



**MEETING OF THE
TEMPLE CITY COUNCIL
MUNICIPAL BUILDING
2 NORTH MAIN STREET
3rd FLOOR – CONFERENCE ROOM
THURSDAY, OCTOBER 18, 2018
3:00 P.M.
AGENDA**

1. Discuss, as may be needed, Regular Meeting agenda items for the meeting posted for Thursday, October 18, 2018.
2. Receive a briefing on the City's wastewater collection system.
3. Discuss the City's policy on Beautification Agreements and proposed policy changes.
4. Pursuant to Section 551.071 of the Texas Government Code, the City Council will meet in executive session to seek the advice of the City Attorney on pending litigation, including, but not limited to *Vasquez and Gonzalez v. McCune*, *Decruz and the City of Temple*.

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 discussion or final action will be taken by the City Council.

III. PROCLAMATIONS AND SPECIAL RECOGNITION

- | | | |
|--------|----------------------------------|--------------|
| 3. (A) | National Colonial Heritage Month | October 2018 |
| (B) | Czech Heritage Month | October 2018 |
| (C) | Purple Heart Recognition | |
| (D) | Arbor Day | |

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:

Minutes

- (A) [October 4, 2018 Special & Regular Called Meeting](#)

Contracts, Leases, & Bids

- (B) [2018-9380-R](#): Consider adopting a resolution authorizing acceptance of the FY19 Texas Department of Transportation, Aviation Division, Routine Airport Maintenance Program (RAMP) Grant, in the amount of \$100,000 (City match of \$50,000), to assist with funding of Airport maintenance at the Draughon-Miller Central Texas Regional Airport.

- (C) [2018-9381-R](#): Consider adopting a resolution authorizing a construction contract with Classic Protective Coatings, Inc. (Classic), of Menomonie, Wisconsin, for construction activities required for the rehabilitation of Scott elevated storage tank, in an amount not to exceed \$1,236,950.
- (D) [2018-9382-R](#): Consider adopting a resolution ratifying a consulting agreement for Interim Airport Director services with Barry C. Bratton, A.A.E., in the estimated amount of \$60,000.
- (E) [2018-9383-R](#): Consider adopting a resolution authorizing an annual services agreement for electric motor and pump repair services with Austin Armature Works of Buda, in the estimated annual amount of \$80,000.
- (F) [2018-9384-R](#): Consider adopting a resolution authorizing an annual services agreement with Austin Environmental, Inc. of Austin for as-needed asbestos inspection and consulting services, in the estimated annual amount of \$40,000.
- (G) [2018-9385-R](#): Consider adopting a resolution authorizing the purchase of an annual subscription of a fully integrated Human Resources cloud-based platform from Cornerstone OnDemand, Inc. of Santa Monica, California, in the amount of \$177,234.73.
- (H) [2018-9386-R](#): Consider adopting a resolution authorizing a Lease Agreement with Charles "Ray" Mattix for lease of T-hangar #35 at the Draughon-Miller Central Texas Regional Airport.
- (I) [2018-9387-R](#): Consider adopting a resolution authorizing a professional services agreement with Stateside Right of Way Services, Inc., for acquisition and relocation services for Outer Loop Phase 6, in an amount not to exceed \$114,500.
- (J) [2018-9388-R](#): Consider adopting a resolution authorizing a professional services agreement with Stateside Right of Way Services, Inc., for rights of entry, acquisition, and relocation services for Outer Loop Phase 5, in an amount not to exceed \$184,700.
- (K) [2018-9389-R](#): Consider adopting a resolution authorizing a contract with Kasberg, Patrick & Associates, LP, for professional services required for the Adams Avenue and Central Avenue Bicycle and Pedestrian Improvements in an amount not to exceed \$153,250.
- (L) [2018-9390-R](#): Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick, & Associates, LP of Temple for the preparation of a Master Plan for the 30-acre Reuben D. Talasek Bend of the River property, as well as an additional adjoining 58-acres, in an amount not to exceed \$102,300.
- (M) [2018-9391-R](#): Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick and Associates, LP, for services required to complete the final design for the redevelopment of the taxiway servicing the hangars on the west side of the Draughon-Miller Regional Airport, in an amount not to exceed \$65,000.
- (N) [2018-9392-R](#): Consider adopting a resolution authorizing an amendment to a professional services agreement with Kasberg, Patrick and Associates, LP, for the City-wide Drainage Assessment & Modeling Project, in the amount of \$49,433.

- (O) [2018-9393-R](#): Consider adopting a resolution authorizing change order #2 to a contract with Choice Builders, LLC (Choice), of Temple, for construction of the Conner Park drainage channel improvements, in the amount of \$61,602.
- (P) [2018-9394-R](#): Consider adopting a resolution authorizing change order #3 to the meter infrastructure improvement construction contract with TTG Utilities, LP, of Gatesville, in the net deductive amount of \$28,831.20.
- (Q) [2018-9395-R](#): Consider adopting a resolution authorizing change order #3 to the construction contract with Archer Western Construction, LLC, of Irving, to construct Phase 1 of the Temple-Belton Wastewater Treatment Plant Expansion, in the amount of \$460,881.53.
- (R) [2018-9396-R](#): Consider adopting a resolution authorizing a change order to the contract with Tex-Global Contractors, Inc. (TexGlobal), of Fort Worth for construction of Phase 3B of the Outer Loop, in the amount of \$143,047.
- (S) [2018-9397-R](#): Consider adopting a resolution authorizing deductive change order #1 with T Construction, LLC, of Houston, for the Old Town Wastewater Replacement Project, in an amount of \$50,404.
- (T) [2018-9398-R](#): Consider adopting a resolution authorizing change order #3 to the construction contract with S.J. Louis Construction of Texas, LTD. (SJ Louis), of San Antonio for the Leon River Interceptor in the amount of \$237,917.77.
- (U) [2018-9399-R](#): Consider adopting a resolution authorizing change order #2 for the Santa Fe Phase 2 Roadway and Landscaping Improvements with Emerson Construction, Inc. of Temple, in the amount of \$92,713.50.
- (V) [2018-9400-R](#): Consider adopting a resolution authorizing the purchase of a property situated 908 East Avenue B and authorizing closing costs associated with the purchase, in an estimated amount of \$42,000.
- (W) [2018-9401-R](#): Consider adopting a resolution authorizing the purchase of three 2019 Autocar Solid Waste Collection CNG-powered refuse trucks from Chastang Enterprises, Inc. of Houston in the amount of \$939,866, as well as, declare an official intent to reimburse the expenditures with the issuance of 2019 Limited Tax Notes.

Ordinances- Second & Final Reading

- (X) [2018-4935](#): SECOND READING – PUBLIC HEARING: Consider adopting an ordinance authorizing an amendment and adopting the Tax Increment Financing Reinvestment Zone No. 1 Financing and Project Plans which includes adjusting revenues, adjusting debt service payments for the Series 2018 bonds, and adjusting expenditures for years FY 2018-2062.
- (Y) [2018-4936](#): SECOND READING – PUBLIC HEARING: Consider adopting an ordinance amending the Police Officer and Sergeant classifications of certified police officers.

Misc.

- (Z) [2018-9402-R](#): Consider adopting a resolution designating the *Temple Daily Telegram* as the official newspaper for the City for fiscal year 2018-2019, in accordance with Section 4.18 of the Charter of the City of Temple.
- (AA) [2018-9403-R](#): Consider adopting a resolution authorizing the expenditure of funds for nine multiyear agreements in an estimated amount of \$9,651,027 for FY2019.
- (BB) [2018-9404-R](#): Consider adopting a resolution authorizing budget amendments for fiscal year 2018-2019.

V. REGULAR AGENDA

ORDINANCES- FIRST READING/PUBLIC HEARING

- 5. [2018-4937](#): FIRST READING – PUBLIC HEARING – FY-18-4-SITE: Consider adopting an ordinance amending Ordinance No. 2005-4049 to approve an amended site plan covering approximately 6.809 acres out of 55.39 acres located in the Maximo Moreno Survey, Abstract No. 14, Bell County, Texas, located at the northeast corner of Country View Lane and Country Lane Drive.
- 6. [2018-4938](#): FIRST READING – PUBLIC HEARING – FY-18-12-ZC: Consider adopting an ordinance authorizing a Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption, where the sale of alcoholic beverages is less than 50% of the total gross revenue, on Tract B of Lot 1, Block 3, Section III, Glendale Park Addition, located at 1420 SW HK Dodgen Loop.

RESOLUTIONS

- 7. [2018-9405-R](#): Consider adopting a resolution repealing Resolution No. 2005-4455-R and authorizing the City to enter into memorandums of agreement with developers, property owners associations, and homeowners associations to encourage the landscaping and beautification of public rights-of-way and other City-owned property.
- 8. [2018-9406-R](#): Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick and Associates, LP, for services required to develop a concept design for the areas of Central and Adams Avenues, from BNSF yard bridges to 3rd Street, and the Santa Fe Plaza, from 11th Street to 7th Street and Central Avenue to Avenue A, in an amount not to exceed \$217,100.

BOARDS

- 9. [2018-9407-R](#): Consider adopting a resolution appointing members to the following City boards and commissions:
 - (A) Airport Advisory Board – one member to fill an expired term through September 1, 2019; and
 - (B) Planning and Zoning Commission - one member to fill an unexpired term through September 1, 2019.

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

I hereby certify that a true and correct copy of this Notice of Meeting was posted in a public place at 4:00 pm, on Friday, October 12, 2018.



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 outside bulletin board in front of the City Municipal Building on _____ day of _____ 2018.

Title _____



COUNCIL AGENDA ITEM MEMORANDUM

10/18/18
Item #4(A)
Consent Agenda
Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Lacy Borgeson, City Secretary

ITEM DESCRIPTION: Approve Minutes:

(A) October 4, 2018 Special & Regular Called Meeting

STAFF RECOMMENDATION: Approve minutes as presented in item description.

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

FISCAL IMPACT: N/A

ATTACHMENTS:

October 4, 2018 Special & Regular Called Meeting [video / minutes](#)

TEMPLE CITY COUNCIL

OCTOBER 4, 2018

The City Council of the City of Temple, Texas conducted a workshop City Council Meeting on Thursday, October 4, 2018 at 3:00 PM, at the Municipal Building, 2 North Main Street, in the 3rd Floor Conference Room.

PRESENT:

Councilmember Susan Long
Councilmember Jessica Walker
Councilmember Michael Pilkington
Mayor Pro Tem Judy Morales
Mayor Timothy A. Davis

- 1. Discuss, as may be needed, Regular Meeting agenda items for the meeting posted for Thursday, October 4, 2018.**

Kayla Landeros, City Attorney briefly discussed the CCN boundaries as they related to item #3(D) on the Consent Agenda.

Traci Barnard, Director of Finance offered a brief overview related to the Financing Plan Amendments, item #4 on the Regular Agenda.

- 2. Receive an update on the Transportation Capital Improvement Program.**

Nicole Torralva, Director of Public Works offered an update on the Transportation Capital Improvement Program to the Council. She reminded the Council that the Plan is a living document and is revised constantly, and the purpose is to meet the needs for maintaining existing pavement and buildings for future capacity. Ms. Torralva noted the City is in the 3rd Series of the Plan (November 2018 FY19) which estimates to be \$41.1 million. The projects discussed were the Outer Loop/Research Parkway; Kegley Road; Prairie View; Westfield Boulevard; Hogan Road; N. Pea Ridge Road; S. Pea Ridge Road; and South 31st Street Sidewalks.

Ms. Torralva noted there are many projects near completion, many under construction, and other that are awaiting construction.

Councilmember Long inquired on the timing of a traffic light on 5th Street.

Mr. Kenny Henderson noted staff is still reviewing that.

Ms. Myers noted that funding is allocated for signals in FY2019. Due the construction, signals have been a challenge. We want to wait until the

construction is complete so that signals are placed in the proper locations, and not in an area where increased traffic patterns were caused by the construction.

Mayor Davis announced that at this time, approximately 3:36 pm the Temple City Council would enter into an executive session, with no final action.

- 3. Discuss the duties and work plan of the Municipal Court Judge. Texas Government Code § 551.074 - The City Council will meet in executive session to discuss the work plan and duties of the Municipal Court Judge. No final action will be taken.**

Mayor Davis at approximately, 5:00 pm adjourned the executive session.

The City Council of the City of Temple, Texas conducted a Regular Meeting on Thursday, October 4, 2018 at 5:00 PM in the Council Chambers, Municipal Building, 2nd Floor, 2 North Main Street.

Present:

Councilmember Susan Long
Councilmember Jessica Walker
Councilmember Mike Pilkington
Mayor Pro Tem Judy Morales
Mayor Timothy A. Davis

I. CALL TO ORDER

1. Invocation

Superintendent, Shelton Rhodes voiced the Invocation.

2. Pledge of Allegiance

Police Chief Floyd Mitchell, led the Pledge of Allegiance.

II. PUBLIC COMMENTS

Terry Easley, 4306 Wagon Trail, Temple addressed the Council with regards to the Bark Park. He requested that the policy be amended that all dogs be spay & neutered, and to possible allow for later hours in the park.

Bobbie Thompson, 904 Henderson Street, Temple thanked the Council and City for their participation in the Annual National Night Out.

Milton Hensley, 301 Mitchell Drive, Temple reminded the Council and City of the Annual Life Chain event and welcomed each of them to take part.

Tom Hughes, 12258 Red Stone Drive, Temple address the Mayor and Council regarding the hydraulic spill on his street. He noted he had spoken

before the Council on September 18, 2018, and was told that the City would be out to pressure wash the area. To-date this has not been done. He was requesting an update.

Mayor Davis replied to Mr. Hughes, noting that he misspoke and it will take a little more than pressure washing, but that staff is working to get this matter resolved as quickly as they can.

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

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

(A) September 13, 2018 Special Called Meeting

(B) September 14, 2018 Special Called Meeting

(C) September 20, 2018 Special & Regular Called Meeting

(D) 2018-9355-R: Consider adopting a resolution authorizing an agreement with Bell County Water Control and Improvement District Number 5 ("WCID No. 5") to allow WCID No. 5 to provide water service to approximately 157.32 acres of land within the City of Temple's Certificate of Convenience and Necessity boundaries and located on Heidenheimer Road.

(E) 2018-9356-R: Consider adopting a resolution authorizing a contract with Valley View Consulting, LLC for Investment Advisory Services.

(F) 2018-9357-R: Consider adopting a resolution authorizing an Economic Development Agreement with United Way of Central Texas in an amount not to exceed \$125,000.

(G) 2018-9358-R: Consider adopting a resolution authorizing an Interlocal Agreement with the Temple Charter Academy to provide after school latchkey programming.

(H) 2018-9359-R: Consider adopting a resolution authorizing a change order to the contract with TexGlobal Contractors, Inc. (TexGlobal), of Fort Worth for construction of the Westfield Boulevard Extension in the net amount of \$ 16,993.60.

(I) 2018-9360-R: Consider adopting a resolution authorizing a First Amendment to the Development Agreement covering property located at 10561 South Whitehall Road to allow for the placement of residential structures on the property.

(J) 2018-9361-R: Consider adopting a resolution authorizing Contract Amendment #3 to the professional services agreement with Kasberg, Patrick & Associates, LP, for final design of Phase 6 of the Outer Loop in an amount not to exceed \$816,400.

(K) 2018-9362-R: Consider adopting a resolution authorizing a contract amendment to the professional services agreement with Kasberg, Patrick & Associates, LP, in an amount not to exceed \$56,314 for bidding and construction phase services required for the rehabilitation of Water Treatment Plant Clarifier #3.

(L) 2018-9363-R: Consider adopting a resolution authorizing Contract Amendment #1 to the professional services agreement with Kasberg, Patrick and Associates, LP, for construction administration and inspection required to construct the Membrane Water Treatment Facility Ductile Iron Pipe Rehabilitation Project in an amount not to exceed \$35,075.

(M) 2018-9364-R: Consider adopting a resolution authorizing a professional services agreement with Stateside Right of Way Services, Inc., in an amount not to exceed \$196,100 for acquisition and relocation services for the North Pea Ridge Road Expansion Project from West Adams Avenue to Prairie View Road.

(N) 2018-9365-R: Consider adopting a resolution authorizing a professional services agreement with Stateside Right of Way Services, Inc., in an amount not to exceed \$35,750 for securing rights of entry for Avenue C from Main Street to South 24th Street.

(O) 2018-9366-R: Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick & Associates, LP, for design and bidding phase services required for the new Pepper Creek 1.0-MG elevated storage tank and demolition of the existing Pepper Creek elevated storage tank in an amount not to exceed \$159,590.

(P) 2018-9367-R: Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick & Associates, LP, for concept, schematic, and final design services for Avenue C from Main Street to South 24th Street in an amount not to exceed \$612,580.

(Q) 2018-9368-R: Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick & Associates, LP, for services required for Phase 5 of the Outer Loop in an amount not to exceed \$519,150.

(R) 2018-9369-R: Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick, & Associates, LP for services required to design and bid the Azalea Drive Project in the amount of \$102,800.

(S) 2018-9370-R: Consider adopting a resolution a Lease Agreement with Kachemak Bay Flying Service, a wholly owned subsidiary of System Studies and Simulation, Inc., for lease of Hangar #11 at the Draughon-Miller Central Texas Regional Airport for a two-year term.

(T) 2018-9371-R: Consider adopting a resolution authorizing a lease agreement with Kachemak Bay Flying Service, a wholly owned subsidiary of System Studies and Simulation, Inc., for lease of Hangar #10 at the Draughon-Miller Central Texas Regional Airport for a two-year term.

(U) 2018-9372-R: Consider adopting a resolution authorizing a lease agreement with JR Aviation, LLC for lease of Hangar #18 at the Draughon-Miller Central Texas Regional Airport for a five-year term.

(V) 2018-9373-R: Consider adopting a resolution authorizing a lease agreement with Samual Gacesa for lease of T-hangar #32 at the Draughon-Miller Central Texas Regional Airport.

(W) 2018-9374-R: Consider adopting a resolution authorizing the renewal of an easement agreement for a water pipeline between the City and the Board of Regents of the Texas A&M University System.

(X) 2018-9375-R: Consider adopting a resolution authorizing a one-year renewal to the service agreement for the sale of scrap metal for FY2019 with Temple Iron & Metal, a division of Bell County Iron & Recycling, of Temple.

(Y) 2018-9376-R: Consider adopting a resolution authorizing the purchase of property located at 1 South 1st Street in Temple and authorizing the payment of closing costs in a total estimated amount of \$280,000.

(Z) 2018-9377-R: Consider adopting a resolution authorizing the purchase of four cardiac monitor/defibrillators from Physio-Control, Inc. of Redmond, WA, in the total of \$133,417.

(AA) 2018-9378-R: Consider adopting a resolution authorizing a purchase agreement for oil, lubricants, and grease for FY2019 with Arnold Oil Company of Austin, LP, dba Arnold Oil Company of Waco, in the estimated annual amount of \$80,164.71.

(BB) 2018-4934: SECOND READING - FY-18-11-ZC: Consider adopting an ordinance to amend Ordinance 1995-2368 to add 0.49 +/- acres, situated in the Redding Roberts Survey, Abstract No. 692, addressed as 5234 South 31st Street, Temple, Texas, to an existing Planned Development-General Retail and authorize rezoning the 0.49 +/- acres from Agricultural district to Planned Development-General Retail.

(CC) 2018-9379-R: Consider adopting a resolution authorizing budget amendments for fiscal year 2017-2018.

Motion by Councilmember Susan Long adopt Consent Agenda as presented, Motion did not require second.

Motion passed unanimously.

IV. REGULAR AGENDA

ORDINANCES

- 4. 2018-4935: FIRST READING – PUBLIC HEARING: Consider adopting an ordinance authorizing an amendment and adopting the Tax Increment Financing Reinvestment Zone No. 1 Financing and Project Plans which includes adjusting revenues, adjusting debt service payments for the Series 2018 bonds, and adjusting expenditures for years FY 2018-2062.**

Traci Barnard, Director of Finance presented this item to the Council. She began by highlighting the process for bringing amendments to the Council. We receive the Certified Rolls in July of each year; the Project and Finance Committees meet in August and September and recalibrate and adjust review the next year's fiscal year budget for appropriation in the both the Financing and Project Plans. During this process we are aligning project scopes, delivery, and timing. We continue to update project cost estimates; as well as the Master Plan Project listings.

Ms. Barnard then reviewed the source of funding, noting that we have added an additional dollars to interest income for the increase in interest rates based on our interest earnings. Also, the Bond Proceeds, \$5,000,000 for the taxable issue were deferred to 2019.

Mayor Davis declared the public hearing open with regards to agenda item 4, and asked if anyone wished to address this item. There being no comments, Mayor Davis declared the public hearing closed.

Motion by Councilmember Jessica Walker adopt ordinance on first reading as presented, with the second and final reading set for October 18, 2018, seconded by Mayor Pro Tem Judy Morales.

Motion passed unanimously.

5. 2018-4936: FIRST READING – PUBLIC HEARING: Consider adopting an ordinance amending the Police Officer and Sergeant classifications of certified police officers.

Police Chief, Floyd Mitchell presented this item to the Council. Chapter 143 of the Local Government Code requires that the Council establish by ordinance the classifications in the Police Department, and prescribe by ordinance the number of positions in each classification. The Police Chief requests the addition of one Sergeant position, and one Police Officer position. Chief Mitchell continued by noting the increased need for supervisory oversight in the Police Department requires increasing the number of positions in the Sergeant rank to provide efficient, effective public safety services.

The new Police Officer position is requested pursuant to the Crime Prevention Program created by the City to provide a dedicated and consistent law enforcement presence within low-to-moderate income areas. This position is proposed to increase the amount of citizen engagement using specific objectives and benchmarks in the target area, and by establishing neighborhood watches to reduce crime. The City developed a plan for this Police Officer position and now that the plan is complete, the City is ready to advertise for it. Currently, there are 18 Sergeant positions and one 105 Police Officer positions in the Department. The requested increase to 19 Sergeant positions and 106 Police Officer positions will provide the staffing needed to maintain high quality basic law enforcement

services in the community and supervisory oversight within the Department.

Mayor Davis declared the public hearing open with regards to agenda item 5, and asked if anyone wished to address this item. There being no comments, Mayor Davis declared the public hearing closed.

Motion by Mayor Pro Tem Judy Morales adopt ordinance on first reading as presented, with second and final reading set for October 18, 2018, seconded by Councilmember Mike Pilkington.

Motion passed unanimously.

Timothy A. Davis, Mayor

ATTEST:

Lacy Borgeson
City Secretary



COUNCIL AGENDA ITEM MEMORANDUM

10/18/18
Item #4(B)
Consent Agenda
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DEPT./DIVISION SUBMISSION & REVIEW:

Barry Bratton, Interim Airport Director

ITEM DESCRIPTION: Consider adopting a resolution authorizing acceptance of the FY19 Texas Department of Transportation, Aviation Division, Routine Airport Maintenance Program (RAMP) Grant, in the amount of \$100,000 (City match of \$50,000), to assist with funding of Airport maintenance at the Draughon-Miller Central Texas Regional Airport.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The City of Temple has participated in the annual RAMP grant program through the Texas Department of Transportation, Aviation Division for many years. The RAMP grant is a proactive, flexible grant program that allows the City to fund airport maintenance projects as needed upon execution of the grant.

TxDOT has approved Temple's participation for inclusion in the FY19 RAMP Program at the maximum level of \$100,000 (50-50 share). The City's matching funds are incorporated into the Reinvestment Zone No. 1 Financing Plan.

FISCAL IMPACT: The expenditure of \$100,000 (which includes the City's \$50,000 match) was approved in the Reinvestment Zone No. 1 Financing and Project Plans, line 517, in account 795-9500-531-6341, project 101983. TxDOT Aviation will reimburse the City 50% of the total project cost not to exceed \$50,000.

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. 2018-9380-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING ACCEPTANCE OF A TEXAS DEPARTMENT OF TRANSPORTATION, AVIATION DIVISION, ROUTINE AIRPORT MAINTENANCE GRANT IN THE AMOUNT OF \$100,000 (CITY MATCH OF \$50,000) FOR FISCAL YEAR 2019, TO ASSIST WITH FUNDING OF AIRPORT MAINTENANCE AT THE DRAUGHON-MILLER CENTRAL TEXAS REGIONAL AIRPORT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City of Temple has participated in the annual Routine Airport Maintenance Grant (RAMP) program through the Texas Department of Transportation, Aviation Division for several years;

Whereas, the RAMP grant is a pro-active, flexible grant program that allows the City to fund airport maintenance projects as-needed upon execution of the grant;

Whereas, the Texas Department of Transportation Aviation Division has approved Temple's participation for inclusion in the fiscal year 2019 RAMP Program at the maximum level of \$100,000 (50/50 share);

Whereas, the expenditure of \$100,000 (which includes the City's \$50,000 match) was approved in the Reinvestment Zone No. 1 Financing Plan, Line 517, in Account No. 795-9500-531-6341, Project No. 101983 - Texas Department of Transportation Aviation will reimburse the City 50% of the total project cost not to exceed \$50,000; and

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

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

Part 1: 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 accepts a Texas Department of Transportation, Aviation Division, Routine Airport Maintenance Grant, in the amount of \$100,000 (City match of \$50,000) for fiscal year 2019 for airport maintenance at the Draughon-Miller Central Texas Regional Airport.

Part 3: The Council authorizes the City Manager, or her designee, after approval as to form by the City Attorney, to execute any documents which may be necessary for the acceptance of this grant, and to accept any and all funds that may be received for this grant.

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(C)
Consent Agenda
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DEPT./DIVISION SUBMISSION & REVIEW:

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

ITEM DESCRIPTION: Consider adopting a resolution authorizing a construction contract with Classic Protective Coatings, Inc. (Classic), of Menomonie, Wisconsin, for construction activities required for the rehabilitation of Scott elevated storage tank, in an amount not to exceed \$1,236,950.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The City owns and operates Scott elevated storage tank located on Scott Boulevard (map attached). In April 2018, a professional services agreement was approved for Kimley-Horn and Associates, Inc. (Kimley-Horn) to complete a Preliminary Engineering Report (PER) for the tank. The PER found structural and regulatory deficiencies and recommended full tank rehabilitation. In July 2018, Council approved contract amendment #1 for final design, bidding and construction phase services.

Erected in 1968, the interior of the 50-year-old tank requires structural repairs including welding, roof plate and rafter replacement, extending the access tube to the roof, replacing damaged lighting systems and upgrading the cathodic protection system. The tank will also require updating ladders, guardrails, and adding electrical/communication conduits to comply with current OSHA standards. Hatch and vent replacement, weir box and overflow pipe replacement, and interior/exterior abrasive blasting and recoating are needed to maintain potable water quality standards in compliance with TCEQ regulations. Tank site improvements include grading and fence replacement to improve both drainage and security.

On October 2, 2018, eight bids were received. Per the attached Bid Tabulation, Classic Protective Coatings, Inc., submitted the low base bid on the project in the amount of \$1,236,950. The opinion of probable construction cost was \$1,290,000. City staff and the Engineer recommend construction award of this project to the low bidder, Classic Protective Coatings, Inc. Construction time allotted for the project is 180 calendar days.

FISCAL IMPACT: A budget adjustment is being presented to Council for approval to appropriate funding for the construction contract with Classic Protective Coatings, Inc. for construction activities required for the rehabilitation of Scott elevated storage tank. Funding in the amount of \$1,236,950 will be available in project 101834 as follows:

	<u>520-5100-535-6522</u>	<u>561-5100-535-6989</u>	<u>Total</u>
Project Budget	\$ 25,000	\$ 1,325,000	\$ 1,350,000
Budget Adjustment	-	75,149	75,149
Encumbered/Committed to Date	(24,800)	(163,199)	(187,999)
Construction Award - Classic Protective Coatings, Inc.	-	(1,236,950)	(1,236,950)
Remaining Project Funds	<u>\$ 200</u>	<u>\$ -</u>	<u>\$ 200</u>

ATTACHMENTS:

[Engineer's Letter of Recommendation](#)
[Bid Tabulation](#)
[Project Map](#)
[Budget Adjustment](#)
[Resolution](#)



October 11, 2018

Ms. Sharon Carlos, P.E.
City Engineer
City of Temple
3210 E Avenue H
Temple, TX 76501

Re: Scott 1.0 MG Elevated Storage Tank Rehabilitation
Recommendation of Award
KHA No. 064325007

Dear Ms. Carlos:

On Tuesday October 2, 2018, the City of Temple received a total of eight (8) bids for the Scott 1.0 MG Elevated Storage Tank Rehabilitation project with Base Bids ranging from \$1,236,950.00 to \$2,299,500.00 (see attached bid tabulation). In addition, each bidder submitted a Base Bid with Bid Alternate Add and Deduct, to over-coat the tank in lieu of an exterior rehabilitation and painting, ranging from \$977,400.00 to \$2,391,500.00.

Upon review of each bid for accuracy and completeness, Classic Protective Coatings, Inc. appears to be the lowest responsive bidder for the Base Bid at \$1,236,950.00 with a Bid Alternate of \$1,091,300.00. Horizon Bros Painting Corporation submitted a Base Bid of \$1,382,200.00 with a Bid Alternate of \$977,400.00, making them the lowest Alternate bidder. The Base Bid includes a full exterior rehabilitation of the tank and is anticipated to offer a longer lifespan than the Bid Alternate which includes an overcoating of the existing tank coating.

Considering their Base Bid is within the City of Temple's budget alongside Classic's qualifications, references, and previous experience with the City, Kimley-Horn recommends that the City of Temple award the contract to Classic Protective Coatings, Inc. for the Base Bid amount of \$1,236,950.00.

If you have any questions or comments, please call me at (512) 646-2238.

Very truly yours,

KIMLEY-HORN AND ASSOCIATES, INC.
TBPE No. F-928

A handwritten signature in blue ink that reads "Sean Mason, P.E.".


Sean Mason, P.E.

Attachment – Bid Tabulation

Owner: City of Temple				BIDDER 1		BIDDER 2		BIDDER 3		BIDDER 4		BIDDER 5		BIDDER 6		BIDDER 7		BIDDER 8			
KH Job No.: 064325007				Classic Protective Coatings, Inc. N 7670 State Highway 25 Menomonie, WI 54751		Viking Painting, Inc. PO Box 24162 Omaha, NE 68124		Horizon Bros Painting Corp 1461 Old US 23 Howell, MI 48843		N.G. Painting, LP 1225 Bandera Hwy, Ste. A2 Kerrville, TX 78028		Utility Service Co., Inc. 532 Courtney Hodges Blvd. Perry, GA 31069		TMI Coatings, Inc. 3291 Terminal Drive St. Paul, MN 55121		M.K. Painting, Inc. 4157 Seventh Wyandotte, MI 48192		CFG Industries 2717 Commercial Center Blvd, Ste E200 Katy, TX 77494			
Project: Scott 1.0 MG Elevated Storage Tank Rehabilitation																					
Date: October 11, 2018																					
Item No.	Item Description	Quantity	Unit	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost	Unit Price	Item Cost		
EXHIBIT A - TANK REHABILITATION																					
Base Bid Items																					
1	Interior (Wet) Painting/Coating/Surface Prep	1	LS	\$284,100.00	\$284,100.00	\$185,000.00	\$185,000.00	\$229,900.00	\$229,900.00	\$250,000.00	\$250,000.00	\$234,500.00	\$234,500.00	\$337,000.00	\$337,000.00	\$255,000.00	\$255,000.00	\$200,000.00	\$200,000.00		
2	Interior (Dry) Painting/Coating/Surface Prep	1	LS	\$58,000.00	\$58,000.00	\$30,000.00	\$30,000.00	\$39,900.00	\$39,900.00	\$10,000.00	\$10,000.00	\$26,250.00	\$26,250.00	\$72,300.00	\$72,300.00	\$50,000.00	\$50,000.00	\$35,000.00	\$35,000.00		
3	Exterior Painting/Coating/Surface Prep	1	LS	\$498,050.00	\$498,050.00	\$500,000.00	\$500,000.00	\$803,700.00	\$803,700.00	\$700,000.00	\$700,000.00	\$472,000.00	\$472,000.00	\$785,300.00	\$785,300.00	\$48,000.00	\$48,000.00	\$590,000.00	\$590,000.00		
4	Logos	2	EA	\$3,400.00	\$6,800.00	\$10,000.00	\$20,000.00	\$7,000.00	\$14,000.00	\$7,000.00	\$14,000.00	\$6,250.00	\$12,500.00	\$8,400.00	\$16,800.00	\$700,000.00	\$1,400,000.00	\$8,500.00	\$17,000.00		
5	Tank Improvements	1	LS	\$145,000.00	\$145,000.00	\$200,000.00	\$200,000.00	\$42,900.00	\$42,900.00	\$120,000.00	\$120,000.00	\$301,600.00	\$301,600.00	\$257,300.00	\$257,300.00	\$302,000.00	\$302,000.00	\$95,000.00	\$95,000.00		
6	Site Improvements	1	LS	\$13,000.00	\$13,000.00	\$80,000.00	\$80,000.00	\$11,300.00	\$11,300.00	\$40,000.00	\$40,000.00	\$40,925.00	\$40,925.00	\$32,600.00	\$32,600.00	\$30,000.00	\$30,000.00	\$60,000.00	\$60,000.00		
7	Electrical, SCADA, and Instrumentation	1	LS	\$45,000.00	\$45,000.00	\$60,000.00	\$60,000.00	\$11,900.00	\$11,900.00	\$105,000.00	\$105,000.00	\$215,000.00	\$215,000.00	\$152,400.00	\$152,400.00	\$33,000.00	\$33,000.00	\$85,000.00	\$85,000.00		
8	Overflow Pipe Replacement	1	LS	\$18,000.00	\$18,000.00	\$20,000.00	\$20,000.00	\$46,900.00	\$46,900.00	\$26,000.00	\$26,000.00	\$25,600.00	\$25,600.00	\$27,900.00	\$27,900.00	\$24,000.00	\$24,000.00	\$20,000.00	\$20,000.00		
9	Rafter Replacement	300	LF	\$150.00	\$45,000.00	\$200.00	\$60,000.00	\$170.00	\$51,000.00	\$150.00	\$45,000.00	\$156.25	\$46,875.00	\$170.00	\$51,000.00	\$100.00	\$30,000.00	\$100.00	\$30,000.00		
10	Roof Plate Replacement	200	SQ FT	\$60.00	\$12,000.00	\$50.00	\$10,000.00	\$40.00	\$8,000.00	\$50.00	\$10,000.00	\$106.25	\$21,250.00	\$70.00	\$14,000.00	\$100.00	\$20,000.00	\$50.00	\$10,000.00		
11	Compression Ring Replacement	1	LS	\$36,000.00	\$36,000.00	\$50,000.00	\$50,000.00	\$29,700.00	\$29,700.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$19,000.00	\$19,000.00	\$16,000.00	\$16,000.00	\$25,000.00	\$25,000.00		
12	Dollar Plate Replacement	1	LS	\$15,000.00	\$15,000.00	\$40,000.00	\$40,000.00	\$32,900.00	\$32,900.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$19,000.00	\$19,000.00	\$10,000.00	\$10,000.00	\$22,000.00	\$22,000.00		
13	Exterior and Interior Grinding	200	HR	\$80.00	\$16,000.00	\$75.00	\$15,000.00	\$100.00	\$20,000.00	\$60.00	\$12,000.00	\$156.25	\$31,250.00	\$110.00	\$22,000.00	\$150.00	\$30,000.00	\$45.00	\$9,000.00		
14	Seam Welding	100	LF	\$40.00	\$4,000.00	\$200.00	\$20,000.00	\$45.00	\$4,500.00	\$60.00	\$6,000.00	\$81.25	\$8,125.00	\$90.00	\$9,000.00	\$100.00	\$10,000.00	\$65.00	\$6,500.00		
15	Pit Welding	100	SQ IN	\$20.00	\$2,000.00	\$50.00	\$5,000.00	\$18.00	\$1,800.00	\$20.00	\$2,000.00	\$18.75	\$1,875.00	\$20.00	\$2,000.00	\$25.00	\$2,500.00	\$20.00	\$2,000.00		
16	Pit Filling	20	GAL	\$150.00	\$3,000.00	\$625.00	\$12,500.00	\$700.00	\$14,000.00	\$200.00	\$4,000.00	\$250.00	\$5,000.00	\$430.00	\$8,600.00	\$200.00	\$4,000.00	\$200.00	\$4,000.00		
17	Asphalt Repair	200	SY	\$80.00	\$16,000.00	\$100.00	\$20,000.00	\$64.00	\$12,800.00	\$60.00	\$12,000.00	\$31.25	\$6,250.00	\$300.00	\$60,000.00	\$100.00	\$20,000.00	\$50.00	\$10,000.00		
18	Vent Replacement	1	LS	\$20,000.00	\$20,000.00	\$50,000.00	\$50,000.00	\$7,000.00	\$7,000.00	\$20,000.00	\$20,000.00	\$22,500.00	\$22,500.00	\$23,800.00	\$23,800.00	\$15,000.00	\$15,000.00	\$20,000.00	\$20,000.00		
BASE BID, TANK REHABILITATION: TOTALS				\$1,236,950.00		\$1,377,500.00		\$1,382,200.00		\$1,406,000.00		\$1,501,500.00		\$1,910,000.00		\$2,299,500.00		\$1,240,500.00			
Add-Alternate 1																					
3	DEDUCT FOR LINE 3 of BASE BID	1	LS		-\$498,050.00		-\$500,000.00		-\$803,700.00		-\$700,000.00		-\$472,000.00		-\$785,300.00		-\$48,000.00		-\$590,000.00		
19	ADD: Exterior Over-Coating/Painting/Coating/Surface Prep	1	LS		\$352,400.00		\$270,000.00		\$398,900.00		\$500,000.00		\$336,800.00		\$565,300.00		\$140,000.00		\$198,000.00		
TOTAL ALTERNATIVE 1 AND BASE BID				\$1,091,300.00		\$1,147,500.00		\$977,400.00		\$1,206,000.00		\$1,366,300.00		\$1,690,000.00		\$2,391,500.00		\$848,500.00			

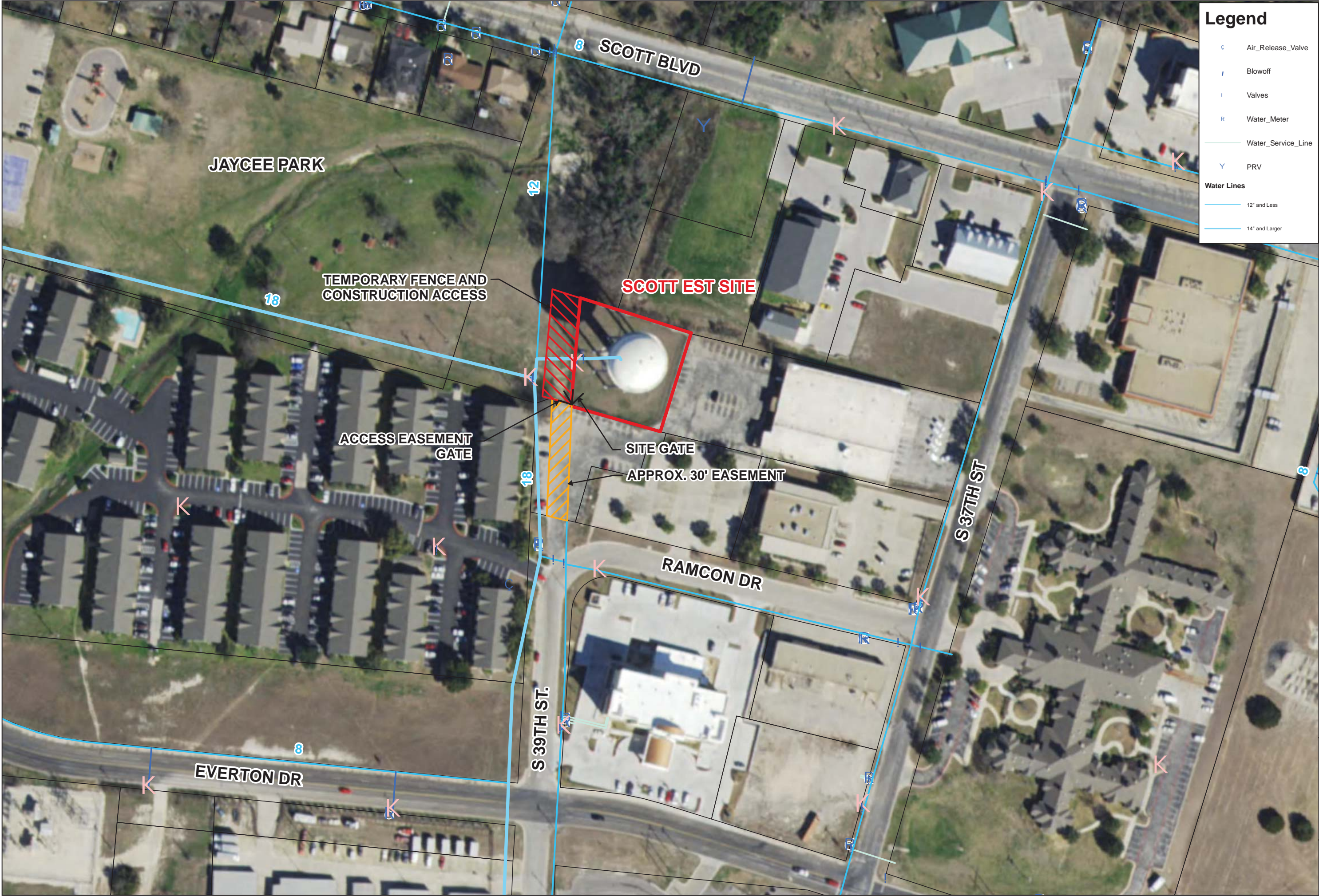
Bidder did not submit a Bid Bond; accordingly, bid was determined to be non-responsive

CHECKED BY:


Sean Mason, P.E.
10/11/2018

DATE:





Legend

Air_Release_Valve

Blowoff

Valves

Water_Meter

Water_Service_Line

PRV

12" and Less

14" and Larger

Water Lines

Kimley»Horn

No.

