

## **MEETING OF THE**

## **TEMPLE CITY COUNCIL**

**MUNICIPAL BUILDING** 

**2 NORTH MAIN STREET** 

3<sup>rd</sup> FLOOR – CONFERENCE ROOM

**THURSDAY, FEBRUARY 18, 2016** 

4:30 P.M.

## **AGENDA**

- 1. Discuss, as may be needed, Regular Meeting agenda items for the meeting posted for Thursday, February 18, 2016.
- 2. Receive presentation with regards to the 1st quarter financial results.
- 3. Discuss upcoming board appointments.

## 5:00 P.M.

## MUNICIPAL BUILDING

# 2 NORTH MAIN STREET CITY COUNCIL CHAMBERS – 2<sup>ND</sup> 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 three minutes. No <u>discussion</u> or final action will be taken by the City Council.

## **III. 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.

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

### **Minutes**

(A) February 4, 2016 Special and Regular Meeting

## Contracts, Leases, & Bids

- (B) 2016-8037-R: Consider adopting a resolution authorizing Construction Manager-at-Risk contracts with RM Rodriguez Construction, LP, of Temple for the renovations of Wilson Park Recreation Center and Sammons Community Center.
- (C) 2016-8038-R: Consider adopting a resolution authorizing a cost sharing agreement with Stellar Improvement Co. d/b/a Stellar Development Co. for the installation of two water lines for the Highland Park Subdivision.

- (D) 2016-8039-R: Consider adopting a resolution authorizing a Chapter 380 Development Agreement with SJD Oak Ridge Investments, LLC in an amount not to exceed \$47,763, for improvements to property located at 121 North 31st Street within the Commercial Strategic Investment Zone corridor.
- (E) 2016-8040-R: Consider adopting a resolution authorizing a construction contract with RLC Controls, Inc. of McKinney, in an amount not to exceed \$312,100 for improvements to the City Supervisory Control and Data Acquisition system at the Water Treatment Plant.
- (F) 2016-8041-R: Consider adopting a resolution authorizing a construction contract with Bell Contractors, Inc. of Belton for a lump sum price totaling \$356,732.94, for construction of the Pepper Creek Wastewater Line Extension.
- (G) 2016-8042-R: Consider adopting a resolution authorizing the purchase of 11 vehicles in the amount of \$326,142.32.
- (H) 2016-8043-R: Consider adopting a resolution authorizing the submission of an application for funding through the Killeen-Temple Metropolitan Planning Organization, Transportation Alternatives Program in the amount of \$500,000, with \$400,000 reimbursed to the City through federal funding, to develop urban sidewalks and improvements along South 31st Street between Marlandwood and Canyon Creek Roads.
- (I) 2016-8044-R: Consider adopting a resolution authorizing the following related to the scoreboard at "Mean Joe Greene" Community Football Field:
  - 1. A deductive change order in the amount of \$25,900 to remove the scoreboard from Fitzgerald Lawnscapers, Ltd construction contract
  - 2. Acceptance of a donated scoreboard from Coca-Cola Bottling Co.

## Ordinances - Second & Final Reading

(J) 2016-4752: SECOND READING – Z-FY-16-08 – Consider adopting an ordinance authorizing a rezoning from Two Family (2F) zoning district to Commercial (C) zoning district, Lots 5 & 6, Block 011, Temple Heights, located at 1119 South 53rd Street.

## Misc.

- (K) 2016-8045-R: Consider adopting:
  - 1. A resolution of support for a housing tax credit elderly project by Picerne Affordable Development, LLC.
  - A resolution of commitment to local funding through fee reductions not to exceed \$10,125 for a housing tax credit elderly project by Picerne Affordable Development, LLC.
- (L) 2016-8046-R: Consider adopting a resolution authorizing the temporary lane closures of FM 2305 from Temple Lake Park to FM 2271 and from FM 2271 to FM 439 and the execution of any other documents needed for The Major League Triathlon which will be held on Saturday, April 16, 2016.

- (M) 2016-8047-R: Consider adopting a resolution approving first quarter financial results for Fiscal Year 2016.
- (N) 2016-8048-R: Consider adopting a resolution authorizing budget amendments for fiscal year 2015-2016.

## IV. REGULAR AGENDA

## ORDINANCES - SECOND READING / PUBLIC HEARING

- 4. (A) 2016-4751: SECOND READING PUBLIC HEARING Consider adopting an ordinance designating two tracts of land consisting of approximately 1.377 acres and located in the Barton Business Park, Phase One and Phase Two, as City of Temple Tax Abatement Reinvestment Zone Number 33 for commercial/industrial tax abatement.
  - (B) 2016-8049-R: Consider adopting a resolution authorizing a tax abatement agreement with LSB Broadcasting, Inc. which will cover increases in the taxable value of real property for a 1.377 acre tract of land located in Tax Abatement Reinvestment Zone Number 33.

## ORDINANCES - FIRST READING/PUBLIC HEARING

- 5. 2016-4753: FIRST READING PUBLIC HEARING Consider adopting an ordinance authorizing the annexation of a 20.855 +/- acre tract of land out of the Sarah Fitzhenry Survey, Abstract 312, Bell County, Texas, and located adjacent to the Cedar Ridge Crossing subdivision.
- 6. (A) 2016-4754: FIRST READING PUBLIC HEARING Consider adopting an ordinance authorizing annexation of 0.278 acres of land out of and part of the George W. Lindsey Survey, Abstract 513, Bell County, Texas.
  - (B) 2016-4755: FIRST READING PUBLIC HEARING Z-FY-16-13: Consider adopting an ordinance authorizing a rezoning upon annexation of a 0.278 acre tract of land from Agricultural District (AG) to Single-Family Two (SF-2) District, as part of the subdivision plat for Campus At Lakewood Ranch Phase X, located at the end of Richland Drive, between existing Campus At Lakewood Ranch Phases VIII and IX.
- 7. 2016-4756: FIRST READING PUBLIC HEARING Consider adopting an ordinance amending Chapter 9 of the Code of Ordinances to be titled "Municipal Court" and adding provisions addressing juror compensation and unclaimed juror compensation.

## **RESOLUTIONS**

- 8. 2016-8050-R: Consider adopting a resolution authorizing the purchase of various vehicles in the amount of \$103,830.43.
- 9. 2016-8051-R: Consider adopting a resolution authorizing a change order to the Prairie View Road Phase 1 (Research Blvd to North Pea Ridge Rd) construction contract with R.T. Schneider Construction Company, Ltd. (RTS), for construction services required for street and water utility extensions in the amount of \$46,153.69 and 104 additional days of the contract time due to rain and private utility relocation delays.

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 3:30 PM, on Friday, February 12, 2016.

City Secretary, TRMC

02/18/16 Item #3(A) Consent Agenda Page 1 of 1

## **DEPT./DIVISION SUBMISSION & REVIEW:**

Lacy Borgeson, City Secretary

**ITEM DESCRIPTION:** Approve Minutes:

(A) February 4, 2016 Special 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 4, 2016 Special and Regular Meeting - to be provided



## **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #3(B) Consent Agenda Page 1 of 2

## **DEPT./DIVISION SUBMISSION & REVIEW:**

Kevin Beavers, Director of Parks & Leisure Services Belinda Mattke, Director of Purchasing

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing Construction Manager-at-Risk contracts with RM Rodriguez Construction, LP, of Temple for the renovations of Wilson Park Recreation Center and Sammons Community Center.

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description.

**ITEM SUMMARY:** On November 5, 2015, Council authorized the use of the Construction Managerat-Risk (CMAR) delivery method for two of the projects approved in the 2015 Parks Bond: renovations to the Wilson Park Recreation Center and the Sammons Community Center. These projects include (1) the interior renovation of the Wilson Park Recreation Center, and (2) at the Sammons Community Center, the reconfiguration and remodel of existing space, the addition of new space, and the construction of a new deck and parking lot expansion. Design contracts with Architectural Edge were authorized projects previously bγ Council for both of these amount \$85,065 for the Wilson Park Recreation Center and \$128,065 for the Sammons Community Center.

On January 14, 2016, four proposals were received for the CMAR services: Vanguard Contractors, LP of Temple; EG Sierra, LLC of Belton; RM Rodriguez, LP of Temple; and Chaney-Cox Construction, Inc of Temple. The scoring criteria as defined within the RFP focused on the proposed project team's prior experience and quality of work, the contractor's proposed contract approach for efficiently and effectively completing the project, and the contractor's costing methodology and proposed fees for completing the project on budget.

A 7-member staff evaluation committee reviewed, evaluated, and scored the four proposals. Based on the pre-defined evaluation criteria, the committee's recommendation is to award both CMAR contracts to RM Rodriguez Construction, LP. The committee concluded that all contractors were well qualified to perform the work. However, scores achieved by RM Rodriguez for their proposed fees, proposed project approach, and proposed project teams ended up making them the highest ranked firm. (See attached Summary of Proposed Fees.)

The construction budget as outlined in the RFP for the Wilson Park Recreation Center project is \$1,098,250, with an expected construction period from September 1, 2016 through January 31, 2017. RM Rodriguez's proposed fees are as follows: pre-construction fee of \$2,500, on-site management fee of \$7,425 per month, and a profit and overhead fee of 2.75%. Once RM Rodriguez completes the bidding phase of the project, staff will come back to Council for authorization to award a gross maximum price (GMP) construction phase award to RM Rodriguez.

The construction budget as outlined in the RFP for the Sammons Community Center project is \$1,475,000, with an expected construction period from November 1, 2016 through April 30, 2017. RM Rodriguez's proposed fees are as follows: pre-construction fee of \$2,500, on-site management fee of \$8,325 per month, and a profit and overhead fee of 2.75%. During a three month concurrency of both projects, RM Rodriguez is anticipating being able to reduce the on-site management fee by \$900 per month. Once RM Rodriguez completes the bidding phase of the project, staff will come back to Council for authorization to award a gross maximum price (GMP) construction phase award to RM Rodriguez.

**FISCAL IMPACT:** These two projects are funded by the Parks GO Bonds that were approved by the voters on May 9, 2015, and sold on September 24, 2015. Funding is appropriated and available as identified below:

	Wilson Park Recreation Center Project	Sammons Community Center Project
Account #	362-3500-552-6419	362-3500-552-6413
Project #	101328	101322
Project Budget	\$1,300,000	\$1,750,000
<b>Encumbered/Committed to Date</b>	( 86,514)	( 129,489)
Pre-Construction Phase Fee to RMR	( 2,500)	( 2,500)
Remaining Project Funds	<u>\$ 1,210,986</u>	<u>\$ 1,618,011</u>

## **ATTACHMENTS:**

Summary of Proposed Fees Resolution

## CMAR Services for Wilson Park Recreation Center and Sammons Community Center Summary of Proposed Fees RFP No. 35-04-16

	Vanguard Contractors, LP			E	G Sierra, LLC	C RM Rodriguez, LP			Chaney-Cox Construction, Inc.					
Requested Proposal Information	Orig	Proposal	Best & Final Offer Orig		Orig Proposal	Orig Proposal		Best & Final Offer		Orig Proposal		Best & Final Offer		
WILSON PARK REC														
Pre-Construction Phase Fee	\$	3,500	\$	3,500	\$	9,200	\$	5,000	\$	5,000	\$	9,000	\$	9,000
Construction Phase Services Fee-% of Cost of Work	6	.50%		6.50%		12.00%		2.95%		2.95%		5.50%		5.50%
General Conditions-per month	\$	11,267	\$	7,752	\$	8,711	\$	17,400	\$	7,425	\$	16,988	\$	12,425
SAMMONS COMM CTR														
Pre-Construction Phase Fee	\$	6,500	\$	6,500	\$	9,200	\$	5,000	\$	5,000	\$	12,000	\$	12,000
Construction Phase Services Fee-% of Cost of Work	5	.50%		5.50%		12.00%		2.95%		2.95%		5.00%		5.00%
General Conditions-per month	\$	11,267	\$	7,752	\$	9,688	\$	16,800	\$	8,325	\$	16,988	\$	12,425
Benefits to awarding both projects to one firm	Not	ne noted		None noted		None noted	\$ Ge t Wi	Pre-Const Fee reduced to \$2,500/project; eneral Cond Fee to \$16,800 on ilson; Overhead and Profit fee to 2.75%.	Generation of the control of the con	e-Const Fee educed to 500/project; eral Cond Fee eed by \$900 for nonths while rojects are oncurrent; nead and Profit e to 2.75%	Cond	ntial for savings in General ditions Fees on on Park project of \$2k/mo	adjı	No specific ustments noted

Recommended for Council Award

RESOLUTION NO.	

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING CONSTRUCTION MANAGER-AT-RISK CONTRACTS WITH RM RODRIGUEZ CONSTRUCTION, LP OF TEMPLE, TEXAS, FOR RENOVATIONS TO WILSON PARK RECREATION CENTER AND SAMMONS COMMUNITY CENTER; AND PROVIDING AN OPEN MEETINGS CLAUSE.

**Whereas,** on November 5, 2015, Council authorized the use of the Construction Manager-at-Risk delivery method for renovations to the Wilson Park Recreation Center and the Sammons Community Center which were two of the projects approved in the 2015 Parks Bond;

Whereas, these two projects will include interior renovations of both the Wilson Park Recreation Center and the Sammons Community Center, the reconfiguration and remodel of existing space, the addition of new space, and the construction of a new deck and parking lot expansion;

Whereas, on January 14, 2016, the City received four proposals for the Construction Manager-At-Risk services - the scoring criteria as defined within the Request for Proposal focused on the proposed project team's prior experience and quality of work, the contractor's proposed contract approach for efficiently and effectively completing the project, and the contractor's costing methodology and proposed fees for completing the project on budget;

Whereas, the committee concluded that all contractors were well qualified to perform the work, however scores achieved by RM Rodriguez for their proposed fees, proposed project approach, and proposed project teams ended up making them the highest ranked firm;

Whereas, a staff evaluation committee reviewed, evaluated, and scored the four proposals and based on the pre-defined evaluation criteria, Staff recommends award of both contracts to RM Rodriguez Construction, LP of Temple, Texas;

Whereas, these two projects are funded by the Parks GO Bonds that were approved by the voters on May 9, 2015, and sold on September 24, 2015 – funding is appropriated in Account No. 362-3500-552-6419, Project No. 101328 (Wilson Park Recreation Center) and Account No. 362-3500-552-6413, Project No. 101322 (Sammons Community Center); 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 Construction Manager-at-Risk contracts with RM Rodriguez Construction, LP of Temple, Texas, for renovations to the Wilson Park Recreation Center and the Sammons Community Center.

<u>Part 2:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney



## **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #3(C) Consent Agenda Page 1 of 2

## **DEPT./DIVISION SUBMISSION & REVIEW:**

Kayla Landeros, City Attorney Nicole Torralva, Director of Public Works

**ITEM DESCRIPTION:** Consider adopting a resolution authorizing a cost sharing agreement with Stellar Improvement Co. d/b/a Stellar Development Co. for the installation of two water lines for the Highland Park Subdivision.

**STAFF RECOMMENDATION**: Adopt resolution as presented in item description.

**ITEM SUMMARY:** Stellar Improvement Co. d/b/a Stellar Development Co. ("Stellar") has proposed to enter into a cost sharing agreement with the City to extend an off-site 8-inch water line approximately 800 feet to the Highland Park Subdivision and to oversize an additional 700 feet of water line from a 2.5-inch line to a 6-inch line.

Pursuant to Ordinance 2004-3935, the City may agree to participate in the offsite extension of a water line to a new subdivision if such participation is requested by the developer and other requirements are met. Stellar is proposing to install approximately 800 feet of 8-inch water line to serve the future Highland Park Subdivision. The developer is proposing to construct the water line. As allowed by Ordinance 2004-3935 and State law, the City may participate in the construction of this improvement in an amount not to exceed 30% of the total contract price. The developer estimates the cost of this installation to be \$96,147. The City may participate in the not to exceed amount of \$28,844. The developer will be responsible for all costs of construction over the City's not to exceed amount.

Ordinance 2004-3935 and State law also allow the City to participate in the cost of oversizing a water line. Stellar is proposing to construct a new 6-inch water line where a 2.5-inch water line currently exists. This oversizing is not necessitated by the proposed subdivision, but will provide overall benefits to the City's system. The City may cover 100% of the cost of oversizing this water line. The developer estimates the cost of installation to be \$124,000 and this number will be the not to exceed amount contributed by the City. Any costs over the not to exceed amount will be the developer's responsibility.

Staff proposes entering into a cost sharing agreement with Stellar covering the water line installations discussed above. The City's total contribution for this work will be \$152,844.10.

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**FISCAL IMPACT**: The FY 2016 Operating Budget includes funding in the amount of \$500,000 for cost sharing agreements as allowed by Ordinance 2004-3935 as described above. After funding the cost sharing agreement with Sterling Trust, \$347,156 will remain available to fund future cost sharing agreements.

A budget adjustment is being presented to Council for approval to reallocate funding for the cost sharing agreement with Sterling Trust. After approval of the budget adjustment, funding for the Highland Park Subdivision Waterline Installation will be appropriated in account 520-5900-535-6366, project #101488, as follows:

Approach Mains \$ 500,000

Funding of Cost Sharing Agreement with Sterling Trust \$ (152,844)

Remaining Approach Main Funds for future projects \$ 347,156

## **ATTACHMENTS**:

Budget Adjustment Resolution

## **BUDGET ADJUSTMENT FORM**

Use this form to make adjustments to your budget. All adjustments must balance within a Department.

Adjustments should be rounded to the nearest \$1.

+

	1			
ACCOUNT NUMBER	PROJECT#	ACCOUNT DESCRIPTION	INCREASE	DECREASE
520-5900-535-63-66	101488	Capital Bldg & Grounds/WL Ext/Highland Park	\$ 152,844	
520-5000-535-63-69	101450	Capital Bldg & Grounds/Approach Mains		152,844
TOTAL			\$ 152,844	\$ 152,844
are available.	JUSTMENT	REQUEST- Include justification for increases AND	reason why funds	in decreased account
To reallocate and appropriate		cost sharing agreement with Sterling Trust for the ins	tallation of two wate	er lines for the Highland
Park Subdivision in the amou	nt of \$152,844.			
DOES THIS REQUEST REQ	UIRE COUNCI	L APPROVAL? X	Yes	No
DATE OF COUNCIL MEETIN	G	2/18/2016		
WITH AGENDA ITEM?		Х	Yes	No
Department Head/Divisio	n Director	Date		Approved Disapproved
Deparment Head/DIVISIO	ייי יייים ווייים	Date		Disappioveu
		<u></u>		Approved
Finance		Date		Disapproved
				Approved
City Manager		Date		Disapproved

RESOLUTION NO.	

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A COST SHARING AGREEMENT WITH STELLAR IMPROVEMENT CO. D/B/A STELLAR DEVELOPMENT CO., FOR THE INSTALLATION OF TWO WATER LINES FOR THE HIGHLAND PARK SUBDIVISION; AND PROVIDING AN OPEN MEETINGS CLAUSE.

**Whereas**, Stellar Improvement Co. d/b/a Stellar Development Co. ('Stellar') has requested the City enter into a cost sharing agreement to extend an off-site 8-inch water line approximately 800 feet to the Highland Park Subdivision and to oversize an additional 700 feet of water line from a 2.5-inch line to a 6-inch line;

Whereas, pursuant to Ordinance 2004-3935, the City may agree to participate in the offsite extension of a water line to a new subdivision if such participation is requested by the developer and other requirements are met - Stellar is proposing to install approximately 800 feet of 8-inch water line to serve the future Highland Park Subdivision;

Whereas, as allowed by Ordinance 2004-3935 and State law, the City may participate in the construction of this improvement in an amount not to exceed 30% of the total contract price which the developer estimates to be approximately \$96,147 – the City may participate in the not to exceed amount of \$28,844 with the developer being responsible for all costs of construction over the City's not to exceed amount;

Whereas, Ordinance 2004-3935 and State law also allows the City to participate in the cost of oversizing a water line - Stellar is proposing to construct a new 6-inch water line where a 2.5-inch water line currently exists which is not necessitated by the proposed subdivision, but will provide overall benefits to the City's system;

Whereas, the City may cover 100% of the cost of oversizing this water line which the developer estimates to be approximately \$124,000, will be the not to exceed amount contributed by the City with developer being responsible for any costs over this amount;

**Whereas**, Staff recommends entering into a cost sharing agreement with Stellar with the City's total contribution for this work not to exceed \$152,844.10;

**Whereas,** the fiscal year 2016 Operating Budget includes funding for cost sharing agreements as allowed by Ordinance 2004-3935;

Whereas, funding for the Highland Park Subdivision water line installation is available but an amendment to the fiscal year 2016 budget needs to be approved to appropriate those funds into Account No. 520-5900-535-6366, Project No. 101488; 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, after approval as to form by the City Attorney, to execute a Cost Sharing Agreement with Stellar Improvement Co. d/b/a Stellar Development Co. for the installation of two water lines for the Highland Park Subdivision.

<u>Part 2:</u> The City Council authorizes an amendment to the fiscal year 2016 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 was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN MAYOR
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson City Secretary	Kayla Landeros City Attorney



## CITY COUNCIL AGENDA ITEM MEMORANDUM

02/18/16 Item #3(D) Consent Agenda Page 1 of 2

## **DEPT. / DIVISION SUBMISSION & REVIEW:**

Brynn Myers, Assistant City Manager Ashley Williams, General Services Manager

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing a Chapter 380 Development Agreement with SJD Oak Ridge Investments, LLC in an amount not to exceed \$47,763, for improvements to property located at 121 North 31st Street within the Commercial Strategic Investment Zone corridor.

**STAFF RECOMMENDATION:** Adopt resolution as presented.

<u>ITEM SUMMARY:</u> The proposed resolution would allow the City Manager to enter into a Chapter 380 Development Agreement with SJD Oak Ridge Investments, LLC, through which the City would provide a SIZ 1:1 matching grant of up to \$47,763 for exterior building and site improvements. This results in a maximum eligible grant match of \$47,763, for a project with a total capital investment of \$500,000.

Improvements included in the proposed project are removal of existing storefront and installation of new stucco, stone, and storefront glass/awnings; installation of monument sign; landscaping along North 31<sup>st</sup> and Barton; removal of existing parking and sidewalk areas; installation of new parking and sidewalk areas to improve aesthetics and drainage; asbestos abatement; and abatement of potential permitting fees.

In order to receive grant funding, the applicant must enter into a development agreement with the City prior to commencing work and receiving any grant funds. The agreement shall provide that the applicant agrees to:

- complete the work and total capital investment described in the agreement in a timely fashion;
- give the City the right to inspect the work described in the development agreement and the financial records associated with the same during reasonable business hours;
- perform all of the work described in the agreement in accordance with all applicable City codes and regulations; and
- maintain those improvements in the future.

**FISCAL IMPACT:** The total maximum grant match by the City is \$47,763. A total of \$193,363 is available in account 110-1500-515-2695 for Strategic Investment Zone grants. Payment of the grant matching funds will not be made until work and inspections are completed, and receipts are received and verified by the City.

02/18/16 Item #3(D) Consent Agenda Page 1 of 2

ATTACHMENTS:
Proposed building rendering
Resolution



A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CHAPTER 380 DEVELOPMENT AGREEMENT WITH SJD OAK RIDGE INVESTMENTS, LLC, IN AN AMOUNT NOT TO EXCEED \$47,763, FOR IMPROVEMENTS TO PROPERTY LOCATED AT 121 NORTH 31<sup>ST</sup> STREET, WITHIN THE COMMERCIAL STRATEGIC INVESTMENT ZONE CORRIDOR; AND PROVIDING AN OPEN MEETINGS CLAUSE.

**Whereas**, Bobby Spradley of SJD Oak Ridge Investments, LLC has requested the City enter into a Chapter 380 Development Agreement covering property located at 121 North 31<sup>st</sup> Street, within the Commercial Strategic Investment Zone Corridor;

Whereas, SJD Oak Ridge Investments, LLC proposes exterior building improvements which will include new stucco, storefront glass/awnings, installation of a monument sign, landscaping along North 31<sup>st</sup> Street and Barton, removal of existing parking and sidewalk areas, asbestos abatement, and abatement of potential fees;

**Whereas,** these proposed improvements will result in a maximum eligible grant match of \$47,763, for a project with a total capital investment of \$500,000;

Whereas, Staff recommends entering into a Chapter 380 Development Agreement with SJD Oak Ridge Investments, LLC for exterior building improvements of up to \$500,000, with the City's total match not exceeding \$47,763;

**Whereas,** funding for this Chapter 380 Development Agreement is available in Account No. 110-1500-515-2695 for Strategic Investment Zone grants – payment of matching grant funds will not be made until the work and inspections are complete and receipts are received by the City; 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, after approval as to form by the City Attorney, to execute a Chapter 380 Development Agreement with SJD Oak Ridge Investments, LLC, with a total City match not to exceed \$47,763, for improvements to property located at 121 North 31<sup>st</sup> Street, within the Commercial Strategic Investment Zone Corridor:

<u>Part 2:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN MAYOR
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson City Secretary	Kayla Landeros City Attorney



## **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #3(E) Consent Agenda Page 1 of 1

### **DEPT./DIVISION SUBMISSION & REVIEW:**

Nicole Torralva, P. E., Public Works Director Damon B. Boniface, Utility Director

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing a construction contract with RLC Controls, Inc. of McKinney, in an amount not to exceed \$312,100 for improvements to the City Supervisory Control and Data Acquisition system at the Water Treatment Plant.

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> The existing cable trays and wiring to accommodate additional SCADA capacity and control capabilities and to allow additional programming modifications is needed. The system serves as the main component used for complete process, monitoring and control at both conventional and membrane water treatment trains, booster pump stations and water storage tanks. SCADA and electrical components currently run in the same tray, which creates programming interferences with the SCADA system, which throws off instrumentation and control readings. The existing SCADA enclosure has reached its capacity due to plant improvements made over the years, making programming and expandability impracticable.

On January 19, 2016, the City of Temple received competitive bids from two contractors for construction of this project. The engineer, McCreary & Associates of Dallas, Texas, reviewed the bids and recommends that the City award a construction contract to RLC Controls, Inc. of McKinney, TX, based upon their low bidder and reputation with performing numerous projects for McCreary & Associates. The timeline for the construction contract is 150 calendar days.

<u>FISCAL IMPACT:</u> Funding for the award of a construction contract to RLC Controls, Inc. is available in account 561-5100-535-69-31, Project 101206, as follows:

Project Budget	\$ 800,000
Encumbered/Committed To Date	(313,770)
Construction Contract Award - RLC Controls, Inc.	(312,100)
Remaining Funds	\$ 174,130

### **ATTACHMENTS:**

Engineer's Letter of Recommendation Bid Tabulation Resolution January 22, 2016

Mr. Damon Boniface Utilities Director Engineering Department 3210 E. Avenue H., Bldg. A Temple, Texas 76501

Re: City of Temple

Water Treatment Plant SCADA Improvements

Bid #51-10-16

Dear Damon,

On January 19, 2016, the City of Temple received competitive bids from two (2) contractors for the Water Treatment Plant SCADA Improvements Project. A Bid Tabulation is provided for your reference.

The bid received was for Improvements to the City's SCADA system at the Water Treatment Plant. The project consists of network and software upgrades. The project also consists of installation of new cable and cable tray associated with relocation of parts of the SCADA PLC panels.

The attached Bid Tabulation shows RLC Controls, Inc. of McKinney, Texas as the low bidder with a bid of \$312,100.00. The final opinion of probable cost was \$350,000 and was based on a detailed cost estimate performed by our office and experience with similar projects. The bid price is under the estimate.

We recommend that the contract amount of \$312,100.00 be awarded to RLC Controls, Inc. for this project. RLC Controls has performed numerous projects for McCreary & Associates and is well qualified to complete this project. They have a branch office in Temple.

Sincerely,

Joseph Kotrla, P.E.

Assel after

McCreary & Associates, Inc. Firm Registration No. F-338

xc: Ms. Frances Garcia, City of Temple Purchasing Department

Mr. Michael Cunningham, RLC Controls, Inc.

## BID TABULATION CITY OF TEMPLE

## WATER TREATMENT PLANT SCADA SYSTEM IMPROVEMENTS

3210 E Ave H Bldg C Temple, Texas 76501

January 19, 2016; 2:00 PM

			BIDDER INFORMATION						
				RLC Con	trols, Inc.	T Morales Co Electr	ic and Controls Ltd		
				8115 Hic	ks Hollow	P.O. Box 859			
				McKinney	, TX 75070	Florence, T	exas 76527		
Item	Estimated	Unit	Bid Data	Unit	Extended	Unit	Extended		
No.	Quantity		Description	Price	Amount	Price	Amount		
1	100%	LS	Mobilization, Bonds and Insurance, not-to-exceed 5% of the Total Bid Amount, complete for	\$ 15,100.00	\$ 15,100.00	\$ 16,500.00	\$ 16,500.00		
2	100%	LS	Furnish and install all conduit and cable tray complete and in place for	38,000.00	38,000.00	35,700.00	35,700.00		
3	100%	LS	Furnish and install wiring as required to accommodate the relocated PLC Rack for	77,500.00	77,500.00	69,800.00	69,800.00		
4	100%	LS	Furnish and install new PLC remote I/O Rack and enclosure for	19,000.00	19,000.00	22,400.00	22,400.00		
5	100%	LS	Furnish and install modifications to WTP main PLC rack enclosure for	45,000.00	45,000.00	51,700.00	51,700.00		
6	100%	LS	Furnish and install modifications to PLC network for	35,000.00	35,000.00	38,500.00	38,500.00		
7	100%	LS	Furnish PLC programming as required for new work for	10,000.00	10,000.00	17,000.00	17,000.00		
8	100%	LS	Furnish and install operating system upgrades for three computers for	18,000.00	18,000.00	21,600.00	21,600.00		
9	100%	LS	Furnish and install HMI Wonderwarr configuration changes to accommodate the new work for	49,000.00	49,000.00	54,800.00	54,800.00		
10	100%	LS	Provide Project Record Drawings (AsBuilts), Complete for	5,500.00	5,500.00	2,500.00	2,500.00		
TOTAL	L AMOUNT	BASE	BID - (Items 1 - 10)		\$ 312,100.00	j	\$ 330,500.00		

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

seph J. Kotrla, PE

McCreary & Associates, Inc.

Did Bidder Acknowledge Addenda No. 1?

Did Bidder provide required documents?

Did Bidder provide Bid Security?

January 22, 2016

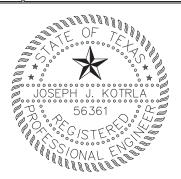
Date

Firm Registration No. F-338

YES

YES

YES



YES

YES

YES

RESOLUTION NO.	
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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CONSTRUCTION CONTRACT WITH RLC CONTROLS, INC. OF MCKINNEY, TEXAS, IN AN AMOUNT NOT TO EXCEED \$312,100, FOR IMPROVEMENTS TO THE CITY SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM AT THE WATER TREATMENT PLANT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the existing cable trays and wiring to accommodate additional Supervisory Control and Data Acquisition ('SCADA') capacity and control capabilities and to allow additional programming modifications is needed - the SCADA system serves as the main component used for complete process, monitoring and control at both conventional and membrane water treatment plants, booster pump stations and water storage tanks;

Whereas, SCADA and electrical components currently run in the same tray, which creates programming interferences with the SCADA system, which throws off instrumentation and control readings - the existing SCADA enclosure has reached its capacity due to plant improvements made over the years, making programming and expandability impracticable;

Whereas, on January 19, 2016, two bids were received for construction of this project – Staff and the City's engineer reviewed both bids and recommends that the City award a construction contract to RLC Controls, Inc. of McKinney, Texas;

**Whereas,** funding for this construction contract is available in Account No. 561-5100-535-6931, Project No. 101206; 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, after approval as to form by the City Attorney, to execute a construction contract with RLC Controls, Inc. of McKinney, Texas, in an amount not to exceed \$312,100 for improvements to the City Supervisory Control and Data Acquisition System at the Water Treatment Plant.

<u>Part 2:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney



## **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #3(F) Consent Agenda Page 1 of 1

### **DEPT./DIVISION SUBMISSION & REVIEW:**

Nicole Torralva, P.E., Public Works Director Richard Wilson, P.E., CFM, Deputy City Engineer

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing a construction contract with Bell Contractors, Inc. of Belton for a lump sum price totaling \$356,732.94, for construction of the Pepper Creek Wastewater Line Extension.

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> Properties in the Industrial Park along the future Research Parkway and the new McLane Parkway to Research Parkway Connector currently are served with potable water but not sanitary sewer. A wastewater line is required to support development in this area. See Project Map for reference. The scope comprises approximately 4,700 linear feet of 10" and 8" wastewater line.

On February 4, 10 bids were received. Per the attached Bid Tabulation, Bell Contractors submitted the low bid on the project in the amount of \$356,732.84. The opinion of probable construction cost was \$480,000.

Kasberg, Patrick & Associates find Bell Contractors qualified to complete this project and recommend award of a construction contract to them in the low bid amount of \$356,732.94 (letter attached).

Construction time allotted for the project is 120 calendar days.

**FISCAL IMPACT:** Funding is appropriated for the award of a construction contract with Bell Contractors in account 561-5400-535-6956, project #101199, as follows:

======================================	
Remaining Funds	\$ 298,212
<b>Construction Contract Award - Bell Contractors</b>	(356,733)
Encumbered/Committed To Date	(145,055)
Project Budget	\$800,000

## **ATTACHMENTS:**

Engineer's Letter of Recommendation Bid Tabulation Project Map Resolution



## KASBERG, PATRICK & ASSOCIATES, LP

CONSULTING ENGINEERS
Texas Firm F-510

Temple
One South Main Street
Temple, Texas 76501
(254) 773-3731

RICK N. KASBERG, P.E. R. DAVID PATRICK, P.E., CFM THOMAS D. VALLE, P.E. GINGER R. TOLBERT, P.E. ALVIN R. "TRAE" SUTTON, III, P.E., CFM

Georgetown 1008 South Main Street Georgetown, Texas 78626 (512) 819-9478

February 5, 2016

Mr. Diego Yorsky Project Manager 3210 E. Avenue H Building A Temple, Texas 76501

Re:

City of Temple, Texas

Pepper Creek Wastewater Line Extension

Dear Mr. Yorsky:

On February 4, 2016, the City of Temple received competitive bids from ten (10) contractors for the Pepper Creek Wastewater Line Extension. This project extends the existing wastewater line approximately 4,300 ft. to the north along Pepper Creek to the McLane Connector. The project also provides a collection line to the east into the Industrial Park.

The attached Bid Tabulation shows Bell Contractors, Inc. of Belton, Texas as the low bidder at \$356,732.94. The bids ranged from this low bid to \$522,000.00. Our final opinion of probable construction cost was \$470,000.

Bell Contractors, Inc. has successfully completed numerous projects for the City of Temple and are well qualified to perform the work. Therefore, we recommend that a contract be awarded to Bell Contractors, Inc. for the in the amount of \$356,732.94

Sincerely,

Ginger R. Tolbert, P.E.

xc: Ms. Belinda Mattke, City of Temple

R. Delbert

2015-130

## BID TABULATION CITY OF TEMPLE PEPPER CREEK WASTEWATER EXTENSION February 4, 2016; 2:00 PM

				BIDDER INFORMATION									
				Bell Contractors Inc Bruce Flanigan Const Inc			B-Corp Ut	ilities Inc	Black Rock (	Construction	TTG Uti	lities LP	
				3082 W Hwy 190		5114 Lampasas Lane		PO Box 691		9300 South IH35, Ste A500, #505		Po Box 299	
				Belton T	TX 76513	Belton T	X 76513	Gatesville	TX 76528	Austin T	X 78748	Gatesville TX 76528	
Bid	Estimated	Unit	Bid Data	Unit	Extended	Unit	Extended	Unit	Extended	Unit	Extended	Unit	Extended
No.	Quantity		Description	Price	Amount	Price	Amount	Price	Amount	Price	Amount	Price	Amount
1	100%	LS	Mobilization, Bonds & Insurance, not-to-exceed 5% of the Base Bid Amount	\$ 14,800.00	\$ 14,800.00	\$ 14,698.00	\$ 14,698.00	\$ 16,982.49		8			
2	4,672	LF	Provide Labor, Equipment, Tools & Supervision to Complete Preparation of ROW	1.10	5,139.20	3.80	17,753.60	1.01		1.00	4,672.00	1.60	7,475.20
3	100%	LS	Submit Trench Safety Plan prepared & signed by PE, in Conformance with State Law & OSHA	860.00	860.00	1,008.00	1,008.00	600.00	600.00	1,500.00	1,500.00	950.00	950.00
4	4,672	LF	Implement & Follow Trench Safety Plan (Pipe)	1.00	4,672.00	0.50	2,336.00	2.98	13,922.56	0.60	2,803.20	2.25	10,512.00
5	8,270	SF	Implement & Follow Trench Safety Plan (Bore Pits & Manholes)	0.86	7,112.20	0.30	2,481.00	1.20	9,924.00	0.50	4,135.00	0.50	4,135.00
6	100%	LS	Prepare Stormwater Pollution Prevention Plan, Including Submission to & Receiving Permits from TCEQ	860.00	860.00	280.00	280.00	2,380.00	2,380.00	1,125.00	1,125.00	650.00	650.00
7	100%	LS	Prepare & Submit a Control Plan prepared & signed by a PE for Vehicular Traffic	860.00	860.00	840.00	840.00	1,190.00	1,190.00	1,575.00	1,575.00	1,250.00	1,250.00
8	100%	LS	Implement & Administer Barricade, Signing & Traffic Safety Plan	1,800.00	1,800.00	603.00	603.00	480.00	480.00	2,025.00	2,025.00	2,750.00	2,750.00
9	100%	LS	Provide Project Record Drawings (As Builts)	840.00	840.00	224.00	224.00	450.00	450.00	500.00	500.00	1,900.00	1,900.00
10	100%	LS	Provide DVD of ROW pre-construction & post construction site conditions for total project	630.00	630.00	56.00	56.00	500.00	500.00	750.00	750.00	1,000.00	1,000.00
11	4,672	LF	Provide Clean-up & Final Grading Along Final Pipeline Route	1.20	5,606.40	2.10	9,811.20	2.00	9,344.00	1.00	4,672.00	2.50	11,680.00
12	70	LF	Provide & Install 16-inch Diameter Steel Encasement by Bore	310.00	21,700.00	308.40	21,588.00	234.47	16,412.90	237.00	16,590.00	225.00	15,750.00
13	195	LF	Provide & Install 18-inch Diameter Steel Encasement by Bore	330.00	64,350.00	306.40	59,748.00	252.00	49,140.00	237.00	46,215.00	272.00	53,040.00
14	30	LF	Provide & Install 18-inch Diameter Steel Encasement by Open Cut	87.80	2,634.00	76.40	2,292.00	72.13	2,163.90	70.00	2,100.00	153.00	4,590.00
15	4,172	LF	Provide & Install 10-inch Diameter PVC SDR 26 Wastewater Line by Open Cut	32.30	134,755.60	35.30	147,271.60	37.99	158,494.28	48.75	203,385.00	41.00	171,052.00
16	500	LF	Provide & Install 8-inch Diameter PVC SDR 26 Wastewater Line by Open Cut	26.70	13,350.00	41.00	20,500.00	30.69	15,345.00	46.75	23,375.00	38.00	19,000.00
17	4	EA	Furnish & Install 4-foot Diameter Watertight Manhole	3,300.00	13,200.00	2,474.00	9,896.00	3,444.00	13,776.00	2,900.00	11,600.00	3,200.00	12,800.00
18	11	EA	Furnish & Install 4-foot Diameter Manhole	3,000.00	33,000.00	2,117.00	23,287.00	3,460.10	38,061.10	2,600.00	28,600.00	3,200.00	35,200.00
19	1	EA	Connect to Existing 12-inch Wastewater Line	2,200.00	2,200.00	1,317.00	1,317.00	2,053.00	2,053.00	1,500.00	1,500.00	1,100.00	1,100.00
20	100%	LS	Removal & Replacement of 18" Dia Rock Rip Rap as Necessary	2,300.00	2,300.00	1,991.00	1,991.00	6,010.00	6,010.00	7,000.00	7,000.00	21,100.00	21,100.00
21	100%		Furnish All Materials, Equipment, Tools & Labor Necessary for Deflection Testing of All Proposed Wastewater Lines, Including Any Necessary Repairs	3,200.00	3,200.00	981.00	981.00	3,213.00	3,213.00	1,500.00	1,500.00	3,515.00	3,515.00
22	100%		Furnish All Materials, Equipment, Tools & Labor Necessary for Air Testing of All Proposed Wastewater Lines, Including Any Necessary Repairs	1,600.00	1,600.00	645.00	645.00	2,737.00	2,737.00	1,500.00	1,500.00	6,850.00	6,850.00
23	100%	LS	Furnish All Materials, Equipment, Tools & Labor Necessary for Vacuum Testing of All Proposed Wastewater Lines, Including Any Necessary Repairs	1,600.00	1,600.00	2,581.00	2,581.00	3,570.00	3,570.00	1,500.00	1,500.00	4,000.00	4,000.00
24	200	LF	Furnish, Install, Maintain & Remove Rock Berm as required in the Stormwater Pollution Prevention Plan	25.20	5,040.00	17.20	3,440.00	26.91	5,382.00	10.00	2,000.00	38.00	7,600.00
25	4,672	LF	Furnish, Install, Maintain & Remove Silt Fence as required in the Stormwater Pollution Prevention Plan	1.90	8,876.80	1.00	4,672.00	2.52	11,773.44	2.00	9,344.00	3.25	15,184.00
26	10,082	SY	Furnish & Install Hydro Mulch Seeding For Permanent Erosion Control, Including water to establish & sustain	0.57	5,746.74	0.70	7,057.40	0.79	7,964.78	1.00	10,082.00	1.00	10,082.00
			growth							71			
TOTA	L BASE BID	AMO	OUNT - (Items 1 - 26)		\$ 356,732.94		\$ 357,357.80	**	\$ 396,588.17	L	\$ 410,048.20	L	\$ 437,365.20

Did Bidder Acknowledge Addendum No. 1?	YES	YES	YES	YES	YES
Did Bidder provide Bid Security?	YES	YES	YES	YES	YES
Did Bidder provide required documents?	YES	YES	YES	YES	YES

<sup>\*</sup> Extended amount has been corrected

<sup>\*\*</sup> Total amount has been corrected

## BID TABULATION CITY OF TEMPLE PEPPER CREEK WASTEWATER EXTENSION February 4, 2016; 2:00 PM

				BIDDER INFORMATION									
				Wolff Construction LP Whitestone Civil Construction LLC Lupe Rubio Construction Co Inc					M&C Fonseca Construction Co Inc		Prota Constructio	n & Prota Inc JV	
				PO Box	1002	2413 Sweetv	2413 Sweetwater Lane P		x 1838	1901 Prairie Ci	reek Road	PO Box	342195
				Salado TX	76571	Cedar Park	TX 78613	Kingsland	TX 78639	Granite Shoals TX 78654		Austin TX 78734	
Bid	Estimated	Unit	Bid Data	Unit	Extended	Unit	Extended	Unit	Extended	Unit	Extended	Unit	Extended
No.	Quantity		Description	Price	Amount	Price	Amount	Price	Amount	Price	Amount	Price	Amount
1	100%	LS	Mobilization, Bonds & Insurance, not-to-exceed 5% of the Base Bid Amount	\$ 11,810.00 \$	11,810.00	\$ 15,000.00	\$ 15,000.00	2.50			18,000.00		\$ 24,566.70
2	4,672	LF	Provide Labor, Equipment, Tools & Supervision to Complete Preparation of ROW	1.70	7,942.40	2.00	9,344.00	3.36	15,697.92	2.00	9,344.00	0.60	2,803.20
3	100%	LS	Submit Trench Safety Plan prepared & signed by PE, in Conformance with State Law & OSHA	660.00	660.00	1,200.00	1,200.00	1,680.00	1,680.00	1,800.00	1,800.00	1,500.00	1,500.00
4	4,672	LF	Implement & Follow Trench Safety Plan (Pipe)	1.65	7,708.80	1.00	4,672.00	1.12	5,232.64	3.00	14,016.00	1.00	4,672.00
5	8,270	SF	Implement & Follow Trench Safety Plan (Bore Pits & Manholes)	0.28	2,315.60	0.01	82.70	0.84	6,946.80	2.00	16,540.00	1.10	9,097.00
6	100%	LS	Prepare Stormwater Pollution Prevention Plan, Including Submission to & Receiving Permits from TCEQ	1,870.00	1,870.00	1,500.00	1,500.00	3,360.00	3,360.00	2,500.00	2,500.00	1,700.00	1,700.00
7	100%	LS	Prepare & Submit a Control Plan prepared & signed by a PE for Vehicular Traffic	2,750.00	2,750.00	1,500.00	1,500.00	672.00	672.00	2,500.00	2,500.00	1,700.00	1,700.00
8	100%	LS	Implement & Administer Barricade, Signing & Traffic Safety Plan	1,815.00	1,815.00	2,250.00	2,250.00	1,120.00	1,120.00	3,500.00	3,500.00	9,350.00	9,350.00
9	100%	LS	Provide Project Record Drawings (As Builts)	825.00	825.00	500.00	500.00	1,680.00	1,680.00	2,900.00	2,900.00	1,350.00	1,350.00
10	100%	LS	Provide DVD of ROW pre-construction & post construction site conditions for total project	1,100.00	1,100.00	700.00	700.00	2,240.00	2,240.00	2,800.00	2,800.00	575.00	575.00
11	4,672	LF	Provide Clean-up & Final Grading Along Final Pipeline Route	1.96	9,157.12	1.50	7,008.00	1.12	5,232.64	8.00	37,376.00	0.40	1,868.80
12	70	LF	Provide & Install 16-inch Diameter Steel Encasement by Bore	311.09	21,776.30	300.00	21,000.00	219.18	15,342.60	252.00	17,640.00	405.00	28,350.00
13	195	LF	Provide & Install 18-inch Diameter Steel Encasement by Bore	315.49	61,520.55	300.00	58,500.00	244.60	47,697.00	265.00	51,675.00	353.00	68,835.00
14	30	LF	Provide & Install 18-inch Diameter Steel Encasement by Open Cut	203.22	6,096.60	120.00	3,600.00	197.25	5,917.50	92.00	2,760.00	158.00	4,740.00
15	4,172	LF	Provide & Install 10-inch Diameter PVC SDR 26 Wastewater Line by Open Cut	40.44	168,715.68	50.00	208,600.00	60.41	252,030.52	48.00	200,256.00	51.00	212,772.00
16	500	LF	Provide & Install 8-inch Diameter PVC SDR 26 Wastewater Line by Open Cut	37.81	18,905.00	45.00	22,500.00	58.99	29,495.00	42.00	21,000.00	45.00	22,500.00
17	4	EA	Furnish & Install 4-foot Diameter Watertight Manhole	4,295.00	17,180.00	3,400.00	13,600.00	3,342.78	13,371.12	3,950.00	15,800.00	5,500.00	22,000.00
18	11	EA	Furnish & Install 4-foot Diameter Manhole	4,351.00	47,861.00	3,950.00	43,450.00	3,437.04	37,807.44	3,800.00	41,800.00	5,300.00	58,300.00
19	1	EA	Connect to Existing 12-inch Wastewater Line	1,380.00	1,380.00	2,500.00	2,500.00	2,016.00	2,016.00	2,200.00	2,200.00	2,000.00	2,000.00
20	100%	LS	Removal & Replacement of 18" Dia Rock Rip Rap as Necessary	7,120.00	7,120.00	7,000.00	7,000.00	2,240.00	2,240.00	8,500.00	8,500.00	4,900.00	4,900.00
21	100%		Furnish All Materials, Equipment, Tools & Labor Necessary for Deflection Testing of All Proposed Wastewater Lines, Including Any Necessary Repairs	5,585.00	5,585.00	1,000.00	1,000.00	1,120.00	1,120.00	2,000.00	2,000.00	1,850.00	1,850.00
22	100%	LS	Furnish All Materials, Equipment, Tools & Labor Necessary for Air Testing of All Proposed Wastewater Lines, Including Any Necessary Repairs	5,585.00	5,585.00	4,000.00	4,000.00	896.00	896.00	4,500.00	4,500.00	1,850.00	1,850.00
23	100%	LS	Furnish All Materials, Equipment, Tools & Labor Necessary for Vacuum Testing of All Proposed Wastewater Lines, Including Any Necessary Repairs	2,475.00	2,475.00	3,500.00	3,500.00	2,800.00	2,800.00	2,500.00	2,500.00	2,200.00	2,200.00
24	200		Furnish, Install, Maintain & Remove Rock Berm as required in the Stormwater Pollution Prevention Plan	24.60	4,920.00	35.00	7,000.00	28.00	5,600.00	36.00	7,200.00	30.00	6,000.00
25			Furnish, Install, Maintain & Remove Silt Fence as required in the Stormwater Pollution Prevention Plan	2.00	9,344.00	2.00	9,344.00	2.24	10,465.28	3.50	16,352.00	1.90	8,876.80
26	10,082		Furnish & Install Hydro Mulch Seeding For Permanent Erosion Control, Including water to establish & sustain growth	1.10	11,090.20	1.00	10,082.00	0.67	6,754.94	1.25	12,602.50	1.75	17,643.50
TOTAL	BASE BID	AMO	UNT - (Items 1 - 26)	\$	437,508.25		\$ 459,432.70		\$ 494,215.40	\$	518,061.50		\$ 522,000.00

Did Bidder Acknowledge Addendum No. 1?	YES	YES	YES	YES	YES
Did Bidder provide Bid Security?	YES	YES	YES	YES	YES
Did Bidder provide required documents?	YES	YES	YES	YES	YES

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

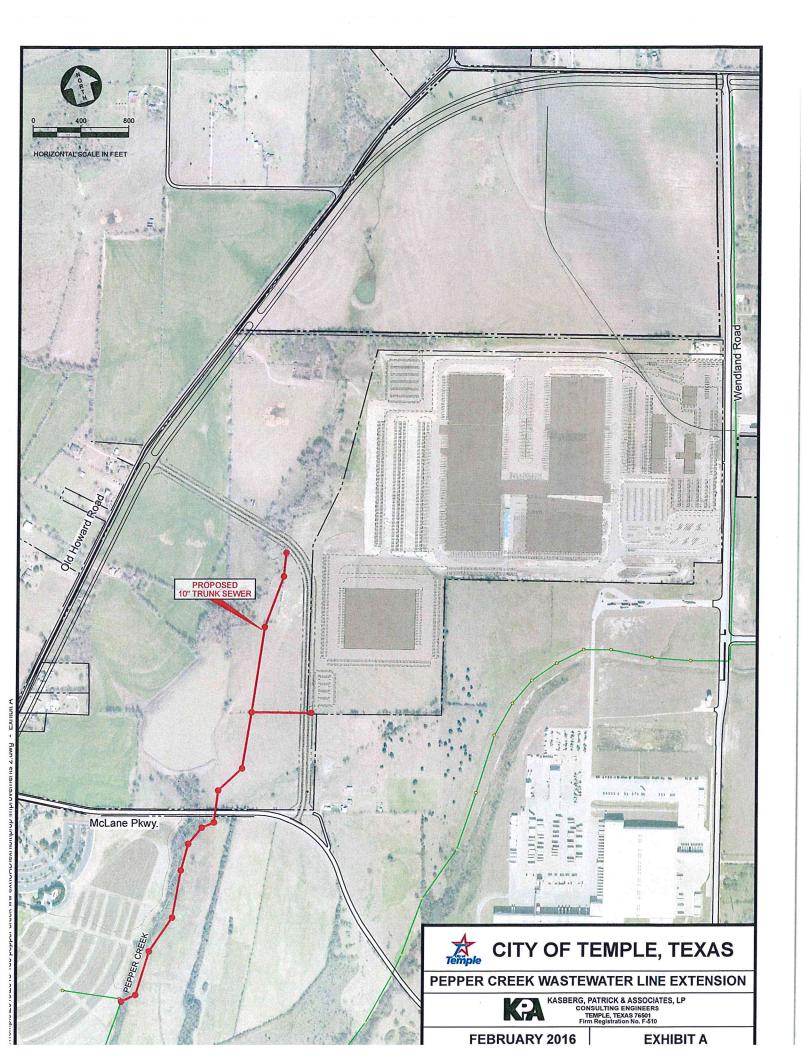
Ginger R. Tolbert, PE

Kasberg, Patrick & Associates, LP



<sup>\*</sup> Extended amount has been corrected

<sup>\*\*</sup> Total amount has been corrected



RESOLUTION NO.	

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CONSTRUCTION CONTRACT WITH BELL CONTRACTORS, INC. OF BELTON, TEXAS, IN AN AMOUNT NOT TO EXCEED \$356,732.94, FOR CONSTRUCTION OF THE PEPPER CREEK WASTEWATER LINE EXTENSION; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, properties in the Industrial Park along the future Research Parkway and the new McLane Parkway to Research Parkway Connector are currently served with potable water but not sanitary sewer and a wastewater line is required to support development in this area;

**Whereas,** on February 4, 2016, ten bids were received for the extension of approximately 4,300 feet of an existing wastewater line to the north along Pepper Creek to the McLane Connector and provides a collection line to the east into the Industrial Park;

Whereas, Bell Contractors, Inc. submitted the low bid in the amount of \$356,732.94 and Staff and Kasberg, Patrick & Associates finds that Bell Contractors is qualified to complete this project and recommends a construction contract be awarded to Bell Contractors, Inc.;

**Whereas,** funding is available for this construction contract in Account No. 561-5400-535-6956, Project No. 101199; 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, after approval as to form by the City Attorney, to execute a construction contract with Bell Contractors, Inc. of Belton, Texas, in an amount not to exceed \$356,732.94 for construction of the Pepper Creek Wastewater Line Extension.

<u>Part 2:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	 Kayla Landeros
City Secretary	City Attorney



## **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #3(G) Consent Agenda Page 1 of 3

## **DEPT./DIVISION SUBMISSION & REVIEW:**

Belinda Mattke, Director of Purchasing Sam Weed, Superintendent of Fleet Services

**ITEM DESCRIPTION:** Consider adopting a resolution authorizing the purchase of the following 11 vehicles in the amount of \$326,142.32:

- (A) One 5-passenger midsize sedan (Ford Fusion) from Johnson Brother Ford II, Ltd. of Temple in the amount of \$19,029.18 (Bid Tabulation #A);
- (B) Four Light Duty Economy Full-Size Pickups (F-150) from Johnson Brother Ford II, Ltd. of Temple in the amount of \$96,418.44 (Bid Tabulation #B);
- (C) Two ½-Ton Light Duty Full-Size Pickups (F-150) from Johnson Brother Ford II, Ltd. of Temple in the amount of \$56,168.72 (Bid Tabulation #C);
- (D) Two 3/4-Ton Light Duty Extended Cab Pickups / Bed Delete with Utility Body (F-250) from Johnson Brother Ford II, Ltd of Temple in the amount of \$79,976.08 (Bid Tabulation #E);
- (E) One 1-Ton Diesel Crew Cab and Chassis, Dual Rear Wheels with Utility Body (F-350) from Johnson Brother Ford II, Ltd. of Temple in the amount of \$47,219.90 (Bid Tabulation #G); and
- (F) One 6/7 Passenger SUV (Chevrolet Traverse) from Caldwell Country Chevrolet of Caldwell in the amount of \$27,330. (Bid Tabulation #H).

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> Approval of these vehicle purchases will allow replacement of seven older City vehicles as well as the addition of four additional vehicles to the City vehicle fleet.

On January 21, 2016, five vendors submitted pricing on six independent vehicle bids.

Staff recommends award of the following five bids to <u>Johnson Brother Ford II</u>, <u>Ltd.</u> Exceptions taken by Johnson Brother Ford II, Ltd. were routine in nature and did not impact the overall quality of the vehicles; accordingly, staff is willing to accept their exceptions. The City has done business with Johnson Brother ford II, Ltd. in the past and finds them to be a responsible vendor.

## Bid Tabulation #A – 5-Passenger Midsize Sedan:

Bid Tab #	Description	Qty	Account	Project #	Budget	Recommended Bid
Α	Convention Center (addition to fleet)	1	240-4400-551-6213	101390	\$ 20,500.00	\$19,029.18
Sub	\$ 20.500.00	\$19.029.18				

## **Bid Tabulation #B - Light Duty Economy Full-Size Pickups:**

Tab						
#	Description	Qty	Account	Project #	Budget	Recommended Bid
В	Code Enforcement (replaces Asset#11624)	1	110-5900-524-6213	101342	\$ 26,750.00	\$22,227.36
В	Facility Services (replaces Asset #12788)	1	110-5924-519-6213	101344	\$32,835.00	\$24,730.36
В	GIS (addition to fleet)	2	520-5000-535-6213 520-5000-535-6213	101468 101469	\$24,731.00 \$24,731.00 *with proposed BA	\$24,730.36 \$24,730.36

Subtotal for four light duty economy full-size pickups

\$109,047.00 \$96,418.44

## Bid Tabulation #C – ½-Ton Ligh Duty Full-Size Pickups:

Bid Tab #	Description	Qty	Account	Project #	Budget	Recommended Bid
С	Street (addition to fleet)	1	110-5900-531-6213	101383	\$27,500.00	\$26,753.36
С	Solid Waste (replaces Asset #11639)	1	110-5900-531-6213	101382	\$29,416.00	\$29,415.36

Subtotal for two ½-ton light duty full-size pickups

\$56,916.00 \$56,168.72

## Bid Tabulation #E - 3/4-Ton Light Duty Extended Cab Pickups/Bed Delete with Utility Body:

Bid Tab #	Description	Qty	Account	Project #	Budget	Recommended Bid
E	Parks (replaces Asset#11612)	1	110-5935-552-6213	101363	\$38,813.00	\$38,812.04
E	Facility Services (replaces Asset #11477)	1	110-5924-519-6213	101345	\$41,165.00	\$41,164.04

Subtotal for two ¾-ton light duty extended cab pickups / bed delete with utility body

\$79,978.00

\$79,976.08

## Bid Tabulation #G – 1-Ton Diesel Crew Cab and Chassis, Dual Rear Wheels with Utility Body:

Bid Tab #	Description	Qty	Account	Project #	Budget	Recommended Bid
G	Drainage (replaces Asset #12191)	1	292-2900-534-6213	101399	\$51,500.00	\$47,219.90
Subtotal for one 1-ton diesel crew cab and chassis, dual rear					\$51,500.00	\$47,219.90

wheels with utility body

Staff recommends award of the following bid to <u>Caldwell Country Chevrolet</u>. Caldwell Country Chevrolet took no exception. The City has done business with Caldwell Country Chevrolet in the past and finds them to be a responsible vendor.

