

MEETING OF THE TEMPLE CITY COUNCIL MUNICIPAL BUILDING 2 NORTH MAIN STREET 3rd FLOOR – CONFERENCE ROOM THURSDAY, AUGUST 2, 2018 4:30 P.M.

1. Discuss, as may be needed, Regular Meeting agenda items for the meeting posted for Thursday, August 2, 2018.

AGENDA

- 2. Discuss various Board Appointments.
- 3. Receive an overview briefing of the FY2019 Preliminary Budget, including a review of the FY2019 budget process, calendar, and other strategic and budget related policy issues.

5:00 P.M.

MUNICIPAL BUILDING

2 NORTH MAIN STREET CITY COUNCIL CHAMBERS – 2ND 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.

<u>III. BUDGET / PUBLIC HEARING</u>

- 3. 2018-9208-R: PUBLIC HEARING Conduct a final public hearing and consider a resolution approving the Community Development Block Grant 2018/19 Annual Action Plan, including the funding recommendations.
- 4. 2058-9209-R: PUBLIC HEARING Conduct a final public hearing and consider a resolution approving the proposed amendment to the adopted Community Development Block Grant, 2015-2019 Citizen Participation Plan.
- 5. 2018-9210-R: PUBLIC HEARING Conduct a final public hearing and consider a resolution approving the proposed substantial amendment to the adopted Community Development Block Grant, 2015-2019 Consolidated Plan Budget.
- 6. (A) PUBLIC HEARING Receive presentation by the City Manager and conduct a public hearing on the proposed 2018-2019 operating budget.
 - (B) 2018-9211-R: Discuss proposed tax rate and consider adopting a resolution scheduling the adoption of the proposed tax rate for August 24, 2018.

IV. 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.

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

Minutes

(A) July 19, 2018 Special and Regular Meeting

Contracts, Leases, & Bids

- (B) 2018-9212-R: Consider adopting a resolution authorizing a two-year services agreement with Alexander Contract Services, Inc. of Atascadero, CA, for contracted water meter reading services in an annual estimated amount of \$285,000.
- (C) 2018-9213-R: Consider adopting a resolution authorizing a construction contract with Tom Wright Construction, LLC, dba Built Wright Construction of Waco, in the amount of \$443,490 for renovation to the AJ Mercer Softball Complex in Lions Park.
- (D) 2018-9214-R: Consider adopting a resolution authorizing a construction contract with Clark Roofing and Construction, Inc. of Waco in the amount of \$47,504.78 for the reroofing at the Santa Fe Depot.
- (E) 2018-9215-R: Consider adopting a resolution authorizing a change order to a construction contract for the street overlay program for FY 2018 with Oldcastle Materials Texas, Inc. (formerly known as APAC-Texas, Inc.) of Cedar Park in the estimated amount of \$82,826.22.
- (F) 2018-9216-R: Consider adopting a resolution authorizing a Construction Manager-at-Risk contract with RM Rodriguez Construction, LP, of Temple for five construction projects.
- (G) 2018-9217-R: Consider adopting a resolution authorizing a lease agreement with Travis Schaefer for lease of two T-hangars at the Draughon-Miller Central Texas Regional Airport.
- (H) 2018-9218-R: Consider adopting a resolution authorizing the purchase of 636 plastic 96gallon garbage and recycling containers from Toter, Inc., of Statesville, NC, in the amount of \$31,166.72.
- (I) 2018-9219-R: Consider adopting a resolution authorizing the purchase of resale food items for Lions Junction Family Aquatic Center for FY 2018 in the estimated amount of \$40,000 from Performance Food Group of Temple.
- (J) 2018-9220-R: Consider adopting a resolution authorizing the purchase of a permanent easement necessary for the construction of the Bird Creek Interceptor Phase 4 project in an estimated amount of \$4,100.
- (K) 2018-9221-R: Consider adopting a resolution authorizing the purchase of a property situated at 2118 South 15th Street and authorizing closing costs associated with the purchase in an estimated amount of \$8,500.
- (L) 2018-9222-R: Consider adopting a resolution authorizing the purchase of property at the August 2018 Bell County Tax Appraisal District tax foreclosure sale in an estimated amount of \$90,000, as well as, declare an official intent to reimburse the expenditures with the issuance of the 2018 Tax Increment Financing Reinvestment Zone (TIRZ) Bonds.

Misc.

- (M) 2018-9223-R: FY-18-3-ST: Consider adopting a resolution authorizing a street name change on two portions of South Pea Ridge Road, at locations approximately 1,500 feet north of its intersection with Poison Oak Road and 1,300 feet south of its intersection with Hogan Road, from South Pea Ridge Road to Guffey Lane and Lively Lane.
- (N) 2018-9224-R: Consider adopting a resolution authorizing the payment of \$47,050 to Short Term Lending GP, Inc. for damages incurred to property adjacent to the expansion of Westfield Boulevard.
- (O) 2018-9225-R: Consider adopting a resolution authorizing budget amendments for fiscal year 2017-2018.

V. REGULAR AGENDA

RESOLUTIONS

- 8. Consider adopting resolutions pursuant to Government Code § 2206.053 finding that:
 - (A) 2018-9226-R: a 0.10-acre permanent easement and 0.02-acre temporary construction easement being a part of Lot 1, Block 1, Rolling Hills Subdivision, Second Extension;
 - (B) 2018-9227-R: a 0.11-acre permanent easement and 0.07-acre temporary construction easement situated in the George Givens Survey, Abstract 345; and
 - (C) 2018-9228-R: a 0.062-acre permanent easement and 0.017 and 0.011-acre temporary construction easements situated in the Redding Roberts Survey, Abstract 692 located in Temple, Texas,

are necessary for the construction of the Bird Creek Interceptor Project, Phase 4 and authorizing the use of eminent domain to condemn the properties.

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 cop	of this	Notice of	Meeting	was po	osted in a	a public	place at
1:30 pm	, on Friday,	July 27, 20)18.							
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City Secretary, TRMC

SPECIAL ACCOMMODATIONS: Persons with disabilities who have special communication or accommodation needs and desire to attend this meeting should notify the City Secretary's Office by mail or telephone 48 hours prior to the meeting date.

I certify that this Notice	of Meeting Agenda was	removed by me from the	ne outside bulletin board ir	front of the City Municipal
Building on	day of	2018.		
Title				



COUNCIL AGENDA ITEM MEMORANDUM

08/02/18 Item #3 Regular Agenda Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Brynn Myers, City Manager

<u>ITEM DESCRIPTION:</u> PUBLIC HEARING – Conduct a final public hearing and consider a resolution approving the Community Development Block Grant 2018/19 Annual Action Plan, including the funding recommendations.

STAFF RECOMMENDATION: Conduct public hearing and adopt resolution as presented in item description.

ITEM SUMMARY: 2018–2019 Annual Action Plan and Budget

The Annual Action Plan reflects the City of Temple's funding priorities and identifies the projects proposed to receive Federal funds under the CDBG program. The City of Temple was notified by HUD on May 1, 2018, that we will receive \$536,232 for our 2018/19 CDBG allocation. These funds reflect a 24.24% increase from prior year and will further enhance the City's community development programs, supporting safe, well-planned residential and business districts. Over 70% of the funding allocated to CDBG activities must benefit low to moderate income persons.

The City of Temple also plans to reallocate \$85,825 from the 2017 Action Plan in order to assist us with meeting the goals identified in the 2015-2019 Consolidated Plan.

2018-19 CDBG	Program Income	Prior Funding	
Funding	Received	Reallocation	Total
\$536,232	\$0	\$85,825	\$622,057

The proposed allocation of funds is as follows:

Infrastructure Improvements	\$50,000
Housing Improvements	\$284,377
Crime Prevention Program	\$80,434
Demolition	\$100,000
Administration	<u>\$107,246</u>
Total	\$622,057

Infrastructure Improvements - \$50,000

Infrastructure improvements will focus on sidewalk/transportation enhancements. Projects will address objectives outlined in the five-year Consolidated Plan.

Housing Improvements - \$284,377

Housing improvements will focus on accessibility, emergency home repair, pre-weatherization and maintenance classes to improve and encourage continued maintenance of homes needing attention and repair. Projects will address objectives in the five-year Consolidated Plan.

Crime Prevention Program - \$80,434

Crime prevention is a new program to engage the community and develop pro-active responses to reduce and eliminate crime in the identified low-moderate income area.

Demolition - \$100,000

Demolition of vacant and dilapidated structures will be conducted to address blighted conditions on a spot basis in locations to be determined based on code violations. This is an on-going program that will address objectives outlined in the five-year Consolidate Plan.

Administration - \$107,246

It is recommended that \$107,246 be allocated for the City's administration of the CDBG Program.

This presentation and public hearing on June 21, 2018, for the proposed 2018/19 Annual Action Plan and Budget was followed by a 30-day public comment period which ended July 21, 2018. No comments were received.

FISCAL IMPACT: The allocation amount of \$536,232 in FY 2018/19 CDBG funds along with the reprogramming of \$85,825 in additional funds available for a total of \$622,057 are to be allocated as recommended.

ATTACHMENTS:

2018-2019 Annual Action Plan Resolution



Collaborate

Participate

Engage



2018-2019 Annual Action Plan

Executive Summary

AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

1. Introduction

The City of Temple is an entitlement community recipient of the Community Development Block Grant (CDBG), defined by Title 1 of the Housing and Community Development Act of 1974. Annually, Temple receives Federal funding that is used to address unmet community needs that primarily benefit low- to moderate-income persons. Grants are allocated by the U.S. Department of Housing and Urban Development (HUD) on a formula basis. The Consolidated Plan is a planning document that CDBG community recipients are required to submit every five years. The Five-Year Consolidated Plan is designed to help communities work to access homeless and non-homeless community development needs; affordable housing and market conditions, set goals and objectives and develop funding priorities for CDBG. The most recent Consolidated Plan covers program years 2015-2019. Each year, CDBG grant recipients must submit an Annual Plan to identify proposed activities and projects that will be carried out during the particular year. This Annual Action Plan covers the program year 2018, beginning October 1, 2018 through September, 30, 2019, which is the fourth year of the current Five-Year Consolidated Plan. At least one of the three national objectives listed below must be met before CDBG funds can be expended.

- 1. Benefiting low- to moderate-income persons;
- 2. Preventing, reducing, or eliminating slum and blight; or
- 3. Meeting an urgent community development need.

Temple's current CDBG allocation for PY 2018-19 is \$536,232. During the next few years of this current Consolidated Plan period, the City expects to focus its HUD entitlement funds primarily on the first two national objectives by improving the quality of life for those low- to moderate-income individuals and households throughout the City of Temple, and in neighborhoods with more than 51% of low- to moderate-income residents. Selection of the neighborhood is dependent upon the quality of the housing stock, public facilities/infrastructure and the economic opportunities. Temple is unique in that it augments its CDBG allocation with general funds and hotel/motel tax revenue dollars leveraged to ensure that the public service agencies, housing providers, and homeless shelter/service providers have adequate funds to meet the area needs. Should the actual allocation amount increases or decreases from the anticipated funding level, the City will ensure to adjust funding allocation appropriately in the 2018-2019 Annual Action Plan.

The following is a summary of City objectives and outcomes for the 2018-2019 Action Plan, **1**. Decent Housing: provide housing rehabilitation (Minor Repair) for up to 20 housing units; and homeownership counseling services to 40 families. **2**. Suitable Living Environment: Fund a new program to engage the

community and develop pro-active responses to reduce and eliminate crime in the identified low-moderate income area **3**. Slum and Blight: removal of 12 substandard buildings. 4. Infrastructure: installation of a sidewalk benefitting 525 households in a neighborhood.

2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

During this particular fiscal year, the fourth year of the 2015-2019 Consolidated Plan, all objectives and outcomes are based on data collected through multiple processes throughout the development of the Consolidated Plan, the one-year annual action plan, the fair housing plan and community engagement activities held throughout the year.

Overview - The Action Plan incorporates outcome measures identified in the Consolidated Plan. Performance measures objectives/outcomes have been associated with each activity funded:

General Objective Categories - Activities will meet one of the following:

- Decent Housing (DH)
- A Suitable Living Environment (SL)
- Economic Opportunity (EO)

General Outcome Categories - Activities will meet one of the following:

- Availability/Accessibility (1)
- Affordability (2)
- Sustainability (3)

Housing: To address the housing needs that have been determined based on data, the results of community input, and the realities of funding limitations, the City will use CDBG funds along with general funds through the Community Enhancement Grant (CEG) Program to focus on owner-occupied rehabilitation. This includes emergency or minor repair, weatherization, improved accessibility, first-time homebuyer's assistance and financial literacy/homeownership education. The City will support applications by other entities for state, federal, and private funding for the future construction of new affordable housing units.

The Central Texas Housing Consortium is responsible for managing public housing funds. The Central Texas Council of Governments is responsible for managing the HUD Section 8 Program and other programs funded by federal, state, and local entities.

Infrastructure: The City will complete the installation of sidewalks in the low-mod areas to assist citizens with better accessibility and safety who reside in those areas.

There are common indicators reported on all program activities that will have an impact on performance. These indicators are: 1. Amount of money allocated and/or leveraged from other funding sources per activity; 2. Number of persons, households, businesses, units or beds assisted; 3. Income levels of persons or household by 30, 50, 60, or 80 percent of the area median income; and 4. Race, ethnicity, and disability rate for activities that currently report these data elements.

3. Evaluation of past performance

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

2017 saw a turnover in staffing of the Community Development and a restructuring the Department. The Finance Department is now overseeing the CDBG program.

In plan year 2017, the City exceeded its goal of Spot Blight Demolition by demolishing 15 buildings instead of 12. One of the structures included asbestos remediation and clean up and one building was a burned out structure.

It was determined that the proposed sidewalk installation would exceed the \$25,000 funding allocation. This sidewalk will be completed in two phases with the first phase of the engineering of the sidewalk being completed in Plan Year 2017. The second phase, construction of the sidewalk, will be completed in Plan Year 2018.

This plan year saw the roll out of the Housing Improvement Program (HIP). We received 54 applications requesting assistance; 14 of those did not meet the defined criteria for participation. As we began our inspections, we quickly realized that the original stated goal of \$5,000 per house would not be sufficient to make any meaningful impact. Staff re-evaluated the program needs and the desired outcomes and determined that the CDBG dollars would be better used to rehabilitate a few houses to a livable standard than do very minor work of no discernable benefit on many houses.

The City of Temple will continue to focus on a variety of activities that help to support the National CDBG objectives, and improve the local community. By implementing activities that primarily impact lower-income residents, barriers are removed to increase opportunities as well as create healthier communities. Even though Plan Year 2017 was slow to start, the City is poised and prepared to continue to implement the goals and programs as described.

4. Summary of Citizen Participation Process and consultation process

Summary from citizen participation section of plan.

The public participation process that ultimately led to the development and completion of the City's 2018 –2019 Annual Plan provided valuable input and citizen comments regarding the lack of affordable housing and minor repair needs of the low-income owner occupied homeowners, as well as critical public service needs of the homeless.

A series of community forums and technical workshops (a total of two public meetings) were held during the initial development phase. Two were held during the regular City Council Meetings on June 21, 2018; and the second public meeting was held on August 2, 2018. It was also advertised that citizens who were unable to attend these meetings could download comment forms from the City's website and send to the Finance Department. Citizens also could obtain access to the draft version of the Annual Plan, which was posted to the City of Temple's website, and a copy accessible in the Public Library.

5. Summary of public comments

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

The City received no public or written comments for the PY 2018 Annual Action Plan during the citizen participation period. However, during the public comment period for the development of the 2015-2019 Five-Year Consolidated Plan, many citizens' comments stressed the importance and extreme need for housing repair and maintenance services to stabilize and improve the existing housing stock. The concerned focused on the need to sustain overall growth, while not losing sight of issues that come with growth and possibly cost burden for low-income families, such as high housing costs, low wage and other basic needs. The 2018 Annual Action Plan will continue to carry out and address the extreme need for housing minor repairs that were stressed through public input. The City believes that these needs and issues will continue to be addressed in subsequent years through the Housing Improvement Program (HIP) in order to adequately assist its citizens.

Summary of comments or views not accepted and the reasons for not accepting them

All comments are taken into consideration. No written comments were received during the Annual Plan's public comment period.

7. Summary

A draft of the document during the PY 2018 -2019 Annual Action Plan was made available to the general public at the following locations: The Temple Public Library, and City of Temple website for viewing and perusing electronically. The review period was from June 21, 2018 to July 21, 2018. No written comments were received during this required 30-day period.

PR-05 Lead & Responsible Agencies – 91.200(b)

1. Agency/entity responsible for preparing/administering the Consolidated Plan

Describe the agency/entity responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role	Name	Department/Agency
CDBG Administrator	Temple	Finance Department

Table 1 - Responsible Agencies

Narrative (optional)

The City of Temple's Finance Department is the lead agency for the preparation of the Annual Action Plan and the administration of the CDBG program. The Annual Plan's 30-day Public Comment Period was held June 21, 2018 through July 21, 2018, and adoption of the 2018-19 Annual Action Plan was done during the official City Council Meeting on August 2, 2018.

Consolidated Plan Public Contact Information

Finance Department, 2 North Main Street, Ste 302, Temple, TX 76501

Denny Hainley, City of Temple, 245.298.5631, dhainley@templetx.gov

AP-10 Consultation - 91.100, 91.200(b), 91.215(l)

1. Introduction

The Finance Department consults with a number of agencies throughout the year and is expanding its role in area-wide coalitions and collaborations. The City of Temple consults with the Central Texas Housing Consortium, which manages the Temple Housing Authority; the Central Texas Council of Governments, which manages the Section 8 Housing Choice Voucher (HCV) program, Area Agency on Aging, Temple Chamber of Commerce, area business leaders, public health departments, Central Texas Workforce Solutions, regional transportation activities, and other regional programs; Central Texas Homeless Alliance; Texas Homeless Network; and a number of public service agencies and advocacy groups. For the Consolidated Plan, the City hosted 2 housing forums, and a community development meeting, as well as two public hearings. Prior to this, during the development of the Consolidated Plan a public survey was done, the stakeholders were interviewed concerning issues specific to their programs and expertise. Each year, a minimum of two public meetings are held during the public participation period for the development of the Annual Action Plan. Various entities; local, regional, state and federal agencies are consulted as part of the development of the annual action plan.

Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(I))

The Finance Department not only attends area-wide meetings and forums on housing, fair housing, public services, economic development, and other area issues, but the department hosts a number of meetings, forums, neighborhood engagement and workshops throughout the year. During the past year, the division has worked diligently to identify and involve more stakeholders and to be integral members of area coalitions. Additionally Neighborhood Associations are developed and the Finance Department partners with these associations to establish continual relationships within these participating neighborhoods to better identify these types of service needs within the community.

The City works closely with the Central Texas Housing Consortium and is increasing its coordination with the Section 8 HCV provider. Recently, the City has received Technical Assistance from the Texas Homeless Network who has hosted meetings with shelter and service providers for the homeless.

Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.

The Central Texas Homeless Alliance is a group of local and regional non-profit organizations, governmental entities, and faith-based entities serving the Temple-Killeen-Belton and Bell County areas by providing support services, emergency shelter, and housing. The Central Texas Homeless Alliance

joined the Texas Balance of State (BoS) Continuum of Care (CoC) in 2010. The Texas Homeless Network (THN) is a non-profit membership organization that serves as the lead agency for Continuum of Care, planning and management of the Homeless Management Information System for the 213 Texas counties in the Texas Balance of State Continuum of Care. THN assists in developing awareness and formulating strategies concerning statewide issues in the prevention and elimination of homelessness that require a comprehensive approach using a community-based planning structure.

The City of Temple coordinates with the Central Texas Homeless Alliance and Texas Homeless Network, as well as funds Alliance member agencies.

Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS

Temple is part of the Central Texas Homeless Alliance, which is part of the Texas Homeless Network's Balance of State. The City consulted with THN and recently requested/received technical assistance for the City and Central Texas Homeless Alliance.

Texas Homeless Network – Balance of State CoC administers HMIS. The City does not receive ESG funds nor do any of the Alliance members receive ESG through CoC or Texas Department of Housing and Community Affairs.

2. Describe Agencies, groups, organizations and others who participated in the process and describe the jurisdiction's consultations with housing, social service agencies and other entities

Table 2 – Agencies, groups, organizations who participated

1	Agency/Group/Organization	Central Texas Housing Consortium - THA
	Agency/Group/Organization Type	Housing Regional organization Planning organization
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs Homeless Needs - Chronically homeless Homelessness Needs - Veterans Homelessness Strategy Economic Development
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Ongoing communications with the Central Texas Housing Consortium is essential because this organization is charged with supplying housing units and managing the public housing developments in the City. This coordination helps the Community Development Office know and identify if and where units are available for citizens eligible for public housing.
2	Agency/Group/Organization	United Way of Central Texas
	Agency/Group/Organization Type	Services-Education Services-Employment
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Homeless Needs - Families with children
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Regular meetings about the array services offered to citizens, and partnering with the City, particularly with the SOAR program and homebuyer education.

4	Agency/Group/Organization	FAMILIES IN CRISIS
	Agency/Group/Organization Type	Services-Victims of Domestic Violence
		Services-homeless
		Services - Victims
	What section of the Plan was addressed by	Homeless Needs - Families with children
	Consultation?	Homelessness Needs - Veterans
		Homelessness Needs - Unaccompanied youth
		, ,
		Homelessness Strategy
	Briefly describe how the Agency/Group/Organization	Communications with the Families In Crisis director as consultation with City
	was consulted. What are the anticipated outcomes of	with the anticipated outcome of determining the level of need of homeless
	the consultation or areas for improved coordination?	families, victims of domestic violence and veteran families along with the
		funding received and services provided by the agency. Also information on
		availability of temporary shelter.
		availability of temporary shelter.
5	Agency/Group/Organization	TEMPLE HOUSING AUTHORITY
	Agency/Group/Organization Type	РНА
	What section of the Plan was addressed by	Housing Need Assessment
	Consultation?	Public Housing Needs
		Market Analysis
		,
	Briefly describe how the Agency/Group/Organization	The Division of General Services frequently meets and collaborates with the
	was consulted. What are the anticipated outcomes of	Temple Housing Authority leadership and staff. Particularly in regard to fair
	the consultation or areas for improved coordination?	housing. The housing authority and public housing programs will continue to
		partner with several local agencies, faith-based organizations, the City of
		Temple, and the school district to bring necessary resources to residents.
		remple, and the sensor district to sining necessary resources to residents.

6	Agency/Group/Organization	Central Texas Council of Government
	Agency/Group/Organization Type	Services - Housing
		Services-homeless
		Services-Employment
		Regional organization
		Planning organization
	What section of the Plan was addressed by	Public Housing Needs
	Consultation?	Homeless Needs - Chronically homeless
		Homeless Needs - Families with children
		Homelessness Needs - Veterans
		Homelessness Needs - Unaccompanied youth
		Homelessness Strategy
		Market Analysis
		Economic Development
		Anti-poverty Strategy
	Briefly describe how the Agency/Group/Organization	Continual contact with the CTCOG team in regard to the status and availability
	was consulted. What are the anticipated outcomes of	of Housing Choice Vouchers for Temple.
	the consultation or areas for improved coordination?	
7	Agency/Group/Organization	Hill Country Transit District (The HOP)
	Agency/Group/Organization Type	Services-Elderly Persons
		Services-homeless
		Services-Employment
		Public Transportation

	What section of the Plan was addressed by Consultation?	Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Homelessness Strategy Non-Homeless Special Needs
		Anti-poverty Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Consultation about transportation issues and needs for the citizens of Temple. Work together on establishing strategic bus stop locations and routes that would be most beneficial for citizens who primarily use the service.
8	Agency/Group/Organization	TEMPLE HELP CENTER
	Agency/Group/Organization Type	Services-Elderly Persons Services-Persons with Disabilities Services-homeless Services-Education Services-Employment
	What section of the Plan was addressed by Consultation?	Non-Homeless Special Needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Available reference for resources for employment related assistance, or help for those seeking employment. Also provides Information and Referral services to connect families with the appropriate resources to meet immediate and long term crisis, educational classes, short term emergency financial assistance as circumstances warrant and funds are available, Notary services and assistance in completion of various public assistance forms.

9	Agency/Group/Organization	Bell County Indigent Health Services
	Agency/Group/Organization Type	Services - Housing
		Services-homeless
		Service-Fair Housing
		Other government - County
	What section of the Plan was addressed by	Housing Need Assessment
	Consultation?	Homeless Needs - Chronically homeless
		Homeless Needs - Families with children
		Homelessness Strategy
	Briefly describe how the Agency/Group/Organization	Through the sub-group of participants for the Central Texas Supportive Housing
	was consulted. What are the anticipated outcomes of	Coalition, the entities in Bell County work together to address Homelessness
	the consultation or areas for improved coordination?	and seek ways to prevent duplication with the homeless population going from
		city to city in Bell County seeking services.
10	Agency/Group/Organization	HILL COUNTRY COMMUNITY ACTION ASSOCIATION
	Agency/Group/Organization Type	Services - Housing
		Services-Children
		Services-Elderly Persons
		Regional organization
	What section of the Plan was addressed by	Non-Homeless Special Needs
	Consultation?	
	Briefly describe how the Agency/Group/Organization	Agency staff are contacted in order to determine the perceived need for
	was consulted. What are the anticipated outcomes of	utility/rental assistance, child care/Head Start, weatherization programs, senior
	the consultation or areas for improved coordination?	services and other public service needs. Their services are important in working
		with the Community Development staff for partnering and improved
		coordination.

11	Agency/Group/Organization	Central Texas Veterans Health Care System
	Agency/Group/Organization Type	Other government - Federal
	What section of the Plan was addressed by Consultation?	Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Strategy Market Analysis
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	A representative from the agency provides information regarding the services available through the medical center and other related Veteran services. Outcome was to establish a contact as a place where necessary services can be provided to citizens needing specialized assistance.
12	Agency/Group/Organization	CENTRAL COUNTY CENTER FOR MHMR
	Agency/Group/Organization Type	Services-Persons with Disabilities Other government - State
	What section of the Plan was addressed by Consultation?	Non-Homeless Special Needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	An available reference and resource for those persons with disabilities who are seeking assistance. Also reference and services for persons with mental illness or intellectual and developmental disabilities needing support on their road to recovery and enhancement of their lives in the community.

Identify any Agency Types not consulted and provide rationale for not consulting

All relevant agency types were consulted during the drafting of this annual action plan. Meetings, forums, workshops, and other events were used to connect with agencies and their staff. The City attempted to contact several attendees and those not attending the public meetings or forums. For those who could not be reached, the agencies' websites were accessed to determine available services and programs.

Other local/regional/state/federal planning efforts considered when preparing the Plan

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care	Texas Homeless Network	Coordinating homelessness services with Continuum of Care priorities.

Table 3 – Other local / regional / federal planning efforts

Narrative (optional)

AP-12 Participation - 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting

The City made an extensive effort to broaden citizen awareness of, and participation in, the CDBG planning process. Events and comment periods were advertised in television, online, newspaper, social media, and directly through public service agencies. Various staff members have participated in several community outreach events, and neighborhood association gatherings having provided announcements to a broader audience. Through these efforts, staff members encouraged citizen participation in the Action Plan process through their varied interactions with residents.

Citizen Participation Outreach

Sort Or	Mode of Outre	Target of Out	Summary of	Summary of	Summary of co	URL (If applicable)
der	ach	reach	response/atten	comments rec	mments not	
			dance	eived	accepted	
					and reasons	

	All comments are accepted	No comments received	Notice of public hearings and public meetings was published in the daily newspaper of general circulation in advance of each hearing/meetin g, published May 31, 2018. Two public hearings were held in conjunction with City Council Meeting. One on June 21, 2018 at regular City Council meeting to announce the opening of the Public Comment	Minorities Non-English Speaking - Specify other language: Spanish Non- targeted/bro ad community Residents of Public and Assisted Housing Low-Mod distressed areas	Public Hearing	1
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availability of
the draft
versions of the
Annual Action
Plan with
request for
comments. A
second public
hearing was
held on August
2, 2018, at a
City Council
Meeting to
allow for
citizens to
provide
additional
comments
about the
Annual Action
Plan during the
30-day
comment
period. The
adoption of the
final Annual
Plan was made
by City Council

Sort Or der	Mode of Outre ach	Target of Out reach	Summary of response/atten dance on August 2,	Summary of comments rec eived	Summary of co mments not accepted and reasons	URL (If applicable)
2	Newspaper Ad	Non- targeted/bro ad community	Notice of the public hearing and public meeting was published in the local daily newspaper of general circulation on June 18, 2018 in advance of	No comments received	All comments are accepted	

Sort Or der	Mode of Outre ach	Target of Out reach	Summary of response/atten dance	Summary of comments rec eived	Summary of co mments not accepted and reasons	URL (If applicable)
3	Internet Outreach	Non- targeted/bro ad community	Information about the meetings, the draft of the Annual Plan, and public comment forms were made available on the City of Temple's website. This information was posted throughout the thirty-day period.	No comments received	All comments are accepted	http://www.templetx.gov/DocumentCenter/View/24881

Sort Or der	Mode of Outre ach	Target of Out reach	Summary of response/atten	Summary of comments rec	Summary of co mments not	URL (If applicable)
			dance	eived	accepted	
					and reasons	
4	Community Meetings/Infor mation Sessions	Non- targeted/bro ad community public service support groups	Open information sessions was held at the Historic Post Office. Through these efforts, staff encouraged citizens to participate in the Annual Plan process and provide comments. A home visit was made at the request of the elderly home owner.	No written comments received	All comments are accepted.	

Sort Or der	Mode of Outre ach	Target of Out reach	Summary of response/atten dance	Summary of comments rec eived	Summary of co mments not accepted and reasons	URL (If applicable)
5	Local TV Access Channel	Non-English Speaking - Specify other language: Spanish Non- targeted/bro ad community	Information about the draft plans, the public comment period, and the CDBG program were posted on the public access television channel throughout the public comment period.	No comments received	All comments are accepted	

Table 4 – Citizen Participation Outreach

Expected Resources

AP-15 Expected Resources – 91.220(c)(1,2)

Introduction

The City of Temple partners with a number of service providers, public service agencies and homeless shelter/housing providers to maximize CDBG resources and other public and private resources. The costs to address the needs of the under-resourced that reside in Temple cannot be covered through a single source, but must be supported through a number of layered and pooled funding streams. While there is no match requirement for CDBG, the City supplements community development and provision of services to the under-resourced with over \$500,000 in general funds via the Community Enhancement Grants annually. The City also employs a staff of grant writers to identify and secure external funding to bring much needed financial resources into the community from other philanthropic, local, state and federal sources, thus ensuring we can leverage our investments and maximize the impact of CDBG activities.

The City received \$536,232 in CDBG funds for PY 2018, and anticipates carryover funds not committed from previous year(s) to be used toward housing rehabilitation, neighborhood revitalization, code enforcement, public services, demolition, infrastructure improvements, and other community development activities. Administrative expenses are estimated at 20 percent.

Anticipated Resources

Program	Source	Uses of Funds	Exped	ted Amoun	t Available Ye	ar 1	Expected	Narrative Description
	of Funds		Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$	Amount Available Remainder of ConPlan \$	
CDBG	public -	Acquisition						CDBG funds will be used for
	federal	Admin and						administration and planning, housing
		Planning						rehabilitation (minor repairs, public
		Economic						services, code enforcement, spot blight
		Development						reduction, main street improvements and
		Housing						public facilities improvements.
		Public						
		Improvements						
		Public Services	536,232	0	85,825	622,057	550,000	

Table 5 - Expected Resources – Priority Table

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

The federal funds and additional resources work together to provide the highest level of product/service possible. The CDBG and additional funds from other sources are used in conjunction with CDBG, but are not necessarily used as a match, rather as leverage to supplement and augment projects. Most of the housing programs within Temple are offered through partner organizations. Temple Housing Authority brings other federal grants to the table. Some public service agencies use local federal funds to leverage Texas Department of Housing and Community Affairs funds for City of Temple programs. Temple's City Lot program, the Empowerment Zones and Strategic Investment Zones provide incentives for low-cost access to land, and waiving of fees for the development of new homes in substandard or non-developing areas. The City uses significant general fund dollars in conjunction with CDBG funds to improve parks, facilities and infrastructure as well as to support code enforcement and code compliance activities. Other public service programs receive funds from local funds, foundation grants, and private donations.

If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan

The City offers building incentives in Empowerment Zones and Strategic Investment Zones to encourage redevelopment. The City is committed to establishing long-term economic vitality in designated Empowerment Zones, encouraging redevelopment, diversification, rehabilitation and improved housing stock. Through implementation of this incentives program, developers who meet certain eligibility criteria may facilitate new housing construction for single family and/or rental investments in order to meet the following goals:

- Enhance the neighborhood and improve the quality of life through community partnerships;
- Empower neighborhoods by engaging citizens in the neighborhood improvement process;
- Encourage enhancements that support long-term viability and prevent/address deferred maintenance and property deterioration; and
- While preserving the character of the neighborhood.

The City of Temple has proposed to implement a coordinated program for vacant lots whereby working with the Bell County Appraisal District to identify and utilize abandoned and/or tax foreclosed properties (specifically vacant lots) to address affordable housing and neighborhood revitalization efforts with participating area contractors.

Discussion

Annual Goals and Objectives

AP-20 Annual Goals and Objectives

Goals Summary Information

Sort	Goal Name	Start	End	Category	Geographic	Needs Addressed	Funding	Goal Outcome Indicator
Order		Year	Year		Area			
1	Housing			Affordable Housing		Accessibility	CDBG: \$	Homeowner Housing
	Rehabilitation	2018	2019			Improvements in	284,377	Rehabilitated: 5 Household
						Housing		Housing Unit
						Owner-Occupied		
						Housing		
						Improvements		
2	Public Facility and			Non-Housing		Sidewalk	CDBG:	Public Facility or Infrastructure
	Infrastructure	2018	2019	Community		Improvements	\$50,000	Activities other than
	Improvements			Development				Low/Moderate Income Housing
								Benefit: 525 Persons Assisted
3	Spot Blight			Demolition and		Demolition and	CDBG:	Buildings Demolished: 12 Buildings
	Demolition	2018	2019	Clearance		Clearance	\$100,000	
			Neighborhood					
						Revitalization		
4	CDBG Program			Administration			CDBG:	
	Administration	2018	2019				\$107, 246	
5	Crime Prevention	2018	2019	Public Service		Reduce and	CDBG:	
	Program					eliminate crime	\$80,434	

Table 6 – Goals Summary

Goal Descriptions

1	Goal Name	Housing Rehabilitation							
	Goal Description	Provide minor repairs to owner-occupied homes to address necessary repairs, prevent deferred maintenance and property deterioration. Minor rehab/repair will provide housing improvements, energy efficiency, improved accessibility, and enhance the neighborhoods.							
2	Goal Name	Public Facility and Infrastructure Improvements							
	Goal Description	Installation of sidewalk in neighborhood along Adams Avenue between Woodbridge Blvd. and Olaf Drive to improve pedestrian mobility and safety, particularly among children and the disabled, as well as those without vehicles.							
3	Goal Name	Spot Blight Demolition							
	Goal Description	Clearance and Demolition of 12 structures to address spot blight conditions.							
4	Goal Name	CDBG Program Administration							
	Goal Description	General Administration to carry out all CDBG activities.							
5	Goal Name	Crime Prevention Program							
	Goal Description	The Crime Prevention Program will provide a dedicated and consistent law enforcement presence to work within the low-to-moderate income area with objectives and benchmarks to engage the community for the purpose of eliminating and reducing crime.							

Projects

AP-35 Projects – 91.220(d)

Introduction

The City of Temple will use the 2018/19 CDBG allocation of \$536,232, plus \$85,825, in reprogrammed funds from prior years, for a total of \$622,057 in activity funding. These activities will include:

<u>Spot Blight Demolition:</u> Identify (in conjunction with community-based Building and Standards Commission and the City of Temple Code Enforcement Department) 12 structures for demolition in order to improve public health and safety while also creating a more appealing space in low income neighborhoods to encourage redevelopment and reinvestment;

<u>Public Facilities Infrastructure Improvements:</u> installation and repair of sidewalks in qualified low income neighborhoods to enhance mobility of pedestrian traffic, and to link neighborhoods for economic, wellness and social opportunities that enhances neighborhood quality. Scheduled sidewalk installation will be constructed along Adams Avenue between Woodbridge Blvd. and Olaf Drive connection.

<u>Housing Improvement Program (HIP)</u>: This program provides minor repairs for eligible owner-occupied homeowners who essentially cannot afford to repair of fix-up their homes due to the high cost of living. They do not have expendable income to take care of this need. Therefore the HIP provides this service for eligible homeowners.

<u>Crime Prevention Program</u>: This new program will provide a dedicated and consistent law enforcement presence to work within the low-to-moderate income area with objectives and benchmarks to engage the community for the purpose of eliminating and reducing crime.

Projects

#	Project Name
1	Housing Rehab - Minor Repair
2	Spot Blight Demolition
3	Infrastructure Improvements
4	CDBG Administration
5	Public Services

Table 7 - Project Information

Describe the reasons for allocation priorities and any obstacles to addressing underserved needs

The priorities were determined based on:

- Meeting a HUD National Objective;
- Addressing one or more high priority needs set in the Consolidated Plan through resident surveys, stakeholder interviews, City of Temple staff input, observable data, and secondary data;
- Available funding; and
- City Staff capacity and staff availability.

Allocation priorities are also based upon the Needs Assessment undertaken as part of the development of the Five-Year Consolidated Plan.

The primary obstacle to addressing the underserved needs in Temple is lack of adequate funding. Without adequate financial resources, the City and its partners are not able to address all of the identified needs. Although the CDBG funds are leveraged at a rate exceeding 1:1; the funds are still insufficient to meet needs of the underserved in the community. Additionally, there is a shortage of high capacity public service agencies. The City encourages CDBG applicants to seek additional resources from other public and private entities in an effort to leverage the limited amount of available CDBG funds.

AP-38 Project Summary

Project Summary Information

1	Project Name	Housing Rehab - Minor Repair
	Target Area	5
	Goals Supported	
	Needs Addressed	
	Funding	CDBG: \$284,377
	Description	Provide minor repairs to owner-occupied homes to address and prevent deferred maintenance and property deterioration. Minor rehab/repair will provide housing improvements, energy efficiency, improved accessibility, and enhance the neighborhoods.
	Target Date	
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
	Planned Activities	
2	Project Name	Spot Blight Demolition
	Target Area	
	Goals Supported	
	Needs Addressed	
	Funding	CDBG: \$100,000
	Description	Demolition and Clearance of 12 substandard structures.
	Target Date	
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
	Planned Activities	
3	Project Name	Infrastructure Improvements
	Target Area	
	Goals Supported	

	Needs Addressed	
	Funding	CDBG: \$50,000
	Description	Installation of sidewalks in neighborhood
	Target Date	
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
	Planned Activities	
4	Project Name	CDBG Administration
	Target Area	
	Goals Supported	
	Needs Addressed	
	Funding	CDBG: \$107,246
	Description	General Administration to carry out the CDBG activities
	Target Date	
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
	Planned Activities	
5	Project Name	Crime Prevention Program
	Target Area	
	Goals Supported	
	Needs Addressed	
	Funding	CDBG: \$80,435
	Description	Public Service
	Target Date	

Estimate the number and type of families that will benefit from the proposed activities	
Location Description	
Planned Activities	

AP-50 Geographic Distribution – 91.220(f)

Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

CDBG funds will be used citywide, with emphasis in the lowest income census tract areas. All CDBG funded projects will primarily meet the HUD national objective of benefitting low to moderate income persons.

In the City of Temple, there are 60 block groups, 17 of which are more than 51% LMI. Representing roughly 12,160 low and moderate income residents means that of the estimated 70, 765 residents, more than 17% are LMI. Of the 17 LMI block groups, 13 are more than 60% LMI (so well above the 51% threshold). HUD defines an LMI income as one that is at or below 80% of the area median income. The AMI for our Metropolitan Statistical Area (MSA) is \$59,000.

- Extremely Low Income (for a family of four): \$24,600
- Very Low Income Limit (for a family of four): \$29,500
- Low Income Limit for a (for a family of four): \$47,200

The City defines a LMI Concentration Area as an area made up of 51% or more low and moderate income residents (typically a Census Tract area boundary).

The City defines a Racial/Ethnic Concentration Area as an area made up of 51% or more racial/ethnic minority residents (typically a Census Tract area boundary).

Combined Concentration is defined as: Census tracts that have family poverty rates exceeding 40% that also have more than 50% minority population.