Revision

By

Date

TANK SITE LOCATION EXHIBIT

SCOTT 1.0 MG ELEVATED STORAGE TANK REHABILITATION

City of Temple

SCOTT 1.0 MG ELEVATED STORAGE TANK REHABILITATION

DATE: MAY 2018

DESIGN: SRM

DRAWN: JML

CHECKED: SRM

KHA NO.: 064325007

SHEET

1

OF 1 SHEETS

FY **2019****BUDGET ADJUSTMENT FORM**

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

Adjustments should be rounded to the nearest \$1.

+

-

ACCOUNT NUMBER	PROJECT #	ACCOUNT DESCRIPTION	INCREASE	DECREASE
561-5100-535-69-89	101834	Capital - Bonds/Scott Elvtd Strg Tank Reh	\$ 75,149	
561-5400-535-69-05	101475	Capital - Bonds/Lift Station Improvements		75,149
TOTAL.....			\$ 75,149	\$ 75,149

EXPLANATION OF ADJUSTMENT REQUEST- Include justification for increases AND reason why funds in decreased account are available.

To appropriate funding for the construction contract with Classic Protective Coatings, Inc. in the amount of \$1,236,950 for the construction activities required for the rehabilitation of Scott elevated storage tank, project 101834.

DOES THIS REQUEST REQUIRE COUNCIL APPROVAL?

☒ Yes☐ No

DATE OF COUNCIL MEETING

10/18/18

WITH AGENDA ITEM?

☒ Yes☐ No

Department Head/Division Director

Date

☐ Approved
☐ Disapproved

Finance

Date

☐ Approved
☐ Disapproved

City Manager

Date

☐ Approved
☐ Disapproved

RESOLUTION NO. 2018-9381-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CONSTRUCTION CONTRACT WITH CLASSIC PROTECTIVE COATINGS, INC. OF MENOMONIE, WISCONSIN IN THE AMOUNT OF \$1,236,950, FOR CONSTRUCTION ACTIVITIES REQUIRED FOR THE REHABILITATION OF SCOTT ELEVATED STORAGE TANK; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City owns and operates the Scott elevated storage tank located on Scott Boulevard - in April 2018, Council authorized a professional services agreement with Kimley-Horn and Associates, Inc. to complete a Preliminary Engineering Report (PER) for the tank;

Whereas, the PER found structural and regulatory deficiencies and recommended full tank rehabilitation - in July 2018, Council authorized Contract Amendment No. 1 for final design, bidding and construction phase services;

Whereas, erected in 1968, the interior of the 50-year-old tank requires structural repairs including welding, roof plate and rafter replacement, extending the access tube to the roof, replacing damaged lighting systems and upgrading the cathodic protection system - the tank will also require updating ladders, guardrails, and adding electrical/communication conduits to comply with current OSHA standards;

Whereas, hatch and vent replacement, weir box and overflow pipe replacement, and interior/exterior abrasive blasting and recoating are needed to maintain potable water quality standards in compliance with TCEQ regulations - tank site improvements include grading and fence replacement to improve both drainage and security;

Whereas, on October 2, 2018, Staff received eight bids for the rehabilitation of Scott elevated storage tank with Classic Protective Coatings, Inc. of Menomonie, Wisconsin submitting the low base bid on the project in the amount of \$1,236,950 and Staff and the City's engineer recommend Council authorize a construction contract with Classic Protective Coatings, Inc.;

Whereas, funds are available for this construction contract, but an amendment to the fiscal year 2019 budget needs to be approved to transfer the funds to Account No. 520-5100-535-6522 and Account No. 561-5100-535-6989, Project No. 101834; and

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

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

Part 1: 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 construction contract with Classic Protective Coatings, Inc. of Menomonie, Wisconsin in the amount of \$1,236,950, for construction activities required for the rehabilitation of Scott elevated storage tank.

Part 3: The City Council authorizes an amendment to the fiscal year 2019 budget, substantially in the form of the copy attached hereto as Exhibit 'A.'

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(D)
Consent Agenda
Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Brynn Myers, City Manager

ITEM DESCRIPTION: Consider adopting a resolution ratifying a consulting agreement for Interim Airport Director services with Barry C. Bratton, A.A.E., in the estimated amount of \$60,000.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: On July 2, 2018, the City Manager entered into an agreement with Barry C. Bratton, A.A.E., to provide Interim Airport Director services. The agreement provides for compensation, temporary housing, per diem living expenses, and a travel stipend.

The agreement was not originally authorized by Council. However, based on the anticipated extension of Mr. Bratton's services through November 2018, the expenditures under this contract have exceeded \$25,000.

FISCAL IMPACT: Funding for the agreement with Mr. Bratton is available in the Airport's operating budget in account 110-3610-560-2616.

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. 2018-9382-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, RATIFYING A CONSULTING AGREEMENT FOR INTERIM AIRPORT DIRECTOR SERVICES, IN THE ESTIMATED AMOUNT OF \$60,000, WITH BARRY C. BRATTON, A.A.E.; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on July 2, 2018, the City Manager entered into a Consulting Agreement with Barry C. Bratton, A.A.E., to provide Interim Airport Director services - the agreement provided for compensation, temporary housing, per diem living expenses, and a travel stipend;

Whereas, the agreement was not originally authorized by Council, however, based on the anticipated extension of Mr. Bratton's services through November 2018, the expenditures under this contract will exceed \$25,000;

Whereas, funding for this agreement is available in the Airport's operating budget, Account No. 110-3610-560-2616; and

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

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

Part 1: 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 ratifies a consulting agreement for Interim Airport Director services in the estimated amount of \$60,000, with Barry C. Bratton, A.A.E..

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(E)
Consent Agenda
Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Belinda Mattke, Director of Purchasing & Facility Services
Damon Boniface, Utility Director

ITEM DESCRIPTION: Consider adopting a resolution authorizing an annual services agreement for electric motor and pump repair services with Austin Armature Works of Buda, in the estimated annual amount of \$80,000.

STAFF RECOMMENDATION: Adopt a resolution as described in item description.

ITEM SUMMARY: Authorization of this agreement will provide for electric motor and pump repair services during FY2019 at the water treatment plants, booster pump stations, golf course, and water recreational facilities.

As shown on the attached proposal tabulation, on September 27, 2018, three proposals were received for electric motor repair services. The Request for Proposals (RFP) stated that the proposals would be evaluated based on the following criteria: 40%, proposed pricing; 20%, experience and reputation of vendor; 20%, skilled staffing available; 10%, vendor's approach for serving the City's needs; and 10%, adequacy of available facilities and equipment. A proposal evaluation committee was formed to evaluate the three proposals. It is the committee's unanimous recommendation to award the services agreement to Austin Armature Works (AAW) based on AAW offering the best value based on the defined evaluation criteria.

The proposed agreement will commence immediately and go through September 30, 2019. The agreement will allow for four additional one-year periods, if agreed to by the City and AAW.

FISCAL IMPACT: The adopted FY2019 Budget for the Water Treatment Plant and Parks & Recreation include funding for pump and motor repairs within repairs & maintenance accounts. Estimated annual expenditure based on historical expenditures is \$80,000.

ATTACHMENTS:

[Proposal Tabulation](#)
[Resolution](#)

Tabulation of Proposals Received
Electric Motor & Pump Repair Services
RFP# 13-06-19
September 27, 2018 @ 2:30 PM

	Bidders		
	Weisinger, Incorporated Willis, TX	Austin Armature Works, LP Buda, TX	Smith Pump Company, Inc. Waco, TX
Description	Unit Price	Unit Price	Unit Price
1. Material (Cost plus %) individual item cost \$0 - \$100.99	18%	18%	20%
2. Material (Cost plus %) individual item cost \$101 - \$500.99	18%	18%	20%
3. Material (Cost plus %) individual item cost \$501 - \$1,000.99	18%	18%	20%
4. Material (Cost plus %) individual item cost \$1,001 - 5,000.99	18%	18%	20%
5. Material (Cost plus %) individual item cost \$5,001 – and up	18%	18%	20%
6. Labor Shop (Straight time) Per Hour	\$72.00	\$75.00	\$75.00
7. Labor Shop (Overtime) Per Hour	\$92.00	\$95.00	\$112.50
8. Labor Field (Straight time) Per Hour	\$72.00	\$75.00	\$85.00
9. Labor Field (Overtime) Per Hour	\$92.00	\$95.00	\$127.50
10. Rental Equipment (Cost plus %) if applicable	15%	5%	15%
11. Sub-Contractors (Cost plus %) if applicable	15%	5%	20%

Did not submit supplemental items stated in RFP to enable evaluation of all rating criteria

Field Service Labor Rates will be invoiced from AAW Shop (either Taylor or Buda). All freight charges will be invoiced at AAW cost.

Brandon & Clark Inc (Ft Worth) will be used a subcontractor for motor repairs.

Recommended for Council Award

RESOLUTION NO. 2018-9383-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING AN ANNUAL SERVICES AGREEMENT WITH AUSTIN ARMATURE WORKS OF BUDA, TEXAS IN THE ESTIMATED ANNUAL AMOUNT OF \$80,000, FOR ELECTRIC MOTOR AND PUMP REPAIR SERVICES; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on September 27, 2018, three proposals were received for electric motor repair services - the Request for Proposals (RFP) stated that the proposals would be evaluated based on specific criteria;

Whereas, a Staff proposal evaluation committee was formed to evaluate the proposals and it is Staff's unanimous recommendation that Council authorize an annual services agreement with Austin Armature Works of Buda, Texas (AAW) based on AAW offering the best value based on the defined evaluation criteria;

Whereas, the annual services agreement will commence immediately, run through September 30, 2019 and will allow for four additional one-year renewal periods, if so agreed to by both parties;

Whereas, Staff recommends Council authorize an annual services agreement with Austin Armature Works of Buda, Texas in the estimated annual amount of \$80,000, for electric motor and pump repair services;

Whereas, the fiscal year 2019 budget includes funding for pump and motor repairs within repairs & maintenance accounts; and

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

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

Part 1: 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 an annual services agreement with Austin Armature Works of Buda, Texas in the estimated annual amount of \$80,000, for electric motor and pump repair services.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(F)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Belinda Mattke, Director of Purchasing & Facility Services

ITEM DESCRIPTION: Consider adopting a resolution authorizing an annual services agreement with Austin Environmental, Inc. of Austin for as-needed asbestos inspection and consulting services, in the estimated annual amount of \$40,000.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The Texas Asbestos Health Protection Rules (TAHPR) require that a licensed abatement consultant be engaged to determine the existence of asbestos fibers on the renovation or demolition of any building that has public access or occupancy. If it is determined that asbestos containing materials exist, the City is then required to engage a licensed abatement consultant to monitor the asbestos abatement activities.

On September 6, 2018, eight proposals were received from the following vendors who are interested in providing the City with asbestos inspection and consulting services: Austin Environmental, Inc. of Austin; Farmer Environmental Group, LLC of Carrollton; TTL, Inc. of San Antonio; ERC Environmental & Construction Services, Inc. of Houston; Baer Engineering & Environmental Consulting, Inc. of Austin; Professional Service Industries, Inc. of Harker Heights; ATC Group Services, LLC of Georgetown; and TRC Environmental Corporation of Austin.

The Request for Proposals (RFP) stated that the proposals would be evaluated based on the following criteria: 30%, proposed fee methodology & schedule; 20%, firm qualifications & experience in serving governmental entities; 10%, approach and work plan for completing projects; 10% resources of the company and experience of consulting team; 10%, references; 5%, responsiveness to the RFP; and 15%, Qualified Business Interest as defined by the Housing and Urban Development Act of 1968 (required since CDBG funds are commonly used to fund demolition projects that require asbestos work).

A staff committee was formed to evaluate the proposals. Based on the scoring of the evaluation criteria, it is the committee's unanimous recommendation to award the services agreement to Austin Environmental, Inc. Austin Environmental has been providing asbestos consulting services to the City for several years and Staff is pleased with their services.

The proposed services agreement will commence immediately and continue through September 30, 2019, with the option for four additional one-year renewal periods, if agreeable to the City and Austin Environmental.

FISCAL IMPACT: Asbestos consulting services will be budgeted in the capital or demolition budget associated with each project. In FY2017 and FY2018 asbestos consulting services totaled \$55,780 and \$25,545, respectively. Staff is estimating annual expenditures for asbestos consulting services for FY2019 in the amount of \$40,000.

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. 2018-9384-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING AN ANNUAL SERVICES AGREEMENT WITH AUSTIN ENVIRONMENTAL, INC. OF AUSTIN, TEXAS IN THE ESTIMATED ANNUAL AMOUNT OF \$40,000, FOR AS-NEEDED ASBESTOS INSPECTION AND CONSULTING SERVICES; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Texas Asbestos Health Protection Rules require that a licensed abatement consultant be engaged to determine the existence of asbestos fibers on the renovation or demolition of any building that has public access or occupancy - if it is determined during renovation or demolition that asbestos containing materials exist, the City is required to engage a licensed abatement consultant to monitor the asbestos abatement activities;

Whereas, on September 6, 2018, the City received eight proposals for as-needed asbestos inspection and consulting services - the Request for Proposals (RFP) stated that the proposals would be evaluated based on specific criteria which included Qualified Business Interest as defined by the Housing and Urban Development Act of 1968 (required since CDBG funds are commonly used to fund demolition projects that require asbestos work);

Whereas, a Staff committee evaluated the proposals, and based on the scoring of the evaluation criteria, Staff recommends Council authorize an annual services agreement with Austin Environmental, Inc. of Austin, Texas - Austin Environmental has been providing asbestos consulting services to the City for several years and Staff has been pleased with their services;

Whereas, the annual services agreement will commence immediately and continue through September 30, 2019, with the option for four additional one-year renewals, if agreed to by both parties;

Whereas, Staff recommends Council authorize an annual services agreement with Austin Environmental, Inc. of Austin, Texas in the estimated annual amount of \$40,000, for as-needed asbestos inspection and consulting services;

Whereas, asbestos consulting services are budgeted in the capital or demolition budget associated with each project and Staff estimates annual expenditures for asbestos consulting services for fiscal year 2019 will be approximately \$40,000; and

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

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

Part 1: 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 an annual services agreement with Austin Environmental, Inc. of Austin, Texas in the estimated annual amount of \$40,000, for as-needed asbestos inspection and consulting services.

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

PASSED AND APPROVED this the **18th** day of **October**, 2018.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

APPROVED AS TO FORM:

ATTEST:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

10/18/18
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Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Alan DeLoera, Information Technology Director

ITEM DESCRIPTION: Consider adopting a resolution authorizing the purchase of an annual subscription of a fully integrated Human Resources cloud-based platform from Cornerstone OnDemand, Inc. of Santa Monica, California, in the amount of \$177,234.73.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY:

Authorization to purchase software subscriptions from Cornerstone OnDemand, Inc. (Cornerstone) will provide for a fully integrated Human Resource (HR) software package that will include recruiting/application services, employee tracking, a learning management system, and performance management.

Based on a formal Request for Proposal (RFP) process that was completed in 2015, on September 3, 2015, Council authorized the purchase of a learning management platform from Cornerstone, an online software company that specializes in management systems for HR departments. In 2017, the City expanded the use of the Cornerstone platform by implementing Cornerstone's recruitment/application module. Staff recommends the implementation of Cornerstone's employee management and performance management modules in FY2019, which will ultimately enable the creation of a fully integrated HR suite that will assist HR Staff in tracking employees through recruitment, growth through learning, and performance during their tenure with the City.

Cornerstone manufactures its cloud-based platform, and Cornerstone only sells its platform direct to customers. Accordingly, Staff is recommending the purchase of the Cornerstone subscriptions as a single source procurement as allowed under the Local Government Code §252.022(a)(7).

FISCAL IMPACT: Funding in the amount of \$177,234.73, is included in the adopted FY 2019 Budget for the LMS subscription along with the new subscriptions for the implementation and yearly subscription of the Human Resources and Performance Management Software. The funding is as follows:

<u>Description</u>	<u>Account #</u>	<u>Amount</u>
Cornerstone LMS yearly subscription (General Fund 84.2%)	110-1900-519-2515	\$ 44,526.50
Cornerstone LMS yearly subscription (Drainage Fund 1.8%)	292-2900-534-2515	951.87
Cornerstone LMS yearly subscription (H/M Fund 1.9%)	240-4400-551-2515	1,004.75
Cornerstone LMS yearly subscription (Water/Wastewater Fund 12.1%)	520-5000-535-2515	6,398.71
Cornerstone Recruiting/OnBoarding Suite	110-1900-519-2515	15,351.40
Choice Customer Success Package	110-5927-515-2515	8,500.00
Performance Management	110-5927-515-2515	30,500.00
Cornerstone HR Suite	110-5927-515-2515	70,001.50
Total Funds Available		\$ 177,234.73

ATTACHMENTS:
[Resolution](#)

RESOLUTION NO. 2018-9385-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE PURCHASE OF AN ANNUAL SUBSCRIPTION OF A FULLY INTEGRATED HUMAN RESOURCE CLOUD-BASED PLATFORM FROM CORNERSTONE ONDEMAND, INC. OF SANTA MONICA, CALIFORNIA, IN THE AMOUNT OF \$177,234.73; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, based on a formal Request for Proposal (RFP) process that was completed in 2015, on September 3, 2015, Council authorized the purchase of a learning management platform from Cornerstone OnDemand, Inc. (Cornerstone), an online software company that specializes in management systems for Human Resource Departments;

Whereas, in 2017, the City expanded the use of the Cornerstone platform by implementing Cornerstone's recruitment/application module;

Whereas, Cornerstone will provide for a fully integrated Human Resource software package that will include recruiting/application services, employee tracking, a learning management system, and performance management;

Whereas, Cornerstone manufactures its cloud-based platform, and Cornerstone only sells its platform direct to customers;

Whereas, Staff recommends the purchase of the Cornerstone subscriptions as a single source procurement as allowed under the Local Government Code §252.022(a)(7);

Whereas, Staff recommends Council authorize the purchase of an annual subscription of a fully integrated Human Resources cloud-based platform from Cornerstone OnDemand, Inc. of Santa Monica, California, in the amount of \$177,234.73;

Whereas, funding for this subscription purchase is included in the adopted Fiscal Year 2019 budget in Account Nos. 110-1900-519-2515, 292-2900-534-2515, 240-4400-551-2515, 520-5000-535-2515, 110-1900-519-2515, 110-5927-515-2515, 110-5927-515-2515, and 110-5927-515-2515; and

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

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

Part 1: 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 purchase of an annual subscription of a fully integrated Human Resources cloud-based platform from Cornerstone OnDemand, Inc. of Santa Monica, California, in the amount of \$177,234.73.

Part 3: 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 required for this purchase.

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **18th** day of **October**, 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

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DEPT./DIVISION SUBMISSION & REVIEW:

Kayla Landeros, City Attorney
Barry Bratton, Interim Airport Director

ITEM DESCRIPTION: Consider adopting a resolution authorizing a Lease Agreement with Charles “Ray” Mattix for lease of T-hangar #35 at the Draughon-Miller Central Texas Regional Airport.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: Charles “Ray” Mattix has requested to lease T-hangar #35 at the Airport for aircraft storage and aeronautical purposes. The rent for this T-hangar will be \$185 per month, due on the 1st day of the month.

Mr. Mattix will be leasing T-Hangar #35, which will be used to store a Chapple Starduster Fixed Wing Single Engine Aircraft, Tail # N277DC; Mr. Mattix began utilizing this space on October 5, 2018.

The initial term of the lease 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 the lease have an effective date of October 5, 2018.

Mr. Mattix 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. Mattix further understands that commercial activity is prohibited in the T-hangar.

Pursuant to the lease agreement, Mr. Mattix 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. This is an as-is lease, the City will not be making any adjustments or upgrades to the space.

FISCAL IMPACT: Annual lease revenue of \$2,220 for rental of T-Hanger #35 will be deposited into account 110-0000-446-3021.

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. 2018-9386-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A LEASE AGREEMENT WITH CHARLES “RAY” MATTIX FOR LEASE OF T-HANGAR 35 AT THE DRAUGHON-MILLER CENTRAL TEXAS REGIONAL AIRPORT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, Charles “Ray” Mattix has requested to lease T-hangar No. 35 at the Draughon-Miller Central Texas Regional Airport (“Airport”) for aircraft storage and aeronautical purposes including the storage of a Chapple Starduster Fixed Wing Single Engine Aircraft, Tail No. N277DC - Mr. Mattix began utilizing this space on October 5, 2018;

Whereas, the initial term of the lease will be for 12 months and may be renewed for additional 12-month terms upon 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;

Whereas, Staff recommends October 5, 2018 as an effective date with a rental rate for this T-hangar of \$185 per month, due on the 1st day of each month;

Whereas, Mr. Mattix agrees to use the T-hangar solely for aircraft hangar purposes and aeronautical operations and 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. Mattix 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 - this is an as-is lease, the City will not be making any adjustments or upgrades to the space;

Whereas, annual lease revenue for rental of T-hangar No. 35 will be deposited into Account No. 110-0000-446-3021;

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

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

Part 1: 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 lease agreement with Charles “Ray” Mattix for lease of T-hangar No. 35 at the Draughon-Miller Central Texas Regional Airport.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

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DEPT./DIVISION SUBMISSION & REVIEW:

Kayla Landeros, City Attorney
Christina Demirs, Deputy City Attorney

ITEM DESCRIPTION: Consider adopting a resolution authorizing a professional services agreement with Stateside Right of Way Services, Inc., for acquisition and relocation services for Outer Loop Phase 6, in an amount not to exceed \$114,500.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The Outer Loop south of FM 2305 is a critical north-south arterial that will connect the Adams Avenue growth corridor to IH 35. Phase 3A at Adams Avenue has recently been completed, Phase 3B is now under construction, and ROW is being acquired for the next phase (4) to extend just south of the future connection of Poison Oak Road. Phase 5 will continue the arterial roadway southward another 3,700 linear feet to the future connection of the Outer Loop Phase 6. Phase 6 will extend 4,500 linear feet of arterial roadway from Old Waco Road to IH 35 and includes elevated bridge structures over Pepper Creek, Charter Oak Road and the adjacent BNSF Railroad.

At this time, Staff anticipates right of way will be needed from approximately 12 tracts of land. Additionally, the project could involve up to 3 relocations. Staff has received a proposal for land acquisition and relocation services from Stateside Right of Way Services, Inc. (Stateside).

Stateside will offer multiple services during the acquisition process, including, but not limited to, project management, title, appraisal services, and relocation services.

Staff recommends Council authorize a professional services agreement with Stateside, in an amount not to exceed \$114,500 for acquisition and relocation services for Outer Loop Phase 6. The not to exceed amount does not include all condemnation services that may be required. Stateside will provide such services at the request of the City.

FISCAL IMPACT: Funding for the professional services agreement with Stateside Right of Way Services, Inc. in an amount not to exceed \$114,500 for acquisition and relocation services for Outer Loop Phase 6 is available in Reinvestment Zone No. 1 Financing and Project Plans, line 320, account 795-9600-531-6557, project 101585.

ATTACHMENTS:

[Stateside Proposal](#)
[Resolution](#)



September 11, 2018

City of Temple, Texas
Christina A. Demirs
Deputy City Attorney, Right of Way
2 North Main, Suite 308
Temple, Texas 76501

Re: Proposal for Project Management, Acquisition, Title Curative and Closings in Temple, Texas --
Outer Loop ROW Acquisition Project – **Phase VI**

RIGHT OF WAY SCOPE OF SERVICES

Acquisition / Negotiation:

Stateside will complete negotiations through Final Offer Letter and Closings for \$4,000 per parcel.

Set up Files: Stateside will set up and maintain paper files as well as electronic files on each property (may be referred to as parcel). Files will include copies of correspondence, completed notices and forms, title commitment, appraisal report, copies of informational documents such as Bell County Appraisal District print out, Secretary of State print out, and title research backup. All information will remain confidential and must be requested through City of Temple.

- Initial Offer Packet: Upon written approval by the City of Temple (City), the Stateside Right of Way Agent (Agent) will notify the property owners in writing of the City's interest in acquiring their property and the approved offer amount for that interest. This packet will be sent by certified mail, return receipt requested to the owner's current address as listed on the Bell County Appraisal District website. All individuals that may be affected by this project will be given an opportunity to meet and discuss the procedures to which they may be interested or by which they may be affected. Arrangements will be made, as required, to present information to persons who are unable to read or write English or otherwise need additional assistance.
- In negotiating with the owners of the subject land, it is assumed that the owner will in turn negotiate with any lessees or others who may own any interest in the land or improvements, and settle any lease or lease hold interests prior to closing.
- Counteroffer: During negotiations, if a property owner provides appraisal information or a counteroffer, either written or verbal, which the landowner believes is relevant to the acquisition, the Agent may forward the information to the appraisal firm for analysis. The Agent will discuss with the City a recommendation for review. The Agent will provide an appropriate response to the property owner based upon the City's decision.

- Final Offer Letter: If negotiations reach an impasse, the Agent will prepare a Final Offer Letter restating the terms of the offer and submit to the City for approval. Upon written approval by the City, the Agent will send the Final Offer Letter to the property owner via certified mail, return receipt requested.

Relocation:

Stateside will complete residential relocations at \$4,000 each.

- Acquisitions that may require the displacement of residential or business occupants will have a relocation analysis prepared before initiating negotiations.
 - The Agent will inspect the proposed acquisition site to determine if any relocation assistance may be required. If relocation assistance is required, at the appropriate time the Agent will contact each potential displacee to conduct a personal interview to include: length of residency, how the length of residency was determined (i.e. lease agreement, utility bills), number of persons occupying the dwelling and the condition of the property.
 - The Agent will begin to identify any unique relocation assistance problems requiring special consideration and update the City of possible problems and proposed solutions for displacees. For residential displacees, the Agent will determine if an adequate supply of comparable replacement dwellings will exist at the time displacement occurs. For non-residential displacees, the Agent will determine if suitable replacement sites exist and begin assessing problems that may be encountered in relocating to a replacement site.
 - The Agent will physically inspect the real property to determine if buildings or structures are occupied, vacant, or if personal property is located on the real property.
 - The displacees will be informed, in writing, of the Relocation Assistance Program.
- The Agent will prepare and submit a relocation supplement packet to the City for approval.
- A Notice of Relocation Eligibility will be prepared by the Agent for each displacee indicating the following:
 - The date initiation of negotiations occurred.
 - That they may be eligible to receive relocation benefits.
 - That residential displacees will not be required to vacate until at least one (1) decent, safe and sanitary comparable replacement dwelling is made available.
 - Those business displacees must provide reasonable advance notice of their move date, moving options and access for reasonable and timely inspections to monitor the move to the new location.
 - That the occupant will receive written notice to vacate no less than ninety (90) days before displacement is required. When a ninety (90) day notice is given at the beginning of negotiations and a specific date is not included, a subsequent thirty (30) day written notice will be given with a specific date. If the occupant moves and vacates the property at least thirty (30) days in advance of the time the property will be needed by the City, no thirty (30) day notice is required.

Every effort will be made to personally deliver the Notice of Eligibility to each eligible displacee within ten (10) working days of the initiation of negotiations. If personal delivery cannot be made, the Notice of Eligibility will be sent by certified mail, return receipt requested or by a courier service that confirms receipt of delivery. When the notice is mailed, the Agent will attempt to personally contact the displacee as soon as feasible. A log will be maintained of all contacts with the displacee indicating the date of the contact and a brief summary of the discussion.

Title/Closing:

Stateside will complete title / closing with Centraland Title Company as the designated closing agent.

- Stateside will order Commitments for Title Insurance with copies of all supporting documents for items listed on Schedules A, B and C of the Title Commitment for properties to be acquired.
- Copies of all Schedule A and B documents are to be provided to the survey team by the City or Stateside.
- Upon receipt of the Title Commitments and supporting documents, the Agent will:
 - Review Commitment and supporting documents
 - Vesting Deeds will be verified with ownership shown on the Commitment
 - Secretary of State information will be researched for Corporations, LLC or other entity information
 - Lien information and clouded or complicated title issues will be noted for:
 - Long lead time issues
 - Condemnation by Publication actions needed
 - Provide a copy of the Title Commitment and backup documents to the appraisal firm.
- Prior to acquiring any real property, the Agent will take all appropriate steps necessary to ensure that the area being acquired is purchased with acceptable title and clear title, if possible.
- Upon receipt of properly executed conveyance and title curative documents, all originals will be submitted to the Title Company to be held in escrow until closing.
- The Title Company will provide a check request or wire transfer with the Settlement Statement as per the U.S. Department of Housing and Urban Development (HUD-1) and their contact information for the purchase price and closing costs will be sent to the City.
- The Agent will prepare a Closing Packet for the City which will include an executed Memorandum of Agreement.
- The City will sign all closing documents and Stateside will attend closing.
- The Title Company will record all Deeds and title curative release documents and provide file marked copies to the Agent. The original recorded Deed shall be returned to the City Attorney.
- The Title Company will provide a Title Policy for the purchase price on all fee acquisitions.

Condemnation Support Services:

Stateside will provide condemnation support services for an hourly rate of \$80 per hour for Right of Way Technician tasks, and \$110 per hour for Right of Way Agent tasks.

- The Agent will provide a summary of activities related to the acquisition efforts for review and consideration by the City for Eminent Domain proceedings.
- The Agent will be available to assist the City Attorney as necessary.

Pass-Through Costs:

All invoices submitted to Stateside will be a pass through cost to the City. These costs may include: closing costs, landowner incidental costs, appraisal costs, mover estimates, interpreter fees, and relocation costs.

Reporting:

Stateside will maintain office files containing copies of completed notices and forms, contacts and discussions and project status reports, as required. The City will have access to files and will be cc'd on email correspondence. All information will remain confidential and must be requested through the City of Temple Project Manager.

Invoice:

Stateside accounting requires invoicing on a month end basis. Payment is expected within 30 days of the date of the invoice.

Fees:**Appraisal Services:**

Appraisals by Appraisers:

- | | |
|--------------------------------------|------------------|
| • Appraisal Review Fees – 12 parcels | \$ 22,000 |
| • Appraisals – 12 parcels | <u>\$ 32,500</u> |
| The Appraisal total amount: | \$ 54,500 |

Acquisition Services:

The fees will be submitted on a milestone basis:

- | | |
|--|------------------|
| • Negotiation Services – up to 12 acquisitions - @ \$4,000 each | \$ 48,000 |
| • Relocation Services – up to 3 residential relocations @ \$4,000 each | <u>\$ 12,000</u> |
| The Acquisition and Relocation amount: | \$ 60,000 |

The Stateside total amount is not to exceed: \$ 114,500

Milestone Payments:

The fees will be submitted on a milestone basis:

- **Acquisition**
 - Set up 20% per parcel
 - Offer Packet 50%
 - Final Offer/Closing 20%
 - File Close Out/Submit for ED 10%
- **Residential**
 - Set up 20% per relocation
 - Interview 20% per relocation
 - Submit Replacement Payment Packet to City of Temple 40%
 - Move Out and Inspection 20%

- **Appraisals**
 - Completion 100%
- **Appraisal Reviews**
 - Completion 100%

Thank you for this opportunity and we look forward to working with you and your team.

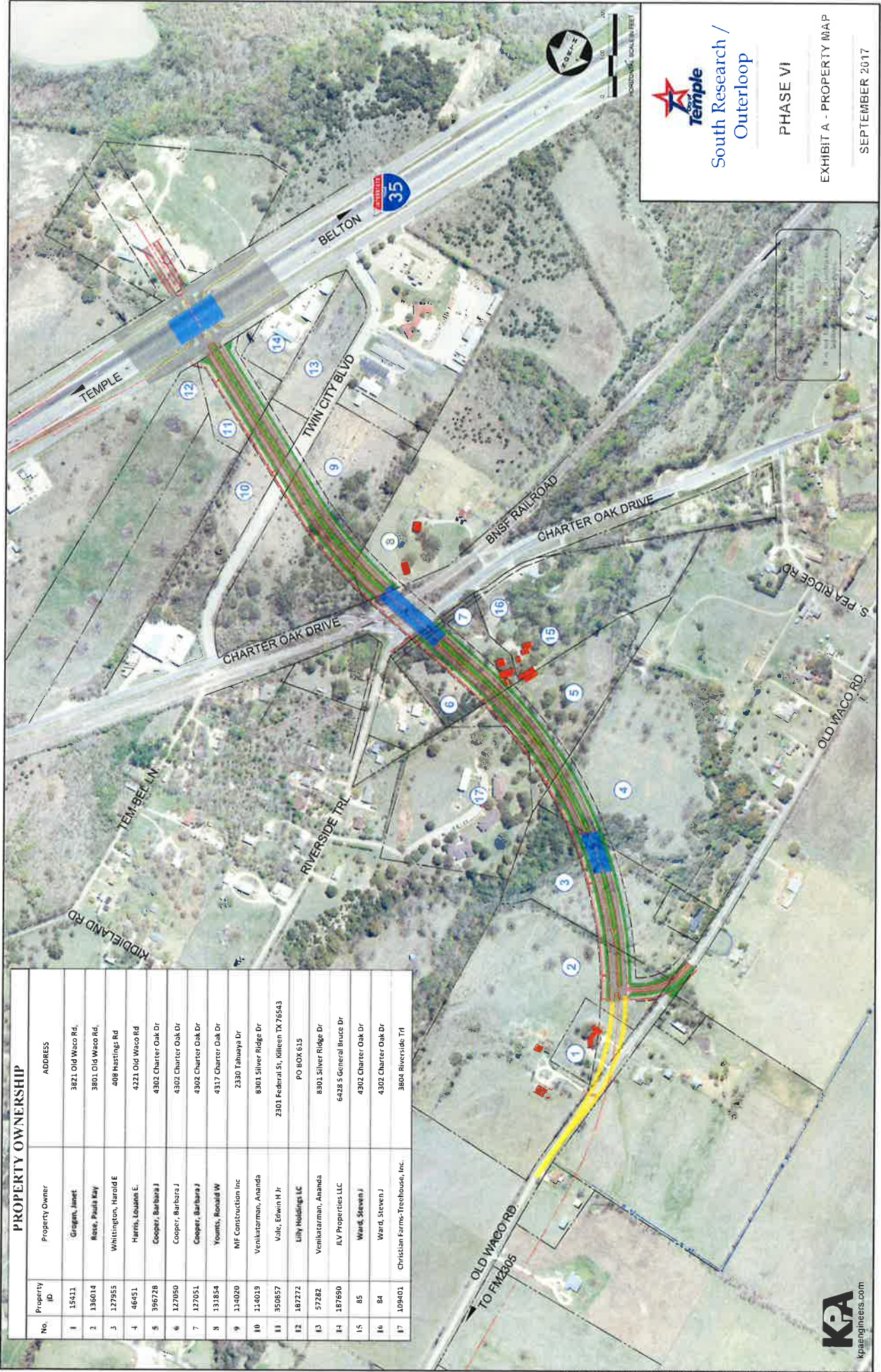
Sincerely,

STATESIDE RIGHT OF WAY SERVICES, L.L.C.