## Bid Tabulation #H – 6/7-Passenger SUV:

Bid Tab #	Description	Qty	Account	Project #	Budget	Recommended Bid
Н	Police (replaces Asset#11620)	1	110-5900-521-6213	101372	\$27,330.00	\$27,330.00
Subtotal for one 6/7-passenger SUV				\$27,330.00	\$27,330.00	

<u>SUSTAINABILITY IMPACT:</u> The vehicles scheduled for replacement have been evaluated to ensure the most sustainable and fuel efficient vehicles that meet the needs of each department are being purchased. The evaluation for the vehicles were focused on right-sizing the vehicles and fuel options. The vehicles provided have been right-sized for the intended use, have a high MPG and utilize the best fuel option for current costs and availability.

**FISCAL IMPACT:** Funding for the purchase of the 11 vehicles identified above were included in the Council-adopted FY 2016 budget in the accounts as defined in the Item Summary above in the amount of \$345,271.00. Funding is appropriated for the purchase of the nine of the vehicles as follows:

Description	Project #	Account #	Funding		
Purchase Ford Fusion - Mayborn (Addition to Fleet)	101390	240-4400-551-6213	\$	20,500	
Replace '03 F150 Pickup (Replaces Asset #11624)	101342	110-5900-524-6213		26,750	
Replace '08 Ford Ranger Pickup (Replaces Asset					
#12788)	101344	110-5924-519-6213		32,835	
Purchase 1/2 Ton Pickup-Streets Foreman	101383	110-5900-531-6213		27,500	
Replace '03 F250 Pickup (Replaces Asset #11639)	101382	110-5900-531-6213		29,416	
Replace '03 Dodge 2500 (Replaces Asset #11612)	101363	110-5935-552-6213		38,813	
Replace '03 F250 Pickup (Replaces Asset #11477)	101345	110-5924-519-6213		41,165	
Replace '05 Chevy Utility Body Trk (Replaces Asset					
#12191)	101399	292-2900-534-3213		51,500	
Replace Unmarked CV Investigation Unit	101372	110-5900-521-6213		27,330	
		Total	\$	295.809	

A Budget Adjustment is presented to Council for approval to reallocate funding for two of the eleven vehicles. After approval of the budget adjustment, funding will be appropriated for the purchase of two of the vehicles as follows:

		Total	\$ 49,462
Purchase Chevy 1500 Pickup-Utility Tech (Addition to Fleet)	101469	520-5000-535-6213	24,731
Purchase Chevy 1500 Pickup-Utility Tech (Addition to Fleet)	101468	520-5000-535-6213	\$ 24,731

## **ATTACHMENTS:**

Bid Tabulations (6) Budget Adjustment Resolution

#### **Bid "A" Tabulation**

#### Tabulation of Bids Received on January 21,2016 at 2:00 p.m. One (1) 5-Passenger Midsize Sedan Bid# 13-22-16

		Grande Ford Truck Sales Inc.		Jim Bass Ford, Inc.		Caldwell Country Chevrol	
		San Antonio, TX 78220		San Angelo, TX		Caldwell, TX	
Description	Qty	Unit Price Total Price		Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	1	No Bid No Bid		\$19,144.00	\$19,144.00	\$19,845.00	\$19,845.00
Delivery within 120 days?		No	Bid	Yes		Y	es
Exceptions?		No	Bid	Yes-interior colors		No	
Local Preference?		No Bid		No		No	
Credit Check Authorization		No	Bid	Y	es	No	

Ford Fusion Chevrolet Malibu

		Caldwell Country Ford		Johnson Brother Ford II Ltd.			
		Caldwell, TX		Temple, TX			
Description	Qty	Unit Price Total Price		Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	1	\$20,734.00	\$20,734.00 \$20,734.00		\$19,029.18		
Delivery within 120 days?		Y	es	N	lo		
Exceptions?		N	No		ior colors		
Local Preference?		No		Yes			
Credit Check Authorization		Y	es	Y	es		

Ford Fusion Ford Fusion

Recommended for Council award

#### **Bid "B" Tabulation**

#### Tabulation of Bids Received on January 21,2016 at 2:00 p.m. Four (4) Light Duty Economy Full-Size Pickups Bid# 13-22-16

		Grande Ford In		Jim Bass Ford, Inc.		Caldwell Country Chevrolet	
		San Antonio	, TX 78220	San Ang	gelo, TX	Caldw	ell, TX
Description	Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	4	\$22,367.11	\$89,468.44	\$21,215.00	\$84,860.00	\$19,965.00	\$79,860.00
Add Alternate Option: Light Bar		\$1,71	5.00	\$2,40	00.13	\$2,92	25.00
Add Alternate Option: Sprayed-on bed liner		\$339	9.00	\$54	9.00	\$44	5.00
Add Alternate Option: Back up alarm		\$64	.00	\$14	9.00	\$12	5.00
Add Alternate Option: Headache Rack		\$449	9.00	\$387.77		\$445.00	
Add Alternate Option: Toolbox		\$770.00		\$638.66		\$745.00	
Add Alternate Option: Full length entry steps on both sides		\$23	7.00	\$225.00		\$467.00	
Total Bid + Sprayed-on bid liner, Back up alarm, Headache Rack, and Full length entry steps on both sides	1	\$23,456.11	\$23,456.11	\$22,525.77	\$22,525.77	\$21,447.00	\$21,447.00
Total Bid + All Add Alternates	3	\$25,941.11	\$77,823.33	\$25,564.56	\$76,693.68	\$25,117.00	\$75,351.00
Total Price for 4 vehciles		\$101,2	279.44	\$99,2	19.45	\$96,7	98.00
Delivery within 180 days?		Ye	es	Ye	es	Y	es
Exceptions?		Yes-multiple		Yes-multiple		No	
Local Preference?		No		No		No	
Credit Check Authorization		Ye	es	Ye	es	No	

Ford F150 Ford F150 Chevrolet Silverado 1500

		Caldwell C	ountry Ford	Johnson Broth	ner Ford II Ltd.		
		Caldw	ell, TX	Temp	le, TX		
Description	Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	4	\$21,821.00	\$87,284.00	\$21,142.36	\$84,569.44		
Add Alternate Option: Light Bar		\$1,75	55.43	\$1,81	18.00		
Add Alternate Option: Sprayed-on bed							
liner		\$45	0.00	\$35	0.00		
Add Alternate Option: Back up alarm		\$11	3.00	\$45	5.00		
Add Alternate Option: Headache Rack		\$42	0.00	\$430.00			
Add Alternate Option: Toolbox		\$670.00		\$685.00			
Add Alternate Option: Full length entry steps on both sides		\$250.00		\$260.00			
Total Bid + Sprayed-on bid liner, Back up alarm, Headache Rack, and Full length entry steps on both sides	1	\$23,054.00	\$23,054.00	\$22,227.36	\$22,227.36		
Total Bid + All Add Alternates	3	\$25,479.43	\$76,438.29	\$24,730.36	\$74,191.08		
Total Price for 4 vehciles		\$99,4	92.29	\$96,418.44			
Delivery within 180 days?		Y	es	No			
Exceptions?		No		Yes			
Local Preference?		No		Yes			
Credit Check Authorization		Y	es	Ye	es	•	·

Ford F150 Ford F150

#### **Bid "C" Tabulation**

#### Tabulation of Bids Received on January 21,2016 at 2:00 p.m. Two (2) 1/2-Ton Light Duty Full-Size Pickups Bid# 13-22-16

		Grande Ford		Jim Bass	Ford, Inc.	Caldwell Cou	ntry Chevrolet
		San Antonio	o, TX 78220	San An	gelo, TX	Caldw	ell, TX
Description	Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	2	\$25,335.11	\$50,670.22	\$23,577.00	\$47,154.00	\$22,415.00	\$44,830.00
Add Alternate Option: Sprayed-on bed liner		\$42	5.00	\$54	9.00	\$44	5.00
Add Alternate Option: Back up alarm		\$64	1.00	\$14	9.00	\$12	5.00
Add Alternate Option: Toolbox		\$77	0.00	\$63	8.66	\$74	5.00
Add Alternate Option: Full length entry steps on both sides		\$23	7.00	\$225.00		\$467.00	
Add Alternate Option: Headache Rack		\$449.00		\$38	7.77	\$44	5.00
Add Alternate Option: Hydraulic utility body lift gate		\$2,399.00		\$2,612.00		\$2,78	85.00
Add Alternate Option: Light Bar		\$1,715.00		\$2,400.13		\$2,925.00	
Total Bid + Sprayed-on bed liner, Back up alarm, Toolbox, Full length entry steps on both sides, Headache Rack and Light bar		\$28,9	95.11	\$27,9	26.56	\$27,5	567.00
Total Bid + All Add Alternates		\$31,3	94.11	\$30,5	38.56	\$30,3	352.00
Total Price for 2 vehicles		\$60,3	89.22	\$58,4	65.12	\$57,9	919.00
Delivery within 180 days?		Yes		Yes		Y	es
Exceptions?		Yes		Yes-mats,wheelbase		No	
Local Preference?		No		No		No	
Credit Check Authorization		Y	es	Yes		No	

Ford F150 Ford F150 Chevrolet Silverado 1500

		Caldwell C	ountry Ford	Johnson Bro	other Ford II		
		Caldw	ell. TX	Temp	le. TX		
Description	Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	2	No Bid	No Bid	\$23,115.36	\$46,230.72		
Add Alternate Option: Sprayed-on bed							
liner		No	Bid	\$40	0.00		
Add Alternate Option: Back up alarm		No	Bid	\$45	5.00		
Add Alternate Option: Toolbox		No	Bid	\$68	5.00		
Add Alternate Option: Full length entry							
steps on both sides		No Bid		\$260.00			
Add Alternate Option: Headache Rack		No Bid		\$430.00			
Add Alternate Option: Hydraulic utility							
body lift gate		No Bid		\$2,662.00			
Add Alternate Option: Light Bar		No Bid		\$1,818.00			
Total Bid + Sprayed-on bed liner, Back up alarm, Toolbox, Full length entry steps on both sides, Headache Rack and Light bar	1	No	Bid	\$26,7	53.36		
Total Bid + All Add Alternates	1	No	Bid	\$29,415.36			
Total Price for 2 vehicles		No	Bid	\$56,168.72		_	
Delivery within 180 days?		No Bid		No			
Exceptions?		No Bid		Yes		_	
Local Preference?		No Bid		Yes			
Credit Check Authorization		No	Bid	Yes			

#### Bid "E" Tabulation

#### Tabulation of Bids Received on January 21,2016 at 2:00 p.m. Two (2) 3/4-Ton Light Duty Extended Cab Pickups / Bed Delete with Utility Body Bid# 13-22-16

		Grande Ford In	Truck Sales c.	Jim Bass	Ford, Inc.	Caldwell Cou	ntry Chevrolet
		San Antonio	o, TX 78220	San An	gelo, TX	Caldw	rell, TX
Description	Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	2	\$37,218.29	\$74,436.58	No Bid	No Bid	No Bid	No Bid
Add Alternate Option: Back up alarm		\$67	7.00	No	Bid	No	Bid
Add Alternate Option: Full length entry steps on both sides		\$23	5.00	No	Bid	No	Bid
Add Alternate Option: Hydraulic utility body lift gate		\$2,352.00		No Bid		No Bid	
Add Alternate Option: Light Bar		\$1,715.00		No Bid		No Bid	
Total Bid + Back up alarm, Full length entry steps on both sides, and Light bar	1	\$39,235.29		No	Bid	No	Bid
Total Bid + All Add Alternates	1	\$41,5	87.29	No Bid		No	Bid
Total Price for 2 vehicles		\$80,8	22.58	No Bid		No Bid	
Delivery within 180 days?		Y	es	No	Bid	No	Bid
Exceptions?		N	lo	No	Bid	No	Bid
Local Preference?		No		No Bid		No Bid	
Credit Check Authorization		Yes		No Bid		No Bid	
Acknowldge Addendum (1)		N	lo	Y	es	Yes	

Ford F250

		Caldwell Co	ountry Ford		other Ford II d.		
		Caldw	ell, TX	Temp	le, TX		
Description	Qty	Unit Price Total Price U		Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	2	\$37,071.60	\$74,142.00	\$36,689.04	\$73,378.08		
Add Alternate Option: Back up alarm		\$67	'.00	\$45	5.00		
Add Alternate Option: Full length entry steps on both sides		\$23	5.00	\$26	0.00		
Add Alternate Option: Hydraulic utility body lift gate		\$2,352.00		\$2,352.00			
Add Alternate Option: Light Bar		\$1,755.43		\$1,818.00			
Total Bid + Back up alarm, Full length entry steps on both sides, and Light bar	1	\$39,1	29.03	\$38,8	12.04		
Total Bid + All Add Alternates	1	\$41,4	81.03	\$41,1	64.04		
Total Price for 2 vehicles		\$80,6	10.06	\$79,9	76.08		
Delivery within 180 days?		Y	es	N	lo		
Exceptions?		N	0	N	lo		
Local Preference?		No		Yes			
Credit Check Authorization		Yes		Yes			
Acknowledge Addendum (1)		Y	es	Y	es		

Ford F250 Ford F250

#### **Bid "G" Tabulation**

## Tabulation of Bids Received on January 21,2016 at 2:00 p.m.

## One (1) 1-Ton Diesel Crew Cab and Chassis, Dual Rear Wheels with Utility Body Bid# 13-22-16

		_	Grande Ford Truck Sales Inc.		Jim Bass Ford, Inc.		ntry Chevrolet
		San Antonio, TX 78220		San Angelo, TX		Caldwell, TX	
Description	Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	1	\$46,259.85	\$46,259.85	\$46,351.00	\$46,351.00	No Bid	No Bid
Add Alternate Option: Light Bar		\$1,715.00		\$2,40	00.13	No Bid	
Add Alternate Option: Full length entry steps on both sides				¢22	F 00	No	Did
		\$26		\$225.00		INO	Bid
Total Bid + All Add Alternates	6	\$48,2	38.85	\$48,9	76.13	No Bid	
Delivery within 180 days?		Y	es	Y	es	No Bid	
Exceptions?		No		Yes		No Bid	
Local Preference?		No		No		No Bid	
Credit Check Authorization		Y	es	Y	es	No Bid	

Ford F350 Ford F350

		Caldwell Country Ford			Johnson Brother Ford II Ltd.		
		Caldw	ell, TX	Temp	le, TX		
Description	Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	1	\$45,421.00	\$45,421.00	\$45,137.90	\$45,137.90		
Add Alternate Option: Light Bar		\$1,75	55.43	\$1,81	18.00		
Add Alternate Option: Full length entry steps on both sides		\$26	\$264.00		4.00		
Total Bid + All Add Alternates	;	\$47,4	40.43	\$47,2	19.90		
Delivery within 180 days?		Yes		No			
Exceptions?		No		Yes-HP not 320			
Local Preference?		No		Yes			
Credit Check Authorization		Y	es	Y	es		

Ford F350 Ford F350

#### **Bid "H" Tabulation**

# Tabulation of Bids Received on January 21,2016 at 2:00 p.m. One (1) 6/7 Passenger SUV Bid# 13-22-16

		Grande Ford In San Antonio	c.	Jim Bass San And	Ford, Inc.	Caldwell Country Chevrolet  Caldwell, TX		
Description	Qty			Unit Price	Total Price	Unit Price	Total Price	
Total Bid Price	1	\$26,024.18 \$26,024.18		\$25,717.00	\$25,717.00	\$27,330.00	\$27,330.00	
Delivery within 120 days?		Ye	es	Y	es	Y	es	
Exceptions?		N	No		Yes-multiple		lo	
Local Preference?		No		No		No		
Credit Check Authorization		Ye	es	Y	es	No		

Ford Explorer Ford Explorer Chevrolet Traverse

		Caldwell Country Ford		Johnson Brother Ford II Ltd.			
		Caldwell, TX		Temple, TX			
Description	Qty			Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	1	\$28,917.00 \$28,917.00		\$25,301.18	\$25,301.18		
Delivery within 120 days?		Ye	es		lo		
Exceptions?		N	No		Yes-trailer hitch		
Local Preference?		No		Yes			
Credit Check Authorization		Ye	es	Y	es		

Ford Explorer Ford Explorer

Recommend for Council award

Bid withdrawn by Vendor. Unable to meet trim package specifications

Vendor exceptions not acceptable by City

F١	Y		2	0	1	6

#### **BUDGET ADJUSTMENT FORM**

Use this form to make adjustments to your budget. All adjustments must balance within a Department.

Adjustments should be rounded to the nearest \$1.

+

ACCOUNT NUMBER	PROJECT#	ACCOUNT DESCRIPTION	INCREASE		DECREASE	
520-5000-535-62-13	101468	Capital Equipment/Chevy 1500-Utility Tech	1,631			_
520-5000-535-62-13	101469	Capital Equipment/Chevy 1500-Utility Tech	1,631			
520-5200-535-26-23		Contracted Services/Other Contracted Services	,		1,631	
520-5400-535-26-23		Contracted Services/Other Contracted Services			1,631	
					,	
TOTAL	<u> </u>		\$ 3,262		\$ 3,262	
			<b>V</b> 0,202		ψ 0,=0=	
EXPLANATION OF AD. are available.	JUSTMENT	REQUEST- Include justification for increases AND re	eason why funds	in c	decreased accoun	nt
	To reallocate the additional funding needed on two vehicles for Water Department's 811 Technician positions.					
DOES THIS REQUEST REQ	UIRE COUNCI	L APPROVAL? X	Yes	No	)	
DATE OF COUNCIL MEETING		2/18/2016		_		
WITH AGENDA ITEM?		Х	Yes	No	)	
				7		
Dan autocant I land/Divinio	n Director				proved	
Department Head/Division Director		Date		Tok	sapproved	
		<u></u>			proved	
Finance		Date		Dis	sapproved	
				An	proved	
City Manager		Date			sapproved	

RESOLUTION NO.	

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE PURCHASE OF 11 VEHICLES FOR VARIOUS DEPARTMENTS, IN THE AMOUNT OF \$326,142.32; AND PROVIDING AN OPEN MEETINGS CLAUSE.

**Whereas,** on January 21, 2016, the City received six bids for the replacement of seven older City vehicles as well as the addition of four vehicles as follows:

- One 5 passenger midsize sedan (Ford Fusion) from Johnson Brother Ford II, Ltd., in the amount of \$19.029.18
- Four Light Duty Economy Full-Size Pickups (F-150) from Johnson Brother Ford II, Ltd., in the amount of \$96,418.44;
- Two ½-Ton Light Duty Full-Size Pickups (F-150) from Johnson Brother Ford II, Ltd., in the amount of \$56,168.72;
- Two 3/4-Ton Light Duty Extended Cab Pickups / Bed Delete with Utility Body (F-250) from Johnson Brother Ford II, Ltd., in the amount of \$79,976.08;
- One 1-Ton Diesel Crew Cab and Chassis, Dual Rear Wheels with Utility Body (F-350) from Johnson Brother Ford II, Ltd., in the amount of \$47,219.90;
- One 6/7 Passenger SUV (Chevrolet Traverse) from Caldwell Country Chevrolet, in the amount of \$27,330.00;

Whereas, staff recommends award of the five bids to Johnson Brother Ford II, Ltd., of Temple, Texas - exceptions taken by Johnson Brother Ford II, Ltd. were routine in nature and did not impact the overall quality of the vehicles and Staff is willing to accept their exceptions;

Whereas, the City has done business with Johnson Brother ford II, Ltd. in the past and finds it to be a responsible vendor;

**Whereas,** Staff recommends award of the 6/7 passenger SUV (Chevrolet Traverse) bid to Caldwell Country Chevrolet, of Caldwell, Texas - Caldwell Country Chevrolet took no exception;

**Whereas,** the City has done business with Caldwell Country Chevrolet in the past and finds it to be a responsible vendor;

Whereas, the vehicles scheduled for replacement have been evaluated to ensure the most sustainable and fuel efficient vehicles which will meet the needs of the department for which they are being purchased;

Whereas, the evaluation for the vehicles was focused on right-sizing the vehicle and fuel options - the above listed vehicles have been right-sized for the intended use, have a high MPG and utilize the best fuel option for current costs and availability;

**Whereas**, funding for the purchase of eleven vehicles was included in the Council adopted fiscal year 2016 budget in Accounts outlined below:

- Convention Center (1 vehicle) Account No. 240-440-551-6213, Project No. 101390;
- Code Enforcement (1 vehicle) Account No. 110-5900-524-6213, Project No. 101342;
- Facility Services (2 vehicles) Account No. 110-5924-519-6213 Project No. 101344 and 101345;
- Streets (1 vehicle) 110-5900-531-6213, Project No. 101383;
- Solid Waste (1 vehicle) Account No. 110-5900-531-6213, Project No. 101382;
- Parks & Recreation (1 vehicle) Account No. 110-5935-552-6213, Project No. 101363;
- Drainage (1 vehicle) Account No. 292-2900-534-6213, Project No. 101399;
- Police (1 vehicle) Account No. 110-5900-521-6213, Project No. 101372; and

**Whereas,** a budget adjustment to the fiscal year 2016 budget needs to be approved to reallocate funding for two of the eleven vehicles as follows:

• GIS (2 vehicles) – Account No. 520-5000-535-6213, Project Nos. 101468 and 101469;

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 purchase of 11 vehicles for various departments as outlined above, in the amount of \$326,142.32, from Johnson Brother Ford II, Ltd of Temple, Texas and from Caldwell Country Chevrolet of Caldwell, Texas.

<u>Part 2:</u> The City Council authorizes the City Manager, or his designee, after approval as to form by the City Attorney, to execute any documents that may be necessary for this purchase.

<u>Part 3:</u> The City Council authorizes an amendment to the fiscal year 2016 budget, substantially in the form of the copy attached hereto as Exhibit 'A.'

<u>Part 4:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2015.

	THE CITY OF TEMPLE, TEXAS		
	DANIEL A. DUNN, Mayor		
ATTEST:	APPROVED AS TO FORM:		
Lacy Borgeson	Kayla Landeros		
City Secretary	City Attorney		



#### **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #3(H) Consent Agenda Page 1 of 2

#### **DEPT./DIVISION SUBMISSION & REVIEW:**

Ashley Williams, General Services Manager

**ITEM DESCRIPTION:** Consider adopting a resolution authorizing the submission of an application for funding through the Killeen-Temple Metropolitan Planning Organization, Transportation Alternatives Program in the amount of \$500,000, with \$400,000 reimbursed to the City through federal funding, to develop urban sidewalks and improvements along South 31st Street between Marlandwood and Canyon Creek Roads.

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> The Killeen-Temple Metropolitan Planning Organization (KTMPO) has announced a matching funding program entitled "Transportation Alternatives Program." Eligible project types include, but are not limited to:

- Construction, planning and design of on-road and off-road trail facilities for pedestrians, bicyclists, and other non-motorized forms of transportation.
- Construction, planning and design of infrastructure-related projects and systems that will provide safe routes for non-drivers.
- Conversion and use of abandoned railroad corridors for trails for pedestrians, bicyclists, or other non-motorized transportation users.
- Construction of turnouts, overlooks and viewing areas.
- Community improvement activities.

Staff is recommending that we submit an urban sidewalk and improvements project along South 31<sup>st</sup> Street between Marlandwood and Canyon Creek Roads for consideration with a total estimated construction and TxDOT administration cost of \$500,000 of which \$400,000 would be funded by the program. City match is \$100,000 (20%).

Staff believes the proposed project achieves the following:

- Continues the Trails Master Plan vision for connectivity
- Accomplishes the Strategic Plan areas of focus:
  - Grow the Transportation Infrastructure: Offer a variety of choice in modes of transit develop new existing pedestrian and bicycle amenities throughout the city
  - o Grow community enhancements: Enhanced image and identity for Temple

- public beautification efforts along Temple's major corridors
- Invest in parks and facilitates that enhance community wellness, qualify of place, and community amenities
- Vision for multi-modal transportation (bicycle and pedestrian)

The deadline for submittal is February 22, 2016. Applications will be evaluated by KTMPO Technical Advisory Committee members with recommendations going to the KTMPO Transportation Planning Policy Board.

The project scope includes the following:

 Construction of a 6' sidewalk along South 31st Street from Marlandwood Road south towards Canyon Creek Road

This project is in our Trail Master Plan.

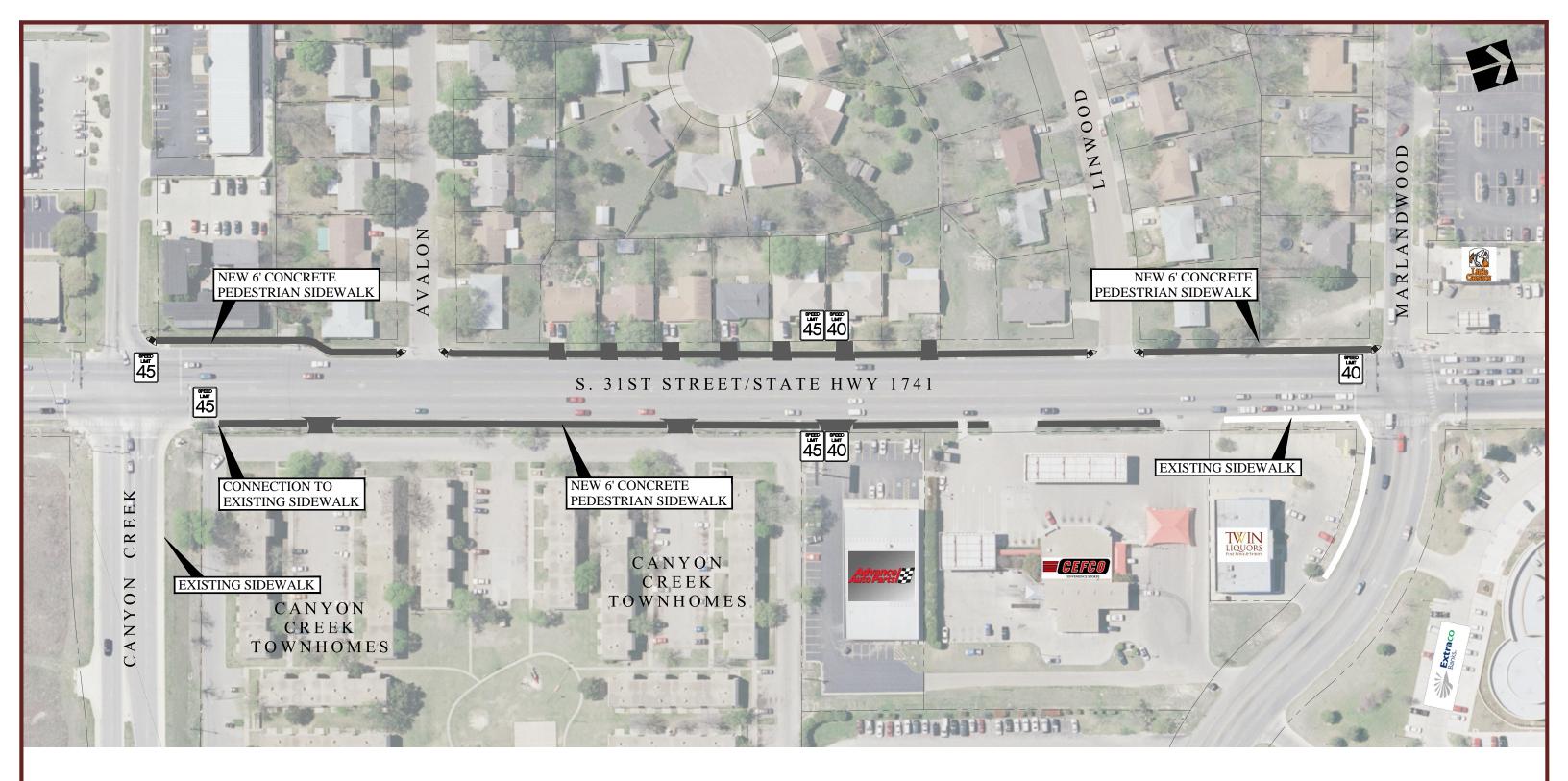
Notification of award is expected in March 2016. Anticipated construction will begin Fall of 2016, if awarded funds.

Staff also asks that Council authorize the City Manager to execute necessary documents associated with the program, upon receiving a grant award.

**FISCAL IMPACT:** Funding program guidelines provide a maximum reimbursement of 80%, with the City providing a minimum of 20% cash match. If awarded the grant the City will receive \$400,000 and be required to provide a \$100,000 cash match (20%). Funding in the amount of \$100,000 will be appropriated in account 261-3400-531-6315, project 101288, for the S. 31<sup>st</sup> Street Sidewalk for the City's required match.

#### **ATTACHMENTS:**

Map of TAP sidewalk location Resolution







2015 S. 31ST STREET/STATE HWY 1741 TRANSPORTATION ALTERNATIVE PROJECT GRANT SIDEWALK IMPROVEMENTS





RESOLUTION NO.	
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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FUNDING THROUGH THE KILLEEN-TEMPLE METROPOLITAN PLANNING ORGANIZATION, TRANSPORTATION ALTERNATIVES PROGRAM, IN THE AMOUNT OF \$500,000, WITH \$400,000 BEING REIMBURSED TO THE CITY OF TEMPLE THROUGH FEDERAL FUNDING, TO DEVELOP URBAN SIDEWALKS AND IMPROVEMENTS ALONG SOUTH 31<sup>ST</sup> STREET BETWEEN MARLANDWOOD AND CANYON CREEK ROADS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Killeen-Temple Metropolitan Planning Organization has announced a matching funding program entitled "Transportation Alternatives Program" - this program includes certain projects including, but are not limited to:

- Construction, planning and design of on-road and off-road trail facilities for pedestrians, bicyclists, and other non-motorized forms of transportation;
- Construction, planning and design of infrastructure-related projects and systems that will provide safe routes for non-drivers;
- Conversion and use of abandoned railroad corridors for trails for pedestrians, bicyclists, or other non-motorized transportation users;
- Construction of turnouts, overlooks and viewing areas;
- Community improvement activities;

**Whereas,** Staff recommends the submission of an urban sidewalk and improvement project along South 31<sup>st</sup> Street between Marlandwood and Canyon Creek Roads, with a total estimated construction and TxDOT administration costs of \$500,000, of which \$400,000 would be reimbursed to the City through Federal funding - the City match will be \$100,000 (20%);

Whereas, Staff believes the proposed project achieves the connectivity vision for the Trails Master Plan, accomplishes the Strategic Plan area of focus in growing the transportation infrastructure and community enhancements and also achieves the vision of multi-modal transportation;

**Whereas,** Staff recommends City Council authorize the submission of an application for funding through the Killeen-Temple Metropolitan Planning Organization, Transportation Alternatives Program, to develop urban sidewalks and improvements along South 31<sup>st</sup> Street between Marlandwood and Canyon Creek Roads;

**Whereas,** funding for the required 20% cash match will be appropriated in Account No. 261-3400-531-6315, Project No. 101288; 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 submission of an application for funding through the Killeen-Temple Metropolitan Planning Organization, Transportation Alternatives Program, in the amount of \$500,000, with \$400,000 being reimbursed to the City through federal funding, to develop urban sidewalks and improvements along South 31<sup>st</sup> Street between Marlandwood and Canyon Creek Roads.
- <u>Part 2:</u> The City Council authorizes the City Manager, or his designee, after approval as to form by the City Attorney, to execute any documents which may be necessary to apply for this grant, and accept any funds that may be received for this grant.
- <u>Part 3:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney



02/18/16 Item #3(I) Consent Agenda Page 1 of 2

#### **DEPT./DIVISION SUBMISSION & REVIEW:**

Kevin Beavers, Director of Parks & Recreation Belinda Mattke, Director of Purchasing

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing the following related to the scoreboard at "Mean Joe Greene" Community Football Field:

- 1. A deductive change order in the amount of \$25,900 to remove the scoreboard from Fitzgerald Lawnscapers, Ltd construction contract
- 2. Acceptance of a donated scoreboard from Coca-Cola Bottling Co.

**STAFF RECOMMENDATION:** Adopt resolutions as presented in item description.

**ITEM SUMMARY:** Approval of this item will allow for the erection of a donated Coca-Cola scoreboard at the "Mean Joe Greene" Community Football Field.

In the fall of 2015, staff approached Coca-Cola Bottling Co. about donating a Coca-Cola scoreboard based on the advertising association between Joe Greene and Coca-Cola. Coca-Cola recently replied to staff's request indicating that they would like to provide the scoreboard as requested.

On December 17, 2015, Council authorized a construction contract with Fitzgerald Lawnscapers, Ltd in the amount of \$433,292 for the construction of the "Mean Joe Greene" Community Football Field. The construction contract included Add Alternate #1 in the amount of \$25,900 for a scoreboard. Accordingly, and as agreed to by Fitzgerald Lawnscapers, staff is requesting that Council authorize a deductive Change Order #1 in the amount of \$25,900 to remove the scoreboard and its installation from Fitzgerald Lawnscapers construction contract. In addition, staff is requesting that Council authorize the acceptance of a scoreboard from Coca-Cola Bottling Co.

The football field is currently under construction with an anticipated completion in May 2016. After turf establishment, play is expected to commence on the field in September 2016.

02/18/16 Item #3(I) Consent Agenda Page 2 of 2

**FISCAL IMPACT:** This project is funded by the Parks GO Bonds that were approved by voters on May 9, 2015, and sold on September 24, 2015. Funding is appropriated in account 362-3500-552-6418, project 101327, as identified below:

Project Budget	\$ 611,375
Encumbered/Committed To Date	(511,243)
Deductive Change Order – Fitzgerald Lawnscapers	25,900
Remaining Funds	\$ 126,032

#### **ATTACHMENTS:**

Resolution

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A DEDUCTIVE CHANGE ORDER IN THE AMOUNT OF \$25,900 TO THE FITZGERALD LAWNSCAPERS, LTD CONSTRUCTION CONTRACT AND ACCEPTING THE DONATION OF A SCOREBOARD FROM COCA-COLA BOTTLING COMPANY; AND PROVIDING AN OPEN MEETINGS CLAUSE.

**Whereas**, in the fall of 2015, Staff approached Coca-Cola Bottling Company about donating a scoreboard based on the advertising association between 'Mean Joe Greene' and Coca-Cola - Coca-Cola recently replied to Staff's request confirming its desire to donate the scoreboard as requested;

Whereas, on December 17, 2015, Council authorized a construction contract with Fitzgerald Lawnscapers, Ltd for the construction of the 'Mean Joe Greene' Community Football Field, which included Add Alternate #1 in the amount of \$25,900 for a scoreboard;

Whereas, Staff is requesting that Council authorize a deductive Change Order in the amount of \$25,900 to remove the scoreboard and its installation from Fitzgerald Lawnscapers construction contract, as agreed to between the City and Fitzgerald Lawnscapers, Ltd.;

**Whereas,** Staff is requesting that Council accept the donation of a scoreboard from Coca-Cola Bottling Company to be erected at the 'Mean Joe Greene' Community Football Field which is currently under construction;

**Whereas,** this project is funded by the Parks GO Bonds that was approved by voters on May 9, 2015 and sold on September 24, 2015 – funds from this deductive change order will be recognized in Account No. 362-3500-552-6418, Project No. 101327; 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, after approval as to form by the City Attorney, to execute a deductive change order in the amount of \$25,900, to the construction contract with Fitzgerald Lawnscapers, Ltd to remove the scoreboard and its installation.

<u>Part 2:</u> City Council accepts the donation of a scoreboard from Coca-Cola Bottling Company to be erected at the 'Mean Joe Greene' Community Football Field.

<u>Part 3:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney



#### **CITY COUNCIL ITEM MEMORANDUM**

02/18/16 Item #3(J) Consent Agenda Page 1 of 7

#### **DEPARTMENT / DIVISION SUBMISSION & REVIEW:**

Mark Baker, Senior Planner

<u>ITEM DESCRIPTION:</u> SECOND READING – Z-FY-16-08 – Consider adopting an ordinance authorizing a rezoning from Two Family (2F) zoning district to Commercial (C) zoning district, Lots 5 & 6, Block 011, Temple Heights, located at 1119 South 53rd Street.

**PLANNING & ZONING COMMISSION RECOMMENDATION:** At their January 4, 2016 meeting, the Planning & Zoning Commission voted 7 to 0 to recommend approval of the proposed rezoning as presented by Planning staff.

During the meeting, the Planning & Zoning Commission discussed the impacts to the immediate local roads as a result of encroaching and expanding automotive uses in the neighborhood. There was also discussion about exterior building materials and whether the property is within the I-35 Overlay, which it is not.

**STAFF RECOMMENDATION:** Based on the following, staff recommends approval for a rezoning from Two Family (2F) district to Commercial (C) district for the following reasons:

- 1. The proposed rezoning is in compliance with the Future Land Use Plan's (FLUP) Auto-Urban Commercial District;
- 2. The proposed zoning is compatible with surrounding zoning and automotive-related uses; and
- 3. Public facilities are available to serve the subject property.

<u>ITEM SUMMARY:</u> The requested rezoning is for two lots (Lots 5 & 6, Temple Heights subdivision) to be rezoned from Two-Family dwelling (2F) to Commercial (C) for automotive uses. The two lots are 0.411 +/- acres (17,920 square feet) in area. This request is the second in the immediate area within three years (Z-FY-12-22) from the same applicant to rezone property to the Commercial zoning district.

Most recently, per Ordinance 2012-4518, City Council approved a rezoning of Lots 9-12 of the Temple Heights subdivision from Two Family dwelling (2F) zoning to Commercial (C) zoning on March 15, 2012. Similarly, the request was to accommodate new as well as expand existing automotive uses in the area.

02/18/16 Item #3(J) Consent Agenda Page 2 of 7

This request would convert two of three remaining 2F-zoned parcels to C zoning on this block, which has been established west of South 51<sup>st</sup> Street and more specifically west of the mid-block alley between South 51<sup>st</sup> Street and South 53<sup>rd</sup> Street and continuing westward toward Interstate 35. The only remaining 2F-zoned property is with three parcels across and "catty-corner" from the subject property which are currently occupied by single family residential uses.

A staff initiated inventory (attached) of the uses within a one-half to one block radius of the subject property suggest that while the area was initially developed with detached single family residences in the first-half of the 20<sup>th</sup> Century, the area is transitioning to more intensive commercialized uses, namely automotive related uses. This would support recent changes to surrounding zoning as well the current request and is supportive of the underlying Future Land Use designation of Auto-Urban Commercial. Additional discussion about the Future Land Use Plan consistency can be found later in this report.

Relative to the requested zoning of commercial, according to UDC Section 4.3.18:

The Commercial (C) zoning district permits all retail and most commercial land uses including auto dealerships with complete servicing facilities, building material sales, light manufacturing and heavy machinery sales and storage. The Commercial zoning district is intended to serve Citywide or regional service areas. This district should be located along major highways and should provide total on-site traffic maneuvering such that traffic entering and existing the facility should have room to turn, queue for parking area and park within the confines of the facility. This district should be located away from low and medium density residential development.

While commercial uses, specifically, automotive uses have been established along the adjacent local roads, additional commercial uses may complicate the infrastructure inadequacies. Commercial uses are more acceptable along thoroughfares and arterial streets and the subject property is one full block removed from West Avenue M, a collector street. While the introduction of additional commercial zoning is still consistent with the surrounding zoning, this block of South 53<sup>rd</sup> Street, containing the subject property is problematic, since concerns have been identified relative to compliance to the Thoroughfare Plan and the adequacy of the existing roadway infrastructure. See additional discussion about the Thoroughfare Plan later in this report.

Although it is anticipated the property will be cleared and developed with automotive repair, there are a number of residential and non-residential uses that are permitted by right in the Commercial zoning district. It should be noted that while the Commercial zoning district permits a wide range of uses either by right or with a Conditional Use Permit, not all uses can be accommodated on the subject property, if they do not meet development standards. The following table shows permitted and Conditional uses in the "2F" and "C" zoning districts, include but are not limited to:

	Permitted & Conditional	Use Table
	Two-Family (2F) Existing	Commercial (C) Proposed
Agricultural Uses	* Farm, Ranch or Orchard	* Farm, Ranch or Orchard Nursery * Livestock Auction (CUP)
Residential Uses	* Industrialized Housing * Family or Group Home	* Single Family (Detached) * Single Family (Attached) * Home for the Aged * Industrialized Housing
Retail & Service Uses	None	* Cleaning Plant  * Barber or Beauty Shop  * Pawn Shop  * Mortuary or Funeral Home  * Tool Rental (Outside Storage)  * All other Retail & Service Uses
Commercial Uses	None	<ul> <li>* Livestock Auction</li> <li>* Building Material Sales</li> <li>* Poultry Hatchery</li> <li>* Indoor Flea Market</li> <li>* Mini Storage Warehouse</li> </ul>
Industrial Uses	None	<ul> <li>* Recycling Collection</li> <li>* Storage Warehouse</li> <li>* Temporary Asphalt or Concrete</li> <li>Batching Plant (CUP)</li> </ul>
Recreational Uses	* Park or Playground	* Beer & Wine Sales with On- Premise Consumption * All Alcoholic Bev. Sales with On- Premise Consumption (CUP)
Vehicle Service Uses	None	* Auto Leasing - Rental * Auto Sales Facility * Fuel Sales * Boat Sales * Major & Minor Vehicles Repair * Auto Storage (CUP) * Outside Auto Parts Sales (CUP)
Restaurant Uses	None	* With & Without Drive-In
Overnight Accommodations	None	* Hotel or Motel
Transportation Uses	None	* Parking Lot, Trucks, Trailers & Moving Vans & Trucks

A number of uses are prohibited in the Two-Family (2F) and Commercial (C) zoning district to include but not limited to the following:

	Prohibited Uses
Two-Family (2F)	* Apartments  * Townhouse  * All Retail & Service, Commercial & Industrial Uses  * Restaurant (With and Without Drive Through)  * Recreational Uses (alcohol sales with on & off premise consumption)  * Hotel or Motel  * Offices
Commercial (C)	* Apartments * Townhome * Patio Home * Sewage Treatment Plant

<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:

Surrounding Property & Uses					
Direction	<u>FLUP</u>	Zoning	Current Land Use		
	Auto-Urban				
Site	Commercial	2F	Unoccupied SF Residence		
	Auto Urban				
North	Commercial	2F & C	Commercial Uses		
	Auto Urban	2F, C &			
South	Commercial	GR	Commercial Uses		
	Auto Urban				
East	Commercial	2F	Single Family Uses		
	Auto Urban				
West	Commercial	С	Commercial Uses		

<u>COMPREHENSIVE PLAN (CP) 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 Plan (FLUP)	YES
СР	Map 5.2 - Thoroughfare Plan	NO
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 Plan (FLUP) (CP Map 3.1)

The property is within the Auto-Urban Commercial land use district. The Auto-Urban Commercial district is intended for the majority of the areas identified for commercial use, generally concentrated at intersections versus strip development along the major roads. As discussed in the Item Description of this report, an inventory supporting rezoning efforts from multi-family zoning to Commercial have transitioned the area to commercialized uses, namely those of an automotive nature. This transitioning is supported by the underlying FLUP, Auto-Urban Commercial district. Therefore, the requested Commercial zoning district is in full compliance with the Auto-Urban Commercial district.

#### Thoroughfare Plan (CP Map 5.2)

The requested property fronts on both South 53<sup>rd</sup> Street and West Avenue L. Both streets are identified in the Thoroughfare Plan as local streets. No additional improvements are anticipated. However, as local streets, a minimum 31 feet of pavement is required.

According to the Temple Comprehensive Plan "Choices 08" – Land Use Policy No. 13, which states that commercial development should be concentrated in nodes at major intersections and other appropriate locations along highway frontages and primary roadways to maintain safe and efficient traffic flow on major roads. This is not being achieved since both South 53<sup>rd</sup> Street and West Avenue L are local streets rather than collector or arterial streets. This deficiency could be problematic particularly since the applicant is proposing automotive uses and in general the proposed Commercial zoning will introduce the potential for more intensive uses in the neighborhood.

Further, as described in UDC Section 4.3.16, there are retail and service zoning districts, such as the Neighborhood Service (NS) district, that are intended to be located at the corners of collector and local streets which serve neighborhoods. This is further indicative that local streets are not appropriate for commercial traffic.

According to the trip generation values identified in the 9<sup>th</sup> Edition of the Institute of Transportation Engineers (ITE) manual, a single-family detached residence will generate 1.00 trip per dwelling unit (DU) during peak hour periods. For purposes of this request, since there are two lots under consideration, with an existing zoning of 2F, the table shows 4 DU, since two duplexes are allowed. While the following table is being provided to illustrate the potential traffic increase associated with automotive uses, it is clear that traffic generation will be increased onto a local street. Therefore, the proposed request for rezoning is not in compliance with the Thoroughfare Plan. The following table reflects the comparable residential units for the subject property and the anticipated automotive uses as well as their anticipated peak hour trip rates as follows:

Peak Hour Trip Rates Table (9th Ed. ITE Manual)				
<u>Use</u>	Peak Hour Trip Rate			
Single Family Detached Residence	4.00 (4 Units Total - 1.00 trip per DU)			
Automotive Care Center	3.11 (Per 1,000 S.F. of Building)			
Automotive Parts & Service Center	4.46 (Per 1,000 S.F. of Building)			
Quick Lubrication Vehicle Stop	5.19 (Per Service Bay)			

#### Availability of Public Facilities (CP Goal 4.1)

Sewer is available to the subject property through an existing 6-inch sewer line in the alley between South 53<sup>rd</sup> Street & South 51<sup>st</sup> Street. Water is available through an existing 12" water line in South 53<sup>rd</sup> Street and a 6" water line in West Avenue L.

#### Temple Trails Master Plan Map and Sidewalks Ordinance

The Trails Master Plan does not identify any trails on either West Avenue L or South 53<sup>rd</sup> Street. Since both roads are identified as local roads, no sidewalks are required.

<u>DEVELOPMENT REGULATIONS:</u> Standard non-residential setbacks for the Two-Family (2F) & the Commercial (C) zoning districts are shown in the following table:

	<u>Current</u>	<u>Proposed</u>
	2F (Two Family)	C (Commercial)
Minimum Lot Size	N/A	N/A
Minimum Lot Width	N/A	N/A
Minimum Lot Depth	N/A	N/A
Front Setback	25 Feet	15 Feet (UDC Sec 4.4.4F.1a)
Side Setback	20 Feet	0 Feet
Side Setback (corner)	15 Feet	10 Feet
Rear Setback	10 Feet	10 Feet
Max Building Height	2 1/2 Stories	ALH - Any Legal Height

<u>PUBLIC NOTICE</u>: Eighteen notices, representing thirteen property owners within 200-feet of the subject property were sent notice of the public hearing as required by State law and City Ordinance. As of Tuesday January 26, 2016 at 9:00 AM, four notices, which represent seven separate properties in agreement, one notice in disagreement and one neutral response from the Temple ISD have been received. It should be noted that the applicant, Karl Miller, owns four of the seven lots within the notification area that were in agreement and a total of seven properties in agreement are reflected in the overall ratio.

The newspaper printed notice of the public hearing on December 25, 2015, in accordance with state law and local ordinance.

**FISCAL IMPACT**: Not Applicable

02/18/16 Item #3(J) Consent Agenda Page 7 of 7

#### **ATTACHMENTS:**

Site and Surrounding Property Photos
Boundary Survey (Exhibit A)
Hand-Drawn Dimensioned Sketch of Lots 5 & 6
Location Map
Aerial Map
Existing Neighborhood Land Use Inventory
Zoning Map
Future Land Use and Character Map
Utility Map
Thoroughfare & Trails Map
Notification Map
Returned Property Notices
Ordinance

Site & Surrounding Property Photos



Site: Unoccupied Single-Family House (2F)



North: Automotive Uses & Parking Area adjacent to Subject Property (2F & C)



North: Parking Area & Automotive Uses (2F & C)



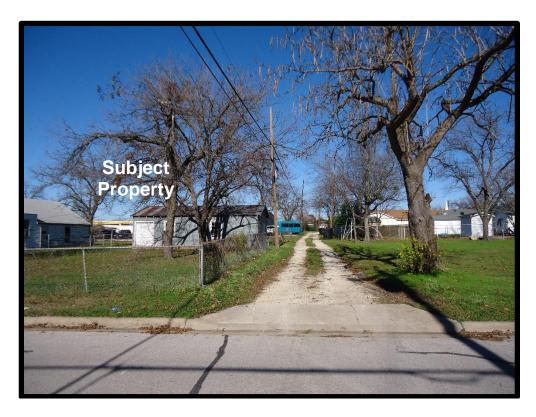
West: Single Family Residential Uses (2F)



East: Single Family Residential Uses (Behind Subject Property) (2F)



East: Single Family Residential Uses (As seen from S. 51st Street) (2F)



East: Alley (Between Subject Property & SF Residences) (2F)



South: Intersection of W Ave L & S. 53<sup>rd</sup> Street toward Avenue M (GR)

## OCK MAP SYSTEM OF BELL COUNTY, TEXAS

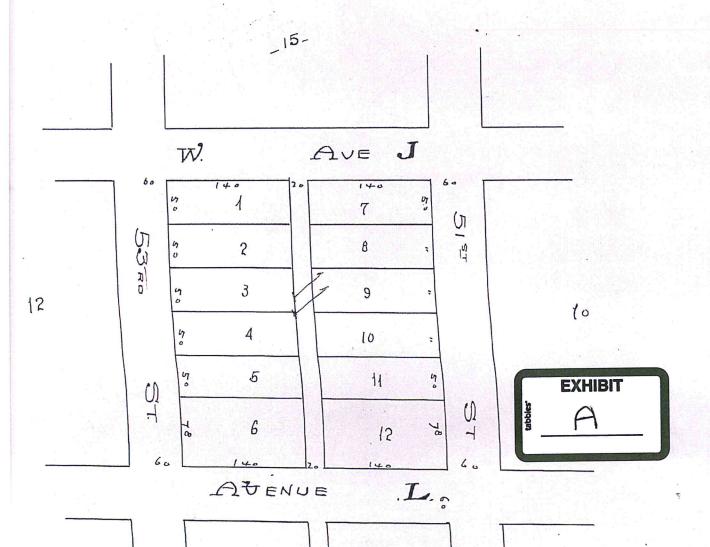
CITY OF TEMPLE

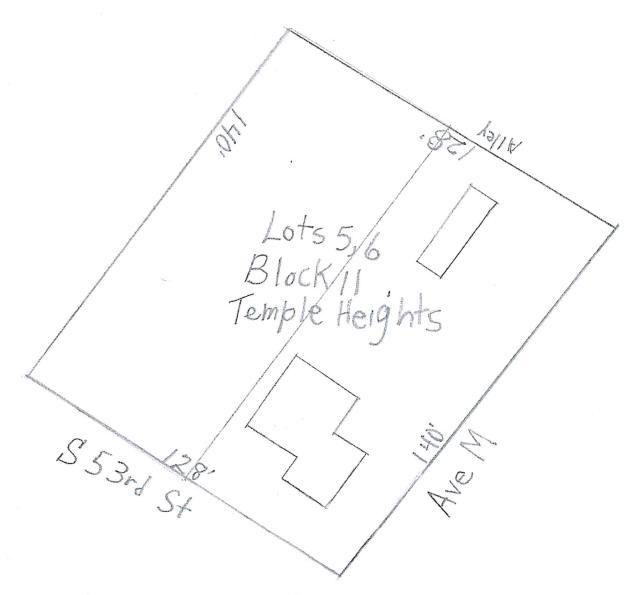
CITY BLOCK No.

CITY ADDITION IEMPLE HEIGHTS

OLD BLOCK No. 11

SCALE 100ft=1 INCH





1119 S. 53 rd St Temple TX 76504 also known as: Lots 5 € b Block II Temple Heights, Bell County, Temple TX 76504

Home wills





2F to C

#### **AERIAL MAP**

Zoning Case: Z-FY-16-08

Address: 1119 South 53rd St.

EXPRESSWAY

MAJOR ARTERIAL

COLLECTOR

LOCAL STREET

MINOR ARTERIAL

PRIVATE

RAMP

Railroad

Temple Municipal Boundary

Parcels

ETJ Parcels

CaseArea1

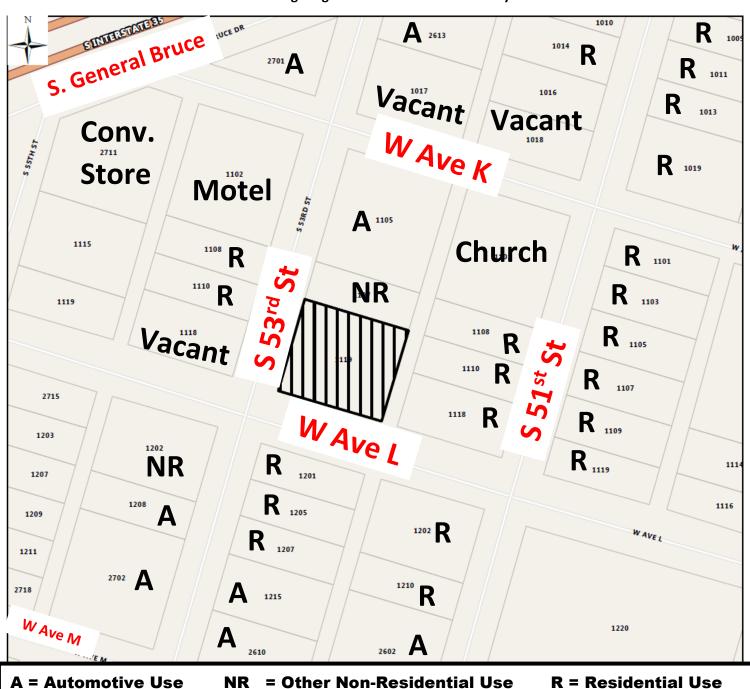
GIS products are for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. They do not represent an on-the-ground survey and represent only the approximate relative location of property boundaries and other features.