The City of Temple will primarily offer CDBG programs City-wide; the entire City has LMI residents spread throughout most of the Census tracts. Area-benefit projects will focus resources in the qualified LMI Census tracts with the highest percent of low- to moderate-income and the greatest concentration of minority population, and decaying infrastructure.

Geographic Distribution

I	Target Area	Percentage of Funds
	EAST TEMPLE REVITALIZATION STRATEGY	

Table 8 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

The City of Temple estimates that 90% of the funds will be dedicated to projects in the target areas and that these funds assist a large number of low to moderate income residents.

Target Area: Low to Moderate Income (LMI) Areas

Discussion

The City of Temple strives to improve LMI residential neighborhoods, especially those with high concentrations of minorities and protected classes. The City supports public service agencies that work to help end poverty and resulting impacts felt by families and individuals. The City also funds infrastructure enhancement projects to help make public transportation and multi-modal transportation more accessible and impactful for those who need it most. Public improvements enhanced with CDBG funding help LMI neighborhoods rise up and build pride-in-place to encourage reinvestment and revitalization tract by tract. The continual development of Neighborhood Associations will help in these efforts.

Affordable Housing

AP-55 Affordable Housing - 91.220(g)

Introduction

During the 2018-2019 fiscal year, the City of Temple proposes to provide rehabilitation service, minor home repairs, to 5 LMI homeowner/occupants through the City's Housing Improvement Program (HIP). This program is designed to serve LMI residents city-wide who have clear title and proven ownership to their homes, and who desperately need repairs to their home that will improve the health and safety of their living environment. Also, this helps to improve the housing stock of substandard structures in the city.

Habitat for Humanity of the Fort Hood Area is partnering with the City of Temple Community Development to build one affordable new home in the City of Temple through its sweat equity program.

One Year Goals for the Number of Households to be Supported		
Homeless	0	
Non-Homeless	5	
Special-Needs	0	
Total	5	

Table 9 - One Year Goals for Affordable Housing by Support Requirement

One Year Goals for the Number of Households Sup	ported Through
Rental Assistance	0
The Production of New Units	0
Rehab of Existing Units	5
Acquisition of Existing Units	0
Total	5

Table 10 - One Year Goals for Affordable Housing by Support Type

Discussion

Because of citizen response and requests for assistance for home repair during the Consolidated Plan process, the City will continue to rehab the owner-occupied homes with minor repairs of eligible low- to moderate-income residents now and in the upcoming years on a first-come, first-served basis.

AP-60 Public Housing — 91.220(h)

Introduction

The Central Texas Housing Consortium (Members: Temple Housing Authority (THA) and Belton Housing Authority (BHA)) owns and manages 482 public housing units, 160 Project-based Section 8 units and multiple other types of affordable housing units. The Central Texas Council of Governments is responsible for managing the HUD Section 8 Voucher Program. The City works closely with both organizations to provide whatever assistance may be necessary to enhance public and affordable housing options and Section 8 HCV programs.

Actions planned during the next year to address the needs to public housing

The public housing units are not scheduled for replacement and there are no plans by the Department of Housing and Urban Affairs to expand public housing units in the foreseeable future. All public housing units are maintained in good condition through vigilant attention to preventative maintenance and capital upgrades. Capital improvements planned for public housing units include: kitchen renovation in 98 units and ADA site improvements. There is a severe shortage of Section 8 Housing Choice Vouchers and the Central Texas COG will continue to work with HUD to increase the funding for vouchers. Additionally, the COG and the City will work to educate landlords on the benefits of HCVs and to encourage more landlords to accept voucher holders as tenants.

Actions to encourage public housing residents to become more involved in management and participate in homeownership

While the City of Temple will have no direct actions to encourage public housing residents to be more involved in management and participate in homeownership, the Central Texas Housing Consortium is proactive in both resident participation and homeownership:

- The THA operates two community centers at the properties with on-site service coordinators to facilitate access to social services and to encourage participation in the management of programs;
- Residents are encouraged to participate in the development/planning process for the PHA Annual and 5-Year Plans and Capital Fund Plan via newspaper notices, individual resident notices, public hearings and Resident Advisory Board meetings;
- Social activities such as pot luck dinners, cook outs and holiday parties are conducted at all
 properties to encourage interactions among residents and with the staff and management,
 opening the door for more involvement by residents;
- Homeownership opportunities are provided through funding from Texas Department of Housing and Community Affairs for first-time homebuyers and the SOAR Grant in partnership with United Way; and
- THA offers scholarships for higher education, provides childcare, completes resident needs

assessments, and provides educational youth activities and many other social service programs to enhance quality of life and self-sufficiency for residents.

If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance

The Temple Housing Authority is not a troubled agency. It is classified as a High Performing agency and has maintained this classification since 1999.

Discussion

The federally subsidized housing programs in Temple are split between the Central Texas Housing Consortium, a political subdivision of the State charged with supplying public housing units and managing the public housing developments and residents; multiple other owners of subsidized housing, i.e. tax credit properties, and the Central Texas COG, a Council of Governments responsible for managing the Section 8 HCV program. Though the owners and organizations work independently, they do collaborate and coordinate with each other and with the City of Temple. During PY 2018-19, no significant modifications are expected to the public housing program. The COG will work with the City and other entities to educate landlords on voucher programs and the benefits; such as the payments of rent by the 5th of every month through the COG not the tenant; and helping tenants through education and training on how to avoid eviction, understand that their behaviors not only can result in eviction but loss of vouchers. These two are the most commonly discussed misconceptions/areas of concern.

The housing authority will continue to partner with numerous local agencies, faith-based organizations, the City and the school district to bring necessary resources to residents.

AP-65 Homeless and Other Special Needs Activities – 91.220(i) Introduction

The City is using the City funded Community Enhancement Grant Program funds for outreach, crisis intervention, and shelter for victims of domestic violence local agencies such as Families in Crisis and AWARE Central Texas. The City's will also use general funds to provide assistance for emergency shelters.

Community Development staff collaborates with multiple agencies that work to support the needs of the homeless and special needs populations. Including public health, indigent health, mental health agencies (MHMR), the local homeless collation, the Balance of State Continuum of Care, the Texas Homeless Network, the Central Texas Supportive Housing Coalition, Texas Health Institute, law enforcement, criminal justice, indigent defense, legal aid, shelters, public service agencies, the United Way and many more.

Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

In FY 2018/19 the City will participate and support the Point in Time Count as performed by the local homeless coalition. The City will identify and work with agencies providing emergency shelter and other housing options in Bell County to determine the number of individuals and families who are in need of receiving assistance. Additionally, the City will build awareness around information in the CDBG Consolidated Plan, data from HUD, and the American Community Survey to determine numbers and types of households and individuals (veterans, elderly, disabled, youth) who may be at risk of homelessness due to being extremely low income, having housing problems, lack of employment, poor transportation options, and/or lack of benefits. This information will be used in conjunction with the Central Texas Housing Coalition to help identify those agencies who can provide assistance and resources to intervene and help their needs to prevent homelessness.

Historically, the City of Temple also provides funding to Families in Crisis for outreach and crisis intervention for around 80 victims of domestic violence annually, including unsheltered persons, and those fleeing domestic violence situations.

Addressing the emergency shelter and transitional housing needs of homeless persons

As part of the City funded Community Enhancement Grant Programs, Families in Crisis and AWARE

Central Texas will also provide emergency shelter to those to whom they have provided outreach and crisis intervention and are in desperate need of shelter. The City will work with other area agencies providing emergency shelter and other housing options in Bell County.

Using other funds, the Families in Crisis agency provides TBRA to those exiting the emergency shelter, for transitional housing.

The City of Temple does not have an official emergency shelter center, nor does the City directly fund transitional housing. The Salvation Army has recently completed construction of a shelter center in Temple. It specifically provides emergency shelter for women only. A separate shelter for men is desperately needed and the City is working with the local Salvation Army in this cause. Particularly encouraging the new Salvation Army administration to apply for the ESG grant that would provide assistance for emergency shelter operations, which will help them provide this essential service for the area.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

The City will continue to provide funding for programs, services, and options for housing homeless individuals as funds are eligible; through the use of public service agencies who are prepared and trained to specifically address the needs of the homeless. Preventing individuals and families, previously homeless, from returning to homelessness requires a full and comprehensive assessment and program which may include tasks and processes that many individuals perform on a daily basis and without serious thought. Simple tasks as planning and cooking a meal, budgeting expenses between pay periods, paying for obligations first opposed to recreation. These tasks coupled with any form of alcohol or drug abuse, mental illness, or physical or developmental disabilities increases the potential for the return to the homeless state, therefore continued support services with extended or longer term case management would likely be required to achieve successful integration and self-sufficiency.

The City will continue to support entities working to end homelessness in the community.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services,

employment, education, or youth needs.

Within the City of Temple, multiple non-profit agencies, and public offices (Temple Community Clinic, Workforce, United Way, MHMR, etc.) provide services to help prevent homelessness. The Community Development staff collaborate closely and regularly with these groups to leverage outcomes for those most at risk of homelessness.

Discussion

Though the City of Temple has a small visible homeless population, officials are aware that the loss of jobs, increase in rent, evictions, behavioral issues, or domestic violence can easily lead to homelessness for many low-income individuals and families. The Community Development staff and others will continue to work closely with those agencies specializing in priority activities that are concentrated on homeless prevention and non-homeless special needs.

With the limited CDBG funding, the City's CDBG program is only able to minimally fund the available domestic violence program and other homeless-related programs. Community Development staff provide technical assistance to area non-profits and work to generally increase community capacity to better serve the homeless, chronically homeless, homeless families, unaccompanied youth, and those with special needs.

AP-75 Barriers to affordable housing – 91.220(j)

Introduction:

During the 2018-2019 Annual Action Plan period, the City will continue to implement and support the following actions to overcome the impediments identified in the Fair Housing Plan:

- The City and multiple area non-profits will leverage local funding to provide down-payment assistance to an average of 5 families per year this works to address the income disparity and the rising costs of homeownership.
- * The City will hold Housing Ownership Workshops, which are community wide public events coordinated by staff to engage citizens to meet with lenders, builders, non-profits, realtors, bankers and other businesses that are involved in the homebuyer process. This an opportunity for all these agencies to come together in one session and allow citizens to become educated about the processes of purchasing a home as well as establishing contact directly with specific that can help them along the way.
- The City's transit system will continue to ensure that routes and times serve the needs of LMI residents using public transportation to get to and from work, shopping and social services this works to address the income disparity in that public transportation allows exurban and suburban homeowners to access employment centers after moving from more centrally located apartments.
- The City will continue to work with the Temple Housing Authority, Central Texas Housing Consortium, and the newly established partnership with NeighborWorks HomeOwnership Center to offer assistance to those seeking affordable housing in the area these services work to address the rising homeownership costs.
- The City Council annually appoints the month of April as Fair Housing Month. This City of Temple's proclamation serves to highlight available resources within the City that support fair and affordable housing access.
- The City provides financial support to area non-profits that provide job-training skills, workforce development, training, and educational attainment services to low and moderate income residents this effort supports an increase in educational attainment and a decrease in the community income disparity.

Actions it planned to remove or ameliorate the negative effects of public policies that serve

as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment

In the development of the Fair Housing Plan, it was identified that the City's zoning regulations and other land use policies did appear to create some barriers to minorities or the underprivileged moving to opportunities of choice due to shortage of areas zoned for multi-family and the fact that most duplex and multi-family zones are inside the Loop, particularly south of IH-35, where a majority of minorities and lower-income residents live. Those multi-family parcels west of the Loop are higher priced and adjacent to single-family zones, while the areas within the Loop, for the most part, are adjacent to commercial and light industrial land uses and older development. To ameliorate this, during the next five years, the City will assess its current zoning ordinance to determine remedies to the shortage of multi-family zones in areas where the land is affordable for redevelopment.

Through the Empowerment Zone program the City of Temple has taken measures to encourage the development of affordable housing by committing to establishing long-term economic vitality in designated fee waivers, fee reductions, and policy changes to encourage redevelopment, diversification and improved housing stock. Through the implementation of this incentive program, developers who meet certain eligibility criteria may facilitate new housing construction for affordable single family structures and/or rental investments in order to meet the following goals:

- Enhance the neighborhood and improve the quality of life through community partnerships;
- Empower neighborhoods by engaging citizens in the neighborhood improvement process;
- Encourage enhancements that support long-term viability and prevent/address deferred maintenance and property deterioration;
- While preserving the character of the neighborhood.

Discussion:

During PY 2018, the City plans to continually address the barriers that are impediments to affordable housing through owner-occupied housing improvements. The City will fund improvements to homes owned and occupied by low- to moderate-income households. The improvements will include repairs/rehabilitation, energy efficiency improvements that will reduce the homeowners' utility costs, and accessibility improvements for the disabled. These efforts are available through the **Housing Improvement Program (HIP)** and **Neighborhood Association** programs as well as through a partnership with the local agency funded to administer the **Weatherization Program** in Bell County.

Through non-CDBG City funds, the City provides a Tool Trailer Program and a Tool Lending Program that

provides a neighborhood association, a group of homeowners or individuals a trailer filed with tools to maintain yards or to access a select tools. The trailer and tools are provided on a first-come/first-served basis and can be reserved in advance. The trailer is made available for specific lengths of time, agreed upon in advance by both the City and the group doing the service work. The trailer may be requested multiple times by one group if needed. Additionally, an individual tool can be checked out through the **Temple Tool Library**. This program provides residents with the necessary tool(s) for home repairs or modification enabling them to do it themselves. This is a concept similar to that of checking out a book in the library, but instead of books, the resident can check-out a tool(s). By providing accessibility to quality and costly tools, the Tool Library gives ALL Temple residents the opportunity to repair, enhance, and beautify their homes, allowing them to maintain a sense of independence and dignity.

Transform Temple is a program dedicated to revitalization efforts in targeted areas, performing cleanup and improvement projects, while working with property owners to improve the appearance and safety of the City.

The City grants funding to a local agency to provide maintenance education to owners and those intending to purchase a home. This education accomplishes two goals: (1) it trains owners in do-it-yourself and cost-saving maintenance; and (2) it educates prospective buyers in the true cost of homeownership beyond the monthly mortgage and utility payments.

AP-85 Other Actions – 91.220(k)

Introduction:

The underserved face a number of obstacles to meeting their needs. One of the obstacles that is out of their control is the limited capacity of agencies that can provide assistance in breaking down the barriers and lifting up those in need. Lack of financial resources, shortage of staff and overwhelming needs of program participants limit the effectiveness of the service providers. CDBG allocations and Community Enhancement Grants (CEG) will be used to help break down the barriers the under-resourced providers face in order that they may, in turn, address the obstacles their clientele face in getting their service needs met, securing affordable safe housing, and rising out of poverty. Building agency capacity through greater resources, more staff and greater staff support and training will enhance all of the service and housing providers, as well as the City's staff, in meeting the needs of those they serve.

Despite ongoing efforts, there still remains a number of significant obstacles to meeting underserved needs. The following obstacles to meeting these needs in Temple include:

- · Population growth
- · Cut backs in state and federal funding for basic needs and services
- · High cost of housing

Unemployment

· Need for transportation to existing services and childcare available services

Actions planned to address obstacles to meeting underserved needs

The City will continue to build collaborations in order to better identify and address the needs in the community. Informational forums regarding housing and fair housing will continue to be conducted to expand the number of landlords accepting voucher holders and discussing ways to enhance funding for public services.

The Community Enhancement Grants, funded through general funds and hotel/motel taxes, will assist a number of non-profits serving the low-income population. During PY 2018, the City will use its CEGs to fund The HOP (public transit), Hill Country Community Action Association, Families in Crisis, Temple College Foundation, Temple Housing Authority, Bell County Human Services (Temple HELP Center), MHMR, NeighborWorks, and Habitat for Humanity, all of which address the housing, employment,

education, or social service needs of the most underserved residents in the community.

Actions planned to foster and maintain affordable housing

CDBG funds will be used to maintain affordable housing through owner-occupied housing improvements for the low- to moderate-income households. The Tool Trailer program, whereby the City loans a trailer filled with landscaping and home repair tools to an agency or group of residents for do-it-yourself repairs and improvements or for volunteers to assist in improving the homes of those who are unable to do the work themselves. The Tool Library program for resident who cannot afford a tool, can check-out the tool or tools much like checking out a book in the library and return the tool when completed at no cost to the resident. The City also implement a reinvestment zone program, whereby developers and/or homeowners can receive cost waivers for building or repairing safe, decent and affordable housing in designated zones within the city.

Actions planned to reduce lead-based paint hazards

Federal regulations, effective September 2000 and updated in April 2010, put in place lead-based paint requirements for all housing activities undertaken by recipients of HUD funds. These regulations require multiple approaches to evaluate, control, and/or abate lead-based paint. Since inception of the CDBG program, all homes older than 1978 scheduled for rehabilitation and/or demolition activities receive lead-based paint testing to determine the extent of lead hazards.

A considerable portion of the housing stock in Temple has the potential of containing lead-based paint hazards, therefore, Temple takes the following actions.

- Hire certified professionals to conduct lead-based paint testing prior to remedial action
- Provide public information and education regarding lead-based paint
- Encourage local contractors to become certified as lead paint inspectors
- Continue to develop technical capacity within the City to manage lead-based paint impacted projects
- Integrate lead hazard evaluation and reduction activities into housing activities when applicable
- Ensure that staff receive proper training to understand how to handle lead-based paint projects

Actions planned to reduce the number of poverty-level families

CDBG and CEG funds will be used to provide educational and job training opportunities that will help to lift individuals out of poverty (United Way). CEG funds will support a number of educational and job training/readiness programs. CDBG funds will be used to provide nutritious meals to low income seniors and disabled residents (Meals on Wheels), and to provide homeownership and financial literacy programs that build sustainable pathways out of poverty for families and individuals in Temple

(NeighborWorks).

Actions planned to develop institutional structure

The City of Temple will continue the collaborations and technical assistance that was developed during the Consolidated Planning process. Meetings with community partners to address various programmatic areas, share knowledge, and integrate programs will continue in PY 2018 and on through the 5-Year Consolidated Planning period. City staff will continue to attend HUD-sponsored trainings, NCDA and NeighborWorks trainings. Inter-departmental collaborations will continue and expand, particularly related to the multi-faceted improvements in CDBG qualified census tract areas and programs for LMI residents.

Actions planned to enhance coordination between public and private housing and social service agencies

Community Development staff will continue to host, facilitate and attend collaborative meetings with community stakeholders, residents, and public service agencies. Including, but not limited to: Temple Housing Authority, Heart of Central Texas Center for Independent Living, Families in Crisis, Family Promise, Temple Independent School District, Central Texas Council of Governments, Workforce Development, Goodwill Training Center, Helping Hands, Central Texas Housing Coalition, and the United Way of Central Texas.

Discussion:

CDBG allocations and Community Enhancement Grants will be used to help break down many of the barriers the underserved face in getting their service needs met, securing affordable safe housing, and rising out of poverty. Money alone cannot successfully address these obstacles and the City staff is committed to enhancing existing collaborations and building new partnerships as well as enhancing the institutional structure of the City and its partnering agencies. One method in which the City staff is building institutional structure is through participation in the Central Texas Supportive Housing Coalition and Central Texas CDBG Community Network meetings to discuss programmatic ideas and action plans with peers.

Program Specific Requirements

AP-90 Program Specific Requirements – 91.220(I)(1,2,4)

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The City of Temple does not have program income, Section 108 loan guarantees or urban renewal
settlements. No grant funds were returned to the City's line of credit and there are no float-funded
activities.

None of the above funding streams are applicable for the City of Temple.

Attachments

Grantee SF-424's and Certification(s)

OMB Number: 4040-0004 Expiration Date: 10/31/2019 Application for Federal Assistance SF-424 1. Type of Submission: * 2. Type of Application: * If Revision, select appropriate letter(s): Preapplication New "Other (Specify): Application Continuation Revision Changed/Corrected Application · 3. Date Received: 4. Applicant Identifier: City of Temple Sa. Federal Entity Identifier: 55, Federal Award Identifier: B-17-MC-48-3021 State Use Only: 7. State Application Identifier: 6. Date Received by State: 8. APPLICANT INFORMATION: a. Legal Name: City of Temple * c. Organizational DUNS: *b. Employer/Texpeyer Identification Number (EIN/TIN): 74-500235B 1392057560000 d. Address: 'Streetf: 2 Morth Main Street Street2: * City: Temple County/Parish: * State: TX: Texas Province: * Country: OSA: UNITED STATES *Zip / Postal Code: 78501-7859 e. Organizational Unit: Department Name; Division Name: Community Development General Bervices f. Name and contact information of person to be contacted on matters involving this application: Prefix ' First Name: Ashley No. Middle Name: * Last Name: Suffix: Tile: Director of General Services Organizational Affiliation: Fax Number: 254 298 5459 *Telephone Number: 254-298-5275 *Emal: zwilliams@tompletx.gov

Application for Federal Assistance SF-424	
* 9. Type of Applicant 1: Select Applicant Type:	
C: City or Township Government	
Type of Applicant 2: Select Applicant Type:	
Type of Applicant 3: Select Applicant Type:	
* Other (specify):	
*10. Name of Federal Agency:	
0.5. Department of Housing and Orban Development	
11. Catalog of Federal Domestic Assistance Number:	
14.218	
CFDA Title:	
Community Development Block Grant program for Embittement Communities	7
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' 12. Funding Opportunity Number:	
*Title:	_
13. Competition Identification Number:	12
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	J.;
14. Areas Affected by Project (Cities, Counties, States, etc.):	SW.
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*15. Descriptive Title of Applicant's Project: PY 2017-2018 Annual Action Plan	
F. COLUCION DUNIEL CONSENSE SAME	
Attach supporting documents as specified in agency instructions.	_
Affacts Supporting matter as as specimal in egacity manusarina.	

16. Congressional Districts Of:	
a. Applicant 11	*b. Program/Project 11
Allech en additional list of Frogram/Project Con	gressional Districts If needed.
	Add Attachment Beloic Attachment View Attachment
17. Proposed Project:	
*a. Starl Date. 10/01/2017	*b End Date: 09/30/2010
18. Estimated Funding (\$):	
*a, Federal	431, 515,00
b. Applicant	431,013.00
*c. State	
d. Local	
s. Olher	
f. Program Income	0
g. TOTAL	431,615.00
19. Is Application Subject to Review By S	State Under Executive Order 12372 Process?
	2.
c. Program is not covered by E.O. 1237. 20. Is the Applicant Delinquent On Any Fe	
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CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

Affirmatively Further Fair Housing -The jurisdiction will affirmatively further fair housing.

Uniform Relocation Act and Anti-displacement and Relocation Plan -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, (42 U.S.C. 4601-4655) and implementing regulations at 49 CFR Part 24. It has in effect and is following a residential anti-displacement and relocation assistance plan required under 24 CFR Part 42 in connection with any activity assisted with funding under the Community Development Block Grant or HOME programs.

Anti-Lobbying -- To the best of the jurisdiction's knowledge and belief:

- 1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loun, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
- 2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
- 3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

Authority of Jurisdiction —The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

Consistency with plan --The housing activities to be undertaken with Community Development Block Grant, HOME, Emergency Solutions Grant, and Housing Opportunities for Persons With AIDS funds are consistent with the strategic plan in the jurisdiction's consolidated plan.

Section 3 -- It will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u) and implementing regulations at 24 CFR Part 135.

Signature of Authorized Official

Date

Interim City Marian

Specific Community Development Block Grant Certifications

The Entitlement Community certifies that:

Citizen Participation -- It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

Community Development Plan -- Its consolidated plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that that have been developed in accordance with the primary objective of the CDBG program (i.e., the development of viable urban communities, by providing decent housing and expanding economic opportunities, primarily for persons of low and moderate income) and requirements of 24 CFR Parts 91 and 570.

Following a Plan -- It is following a current consolidated plan that has been approved by HUD.

Use of Funds -- It has complied with the following criteria:

- 1. Maximum Feasible Priority. With respect to activities expected to be assisted with CDBG funds, it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low- and moderate-income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include CDBG-assisted activities which the grantee certifies are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available (see Optional CDBG Certification).
- 2. Overall Benefit. The aggregate use of CDBG funds, including Section 108 guaranteed loans, during program year(s) _______ [a period specified by the grantee of one, two, or three specific consecutive program years], shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period.
- 3. Special Assessments. It will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108 loan guaranteed funds, by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

In addition, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

Excessive Force - It has adopted and is enforcing:

- A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
- A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction.

Compliance with Anti-discrimination laws - The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) and the Fair Housing Act (42 U.S.C. 3601-3619) and implementing regulations.

Lead-Based Paint - Its activities concerning lead-based paint will comply with the requirements of 24 CFR Part 35, Subparts A, B, J, K and R.

Compliance with Laws - It will comply with applicable laws.

Signature of Authorized Official Date

Interim City Manager

OPTIONAL Community Development Block Grant Certification

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having particular urgency as specified in 24 CFR 1570.208(c):

The grantee hereby certifies that the Annual Plan includes one or more specifically identified CDBGassisted activities which are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs.

Signature of Authorized Official

Date

Interin City Manager

Specific HOME Certifications

The HOME participating jurisdiction certifies that:

Tenant Based Rental Assistance -- If it plans to provide tenant-based rental assistance, the tenant-based rental assistance is an essential element of its consolidated plan.

Eligible Activities and Costs -- It is using and will use HOME funds for eligible activities and costs, as described in 24 CFR §§92.205 through 92.209 and that it is not using and will not use HOME funds for prohibited activities, as described in §92.214.

Subsidy layering — Before committing any funds to a project, it will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing:

N/A		
Signature of Authorized Official	Date	
Title		

Emergency Solutions Grants Certifications

The Emergency Solutions Grants Program recipient certifies that:

Major rehabilitation/conversion/renovation — If an emergency shelter's rehabilitation costs exceed 75 percent of the value of the building before rehabilitation, the recipient will maintain the building as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed rehabilitation.

If the cost to convert a building into an emergency shelter exceeds 75 percent of the value of the building after conversion, the recipient will maintain the building as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed conversion.

In all other cases where ESG funds are used for renovation, the recipient will maintain the building as a shelter for homeless individuals and families for a minimum of 3 years after the date the building is first occupied by a homeless individual or family after the completed renovation.

Essential Services and Operating Costs — In the case of assistance involving shelter operations or essential services related to street outreach or emergency shelter, the recipient will provide services or shelter to homeless individuals and families for the period during which the ESG assistance is provided, without regard to a particular site or structure, so long the recipient serves the same type of persons (e.g., families with children, unaccompanied youth, disabled individuals, or victims of domestic violence) or persons in the same geographic area.

Renovation – Any renovation carried out with ESG assistance shall be sufficient to ensure that the building involved is safe and sanitary.

Supportive Services – The recipient will assist homeless individuals in obtaining permanent housing, appropriate supportive services (including medical and mental health treatment, victim services, counseling, supervision, and other services essential for achieving independent living), and other Federal State, local, and private assistance available for these individuals.

Matching Funds - The recipient will obtain matching amounts required under 24 CFR 576.201.

Confidentiality — The recipient has established and is implementing procedures to ensure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services under any project assisted under the ESG program, including protection against the release of the address or location of any family violence shelter project, except with the written authorization of the person responsible for the operation of that shelter.

Homeless Persons Involvement – To the maximum extent practicable, the recipient will involve, through employment, volunteer services, or otherwise, homeless individuals and families in constructing, renovating, maintaining, and operating facilities assisted under the ESG program, in providing services assisted under the ESG program, and in providing services for occupants of facilities assisted under the program.

Consolidated Plan - All activities the recipient undertakes with assistance under ESG are consistent with its consolidated plan.

where appropriate, policies and protocols systems of care (such as health care facili	ablish and implement, to the maximum extent practicable and for the discharge of persons from publicly funded institutions or ies, mental health facilities, foster care or other youth facilities, order to prevent this discharge from immediately resulting in
N/A	
Signature of Authorized Official	Date

Title

Housing Opportunities for Persons With AIDS Certifications

The HOPWA grantee certifies that:

Activities -- Activities funded under the program will meet urgent needs that are not being met by available public and private sources.

Building -- Any building or structure assisted under that program shall be operated for the purpose specified in the consolidated plan:

- 1. For a period of not less than 10 years in the case of assistance involving new construction, substantial rehabilitation, or acquisition of a facility,
- 2. For a period of not less than 3 years in the case of assistance involving non-substantial rehabilitation or repair of a building or structure.

N/A	
Signature of Authorized Official	Date
Title	

APPENDIX TO CERTIFICATIONS

INSTRUCTIONS CONCERNING LOBBYING CERTIFICATION:

Lobbying Certification

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

RESOLUTION NO. 2018-9208-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT 2018-2019 ANNUAL ACTION PLAN AND FUNDING RECOMMENDATIONS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, a public hearing was held on June 21, 2018, to receive public comments on the proposed Community Development Block Grant ("CDBG") 2018-2019 Annual Action Plan and funding recommendations – no comments were received;

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

Whereas, the City was notified and anticipates receiving \$536,232 for the 2018-2019 CDBG allocation - these funds reflect a 24.24% increase from the prior year and will further enhance the City's community development programs, supporting safe, well-planned residential and business districts:

Whereas, over 70% of funding allocated to CDBG activities must benefit low to moderate income persons;

Whereas, the City also plans to reallocate \$85,825 from the 2017 Action Plan to assist with meeting the goals identified in the 2015-2019 Consolidated Plan;

Whereas, the proposed allocation of funds is as follows:

Infrastructure Improvements	\$50,000
Housing Improvements	\$284,377
Crime Prevention Program	\$80,434
Demolition	\$100,000
Administration	\$107,246
Total	\$622,057

Whereas, the allocation amount of \$536,232 in CDBG funds in fiscal year 2018-2019, along with the reprogramming of \$85,825 in additional funds available, for a total of \$622,057, will be allocated as recommended;

Whereas, the City Council has considered this matter and deems it in the public interest to adopt the Community Development Block Grant 2018-2019 Annual Action Plan, including funding recommendations.

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

<u>Part 1</u>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

<u>Part 2:</u> The City Council adopts the Community Development Block Grant 2018-2019 Annual Action Plan, including funding recommendations as follows:

Total	\$622,057
Administration	\$107,246
Demolition	\$100,000
Crime Prevention Program	\$80,434
Housing Improvements	\$284,377
Infrastructure Improvements	\$50,000

<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 on this the 2nd day of August, 2018.

THE CITY OF TEMPLE, TEXAS
TIMOTHY A. DAVIS, Mayor
APPROVED AS TO FORM:
Kayla Landeros City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

08/02/18 Item #4 Regular Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Brynn Myers, City Manager

<u>ITEM DESCRIPTION:</u> PUBLIC HEARING – Conduct a final public hearing and consider a resolution approving the proposed amendment to the adopted Community Development Block Grant, 2015-2019 Citizen Participation Plan.

STAFF RECOMMENDATION: Conduct public hearing and adopt resolution as presented in item description.

ITEM SUMMARY: 2015–2019 Citizen Participation Plan

The City of Temple annually receives Community Development Block Grant (CDBG) Entitlement funds from the U.S. Department of Housing and Urban Development. As a recipient of these entitlement program funds the City is required to produce a Citizen Participation Plan, which outlines how and when, changes to the Consolidated Plan and Annual Action Plan are required.

The Citizen Participation Plan, as currently adopted, contains conflicting language as to what allocation percentage is the benchmark for when a substantial amendment is required and is not required. Staff proposes to set the threshold percentage to 25% of the annual allocation uniformly throughout the plan.

These proposed changes will align the criteria in the Planning Process with the criteria in the Amendments, creating a cohesive process. Setting the allocation percentage of change to 25% of the annual allocation will allow the adopted plans to move forward uninterrupted from seeking amendments that may be of a minimal amount.

FISCAL IMPACT:

None

ATTACHMENTS:

2015-2019 Citizen Participation Plan Resolution



2015 — 2019 CITIZEN PARTICIPATION PLAN

Community Development Block Grant Program

Division of General Services Adopted Date: August 18, 2016



CITIZEN PARTICIPATION PLAN

Contents

INTRODUCTION	1
ENCOURAGING CITIZEN PARTICIPATION	2
PLANNING PROCESS	2
Additional Components	Z
Fair Housing	
Evaluation Process	(
BUILDING COMMUNITY AWARENESS	7
PUBLIC NOTICE OF PROJECTS – PUBLIC HEARINGS AND MEETINGS	7
Purpose Of Public Hearings/Meetings	
Notification Of Public Hearings/Meetings	g
Time And Location Of Public Hearings/Meetings	Ç
Citizen Participation At Public Hearings/Meetings	g
PUBLIC WORKSHOPS	10
Agency Training And Coaching	10
REQUESTING INFORMATION	10
Access To Information	11
AMENDMENTS	11
Substantial Amendments	11
Minor Amendments	12
Emergency Amendments	12
Re-Allocating Funds	12
Amending The Citizen Participation Plan	12
UNIFORM RELOCATION ACT	12
Displacement	13
Relocation	13
SECTION 3	14
COMPLAINTS	15
EXHIBITS	16

INTRODUCTION

The Community Development Block Grant (CDBG) Program has operated since 1974 to provide local governments and communities with the resources necessary to meet the needs of low- to moderate-income residents. Annually, the Department of Housing and Urban Development (HUD) issues entitlement funds to local governments, including states, counties and cities, allowing those units of government flexibility to develop programs that meet the unique needs of their community. Citizen participation is necessary in order for the needs of Temple's residents to be determined, priorities that address those needs to be set, and the community to be enhanced through cooperation and teamwork in the development and implementation of the CDBG plans. The City of Temple (City) receives an annual CDBG entitlement from HUD and created this Citizen Participation Plan (CPP) to work as an integral part of the planning and implementation process for the CDBG Program.

Though HUD sets forth that the document should be a Citizen Participation Plan, it should be noted that neither HUD nor the City of Temple limits participation to U.S. Citizens, but encourages participation by any resident of the city or any party interested in how the City spends its CDBG funds.

The CPP must ensure that all residents, businesses, non-profits and other interested parties have clear direction on how they can become involved in how federal funds are spent at the local level. According to Part 24 of the Code of Federal Regulation, section 91.100, participation by residents in the CDBG Program is a requirement of HUD as is the development of a Citizen Participation Plan. Part 24 CFR 91.105 states the requirements of the Plan. The Plan must set forth the City's policies and procedures for involving residents and stakeholders in the CDBG planning and implementation process. The CPP must provide for and encourage residents, particularly low- to moderate-income residents, those living in low- to moderate-income neighborhoods or blighted neighborhoods, racial/ethnic minorities and the disabled, to participate in the development of the plans and evaluation reports. The main reports that are based on public input are the 5-Year Consolidated Plan, 5-Year Fair Housing Plan (Assessment of Fair Housing – AFH), and Annual Action Plans. Additionally, the annual Environmental Review Records and Consolidated Annual Performance and Evaluation Report (CAPER) are also open for public review and comment.

Often times during the implementation period, the City must alter its originally stated plans. The Citizen Participation Plan will specify the City's criteria for determining what changes in activities or funding constitute a substantial amendment to the Consolidated Plan and/or Annual Action Plan and how these actions must comply with federal regulations in involving residents in the amendment process.

In order to remain attuned to the needs of the community, this Citizen Participation Plan is updated at least every five years in conjunction with the CDBG Consolidated Plan; or as deemed necessary.

ENCOURAGING CITIZEN PARTICIPATION

The City of Temple recognizes that building a community requires involvement from a number of invested partners. The City is committed to involving residents and stakeholders in the planning, implementation and evaluation processes of the CDBG Program to the greatest extent possible. The City is especially committed to involving low- to moderate-income, minority, and disabled persons as well as those living in areas with blighted conditions or without equal amenities to the rest of Temple. In addition to participation by residents, local businesses, non-profit agencies, advocacy groups, and the local Housing Authority, everyone who wants to invest in the sustainable future of the Temple community is strongly encouraged to participate.

The Citizen Participation process is an on-going element of the CDBG program and encourages public participation during every phase of the program. Community Development staff is available throughout the year to discuss programs and receive public comments. Reasonable advance notice is afforded through the City's website (www.templetx.gov) and the Temple newspaper of general circulation, when public comments are actively being solicited for specific purposes such as:

- During the development of local funding priorities found in the five year Consolidated Plan;
- During the development of the annual Action Plan and budget;
- During requests for substantial amendments to the Consolidated Plan and/or Annual Action Plan;
 and
- During the formulation of the Consolidated Annual Performance Evaluation Report (CAPER).

The City welcomes recommendations regarding additional or better methods to encourage involvement and participation.

PLANNING PROCESS

Plan Development Process: Public participation in the plan development process involves 2 phases: (1) identification of priorities, issues and concerns; and (2) proposal of activities and allocation of funds. The City incorporates any and all public input and comments into each planning document.

Identification of Priorities, Issues and Concerns: Early in the Consolidated Planning process as well as the Annual Action Plan process, the City of Temple will inform residents and interested parties of the process and provide a public hearing for residents and stakeholders to voice their views on priority needs and allocation of funds.

Specifically during the Consolidated Planning process, which occurs every 5 years, the City will make available a survey for residents and stakeholders to complete, rating the level of need for each of the CDBG-eligible activities. Additionally, open-ended questions will be asked to solicit free-form comments about the levels of need and methods for addressing the needs. A sample of the most recent survey in English and Spanish are located in Exhibit A.

During the Consolidated Planning process, the City will also inform residents and interested parties about fair housing choice and the Fair Housing Plan with its Assessment of Fair Housing (formerly Analysis of Impediments). A portion of the Consolidated Plan public hearing will be devoted to fair housing issues and City staff will solicit comments regarding any incidences where the Fair Housing Act may have been violated directly or indirectly. Part of the Consolidated Plan survey will also be devoted to questions regarding fair housing violations and perceptions of unequal treatment for protected classes.

During the Consolidated Planning process and Fair Housing Plan development, City staff or its consultants will interview key stakeholders regarding fair housing and equal rights issues. The stakeholders may include



advocacy groups, social service agencies, foundations, researchers, developers, realtors, lending institutions, homeowner associations, and other groups or individuals responsible for complying with, enforcing, or advocating for fair housing.

During the Annual Action Plan process, the City will host a public hearing to review the priorities set in the Consolidated Plan, past funding allocations, activities conducted, and current available funding. The attendees will be asked to comment on potential activities for the up-coming year. In conjunction with the first Annual Action Plan public hearing, the City will conduct a pre-application workshop for potential subrecipients who are interested in applying for funding.

As with the Consolidated Planning process, a public hearing during the Annual Action Plan process will include information on fair housing and City staff will solicit comments regarding any incidences where the Fair Housing Act may have been violated directly or indirectly.

Proposal of Activities and Allocation of Funds: Approximately 2 to 3 months after the initial public hearings and release of surveys during the Consolidated Planning process, the City will conduct a second public hearing to detail resulting funding priorities and actual proposed activities for the upcoming year.

As part of the Consolidated Planning process conducted every 5 years, this second public hearing will also involve discussion about the Fair Housing Plan and its Analysis of Impediments. The impediments will be discussed as well as the City's plans during the coming 5 years to address the impediments and to affirmatively further fair housing choice in Temple.

A draft of the proposed plan(s) will be made available and attendees will be encouraged to voice their opinions and concerns. During this second public hearing for the Annual Action Plan, there will again be a time to discuss fair housing issues and City staff will solicit comments from attendees.

The second public hearing may serve to launch the 30-day public comment period for the draft plan(s). As an option the City may choose to hold the second public hearing at any time during the public comment period.

The City staff will present the plan(s) to City Council each year in 2 stages. The proposed activities and funding allocations will be presented to City Council for approval. During the public comment period of the Council meeting, residents will have the opportunity to voice their opinion. The final plan(s) will be presented during a second City Council meeting. At that time, residents will have another opportunity to voice their opinion. The City will cease accepting public comments for the plan(s) prior to the City Council adopting the final document(s).

Amendments: During the program year, the City may opt to amend either the Consolidated Plan or the Annual Action Plan. A substantial amendment will occur when:

- An activity is proposed that was not listed or given a high priority in the Consolidated Plan;
- An activity is proposed that was not listed in the Annual Action Plan;
- An activity that was listed in the Annual Action Plan is to be cancelled;
- CDBG Target Areas have changed that requires mid-year corrections/changes of activities;
- The location of a public facility or infrastructure project detailed in the Annual Action Plan has changed; or
- 25% or more of the City's annual allocation is to be re-distributed among existing or new activities.