Diane Burkhardt Valek
President

PROPERTY OWNERSHIP		
No.	Property ID	Property Owner ADDRESS
1	15111	Grogan, Janet 3821 Old Waco Rd.
2	136014	Rose, Paula Kay 3801 Old Waco Rd.
3	127955	Whittington, Harold E 408 Hastings Rd
4	46451	Harris, Louise E. 4221 Old Waco Rd
5	396728	Cooper, Barbara J 4302 Charter Oak Dr
6	127050	Cooper, Barbara J 4302 Charter Oak Dr
7	127051	Cooper, Barbara J 4302 Charter Oak Dr
8	131854	Younts, Ronald W 4317 Charter Oak Dr
9	114020	MF Construction Inc 2330 Thruway Dr
10	114019	Venikatarman, Ananda 8301 Silver Ridge Dr
11	350857	Vale, Edwin H Jr 2301 Federal St, Killeen TX 76543
12	187272	Lilly Holdings LLC PO BOX 615
13	57282	Venikatarman, Ananda 8301 Silver Ridge Dr
14	187690	JLV Properties LLC 6428 S General Bruce Dr
15	85	Ward, Steven J 4302 Charter Oak Dr
16	84	Ward, Steven J 4302 Charter Oak Dr
17	109401	Christian Farms-Treehouse, Inc. 3804 Riverside Trl





South Research / Outerloop

PHASE VI

EXHIBIT A - PROPERTY MAP

SEPTEMBER 2017

RESOLUTION NO. 2018-9387-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH STATESIDE RIGHT OF WAY SERVICES, INC. OF TEMPLE, TEXAS IN AN AMOUNT NOT TO EXCEED \$114,500, FOR ACQUISITION AND RELOCATION SERVICES FOR OUTER LOOP PHASE 6; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Outer Loop, south of FM 2305, is a critical north-south arterial that will connect the Adams Avenue growth corridor to IH 35 - Phase 3A at Adams Avenue has recently been completed, Phase 3B is now under construction, and right-of-way is being acquired for the next phase (Phase 4) to extend just south of the future connection of Poison Oak Road;

Whereas, Phase 5 will continue the arterial roadway southward another 3,700 linear feet to the future connection of the Outer Loop Phase 6 – Phase 6 will extend 4,500 linear feet of arterial roadway from Old Waco Road to IH35, and includes elevated bridge structures over Pepper Creek, Charter Oak Road, and the adjacent BNSF Railroad;

Whereas, Staff anticipates right of way will be needed from approximately 12 tracts of land and the project could involve up to 3 relocations;

Whereas, Staff has received a proposal for land acquisition and relocation services from Stateside Right of Way Services, Inc. (Stateside) - Stateside will offer multiple services during the acquisition process, including, but not limited to, project management, title, appraisal services, and relocation services;

Whereas, Staff recommends Council authorize a professional services agreement with Stateside in an amount not to exceed \$114,500, for acquisition and relocation services for Outer Loop Phase 6;

Whereas, the not to exceed amount does not include all condemnation services that may be required - Stateside will provide such services at the request of the City;

Whereas, funding for this agreement is available in the Reinvestment Zone No. 1 Financing and Project Plans, Line 316, Account No. 795-9600-531-6557, Project No. 101585; and

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

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

Part 1: 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 professional services agreement with Stateside Right of Way Services, Inc. of Temple, Texas in an amount not to exceed \$114,500, for acquisition and relocation services for Outer Loop Phase 6.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

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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 a professional services agreement with Stateside Right of Way Services, Inc., for rights of entry, acquisition, and relocation services for Outer Loop Phase 5, in an amount not to exceed \$184,700.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The Outer Loop south of FM 2305 is a critical north-south arterial that will connect the Adams Avenue growth corridor to IH 35. Phase 3A at Adams Avenue has recently been completed, Phase 3B is now under construction, and ROW is being acquired for the next phase (4) to extend just south of the future connection of Poison Oak Road. Phase 5 will continue the arterial roadway southward another 3,700 linear feet to the future connection of the Outer Loop (Phase 6) and Old Waco Road.

At this time, rights of entry will be needed from approximately 20 tracts of land to properly develop the project design. Once design is complete, Staff anticipates right of way will be needed from approximately 18 tracts of land. Additionally, the project could involve up to 3 relocations. Staff has received a proposal for rights of entry, land acquisition, and relocation services from Stateside Right of Way Services, Inc. (Stateside).

Stateside will offer multiple services during the acquisition process, including, but not limited to, project management, title, appraisal services, and relocation services.

Staff recommends Council authorize a professional services agreement with Stateside, in an amount not to exceed \$184,700 for rights of entry, acquisition, and relocation services for Outer Loop Phase 5. The not to exceed amount does not include all condemnation services that may be required. Stateside will provide such services at the request of the City.

FISCAL IMPACT: Funding for the professional services agreement with Stateside Right of Way Services, Inc. in an amount not to exceed \$184,700 for rights of entry, acquisition and relocation services for Outer Loop Phase 5 is available in Reinvestment Zone No. 1 Financing and Project Plans, line 316, account 795-9600-531-6813, project 101824.

ATTACHMENTS:

[Stateside Proposal](#)
[Resolution](#)



September 11, 2018

City of Temple, Texas
Christina A. Demirs
Deputy City Attorney, Right of Way
2 North Main, Suite 308
Temple, Texas 76501

Re: Proposal for Project Management, Right of Entries, Acquisition, Relocation, Title Curative and Closings in Temple, Texas – Outer Loop ROW Acquisition Project – **Phase V**

RIGHT OF WAY SCOPE OF SERVICES

Title/Vesting Deed/CAD:

Per the provided map, Stateside will research the properties on CAD and confirm ownership with the vesting deed.

Right of Entries:

Stateside will complete right of entry agreements for surveys for the project.

- Stateside will identify the subject property, verified by the County or its representatives.
- Stateside will secure the vesting deed.
- Stateside will send an Introductory Packet (Packet) by Certified Mail Return Receipt Requested (CMRRR) to the landowner/s:
 - Address as posted on tax documentation in the Bell County Tax Assessors Office.
 - Letter/s will include authorization for access (Right of Entry “ROE”) for Kasberg, Patrick and Associates (KPA) personnel and agents and other consultants of the City of Temple:
 - Stateside Agents
 - Surveyor/s (as provided by KPA)
 - Request for Contact Information
 - Name
 - Phone
 - Email
 - Address
 - Landowner Bill of Rights
 - Information About Brokerage Services
 - Acknowledgement of Receipt
 - Self-Addressed Stamped Envelope
- If the landowner does not contact the agent within a day or two of receiving the Introductory Packet, Stateside will research contact information.
- If needed, Stateside will meet with the owner/s at the property to discuss the proposed project.
- All information is entered into the data base, logged onto the tracker and placed in an electronic and paper file for each parcel.

Acquisition / Negotiation:

Stateside will complete negotiations through Final Offer Letter and Closings for \$4,000 per parcel.

Set up Files: Stateside will set up and maintain paper files as well as electronic files on each property (may be referred to as parcel). Files will include copies of correspondence, completed notices and forms, title commitment, appraisal report, copies of informational documents such as Bell County Appraisal District print out, Secretary of State print out, and title research backup. All information will remain confidential and must be requested through City of Temple.

- Initial Offer Packet: Upon written approval by the City of Temple (City), the Stateside Right of Way Agent (Agent) will notify the property owners in writing of the City's interest in acquiring their property and the approved offer amount for that interest. This packet will be sent by certified mail, return receipt requested to the owner's current address as listed on the Bell County Appraisal District website. All individuals that may be affected by this project will be given an opportunity to meet and discuss the procedures to which they may be interested or by which they may be affected. Arrangements will be made, as required, to present information to persons who are unable to read or write English or otherwise need additional assistance.
- In negotiating with the owners of the subject land, it is assumed that the owner will in turn negotiate with any lessees or others who may own any interest in the land or improvements, and settle any lease or lease hold interests prior to closing.
- Counteroffer: During negotiations, if a property owner provides appraisal information or a counteroffer, either written or verbal, which the landowner believes is relevant to the acquisition, the Agent may forward the information to the appraisal firm for analysis. The Agent will discuss with the City a recommendation for review. The Agent will provide an appropriate response to the property owner based upon the City's decision.
- Final Offer Letter: If negotiations reach an impasse, the Agent will prepare a Final Offer Letter restating the terms of the offer and submit to the City for approval. Upon written approval by the City, the Agent will send the Final Offer Letter to the property owner via certified mail, return receipt requested.

Relocation:

Stateside will complete residential relocations at \$4,000 each.

- Acquisitions that may require the displacement of residential or business occupants will have a relocation analysis prepared before initiating negotiations.
 - The Agent will inspect the proposed acquisition site to determine if any relocation assistance may be required. If relocation assistance is required, at the appropriate time the Agent will contact each potential displacee to conduct a personal interview to include: length of residency, how the length of residency was determined (i.e. lease agreement, utility bills), number of persons occupying the dwelling and the condition of the property.
 - The Agent will begin to identify any unique relocation assistance problems requiring special consideration and update the City of possible problems and proposed solutions for displacees. For residential displacees, the Agent will determine if an adequate supply of comparable replacement dwellings will exist at the time displacement occurs. For non-residential displacees, the Agent will determine if suitable replacement sites exist and begin assessing problems that may be encountered in relocating to a replacement site.

- The Agent will physically inspect the real property to determine if buildings or structures are occupied, vacant, or if personal property is located on the real property.
- The displacees will be informed, in writing, of the Relocation Assistance Program.
- The Agent will prepare and submit a relocation supplement packet to the City for approval.
- A Notice of Relocation Eligibility will be prepared by the Agent for each displacee indicating the following:
 - The date initiation of negotiations occurred.
 - That they may be eligible to receive relocation benefits.
 - That residential displacees will not be required to vacate until at least one (1) decent, safe and sanitary comparable replacement dwelling is made available.
 - Those business displacees must provide reasonable advance notice of their move date, moving options and access for reasonable and timely inspections to monitor the move to the new location.
 - That the occupant will receive written notice to vacate no less than ninety (90) days before displacement is required. When a ninety (90) day notice is given at the beginning of negotiations and a specific date is not included, a subsequent thirty (30) day written notice will be given with a specific date. If the occupant moves and vacates the property at least thirty (30) days in advance of the time the property will be needed by the City, no thirty (30) day notice is required.

Every effort will be made to personally deliver the Notice of Eligibility to each eligible displacee within ten (10) working days of the initiation of negotiations. If personal delivery cannot be made, the Notice of Eligibility will be sent by certified mail, return receipt requested or by a courier service that confirms receipt of delivery. When the notice is mailed, the Agent will attempt to personally contact the displacee as soon as feasible. A log will be maintained of all contacts with the displacee indicating the date of the contact and a brief summary of the discussion.

Title/Closing:

Stateside will complete title / closing with Centraland Title Company as the designated closing agent.

- Stateside will order Commitments for Title Insurance with copies of all supporting documents for items listed on Schedules A, B and C of the Title Commitment for properties to be acquired.
- Copies of all Schedule A and B documents are to be provided to the survey team by the City or Stateside.
- Upon receipt of the Title Commitments and supporting documents, the Agent will:
 - Review Commitment and supporting documents
 - Vesting Deeds will be verified with ownership shown on the Commitment
 - Secretary of State information will be researched for Corporations, LLC or other entity information
 - Lien information and clouded or complicated title issues will be noted for:
 - Long lead time issues
 - Condemnation by Publication actions needed
 - Provide a copy of the Title Commitment and backup documents to the appraisal firm.
- Prior to acquiring any real property, the Agent will take all appropriate steps necessary to ensure that the area being acquired is purchased with acceptable title and clear title, if possible.
- Upon receipt of properly executed conveyance and title curative documents, all originals will be submitted to the Title Company to be held in escrow until closing.

- The Title Company will provide a check request or wire transfer with the Settlement Statement as per the U.S. Department of Housing and Urban Development (HUD-1) and their contact information for the purchase price and closing costs will be sent to the City.
- The Agent will prepare a Closing Packet for the City which will include an executed Memorandum of Agreement.
- The City will sign all closing documents and Stateside will attend closing.
- The Title Company will record all Deeds and title curative release documents and provide file marked copies to the Agent. The original recorded Deed shall be returned to the City Attorney.
- The Title Company will provide a Title Policy for the purchase price on all fee acquisitions.

Condemnation Support Services:

Stateside will provide condemnation support services for an hourly rate of \$80 per hour for Right of Way Technician tasks, and \$110 per hour for Right of Way Agent tasks.

- The Agent will provide a summary of activities related to the acquisition efforts for review and consideration by the City for Eminent Domain proceedings.
- The Agent will be available to assist the City Attorney as necessary.

Pass-Through Costs:

All invoices submitted to Stateside will be a pass through cost to the City. These costs may include: closing costs, landowner incidental costs, appraisal costs, mover estimates, interpreter fees, and relocation costs.

Reporting:

Stateside will maintain office files containing copies of completed notices and forms, contacts and discussions and project status reports, as required. The City will have access to files and will be cc'd on email correspondence. All information will remain confidential and must be requested through the City of Temple Project Manager.

Invoice:

Stateside accounting requires invoicing on a month end basis. Payment is expected within 30 days of the date of the invoice.

Fees:

Appraisal Services:

Appraisals by Appraisers:

- | | |
|--------------------------------------|------------------|
| • Appraisal Review Fees – 18 parcels | \$ 32,000 |
| • Appraisals – 18 parcels | <u>\$ 57,200</u> |
| The Appraisal total amount: | \$ 89,200 |

Right of Entry Services:

The fees will be submitted on a milestone basis:

- | | |
|---|-----------|
| • Right of Entries Services – up to 20 @ \$500 each | \$ 10,500 |
| • CAD and Vesting Deeds – up to 20 @ \$50 each | \$ 1,000 |

Acquisition and Relocation Services:

The fees will be submitted on a milestone basis:

- | | |
|--|------------------|
| • Negotiation Services – up to 13 acquisitions - @ \$4,000 each | \$ 52,000 |
| • Negotiation Services – optional #1,3,4,6 & 8 @ \$4,000 each | \$ 20,000 |
| • Relocation Services – up to 3 residential relocations @ \$4,000 each | <u>\$ 12,000</u> |
| The Right of Entry, Acquisition and Relocation amount: | \$ 95,500 |

Milestone Payments:

The fees will be submitted on a milestone basis:

- **Right of Entries**
 - Request to Landowner 50%
 - Completed/Received from Landowner 50%
- **CAD/Vesting Deeds**
 - Set Up 100% per parcel
- **Acquisition**
 - Set up 20% per parcel
 - Offer Packet 50%
 - Final Offer/Closing 20%
 - File Close Out/Submit for ED 10%
- **Residential**
 - Set up 20% per relocation
 - Interview 20% per relocation
 - Submit Replacement Payment Packet to City of Temple 40%
 - Move Out and Inspection 20%

- **Appraisals**
 - Completion 100%
- **Appraisal Reviews**
 - Completion 100%

The Stateside total amount is not to exceed: \$ 184,700

Thank you for this opportunity and we look forward to working with you and your team.

Sincerely,
STATESIDE RIGHT OF WAY SERVICES, L.L.C.



Diane Valek
President

RESOLUTION NO. 2018-9388-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH STATESIDE RIGHT OF WAY SERVICES, INC. OF TEMPLE, TEXAS IN AN AMOUNT NOT TO EXCEED \$184,700, FOR RIGHTS OF ENTRY, ACQUISITION, AND RELOCATION SERVICES FOR OUTER LOOP, PHASE 5; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Outer Loop, south of FM 2305, is a critical north-south arterial that will connect the Adams Avenue growth corridor to IH 35 - Phase 3A at Adams Avenue has recently been completed, Phase 3B is now under construction, and right-of-way is being acquired for the next phase (Phase 4) to extend just south of the future connection of Poison Oak Road;

Whereas, Phase 5 will continue the arterial roadway southward another 3,700 linear feet to the future connection of the Outer Loop (Phase 6) and Old Waco Road;

Whereas, rights of entry are needed from approximately 20 tracts of land to properly develop the project design - once design is complete, Staff anticipates right of way will be needed from approximately 18 tracts of land and could involve up to 3 relocations;

Whereas, Staff has received a proposal for rights of entry, land acquisition, and relocation services from Stateside Right of Way Services, Inc. (Stateside) who will offer multiple services during the acquisition process, including, but not limited to, project management, title, appraisal services, and relocation services;

Whereas, Staff recommends Council authorize a professional services agreement with Stateside in an amount not to exceed \$184,700, for rights of entry, acquisition, and relocation services for Outer Loop Phase 5;

Whereas, the not to exceed amount does not include all condemnation services that may be required - Stateside will provide such services at the request of the City;

Whereas, funding for this agreement is available in the Reinvestment Zone No. 1 Financing and Project Plans, Line 316, Account No. 795-9600-531-6813, Project No. 101824; and

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

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

Part 1: 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 professional services agreement with Stateside Right of Way Services, Inc. of Temple, Texas in an amount not to exceed \$184,700, for rights of entry, acquisition, and relocation services for Outer Loop Phase 5.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(K)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

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

ITEM DESCRIPTION: Consider adopting a resolution authorizing a contract with Kasberg, Patrick & Associates, LP, for professional services required for the Adams Avenue and Central Avenue Bicycle and Pedestrian Improvements in an amount not to exceed \$153,250.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The City was awarded \$1.9M in grant funding, which is currently available, for construction of multimodal improvements within the State right-of-way along the Adams/Central corridor. The proposed improvements along Adams Avenue from North 31st Street to North 8th Street (Martin Luther King Jr. Boulevard) and West Central Avenue from 31st Street to 3rd Street will provide needed connectivity and safety between downtown Temple and area businesses. The scope of the project would provide new 6-foot sidewalks and 5-foot bicycle lanes within the existing right-of-way of both Adams and Central Avenues. A Project Map is attached for reference. Multimodal connectivity in the City right-of-way along Central Avenue from 3rd Street to 8th Street will also be assessed.

Services recommended under this contract includes the following tasks:

Basic Services

Preliminary Design	\$25,100
Final Design	\$60,200
Design Surveys	\$33,500
Bidding	<u>\$8,750</u>

Subtotal **\$127,550**

Special Services

Traffic Impact Analysis	\$13,200
Environmental Clearances	<u>\$12,500</u>

Subtotal **\$25,700**

Total Project **\$153,250**

On September 26, 2018, the Reinvestment Zone No. 1 Board approved to recommend that Council authorize this professional services agreement.

Please refer to the attached proposal for further details. The engineer's preliminary opinion of probable cost is \$1.9 million. The proposed timeline for preliminary design is 60 calendar days after the Notice to Proceed is issued. Once the preliminary design alignment is approved, the final design can be completed within 75 calendar days. An Advanced Funding Agreement with TxDOT will be drafted once the scope and alignment are finalized. Federal funding requires the project to be let by September 30, 2022.

FISCAL IMPACT: Funding is available in the Reinvestment Zone No. 1 Financing and Project Plan, line 605 – Adams & Central Avenue Bicycle & Pedestrian Improvements Design, account 795-9500-531-6315, project 101987, to fund this agreement with Kasberg, Patrick and Associates, LP, for professional services required for the Adams Avenue and Central Avenue Bicycle and Pedestrian Improvements in an amount not to exceed \$153,250, as follows:

Project Budget	\$155,000
Encumbered/Committed to Date	-
Kasberg, Patrick & Associates, LP	(153,250)
Remaining Project Funds Available	\$ 1,750

ATTACHMENTS:

[Engineer's Proposal](#)
[Project Map](#)
[Resolution](#)



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

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

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

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

August 24, 2018

Ms. Sharon Carlos, P.E.
3210 E. Avenue H
Building A
Temple, Texas 76501

Temple, Texas 76501

Re: City of Temple, Texas
Adams Avenue & Central Avenue Bicycle and Pedestrian Improvements

Dear Ms. Carlos:

We are submitting this proposal for professional services required for Adams Avenue & Central Avenue Bicycle and Pedestrian Improvements Project. The proposed professional services associated with this project will consist of providing preliminary civil engineering design, final civil engineering design, construction plans, technical specifications, bidding services, TxDOT coordination, dry utilities coordination, traffic impact analysis, environmental clearances, and topographic surveys. Landscape Architecture, Construction Administration, and On-Site Representation are not included in this scope. A more detailed scope can be found in the attached Exhibit A.

This project will consist of designing a 5-foot bicycle lane and 6-foot sidewalk within the existing right-of-way of both Adams Avenue and Central Avenue. We will evaluate a corridor that is bounded by North 31st Street to the west and North 8th Street (Martin Luther King, Jr. Boulevard) to the east for the construction of the improvements (See attached Exhibit C). The actual limits of the improvements will be determined as part of the preliminary design. The preliminary design will identify a recommended alignment for improved bicycle and pedestrian access along the corridor within the allotted budget for the project. The allocated budget/opinion of probable cost for this project is \$1,913,044. The final alignment and project limits will review and evaluate connections with other proposed and future improvements as outlined by the City's Master Plans, such as, the Utility Master Plan, Drainage Master Plan, Downtown Master Plan, & the TRZ Master Plan.

The preliminary design can be completed within 60 calendar days of issuance of the Notice to Proceed. Final Design can be completed within 75 calendar days of approval of the preliminary design alignment. In order for us to provide the services required for completion of this project, the following not-to-exceed lump sum amounts will be applicable:

Ms. Sharon Carlos, P.E.

August 24, 2018

Page Two

I. Basic Services

A. Preliminary Design	\$	25,100.00
B. Final Design	\$	60,200.00
C. Design Surveys	\$	33,500.00
D. Bidding	\$	8,750.00

Subtotal Basic Services	\$	127,550.00
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II. Special Services

A. Traffic Impact Analysis	\$	13,200.00
B. Environmental Clearances	\$	12,500.00

Subtotal Special Services	\$	25,700.00
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TOTAL PROJECT	\$	153,250.00
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Exhibit D outlines the rates which would be used to charge for special or additional services authorized beyond the scope.

We will invoice monthly for our services based on a percent completion basis. We appreciate the opportunity and look forward to working with you on this project.

Sincerely,



Alvin R. (Trae) Sutton III, P.E., C.F.M.

ARS/

EXHIBIT A

Scope of Services

Adams Avenue & Central Avenue Bicycle and Pedestrian Improvements

Kasberg, Patrick & Associates, LP

August 24, 2018

I. BASIC SERVICES

A. Preliminary Design

1. Perform project coordination with All County Surveying (ACS) in the preparation of topographic surveys for the defined project limits.
2. Develop a project constraints map identifying potential conflicts with existing utilities, signage, landscaping, and other existing improvements within the project limits.
3. Prepare a detailed preliminary layout for the proposed improvements that incorporates the project constraints map.
4. Prepare preliminary drawings identifying the horizontal and vertical alignments on plan and profile sheets.
5. Incorporate City and TxDOT review comments into the final preliminary alignment.
6. Prepare 30% plan sets for the project and submit to City Staff and TxDOT to review.
7. Coordinate a project review meeting with City Staff to review the proposed alignment and receive mark-ups and comments.
8. Coordinate an initial utility coordination meeting to review potential conflicts within the project limits.
9. Provide project support, coordination efforts, and communication with TxDOT during the preliminary design phase.
10. Provide project support and documentation to Terracon, Inc. for preparation of environmental clearances.
11. Prepare a preliminary opinion of probable construction costs based on the 30% plan sets.

B. Final Design

1. Prepare construction drawings and specifications showing the horizontal and vertical alignments on plan and profile sheets and detail sheets. The construction plans will be drawn on 11-inch by 17-inch sheets (half-scale). The 11x17 prints will be used for bidding purposes and for field copies. The 11x17 prints will also be used for record drawings. This proposal includes twenty (20) sets of 11x17 prints for bidding and construction purposes.
2. Assist in coordinating utility relocations for both City Owned (Water/Wastewater) and Privately Owned Utilities (Electric, Phone, Cable, Gas, etc.) that are identified to be in conflict with the proposed alignment. Contact and meet with Privately Owned Utilities to identify the utility conflicts and review project scope and proposed construction schedule of the improvements.
3. Prepare horizontal and vertical design along the project route that meets ADA, TDLR and TxDOT design guidelines for pedestrian sidewalks.

4. Submit 60% and 100% review sets to the City and TxDOT for review and comment.
5. Incorporate City and TxDOT review comments into the final plan sets.
6. Prepare a revised opinion of probable construction costs based on the final drawings and specifications.
7. Basic documents related to construction contracts will be provided by the City. These will include contract agreement forms, general conditions and supplementary conditions, invitations to bid, instructions to bidders, insurance and bonding requirements and other contract-related documents. KPA will provide the technical specifications and bid schedule for the project documents.
8. Prepare bidding plan sets and deliver to the City for distribution

C. Bidding

1. Prepare and submit a signed and sealed Opinion of Probable Construction Cost to the City of Temple. This OPC will be itemized by typical units of construction.
2. Assist the City in advertising for and obtaining bids for the construction contract. This includes maintaining a record of prospective bidders to whom bidding documents have been issued and conduct pre-bid conference.
3. Coordinate and conduct a pre-bid conference.
4. Issue addenda as appropriate to interpret, clarify, expand or amend the bidding documents.
5. Attend the bid opening, prepare bid tabulation sheets, and provide assistance to the City in evaluating bids and in assembling and awarding contracts for construction, materials, equipment and services.
6. Prepare letter of recommendation for award of the construction contract.
7. Prepare and submit project bid documents, bid tabulation and letter of recommendation to TxDOT for review and approval.

II. SPECIAL SERVICES

A. Environmental Clearances

1. KPA will utilize Terracon, Inc to perform the environmental clearances required to satisfy the grant funding. Terracon will perform and prepare and Summary of Findings/Limited CE Document as requested by TxDOT – Waco District Environmental Coordinated.

B. Traffic Impact Analysis

1. KPA will utilize Lee Engineering (LEE) to perform the traffic impact analysis for the project. LEE will confirm with KPA project features such as a schematic layout and anticipated construction start and end times. For the purposes of this scope, LEE has assumed analysis at one to-be-defined Horizon Year in the future.
2. **Data Collection** - It is LEE understanding that all traffic volume data to be used for this study will be provided by City and/or TxDOT personnel. We have assumed that this data will include:
 - Existing and Horizon Year (projected) 24-hour traffic volumes on the study sections of Adams Avenue and Central Avenue.
 - Existing and Horizon Year (projected) weekday AM and PM peak hour turning movement volumes at the signalized intersections with the study area – 31st Street, 25th Street, 9th Street, and 3rd Street.

- Traffic signal timing information for the signalized intersections within the study corridor.
- Schematic of the proposed lane reduction, showing the resulting lane configurations at the signalized intersections within the study area.
- Information related to the impacts of the to-be-completed Adams Avenue and Central Avenue interchange with IH 35 as part of the IH 35 reconstruction project through Temple.

No additional traffic volume data collection has been assumed for this project. If additional traffic volume data is required to be collected by LEE, this will be performed as Additional Services. LEE will also perform a site visit to observe existing roadway characteristics and traffic operations as a four-lane roadway during the critical peak hour (taking into account the impact of the IH 35 construction).

2. **Traffic Analyses** - LEE will create a Synchro model of the SH 53 corridor and perform roadway link and intersection capacity analyses for the weekday AM and PM peak hours based on the data provided as part of Task 2. This analysis will be performed under Existing conditions and Horizon Year conditions, with and without the lane reduction. This analysis will also help identify any recommended revisions or alternatives to the three-lane schematic. The work in this Task will help determine the impact of reducing the number of lanes for the study section of Adams Avenue and Central Avenue.
3. **Documentation** - LEE will produce a draft report documenting the study procedures and results for your review. We will incorporate editorial and minor content changes as requested and produce a final report. After incorporating any review comments, we will provide you an electronic version (PDF format) and up to five (5) copies of the final report.

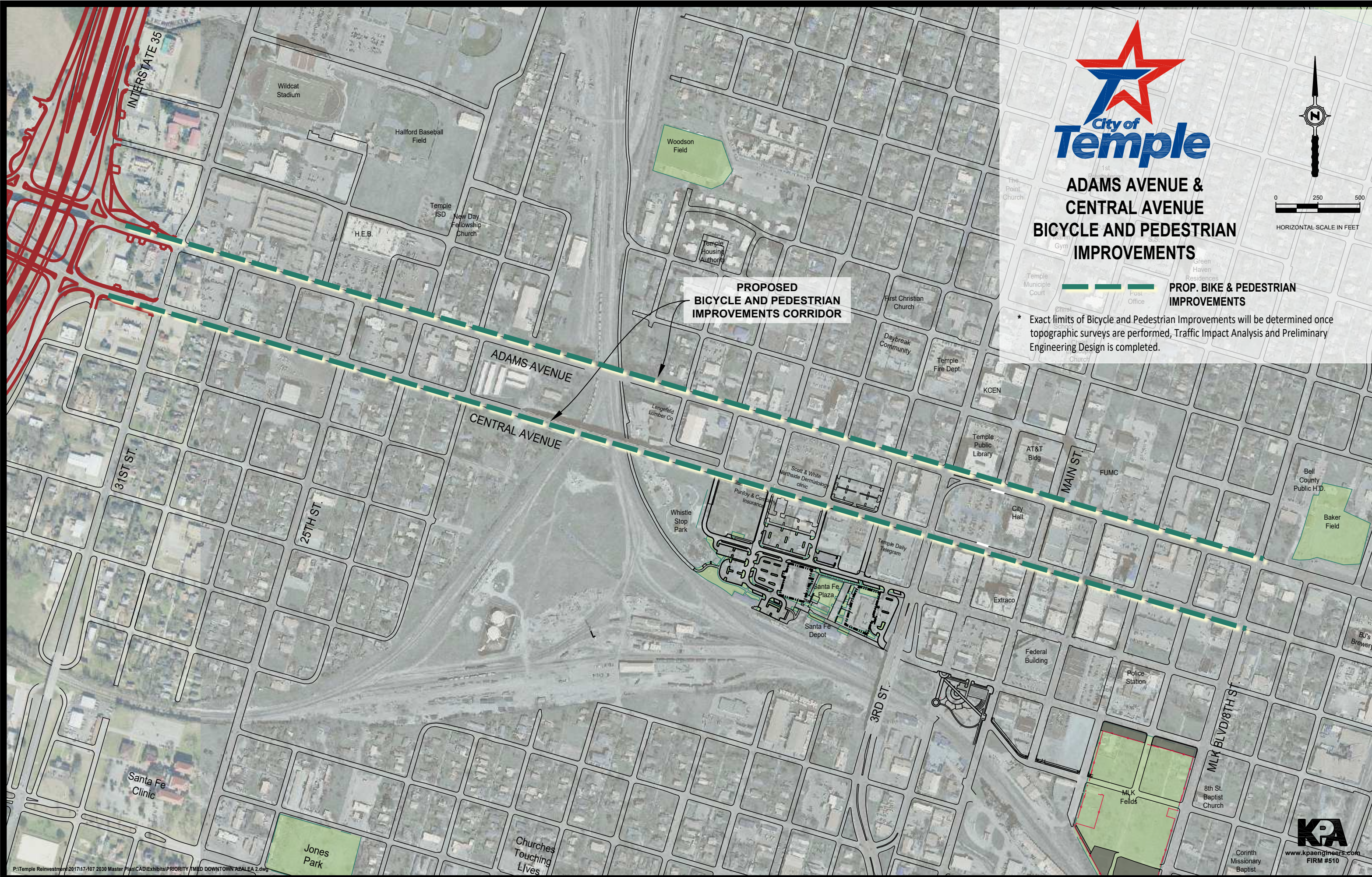
EXHIBIT B

Charges for Additional Services

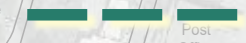
City of Temple

Adams Avenue & Central Avenue Bicycle and Pedestrian Improvements

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



ADAMS AVENUE & CENTRAL AVENUE BICYCLE AND PEDESTRIAN IMPROVEMENTS



**PROP. BIKE & PEDESTRIAN
IMPROVEMENTS**

* Exact limits of Bicycle and Pedestrian Improvements will be determined once topographic surveys are performed, Traffic Impact Analysis and Preliminary Engineering Design is completed.

RESOLUTION NO. 2018-9389-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH KASBERG, PATRICK AND ASSOCIATES, LP OF TEMPLE, TEXAS IN AN AMOUNT NOT TO EXCEED \$153,250, FOR THE ADAMS AVENUE AND CENTRAL AVENUE BICYCLE AND PEDESTRIAN IMPROVEMENTS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City is eligible for \$1.9M in grant funding for construction of multimodal improvements within the State right-of-way along the Adams/Central corridor;

Whereas, the proposed improvements along Adams Avenue from North 31st Street to North 8th Street (Martin Luther King Jr. Boulevard), and West Central Avenue from 31st Street to 3rd Street, will provide needed connectivity and safety between downtown Temple and area businesses;

Whereas, the scope of the project would provide new 6-foot sidewalks and 5-foot bicycle lanes within the existing right-of-way of both Adams and Central Avenues - multimodal connectivity in the City right-of-way along Central Avenue from 3rd Street to 8th Street will also be assessed;

Whereas, on September 26, 2018, the Reinvestment Zone No. 1 Board approved the final design and Staff now recommends that Council authorize a professional services agreement with Kasberg, Patrick and Associates, LP in an amount not to exceed \$153,250, for professional services required for the Adams Avenue and Central Avenue Bicycle and Pedestrian Improvements;

Whereas, funding for this professional services agreement is available in the Reinvestment Zone No. 1 Financing and Project Plans, Line 605, Account No. 795-9500-531-6315, Project No. 101987; and

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

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

Part 1: 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 the professional services agreement with Kasberg, Patrick and Associates, LP of Temple, Texas in an amount not to exceed \$153,250, for professional services required for the Adams Avenue and Central Avenue Bicycle and Pedestrian Improvements.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
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Consent Agenda
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DEPT./DIVISION SUBMISSION & REVIEW

Kevin Beavers, CPRP, Parks and Recreation Director

ITEM DESCRIPTION: Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick, & Associates, LP of Temple for the preparation of a Master Plan for the 30-acre Reuben D. Talasek Bend of the River property, as well as an additional adjoining 58-acres, in an amount not to exceed \$102,300.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: On August 5, 2011, the City of Temple accepted approximately 30-acres of land off of Interstate 35 near the Temple/Belton city limits, commonly known as Bend of the River. This property has been used by the Parks Department for special events such as haunted hayrides, Christmas in the Park, community wide picnics, wedding receptions, photography sessions, etc.

On February 19, 2015, the City of Temple acquired approximately 58 adjoining acres from 302 Acres Leon River, LP. This purchase has allowed the Parks Department to expand some of their existing events as well as attracting larger events that need both pieces of land.

This agreement with KPA will study both properties with their own unique features and visions and merge them into one master plan. Key components of this proposal are:

- Creation of a steering committee to include one member of the Talasek family
- Create a “park” type plan for the 30 acre tract
- Create a mixed-use plan with quality of life elements for the 58 acres
- Study the best access and egress for both properties
- Design buffering concepts
- Develop environmental and wayfinding graphics
- Master plan both sites for drainage and utilities
- Prepare marketing renderings
- Develop an opinion of probable cost for each site with potential phasing aspects
- Present the plan to the Parks Advisory Board or City Council if needed

The proposed timeline for completion is 210 days from the notice to proceed.

FISCAL IMPACT: Funding for the agreement with KPA to prepare a Master Plan for the 30-acre Reuben D. Talasek Bend of the River property as well as an additional adjoining 58-acres in an amount of \$102,300 is available in the FY 2019 Tourism operating budget, account 240-4600-551-2616.

ATTACHMENTS:

[KPA Proposal](#)
[Resolution](#)



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

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

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

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

August 29, 2018

Mr. Kevin Beavers, CPRP
City of Temple
2 North Main Street, Suite 201
Temple, Texas 76501

Re: City of Temple
Bend of the River Master Plan

Dear Mr. Beavers:

At the request of the City of Temple, we were directed to prepare a contract proposal for the above referenced project. The project will prepare a Master Plan for a ~30-acre site and a ~60-acre site on the south side of IH35 and east of FM 93. The extent of this project may be generally described as exclusive park amenities and features for the 30-acre tract and mixed use development and quality of life elements for the 60 acre tract. The Master Plan design will create a symbiotic transition with a homogenous connection between the two sites. Development of the Master Plan will include input from the City of Temple as well as community partners through a steering committee. We will coordinate the steering committee's efforts in establishing the direction for the two sites as well as site integration. In our opinion, the best avenue for the assembly of input, direction and collaboration would be with individual meetings with the steering committee rather than a charrette setting. This would allow the design team to develop vision and options to bring to the steering committee for input to be integrated into models. Then follow-up meetings would define the vision to the final product.

This proposal addresses landscape architectural services, site planning, park elements, mix use design, utilities, site drainage as well as access and egress to the IH35 frontage road. The floodplain, as defined by current FEMA models and maps, will be taken in account with the Master Plan design.

SITE

The site is comprised of two parcels of land totaling +/- 90 acres. The site is bounded on the north by Interstate 35 and to the south by the Leon River. The bulk of the site is cleared land with some areas of dense vegetation.

