

TEMPLE CITY COUNCIL

MUNICIPAL BUILDING

2 NORTH MAIN STREET

3rd FLOOR – CONFERENCE ROOM

THURSDAY, FEBRUARY 20, 2014

2:30 P.M.

WORKSHOP AGENDA

- 1. Discuss, as may be needed, Regular Meeting agenda items for the meeting posted for Thursday, February 20, 2014.
- 2. Receive first quarter financial results for Fiscal Year 2014.
- 3. Discuss the City's strategic plan, and various strategic and budget related policy issues to include but not limited to:
 - FY 2015 budget process and calendar
 - City Boards & Commissions
 - I-35 Overlay Update
- 4. The City Council will meet in executive session to discuss the impact on the duties of Mayor Pro Tem Judy Morales of an investigation by Bell County related to the use of county funds and resources for her campaign for public office. No final action will be taken.

Executive Session: Pursuant to Chapter 551, Texas Government Code, §551.074 – Personnel Matter – The City Council will meet in executive session to discuss the duties of a public official, the Mayor Pro Tem.

Executive Session: Pursuant to Chapter 551, Texas Government Code, § 551.071 – Consultation with Attorney, the City Council will meet in executive session with the City Attorney on the matter described above, the public discussion of which could conflict the duties of an attorney under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas (providing confidential advice to a client).

5:00 P.M.

MUNICIPAL BUILDING

2 NORTH MAIN STREET CITY COUNCIL CHAMBERS – 2^{ND} FLOOR TEMPLE, TX

TEMPLE CITY COUNCIL

REGULAR MEETING AGENDA

I. CALL TO ORDER

- 1. Invocation
- 2. Pledge of Allegiance

II. PUBLIC COMMENTS

Citizens who desire to address the Council on any matter may sign up to do so prior to this meeting. Public comments will be received during this portion of the meeting. Please limit comments to 3 minutes. No <u>discussion</u> or final action will be taken by the City Council.

III. PUBLIC HEARINGS

3. 2014-7226-R: Conduct a public hearing and consider adopting a resolution amending the Community Development Block Grant (CDBG) 2013-2014 Annual Action Plan and Budget.

IV. REPORTS

4. Receive a report from the Police Department as required by the Racial Profiling Statute contained in the Texas Code of Criminal Procedure.

V. CONSENT AGENDA

All items listed under this section, Consent Agenda, are considered to be routine by the City Council and may be enacted by one motion. If discussion is desired by the Council, any item may be removed from the Consent Agenda at the request of any Councilmember and will be considered separately.

5. Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions for each of the following:

<u>Minutes</u>

(A) February 6, 2014 Special Called and Regular Meeting

Contracts, Leases, & Bids

- (B) 2014-7227-R: Consider adopting a resolution authorizing a professional services agreement with Halff Associates, Inc. of Richardson for the preparation of a comprehensive Parks, Recreation, and Open Space Master Plan in an amount not to exceed \$74,200.
- (C) 2014-7228-R: Consider adopting a resolution authorizing a construction contract with McLean Construction of Killeen, for activities required to construct Phase 3 of the Panda TBP Reclaimed Effluent Line in an amount not to exceed \$5,505,505.10.
- (D) 2014-7229-R: Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick & Associates, LP, (KPA) for engineering services required to update design and construction plans for Phase 3 of the Outer Loop in an amount not to exceed \$41,050.

Ordinances – Second & Final Reading

- (E) 2014-4638: SECOND READING Consider adopting an ordinance adopting the Temple Youths' Program Standards of Care.
- (F) 2014-4639: SECOND READING Consider adopting an ordinance designating a tract of land consisting of approximately 7 acres located at 3111 and 3289 Eberhardt Road as City of Temple Tax Abatement Reinvestment Zone Number Twenty-Seven for commercial/industrial tax abatement.
- (G) 2014-4640: SECOND READING A-FY-14-01: Consider adopting an ordinance abandoning 75.71 feet of an existing alley with a width of 20 feet, located in Block 24, Moores First Addition, on the north side of Lengefeld Drive, and between North 11th and North 13th Streets, more fully shown in the attached exhibit; and reserving a public drainage and utility easement in the entire abandoned right-of-way.
- (H) 2014-4642: SECOND READING Z-FY-14-12: Consider adopting an ordinance authorizing a Conditional Use Permit (CUP) to allow a used tire service and repair facility to be located within the I-35 Overlay Zone, Lot 3, Block 13, Temple Heights subdivision, County of Bell, Texas, addressed as 2815 South General Bruce Drive.
- (I) 2014-4643: SECOND READING Z-FY-14-15: Consider adopting an ordinance authorizing a Conditional Use Permit (CUP) to allow a pet crematorium within a new 1500 square foot building as part of an existing veterinary hospital located on a portion of Lot 1, Block 1, Gosney Commercial Subdivision, Bell County, Texas, addressed as 2055 Scott Blvd.
- (J) 2014-4644: SECOND READING Z-FY-14-17: Consider adopting an ordinance authorizing a Conditional Use Permit (CUP) to construct a freestanding 150 foot personal wireless cell tower and ground equipment on a tract of land situated in the John J. Simmons Survey, Abstract No.737, located at 7378 State Highway 317.

<u>Misc.</u>

- (K) 2014-7230-R: Consider adopting a resolution in support of the Temple Police Department Basic Peace Officer Academy being designated as the regional police academy for the Central Texas Council of Governments.
- (L) 2014-7231-R: Consider adopting a resolution authorizing the City Manager to submit an application and accept funding through a Victims of Crime Assistance (VOCA) Grant through the Criminal Justice Division (CJD) of the Governor's Office.
- (M) 2014-7232-R: Consider adopting a resolution approving first quarter financial results for Fiscal Year 2014.
- (N) 2014-7233-R: Consider adopting a resolution authorizing budget amendments for fiscal year 2013-2014.

VI. REGULAR AGENDA

ORDINANCES – FIRST READING – PUBLIC HEARING:

- 6. 2014-4633: FIRST READING PUBLIC HEARING Consider adopting an ordinance establishing school zones and setting speed limits and crosswalks within the school zones to conform to school schedules.
- 7. 2014-4645: FIRST READING PUBLIC HEARING Consider adopting an ordinance establishing a speed limit of 20 mph on North Main Street from East Downs Avenue to East French Avenue.
- 8. 2014-4646: FIRST READING PUBLIC HEARING Z-FY-14-18: Consider adopting an ordinance authorizing a rezoning from Agricultural District (AG) to Planned Development District –General Retail (PD-GR) to allow residential and nonresidential uses on 103.07 +/- acres being part of the Redding Roberts Survey, Abstract 692, Bell County, Texas, located at the northwest corner of FM 1741 (South 31st Street) and FM 93.
- 9. 2014-4647: FIRST READING-PUBLIC HEARING Consider adopting an ordinance designating a tract of land consisting of approximately 163.606 acres located at 10501 Northwest HK Dodgen Loop, Temple, Texas, as City of Temple Tax Abatement Reinvestment Zone Number Twenty-Eight for commercial/industrial tax abatement.

RESOLUTIONS

- 10. 2014-7234-R: Consider adopting a resolution authorizing a tax abatement agreement with Thomas Biodiesel, LLC, covering increases in the taxable value of real property for a 7 acre tract of land (Tax Abatement Reinvestment Zone Number 27) located at 3111 and 3289 Eberhardt Road.
- 11. 2014-7235-R: Consider adopting a resolution appointing members to the following City boards and commissions:
 - (A) Building and Standards Commission three members to fill expiring terms through March 1, 2016; one alternate member to fill expiring terms through March 1, 2016

- (B) Building Board of Appeals three members to fill expiring terms through March 1, 2018
- (C) Development Standards Advisory Board three members to fill expiring terms through March 1, 2017
- (D) Electrical Board three members to fill expiring term through March 1, 2017
- (E) Parks and Leisure Services Advisory Board two members to fill expiring terms through March 1, 2017
- (F) Tree Board two members to fill an expiring term through March 1, 2017
- (G)Zoning Board of Adjustment three members to fill expiring terms through March 1, 2016; two alternate members to fill expiring terms through March 1, 2016

The City Council reserves the right to discuss any items in executive (closed) session whenever permitted by the Texas Open Meetings Act.

I hereby certify that a true and correct copy of this Notice of Meeting was posted in a public place at 1:45 PM, on February 14, 2014.

Hace Bovason

Lacy Borgeson, TRMC City Secretary



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #3 Regular Agenda Page 1 of 1

DEPT. /DIVISION SUBMISSION & REVIEW:

Brynn Myers, Director of Administrative Services

ITEM DESCRIPTION: PUBLIC HEARING – Conduct a public hearing and consider adopting a resolution amending the Community Development Block Grant (CDBG) 2013-2014 Annual Action Plan and Budget.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The Annual Action Plan reflects the City of Temple's funding priorities and identifies the projects proposed to receive Federal funds under the Community Development Block Grant ('CDBG') program.

One of the infrastructure projects included in the 2013-2014 Annual Action Plan that was adopted by Council on July 18, 2013 was the MLK Jr. Memorial Park in the amount of \$227,819.

This park project is being redesigned as part of the Temple Downtown Master Plan that is currently under development. In order to comply with CDBG program timeliness requirements and allow sufficient time for the MLK Jr. Memorial Park project to be designed, staff recommends amending the 2013-2014 Annual Action Plan to allocate the funds to an alternate park project.

The recommended project is the Wilson Park 2014 Playground Addition. This project will be located inside Wilson Park, 2205 Curtis B. Elliot Drive, near Clark Pool. This project will include design and installation of a playground, shade structure, picnic pavilion, swings, sidewalks, benches, grill, water fountain, trees, and boulder. A restroom facility will also be included if funding allows. It is recommended that \$227,819 be re-allocated from 2013-2014 CDBG funds to complete this project.

FISCAL IMPACT:

No fiscal impact.

ATTACHMENTS:

Project Schematic Resolution



RESOLUTION NO. 2014-7226-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING AN AMENDMENT TO THE FISCAL YEAR 2013-2014 COMMUNITY DEVELOPMENT BLOCK GRANT ANNUAL ACTION PLAN AND BUDGET; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Annual Action Plan reflects the City of Temple's funding priorities and identifies the projects proposed to receive Federal funds under the Community Development Block Grant (CDBG) program;

Whereas, the MLK Jr. Memorial Park was one of the infrastructure projects included in the 2013-2014 Annual Action Plan which was adopted on July 18, 2013, in the amount of \$227,819;

Whereas, the park is part of the Temple Downtown Master Plan which is currently under development and in order to comply with the CDBG program timeliness requirements, and allow sufficient time for the MLK Jr. Memorial Park project to be designed, staff recommends amending the 2013-2014 Annual Action Plan to allocate the funds to an alternate park project;

Whereas, the recommended project is the Wilson Park 2014 Playground Addition which will be located inside Wilson Park – the project includes design and installation of a playground, shade structure, picnic pavilion, swings, sidewalks, benches, grill, water fountain, trees and boulder; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

Now, Therefore, Be it Resolved by the City Council of the City of Temple, Texas, That:

Part 1: The City Council authorizes an amendment to the fiscal year 2013-2014 CDBG Annual Action Plan and Budget to reallocate funds from the MLK Jr. Memorial Park project to the Wilson Park 2014 Playground Addition, in the amount of \$227,819.

<u>**Part 2:**</u> It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **20th** day of **February**, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

APPROVED AS TO FORM:

ATTEST:

Jonathan Graham City Attorney

Lacy Borgeson City Secretary



02/20/14 Item #4 Regular Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Gary O. Smith, Chief of Police

ITEM DESCRIPTION: Receive a report from the Police Department as required by the Racial Profiling Statute contained in the Texas Code of Criminal Procedure.

STAFF RECOMMENDATION: Receive the report.

ITEM SUMMARY: The Code of Criminal Procedure requires a report to the governing body of the municipality that details the department's activities related to traffic stops that result in citations, arrests, and searches of persons and/or vehicles. The statute requires the head of the agency to use comparative data to make a determination as to the possible presence of racial profiling within the agency.

The report includes the totals from calendar year 2013 for each category mentioned above. Census data is used for comparisons where appropriate.

It is recommended that the Council receive this report. No other action is required.

FISCAL IMPACT: None

ATTACHMENTS:

Report-To Be Provided



COUNCIL AGENDA I LEM MEMORANDUM

02/20/14 Item #5(A) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Lacy Borgeson, City Secretary

ITEM DESCRIPTION: Approve Minutes:

(A) February 6, 2014 Special Called and Regular Meeting

STAFF RECOMMENDATION: Approve minutes as presented in item description.

ITEM SUMMARY: Copies of minutes are enclosed for Council review.

FISCAL IMPACT: N/A

ATTACHMENTS:

February 6, 2014 Special Called and Regular Meeting

TEMPLE CITY COUNCIL

FEBRUARY 6, 2014

The City Council of the City of Temple, Texas conducted a Speical Meeting on Thursday, February 6, 2014, at 2:30 pm, at the Municipal Building, 2 North Main Street, in the 3rd Floor Conference Room.

Present:

Councilmember Perry Cloud Councilmember Timothy Davis Councilmember Russell T. Schneider Mayor Daniel A. Dunn

Absent:

Mayor Pro Tem Judy Morales

1. Discuss, as may be needed, Regular Meeting agenda items for the meeting posted for Thursday, February 6, 2014.

Consent Agenda Item #5(I) - Fetting Zoning Case Z-FY-14-09 -Mr. Blackburn noted that this recommendation was amended on first reading to be for NS(PD) with site plan approval and that it requires a super majority vote.

Regular Agenda Item #9 -Poison Oak/ South Pea Ridge Z-FY-13-29 - Councilmember Schneider noted he will abstain from this item.

Regular Agenda Item #13- Blazer Development (Tax Credit Project) - Mr. Blackburn note the financial support component and that the City does not have to contribute; as it could be through TEDC.

2. Receive the 2012-2013 Annual Risk Management Report.

Gloria Elder, Risk Manager presented this report to the Council. She stated Risk Management is an ongoing process of forecasting and identifying the City's risks. The report covered the period of October 1, 2012 through September 30, 2013. Ms. Elder also mentioned the Experience Modifier; which is based on a three-year rolling average of claims history. She stated that the liablity insurance was steady over the past years; but workers compensation rose from .47 to .69. Fleet accidents were also up; with Solid Waste having 31 and Police having 30 accidents for 2012-2013.

Next Ms. Elder mentioned the Employee Injuries. She noted the City had approximately 877 employees in 12-13; and 99 of them (11%) received a work-related injury; totally approximately 939 work days.

Ms. Elder noted that we are trending upwards in both liability insurance and workers compensaton insurance.

3. Discuss the City's strategic plan, and various strategic and budget related policy issues to include but not limited to:

FY 2015 Budget Process and Calendr Parks Master Plan TCIP

Mr. Blackburn presented this item. He stated it is important for us to have 'big picture' discussions from time to time. Historically, Council has had an annual planning retreat to review the Strategic Plan; but we were unable to accomplish that this year. Mr. Blackburn stated this year's approach will be modified with a series of workshops over a 2-3 month period.

He noted the strategic topics to include but not limited to, TCIP; Parks Master Plan; City Council Protocols; Water & Sewer Master Plan; Boards & Commissions; I-35 Overlay Update; Fund Balance Policies; Sammons Golf Course; and Summit Recreation Center. He then reviewed the FY2015 Budget Calendar.

Ken Cicora, Director of Parks & Leisure Services gave a brief presentation to the Council in regards to the Parks Master Plan. The Parks Master Plan serves as a guide and blueprint to shape Temple's parks needs and recreational programming for the next 10 years; and a foundation for budget projects and planning. The current Master Plan is required by Texas Parks & Wildlife to apply for parks grants. The plan also serves as the basis for future bond projects. The existing Parks, Recreation and Open Spaces Master Plan was developed by Texas A&M University in 1997; and updated by Staff and Parks Advisory Board in 2005. Mr. Cicora stated historically the planning process works with the guidance and support of a citizens group (12-15 members). The committee has been broad-based, to include representatives from the parks advisory board, support groups and community stakeholders; of which is appointed by the Council.

Mr. Cicora reviewed the current plans priorities that have been completed to include: develop Master Trails System; Develop Recreation Program Policy; Skate Park; Expand Summit Fitness & Recreation Center; Develop Amphitheater; Construct Water Theme Park; and Lions Park Enhancement. Next he reviewed those items that have not been completed to include: developing Airport detention pond to practice fields; acquire land and develop parks in under-served areas and new parks; develop athletic complex - preferably in south Temple; natural resource areas & nature preserves; construct community recreation centers in South and West Temple.

Some projects that have been discussed for review in the next Mast Plan development process is: new West Temple Regional Park; Bend of the River; Georgetown Railroad Hike and Bike Trail; West & South Temple Community Recreation Centers; shade coverings on all playgrounds; citywide connection of hike/ bike trails; and a water park expansion to include a deep water pool.

Mr. Cicora stated an RFP was conducted; there were three firms submit bids. We are currently finalizing a proposal to lead the plan process. The estimated cost is \$70,000; and is tracking to the February 20, 2014 Council meeting for approval. This schedule has the Master Plan completed by October 2014.

Next, Ms. Torralva reviewed teh Transportation Capital Improvement Program. She stated this program was adopted in August 2012 as part of the FY2013 Budget and supports an on-going and continued growth in Temple. It address five key areas, (1) signalization; (2) capacity; (3) connectivity; (4) reconstruction; and (5) maintenance.

Originally, the TCIP Project list was \$60.2 million, and was funded through available debt capacity over the next six to eight years to integrate multimodal components and providing connectivity throughout the community.

Ms. Torralva reviewed the original list of projects to include dollar and locations. She then reviewed with Council the list has it is today and discussed the changes. This is an evolving plan and is constantly being reprioritized as growth and needs change.

Mayor Dunn stated that at this time approximately 4:05 p.m., the City Council would enter into executive session. All parties were excussed with exception of Mr. Graham and the Council. No final action was taken.

The City Council will meet in executive session to discuss the impact on the duties of Mayor Pro Tem Judy Morales of an investigation by Bell County related to the use of County funds and resources for her campaign for public office. No final action will be taken.

Executive Session: Pursuant to Chapter 551, Texas Government Code, 551.074 - Personnel Matter - The City Council will meet in executive session to discuss the duties of a public official, the Mayor Pro Tem.

Executive Session: Pursuant to Chapter 551, Texas Government Code, 551.071-Consultation with Attorney, the City Council will meet in executive session with the City Attorney on the matter described above, the public discussion of which could conflict the duties of an attorney under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas (providing confidential advice to a client).

The City Council of the City of Temple, Texas conducted a Regular Meeting on Thursday, February 6, 2014 at 5:00 PM in the Council Chambers, Municipal Building, 2nd Floor, 2 North Main Street.

Present:

Councilmember Perry Cloud Councilmember Timothy Davis Councilmember Russell T. Schneider Mayor Daniel A. Dunn

Absent:

Mayor Pro Tem Judy Morales

I. CALL TO ORDER

1. Invocation

Pastor Patricia Dietrich, First Lutheran Church voiced the Invocation.

2. Pledge of Allegiance

Lisa Youngblood, Immediate Past-President of TMLDA and Library Director for Harker Heights Public Library lead the Pledge of Allegiance.

II. PROCLAMATIONS & SPECIAL RECOGNITIONS

3. Recognize the Temple Public Library for receiving the Achievement of Excellence in Libraries Award from the Texas Municipal Library Directors Association.

Lisa Youngblood, Immediate Past-President of TMLDA and Library Director for Harker Heights Public presented the City of Temple with this award.

III. PUBLIC COMMENTS

Mr. Glenn Cummings, 2624 Butterfly Drive, Temple, stated he'd wait until

the public hearing section for item 9 on the regular agenda.

Nathan Kelley, Blazer Development 10326 Candlewood, Houston Texas, asked the Council for favorable consideration in regards to item #13 on the Regular Agenda.

Ms. Robbye Meyer, Consultant for Blazer, 8801 Francia Trail, Austin, Texas also asked the Council to support this project.

Dave Kirk, 1870 Crown Drive, Dallas Texas, stated he would wait for the public hearing on item 12.

IV. REPORTS

4. Receive the City of Temple Comprehensive Annual Financial Report for fiscal year ended September 30, 2013.

Traci Barnard, Director of Finance introduced Mr. Stephen Niemeier, with Brockway, Gershbach, Franklin, and Niemeier, P.C. to present the CAFR. Mr. Niemeier gave a brief presentation of the Comprehensive Annual Financial Report Year ended September 20, 2013. He noted the financial highlights to include the increases in sales tax and property values; the City's revenues exceeded \$125 million (grant revenues increased \$16.0 million with \$16.5 million of 2013 grant revenue passed through TxDOT; and \$5.4 million of settlement income in 2013); as well as the unrestricted net position reaching \$44.2 million (\$3.8 million increase over 2012). Mr. Niemeier also noted the City's TMRS retirement plan has strengthened from 79.5% to 81.8%. Mr. Niemeier continued with the Summary of Net Activity of Primary Government; Investment in Capital Assests Net of Related Debt; and TMRS Unfunded Actuarial Accrued Liability reports. He concluded his report by stating the City's Independent auditors' report is without gulifications and has been recognized 32 consecutive years years for their Certificate of Achievement for Exellence in Financial Reporting and 18 years for Distinguished Budget Award.

V. CONSENT AGENDA

5. Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions for each of the following:

(A) January 16, 2014 Special Called and Regular Meeting

(B) 2014-7214-R: Consider adopting a resolution authorizing a contract amendment with Austech Roof Consultants, Inc., of Austin to provide additional roof consulting services for the hangar roof project at the Draughon-Miller Central Texas

Regional Airport in the amount of \$14,550, making a revised contract value of \$35,550.

(C) 2014-7215-R: Consider adopting a resolution authorizing an annual services agreement with Austin Environmental, Inc. of Bryan for as-needed asbestos inspection and consulting services in the estimated annual amount of \$30,000.

(D) 2014-7216-R: Consider adopting a resolution authorizing the purchase of one (1) Ford F-450 diesel powered truck with crane body and 6,000 pound crane from Silsbee Ford of Silsbee, utilizing a BuyBoard contract, in the amount of \$81,363.90.

(E) 2014-7217-R: Consider adopting a resolution authorizing a professional services agreement with Bury-Aus, Inc. of Temple for professional engineering services required for the installation of approximately 2,100 linear feet of 12" diameter water line along Lamar Street from 7th Street to the corridor between 15th and 17th Street in an amount not to exceed \$43,370, as well as, declare an official intent to reimburse the expenditures with the issuance of 2014 Utility Revenue Bonds.

(F) 2014-7218-R: Consider adopting resolutions:

(1) Ordering an election for May 10, 2014, for the election of the Mayor At-Large, District 2 Councilmember, the District 3 Councilmember; and

(2) Authorizing joint election agreements with the Temple Health & Bioscience Economic Development District; Temple College and Temple Independent School District for the May 10, 2014 election;

(3) Changing the polling place in City Council District 2 from Meredith-Dunbar Elementary School, 1717 East Avenue J, to Wilson Park Recreation Center, located at 2205 Curtis B. Elliott Drive.

(G) 2014-4631: SECOND READING - Z-FY-13-36: Consider adopting an ordinance authorizing an amendment to Ordinance 2010-4413, Temple Unified Development Code, Article 3 to amend notification requirements; Article 4 to amend dimensional standards; Article 5 to add industrial uses; Article 6 to amend TMED landscaping requirements; Article 6 to amend I-35 Overlay window requirements; Article 6 to amend the 1st and 3rd Street Overlay District; and Article 7 to amend off street parking requirements. (H) 2014-4632: SECOND READING - Z-FY-14-06: Consider adopting an ordinance authorizing a zoning change from Two Family District (2F) to PD (O1) on a portion of Lot 1 and a portion of Lot 3, Block E, Bentley Bellview Addition, addressed as 2003 West Avenue H.

(I) 2014-4634: SECOND READING - Z-FY-14-09 - Consider adopting an ordinance authorizing a zoning change from Agricultural District (AG) to Neighborhood Services (NS) -Planned Development (PD) with required site plan approval by the City Council on 0.982 +/- acres, situated in the Nancy Chance Survey, Abstract 5, City of Temple, Bell County, Texas located at 6040 West Adams Avenue.

(J) 2014-4635: SECOND READING - Z-FY-14-11: Consider adopting an ordinance authorizing a zoning change from Agricultural District (AG) to Single- Family Two District (SF-2) on 115.33 +/- acres and from Agricultural District (AG) to General Retail District (GR) on 12.725 +/- acres, both being a portion of 128.05 acres of land, being part of the Baldwin Robertson Survey, Abstract 17, Bell County, Texas, located on the east side of SH 317, north of the FM 2483 intersection, and extending to the west side of North Pea Ridge Road.

(K) 2014-4636: SECOND READING - Z-FY-14-13: Consider adopting an ordinance authorizing a Conditional Use Permit for a biodiesel manufacturing plant on Lot 1, Block 1, Temple Industrial Park Section Eight on 7.00 +/- acres, located at 3289 & 3111 Eberhardt Road.

(L) 2014-4637: SECOND READING - Z-FY-14-16: Consider adopting an ordinance authorizing a zoning change from Heavy Industrial (HI) District to PD (HI) District in the I-35 Corridor Overlay on 2.00 +/- being a tract of land out of and a part of the George Givens Survey, Abstract No. 345, addressed as 4206 South General Bruce Drive.

(M) 2014-7219-R: Consider adopting a resolution authorizing the temporary closure of certain streets and the execution of any other documents needed for the Army Marathon which will be conducted on Sunday, March 2, 2014.

(N) 2014-7220-R: Consider adopting a resolution authorizing submission of a grant application to Dr. Pepper Snapple Group and Keep America Beautiful for the Public Park Recycling Grant, for the receipt of 35 recycling bins to be used at park facilities.

(O) 2014-7221-R: Consider adopting a resolution accepting the FY2012-2013 Risk Management Annual Report.

(P) 2014-7222-R: Consider adopting a resolution authorizing budget amendments for fiscal year 2013-2014.

Motion by Councilmember Perry Cloud adopt resolution approving the Consent Agenda seconded by Councilmember Russell T. Schneider.

Motion passed unanimously.

VI. REGULAR AGENDA

ORDINANCES

6. 2014-4638: FIRST READING - PUBLIC HEARING - Consider adopting an ordinance adopting the Temple Youths' Program Standards of Care.

Ken Cicora, Director of Parks and Leisure Services presented this item to the Council. The Texas Department of Protective and Regulatory Services requires communities that conduct your programs to adopt a Standard of Care policy annually by ordinance and after a public hearing. Mr. Cicora stated the City Council adopted the Standards of Care for Youth Programs on August 19, 2004. He reviewed the key elements of the policy which includes registration procedures, criminal background checks on employees, and first aid and CPR training for staff.

He then reviewed the 2013 Report. In 2013 afterschool programs were provided in four TISD schools and four BIS school, as well as St. Mary's School. The average daily attendance in the afterschool program was 297 in 2012 and 306 in 2013; while the camp attendance was 401 in 2012 and 364 in 2013. Camptastic was not offered in 2013.

There were 88 participants that received financial assistance for 2013; where in 2012 there were 61. All training and inspection requirements were met in 2013 and Staff is not recommending any changes to the current Temple Youths' Program Standards of Care.

Mayor Dunn declared the public hearing open with regards to agenda item 6 and asked if anyone wished to address this item. There being none, Mayor Dunn declared the public hearing closed.

Motion by Councilmember Russell T. Schneider to adopt ordinance on first reading, with second and final reading set for February 20, 2014. seconded by Councilmember Timothy Davis.

Motion passed unanimously.

7. 2014-4639: FIRST READING - PUBLIC HEARING - Consider adopting an ordinance designating a tract of land consisting of approximately 7 acres located at 3111 and 3289 Eberhardt Road as City of Temple Tax Abatement Reinvestment Zone Number Twenty-Seven for commercial/industrial tax abatement.

Jonathan Graham, City Attorney presented this item to the Council. Mr. Graham stated this is approximatey 7 acres of land located at 3111 adn 3289 Eberhardt Road; and the property is zoned industrial/ commercial. The City has received a tax abatement application for a 10-year declining term (100% for years 1-5, then 90-80-70-60-50% for years 6-10). Mr. Graham briefly reviewed the specific findings as required by Chapter 312. He noted that staff has reveiwed this application and believes the contemplated abatement will lead to an increase in primary employment in the area and creation of real adn personal property improvements.

Mayor Dunn declared the public hearing open with regards to agenda item 7 and asked if anyone wished to address this item. There being none, Mayor Dunn declared the public hearing closed.

Motion by Councilmember Timothy Davis to adopt ordinance on first reading, with second and final reading set for February 20, 2014. seconded by Councilmember Perry Cloud.

Motion passed unanimously.

8. 2014-4640: FIRST READING - PUBLIC HEARING - A-FY-14-01: Consider adopting an ordinance abandoning 75.71 feet of an existing alley with a width of 20 feet, located in Block 24, Moores First Addition, on the north side of Lengefeld Drive, and between North 11th and North 13th Streets, more fully shown in the attached exhibit; and reserving a public drainage and utility easement in the entire abandoned right-

of-way.

Tammy Lyerly, Planner, presented this case to the Council. She noted the applicant Bruce Walker requests this partial alley abandonment for expansion of Lengefeld Lumber Company. She noted that buildings will not be allowed int eh alley due to existing utility service lines. All utility providers have been notified; and there are no objections as long as an easement is retained for access to existing service lines in the alley. Ms. Lyerly noted that Mr. Walker proposes to have a chain link fence that is accessible to the utility providers. The Broker's Opinion of value is \$5,350.

Staff recommends approval of this request; and reserving a public drainage and utility easement in the entire abaondoned rights-of-way.

Mayor Dunn declared the public hearing open with regards to agenda item 8 and asked if anyone wished to address this item. There being none, Mayor Dunn declared the public hearing closed.

Motion by Councilmember Russell T. Schneider to adopt ordinance on first reading, with second and final reading set for February 20, 2014. seconded by Councilmember Perry Cloud.

Motion passed unanimously.

 2014-4641: FIRST READING - PUBLIC HEARING - Z-FY-13-29: Consider adopting an ordinance authorizing a rezoning from Agricultural District (AG) to Single-Family Two District (SF-2) on 26.88 + / - acres, being part of the Nancy Chance Survey, Abstract No. 5, Bell County, Texas, located South of Poison Oak Road, east of South Pea Ridge Road.

Mark Baker, Planner, presented this case to the Council. He stated the applicant Glynn Cummings has requested the property be rezoned from AG to SF-2 District for development. The subject property contains +/- 26.88 acres for which the Comprehensive Plan / Future Land Use Plan identifies as Suburban Residential District. Mr. Baker noted there are some neighborhood concerns related to increased traffic on to Poison Oak and South Pea Ridge; as well as none of the area roads are shown or funded through the City's 2019 TCIP project list. Mr. Baker stated that ROW dedication will be triggered by future plat; Poison Oak - proposed arterial, with 70' ROW & 49' pavement; South Pea Ridge - collector, with 55' ROW and 36'

pavement; and Old Waco Road - arterial, with 120' ROW. He provided several photos of the surrounding area; and reviewed both allowed and prohibited uses for SF-2. Mr. Baker stated the Development Standards apply for this development.

There were twelve notices mailed to the surrounding property owners; with zero returned in favor; and three in opposition. This request is in compliance of the Future Land Use Plan; Utility Plan; Thoroughfare Plan; and is compatible with surrounding uses and zoning. Staff recommends approval of the request.

This item was table at the P&Z's January 6, 2014 meeting due to concerns over adequacy of roadway infrastructure; but was heard at its January 21, 2014 meeting. The vote was 3 to 3.

Mayor Dunn declared the public hearing open with regards to agenda item 9 and asked if anyone wished to address this item.

Glynn Cummings, 2624 Butterfly Drive, Temple; is the developer of the project. He was available for questions.

Victor Turley, 301 North 3rd Street - Engineer for development was also available for questions. He noted this is in the pathway of development and the 115 lots would be done in phases. First phase - 35 lots; about 10 months before construction; and would come out onto Old Waco Road. The Second Phase would 30 +/- lots; construction about three years from today; and then the final phase would be complete about 6 years from today; and would come out onto Pea Ridge.

Mr. Russell McAllister, 3924 South Pea Ridge Road addressed his concerns for traffic and safety of the roads. He stated the city does not have the access to improve a large portion of the road as it is or out of the city limits. Two cars can barely pass safely now; pedestrians cannot travel this road safely. There is too much traffic already with high rates of speed. Mr. McAllister stated the City needs to improve roads first then look at development.

Ms. Laura Schaupt, 8355 Poison Oak Rd address the council with her concerns. She stated the road is 16" foot wide; too narrow and poor condition. She stated she is concerned with rapid development and rapid growth of District 4; and believes this is in conflict with the City's Choices 08 plan. These roads are not ready for more development; and high density neighborhood is not the right choice for this area. She stated the roads were not built to support the current traffic load. Ms. Schaupt stated the City needs to plan well and make wise

decisions for development. She stated District 4 is a mess as it relates to roads; and suggested impact fees would help to offset the costs of improving roads.

Debbie Langley, 8355 Poison Oak Lot 9 addressed the Council. She stated the roads are not ready for this type of development. There are too many safety concerns. Planning & Zoning Commission mentioned there is not a plan through 2019 to improve the roads; but they need to be widened, a center line and smooth sides. This could improve the traffic and allow for safer passing. She also stated a traffic light at Poison Oak and 317 is needed now.

Peggy Albin, 8355 Poison Oak unit A stated her concerns. She stated she is not opposed to development; but it is not needed for this area until the roads are addressed and improved. It is too dangerous.

Mr. Trent Lanham, 3940 South Pea Ridge Road address the Council. He stated he too owns 60 acres in the area; and wants responsible development. He noted that everyday there are near misses with head-on- collisions around the corner. He and the others understand development will happen; but want consideration for safety prior to development.

James Staats, 2214 Fox Glenn Lane, noted that Austin experienced the same problems during growth. We want people to come to Temple and develope. The issue is money/ funding for road improvements. We need to reach out to our local representative to find us some CIP money to help with this process.

Sandy Horn, 2303 Carriage Drive stated the community is concerned with traffic; and a light is needed at Poison Oak and 317. We are concerned that another development near by will add to the traffic. She stated she is not against development; and that Mr. Cummings is good builder.

There being no further comments, Mayor Dunn declared the public hearing closed.

Councilmember Cloud asked Mr. Blacburn if the current road conditions could be addressed?

Mr. Blackburn stated yes, through the TCIP.

Mayor Dunn stated the comments and concerns from all are greatly appreciated and needed. This is how we (The City)

determines the greatest needs/ areas for placement of roads and funding.

Councilmember Schneider abstained while all others presented voted 'Aye'.

Motion by Councilmember Perry Cloud to adopt ordinance on first reading, with second and final reading set for February 20, 2014. seconded by Councilmember Timothy Davis.

Councilmember Russell T. Schneider abstained. The other Councilmembers voted aye. The motion passed.

10. 2014-4642: FIRST READING - PUBLIC HEARING - Z-FY-14-12: Consider adopting an ordinance authorizing a Conditional Use Permit (CUP) to allow a used tire service and repair facility to be located within the I-35 Overlay Zone, Lot 3, Block 13, Temple Heights subdivision, County of Bell, Texas, addressed as 2815 South General Bruce Drive.

Mark Baker, Planner, presented this case to the Council. The applicant Miguel Flores is asking for this change to allow for a used tire service and repair facility. The Comprehensive Plan/ Future Land Use Plan identifies this property as Auto-Urban Commercial District. The base zoning is commercial; and the I-35 Overlay Corridor Zone requires a conditional use permit for minor automotive service uses (UDC Section 6.7). Mr. Baker stated there is an 8" sewer line in South 57th Street and a 6" sewer line in West Avenue L; as well as a 6" water line in South 55th Street to service the property. The subject property would be subject to I-35 Overlay Standards upon future expansion; but no expansion is currently being proposed. The applicant only intends to paint.

Mr. Baker briefly reviewed the UDC Section 5.3.23 "Minor Automotive Use Standards" and stated this will apply. There were eight notices mailed to the surrounding property owners; with one returned in favor and zero in opposition.

Staff recommends approval of the requested Conditional User Permit to allow a used tire service and repair facility subject to the following conditions: (1) approval of a color palette for exterior building colors in compliance with UDC Section 6.7.9.D3 (2) submittal of a site plan providing parking lot layout; (3) vehicle servicing must be conducted completely within an enclosed building; (4) vehicles being serviced may not exceed one and one-half tons; (5) no outside storage or display of any kind is permitted; (6) no parking of damaged motor vehicles is permitted, except on a temporary basis not to exceed 72 hours; and (7) future expansion would trigger compliance with I-35 Overlay Standards, as well as review by the Planning and Zoning Commission and City Council.

At its January 6, 2014, meeting the Planning and Zoning Commission voted 4/2, to approve per staff's recommendation.

Mayor Dunn declared the public hearing open with regards to agenda item 10 and asked if anyone wished to address this item. There being none, Mayor Dunn declared the public hearing closed.

Motion by Councilmember Timothy Davis to adopt ordinance on first reading, with second and final reading set for February 20, 2014. seconded by Councilmember Russell T. Schneider.

Motion passed unanimously.

11. 2014-4643: FIRST READING - PUBLIC HEARING - Z-FY-14-15: Consider adopting an ordinance authorizing a Conditional Use Permit (CUP) to allow a pet crematorium within a new 1500 square foot building as part of an existing veterinary hospital located on a portion of Lot 1, Block 1, Gosney Commercial Subdivision, Bell County, Texas, addressed as 2055 Scott Blvd.

Mark Baker, Planner, presented this case to the Council. The applicant Gary Gosney has requested the change to allow for a pet crematorium within a new 1,500 square foot building as part of a the existing veterinary hospital. The existing veterinary hospital is permitted by right; while the crematory requires the CUP. The Comprehensive Plan/ Future Land Use Plan identifies property as Auto-Urban Commercial District, which supports commercial uses. Mr. Baker noted there is an 8" water line and sewer line in Scott Boulevard to serve the needs of the use.

There are no standards for crematoriums in the UDC; and staff has processed two crematorium CUPs since 1995 with the following considerations: (1) used for veterinary purposes only, subject to the Texas Commission on Environmental Quality regulations and permitting; (2) shall be allowed as an accessory use; (3) operated in such a manner to minimize disturbance to surrounding property owners. Mr. Baker provided several photographs of the surrounding properties. There were six notices mailed to the surrounding property owners; with two returned in favor and zero in opposition. It is staff's recommendation to approve the conditional use permit subject to the following conditions: (1) used for veterinary purposes only, subject to the Texas Commission on Environmental Quality regulations and permitting; (2) shall be allowed as an accessory use; (3) operated in such a manner to minimize disturbance to surrounding property owners. At its January 6, 2014, meeting, the Planning and Zoning Commission voted 6/0 to approve per staff's recommendation.

Mayor Dunn declared the public hearing open with regards to agenda item 11 and asked if anyone wished to address this item. There being none, Mayor Dunn declared the public hearing closed.

Motion by Councilmember Russell T. Schneider to adopt ordinance on first reading, with second and final reading set for February 20, 2014. seconded by Councilmember Perry Cloud.

Motion passed unanimously.

12. 2014-4644: FIRST READING -PUBLIC HEARING - Z-FY-14-17: Consider adopting an ordinance authorizing a Conditional Use Permit (CUP) to construct a freestanding 150 foot personal wireless cell tower and ground equipment on a tract of land situated in the John J. Simmons Survey, Abstract No.737, located at 7378 State Highway 317.

Tammy Lyerly, Planner, presented this case to the Council. Ms. Lyerly stated the applicant is Dave Kirk. This use is allowed by right in GR District for collocation, which means adding to an existing tower. She stated a CUP is required for the proposed 150-foot freestanding personal wireless cell tower since there are no structures in the area tall enough to collate. FFA has determined the proposed tower would not be hazardous to air navigation.

The CUP will be subject to the following UDC Standards (5.4.5): (1) setbacks - minimum distance from the tower to residential zoning or use 450'; closest residential zoning or use is 452' located at 9716 Cow Page Ct.(2) security screening fence - applicant proposes an 8' high wood perimeter fence with self-latching gate; and (3) landscaping and screening - 4' deep

perimeter landscape buffer of red-tipped photinia shrubs 5' on center and applicant will maintain.

There were nine notices mailed to the surrounding property owners; with zero returned in favor and one in opposition. Staff recommends approval due to compliance with the use, location and design standards in Section 5.4.5 of the UDC.

Mayor Dunn declared the public hearing open with regards to agenda item 12 and asked if anyone wished to address this item. There being none, Mayor Dunn declared the public hearing closed.

Councilmember Schneider asked about the distance requirement. This is close to a developing area. How will this effect developing growth in this area?

Mr. Graham, stated this could be addressed in the 2nd reading.

Mr. Chandler noted this distance is required for existing development, not future growth.

Motion by Councilmember Perry Cloud to adopt ordinance on first reading, with second and final reading set for February 20, 2014. seconded by Councilmember Timothy Davis.

Motion passed unanimously.

RESOLUTIONS

13. 2014-7223-R: Consider adopting a resolution authorizing support for the submittal of a tax credit project for a family living project by Blazer Development.

David Blackburn, City Manager reviewed the details of the project .

No Motion Made - Item dies for lack of motion.

14. 2014-7224-R: Consider adopting a resolution naming the Parks and Leisure Services Office Building located in Wilson Park after Patsy Luna.

Ken Cicora, Director of Parks and Leisure Services presented this item. He stated in September 2013 the Parks and Leisure Services Advisory Board appointed a sub-committed to review the park naming opportunity. The Committee discussed and reviewed those facilities that could be named and brought that to the Board in October. At the November meeting the Parks and Leisure Services Board, it was recommended that this building be names after Ms. Luna. During her terms as a Councilmember, Ms. Luna was very supportive of the parks system within her district. Mr. Cicora stated Ms. Luna is very well deserving of this as per our policy.

Mayor Dunn stated he could not think of anyone more deserving of this honor.

Motion by Councilmember Russell T. Schneider adopt resolution seconded by Councilmember Perry Cloud.

Motion passed unanimously.

15. 2014-7225-R: Consider adopting a resolution appointing members to the following City boards and commissions:

(A) Building and Standards Commission - one member to fill an unexpired term through March 1, 2014

appoint David Lesko to fill an unexpired term through March 1, 2014.

(B) Parks and Leisure Services Advisory Board - one member to fill an unexpired terms through March 1, 2016

appoint Travis Smith to fill an unexpired term through March 1, 2016.

(C) Planning & Zoning Commission - one member to fill an unexpired term through September 1, 2014; and one member to fill an unexpired term through September 1, 2015

appoint Tanya Mikeska-Reed to fill an unexpired term through September 1, 2014; and appoint Lester Fettig to fill an unexpired term through September 1, 2015.

Motion by Councilmember Perry Cloud adopt resolution with recommened appointments seconded by Councilmember Timothy Davis.

Motion passed unanimously.

Daniel A. Dunn, Mayor

ATTEST:

Lacy Borgeson City Secretary



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(B) Consent Agenda Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Ken Cicora, Parks and Leisure Services Director

ITEM DESCRIPTION: Consider adopting a resolution authorizing a professional services agreement with Halff Associates, Inc. of Richardson for the preparation of a comprehensive Parks, Recreation, and Open Space Master Plan in an amount not to exceed \$74,200.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The latest Parks Master Plan was completed by an outside consultant in 1997 and was updated by City staff in 2005. The latest document has provided good direction to City staff, the PALS Advisory Board, the Planning Department, and the City Council for the City's park system. With the accomplishment of many of the goals defined in the 1997/2005 plan, it is staff's recommendation that a new Parks, Recreation, and Open Space Master Plan be created with clear direction for the future. In addition to providing direction, an updated Master Plan is required in order to apply for parks-related grants.

Three (3) proposals were received from consultants on January 16, 2014, for the preparation of a comprehensive Parks, Recreation, and Open Space Master Plan. The three (3) firms submitting proposals were as follows: Bury, Austin; Design Workshop, Inc., Austin; and Halff Associates, Inc., Richardson. A committee was formed to evaluate the proposals. The evaluation criteria as outlined in the RFP are as follows:

- 25% Firm's experience in performing projects of similar size and scope in Texas;
- 25% Demonstrated strength to perform work, including project team composition, staff qualifications & experience, and adequacy of resources;
- 20% Demonstrated understanding of project scope and approach and proposed methodology to complete project;
- 10% Work performance, including history of performing past projects on schedule and strength of provided references;
- 10% Proposed time line to complete the project;
- 5% Project team's proximity to Temple in order to enhance efficiency of project; and
- 5% Responsiveness to RFP.

Based on the scoring of the evaluation criteria, it is the committee's recommendation to negotiate a contract with Halff Associates. Halff's project manager for the City's project is based in Austin and has extensive experience in developing parks master plans. The scope of services defined for the project are as follows:

- I. Project Initiation Meeting & City Tour
- II. Pre-planning
 - a. Preparation of base mapping
 - b. Review of relevant existing studies that may influence the Parks Master Plan
 - c. Demographic review & community profile
- III. Visioning
 - a. Steering Committee meetings
 - b. Visioning meetings with key entities/organizations
 - c. Establishment of goals and objectives
 - d. City-wide public meetings
 - e. Community surveys
- IV. Parks & Open Space System Plan
 - a. Inventory & assessment of existing parks & open space facilities
 - b. Evaluation of level of service for parks and open spaces
 - c. Parks & open space needs assessment
 - d. Parks & open space recommendations & strategies
 - e. Ordinance review and recommendations
- V. Implementation Plan
 - a. Preparation of cost estimates
 - b. Preparation of implementation & action plan
- VI. Report Preparation & Final Plan Adoption

It is anticipated that the master planning process will kick-off in March with the completion and presentation of the Plan to Council in October 2014.

FISCAL IMPACT: Funding for the Parks, Recreation, and Open Space Master Plan is not currently included in the adopted FY 2014 budget. A budget adjustment is being presented to Council appropriating funds in the amount of \$74,200 from General Fund Contingency, account110-1500-515-6532, to account 110-4100-551-2616 fund the proposed agreement with Halff Associates, Inc.

ATTACHMENTS:

Budget Adjustment Resolution

FY 2014

BUDGET ADJUSTMENT FORM

Use this form to make adjustments to your budget. All adjustments must balance within a Department. <u>Adjustments should be rounded to the nearest \$1.</u>

				+		-	
ACCOUNT NUMBER	PROJECT #	ACCOUNT DESCRIPTION	IN	INCREASE		DECREASE	
110-4100-551-26-16		PROFESSIONAL	\$	74,200			
110-1500-515-65-32		CONTINGENCY			\$	74,200	
			\$	74 200	\$	74,200	
TOTAL			<u> </u>	74,200		÷	
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Revised form - 10/27/06

RESOLUTION NO. 2014-7227-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH HALFF ASSOCIATES, INC., OF RICHARDSON, TEXAS FOR THE PREPARATION OF A COMPREHENSIVE PARKS, RECREATION, AND OPEN SPACE MASTER PLAN, IN AN AMOUNT NOT TO EXCEED \$74,200; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the latest Parks Master Plan was completed by an outside consultant in 1997 and was updated by City staff in 2005 - with the accomplishment of many of the goals defined in the 1997/2005 plan, staff recommends that a new Parks, Recreation and Open Space Master Plan be created with clear direction for the future;

Whereas, an updated Master Plan is also required in order for the City to apply for parksrelated grants;

Whereas, three (3) proposals were received on January 16, 2014 for the preparation of a comprehensive plan – a committee was formed to evaluate the proposals and staff recommends award of a contract to Halff Associates, Inc., of Richardson, Texas for the preparation of a comprehensive Parks, Recreation and Open Space Master Plan, in an amount not to exceed \$74,200;

Whereas, funding for the preparation of the Comprehensive Master Plan was not included in the fiscal year 2014 adopted budget, therefore a budget adjustment is being presented to Council to appropriate funds into Account No. 110-4100-551-2616; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

Now, Therefore, be it Resolved by the City Council of the City of Temple, Texas, That:

<u>**Part 1:**</u> The City Council authorizes the City Manager, or his designee, to execute a professional services agreement with Halff Associates, Inc., of Richardson, Texas, after approval as to form by the City Attorney, for preparation of a Comprehensive Parks, Recreation and Open Space Master Plan, in and amount not to exceed \$74,200.

Part 2: The City Council authorizes an amendment to the fiscal year 2013-14 budget, substantially in the form of the copy attached hereto as Exhibit 'A.'

<u>**Part 3:**</u> It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **20th** day of **February**, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson City Secretary Jonathan Graham City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(C) Consent Agenda Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Nicole Torralva, P.E., Public Works Director Don Bond, P.E., City Engineer

ITEM DESCRIPTION: Consider adopting a resolution authorizing a construction contract with McLean Construction of Killeen, for activities required to construct Phase 3 of the Panda TBP Reclaimed Effluent Line in an amount not to exceed \$5,505,505.10.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The City has agreed to provide the Panda Temple Power Plant (Panda) with reclaimed water from the Temple-Belton Wastewater Treatment Plant (TBP). Delivery of this water will require a pump station and approximately 45,000 linear feet of pipeline. The attached Map depicts three phases: Phase 1 – pump station at TBP, Phase 2 – pipeline from Little River Road to Panda, Phase 3 – pipeline from TBP to Little River Road.

On November 7, 2013, Council authorized a professional services agreement with Kasberg, Patrick & Associates, LP, (KPA) for engineering services required to design and bid Phase 3 in an amount not to exceed \$749,200. This Council agenda includes a separate item to amend that contract with construction phase services.

The services authorized under this contract will construct approximately 5 miles of 24" ductile iron pipe for conveying reclaimed water, necessary appurtenances, and roughly one half mile of 36" steel encasement pipe. Base bids ranged from \$5,505,505.10 to \$6,810,018.60 (see attached Bid Tab).

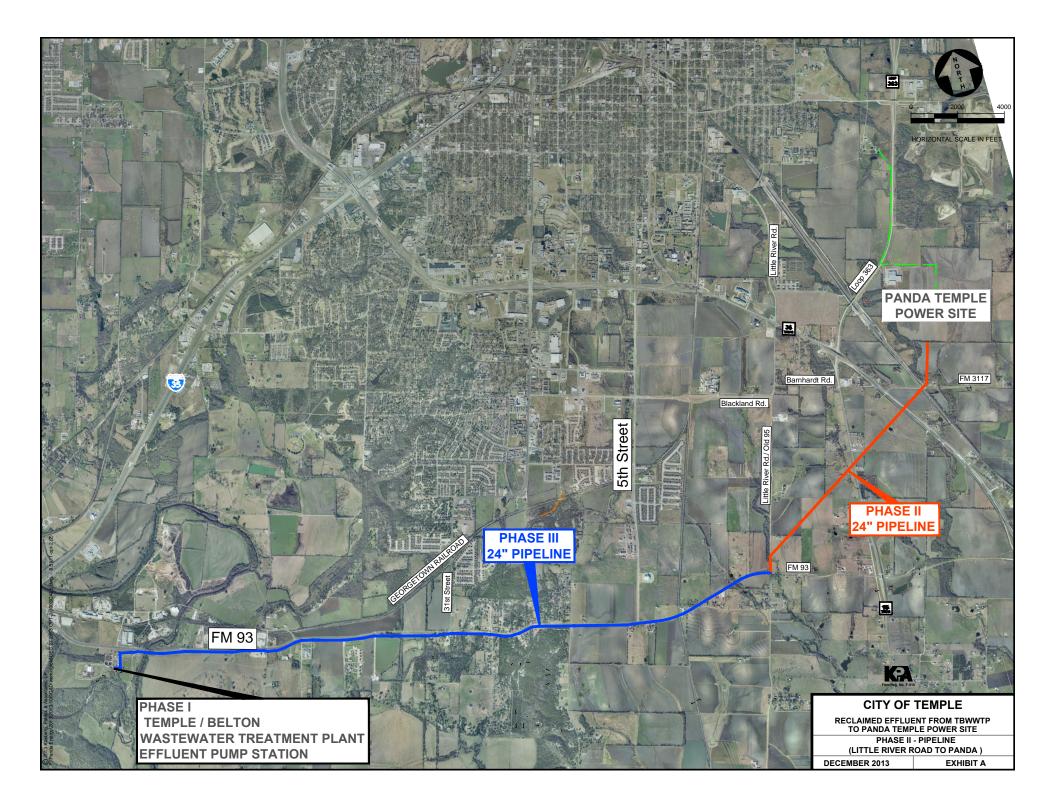
The engineer's OPC for this project was \$8,925,000. KPA recommends awarding the contract to the low bidder, McLean Construction, for \$5,505,505.10 (Recommendation Letter attached).

Construction time allotted for this project is 210 days.

FISCAL IMPACT: This project will be funded with City of Temple, Texas Utility System Revenue Bonds, Series 2014. As part of the '2013 Effluent and Water Purchase Agreement' approved by Council on February 14, 2013, the City of Temple will be responsible for designing, permitting, rights of way acquisition, metering, installation, construction and maintenance of the 'Treated Effluent Facilities' (TEF) and will also 'own' the facilities. The agreement includes provisions that define Panda's obligation to reimburse the City for those expenditures related to financing the design and construction of the 'TEF'. Pursuant to the Agreement, reimbursement will begin in the month that the debt is incurred by the City and reimbursement is required even if the Agreement is later terminated. The City and Panda also agreed that any unused bond funds will be used to pay down the principal balance of the bonds. Per the agreement, the bonds will be for a term of not less than 360 months and be taxable bonds.

The cost of this construction contract is \$5,505,505.10and will be charged to account 562-5200-535-6947, project 101097. The City will front the cost of the construction contract until the bonds mentioned above are issued to fund the total cost of the project. The bonds are scheduled to be issued in March 2014.

ATTACHMENTS: Map Bid Tab Recommendation Letter Resolution



BID TABULATION CITY OF TEMPLE TEMPLE-BELTON WASTEWATER TREATMENT PLANT 24-INCH RECLAIMED EFFLUENT PIPELINE PHASE II 3210 E Avenue H, Bldg C; Temple, TX 76501 December 20, 2013; 11:00 AM

	Let a set	BIDDER INFORMATION													
		McLean C	onstruction	S&I Constant	ction Co., Inc.	North Texas C	ontroating Inc	BIDDER INFC		SJ Louis Co	not of Toyog	Rockin O Co	notmution	TTG Util	lition I D
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			76547-0759												
Item Estimated Unit		Unit	Extended	Unit	Extended	Unit	Extended	Unit	Extended	Unit	Extended	Unit	Extended	Unit	Extended
No. Quantity	Description	Price	Amount	Price	Amount	Price	Amount	Price	Amount	Price	Amount	Price	Amount	Price	Amount
	Mobilization, Bonds & Insurance, not-to-exceed 5% of the Base Bid Amount	\$ 60,003.00	\$ 60,003.00	\$ 70,000.00	\$ 70,000.00		\$ 252,000.00	\$ 128,200.00	\$ 128,200.00	\$ 200,000.00	\$ 200,000.00	\$ 200,000.00 \$	200,000.00	\$ 120,000.00	\$ 120,000.00
Carlos and a second second	Provide Labor, Equipment, Tools & Supervision to Complete Preparation of ROW	0.60	16,021.80	2.00	53,406.00	5.00	133,515.00	2.40	64,087.20	0.01	267.03	3.00	80,109.00	1.95	52,070.85
	Submit Trench Safety Plan prepared & signed by P.E., in Conformance with State Law & OSHA	935.00	935.00	2,000.00	2,000.00	10,000.00	10,000.00	1,100.00	1,100.00	750.00	750.00	2,500.00	2,500.00	1,000.00	1,000.00
	Implement & Follow Trench Safety Plan (Pipe)	0.60	16,021.80	1.00	26,703.00	1.00	26,703.00	1.00	26,703.00	0.01	267.03	1.00	26,703.00	1.20	32,043.60
5 52,700 SF		0.50	26,350.00	0.50	26,350.00	0.10	5,270.00	0.75	39,525.00	0.01	527.00	0.30	15,810.00	0.80	42,160.00
6 100% LS		1,100.00	1,100.00	2,000.00	2,000.00	5,000.00	5,000.00	1,100.00	1,100.00	5,000.00	5,000.00	5,000.00	5,000.00	1,650.00	1,650.00
	Prepare & Submit a Control Plan prepared & signed by a P.E. for Vehicular Traffic	1,210.00	1,210.00	2,500.00	2,500.00	5,000.00	5,000.00	1,100.00	1,100.00	2,500.00	2,500.00	10,000.00	10,000.00	3,000.00	3,000.00
	Implement & Administer Barricade, Signing & Traffic Safety Plan (Vehicular & Pedestrian)	11,962.00	11,962.00	50,000.00	50,000.00	7,000.00	7,000.00	44,400.00	44,400.00	7,500.00	7,500.00	50,000.00	50,000.00	7,825.00	7,825.00
9 100% LS	Provide Project Record Drawings	454.00	454.00	5,000.00	5,000.00	2,000.00	2,000.00	780.00	780.00	3,000.00	3,000.00	5,000.00	5,000.00	4,000.00	4,000.00
10 100% LS	Provide DVD of ROW pre-construction & post construction site conditions for the total project	504.00	504.00	5,000.00	5,000.00	2,000.00	2,000.00	780.00	780.00	500.00	500.00	5,000.00	5,000.00	4,500.00	4,500.00
11 26,703 LF	Provide Clean-up & Final Grading Along Final Pipeline Route Complete For	1.20	32,043.60	1.00	26,703.00	1.00	26,703.00	1.80	48,065.40	0.01	267.03	5.00	133,515.00	1.25	33,378.75
12 14,933 LF	24" Diameter Class 250 Ductile Iron Water Line, including Purple 8 Mil Polyethylene Encasement, "Reclaimed Water" Marking Tape, Embedment & Thrust Restraint	83.50	1,246,905.50	91.80	1,370,849.40	130.00	1,941,290.00	102.00	1,523,166.00	123.00	1,836,759.00	100.00	1,493,300.00	98.80	1,475,380.40
13 11,770 LF	24" Diameter Class 200 Ductile Iron Water Line, including Purple 8 Mil Polyethylene Encasement, "Reclaimed Water" Marking Tape, Embedment & Thrust Restraint	78.00	918,060.00	89.09	1,048,589.30	110.00	1,294,700.00	95.00	1,118,150.00	117.00	1,377,090.00	90.00	1,059,300.00	93.00	1,094,610.00
14 100% LS	24" Diameter Directional Drill (in Rock) at Leon River (Sta 19+00 to 30+56) including all necessary equipment & material, HDPE DR9 (250 pis, DIPS) Pipe & drilling mud (including proper disposal)	455,878.00	455,878.00	403,202.00	403,202.00	345,000.00	345,000.00	425,300.00	425,300.00	438,000.00	438,000.00	400,000.00	400,000.00	690,000.00	690,000.00
15 100% LS	24" Diameter Directional Drill (in Rock) at Friars Creek/31st St (Sta 145+27 to 166+93) including all necessary equipment & material, HDPE DR9 (250 pis, DIPS) Pipe & drilling mud (including proper disposal)	803,702.00	803,702.00	702,582.00	702,582.00	670,000.00	670,000.00	798,900.00	798,900.00	809,000.00	809,000.00	730,000.00	730,000.00	1,265,000.00	1,265,000.00
16 2,618 LF	36" Diameter Steel Encasement by Bore	503.70	1,318,686.60	416.39	1,090,109.02	350.00	916,300.00	470.00	1,230,460.00	531.00	1,390,158.00	500.00	1,309,000.00	430.00	1,125,740.00
17 76 LF	36" Diameter Steel Encasement by Open Cut	240.30	18,262.80	162.79	12,372.04	200.00	15,200.00	180.00	13,680.00	112.00	8,512.00	225.00	17,100.00	275.00	20,900.00
18 500 LF	Concrete Encasement	44.40	22,200.00	67.60	33,800.00	40.00	20,000.00	54.80	27,400.00	41.00	20,500.00	100.00	50,000.00	80.00	40,000.00
19 43 EA	Ductile Iron 11.25° Bends, 24" Diameter	990.00	42,570.00	1.069.00	45,967.00	200.00	8,600.00	1,500.00	64,500.00	800.00	34,400.00	4,000.00	172,000.00	1,350.00	58,050.00
20 3 EA	Ductile Iron 22.5° Bends, 24" Diameter	1,183.00	3,549,00	2,003.00	6,009,00	400.00	1,200.00	1,600.00	4,800.00	800.00	2,400.00	4,000,00	12,000.00	1,400.00	4,200.00
21 1 EA	Ductile Iron 45° Bends, 24" Diameter	1,231.00	1.231.00	2,050.00	2,050.00	400.00	400.00	1,700.00	1,700.00	800.00	800.00	4,000.00	4,000.00	1,450.00	1,450.00
22 4 EA	Ductile Iron 90° Bends, 24" Diameter	1,541.00	6,164.00	2,456.00	9,824.00	600.00	2,400.00	2,100.00	8,400.00	1,100.00	4,400.00	4,000,00	16.000.00	1,825.00	7,300.00
23 13 EA		13,576.00	176,488.00	14,228,50	184,970.50	15,000.00	195,000.00	18,000.00	234,000.00	11,900.00	154,700.00	17,500.00	227,500.00	16,250.00	211,250.0
24 10 EA		5,817.00	58,170.00	6,257,90	62,579.00	8,000.00	80,000.00	9,700.00	97,000.00	6,600,00	66.000.00	10,200,00	102,000.00	8,250.00	82,500.0
25 100% LS		2.267.00	2,267.00	3.025.00	3.025.00	10.000.00	10.000.00	3,400.00	3,400.00	1,500.00	1,500.00	10,000.00	10.000.00	3,000.00	3,000.0
26 100% LS		9,271.00	9,271.00	8,000.00	8.000.00	2,000.00	2,000.00	11,300.00	11,300.00	1,500.00	1,500.00	10,000.00	10,000.00	57,500.00	57,500.00
27 4,000 LF		6.60	26,400.00	3.00	12,000.00	3.00	12,000.00	10.90	43,600.00	3.00	12,000.00	25.00	10,000.00	6.50	26,000.00
27 7,000 LI	necessary coordination with AT&T to allow installation of 24" Reclaimed Pipeline	0.00	20,400.00	5.00	12,000.00	5.00	12,000.00	10.90	45,000.00	5.00	12,000.00	25.00	100,000.00	0.50	20,000.00
28 320 LF		28.50	9,120.00	44.94	14,380,80	30.00	9,600,00	31.30	10.016.00	50.00	16,000,00	35.00	11,200,00	32.75	10,480.00
29 1 EA		5,150.00	5,150.00	3.846.00	3,846.00	5,000.00	5,000.00	3,900,00	3,900.00	2,600.00	2,600.00	5.000.00	5,000.00	8,500.00	8,500.00
30 100 LF		28.60	2,860.00	45.55	4,555.00	30.00	3,000.00	50.10	5,010.00	50.00	5,000.00	56.00	5,600.00	29.85	2,985.00
	Asphalt Roadway Overlay including sawcutting & removing existing asphalt at transitions within TBWWTP	16.40	22,468.00	30.00	41,100.00	30.00	41,100.00	30.00	41,100.00	35.00	47,950.00	30.00	41,100.00	25.00	34,250.00
32 30,300 LF		1.70	51.510.00	1.50	45,450,00	1.00	30,300.00	2.50	75,750.00	1.25	37,875.00	3.00	90,900.00	2.65	80,295.00
33 80,000 SY		0.70	56.000.00	0.85	68,000,00	0.50	40,000.00	0.50	40,000.00	0.30	24,000.00	1.00	80,000.00	1.00	80,000.00
34 1.500 LF		27.50	41.250.00	22.00	33.000.00	10.00	15,000.00	27.00	40,500.00	14.00	21,000.00	25.00	37,500.00	30.00	45,000.00
35 3 EA		13,579.00	40,737.00	19,595.00	58,785.00	17,000.00	51,000.00	20,400.00	61,200.00	14,500.00	43,500.00	20,000.00	60,000.00	28,000.00	84,000.00
TOTAL BID AMOI	UNT - (Items 1 - 35)		\$ 5,505,505.10		\$ 5,534,707.06	j	\$ 6,184,281.00	[\$ 6,239,072.60		\$ 6,574,723.09	1	6,577,137.00		\$ 6,810,018.60
Did Bidder Acknowled			ES		'ES		ES		ES		'ES	YE			ΈS
Did Bidder Acknowled			ES		'ES		ES		ES		ES	YE			ES
Did Bidder provide Bid	· · · · · · · · · · · · · · · · · · ·		ES		'ES		ES		ES		ES	YE			ES
Did Bidder provide rec	uired documents?	Y	ES	١	'ES	Y	ES	Y	ES	YES YES		S	Y	ES	

Did Bidder Acknowledge Addenda No. 1?	YES	YES	YES	YES	YI
Did Bidder Acknowledge Addenda No. 2?	YES	YES	YES	YES	Y
Did Bidder provide Bid Security?	YES	YES	YES	YES	Y
Did Bidder provide required documents?	YES	YES	YES	YES	Y

I hereby certify that this is a correct & true tabulation of all bids received

Jams &

Thomas D. Valle, PE Kasberg, Patrick & Associates, LP

FEBRUARY 10, 2014 Date



KASBERG, PATRICK & ASSOCIATES, LP CONSULTING ENGINEERS Texas Firm F-510 RICK N. KASBERG, P.E. R. DAVID PATRICK, P.E., C.F.M. THOMAS D. VALLE, P.E.