Minor amendments that do not require public notice, a public hearing or public comment period include, but not limited to:

• Less than 25% of the City's annual allocation is to be re-distributed among existing or new activities;



- The number of persons to be served by an activity has changed;
- Activities have been delayed and are to be initiated or completed at a later date; or
- The approved activity will be carried out by a different organization.

Public Notification: The public notices for public hearings will be posted at least 72 hours prior to the opening of the hearing. The public notice for the public comment period will be posted in conjunction with the notice for the second public hearing. Notification will be in the main news section of the local general circulation newspaper, on the public notice board at City Hall, on the City's website and on the City's social media site. Samples of the public notices are in the Exhibits in the Appendix.

Term of Participation/Comment: Public comments may be submitted at any time, and are generally received for incorporation in the decision-making process and in the final documents from approximately early winter to mid-summer of each year for the Consolidated and Annual Action Plans. However, the official HUDmandated public comment period will be at least 30 days, not including the day of publication, and will generally occur from early June through early July of each year for the Consolidated and Annual Action Plans. The public comment period for amendments to the plans will also be 30 days. The public comment period will end prior to the City's submission of the plan(s) to HUD for review and approval, thus giving staff time to incorporate any comments.

Environmental Review Process: The City will solicit comments and responses from agencies and entities responsible for the evaluating and maintaining the health and environment of the region. City staff will review documentation available from county, state and federal agencies to insure that no negative environmental or social impact results from projects to be undertaken during the year which are categorically excluded but not converting to exempt or require an Environmental Assessment. When required, the City will notify the agencies responsible for overseeing the element of the environment that might be impacted by the project. The agencies will be given at least 30 days to respond to the request for comment.

After sufficient time for the internal review and for any contacted agencies to respond to the notification of projects to be undertaken, the City will notify the public of its intent to conduct the non-exempt projects, its finding of no significant impact, and its intent to request a release of funds from HUD.

Public Notification: The public notice for public comment on the Environmental Review Records will combine the Finding of No Significant Impact (FONSI) and Notice of Intent (NOI) to request release of funds and will be posted in the legal notices section of the local general circulation newspaper, the Temple Daily Telegram, and on the City's website, www.templetx.gov. A sample of the public notice is included as Exhibit E.

Term of Participation/Comment: The public will be given 18 days, not counting the day of public notice, to comment. The public comment period will end at least 1 day prior to the City's submission of the Request for Release of Funds (RROF) to HUD for review and approval.

Additional Components

Fair Housing

With each Annual Action Plan the City must certify that it has taken and will continue to take steps to affirmatively further fair housing choice. Positive actions toward reducing or eliminating barriers to fair and affordable housing must occur each year for the City to continue to receive HUD funds. During the Consolidated Planning Process every 5 years, the City will also develop a Fair Housing Plan with an Assessment of Fair Housing (formerly Analysis of Impediments). This plan will outline the actions to be taken during the ensuing 5 years to reduce or eliminate impediments to fair and affordable housing choice. Each year the City must report its progress in implementing the action steps.



The public participation for the development of this plan will coincide with the participation for the Consolidated Plan and be conducted simultaneously, though at least one housing forum will be held in conjunction with a public hearing to have an open discussion with landlords, realtors, housing developers, subsidized housing providers, public service agencies and advocacy groups regarding fair housing issues. The forum will be open to the public and the comments will be included in the Consolidated Plan and the Fair Housing Plan.

Most of the actions to reduce housing discrimination are the responsibility of the private sector, public service and advocacy agencies and the residents themselves. Throughout the year, the City will have information posted on its website and social media about fair housing choice and the rights of residents. At least one public hearing for the Consolidated Planning process will include a section on fair housing choice and the Fair Housing Act.

Each April a special activity will be planned during Fair Housing Month. The City will post fair housing posters in public locations of public building(s) and will make posters available to public service subrecipients. Information will be provided on the City website and with public service agencies about what constitutes a fair housing violation and processes for filing a fair housing complaint. Outreach will encourage landlords, realtors, housing developers, subsidized housing providers, public service agencies and advocacy groups and residents to understand Fair Hosing, laws, what constitutes a violation and the process for filing a complaint.

Public Notification: The public notices for the Fair Housing Plan development will be an element of the public notices for the Consolidated Plan and will be placed in the news section of the local newspaper, as well as on the City's website.

Term of Participation/Comment: Public comments may be submitted at any time, and are generally received for incorporation in the decision-making process and in the final documents from February through approximately mid-summer every five (5) years for the Fair Housing Plan in conjunction with the Consolidated Plan. However, the official HUD-mandated public comment period will be at least 30 days, not including the day of publication, in conjunction with the preparation of the Consolidated Plan. In addition, the City maintains a log of all those who inquire about fair housing or wish to file a fair housing complaint. These contacts occur throughout the year.

Assisting the Public with Fair Housing Issues: Any resident, or resident-advocate, who is the victim of or observes possible fair housing violations may contact the Division of General Services, Office of Community Development, to obtain assistance in determining if the issue is a violation. If the issue is a potential violation City staff will explain the complaint process and will assist the complainant in filing a fair housing complaint with HUD. If the alleged violation could be a violation to the City's Code of Ordinances, the appropriate City staff will be alerted to investigate the issue and take whatever legal action is indicated.

Fair Housing at the City of Temple Division of General Services Office of Community Development 101 N Main St.
Temple, TX 76501
cdbg@templetx.gov
www.templetx.gov/fairhousing

Fair Housing Complaints: Complaints may be taken through the HUD online complaint form. The complainant may complete the form directly or with the assistance of City staff. The complainant may file directly with HUD at:

http://portal.hud.gov/hudportal/HUD?src=/program_offices/fair_housing_equal_opp/online-complaint



Or contact the Fort Worth Regional Office of HUD at: FHEO Office
U.S. Dept of HUD
801 Cherry Street, Unit #45
Suite 2500
Fort Worth, TX 76102
(888) 560-8913

Evaluation Process

Each year the City of Temple conducts an evaluation of the past year's performance. As part of the evaluation, and as required by HUD, the City develops a Consolidated Annual Performance and Evaluation Report (CAPER). The City notifies the public of the availability the CAPER for review and public comment. The City receives and incorporates any and all pertinent public comments into the document.

Public Notification: The public notice of the availability of the CAPER for public review/comment will be posted in the local newspaper. A sample of the public notice is included as Exhibit F.

Term of Participation/Comment: The public will be given 15 days, not counting the day of public notice, to comment. The public comment period will end prior to the City's submission of the CAPER to HUD for review and approval; so that City staff has adequate time to incorporate comments into the CAPER.

Every fifth year, the City prepares a 5-year Consolidated Plan to take effect the following year. The Consolidated Plan describes the housing and community development needs and priorities as well as a 5-year strategy for addressing those needs. The City must submit this 5-Year Consolidated Plan to HUD in order to receive the annual CDBG entitlement grant. This document is specifically designed to:

- Promote citizen participation in the development of local priority needs and objectives by providing comprehensive information on the jurisdiction that is easy to understand;
- Summarize statutory requirements in such a manner as to achieve the purpose of these requirements in a comprehensive way;
- Promote the development of Annual Action Plans that coincide with the Consolidated Plans' priorities and provide a basis for assessing performance; and
- Encourage consultation with public and private agencies, including those outside the jurisdiction, to identify shared needs and solutions.

Beginning with the 2015-2019 Consolidated Plan, the City of Temple must complete an on-line plan in HUD's Integrated Disbursement and Information System (IDIS) as well as have online and paper copies available for the public to review. The Community Development staff, using the guidance of this Citizen Participation Plan, establishes the goals set forth in the Consolidated Plan. Exhibit B shows a list of the 2015-19 funding priorities derived from a combination of resident responses to a comprehensive survey in English and Spanish, Community Development staff priorities, input from stakeholders and from other City departments. In order to solicit a broad range of information from the community, the City conducts:

- A survey of residents through on-line access and paper copy in English and Spanish;
- Group meetings and/or individual meetings and phone interviews with various housing, social service, economic development, advocacy, and community-based organizations; and
- At least 2 public hearings open to all interested parties.
- The City encourages all interested citizens or groups to present opinions or proposals to the City for consideration under the CDBG program. Citizens may become involved by:
- Attending CDBG public hearings and presenting ideas, suggestions, and proposals;
- Submitting comments, concerns, and recommendations through email or in writing to City staff;



- Contacting the Community Development office for discussion, or assistance with preparation of complaints, suggestions, or proposals;
- Pursuing other means of participation that are not mentioned but may be available.

The City may also seek public comments, advertise for specific events or solicit public participation for certain programs. At that time, information will be distributed to local organizations and businesses for posting. For example, postings asking for comments or participation regarding housing programs may be distributed to the Temple Housing Authority, placed at neighborhood parks, schools and churches. Additionally, these types of postings may be sent to businesses serving the area that may be affected by the activity. When seeking public comments from a specific segment of the population or area, the City will make every effort to distribute postings, announcements and flyers to areas that will directly reach the intended audience.

Annually, the City solicits citizen participation in the preparation of various documents. Invitations to submit comments will be included with all public hearing notices. The public hearing notice will also specify how to submit a comment and the deadline for submitting such comments. Written comments relating to CDBG may be submitted to the Community Development office at any time during normal business hours. Additionally, public comments may be submitted in person to the Office of Community Development located at 101 N. Main ST., Temple, TX 76501, or via email at CDBG@Templetx.gov. The public may also choose to attend any CDBG related public meeting or hearing in order to submit public comments.

The City may also seek public comments through other emerging avenues such as social media.

BUILDING COMMUNITY AWARENESS

The City will continue to use the expertise of the Public Information Office in the development and distribution of information about the CDBG program. The Public Information Office is tasked with keeping residents informed about city policies, programs, services and neighborhoods. Its services to the community currently includes:

- News Releases;
- Public service announcements;
- CH10, the municipal access channel broadcast on cable TV and streamed online with original programming and a rotating informational bulletin board;
- City website that provides information, applications, forms and interactive features such as maps;
- Social media, including Facebook, Twitter, Instagram, and YouTube; and
- The Bridge, a printed newsletter that is available to Temple residents.

PUBLIC NOTICE OF PROJECTS — PUBLIC HEARINGS AND MEETINGS

Notice of Funding Source: All of the displacement/relocation projects undertaken with CDBG funds will have posted an on-site public notice indicating that Federal HUD funds are being used wholly or in part to carry out the activities. This allows the public the opportunity to contact the City or HUD to comment on the project/activity itself or the manner in which the activity is being carried out.

Public Notification: The public notice for a public hearing regarding displacement will be posted at least 72 hours prior to the opening of the hearing. The notice will be posted in the Temple Sun and at the site of the pending displacement. The public notice of the funding source will remain on-site during the term of the activity. The notice will be posted during the construction of or improvements to facilities or infrastructure that required the displacement. For major improvements or new facilities, the inclusion of HUD as the funder will be posted in a place visible to the public – either through signage or a notice in the main area of the



facility. For housing rehabilitation, a sign in the front yard will be posted during renovations. For public services, a notice may be posted in a public area of the building in which the public service is being conducted. An example of the public notice can be found as Exhibit G.

The City may elect, and is encouraged, to hold some public meetings in other neighborhoods that may be affected by the activities of the CDBG program. Occasionally, public meetingss will be held at other venues where at least 51% of the residents in the area are low- to moderate-income (CDBG Target Areas). Examples of other venues include recreation buildings, churches and public schools in the area.

<u>Public meetings</u> (for the purposes of the CDBG program) are defined as informal, but documented, meetings between City staff (and relevant contractors) and City residents. These meetings are designed to promote the open and honest exchange of ideas, to enhance the impact of CDBG funds for the communities of Temple. Public meetings will be held to collect information (formal and informal comments), to review performance and to generally encourage understanding of, and participation in, CDBG project development and implementation. City staff and relevant contractors, may host public meetings at various locations throughout the City, in a location that meets ADA accessibility standards; to solicit input on any aspect of the CDBG Program.

<u>Public hearings</u> (for the purposes of the CDBG program) are defined as City Council meetings at which a CDBG agenda item is to be presented to Council, and attendees. During the development of the Annual Action Plan (once per year), the City will host two public hearings. The two public hearings are:

- Proposed Annual Action Plan public hearing (generally held in June)
- Adoption of AP (generally held in July)

During the development of the Consolidated Plan (once every five years), an additional four public hearings will be held. The four public hearings are:

- Proposed Citizen Participation Plan & Fair Housing Plan public hearing (generally held in October)
- Needs assessment public hearing for the Consolidated Plan (generally held in the Spring)
- Proposed Consolidated Plan public hearing (may, or may not, be at same Council meeting as proposed AP public hearing; generally held in June)
- Adoption of Consolidated Plan public hearing (may, or may not, be at same Council meeting as adoption of AP public hearing; generally held in July)

All residents of Temple will be affected, directly or indirectly, by Community Development activities and are encouraged to participate in the planning and implementation of the activities to be undertaken with CDBG funds. Persons interested in participating, or learning more about the CDBG Program, are urged to attend the public hearings.

Purpose Of Public Hearings/Meetings

HUD requires the City to hold public hearings so that the public can express its views and so that the City can respond to questions and proposals for the use of CDBG funds. According to HUD, public hearings are to be held at all stages of the planning process, including the needs assessment, identification of priorities, allocation for funds to meet the needs, review of proposed activities and review of program performance. The City holds at least two – six public hearings during the CDBG Consolidated Planning and Annual Action Planning process, and during times of amendments to programs, activities or funding allocations. If comments



are received during these public hearings, a summary of all pertinent public comments are submitted to HUD along with the appropriate document.

Notification Of Public Hearings/Meetings

Notices of all public hearings held in regards to the CDBG program shall be placed in the local newspaper and by the City Secretary at City Hall at least 72 hours prior to each hearing. In addition, the notice posted by the City Clerk will include an agenda that lists all items to be considered.

Approximately two weeks prior to the first public hearing for the Consolidated Plan and all Annual Action Plans, a notice will be published in the local newspaper and placed on the City's website. This notice will advise citizens that planning for the use of CDBG funds is underway for the next program year. The notice will include the amount of funds expected to be available, the types of activities that are eligible for funding and other important program requirements.

All notices for public hearings will state that Spanish translation and interpretive services for the deaf will be made available if requested within 48 hours of the hearing. Occasionally, public hearing notices will be posted at gathering places throughout the CDBG Target Areas. Exhibit C is an example of a Community Development public hearing notice.

Time And Location Of Public Hearings/Meetings

Public hearings are held at Temple City Hall in a location that meets ADA accessibility standards (generally in Council Chambers). Reasonable accommodations will be made for people with disabilities, upon advance request. Language interpreters will be provided for non-English speaking participants, upon advance request. Citizens wishing to speak on this matter may do so by either signing up for Public Comments at the beginning of the meeting (there will not be any dialogue with the Council); or during the Public Hearing of the item. The City will consider the views of citizens, organizations and agencies, and other interested groups in preparing all plans and reports as part of the CDBG process. Additionally, these locations are on the transit bus route, which makes it further accessible to low- to moderate-income and/or disabled residents interested in attending the meetings.

Citizen Participation At Public Hearings/Meetings

During the CDBG public hearings and public meetings, the public is encouraged to communicate their needs, express preferences in regard to proposed activities, or present comments to be considered by Community Development staff. Residents may elect to participate at the public hearing/meeting or submit a written comment outlining their concerns and/or support of a specific project. Citizen input from public hearings and meetings, as well as written comments and suggestions will be incorporated into the applicable document(s) and submitted to HUD for review.

When services for the disabled, ASL interpretation, and/or Spanish translation are requested at least 48 hours prior to the meeting, such services will be provided.

The City is committed to providing technical assistance to the community to make all knowledgeable about the CDBG program. As awareness of the CDBG Program increases, it is the hope of the City that citizens will contribute ideas to solving some of the community's needs. The Community Development staff is available, by appointment, weekdays from 8:30 a.m. to 4:40 p.m. excluding holidays to:

- Provide technical assistance in preparing proposals to benefit low and moderate-income groups;
- Explain CDBG program requirements;



- Explain the requirements/benefits of all funded activities;
- Discuss proposed and ongoing community development activities; and
- Receive and investigate complaints relating to the CDBG Program.

PUBLIC WORKSHOPS

Annually, in conjunction with the Action Plan, the City of Temple sponsors a Technical Assistance Workshop that is free of charge and open to the public. At the workshops, attendees are given a brief overview of the CDBG Program and the City's Request for Proposal and budget process. Occasionally, special topics such as "grant writing" are presented. During the workshops, Community Development staff is available to provide one-on-one assistance in the development of proposals and ideas for funding.

Technical assistance in understanding the various program requirements or any other substantive matter relating to the program is available from staff during normal business hours. Spanish summaries of basic information will be made available upon request.

Agency Training And Coaching

During the year, the Community Development staff will provide technical assistance to any current or prospective subrecipient of HUD funding or agency seeking to secure and allocate resources in the CDBG Target Areas or for low- to moderate-income residents. The assistance may be in open workshops/trainings or thorough one-on-one sessions with the particular entity. The assistance is aimed at advising, supporting and assisting the agencies to better serve the low- to moderate-income households and CDBG target areas. Also, during monitoring of subrecipients, the staff will provide technical assistance regarding program management, beneficiary eligibility, financial management or any other topics related to the provision of services and management of funds.

Additionally, any subrecipient receiving CDBG funding for the first time receives an on-site monitoring/technical assistance visit by Community Development staff to ensure compliance and successful project completion.

Every effort is taken to provide the public with information regarding the CDBG Program as well as addressing each citizen's questions and comments. A written reply to a citizen's written questions, comments, or complaints is prepared as soon as the matter is given careful consideration by City staff and discussed with all involved parties.

REQUESTING INFORMATION

Interested parties requesting written information from the Office of Community Development must make a written request to the City Secretary's Office through the Public Information Act. Requests to the City Secretary's Office may be made in person or via the City's website at www.templetx.gov. Special arrangements may be made for individuals who are not able to visit the City Secretary's Office or the Office of Community Development during regular office hours. If applicable, a fee may be assessed for copies of the requested information. Charges for copies will be based on current City of Temple policies and in accordance with the Public Information Act.

The City will provide a written response to all comments received within fifteen (15) working days of receipt. If a final response is not possible within this period of time, an interim response specifying the reason for the delay and any deliverable information providing that information is currently available. All comments or



written ideas which are submitted to the City, will receive a final notice of disposition as soon as possible. Citizens may request access to any non- confidential records regarding the Consolidated Plan activities.

General program information such as guidelines, applications and the like will be made available on the City's website and in the Community Development Office at no charge to the public.

Access To Information

All technical and explanatory information concerning the CDBG program provided to the Office of Community Development or City Council is available for viewing in the Community Development Office. Other locations where CDBG documents may be made available for citizen review may include: City Hall, Temple Public Library, recreation centers, Temple Housing Authority and other public facilities. All locations will be in areas where at least 51% of the residents are low to moderate income. When required, there will be at least three copies available in various areas of the City for document review. Most documents may also be available for review on the City's website.

Copies of the most recent Action Plans, Consolidated Plans, CAPER, Citizen Participation Plan, and other pertinent documents are available for public inspection during normal operating hours in the Community Development Office located at 101 N Main ST. Temple, TX 76501; as well as online at www.templetx.gov/cdbg.

HUD allows the City of Temple the ability to amend the 5-year Consolidated Plan, the Annual Action Plan and the Citizen Participation Plan. When the City elects not to carry out an activity that was previously described and approved by HUD; to substantially change the purpose, scope, location or beneficiaries of an activity; or add a new activity an amendment must be submitted to HUD. In those instances, the City will use the following guidelines in determining when an amendment is substantial or minor. All amendments, substantial or minor, will be included in the CAPER.

AMENDMENTS

Amendments are sometimes needed throughout the implementation of the Consolidated Plan pending funding allocations and continued assessment of community needs.

Substantial Amendments

If more than 25% of the City's annual allocation changes from its original purpose, then the amendment is considered a substantial amendment. If the activity is being carried out by a subrecipient or contractor, there must be an amendment to the subrecipient agreement as well as to the Annual Action Plan.

Substantial changes to the Consolidated Plan and/or Annual Action Plan may include, but are not limited to the following:

- Any transfer of funds over 25% of the City's annual allocation
- Cancellation of a planned activity;
- Addition of a new activity not previously proposed for public review; or
- Change in the primary purpose or scope of an activity, such as a change in intended beneficiaries or organizational support.

The City will provide the public with a period of not less than thirty (30) days to comment on any substantial amendment before the amendment is implemented. Notices are provided to the public through the local



newspaper and through the City's website. Exhibit D is an example of a CDBG substantial amendment public notice.

The substantial amendment is presented to City Council for approval. Once the City Council approves, the substantial amendment is submitted to HUD. As with the other plans, HUD has 45 days to review and approve the amendment. Once HUD has sent formal written approval or the 45 day review period has expired, the funds are transferred to the approved program.

Minor Amendments

Other changes to the Consolidated Plan or Annual Action Plan that do not meet the level of a substantial amendment are considered a minor amendment. For example, an amendment to re-distribute less than 25% of the City's annual allocation will be considered a minor amendment.

Notice of minor amendments are given in the local newspaper and on the City's website; and open for public comment for at least fifteen (15) days. Minor amendments are reviewed, considered and approved by the Division of General Services Manager and Community Development staff, but do not require City Council action. Minor amendments are submitted to HUD as part of the year-end CAPER.

Emergency Amendments

Occasionally, as in the case of natural disasters, such as a hurricane, it becomes necessary for the City of Temple to request a substantial amendment to the Action Plan or Consolidated Plan. During times of disaster, the City may request, and HUD may approve a waiver or reduction in the amount of days required for public notice and/or public comment. If approved by HUD, the City will follow HUD's direction with no further notice to the public. Emergency amendments require the signature of the City Manager or his/her designee. If approved, activities undertaken as a result of emergency amendments will comply with the City's purchasing and contract procurement procedures during the course of the disaster.

Re-Allocating Funds

If a funded program is not utilizing or will not utilize all of the awarded CDBG dollars, the unused funds can be re-allocated to a new or existing project.

Amending The Citizen Participation Plan

If at any time, it becomes necessary to amend this Citizen Participation Plan, the City will provide public notice in the local newspaper and on the City's website. The City will provide the public with a period of not less than fifteen (15) days to review and comment on the changes. Changes to this Citizen Participation Plan will be approved by the Temple City Council prior to submission to HUD.

Changes to the Citizen Participation plan will follow this process regardless of the scope of the change; substantial changes and minor changes will follow the same process.

UNIFORM RELOCATION ACT

Whenever federal funds, such as CDBG are used for projects involving acquisition, rehabilitation or demolition of real property, a federal law known as the Uniform Relocation Act (URA) may apply. The purpose of the URA is to provide uniform, fair and equitable treatment of persons whose real property is acquired or persons displaced as a result of a CDBG-funded project or activity. During the preparation of the



Citizen Participation Plan, HUD requires entitlement communities to review all CDBG funded programs to ensure no person is involuntarily removed or displaced from their residential dwelling without providing proper remedies to the household.

Displacement

Displaced persons are those individuals, households, or businesses who move from their home or place of business as a direct result of acquisition, demolition or rehabilitation of the property using federal funds. Displaced persons may be eligible for relocation assistance under the URA. However, persons displaced temporarily from their dwelling for less than 12 months while it is being rehabilitated are not considered to be displaced and are not eligible for relocation assistance. All displacement activities will be discussed with the HUD Relocation Specialist to ensure that HUD concurs with the City on whether or not the person is displaced, and meets the criteria for assistance under the URA.

In the event that the City opts to use CDBG funds for an activity that would result in the displacement of renters of residences or commercial property, or other activities that would result in the taking of property through eminent domain, the City will conduct a public hearing for the plan(s), whether or not an amendment to the current Consolidated or Annual Action Plans is required. The City will explain the activity, solicit comments and concerns from the public and outline the displacement process. The activities will be such as to minimize displacement in all ways possible. Should displacement be necessary, the City will provide details concerning its implementation plan, timeline and assurance that there will be no undue burden placed on those affected.

Whenever possible, the City will give minority persons reasonable opportunities to be relocated to decent, safe and sanitary housing not located in an area of minority concentration providing that the dwelling units are within their financial means.

According to 49 CFR 24.2(a)(2)) and 8 CFR 103.12 the City of Temple legally cannot provide displacement/relocation assistance to aliens no in the United States legally.

Prior to engaging in activities that will cause displacement, the City will provide to HUD a certification that it will comply with the Uniform Relocation Act and applicable program regulations.

The public notice both for displacement and non-displacement will describe the relocation assistance to be provided, and contain the name, address and phone number of the City official responsible for providing the assistance or determining that no assistance is required. Exhibit H is an example of a public notice for displacement and non-displacement.

Relocation

In the event that the City initiates an activity that requires displacement, that uses CDBG funds, the City must have a plan for temporary or permanent relocation. HUD requires that relocation assistance be provided to persons displaced in connection with federally funded projects and that decent, safe and sanitary housing be available within the displaced person's financial means. Relocation payments may be for actual, reasonable moving costs and related expenses or based on a reasonable fixed schedule. In the cases where the displaced person's move is performed by the City or subrecipient at no cost to the displaced person, the person shall receive a \$100 relocation allowance.

Displaced occupants who have lived in the unit to be vacated for 90 days or more shall receive a rental assistance payment of the difference between the monthly rent and utilities of the vacated dwelling and that of a comparable decent, safe and sanitary replacement dwelling up to a total payment of \$5,250 or a period of 42 months, whichever occurs first.



Displaced owner occupants who have lived in the vacated unit for 180 days or more and whose dwelling has been acquired shall receive an assistance payment of the difference between the acquisition price of the acquired unit and the purchase price of a comparable decent, safe and sanitary replacement unit up to a total payment of \$22,500. Owner occupants who have lived in the acquired unit for 90 to 180 days may be eligible for similar assistance as tenant occupants.

In the case of temporary rental relocation (less than 1 year), all reasonable out-of-pocket expenses incurred in connection with the temporary relocation will be paid, including the cost of moving to and from the temporary housing and any increase in monthly rent and utility costs.

Owners who are being temporarily displaced for demolition/reconstruction or housing rehabilitation through the use of CDBG funds may or may not be eligible for assistance. If applicable, the City will contact the Relocation Specialist with the Fort Worth HUD Office for clarification.

Any displaced person may file a complaint with the HUD Relocation Specialist in the HUD Region 6 Office in Fort Worth, Texas. Currently, Sara M. Neira is the specialist for Region 6 and can be reached at:

801 Cherry St. Unit #45, Suite 2500 Fort Worth, TX 76102 (817) 978-5937 Sara.M.Neira@hud.gov

Notice of Funding Source: All of the displacement/relocation projects undertaken with CDBG funds will have posted an on-site public notice indicating that CDBG funds are being used wholly or in part to carry out the activities. This allows the public the opportunity to contact the City or HUD to comment on the project/activity itself or the manner in which the activity is being carried out.

Public Notification: The public notice for a public hearing regarding displacement will be posted at least 72 hours prior to the opening of the hearing. The notice will be posted in the Temple Sun and at the site of the pending displacement.

The public notice indicating the funding source being used to carry out the project will remain on-site during the term of the activity. The notice will be posted during the construction of or improvements to facilities or infrastructure that required the displacement. For major improvements or new facilities, the inclusion of HUD as the funder will be posted in a place visible to the public – either through signage or a notice in the main area of the facility. For housing rehabilitation, a sign in the front yard will be posted during renovations.

SECTION 3

Section 3 is a provision of HUD that helps foster local economic development, neighborhood economic improvement, and individual self-sufficiency. The Section 3 program requires that recipients of certain HUD financial assistance, to the greatest extent feasible, provide job training, employment and contracting opportunities to low- to moderate-income residents. Section 3 is a starting point to obtain job training, employment or contracting opportunities leading to self-sufficiency for those who are currently low- to moderate-income.

Section 3 residents are:

- Public housing residents; or
- Those living in Temple or the immediate area and have a household income that is at or below 80% of the area's median income.
- In addition, companies may be a Section 3 business concern if:
- 51% or more is owned by Section 3 residents;



- It employs Section 3 residents for at least 30% of its full-time permanent staff; or
- It provides evidence of a commitment to subcontract to Section 3 business concerns 25% or more of the dollar amount of the awarded contract.

The City of Temple is committed to providing business opportunities to Section 3 firms, encouraging firms to hire Section 3 employees and to hiring Section 3 employees within the City whenever possible. In conjunction with the annual fair housing event, the City will provide certification forms for firms and individuals to complete to become Section 3 certified. In addition, the City will ensure that social service agencies that serve low-income individuals will distribute information about Section 3 and the Section 3 certifications. The City will coordinate with the Temple Housing Authority to ensure that the same certifications for the housing authority are being used by the City. The City may provide information to Temple Housing Authority residents for Section 3 applications for certification. Applications for certification/registration as a Section 3 resident or business concern can be obtained at the City of Temple's Office of Community Development. A copy of the applications are included as Exhibit J.

Priority for training and employment under Section 3 is given to:

- Persons in public or other assisted housing;
- Persons in the area of Temple where the project for which HUD funds are spent, or secondarily residents of other areas of Temple;
- Participants in HUD Youth build programs; and
- Homeless persons.

Priority for contracting is given to businesses that meet the definition of a Section 3 business concern and are otherwise qualified for and suited for the contract.

More information about Section 3 can be found in Exhibit J and on the HUD website at:

http://portal.hud.gov/hudportal/HUD?src=/program_offices/fair_housing_equal_opp/section3/section3

COMPLAINTS

The City of Temple strives to create and maintain an exemplary CDBG program. Its quality strategy involves internal quality assurance, but also the incorporation of resident comments and complaints into a process of continuous improvement.

Complaints about the CDBG program may be made verbally or in writing. Any written complaint made to the City of Temple about the CDBG program that deals with preparation of the any plans, selection of projects, citizen participation opportunities or the effectiveness/appropriateness of on-going programs or projects shall be answered with a written response within fifteen (15) working days of the date upon which the complaint was received.

Complaints received verbally may receive a verbal response over the telephone or a meeting between the parties may be arranged to discuss the complaint and the response. Documentation of the call or the meeting will be placed in the appropriate project or general file. Some verbal complaints may receive written responses. These and any other written responses to written complaints will be completed and mailed within fifteen (15) working days of the receipt of the written complaint.

If a question or comment has not received a response or was not adequately answered, citizens can object to the approval of the City's Consolidated Plan and/or Annual Action Plan by contacting HUD directly. If objecting to the approval of any one of the aforementioned plans, citizens are urged to contact HUD within thirty (30) days of publication of the Plan. However, complaints must reach HUD before or during HUD's



forty-five (45) day review process, if applicable. Specific grounds for objection are that the City (a) did not comply with regulations or that (b) the City misrepresented facts on the preparation of these applicable document(s).

HUD contact:

U.S. Department of Housing and Urban Development - Fort Worth Field Office Office of Community Planning and Development 801 Cherry Street, Unit #45 **Suite 2500** Fort Worth, TX 76102 (888) 560-8913

For more information regarding the City of Temple Citizen Participation Plan for the CDBG Program or any other elements of the CDBG Program, please contact the City at:

City of Temple Division of General Services Community Development 101 N Main ST Temple, Texas 76501 cdbg@templetx.gov

EXHIBITS

Exhibit A: Consolidated Planning Surveys (example)

Exhibit B: 2015-19 Consolidated Plan Funding Priorities

Exhibit C: Public Hearing Notice (example)

Exhibit D: Substantial Amendment Public Notice (example)

Exhibit E: Public Notice for Environmental Review's (example)

Exhibit F: Public Notice for CAPER (example)

Exhibit G: Public Notice for Projects (example)

Exhibit H: Public Notice for Displacement (example)

Exhibit J: Section 3 Information



RESOLUTION NO. <u>2018-9209-R</u>

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, APPROVING THE PROPOSED AMENDMENT TO THE COMMUNITY DEVELOPMENT BLOCK GRANT 2015-2019 CITIZEN PARTICIPATION PLAN; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City of Temple annually receives Community Development Block Grant (CDBG) Entitlement funds from the U.S. Department of Housing and Urban Development;

Whereas, as a recipient of these entitlement program funds, the City is required to produce a Citizen Participation Plan which outlines how and when changes to the Consolidated Plan and Annual Action Plan are required;

Whereas, the Citizen Participation Plan, as currently adopted, contains conflicting language as to what allocation percentage is the benchmark for when a substantial amendment is required and is not required and Staff proposes to set the threshold percentage to 25% of the annual allocation uniformly throughout the plan;

Whereas, these proposed changes will align the criteria in the Planning Process with the criteria in the Amendments, creating a cohesive process - setting the allocation percentage of change to 25% of the annual allocation will allow the adopted plans to move forward uninterrupted from seeking amendments that may be of a minimal amount;

Whereas, the presentation and public hearing on this proposed amendment to the 2015-2019 Citizen Participation Plan was held on June 21, 2018, and was followed by a 30-day public comment period which ended on July 21, 2018 - no comments were received; and

Whereas, the City Council has considered the matter and deems it in the public interest to approve the proposed amendment to the adopted Community Development Block Grant 2015-2019 Citizen Participation Plan.

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

- <u>Part 1</u>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council approves the proposed amendment to the adopted the Community Development Block Grant 2015-2019 Citizen Participation Plan.
- <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 on this the 2nd day of August, 2018.

	THE CITY OF TEMPLE, TEXAS
	TIMOTHY A. DAVIS, Mayor
ATTEST:	APPROVED AS TO FORM:
Lagy Porgason	Voyla Landaras
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

08/02/18 Item #5 Regular Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Brynn Myers, City Manager

<u>ITEM DESCRIPTION:</u> PUBLIC HEARING – Conduct a final public hearing and consider a resolution approving the proposed substantial amendment to the adopted Community Development Block Grant, 2015-2019 Consolidated Plan Budget.

STAFF RECOMMENDATION: Conduct public hearing and adopt resolution as presented in item description.

ITEM SUMMARY: 2015–2019 Consolidated Plan – Substantial Amendment

The Consolidated Plan outlines how the City of Temple will meet the National Objectives of the Community Development Block Grant (CDBG) requirements from 2015-2019. The Consolidated Plan provides a five-year framework of the program, detailing objectives and expected outcomes.

HUD understands that priorities may shift during the 5 year period, and communities may need to leverage their dollars in other areas. When activities need to be added or deleted from the Consolidated Plan it is considered to be a substantial amendment, and it is required that the City seek the changes in accordance with the Citizen Participation Plan. At this time, staff desires to amend the 2015-2019 Consolidated Plan with the removal of funding for the Public Service Agencies (PSA) and the Main Street Program; and the addition of a new Public Service Crime Prevention Program.

The presentation and public hearing on this substantial amendment was held on June 21, 2018 and was followed by a 30-day public comment period which ended on July 21, 2018. No comments were received.

FISCAL IMPACT: The grant funds used to fund the PSA's and the Main Street Program will now fund the new Crime Prevention Program and the other programs in the consolidated plan.

ATTACHMENTS:

2015-2019 Consolidated Plan Resolution

Strategic Plan

SP-05 Overview

Strategic Plan Overview

The Strategic Plan is aimed at addressing as many high priority needs outlined in the Needs Assessment chapters as possible within the available CDBG resources. The high priority needs have been determined through resident and stakeholder input, identified housing, service and facility/infrastructure gaps, input from the Community Development Advisory Committee, funding realities, and availability/capacity of partners.

The plan addresses the housing, infrastructure, public facilities, and public service needs that will be addressed during the next 5 years. Public services will serve low- to moderate-income residents of Temple. Housing and public services are allocated based on the income of the individual household seeking assistance regardless of the neighborhood within the incorporated area in which the individual or family lives. CDBG funds for infrastructure and public facility improvements can only be allocated to projects in CDBG Target Area – areas with more than 51% low- to moderate-income residents. In order to concentrate area-based improvements for greater effectiveness, the City is proposing to HUD a Neighborhood Revitalization Strategy Area (NRSA) within the existing CDBG Target Area. Area-based funding will be focused in this NRSA for the next 5 years. A map of the CDBG Target Area with the NRSA is in the next section SP-10 Geographic Priorities.

The community needs far outweigh the funds available through the CDBG program. In order to meet as many of the priority needs as possible, the City will augment CDBG funds with its own funds and will work in partnership with other entities, including public service and housing programs. The City has developed the Community Enhancement Grant (CEG) Program, allocating general fund dollars and revenues from the hotel/motel tax to better support the work of City departments and community service agencies.

The priority programs to be supported through CDBG and CEG funds include affordable housing, NRSA improvements, shelter for the homeless, and social services for children, youth, disabled, seniors and low- to moderate-income individuals or families.