SCOPE OF SERVICES

The scope of services will generally include detailed master planning services for the following:

- A. Create overall vision and theme for the two parcels of land with the 30-acre tract dedicated to park facilities and amenities and the 60-acre tract master planned for mixed use development with quality of life features integrated in the design.
- B. Guide the overall site plan development for both tracts.
- C. Develop master planned vehicular access and egress from IH35.
- D. Development and use of the Leon River Frontage to create unique elements integrating the Leon River as an asset.
- E. Identify the current FEMA Floodplain in conjunction with proposed amenities and improvements.
- F. Develop internal site circulation for both vehicular and pedestrian traffic.
- G. Master plan spatial definition for both sites.
- H. Develop site programming for both sites.
- I. Develop concept and site relationships.
- J. Design material concepts and themes.
- K. Master plan character defining features for both sites.
- L. Design Event Venue(s) for the site than will integrate both sites for uses.
- M. Design buffering concepts.
- N. Master plan program development.
- O. Develop environmental graphics and wayfinding.
- P. Master plan the site utilities
- Q. Master plan the site drainage.
- R. Prepare a model of the Master Plan inclusive of site amenities.
- S. Prepare marketing renderings for the sites. Approximately six (6) marketing renderings will be created.
- T. Prepare Opinion of Probable cost for ultimate buildout of the Master Plan including potential phasing.
- U. Develop Master Plan to be utilized by City Staff to fulfill site development.

The proposed timeline for completing the tasks as described above is two hundred and ten (210) days for a lump sum cost of \$102,300. KPA Engineers and Covey Landscape Architects are extremely eager to participate in this project in conjunction with the Temple City Council, City Staff, Community Leaders and Steering Committee as selected and determined by City Staff. We very excited to see the impact this project will have for the City of Temple as well as the Central Texas Area.

Exhibit C outlines rates which would be used to charge for special or additional services authorized beyond the scope as described in this proposal.

Sincerely,



R. David Patrick, P.E., CFM

RDP/crc

EXHIBIT C

Charges for Additional Services

City of Temple Bend of the River Master Plan

<u>POSITION</u>	<u>MULTIPLIER</u>	<u>SALARY COST/RATES</u>
Principal	2.4	\$ 60.00 – 80.00/hour
Project Manager	2.4	45.00 – 58.00/hour
Project Landscape Architect	2.4	40.00 – 45.00/hour
Landscape Architect	2.4	32.00 – 40.00/hour
Landscape Architect Technician	2.4	22.00 – 40.00/hour
CAD Technician	2.4	18.00 – 40.00/hour
Clerical	2.4	13.00 – 25.00/hour
Expenses	1.1	actual cost
Computer	1.0	15.00/hour
Survey Crew	1.1	95.00 – 120.00/hour
Registered Public Surveyor	1.0	110.00/hour
On-Site Representative	2.1	30.00 – 40.00/hour

RESOLUTION NO. 2018-9390-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH KASBERG, PATRICK AND ASSOCIATES, LP OF TEMPLE, TEXAS IN AN AMOUNT NOT TO EXCEED \$102,300, FOR THE PREPARATION OF A MASTER PLAN FOR THE 30-ACRE REUBEN D. TALASEK BEND OF THE RIVER PROPERTY, AS WELL AS AN ADDITIONAL ADJOINING 58 ACRES; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on August 5, 2011, the City accepted approximately 30-acres of land off of IH35 near the Temple/Belton city limits, commonly known as Bend of the River;

Whereas, this property has been used by the Parks Department for special events such as haunted hayrides, Christmas in the Park, community wide picnics, wedding receptions, and photography sessions;

Whereas, on February 19, 2015, the City acquired approximately 58 adjoining acres from 302 Acres Leon River, LP and this purchase has allowed the Parks Department to expand some of their existing events as well as attract larger events that need both pieces of land;

Whereas, Staff recommends Council authorize a professional services agreement with Kasberg, Patrick and Associates, LP of Temple, Texas (KPA) to study both properties which each have their own unique features and merge them into one master plan;

Whereas, the key components of this proposal are:

- the creation of a steering committee to include one member of the Talasek family;
- the creation of a “park” type plan for the 30-acre tract;
- the creation of a mixed-use plan with quality of life elements for the 58 acres;
- study of the best access and egress for both properties;
- design buffering concepts;
- develop environmental and wayfinding graphics;
- master plan both sites for drainage and utilities;
- preparation of marketing renderings;
- develop an opinion of probable cost for each site with potential phasing aspects; and
- present the plan to the Parks Advisory Board or City Council if needed;

Whereas, funding for this professional services agreement for the creation of a Master Plan is available in Account No. 240-4600-551-2616; and

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

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

Part 1: 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 professional services agreement with Kasberg, Patrick and Associates, LP of Temple, Texas in an amount not to exceed \$102,300, for the preparation of a Master Plan for the 30-acre Reuben D. Talasek Bend of the River property as well as an additional adjoining 58 acres.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
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Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Erin Smith, Assistant City Manager

ITEM DESCRIPTION: Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick and Associates, LP, for services required to complete the final design for the redevelopment of the taxiway servicing the hangars on the west side of the Draughon-Miller Regional Airport, in an amount not to exceed \$65,000.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: Work to be performed under this contract consists of engineering services to complete the 100% design and preparation of plans, specifications and estimates for the redevelopment of the taxiway. The project was originally considered in 2016 to design the redevelopment of a 60-foot wide taxiway, but the project was placed on hold due to changing customer conditions at the Draughon-Miller Regional Airport. This proposal is to design the redevelopment of a 75-foot wide taxiway with access to two hangars on the west side of the Draughon-Miller Regional Airport. The existing taxiways to the corporate hangar and other areas of the Draughon-Miller Regional Airport are 75-foot wide; therefore, it is staff's judgement that this taxiway should be designed to this standard width to accommodate both existing and future customers. The final product will be completed plans, specifications and estimates prepared for bidding purposes.

Consultant services recommended under this professional services agreement include:

Plan Revisions	\$ 7,000.00
Bidding Services	\$ 5,000.00
Construction Administration	\$ 31,800.00
On-Site Representation	\$ 21,200.00
TOTAL	<u>\$ 65,000.00</u>

On September 26, 2018, the Reinvestment Zone No. 1 Board approved to recommend that Council authorize this professional services agreement.

Timeframe for design is one month from the Notice to Proceed. The preliminary opinion of probable construction cost is \$885,000.

FISCAL IMPACT: Funding is available in the Reinvestment Zone No. 1 Financing and Project Plan, line 507–Taxiway for Hangars, account 795-9500-531-6558, project 101563, to fund this professional services agreement with Kasberg, Patrick and Associates, LP, to complete the final design for the redevelopment of the taxiway servicing the hangars on the west side of the Draughon-Miller Regional Airport in an amount not to exceed \$65,000 as follows:

Project Budget	\$1,038,600
Encumbered/Committed to Date	(88,600)
Kasberg, Patrick & Associates, LP	(65,000)
Remaining Project Funds Available	<u>\$ 885,000</u>

ATTACHMENTS:

[Engineer's Proposal](#)
[Project Map](#)
[Resolution](#)



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

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

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

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

September 14, 2018

Erin Smith
Assistant City Manager
City of Temple
2 N Main Street
Temple, Texas 76501

Re: City of Temple
Taxiway for Hangars

Dear Ms. Smith:

At the request of the City of Temple and the Temple Reinvestment Zone, we are submitting this proposal for the above referenced project. This project will complete the 100% final design for the taxiway at the City of Temple owned hangars at the Temple Airport. The project will develop the design for redevelopment of the taxiway servicing the hangars on the west side of the Draughon-Miller Regional Airport. The final product will be completed plans, specifications and estimates ready for bidding through the City of Temple Purchasing Department. Construction will follow the design.

The work to be performed by KPA under this contract consists of completing engineering services for design of the project described above to include 100% design and preparation of plans, specifications and estimates. The project was originally conceived in 2016 and was placed on hold due to changing customer conditions at the Draughon-Miller Regional Airport. The previous project included a sixty (60) foot wide taxiway. The revisions to the project will include a seventy-five (75) foot wide taxiway with access to the two hangars described above. The timeframe for design of the project is one month from the Notice to Proceed. Rights-of-Way for the project will not be required. Our Preliminary Opinion of Probable Construction Cost is \$885,000.

KPA will perform all work and prepare all deliverables in accordance with the latest version of the City of Temple specifications, standards and manuals.

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

The following services will be performed:

I. Project Management

A. Meetings

1. Prepare, attend and document Progress Meetings at the City Office.
2. Prepare, attend and document Utility Coordination Meetings, if required.

B. General Contract Administration

1. Develop monthly invoices and progress reports.
2. Sub-consultant coordination.
3. Design coordination with the City.

II. Taxiway for Hangars

A. Hangar Taxiway Improvements

1. Geometric Design - Revise the horizontal and vertical geometry for the taxiway based on a seventy-five (75) foot taxiway. Plan views and detailed spot elevations will be developed for the project.
2. Typical Sections - Revise typical sections for the project based a seventy-five (75) foot taxiway.
3. Alignment Data Sheets - Revise horizontal and vertical alignment data sheets for the project based a seventy-five (75) foot taxiway.
4. Revise drainage design to convey storm water to existing storm water system(s) based a seventy-five (75) foot taxiway.
5. Coordinate with utilities as required for relocation of utility infrastructure based a seventy-five (75) foot taxiway.
6. Coordinate with the airport staff for the proposed taxiway.

III. Miscellaneous Design

A. Plan Set (Revisions based on a seventy-five (75) foot taxiway)

1. Miscellaneous Drawings - Prepare the following miscellaneous drawings:
 - Title Sheet
 - Index of Sheets
2. Cost Estimates - Prepare detailed construction cost estimates
3. General Notes and Specifications – Prepare project specific general notes including standard notes for the City of Temple.
4. Bid Proposal- Prepare the project bid proposal that shall include the following:
 - General Notes
 - Standard and Special Specifications
 - Bid Form

IV. Bidding

- A. Provide an Opinion of Probable Cost to the City of Temple Project Manager.
- B. After the project publicly advertises, solicit contractors to bid the project.
- C. Chair the Pre-Bid Conference and develop notes for the project based on questions asked by potential bidders.
- D. Develop the addenda for the project. The addenda will be sent to the City of Temple Project Manager for distribution to the City of Temple Purchasing Department.
- E. Attend the bid opening for the project. Tabulate all bids received and certify the bids. After a low bidder is determined, research of the apparent low bidder will be conducted to make a recommendation of award.
- F. Attend the City Council meeting for award of the project.

V. Construction Administration

- A. Chair the Pre-Construction Conference.
- B. Review and approve all submittals for the project.
- C. Perform construction administration to include site visits, meeting with the contractor to answer questions and holding progress meetings as required.
- D. Coordinate and conduct the final walk through for the project. After the final walk through is complete a punch list will be generated and monitored.
- E. Submit a recommendation for acceptance of infrastructure to the City of Temple Project Manager.
- F. Develop record drawings based on information supplied by the contractor.

VI. On-Site Representation

- A. Perform daily on-site representation an average of 2 hours per day.
- B. Prepare and submit weekly logs of construction activities.

Ms. Erin Smith
September 14, 2018
Page Three

The following scope of work for the Taxiway for Hangars Project can be completed for the lump sum price of \$65,000. Below is a breakdown of project costs. We are pleased to submit this proposal and look forward to the benefit it will bring the City of Temple.

PLAN REVISIONS	\$	7,000.00
BIDDING SERVICES	\$	5,000.00
CONSTRUCTION ADMINISTRATION	\$	31,800.00
ON-SITE REPRESENTATION	\$	21,200.00
TOTAL	\$	65,000.00

Sincerely,

A handwritten signature in blue ink, appearing to read "R. David Patrick", with a stylized flourish at the end.

R. David Patrick, P.E., CFM

xc: File

ATTACHMENT "C"

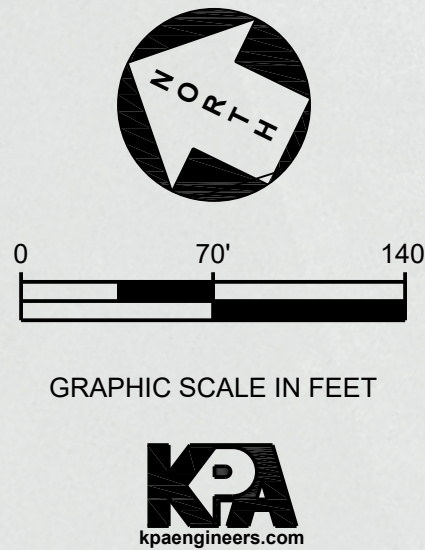
Charges for Additional Services

**City of Temple
Taxiway for Hangars**

<u>POSITION</u>	<u>MULTIPLIER</u>	<u>SALARY COST/RATES</u>
Principal	2.4	\$ 75.00 – 95.00/hour
Project Manager	2.4	60.00 – 75.00/hour
Project Engineer	2.4	50.00 – 60.00/hour
Engineer-in-Training	2.4	40.00 – 50.00/hour
Engineering Technician	2.4	35.00 – 50.00/hour
CAD Technician	2.4	30.00 – 50.00/hour
Clerical	2.4	15.00 – 30.00/hour
Expenses	1.1	actual cost
Computer	1.0	15.00/hour
Survey Crew	1.1	125.00 – 160.00/hour
Registered Public Surveyor	1.0	130.00/hour
On-Site Representative	2.1	30.00 – 40.00/hour

**Draughon-Miller Central
Texas Regional Airport**

**Taxiway to
Hangars**



**TAXIWAY TO
HANGARS**

Runway

75.0'

320.'

320.'

RESOLUTION NO. 2018-9391-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH KASBERG, PATRICK AND ASSOCIATES, LP OF TEMPLE, TEXAS IN AN AMOUNT NOT TO EXCEED \$65,000, FOR SERVICES REQUIRED TO COMPLETE THE FINAL DESIGN FOR THE REDEVELOPMENT OF THE TAXIWAY SERVICING HANGARS ON THE WEST SIDE OF THE DRAUGHON-MILLER CENTRAL TEXAS REGIONAL AIRPORT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, this professional services agreement will consist of engineering services to complete the 100% design and preparation of plans, specifications and estimates for the redevelopment of the taxiway;

Whereas, this project was originally considered in 2016 to design the redevelopment of a sixty-foot wide taxiway, but the project was placed on hold due to changing customer conditions at the Draughon-Miller Central Texas Regional Airport;

Whereas, the existing taxiways to the corporate hangars and other areas of the Airport are seventy-five foot wide, and Staff believes the Airport could be best utilized if the final design of the taxiway is designed to this standard width to accommodate both existing and future customers;

Whereas, on September 26, 2018, the Reinvestment Zone No. 1 Board approved the final design and Staff now recommends that Council authorize a professional services agreement with Kasberg, Patrick and Associates, LP in an amount not to exceed \$65,000, for professional services required to complete the final design for the redevelopment of the taxiway servicing the hangars on the west side of the Draughon-Miller Central Texas Regional Airport;

Whereas, funding for this professional services agreement is available in the Reinvestment Zone No. 1 Financing and Project Plans, Line 507, Account No. 795-9500-531-6558, Project No. 101563; and

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

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

Part 1: 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 the professional services agreement with Kasberg, Patrick and Associates, LP of Temple, Texas in an amount not to exceed \$65,000, to complete the final design for the redevelopment of the taxiway servicing the hangars on the west side of the Draughon-Miller Central Texas Regional Airport.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(N)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

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

ITEM DESCRIPTION: Consider adopting a resolution authorizing an amendment to a professional services agreement with Kasberg, Patrick and Associates, LP, for the City-wide Drainage Assessment & Modeling Project, in the amount of \$49,433.

STAFF RECOMMENDATION: Adopt resolution as presented in item discussion.

ITEM SUMMARY: On December 15, 2016, the City updated drainage fee rates for residential and commercial customers to provide funding capacity for drainage capital projects. Four capital projects are underway to address capital needs throughout the City. Identification and prioritization of additional capital needs is required to begin developing future project scopes and cost estimates.

On September 21, 2017, Council authorized a professional services agreement with KPA to implement Phase 1 of the assessment in the amount of \$734,500. Phase 1 focuses on the Bird Creek, Pepper Creek, and Friars Creek drainage basins. Rainfall and stream gauges deployed in these basins are being monitored until significant rainfall accompanied by observable responses in stream depth and flow rates can be used to calibrate the drainage model. It is advisable at this time to deploy gauges in the remaining basins so that any rainfall during this fall or next spring can be recorded for the purposes of calibrating the drainage model to be developed in Phase 2.

Consultant tasks recommended with this amendment are \$13,380 for provision of the gauges (8 rainfall gauges and 12 stream gauges) and \$36,053 for monitoring and data collection. Monitoring and collection are anticipated to continue through next summer.

Provide gauges	\$ 13,380
Monitor & collect data	<u>\$ 36,053</u>
TOTAL	<u>\$ 49,433</u>

FISCAL IMPACT: Funding for contract amendment #1 to the professional services contract with Kasberg, Patrick & Associates, LP for the City-Wide Drainage Assessment & Modeling Project in the amount of \$49,433 is available in project 101777 as follows:

	<u>292-2900-534-6510</u>	<u>353-2900-534-6710</u>	<u>Total</u>
Project Budget	\$ 734,500	\$ 596,000	\$ 1,330,500
Encumbered/Committed to Date	(734,500)	-	(734,500)
KPA Contract Amendment #1	-	(49,433)	(49,433)
Remaining Project Funds	<u>\$ -</u>	<u>\$ 546,567</u>	<u>\$ 546,567</u>

The remaining project funds are to complete Phase II of the City-Wide Drainage Assessment & Modeling Project.

ATTACHMENTS:

[Engineer's Proposal](#)
[Map](#)
[Resolution](#)



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

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

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

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

October 3, 2018

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

Re: City of Temple
Watershed Storm Water Monitoring Phase Two

Dear Mr. Bond:

At the request of the City of Temple, we are submitting this proposal for the above referenced project. Phase Two watersheds include Williamson, Little Elm, Hog Pen & Knob creeks. The work to be performed by KPA under this contract consists of acquiring high quality measuring devices and stream depth gauges, deploying gauges at strategic locations in the field, monitoring and obtaining data suitable for use with engineering analysis of flood plains or other uses deemed necessary by the City.

KPA is currently under contract to prepare and update Federal Emergency Management Agency (FEMA) National Flood Insurance Program (NFIP) Flood Insurance Rate Maps (FIRM) for Pepper, Bird and Friars creeks, which are included in the Drainage Modeling Assessment, Phase One project. As part of the current contract, FEMA requires flood plain models that have been calibrated based on measurable precipitation and stream flow data. KPA obtained and deployed gauges in the field and is actively monitoring and gathering data. Large rain storms measuring several inches of rain in a day or less provide the best results for calibrating flood plain studies. Since such storms are typically episodic and spatially dispersed, it is desirable to monitor all seven watersheds for both Phase One and Phase Two, whereby rain and stream data for one or more large storms can sequentially captured.

KPA will perform all work and prepare applicable deliverables in accordance with the City of Temple Drainage Criteria and Design Manual (DCDM).

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

The following services will be performed:

I. OBTAIN & DEPLOY RAIN AND STREAM GAUGES

- A. Rain and Stream Gauges – Obtain scientific gauges for precipitation data and stream flow data collection using experience from Phase One data monitoring and collection work. Precision rain gauges with 8-inch diameter funnels and measureable resolution to 0.01 inch will be billed at \$600.00 each. Two rain gauges are recommended for each of the four watersheds in Phase Two for a total of eight. Autonomous stream gauges measureable to 0.01 feet of stream flow depth every 5 minutes of time interval will be billed at \$715.00. Monitoring and data collection costs are provided separately. Three stream gauges are recommended for each of the four watersheds in Phase Two for a total of twelve. Prices include purchase and deployment.
- B. In coordination with City staff, determine strategic deployment locations for site placement with consideration given towards device protection from natural forces and vandalism avoidance.
- C. Locate each deployment site using GPS technology and determine elevation of each stream gauges for use with stream flow data calculations. In most, if not all cases, rain and stream gauges will be located within City controlled property such as street rights-of-way (ROW), parkland, city owned property, fenced operation area or drainage easement. In some cases, rain or stream gauges may be located on private property with property owner's consent.
- D. If required, City of Temple shall obtain right-of-entry (ROE) agreements with property owners for required rain and stream gauge deployment in the field.
- E. The need for metes and bounds surveys are not anticipated with this project and therefore not included within the project scope.
- F. The need for One-Call System utility locates are not anticipated with this project and therefore not included within the scope of engineering services.
- G. The need of Environmental or Archeological permits are not anticipated with this project and therefore not included within the scope of engineering services.
- H. The need for Geotechnical Investigation is not anticipated with this project and therefore no included within the scope of engineering services.

II. MONITORING AND DATA COLLECTION

- A. Monitoring consists of visiting each site location every two weeks and after significant rain events which precipitation is described in the City of Temple Drainage Criteria and Design Manual, Table 2-5, Depth-Duration-Frequency for 10-year storms or greater. In the absence of rain occurrence within two week monitoring intervals, sites will be visited to ensure measuring unit condition and operation continuance.
- B. Data collection consists of using gauge manufacturer's recommended hardware and software to acquire raw data from each rain and stream gauge location. In the event of discovering missing gauges, reasonable attempts shall be made to find them within the local vicinity in case they may have been moved naturally or from tampering. In any

- event, KPA will immediately inform the City of missing gauges in order to discuss next steps for replacement, relocation or abandoning a specific data collection site.
- C. For the purpose of preparing and providing this proposal, it is assumed that monitoring rain and stream gauges every two weeks will occur November 2018 through June 2019, but shall not exceed a maximum of 18 total occurrences. During that period of time, it is assumed there will not more than one significant rain event as described in Part A above. Additional monitoring events can be requested by the City and can shorten the monitoring duration period (November 2018 through June 2019) once 18 total occurrences are achieved. The City may also extend the original monitoring duration period beyond June 2019 with an approved professional services agreement amendment.
- D. Data deliverable may include providing rain and stream data in the form and format of a spreadsheet as determined acceptable by the City.

The following scope of work for Watershed Storm Water Monitoring Phase Two can be completed for the lump sum price of \$49,433. Below is a breakdown of project costs. We appreciate the opportunity to submit this proposal and look forward to the benefit it will bring the City of Temple.

OBTAIN & DEPLOY GAUGES	\$13,380
MONITORING & DATA COLLECTION	<u>\$36,053</u>
TOTAL	\$49,433

Sincerely,



Michael C. Newman, P.E., CFM

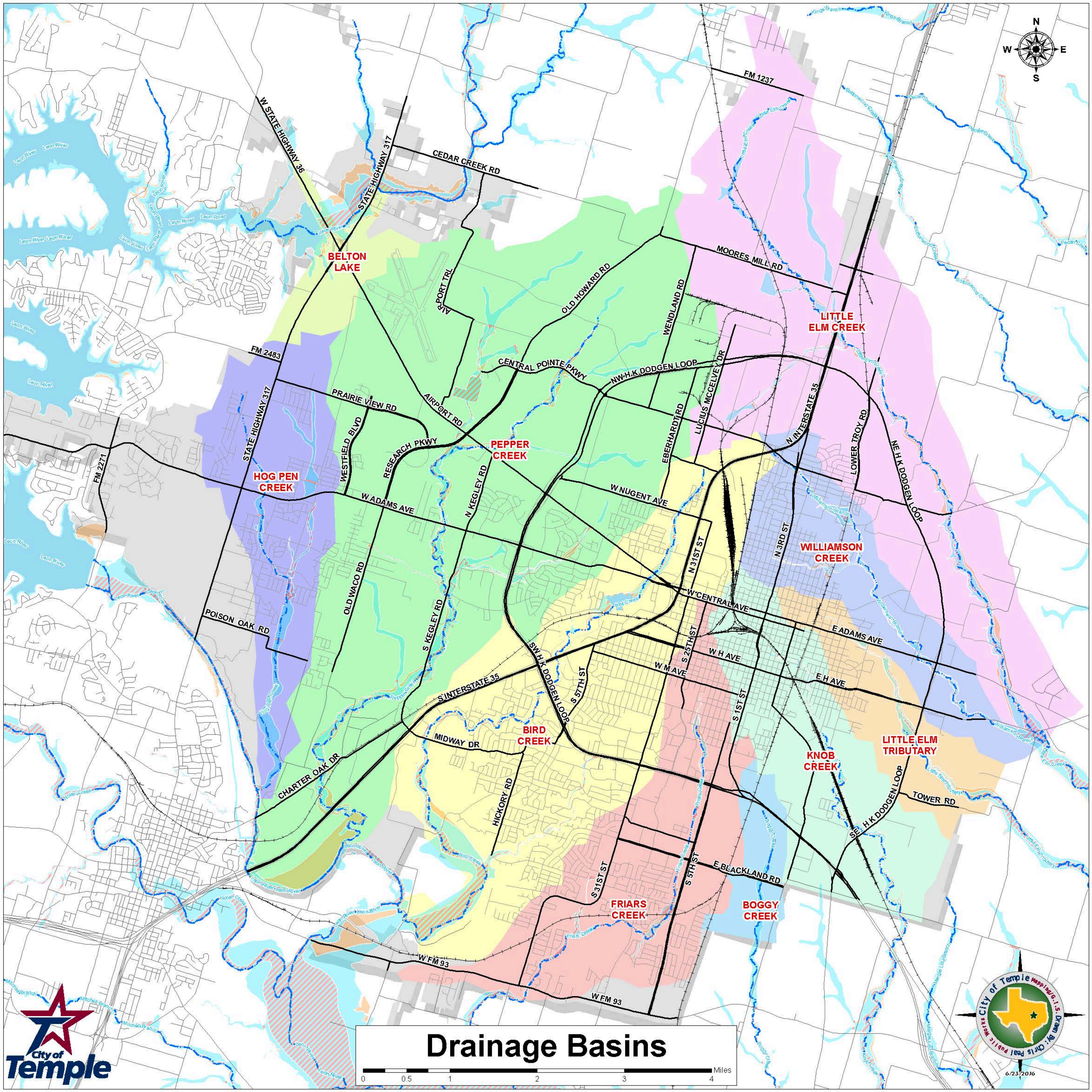
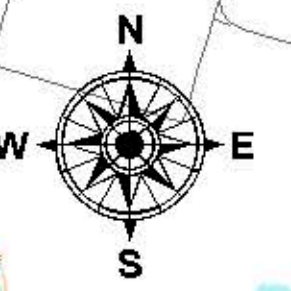
xc: File

ATTACHMENT "C"

Charges for Additional Services

**City of Temple
Watershed Storm Water Monitoring Phase Two**

<u>POSITION</u>	<u>MULTIPLIER</u>	<u>SALARY COST/RATES</u>
Principal	2.4	\$ 75.00 – 95.00/hour
Project Manager	2.4	60.00 – 75.00/hour
Project Engineer	2.4	50.00 – 60.00/hour
Engineer-in-Training	2.4	40.00 – 50.00/hour
Engineering Technician	2.4	35.00 – 50.00/hour
CAD Technician	2.4	30.00 – 50.00/hour
Clerical	2.4	15.00 – 30.00/hour
Expenses	1.1	actual cost
Computer	1.0	15.00/hour
Survey Crew	1.1	125.00 – 160.00/hour
Registered Public Surveyor	1.0	130.00/hour
On-Site Representative	2.1	30.00 – 40.00/hour



RESOLUTION NO. 2018-9392-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CONTRACT AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH KASBERG, PATRICK & ASSOCIATES, LP OF TEMPLE, TEXAS IN THE AMOUNT OF \$49,433, FOR THE CITY-WIDE DRAINAGE ASSESSMENT AND MODELING PROJECT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on December 15, 2016, the City updated drainage fee rates for residential and commercial customers to provide funding capacity for drainage capital projects of which four are currently underway to address capital needs throughout the City;

Whereas, identification and prioritization of additional capital needs is required to begin developing future project scopes and cost estimates;

Whereas, on September 21, 2017, Council authorized a professional services agreement with Kasberg, Patrick & Associates, LP of Temple, Texas (KPA) to implement Phase 1 of the City-wide drainage assessment which focuses on the Bird Creek, Pepper Creek, and Friars Creek drainage basins;

Whereas, rainfall and stream gauges deployed in these basins are being monitored until significant rainfall, accompanied by observable responses in stream depth and flow rates, can be used to calibrate the drainage model;

Whereas, at this time, it is advisable to deploy gauges in the remaining basins so that any rainfall during this fall or next spring can be recorded for the purposes of calibrating the drainage model to be developed in Phase 2;

Whereas, Staff recommends Council authorize an amendment to the professional services agreement with Kasberg, Patrick and Associates, LP in the amount of \$49,433, for the City-wide Drainage Assessment & Modeling Project;

Whereas, funding is available for this amendment in Account No. 292-2900-534-6510 and Account No. 353-2900-534-6710, Project No. 101777;

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

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

Part 1: 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 an amendment to the professional services agreement with Kasberg, Patrick and Associates, LP of Temple, Texas in the amount of \$49,433, for the City-wide Drainage Assessment & Modeling Project.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(O)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

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

ITEM DESCRIPTION: Consider adopting a resolution authorizing change order #2 to a contract with Choice Builders, LLC (Choice), of Temple, for construction of the Conner Park drainage channel improvements, in the amount of \$61,602.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: A Pepper Creek tributary drains from Adams Avenue into a grass channel where it repeatedly escapes its banks and floods property and structures in the vicinity of Conner Park in west Temple. Smaller drainage swales that contribute to this tributary also repeatedly flood adjacent properties. The tributary continues through a detention pond and goes underground into box culverts at the west end of the Brazos Bend subdivision. It reemerges through a grass channel before joining the Thompson drainage channel at Old Waco Road.

Improvements currently under construction include widening the upstream grass channel, replacing the box culverts with a concrete channel, and lining the downstream channel with concrete. The construction contract was scoped based on City crews providing excavation and constructing all of the grass-lined portions of the improved channel. A map is attached. Several factors have slowed progress of the City crews, and shifting work to Choice is necessary to avoid delaying completion of the work.

Choice was awarded the construction contract in December 2017 in the amount of \$705,687.90, and a subsequent administrative change order increased the total contract amount to \$730,687.90. This second change order would increase the total contract amount to \$792,289.90, a net 12.3% increase from the original contract amount.

Turley Associates recommends approval of the change order, which includes additional excavation, removal of material, reshaping & compacting portions of the channel to final lines & grades, 884 LF of barbed wire fence, and concrete demolition & curb to address the abandoned driveways at the end of Cameron Park Rd.

Additional construction time associated with the change order revises the contractual end date to January 11, 2019. Outer Loop 3B improvements completed upsizing the Old Waco Rd culvert to accommodate the drainage project on September 28th, 2018.

FISCAL IMPACT: A budget adjustment is being presented to Council for approval to appropriate funding for change order #2 to the contract with Choice Builders, LLC for the construction of the Conner Park drainage channel improvements. Funding in the amount of \$61,602.00 will be available in account 353-2900-534-6714, project 101592 as follows:

Project Budget	\$	800,000
Budget Adjustment		4,212
Encumbered/Committed to Date		(742,610)
Choice Builders, LLC Change Order #2		(61,602)
Remaining Project Funds Available	\$	-

ATTACHMENTS:

[Engineer's Recommendation Letter](#)
[Project Map](#)
[Change Order Form](#)
[Budget Adjustment](#)
[Resolution](#)



TURLEY ASSOCIATES, INC.

301 NORTH THIRD STREET • TEMPLE, TEXAS 76501 • (254) 773-2400
F-1658 FAX • (254) 773-3998

October 2, 2018

City of Temple
Department of Public Works
Attn: Mr. Don Bond, P.E., C.F.M.
3210 East Ave. H, Bldg. A
Temple, TX 765101

RE: City of Temple
Conner Park Drainage Improvements Project
Choice Builders, LLC. Change Order No. 2

Dear Mr. Bond:

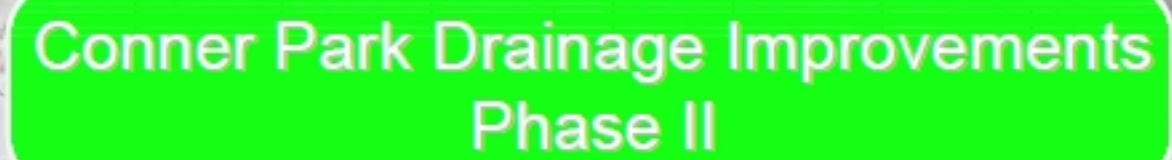
Turley Associates, Inc. recommends that the City of Temple approve a Change Order for Choice Builders, LLC. to the Original Contract for the Conner Park Drainage Improvements project in the amount of \$61,602.00. This change order is comprised of the deletion of five-strand barbed wire fencing, the addition of welded wire fencing, a remobilization fee, the removal of a concrete driveway located at 7116 Cameron Park Rd. and half of a concrete driveway at 7111 Cameron Park Rd, the installation of curb and gutter on Cameron Park Rd, and additional final channel grading. This change order also establishes the new current contract end date of January 11, 2019. Please do not hesitate to contact our office with any questions.

Sincerely,

TURLEY ASSOCIATES, INC.

A handwritten signature in blue ink that reads "Jennifer Ryken".

Jennifer Ryken, P.E., C.F.M.
Senior Project Engineer



THE MEADOWS


THE MEADOWS

WESTFIELD
MARKET

MEADOWBROOK DR

F.M. 2305

CONNER PARK



**BRAZOS
BEND**

OLD WACO RD

Concrete Channel
40' Wide
3.2' Deep
1:1 Sides

Concrete Channel
40' Wide
7' Deep
1:1 Sides

Grass Channel
Proposed
Grass Channel
Upgrades

CHANGE ORDER

PROJECT: Conner Park Drainage Channel Improvements

OWNER: City of Temple

CONTRACTOR: Choice Builders

ENGINEER: Turley Associates, Inc.

CHANGE ORDER #: Two (2)

Make the following **additions, modifications and deletions** (bold and underline those that apply) to the work described in the Contract Documents:

Deduct:

Item	Description	Quantity	Unit	Unit Price	Extended Amount
CO2-1	Five-Strand Barbed Wire Fence	884	LF	\$ 6.00	\$ 5,304.00

Add:

Item	Description	Quantity	Unit	Unit Price	Extended Amount
CO2-2	Welded Wire Fence, wood post	884	SY	\$ 19.50	\$ 17,238.00
CO2-3	Misc. Fencing	1	LS	\$ 5,392.00	\$ 5,392.00
CO2-4	Re-mobilization to Site	1	LS	\$ 14,325.00	\$ 14,325.00
CO2-5	Removal of Concrete Drives	1	LS	\$ 9,000.00	\$ 9,000.00
CO2-6	Install Concrete Curb	47	LF	\$ 30.00	\$ 1,410.00
CO2-7	Channel Grading	1,081	CY	\$ 11.00	\$ 11,891.00
CO2-8	Unclassified Fill	183	CY	\$ 18.00	\$ 3,294.00
CO2-9	Place Topsoil	968	SY	\$ 3.00	\$ 2,904.00
CO2-10	Seed, Irrigate, Est. Grass	968	SY	\$ 1.50	\$ 1,452.00
Add Total					\$ 61,602.00

The Compensation agreed upon in this Change Order is full, complete and final payment for all costs the Contractor may incur as a result of or relating to this change order whether said costs are known, unknown, foreseen or unforeseen at this time, including without limitation, any cost for delay (for which only revised time is available), extended overhead, ripple or impact cost, or any other effect on changed or unchanged work as a result of this Change Order.

Original Contract Amount:	\$ <u>705,687.90</u>
Previous Net Change in Contract Amount:	\$ <u>25,000.00</u>
Amount This Amendment:	\$ <u>61,602.00</u>
Revised Contract Amount:	\$ <u>792,289.90</u>
Original Final Completion Date:	<u>June 4, 2018</u>
First Revised Contract Completion Date:	<u>August 26, 2018</u>
New Revised Contract Completion Date:	<u>January 11, 2019</u>

Recommended by:

Project Manager (City Staff) Date

Agreed to:

Contractor Date

Approved as to form:

City Attorney's Office Date

Recommended by:

Architect or Engineer Date

Approved by City of Temple:

Brynn Myers, City Manager Date

Approved by Finance Department:

Finance Date

FY 2019**BUDGET ADJUSTMENT FORM**

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

Adjustments should be rounded to the nearest \$1.

+

-

ACCOUNT NUMBER	PROJECT #	ACCOUNT DESCRIPTION	INCREASE	DECREASE
353-2900-534-67-14	101592	Capital - Bonds/Conner Park Drng Imprv	\$ 4,212	
353-2900-534-65-32		Capital - Special Projects / Contingency Fund		4,212
TOTAL.....			\$ 4,212	\$ 4,212

EXPLANATION OF ADJUSTMENT REQUEST- Include justification for increases AND reason why funds in decreased account are available.

To appropriate funding for Change Order #2 to the contract with Choice Builders, LLC in the amount of \$61,602 related to the construction of the Conner Park drainage channel improvements, project 101592.

DOES THIS REQUEST REQUIRE COUNCIL APPROVAL?

☒

Yes

☐

No

DATE OF COUNCIL MEETING

10/18/18

WITH AGENDA ITEM?