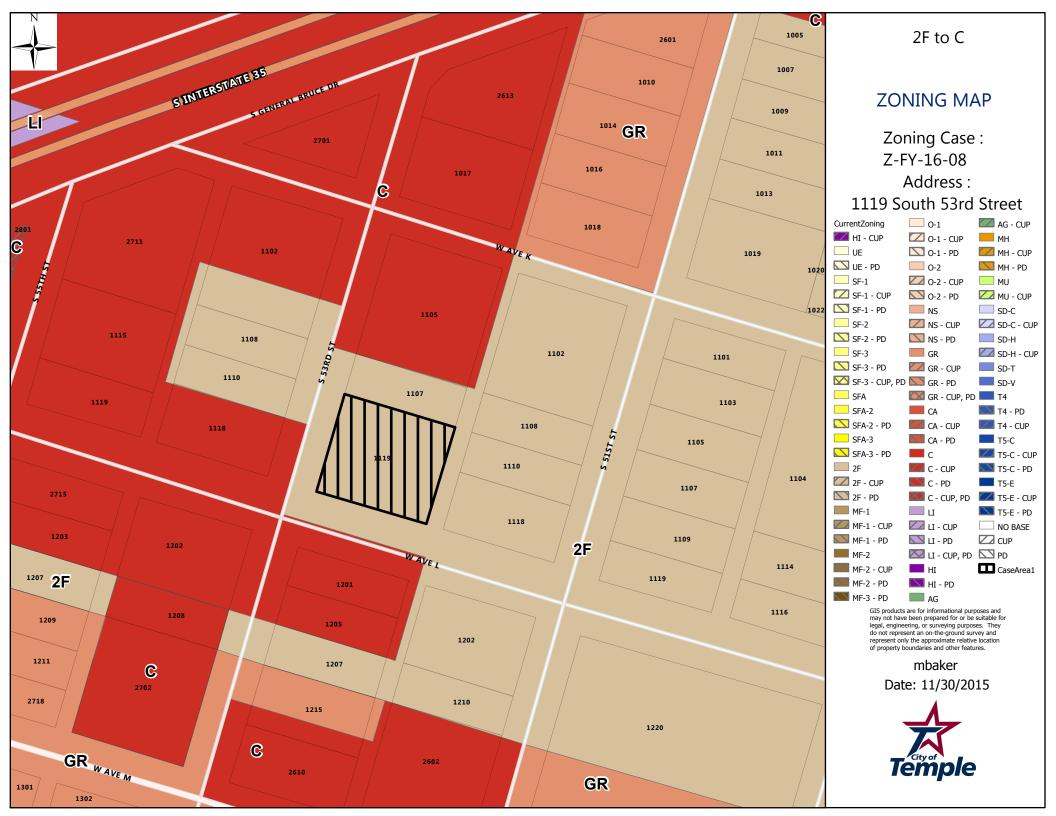
mbaker

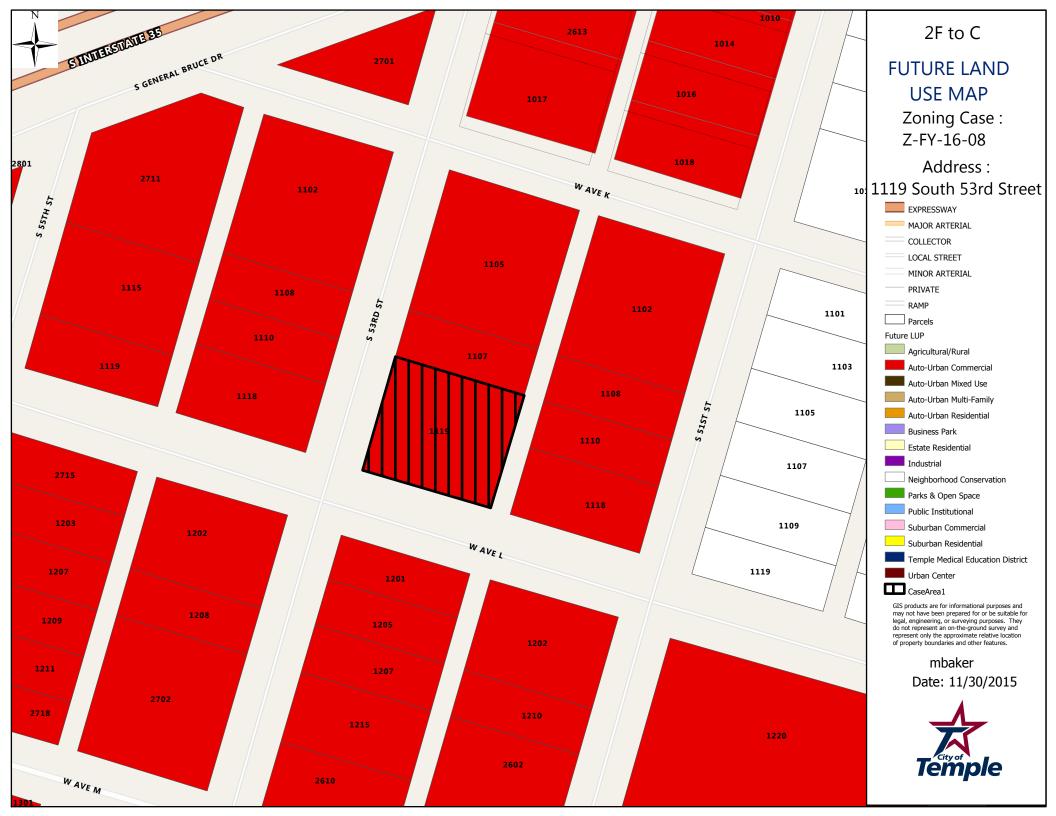
Date: 11/30/2015



**Existing Neighborhood Land Use Inventory** 









2F to C

# **UTILITY MAP**

Zoning Case : Z-FY-16-08

Address:

1119 South 53rd St.

Manhole

Gravity Main

Hydrant

Main

Parcels

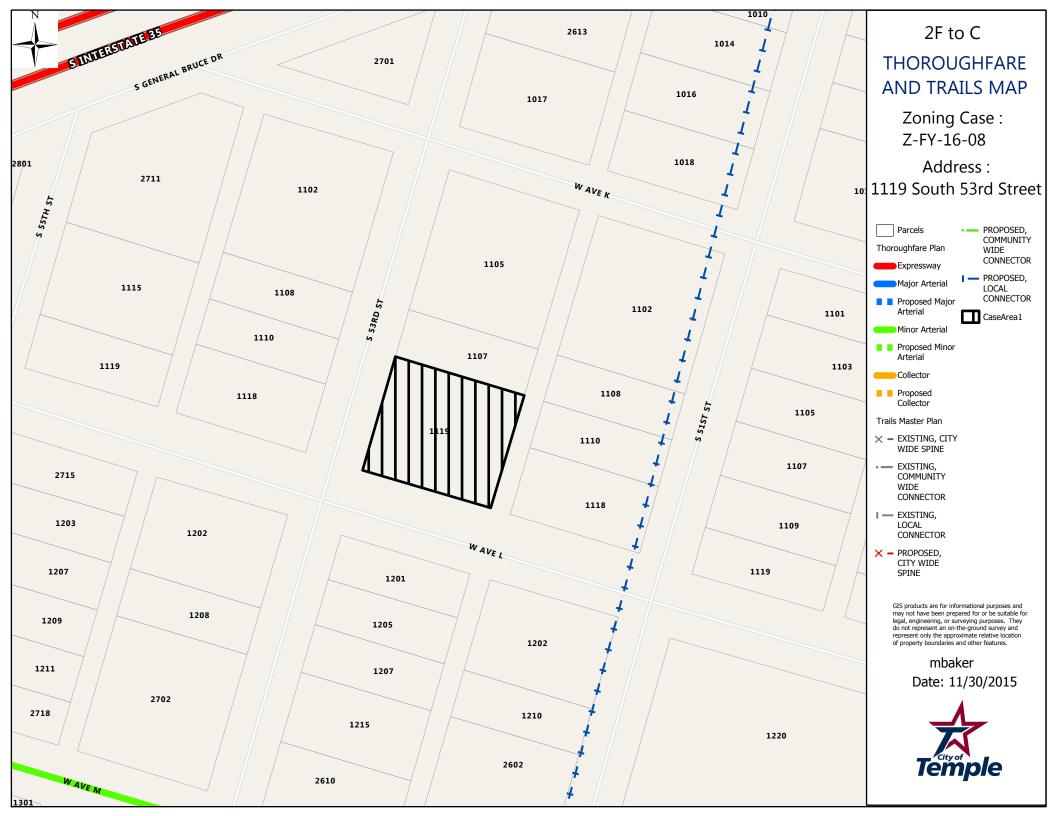
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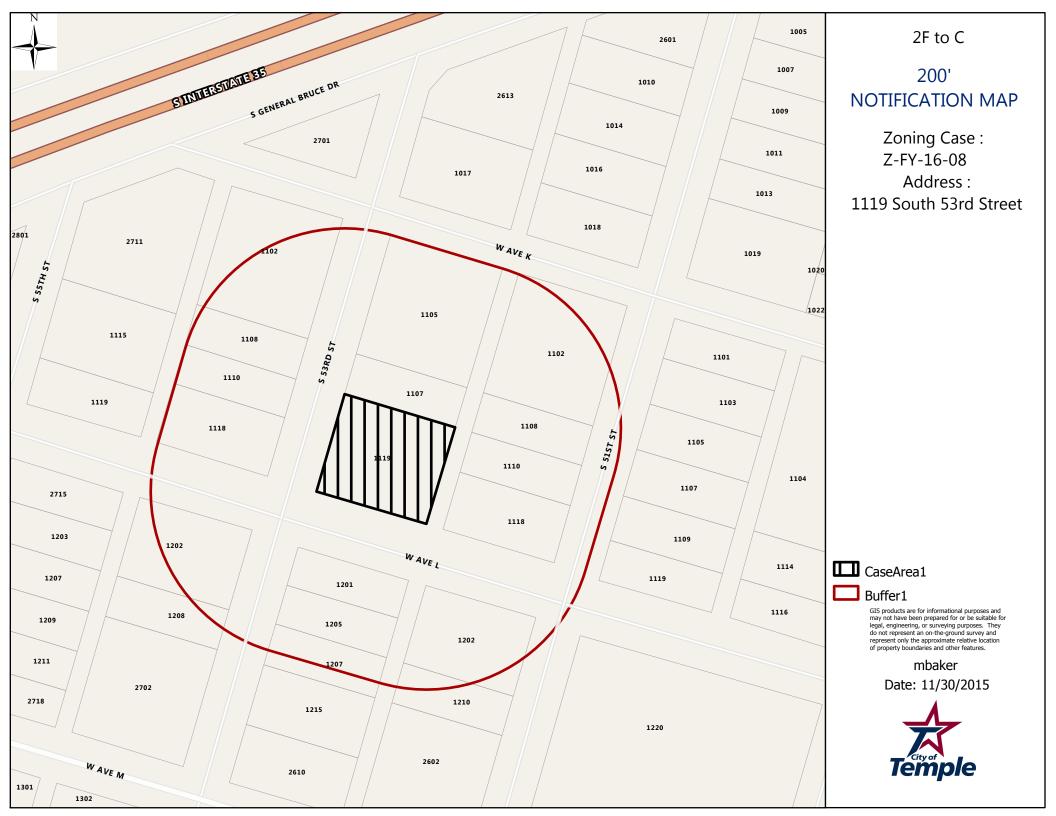
GIS products are for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. They do not represent an on-the-ground survey and represent only the approximate relative location of property boundaries and other features.

mbaker

Date: 11/30/2015









MILLER, KARL G ETUX CAROLYN D 1358 EAGLE BLUFF DR TROY, TX 76579-3337

Number of Notices Mailed: 18

Zoning Application Number: Z-F	-Y-16-08 <b>Proje</b>	ct Manager: Mark Bak	ær
Location: 1119 South 53rd Street			
The proposed rezoning is the area own property within 200 feet of the this form to indicate whether you a the attached notice, and provide ar	e requested change, re in favor of the <u>pos</u>	your opinions are weld sible rezoning of the pro	comed. Please use
I recommend (1) ap	proval () den	ial of this request.	
Comments:			
			×
<u>Ka QM Qo</u> Signature		RGA M./	ler
Please mail or hand-deliver this January 4, 2016.	comment form to th	ne address shown bel	ow, no later than
<u>oandary 4, 2010</u> .	City of Templ Planning Dep	Fibruary 2	ECEIVED
	Room 102 Municipal Bu	*	JAN - 4 2016
	Temple, Texa	s 76501	City of Temple

Date Mailed:

December 23, 2015



SCOGIN, DORIS F 1202 S 51ST ST TEMPLE, TX 76504-6432

Zoning Application Number: Z-FY-16-08 Project Manager: Mark Baker

Location: 1119 South 53rd Street

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 recomme	nd ()apr	oroval	(X) denial	of this re	equest.		
Comments:	Enov	igh,	noisi	) an	di	traff	lic's	
Congeo	tion.	en a	enero	I Do	eing	han	re lo	rund
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Toses Daye Scogen

DORIS Faye SCOGIN

Please mail or hand-deliver this comment form to the address shown below, no later than January 4, 2016.

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

JAN - 4 2019 City of Temple

Planning & Development

Number of Notices Mailed: 18

Date Mailed:

December 23, 2015



HEIGHTS BAPTIST CHURCH 1220 S 49TH ST TEMPLE, TX 76504-6543

Zoning Application Number: Z-FY-16-	08 <b>Project Manager: Mark Baker</b>
Location: 1119 South 53rd Street	
own property within 200 feet of the requi	n in hatched marking on the attached map. Because you ested change, your opinions are welcomed. Please use livor of the possible rezoning of the property described on itional comments you may have.
I recommend (✗) approval	( ) denial of this request.
Comments:	
Signature TRUSTEE	DENNIS C. Mooch Print Name
Please mail or hand-deliver this comm January 4, 2016.	ent form to the address shown below, no later than
	City of Temple Planning Department Room 102  City of Temple
	Room 102 City of Temple  Municipal Building Planning & Development  Temple, Texas 76501

Number of Notices Mailed: 18 Date Mailed: December 23, 2015



DAYAL INC 2711 S GENERAL BRUCE DR TEMPLE, TX 76504-6498

Number of Notices Mailed: 18

Zoning Application Number: Z-FY-	16-08 Project Manage	er: Mark Baker
Location: 1119 South 53rd Street		
The proposed rezoning is the area shown property within 200 feet of the rethis form to indicate whether you are in the attached notice, and provide any a	equested change, your opini n favor of the <u>possible</u> rezon	ons are welcomed. Please use iing of the property described or
I recommend ( ) appro	oval ( ) denial of this re	equest.
Comments:		2
	6	
Signature		foel (nC. Print Name
Please mail or hand-deliver this co	mment form to the addres	s shown below, no later than
<u>January 4, 2016</u> .	City of Temple	RECEIVED
	Planning Department Room 102	JAN - 4 2018
	Municipal Building Temple, Texas 76501	City of Temple Planning & Development

Date Mailed:

December 23, 2015



JAN - 4 2016

Temple Independent School District 200 North 23<sup>rd</sup> Street Temple, Texas 76504

Zoning Application Number: <u>Z-FY-16-08</u> Project Manager: <u>Mark Baker</u>

Location: 1119 South 53rd Street

House Bill 674, effective September 1, 2013, requires school districts be notified of a proposed change in a zoning classification affecting residential or multifamily zoning in their district. This proposed rezoning request is located with the Temple Independent School District. This notice does not require a response but your opinion is welcomed. Should you have any question, Please contact Mark Baker, Project Manager, at 298-5668 or by e-mail at <a href="mailto:mbaker@templetx.gov">mbaker@templetx.gov</a>.

Comments:	
	JAN 1 1 2015
	City of Templa Planning & Development
Toll Sulling	Dl B+Cal. 11

Signature

**Print Name** 

Please mail or hand-deliver this comment form to the address shown below, no later than <u>January 4, 2016</u>

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

Date Mailed: December 23, 2015



SIKES, SAMMY R 3922 DOVE LN TEMPLE, TX 76502-2436

Zoning Application Number: Z-FY-16-08 Project Manager: Mark Baker

Location: 1119 South 53rd Street

Lrecommend Mannroval

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.

( ) denial of this request

approvai	( ) domai or time requeet.
Comments: TYE SEEN IN	THE PAST THAT KARL
THE AREA. I HAVE NO	2 DOUBY HE AND HIS
MILLER WOULD BE NOT THE AREA. I HAVE NO BUSINESS WOULD PEPLES CITY OF TEMPLE, To.	F POSITIBLE ON THE
CITY OF TEMPLE, TO.	
January R. Fillands) Signature	JAMMY R. SIKES Print Name

Please mail or hand-deliver this comment form to the address shown below, no later than <u>January 4, 2016</u>.

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

City of Temple Planning & Development

Number of Notices Mailed: 18 D

Date Mailed: December 23, 2015

#### **EXCERPTS FROM THE**

#### **PLANNING & ZONING COMMISSION MEETING**

### **TUESDAY, DECEMBER 8, 2015**

### **ACTION ITEMS**

Item 2: Z-FY-16-08 – Hold a public hearing to discuss and recommend action on a rezoning from Two Family (2F) zoning district to Commercial (C) zoning district to allow for automotive uses, Lots 5 & 6, Block 011, Temple Heights, located at 1119 South 53rd Street.

Mr. Mark Baker, Senior Planner, stated that the first reading for this item is scheduled to go to City Council on February 4, 2016 and second reading on February 18, 2016.

An aerial/vicinity map of the subject property is shown.

Mr. Baker stated the request for rezoning is proposed for a Commercial (C) zoning district and anticipated for automotive-related uses. This is the second rezoning request from the same applicant in three years for a commercial zoning in the vicinity. The most recent request was approved by Ordinance No. 2012-4518.

The zoning map of the subject property is shown. The Unified Development Code (UDC), Section 4.3.18 states that Commercial zoning should be established on major highways, away from low and medium density housing.

The request complies with the Future Land Use and Character Map which designate the property for Auto-Urban Commercial, which allows for automotive relative uses.

Utility services are available to serve the site. Water is provided through a 12-inch water line along South 53rd Street and a six-inch water line along West Avenue L. Wastewater is provided by a six-inch sewer line located in the alley.

The Thoroughfare Plan designates South 53rd Street and West Avenue L as local streets. UDC Sec. 4.3.16 – Retail and Service Uses, would be better suited for local and collector streets. The request is not in compliance with the Thoroughfare Plan.

Mr. Mark Baker cited peak hour trip rates according to the 9th Edition of Institute of Transportation Engineers (ITE). A chart is shown with the peak hour trip rates.

Surrounding properties include an existing automotive service use on South S. 53rd Street (C) to the north, existing automotive service uses (C) to the south, existing single family uses (2F) to the west, and existing single family residential uses fronting on South 51st Street (2F) to the east.

Eighteen notices were mailed out with three responses returned in agreement and one response returned in opposition. The newspaper printed notice of the public hearing on December 25, 2015 in accordance with state law and local ordinance.

Staff believes the request is in compliance with the Future Land Use and Character map, is compatible with surrounding uses and zoning, and public facilities are available to serve the site. The request does not comply with the Thoroughfare Plan.

Allowed and prohibited uses are given for both (2F) and (C) zoning districts, along with a comparison chart of the current Development Standards.

Staff recommends approval of the request for a rezoning from Two Family (2F) zoning district to Commercial (C) zoning district.

Mr. Mark Baker explained that the applicant owns the subject property along with multiple surrounding properties.

The subject property is not located in an overlay.

Mr. Brian Chandler, Director of Planning, confirmed that the applicant would need to meet code regarding masonry standards on any structures.

Chair Jones opened the public hearing.

There being no speakers, the public hearing was closed.

Commissioner Crisp made a motion to approve Item 2, **Z-FY-16-08**, as presented, and Commissioner Alaniz made a second.

Motion passed: (7:0)

Commissioner Pitts and Commissioner Sears absent

ORDINANCE NO	
(PLANNING N	O. Z-FY-16-08)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A REZONING FROM TWO FAMILY DISTRICT TO COMMERCIAL DISTRICT, ON LOTS 5 AND 6, BLOCK 011, TEMPLE HEIGHTS, LOCATED AT 1119 SOUTH 53<sup>RD</sup> STREET; 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 Two Family district to Commercial district on lots 5 and 6, block 011, Temple Heights, located at 1119 South 53<sup>rd</sup> Street, as outlined in the map attached hereto as Exhibit 'A.'

<u>Part 2:</u> The City Council directs the Director of Planning to make the necessary changes to the City Zoning Map.

<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 was 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 **4**<sup>th</sup> day of **February**, 2016.

PASSED AND APPROVED on Second Reading on the 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney



## **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #3(K) Consent Agenda Page 1 of 2

### **DEPT./DIVISION SUBMISSION & REVIEW:**

Brynn Myers, Assistant City Manager Ashley Williams, General Services Manager

### **ITEM DESCRIPTION:** Consider adopting:

- 1. A resolution of support for a housing tax credit elderly project by Picerne Affordable Development, LLC.
- 2. A resolution of commitment to local funding through fee reductions not to exceed \$10,125 for a housing tax credit elderly project by Picerne Affordable Development, LLC.

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> Picerne Affordable Development, LLC has submitted a pre-application to the Texas Housing and Development Corporation housing tax credit program for the development of a senior housing project. The developer anticipates a project investment of \$15,300,000 to include 90 total units with 90 subsidized. The proposed development would be located on the east side of S. Pea Ridge Rd. and north of Tarver Dr.

The tax credit is an indirect Federal subsidy, begun in 1986, as a market-based incentive to encourage investment and development of affordable rental housing. The program works by reducing the debt that the developer would otherwise borrow, allowing them to offer lower, more affordable rents. The program provides equity financing for the developer and is not a direct benefit to individuals.

The Tax Credit program is a competitive system, largely based on point categories, including points related to community support and engagement. Up to 17 points are available to the developer if a resolution of support is obtained from the municipality in which the development will be located. Up to an additional 1 points are available to the developer if the municipality provides a commitment to local funding of the project.

The City Council has adopted a resolution that established a policy regarding lending support for tax credit projects. As part of the resolution, the following criteria were established for evaluation of proposed projects:

- Alignment with the priorities stated in the City's 5-year Consolidated Plan;
- Alignment with the Comprehensive Plan, Future Land Use Map, and zoning;
- Involvement and support from local stakeholders and neighborhood organizations;
- Impact on existing affordable housing in a neighborhood;
- Quality of design and construction;

02/18/16 Item #3(K) Consent Agenda Page 2 of 2

- Impact on City infrastructure;
- Provision of both tax credit and market rate units;
- Level of funding assistance requested;
- Developments that pay property taxes;
- Demonstrated development team experience
- Impact on elimination of blight
- Impact of traffic associated with the project
- Availability of and impact on public transit service
- Impact on area schools;
- Preservation of environmental assets and/or enhancement of landscaping;
- Impact on surrounding neighborhood(s); and
- Any other factor relevant to the best interest of the City (includes consideration for fair housing).

The developer is requesting a resolution of support for their proposed project and \$10,125 in waived park fees.

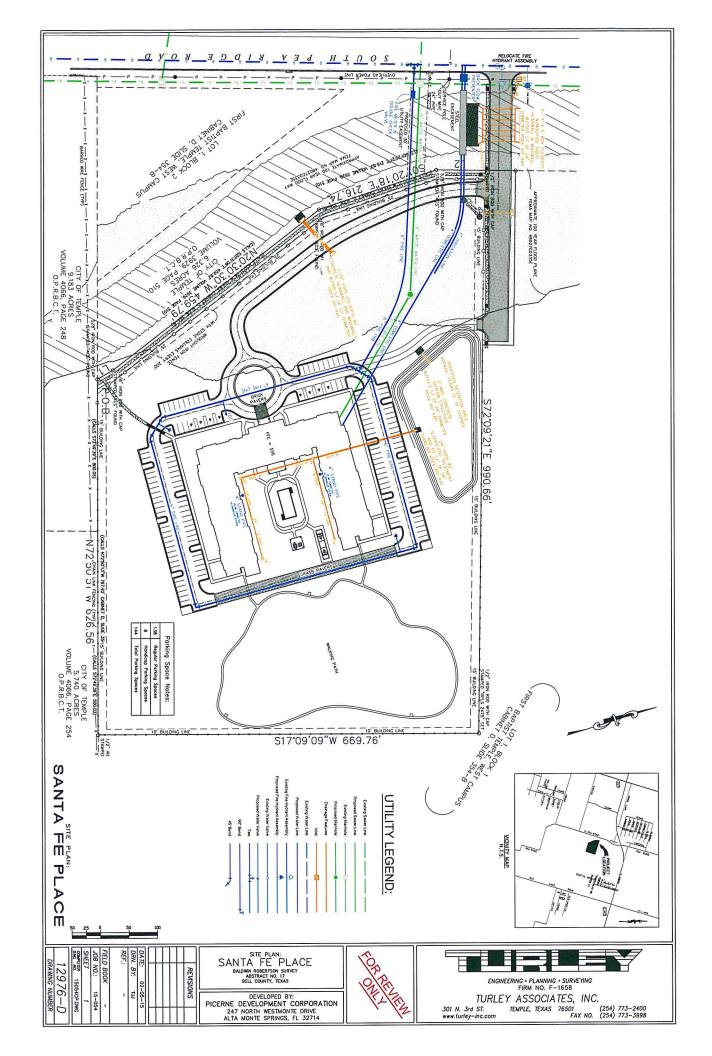
**FISCAL IMPACT:** Capital investment by Picerne Affordable Development, LLC would be approximately \$15,300,000 with the land and improvements being subject to property taxes. Upon approval of resolution (B), the City will commit to the reduction of park fees in an amount not to exceed \$10,125.

### **ATTACHMENTS:**

Project Location Map Conceptual Site Plan Resolution



VICINITY MAP N.T.S.





RESOLUTION NO.	
----------------	--

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, EXPRESSING SUPPORT OF THE APPLICATION OF PICERNE AFFORDABLE DEVELOPMENT, LLC TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR 2016 COMPETITIVE 9% HOUSING TAX CREDITS IN CONNECTION WITH THE DEVELOPMENT OF SANTA FE PLACE APARTMENTS TO BE LOCATED ON APPROXIMATELY 13.25 ACRES OF LAND LOCATED ON THE EAST SIDE OF SOUTH PEA RIDGE ROAD AND NORTH OF TARVER DRIVE IN TEMPLE, TEXAS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, Picerne Affordable Development, LLC, ('Picerne') has brought to the City a proposal to develop a 90 unit affordable rental housing community named Santa Fe Place Apartments which will be located on approximately 13.25 acres of land located on the east side of South Pea Ridge Road and north of Tarver Drive, Temple, Bell County, Texas 76502 ('Project');

**Whereas**, the Project will be owned by Picerne and used to provide 90 units of income restricted housing for seniors;

Whereas, Picerne intends to file an application to the Texas Department of Housing and Community Affairs ('TDHCA') for an allocation of 2016 Competitive 9% Housing Tax Credits ('HTC') for the construction and development of the Project;

**Whereas,** pursuant to the rules that govern the allocation of HTCs by TDHCA, applicants who secure a resolution of support from a municipality for a development which will be located in such municipality's jurisdiction, will improve the overall success of its application;

**Whereas,** Picerne has requested a resolution of support from the City for its application to TDHCA and the development of Project at its proposed location; 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 recognizes that Picerne Affordable Development, LLC intends to submit an application to the Texas Department of Housing and Community Affairs for Housing Tax Credits in connection with development of the Project for affordable rental housing on approximately 13.25 acres of land located on the east side of South Pea Ridge Road and north of Tarver Drive, Temple, Bell County, Texas 76502.

<u>Part 2:</u> For the purpose of supporting the Project and qualifying for points pursuant to the rules that govern the allocation of Housing Tax Credits by the Texas Department of Housing and Community Affairs, the City hereby confirms that it supports the Project.

Part 3: The City Manager of the City of Temple is hereby authorized and empowered to do or cause to be done all such acts and to sign and deliver, or cause to be signed and delivered, all such documents, instruments and certificates in the name and on behalf of the City or otherwise, as he, in his sole discretion, may deem necessary or advisable to effectuate or carry out the purposes and intent of the foregoing resolution and to perform the obligations of the City under all instruments executed in connection with or contemplated by the foregoing resolution.

<u>Part 4:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN MAYOR
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney

RESOLUTION NO.	
----------------	--

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, RECOGNIZING THE APPLICATION OF PICERNE AFFORDABLE DEVELOPMENT, LLC TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR 2016 COMPETITIVE 9% HOUSING TAX CREDIT IN CONNECTION WITH THE DEVELOPMENT OF SANTA FE PLACE APARTMENTS TO BE LOCATED ON APPROXIMATELY 13.25 ACRES OF LAND LOCATED ON THE EAST SIDE OF SOUTH PEA RIDGE ROAD AND NORTH OF TARVER DRIVE IN TEMPLE, TEXAS; AND PROVIDING A CONDITIONAL COMMITMENT OF FUNDING ASSISTANCE TO THE PROJECT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, Picerne Affordable Development, LLC, ('Picerne') has brought to the City a proposal to develop a 90 unit affordable rental housing community named Santa Fe Place Apartments which will be located on approximately 13.25 acres of land located on the east side of South Pea Ridge Road and north of Tarver Drive, Temple, Bell County, Texas 76502 ('Project');

**Whereas**, the Project will be owned by Picerne and used to provide 90 units of income restricted housing for seniors;

Whereas, Picerne intends to file an application to the Texas Department of Housing and Community Affairs ('TDHCA') for an allocation of 2016 Competitive 9% Housing Tax Credits ('HTC') for the construction and development of the Project;

Whereas, pursuant to the rules that govern the allocation of HTCs by TDHCA, applicants who secure a resolution of support from a city, or a qualifying instrumentality of a city, committing to provide a certain level of development funding to a project proposed to be located within the city, or the extraterritorial jurisdiction of such city, will improve the overall success of its application;

**Whereas,** Picerne has requested the City recognize it application to TDHCA and the development of Project at its proposed location for a commitment of funding assistance to the Project; 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 recognizes that Picerne Affordable Development, LLC intends to submit an application to the Texas Department of Housing and Community Affairs for Housing Tax Credits in connection with development of the Project for affordable rental housing on approximately 13.25 acres of land located on the east side of South Pea Ridge Road and north of Tarver Drive, Temple, Bell County, Texas 76502.

Part 2: The City hereby approves a conditional commitment to the Applicant of funds in an amount of \$10,125 in the form of waived park fees. The commitment shall be void upon the withdrawal of a tax credit application by the Applicant, upon termination of the application by TDHCA, or upon failure to receive a 2016 award of tax credits.

Part 3: Notwithstanding anything herein to the contrary, the funding commitment by the City as set forth in this Resolution shall be contingent on (i) the Applicant securing HTCs from TDHCA in an amount sufficient to develop the Project, (ii) zoning and site plan approval of the proposed development by the City, and (iii) approval by the City of all matters discovered through the due diligence conducted by or on behalf of the City in connection with the development of the Project.

<u>Part 4:</u> The City of Temple is not a related party to the Applicant, and any funding assistance committed by the City of Temple to the development of the Project pursuant to this resolution will not have been provided to the City by the Applicant or any related party to the Applicant.

Part 5: The City Manager of the City of Temple is hereby authorized and empowered to do or cause to be done all such acts and to sign and deliver, or cause to be signed and delivered, all such documents, instruments and certificates in the name and on behalf of the City or otherwise, as he, in his sole discretion, may deem necessary or advisable to effectuate or carry out the purposes and intent of the foregoing resolution and to perform the obligations of the City under all instruments executed in connection with or contemplated by the foregoing resolution.

Part 6: It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN MAYOR
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson City Secretary	Kayla Landeros City Attorney

## **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #3(L) Consent Agenda Page 1 of 1

### **DEPT./DIVISION SUBMISSION & REVIEW:**

Kevin Beavers, CPRP, Parks and Recreation Director

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing the temporary lane closures of FM 2305 from Temple Lake Park to FM 2271 and from FM 2271 to FM 439 and the execution of any other documents needed for The Major League Triathlon which will be held on Saturday, April 16, 2016.

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> The Major League Triathlon, located in Wilton, CT, will host its first event in Texas, here on April 16, 2016. The event involves a swim, bike and foot race at both an amateur and professional level.

The race will begin and end at Temple Lake Park. The Event Expo, which is an area where athletes and spectators can get refreshments, watch the event, and visit vendors, will also be held at that location. Race organizers hope to have up to 800 runners in both divisions.

In order to ensure the event runs properly in Temple, both the Temple Police Department and Parks and Recreation staff have been meeting with Daniel Cassidy, the race director, to plan the event.

The race organizers are requesting to close part of one lane on FM 2305 to FM 2271 from 7:00 a.m. to 3:00 p.m. on Saturday, April 16. We support that request and it is within the City's authority to make that closure. The race organizers are also requesting to close part of one lane of FM 2271 from the Belton – Temple city limit line to FM 2305 during that same time frame. We also support those closures; however, final approval for the closing of those roads is a decision of the Texas Department of Transportation (TXDOT).

As part of the application to close TXDOT roads for the length of time requested for this event, TXDOT requires the City Council to approve a resolution of support for the event establishing that the event serves a public purpose.

We believe this event has a positive impact on Temple and has national exposure. We request Council approval of the resolution of support for The Major League Triathlon.

FISCAL IMPACT: Not applicable.

### **ATTACHMENTS:**

Resolution

RESOLUTION NO.	

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS AND THE EXECUTION OF DOCUMENTS NEEDED FOR THE MAJOR LEAGUE TRIATHLON TO BE HELD ON SATURDAY, APRIL 16, 2016; AND PROVIDING AN OPEN MEETINGS CLAUSE.

**Whereas,** the Major League Triathlon, located in Wilton, Connecticut, will host its first event which includes a swim, bike and foot race at both amateur and professional levels, in Texas on April 16, 2016;

Whereas, the race will begin and end at Temple Lake Park and to ensure the event runs properly in Temple, both the Temple Police Department and the Parks and Recreation Staff have met with the race director to plan the event;

**Whereas,** the race organizers have requested the closure of a portion of FM 2305 to FM 2271 from 7:00 a.m. to 3:00 p.m. on Saturday, April 16, 2016 and Staff supports this requested closure;

Whereas, race organizers are also requesting the closure of a portion of FM 2271 from the Belton/Temple city limit line to FM 2305 during the same timeframe and Staff supports this requested closure, however final approval for the closing of these roads must come from the Texas Department of Transportation (TxDOT) – TxDOT requires the City Council of the City of Temple to approve a resolution in support of this event and that the event serves a public purpose;

Whereas, Staff recommends Council authorize the closure of the requested roads and believes that this event will have a positive impact on the City Temple and offers national exposure to our community; and

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

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

**Part 1:** The City of Temple supports the temporary road closure as outlined below in support of the Major League Triathlon on Saturday, April 16, 2016:

- a portion of FM 2305 to FM 2271 from 7:00 a.m. to 3:00 p.m. on Saturday, April 16, 2016; and
- a portion of FM 2271 from the Belton/Temple city limit line to FM 2305 from 7:00 a.m. to 3:00 p.m. on Saturday, April 16, 2016.

<u>Part 2:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney

02/18/16 Item #3(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 2016.

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> This item will present in detail the first quarter ending December 31, 2015, for the General, Water & Sewer, Hotel/Motel Tax, and Drainage 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 12-31-2015

**Prepared by the Finance Department** 



# Quarterly Financial Statements

# For the three months ended December 31, 2015

## 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

Jennifer Emerson

Treasury/Grants Manager

**Budget Coordinator** 

Rhonda Scally

Senior Accountant

3



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February 18, 2016

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, and Special Revenue Funds of the City of Temple, Texas for the three months ended December 31, 2015. 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, 2015, as compared to the FY 2016 amended budget, is shown in the following table (presented in thousands):

	Actual	 mended Budget	Percent of Budget
Revenues:	 	 	<u> </u>
Taxes	\$ 14,690	\$ 33,468	44%
Franchise fees	1,703	6,539	26%
Licenses and permits	171	594	29%
Intergovernmental	17	139	12%
Charges for services	5,522	23,638	23%
Fines	475	1,953	24%
Interest and other	 298	841	35%
Total revenues	\$ 22,877	\$ 67,170	34%

# Transmittal Letter

Revenues compared to the amended budget for FY 2016 are at 34% with 25% of the year completed. A detail of the revenues as compared to budget is shown below:

Revenues	% of Budget
Ad valorem taxes	75.45%
Sales tax receipts	24.08%
Other taxes	22.98%
Franchise fees	26.05%
Licenses and permits	28.83%
Intergovernmental revenues	12.40%
Charges for services	23.36%
Fines	24.33%
Interest and other	35.46%

Expenditures by major function for the three months ended December 31, 2015, as compared to the FY 2016 amended budget are shown in the following table (presented in thousands):

	,	Actual	 mended Judget	Percent of Budget
Expenditures:				
General government	\$	3,924	\$ 15,973	25%
Public safety		8,156	31,143	26%
Highways and streets		951	3,725	26%
Sanitation		1,847	5,994	31%
Parks and recreation		2,044	9,362	22%
Education		440	1,743	25%
Airport		610	3,095	20%
Debt Service:				
Principal		12	48	25%
Interest		2	 7	28%
Total expenditures	\$	17,986	\$ 71,091	25%



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

Expenditures	% of Budget
Personnel	23.94%
Operations	23.25%
Capital	50.15%
Debt service	25.00%

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

### WATER/SEWER FUND -

Operating revenue has increased by \$642,522 over the same time period as last fiscal year. Operating expenses increased by \$126,021 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 42. 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 27, 2015. The City's primary investment objectives, in order of priority, are as follows:

- Safety
- Liquidity
- Yield

As of December 31, 2015, the City had cash and investments with a carrying value of \$174,001,026 and a fair value of \$174,583,935. Total interest earnings for the three months ended are \$112,983. The investment schedules presented in Exhibit F-1 through F-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 69, Exhibit F-1 through F-3.



# **SUPPLEMENTAL INFORMATION –**

This section has details of General Fund balances and designations (page 74). 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; Budget Coordinator, Jennifer Emerson; and, Senior Accountant, Rhonda Scally for their excellent work and efforts.

Respectively submitted,

Traci L. Barnard, CPA

Director of Finance





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, 2015 and 2014

	2015	2014	Increase (Decrease)
ASSETS			
Cash	\$ 5,100	\$ 5,045	\$ 55
Investments	38,906,734	37,825,032	1,081,702
Receivables (net of allowance for estimated			
uncollectibles):			
State sales tax	1,514,737	1,430,286	84,451
Accounts	1,076,980	1,049,285	27,695
Ad valorem taxes	2,763,751	3,946,928	(1,183,177)
Inventories	312,207	320,679	(8,472)
Prepaid items	673,242	589,145	84,097
Total current assets	45,252,751	45,166,400	86,351
Restricted cash and investments:			
Drug enforcement	335,098	290,602	44,496
Public safety	32,984	33,386	(402)
R.O.W. Escrow	269,402	269,196	206
Parks Escrow {Table VI, pg. 81}	340,540	311,796	28,744
Rob Roy MacGregor Trust - Library	12,794	15,376	(2,582)
Total restricted cash and investments	990,818	920,356	70,462
TOTAL ASSETS	\$ 46,243,569	\$ 46,086,756	\$ 156,813

	2015	2014	Increase (Decrease)
LIABILITIES AND FUND BALANCES			
Liabilities:			
Vouchers payable	\$ 6,419,509	\$ 4,919,413	\$ 1,500,096
Retainage payable	11,710	3,659	8,051
Accrued payroll	2,189,446	1,905,100	284,346
Deposits	57,327	58,366	(1,039)
Deferred revenues:			
Ad valorem taxes	2,736,166	3,919,343	(1,183,177)
R.O.W. Escrow	269,402	269,196	206
Parks Escrow	340,540	311,796	28,744
Electric franchise	1,658,159	1,592,111	66,048
Gas franchise	185,845	289,351	(103,506)
Other	202,136	213,071	(10,935)
Total liabilities	14,070,240	13,481,406	588,834
Fund Balance:			
Nonspendable:			
Inventories and prepaid items	375,039	435,073	(60,034)
Restricted for:			
Drug enforcement	290,362	290,550	(188)
Public safety	32,975	33,381	(406)
Rob Roy MacGregor Trust - Library	11,290	15,375	(4,085)
Municipal court	617,769	527,930	89,839
Vital statistics preservation	48,504	41,940	6,564
Public education channel	144,932	117,704	27,228
Assigned to:			
Technology replacement	218,992	228,571	(9,579)
Capital projects {Table I, pg. 74}	1,990,575	2,195,352	(204,777)
Unassigned:	18,293,530	17,540,678	752,852
Budgeted decrease in fund balance	5,305,288	4,680,670	624,618
Total fund balance	27,329,256	26,107,224	1,222,032
Excess revenues over expenditures YTD	4,844,073	6,498,126	(1,654,053)
TOTAL LIABILITIES AND FUND BALANCES	\$ 46,243,569	\$ 46,086,756	\$ 156,813

**GENERAL FUND** 

SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES

IN FUND BALANCE - ACTUAL AND BUDGET

For the three months ended December 31, 2015

	FY 2016			FY 2015	Analytical	
	Actual	Budget	Percent of Budget	Actual	\$ Increase (Decrease) Prior yr.	
Revenues:						
Taxes	\$ 14,690,009	\$ 33,467,720	43.89%	\$ 15,500,068	\$ (810,059)	
Franchise fees	1,703,373	6,538,949	26.05%	1,695,886	7,487	
Licenses and permits	171,111	593,570	28.83%	120,096	51,015	
Intergovernmental	17,185	138,602	12.40%	11,947	5,238	
Charges for services	5,522,150	23,637,631	23.36%	5,344,139	178,011	
Fines	475,109	1,952,709	24.33%	416,993	58,116	
Interest and other	298,122	840,624	35.46%	402,963	(104,841)	
Total revenues	22,877,059	67,169,805	34.06%	23,492,092	(615,033)	
Expenditures:						
General government	3,924,151	15,973,221	24.57%	4,227,870	(303,719)	
Public safety	8,156,082	31,142,939	26.19%	7,687,931	468,151	
Highways and streets	951,411	3,725,185	25.54%	841,615	109,796	
Sanitation	1,846,781	5,994,053	30.81%	1,261,413	585,368	
Parks and recreation	2,043,672	9,362,291	21.83%	1,818,827	224,845	
Education	439,904	1,742,794	25.24%	379,815	60,089	
Airport	609,988	3,095,291	19.71%	698,892	(88,904)	
Debt Service:						
Principal	11,844	48,106	24.62%	11,373	471	
Interest	1,949	7,065	27.59%	2,419	(470)	
Total expenditures	17,985,782	71,090,945	25.30%	16,930,155	1,055,627	
Excess (deficiency) of revenues						
over expenditures	4,891,277	(3,921,140)		6,561,937	(1,670,660)	
Other financing sources (uses):						
Transfers out:						
Debt Service	-	(941,270)	0.00%	-	-	
Capital Projects - Designated	(31,754)	(299,859)	10.59%	(63,811)	32,057	
Grant Fund	(15,450)	(65,369)	23.64%	-	(15,450)	
Bond Programs		(77,650)	0.00%			
Total other financing sources (uses)	(47,204)	(1,384,148)	3.41%	(63,811)	16,607	
Excess (deficiency) of revenues and other						
financing sources over expenditures						
and other financing uses	4,844,073	(5,305,288)	-	6,498,126	(1,654,053)	
Fund balance, beginning of period	27,329,256	27,329,256		26,107,224	1,222,032	
Fund balance, end of period	\$ 32,173,329	\$ 22,023,968	\$ -	\$ 32,605,350	\$ (432,021)	

#### SCHEDULE OF REVENUES - ACTUAL AND BUDGET

For the three months ended December 31, 2015

	FY 2016			FY 2015	Analytical	
Taxes:	Actual	Budget	Percent of Budget	Actual	\$ Increase (Decrease) Prior yr.	
Ad valorem:						
	\$ 9,689,853	\$ 12,690,837	76.35%	\$ 8,916,842	\$ 773,011	
Property, prior year			76.33 <i>%</i> 29.94%			
Property, prior year	39,487	131,883		27,392	12,095	
Penalty and interest	12,846	90,000	14.27%	10,662	2,184	
Total ad valorem taxes	9,742,186	12,912,720	75.45%	8,954,896	787,290	
Non-property taxes:						
City sales {Table V, pg. 80}	4,897,276	20,335,000	24.08%	6,487,064	(1,589,788)	
Mixed beverage	35,521	160,000	22.20%	40,080	(4,559)	
Occupation	11,250	42,000	26.79%	12,527	(1,277)	
Bingo	3,776	18,000	20.98%	5,501	(1,725)	
Total non-property taxes	4,947,823	20,555,000	24.07%	6,545,172	(1,597,349)	
Total taxes	14,690,009	33,467,720	43.89%	15,500,068	(810,059)	
Franchise Fees:						
Electric franchise	763,676	3,045,000	25.08%	759,781	3,895	
Gas franchise	213,515	650,000	32.85%	233,992	(20,477)	
Telephone franchise	106,935	405,000	26.40%	104,629	2,306	
Cable franchise	181,368	663,630	27.33%	170,585	10,783	
Water/Sewer franchise	418,330	1,673,319	25.00%	412,460	5,870	
Other	19,549	102,000	19.17%	14,439	5,110	
Total franchise fees	1,703,373	6,538,949	26.05%	1,695,886	7,487	
Licenses and permits:						
Building permits	69,908	250,000	27.96%	36,435	33,473	
Electrical permits and licenses	24,941	67,525	36.94%	14,979	9,962	
Mechanical	15,262	72,000	21.20%	16,681	(1,419)	
Plumbing permit fees	29,495	107,545	27.43%	25,968	3,527	
Other	31,505	96,500	32.65%	26,033	5,472	
Total licenses and permits	171,111	593,570	28.83%	120,096	51,015	
Intergovernmental revenues:						
Federal grants	5,238	5,237	100.02%	-	5,238	
State grants	1,950	85,025	2.29%	1,950	-	
State reimbursements	-	8,352	0.00%	-	-	
Department of Civil						
Preparedness	9,997	39,988	25.00%	9,997		
Total intergovernmental revenues	\$ 17,185	\$ 138,602	12.40%	\$ 11,947	\$ 5,238	
					(Continued)	

		FY 2016		FY 2015	Analytical
	Actual	Budget	Percent of Budget	Actual	\$ Increase (Decrease) Prior yr.
Library fees	\$ 7,118	\$ 23,500	30.29%	\$ 7,158	\$ (40)
Recreational entry fees	20,585	128,800	15.98%	21,034	(449)
Summit recreational fees	107,899	479,000	22.53%	107,232	667
Golf course revenues	143,291	956,500	14.98%	168,426	(25,135)
Swimming pool	3	40,000	0.01%	2,160	(2,157)
Lions Junction water park	405	294,800	0.14%	2,724	(2,319)
Sammons indoor pool	14,751	91,500	16.12%	14,370	381
Vital statistics	25,921	110,000	23.56%	25,187	734
Police revenue	486,571	1,366,425	35.61%	368,193	118,378
Contractual services				·	·
-proprietary fund	940,630	3,750,356	25.08%	921,323	19,307
Curb and street cuts	20,250	25,000	81.00%	9,051	11,199
Other	634	1,500	42.27%	37,521	(36,887)
Solid waste collection - residential	1,064,491	4,243,000	25.09%	1,031,811	32,680
Solid waste collection - commercial	768,332	3,075,582	24.98%	737,906	30,426
Solid waste collection - roll-off	536,568	2,143,414	25.03%	560,799	(24,231)
Landfill contract	454,162	1,829,000	24.83%	475,443	(21,281)
Airport sales and rental	583,309	3,151,449	18.51%	637,394	(54,085)
Subdivision fees	4,290	15,000	28.60%	2,812	1,478
Recreational services	241,801	1,202,805	20.10%	205,057	36,744
Fire department	12,450	79,500	15.66%	8,538	3,912
Reinvestment Zone reimbursements	88,689	630,500	14.07%	-	88,689
Total charges for services	5,522,150	23,637,631	23.36%	5,344,139	178,011
Fines:					
Court	336,959	1,450,288	23.23%	296,248	40,711
Animal pound	12,970	42,000	30.88%	10,776	2,194
Overparking	1,340	6,000	22.33%	3,980	(2,640)
Administrative fees	123,840	454,421	27.25%	105,989	17,851
Total fines	475,109	1,952,709	24.33%	416,993	58,116
Interest and other:					
Interest	32,732	95,000	34.45%	20,638	12,094
Lease and rental	91,419	353,602	25.85%	112,645	(21,226)
Sale of fixed assets	11,837	96,500	12.27%	19,142	(7,305)
Insurance claims	29,095	47,644	61.07%	83,759	(54,664)
Payment in lieu of taxes	15,195	14,548	104.45%	14,548	647
Building rental -					
BOA bldg.	27,619	85,580	32.27%	26,954	665
Other	90,225	147,750	61.07%	125,277	(35,052)
Total interest and other	298,122	840,624	35.46%	402,963	(104,841)
Total revenues	\$ 22,877,059	\$ 67,169,805	34.06%	\$ 23,492,092	\$ (615,033)

**GENERAL FUND** 

# SCHEDULE OF EXPENDITURES- ACTUAL AND BUDGET

For the three months ended December 31, 2015

	FY 2016			FY 2015	Analytical	
					\$	
			_		Increase	
			Percent		(Decrease)	
	Actual	Budget	of Budget	Actual	Prior yr.	
General government:						
City council	\$ 35,022	\$ 209,210	16.74%	\$ 39,496	\$ (4,474)	
City manager	178,975	1,028,567	17.40%	119,385	59,590	
Assistant city manager	59,419	253,072	23.48%	36,947	22,472	
Administrative services	62,165	308,158	20.17%	49,085	13,080	
Finance	351,318	1,544,398	22.75%	328,587	22,731	
Purchasing	92,558	383,771	24.12%	92,592	(34)	
City secretary	89,569	436,918	20.50%	85,510	4,059	
Special services	174,783	1,225,457	14.26%	235,146	(60,363)	
Legal	202,752	826,389	24.53%	148,594	54,158	
City planning	150,576	648,954	23.20%	138,933	11,643	
Information technology services	1,087,528	2,858,098	38.05%	1,429,961	(342,433)	
Human resources	212,009	878,443	24.13%	121,454	90,555	
Economic development	505,865	2,158,461	23.44%	529,322	(23,457)	
Fleet services	301,685	1,164,022	25.92%	319,295	(17,610)	
Inspections/Permits	123,618	486,296	25.42%	145,694	(22,076)	
Facility services	296,309	1,563,007	18.96%	407,869	(111,560)	
	3,924,151	15,973,221	24.57%	4,227,870	(303,719)	
Public safety:						
Municipal court	174,560	737,154	23.68%	168,250	6,310	
Police	4,683,136	16,860,388	27.78%	3,842,505	840,631	
Animal control	109,333	499,696	21.88%	111,341	(2,008)	
Fire	2,820,909	11,584,323	24.35%	3,204,482	(383,573)	
Communications	210,937	843,748	25.00%	187,305	23,632	
Code enforcement	157,207	617,630	25.45%	174,048	(16,841)	
	8,156,082	31,142,939	26.19%	7,687,931	468,151	
Highways and streets:						
Street	701,416	2,693,915	26.04%	660,682	40,734	
Traffic signals	118,697	460,493	25.78%	65,487	53,210	
Engineering	131,298	570,777	23.00%	115,446_	15,852	
	951,411	3,725,185	25.54%	841,615	109,796	
Sanitation:	\$ 1,846,781	\$ 5,994,053	30.81%	\$ 1,261,413	\$ 585,368	
					(Continued)	

FY 2016 FY 2015 Analytical \$ Increase Percent (Decrease) Actual **Budget** of Budget Actual Prior yr. Parks and recreation: Administration \$ 144,231 546,807 \$ 26.38% 161,858 \$ (17,627)Parks 814,149 3,740,821 21.76% 755,439 58,710 Recreation 742,177 597,800 144,377 3,625,854 20.47% Golf course 343,115 1,448,809 23.68% 303,730 39,385 2,043,672 9,362,291 21.83% 1,818,827 224,845 Library: 439,904 1,742,794 25.24% 379,815 60,089 Airport: 609,988 3,095,291 19.71% 698,892 (88,904)Debt service: 13,793 55,171 25.00% 13,792 Totals \$ 17,985,782 \$ 71,090,945 \$ 16,930,155 \$ 1,055,627 25.30%

**DETAILED SCHEDULE OF EXPENDITURES - ACTUAL AND BUDGET** 

For the three months ended December 31, 2015

	FY 2016			FY 2015	Analytical	
	Actual	Budget	Percent of Budget	Actual	\$ Increase (Decrease) Prior yr.	
General government:						
City council:						
Personnel services	\$ 1,34			\$ 2,073	\$ (727)	
Operations	33,6	_		37,423	(3,747)	
	35,02	22 209,210	16.74%_	39,496	(4,474)	
City manager:						
Personnel services	152,4	57 607,089	25.11%	110,282	42,175	
Operations	25,0	,		9,103	15,915	
Capital outlay	1,50	·		-	1,500	
	178,9			119,385	59,590	
Assistant city manager:						
Personnel services	55,69	57 228,979	24.31%	36,532	19,125	
Operations	3,70	·		415	3,347	
Operations	59,4			36,947	22,472	
A desimilate ativa						
Administrative services:	44.00	100 700	00.400/	44.045	(0.740)	
Personnel services	41,22			44,945	(3,716)	
Operations	3,52	·	3.41%	4,140	(617)	
Capital outlay	17,4				17,413	
	62,10	<u>308,158</u>	20.17%	49,085	13,080	
Finance:						
Personnel services	233,9	55 939,795	24.89%	202,631	31,324	
Operations	117,36	544,603	21.55%	125,956	(8,593)	
Capital outlay		60,000	0.00%			
	351,3	1,544,398	22.75%	328,587	22,731	
Purchasing:						
Personnel services	88,17	72 368,658	23.92%	83,029	5,143	
Operations	4,38	·		9,563	(5,177)	
1,1000	92,5	_		92,592	(34)	
City secretary:						
Personnel services	77,3°	10 344,589	22.44%	62,742	14,568	
Operations	12,2	,		22,768	(10,509)	
Operations .	89,56			85,510	4,059	
On anial coming of						
Special services: Personnel services	40,20	06 351,081	11.45%	72,725	(32,519)	
Operations	134,5			162,421	(27,844)	
Capital outlay (Contingency)	-	9,912		-	(27,011)	
Capital Callay (Contingency)	174,78			235,146	(60,363)	
Logal						
Legal: Personnel services	188,14	49 757,704	24.83%	137,393	50,756	
Operations	14,60	·		11,201	3,402	
Operations	202,7			148,594	54,158	
City planning						
City planning: Personnel services	137,4	53 592,037	23.22%	127,508	9,945	
Operations	137,43	·		127,508	9,945 2,394	
•	13, 12	20 30,917				
Capital outlay	\$ 150,5°		<u>0.00%</u> 23.20%	\$ 138,933	(696) \$ 11,643	
	_ ψ 100,5	<u>υ υ40,954</u>	23.20%	ψ 130,933	(Continued)	

			F	Y 2016				FY 2015	A	nalytical
		Actual		Budget	Percen of Budge			Actual	(D	\$ ncrease ecrease) Prior yr.
Information technology services:		Aotuui		Baaget	o. Baag			Aotuui		1101 yı.
Personnel services	\$	328,426	\$	1,309,227	25.09	9%	\$	265,137	\$	63,289
Operations	Ψ	502,532	Ψ	1,274,101	39.44		Ψ	519,837	*	(17,305)
Capital outlay		256,570		274,770	93.38			644,987		(388,417)
Capital Callary		1,087,528		2,858,098	38.0			1,429,961		(342,433)
Human resources:										
Personnel services		117,176		581,712	20.14	1%		94,220		22,956
Operations		94,833		296,731	31.96			27,234		67,599
operations		212,009		878,443	24.13	_		121,454		90,555
Economic development:										
Operations		505,865		2,158,461	23.44	1%		529,322		(23,457)
operations		505,865		2,158,461	23.44			529,322		(23,457)
Fleet services:										
Personnel services		236,596		976,250	24.24	1%		226,814		9,782
Operations		18,899		82,832	22.82			15,551		3,348
Capital outlay		46,190		104,940	44.02			76,930		(30,740)
Capital Outlay		301,685	-	1,164,022	25.92			319,295		(17,610)
Inspections/Permits:										
Personnel services		107,646		419,742	25.6	50/		88,420		19,226
Operations		15,472		66,054	23.42			9,274		6,198
Capital outlay		500		500	100.00			48,000		(47,500)
Capital Outlay		123,618		486,296	25.42			145,694		(22,076)
Facility services:										
Personnel services		135,453		691,601	19.59	30/		143,303		(7,850)
Operations		152,531		657,563	23.20			140,621		11,910
Capital outlay				213,843	3.89			123,945		(115,620)
Capital Outlay		8,325 296,309		1,563,007	18.96			407,869		(111,560)
Total general government		3,924,151		15,973,221	24.5			4,227,870		(303,719)
Public safety:										
Municipal court:										
Personnel services		162,620		666,415	24.40	ን%		154,289		8,331
Operations		11,940		70,739	16.88			13,961		(2,021)
operations.		174,560		737,154	23.68			168,250		6,310
Police:										
Personnel services		3,388,606		13,912,972	24.36	3%		3,281,259		107,347
Operations		468,346		1,518,590	30.84			548,965		(80,619)
Capital outlay		826,184		1,428,826	57.82			12,281		813,903
Sapital Saliay		4,683,136		16,860,388	27.78	_		3,842,505		840,631
Animal control:										
Personnel services		87,030		373,321	23.3	1%		87,331		(301)
Operations		17,638		97,964	18.00			24,010		(6,372)
Capital outlay		4,665		28,411	16.42			,5.5		4,665
j <del>y</del>	\$	109,333	\$	499,696	21.88		\$	111,341	\$	(2,008)
		,/						,,,,,,	_	Continued)

	FY 2016			FY 2015	Analytical	
	Actual	Dudget	Percent	Actual	\$ Increase (Decrease) Prior yr.	
Fire:	Actual	Budget	of Budget	Actual	Prior yr.	
Personnel services	\$ 2,549,577	\$ 10,359,244	24.61%	\$ 2,540,802	\$ 8,775	
Operations	254,244	999,082	25.45%	233,178	21,066	
Capital outlay	17,088	225,997	7.56%	430,502	(413,414)	
,	2,820,909	11,584,323	24.35%	3,204,482	(383,573)	
Communications:						
Operations	210,937	843,748	25.00%	187,305	23,632	
opolation.	210,937	843,748	25.00%	187,305	23,632	
Code enforcement:						
Personnel services	107,158	429,282	24.96%	96,670	10,488	
Operations	26,634	125,433	21.23%	77,378	(50,744)	
Capital outlay	23,415	62,915	37.22%	, -	23,415	
	157,207	617,630	25.45%	174,048	(16,841)	
Total public safety	8,156,082	31,142,939	26.19%	7,687,931	468,151	
Highways and streets: Street:						
Personnel services	265,524	1,128,170	23.54%	212,599	52,925	
Operations	292,233	1,258,245	23.23%	266,228	26,005	
Capital outlay	143,659	307,500	46.72%	181,855	(38,196)	
	701,416	2,693,915	26.04%	660,682	40,734	
Traffic signals:						
Personnel services	68,824	266,924	25.78%	58,186	10,638	
Operations	12,151	77,947	15.59%	7,301	4,850	
Capital outlay	37,722	115,622	32.63%		37,722	
	118,697	460,493	25.78%	65,487	53,210	
Engineering:						
Personnel services	111,110	457,097	24.31%	101,201	9,909	
Operations	20,188	113,680	17.76%	14,245	5,943	
	131,298	570,777	23.00%	115,446	15,852	
Total highways and streets	951,411	3,725,185	25.54%	841,615	109,796	
Sanitation:						
Personnel services	579,616	2,282,681	25.39%	514,203	65,413	
Operations	819,954	3,161,436	25.94%	728,238	91,716	
Capital outlay	447,211	549,936	81.32%	18,972	428,239	
Total sanitation	1,846,781	5,994,053	30.81%	1,261,413	585,368	
Parks and recreation: Administration						
Personnel services	100,040	403,140	24.82%	91,209	8,831	
Operations	44,191	143,667	30.76%	70,649	(26,458)	
	\$ 144,231	\$ 546,807	26.38%	\$ 161,858	\$ (17,627)	
					(Continued)	