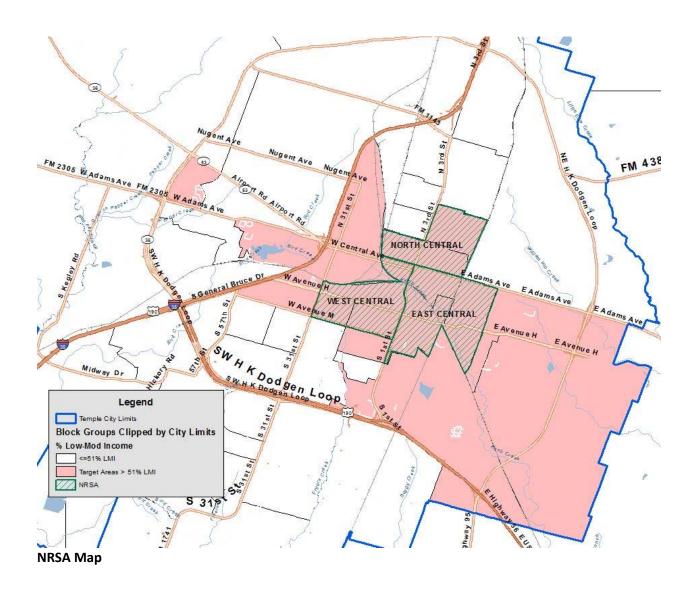
SP-10 Geographic Priorities – 91.215 (a)(1)

Geographic Area

Table 1 - Geographic Priority Areas

General Allocation Priorities

Describe the basis for allocating investments geographically within the jurisdiction (or within the EMSA for HOPWA)



SP-25 Priority Needs - 91.215(a)(2)

Priority Needs

Table 2 - Priority Needs Summary

Table	2 – Priority Need	s Summary
1	Priority Need Name	Owner Occupied Housing Improvements
	Priority Level	High
	Population	Extremely Low Low
		Moderate
		Large Families
		Families with Children Elderly
		Persons with Physical Disabilities
	Geographic Areas Affected	
	Associated Goals	Minor Home Repair (owner-occupied)
	Description	Provision of housing rehabilitation for low- to moderate-income homeowners in Temple, with an emphasis on elderly and disabled.
	Basis for Relative Priority	The priority is based on the results of resident surveys, public and housing forums, stakeholder interviews, code enforcement results, and City staff knowledge of the housing conditions in Temple.
2	Priority Need Name	New construction of affordable owner occupied homes
	Priority Level	High
	Population	Low Moderate Large Families Families with Children Public Housing Residents
	Geographic Areas Affected	
	Associated Goals	New Affordable Housing

Basis for Relative Priority Priority Need Name	There is a high priority need for new single family housing that is affordable for purchase by low- to moderate-income renters, including public housing residents. The priority is based on the results of resident surveys, public and housing forums, stakeholder interviews, code enforcement results, and City staff knowledge of the housing conditions in Temple.
Relative Priority Priority Need	forums, stakeholder interviews, code enforcement results, and City staff
-	
	Energy efficiency improvements in housing
Priority Level	High
Population	Extremely Low Low Moderate Large Families Families with Children Elderly
Geographic Areas Affected	
Associated Goals	Minor Home Repair (owner-occupied)
Description	Older owner occupied housing units are often inefficient and high users of energy costing the owners more than average for utilities and wasting resources. Low- to moderate-income homeowners need energy efficient housing to reduce their housing costs and to provide an adequate year-round temperature without drafts or cooling escaping.
Basis for Relative Priority	The priority is based on the results of resident surveys, public and housing forums, stakeholder interviews, code enforcement results, and City staff knowledge of the housing conditions in Temple.
Priority Need Name	Accessibility improvements in housing
Priority Level	High
i nonly Level	1
# C C C F F F N	Associated Goals Description Basis for Relative Priority Priority Need

	I	
	Geographic Areas Affected	
	Associated Goals	Minor Home Repair (owner-occupied)
	Description	Homeowners who are elderly and/or disabled are often in need of exterior and interior improvements to allow for accessibility. Low-income households are unable to afford the cost, especially of safely constructed improvements.
	Basis for Relative Priority	The priority is based on the results of resident surveys, public and housing forums, stakeholder interviews, code enforcement results, and City staff knowledge of the housing conditions in Temple.
5	Priority Need Name	Down payment assistance
	Priority Level	High
	Population	Low Moderate Large Families Families with Children Public Housing Residents
	Geographic Areas Affected	
	Associated Goals	Down-payment/Closing Cost Assistance
	Description	In order to assist renters to become first time homebuyers without a housing cost burden, down payment and closing cost assistance is often needed for the low- to moderate-income. Associated with the down payment and closing cost assistance is credit counseling and housing counseling as a pre-requisite for assistance.
	Basis for Relative Priority	The priority is based on the results of resident surveys, public and housing forums, stakeholder interviews, code enforcement results, and City staff knowledge of the housing conditions in Temple.
6	Priority Need Name	Tenant-based rental assistance
	Priority Level	High

	Population	Extremely Low
		Low
		Moderate
		Large Families
		Families with Children
		Elderly
	Geographic	
	Areas	
	Affected	
	Associated	
	Goals	
	Description	There is a need to provide rental assistance to homeless or those at risk of
		homelessness due to eviction. With the waiting list for Section 8 HCVs and the
		urgency of needing to house or keep housed those who are homeless or at risk
		of homelessness, this activity is a high priority. While the City does not
		anticipate funding TBRA with CDBG or other funds, it will assist non-profit
		agencies in applying for federal, state or private funding.
	Basis for	This activity is given a high priority based on the results of the resident surveys
	Relative	and stakeholder interviews and the results of information from the homeless
	Priority	coalition and agencies providing TBRA assistance.
7	Priority Need	New construction of affordable rental units
	Name	
	Priority Level	High
	Population	Extremely Low
	•	Low
		Moderate
		Large Families
		Families with Children
		Elderly
		Persons with Mental Disabilities
		Persons with Physical Disabilities
		Persons with Developmental Disabilities
	Goograph's	
	Geographic	
	Areas	
	Affected	
	Associated	New Affordable Housing
	Goals	

Consolidated Plan TEMPLE 6

	Description	There is a shortage of sound rental units for all family types that will not pose a housing cost burden on the renters. New construction by private for-profit and non-profit developers through the use of Low Income Housing Tax Credits, Housing Trust Fund grants, and other local, state, and federal grants will make more units available to the low- to moderate-income, especially the extremely low- and low-income, including the elderly and disabled.
	Basis for Relative	This priority is based on the results of resident surveys and stakeholder interviews, Census data regarding renters with housing cost burdens, and input
	Priority	from developers.
8	Priority Need Name	Fair Housing Activities
	Priority Level	High
	Population	Extremely Low
		Low
		Moderate
		Middle
		Large Families
		Families with Children
		Elderly
		Public Housing Residents
		Rural
		Chronic Homelessness
		Individuals
		Families with Children
		Mentally III
		Chronic Substance Abuse
		veterans Research with LINVAIDS
		Persons with HIV/AIDS Victims of Domestic Violence
		Unaccompanied Youth
		Elderly
		Frail Elderly
		Persons with Mental Disabilities
		Persons with Physical Disabilities
		Persons with Developmental Disabilities
		Persons with Alcohol or Other Addictions
		Persons with HIV/AIDS and their Families
		Victims of Domestic Violence
		Non-housing Community Development

Geographic	
Areas	
Affected	
Associated	Fair Housing Activities
Goals	
Description	The housing forums and public meetings have shown that additional fair housing education is required. The City will conduct fair housing public forums, fairs, and meetings as well as support the Section 8 and other TBRA providers in educating landlords about fair housing, particularly regarding accessibility, and encouraging landlords to accept rental vouchers.
Basis for	This priority is based on the results of resident surveys and stakeholder
Relative	interviews, responses during housing forums and public meetings, and input
Priority	from the Section 8 provider.
Priority Need	Public parks
Name	
Priority Level	High
Population	Extremely Low
	Low
	Moderate
	Large Families
	Families with Children
	Elderly
	Public Housing Residents
	Non-housing Community Development
Geographic Areas	
Associated Goals	Public Facility Improvements
Description	The voters recently passed a \$27.6 million bond program for the enhancement, expansion, and addition of public parks, especially neighborhood parks, to serve Temple, including low- to moderate-income residents. The parks provide important neighborhood amenities for the under-resourced.
Basis for	The high priority is based on the City's current Comprehensive Plan,
Relative	neighborhood master plans, the results of resident surveys and stakeholder
Priority	interviews, and input from the Parks & Recreation Department.
	Areas Affected Associated Goals Description Basis for Relative Priority Need Name Priority Level Population Geographic Areas Affected Associated Goals Description Basis for Relative

10	Priority Need Name	Infrastructure Improvements
	Priority Level	High
	Population	Extremely Low Low Moderate Non-housing Community Development
	Geographic Areas Affected	
	Associated Goals	Infrastructure Improvements
	Description	Infrastructure enhancements in qualified LMI neighborhoods to enhance transportation, lighting and mobility's to improve place making through increased opportunities in low income neighborhoods (sidewalks, drinking fountains, street and sidewalk lighting, bus stop shelters).
	Basis for Relative Priority	The high priority is based on the City's current Comprehensive Plan, neighborhood master plans, the results of resident surveys and stakeholder interviews, and input from the of the City staff members' knowledge of deteriorating sidewalks and those not ADA compliant, and the Parks & Recreation Department.
11	Priority Need Name	Code enforcement
	Priority Level	High
	Population	Extremely Low Low Moderate Middle Non-housing Community Development
	Geographic Areas Affected	
	Associated Goals	Spot Blight Reduction

	Description	Code enforcement is an integral part of maintaining the desirability and values in residential neighborhoods. Code enforcement officers who conduct windshield surveys to identify violations, receive/investigate complaints, cite violators, and pursue the citation through to completion help to make the neighborhoods safer and more desirable.
	Basis for Relative Priority	The priority is rated as high based on the results of the resident surveys and stakeholder interviews, and input from code enforcement officers and HOAs.
12	Priority Need Name	Demolition and Clearance
	Priority Level	High
	Population	Extremely Low Low Moderate Middle Non-housing Community Development
	Geographic Areas Affected	
	Associated Goals	Spot Blight Reduction
	Description	Neighborhood revitalization includes eliminating abandoned unsafe structures through demolition and clearance as well as clearance of vacant lots and illegal dumping grounds. The City will support the demolition/clearance of abandoned structures and the clearance of debris in vacant lots and illegal dumping grounds.
	Basis for Relative Priority	The priority is rated as high based on the results of the resident surveys and stakeholder interviews, and input from code enforcement officers and HOAs.
13	Priority Need Name	Facility Improvements
	Priority Level	High

	Population	Extremely Low
	i opulation	Low
		Moderate
		Large Families
		Families with Children
		Elderly
		Public Housing Residents
		Rural
		Chronic Homelessness
		Individuals
		Families with Children
		Mentally III
		Chronic Substance Abuse
		veterans
		Persons with HIV/AIDS
		Victims of Domestic Violence
		Unaccompanied Youth
		Elderly
		Frail Elderly
		Persons with Mental Disabilities
		Persons with Physical Disabilities
		Persons with Developmental Disabilities
		Persons with Alcohol or Other Addictions
		Persons with HIV/AIDS and their Families
		Victims of Domestic Violence
		Non-housing Community Development
	Geographic	
	Areas	
	Affected	
	Associated	Homeless Services
	Goals	Public Facility Improvements
		, ·
	Description	Facility enhancements, upgrades and modifications to community facilities in
		LMI areas and limited clientele service agencies community-wide.
	Basis for	The high priority is based on the growing elderly population, increased needs of
	Relative	special needs populations and the results of the resident surveys and
	Priority	stakeholder interviews as well as input from public service agencies, Texas
		homeless Network, and MHMR.
14	Priority Need	Public Services
	Name	

Consolidated Plan TEMPLE 11

Priority Level	High
Population	Extremely Low
	Low
	Moderate
	Large Families
	Families with Children
	Elderly
	Public Housing Residents
	Chronic Homelessness
	Individuals
	Families with Children
	Mentally III
	Chronic Substance Abuse
	veterans
	Persons with HIV/AIDS
	Victims of Domestic Violence
	Unaccompanied Youth
	Elderly
	Frail Elderly
	Persons with Mental Disabilities
	Persons with Physical Disabilities
	Persons with Developmental Disabilities
	Persons with Alcohol or Other Addictions
	Persons with HIV/AIDS and their Families
	Victims of Domestic Violence
	Non-housing Community Development
Geographic	
Areas	
Affected	
Associated	Public Services
Goals	
Description	Funding to PSA's for seniors, victims of domestic violence, homeless, youth,
	children, unaccompanied minors, veterans, special needs populations, and
	general LMI individuals and families.
Basis for	
Basis for Relative	general LMI individuals and families. High priority is given to these special needs residents based on community surveys, stakeholder interviews, City staff input and state and federal data.
	High priority is given to these special needs residents based on community
Relative	High priority is given to these special needs residents based on community

	Priority Level	High
	Population	Extremely Low Low Moderate Non-housing Community Development
	Geographic Areas Affected	
	Associated Goals	Employment Training/Placement
	Description	Employment at a livable wage is required for individuals to be self-sufficient. In order to prepare for adequate employment, many adults require literacy education, GED preparation, job readiness assistance, and job training. Agencies to provide such services are a high priority for Temple.
	Basis for Relative Priority	Based on Census data, the number of adults with limited English proficiency and the number without a high school diploma indicate a high need for services to prepare them for employment. Additionally, specific job readiness and training is a high priority to move many from being working poor into self-sufficiency. Resident surveys indicated that the general population rates adult education as a high priority.
16	Priority Need Name	Assistance to businesses
	Priority Level	High
	Population	Non-housing Community Development
	Geographic Areas Affected	
	Associated Goals	Economic Development
	Description	Micro-enterprise programs, facade improvements and other assistance to businesses, particularly small businesses and Section 3 businesses can stabilize and enhance mixed use neighborhoods and create jobs.
	Basis for Relative Priority	Temple's Economic Development Corporation, Choose Temple, resident surveys and stakeholder interviews indicate that the community places a high priority on assisting businesses in the area to thrive and grow.

16	Priority Need Name	Crime Prevention Program
	Priority Level	High
	Population	Extremely Low Low
		Moderate
		Large Families
		Families with Children
		Elderly
		Public Housing Residents
		Chronic Homelessness
		Individuals
		Families with Children Mentally III
		Chronic Substance Abuse
		Veterans
		Persons with HIV/AIDS
		Victims of Domestic Violence
		Unaccompanied Youth
		Elderly
		Frail Elderly
		Persons with Mental Disabilities
		Persons with Physical Disabilities
		Persons with Developmental Disabilities
		Persons with Alcohol or Other Addictions
		Persons with HIV/AIDS and their Families
		Victims of Domestic Violence
		Non-housing Community Development
	Geographic	
	Areas	
	Affected	
	Associated	Public Service
	Goals	
	Description	The Crime Prevention Program will provide a dedicated and consistent law
		enforcement presence to work within the low-to-moderate income area with
		objectives and benchmarks to engage the community for the purpose of
		eliminating and reducing crime.

Basis for	The priority is based on the results of resident surveys, public forums,
Relative	stakeholder interviews, police statistics, and City staff.
Priority	

Narrative (Optional)

The high priorities identified in the 2015-2019 Consolidated Plan are:

- Affordable Housing
- Public Facilities / Infrastructure / Transportation
- Clearance
- Public Services
- Program Administration

The high priority needs were determined in compliance with the City's Citizen Participation Plan following a series of public meetings, stakeholder meetings, and Public Hearings. Each meeting/hearing included a presentation on the City's funding history, eligible activities, national objectives, and fair housing. Participants and the public were encouraged to complete the City's needs assessment surveys – either paper or online. Paper surveys were provided at each of the workshop and small group meetings, and provided in bulk to local organizations, churches, and community groups. The online surveys were advertised at the public library, public housing computer labs, and other community centers where internet access and computers were available to the community. Survey results were presented to the City Council and interested community groups and organizations (as requested), along with any comments that had been received. Additionally reports and presentations were posted to the City's website.

SP-30 Influence of Market Conditions – 91.215 (b)

Influence of Market Conditions

Tenant Based Rental Assistance (TBRA) Tenant Based Tenant Based Tenant Based Rental Assistance Tenant Based	ity
Rental Assistance (TBRA) does not anticipate funding TBRA programs but recognizes the need for not profits seeking other federal, state or private funds to be consistent with the Consolidated Plan. The City will support applications for state HOME and Endows for TBRA/Rapid Re-housing. TBRA for Non-Homeless Special Due to shortage of CDBG funding and the lack of HOME designation, the City Homeless Special	ity
(TBRA) profits seeking other federal, state or private funds to be consistent with the Consolidated Plan. The City will support applications for state HOME and English funds for TBRA/Rapid Re-housing. TBRA for Non-Homeless Special Due to shortage of CDBG funding and the lack of HOME designation, the City does not anticipate funding TBRA programs but recognizes the need for not consistent with the Consolidated Plan. The City will support applications for state HOME and English for TBRA/Rapid Re-housing.	he ESG ity on-
Consolidated Plan. The City will support applications for state HOME and E funds for TBRA/Rapid Re-housing. TBRA for Non- Homeless Special does not anticipate funding TBRA programs but recognizes the need for not process.	ity
funds for TBRA/Rapid Re-housing. TBRA for Non- Homeless Special does not anticipate funding TBRA programs but recognizes the need for not approximately and the lack of HOME designation, the Circumstance of the control of the contr	ity on-
TBRA for Non- Homeless Special Due to shortage of CDBG funding and the lack of HOME designation, the Country does not anticipate funding TBRA programs but recognizes the need for not short and the lack of HOME designation, the Country does not anticipate funding TBRA programs but recognizes the need for not short and the lack of HOME designation, the Country does not anticipate funding TBRA programs but recognizes the need for not short and the lack of HOME designation, the Country does not anticipate funding TBRA programs but recognizes the need for not short and the lack of HOME designation.	on-
Homeless Special does not anticipate funding TBRA programs but recognizes the need for no	on-
Needs profits seeking other federal, state or private funds to be consistent with the	he
1 · · · · · · · · · · · · · · · · · · ·	
Consolidated Plan. The City will support applications for state HOME and I	ESG
funds for TBRA.	
New Unit While there is a documented shortage of affordable housing for sale, due to	to
Production shortage of CDBG funding and the lack of HOME designation, the City does	s not
anticipate funding new unit production but will support the efforts of non-	-
profits to become state CHDOs or use other funds to develop new affordal	ble
housing for homeownership. The Central Texas Housing Consortium, whic	:h
manages the Temple Housing Authority and develops private housing does	S
anticipates developing affordable single family housing for homeownership	p.
Rehabilitation Nearly 2,000 homeowners are low- to moderate-income with a housing co	st
burden of greater than 30% of their income and are not able to afford rout	tine
home maintenance much less major improvements. Most cannot afford the	heir
insurance deductible when insured damage occurs. As a result, the housing	ng
deteriorates rapidly when there is a small repair issue that cannot be	
managed. Therefore, the City will expend CDBG funds for owner-occupied	ł
rehabilitation, including energy improvements and accessibility	
installations/improvements.	
Acquisition, There are more than 1,000 moderate-income renters with a housing cost	
including burden of greater than 30% of their income. With proper financial and cre	edit
preservation counseling many would be able to become homeowners with housing cost	ts less
than they are currently expending for rent. However, most require initial of	down
payment and closing cost assistance to compensate for a shortage of	
savings. The City will expend CDBG and Community Enhancement Grant for	unds
for first-time homebuyer's assistance.	

Table 3 – Influence of Market Conditions

SP-35 Anticipated Resources - 91.215(a)(4), 91.220(c)(1,2)

Introduction

The City of Temple partners with a number of service providers, public service agencies and homeless shelter/housing providers to maximize CDBG resources and other public and private resources. The costs to address the needs of the under-resourced that reside in Temple, cannot be covered through a single source, but must be supported through a number of layered and pooled funding streams. While there is no match requirement for CDBG, the City supplements community development and provision of services to the under-resourced with over \$500,000 in general funds via the Community Enhancement Grants annually. The City also employs a staff of grant writers to identify and secure external funding to bring much needed financial resources into the community from other philanthropic, local, state and federal sources, thus ensuring we can leverage our investments and maximize the impact of CDBG activities.

Anticipated Resources

Program	Source of	Uses of Funds	Expe	Expected Amount Available Year 1		Expected	Narrative Description	
	Funds		Annual	Program	Prior Year	Total:	Amount	
			Allocation:	Income: \$	Resources:	\$	Available	
			\$		\$		Reminder	
							of ConPlan	
							\$	
CDBG	public -	Acquisition						Remaining 4 years calculated
	federal	Admin and						assuming a 9% reduction in HUD
		Planning						allocations each year
		Economic						
		Development						
		Housing						
		Public						
		Improvements						
		Public Services	357,357	0	60,031	417,388	1,429,428	

Table 4 - Anticipated Resources

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

The federal funds and additional resources work together to provide the highest level of product/service possible. The CDBG and other funds from other sources are used in conjunction with CDBG, but are not necessarily used as leverage or match, rather as supplemental and augmentation. Most of the housing programs within Temple are offered through partner organizations. Temple Housing Authority brings other federal grants to the table. Some public service agencies use local federal funds to leverage Texas Department of Housing and Community Affairs funds for City of Temple programs. Temple's City Lot program, and the Jeff Hamilton Park Pilot Project provides incentives and easy (low-cost) access to land for the development of new homes in the inner city. The City uses significant general fund dollars in conjunction with CDBG funds to improve parks, facilities and infrastructure as well as to support code enforcement activities. Other public service programs receive funds from Texas Workforce Commission, other public agencies specific to the type of service, foundation grants, and private donations.

If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan

Not Applicable

Discussion

The City of Temple uses Federal, State and local resources to address the needs identified by residents for improved services and infrastructure modernization. The City uses CDBG funding to achieve the goals outlined in the five year consolidated plan. The City will receive \$357,357 in 2015 CDBG funds to be addressed in this annual action plan. This is an 8.5% reduction in funds from last year. Additional local, State and Federal funding is used to make needed improvements to streets, parks, water/sewer infrastructure, and facilities that serve to promote economic attainment as well as social and environmental justice for all the residents of the City of Temple. Of the hundred-plus current Capital Improvement Projects, roughly 46.8% of the projects have direct impact on LMI neighborhoods and residents. Additional General Fund monies are allocated every year for projects that range from funding non-profit agencies to blight demolition. The City of Temple has grant writing staff that work to leverage local, state, federal and private funds in order to maximize the potential impact of programmatic funding on City services. The Office of Sustainability and Grants works within the City Manager's Office, to support programs and projects at the City of Temple and to increase the impact of taxpayer funded work for the community. The staff works with all departments within the City to increase efficiency and alleviate waste, helping to ensure wise-use of public resources and supporting a more resilient City for future generations.

The City will use CDBG funds, along with leveraged and general funds to address the needs outlined in the Needs Assessment chapter. It will require additional assistance from non-funded entities to address all of the needs of the community. The City will strive to work with the Central Texas COG, Temple Economic Development Corporation, Temple Independent School District, Bell County, and other public entities as well as private housing developers and lending institutions, and social service organizations to coordinate programs and services to meet the objectives of the office of Community Development and the CDBG program.

SP-40 Institutional Delivery Structure – 91.215(k)

Explain the institutional structure through which the jurisdiction will carry out its consolidated plan including private industry, non-profit organizations, and public institutions.

Responsible Entity	Responsible Entity	Role	Geographic Area
TEMPLE Government		Economic	Served Other
TEIVIPLE	Government		Other
		Development Homelessness	
		Non-homeless special	
		needs	
		Ownership	
		Planning	
		Rental	
		neighborhood	
		improvements	
		public facilities	
		public services	
United Way of Central	Non-profit	Economic	Region
Texas	organizations	Development	
		Non-homeless special	
		needs	
		Ownership	
		Planning	
		neighborhood	
		improvements	
		public services	
NEIGHBORWORKS OF	Non-profit	Economic	Region
WACO, INC	organizations	Development	
		Ownership	
		Planning	
FAMILIES IN CRISIS, INC	Non-profit	Homelessness	Region
	organizations		
FAMILY PROMISE OF	Non-profit	Homelessness	Region
EAST BELL COUNTY	organizations		
Central Texas Housing	Non-profit	Ownership	Region
Consortium - THA	organizations	Public Housing	
		Rental	
		public services	

Responsible Entity	Responsible Entity	Role	Geographic Area
	Туре		Served
HILL COUNTRY	Non-profit	Homelessness	Region
COMMUNITY ACTION	organizations	Non-homeless special	
ASSOCIATION, INC		needs	
		Ownership	
		public services	
Heart of Central Texas	Non-profit	Non-homeless special	Region
Independent Living	organizations	needs	
Texas Homeless	Non-profit	Homelessness	Region
Network	organizations		
Hill Country Transit	Non-profit	public services	Region
District (The HOP)	organizations		
Texas Health Institute	Non-profit	Non-homeless special	Region
	organizations	needs	
		Planning	
		public services	
Helping Hands Ministry	Non-profit	Homelessness	Region
	organizations	Non-homeless special	
		needs	
		Ownership	
		Planning	
		Rental	
		neighborhood	
		improvements	
		public services	
Heart of Texas Goodwill	Non-profit	Homelessness	Region
Industries, Inc.	organizations	Non-homeless special	
		needs	
		Ownership	
		Planning	
		Rental	
		public services	
Workforce Solutions of	Government	Economic	State
Central Texas		Development	
		public services	

Table 5 - Institutional Delivery Structure

Assess of Strengths and Gaps in the Institutional Delivery System

The Consolidated Plan is implemented through the structure created by the City of Temple which is the lead agency and a CDBG Entitlement entity. The City's strength is that it has a history of coordination and collaboration with other governmental entities and agencies in the implementation of HUD and non-HUD funded programs and services. The City's Community Development staff is responsible for managing all HUD funds received by the City. The Central Texas Housing Consortium is responsible for managing public housing funds. The Central Texas Council of Governments is responsible for managing the HUD Section 8 Program and other programs funded by federal, state and local entities.

The Central Texas Homeless Alliance works with the Texas Homeless Network to identify and plan for the needs of homeless families and individuals in Bell County. The Alliance is a member of the Texas Balance of State CoC. The Texas Homeless Network is the lead agency that provides trainings and technical assistance in developing and managing programs funded by the Continuum of Care and Emergency Solutions Grant programs.

The City of Temple is working with a consultant provided by the Texas Homeless Network to develop a comprehensive plan to end homelessness in the Central Texas area including Temple, Belton, Killeen and the rural areas of Bell County.

Availability of services targeted to homeless persons and persons with HIV and mainstream services

Homelessness Prevention Services	Available in the Community	Targeted to Homeless	Targeted to People with HIV
Services	Homelessness Prevent		WICHTHV
Counseling/Advocacy	Х	X	
Legal Assistance	Х	X	
Mortgage Assistance	Х	Х	
Rental Assistance	Х	Х	
Utilities Assistance	Х	Х	
	Street Outreach S	ervices	•
Law Enforcement			
Mobile Clinics			
Other Street Outreach Services		Х	
	Supportive Serv	vices	
Alcohol & Drug Abuse	Χ	Χ	X
Child Care	Χ		
Education	Х		
Employment and Employment			
Training	X	X	X
Healthcare	Х		
HIV/AIDS	Х		
Life Skills	Х	Х	X

Supportive Services						
Mental Health Counseling X						
Transportation	Х					
Other						

Table 6 - Homeless Prevention Services Summary

Describe how the service delivery system including, but not limited to, the services listed above meet the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth)

All services in the system are available to people experiencing homelessness. While very few programs are targeted specifically to the homeless population, efforts are made by housing and service providers to work collaboratively with the agencies providing needed supportive services and affordable housing. The Central Texas VA Health Care System provides targeted outreach, services, housing assistance to veterans and their families. The Central Texas Homeless Alliance holds regular meetings with time set aside for discussion of needs, gaps in services, and available services, allowing for information sharing and collaboration between agencies.

Describe the strengths and gaps of the service delivery system for special needs population and persons experiencing homelessness, including, but not limited to, the services listed above

The strength of the service delivery system is that there is already a network of collaboration and cooperation between agencies. Often agencies are the sole source of a service which requires that agencies work together to meet the needs of their clients. The City is interested in working with agencies and the Balance of State CoC in order to address the needs of people experiencing homelessness, specifically focusing on housing needs. Agencies participating in HMIS are able to provide referrals and information through this database, thus reducing the time it takes to apply for and access programs.

The largest gap in the service system is financial. Agencies do not have the financial resources to expand and/or develop programs specifically to meet the needs of special populations including those experiencing homelessness. There are limited emergency shelters, Rapid Re-Housing programs and permanent supportive housing programs in the City of Temple. Affordable housing subsidies are limited to the Section 8 program and public housing units. The Section 8 waiting was February 1, 2015 closed. The public housing waiting list is open with a wait time of three to six months. The Central Texas Housing Consortium has developed a number of properties with rents below the market rate which are affordable to some low-income households. Agencies need funding to hire new staff and train existing staff in order to have the capacity to develop and manage new programs.

Provide a summary of the strategy for overcoming gaps in the institutional structure and service delivery system for carrying out a strategy to address priority needs

The strategies for overcoming gaps and capacity issues in the service delivery system require additional funding. The City of Temple will continue to work with the Central Texas Homeless Alliance and the Texas Homeless Network to identify a strategy for developing new programs, identifying funding and building the capacity of local agencies. Additionally the City will work with agencies located in other cities that are interested in developing satellite programs or would be willing to set-aside vouchers and service slots for Temple residents in their current programs. The City will continue to participate in the Texas Balance of State CoC in conducting PIT counts, needs assessments, gaps analysis, and refining the CoC plan to develop a pro-active approach to changing needs of people experiencing homelessness in the community.

SP-45 Goals Summary – 91.215(a)(4)

Goals Summary Information

Sort	Goal Name	Start	End	Category	Geographic	Needs Addressed	Funding	Goal Outcome Indicator
Order		Year	Year		Area			
1	Minor Home Repair	2015	2019	Affordable		Accessibility	CDBG: \$0	Homeowner Housing
	(owner-occupied)			Housing		improvements in		Rehabilitated:
						housing		15 Household Housing
						Energy efficiency		Unit
						improvements in		
						housing		
						Owner Occupied		
						Housing Improvements		
2	Down-	2015	2019	Affordable		Down payment		Direct Financial Assistance
	payment/Closing Cost			Housing		assistance		to Homebuyers:
	Assistance							5 Households Assisted
3	New Affordable	2015	2019	Affordable		New construction of		Homeowner Housing
	Housing			Housing		affordable owner		Added:
						occupied homes		2 Household Housing Unit
						New construction of		
						affordable rental units		
4	Fair Housing Activities	2015	2019	Fair Housing		Fair Housing Activities		
5	Infrastructure	2015	2019	Non-Housing		Infrastructure		Public Facility or
	Improvements			Community		Improvements		Infrastructure Activities
				Development				other than Low/Moderate
								Income Housing Benefit:
								2000 Persons Assisted

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
6	Public Facility	2015	2019	Non-Housing		Facility Improvements		Public Facility or
	Improvements			Community		Public parks		Infrastructure Activities
				Development				other than Low/Moderate
								Income Housing Benefit:
								500 Persons Assisted
7	Spot Blight Reduction	2015	2019	Non-Housing		Code enforcement		Buildings Demolished:
				Community		Demolition and		25 Buildings
				Development		Clearance		
8	Homeless Services	2015	2019	Homeless		Facility Improvements		Other:
								500 Other
9	Public Services	2015	2019	Non-Housing		Public Services		Public service activities
				Community				other than Low/Moderate
				Development				Income Housing Benefit:
								1115 Persons Assisted
10	Employment	2015	2019	Non-Housing		Employment		Public service activities
	Training/Placement			Community		training/placement		other than Low/Moderate
				Development				Income Housing Benefit:
								25 Persons Assisted
11	Economic	2015	2019	Economic		Assistance to businesses		Businesses assisted:
	Development			Development				5 Businesses Assisted
12	CDBG Administration	2015	2019	Administration				

Table 7 – Goals Summary

Goal Descriptions

1	Goal Name	Minor Home Repair (owner-occupied)							
	Goal	Owner occupied rehabilitation; energy efficiency improvements; accessibility							
	Description								
2	Goal Name	Down-payment/Closing Cost Assistance							
	Goal	Provide homeownership opportunities for low-mod income renters							
	Description								
3	Goal Name	New Affordable Housing							
	Goal	New housing for purchase							
	Description								
4	Goal Name	Fair Housing Activities							
	Goal	Affirmatively Furthering Fair Housing							
	Description								
5	Goal Name	Infrastructure Improvements							
	Goal	Improvements to sidewalks, lighting, streets, bus stop shelters.							
	Description								
6	Goal Name	Public Facility Improvements							
	Goal	Improvements to facilities other than parks							
	Description								
7	Goal Name	Spot Blight Reduction							
	Goal	Demolition & clearance of abandoned properties							
	Description								
8	Goal Name	Homeless Services							
	Goal	Services to address issues related to homelessness							
	Description								

9	Goal Name	Public Services
	Goal Description	Assistance to victims of domestic violence and/or sexual assault. Assistance to unsheltered homeless or those within shelters or housing. Assistance to underserved children. Assistance to underserved youth. Assistance to under-resourced elderly. Emergency rent/utility and prescription assistance. Assistance to non-profits distributing food to those in need.
10	Goal Name	Employment Training/Placement
	Goal Description	Assistance to agencies providing ESL/literacy/GED education or job training
11	Goal Name	Economic Development
	Goal Description	Assistance to agencies and businesses increasing employment opportunities
12	Goal Name	CDBG Administration
	Goal Description	N/A
13	Goal Name	Crime Prevention Program
	Goal Description	Community engagement to eliminate and/or reduce crime

Estimate the number of extremely low-income, low-income, and moderate-income families to whom the jurisdiction will provide affordable housing as defined by HOME 91.315(b)(2)

During the 5 years of this Consolidated Plan (PY 2015 – PY 2019), the City, or its partners with other funding, will provide assistance to 27 households for first-time homebuyer's assistance, home improvements, and the construction of new housing units.

SP-50 Public Housing Accessibility and Involvement – 91.215(c)

Need to Increase the Number of Accessible Units (if Required by a Section 504 Voluntary Compliance Agreement)

Currently, 15% of the public housing units are accessible. The Public Housing Authority has sufficient accessible units and meets the requirements of the Section 504 Voluntary Compliance Agreement.

Activities to Increase Resident Involvements

While the City of Temple will have no direct actions to encourage public housing residents to be more involved in management, the Central Texas Housing Consortium is proactive in both resident participation and residents' move to homeownership:

- The HA operates community centers at the properties with service coordinators to facilitate access to social service and to encourage participation in the management of the program;
- Social activities such as pot luck dinners, cook outs, and holiday parties are conducted at all
 properties to encourage interactions among residents and with the staff and management,
 opening the door for more involvement by residents;
- Homeownership opportunities are provided through funding from Texas Department of Housing and Community Affairs for first-time homebuyers; and
- Central Texas Housing Consortium is the developer of single family affordable homes for purchase by housing authority residents.

Is the public housing agency designated as troubled under 24 CFR part 902?

No

Plan to remove the 'troubled' designation

Not Applicable

OMB Control No: 2506-0117 (exp. 06/30/2018)

SP-55 Barriers to affordable housing – 91.215(h)

Barriers to Affordable Housing

Strategy to Remove or Ameliorate the Barriers to Affordable Housing

The City will address the barriers to affordable housing through these activities:

- Homebuyer assistance: In years 2 through 5, Temple intends to support agencies in their provision of first-time homebuyer's assistance.
- Owner-occupied housing improvements: During the 5 years of this Consolidated Plan, the City
 will fund improvements to homes owned and occupied by low- to moderate-income
 households. The improvements will include repairs/rehabilitation, energy efficiency
 improvements that will reduce the homeowners' utility costs, and accessibility improvements
 for the disabled.
- Owner-conducted or volunteer-conducted housing improvements: The City provides a Tool
 Trailer Program that provides a neighborhood association or a group of homeowners a trailer
 filed with tools to maintain yards. The trailer is provided on a first-come/first-served basis and
 can be reserved in advance. The trailer is made available for specific lengths of time, agreed
 upon in advance by both the City and the group doing the service work. The trailer may be
 requested multiple times by one group if needed.
- The City may fund the addition of Carpentry tools to the above referenced Tool Trailer, which will expand the opportunities for service and home maintenance projects to include interior home repair activities.
- The City grants funding to a subrecipient to provide maintenance education to owners and those intending to purchase a home. This education accomplishes two goals: (1) is it trains owners in do-it-yourself and cost-saving maintenance; and (2) it educates prospective buyers in the true cost of homeownership beyond the monthly mortgage and utility payments.
- Rental Non-financial Support: The City will work closely with the Section 8 program and other
 TBRA programs to identify potential affordable properties and to address fair housing issues.

SP-60 Homelessness Strategy – 91.215(d)

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

Currently some agencies provide limited outreach services for the specific population that they serve including the Central Texas Veterans Health Care System. The City will work with local agencies to identify agencies that could provide outreach services especially to the encampments in the area. Information regarding services and housing will be distributed by the local churches that operate soup kitchens and/or food pantries, at nonprofit agencies and governmental entities. In Temple, there are resource centers where people may access information and referral to services on a walk-in or by appointment or the 211 system.

Addressing the emergency and transitional housing needs of homeless persons

There are a limited number of emergency shelters and transitional housing programs in Temple and the only permanent supportive housing program is limited to veterans. The City will continue to work with the Central Texas Homeless Alliance and the Texas Homeless Network to identify agencies that could provide emergency shelter, rapid re-housing, and permanent supportive housing programs within the city limits.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again.

The City and the Central Texas Homeless Alliance will continue to work the Texas Balance of State Continuum of Care to identify strategies to develop additional affordable and supportive housing in an effort to make homelessness rare, short-lived, and non-reoccurring. Members from the Alliance currently serve on several committees for the Texas BoS CoC which is working on strategies for "closing the front door" to prevent homelessness and "opening the back door" to ensure that time in an emergency shelter is not long-term and people move quickly into more stable housing. The City will continue to work with local agencies and Workforce Solutions to assist people in securing permanent employment with a living wage by expanding methods that are already successful and identifying innovative activities. Staff at service agencies will make referrals for their clients that are eligible for entitlement benefits. Agencies will be encouraged to send staff to the SOAR training offered by the Texas Homeless Network.

Help low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families who are likely to become homeless after being

discharged from a publicly funded institution or system of care, or who are receiving assistance from public and private agencies that address housing, health, social services, employment, education or youth needs

The Texas Homeless Network, the Texas Interagency Council on Homelessness, Mental Health Authorities and the Department of State Health Services are working together to develop a statewide discharge plan so that no person is discharged into homelessness. Similar efforts are being made with the Texas Department of Criminal Justice and the Texas Department of Child and Protective Services. All publically funded institutions will be asked to adopt this plan and work with local governments and providers to ensure that people are housed when they are discharged and that discharge planning begins when the person enters the facility. Local agencies will continue to refer to agencies that provide housing even if they are outside the city limits of Temple, TX.

Organization	Responsible Entity Type	Services Provided	Geographic Area Served
Area Agency on Aging of Central Texas	Government	Senior services: Nutrition, transportation, care coordination, in- home assistance, benefits counseling, information and referral, nursing	Bell, Coryell, Milam, Lampasas, San Saba, Mills and Hamilton Counties
Central Texas Council of Governments	Government	Section 8 program; regional planning; Area Agency on Aging, Workforce Solutions; economic development (CEDS)	Bell, Coryell, Milam, Lampasas, San Saba, Mills and Hamilton Counties
Central Texas Housing Consortium	Government	Public Housing and affordable housing	Temple, TX and Belton, TX
Salvation Army	Non-Profit	Food pantry, utility assistance, clothing, back-to-school supplies and Christmas assistance	Temple, TX
Family Promise of Central Texas	Non-Profit	Emergency shelter, meals, transportation to school and work, and referrals to other service	Temple, TX
Families in Crisis, Inc.	Non-Profit	Services, emergency shelter, transitional housing for victims of domestic violence	Temple, TX and Killeen, TX

SP-60

SP-65 Lead based paint Hazards – 91.215(i)

Actions to address LBP hazards and increase access to housing without LBP hazards

During the process of installing housing improvements in owner-occupied units, the City will assess LBP hazards. Housing constructed before 1979 will be assessed for lead-based paint and if present, will be mitigated as per HUD regulations.

For Years 2-5 of the Consolidated Plan, the City will be funding first-time homebuyer's assistance and will require the subrecipient that manages the program to conduct Housing Quality Standards (HQS), including lead-based paint hazards on all prospective units to be purchased.

How are the actions listed above related to the extent of lead poisoning and hazards?

HUD-provided information from the ACS indicates that there are 245 low-mod income renters and 85 low-mod income owners with children present and living in housing built before 1980. The housing programs will address the LBP hazard issues for the owners and buyers. The City does not provide assistance to renters and must rely on the Section 8 and other TBRA providers to conduct HQS inspections on rental properties and not allow program participants to rent units with LBP hazards.

How are the actions listed above integrated into housing policies and procedures?

The City's CDBG policies and procedures include housing sections that discuss not only the eligibility of households, but also the eligibility of the properties to be improved or purchased. In the property eligibility the City outlines the procedures for LBP assessment and remediation for owner-occupied units and the procedures for inspection/LBP assessment by the subrecipient of houses to be purchased with the assistance of CDBG funds.

The Central Texas Council of Governments (COG) manages the Section 8 HCV program and the policies and procedures for the management of the program includes sections on HQS inspections and LBP assessments.

SP-70 Anti-Poverty Strategy – 91.215(j)

Jurisdiction Goals, Programs and Policies for reducing the number of Poverty-Level Families

The City of Temple uses CDBG and the in-house Community Enhancement Grant funds to support a number of activities that are aimed at reducing the number of poverty-level families. The programs can be aggregated within a few main goals:

Adult Basic Education: Depending on the agencies applying for CDBG or CEG funds, the City funds ESL/literacy education, GED preparation or other Adult Basic Education for both homeless and non-homeless individuals.

Post-secondary Education and Employment Assistance: Depending on the agencies applying for CDBG or CEG funds, the City supports post-secondary classes and scholarships through Temple College and job training/mentorships/job readiness programs for those seeking immediate employment. Additionally, if agencies apply for such funds, the City may support the purchase of job uniforms and tools for those enrolled in job training and job placement programs.

Youth Programs: One of the City's policies is to ensure that the next generation of workers are well prepared for the labor market. As a result, the City will fund agencies applying to assist in programs for youth such as drop-out prevention, college or trade school preparation, and other programs that will enhance the youth's desire and opportunity for developing a successful career after graduation.

Economic Development: One of the City's major policies for reducing poverty is its commitment to hiring Section 3 businesses and individuals. The City is committed to providing, to the extent feasible, contracts and job opportunities to very low-income businesses and individuals in the area. All City bids for Section 3-covered projects include language about preference given for new employment, training and contracting opportunities for low-income individuals and subcontracting companies. Businesses and individuals qualifying as Section 3 entities may apply through the City to become certified and placed on a list to be accessed by contractors and City staff.

How are the Jurisdiction poverty reducing goals, programs, and policies coordinated with this affordable housing plan?

In situations where the City either contracts housing improvements or grants funds to non-profits for housing improvements, preference will be given to Section 3-certified businesses or individuals.

For non-housing related construction contracts that use CDBG funds, or are for activities in the proposed NRSA, the City will also give preference to Section 3-certified businesses or individuals and will monitor Section 3 participation.

SP-80 Monitoring – 91.230

Describe the standards and procedures that the jurisdiction will use to monitor activities carried out in furtherance of the plan and will use to ensure long-term compliance with requirements of the programs involved, including minority business outreach and the comprehensive planning requirements

The City of Temple, completes annual reviews of the Consolidated Plan and Annual Plans to compare progress toward objectives and deliverables. This is accomplished primarily through the development of the Consolidated Annual Performance and Evaluation Review; but also through internal processes as established by City Policy.

The City of Temple employs a program specialist in the Department of General Services (formerly the Office of Sustainability and Grants) to oversee and manage the CDBG program. General Service's staff monitor CDBG activities on a day to day basis with additional standardized monthly processes. Several systems are in place in multiple departments to ensure accuracy and efficiency. A monthly meeting is held with the General Services staff, City of Temple Finance Department staff, and all project managers overseeing CDBG funded projects in order to encourage communication, accuracy, and timeliness in all CDBG activities and payments. During these monthly meetings, City staff discuss and resolve any potential issues that could impair the City's ability to meet established deadlines. In addition to self-monitoring, the City's program specialist monitors all public service agencies receiving HUD funds; and reviewing files for documentation of program requirements.