Temple One South Main Street Temple, Texas 76501 (254) 773-3731 <u>Georgetown</u> 1008 South Main Street Georgetown, Texas 78626 (512) 819-9478

February 10, 2014

Mr. Don Bond, P.E., CFM City Engineer 3210 E. Avenue H, Building A Temple, Texas 76501

Re: City of Temple, Texas Temple-Belton Wastewater Treatment Plant 24" Reclaimed Effluent Pipeline – Phase III

Dear Mr. Bond:

On February 6, 2014, the City of Temple received competitive bids from seven (7) contractors for the Temple-Belton Wastewater Treatment Plant 24" Reclaimed Effluent Pipeline – Phase III. A Bid Tabulation is provided for your reference.

The attached Bid Tabulation shows McLean Construction of Killeen, Texas as the low bidder with a total bid of \$5,505,505.10. The bids ranged from this low bid to \$6,810,018.60. Our final opinion of probable construction (OPC) cost was \$8,925,000. Our OPC was based on bids received December 20, 2013 on the Phase II project and discussions with horizontal directional drill contractors. The Phase II project, on which the OPC prices were based, is generally considered to be an easier construction project than Phase III. Phase II is generally across open fields and within private property with minimal adjacent conflicts. Phase III is located within the confined limits of Texas Department of Transportation (TxDOT) Rights of Way and is subjected to all applicable TxDOT requirements regarding construction. Additionally, there are known telephone, water line and force main conflicts that will require additional effort to relocate and/or avoid during construction of Phase III. Our Phase III OPC increased the unit cost for installation of 24" DIP by \$29/linear foot to account for the contractor's increased labor costs. However, the actual bid price for Phase III was \$13/linear foot less than the Phase II low bid. The following table summarizes the bid items where the majority of the cost differential occurred:

Did Itom Description			Cost Differential	
Bid Item Description	Phase III Low Bid Phase II Low Bid		OPC	(OPC – Ph III)
1 – MB&I	\$60,003 (1.1%)	\$74,500 (3%)	(1) \$450,000 (5%)	\$389,997
5 - Trench Safety Bores	\$0.50	\$0.94	\$1.25	\$39,525
12 – 24" Cl 250 DIP	\$83.50	n/a	\$125.00	\$619,719.50
13 – 24" Cl 200 DIP	\$78.00	\$91.00	\$120.00	\$494,340
14/15 – Directional Drills	\$380/LF \$1,259,580	n/a	⁽²⁾ \$800 \$2,657,600	\$1,398,020
23/35 - 24" Gate Valves	\$13,576	\$15,208	\$17,500	\$62,775
27 - Relocate Telephone	\$6.60	n/a	\$40.00	\$133,600
33 – Hydromulch	\$0.70	\$0.69	\$1.25	\$44,000
⁽¹⁾ 5% is the max allowed for MB&I per contract documents.			Total	\$3,181,976.50

⁽²⁾ \$800 per linear foot was the recommended, conservative unit price from consultations with experienced HDD contractors during a site visit to observe the scope of work.

Mr. Don Bond, P.E., CFM February 10, 2014 Page Two

A review of the table on the preceding page shows a total difference of \$3,181,976.50 from our opinion of probable cost to the actual Phase III bid prices for these items. The majority of this differential is in the 24" DIP and Horizontal Directional Drill costs. It is interesting to note that the Phase III unit costs for both Cl 200 and Cl 250 ductile iron pipe (\$78 and \$83.50, respectively) are less than the Phase II cost for Cl 200 ductile iron pipe (\$91) even though Phase III has many more constraints and will be more difficult to construct. Additionally, the horizontal directional drill unit cost of \$380 per linear foot is less than the conventional bore cost of \$503.70. During the design phase of this project, KPA spent considerable time and effort in meeting with experienced HDD contractors to determine the feasibility, constructability, general limitations/constraints and construction costs related to the directional drills on this project. The contractors noted that both the length of the bores, limited work space and TxDOT restrictions would most likely increase the unit cost and recommended that a budget value of \$750 to \$800 per foot be used.

McLean Construction has completed multiple projects for both KPA and the City of Temple including water lines of similar size and scope. McLean Construction has the experience necessary to successfully complete this project. We have also reviewed qualifications and references for McLean's horizontal directional drill (HDD) sub-contractor, Cherokee Directional Drilling, Inc. of Longview, Texas. Cherokee has a history of successfully completing large diameter steel and HDPE directional drills and were endorsed for their professionalism and abilities by multiple references with favorable responses from all references that were contacted. Therefore, we recommend that a contract be awarded to McLean Construction for the Temple-Belton Wastewater Treatment Plant 24" Reclaimed Effluent Pipeline – Phase III Project in the amount of \$5,505,505.10.

Sincerely,

Joms N. Val

Thomas D. Valle, P.E.

xc: Ms. Belinda Mattke, City of Temple (Return of Original Bid Documents) 2013-147-40

RESOLUTION NO. 2014-7228-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CONSTRUCTION CONTRACT WITH MCLEAN CONSTRUCTION OF KILLEEN, TEXAS, FOR CONSTRUCTION OF THE TEMPLE-BELTON WASTEWATER TREATMENT PLANT RECLAIMED WATER LINE, PHASE III, IN THE AMOUNT OF \$5,505,505.10 AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City of Temple has agreed to provide the Panda Temple Power Plant (Panda) with reclaimed water from the Temple-Belton Wastewater Treatment Plant (TBP) – delivery of this water will require a pump station and approximately 45,000 linear feet of pipeline;

Whereas, on November 7, 2013, Council authorized a professional services agreement with Kasberg, Patrick & Associates, LP (KPA) for engineering services required to design and bid Phase III of the Temple-Belton Wastewater Treatment Plant Reclaimed Water Line;

Whereas, on February 6, 2014, seven (7) competitive bids were received for the construction of Phase III of this reclaimed water line – McLean Construction was the low bidder and has completed multiple projects for both KPA and the City-therefore, KPA and staff recommend authorizing a construction contract with McLean Construction of Killeen, Texas, in the amount of \$5,505,505.10;

Whereas, the '2013 Effluent and Water Purchase Agreement' approved by City Council on February 4, 2013, obligates Panda to reimburse the City for all expenditures related to the design and construction of the pipeline and pursuant to the Agreement, reimbursement will begin in the month that the debt is incurred by the City and reimbursement is required even if the Agreement is later terminated;

Whereas, this project will be funded with Utility System Revenue Bonds, Series 2014 and will be charged to Account No. 562-5200-535-6947, Project No. 1010967; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

Now, Therefore, be it Resolved by the City Council of the City of Temple, Texas, That:

<u>**Part 1:**</u> The City Council authorizes the City Manager, or his designee, to execute a construction contract with McLean Construction of Killeen, Texas, after approval as to form by the City Attorney, for construction of the Temple-Belton Wastewater Treatment Plant reclaimed Water Line, Phase III, in the amount of \$5,505,505.10.

<u>Part 2:</u> It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **20th** day of **February**, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson City Secretary

Jonathan Graham City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(D) Consent Agenda Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Nicole Torralva, P.E., Director of Public Works Don Bond, P.E., City Engineer

ITEM DESCRIPTION: Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick & Associates, LP, (KPA) for engineering services required to update design and construction plans for Phase 3 of the Outer Loop in an amount not to exceed \$41,050.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: West Temple is rapidly growing along the West Adams corridor. Roadway improvements to the Outer Loop (Old Waco Rd) south of West Adams are needed to support continued development. A Map is attached for reference.

The engineering services authorized under this resolution will revise roadway design to current City standards. The infrastructure designed with this project comprises approximately one fifth of a mile of arterial thoroughfare and associated utility adjustments and sidewalks.

The proposed timeline for design is 45 calendar days (see attached Proposal). In order that KPA provide the engineering services required for completion of this project, the following is a list of costs associated with each task:

	TOTAL	\$ 41,050
ROW Documents		1,800
Civil Design		\$ 39,250

FISCAL IMPACT: A budget adjustment is being presented to Council in the amount of \$41,050 allocating funds from the TCIP Contingency account, 365-3400-531-6532 to the Outer Loop – Phase III (ROW), account 365-3400-531-6813, project 101121, to fund the professional services agreement with Kasberg, Patrick & Associates, LP in the amount not to exceed \$41,050.

02/20/14 Item #5(D) Consent Agenda Page 2 of 2

ATTACHMENTS: Proposal Map Budget Adjustment Resolution



KASBERG, PATRICK & ASSOCIATES, LP CONSULTING ENGINEERS Texas Firm F-510

RICK N. KASBERG, P.E.

R. DAVID PATRICK, P.E., C.F.M.

THOMAS D. VALLE, P.E.

<u>Temple</u> One South Main Street Temple, Texas 76501 (254) 773-3731 <u>Georgetown</u> 1008 South Main Street Georgetown, Texas 78626 (512) 819-9478

February 13, 2014

Mr. Salvador Rodriguez, P.E., C.F.M. Assistant City Engineer 3210 E. Avenue H Building A Temple, Texas 76501

Re: City of Temple Outer Loop from FM 2305 to approximately 1,100 feet south of FM 2305 – Re-design

Dear Mr. Rodriguez:

At the request of the City of Temple, we are submitting this proposal for the above referenced project. The project consists of revising the current approved final design plans and specifications modifying the current 120 foot right-of-way section to a designed section accommodating six twelve foot travel lanes, a sixteen foot landscaped median which will also serve for turn lanes, a four to five foot mow strip, ten foot trails on each side of the roadway and connections to existing grades from FM 2305 to approximately 1,100 feet south of FM 2305. We anticipate an alignment shift of approximately 25 to 35 feet to achieve the capacity required for the proposed section and a right-of-way section around 140 to 155 feet in order to not require large quantity of retaining wall. The proposal includes review and revisions of the roadway section. The project will revise the 100% final designs for the project from FM 2305 approximately 1,100 feet south including a transition to existing Old Waco Road. The final product will be plans, specifications and estimates ready for bidding through the City of Temple Purchasing Department for the area described with bidding and construction phase services to follow at a later date as determined by the City. The design phase for the project can be completed in forty five (45) days from the notice to proceed.

The work to be performed by KPA under this contract consists of providing engineering services for re-design of the project described above to include 100% design and preparation of plans, specifications and estimates. Once the final alignment and section are determined with connections to existing topography acquisition of rights-of-way or easements will be required.

KPA will perform quality control and quality assurance (QA/QC) on all deliverables associated with the project.

The following revisions will be performed:

I. General Sheets

- A. Revision of plan sheets to meet the new design requirements.
- B. Revised sheets will be the Striping Plan Sheets, Fencing Plan Sheets, Erosion Control Map, Drainage Calculations, Right-of-Way Map and Conduit Layout Sheets for the design area.

II. <u>Right-of-Way Preparation Sheets</u>

- A. Revision plan sheets to meet the new design requirements.
- B. The revised sheets will include all right-of-way preparation including but not limited to demolition, removal, haul off, vegetation, tree demolition and removal etc. in accordance to the requirements of the revised design parameters for the design area.

III. Roadway Sheets

- A. Revision of plan sheets to meet the new design requirements.
- B. Revisions will include revised right-of-way section, revised roadway section, re-alignment of the roadway to best fit the interests of the City of Temple including revised horizontal and vertical geometry for the entire roadway section and transitions into existing sections south of FM 2305 for the design area.

IV. Cross Section Sheets

- A. Revision of plan sheets to meet the new design requirements.
- B. Revisions will include re-design and revisions to all cross sections for the Outer Loop within the design area to reflect the revised alignments of the roadway both horizontally and vertically including tie-ins to the existing topography.

V. Storm Sewer Sheets

- A. Revision of plan sheets to meet the new design requirements.
- B. Revisions will include revised storm sewer design to include horizontal and vertical geometry of cross culverts, inlets, storm sewer and conveyances for the design area.

VI. Sidewalk Sheets

- A. Revision of plan sheets to meet the new design requirements.
- B. Revisions will include plan and profile sidewalk design to accommodate the revised alignment for the project and meet ADA standards as well as TDLR review for the design area.

VII. Waterline Sheets

- A. Revision of plan sheets to meet the new design requirements.
- B. Revisions will include re-design of the water utilities to accommodate the revised roadway geometry to best fit the utilities within the alignment including waterline, valves, fittings, connections, fire hydrants, etc. for the design area.

VIII. Waterline Sequencing Sheets

- A. Revision of plan sheets to meet the new design requirements.
- B. Revisions will include new defined construction sequencing design to meet the new waterline alignment and location for the design area.

IX. Miscellaneous Design

- A. Re-design of various items to complete the project scope of work in relation to the realignment of the roadway.
- B. Design elements include traffic control, traffic phasing and potential detours. Development of revised summary of quantities based on the re-design. Preparing a revised cost estimate and construction time requirement and publishing revised plans and specifications for the design area.

X. General Management and Coordination

- A. Prepare for and attend progress meetings with City Staff regarding the project. Agendas will be created prior to the meetings and minutes will be distributed after meetings are concluded.
- B. Prepare for and attend meetings with City Staff and other entities regarding roadway sections and amenities.
- C. Conduct contract management and coordination.

Mr. Salvador Rodriguez, P.E., C.F.M. February 13, 2014 Page 4

The following scope of work for the Re-design of Outer Loop Phase III can be completed for the lump sum price of \$41,050. Below is a breakdown of project costs by individual task. We are pleased to submit this proposal and look forward to the benefit it will bring the City of Temple.

Outer Loop from FM 2305 to approximately 1,100 feet south of	
FM 2305 – Re-design	
General Sheets Revisions	\$ 2,800.00
Right-of-Way Preparation Revisions	\$ 1,800.00
Roadway Revisions	\$ 13,000.00
Cross Sections Revisions	\$ 2,900.00
Storm Sewer Revisions	\$ 4,950.00
Sidewalk Revisions	\$ 3,100.00
Waterline Revisions	\$ 3,900.00
Waterline Sequencing Revisions	\$ 1,000.00
Miscelaneous Design	\$ 4,250.00
General Management/Coordination	\$ 3,350.00
Total - Outer Loop from FM 2305 to approximately 1,100 feet	
south of FM 2305 – Re-design	\$ 41,050.00

Sincerely,

K. Nau a

R. David Patrick, P.E., CFM

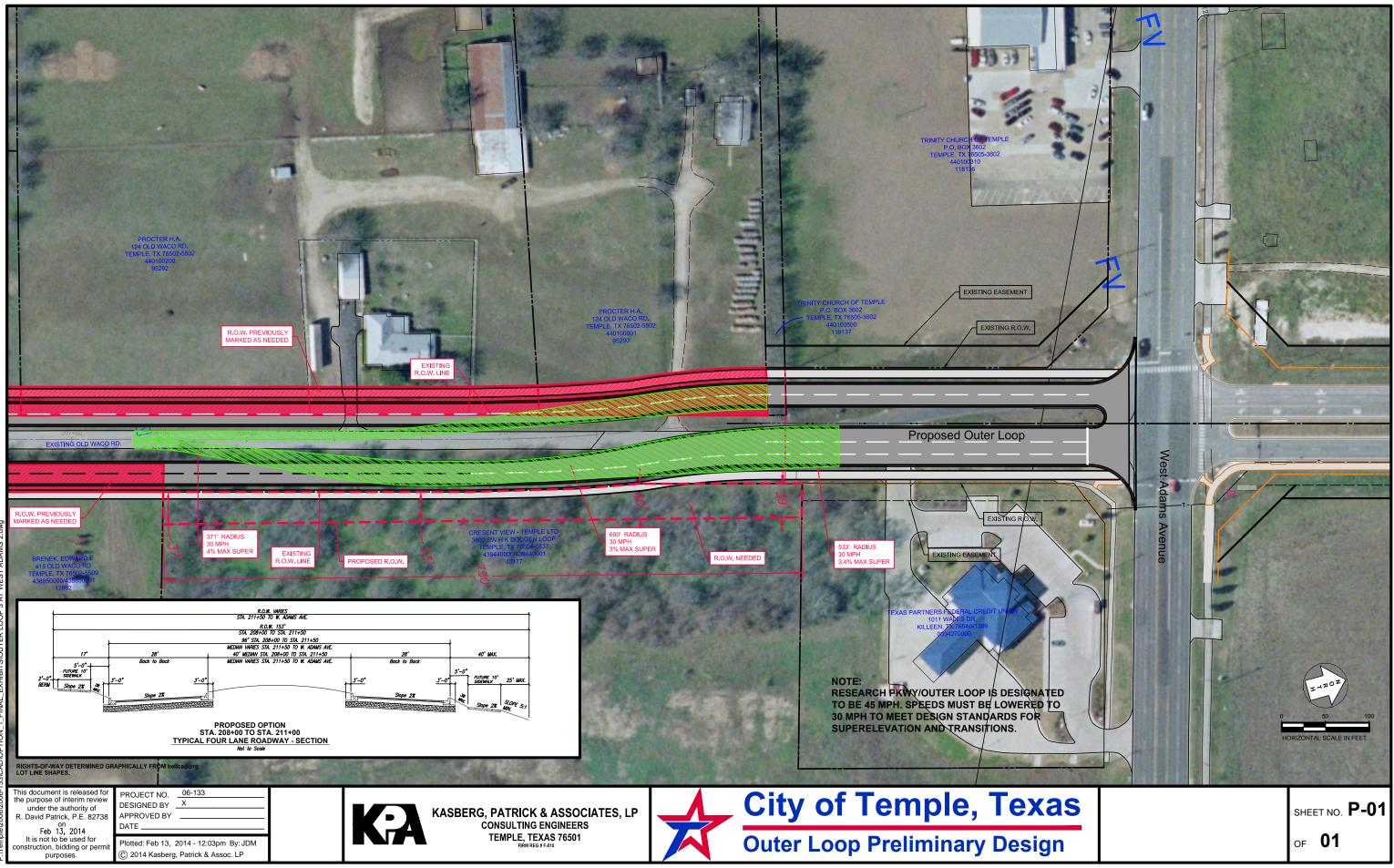
xc: File

ATTACHMENT "C"

Charges for Additional Services

City of Temple Outer Loop from FM 2305 to approximately 1,100 feet south of FM 2305 – Re-design

POSITION	MULTIPLIER	SALARY COST/RATES
Principal	2.4	\$ 70.00 - 90.00/hour
Project Manager	2.4	55.00 – 70.00/hour
Project Engineer	2.4	45.00 – 55.00/hour
Engineer-in-Training	2.4	35.00 – 45.00/hour
Engineering Technician	2.4	25.00 – 45.00/hour
CAD Technician	2.4	20.00 - 40.00/hour
Clerical	2.4	15.00 - 30.00/hour
Expenses	1.1	actual cost
Computer	1.0	15.00/hour
Survey Crew	1.1	100.00 - 135.00/hour
Registered Public Surveyor	1.0	130.00/hour
On-Site Representative	2.1	30.00 - 40.00/hour



FY 2014

BUDGET ADJUSTMENT FORM

Use this form to make adjustments to your budget. All adjustments must balance within a Department. <u>Adjustments should be rounded to the nearest \$1.</u>

				+		-
ACCOUNT NUMBER	PROJECT #	ACCOUNT DESCRIPTION	IN	CREASE	D	ECREASE
365-3400-531-68-13	101121	Outer Loop - Phase III (ROW)	\$	41,050		
365-3400-531-65-32		Capital - Special Prj/Contingency				41,050
TOTAL			\$	41,050	\$	41,050
account are available.	ices agreeme	REQUEST- Include justification for increase Int with KPA in the amount of \$41,050 for the I of the Outer Loop project.				
DOES THIS REQUEST REQ DATE OF COUNCIL MEETIN		CIL APPROVAL? X 2/20/2014	Yes		No	
WITH AGENDA ITEM?		X	Yes		No	
Department Head/Division	n Director	Date		-	Approv Disapp	
Finance		Date		-	Approv Disapp	
City Manager					Approv	ved

Revised form - 10/27/06

RESOLUTION NO. 2014-7229-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH KASBERG, PATRICK & ASSOCIATES, LP, OF TEMPLE, TEXAS, TO DESIGN AND CONSTRUCT PHASE III OF THE OUTER LOOP, IN AN AMOUNT NOT TO EXCEED \$41,050; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, West Temple is rapidly growing along with the West Adams corridor – roadway improvements to the Outer Loop south of West Adams are needed to support continued development;

Whereas, the infrastructure being designed with this project comprises of approximately 1/5th of a mile of arterial thorough fare and associated utility adjustments and sidewalks;

Whereas, funds are available for this project in the TCIP Contingency Account, however a budget adjustment is being presented to Council to transfer these funds into the Outer Loop – Phase III (ROW) Account No. 365-3400-531-6813, Project No. 101121; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

Now, Therefore, be it Resolved by the City Council of the City of Temple, Texas, That:

<u>**Part 1:**</u> The City Council authorizes the City Manager, or his designee, to execute a professional services agreement with Kasberg, Patrick & Associates, L.P., after approval as to form by the City Attorney, to design and construct Phase III of the Outer Loop, in an amount not to exceed \$41,050.

Part 2: The City Council authorizes an amendment to the fiscal year 2013-14 budget, substantially in the form of the copy attached hereto as Exhibit 'A.'

<u>**Part 3:**</u> It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **20th** day of **February**, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

APPROVED AS TO FORM:

ATTEST:

Jonathan Graham City Attorney

Lacy Borgeson City Secretary



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(E) Consent Agenda Page 1 of 2

DEPT. /DIVISION SUBMISSION & REVIEW:

Ken Cicora, Parks and Leisure Services Director

ITEM DESCRIPTION: SECOND READING - Consider adopting an ordinance adopting the Temple Youths' Program Standards of Care.

<u>STAFF RECOMMENDATION</u>: Adopt ordinance as presented in item description on second and final reading.

ITEM SUMMARY:

On August 19, 2004, City Council adopted the Standards of Care for youth programs sponsored by the Parks and Leisure Services Department. The standards were developed after the department was contacted by the Texas Department of Protective and Regulatory Services (TDPRS). One of the requirements of the TDPRS is for Cities that conduct youth programs to adopt a Standards of Care policy. The purpose of the policy is to assure the community that when they place their child/children in one of our programs our facilities are safe, a background check has been conducted on our staff and that they are properly trained for the program they will be conducting.

Some of the key elements of the Temple policy include:

- Defining a participant as a youth, ages 5-13, whose parent(s) have completed all required registration procedures and determined to be eligible for a Temple Youth Program
- Ensuring that criminal background checks will be conducted on prospective youth program employees
- Stating that as soon as possible after employment all appropriate staff will complete a course in first aid and Cardiopulmonary Resuscitation (CPR).
- Stating that the Parks and Leisure Services Department will provide training and orientation to program employees and that staff will be provided with a program manual specific to each Youth Program.
- Indicating that in a Temple youth recreation program, the number of participants may not exceed leaders by a minimum ratio of 1 Leader per 20 participants for children 5 years to 13 years of age.

- Assuring parents that they will be notified immediately if a:
 - (1) participant is injured
 - (2) participant has a sign or symptom requiring exclusion from the site (i.e. communicable disease, fever, illness)
 - (3) if there is an outbreak of any communicable disease that is reportable to the State Department of Health.
- Confirming that all program site(s) will have an annual fire inspection by the City Fire Marshall prior to September 1 of each year.
- Requiring the Parks and Leisure Services Director to provide an annual report to the City Council on the overall status of the Youth Programs and their operation relative to compliance with the adopted Standards of Care.

In 2013, average daily attendance at our afterschool sites grew from a daily average of 297 children to 316. The summer camp average for 2013 was 241, in 2012, it was 203. All training and inspection requirements were met.

Each year we are required to review the previous year's afterschool and camp programs as well as, develop an annual report, including making any recommendations we believe necessary to change the Child Care Ordinance. City Council is then asked to conduct a public hearing, approve the report and adopt the Standards of Care after conducting a public hearing.

We are not recommending any changes to the current (and proposed) Child Care Ordinance.

FISCAL IMPACT:

None

ATTACHMENTS:

2013 Child Care Standards Report 2014 Child Care Standards Ordinance

Parks and Leisure Services Department Child Care Standards Annual Report 2013

Throughout the 2013 school year, the City of Temple Parks and Leisure Services Department provided after-school programs for boys and girls ages 5-13 at four Temple I.S.D campuses, four Belton I.S.D campuses and St. Mary's Catholic School. The department also organized two summer camps, a spring break camp (Camp Adventure), and a holiday camp (Camp Holidaze) for children ranging from 5 to 13 at the Wilson Recreation Center.

After School Programs

The after-school programs run concurrent with each of the schools including holidays and teacher workdays. Children attended the programs from 3:00 p.m. to 6:00 p.m. Monday through Friday. On teacher workdays and school holidays, the program was offered from 7am – 6pm at Wilson Park Recreation Center.

The children are provided with a quality recreation program that includes activities such as tutoring, arts and crafts, athletics, gym games, etc. The children are also provided a healthy snack. The after school programs are staffed with part-time employees but supervised by a full time Program Coordinator and Recreation Specialist.

Location	<u>Attendance (daily av</u>			
	<u>2012</u>	<u>2013</u>		
Thornton Elementary	42	33		
Western Hills	23	21		
Kennedy Powell	45	43		
Cater	19	21		
Lakewood	45	39		
Pirtle	45	40		
Tarver	46	44		
St. Mary's	32	33		
High Point	NA	42		

<u>Camps</u>

Summer camps included Camp Heatwave, which took place at the Wilson Park Recreation Center and Camp Horizon which was held at Tarver Elementary School. Camp Heatwave and Horizon were 11 week programs. Both scamps were staffed with part-time recreation leaders and supervised by a full-time Recreation Specialist and a Recreation Coordinator. The same staffing format also occurred at Camp Holidaze and Camp Adventure

The summer camp schedule was 7:00 a.m. to 6:00 p.m. Monday through Friday. The children participated in a variety of activities including arts and crafts, athletics, swimming, field trips, hiking, disc golf, archery, outdoor adventure programs, etc. The children at Camp Heatwave were provided a lunch and an afternoon snack from the Temple I.S.D. summer lunch program.

Each participant submitted a signed waiver, registration form and emergency contact information.

<u>Camp Name</u>	Attendance (daily average				
	<u>2012</u>	<u>2013</u>			
Camp Holidaze (Christmas Break)	55	38			
Camp Adventure (Spring Break)	99	84			
Camp Heatwave (Summer Camp)	126	147			
Camp Horizon(Summer Camp)	77	94			

Scholarships

Parents who are in need of financial support are provided the opportunity to apply for assistance. Based upon the guidelines adopted by The Parks and Leisure Services Advisory Board, 85 participants received aid in the form of reduced fees.

After School Program

28 – 50% reduced (Parents paid \$20 per child, weekly)

5 – 20% reduced (Parents paid \$32 per child, weekly)

Camp Heatwave, Quest, Horizon

5 – 60% reduced (Parents paid \$28 per child, weekly)

40 – 50% reduced (Parents paid \$35 per child, weekly)

10 – 20% reduced (Parents paid \$56 per child, weekly)

At the beginning of the 2012-2013 school year, the Parks and Leisure Services Advisory Board adopted new guidelines for scholarships.

Inspection Schedule

The Wilson Recreation Center was inspected in January and May 2013 for any hazards or potential problems by the Recreation Superintendent. None were noted.

The Wilson Recreation Center passed the annual fire inspection in October, 2013

All school sites were inspected by the Fire Marshall.

To comply with the guidelines, the Health Department was contacted twice by staff, once in May and once in July to do an inspection.

<u>Training</u>

Per the adopted Childcare Standards, all staff are CPR/First Aid trained within one year of their hire date. Training occurs twice each year.

All staff who worked with children attended a minimum of 12 hours of training pertinent to their programming responsibilities.

All staff were given quarterly safety training.

All training requirements were met.

Recommendations

No recommendations for changes are requested at this time

EXHIBIT "A"

TEMPLE YOUTH PROGRAMS' STANDARDS OF CARE

The following Standards of Care have been adopted by the City Council of the City of Temple, Texas to pursuant to with Texas Human Resources Code Section 42.041(14). The Standards of Care are the minimum standards by which the City of Temple Parks and Leisure Department will operate the City's Youth Programs.

General Administration

1. Organization

- A. The governing body of the City of Temple youth programs is the Temple City Council.
- B. Implementation of the Youth Program Standards of Care is the responsibility of the Superintendent of Recreation.
- C. Youth Programs ("Program") to which these Standards will apply are the programs held at the Wilson Recreation Center and other "Outreach" programs currently operated by the City of Temple. Other programs may be subsequently designated by the City of Temple.
- D. Each Youth Program site will have available for public and staff review a current copy of the Standards of Care.
- E. Standards of Care will be made available on the Parks and Leisure Services Website www.templeparks.com.
- F. Criminal background checks will be conducted on prospective Youth Program employees. If results of that criminal check indicate that an applicant has been convicted of any of the following offenses, he or she will not be considered for employment:
 - (1) felony or a misdemeanor classified as an offense against a person or family;
 - (2) felony or misdemeanor classified as public indecency;
 - (3) felony or misdemeanor violation of any law intended to control the possession or distribution of any controlled substance;
 - (4) offense involving moral turpitude;
 - (5) offense that would potentially put the City of Temple at risk.

2. Definitions

- A. City: City of Temple
- B. City Council: City Council of the City of Temple
- C. Department: Recreation Division of the Parks and Leisure Services Department of the city of Temple
- D. Youth Programs or Program: City of Temple youth programs held at the Wilson Recreation Center, and "Outreach" programs currently operated by the City of Temple. Other programs may be subsequently designated by the City of Temple.
- E. Program Manual: Notebook of policies, procedures, required forms, and organizational and programming information relevant to Temple Youth Programs
- F. Director: City of Temple Director of Parks and Leisure Services or his or her designee
- G. Recreation Superintendent: person responsible for the overall oversight of the Parks and Leisure Services
- H. Program Coordinator or Coordinator: City of Temple, Parks and Leisure Services Department full-time recreation staff person who has been assigned administrative responsibility for a Temple Youth Program
- I. Recreation Specialist: City of Temple, Parks and Leisure Services Department full-time recreation staff person who has been assigned day to day responsibilities to implement the City's Youth Program.
- J. Recreation Leader or Leaders: City of Temple, Parks and Leisure Services Department part-time employee who has been assigned responsibility to conduct the City's Youth Programs
- K. Program Site: Any area or facility where Temple Youth Programs are held
- L. Participant: A youth, ages 5-13, whose parent(s) have completed all required registration procedures and determined to be eligible for a Temple Youth Program
- M. Parent(s): This term will be used to represent one or both parent(s) or guardian(s) who have legal custody and authority to enroll their child(ren) in Temple Youth Programs
- N. Employee(s): Term used to describe people who have been hired to work for the City of Temple, Parks and Leisure Services Department and have been assigned responsibility for managing, administering, implementing or conducting some portions of the Temple Youth Programs.

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- 3. Inspections/Monitoring/Enforcement
 - A. A bi-annual inspection report will be initiated by the Recreation Superintendent to confirm the Standards of Care are being adhered to.
 - (1)Inspection reports will be sent to the Director for review and kept on record for at least two years.
 - (2)The Director will review the report and establish deadlines and criteria for compliance with the Standards of Care.
 - B. The Recreation Superintendent will make visual inspections of the facilities based on the following schedule:
 - (1)pre-summer check in May of each year
 - (2)winter check in January
 - C. Complaints regarding enforcement of the Standards of Care will be directed to the Coordinator. The Coordinator will be responsible to take the necessary steps to resolve the problems. All complaints regarding enforcement of the Standards of Care and their resolution will be recorded by the Coordinator. Unresolved complaints regarding enforcement of the Standards of Care will be addressed by the Recreation Superintendent, and should they still not be resolved, by the Director. The complaint and the resolution will be documented.
 - D. The Director will provide an annual report to the City Council on the overall status of the Youth Programs and their operation relative to compliance with the adopted Standards of Care.
- 4. Enrollment
 - A. All children participating in the program must be 5 years of age. Before a child can be enrolled, the parents must sign registration forms that contain the child's:
 - (1)name, address, home telephone number;
 - (2)name and address of parents and telephone during program hours;
 - names and telephone numbers of people to whom the child can be (3) released;
 - (4) statement of the child's special problems or needs;

- (5) proof of residency when appropriate;
- (6) liability waiver which also includes permission for field trips and emergency medical authorization.
- (7) any medicines the child may be taking
- 5. Suspected Abuse

Program employees will report suspected child abuse in accordance with the Texas Family Code.

Staffing-Responsibilities and Training

- 6. Youth Program Coordinator Qualifications
 - A. Coordinators will be full-time, employees of the Temple Parks and Leisure Services Department and will be required to have all Program Leader qualifications as outlined in Section 8 of this document.
 - B. Coordinators must be at least 21 years old.
 - C. Coordinators must have two years experience planning and implementing recreation activities.
 - D. Coordinators must be able to pass a background investigation including testing for illegal substances.
 - E. As soon as possible after employment with the City of Temple , but within one year, Coordinators must successfully complete a course in first aid and Cardiopulmonary Resuscitation (CPR) offered by either: the City of Temple, American Red Cross, American Heart Association, Medic First-Aid Training Program of America, National Safety Council, any agency of the State of Texas authorized to provide Emergency Medical Technician or Emergency Care Attendant certification, or any other agency recognized by any agency of the U.S. Department of Labor to provide certification.
 - F. Coordinators must be able to furnish proof of a clear tuberculosis test within 12 months prior to their employment date.
- 7. Coordinator's Responsibilities
 - A. Coordinators are responsible to administer the Programs' daily operations in compliance with the adopted Standards of Care.

- B. Coordinators are responsible to recommend for hire, supervise, and evaluate Leaders.
- C. Coordinators are responsible to plan, implement, and evaluate programs.
- 8. Recreation Leader ("Leader") Qualifications
 - A. Leaders will be full-time, part-time or temporary employees of the Parks and Leisure Services Department.
 - B. Leaders working with children must be age sixteen (16) or older.
 - C. Leaders should be able to consistently exhibit competency, good judgment, and self-control when working with children.
 - D. Leaders must relate to children with courtesy, respect, tolerance, and patience.
 - E. As soon as possible, but within one year of hiring, all of the Leaders at each site must have successfully completed a course in first aid and Cardiopulmonary Resuscitation (CPR) offered by either: the City of Temple, American Red Cross, American Heart Association, Medic First-Aid Training Program of America, National Safety Council, any agency of the State of Texas authorized to provide Emergency Medical Technician or Emergency Care Attendant certification, or any other agency recognized by any agency of the U.S. Department of Labor to provide certification.
 - F. Each Leader applicant must be able to furnish proof of a clear tuberculosis test within the 12 months prior to their employment date.
 - G. Leader must pass a background investigation including testing for illegal substances.
- 9. Leader Responsibilities
 - A. Leaders will be responsible to provide participants with an environment in which they can feel safe, can enjoy wholesome recreation activities, and can participate in appropriate social opportunities with their peers.
 - B. Leaders will be responsible to know and follow all City, Departmental, and Program standards, policies, and procedures that apply to Temple Youth Programs.
 - C. Leaders will ensure that participants are released only to a parent or an adult designated by the parent. All Program sites will have a copy of the Department approved plan to verify the identity of a person authorized to pick up a participant if that person is not known to the Leader.

- D. A leader must be with participants at all times or aware of the participants location.
- 10. Training/Orientation
 - A. The Department is responsible to provide training and orientation to Program employees in working with children and for specific job responsibilities. Coordinators will provide each Leader with a Program manual specific to each Youth Program.
 - B. Leaders must be familiar with the Standards of Care for Youth Program operation as adopted by the City Council.
 - C. Program employees must be familiar with the Program's policies including discipline, guidance, and release of participants as outlined in the Program Manual.
 - D. Program employees will be trained in appropriate procedures to handle emergencies.
 - E. Program employees will be trained in areas including City, Departmental, and Program policies and procedures; provision of recreation activities; safety issues; and organization.
 - F. All program employees will receive 10 hours of training annually.
 - G. Program employees will be required to sign an acknowledgment that they received the required training.

Operations

11. Staff-Participant Ratio

- A. In a Temple Youth Program, the number of participants may not exceed leaders by a minimum ratio of 1 Leader per 20 participants for children 5 years to 14 years of age.
- B. Each participant should have a Program employee who is responsible for him or her and who is aware of details of the participant's habits, interests, and any special problems as identified by the participant's parents during the registration process.
- 12. Notification
 - A. Parents must be notified immediately if:
 - (1) Participant is injured; or
 - (2) Participant has a sign or symptom requiring exclusion from the site (i.e. communicable disease, fever, illness).
 - B. All parents must be notified if there is an outbreak of any communicable disease that is

reportable to the State Department of Health.

13. Discipline

- A. Program employees will implement discipline and guidance in a consistent manner based on the best interests of Program participants.
- B. There will be no cruel or harsh punishment or treatment.
- C. Program employees may use brief, supervised separation from the group if necessary.
- D. As necessary, Program employees will initiate discipline reports to the parent(s) of participants. Parents will be asked to sign participant discipline reports to indicate they have been advised about a specific problem or incident.
- E. A sufficient number and/or severe nature of discipline reports as detailed in the Program manual may result in a participant being suspended from the Program.
- F. In instances where there is a danger to participants or staff, offending participants will be removed from the Program site as soon as possible.
- 14. Programming
 - A. Program employees will attempt to provide activities for each group according to the participants' ages, interests, and abilities. The activities must be appropriate to participants' health, safety, and well-being. The activities also will be flexible and promote the participants' emotional, social, and mental growth.
 - B. Program employees will attempt to provide indoor and outdoor time periods to include:
 - (1) alternating active and passive activities,
 - (2) opportunity for individual and group activities, and
 - (3) outdoor time each day weather permits.
 - C. Program employees will be attentive and considerate of the participants' safety on field trips and during any transportation provided by the Program.
 - (1) During trips, Program employees supervising participants must have immediate access to emergency medical forms and emergency contact information for each participant.
 - (2) Program employees must have a written list of the participants in the

group and must check the roll frequently.

- (3) Program employees must have first aid supplies and a guide to first aid and emergency care available on field trips.
- (4) Notice of any field trips will be displayed at a prominent place at each site.

15. Communication

- A. Each Program site will have access to a telephone for use in contacting the Recreation Center or making emergency calls.
- B. The Coordinator will post the following telephone numbers adjacent to a telephone accessible to all Program employees at each site:
 - (1) Temple ambulance or emergency medical services.
 - (2) Temple Police Department.
 - (3) Temple Fire Department.
 - (4) Poison Control.
 - (5) The telephone number for the site itself.
 - (6) Numbers at which parents may be reached.

16. Transportation

- A. First aid supplies and a first aid and emergency care guide will be available in all Program vehicles that transport children.
- B. All Program vehicles used for transporting participants must have available a 6-BC portable fire extinguisher which will be installed in the passenger compartment of the vehicle and which must be accessible to the adult occupants.
- C. A notebook containing the names and telephone numbers of Parents and Physicians shall be available in all Program vehicles that transport Participants.

Facility Standards

17. Safety

A. Program employees will inspect Youth Program sites daily to detect sanitation and safety

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concerns that might affect the health and safety of the participants. A daily inspection report will be completed by the Program staff and kept on file by the Program Coordinator.

- B. Buildings, grounds, and equipment on the Program site will be inspected, cleaned, repaired, and maintained to protect the health of the participants.
- C. Program equipment and supplies must be safe for the participant's use.
- D. Program employees must have first aid supplies available at each site, during transportation, and for the duration of any off-site activity.
- E. Program air conditioners, electric fans, and heaters must be mounted out of participants' reach or have safeguards that keep participants from being injured.
- F. Program porches and platforms more than 30 inches above the ground must be equipped with railings participants can reach.
- G. All swing seats at Program sites must be constructed of durable, lightweight, relatively pliable material.
- H. Program employees must have first aid supplies readily available to staff in a designated location. Program employees must have an immediately accessible guide to first aid and emergency care.
- H. The list of Program sites will be provided to the Bell County Health District-Environmental Health Division so that the Health Division can conduct health inspection(s).

18. Fire

- A. In case of fire, danger of fire, explosion, or other emergency, Program employees' first priority is to evacuate the participants to a designated safe area.
- B. The Program site(s) will have an annual fire inspection by the City Fire Marshall prior to September 1 of each year, and the resulting report will detail any safety concerns observed, the report will be forwarded to the Director who will review and establish deadlines and criteria for compliance. Information from this report will be included in the Director's annual report to the Council.
- C. Each Program site must have at least one fire extinguisher approved by the Fire Marshall readily available to all Program employees. The fire extinguisher is to be inspected monthly by the Program Coordinator, and a monthly report will be forwarded to the Coordinator's supervisor who will keep the report on file for a minimum of two years. All Youth Program staff members will be trained in the proper use of fire extinguishers.

19. Health

- A. Illness or Injury
 - (1) A participant who is considered to be a health or safety concern to other participants or staff will not be admitted to the Program.
 - (2) Illnesses and injuries will be handled in a manner to protect the health of all participants and employees.
 - (3) Program employees will follow plans to provide emergency care for injured participants or for participants with symptoms of an acute illness as specified in the Program manual.
 - (4) Program employees will follow the recommendation of the Texas Department of Health concerning the admission or readmission of any participant after a communicable disease.
- B. Program employees will administer medication only if:
 - (1) Parent(s) or guardian(s) complete and sign a medication form that provides authorization for staff to dispense medication with details as to time and dosages. The form will include a hold harmless clause to protect the City.
 - (2) Prescription medications are in the original containers labeled with the child's name, a date, directions, and the physician's name. Program staff members will administer the medication only as stated on the label. Program staff will not administer medication after the expiration date.
 - (3) Nonprescription medications are labeled with the child's name and the date the medication was brought to the Program. Nonprescription medication must be in the original container. The Program staff will administer it only according to label direction.
 - (4) Medications dispensed will be limited to routine oral ingestion not requiring special knowledge or skills on the part of Program employees. No injections will be administered by the Program employees.
 - (5) Program employees must ensure medications are inaccessible to participants or, if it is necessary to keep medications in the refrigerator (when available), medications will be kept separate from food.

- C. Toilet Facilities
 - (1) The Program site will have inside toilets located and equipped so children can use them independently and program staff can supervise as needed.
 - (2) There must be one flush toilet for every 30 children. Urinals may be counted in the ratio of toilets to children, but must not exceed 50% of the total number of toilets.
 - (3) An appropriate and adequate number of lavatories will be provided.
- D. Sanitation
 - (1) The Program site must have adequate light, ventilation, and heat.
 - (2) The Program must have an adequate supply of water meeting the standards of the Texas Department of Health for drinking water and ensure that it will be supplied to the participants in a safe and sanitary manner.
 - (3) Program employees must see that garbage is removed from sites daily.
- E. The City will contact the Health Department and request an annual health inspection by the Health Department prior to September 1 of each year, and the resulting report will detail any safety concerns observed, the report will be forwarded to the Director who will review and establish deadlines and criteria for compliance. Information from this report will be included in the Director's annual report to the Council.

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, ADOPTING THE TEMPLE YOUTHS' PROGRAM STANDARDS OF CARE POLICY FROM THE PARKS AND LEISURE SERVICES DEPARTMENT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on August 19, 2004, City Council first adopted the Standards of Care for youth programs sponsored by the Parks and Leisure Services Department which were developed after the department was contacted by the Texas Department of Protective and Regulatory Services (TDPRS);

Whereas, one of the requirements of the TDPRS is for cities that conduct youth programs to adopt a Standards of Care policy annually – the purpose is to assure the community that when they place their child/children in one of the City of Temple's programs, the facilities are safe, a background check has been conducted on the staff and they are properly trained for any program they conduct;

Whereas, in 2013, the average daily attendance at the afterschool sites grew from a daily average of 297 children to 316 with the summer camp average rising from 203 in 2012 and 241 in 2013;

Whereas, the Temple Youths' Program Standards of Care policy, attached hereto as Exhibit A, outlines several key elements including the average daily attendance at all eight afterschool sites; and

Whereas, the City Council has considered these matters and deems it in the public interest to authorize these actions.

Now, Therefore, Be It Ordained By The City Council Of The City Of Temple, Texas, That:

<u>Part 1:</u> The City Council adopts the Temple Youths' Program Standards of Care Policy from the Temple Parks and Leisure Services Department which is required by the Texas Department of Protective and Regulatory Services (TDPRS) and which assures the community that the City of Temple's facilities are safe, a background check has been conducted on the staff and they are properly trained for any program they conduct, as outlined in Exhibit A attached hereto and incorporated herein for all purposes.

<u>**Part 2:**</u> All ordinances or parts of ordinances in conflict with the provisions of this ordinance are to the extent of such conflict hereby repealed.

<u>Part 3</u>: It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such invalid phrase, clause, sentence, paragraph or section.



02/20/14 Item #5(F) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Jonathan Graham, City Attorney

ITEM DESCRIPTION: SECOND READING - Consider adopting an ordinance designating a tract of land consisting of approximately 7 acres located at 3111 and 3289 Eberhardt Road as City of Temple Tax Abatement Reinvestment Zone Number Twenty-Seven for commercial/industrial tax abatement.

<u>STAFF RECOMMENDATION</u>: Adopt ordinance as presented in item description on second and final reading.

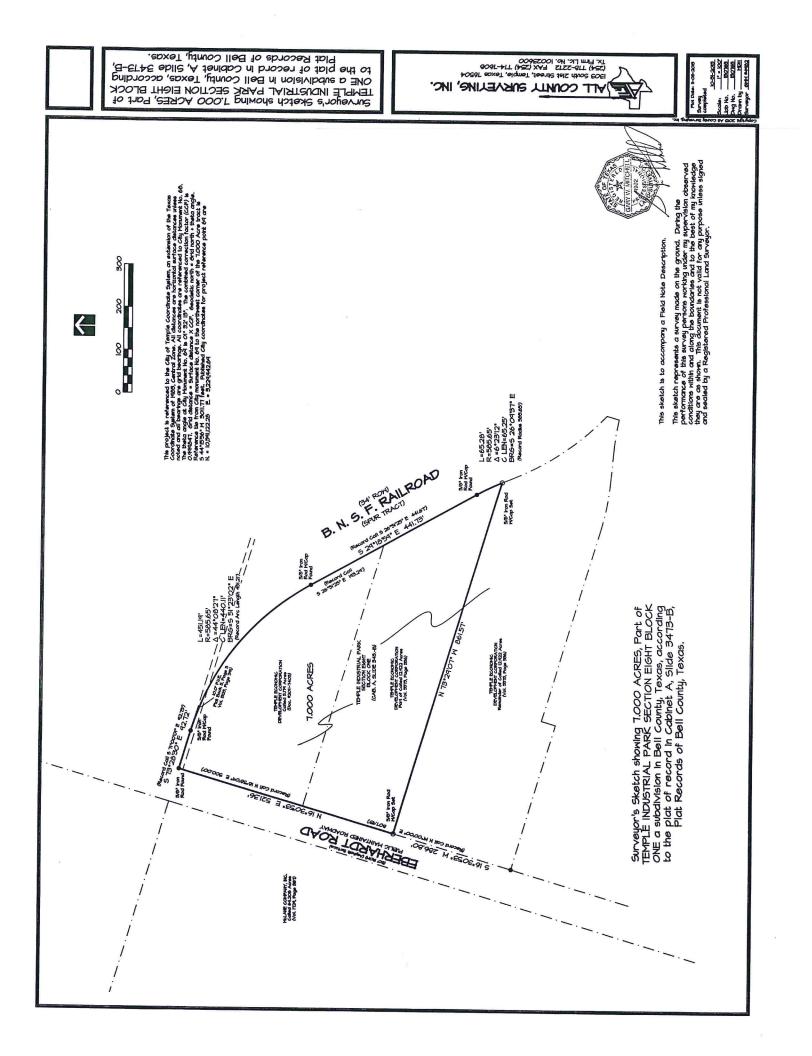
ITEM SUMMARY: The proposed ordinance designates a tract of land consisting of approximately 7 acres and described as Tax Abatement Reinvestment Zone Number Twenty-Seven, located at 3111 and 3289 Eberhardt Road as a commercial/industrial tax abatement reinvestment zone, as depicted in the attached survey.

The tract proposed for designation as a tax abatement reinvestment zone will be the location for a proposed biodiesel manufacturing facility. The designation of a tax abatement reinvestment zone lasts for five years and is a prerequisite for entering into a tax abatement agreement with the proposed economic development prospect.

FISCAL IMPACT: N/A

ATTACHMENTS:

Survey Ordinance



ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, DESIGNATING A CERTAIN TRACT OF LAND CONSISTING OF APPROXIMATELY 7 ACRES OF LAND LOCATED AT 3111 AND 3289 EBERHARDT ROAD, TEMPLE, BELL COUNTY, TEXAS, AS TAX ABATEMENT REINVESTMENT ZONE NUMBER TWENTY-SEVEN FOR COMMERCIAL/INDUSTRIAL TAX ABATEMENT; ESTABLISHING THE BOUNDARIES THEREOF AND OTHER MATTERS RELATING THERETO; DECLARING FINDINGS OF FACT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City Council of the City of Temple, Texas (the "City"), desires to promote the development or redevelopment of a certain contiguous geographic area within its jurisdiction by creation of a reinvestment zone for commercial/industrial tax abatement, as authorized by Section 312.201 of the Texas Tax Code (hereinafter the "Code");

Whereas, the City held such public hearing after publishing notice of such public hearing, and giving written notice to all taxing units overlapping the territory inside the proposed reinvestment zone;

Whereas, the City at such hearing invited any interested person, or his attorney, to appear and contend for or against the creation of the reinvestment zone, the boundaries of the proposed reinvestment zone, whether all or part of the territory described in the ordinance calling such public hearing should be included in such proposed reinvestment zone, the concept of tax abatement; and

Whereas, the proponents of the reinvestment zone offered evidence, both oral and documentary, in favor of all of the foregoing matters relating to the creation of the reinvestment zone, and opponents of the reinvestment zone appeared to contest creation of the reinvestment zone.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

<u>**Part 1:**</u> The facts and recitations contained in the preamble of this ordinance are hereby found and declared to be true and correct.

Part 2: The City, after conducting such hearings and having heard such evidence and testimony has made the following findings and determinations based on the testimony presented to it:

A. That a public hearing on the adoption of the reinvestment zone has been properly called, held and conducted and that notices of such hearings have been published as required by law and mailed to all taxing units overlapping the territory inside the proposed reinvestment zone;

B. That the boundaries of the reinvestment zone (hereinafter "REINVESTMENT ZONE NUMBER TWENTY-SEVEN") should be approximately 7 acres of land located at 3111 and 3289 Eberhardt Road, Temple, Bell County, Texas, as described in the drawing attached as Exhibit "A."



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(G) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Tammy Lyerly, Senior Planner

ITEM DESCRIPTION: SECOND READING – A-FY-14-01: Consider adopting an ordinance abandoning 75.71 feet of an existing alley with a width of 20 feet, located in Block 24, Moores First Addition, on the north side of Lengefeld Drive, and between North 11th and North 13th Streets, more fully shown in the attached exhibit; and reserving a public drainage and utility easement in the entire abandoned right-of-way.

<u>STAFF RECOMMENDATION</u>: Adopt ordinance as presented in item description on second and final reading.

ITEM SUMMARY: Bruce Walker, owner of Lengefeld Lumber Company, requests this partial alley abandonment to allow the expansion of his business. He owns the property on both sides of the subject alley. If approved, Mr. Walker is aware the he would not be able to construct buildings within the abandoned alley right-of-way due to existing utility service lines within the subject area.

Planning staff contacted all utility providers, including the Public Works Department, regarding the proposed easement abandonment. Since there are existing services in the alley, the utility providers have requested the alley be converted into a utility easement with full access to their service lines. Staff requests a public drainage and utility easement in the entire abandoned rights-of-way to protect existing service lines.

The applicant proposes erecting chain link fencing within the alley with a gate that will be a rolling chain link to allow placement of utility provider locks. The utility providers are agreeable to the applicant's proposed gate access. There are no objections to the abandonment request as long as the requested easements are retained and the utility providers are able to access the easements through the proposed gate, as proposed by the applicant.

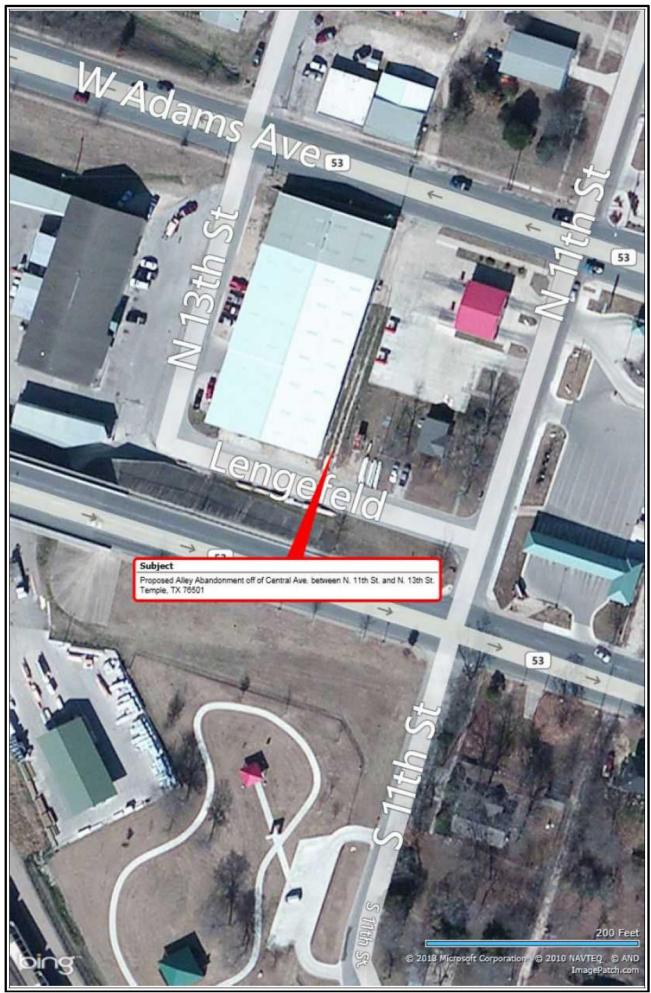
FISCAL IMPACT: If approved, Bruce Walker will be allowed to purchase the abandoned alley rightsof-way at the fair market value of \$5,350.

ATTACHMENTS:

Vicinity Map Abandonment Exhibit Ordinance

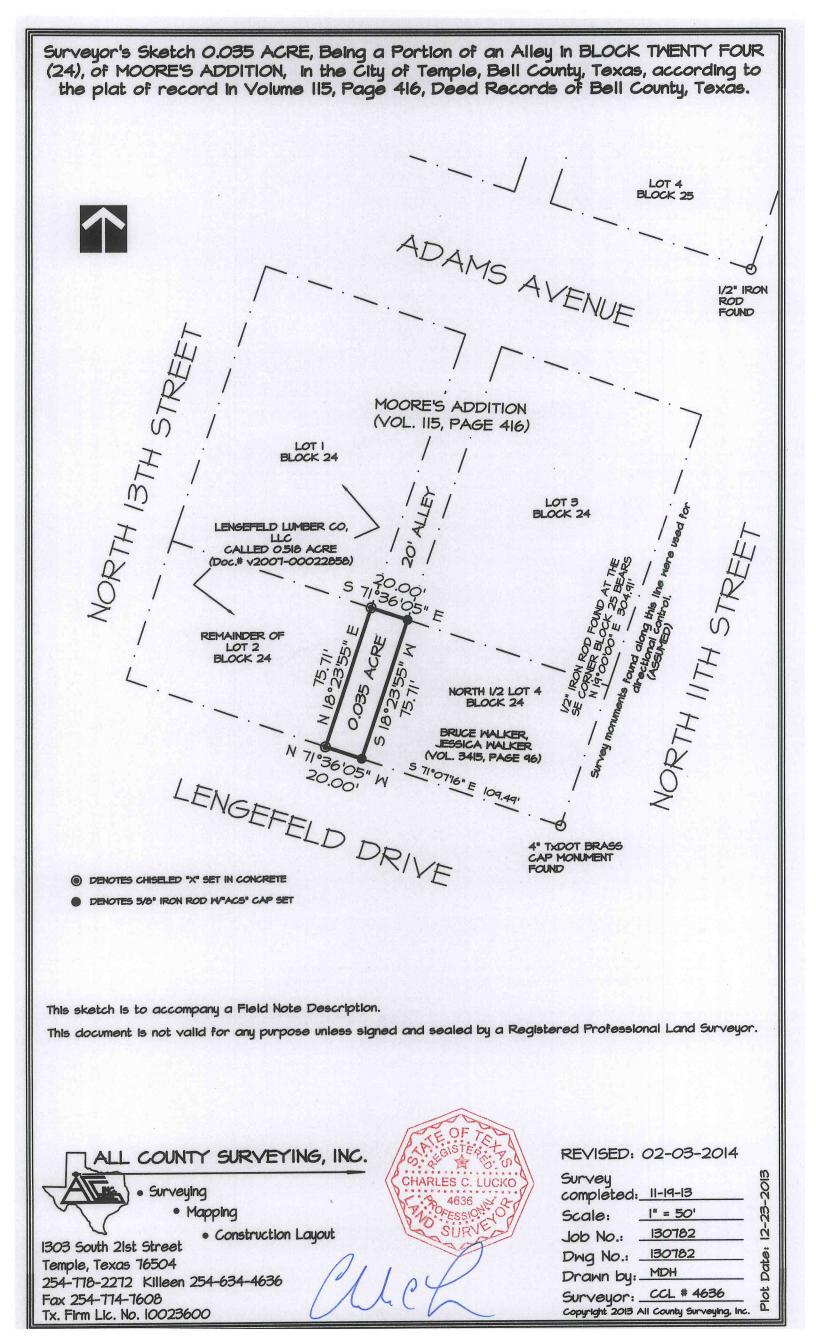
Hal Dunn & Associates SITE LOCATION MAP

Borrower N/A						
Property Address	Proposed Partial Alley Abandon	ment off of Central A	ve./Lengefeld Dr	. between N.	11th St. and N.	13th St.
City Temple	County	Bell	State	тх	Zip Code	76501-4256
Lender/Client Bi	uce Walker, dba Lengefeld Lumber	Co, LLC Address	P.O. Box 88, Templ	e, TX 76503 (BW	alker@lengefeldlum	ber.com)



Produced by ClickFORMS Software 800-622-8727

Page 9 of 25



FIELD NOTES PREPARED BY ALL COUNTY SURVEYING, INC.

November 20, 2013, 2013

Surveyor's Field Notes for BRUCE WALKER, being:

0.035 ACRE, situated in the MAXIMO MORENO SURVEY, ABSTRACT 14, City of Temple, Bell County, Texas, being a portion of a twenty (20) foot wide alley in Block 24, Moore's Addition, an addition to the City of Temple, Texas, of record in Volume 115, Page 416 Deed Records of Bell County, Texas, and being more particularly described as follows:

Beginning at a 5/8" iron rod with "ACS" cap set on the east line of said alley and on the west line of Lot 4 of said Block 24, being the southwest corner of a tract of land conveyed to Bruce Walker and Jessica Walker in Volume 3415, Page 96, Official Public Records of Bell County, Texas, from which a 4" TxDOT brass cap monument found at the southeast corner of said Walker tract bears *S.* 71° 07' 16" *E.*, 109.49 feet, for the southeast corner of this tract;

THENCE over and across said alley, N. 71° 36' 05" W., 20.00 feet, to a chiseled "X" set in concrete on the west line of said alley and on the east line of Lot 2 of said Block 24, for the southwest corner of this tract;

THENCE with the west line of said alley and the east line of said Lot 2, **N. 18° 23' 55" E., 75.71 feet**, to a chiseled "X" set in concrete, being the northeast corner of said Lot 2 and the southeast corner of Lot 1 of said Block 24, for the northwest corner of this tract;

THENCE over and across said alley, **S.71° 36' 05" E., 20.00 feet**, to a 5/8" iron rod with "ACS" cap set, being the northwest corner of said Walker tract, the northwest corner of said Lot 4 and the southwest corner of Lot 3 of said Block 24, for the northeast corner of this tract;

THENCE with the west line of said Walker tract and the east line of said Lot 4, S. 18° 23' 55" W., 75.71 feet, to the POINT OF BEGINNING and containing 0.035 Acre of Land.

Survey monuments found on the west right of way of North 11th Street (Assumed N. 19° 00' 00" E.), was used for directional control.

This document is not valid for any purpose unless signed and sealed by a Registered Professional Land Surveyor.

Surveyed November 19, 2013

ALL COUNTY SURVEYING, INC. 1-800-749-PLAT Tx. Firm Lic. No. 10023600 server/projects/pro130000/130700/130782/130782.doc



Charles C. Lucko Registered Professional Land Surveyor

ORDINANCE NO. 2014-4640

(A-FY-14-01)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, RELEASING 75.71 FEET OF AN EXISTING ALLEY WITH A WIDTH OF 20 FEET, LOCATED IN BLOCK 24, MOORE'S FIRST ADDITION, ON THE NORTH SIDE OF LENGEFELD DRIVE, BETWEEN NORTH 11TH AND NORTH 13TH STREETS; RESERVING A PUBLIC DRAINAGE AND UTILITY EASEMENT IN THE ENTIRE ABANDONED RIGHT-OF-WAY; DECLARING FINDINGS OF FACT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the applicant, Bruce Walker, owner of Lengefeld Lumber Company, requests the City of Temple release 75.71 feet of this existing alley to allow for the expansion of his business;

Whereas, Mr. Walker owns the property on both sides of the subject alley and is aware that he will not be authorized to construct buildings within the building alley right-of-way due to existing utility service lines;

Whereas, the Planning staff contacted all utility providers, including the Public Works Department, regarding the proposed easement abandonment - since there are existing services in the alley, the utility providers have requested the alley be converted into a utility easement with full access to their services lines;

Whereas, staff requests reserving a public drainage and utility easement in the entire abandoned right-of-way to protect the existing service lines; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

Now, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

Part 1: The City of Temple, Texas, releases 75.71 feet of an existing alley with a width of 20 feet, located in block 24, Moore's First Addition, on the north side of Lengefeld Drive, between North 11th and North 13th Streets, and reserving a public drainage and utility easement in the entire abandoned right-of-way, which is described by metes and bounds in Exhibit A to this resolution.

Part 2: It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(H) Consent Agenda Page 1 of 4

DEPT. / DIVISION SUBMISSION & REVIEW:

Mark Baker, Planner

ITEM DESCRIPTION: SECOND READING – Z-FY-14-12: Consider adopting an ordinance authorizing a Conditional Use Permit (CUP) to allow a used tire service and repair facility to be located within the I-35 Overlay Zone, Lot 3, Block 13, Temple Heights subdivision, County of Bell, Texas, addressed as 2815 South General Bruce Drive.

PLANNING & ZONING COMMISSION RECOMMENDATION: At its January 6, 2014 meeting, the Planning and Zoning Commission voted 4 to 2, in accordance with staff's recommendation, to recommend approval of the request to allow a used tire service and repair facility at 2815 South General Bruce Drive.

<u>STAFF RECOMMENDATION</u>: Adopt ordinance as presented in item description on second and final reading.

Staff recommends approval of the requested Conditional Use to allow a used tire service and repair facility for the following reasons:

- 1. The request is compatible with the Future Land Use Plan (FLUP);
- 2. The request complies with the Thoroughfare, Plan;
- 3. Public facilities are available to serve the property; and
- 4. The applicant has demonstrated compliance with the specific standards in Section 5.3.23 of the UDC.