	FY 2016			FY 2015	Analytical	
Date	Actual	Budget	Percent of Budget	Actual	\$ Increase (Decrease) Prior yr.	
Parks Personnel services	\$ 373,250	\$ 1,601,953	23.30%	\$ 357,025	\$ 16,225	
Operations	328,655	\$ 1,601,953 1,794,116	23.30% 18.32%			
Capital outlay	112,244	344,752	32.56%	359,776	(31,121) 73,606	
Capital outlay		3,740,821	21.76%	38,638 755,439		
	814,149	3,740,021	21.70%	755,459	58,710	
Recreation						
Personnel services	415,091	2,113,690	19.64%	368,487	46,604	
Operations	235,246	1,356,369	17.34%	223,314	11,932	
Capital outlay	91,840	155,795	58.95%	5,999	85,841	
	742,177	3,625,854	20.47%	597,800	144,377	
Golf course						
Personnel services	170,369	705,926	24.13%	156,711	13,658	
Operations	76,345	497,619	15.34%	89,691	(13,346)	
Capital outlay	96,401	245,264	39.30%	57,328	39,073	
ospiisi sausy	343,115	1,448,809	23.68%	303,730	39,385	
Total parks and recreation	2,043,672	9,362,291	21.83%	1,818,827	224,845	
Library:						
Personnel services	276,434	1,180,274	23.42%	245,782	30,652	
Operations	163,470	562,520	29.06%	134,033	29,437	
Total library	439,904	1,742,794	25.24%	379,815	60,089	
Airport:						
Personnel services	206,094	865,993	23.80%	190,826	15,268	
Operations	397,624	2,119,431	18.76%	502,423	(104,799)	
Capital outlay	6,270	109,867	5.71%	5,643	627	
Total airport	609,988	3,095,291	19.71%	698,892	(88,904)	
Debt service:						
Principal	11,844	48,106	24.62%	11,373	471	
Interest	1,949	7,065	27.59%	2,419	(470)	
Total debt service	13,793	55,171	25.00%	13,792	1	
Total	\$ 17,985,782	\$ 71,090,945	25.30%	\$ 16,930,155	\$ 1,055,627	



# 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.

	2015	2014	Increase (Decrease)
ASSETS			
Current assets:			
Cash	\$ 5,110	\$ 4,850	\$ 260
Investments	30,023,434	28,884,703	1,138,731
Customer receivables	967,007	760,523	206,484
Accounts receivable	326,097	294,330	31,767
Inventories	329,206	348,107	(18,901)
Prepaid items	8,000	6,800	1,200
Total current assets	31,658,854	30,299,313	1,359,541
Restricted cash and investments:			
Revenue bond debt service	3,435,381	2,911,995	523,386
Customer deposits	676,314	647,923	28,391
Construction account	25,434,978	5,241,261	20,193,717
	29,546,673	8,801,179	20,745,494
Property and equipment:			
Land	1,940,240	1,717,329	222,911
Improvements other than buildings	168,418,379	154,096,963	14,321,416
Buildings	47,894,344	47,789,023	105,321
Machinery and equipment	9,521,016	9,599,070	(78,054)
• • • •	227,773,979	213,202,385	14,571,594
Less accumulated depreciation	(102,812,140)	(98,084,122)	(4,728,018)
Construction in progress	26,607,897	30,066,898	(3,459,001)
Net property and equipment	151,569,736	145,185,161	6,384,575
Total assets	212,775,263	184,285,653	28,489,610
DEFERRED OUTFLOWS OF RESOURCES			
Deferred amounts on refunding	2,981,191	2,923,820	57,371
Deferred amounts of contributions	430,622	-	430,622
Deferred amounts of investment experience	165,726		165,726
Total deferred outflows of resources	\$ 3,577,539	\$ 2,923,820	\$ 653,719

	2015	2014	Increase (Decrease)
LIABILITIES			
Current liabilities:			
Vouchers & contracts payable	\$ 2,347,375	\$ 4,357,821	\$ (2,010,446)
Retainage payables	38,622	59,630	(21,008)
Accrued payroll	216,500	179,513	36,987
Deferred revenue	70,641	70,641	
Total current liabilities	2,673,138	4,667,605	(1,994,467)
Liabilities payable from restricted assets:			
Customers deposits	676,314	647,923	28,391
Vouchers & contracts payable	7,711,043	5,642,233	2,068,810
Retainage payables	232,898	494,081	(261,183)
Accrued interest - revenue bonds	393,262	607,864	(214,602)
Current maturities of long-term liabilities	4,715,000	3,450,000	1,265,000
	13,728,517	10,842,101	2,886,416
Long-term liabilities, less current maturities:			
Revenue bonds payable	87,140,000	68,150,000	18,990,000
Vacation and sick leave payable	388,688	347,752	40,936
Net pension liability	2,735,225	549,532	2,185,693
Other post-employement benefits payable	619,388	377,726	241,662
Premium on bonds payable	6,057,855	2,913,319	3,144,536
Discount on bonds payable	(561,203)	(427,022)	(134,181)
	96,379,953	71,911,307	24,468,646
Total liabilities	112,781,608	87,421,013	25,360,595
DEFERRED INFLOWS OF RESOURCES			
Deferred amounts on expected and actual experience	173,553		173,553
Total deferred inflows of resources	173,553		173,553
NET POSITION			
Invested in capital assets, net of related debt	83,345,712	79,484,846	3,860,866
Restricted for debt service	3,435,381	2,911,995	523,386
Unrestricted	15,216,141	16,625,971	(1,409,830)
Total net position	101,997,234	99,022,812	2,974,422
Net income {YTD}	1,400,407	765,648	634,759
Total liabilities and net position	\$216,352,802	\$187,209,473	\$ 29,143,329

For the three months ended December 31, 2015

	FY 2016	FY 2015	Increase (Decrease)
Operating revenues:			
Water service	\$ 4,508,574	\$ 4,040,885	\$ 467,689
Sewer service	2,866,749	2,740,390	126,359
Other	568,824	520,350	48,474
Total operating revenues	7,944,147	7,301,625	642,522
Operating expenses:			
Personnel services	1,153,893	1,099,030	54,863
Supplies	400,108	365,106	35,002
Repairs and maintenance	283,489	232,177	51,312
Depreciation	1,543,578	1,611,464	(67,886)
Other services and charges	3,282,391	3,229,661	52,730
Total operating expenses	6,663,459	6,537,438	126,021
	2,000,100		
Operating income	1,280,688	764,187	516,501
Nonoperating revenues (expenses):			
Interest income	163,535	83,768	79,767
Interest expense	(98,209)	(82,307)	15,902
Total nonoperating revenues	<u> </u>		
(expenses)	65,326	1,461	63,865
Income before transfers and contributions	1,346,014	765,648	580,366
Contributions from TxDot	54,393		54,393
Change in net position	1,400,407	765,648	634,759
Net position, beginning of period	101,997,234	99,022,812	2,974,422
Net position, end of period	\$103,397,641	\$ 99,788,460	\$ 3,609,181

For the three months ended December 31, 2015 (With comparative amounts for the three months ended December 31, 2014)

	FY 2016	FY 2015	Increase (Decrease)
Current water service:			
Residential	\$ 2,122,595	\$ 1,894,722	\$ 227,873
Commercial	1,884,817	1,914,098	(29,281)
Wholesale	142,545	150,208	(7,663)
Effluent	358,617	81,857	276,760
Total water service	4,508,574	4,040,885	467,689
Current sewer service:			
Residential	1,542,256	1,554,020	(11,764)
Commercial	1,324,493	1,186,370	138,123
Total sewer service	2,866,749	2,740,390	126,359
Other:			
Transfers and rereads	37,080	37,625	(545)
Penalties	119,225	103,690	15,535
Reconnect fees	77,970	76,490	1,480
Tap fees	65,663	61,680	3,983
Panda reimbursements	207,206	207,865	(659)
Other sales	61,680	33,000	28,680
Total other	568,824	520,350	48,474
Total operating revenues	\$ 7,944,147	\$ 7,301,625	\$ 642,522

# **EXPENSES BY DEPARTMENT**

For the three months ended December 31, 2015

			Increase
	FY 2016	FY 2015	(Decrease)
Administrative:			
Personnel services	\$ 133,339	\$ 106,944	\$ 26,395
Supplies	3,008	1,550	1,458
Repairs and maintenance	179	271	(92)
Other services and charges	1,254,166	1,241,557	12,609
	1,390,692	1,350,322	40,370
Water treatment and production:			
Personnel services	285,739	262,202	23,537
Supplies	245,187	221,159	24,028
Repairs and maintenance	100,783	83,063	17,720
Other services and charges	633,144	681,239	(48,095)
	1,264,853	1,247,663	17,190
Distribution system:	· · · · · · · · · · · · · · · · · · ·		
Personnel services	175,628	198,159	(22,531)
Supplies	60,310	41,010	19,300
Repairs and maintenance	109,573	72,770	36,803
Other services and charges	26,937	23,660	3,277
	372,448	335,599	36,849
Metering:			
Personnel services	85,091	82,246	2,845
Supplies	57,264	63,870	(6,606)
Repairs and maintenance	11,362	13,694	(2,332)
Other services and charges	50,849	70,998	(20,149)
	204,566	230,808	(26,242)
Sanitary sewer collection system:			
Personnel services	341,671	326,320	15,351
Supplies	31,279	36,152	(4,873)
Repairs and maintenance	43,519	47,981	(4,462)
Other services and charges	128,228	36,160	92,068
	544,697	446,613	98,084
Sewage treatment and disposal:			
Other services and charges	955,417	949,684	5,733
	\$ 955,417	\$ 949,684	\$ 5,733
			(Continued)

# COMPARATIVE SCHEDULE OF OPERATING EXPENSES BY DEPARTMENT

Exhibit B-4 (Continued)

For the three months ended December 31, 2015

			Increase
	FY 2016	FY 2015	(Decrease)
Water collection offices:			
Personnel services	\$ 114,750	\$ 106,441	\$ 8,309
Supplies	2,995	1,224	1,771
Repairs and maintenance	18,073	14,257	3,816
Other services and charges	232,002	224,092	7,910
	367,820	346,014	21,806
Water purchasing:			
Personnel services	17,675	16,718	957
Supplies	65	141	(76)
Repairs and maintenance	-	141	(141)
Other services and charges	1,648	2,271	(623)
	19,388	19,271	117
Depreciation	1,543,578	1,611,464	(67,886)
Totals	\$ 6,663,459	\$ 6,537,438	\$ 126,021

CITY OF TEMPLE, TEXAS
WATER AND SEWER ENTERPRISE FUND
COMPARATIVE STATEMENT OF REVENUES & EXPENSES
ACTUAL AND BUDGET

For the three months ended December 31, 2015

		FY 2016			F	Y 2015		FY 16	s vs. FY 15
			% of				% of	In	crease
	Actual	Budget	Budget	Actual		Budget	Budget	(De	crease)
Operating revenues:									
Water service	\$ 4,508,574	\$ 18,792,555	23.99%	\$ 4,040,885	\$	18,422,126	21.93%	\$	467,689
Sewer service	2,866,749	12,384,995	23.15%	2,740,390		12,326,848	22.23%		126,359
Effluent	358,617	1,080,550	33.19%	81,857		801,525	10.21%		276,760
Other	 210,207	859,834	24.45%	438,493		1,124,859	38.98%		(228, 286)
Total operating revenues	7,944,147	33,117,934	23.99%	7,301,625		32,675,358	22.35%		642,522
Operating expenses:									
Personnel services	1,153,893	4,965,585	23.24%	1,099,030		4,441,428	24.74%		54,863
Supplies	400,108	1,937,748	20.65%	365,106		1,995,759	18.29%		35,002
Repairs and maintenance	283,489	1,215,815	23.32%	232,177		1,586,296	14.64%		51,312
Depreciation	1,543,578	6,500,000	23.75%	1,611,464		6,500,000	24.79%		(67,886)
Other services and charges	3,282,391	13,462,741	24.38%	3,229,661		13,014,524	24.82%		52,730
Total operating expenses	 6,663,459	28,081,889	23.73%	 6,537,438		27,538,007	23.74%		126,021
Operating income	 1,280,688	5,036,045	25.43%	 764,187		5,137,351	14.88%		516,501
Nonoperating revenues									
(expenses):									
Interest income	163,535	348,444	46.93%	83,768		321,444	26.06%		79,767
Interest expense	(98,209)	(4,033,303)	2.43%	(82,307)		(3,565,296)	2.31%		15,902
Total nonoperating revenues									
(expenses)	 65,326	(3,684,859)	-	 1,461		(3,243,852)	-		63,865
Income before transfers and contributions	1,346,014	1,351,186	-	765,648		1,893,499	-		580,366
Contributions from TxDot	 54,393	778,070	6.99%	 		1,069,103	0.00%		54,393
Net income	\$ 1,400,407	\$ 2,129,256		\$ 765,648	\$	2,962,602	-	\$	634,759



# 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.

ASSETS	2015	2014	Increase (Decrease)
Cash	\$ 4,600	\$ 4,550	\$ 50
Investments	1,272,890	1,077,083	195,807
Accounts receivable	132,209	150,651	(18,442)
Inventories	17,454	16,448	1,006
Prepaid items	2,450	3,325	(875)
Museum collection	18,561	18,561	
Total assets	\$ 1,448,164	\$ 1,270,618	\$ 177,546
LIABILITIES AND FUND BALANCES			
Liabilities:	<b>A</b>		<b>.</b> (10.1=0)
Vouchers payable	\$ 71,773	\$ 85,229	\$ (13,456)
Accrued payroll	52,678	43,560	9,118
Deposits	64,526	65,709	(1,183)
Total liabilities	188,977	194,498	(5,521)
Fund Balance:			
Nonspendable:			
Inventories and prepaid items	2,450	3,325	(875)
Restricted for:			
Promotion of tourism	672,714	1,012,010	(339,296)
Budgeted decrease in fund balance	660,203	143,829	516,374
Total fund balance	1,335,367	1,159,164	176,203
Excess revenues over expenditures YTD	(76,180)	(83,044)	6,864
Total liabilities and fund balances	\$ 1,448,164	\$ 1,270,618	\$ 177,546

**HOTEL-MOTEL FUND** 

# STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES

IN FUND BALANCE - ACTUAL AND BUDGET

For the three months ended December 31, 2015

		FY 2016		FY 2015	Analytical
	Actual	Budget	Percent of Budget	Actual	Increase (Decrease) Prior year
Revenues:					
Taxes	\$ 334,646	\$1,459,320	22.93%	\$ 332,856	\$ 1,790
Charges for services					
Civic center and Visitor center	106,311	402,200	26.43%	77,754	28,557
Musuem	19,309	66,000	29.26%	18,639	670
Interest and other	2,768	9,200	30.09%	816	1,952
Total revenues	463,034	1,936,720	23.91%	430,065	32,969
Expenditures:					
Civic center	254,928	1,412,013	18.05%	283,238	(28,310)
Railroad museum	121,996	594,521	20.52%	104,875	17,121
Tourism marketing	162,290	590,389	27.49%	124,996	37,294
Total expenditures	539,214	2,596,923	20.76%	513,109	26,105
Excess (deficiency) of revenues					
over expenditures	(76,180)	(660,203)	-	(83,044)	6,864
Fund balance, beginning of period	1,335,367	1,335,367		1,159,164	176,203
Fund balance, end of period	\$ 1,259,187	\$ 675,164		\$1,076,120	\$ 183,067

#### **DETAILED SCHEDULE OF EXPENDITURES - BUDGET AND ACTUAL**

For the three months ended December 31, 2015

		FY 2016		FY 2015	Analytical
	Actual	Budget	Percent of Budget	Actual	Increase (Decrease) Prior yr.
Civic center:					
Personnel services	\$ 168,092	\$ 704,098	23.87%	\$ 172,652	\$ (4,560)
Operations	70,193	372,603	18.84%	75,902	(5,709)
Capital outlay	16,643	335,312	4.96%	34,684	(18,041)
	254,928	1,412,013	18.05%	283,238	(28,310)
Railroad museum:					
Personnel services	65,347	268,623	24.33%	61,679	3,668
Operations	51,098	232,054	22.02%	36,819	14,279
Capital outlay	5,551	93,844	5.92%	6,377	(826)
	121,996	594,521	20.52%	104,875	17,121
Tourism marketing:					
Personnel services	36,971	149,194	24.78%	20,854	16,117
Operations	101,904	412,117	24.73%	104,142	(2,238)
Capital outlay	23,415	29,078	80.52%		23,415
	162,290	590,389	27.49%	124,996	37,294
Totals	\$ 539,214	\$ 2,596,923	20.76%	\$ 513,109	\$ 26,105

ASSETS	2015	2014	Increase (Decrease)
Investments	\$ 1,923,751	\$ 1,866,509	\$ 57,242
Accounts receivable	40,380	40,024	356
Total assets	\$ 1,964,131	\$ 1,906,533	\$ 57,598
LIABILITIES AND FUND BALANCES			
Liabilities:			
Vouchers payable	\$ 296,335	\$ 85,333	\$ 211,002
Accrued payroll	41,840	29,516	12,324
Total liabilities	338,175	114,849	223,326
Fund balance:			
Committed to:			
Drainage	1,348,983	1,566,330	(217,347)
Budgeted decrease in fund balance	634,179	226,685	407,494
Total fund balance	1,983,162	1,793,015	190,147
Excess revenues over expenditures YTD	(357,206)	(1,331)	(355,875)
Total liabilities and fund balances	\$ 1,964,131	\$ 1,906,533	\$ 57,598

IN FUND BALANCE - ACTUAL AND BUDGET

For the three months ended December 31, 2015

(With comparative amounts for the three months ended December 31, 2014)

STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES

		FY 2016		FY 2015	Analytical
			Percent		\$ Increase (Decrease)
	Actual	Budget	of Budget	Actual	Prior yr.
Revenues:					
Drainage fee - commercial	\$ 125,744	\$ 499,150	25.19%	\$ 123,906	\$ 1,838
Drainage fee - residential	160,476	635,000	25.27%	154,623	5,853
Interest and other	1,891	4,500	42.02%	3,861	(1,970)
Total revenues	288,111	1,138,650	25.30%	282,390	5,721
Expenditures:					
Drainage					
Personnel services	193,418	828,887	23.33%	156,545	36,873
Operations	48,917	205,966	23.75%	47,932	985
Capital outlay	402,982	737,976	54.61%	79,244	323,738
Total expenditures	645,317	1,772,829	36.40%	283,721	361,596
Excess (deficiency) of revenues	(257, 200)	(004470)		(4.224)	(255, 075)
over expenditures	(357,206)	(634,179)	-	(1,331)	(355,875)
Fund balance, beginning of period	1,983,162	1,983,162		1,793,015	190,147
Fund balance, end of period	\$1,625,956	\$1,348,983		\$1,791,684	\$ (165,728)

# 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.

Exhibit	Bond Issue	Focus of Issue	Issue Proceeds	Adjusted Bond Fund Revenues	Total Project Costs (1)	Remaining Funds (2)
E-2	2006, 2008, 2010 & 2015 Utility Revenue Bond Issue (Fund 561)	Various Utility Infrastructure Improvements	\$ 80,448,345	\$ 84,100,754	\$ 84,067,768	\$ 32,986
E-3	2006 & 2008 Combination Tax & Revenue CO Issue (Fund 361)	Various General Government Capital Improvements	24,046,141	25,204,456	25,200,094	4,362
E-4	2009 GO Bond Issue (Fund 363)	Public Safety	13,995,000	14,099,525	14,099,525	-
E-5	2012 Pass-Through Revenue and Limited Tax Bonds (Fund 261)	Pass-Through Finance- Northwest Loop 363 Improvements	26,088,247	46,733,049	46,280,901	452,148
E-6	2012 & 2014 Taxable Combination Tax & Revenue Certificates of Obligation Bond Issue (Fund 365)	Landfill Infrastructure Improvements	4,715,804	4,720,686	4,691,560	29,126
E-7	2012 & 2014 Combination Tax & Revenue Certificates of Obligation Bond Issue (Fund 365)	Street Improvements	31,316,713	31,534,413	31,457,565	76,848
E-8	2013 Combination Tax & Revenue Certificates of Obligation Bond Issue (Fund 795)	Various Reinvestment Zone Infrastructure Improvements	25,313,032	25,394,041	25,281,245	112,796
E-9	2014 Utility Revenue Bonds, Taxable Series Issue (Fund 562)	Temple-Belton WWTP Reclaimed Effluent Waterline (Panda)	12,901,635	12,903,801	12,698,339	205,462
E-10	2015 Parks General Obligation Bond Issue (Fund 362)	Parks Infrastructure Improvements	25,130,000	27,796,138	27,786,449	9,689
			\$ 243,954,917	\$ 272,486,863	\$ 271,563,446	\$ 923,417

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.

Expenditures			Revenue & Bond Proceeds	
Construction in Progress				
Expenditures		\$ 59,789,800	Original Issue {October 2006} CIP FY 2007 \$ 20,510	,000
Encumbrances as of 09/30/15	(1)	7,027,006	Additional Issue {July 2008} CIP FY 2008 15,030	,000
Estimated Costs to Complete Projects		 17,250,962	Additional Issue {August 2010} CIP FY 2010 17,210	,000
		\$ 84,067,768	Additional Issue {September 2015} CIP FY 2015 (3) 23,685	,000
			Issuance Premium 4,013	,345
			Interest Income (2) 1,722	,270
			Reimbursement Received from TxDOT 1,930	,139
			\$ 84,100	,754

		***Detail o	of Construction C	osts***			
			BUDGET Adjustments		Total Costs	ACTUAL Estimated	Total
Project		Original Budget	to Original  Budget	Adjusted Budgeted	Incurred & Encumbered	Costs to Complete	Designated Project Cost
Bond Issue Costs	*	\$ 1,057,739	\$ -	\$ 1,057,739	\$ 1,057,739	\$ -	\$ 1,057,739
CIP Management Personnel Costs		-	553,697	553,697	567,546	-	567,546
Completed Projects - Prior to FY 2016	*	45,139,582	1,629,409	46,768,991	46,768,991	_	46,768,991
317 Waterline Relocation 2305/439	(3)	2,000,000	328,540	2,328,540	2,263,409	65,131	2,328,540
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)	1,464,324	1,004,423	459,901	1,464,324
WL Replacement - Charter Oak	(3)	7,650,000	(1,880,856)	5,769,144	2,753,052	3,016,092	5,769,144
TCIP Utilities-W Ave U/13th-17th St Connector	(3)	300,000	-	300,000	-	300,000	300,000
Leon River Interceptor	( )	-	1,122,880	1,122,880	817,770	305,110	1,122,880
WWL Replacement - Birdcreek (Phase 3)		-	1,549,625	1,549,625	1,529,794	19,831	1,549,625
TCIP Utilities-Prairie View(Research-N Pea Ridge), Ph. I	(3)	742,450	-	742,450	742,450	-	742,450
Hickory LS Pump	(3)	188,008	308,741	496,748	496,748	_	496,748
WWTP Scada	( )	-	300,000	300,000	71,966	228,034	300,000
WTP-Generator Replacement @ Ave G Pump Station	(3)	-	-	-	-	-	-
Leon River Trunk Sewer, LS and FM, Phase I	(4)	-	-	-	-	-	-
WL Replacement - Lamar from 7th St to Nugent Tank	* (3)	572,777	(89)	572,688	572,510	178	572,688
WWL Extension - Westfield, Phase I	* (3)	291,170	-	291,170	291,170	-	291,170
Utilities Relocation - Western Hills	(3)	1,915,886	77,270	1,993,156	1,911,552	81,604	1,993,156
Temple-Belton WWTP Expansion	(3)	750,000	-	750,000	656,166	93,834	750,000
WTP Rehabilitation Project #1	(3)	1,000,000	-	1,000,000	242,832	757,168	1,000,000
WTP Rehabilitation Project #2	(3)(4)	1,000,000	-	1,000,000	-	1,000,000	1,000,000
WTP-Generator Installation @ Critical Booster Pump St.	(3)	1,450,000	-	1,450,000	-	1,450,000	1,450,000
South 23rd Street Extension	(3)	111,000	(89)	110,911	-	110,911	110,911
Barton Ave to East French Ave (Between 2nd & 4th Sts)	(3)	378,577	-	378,577	378,577	=	378,577
S. 18th Street - Ave H South	(3)	359,726	-	359,726	-	359,726	359,726
S. 20th Street - Ave H to dead end	(3)	285,064	-	285,064	-	285,064	285,064
WL Improvements-McLane Pkwy to Research Connector	(3)	800,000	-	800,000	144,885	655,115	800,000
WL Replacement-3rd St. Between Irvin & Nugent WWL Replacement-3rd & 11th St/Ave D to Ave H	(3) (3)	679,500 610,000	447,561	1,127,061 610,000	1,127,061	610,000	1,127,061 610,000
WWL Replacement-3rd & 11th St/Ave I/ to Ave I/ WWL Replacement-3rd & 9th St/Ave I/ to Ave I/	(3)	550,000	-	550,000	_	550,000	550,000
WWL Replacement-Ave M to Ave N & Dunbar Trunk	(3)	571,609	-	571,609	_	571,609	571,609
·	(3)	400,000	-	400,000	95,500	304,500	400,000
WWL Replacement Along F Adoms	(3)	*	173,913	,	· ·	304,500	•
WL Replacement-Along E Adams	(0)	510,500	173,913	684,412	684,412	-	684,412
					_		(Continued)

CITY OF TEMPLE, TEXAS

SCHEDULE OF CAPITAL PROJECTS BOND PROCEEDS & RELATED EXPENDITURES
UTILITY SYSTEM REVENUE BONDS 2006, 2008, 2010 & 2015 - WATER/SEWER CAPITAL PROJECTS FUND 561

For the period beginning October 11, 2006 and ending December 31, 2015

#### **Detail of Construction Costs**

			BUDGET		ACTUAL					
			Adjustments		<b>Total Costs</b>	Estimated	Total			
		Original	to Original	Adjusted	Incurred &	Costs to	Designated Project Cost			
Project		Budget	Budget	Budgeted	Encumbered	Complete				
WTP-High Voltage Transformer/MCC Replacement	(3)	800,000	-	800,000	313,770	486,230	800,000			
WTP-Ave H Tank Rehabilitation (North Tank)	(4)	-	-	-	-	-	-			
Little Flock Lift Station Rehailitation	(3)(4)	300,000	(300,000)	-	-	-	-			
WWTP-Lift Station Transfer Switches	(3)(4)	400,000	(400,000)	-	-	-	-			
N. Temple (Elm Creek) WL Improvements	(3)	1,500,000	-	1,500,000	672,036	827,964	1,500,000			
WTP-Lagoon #1 Repair	(3)	750,000	-	750,000	-	750,000	750,000			
WWTP - Shallowford Lift Station		-	641,530	641,530	641,530	-	641,530			
Bird Creek, Phase V		-	91,370	91,370	91,370	-	91,370			
Contingency	(3)(5)	3,934,651	28,295	3,962,946		3,962,946	3,962,946			
	_	\$ 80,448,239	\$ 3,606,263	\$ 84,054,500	\$ 66,816,806	\$ 17,250,962	\$ 84,067,768			

Remaining (Needed) Funds \$ 32,986

Exhibit E-2

(Continued)

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): With the adoption of the FY 2015 Budget, Utility System Revenue Bonds, Series 2015 were issued on September 30, 2015.

Note (4): Project reprioritized to FY 2016 and beyond.

Note (5): Contingency funds will be used for FY2016 projects proposed in the FY2016 Annual Operating and Capital Budget.

COMBINATION TAX & REVENUE CERTIFICATES OF OBLIGATION 2006 & 2008 - CAPITAL PROJECTS BOND FUND 361

For the period beginning October 11, 2006 and ending December 31, 2015

Expenditures		
Construction in Progress		
Expenditures		\$ 24,019,726
Encumbrances as of 12/31/15	(1)	1,091,483
Estimated Costs to Complete Projects		88,885
		\$ 25,200,094

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	815,551
	\$ 25,204,456

#### \*\*\*Detail of Construction Costs\*\*\*

			BUDGET		ACTUAL					
			Adjustments		Total Costs	Estimated	Total			
Project		Original Budget	to Original Budget	Adjusted Budgeted	Incurred & Encumbered	Costs to Complete	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 2016	*	21,901,423	(2,447,780)	18,323,643	18,323,643	-	18,323,643			
Tarver Road Extension	٨	1,360,000	(1,204,220)	155,780	155,780	-	155,780			
Northwest Loop 363 Improvements	**	-	2,208,106	2,208,106	2,154,390	53,716	2,208,106			
Outer Loop - Phase 3		-	1,748,237	1,748,237	1,748,237	-	1,748,237			
Clarence Martin Elevator Repair			33,000	33,000	<u> </u>	33,000	33,000			
		\$ 23,772,564	\$ 1,411,621	\$ 25,184,185	\$ 25,111,209	\$ 88,885	\$ 25,200,094			
					Remaining (Need		\$ 4,362			

Exhibit E-3

<sup>\*</sup> Project Final

For the period beginning November 19, 2009 and ending December 31, 2015

Exhibit E-4

Expenditures			Re	evenue & Bond Proceeds	
Construction in Progress					
Expenditures		\$ 14,029,348	Original Issue {November	2009} \$ 13,995	5,000
Encumbrances as of 12/31/15	(1)	45,340	Interest Income	35	5,522
Estimated Costs to Complete Projects		24,837	Sale of Land	15	5,000
	-	\$ 14,099,525	Insurance Proceeds {T1 A	Aerial Ladder Truck} 41	,744
	-		Transfer In-General Fund	{Platform Truck} 12	2,259
				\$ 14.099	525

# \*\*\*Detail of Construction Costs\*\*\*

				E	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	*	\$	83,100	\$	-	\$	83,100	\$	69,367	\$	_	\$	69,367
Completed Projects - Prior to FY 2016	*	•	13,911,900		48,081		13,959,981		13,959,981		-		13,959,981
Defibrillator Monitor			-		24,837		24,837		-		24,837		24,837
Replace '02 Ford Excursion Command Vehic	le				45,340		45,340		45,340				45,340
		\$ 1	13,995,000	\$	118,258	\$	14,113,258	\$	14,074,688	\$	24,837	\$	14,099,525

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, 2015

Expenditures		Revenue & Bond P	roceeds
Construction in Progress			
Expenditures	\$ 45,689,199	Original Issue - {June 2012}	\$ 24,700,000
Encumbrances as of 12/31/15	(1) 591,702	Net Offering Premium	1,388,247
Estimated Costs to Complete Projects	<u></u> _	Category 12 Funds - TxDOT	20,000,000
	\$ 46,280,901	Interest Income	56,607
	<del></del>	Reimbursement from Oncor	588,195
			\$ 46,733,049

# \*\*Detail of Construction 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	*	\$ 320,163	\$ -	\$ 320,163	\$ 311,653	\$ -	\$ 311,653			
ROW Acquisition	*	383,567	(55,440)	328,127	328,127	-	328,127			
Northwest Loop 363 Improvements	**	45,384,517	643,634	46,028,151	45,641,122		45,641,122			
	_	\$ 46,088,247	\$ 588,194	\$ 46,676,441	\$ 46,280,901	\$ -	\$ 46,280,901			

<sup>\*</sup> Project Final

<sup>\*\*</sup> Substantially Complete

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, 2015

Expenditures			Revenue & Bond Proceeds	Revenue & Bond Proceeds							
Construction in Progress											
Expenditures	\$	4,512,161	Original Issue - Taxable Combination Tax & Revenu	<b>\$</b>	4,645,000						
Encumbrances as of 12/31/15	(1)	165,061	Certificates of Obligation Bonds, Series 2012								
Estimated Costs to Complete Projects		14,338	Net Offering Premium		70,804						
	\$	4,691,560	Interest Income		4,882						
				\$	4,720,686						

**Detail of	Construction	Costs**
Detail Of	CONSU UCUON	CUSIS

		BUDGET							ACTUAL					
Project			Original Budget		ljustments o Original Budget		Adjusted Budgeted	li	otal Costs ncurred & ncumbered	C	stimated Costs to omplete		Total esignated oject Cost	
Bond Issue Costs	*	\$	112,657	\$	_	\$	112,657	\$	105,447	\$	-	\$	105,447	
CIP Management Personnel Cost	*		-		131,188		131,188		121,242		9,946		131,188	
Completed Projects - Prior to FY 2016	*		4,603,147		(1,069,060)		3,534,087		3,540,567		-		3,540,567	
Outer Loop - Phase III			-		909,967		909,967		909,967		-		909,967	
Contingency			-		4,392		4,392		<u> </u>		4,392		4,392	
		\$	4,715,804	\$	(23,513)	\$	4,692,291	\$	4,677,222	\$	14,338	\$	4,691,560	

<sup>\*</sup> Project Final

<sup>\*\*</sup> Substantially Complete

\$ 31,534,413

For the period beginning November 15, 2012 and ending December 31, 2015

Expenditures		Revenue & Bond Proceeds
Construction in Progress		
Expenditures	\$ 19,052,558	Series 1 Issue - Combination Tax & Revenue Certificates of \$ 9,420,000
Encumbrances as of 12/31/15	(1) 8,196,060	Obligation Bonds, Series 2012
Estimated Costs to Complete Projects	4,208,947	Series 2 Issue - Combination Tax & Revenue Certificates of 21,230,000
	\$ 31,457,565	Obligation Bonds, Series 2014
		Net Offering Premium 666,713
		Transfer In - Street Perimeter Fees 112,695
		Transfer In - Street Perimeter Fees (Hogan Road) 77,650
		Interest Income 27,355

\*\*Detail of Construction 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	\$ 559,153	\$ 129.684	\$ 688.837	\$ 675,145	_	\$ 675,145		
CIP Management Personnel Cost	-	158,352	158,352	160,209	-	160,209		
Completed Projects - Prior to FY 2016 *	4,801,512	(824,484)	3,977,028	3,977,028	_	3,977,028		
Signal Communication Equipment *	300,000	52,432	352,432	352,432	_	352,432		
Legacy Pavement Preservation Program - FY 2015 *	3,000,000	3,377	3,003,377	3,003,361	16	3,003,377		
Hogan Road Improvements	77,650	, -	77,650	-	77,650	77,650		
Western Hills Roadway Improvements	5,455,437	(654,748)	4,800,689	4,790,468	10,221	4,800,689		
Westfield Boulevard Improvements *	1,622,406	756,225	2,378,631	2,378,631	· -	2,378,631		
S. Pea Ridge Road Improvements	1,161,845	(568,705)	593,140	593,140	_	593,140		
S. Pea Ridge Road (Hogan - Poison)	1,000,000	(860,000)	140,000	· <u>-</u>	140,000	140,000		
Prairie View Road Improvements Phase I	7,445,000	841,751	8,286,751	8,277,118	9,633	8,286,751		
South 23rd Street	-	371,278	371,278	371,266	12	371,278		
Outer Loop - Phase III	600,000	383,725	983,725	933,109	50,616	983,725		
East Temple - Greenfield Development	-	90,792	90,792	-	90,792	90,792		
Avenue U - S&W - 1st/13th-17th	3,360,000	(51,003)	3,308,997	96,460	3,212,537	3,308,997		
Parking at Summit	-	73,585	73,585	73,585	-	73,585		
Prairie View Road Improvements Phase II	1,085,000	(190,540)	894,460	894,460	-	894,460		
Tarver Roadway Extension (to Outer Loop)	250,000	-	250,000	47,500	202,500	250,000		
Signal - S 1st St. @ W Ave R/W Ave U	300,000	-	300,000	243,156	56,844	300,000		
Poison Oak-SH 317 to S Pea Ridge, Phase I	490,000	(131,874)	358,126	-	358,126	358,126		
SH317 Sidewalks	-	200,000	200,000	200,000	-	200,000		
N 31st St Sidewalk		1,950	1,950	1,950	-	1,950		
Kegley Road Improvements	-	101,600	101,600	101,600	-	101,600		
Tanglehead Road Improvement		78,000	78,000	78,000		78,000		
	\$ 31,508,003	\$ (38,603)	\$ 31,469,400	\$ 27,248,618	\$4,208,947	\$ 31,457,565		
				Remaining (Need	ed) Funds	\$ 76,848		

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

<sup>\*</sup> Project Final

<sup>\*\*</sup> Substantially Complete

53,032

81,010

**OBLIGATION BONDS 2013 - CAPITAL PROJECTS BOND FUND - 795** For the period beginning August 8, 2013 and ending December 31, 2015

> Expenditures **Revenue & Bond Proceeds**

**Construction in Progress** 

Expenditures \$ 14,378,193 Encumbrances as of 12/31/15 2,538,753 Estimated Costs to Complete Projects 8,364,300 \$ 25,281,245 Original Issue {August 2013} \$ 25,260,000 Net Offering Premium/Discount Interest Income \$ 25,394,041

#### \*\*Detail of Construction 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	\$ 120,000	\$ (15,305)	\$ 104,695	\$ 99,850	\$ -	\$ 99,850	
TMED Avenue R - Intersections	-	1,077,710	1,077,710	1,077,710	-	1,077,710	
Research Parkway (IH-35 to Wendland Ultimate)	2,705,000	-	2,705,000	1,613,194	1,091,806	2,705,000	
Research Parkway (Wendland to McLane Pkwy)	5,960,000	(3,700,000)	2,260,000	741,579	1,518,421	2,260,000	
Pepper Creek Trail-Hwy 36 to McLane Pkwy	750,000	(295,100)	454,900	350,000	104,900	454,900	
McLane Pkwy / Research Pkwy Connection	710,000	(212,959)	497,041	497,041	-	497,041	
Research Pkwy (McLane Pkwy to Cen Pt Pkwy)	1,500,000	-	1,500,000	521,372	978,628	1,500,000	
Crossroads Park @ Pepper Creek Trail	1,750,000	-	1,750,000	365,937	1,384,063	1,750,000	
Synergy Park Entry Enhancement	500,000	-	500,000	-	500,000	500,000	
Lorraine Drive / Panda Drive Asphalt *	610,000	(239,851)	370,149	337,327	32,822	370,149	
Santa Fe Plaza	300,000	238,600	538,600	538,600	-	538,600	
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	6,159,349	290,651	6,450,000	
31st Street/Loop 363/Monumentation	520,000	1,650,000	2,170,000	344,980	1,825,020	2,170,000	
Avenue U - TMED Ave to 1st Street	1,275,000	1,375,000	2,650,000	2,131,660	518,340	2,650,000	
TMED Master Plan (Health Care Campus)	125,000	-	125,000	104,850	20,150	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	72,759	572,759	547,759	25,000	572,759	
Airport Enhancement Project	1,320,000	60,237	1,380,237	1,380,237		1,380,237	
	\$ 25,275,000	\$ 11,091	\$ 25,286,091	\$ 16,916,945	\$ 8,364,300	\$ 25,281,245	

Remaining (Needed) Funds \$ 112,796

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

<sup>\*</sup> Project Final

<sup>\*\*</sup> Substantially Complete

For the period beginning September 13, 2013 and ending December 31, 2015

Exhibit E-9

Expenditures			Revenue & Bono	d Proceeds
Construction in Progress				
Expenditures	\$ 12	,698,339	Original Issue {April 2014}	\$ 12,990,000
Encumbrances as of 12/31/15	(1)	-	Bond Issuance Discount	(88,365)
Estimated Costs to Complete Projects		<u> </u>	Interest Income	2,166
	\$ 12	,698,339		\$ 12,903,801

**Dotail of	Construction	Cacte**

		BUDGET							AC	TUAL		
Project		Original Budget	to	ljustments Original Budget		Adjusted Budgeted	In	tal Costs curred & cumbered	Cos	mated sts to aplete		Total esignated oject Cost
Bond Issue Costs	*	\$ 101,635	\$	-	\$	101,635	\$	101,635	\$	_	\$	101,635
Temple-Belton WWTP Reclaimed Waterline:												
Phase I	*	1,714,219		10,654		1,724,873		1,724,873		-		1,724,873
Phase II	*	2,916,580		(144,340)		2,772,240		2,772,240		-		2,772,240
Phase III	*	6,794,224		168,283		6,962,507		7,170,018		-		7,170,018
ROW/Easements	*	929,573		-		929,573		929,573		-		929,573
Contingency	_	445,404		(240,014)		205,390		_		_		-
		\$ 12,901,635	\$	(205,417)	\$ ^	12,696,218	\$ 1	2,698,339	\$	-	\$ 1	12,698,339

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

<sup>\*</sup> Project Final

<sup>\*\*</sup> Substantially Complete

Exhibit E-10

Expenditures	Expenditures			Revenue & Bond Pro	ceeds
Construction in Progress					
Expenditures		\$ 1,301,648		Original Issue {September 2015}	\$ 25,130,000
Encumbrances as of 12/31/15	(1)	3,827,587		Net Offering Premium/Discount	2,656,449
Estimated Costs to Complete Projects	_	22,657,214	_	Interest Income	9,689
	_	\$ 27,786,449	_		\$ 27,796,138

#### \*\*\*Detail of Construction Costs\*\*\*

		BUDGET		ACTUAL				
		Adjustments		Total Costs	Estimated	Total		
	Original	to Original	Adjusted	Incurred &	Costs to	Designated		
Project	Budget	Budget	Budgeted	Encumbered	Complete	Project Cost		
Bond Issue Costs	* \$ 111,449	\$ -	\$ 111,449	\$ 111,449	\$ -	\$ 111,449		
Personnel Costs	55,464	6,119	61,583	19,908	41,675	61,583		
Carver Park	177,915	(25,000)	152,915	123,772	29,143	152,915		
Crossroads Athletic Park	11,900,000	-	11,900,000	1,202,560	10,697,440	11,900,000		
Jaycee Park	989,570	-	989,570	2,880	986,690	989,570		
Jefferson Park	377,675	(75,000)	302,675	289,307	13,368	302,675		
Korampai Soccer Fields	254,745	-	254,745	35,205	219,540	254,745		
Linkage Trails-Echo Village	490,000	(285,200)	204,800	11,955	192,845	204,800		
Linkage Trails-Windham Trail	-	285,200	285,200	-	285,200	285,200		
Lions Junction	1,925,000	-	1,925,000	1,923,980	1,020	1,925,000		
Mercer Fields	677,610	-	677,610	450	677,160	677,610		
Northam Complex	647,090	100,000	747,090	439,635	307,455	747,090		
Oak Creek Park	458,415	-	458,415	4,200	454,215	458,415		
Optimist Park	496,285	-	496,285	17,748	478,537	496,285		
Prairie Park	440,000	-	440,000	500	439,500	440,000		
Sammons Community Center	1,750,000	-	1,750,000	133,989	1,616,011	1,750,000		
Scott & White Park	300,590	-	300,590	11,665	288,925	300,590		
Southwest Community Park	3,330,000	-	3,330,000	-	3,330,000	3,330,000		
Western Hills Park	302,140	-	302,140	3,795	298,345	302,140		
Wilson Basketball Cover	203,770	-	203,770	198,160	5,610	203,770		
Wilson Football Field	611,375	-	611,375	511,243	100,132	611,375		
Wilson Recreation Center	1,300,000	-	1,300,000	86,514	1,213,486	1,300,000		
Wilson South	789,755	-	789,755	320	789,435	789,755		
Contingency	78,215	-	78,215	-	78,215	78,215		
Contingency - Compensation	119,386	(6,119)	113,267		113,267	113,267		
	\$ 27,786,449	\$ -	\$ 27,786,449	\$ 5,129,235	\$ 22,657,214	\$ 27,786,449		

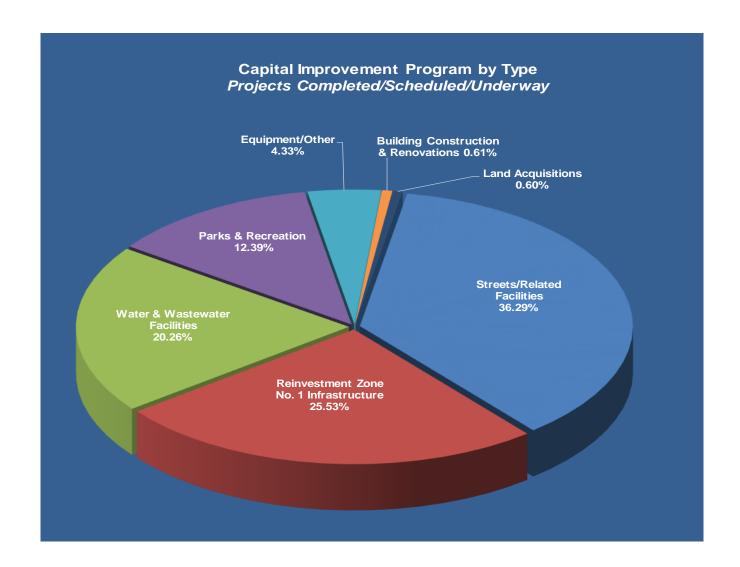
Remaining (Needed) Funds 9,689

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

<sup>\*</sup> Project Final

<sup>\*\*</sup>Substantially Complete

Streets/Related Facilities	\$ 83,536,462
Reinvestment Zone No. 1 Infrastructure	58,757,260
Water & Wastewater Facilities	46,636,994
Parks & Recreation	28,514,622
Equipment/Other	9,969,378
Building Construction & Renovations	1,400,508
Land Acquisitions	 1,378,351
Total of Capital Improvement Projects Underway/Scheduled	\$ 230,193,575



Project	Project #	Funding	Acct #	Project Budget	Actual Commit / Spent	Status	Scheduled Completion
HVAC Replacement	100750	BUDG-12	110-5924-519-6310	\$ 76,855	\$ 20,400	Complete	Oct-15
Parking at the Summit	100876	BUDG-14 CO-14	110-5924-519-6310 110-5935-552-6310 351-3500-552-6310 365-3400-531-6874	214,205	212,759	Complete	Dec-15
Roof Replacements	101025	BUDG-14	110-5924-519-6310	45,285	7,736	Planning	TBD
General Building Painting and Repairs	101026	BUDG-14	110-5924-519-6310	20,823	7,368	Planning	TBD
Replace Roof - Mayborn Center	101057	Hotel/Motel	240-4400-551-6310	160,800	55,631	Engineering	Mar-16
Sammons Community Center - Flooring	101143	BUDG-15	110-5935-552-6310	7,000	200	On Hold	TBD
Golf - Addition - Maint Shop	101146	BUDG-15	110-5931-551-6310	60,000	59,785	Construction	Mar-16
Upgrade School Zones - Westfield Blvd (Tarver Elementary) and Cedar Lane (Lake Belton Middle School)	101165	BUDG-15	110-2840-532-6323	36,000	33,100	Construction	Jan-16
Paint Exterior Trim Depot	101170	Hotel/Motel	240-7000-551-6310	14,000	6,631	Planning	TBD
WTP - Admin Bldg Upgrades (Lobby and Breakroom)	101240	BUDG-U	520-5110-535-6310	31,942	31,942	Engineering	Jun-16
Woodbridge Park - Pergola, Table	101270	BUDG-14	110-3500-552-6332	10,350	10,230	Complete	Dec-15
Membrane Water Treatment Plant Assessment	101284	Util-RE	520-5100-535-6310	64,500	24,500	Planning	TBD
Jpgrade 3rd Base Dugout - Bakers Field	101362	BUDG-16	110-5935-552-6310	25,000	-	Planning	TBD
Addition of Pavillion - Little Blue Stem Park	101367	BUDG-16	110-5935-552-6310	35,000	-	Planning	TBD
Weight Room Rubber Flooring Installation, Summit	101376	BUDG-16	110-5932-551-6310	16,000	-	Planning	Apr-16
Electrical System Upgrade at Mayborn	101387	Hotel/Motel	240-4400-551-6310	18,000	-	Planning	TBD
nstall Family/Special Needs Restroom	101388	Hotel/Motel	240-4400-551-6310	25,000	-	Planning	TBD
Construction Phase I of Mayborn Exterior Master Plan	101389	Hotel/Motel	240-4400-551-6310	150,000	-	Planning	TBD
Paint & Repair Sheetrock at Museum to Correct Foundation Issues at RR Museum	101391	Hotel/Motel	240-7000-551-6310	11,820	-	Planning	TBD
Signage Update at RR Museum	101392	Hotel/Motel	240-7000-531-6310	6,000	-	Planning	TBD
Reconfigure and Expand Restroom Area, Amtrak Station and Visitor Center	101393	Hotel/Motel	240-7000-551-6310	16,000	650	Planning	TBD
Jpdated Exterior Lighting at Service Center	101403	LTN-16 BUDG-U	364-3800-519-6310 520-5000-535-6310	40,000	-	Planning	TBD
Security Upgrade at Service Center - Video Surveillance and Door Access Control System	101404	LTN-16 BUDG-U	364-3800-519-6310 520-5000-535-6310	75,000	-	Planning	TBD
Jpgrade Gate at Service Center	101405	LTN-16 BUDG-U	364-3800-535-6310 520-5000-535-6310	90,000	7,200	Engineering	TBD
Sammons Roof Replacement	101444	BUDG-15	110-3270-551-6310	46,478	-	Planning	May-16
Animal Shelter Roof Replacement	101445	BUDG-15	110-2100-529-6310	20,373	-	Planning	May-16
Old Market Depot Roof Replacement	101446	BUDG-15	110-2410-519-6310	19,230	-	Planning	May-16
Moody Depot Roof Replacement	101447	Hotel/Motel	240-7000-551-6310	31,847	-	Planning	May-16
Clarence Martin Elevator Repair	101464	CO-08	361-2400-519-6807	33,000	-	Planning	TBD
Total Building Construction & Re	novations			\$ 1,400,508	\$ 478,132		
FASTER Fleet Maintenance Software Program	100878	BUDG-13	110-5938-519-6221	150,000	150,000	Implementing	Mar-16
WWTP - Doshier SCADA	100992	UR-10	561-5500-535-6944	300,000	71,966	Engineering	Feb-16
Bar Code Interfacing for Fleet Maintenance Software	101032	BUDG-14	110-5938-519-6221	5,700	5,700	Testing	Mar-16

Project	Project #	Funding	Acct #	Project Budget	Actual Commit / Spent	Status	Scheduled Completion
WTP - Upgrade Existing Cable Trays and Wiring to Accommodate Additional SCADA Capacity, Control Capabilities, and Programming Modifications	101074	BUDG-U	520-5100-535-6218	\$ 79,281	\$ 60,466	Engineering	Nov-16
IVR System - Permits	101152	BUDG-15	110-5948-519-6221 351-1900-519-6221	51,850	51,850	Testing	Mar-16
Rplc 10 Marked Units - Police	101153	BUDG-15	110-2031-521-6213	384,182	365,217	Complete	Oct-15
3 Marked Units - FY14 Officers {Additions to Fleet}	101155	BUDG-15	110-2020-521-6213 110-2031-521-6213	176,509	170,219	Complete	Oct-15
3 Marked Units - FY15 Officers {Additions to Fleet}	101156	BUDG-15	110-2031-521-6213	84,109	82,012	Complete	Oct-15
Rplc 08 Brush Trk-#12578-Solid Waste	101160	BUDG-15	110-5900-540-6222	227,376	227,376	Complete	Dec-15
Rplc 99 Dump Truck - #10470	101171	BUDG-15	292-2922-534-6213 292-2923-534-6213	100,403	100,003	Complete	Oct-15
Crew Cab Utility Trk	101172	BUDG-15	292-2921-534-6213 292-2922-534-6213 292-2923-534-6213	49,115	49,112	Complete	Dec-15
Auto Meter Reading System - Large Meters	101173	BUDG-U	520-5300-535-6250	450,000	54,680	Engineering	Jul-16
ITS-Intergraph Web RMS	101188	BUDG-15	110-1900-519-6221 351-1900-519-6221	554,340	554,340	Testing	Feb-16
2016 Microsoft Agreement	101299	BUDG-15	351-1900-519-6221	122,195	122,195	On Going	May-16
Professional Standard Software System - PD	101307	BUDG-15	110-1900-519-6221 110-2011-521-6229	16,300	16,100	Implementing	Feb-16
Replacement of Quint 6, Asset #11192	101338	CO-16	TBD	1,300,000	-	Planning	TBD
Replacement of Engine 7, Asset #11324	101339	CO-16	TBD	600,000	-	Planning	TBD
Replace Forklift, Asset #17	101341	BUDG-16	110-5921-529-6222	10,000	4,665	Complete	Dec-15
Replace '03 F150 Pickup, Asset #11624	101342	BUDG-16	110-5900-524-6213	26,750	-	Planning	TBD
Replace '08 Super Z Mower, Asset #12803	101343	BUDG-16	110-5900-524-6222	12,750	-	Planning	TBD
Replace '08 Ford Ranger, Asset #12788	101344	BUDG-16	110-5924-519-6213	37,000	-	Planning	TBD
Replace '03 Ford F250, Asset #11477	101345	BUDG-16	110-5924-519-6213	37,000	-	Planning	TBD
Install Outdoor Warning Signals	101348	BUDG-16	110-5900-522-6211	50,000	-	Planning	TBD
Defibrillator Monitor Replacement	101349	BUDG-16	363-2200-522-6856	24,856	-	Planning	TBD
Replace '05 Chevy Van, Asset #12121	101350	BUDG-16	110-5900-522-6213	28,500	-	Planning	TBD
Replace '02 Ford Excursion, Asset #11478	101351	BUDG-16	110-5900-522-6213 363-2200-522-6856	57,675	57,528	Ordered	TBD
Replace '97 Ford F350 Pickup, Asset #10251	101352	BUDG-16	110-5938-519-6213	60,000	-	Planning	TBD
Replace Tri-Plex Mower at Golf Course	101354	BUDG-16	110-5931-551-6222	36,588	33,477	Ordered	TBD
Replace Range Ball Picker	101355	BUDG-16	110-5931-551-6222	16,675	12,328	Ordered	TBD
Lety Fertilizer Spreader for Golf Course	101356	BUDG-16	110-5931-551-6222	6,659	5,959	Ordered	TBD
Replace 105 Public Safety Laptops	101357	BUDG-16	110-5900-521-6218	480,000	-	Planning	Sep-16
Budget Management Software	101358	BUDG-16	110-5912-515-6221	60,000	-	On Hold	Aug-16
Purchase 10' Shredder	101359	BUDG-16	110-5935-552-6222	10,200	10,200	Ordered	TBD
Replace '08 Super Z Mower, Asset #12804	101360	BUDG-16	110-5935-552-6222	12,750	10,363	Complete	Jan-16
Replace '08 Super Z Mower, Asset #12874	101361	BUDG-16	110-5935-552-6222	12,750	10,363	Complete	Jan-16
Replace '03 Dodge 2500 Pickup, Asset #11612	101363	BUDG-16	110-5935-552-6213	37,250	-	Planning	TBD

		_	_		Actual Commit /	Status	Scheduled
Project Replace '04 Top Dresser, Asset #10394	101364	Funding BUDG-16	Acct # 110-5935-552-6222	Project Budget \$ 10,500	Spent -	Planning	Completion
					Ť		
Replace Spray Rig, Chem Technician	101365	BUDG-16	110-5935-552-6211	25,000	-	Planning	TBD
Purchase Large Aerator	101366	BUDG-16	110-5935-552-6211	32,000	-	Planning	TBD
Replace 10 Marked Units, Asset #121168, 11646, 11644, 12172, 12166, 12155, 12370, 12160, 12371, 12367	101368	BUDG-16	110-2031-521-6213	490,000	479,496	Ordered	TBD
Purchase 3 Marked Units - FY 15 Officers {Additions to Fleet}	101369	BUDG-16	110-5900-521-6213	147,000	143,729	Ordered	TBD
Replace 1 Unmarked Unit, Asset #11313	101370	BUDG-16	110-5900-521-6213	28,000	27,960	Ordered	TBD
Replace (1) Unmarked Unit - CV Investigation (Seized Unit)	101372	BUDG-16	110-5900-521-6213	26,000	-	Planning	TBD
Replace (1) Pickup Truck - Training (Seized Unit)	101373	BUDG-16	110-5900-521-6213	33,800	-	Planning	TBD
Precor TRM Treadmills, Summit	101375	BUDG-16	110-3250-551-6211 110-5935-551-6211	75,880	75,879	Ordered	TBD
Purchase (1) Automated Sideloader Garbage Truck	101377	LTN-16	364-2300-540-6220	308,964	308,964	Ordered	TBD
Replace 2010 Freightliner/Heil Garbage Collection Vechile, Asset #13073	101378	LTN-16	364-2300-540-6220	308,964	308,964	Ordered	TBD
Replace 2010 Freightliner/Heil Garbage Collection Vehicle, Asset #13074	101379	LTN-16	364-2300-540-6220	296,755	296,755	Ordered	TBD
Replace 2010 Freightlinter/Heil Garbage Collection Vehicle, Asset #13075	101380	LTN-16	364-2300-540-6220	296,755	296,755	Ordered	TBD
Replace 2007 International/Hood Refuse Brush Truck, Asset #12505	101381	LTN-16	364-2300-540-6220	223,057	223,057	Ordered	TBD
Replace 2003 F250 Pickup, Asset #11639	101382	BUDG-16	110-5900-540-6213	26,750	-	Planning	TBD
Purchase 1/2 Ton Pickup for Streets Foreman	101383	BUDG-16	110-5900-531-6213	27,500	-	Planning	TBD
Replace 2006 Freightliner M-2106, Asset #12197	101384	BUDG-16	110-5900-531-6220	165,000	143,659	Ordered	TBD
Replace 1997 New Holland LX665 Skid Steer, Asset #10256	101385	BUDG-16	110-5900-531-6220	115,000	-	Planning	TBD
Upgrade (24) Intersection Traffic Signals, currently without detection equipment	101386	BUDG-16	110-5900-532-6211	75,000	-	Planning	TBD
Purchase 2016 Ford Fusion	101390	Hotel/Motel	240-4400-551-6213	20,500	-	Planning	TBD
Replace Directional Signs in Downtown Area	101394	Hotel/Motel	240-4600-551-6310	5,000	-	Planning	TBD
Exterior Christmas Decorations	101395	Hotel/Motel	240-4600-551-6210	24,078	23,416	Complete	Dec-15
Replace 1999 Dodge Ram 3500, Asset #10468	101396	BUDG-16	292-2900-534-6213	51,500	-	Planning	TBD
Replace 2008 Tymco Sweeper, Asset #12802	101397	BUDG-16	292-2900-534-6222	200,000	-	Planning	TBD
Replace 1999 International Dump Truck, Asset #10470	101398	BUDG-16	292-2900-534-6222	99,106	98,644	Ordered	TBD
Replace 2005 Chevy 3500 Utility Bed Truck, Asset #12191	101399	BUDG-16	292-2900-534-6213	51,500	-	Planning	TBD
Replace 1999 Brush Bandit Brush Chipper, Asset #10451	101400	BUDG-16	292-2900-534-6222	46,643	46,413	Ordered	TBD
Replace Tractor with Boom Mower Attachment, Asset #6907	101401	BUDG-16	292-2900-534-6222	134,548	134,548	Ordered	TBD
GPS and Elevation Unit	101402	BUDG-16	292-2900-534-6211	30,000	-	Planning	TBD
Replace 2006 Sterling/Vactor, Asset #12217	101410	BUDG-U	520-5400-535-6220	345,000	-	Planning	TBD
Replace 2005 CAT 304CR, Asset #12272	101411	BUDG-U	520-5400-535-6220	55,000	54,683	Complete	Jan-16
Doshier Farms WWTP - Rehab Rake and Baffles in Clarifier #3	101412	BUDG-U	520-5500-535-6211	15,000	-	Planning	TBD
Replace (3) Variable Drive Units in Critical Lift Stations	101413	BUDG-U	520-5500-535-6211	26,500	-	Planning	TBD
							(Continued)