Internally, the City of Temple uses several tools to monitor the CDBG program. Spreadsheets developed to maintain the 2005 Workout Plan are still in use though not required by HUD. These tools along with the annual CAPER assist the City in evaluating the performance and timeliness of the City's CDBG projects.

The City will continue its sub-recipient monitoring policy for all CDBG funded activities. Monitoring will occur in accordance with existing executed contracts between the City and each sub-recipient. The City exercises a high degree of control over the activities of designated sub-recipients (CDBG). Therefore, minimum monitoring procedures consist of regular contact by telephone, email, and in person; maintaining copies of all project documents in City files; obtaining written documentation of expenditures for reimbursement, and submission of quarterly progress reports. The City's monitoring standards and procedures ensure that statutory and regulatory requirements are met and that the information submitted to HUD is correct and complete.

RESOLUTION NO. <u>2018-9210-R</u>

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, APPROVING A SUBSTANTIAL AMENDMENT TO THE ADOPTED COMMUNITY DEVELOPMENT BLOCK GRANT 2015-2019 CONSOLIDATED PLAN BUDGET; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, a public hearing on the substantial amendment to the Adopted Community Development Block Grant 2015-2019 Consolidated Plan Budget was held on June 21, 2018 and was followed by a 30-day public comment period, which ended July 21, 2018 with no comments being received;

Whereas, the Consolidated Plan outlines how the City of Temple will meet the National Objectives of the Community Development Block Grant (CDBG) requirements from 2015-2019 and provides a five-year framework of the program, detailing objectives and expected outcomes;

Whereas, Housing and Urban Development understands that priorities may shift during the 5-year period, and communities may need to leverage their dollars in other areas, however, when activities need to be added or deleted from the Consolidated Plan it is considered to be a substantial amendment, and it is required that the City seek the changes in accordance with the Citizen Participation Plan;

Whereas, Staff recommends Council approve a substantial amendment to the 2015-2019 Consolidated Plan with the removal of funding for the Public Service Agencies ("PSA") and the Main Street Program, and the addition of a new Public Service Crime Prevention Program;

Whereas, the grant funds used to fund the PSA's and the Main Street Program will now fund the new Crime Prevention Program and the other programs in the consolidated plan; and

Whereas, the City Council has considered the matter and deems it in the public interest to adopt the substantial amendment to the adopted Community Development Block Grant 2015-2019 Consolidated Plan Budget.

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

<u>Part 1</u>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

<u>Part 2</u>: The City Council adopts the substantial amendment to the adopted Community Development Block Grant, 2015-2019 Consolidated Plan Budget, attached hereto as "Exhibit A" and incorporated herein for all purposes.

<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 on this the 2nd day of August, 2018.

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



COUNCIL AGENDA ITEM MEMORANDUM

08/02/18 Item #6 Regular Agenda Page 1 of 4

DEPT./DIVISION SUBMISSION & REVIEW:

Brynn Myers, City Manager Traci Barnard, Director of Finance

ITEM DESCRIPTION: (A) PUBLIC HEARING - Receive presentation by the City Manager and conduct a public hearing on the proposed 2018-2019 operating budget.

(B) Discuss proposed tax rate and consider adopting a resolution scheduling the adoption of the proposed tax rate for August 24, 2018.

STAFF RECOMMENDATION: (A) Receive presentation and conduct public hearing. Final action is to be taken by the Council at the August 24th meeting; (B) Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> (A) Budget- Public Hearing - The City Manager's recommended budget was filed in accordance with the City Charter on June 22, 2018. Council has met for budget related work sessions on June 28th and July 19th.

This is the initial public hearing on the proposed 2018-2019 budget, and complies with the State and Charter requirements that must be met before the budget can be adopted by the Council. A supplemental second public hearing on the budget will be conducted at the August 24th Special Council meeting, prior to budget adoption.

(B) Proposed Tax Rate – Resolution setting date for adoption - The proposed tax rate will be presented and discussed at the meeting, prior to adoption of a resolution scheduling the adoption of the proposed tax rate for August 24th. In addition, public hearings for the proposed tax rate will be held on August 10th and August 16th.

These proposed meeting dates and publication schedules comply with the Truth-In-Taxation requirements set forth by State Law and the City Charter.

FISCAL IMPACT:

(A) Budget: The proposed FY 2019 budget as filed on June 22, 2018:

Revenues/Other Sources	Adopted Budget FY 2018	Filed Budget FY 2019	% Increase/ (Decrease)
General Fund	\$ 70,460,686	\$ 74,509,833	5.75%
Water & Wastewater Fund	34,428,191	35,917,181	4.32%
Debt Service Fund	16,598,413	17,349,264	4.52%
Hotel/Motel Tax Fund	1,903,300	2,028,000	6.55%
Federal/State Grant Fund	431,615	536,232	24.24%
Drainage Fund	2,300,050	2,754,500	19.76%
Reinvestment Zone No. 1 Fund	 16,107,144	16,990,273	5.48%
Total Revenues/Other Sources	\$ 142,229,399	\$ 150,085,283	5.52%

Expenditures/Transfers	Adopted Budget FY 2018	 Filed Budget FY 2019	_	% Increase/ (Decrease)
General Fund	\$ 73,281,539 (1)	\$ 77,521,308	(3)	5.79%
Water & Wastewater Fund	34,428,191	35,917,181		4.32%
Debt Service Fund	16,740,207	17,450,971		4.25%
Hotel/Motel Tax Fund	1,924,000 (2)	2,131,200		10.77%
Federal/State Grant Fund	431,615	536,232		24.24%
Drainage Fund	2,300,050	2,754,500		19.76%
Reinvestment Zone No. 1 Fund	 17,253,914	11,542,276	_	-33.10%
Total Expenditures/Transfers	\$ 146,359,516	\$ 147,853,668		1.02%

⁽¹⁾ Includes the use of \$2,438,453 in Undesignated Fund Balance - Capital Projects to fund Capital of \$1,529,182, TEDC Matrix allocation of \$221,146, Strategic Investment Zone of \$162,000, Capital Replacement - Sanitation Vehicles of \$273,575 and Capital Replacement - Public Safety P25 Radios of \$252,550. Also includes the use of \$382,400 in Designated Fund Balance for General Government Compensation Plan.

⁽²⁾ Includes the use of \$20,700 in Designated Fund Balance for General Government Compensation Plan.

⁽³⁾ Includes the use of \$3,011,475 in Undesignated Fund Balance - Capital Projects to fund Capital of \$1,524,739, TEDC Matrix allocation of \$863,236, Strategic Investment Zone of \$100,000, and Debt Service for Capital Replacement - Sanitation Vehicles of \$274,000 and for Capital Replacement - Public Safety P25 Radios of \$249,500.

Changes from the preliminary budget filed on June 22, 2018 to the proposed budget as presented August 2, 2018, with a proposed tax rate of 66.12¢. Adjustments are as indicated on the attached documents.

Revenues/Other Sources	Adopted Budget FY 2018	F	PROPOSED Budget FY 2019	% Increase/ (Decrease)
General Fund	\$ 70,460,686	\$	74,018,019	5.05%
Water & Wastewater Fund	34,428,191		35,917,181	4.32%
Debt Service Fund	16,598,413		17,382,278	4.72%
Hotel/Motel Tax Fund	1,903,300		2,028,000	6.55%
Federal/State Grant Fund	431,615		536,232	24.24%
Drainage Fund	2,300,050		2,754,500	19.76%
Reinvestment Zone No. 1 Fund	 16,107,144		16,990,273	5.48%
Total Revenues/Other Sources	\$ 142,229,399	\$	149,626,483	5.20%

Expenditures/Transfers	Adopted Budget FY 2018	 PROPOSED Budget FY 2019	_	% Increase/ (Decrease)
General Fund	\$ 73,281,539 (1)	\$ 77,029,494	(3)	5.11%
Water & Wastewater Fund	34,428,191	35,917,181		4.32%
Debt Service Fund	16,740,207	17,450,971		4.25%
Hotel/Motel Tax Fund	1,924,000 (2)	2,131,200		10.77%
Federal/State Grant Fund	431,615	536,232		24.24%
Drainage Fund	2,300,050	2,754,500		19.76%
Reinvestment Zone No. 1 Fund	 17,253,914	11,542,276	_	-33.10%
Total Expenditures/Transfers	\$ 146,359,516	\$ 147,361,854		0.68%

⁽¹⁾ Includes the use of \$2,438,453 in Undesignated Fund Balance - Capital Projects to fund Capital of \$1,529,182, TEDC Matrix allocation of \$221,146, Strategic Investment Zone of \$162,000, Capital Replacement - Sanitation Vehicles of \$273,575 and Capital Replacement - Public Safety P25 Radios of \$252,550. Also includes the use of \$382,400 in Designated Fund Balance for General Government Compensation Plan.

⁽²⁾ Includes the use of \$20,700 in Designated Fund Balance for General Government Compensation Plan.

⁽³⁾ Includes the use of \$3,341,475 in Undesignated Fund Balance - Capital Projects to fund Capital of \$1,854,739, TEDC Matrix allocation of \$863,236, Strategic Investment Zone of \$100,000, and Debt Service for Capital Replacement - Sanitation Vehicles of \$274,000 and for Capital Replacement - Public Safety P25 Radios of \$249,500.

(B) Tax Rate: The proposed tax rate for FY 2019 is 66.12¢. This rate is comprised of two components, maintenance and operations (M&O) of 29.82¢ and the interest & sinking (I&S) rate of 36.30¢. The current FY 2018 tax rate is 67.72¢.

			FY 18 Adopted		
			vs	Certified	vs
	Adopted	Filed	FY 19 Filed	Roll	FY 19 Proposed
	2018	2019	+/-	2019	+/-
I&S Rate	\$ 0.3630	\$ 0.3630	\$ -	\$ 0.3630	\$ -
M&O Rate	0.3142	0.3142		0.2982	\$ (0.0160)
Total Rate	\$ 0.6772	\$ 0.6772	\$ -	\$ 0.6612	\$ (0.0160)

Note: The tax rate proposed in the budget document filed on June 22, 2018 was 67.72¢. The rate was developed based on estimates. Subsequent to the budget filing, staff received the Certified Roll and the Effective Tax Rate calculations.

ATTACHMENTS:

FY 2018-2019 Budget Message Schedule of Adjustments Resolution



Message from the City Manager

June 22, 2018

Honorable Mayor and City Council,

It is my privilege to present to you my proposed Fiscal Year 2019 Budget for the City of Temple. The annual budget guides the City's plan for providing the services, facilities, and infrastructure that has helped make Temple a community of choice. The development and adoption of the annual budget is a task of primary importance for the City Manager and the City Council.

This is an exciting time to be part of this incredible community as we prepare for the future ahead. The strategic and fiscally sound management by Temple's elected officials over the course of many years has served this community well. I'm fortunate to be Temple's city manager at a great time. The City continues to implement the largest capital improvement program in the history of the community while we also prepare the big plans that will help us remain a city of choice to live, work, and play.

Great things are happening right now. The City of Temple has excellent, dedicated staff and 2018 has brought new city leadership and a new strategic plan will soon be developed that will lay the foundation for a bright future.

For Fiscal Year 2019, my proposed budget totals \$147,853,668 for all funds. This proposed annual budget has been developed with the goal of providing a wide range of high-quality services while maintaining fiscal soundness the foundation of all that we do.

The proposed property tax rate remains steady at 67.72¢ per \$100 valuation.

This year's budget has been developed within the framework of the strategic plan priorities adopted by the City Council and the budget parameters that I briefed the Council on at the May 17, 2018 budget work session. Those parameters are:

- maintain fiscal soundness;
- focus on core mission and activities;
- maintain or improve services and service levels:
- continue to improve infrastructure;
- continue to support and develop our workforce: and
- align strategic, financial, and staff work plan.

Great things are happening right now. The City continues to implement the largest capital improvement program in the history of the community while we also prepare the big plans that will help us remain a city of choice to live, work, and play.

FY 2019 Focus Areas

The focus of the FY 2019 Proposed Budget is on providing services that our residents request while responding to the growth of our community. I believe this proposed budget reflects a fiscally responsible approach to improving the City's infrastructure and maintaining quality City services to a growing population.

The Proposed FY 2019 Budget focuses on six (6) areas:



Manage Strategically

The first area of focus in the FY 2019 Proposed Budget is strategic management. Temple is committed to continuing our history of being a well-run, financially stable city as evidenced by our strong fund balance, conservative budgeting practices, and AA bond rating from Standard & Poor's.

Focus on the Future

Extensive planning processes are underway to ensure the successes of the past are carried forward into the future and that we are able to identify and act on strategic decisions. This year, we are in the process of updating our Water & Wastewater Master Plan as well as conducting a Drainage Study and Comprehensive Modeling Assessment. Also planned for later this year is a facilitated update to our Strategic Plan to establish the Council's goals and major priorities that will guide the organization as we make decisions and plan for the City's future.

The FY 2019 Proposed Budget recommends an update to the City's Comprehensive Plan, which was last updated in 2008.

The City's leaders are focused on enhancing the quality of life in Temple and guiding the growth of our community. As Temple continues to grow, an



updated Comprehensive Plan will lay the groundwork for the future development of our community. Extensive community engagement with our stakeholders and citizens is a central part of this important planning process.

The FY 2019 Proposed Budget also recommends an update to the Parks Master Plan, the Trails Master Plan, and the Bend of the River Master Plan.

Investing in our Economy

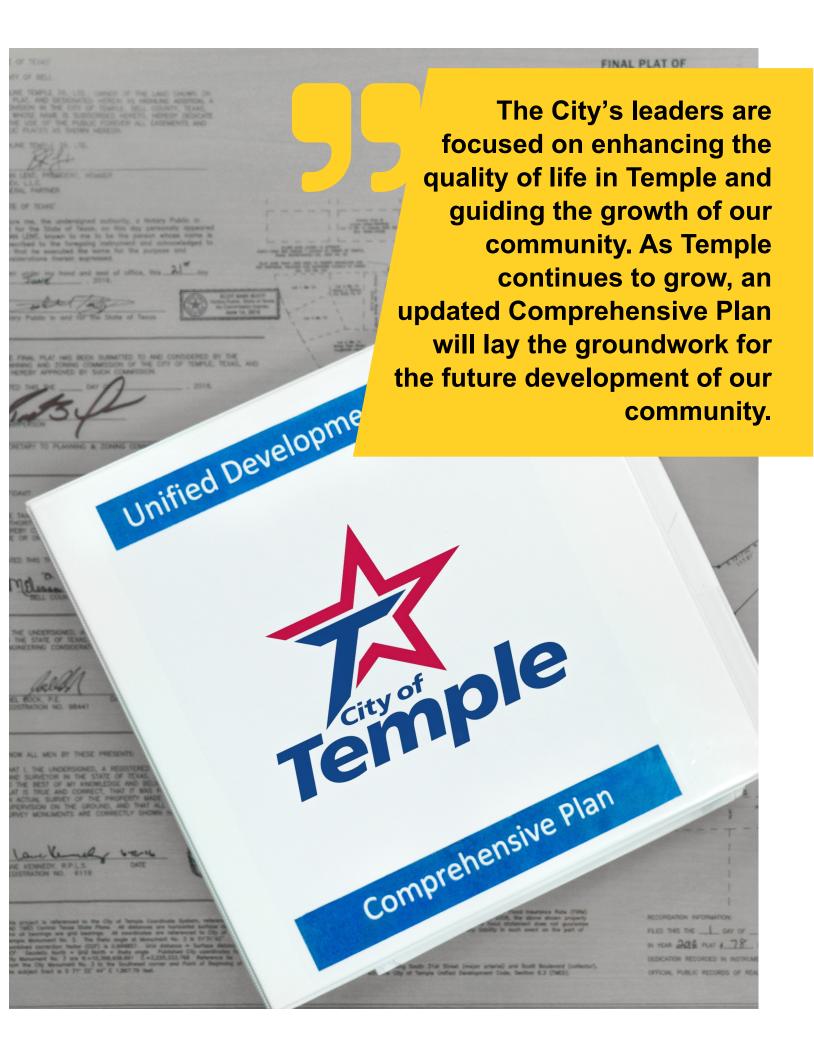
The City's diverse economy generates highquality, well paying jobs that strengthen the sales and property tax base and contribute to an exceptional quality of life. In order for us to continue to meet the demands for current service, and in order for us to meet the needs of projected growth and development, it is critical that we continue to invest in expanding our tax base.

For over 10 years, the City of Temple has committed to fund an incentive pool through the Temple Economic Development Corporation (TEDC). This incentive pool provides funding for economic development incentives for new and/or expanding businesses.

The FY 2019 Proposed Budget continues that commitment and includes a \$863,236 placeholder to maintain and replenish the incentive pool funding level, as well as \$1,330,554 for the operations and maintenance component of TEDC.

Strategic Partnerships

Successful partnerships within the community help the City leverage service delivery and funding levels and offer the ability to respond to the needs of our growing community. In alignment with the Council's Outside Service Agency Funding Policy, the FY 2019 Proposed Budget recommends continued funding for all of our Strategic Partner agencies and includes an allocation of \$100,000 for Community Enhancement Grants.



Protecting our public safety is a top priority for the City of Temple in providing a community where businesses can thrive and residents want to call home. One of the primary focus areas for the FY 2019 Proposed Budget is on enhancing public safety services by investing in positions, equipment, and technology.



Protect our Public Safety

Protecting our public safety is a top priority for the City of Temple in providing a community where businesses can thrive and residents want to call home. One of the primary focus areas for the FY 2019 Proposed Budget is on enhancing public safety services by investing in positions, equipment, and technology.

Positions

The FY 2019 Proposed Budget includes funding for additional positions within the Police Department including two new Crime Scene Technicians and a Communications Specialist position.

Additionally the budget recommends funding the second and third staffing phases for the new Proactive Enforcement/Violent Crime Squad in the Police Department. This new squad will allow a dedicated unit to routinely perform proactive strategies that are designed to reduce violent crime and apprehend criminal offenders.

The first staffing phase, which was funded in FY 2018, consisted of 2 police officers (1 addition and 1 reassignment) to establish the squad. The FY 2019 Proposed Budget recommends adding a sergeant and 2 additional police officers to the unit. The sergeant position is an addition to the force and the police officer positions would be reassigned as a result of the addition of the two non-sworn Crime Scene Technicians and the Communications Specialist position. Future staffing phases will include the addition of 2 police officers to bring the unit to full staffing.

The allocation to fund these additional positions is included in the base budget, with no tax rate impact, based on revenue estimates developed using the preliminary appraised value appraisal roll for Ad Valorem taxes. The certified roll will not be available from the Appraisal District of Bell County until late July. Therefore, the proposal is based on assumptions and may require adjustments prior to the final adoption of the budget.



Equipment

The FY 2019 Proposed Budget also recommends funding for the replacement of 11 marked and 1 unmarked police vehicles.

The FY 2019 Budget also includes a \$1,350,000 allocation to purchase a new ladder truck and new rescue truck for the Fire Department.

As our community continues to experience significant growth, several multi-story buildings have been built in the past few years and several more are being planned. An additional aerial ladder truck is needed to serve the south portion of the City of Temple. An additional rescue fire truck is also recommended to be added to the fleet.

Technology

The FY 2019 Proposed Budget also recommends funding for a cloud-based evidence management software system and connected devices for the Police Department.

The system includes TASER devices, in-car and body-worn video devices, a centralized digital evidence management system with unlimited video storage, and signal technology that automatically turns on in-car and body-worn cameras when a police officer performs certain events, such as drawing their TASER or sidearm or activating their vehicle's light bar.

Enhance our Quality of Life

Quality of life, the characteristics of our community that make it an attractive place in which to live and raise a family, is an important priority for the City of Temple and is another of the primary focus areas for the FY 2019 Proposed Budget. Recreational and leisure opportunities add to the City's excellent quality of life and the FY 2019 Proposed Budget proposes several areas of additional funding in our Parks & Recreation Department as well as our Library.

In May of 2015, voters approved a \$27,675,000 Parks bond package that includes 24 projects ranging from neighborhood park improvements, new community parks, new and upgraded athletic facilities, facility upgrades, water recreation projects, and linkage trails.

The largest project in the bond, Crossroads Community Park and Athletic Complex, is scheduled to be completed later this year and will open during FY 2019.

The FY 2019 Proposed Budget includes funding for a contract for services for maintenance expenses associated with Crossroads Park as well as other neighborhood and community parks in West Temple including Freedom Park, West Temple Park, Von Rosen Park, and Freedom Village Park.

The FY 2019 Proposed Budget also recommends allocating \$20,000 for operational funding for Miller Springs Nature Center while we continue to assess long-term strategies for this important community amenity.

An additional part-time Youth Services Librarian is recommended in the FY 2019 Proposed Budget to expand youth programming offerings to the weekends to allow more families access to these important educational opportunities.

The FY 2019 Proposed Budget includes a new GPS technology for the golf carts at Sammons Golf Links as well as the replacement of the north

pump station which is critical infrastructure to allow us to continue watering the course without using potable, treated water.

An additional Irrigation Technician is proposed in the FY 2019 Budget to allow us to perform preventative maintenance and make needed repairs to our irrigation systems. The number of irrigation systems operated and maintained by the City has more than tripled since any additional staffing has been added in this area.

Repairs, replacements, and additions to amenities are proposed at several parks and facilities to include Sammons Indoor Pool, Lions Junction Family Aquatic Center, West Temple Community Park, and Lions Community Park.

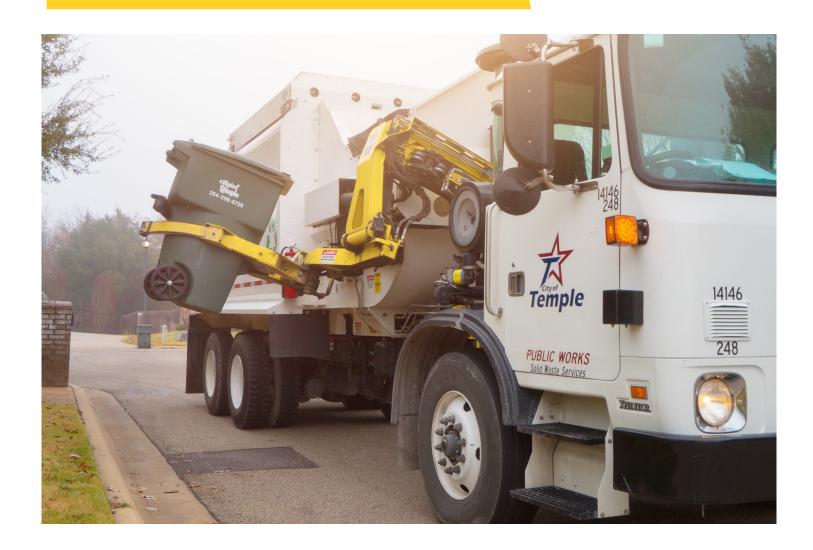
Also proposed in the FY 2019 Budget is an additional Program Coordinator position to develop and coordinate events in Downtown Temple. The Santa Fe Plaza, Santa Fe Market Trail, and MLK Festival Grounds will all be completed and be open during FY 2019. This additional position will help attract visitors to Downtown Temple by planning and programming events at these venues as well as others.







Our citizens expect city services to be provided in an efficient, professional, and practical manner. Our employees are the drivers of our ability to deliver high quality services and so attracting and retaining the very best employees is a critical strategy to ensure we are providing the highest levels of service in the most efficient way possible.



Deliver High Quality Services

The City of Temple is committed to delivering exceptional services to our community. Providing service is at the heart of what we do. We are a service based organization. With few exceptions, we do not produce or sell products; we provide services. Our citizens expect those services to be provided in an efficient, professional, and practical manner. Our employees are the drivers of our ability to deliver high quality services and so attracting and retaining the very best employees is a critical strategy to ensure we are providing the highest levels of service in the most efficient way possible.

Responding to Growth

The FY 2019 Proposed Budget includes funding for additional positions in Solid Waste and Recycling, Animal Services, Drainage, and Facility Services intended to maintain service levels in the midst of the growth of our community. The FY 2019 Proposed Budget includes the following additional positions:

- Solid Waste Route Foreman;
- Recycling Maintenance Worker;
- Solid Waste Customer Service Representative (converting from part-time to full-time);
- Drainage Crew Leader;
- Drainage Equipment Operator II;
- Drainage Equipment Operator I;
- Animal Services Officer (converting from parttime to full-time)
- Facility Attendant/Custodian.

Also recommended in the FY 2019 Proposed Budget is the replacement of X solid waste trucks as part of a 10 year replacement plan.

Creating a Culture of Service

The FY 2019 Budget also includes an allocation to continue our performance pay program for general government employees, as well as a 1.5% market adjustment for general government employees.

The proposed budget also includes continued funding for a group health insurance plan with an estimated City contribution increase of 15%, employee retirement plan, and employee longevity program.

The FY 2019 Proposed Budget includes an allocation to replace the City's human resource management system and performance management system.



Invest in our Infrastructure

The City continues to implement the largest capital improvement program in the history of the community and the FY 2019 Proposed Budget recommends significant funding to continue the priority of investing in our infrastructure in order to prepare for growth and redevelopment as well as to preserve our assets and the investments made by the generations before us.

Transportation

The FY 2019 Proposed Budget includes the seventh year of a multi-year transportation capital improvement program. The Transportation CIP (TCIP) is a ten-year, \$140,258,343 effort to expand and maintain our major transportation infrastructure.

The FY 2019 Proposed Budget includes funding for the construction of the following projects:

- North Pea Ridge Phase 1
- Outer Loop South Phase 4
- Poison Oak
- Kegley Road Phase 3 & 4

The proposed budget also includes funding for design and right-of-way acquisition for South Pea Ridge.

Drainage

This year, we are in the process of conducting a Drainage Study and Comprehensive Modeling Assessment. The study is expected to be complete by the end of the year.

The FY 2019 Proposed Budget includes a placeholder to implement projects based on the completed study.

Water and Wastewater

The City has invested almost \$142,716,000 over the past 10 years in improving and extending our water and sewer infrastructure. We will be completing the Water and Wastewater Master Plan update this year. The Master Plan will evaluate system demands and improvements through 2070.

The FY 2019 Proposed Budget includes an additional \$22,000,000 in capital funds to implement water and wastewater improvement projects. Highlights of projects recommended for funding in FY 19 include:

- Bird Creek Interceptor Phase 4
- Scott Elevated Storage Tank Rehabilitation
- Water Treatment Plant Disinfection Byproduct Reduction Initiative
- Gateway Center Area Utility Improvements

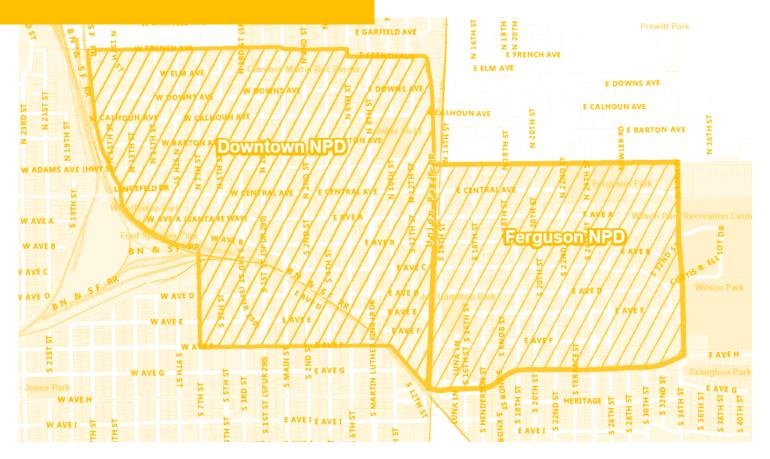
Also recommended for funding in the FY 2019 Proposed Budget is an additional Vactor Crew and additional Camera Crew to enhance our wastewater system maintenance as well as an additional crew leader in Utility Services.

The FY 2019 Proposed Budget also includes an GIS Modeler position to maintain the water, wastewater, and drainage models that are being developed as part of the master planning work that is currently underway.









Build Strong Neighborhoods

The FY 2019 Proposed Budget continues to leverage our Community Development Block Grant (CDBG) funds to assist with the implementation of our efforts to build strong neighborhoods by reinvesting in East and North Temple. Programs proposed for funding include the housing improvement program, solutionoriented compliance, infrastructure code improvements, crime prevention, and the demolition program.

The FY 2019 Proposed Budget recommends targeting our resources to a specific area to generate greater impact and effectiveness in leveraging additional resources.

The current year budget includes an allocation of funding to begin a strategic plan for the redevelopment of the Ferguson Park neighborhood planning district. That project will begin very soon and the results of that plan should be used to guide the implementation of the programs proposed in the FY 2019 Budget.

The FY 2019 Proposed Budget includes an allocation of funding to provide grants to low and moderate income residents to repair or rebuild homes in our targeted area as well as provides incentives to developers to invest in housing in East Temple.

An additional police officer focused on crime prevention strategies in Downtown and the Ferguson Park neighborhood planning district is proposed in the FY 2019 Budget.

An allocation to design and construct infrastructure improvements including water, wastewater, and transportation improvements based on the Ferguson Park neighborhood planning district strategic plan is proposed in the FY 2019 Budget.

The FY 2019 Budget also includes converting the part-time Recreational Specialist position to a full-

time position to more effectively coordinate efforts in enhancing access to youth recreational opportunities in East Temple. This position will be based at the Wilson Recreation Center.

The FY 2019 Proposed Budget also includes an allocation of \$100,000 to continue our Strategic Investment Zone grant program which is focused on incentivizing redevelopment in our targeted neighborhoods and corridors including Downtown, Central, and Avenue C.



Financial Highlights

General Fund Revenues

Total revenues for the FY 2019 General Fund Budget are presented at \$74,509,833 an increase of 5.75% compared to the FY 2018 Adopted Budget. The three largest sources of revenue for the General Fund are sales tax, property tax, and solid waste charges.

Property Tax

In the FY 2019 Budget, property tax accounts for 19.20% of the General Fund budgeted revenues and is the second largest revenue source of the General Fund. The proposed property tax rate remains steady at 67.72¢ per \$100 valuation.

This rate is based on a preliminary appraised value of \$4,388,842,772 (net taxable value not adjusted for frozen values). The tax rate is comprised of two components, the Maintenance and Operations rate (M&O) and the Interest Sinking rate (I&S). This year's tax rate is 31.42ϕ for the M&O rate and 36.30ϕ for the I&S rate.

The certified appraisal roll for Ad Valorem taxes will not be available from the Appraisal District of Bell County until late July. Therefore, the proposed tax rate is based on assumptions and may require adjustments prior to the final adoption of the budget.

Sales Tax

While much attention is focused on the property tax rate number, our single largest source of revenue for the General Fund continues to be sales tax revenue. In the FY 2019 Budget, sales tax is projected to account for 30.24% of the General Fund budgeted revenues.

The FY 2019 Budget estimates \$22,530,000 in sales tax revenue, a 5.18% increase in sales tax revenue over budgeted FY 2018 sales tax revenue.

Solid Waste Rates

Charges associated with solid waste services represent the third largest source of revenue for the General Fund and are projected to account for 15.71% of total General Fund revenues. \$11,703,090 in solid waste revenue is projected for FY 2019, representing an 5.70% increase from the FY 2018 solid waste revenue adopted budget of \$11,072,295. A \$1.00 per month rate adjustment is proposed for residential solid waste services and a 5% rate adjustment is proposed for commercial solid waste services.



The proposed property tax rate remains steady at 67.72¢ per \$100 valuation.

General Fund Expenditures

Total expenditures for the FY 2019 General Fund Budget are presented at \$77,521,308, an increase of 5.79% compared to the FY 2018 Adopted Budget.

Water and Wastewater Fund

Total revenues for the FY 2019 Water and Wastewater Fund Budget are presented at \$35,917,181, an increase of 4.32% compared to the FY 2018 Adopted Budget. These revenues are based on rates that remain unchanged from current year.

Expenses, capital improvements, and debt service for the FY 2019 Water and Wastewater Fund Budget are presented at \$35,917,181, an increase of 4.32% compared with prior year.

Hotel/Motel Tax Fund

Total revenues for the Hotel/Motel Fund Budget are presented at \$2,028,000, an increase of 6.55% compared to the FY 2018 Adopted Budget. 18.10% of the Hotel/Motel revenues are from the operations of the Frank Mayborn Center. Expenditures for the Hotel/Motel Fund Budget are presented at \$2,131,200, an increase of 10.77% compared to the FY 2018 Adopted Budget.

Federal and State Grant Fund

Total revenues and expenditures for Federal and State Grant Fund Budget are presented at \$536,232, an increase of 24.24% compared to the FY 2018 Adopted Budget. Total revenues include the award of the Community Development Block Grant (CDBG). The proposed allocation of CDBG funds are as follows:

Demolition - \$14,175 Housing Improvement Program - \$284,377 Crime Prevention Program- \$80,434 Infrastructure Improvements- \$50,000 General Administration - \$104,246

Drainage Fund

Total revenues and expenditures are presented at \$2,754,500, a 19.76% increase from prior year.

Conclusion

This is only a brief synopsis of the Proposed Budget for FY 2019. Developing the budget is a team effort that requires participation and input by citizens, City Council, and City staff. I would like to extend my thanks to all of the Department and Division Heads who contributed to the development of this budget.

Finally, I want to extend a special word of appreciation to Director of Finance Traci Barnard and her staff for their many hours of work and effort. Of special note is the work done by Assistant Director of Finance Melissa Przybylski and Budget Manager Jennifer Emerson.

Without the commitment, dedication, and countless hours of work performed by Traci, Melissa, and Jennifer this document would simply not be possible.

Respectfully submitted,

Brynn MyersCity Manager

	Proposed Budget			
	Filed Copy	Current	Increase	
	as of 06-22-18	as of 08-02-18	(Decrease)	
Projected Revenues	\$ 74,509,833	\$ 74,018,019	\$ (491,814) ^A	
Proposed Budget Expenditures	76,014,508	75,522,694	(491,814) ^B	
Excess Revenues Over (Under) Expenditures	(1,504,675)	(1,504,675)		
Transfers In (Out):				
Less: Transfer Out To Debt Service Fund -				
LTN 2013 - Sanitation Vehicles, CNG Facility and Recycling Containers	(983,300)	(983,300)	-	
CO 2017 - Sanitation Vehicles	(274,000)	(274,000)	-	
CO 2017 - PS P25 Radios	(249,500)	(249,500)		
Total Transfer In (Out)	(1,506,800)	(1,506,800)		
Excess Revenues Over (Under) Expenditures for FY 2019	\$ (3,011,475)	\$ (3,011,475)	\$ -	
December and addition of Undersignated Fund Polance				
Recommended Use of Undesignated Fund Balance: - TEDC Matrix Funding	\$ 863,236	\$ 863,236	\$ -	
- Strategic Investment Zone Funding	100,000	100,000	Ψ	
- Capital Funded with Fund Balance	1,524,739	1,854,739	330,000	
- Capital Replacement - Sanitation Vehicles	274,000	274,000	-	
- Capital Replacement - PS P25 Radios	249,500	249,500	-	
Cupital Replacement 1 0 1 20 Radios	\$ 3,011,475	\$ 3,341,475	\$ 330,000	
			<u> </u>	
Explanation of Changes from Filed Budget to Proposed Budget @ 08/02/2018:				
A Revenue Changes:				
Required adjustment from preliminary to certified tax roll		\$ (591,814)		
Adjusted revenue estimates		100,000		
Total Revenue Changes		\$ (491,814)		
^B Expenditure Changes:				
		Φ (4C4 C4.4)		
Various operational adjustments		\$ (161,814)		
Funding source change for Axon (O&M to Undesignated Fund Balance)		(330,000)		
Total Expenditures Changes		\$ (491,814)		
Net Revenue Over (Under) Expenditures		\$ -		

DEBT SERVICE FUND PROPOSED BUDGET SCHEDULE OF ADJUSTMENTS AFTER FILING PROPOSED BUDGET

	Proposed	Proposed Budget	
	Filed Copy as of 06-22-18	Current as of 08-02-18	Increase (Decrease)
Projected Revenues	\$ 15,578,295	\$ 15,611,309	\$ 33,014 A
Proposed Budget Expenditures	17,450,971	17,450,971	в
Excess Revenues Over (Under) Expenditures	\$ (1,872,676)	\$ (1,839,662)	33,014
Transfers In (Out): Plus: Transfer In From General Fund -			
LTN 2013 - Sanitation Vehicles, CNG Facility and Recycling Containers	983,300	983,300	-
CO 2017 - Sanitation Vehicles	274,000	274,000	-
CO 2017 - PS P25 Radios	249,500	249,500	-
Plus: Transfer In From Drainage Fund -	004.400	004.400	
CO 2017 - Drainage CIP Total Transfer In (Out)	264,169	264,169 1,770,969	·
Total Transfer III (Out)	1,770,969	1,770,969	
Excess Revenues Over (Under) Expenditures for FY 2018	\$ (101,707)	\$ (68,693)	\$ 33,014
Recommended Use of Undesignated Fund Balance	101,707 \$ -	68,693 \$ -	(33,014) A
Explanation of Changes from Filed Budget to Proposed Budget @ 08/02/2018:			
A Revenue Changes:			
Required adjustment from preliminary to certified tax roll		\$ 33,014	
Decrease in recommended use of Undesignated Fund Balance		(33,014)	
Total Revenue Changes		\$ -	
B Expenditure Changes:			
None		\$ -	
Total Expenditures Changes		\$ -	
Net Revenue Over (Under) Expenditures		\$ -	

RESOLUTION NO. 2018-9211-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, SCHEDULING THE ADOPTION OF THE PROPOSED TAX RATE FOR AUGUST 24, 2018; DECLARING FINDINGS OF FACTS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, Chapter 26 of the Property Tax Code requires all taxing entities to comply with truth-in-taxation laws in adopting their tax rates in an effort to make taxpayers aware of tax rate proposals and, in certain cases, to roll back or limit a tax increase;

Whereas, the City Manager's recommended budget was filed in accordance with the City Charter on June 22, 2018 and Council met for budget related work sessions on June 28, 2018 and July 19, 2018;

Whereas, this is the initial public hearing on the proposed 2018-2019 budget, and complies with the State and Charter requirements that must be met before the budget can be adopted by Council - a supplemental second public hearing on the budget will be conducted at the August 24, 2018 Special Council meeting, prior to budget adoption;

Whereas, the proposed tax rate will be presented and discussed at the meeting, prior to adoption of a Resolution scheduling the adoption of the proposed tax rate for August 24, 2018 - public hearings for the proposed tax rate will be held on August 10, 2018 and August 16, 2018;

Whereas, these proposed meeting dates and publication schedules comply with the Truth-In-Taxation requirements set forth by State Law and the City Charter;

Whereas, the proposed tax rate for fiscal year 2019 is 66.12ϕ and is comprised of maintenance and operations of 29.82ϕ and the interest and sinking rate of 36.30ϕ - the current 2018 fiscal year tax rate is 67.72ϕ ;

Whereas, the City Council has determined that it is in the public interest to schedule the adoption of the proposed tax rate for August 24, 2018.

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

- <u>Part 1</u>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council schedules the adoption of the proposed tax rate for 8:30 a.m. on August 24, 2018, in the City Council Chambers on the second floor of the Municipal Building located at Main and Central in Temple, Texas.
- <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 **2nd** day of **August**, 2018.

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

08/02/18 Item #7(A) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Lacy Borgeson, City Secretary

ITEM DESCRIPTION: Approve Minutes:

(A) July 19, 2018 Special and Regular Meetings

STAFF RECOMMENDATION: Approve minutes as presented in item description.

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

FISCAL IMPACT: N/A

ATTACHMENTS:

July 19, 2018 Special and Regular Meetings Video

TEMPLE CITY COUNCIL

JULY 19, 2018

The City Council of the City of Temple, Texas conducted a workshop City Council Meeting on Thursday, July 19, 2018 at 2:00 PM, at the Municipal Building, 2 North Main Street, in the 3rd Floor Conference Room.

1. Discuss the employment, duties, and work plan of the City Manager. Texas Government Code § 551.074 - The City Council will meet in executive session to discuss the hiring process, appointment, employment, and duties of the City Manager. No final action will be taken.

ADJOURN THE MEETING OF THE TEMPLE CITY COUNCIL & TEMPLE EMPLOYEE BENEFITS TRUST MEETING.