☒

Yes

☐

No

Department Head/Division Director

Date

☐

Approved

☐

Disapproved

Finance

Date

☐

Approved

☐

Disapproved

City Manager

Date

☐

Approved

☐

Disapproved

RESOLUTION NO. 2018-9393-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING CHANGE ORDER NO. 2 TO THE CONSTRUCTION CONTRACT WITH CHOICE BUILDERS, LLC OF TEMPLE, TEXAS IN THE AMOUNT OF \$61,602, FOR CONSTRUCTION OF THE CONNER PARK DRAINAGE CHANNEL IMPROVEMENTS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Pepper Creek tributary drains from Adams Avenue into a grass channel where it repeatedly escapes its banks and floods property and structures in the vicinity of Conner Park in west Temple, and smaller drainage swales that contribute to this tributary repeatedly flood adjacent properties;

Whereas, the tributary continues through a detention pond and goes underground into box culverts at the west end of the Brazos Bend subdivision where it reemerges through a grass channel before joining the Thompson drainage channel at Old Waco Road;

Whereas, improvements currently under construction include widening the upstream grass channel, replacing the box culverts with a concrete channel, and lining the downstream channel with concrete;

Whereas, the construction contract with Choice Builders, LLC (Choice) was scoped based on City crews providing excavation and constructing all of the grass-lined portions of the improved channel, however, several factors have slowed progress of the City crews, and shifting work to Choice is necessary to avoid delaying completion of the work;

Whereas, Council awarded a construction contract with Choice in December 2017 in the amount of \$705,687.90, and a subsequent administrative change order increased the total contract amount to \$730,687.90 – Change Order No. 2 will increase the total contract amount to \$792,289.90, a net 12.3% increase from the original contract amount;

Whereas, Staff and Turley Associates recommend Council authorize Change Order No 2 to the contract with Choice Builders, LLC of Temple, Texas in the amount of \$61,602, for construction of the Conner Park drainage channel improvements which includes additional excavation, removal of material, reshaping & compacting portions of the channel to final lines & grades, 884 linear feet of barbed wire fence, and concrete demolition & curb to address the abandoned driveways at the end of Cameron Park Road;

Whereas, funds are available for this project, but an amendment to the fiscal year 2019 budget needs to be approved to transfer the funds to Account No. 353-2900-534-6714, Project No. 101592; and

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

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

Part 1: 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 Change Order No 2 to a contract with Choice Builders, LLC of Temple, Texas in the amount of \$61,602, for construction of the Conner Park drainage channel improvements.

Part 3: The City Council authorizes an amendment to the fiscal year 2019 budget, substantially in the form of the copy attached hereto as Exhibit 'A.'

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(P)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Heather Mikulas, Director of Utility Billing

ITEM DESCRIPTION: Consider adopting a resolution authorizing change order #3 to the meter infrastructure improvement construction contract with TTG Utilities, LP, of Gatesville, in the net deductive amount of \$28,831.20.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The original Advanced Metering Infrastructure (AMI) meter bypass improvement project provided for the installation of water service bypasses and valves at 48 commercial water customer locations. It has been determined that the needs for several of the 48 locations were different than what was identified on the engineered drawings. Accordingly, approval of this item will allow for the true-up of several construction line items based on actual quantities constructed or needed for the AMI meter bypass improvement project.

On September 21, 2017, Council authorized a construction contract with TTG Utilities in the amount of \$560,382.50 for infrastructure improvements, including the addition of meter bypass lines and valves to existing large meters prior to the Advanced Metering Infrastructure (AMI) project. To date, change order #1 was executed totaling \$11,326.92, and change order #2 was executed in the net deductive amount of \$38,550.60.

Change order #3, in the net deductive amount of \$28,831.20, is the final change order for the TTG Utilities contract. This phase I project was completed on July 19, 2018.

FISCAL IMPACT: The savings from deductive change order #3 to the construction contract with TTG Utilities, LP in the amount of \$28,831.20 for the Meter Bypass Improvements will be realized in project #101173 as follows:

	<u>520-5300-535-6250</u>	<u>520-5900-535-6250</u>	<u>Total</u>
Project Budget	\$ 450,000	\$ 825,000	\$ 1,275,000
Encumbered/Committed to Date	(324,983)	(825,000)	(1,149,983)
TTG Utilities, LP - Change Order #3	-	28,831	28,831
Remaining Project Funds	\$ 125,017	\$ 28,831	\$ 153,848

The remaining project funds will be used for the second phase of the Advanced Metering Infrastructure (AMI) system.

ATTACHMENTS:

[Change Order #3](#)
[Resolution](#)

CHANGE ORDER

PROJECT: AMI Phase I -- Meter Bypass Improvements

OWNER: City of Temple

CONTRACTOR: TTG Utilities, LP

ENGINEER: Kasberg, Patrick & Associates, LP

CHANGE ORDER #: 3

Make the following additions, modifications or deletions (circle those that apply) to the work described in the Contract Documents:

Modifications to specific installations, as follows:

Item	Description	Quantity	Unit	Cost	Total
2	Preparation of Site	100%	LS	\$ 38.50	\$ 38.50
5	Implementing Trench Safety	182	LF	\$ 2.15	\$ 391.30
9	Final Clean up and Grading	-9	EA	\$ 105.00	\$ (945.00)
10	4" Bypass Assembly	-2	EA	\$ 8,335.00	\$ (16,670.00)
11	6" Bypass Assembly	-8	EA	\$ 9,195.00	\$ (73,560.00)
12	8" Bypass Assembly	1	EA	\$ 10,870.00	\$ 10,870.00
13	4" Gate Valve	5	EA	\$ 770.00	\$ 3,850.00
14	6" Gate Valve	-18	EA	\$ 855.00	\$ (15,390.00)
15	8" Gate Valve	3	EA	\$ 1,140.00	\$ 3,420.00
16	Concrete Curb	3	LF	\$ 26.75	\$ 80.25
17	Concrete Sidewalk	-8	LF	\$ 96.15	\$ (769.20)
18	Concrete Rip Rap	405	SF	\$ 14.95	\$ 6,054.75
19	Asphalt Roadway	476	LF	\$ 26.70	\$ 12,709.20
21	Sod	-50	SY	\$ 5.35	\$ (267.50)
22	Hydromulch	-255	SY	\$ 3.20	\$ (816.00)
CO1-1	4" Megalug	151	EA	\$ 34.25	\$ 5,171.75
CO1-2	6" Megalug	-7	EA	\$ 44.63	\$ (312.41)
CO1-3	8" Megalug	22	EA	\$ 56.28	\$ 1,238.16
CO3-1	Wildflower Relocation	1	EA	\$ 14,685.00	\$ 14,685.00
CO3-2	Extraco Modifications after excavation	1	EA	\$ 12,385.00	\$ 12,385.00
CO3-3	Crestview Vault Addition	1	EA	\$ 9,005.00	\$ 9,005.00
Total Deduct					\$ (28,831.20)

The compensation agreed upon in this Change Order is full, complete and final payment for all costs the Contractor may incur as a result of or relating to this change whether said costs are known, unknown, foreseen or unforeseen at this time, including without limitation, any cost for delay (for which only revised time is available), extended overhead, ripple or impact cost, or any other effect on changed or unchanged work as a result of this Change Order.

Original Contract Amount	\$	560,382.50
Previous Net Change in Contract Amount	\$	(27,223.68)
Net Change in Contract Amount	\$	(28,831.20)
Revised Contract Amount	\$	504,327.62
Original Contract Time		120 days
Previous Net Change in Contract Time		15 days
Net Change in Contract Time		135 days
Revised Contract Time		270 days
Original Final Completion Date		February 19, 2018
Revised Final Completion Date		July 19, 2018

Recommended By:

Recommended By:

Project Manager (City Staff)

Date

Architect/Engineer

Date

Agreed To:

Approved by City of Temple:

Dawna L. James

9/21/2018

Contractor

Date

Brynn Myers, City Manager

Date

Approved as to Form:

Approved by Finance Department:

City Attorney's Office

Date

Finance

Date

RESOLUTION NO. 2018-9394-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING DEDUCTIVE CHANGE ORDER NO. 3 TO THE CONSTRUCTION CONTRACT WITH TTG UTILITIES, LP OF GATESVILLE, TEXAS IN THE NET DEDUCTIVE AMOUNT OF \$28,831.20, FOR METER INFRASTRUCTURE IMPROVEMENTS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the original Advanced Metering Infrastructure meter bypass improvement project provided for the installation of water service bypasses and valves at 48 commercial water customer locations;

Whereas, on September 21, 2017, Council authorized a construction contract with TTG Utilities of Gatesville, Texas for infrastructure improvements, including the addition of meter bypass lines and valves to existing large meters prior to the Advanced Metering Infrastructure project;

Whereas, Staff determined that the needs for several of the 48 locations were different than what was originally identified on the engineered drawings and Staff recommends Council authorize Change Order No. 3 to the construction contract with TTG Utilities, LP in the net deductive amount of \$28,831.20 – this will allow for the true-up of several construction line items based on actual quantities constructed or needed for the AMI meter bypass improvement project;

Whereas, the savings from this net deductive change order will be realized in Account No. 520-5300-535-6250 and Account No. 520-5900-535-6250, Project No. 101173; and

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

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

Part 1: 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 Change Order No. 3 to the construction contract with TTG Utilities, LP of Gatesville, Texas in the net deductive amount of \$28,831.20, for meter infrastructure improvements.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(Q)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

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

ITEM DESCRIPTION: Consider adopting a resolution authorizing change order #3 to the construction contract with Archer Western Construction, LLC, of Irving, to construct Phase 1 of the Temple-Belton Wastewater Treatment Plant Expansion, in the amount of \$460,881.53.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The TBP, located on FM 93 between I-35 and S. 31st Street (Project Map attached), is jointly owned by the Cities of Temple and Belton and is permitted to treat 10 million gallons per day of wastewater. Temple and Belton share capital improvement costs at 75% and 25%, respectively, and contract with the Brazos River Authority to operate the facility. The plant was constructed in 1975, expanded in 1990, and currently treats wastewater from approximately 70% of Temple and all of Belton.

TCEQ requires wastewater plants to complete steps toward expansion at specific inflow thresholds. In 2010, influent flow was at least 75% of the permitted capacity for three consecutive months, triggering a TCEQ requirement to perform preliminary engineering for expansion. On August 18, 2011, Council authorized KPA to prepare a preliminary engineering report for the TBP in the amount of \$895,698.75 (Temple's share of \$1,194,265).

On October 15, 2015, Council authorized an agreement with KPA in the amount of \$1,006,166.25 (Temple's share of \$1,341,555) for professional services to design and bid Phase 1 of the expansion. This original scope of services consisted of three items organized as Task 1: Basis of Design, Task 2: Phase 1 Final Design, and Task 4: Phase 1 Bidding. Task 3: Phase 2 Final Design was not awarded at that time. On June 16, 2016, Council authorized Task 3, modified Task 2 to remove ORBAL improvements and add design of an equalization basin, and added Task 5 to bid Phase 2 improvements when ready in the amount of \$1,527,832.50 (Temple's share of \$2,037,110).

On September 7, 2017, Council authorized a construction contract with Archer Western for the base bid and deductive Change Order #1 totaling \$12,122,418 with Temple's 75% portion being \$9,091,813.50. On April 5, 2018, Council authorized change order #2 in the amount of \$62,890.97 (\$47,168.23 is Temple's 75% portion).

As indicated in the attached Change Order and Engineer's Letter of Recommendation, this change order is necessary due to unknown conditions discovered during construction as well as an item to accommodate future Phase 2 construction and totals \$460,881.53 (\$345,661.15 is Temple's 75% portion). This and the previous change orders would result in a total contract of \$12,646,190.50, a net decrease of 3.54% to the original amount. Time allotted for the additional construction activities is 45 calendar days (Project Map attached for reference).

FISCAL IMPACT: A budget adjustment is being presented to Council for approval to appropriate funding for Change Order #3 to the construction contract with Archer Western Construction, LLC for the construction of Phase 1 of the Temple-Belton Wastewater Treatment Plant Expansion. Funding in the amount of \$345,661.15 will be available in account 561-5500-535-6938, project 101774, as follows:

Project Budget	\$	10,100,000
Budget Adjustment		15,869
Encumbered/Committed to Date		(9,770,208)
Archer Western Construction, LLC. Change Order #3		(345,661)
Remaining Project Funds Available	\$	-

ATTACHMENTS:

[Engineer's Letter of Recommendation](#)
[Change Order](#)
[Project Map](#)
[Budget Adjustment](#)
[Resolution](#)



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

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

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

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

October 8, 2018

Ms. Angellia Points, P.E.
City Engineer
City of Belton
P. O. Box 120
Belton, Texas 76513

Mr. James Billeck, P.E.
Project Manager
City of Temple
3210 E. Avenue H, Building A
Temple, Texas 76501

Re: Cities of Temple and Belton, Texas
TBWWTP Phase 1 -- Headworks and Flow Equalization Improvements
Change Order No. 3

Dear Mrs. Points and Mr. Billeck:

Please find attached Change Order No. 3 for the referenced project. Also enclosed are the Change Proposal Requests (CPRs) and/or invoices for each of the Change Order Items. Change Order 3 includes an increase in the construction cost of \$460,881.53 and 45 days in construction time. This Change Order consists of modifications/additions noted during the shop drawing phase (CO3-1, CO3-3 through CO3-8), during the construction phase (Item 8), to complete coordination with adjacent projects (CO3-2) or direct costs associated with the electrical service.

The following is a breakdown/explanation of each item included in Change Order No. 3:

1. Bid Item 8 – Pressure Inject Cracks at Aeration Basin. Add \$22,260.00.
 - a. Contract included 1,000 feet of crack injection at the "Aeration Basin" (Proposed Flow Equalization Basin) based on site measurements during the design phase. When the contractor began pressure injection, multiple cracks extended past the limits seen by the eye during design. The additional 371 feet is the measured quantity that was required, in excess of the bid item, to rehabilitate the basin.
2. Bid Item 10 – Oncor Direct Charges. Add \$48,564.82.
 - a. Actual, invoiced cost from Oncor for providing additional service and capacity at the TBWWTP related to Phase I Improvements.
3. CO3-1 – Extend Wall and additional Clearing. Add \$39,550.58.
 - a. Phase 1 plans showed the Concrete Wall running along the north side of the Plant Expansion and then turning and running 130 LF to the south along the west side. Review of this during Phase II design noted that the site would be better served with extending the wall to the west (in lieu of turning it 90 degrees). The additional cost is for 130 LF of chainlink fence and clearing of trees and brush. This additional cost is essentially being moved from Phase II into Phase I and will allow construction of Phase II with minimal modifications.
4. CO3-2 – Reroute 8" and 36" pipelines due to conflict with electrical ductbank. Add \$82,343.52.
 - a. During the construction of the 8" and 36" pipelines on the north side of the existing ORBAL Biological Reactor, an existing electrical ductbank was discovered. It was

believed the ductbank curved around the ORBAL at a constant distance. However, there are actually straighter runs that veer off the ORBAL. As such, it was necessary to change the alignment of the 8" and 36" lines, including removing and replacing a small section. The costs included in this item consists of additional fittings required for the re-alignment and the additional labor and equipment necessary.

5. CO3-3 – Wall Pipe & Drain Configuration at Recycle Flow Pump Station. Add \$47,703.08.
 - a. The existing drain pipe configuration was different from the historical drawings. Additionally, a portion of pipe shown as "abandoned" was not abandoned. These two items required additional pipe and fittings and relocating an existing valve. The plans showed to reuse the existing wall pipes. However, upon exposing the wall pipes from the exterior, the wall pipes were found to be in poor condition. This item includes grouting the existing wall penetrations and coring new penetrations.
6. CO3-4 – Extension of 10" and 30" Force Mains to Exterior of Proposed Wall. Add \$143,443.67.
 - a. Both the Leon River Lift Station & Force Main and Shallowford 30" Force Main projects were in various phases of design when TBWWTP Phase I was bid. In order to minimize the conflict between multiple contractors, it was recommended that the TBWWTP contractor extend the 10" and 30" lines from the New Headworks to a point 10' outside of the proposed wall.
7. CO3-5 – Additional PLC & IO in MCC-A and MCC-B. Add \$4,322.16.
 - a. During the shop drawing review, it was noted that additional PLC and I/O would be required in MCC-A and B. This item includes the additional hardware required.
8. CO3-6 – Addition of Metal Stairs, including landing and additional 5 foot of run. Add \$21,311.88.
 - a. The structural plan sheets show the concrete stairs ending at an elevation of 505.0. The actual ground elevation is closer to 501. This item removes the existing concrete stairs from 515.0 to 505.0 and installs metal stairs from 515.0 down to 501/500 (asphalt at north side of structure). This includes a landing at 505 to meet rise/run requirements.
9. CO 3-7 – Orbal Inlet Box Modifications due to conflict with ductbank and to fill void space under existing structure. Add \$24,490.09.
 - a. The ductbank that was in conflict in CO3-2 is also in conflict with the Orbal Inlet box. This required that the inlet box be extended to the east. Additionally, a void was discovered under the existing Orbal inlet box during excavation. This change order will include filling the void and additional supports for the expanded grating area, in addition to the extension of the inlet box.
10. CO 3-8 – Rebar modifications required during equipment shop drawing review. Add \$26,89.73.
 - a. During the shop drawing reviews of equipment, the structural steel/concrete was modified to accommodate the equipment being supplied. This includes the time and cost for those modifications.

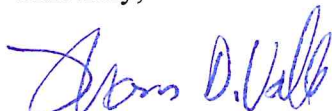
Ms. Angellia Points, P.E.
Mr. James Billeck, P.E
October 8, 2018
Page Three

We have reviewed each of the CPRs and recommend approval of an addition of \$460,881.53 and 45 days to the construction contract. This increases the total Contract Amount to \$12,646,190.50 and extends the construction time until April 5, 2019. The following table shows the contract additions and summaries for both the City of Belton and City of Temple (Net Change is the current Change Order Amount):

	Total Contract	City of Belton	City of Temple
Original Contract Amount	\$ 13,110,000.00	\$ 3,277,500	\$ 9,832,500
Previous Net Change	\$ (924,691.03)	\$ (231,172.76)	\$ (693,518.27)
Net Change (Current)	\$ 460,881.53	\$ 115,220.38	\$ 345,661.15
Revised Contract Amount	\$ 12,646,190.50	\$ 3,161,547.63	\$ 9,484,642.88

We are available to discuss any questions you may have concerning this change order.

Sincerely,



Thomas D. Valle

TDV/

xc: Mr. Gil Gregory, MRB Group (by email)
Mr. Luke Hill, Archer Western (by email)
2015-140-40

CHANGE ORDER

PROJECT: **Temple-Belton Wastewater Treatment Plant - Phase I, Headworks & Flow Equalization Improvements**
 OWNER: **Cities of Temple and Belton, Texas**
 CONTRACTOR: **Archer Western**
 ENGINEER: **Kasberg, Patrick & Associates, LP**
 CHANGE ORDER #: **3**


Make the following additions, modifications or deletions to the work described in the Contract Documents:

ADD/DELETE

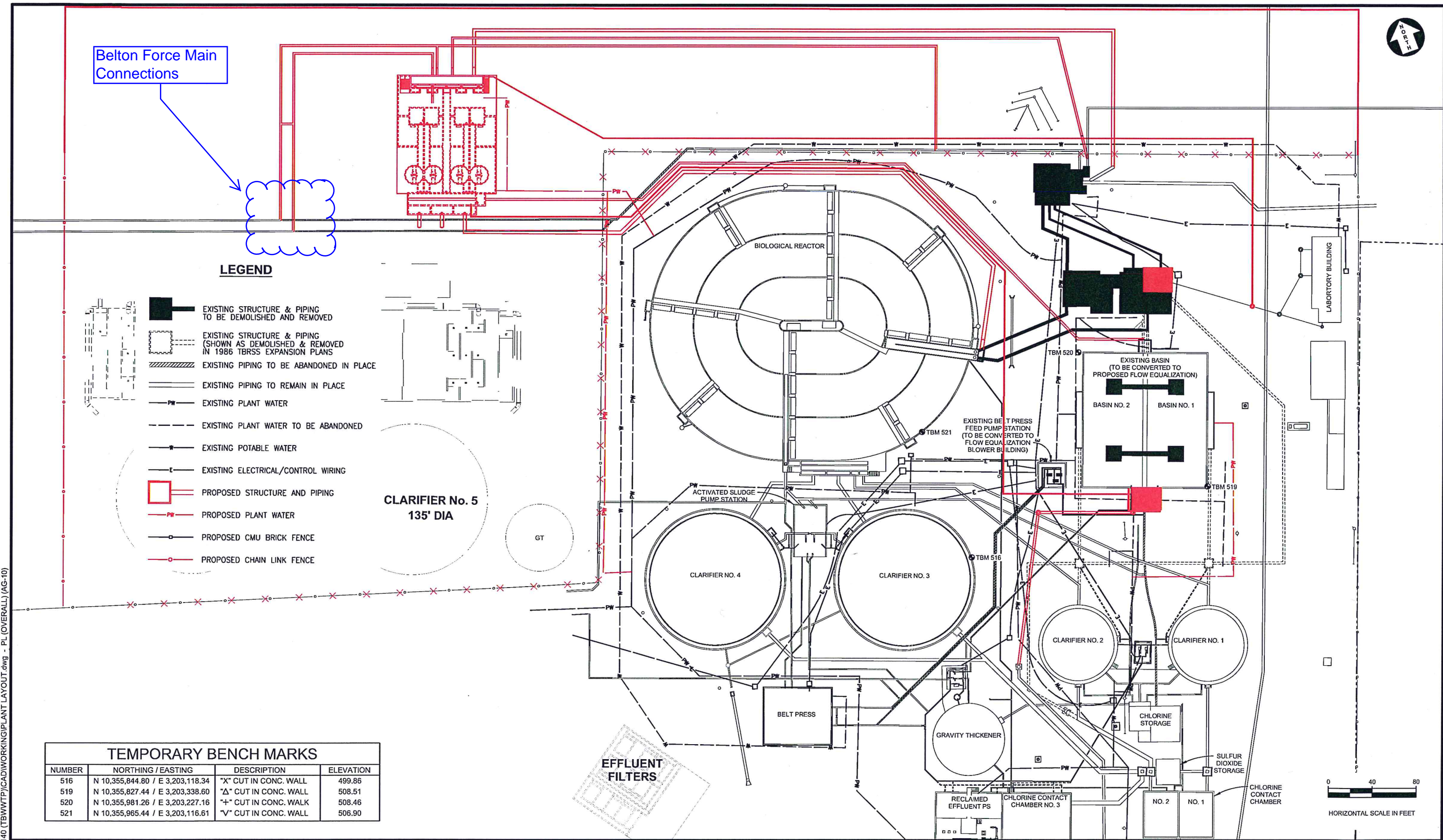
Item	Description	Quantity	Unit	Cost	Total
8	Pressure Inject cracks in "Aeration Basin"	371	VF	\$ 60.00	\$ 22,260.00
10	Oncor (direct charges related to new service)	100%	LS	\$ 48,564.82	\$ 48,564.82
CO3-1	Extend exterior wall to west for Phase II, including additional brush clearing and disposal. (CPR 3)	100%	LS	\$ 39,550.58	\$ 39,550.58
CO3-2	Reroute 8" and 36" pipelines due to conflict with electrical duct bank. (CPR 4rev)	100%	LS	\$ 82,343.52	\$ 82,343.52
CO3-3	Wall Pipe & Drain Configuration at Recycle Flow Pump Station. (CPR 5)	100%	LS	\$ 47,703.08	\$ 47,703.08
CO3-4	Extension of 10" and 30" Force Mains to exterior of proposed wall. (CPR 6rev)	100%	LS	\$ 143,443.67	\$ 143,443.67
CO3-5	Additional PLC & IO in MCC -A & -B (CPR 7)	100%	LS	\$ 4,322.16	\$ 4,322.16
CO3-6	Addition of Metal Stairs, including landing and additional 5 foot of run. (CPR 8)	100%	LS	\$ 21,311.88	\$ 21,311.88
CO3-7	Orbal Inlet Box Modifications due to conflict with ductbank and to fill void space under existing structure. (CPR 9)	100%	LS	\$ 24,490.09	\$ 24,490.09
CO3-8	Rebar modifications required during equipment shop drawing review. (CPR 10)	100%	LS	\$ 26,891.73	\$ 26,891.73
Total Add/Delete					\$ 460,881.53

The compensation agreed upon in this Change Order is full, complete and final payment for all costs the Contractor may incur as a result of or relating to this change whether said costs are known, unknown, foreseen or unforeseen at this time, including without limitation, any cost for delay (for which only revised time is available), extended overhead, ripple or impact cost, or any other effect on changed or unchanged work as a result of this Change Order.

	Total Contract	City of Belton	City of Temple
Original Contract Amount	\$ 13,110,000.00	\$ 3,277,500.00	\$ 9,832,500.00
Previous Net Change in Contract Amount	\$ (924,691.03)	\$ (231,172.76)	\$ (693,518.27)
Net Change in Contract Amount	\$ 460,881.53	\$ 115,220.38	\$ 345,661.15
Revised Contract Amount	\$ 12,646,190.50	\$ 3,161,547.63	\$ 9,484,642.88
Original Contract Time	420 days		
Previous Net Change in Contract Time	56 days		
Net Change in Contract Time	45 days		
Revised Contract Time	521 days		
Original Final Completion Date	December 25, 2018		
Revised Final Completion Date	April 5, 2019		

Recommended By: <hr/> Project Manager (Temple) Date	Recommended by:  10-4-18 <hr/> Engineer Date
Recommended By: <hr/> Project Manager (Belton) Date	Approved by City of Belton: <hr/> City Manager Belton Date
Agreed to: <hr/> Contractor Date	Approved by City of Temple: <hr/> City Manager Temple Date
Approved as to form: <hr/> City Attorney's Office Date	Approved by Finance Department <hr/> Finance Date

P:\Temple2015\2015-140 (TBWWTP)\CAD\WORKING\PLANT LAYOUT.dwg - PL (OVERALL) (AG-10)



TEMPORARY BENCH MARKS			
NUMBER	NORTHING / EASTING	DESCRIPTION	ELEVATION
516	N 10,355,844.80 / E 3,203,118.34	"X" CUT IN CONC. WALL	499.86
519	N 10,355,827.44 / E 3,203,338.60	"Δ" CUT IN CONC. WALL	508.51
520	N 10,355,981.26 / E 3,203,227.16	"+" CUT IN CONC. WALL	508.46
521	N 10,355,965.44 / E 3,203,116.61	"V" CUT IN CONC. WALL	506.90

NO.	DATE	REVISION	BY

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KPA Firm Registration Number F-510

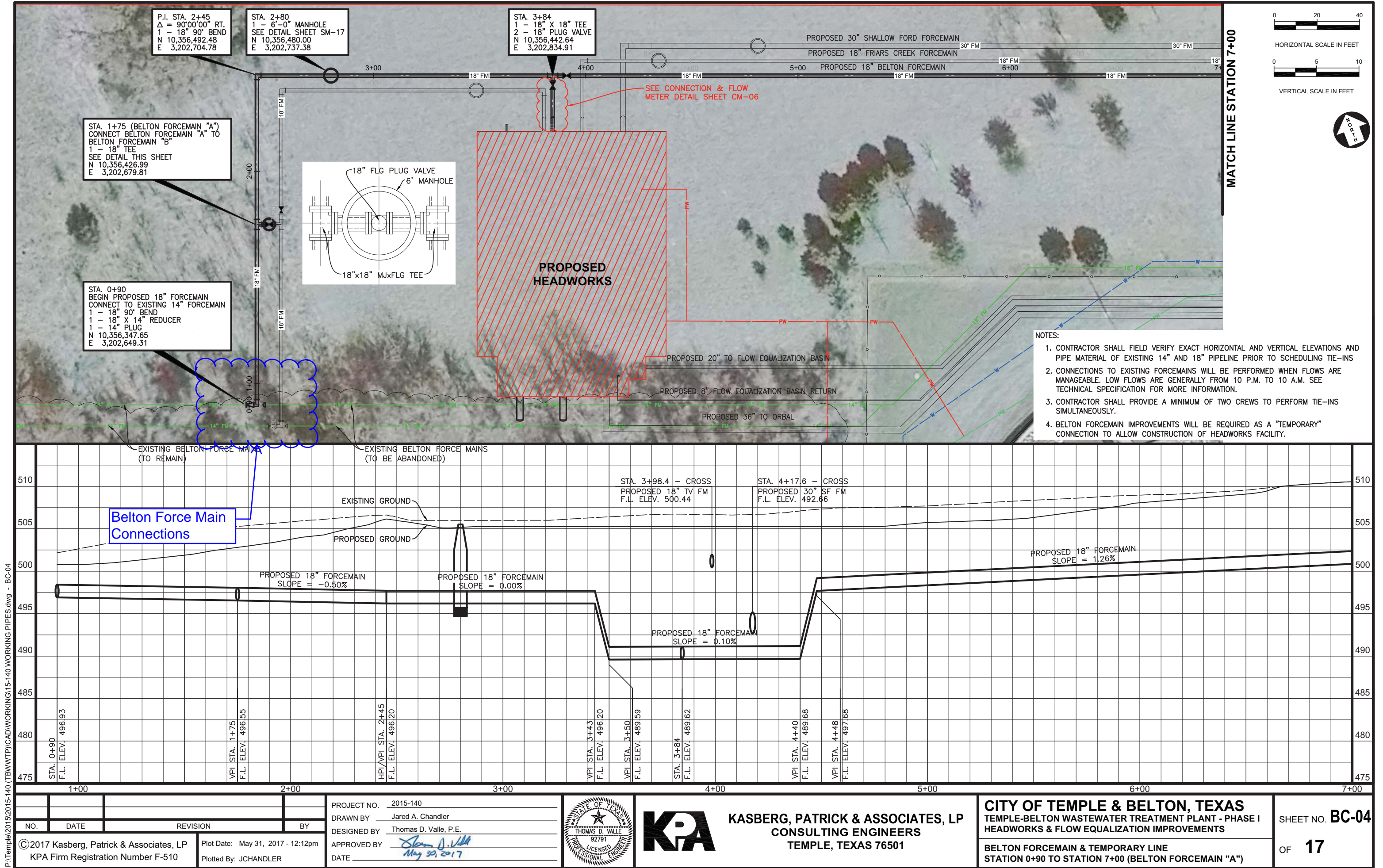
Plot Date: Oct 18, 2017 - 4:08pm
Plotted By: DKRUMNOW

PROJECT NO.	2015-140
DRAWN BY	Jared A. Chandler
DESIGNED BY	Thomas D. Valle, P.E.
APPROVED BY	<i>Thomas D. Valle</i>
DATE	OCTOBER 16, 2017



**KASBERG, PATRICK & ASSOCIATES, LP**
CONSULTING ENGINEERS
TEMPLE, TEXAS 76501

CITY OF TEMPLE & BELTON, TEXAS
TEMPLE-BELTON WASTEWATER TREATMENT PLANT - PHASE I
HEADWORKS & FLOW EQUALIZATION IMPROVEMENTS
PLANT LAYOUT (OVERALL)



FY 2019**BUDGET ADJUSTMENT FORM**

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

Adjustments should be rounded to the nearest \$1.

+

-

ACCOUNT NUMBER	PROJECT #	ACCOUNT DESCRIPTION	INCREASE	DECREASE
561-5500-535-69-38	101774	Capital - Bonds/Conner Park Drng Imprv	\$ 15,869	
561-5400-535-69-05	101475	Capital - Bonds/Lift Station Improvements		15,869
TOTAL.....			\$ 15,869	\$ 15,869

EXPLANATION OF ADJUSTMENT REQUEST- Include justification for increases AND reason why funds in decreased account are available.

To appropriate funding for Change Order #3 to the construction contract with Archer Western Construction, LLC in the amount of \$345,661.15 related to the construction of Phase 1 of the Temple-Belton Wastewater Treatment Plant Expansion, project 101774.

DOES THIS REQUEST REQUIRE COUNCIL APPROVAL?

☒ Yes☐ NoDATE OF COUNCIL MEETING 10/18/18

WITH AGENDA ITEM?

☒ Yes☐ No_____
Department Head/Division Director_____
Date☐ Approved
☐ Disapproved_____
Finance_____
Date☐ Approved
☐ Disapproved_____
City Manager_____
Date☐ Approved
☐ Disapproved

RESOLUTION NO. 2018-9395-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING CHANGE ORDER NO. 3 TO THE CONSTRUCTION CONTRACT WITH ARCHER WESTERN CONSTRUCTION, LLC OF IRVING, TEXAS IN THE AMOUNT OF \$460,881.53, FOR CONSTRUCTION OF PHASE 1 OF THE TEMPLE-BELTON WASTEWATER TREATMENT PLANT EXPANSION PROJECT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Temple-Belton Wastewater Treatment Plant (TBP), located on FM 93 between I-35 and South 31st Street, is jointly owned by the Cities of Temple and Belton and is permitted to treat 10 million gallons of wastewater per day;

Whereas, the Cities of Temple and Belton share capital improvement costs at 75% and 25%, respectively, and contract with the Brazos River Authority to operate the facility – this facility was constructed in 1975, expanded in 1990, and currently treats wastewater from approximately 70% of Temple and all of Belton;

Whereas, the Texas Commission on Environmental Quality requires wastewater plants to complete steps toward expansion at specific inflow thresholds - in 2010, influent flow was at least 75% of the permitted capacity for three consecutive months, triggering a TCEQ requirement to perform preliminary engineering for expansion;

Whereas, on August 18, 2011, Council authorized Kasberg, Patrick & Associates (KPA) of Temple, Texas to prepare a preliminary engineering report for the TBP - on October 15, 2015, Council again authorized an agreement with KPA for professional services to design and bid Phase 1 of the expansion which included Task 1, Task 2 and Task 4;

Whereas, on June 16, 2016, Council authorized Task 3, modified Task 2 to remove ORBAL improvements, add design of an equalization basin, and added Task 5 to bid Phase 2 improvements when ready;

Whereas, on September 7, 2017, Council authorized a construction contract with Archer Western for the base bid and deductive Change Order No. 1 totaling \$12,122,418 with Temple's 75% portion being \$9,091,813.50 - on April 5, 2018, Council authorized Change Order No. 2 in the amount of \$62,890.97 with \$47,168.23 being Temple's 75% portion;

Whereas, Change Order No. 3 is necessary due to unknown conditions discovered during construction as well as to accommodate future Phase 2 construction totaling \$460,881.53, with Temple's 75% portion being \$345,661.15;

Whereas, funds are available for Change Order No. 3, but an amendment to the fiscal year 2019 budget needs to be approved to transfer the funds to Account No. 561-5500-535-6938, Project No. 101774; and

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

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

Part 1: 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 Change Order No. 3 to the construction contract with Archer Western Construction, LLC, of Irving, Texas in the amount of \$460,881.53, to construct Phase 1 of the Temple-Belton Wastewater Treatment Plant Expansion Project.

Part 3: The City Council authorizes an amendment to the fiscal year 2019 budget, substantially in the form of the copy attached hereto as Exhibit 'A.'

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(R)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

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

ITEM DESCRIPTION: Consider adopting a resolution authorizing a change order to the contract with Tex-Global Contractors, Inc. (TexGlobal), of Fort Worth for construction of Phase 3B of the Outer Loop, in the amount of \$143,047.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: On June 28, 2018, Council authorized a construction contract with TexGlobal for the construction of the Outer Loop Phase 3B, from Thompson Channel to Jupiter Drive extending Outer Loop further to the south.

As indicated in the attached change order and engineer's recommendation letter, this change order includes added import fill quantities and installation of a pressure reducing valve (PRV) not included in the original bid. The original construction contract amount is \$5,265,702.63. This change order represents a contract increase of \$143,047.00 or 2.72% of the original contract amount. The revised contract amount is \$5,408,749.63. No days are added to the contract time for this change order.

Change order costs are itemized, as follows:

1. Item CO1-1: Import Fill Material	\$ 93,411.00
2. Item CO1-2: PRV	<u>\$ 49,636.00</u>
Total	<u>\$143,047.00</u>

FISCAL IMPACT: Funding for Change Order #1 to the construction contract with Tex-Global Contractors, Inc related to Phase 3B of the Outer Loop in the amount of \$143,047 is available in project 101121, as follows:

	<u>365-3400-531-6813</u>	<u>520-5900-535-6521</u>	<u>561-5200-535-6813</u>	<u>Total</u>
Project Budget	\$ 6,506,055	\$ 682,087	\$ 600,000	\$ 7,788,142
Encumbered/Committed to Date	(5,775,796)	(595,444)	(600,000)	(6,971,240)
Tex-Global Contractors, Inc.	(93,411)	(49,636)	-	(143,047)
Remaining Project Funds	<u>\$ 636,848</u>	<u>\$ 37,007</u>	<u>\$ -</u>	<u>\$ 673,855</u>

ATTACHMENTS:

[Engineer's Recommendation Letter](#)
[Change Order Form](#)
[Project Map](#)
[Resolution](#)



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

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

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

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

September 28, 2018

Mr. Richard Wilson, P.E., CFM
3210 E. Avenue H
Building A
Temple, Texas 76501

Re: City of Temple, Texas
Outer Loop III B Jupiter to Thompson Channel

Dear Mr. Wilson:

Attached is Change Order #1 for the Outer Loop III B Jupiter to Thompson Channel Project. This change order is developed to represent the revised surface model from the 2018 surface created during the construction of the project in relation to the 2006 survey data developed with the initial design project. It also includes the PRV connection to the 24-inch water transmission line.

ADD ITEMS:

- CO1-1 – Import Fill Material – This item is added to reflect the difference in the 2018 surface data model to survey data collected as cross-sectional data in 2006. The net effect is additional imported material required for the project. The price submitted by the contractor is reasonable for this work.
- CO1-2 – PRV– This item is added to install a PRV on the 24-inch transmission water line. The price submitted by the contractor is reasonable for this work.

We have reviewed Change Order #1 and recommend it be processed and executed with respect to the TexGlobal Contractors construction contract for the above referenced project.

Sincerely,

R. David Patrick, P.E., CFM

RDP/rdp

xc: Mr. Joe Coonrod, TexGlobal Contractors
KPA Project File: 2014-110-40 (B)

CHANGE ORDER OUTER LOOP III B

PROJECT: Outer Loop III B
 OWNER: City of Temple
 CONTRACTOR: TexGlobal Contractors
 ENGINEER: Kasberg, Patrick & Associates
 CHANGE ORDER #: 1

Make the following additions, modifications or deletions (bold and underline those that apply) to the work described in the Contract Documents:

Add: Site Work Adjustments

Item	Description	Quantity	Unit	Unit Price	Extended Amount
COI-1	Import Fill Material	7,594.39	CY	\$ 12.30	\$ 93,411.00
COI-2	PRV	100%	LS	\$ 49,636.00	\$ 49,636.00
Add Total					\$ 143,047.00

Change Order Total \$ 143,047.00

The compensation agreed upon in this Change Order is full, complete and final payment for all costs the Contractor may incur as a result of or relating to this change whether said costs are known, unknown, foreseen or unforeseen at this time, including without limitation, any cost for delay (for which only revised time is available), extended overhead, ripple or impact cost, or any other effect on changed or unchanged work as a result of this Change Order.