Staff recommends approval of the requested Conditional Use Permit subject to the following conditions:

- 1. Approval of a color palette for exterior building colors in compliance to UDC Section 6.7.9.D3;
- 2. Submittal of a site plan providing a parking lot layout to accommodate the minimum required parking as required by UDC Section 7.5;
- 3. Vehicle servicing must be conducted completely within an enclosed building;
- 4. Vehicles being serviced may not exceed one and one-half tons;
- 5. All buildings must be set back a minimum of 25 feet from:
 - a. The public street right of way;
 - b. Residentially zoned or developed property; and
 - c. Public property such as a school or park.

- 6. No outside storage or display of any kind is permitted;
- 7. No parking of damaged motor vehicles is permitted, except on a temporary basis not to exceed 72 hours;
- 8. The conditional use permit is subject to further review by the Planning & Zoning Commission and City Council, as a result of expansion, as triggered by such I-35 Overlay standards and resulting review.

ITEM SUMMARY: The subject property is an existing and developed site addressed at 2815 South General Bruce Drive. The applicant, Miguel Flores, proposes establishing a business where used tires are serviced and flats are repaired. No capping or grooving of tires is anticipated or proposed.

The site is identified by the Comprehensive Master Plan / FLUP as Auto-Urban Commercial which is for areas identified for commercial uses. The property is zoned Commercial (C) and allows minor automotive services uses by right. While the proposed use is consistent with the FLUP and the underlying zoning, the property is within the Freeway-Retail/Commercial sub-district of the I-35 Overlay Zone which requires a conditional use permit for minor automotive uses per UDC Section 6.7. A tire service and repair facility is an unlisted use but has been historically defined as a minor automotive use.

While the Conditional Use Permit is required to establish the use, the property is within the I-35 Overlay and no expansion, other than repainting and striping of the parking is proposed at this time, minor automotive use are subject to the following performance standards per UDC Section 5.3.23:

- A. Vehicle servicing must be conducted completely within an enclosed building;
- B. Vehicles being serviced may not exceed one and one-half tons;
- C. All buildings must be set back a minimum of 25 feet from:
 - 1. The public street right of way;
 - 2. Residentially zoned or developed property; and
 - 3. Public property such as a school or park.
- D. No outside storage or display of any kind is permitted;
- E. No parking of damaged motor vehicles is permitted, except on a temporary basis not to exceed 72 hours.

Although a site plan is required per UDC Section 3.5.2B, since the site is developed and the applicant is requesting the conditional use permit only to establish the business without further expansion, an aerial image of the site was provided to show the site in its current configuration.

Staff has reviewed the proposal relative to the existing site which was considered by the Design Review Committee (DRC) during their December 19, 2013 meeting. Based on the proposal, no issues were identified during the meeting.

<u>SURROUNDING PROPERTY AND USES</u>: The following table provides the direction from the property, Future Land Use Plan (FLUP) designation, existing zoning and current land uses:

Direction	<u>FLUP</u>	Zoning	Current Land Use
Site	Auto-Urban Commercial	C	Existing Commercial uses
North	I-35	LI / C	Interstate Freeway
Southwest	Auto-Urban Commercial	C	Existing Commercial uses
Southeast	Auto-Urban Commercial	C	Existing Commercial uses
West	Auto-Urban Commercial	LI / C	Interstate Freeway

<u>COMPREHENSIVE PLAN COMPLIANCE</u>: The proposed rezoning relates to the following goals, objectives or maps of the Comprehensive Plan and Sidewalk and Trails Plan:

Document	Policy, Goal, Objective or Map	Compliance?
CP	Map 3.1 - Future Land Use and Character (FLUP)	Yes
CP	Map 5.2 - Thoroughfare Plan	Yes
СР	Goal 4.1 - Growth and development patterns should be consistent with the City's infrastructure and public service capacities	Yes
STP	Temple Trails Master Plan Map and Sidewalks Ordinance	Yes

CP = Comprehensive Plan STP = Sidewalk and Trails Plan

Future Land Use and Character Plan (FLUP) (CP Map 3.1)

The Land Use and Character Map which identifies this area as Auto-Urban Commercial which is for the areas identified for commercial uses generally concentrated at intersections versus strip development along major roads.

The existing building has been used for minor automotive uses in the past. Staff understands that the applicant does not want to expand the existing site but occupy the existing building for a tire service and repair facility. Exterior repainting of the building and re-striping of the existing parking area is all that will be needed. The use of the property is consistent with the FLUP as well as compatible with the surrounding non-residential uses in the immediate vicinity.

Thoroughfare Plan (CP Map 5.2)

This portion of General Bruce Drive is not identified on the Thoroughfare Plan. Typical sections of General Bruce Drive have been identified as a Thoroughfare. West L. Ave is identified as a local street. No additional right-of-way or sidewalks are required for either. No issues related to capacity are anticipated from the proposed use of the property.

Availability of Public Facilities (CP Goal 4.1)

There is an 8" sewer line, in S. 57th St., a 6" sewer line in West L. Ave and a 6" water line available in S. 55th St. to serve the proposed use. No impacts to public facilities are anticipated.

Temple Trails Master Plan Map and Sidewalks Ordinance

The Temple Trails Master Plan map has not identified any proposed or existing trails. No sidewalk is triggered by this development.

DEVELOPMENT REGULATIONS: While the property is within the I-35 Overlay Standards, the proposed use as tire service facility will not trigger any I-35 standards unless the use of the property is expanded. Compliance with I-35 standards will be confirmed during the site plan review during the Construction Document portion of review.

Per UDC Section 6.7, the proposed tire service and repair facility is subject the I-35 Overlay Zone. As identified elsewhere in this report, I-35 Overlay requirements will be triggered by any proposed expansion of the site or use and identified by formal design and site plan review.

Per UDC Section 7.5, minor automotive uses require 1 space per 200 square feet of gross floor area.

Per UDC Section 6.7.9.D3, a color palette and sample board submittal is required with the site plan application. The color of all structures must be generally earth-tone in hue. The Director of Planning may approve accent colors that are not earth-tone, but not approve a façade that displays more than 10% of non-earth tone colors. No façade may display neon or fluorescent colors.

PUBLIC NOTICE: Eight notices of the public hearing were sent out to property owners within 200feet of the subject property as required by State law and City Ordinance. As of Monday January 27, 2014 at 5:00 pm, 1 notice had been returned in agreement and no responses in disagreement for the proposed conditional use permit. One response was returned as undelivered.

The newspaper printed notice of the public hearing on December 26, 2013, in accordance with state law and local ordinance.

FISCAL IMPACT: Not Applicable

ATTACHMENTS:

Site and surrounding photos Applicant provided site photos Location and Zoning Map Future Land Use Map Buffer Notification Map Returned Property Owner Notices Ordinance

Site & Surrounding Property Photos



Site: Developed with Unoccupied Gas Station - Looking North (NS)



Southwest: Commercial and Restaurant Uses (C)



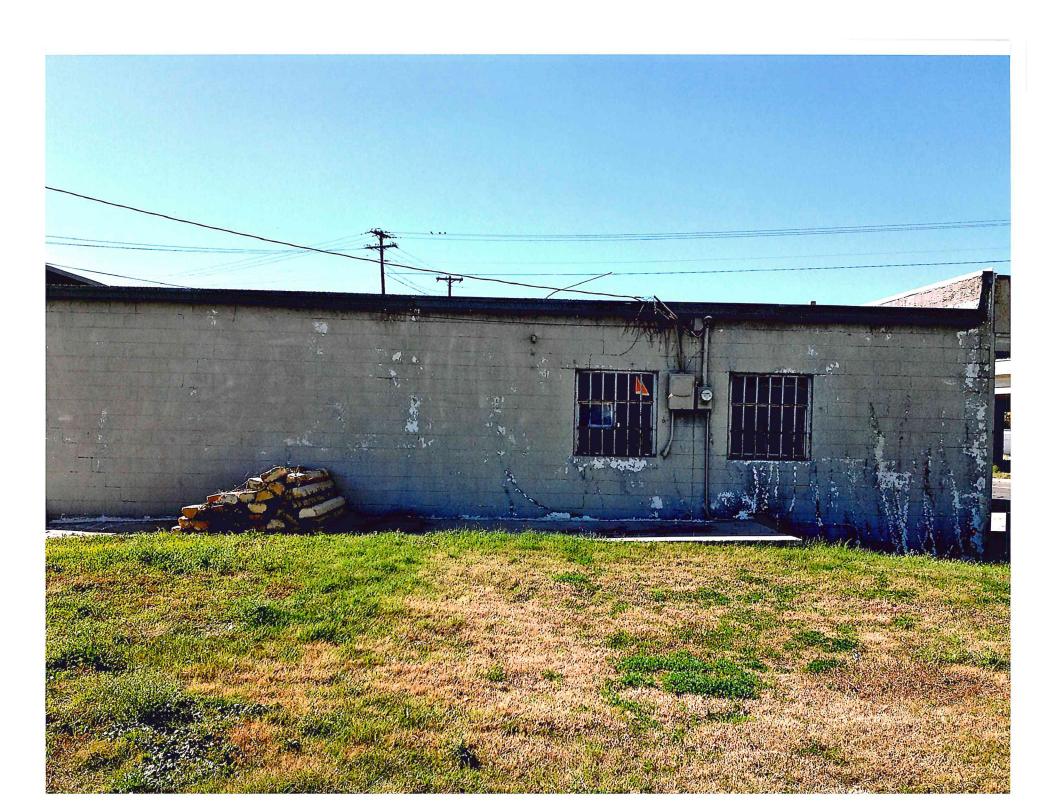
East: Commercial and Service Uses (C)



North: I-35 and S. General Bruce Dr. (LI & C)



Southeast: Commercial and Service Uses (C)

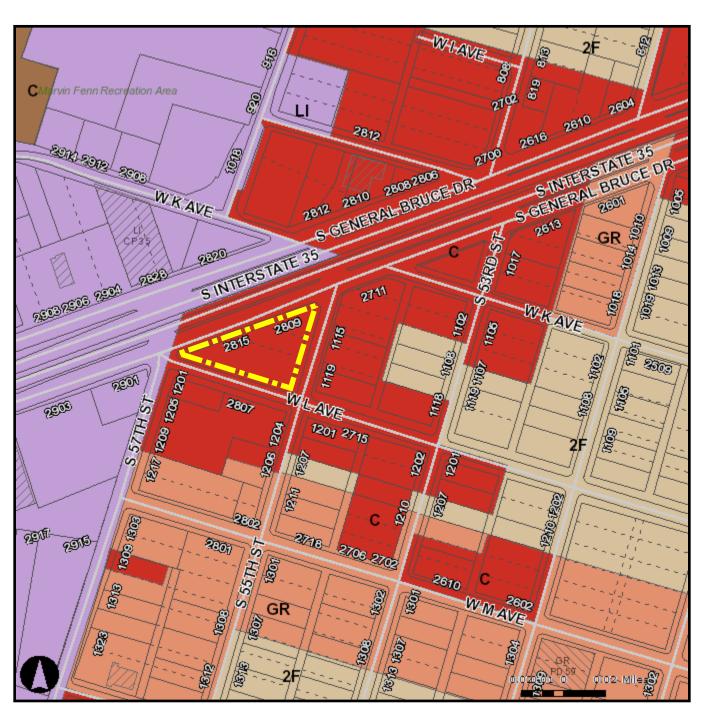








Мар





Future Land Use Map

2815 S. General Bruce Dr



Future Land Use

Neighborhood Conservation
 Estate Residential
 Suburban Residential

Auto-Urban Residential Auto-Urban Multi-Family Auto-Urban Mixed Use

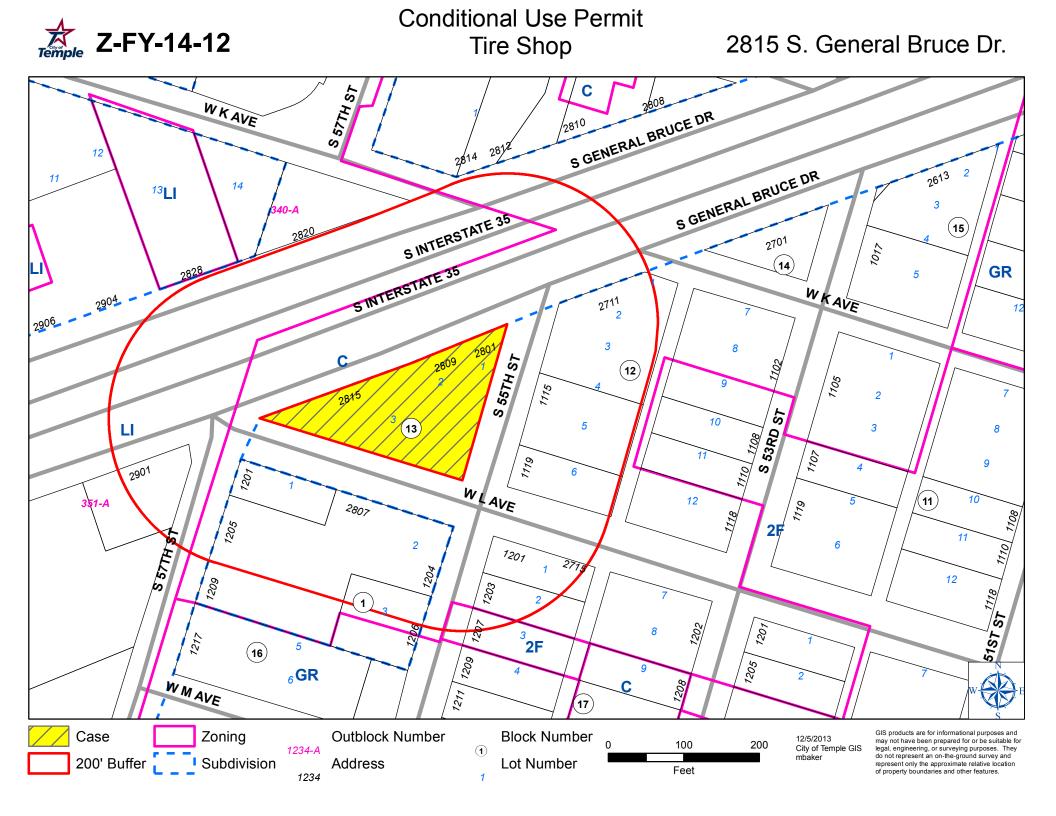
Auto-Urban Commercial Suburban Commercial Urban Center Temple Medical Education District Industrial

Business Park

. .

Public Institutional Parks & Open Space Agricultural/Rural GIS products are for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. They do not represent an on-the-ground survey and represent only the approximate relative location of property boundaries and other features.

> 12/5/2013 City of Temple GIS





RESPONSE TO PROPOSED CONDITIONAL USE PERMIT CITY OF TEMPLE

Sam Sancetta 213 Bluebonnet Drive Marlin, Texas 76661

Zoning Application Number: <u>Z-FY-14-12</u> Project Manager: <u>Mark Baker</u>

Location: 2815 South General Bruce Drive

The proposed request for a Conditional Use Permit is the area shown in hatched marking on the attached map. The Conditional Use Permit will allow a used tire service and repair facility. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the <u>possible</u> Conditional Use Permit for the property described on the attached notice, and provide any additional comments you may have.

I recommend (# approval

() denial of this request.

Comments:

aucetto (Signature)

Please mail or hand-deliver this comment form to the address shown below, no later than January 6, 2014.

City of Temple Planning Department Room 102 Municipal Building Temple, Texas 76501 RECEIVED

JAN 0 6 2014

City of Temple Planning & Development

ORDINANCE NO.

[Z-FY-14-12]

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CONDITIONAL USE PERMIT TO ALLOW A USED TIRE SERVICE AND REPAIR FACILITY TO BE LOCATED WITHIN THE 1-35 OVERLAY ZONE, LOT 3, BLOCK 13, TEMPLE HEIGHTS SUBDIVISION, BELL COUNTY, TEXAS, AND ADDRESSED AS 2815 SOUTH GENERAL BRUCE DRIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Comprehensive Zoning Ordinance of the City of Temple, Texas, provides for the issuance of conditional use permits under certain conditions and authorizes the City Council to impose such developmental standards and safeguards as the conditions and locations indicate to be important to the welfare or protection of adjacent property and for the protection of adjacent property from excessive noise, vibration, dust, dirt, smoke, fumes, gas, odor, explosion, glare, offensive view or other undesirable or hazardous conditions, and for the establishment of conditions of operation, time limits, location, arrangement and construction for any use for which a permit is authorized;

Whereas, the Planning and Zoning Commission of the City of Temple, Texas, after due consideration of the location and zoning classification of the establishment, has recommended that the City Council approve this application; and

Whereas, the City Council of the City of Temple, Texas, after public notice as required by law, has at a public hearing, carefully considered all the evidence submitted concerning a used tire service and repair facility located at 2815 South General Bruce Drive, and has heard the comments and evidence presented by all persons supporting or opposing this matter at said public hearing, and after examining the location and the zoning classification of the establishment finds that the proposed use of the premises substantially complies with the comprehensive plan and the area plan adopted by the City Council.

Now, Therefore, Be It Ordained By The City Council Of The City of Temple, Texas, That:

<u>**Part 1**</u>: The City Council approves a Conditional Use Permit for a used tire service and repair facility to be located within the I-35 Overlay Zone, lot 3, block 13, Temple Heights subdivision, Bell County, Texas, and addressed as 2815 South General Bruce Drive, more fully described in Exhibit A, attached hereto and made a part hereof for all purposes.

Part 2: The owners/applicants, their employees, lessees, agents or representatives, hereinafter called "permittee" shall comply with the following developmental standards and conditions of operation:

- (a) Approval of a color palette for exterior building colors in compliance with UDC Section 6.7.9.D3;
- (b) Submittal of a site plan providing a parking lot layout to accommodate the minimum required parking spots as required by UDC Section 7.5;

- (c) Vehicle servicing must be conducted completely within an enclosed building;
- (d) Vehicles being services may not exceed one and one-half tons;
- (e) All buildings must be set back a minimum of 25 feet from:
 - i. The public street right-of-way;
 - ii. Residentially zone or developed property; and
 - iii. Public property such as a school or park;
- (f) No outside storage or display of any kind is permitted;
- (g) No parking or damaged motor vehicles is permitted, except on a temporary basis not to exceed 72 hours;
- (h) This conditional use permit is subject to further review by the Planning and Zoning Commission and City Council, as a result of expansion, as triggered by such I-35 Overlay standards and resulting review;
- (i) A conditional use permit issued under this section runs with the property and is not affected by a change in the owner or lessee of a permitted establishment.
- (j) All conditional use permits issued under this section will be further conditioned that the same may be canceled, suspended or revoked in accordance with the revocation clause set forth in Section 7-609.

<u>**Part 3**</u>: The declarations, determinations and findings declared, made and found in the preamble of this ordinance are hereby adopted, restated and made a part of the operative provisions hereof.

<u>Part 4</u>: It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such phrase, clause, sentence, paragraph or section.

<u>**Part 5**</u>: This ordinance shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Temple, Texas, and it is accordingly so ordained.

<u>**Part 6**</u>: It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on First Reading and Public Hearing on the 6th day of February, 2014.

PASSED AND APPROVED on Second Reading on the **10th** day of **February**, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson City Secretary Jonathan Graham City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(I) Consent Agenda Page 1 of 4

DEPT. / DIVISION SUBMISSION & REVIEW:

Mark Baker, Planner

ITEM DESCRIPTION: SECOND READING – Z-FY-14-15: Consider adopting an ordinance authorizing a Conditional Use Permit (CUP) to allow a pet crematorium within a new 1500 square foot building as part of an existing veterinary hospital located on a portion of Lot 1, Block 1, Gosney Commercial Subdivision, Bell County, Texas, addressed as 2055 Scott Boulevard.

PLANNING & ZONING COMMISSION RECOMMENDATION: At its January 6, 2014 meeting, the Planning and Zoning Commission voted 6 to 0, in accordance with staff recommendation, to recommend approval for a conditional use permit to allow a pet crematory addressed at 2055 Scott Boulevard.

<u>STAFF RECOMMENDATION</u>: Adopt ordinance as presented in item description on second and final reading.

Staff recommends approval of Z-FY-14-15, a Conditional Use Permit to allow a pet crematorium within a new 1,500 square foot building as part of an existing veterinary hospital for the following reasons:

- 1. The request is compatible with the Future Land Use and Character Map;
- 2. The request complies with the Thoroughfare, Plan and the Trails Master Plan;
- 3. Public facilities are available to serve the property; and,
- 4. The use is compatible with Zoning and surrounding uses and,

Staff recommends Approval of the conditional use permit subject to the following conditions:

The crematory shall be:

- 1. Used for veterinarian purposes only and subject to the Texas Commission on Environmental Quality (TCEQ) regulations and permitting;
- 2. Allowed as an accessory use; and
- 3. Operated in such a manner as to prevent excessive noise, dirt, litter, and odors and in such a manner to minimize disturbance to surrounding property owners.

ITEM SUMMARY: While veterinary hospitals are permitted by right in the Commercial (C) zoning district, the requirement of the conditional use permit is triggered by the proposed on-site crematory. The proposed 1,500 square foot building is the only expansion to the property and no expansion to existing buildings is anticipated. Site improvements such as landscaping and parking are in place and any additional site development requirements will be identified during the building permit review. The proposed building will be provided with stone materials on all sides as shown by the attached elevations. Stone is acceptable as a required exterior finish per UDC Section 7.8.3F.

The applicant has provided technical specifications for the "Therm-Tec animal Cremation Unit" which indicates that the crematory burner unit will meet federal regulations and have no visible emission and no odors. The specifications for the animal crematory indicate that the burner cannot only handle private incinerations but process up to 400 pound batch loads with a burn time of 67 lbs per hour. Further, the specifications indicate that this unit is specifically designed for private pet cremation services, humane societies, animal control facilities and veterinary practices. The applicant has indicated that cremation processing will be primarily for animals 50 lbs or less. An incinerator would be required for larger animals such as livestock but the applicant is not intending to process these types of requests. The applicant has indicated that this will provide a service to the community and will reduce the spread of disease from animal waste being delivered to the local land fill.

Although no standards have been identified in the UDC, specifically related to crematoriums, staff has processed two conditional use permits since 1995, which included a crematory for a veterinary hospital (Z-95-025) and a human crematory (Z-FY-08-06). At that time, conditions addressed issues such as screening and buffering as well as modifications to the building façade to soften the visual appearance.

Staff has reviewed the use permit and the site plan which were considered by the DRC during their December 19, 2013 meeting. Based on the proposal, no issues were identified during the meeting. The attached site and floor plan will be included in the Ordinance, if the conditional use permit is approved by City Council.

<u>SURROUNDING PROPERTY AND USES</u>: The following table provides the direction from the property, Future Land Use Plan (FLUP) designation, existing zoning and current land uses:

<u>Direction</u>	FLUP	Zoning	Current Land Use
Site	Auto-Urban Commercial	С	Office & Veterinary Hospital
North	Suburban Commercial	GR & C	Office
South	Auto-Urban Commercial	GR & C	Office
East	Auto-Urban Commercial	C & GR	Church
West	Auto-Urban Commercial	C & 2F	Vacant & Residential

<u>COMPREHENSIVE PLAN COMPLIANCE</u>: The proposed rezoning relates to the following goals, objectives or maps of the Comprehensive Plan and Sidewalk and Trails Plan:

Document	Policy, Goal, Objective or Map	Compliance?
CP	Map 3.1 - Future Land Use and Character (FLUP)	Yes
CP	Map 5.2 - Thoroughfare Plan	Yes
СР	Goal 4.1 - Growth and development patterns should be consistent with the City's infrastructure and public service capacities	Yes
STP	Temple Trails Master Plan Map and Sidewalks Ordinance	Yes

CP = Comprehensive Plan STP = Sidewalk and Trails Plan

Future Land Use and Character Plan (FLUP) (CP Map 3.1)

The Land Use and Character Map which identifies this area as Auto-Urban Commercial which is for the areas identified for commercial uses generally concentrated at intersections versus strip development along major roads.

The existing use is a veterinary hospital with a proposed pet crematory. The use of the property is consistent with the FLUP as well as compatible with the surrounding non-residential uses in the immediate vicinity.

Thoroughfare Plan (CP Map 5.2)

The Thoroughfare Plan identifies Scott Boulevard as a Collector Street. No issues related to capacity are anticipated from the anticipated use of the property.

Availability of Public Facilities (CP Goal 4.1)

An 8" water line and 8" sewer line is available in Scott Boulevard to serve the property's existing use and proposed use. No impacts to public facilities are anticipated.

Temple Trails Master Plan Map and Sidewalks Ordinance

The Temple Trails Master Plan map identifies a proposed connector trail within Scott Boulevard as a Collector Street, Scott Boulevard is required to have sidewalks on the north side only. No sidewalk is triggered by this development.

<u>DEVELOPMENT REGULATIONS</u>: Although there are no established development regulations specifically for crematoriums in the commercial zoning district, staff has identified the following provision in the UDC which is applicable.

Per UDC Section 5.5.2, minimum setback requirements for accessory structures are the same as the principal building. In the commercial zoning district, there are no minimum setback requirements except 10' on a corner street side yard.

PUBLIC NOTICE: Six notices of the public hearing were sent out to property owners within 200-feet of the subject property as required by State law and City Ordinance. As of Monday January 27, 2014 at 5:00 pm, staff has received, 2 notices had been returned in agreement, no notices in disagreement and 1 notice returned as undelivered.

The newspaper printed notice of the public hearing on December 26, 2013, in accordance with state law and local ordinance.

FISCAL IMPACT: Not Applicable

ATTACHMENTS:

Site and Surrounding Properties Photos Zoning and Location Map Future Land Use Map Site Plan / Floor Plan / Elevations Crematory Unit Specifications Buffer Notification Map Returned Property Owner Notices Ordinance

Site & Surrounding Property Photos



Site (from street): Existing Veterinary Hospital (C)



Site (within property): undeveloped



West: Undeveloped, existing drainage, residences farther to the west (C & 2F)



West: Existing Residences along Scott Blvd (2F)



East: Non-Residential Uses (GR & C)



East: Non-Residential Uses (GR & C)



North: Existing Non-Residential Uses (GR & C)

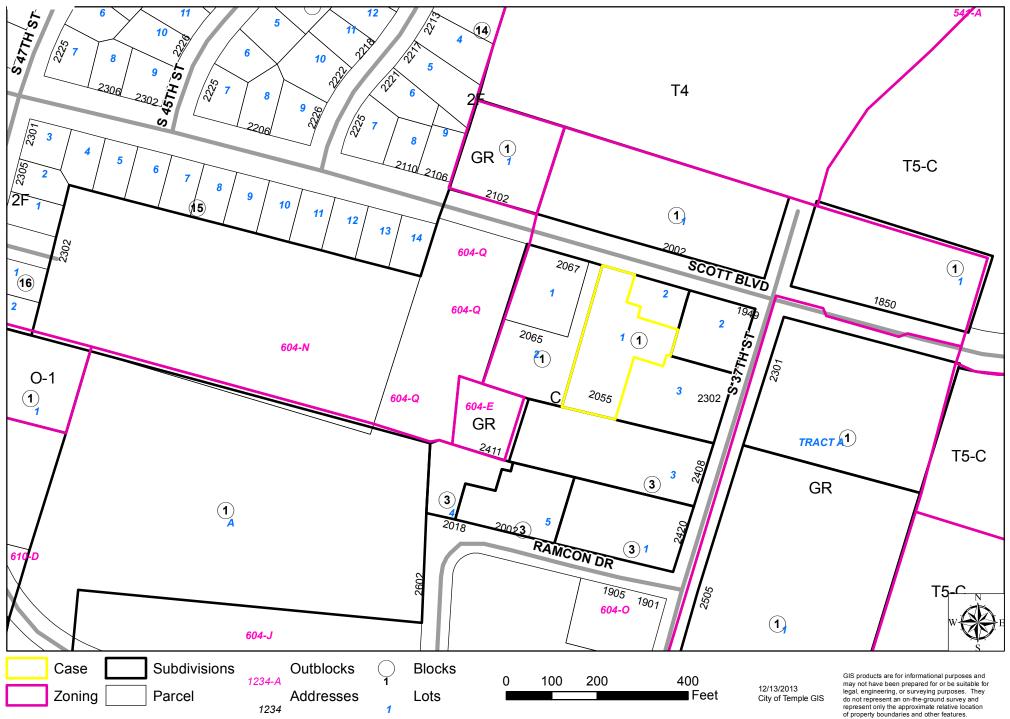


South: State of Texas Health Services Dept. (GR & C)



Zoning and Location Map

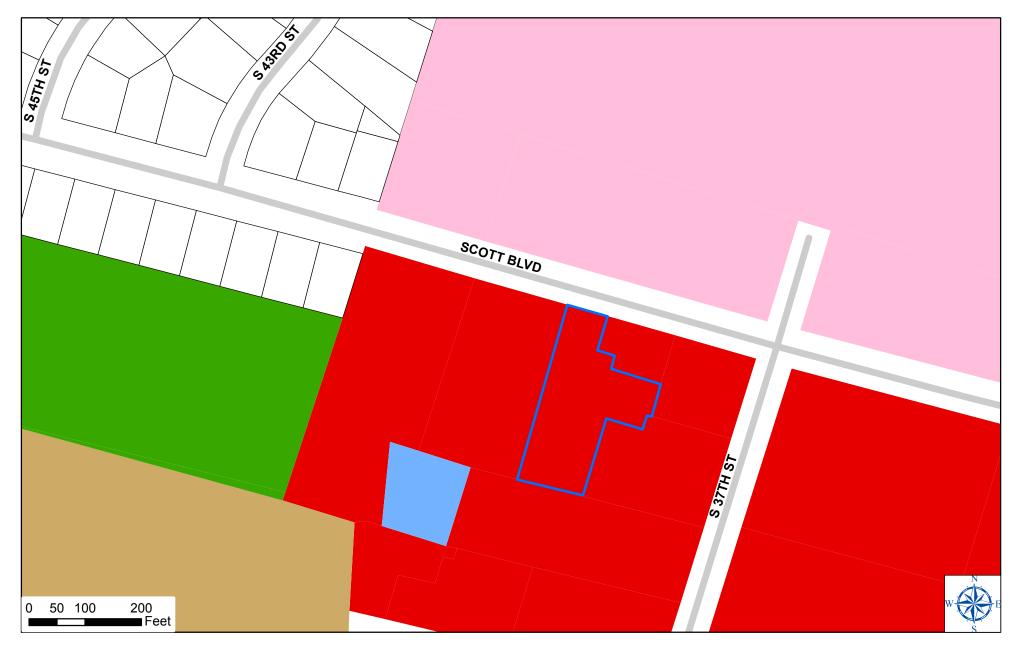
2055 Scott Blvd.





Conditional Use Permit Pet Crematory

2055 Scott Blvd.



Future Land Use

Neighborhood Conservation Estate Residential Suburban Residential Auto-Urban Residential Auto-Urban Multi-Family Auto-Urban Mixed Use

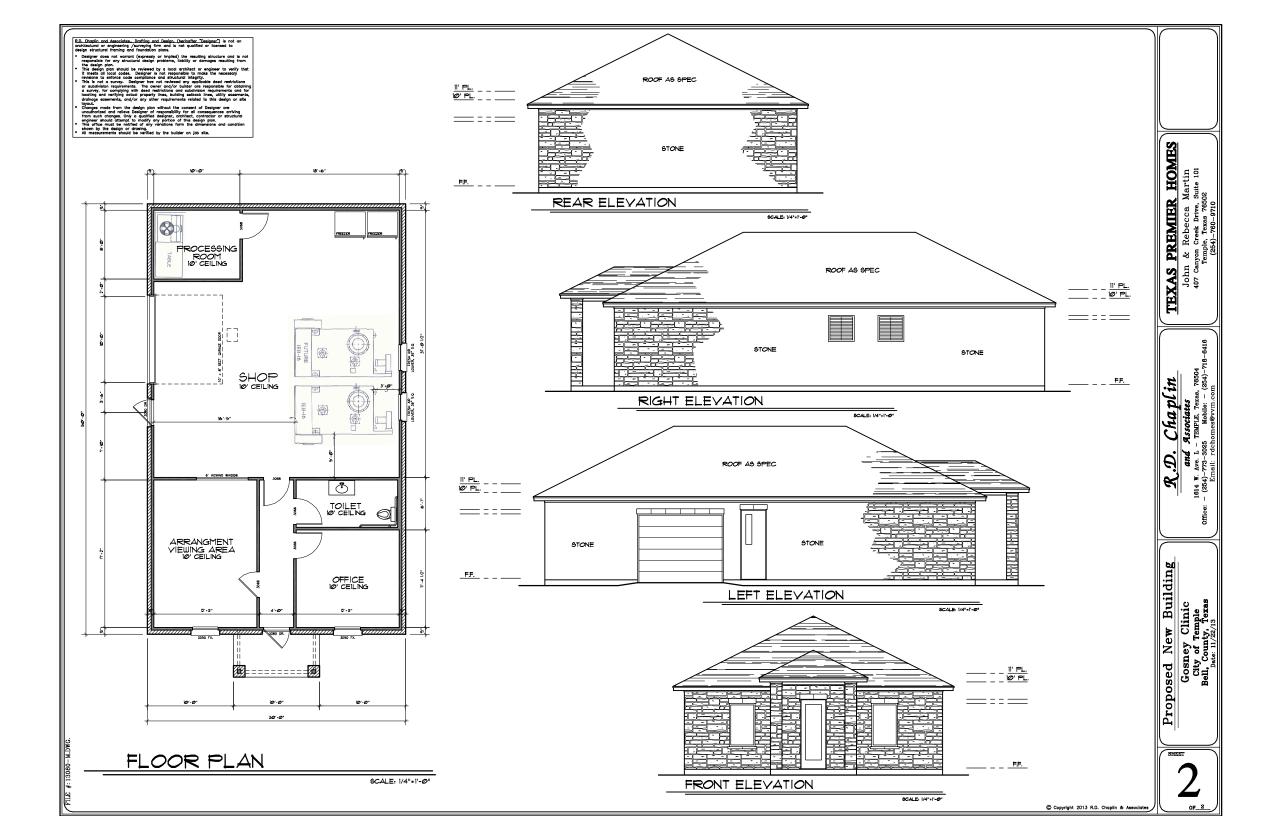
Auto-Urban Commercial Suburban Commercial Urban Center Temple Medical Education District Industrial

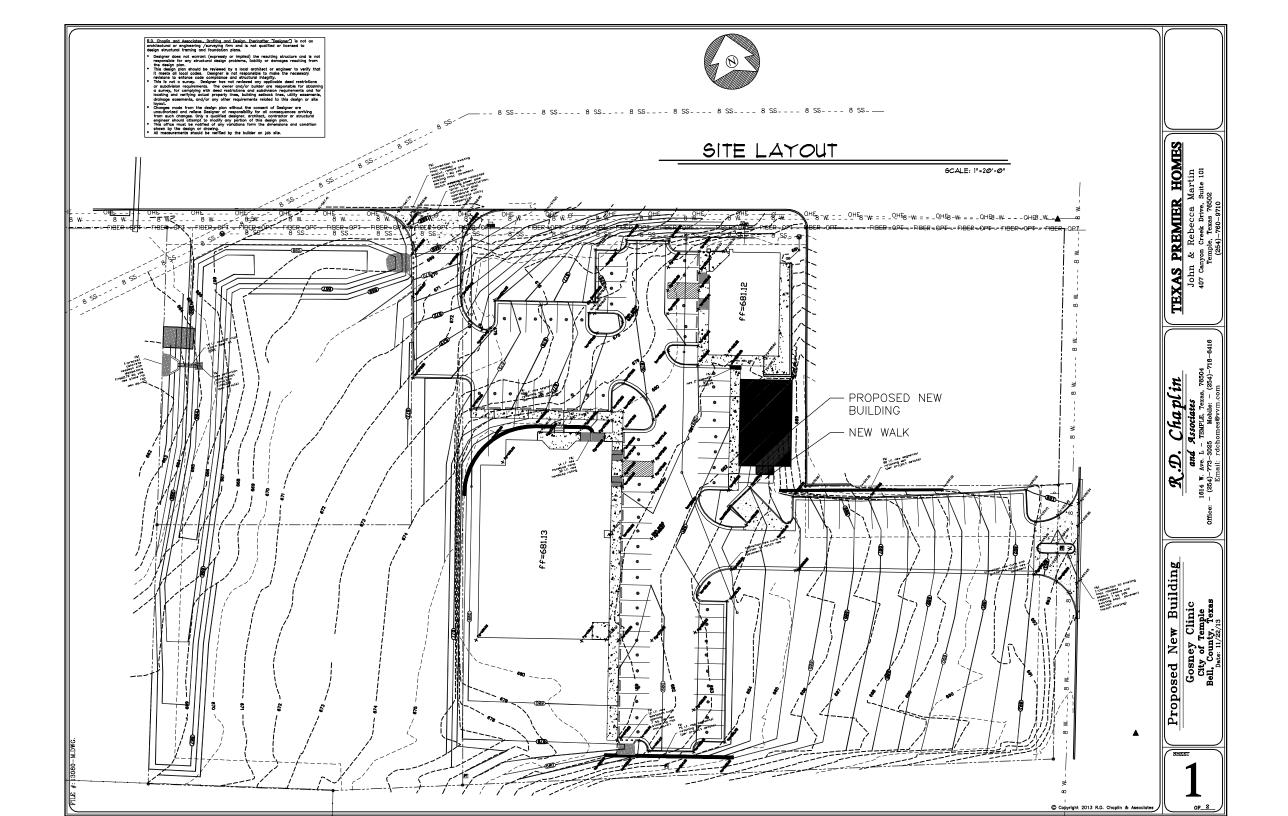
Business Park

Parks & Open Space Agricultural/Rural

Public Institutional

GIS products are for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. They do not represent an on-the-ground survey and represent only the approximate relative location of property boundaries and other features.







Tualatin, Oregon 97062 Sherwood, Oregon 97140

Phone (503) 625-7575 Fax (503) 625-6161 (800) 292-9163 E-Mail thermtec@earthlink.net Web Page thermtec.com

Specifically Designed For :

- * Private Pet Cremation Services
- * Humane Societies
- * Animal Control Facilities
- * Veterinary Practices

Capacity

Besides Private Cremations, These Models

Can Serve As Batch Load Crematories

S-27

S-18 300 Pound Batch Load

400 Pound Batch Load

Easy To Load --- Easy To Operate 16" Load Height 22" x 26" Load Opening

No Visible Emission - No Odors Meets State And Federal Regulations

No Grease Leakage Built In Liquid Retention Dam

Built For Long Life

Constructed Of 3/16" Steel Plate, Lined With 1" Insulation And 3" Heavy Duty Refractory

Pre-piped & Pre-wired And Assembled At Factory

Shipment Of Main Chamber & Secondary Chamber Fully Assembled Two Stack Sections Included - Installed At Job Site

Automatic Temperature Control For Maximum Efficiency

Fuel Saving Feature Of High - Low Control for Secondary Burner

On - Off Control for Primary Burner Fuel Saving Preheated Air For Primary & Secondary Chambers

CONSTRUCTION	S-18	S-27
Dimensions: WxLxH	37"x 64"x73"	37"x 82"x73"
Primary Chamber Volume	18.33	27.05
Stack Section 2 Each - 6"	Total 12'	Total 12'
(10 Ga. Steel With 3" 2,300 Deg. Refractor	ry Lining)	
Stack Diameter	18"	18"
Load Door Opening	26" x 22"	26" x 22"
Load Door Size (Outside)	32 x35 1/2"	32 x35 1/2"

CONSTRUCT	ON	S-18	S-27
Primary Burner Firing Rat	te	400,000 Avg.	400,000 Avg.
Secondary Burner Firing	Rate	450,000 Avg.	450,000 Avg.
Control Panel, NEMA 12 L	J.L. 508A	Yes	Yes
Natural Gas Requirement	s	850 CFH	850 CFH
Electrical Requirements		115/60/1 30 AMP	115/60/1 30 AMP
Paint & Primer -High Tem	p.	800 To 1,2	200 Deg. F.
Weight Po	unds	6,944	8,134

DISTRIBUTED & SERVICED BY



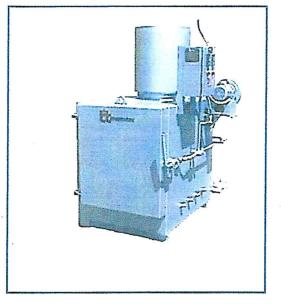
ANIMAL CREMATION UNITS

For Private Animal Cremations

And Batch Load Cremations

Operating Parameters Secondary Temperature: 1,600° F minimum Secondary Gas Residence Time: .5 - sec. minimum Cremation Burn Rate: 50 lb/hr (S-18); 67 lb/hr (S-27)

Model S-18 & Model S-27

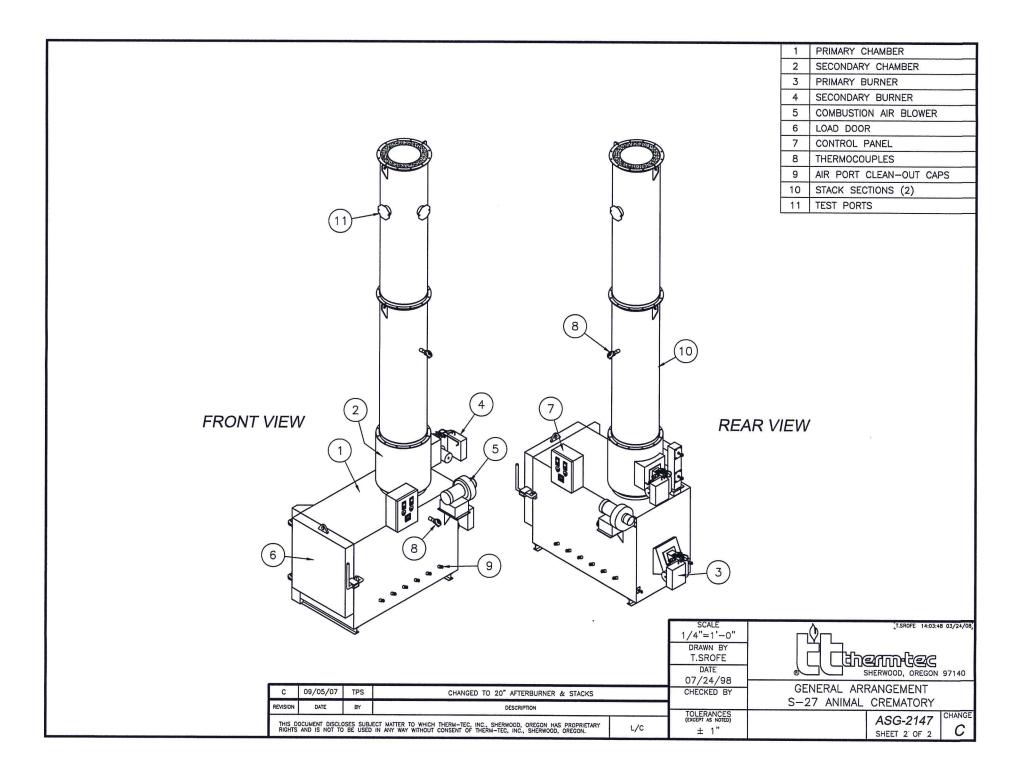


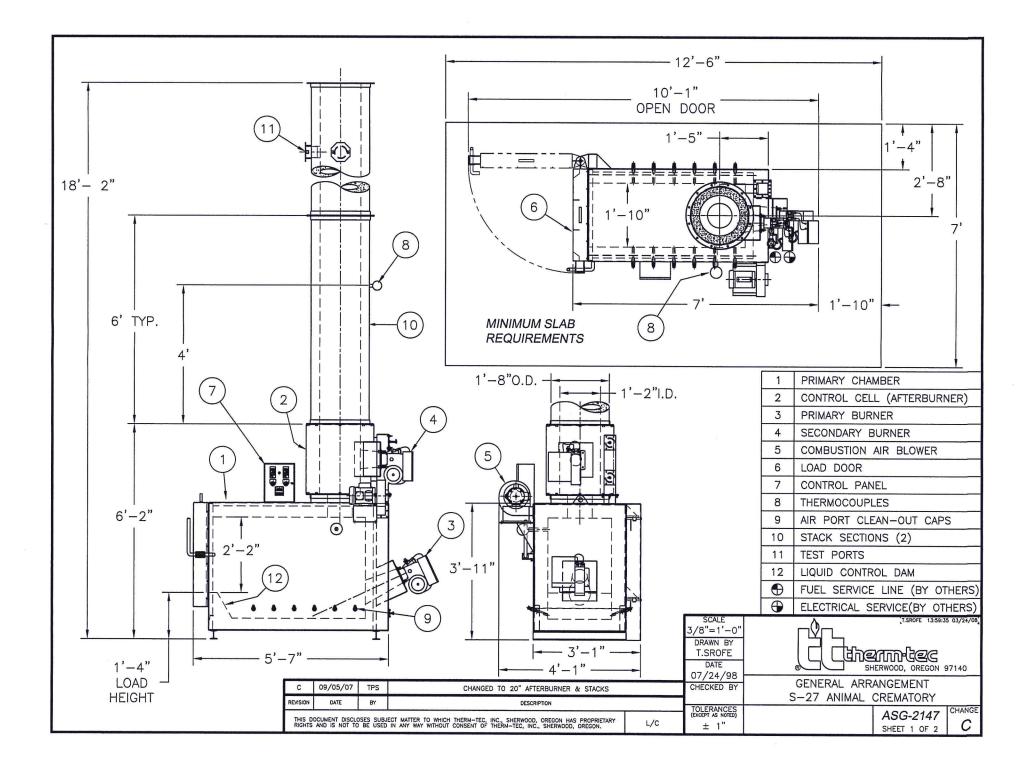
Model S- 18 Shown

Therm Tec, Inc. has designed, engineered And manufactured equipment for the ANIMAL CREMATION INDUSTRY since 1973

S-18 & S-27 090513.pdf

13508 OAK ST. • KANSAS CITY, MISSOURI 64145 (816) 941-209 • 1-800-345-0847 Fax (816) 941-2199

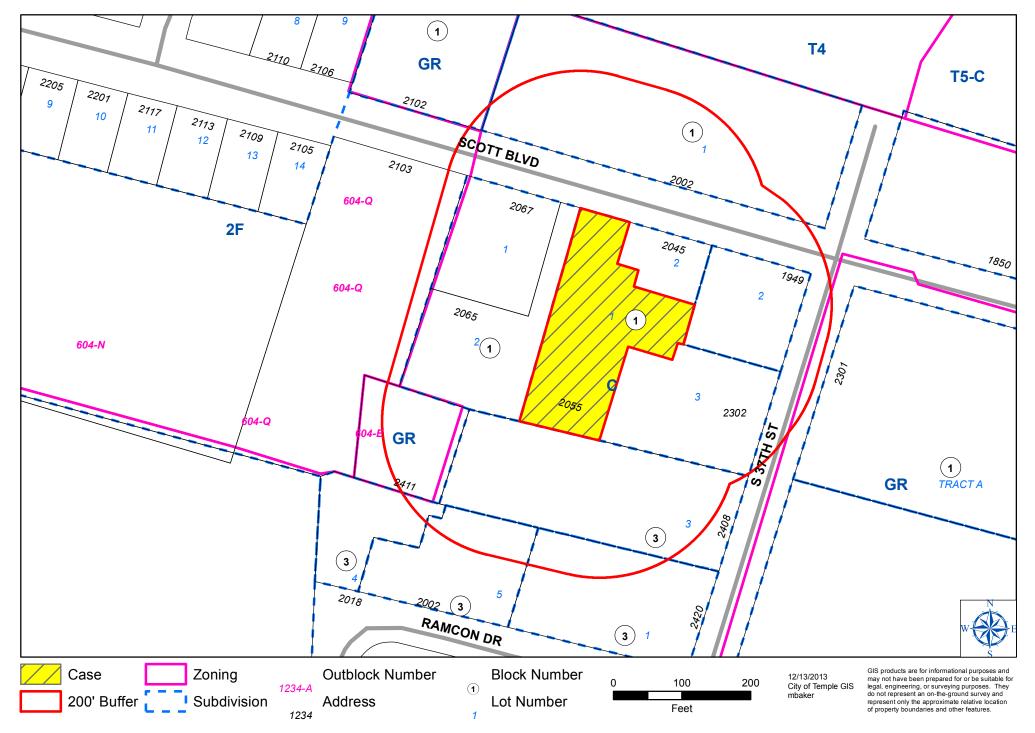






Buffer Notification

2055 Scott Blvd.





RESPONSE TO PROPOSED CONDITIONAL USE PERMIT CITY OF TEMPLE

1949 Scott LLC 1949 Scott Boulevard Temple, Texas 76704

Location: 2055 Scott Boulevard

Zoning Application Number: <u>Z-FY-14-15</u> Project Manager: <u>Mark Baker</u>

The proposed request for a Conditional Use Permit is the area shown in hatched marking on the attached map. The Conditional Use Permit will allow a pet crematorium. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the possible Conditional Use Permit for the property described on the attached notice, and provide any additional comments you may have.

I recommend (/) approval

() denial of this request.

Comments:

Signature

Please mail or hand-deliver this comment form to the address shown below, no later than January 6, 2014.

City of Temple Planning Department Room 102 Municipal Building Temple, Texas 76501

JAN 0 2 2013

City of Temple Planning & Development



RESPONSE TO PROPOSED CONDITIONAL USE PERMIT CITY OF TEMPLE

Jencer Investments Inc. 202 Cheyenne Drive Temple, Texas 76704

Zoning Application Number: <u>Z-FY-14-15</u>

Project Manager: Mark Baker

Location: 2055 Scott Boulevard

The proposed request for a Conditional Use Permit is the area shown in hatched marking on the attached map. The Conditional Use Permit will allow a pet crematorium. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the possible Conditional Use Permit for the property described on the attached notice, and provide any additional comments you may have.

I recommend (γ) approval () denial of this request.

Comments:

AVID NEMAN (Signature

Please mail or hand-deliver this comment form to the address shown below, no later than <u>January 6, 2014</u>.

City of Temple Planning Department Room 102 Municipal Building Temple, Texas 76501



City of Temple Planning & Development

ORDINANCE NO.

[Z-FY-14-15]

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CONDITIONAL USE PERMIT FOR A PET CREMATORIUM WITHIN A NEW 1500 SQUARE FOOT BUILDING AS PART OF AN EXISTING VETERINARY HOSPITAL, LOCATED ON A PORTION OF LOT 1, BLOCK 1, GOSNEY COMMERCIAL SUBDIVISION, BELL COUNTY, TEXAS, AND ADDRESS AS 2055 SCOTT BOULEVARD; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Comprehensive Zoning Ordinance of the City of Temple, Texas, provides for the issuance of conditional use permits under certain conditions and authorizes the City Council to impose such developmental standards and safeguards as the conditions and locations indicate to be important to the welfare or protection of adjacent property and for the protection of adjacent property from excessive noise, vibration, dust, dirt, smoke, fumes, gas, odor, explosion, glare, offensive view or other undesirable or hazardous conditions, and for the establishment of conditions of operation, time limits, location, arrangement and construction for any use for which a permit is authorized;

Whereas, the Planning and Zoning Commission of the City of Temple, Texas, after due consideration of the location and zoning classification of the establishment, has recommended that the City Council approve this application; and

Whereas, the City Council of the City of Temple, Texas, after public notice as required by law, has at a public hearing, carefully considered all the evidence submitted concerning the pet crematorium located at 2055 Scott Boulevard, and has heard the comments and evidence presented by all persons supporting or opposing this matter at said public hearing, and after examining the location and the zoning classification of the establishment finds that the proposed use of the premises substantially complies with the comprehensive plan and the area plan adopted by the City Council.

Now, Therefore, Be It Ordained By The City Council Of The City of Temple, Texas, That:

<u>**Part 1**</u>: The City Council approves a Conditional Use Permit for a pet crematorium within a new 1500 square foot building as part of an existing veterinary hospital, located on a portion of lot 1, block 1, Gosney Commercial Subdivision, Bell County, Texas, and addressed as 2055 Scott Boulevard, more fully described in Exhibit A, attached hereto and made a part hereof for all purposes.

<u>**Part 2**</u>: The owners/applicants, their employees, lessees, agents or representatives, hereinafter called "permittee" shall comply with the following developmental standards and conditions of operation:

- (a) The crematory shall be used for veterinarian purposes only and subject to the Texas Commission on Environmental Quality (TCEQ) regulations and permitting;
- (b) The crematory shall be allowed as an accessory use;



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(J) Consent Agenda Page 1 of 3

DEPT./DIVISION SUBMISSION & REVIEW:

Tammy Lyerly, Senior Planner

ITEM DESCRIPTION: SECOND READING – Z-FY-14-17: Consider adopting an Ordinance authorizing a Conditional Use Permit (CUP) to construct a freestanding 150 foot personal wireless cell tower and ground equipment on a tract of land situated in the John J. Simmons Survey, Abstract No.737, located at 7378 State Highway 317.

PLANNING & ZONING COMMISSION RECOMMENDATION: At its January 6, 2014, meeting the Planning and Zoning Commission voted 6/0 in accordance with staff recommendation to recommend approval of the Conditional Use Permit for a wireless cell tower. Commissioner Pitts was absent. There are two vacancies on the Planning and Zoning Commission.

<u>STAFF RECOMMENDATION</u>: Adopt ordinance as presented in item description on second and final reading.

Staff recommends approval of the requested Conditional Use for the following reasons:

- 1. The request is compatible with the Future Land Use and Character Map;
- 2. The request complies with the Thoroughfare, Plan;
- 3. Public facilities are available to serve the property; and
- 4. The applicant has demonstrated compliance with the design standards in Section 5.4.5 of the UDC.

ITEM SUMMARY: This request is to allow a new freestanding personal wireless cell tower for AT&T Mobility. If approved, the 150-foot high freestanding cell tower and its equipment shelter would be enclosed by an 8-foot high wood fence.

The applicant is pursuing a Conditional Use Permit (C.U.P.) for a personal use wireless cell tower, because although the use is allowed in the property's existing General Retail zoning district, it is not a collocation, per UCD Section 5.4 (Personal Wireless Service Facilities). **The applicant has submitted a letter regarding the inability to collocate.** UDC Section 11.2 defines collocation as the mounting or installation of an antenna on an existing tower, building or structure for the purpose of transmitting and / or receiving radio frequency signals for communications purposes.

Personal wireless cell towers pursuing C.U.P.s are subject to the following design standards in Section 5.4.5 of the UDC:

A. Boundary and Use Setbacks

1. A guy or guy anchor for a facility must not be closer than 20 feet to a bounding property line. Staff note: The proposed tower does not have any guy or guy anchors.

2. The distance between the base of a self-supported tower and the property line of any residential zoning district or use must not be less than 3 times the height of the tower structure. Staff note: The proposed tower is 150' and the minimum setback from a residential zoning or use would be 450'. The closest residential use is 9716 Cow Page Ct. which is 452' from the proposed tower.

B. Security Screening Fence

1. A solid, wood or masonry fence, a minimum of eight feet in height, must completely enclose the base of every tower. Staff note: The site plan proposes an eight foot high wood fence enclosed around the tower base and equipment shelter.

2. In a residential zoning district or on property that abuts a residential zoning district or use, a solid wood or masonry fence, a minimum of eight feet in height, must complete enclose all mechanical equipment and accessory structures. Staff note: The request is in the General Retail District on a property that abuts a residential zoning district and use. An eight foot high wood fence enclosed around the tower base and equipment shelter is proposed.

3. A security screening fence for a facility built or permitted after May 17th, 2001, may not be less than 6 feet in height. Staff note: This request proposes an eight foot high wood fence.

4. A security fence must be built to safely discourage unauthorized access to facilities by climbing. Staff note: The applicant proposes an eight foot high fence.

5. External and internal gates and doors that provide access to a facility must be equipped with a self-locking or self-latching mechanism for purposes of preventing unauthorized access. Staff note: The applicant has indicated that a self-latching mechanism will be installed on the gate.

6. Screening is not required for a facility located on a building that is not designed or built primarily to support the facility, if the ancillary equipment, including but not limited to the equipment enclosure, is not visible from an abutting property line or public street right-of-way. Staff note: The site plan reflects an eight foot high wood fence and landscaping for screening around the site's perimeter.

C. Screening

1. As much of the total facility as possible must be screened or located so as to not be visible from prevalent views. Staff note: The proposed tower base and equipment shelter will be screened by an eight foot high wood fence and landscaping around the fence.

2. Landscaping must be continuously maintained in a healthy, growing condition and be trimmed as necessary to comply with ordinances governing height of grass, corner sight obstruction and street and sidewalk obstruction. Staff note: Applicant assures staff a maintenance technician will be responsible for the site.

D. Collocation

A new freestanding tower is not permitted unless the applicant demonstrates to the satisfaction of the approving authority that existing, permitted or proposed alternative support structures cannot accommodate the proposed facilities for the following reasons:

1. Height is not sufficient to meet applicant's engineering requirements;

2. Structural strength is not sufficient to support applicant's proposed facilities and cannot be reinforced in accordance with engineering requirements;

3. Other aspects of structure do not meet applicant's technical design requirements;

4. Electromagnetic interference would result from collocation;

5. Fees or costs for sharing or adapting are unreasonable; any cost that is less than the cost to construct and develop a new tower is presumed to be reasonable;

6. Owners of alternative structures are unwilling to accommodate the applicant's needs within 30 days after the date such owners received applicant's written request; or

7. Other factors render alternative support structures unsuitable.

Staff note: The applicant has submitted a letter regarding the inability to collocate. Please see the attached letter.

PUBLIC NOTICE: Nine notices of the public hearing were sent out to property owners within 500-feet of the subject property as required by State law and City Ordinance. As of January 2, 2014 no notices were returned in favor and one was returned for denial of the conditional use permit.

FISCAL IMPACT: Not Applicable

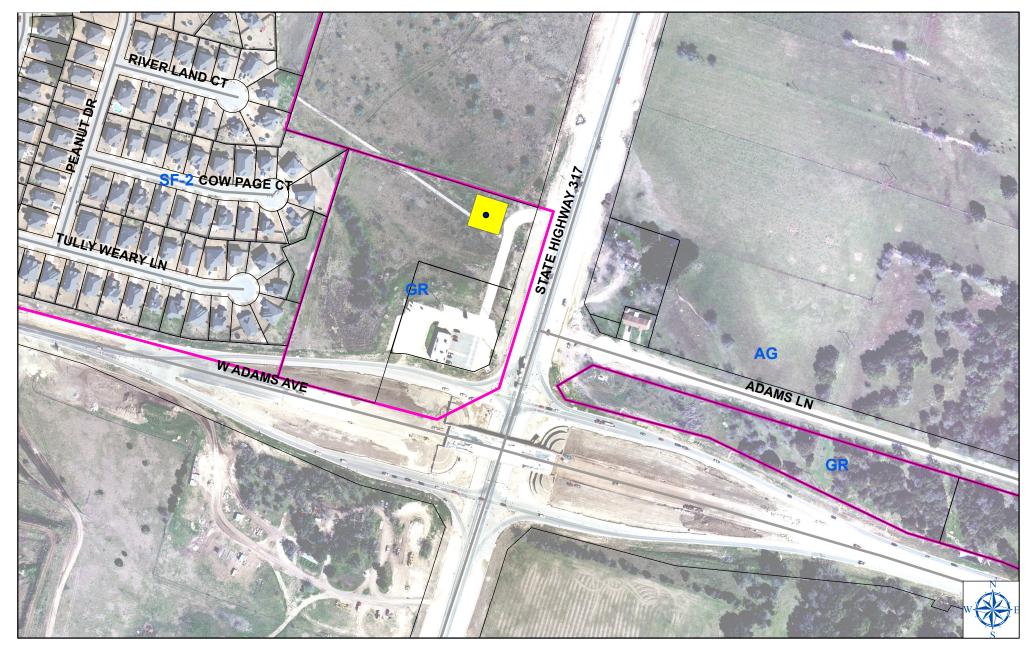
ATTACHMENTS:

Location and Zoning Map Applicant's Collocation Letter FAA Letter Site Photos Site Plan Exhibits Buffer Notification Map Response Letters Ordinance



Zoning and Location

7378 SH 317



🗖 Zoning	•	Tower Location
		Lease Area

0	100	200	
	Feet		12/30/2013 City of Temple GIS

GIS products are for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. They do not represent an on-the-ground survey and represent only the approximate relative location of property boundaries and other features. December 24, 2013

Phillip Melton Planning Department City of Temple 2 North Main St. Temple, TX 76501

Re: AT&T SH 317 Temple Texas Tower, 7378 State Highway 317

In response to the email dated December 23, 2013, the following information is provided to hopefully clear up the code requirements for our proposed location. I have commented after each code item below.

UDC Section 5.4.5D

A new freestanding tower is not permitted unless the applicant demonstrates to the satisfaction of the approving authority that existing, permitted or proposed alternative support structures cannot accommodate the proposed facilities for the following reasons:

- 1. Height is not sufficient to meet applicant's engineering requirements; *There are no existing structures in the area near the requested height.*
- 2. Structural strength is not sufficient to support applicant's proposed facilities and cannot be reinforced in accordance with engineering requirements; *N/A there are no existing structures.*
- 3. Other aspects of structure do not meet applicant's technical design requirements;
 - *N/A* there are no existing structures.
- 4. Electromagnetic interference would result from collocation; *N/A* – there are no existing structures.
- 5. Fees or costs for sharing or adapting are unreasonable; any cost that is less than the cost to construct and develop a new tower is presumed to be reasonable;

N/A – there are no existing structures.

6. Owners of alternative structures are unwilling to accommodate the applicant's needs within 30 days after the date such owners received applicant's written request; or

N/A – there are no existing structures.

7. Other factors render alternative support structures unsuitable.

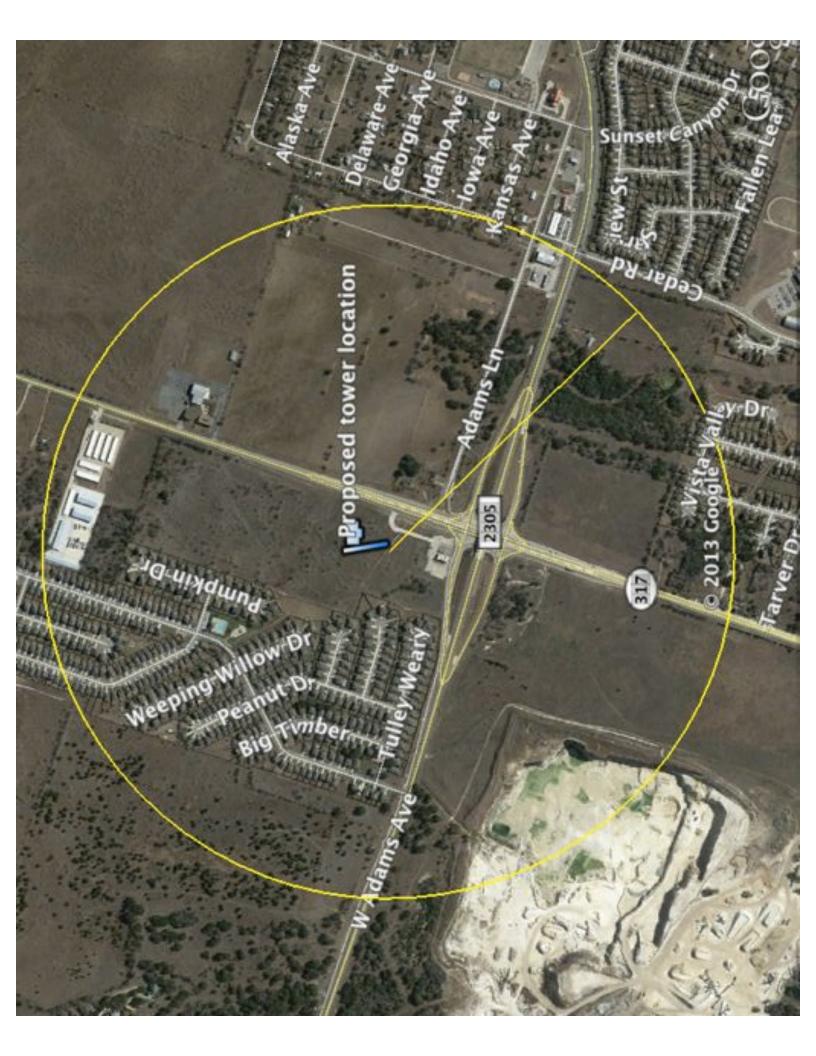
N/A – there are no existing structures.