- 1. 2018-9198-R: Consider adopting a resolution authorizing the purchase of employee insurance policies from the following vendors for FY2019:
 - A) Metropolitan Life Insurance Company for Dental Insurance;
 - B) Metropolitan Life Insurance Company for Basic Life, AD&D, Voluntary Life, and Voluntary AD&D Insurance;
 - C) Metropolitan Life Insurance Company for Long Term Disability insurance; and
 - D) Scott and White Health Plan for Medical and Prescription Insurance.
- 2. 2018-9199-R: Consider adopting a resolution authorizing the following contracts allowing employees to purchase work site supplemental policies for FY2019:
 - A) The Guardian Life Insurance Company of America for Accident, Critical Illness, Hospital Indemnity and Cancer Insurance;
 - B) Metropolitan Life Insurance Company for Short Term Disability;
 - C) Discovery Benefits for Flexible Sending Account, Dependent Spending Account, Health Savings Account and Cafeteria 125 Administration.

Ms. Hawkins, Interim Director of Human Resources presented this to the Trust. She noted the Trust previously authorized three one year extensions

with Metropolitan Life Insurance Company (MetLife) to provide dental insurance. Metlife has proposed a 6.61% increase in rates for dental insurance for FY 2019. At this time Staff recommends authorizing a one year agreement with MetLife for FY 2019. There are no remaining renewals available after FY 2019.

The Trust previously authorized three one year extensions with Metropolitan Life Insurance Company (MetLife) to provide life insurance. There have been no rate increases; and Staff recommends authorizing a one year agreement with MetLife for FY 2019. There are no remaining renewals available after FY 2019. Ms. Hawking noted, the Trust also authorized three one year extensions with Metropolitan Life Insurance Company (MetLife) to provide long term disability insurance with the following impacts to rates:

• FY 2016 – No Increase • FY 2017 – No Increase • FY 2018 – 30.08% Increase

Metlife has proposed a 12% increase in rates for FY 2019. Staff recommends authorizing a one year agreement with MetLife for FY 2019; with a budgeted amount for \$104,664.

There were five proposals received to provide medical and prescription insurance for fully-insured plans to replicate active employees' and current medical benefits. Scott & White Health Plan's proposal was selected and results in an estimated 3.7% increase in premiums. The proposal includes two plans with Health Savings Account (HSA) options and two PPO options. At this time it is Staff's recommendation to authorize a one year agreement with Scott & White Health Plan FY 2019. The budget amount will include \$4,803,077 for employees, and \$166,018 for retirees <65.

The City also offers Worksite Benefits to include accident; flexible spending; critical illness; hospital indemnity; cancer; health savings accounts and dependent spending accounts. At this time, Staff recommends authorizing a one year agreement with Guardian Life Insurance Company to provide Accident, Critical Illness, Hospital Indemnity and Cancer insurances for FY 2019. Staff also recommends authorizing a one year agreement with Discovery Benefits to provide Flexible Spending Account (FSA), Dependent Spending Account (DSA), Health Savings Account (HSA) and Cafeteria 125 Administration services for FY 2019. The budgeted amount for FSA Administration is \$10,817, and the HSA Administration is budgeted for \$10,727. There is no cost to the City for the other worksite benefit services listed.

Motion by Trust Morales, and seconded by Trust Long to approve both item 1(A-D) and 2(A-C).

ADJOURN THE CITY OF TEMPLE EMPLOYEE BENEFITS TRUST MEETING & CONVENE THE WORKSHOP OF THE TEMPLE CITY COUNCIL.

- 1. Discuss, as may be needed, Regular Meeting agenda items for the meeting posted for Thursday, July 19, 2018.
- 2. Receive an update regarding the Kegley Road improvements.

Ms. Myers discussed the two options available to council. Option one would include the complete closure of both entrances to Wildflower for the project, which is estimated to be 11 months at a cost of \$5.5 million (OPC). Option two would be to do this in a two-phased approach which is estimated to take 13 months, with an OPC of \$5,8 million. Phase 1 would include closure of Sunflower, for 5 months; and Phase 2 would include the closure of Wildflower, for approximately 8 months.

Council wanted to make sure that we had community meetings on this matter for those that would be impacted.

Both Police and Fire services did not have issue with either approach, so long as adequate notice was provide for routes.

3. Receive an overview briefing of the FY2019 Preliminary Budget, including a review of the FY2019 budget process, calendar, and other strategic and budget related policy issues.

Ms. Myers, reviewed the calendar and upcoming dates.

At this time, approximately 4:04 pm, Mayor Davis announced the Temple City Council would enter into an executive session.

4. Receive results on the security audit performed at City Hall. Executive Session - Pursuant to Chapter 551, Government Code Section 551.076 - DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS - The City Council may meet in executive session to discuss the (1) the deployment, or specific occasions for implementation, of security personnel or devices; or (2) a security audit.

At this time, approximately 4:32 pm, Mayor Davis announced the Temple City Council would exit the executive session.

I. CALL TO ORDER

1. Invocation

Sonjanette Crossley, President of Citizens for Progress voiced the Invocation.

2. Pledge of Allegiance

Don Bond, City Engineer led the Pledge of Allegiance.

II. PUBLIC COMMENTS

There was no one signed up to speak during this portion of the meeting.

III. PRESENTATIONS & SPECIAL RECOGNITIONS

3. Receive a presentation from Citizens for Progress.

Dr. Sonjanette Crossley presented the Council with a letter of commendation from Citizens for Progress. She stated that Citizens for Progress is thankful for the vision of the Downtown Park area. The community is appreciative of the partnership with the Reinvestment Zone and the City, and encourage growth and corridors into east Temple. We have made a significant impact in the community, and will continue to do so together. Citizens for Progress would like to remain involved in strategic planning of the City, and economic development.

IV. 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.

- 4. Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions and ordinances for each of the following:
 - (A) June 28, 2018 Special and Regular Meeting
 - (B) 2018-9185-R: Consider adopting a resolution authorizing a contract amendment with Kimley-Horn and Associates, Inc. (Kimley Horn), of Austin, in an amount not to exceed \$163,000 for professional services required for the rehabilitation of Scott elevated storage tank.
 - (C) 2018-9200-R: Consider adopting a resolution authorizing the purchase of an easement necessary for the construction of the Charter Oak Water Line and authorizing closing costs associated with the purchase in an estimated amount of \$4,000.
 - (D) 2018-9201-R: Consider adopting a resolution authorizing a contract with Santa Clara Construction (Santa Clara), Ltd., of Austin in the amount of \$2,068,811, for construction of Phase 5 of the Bird Creek Interceptor Project.

- (E) 2018-9202-R: Consider adopting a resolution authorizing a renewal to the Services Agreement with James Construction Group, LLC to provide Temple police officers for traffic control services and use of police vehicles on the I-35 Reconstruction Project.
- (F) 2018-9203-R: Consider adopting a resolution authorizing Services Agreements to provide police escort services for various University football teams from Temple to McLane Stadium, Baylor University in Waco, Texas.
- (G) 2018-4924: SECOND READING FY-18-6-ZC: Consider adopting an ordinance authorizing rezoning from Agricultural zoning district to General Retail zoning district, on 6.938 +/-acres, situated in the Nancy Chance Survey, Abstract No. 5, Bell County, Texas, located at 7101 West Adams Avenue.
- (H) 2018-4925: SECOND READING FY-18-7-ZC: Consider adopting an ordinance authorizing a rezoning from Agricultural zoning district to Single Family Attached-Three zoning district on 9.036 +/- acres and Single Family-Two zoning district on 12.481 +/- acres, totaling 21.517 +/- acres, situated in the Nancy Chance Survey, Abstract No. 5 and addressed at 1812 Old Waco Road.
- (I) 2018-9204-R: Consider adopting a resolution authorizing budget amendments for fiscal year 2017-2018.

Motion by Councilmember Susan Long adopt Consent Agenda with exception of item 4(D), seconded by Mayor Pro Tem Judy Morales.

Motion passed unanimously.

(D) 2018-9201-R: Consider adopting a resolution authorizing a contract with Santa Clara Construction (Santa Clara), Ltd., of Austin in the amount of \$2,068,811, for construction of Phase 5 of the Bird Creek Interceptor Project.

Motion by Mayor Pro Tem Judy Morales adopt resolution as presented, seconded by Councilmember Susan Long.

Councilmember Mike Pilkington abstained. The other Councilmembers voted aye. The motion passed.

V. REGULAR AGENDA

RESOLUTIONS

5. 2018-9205-R: Consider adopting a resolution pursuant to Government Code § 2206.053 finding that a 0.090-acre permanent easement situated in the George Givens Survey, Abstract No. 345, Bell County, Texas is necessary for the construction of the Charter Oak Water Line and authorizing the use of eminent domain to condemn the property.

Christina Demirs, presented this case to the Council. Ms. Demirs explained that the City is in the design phase for the proposed construction of the Charter Oak Water Line. The design requires the acquisition of a 0.090-acre permanent easement situated in the George Givens Survey, Abstract No. 345, Bell County, Texas, for the construction of the water line with its necessary appurtenances under Local Government Code § 251.001.

An initial offer, from the City, to purchase the necessary easement was on August 1, 2016 via Lone Star Right of Way Services, Inc. (Lone Star). Shortly after receiving the offer, the owner notified the City he was selling the property. The initial offer was sent to the new owner on October 14, 2016. Lone Star made multiple attempts to contact the property owner to negotiate a settlement. Each attempt was ignored or rebuffed. An appraisal was conducted in May 2018 and a final offer based on the appraisal was sent on June 7, 2018. The property owner has at least 14 days to respond, as required by the Texas Property Code, and has failed to do so.

Ms. Demirs noted, Staff is asking pursuant to Government Code § 2206.053, for the City Council to authorize the use of the power of eminent domain to acquire the easement legally described as being 0.090-acre permanent easement situated in the George Givens Survey, Abstract No. 345, Bell County, Texas, located along 4240 South General Bruce Drive, Temple, Texas, Bell County Appraisal District ID Number 816055.

Motion by Councilmember Susan Long approve Resolution No. 2018-9205-R and authorize the use of the power of eminent domain to acquire a permanent easement on a property located along Interstate 35 in Temple, Texas, and more particularly described as being 0.090-acre situated in the GEORGE GIVENS SURVEY, ABSTRACT 345, Bell County, Texas, embracing a portion of the remainder of Lot 1, Block 1, Tranum 3 Subdivision, an addition in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet C, Slide 47-D, Plat Records of Bell County, Texas, same being a called 0.6931-acre tract conveyed to Amerco Real Estate Company in Document No. 2016-00034948, Official Public Records of Real

Property, Bell County, Texas for the construction of the Charter Oak Water Line. seconded by Councilmember Jessica Walker.

Motion passed unanimously.

ORDINANCES

6. 2018-4923: SECOND READING – FY-18-4-ZC: Consider adopting an ordinance authorizing a rezoning for 135.24 +/-acres, from Light Industrial and Agricultural zoning districts to Planned Development Multi-Family 2 zoning district with binding conditions and general site plan, situated in the Maximo Moreno Survey, Abstract No. 14, Bell County, Texas, addressed as 2610 South Martin Luther King Jr. Drive.

Brian Chandler, Director of Planning was available for questions. This was presented to the Council on July 5, 2018, and is on regular agenda for voting purposes.

Motion by Councilmember Mike Pilkington adopt ordinance as presented on second and final reading, seconded by Councilmember Susan Long.

Mayor Pro Tem Judy Morales abstained. The other Councilmembers voted aye. The motion passed.

ATTEST:	Timothy A. Davis, Mayor
Lacy Borgeson City Secretary	



COUNCIL AGENDA ITEM MEMORANDUM

08/02/18 Item #7(B) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Heather Mikulas, Utility Business Office Manager Belinda Mattke, Director of Purchasing & Facility Services

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing a two-year services agreement with Alexander Contract Services, Inc. of Atascadero, CA, for contracted water meter reading services in an annual estimated amount of \$285,000.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> Authorization of this agreement with Alexander Contract Services, Inc. will provide for continued monthly water metering reading services for FY2019 and FY2020 at a rate of 79¢ per meter read. The City currently has approximately 29,500 water meters that must be read on a monthly basis.

In 2013, the City started contracting out meter reading services. Staff is satisfied with contracting out this service, and Staff believes that value is added by allowing the Metering Department to stay focused on maintenance that is required for adding new accounts, delinquent accounts, and routine meter maintenance.

On June 19, 2018, three proposals were received from vendors offering to provide meter reading services: Alexander Contract Services, Inc. out of Atascadero, CA; Bermex, Inc. out of Akron, OH; and Olameter Corporation out of Matthews, NC. A committee comprised of members from the Utility Business Office, Metering Department, Public Works, Information Technology, and the City Attorney's Office was formed to evaluate the proposals. The committee unanimously rated the Alexander Contract Services, Inc. (Alexander) proposal as the highest based on their competitive rate (79¢ per meter read) and their proven experience in serving the City of Temple over the last five years. Alexander is not proposing any change in pricing from their current contracted rate.

As negotiated with Alexander's, the proposed new services agreement with Alexander will commence on October 1, 2018, and will continue through September 30, 2020, with the option for three additional one-year renewal periods, if agreed to by the City and Alexander's.

FISCAL IMPACT: Funding for the services agreement with Alexander Contract Services, Inc. is included in the proposed FY2019 Budget in account 520-5300-535-2623 in the amount of \$285,000.

ATTACHMENTS:

Resolution

RESOLUTION NO. <u>2018-9212-R</u>

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A TWO-YEAR SERVICES AGREEMENT WITH ALEXANDER'S CONTRACT SERVICES, INC. OF ATASCADERO, CALIFORNIA IN AN ESTIMATED ANNUAL AMOUNT OF \$285,000, FOR WATER METER READING SERVICES; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, in 2013, the City began contracting meter reading services and Staff has been satisfied with contracting this service;

Whereas, Staff believes that value is added by allowing the Metering Department to stay focused on maintenance that is required for adding new accounts, delinquent accounts, and routine meter maintenance - the City currently has approximately 29,500 water meters that must be read on a monthly basis;

Whereas, on June 19, 2018, three proposals were received from vendors offering to provide meter reading services – a Staff committee evaluated the proposals and unanimously rated Alexander Contract Services, Inc. (Alexander) as the highest based on their competitive rate (79¢ per meter read) and their proven experience in serving the City of Temple over the last five years;

Whereas, this agreement will provide continued monthly water meter reading services for fiscal year 2019 and 2020 - Alexander is not proposing any change in pricing from their current contracted rate of 79¢ per meter read;

Whereas, the term of the new services agreement with Alexander will commence on October 1, 2018, and continue through September 30, 2020, and is renewable for three additional one-year periods, if agreed to by both parties;

Whereas, funding for contracted water meter reading services is included in the adopted fiscal year 2019 budget in Account No. 520-5300-535-2623; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

<u>Part 2</u>: The City Council authorizes the City Manager, or her designee, after approval as to form by the City Attorney, to execute a two-year services agreement with Alexander's Contract Services, Inc. of Atascadero, California, in the estimated annual amount of \$285,000.

<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 2nd day of August, 2018.

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



COUNCIL AGENDA ITEM MEMORANDUM

08/02/18 Item #7(C) Consent Agenda Page 1 of 2

DEPT. /DIVISION SUBMISSION & REVIEW:

Kevin Beavers, CPRP, Director of Parks and Recreation

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing a construction contract with Tom Wright Construction, LLC, dba Built Wright Construction of Waco, in the amount of \$443,490 for renovation to the AJ Mercer Softball Complex in Lions Park.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> One of the projects approved in the 2015 Parks Bond is renovating the facilities located within AJ Mercer Softball Complex in Lions Park located at 4320 Lions Park Road. This project will include the renovation of the existing concession building, construction of a new restroom facility, and conversion of the existing umpire room into a storage facility for the Parks and Recreation Department. In addition, the project includes the construction of four new score keeper tables and minor improvements to the drainage system.

As shown on the attached bid tabulation, on June 28, 2018, the City received seven bids for this project ranging from \$443,490 to \$724,186.84 for the base bid and add alternate #1. The add alternate bid adds CMU wainscot around the perimeter of the renovated storage facility. MRB Group, as indicated in the attached letter of recommendation, and Staff are recommending award of the bid to the low bidder, Built Wright Construction, in the amount of \$443,490, which includes the base bid in the amount of \$423,540 and the add alternate bid in the amount of \$19,950.

The Parks and Recreation Department nor MRB Group has previously worked with Built Wright Construction. Accordingly, reference checks were completed, and based on feedback received, MRB Group and Staff have confidence in Built Wright Construction's ability to successfully complete the project.

Per the contract released with this bid, construction of this project will be completed by March 1, 2019.

FISCAL IMPACT: Funding for the construction contract with Built Wright Construction in the amount of \$443,490 is available in account 362-3500-552-6408, project #101317, as follows:

Project Budget	\$ 677,610
Encumbered/Committed to Date	(58,861)
Built Wright Construction	(443,490)
Remaining Project Funds Available	\$ 175,259

08/02/18 Item #7(C) Consent Agenda Page 2 of 2

ATTACHMENTS: Bid Tabulation Architect's Letter of Recommendation Resolution

Tabulation of Bids Received on June, 28, 2018 at 2:00 p.m. for Mercer Softball Complex Bid # 35-04-18

	Bidders						
		cell Construction Company, Inc. Lorena, TX	Н	loly Contractors LLC Hewitt, TX	Ma	ajestic Services, Inc. Austin, TX	FCO Construction Services, LLC Killeen, TX
Description							
Base Bid	\$	449,000.00	\$	454,838.00	\$	525,777.00	\$ 492,511.00
Add Alternate	\$	39,000.00	\$	28,622.00	\$	12,777.00	\$ 13,992.00
Total Bid	\$	488,000.00	\$	483,460.00	\$	538,554.00	\$ 506,503.00
Acknowledge Addenda (3)		Yes		Yes		Yes	Yes
Bid Bond		Yes		Yes		Yes	Yes
Bond Requirement Affidavit		Yes		Yes		Yes	Yes
Credit Check Authorization		Yes		Yes		Yes	Yes

	Bidders			
	Tom Wright Construciton, LLC dba Built Wright Construction Waco, TX		National Native American Construction dba NNAC, Inc. Killeen, TX	
Description				
Base Bid	\$ 423,540.00	\$ 478,000.00	\$ 610,730.34	
Add Alternate	\$ 19,950.00	\$ 29,750.00	\$ 113,456.50	
Total Bid	\$ 443,490.00	\$ 507,750.00	\$ 724,186.84	
Acknowledge Addenda (3)	Yes	Yes	Yes	
Bid Bond	Yes	Yes	Yes	
Bond Requirement Affidavit	Yes	Yes	Yes	
Credit Check Authorization	Yes	Yes	Yes	

Recommended for Council Award



Date: July 3, 2018

PROJECT MEMORANDUM

To:

Sarah Parker

Senior Buyer II / Purchasing

City of Temple

Subject:

Architect's recommendation of Contractor

Project Name:

Mercer Softball Complex Improvements, Temple, TX

Mrs. Parker,

I have called references provided by Tom Wright Construction LLC, dba Built Wright Construction. Built Wright have many school projects in their resume. None of these superintendents were available for interview because of the school calendar, but the three privately funded project owners were all very confident in the abilities of the contractor and very pleased with the past performances.

One of the references has done multiple projects with Built Wright including a park project. They only had the highest praises for the company in communication, coordination and budgetary responsibility.

From my discussions with the references provided to the City by Built Wright, I have no reason not to recommend them to perform the Mercer Softball Complex Improvements.

If you have any questions, feel free to call me.

Sincerely,

Randy Stumberg, AIA

Senior Architect

MRB Group 5250 South 31st Street Temple, TX 76502 (254) 771-2054

RESOLUTION NO. 2018-9213-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CONSTRUCTION CONTRACT WITH TOM WRIGHT CONSTRUCTION, LLC, DBA BUILT WRIGHT CONSTRUCTION OF WACO, TEXAS IN THE AMOUNT OF \$443,490, FOR RENOVATION OF THE AJ MERCER SOFTBALL COMPLEX IN LIONS PARK; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, one of the projects approved in the 2015 Parks Bond is renovating the facilities located within AJ Mercer Softball Complex in Lions Park located at 4320 Lions Park Road;

Whereas, this project includes renovations to the existing concession building, construction of a new restroom facility, and conversion of the existing umpire room into a storage facility for the Parks and Recreation Department, as well as the construction of four new scorekeeper tables and minor improvements to the drainage system;

Whereas, on June 28, 2018, the City received seven bids for this project ranging from \$443,490.00 to \$724,186.84 for the base bid and Add Alternate No. 1 - the add alternate bid adds CMU wainscot around the perimeter of the renovated storage facility;

Whereas, Staff and MRB Group recommend Council award the construction contract to the low bidder, Built Wright Construction, in the amount of \$443,490, which includes the base bid in the amount of \$423,540 and the Add Alternate bid in the amount of \$19,950;

Whereas, neither the Parks and Recreation Department nor MRB Group has previously worked with Built Wright Construction in the past - reference checks were completed, and based on feedback received, MRB Group and Staff have confidence in Built Wright Construction's ability to successfully complete the project;

Whereas, funds are available for this construction contract in Account No. 362-3500-552-6408, Project No. 101317; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council authorizes a construction contract with Tom Wright Construction, LLC, dba Built Wright Construction of Waco, Texas in the amount of \$443,490 for renovation of the AJ Mercer Softball Complex in Lions Park.

<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 2nd day of August, 2018.

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



COUNCIL AGENDA ITEM MEMORANDUM

08/02/18 Item #7(D) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Justin Brantley, Assistant Director of Purchasing & Facility Services Belinda Mattke, Director of Purchasing & Facility Services

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing a construction contract with Clark Roofing and Construction, Inc. of Waco in the amount of \$47,504.78 for the re-roofing at the Santa Fe Depot.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> Authorization of this construction contract will provide for the removal and replacement of the flat roofs of the Santa Fe Depot located at 315 W Avenue B that were damaged as a result of a hail storm in May 2013.

As shown on the attached bid tabulation, on July 12, 2018 six bids were received for the specified roofing work ranging from \$47,504.78 to \$180,863. The Invitation to Bid specified that the contract would be awarded to the contractor with the lowest responsive bid.

Neal Architecture the design consultant and Staff recommend awarding the construction project to the low bidder, Clark Roofing and Construction, Inc. of Waco, in the amount of \$47,504.78. Clark has performed work for the City previously and Staff deems them a responsible vendor.

Per the bid specifications, Clark will have 30 calendar days to complete the work based on a start date to be specified in a notice to proceed that will be executed by Staff.

<u>FISCAL IMPACT:</u> Council authorized budget adjustments in the amount of \$19,197 in November 2017 and \$25,137 in December 2015, to appropriate insurance proceeds received from the Texas Municipal League (TML) related May 5, 2013 hail damage to the Santa Fe Depot roof.

A budget adjustment is being presented to Council for approval to appropriate additional insurance proceeds from TML for the construction contract with Clark Roofing and Construction, Inc. for the Santa Fe Depot roof. Funding in the amount of \$47,504.78 will be available in account 240-7000-551-2516 as shown below:

Project Budget	\$ 44,334
Budget Adjustment	5,525
Encumbered/Committed to Date	(2,354)
Clark Roofing and Construction, Inc	(47,505)
Remaining Project Funds Available	\$ -

ATTACHMENTS:

Bid Tabulation Architect Letter of Recommendation Budget Adjustment Resolution

Tabulation of Bids Received on July 12, 2018 at 2:00 p.m. Santa Fe Depot Roof Replacement Bid# 70-01-18

	Bidders				
	Texas Roofing Co. Round Rock, TX	Flores Roofing and Construction, LLC Lorena, TX	Clark Roofing & Construction Waco, TX	Honey's Roofing LLC Hewitt, TX	
Description	Total Price	Total Price	Total Price	Total Price	
Furnish all supervision, labor, material, equipment, tools and necessary accessories to remove and replace the existing roof at the Santa Fe Depot per plan specifications.		\$88,244.00	\$47,504.78	\$47,862.81	
Unit Cost for Plywood Sheathing	\$150 EA	\$50 EA	\$1.53 Per SF \$42.00 Per Sheet	\$22.50 EA	
Acknowledge Addenda (2)	Yes	Yes	Yes	Yes	
Exceptions	Yes	No	No	No	
Credit Check Authorization	Yes	Yes	Yes	Yes	
Bid Bond	Yes	Yes	Yes	Yes	
Bond Affidavit	Yes	Yes	Yes	Yes	

	Bidders			
	C.O. Montgomery Construction Services LLC Lorena, TX	Tecta America, Austin, LLC Pflugerville,TX		
Description	Total Price	Total Price		
Furnish all supervision, labor, material, equipment, tools and necessary accessories to remove and replace the existing roof at the Santa Fe Depot per plan specifications.	\$51,735.00	\$180,863.00		
Unit Cost for Plywood Sheathing	\$100 EA	\$95 Per Sheet		
Acknowledge Addenda (2)	Yes	Yes		
Exceptions	No	Yes		
Credit Check Authorization	Yes	Yes		
Bid Bond	Yes	Yes		
Bond Affidavit	Yes	Yes		

Recommended for Council Award



1023 Canyon Creek Drive Suite 125 Temple, TX 76502 254.778.1466 www.nealarchitects.com

July 23, 2018

To: City of Temple, Purchasing Department

Belinda Mattke Justin Brantley

Dear Mrs. Mattke and Mr. Brantley

After reviewing the bids for the Santa Fe Depot Roof Replacement, it is my recommendation to enter negotiations with the apparent low bidder, Clark Roofing. Having worked with them on two of the other city roofing projects they have proven they have the ability and know how to complete the job.

Thank you,

Kelly Garcia, AIA

Neal Architectural Group

FY	201	8

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.

+ PROJECT# **DECREASE ACCOUNT NUMBER** ACCOUNT DESCRIPTION **INCREASE** 240-0000-461-05-54 Insurance Claims / Insurance Claims 5,525 240-7000-551-25-16 Other Services / Judgments & Damages 5,525 \$ 11,050 EXPLANATION OF ADJUSTMENT REQUEST- Include justification for increases AND reason why funds in decreased account are available. To allocate additional insurance proceeds from TML in the amount of \$5,525 for large hail and damaging winds from May 5, 2013 weather event that went through the City. A construction contract in the amount of \$47,504.78 with Clark Roofing and Construction, Inc. is being submitted with a budget amount of \$44,334. Previous insurance allocations include \$19,197 on 12/03/15 and \$25,137 on 11/17/17. No DOES THIS REQUEST REQUIRE COUNCIL APPROVAL? DATE OF COUNCIL MEETING 8/2/2018 WITH AGENDA ITEM? Approved Disapproved Department Head/Division Director Date Approved Finance Date Disapproved Approved Disapproved City Manager Date

RESOLUTION NO. 2018-9214-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CONSTRUCTION CONTRACT WITH CLARK ROOFING AND CONSTRUCTION, INC. OF WACO, TEXAS IN THE AMOUNT OF \$47,504.78, FOR THE RE-ROOFING OF THE SANTA FE DEPOT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the flat roofs of the Santa Fe Depot located at 315 West Avenue B were damaged as a result of a hail storm in May 2013;

Whereas, on July 12, 2018, six bids were received for the specified roofing work ranging from \$47,504.78 to \$180,863 and the Invitation to Bid specified that the contract would be awarded to the contractor with the lowest responsive bid;

Whereas, Neal Architecture, the City's design consultant, and Staff recommend awarding the construction project to the low bidder, Clark Roofing and Construction, Inc. of Waco, Texas in the amount of \$47,504.78 - Clark has previously performed work for the City and Staff deems them to be a responsible vendor;

Whereas, Council authorized budget adjustments in December 2015 and November 2017 to appropriate insurance proceeds received from the Texas Municipal League – Intergovernmental Risk Pool related to the May 5, 2013 hail damage to the Santa Fe Depot roof;

Whereas, funds are available for the re-roofing of the Santa Fe Depot, however a budget adjustment is being presented to Council to appropriate additional insurance proceeds received for the re-roofing – these funds will be available in Account No. 240-7000-551-2516; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council authorizes a construction contract with Clark Roofing and Construction, Inc. of Waco, Texas in the amount of \$47,504.78 for the re-roofing of the Santa Fe Depot.
- <u>Part 3</u>: The City Council authorizes an amendment to the fiscal year 2018 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 2nd day of **August**, 2018.

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



08/02/18 Item #7(E) Consent Agenda Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Nicole Torralva, P.E., Public Works Director Kenny Henderson, Transportation Director

TEM DESCRIPTION: Consider adopting a resolution authorizing a change order to a construction contract for the street overlay program for FY 2018 with Oldcastle Materials Texas, Inc. (formerly known as APAC-Texas, Inc.) of Cedar Park in the estimated amount of \$82,826.22.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> On December 7, 2017, Council authorized a one-year renewal to a construction contract for the street overlay program with Oldcastle Materials Texas, Inc. ("Oldcastle") in the amount of \$2,817,797 to complete overlay activities associated with preliminarily identified streets. Total funding appropriated in the FY 2018 TCIP Budget for street overlay was \$3,110,000.

Through the course of the work, roadway boundaries, extent and depth of milling activities, and quantity of overlay necessary to complete the project were adjusted in some areas. This change order in the amount of \$82,826.22 represents items to revise final quantities used for the project and updates the final contract amount to \$2,900,623.22. A map and a listing of the streets improved is attached.

Work performed under this contract was completed in accordance with pricing defined in the original contract, as follows:

Installation of hot mix asphalt
Milling
4" yellow striping
4" white striping
8" white striping
24" white striping
Left w/ Straight Arrow
Right Arrow
Left Arrow
Straight Arrow
Traffic Buttons
Mobilization

\$100.60 per ton \$3.10 per square yard \$1.05 per linear foot \$2.50 per linear foot \$3.30 per linear foot \$11.50 per linear foot \$200.00 each \$160.00 each \$160.00 each \$160.00 each \$3.85 per linear foot

\$3.85 per linear foot \$52,533.95 lump sum **FISCAL IMPACT:** Funding for Change Order #1 to the construction contract with Oldcastle Materials Texas, Inc. for the overlay project in the amount of \$82,826.22 is available in account 365-3400-531-6527, project 101712, as follows:

Project Budget Encumbered/Committed to Date	\$ 3,110,000 (2,818,690)
Oldcastle Materials Texas, Inc. Change Order #1	(82,826)
Remaining Project Funds Available	\$ 208,484

ATTACHMENTS:

FY 2018 Overlay Map FY 2018 Overlay List Resolution

FY 2018 St	reet Overlay Program
Address	To/From
Calle Nogal	Paseo Del Oro to Calle Secoya
Calle Secoya	Paseo Del Oro to Del Plata
Dove	Magnolia to White Oak
E Ave D	S 13th to S 3rd
E Ave E	S 19th to S 3rd
E Ave F	S 25th to S 1st
French Ave	N 3rd to RxR
Garfield Ave	N 3rd to RxR
Hemlock Ct	Hemlock Blvd to Dead End
High Point	Waters Dairy to Stone Point
Houston Ave	N 3rd to RxR
Irvin Ave	N 3rd to RxR
Magnolia	Hickory to Dove
Marlandwood Cir	Marlandwood to Marlandwood
Marlandwood Rd	S 31st st to Lilac Ln
Paseo Del Cobre	Calle Nogal to Calle Roble
S 11th st	Ave H to Ave D
S 13th st	Ave H to Ave D
S 15th st	Ave H to Dead end
S 17th st	Ave H to Ave E
S 17th st	W Ave H to W Ave M
S 18th st	E Ave H to Dead End
S 19th st	Ave H to Ave E
S 20th st	E Ave H to Dead End
S 21st	W Ave H to W Ave M
S 22nd st	E Ave H to Dead End
S 23rd	W Ave H to W Ave M
S 29th st	W Ave H to W Ave M
S 47th st	Scott Blvd to Sklyline Dr
S 51st st	W Ave Z to Scott Blvd
S 55th St	W Ave Z to 55th st Terrace
S 55th st	W Ave Z to Scott Blvd
S 5th st	Ave H to Dead end
S 7th st	Ave H to Dead end
S 9th st	Ave H to Ave D
S Terrace	E Ave H to Dead End
Spanish Oak	Magnolia to White Oak
Thornton Ln	Lp Service Rd to Hickory Rd
W Ave Z	Jaycee Park to S 57th st
Walnut	Magnolia to Hemlock
White Oak	Hickory to Dove
	1

RESOLUTION NO. 2018-9215-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CHANGE ORDER TO A CONSTRUCTION CONTRACT WITH OLDCASTLE MATERIALS TEXAS, INC. (FORMERLY APAC-TEXAS, INC.) OF CEDAR PARK, TEXAS IN THE ESTIMATED AMOUNT OF \$82,826.22, FOR THE STREET OVERLAY PROGRAM FOR FISCAL YEAR 2018; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on December 7, 2017, Council authorized a one-year renewal to a construction contract for the street overlay program with Oldcastle Materials Texas, Inc. ("Oldcastle") in the amount of \$2,817,797 – total funding which was appropriated in the fiscal year 2018 TCIP Budget for street overlay was \$3,110,000;

Whereas, through the course of the work, roadway boundaries, extent and depth of milling activities, and the quantity of overlay necessary to complete the project were adjusted in certain areas:

Whereas, the overlay work was completed in accordance with the pricing defined in the original contract and this change order represents items to revise final quantities used for the project and updates the final contract amount to \$2,900,623.22;

Whereas, funding is available for this change order in Account No. 365-3400-531-6527, Project No. 101712; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- Part 2: The City Council authorizes the City Manager, or her designee, after approval as to form by the City Attorney, to execute a change order to a construction contract with Oldcastle Materials Texas, Inc. (formerly known as APAC-Texas, Inc) of Cedar Park, Texas in the estimated amount of \$82,826.22, for the street overlay program for fiscal year 2018.
- <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.

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



8/02/18 Item #7(F) Consent Agenda Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Belinda Mattke, Director of Purchasing & Facility Services

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing a Construction Manager-at-Risk contract with RM Rodriguez Construction, LP, of Temple for five construction projects.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> On June 7, 2018, Council authorized the use of the Construction Manager-at-Risk (CMAR) delivery method for renovations at the Conventional Water Treatment Plant Administrative Office and the City Manager Office Suite. On June 28, 2018, Council authorized the use of the CMAR delivery method for the construction of a vestibule at the Summit Recreation Center, improvements to Clarence Martin Recreation Center, and construction of a restroom facility in South Temple Park.

On July 12, 2018, one proposal was received from RM Rodriguez Construction, LP, (RMR) to provide CMAR services for all five projects. 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 projects, and the contractor's costing methodology and proposed fees for completing the project on budget.

A 5-member staff evaluation committee reviewed and evaluated RMR's proposal. The committee concluded that RMR is well-qualified to provide the CMAR services based on positive experience the City had in recently working with them as a CMAR on the Wilson Recreation Center and Sammons Community Center projects. Staff also concluded that the lack of additional proposals was the result of the high volume of available work in the Central Texas area.

RMR's proposed fees for the CMAR projects are as follows:

	Pre-Construction Fee	General Condition Fee
Water Treatment Plant	\$700	\$4,310/mo
City Manager Office Suite	\$700	\$4,310/mo
Summit Recreation Center Vestibule	\$900	\$6,140/mo
Clarence Martin Recreation Center	\$700	\$4,310/mo
South Temple Park Restroom Facility	\$1,200	\$8,190/mo

The pre-construction phase fees totaling \$4,200 is the only financial commitment related to the CMAR contract at this time. Once RMR 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 for each project, which will include the General Condition Fees (i.e. on-site management fee) stated above along with a 16% profit and overhead fee.

FISCAL IMPACT: Funding for the pre-construction phase fees under the proposed CMAR contract with RM Rodriguez Construction, LP are available as follows:

Description	Project#	Account #	Project Budget	 cumbered / ommitted to Date	RN	IR Pre-Con Fee	emaining oject Funds
Water Treatment Plant	101452	520-5100-535-6310	\$ 128,402	\$ (5,794)	\$	(700)	\$ 121,908
City Manager Office Suite	101654	110-5911-513-6310	82,457	(38,042)		(700)	43,715
Summit Recreation Center	101548	110-5932-551-6310	53,400	(8,850)		(900)	43,650
Clarence Martin Rec Center	101692	110-5932-551-6310	53,400	(6,600)		(700)	46,100
South Temple Park Restroom	101819	110-3500-552-6332	66,600	(10,800)		(1,200)	54,600
		Totals	\$ 384,259	\$ (70,086)	\$	(4,200)	\$ 309,973

Additional funding is available for the South Temple Park Restroom project in the amount of \$79,325 that will be appropriated to the project. This will bring the available project funds for the South Temple Park Restroom project to \$133,925.

ATTACHMENTS:

RESOLUTION NO. 2018-9216-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CONSTRUCTION MANAGER-AT-RISK CONTRACT WITH RM RODRIGUEZ CONSTRUCTION, LP OF TEMPLE, TEXAS FOR FIVE CONSTRUCTION PROJECTS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on June 7, 2018, Council authorized the use of the Construction Manager-at-Risk ("CMAR") delivery method for renovations at the Conventional Water Treatment Plant administrative office and the City Manager office suite;

Whereas, on June 28, 2018, Council authorized the use of the CMAR delivery method for the construction of a vestibule at the Summit Recreation Center, improvements to Clarence Martin Recreation Center, and construction of a restroom facility in South Temple Park;

Whereas, on July 12, 2018, one proposal was received from RM Rodriguez Construction, LP, ("RMR") to provide CMAR services for all five projects - the scoring criteria as defined within the request for proposals 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 projects, and the contractor's costing methodology and proposed fees for completing the project on budget;

Whereas, a staff evaluation committee reviewed and evaluated RMR's proposal and the committee concluded that RMR is well-qualified to provide the CMAR services based on positive experience the City has had in recent workings with them as a CMAR on the Wilson Recreation Center and Sammons Community Center projects;

Whereas, RMR's CMAR projects are as follows:

- Water Treatment Plant;
- City Manager Office Suite;
- Summit Recreation Center Vestibule;
- Clarence Martin Recreation Center; and
- South Temple Park Restroom Facility;

Whereas, RMR's pre-construction phase fees which total \$4,200 are the only financial commitment related to the CMAR contract at this time;

Whereas, funding for the pre-construction phase fees under the proposed Construction Manager-at-Risk contract are available in the following accounts:

- Summit Recreation Center:
 - o Account No. 110-5932-551-6310, Project No. 101548;
- Clarence Martin Rec Center:
 - o Account No. 110-5932-551-6310, Project No. 101692;

- Water Treatment Plant:
 - o Account No. 520-5100-535-6310, Project No. 101452;
- South Temple Park:
 - o Account No. 110-3500-552-6332, Project No. 101819;
- City Manager Office Suite:
 - o Account No. 110-5911-513-6310, Project No. 101654; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

<u>Part 2</u>: The City Council authorizes the City Manager, or her designee, to execute a Construction Manager-at-Risk construction contract with RM Rodriguez Construction, LP of Temple, Texas, for the following five projects:

- Water Treatment Plant:
- City Manager Office Suite;
- Summit Recreation Center Vestibule;
- Clarence Martin Recreation Center; and
- South Temple Park Restroom Facility.

<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.

	THE CITY OF TEMPLE, TEXAS
	TIMOTHY A. DAVIS, Mayor
ATTEST:	APPROVED AS TO FORM:
5 	
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney



08/02/18 Item #7(G) Consent Agenda Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Barry Bratton, Interim Airport Director Charla Thomas, Assistant City Attorney

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing a lease agreement with Travis Schaefer for lease of two T-hangars at the Draughon-Miller Central Texas Regional Airport.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> Travis Schaefer has requested to lease two T-hangars at the Airport for aircraft storage and aeronautical purposes. The rent for each T-hangar will be \$250 per month, due on the 1st day of the month. A late fee will be assessed for payments received after the 10th day of the month.

Mr. Shaefer will be leasing the following:

- T-Hangar 77, which will be used to store a Beechcraft C24R, registration number N62BV; Mr. Shaefer has been in this space for some time; and
- T- Hangar 79, which will be used to store a Cessna 172N, Registration number N737UF; Mr. Schaefer began utilizing this space July 9, 2018.

The initial term of the lease of each T-hangar will be for 12 months and may be renewed for additional 12-month terms at the agreement of the parties, and as evidenced by the execution of a written amendment or addendum, or a new lease agreement reflecting any new rental rates or changes to terms and conditions. Staff recommends that both T-hangar leases have an effective date of July 9, 2018.

Mr. Shaefer agrees to use the T-hangars solely for aircraft hangar purposes and aeronautical operations and understands that the hangar space is for storage of an operable airworthy aircraft. Mr. Schaefer further understands that commercial activity is prohibited in the T-hangar.