Original Contract Amount	\$ 5,265,702.63
Previous Net Change in Contract Amount	\$ -
Net Change in Contract Amount	\$ 143,047.00
Revised Contract Amount	\$ 5,408,749.63
Original Contract Time	240 days
Previous Net Change in Contract Time	0 days
Net Change in Contract Time	0 days
Revised Contract Time	240 days
Original Final Completion Date	April 11, 2019
Revised Final Completion Date	April 11, 2019

Recommended By:


 Project Manager (City Staff) 10/3/18
 Date

Agreed to:


 Contractor 10-3-18
 Date

Approved as to form:

City Attorney's Office Date

Recommended by:

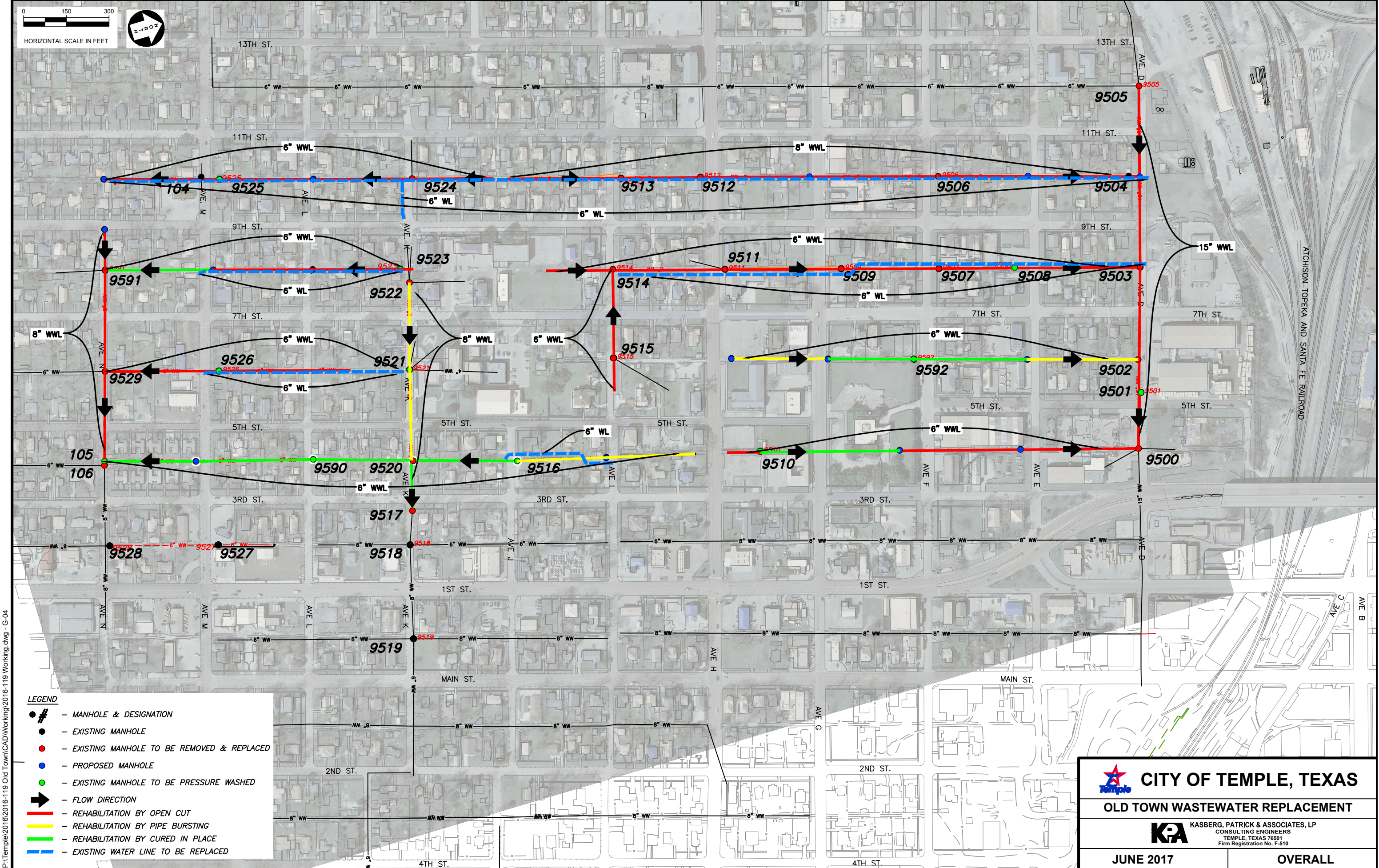
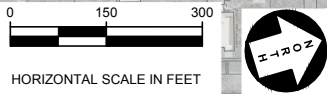

 Architect/Engineer 9/23/18
 Date

Approved by City of Temple:

Brynn Myers, City Manager Date



Approved by Finance Department

Finance Date



LEGEND

- /# - MANHOLE & DESIGNATION
- - EXISTING MANHOLE
- - EXISTING MANHOLE TO BE REMOVED & REPLACED
- - PROPOSED MANHOLE
- - EXISTING MANHOLE TO BE PRESSURE WASHED
- ➔ - FLOW DIRECTION
- - REHABILITATION BY OPEN CUT
- - REHABILITATION BY PIPE BURSTING
- - REHABILITATION BY CURED IN PLACE
- - EXISTING WATER LINE TO BE REPLACED

 CITY OF TEMPLE, TEXAS	
OLD TOWN WASTEWATER REPLACEMENT	
 KASBERG, PATRICK & ASSOCIATES, LP CONSULTING ENGINEERS TEMPLE, TEXAS 76701 Firm Registration No. F-510	
JUNE 2017	OVERALL

P:\Temple\2016\2016-119 Old Town\CAD\Working\2016-119 Working.dwg - G-04

RESOLUTION NO. 2018-9396-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A CHANGE ORDER TO THE CONSTRUCTION CONTRACT WITH TEX-GLOBAL CONTRACTORS OF FORT WORTH, TEXAS IN THE AMOUNT OF \$143,047, FOR CONSTRUCTION OF PHASE 3B OF THE OUTER LOOP; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, West Temple is rapidly growing along the West Adams corridor and roadway improvements to the Outer Loop (Old Waco Road) south of West Adams are needed to support continued development;

Whereas, on June 28, 2018, Council authorized a construction contract with Tex-Global Contractors of Fort Worth, Texas for the construction of the Outer Loop Phase 3B from Thompson Channel to Jupiter Drive, extending the Outer Loop further to the south;

Whereas, this Change Order will include added import fill quantities and installation of a pressure reducing valve not included in the original bid;

Whereas, funds are available for this Change Order in Account No. 365-3400-531-6813, Account No. 520-5900-535-6521, and Account No. 561-5200-535-6813, Project No. 101121; and

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

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

Part 1: 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 the construction contract with Tex-Global Contractors, Inc. of Fort Worth, Texas in the amount of \$143,047 for construction of Phase 3B of the Outer Loop.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(S)
Consent Agenda
Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

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

ITEM DESCRIPTION: Consider adopting a resolution authorizing deductive change order #1 with T Construction, LLC, of Houston, for the Old Town Wastewater Replacement Project, in an amount of \$50,404.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: In April 2016, Council authorized a professional services agreement with Kasberg, Patrick and Associates (KPA), to develop wastewater improvements to address aging and failing wastewater lines between South 3rd Street and South 11th Street from West Avenue D to West Avenue N in the Original Town subdivision. In June 2017, contract amendment #1 was approved to add the replacement of undersized water lines to the scope of the project. In September 2017, contract amendment #2 was approved to add construction phase services. In October 2017, Council authorized a construction contract with T Construction, LLC in the amount of \$2,891,120 to construct improvements identified above.

The attached change order #1 reconciles adjusted quantities as identified through construction activities found in the field. Change order #1 decreases the original contract price from \$2,891,120 to \$2,840,716, resulting in a net 1.7% decrease. KPA recommends the change order in their attached letter.

FISCAL IMPACT: The deductive change order #1 to the construction contract with T Construction, LLC in the amount of \$50,404 related to the Old Town Wastewater Replacement Project will be recognized in project 101201 as follows:

	520-5400-535-6361	561-5400-535-6964	Total
Project Budget	\$ 2,300,000	\$ 1,160,000	\$ 3,460,000
Encumbered/Committed to Date	(2,004,349)	(1,160,000)	(3,164,349)
T Construction Change Order #1	50,404	-	50,404
Remaining Project Funds	\$ 346,055	\$ -	\$ 346,055

ATTACHMENTS:

[Engineer's Letter of Recommendation](#)
[Change Order Form](#)
[Project Map](#)
[Resolution](#)



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

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

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

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

October 1, 2018

Ms. Sharon Carlos, P.E.
3210 E. Avenue H
Building A
Temple, Texas 76501

Re: City of Temple, Texas
Old Town Wastewater & Water Replacements

Dear Ms. Carlos:

Attached is deductive Change Order No. 1 in the amount of \$50,404.00. This change order consists of adjustments to quantities and modification of rehabilitation techniques for gravity sewer lines in the project. Proposed rehabilitation techniques and quantities were originally based on available information and known conditions of existing gravity sewer lines. With new information from the pre-construction videos, we have revised the rehabilitation techniques to reflect existing conditions. Modifications and quantity adjustments shown in Change Order No. 1 reflect these changes.

We have reviewed the change order and recommend execution to reduce the construction contract with T Construction in the amount of \$50,404.00.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Thomas D. Valle'.

Thomas D. Valle, P.E.
TDV/

xc: Mr. Augustin Juarez
2016-119-40

CHANGE ORDER

PROJECT: Old Town Water & Wastewater Modifications

OWNER: City of Temple

CONTRACTOR: T Construction

ENGINEER: Kasberg, Patrick & Associates, LP

CHANGE ORDER #: 1

Make the following additions, modifications or deletions (circle those that apply) to the work described in the Contract Documents:

1. Modifications to the rehabilitation method based on field conditions and/or internal video, and related items.

Item	Description	Quantity	Unit	Cost	Total
2	Right of Way Preparation	-2,131	LF	\$ 2.00	\$ (4,262.00)
11	Final Cleanup & Grading	-2,131	LF	\$ 3.00	\$ (6,393.00)
15	15" Wastewater by Open Cut	-1,275	LF	\$ 90.00	\$ (114,750.00)
19	6" Wastewater by Bursting	2,059	LF	\$ 39.00	\$ 80,301.00
20	6" Wastewater by Cured in Place	-3,050	LF	\$ 45.00	\$ (137,250.00)
27	End of Line Cleanout	1	EA	\$ 1,200.00	\$ 1,200.00
CO1-1	12" Wastewater by Bursting	875	LF	\$ 90.00	\$ 78,750.00
CO1-2	12" Wastewater by Bursting (Extra Depth)	400	LF	\$ 130.00	\$ 52,000.00
Total Add				\$	\$ (50,404.00)

The compensation agreed upon in this Change Order is full, complete and final payment for all costs the Contractor may incur as a result of or relating to this change whether said costs are known, unknown, foreseen or unforeseen at this time, including without limitation, any cost for delay (for which only revised time is available), extended overhead, ripple or impact cost, or any other effect on changed or unchanged work as a result of this

Original Contract Amount	\$ 2,891,120.00
Previous Net Change in Contract Amount	\$ -
Net Change in Contract Amount	\$ (50,404.00)
Revised Contract Amount	\$ 2,840,716.00
Original Contract Time	300 Days
Previous Net Change in Contract Time	N/A
Net Change in Contract Time	60 days
Revised Contract Time	360 days
Original Final Completion Date	October 30, 2018
Revised Final Completion Date	December 29, 2018

Recommended By:

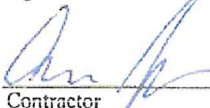
Recommended By:

 Oct. 4, 2018
Project Manager (City Staff) Date

 10-1-18
Architect/Engineer Date

Agreed To:

Approved by City of Temple:

 10-1-18
Contractor Date

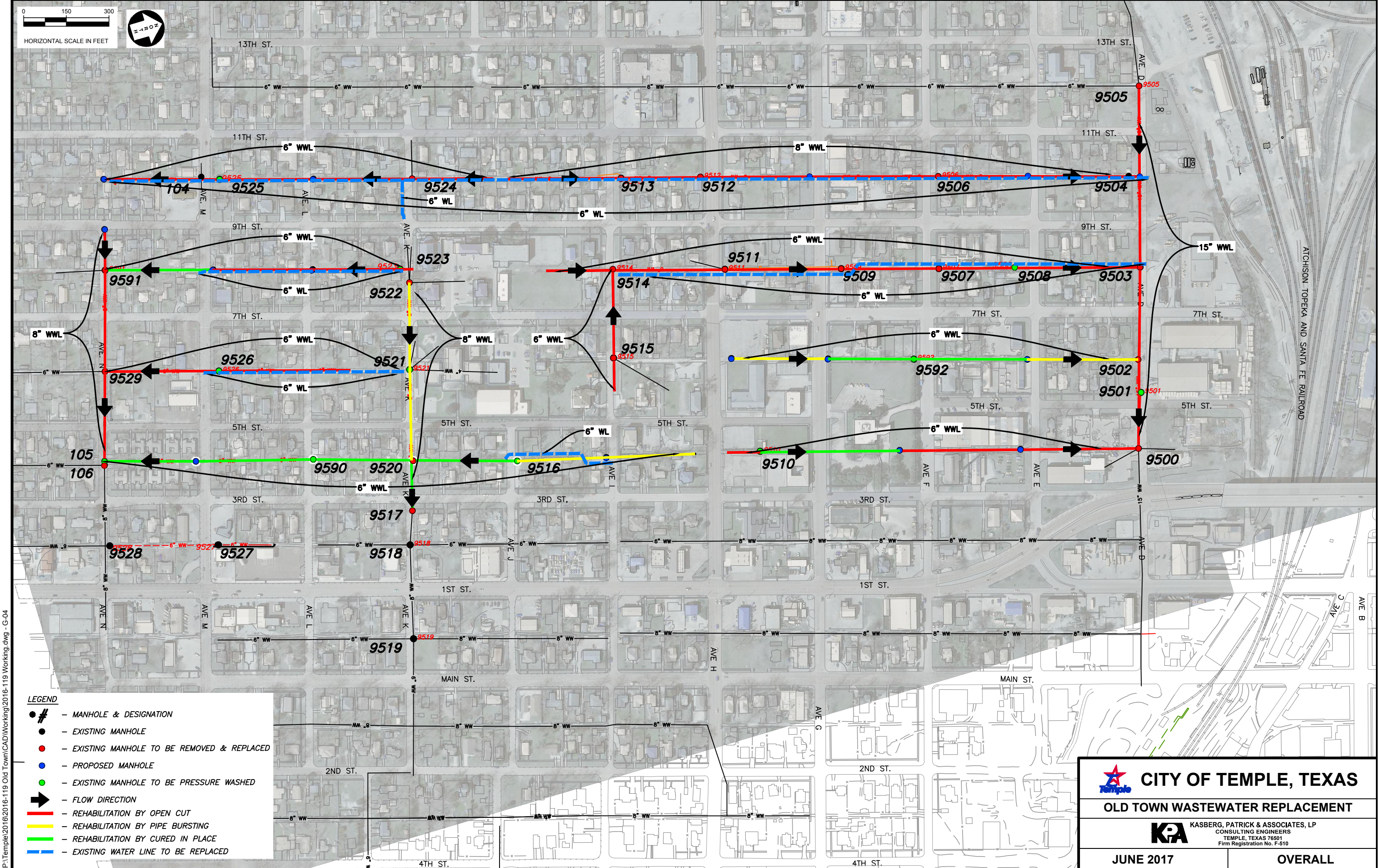
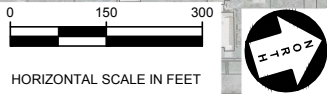
Brynn Myers, City Manager Date

Approved as to Form:

Approved by Finance Department:

City Attorney's Office Date

Finance Date



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LEGEND

●/#

- MANHOLE & DESIGNATION

●

- EXISTING MANHOLE

●

- EXISTING MANHOLE TO BE REMOVED & REPLACED

●

- PROPOSED MANHOLE

●

- EXISTING MANHOLE TO BE PRESSURE WASHED

➡

- FLOW DIRECTION

—

- REHABILITATION BY OPEN CUT

—

- REHABILITATION BY PIPE BURSTING

—

- REHABILITATION BY CURED IN PLACE

—

- EXISTING WATER LINE TO BE REPLACED

CITY OF TEMPLE, TEXAS

OLD TOWN WASTEWATER REPLACEMENT

KASBERG, PATRICK & ASSOCIATES, LP
CONSULTING ENGINEERS
TEMPLE, TEXAS 76701
Firm Registration No. F-510

JUNE 2017

OVERALL

RESOLUTION NO. 2018-9397-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING DEDUCTIVE CHANGE ORDER NO. 1 WITH T. CONSTRUCTION, LLC OF HOUSTON, TEXAS IN THE AMOUNT OF \$50,404, FOR CONSTRUCTION OF THE OLD TOWN WASTEWATER REPLACEMENT PROJECT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, in April 2016, Council authorized a professional services agreement with Kasberg, Patrick and Associates, LP of Temple, Texas, to develop wastewater improvements to address aging and failing wastewater lines between South 3rd Street and South 11th Street from West Avenue D to West Avenue N in the Original Town subdivision;

Whereas, in June 2017, Council authorized Contract Amendment No. 1 to add the replacement of undersized water lines to the scope of the project - in September 2017, Contract Amendment No. 2 was approved to add construction phase services;

Whereas, in October 2017, Council authorized a construction contract with T Construction, LLC of Houston, Texas in the amount of \$2,891,120, to construct the Old Town Wastewater Replacement Project;

Whereas, Deductive Change Order No. 1 reconciles adjusted quantities as identified through construction activities found in the field and decreases the original contract price from \$2,891,120 to \$2,840,716, resulting in a net 1.7% decrease;

Whereas, funding for this deductive change order will be recognized in Account No. 520-5400-535-6361 and Account No. 561-5400-535-6964, Project No. 101201; and

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

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

Part 1: 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 Deductive Change Order No. 1 with T Construction of Houston, Texas in the amount of \$50,404, for construction of the Old Town Wastewater Replacement Project.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(T)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

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

ITEM DESCRIPTION: Consider adopting a resolution authorizing change order #3 to the construction contract with S.J. Louis Construction of Texas, LTD. (SJ Louis), of San Antonio for the Leon River Interceptor in the amount of \$237,917.77.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The IH35 corridor near the Leon River is an area of growing interest for new development. To support development, the City will provide wastewater service via this Leon River Interceptor Project. This project comprises approximately 9000 linear feet of new wastewater gravity lines, a new wastewater lift station, and approximately 4400 linear feet of 10-inch wastewater force main (Project Map attached for reference).

On May 18, 2016, Council authorized a construction contract with SJ Louis. As indicated in the attached Change Order and Engineer's Recommendation Letter, this change order includes the addition of 30 lineal feet of 18-inch encasement by bore, clearing of an Oncor easement, addition of concrete valley gutter, trench dewatering due to flooding, adjustment of quantities, and additional installation depth of sewer pipe and manholes. This change order also includes 100 additional calendar days.

The original construction contract amount was \$4,092,036.59. This change order represents a contract increase of \$237,917.77 or 5.8% of the original contract amount. The net increase in the contract amount including previous change orders is \$688,129.91 or 16.8% of the original contract amount. The revised contract amount is \$4,780,166.50.

FISCAL IMPACT: Funding for change order #3 to the construction contract with S.J. Louis Construction of Texas, LTD for the Leon River Interceptor in the amount of \$237,917.77 is available in account 561-5400-535-6941, project 100851, as follows:

Project Budget	\$	6,055,755
Encumbered/Committed to Date		(5,817,837)
S.J. Louis Construction of Texas, LTD. Change Order #3		(237,918)
Remaining Project Funds Available	\$	-

ATTACHMENTS:

[Engineer's Recommendation Letter](#)
[Change Order Form](#)
[Project Map](#)
[Resolution](#)



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

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

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

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

September 28, 2018

Mr. Richard Wilson, P.E.
3210 E. Avenue H
Building A
Temple, Texas 76501

Re: City of Temple, Texas
Leon River Trunk Sewer

Dear Mr. Wilson:

Attached is Change Order No.3 in the amount of \$237,917.77. This change order consists of final adjustment of actual quantities installed on the project (Items 21 through CO1-3) and added project components (Items CO3-1 through CO3-4). This Change Order includes the addition of 100 calendar days to the Contract. This change order also establishes the current contract end date regarding this and previous change order time adjustment.

Change Order Items CO3-1 through CO3-4 include clearing of the Oncor Easement to allow electrical service to the Lift Station, additional depth of excavation and manholes from the railroad tracks to the WTP, the addition of a concrete valley gutter in the all-weather access road to the Lift Station and additional work required when discharge from the WTP flooded the contractor's trench. The actual depth of excavation required for the referenced sections was approximately one-half to a foot deeper than shown on the plans. The bottom one and a half to two feet of the excavation was in extremely hard rock and caused installation to proceed at a reduced pace. The additional depth caused increased material (manhole), excavation and dewatering costs. This change order includes the addition of 12 calendar days to the contract related to the additional construction time expended due to the additional depth of excavation. The additional time included in this change order is related to delays in the establishment of electrical service at the lift station. We have reviewed the change order and recommend execution in the amount of \$237,917.77 to SJ Louis Construction of Texas' construction contract.

Sincerely,

A handwritten signature in blue ink that reads 'Thomas D. Valle'.

Thomas D. Valle, PE

TDV/
2013-127-40

CHANGE ORDER

PROJECT: Leon River Trunk Sewer
 OWNER: City of Temple
 CONTRACTOR: SJ Louis Construction of Texas, Ltd
 ENGINEER: Kasberg, Patrick & Associates, LP
 CHANGE ORDER #: 3

Make the following additions, modifications or deletions (circle those that apply) to the work described in the Contract Documents:

1. Adjust final quantities to accurately reflect those installed on the project.

Item	Description	Quantity	Unit	Cost	Total
21	36" By Open Cut	-38	LF	\$ 207.46	\$ (7,883.48)
22	36" Pipe thru Encasement	38	LF	\$ 221.51	\$ 8,417.38
26	6' Diameter Manhole	1	EA	\$ 6,989.40	\$ 6,989.40
A12	18" Encasement by Bore	30	LF	\$ 290.00	\$ 8,700.00
A13	10" Force Main by Open Cut	(120)	LF	\$ 44.48	\$ (5,337.60)
A14	10" Force Main thru Encasement	120	LF	\$ 76.00	\$ 9,120.00
A28	Replace Concrete Drive	(15)	LF	\$ 135.00	\$ (2,025.00)
CO1-2	Removal of addl. 12" Spoil	(1,780)	LF	\$ 2.05	\$ (3,649.00)
CO1-3	12" of additional Embedment	(1,780)	LF	\$ 4.03	\$ (7,173.40)
CO3-1	Clearing of Oncoir Easement	100%	LS	\$ 11,905.15	\$ 11,905.15
CO3-2	Additional Depth of Pipe/Manholes	100%	LS	\$ 179,470.38	\$ 179,470.38
CO3-3	Concrete Valley Gutter	100%	LS	\$ 8,096.81	\$ 8,096.81
CO3-4	Trench Flood	100%	LS	\$ 31,287.13	\$ 31,287.13
Total Add				\$	\$ 237,917.77

The compensation agreed upon in this Change Order is full, complete and final payment for all costs the Contractor may incur as a result of or relating to this change whether said costs are known, unknown, foreseen or unforeseen at this time, including without limitation, any cost for delay (for which only revised time is available), extended overhead, ripple or impact cost, or any other effect on changed or unchanged work as a result of this Change Order.

Original Contract Amount	\$ 4,092,036.59
Previous Net Change in Contract Amount	\$ 450,212.14
Net Change in Contract Amount	\$ 237,917.77
Revised Contract Amount	\$ 4,780,166.50
Original Contract Time	365 Days
Previous Net Change in Contract Time	28 days
Net Change in Contract Time	100 days
Revised Contract Time	493 days
Original Final Completion Date	July 10, 2018
Revised Final Completion Date	November 15, 2018

Recommended By:

Recommended By:

 10/05/18
 Project Manager (City Staff) Date

 9-24-18
 Architect/Engineer Date

Agreed To:

Approved by City of Temple:

 9/24/18
 Contractor Date

Brynn Myers, Interim City Manager Date

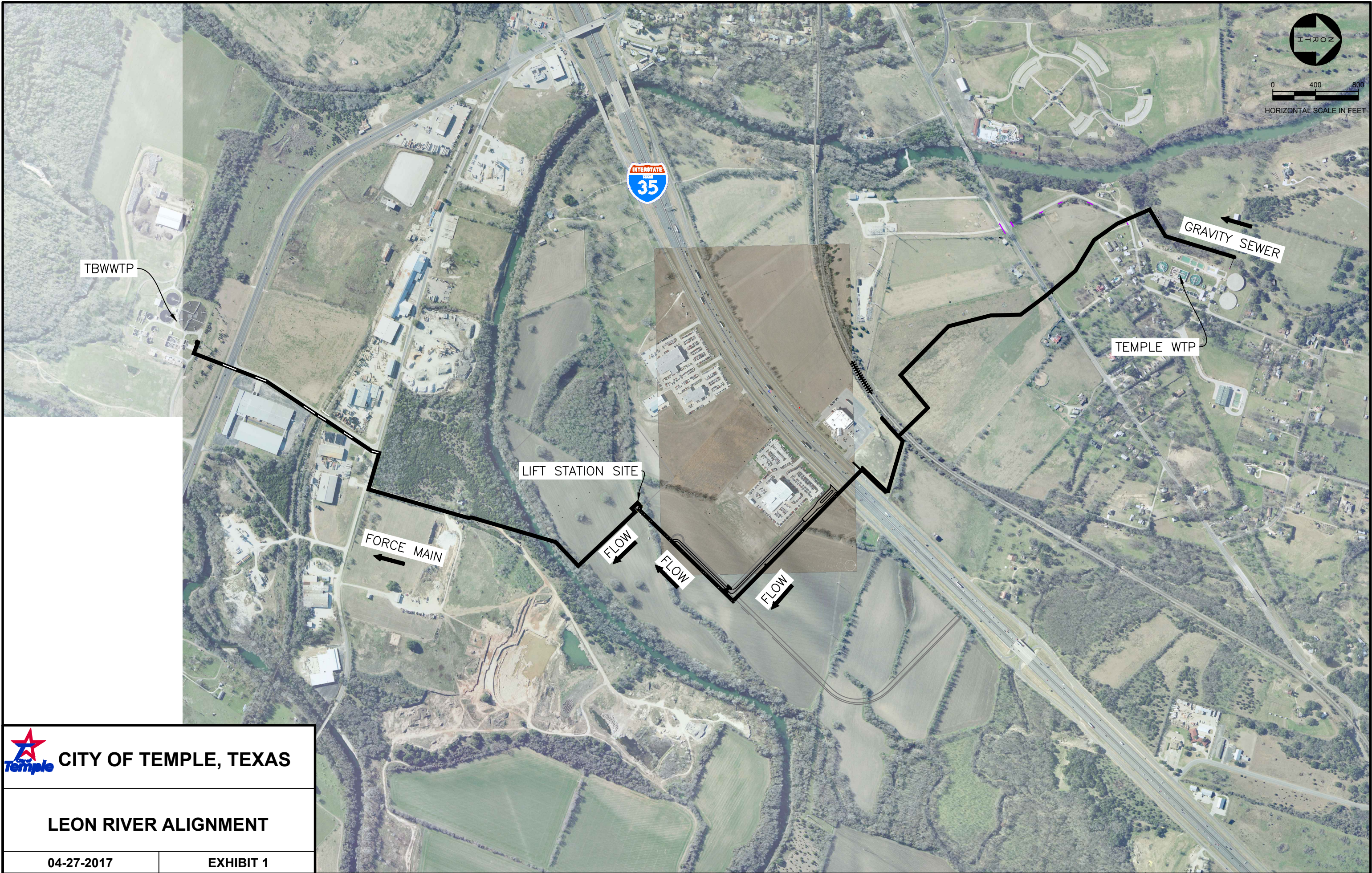
Approved as to Form:


Approved by Finance Department:

City Attorney's Office Date

Finance Date

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 CITY OF TEMPLE, TEXAS	
LEON RIVER ALIGNMENT	
04-27-2017	EXHIBIT 1

RESOLUTION NO. 2018-9398-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING CHANGE ORDER NO. 3 TO THE CONSTRUCTION CONTRACT WITH S.J. LOUIS CONSTRUCTION OF TEXAS, LTD OF SAN ANTONIO, TEXAS IN THE AMOUNT OF \$237,917.77, FOR THE LEON RIVER INTERCEPTOR PROJECT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the IH35 corridor near the Leon River is an area of growing interest for new development and to support development, the City will provide wastewater service via the Leon River Interceptor Project which comprises approximately 9,000 linear feet of new wastewater gravity lines, a new wastewater lift station, and approximately 4,400 linear feet of 10-inch wastewater force main;

Whereas, on May 18, 2016, Council authorized a construction contract with S.J. Louis Construction of Texas, Ltd. for construction of the first phase of the Leon River Interceptor which will provide gravity collection of sanitary wastewater from properties extending from the Leon River to the City's Water Treatment Plant;

Whereas, Change Order No. 3 includes the addition of 30 lineal feet of 18-inch encasement by bore, clearing of an Oncor easement, addition of concrete valley gutter, trench dewatering due to flooding, adjustment of quantities, and additional installation depth of sewer pipe and manholes;

Whereas, the original construction contract amount is \$4,092,036.59 - this change order represents a contract increase of \$237,917.77 or 5.8% of the original contract amount;

Whereas, the net increase in the contract amount including previous change orders is \$688,129.91 or 16.8% of the original contract amount, revising the contract amount to \$4,780,166.50;

Whereas, Staff recommends Council authorize Change Order No. 3 to the construction contract with S.J. Lewis Construction of Texas, Ltd. in the amount of \$237,917.77 for the Leon River Interceptor;

Whereas, funding is available for Change Order No. 3 in Account No. 561-5400-535-6941, Project No. 100851; and

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

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

Part 1: 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 Change Order No. 3 to the construction contract with S.J. Lewis Construction of Texas, Ltd. in the amount of \$237,917.77 for the Leon River Interceptor Project.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(U)
Consent Agenda
Page 1 of 2

DEPT. /DIVISION SUBMISSION & REVIEW:

Kevin Beavers, CPRP, Director of Parks and Recreation

ITEM DESCRIPTION: Consider adopting a resolution authorizing change order #2 for the Santa Fe Phase 2 Roadway and Landscaping Improvements with Emerson Construction, Inc. of Temple, in the amount of \$92,713.50.

STAFF RECOMMENDATION: Approve resolution as presented in item description.

ITEM SUMMARY: Authorization of this change order to the construction contract with Emerson Construction for the Santa Fe Phase 2 Roadway and Landscaping Improvements project will provide for the following additional work: 1) Electrical work to include the installation of 2 new street parking lights along the Temple Daily Telegram on Ave A, 2) additional landscaping along the Moody Depot to include along the rolling stock, 3) to repair an existing stucco wall structure at 202 South Main Street that was damaged during a City demolition project, 4) additional parallel parking spots added to 9th Street, and 5) to pressure wash and seal the Bus Station south parking lot that received damage during the construction of the Santa Fe Plaza and roadways.

Category descriptions and associated costs are as follows:

Electrical	\$ 24,612.50
Landscape and Architectural Items	\$ 35,370.75
Additional Parking on 9 th Street	\$ 19,060.25
Bus Station parking lot repair	\$ 13,670.00
TOTAL	<u>\$ 92,713.50</u>

Council originally authorized the construction contract with Emerson Construction on June 7, 2018, in the amount of \$9,629,872.59. On September 6, 2018, Council authorized Change Order #1 to Emerson's construction contract in the amount of \$250,736.51. With Council's authorization of Change Order #2 in the amount of \$92,713.50, the revised contract value will be \$9,973,322.60.

The Reinvestment Zone No. 1 Board of Directors recommended approval of these items at its meeting on August 29, 2018.

FISCAL IMPACT: Funding for change order #2 with Emerson Construction, Inc. for the construction of the Santa Fe Phase 2 Roadway and Landscaping Improvements in the amount of \$92,713.50 is available in Reinvestment Zone Financing and Project Plans, Line 404, accounts 795-9500-531-6870 and 795-9600-531-6870, project 101008 as shown below:

Santa Fe Plaza		
Project Budget	\$	15,112,538
Encumbered/Committed to Date		(14,639,226)
Emerson Construction Inc. - Change Order #2		(92,714)
Remaining Project Funds	\$	<u>380,598</u>

ATTACHMENTS:

[Engineer's Letter of Approval](#)
[Change Order #2](#)
[Resolution](#)



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

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

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

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

October 8, 2018

Mr. Kevin Beavers, CPRP
City of Temple
2 North Main Street, Suite 201
Temple, Texas 76501

Re: City of Temple, Texas
Santa Fe Plaza Phase II – Roadway & Landscaping

Dear Mr. Beavers:

Attached is Change Order No. 2 in the amount of \$92,713.50 for the above referenced project. This change order reflects the following changes:

- Electrical Items:
 - Installation of two (2) new street parking lot lights along the Telegrams Parking on Avenue A that will replace the two existing lights that Oncor took out of service;
- Landscape/Architect Items:
 - Landscaping work for additional landscaping around the Moody Depot and Plaza area;
 - Stucco Wall Repair
- Additional Parking on 9th Street:
 - Additional parallel parking spots added on 9th Street
- Bus Station Parking Lot Repair:
 - Pressure Wash and apply high performance pavement seal on Bus Station parking lot that has been damaged due TISD/TEDC Building Construction, SF PH I & SF PH II Construction Activities.

We have reviewed Change Order No. 3 and recommend it be processed and executed with respect to the Emerson Construction Company Inc. construction contract for the Santa Fe Plaza Phase II – Roadway & Landscaping project.

Sincerely,

Alvin R (Trae) Sutton III, P.E., CFM

ARS/

CHANGE ORDER

PROJECT: Santa Fe Plaza Phase II - Roadway & Landscaping
 OWNER: City of Temple
 CONTRACTOR: Emerson Construction Company, Inc.
 ENGINEER: Kasberg, Patrick & Associates
 CHANGE ORDER #: 2



Make the following additions, modifications or deletions (circle those that apply) to the work described in the Contract Documents:

Add: Item	Site Work Adjustments Description	Quantity	Unit	Unit Price	Extended Amount
Electrical Items					
85	Furnish & Install P1 Light pole fuse assembly & terminations - Telegram	2	EA	\$ 495.00	\$ 990.00
87	Furnish & Install Light pole concrete pier & grounding - Telegram	2	EA	\$ 2,530.00	\$ 5,060.00
92	Furnish & Install 1-2" conduit ductbank with #8 or smaller wire - Telegram	225	EA	\$ 38.50	\$ 8,662.50
128	Furnish & Install Single parking lot light standard - Telegram	2	EA	\$ 4,950.00	\$ 9,900.00
Total Electrical Items					\$ 24,612.50
Landscape & Architectural Items					
183	Furnish & Install River Rock - Plaza	67	CY	\$ 93.50	\$ 6,264.50
186	Furnish & Install Natural Boulders - Plaza	15	EA	\$ 220.00	\$ 3,300.00
CO2-1	6"x12" Concrete Curb - Plaza	90	LF	\$ 22.00	\$ 1,980.00
CO2-2	Reuse brick Pavers from Depot walk demo over 4" concrete for 6' x 10' walking path extension - Plaza	56	SF	\$ 98.25	\$ 5,502.00
CO2-3	Concrete smear/rub on back of existing curb exposed adjacent to existing pavers - Plaza	135	LF	\$ 16.05	\$ 2,166.75
CO2-4	Stucco Wall Repair	100%	LS	\$ 16,157.50	\$ 16,157.50
Total Landscape & Architectural Items					\$ 35,370.75
Additional Parking on 9th Street					
44	Furnish & Install Type 7 Curb Ramp	1	EA	\$ 1,650.00	\$ 1,650.00
45	Furnish & Install Concrete Curb & Gutter	60	LF	\$ 16.50	\$ 990.00
47	Unclassified Roadway Excavation	200	CY	\$ 11.00	\$ 2,200.00
48	Unclassified Roadway Fill	50	CY	\$ 11.00	\$ 550.00
49	Furnish & Install 3" HMA Type D	250	SY	\$ 12.65	\$ 3,162.50
50	Furnish & Install 3 5/8" HMA Type B	250	SY	\$ 14.85	\$ 3,712.50
51	Furnish & Install 9" Crushed Limestone Base Material	375	SY	\$ 12.65	\$ 4,743.75
52	Furnish & Install Moisture Conditioned Sub Grade	375	SY	\$ 2.20	\$ 825.00
60	Furnish & Install Handicap Parking Sign (R7-8) Including Post & Base	1	EA	\$ 308.00	\$ 308.00
63	Furnish & Install Thermoplastic Handicap Parking Emblem	1	EA	\$ 374.00	\$ 374.00
65	Furnish & Install Thermoplastic Parking Striping	135	LF	\$ 2.20	\$ 297.00
66	Furnish & Install Thermoplastic Parking Gore Striping	90	LF	\$ 2.75	\$ 247.50
Total Additional Parking on 9th Street					\$ 19,060.25

Bus Station Parking Lot Repair						
55	Furnish & Install PMM (Polymer Modified Master seal)	950	SY	\$	4.40	\$ 4,180.00
65	Furnish & Install Thermoplastic Parking Striping	450	LF	\$	2.20	\$ 990.00
CO2-5	Pressure Wash/Cleaning Existing Pavement	100%	LS	\$	8,500.00	\$ 8,500.00
Bus Station Parking Lot Repair						\$ 13,670.00
Add Total					\$	92,713.50
Change Order Total						\$ 92,713.50

The compensation agreed upon in this Change Order is full, complete and final payment for all costs the Contractor may incur as a result of or relating to this change whether said costs are known, unknown, foreseen or unforeseen at this time, including without limitation, any cost for delay (for which only revised time is available), extended overhead, ripple or impact cost, or any other effect on changed or unchanged work as a result of this Change Order.