Project	Project #	Funding	Acct #	Project Budget	Actual Commit / Spent	Status	Scheduled Completion
Replace 2001 Freightliner Dump Truck, Asset #11191	101414	BUDG-U	520-5200-535-6220	\$ 110,000	\$ 103,462	Planning	TBD
Replace 2002 CAT Mini Excavator, Asset #11457	101415	BUDG-U	520-5200-535-6220	35,000	28,735	Complete	Dec-15
Replace South Pump Station at Golf Course, Phase I	101438	BUDG-16	110-5931-551-6310	137,000	10,250	Planning	Jun-16
Purchase Extrication Equipment	101454	BUDG-16	110-5900-522-6211	61,625	-	Planning	TBD
Security Camera at Summit	101459	BUDG-15	110-1900-519-6221	6,800	6,800	Complete	Dec-15
Purchase Chevy 1500 Pickup - Utility Tech	101468	BUDG-U	520-5000-535-6213	23,100	-	Planning	TBD
Purchase Chevy 1500 Pickup - Utility Tech	101469	BUDG-U	520-5000-535-6213	23,100	-	Planning	TBD
FY 2016 Dell Server	101471	BUDG-16	110-1900-519-6228 351-1900-519-6218	21,000	21,000	Complete	Jan-16
Purchase Body Cameras and Server	101474	BUDG-16	110-2031-521-6229	55,490	48,897	Ordered	TBD
Video Editing Computer	101478	BUDG-16	110-1900-519-6228	11,200	11,103	Complete	Jan-16
Total Equipment / Other	er			\$ 9,969,378	\$ 5,119,289		
Kegley Road Improvements (ROW Acquisition)	100346	ROW ESCROW	351-3400-531-6110	189,180	9,340	Planning	TBD
Water Line Replacement - Charter Oak {ROW}	100608	Util-RE	520-5900-535-6110	100,000	73,273	Planning	Mar-16
Bird Creek Interceptor {ROW}	101213	Util-RE	520-5900-535-6110	982,691	-	Planning	TBD
Airport Improvements - FY 16	101340	BUDG-16	110-5900-560-6310	100,000	-	Planning	TBD
Landfill Expansion, Phase II	101453	CO-14	365-2300-540-6110	6,480	6,480	Complete	Oct-15
Total Land Acquisition	s		I	\$ 1,378,351	\$ 89,093		
Park Improvements - Wilson Park	101124	BUDG-15 GRANT	110-3500-552-6310 110-5935-552-6310 260-6100-571-6516	482,522	482,516	Complete	Oct-15
Sidewalk/Trail Repair - Wilson, Jackson,Lions & S. Temple	101149	BUDG-15	110-5935-552-6310	25,144	-	Engineering	Mar-16
New Trail - Valley Ranch Park	101150	BUDG-15	110-5935-552-6310	60,000	58,646	Engineering	Mar-16
SH317 Sidewalks	101285	CO-14	365-3400-531-6315	200,000	200,000	Planning	TBD
Caboose Renovations	101303	Hotel/Motel	240-7000-551-6310	18,527	2,750	Planning	TBD
Carver Park	101310	Parks GO Bonds-2015	362-3500-552-6401	152,915	123,772	Construction	Mar-16
Crossroads Athletic Park	101311	Parks GO Bonds-2015	362-3500-552-6402	11,900,000	1,202,560	Engineering	Sep-17
Jaycee Park	101312	Parks GO Bonds-2015	362-3500-552-6403	989,570	2,880	Planning	Sep-16
Jefferson Park	101313	Parks GO Bonds-2015	362-3500-552-6404	302,675	289,307	Construction	Mar-16
Korampai Soccer Fields	101314	Parks GO Bonds-2015	362-3500-552-6405	254,745	35,205	Planning	Sep-16
Linkage Trails - Echo Village	101315	Parks GO Bonds-2015	362-3500-552-6406	204,800	11,955	Engineering	Aug-16
Lions Junction	101316	Parks GO Bonds-2015	362-3500-552-6407	1,957,800	1,926,480	Construction	May-16
Mercer Fields	101317	Parks GO Bonds-2015	362-3500-552-6408	677,610	450	Planning	Aug-19
Northam Complex	101318	Parks GO Bonds-2015	362-3500-552-6409	747,090	439,635	Construction	Mar-16
Oak Creek Park	101319	Parks GO Bonds-2015	362-3500-552-6410	458,415	4,200	Planning	Nov-16
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Project	Project #	Funding	Acct #	Project Budget	Actual Commit / Spent	Status	Scheduled Completion
Prairie Park	101321	Parks GO Bonds-2015	362-3500-552-6412	\$ 440,000	\$ 500	Planning	Jan-17
Sammons Community Center	101322	Parks GO Bonds-2015	362-3500-552-6413	1,750,000	133,989	Planning	Apr-17
Scott & White Park	101323	Parks GO Bonds-2015	362-3500-552-6414	300,590	11,665	Planning	Sep-16
Southwest Community Park	101324	Parks GO Bonds-2015	362-3500-552-6415	3,330,000	-	Planning	Nov-17
Western Hills Park	101325	Parks GO Bonds-2015	362-3500-552-6416	302,140	3,795	Planning	Jan-17
Wilson Basketball Cover	101326	Parks GO Bonds-2015	362-3500-552-6417	203,770	198,160	Construction	Jul-16
Wilson Football Field	101327	Parks GO Bonds-2015	362-3500-552-6418	611,375	511,243	Construction	Sep-16
Wilson Recreation Center	101328	Parks GO Bonds-2015	362-3500-552-6419	1,300,000	86,514	Engineering	Feb-17
Wilson South	101329	Parks GO Bonds-2015	362-3500-552-6420	789,755	320	Planning	Sep-18
Summit - Racquetball Improvements	101436	BUDG-15	110-3250-551-6310	19,850	18,374	Complete	Dec-15
Bend of River Master Plan	101465	GRANT	260-3500-552-2623	150,000	-	Planning	Sep-16
Linkage Trails - Windham Trail	101466	Parks GO Bonds-2015	362-3500-552-6406	285,200	-	Planning	Jun-16
Parks Deferred Maintenance	350009	DESCAP	351-3500-552-2311 351-3500-552-2324 351-3500-552-6310	103,844	96,198	Planning	TBD
Total Parks & Recreatio	n			\$ 28,514,622	\$ 5,858,861		
Southeast Industrial Park {Engineering Only}	100258	RZ	795-9500-531-6317 795-9700-531-6317 795-9700-531-6828	265,200	265,200	Complete	Dec-15
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	Substantially Complete	Feb-16
Rail Maintenance	100692	RZ	795-9500-531-6514	524,521	146,617	In Progress	TBD
Road/Sign Maintenance	100693	RZ	795-9500-531-6317	608,574	210,885	In Progress	TBD
Avenue R {West of 25th Street to East of 19th Street}	100696	RZ	795-9500-531-6553 795-9700-531-6553 795-9800-531-6553	3,127,710	3,055,952	Construction	Feb-16
Rail Safety Zone - Downtown Improvements	100697	RZ	795-9500-531-2539 795-9500-531-6528	1,194,032	1,154,567	Complete	Nov-15
Airport Corporate Hangar, Phase II	100811	RZ	795-9500-531-6558	450,000	306,835	Engineering	Sep-16
Pepper Creek Reg Detention Pond	100994	RZ	795-9500-531-6562	1,139,201	1,139,201	Construction	Feb-16
Temple Industrial Park - Research Pkwy {IH35 to Wendland Ultimate - Design & ROW Only}	101000	RZ	795-9500-531-6863 795-9800-531-6863	4,705,000	1,613,194	Engineering	Apr-18
Temple Industrial Park - Research Pkwy {Wendland to McLane Pkwy - Design & ROW Only}	101001	RZ	795-9800-531-6864	2,260,000	741,579	Engineering	Apr-18
Corporate Campus Park - Bioscience Trail Connection to Airport (Extending Trail to 36)	101002	RZ	795-9500-531-6865 795-9800-531-6865	2,754,900	350,000	Engineering	Dec-16
Corporate Campus Park - McLane Pkwy/Research Pkwy Connection	101003	RZ	795-9500-531-6866 795-9800-531-6866	3,885,108	3,881,721	Construction	Feb-16
Corporate Campus Park - Research Pkwy {McLane Pkwy to Cen Pt Pkwy - Construction}	101004	RZ	795-9800-531-6881	1,500,000	521,372	Engineering	Apr-18
Crossroads Park @ Pepper Creek Trail	101005	RZ	795-9500-531-6867 795-9800-531-6867	2,675,000	365,937	Engineering	Sep-17
Synergy Park - Entry Enhancement	101006	RZ	795-9800-531-6868	500,000	-	On Hold	TBD
Downtown - Santa Fe Plaza (Design & Land Acquisition)	101008	RZ	795-9500-531-6870 795-9800-531-6870	3,526,400	1,182,410	Engineering	TBD
TMED - Loop 363 Frontage {UPRR to 5th TRZ Portion}	101010	BUDG-15 RZ	110-3400-531-6310 795-9500-531-6872 795-9800-531-6872	6,810,000	6,159,343	On Hold	TBD

Project	Project #	Funding	Acct #	Project Budget	Actual Commit / Spent	Status	Scheduled Completion
TMED - 31st St./Loop 363 Improvements/Monumentation	101011	RZ	795-9800-531-6873	\$ 2,170,000	\$ 344,980	Engineering	TBD
TMED - Avenue U Ave to 1st	101012	RZ	795-9500-531-6874 795-9800-531-6874	6,430,000	2,266,228	Engineering	Apr-17
TMED - Master Plan {Health Care Campus}	101013	RZ	795-9800-531-6875	125,000	104,850	Engineering	Mar-16
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	572,759	547,759	Construction	Feb-16
Airport Enhancement Project (Fuel Farm Loop Roadway, Terminal Access Enhancements, Entry Landscaping & Signage, NW Parking & Entrance)	101019	RZ	795-9500-531-6880 795-9800-531-6880	3,489,279	3,489,279	Construction	Feb-16
N Lucius McCelvey Ext	101252	RZ	795-9500-531-6564	2,294,576	2,279,420	Construction	Feb-16
Santa Fe Market Trail	101262	RZ	795-9500-531-6566	2,690,000	88,788	Planning	TBD
Veteran's Memorial Boulvard, Phase II	101263	RZ	795-9500-531-6567	1,675,000	896,700	Engineering	TBD
Northern Y Rail Project	101456	RZ	795-9500-531-6563	1,500,000	-	Planning	TBD
R & D Rail Tracks {Preliminary Design & ROW Only}	101457	RZ	795-9500-531-6568	550,000	-	Planning	TBD
31st Street Sidewalks	101458	RZ	795-9500-531-6315	350,000	-	Planning	TBD
Total Reinvestment Zone No. 1	Projects	<u> </u>		\$ 58,757,260	\$ 32,042,816		
Kegley Road Improvements	100346	CO-14	365-3400-531-6888	101,600	101,600	Engineering	TBD
Tarver Road Extension to Old Waco (Design & ROW)	100392	CO-08 CO-14	361-3400-531-6847 365-3400-531-6885	358,280	155,780	Engineering	TBD
Tarver Road Extension to Old Waco (Sidewalk Project)	100392	CO-14	365-3400-531-6885	47,500	47,500	Engineering	Jun-16
Northwest Loop 363 Improvements {PTF} (\$20,000,000 Category 12)	100681	TxDOT/PTF Bonds CO-08 UR-10	261-3400-531-2587 261-3400-531-2588 361-3400-531-2588 561-5200-535-6940	50,756,886	49,727,947	Substantially Complete	Feb-16
Ave U - Scott & White to 1st/13th- 17th	100718	CO-12 UR-15	365-3400-531-6874 561-5200-535-6969	3,608,997	96,540	Engineering	May-17
D'Antonie's Crossing Subdivision - Sidewalks	100943	DESCAP	351-3400-531-6315	64,500	64,500	Cost Sharing Agreement Authorized	TBD
Hogan Road Improvements (Street Perimeter Fees)	100952	CO-12	365-3400-531-6858	77,650	-	Engineering	Dec-16
Legacy Pavement Preservation Program FY 2015	100955	CO-14	365-3400-531-6527	3,003,377	3,003,361	Complete	Oct-15
Legacy Pavement Preservation Program FY 2016	100955	CO-16	365-3400-531-6527	5,425,000	-	Planning	Oct-16
Western Hills - Roadway Improvements	100967	CO-12	365-3400-531-6858	4,800,689	4,790,468	Construction	Dec-16
Prairie View (Research to N Pea Ridge), Ph 1	100984	CO-12	365-3400-531-6862	8,286,751	8,277,118	Construction	Apr-16
Gateway Monument Sign	101091	CO-14 GRANT	110-3400-531-6310	190,000	-	Planning	TBD
S. 23rd Street Extension {TCIP}	101107	CO-12 Util-RE UR-15	365-3400-531-6882 520-5900-535-6361 561-5400-535-6882	785,849	649,041	Complete	Dec-15
Outer Loop - Phase 3 {TCIP}	101121	CO-12 CO-14	361-3400-531-6813 365-3400-531-6813	3,641,929	3,591,313	Construction	Feb-16
S. Pea Ridge Road (Hogan to Poison Oak)	101214	CO-14	365-3400-531-6860	140,000	-	On Hold	TBD
Poison Oak - Phase I {Design & ROW}	101215	CO-14	365-3400-531-6886	358,206	-	On Hold	TBD
S. 1st St @ W Ave R/W Ave U	101225	CO-14	365-2800-532-6810	300,000	243,156	Engineering	Feb-16
East Temple - Greenfield	101234	CO-12	365-3400-531-6884	90,792	-	Planning	TBD
Summit - Drainage Improvements {Design}	101254	BUDG-15	110-5935-552-6310	17,970	17,970	Engineering	Mar-16

			_		Actual Commit /	Status	Scheduled
Project Prairie View (N Pea Ridge to FM 2483), Ph 2	Project # 101257	Funding CO-14	Acct # 365-3400-531-6862	Project Budget \$ 894,460	\$ 894,460	Engineering	Completion TBD
{Design & ROW}	104404	CDDC	260 6400 574 0045	75.000			TDD
Sidewalk/Transportation Enhancement	101434	CDBG	260-6100-571-6315	75,000		Planning	TBD
N. 31st Street Sidewalks	101440	GRANT RZ	260-3400-531-6315 795-9500-531-6315	421,143	74,514	Bidding Construction	Aug-16
Meadows, Phase IV - Tanglehead Development - KAM Homebuilders	101467	CO-14	365-3400-531-6889	78,000	78,000	Cost Sharing Agreement Authorized	TBD
Sidewalk Replace at 6102 W Adams, Boeselt Group Properties, Inc.	101470	BUDG-16	351-3400-531-6315	11,883	11,882	Cost Sharing Agreement Authorized	TBD
Total Streets / Related Facil	lities			\$ 83,536,462	\$ 71,825,150		1
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	2,328,540	2,263,409	Construction	Mar-16
South Temple Water System Improvements: Pipeline, Storage Tank, and Pump Station	100333	UR-08	561-5200-535-6909	885,547	885,547	On Hold	TBD
Utilities Relocation - Tarver to Old Waco	100391	UR-08	561-5200-535-6936	34,000	34,000	On Hold	TBD
TB WWTP Expansion, Phase I	100584	UR-10	561-5500-535-6938	1,464,324	1,004,423	Engineering	Nov-16
Water Line Replacement - Charter Oak	100608	UR-15	561-5200-535-6939	5,769,144	2,753,052	Construction	Dec-16
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	Construction	TBD
I-35 Utility Relocation Project {South Loop 363 to Nugent- Engineering Only}	100687	TxDOT	520-5900-535-6618	557,690	492,690	Construction	TBD
I-35 Utility Relocation Project {Nugent to North Loop 363- Engineering Only}	100688	TxDOT	520-5900-535-6618	467,190	404,675	Construction	TBD
Leon River Interceptor	100851	UR-10	561-5400-535-6941	1,122,880	817,770	Engineering	Feb-17
Western Hills - Utility Improvements	100967	Util-RE UR-15	520-5900-535-6521 561-5200-535-6950	2,151,506	2,151,506	Construction	Dec-16
Prairie View (Research to N Pea Ridge), Ph 1	100984	UR-15	561-5200-535-6862	742,450	742,450	Construction	Apr-16
N Loop 363 / IH35 Utility Improvements	100986	Util-RE	520-5900-535-6521 520-5900-535-6110	2,244,280	2,004,006	Construction	Apr-16
Rplc Hickory LS Pump	100991	UR-15	561-5400-535-6905	496,749	496,748	Construction	Feb-16
Utility Improvements (Greenfield Development) - FY 2014	101064	BUDG-U	520-5000-535-6370	342,893	-	Engineering	TBD
Water Line Replacement - along Lamar from 7th Street to Nugent Tank	101082	UR-15	561-5200-535-6949	572,510	572,510	Complete	Oct-15
Westfield Boulevard - Utility Improvements	101084	UR-15	561-5400-535-6948	291,170	291,170	Complete	Oct-15
Temple-Belton WWTP Expansion	101086	Util_RE UR-15	520-5900-535-6310 561-5500-535-6938	1,100,000	1,006,166	Engineering	Jul-16
WTP Rehabilitation Project - #1	101087	UR-15	561-5100-535-6954	1,000,000	242,832	Engineering	TBD
WTP Rehabilitation Project - #2	101088	UR-15	561-5100-535-6954	1,000,000	-	On Hold	TBD
Generator Design	101089	BUDG-U UR-15	520-5123-535-6310 561-5100-535-6960	1,713,673	83,060	Engineering	Nov-16
Water Line Improvement Projects - FY 2014	101090	BUDG-U	520-5200-535-6357	1,111,270	1,041,594	Complete	Dec-15
Outer Loop - Phase 3 {Utilities}	101121	Util-RE	520-5900-535-65-21	1,428,071	730,268	Engineering	Feb-16
Meadows @ Creekside Subdivision - Sidewalk, Utility Rerouting, Drainage Improvements	101135	BUDG-15	292-2900-534-6312	73,685	73,685	Complete	Dec-15
Meadows @ Creekside Subdivision - Sidewalk, Utility Rerouting, Drainage Improvements	101135	CO-14	365-3400-531-6863	9,208	9,208	Complete	Dec-15
Meadows @ Creekside Subdivision - Sidewalk, Utility Rerouting, Drainage Improvements	101135	BUDG-U	520-5000-535-6370	57,107	57,107	Complete	Dec-15
In-house sewer: Install Manhole	101175	BUDG-U	520-5400-535-6359	20,000	-	On Hold	TBD
In-house sewer: W Irvin Ave - W French Ave	101176	BUDG-U	520-5400-535-6359	57,422	3,011	On Hold	TBD
In-house sewer: E Houston Ave - E French Ave	101177	BUDG-U	520-5400-535-6359	134,100	-	On Hold	TBD
							(Continued)

Project	Project #	Funding	Acct #	Project Budget	Actual Commit / Spent	Status	Scheduled Completion
In-house sewer: Ave B and 24th Street	101178	BUDG-U	520-5400-535-6359	\$ 98,161	\$ 21,311	On Hold	TBD
Cycle Stop Valves or Variable Frequency Drive Units for High Service Pumps Discharge	101179	BUDG-U	520-5100-535-6310	100,000	850	On Hold	TBD
Repair and Replace Pumps, Drives and Valves	101180	BUDG-U	520-5100-535-6310	120,000	58,223	Construction	TBD
Rplc Parts - Membrane Plant	101181	BUDG-U	520-5121-535-6211	100,000	37,344	On Hold	TBD
Rplc Membrane Modules	101182	BUDG-U	520-5121-535-6310	437,600	57,549	On Hold	TBD
Water/Wastewater Replacement - 2nd & 4th; Ave C to Adams Ave	101186	Util-RE	520-5900-535-6521	642,000	83,715	On Hold	TBD
WL Rehab - Bird Creek Basin	101189	BUDG-U	520-5460-535-6361	1,000,000	-	On Hold	TBD
SLR - Barton Ave to E French Ave	101192	Util-RE UR-15	520-5900-535-6361 561-5400-535-6957	731,636	731,197	Construction	Mar-16
SLR - N 5th St to Jackson Creek	101193	Util-RE	520-5900-535-6361	375,000	73,710	Engineering	Jul-16
Waterline Improvements - S 22nd St - Ave H to Ave I	101194	Util-RE	520-5900-535-6357	325,000	32,286	Bidding Construction	Apr-17
SLR - S 18th St - Ave H South	101195	Util-RE UR-15	520-5900-535-6361 561-5400-535-6962	639,726	79,201	Bidding Construction	Apr-17
SLR - S 20th St - Ave H Deadend	101196	Util-RE UR-15	520-5900-535-6361 561-5400-535-6963	700,064	76,028	Bidding Construction	Apr-17
WW Master Plan Update	101197	Util-RE	520-5900-535-2616	600,000	-	On Hold	TBD
WTP - Airport & Range Rd Tank	101198	Util-RE	520-5900-535-6522	1,417,348	1,402,102	Complete	Dec-15
WWL-McLane/Research Connector	101199	UR-15	561-5400-535-6956	800,000	144,885	Planning	Mar-16
WL Replace - 3rd/Irvin & Nugent	101200	UR-15	561-5400-535-6952	1,126,973	1,127,061	Construction	Jul-16
WL Replace - 3rd & 11th/Ave D to Ave H	101201	UR-15	561-5400-535-6964	610,000	-	On Hold	TBD
WL Replace - 3rd & 9th/Ave K to Ave N	101202	UR-15	561-5400-535-6965	550,000	-	On Hold	TBD
SLR - Ave M - Ave N & Dunbar Trunk	101203	Util-RE UR-15	520-5900-535-6361 561-5400-535-6966	652,000	80,391	Bidding Construction	Apr-17
WWL Replace - Avenue P	101204	UR-15	561-5400-535-6958	400,000	95,500	Engineering	Oct-16
WL Replace - Along E Adams	101205	UR-15	561-5400-535-6953	684,324	684,412	Construction	Jun-16
WTP - High Voltage Transfer MCC Replacement	101206	BUDG-U UR-15	520-5110-535-6222 561-5100-535-6931	867,000	380,770	Engineering	Oct-16
FY 2015 WL Improvements	101227	BUDG-U	520-5200-535-6357	310,590	-	Planning	TBD
FY 2015 SL Improvements	101228	BUDG-U	520-5400-535-6361	154,202	-	Planning	TBD
WL Improvements - N. Temple (Elm Creek)	101308	UR-15	561-5200-535-6955	1,500,000	672,036	Construction	Jul-16
In House Sewer: Bunker Hill-Patrick Henry; Yorktown- Betsy Ross	101406	BUDG-U	520-5400-535-6359	136,000	-	Planning	TBD
In House Sewer: Ticonderoga-West Point; Trenton- Liberty	101407	BUDG-U	520-5400-535-6359	187,000	-	Planning	TBD
In House Sewer: Lexington-Yorktown; Bunker Hill-Valley Forge	101408	BUDG-U	520-5400-535-6359	110,500	-	Planning	TBD
In House Sewer: Install Additional Man Holes in Sewer Collection System	101409	BUDG-U	520-5400-535-6359	20,000	6,684	Planning	TBD
WTP - Lagoon #1 Repair	101416	UR-15	561-5100-535-6967	750,000	-	Planning	TBD
FY 2016 Repair/Replace Pumps, Drives and Valves	101417	BUDG-U	520-5100-535-6310	120,000	-	Planning	TBD
FY 2016 Replacement Parts for Membrane Plant	101418	BUDG-U	520-5100-535-6211	100,000	-	Planning	TBD
FY 2016 Purchase Membrane Modules	101419	BUDG-U	520-5100-535-6310	504,000	-	Planning	TBD
WTP Membrane Plant - Repaint Piping, Floors, and Concrete Slab	101420	BUDG-U	520-5100-535-6310	125,000	-	Planning	TBD
	l						(Continued)

Project	Project #	Funding	Acct #	Project Budget	Actual Commit / Spent	Status	Scheduled Completion
WTP Maintenance Shop - Expand Shop for Additional Storage of Parts, Materials and Oil Drums	101421	BUDG-U	520-5100-535-6310	\$ 44,000	\$ -	Planning	TBD
WTP Membrane Plant - Upgrade Lab and Redesign to Provide More Counter & Storage Space	101422	BUDG-U	520-5100-535-6310	25,000	-	Planning	TBD
Ave G & Loop 363 Pump Stations - Install Overhead Monorail and Chain Hoist System	101433	BUDG-U	520-5100-535-6222	30,000	-	Planning	TBD
FY 2016 Waterline Improvement Projects	101435	BUDG-U	520-5200-535-6357	243,248	-	Planning	TBD
FY 2016 Sewer Line Improvement Projects	101439	BUDG-U	520-5400-535-6361	243,248	-	Planning	TBD
FY 2016 Approach Mains	101450	BUDG-U	520-5000-535-6369	500,000	-	Planning	TBD
WTP Conventional - Upgrades	101452	BUDG-U	520-5100-535-6310	109,172	-	Planning	TBD
WTP Mobile Computer & Software	101460	BUDG-U	520-5100-535-6211	12,621	12,621	Testing	Feb-16
Williamson Creek Basin - Sewer Line Replacement	101463	BUDG-15	520-5900-535-6361	14,250	-	Planning	TBD
Shallowford Lift Station Reconstruction & Relocation	101475	UR-15	561-5400-535-6905	641,530	641,530	Engineering	TBD
Jackson Park Vicinity Water & Wastewater Line Improvements	101476	UR-15	561-5400-535-6970	244,072	244,072	Engineering	TBD
Bird Creek Interceptor, Phase V	101477	UR-15	561-5400-535-6925	91,370	91,370	Engineering	TBD
Hidden Villages Subdivision Utility Extension	520004	Util-RE	520-5900-535-6366	54,685	54,685	Cost Sharing Agreement Authorized	TBD
Hills of Westwood, Phase IV, Utility Extension	540003	Util-RE	520-5900-535-6368	21,025	21,025	Cost Sharing Agreement Authorized	Feb-16

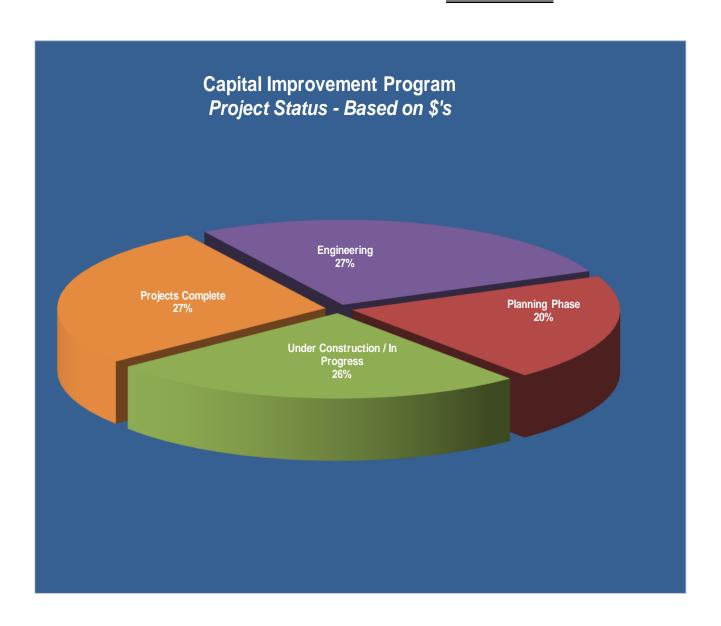
**Total Water & Wastewater Facilities** 

\$ 46,636,994 \$ 25,264,683

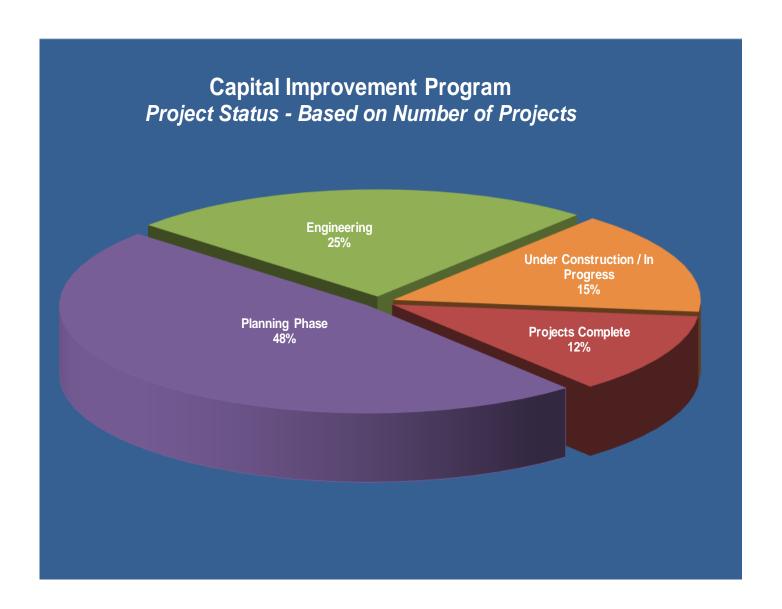
**Total Capital Projects** 

\$230,193,575 \$ 140,678,023

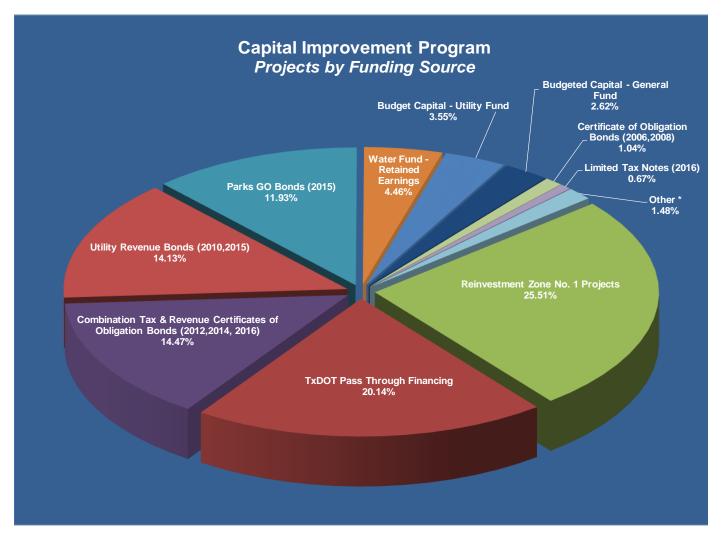
Total Estimated Costs of City Funded Projects	\$ 230,193,575
Planning Phase	 46,858,310
Engineering	62,543,774
Projects Complete	62,411,321
Under Construction / In Progress	\$ 58,380,170



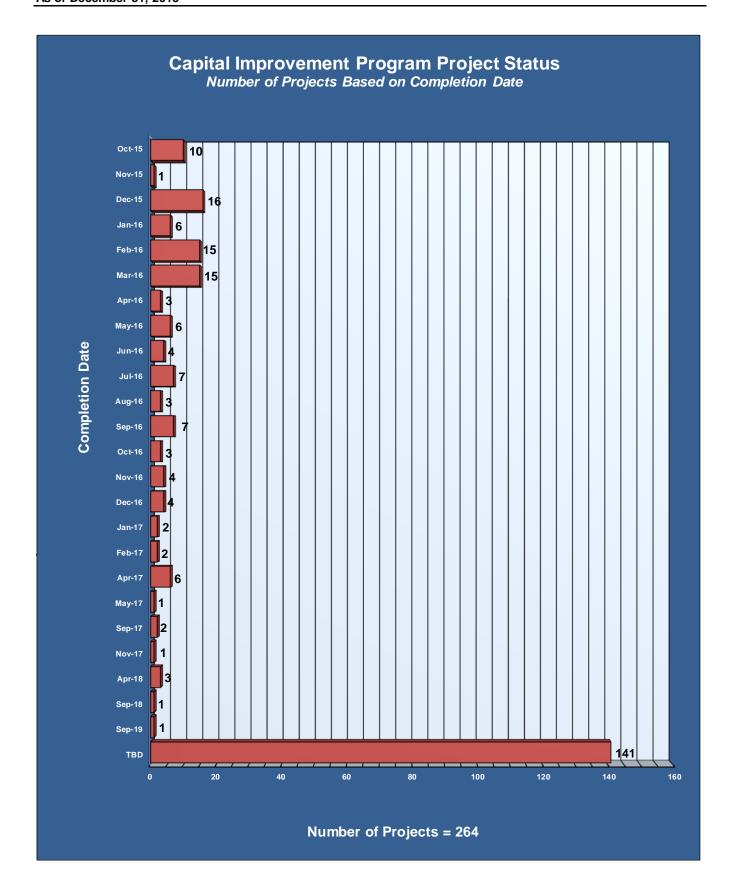
Total Number of Capital Improvement Projects	264
Projects Complete	32
Under Construction / In Progress	41
Engineering	65
Planning Phase	126



	1	otal Dollars	% of Total
Reinvestment Zone No. 1 Projects	\$	58,728,035	25.51%
TxDOT Pass Through Financing		46,356,278	20.14%
Combination Tax & Revenue Certificates of Obligation Bonds (2012,2014, 2016)		33,317,922	14.47%
Utility Revenue Bonds (2010,2015)		32,515,613	14.13%
Parks GO Bonds (2015)		27,454,735	11.93%
Water Fund - Retained Earnings		10,276,575	4.46%
Budget Capital - Utility Fund		8,180,230	3.55%
Budgeted Capital - General Fund		6,042,132	2.62%
Certificate of Obligation Bonds (2006,2008)		2,396,886	1.04%
Limited Tax Notes (2016)		1,536,995	0.67%
Grant Funds *		1,265,618	0.55%
TxDOT Reimbursable Utility Agreements *		1,218,120	0.53%
Hotel-Motel Fund - Designated from Fund Balance *		501,572	0.22%
General Fund - Designated from Fund Balance/Other *		357,524	0.16%
General Obligation Bonds (2009) - Fire *		45,340	0.02%
Total Capital Improvement Projects (by funding source)	\$	230,193,575	100.00%

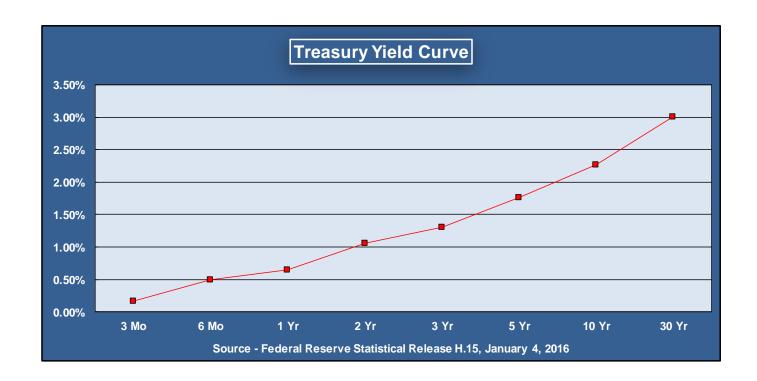


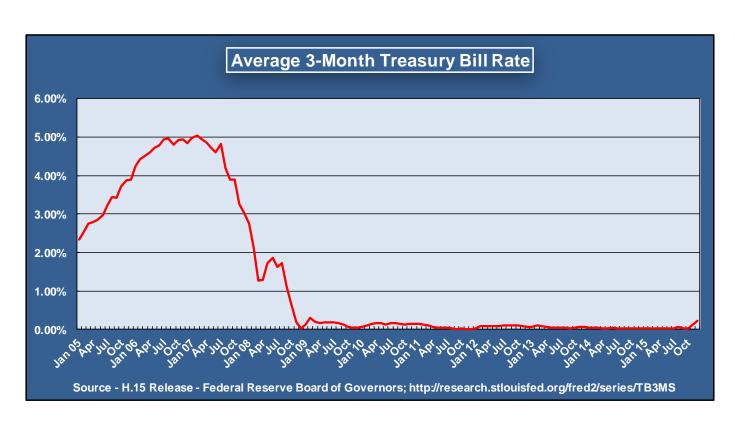
<sup>\*</sup>Funding source is reflected in "other" on graph



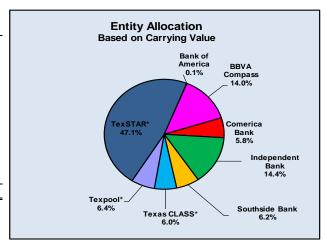


The Public Funds Investment Act, Chapter 2256 of the Texas Government Code, requires the investment officer to prepare and submit a written report of investments to the governing body of the entity not less than quarterly.





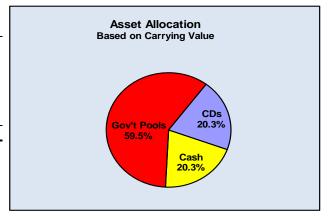
	Carrying		Bank Balance/	
		Value		Fair Value
Entity Allocation				
Bank of America	\$	151,967	\$	151,967
BBVA Compass		24,283,631		24,866,540
Comerica Bank		10,167,912		10,167,912
Independent Bank		25,109,283		25,109,283
Southside Bank		10,805,288		10,805,288
Texas CLASS*		10,424,521		10,424,521
Texpool*		11,097,547		11,097,547
TexSTAR*		81,960,877		81,960,877
Gov't Securities				-
	\$	174,001,026	\$	174,583,935



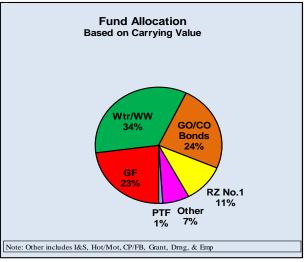
	Carrying		В	ank Balance/		
	Value			Fair Value		
Asset Allocation						
Cash	\$	35,240,886	\$	35,823,795		
Gov't Pools		103,482,945		103,482,945		
CDs		35,277,195		35,277,195		
T-Bills		-		-		
Agencies		-		_		
	\$	174.001.026	\$	174.583.935		

Carridae

Book Bolones



			% of
	Carrying		Carrying
		Value	Value
Fund Allocation			
General Fund (GF)	\$	39,897,552	22.93%
Water & Wastewater (Wtr/WW)		59,570,108	34.24%
GO Interest & Sinking (I&S)		8,350,140	4.80%
Hotel / Motel (Hot/Mot)		1,272,890	0.73%
Capital Projects - GO/CO Bond			
Program (GO/CO Bonds)		42,149,082	24.22%
Capital Projects - Designated			
Fund Balance (CP/FB)		(50,849)	-0.03%
PTF Project Fund (PFT)		1,839,275	1.06%
Federal / State Grant Fund (Grant)		(105,485)	-0.06%
Drainage (Drng)		1,923,751	1.11%
Employee Benefits Trust (Emp)		451,365	0.26%
Reinvestment Zone No.1 (RZ No.1)		18,703,197	10.75%
	\$	174,001,026	100.00%



<sup>\*</sup> The City's investments in local government investment pools are stated at carrying value, which also represents the value of the investments upon withdrawal.

Accordingly, carrying and fair value are reported as the same amount.

December 31, 2015							
Type	Par Value	Term* (Days)	Yield %	Maturity Date	Carrying Value	Fair Value	· vs ying
Independent Bank CD	\$ 10,033,942	92	0.4500	01-Apr-16	\$ 10,036,417	\$ 10,036,417	\$ -
Independent Bank CD	10,041,496	183	0.5500	01-Jul-16	10,044,522	10,044,522	-
Independent Bank CD	5,026,416	369	0.7000	03-Jan-17	5,028,344	5,028,344	-
Comerica Bank CD	5,075,890	403	0.9500	06-Feb-17	5,079,325	5,079,325	-
Comerica Bank CD	5,084,747	491	1.0600	05-May-17	5,088,587	5,088,587	-
TexPool Investment Pool	11,097,547	78	0.1863	-	11,097,547	11,097,547	-
TexSTAR Investment Pool	81,960,877	75	0.1868	-	81,960,877	81,960,877	-
Texas CLASS Investment Pool	10,424,521	52	0.2900	-	10,424,521	10,424,521	-
Bank of America Money Market	151,967	1	0.1500	-	151,967	151,967	N/A
BBVA Compass Cash	7,112,451	1	0.0000	-	7,112,451	7,695,360	N/A
BBVA Compass Money Market	17,171,180	1	0.1500	-	17,171,180	17,171,180	N/A
Southside Bank Money Market	 10,805,288	1	0.3200	-	10,805,288	 10,805,288	N/A
	\$ 173,986,322				\$ 174,001,026	\$ 174,583,935	\$ -

Fair Value as a % of Carrying Value

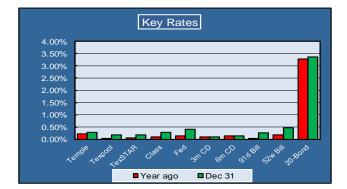
100.00%

Weighted Average						
Maturity	96.26 Days	0.29%_ Yield				

Rate	Year ago	Dec 31
City of Temple	0.21	0.29
Texpool	0.04	0.19
TexSTAR	0.05	0.19
Texas Class	0.10	0.29
Fed funds	0.13	0.40
CDs: Three months	0.09	0.09
CDs: Six months	0.13	0.14
T- bill 91-day yield	0.03	0.26
T- bill 52-week yield	0.17	0.47
Bond Buyer 20- bond		
municipal index	3.29	3.37

Traci L. Barnard Director of Finance

Melissa Przybylski Assistant Director of Finance



Stacey Reisner Treasury Manager

Bronda M. Scally

Rhonda M. Scally Senior Accountant

<sup>\*</sup> The term reported for the City's investments in local government investment pools is stated as the pools weighted average maturity in days.

						Ca	rrying Value		
Туре		Par Value	<u>Maturity</u>	9/30/2015		12/31/2015		Increase / (Decrease)	
Independent Bank CD	\$	10,033,942	01-Apr-16	\$	10,025,046	\$	10,036,417	\$	11,371
Independent Bank CD		10,041,496	01-Jul-16		10,030,616		10,044,522		13,906
Independent Bank CD		5,026,416	03-Jan-17		5,019,488		5,028,344		8,856
Comerica Bank CD		5,075,890	06-Feb-17		5,067,181		5,079,325		12,144
Comerica Bank CD		5,084,747	05-May-17		5,075,015		5,088,587		13,572
TexPool Investment Pool		11,097,547	-		6,167,086		11,097,547		4,930,461
TexSTAR Investment Pool		81,960,877	-		81,932,451		81,960,877		28,426
Texas CLASS Investment Pool		10,424,521	-		2,767,663		10,424,521		7,656,858
Bank of America Money Market		151,967	-		3,074,840		151,967		(2,922,873)
BBVA Compass Cash		7,112,451	-		6,622,404		7,112,451		490,047
BBVA Compass Money Market		17,171,180	-		19,164,390		17,171,180		(1,993,210)
Southside Bank Money Market		10,805,288	-		10,797,814		10,805,288		7,474
	\$	173,986,322		\$	165,743,994	\$	174,001,026	\$	8,257,032

			Fair Value					
	Par						ı	ncrease /
Туре	 Value	Maturity		9/30/2015	12/31/2015		(Decrease)	
Independent Bank CD	\$ 10,033,942	01-Apr-16	\$	10,025,046	\$	10,036,417	\$	11,371
Independent Bank CD	10,041,496	01-Jul-16		10,030,616		10,044,522		13,906
Independent Bank CD	5,026,416	03-Jan-17		5,019,488		5,028,344		8,856
Comerica Bank CD	5,075,890	06-Feb-17		5,067,181		5,079,325		12,144
Comerica Bank CD	5,084,747	05-May-17		5,075,015		5,088,587		13,572
TexPool Investment Pool	11,097,547	-		6,167,086		11,097,547		4,930,461
TexSTAR Investment Pool	81,960,877	-		81,932,451		81,960,877		28,426
Texas CLASS Investment Pool	10,424,521	-		2,767,663		10,424,521		7,656,858
Bank of America Money Market	151,967	-		2,998,428		151,967		(2,846,461)
BBVA Compass Cash	7,112,451	-		7,040,019		7,695,360		655,341
BBVA Compass Money Market	17,171,180	-		19,164,390		17,171,180		(1,993,210)
Southside Bank Money Market	10,805,288	-		10,797,814		10,805,288		7,474
	\$ 173,986,322		\$	166,085,197	\$	174,583,935	\$	8,498,738

Investments with a \$0 Carrying and Fair Value at 9/30/2015 were purchased after 9/30/2015.



# Supplemental Information

#### Supplemental Information includes ...

Fund Balance Reserves/Designations – General Fund	74
Expenditures of Federal and State Awards	76
Awards of Federal & State Grants by Project Type	78
Hotel/Motel Tax Receipts by Reporting Entity	79
Historical Sales Tax Revenue by Month	80
Parks Escrow Deposits by Addition Name	81

		Counci	I Approved	
			Appropriation	
	Balance		Increase	Balance
	10/01/15	Reallocation	(Decrease)	12/31/15
CAPITAL PROJECTS:				
Various Projects:				
Assistance to Firefighters Grant Program (AFG) 10% Grant Match {01/21/1	6 \$ -	\$ 46,363	\$ -	\$ 46,363
TOTAL Various Projects		46,363		46,363
2015/2016 Budgetary Supplement-Capital/SIZ/TEDC Matrix:				
Capital Equipment Purchases	2,095,522	-	(2,095,522)	-
TEDC Matrix Allocation	700,000		(700,000)	
TOTAL BUDGETARY SUPPLEMENT	2,795,522		(2,795,522)	
TOTAL - PROJECT SPECIFIC	2,795,522	46,363	(2,795,522)	46,363
CAPITAL PROJECTS -				
***ASSIGNED***	2,124,816	(46,363)	(134,241)	1,944,212
TOTAL CAPITAL PROJECTS	¢ 4,020,229	¢	¢ (2,020,762)	\$ 1.990.575
IOTAL CAPITAL PROJECTS	\$ 4,920,338	\$ -	\$ (2,929,763)	, ,===,==
				(Continued)

#### Schedule of Fund Balance - General Fund

December 31, 2015

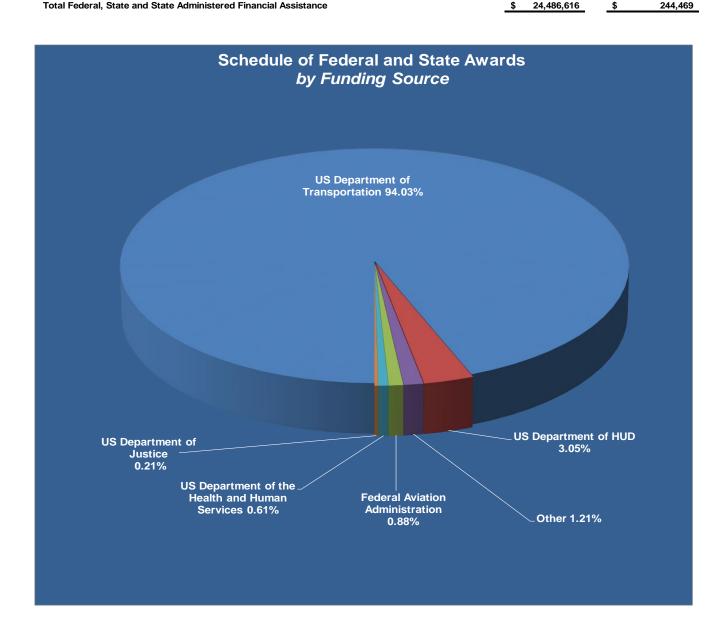
		Council	Approved		
			Appropriation		
	Balance		Increase	Balance	
	10/01/15	Reallocation	(Decrease)	12/31/15	
Other Fund Balance Classifications:					
Encumbrances:	\$ 2,106,551	\$ -	\$ (2,106,551)	\$ -	
Nonspendable:					
Inventory & Prepaid Items	375,039	-	-	375,039	
Restricted for:					
Rob Roy MacGregor Trust - Library	12,790	-	(1,500)	11,290	
Drug enforcement (Seized Funds)	345,852	-	(55,490)	290,362	
Municipal Court Restricted Fees	617,769	-	-	617,769	
Vital Statistics Preservation Fund	48,504	-	-	48,504	
Public Safety	32,975	-	-	32,975	
Public Education Government (PEG) Access Channel	155,432	-	(10,500)	144,932	
Assigned to:					
Technology Replacement	420,476		(201,484)	218,992	
Budgeted decrease in Fund Balance	-	\$ -	\$ (5,305,288)	5,305,288	
Unassigned: { 4 months operations }	18,293,530			18,293,530	
Total Fund Balance	\$ 27,329,256			\$ 27,329,256	

Table II

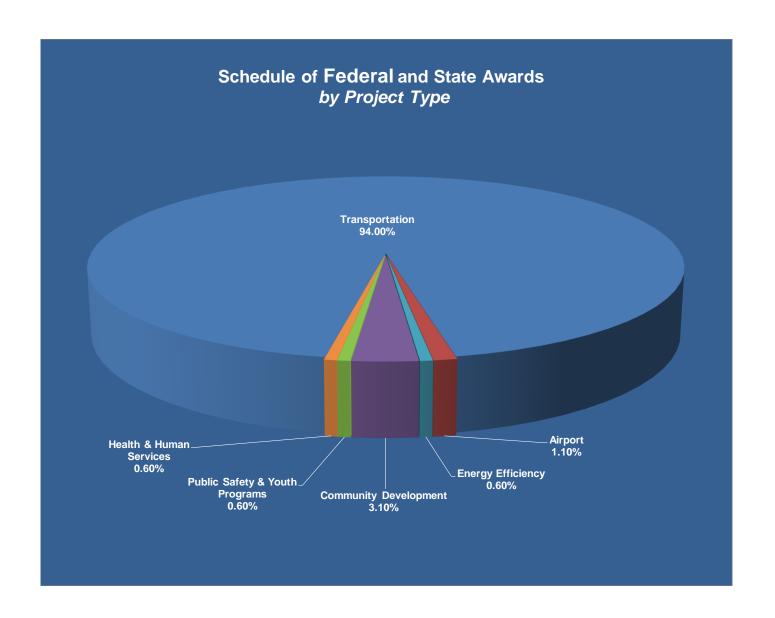
SCHEDULE OF EXPENDITURES OF FEDERAL AND STATE AWARDS
For the three months ended December 31, 2015

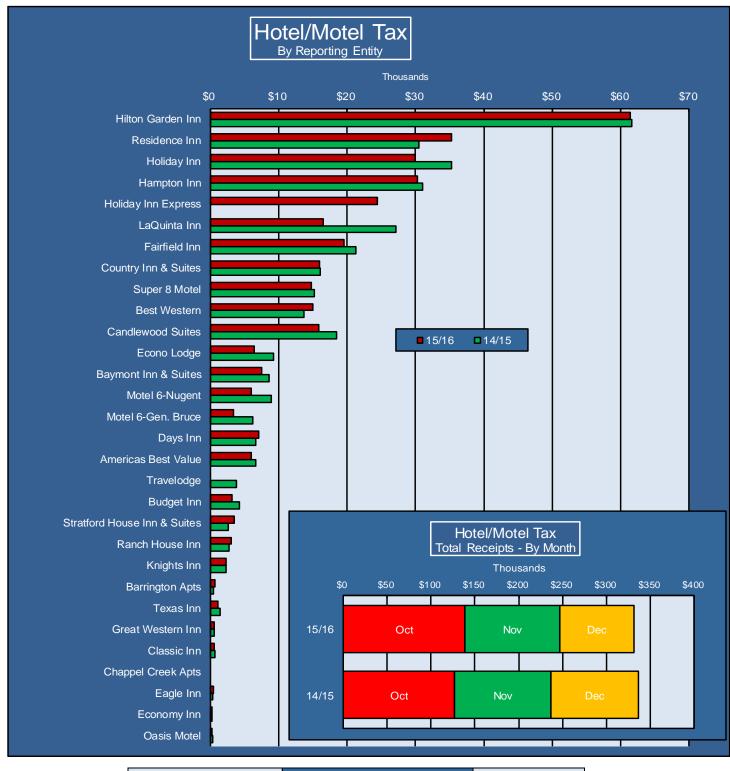
Federal/State Grantor Agency or Pass-Through Program Title	Federal CFDA Number	Grant Number	Program or Award Amount	Program Expenditures	Program Expenditures		
Federal Assistance:							
U.S. Department of H.U.D.							
CDBG 2014	14.218	B-14-MC-48-0021	\$ 390,268	\$ 60,3	316		
CDBG 2015	14.218	B-15-MC-48-0021	357,357		-		
IIO Beredon de (III en la documenta				60,3	316		
U.S. Department of Homeland Security							
Texas Department of Public Safety:							
Civil Defense	97.042	16TX-EMPG-1142	39,988		997 997		
U.S. Department of Justice				9,	991		
2015 Bullet Proof Vests Grant	16.607	2015-BU-BX-13069168	27,920		_		
			,		-		
Equitable Sharing Program	16.922	TX0140700	24,504	24 !	504		
Equitable Sharing Program	10.922	170140700	24,504	24,5			
U.S. Department of Health and Human Services							
2016 Community Health Related to Contamination at Land Reuse/Brownfield Sites Grant	02.07	1E11TS000265-01	150,000				
Reuse/Brownineid Sites Grant	93.07	1E1115000205-01	150,000	-	÷		
				-			
U.S. Department of Transportation							
Texas Department of Transportation:							
Pass-Through Agreement	20.205	0320-06-001	16,555,000		-		
Transportation Alternatives Project North 31st.	20.205	0909-36-150	234,064		-		
					-		
Institute of Museum and Library Services							
Texas State Library and Archives Commission							
Interlibrary Loan Program	45.310	LS-00-13-0044-13	5,238		238 238		
				<u> </u>			
State Assistance:							
Office of the Attorney General							
Chapter 59 Asset Forfeitures	-	-	21,005		005		
				21,0	005		
Office of the Governor - Criminal Justice Division							
Crisis Assistance Program	_	_	21,694	5.	178		
Choic / Colotanos i rogram			21,001	·	178		
Texas Commission on Environmental Quality							
Texas Natural Gas Vehicle Grant Program	-	582-13-32486-1795	150,000	75,9			
				75,9	975		
Texas Department of Transportation							
2016 Routine Airport Maintenance Program (RAMP)	_	M1609TEMP	50,000		_		
2010 Rodine / Inport Maintenance / Togram (To Will)		WITOOSTEWN	30,000				
					_		
Texas A&M Forest Service			0.000				
TIFMAS Grant Assistance Program	-	-	2,220				
Texas State University System					<u> </u>		
Texas School Safety Center							
Tobacco Prevention and Community Services Division	-	-	5,025	1.9	950		
Tobacco Enforcement Program					950		
					_		
Total Federal and State Financial Assistance			\$ 18,034,283	\$ 204,7	163		

Federal/State Grantor	Federal			Program		
Agency or Pass-Through	CFDA	Grant		or Award	F	Program
Program Title	Number	Number		Amount	Ex	penditures
State Administered Financial Assistance						
Texas Department of Transportation - Aviation Division						
Capital Improvement Program - Airport Master Plan	-	15MPTMPLE	\$	215,683	\$	40,306
U.S. Department of Transportation						
Texas Department of Transportation:						
Loop 363 & Spur 290 (1st Street)						
Phase I Intersection Reconstruction	20.205	0184-04-046		6,236,650		-
Total State Administered Financial Assistance				6,452,333		40,306
Total Fodoral State and State Administered Financial A	ssistanco		¢	24 496 616	¢	244.460



Transportation	\$ 23,025,714
Airport	265,683
Energy Efficiency	150,000
Community Development	747,625
Public Safety & Youth Programs	147,594
Health & Human Services	150,000
	\$ 24,486,616

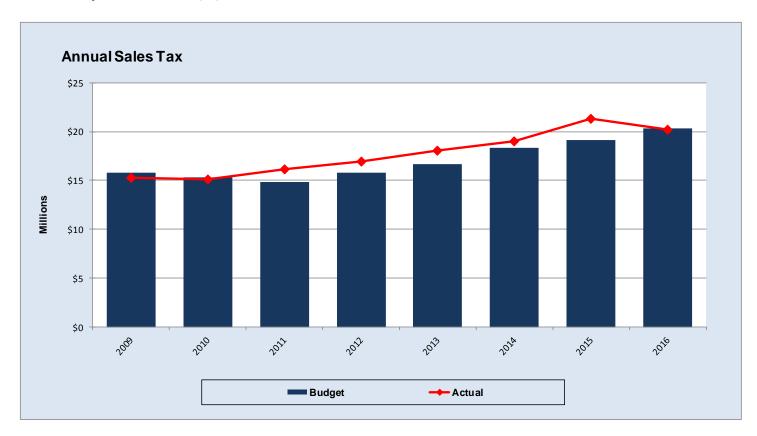




		Hotel/M		
	# Reporting			
Fiscal Year	at 12/31	Actual YTD	Budget	% of Budget
15/16	29	\$334,646	\$1,459,320	22.93%
14/15	30	\$336,283	\$1,391,500	24.17%

									% Increase
	FY	(Decrease)							
Month	09	10	11	12	13	14	15 *	16	16 Vs. 15
Oct	\$ 1,485,778	\$ 1,422,026	\$ 1,511,535	\$ 1,519,727	\$ 1,534,807	\$ 1,675,339	\$ 3,489,994	\$ 1,857,540	-46.78%
Nov	1,165,941	1,070,438	1,128,208	1,167,140	1,392,450	1,479,695	1,566,784	1,524,999	-2.67%
Dec	1,113,925	1,055,403	1,165,367	1,214,504	1,462,327	1,419,763	1,430,286	1,514,737	5.90%
Jan	1,691,046	1,724,078	1,797,063	1,861,602	1,838,329	1,960,221	2,213,612	2,260,144	2.10%
Feb	1,094,010	1,085,180	1,059,335	1,157,552	1,258,123	1,433,592	1,457,610	1,511,396	3.69%
Mar	1,054,277	1,051,792	1,284,123	1,299,150	1,414,245	1,400,219	1,421,812	1,474,276	3.69%
Apr	1,509,532	1,593,190	1,599,804	1,645,580	1,687,794	1,835,107	1,826,749	1,894,156	3.69%
May	1,212,407	1,153,658	1,223,805	1,271,981	1,317,625	1,489,931	1,486,686	1,541,544	3.69%
Jun	1,099,533	1,138,979	1,182,645	1,476,697	1,478,838	1,493,886	1,461,142	1,515,058	3.69%
Jul	1,550,197	1,546,654	1,679,085	1,623,468	1,693,502	1,709,959	1,880,703	1,950,101	3.69%
Aug	1,158,194	1,125,091	1,173,941	1,342,609	1,459,520	1,593,968	1,567,111	1,624,937	3.69%
Sept	1,103,971	1,167,649	1,320,951	1,387,390	1,480,015	1,489,789	1,509,256	1,564,947	3.69%
	\$ 15,238,812	\$ 15,134,138	\$ 16,125,862	\$ 16,967,401	\$ 18,017,575	\$ 18,981,471	\$ 21,311,743	\$ 20,233,836	-5.06%
Annual:									
\$ Increase	\$ (272,101)	\$ (104,674)	\$ 991,724	\$ 841,539	\$ 1,050,174	\$ 963,895	\$ 2,330,272	\$ (1,077,907)	:
% Increase	-1.75%	-0.69%	6.55%	5.22%	6.19%	5.35%	12.28%	-5.06%	

 $<sup>\</sup>ast$  - Includes audit adjustment in the amount \$1,798,088.19.