Pursuant to the lease agreement, Mr. Shaefer will: timely pay rent, store only aircraft and items related to aeronautical operations on the leased premises, grant the City the right to enter the T-hangar at any time for inspection, repairs, additions, alterations, or repairs, furnish a duplicate key or combination to the Airport Director for any lock used to secure the T-hangar, keep the premises in a good and orderly conditions, comply with all terms of the lease agreement and all ordinances, rules, regulations of the City and the Airport, and maintain the required liability insurance as evidenced by a current certificate

of insurance that names the City as an additional insured. This is an as-is lease, the City will not be making any adjustments or upgrades to the space.

08/02/18 Item #7(G) Consent Agenda Page 2 of 2

FISCAL IMPACT: Annual lease revenue of \$6,000 for rental of T- Hanger 77 and T-Hanger 79 will be deposited into account 110-0000-446-3021.

ATTACHMENTS:

RESOLUTION NO. 2018-9217-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A LEASE AGREEMENT WITH TRAVIS SCHAEFER FOR THE LEASE OF TWO T-HANGARS AT THE DRAUGHON-MILLER CENTRAL TEXAS REGIONAL AIRPORT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, Travis Schaefer has requested to lease two T-hangars at the Draughon-Miller Central Texas Regional Airport for aircraft storage and aeronautical purposes;

Whereas, the rent for each T-hangar will be \$250 per month, and will be due on the 1st day of each month - a late fee will be assessed for payments received after the 10th day of the month;

Whereas, Mr. Shaefer will be leasing the following:

- T-Hangar 77 storage of a Beechcraft C24R, registration number N62BV; Mr. Shaefer has been in this space for some time; and
- T- Hangar 79 storage of a Cessna 172N, Registration number N737UF; Mr. Schaefer began utilizing this space July 9, 2018;

Whereas, the initial term of the lease of each T-hangar will be for 12 months and may be renewed for an additional 12 month term at the agreement of all parties, and as evidenced by the execution of a written amendment or addendum, or a new lease agreement reflecting any new rental rates or changes to terms and conditions;

Whereas, both T-hangar leases will have an effective date of July 9, 2018;

Whereas, Mr. Shaefer agrees to use the T-hangars solely for aircraft hangar purposes and aeronautical operations, understands that the hangar space is for storage of an operable airworthy aircraft, and that commercial activity is prohibited in the T-hangar;

Whereas, pursuant to the lease agreement, Mr. Shaefer will:

- timely pay rent;
- store only aircraft and items related to aeronautical operations on the leased premises;
- grant the City the right to enter the T-hangar at any time for inspection, repairs, additions, alterations, or repairs;
- furnish a duplicate key or combination to the Airport Director for any lock used to secure the T-hangar;
- keep the premises in a good and orderly condition;
- comply with all terms of the lease agreement and all ordinances, rules, regulations of the City and the Airport; and
- maintain the required liability insurance as evidenced by a current certificate of insurance that names the City as an additional insured;

Whereas, this is an as-is lease, and the City will not be making any adjustments or upgrades to the space;

Whereas, annual lease revenue of \$6,000 for T-Hangar 77 & 70 will be deposited into Account No. 110-0000-446-3021; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

<u>Part 2</u>: The City Council authorizes the City Manager, after approval as to form by the City Attorney, to execute a lease agreement with Travis Schaefer for the lease of two T-hangars at the Draughon-Miller Central Texas Regional Airport.

<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.

	THE CITY OF TEMPLE, TEXAS
	TIMOTHY A. DAVIS, Mayor
ATTEST:	APPROVED AS TO FORM:
I agy Damagaga	Varila Landanas
Lacy Borgeson	Kayla Landeros
City Secretary	City Attorney



08/02/18 Item #7(H) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Nicole Torralva, Public Works Director Kenny Henderson, Transportation Director

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing the purchase of 636 plastic 96-gallon garbage and recycling containers from Toter, Inc., of Statesville, NC, in the amount of \$31,166.72.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> Each year the Solid Waste Division purchases new 96-gallon residential refuse containers both for new service and for regular container replacement, for both garbage and recycling services. This recommended purchase is for 100 recycling containers with a hot stamp recycling symbol at a cost of \$47.77 per container and 536 garbage containers at a cost of \$47.52 per container, plus \$919 for freight to Temple. The pricing is comparable to pricing obtained in recent years, and staff believes this to be a good value.

Toter, Inc. has been awarded National IPA Contract No. 120576-01 as awarded by the City of Tucson on January 31, 2013. Contracts awarded through National IPA have been competitively procured and meet the statutory procurements requirements for Texas municipalities. Per the terms of the National IPA contract, pricing is evaluated every three months for price adjustments based on current commodity prices.

The City has done business with Toter, Inc. and finds them to be a responsible vendor.

FISCAL IMPACT: Funding has been appropriated in the FY 2018 Operating Budget in the account as shown below:

Description	Account #	Budget	Proposed Expenditure
96 Gallon garbage and recycling containers	110-2330-540-2211	\$31,167	\$31,166.72

<u>ATTACHMENTS:</u>

RESOLUTION NO. 2018-9218-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE PURCHASE OF 636 PLASTIC 96-GALLON GARBAGE AND RECYCLING CONTAINERS IN THE AMOUNT OF \$31,166.72, FROM TOTER, INC. OF STATESVILLE, NORTH CAROLINA; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, each year, the Solid Waste Division purchases new 96-gallon residential refuse containers both for new service and regular container replacement, for both garbage and recycling services;

Whereas, the recommended purchase is for 100 recycling containers with a hot stamp recycling symbol at a cost of \$47.77 per container, and the purchase of 536 garbage containers at a cost of \$47.52 per container, plus \$919 for freight - Staff believes this to be a good cost per container and recommends Council authorize this purchase;

Whereas, Toter, Inc. has been awarded National IPA Contract No. 120576-01 by the City of Tucson on January 31, 2013 - contracts awarded through National IPA have been competitively procured and meet the statutory procurement requirements for Texas municipalities;

Whereas, per the terms of the National IPA contract, pricing is evaluated every three months for price adjustments based on current commodity prices;

Whereas, the City has done business with Toter, Inc. in the past and finds it to be a responsible vendor;

Whereas, funding for this purchase is available in Account No. 110-2330-540-2211; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council authorizes the purchase of 636 plastic 96-gallon garbage and recycling containers in the amount of \$31,166.72, from Toter, Inc., of Statesville, North Carolina, utilizing the National IPA Cooperative Contract.
- <u>Part 3:</u> The City Council authorizes the City Manager, or her designee, after approval as to form by the City Attorney, to execute any documents that may be necessary for this purchase.

<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.

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



08/02/18 Item #7(I) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Kevin Beavers, CPRP, Director of Parks and Recreation

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing the purchase of resale food items for Lions Junction Family Aquatic Center for FY 2018 in the estimated amount of \$40,000 from Performance Food Group of Temple.

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

<u>ITEM SUMMARY:</u> With the expansion of Lions Junction Family Aquatic Center in 2016, food sales have increased. Authorization of the purchase of an estimated of \$40,000 in resale food items from Performance Food Group (PFG) will fulfill the food sale demand for the summer of 2018.

Per the Local Government Code 252.022(a) (14), goods purchased for subsequent retail sale are exempt from competitive bidding. Accordingly, no competitive bidding is required related to these food item purchases. However, staff carefully shops products with various vendors to achieve the best value.

FISCAL IMPACT: Funding for the purchase of the resale food items for Lions Junction Family Aquatic Center is available in account 110-3221-551-2721.

ATTACHMENTS:

RESOLUTION NO. 2018-9219-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE PURCHASE OF RESALE FOOD ITEMS FOR LIONS JUNCTION FAMILY AQUATIC CENTER IN THE ESTIMATED AMOUNT OF \$40,000, FROM PERFORMANCE FOOD GROUP OF TEMPLE, TEXAS FOR FISCAL YEAR 2018; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, with the expansion of Lions Junction Family Aquatic Center in 2016, food sales have increased and purchasing approximately \$40,000 in resale food items from Performance Food Group (PFG) will fulfill the food sale demand for the summer of 2018;

Whereas, per the Local Government Code 252.022(a)(14), goods purchased for subsequent retail sale are exempt from competitive bidding and therefore no competitive bidding is required related to these food item purchases, however, Staff carefully shops products with various vendors to achieve the best value for the City;

Whereas, funds are available for this purchase in Account No. 110-3221-551-2721; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council authorizes the purchase of resale food items for Lions Junction Family Aquatic Center in the estimated amount of \$40,000, from Performance Food Group of Temple, Texas for fiscal year 2018.
- <u>Part 3</u>: The City Council authorizes the City Manager, or her designee, after approval as to form by the City Attorney, to execute any documents that may be necessary for this purchase.
- <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.

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



08/02/18 Item #7(J) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Kayla Landeros, City Attorney Christina Demirs, Deputy City Attorney

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing the purchase of a permanent easement necessary for the construction of the Bird Creek Interceptor Phase 4 project in an estimated amount of \$4,100.

STAFF RECOMMENDATION: Adopt resolution presented in item description.

<u>ITEM SUMMARY:</u> The City is currently in the design phase for Phase 4 of the proposed Bird Creek Interceptor project. The design requires the acquisition of temporary construction easements and permanent easements for wastewater utilities from fourteen properties. Appraisals have been performed and offers have been made to all property owners. Easements from ten of the properties have been acquired. Staff, through Lone Star Right of Way Services, Inc., continues to negotiate with the remaining property owners.

Staff, through Lone Star, has reached an agreement with one property owner for a permanent easement. Staff is seeking authorization to purchase one easement needed for the construction of Bird Creek Interceptor Phase 4 and authorizing closing costs associated with the purchase in an estimated amount of \$4,100.

The address of this property is 4219 Midway Drive, Temple, Texas; Bell CAD ID 71935.

FISCAL IMPACT: Funding for the purchase of a permanent easement necessary for the construction of the Bird Creek Interceptor Phase 4 project in an estimated amount of \$4,100 is available in account 520-5900-535-6110, project 101213.

ATTACHMENTS:

RESOLUTION NO. 2018-9220-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE PURCHASE OF A PERMANENT EASEMENT NECESSARY FOR THE CONSTRUCTION OF PHASE 4 OF THE BIRD CREEK INTERCEPTOR PROJECT; AUTHORIZING CLOSING COSTS ASSOCIATED WITH THE PURCHASE IN AN ESTIMATED AMOUNT OF \$4,100; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City is currently in the design phase for Phase 4 of the proposed Bird Creek Interceptor project which requires the acquisition of temporary construction easements and permanent easements for wastewater utilities from fourteen properties;

Whereas, appraisals have been performed, offers have been made to all property owners, and easements from ten of the properties have been acquired;

Whereas, Staff, through Lone Star Right of Way Services, Inc., continues to negotiate with the remaining property owners and has reached an agreement with one property owner for a permanent easement;

Whereas, Staff recommends Council authorize the purchase of one permanent easement, and authorize closing costs associated with the purchase, in an estimated amount of \$4,100;

Whereas, the address of this property is 4219 Midway Drive, Temple, Texas; Bell CAD ID 71935;

Whereas, funding is available for this permanent construction easement in Account No. 520-5900-535-6110, Project No. 101213; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council authorizes the purchase of a permanent construction easement from property located at 4219 Midway Drive, Temple (BellCAD ID No. 71935) which is necessary for the construction of Phase 4 of the Bird Creek Interceptor Project, and authorizes closing costs associated with the purchase, in an estimated amount of \$4,100.
- <u>Part 3</u>: The City Council authorizes the City Manager, or her designee, after approval as to form by the City Attorney, to execute any documents that may be necessary for this purchase.

<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.

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



08/02/18 Item #7(K) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Kayla Landeros, City Attorney Christina Demirs, Deputy City Attorney

ITEM DESCRIPTION: Consider adopting a resolution authorizing the purchase of a property situated at 2118 South 15th Street and authorizing closing costs associated with the purchase in an estimated amount of \$8,500.

Executive Session – Pursuant to Chapter 551, Government Code § 551.072 – Real Property – The City Council may enter into executive session to discuss the purchase, exchange, lease or value of real property relating to City projects, the public discussion of which would have a detrimental effect on negotiations with a third party.

STAFF RECOMMENDATION: Adopt resolution presented in item description.

<u>ITEM SUMMARY:</u> In 2015, the City began the redevelopment of Avenue U from 1st Street to Scott and White Boulevard. The project was completed in spring of 2018. The project is part of the TMED District that focuses on multi-modal, pedestrian oriented development in the form of compact neighborhoods and mixed use centers. The City acquired several properties on South 15th Street to complete the project.

The property is currently a vacant lot and was not needed for the Avenue U project. However, it is situated between two City owned properties. The City made an offer to purchase the property to the current owner in July 2018. The owner has accepted the City's offer. By combining the three properties, this will allow the City to further the goals for the TMED District. Due to the location, coupled with the City's commitment to developing the TMED District, Staff recommends purchasing the property.

At this time, Staff is asking for authorization to the purchase property situated at 2118 South 15th Street and authorizing closing costs associated with the purchase in an estimated amount of \$8,500. The Bell CAD ID number for the property is 131293.

FISCAL IMPACT: Funding for the purchase of the property situated at 2118 South 15th Street and authorizing closing costs associated with the purchase in an estimated amount of \$8,500 is available in account 795-9500-531-6874, project 101012.

ATTACHMENTS:

RESOLUTION NO. 2018-9221-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE PURCHASE OF PROPERTY LOCATED AT 2118 SOUTH 15TH STREET; AUTHORIZING CLOSING COSTS ASSOCIATED WITH THE PURCHASE IN AN ESTIMATED AMOUNT OF \$8,500; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, in 2015, the City began the redevelopment of Avenue U from 1st Street to Scott and White Boulevard, with the project being complete in the Spring of 2018;

Whereas, this project is part of the TMED District that focuses on multi-modal, pedestrian oriented development in the form of compact neighborhoods and mixed use centers and the City has acquired several properties on South 15th Street to complete this project;

Whereas, the property is currently a vacant lot which was not needed for the Avenue U project, however, it is situated between two City owned properties - the City made an offer to purchase the property in July 2018, and the owner has accepted the City's offer;

Whereas, by combining the three properties, this will allow the City to further the goals for the TMED District, and due to the location, coupled with the City's commitment to developing the TMED District, Staff recommends purchasing the property;

Whereas, Staff recommends Council authorize the purchase of property located at 2118 South 15th Street, and authorize closing costs associated with the purchase in an estimated amount of \$8,500;

Whereas, the Bell CAD ID number for the property is 131293;

Whereas, funding is available for the purchase of this property in Account No. 795-9500-531-6874, Project No. 101012; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

<u>Part 2</u>: The City Council authorizes the purchase of property located at 2118 South 15th Street (BellCAD ID No. 131293), and authorizes closing costs associated with the purchase, in an estimated amount of \$8,500.

<u>Part 3</u>: The City Council authorizes the City Manager, or her designee, after approval as to form by the City Attorney, to execute any documents that may be necessary for this purchase.

<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.

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



08/02/18 Item #7(L) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Kayla Landeros, City Attorney Christina Demirs, Deputy City Attorney

ITEM DESCRIPTION: Consider adopting a resolution authorizing the purchase of property at the August 2018 Bell County Tax Appraisal District tax foreclosure sale in an estimated amount of \$90,000, as well as, declare an official intent to reimburse the expenditures with the issuance of the 2018 Tax Increment Financing Reinvestment Zone (TIRZ) Bonds.

Executive Session – Pursuant to Chapter 551, Government Code § 551.072 – Real Property – The City Council may enter into executive session to discuss the purchase, exchange, lease or value of real property relating to City projects, the public discussion of which would have a detrimental effect on negotiations with a third party.

STAFF RECOMMENDATION: Adopt resolution presented in item description.

<u>ITEM SUMMARY:</u> The City is committed to the redevelopment and revitalization of downtown and east Temple. Recently, the City has completed or is in the process of completing several projects to replace infrastructure and enhance quality of life in these areas. The City also has future projects planned. One of the projects is a rehabilitation of East Avenue C, from Martin Luther King, Jr. Drive to 24th Street, similar to the rehabilitation of Avenue U in the TMED District.

Recently, the Bell County Tax Appraisal District posted its August 2018 tax foreclosure sale listings. The property that will be impacted by this future project is listed. Staff believes it is in the best interest of the City and citizens to purchase this property now.

At this time, Staff is asking for authorization to purchase property at the August 2018 Bell County Tax Appraisal District tax foreclosure sale in an estimated amount of \$90,000.

FISCAL IMPACT: The purchase of the property in an estimated amount of \$90,000 will be funded with the issuance of the 2018 Tax Increment Financing Reinvestment Zone (TIRZ) Bonds. The bonds will be sold in September 2018. We are declaring an official intent to reimburse for this purchase.

The purchase of property at the August 2018 Bell County Tax Appraisal District tax foreclosure sale is available in the Reinvestment Zone No. 1 Financing and Project Plan, Line 414, account 795-9600-531-6892, project 101841.

ATTACHMENTS:

RESOLUTION NO. <u>2018-9222-R</u>

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE PURCHASE OF PROPERTY AT THE AUGUST 2018 BELL COUNTY TAX APPRAISAL DISTRICT TAX FORECLOSURE SALE IN AN ESTIMATED AMOUNT OF \$90,000; DECLARING AN OFFICIAL INTENT TO REIMBURSE CERTAIN EXPENDITURES WITH THE ISSUANCE OF 2018 TAX INCREMENT FINANCING REINVESTMENT ZONE BONDS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City is committed to the redevelopment and revitalization of downtown and east Temple and the City has completed or is in the process of completing several projects to replace infrastructure and enhance quality of life in these areas;

Whereas, one of the future projects the City has planned is a rehabilitation of East Avenue C, from Martin Luther King, Jr. Drive to 24th Street, similar to the rehabilitation of Avenue U in the TMED District.

Whereas, the Bell County Tax Appraisal District posted its August 2018 tax foreclosure sale listings and property that will be impacted by the future rehabilitation of East Avenue C, from Martin Luther King, Jr. Drive to 24th Street is listed - Staff believes it is in the best interest of the City and citizens to purchase this property now;

Whereas, Staff recommends Council authorize the purchase of property at the August 2018 Bell County Tax Appraisal District tax foreclosure sale in an estimated amount of \$90,000;

Whereas, the City of Temple anticipates the issuance of one or more series of obligations, the interest on which will be excludable from gross income under Section 103 of the Internal Revenue Code of 1986, as amended, in order to finance all or a portion of this project;

Whereas, certain expenditures relating to the project will be paid prior to the issuance of the Obligations and the City hereby certifies that such expenditures have not been made prior to the date of passage of this Resolution - upon issuance of the Obligations, the City desires to reimburse these prior expenditures with proceeds of the Obligations;

Whereas, Section 1.150.2 of the Treasury Regulations provides that an expenditure on the Project may not be reimbursed from Obligation proceeds unless, along with other requirements, the City declares official intent to reimburse the expenditure prior to the date that the expenditure to be reimbursed was paid;

Whereas, this property purchase will be funded with the issuance of the 2018 Tax Increment Financing Reinvestment Zone Bonds that will be sold in September 2018 which will make funding available in the Reinvestment Zone No. 1 Financing and Project Plan, Line 414, Account No. 795-9600-531-6892, Project No. 101841; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council authorizes the purchase of of property at the August 2018 Bell County Tax Appraisal District tax foreclosure sale in an estimated amount of \$90,000, as well as, declares an official intent to reimburse the expenditures with the issuance of the 2018 Tax Increment Financing Reinvestment Zone (TIRZ) Bonds.
- <u>Part 3</u>: The City Council authorizes the City Manager, or her designee, after approval as to form by the City Attorney, to execute any documents that may be necessary for this purchase.
- **Part 4:** The findings, determinations and certifications contained in the preamble hereof are incorporated herein for all purposes.
- <u>Part 5</u>: This Resolution is a declaration of official intent by the City under Section 1.150.2 of the Treasury Regulations that it reasonably expects to reimburse the expenditures described in Part 2 with proceeds of debt to be incurred by the City, such debt to be issued on or before eighteen (18) months after (i) the date the first expenditure is paid; or (ii) the date on which the property is placed in service, but in no event three years after the first expenditure is paid.
- **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.

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



08/02/18 Item #7(M) Consent Agenda Page 1 of 1

DEPT. / DIVISION SUBMISSION & REVIEW:

Mark Baker, Senior Planner

ITEM DESCRIPTION: FY-18-3-ST: Consider adopting a resolution authorizing a street name change on two portions of South Pea Ridge Road, at locations approximately 1,500 feet north of its intersection with Poison Oak Road and 1,300 feet south of its intersection with Hogan Road, from South Pea Ridge Road to Guffey Lane and Lively Lane.

STAFF RECOMMENDATION: Staff recommends approval for the renaming of two remnant pieces of South Pea Ridge Road to Lively Lane & Guffey Lane.

<u>ITEM SUMMARY:</u> Although name changes to remnant sections of South Pea Ridge Road are reflected on the final plat for the Reserve at Pea Ridge, Phase I, a plat approved by City Council on June 7, 2018, a resolution approved by City Council is required to finalize the specific name change to Lively Lane and Guffey Lane.

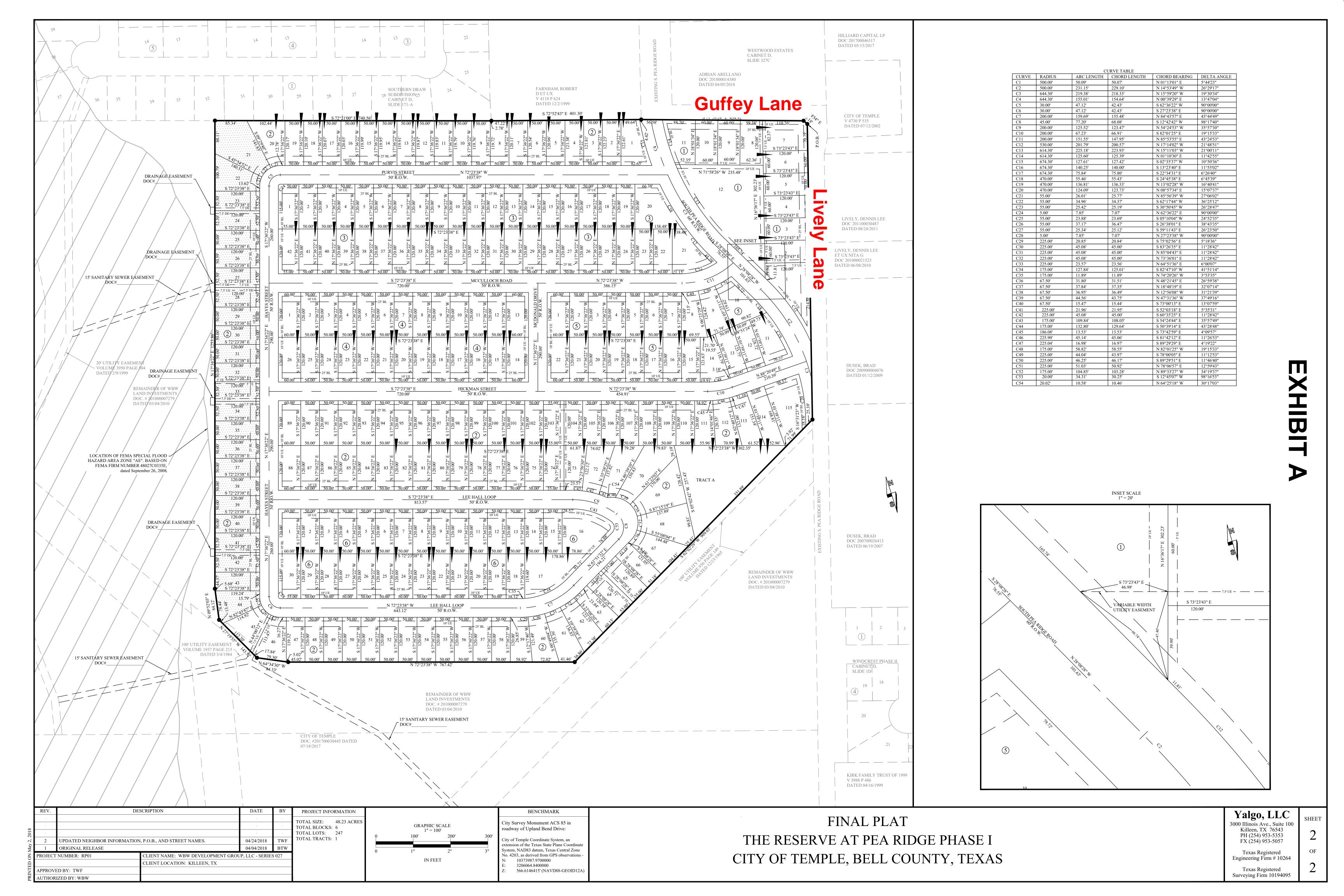
The final plat of the Reserve at Pea Ridge, Phase I was approved by City Council by Resolution 2018-9159-R on June 7, 2018. In an effort to improve public safety and traffic circulation, South Pea Ridge Road has been realigned. As a result of the realignment, two remnant sections will remain and are proposed to be renamed. The North and South remnant is proposed to be renamed to Lively Lane and the East & West remnant is proposed to be renamed to Guffey Lane.

Staff has formally notified the two owner-occupied residences along the Lively Lane segment. Currently, there are no residences fronting along Guffey Lane. Formal noticing was sent by mail in the beginning of May prior to the Planning & Zoning Commission's review of the final plat of the Reserve at Pea Ridge, Phase I. In addition, the request for street name change was circulated City-wide which included Public Works, the Streets Department as well as utility providers outside of the City. To date, no issues have been identified.

FISCAL IMPACT: Not Applicable

ATTACHMENTS:

Final Plat for the Reserve at Pea Ridge, Phase I (with new street names referenced) Exhibit A Resolution



RESOLUTION NO. 2018-9223-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A STREET NAME CHANGE ON TWO PORTIONS OF SOUTH PEA RIDGE ROAD, AT LOCATIONS APPROXIMATELY 1,500 FEET NORTH OF ITS INTERSECTION WITH POISON OAK ROAD AND 1,300 FEET SOUTH OF ITS INTERSECTION WITH HOGAN ROAD, FROM SOUTH PEA RIDGE ROAD TO GUFFEY LANE AND LIVELY LANE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, although name changes to remnant sections of South Pea Ridge Road are reflected on the final plat for the Reserve at Pea Ridge, Phase I, through a plat approved by Council on June 7, 2018, a Resolution is required to finalize the specific name change to Lively Lane and Guffey Lane;

Whereas, the final plat of the Reserve at Pea Ridge, Phase I was approved by City Council by Resolution 2018-9159-R on June 7, 2018 and in an effort to improve public safety and traffic circulation, South Pea Ridge Road has been realigned;

Whereas, as a result of the realignment, two remnant sections remain and are proposed to be renamed as follows:

- the North and South remnant section to be renamed to Lively Lane; and
- the East & West remnant section to be renamed to Guffey Lane;

Whereas, Staff has formally notified the two owner-occupied residences along the Lively Lane segment and no notification is required fronting along Guffey Lane as there are no residences in that location;

Whereas, formal notice was sent by regular mail the beginning of May prior to the Planning & Zoning Commission's review of the final plat of the Reserve at Pea Ridge, Phase I and the request for street name change was circulated City-wide which included Public Works, the Streets Department, as well as utility providers outside of the City and no issues have been identified: 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

<u>Part 2</u>: The City Council authorizes a street name change on two portions of South Pea Ridge Road, at locations approximately 1,500 feet north of its intersection with Poison Oak Road and 1,300 feet south of its intersection with Hogan Road, from South Pea Ridge Road to Guffey Lane and Lively Lane, as outlined in Exhibit 'A' attached hereto.

<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.

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

08/02/18 Item #7(N) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Brynn Myers, City Manager Kayla Landeros, City Attorney

<u>ITEM DESCRIPTION:</u> Consider adopting a resolution authorizing the payment of \$47,050 to Short Term Lending GP, Inc. for damages incurred to property adjacent to the expansion of Westfield Boulevard.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

<u>ITEM SUMMARY:</u> In May 2018, Council authorized a construction contract with Tex Global Contractors, Inc. for the construction of Phase 2 of Westfield Boulevard. Phase 2 will complete Westfield Boulevard from the current terminus north of Prairie View Road to Airport Road. In addition to the roadway expansion, the project includes extension of water and wastewater utilities and infrastructure for a future traffic signal at Airport Road.

Right-of-way for Phase 2 was needed from one property owner, Short Term Lending GP, Inc. ("Short Term Lending"). On February 6, 2017, Short Term Lending executed a Special Warranty Deed conveying 6.147 acres of land to the City at no cost.

As the design of Phase 2 concluded and construction started, it was determined that an existing barn on Short Term Lending's remaining property needed to be removed. In addition, pipe rail fencing located near the construction area needed to be removed. Short Term Lending has also incurred additional expenses related to the cattle operation that currently exists on the property. The property owner incurred these expenses as a result of the City's construction of Phase 2. Therefore, Short Term Lending has requested a payment of \$47,050 in damages as reimbursement for the lost value of the barn (which was appraised at \$90,000), labor costs to remove the pipe rail fencing, and additional expenses related to its cattle operation.

FISCAL IMPACT: Funding for payment of damages incurred to property adjacent to the expansion of Westfield Boulevard in the amount of \$47,050 is available in account 365-3400-531-6859, project 100970.

ATTACHMENTS:

RESOLUTION NO. 2018-9224-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING PAYMENT TO SHORT TERM LENDING GP, INC. FOR DAMAGES INCURRED TO PROPERTY ADJACENT TO THE EXPANSION OF WESTFIELD BOULEVARD IN THE AMOUNT OF \$47,050; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, in May, 2018, Council authorized a construction contract with Tex Global Contractors, Inc. for the construction of Phase 2 of Westfield Boulevard - Phase 2 will complete Westfield Boulevard from the current terminus north of Prairie View Road to Airport Road;

Whereas, in addition to the roadway expansion, the project includes extension of water and wastewater utilities and infrastructure for a future traffic signal at Airport Road;

Whereas, right-of-way for Phase 2 was needed from one property owner, Short Term Lending GP, Inc. ("Short Term Lending") and on February 6, 2017, Short Term Lending executed a Special Warranty Deed conveying 6.147 acres of land to the City at no cost;

Whereas, as the design of Phase 2 concluded and construction started, it was determined that an existing barn on Short Term Lending's remaining property needed to be removed as well as pipe rail fencing located near the construction area;

Whereas, Short Term Lending has incurred additional expenses related to the cattle operation that currently exists on the property as a result of the City's construction of Phase 2 and Short Term Lending has requested payment of \$47,050 in damages as reimbursement for the lost value of the barn (which was appraised at \$90,000), labor costs to remove the pipe rail fencing, and additional expenses related to its cattle operation;

Whereas, Staff recommends Council authorize payment to Short Term Lending GP, Inc. for damages incurred to property adjacent to the expansion of Westfield Boulevard in the amount of \$47,050;

Whereas, funding is available for the payment in Account No. 365-3400-531-6859, Project No. 100970; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

<u>Part 2</u>: The City Council authorizes payment to Short Term Lending GP, Inc. for damages incurred to property adjacent to the expansion of Westfield Boulevard in the amount of \$47,050.

<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.

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



COUNCIL AGENDA ITEM MEMORANDUM

08/02/18 Item #7(O) Consent Agenda Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Traci Barnard, Director of Finance

ITEM DESCRIPTION: Consider adopting a resolution authorizing budget amendments for fiscal year 2017-2018.

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 2017-2018 budget. The amendments will involve transfers of funds between contingency accounts, department and fund levels.

FISCAL IMPACT: The total amount of budget amendments is \$987,105.

ATTACHMENTS:

Budget Amendments Resolution

CITY OF TEMPLE BUDGET AMENDMENTS FOR FY 2018 BUDGET August 2, 2018

				APPROP	RIAT	IONS
ACCOUNT #	PROJECT #	DESCRIPTION		Debit		Credit
110-1600-512-2616 110-2011-521-2611		Contracted Services / Professional Fees Contracted Services / Insurance & Bonds	\$	15,000	\$	15,000
		To allocate additional funding for legal services related to the declaratory judgment lawsuit against the City of Temple, the Temple Police Department, Chief Floyd Mitchell, and the Temple Fire Fighters' and Police Officers' Civil Service Commission Director filed by Office Bradley Perrin.			•	·
240-7000-551-6310	101303	Capital Buildings & Grounds / Caboose Renovations	\$	2,761		
240-0000-461-0554		Insurance Claims / Insurance Claims			\$	2,761
		To appropriate final TML insurance proceeds and expenditures related to the fire damage to the caboose that occurred on 01/10/2015 at the Railroad & Heritage Museum.				
		Initial reimbursement form TML in the amount of \$18,527 was authorized by Council on 04/16/2015.				
110-3221-551-2516		Other Services / Judgments & Damages	\$	840		
110-0000-461-0865		Other / Miscellaneous Reimbursements			\$	840
		To appropriate reimbursement form Memorial Baptist Church for a new Larry the Lion sign at Lion's Junction Water Park. Larry the Lion was damaged on 07/01/2018 during an event hosted by Memorial Baptist Church.				
110-2320-540-2649		Contracted Services / Landfill Tipping Fees	\$	39,000		
110-2330-540-2649		Contracted Services / Landfill Tipping Fees	\$	2,800		
110-2370-540-2649		Contracted Services / Landfill Tipping Fees	\$	95,420		
110-2350-540-2649		Contracted Services / Landfill Tipping Fees	\$	19,672		
110-0000-444-2055		Solid Waste / Special Pickup			\$	39,000
110-0000-444-1051		Solid Waste / Residential			\$	2,800
110-0000-444-2053 110-0000-444-1570		Solid Waste / Rolloff Solid Waste / Commercial Frontload			\$ \$	95,420 19,672
		To appropriate anticipated Solid Waste revenue and landfill tipping fees for the remainder of FY 2018.			•	•
365-2300-540-6987	101553	Capital - Bonds / Sideload Garbage Collection Vehicle	\$	280,689		
365-2300-540-6987	101549	Capital - Bonds / Replace 2012 Freightliner/Heil Garbage Truck	\$	49,287		
365-3500-552-6988	101819	Capital - Bonds / South Temple Restrooms	\$	26,000		
365-2000-521-6803	101671	Capital - Bonds / P25 Radio Migration (Police)			\$	120,591
365-5000-535-6803	101671	Capital - Bonds / P25 Radio Migration (Public Works)			\$	85,226
365-3500-552-6803	101671	Capital - Bonds / P25 Radio Migration (PARD)			\$	71,600
365-2300-540-6987	101693	Capital - Bonds / Replace 2012 Freightliner/Heil Garbage Truck			\$ \$	7,606 7,606
365-2300-540-6987 365-2300-540-6987	101694 101697	Capital - Bonds / Replace 2012 Freightliner/Heil Garbage Truck Capital - Bonds / Replace 2008 International/Hood Brush Truck			\$	8,722
365-2300-540-6987	101698	Capital - Bonds / Replace 2009 Sterling/Hood Brush Truck			\$	25,430
365-2300-540-6987	101700	Capital - Bonds / Replace 2010 Freightliner/Hood Brush Truck			\$	8,732
365-2300-540-6987	101695	Capital - Bonds / Replace 2007 Freightliner/G&H Roll-Off Truck			\$	2,839
365-3400-531-6532		Capital - Bonds / Contingency			\$	17,624
		To reallocate remaining Certificate of Obligation Bond proceeds dedicated to public safety and sanitation equipment.				
110-3240-551-2513		Other Services / Special Services	\$	6,000		
110-0000-445-1590		Recreational Services / Special Events/Classes	—		\$	6,000
		To appropriate additional revenue and expenditures related to programs held at Gober Party House.				

CITY OF TEMPLE BUDGET AMENDMENTS FOR FY 2018 BUDGET August 2, 2018

				ADDDOD) I A T	IONE
ACCOUNT #	PROJECT #	DESCRIPTION		APPROPF Debit		Credit
260-3400-531-6862	101257	Capital / Prairie View Road Improvements (N Pea Ridge to FM 2483)	\$	112,409		Orean
260-0000-490-2582	101237	Transfer In / Transfer In	Ψ	112,400	\$	112,409
261-9100-591-8160		Operating Transfer Out / Transfer Out - Federal Grant	\$	112,409	Ψ	,
261-3400-531-6315	101804	Capital Buildings & Grounds / Sidewalk/Curb/Gutter - South 31st Street Sidewalk	Ψ	,	\$	111,545
261-0000-358-1110		PTF Bonds - Undesignated Fund Balance			\$	864
365-3400-531-6862	101257	Capital / Prairie View Road Improvements (N Pea Ridge to FM 2483)	\$	112,409	·	
365-9100-591-8160		Operating Transfer Out / Transfer Out - Federal Grant		,	\$	112,409
260-0000-490-2582		Transfer In / Transfer In	\$	112,409		
260-3400-531-6862	101257	Capital / Prairie View Road Improvements (N Pea Ridge to FM 2483)			\$	112,409
		To reallocate remaining Pass-Through Financing (PTF) Bonds and unallocate TCIP Bonds for a portion of the City's match related to the award from Killeen Temple Metropolitan Planning Organization (KTMPO) Category 7 program for construction of Prairie View Road and associated enhancements. The change of funding is specific to Prairie View, Phase IIA (FM 2483) since the use of PTF Bonds are restricted to State owned infrastructure, which FM 2483 is owned by the State.				
		TOTAL AMENDMENTS	\$	987,105	\$	987,105
		GENERAL FUND				
		Beginning Contingency Balance			\$	-
		Added to Contingency Sweep Account				-
		Carry forward from Prior Year Taken From Contingency				
		Net Balance of Contingency Account			\$	-
		Beginning Judgments & Damages Contingency			\$	25,182
		Added to Contingency Judgments & Damages from Council Contingency Taken From Judgments & Damages				(25,000)
		Net Balance of Judgments & Damages Contingency Account			\$	182
		Beginning Compensation Contingency			\$	343,000
		Added to Compensation Contingency Taken From Compensation Contingency				(343,000)
		Net Balance of Compensation Contingency Account			\$	(343,000)
		Net Balance Council Contingency			\$	182
		Beginning Balance Budget Sweep Contingency			\$	_
		Added to Budget Sweep Contingency				-
		Taken From Budget Sweep				-
		Net Balance of Budget Sweep Contingency Account			\$	-
		WATER & WASTEWATER FUND				
		Beginning Contingency Balance			\$	65,000
		Added to Contingency Sweep Account				-
		Taken From Contingency			¢.	(12,084)
		Net Balance of Contingency Account			\$	52,916
		Beginning Compensation Contingency			\$	63,000
		Added to Compensation Contingency				-
		Taken From Compensation Contingency Not Release of Compensation Contingency Account			\$	(63,000)
		Net Balance of Compensation Contingency Account			Φ	
		Net Balance Water & Wastewater Fund Contingency		:	\$	52,916
		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			\$	19,000
		Added to Compensation Contingency Taken From Compensation Contingency				(10,000)
		Taken From Compensation Contingency Net Balance of Compensation Contingency Account			\$	(19,000)
		Net Balance Hotel/Motel Tax Fund Contingency			\$	-
I						

CITY OF TEMPLE BUDGET AMENDMENTS FOR FY 2018 BUDGET August 2, 2018

		
APPROPRIAT		RIATIONS
PROJECT # DESCRIPTION	Debit	Credit
DRAINAGE FUND		
Beginning Contingency Balance		\$ 807,065
Added to Contingency Sweep Account		
Carry forward from Prior Year		
Taken From Contingency		(694,864
Net Balance of Contingency Account		\$ 112,201
Beginning Compensation Contingency		\$ 12,500
Added to Compensation Contingency		-
Taken From Compensation Contingency		(12,500
Net Balance of Compensation Contingency Account		\$
Net Balance Drainage Fund Contingency		\$ 112,201
FEDERAL/STATE GRANT FUND		
Beginning Contingency Balance		\$
Carry forward from Prior Year		39,299
Added to Contingency Sweep Account		6,926
Taken From Contingency		(37,343
Net Balance Federal/State Grant Fund Contingency		\$ 8,882
	Beginning Contingency Balance Added to Contingency Sweep Account Carry forward from Prior Year Taken From Contingency Net Balance of Contingency Account Beginning Compensation Contingency Added to Compensation Contingency Taken From Compensation Contingency Net Balance of Compensation Contingency Net Balance of Compensation Contingency Net Balance Ordingency Net Balance Ordingency FEDERAL/STATE GRANT FUND Beginning Contingency Balance Carry forward from Prior Year Added to Contingency Sweep Account Taken From Contingency	Beginning Contingency Balance Added to Contingency Sweep Account Carry forward from Prior Year Taken From Contingency Account Beginning Compensation Contingency Net Balance of Contingency Added to Compensation Contingency Added to Compensation Contingency Taken From Compensation Contingency Net Balance of Compensation Contingency Net Balance of Compensation Contingency Net Balance Drainage Fund Contingency FEDERAL/STATE GRANT FUND Beginning Contingency Balance Carry forward from Prior Year Added to Contingency Sweep Account Taken From Contingency

RESOLUTION NO. 2018-9225-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, APPROVING BUDGET AMENDMENTS TO THE 2017-2018 CITY BUDGET; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on the 25th day of August, 2017, the City Council approved a budget for the 2017-2018 fiscal year; and

Whereas, the City Council deems it in the public interest to make certain amendments to the 2017-2018 City Budget.