Original Contract Amount	\$ 9,629,872.59
Previous Net Change in Contract Amount	\$ 250,736.51
Net Change in Contract Amount	\$ 92,713.50
Revised Contract Amount	\$ 9,973,322.60
Original Contract Time	N/A days
Previous Net Change in Contract Time	0 days
Net Change in Contract Time	0 days
Revised Contract Time	0 days
Original Final Completion Date	May 25, 2019
Revised Final Completion Date	

Recommended By:		Recommended by:	
_____		 10/8/18	
Project Manager (City Staff)	Date	Architect/Engineer	Date
Agreed to:		Approved by City of Temple:	
 10/08/2018		_____	
Contractor	Date	Brynn Myers, City Manager	Date
Approved as to form:		Approved by Finance Department	
_____		_____	
City Attorney's Office	Date	Finance	Date

RESOLUTION NO. 2018-9399-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING CHANGE ORDER NO. 2 WITH EMERSON CONSTRUCTION, INC. OF TEMPLE, TEXAS IN THE AMOUNT OF \$92,713.50, FOR SANTA FE PHASE 2 ROADWAY AND LANDSCAPING IMPROVEMENTS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on June 7, 2018, Council authorized a construction contract with Emerson Construction, Inc. of Temple, Texas for the construction of Santa Fe Phase 2 Roadway and Landscaping Improvements - on September 6, 2018, Council authorized Change Order No. 1 to the construction contract which revised the contract value to \$9,973,322.60;

Whereas, this change order will provide for the following additional work:

- electrical work which includes installation of two new street parking lights along the Temple Daily Telegram on Avenue A;
- additional landscaping along the Moody Depot to include along the rolling stock;
- repair of an existing stucco wall structure at 202 South Main Street that was damaged during a City demolition project;
- additional parallel parking spots added to 9th Street; and
- pressure washing and sealing of the Greyhound Bus Station's south parking lot which received damage during the construction of the Santa Fe Plaza and roadways;

Whereas, Staff recommends Council authorize Change Order No. 2 to the construction contract with Emerson Construction, Inc. of Temple, Texas in the amount of \$92,713.50, for the Santa Fe Phase 2 Roadway and Landscaping Improvements.

Whereas, funding for Change Order No. 2 is available in Reinvestment Zone Financing and Project Plans, Line 404, Account No. 795-9500-531-6870 and Account No. 795-9600-531-6870, Project No. 101008; and

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

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

Part 1: 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 Change Order No. 2 to the construction contract with Emerson Construction, Inc. of Temple, Texas in the amount of \$92,713.50, for the Santa Fe Phase 2 Roadway and Landscaping Improvements.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

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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 908 East Avenue B and authorizing closing costs associated with the purchase, in an estimated amount of \$42,000.

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.

ITEM SUMMARY:

The property is in east downtown Temple with an unoccupied house situated on the property. The City made an offer to purchase the property to the current investor-owner in August 2018. This offer was based on the Bell County Tax Appraisal District's appraised value. The owner has accepted the City's offer. The area where this property is located is in a strategic area of revitalization. After purchase, Staff will evaluate the condition of the structure, along with the needs of the neighborhood, to determine the best use of the property, such as green space or re-build with a strategic partner. Due to the location, coupled with the City's commitment to re-vitalizing this area of Temple, Staff recommends purchasing the property.

At this time, Staff is asking for authorization to the purchase property situated at 908 East Avenue B and authorizing closing costs associated with the purchase in an estimated amount of \$42,000. The Bell CAD ID number for the property is 43543.

FISCAL IMPACT: Funding for the purchase of a property situated at 908 East Avenue B and authorizing closing costs associated with the purchase in an estimated amount of \$42,000 is available in account 110-3795-524-6110, project 101990.

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. 2018-9400-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE PURCHASE OF PROPERTY LOCATED AT 908 EAST AVENUE B, TEMPLE, TEXAS AND THE PAYMENT OF CLOSING COSTS IN A TOTAL ESTIMATED AMOUNT OF \$42,000; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, this property is located in east downtown Temple with an unoccupied house situated on the property;

Whereas, the City made an offer, based on the Bell County Tax Appraisal District's appraised value, to purchase the property from the current investor-owner in August 2018, and the owner accepted the City's offer;

Whereas, the area where this property is located is in a strategic area of revitalization and after purchase, Staff will evaluate the condition of the structure, along with the needs of the neighborhood, to determine the best use of the property;

Whereas, due to the location, coupled with the City's commitment to revitalizing this area of Temple, Staff recommends Council authorize the purchase of 908 East Avenue B (BellCAD No. 43543), and authorize closing costs associated with the purchase in a total estimated amount of \$42,000;

Whereas, funding for the purchase of this property is available in Account No. 110-3795-524-6110, Project No. 101990; and

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

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

Part 1: 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 purchase of property located at 908 East Avenue B, Temple, Texas and the payment of closing costs in a total estimated amount of \$42,000, and 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 the purchase of this property.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

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DEPT./DIVISION SUBMISSION & REVIEW:

Nicole Torralva, P.E. Public Works Director
Kirk Scopac, Fleet Services Director

ITEM DESCRIPTION: Consider adopting a resolution authorizing the purchase of three 2019 Autocar Solid Waste Collection CNG-powered refuse trucks from Chastang Enterprises, Inc. of Houston in the amount of \$939,866, as well as, declare an official intent to reimburse the expenditures with the issuance of 2019 Limited Tax Notes.

STAFF RECOMMENDATION: Adopt a resolution as presented in the item description.

ITEM SUMMARY: The Public Works Solid Waste Services Division has three refuse trucks that have been identified for routine replacement in the FY2019 Budget. These trucks are used to fulfill the scheduled pickup and disposal of refuse throughout the City.

Staff is recommending the purchase of the following refuse trucks from Chastang Enterprises, Inc.:

- (a) One 2019 Autocar ACX64 cab-chassis with Dadee Scorpion residential side loader body for \$329,636. This new truck will allow the placement of Asset #13688 into the reserve fleet, and the sale of Asset #13075 a 2010 unit.
- (b) One 2019 Autocar ACX64 cab-chassis with SEC Champion commercial side load body for \$283,845. This new truck will allow the placement of Asset #12581 in the reserve fleet, and the sale of Asset #11987, a 2005 unit.
- (c) One 2019 Autocar ACX64 cab-chassis with McNeilus Atlantic commercial front loader body for \$326,385. This new truck will allow the placement of Asset #13276 into the reserve fleet, which improve operational efficiencies when other trucks are down.

Chastang Enterprises, Inc. has been awarded Contract #521-16 by BuyBoard, which Staff is recommending using for these refuse truck purchases. Contracts awarded through BuyBoard have been competitively procured and meet the statutory procurement requirements for Texas municipalities.

Staff is anticipating delivery of the new trucks in May 2019.

FISCAL IMPACT: These three sanitation vehicles are being funded with the issuance of the 2019 Limited Tax Notes. We are declaring an official intent to reimburse for this purchase. A budget adjustment will be prepared at the time of the bond sale to reimburse expenditures incurred prior to the issuance of the bonds.

Once the budget adjustment is approved, funding will be available in account 364-2300-540-6220 for the purchase of three 2019 Autocar sanitation vehicles from Chastang Enterprises, Inc. of Houston in the amount of \$939,866 as shown below:

	<u>Project 101908</u>	<u>Project 101906</u>	<u>Project 101909</u>	<u>Total</u>
Budget	\$ 349,500	\$ 335,500	\$ 295,500	\$ 980,500
Chastang Enterprises, Inc.	(326,385)	(329,636)	(283,845)	(939,866)
Remaining Project Funds	<u>\$ 23,115</u>	<u>\$ 5,864</u>	<u>\$ 11,655</u>	<u>\$ 40,634</u>

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. 2018-9401-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE PURCHASE OF THREE 2019 AUTOCAR SOLID WASTE COLLECTION CNG-POWERED REFUSE TRUCKS FROM CHASTANG ENTERPRISES, INC. OF HOUSTON, TEXAS IN THE AMOUNT OF \$939,866; DECLARING AN OFFICIAL INTENT TO REIMBURSE CERTAIN EXPENDITURES WITH THE ISSUANCE OF 2019 LIMITED TAX NOTES; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Public Works Solid Waste Services Division has three refuse trucks that have been identified for routine replacement in the Fiscal Year 2019 budget - these trucks are used to fulfill the scheduled pickup and disposal of refuse throughout the City;

Whereas, Staff is recommending the purchase of the following refuse trucks from Chastang Enterprises, Inc.:

- (a) one 2019 Autocar ACX64 cab-chassis with Dadee Scorpion residential side loader body, in the amount of \$329,636;
- (b) one 2019 Autocar ACX64 cab-chassis with SEC Champion commercial side load body, in the amount of \$283,845; and
- (c) one 2019 Autocar ACX64 cab-chassis with McNeilus Atlantic commercial front loader body, in the amount of \$326,385;

Whereas, Chastang Enterprises, Inc. has been awarded BuyBoard Local Government Online Purchasing Cooperative Contract No. 521-16, which Staff is recommending using for these purchases;

Whereas, contracts awarded through BuyBoard Local Government Online Purchasing Cooperative have been competitively procured and meet the statutory procurement requirements for Texas municipalities;

Whereas, the City finds, considers and declares that the reimbursement of the City for the payment of such expenditures will be appropriate and consistent with the lawful objectives of the City and, as such, chooses to declare its intention, in accordance with the provisions of Section 1.150-2 of the Treasury Regulations, to reimburse itself for such payments at such time as it issues Limited Tax Notes to finance the Project;

Whereas, the City hereby certifies that such expenditures have not been made prior to the date of passage of this Resolution;

Whereas, upon issuance of the Limited Tax Notes, the City desires to reimburse these prior expenditures with proceeds of the Notes;

Whereas, Section 1.150-2 of the Treasury Regulations provides that an expenditure on the Project may not be reimbursed from Limited Tax Notes 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, these three sanitation vehicles are being funded with the issuance of the 2019 Limited Tax Notes and the City is declaring an official intent to reimburse for this purchase;

Whereas, a budget adjustment will be prepared at the time of the bond sale to reimburse expenditures incurred prior to the issuance of the bonds - once the budget adjustment is approved, funding will be available in Account No. 364-2300-540-6220, Project No. 101908, 101906, and 101909; and

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

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

Part 1: 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 purchase of three 2019 Autocar Solid Waste Collection CNG-powered refuse trucks from Chastang Enterprises, Inc. of Houston, Texas in the amount of \$939,866, with an option to deduct \$2000 per truck if paid for before the refuse bodies are built, and 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 3: The City Council authorizes an amendment to the fiscal year 2019 budget, substantially in the form of the copy attached hereto as Exhibit 'A.'

Part 4: The findings, determinations and certifications contained in the preamble hereof are incorporated herein for all purposes.

Part 5: 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 1 with proceeds of debt to be incurred by the City, such debt to be issued on or before eighteen (18) months after the date of (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.

PASSED AND APPROVED this the **18th** day of **October**, 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

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DEPT./DIVISION SUBMISSION & REVIEW:

Traci L. Barnard, Director of Finance

ITEM DESCRIPTION: SECOND READING – PUBLIC HEARING: Consider adopting an ordinance authorizing an amendment and adopting the Tax Increment Financing Reinvestment Zone No. 1 Financing and Project Plans which includes adjusting revenues, adjusting debt service payments for the Series 2018 bonds, and adjusting expenditures for years FY 2018-2062.

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

ITEM SUMMARY: On September 12, 2018 the Reinvestment Zone No. 1 (RZ#1) Finance and Project Committees held a joint meeting. The meeting consisted of reviewing available funding sources and aligning funding with project needs. All projects were reviewed for updated cost estimates, project scope, and project readiness/delivery. The available funding sources identified were from the combination of revised tax increment revenues estimates based on the receipt of certified values from the Bell County Appraisal District, reallocation of funding from existing projects, and the issuance of TIRZ Revenue Bonds.

The focus of the proposed amendment is for the fiscal years 2018-2020, however, state law requires a financing and project plan to span the life of the Zone. The result of the meetings is recommended changes to the Financing and Project Plans to continue with the execution of the RZ No. 1 Board's master planning and visioning.

On September 26, 2018, the Reinvestment Zone No. 1 Board approved to recommended amendments.

Below are highlights of **selected line items**:

Sources of Funds:

Tax Increment Revenues, Line 4: FY 2019 - Taxable values were revised to reflect the certified tax roll received from the Bell County Appraisal District. Total anticipated revenues are \$18,049,958 from all participating taxing entities which is an increase of \$878,107 from the current Financing Plan. Future revenues were adjusted using FY 2019 revenues as a base. Assumptions for forecasting future revenues included decreasing the value of Panda I and II valuations to reflect current operational factors associated with Panda I and II and market trends for power generation plants. The

future annual valuations were adjusted equally to reach approximately 40% of replacement cost in FY 2024. In addition, revenue forecast were adjusted for expiring tax abatements and future real property developments identified through building permits issued, a growth factor was applied to the adjusted projected values and adjustments were made for changes to existing future real property improvements/expansions to the applicable years. Assumptions are reviewed annually upon receipt of certified tax rolls and will be adjusted as necessary.

Interest Income, Lines 8 and 9: Interest income has been adjusted to reflect actual and future projected interest earnings.

Grant Funds, Line 10: Funding of \$50,000 is available from an Airport RAMP grant from the Texas Department of Transportation to help fund the Airport Fence Realignment Project, Line 517. Funding of \$500,000 is available from Keep Temple Beautiful from the Texas Department of Transportation to fund the East/West IH 35 Gateway Project, Line 603.


Other Revenues, Line 14: Forecasted \$1,250,000 of cost sharing funds for the North 31st Street (Nugent to Central) Project, Line 602.

Uses of Funds:

Debt Service, Lines 32A and 32B: Adjusting the debt service payments in FY 2019 – FY 2038 for the Series 2018 bonds based on actual amounts and the Series 2019 taxable bonds based on estimated amounts.

Zone Park Maintenance, Line 54: Beginning in FY 2019 through FY 2062, Zone Park Maintenance was increased. In FY 2019, maintenance was increased to \$720,000 and in FY 2020 to FY 2062, maintenance was increased to \$420,000 to cover the increased cost of maintenance related to the Santa Fe Plaza, Santa Fe Market area, and landscaping improvements on South 1st Street and Loop 363.

Projects: The following is a summary of proposed changes to projects. These changes focus on FY 2018, FY 2019 and FY 2020.

Line #		Increase (Decrease) FY 2018	Increase (Decrease) FY 2019	Increase (Decrease) FY 2020
	Sources of Funds:			
800	Beginning Balance/Carryover from prior year	\$ 3,355,283	\$ 3,608,366	\$ 179,596
2A	Fund Balance - net replenishment of debt service reserve	-	2,090,750	-
2B	Release of Reserve Fund - Taxable Bond Issue	509,250	-	-
8/9	Interest Income	200,000	500,000	200,000
17	Bond Proceeds - Parking Garage	(5,000,000)	5,000,000	-
4	Property Taxes	-	864,935	2,046,424
10	RAMP Grant	-	50,000	-
14	Cost Sharing - North 31st Street	-	1,250,000	-
10	KTB Grant - East/West Gateway Landscaping	-	500,000	-
	Total Sources of Funds:	(935,467)	13,864,051	2,426,020
	Uses of Funds:			
	General Administrative Expenditures			
50	Maintenance	\$ -	\$ 390,000	\$ 90,000
56	Road Maintenance - Mouser Road	-	140,000	-
32A	Debt Service - 2018 Issue {\$24 mil}	-	(689,629)	(410,550)
32B	Debt Service - 2018 Issue {\$5 mil}	-	396,584	395,590
35	Bond Paying Agent Fees	325	1,500	1,500
	Temple Industrial Park			
102	Rail Backage Road & Rail Improvements (E-W) GST Tract	(450,000)	2,500,000	-
	Outer Loop			
305	Outer Loop (IH 35 to Wendland) ROW	141,000	-	-
310	Outer Loop (Wendland to McLane Pkwy) ROW	165,000	-	-
315	Outer Loop (McLane Pkwy to Central Point Pkwy) ROW	(306,000)	-	-
	Synergy Park			
354	Synergy Park Land	-	(750,000)	-
	Downtown			
404	Santa Fe Plaza {partially bond funded}	445,000	-	-
407	Santa Fe Market	90,000	-	-
411	1st Street from Avenue A to Avenue B	215,000	-	-
412	1st Street from Avenue A to Central Avenue {bond funded}	100,000	-	-
413	1st Street Parking Garage	-	1,450,000	-
413	1st Street Parking Garage {bond issue}	(5,000,000)	5,000,000	-
414	Avenue C from Main Street to 24th Street {bond funded}	200,000	-	-
415	Central/Adams Corridor Concept Design {bond funded}	155,000	-	-
416	Santa Fe Plaza - Parking Enhancement - 11th to 9th {bond funded}	(155,000)	-	-
	TMED			
462	Ave U TMED Ave. to 1st Street	(145,108)	-	-
	Airport Park			
507	Taxiway for Hangars	-	950,000	-
510	Corporate Hangar Phase III	950	-	-
517	Fence Realignment & Gate	-	51,000	-
	Gateway Projects			
602	North 31st Street (Nugent to Central)	-	840,000	4,560,000
603	East/West IH 35 Gateway	-	500,000	-
605	Adams & Central Avenue Bicycle & Pedestrian Improv Design	-	155,000	-
	Public Improvements			
701	Public Improvements	-	2,000,000	2,000,000
702	Land	-	750,000	-
	Total Uses of Funds:	(4,543,833)	13,684,455	6,636,540
	Net increase (decrease) in fund balance 	\$ 3,608,366	\$ 179,596	\$(4,210,520)

TIRZ Revenue Bonds: The projects to be funded with the 2018 and 2019 bond proceeds are as follows:

	FY 2018	FY 2019
Outer Loop		
Outer Loop (IH35 to Wendland) ROW	\$ 500,000	\$ -
Outer Loop (McLane to Central Point Parkway)	7,250,000	-
Outer Loop Phase V (Poison Oak to Old Waco Road)	2,820,000	-
Outer Loop Phase VI (Old Waco Road to I35 South)	3,340,000	-
East Outer Loop	623,000	-
Downtown		
Downtown City Center/Hawn	2,050,000	-
1st Street from Avenue A to Central Avenue	1,380,000	-
1st Street Parking Garage	-	5,000,000
Avenue C from MLK to 24th Street	2,740,000	-
Santa Fe Plaza Additional Funding for Construction	1,300,000	-
Central/Adams Ave Corridor Concept Design	325,000	-
Temple Industrial Park - Milling & Overlay Industrial Blvd	650,000	-
TMED - 31st Street Monumentation Construction	450,000	-
Airport Park		
Draughon-Miller Regional Airport FBO Center & Parking Design	440,000	-
Corporate Hangar Phase IV Design	132,000	-
Total Bond Projects	\$ 24,000,000	\$ 5,000,000

The amendment for FY 2019 and FY 2020 also allocates funding for new projects as shown below:

	FY 2019	FY 2020	Totals
North 31st Street - Nugent to Central	\$ 840,000	\$ 4,560,000	\$ 5,400,000
East/West Gateway Design	500,000	-	500,000
Adams & Central Ave Bicycle & Pedestrian Improvements Design	155,000	-	155,000
Rail Backage Road and Rail Improvements	2,500,000	-	2,500,000
Taxiway to Hangars	950,000	-	950,000
Total New Projects	\$ 4,945,000	\$ 4,560,000	\$ 9,505,000

Public Improvements: Beginning in FY 2019 through 2062, the balance of funding for general “non-project specific” improvements is allocated to this line item. The amount was determined based on the remaining funds available after amounts were allocated for operating expenditures, debt service, projects and maintaining an amount of fund balance of no less than \$2,000,000.

See the attached “TRZ Master Plan Project Funding (2018-2025)” schedule for more detail on the projects.

FISCAL IMPACT: Below is a table summarizing the Source and Use of funds included in the Financing and Project Plans.

Description	2018	2019	2020	2021	2022	2023	Future Years
Available FB ⁽¹⁾ @ October 1	\$ 18,449,144	\$ 4,966,561	\$ 4,895,039	\$ 3,425,232	\$ 7,938,997	\$ 2,230,958	\$ 2,330,736
Total Source of Funds	51,329,968	25,155,209	18,662,384	18,541,860	19,121,319	19,355,378	942,130,080
Total Debt & Operating Exp.	6,741,793	9,071,731	8,622,191	8,578,095	8,579,358	5,605,600	99,861,305
Total Planned Project Exp.	58,070,758	16,155,000	11,510,000	5,450,000	16,250,000	13,650,000	844,599,511
Available FB ⁽¹⁾ @ September 30	\$ 4,966,561	\$ 4,895,039	\$ 3,425,232	\$ 7,938,997	\$ 2,230,958	\$ 2,330,736	\$ (0)

⁽¹⁾ - Fund Balance

ATTACHMENTS:

Financing Plan
Summary Financing Plan with Detailed Project Plan
Summary - TRZ Master Plan Project Funding (2018 - 2025)
TRZ Master Plan Project Funding (2018 - 2025)
Reinvestment Zone No. 1 Funding Worksheet
Budget Adjustment FY18
Budget Adjustment FY19
Ordinance

DESCRIPTION		Y/E 9/30/18 Year 36	Y/E 9/30/19 Year 37	Y/E 9/30/20 Year 38	Y/E 9/30/21 Year 39	Y/E 9/30/22 Year 40	2023 41	2024 42	2025 43
1	"Taxable Increment"	\$ 426,069,294	\$ 440,490,768	\$ 476,512,570	\$ 490,884,618	\$ 550,321,106	\$ 580,783,262	\$ 630,209,684	\$ 705,170,041
1	FUND BALANCE, Begin	\$ 20,539,894	\$ 4,966,561	\$ 4,895,039	\$ 3,425,232	\$ 7,938,997	\$ 2,230,958	\$ 2,330,736	\$ 2,104,366
2A	Adjustments to Debt Service Reserve - Tax Increment Revenue Bonds, Series 2018	(2,090,750)	-	-	-	-	-	-	-
2B	Adjustments to Debt Service Reserve - Tax Increment Taxable Revenue Bonds, Series 2019	-	-	-	-	-	-	-	-
3	Fund Balance Available for Appropriation	\$ 18,449,144	\$ 4,966,561	\$ 4,895,039	\$ 3,425,232	\$ 7,938,997	\$ 2,230,958	\$ 2,330,736	\$ 2,104,366
SOURCES OF FUNDS:									
4	Tax Revenues	25,434,278	18,049,958	18,666,380	18,757,218	19,365,806	19,603,429	20,083,870	21,548,313
6	Allowance for Uncollected Taxes [1.5% of Tax Revenues]	(266,910)	(270,749)	(279,996)	(281,358)	(290,487)	(294,051)	(301,258)	(323,225)
8	Interest Income	250,000	240,000	240,000	30,000	10,000	10,000	10,000	10,000
9	Interest Income-Bonds	-	300,000	-	-	-	-	-	-
10	Grant Funds	1,170,000	550,000	-	-	-	-	-	-
12	License Fee - Central Texas Railway	36,000	36,000	36,000	36,000	36,000	36,000	36,000	36,000
14	Other Revenues	106,600	1,250,000	-	-	-	-	-	-
15	Sale of land	600,000	-	-	-	-	-	-	-
17	Bond Proceeds	23,565,000	5,000,000	-	-	-	-	-	-
18	Bond Reoffering Premium, Underwriter's Discount & Cost of Issuance	435,000	-	-	-	-	-	-	-
20	Total Sources of Funds	\$ 51,329,968	\$ 25,155,209	\$ 18,662,384	\$ 18,541,860	\$ 19,121,319	\$ 19,355,378	\$ 19,828,612	\$ 21,271,088
25	TOTAL AVAILABLE FOR APPROPRIATION	\$ 69,779,112	\$ 30,121,770	\$ 23,557,423	\$ 21,967,092	\$ 27,060,315	\$ 21,586,336	\$ 22,159,348	\$ 23,375,454
USE OF FUNDS:									
DEBT SERVICE									
27	2009 Bond Refunding	1,488,750	1,485,000	-	-	-	-	-	-
28	2008 Bond Issue-Taxable {\$10.365 mil}	1,241,957	1,241,173	1,237,744	1,241,670	1,242,422	-	-	-
29	Debt Service - 2011A Issue {Refunding}	908,350	915,950	2,497,800	2,497,550	2,494,950	-	-	-
30	Debt Service - 2012 Issue {Refunding}	79,600	77,650	80,050	77,250	78,750	-	-	-
31	Debt Service - 2013 Issue {\$25.260 mil}	2,047,694	2,048,344	2,047,944	2,046,494	2,031,494	2,030,094	2,026,694	2,038,413
32A	Debt Service - 2018 Issue {\$24 mil}	-	1,439,967	1,336,000	1,287,000	1,305,000	2,086,750	2,089,000	2,088,750
32B	Debt Service - 2019 Issue {\$5 mil}	-	396,584	395,590	399,690	398,200	461,415	460,500	458,995
35	Paying Agent Services	2,025	3,200	3,200	3,200	3,200	2,000	2,000	2,000
40	Subtotal-Debt Service	5,768,376	7,607,868	7,598,328	7,552,854	7,554,016	4,580,259	4,578,194	4,588,158
OPERATING EXPENDITURES									
50	Prof Svcs/Proj Mgmt	102,454	175,000	175,000	175,000	175,000	175,000	175,000	175,000
52	Legal/Audit	1,300	1,300	1,300	1,300	1,400	1,400	1,400	1,400
54	Zone Park Maintenance [mowing, utilities, botanical supplies]	330,000	720,000	420,000	420,000	420,000	420,000	420,000	420,000
56	Rail Maintenance	112,100	100,000	100,000	100,000	100,000	100,000	100,000	100,000
58	Road/Signage Maintenance	200,000	240,000	100,000	100,000	100,000	100,000	100,000	100,000
60	Contractual Payments [TEDC - Marketing]	200,000	200,000	200,000	200,000	200,000	200,000	200,000	200,000
62	TISD-Reimbursement [per contract]	27,563	27,563	27,563	28,941	28,941	28,941	30,388	30,388
65	Subtotal-Operating Expenditures	973,417	1,463,863	1,023,863	1,025,241	1,025,341	1,025,341	1,026,788	1,026,788
70	TOTAL DEBT & OPERATING EXPENDITURES	\$ 6,741,793	\$ 9,071,731	\$ 8,622,191	\$ 8,578,095	\$ 8,579,357	\$ 5,605,600	\$ 5,604,982	\$ 5,614,946
80	Funds Available for Projects	\$ 63,037,319	\$ 21,050,039	\$ 14,935,232	\$ 13,388,997	\$ 18,480,958	\$ 15,980,736	\$ 16,554,366	\$ 17,760,508
PROJECTS									
150	Temple Industrial Park	671,920	2,500,000	-	-	-	-	-	-
200	Corporate Campus Park	907,813	250,000	-	-	-	-	-	-
250	Bioscience Park/Crossroads Park	3,191,551	-	-	-	-	-	-	-
350	Outer Loop	19,485,419	-	-	-	14,800,000	11,700,000	-	-
400	Synergy Park	46,846	-	-	-	-	-	-	-
450	Downtown	26,433,112	7,175,000	450,000	450,000	450,000	450,000	450,000	450,000
500	TMED	3,084,084	300,000	4,500,000	-	-	-	-	-
550	Airport Park	2,478,013	1,585,000	-	-	-	-	-	-
650	Gateway Projects	1,772,000	1,595,000	4,560,000	-	-	-	-	-
750	Public Improvements	-	2,750,000	2,000,000	5,000,000	1,000,000	1,500,000	14,000,000	14,250,000
	Subtotal-Projects	58,070,758	16,155,000	11,510,000	5,450,000	16,250,000	13,650,000	14,450,000	14,700,000
TOTAL USE OF FUNDS		\$ 64,812,551	\$ 25,226,731	\$ 20,132,191	\$ 14,028,095	\$ 24,829,357	\$ 19,255,600	\$ 20,054,982	\$ 20,314,946
800	FUND BALANCE, End {Available for Appropriation}	\$ 4,966,561	\$ 4,895,039	\$ 3,425,232	\$ 7,938,997	\$ 2,230,958	\$ 2,330,736	\$ 2,104,366	\$ 3,060,508

DESCRIPTION		2026 44	2027 45	2028 46	2029 47	2030 48	2031 49	2032 50
1	"Taxable Increment"	\$ 816,692,898	\$ 848,593,180	\$ 853,586,037	\$ 853,586,037	\$ 856,228,537	\$ 864,790,823	\$ 873,438,731
1	FUND BALANCE, Begin	\$ 3,060,508	\$ 2,410,598	\$ 2,386,056	\$ 2,924,557	\$ 3,464,377	\$ 3,572,797	\$ 2,906,792
2A	Adjustments to Debt Service Reserve - Tax Increment Revenue Bonds, Series 2018	-	-	-	-	-	-	-
2B	Adjustments to Debt Service Reserve - Tax Increment Taxable Revenue Bonds, Series 2019	-	-	-	-	-	-	-
3	Fund Balance Available for Appropriation	\$ 3,060,508	\$ 2,410,598	\$ 2,386,056	\$ 2,924,557	\$ 3,464,377	\$ 3,572,797	\$ 2,906,792
SOURCES OF FUNDS:								
4	Tax Revenues	22,977,047	23,369,084	23,433,879	23,434,757	23,514,203	23,749,229	23,986,604
6	Allowance for Uncollected Taxes [1.5% of Tax Revenues]	(344,656)	(350,536)	(351,508)	(351,521)	(352,713)	(356,238)	(359,799)
8	Interest Income	10,000	10,000	10,000	10,000	10,000	10,000	10,000
9	Interest Income-Bonds	-	-	-	-	-	-	-
10	Grant Funds	-	-	-	-	-	-	-
12	License Fee - Central Texas Railway	36,000	36,000	36,000	36,000	36,000	36,000	36,000
14	Other Revenues	-	-	-	-	-	-	-
15	Sale of land	-	-	-	-	-	-	-
17	Bond Proceeds	-	-	-	-	-	-	-
18	Bond Reoffering Premium, Underwriter's Discount & Cost of Issuance	-	-	-	-	-	-	-
20	Total Sources of Funds	\$ 22,678,391	\$ 23,064,548	\$ 23,128,371	\$ 23,129,236	\$ 23,207,490	\$ 23,438,991	\$ 23,672,805
25	TOTAL AVAILABLE FOR APPROPRIATION	\$ 25,738,899	\$ 25,475,146	\$ 25,514,427	\$ 26,053,792	\$ 26,671,867	\$ 27,011,787	\$ 26,579,597
USE OF FUNDS:								
DEBT SERVICE								
27	2009 Bond Refunding	-	-	-	-	-	-	-
28	2008 Bond Issue-Taxable {\$10.365 mil}	-	-	-	-	-	-	-
29	Debt Service - 2011A Issue {Refunding}	-	-	-	-	-	-	-
30	Debt Service - 2012 Issue {Refunding}	-	-	-	-	-	-	-
31	Debt Service - 2013 Issue {\$25.260 mil}	2,051,613	2,059,113	2,061,713	2,061,713	2,069,113	2,073,513	2,084,913
32A	Debt Service - 2018 Issue {\$24 mil}	2,086,000	2,090,750	2,087,500	2,086,500	2,087,500	2,090,250	2,089,500
32B	Debt Service - 2019 Issue {\$5 mil}	461,900	458,920	460,350	460,895	460,555	459,330	462,220
35	Paying Agent Services	2,000	2,000	2,000	2,000	2,000	2,000	2,000
40	Subtotal-Debt Service	4,601,513	4,610,783	4,611,563	4,611,108	4,619,168	4,625,093	4,638,633
OPERATING EXPENDITURES								
50	Prof Svcs/Proj Mgmt	175,000	175,000	175,000	175,000	175,000	175,000	175,000
52	Legal/Audit	1,400	1,400	1,400	1,400	1,400	1,400	1,400
54	Zone Park Maintenance [mowing, utilities, botanical supplies]	420,000	420,000	420,000	420,000	420,000	420,000	420,000
56	Rail Maintenance	100,000	100,000	100,000	100,000	100,000	100,000	100,000
58	Road/Signage Maintenance	100,000	100,000	100,000	100,000	100,000	100,000	100,000
60	Contractual Payments [TEDC - Marketing]	200,000	200,000	200,000	200,000	200,000	200,000	200,000
62	TISD-Reimbursement [per contract]	30,388	31,907	31,907	31,907	33,502	33,502	33,502
65	Subtotal-Operating Expenditures	1,026,788	1,028,307	1,028,307	1,028,307	1,029,902	1,029,902	1,029,902
70	TOTAL DEBT & OPERATING EXPENDITURES	\$ 5,628,301	\$ 5,639,090	\$ 5,639,870	\$ 5,639,415	\$ 5,649,070	\$ 5,654,995	\$ 5,668,535
80	Funds Available for Projects	\$ 20,110,598	\$ 19,836,056	\$ 19,874,557	\$ 20,414,377	\$ 21,022,797	\$ 21,356,792	\$ 20,911,062
PROJECTS								
150	Temple Industrial Park	-	-	-	-	-	-	-
200	Corporate Campus Park	-	-	-	-	-	-	-
250	Bioscience Park/Crossroads Park	-	-	-	-	-	-	-
350	Outer Loop	-	-	-	-	-	-	-
400	Synergy Park	-	-	-	-	-	-	-
450	Downtown	450,000	450,000	450,000	450,000	450,000	450,000	450,000
500	TMED	-	-	-	-	-	-	-
550	Airport Park	-	-	-	-	-	-	-
650	Gateway Projects	-	-	-	-	-	-	-
750	Public Improvements	17,250,000	17,000,000	16,500,000	16,500,000	17,000,000	18,000,000	18,000,000
	Subtotal-Projects	17,700,000	17,450,000	16,950,000	16,950,000	17,450,000	18,450,000	18,450,000
TOTAL USE OF FUNDS		\$ 23,328,301	\$ 23,089,090	\$ 22,589,870	\$ 22,589,415	\$ 23,099,070	\$ 24,104,995	\$ 24,118,535
800	FUND BALANCE, End {Available for Appropriation}	\$ 2,410,598	\$ 2,386,056	\$ 2,924,557	\$ 3,464,377	\$ 3,572,797	\$ 2,906,792	\$ 2,461,062

DESCRIPTION		2033 51	2034 52	2035 53	2036 54	2037 55	2038 56	2039 57	2040 58	2041 59	2042 60
1	"Taxable Increment"	\$ 882,173,118	\$ 890,994,849	\$ 899,904,797	\$ 908,903,845	\$ 917,992,884	\$ 927,172,812	\$ 936,444,541	\$ 945,808,986	\$ 955,267,076	\$ 964,819,747
1	FUND BALANCE, Begin	\$ 2,461,062	\$ 2,244,351	\$ 2,361,242	\$ 2,716,138	\$ 3,310,119	\$ 2,153,102	\$ 3,333,974	\$ 2,225,095	\$ 2,369,405	\$ 2,769,434
2A	Adjustments to Debt Service Reserve - Tax Increment Revenue Bonds, Series 2018	-	-	-	-	-	2,090,750	-	-	-	-
2B	Adjustments to Debt Service Reserve - Tax Increment Taxable Revenue Bonds, Series 2019	-	-	-	-	-	-	-	-	-	-
3	Fund Balance Available for Appropriation	\$ 2,461,062	\$ 2,244,351	\$ 2,361,242	\$ 2,716,138	\$ 3,310,119	\$ 4,243,852	\$ 3,333,974	\$ 2,225,095	\$ 2,369,405	\$ 2,769,434
SOURCES OF FUNDS:											
4	Tax Revenues	24,226,354	24,468,501	24,713,069	24,960,083	25,209,567	25,461,546	25,716,045	25,973,089	26,232,703	26,494,913
6	Allowance for Uncollected Taxes [1.5% of Tax Revenues]	(363,395)	(367,028)	(370,696)	(374,401)	(378,144)	(381,923)	(385,741)	(389,596)	(393,491)	(397,424)
8	Interest Income	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000
9	Interest Income-Bonds	-	-	-	-	-	-	-	-	-	-
10	Grant Funds	-	-	-	-	-	-	-	-	-	-
12	License Fee - Central Texas Railway	36,000	36,000	36,000	36,000	36,000	36,000	36,000	36,000	36,000	36,000
14	Other Revenues	-	-	-	-	-	-	-	-	-	-
15	Sale of land	-	-	-	-	-	-	-	-	-	-
17	Bond Proceeds	-	-	-	-	-	-	-	-	-	-
18	Bond Reoffering Premium, Underwriter's Discount & Cost of Issuance	-	-	-	-	-	-	-	-	-	-
20	Total Sources of Funds	\$ 23,908,959	\$ 24,147,473	\$ 24,388,373	\$ 24,631,682	\$ 24,877,423	\$ 25,125,623	\$ 25,376,304	\$ 25,629,493	\$ 25,885,212	\$ 26,143,489
25	TOTAL AVAILABLE FOR APPROPRIATION	\$ 26,370,021	\$ 26,391,824	\$ 26,749,615	\$ 27,347,820	\$ 28,187,543	\$ 29,369,475	\$ 28,710,278	\$ 27,854,588	\$ 28,254,617	\$ 28,912,924
USE OF FUNDS:											
DEBT SERVICE											
27	2009 Bond Refunding	-	-	-	-	-	-	-	-	-	-
28	2008 Bond Issue-Taxable {\$10.365 mil}	-	-	-	-	-	-	-	-	-	-
29	Debt Service - 2011A Issue {Refunding}	-	-	-	-	-	-	-	-	-	-
30	Debt Service - 2012 Issue {Refunding}	-	-	-	-	-	-	-	-	-	-
31	Debt Service - 2013 Issue {\$25.260 mil}	2,092,913	-	-	-	-	-	-	-	-	-
32A	Debt Service - 2018 Issue {\$24 mil}	2,090,250	2,087,250	2,090,500	2,089,500	2,089,250	2,089,500	-	-	-	-
32B	Debt Service - 2019 Issue {\$5 mil}	458,930	459,755	459,400	462,865	459,855	460,665	-	-	-	-
35	Paying Agent Services	2,000	2,000	2,000	2,000	2,000	2,000	-	-	-	-
40	Subtotal-Debt Service	4,644,093	2,549,005	2,551,900	2,554,365	2,551,105	2,552,165	-	-	-	-
OPERATING EXPENDITURES											
50	Prof Svcs/Proj Mgmt	175,000	175,000	175,000	175,000	175,000	175,000	175,000	175,000	175,000	175,000
52	Legal/Audit	1,400	1,400	1,400	1,400	1,400	1,400	1,400	1,400	1,400	1,400
54	Zone Park Maintenance [mowing, utilities, botanical supplies]	420,000	420,000	420,000	420,000	420,000	420,000	420,000	420,000	420,000	420,000
56	Rail Maintenance	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000
58	Road/Signage Maintenance	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000
60	Contractual Payments [TEDC - Marketing]	200,000	200,000	200,000	200,000	200,000	200,000	200,000	200,000	200,000	200,000
62	TISD-Reimbursement [per contract]	35,177	35,177	35,177	36,936	36,936	36,936	38,783	38,783	38,783	40,722
65	Subtotal-Operating Expenditures	1,031,577	1,031,577	1,031,577	1,033,336	1,033,336	1,033,336	1,035,183	1,035,183	1,035,183	1,037,122
70	TOTAL DEBT & OPERATING EXPENDITURES	\$ 5,675,670	\$ 3,580,582	\$ 3,583,477	\$ 3,587,701	\$ 3,584,441	\$ 3,585,501	\$ 1,035,183	\$ 1,035,183	\$ 1,035,183	\$ 1,037,122
80	Funds Available for Projects	\$ 20,694,351	\$ 22,811,242	\$ 23,166,138	\$ 23,760,119	\$ 24,603,102	\$ 25,783,974	\$ 27,675,095	\$ 26,819,405	\$ 27,219,434	\$ 27,875,801
PROJECTS											
150	Temple Industrial Park	-	-	-	-	-	-	-	-	-	-
200	Corporate Campus Park	-	-	-	-	-	-	-	-	-	-
250	Bioscience Park/Crossroads Park	-	-	-	-	-	-	-	-	-	-
350	Outer Loop	-	-	-	-	-	-	-	-	-	-
400	Synergy Park	-	-	-	-	-	-	-	-	-	-
450	Downtown	450,000	450,000	450,000	450,000	450,000	450,000	450,000	450,000	450,000	450,000
500	TMED	-	-	-	-	-	-	-	-	-	-
550	Airport Park	-	-	-	-	-	-	-	-	-	-
650	Gateway Projects	-	-	-	-	-	-	-	-	-	-
750	Public Improvements	18,000,000	20,000,000	20,000,000	20,000,000	22,000,000	22,000,000	25,000,000	24,000,000	24,000,000	25,000,000
	Subtotal-Projects	18,450,000	20,450,000	20,450,000	20,450,000	22,450,000	22,450,000	25,450,000	24,450,000	24,450,000	25,450,000
TOTAL USE OF FUNDS		\$ 24,125,670	\$ 24,030,582	\$ 24,033,477	\$ 24,037,701	\$ 26,034,441	\$ 26,035,501	\$ 26,485,183	\$ 25,485,183	\$ 25,485,183	\$ 26,487,122
800	FUND BALANCE, End {Available for Appropriation}	\$ 2,244,351	\$ 2,361,242	\$ 2,716,138	\$ 3,310,119	\$ 2,153,102	\$ 3,333,974	\$ 2,225,095	\$ 2,369,405	\$ 2,769,434	\$ 2,425,801