When pursuing new antenna sites, the land acquisition staff always looks for existing structures that will meet the height and coverage needs first. When none exist, the effort then transitions to finding property that can be leased and has the potential to be taken through the jurisdiction's approval process. In relation to this site, our land acquisition staff found no existing structures that came close to the height requirements so they moved on to find the subject property for a new construction. The attached aerial map shows our proposed location with a ½ mile radius ring around it. There were no existing structures within that ring.

It should be noted that if this tower site were approved, it would be made available for collocation for future carriers and users so that no additional tower sites would be needed in the area.

Please follow up with me if you have any additional questions as a result of this letter. As mentioned, some of this information will be better explained in person at the public hearing.

Dave Kirk, AICP 469-360-0098





Mail Processing Center Federal Aviation Administration Southwest Regional Office Obstruction Evaluation Group 2601 Meacham Boulevard Fort Worth, TX 76137

Issued Date: 09/11/2013

John Monday AT&T Mobility LLC 2200 W. Greenville Ave. 1W Richardson, TX 75082

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure:	Antenna Tower HWY 317/FM 2305
Location:	Temple, TX
Latitude:	31-07-23.70N NAD 83
Longitude:	97-26-37.06W
Heights:	648 feet site elevation (SE)
	195 feet above ground level (AGL)
	843 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be e-filed any time the project is abandoned or:

_____ At least 10 days prior to start of construction (7460-2, Part I) ___X__ Within 5 days after the construction reaches its greatest height (7460-2, Part II)

Based on this evaluation, marking and lighting are not necessary for aviation safety. However, if marking/ lighting are accomplished on a voluntary basis, we recommend it be installed and maintained in accordance with FAA Advisory circular 70/7460-1 K Change 2.

This determination expires on 03/11/2015 unless:

- (a) the construction is started (not necessarily completed) and FAA Form 7460-2, Notice of Actual Construction or Alteration, is received by this office.
- (b) extended, revised, or terminated by the issuing office.
- (c) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within 6 months of the date of this determination. In such case, the determination expires on the date prescribed by the FCC for completion of construction, or the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE E-FILED AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE. AFTER RE-EVALUATION OF CURRENT OPERATIONS IN THE AREA OF THE STRUCTURE TO DETERMINE THAT NO SIGNIFICANT AERONAUTICAL CHANGES HAVE OCCURRED, YOUR DETERMINATION MAY BE ELIGIBLE FOR ONE EXTENSION OF THE EFFECTIVE PERIOD.

This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, and frequencies or use of greater power will void this determination. Any future construction or alteration, including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

Any failure or malfunction that lasts more than thirty (30) minutes and affects a top light or flashing obstruction light, regardless of its position, should be reported immediately to (877) 487-6867 so a Notice to Airmen (NOTAM) can be issued. As soon as the normal operation is restored, notify the same number.

A copy of this determination will be forwarded to the Federal Communications Commission (FCC) because the structure is subject to their licensing authority.

If we can be of further assistance, please contact our office at (817) 321-7752. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2013-ASW-6060-OE.

Signature Control No: 196797922-197924201 Alice Yett Technician

(DNE)

Attachment(s) Frequency Data

cc: FCC

Frequency Data for ASN 2013-ASW-6060-OE

LOW FREQUENCY	HIGH FREQUENCY	FREQUENCY UNIT	ERP	ERP UNIT
698	806	MHz	1000	W
806	824	MHz	500	W
824	849	MHz	500	W
851	866	MHz	500	W
869	894	MHz	500	W
896	901	MHz	500	W
901	902	MHz	7	W
930	931	MHz	3500	W
931	932	MHz	3500	W
932	932.5	MHz	17	dBW
935	940	MHz	1000	W
940	941	MHz	3500	W
1850	1910	MHz	1640	W
1930	1990	MHz	1640	W
2305	2310	MHz	2000	W
2345	2360	MHz	2000	W

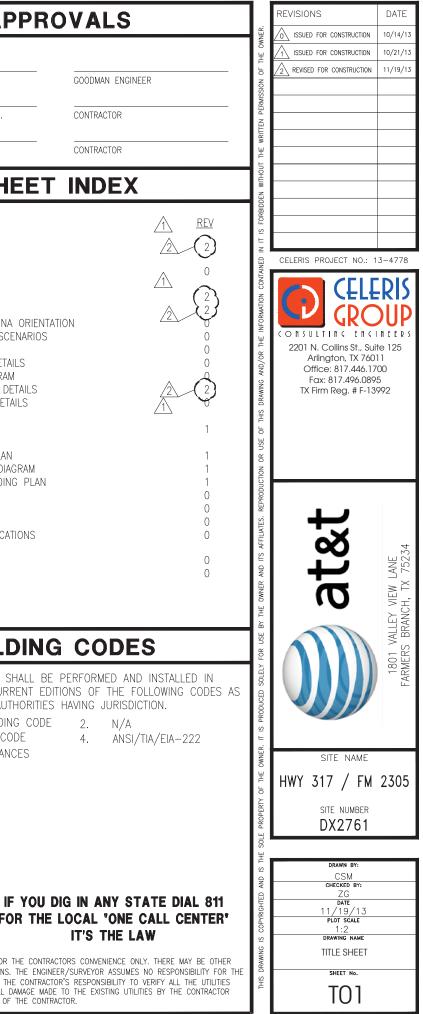
Direction	Zoning	Current Land Use	Photo
Subject Property	GR	Undeveloped	
North	AG	Undeveloped	

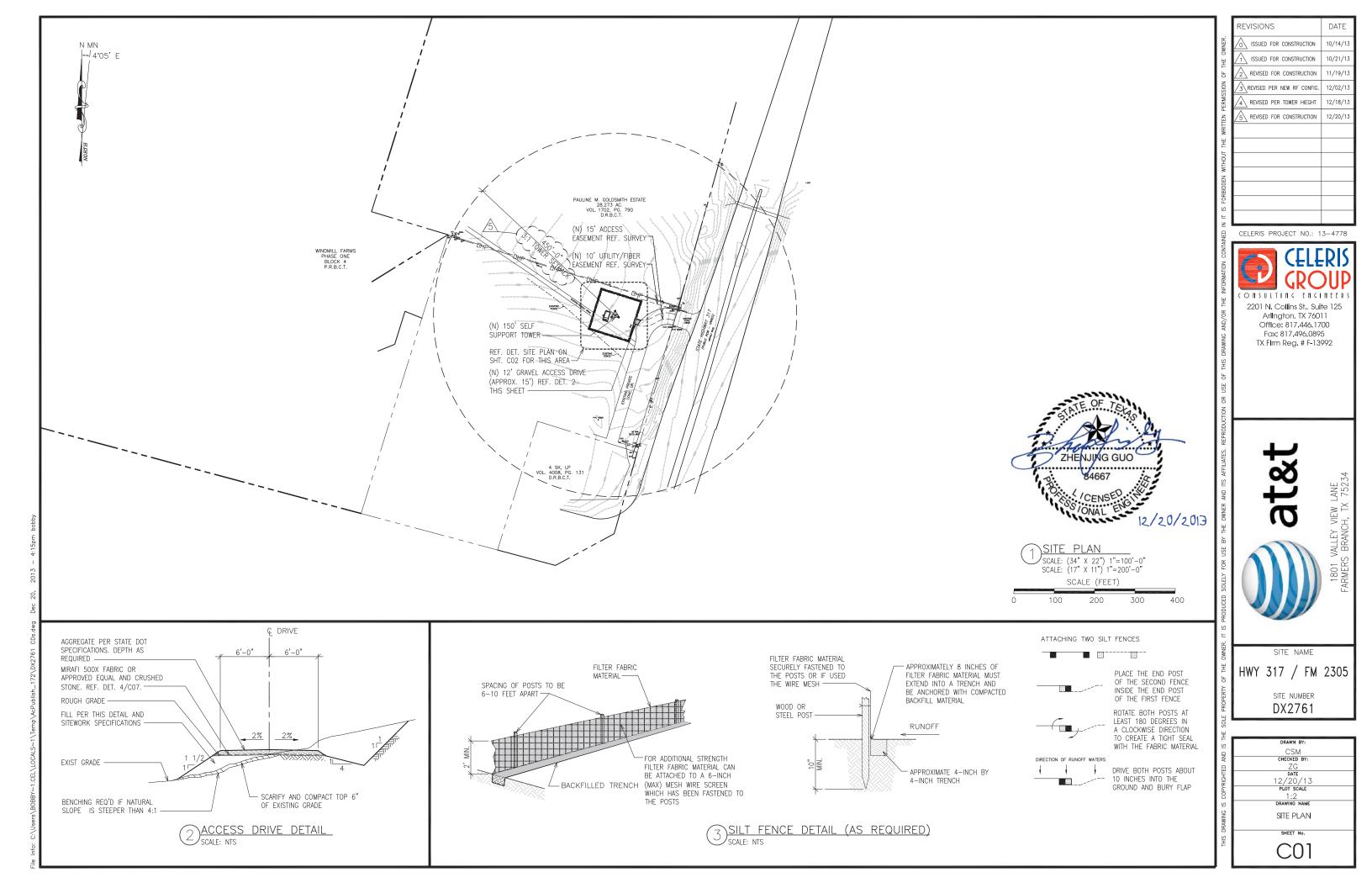
Direction	Zoning	Current Land Use	Photo
South	GR	Undeveloped	
East	AG	Undeveloped/ Residential	

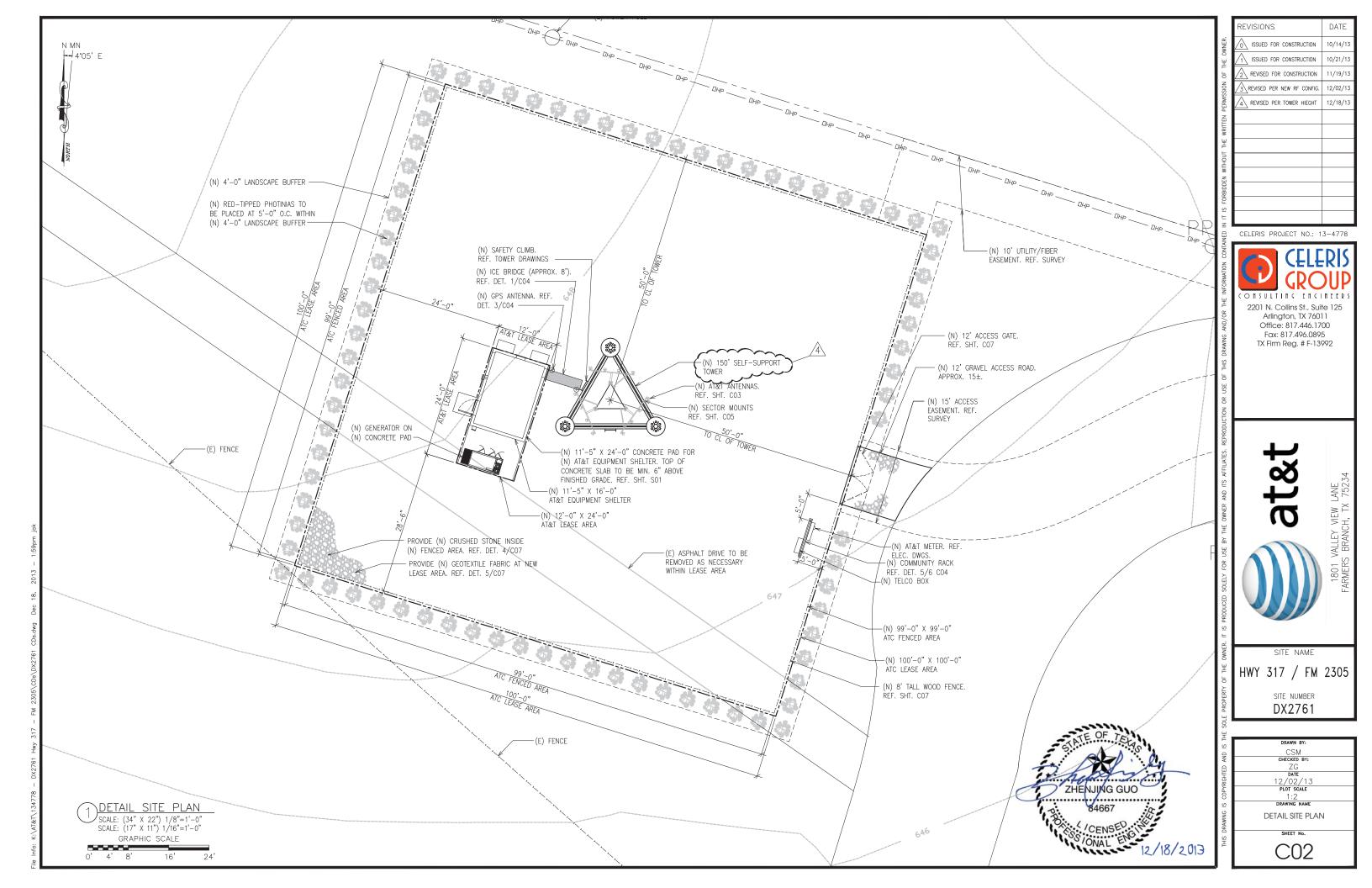
Direction	Zonina	Current Land Use	Photo
West	GR/ SF-2	Undeveloped/ Residential	

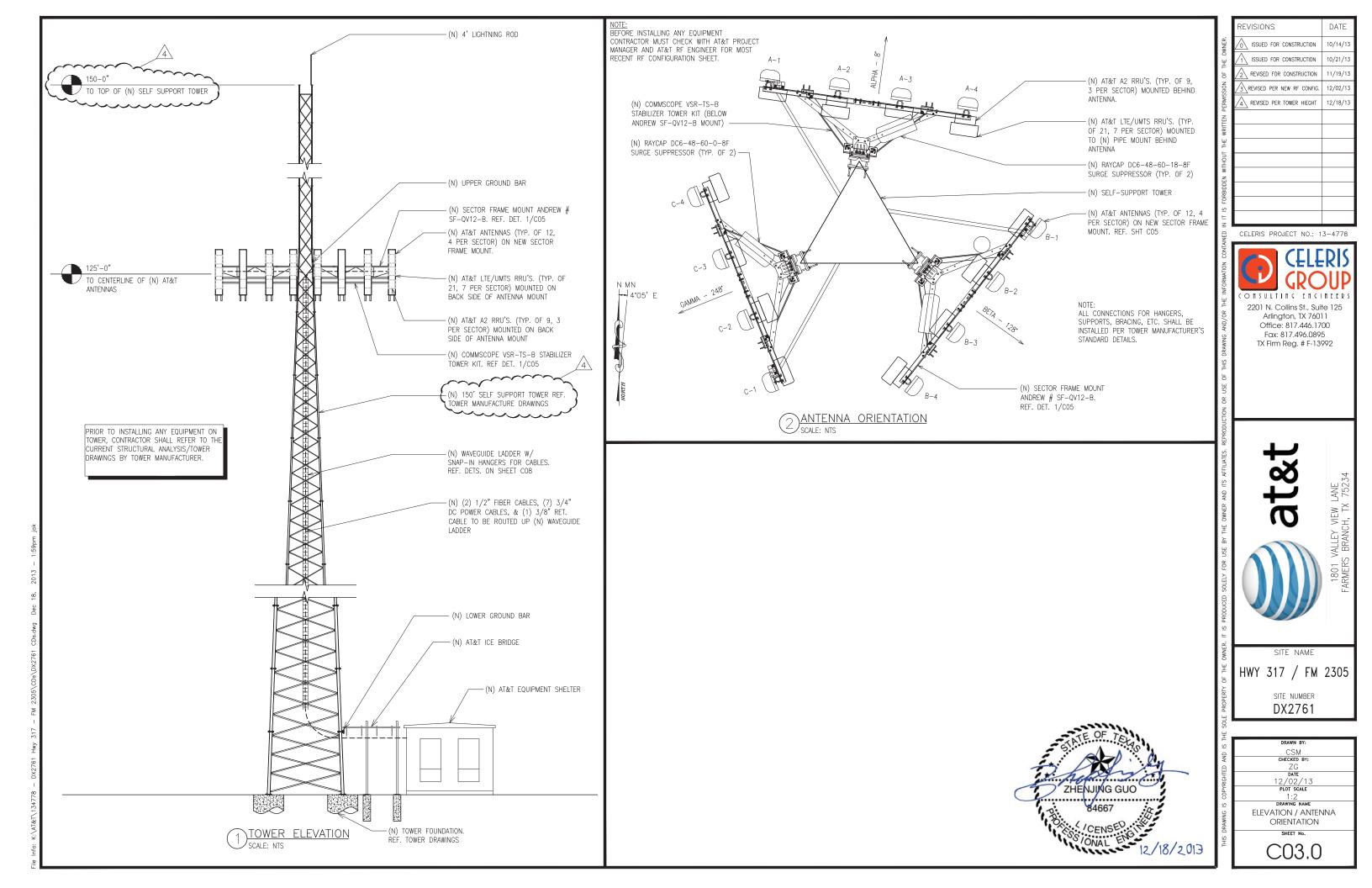
PROJECT INFORMATION			APP
APPLICANT/LEASSEE: NAME: AT&T MOBILITY ADDRESS: 1801 VALLEY VIEW LANE CITY, STATE, ZIP: FARMERS BRANCH, TX 75234 CONTACT: PHONE: TOWER OWNER:		at&t	AT&T CONSTRUCTION MGR.
NAME: AMERICAN TOWER CORP. ADDRESS: 10 PRESIDENTIAL WAY CITY, STATE, ZIP: WOBURN, MA 01801 CONTACT: CHRIS PRESCOTT			PROPERTY OWNER
PHONE: 877-518-6937 PROPERTY OWNER: STRASBURGER ENTERPRISES, INC NAME: STRASBURGER ENTERPRISES, INC ADDRESS: FOUR NORTH THIRD CITY, STATE, ZIP: TEMPLE, TX 76501 CONTACT: GREGG STRASBURGER PHONE: 254-778-3547 EMAIL: info@strasburger.net SCOPE OF WORK: NEW UNMANNED TELECOMMUNICATIONS FACILITY LATITUDE: 31' 07' 23.7089" (NAD83) LONGITUDE: -97' 26' 37.0680" (NAD83) AMSL: 647.8' (NAVD88) JURISDICTION: CITY OF TEMPLE TELEPHONE CO.: AT&T POWER CO.: ONCOR DRIVING DIRECTIONS FROM DOWNTOWN DALLAS: TAKE I-35E (US-67) SOUTHBOUND. TAKE RAMP (LEFT) ONTO I-35. AT EXIT 306, TAKE RAMP (RIGHT) ONTO I-35 S (S CENTRAL AVE). BEAR RIGHT (WEST) ONTO FM-1237 (FM 1237) TURN LEFT (SOUTH) ONTO SR-317. SITE IS ON THE RIGHT HAND SIDE.	HWY 317 AT&T SIT DX2 ATC SITE T.E SITE AI 7478 STATE TEMPLE,	NCH, TX 75234 NAME / FM 2305 E NUMBER	NO. DESCRIPTION T01 TITLE SHEET N01 GENERAL NOTES C01 SITE PLAN C02 DETAIL SITE PLAN C03.0 ELEVATION / ANTENNA OF C03.1 RRU INSTALLATION SCENAR C04 DETAILS C05 ANTENNA MOUNT DETAILS C06 RF PLUMBING DIAGRAM C07 FENCE INSTALLTION DETAILS C08 CABLE MOUNTING DETAILS S01 FOUNDATION PLAN E01 ELECTRICAL SITE PLAN E02 ELECTRICAL RISER DIAGRA E03 ELECTRICAL BETAILS E05 ELECTRICAL DETAILS E06 ELECTRICAL DETAILS E07 ELECTRICAL DETAILS E07 ELECTRICAL DETAILS E07 ELECTRICAL SPECIFICATION SV1 SURVEY SV2 SURVEY
	SITE PHOTO	DESIGN TEAM	BUILDI
The project starview of the sage Med	PROJEC T SITE	ENGINEER: NAME: ADDRESS: CITY, STATE, ZIP: CONTACT: PHONE: H	ALL WORK AND MATERIALS SHAL ACCORDANCE WITH THE CURREN ADOPTED BY THE LOCAL AUTHOR 1. INTERNATIONAL BUILDING (3. NATIONAL ELECTRIC CODE 5. CITY/COUNTY ORDINANCES F. CITY/COUNTY ORDINANCES THE UTILITIES SHOWN HEREIN ARE FOR THE UTILITIES SHOWN HEREIN ARE FOR THE UTILITIES NOT SHOWN ON THESE PLANS. THE LOCATIONS SHOWN AND IT SHALL BE THE CC WITHIN THE LIMITS OF THE WORK. ALL DAMAG SHALL BE THE SOLE RESPONSIBILITY OF THE

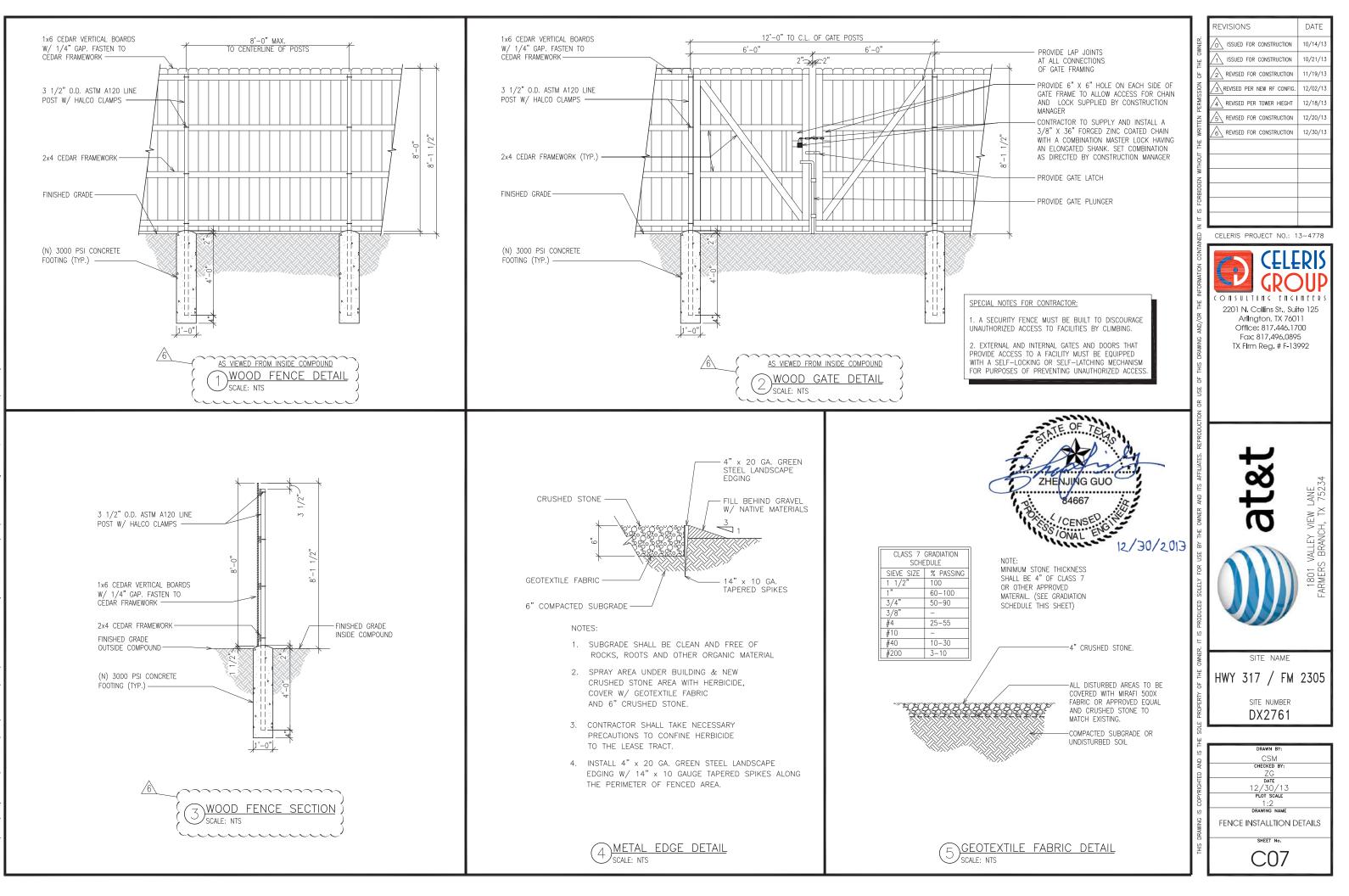
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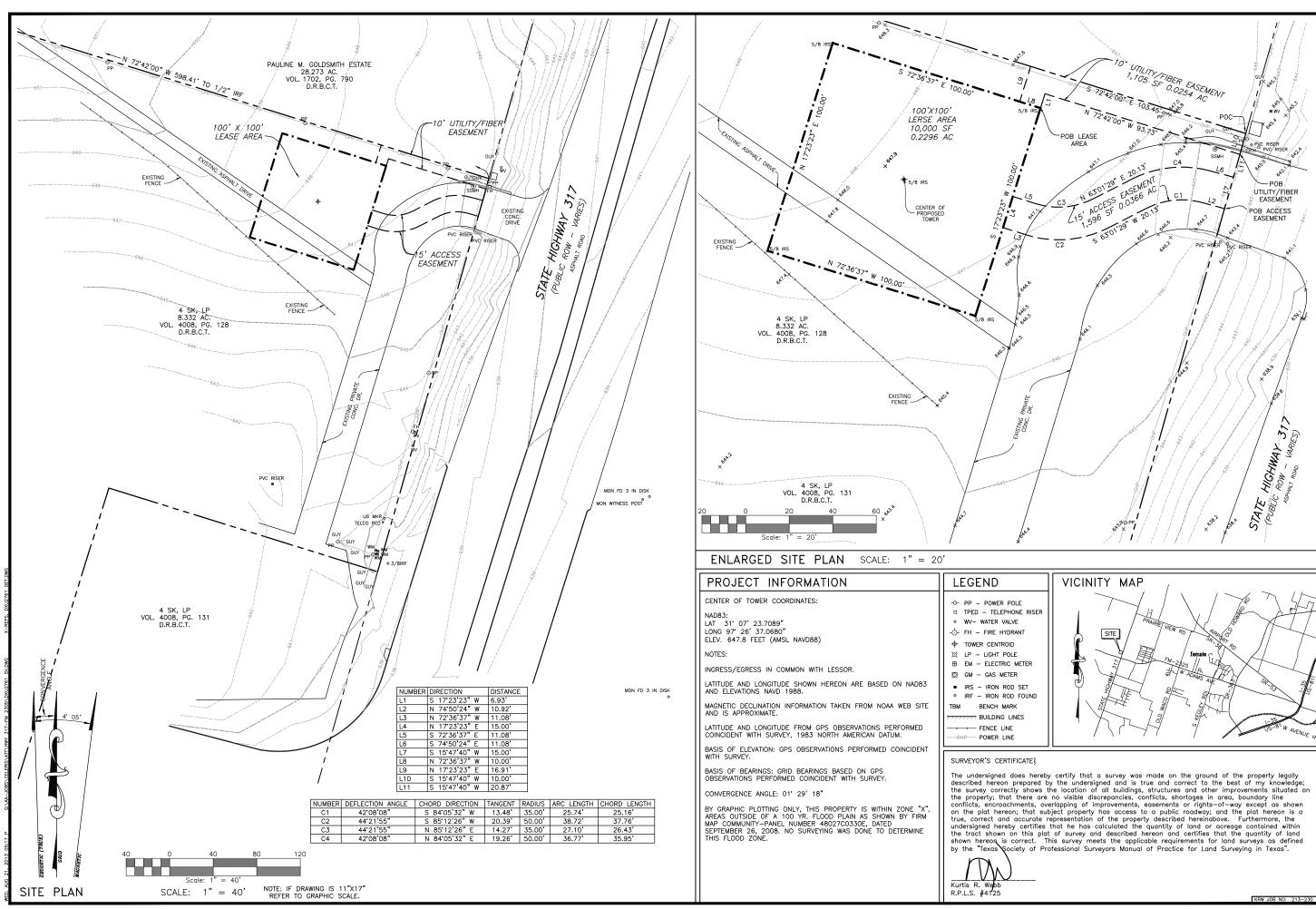












18 28 28 28 Webt 6313 Suite Plano 2305 317 SITE NAME: HWY 317/FM SITE NUMBER: DXU276 НІСНWAY TX 76501 SURVEY 7478 STATE TEMPLE. <u>&</u> \Box 4125 DRWN KRW KRW CK Ϋ 0 M + 10 0 SV-1

100 'x 100' LEASE AREA

BEING a tract of land situated in the John J. Simmons Survey, Abstract No. 737, and being out of and a portion of that certain 8.332 acre tract of land conveyed to 4 SK, LP, according to that Warranty Deed dated May 12, 1999, and recorded in Volume 4008, Page 128, Deed Records, Bell County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING at the northeast corner of said 8.332 acre tract, from which a 1/2 inch iron rod found at the northwest corner of said tract bears North 72 degrees 42 minutes 00 seconds East, a distance of 598.41 feet;

THENCE along the easterly line of said 8.332 acre tract, same being the westerly right-of-way line of said State Highway 317, South 15 degrees 47 minutes 40 seconds East, a distance of 10.00 feet to a Point;

THENCE departing the westerly right-of-way line of said State Highway 317, through the interior of said 8.332 acre tract, the following two (2) courses;

- 1. North 72 degrees 42 minutes 00 seconds West, a distance of 93.73 feet to a Point;
- South 17 degrees 23 minutes 23 seconds West, a distance of 6.93 feet to a 5/8" iron rod set with cap marked "WEBB-4125" at the Northeast corner of the herein described Lease Area for the POINT OF BEGINNING hereof;

THENCE continuing through the interior of said 8.332 acre tract, the following four (4) courses;

- South 17 degrees 23 minutes 23 seconds West, a distance of 100.00 feet to a 5/8" iron rod set with cap marked "WEBB-4125" for the Southeast corner of the herein described Lease Area;
- North 72 degrees 36 minutes 37 seconds West, a distance of 100.00 feet to a 5/8" iron rod set with cap marked "WEBB-4125" for the Southwest corner of the herein described Lease Area;
- North 17 degrees 23 minutes 23 seconds East, a distance of 100.00 feet to a 5/8" iron rod set with cap marked "WEBB-4125" for the Northwest corner of the herein described Lease Area;
- South 72 degrees 36 minutes 37 seconds East, a distance of 100.00 feet to the POINT OF BEGINNING hereof and containing 0.2296 acres or 10,000 square feet of land, more or less.

15' ACCESS EASEMENT

BEING a tract of land situated in the John J. Simmons Survey, Abstract No. 737, and being out of and a portion of that certain 8.332 acree tract of land conveyed to 4 SK, LP, according to that Warranty Deed dated May 12, 1999, and recorded in Volume 4008, Page 128, Deed Records, Bell County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING at the northeast corner of said 8.332 acre tract, from which a 1/2 inch iron rod found at the northwest corner of said tract bears North 72 degrees 42 minutes 00 seconds East, a distance of 598.41 feet;

THENCE along the easterly line of said 8.332 acre tract, same being the westerly right-of-way line of said State Highway 317, South 15 degrees 47 minutes 40 seconds East, a distance of 35.87 feet to the POINT OF BEGINNING hereof;

THENCE departing the westerly right-of-way line of said State Highway 317, through the interior of said 8.332 acre tract, the following eleven (11) courses;

- North 74 degrees 50 minutes 24 seconds West, a distance of 10.92 feet to a Point, same being the point of commencement of a curve to the left;
- 2. Along said curve to the left having a radius of 35.00 feet, an arc distance of 25.74 feet, through a central angle of 42 degrees 08 minutes 08 seconds, and whose chord bears South 84 degrees 05 minutes 32 seconds West, a distance of 25.16 feet to the Point of termination of said curve to the left;
- South 63 degrees 01 minutes 29 seconds West, a distance of 20.13 feet to a Point, same being the point of commencement of a curve to the right:
- 4. Along said curve to the right having a radius of 50.00 feet, an arc distance of 38.72 feet, through a central angle of 44 degrees 21 minutes 55 seconds, and whose chord bears South 85 degrees 12 minutes 26 seconds West, a distance of 37.76 feet to the Point of termination of said curve to the right;
- North 72 degrees 36 minutes 37 seconds West, a distance of 11.08 feet to a Point, same point being in the easter;y line of the hereon described Lease Area;
- North 17 degrees 23 minutes 23 seconds East, along the easterly line of said Lease Area, a distance of 15.00 feet to a Point.
- South 72 degrees 36 minutes 37 seconds East, a distance of 11.08 feet to a Point, same being the point of commencement of a curve to the left;
- Along said curve to the left having a radius of 35.00 feet, an arc distance of 27.10 feet, through a central angle of 44 degrees 21 minutes 55 seconds, and whose chord bears North 85 degrees 12 minutes 26 seconds East, a distance of 26.43 feet to the Point of termination of said curve to the left:
- North 63 degrees 01 minutes 29 seconds East, a distance of 20.13 feet to a Point, same being the point of commencement of a curve to the right;
- 10. Along said curve to the right having a radius of 50.00 feet, an arc distance of 36.77 feet, through a central angle of 42 degrees 08 minutes 08 seconds, and whose chord bears North 84 degrees 05 minutes 32 seconds East, a distance of 35.95 feet to the Point of termination of said curve to the right;
- 11. South 74 degrees 50 minutes 24 seconds East, a distance of 11.08 feet to a Point, same point being in the westerly right-of-way line of said State Highway 317, same being the easterly line of said 8.332 acre tract;

THENCE South 15 degrees 47 minutes 40 seconds West, along the westerly right-of-way line of said State Highway 317, same being the easterly line of said 8.332 acre tract, a distance of 15.00 feet to the POINT OF BEGINNING hereof and containing 0.0366 acres or 1,596 square feet of land, more or less.

10' UTILITY/FIBER EASEMENT

BEING a tract of land situated in the John J. Simmons Survey, Abstract No. 737, and being out of and a portion of that certain 8.332 acre tract of land conveyed to 4 SK, LP, according to that Warranty Deed dated May 12, 1999, and recorded in Volume 4008, Page 128, Deed Records, Bell County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at the northeast corner of said 8.332 acre tract, from which a 1/2 inch iron rod found at the northwest corner of said tract bears North 72 degrees 42 minutes 00 seconds East, a distance of 598.41 feet;

THENCE South 15 degrees 09 minutes 36 seconds West, along the westerly right-of-way line of said State Highway 317, same being the easterly line of said 8.332 acre tract, a distance of 10.01 feet to a Point;

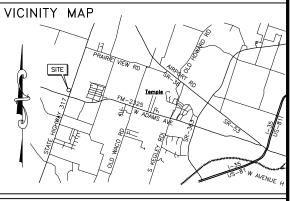
THENCE departing the westerly right-of-way line of said State Highway 317, through the interior of said 8.332 acre tract, the following four (4) courses;

- North 72 degrees 42 minutes 00 seconds West, a distance of 93.73 feet to a Point;
- South 17 degrees 23 minutes 23 seconds West, a distance of 6.931 feet to Point, same being a 5/8" iron rod set with cap marked "WEBB-4125" at the Northeast corner of the hereon described Lease Area;
- North 72 degrees 36 minutes 37 seconds West, along the northerly line of said Lease Area, a distance of 10.00 feet to a Point;
- North 17 degrees 23 minutes 23 seconds East, a distance of 16.91 feet to a Point, same being on the north line of said 8.332 acre tract;

THENCE South 72 degrees 42 minutes 00 seconds East, along the north line of said 8.332 acre tract, a distance of 103.45 feet to the POINT OF BEGINNING hereof and containing 0.0254 acres or 1,105 square feet of land, more or less.

PROJECT INFORMATION	LEGEND
CENTER OF TOWER COORDINATES: NAD83: LAT 31' 07' 23.7089" LONG 97' 26' 37.0680" ELEV. 647.8 FEET (AMSL NAVD88) NOTES: INGRESS/EGRESS IN COMMON WITH LESSOR. LATITUDE AND LONGITUDE SHOWN HEREON ARE BASED ON NAD83 AND ELEVATIONS NAVD 1988. MAGNETIC DECLINATION INFORMATION TAKEN FROM NOAA WEB SITE AND IS APPROXIMATE. LATITUDE AND LONGITUDE FROM GPS OBSERVATIONS PERFORMED COINCIDENT WITH SURVEY, 1983 NORTH AMERICAN DATUM.	-∞- PP – POWER POLE □ TPED – TELEPHONE RISER • WV- WATER VALVE -Ô- FH – FIRE HYDRANT Ф TOWER CENTROID X LP – LIGHT POLE B EM – ELECTRIC METER Ø GM – GAS METER • IRS – IRON ROD SET • IRF – IRON ROD SET • IRF – IRON ROD FOUND TBM BENCH MARK 77777777 BUILDING LINES → → FENCE LINE → OHP – POWER LINE
BASIS OF ELEVATION: GPS OBSERVATIONS PERFORMED COINCIDENT WITH SURVEY. BASIS OF BEARINGS: GRID BEARINGS BASED ON GPS OBSERVATIONS PERFORMED COINCIDENT WITH SURVEY. CONVERGENCE ANGLE: 01' 29' 18" BY GRAPHIC PLOTTING ONLY, THIS PROPERTY IS WITHIN ZONE "X", AREAS OUTSIDE OF A 100 YR. FLOOD PLAIN AS SHOWN BY FIRM MAP COMMUNITY-PANEL NUMBER 48027C0330E, DATED SEPTEMBER 26, 2008. NO SURVEYING WAS DONE TO DETERMINE THIS FLOOD ZONE.	SURVEYOR'S CERTIFICATE} The undersigned does hereby cert described hereon prepared by th the property; that there are no conflicts, encroachments, overlap on the plat hereon; that subject true, correct and accurate repre undersigned hereby certifies that the tract shown on this plat of shown hereon is correct. This s by the "Texas Society of Profess Kurtis R. Webb R.P.L.S. #4125





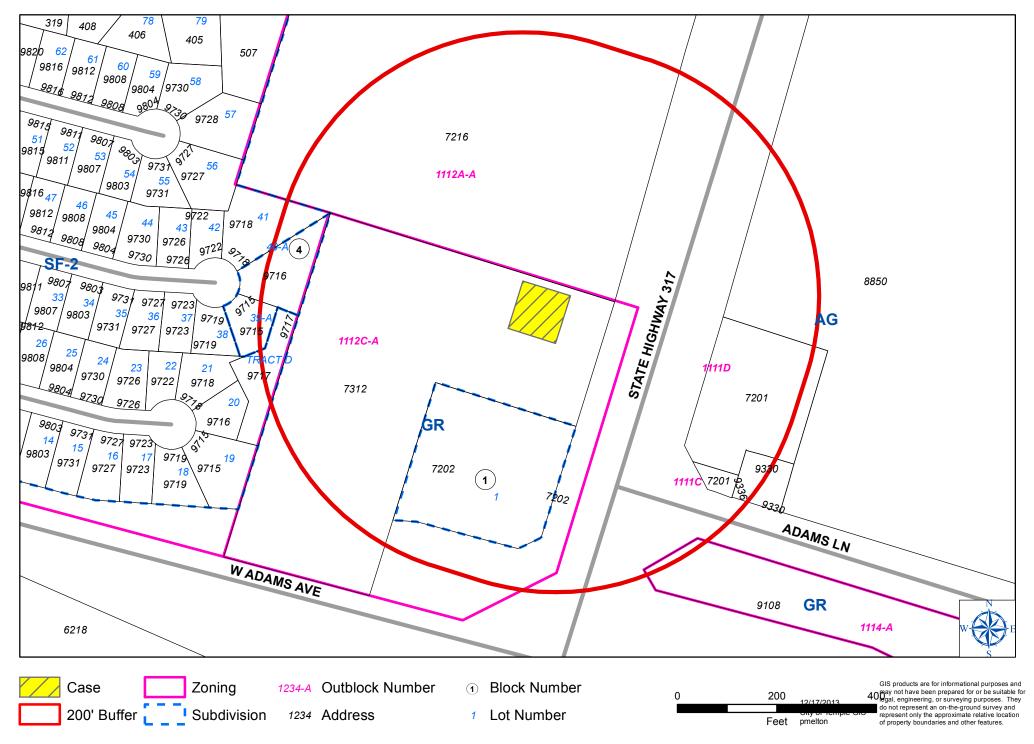
ertify that a survey was made on the ground of the property legally the undersigned and is true and correct to the best of my knowledge; location of all buildings, structures and other improvements situated or visible discrepancies, conflicts, shortages in area, boundary line upping of improvements, easements or rights-of-way except as shown t property has access to a public roadway; and the plat hereon is a resentation of the property described hereinabove. Furthermore, the t he has calculated the quantity of land or acreage contained within f survey and described hereon and certifies that the quantity of land survey meets the applicable requirements for land surveys as defined soind Surveyors Manual of Practice for Land Surveying in Texas".

KRW JOB NO: 213-230



Wireless Tower CUP

7378 SH 317





RESPONSE TO PROPOSED CONDITIONAL USE PERMIT CITY OF TEMPLE

Marleneb Lastovica Etal 8850 Adams Lane Temple, Texas 76502

Zoning Application Number: <u>Z-FY-14-17</u>

Project Manager: Phillip Melton

Location: 7378 State Highway 317

A request for a Conditional Use Permit has been submitted to the City of Temple. The area proposed for a Conditional Use Permit is shown in hatched marking on the attached map. The Conditional Use Permit will allow a personal wireless cell tower. Because you own property within 500 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the proposed Conditional Use Permit for the property described on the attached notice, and provide any additional comments you may have.

I recommend () approval	(V denial of this request.
Comments:	2 Jemple Beautiful "
thus putt	ng a Wirelesg Lower ung 317 - Live me
<u>Abreak</u> Morlene B. Lyste (Signature)	Mostene B. Lastovica (Print Name

Please mail or hand-deliver this comment form to the address shown below, no later than <u>January 6, 2014</u>.

RECEIVED
JAN 0 2 2013
City of Temple Planning & Development



[Z-FY-14-17]

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CONDITIONAL USE PERMIT TO CONSTRUCT A FREESTANDING 150 FOOT PERSONAL WIRELESS CELL TOWER AND GROUND EQUIPMENT ON A TRACT OF LAND SITUATED IN THE JOHN J. SIMMONS SURVEY, ABSTRACT NO. 737, AND ADDRESSED AS 7378 STATE HIGHWAY 317; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Comprehensive Zoning Ordinance of the City of Temple, Texas, provides for the issuance of conditional use permits under certain conditions and authorizes the City Council to impose such developmental standards and safeguards as the conditions and locations indicate to be important to the welfare or protection of adjacent property and for the protection of adjacent property from excessive noise, vibration, dust, dirt, smoke, fumes, gas, odor, explosion, glare, offensive view or other undesirable or hazardous conditions, and for the establishment of conditions of operation, time limits, location, arrangement and construction for any use for which a permit is authorized;

Whereas, the Planning and Zoning Commission of the City of Temple, Texas, after due consideration of the location and zoning classification of the establishment, has recommended that the City Council approve this application; and

Whereas, the City Council of the City of Temple, Texas, after public notice as required by law, has at a public hearing, carefully considered all the evidence submitted concerning the construction of a freestanding 150 foot personal wireless cell tower and ground equipment, located at 7378 State Highway 317, and has heard the comments and evidence presented by all persons supporting or opposing this matter at said public hearing, and after examining the location and the zoning classification of the establishment finds that the proposed use of the premises substantially complies with the comprehensive plan and the area plan adopted by the City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

<u>**Part 1**</u>: The City Council approves a Conditional Use Permit to construct a freestanding 150 foot personal wireless cell tower and ground equipment on a tract of land situated in the John J. Simmons Survey, Abstract No. 737, and addressed as 7378 State Highway 317, more fully described in Exhibit A, attached hereto and made a part hereof for all purposes.

<u>**Part 2**</u>: The owners/applicants, their employees, lessees, agents or representatives, hereinafter called "permittee" shall comply with the following developmental standards and conditions of operation:



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(K) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Gary O. Smith, Chief of Police Department

ITEM DESCRIPTION: Consider adopting a resolution in support of the Temple Police Department Basic Peace Officer Academy being designated as the regional police academy for the Central Texas Council of Governments.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: In January 2009, the Temple Police Department and Temple College began a partnership to conduct a Basic Peace Officer Academy under the department's state academy license. Since the police academy began, 117 students have graduated, become licensed peace officers, and have gone to work in communities around the region, such as Belton, Harker Heights, Bell County, Taylor, Copperas Cove, Morgan's Point Resort and Georgetown. Under the rules promulgated by the Texas Commission on Law Enforcement, a student may take the licensing examination up to three times before being disqualified from consideration for a license. To date, the graduates of the Temple Police Academy have achieved a 100% pass rate on the first attempt.

The Central Texas Council of Governments has not had a designated "regional" police academy in several years. The police department has discussed this matter with CTCOG officials and believes that receiving such a designation would be beneficial to both the city and to CTCOG. With the success of the Temple Police Academy, especially since it already serves a broad range of agencies, seeking the official designation as the Central Texas Regional Police Academy is a reasonable next step. The designation must be granted by a vote of the CTCOG Executive Board.

FISCAL IMPACT: There is no cost to seek or receive the regional academy designation. If the designation is granted, the City may receive funds through CTCOG for academy operations.

ATTACHMENTS:

Resolution

RESOLUTION NO. 2014-7230-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, SUPPORTING THE TEMPLE POLICE DEPARTMENT BASIC PEACE OFFICER ACADEMY BEING DEISGNATED THE CENTRAL TEXAS REGIONAL POLICE ACADEMY BY THE CENTRAL TEXAS COUNCIL OF GOVERNMENTS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, in January 2009, the Temple Police Department and Temple College began a partnership to conduct a Basic Peace Officer Academy under the department's state academy license;

Whereas, since the academy began, approximately 117 students have graduated, become licensed peace officers, and gone on to work in communities around the region;

Whereas, the Central Texas Council of Governments has not had a designated 'regional' police academy in several years and believes that, with the success of the Temple Basic Peace Officer Academy, that a reasonable next step would be to officially designate the academy as the Central Texas Regional Police Academy; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

Now, Therefore, Be it Resolved by the City Council of the City of Temple, Texas, That:

<u>**Part 1:**</u> The City Council supports the Temple Police Department Basic Peace Officer Academy being designated as the Central Texas Regional Police Academy by the Central Texas Council of Governments.

Part 2: It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **20th** day of **February**, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson City Secretary Jonathan Graham City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(L) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Gary O. Smith, Chief of Police

ITEM DESCRIPTION: Consider adopting a resolution authorizing the City Manager to submit an application and accept funding through a Victims of Crime Assistance (VOCA) Grant through the Criminal Justice Division (CJD) of the Governor's Office.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The Central Texas Council of Governments' (CTCOG) Criminal Justice Advisory Committee (CJAC) will review the grant application and make their recommendations to the CJD. This is for the Crisis Assistance Program. The purpose of the program is to utilize and expand services for crime victims, crisis services, peer support services, professional therapy and counseling, protective order assistance and public education presentations through a 24/7 Volunteer program.

The grant-funded projects must begin on or after September 1, 2014, and expire on or before August 31, 2015. If funding is available, we can reapply each year.

FISCAL IMPACT: If awarded the grant the City would receive \$25,550. There is a match of 20% required that can be fulfilled through in-kind and donations. The City's required match of \$5,110 would be met through the use of in-kind volunteer hours from criminal justice students of Texas A&M Central Texas and Temple College. Grant funds would be used to provide the services of a Licensed Professional Counselor (\$15,000), to purchase a laptop (\$1,800), general supplies (\$1,250), training material for volunteers (\$5,000), and CISM training (\$2,500).

ATTACHMENTS:

Resolution

RESOLUTION NO. 2014-7231-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION AND ACCEPT FUNDS FOR A VICTIMS OF CRIME ASSISTANCE (VOCA) GRANT THROUGH THE CRIMINAL JUSTICE DIVISION OF THE GOVERNOR'S OFFICE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Crisis Assistance Program would provide services to victims and survivors of crime through intervention, counseling, advocacy, education and information and referral 24/7 to meet the needs of victims and survivors as well as law enforcement by freeing them up to attend to other calls;

Whereas, this program utilizes and expands services for crime victims, crisis services, peer support services, professional therapy, counseling, protective order assistance and public education presentations through a 24/7 volunteer program;

Whereas, the Central Texas Council of Governments' (CTCOG) Criminal Justice Advisory Committee (CJAC) will review the grant application and make their recommendations to the Criminal Justice Division of the Governor's Office;

Whereas, grant-funded projects begin on or after September 1, 2014, and expire on or before August 31, 2015 – there is an opportunity for this to be an annual application submittal;

Whereas, if awarded this grant, the City would receive \$25,550 with a City match of 20% (\$5,110) which would be met through the use of in-kind volunteer hours – the funds awarded would be used to provide the services of a Licensed Professional Counselor, the purchase of a laptop computer, general supplies, training materials for volunteers and Crisis Incident Stress Management training; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

Now, Therefore, be it Resolved by the City Council of the City of Temple, Texas, That:

Part 1: The City Manager, or his designee, is authorized to submit an application and accept any and all funds for a Victims of Crime Assistance (VOCA) Grant through the Criminal Justice Division (CJD) of the Governor's Office. Upon award of this grant, the City will receive \$25,550 with a City match of 20% (\$5,110) which will be met through the use of in-kind volunteer hours – the funds awarded will be used to provide the services of a Licensed Professional Counselor, the purchase of a laptop computer, general supplies, training materials for volunteers and Crisis Incident Stress Management training.

<u>**Part 2:**</u> The City Manager is authorized to execute any documents which may be necessary for this purpose, after approval as to form by the City Attorney.

<u>**Part 3:**</u> It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **20th** day of **February**, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson City Secretary Jonathan Graham City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(M) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Traci L. Barnard, Director of Finance

ITEM DESCRIPTION: Consider adopting a resolution approving first quarter financial results for Fiscal Year 2014.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: This item will present in detail the first quarter ending December 31, 2013, for the General, Water & Sewer, Hotel/Motel Tax, Drainage, and Internal Service Funds.

Included with these first quarter results will be various schedules detailing grants, sales tax, capital projects, investments and an update on redevelopment grants and incentive programs within the Strategic Investment Zones.

FISCAL IMPACT: N/A

ATTACHMENTS:

Quarterly Financial Statements Resolution First Quarter Financial Statements





For the three months ended

12.31.2013

Prepared by the Finance Department



For the three months ended

December 31, 2013

Prepared by:

City of Temple Finance Department

Traci L. Barnard, CPA

Melissa A. Przybylski, CPA

Director of Finance

Assistant Director of Finance

Stacey Reisner, CPA

Treasury/Grants Manager

Jennifer Emerson

Senior Accountant

Stacey Hawkins

Senior Accountant

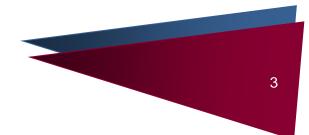
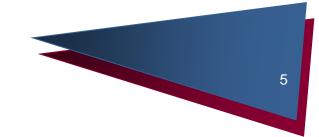




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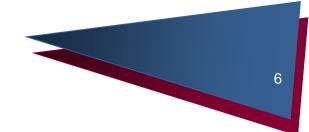
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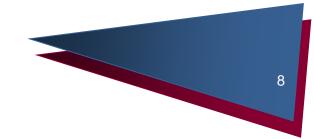
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February 20, 2014



Honorable Mayor and Council Members

City of Temple, Texas

We are pleased to submit the Quarterly Financial Statements for the General Fund, Water and Sewer Fund, Special Revenue Funds, and the Internal Service Fund of the City of Temple, Texas for the three months ended December 31, 2013. These financial statements were prepared by the Finance Department of the City of Temple.

The key criteria by which internal interim reports are evaluated are their relevance and usefulness for purposes of management control, which include planning future operations as well as evaluating current financial status and results to date. Continual efforts are made to assure that accounting and related interim information properly serves management needs. Because managerial styles and perceived information needs vary widely, appropriate internal interim reporting is largely a matter of professional judgment rather than one set forth in *Governmental Accounting and Financial Reporting Standards*. Currently, there is no Generally Accepted Accounting Principles (GAAP) for government interim financial statements. These financial statements have been compiled in accordance with standards the Finance Department considered to be applicable and relevant for the City of Temple's interim financial reports. The Finance Department has also followed standards established by the American Institute of Certified Public Accountants in compiling these financial statements.

THREE-MONTH REVIEW

GENERAL FUND -

The amount of revenues from various sources for the three months ended December 31, 2013, as compared to the FY 2014 amended budget, is shown in the following table (presented in thousands):

	Actual		 nended Sudget	Percent of Budget	
Revenues:					
Taxes	\$	13,809	\$ 30,769	45%	
Franchise fees		1,531	6,176	25%	
Licenses and permits		196	510	38%	
Intergovernmental		9	285	3%	
Charges for services		4,987	20,638	24%	
Fines		520	1,943	27%	
Interest and other		442	 990	45%	
Total revenues	\$	21,494	\$ 61,311	35%	

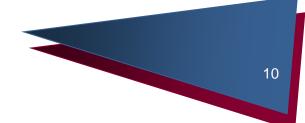
Transmittal Letter

Revenues compared to the amended budget for FY 2014 are at 35% with 25% of the year completed. A detail of the revenues as compared to budget is shown below:

Revenues	% of Budget
Ad valorem taxes	74.65%
Sales tax receipts	25.00%
Other taxes	32.69%
Franchise fees	24.79%
Licenses and permits	38.34%
Intergovernmental revenues	3.22%
Charges for services	24.16%
Fines	26.76%
Interest and other	44.68%

Expenditures by major function for the three months ended December 31, 2013, as compared to the FY 2014 amended budget are shown in the following table (presented in thousands):

	Actual		Amended Budget		Percent of Budget
Expenditures:					
General government	\$	3,567	\$	16,042	22%
Public safety		6,769		26,928	25%
Highways and streets		879		3,456	25%
Sanitation		1,561		5,140	30%
Parks and leisure services		2,434		8,790	28%
Education		434		1,651	26%
Airport		912		3,626	25%
Debt Service:					
Principal		15		49	31%
Interest		2		10	21%
Total expenditures	\$	16,574	\$	65,692	25%





Expenditures compared to the amended budget are at 24% with 25% of the year complete. Detail is provided below:

Expenditures	% of Budget
Personnel	24.57%
Operations	23.89%
Capital	21.22%
Debt service	29.56%

Detail of expenditures begins on page 21, Exhibit A-4 and A-5.

WATER/SEWER FUND -

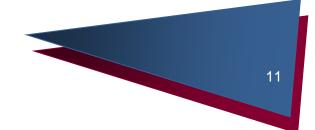
Operating revenue has decreased by \$321,793 over the same time period as last fiscal year. Operating expenses increased by \$361,886 compared to the same period of last fiscal year. First quarter financials for this fund begin on page 28.

HOTEL-MOTEL FUND -

The Hotel-Motel Fund is reported beginning on page 36. This special revenue fund is used to account for the levy and utilization of the hotel-motel room tax.

DRAINAGE FUND –

Drainage Fund is reported beginning on page 39. This special revenue fund was created in fiscal year 1999 to account for recording revenues and expenditures addressing the storm water drainage needs of our community. The City Council extended the ordinance on September 18, 2003, establishing the drainage fund for an additional five years. On September 4, 2008, Council amended the ordinance removing the 5-year sunset provision from the ordinance. The ordinance was also amended to remove the calculation of the fees from the ordinance and set the fees by resolution.





CAPITAL PROJECTS -

The City of Temple has in the past and is currently investing heavily in improving infrastructure. This section contains detailed schedules that review current capital projects funded by bond proceeds and begins on page 46. Also included in this section, is a detailed listing of current projects in the City's capital improvement program.

INVESTMENTS/CASH MANAGEMENT -

All of the City's cash and investments are maintained in a pool that is available for use by all funds. Interest earnings are allocated based on cash amounts in individual funds in a manner consistent with legal requirements. Investments are made in accordance with the Comprehensive Policy adopted by the City on August 29, 2013. The City's primary investment objectives, in order of priority, are as follows:

Safety

Liquidity

•Yield

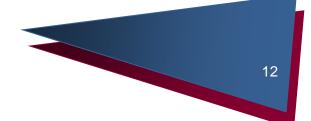
As of December 31, 2013, the City had cash and investments with a carrying value of \$151,837,120 and a fair value of \$152,441,089. Total interest earnings for the three months ended are \$52,876. The investment schedules presented in Exhibit G-1 through G-3 are prepared in accordance with Generally Accepted Accounting Principles (GAAP).

The investment portfolio complies with the City's Investment Policy and Strategy and the Public Funds Investment Act, Chapter 2256, Texas Government Code, as amended.

We are investing municipal funds in accordance with our investment policy using basically three of our investment type options.

- Triple A rated (AAA) investment pools
- Money market sweep accounts
- •Money market deposit accounts

Details of our current investment portfolio begin on page 71, Exhibit G-1 through G-3.





SUPPLEMENTAL INFORMATION -

This section has details of General Fund balances and designations (page 76). Also in this section is a schedule of federal and state grants, a detailed schedule of historical sales tax revenue by month, a schedule of Hotel/Motel receipts by month, and a schedule of parks escrow funds.

CONCLUSION -

I want to take time to thank the Finance Department staff for their hard work in preparing these financial statements particularly Assistant Director of Finance, Melissa Przybylski, CPA; Treasury/Grants Manager, Stacey Reisner, CPA; Senior Accountant, Jennifer Emerson; and Senior Accountant, Stacey Hawkins for their excellent work and efforts.

Respectively submitted,

raci

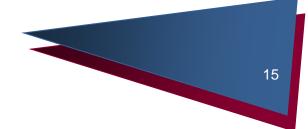
Traci L. Barnard, CPA Director of Finance



Quarterly Financial Statements – for three months ended 12.31.2013



The *General Fund* is the general operating fund of the City. It is used to account for all financial resources except those required to be accounted for in other funds.