		Total								
Addition	Date of	Amount of	Expenditures/	Balance						
Name	Deposit	Deposit	Refunds	12/31/2015						
Bell Addition	08/13/97	\$ 450.00	\$ -	\$ 450.00						
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	03/05/04	225.00	-	225.00						
Ditzler	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						
Berry Creek	03/17/06	450.00	-	450.00						
Krasivi	04/13/06	900.00	-	900.00						
Bluebonnet Meadows	08/21/06	2,025.00	-	2,025.00						
Pecan Pointe Apts.	09/29/06	26,100.00	-	26,100.00						
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						
Downs First I	07/30/08	1,125.00	-	1,125.00						
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						
Hamby	06/11/10	225.00	-	225.00						
√illa Andrea	02/07/11	450.00	-	450.00						
Northcliffe IX	09/21/11	13,050.00	-	13,050.00						
West Ridge Village	07/27/12	5,850.00	-	5,850.00						
Liberty Hill III	09/17/12	10,350.00	10,230.00	120.00						
Nathans	10/18/12	225.00	-	225.00						
Lago Terra	11/06/12	17,550.00	-	17,550.00						
Wildflower Meadows I	11/14/12	16,200.00	-	16,200.00						
Westfield III	01/28/13	12,150.00	-	12,150.00						
Westfield VIII	01/28/13	11,700.00	-	11,700.00						
Creeks at Deerfield	02/25/13	7,875.00	306.99	7,568.01						
Porter	05/07/13	450.00	-	450.00						
				(Continued)						

	Total									
Addition	Date of	Amount of	Expenditures/	Balance 12/31/2015						
Name	Deposit	Deposit	Refunds							
Prairie Crossing	06/14/13	\$ 7,200.00	\$ 2,397.96	\$ 4,802.04						
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						
Brazos Bend	02/27/14	8,550.00	-	8,550.00						
Oaks at Lakewood	02/27/14	8,325.00	-	8,325.00						
Alta Vista II	03/06/14	55,125.00	-	55,125.00						
Westfield VIII	04/22/14	4,275.00	-	4,275.00						
Ranch at Woodland Trails	04/22/14	4,500.00	-	4,500.00						
Ranch at Woodland Trails #2	04/22/14	4,950.00	-	4,950.00						
/illas at Friars Creek	12/31/14	15,300.00	-	15,300.00						
Salusbury VII	01/26/15	1,350.00	-	1,350.00						
North Gate	06/30/15	15,300.00	-	15,300.00						
Vestfield X	09/09/15	12,600.00	-	12,600.00						
/illas at Friars Creek	09/28/15	14,850.00	-	14,850.00						
Phillips	10/13/15	225.00	-	225.00						
Hartrick Valley Estates	12/02/15	5,400.00	-	5,400.00						
Accumulated Interest <sup>1</sup>		92,636.39	91,679.07	957.32						
	Total	\$ 447,348.89	\$ 106,808.89	\$ 340,540.00						

#### Notes:

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

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 land acquisition and development of a new neighborhood park must be spent within five years from receipt.

#### Strategic Investment Zones

The City's Strategic Investment Zone (SIZ) is designed to encourage redevelopment of strategically important neighborhoods and corridors that might otherwise not occur in the absence of incentives. The incentives would include the availability of a matching grant where the City participates with dollars or in-kind services to encourage redevelopment. The grant matrix includes funds or services related to façade replacement or upgrading, sign improvements, landscaping improvements, asbestos abatements, demolitions and sidewalk replacement.

Boundaries of the SIZ incentive zones include Downtown Zone – Single Façade or Double Façade and Commercial Zones.

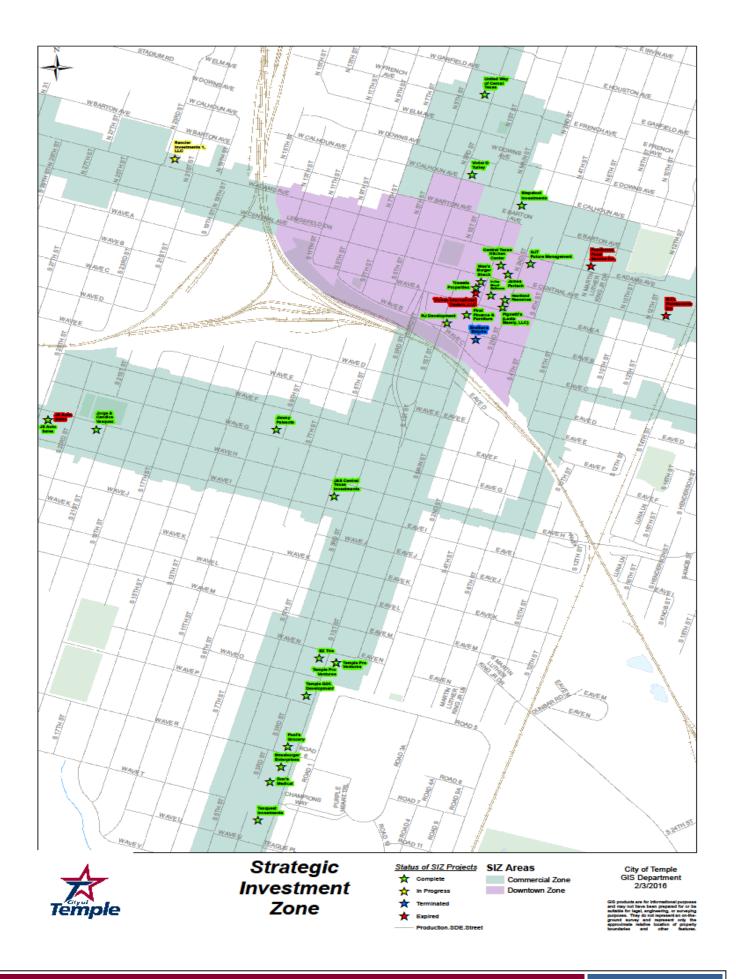
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Line V	Contract/ Council	0	Original Match	Actual City	Expiration	Payment	Improvement	
Line #	Award Date 2/24/2009	Grantee The Wallace Group	<b>Amount</b> \$ 1,668	<b>Match</b> \$ 1,668	Date N/A	<b>Date</b> 3/13/2009	Status Complete	Improvement Description  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 Sidewalks
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
-		John Deere Landscapes		418	N/A	7/8/2014	Complete	Landscaping - Plant Material
-		Cooper & Company Nurseries		77	N/A	7/11/2014	Complete	Landscaping - Plant Material
-		Bourland Landscape, LLC		704	N/A	7/18/2014	Complete	Landscaping - River Rock
-		Pops Tree Farm		1,645	N/A	8/20/2010	Complete	Trees
=		BJS Park & Recreation Products		3,165	N/A	5/28/2010	Complete	Tree Grates
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 and 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 and 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. 25th 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 and 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	WA	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 Grates
22	3/14/2012	Stepstool Investments, LLC	19,864	18,532	N/A	10/5/2012	Complete	Façade, Sign, Sidewalks & Asbestos Survey and Abatement

Line #	Contract/ Council Award Date	Grantee	Original Match Amount	Actual City Match	Expiration Date	Payment Date	Improvement Status	Improvement Description
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	42,597	12/30/2013	2/10/2014	Complete	Façade, Sign, Sidewalks, Asbestos Survey and Abatement, Landscaping and Demolition
25	11/15/2012	Trawets Properties, Inc.	29,000	29,000	5/15/2014	10/24/2014	Complete	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	-	12/1/2014		Expired	Façade, Sign, Sidewalks, Landscaping, Asbestos Abatement and Demolition
30	12/19/2013	GJT Future Management	33,000	22,508	2/1/2015	11/21/2014	Complete	Façade, Sign, Sidewalks, Landscaping, Asbestos Abatement and Demolition
31	8/21/2014	BJ's Restaurants, Inc.	43,000	-	6/30/2015	N/A	Expired	Façade, Sign, Sidewalks, Landscaping, Asbestos Abatement and Demolition
32	8/7/2015	Pignetti's (Ledia Marely, LLC)	11,270	11,270	12/1/2015	10/15/2015	Complete	Façade, Sign, Sidewalks, Landscaping, Asbestos Abatement and Demolition
33	8/7/2015	Heartland Resources, Inc.	10,040	10,040	12/1/2015	11/13/2015	Complete	Façade, Sign, Sidewalks, Landscaping, Asbestos Abatement and Demolition
34	8/7/2015	Wes's Burger Shack	24,950	24,950	N/A	11/13/2015	Complete	Façade, Sign, Sidewalks, Landscaping, Asbestos Abatement and Demolition
35	10/1/2015	Pool's Grocery	40,800	40,800	N/A	TBD	In Progress	Façade, Sign, Sidewalks, Landscaping, Asbestos Abatement and Demolition
36	11/5/2015	Rancier Investments 1, LLC	10,000	10,000	N/A	TBD	In Progress	Façade, Sign, Sidewalks, Landscaping, Asbestos Abatement and Demolition

\$ 614,788

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Budget Allocation Summa	ry	
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
FY 2015		100,000
FY 2016		-
Committed/Encumbered/Pending		(614,788)
Remaining Funds	\$	193,363



A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TE	IN AIDT II
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TEXAS, APPROVING THE FIRST QUARTER FINANCIAL RESULTS FOR FISCAL YEAR 2016; AND PROVIDING AN OPEN MEETINGS CLAUSE.

RESOLUTION NO.

**Whereas**, the Director of Finance has prepared the first quarter 2016 fiscal year financial results which details the first quarter ending December 31, 2015, for the General, Water & Sewer, Hotel/Motel Tax and Drainage 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 approve the first quarter financial results for the fiscal year 2016.

## 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 2016 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 was 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 **18**th day of **February**, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson City Secretary	Kayla Landeros City Attorney

#### **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #3(N) Consent Agenda Page 1 of 1

#### **DEPT./DIVISION SUBMISSION & REVIEW:**

Traci Barnard, Director of Finance

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing budget amendments for fiscal year 2015-2016.

**STAFF RECOMMENDATION**: Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> This item is to recommend various budget amendments, based on the adopted FY 2015-2016 budget. The amendments will involve transfers of funds between contingency accounts, department and fund levels.

**FISCAL IMPACT:** The total amount of budget amendments is \$69,032.

#### **ATTACHMENTS:**

Budget Amendments Resolution

## CITY OF TEMPLE BUDGET AMENDMENTS FOR FY 2016 BUDGET February 18, 2016

		February 18, 2016				
				APPROPI	RIAT	IONS
ACCOUNT #	PROJECT #	DESCRIPTION		Debit		Credit
110-1900-519-6228	101487	Capital < \$5,000 / Public Education Government Expense	\$	9,000		
110-0000-315-1900		Reserved for Public Education Channel			\$	9,000
		To appropriate funds for the purchase of a Presentation TV in the 3rd floor conference room (CM-1) for Council work sessions.	е			
260-6000-515-1112		Salaries / Professional			\$	811
260-6000-515-6532		Capital - Special Projects / Contingency Fund			\$	9,057
260-6100-571-1112		Salaries / Professional	\$	9,744		
260-6100-571-1220		Personnel Benefits / Retirement/Pension	\$	1,575		
260-6100-571-1221		Personnel Benefits / Social Security	\$	145		
260-6100-571-1223		Personnel Benefits / Worker Compensation	\$	65		
260-6100-571-2691		Contracted Services / Housing Rehabilitation	\$	23,502		
260-6100-571-6315	101434	Capital Building & Grounds / Sidewalk/Curb/Gutter	\$	25,000		
260-6100-571-6516	101124	Capital - Special Projects / Park Improvements - Wilson Park	\$	1		
260-6100-571-6532		Capital - Special Projects / Contingency Fund			\$	50,164
		To adjust the amounts carried forward for CDBG related to the projects that have been completed and the funds have now been reallocated.				
		TOTAL AMENDMENTS	\$	69,032	\$	69,032
		GENERAL FUND				
		Beginning Contingency Balance			\$	_
		Added to Contingency Sweep Account			Ψ	_
		Carry forward from Prior Year				_
		Taken From Contingency				_
		Net Balance of Contingency Account			\$	_
		The Balance of Commigency / 1888ans			<u> </u>	
		Beginning Judgments & Damages Contingency			\$	44,230
		Added to Contingency Judgments & Damages from Council Contingency			·	´-
		Taken From Judgments & Damages				(34,318)
		Net Balance of Judgments & Damages Contingency Account			\$	9,912
		Beginning Compensation Contingency			\$	375,000
		Added to Compensation Contingency			Ψ	575,000
		Taken From Compensation Contingency				(375,000)
		Net Balance of Compensation Contingency Account			\$	(373,000)
		Net Balance Council Contingency			\$	9,912
		Beginning Balance <b>Budget Sweep</b> Contingency Added to Budget Sweep Contingency			\$	-
		Taken From Budget Sweep				-
		Net Balance of Budget Sweep Contingency Account			\$	-
		WATER & SEWER FUND				=0.00
		Beginning Contingency Balance			\$	50,000
		Added to Contingency Sweep Account				-
		Taken From Contingency Net Balance of Contingency Account			\$	(23,198) 26,802
		Beginning Compensation Contingency			\$	64,000
		Added to Compensation Contingency				-
		Taken From Compensation Contingency				(64,000)
		Net Balance of Compensation Contingency Account			\$	-
		Net Balance Water & Sewer Fund Contingency			\$	26,802

# CITY OF TEMPLE BUDGET AMENDMENTS FOR FY 2016 BUDGET February 18, 2016

			APPROP	RIAT	IONS
CCOUNT #	PROJECT #	DESCRIPTION	Debit		Credit
		HOTEL/MOTEL TAX FUND			
		Beginning Contingency Balance		\$	-
		Added to Contingency Sweep Account			-
		Carry forward from Prior Year			-
		Taken From Contingency			-
		Net Balance of Contingency Account		\$	
		Beginning Compensation Contingency		\$	13,30
		Added to Compensation Contingency			´-
		Taken From Compensation Contingency			(13,30
		Net Balance of Compensation Contingency Account		\$	( - / -
		J,		•	
		Net Balance Hotel/Motel Tax Fund Contingency		\$	-
		DRAINAGE FUND			
		Beginning Contingency Balance		\$	-
		Added to Contingency Sweep Account			-
		Carry forward from Prior Year			-
		Taken From Contingency			-
		Net Balance of Contingency Account		\$	-
		Beginning Compensation Contingency		\$	10,3
		Added to Compensation Contingency		*	(10,30
		Taken From Compensation Contingency			(,
		Net Balance of Compensation Contingency Account		\$	
		Net Balance Drainage Fund Contingency		\$	
				Ť	
		FED/STATE GRANT FUND			
		Beginning Contingency Balance		\$	-
		Carry forward from Prior Year			69,08
		Added to Contingency Sweep Account			-
		Taken From Contingency			(59,2
		Net Balance of Contingency Account		\$	9,8
					,-

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20	15-201	6	CITY	BI	JDGE	T;	AN	1D	PR	OV	IDIN	G	AN	O	PEN

MEETINGS CLAUSE.

RESOLUTION NO.

Whereas, on the  $27^{\text{th}}$  day of August, 2015, the City Council approved a budget for the 2015-2016 fiscal year; and

**Whereas,** the City Council deems it in the public interest to make certain amendments to the 2015-2016 City Budget.

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

- <u>Part 1:</u> The City Council approves amending the 2015-2016 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 was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson City Secretary	Kayla Landeros City Attorney



#### COUNCIL AGENDA ITEM MEMORANDUM

02/18/16 Item #4(A) Regular Agenda Page 1 of 1

#### **DEPT./DIVISION SUBMISSION & REVIEW:**

Kayla Landeros, City Attorney

<u>ITEM DESCRIPTION</u>: SECOND READING – PUBLIC HEARING - Consider adopting an ordinance designating two tracts of land consisting of approximately 1.377 acres and located in the Barton Business Park, Phase One and Phase Two, as City of Temple Tax Abatement Reinvestment Zone Number 33 for commercial/industrial tax abatement.

**STAFF RECOMMENDATION:** Conduct public hearing and adopt ordinance on second and final reading as presented in item description.

**ITEM SUMMARY:** The proposed ordinance designates two tracts of land consisting of approximately 1.377 acres and located in the Barton Business Park, Phase One and Phase 2, as Tax Abatement Reinvestment Zone Number 33 for commercial/industrial tax abatement. The attached map shows the location of the property proposed to be included in the zone.

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 proposed improvements to the property for Council's consideration at the February 18, 2016 meeting.

**FISCAL IMPACT:** None at this time.

#### **ATTACHMENTS:**

Map Ordinance



ORDINANCE NO.	
---------------	--

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, DESIGNATING TWO TRACTS OF LAND CONSISTING OF APPROXIMATELY 1.377 ACRES LOCATED IN THE BARTON BUSINESS PARK, PHASE ONE AND PHASE TWO, AS CITY OF TEMPLE TAX ABATEMENT REINVESTMENT ZONE NUMBER THIRTY-THREE 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 (City), desires to promote the development or redevelopment of a certain geographic area within its jurisdiction by creation of a reinvestment zone for commercial/industrial tax abatement, as authorized by Chapter 312 of the Texas Tax 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, and 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:

**Part 1:** 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, 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 THIRTY-THREE") should be approximately 1.377 acres and located in the Barton Business Park, Phase One and Phase Two, Temple, Bell County, Texas, as described in the drawing attached as Exhibit "A."
- C. That creation of REINVESTMENT ZONE NUMBER THIRTY-THREE 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;
- D. That REINVESTMENT ZONE NUMBER THIRTY-THREE 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
- E. That REINVESTMENT ZONE NUMBER THIRTY-THREE 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 1.377 acres and located in the Barton Business Park, Phase One and Phase Two, 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 Thirty-Three, City of Temple, Texas.
- <u>Part 4:</u> The REINVESTMENT ZONE shall take effect on February 18, 2016, 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.
- <u>Part 8</u>: Severance clause. 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 9</u>: Effective date. 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 Thirty-Three 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>: Open Meeting Act. It is hereby officially found and determined that the meeting at which this ordinance was 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 on the 4th day of February, 2016.

PASSED AND APPROVED on Second and Final Reading and Public Hearing on the **18**<sup>th</sup> day of **February**, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson City Secretary	Kayla Landeros City Attorney



#### **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #4(B) Regular Agenda Page 1 of 2

#### **DEPT./DIVISION SUBMISSION & REVIEW:**

Kayla Landeros, City Attorney

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing a tax abatement agreement with LSB Broadcasting, Inc. which will cover increases in the taxable value of real property for a 1.377 acre tract of land located in Tax Abatement Reinvestment Zone Number 33.

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 an agreement with LSB Broadcasting, Inc., dba KCEN-TV ("KCEN"), which if approved gives the company ten years of 100% tax abatement on the increased taxable value of real property improvements on two tracts of land consisting of approximately 1.377 acres and located in the Barton Business Park, Phase One and Phase Two.

The proposed agreement covers approximately 1.377 acres of land that has been designated as City of Temple Tax Abatement Reinvestment Zone Number 33. The site will be the location of KCEN's television broadcasting facility. The tax abatement applies only to *new* real property improvements. The agreement provides that the tax abatement period commences in the first full calendar year after the required improvements are completed.

KCEN timely filed an application to receive tax abatement on improvements to real property proposed for a television broadcasting facility to be located 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. KCEN estimates that its investment will be in the neighborhood of \$500,000 in real property improvements and \$750,000 in personal property. The actual value of the improvements, and the value of our tax abatement, is dependent on appraisal by the Bell County Appraisal District. The new facility will house approximately 65 employees.

02/18/16 Item #4(B) Regular Agenda Page 2 of 2

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 and meet the requirements for 100% tax abatement. 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 100% tax abatement for 10 years because the applicant is proposing an investment of more than \$50,000 and the creation of at least 25 jobs.

Staff has provided the other taxing entities involved with notice and a copy of the proposed agreement. 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 KCEN to annually certify to all the taxing entities that it is in compliance with all of the terms and conditions of the agreement.

KCEN'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 with LSB Broadcasting, Inc., dba KCEN-TV would have the potential of abating approximately \$31,490 in property taxes over the life of the agreement (100% for ten years) using the City's current tax rate of \$0.6298 per \$100 value. This amount is based on an estimated increase in the appraised value of real property improvements of \$500,000.

#### ATTACHMENTS:

Resolution

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE MAYOR TO EXECUTE A TAX ABATEMENT AGREEMENT WITH LSB BROADCASTING, INC., COVERING INCREASES IN THE TAXABLE VALUE OF REAL PROPERTY ON AN APPROXIMATELY 1.377 ACRE TRACT OF LAND LOCATED IN TAX ABATEMENT REINVESTMENT ZONE NUMBER THIRTY-THREE; 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 July 3, 2014, the City Council adopted Ordinance No. 2014-4673, 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, LSB Broadcasting, Inc., dba KCEN-TV ('KCEN') timely filed an application to receive tax abatement on real property improvements to two tracts of land consisting of approximately 1.377 acres and located in the Barton Business Park, Phase One and Phase Two which will be used as KCEN's television broadcasting facility;

Whereas, City Council previously approved an Ordinance designating the property on which the improvements will be made as Tax Abatement Reinvestment Zone Number Thirty-Three - the proposed agreement covers approximately 1.377 acres of land and applies only to new real property improvements;

**Whereas,** KCEN estimates that its investment will be approximately \$500,000 in real property improvements and approximately \$750,000 in personal property – both the actual value of improvements and the value of the tax abatement is dependent on appraisal by the Bell County Appraisal District;

**Whereas**, KCEN has requested that the City consider granting the company 10 years of 100% tax abatement on the increased taxable value of real property improvements;

**Whereas**, as required by law, the City has notified all taxing entities of its intent to enter into the agreement;

Whereas, the City's Economic Development Policy sets out the criteria and guidelines for granting tax abatement and the proposed improvements meet the minimum criteria established for tax abatement consideration;

**Whereas,** the proposed agreement has all of the terms required by Chapter 312 of the Texas Tax Code for tax abatement agreements; and

Whereas, the City Council has considered the matter and finds that the proposed tax abatement with LSB Broadcasting, Inc., dba KCEN-TV is in compliance with State law and the City's *Guidelines and Criteria* governing tax abatement, and that the proposed improvements by 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 Mayor is authorized to execute a tax abatement agreement, after approval as to form by the City Attorney, with LSB Broadcasting, Inc., dba KCEN-TV granting the company 10 years of 100% tax abatement on the increased taxable value of real property improvements on approximately 1.377 acres of land located in Tax Abatement Reinvestment Zone Number Thirty-Three.

<u>Part 2:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney



#### **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #5 Regular Agenda Page 1 of 2

#### **DEPT./DIVISION SUBMISSION & REVIEW:**

Brian Chandler, Director of Planning

<u>ITEM DESCRIPTION:</u> FIRST READING - PUBLIC HEARING - Consider adopting an ordinance authorizing the annexation of a 20.855 +/- acre tract of land out of the Sarah Fitzhenry Survey, Abstract 312, Bell County, Texas, and located adjacent to the Cedar Ridge Crossing subdivision.

**STAFF RECOMMENDATION:** Conduct public hearing and adopt ordinance on first reading as presented; and schedule second and final reading for March 3, 2016.

<u>ITEM SUMMARY:</u> Jennifer Beck, JB Land Investments, LLC, filed a petition on December 8, 2015 seeking voluntary annexation of 20.855 acres into the City of Temple, being more particularly described as Exhibit "A" (Field Notes) and depicted as Exhibit "B" (Drawing) of the annexation petition.

Voluntary annexation is governed by Section 43.028 of the Texas Local Government Code and applies only to the annexation of an area that is:

- 1. Less than one-half mile in width,
- 2. Contiguous to the annexing municipality, and
- 3. Vacant and without residents or on which fewer than three qualified voters reside.

This voluntary annexation was triggered by a plat request and is subject to a 2008 non-annexation agreement. On December 17, 2015, the City Council adopted a resolution directing City staff to create a Municipal Service Plan and public hearing schedule to consider the annexation of the subject property.

Pursuant to Chapter 43 of the Local Government Code, the City has completed the following steps during the annexation process:

- 1. December 17, 2015 City Council resolution adopted to direct staff to develop the Municipal Service Plan
- 2. January 21, 2016 Municipal Service Plan Public Hearing #1
- 3. January 22, 2016 Municipal Service Plan Public Hearing #2

The applicant has not requested a separate rezoning of the subject property, therefore the zoning district of Agricultural (AG) will be assigned to the property until such time that a separate request is approved by City Council.

02/18/16 Item #5 Regular Agenda Page 2 of 2

**FISCAL IMPACT**: The Municipal Service Plan does not contain any proposal to extend water or wastewater services to the area, or any other new physical facilities to serve the 20.855 +/- acre tract.

#### **ATTACHMENTS**:

Vicinity Map
Municipal Service Plan
Field Notes of Proposed Annexation Area (Exhibit A)
Survey of Proposed Annexation Area (Exhibit B)
Voluntary Annexation Schedule
Development Agreement (2008 Non-Annexation Agreement)
Ordinance

### J.B. Investments - Vicinity Map



# CITY OF TEMPLE ANNEXATION SERVICE PLAN—VOLUNTARY ANNEXATION JB INVESTMENTS

For a 20.855 acre tract of land, located adjacent to the Cedar Ridge Crossing subdivision abutting the city limits boundary out of the Sarah Fitzhenry Survey, Abstract 312, Bell County, Texas and being more particularly described as Exhibit "A" (Field Notes) and depicted as Exhibit "B" (Survey) of the Annexation Ordinance (2016-####).

#### SERVICES TO BE PROVIDED ON THE EFFECTIVE DATE OF ANNEXATION

#### 1. POLICE PROTECTION

The City will provide protection to the newly-annexed tract at the same or similar level of service now being provided to other areas of the City, with the same or similar topography, land use and population density.

#### 2. FIRE PROTECTION AND AMBULANCE SERVICE

The City will provide fire protection from Station 8 to the newly-annexed area at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density. The City will provide First Responder services through its Fire Department and contract for emergency medical services (EMS) through the Scott & White Hospital System.

#### SOLID WASTE COLLECTION

Upon payment of any required deposits and the agreement to pay lawful service fees and charges, solid waste collection will be provided to the newly-annexed area to the extent that the City has access to the area to be serviced. Private contractors currently providing sanitation collecting services in the area may continue to do so for up to two years.

#### 4. MAINTENANCE OF WATER AND WASTEWATER FACILITIES

Any and all water or wastewater facilities owned or maintained by the City at the time of the proposed annexation shall continue to be maintained by the City. Any and all water or wastewater facilities which may be acquired subsequent to the annexation of the proposed area shall be maintained by the City, to the extent of its ownership. Any and all water or wastewater facilities outside the extent of the ownership of the City, and owned by other water or wastewater treatment providers shall continue to be allowed to provide those services to the newly-annexed tract.

#### MAINTENANCE OF ROADS AND STREETS

Any and all public roads, streets or alleyways which have been dedicated to the City, or which are owned by the City, shall be maintained to the same degree and extent that other roads, streets and alleyways are maintained in areas with similar topography, land use and population density. Any and all lighting of roads, streets and alleyways which may be positioned in a right-of-way, roadway or utility company easement shall be maintained by the applicable utility company servicing the City, pursuant to the rules, regulations and fees of such utility.

#### 6. MAINTENANCE OF PUBLIC PARKS, PLAYGROUNDS AND SWIMMING POOLS

The City Council is not aware of the existence of any public parks, playgrounds or swimming pools now located in the area proposed for annexation. In the event any such parks, playgrounds or swimming pools do exist and are public facilities, the City, will maintain such areas to the same extent and degree that it maintains parks, playgrounds and swimming pools and other similar areas of the City now incorporated in the City.

## 7. MAINTENANCE OF MUNICIPALLY-OWNED FACILITY, BUILDING OR MUNICIPAL SERVICE

The City Council is not aware of the existence of any publicly-owned facility, building or other municipal service now located in the area proposed for annexation. In the event any such publicly-owned facility, building or municipal service does exist and are public facilities, the City will maintain such areas to the same extent and degree that it maintains publicly-owned facilities, buildings or municipal services of the City now incorporated in the City.

#### 8. INSPECTIONS

The City will provide building inspection services upon approved building permits from the City to the newly-annexed tract at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density.

#### CODE ENFORCEMENT

The City will provide code enforcement services to the newly-annexed tract at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density.

#### 10. MOWING

The City will provide right-of-way mowing services adjacent to the newly-annexed tract at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density.

#### CAPITAL IMPROVEMENTS

#### 1. POLICE PROTECTION, FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES

The City Council finds and determines it to be unnecessary to acquire or construct any capital improvements for the purposes of providing police protection, fire protection, or emergency medical services. The City Council finds and determines that it has at the present time adequate facilities to provide the same type, kind and level of protection and service which is presently being administered to other areas already incorporated in the City with the same or similar topography, land use and population density.

#### 2. ROADS AND STREETS

The City will undertake to provide the same degree of road and street lighting as is provided in areas of the same or similar topography, land use and population density within the present corporate limits

of the City. Maintenance of properly dedicated roads and streets will be consistent with the maintenance provided by the City to other roads and streets in areas of similar topography, land use and subdivision development of the annexed property. Developers will be required, pursuant to the ordinances of the City to provide internal and peripheral streets and to construct those streets in accordance with the specifications required by the City for the properly dedicated street. City participation in capital expenditures will be in accordance with city policies.

#### WATER AND WASTEWATER FACILITIES

The City of Temple has water facilities within the boundaries of the voluntary annexation, and proposes no other extension of water facilities to the area, taking into consideration the existing land use, and topography and population density relative to areas within the existing City Limits which do not have water services.

Currently, there are no wastewater treatment providers within the boundaries of the voluntary annexation and property owners rely on on-site sewage facilities (septic systems). Other areas of the City of Temple with similar topography, land use, and population density as those found in the boundaries of the voluntary annexation also rely on on-site sewage facilities for wastewater infrastructure. For this reason and in accordance with Local Government Code Section 43.056(g), the City proposes no extensions of wastewater facilities within the boundaries of the voluntary annexation.

#### 4. CAPITAL IMPROVEMENTS

Notwithstanding any other provision of this service plan, a landowner within the newly annexed area will not be required to fund capital improvements as necessary for municipal services in a manner inconsistent with Chapter 395 of the Local Government Code, unless otherwise agreed to by the landowner.

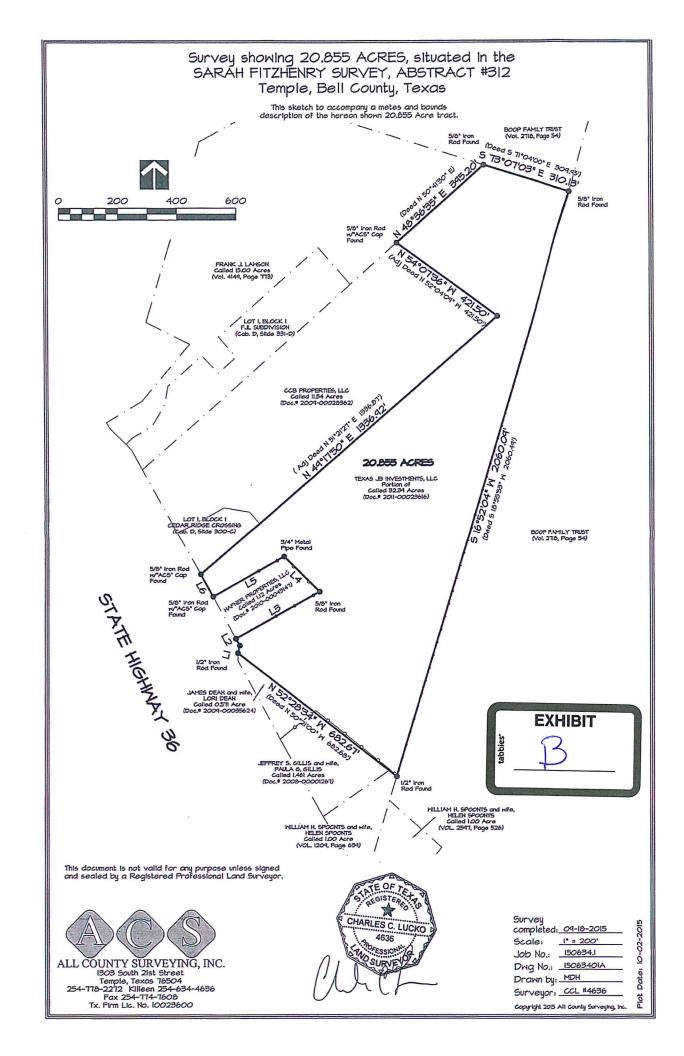
#### **SPECIFIC FINDINGS**

The City Council finds and determines that this proposed Service Plan will not provide any fewer services, and it will not provide a lower level of service in the area proposed to be annexed than were in existence in the proposed area at the time immediately preceding the annexation process.

Because of the differing characteristics of topography, land utilization and population density, the service levels which may ultimately be provided in the newly annexed area may differ somewhat from services provided in other areas of the City. These differences are specifically dictated because of differing characteristics of the property and the City will undertake to perform consistent with this contract so as to provide the newly-annexed area with the same type, kind and quality of service presently enjoyed by the citizens of the City who reside in areas of the same or similar topography, land utilization and population density.

APPROVED ON THIS	DAY OF	, 2016.
	City of Temple, Texas	
	Mayor	

ATTEST:		
City Secretary		



#### FIELD NOTES PREPARED BY ALL COUNTY SURVEYING, INC.

October 1, 2015

Surveyor's Field Notes for:

20.855 ACRES, situated in the SARAH FITZHENRY SURVEY, ABSTRACT 312, Bell County, Texas, being a portion of that called 32.39 acre tract of land conveyed in a deed to Texas JB Investments, LLC., in Document Number 2011-00023616, Official Public Records of Real Property, Bell County, Texas, and being more particularly described as follows:

BEGINNING at a ½" iron rod found in the west line of a tract of land conveyed to the Boop Family Trust in Volume 2718, Page 54, Official Public Records of Real Property, Bell County, Texas, being the southeast corner of said 32.39 acre tract and being the northeast corner of a called 1.00 acre tract conveyed to William H. Spoonts and wife, Helen Spoonts in Volume 1209, Page 639, Deed Records of Bell County, Texas, for the southeast corner of this;

**THENCE** in a northwesterly direction, with a southwest line of said 32.39 acre tract (Deed N. 50° 21' 00": W., 682.68 feet), same being the northeast line of said 1.00 acre tract, the northeast line of a called 1.461 acre tract conveyed to Jeffrey S. Gillis and wife, Paula G. Gillis in Document Number 2008-00001267, Official Public Records of Real Property, Bell County, Texas and the northeast line of a called 0.571 acre tract conveyed to James Dean and wife, Lori Dean in Document Number 2009-00035624, Official Public Records of Real Property, Bell County, Texas, **N. 52° 28' 34" W., 682.67 feet**, to a ½" iron rod found on the northeast right of way of State Highway 36, being a corner of said 32.39 acre tract and being the most northerly corner of said 0.571 acre tract, for a corner of this tract;

**THENCE** continuing in a northwesterly direction, with the southwest line of said 32.39 acre tract, same being the northeast right of way of State Highway 36, the following two (2) courses and distances:

- 1) N. 13° 49' 12" E., 26.36 feet (Deed N. 15° 40' 40" E., 26.00 feet), to a 5/8" iron rod with "ACS" cap set, for a corner of this tract;
- 2) N. 29° 37' 17" W., 26.66 feet (Deed N. 27° 45' 42" W., 26.72 feet), to a 5/8" iron rod with "ACS" cap set, being an angle corner of said 32.39 acre tract and being the southwest corner of a called 1.12 acre tract conveyed to Hafner Properties, LLC. in Document Number 2010-00045147, Official Public Records of Real Property, Bell County, Texas, for a corner of this tract;

**THENCE** in an easterly direction, with an interior line of said 32.39 acre tract (*Deed N.* 63° 08' 56" E., 325.69 feet), same being the south line of said 1.12 acre tract, **N.** 61° 07'



**45" E., 325.39 feet**, to a 5/8" iron rod found, being an interior corner of said 32.39 acre tract and being the southeast corner of said 1.12 acre tract, for an interior corner of this tract;

**THENCE** in a northerly direction, with an interior line of said 32.39 acre tract (*Deed N. 43° 13' 29" W., 169.89 feet*), same being the east line of said 1.12 acre tract, **N. 45° 12' 42" W., 169.96 feet**, to a 3/4" metal pipe found, being an interior corner of said 32.39 acre tract, same being the northeast corner of said 1.12 acre tract, for an interior corner of this tract;

**THENCE** in a westerly direction, with an interior line of said 32.39 acre tract (*Deed S. 62° 42' 10" W., 277.20 feet*), same being the north line of said 1.12 acre tract, **S. 60° 39' 21" W., 277.16 feet**, to a 5/8" iron rod with "ACS" cap found on the northeast right of way of State Highway 36, being an ell corner of said 32.39 acre tract, same being the northwest corner of said 1.12 acre tract, for an ell corner of this tract;

**THENCE** in a northwesterly direction with a southwesterly line of said 32.39 acre tract (Deed N. 26° 45′ 52″ W.), same being the northeast right of way of State Highway 36, N. 28° 55′ 59″ W., 86.57 feet, to a 5/8″ iron rod with "ACS" cap found, being the most southerly corner of Lot 1, Block 1, Cedar Ridge Crossing, an addition in the City of Temple, Bell County, Texas, of record in Cabinet D, Slide 300-C, Plat Records of Bell County, Texas, for the most westerly, northwest corner of this tract;

**THENCE** in a northeasterly direction with the southeast line of said Lot 1, Block 1 and with the southeast line of a called 11.54 acre tract of land conveyed to CCB properties, LLC. in Document Number 2009-00028362, Official Public Records of Real Property, Bell County, Texas (*Deed N. 51° 21' 27" E., 1336.87 feet*), **N. 49° 17' 50" E., 1336.92 feet**, to a 5/8" iron rod with "ACS" cap set, being the most easterly corner of said 11.54 acre tract, for an ell corner of this tract;

**THENCE** in a northwesterly direction, with the northeast line of said of 11.54 acre tract (Deed N. 52° 04' 09" W., 421.50 feet), **N. 54° 07' 36" W., 421.50 feet**, to a 5/8" iron rod with "ACS" cap found on the southeast line of a called 15.00 acre tract of land conveyed to Frank J. Lawson in Volume 4149, Page 773, Official Public Records of Real Property, Bell County, Texas, bring the most northerly corner of said 11.54 acre tract, for an ell corner of this tract:

**THENCE** in a northeasterly direction, with a northwesterly line of said 32.39 acre tract (Deed N. 50° 41′ 30" E.), same being the southeast line of said 15.00 acre tract, N. 48° 36′ 35" E., 395.20 feet, to a 5/8" iron rod found on a south line of a tract of land conveyed to the Boop Family Trust in Volume 2718, Page 54, Official Public Records of Real Property, Bell County, Texas, being the northwest corner of said 32.39 acre tract, same being the northeast corner of said 15.00 acre tract, for the northwest corner of this tract;

**THENCE** in an easterly direction, with the north line of said 32.39 acre tract (*Deed S. 71° 04' 00" E., 309.95 feet*), same being the south line of said Boop Family Trust tract, **S. 73° 07' 03" E., 310.13 feet**, to a 5/8" iron rod found, being the northeast corner of said 32.39 acre tract, for the northeast corner of this tract;

**THENCE** in a southerly direction, with the east line of said 32.39 acre tract (*Deed S. 18*° 55′ 53″ W., 2060.49 feet), same being a west line of said Boop Family Trust Tract, S. 16° 52′ 04″ W., 2060.09 feet, to the POINT OF BEGINNING and containing 20.855 Acres of Land.

This project is referenced to the City of Temple Coordinate System, an extension of the Texas Coordinate System of 1983, Central Zone. All distances are horizontal surface distances unless noted and all bearings are grid bearings. All coordinates are referenced to City Monument No. 608. The theta angle at City Monument No. 608 is 01° 28' 54". The combined correction factor (CCF) is 0.999853. Grid distance = Surface distance X CCF. Geodetic north = Grid north + theta angle. Reference tie from City monument No. 608 to the southeast corner of this 20.855 acre tract S 62°54'47" E 8,557.20 feet. Published City coordinates for project reference point 608 are N. = 10,407,944.61 E. = 3,195,940.81.

This metes and bounds description to accompany a Surveyor's Sketch showing the herein described 20.855 Acre tract.

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

Surveyed September 18, 2015

ALL COUNTY SURVEYING, INC. 1-800-749-PLAT

Tx. Firm Lic. No. 10023600

server/projects/pro150000/150600/150634/150634 Annex.doc

Charles C. Lucko
Registered Professional Land Surveyor

Registration No. 4636

#### SCHEDULE Voluntary Annexation – Texas JB Investments, LLC (20.855 acres)

DATE	ACTION	TIME LIMIT/NOTES
12-08-15	CITY RECEIVES PETITION of landowner to	N/A
	annex area adjacent to city limits; fewer than	
	3 qualified voters reside in the area.	
12-17-15 Regular Meeting	COUNCIL ADOPTS RESOLUTION  1. Granting petition;  2. Directing staff to develop service plans; and	1. Hear and grant or deny petition after the 5 <sup>th</sup> day, but on or before the 30 <sup>th</sup> day after petition is filed. 2. Council must direct Staff to
	3. Setting dates, times, places for public hearings 9 <sup>th</sup> day after petition filed	develop the services plan before publication of notice of 1 <sup>st</sup> hearing required under § 43.063 LGC. § 43.065 LGC
12-21-15	1. Property owners 2. Public and private service entities 3. Railroads 31st day before 1st public hearing	Before the 30 <sup>th</sup> day before the date of the first hearing required under § 43.063. § 43.062(b) LGC
01-04-16 to 01-12-16	CITY SECRETARY SENDS NOTICE TO Public school districts located in annexation area 17th-9th day before 1st public hearing	Within the period prescribed for publishing the notice of the 1 <sup>st</sup> hearing under § 43.063 LGC
01-03-16	CITY SECRETARY PUBLISHES NOTICES FOR PUBLIC HEARINGS ON ANNEXATION Posts notice on City web site Publishes notice in Telegram 18th day before 1st public hearing 19th day before 2nd public hearing	Publish hearing notice on or after the 20 <sup>th</sup> day but before the 10 <sup>th</sup> day before the date of the hearing § 43.063(c)LGC
01-13-16	<b>RESIDENTS' LAST DAY TO FILE PROTEST</b> 10 <sup>th</sup> day after publication of hearing notice	Hold one hearing in area proposed for annexation if more than 10% of adults who are permanent residents of area file written protest within 10 days after publication of notice. § 43.063(b) LGC
01-21-16	COUNCIL HOLDS 1st PUBLIC HEARING	Hold hearings on or after the 40 <sup>th</sup> day
Regular meeting	Staff presents service plan 28th day before 1 <sup>st</sup> reading of ordinance	but before the 20 <sup>th</sup> day before the date of institution of annexation proceedings with 1 <sup>st</sup> reading of ordinance. § 43.063(a) LGC.
01-22-16 Special meeting	Staff presents service plan 27th day before 1 <sup>st</sup> reading of ordinance	Hold hearings on or after the 40 <sup>th</sup> day but before the 20 <sup>th</sup> day before the date of institution of annexation proceedings with 1 <sup>st</sup> reading of ordinance. LGC § 43.063(a)
02-18-16 Regular Meeting	COUNCIL CONSIDERS ANNEXATION ORDINANCE ON 1 <sup>ST</sup> READING & HOLDS PUBLIC HEARING	First reading institutes proceedings for purposes of statutory time limits.
03-03-16 Regular Meeting	COUNCIL CONSIDERS ANNEXATION ORDINANCES ON 2 <sup>ND</sup> READING 14 <sup>th</sup> day from 1 <sup>st</sup> reading	Complete annexation proceedings within 90 days from 1st reading. § 43.064(A) LGC.

DATE	ACTION	TIME LIMIT/NOTES
	INFORMATION TECHNOLOGY SERVICES PREPARES AMENDED CITY MAP	
	Amended City limit boundary     Amended City ETJ boundary	

CITY SECRETARY SENDS NOTICES TO:	
TEXAS SECRETARY OF STATE  1. Copy of annexation ordinance  2. Annexation map  3. Statement that annexation is not involved in any litigation	Secretary of State certifies to U. S. Department of Commerce that annexation was valid.  [No citation found.]
VOTER REGISTRAR FOR BELL COUNTY  1. Map in format compatible with mapping format used by registrar's office.	Not later than the 30 <sup>th</sup> day after the date the change is adopted. § 42.0615 Election Code  The County Election Administrator is
STATE COMPTROLLER, SALES TAX DIVISION  1. Annexation ordinance 2. Map showing whole municipality	§ 321.102 Tax Code Delivery of notice affects implementation of tax collection.
BELL COUNTY CLERK  1. Certified copy of annexation ordinance including legal description of annexed area.	Within 30 days after obtaining preclearance for the annexation under the Federal Voting Rights Act. § 41.0015 LGC
<ul><li>BELL COUNTY CLERK</li><li>1. Certified copy of annexation ordinance</li><li>2. Copy of petition</li></ul>	For annexation of Sparsely Occupied Area on Petition of Area Landowners § 43.028(f)
PUC AND FRANCHISEES Utility, telecommunication, transportation, and EMS providers	
TxDOT  If state road is affected.	The citation found No information
TEXAS COMMISSION ON FIRE PROTECTION  U. S. BUREAU OF THE CENSUS	[No citation found. No information found on Commission's web site.] [Or does SOS notify Bureau of the
	Census?]

CITY ATTORNEY SENDS INFORMATION TO U. S. ARMY CORPS OF ENGINEERS:	If annexation affects Corps' property. Army Regulation 405-25
<ol> <li>Ordinance</li> <li>Map</li> <li>Service plan</li> <li>Copies of pertinent laws /regulations</li> </ol>	

RP 08/11/2008

John Adcock L- 5246 06-02-08 ELD. 06-02-20

STATE OF TEXAS

S

**COUNTY OF BELL** S

#### CITY OF TEMPLE DEVELOPMENT AGREEMENT PURSUANT TO CHAPTER 43 TEXAS LOCAL GOVERNMENT CODE

This Agreement is entered into pursuant to Sections 43.035 and 212.172 of the Texas Local Government Code by and between the City of Temple, Texas (the "City") and the undersigned property owner(s) (the "Owner"). The term "Owner" includes all owners of the Property.

WHEREAS, the Owner owns a parcel of real property (the "Property") in Bell County, Texas, which is more particularly and separately described as geographic identification number 0512440001, property identification number 108315, and as evidenced as the deed recorded as volume \_\_\_\_ and page appraised for ad valorem tax purposes as land for agricultural or wildlife management use under Subchapter C or D, Chapter 23, Tax Code, or as timber land under Subchapter E of that chapter of the Tax Code;

WHEREAS, the City has initiated or will initiate annexation proceedings on all or portions of Owner's Property and will hold public hearings at a location to be determined later in compliance with State law:

WHEREAS, the Owner desires to have the Property remain in the City's extraterritorial jurisdiction, in consideration for which the Owner agrees to enter into this Agreement;

WHEREAS, this Agreement is entered into pursuant to Sections 43.035 and 212.172 of the Texas Local Government Code, in order to address the desires of the Owner and the procedures of the City:

WHEREAS, the Owner and the City acknowledge that this Agreement is binding upon the City and the Owner and their respective successors and assigns for the term (defined below) of this Agreement;

WHEREAS, the City Council authorized and approved this agreement at a regularly-scheduled council meeting subject to the Open Meetings Act in compliance with the laws of the State of Texas and the ordinances and Charter of the City on November 1, 2007.

WHEREAS, this Development Agreement is to be recorded in the real property records of Bell County, Texas; and

WHEREAS, in consideration of the mutual covenants contained herein, the parties hereto agree as follows:

Page 3 of 9

- Section 1. Agreement by the City Not to Annex the Property During Term of this Agreement. The City guarantees the continuation of the extraterritorial status of the Owner's Property, its immunity from annexation by the City, and its immunity from City property taxes, for the term of this Agreement subject to the terms and conditions contained herein. Except as provided in this Agreement, the City agrees not to annex the Property, agrees not to involuntarily institute proceedings to annex the Property, and further agrees not to include the Property in a statutory annexation plan for the Term of this Agreement. However, if the Property is annexed pursuant to the terms of this Agreement, then the City shall provide services to the Property pursuant to Chapter 43 of the Texas Local Government Code.
- Section 2. Agreement by the Owner. (a) The Owner covenants and agrees not to use the Property for any use other than for agriculture, wildlife management, and/or timber land management consistent with Chapter 23 of the Texas Tax Code, except for any existing single-family residential use of the property, without the prior written consent of the City. The Owner has completed and executed an Affidavit of Tax Appraisal Status and Current Uses, which is attached to this Agreement as Exhibit "A," and included herein as part of this Agreement as if set out in full.
- (b) The Owner covenants and agrees that the Owner will not file any type of subdivision plat or related development document for the Property with Bell County or the City until the Property has been annexed into, and zoned by, the City, nor shall the Owner take such action to develop or subdivide the Property that would require a plat to be filed with the City or the County under State law.
- (c) Except as provided herein, the Owner covenants and agrees not to construct, or allow to be constructed, any buildings, other than one single family residence (new or a replacement for an existing single family residence) or one or more accessory buildings reasonably needed to support the Agricultural use of the Property, provided the Owner obtains a permit from the City to construct such improvements. The Owner also covenants and agrees that the City's "A" or "Agricultural" zoning district requirements apply to the Property, and that the Property shall be used only for uses allowed in an A—Agricultural zoning district that exist on that Property at the time of the execution of this Agreement, unless otherwise provided in this Agreement.
- (d) The Owner acknowledges that each and every owner of the Property must sign this Agreement in order for the Agreement to take full effect, and the Owner who signs this Agreement covenants and agrees, jointly and severably, to indemnify, hold harmless, and defend the City against any and all legal claims, by any person claiming an ownership interest in the Property who has not signed the Agreement, arising in any way from the City's reliance on this Agreement.
- Section 3. Filing of a Plat During Term of Agreement Constitutes a Petition for Voluntary Annexation. (a) The Owner acknowledges that if any plat or related development document is filed in violation of this Agreement, or if the Owner commences development of the Property in violation of this Agreement, then in addition to the City's other remedies, such act will constitute a petition for voluntary annexation by the Owner, and the Property will be subject to annexation at the discretion of the City

Council. The Owner agrees that such annexation shall be voluntary and the Owner hereby consents to such annexation as though a petition for such annexation had been tendered by the Owner.

If annexation proceedings begin pursuant to this Section, the Owner acknowledges that this Agreement serves as an exception to Local Government Code Section 43.052, requiring a municipality to use certain statutory procedures under an annexation plan. Furthermore, the Owner hereby waives any and all vested rights and claims that they may have under Section 43.002(a)(2) and Chapter 245 of the Texas Local Government Code that would otherwise exist by virtue of any actions Owner has taken in violation of Section 2 herein.

Section 4. Owner Agreement that City May Enforce Its Development and Planning Regulations on Property. Pursuant to Sections 43.035(b)(1)(B) of the Texas Local Government Code, the City is authorized to enforce all of the City's regulations and planning authority that do not materially interfere with the use of the Property for agriculture, wildlife management, or timber, in the same manner the regulations are enforced within the City's boundaries. The City states and specifically reserves its authority pursuant to Chapter 251 of the Texas Local Government Code to exercise eminent domain over property that is subject to a Chapter 43 and/or Chapter 212 development agreement.

**Section 5. Term.** (a) The term of this Agreement (the "Term") is twelve (12) years from the date that the City Manager's signature to this Agreement is acknowledged by a notary public.

(b) The Owner, and all of the Owner's heirs, successors and assigns shall be deemed to have filed a petition for voluntary annexation before the end of the Term, for annexation of the Property to be completed on or after the end of the Term. Prior to the end of the Term, the City may commence the voluntary annexation of the Property. In connection with annexation pursuant to this section, the Owners hereby waive any vested rights they may have under Section 43.002(a)(2) and Chapter 245 of the Texas Local Government Code that would otherwise exist by virtue of any plat or construction any of the owners may initiate during the time between the expiration of this Agreement and the institution of annexation proceedings by the City.

**Section 6. Future Zoning of Property.** Property annexed pursuant to this Agreement will initially be zoned "A–Agricultural" pursuant to the City's Code of Ordinances, pending determination of the property's permanent zoning in accordance with the provisions of applicable law and the City's Code of Ordinances.

Section 7. Permits and Vested Rights. Pursuant to Texas Local Government Code Section 43.035 this Agreement is not a permit for purposes of Chapter 245 of the Texas Government Code, that the Agreement shall be deemed to be a petition for voluntary annexation. The Owner and all Owner's heirs, successors and assigns hereby waive any and all vested rights including rights and claims that they may have under common law, federal case law or Section 43.002 of the Texas Local Government Code related to uses, anticipated uses or potential uses of the Property, other than the existing uses.

**Section 8. No Municipal Services.** The City shall not be obligated to provide the Owner with any municipal services (such as police protection, fire protection, drainage and street construction, or maintenance), with respect to the Property for the duration of this Agreement.

Section 9. Notice to Third Parties. Any person who sells or conveys any portion of the Property shall, prior to such sale or conveyance, give written notice of this Agreement to the prospective purchaser or grantee, and shall give written notice of the sale or conveyance to the City. Furthermore, the Owner and the Owner's heirs, successors, and assigns shall give the City written notice within 14 days of any change in the agricultural, wildlife management or timber management (as applicable) exemption status of the Property. A copy of either notice required by this section shall be forwarded to the City at the following address:

City of Temple Attn: City Manager 2 North Main Street Temple, TX 76501

Section 10. Agreement Runs with the Land. This Agreement shall run with the Property and be recorded in the real property records of Bell County, Texas.

Section 11. Severance Clause. If a court of competent jurisdiction determines that any covenant of this Agreement is void or unenforceable, including the covenants regarding involuntary annexation, then the remainder of this Agreement shall remain in full force and effect.

**Section 12.** No Waiver. This Agreement may be enforced by any Owner or the City by any proceeding at law or in equity. Failure to do so shall not be deemed a waiver to enforce the provisions of this Agreement thereafter.

**Section 13. Enforceability.** No subsequent change in the law regarding annexation shall affect the enforceability of this Agreement or the City's ability to annex the properties covered herein pursuant to the terms of this Agreement.