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

- <u>Part 1</u>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council approves amending the 2017-2018 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 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 2nd day of August, 2018.

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



COUNCIL AGENDA ITEM MEMORANDUM

08/02/18 Item #8 Regular Agenda Page 1 of 3

DEPT./DIVISION SUBMISSION & REVIEW:

Kayla Landeros, City Attorney Christina Demirs, Deputy City Attorney

ITEM DESCRIPTION: Consider adopting resolutions pursuant to Government Code § 2206.053 finding that:

- (A) a 0.10-acre permanent easement and 0.02-acre temporary construction easement being a part of Lot 1, Block 1, Rolling Hills Subdivision, Second Extension;
- (B) a 0.11-acre permanent easement and 0.07-acre temporary construction easement situated in the George Givens Survey, Abstract 345; and
- (C) a 0.062-acre permanent easement and 0.017 and 0.011-acre temporary construction easements situated in the Redding Roberts Survey, Abstract 692 located in Temple, Texas,

are necessary for the construction of the Bird Creek Interceptor Project, Phase 4 and authorizing the use of eminent domain to condemn the properties.

STAFF RECOMMENDATION: Adopt resolution presented in item description.

<u>ITEM SUMMARY:</u> In 2007, Council authorized a professional services agreement with Carter Burgess, Inc., now Jacobs Engineering Group, Inc., for engineering services related to the Bird Creek Interceptor. This project, targeted toward reducing sanitary sewer overflows, will rehabilitate existing deteriorated infrastructure through the heart of the City. Birdcreek Interceptor Phases 1 through 3 are complete and construction is in its initial stages on Phase 5.

The design requires acquisition of permanent and temporary construction easements from fourteen properties. The City has acquired ten easements and had reached an agreement for one easement with closing being coordinated.

Permanent and temporary construction easements need to be acquired from three property owners. Lone Star Right of Way Services, Inc. (Lone Star) has negotiated with the three remaining property owners but agreements are not likely.

The design still requires the acquisition of the following permanent and temporary easements:

A 0.10-acre permanent easement and a 0.02-acre temporary construction easement, being part
of Lot One (1), Block One (1), of Rolling Hills, Second Extension, a subdivision in the City of
Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 271-B of the Plat
Records of Bell County, Texas, addressed as 4010 El Capitan Drive, Temple, Bell CAD ID
76938.

- a. An appraisal was performed on the property and the City made an offer to purchase, based on the appraisal, to the owner of record.
- b. After multiple counteroffers and responses, the City and property owner have been unable to reach an agreement.
- c. A final offer letter was sent on July 18, 2018, and if rejected after 14 days, Staff is asking Council to authorize the use of the power of eminent domain to acquire the property.
- 2. A 0.11-acre permanent easement and a 0.07-acre temporary construction easement, being part of the George Givens Survey, Abstract No. 345, in Bell County, Texas and being a portion of that certain called 2.73-acre tract described in a deed to Thomas R. Jones, and Cheryl A. Jones, of record in Volume 3057, Page 406 of the Official Public Records of Real Property of Bell County, Texas addressed as 4012 El Capitan Drive, Temple, Bell CAD ID 92869.
 - a. An appraisal was performed on the property and the City made an offer to purchase, based on the appraisal, to the owner of record.
 - b. After multiple counteroffers and responses, the City and property owner have been unable to reach an agreement.
 - c. A final offer letter will be sent, and if rejected after 14 days, Staff is asking Council to authorize the use of the power of eminent domain to acquire the property.
- 3. A 0.062-acre permanent easement and 0.017-acre and 0.011-acre temporary construction easements, situated in the Redding Roberts Survey, Abstract 692, Bell County, Texas, embracing a portion of Lot 4, Lot 1, Bird Creek Office Park Subdivision, an addition in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 369-A, Plat Records of Bell County, Texas addressed as 2009 Bird Creek Terrace, Temple, Bell CAD ID 43252.
 - a. An appraisal was performed on the property and the City made an offer to purchase, based on the appraisal, to the owner of record.
 - b. This property was reappraised in May 2018 and appraised at a lower value. A second offer at the original appraised value was made on June 11, 2018.
 - c. After multiple counteroffers and responses, the City and property owner have been unable to reach an agreement.
 - d. A final offer letter was sent on July 16, 2018, and if rejected after 14 days, Staff is asking Council to authorize the use of the power of eminent domain to acquire the property.

Staff is asking pursuant to Government Code § 2206.053, for the City Council to authorize the use of eminent domain to acquire the easements described above.

08/02/18 Item #8 Regular Agenda Page 3 of 3

FISCAL IMPACT: Funding for the easements necessary for the construction of the Bird Creek Interceptor Project, Phase 4 is available in account 520-5900-535-6110, project 101213.

ATTACHMENTS:

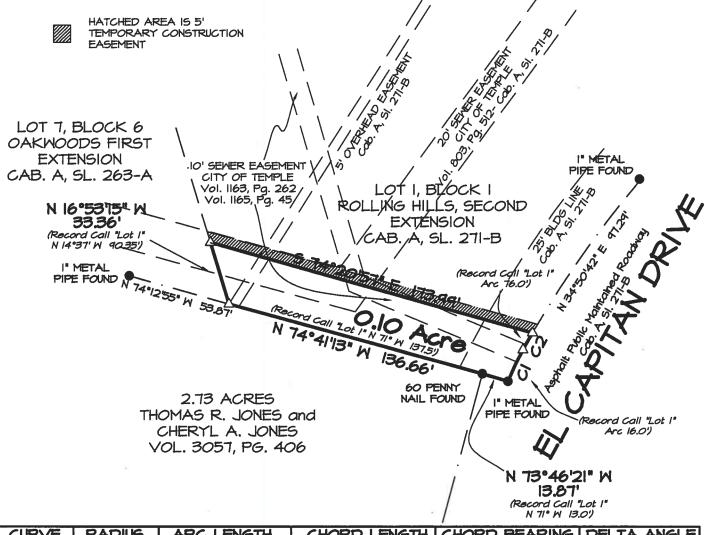
Surveys Resolution Surveyor's Sketch showing O.IO ACRE, being part of LOT ONE (1), in BLOCK QNE (1), of ROLLING HILLS, SECOND EXTENSION, a subdivision in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 271-B, Plat Records of Bell County, Texas.

This sketch is to accompany a Field Note Description.

This sketch accompanies a metes and bounds description of the herein shown O.IO acre tract. This document is not valid for any purpose unless signed and sealed by a Registered Professional Land Surveyor.



△ CALCULATED POINT



 CURVE
 RADIUS
 ARC LENGTH
 CHORD LENGTH
 CHORD BEARING
 DELTA ANGLE

 CI
 170.64'
 17.93'
 17.92'
 \$ 25°44'07" W
 06°01'12"

 C2
 518.42'
 10.10'
 10.10'
 \$ 29°18'12" W
 01°06'58"

Survey performed for: CITY OF TEMPLE as per that title commitment provided by FIRST COMMUNITY TITLE COMPANY, 6F No. 208890, EFFECTIVE DATE: JUNE 2, 2013. Note from the Surveyor:
The following instruments listed on the title commitment supplied by
First Community Title Company, G.F. No. 208890, effective date
June 2, 2013, have been reviewed by this surveyor and based upon
what is visible on the ground and what can be platted from their
descriptions, do not appear to affect this property:

($\mbox{Vol./Pg.}$) * 499/40| * 544/2|6 * 695/436 * 45|/|4| * 619/60| * 694/4|1 * 694/4|3

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 and all bearings are grid bearings. All coordinates are referenced to City Monument No. 273. The theta angle at City Monument No. 273 is 01°31'06". The combined correction factor (CCF) is 0.999853. Grid distance = Surface distance × CCF. Geodetic north = Grid north + theta angle. Published City coordinates for City Monument No. 273 are N.= 10,367,116.48 E.= 3,219,321.94 Reference tie from City Monument No. 273 to the southeast corner of this tract is N 58°09'52" W, 3480.47 feet.

ALL COUNTY SURVEYING, INC.



Surveying

Mapping

Construction Layout

1303 South 21st Street Temple, Texas 76504

254-778-2272 Killeen 254-634-4636

Fax 254-774-7608

Tx Firm Lic No. 10023600

Revised: 02-26-2014 to address title commitment

Survey completed May 2013
Scale: I" = 50'
Job No. 090131
Dwg No. 090131E12
Drawn by DMF/SLW

Surveyor <u>CCL #4636</u> Copyright 2014 All County Surveying, Inc.

FIELD NOTES PREPARED BY ALL COUNTY SURVEYING, INC.

May 7, 2013

Surveyor's Field Notes for CITY OF TEMPLE, for:

0.10 ACRE, being part of LOT ONE (1), in BLOCK ONE (1), of ROLLING HILLS, SECOND EXTENSION, a subdivision in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 271-B of the Plat Records of Bell County, Texas, said 0.10 acre tract was surveyed by All County Surveying, Inc. and is more particularly described by these metes and bounds as follows:

BEGINNING at a 1" metal pipe found in the west right-of-way line of a public maintained roadway known as EL CAPITAN DRIVE, as shown on the plat of said ROLLING HILLS, SECOND EXTENSION, being the southeast corner of said LOT 1 and being the southeast corner of this tract.

THENCE in a westerly direction, with the south line of said LOT 1 (record call of N 71 deg W, 13.0 feet) NORTH 73 deg 46 min 21 sec WEST, a distance of 13.87 feet to a 60 penny nail found, being the northeast corner of that certain called 2.73 acre tract described in a deed to THOMAS R. JONES and CHERYL A. JONES, of record in Volume 3057, Page 406 of the Official Public Records of Real Property of Bell County, Texas and being a corner of this tract.

THENCE continuing in a westerly direction, and continuing with the south line of said LOT 1 (record call of N 71 deg W, 137.5 feet) and with the north line of said 2.73 acre tract **NORTH 74 deg 41 min 13 sec WEST, a distance of 136.66 feet** to a calculated point, being the southwest corner of said LOT 1, same being the southeast corner of LOT SEVEN (7), in BLOCK SIX (6), of OAKWOODS FIRST EXTENSION, a subdivision in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 263-A of the Plat Records of Bell County, Texas and being the southwest corner of this tract, from which a 1" metal pipe found, bears: NORTH 74 deg 12 min 55 sec WEST, a distance of 53.87 feet.

THENCE in a northerly direction, with the east line of said LOT 7, same being the west line of said LOT 1 (record call of N 14 deg 37 min W, 90.35 feet) **NORTH** 16 deg 53 min 15 sec WEST, a distance of 33.36 feet to a calculated point, being the northwest corner of this tract.

THENCE in an easterly direction, crossing said LOT 1 **SOUTH 74 deg 20 min 57 sec EAST, a distance of 173.99 feet** to a calculated point in the west right-of-way line of said EL CAPITAN DRIVE, same being the east line of said LOT 1 and being the northeast corner of this tract, from which a 1" metal pipe found, bears: NORTH 34 deg 50 min 42 sec EAST, a distance of 97.29 feet.

Surveyor's Field Notes for CITY OF TEMPLE, continued:

THENCE in a southerly direction, with the west right-of-way line of said EL CAPITAN DRIVE, same being the east line of said LOT 1 (record call of Arc 76.0 feet) With a curve to the left, having a radius of 518.42 feet, a central angle of 01 deg 06 min 58 sec, an arc length of 10.10 feet and a chord that bears SOUTH 29 deg 18 min 12 sec WEST, a distance of 10.10 feet to a calculated point, being a corner of this tract.

THENCE continuing in a southerly direction, with the west right-of-way line of said EL CAPITAN DRIVE, same being the east line of said LOT 1 (record call of Arc 16.0 feet) With a curve to the left, having a radius of 170.64 feet, a central angle of 06 deg 01 min 12 sec, an arc length of 17.93 feet and a chord that bears SOUTH 25 deg 44 min 07 sec WEST, a distance of 17.92 feet to the Point of Beginning, Containing 0.10 ACRE.

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 and all bearings are grid bearings. All coordinates are referenced to City Monument No. 273. The theta angle at City Monument No. 273 is 01°31'06". The combined correction factor (CCF) is 0.999853. Grid distance = Surface distance X CCF. Geodetic north = Grid north + theta angle. Published City coordinates for City Monument No. 273 are N.= 10,367,116.48 E.= 3,219,321.94 Reference tie from City Monument No. 273 to the southeast corner of this tract is N 58°09'52" W, 3480.47 feet. This description is to accompany a Surveyor's Sketch showing the herein described 0.10 acre tract. This document is not valid for any purpose unless signed and sealed by a Registered Professional Land Surveyor.

May 2013

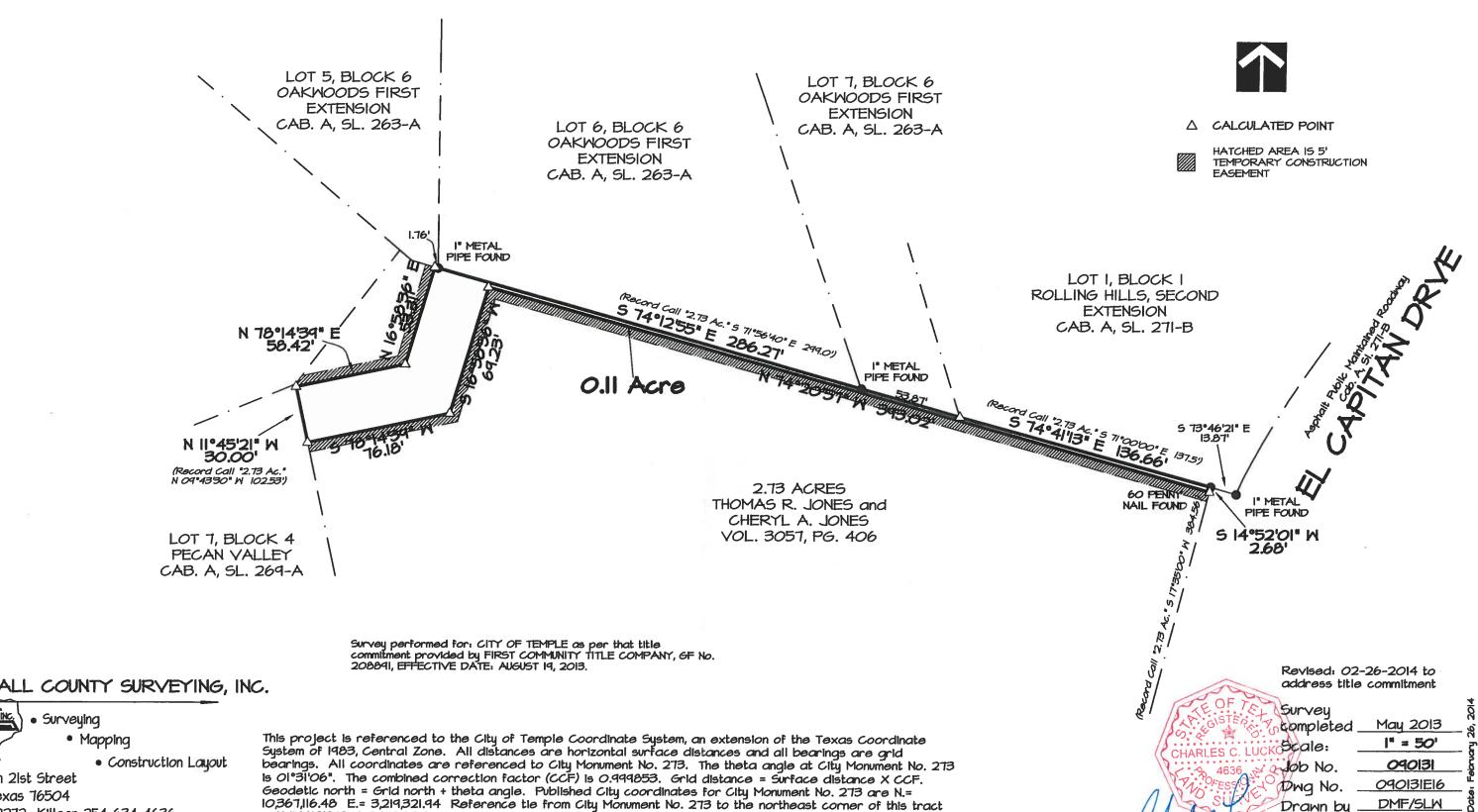
ALL COUNTY SURVEYING, INC. 1-800-749-PLAT

Tx Firm Lic No. 10023600 Server/projects/pro090000/090000/090100/090131/090131E12.doc

> Charles C. Lucko Registered Professional Land Surveyor Registration No. 4636

This sketch accompanies a metes and bounds description of the herein shown O.II acre tract. This document is not valid for any purpose unless signed and sealed by a Registered Professional Land Surveyor.

Surveyor's Sketch showing O.II ACRE, being part of the GEORGE GIVENS SURVEY, ABSTRACT NO. 345, in Bell County, Texas.



Surveyor _ CCL #4636

Copyright 2014 All County Surveying, Inc.

Surveying

Construction Layout

Is N 58°13'32" W, 3493.83 feet.

1303 South 21st Street

Temple, Texas 76504 254-T78-2272 Killeen 254-634-4636 Fax 254-774-7608 Tx Firm Lic No. 10023600

FIELD NOTES PREPARED BY ALL COUNTY SURVEYING, INC.

May 8, 2013

Surveyor's Field Notes for CITY OF TEMPLE, for:

0.11 ACRE, being part of the **GEORGE GIVENS SURVEY**, **ABSTRACT NO. 345**, in Bell County, Texas and being a portion of that certain called 2.73 acre tract described in a deed to THOMAS R. JONES, and CHERYL A. JONES, of record in Volume 3057, Page 406 of the Official Public Records of Real Property of Bell County, Texas, said 0.11 acre tract was surveyed by All County Surveying, Inc. and is more particularly described by these metes and bounds as follows:

BEGINNING at a 60 penny nail found in the south line of LOT ONE (1), in BLOCK ONE (1), of ROLLING HILLS SECOND EXTENSION, a subdivision in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 271-B of the Plat Records of Bell County, Texas and being in the west right-of-way line of a public maintained roadway known as EL CAPITAN DRIVE as shown on the plat of said ROLLING HILLS SECOND EXTENSION, being the northeast corner of said 2.73 acre tract and being the northeast corner of this tract, from which a 1" metal pipe found, bears: SOUTH 73 deg 46 min 21 sec EAST, a distance of 13.87 feet.

THENCE in a southerly direction, with the west right-of-way line of said EL CAPITAN DRIVE, same being the east line of said 2.73 acre tract *(record call of S 17 deg 35 min 00 sec W, 384.56 feet)* **SOUTH 14 deg 52 min 01 sec WEST, a distance of 2.68 feet** to a calculated point, being the southeast corner of this tract.

THENCE in a generally westerly direction, crossing said 2.73 acre tract, for the following THREE (3), courses and distances:

- 1). NORTH 74 deg 20 min 57 sec WEST, a distance of 393.02 feet to a calculated point;
- 2). SOUTH 16 deg 58 min 36 sec WEST, a distance of 69.23 feet to a calculated point; and
- 3). SOUTH 78 deg 14 min 39 sec WEST, a distance of 76.18 feet to a calculated point in the west line of said 2.73 acre tract, same being the east line of LOT SEVEN (7), in BLOCK FOUR (4), of PECAN VALLEY, a subdivision in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 269-A of the Plat Records of Bell County, Texas and being the southwest corner of this tract.

THENCE in a northerly direction, with the east line of said LOT 7, PECAN VALLEY, same being the west line of said 2.73 acre tract *(record call of N 09 deg 43 min 30 sec W, 102.53 feet)* **NORTH 11 deg 45 min 21 sec WEST, a distance of 30.00 feet** to a calculated point, being the a corner of this tract.

THENCE in a generally northerly direction, crossing said 2.73 acre tract, for the following TWO (2), courses and distances:

- 1). NORTH 78 deg 14 min 39 sec EAST, a distance of 58.42 feet to a calculated point; and
- 2). NORTH 16 deg 58 min 36 sec EAST, a distance of 53.31 feet to a calculated point in the north line of said 2.73 acre tract, same being the south line of LOT FIVE (5), in BLOCK SIX (6), of OAKWOODS FIRST EXTENSION, a subdivision in the City of

Surveyor's Field Notes for CITY OF TEMPLE, continued:

Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 263-A of the Plat Records of Bell County, Texas and being the northwest corner of this tract.

THENCE in an easterly direction, with the south line of said LOT 5, same being the north line of said 2.73 acre tract (record call of S 71 deg 56 min 40 sec E, 299.0 feet) SOUTH 74 deg 12 min 55 sec EAST, at a distance of 1.76 feet passing a 1" metal pipe found, being the southeast corner of said LOT 5, same being the southwest corner of LOT SIX (6), in said BLOCK 6 and continuing with the south line of said LOT 6 at a distance of 232.40 feet passing a 1" metal pipe found, being the southeast corner of said LOT 6, same being the southwest corner of LOT SEVEN (7), in said BLOCK 6 and continuing in all a distance of 286.27 feet to a calculated point, being the southeast corner of said LOT 7, same being the southwest corner of said LOT 1, being a corner of said 2.73 acre tract and being a corner of this tract.

THENCE continuing in an easterly direction, same being the south line of said LOT 1 and continuing with the north line of said 2.73 acre tract *(record call of S 71 deg 00 min 00 sec E, 137.5 feet)* SOUTH 74 deg 41 min 13 sec EAST, a distance of 136.66 feet to the Point of Beginning, Containing 0.11 ACRE.

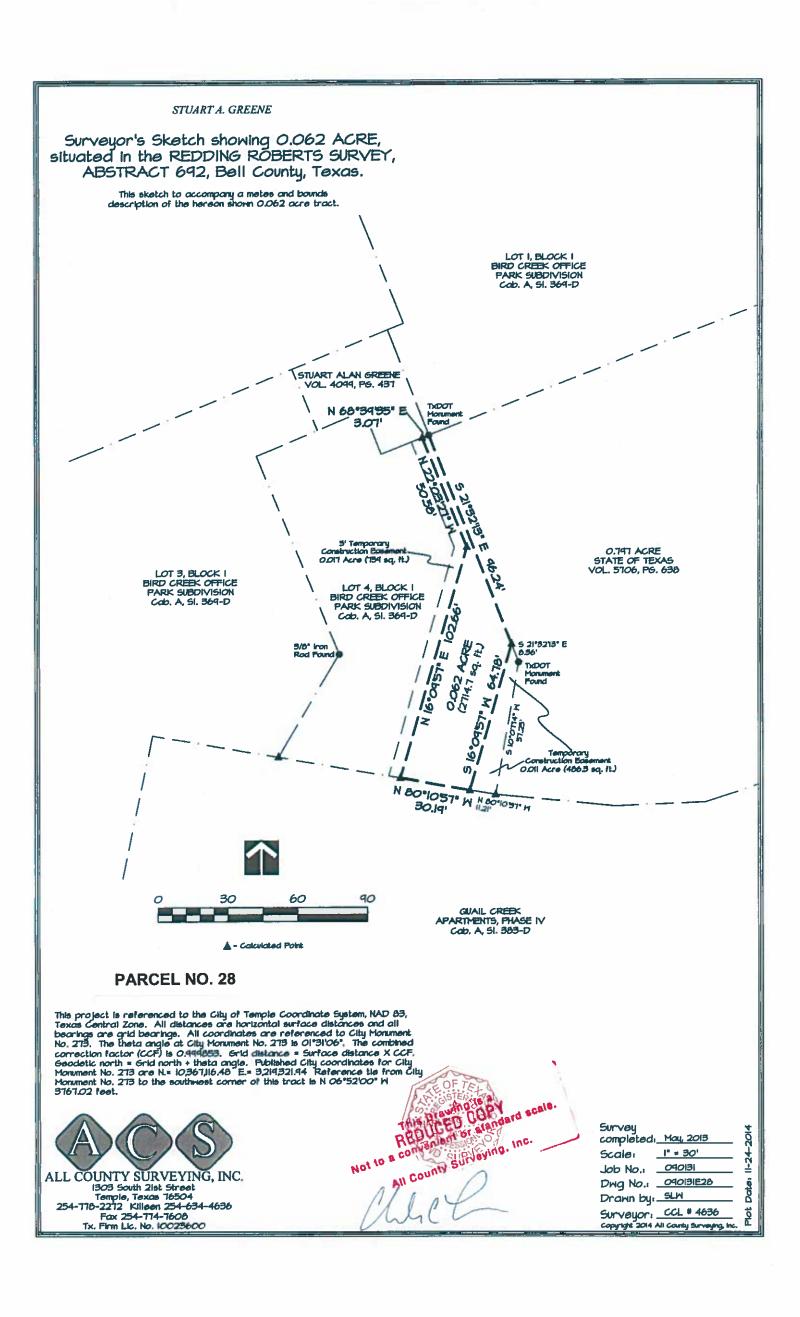
** This project is referenced to the City of Temple Coordinate System, an extension of the Texas Coordinate System of 1983, Central Zone. All distances are horizontal surface distances and all bearings are grid bearings. All coordinates are referenced to City Monument No. 273. The theta angle at City Monument No. 273 is 01°31'06". The combined correction factor (CCF) is 0.999853. Grid distance = Surface distance X CCF. Geodetic north = Grid north + theta angle. Published City coordinates for City Monument No. 273 are N.= 10,367,116.48 E.= 3,219,321.94 Reference tie from City Monument No. 273 to the northeast corner of this tract is N 58°13'32" W, 3493.83 feet. This description of to accompany a Surveyor's Sketch showing the herein described 0.11 acre tract. This document is not valid for any purpose unless signed and sealed by a Registered Professional Land Surveyor.

May 2013

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

Tx Firm Lic No. 10023600 Server/projects/pro090000/090000/090100/090131/090131E16.doc

> Charles C. Lucko Registered Professional Land Surveyor Registration No. 4636



1

FIELD NOTES PREPARED BY ALL COUNTY SURVEYING, INC.

November 24, 2014

Surveyor's Field Notes for CITY OF TEMPLE, being:

0.062 ACRE (2714.7 sq. ft.), situated in the REDDING ROBERTS SURVEY, ABSTRACT 692, Bell County, Texas, embracing a portion of Lot 4, Block 1, Bird Creek Office Park Subdivision, an addition in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 369-D, Plat Records of Bell County, Texas, and being more particularly described as follows:

BEGINNING at a calculated point on the south line of said Lot 4, same being the north line of Quali Creek Apartments, Phase IV, an addition in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 383-D, Plat Records of Bell County, Texas, for the southwest corner of the herein described tract:

THENCE, in a northerly direction, severing said Lot 4, N 16° 09' 57" E - 102.66', a calculated point, and N 22° 03' 27" W - 50.58', to a calculated point on the north line of said Lot 4, same being the south line of a tract conveyed to Stuart A. Greene in Volume 4099, Page 437, Official Public Records of Real Property, Bell County, Texas, for the northwest corner of the herein described tract;

THENCE, in an easterly direction, with the south line of said Greene tract, N 68° 39' 35" E - 3.07', to a TxDOT monument found at the northeast corner of said Lot 4, same being the northwest corner of a called 0.797 acre tract conveyed to the State of Texas in Volume 5706, Page 638, Official Public Records of Real Property, Bell County, Texas, for the northeast corner of the herein described tract;

THENCE, in a southerly direction, with the west line of said 0.797 Acre tract, S 21° 32' 13" E -96.24', to a calculated point which bears N 21° 32' 13" W - 8.36' from a TxDOT monument found at an angle point on the west line of said 0.797 Acre tract;

THENCE, in a southerly direction, severing said Lot 4, S 16° 09' 57" W - 64.78', to a calculated point on the south line of said Lot 4, same being the north line of said Quail Creek Apartments, Phase IV, which bears N 80° 10' 57" W - 11.21' from a calculated point at the southeast corner of said Lot 4, for the southeast corner of the herein described tract;

THENCE, in a westerly direction, with the north line of said Quail Creek Apartments, Phase IV, N 80° 10' 57" W - 30.19', to the POINT OF BEGINNING and containing 0.062 Acre (2714.7 sq. ft.) of Land.

This project is referenced to the City of Temple Coordinate System, NAD 83, Texas Central Zone. All distances are horizontal surface distances and all bearings are grid bearings. All coordinates are referenced to City Monument No. 273. The theta angle at City Monument No. 273 is 01°31'06". The combined correction factor (CCF) is 0.999853. Grid distance = Surface distance X CCF. Geodetic north = Grid north + theta angle. Published City coordinates for City Monument No. 273 are N.= 10,367,116.48 E.= 3,219,321.94. Reference tie from City Monument No. 273 to the southwest corner of this tract is N 06°52'00" W 3767.02 feet.

This metes and bounds description to accompany a Surveyors Sketch of the herein described 0.062 Acre tract.

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

Surveyed May, 2013

ALL COUNTY SURVEYING, INC. 1-800-749-PLAT Tx. Firm Lic. No. 10023600 server/projects/pro090000/090100/090131/090131E28.doc

PARCEL NO. 28

Charles C. Lucko Registered Professional Land Surveyor

Registration No. 4636

RESOLUTION NO. <u>2018-9226-R</u>

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, FINDING THAT A 0.10-ACRE PERMANENT EASEMENT AND A 0.02-ACRE TEMPORARY CONSTRUCTION EASEMENT BEING A PART OF LOT 1, BLOCK 1, ROLLING HILLS SUBDIVISION, SECOND EXTENSION ARE NECESSARY FOR THE CONSTRUCTION OF THE BIRD CREEK INTERCEPTOR PROJECT, PHASE 4; AUTHORIZING THE USE OF EMINENT DOMAIN TO CONDEMN THE PROPERTIES PURSUANT TO GOVERNMENT CODE § 2206.053; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, in 2007, Council authorized a professional services agreement with Carter Burgess, Inc., now Jacobs Engineering Group, Inc., for engineering services related to the Bird Creek Interceptor - the project was targeted toward reducing sanitary sewer overflows, and rehabilitating existing deteriorated infrastructure through the heart of the City;

Whereas, Birdcreek Interceptor Phases 1 through 3 are complete and construction is in its initial stages on Phase 5;

Whereas, the design requires acquisition of permanent and temporary construction easements from fourteen properties - the City has acquired ten easements and has reached an agreement for one easement with closing being coordinated;

Whereas, permanent and temporary construction easements need to be acquired from three property owners and Lone Star Right of Way Services, Inc. (Lone Star) has negotiated with the three remaining property owners but agreements are not likely;

Whereas, the design still requires the acquisition of the following permanent and temporary easement:

- 1. A 0.10-acre permanent easement and a 0.02-acre temporary construction easement, being part of Lot One (1), Block One (1), of Rolling Hills, Second Extension, a subdivision in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 271-B of the Plat Records of Bell County, Texas, addressed as 4010 El Capitan Drive, Temple, Bell CAD ID 76938:
 - a. An appraisal was performed on the property and the City made an offer to purchase, based on the appraisal, to the owner of record on June 25, 2015;
 - b. After multiple counteroffers and responses, the City and property owner have been unable to reach an agreement; and
 - c. A final offer letter was sent on July 18, 2018, and if rejected after 14 days, Staff is asking Council to authorize the use of the power of eminent domain to acquire the property;

Whereas, Staff is asking pursuant to Government Code § 2206.053, for the City Council to authorize the use of eminent domain to acquire the easements described above;

Whereas, funding for the easements necessary for the construction of the Bird Creek Interceptor Project, Phase 4 is available in Account No. 520-5900-535-6110, Project No. 101213; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council hereby finds and determines that the necessity exists for acquiring, by eminent domain, the following permanent and temporary easements:
 - A 0.10-acre permanent easement and a 0.02-acre temporary construction easement, being part of Lot One (1), Block One (1), of Rolling Hills, Second Extension, a subdivision in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 271-B of the Plat Records of Bell County, Texas, addressed as 4010 El Capitan Drive, Temple, Bell CAD ID 76938.
- <u>Part 3</u>: The City Council hereby finds and determines that the construction of the Bird Creek Interceptor Project is a public use under Chapter 251, Local Government Code § 251.001(a)(1).
- <u>Part 4</u>: The City Council authorizes the use of the City's eminent domain authority under Article 3, Section 3.6, of the Charter of the City of Temple and the initiation of condemnation proceedings of said property interests.
- <u>Part 5</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 and the Truth in Condemnation Act, Chapter 2206, Government Code § 2206.053.

PASSED AND APPROVED this the 2nd day of August, 2018.

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

RESOLUTION NO. 2018-9227-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, FINDING THAT A 0.11-ACRE PERMANENT EASEMENT, AND A 0.07-ACRE TEMPORARY CONSTRUCTION EASEMENT SITUATED IN THE GEORGE GIVENS SURVEY, ABSTRACT 345, ARE NECESSARY FOR THE CONSTRUCTION OF THE BIRD CREEK INTERCEPTOR PROJECT, PHASE 4; AUTHORIZING THE USE OF EMINENT DOMAIN TO CONDEMN THE PROPERTIES PURSUANT TO GOVERNMENT CODE § 2206.053; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, in 2007, Council authorized a professional services agreement with Carter Burgess, Inc., now Jacobs Engineering Group, Inc., for engineering services related to the Bird Creek Interceptor - the project was targeted toward reducing sanitary sewer overflows, and rehabilitating existing deteriorated infrastructure through the heart of the City;

Whereas, Birdcreek Interceptor Phases 1 through 3 are complete and construction is in its initial stages on Phase 5;

Whereas, the design requires acquisition of permanent and temporary construction easements from fourteen properties - the City has acquired ten easements and has reached an agreement for one easement with closing being coordinated;

Whereas, permanent and temporary construction easements need to be acquired from three property owners and Lone Star Right of Way Services, Inc. (Lone Star) has negotiated with the three remaining property owners but agreements are not likely;

Whereas, the design still requires the acquisition of the following permanent and temporary easement:

- 1. A 0.11-acre permanent easement and a 0.07-acre temporary construction easement, being part of the George Givens Survey, Abstract No. 345, in Bell County, Texas and being a portion of that certain called 2.73-acre tract described in a deed to Thomas R. Jones, and Cheryl A. Jones, of record in Volume 3057, Page 406 of the Official Public Records of Real Property of Bell County, Texas addressed as 4012 El Capitan Drive, Temple, Bell CAD ID 92869:
 - a. An appraisal was performed on the property and the City made an offer to purchase, based on the appraisal, to the owner of record on November 11, 2014;
 - b. After multiple counteroffers and responses, the City and property owner have been unable to reach an agreement; and
 - c. A final offer letter will be sent, and if rejected after 14 days, Staff is asking Council to authorize the use of the power of eminent domain to acquire the property;

Whereas, Staff is asking pursuant to Government Code § 2206.053, for the City Council to authorize the use of eminent domain to acquire the easements described above;

Whereas, funding for the easements necessary for the construction of the Bird Creek Interceptor Project, Phase 4 is available in Account No. 520-5900-535-6110, Project No. 101213; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council hereby finds and determines that the necessity exists for acquiring, by eminent domain, the following permanent and temporary easements:
 - A 0.11-acre permanent easement and a 0.07-acre temporary construction easement, being part of the George Givens Survey, Abstract No. 345, in Bell County, Texas and being a portion of that certain called 2.73-acre tract described in a deed to Thomas R. Jones, and Cheryl A. Jones, of record in Volume 3057, Page 406 of the Official Public Records of Real Property of Bell County, Texas addressed as 4012 El Capitan Drive, Temple, Bell CAD ID 92869.
- <u>Part 3</u>: The City Council hereby finds and determines that the construction of the Bird Creek Interceptor Project is a public use under Chapter 251, Local Government Code § 251.001(a)(1).
- <u>Part 4</u>: The City Council authorizes the use of the City's eminent domain authority under Article 3, Section 3.6, of the Charter of the City of Temple and the initiation of condemnation proceedings of said property interests.
- <u>Part 5</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 and the Truth in Condemnation Act, Chapter 2206, Government Code § 2206.053.

PASSED AND APPROVED this the 2nd day of August, 2018.

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

RESOLUTION NO. <u>2018-9228-R</u>

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, FINDING THAT A 0.062-ACRE PERMANENT EASEMENT, 0.017, AND 0.011-ACRE TEMPORARY CONSTRUCTION EASEMENTS SITUATED IN THE REDDING ROBERTS SURVEY, ABSTRACT 692 LOCATED IN TEMPLE, TEXAS, ARE NECESSARY FOR THE CONSTRUCTION OF THE BIRD CREEK INTERCEPTOR PROJECT, PHASE 4; AUTHORIZING THE USE OF EMINENT DOMAIN TO CONDEMN THE PROPERTIES PURSUANT TO GOVERNMENT CODE § 2206.053; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, in 2007, Council authorized a professional services agreement with Carter Burgess, Inc., now Jacobs Engineering Group, Inc., for engineering services related to the Bird Creek Interceptor - the project was targeted toward reducing sanitary sewer overflows, and rehabilitating existing deteriorated infrastructure through the heart of the City;

Whereas, Birdcreek Interceptor Phases 1 through 3 are complete and construction is in its initial stages on Phase 5;

Whereas, the design requires acquisition of permanent and temporary construction easements from fourteen properties - the City has acquired ten easements and has reached an agreement for one easement with closing being coordinated;

Whereas, permanent and temporary construction easements need to be acquired from three property owners and Lone Star Right of Way Services, Inc. (Lone Star) has negotiated with the three remaining property owners but agreements are not likely;

Whereas, the design still requires the acquisition of the following permanent and temporary easements:

- 1. A 0.062-acre permanent easement and 0.017-acre and 0.011-acre temporary construction easements, situated in the Redding Roberts Survey, Abstract 692, Bell County, Texas, embracing a portion of Lot 4, Lot 1, Bird Creek Office Park Subdivision, an addition in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 369-A, Plat Records of Bell County, Texas addressed as 2009 Bird Creek Terrace, Temple, Bell CAD ID 43252:
 - a. An appraisal was performed on the property and the City made an offer to purchase, based on the appraisal, to the owner of record on April 15, 2015;
 - b. This property was reappraised in May 2018 and appraised at a lower value. A second offer at the original appraised value was made on June 11, 2018;
 - c. After multiple counteroffers and responses, the City and property owner have been unable to reach an agreement.; and
 - d. A final offer letter was sent on July 16, 2018, and if rejected after 14 days, Staff is asking Council to authorize the use of the power of eminent domain to acquire the property;

Whereas, Staff is asking pursuant to Government Code § 2206.053, for the City Council to authorize the use of eminent domain to acquire the easements described above;

Whereas, funding for the easements necessary for the construction of the Bird Creek Interceptor Project, Phase 4 is available in Account No. 520-5900-535-6110, Project No. 101213; 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>: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- <u>Part 2</u>: The City Council hereby finds and determines that the necessity exists for acquiring, by eminent domain, the following permanent and temporary easements:

A 0.062-acre permanent easement and 0.017-acre and 0.011-acre temporary construction easements, situated in the Redding Roberts Survey, Abstract 692, Bell County, Texas, embracing a portion of Lot 4, Lot 1, Bird Creek Office Park Subdivision, an addition in the City of Temple, Bell County, Texas, according to the plat of record in Cabinet A, Slide 369-A, Plat Records of Bell County, Texas addressed as 2009 Bird Creek Terrace, Temple, Bell CAD ID 43252.

- <u>Part 3</u>: The City Council hereby finds and determines that the construction of the Bird Creek Interceptor Project is a public use under Chapter 251, Local Government Code § 251.001(a)(1).
- <u>Part 4</u>: The City Council authorizes the use of the City's eminent domain authority under Article 3, Section 3.6, of the Charter of the City of Temple and the initiation of condemnation proceedings of said property interests.
- <u>Part 5</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 and the Truth in Condemnation Act, Chapter 2206, Government Code § 2206.053.

PASSED AND APPROVED this the 2nd day of August, 2018.

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