CITY OF TEMPLE, TEXAS GENERAL FUND COMPARATIVE BALANCE SHEETS December 31, 2013 and 2012

	2013	2012	Increase (Decrease)
ASSETS			
Cash	\$ 5,045	\$ 4,845	\$ 200
Investments	34,259,685	32,354,553	1,905,132
Receivables (net of allowance for estimated			
uncollectibles):			
State sales tax	1,419,763	1,462,327	(42,564)
Accounts	1,100,130	1,092,640	7,490
Ad valorem taxes	2,899,719	2,975,642	(75,923)
Inventories	353,526	407,842	(54,316)
Prepaid items	544,840	795,291	(250,451)
Total current assets	40,582,708	39,093,140	1,489,568
Restricted cash and investments:			
Drug enforcement	322,344	304,971	17,373
Public safety	35,936	37,484	(1,548)
R.O.W. Escrow	269,113	381,559	(112,446)
Parks Escrow {Table VI, pg. 82}	355,671	334,068	21,603
Rob Roy MacGregor Trust - Library	15,372	15,362	10
Total restricted cash and investments	998,436	1,073,444	(75,008)
TOTAL ASSETS	\$ 41,581,144	\$ 40,166,584	\$ 1,414,560

LIABILITIES AND FUND EQUITY	2013	2012	Increase (Decrease)
Liabilities:			
Vouchers payable	\$ 2,926,105	\$ 3,271,420	\$ (345,315)
Retainage payable	10,330	-	10,330
Accrued payroll	1,684,288	1,617,758	66,530
Deposits	58,040	64,649	(6,609)
Deferred revenues:			
Ad valorem taxes	2,872,134	2,948,057	(75,923)
R.O.W. Escrow	269,113	381,559	(112,446)
Parks Escrow	352,296	311,118	41,178
Electric franchise	1,568,666	1,574,038	(5,372)
Gas franchise	220,438	178,588	41,850
Other	328,114	488,887	(160,773)
Total liabilities	10,289,524	10,836,074	(546,550)
Fund Balance:			
Nonspendable:			
Inventories and prepaid items	451,696	498,812	(47,116)
Restricted for:			
Drug enforcement	288,571	321,867	(33,296)
Public safety	36,321	37,480	(1,159)
Rob Roy MacGregor Trust - Library	13,370	14,651	(1,281)
Municipal court	414,575	295,114	119,461
Vital statistics preservation	35,505	45,394	(9,889)
Public education channel	262,514	235,653	26,861
Assigned to:			
Technology replacement	390,979	144,799	246,180
Self-funded health insurance	-	118,280	(118,280)
Capital projects {Table I, pg. 76}	2,116,454	2,739,190	(622,736)
Unassigned:	16,785,630	16,100,649	684,981
Budgeted decrease in fund balance	5,318,458	3,953,091	1,365,367
Total fund balance	26,114,073	24,504,980	1,609,093
Excess revenues over expenditures YTD	5,177,547	4,825,530	352,017
TOTAL LIABILITIES AND FUND EQUITY	\$ 41,581,144	\$ 40,166,584	\$ 1,414,560

	FY 2014			FY 2013	Analytical	
	Actual	Budget	Percent of Budget	Actual	\$ Increase (Decrease) Prior yr.	
Revenues:	• · · · · · · · · ·	• •• -•• •••		• . • • • • • • • •	^	
Taxes	\$ 13,809,479	\$ 30,769,322	44.88%	\$ 12,997,744	\$ 811,735	
Franchise fees	1,530,921	6,175,992	24.79%	1,485,112	45,809	
Licenses and permits	195,574	510,100	38.34%	97,911	97,663	
Intergovernmental	9,189	285,106	3.22%	52,060	(42,871)	
Charges for services	4,986,715	20,637,774	24.16%	4,922,500	64,215	
Fines	519,828	1,942,659	26.76%	437,896	81,932	
Interest and other	442,265	989,812	44.68%	272,194	170,071	
Total revenues	21,493,971	61,310,765	35.06%	20,265,417	1,228,554	
Expenditures:						
General government	3,567,210	16,042,214	22.24%	3,235,721	331,489	
Public safety	6,769,360	26,927,880	25.14%	6,289,015	480,345	
Highways and streets	878,754	3,455,773	25.43%	716,165	162,589	
Sanitation	1,560,777	5,140,008	30.37%	1,883,034	(322,257)	
Parks and leisure services	2,434,249	8,789,510	27.69%	1,740,110	694,139	
Education	433,616	1,651,327	26.26%	399,016	34,600	
Airport	912,057	3,625,640	25.16%	839,985	72,072	
Debt Service:						
Principal	15,428	49,319	31.28%	11,222	4,206	
Interest	2,210	10,343	21.37%	1,819	391	
Total expenditures	16,573,661	65,692,014	25.23%	15,116,087	1,457,574	
Excess (deficiency) of revenues						
over expenditures	4,920,310	(4,381,249)		5,149,330	(229,020)	
Other financing sources (uses):						
Transfers out:						
Debt Service	-	(892,658)	0.00%	(24,610)	24,610	
Capital Projects - Designated	(8,488)	(189,327)	4.48%	(117,470)	108,982	
Health Insurance Fund	(41,701)	(85,000)	49.06%	(181,720)	140,019	
Bond Programs	(112,695)	(190,345)	59.21%	-	(112,695)	
Lease Proceeds	420,121	420,121	100.00%		420,121	
Total other financing sources (uses)	257,237	(937,209)	-27.45%	(323,800)	581,037	
Excess (deficiency) of revenues and other						
financing sources over expenditures						
and other financing uses	5,177,547	(5,318,458)	-	4,825,530	352,017	
Fund balance, beginning of period	26,114,073	26,114,073	<u> </u>	24,504,980	1,609,093	
Fund balance, end of period	\$ 31,291,620	\$ 20,795,615	\$ -	\$ 29,330,510	\$ 1,961,110	

CITY OF TEMPLE, TEXAS GENERAL FUND SCHEDULE OF REVENUES - ACTUAL AND BUDGET For the three months ended December 31, 2013

		FY 2014		FY 2013	Analytical
-	Actual	Budget	Percent of Budget	Actual	\$ Increase (Decrease) Prior yr.
Taxes:					
Ad valorem:	\$ 9.127.105	¢ 10.074.440	75 500/	¢ 0 507 710	¢ 610.202
Property, current year	+ -, ,	\$ 12,074,410 125,912	75.59% 15.45%	\$ 8,507,713	\$ 619,392 (21,245)
Property, prior year Penalty and interest	19,457 30,252	92,000	32.88%	40,802 16,547	(21,345) 13,705
Total ad valorem taxes	9,176,814	12,292,322	74.65%	8,565,062	611,752
Non-property taxes:					
City sales {Table V, pg. 81}	4,574,797	18,300,000	25.00%	4,389,583	185,214
Mixed beverage	35,786	110,000	32.53%	25,790	9,996
Occupation	11,820	27,000	43.78%	5,668	6,152
Bingo	10,262	40,000	25.66%	11,641	(1,379)
Total non-property taxes	4,632,665	18,477,000	25.07%	4,432,682	199,983
Total taxes	13,809,479	30,769,322	44.88%	12,997,744	811,735
Franchise Fees:					
Electric franchise	684,985	2,900,000	23.62%	664,267	20,718
Gas franchise	160,087	470,000	34.06%	172,197	(12,110)
Telephone franchise	109,840	450,000	24.41%	116,963	(7,123)
Cable franchise	171,971	676,684	25.41%	150,000	21,971
Water/Sewer franchise	388,127	1,552,508	25.00%	358,551	29,576
Other	15,911	126,800	12.55%	23,134	(7,223)
Total franchise fees	1,530,921	6,175,992	24.79%	1,485,112	45,809
Licenses and permits:					
Building permits	101,686	325,000	31.29%	38,197	63,489
Electrical permits and licenses	14,877	42,000	35.42%	15,985	(1,108)
Mechanical	16,402	38,000	43.16%	12,029	4,373
Plumbing permit fees	27,648	55,000	50.27%	20,851	6,797
Other	34,961	50,100	69.78%	10,849	24,112
Total licenses and permits	195,574	510,100	38.34%	97,911	97,663
Intergovernmental revenues:					
Federal grants	-	240,000	0.00%	42,649	(42,649)
State reimbursements	-	8,351	0.00%	-	-
Department of Civil					
Preparedness	9,189	36,755	25.00%	9,411	(222)
Total intergovernmental revenues	\$ 9,189	\$ 285,106	3.22%	\$ 52,060	\$ (42,871)
					(Continued)

SCHEDULE OF REVENUES - ACTUAL AND BUDGET

For the three months ended December 31, 2013

Exhibit A-3	
(Continued)	

		FY 2014		FY 2013	Analytical
					\$
					Increase
			Percent		(Decrease)
	Actual	Budget	of Budget	Actual	Prior yr.
Library fees	\$ 6,297	\$ 31,500	19.99%	\$ 7,697	\$ (1,400)
Recreational entry fees	20,704	133,000	15.57%	21,555	(851)
Summit recreational fees	123,243	652,000	18.90%	137,278	(14,035)
Golf course revenues	180,614	1,156,900	15.61%	209,536	(28,922)
Swimming pool	-	35,000	0.00%	2,880	(2,880)
Lions Junction water park	1,724	302,500	0.57%	1,608	116
Sammons indoor pool	14,282	87,000	16.42%	18,287	(4,005)
Vital statistics	22,902	112,000	20.45%	24,037	(1,135)
Police revenue	119,387	310,329	38.47%	81,516	37,871
Contractual services					
-proprietary fund	866,098	3,457,586	25.05%	813,817	52,281
Curb and street cuts	8,055	40,000	20.14%	8,021	34
Other	38,935	150,000	25.96%	38,009	926
Solid waste collection - residential	993,882	4,006,942	24.80%	945,903	47,979
Solid waste collection - commercial	723,160	2,825,000	25.60%	711,798	11,362
Solid waste collection - roll-off	563,006	1,872,000	30.08%	445,970	117,036
Landfill contract	499,376	1,690,832	29.53%	408,454	90,922
Airport sales and rental	583,134	2,885,785	20.21%	842,258	(259, 124)
Subdivision fees	9,251	13,500	68.53%	4,201	5,050
Recreational services	205,940	871,400	23.63%	186,966	18,974
Fire department	6,725	4,500	149.44%	12,709	(5,984)
otal charges for services	4,986,715	20,637,774	24.16%	4,922,500	64,215
nes:					
Court	356,325	1,500,563	23.75%	301,378	54,947
Animal pound	11,113	40,000	27.78%	10,770	343
Code enforcement	250	-	0.00%	-	250
Overparking	7,160	7,000	102.29%	2,182	4,978
Administrative fees	144,980	395,096	36.69%	123,566	21,414
otal fines	519,828	1,942,659	26.76%	437,896	81,932
terest and other:					
Interest	16,342	75,000	21.79%	12,496	3,846
Lease and rental	92,861	346,851	26.77%	93,811	(950)
Sale of fixed assets	19,304	37,000	52.17%	8,152	11,152
Insurance claims	83,343	42,067	198.12%	8,061	75,282
Payment in lieu of taxes	13,645	11,312	120.62%	11,312	2,333
Building rental -	10,010		120.0270	. 1,012	2,000
BOA bldg.	25,001	78,820	31.72%	20,732	4,269
Other	191,769	398,762	48.09%	117,630	74,139
otal interest and other	442,265	989,812	44.68%	272,194	170,071
	172,200			212,104	170,071

		FY 2014			Analytical \$
	Actual	Budget	Percent of Budget	Actual	Increase (Decrease) Prior yr.
General government:	• • • • • • • • • • • • • • • • • • • •	• • • • • • • • •		• • • • • • •	
City council	\$ 36,028	\$ 208,325	17.29%	\$ 69,244	\$ (33,216)
City manager	133,452	570,480	23.39%	164,357	(30,905)
Assistant city manager	47,976	193,074	24.85%	-	47,976
Administrative services	54,895	252,323	21.76%	46,206	8,689
Finance	307,489	1,282,317	23.98%	303,951	3,538
Purchasing	77,725	312,926	24.84%	74,821	2,904
City secretary	70,341	331,639	21.21%	68,069	2,272
Special services	267,093	1,901,231	14.05%	267,269	(176)
Legal	177,733	663,733	26.78%	154,771	22,962
City planning	109,754	564,126	19.46%	222,289	(112,535)
Information technology services	673,900	2,373,404	28.39%	715,243	(41,343)
Human resources	131,807	680,182	19.38%	143,842	(12,035)
Economic development	900,466	3,469,936	25.95%	517,613	382,853
Fleet services	225,261	1,216,343	18.52%	199,361	25,900
Inspections	59,491	252,891	23.52%	-	59,491
Permits	42,622	176,153	24.20%	-	42,622
Facility services	251,177	1,593,131	15.77%	288,685	(37,508)
	3,567,210	16,042,214	22.24%	3,235,721	331,489
Public safety:					
Municipal court	170,007	660,639	25.73%	149,007	21,000
Police	3,748,429	14,439,794	25.96%	3,170,251	578,178
Animal control	107,132	438,980	24.40%	93,469	13,663
Fire	2,458,208	10,090,241	24.36%	2,510,120	(51,912)
Communications	186,210	744,841	25.00%	179,597	6,613
Code enforcement	99,374	553,385	17.96%	186,571	(87,197)
	6,769,360	26,927,880	25.14%	6,289,015	480,345
Highways and streets:					
Street	673,766	2,596,443	25.95%	546,894	126,872
Traffic signals	87,946	303,417	28.99%	52,847	35,099
Engineering	117,042	555,913	21.05%	116,424	618
	878,754	3,455,773	25.43%	716,165	162,589
Sanitation:	\$ 1,560,777	\$ 5,140,008	30.37%	\$ 1,883,034	\$ (322,257) (Continued)

SCHEDULE OF EXPENDITURES- ACTUAL AND BUDGET For the three months ended December 31, 2013 (With comparative

Exhibit A-4 (Continued)

· · ·	 the three months ended December 31, 2012) FY 2014				FY 2013		nalytical
	 Actual		Budget	Percent of Budget	 Actual	(De	\$ ncrease ecrease) Prior yr.
Parks and leisure services:							
Administration	\$ 136,981	\$	536,681	25.52%	\$ 102,634	\$	34,347
Parks	1,044,262		3,520,888	29.66%	788,901		255,361
Leisure services	583,423		3,080,225	18.94%	564,394		19,029
Golf course	 669,583		1,651,716	40.54%	284,181		385,402
	 2,434,249		8,789,510	27.69%	 1,740,110		694,139
Library:	 433,616		1,651,327	26.26%	 399,016		34,600

Airport:	912,057	3,625,640	25.16%	839,985	72,072
Debt service:	17,638	59,662	29.56%	13,041	4,597
Totals	\$ 16,573,661	\$ 65,692,014	25.23%	\$ 15,116,087	\$ 1,457,574

CITY OF TEMPLE, TEXAS GENERAL FUND DETAILED SCHEDULE OF EXPENDITURES - ACTUAL AND BUDGET For the three months ended December 31, 2013 (With comparative amounts for the three months ended December 31, 2012)

Actual Budget Percent of Budget Actual Percent (Decrease) (Decrease) General government: City council: Personnel services \$ 3,204 \$ 24,276 13.20% \$ 974 \$ 2,230 Operations 30.022 208,325 17.29% 68,270 (33,646) Operations 16,709 64,634 23.89% 147,283 (30,540) Operations 16,709 64,634 23.89% 17,774 (30,950) Assistant city manager: Personnel services 16,709 64,634 25.89% 17,774 (30,950) Operations 133,452 570,480 23.39% 164,357 (30,895) Assistant city manager: Personnel services 769 5,035 15,27% - 77,27 Operations 47,376 193,074 24,85% - 47,376 Operations 5,0721 233,073 21,76% 46,266 8,689 Finance: Personnel services 190,472 280,463 23,53% 195,579 6,479 Operations 190,472 <t< th=""><th></th><th colspan="3">FY 2014</th><th>FY 2013</th><th colspan="2">Analytical</th></t<>		FY 2014			FY 2013	Analytical	
City council: S 3.204 \$ 24.276 13.20% \$ 974 \$ 2.230 Derrations 36.028 206.325 17.29% 69.244 (33.216) City manager: Personnel services 116.743 505.846 23.09% 147.283 (30.540) Operations 15.709 64.634 25.85% 17.074 (355) Assistant city manager: Personnel services 47.207 188.039 25.10% - 47.207 Operations 47.976 193.074 24.85% - 47.976 Administrative services: 769 5.035 15.27% - 47.976 Personnel services 50.721 233.073 21.76% 42.529 8,192 Operations 41.714 19.260 21.68% - 47.976 Personnel services 50.721 233.073 21.76% 46.206 8.689 Finance: Personnel services 50.721 233.073 21.76% 46.206 8.689 </th <th></th> <th>Actual</th> <th>Budget</th> <th></th> <th>Actual</th> <th>(Decrease)</th>		Actual	Budget		Actual	(Decrease)	
Personnel services \$ 3,204 \$ 2,4276 13,20% \$ 974 \$ 2,230 Operations 36,028 206,325 17,29% 69,241 (35,449) City manager: Personnel services 116,743 505,846 23,08% 147,283 (30,540) Operations 116,743 505,846 23,08% 17,7074 (385) Operations 116,799 503,546 23,39% 164,357 (30,540) Operations 116,799 133,452 570,480 23,39% 164,357 (30,959) Assistant city manager: Personnel services: 769 5,035 15,27% - 47,976 Administrative services: 96,721 233,073 21,76% 42,529 8,192 Operations 50,721 233,073 21,76% 46,206 8,689 Finance: Personnel services 50,721 233,073 21,76% 40,206 8,689 Partons 117,017 472,834 24,75% 108,372 8,645 0pe	•						
City manager: Personnel services 116,743 505,846 23,08% 147,283 (30,540) Operations 1133,452 570,480 23,89% 147,207 (365) Assistant city manager: Personnel services 47,207 188,039 25,10% . 47,207 Operations 47,207 188,039 25,10% . 47,207 Operations 47,976 133,074 24,85% . 47,976 Administrative services: Personnel services 50,721 233,073 21,76% 42,529 8,192 Operations 54,895 252,323 21,76% 46,206 8,689 Finance: Personnel services 190,472 809,463 23,53% 195,579 (5,107) Operations 117,017 47,284 24,75% 108,372 8,645 307,489 1,282,317 23,98% 303,951 3,538 Purchasing: Personnel services 75,917 202,162 25,98% 71,173 4,744 Operations 1,808 20,764 8,71%	Personnel services	32,824	184,049		68,270	(35,446)	
Personnel services 116,743 505,846 23,08% 147,283 (30,540) Operations 133,452 23,08% 17,074 (365) Assistant city manager: Personnel services 47,207 188,039 25,10% - 47,207 Operations 769 5,035 15,27% - 769 Administrative services: 97,976 133,074 24,85% - 47,976 Operations 4,174 19,250 21,68% 3,677 497 Operations 4,174 19,250 21,68% 3,677 497 Operations 117,017 472,854 24,75% 106,372 8,645		36,028	208,325	17.29%	69,244	(33,216)	
Personnel services 116,743 505,846 23,08% 147,283 (30,540) Operations 133,452 23,08% 17,074 (365) Assistant city manager: Personnel services 47,207 188,039 25,10% - 47,207 Operations 769 5,035 15,27% - 769 Administrative services: 97,976 133,074 24,85% - 47,976 Operations 4,174 19,250 21,68% 3,677 497 Operations 4,174 19,250 21,68% 3,677 497 Operations 117,017 472,854 24,75% 106,372 8,645	City manager:						
133.452 570.480 23.39% 164.357 (30.905) Assistant city manager: Personnel services 47.207 188,039 25.10% - 47.207 Operations 47.976 193.074 24.85% - 47.976 Administrative services: Personnel services 50.721 233.073 21.76% 42.529 8.192 Operations 41.74 19.250 21.66% 3.677 497 Special services 190.472 809.463 23.53% 195.579 (5.107) Operations 117.017 472.854 24.75% 108.372 8.645 307.489 1.282.317 23.98% 303.951 3.538 Purchasing: Personnel services 75,917 292,162 25.98% 71.173 4,744 Operations 1.808 20.764 8.71% 3.648 (18.40) Operations 1.2475 96,133 12.98% 7.348 5.127 Operations 160.225 350,000 45.78% 108.269 (2.01)		116,743	505,846	23.08%	147,283	(30,540)	
Assistant city manager: Personnel services 47,207 188,039 25,10% - 47,207 Operations 769 5,035 15,27% - 769 Administrative services: Personnel services 50,721 233,073 21,76% 42,529 8,192 Operations 4,174 19,260 21,68% 3,677 497 Operations 4,174 19,260 21,68% 3,677 497 Personnel services 190,472 809,463 23,53% 195,579 (5,107) Operations 117,017 472,284 24,75% 108,372 8,645 Purchasing: Personnel services 75,917 23,98% 303,961 3,538 Purchasing: Personnel services 75,917 292,162 25,98% 71,173 4,744 Operations 1,808 20,764 8,71% 3,648 (1,840) Operations 12,475 312,926 24,84% 74,821 2,904 City secretary: Personnel services 57,866	Operations						
$\begin{array}{c c c c c c c c c c c c c c c c c c c $		133,452	570,480	23.39%	164,357	(30,905)	
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	Assistant city manager:						
47,976 193,074 24,85% . 47,976 Administrative services 50,721 233,073 21,76% 42,529 8,192 Operations 4,174 19,250 21,88% 3,677 497 Operations 54,895 252,323 21,76% 42,529 8,689 Finance: Personnel services 190,472 809,463 23,53% 195,579 (5,107) Operations 117,017 472,854 24,75% 108,372 8,645 303,951 3,538 195,579 (5,107) 108,372 8,645 Operations 11,207 292,162 25,96% 71,173 4,744 Operations 1,808 20,764 8,71% 3,648 (1,840) City secretary: Personnel services 57,866 235,506 24,57% 60,721 (2,855) Operations 12,475 96,133 12,98% 7,348 5,127 Special services: 160,225 350,000 45,78% 138,310 <td< td=""><td></td><td>47,207</td><td>188,039</td><td>25.10%</td><td>-</td><td>47,207</td></td<>		47,207	188,039	25.10%	-	47,207	
Administrative services: 50,721 233,073 21.76% 42,529 8,192 Operations 4,174 19,250 21.88% 3,677 497 St,895 252,323 21.76% 46,206 8,689 Finance: Personnel services 190,472 809,463 23.53% 195,579 (5,107) Operations 117,017 472,854 24.75% 108,372 8,645 307,489 1,282,317 23.98% 303,951 3,538 Purchasing: Personnel services 75,917 292,162 25.98% 71,173 4,744 Operations 1,808 20,764 8.71% 3,644 (1,840) Operations 1,808 20,764 8.71% 60,721 (2,855) Operations 12,475 96,133 12.98% 7,348 5,127 Operations 106,868 818,195 13,05% 122,915 30,306 2,001 -7,33,306 0,00% - - 7,33,336 0,00% -	Operations	769	5,035	15.27%	-	769	
$\begin{array}{c c c c c c c c c c c c c c c c c c c $		47,976	193,074	24.85%		47,976	
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	Administrative services:						
$\begin{array}{c c c c c c c c c c c c c c c c c c c $		50,721	233,073	21.76%	42,529	8,192	
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	Operations		19,250	21.68%	3,677		
$\begin{array}{c c c c c c c c c c c c c c c c c c c $		54,895	252,323	21.76%	46,206	8,689	
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	Finance [.]						
$\begin{array}{c c c c c c c c c c c c c c c c c c c $		190.472	809.463	23.53%	195.579	(5,107)	
$\begin{tabular}{ c c c c c c c c c c c c c c c c c c c$	Operations					()	
$\begin{array}{c c c c c c c c c c c c c c c c c c c $							
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	Purchasing:						
$\begin{array}{c c c c c c c c c c c c c c c c c c c $	0	75.917	292.162	25.98%	71,173	4,744	
$\begin{array}{ c c c c c c c c c c c c c c c c c c c$							
$\begin{array}{c ccccccccccccccccccccccccccccccccccc$	·						
$\begin{array}{c ccccccccccccccccccccccccccccccccccc$	City secretary:						
$\begin{array}{c ccccccccccccccccccccccccccccccccccc$		57.866	235.506	24.57%	60.721	(2.855)	
$\begin{tabular}{ c c c c c c c c c c c c c c c c c c c$						• •	
$\begin{array}{c ccccccccccccccccccccccccccccccccccc$					68,069		
$\begin{array}{c ccccccccccccccccccccccccccccccccccc$	Special services:						
$\begin{array}{c ccccccccccccccccccccccccccccccccccc$		160.225	350.000	45.78%	138.310	21,915	
$\begin{array}{c cccc} \mbox{Capital outlay (Contingency)} & - & 733,036 & 0.00\% & - & - & - \\ \hline & 267,093 & 1,901,231 & 14.05\% & 267,269 & (176) \\ \hline \\ \mbox{Legal:} \\ \mbox{Personnel services} & 162,566 & 603,652 & 26.93\% & 145,221 & 17,345 \\ \mbox{Operations} & 15,167 & 60,081 & 25.24\% & 9,550 & 5,617 \\ \hline & 177,733 & 663,733 & 26.78\% & 154,771 & 22,962 \\ \hline \\ \mbox{City planning:} \\ \mbox{Personnel services} & 74,225 & 443,041 & 16.75\% & 94,751 & (20,526) \\ \mbox{Operations} & 15,716 & 101,263 & 15.52\% & 7,547 & 8,169 \\ \mbox{Capital outlay} & \frac{19,813}{19,813} & \frac{19,822}{19,956} & \frac{99,95\%}{119,991} & \frac{(100,178)}{(100,178)} \\ \hline \end{array}$,			,	
Legal: Personnel services $162,566$ $603,652$ 26.93% $145,221$ $17,345$ Operations $15,167$ $60,081$ 25.24% $9,550$ $5,617$ $177,733$ $663,733$ 26.78% $154,771$ $22,962$ City planning: Personnel services $74,225$ $443,041$ 16.75% $94,751$ $(20,526)$ Operations $15,716$ $101,263$ 15.52% $7,547$ $8,169$ Capital outlay $19,813$ $19,822$ 99.95% $119,991$ $(100,178)$ \$ 109,754\$ 564,126 19.46% \$ 222,289\$ (112,535)	Capital outlay (Contingency)	-		0.00%	-	-	
Personnel services 162,566 603,652 26.93% 145,221 17,345 Operations 15,167 60,081 25.24% 9,550 5,617 177,733 663,733 26.78% 154,771 22,962 City planning: Personnel services 74,225 443,041 16.75% 94,751 (20,526) Operations 15,716 101,263 15.52% 7,547 8,169 Capital outlay 19,813 19,822 99.95% 119,991 (100,178) \$ 109,754 \$ 564,126 19.46% \$ 222,289 \$ (112,535)		267,093	1,901,231	14.05%	267,269	(176)	
Personnel services 162,566 603,652 26.93% 145,221 17,345 Operations 15,167 60,081 25.24% 9,550 5,617 177,733 663,733 26.78% 154,771 22,962 City planning: Personnel services 74,225 443,041 16.75% 94,751 (20,526) Operations 15,716 101,263 15.52% 7,547 8,169 Capital outlay 19,813 19,822 99.95% 119,991 (100,178) \$ 109,754 \$ 564,126 19.46% \$ 222,289 \$ (112,535)	l egal:						
Operations 15,167 60,081 25.24% 9,550 5,617 177,733 663,733 26.78% 154,771 22,962 City planning: Personnel services 74,225 443,041 16.75% 94,751 (20,526) Operations 15,716 101,263 15.52% 7,547 8,169 Capital outlay 19,813 19,822 99.95% 119,991 (100,178) \$ 109,754 \$ 564,126 19.46% \$ 222,289 \$ (112,535)	-	162,566	603.652	26.93%	145.221	17.345	
177,733 663,733 26.78% 154,771 22,962 City planning: Personnel services 74,225 443,041 16.75% 94,751 (20,526) Operations 15,716 101,263 15.52% 7,547 8,169 Capital outlay 19,813 19,822 99.95% 119,991 (100,178) \$ 109,754 \$ 564,126 19.46% \$ 222,289 \$ (112,535)							
Personnel services 74,225 443,041 16.75% 94,751 (20,526) Operations 15,716 101,263 15.52% 7,547 8,169 Capital outlay 19,813 19,822 99.95% 119,991 (100,178) \$ 109,754 \$ 564,126 19.46% \$ 222,289 \$ (112,535)							
Personnel services 74,225 443,041 16.75% 94,751 (20,526) Operations 15,716 101,263 15.52% 7,547 8,169 Capital outlay 19,813 19,822 99.95% 119,991 (100,178) \$ 109,754 \$ 564,126 19.46% \$ 222,289 \$ (112,535)	City planning:						
Operations 15,716 101,263 15.52% 7,547 8,169 Capital outlay 19,813 19,822 99.95% 119,991 (100,178) \$ 109,754 \$ 564,126 19.46% \$ 222,289 \$ (112,535)		74 225	443 041	16 75%	94 751	(20,526)	
Capital outlay 19,813 19,822 99.95% 119,991 (100,178) \$ 109,754 \$ 564,126 19.46% \$ 222,289 \$ (112,535)		,				(, ,	
\$ 109,754 \$ 564,126 19.46% \$ 222,289 \$ (112,535)	•						

DETAILED SCHEDULE OF EXPENDITURES - ACTUAL AND BUDGET For the three months ended December 31, 2013 (With comparative amounts for the three months ended December 31, 2012)

Exhibit A-5 (Continued)

	FY 2014			FY 2013	Analytical	
	Actual	Budget	Percent of Budget	Actual	\$ Increase (Decrease) Prior yr.	
Information technology services:	Actual	Budget	of Budget	Actual		
Personnel services	\$ 245,083	\$ 1,074,764	22.80%	\$ 259,897	\$ (14,814)	
Operations	390,811	1,126,140	34.70%	429,545	(38,734)	
Capital outlay	38,006	172,500	22.03%	25,801	12,205	
	673,900	2,373,404	28.39%	715,243	(41,343)	
Human resources:						
Personnel services	105,590	528,005	20.00%	125,542	(19,952)	
Operations	26,217	152,177	17.23%	18,300	7,917	
epotatione	131,807	680,182	19.38%	143,842	(12,035)	
Economic development:						
Operations	900,466	3,469,936	25.95%	517,613	382,853	
operations	900,466	3,469,936	25.95%	517,613	382,853	
Fleet services:						
Personnel services	203,781	896,971	22.72%	185,304	18,477	
Operations	21,480	132,232	16.24%	14,057	7,423	
Capital outlay	-	187,140	0.00%	-	-	
oupline outly	225,261	1,216,343	18.52%	199,361	25,900	
Inspections:						
Personnel services	57,087	218,340	26.15%	-	57,087	
Operations	2,404	34,551	6.96%	-	2,404	
eponanionio	59,491	252,891	23.52%		59,491	
Permits:						
Personnel services	38,533	149,581	25.76%	-	38,533	
Operations	4,089	26,572	15.39%	-	4,089	
eponanionio	42,622	176,153	24.20%		42,622	
Facility services:						
Personnel services	128,021	570,386	22.44%	85,504	42,517	
Operations	113,028	612,711	18.45%	170,002	(56,974)	
Capital outlay	10,128	410,034	2.47%	33,179	(23,051)	
	251,177	1,593,131	15.77%	288,685	(37,508)	
Total general government	3,567,210	16,042,214	22.24%	3,235,721	331,489	
Public safety:						
Municipal court:						
Personnel services	157,431	595,076	26.46%	137,098	20,333	
Operations	12,576	65,563	19.18%	11,909	667	
•	170,007	660,639	25.73%	149,007	21,000	
Police:						
Personnel services	2,934,181	12,013,494	24.42%	2,764,845	169,336	
Operations	386,021	1,367,724	28.22%	338,366	47,655	
Capital outlay	428,227	1,058,576	40.45%	67,040	361,187	
	3,748,429	14,439,794	25.96%	3,170,251	578,178	
Animal control:						
Personnel services	88,516	340,562	25.99%	72,490	16,026	
Operations	18,616	98,418	18.92%	20,979	(2,363)	
	\$ 107,132	\$ 438,980	24.40%	\$ 93,469	\$ 13,663	
	<u>+,</u>	+ .00,000			(Continued)	

Quarterly Financial Statements – for three months ended 12.31.2013

DETAILED SCHEDULE OF EXPENDITURES - ACTUAL AND BUDGET For the three months ended December 31, 2013 (With comparative amounts for the three months ended December 31, 2012)

Exhibit A-5 (Continued)

		FY 2014		FY 2013	Analytical
	Actual	Budget	Percent of Budget	Actual	\$ Increase (Decrease) Prior yr.
Fire:					
Personnel services	\$ 2,262,925	\$ 9,174,571	24.67%	\$ 2,231,681	\$ 31,244
Operations	195,283	887,670	22.00%	257,990	(62,707)
Capital outlay	-	28,000	0.00%	20,449	(20,449)
	2,458,208	10,090,241	24.36%	2,510,120	(51,912)
Communications:					
Operations	186,210	744,841	25.00%	179,597	6,613
	186,210	744,841	25.00%	179,597	6,613
Code enforcement:					
Personnel services	76,682	322,932	23.75%	163,149	(86,467)
Operations	22,692	207,953	10.91%	23,422	(730)
Capital outlay	-	22,500	0.00%	-	-
	99,374	553,385	17.96%	186,571	(87,197)
Total public safety	6,769,360	26,927,880	25.14%	6,289,015	480,345
Highways and streets: Street :					
Personnel services	262,072	985,794	26.58%	212,281	49,791
Operations	281,087	1,286,968	21.84%	334,613	(53,526)
Capital outlay	130,607	323,681	40.35%	-	130,607
	673,766	2,596,443	25.95%	546,894	126,872
Traffic signals:					
Personnel services	45,154	179,398	25.17%	41,907	3,247
Operations	13,022	55,939	23.28%	10,940	2,082
Capital outlay	29,770	68,080	43.73%	-	29,770
	87,946	303,417	28.99%	52,847	35,099
Engineering:					
Personnel services	95,898	422,113	22.72%	96,982	(1,084)
Operations	21,144	133,800	15.80%	19,442	1,702
	117,042	555,913	21.05%	116,424	618
Total highways and streets	878,754	3,455,773	25.43%	716,165	162,589
Sanitation:					
Personnel services	583,241	1,883,891	30.96%	419,760	163,481
Operations	977,536	3,186,617	30.68%	855,774	121,762
Capital outlay	-	69,500	0.00%	607,500	(607,500)
Total sanitation	1,560,777	5,140,008	30.37%	1,883,034	(322,257)
Parks and leisure services: Administration					
Personnel services	97,725	369,950	26.42%	84,266	13,459

102,634 \$ 34,347 (Continued)

\$

136,981

\$

536,681

25.52%

\$

DETAILED SCHEDULE OF EXPENDITURES - ACTUAL AND BUDGET For the three months ended December 31, 2013 (With comparative amounts for the three months ended December 31, 2012)

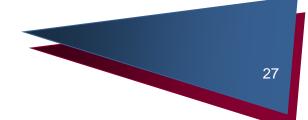
Exhibit A-5 (Continued)

	FY 2014			FY 2013	Analytical	
	Actual	Budget	Percent of Budget	Actual	\$ Increase (Decrease) Prior yr.	
Parks	¢ 000 704	¢ 4 400 750	24.450/	¢ 262.220	¢ (0 E 4 E)	
Personnel services	\$ 360,784	\$ 1,493,756	24.15%	\$ 363,329	\$ (2,545)	
Operations	335,283	1,595,915	21.01%	383,200	(47,917)	
Capital outlay	348,195 1,044,262	431,217 3,520,888	80.75% 29.66%	42,372 788,901	305,823 255,361	
Leisure services						
Personnel services	377,429	1,977,760	19.08%	362,922	14,507	
Operations	205,994	1,102,465	18.68%	201,472	4,522	
	583,423	3,080,225	18.94%	564,394	19,029	
Golf course						
Personnel services	139,111	658,285	21.13%	135,923	3,188	
Operations	83,138	546,097	15.22%	107,214	(24,076)	
Capital outlay	447,334	447,334	100.00%	41,044	406,290	
	669,583	1,651,716	40.54%	284,181	385,402	
Total parks and leisure services	2,434,249	8,789,510	27.69%	1,740,110	694,139	
Library:						
Personnel services	284,083	1,096,789	25.90%	253,733	30,350	
Operations	149,533	532,838	28.06%	145,283	4,250	
Capital outlay	-	21,700	0.00%	-	-	
Total library	433,616	1,651,327	26.26%	399,016	34,600	
Airport:						
Personnel services	198,360	771,472	25.71%	166,555	31,805	
Operations	496,370	2,410,237	20.59%	673,430	(177,060)	
Capital outlay	217,327	443,931	48.96%	-	217,327	
Total airport	912,057	3,625,640	25.16%	839,985	72,072	
Debt service:						
Principal	15,428	49,319	31.28%	11,222	4,206	
Interest	2,210	10,343	21.37%	1,819	391	
Total debt service	17,638	59,662	29.56%	13,041	4,597	
Total	\$ 16,573,661	\$ 65,692,014	25.23%	\$ 15,116,087	\$ 1,457,574	

Water & Sewer Enterprise Fund Financials

Enterprise Fund

Water and Sewer Fund: To account for the provision of water and sewer services to the residents of the City. All activities necessary to provide such services are accounted for in this fund, including but not limited to administration, operation, maintenance, financing and related debt service, billing and collection.



CITY OF TEMPLE, TEXAS WATER AND SEWER ENTERPRISE FUND STATEMENT OF FUND NET POSITION December 31, 2013 and 2012

	2013	2012	Increase (Decrease)
ASSETS			
Current assets:			
Cash	\$ 4,850	\$ 4,850	\$-
Investments	25,908,579	23,158,086	2,750,493
Customer receivables	1,502,712	1,086,277	416,435
Accounts receivable	57,222	-	57,222
Inventories	330,361	314,476	15,885
Prepaid items	10,000	9,000	1,000
Total current assets	27,813,724	24,572,689	3,241,035
Restricted cash and investments:			
Revenue bond reserve fund	-	1,552,721	(1,552,721)
Revenue bond debt service	2,312,660	2,926,705	(614,045)
Customer deposits	634,624	623,886	10,738
Construction account	6,822,281	12,017,299	(5,195,018)
	9,769,565	17,120,611	(7,351,046)
Deferred cost-bond issue	3,165,874	3,557,706	(391,832)
Property and equipment:			
Land	690,295	652,271	38,024
Improvements other than buildings	149,904,411	138,292,683	11,611,728
Buildings	47,774,342	45,210,191	2,564,151
Machinery and equipment	7,732,334	7,652,147	80,187
	206,101,382	191,807,292	14,294,090
Less accumulated depreciation	(91,703,304)	(85,889,203)	(5,814,101)
Construction in progress	14,174,652	21,000,131	(6,825,479)
Net property and equipment	128,572,730	126,918,220	1,654,510
Total assets	\$ 169,321,893	\$ 172,169,226	\$ (2,847,333)

	2013	2012	Increase (Decrease)
LIABILITIES			
Current liabilities:			
Vouchers & contracts payable	\$ 2,195,726	\$ 3,905,482	\$ (1,709,756)
Retainage payables	-	64,525	(64,525)
Accrued payroll	168,516	164,145	4,371
Deferred revenue	70,641	70,641	
Total current liabilities	2,434,883	4,204,793	(1,769,910)
Liabilities payable from restricted assets:			
Customers deposits	634,624	623,886	10,738
Vouchers & contracts payable	4,862,618	5,309,231	(446,613)
Retainage payables	69,355	145,181	(75,826)
Accrued interest - revenue bonds	376,667	400,254	(23,587)
Current maturities of long-term liabilities	3,240,000	4,648,304	(1,408,304)
	9,183,264	11,126,856	(1,943,592)
Long-term liabilities, less current maturities:			
Revenue bonds payable	58,690,000	61,930,000	(3,240,000)
Vacation and sick leave payable	347,635	324,914	22,721
Net pension benefit obligation payable	481,881	367,497	114,384
Other post-employement benefits payable	375,080	398,568	(23,488)
Premium on bonds payable	2,471,514	2,747,958	(276,444)
	62,366,110	65,768,937	(3,402,827)
Total liabilities	73,984,257	81,100,586	(7,116,329)
NET POSITION			
Invested in capital assets, net of related debt	71,628,121	70,233,143	1,394,978
Restricted for debt service	2,312,660	4,479,426	(2,166,766)
Unrestricted	20,771,237	15,132,131	5,639,106
Total net position	94,712,018	89,844,700	4,867,318
Net income {YTD}	625,618	1,223,940	(598,322)
Total liabilities and net position	\$ 169,321,893	\$ 172,169,226	\$ (2,847,333)

CITY OF TEMPLE, TEXAS WATER AND SEWER ENTERPRISE FUND STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN FUND NET POSITION For the three months ended December 31, 2013

	 FY 2014		FY 2013		Increase Decrease)
Operating revenues:					
Water service	\$ 3,677,482	\$	4,093,481	\$	(415,999)
Sewer service	2,961,329		2,835,495		125,834
Other	299,093		330,721		(31,628)
Total operating revenues	 6,937,904		7,259,697		(321,793)
Operating expenses:					
Personnel services	1,135,523		1,040,639		94,884
Supplies	412,502		428,159		(15,657)
Repairs and maintenance	254,574		284,237		(29,663)
Depreciation	1,526,770		1,408,132		118,638
Other services and charges	3,033,977		2,840,293		193,684
Total operating expenses	 6,363,346		6,001,460		361,886
Operating income	 574,558		1,258,237		(683,679)
Nonoperating revenues (expenses):					
Interest income	82,954		95,474		(12,520)
Interest expense	 (82,738)		(103,811)		(21,073)
Total nonoperating revenues					
(expenses)	 216		(8,337)		8,553
Income before transfers and contributions	574,774		1,249,900		(675,126)
Contributions from TxDot	57,222		-		57,222
Transfers out-Health Insurance fund	 (6,378)		(25,960)	. <u> </u>	19,582
Change in net position	625,618		1,223,940		(598,322)
Net position, beginning of period	 94,712,018		89,844,700		4,867,318
Net position, end of period	\$ 95,337,636	\$	91,068,640	\$	4,268,996

CITY OF TEMPLE, TEXAS WATER AND SEWER ENTERPRISE FUND COMPARATIVE SCHEDULE OF OPERATING REVENUES For the three months ended December 31, 2013 (With comparative amounts for the three months ended December 31, 2012)

	FY 2014	FY 2013	Increase (Decrease)
Current water service:			
Residential	\$ 1,771,945	\$ 2,075,032	\$ (303,087)
Commercial	1,754,454	1,836,742	(82,288)
Wholesale	151,083	181,707	(30,624)
Total water service	3,677,482	4,093,481	(415,999)
Current sewer service:			
Residential	1,595,428	1,435,239	160,189
Commercial	1,365,901	1,400,256	(34,355)
Total sewer service	2,961,329	2,835,495	125,834
Other:			
Transfers and rereads	37,210	32,280	4,930
Penalties	104,042	99,133	4,909
Reconnect fees	79,572	75,700	3,872
Tap fees	28,550	59,373	(30,823)
Other sales	49,719	64,235	(14,516)
Total other	299,093	330,721	(31,628)
Total operating revenues	\$ 6,937,904	\$ 7,259,697	\$ (321,793)

CITY OF TEMPLE, TEXAS WATER AND SEWER ENTERPRISE FUND COMPARATIVE SCHEDULE OF OPERATING EXPENSES BY DEPARTMENT For the three months ended December 31, 2013

	FY 2014	FY 2013	Increase (Decrease)	
Administrative:		112010		
Personnel services	\$ 73,264	\$ 84,085	\$ (10,821)	
Supplies	4,288	509	3,779	
Repairs and maintenance	48	-	48	
Other services and charges	1,178,680	1,081,656	97,024	
	1,256,280	1,166,250	90,030	
Water treatment and production:				
Personnel services	293,599	249,976	43,623	
Supplies	283,898	270,714	13,184	
Repairs and maintenance	98,984	85,979	13,005	
Other services and charges	504,923	572,940	(68,017)	
	1,181,404	1,179,609	1,795	
Distribution system:				
Personnel services	193,542	171,859	21,683	
Supplies	38,638	52,525	(13,887)	
Repairs and maintenance	90,447	115,676	(25,229)	
Other services and charges	23,325	20,418	2,907	
	345,952	360,478	(14,526)	
Metering:				
Personnel services	101,965	133,411	(31,446)	
Supplies	50,014	52,179	(2,165)	
Repairs and maintenance	9,414	10,141	(727)	
Other services and charges	47,133	9,428	37,705	
	208,526	205,159	3,367	
Sanitary sewer collection system:				
Personnel services	346,302	295,624	50,678	
Supplies	34,737	50,580	(15,843)	
Repairs and maintenance	38,744	57,176	(18,432)	
Other services and charges	18,852	15,583	3,269	
	438,635	418,963	19,672	
Sewage treatment and disposal:				
Other services and charges	1,021,776	952,821	68,955	
	\$ 1,021,776	\$ 952,821	\$ 68,955	
			(Continued)	

COMPARATIVE SCHEDULE OF OPERATING EXPENSES BY DEPARTMENT

For the three months ended December 31, 2013

(With comparative amounts for the three months ended December 31, 2012)

					Ir	ncrease
	F	Y 2014		FY 2013		ecrease)
Water collection offices:						
Personnel services	\$	109,769	\$	91,572	\$	18,197
Supplies		850		1,510		(660)
Repairs and maintenance		16,878		15,265		1,613
Other services and charges		236,725		185,588		51,137
		364,222		293,935		70,287
Water purchasing:						
Personnel services		17,082		14,112		2,970
Supplies		77		142		(65)
Repairs and maintenance		59		-		59
Other services and charges		2,563		1,859		704
		19,781		16,113		3,668
Depreciation		1,526,770		1,408,132		118,638
Totals	\$	6,363,346	\$	6,001,460	\$	361,886

Exhibit B-4 (Continued)

CITY OF TEMPLE, TEXAS WATER AND SEWER ENTERPRISE FUND COMPARATIVE STATEMENT OF REVENUES & EXPENSES ACTUAL AND BUDGET For the three months ended December 31, 2013 (With comparative amounts for the three months ended December 31, 2012)

		FY 2014			FY 2013		14 vs. 13
			% of			% o f	Increase
	 Actual	Budget	Budget	 Actual	Budget	Budget	(Decrease)
Operating revenues:							
Water service	\$ 3,677,482	\$ 17,706,278	20.77%	\$ 4,093,481	\$ 15,527,357	26.36%	\$ (415,999)
Sewer service	2,961,329	11,926,437	24.83%	2,835,495	12,003,123	23.62%	125,834
Other	 299,093	1,111,000	26.92%	330,721	1,046,000	31.62%	(31,628)
Total operating revenues	6,937,904	30,743,715	22.57%	7,259,697	28,576,480	25.40%	(321,793)
Operating expenses:							
Personnel services	1,135,523	4,453,348	25.50%	1,040,639	4,450,042	23.38%	94,884
Supplies	412,502	1,970,952	20.93%	428,159	1,969,674	21.74%	(15,657)
Repairs and maintenance	254,574	1,587,323	16.04%	284,237	1,501,433	18.93%	(29,663)
Depreciation	1,526,770	6,000,000	25.45%	1,408,132	5,800,000	24.28%	118,638
Other services and charges	3,033,977	11,426,665	26.55%	2,840,293	10,865,088	26.14%	193,684
Total operating expenses	 6,363,346	25,438,288	25.01%	 6,001,460	24,586,237	24.41%	361,886
Operating income	 574,558	5,305,427	10.83%	 1,258,237	3,990,243	31.53%	(683,679)
Nonoperating revenues							
(expenses):							
Interest income	82,954	306,444	27.07%	95,474	123,241	77.47%	(12,520)
Interest expense	(82,738)	(3,001,102)	2.76%	(103,811)	(2,689,510)	3.86%	(21,073)
Total nonoperating revenues	 			 			
(expenses)	 216	(2,694,658)	-	 (8,337)	(2,566,269)	-	8,553
Income before transfers and contributions	574,774	2,610,769	-	1,249,900	1,423,974	-	(675,126)
Contributions from TxDot	57,222	1,419,285	4.03%	-	1,641,145	0.00%	57,222
Transfers out-Health Insurance fund	 (6,378)	(13,000)	49.06%	 (25,960)	(25,960)	100.00%	(19,582)
Net income	\$ 625,618	\$ 4,017,054		\$ 1,223,940	\$ 3,039,159	-	\$ (598,322)

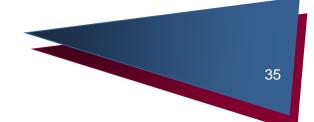
Special Revenue Fund Financials

Special Revenue Fund

Special Revenue Fund is used to account for specific revenues that are legally restricted to expenditure for particular purposes.

<u>Hotel-Motel Fund:</u> To account for the levy and utilization of the hotel-motel room tax. State law requires that revenues from this tax be used for advertising and promotion of the City.

Drainage Fund: To account for the levy and assessment of the drainage fee.



			Increase
	2013	2012	(Decrease)
ASSETS			
Cash	\$ 3,550	\$ 3,250	\$ 300
Investments	1,110,089	1,433,144	(323,055)
Accounts receivable	202,127	150,798	51,329
Inventories	16,643	17,097	(454)
Prepaid items	2,450	2,000	450
Museum collection	18,561		18,561
Total assets	\$ 1,353,420	\$ 1,606,289	\$ (252,869)
LIABILITIES AND FUND BALANCES			
Liabilities:			
Vouchers payable	\$ 69,048	\$ 60,039	\$ 9,009
Retainage payable	28,304	-	28,304
Accrued payroll	33,140	26,446	6,694
Deposits	124,214	82,720	41,494
Total liabilities	254,706	169,205	85,501
Fund Balance:			
Nonspendable:			
Inventories and prepaid items	2,450	4,203	(1,753)
Restricted for:			
Promotion of tourism	799,337	1,295,108	(495,771)
Budgeted decrease in fund balance	300,042	55,704	244,338
Total fund balance	1,101,829	1,355,015	(253,186)
Excess revenues over expenditures YTD	(3,115)	82,069	(85,184)
Total liabilities and fund balances	\$ 1,353,420	\$ 1,606,289	\$ (252,869)

			FY 2014	FY 2013	Analytica		
	Actual		Actual Budget		Actual	(D	ncrease ecrease) ior year
Revenues:							
Taxes	\$	328,271	\$ 1,190,500	27.57%	\$ 301,353	\$	26,918
Charges for services							
Civic center and Visitor center		92,257	442,000	20.87%	79,702		12,555
Musuem		11,934	119,000	10.03%	38,929		(26,995)
Interest and other		1,707	1,200	142.25%	2,616		(909)
Total revenues		434,169	1,752,700	24.77%	422,600		11,569
Expenditures:							
Civic center		250,108	1,139,796	21.94%	185,044		65,064
Railroad museum		89,323	561,392	15.91%	53,607		35,716
Tourism marketing		97,362	327,154	29.76%	95,139		2,223
Total expenditures		436,793	2,028,342	21.53%	333,790		103,003
Excess (deficiency) of revenues							
over expenditures		(2,624)	(275,642)		88,810		(91,434)
Other financing sources (uses):							
Transfers out - Debt Service Fund		-	(23,400)	0.00%	(5,093)		5,093
Transfers out - Health Insurance Fund		(491)	(1,000)	49.10%	(1,648)		(1,157)
Total other financing uses		(491)	(24,400)	2.01%	(6,741)		3,936
Excess (deficiency) of revenues and other financing sources over expenditures							
and other financing uses		(3,115)	(300,042)	-	82,069		(85,184)
Fund balance, beginning of period		1,101,829	1,101,829		1,355,015		(253,186)
Fund balance, end of period	\$	1,098,714	\$ 801,787		\$ 1,437,084	\$	(338,370)

CITY OF TEMPLE, TEXAS HOTEL-MOTEL FUND DETAILED SCHEDULE OF EXPENDITURES - BUDGET AND ACTUAL For the three months ended December 31, 2013

	 FY 2014 Actual Budget						ent Iget	 TY 2013	In (De	nalytical Increase Increase) Increase) Incr yr.
Civic center:										
Personnel services	\$ 158,698	\$	553,318	28	.68%	\$ 118,705	\$	39,993		
Operations	75,391		392,771	19	.19%	66,339		9,052		
Capital outlay	 16,019		193,707	8	.27%	 -		16,019		
	 250,108		1,139,796	21	.94%	 185,044		65,064		
Railroad museum:										
Personnel services	57,658		231,264	24	.93%	32,115		25,543		
Operations	 31,665		330,128	9	.59%	 21,492		10,173		
	 89,323		561,392	15	.91%	 53,607		35,716		
Tourism marketing:										
Personnel services	24,456		87,374	27	.99%	21,623		2,833		
Operations	 72,906		239,780	30	.41%	 73,516		(610)		
	 97,362		327,154	29	.76%	 95,139		2,223		
Totals	\$ 436,793	\$	2,028,342	21	.53%	\$ 333,790	\$	103,003		

ASSETS	2013	2012	Increase (Decrease)
Investments	\$ 1,805,841	\$ 1,565,024	\$ 240,817
Accounts receivable	41,070	43,064	(1,994)
Total assets	\$ 1,846,911	\$ 1,608,088	\$ 238,823
LIABILITIES AND FUND BALANCES			
Vouchers payable	\$ 11,991	\$ 8,387	\$ 3,604
Accrued payroll	28,522	26,896	1,626
Total liabilities	40,513	35,283	5,230
Fund balance:			
Committed to:			
Drainage	1,717,799	1,503,965	213,834
Budgeted decrease in fund balance	137,491		137,491
Total fund balance	1,855,290	1,503,965	351,325
Excess revenues over expenditures YTD	(48,892)	68,840	(117,732)
Total liabilities and fund balances	\$ 1,846,911	\$ 1,608,088	\$ 238,823

CITY OF TEMPLE, TEXAS DRAINAGE FUND STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE - ACTUAL AND BUDGET For the three months ended December 31, 2013 (With comparative amounts for the three months ended December 31, 2012)

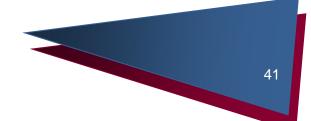
		FY 2014	FY 2013	Analytical	
	Actual	Budget	Percent of Budget	Actual	\$ Increase (Decrease) Prior yr.
Revenues:					
Drainage fee - commercial	\$ 122,830	\$ 495,995	24.76%	\$ 122,858	\$ (28)
Drainage fee - residential	150,867	581,608	25.94%	149,856	1,011
Interest and other	1,045	1,200	87.08%	825	220
Total revenues	274,742	1,078,803	25.47%	273,539	1,203
Expenditures:					
Drainage					
Personnel services	158,332	630,837	25.10%	148,715	9,617
Operations	71,383	350,863	20.34%	45,314	26,069
Capital outlay	93,428	233,594	40.00%	8,198	85,230
Total expenditures	323,143	1,215,294	26.59%	202,227	120,916
Excess (deficiency) of revenues					
over expenditures	(48,401)	(136,491)		71,312	(119,713)
Other financing sources (uses):					
Transfers out - Health Insurance Fund	(491)	(1,000)	49.10%	(2,472)	(1,981)
Total other financing uses	(491)	(1,000)	49.10%	(2,472)	(1,981)
Excess (deficiency) of revenues and other financing sources over expenditures					
and other financing uses	(48,892)	(137,491)	-	68,840	(117,732)
Fund balance, beginning of period Fund balance, end of period	1,855,290	1,855,290 \$ 1,717,799	<u> </u>	1,503,965 \$1,572,805	<u>351,325</u> \$ 233,593
	. ,,				

Internal Service Fund Financials

Internal Service Fund

Internal Service Fund is used to account for and report any activity that provides goods or services to other funds, departments, or agencies of the primary government and its component units, or to other governments, on a cost-reimbursement basis.

<u>Health Insurance Fund:</u> To account for the cost and reimbursements of the self-funded health insurance plan.



CITY OF TEMPLE, TEXAS INTERNAL SERVICE FUND COMPARATIVE BALANCE SHEETS December 31, 2013 and 2012

	 2013	 2012	ncrease ecrease)
ASSETS			
Cash Accounts receivable, net of allowances Total assets	\$ - 22,632 22,632	\$ 405,500 - 405,500	\$ (405,500) - (405,500)
LIABILITIES			
Vouchers payable Total liabilities	 	 98,847 98,847	 (98,847) (98,847)
NET POSITION			
Unrestricted Total net position	\$ 22,632 22,632	\$ 306,653 306,653	\$ (306,653) (306,653)

CITY OF TEMPLE, TEXAS INTERNAL SERVICE FUND STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN FUND NET POSITION For the three months ended December 31, 2013 (With comparative amounts for the three months ended December 31, 2012)

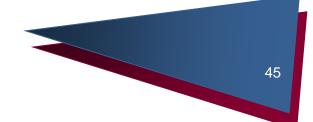
		FY	2014	F	Y 2013	ncrease ecrease)
Operating revenue	es:					
Employee Retiree COBRA Other	ns: r - Active r - Retirees	\$	- 3,211 - - - 3,211	\$	478,342 23,800 188,437 63,606 1,692 <u>16</u> 755,893	\$ (478,342) (23,800) (185,226) (63,606) (1,692) (16) (752,682)
Operating expens Purchased profe technical servi Claims:	essional/					
Employed Retiree COBRA			(313) (8) -		452,188 108,516 282	(452,501) (108,524) (282)
Stop Loss Insura Administrative F Other	ee		- 29,961 -		83,676 66,418 125	 (83,676) (36,457) (125)
Т	Total operating expenses		29,640		711,205	 (681,565)
С	Operating income (loss)		(26,429)		44,688	 (71,117)
Nonoperating reve Investment earn					153	 (153)
	ncome (loss) before contributions and transfers		(26,429)		44,841	(71,270)
Transfers in			49,061		211,800	 (162,739)
C	Change in net position		22,632		256,641	(234,009)
Total net position, be Total net position, er		\$	- 22,632	\$	50,012 306,653	\$ (50,012) (284,021)

		FY 2014			FY 2013		14 vs. 13	
	% с		% of		% of	Increase		
	Actual	Budget	Budget	Actual	Budget	Budget	(Decrease)	
Operating revenues:								
Charges for services -								
Contributions:								
Employer - Active	\$-	\$-	0.00%	\$ 478,342	\$ 1,863,583	25.67%	\$ (478,342)	
Employer - Retirees	-	-	0.00%	23,800	124,800	19.07%	(23,800)	
Employee	3,211	-	0.00%	188,437	836,553	22.53%	(185,226)	
Retiree		-	0.00%	63,606	258,789	24.58%	(63,606)	
COBRA	-	-	0.00%	1,692		0.00%	(1,692)	
Other	_	_	0.00%	16	_	0.00%	(1,002)	
Total operating revenues	3,211	-	0.00%	755,893	3,083,725	24.51%	(752,682)	
Operating expenses:								
Purchased professional/								
technical services								
Claims:								
Employee	(313)	60,250	-0.52%	452,188	2,379,411	19.00%	(452,501)	
Retiree	(8)	9,750	-0.08%	108,516	330,131	32.87%	(108,524)	
COBRA	-	-	0.00%	282	-	0.00%	(282)	
Stop Loss Insurance	-	-	0.00%	83,676	326,678	25.61%	(83,676)	
Administrative Fee	29,961	30,000	99.87%	66,418	259,305	25.61%	(36,457)	
Other	-	-	0.00%	125	-	0.00%	(125)	
Total operating expenses	29,640	100,000	29.64%	711,205	3,295,525	21.58%	(681,565)	
Operating income (loss)	(26,429)	(100,000)	26.43%	44,688	(211,800)	-21.10%	(71,117)	
Nonoperating revenues:								
Investment earnings	-	-	0.00%	153	-	0.00%	(153)	
Income (loss) before contributions and transfers	(26,429)	(100,000)	26.43%	44,841	(211,800)	-21.17%	(71,270)	
	(20,423)	(100,000)	20.4070		(211,000)	21.1770	(11,210)	
Transfers in								
General Fund	41,701	85,000	49.06%	181,720	181,720	100.00%	(140,019)	
Water & Sewer Fund	6,378	13,000	49.06%	25,960	25,960	100.00%	(19,582)	
Hotel/Motel Fund	491	1,000	49.10%	1,648	1,648	100.00%	(1,157)	
Drainage Fund	491	1,000	49.10%	2,472	2,472	100.00%	(1,981)	
	49,061	100,000	49.06%	211,800	211,800	100.00%	(162,739)	
Change in net assets	22,632	-	-	256,641	-	-	(234,009)	
Total net assets, beginning	-	_	-	50,012	50,012	-	(50,012)	
Total net assets, ending	\$ 22,632	\$ -		\$ 306,653	\$ 50,012		\$ (284,021)	
i otai net assets, enuing	ψ ΖΖ,03Ζ	ψ -		φ 300,033	φ 30,012	-	φ (204,021)	

Capital Projects	

The Capital Projects Fund is used to account for financial resources to be used for the acquisition or construction of major capital facilities.

- New construction, expansion, renovation, or replacement project for an existing facility or facilities. The project must have a total cost of at least \$10,000 over the life of the project. Project costs can include the cost of land, engineering, architectural planning, and contract services needed to complete the project.
- Purchase of major equipment (assets) costing \$50,000 or more with a useful life of at least 10 years.
- Major maintenance or rehabilitation project for existing facilities with a cost of \$10,000 or more and an economic life of at least 10 years.



CITY OF TEMPLE, TEXAS SCHEDULE OF CAPITAL PROJECTS BOND PROCEEDS & RELATED EXPENDITURES As of December 31, 2013

Exhibit	Bond Issue	Focus of Issue	Issue Proceeds	Adjusted Bond Fund Revenues	Total Project Costs (1)	Remaining Funds (2)
F-2	2006, 2008, 2010 & 2014 Utility Revenue Bond Issue (Fund 561)	Various Utility Infrastructure Improvements	\$ 53,680,026	\$ 73,604,299	\$ 73,279,094	\$ 325,205
F-3	2006 & 2008 Combination Tax & Revenue CO Issue (Fund 361)	Various General Government Capital Improvements	24,046,141	25,202,239	25,200,096	2,143
F-4	2009 GO Bond Issue (Fund 363)	Public Safety	13,995,000	14,044,142	13,804,861	239,281
F-5	2011 Limited Tax Notes (Fund 364)	Public Safety	6,235,339	6,272,000	6,272,000	-
F-6	2012 Pass-Through Revenue and Limited Tax Bonds (Fund 261)	Pass-Through Finance- Northwest Loop 363 Improvements	26,088,247	46,124,680	46,079,737	44,943
F-7	2012 Taxable Combination Tax & Revenue Certificates of Obligation Bond Issue (Fund 365)	Landfill Infrastructure Improvements	4,715,804	4,719,779	3,650,707	1,069,072
F-8	2012 Combination Tax & Revenue Certificates of Obligation Bond Issue (Fund 365)	Street Improvements	9,628,505	9,826,812	8,929,200	897,612
F-9	2013 Limited Tax Notes (Fund 351)	Compressed Natural Gas Fueling Station and Fleet	5,816,272	6,350,360	6,338,285	12,075
F-10	2013 Combination Tax & Revenue Certificates of Obligation Bond Issue (Fund 795)	Various Reinvestment Zone Infrastructure Improvements	25,313,032	25,322,605	25,254,849	67,756
F-11	2014 Utility Revenue Bonds, Taxable Series Issue (Fund 562)	Temple-Belton WWTP Reclaimed Effluent Waterline (Panda)	18,000,000	18,000,000	15,006,202	2,993,798
			\$ 187,518,366	\$ 229,466,917	\$ 223,815,031	\$ 5,651,886

Note (1) Total project costs include costs incurred, encumbered and estimated costs to complete.

Note (2) Remaining funds represent funds that are available for allocation to projects.

CITY OF TEMPLE, TEXAS

SCHEDULE OF CAPITAL PROJECTS BOND PROCEEDS & RELATED EXPENDITURES

UTILITY SYSTEM REVENUE BONDS 2006, 2008, 2010 & 2014 - WATER/SEWER CAPITAL PROJECTS FUND 561

For the period beginning October 11, 2006 and ending December 31, 2013

Expenditures								
Construction in Progress								
Expenditures		\$	49,837,910					
Encumbrances as of 12/31/13	(1)		3,891,205					
Estimated Costs to Complete Projects			19,549,979					
		\$	73.279.094					

Revenue	& Bond Proceeds	
Revenue	a Dulla Fluceeus	

Additional Issue {July 2008} CIP FY 2008		15,030,000
Additional Issue {August 2010} CIP FY 2010		17,210,000
Additional Issue {October 2014} CIP FY 2014	(3)	16,285,000
Issuance Premium		930,026
Interest Income	(2)	1,709,134
Reimbursement Received from TxDOT		1,930,139
		\$ 73,604,299

					1						
			BUDGET			ACTUAL					
		.	Adjustments				I Costs		timated	Total	
Project		Original Budget	to Original Budget	•	usted Igeted		rred & mbered		osts to mplete	Designated Project Cost	
		Budget	Duuget	Buu	geteu	Linea	indered		Inpiete		
Bond Issue Costs	* \$	796,204	\$-	\$	796,204	\$	796,204	\$	-	\$	796,204
CIP Management Personnel Costs		-	436,689		436,689		436,689		24,566		461,255
Completed Projects - Prior to FY 2014	*	41,490,500	931,479	42	2,421,979	42	2,297,750		-		42,297,750
317 Waterline Relocation 2305/439		-	499,021		499,021		328,540		170,481		499,02
South Temple Water Sys Improvements		1,000,000	(114,453)		885,547		885,547		-		885,547
Utilities Relocation - Tarver to Old Waco		200,000	(166,000)		34,000		34,000		-		34,000
Temple Belton Regional Sewerage System		2,250,000	(785,676)	1	1,464,324	1	1,026,122		438,202		1,464,324
WL Replacement - Charter Oaks		4,750,000	(1,880,856)	2	2,869,144	2	2,019,143		850,001		2,869,144
Rplc Pump #4 - Williamson Creek Lift Station		-	458,054		458,054		458,054		-		458,054
Leon River Interceptor		-	1,122,880	1	1,122,880		781,730		341,150		1,122,880
WTP - Generator Project (Phase 2B)		-	2,503,751	2	2,503,751	2	2,503,750		-		2,503,750
WWL Replacement - Birdcreek (Phase 3)		-	1,640,995	1	1,640,995	1	1,269,432		371,563		1,640,99
WWL Replacement - Lengefeld		-	200,000		200,000		21,350		178,650		200,000
IH35 Valve Improvements		-	200,000		200,000		-		200,000		200,000
WTP - Backwash Tank Rehabilitation		-	450,000		450,000		242,187		207,813		450,000
WL Improvements - Pin Oak		-	500,000		500,000		242,859		257,141		500,000
Hickory LS Pump		-	300,000		300,000		51,083		248,917		300,000
WWTP Scada		-	300,000		300,000		-		300,000		300,000
WWTP RAS Pump Rplc		-	300,000		300,000		43,505		256,495		300,000
Leon River Trunk Sewer, LS and FM - Phase I	(3)	2,800,000	-	2	2,800,000		-		2,800,000		2,800,000
WL Replacement - Lamar from 7th St to Nugent Tank	(3)	800,000	-		800,000		-		800,000		800,000
WWL Replacement - 10th & 12th St from Central to Ave D	(3)	350,000	-		350,000		-		350,000		350,000
WWL Extension - Westfield	(3)	580,000	(288,830)		291,170		291,170		-		291,170
Utilities Relocation - Western Hills	(3)	1,800,000	-	1	1,800,000		-		1,800,000		1,800,000
Temple-Belton WWTP Expansion	(3)	750,000	-		750,000		-		750,000		750,000
WTP Rehabilitation Project #1	(3)	7,000,000	-		7,000,000		-		7,000,000		7,000,000
WTP Rehabilitation Project #2	(3)	1,000,000	-		1,000,000		-		1,000,000		1,000,000
Contingency	(3)	1,205,000	-	1	1,205,000		-		1,205,000		1,205,000
	\$	66,771,704	\$ 6,607,054	\$ 73	3,378,758	\$ 53	3,729,115	\$	19,549,979	\$	73,279,09

Remaining (Needed) Funds \$

Note (1): Encumbered amounts are included in total construction in progress due to the obligation of funds by contract(s) or purchase order(s).

Note (2): Reclassification of capitalized interest expense allowing the use of interest income on eligible projects.

Note (3): Utility System Revenue Bonds, Series 2014B to be issued in Fall 2014.

* Project Final

** Substantially Complete

325,205

25,202,239

2,143

\$

CITY OF TEMPLE, TEXAS SCHEDULE OF CAPITAL PROJECTS BOND PROCEEDS & RELATED EXPENDITURES COMBINATION TAX & REVENUE CERTIFICATES OF OBLIGATION 2006 & 2008 - CAPITAL PROJECTS BOND FUND 361 For the period beginning October 11, 2006 and ending December 31, 2013

Expenditures

Construction in Progress

Expenditures Encumbrances as of 12/31/13 Estimated Costs to Complete Projects

	\$ 25,200,096
	 2,011,236
(1)	492,280
	\$ 22,696,580

Revenue & Bond Proceeds							
-							
Original Issue {October 2006}	\$	10,220,000					
Additional Issue {July 2008}		13,520,000					
Net Offering Premium		306,141					
Cost Sharing Received from Developer		84,970					
Police Seized Funds-Armored Rescue Vehicle		52,834					
Transfer In-General Fund Technology Funds {SCADA}		50,000					
Transfer In-General Fund {Municipal Court}		61,738					
Transfer In-General Fund {Library Renovations}		93,222					
Interest Income		813,334					

		Detai	I of Construction C	Costs						
			BUDGET			ACTUAL				
Project		Original Budget	Adjustments to Original Budget	Adjusted Budgeted	Total Costs Incurred & Encumbered	Estimated Costs to Complete	Total Designated Project Cost			
Bond Issue Costs	*	\$ 511,141	\$ (4,957)	\$ 506,184	\$ 507,241	\$-	\$ 507,241			
CIP Management Personnel Cost	*	-	81,485	81,485	80,432	-	80,432			
Completed Projects - Prior to FY 2014	*	21,276,423	(4,307,849)	16,968,574	16,968,571	-	16,968,571			
Facility Rehabilitations (Note 2)		660,000	885,898	1,545,898	1,545,389	509	1,545,898			
CNG Garage Improvements		640,000	-	640,000	484,470	155,530	640,000			
Traffic Signals		215,000	671,762	886,762	886,760	-	886,760			
1st Street Gateway		470,000	(198,458)	271,542	271,541	-	271,541			
1st Street Gateway (STEP Grant)		-	290,066	290,066	290,066	-	290,066			
Northwest Loop 363 Improvements	*		4,009,587	4,009,587	2,154,390	1,855,197	4,009,587			
		\$ 23,772,564	\$ 1,427,534	\$ 25,200,098	\$ 23,188,860	\$ 2,011,236	\$ 25,200,096			

Remaining (Needed) Funds \$

Note (1): Encumbered amounts are included in total construction in progress due to the obligation of funds by contract(s) or purchase order(s).