**Section 14. Applicable law and Venue.** This Agreement was executed in Bell County, Texas, and is governed by the laws of the State of Texas. The venue for any legal proceeding to enforce or interpret the provisions of this Agreement shall be in Bell County, Texas.

**Section 15. Multiple copies.** This Agreement may be separately executed in individual counterparts and, upon execution, shall constitute one and the same instrument.

Section 16. Survival of Certain Rights of the City Upon Termination. This Agreement shall survive its termination to the extent necessary for the implementation of the provisions of Sections 2, 3, and 4 herein.

Entered into this 44 day of	January_	, 200 <b>3</b> .	
Property Owners	1		
Signature Printed Name: John	Adcoc/[_		
Signature Printed Name:			
Signature Printed Name:			
Signature Printed Name:		<b>♣</b>	
City of Temple			
David Blackburn City Manager	<b>★</b>	·	
		proved as to form:	20.
Clydute Enterninger City Secretary	(lo) Cit	Aathan Graham Ly Attorney	
THE STATE OF TEXAS	<b>§</b>		
COUNTY OF BELL	<b>§</b>		
This instrument was acknow by David Blackburn, City M	lanager, City of Ten	n the <u>2nd</u> day of _nple, Texas.  from a Elder	
	Notary Public, Sta	nto of Texas	: 2 A

THE STATE OF TEXAS	§
COUNTY OF BELL	\$
This instrument was acknown by Solum Adook	vledged before me on the 4 day of Sanuary, 2008,  Owner.  Notary Public, State of Texas
THE STATE OF TEXAS COUNTY OF BELL	S DEBORAH K DUSON  Notary Public - State of Texas  Commission Expires: 03/10/11
This instrument was acknow by	vledged before mc on the day of, 2007,
	Notary Public, State of Texas
THE STATE OF TEXAS	§
COUNTY OF BELL	S
This instrument was acknow	vledged before me on the day of, 2007, by, Owner.
	Notary Public, State of Texas
THE STATE OF TEXAS	<b>\$</b>
COUNTY OF BELL	§
This instrument was acknow	vledged before me on theday of, 2007, by, Owner.
:	Notary Public, State of Texas

## <u>Affidavit of Tax Appraisal Status and Current Uses</u>

John Adcock	appeared in person before me today and stated under
correct. I am the owner of a Texas, which is more partic number <b>0512440001</b> , prope deed recorded as volume valorem tax purposes as lan	lavit are within my personal knowledge and are true and a parcel of real property (the "Property") in Bell County, cularly and separately described as geographic identification erty identification number 108315, and as evidenced as the and page and which is appraised for ad a d for agricultural or wildlife management use under 23, Tax Code, or as timber land under Subchapter E of that
property improvements, for as shown on your most rece and improvements which ha	on my Property are as follows: (Please list all permanent example, buildings, signs, or other structures, on the Property ent statement received from the Bell County Appraisal District ave been added by you since January 1, 2007):
grazing, single family reside	e of my Property are as follows: (for example: farming, ential, retail, commercial or industrial uses)
my current use of my Prope which this Affidavit is an E	nation provided herein will be used by the City to substantiate erty, and to determine during the term of this Agreement to xhibit, whether the uses of the Property have changed, and information will invalidate my Agreement with the City.  of
Property Owner  Signature	
This instrument was acknow Alcack	wledged before me on the / day of January, 2008, by  Owner.  Metary Public State of Toyes
DEBORAH K DUSON Notary Public - State of T Commission Expires: 03/1	Netary Public, State of Texas  O/11 Page 9 of 9

### **Bell County Shelley Coston County Clerk**

Belton, Texas 76513

Instrument Number: 2008-00033303

As

Recorded On: August 11, 2008

Recordings

Parties: ADCOCK JOHN

Billable Pages: 7

**CITY OF TEMPLE** 

Number of Pages: 8

Comment:

( Parties listed above are for Clerks reference only )

\*\* Examined and Charged as Follows: \*\*

Recordings

38.00

**Total Recording:** 

38.00

### \*\*\*\*\*\*\* DO NOT REMOVE THIS PAGE IS PART OF THE INSTRUMENT \*\*\*\*\*\*\*\*\*

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY because of color or race is invalid and unenforceable under federal law.

File Information:

Record and Return To:

Document Number: 2008-00033303

CITY OF TEMPLE

Receipt Number: 36704 Recorded Date/Time: August 11, 2008 11:25:48A

2 N MAIN

254-298-5631

User / Station: M Evans - Cash Station 2

TEMPLE TX 76501



I hereby certify that this instrument was filed on the date and time stamped hereon and was duly recorded in the Real Property Records in Bell County, Texas



ORDINANCE NO.	
---------------	--

AN ORDINANCE OF THE CITY OF TEMPLE, TEXAS, ANNEXING APPROXIMATELY 20.855 ACRES OF LAND OUT OF THE SARAH FITZHENRY SURVEY, ABSTRACT NO. 312, BELL COUNTY, TEXAS, AND LOCATED ADJACENT TO THE CEDAR RIDGE CROSSING SUBDIVISION; APPROVING A MUNICIPAL SERVICE PLAN; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT SUCH AREA SHALL BECOME A PART OF THE CITY AND THAT THE OWNERS AND INHABITANTS THEREOF, IF ANY, SHALL BE ENTITLED TO THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BE BOUND BY THE ACTS AND ORDINANCES NOW IN EFFECT AND TO BE HEREAFTER ADOPTED; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

**Whereas**, the City of Temple is a home-rule city authorized by State law and the City Charter to annex territory lying adjacent and contiguous to the City;

**Whereas**, two separate public hearings were conducted prior to consideration of this ordinance in accordance with Chapter 43 of the Texas Local Government Code and the hearings were conducted and held not more than forty nor less than twenty days prior to the institution of annexation proceedings;

**Whereas,** notice of the public hearings was published in a newspaper of general circulation in the City and the territory proposed to be annexed not more than twenty nor less than ten days prior to the public hearings;

**Whereas,** the property to be annexed is contiguous with and adjacent to the City and not within the boundaries of any other city; and

**Whereas**, the City is able to provide all services to the property to be annexed according to the service plan attached hereto.

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

**Part 1**: All of the above premises are found to be true and correct and are incorporated into the body of this Ordinance as if copied in their entirety.

<u>Part 2</u>: The property consisting of approximately 20.855 acres of land out of the Sarah Fitzhenry Survey, Abstract No. 312, located adjacent to the Cedar Ridge Crossing Subdivision, described in Exhibit 'A' attached hereto, is hereby annexed and brought within the corporate limits of the City of Temple, Bell County, Texas, and is made an integral part thereof.

<u>Part 3</u>: The service plan submitted in accordance with Chapter 43 of the Texas Local Government Code is hereby approved as part of this ordinance, made a part hereof and attached hereto as Exhibit "B."

- **Part 4**: The official map and boundaries of the City of Temple are hereby amended so as to include the annexed Property as part of the City of Temple.
- <u>Part 5</u>: The annexed Property shall be zoned at a future date, in compliance with the Zoning Ordinance of the City of Temple.
- **Part 6**: The annexed Property shall be included in, and become a part of, the City of Temple City Council Election District Number 4.
- <u>Part 7</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 8</u>: If the taking of any territory annexed by this ordinance is declared by a court of competent jurisdiction to be invalid and/or illegal, it shall not affect the balance of the property annexed and attempted to be annexed, and that property shall remain as part of the City of Temple, Texas. It is the intent of this ordinance that any territory that is not lawful for the City to incorporate be excluded from this annexation and that such exclusion be documented by having a qualified surveyor correct the property description of the annexed area to conform to the Council's intention and to insure that the boundary description closes.
- <u>Part 9</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 10</u>: It is hereby officially found and determined that the meeting at which this ordinance was 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 **18<sup>th</sup>** day of **February**, 2016.

PASSED AND APPROVED on Second and Final Reading on the 3<sup>rd</sup> day of March, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney



### **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #6(A) Regular Agenda Page 1 of 2

#### **DEPT./DIVISION SUBMISSION & REVIEW:**

Brian Chandler, Director of Planning

<u>ITEM DESCRIPTION:</u> FIRST READING – PUBLIC HEARING – Consider adopting an ordinance authorizing annexation of 0.278 acres of land out of and part of the George W. Lindsey Survey, Abstract 513, Bell County, Texas.

**STAFF RECOMMENDATION:** Conduct public hearing and adopt ordinance on first reading as presented; and schedule second and final reading for March 3, 2016.

<u>ITEM SUMMARY:</u> Kiella Land Investments, Ltd filed a petition on November 23, 2015, seeking voluntary annexation of 0.278 acres into the City of Temple. Voluntary annexation is governed by Section 43.028 of the Texas Local Government Code and applies only to the annexation of an area that is:

- 1. Less than one-half mile in width,
- 2. Contiguous to the annexing municipality, and
- 3. Vacant and without residents or on which fewer than three qualified voters reside.

On December 17, 2015, the City Council adopted a resolution directing City staff to create a Municipal Service Plan and public hearing schedule to consider the annexation of the subject property, which was involved in an extraterritorial jurisdiction land swap with Morgan's Point Resort on May 15, 2014. If annexed, this 0.278 acres of land would accompany the other 137 acres of Campus at Lakewood Ranch, Phase X development that were annexed on June 5, 2014.

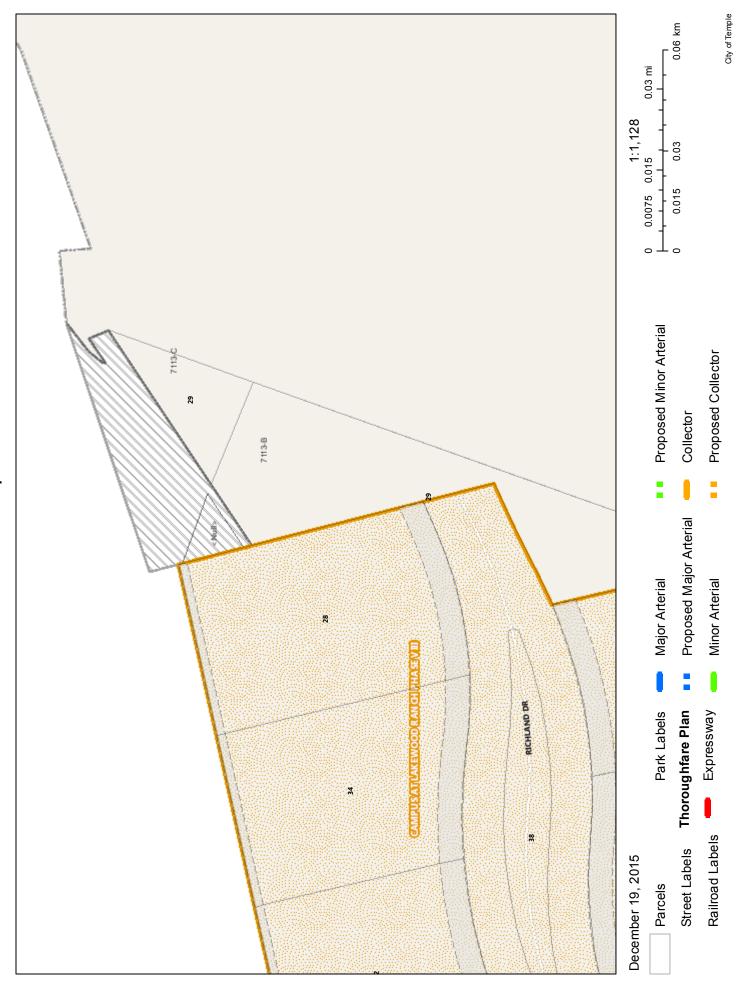
The applicants request the subject property be annexed into the City of Temple with a zoning of Single Family Two (SF-2) to match the surrounding SF-2 zoning, approved by City Council on June 5, 2014. The proposed schedule anticipates completion of annexation proceedings through a Second Reading at City Council on March 3, 2016.

<u>FISCAL IMPACT</u>: Public water and wastewater facilities will not need to be extended to the subject property, since an existing six-inch water line is available at Richland Drive and the property will be serviced by a septic system.

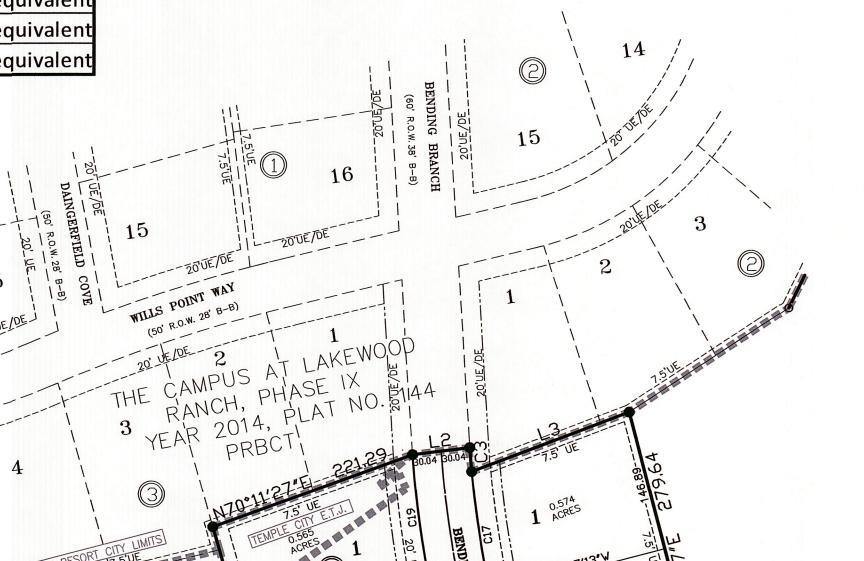
02/18/16 Item #6(A) Regular Agenda Page 2 of 2

### **ATTACHMENTS**:

Voluntary Annexation Map
Campus at Lakewood Ranch Plat (Phase X)
Municipal Service Plan
Field Notes of Proposed Annexation Area
Survey of Proposed Annexation Area
Voluntary Annexation Schedule
Ordinance



	DRIVEWAY CULVERT TABLE			
BLOCK	LOCK LOT FRONTAGE		CMP (INCHES)	
1	1	Richland Drive	12 or equivalent	
1	2	Richland Drive 12 or equivale		
1	2	Bending Branch 18 or equivale		
2	1	Bending Branch 18 or equivale		
2	2	Bending Branch	18 or equivalent	
2	2	Richland Drive	12 or equivalent	
3	1-3	Bending Branch	12 or equivalent	



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I HEREBY, CERTIFY THIS PLAT WAS APPROVED THIS\_\_\_\_\_DAY OF \_\_\_\_\_

WITNESS MY HAND THIS \_\_\_\_\_\_ DAY OF \_\_\_\_\_\_, 2015

OF BELL COUNTY BY THE COUNTY CLERK

FILED FOR RECORD THIS \_\_\_\_\_ DAY OF\_\_\_\_

TRACT SURVEYED AUGUST 31, 2015

PLAT RECORDS OF BELL COUNTY, TEXAS.

DEDICATION INSTRUMENT #\_\_\_

COUNTY JUDGE

NOTARY PUBLIC

BY THE BELL COUNTY COMMISSIONERS COURT, AND MAY BE FILED FOR RECORD IN THE DEED RECORDS

5.162 ACRES MORE FULLY DESCRIBED BY METES & BOUNDS BY SEPARATE

FIELD NOTES PREPARED AND ATTACHED TO DEDICATION INSTRUMENT

\_ , 2015, IN YEAR\_\_\_\_\_\_, PLAT #\_\_\_\_\_\_,

\_\_\_\_, OFFICIAL PUBLIC RECORDS OF BELL COUNTY, TEXAS.

STREET DATA				
STREET NAME LENGTH AREA				
BENDING BRANCH	461.25 L.F.	0.635 ACRES		
RICHALND LANE	198.26 L.F.	0.273 ACRES		

ALL BOUNDARY CORNERS ARE 1/2" IRON ROD WITH CAP MARKED "RPLS 2475" SET UNLESS NOTED OTHERWISE.

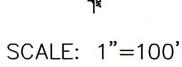
THIS PROJECT IS REFERENCED IN NAD 1983 CENTRAL TEXAS STATE PLANE. ALL DISTANCES ARE HORIZONTAL SURFACE DISTANCES UNLESS NOTED AND ALL BEARINGS ARE GRID BEARINGS.

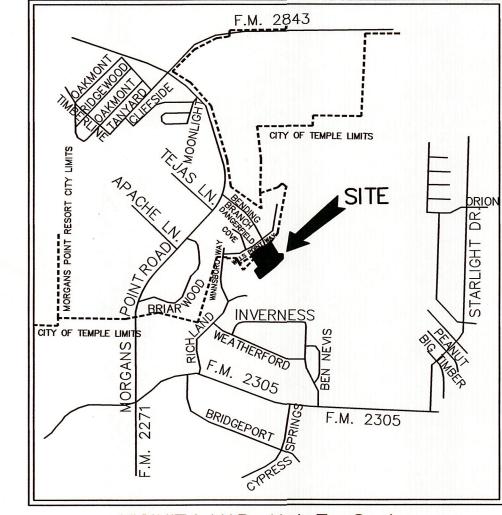
ALL COORDINATE VALUES ARE REFERENCED TO CITY MONUMENT NUMBER 506 THE THETA ANGLE AT SAID CITY MONUMENT IS  $01^{\circ}29'04''$  THE COMBINED CORRECTION FACTOR (CCF) IS 0.999852 PUBLISHED CITY COORDINATES ARE X=3,198,199.05 Y=10,383,950.33 THE TIE FROM THE ABOVE CITY MONUMENT TO THE POINT OF BEGINNING IS N. 32° 14' 10" W., 4255.75 FEET.

I, THE UNDERSIGNED, A REGISTERED SANITARIAN IN THE STATE OF TEXAS, HEREBY CERTIFY THAT THIS SUBDIVISION HAS BEEN REVIEWED FOR COMPLIANCE WITH APPLICABLE STATE AND COUNTY REGULATIONS GOVERNING ON—SITE SEWAGE FACILITIES AND IS HEREBY RECOMMEND FOR APPROVAL

SIGNATURE:	DATE:
ПП.Е:	BELL COUNTY PUBLIC HEALTH DISTRICT







VICINITY MAP: Not To Scale

Line Table			
Line #	Direction	Length	
L1	N14°49′42″W	167.92	
L2	N83°00′00 <b>″</b> E	60.08′	
L3	N69°17′09 <b>″</b> E	175.68′	
L4	S73°26′10 <b>′</b> E	91.08′	
L5	S16°33′50 <b>″</b> W	78.68′	
L6	S61°53′57 <b>″</b> W	201.67′	
L7	S62°38'33"W 60.00'		

Curve Table				
Curve #	Length	Radius	Delta	Chord
C1	28.33	405.00	4°00′29 <b>″</b>	N63°03′39 <b>′</b> E 28.33
C2	84.68	1322.94	3°40′02 <b>″</b>	N62°53′26″E 84.66
C3	25.03	1070.00	1°20′25 <b>″</b>	S4°38'35"E 25.03
C4	199.57	1322.94	8°38′36 <b>″</b>	S69°02′45″W 199.38
C5	228.27	1352.94	9°40′02 <b>″</b>	S69°45′59″W 228.00
C6	197.75	1382.94	8°11′34 <b>″</b>	S69°13′44 <b>′</b> W 197.58
C7	176.14	1130.00	8°55′52 <b>″</b>	\$23°35′45 <b>°</b> E 175.96
C8	461.25	1100.00	24°01′30 <b>″</b>	S16°04′05 <b>°</b> E 457.87
C9	425.56	1070.00	22°47′15″	S16°42′25″E 422.76
C10	235.75	1130.00	11°57′12 <b>″</b>	S10°06′38 <b>″</b> E 235.32
C11	36.97	1322.94	1°36′05 <b>″</b>	S65°31′29 <b>′</b> W 36.97
C12	162.60	1322.94	7°02′32 <b>″</b>	S69°50′47″W 162.50
C13	200.23	1100.00	10°25′45 <b>′</b>	S22°51′57 <b>′</b> E 199.95
C14	261.02	1100.00	13°35′45 <b>″</b>	S10°51′12 <b>″</b> E 260.41
C15	145.36	1070.00	7°47′01 <b>″</b>	S24°12′33″E 145.25
C16	151.45	1070.00	8°06′35 <b>′</b>	S16°15′45″E 151.32
C17	128.75	1070.00	6°53′40 <b>″</b>	\$8°45′38 <b>′</b> E 128.67
C18	116.07	1130.00	5°53′06 <b>′</b>	S13°08'41 <b>"</b> E 116.02
C19	119.68	1130.00	6°04′06 <b>″</b>	S7°10′05 <b>′</b> E 119.62

"IN APPROVING THIS PLAT BY THE COMMISSIONER'S COURT OF BELL COUNTY, TEXAS, IT IS UNDERSTOOD THAT THE BUILDING OF ALL STREETS, ROADS, AND OTHER PUBLIC THOROUGHFARES AND ANY BRIDGES OR CULVERTS NECESSARY TO BE CONSTRUCTED OR PLACED IS THE RESPONSIBILITY OF THE OWNERS OF THE TRACT OF LAND COVERED BY THIS PLAT IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS PRESCRIBED BY THE COMMISSIONER'S COURT OF BELL COUNTY, TEXAS. SAID COMMISSIONER'S COURT ASSUMES NO OBLIGATION TO BUILD ANY OF THE STREETS, ROADS, OR OTHER PUBLIC THOROUGHFARES SHOWN ON THIS PLAT OR OF CONSTRUCTING ANY OF THE BRIDGES OR DRAINAGE IMPROVEMENTS IN CONNECTION THEREWITH. THE COUNTY WILL ASSUME NO RESPONSIBILITY FOR DRAINAGE WAYS OF EASEMENTS IN THE SUBDIVISION, OTHER THAN THOSE DRAINING OR PROTECTING THE ROAD SYSTEM AND STREETS. THE COUNTY ASSUMES NO RESPONSIBILITY FOR THE ACCURACY OF REPRESENTATION BY OTHER PARTIES IN THIS PLAT. FLOOD PLAN DATA, IN PARTICULAR, MAY CHANGE DEPENDING ON SUBSEQUENT DEVELOPMENT."

UE = UTILITY EASEMENT
DE = DRAINAGE EASEMENT
BL = BUILDING SETBACK LINE

TE = TRAIL EASEMENT

NOTES:

1. THIS PROPERTY IS NOT WITHIN THE 100-YEAR FLOOD BOUNDARY PER F.E.M.A. FEDERAL INSURANCE RATE MAP No. 48027C0175E DATED SEPTEMBER 26, 2008
2. THERE SHALL BE A 5' BUILDING LINE ON ALL SIDE LOT LINES UNLESS OTHERWISE

SHOWN HEREON.
3. THERE SHALL BE A 10' REAR BUILDING LINE UNLESS OTHERWISE SHOWN HEREON.
4. ALL RESIDENTIAL LOTS SHALL HAVE A 7.5' UTILITY EASEMENT ALONG THE REAR LOT LINES UNLESS OTHERWISE SHOWN HEREON.

ALL BOUNDARY CORNERS ARE 1/2" IRON ROD WITH CAP STAMPED "RPLS 2475" SET UNLESS OTHERWISE NOTED HEREON.
 UTILITY COMPANIES HAVE BEEN PROVIDED A COPY OF THIS PLAT FOR THEIR REVIEW.

6. UTILITY COMPANIES HAVE BEEN PROVIDED A COPY OF THIS PLAT FOR THEIR REVIEW.
7. A 6' WIDE SIDEWALK SHALL BE CONSTRUCTED BY THE HOMEBUILDER AS EACH LOT IS DEVELOPED ALONG THE SOUTH SIDE OF BENDING BRANCH WITHIN THE TRAIL EASEMENT.
8. THE 6' WIDE SIDEWALK TO BE CONSTRUCTED WITHIN THE TRAIL EASEMENT ALONG THE SOUTH SIDE OF BENDING BRANCH SHALL BE OWNED AND MAINTAINED BY THE

CAMPUS AT LAKEWOOD RANCH HOMEOWNERS ASSOCIATION.

9. THE CAMPUS AT LAKEWOOD RANCH HOMEOWNERS ASSOCIATION IS THE HOLDER OF THE TRAIL EASEMENTS, WHICH OVERLAP PUBLIC DRAINAGE AND UTILITY EASEMENTS.

10. WATER SERVICE SHALL BE PROVIDED BY THE CITY OF TEMPLE, BELL COUNTY, TEXAS.

STATE OF TEXAS

COUNTY OF BELL

KIELLA DEVELOPMENT, INC, A TEXAS CORPORATION, OWNER OF THE LAND SHOWN ON THIS PLAT AND DESIGNATED HEREIN AS FINAL PLAT OF CAMPUS AT LAKEWOOD RANCH, PHASE X, A SUBDIVISION IN THE CITY OF TEMPLE, TEXAS AND WHOSE NAME IS SUBSCRIBED HERETO, HEREBY DEDICATE TO THE USE OF THE PUBLIC FOREVER ALL STREETS, ALLEYS, WATERCOURSES, DRAINS, EASEMENTS AND PUBLIC PLACES AS SHOWN HEREON.

THE DWNER ACKNOWLEDGES THAT IT IS THE RESPONSIBILITY OF THE DWNER, NOT THE COUNTY, TO ASSURE COMPLIANCE WITH THE PROVISIONS OF ALL APPLICABLE FEDERAL, STATE, AND LOCAL LAWS AND REGULATIONS RELATING TO THE ENVIRONMENT; INCLUDING (BUT NOT LIMITED TO) THE ENDANGERED SPECIES ACT, STATE AQUIFER REGULATIONS, AND MUNICIPAL WATERSHED ORDINANCES.

ALL PUBLIC ROADWAYS AND EASEMENTS AS SHOWN ON THIS PLAT ARE FREE OF

KIELLA DEVELOPMENT, INC. A TEXAS CORPORATION 7462 WEST ADAMS AVENUE, TEMPLE, TEXAS 76502

JOHN KIELLA PRESIDENT

254-778-0085

STATE OF TEXAS
COUNTY OF BELL

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME ON THE \_\_\_\_ DAY OF \_\_\_\_\_\_\_, 2015 JOHN KIELLA, PRESIDENT OF KIELLA DEVELOPMENT, INC., A TEXAS CORPORATION.

NOTARY PUBLIC

STATE OF TEXAS
COUNTY OF BELL

I, THE UNDERSIGNED, A REGISTERED PROFESSIONAL ENGINEER IN THE STATE OF TEXAS, HEREBY CERTIFY, THAT PROPER ENGINEERING CONSIDERATION HAS BEEN GIVEN TO THIS PLAT:

JENNIFER RYKEN NO. 106277

STATE OF TEXAS
COUNTY OF BELL

I, THE UNDERSIGNED, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, HEREBY CERTIFY, TO THE BEST OF MY KNOWLEDGE AND BELIEF, THAT THIS PLAT IS TRUE AND CORRECT, THAT IT WAS PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY MADE UNDER MY SUPERVISION ON THE GROUND, AND THAT ALL NECESSARY SURVEY MONUMENTS ARE CORRECTLY SHOWN THEREON.

MICHAEL E. ALVIS

Michael E. Alvis, R.P.L.S., No. 5402

THIS PLAT HAS BEEN SUBMITTED TO AND CONSIDERED BY THE PLANNING & ZONING COMMISSION OF THE CITY OF TEMPLE, TEXAS, AND IS HEREBY APPROVED BY SUCH

DATED THIS \_\_\_\_\_\_ DAY OF\_\_\_\_\_\_\_, 2015.

SECRETARY TO PLANNING & ZONING COMMISSION:

THIS FINAL PLAT HAS BEEN SUBMITTED TO AND CONSIDERED BY THE PLANNING AND ZONING COMMISSION OF THE CITY OF TEMPLE, TEXAS, AND IS HEREBY APPROVED BY

DATED THIS \_\_\_\_\_DAY OF\_\_\_\_\_\_, 2015

CHAIRPERSON:

TAX CERTIFICATE

TAX CERTIFICATE

THE BELL COUNTY TAX APPRAISAL DISTRICT, THE TAXING AUTHORITY FOR ALL TAXING 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 \_\_\_\_\_\_\_\_, 2015.

BELL COUNTY TAX APPRAISAL DISTRICT

FOR REVIEW ONLY

FINAL PLAT of:

CAMPUS AT LAKEWOOD RANCH, PHASE X

5.162 ACRES

3 BLOCKS, 7 LOTS

LOTS 1 thru 2, BLOCK 1 LOTS 1 thru 2, BLOCK 2 LOTS 1 thru 3, BLOCK 3

A RESIDENTIAL DEVELOPOMENT

( PROPOSED ZONING OF SFR ( SINGLE FAMILY RESIDENTIAL ) )
PART OF THE THE GEORGE W. LINDSEY SURVEY, ABSTRACT #513,
A SUBDIVISION PARTLY IN THE CITY OF TEMPLE, BELL COUNTY, TEXAS
AND PARTLY IN THE EXTRATERRITORIAL JURISDICTION

OF THE CITY OF TEMPLE, BELL COUNTY, TEXAS

100 200

JOB NO.: 15-804

SHEET 1 OF 1

COMPUTER NO. 15-804

**REVISIONS** 

9/04/15 COMMENTS

DATE: 09/04/15

DRN. BY: MEA

FB/LB

SURVEY FIRM # 10056000

ENGINEER FIRM # F-1658

RANCH

**CAMPUS** 

50/0-FILE NO.

# CITY OF TEMPLE ANNEXATION SERVICE PLAN—VOLUNTARY ANNEXATION Kiella Land Investments, Ltd.

For a 0.278 acre tract of land being more or less 88 feet in width and 219 feet in length, located adjacent to The Campus At Lakewood Ranch, Phase VIII and located adjacent to Lot 3, Block 3, The Campus at Lakewood Ranch, Phase IX, hereafter called the Tract, abutting the city limits boundary out of and part of the George W. Lindsey Survey, Abstract 513, County of Bell, and more particularly described as Exhibit "A" (Fields) and depicted as Exhibit "B" (Survey) of the Annexation Ordinance (2016-####).

#### SERVICES TO BE PROVIDED ON THE EFFECTIVE DATE OF ANNEXATION

#### POLICE PROTECTION

The City will provide protection to the newly-annexed tract at the same or similar level of service now being provided to other areas of the City, with the same or similar topography, land use and population density.

#### FIRE PROTECTION AND AMBULANCE SERVICE

The City will provide fire protection from Station #7 to the newly-annexed area at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density. The City will provide First Responder services through its Fire Department and contract for emergency medical services (EMS) through the Scott & White Hospital System.

#### 3. SOLID WASTE COLLECTION

Upon payment of any required deposits and the agreement to pay lawful service fees and charges, solid waste collection will be provided to the newly-annexed area to the extent that the City has access to the area to be serviced. Private contractors currently providing sanitation collecting services in the area may continue to do so for up to two years.

#### 4. MAINTENANCE OF WATER AND WASTEWATER FACILITIES

Any and all water or wastewater facilities owned or maintained by the City at the time of the proposed annexation shall continue to be maintained by the City. Any and all water or wastewater facilities which may be acquired subsequent to the annexation of the proposed area shall be maintained by the City, to the extent of its ownership. Any and all water or wastewater facilities outside the extent of the ownership of the City, and owned by other water or wastewater treatment providers shall continue to be allowed to provide those services to the newly-annexed tract.

#### MAINTENANCE OF ROADS AND STREETS

Any and all public roads, streets or alleyways which have been dedicated to the City, or which are owned by the City, shall be maintained to the same degree and extent that other roads, streets and alleyways are maintained in areas with similar topography, land use and population density. Any and all lighting of roads, streets and alleyways which may be positioned in a right-of-way, roadway or utility

company easement shall be maintained by the applicable utility company servicing the City, pursuant to the rules, regulations and fees of such utility.

#### 6. MAINTENANCE OF PUBLIC PARKS, PLAYGROUNDS AND SWIMMING POOLS

The City Council is not aware of the existence of any public parks, playgrounds or swimming pools now located in the area proposed for annexation. In the event any such parks, playgrounds or swimming pools do exist and are public facilities, the City, will maintain such areas to the same extent and degree that it maintains parks, playgrounds and swimming pools and other similar areas of the City now incorporated in the City.

### 7. MAINTENANCE OF MUNICIPALLY-OWNED FACILITY, BUILDING OR MUNICIPAL SERVICE

The City Council is not aware of the existence of any publicly-owned facility, building or other municipal service now located in the area proposed for annexation. In the event any such publicly-owned facility, building or municipal service does exist and are public facilities, the City will maintain such areas to the same extent and degree that it maintains publicly-owned facilities, buildings or municipal services of the City now incorporated in the City.

#### 8. INSPECTIONS

The City will provide building inspection services upon approved building permits from the City to the newly-annexed tract at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density.

#### CODE ENFORCEMENT

The City will provide code enforcement services to the newly-annexed tract at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density.

#### MOWING

The City will provide right-of-way mowing services adjacent to the newly-annexed tract at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density.

#### CAPITAL IMPROVEMENTS

#### 1. POLICE PROTECTION, FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES

The City Council finds and determines it to be unnecessary to acquire or construct any capital improvements for the purposes of providing police protection, fire protection, or emergency medical services. The City Council finds and determines that it has at the present time adequate facilities to provide the same type, kind and level of protection and service which is presently being administered to other areas already incorporated in the City with the same or similar topography, land use and population density.

#### ROADS AND STREETS

The City will undertake to provide the same degree of road and street lighting as is provided in areas of the same or similar topography, land use and population density within the present corporate limits of the City. Maintenance of properly dedicated roads and streets will be consistent with the maintenance provided by the City to other roads and streets in areas of similar topography, land use and sub development of the annexed property. Developers will be required, pursuant to the ordinances of the City to provide internal and peripheral streets and to construct those streets in accordance with the specifications required by the City for the properly dedicated street. City participation in capital expenditures will be in accordance with city policies.

#### WATER AND WASTEWATER FACILITIES

The City of Temple has water facilities within the boundaries of the voluntary annexation, and proposes no other extension of water facilities to the area, taking into consideration the existing land use, and topography and population density relative to areas within the existing City Limits which do not have water services.

Currently, there are no wastewater treatment providers within the boundaries of the voluntary annexation and property owners rely on on-site sewage facilities (septic systems). Other areas of the City of Temple with similar topography, land use, and population density as those found in the boundaries of the voluntary annexation also rely on on-site sewage facilities for wastewater infrastructure. For this reason and in accordance with Local Government Code Section 43.056(g), the City proposes no extensions of wastewater facilities within the boundaries of the voluntary annexation.

#### 4. CAPITAL IMPROVEMENTS

Notwithstanding any other provision of this service plan, a landowner within the newly annexed area will not be required to fund capital improvements as necessary for municipal services in a manner inconsistent with Chapter 395 of the Local Government Code, unless otherwise agreed to by the landowner.

#### **SPECIFIC FINDINGS**

The City Council finds and determines that this proposed Service Plan will not provide any fewer services, and it will not provide a lower level of service in the area proposed to be annexed than were in existence in the proposed area at the time immediately preceding the annexation process.

Because of the differing characteristics of topography, land utilization and population density, the service levels which may ultimately be provided in the newly annexed area may differ somewhat from services provided in other areas of the City. These differences are specifically dictated because of differing characteristics of the property and the City will undertake to perform consistent with this contract so as to provide the newly-annexed area with the same type, kind and quality of service presently enjoyed by the citizens of the City who reside in areas of the same or similar topography, land utilization and population density.

APPROVED ON THIS	DAY OF	, 2016.
	City of Temple, Texas	

Mayor		
ATTEST:		
City Secretary		

BEING a 0.278 acre tract situated in the GEORGE W. LINDSEY SURVEY, ABSTRACT No. 513, Bell County, Texas and being a part or portion of that certain 25.000 acre tract of land described in a Executor's Special Warranty Deed dated April 2, 2008 from Edward William Clinite, Independent Executor and as Trustee of any Trusts Created under the Last Will and Testament of LaVerne Miller, Deceased to Kiella Land Investments, Ltd., a Texas limited partnership and being of record in Document No. 2008-00016748, Official Public Records of Bell County, Texas and being a part or portion of that certain 23.856 acre tract (TRACT2) described in a Special Warranty Deed dated October 1, 2012 from Edward William Clinite, Trustee of the Esta Laperle Clinite Descendants Separate Trust to Kiella Land Investments, Ltd., a Texas limited partnership and being of record in Document No. 2012-00042201, Official Public Records of Bell County, Texas and being a part or portion of that certain 112.763 acre tract of land described in a Special Warranty Deed dated October 1, 2012 from Clinite-Miller, Inc., a Texas corporation to Kiella Land Investments, Ltd., a Texas limited partnership and being of record in Document No. 2012-00042199, Official Public Records of Bell County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at a ½" iron rod with cap stamped "RPLS 2475" found being the most easterly northeast corner of that certain 15.047 acre tract of land described as The Campus at Lakewood Ranch, Phase VIII according to the map or plat of record in Cabinet D, Slide 375-B, Plat Records of Bell County, Texas and being the southeast corner of Lot 3, Block 3, The Campus at Lakewood Ranch, Phase IX according to the map or plat or record in Year No. 2014, Plat No. 144, Plat Records of Bell County, Texas and being in the north boundary line of the said 25.000 acre tract and being in the south boundary line of the said 23.856 acre tract for corner;

THENCE departing the said 15.047 acre tract and the said 25.000 acre tract and the said south boundary line and over and across the said 23.856 acre tract the following seven (7) calls:

- 1) N. 15° 56′ 32″ W., 24.87 feet departing the said The Campus at Lakewood Ranch, Phase VIII and with the east boundary line of the said Lot 3, Block 3, The Campus at Lakewood Ranch, Phase IX to a ½″ iron rod with cap stamped "RPLS 2475" set being the southwest corner of Lot 2, said Block 3 for corner;
- 2) N. 70° 06′ 33″ E., 219.92 feet with the south boundary line of the said Block 3 to a  $\frac{1}{2}$ ″ iron rod with cap stamped "RPLS 2475" set for corner;
- 3) S. 50° 38′ 46″ W., 30.44 feet departing the said Block 3 to a  $\frac{1}{2}$ ″ iron rod with cap stamped "RPLS 2475" set for corner;
- 4) S. 37° 15′ 50″ W., 15.29 feet to a ½″ iron rod with cap stamped "RPLS 2475" set for corner;
- 5) N. 54° 23' 42" E., 1.00 feet to a ½" iron rod with cap stamped "RPLS 2475" set for corner;





- 6) S. 17° 46′ 25″ W., 2.98 feet to a ½″ iron rod with cap stamped "RPLS 2475" set for corner;
- 7) N. 54° 23' 10" E., 24.76 feet to a ½" iron rod with cap stamped "RPLS 2475" set for corner;

THENCE S. 24° 20′ 30″ E., 17.60 feet over and across the said 23.856 acre tract and continuing over and across the aforementioned 112.763 acre tract to a  $\frac{1}{2}$ ″ iron rod with cap stamped "RPLS 2475" set for corner;

THENCE S. 54° 57′ 16″ W., 216.30 feet over and across the said 112.763 acre tract and continuing over and across the said 23.856 acre tract and continuing over and across the aforementioned 25.000 acre tract to a  $\frac{1}{2}$ ″ iron rod with cap stamped "RPLS 2475" set being in the east boundary line of the aforementioned The Campus at Lakewood Ranch, Phase VIII for corner;

THENCE N. 15° 56′ 32″ W., 63.25 feet continuing over and across the said 25.000 acre tract and with the said east boundary line of The Campus at Lakewood Ranch, Phase VIII to the Point of BEGINNING and containing 0.278 acres of land.

\*\*\*\*\*\*

I, Michael E. Alvis, a Registered Professional Land Surveyor in the State of Texas, do hereby certify that these field notes are a correct representation of a survey made on the ground.

Michael E. Alvis, R.P.L.S. #5402

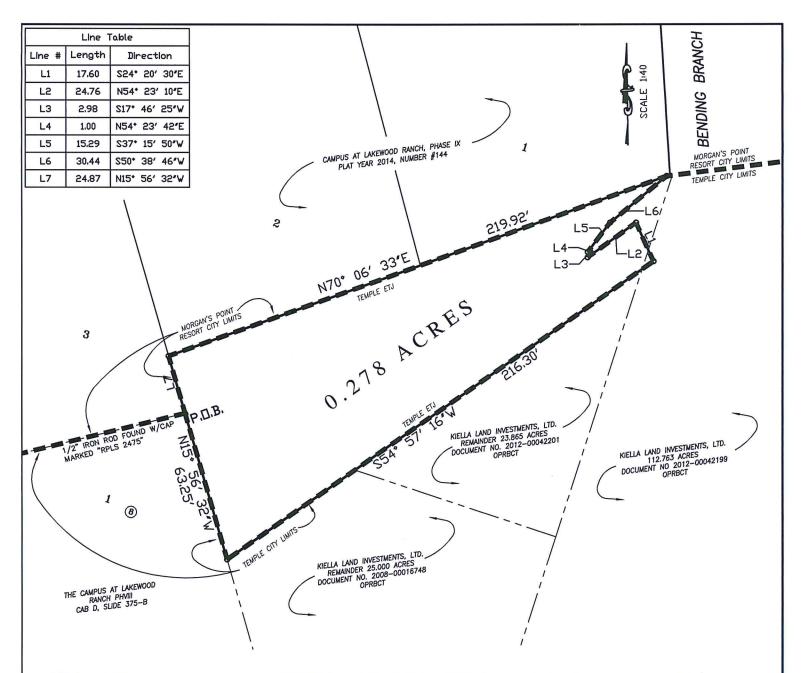
November 20, 2015

THIS PROJECT IS REFERENCED TO THE CITY OF TEMPLE COORDINATE SYSTEM, AN EXTENSION OF THE TEXAS COORDINATE SYSTEM OF 1983, CENTRAL ZONE. ALL DISTANCES ARE HORIZONTAL SURFACE DISTANCES UNLESS NOTED AND ALL BEARINGS ARE GRID BEARINGS.

ALL COORDINATE VALUES ARE REFERENCED TO CITY MONUMENT NUMBER 506
THE THETA ANGLE AT SAID CITY MONUMENT IS 01° 29' 04"
THE COMBINED CORRECTION FACTOR (CCF) IS 0.999852
PUBLISHED CITY COORDINATES ARE X = 3,198,199.05 Y = 10,383,950.33
THE TIE FROM THE ABOVE CITY MONUMENT TO THE POINT OF BEGINNING (POB) IS N. 29° 17' 25" W., 4674.11 FEET.
GRID DISTANCE = SURFACE DISTANCE X CCF
GEODETIC NORTH = GRID NORTH + THETA ANGLE



Page 2 of 2



BEING a 0.278 acre tract situated in the GEORGE W. LINDSEY SURVEY, ABSTRACT No. 513, Bell County, Texas and being a part or portion of that certain 25.000 acre tract of land described in a Executor's Special Warranty Deed dated April 2, 2008 from Edward William Clinite, Independent Executor and as Trustee of any Trusts Created under the Last Will and Testament of LaVerne Miller, Deceased to Kiella Land Investments, Ltd., a Texas limited partnership and being of record in Document No. 2008-00016748, Official Public Records of Bell County, Texas and being a part or portion of that certain 23.856 acre tract (TRACT2) described in a Special Warranty Deed dated October 1, 2012 from Edward William Clinite, Trustee of the Esta Laperle Clinite Descendants Separate Trust to Kiella Land Investments, Ltd., a Texas limited partnership and being of record in Document No. 2012—00042201, Official Public Records of Bell County, Texas and being a part or portion of that certain 112.763 acre tract of land described in a Special Warranty Deed dated October 1, 2012 from Clinite-Miller, Inc., a Texas corporation to Kiella Land Investments, Ltd., a Texas limited partnership and being of record in Document No. 2012-00042199, Official Public Records of Bell County, Texas and being more particularly described by separate metes and bounds in separate field notes.

STATE OF TEXAS

COUNTY OF BELL

KNOW ALL MEN BY THESE PRESENTS, that I, Michael E. Alvis, a Registered Professional Land Surveyor in the State of Texas, do hereby certify that this survey was this day made on the ground of the property described herein and is correct and that there are no discrepancies, conflicts, shortages in the area, easements, and right-of-ways except as shown hereon, that this tract of land has access to and from a public road, and I have marked all corners with monuments.

IN WITNESS THEREOF, my hand and seal, this the 23rd day of November, 2015.

MICHAEL E. ALVIS 5402 POFESSIO

Michael E. Alvis, R.P.L.S., No. 5402

\*\*ALL BOUNDARY CORNERS ARE 1/2" IRON ROD WITH CAP MARKED "RPLS 2475" SET UNLESS NOTED OTHERWISE.

0.278 acre tract being more particularly described by separate metes and bounds.



TURLEY ASSOCIATES, INC. F-1658 301 N. 3rd ST. TEMPLE, TEXAS (254) 773-2400

0.278 ACRES GEORGE W. LINDSEY SURVEY, ABSTRACT #513
BELL COUNTY, TEXAS

11/2	3/1	5	SCALE	1: 40	JFBII/MJK
REFERENC	E:	125	12-D	JOB NO:	13-379
SHEET	1	OF	1	FILE NO:12789-A	

### SCHEDULE Voluntary Annexation – Campus at Lakewood Ranch, Phase X (0.278 acre)

DATE	ACTION	TIME LIMIT/NOTES
11-23-15	CITY RECEIVES PETITION of landowner to	N/A
	annex area adjacent to city limits; fewer than	,
	3 qualified voters reside in the area.	
12-17-15	COUNCIL ADOPTS RESOLUTION	1. Hear and grant or deny petition
Regular Meeting	1. Granting petition;	after the 5 <sup>th</sup> day, but on or before the
	2. Directing staff to develop service plans;	30 <sup>th</sup> day after petition is filed.
	and	2. Council must direct Staff to
	3. Setting dates, times, places for public	develop the services plan before
	hearings 24 <sup>th</sup> day after petition filed	publication of notice of 1 <sup>st</sup> hearing required under § 43.063 LGC.
	24 day arter petition med	§ 43.065 LGC
12-21-15	CITY SECRETARY MAILS NOTICES TO	Before the 30 <sup>th</sup> day before the date of
	1. Property owners	the first hearing required under
	2. Public and private service entities	§ 43.063. § 43.062(b) LGC
	3. Railroads	
	31st day before 1 <sup>st</sup> public hearing	
01-04-16 to	CITY SECRETARY SENDS NOTICE TO	Within the period prescribed for
01-12-16	Public school districts located in annexation	publishing the notice of the 1st
	area	hearing under § 43.063 LGC
	17 <sup>th</sup> -9 <sup>th</sup> day before 1 <sup>st</sup> public hearing	
01-03-16	CITY SECRETARY PUBLISHES NOTICES	Publish hearing notice on or after the
	FOR PUBLIC HEARINGS ON ANNEXATION	20 <sup>th</sup> day but before the 10 <sup>th</sup> day
	Posts notice on City web site Publishes notice in Telegram	before the date of the hearing § 43.063(c)LGC
	18 <sup>th</sup> day before 1 <sup>st</sup> public hearing	g 45.005(c)EGC
	19 <sup>th</sup> day before 2 <sup>nd</sup> public hearing	
01-13-16	RESIDENTS' LAST DAY TO FILE PROTEST	Hold one hearing in area proposed for
	10 <sup>th</sup> day after publication of hearing notice	annexation if more than 10% of
		adults who are permanent residents
		of area file written protest within 10
		days after publication of notice.
01-21-16	COUNCIL HOLDS 1st PUBLIC HEARING	§ 43.063(b) LGC Hold hearings on or after the 40 <sup>th</sup> day
Regular meeting	Staff presents service plan	but before the 20 <sup>th</sup> day before the
Regular inceding	28th day before 1 <sup>st</sup> reading of ordinance	date of institution of annexation
	20th day before 1 reading of chamanes	proceedings with 1st reading of
		ordinance. § 43.063(a) LGC.
01-22-16	COUNCIL HOLDS 2 <sup>nd</sup> PUBLIC HEARING	Hold hearings on or after the 40 <sup>th</sup> day
Special meeting	Staff presents service plan	but before the 20 <sup>th</sup> day before the
	27th day before 1 <sup>st</sup> reading of ordinance	date of institution of annexation
		proceedings with 1st reading of
02-18-16	COUNCIL CONSIDERS ANNEXATION	ordinance. LGC § 43.063(a) First reading institutes proceedings
Regular Meeting	ORDINANCE ON 1 <sup>ST</sup> READING & HOLDS	for purposes of statutory time limits.
Regular Meeting	PUBLIC HEARING	To purposes of statutory time limits.
03-03-16	COUNCIL CONSIDERS ANNEXATION	Complete annexation proceedings
Regular Meeting	ORDINANCES ON 2 <sup>ND</sup> READING	within 90 days from 1 <sup>st</sup> reading.
	14 <sup>th</sup> day from 1 <sup>st</sup> reading	§ 43.064(A) LGC.

DATE	ACTION	TIME LIMIT/NOTES
	INFORMATION TECHNOLOGY SERVICES PREPARES AMENDED CITY MAP	
	Amended City limit boundary     Amended City ETJ boundary	

CITY SECRETARY SENDS NOTICES TO:	
TEXAS SECRETARY OF STATE  1. Copy of annexation ordinance 2. Annexation map 3. Statement that annexation is not involved in any litigation	Secretary of State certifies to U. S. Department of Commerce that annexation was valid.  [No citation found.]
VOTER REGISTRAR FOR BELL COUNTY  1. Map in format compatible with mapping format used by registrar's office.	Not later than the 30 <sup>th</sup> day after the date the change is adopted. § 42.0615 Election Code  The County Election Administrator is the Voter Registrar for Bell County.
STATE COMPTROLLER, SALES TAX DIVISION  1. Annexation ordinance 2. Map showing whole municipality	§ 321.102 Tax Code Delivery of notice affects implementation of tax collection.
BELL COUNTY CLERK  1. Certified copy of annexation ordinance including legal description of annexed area.	Within 30 days after obtaining preclearance for the annexation under the Federal Voting Rights Act. § 41.0015 LGC
BELL COUNTY CLERK  1. Certified copy of annexation ordinance 2. Copy of petition	For annexation of Sparsely Occupied Area on Petition of Area Landowners § 43.028(f)
PUC AND FRANCHISEES Utility, telecommunication, transportation, and EMS providers	
TxDOT If state road is affected. TEXAS COMMISSION ON FIRE	[No citation found. No information
PROTECTION  U. S. BUREAU OF THE CENSUS	found on Commission's web site.]  [Or does SOS notify Bureau of the
	Census?]

CITY ATTORNEY SENDS INFORMATION	If annexation affects Corps' property.
TO U. S. ARMY CORPS OF ENGINEERS:	Army Regulation 405-25
1. Ordinance	
2. Map	
3. Service plan	
4. Copies of pertinent laws /regulations	

ORDINANCE NO.	
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AN ORDINANCE OF THE CITY OF TEMPLE, TEXAS, ANNEXING APPROXIMATELY 0.278 ACRES OF LAND OUT OF AND A PART OF THE GEORGE W. LINDSEY SURVEY, ABSTRACT NO. 513, BELL COUNTY, TEXAS; APPROVING A MUNICIPAL SERVICE PLAN; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT SUCH AREA SHALL BECOME A PART OF THE CITY AND THAT THE OWNERS AND INHABITANTS THEREOF, IF ANY, SHALL BE ENTITLED TO THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BE BOUND BY THE ACTS AND ORDINANCES NOW IN EFFECT AND TO BE HEREAFTER ADOPTED; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING AN OPEN MEETINGS CLAUSE.

**Whereas**, the City of Temple is a home-rule city authorized by State law and the City Charter to annex territory lying adjacent and contiguous to the City;

**Whereas**, two separate public hearings were conducted prior to consideration of this ordinance in accordance with Chapter 43 of the Texas Local Government Code and the hearings were conducted and held not more than forty nor less than twenty days prior to the institution of annexation proceedings;

**Whereas,** notice of the public hearings was published in a newspaper of general circulation in the City and the territory proposed to be annexed not more than twenty nor less than ten days prior to the public hearings;

**Whereas,** the property to be annexed is contiguous with and adjacent to the City and not within the boundaries of any other city; and

**Whereas**, the City is able to provide all services to the property to be annexed according to the service plan attached hereto.

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

**Part 1**: All of the above premises are found to be true and correct and are incorporated into the body of this Ordinance as if copied in their entirety.

<u>Part 2</u>: The property consisting of approximately 0.278 acres of land out of and part of the George W. Lindsey Survey, Abstract No. 513, described in Exhibit 'A' attached hereto, is hereby annexed and brought within the corporate limits of the City of Temple, Bell County, Texas, and is made an integral part thereof.

<u>Part 3</u>: The service plan submitted in accordance with Chapter 43 of the Texas Local Government Code is hereby approved as part of this ordinance, made a part hereof and attached hereto as Exhibit "B."

<u>Part 4</u>: The official map and boundaries of the City of Temple are hereby amended so as to include the annexed Property as part of the City of Temple.

<u>Part 5</u>: The annexed Property shall be zoned at a future date, in compliance with the Zoning Ordinance of the City of Temple.

**Part 6**: The annexed Property shall be included in, and become a part of, the City of Temple City Council Election District Number 4.

<u>Part 7</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 8</u>: If the taking of any territory annexed by this ordinance is declared by a court of competent jurisdiction to be invalid and/or illegal, it shall not affect the balance of the property annexed and attempted to be annexed, and that property shall remain as part of the City of Temple, Texas. It is the intent of this ordinance that any territory that is not lawful for the City to incorporate be excluded from this annexation and that such exclusion be documented by having a qualified surveyor correct the property description of the annexed area to conform to the Council's intention and to insure that the boundary description closes.

<u>Part 9</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 10</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  ${\bf 18^{th}}$  day of February, 2016.

PASSED AND APPROVED on Second and Final Reading on the 3<sup>rd</sup> day of March, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney

02/18/16 Item #6(B) Regular Agenda Page 1 of 3

#### **DEPT./DIVISION SUBMISSION & REVIEW:**

Tammy Lyerly, Senior Planner

<u>ITEM DESCRIPTION:</u> FIRST READING – PUBLIC HEARING - Z-FY-16-13: Consider adopting an ordinance authorizing a rezoning upon annexation of a 0.278 acre tract of land from Agricultural District (AG) to Single-Family Two (SF-2) District, as part of the subdivision plat for Campus At Lakewood Ranch Phase X, located at the end of Richland Drive, between existing Campus At Lakewood Ranch Phases VIII and IX.

PLANNING AND ZONING COMMISSION RECOMMENDATION: At its February 1, 2016, meeting the Planning and Zoning Commission voted 9/0 to recommend approval of a permanent zoning of Single Family Two (SF-2) District upon annexation of the subject 0.278 tract of land.

**STAFF RECOMMENDATION:** Staff recommends approval of a permanent zoning of Single Family Two (SF-2) upon annexation into the City of Temple for the following reasons:

- 1. Compliance with the Future Land Use Plan;
- 2. Compatibility with surrounding zoning and land uses;
- 3. Compatibility with the Thoroughfare Plan; and
- 4. Public and private facilities will be available to serve the subject property.

**ITEM SUMMARY:** On December 17, 2015, the City Council adopted a resolution directing City staff to create a Municipal Service Plan and public hearing schedule to consider the annexation of the subject property, which was involved in an extraterritorial jurisdiction land swap with Morgan's Point Resort on May 15, 2014. If annexed, this 0.278 acres of land would accompany the other 137 acres of Campus at Lakewood Ranch, Phase X development that were annexed on June 5, 2014.

The applicant requests the subject property be annexed into the City of Temple with a zoning of Single Family Two (SF-2) to match the surrounding SF-2 zoning, approved by City Council on June 5, 2014. Public hearings were held on January 21 and 22, 2016 related to the Municipal Service Plan, while the annexation readings will be presented with this zoning case.

The applicant's requested SF-2 zoning district permits single-family detached residences and related accessory structures and provides for smaller single-family lots. This district may also be used as a transition from the SF-1 District to less restrictive or denser residential zoning districts.

The requested SF-2 zoning district would allow the following, but is not limited to: a family or group home, industrialized housing, single-family detached dwelling, place of worship, and farm, ranch, orchard or garden.

**Prohibited uses** include patio home, single-family attached dwelling, townhouse, duplex, zero lot line dwelling, halfway house, HUD-Code manufactured homes and land lease communities, retail and commercial Uses, among others.

**<u>DEVELOPMENT REGULATIONS:</u>** Dimensional standards for development in the SF-2 District are as follows:

- Minimum lot size 5,000 sq. feet
- Minimum Lot Width 50 feet
- Minimum Lot Depth 100 feet
- Front Yard Setback 25 feet
- Side Yard Setback 5 feet (interior)
- Side Yard Setback 15 feet (corner)
- Rear Yard Setback 10 feet

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

<b>Direction</b>	<u>FLUP</u>	<b>Zoning</b>	Current Land Use
Site	None (ETJ)	None	Undeveloped Property
North	None (Morgan's Point Resort)	None	Undeveloped Property
South	Suburban Residential	SF-2	Undeveloped Property
East	Suburban Residential	SF-2	Undeveloped Property
West	None / Suburban Residential	SF-2	Residential and Undeveloped Property

<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
СР	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)

Since the subject property was part of Morgan's Point Resort during the review process of the *Choices* '08 City of Temple Comprehensive Plan, it was not assigned a land use character district, but it is surrounded by the Suburban Residential character district.

According to the City of Temple Comprehensive Plan, the **Suburban Residential** land use classification is characterized by mid-size single family lots, allowing for greater separation between dwellings and more emphasis on green space versus streets and driveways. The subject property is compliant with the Suburban Residential character district.