Note (2): Facility Improvements designated for funding from the 2006 & 2008 CO Issues are as follows: (a) Sears Building roof replacement, (b) Municipal Building roof replacement, (c) Clarence Martin Recreation Center HVAC system installation, (d) Gober Party House flooring improvements, (e) Sammons Club House flooring renovations, (f) Municipal & Sears Building Brick & Mortar repair, (g) Blackmon Center roof replacement, (h) Santa Fe Depot improvements, (i) Sears Building HVAC replacement, (j) City Hall first floor remodel to accommodate the Planning Department.

* Project Final

** Substantially Complete

Expenditures			Revenue & Bond Pr	oceeds	
Construction in Progress					
Expenditures	\$	11,198,791	Original Issue {November 2009}	\$	13,995,000
Encumbrances as of 12/31/13	(1)	71,100	Interest Income		34,142
Estimated Costs to Complete Projects		2,534,970	Sale of Land		15,000
	\$	13,804,861		\$	14,044,142

				BUDGET										
			A	djustments			Т	otal Costs	I	Estimated	Total			
Project Bond Issue Costs		 Original Budget		to Original Budget		Adjusted Budgeted		Incurred & Encumbered		Costs to Complete		Designated Project Cost		
	*	\$ 83,100	\$	-	\$	83,100	\$	69,367	\$	-	\$	69,367		
Completed Projects - Prior to FY 2014	*	13,911,900		(3,203,106)		10,708,794		10,708,794		-		10,708,794		
Land Purchase - Bank of America		-		155,450		155,450		129,055		26,395		155,450		
Burn Tower (Note 2)		 -	_	2,871,250		2,871,250		362,675		2,508,575		2,871,250		
		\$ 13,995,000	\$	(176,406)	\$	13,818,594	\$	11,269,891	\$	2,534,970	\$	13,804,861		

Note (1): Encumbered amounts are included in total construction in progress due to the obligation of funds by contract(s) or purchase order(s).

Note (2): The FY 2013 CIP was adopted by Council on August 30, 2012 and included a Burn Tower and Drill Ground Storage Building which will be located adjacent to Fire Station

* Project Final

**Substantially Complete

CITY OF TEMPLE, TEXAS SCHEDULE OF CAPITAL PROJECTS BOND PROCEEDS & RELATED EXPENDITURES LIMITED TAX NOTES 2011 - CAPITAL PROJECTS BOND FUND 364 For the period beginning November 17, 2011 and ending December 31, 2013

Expenditures			Revenue & Bond Proceeds	
Construction in Progress				\$ 5,745,000
Expenditures	\$	6,272,000	Original Issue {November}	490,339
Encumbrances as of 12/31/13	(1)	-	Net Offering Premium	34,625
Estimated Costs to Complete Projects		-	Transfer In-General Fund {Carpet Replacement}	2,036
	\$	6,272,000	Interest Income	\$ 6,272,000

					BUDGET	ACTUAL							
Project		Original Budget		Adjustments to Original Budget		Adjusted Budgeted		Total Costs Incurred & Encumbered		Estimated Costs to Complete		Total Designated Project Cos	
Bond Issue Costs	*	\$	91,184	\$	(9,733)	\$	81,451	\$	81,451	\$	-	\$ 81,45 ⁻	
Completed Projects - Prior to FY 2014	*		6,179,155		(192,954)		5,986,201		5,986,201		-	5,986,20	
Reserved for Debt Retirement			-		204,348		204,348		204,348		-	204,34	
		\$	6,270,339	\$	1,661	\$	6,272,000	\$	6,272,000	\$	-	\$ 6,272,00	

Note (1): Encumbered amounts are included in total construction in progress due to the obligation of funds by contract(s) or purchase order(s).

* Project Final

** Substantially Complete

CITY OF TEMPLE, TEXAS SCHEDULE OF CAPITAL PROJECTS BOND PROCEEDS & RELATED EXPENDITURES PASS-THROUGH AGREEMENT REVENUE AND LIMITED TAX BONDS 2012 - CAPITAL PROJECTS BOND FUND 261 For the period beginning June 14, 2012 and ending December 31, 2013

Expenditures			Revenue & Bond F	roceeds
Construction in Progress				
Expenditures	\$	24,274,812	Original Issue {June 2012}	\$ 24,700,000
Encumbrances as of 12/31/13	(1)	21,440,469	Net Offering Premium	1,388,247
Estimated Costs to Complete Projects		364,456	Category 12 Funds - TxDOT	20,000,000
	\$	46,079,737	Interest Income	36,433
				\$ 46,124,680

		Det	ail of Co	onstructio	n Cost	S						
			BU	DGET						ACTUAL		
Project Bond Issue Costs ROW Acquisition Northwest Loop 363 Improvements		Original Budget		Adjustments to Original Budget		Adjusted Budgeted		otal Costs ncurred & ncumbered	Estimated Costs to Complete		Total Designated Project Cost	
	* \$	320,163 383,567 45,384,517	\$	- -	\$	320,163 383,567 45,384,517	\$	311,653 346,773 45,056,855	\$	- 36,794 327,662	\$	311,653 383,567 45,384,517
	\$	46,088,247	\$	-	\$	46,088,247	\$	45,715,281	\$	364,456	\$	46,079,737
							Re	maining (Nee	ded) I	Funds	\$	44,943

Note (1): Encumbered amounts are included in total construction in progress due to the obligation of funds by contract(s) or purchase order(s).

* Project Final

** Substantially Complete

CITY OF TEMPLE, TEXAS SCHEDULE OF CAPITAL PROJECTS BOND PROCEEDS & RELATED EXPENDITURES TAXABLE COMBINATION TAX & REVENUE CERTIFICATES OF OBLIGATION BONDS 2012 - CAPITAL PROJECTS BOND FUND 365 For the period beginning November 15, 2012 and ending December 31, 2013

Expenditures			Revenue & Bond Proceeds
Construction in Progress			
Expenditures	\$	3,211,463	Original Issue - Taxable Combination Tax & Revenue \$ 4,645,000
Encumbrances as of 12/31/13	(1)	3,757	Certificates of Obligation Bonds, Series 2012
Estimated Costs to Complete Projects		435,488	Net Offering Premium 70,80
	\$	3,650,707	Interest Income 3,97
			\$ 4,719,77

			BUDGET		ACTUAL						
Project		Driginal Budget	ljustments Original Budget		Adjusted Budgeted	h	otal Costs ncurred & ncumbered	(stimated Costs to omplete		Total esignated oject Cost
Bond Issue Costs	*	\$ 112,657	\$ -	\$	112,657	\$	105,447	\$	-	\$	105,447
Completed Projects - Prior to FY 2014	*	-	193,316		193,316		193,316		-		193,316
Land	_	4,603,147	 (193,316)		4,409,831		2,916,457		435,488		3,351,944
		\$ 4,715,804	\$ -	\$	4,715,804	\$	3,215,220	\$	435,488	\$	3,650,707

Note (1): Encumbered amounts are included in total construction in progress due to the obligation of funds by contract(s) or purchase order(s).

* Project Final

** Substantially Complete

CITY OF TEMPLE, TEXAS SCHEDULE OF CAPITAL PROJECTS BOND PROCEEDS & RELATED EXPENDITURES COMBINATION TAX & REVENUE CERTIFICATES OF OBLIGATION BONDS 2012 - CAPITAL PROJECTS BOND FUND 365 For the period beginning November 15, 2012 and ending September 30, 2013

Expenditures			Revenue & Bond Proceeds
Construction in Progress			
Expenditures	\$	4,866,028	Original Issue - Combination Tax & Revenue Certificates of \$ 9,420,0
Encumbrances as of 12/31/13	(1)	2,329,721	Obligation Bonds, Series 2012
Estimated Costs to Complete Projects		1,733,451	Net Offering Premium 208,5
	\$	8,929,200	Transfer In - Street Perimeter Fees 112,6
			Transfer In - Street Perimeter Fees (Hogan Road) 77,6
			Interest Income 7,9

			Dotan o	f Construct	0010						
	Γ		BU	DGET				AC	TUAL		
Project		Original Budget	to O	stments riginal udget	djusted udgeted	Inc	tal Costs curred & umbered	Estimated Costs to Complete		Total Designated Project Cos	
Bond Issue Costs	* 9	\$ 100,000	\$	129,684	\$ 229,684	\$	217,470	\$	-	\$	217,470
CIP Management Personnel Cost		-		46,873	46,873		70,138		86,945		157,083
Completed Projects - Prior to FY 2014	*	-		21,424	21,424		21,424		-		21,424
Signal - S 5th @ FM 93		250,000		(67,688)	182,312		129,307		5,000		134,307
Signal - West Adams @ Westfield Boulevard		250,000		(66,300)	183,700		131,835		3,000		134,835
Signal - SH 317 @ FM 2483		250,000		-	250,000		-		250,000		250,000
Signal- SH 317 @ Prairie View Road		250,000		-	250,000		-		250,000		250,000
Signal Communication Equipment		300,000		-	300,000		286,283		13,717		300,000
Maintenance		3,800,000		-	3,800,000		3,800,000		-		3,800,000
Hogan Road Improvements		77,650		-	77,650		-		77,650		77,650
Western Hills Roadway Improvements		1,455,437	(1	,036,266)	419,171		419,171		-		419,171
Westfield Boulevard Improvements		1,622,406		203,030	1,825,436		1,559,343		266,092		1,825,435
S. Pea Ridge Road Improvements		1,161,845		88,155	1,250,000		88,348		481,047		569,395
Prairie View Road Improvements		300,000		132,600	432,600		432,600		-		432,600
South 23rd Street		-		39,830	39,830		39,830		300,000		339,830
Contingency		-		510,170	510,170		-		-		-
Grant Match - Application		-		550,000	550,000		-		-		-
Grant Match - Canceled	_	-		(550,000)	 (550,000)		-		-		-
	\$	9,818,850	\$	-	\$ 9,818,850	\$	7,195,749	\$	1,733,451	\$	8,929,200

Remaining (Needed) Funds \$ 897,612

Note (1): Encumbered amounts are included in total construction in progress due to the obligation of funds by contract(s) or purchasing order(s).

9,826,812

\$

CITY OF TEMPLE, TEXAS SCHEDULE OF CAPITAL PROJECTS BOND PROCEEDS & RELATED EXPENDITURES LIMITED TAX NOTES 2013 - CAPITAL PROJECTS BOND FUND 351 For the period beginning August 8, 2013 and ending December 31, 2013

Expenditures			Revenue & Bond Pro	ceeds
Construction in Progress				
Expenditures		\$ 5,816,789	Original Issue {August 2013}	\$ 5,710,00
Encumbrances as of 12/31/13	(1)	469,465	Net Offering Premium	106,27
Estimated Costs to Complete Projects	_	52,031	Grant Revenue	533,39
	_	\$ 6,338,285	Interest Income	69
	_			\$ 6,350,36

	BUDGET								ACTUAL						
Project		Original Budget		Adjustments to Original Budget		Adjusted Budgeted		Total Costs Incurred & Encumbered		Estimated Costs to Complete		Total Designated Project Cost			
Bond Issue Costs	*	\$	117,132	\$	-	\$	117,132	\$	105,748	\$	-	\$	105,748		
Recycling Containers	*		740,279		29,612		769,891		769,890		-		769,890		
Compressed Natural Gas (CNG) Vehicles			3,777,186		-		3,777,186		3,771,023		6,163		3,777,186		
Compressed Natural Gas (CNG) Fueling Station			1,715,072		(29,612)		1,685,460		1,639,592		45,868		1,685,460		
		\$	6,349,669	\$	-	\$	6,349,669	\$	6,286,254	\$	52,031	\$	6,338,285		

Note (1): Encumbered amounts are included in total construction in progress due to the obligation of funds by contract(s) or purchase order(s).

* Project Final

** Substantially Complete

CITY OF TEMPLE, TEXAS SCHEDULE OF CAPITAL PROJECTS BOND PROCEEDS & RELATED EXPENDITURES COMBINATION TAX & REVENUE CERTIFICATES OF OBLIGATION BONDS 2013 - CAPITAL PROJECTS BOND FUND - 795 For the period beginning August 8, 2013 and ending December 31, 2013

Expenditures			Revenue & Bond P	roceeds
Construction in Progress				
Expenditures	\$	532,598	Original Issue {August 2013}	\$ 25,260,00
Encumbrances as of 12/31/13	(1)	2,802,596	Net Offering Premium/Discount	53,03
Estimated Costs to Complete Projects		21,919,655	Interest Income	9,57
	\$	25,254,849		\$ 25,322,60

	Det	ail of Construction	00313						
		BUDGET			ACTUAL				
Project	Original Budget	Adjustments to Original Budget	Adjusted Budgeted	Total Costs Incurred & Encumbered	Estimated Costs to Complete	Total Designated Project Cost			
Bond Issue Costs	* \$ 120,000	\$ (15,305)	\$ 104,695	\$ 99.849	\$ -	\$ 99,849			
Research Parkway (IH-35 to Wendland Ultimate)	2,705,000	¢ (.0,000)	2,705,000	919,366	¢ 1.785.634	2,705,000			
Research Parkway (Wendland to McLane Pkwy)	5,960,000	-	5,960,000	546,395	5,413,605	5,960,000			
Bioscience Trail Connection to Airport	750,000	-	750.000	93.700	656,300	750,000			
McLane Pkwy / Research Pkwy Connection	710,000	-	710,000	366,935	343,065	710,000			
Research Pkwy (McLane Pkwy to Cen Pt Pkwy)	1.500.000	-	1.500.000	398,259	1.101.741	1.500.000			
Bioscience Trail Amenities	1,750,000	-	1,750,000	235,100	1,514,900	1,750,000			
Synergy Park Entry Enhancement	500,000	-	500,000		500,000	500,000			
Lorraine Drive / Panda Drive Asphalt	610,000	-	610,000	-	610,000	610,000			
Santa Fe Plaza	300,000	-	300,000	-	300,000	300,000			
Downtown Master Plan	125,000	-	125,000	105,500	19,500	125,000			
Loop 363 Frontage (UPRR to 5th)	6,450,000	-	6,450,000	325,090	6,124,910	6,450,000			
Monumentation	520,000	-	520,000	-	520,000	520,000			
Avenue U - TMED Ave to 1st Street	1,275,000	-	1,275,000	-	1,275,000	1,275,000			
TMED Master Plan (Health Care Campus)	125,000	-	125,000	-	125,000	125,000			
TMED Master Plan & Throughfare Plan	55,000	-	55,000	-	55,000	55,000			
Friar's Creek Trail to Ave R Trail	500,000	-	500,000	75,000	425,000	500,000			
Fuel Farm Loop Roadway	110,000	-	110,000	10,000	100,000	110,000			
Airport Terminal Access Enhancements	115,000	-	115,000	15,000	100,000	115,000			
Airport Entry Landscaping & Signage	230,000	-	230,000	30,000	200,000	230,000			
NW Airport Parking & Entrance	865,000		865,000	115,000	750,000	865,000			
	\$ 25,275,000	\$ (15,305)	\$ 25,259,695	\$ 3,335,194	\$ 21,919,655	\$ 25,254,849			

Remaining (Needed) Funds \$ 67,756

Note (1): Encumbered amounts are included in total construction in progress due to the obligation of funds by contract(s) or purchase orders(s).

* Project Final

** Substantially Complete

Quarterly Financial Statements - for three months ended 12.31.2013

CITY OF TEMPLE, TEXAS SCHEDULE OF CAPITAL PROJECTS BOND PROCEEDS & RELATED EXPENDITURES UTILITY SYSTEM REVENUE BONDS, TAXABLE SERIES 2014 - FUND 562 For the period beginning September 13, 2013 and ending December 31, 2013

Expenditures			Revenue & Bond Proceeds
Construction in Progress			
Expenditures	\$	1,290,327	Original Issue {April 2014} (2) \$ 18,000,00
Encumbrances as of 12/31/13	(1)	409,550	Net Offering Premium/Discount -
Estimated Costs to Complete Projects		13,306,325	Interest Income
	\$	15,006,202	\$ 18,000,00

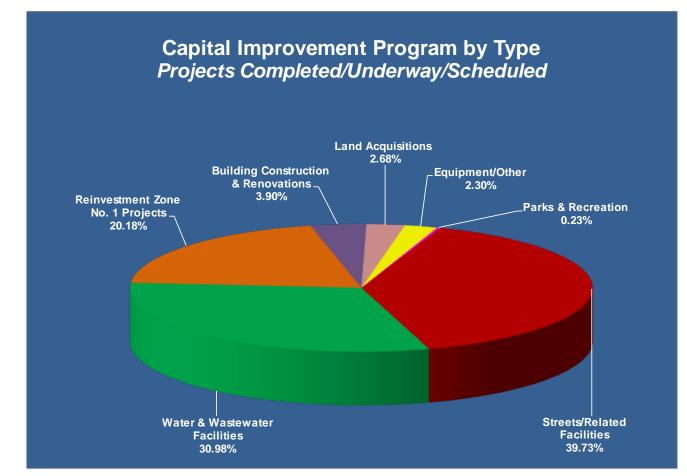
		BUDGET			ACTUAL	
Project	Original Budget	Adjustments to Original Budget	Adjusted Budgeted	Total Costs Incurred & Encumbered	Estimated Costs to Complete	Total Designated Project Cost
Bond Issue Costs	\$ 120,000	\$-	\$ 120,000	\$-	\$-	\$-
Temple-Belton WWTP Reclaimed Effluen	t Waterline:					
Phase I	1,953,800	-	1,953,800	354,476	1,599,324	1,953,800
Phase II	3,979,100	-	3,979,100	579,776	3,399,324	3,979,100
Phase III	9,349,200	-	9,349,200	749,876	6,044,205	6,794,081
ROW/Easements	915,750	-	915,750	15,750	900,000	915,750
Contingency	1,363,472		1,363,472		1,363,472	1,363,472
	\$ 17,681,322	\$-	\$ 17,681,322	\$ 1,699,877	\$ 13,306,325	\$ 15,006,202
				Remaining (Nee	ded) Funds	\$ 2,993,798

Note (1): Encumbered amounts are included in total construction in progress due to the obligation of funds by contract(s) or purchase orders(s). Note (2): Utility System Revenue Bonds, Taxable Series to be issued in April 2014.

* Project Final

** Substantially Complete

Streets/Related Facilities	\$ 71,502,685
Water & Wastewater Facilities	55,748,973
Reinvestment Zone No. 1 Projects	36,320,436
Building Construction & Renovations	7,023,657
Land Acquisitions	4,818,408
Equipment/Other	4,138,644
Parks & Recreation	 413,017
Total of Capital Improvement Projects Underway/Scheduled	\$ 179,965,820



Project	Project #	Funding	Acct#	Project Budget	Actual Commit / Spent	Status	Scheduled Completion
Repairs at TC Downtown Ctr	100738	BUDG-12	110-5924-519-6310	\$ 62,472	\$ 21,948	In Progress	Sep-14
HVAC Replacement	100750	BUDG-12	110-5924-519-6310	117,178	3,095	In Progress	Oct-14
Additional Parking at the Summit	100876	BUDG-14	110-5924-519-6310	50,000	13,250	Engineering	Aug-14
Burn Tower and Drill Ground Storage Building {Station 3}	100896	GO-09	363-2200-522-6851	2,871,250	362,675	Engineering	Nov-14
Depot Repairs	100915	Hotel/Motel	240-7000-551-2616	799,037	794,952	Construction	Jan-14
City Hall HVAC	100960	BUDG-13	110-5924-519-6310	11,231	-	Planning	TBD
CNG Fueling Station	100972	LTN-13	351-2300-540-6310	1,685,460	1,639,592	Construction	Feb-14
Airport Hangar Roof Repair	100998	BUDG-13	110-3634-560-6310	352,128	221,774	Construction	Mar-14
CNG Improvements for Fleet Services	100999	CO-08	361-2400-519-6807	640,000	484,470	Engineering	Apr-14
Replace Filter System, Pumps, and add Security	101023	BUDG-14	110-5900-560-6310	100,000	3,751	In Progress	TBD
Roof Replacements	101025	BUDG-14	110-5924-519-6310	45,285	-	Planning	TBD
General Building Painting and Repairs	101026	BUDG-14	110-5924-519-6310	50,000	-	Planning	TBD
Driveway Repair - Fire Station #4	101027	BUDG-14	110-5924-519-6310	12,000	-	Planning	TBD
Soffit Repair - Jeff Hamilton	101028	BUDG-14	110-5924-519-6310	12,000	-	Planning	TBD
Hawn Hotel Work - securing doors/windows, repair arge hole in wall, pump water out of pool, and replace windows with plexi-glass	101029	BUDG-14	110-5924-519-6310	15,000	-	Planning	TBD
mprovements @ Fire Station #4 - restripe parking lot, paint, re-level/surface bay floors, and add station sign	101030	BUDG-14	110-5924-519-6310	37,500	-	Planning	TBD
Painting - 2nd Floor Library	101038	BUDG-14	110-5940-555-6310	21,700	-	Planning	TBD
Replace Roof - Mayborn Center	101057	BUDG-14	240-4400-551-6310	130,000	-	Planning	TBD
AC Units - Doshier	101100	BUDG-U	520-5521-535-6310	11,416	11,020	Complete	Oct-13
Total Building Construction & Ren	ovation	s		\$ 7,023,657	\$ 3,556,527		
FASTER Fleet Maintenance Software Program	100878	BUDG-13	110-5938-519-6221	150,000	-	Planning	TBD
SunGard H.T.E. Community Development Upgrade Planning/Construction Safety}	100888	BUDG-13	110-1700-519-6221 351-1900-519-6218	154,000	150,588	Ordered	Jun-14
Replace 10 Marked Units	100889	BUDG-13	110-2031-521-6213	413,160	412,786	Complete	Nov-13
ight Replacement	100977	Hotel/Motel	240-4400-551-6211	27,100	16,019	Ordered	Feb-14
light Optics - Thermal Camera	100981	GRANT	260-2000-521-6211	7,864	-	Planning	TBD
WWTP - SCADA	100992	UR-10	561-5500-535-6944	300,000	-	Planning	TBD
ruck for New Code Enforcement Position ***Addition o Fleet***	101024	BUDG-14	110-5900-524-6213	22,500	-	Planning	TBD
Jpgrade to 12-LEAD Defibrillators	101031	BUDG-14	110-5900-522-6211	28,000	-	Planning	TBD
Bar Code Interfacing for Fleet Maintenance Software	101032	BUDG-14	110-5938-519-6221	10,000	-	Planning	TBD
Honda CNG Civic - Replacing Asset #11286	101033	BUDG-14	110-5938-519-6213	27,140	-	Planning	TBD
Data Backup System	101034	BUDG-14	110-5919-519-6218	50,000	38,006	In Progress	Jun-14

Project	Project #	Funding	Acct #	Project Budget	Actual Commit / Spent	Status	Scheduled Completion
Upgrade Document Management System (Questys)	101036	BUDG-14	110-5919-519-6221	\$ 30,000	\$-	Planning	TBD
Replace Chevrolet Lumina - Asset #9781	101037	BUDG-14	110-5919-519-6213	22,500	-	Planning	TBD
Replace Hustler Mower - Asset #12804	101039	BUDG-14	110-5935-552-6222	11,992	11,992	Ordered	Feb-14
Replace Backhoe - Asset #11468	101040	BUDG-14	110-5935-552-6220	96,000	95,647	Ordered	Feb-14
Trailer (Low Boy) ***Addition to Fleet***	101041	BUDG-14	110-5935-552-6211	18,508	9,746	Ordered	Feb-14
Replace Chevrolet 1500 Pickup w/Alternative Fuel	101043	BUDG-14	110-5935-552-6213	30,000	-	Planning	TBD
Vehicle - Asset #9941 Replace Ford F-250 Pickup w/Alternative Fuel Vehicle	- 101044	BUDG-14	110-5935-552-6213	37,000	-	Planning	TBD
Asset #10245 Replace 10 Marked Units - FY 2014	101045	BUDG-14	110-2031-521-6213	440,000	-	Planning	TBD
Replace 4 Unmarked Unites	101046	BUDG-14	110-5900-521-6213	86,000	-	Planning	TBD
Replace 3 BMW Motorcycles	101047	BUDG-14	110-5900-521-6213	88,875	-	Planning	TBD
Replace 1997 Windstar with SUV - Asset #10359	101048	BUDG-14	110-5900-521-6213	24,900	24,900	Complete	Oct-13
L3 Camera Server Upgrade	101049	BUDG-14	110-5900-521-6218	8,500	-	Planning	TBD
L3 Camera for Intox Room	101050	BUDG-14	110-5900-521-6211	6,600	-	Planning	TBD
Replace Frontload Container Service Truck - Asset	101051	BUDG-14	110-5900-540-6222	52,500	-	Planning	TBD
#10244 Ford Focus Hatchback *** Addition to Fleet ***	101052	BUDG-14	110-5900-540-6213	17,000	-	Planning	TBD
Replace 1988 Pneumatic Roller - Asset #7790	101053	BUDG-14	110-5900-531-6220	89,000	85,967	Complete	Nov-13
Trailer ***Addition to Fleet***	101054	BUDG-14	110-5900-531-6211	17,500	17,459	Complete	Nov-13
Conflict Monitor Tester	101056	BUDG-14	110-5900-532-6211	12,000	9,770	Complete	Nov-13
Batwing Mower ***Addition to Fleet***	101058	BUDG-14	292-2922-534-6222	82,596	82,525	Complete	Nov-13
Replace Dixie Mower - Asset #12179	101059	BUDG-14	292-2923-534-6222 292-2922-534-6222	10,904	10,903	Complete	Dec-13
Replace Elliptical Body on Asset #10942	101060	BUDG-14	292-2923-534-6222 292-2921-534-6211	14,094	-	Planning	TBD
Replace Backhoe - Asset #10452	101061	BUDG-14	292-2922-534-6211 292-2922-534-6220	96,000	95,647	Ordered	Feb-14
Replace 3/4 Ton Truck with 1/2 Ton Truck - Asset	101062	BUDG-14	292-2923-534-6220 292-2921-534-6213	22,500	-	Planning	TBD
#11473			292-2922-534-6213 292-2923-534-6213			0	
Replace Camera Van (\$44,000), Computer Equipment for Van (\$5,500), and Special Equipment/Instruments for Van (\$140,600)	101065	BUDG-U	520-5440-535-6211 520-5440-535-6213 520-5451-535-6211 520-5451-535-6213	190,100	180,485	Ordered	May-14
[2] Trailers for Sludge Disposal ***Addition to Fleet**	* 101069	BUDG-U	520-5521-535-6211	24,220	23,820	Complete	Nov-13
Replace 2006 F-350 Truck - Asset #12345	101070	BUDG-U	520-5251-535-6213	36,000	-	Planning	TBD
Man Lift ***Addition to Fleet***	101072	BUDG-U	520-5122-535-6211	10,000	7,393	Ordered	Jan-14
WTP - Upgrade Existing Cable Trays and Wiring to Accommodate Additional SCADA Capacity, Control Capabilities, and Programming Modifications	101074	BUDG-U	520-5122-535-6218	72,650	-	Planning	TBD
WTP - New Security Camera and System	101075	BUDG-U	520-5121-535-6211	150,000	-	Planning	TBD
Replace Crane Truck (\$78,000) and Valve Machine (\$22,000) - Asset #11197	101076	BUDG-U	520-5122-535-6222	100,000	17,338	Planning	TBD
WTP Replace Vehicle #11885	101092	BUDG-U	520-5110-535-6213	19,052	19,052	Ordered	Jan-14
Commercial Refuse Truck - Replace Asset #11604	101093	LTN-13	351-2300-540-6222	280,000	271,783	Ordered	May-14

CITY OF TEMPLE, TEXAS
CAPITAL IMPROVEMENT PROGRAM-PROJECTS UNDERWAY/SCHEDULED - DETAIL
December 31, 2013

Project	Project#	Funding	Acct#	Pr	oject Budget	Actual Commit/Spent	Status	Scheduled Completion
Potholing Machine	101095	BUDG-U	520-5452-535-6222	\$	24,052	\$ 24,051	Complete	Oct-13
Top Dresser	101096	BUDG-13	110-3120-551-6222		14,260	14,259	Complete	Nov-13
ift for Asset #11987	101098	LTN-13	351-2300-540-6310		24,000	23,814	Complete	Nov-13
Zero Turn Mower	101105	BUDG-14	110-3120-551-6222		12,954	12,954	Complete	Dec-13
65 Electric Golf Carts, 1 Gas Beverage Cart, 1 Gas Jtility Cart	101114	BUDG-14	110-3110-551-6213		420,121	420,121	Complete	Dec-13
Bucket for John Deere Tractor	101118	BUDG-14	110-5935-552-6211		5,706	-	Planning	TBD
Total Equipment / Other	I	I		\$	4,138,644	\$ 2,260,064		
andfill Expansion	100197	DESCAP Taxable CO- 12	351-2300-540-6110 365-2300-540-6110		4,588,148	3,094,773	In Progress	Mar-14
Kegley Road ROW Acquisition	100346	ROW ESCROW	351-3400-531-6110		189,180	9,340	Planning	TBD
504 West Ave O	101116	Seized Funds	110-2031-521-6231		41,080	41,080	Complete	Nov-13
Temple-Belton WWTP Reclaimed Effluent Waterline - ROW/Easements	101097	UR-14	562-5200-535-6947		854,428	15,750	In Progress	Oct-14
Total Land Acquisitions				\$	5,672,836	\$ 3,160,943		•
Repair FM 2305 Hike & Bike Trail	100763	BUDG-12	110-5935-552-6310		50,000	50,000	Complete	Nov-13
New Playground and Shade - Northwest Hills Park	101042	BUDG-14	110-5935-552-6310 351-3500-552-6310		58,296	58,295	Construction	May-14
Park Improvements - MKL Jr. Park	101080	GRANT	260-6100-571-6516		9,865	-	Planning	TBD
New Playground and Shade - South Temple Park	101099	BUDG-14	110-3500-552-6332		89,355	89,354	Construction	May-14
Park Improvements - Freedom Park	101103	BUDG-14	110-3500-552-6332		48,362	48,361	Construction	May-14
Parks Deferred Maintenance	350009	DESCAP	351-3500-552-2311 351-3500-552-2324		157,139	96,198	Planning	TBD
Total Parks & Recreation				\$	413,017	\$ 342,208		
Southeast Industrial Park {Engineering Only}	100258	RZ	795-9700-531-6828 795-9500-531-6317		265,200	265,200	Engineering	Jun-15
Friar's Creek Trail Phase Ⅱ - 5th Street to Scott & White 3lvd	100585	RZ GRANT CO-08	795-9500-531-6552 795-9600-531-6552 795-9700-531-6552 260-1100-552-6316 361-3400-531-6834		2,011,709	1,987,656	Construction	Feb-14
IMED - 1st Street at Temple College {STEP-Grant Match}	100629	RZ	795-9500-531-6550		500,000	499,628	Construction	Apr-14
Northwest Loop 363 Improvements {PTF}	100681	RZ	795-9500-531-2587 795-9500-531-2588 795-9700-531-2587 795-9700-531-2588		930,000	930,000	Construction	Dec-14
Rail Maintenance	100692	RZ	795-9500-531-6514		324,521	112,722	In Progress	TBD
Road/Sign Maintenance	100693	RZ	795-9500-531-6317		408,574	168,728	In Progress	TBD
Pepper Creek Trail Connection to Scott & White	100695	RZ	795-9500-531-6554		730,000	726,883	Construction	Feb-14
Avenue R {West of 25th Street to East of 19th Street}	100696	RZ	795-9500-531-6553		2,050,000	179,650	Engineering	Mar-15
Rail Safety Zone - Downtown Improvements	100697	RZ	795-9500-531-2539 795-9500-531-6528		453,370	130,002	Engineering	Jan-15
ot Identification & Signage	100698	RZ	795-9500-531-2539 795-9500-531-6528		438,685	438,685	Construction	Mar-14
TMED - 1st Street @ Loop 363 {Design Only}	100700	RZ	795-9500-531-6551		473,800	452,780	Engineering	Nov-15
Ave U - Scott & White to 1st/13th- 17th {Design Only}	100718	RZ	795-9500-531-6555		350,000	361,150	Engineering	Apr-16
Bioscience Rd & Utility Improvements	100867	RZ	795-9500-531-6560		800,000	112,840	On Hold	TBD
Santa Fe Plaza Plan	100968	RZ	795-9500-531-6110		51,784	48,146	In Progress	TBD
Pepper Creek Reg Detention Pond	100994	RZ	795-9500-531-6562 795-9500-531-2616		850,000	48,841	On Hold	TBD

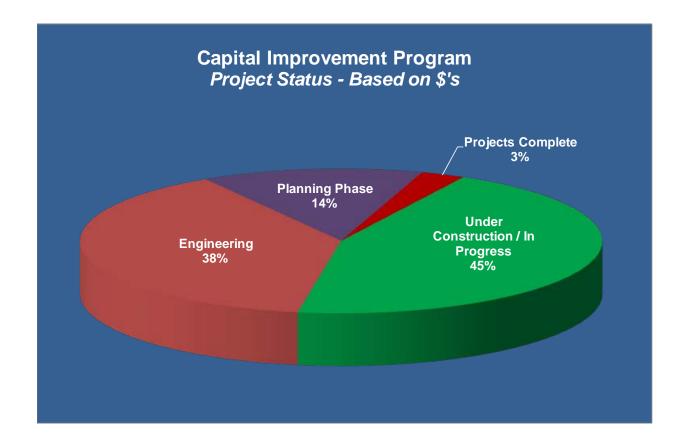
Project	Project #	Funding	Acct #	Project Budget	Actual Commit/Spent	Status	Scheduled Completion
Northern "Y" Rail - Phase I	100996	RZ	795-9500-531-6563	\$ 200,000	\$ -	Planning	TBD
Trans Load Grading	100997	RZ	795-9500-531-6563	185,000	-	Planning	TBD
Temple Industrial Park - Research Pkwy {IH35 to Wendland Ultimate - Design & ROW Only}	101000	RZ	795-9800-531-6863	2,705,000	919,366	Engineering	Nov-14
Temple Industrial Park - Research Pkwy {Wendland to McLane Pkwy - Design & ROW Only}	101001	RZ	795-9800-531-6864	5,960,000	546,395	Engineering	Nov-14
Corporate Campus Park - Bioscience Trail Connection to Airport	101002	RZ	795-9800-531-6865	750,000	93,700	Engineering	Mar-15
Corporate Campus Park - McLane Pkwy/Research Pkwy Connection {Design Only}	101003	RZ	795-9800-531-6866	710,000	366,935	Engineering	May-14
Corporate Campus Park - Research Pkwy {McLane Pkwy to Cen Pt Pkwy - Design Only}	101004	RZ	795-9800-531-6881	1,500,000	398,259	Engineering	Nov-14
Bioscience Park - Tail Landscaping, Irrigation and Lights {Pepper Creek Trail}	101005	RZ	795-9800-531-6867	1,750,000	235,100	Engineering	May-15
Synergy Park - Entry Enhancement	101006	RZ	795-9800-531-6868	500,000	-	Planning	TBD
Synergy Park - Lorraine Drive/Panda Drive Asphalt	101007	RZ	795-9800-531-6869	610,000	-	Planning	TBD
Downtown - Santa Fe Plaza	101008	RZ	795-9800-531-6870	300,000	-	Planning	TBD
Downtown - Master Plan	101009	RZ	795-9800-531-6871	125,000	105,500	Engineering	Jan-14
TMED - Loop 363 Frontage (UPRR to 5th TRZ Portion)	101010	RZ	795-9800-531-6872	6,450,000	325,090	Engineering	Jul-16
TMED - Monumentation (4)	101011	RZ	795-9800-531-6873	520,000	-	Planning	TBD
TMED - Avenue U Ave to 1st	101012	RZ	795-9800-531-6874	1,275,000	-	Engineering	Apr-16
TMED - Master Plan (Health Care Campus)	101013	RZ	795-9800-531-6875	125,000	-	Planning	TBD
TMED - Master Plan & Thoroughfare Plan	101014	RZ	795-9800-531-6875	55,000	-	Planning	TBD
TMED - Friar's Creek Trail to Ave R Trail	101015	RZ	795-9800-531-6876	500,000	75,000	Engineering	Mar-15
Airport Park - Fuel Farm Loop Roadway	101016	RZ	795-9800-531-6877	110,000	10,000	Engineering	Mar-15
Airport Park - Airport Terminal Access Enhancements	101017	RZ	795-9800-531-6878	115,000	15,000	Engineering	Mar-15
Airport Park - Airport Entry Landscaping & Signage	101018	RZ	795-9800-531-6879	230,000	30,000	Engineering	Mar-15
Airport Park - NW Airport Parking & Entrance	101019	RZ	795-9800-531-6880	865,000	115,000	Engineering	Mar-15
Airport Park - Airport Entry & Sign Improvements	101021	RZ	795-9500-531-6558 110-3633-560-6310	142,793	142,793	Complete	Dec-13
Total Reinvestment Zone No. 1 F	rojects			\$ 36,320,436	\$ 9,841,048		
Tarver Road Extension to Old Waco {Design Only}	100392	CO-08	361-3400-531-6847	155,780	155,780	On Hold	TBD
Traffic Signal-5th & FM 93	100504	CO-06 CO-12	361-2800-532-6810 365-2800-532-6810	197,649	144,645	Complete	Dec-13
1st Street Sidewalk Ave F - M	100623	CDBG	260-6100-571-6315	688,796	460,831	Construction	Sep-14
TMED - 1st Street at Temple College {STEP-Grant Match}	100629	CO-08 GRANT	361-2800-532-6810 260-3500-552-6316	2,607,019	2,603,735	Construction	Apr-14
Northwest Loop 363 Improvements {PTF} - (\$20,000,000 Category 12)	100681	CO-08 TxDOT/PTF Bonds	361-3400-531-2588 261-3400-531-2587 261-3400-531-2588	49,777,671	47,558,018	Construction	Dec-14
Runway Reconstruction 02/20 - Phase I	100716	GRANT	260-3600-560-6524	8,685,534	1,171,209	Engineering	May-14
Traffic Signal - FM 2483 & SH 317	100926	CO-08 CO-12	361-2800-532-6810 365-2800-532-6810	266,500	16,500	On Hold	TBD
D'Antonie's Crossing Subdivision- Sidewalks	100943	DESCAP	351-3400-531-6315	60,195	60,195	Cost Sharing Agreement Authorized	TBD

Project	Project#	Funding	Acct #	Project Budget	Actual Commit/Spent	Status	Scheduled Completion
Hogan Road Improvements {Street Perimeter Fees}	100952	CO-12	365-3400-531-6858	\$ 77,650	\$ -	Planning	TBD
Overlay {Maintenance}	100955	CO-12	365-3400-531-6527	3,800,000	3,800,000	In Progress	Jan-14
Traffic Signal - FM 2305 and Westfield	100956	CO-08 CO-12	361-2800-532-6810 365-2800-532-6810	198,400	146,535	Construction	Jan-14
Traffic Signal - Prairie View and FM 317	100957	CO-08 CO-12	361-2800-532-6810 365-2800-532-6810	254,500	4,500	On Hold	TBD
Western Hills Roadway Improvements {Design Only}	100967	CO-12	365-3400-531-6858	419,171	419,171	Engineering	Feb-14
Westfield Boulevard	100970	CO-12	365-3400-531-6859	1,825,436	1,559,343	Construction	Jul-14
South Pea Ridge Road	100971	CO-12	365-3400-531-6860	1,250,000	88,348	Engineering	Jun-14
Signal Communication Equipment	100983	CO-12	365-2800-532-6861	300,000	286,283	In Progress	Jan-14
Prairie View Road Improvements {Design Only}	100984	CO-12	365-3400-531-6862	432,600	432,600	Engineering	Sep-14
Upgrade {2} School Zone Locations - S. Pea Ridge and Tarver {Pirtle Elementary School}	101055	BUDG-14	110-2840-532-6323	36,000	-	Planning	TBD
Gateway Monument Sign	101091	GRANT	110-3432-531-6310	190,000	-	Planning	TBD
S. 23rd Street Extension	101107	CO-12	365-3400-531-6882	39,830	39,830	Engineering	Dec-14
Total Streets / Related Facilit	ies			\$ 71,262,731	\$ 58,947,523		
SH 317 Water Line Relocation from FM2305 to FM439 as part of TxDOT SH 317 Road Improvement Project	100223	UR-08	561-5200-535-6907	328,540	328,540	Engineering	On Hold
South Temple Water System Improvements: Pipeline, Storage Tank, and Pump Station	100333	UR-08	561-5200-535-6909	885,547	885,547	Engineering	Apr-15
Utilities Relocation - Tarver to Old Waco	100391	UR-08	561-5200-535-6936	34,000	34,000	On Hold	TBD
Ranch At Woodland - Utility Extension	100476	Util-RE	520-5900-535-6366	11,730	11,730	Cost Sharing Agreement Authorized	TBD
Temple Belton Regional Sewerage System-Land & Design (75%)	100584	UR-10	561-5500-535-6938	1,464,324	1,026,122	Engineering	TBD
Water Line Replacement - Charter Oaks	100608	UR-10	561-5200-535-6939	2,869,144	2,019,143	Engineering	May-14
Utilities Relocation - Northwest Loop 363 Improvements	100681	UR-08	561-5200-535-6940	2,192,502	2,192,502	Complete	Mar-13
I-35 Utility Relocation Project {North Loop 363 to Northern Temple City Limits - Engineering Only}	100682	TxDOT	520-5900-535-6618	193,240	193,240	Engineering	Jun-15
I-35 Utility Relocation Project {South Loop 363 to Nugent-Engineering Only}	100687	TxDOT	520-5900-535-6618	557,690	492,690	Engineering	TBD
I-35 Utility Relocation Project {Nugent to North Loop 363-Engineering Only}	100688	TxDOT	520-5900-535-6618	467,190	402,190	Engineering	TBD
Williamson Creek Lift Station Improvements	100799	BUDG-U	520-5521-535-6310 561-5400-535-6905	528,054	482,554	Construction	Apr-14
Friar's Creek Lift Station	100805	Util-RE	520-5900-535-6611	783,836	783,835	Complete	Oct-13
Leon River Interceptor	100851	UR-10	561-5400-535-6941	1,122,880	781,730	Engineering	May-14
In-House Sewer - W Ave D-RR; S 25th - S 29th	100907	BUDG-U	520-5460-535-6359	93,500	48,080	Complete	Nov-13
Water Line Improvement Projects	100909	BUDG-U	520-5260-535-6357	500,000	41,125	Engineering	Sep-14
Replace Filter Backwash and High Service Valve Actuators	100912	BUDG-U	520-5122-535-6310	170,421	170,421	Engineering	May-14
Repair and Replace Pumps, Drives and Valves	100913	BUDG-U	520-5122-535-6310	110,204	96,798	Complete	Dec-13
Highland Park Subdivision Utility Extension	100932	Util-RE	520-5900-535-6368	374,850	374,850	Cost Sharing Agreement Authorized	TBD
WTP - Generator Project {Phase 2B}	100933	UR-10	561-5100-535-6906	2,503,751	2,503,750	Complete	Nov-13
Western Hills Utility Improvements {Design Only}	100967	Util-RE	520-5900-535-6521	239,954	239,954	Engineering	Feb-14
Westfield Boulevard - Utility Improvements	100970	Util-RE	520-5900-535-6368	52,196	52,196	Construction	Jul-14

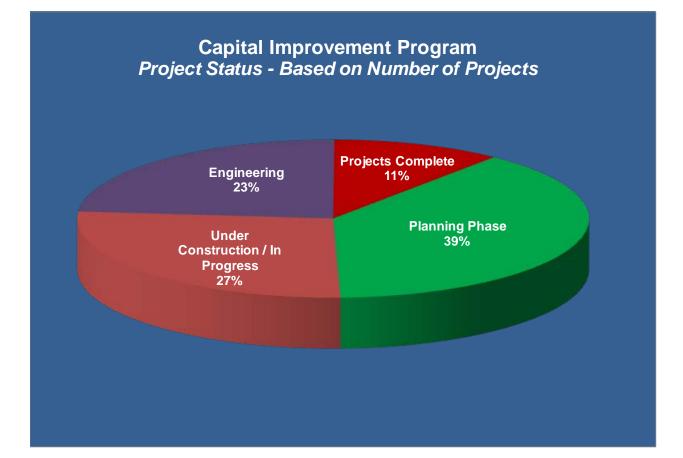
Project	Project #	Funding	Acct #	Project Budget	Actual Commit/Spent	Status	Scheduled Completion
Bird Creek - Phase 3	100980	UR-10	561-5400-535-6925	\$ 1,640,995	\$ 1,269,432	Construction	Mar-14
Wastewater Line Replacement - Lengefeld	100985	UR-10	561-5400-535-6943	200,000	21,350	Engineering	Aug-14
N Loop 363 / IH35 Utility Improvements	100986	Util-RE	520-5900-535-6521 520-5900-535-6110	2,661,199	303,412	Engineering	Jul-14
IH-35 Valve Improvements	100987	UR-10	561-5200-535-6946	200,000	-	Planning	TBD
WTP - Backwash Tank Rehab	100988	UR-10	561-5100-535-6904	450,000	242,187	Engineering	Feb-14
Water Line Improvement - Pin Oak	100989	UR-10	561-5200-535-6942	500,000	242,859	Engineering	Aug-14
Rplc Hickory LS Pump	100991	UR-10	561-5400-535-6905	300,000	51,083	Engineering	Jun-14
WWTP - Doshier RAS Pump Replacement	100993	UR-10	561-5500-535-6945	300,000	43,505	Engineering	Jul-14
Approach Mains - FY 2014	101063	BUDG-U	520-5000-535-6369	100,000	-	Planning	TBD
Utility Improvements (Greenfield Development) - FY 2014	101064	BUDG-U	520-5000-535-6370	400,000	-	Planning	TBD
In-House Sewer: W Central - W Ave D; S 29th - S 31st	101066	BUDG-U	520-5460-535-6359	95,000	965	Construction	Mar-14
In-House Sewer: N 7th - N 9th; W French - W Downs	101067	BUDG-U	520-5460-535-6359	125,000	-	Planning	Jul-14
In-House Sewer: N 27th by HEB	101068	BUDG-U	520-5460-535-6359	107,500	-	Planning	Nov-14
Repair and Replace Pumps, Drives and Valves - FY 2014	101071	BUDG-U	520-5122-535-6310	120,000	4,250	Planning	TBD
Replacement Parts for Membrane Plant	101073	BUDG-U	520-5122-535-6211	100,000	-	Planning	TBD
Replacement Membrane Modules	101077	BUDG-U	520-5121-535-6310	314,150	310,580	Complete	Nov-13
Replacement of Generator Engine - Ave O G Pump Station	101078	BUDG-U	520-5123-535-6211	45,000	-	Planning	TBD
Leon River Trunk Sewer, LS and FM - Phase I	101081	UR-14	561-5400-535-6941	2,800,000	-	Planning	TBD
Water Line Replacement - along Lamar from 7th Street to Nugent Tank	101082	UR-14	561-5200-535-6949	800,000	-	Planning	Dec-14
Wastewater Line Replacement - between 10th and 12th Street from Central to Avenue D	101083	UR-14	To Be Assigned	350,000	-	Planning	TBD
Wastewater Line Extension - Westfield	101084	UR-14	561-5400-535-6948	580,000	291,170	Construction	Jul-14
Utilities Relocation - Western Hills	101085	UR-14	To Be Assigned	1,800,000	-	Planning	TBD
Temple-Belton WWTP Expansion - Value Engineering Review	101086	UR-14	561-5500-535-6938	750,000	-	Planning	Apr-14
WTP Rehabilitation Project #1	101087	UR-14	To Be Assigned	7,000,000	-	Planning	TBD
WTP Rehabilitation Project #2	101088	UR-14	To Be Assigned	1,000,000	-	Planning	TBD
Generator Design	101089	BUDG-U	520-5123-535-6310	250,000	-	Planning	TBD
Water Line Improvement Projects - FY 2014	101090	BUDG-U	520-5260-535-6357	1,111,270	-	Planning	TBD
Temple-Belton WWTP Reclaimed Effluent Waterline - Phase I	101097	UR-14	562-5200-535-6947	1,953,800	354,476	Engineering	Oct-14
Temple-Belton WWTP Reclaimed Effluent Waterline - Phase II	101097	UR-14	562-5200-535-6947	3,979,100	579,776	Engineering	Oct-14
Temple-Belton WWTP Reclaimed Effluent Waterline - Phase III	101097	UR-14	562-5200-535-6947	9,349,200	749,876	Engineering	Oct-14
WTP - Raw Water Intake Repairs	101106	Util-RE	520-5124-535-6310	17,242	17,242	Construction	Jun-14
WWTP - Doshier Influent Screw Pumps	101115	Util-RE	520-5521-535-6310	79,226	70,998	Construction	Mar-14
Wastewater Line Replacement - 1000 block of North 11th Street and King Avenue {Emergency Repair}	101117	BUDG-U	520-5460-535-6361	96,554	96,554	Construction	Feb-14
Hidden Villages Subdivision Utility Extension	520004	Util-RE	520-5900-535-6366	54,685	54,685	Cost Sharing Agreement Authorized	TBD

Project Hills of Westwood, Phase IV, Utility Extension	Project # 540003	Funding Util-RE	Acct # 520-5900-535-6368	Р \$	roject Budget 21,025	Actual Commit/Spent \$ 21,025	Status Cost Sharing Agreement Authorized	Scheduled Completion TBD
Total Water & Wastewater Fac	ilities			\$	55,134,499	\$ 17,886,424		
Total Capital Projects				\$	179,965,820	\$ 95,994,736		

Total Estimated Costs of City Funded Projects	\$179,965,820
Projects Complete	4,946,593
Planning Phase	24,723,529
Engineering	69,538,984
Under Construction / In Progress	\$ 80,756,714



Planning Phase	72
Under Construction / In Progress	50
Engineering	44
Projects Complete	20
Total Number of Capital Improvement Projects	186

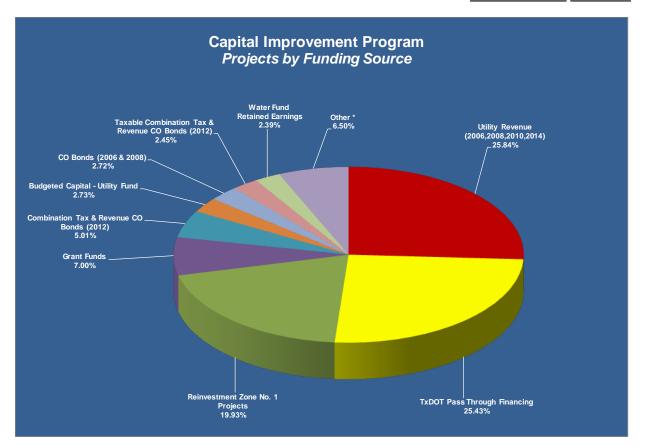


100.00%

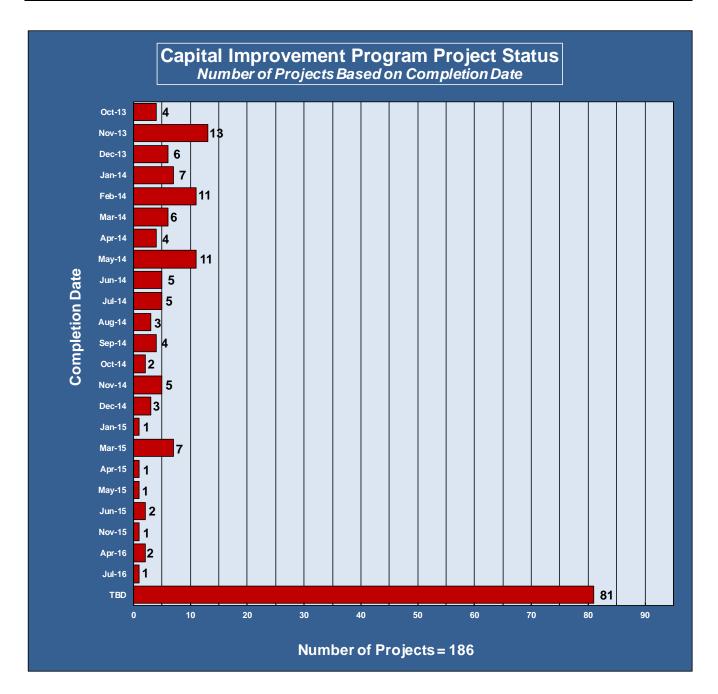
\$ 179,965,820

	 Total Dollars	% of Total
Utility Revenue (2006,2008,2010,2014)	\$ 46,508,211	25.84%
TxDOT Pass Through Financing	45,768,084	25.43%
Reinvestment Zone No. 1 Projects	35,873,727	19.93%
Grant Funds	12,591,723	7.00%
Combination Tax & Revenue Certificates of Obligation Bonds (2012)	9,010,699	5.01%
Budgeted Capital - Utility Fund	4,904,143	2.73%
Certificate of Obligation Bonds (2006 & 2008)	4,900,468	2.72%
Taxable Combination Tax & Revenue Certificates of Obligation Bonds (2012)	4,409,831	2.45%
Water Fund - Retained Earnings	4,295,943	2.39%
Budgeted Capital - General Fund *	3,991,317	2.22%
General Obligation Bonds (2009) - Fire *	2,871,250	1.60%
Limited Tax Notes (2013) *	2,170,256	1.21%
TxDOT Reimbursable Utility Agreements *	1,218,120	0.68%
Hotel-Motel Fund - Designated from Fund Balance *	826,137	0.49%
General Fund - Designated from Fund Balance/Other *	625,911	0.30%

Total Capital Improvement Projects {by funding source}

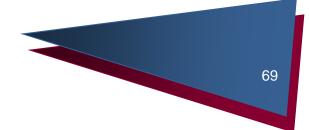


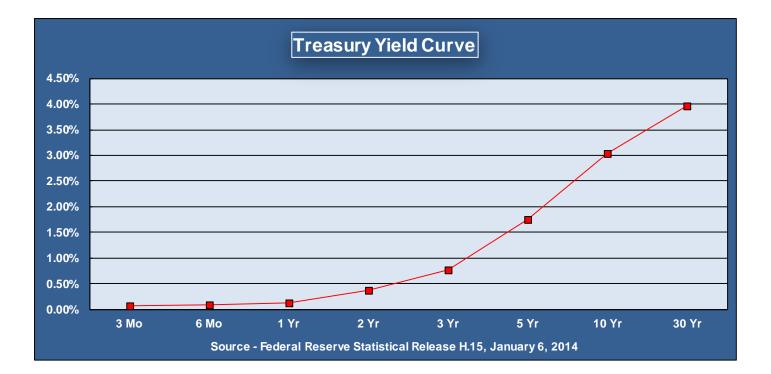
*Funding source is reflected in "other" on graph

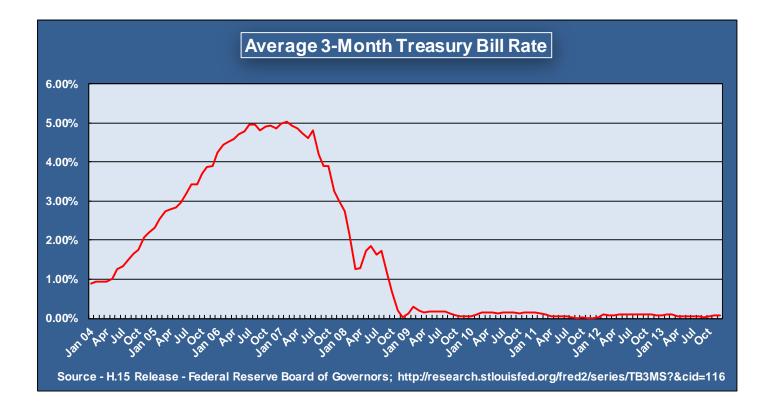




The Public Funds Investment Act, Chapter 2256 of the Texas Government Code, requires the investment officer to prepare and submit a written report of investments to the governing body of the entity not less than quarterly.







CITY OF TEMPLE, TEXAS SCHEDULE OF INVESTMENT ALLOCATIONS December 31, 2013

	Carrying Value	Bank Balance/ Fair Value	Entity Allocation Based on Carrying Value
Entity Allocation			
American Bank	\$ 5,007,948	\$ 5,007,948	American Bank Bank of
Bank of America	1,058,941	1,662,910	3.3% _America
BBVA Compass	40,073,243	40,073,243	0.7%
First State Bank Central Texas	15,019,919	15,019,919	
Southside Bank	20,006,861	20,006,861	
Texas CLASS*	18,877,573	18,877,573	28.5% Compass 28.4%
Texpool*	8,507,412	8,507,412	
TexSTAR*	43,285,223	43,285,223	
Govt Securities			Texpool*First State
	\$151,837,120	\$152,441,089	5.6% Toyoo Central
			Texas Central CLASS* Southside Texas 12.4% Bank 9.9% 13.2%

	Carrying Value	Bank Balance/ Fair Value	Asset Allocation Based on Carrying Value
Asset Allocation			
Cash	\$ 61,139,045	\$ 61,743,014	
Gov't Pools	70,670,208	70,670,208	
CDs	20,027,867	20,027,867	
T-Bills	-	-	Gov't
Agencies		-	Pools 46.5%
	\$151,837,120	\$152,441,089	40.3 % CDs 13 2%

Cash 40.3%

		% of	
	Carrying	Carrying	
	Value	Value	Fund Allocation Based on Carrying Value
Fund Allocation			based on carrying value
General Fund (GF)	\$ 35,258,122	23.22%	
Water & Wastewater (Wtr/WW)	35,678,145	23.50%	GO/CO
GO Interest & Sinking (I&S)	12,892,174	8.49%	Bonds 8%
Hotel / Motel (Hot/Mot)	1,110,089	0.73%	07/8
Capital Projects - GO/CO Bond			
Program (GO/CO Bonds)	11,988,786	7.90%	Wtr/WW
Capital Projects - Designated			23% 21%
Fund Balance (CP/FB)	864,271	0.57%	
PTF Project Fund (PFT)	20,519,749	13.51%	GF Other
Federal / State Grant Fund (Grant)	(837,141)	-0.55%	23% PTF 11%
Drainage (Drng)	1,805,841	1.19%	
Employee Benefits Trust (Emp)	359,624	0.24%	
Health Insurance Fund (Health)	-	0.00%	
Reinvestment Zone No.1 (RZ No.1)	32,197,460	21.21%	
	\$151,837,120	100.00%	Note: Other includes I&S, Hot/Mot, CP/FB, Grant, Drng, Emp & Health

* The City's investments in local government investment pools are stated at carrying value, which also represents the value of the investments upon withdraw al. Accordingly, carrying and fair value are reported as the same amount.

CITY OF TEMPLE, TEXAS INVESTMENT PORTFOLIO - MARKED TO MARKET December 31, 2013

Exhibit G-2

Туре	Par Value	Term* (Days)	Yield %	Maturity Date	Carrying Value	Fair Value	Fair vs Carrying
First State Bank Central Texas CD	\$ 5,005,042	121	0.2000	01-May-14	\$ 5,005,893	\$ 5,005,893	\$-
American Bank CD	5,005,041	153	0.4000	02-Jun-14	5,007,948	5,007,948	-
First State Bank Central Texas CD	4,004,437	182	0.2200	01-Jul-14	4,005,186	4,005,186	-
First State Bank Central Texas CD	3,003,631	213	0.2400	01-Aug-14	3,004,243	3,004,243	-
First State Bank Central Texas CD	3,003,933	274	0.2600	01-Oct-14	3,004,597	3,004,597	-
TexPool Investment Pool	8,507,412	78	0.0372	-	8,507,412	8,507,412	-
TexSTAR Investment Pool	43,285,223	65	0.0357	-	43,285,223	43,285,223	-
Texas CLASS Investment Pool	18,877,573	43	0.1000	-	18,877,573	18,877,573	-
Bank of America Money Market	1,058,941	1	0.2000	-	1,058,941	1,662,910	N/A
BBVA Compass Money Market	40,073,243	1	0.1700	-	40,073,243	40,073,243	N/A
Southside Bank Money Market	20,006,861	1	0.1900	-	20,006,861	20,006,861	N/A
	\$ 151,831,337				\$ 151,837,120	\$ 152,441,089	\$ -

Fair Value as a % of Carrying Value 100.00%

weig	Inted	Ave	rage

Maturity

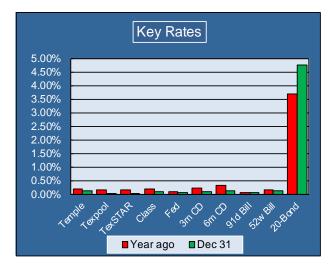
52.12 Days

0.13% Yield

Key Rates: Cash Markets *		
Rate	Year ago	Dec 31
City of Temple	0.20	0.13
Texpool	0.15	0.04
TexSTAR	0.16	0.04
Texas Class	0.21	0.10
Fed funds	0.09	0.07
CDs: Three months	0.24	0.09
CDs: Six months	0.33	0.13
T- bill 91-day yield	0.05	0.07
T- bill 52-week yield	0.15	0.12
Bond Buyer 20- bond		
municipal index	3.68	4.75
*Source - Federal Reserve Statistical Release	H.15, January 6, 2014	

Jaci L Damard

Traci L. Barnard Director of Finance



mer stacen

Stacey Reisner Treasury Manager

CITY OF TEMPLE, TEXAS CARRYING VALUE AND FAIR VALUE COMPARISON For the Quarter Ending December 31, 2013

			Carrying Value					
Туре	Par Value	Maturity		9/30/2013		12/31/2013		ncrease / Decrease)
First State Bank Central Texas CD	\$ 5,005,042	01-May-14	\$	5,003,370	\$	5,005,893	\$	2,523
American Bank CD	5,005,041	02-Jun-14		5,002,904		5,007,948		5,044
First State Bank Central Texas CD	4,004,437	01-Jul-14		4,002,966		4,005,186		2,220
First State Bank Central Texas CD	3,003,631	01-Aug-14		3,002,427		3,004,243		1,816
First State Bank Central Texas CD	3,003,933	01-Oct-14		3,002,629		3,004,597		1,968
TexPool Investment Pool	8,507,412	-		6,835,584		8,507,412		1,671,828
TexSTAR Investment Pool	43,285,223	-		75,480,930		43,285,223		(32,195,707)
Texas CLASS Investment Pool	18,877,573	-		7,307,980		18,877,573		11,569,593
Bank of America Money Market	1,058,941	-		915,117		1,058,941		143,824
BBVA Compass Money Market	40,073,243	-		25,052,496		40,073,243		15,020,747
Southside Bank Money Market	20,006,861	-		10,000,045		20,006,861		10,006,816
	\$151,831,337		\$	145,606,448	\$	151,837,120	\$	6,230,672

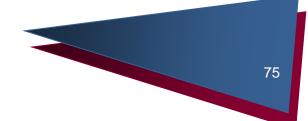
			Fair Value				
Туре	Par Value Maturity		9/30/2013	12/31/2013	Increase / (Decrease)		
First State Bank Central Texas CD	\$ 5,005,042	01-May-14	\$ 5,003,370	\$ 5,005,893	\$ 2,523		
American Bank CD	5,005,041	02-Jun-14	5,002,904	5,007,948	5,044		
First State Bank Central Texas CD	4,004,437	01-Jul-14	4,002,966	4,005,186	2,220		
First State Bank Central Texas CD	3,003,631	01-Aug-14	3,002,427	3,004,243	1,816		
First State Bank Central Texas CD	3,003,933	01-Oct-14	3,002,629	3,004,597	1,968		
TexPool Investment Pool	8,507,412	-	6,835,584	8,507,412	1,671,828		
TexSTAR Investment Pool	43,285,223	-	75,480,930	43,285,223	(32,195,707)		
Texas CLASS Investment Pool	18,877,573	-	7,307,980	18,877,573	11,569,593		
Bank of America Money Market	1,058,941	-	1,794,676	1,662,910	(131,766)		
BBVA Compass Money Market	40,073,243	-	25,052,496	40,073,243	15,020,747		
Southside Bank Money Market	20,006,861	-	10,000,045	20,006,861	10,006,816		
	\$151,831,337		\$ 146,486,007	\$ 152,441,089	\$ 5,955,082		

Investments with a \$0 Carrying and Fair Value at 9/30/2013 were purchased after 9/30/2013.



Supplemental Information includes

	Fund Balance Reserves/Designations – General Fund	. 76
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	Awards of Federal & State Grants by Project Type	. 79
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S	Strategic Investment Zone Map (SIZ)	. 86



		Council	Approved		
			Appropriation		
	Balance		Increase	Balance	
	10/01/13	Reallocation	(Decrease)	12/31/13	
CAPITAL PROJECTS:					
Various Projects:					
FY 2013 Bulletproof Vest Partnership Grant Match {06/06/13}	\$ 8,547	\$ -	\$ -	\$ 8,547	
TOTAL Various Projects	8,547	<u> </u>		8,547	
2013/2014 Budgetary Supplement-Capital/SIZ/TEDC Matrix:					
Capital Equipment Purchases	1,400,000	-	(1,400,000)	-	
Strategic Investment Zone Program	100,000	-	(100,000)	-	
TEDC Matrix Allocation	1,825,000		(1,825,000)		
TOTAL BUDGETARY SUPPLEMENT	3,325,000	<u> </u>	(3,325,000)	<u> </u>	
TOTAL - PROJECT SPECIFIC	3,333,547	<u> </u>	(3,325,000)	8,547	
CAPITAL PROJECTS -					
ASSIGNED	2,097,995	<u> </u>	9,912	2,107,907	
TOTAL CAPITAL PROJECTS	\$ 5,431,542	<u> </u>	\$ (3,315,088)	\$ 2,116,454 (Continued)	

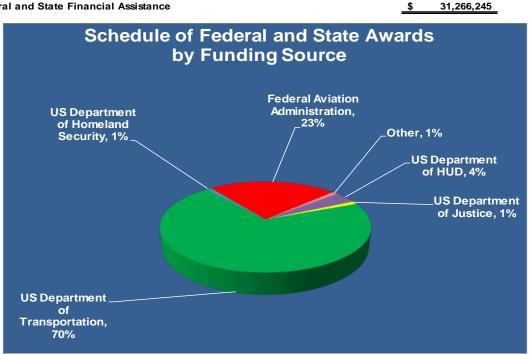
CITY OF TEMPLE, TEXAS Schedule of Fund Balance - General Fund

December 31, 2013

				Council	Appro	oved		
					Ар	propriation		
	E	Balance				Increase	I	Balance
	1	0/01/13	Reallo	cation	(Decrease)		12/31/13
Other Fund Balance Classifications:								
Encumbrances:	\$	1,960,290	\$	-	\$	(1,960,290)	\$	-
Nonspendable:								
Inventory & Prepaid Items		451,696		-		-		451,696
Restricted for:								
Rob Roy MacGregor Trust - Library		15,370		-		(2,000)		13,370
Drug enforcement {Seized Funds}		329,651		-		(41,080)		288,571
Municipal Court Restricted Fees		414,575		-		-		414,575
Vital Statistics Preservation Fund		35,505		-		-		35,505
Public Safety		36,321		-		-		36,321
Public Education Government (PEG) Access Channel		262,514		-		-		262,514
Assigned to:								
Technology Replacement		390,979		-		-		390,979
Self-Funded Health Insurance		-		-		-		-
"2013/2014 Favorable Variance"		-						-
Budgeted decrease in Fund Balance		-	\$	-	\$	(5,318,458)		5,318,458
Unassigned: { 4 months operations }		16,785,630		_				16,785,630
Total Fund Balance	\$	26,114,073					\$	26,114,073

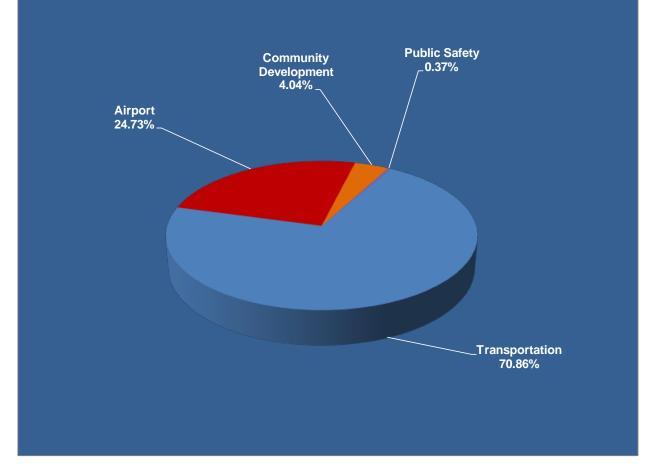
CITY OF TEMPLE, TEXAS
SCHEDULE OF EXPENDITURES OF FEDERAL AND STATE AWARDS
For the three months ended December 31, 2013

Federal/State Grantor	Federal		Progra			
Agency or Pass-Through	CFDA	Grant	or Awa			Program
Program Title	Number	Number	Amou	nt	Ex	penditures
Federal Assistance:						
U.S. Department of H.U.D.						
CDBG 2011	14.218	B-11-MC-48-0021	\$ 4	66,842	\$	38,640
CDBG 2012	14.218	B-12-MC-48-0021	3	86,943		-
CDBG 2013	14.253	B-13-MC-48-0021	4	08,865		-
						38,640
U.S. Department of Homeland Security						
Texas Department of Public Safety: Civil Defense	97.042	12TX-EMPG-1142		38,120		0 414
Civil Deletise	97.042	1217-EMPG-1142		36,120		<u>9,411</u> 9,411
U.S. Department of Justice						3,411
2013 Bullet Proof Vests Grant	16.607	2013-DU-BX-08042182		6,343		-
						-
Killeen Police Department:						
2011 Edward Byrne Memorial Justice Assistance Grant	16.738	2011-DJ-BX-3016		21,101		-
2012 Edward Byrne Memorial Justice Assistance Grant	16.738	2012-DJ-BX-0407		18,679		-
2013 Edward Byrne Memorial Justice Assistance Grant	16.738	-		17,852		-
						-
U.S. Department of Transportation						
Texas Department of Transportation:						
Surface Transportation Enhancement Program (STEP)	20.205	0909-36-133	2,1	55,000		105,348
Category 12 Pass-Through Financing	20.205	0320-06-001	20,0	00,000		4,305,722
						4,411,070
						4,411,070
U.S.Secret Service						
North Texas Electronic Crimes Task Force	-	-		15,000		-
State Assistance:						-
Texas Department of Transportation 2014 Routine Airport Maintenance Program (RAMP)				50,000		
2014 Routine Alipon Maintenance Program (RAMP)	-			50,000		
Total Federal and State Financial Assistance			23,5	84,745	\$	4,459,121
Grants Received Administered by State						
Federal Aviation Administration						
Airport Project Participation Grant - Runway 2-20	-	-	7,6	81,500		
Total Federal and State Financial Assistance			\$ 31,2	66,245		
			Ψ 01,2	55,245		

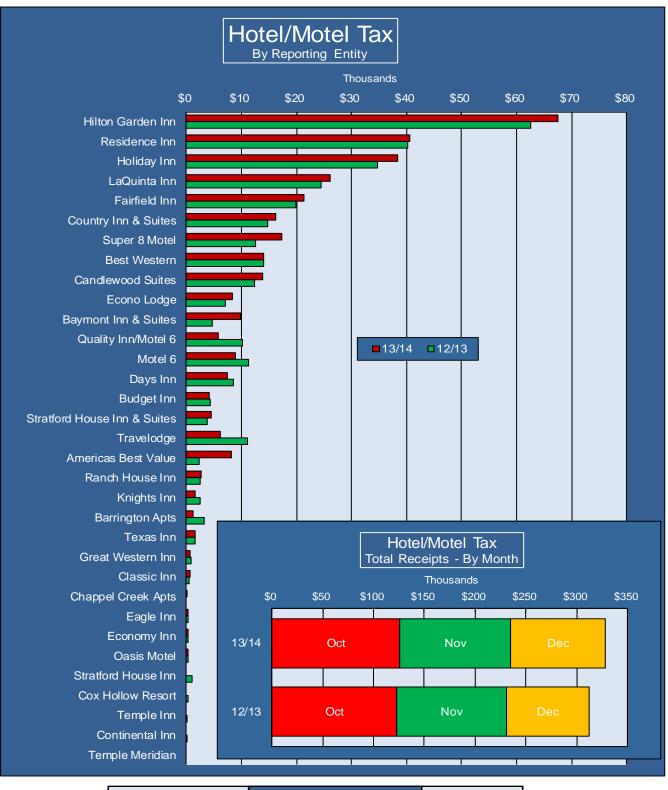


Transportation Airport	\$ 22,155,000 7,731,500
Community Development	1,262,650
Public Safety	117,095_
	\$ 31,266,245

Schedule of Federal and State Awards by Project Type



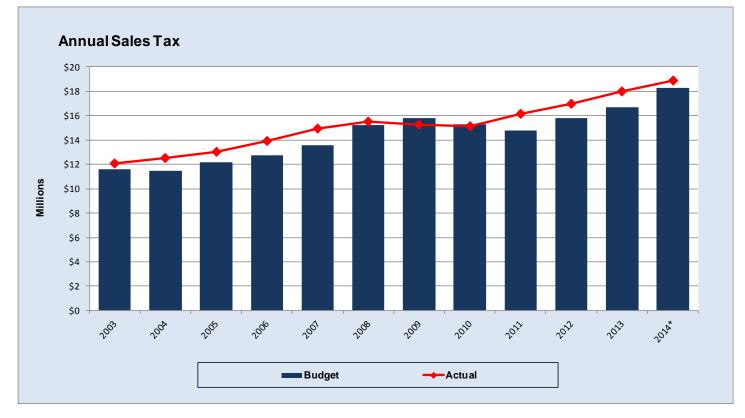
City of Temple, Texas Hotel/Motel Tax Receipts by Reporting Entity For the three months ended December 31, 2013 & 2012



		Hotel/Mo	otel Tax	
	# Reporting)		
Fiscal Year	at 12/31	Actual YTD	Budget	<u>% of Budget</u>
13/14	29	\$328,271	\$1,190,500	27.57%
12/13	29	\$312,406	\$1,190,500	26.24%

CITY OF TEMPLE, TEXAS Historical Sales Tax Revenue - By Month

									%Increase
	FY	(Decrease)							
Month	07	08	09	10	11	12	13	14 *	14 Vs. 13
Oct	\$ 1,487,129	\$ 1,419,096	\$ 1,485,778	\$ 1,422,026	\$ 1,511,535	\$ 1,519,727	\$ 1,534,807	\$ 1,675,339	9.16%
Nov	1,014,056	1,155,106	1,165,941	1,070,438	1,128,208	1,167,140	1,392,450	1,479,695	6.27%
Dec	1,236,183	1,234,613	1,113,925	1,055,403	1,165,367	1,214,504	1,462,327	1,419,763	-2.91%
Jan	1,646,644	1,748,932	1,691,046	1,724,078	1,797,063	1,861,602	1,838,329	1,960,221	6.63%
Feb	1,020,046	1,105,271	1,094,010	1,085,180	1,059,335	1,157,552	1,258,123	1,320,148	4.93%
Mar	962,661	1,051,732	1,054,277	1,051,792	1,284,123	1,299,150	1,414,245	1,483,968	4.93%
Apr	1,494,007	1,460,754	1,509,532	1,593,190	1,599,804	1,645,580	1,687,794	1,771,002	4.93%
May	1,075,166	1,129,422	1,212,407	1,153,658	1,223,805	1,271,981	1,317,625	1,382,584	4.93%
Jun	1,173,450	1,206,717	1,099,533	1,138,979	1,182,645	1,476,697	1,478,838	1,551,745	4.93%
Jul	1,426,977	1,614,365	1,550,197	1,546,654	1,679,085	1,623,468	1,693,502	1,776,992	4.93%
Aug	1,235,561	1,221,187	1,158,194	1,125,091	1,173,941	1,342,609	1,459,520	1,531,475	4.93%
Sept	 1,161,746	1,163,717	1,103,971	1,167,649	1,320,951	1,387,390	1,480,015	1,552,980	4.93%
	\$ 14,933,627	\$ 15,510,913	\$ 15,238,812	\$ 15,134,138	\$ 16,125,862	\$ 16,967,401	\$ 18,017,575	\$ 18,905,911	4.93%
Annual:									
\$ Increase	\$ 999,409	\$ 577,286	\$ (272,101)	\$ (104,674)	\$ 991,724	\$ 841,539	\$ 1,050,174	\$ 888,336	
% Increase	7.17%	3.87%	-1.75%	-0.69%	6.55%	5.22%	6.19%	4.93%	



* as forecasted

City of Temple, Texas Parks Escrow Deposits - By Addition Name December 31, 2013

			Total	
Addition	Date of	Amount of	Expenditures/	Balance
Name	Deposit	Deposit	Refunds	12/31/2013
Bell Addition	08/13/97	\$ 450.00	\$ -	\$ 450.00
Stewart Acres	03/31/99	\$ 430.00 900.00	φ -	φ 430.00 900.00 ⁴
Colwell	03/31/99	2,250.00	-	2,250.00
Alford	11/06/03	450.00	-	450.00
Chesser-Pitrucha	02/05/04	450.00	-	450.00
			-	
Simpson Ditzler	03/05/04	225.00	-	225.00
	07/09/04	225.00	-	225.00
Avanti	11/22/04	450.00	-	450.00
Meadow Bend I & II	07/08/05	26,662.50	-	26,662.50
Willow Grove	10/12/05	225.00	-	225.00
Hidden Meadow Ranch	11/23/05	1,350.00	-	1,350.00 ⁴
Northcliff Phase VIII	01/27/06	3,375.00	-	3,375.00 ⁶
Berry Creek	03/17/06	450.00	-	450.00
Krasivi	04/13/06	900.00	-	900.00
Todd's	06/05/06	900.00	607.05	292.95
Bluebonnet Meadows	08/21/06	2,025.00	-	2,025.00
Pecan Pointe Apts.	09/29/06	26,100.00	-	26,100.00
Creeks at Deerfield	03/16/07	6,525.00	-	6,525.00 ²
Lantana II	10/03/07	1,350.00	415.87	934.13
Chappell Hill II	10/03/07	5,400.00	1,779.00	3,621.00
Meadow Oaks	11/05/07	225.00	-	225.00
Eagle Oaks at the Lake III	02/14/08	4,725.00	-	4,725.00
Clark	02/14/08	225.00	-	225.00
Las Colinas	02/25/08	9,000.00	-	9,000.00 ²
Misty Creek	02/27/08	5,400.00	-	5,400.00 ²
Downs First I	07/30/08	1,125.00	-	1,125.00
Residences at D'Anotini's #2	03/10/09	11,475.00	-	11,475.00 ^{2, 4}
Country Lane III	05/07/09	7,200.00	-	7,200.00
Westfield III	06/24/09	12,150.00	-	12,150.00
Scallions	08/18/09	900.00	-	900.00
Overlook Ridge Estates	11/13/09	3,375.00	-	3,375.00
Creeks at Deerfield	01/13/10	4,050.00	-	4,050.00 ²
Hamby	06/11/10	225.00	-	225.00
Saulsbury V	06/24/10	900.00	-	900.00
Village of Sage Meadows IV	08/16/10	10,800.00	-	10,800.00 ^{3, §}
Saulsbury VI	12/30/10	1,800.00	-	1,800.00
Villa Andrea	02/07/11	450.00	-	450.00
Village of Sage Meadows V	06/22/11	7,650.00	-	7,650.00 ⁵
mayo or days meadows v	00/22/11	7,000.00	-	(Continued)

(Continued)

City of Temple, Texas Parks Escrow Deposits - By Addition Name December 31, 2013

Table VI (Continued)

					Total	
Addition	Date of	A	Amount of	Exp	cenditures/	Balance
Name	Deposit		Deposit		Refunds	12/31/2013
Marlandwood Multifamily	07/08/11	\$	20,250.00	\$	-	\$ 20,250.00 4
Westwood Estates	08/08/11		1,575.00		-	1,575.00 ⁵
Northcliffe IX	09/21/11		13,050.00		-	13,050.00
Saddle Brook	01/10/12		3,600.00		-	3,600.00 ³
Saddle Brook	04/13/12		10,800.00		-	10,800.00 ³
Stonegate III	07/05/12		31,950.00		-	31,950.00 4
West Ridge Village	07/27/12		5,850.00		-	5,850.00
Liberty Hill III	09/17/12		10,350.00		-	10,350.00
Nathans	10/18/12		225.00		-	225.00
Prairie Crossing	11/02/12		4,950.00		-	4,950.00
_ago Terra	11/06/12		17,550.00		-	17,550.00
Vildflower Meadows I	11/14/12		16,200.00		-	16,200.00
/illage of Sage Meadows VI	12/20/12		14,850.00		-	14,850.00 ⁵
Vestfield III	01/28/13		12,150.00		-	12,150.00
Vestfield VIII	01/28/13		11,700.00		-	11,700.00
Creeks at Deerfield	02/25/13		7,875.00		-	7,875.00
Porter	05/07/13		450.00		-	450.00
Prairie Crossing	05/15/13		1,800.00		-	1,800.00
Prairie Crossing	06/14/13		7,200.00		-	7,200.00
King's Cove	07/10/13		1,125.00		-	1,125.00
Residences at D'Antoni's V	10/22/13		1,125.00		-	1,125.00
Prairie Crossing	10/30/13		900.00		-	900.00
Accumulated Interest ¹			92,292.77		91,681.97	610.80
	Total	\$	450,155.27	\$	94,483.89	\$ 355,671.38

Notes:

- 2. Funds appropriated for playground shade structures for South Temple Park.
- 3. Funds appropriated for playground shade structures for Freedom Park.
- 4. Funds appropriated for playground equipment for South Temple Park.
- 5. Funds appropriated for playground equipment for Freedom Park.
- 6. Funds refunded.

Park escrow funds may be used only for land acquisition or development of a neighborhood park located within the same area as the development or in close proximity to the development. Land acquisition or development costs include but are not limited to land purchases; design and construction of landscaping, utilities, structures, sidewalks and trails; and purchase and installation of new equipment such as playscapes, outdoor furniture and lighting fixtures. Park escrow funds may not be used for costs of operation, maintenance, repair or replacement. Funds designated for development of an existing neighborhood park must be spent within two years from receipt. Funds designated for receipt.

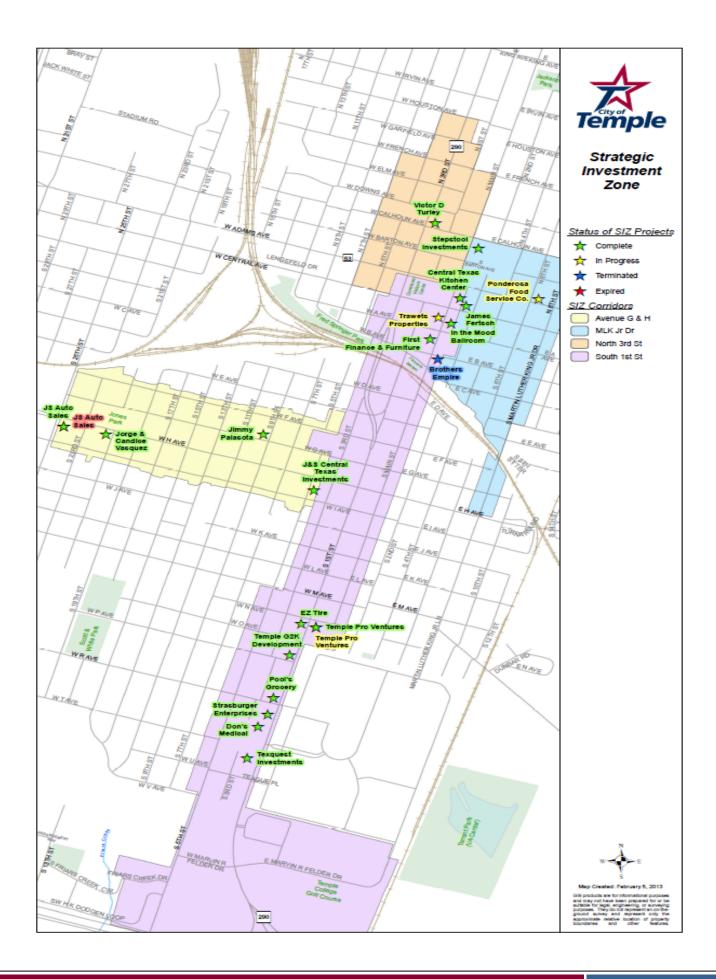
^{1.} In response to an opinion from the City Attorney's Office, the interest earnings will no longer be added to each individual deposit.

Line #	Contract/ Council Award Date	Grantee	Original Match Amount	Actual City Match	Expiration Date	Payment Date	Improvement Status	Improvement Description
1	2/24/2009	The Wallace Group	\$ 1,668		N/A	3/13/2009	Complete	Drainage Study
2	3/26/2009	JZI Primetime LLC (Pool's Grocery)	23,877	20,198	12/31/2009	8/21/2009	Complete	Facade, Landscaping and Sidewalks
3	6/29/2009	The Wallace Group	2,332	2,332	N/A	10/23/2009	Complete	S. 1st Street Drainage Study
4	7/13/2009	Texquest Investments LLC	44,000	42,050	3/31/2010	2/26/2010	Complete	Facade, Landscaping, Monument Sign, Asbestos Survey/Removal and Sidewalk
5	7/13/2009	Don's Medical	14,400	12,457	12/31/2009	2/26/2010	Complete	Facade and Landscaping
6	9/17/2009	J&S Central Texas Investments	13,500	10,000	11/1/2010	9/3/2010	Complete	Facade and Landscaping
7	9/17/2009	J&S Central Texas Investments	5,000	4,900	5/31/2010	6/25/2010	Complete	Residential Improvements for 819 S. 5th
8	11/19/2009	Kelum Pelwatta (EZ Tire)	39,700	30,128	4/30/2011	12/27/2013	Complete	Facade, Landscaping and Sidewalks
•		BJS Park & Recreation Products		3,165	N/A	5/28/2010	Complete	Tree Grates
•		Pops Tree Farm		1,645	N/A	8/20/2010	Complete	Trees
9	2/4/2010	Jorge and Candice Vasquez	10,000	10,000	5/30/2010	3/19/2010	Complete	Facade Improvements
10	5/20/2010	James Fertsch - 14 E Central	28,500	25,215	5/30/2011	1/7/2011	Complete	Facade, Sidewalks, Asbestos Survey an Demolition
11	5/20/2010	James Fertsch - 12 E Central	28,500	19,993	5/30/2011	7/23/2010	Complete	Facade, Sidewalks, Asbestos Survey an Demolition
12	5/20/2010	First Finance & Furniture	22,500	14,794	5/30/2011	10/15/2010	Complete	Facade, Sign and Demolition
13	10/7/2010	Temple G2K Development	35,250	31,529	12/31/2011	1/6/2012	Complete	Facade, Sidewalks and Landscaping
14	10/21/2010	Jimmy Palasota	27,500	27,500	7/31/2011	8/19/2011	Complete	Facade, Landscaping and Sign
15	11/4/2010	James & Jana Warren (JS Auto Sales) - 807 S 25th Street	5,000	5,000	10/30/2011	1/28/2011	Complete	Residential Improvements for 807 S. 25t Street
16	11/4/2010	James & Jana Warren (JS Auto Sales) - 1217 W Ave H	29,500	-	10/30/2011	N/A	Expired	Facade, Landscaping, Sign, Irrigation ar Demolition
17	3/17/2011	Victor D. Turley, P.E., R.P.L.S.	9,985	7,997	9/20/2011	11/11/2011	Complete	Upgrade Fencing
18	4/7/2011	Rudy & Karen Gonzales (In The Mood Ballroom)	15,000	15,000	12/31/2011	10/14/2011	Complete	Facade Improvements
19	5/19/2011	Brothers Empire LLC	30,000	-	12/31/2011	N/A	Terminated	Façade, Sidewalk, Sign and Demolition
20	5/19/2011	Temple Pro Ventures Commercial, LP	30,000	30,000	12/31/2012	12/7/2012	Complete	Utility Relocation
21	11/3/2011	Strasburger Enterprises	22,300	19,933	N/A	5/18/2012	Complete	Landscaping, Sidewalks and Tree Grate
22	3/14/2012	Stepstool Investments, LLC	19,864	18,532	N/A	10/5/2012	Complete	Façade, Sign, Sidewalks & Asbestos Survey and Abatement
23	6/7/2012	Central Texas Kitchen Center	31,020	23,197	12/31/2012	12/7/2012	Complete	Façade, Sign, Sidewalks & Asbestos Survey and Abatement
24	10/4/2012	Temple Pro Ventures Commercial, LP	44,000	44,000	12/30/2013		In Progress	Façade, Sign, Sidewalks, Asbestos Survey and Abatement, Landscaping an Demolition

Line #	Contract/ Council Award Date	Grantee		Priginal Match Imount	Ac	ctual City Match	Expiration Date	Payment Date	Improvement Status	Improvement Description
25	11/15/2012	Trawets Properties, Inc.	\$	29,000	\$	29,000	5/15/2014		In Progress	Façade, Sign, Asbestos Survey and Abatement, Landscaping and Demolition
26	1/3/2013	Ponderosa Food Service Company Inc.		44,000		-	N/A	N/A	Expired	Façade, Sign, Asbestos Survey and Abatement, Landscaping, Sidewalks and Demolition
27	3/21/2013	R.J. Development		18,000		12,587	9/1/2013	11/5/2013	Complete	Façade, Sign, Asbestos Survey and Abatement, Demolition and Landscaping
28	8/15/2013	United Way of Central Texas		42,000		32,605	2/1/2014	12/27/2013	Complete	Façade, Sign, Sidewalks, Landscaping and Demolition
29	11/7/2013	Vicken International Traders, LLC		40,000		40,000	12/1/2014		In Progress	Façade, Sign, Sidewalks, Landscaping, Asbestos Abatement and Demolition
30	12/19/2013	GJT Future Management		33,000		33,000	2/1/2015		In Progress	Façade, Sign, Sidewalks, Landscaping, Asbestos Abatement and Demolition

\$ 568,425

Budget Allocation Summ	nary	
FY 2008	\$	85,000
FY 2009		85,000
FY 2010		95,714
FY 2011		142,437
FY 2012		100,000
FY 2013		100,000
FY 2014		100,000
Committed/Encumbered/Pending		(568,425)
Remaining Funds	\$	139,726



RESOLUTION NO. 2014-7232-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, APPROVING THE FIRST QUARTER FINANCIAL RESULTS FOR THE FISCAL YEAR 2013-2014; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the first quarter 2013-2014 fiscal year financial results need to be approved by the City Council and will detail the first quarter ending December 31, 2013, for the General, Water & Sewer, Hotel/Motel Tax, Drainage, and Internal Service Funds;

Whereas, included in the first quarter results are various schedules detailing grants, sales tax, capital projects, investments and an update on redevelopment grants and incentive programs within the Strategic Investment Zones; and

Whereas, the City Council deems it in the public interest to authorize this action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

<u>**Part 1**</u>: The City Council approves the first quarter 2013-2014 fiscal year financial results, more fully described in Exhibit 'A,' attached hereto and made a part hereof for all purposes.

<u>**Part 2**</u>: It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **20th** day of **February**, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson City Secretary Jonathan Graham City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #5(N) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Traci Barnard, Director of Finance

ITEM DESCRIPTION: Consider adopting a resolution authorizing budget amendments for fiscal year 2013-2014.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: This item is to recommend various budget amendments, based on the adopted FY 2013-2014 budget. The amendments will involve transfers of funds between contingency accounts, department and fund levels.

FISCAL IMPACT: The total amount of budget amendments is \$10,286.

ATTACHMENTS: Budget Amendments Resolution

FY 2014

BUDGET ADJUSTMENT FORM

Use this form to make adjustments to your budget. All adjustments must balance within a Department. <u>Adjustments should be rounded to the nearest \$1.</u>

				+		-
ACCOUNT NUMBER	PROJECT #	ACCOUNT DESCRIPTION	IN	CREASE	DI	ECREASE
110-4100-551-26-16		PROFESSIONAL	\$	74,200		
110-1500-515-65-32		CONTINGENCY			\$	74,200
			\$	74 200	\$	74,200
TOTAL			ψ	74,200	φ	74,200
EXPLANATION OF ADJ account are available. To appropriate General Fund	contingency	REQUEST- Include justification for increase funds in the amount of \$74,200 to fund the mprehensive Parks, Recreation, and Open	eases ANI	D reason wh	y funds	in decreased
EXPLANATION OF ADJ account are available. To appropriate General Fund	contingency f ration of a cor	funds in the amount of \$74,200 to fund the mprehensive Parks, Recreation, and Open	eases ANI	D reason wh al services ster Plan.	y funds	in decreased
EXPLANATION OF ADJ account are available. To appropriate General Fund Associates, Inc. for the prepar	contingency f ration of a cor	funds in the amount of \$74,200 to fund the mprehensive Parks, Recreation, and Open CIL APPROVAL?	eases ANI profession Space Ma	D reason what al services a ster Plan.	y funds agreem	in decreased
EXPLANATION OF ADJ account are available. To appropriate General Fund Associates, Inc. for the prepar DOES THIS REQUEST REQU DATE OF COUNCIL MEETIN	contingency f ration of a con UIRE COUNG	funds in the amount of \$74,200 to fund the mprehensive Parks, Recreation, and Open CIL APPROVAL? 2/20/2014	eases ANI profession Space Ma	D reason where the services of	y funds agreem No No Approv Disapp	ent with Halff ent with Halff roved
EXPLANATION OF ADJ account are available. To appropriate General Fund Associates, Inc. for the prepar DOES THIS REQUEST REQU DATE OF COUNCIL MEETIN WITH AGENDA ITEM?	contingency f ration of a con UIRE COUNG	funds in the amount of \$74,200 to fund the mprehensive Parks, Recreation, and Open CIL APPROVAL? 2/20/2014 Da	eases ANI profession Space Ma X Yes	D reason where the services of	y funds agreem No No Approv	ed roved

Revised form - 10/27/06

RESOLUTION NO. 2014-7233-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, APPROVING BUDGET AMENDMENTS TO THE 2013-2014 CITY BUDGET; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on the 29th day of August, 2013, the City Council approved a budget for the 2013-2014 fiscal year; and

Whereas, the City Council deems it in the public interest to make certain amendments to the 2013-2014 City Budget.

Now, Therefore, Be it Resolved by the City Council of the City of Temple, Texas, That:

Part 1: The City Council approves amending the 2013-2014 City Budget by adopting the budget amendments which are more fully described in Exhibit 'A,' attached hereto and made a part hereof for all purposes.

<u>**Part 2:**</u> It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **20th** day of **February**, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson City Secretary Jonathan Graham City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item#6 Regular Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Nicole Torralva P.E., Public Works Director Kenny Henderson, Director of Street and Drainage Services

ITEM DESCRIPTION: FIRST READING – PUBLIC HEARING – Consider adopting an ordinance establishing school zones and setting speed limits and crosswalks within the school zones to conform to school schedules.

<u>STAFF RECOMMENDATION</u>: Conduct public hearing and adopt ordinance presented in item description, on first reading, and schedule second reading and final adoption for March 6, 2014.

ITEM SUMMARY: In August of 2013 the City adopted an ordinance establishing school crosswalks and setting speed limits within school zones as agreed upon by the City and TISD. TISD has requested that a new school zone be established for Hector P. Garcia Elementary on North 50th Street from approximately 1,400 LF north of Adams Avenue to Lavendusky Road, reducing the speed limit from 30 mph to 20 mph from 6:30 am to 8:30 am and 2:45 pm to 4:30 pm on school days, consistent with existing school zones already in place around this campus.

FISCAL IMPACT: None.

ATTACHMENTS: List of School Crossings Proposed School Zone Maps for New School Zone Map Ordinance

City of Temple School Zones

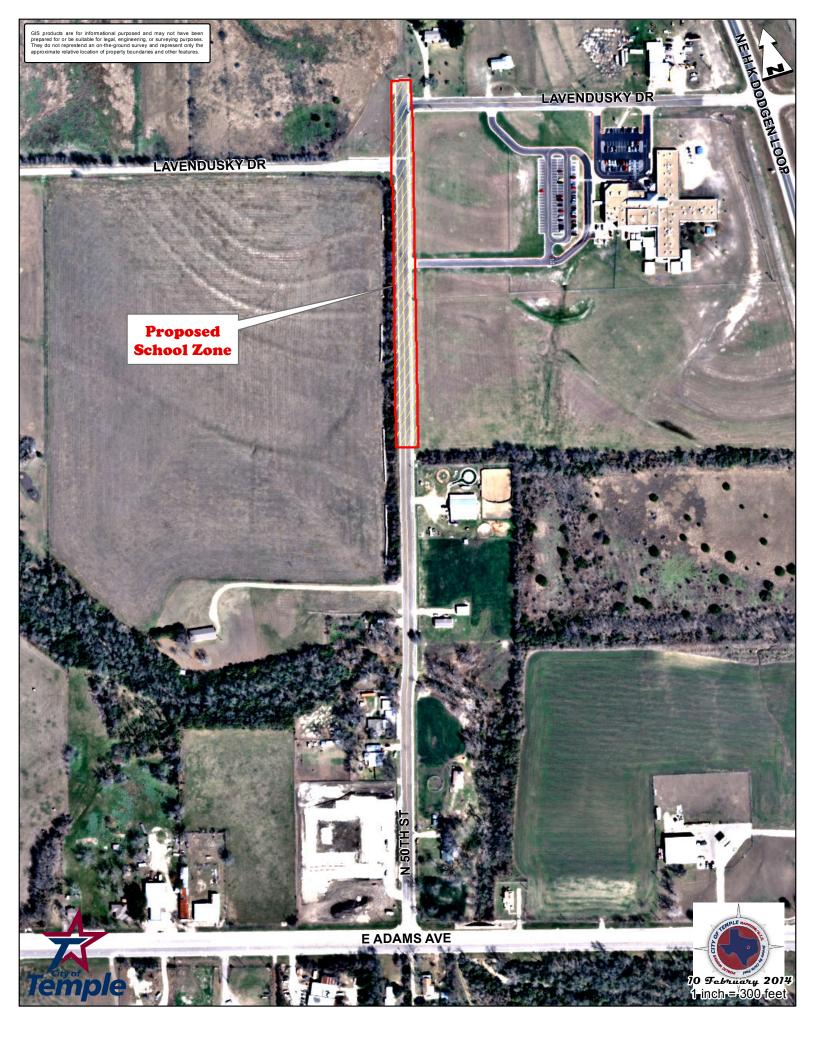
Schools	Cones	Flags	Zone Times
Cater Elementary			
4111 Lark Trail			
A. Crossing guard works Crosswalk in school parking area	Yes	Yes	
B. School Zone is on Lark Trail infront of			
School			
Emerson Elementary			
1400 E Ave B			
A. Crossing Guard works Crosswalk	Yes	Yes	
Works E Ave B and S 24th ST			
Hector P. Garcia Elementary			Flashing Lights
2525 Lavendusky Dr	No	No	5 5
A. No Crosswalk			06:30 to 08:30
B. Flasing lights on Lavendusky just West			14:45 to 16:30
of HK Dodgen Lp and just east of S 50th.			
C. School Zone is on N 50th Street			School Zone Times
from W Adams Avenue to Lavensdusky			
			06:30 to 08:30
			14:45 to 16:30
Jefferson Elementary			Flashing Lights
400 W. Walker Ave			
A. Crossing Guards (2) Works Crosswalk	Yes	Yes	06:30 to 08:30
At N 3rd St and W. Walker Ave	103	103	14:45 to 16:30
B. Crossing Guard works Crosswalk			
at N 3rd ST and Industrial Blvd this is a			
controlled signal light.			
C. Flashing lights on N 3rd St are North of			
W. Walker Ave and North of W Shell Ave.			
Kennedy-Powell Elementary			Flashing Lights
3707 W. Nugent Ave			
A. Crossing Guard will work Crosswalks			06:30 to 08:30
W. Nugent Ave and Cearley Rd.	Yes	Yes	14:45 to 16:30
B. Flashing lights on W. Nugent Ave west			
and east of Cearley Rd			
Dickson Elementary 1100 S 33rd St			One Way Time as Restad
A. One way south from W Ave K to W Ave			One Way Time as Posted 7:00 to 8:30
A. One way south from W Ave K to W AVe			7:00 to 8:30 14:00 to 15:00
			14.00 10 15.00
Meridith-Dunbar			Flashing Lights
1717 E Ave J			
A. Crossing Guard will work Crosswalks			06:30 to 08:30
at S 30th St and E. Ave J	Yes	Yes	14:45 to 16:30
B. Flashing lights on S 30th St			
C. One Way on E Ave J from S 30th St to			One Way Time as Posted
S 34th St at posted times			7:00 to 8:30
			14:00 to 15:00

City of Temple School Zones

Schools	Cones	Flags	Zone Times
Raye Allen Elementary		Ŭ	Flashing Lights
5015 S 5th St			
A. Crossing Guards will work Crosswalks	Yes	Yes	06:30 to 08:30
on S 5th St			14:45 to 16:30
B. Flashing lights on S 5th St north and			
south of school			
Scott Elementary			Flashing Lights
2301 W Ave P			
A. Crossing Guard will work Crosswalk			06:30 to 08:30
on W Ave P	Maa	Vee	14:45 to 16:30
B. Crossing Guard will work Crosswalk on W Ave M @ S 45th St.	Yes	Yes	
C. Flashing lights on W Ave P east of			
S 49th St and west of S 39th St.			
Thornton Elementary			School Zone Signs
2900 Pin Oak Dr			07:30 to 8:30
			14:30 to 16:00
A. Crossing Guard will work Crosswalk	Yes	Yes	
on Pin Oak @ East Dr.			One Way Time as Posted
B. One way on Pin Oak from East Dr. to			7:30 to 8:30
Mesquite at posted times			14:30 to 16:00
Western Hills Elementary			Flashing Lights
600 Arapaho			
A. Crossing Gruard will work Crosswalk			06:30 to 08:30
on Apache @ Deer Tr			14:45 to 16:30
B. Crossing Guard will work Crosswalk	Yes	Yes	
on Apache @ Gila			
C. Flashing lights on Apache North of Deer			
Tr. South of Gila.			
Bonham Middle School			Flashing Lights
4600 Midway Dr			
A. Flashing Lights on Midway Dr. east and west of school.			07-00 to 08-20
west of school.			07:00 to 08:30 15:00 to 16:30
Lamar Middle School			Flashing Lights
2120 N 1st St			
A. Flashing lights on N 3rd St are North of			06:30 to 08:30
W. Walker Ave and North of W Shell Ave.			14:45 to 16:30
B. One way on N 1st St from W Park Ave			One Way Time as Posted
to W. Virgina Ave at posted times			7:30 to 8:30
5 1 1 1 1			15:00 to 16:00

City of Temple School Zones

Schools	Cones	Flags	Zone Times
Travis Middle School			One Way Time as Posted
1500 S 19th St			6:30 to 8:30
A. Crossing Guard will work Crosswalk			14:30 to 16:00
on W Ave M @ S 19th St			
B. One way on S 19th St from W Ave R to			
W Ave M			
C. Flashing lights on W Ave M from S 15th			Flashing lights
to S 23rd			6:30 to 8:30
D. Flashing lights on W Ave R from S 15th			14:30 to 16:30
to S 25th			
E. Flashing lights on S 25th from W Ave R			
to just south of W Ave M			Fleeking Linkte
Temple High School			Flashing Lights
415 N 31st St			07-00 to 10-00
A. Flashing Lights on N 31st St north			07:00 to 16:00
of W Barton Ave and North of W Houston			
Ave Temple High School Campus			School Zone Signs
1414 W Barton Ave			School Zone Signs
A. School Zone on Barton from N 31st St to			07:00 to 16:30
North 27th St			07.0010 10.30
B.I.S.D			
Lakewood Elementary			Flashing Lights
11200 FM 2305			5 5
A. Flashing lights on FM 2305 in front of			6:45 to 8:15
school			14:30 to 16:15
Joe M. Pirtle Elementary			Flashing Lights
714 South Pea Ridge Rd			
A. Flashing lights on South Pea Ridge			6:45 to 8:15
in from of school			14:30 to 16:15
High Point Elementary			School Zone Signs and
Star light Drive			Flashing lights
A. School Zone on FM 2483 just			6:45 to 8:15
west of Hwy 317			14:30 to 16:15
B. School Zone on Starlight Dr just			
north of Orion Drive			
			School Zong Signa
Tarver Elementary 7949 Shone Hollow Dr			School Zone Signs
A. School Zone on Stone Hollow Dr			6:45 to 8:15
front of school. B. School Zone on Prairie Lark on northside			14:30 to 16:15
of school			
B. School Zone on on Westfield on			
southside of school Lake Belton Middle School			Flashing Lights
8815 Tarver			
A. Flashing lights on Tarver in front of			6:45 to 8:15
school.			14:30 to 16:15
B. School zone on Cedar Ln from Tarver to			School Zone Signs
just north of school			
ſ			6:45 to 8:15
			14:30 to 16:15
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ORDINANCE NO. 2014-4633

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, ESTABLISHING SCHOOL ZONES AND SETTING SPEED LIMITS AND CROSSWALKS WITHIN THE SCHOOL ZONES TO CONFORM TO SCHOOL SCHEDULES; PROVIDING AN EFFECTIVE DATE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, in August of 2013, the City adopted an ordinance establishing school crosswalks and setting speed limits within school zones as agreed upon by the City and Temple Independent School District ("TISD");

Whereas, TISD has requested that a new school zone be established for Hector P. Garcia Elementary on North 50th Street from approximately 1,400 linear feet north of Adams Avenue to Lavendusky Road, reducing the speed limit from 30 mph to 20 mph from 6:30 am to 8:30 am and 2:45 pm to 4:30 pm on school days, consistent with existing school zones already in place around this campus; and

Whereas, the City Council has considered the matter and deems it in the public interest to establish this school zone for the benefit of the citizens for the promotion of the public health, welfare, and safety.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS:

Part 1: The City Council finds that the school zone be established for Hector P. Garcia Elementary School on North 50th Street from approximately 1,400 linear feet north of Adams Avenue to Lavendusky Road, reducing the speed limit from 30 mph to 20 mph from 6:30 am to 8:30 am and from 2:45 pm to 4:30 pm on school days, consistent with existing school zones already in place around this campus, more fully shown on Exhibit 'A' which is attached hereto and made a part hereof for all purposes.

<u>Part 2:</u> It shall be unlawful for any person to drive or operate a motor vehicle, bicycle, or other vehicle of any kind, whether or not motor powered, on that portion of the roadways described above under the conditions described herein, at a speed greater than is reasonable and prudent under the circumstances then existing, but any speed in excess of the reasonable and prudent prima facie maximum speed limits as set forth in Part 1 hereof shall be prima facie evidence that such speed is not reasonable or prudent and that it is unlawful.

<u>Part 3:</u> All ordinances or parts of ordinances in conflict with the provisions of this ordinance are to the extent of such conflict hereby repealed.

<u>Part 4:</u> If any provision of this ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

<u>**Part 5:**</u> This ordinance shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Temple, Texas, and it is accordingly so ordained.

Part 6: It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on First Reading on the **20th** day of **February**, 2014.

PASSED AND APPROVED on Second Reading on the 6th day of March, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson City Secretary Jonathan Graham City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #7 Regular Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Nicole Torralva P.E., Public Works Director Kenny Henderson, Director of Street and Drainage Services

ITEM DESCRIPTION: FIRST READING - PUBLIC HEARING - Consider adopting ordinance establishing a speed limit of 20 mph on North Main Street from East Downs Avenue to East French Avenue.

<u>STAFF RECOMMENDATION:</u> Conduct public hearing and adopt ordinance as presented in item description on first reading, and schedule second reading and final adoption for March 6, 2014.

ITEM SUMMARY: The City of Temple Street Services Division has conducted a traffic study on North Main Street between Downs and French Avenue (the area in front of the post office). The study has found that the 85th percentile speed was 34 mph and that there is a high amount of pedestrian volume. There is currently a crosswalk in front of the post office which is heavily used. After conducting the traffic study, staff is proposing at reduction in the speed limit on North Main Street from Downs Avenue to French Avenue from 30 mph to 20 mph.

FISCAL IMPACT: None.

ATTACHMENTS: Area Map Ordinance



ORDINANCE NO. 2014-4645

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, PROVIDING FOR REASONABLE AND PRUDENT PRIMA FACIE MAXIMUM SPEED LIMIT OF 20 MILES PER HOUR ON NORTH MAIN STREET FROM EAST DOWNS AVENUE TO EAST FRENCH AVENUE WITHIN TEMPLE CITY LIMITS; PROVIDING A REPEALER; PROVIDING FOR A PENALTY FOR VIOLATIONS NOT TO EXCEED \$500 FOR EACH VIOLATION; PROVIDING AN EFFECTIVE DATE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, an engineering and traffic investigation has been conducted to determine the reasonable and prudent prima facie maximum speed for motor vehicles North Main Street between Downs Avenue and French Avenue, within the city limits;

Whereas, the study has found that the 85^{th} percentile speed was 34 mph and there is a high amount of pedestrian volume – a crosswalk is located in front of the post office which is heavily used;

Whereas, staff recommends reducing the speed limit on North Main Street (in front of the post office) from Downs Avenue to French Avenue from 30 mph to 20 mph;

Whereas, these traffic investigations and engineering studies have determined the reasonable and safe prima facie maximum speed limits, as more fully described herein; and

Whereas, the City Council has considered the matter and deems it in the public interest to approve these speed limits for the benefit of the citizens for the promotion of the public health, welfare, and safety.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS:

<u>Part 1:</u> The City Council finds that the reasonable and prudent prima facie maximum speed limit for vehicular traffic on North Main Street from East Downs Avenue to East French Avenue is 20 miles per hour.

Part 2: It shall be unlawful for any person to drive or operate a motor vehicle, bicycle, or other vehicle of any kind, whether or not motor powered, on that portion of the roadways described above under the conditions described herein, at a speed greater than is reasonable and prudent under the circumstances then existing, but any speed in excess of the reasonable and prudent prima facie maximum speed limits as set forth in Part 1 hereof shall be prima facie evidence that such speed is not reasonable or prudent and that it is unlawful.

<u>**Part 3:**</u> All ordinances or parts of ordinances in conflict with the provisions of this ordinance are to the extent of such conflict hereby repealed.

<u>**Part 4:**</u> A person who violates a provision of this ordinance is guilty of a separate offense for each day or portion of a day which the offense is committed, continued, or permitted, and each offense is punishable by a fine not to exceed \$500.

<u>**Part 5:**</u> If any provision of this ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

<u>**Part 6:**</u> This ordinance shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Temple, Texas, and it is accordingly so ordained.

<u>**Part 7:**</u> It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on First Reading on the **20th** day of **February**, 2014.

PASSED AND APPROVED on Second Reading on the 6th day of March, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson City Secretary Jonathan Graham City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #8 Regular Agenda Page 1 of 6

DEPT./DIVISION SUBMISSION & REVIEW:

Tammy Lyerly, Senior Planner

ITEM DESCRIPTION: FIRST READING –PUBLIC HEARING - Z-FY-14-18: Consider adopting an ordinance authorizing a rezoning from Agricultural District (AG) to Planned Development District – General Retail (PD-GR) to allow residential and nonresidential uses on 103.07 +/- acres being part of the Redding Roberts Survey, Abstract 692, Bell County, Texas, located at the northwest corner of FM 1741 (South 31st Street) and FM 93.

<u>P&Z COMMISSION RECOMMENDATION</u> At its meeting on January 21, 2014, the Planning and Zoning Commission voted 6/0 to recommend approval of the requested rezoning from Agricultural District (AG) to General Retail District (GR). Vice-Chair Rhoads was absent. There are two vacancies on the P&Z Commission.

<u>STAFF RECOMMENDATION</u>: Conduct public hearing and adopt ordinance as presented in item description on first reading, and schedule a second reading and final adoption for March 6, 2014.

Staff recommends approval for a rezoning from Agricultural District (AG) to Planned Development (General Retail) District with the following reasons and with the listed conditions:

- 1. The request complies with the Future Land Use and Character Map;
- 2. The request complies with the Thoroughfare Plan;
- 3. Public facilities are available to the subject property; and
- 4. Consideration of the attached Planned Development site plan exhibits

Planned Development (General Retail) District Conditions:

- 1. Uses and development will be according to the attached Planned Development site plan exhibits.
- 2. Development will be subject to the regulations of the General Retail District, the base zoning district for this Planned Development.
- 3. All nonresidential development will require screening with 6-foot high wooden privacy fencing and shrubs or trees to shield business activities from adjacent single family residential uses and they have elected to provide a fence between multifamily apartments and single-family homes.
- 4. Multifamily apartments with a maximum height of three stories are only allowed in Tracts A1 and A2, as shown on the attached Planned Development site plan exhibit.

- 5. General retail and neighborhood services uses are limited to Tracts C1, C2, and C3, as shown on the attached Planned Development site plan exhibit.
- 6. A convenience store is limited to Tract B (2.94 acres), as shown on the attached Planned Development site plan exhibit.
- 7. Tracts D1 and D2 are limited to single-family uses, as shown on the attached site plan.
- 8. The proposed Planned Development is subject to the Temple Trails Master Plan, which reflects a proposed 12-foot wide Citywide Spine Trail along the railroad.
- The proposed Planned Development is subject to the required 6-foot wide sidewalks required along West FM 93 and South 31st Street, both arterials (UDC Section 8.2.3-Sidewalks and Trails).

Staff would like to work with the applicant in proposing enhanced screening with masonry added to fencing and placement of trees adjacent to residential areas for enhanced buffering of business activities. Staff also encourages the use of sidewalks throughout the development for connectivity, especially for proposed park areas.

ITEM SUMMARY: This request is associated with a plat (P-FY-14-11) currently being reviewed through DRC. The applicant's requested rezoning from Agricultural District (AG) to Planned Development (General Retail) District is to allow future development of residential and nonresidential uses.

The applicant proposes a mix of nonresidential uses along the street frontage of South 31st Street, including a convenience store at its intersection with FM 93. The applicant also proposes apartments with a maximum height of three stories along the street frontage of FM 93. Although apartments are not allowed in the General Retail zoning district, apartments will be added to the proposed Planned Development's conditions as allowable uses. The applicant proposes single-family residential development within the interior portion of the Planned Development.

During the public hearing at the Planning and Zoning Commission meeting on January 21, 2014, surrounding property owners expressed concerns regarding:

- Traffic concerns (left-hand turns/signalization) associated with a proposed convenience store at the intersection of West FM 93 and South 31st Street (FM 1741);
- Ingress/egress issues associated with nonresidential uses;
- Types of uses allowed in the nonresidential areas of the Planned Development; and
- Potential intrusions of restaurants with drive-thru services

A Planned Development is a flexible overlay zoning district designed to respond to unique development proposals, special design considerations and land use transitions by allowing evaluation of land use relationships to surrounding areas through development plan approval (UDC Section 3.4.1).

In reviewing a Planned Development, the City Council may require additional standards deemed necessary to create a reasonable transition to, and protection of, adjacent property and public areas, including but not limited to, access and circulations, signs, parking, building design, location and height, light and air, orientation, building coverage, outdoor lighting, landscaping, homeowners or property owners associations, open space, topography and screening (UDC Section 3.4.2.C).

<u>SURROUNDING PROPERTY AND USES</u>: The following table provides the direction from the property, Future Land Use Plan (FLUP) designation, existing zoning and current land uses:

Direction	<u>FLUP</u>	Zoning	Current Land Use
Site	Suburban Commercial & Suburban Residential	AG	Undeveloped
North	Suburban Residential	AG	Undeveloped
South	Suburban Residential & Public Institutional	AG	Undeveloped
East	Suburban Commercial, Suburban Residential, & Estate Residential	SF-1, SF-3, NS, & GR	Undeveloped
West	Suburban Commercial & Suburban Residential	AG	Undeveloped

<u>COMPREHENSIVE PLAN COMPLIANCE</u>: The proposed rezoning relates to the following goals, objectives or maps of the Comprehensive Plan and Sidewalk and Trails Plan:

Document	Policy, Goal, Objective or Map		Compliance
CP	Map 3.1 - Future Land Use and Character (FLUP)	The applicant's property south of the railroad tracks is designated Suburban Commercial. The applicant's requested Planned Development (General Retail) District complies with this designation. The applicant's property north of the railroad tracks is designated as Suburban Residential. The applicant's requested Planned Development (General Retail) District complies with this designation.	Yes
СР	Map 5.2 - Thoroughfare Plan	The property fronts South 31 st Street and FM 93, which are both identified as major arterials. The requested Planned Development (General Retail) District is appropriate along major arterials.	Yes
СР	Goal 4.1 - Growth and development patterns should be consistent with the City's infrastructure and public service capacities	A 12-inch water line runs along the west right-of-way of South 31 st Street. An 8-inch water line runs along the north right-of-way of West FM 93. An 8-inch and 12-inch sewer line runs along the west right-of-way of South 31 st Street.	Yes
STP	Temple Trails Master Plan Map & sidewalks	The Temple Trails Master Plan reflects a proposed 12-foot wide Citywide Spine Trail along the railroad. The plan also reflects a proposed 8-foot wide Local Connector Trail along South 31 st Street, which staff designated for the east side of South 31 st Street.	This is not shown on the PD site plan, but would be addressed during the platting process.

02/20/14 Item #8 Regular Agenda Page 4 of 6

According to the City of Temple Comprehensive Plan, the property's Suburban Residential land use classification on the north side of the railroad tracks is characterized by mid-size single family lots, allowing for greater separation between dwellings and more emphasis on green space versus streets and driveways. With the applicant's proposal to place single family residential uses within this area, the requested Planned Development (General Retail) District complies with this land use classification.

The property's Suburban Commercial land use classification on the south side of the railroad tracks is appropriate for office, retail and services uses adjacent to and abutting residential neighborhoods and in other areas where the community's image and aesthetic value is to be promoted, such as at "gateways" and high-profile corridor locations. Therefore, it limits the floor area ratio and requires a higher landscape surface ratio than in the Auto Urban Commercial district. The applicant's requested Planned Development (General Retail) District complies with this land use classification.

DEVELOPMENT REGULATIONS (GR):

Here are the development regulations for the **General Retail District (GR)**, the "base zoning district" for the proposed Planned Development. Dimensional standards for **nonresidential** development in the GR District are as follows:

- Minimum lot size N/A
- Minimum Lot Width N/A
- Minimum Lot Depth N/A
- Front Yard Setback 15 feet
- Side Yard Setback 10 feet
- Rear Yard Setback 0 feet (10 feet adjacent to residential zoning)

Dimensional standards for **residential** development in the GR District are as follows:

- Minimum lot size 5,000 Sq. Ft.
- Minimum Lot Width 50 feet
- Minimum Lot Depth 100 feet
- Front Yard Setback 15 feet
- Side Yard Setback 10% of lot width with 5-feet min.
- Side Yard Setback (corner) 15 feet
- Rear Yard Setback 10 feet

Standard development regulations require a 6-foot wide sidewalk along Major Arterials, such as South 31st Street, per UDC Section 8.2.3-Sidewalks.

The requested GR zoning district is the standard retail district and allows most retails uses including retail sales, restaurants, grocery stores, department stores, or offices and residential uses except apartments. Since the applicant proposes Multifamily apartments along FM 93, apartment uses are listed as allowable uses within the conditions of this proposed Planned Development (General Retail) District.

The GR zoning district is intended to serve larger service areas than neighborhoods. This district should be located at the intersection of major arterials and should provide total on-site traffic maneuvering such that traffic entering and exiting the facility should have room to turn, stack and park within the confines of the retail facility. Adjoining zoning districts should be carefully selected to reduce environmental conflicts.

A rezoning from the AG to the GR zoning district would allow many uses by right that would not have been allowed before. Those uses include, but are not limited to, the following:

Residential uses	Nonresidential uses
Single Family Detached	Office
Duplex	Restaurants (with or without drive-ins)
Home for the Aged	Hotel or Motel
Townhouse	Food or Beverage sales store without fuel sales (by right)
	Food or Beverage sales store with fuel sales (with limitations) (UDC
	Section 5.3.21 addresses additional setback requirements for fuel
c)	•

pumps)

Prohibited uses include HUD-Code manufactured homes and land lease communities, boat sales or storage, welding or machine shop, storage warehouse, and building material sales, among others.

If approved, the proposed Planned Development will be subject to the attached Planned Development site plan exhibits, as well as the aforementioned list of Planned Development conditions listed in the Staff Recommendations.

The Planning and Zoning Commission and the City Council shall review the Planned Development according to the following criteria:

PLANNED DEVELOPMENT REVIEW CRITERIA (UDC Section 3.4.5):

In determining whether to approve, approve with conditions or deny a Planned Development application, the review bodies must consider the following criteria.

- A. The plan complies with all provisions of the Design and Development Standards Manual, this UDC and other ordinances of the City.
- B. The environmental impact of the development relating to the preservation of existing natural resources on the site and the impact on the natural resources of the surrounding properties and neighborhood is mitigated.
- C. The development is in harmony with the character, use and design of the surrounding area.
- D. Safe and efficient vehicular and pedestrian circulation systems are provided.
- E. Off-street parking and loading facilities are designed to ensure that all such spaces are usable and are safely and conveniently arranged.
- F. Streets are designed with sufficient width and suitable grade and location to accommodate prospective traffic and to provide access for firefighting and emergency equipment to buildings.
- G. Streets are coordinated so as to compose a convenient system consistent with the Thoroughfare Plan of the City.

- H. Landscaping and screening are integrated into the overall site design:
 - 1. To provide adequate buffers to shield lights, noise, movement or activities from adjacent properties when necessary; and
 - 2. To complement the design and location of buildings.
- I. Open space areas are designed to ensure that such areas are suitable for intended recreation and conservation uses.
- J. Water, drainage, wastewater facilities, garbage disposal and other utilities necessary for essential services to residents and occupants are provided.

PUBLIC NOTICE:

Twenty-two notices of the Planning and Zoning Commission public hearing were sent out to property owners within 200-feet of the subject property as required by State law and City Ordinance. As of Monday, January 27, 2014 at 5:00 pm, three notices were returned in support of the proposed rezoning and three notices were returned in opposition to the proposed change.

The Temple Deerfield Homeowners Association did not return its mailed response letter, but individual HOA members outside the 200-foot boundary submitted four response letters in opposition to the request and one response letter in support of the request.

The newspaper printed notice of the Planning and Zoning Commission public hearing on January 10, 2014, in accordance with state law and local ordinance.

FISCAL IMPACT: Not Applicable

ATTACHMENTS:

Subject and Surrounding Property Photos Zoning and Location Map Future Land Use and Character Map Buffer Notification Map Returned Property Owner Responses Planned Development Site Plan Exhibits Ordinance

SURROUNDING PROPERTY AND USES: The following table shows the subject property, existing zoning and current land uses:

Direction	Zoning	Current Land Use	Photo
Subject Property	AG	Agricultural / Undeveloped Land	PROPOSED LAND USE CASE 2-EY-14-18 2-EY-14 2-EY-14-18 2-EY-14 2-EY-
East	SF-1, SF-3, NS, and GR	Single Family and Undeveloped Nonresidential uses	Deerfield Estates South 31 st Street
		Residences at D'Antoni's Crossing & Park Center + South 31 st Street	

Page 2 of 3

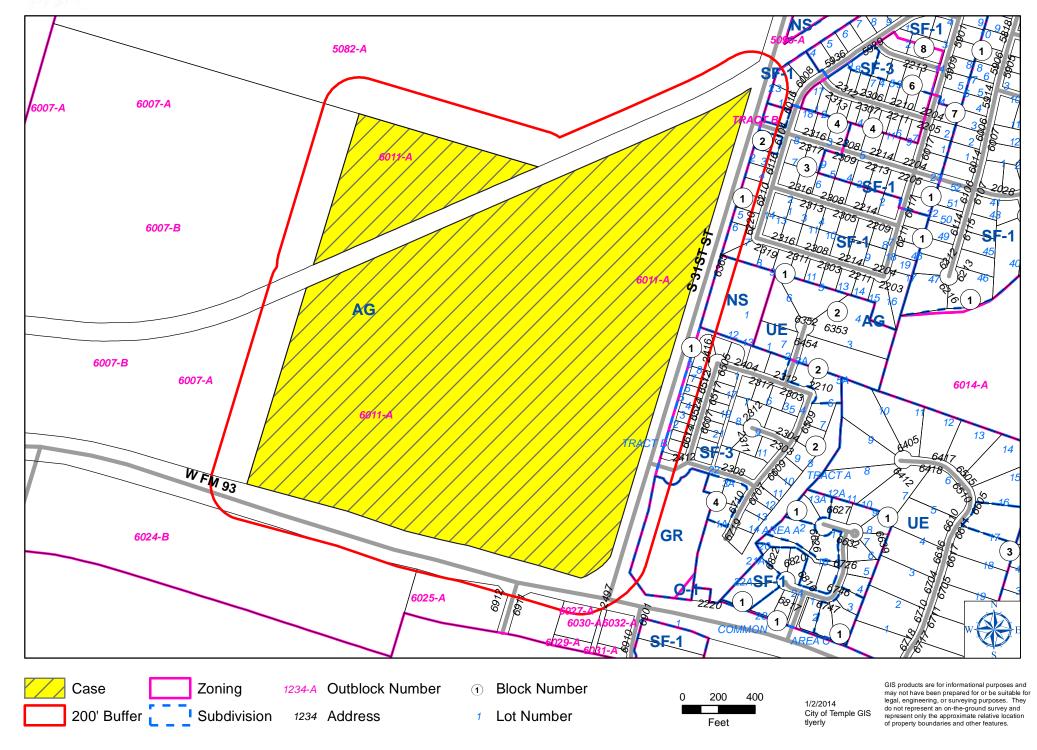
Direction	Zoning	Current Land Use	Photo
West	AG	Agricultural / Undeveloped Land	
South	AG	Church Uses	W FM 93

Page 3 of 3

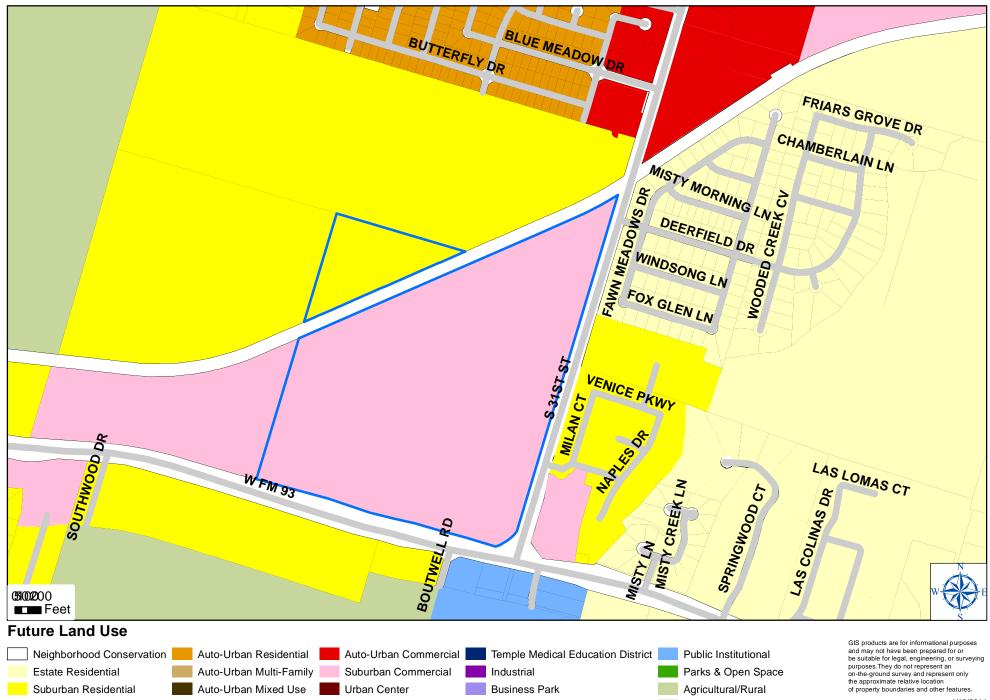
Direction	Zoning	Current Land Use	Photo
North	AG	Agricultural Land/ Undeveloped Land	



Z-FY-14-18 AG to Planned Development -GR NW Corner W FM 93 & S 31st St.