Thoroughfare Plan (CP Map 5.2) and Temple Trails Master Plan Map and Sidewalk Ordinance
The subject property does not have street frontage because it is a sliver of land within Block 2, Lot 1 of
The Campus at Lakewood Ranch, Phase X. The subject Lot fronts on the future street, Bending
Branch, which is compliant with single-family development. Bending Branch proposes a street width
of 38 feet (back of ribbon curbing-back of ribbon curbing) within 60 feet of right-of-way.

#### Availability of Public Facilities (CP Goal 4.1)

An existing six-inch water line is available at Richland Drive, located west of the subject property. The surrounding development will be serviced by 6-inch and 8-inch water lines along the subject property along Bending Branch. The subject property will be serviced by septic system.

<u>PUBLIC NOTICE:</u> Fourteen (14) 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, February 8, 2016, thirteen (13) notices have been received in favor of the proposed rezoning and no notices have been returned in opposition to the proposed rezoning.

The newspaper printed notice of the public hearing on January 21, 2016, in accordance with state law and local ordinance.

**FISCAL IMPACT:** Not Applicable

#### **ATTACHMENTS:**

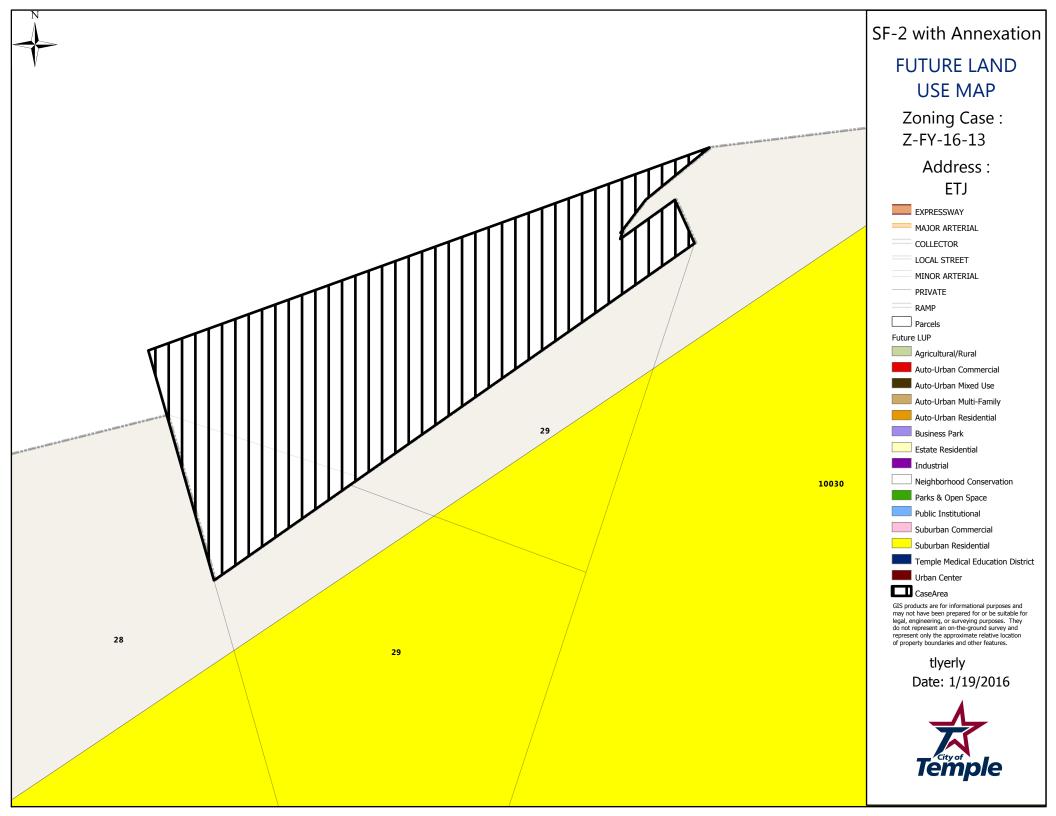
Subject and Surrounding Property Photos
Zoning and Location Map
Future Land Use and Character Map
Thoroughfare Map
Utility Map
Buffer Notification Map
Response Letters
Campus at Lakewood Ranch, Phase X
Ordinance

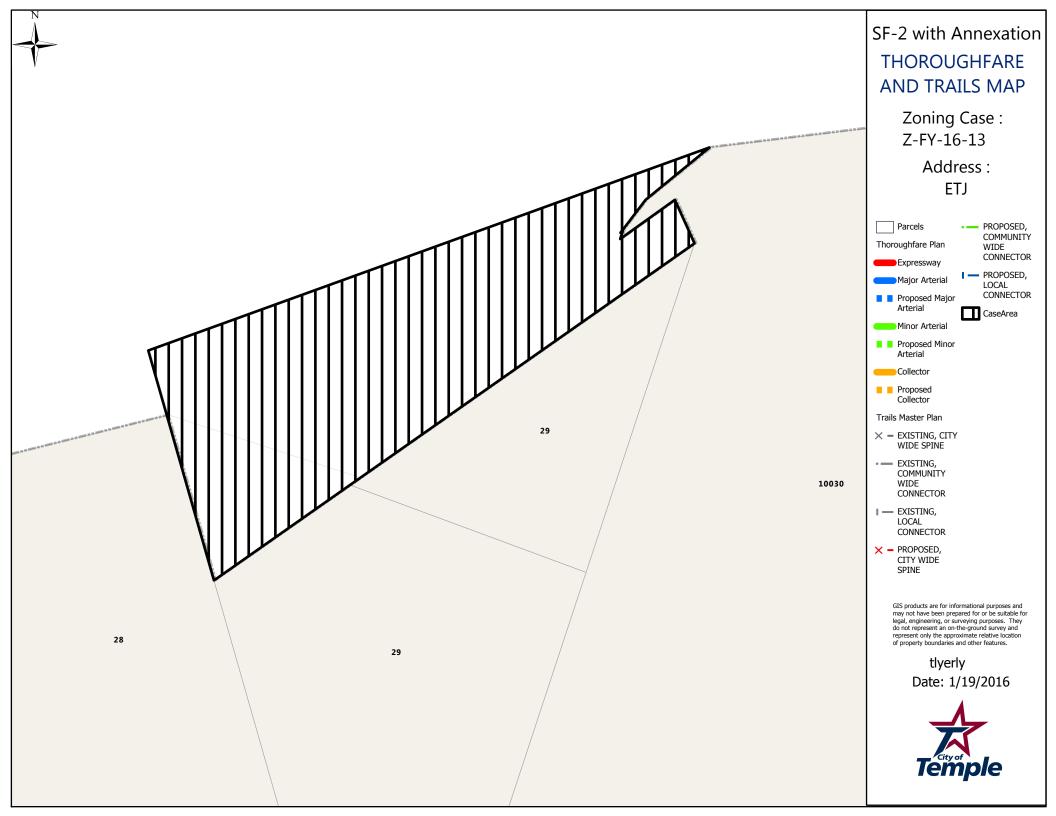
<u>SURROUNDING PROPERTY AND USES:</u>
The following table shows the subject property, existing zoning and current land uses:

Direction	Zoning	Current Land Use	Photo
Subject Property	None (ETJ)	Undeveloped Property	PROPOSED LAND USE CASE Case #7.FY-1-10 Missing Simple Found Found Restance Simple Found Found Found Restance Security For information, call (254) 298-5668
East	SF-2	Undeveloped Property	Future Bending Branch
West	None (ETJ) and SF-2	Single-Family Residential and Undeveloped Property	

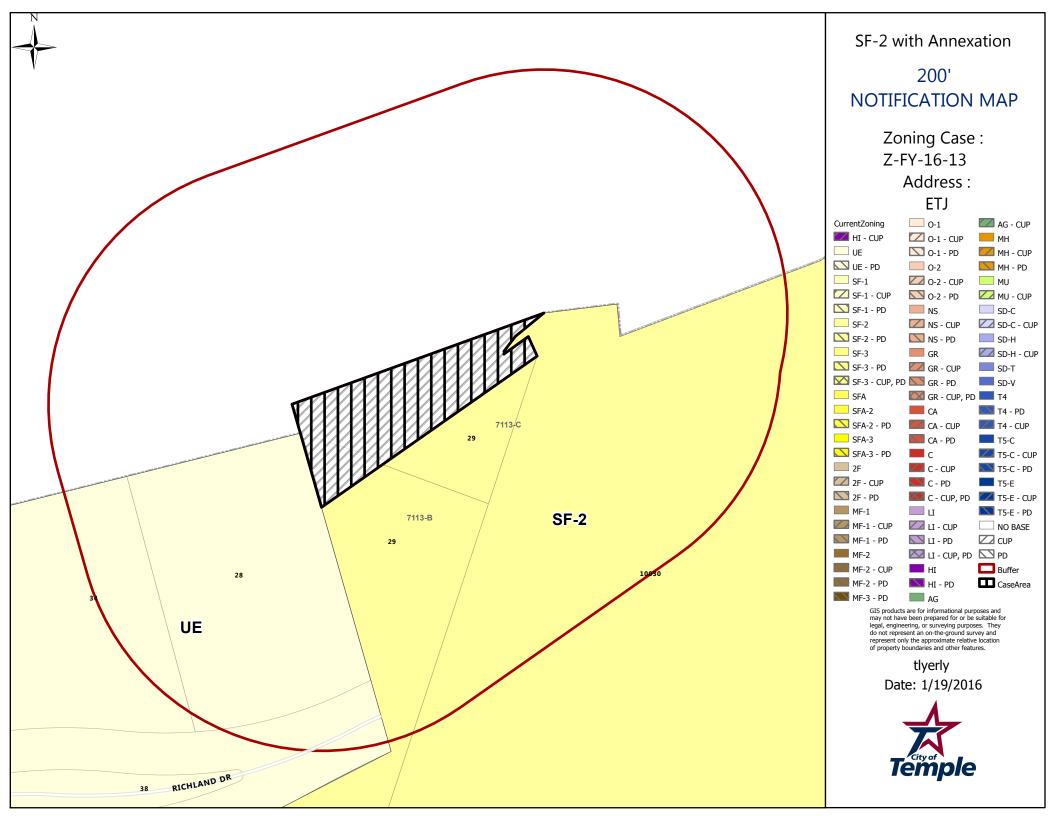
Direction	Zoning	Current Land Use	Photo
			Richland Drive
South	SF-2	Undeveloped Property	
North	None	Undeveloped Property in Morgan's Point Resort	PROPOSED LAND USE PAGE LAND USE PAGE For print or maintain. 1254 238-568













TAVERNIER, ANTHONY P ETUX REGINA 34 RICHLAND DR BELTON, TX 76513

Zoning Application Number: Z-FY-16-13 Project Manager: <u>Tammy Lyerly</u>
Location: At the end of Richland Drive between existing Campus At Lakewood Ranch Phases VII and IX
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:
FEB - 3 2016
City of Temple Planning & Development
Signature  Anthony & lavernian  Print Name
Please mail or hand-deliver this comment form to the address shown below, no later than <u>February 1, 2016</u> .
City of Temple
Planning Department Room 102
Municipal Building
Temple, Texas 76501

Number of Notices Mailed: 14

Date Mailed: January 21, 2016



KIELLA DEVELOPMENT INC PO BOX 1344 TEMPLE, TX 76503-1344

**Zoning Application Number: Z-FY-16-13** 

Location: At the end of Richland Drive between existing Campus At Lakewood Ranch Phases VIII and IX
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.

Project Manager: Tammy Lyerly

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Please mail or hand-deliver this comment form to the address shown below, no later than February 1, 2016.

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

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KIELLA DEVELOPMENT INC PO BOX 1344 TEMPLE, TX 76503-1344

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Please mail or hand-deliver this comment form to the address shown below, no later than February 1, 2016.

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

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

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KIELLA DEVELOPMENT INC PO BOX 1344 TEMPLE, TX 76503-1344

Signature

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Please mail or hand-deliver this comment form to the address shown below, no later than <u>February 1, 2016</u>.

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

Number of Notices Mailed: 14 Date Mailed: January 21, 2016



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

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Please mail or hand-deliver this comment form to the address shown below, no later than <u>February 1, 2016</u>.

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

Number of Notices Mailed: 14

**Signature** 

Date Mailed: January 21, 2016

**Print Name** 



KIELLA LAND INVESTMENTS LTD PO BOX 1344 TEMPLE, TX 76503-1344

Zoning Application Number: Z-FY-16-13 Project Manager: Tammy Lyerly

Location: At the end of Richland Drive between existing Campus At Lakewood Ranch Phases VIII and IX

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Comments:

Planning & Development

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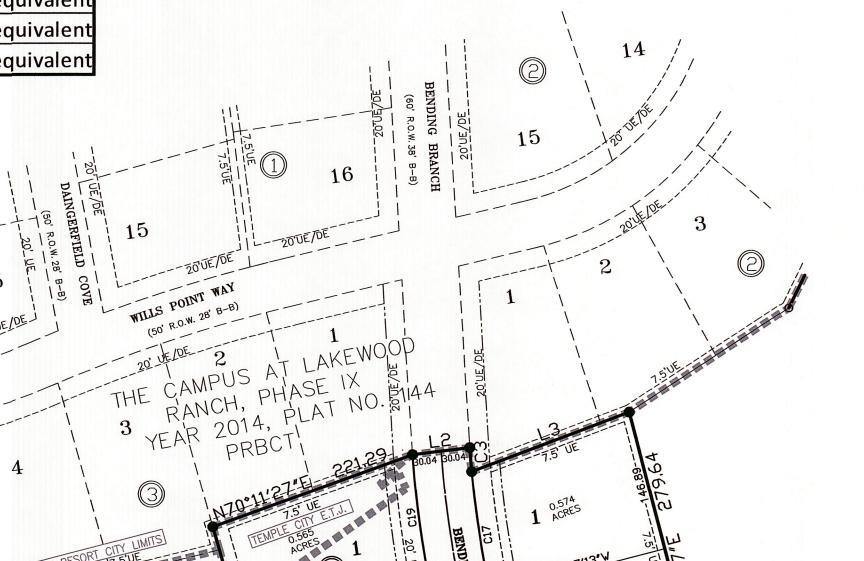
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City of Temple Planning Department Room 102 Municipal Building Temple, Texas 76501

Number of Notices Mailed: 14 Date Mailed: January 21, 2016

	DRIVEWAY CULVERT TABLE			
BLOCK	LOT	FRONTAGE	CMP (INCHES)	
1	1	Richland Drive	12 or equivalent	
1	2	Richland Drive	12 or equivalent	
1	2	Bending Branch	18 or equivalent	
2	1	Bending Branch	18 or equivalent	
2	2	Bending Branch	18 or equivalent	
2	2	Richland Drive	12 or equivalent	
3	1-3	Bending Branch	12 or equivalent	



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'	C.D.T. Mon. No. 506
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I HEREBY, CERTIFY THIS PLAT WAS APPROVED THIS\_\_\_\_\_DAY OF \_\_\_\_\_

WITNESS MY HAND THIS \_\_\_\_\_\_ DAY OF \_\_\_\_\_\_, 2015

OF BELL COUNTY BY THE COUNTY CLERK

FILED FOR RECORD THIS \_\_\_\_\_ DAY OF\_\_\_\_

TRACT SURVEYED AUGUST 31, 2015

PLAT RECORDS OF BELL COUNTY, TEXAS.

DEDICATION INSTRUMENT #\_\_\_

COUNTY JUDGE

NOTARY PUBLIC

BY THE BELL COUNTY COMMISSIONERS COURT, AND MAY BE FILED FOR RECORD IN THE DEED RECORDS

5.162 ACRES MORE FULLY DESCRIBED BY METES & BOUNDS BY SEPARATE

FIELD NOTES PREPARED AND ATTACHED TO DEDICATION INSTRUMENT

\_ , 2015, IN YEAR\_\_\_\_\_\_, PLAT #\_\_\_\_\_\_,

\_\_\_\_, OFFICIAL PUBLIC RECORDS OF BELL COUNTY, TEXAS.

STREET DATA			
STREET NAME LENGTH		AREA	
BENDING BRANCH 461.25 L.F.		0.635 ACRES	
RICHALND LANE	198.26 L.F.	0.273 ACRES	

ALL BOUNDARY CORNERS ARE 1/2" IRON ROD WITH CAP MARKED "RPLS 2475" SET UNLESS NOTED OTHERWISE.

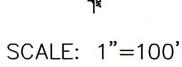
THIS PROJECT IS REFERENCED IN NAD 1983 CENTRAL TEXAS STATE PLANE. ALL DISTANCES ARE HORIZONTAL SURFACE DISTANCES UNLESS NOTED AND ALL BEARINGS ARE GRID BEARINGS.

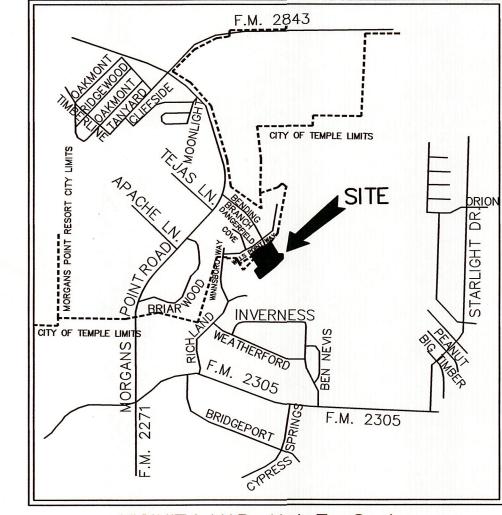
ALL COORDINATE VALUES ARE REFERENCED TO CITY MONUMENT NUMBER 506 THE THETA ANGLE AT SAID CITY MONUMENT IS  $01^{\circ}29'04''$  THE COMBINED CORRECTION FACTOR (CCF) IS 0.999852 PUBLISHED CITY COORDINATES ARE X=3,198,199.05 Y=10,383,950.33 THE TIE FROM THE ABOVE CITY MONUMENT TO THE POINT OF BEGINNING IS N. 32° 14' 10" W., 4255.75 FEET.

I, THE UNDERSIGNED, A REGISTERED SANITARIAN IN THE STATE OF TEXAS, HEREBY CERTIFY THAT THIS SUBDIVISION HAS BEEN REVIEWED FOR COMPLIANCE WITH APPLICABLE STATE AND COUNTY REGULATIONS GOVERNING ON—SITE SEWAGE FACILITIES AND IS HEREBY RECOMMEND FOR APPROVAL

SIGNATURE:	DATE:
ПП.Е:	BELL COUNTY PUBLIC HEALTH DISTRICT







VICINITY MAP: Not To Scale

Line Table		
Line #	Direction	Length
L1	N14°49′42″W	167.92
L2	N83°00′00 <b>″</b> E	60.08′
L3	N69°17′09 <b>″</b> E	175.68′
L4	S73°26′10 <b>′</b> E	91.08′
L5	S16°33′50 <b>″</b> W	78.68′
L6	S61°53′57 <b>″</b> W	201.67′
L7	S62*38'33"W	60.00′

			the second secon	
		Curve	Table	
Curve #	Length	Radius	Delta	Chord
C1	28.33	405.00	4°00′29 <b>″</b>	N63°03′39 <b>′</b> E 28.33
C2	84.68	1322.94	3°40′02 <b>″</b>	N62°53′26″E 84.66
C3	25.03	1070.00	1°20′25 <b>″</b>	S4°38'35"E 25.03
C4	199.57	1322.94	8°38′36 <b>″</b>	S69°02′45 <b>″</b> W 199.38
C5	228.27	1352.94	9°40′02 <b>″</b>	S69°45′59″W 228.00
C6	197.75	1382.94	8°11′34 <b>″</b>	S69°13′44 <b>′</b> W 197.58
C7	176.14	1130.00	8°55′52 <b>″</b>	\$23°35′45 <b>°</b> E 175.96
C8	461.25	1100.00	24°01′30 <b>″</b>	S16°04′05 <b>°</b> E 457.87
C9	425.56	1070.00	22°47′15″	S16°42′25″E 422.76
C10	235.75	1130.00	11°57′12 <b>′</b>	S10°06′38 <b>″</b> E 235.32
C11	36.97	1322.94	1°36′05 <b>″</b>	S65°31′29 <b>′</b> W 36.97
C12	162.60	1322.94	7°02′32 <b>″</b>	S69°50′47″W 162.50
C13	200.23	1100.00	10°25′45 <b>′</b>	S22°51′57 <b>′</b> E 199.95
C14	261.02	1100.00	13°35′45 <b>″</b>	S10°51′12 <b>″</b> E 260.41
C15	145.36	1070.00	7°47′01 <b>″</b>	S24°12′33″E 145.25
C16	151.45	1070.00	8°06′35 <b>′</b>	S16°15′45″E 151.32
C17	128.75	1070.00	6°53′40 <b>″</b>	\$8°45′38 <b>′</b> E 128.67
C18	116.07	1130.00	5°53′06 <b>′</b>	S13°08'41 <b>"</b> E 116.02
C19	119.68	1130.00	6°04′06 <b>″</b>	S7°10′05 <b>′</b> E 119.62

"IN APPROVING THIS PLAT BY THE COMMISSIONER'S COURT OF BELL COUNTY, TEXAS, IT IS UNDERSTOOD THAT THE BUILDING OF ALL STREETS, ROADS, AND OTHER PUBLIC THOROUGHFARES AND ANY BRIDGES OR CULVERTS NECESSARY TO BE CONSTRUCTED OR PLACED IS THE RESPONSIBILITY OF THE OWNERS OF THE TRACT OF LAND COVERED BY THIS PLAT IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS PRESCRIBED BY THE COMMISSIONER'S COURT OF BELL COUNTY, TEXAS. SAID COMMISSIONER'S COURT ASSUMES NO OBLIGATION TO BUILD ANY OF THE STREETS, ROADS, OR OTHER PUBLIC THOROUGHFARES SHOWN ON THIS PLAT OR OF CONSTRUCTING ANY OF THE BRIDGES OR DRAINAGE IMPROVEMENTS IN CONNECTION THEREWITH. THE COUNTY WILL ASSUME NO RESPONSIBILITY FOR DRAINAGE WAYS OF EASEMENTS IN THE SUBDIVISION, OTHER THAN THOSE DRAINING OR PROTECTING THE ROAD SYSTEM AND STREETS. THE COUNTY ASSUMES NO RESPONSIBILITY FOR THE ACCURACY OF REPRESENTATION BY OTHER PARTIES IN THIS PLAT. FLOOD PLAN DATA, IN PARTICULAR, MAY CHANGE DEPENDING ON SUBSEQUENT DEVELOPMENT."

UE = UTILITY EASEMENT
DE = DRAINAGE EASEMENT
BL = BUILDING SETBACK LINE

TE = TRAIL EASEMENT

NOTES:

1. THIS PROPERTY IS NOT WITHIN THE 100-YEAR FLOOD BOUNDARY PER F.E.M.A. FEDERAL INSURANCE RATE MAP No. 48027C0175E DATED SEPTEMBER 26, 2008
2. THERE SHALL BE A 5' BUILDING LINE ON ALL SIDE LOT LINES UNLESS OTHERWISE

SHOWN HEREON.
3. THERE SHALL BE A 10' REAR BUILDING LINE UNLESS OTHERWISE SHOWN HEREON.
4. ALL RESIDENTIAL LOTS SHALL HAVE A 7.5' UTILITY EASEMENT ALONG THE REAR LOT LINES UNLESS OTHERWISE SHOWN HEREON.

ALL BOUNDARY CORNERS ARE 1/2" IRON ROD WITH CAP STAMPED "RPLS 2475" SET UNLESS OTHERWISE NOTED HEREON.
 UTILITY COMPANIES HAVE BEEN PROVIDED A COPY OF THIS PLAT FOR THEIR REVIEW.

6. UTILITY COMPANIES HAVE BEEN PROVIDED A COPY OF THIS PLAT FOR THEIR REVIEW.
7. A 6' WIDE SIDEWALK SHALL BE CONSTRUCTED BY THE HOMEBUILDER AS EACH LOT IS DEVELOPED ALONG THE SOUTH SIDE OF BENDING BRANCH WITHIN THE TRAIL EASEMENT.
8. THE 6' WIDE SIDEWALK TO BE CONSTRUCTED WITHIN THE TRAIL EASEMENT ALONG THE SOUTH SIDE OF BENDING BRANCH SHALL BE OWNED AND MAINTAINED BY THE

CAMPUS AT LAKEWOOD RANCH HOMEOWNERS ASSOCIATION.

9. THE CAMPUS AT LAKEWOOD RANCH HOMEOWNERS ASSOCIATION IS THE HOLDER OF THE TRAIL EASEMENTS, WHICH OVERLAP PUBLIC DRAINAGE AND UTILITY EASEMENTS.

10. WATER SERVICE SHALL BE PROVIDED BY THE CITY OF TEMPLE, BELL COUNTY, TEXAS.

STATE OF TEXAS

COUNTY OF BELL

KIELLA DEVELOPMENT, INC, A TEXAS CORPORATION, OWNER OF THE LAND SHOWN ON THIS PLAT AND DESIGNATED HEREIN AS FINAL PLAT OF CAMPUS AT LAKEWOOD RANCH, PHASE X, A SUBDIVISION IN THE CITY OF TEMPLE, TEXAS AND WHOSE NAME IS SUBSCRIBED HERETO, HEREBY DEDICATE TO THE USE OF THE PUBLIC FOREVER ALL STREETS, ALLEYS, WATERCOURSES, DRAINS, EASEMENTS AND PUBLIC PLACES AS SHOWN HEREON.

THE DWNER ACKNOWLEDGES THAT IT IS THE RESPONSIBILITY OF THE DWNER, NOT THE COUNTY, TO ASSURE COMPLIANCE WITH THE PROVISIONS OF ALL APPLICABLE FEDERAL, STATE, AND LOCAL LAWS AND REGULATIONS RELATING TO THE ENVIRONMENT; INCLUDING (BUT NOT LIMITED TO) THE ENDANGERED SPECIES ACT, STATE AQUIFER REGULATIONS, AND MUNICIPAL WATERSHED ORDINANCES.

ALL PUBLIC ROADWAYS AND EASEMENTS AS SHOWN ON THIS PLAT ARE FREE OF

KIELLA DEVELOPMENT, INC. A TEXAS CORPORATION 7462 WEST ADAMS AVENUE, TEMPLE, TEXAS 76502

JOHN KIELLA PRESIDENT

254-778-0085

STATE OF TEXAS
COUNTY OF BELL

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME ON THE \_\_\_\_ DAY OF \_\_\_\_\_\_\_, 2015 JOHN KIELLA, PRESIDENT OF KIELLA DEVELOPMENT, INC., A TEXAS CORPORATION.

NOTARY PUBLIC

STATE OF TEXAS
COUNTY OF BELL

I, THE UNDERSIGNED, A REGISTERED PROFESSIONAL ENGINEER IN THE STATE OF TEXAS, HEREBY CERTIFY, THAT PROPER ENGINEERING CONSIDERATION HAS BEEN GIVEN TO THIS PLAT:

JENNIFER RYKEN NO. 106277

STATE OF TEXAS
COUNTY OF BELL

I, THE UNDERSIGNED, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, HEREBY CERTIFY, TO THE BEST OF MY KNOWLEDGE AND BELIEF, THAT THIS PLAT IS TRUE AND CORRECT, THAT IT WAS PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY MADE UNDER MY SUPERVISION ON THE GROUND, AND THAT ALL NECESSARY SURVEY MONUMENTS ARE CORRECTLY SHOWN THEREON.

MICHAEL E. ALVIS

Michael E. Alvis, R.P.L.S., No. 5402

THIS PLAT HAS BEEN SUBMITTED TO AND CONSIDERED BY THE PLANNING & ZONING COMMISSION OF THE CITY OF TEMPLE, TEXAS, AND IS HEREBY APPROVED BY SUCH

DATED THIS \_\_\_\_\_\_ DAY OF\_\_\_\_\_\_\_, 2015.

SECRETARY TO PLANNING & ZONING COMMISSION:

THIS FINAL PLAT HAS BEEN SUBMITTED TO AND CONSIDERED BY THE PLANNING AND ZONING COMMISSION OF THE CITY OF TEMPLE, TEXAS, AND IS HEREBY APPROVED BY

DATED THIS \_\_\_\_\_DAY OF\_\_\_\_\_\_\_, 2015

CHAIRPERSON:

TAX CERTIFICATE

TAX CERTIFICATE

THE BELL COUNTY TAX APPRAISAL DISTRICT, THE TAXING AUTHORITY FOR ALL TAXING 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 \_\_\_\_\_\_\_\_, 2015.

BELL COUNTY TAX APPRAISAL DISTRICT

FOR REVIEW ONLY

FINAL PLAT of:

CAMPUS AT LAKEWOOD RANCH, PHASE X

5.162 ACRES

3 BLOCKS, 7 LOTS

LOTS 1 thru 2, BLOCK 1 LOTS 1 thru 2, BLOCK 2 LOTS 1 thru 3, BLOCK 3

A RESIDENTIAL DEVELOPOMENT

( PROPOSED ZONING OF SFR ( SINGLE FAMILY RESIDENTIAL ) )
PART OF THE THE GEORGE W. LINDSEY SURVEY, ABSTRACT #513,
A SUBDIVISION PARTLY IN THE CITY OF TEMPLE, BELL COUNTY, TEXAS
AND PARTLY IN THE EXTRATERRITORIAL JURISDICTION

OF THE CITY OF TEMPLE, BELL COUNTY, TEXAS

100 200

JOB NO.: 15-804

SHEET 1 OF 1

COMPUTER NO. 15-804

REVISIONS

9/04/15 COMMENTS

DATE: 09/04/15

DRN. BY: MEA

FB/LB

SURVEY FIRM # 10056000

ENGINEER FIRM # F-1658

RANCH

**CAMPUS** 

50/0-FILE NO.

ORDINANCE NO.	

#### (PLANNING NO. Z-FY-16-13)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, APPROVING PERMANENT ZONING UPON ANNEXATION TO SINGLE FAMILY-TWO DISTRICT ON APPROXIMATELY 0.278 ACRES, AND GRANTING A REZONING FROM AGRICULTURAL DISTRICT TO SINGLE FAMILY-TWO DISTRICT AS PART OF THE SUBDIVISION PLAT FOR CAMPUS AT LAKEWOOD RANCH PHASE X, LOCATED AT THE END OF RICHLAND DRIVE, BETWEEN EXISTING CAMPUS AT LAKEWOOD RANCH PHASES VIII AND IX; 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 permanent zoning upon annexation to Single Family-Two District on approximately 0.278 acres and granting a rezoning from Agricultural District to Single-Family Two District, located at the end of Richland Drive, between existing Campus At Lakewood Ranch Phases VIII and IX, and more fully described in Exhibit A, attached hereto and made a part hereof for all purposes.

- <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 was 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 **18**<sup>th</sup> day of **February**, 2016.

PASSED AND APPROVED on Second Reading	g on the 3 <sup>rd</sup> day of March, 2016.
	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Rorgeson	Kayla Landaros
Lacy Borgeson City Secretary	Kayla Landeros City Attorney
City Secretary	City Attorney

02/18/16 Item #7 Regular Agenda Page 1 of 2

### **DEPT./DIVISION SUBMISSION & REVIEW:**

Kayla Landeros, City Attorney

<u>ITEM DESCRIPTION</u>: FIRST READING – PUBLIC HEARING - Consider adopting an ordinance amending Chapter 9 of the Code of Ordinances to be titled "Municipal Court" and adding provisions addressing juror compensation and unclaimed juror compensation.

**STAFF RECOMMENDATION:** Conduct public hearing and adopt ordinance on first reading as presented in item description, and set second and final reading for the March 3, 2016.

**ITEM SUMMARY:** Before 2007, the State of Texas had, for many years, paid jurors for their jury service in municipal courts. In 2007, the State amended Texas Government Code Section 61.001 to expressly exclude jurors who serve on municipal court juries from State reimbursement. However, the State gave municipalities the authority to compensate jurors for their jury service in an amount determined to be reasonable by the municipality. Since 2007, the City has provided municipal jurors with compensation in the amount of \$6.00 per day or fraction of a day the jurors are in attendance in municipal court in response to a jury summons. City Staff wishes to formalize the policies regarding juror compensation related both the amount of juror compensation and the City's policy regarding unclaimed juror compensation.

Staff is proposing increasing the amount of juror compensation to \$10/day which would represent reimbursement for travel and related expenses. The proposed ordinance would also provide a process for handling unclaimed juror compensation. If a juror does not cash or deposit a check for juror compensation before the 90<sup>th</sup> day after it is issued, the check is considered forfeited and void and the money may be placed back into the City's General Fund.

The proposed amendments are set forth below:

## CHAPTER 9 MUNICIPAL COURT ARTICLE I. JUROR COMPENSATION

Sec. 9-1. Juror Compensation

Each juror who is summoned and appears at the municipal court on the appointed date and time shall receive ten dollars (\$10.00) for each day or fraction of a day that the juror attends court.

### Sec. 9-2. Unclaimed Juror Compensation

If a check, instrument, or other method of payment, representing juror compensation under this Article is not presented for payment or redeemed before the 90th day after it is issued:

- 1. the instrument or other method of payment is considered forfeited and is void; and
- 2. the money represented by the instrument or other method of payment may be placed in the City of Temple's General Fund.

**FISCAL IMPACT**: \$2,200 is budgeted in account 110-1800-525-25-25 for Juror Compenstaion. In fiscal year 2015, a total of \$1,452 was paid for 242 jurors at six dollars (\$6) for each day or fraction of a day. If the rate of pay is increased to ten dollars (\$10) for each day or fraction of a day, the estimated amount to be paid in fiscal year 2016 is \$2,260.

### **ATTACHMENTS**:

Ordinance

ORDINANCE NO.
---------------

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AMENDING CHAPTER 9, "MUNICIPAL COURT" OF THE CODE OF ORDINANCES OF THE CITY OF TEMPLE, TEXAS, ADDING PROVISIONS ADDRESSING JUROR COMPENSATION AND UNCLAIMED JUROR COMPENSATION; PROVIDING A REPEALER; PROVIDING A SAVINGS CLAUSE; PROVIDING AN EFFECTIVE DATE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

**Whereas**, prior to 2007, the State of Texas had, for many years, paid jurors for their jury service in municipal courts - in 2007, the State amended Texas Government Code Section 61.001 to expressly exclude jurors who serve on municipal court juries from State reimbursement;

Whereas, that amendment gave municipalities the authority to compensate jurors for their jury service in an amount determined to be reasonable by the municipality and since 2007, the City of Temple has provided municipal jurors with compensation in the amount of \$6.00 per day or fraction of a day the jurors are in attendance in municipal court in response to a jury summons;

Whereas, Staff wishes to formalize the policy regarding juror compensation related both the amount of juror compensation and the City's policy regarding unclaimed juror compensation;

**Whereas**, Staff recommends increasing the amount of juror compensation to \$10 per day which would represent reimbursement for travel and related expenses;

Whereas, Staff also recommends that if a juror compensation check is not cashed or deposited before the 90<sup>th</sup> day after the check is issued, the check will be considered forfeited and void and the money will be placed back into the City's General Fund; 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:** Chapter 9, "Municipal Court," is amended to read as follows:

### CHAPTER 9 MUNICIPAL COURT ARTICLE I. JUROR COMPENSATION

Sec. 9-1. Juror Compensation

Each juror who is summoned and appears at the municipal court on the appointed date and time shall receive ten dollars (\$10.00) for each day or fraction of a day that the juror attends court.

#### Sec. 9-2. Unclaimed Juror Compensation

If a check, instrument, or other method of payment, representing juror compensation under this Article is not presented for payment or redeemed before the 90th day after it is issued:

- 1. the instrument or other method of payment is considered forfeited and is void; and
- 2. the money represented by the instrument or other method of payment may be placed in the City of Temple's General Fund.
- <u>Part 2:</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 3:</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 4:** The Code of Ordinances of the City, as amended, shall remain in full force and effect, save and except as amended by this ordinance.
- <u>Part 5:</u> It is hereby officially found and determined that the meeting at which this ordinance was 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 **18**<sup>th</sup> day of **February**, 2016.

PASSED AND APPROVED on Second Reading on the 3<sup>rd</sup> day of March, 2016.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney



### **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #8 Regular Agenda Page 1 of 3

### **DEPT./DIVISION SUBMISSION & REVIEW:**

Belinda Mattke, Director of Purchasing Sam Weed, Superintendent of Fleet Services

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing the purchase of the following vehicles in the amount of \$103,830.43:

- (A) Two ½-Ton Crew Cab pickup (Chevrolet Silverado 1500) from Caldwell Country Chevrolet of Caldwell in the amount of \$58,880.00 (Bid Tabulation #D); and
- (B) One 1-Ton Diesel Powered Regular Cab and Chassis, Dual Rear Wheels with Utility Body (Ford F350) from Caldwell Country Ford of Caldwell in the amount of \$44,950.43 (Bid Tabulation #F).

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description or consider local preference options as noted below.

**ITEM SUMMARY:** Approval of this purchase will allow the replacement of three older City department vehicles.

On January 21, 2016, five vendors submitted pricing on the following two independent vehicle bids.

Per the City's Local Preference Policy, for non-construction expenditures less than \$500,000, if the City receives a competitive sealed bid from a bidder whose principal place of business is within the City limits and whose bid is within five percent of the lowest bid price, the Council has the option to consider awarding the purchase to the local bidder if the Council determines that the local bidder offers the City the best combination of contract price and additional economic development opportunities for the City created by the contract award.

Staff recommends award of the following bid to <u>Caldwell Country Chevrolet</u>. Caldwell Country Chevrolet took no exceptions to the specifications. The City has done business with Caldwell Country Chevrolet in the past and finds them to be a responsible vendor.

### Bid Tabulation #D- 1/2-Ton Crew Cab Pickup (Chevrolet Silverado 1500):

Bid						Recommended
Tab #	Description	Qty	Account	Project #	Budget	Bid
D	Fire (replaces Asset #12121)	1	110-5900-522-6213	101350	\$29,440.00	\$29,440.00
D	Police (replaces Asset #12816)	1	110-5900-521-6213	101373	\$32,470.00	\$29,440.00
Contraction	tal familion (O) 1/ Tam Onem Oak D	.: - !			<b>#C4 040 00</b>	<b>#FO 000 00</b>

Subtotal for two (2) 1/2-Ton Crew Cab Pickup

\$61,910.00 \$58,880.00

In accordance with the City's adopted Local Preference Policy, Council does have the option to award the ½-Ton Crew Cab Pickup to Johnson Brothers Ford II, Ltd. in the amount of \$29,574.36, versus the low bid of \$29,440.00 from Caldwell Country Chevrolet, a \$134.36 spread. Johnson Brother's bid is .5% higher than Caldwell Country Chevrolet's low bid.

Staff recommends award of the following bid to <u>Caldwell Country Ford</u>. Caldwell Country Ford took no exceptions to the specifications. The City has done business with Caldwell Country Ford in the past and finds them to be a responsible vendor.

### <u>Bid Tabulation #F- 1-Ton Diesel Powered Regular Cab and Chassis, Dual Rear Wheels</u> with Utility Body:

Bid Tab #	Description	Qty	Account	Project #	Budget	Recommended Bid
F	Drainage (replaces Asset	1	292-2900-534-6213	101396	\$51,500.00	\$44,950.43
	#10468)					
Subto	tal for one (1) 1-ton diesel nower	ed rec	  ular cah and chassis	dual rear	\$51,500.00	\$44,950.43
Subtotal for one (1) 1-ton diesel powered regular cab and chassis, dual rear \$ wheels with utility body						Ψ,3303

In accordance with the City's adopted Local Preference Policy, Council does have the option to award the 1-Ton Diesel Powered Regular Cab and Chassis, Dual Rear Wheels with Utility Body to Johnson Brothers Ford II, Ltd. in the amount of \$44,952.90, versus the low bid of \$44,950.43 from Caldwell Country Ford, a \$2.47 spread. Johnson Brother's bid is .005% higher than Caldwell Country Ford's low bid.

<u>SUSTAINABILITY IMPACT:</u> The vehicles scheduled for replacement have been evaluated to ensure the most sustainable and fuel efficient vehicles that meet the needs of each department are being purchased. The evaluation for the vehicles were focused on right-sizing the vehicles and fuel options. The vehicles provided have been right-sized for the intended use, have a high MPG and utilize the best fuel option for current costs and availability.

### **FISCAL IMPACT:** Funding for the three vehicles is appropriated in the accounts as shown below:

Description	Project #	Account #	F	unding
Purchase 1/2 Ton Crew Cab Pickup (Replaces Asset #12121)	101350	110-5900-522-6213	\$	29,440
Purchase 1/2 Ton Crew Cab Pickup (Replaces Asset #12816)	101373	110-5900-521-6213		32,470
Purchase 1 Ton Diesel Powered Regular Cab and Chassis, Dual Rear Wheels with Utility Body (Replaces Asset #101396)	101396	292-2900-534-6213		51,500_
		Total	\$	113,410

ATTACHMENTS:
Bid Tabulations (2) Resolution

### **Bid "D" Tabulation**

# Tabulation of Bids Received on January 21,2016 at 2:00 p.m. Two (2) 1/2-Ton Crew Cab Pickup Bid# 13-22-16

		Grande Ford Truck Sales Inc.		Jim Bass Ford, Inc.		Caldwell Country Chevrolet	
		San Antonio, TX 78220		San Angelo, TX		Caldwell, TX	
Description	Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	2	\$29,511.11 \$59,022.22		\$30,283.00	\$60,566.00	\$29,440.00	\$58,880.00
Delivery within 180 days?		Yes		Yes		Yes	
Exceptions?		Yes-cargo floor		No		No	
Local Preference?		No		No		No	
Credit Check Authorization		Y	es	Y	es	No	

Ford F150 Ford F150 Chevrolet Silverado 1500

		Caldwell Country Ford		Johnson Brother Ford II Ltd.			
		Caldwell, TX		Temp	le, TX		
Description	Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	2	\$31,421.00	\$62,842.00	\$29,574.36	\$59,148.72		
Delivery within 180 days?		Yes		No			
Exceptions?		No		No			
Local Preference?		No		Yes			
Credit Check Authorization		Y	es	Υ	es		

Ford F150 Ford F150

Recommendation for Council award Local Preference Option

### **Bid "F" Tabulation**

### Tabulation of Bids Received on January 21,2016 at 2:00 p.m.

## One (1) 1-Ton Diesel Powered Regular Cab and Chassis, Dual Rear Wheels with Utility Body Bid# 13-22-16

		Grande Ford Truck Sales Inc.		Jim Bass Ford, Inc.		Caldwell Country Chevrolet		
		San Antonio	San Antonio, TX 78220		San Angelo, TX		Caldwell, TX	
Description	Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	
Total Bid Price	1	\$44,205.85	\$44,205.85	\$43,997.00	\$43,997.00	No Bid	No Bid	
Add Alternate Option: Light Bar		\$1,715.00		\$2,400.13		No Bid		
Add Alternate Option: Full length entry steps on both				*****				
sides Total Bid Price + All Add Al	tornato	\$205.00		\$225.00		No Bid		
Options	ternate	\$46,125.85		\$46,622.13		No Bid		
Delivery within 180 days?		Yes		Yes		No Bid		
Exceptions?		No		Yes-floor mats		No Bid		
Local Preference?		No		No		No Bid		
Credit Check Authorization		Y	es	Ye	es	No Bid		

Ford F350 Ford F350

		Caldwell Country Ford		Johnson Brother Ford II Ltd.			
		Caldw	ell, TX	Temp	le, TX		
Description	Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
Total Bid Price	1	\$42,990.00	\$42,990.00	\$42,929.90	\$42,929.90		
Add Alternate Option: Light Bar		\$1,75	55.43	\$1,8	18.00		
Add Alternate Option: Full length entry steps on both sides		\$205.00		\$205.00			
Total Bid Price + All Add Al Options	ternate	\$44,9	50.43	\$44,9	52.90		
Delivery within 180 days?		Yes		No			
Exceptions?		No		No			
Local Preference?		No		Yes		_	_
Credit Check Authorization		Ye	es	Y	es		

Ford F350 Ford F350

Recommendation for Council Award Local Preference Option

RESOLUTION NO.	

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE PURCHASE OF 3 VEHICLES FOR VARIOUS DEPARTMENTS, IN THE AMOUNT OF \$103,830.43; AND PROVIDING AN OPEN MEETINGS CLAUSE.

**Whereas,** on January 21, 2016, the City received five bids for the replacement of three older City vehicles as follows:

- Two– ½ Ton Crew Cab Pickups (Chevrolet Silverado 1500) from Caldwell Country Chevrolet, in the amount of \$58,880;
- One 1-Ton Diesel Powered Regular Cab and Chassis, Dual Rear Wheels with Utility Body (F-350) from Caldwell Country Ford, in the amount of \$44,950.43;

**Whereas,** Staff recommends award of the two bids for the Chevrolet Silverado 1500 Pickups to Caldwell Country Chevrolet, of Caldwell, Texas and award of the bid for the 1-ton Diesel Ford F-350 pickup to Caldwell Country Ford, of Caldwell, Texas - Caldwell Country Chevrolet and Caldwell Country Ford took no exceptions to the specifications;

**Whereas,** the City has done business with the two vendors in the past and finds them to be responsible vendors;

Whereas, the vehicles scheduled for replacement have been evaluated to ensure the most sustainable and fuel efficient vehicles which will meet the needs of the department for which they are being purchased;

**Whereas,** the evaluation for the vehicles was focused on right-sizing the vehicle and fuel options - the above listed vehicles have been right-sized for the intended use, have a high MPG and utilize the best fuel option for current costs and availability;

Whereas, funding for the purchase of the three vehicles identified above is available in the accounts outlined below:

- Fire (1 vehicle) Account No. 110-5900-522-6213, Project No. 101350;
- Police (1 vehicle) Account No. 110-5900-521-6213, Project No. 101373;
- Drainage (1 vehicle) Account No. 292-2900-534-6213, Project No. 101396;
   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 purchase of 3 vehicles for various departments as outlined above, in the amount of \$103,830.43, from Caldwell Country Chevrolet of Caldwell, Texas and Caldwell Country Ford of Caldwell, Texas.

<u>Part 2:</u> The City Council authorizes the City Manager, or his designee, after approval as to form by the City Attorney, to execute any documents that may be necessary for this purchase.

<u>Part 3:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2015.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney
UIIV Secretary	CHV AHOMEV



### **COUNCIL AGENDA ITEM MEMORANDUM**

02/18/16 Item #9 Regular Agenda Page 1 of 2

#### **DEPT./DIVISION SUBMISSION & EVIEW:**

Nicole Torralva, P.E., Public Works Director Richard Wilson, P.E., CFM, Deputy City Engineer

**ITEM DESCRIPTION:** Consider adopting a resolution authorizing a change order to the Prairie View Road Phase 1 (Research Boulevard to North Pea Ridge Road) construction contract with R.T. Schneider Construction Company, Ltd. (RTS), for construction services required for street and water utility extensions in the amount of \$46,153.69 and 104 additional days of the contract time due to rain and private utility relocation delays.

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description.

**ITEM SUMMARY:** On December 18, 2014, Council authorized a construction contract with RTS for construction of Phase 1 of Prairie View Road from Research Boulevard to North Pea Ridge Road.

The attached change order in the amount of \$46,153.69 includes revising the west terminus of the project to reduce the duration of the closure of Prairie View Road between the east and west segments of North Pea Ridge Road, and site work adjustments to better accommodate sidewalk vertical alignment within the right of way. An illustrative exhibit is attached.

The change order also includes the addition of 6 rain days and 98 private utility relocation days for a net change in the contract time of 104 days.

The original construction contract amount was \$7,689,762.90. Previous change orders totaling \$224,715.83 revised the contract amount to \$7,914,478.73. This change order represents a contract increase of \$46,153.69, or 0.6% of the original contract amount. The net increase in the contract amount including previous change orders is \$270,869.52, or 3.52% of the original contract amount.

The engineering consultant has reviewed the change order and recommends approval in the attached letter.

Original Contract Amount	\$ 7,689,762.90
Previous Net Change in Contract Amount	\$ 224,715.83
Net Change in Contract Amount	\$ 46,153.69
Revised Contract Amount	\$ 7,960,632.42
Original Contract Time	330 Days
Previous Net Change in Contract Time	118 Days
Net Change in Contract Time	104 Days
Revised Contract Time	552 Days
Original Final Completion Date	December 10, 2015
Revised Final Completion Date	July19, 2016

**FISCAL IMPACT:** Funding is appropriated for change order #6 with R.T. Schneider Construction Company, Ltd in account 365-3400-531-6862, project #100984, in the amount of \$46,153.69.

### **ATTACHMENTS:**

Engineer's Recommendation Letter Terminus & Sidewalk Exhibit Resolution



### KASBERG, PATRICK & ASSOCIATES, LP

CONSULTING ENGINEERS
Texas Firm F-510

<u>Temple</u> One South Main Street Temple, Texas 76501 (254) 773-3731 RICK N. KASBERG, P.E. R. DAVID PATRICK, P.E., CFM THOMAS D. VALLE, P.E. GINGER R. TOLBERT, P.E. ALVIN R. "TRAE" SUTTON, III, P.E., CFM Georgetown 1008 South Main Street Georgetown, Texas 78626 (512) 819-9478

February 1, 2016

Mr. Richard Wilson, P.E. 3210 E. Avenue H Building A Temple, Texas 76501

Re:

City of Temple, Texas

Prairie View Road Ph.1, Research Parkway to North Pea Ridge

Dear Mr. Wilson:

Attached is Change Order #6. This change order is comprised of field changes resulting in site work adjustments and involves several construction elements and pay items. The basis of this change order involves shortening the improved Prairie View roadway construction approximately 200 feet at the west end, performing site work adjustments to accommodate sidewalk alignments more evenly with back of curb elevations, adding time for utility relocation & weather delays, and compensation for concrete price increases due to accumulated project delays. The total change order for site work adjustments is an additional \$46,153.69. There is no change in contract time.

Currently, Prairie View Road is closed from Research Parkway to North Pea Ridge Road (southern connection). On school days, this intersection is heavily used by traffic traveling to and from nearby middle and elementary schools. Since Prairie View Road is currently closed to the east, if this intersection is also closed, then traffic (including emergency responders) approaching from the north and west would be required to travel a much longer route using either State Highway 317 or Research Parkway to West Adams. West Adams is heavily traveled during peak hours and routing additional traffic would increase inconveniences to the public. This change order proposes to construct a temporary tie-in up to, but not including the North Pea Ridge (western connection) intersection, thus avoiding a long-term intersection closure.

Site work adjustments are included to better accommodate sidewalk vertical alignments with the current right-of-way. The result of the site work modifications involves fine grading adjustments to the existing grading plan from the back of curbs to the edge of right-of-way. The overall length of constructed roadway is approximately 7,100 linear feet.

The Contractor has provided documentation regarding rain delays occurring last fall. The net additional rain days requested is six. We have confirmed using a weather database that exceptional rainfall occurred during the fall; primarily attributed to El Nino. Additional days are reviewed for acceptance after exceeding normal anticipated rainfall for each given month. Rain delays may include work site conditions that are too wet to reasonably perform construction activities. Rain delays have been approved earlier for this contract based on the same documentation review approach and analysis. In addition, the Contractor has requested 98 days related to his work schedule being delayed due to private utility relocation completion. The total sum of additional time being requested is 104 days. The current construction completion date is April 6, 2016. If approved, the proposed construction completion would be July 19, 2016.

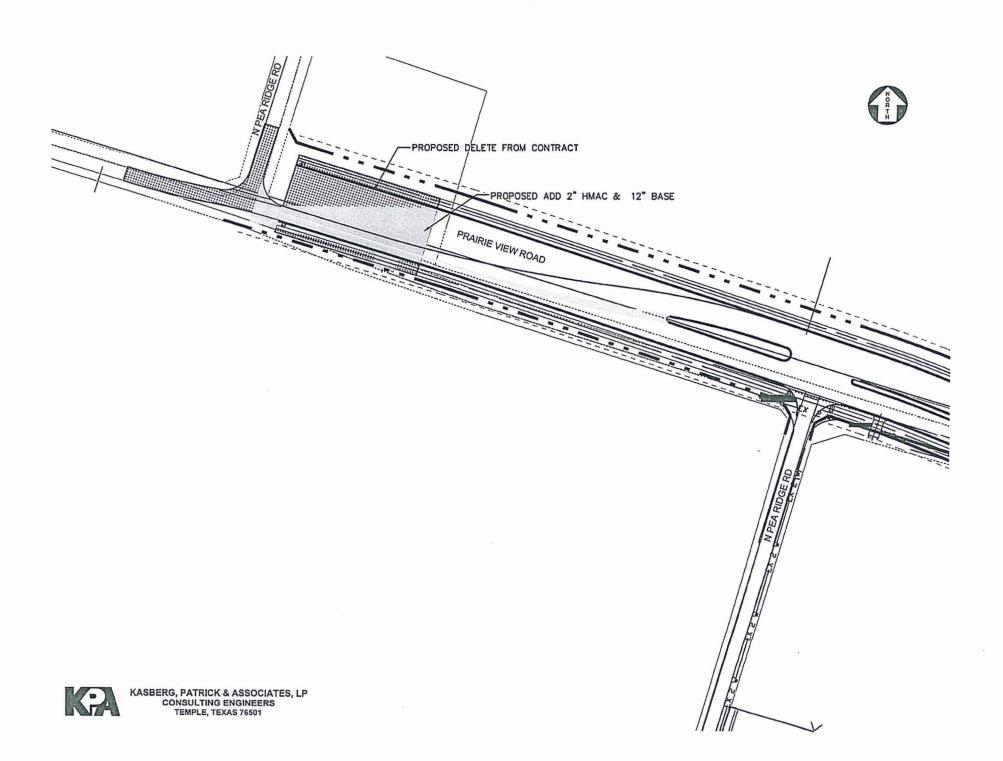
The Contractor has requested to be compensated for increased costs in concrete prices due to the construction work schedule extensions beyond the original contract time. The Contractor was not at fault for time extensions occurring to date. The amount of increase in concrete pricing is less than two percent. It applies to remaining bid quantities not yet installed. The total amount for increased concrete prices is \$11,893.81.

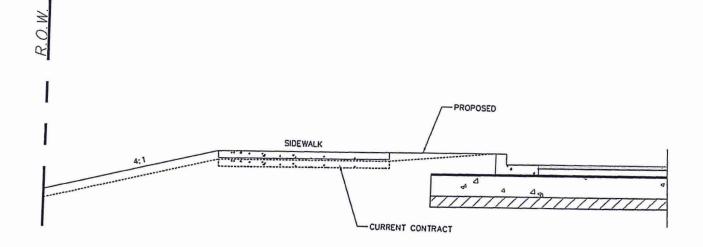
We have reviewed Change Order #6 and recommend that it be processed and executed with respect to R.T. Schneider Construction, Co, LTD construction contract for the above referenced project.

Sincerely,

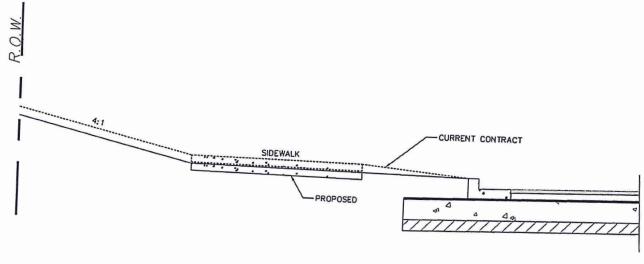
Michael C. Newman, P.E., CFM

MCN/mcn





FILL SECTION



CUT SECTION

RESOLUTION NO.	
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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CHANGE ORDER TO THE CONSTRUCTION CONTRACT WITH R. T. SCHNEIDER CONSTRUCTION COMPANY, LTD, OF BELTON, TEXAS, IN THE AMOUNT OF \$46,153.69, FOR CONSTRUCTION SERVICES REQUIRED FOR STREET AND WATER UTILITY EXTENSIONS AND ADDITIONAL CONTRACT TIME FOR THE CONSTRUCTION OF PRAIRIE VIEW ROAD PHASE 1 FROM RESEARCH BOULEVARD TO NORTH PEA RIDGE ROAD; AND PROVIDING AN OPEN MEETINGS CLAUSE.

**Whereas**, on December 18, 2014, Council authorized a construction contract with R.T. Schneider Construction Company, Ltd of Belton, Texas for construction of Prairie View Road Phase 1 from Research Boulevard to North Pea Ridge Road;

Whereas, this change order includes the revision of the west terminus of the project to reduce the duration of the closure of Prairie View Road between the east and west segments of North Pea Ridge Road, and will provide for site work adjustments to better accommodate sidewalk vertical alignment within the right of way;

Whereas, this change order also includes the addition of 6 rain days and 98 private utility relocation days for a net change in the contract completion time of 104 days;

Whereas, Staff recommends Council authorize a change order to the construction contract with R. T. Schneider Construction Company, Ltd, in the amount of \$46,153.69, for construction of Prairie View Road Phase 1 from Research Boulevard to North Pea Ridge Road;

**Whereas,** funding is available for this change order in Account Nos. 365-3400-531-6862, Project No. 100984; 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, after approval as to form by the City Attorney, to execute a change order to the construction contract with R. T. Schneider Construction Company, Ltd of Belton, Texas, in the amount of \$46,153.69, for construction of Prairie View Road Phase 1 from Research Boulevard to North Pea Ridge Road.

<u>Part 2:</u> It is hereby officially found and determined that the meeting at which this Resolution was 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 18th day of February, 2015.

	THE CITY OF TEMPLE, TEXAS
	DANIEL A. DUNN, Mayor
ATTEST:	APPROVED AS TO FORM:
Lacy Borgeson	 Kayla Landeros
City Secretary	City Attorney