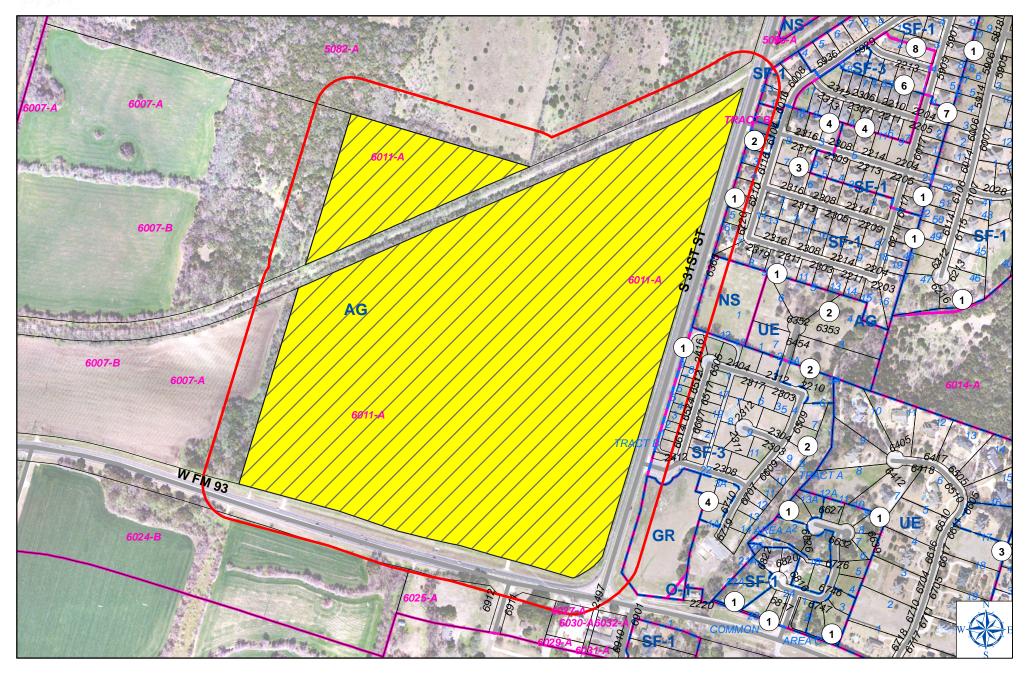


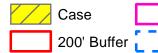
Z-FY-14-18 AG to Planned Development-GR NW Corner W FM 93 & S 31st St.



Parcel

Z-FY-14-18 AG to Planned Development -GR NW Corner W FM 93 & S 31st St.





Zoning 1234-A Outblock Number

1234 Address

Subdivision

Imber ① Block Number

1 Lot Number

0 200 400 Feet

1/2/2014 City of Temple GIS tlyerly GIS products are for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. They do not represent an on-the-ground survey and represent only the approximate relative location of property boundaries and other features.



Patrick Mullins P.O. Box 706 Temple, Texas 76503-706

Zoning Application Number: Z-FY-14-18 Project Manager: <u>Tammy Lyerly</u>

Location: At the northwest corner of FM 1741 (South 31st Street) and West FM 93

The proposed rezoning is the area shown in hatched marking on the attached map. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the possible rezoning of the property described on the attached notice, and provide any additional comments you may have.

I recommend (V) approval

() denial of this request.

Comments:

Signature

Please mail or hand-deliver this comment form to the address shown below, no later than RECEIVED January 21, 2014

City of Temple **Planning Department Room 102** Municipal Building Temple, Texas 76501

JAN 1 4 2014 City of Temple Planning & Development



Michael & Diana Beadnell 6524 Milan Court Temple, Texas 76502

Zoning Application Number: Z-FY-14-18 Project Manager: Tammy Lyerly

Location: At the northwest corner of FM 1741 (South 31st Street) and West FM 93

The proposed rezoning is the area shown in hatched marking on the attached map. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the <u>possible</u> rezoning of the property described on the attached notice, and provide any additional comments you may have.

I recommend () approval

() denial of this request.

Comments:

Beadnell Signature

Diana Beadnell

Please mail or hand-deliver this comment form to the address shown below, no later than January 21, 2014

City of Temple Planning Department Room 102 Municipal Building Temple, Texas 76501

RECEIVED

JAN 1 4 2014

City of Temple Planning & Development



Gene & Janetta Bingham 2408 Venice Parkway Temple, Texas 76502

Zoning Application Number: Z-FY-14-18

Project Manager: <u>Tammy Lyerly</u>

Location: At the northwest corner of FM 1741 (South 31st Street) and West FM 93

The proposed rezoning is the area shown in hatched marking on the attached map. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the <u>possible</u> rezoning of the property described on the attached notice, and provide any additional comments you may have.

l recommend (⁄) approval

() denial of this request.

Comments:

<u>GENE H. BIN GHAM</u> Print Name

Please mail or hand-deliver this comment form to the address shown below, no later than <u>January 21, 2014</u>

City of Temple Planning Department Room 102 Municipal Building Temple, Texas 76501



JAN 2 2 2014 City of Temple

Planning & Developmen



Willard L. Hubbard, Jr. 6920 Boutwell Drive Temple, Texas 76502

Zoning Application Number: Z-FY-14-18 Project Manager: Tammy Lyerly

Location: At the northwest corner of FM 1741 (South 31st Street) and West FM 93

The proposed rezoning is the area shown in hatched marking on the attached map. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the possible rezoning of the property described on the attached notice, and provide any additional comments you may have.

Comments: <u>I live divectly Across the Huy 93</u> , from this property. My wite & I have resided here for 43 years - to have a store beer joint in troor front yard with The noise 24/7 and trash being ployby by the wind on to your property 24/7, is not semething
have resided here for 43 years - to have a store her joint in troor front yard with the noice 24/7 and trash being ploub by the wind on to good property 24/7, is not something
blow by the wind on to down property 24/1. 13 Not semething
that we want, we don't need any retail development in this neighborhood, as 31st street offers plenty of quailable stores to the public. Also
our satety is a concern with the number of people coming and going at all hours of the duy & night from a vetail business

nature

LEE HUBBARD

Please mail or hand-deliver this comment form to the address shown below, no later than January 21, 2014

The meeting on Jan. 21, 2014 City of Temple City of Temple Planning Department Room 102 Municipal Building

Municipal Building Temple, Texas 76501

RECEIVED

JAN 3 1 2014

City of Temple Planning & Development



Ray & Phyllis Miller 6116 Fawn Meadows Drive Temple, Texas 76502

Zoning Application Number: Z-FY-14-18 Project Manager: Tammy Lyerly

Location: At the northwest corner of FM 1741 (South 31st Street) and West FM 93

The proposed rezoning is the area shown in hatched marking on the attached map. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the possible rezoning of the property described on the attached notice, and provide any additional comments you may have.

I recommend () approval

denial of this request.

Comments:

YOU SHOULD EXPLAIN WHAT YOUR CODES MEAN AS IN (PDGR) MEANING PLANHED DEVELOPMENT GENERAL RETAIL, ALSO IS THERE ANY SINGLE OR MULTI FAMILY HOUSING I HCLUDED IN THIS AND THE PROPOSED DEVELOPER THE LACK OF INFORMATION IS THE REASON FOR DENIAL AT THIS TIME

Kay D. MCC

D. MILLER Print Name

Please mail or hand-deliver this comment form to the address shown below, no later than January 21, 2014

> City of Temple **Planning Department** Room 102 Municipal Building Temple, Texas 76501

RECEIVE JAN 2 1 200 City of Terrow Planning & D

Number of Notices Mailed: 22



Daren Etux Karomy Harmel 6016 Fawn Meadows Drive Temple, Texas 76502

Zoning Application Number: <u>Z-FY-14-18</u> Project Manager: <u>Tammy Lyerly</u>

Location: At the northwest corner of FM 1741 (South 31st Street) and West FM 93

The proposed rezoning is the area shown in hatched marking on the attached map. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the <u>possible</u> rezoning of the property described on the attached notice, and provide any additional comments you may have.

	l recommend () approval	(√) denial of this reques	st. (unless modified)
Comments	: Include traffic light	at 31st and Decrfie	eld that allows safe
	ingress/ cyress from De	erfield Estates and	Creeks at Deerfield
of retail	and allows users of	Trail to cross	31st at that
avea	location. See att	oched!	

Signature

DAREN HARMEL

Print Name

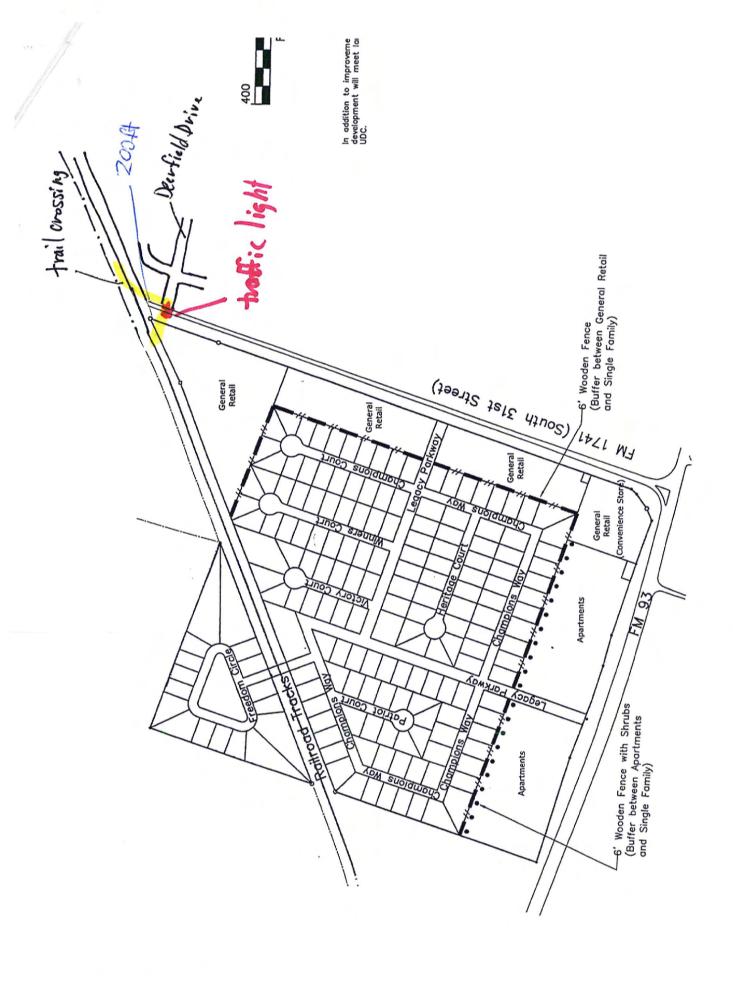
Please mail or hand-deliver this comment form to the address shown below, no later than <u>January 21, 2014</u>

City of Temple Planning Department Room 102 Municipal Building Temple, Texas 76501

RECEIVED

JAN 2 1 2014

City of Temple Planning & Development





Temple Deerfield Homeowners Association 2400 South 57th Street Temple, Texas 76504

Project Manager: Tammy Lyerly Zoning Application Number: Z-FY-14-18

Location: At the northwest corner of FM 1741 (South 31st Street) and West FM 93

The proposed rezoning is the area shown in hatched marking on the attached map. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the possible rezoning of the property described on the attached notice, and provide any additional comments you may have.

I recommend K approval () denial of this request.

Comments:

THE BUILDING OF HOMES OR BNUFNIENCE TOR AND NOC

Signature

TNE ALVI

Please mail or hand-deliver this comment form to the address shown below, no later than January 21, 2014

RECEIVED

City of Temple **Planning Department** Room 102 Municipal Building Temple, Texas 76501

JAN 2 1 2014 City of Temple

Planning & Development

Number of Notices Mailed: 22



Temple Deerfield Homeowners Association 2400 South 57th Street Temple, Texas 76504

Zoning Application Number: Z-FY-14-18

Project Manager: Tammy Lyerly

Location: At the northwest corner of FM 1741 (South 31st Street) and West FM 93

The proposed rezoning is the area shown in hatched marking on the attached map. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the <u>possible</u> rezoning of the property described on the attached notice, and provide any additional comments you may have.

I recommend () approval

N) denial of this request (UMLESS MODIFIED

Comments: NEED DETAIL ON TRAFFIC MGMT. NEED DETAIL OR INTENDED PROT C-1, 203 REPUENTE BENTWOOD BPDOSE CONVENIENCE STORE DUTH QUE SIGNIFICANT MODIFICATION OF MANAGEMENT (ATTAC AMENT

Signature

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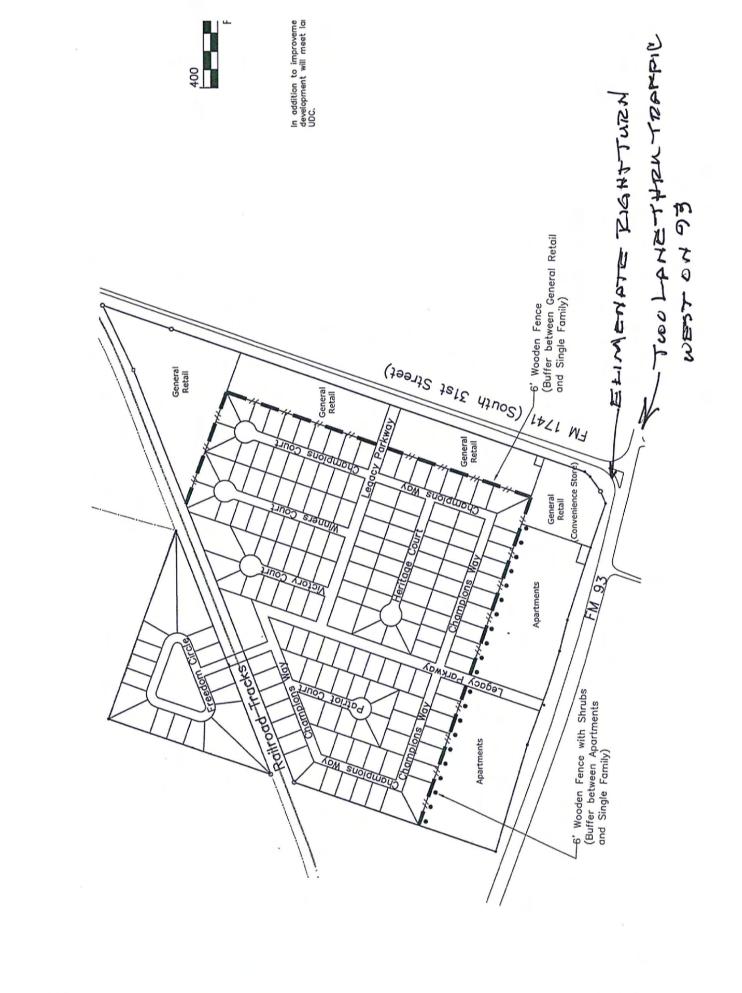
Please mail or hand-deliver this comment form to the address shown below, no later than January 21, 2014

City of Temple Planning Department Room 102 Municipal Building Temple, Texas 76501

JAN 2 1 2014 City of Temple

Planning & Development

Number of Notices Mailed: 22





Temple Deerfield Homeowners Association 2400 South 57th Street Temple, Texas 76504

Zoning Application Number: <u>Z-FY-14-18</u>

Project Manager: Tammy Lyerly

Location: At the northwest corner of FM 1741 (South 31st Street) and West FM 93

The proposed rezoning is the area shown in hatched marking on the attached map. Because you own property within 200 feet of the requested change, your opinions are welcomed. Please use this form to indicate whether you are in favor of the <u>possible</u> rezoning of the property described on the attached notice, and provide any additional comments you may have.

I recommend () approval

(v) denial of this request.

Comments:

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> City of Temple Planning Department Room 102 Municipal Building Temple, Texas 76501

JAN 2 1 2014

City of Temple Planning & Development

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Project Manager: <u>Tammy Lyerly</u>

Location: At the northwest corner of FM 1741 (South 31st Street) and West FM 93

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 I recommend () approval
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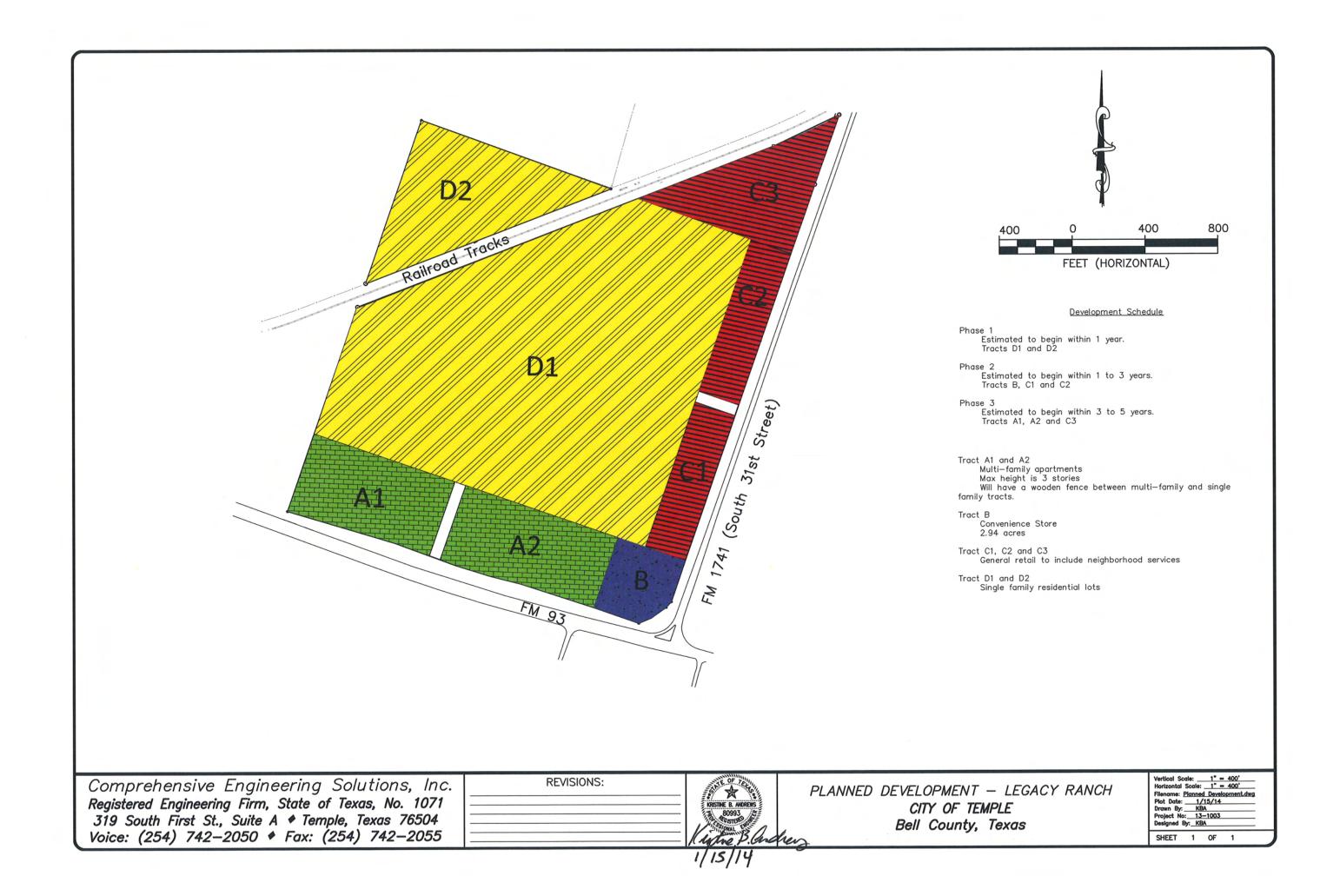
City of Temple Planning Department Room 102 Municipal Building Temple, Texas 76501

JAN 2 3 2014 City of Temple

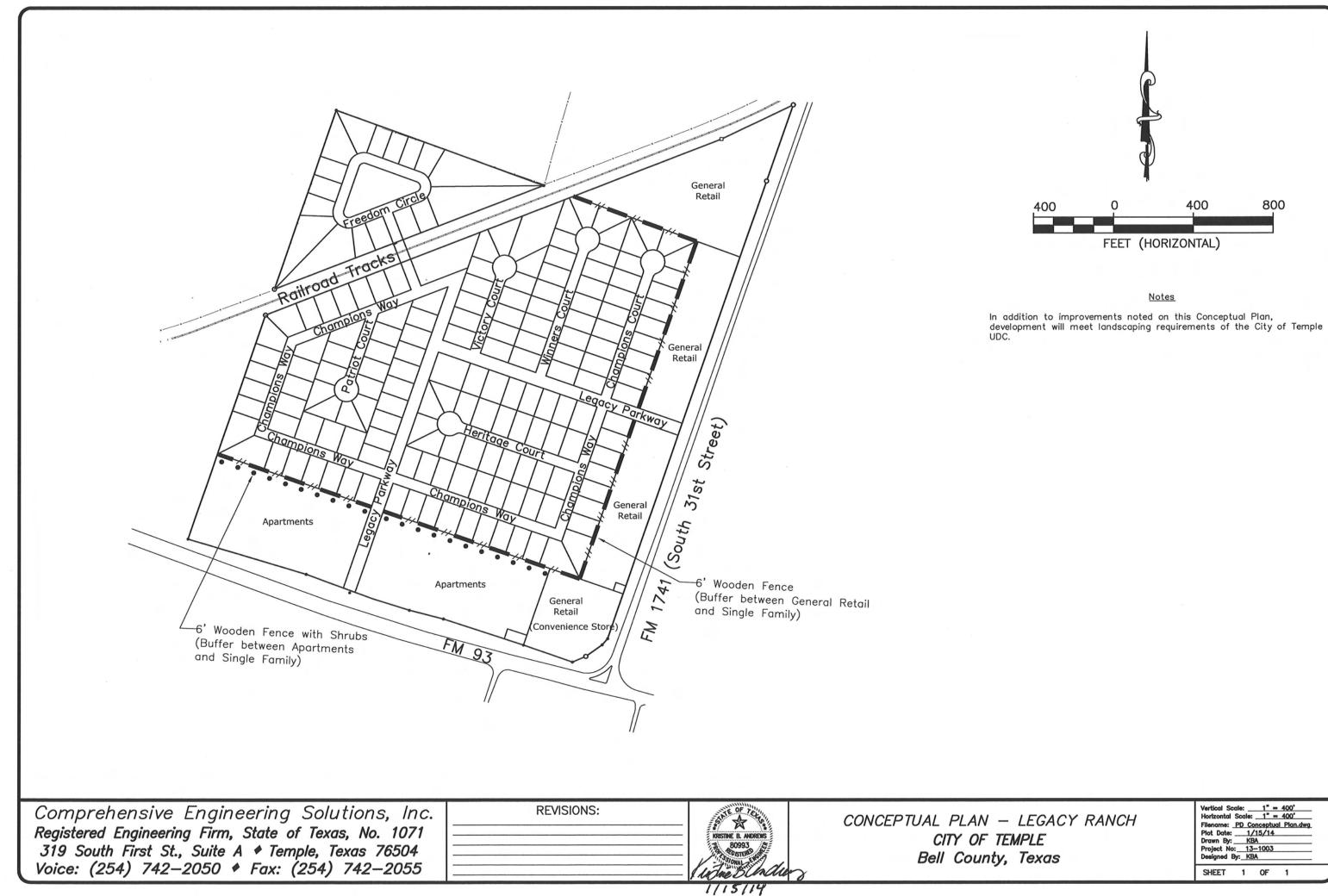
Planning & Development

Number of Notices Mailed: 22

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Zoning Ap	plication Number: <u>Z-F</u>	Y-14-18 Projec	ct Manager: <u>Tammy Lyc</u>	ərly
Location:	At the northwest corn	er of FM 1741 (South	31 st Street) and West F	M 93
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	· · ·	City of Temple Planning Depar Room 102		
		Municipal Build Temple, Texas		
Number of N	lotices Mailed: 22		Date Mailed: January 10	0, 2014



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LEGACY RANCH TMPLE Texas	Vertical Scale: 1" = 400' Hortzontal Scale: 1" = 400' Filename: PD Conceptual Plan.dwg Plot Date: 1/15/14 Drawn By: KBA Project No: 13-1003 Designed By: KBA
	SHEET 1 OF 1

ORDINANCE NO.

(PLANNING NO. Z-FY-14-18)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A ZONING CHANGE FROM AGRICULTURAL DISTRICT (AG) TO PLANNED DEVELOPMENT DISTRICT – GENERAL RETAIL (PD-GR) TO ALLOW RESIDENTIAL AND NONRESIDENTIAL USES ON APPROXIMATELY 103.27 ACRES, BEING PART OF THE REDDING ROBERTS SURVEY, ABSTRACT NO. 692, BELL COUNTY, TEXAS, AND LOCATED AT THE NORTHWEST CORNER OF FM 1741 (SOUTH 31ST STREET) AND FM 93; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

<u>**Part 1**</u>: The City Council approves a rezoning from Agricultural District (AG) to Planned Development – General Retail (PD-GR) to allow residential and nonresidential uses on approximately 103.07 acres, being part of the Redding Roberts Survey, Abstract No. 692, Bell County, Texas, and located at the northwest corner of FM 1741 (South 31st Street) and FM 93, outlined in the map attached hereto as Exhibit 'A,' and made a part hereof for all purposes.

<u>**Part 2:**</u> The Planned Development – General Retail District (PD-GR) is subject to the following conditions listed below and depicted in the site plan attached as Exhibit 'B,' and made a part hereof for all purposes:

- Uses and development will be according to the attached Planned Development site plan exhibits;
- Development will be subject to the regulations of the General Retail District, the base zoning district for the Planned Development;
- All nonresidential development will require screening with 6-foot high wooden privacy fencing and shrubs or trees to shield business activities from adjacent single family residential uses;
- Multifamily developments must provide 6-foot high privacy fencing adjacent to single-family homes;
- Multifamily apartments with a maximum height of three stories are only allowed in Tracts A1 and A2, as shown on the attached Planned Development site plan exhibit;
- General retail and neighborhood services uses are limited to Tracts C1, C2, and C3, as shown on the attached Planned Development site plan exhibit;
- A convenience store is limited to Tract B (2.94 acres), as shown on the attached Planned Development site plan exhibit;
- Tracts D1 and D2 are limited to single-family uses, as shown on the attached site plan;

ATTEST:

Lacy Borgeson City Secretary

• The proposed Planned Development is subject to the Temple Trails Master Plan, which reflects a proposed 12-foot wide Citywide Spine Trail along the railroad;

• The proposed Planned Development is subject to the required 6-foot wide sidewalks required along West FM 93 and South 31st Street, both arterials (UDC Section 8.2.3-Sidewalks and Trails).

<u>Part 2</u>: The City Council directs the Director of Planning to make the necessary changes to the City Zoning Map accordingly.

<u>Part 3</u>: It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such phrase, clause, sentence, paragraph or section.

<u>**Part 4**</u>: This ordinance shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Temple, Texas, and it is accordingly so ordained.

<u>**Part 5**</u>: It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on First Reading and Public Hearing on the **6**th day of **February**, 2014.

PASSED AND APPROVED on Second Reading on the 20th day of February, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

Jonathan Graham City Attorney

APPROVED AS TO FORM:



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #9 Regular Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Jonathan Graham, City Attorney

ITEM DESCRIPTION: FIRST READING-PUBLIC HEARING - Consider adopting an ordinance designating a tract of land consisting of approximately 163.606 acres located at 10501 Northwest HK Dodgen Loop, Temple, Texas, as City of Temple Tax Abatement Reinvestment Zone Number Twenty-Eight for commercial/industrial tax abatement.

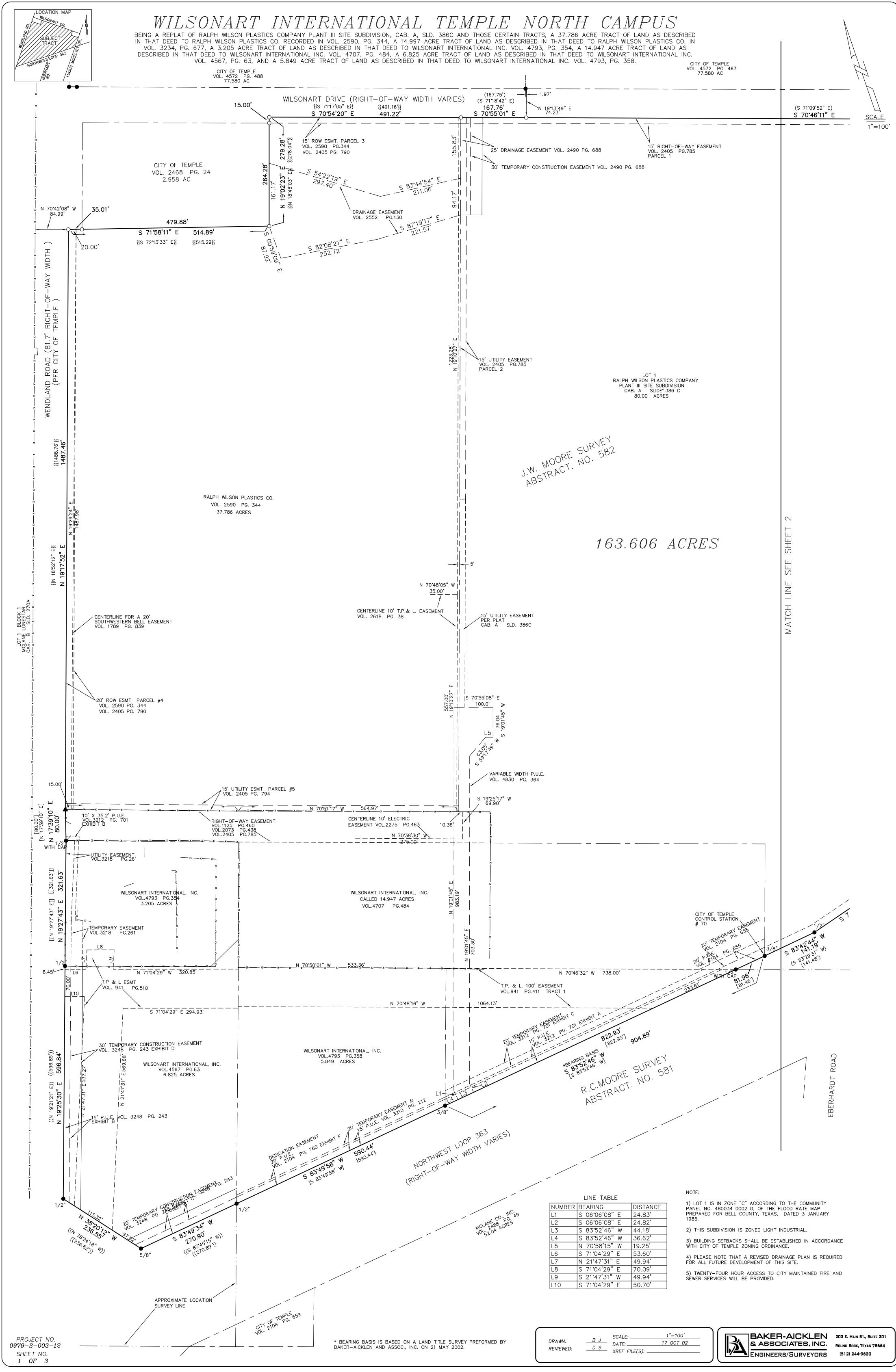
<u>STAFF RECOMMENDATION</u>: Conduct public hearing and adopt ordinance as presented in item description on first reading, and schedule a second reading and final adoption for March 6, 2014.

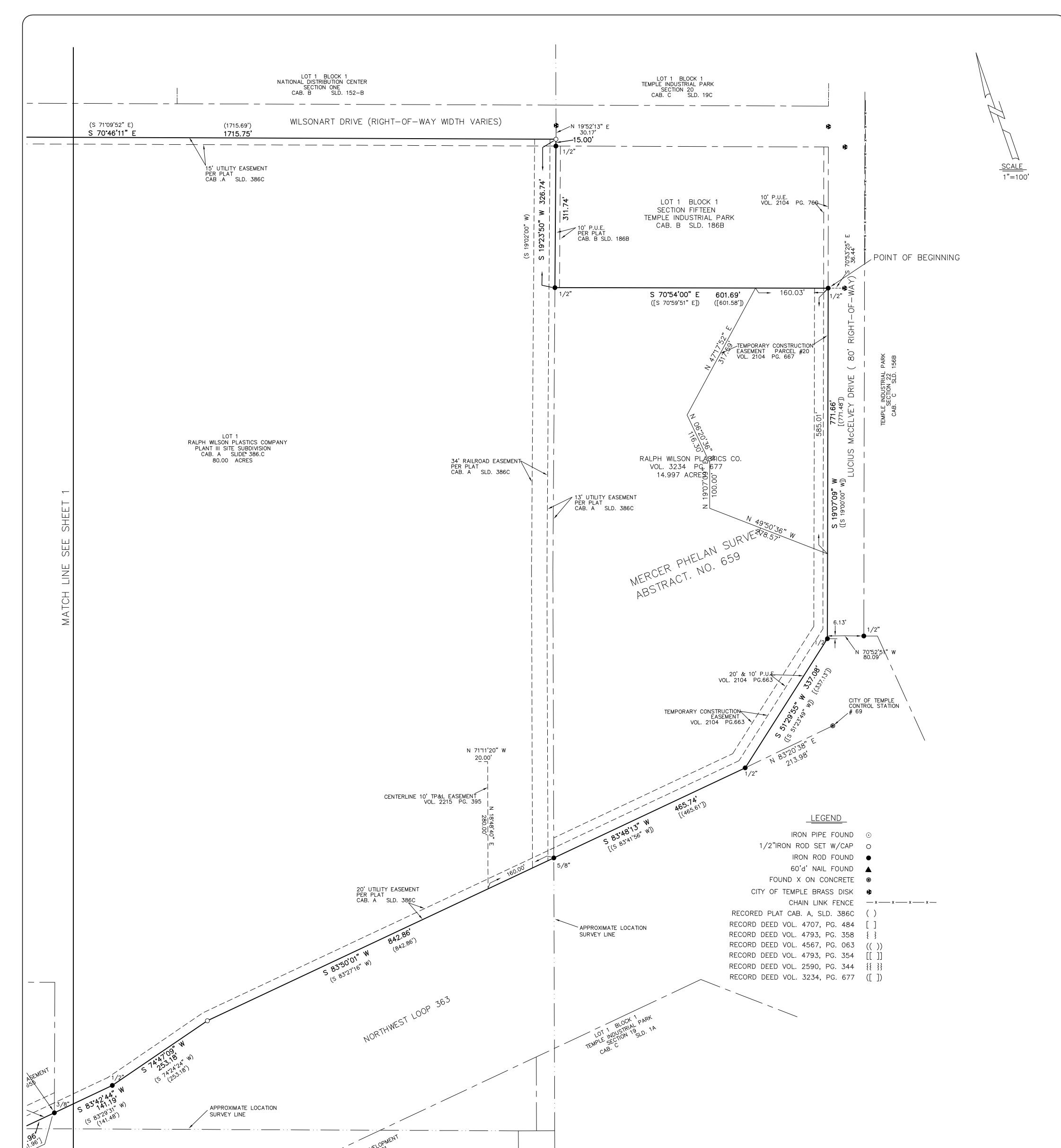
ITEM SUMMARY: The proposed ordinance designates a tract of land consisting of approximately 163.606 acres and described as Tax Abatement Reinvestment Zone Number Twenty-Eight, located at 10501 HK Dodgen Loop, Temple, Texas, as a commercial/industrial tax abatement reinvestment zone, as depicted in the attached survey.

The tract proposed for designation as a tax abatement reinvestment zone is the current location for Wilsonart International. Wilsonart plans to construct a new Customer Center which will serve as the headquarters for Wilsonart Americas. The designation of a tax abatement reinvestment zone lasts for five years and is a prerequisite for entering into a tax abatement agreement with a future economic development prospect. We anticipate bringing a tax abatement agreement for the Wilsonart improvements on March 6, 2014.

FISCAL IMPACT: None at this time.

ATTACHMENTS: Survey Ordinance





<u>90</u> ,1		THE ECONOMIC DEVELOPMENT		
		TENPLE NOT 2. I, THE UNDERSIGNED, OWNER OF THE LAND SHOWN ON THIS INTERNATIONAL TEMPLE NORTH CAMPUS", BEING 163.607 AC ABSTRACT NO. 582, THE R.C. MOORE SURVEY, ABSTRACT NO ABSTRACT NO. 659 BELL COUNTY, TEXAS AND WHOSE NAME THE USE OF THE PUBLIC FOREVER, ALL STREETS, ALLEYS, F	RES OF LAND, PART OF THE J.W. MOORE SURVEY, O. 581 AND THE MERCER PHELAN SURVEY, IS SUBSCRIBED HERETO, HEREBY DEDICATES TO	I, THE UNDERSIGNED, DO HEREBY CERTIFY THAT THIS SUBDIVISION PLAT CONFORMS TO THE WATER AND WASTEWATER MASTER PLANS AND APPLICABLE ORDINANCES AND HEREBY RECOMMEND APPROVAL.
		PUBLIC PLACES AS SHOWN HEREON.		WATER AND WASTEWATER SUPERINTENDENT DATE
	T ROA	GAIL PEEK VICE PRESIDENT AND GENERAL COUNSEL WILSONART INTERNATIONAL, INC.		I, THE UNDERSIGNED, DIRECTOR OF PLANNING OF THE CITY OF TEMPLE, HEREBY CERTIFY THAT THIS SUBDIVISION PLAT CONFORMS TO ALL REQUIREMENTS OF THE CITY OF TEMPLE, IT QUALIFIES FOR ADMINISTRATIVE PLAT APPROVAL AS PROVIDED IN THIS ORDINANCE, AND IT IS HEREBY APPROVED.
	ARD	STATE OF TEXAS COUNTY OF BELL		
I	ERH	THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME ON THE BY GAIL PEEK, VICE PRESIDENT AND GENERAL COUNSEL OF	DAY OF, 2002 A.D. WILSONART INTERNATIONAL, INC. A TEXAS	DIRECTOR OF PLANNING DATE
	EB	CORPORATION, ON BEHALF OF SAID CORPORATION.		I HEREBY CERTIFY THAT THE ABOVE AND FOREGOING PLAT OF "WILSONART INTERNATIONAL TEMPLE NORTH CAMPUS", BEING 163.606 ACRES OF LAND, PART OF THE J.W. MOORE SURVEY, ABSTRACT NO. 582, R.C. MOORE SURVEY, ABSTRACT NO. 581 AND THE MERCER PHELAN SURVEY, ABSTRACT NO. 659 BELL COUNTY, TEXAS, WAS APPROVED BY THE CITY OF TEMPLE ON THE DAY OF, 20, 20 A.D. SAID ADDITION SHALL BE SUBJECT TO ALL THE REQUIREMENTS OF THE SUBDIVISION ORDINANCE OF THE CITY OF TEMPLE, TEXAS.
Ι		I, THE UNDERSIGNED, REGISTERED PROFESSIONAL LAND SURV TO THE BEST OF MY KNOWLEDGE AND BELIEF, THAT THIS PL PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY MA THAT ALL NECESSARY SURVEY MONUMENTS ARE CORRECTLY	LAT IS TRUE AND CORRECT, THAT IT WAS ADE UNDER MY SUPERVISION ON THE GROUND, AND	WITNESS MY HAND THIS DAY OF, 20 A.D.
				CITY SECRETARY DATE
				FILED FOR RECORD THIS THE DAY OF DAY OF, 20 A.D. IN CABINET, SLIDE, PLAT RECORDS OF BELL COUNTY, TEXAS.
		WILLIAM L. JOHNSON, R.P.L.S. #5425	DATE	TAX CERTIFICATES
		I, THE UNDERSIGNED A REGISTERED PROFESSIONAL ENGINEEF PROPER ENGINEERING CONSIDERATION HAS BEEN GIVEN THIS	R IN THE STATE OF TEXAS, HEREBY CERTIFY THAT PLAT.	THE BELL COUNTY TAX APPRAISAL DISTRICT, THE TAXING AUTHORITY FOR ALL ENTITIES IN BELL COUNTY, TEXAS DOES HEREBY CERTIFY THAT THERE ARE CURRENTLY NO DELINQUENT TAXES DUE OR OWING ON THE PROPERTY DESCRIBED BY THIS PLAT.
				DATED THIS DAY OF, 20 A.D.
				BELL COUNTY TAX APPRAISAL DISTRICT BY:
		KENNETH C. AICKLEN, P.E. NO. 47318	DATE	
		I, THE UNDERSIGNED CITY ENGINEER OF THE CITY OF TEMPLI CONFORMS TO ALL REQUIREMENTS OF THE SUBDIVISION ORD		
PROJECT NO. 0979-2-003-12 SHEET NO. 2 0F 3		CITY ENGINEER DA		$\frac{B J}{D S} = \frac{323 \text{ E. Main St., Suite 201}}{323 \text{ E. Main St., Suite 201}} \text{BAKER-AICKLEN} \\ \frac{B J}{D S} = \frac{17 \text{ OCT } 02}{328 \text{ E. Main St., Suite 201}} \text{BAKER-AICKLEN} \\ \frac{B ASSOCIATES, INC.}{203 \text{ E. Main St., Suite 201}} \text{Round Rock, Texas 78664} \\ (512) 244-9620 \end{array}$

WILSONART INTERNATIONAL TEMPLE NORTH CAMPUS

BEING A REPLAT OF RALPH WILSON PLASTICS COMPANY PLANT III SITE SUBDIVISION, CAB. A, SLD. 386C AND THOSE CERTAIN TRACTS, A 37.786 ACRE TRACT OF LAND AS DESCRIBED IN THAT DEED TO RALPH WILSON PLASTICS CO. RECORDED IN VOL. 2590, PG. 344, A 14.997 ACRE TRACT OF LAND AS DESCRIBED IN THAT DEED TO RALPH WILSON PLASTICS CO. IN VOL. 3234, PG. 677, A 3.205 ACRE TRACT OF LAND AS DESCRIBED IN THAT DEED TO WILSONART INTERNATIONAL INC. VOL. 4793, PG. 354, A 14.947 ACRE TRACT OF LAND AS DESCRIBED IN THAT DEED TO WILSONART INTERNATIONAL INC. VOL. 4707, PG. 484, A 6.825 ACRE TRACT OF LAND AS DESCRIBED IN THAT DEED TO WILSONART INTERNATIONAL INC. VOL. 4567, PG. 63, AND A 5.849 ACRE TRACT OF LAND AS DESCRIBED IN THAT DEED TO WILSONART INTERNATIONAL INC. VOL. 4793, PG. 358.

DESCRIPTION

FOR A 163.606-ACRE TRACT OF LAND SITUATED IN THE J. W. MOORE SURVEY, ABSTRACT NO. 582, THE R. C. MODRE SURVEY, ABSTRACT NO. 581 AND THE MERCER PHELAN SURVEY ABSTRACT NO. 659 IN BELL COUNTY, TEXAS, SAID 163.606-ACRE TRACT BEING ALL OF LOT ONE, RALPH WILSON PLASTICS COMPANY PLANT III SITE SUBDIVISION ACCORDING TO THE PLAT RECORDED THEREOF IN CABINET A, SLIDE 386C OF THE PLAT RECORDS OF SAID COUNTY, A CALLED 14.997 ACRE TRACT LAND AS DESCRIBED IN THAT DEED TO RALPH WILSON PLASTICS CO. BY INSTRUMENT RECORDED IN VOLUME 3234, PAGE 677 OF THE DEED RECORDS OF SAID COUNTY, A CALLED 14.947-ACRE TRACT OF LAND AS DESCRIBED IN THAT DEED TO WILSONART INTERNATIONAL, INC. BY INSTRUMENT RECORDED IN VOLUME 4707, PAGE 484 OF THE DEED RECORDS OF SAID COUNTY, A CALLED 5.849-ACRE TRACT OF LAND AS DESCRIBED IN THAT DEED TO WILSONART INTERNATIONAL, INC. BY INSTRUMENT RECORDED IN VOLUME 4793, PAGE 358 OF THE DEED RECORDS OF SAID COUNTY, A CALLED 3.205-ACRE TRACT OF LAND AS DESCRIBED IN THAT DEED TO WILSONART INTERNATIONAL, INC. BY INSTRUMENT RECORDED IN VOLUME 4793, PAGE 354 OF THE DEED RECORDS OF SAID COUNTY, A CALLED 6.825-ACRE TRACT OF LAND AS DESCRIBED IN THAT DEED TO WILSONART INTERNATIONAL, INC. BY INSTRUMENT RECORDED IN VOLUME 4567, PAGE 63 OF THE DEED RECORDS OF SAID COUNTY AND A CALLED 37.786-ACRE TRACT OF LAND AS DESCRIBED IN THAT DEED TO RALPH WILSON PLASTICS CO. BY INSTRUMENT RECORDED IN VOLUME 2590, PAGE 344 OF THE DEED RECORDS OF SAID COUNTY, SAID 163.606 ACRES BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a ½"iron rod found at the northeast corner of said 14.997-Acre tract and at the southeast corner of Lot 1, Block 1 Section Fifteen Temple Industrial Park according to the plat thereof recorded in Cabinet B, Slide 186B of the Plat Records of said county, said point being also in the west right-of-way line of Lucius McCelvey Drive (80' right-of-way width), for a northeast corner hereof;

THENCE with the east boundary line of said 14.997-Acre tract and the said west right-of-way line of Lucius McCelvey Drive, S19°07'09"W a distance of 771.66 feet to a ½" iron rod found for a corner hereof;

THENCE the said east boundary line of the 14.997-Acre tract and the transition of said west right-of-way line of Lucius McCelvey Drive and the north right-of-way line of Northwest Loop 363 (right-of-way width varies), S51*29"55" W a distance of 337.08 feet to a ½" iron rod found for a corner hereof:

THENCE with the south boundary line of said 14.997-Acre tract and the north right-of-way line of said Northwest Loop 363, S83*48'13"W a distance of 465.74 feet to a 5/8" iron rod found at the southwest corner of said 14.997-Acre tract, and at the southeast corner of said Lot 1, Ralph Wilson Plastics Company Plant III Site Subdivision, for an angle point of this tract;

THENCE with and the south boundary line of said Lot 1, Ralph Wilson Plastics Company Plant III Site Subdivision and the said north right-of-way line of said Northwest Loop 363 the following three (3) courses and distances:

1. S83°50'01"W a distance of 842.86 feet to a ½" iron rod set with cap for an angle point of this tract;

2. $574^{\circ}47'09''W$ a distance of 253.18 feet to a %'' iron rod found for an angle point of this tract, and

3. S83*42'44"W a distance of 141.19 feet to a 3/8" iron rod found at the southwest corner of said Lot 1, Ralph Wilson Plastics Company Plant III Site Subdivision, being also the southeast corner of said 14.947-Acre tract for an angle point of this tract;

THENCE with the south boundary line of said 14.947-Acre tract and the north right-of-way line of said Northwest Loop 363, S83°52'46"W a distance of 81.96 feet pass a ½" iron rod round with cap. in all a total of 904.89 feet to a 3/8" iron rod found at the southwest corner of said 14.947 Acre tract, said point being also at the southeast corner of said 5,849 Acre tract for an angle point of this tract

THENCE with the south boundary line of said 5.849 Acre tract and the north right-of-way line of said Northwest Loop 363, S83°49'58"W a distance of 590.44 feet to a ½" iron rod found at the southwest corner of said 5.849-Acre tract, said point being also at the southeast corner of said 6.825 Acre tract for an angle point of this tract;

THENCE with the south boundary line of said 6.825-Acre tract and the north right-of-way line of said Northwest Loop 363, S83*49'34"W a distance of 270.90 feet to a 5/8" iron rod found at a south corner hereof;

THENCE with the southwest boundary line of said 6.825-Acre tract and the transition of the north right-of-way line of said Northwest Loop 363 and the east right-of-way line of Wendland Road (right-of-way width varies), N38*20'12"W a distance of 236.55 feet to a ½" iron rod found for a southwest corner hereof;

THENCE with the west boundary line of said 6.825-Acre tract and the east right-of-way line of said Wendland Road, N19°25'30"E a distance of 596.84 feet to a ½" iron rod found for the northwest corner of said 6.825-Acre tract, said point being also at the southwest corner of said 3.205-Acre tract for an angle point of this tract;

THENCE with the west boundary line of said 3.205-Acre tract and the east right-of-way line of said Wendland Road, N19°27'43"E a distance of 321.63 feet to a ½" iron rod found with cap at the northwest corner of said 3.205-Acre tract and at the southwest corner of said 14.947-Acre tract for an angle point of this tract;

THENCE with the west boundary line of said 14.947-Acre tract and the east right-of-way line of said Wendland Road, N17*39'10"E for a distance of 80.00 feet to a nail found at the northwest corner of said 14.947-Acre tract and being also at the southwest corner of said 37.786 Acre tract for an angle point of this tract;

THENCE with the west and north boundary line of said 37.786 Acre tract and the east right-of-way line of said Wendland Road the following two (2) courses and distances:

1. N19°17′52″E a distance of 1487.46 feet to a $\frac{1}{2}$ iron rod set with cap for a northwest corner hereof, and

2. S71°58'11"E a distance of 35.01 feet to a ½"iron rod set with cap on a north boundary line of said 37.786-Acre tract, said point being at the southwest corner of 2.958-Acre tract of land as described in that deed to City of Temple by instrument recorded in Volume 2468, Page 24 of the deed records of said county for a corner hereof;

THENCE with a north and west boundary lines of said 37.786 Acre tract and the south and east boundary lines of said 2.958-Acre tract the following two (2) courses and distances:

1. S71°58'11"E a distance of 479.88 feet to a ½" iron rod set with cap for an inside ell corner hereof, and

2. N19°02'23"E a distance of 264.28 feet to a ½" iron rod set with cap on a west boundary line of said 37.786-Acre tract, being also at the northeast corner of said 2.958 Acre tract and the south boundary line of Wilsonart Drive (right-of-way varies) for a corner hereof;

THENCE with the west and north boundary lines of said 37.786-Acre tract and the south right-of-way line of said Wilsonart Road the following two (2) courses and distances:

1. N19*02'23E a distance of 15.00 feet to a ½" iron rod set with cap for a northwest corner hereof, and

2. S70°54′20″E a distance of 491.22 feet to a $\frac{1}{2}$ iron rod set with cap for the northeast corner of said 37.786-Acre tract, being also at the northwest corner of said Lot 1, Ralph Wilson Plastics Company Plant III Site Subdivision, for an angle point of this tract;

THENCE with the north and east boundary lines of said Lot 1, Ralph Wilson Plastics Company Plant III Site Subdivision and the south right-of-way line of said Wilsonart Drive the following three (3) courses and distances:

1. S70°55′01″E a distance of 167.76 feet to a $\frac{1}{2}$ iron set with cap for an angle point of this tract; 2. S70°46'11"E a distance of 1715.75 feet to a ½" iron rod set with cap for a northeast corner hereof, and

3. S19°23'50"W a distance of 15.00 feet to a $\frac{1}{2}$ " iron rod found at an east boundary line of said Lot 1, Ralph Wilson Plastics Company Plant III Site Subdivision, also being the northwest corner of side Lot 1, Section Fifteen Temple Industrial Park, for a corner hereof;

THENCE with the east boundary line of said Lot 1, Ralph Wilson Plastics Company Plant III Site Subdivision and the west boundary line of side Lot 1 Section Fifteen Temple Industrial Park, S19°23'50"W for a distance of 311.74 feet to a $\frac{1}{2}$ " iron rod found at the southwest corner of said Lot 1, Block 1 Section Fifteen Temple Industrial Park and at the northwest corner of said 14.997-Acre tract for an inside ell corner hereof;

THENCE with the north boundary line of said 14.997-Acre tract and the south boundary line of said Lot 1, Section Fifteen Temple Industrial Park, S70°54"00"E for a distance of 601.69 feet to the POINT OF BEGINNING hereof and containing 163,606 Acres of land.

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PROJECT NO. 0979-2-003-12 SHEET NO. 3 OF 3

ORDINANCE NO. <u>2014-4647</u>

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, DESIGNATING A CERTAIN TRACT OF LAND CONSISTING OF APPROXIMATELY 163.606 ACRES OF LAND LOCATED AT 10501 NW H.K. DODGEN LOOP, TEMPLE, BELL COUNTY, TEXAS, AS TAX ABATEMENT REINVESTMENT ZONE NUMBER TWENTY-EIGHT FOR COMMERCIAL/INDUSTRIAL TAX ABATEMENT; ESTABLISHING THE BOUNDARIES THEREOF AND OTHER MATTERS RELATING THERETO; DECLARING FINDINGS OF FACT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City Council of the City of Temple, Texas (the "City"), desires to promote the development or redevelopment of a certain contiguous geographic area within its jurisdiction by creation of a reinvestment zone for commercial/industrial tax abatement, as authorized by Section 312.201 of the Texas Tax Code (hereinafter the "Code");

Whereas, the City held such public hearing after publishing notice of such public hearing, and giving written notice to all taxing units overlapping the territory inside the proposed reinvestment zone;

Whereas, the City at such hearing invited any interested person, or his attorney, to appear and contend for or against the creation of the reinvestment zone, the boundaries of the proposed reinvestment zone, whether all or part of the territory described in the ordinance calling such public hearing should be included in such proposed reinvestment zone, the concept of tax abatement; and

Whereas, the proponents of the reinvestment zone offered evidence, both oral and documentary, in favor of all of the foregoing matters relating to the creation of the reinvestment zone, and opponents of the reinvestment zone appeared to contest creation of the reinvestment zone.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

<u>**Part 1:**</u> The facts and recitations contained in the preamble of this ordinance are hereby found and declared to be true and correct.

<u>**Part 2:**</u> The City Council, after conducting such hearings and having heard such evidence and testimony has made the following findings and determinations based on the testimony presented to it:

A. Designates a certain tract of land consisting of approximately 163.606 acres of land located at 10501 NW H.K. Dodgen Loop, Temple, Bell County, Texas, as Tax Abatement Reinvestment Zone Number Twenty-Eight;

B. That creation of Tax Abatement Reinvestment Zone Number Twenty-Eight will result in benefits to the City and to the land included in the zone after the term of any agreement executed hereunder, and the improvements sought are feasible and practical;

C. That Tax Abatement Reinvestment Zone Number Twenty-Eight meets the criteria for the creation of a reinvestment zone as set forth in Section 312.202 of the Code in that it is "reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract major investment in the zone that would be a benefit to the property and that would contribute to the economic development of the City;" and

D. That Tax Abatement Reinvestment Zone Number Twenty-Eight meets the criteria for the creation of a reinvestment zone as set forth in the City of Temple Guidelines and Criteria for granting tax abatement in reinvestment zones.

<u>**Part 3:**</u> Pursuant to Section 312.201 of the Code, the City hereby creates a reinvestment zone for commercial/industrial tax abatement encompassing approximately 163.606 acres of land located at 10501 NW H.K. Dodgen Loop, Temple, Bell County, Texas, described by the drawing in Exhibit 'A,' attached hereto and such Reinvestment Zone is hereby designated and shall hereafter be officially designated as Tax Abatement Reinvestment Zone Number Twenty-Eight, City of Temple, Texas.

<u>Part 4:</u> The Reinvestment Zone shall take effect on March 6, 2014, or at an earlier time designated by subsequent ordinance.

<u>**Part 5:**</u> To be considered for execution of an agreement for tax abatement the commercial/industrial project shall:

A. Be located wholly within the Zone as established herein;

B. Not include property that is owned or leased by a member of the City Council of the City of Temple, Texas, or by a member of the Planning and Zoning Commission;

C. Conform to the requirements of the City's Zoning Ordinance, the Criteria governing tax abatement previously adopted by the City, and all other applicable laws and regulations; and

D. Have and maintain all land located within the designated zone, appraised at market value for tax purposes.

<u>Part 6</u>: Written agreements with property owners located within the zone shall provide identical terms regarding duration of exemption and share of taxable real property value exempted from taxation.

Part 7: Written agreements for tax abatement as provided for by Section 312.205 of the Code shall include provisions for:

A. Listing the kind, number and location of all proposed improvements of the property;

B. Access to and inspection of property by municipal employees to ensure that the improvements or repairs are made according to the specification and conditions of the agreements;

C. Limiting the use of the property consistent with the general purpose of encouraging development or redevelopment of the zone during the period that property tax exemptions are in effect; and

D. Recapturing property tax revenue lost as a result of the agreement if the owner of the property fails to make the improvements as provided by the agreement.

Part 8: If any provision of this ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Part 9: This ordinance shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Temple, Texas, and it is accordingly so ordained.

<u>Part 10:</u> Sunset provision. The designation of Tax Abatement Reinvestment Zone Number Twenty-Eight shall expire five years from the effective date of this ordinance. The designation of a tax abatement reinvestment zone may be renewed for periods not exceeding five years. The expiration of a reinvestment zone designation does not affect an existing tax abatement agreement authorized by the City Council.

<u>**Part 11:**</u> It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meeting Act.

PASSED AND APPROVED on First Reading and Public Hearing on the **20th** day of **February**, 2014.

PASSED AND APPROVED on Second Reading on the 6th day of March, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson City Secretary Jonathan Graham City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

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DEPT./DIVISION SUBMISSION & REVIEW:

Jonathan Graham, City Attorney

ITEM DESCRIPTION: Consider adopting a resolution authorizing a tax abatement agreement with Thomas Biodiesel, LLC, covering increases in the taxable value of real property for a 7 acre tract of land (Tax Abatement Reinvestment Zone Number 27) located at 3111 and 3289 Eberhardt Road.

Executive Session: Pursuant to Section 551.087 of the Government Code, the City Council may meet in executive session to discuss either commercial or financial information that the City has received from a business prospect that the City wishes to locate, stay or expand within the City limits and with which the City is conducting economic development negotiations, or to deliberate the offer of a financial or other incentive to a business prospect the public discussion of which would adversely affect ongoing economic development negotiations.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The proposed resolution authorizes the City Manager to execute an agreement with Thomas Biodiesel, LLC ("Thomas Biodiesel"), which if approved gives the company five years of 100% tax abatement and five years of declining tax abatement on the increased taxable value of real property improvements on a 7 acre tract of land located at 3111 and 3289 Eberhardt Road.

The proposed agreement covers approximately 7 acres of land that has been designated as City of Temple Tax Abatement Reinvestment Zone Number 27. The site will be the location of a Thomas Biodiesel manufacturing plant. The tax abatement applies only to *new* real property improvements.

Thomas Biodiesel timely filed an application to receive tax abatement on improvements to real property proposed for a manufacturing plant to be constructed on the tract described above. The City Council has previously approved an ordinance designating the property on which the improvements will be located as a tax abatement reinvestment zone. Tax abatement is being sought for real property improvements consisting of the construction of a manufacturing plant. Thomas Biodiesel estimates that its investment will be in the neighborhood of \$30 million. The actual value of the improvements, and the value of our tax abatement, is dependent on an appraisal by the Bell County Appraisal District.

The City's Economic Development Policy sets out the criteria and guidelines for granting tax abatement. The renovations proposed meet the minimum criteria established for tax abatement consideration. The proposed improvements fall within the definition of "eligible facilities" in the criteria. The application indicates real property improvements which meet the criteria for granting tax abatement for ten years at 100% for the first five years and declining percentage (90-80-70-60-50%) for the remaining five years.

The Staff has provided the other taxing entities involved with notice and a copy of the proposed agreement. Under State law, the other taxing entities will have 90 days to elect to enter into an agreement with identical terms. The proposed agreement is drafted for the signature of each taxing entity, but will be effective between Thomas Biodiesel and any of the taxing entities which sign the agreement even if not all sign.

Additionally, the agreement has all of the other terms required by Chapter 312 of the Texas Tax Code for tax abatement agreements, including provisions: (1) listing the kind and number of improvements; (2) providing for inspections of the facility by the taxing entities; (3) requiring compliance with State and local laws; (4) recapturing abated taxes in the event of a default under the agreement; and (5) requiring Thomas Biodiesel to annually certify to all the taxing entities that it is in compliance with all of the terms and conditions of the agreement.

Thomas Biodiesel's application meets the standards for granting tax abatement on the increase in real property improvements established by the City's Criteria and Guidelines for tax abatement. The City Council has discretion whether to approve an application for tax abatement and to increase the percentage of tax abatement over the recommended percentage specified in the matrix in the City's Criteria and Guidelines for tax abatement. The agreement should add to the continued development of the City's commercial growth, which would not have occurred in the absence of tax abatement.

FISCAL IMPACT: The tax abatement agreement would have the potential of abating approximately \$1,495,320 in City taxes over the 10 year life of the agreement (100% for the first five years and declining percentage (90-80-70-60-50%) for the remaining five years) using the City's current tax rate of \$0.5864 per \$100 value based on an anticipated increased in appraised real property improvements of \$30 million.

ATTACHMENTS:

Resolution

RESOLUTION NO. 2014-7234-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A TAX ABATEMENT AGREEMENT WITH THOMAS BIODIESEL, LLC, COVERING INCREASES IN THE TAXABLE VALUE OF REAL PROPERTY ON AN APPROXIMATELY 7 ACRE TRACT OF LAND LOCATED AT 3111 AND 3289 EBERHARDT ROAD; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City adopted a Resolution dated June 15, 1989, stating that it elects to be eligible to participate in tax abatement;

Whereas, on February 3, 2011, the City Council adopted Ordinance No. 2011-4423, establishing a comprehensive economic development policy for the City of Temple, which policy includes criteria and guidelines for granting tax abatement within the City of Temple in accordance with Chapter 312 of the Tax Code;

Whereas, Thomas Biodiesel, LLC is the owner of property within the City's Tax Abatement Reinvestment Zone Number Twenty-Seven, and has requested that the City consider approving 100% tax abatement and five years of declining tax abatement (90-80-70-60-50%) on the increased taxable value of real property improvements to said Property;

Whereas, the contemplated use of the property by Thomas Biodiesel, LLC, as hereinafter described, and the contemplated improvements to said Property in the form and amounts set forth in the agreement, are consistent with encouraging economic development, and in accordance with the criteria and guidelines for tax abatement in the City's Economic Development Policy;

Whereas, as required by law the City has notified the other taxing entities of its intent to enter into the agreement; and

Whereas, the City Council has considered the matter and finds that the proposed tax abatement with Thomas Biodiesel, LLC, is in compliance with State law and the City's *Guidelines and Criteria* governing tax abatement, and that the proposed real property improvements said company are feasible and likely to attract major investment and expand employment within the City.

Now, Therefore, be it Resolved by the City Council of the City of Temple, Texas, That:

<u>**Part 1:**</u> The City Manager, or his designee, is authorized to execute a tax abatement agreement on the increased taxable value of real property improvements between the City of Temple and Thomas Biodiesel, LLC, after approval as to form by the City Attorney, governing an approximately 7 acre tract of land located at 3111 and 3289 Eberhardt Road, more fully described in Exhibit 'A,' attached hereto and made a part hereof for all purposes.

<u>**Part 2:**</u> It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **20th** day of **February**, 2014.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson City Secretary Jonathan Graham City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

02/20/14 Item #11 Regular Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Lacy Borgeson, City Secretary

ITEM DESCRIPTION: Consider adopting a resolution appointing members to the following City boards and commissions:

- (A) Building and Standards Commission three members to fill expiring terms through March 1, 2016; one alternate member to fill expiring terms through March 1, 2016
- (B) Building Board of Appeals three members to fill expiring terms through March 1, 2018
- (C) Development Standards Advisory Board three members to fill expiring terms through March 1, 2017
- (D) Electrical Board three members to fill expiring term through March 1, 2017
- (E) Parks and Leisure Services Advisory Board two members to fill expiring terms through March 1, 2017
- (F) Tree Board two members to fill an expiring term through March 1, 2017
- (G)Zoning Board of Adjustment three members to fill expiring terms through March 1, 2016; two alternate members to fill expiring terms through March 1, 2016

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: In accordance with the City Council adopted policies governing the appointment and training of citizens to City boards, appointments to the above stated boards are to be made with an effective date of March 1, 2011.

Please see the attached board summary forms, which list current board members, purpose, membership requirements, term and meeting time/place for the boards. Also attached is a summary listing of all applications received for board appointments. Individual board application forms on file for these boards have already been provided. New application forms received will be forwarded to the Council as received by the City Secretary.

FISCAL IMPACT: N/A

ATTACHMENTS:

Board Summary Forms & Applications - to be provided