DESCRIPTION		2043 61	2044 62	2045 63	2046 64	2047 65	2048 66	2049 67	2050 68	2051 69	2052 70
1	"Taxable Increment"	\$ 974,467,944	\$ 984,212,624	\$ 994,054,750	\$ 1,003,995,297	\$ 1,014,035,250	\$ 1,024,175,603	\$ 1,034,417,359	\$ 1,044,761,532	\$ 1,055,209,148	\$ 1,065,761,239
1	FUND BALANCE, Begin	\$ 2,425,801	\$ 2,513,663	\$ 2,322,052	\$ 2,351,034	\$ 2,104,872	\$ 2,085,817	\$ 2,293,999	\$ 2,733,851	\$ 2,407,689	\$ 2,815,610
2A	Adjustments to Debt Service Reserve - Tax Increment Revenue Bonds, Series 2018	-	-	-	-	-	-	-	-	-	-
2B	Adjustments to Debt Service Reserve - Tax Increment Taxable Revenue Bonds, Series 2019	-	-	-	-	-	-	-	-	-	-
3	Fund Balance Available for Appropriation	\$ 2,425,801	\$ 2,513,663	\$ 2,322,052	\$ 2,351,034	\$ 2,104,872	\$ 2,085,817	\$ 2,293,999	\$ 2,733,851	\$ 2,407,689	\$ 2,815,610
SOURCES OF FUNDS:											
4	Tax Revenues	22,389,933	22,613,716	22,839,736	23,068,017	23,298,581	23,531,450	23,766,648	24,004,197	24,244,123	24,486,447
6	Allowance for Uncollected Taxes [1.5% of Tax Revenues]	(335,849)	(339,206)	(342,596)	(346,020)	(349,479)	(352,972)	(356,500)	(360,063)	(363,662)	(367,297)
8	Interest Income	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000
9	Interest Income-Bonds	-	-	-	-	-	-	-	-	-	-
10	Grant Funds	-	-	-	-	-	-	-	-	-	-
12	License Fee - Central Texas Railway	36,000	36,000	36,000	36,000	36,000	36,000	36,000	36,000	36,000	36,000
14	Other Revenues	-	-	-	-	-	-	-	-	-	-
15	Sale of land	-	-	-	-	-	-	-	-	-	-
17	Bond Proceeds	-	-	-	-	-	-	-	-	-	-
18	Bond Reoffering Premium, Underwriter's Discount & Cost of Issuance	-	-	-	-	-	-	-	-	-	-
20	Total Sources of Funds	\$ 22,100,084	\$ 22,320,510	\$ 22,543,140	\$ 22,767,997	\$ 22,995,102	\$ 23,224,478	\$ 23,456,148	\$ 23,690,134	\$ 23,926,461	\$ 24,165,150
25	TOTAL AVAILABLE FOR APPROPRIATION	\$ 24,525,885	\$ 24,834,174	\$ 24,865,192	\$ 25,119,030	\$ 25,099,975	\$ 25,310,295	\$ 25,750,147	\$ 26,423,985	\$ 26,334,150	\$ 26,980,760
USE OF FUNDS:											
DEBT SERVICE											
27	2009 Bond Refunding	-	-	-	-	-	-	-	-	-	-
28	2008 Bond Issue-Taxable {\$10.365 mil}	-	-	-	-	-	-	-	-	-	-
29	Debt Service - 2011A Issue {Refunding}	-	-	-	-	-	-	-	-	-	-
30	Debt Service - 2012 Issue {Refunding}	-	-	-	-	-	-	-	-	-	-
31	Debt Service - 2013 Issue {\$25.260 mil}	-	-	-	-	-	-	-	-	-	-
32A	Debt Service - 2018 Issue {\$24 mil}	-	-	-	-	-	-	-	-	-	-
32B	Debt Service - 2019 Issue {\$5 mil}	-	-	-	-	-	-	-	-	-	-
35	Paying Agent Services	-	-	-	-	-	-	-	-	-	-
40	Subtotal-Debt Service	-	-	-	-	-	-	-	-	-	-
OPERATING EXPENDITURES											
50	Prof Svcs/Proj Mgmt	175,100	175,000	175,000	175,000	175,000	175,000	175,000	175,000	175,000	175,000
52	Legal/Audit	1,400	1,400	1,400	1,400	1,400	1,400	1,400	1,400	1,400	1,400
54	Zone Park Maintenance [mowing, utilities, botanical supplies]	420,000	420,000	420,000	420,000	420,000	420,000	420,000	420,000	420,000	420,000
56	Rail Maintenance	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000
58	Road/Signage Maintenance	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000
60	Contractual Payments [TEDC - Marketing]	200,000	200,000	200,000	200,000	200,000	200,000	200,000	200,000	200,000	200,000
62	TISD-Reimbursement [per contract]	40,722	40,722	42,758	42,758	42,758	44,896	44,896	44,896	47,141	47,141
65	Subtotal-Operating Expenditures	1,062,222	1,062,122	1,064,158	1,064,158	1,064,158	1,066,296	1,066,296	1,066,296	1,068,541	1,068,541
70	TOTAL DEBT & OPERATING EXPENDITURES	\$ 1,062,222	\$ 1,062,122	\$ 1,064,158	\$ 1,064,158	\$ 1,064,158	\$ 1,066,296	\$ 1,066,296	\$ 1,066,296	\$ 1,068,541	\$ 1,068,541
80	Funds Available for Projects	\$ 23,463,663	\$ 23,772,052	\$ 23,801,034	\$ 24,054,872	\$ 24,035,817	\$ 24,243,999	\$ 24,683,851	\$ 25,357,689	\$ 25,265,610	\$ 25,912,219
PROJECTS											
150	Temple Industrial Park	-	-	-	-	-	-	-	-	-	-
200	Corporate Campus Park	-	-	-	-	-	-	-	-	-	-
250	Bioscience Park/Crossroads Park	-	-	-	-	-	-	-	-	-	-
350	Outer Loop	-	-	-	-	-	-	-	-	-	-
400	Synergy Park	-	-	-	-	-	-	-	-	-	-
450	Downtown	450,000	450,000	450,000	450,000	450,000	450,000	450,000	450,000	450,000	450,000
500	TMED	-	-	-	-	-	-	-	-	-	-
550	Airport Park	-	-	-	-	-	-	-	-	-	-
650	Gateway Projects	-	-	-	-	-	-	-	-	-	-
750	Public Improvements	20,500,000	21,000,000	21,000,000	21,500,000	21,500,000	21,500,000	21,500,000	22,500,000	22,000,000	22,000,000
	Subtotal-Projects	20,950,000	21,450,000	21,450,000	21,950,000	21,950,000	21,950,000	21,950,000	22,950,000	22,450,000	22,450,000
TOTAL USE OF FUNDS		\$ 22,012,222	\$ 22,512,122	\$ 22,514,158	\$ 23,014,158	\$ 23,014,158	\$ 23,016,296	\$ 23,016,296	\$ 24,016,296	\$ 23,518,541	\$ 23,518,541
800	FUND BALANCE, End {Available for Appropriation}	\$ 2,513,663	\$ 2,322,052	\$ 2,351,034	\$ 2,104,872	\$ 2,085,817	\$ 2,293,999	\$ 2,733,851	\$ 2,407,689	\$ 2,815,610	\$ 3,462,219

DESCRIPTION		2053	2054	2055	2056	2057	2058	2059	2060	2061	2062
		71	72	73	74	75	76	77	78	79	80
1	"Taxable Increment"	\$ 1,076,418,852	\$ 1,087,183,040	\$ 1,098,054,870	\$ 1,109,035,419	\$ 1,120,125,773	\$ 1,131,327,031	\$ 1,142,640,301	\$ 1,154,066,704	\$ 1,165,607,371	\$ 1,177,263,445
1	FUND BALANCE, Begin	\$ 3,462,219	\$ 3,349,905	\$ 2,978,721	\$ 2,353,460	\$ 2,476,580	\$ 2,348,090	\$ 2,472,974	\$ 2,853,766	\$ 2,490,426	\$ 2,388,138
2A	Adjustments to Debt Service Reserve - Tax Increment Revenue Bonds, Series 2018	-	-	-	-	-	-	-	-	-	-
2B	Adjustments to Debt Service Reserve - Tax Increment Taxable Revenue Bonds, Series 2019	-	-	-	-	-	-	-	-	-	-
3	Fund Balance Available for Appropriation	\$ 3,462,219	\$ 3,349,905	\$ 2,978,721	\$ 2,353,460	\$ 2,476,580	\$ 2,348,090	\$ 2,472,974	\$ 2,853,766	\$ 2,490,426	\$ 2,388,138
SOURCES OF FUNDS:											
4	Tax Revenues	24,731,195	24,978,390	25,228,058	25,480,221	25,734,907	25,992,139	26,251,944	26,514,347	26,779,374	27,047,051
6	Allowance for Uncollected Taxes [1.5% of Tax Revenues]	(370,968)	(374,676)	(378,421)	(382,203)	(386,024)	(389,882)	(393,779)	(397,715)	(401,691)	(405,706)
8	Interest Income	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000
9	Interest Income-Bonds	-	-	-	-	-	-	-	-	-	-
10	Grant Funds	-	-	-	-	-	-	-	-	-	-
12	License Fee - Central Texas Railway	36,000	36,000	36,000	36,000	36,000	36,000	36,000	36,000	36,000	36,000
14	Other Revenues	-	-	-	-	-	-	-	-	-	-
15	Sale of land	-	-	-	-	-	-	-	-	-	-
17	Bond Proceeds	-	-	-	-	-	-	-	-	-	-
18	Bond Reoffering Premium, Underwriter's Discount & Cost of Issuance	-	-	-	-	-	-	-	-	-	-
20	Total Sources of Funds	\$ 24,406,227	\$ 24,649,714	\$ 24,895,637	\$ 25,144,018	\$ 25,394,883	\$ 25,648,257	\$ 25,904,165	\$ 26,162,632	\$ 26,423,683	\$ 26,687,345
25	TOTAL AVAILABLE FOR APPROPRIATION	\$ 27,868,446	\$ 27,999,619	\$ 27,874,358	\$ 27,497,478	\$ 27,871,463	\$ 27,996,347	\$ 28,377,139	\$ 29,016,398	\$ 28,914,110	\$ 29,075,483
USE OF FUNDS:											
DEBT SERVICE											
27	2009 Bond Refunding	-	-	-	-	-	-	-	-	-	-
28	2008 Bond Issue-Taxable {\$10.365 mil}	-	-	-	-	-	-	-	-	-	-
29	Debt Service - 2011A Issue {Refunding}	-	-	-	-	-	-	-	-	-	-
30	Debt Service - 2012 Issue {Refunding}	-	-	-	-	-	-	-	-	-	-
31	Debt Service - 2013 Issue {\$25.260 mil}	-	-	-	-	-	-	-	-	-	-
32A	Debt Service - 2018 Issue {\$24 mil}	-	-	-	-	-	-	-	-	-	-
32B	Debt Service - 2019 Issue {\$5 mil}	-	-	-	-	-	-	-	-	-	-
35	Paying Agent Services	-	-	-	-	-	-	-	-	-	-
40	Subtotal-Debt Service	-	-	-	-	-	-	-	-	-	-
OPERATING EXPENDITURES											
50	Prof Svcs/Proj Mgmt	175,000	175,000	175,000	175,000	175,000	175,000	175,000	175,000	175,000	175,000
52	Legal/Audit	1,400	1,400	1,400	1,400	1,400	1,400	1,400	1,400	1,400	1,400
54	Zone Park Maintenance [mowing, utilities, botanical supplies]	420,000	420,000	420,000	420,000	420,000	420,000	420,000	420,000	420,000	420,000
56	Rail Maintenance	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000
58	Road/Signage Maintenance	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000
60	Contractual Payments [TEDC - Marketing]	200,000	200,000	200,000	200,000	200,000	200,000	200,000	200,000	200,000	200,000
62	TISD-Reimbursement [per contract]	47,141	49,498	49,498	49,498	51,973	51,973	51,973	54,572	54,572	54,572
65	Subtotal-Operating Expenditures	1,068,541	1,070,898	1,070,898	1,070,898	1,073,373	1,073,373	1,073,373	1,075,972	1,075,972	1,075,972
70	TOTAL DEBT & OPERATING EXPENDITURES	\$ 1,068,541	\$ 1,070,898	\$ 1,070,898	\$ 1,070,898	\$ 1,073,373	\$ 1,073,373	\$ 1,073,373	\$ 1,075,972	\$ 1,075,972	\$ 1,075,972
80	Funds Available for Projects	\$ 26,799,905	\$ 26,928,721	\$ 26,803,460	\$ 26,426,580	\$ 26,798,090	\$ 26,922,974	\$ 27,303,766	\$ 27,940,426	\$ 27,838,138	\$ 27,999,511
PROJECTS											
150	Temple Industrial Park	-	-	-	-	-	-	-	-	-	-
200	Corporate Campus Park	-	-	-	-	-	-	-	-	-	-
250	Bioscience Park/Crossroads Park	-	-	-	-	-	-	-	-	-	-
350	Outer Loop	-	-	-	-	-	-	-	-	-	-
400	Synergy Park	-	-	-	-	-	-	-	-	-	-
450	Downtown	450,000	450,000	450,000	450,000	450,000	450,000	450,000	450,000	450,000	450,000
500	TMED	-	-	-	-	-	-	-	-	-	-
550	Airport Park	-	-	-	-	-	-	-	-	-	-
650	Gateway Projects	-	-	-	-	-	-	-	-	-	-
750	Public Improvements	23,000,000	23,500,000	24,000,000	23,500,000	24,000,000	24,000,000	24,000,000	25,000,000	25,000,000	27,549,511
	Subtotal-Projects	23,450,000	23,950,000	24,450,000	23,950,000	24,450,000	24,450,000	24,450,000	25,450,000	25,450,000	27,999,511
TOTAL USE OF FUNDS		\$ 24,518,541	\$ 25,020,898	\$ 25,520,898	\$ 25,020,898	\$ 25,523,373	\$ 25,523,373	\$ 25,523,373	\$ 26,525,972	\$ 26,525,972	\$ 29,075,483
800	FUND BALANCE, End {Available for Appropriation}	\$ 3,349,905	\$ 2,978,721	\$ 2,353,460	\$ 2,476,580	\$ 2,348,090	\$ 2,472,974	\$ 2,853,766	\$ 2,490,426	\$ 2,388,138	\$ (0)

TIF Reinvestment Zone #1
Summary Financing Plan with Detailed Project Plan

Project Plan - 09/26/18 - to Zone Board

\$	24,000,000	\$	5,000,000
Bond Proceeds		Bond Proceeds	

SUMMARY FINANCING PLAN								
	2018	2019	2020	2021	2022	2023	2024	2025
1 Beginning Available Fund Balance, Oct 1	\$ 20,539,894	\$ 4,966,561	\$ 4,895,039	\$ 3,425,232	\$ 7,938,997	\$ 2,230,958	\$ 2,330,736	\$ 2,104,366
20 Total Sources of Funds	51,329,968	25,155,209	18,662,384	18,541,860	19,121,319	19,355,378	19,828,612	21,271,088
24 Adjustments to Debt Service Reserve - Tax Increment Revenue Bonds, Series 2018	(2,090,750)	-	-	-	-	-	-	-
28 Adjustments to Debt Service Reserve - Tax Increment Taxable Revenue Bonds, Series 2019	-	-	-	-	-	-	-	-
25 Net Available for Appropriation	69,779,112	30,121,770	23,557,423	21,967,092	27,060,315	21,586,336	22,159,348	23,375,454
50/52 General Administrative Expenditures	103,754	176,300	176,300	176,300	176,400	176,400	176,400	176,400
54 Zone Park Maintenance [mowing, utilities, botanical supplies]	330,000	720,000	420,000	420,000	420,000	420,000	420,000	420,000
56 Rail Maintenance	112,100	100,000	100,000	100,000	100,000	100,000	100,000	100,000
58 Road/Signage Maintenance	200,000	240,000	100,000	100,000	100,000	100,000	100,000	100,000
60 Contractual Payments (TEDC - Marketing)	200,000	200,000	200,000	200,000	200,000	200,000	200,000	200,000
62 TISD-Reimbursement [per contract]	27,563	27,563	27,563	28,941	28,941	28,941	30,388	30,388
27 Debt Service - 2009 Issue (Refunding)	1,488,750	1,485,000	-	-	-	-	-	-
28 Debt Service - 2008 Taxable Issue (\$10.365 mil)	1,241,957	1,241,173	1,237,744	1,241,670	1,242,422	-	-	-
29 Debt Service - 2011A Issue (Refunding)	908,350	915,950	2,497,800	2,497,550	2,494,950	-	-	-
30 Debt Service - 2012 Issue (Refunding)	79,600	77,650	80,050	77,250	78,750	-	-	-
31 Debt Service - 2013 Issue (\$25.260 mil)	2,047,694	2,048,344	2,047,944	2,046,494	2,031,494	2,030,094	2,026,694	2,038,413
32 Issuance Costs	-	-	-	-	-	-	-	-
32 Bond Discount	-	-	-	-	-	-	-	-
32A Debt Service - 2018 Issue (\$24 mil)	-	1,439,967	1,336,000	1,287,000	1,305,000	2,086,750	2,089,000	2,088,750
32B Debt Service - 2019 Issue (\$5 mil)	-	396,584	395,590	399,690	398,200	461,415	460,500	458,995
35 Paying Agent Services	2,025	3,200	3,200	3,200	3,200	2,000	2,000	2,000
75 Total Debt & Operating Expenditures	6,741,793	9,071,731	8,622,191	8,578,095	8,579,357	5,605,600	5,604,982	5,614,946
80 Funds Available for Projects	\$ 63,037,319	\$ 21,050,039	\$ 14,935,232	\$ 13,388,997	\$ 18,480,958	\$ 15,980,736	\$ 16,554,366	\$ 17,760,508

PROJECT PLAN								
	2018	2019	2020	2021	2022	2023	2024	2025
TEMPLE INDUSTRIAL PARK:								
101 Receiving & Delivery (R&D) Tracks	21,920	-	-	-	-	-	-	-
101 Receiving & Delivery (R&D) Tracks (bond funded)	-	-	-	-	-	-	-	-
102 Rail Backage Road & Rail Improvements (E-W) GST Tract	-	2,500,000	-	-	-	-	-	-
103 Rail Backage Road (N-S) GST Tract	-	-	-	-	-	-	-	-
104 Overlay Industrial Blvd	650,000	-	-	-	-	-	-	-
150 Total Industrial Park	671,920	2,500,000	-	-	-	-	-	-
CORPORATE CAMPUS PARK:								
155 Pepper Creek Trail Hwy 36 to McLane Parkway	157,813	-	-	-	-	-	-	-
156 Corporate Campus Land	750,000	-	-	-	-	-	-	-
157 Mixed Use Master Plan	-	250,000	-	-	-	-	-	-
200 Total Corporate Campus Park	907,813	250,000	-	-	-	-	-	-
BIOSCIENCE PARK/CROSSROADS PARK:								
207 Cross Roads Park @ Pepper Creek Trail	3,191,551	-	-	-	-	-	-	-
250 Total Bio-Science Park	3,191,551	-	-	-	-	-	-	-
OUTER LOOP								
305 Outer Loop (IH 35 to Wendland) STAG grant (Little Elm Sewer)	1,925,000	-	-	-	-	-	-	-
305 Outer Loop (IH 35 to Wendland)	1,365,909	-	-	-	14,800,000	-	-	-
305 Outer Loop (IH 35 to Wendland) (bond funded)	500,000	-	-	-	-	-	-	-
310 Outer Loop (Wendland to McLane Pkwy)	1,175,016	-	-	-	-	11,700,000	-	-
315 Outer Loop (McLane Pkwy to Central Point Pkwy)	92,344	-	-	-	-	-	-	-
315 Outer Loop (McLane Pkwy to Central Point Pkwy) (bond funded)	7,250,000	-	-	-	-	-	-	-
316 Outer Loop Phase V (Poison Oak to Old Waco Road) (bond funded)	2,820,000	-	-	-	-	-	-	-
320 Outer Loop Phase VI (Old Waco Road to I35 South)	394,150	-	-	-	-	-	-	-
320 Outer Loop Phase VI (Old Waco Road to I35 South) (bond funded)	3,340,000	-	-	-	-	-	-	-
321 East Outer Loop (bond funded)	623,000	-	-	-	-	-	-	-
350 Total Research Parkway	19,485,419	-	-	-	14,800,000	11,700,000	-	-
SYNERGY PARK:								
352 Entry Enhancement	46,846	-	-	-	-	-	-	-
354 Land	-	-	-	-	-	-	-	-
400 Total Synergy Park	46,846	-	-	-	-	-	-	-
DOWNTOWN:								
401 Downtown Improvements (Transformation Team)	362,051	450,000	450,000	450,000	450,000	450,000	450,000	450,000
402 Downtown Electric Master Plan	75,000	-	-	-	-	-	-	-
403 Downtown Lighting	60,000	-	-	-	-	-	-	-
404 Santa Fe Plaza	7,450,977	-	-	-	-	-	-	-
404 Santa Fe Plaza (bond funded)	1,300,000	-	-	-	-	-	-	-
406 Downtown City Center/Hawn (bond funded)	2,050,000	-	-	-	-	-	-	-
406 Downtown City Center/Hawn	150,000	-	-	-	-	-	-	-
407 Santa Fe Market	3,594,084	-	-	-	-	-	-	-
408 MLK Festival Fields	-	-	-	-	-	-	-	-
409 TISD-Obligation per Contract	5,000,000	-	-	-	-	-	-	-
410 1st Street (Avenue B to Central Avenue) and Avenue A (North 3rd to South 2nd)	296,000	-	-	-	-	-	-	-
411 1st Street from Avenue A to Avenue B	1,275,000	-	-	-	-	-	-	-
412 1st Street from Avenue A to Central Avenue (bond funded)	1,380,000	-	-	-	-	-	-	-
413 1st Street Parking Garage (bond funded)	-	5,000,000	-	-	-	-	-	-
413 1st Street Parking Garage	-	1,450,000	-	-	-	-	-	-
414 Avenue C from Main Street to 24th Street (bond funded)	2,740,000	-	-	-	-	-	-	-
415 Central/Adams Corridor Concept Design (bond funded)	325,000	-	-	-	-	-	-	-
416 Santa Fe Plaza - Parking Enhancement - 11th to 9th (bond funded)	-	-	-	-	-	-	-	-
416 3rd Street Corridor Enhancement	125,000	-	-	-	-	-	-	-
417 Strategic Investment Zone - Grants	250,000	275,000	-	-	-	-	-	-
450 Total Downtown	26,433,112	7,175,000	450,000	450,000	450,000	450,000	450,000	450,000
TMED:								
458 Loop 363 Frontage Rd (UPRR to 5th TIRZ portion)	182,935	-	-	-	-	-	-	-
459 31st Street/Loop 363 Improvements	74,800	-	-	-	-	-	-	-
460 31st Street (Loop 363 to Avenue M) and Avenue R (31st to 25th Street) Concept Design	130,000	-	-	-	-	-	-	-
461 31st Street Monumentation (bond funded)	450,000	-	-	-	-	-	-	-
462 Ave U TMED Ave. to 1st Street	217,197	-	-	-	-	-	-	-
465 Friars Creek Trail Amphitheater	-	-	-	-	-	-	-	-
466 Veteran's Memorial Blvd. Phase II	269,602	300,000	4,500,000	-	-	-	-	-
467 1st Street @ Temple College Pedestrian Bridge	-	-	-	-	-	-	-	-
468 TMED South 1st Street	1,759,550	-	-	-	-	-	-	-
500 Total TMED	3,084,084	300,000	4,500,000	-	-	-	-	-
AIRPORT PARK:								
507 Taxiway for Hangars	-	950,000	-	-	-	-	-	-
510 Corporate Hangar Phase III	1,687,013	-	-	-	-	-	-	-
511 Draughon-Miller Regional Airport FBO Center & Parking Visioning	119,000	-	-	-	-	-	-	-
512 Draughon-Miller Regional Airport FBO Center & Parking (bond funded)	440,000	-	-	-	-	-	-	-
513 Corporate Hangar Phase IV (RAMP grant funded)	100,000	-	-	-	-	-	-	-
513 Corporate Hangar Phase IV (bond funded)	132,000	-	-	-	-	-	-	-
514 Clear Area Near Fire Station	-	172,500	-	-	-	-	-	-
515 Repaint Tower	-	172,500	-	-	-	-	-	-
516 Demolition of Old Terminal Building	-	115,000	-	-	-	-	-	-
517 Fence Realignment & Gate	-	175,000	-	-	-	-	-	-
550 Total Airport Park	2,478,013	1,585,000	-	-	-	-	-	-
GATEWAY PROJECTS:								
601 North 31st Street (Nugent to Central) Concept Design	212,000	-	-	-	-	-	-	-
602 North 31st Street (Nugent to Central)	1,500,000	840,000	4,560,000	-	-	-	-	-
603 East/West IH 35 Gateway	60,000	500,000	-	-	-	-	-	-
604 Downtown Neighborhoods Overlay	-	100,000	-	-	-	-	-	-
605 Adams & Central Avenue Bicycle & Pedestrian Improvements Design	-	155,000	-	-	-	-	-	-
650 Total Gateway Projects	1,772,000	1,595,000	4,560,000	-	-	-	-	-
Public Improvements								
701 Public Improvements	-	2,000,000	2,000,000	5,000,000	1,000,000	1,500,000	14,000,000	14,250,000
702 Land Acquisition	-	750,000	-	-	-	-	-	-
703 Contingency (bond funded)	-	-	-	-	-	-	-	-
750 Total Public Improvements	-	2,750,000	2,000,000	5,000,000	1,000,000	1,500,000	14,000,000	14,250,000
Total Planned Project Expenditures	58,070,758	16,155,000	11,510,000	5,450,000	16,250,000	13,650,000	14,450,000	14,700,000
800 Available Fund Balance at Year End	\$ 4,966,561	\$ 4,895,039	\$ 3,425,232	\$ 7,938,997	\$ 2,230,958	\$ 2,330,736	\$ 2,104,366	\$ 3,060,508
Reserve for Debt Service - Tax Increment Revenue Bonds, Series 2018	2,090,750	2,090,750	2,090,750	2,090,750	2,090,750	2,090,750	2,090,750	2,090,750
Reserve for Debt Service - Tax Increment Taxable Revenue Bonds, Series 2019	-	-	-	-	-	-	-	-
Total Fund Balance at Year End	\$ 7,057,311	\$ 6,985,789	\$ 5,515,982	\$ 10,029,747	\$ 4,321,708	\$ 4,421,486	\$ 4,195,116	\$ 5,151,258

SUMMARY TRZ MASTER PLAN PROJECT FUNDING (2017 - 2025)

Available for allocation	\$ 40,829,294	\$ 24,000,000	\$ 17,991,980	\$ 16,083,478	\$ 10,040,193	\$ 9,963,765	\$ 10,541,962	\$ 13,749,778	\$ 14,223,630	\$ 15,656,142	\$ 173,080,221
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	Bond Issue										
	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
Temple Industrial Park	\$ 124,572	\$ 650,000	\$ -	\$ 2,500,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3,274,572
Corporate Campus Park	1,581,393	-	750,000	250,000	-	-	-	-	-	-	2,581,393
Bioscience Park/Crossroads Park	5,564,692	-	-	-	-	-	-	-	-	-	5,564,692
Outer Loop	5,639,812	14,533,000	250,000	-	-	-	14,800,000	11,700,000	-	-	46,922,812
Synergy Park	49,826	-	-	-	-	-	-	-	-	-	49,826
Downtown	14,160,733	7,795,000	15,341,000	7,175,000	450,000	450,000	450,000	450,000	450,000	450,000	47,171,733
TMED	5,533,172	450,000	730,000	300,000	4,500,000	-	-	-	-	-	11,513,172
Airport Park	1,795,963	572,000	561,550	1,585,000	-	-	-	-	-	-	4,514,513
Gateway	-	-	1,772,000	1,595,000	4,560,000	-	-	-	-	-	7,927,000
Public Improvements	-	-	-	2,750,000	2,000,000	5,000,000	1,000,000	1,500,000	14,000,000	14,250,000	40,500,000
MASTER PLAN PROJECT FUNDING	\$ 34,450,163	\$ 24,000,000	\$ 19,404,550	\$ 16,155,000	\$ 11,510,000	\$ 5,450,000	\$ 16,250,000	\$ 13,650,000	\$ 14,450,000	\$ 14,700,000	\$ 170,019,713

	Bond Issue										
	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
Favorable (Unfavorable) Balance	\$ 6,379,131	\$ -	\$ (1,412,570)	\$ (71,522)	\$ (1,469,807)	\$ 4,513,765	\$ (5,708,038)	\$ 99,778	\$ (226,370)	\$ 956,142	\$ 3,060,508
Cumulative Favorable (Unfavorable)	\$ 6,379,131	\$ 6,379,131	\$ 4,966,561	\$ 4,895,039	\$ 3,425,232	\$ 7,938,997	\$ 2,230,958	\$ 2,330,736	\$ 2,104,366	\$ 3,060,508	

TRZ MASTER PLAN PROJECT FUNDING (2017 - 2025)

Available for allocation	\$ 40,829,294	\$ 24,000,000	\$ 17,991,980	\$ 16,083,478	\$ 10,040,193	\$ 9,963,765	\$ 10,541,962	\$ 13,749,778	\$ 14,223,630	\$ 15,656,142	\$ 173,080,221
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Temple Industrial Park

			Bond Issue									
Line #	Project Description	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
1	North Lucius McCelvey Ext. (1/2) Construction	4,442	-	-	-	-	-	-	-	-	-	4,442
2	Northern Y Design	-	-	-	-	-	-	-	-	-	-	-
3	Northern Y Construction	-	-	-	-	-	-	-	-	-	-	-
4	Receiving & Delivery Tracks Preliminary Design	107,500	-	-	-	-	-	-	-	-	-	107,500
5	Receiving & Delivery Tracks ROW	-	-	-	-	-	-	-	-	-	-	-
6	N 31st Street Sidewalks Grant Match	12,630	-	-	-	-	-	-	-	-	-	12,630
7	N 31st Street Sidewalks Construction	-	-	-	-	-	-	-	-	-	-	-
8	Rail Backage Road (E-W) GST Tract w/road connection to Wendland Design	-	-	-	175,000	-	-	-	-	-	-	175,000
9	Rail Backage Road (E-W) GST Tract w/road connection to Wendland Construction	-	-	-	2,325,000	-	-	-	-	-	-	2,325,000
10	Rail Backage Road (N-S) GST Tract Design	-	-	-	-	-	-	-	-	-	-	-
11	Rail Backage Road (N-S) GST Tract Construction	-	-	-	-	-	-	-	-	-	-	-
12	Overlay Industrial Blvd	-	650,000	-	-	-	-	-	-	-	-	650,000
	SUBTOTAL	124,572	650,000	-	2,500,000	-	-	-	-	-	-	3,274,572

Corporate Campus Park

			Bond Issue									
Line #	Project Description	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
13	Pepper Creek Trail Hwy 36 to McLane Parkway Design	115,500	-	-	-	-	-	-	-	-	-	115,500
14	Pepper Creek Trail Hwy 36 to McLane Parkway Construction	1,465,893	-	-	-	-	-	-	-	-	-	1,465,893
15	Corporate Campus Land Acquisition	-	-	750,000	-	-	-	-	-	-	-	750,000
16	Mixed Use Master Plan	-	-	-	250,000	-	-	-	-	-	-	250,000
	SUBTOTAL	1,581,393	-	750,000	250,000	-	-	-	-	-	-	2,581,393

Bioscience Park/Crossroads Park

			Bond Issue									
Line #	Project Description	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
17	Crossroads Park @ Pepper Creek Trail Design	100,602	-	-	-	-	-	-	-	-	-	100,602
18	Crossroads Park @ Pepper Creek Trail Construction	5,464,090	-	-	-	-	-	-	-	-	-	5,464,090
	SUBTOTAL	5,564,692	-	-	-	-	-	-	-	-	-	5,564,692

Outer Loop

			Bond Issue									
Line #	Project Description	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
19	Outer Loop (IH35 to Wendland) Design	131,247	-	-	-	-	-	700,000	-	-	-	831,247
20	Outer Loop (IH35 to Wendland Ultimate) ROW	1,561,809	500,000	250,000	-	-	-	-	-	-	-	2,311,809
21	Outer Loop (IH35 to Wendland) Grant (Little Elm Sewer)	1,925,000	-	-	-	-	-	-	-	-	-	1,925,000
22	Outer Loop (IH35 to Wendland) Construction	-	-	-	-	-	-	14,100,000	-	-	-	14,100,000
23	Outer Loop (Wendland to McLane Pkwy) Design	-	-	-	-	-	-	-	800,000	-	-	800,000
24	Outer Loop (Wendland to Central Pt Pkwy) ROW	1,611,756	-	-	-	-	-	-	-	-	-	1,611,756
25	Outer Loop (Wendland to McLane Pkwy) Construction	-	-	-	-	-	-	-	10,900,000	-	-	10,900,000
26	Outer Loop (McLane to Central Pt Pkwy) Design	-	350,000	-	-	-	-	-	-	-	-	350,000
27	Outer Loop (McLane to Central Pt Pkwy) Construction	-	6,900,000	-	-	-	-	-	-	-	-	6,900,000
28	Outer Loop Phase V (Poison Oak to Old Waco Road) Design	-	720,000	-	-	-	-	-	-	-	-	720,000
29	Outer Loop Phase V (Poison Oak to Old Waco Road) ROW	-	2,100,000	-	-	-	-	-	-	-	-	2,100,000
30	Outer Loop Phase V (Poison Oak to Old Waco Road) Construction	-	-	-	-	-	-	-	-	-	-	-
31	Outer Loop Phase VI (Old Waco Road to I35 South) Design	410,000	840,000	-	-	-	-	-	-	-	-	1,250,000
32	Outer Loop Phase VI (Old Waco Road to I35 South) ROW	-	2,500,000	-	-	-	-	-	-	-	-	2,500,000
33	Outer Loop Phase VI (Old Waco Road to I35 South) Construction	-	-	-	-	-	-	-	-	-	-	-
34	East Outer Loop Schematic Design	-	123,000	-	-	-	-	-	-	-	-	123,000
35	East Outer Loop Construction	-	500,000	-	-	-	-	-	-	-	-	500,000
	SUBTOTAL	5,639,812	14,533,000	250,000	-	-	-	14,800,000	11,700,000	-	-	46,922,812

TRZ MASTER PLAN PROJECT FUNDING (2017 - 2025)

Synergy Park				Bond Issue								
Line #	Project Description	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
36	Entry Enhancement Design	49,826	-	-	-	-	-	-	-	-	-	49,826
37	Entry Enhancement Construction	-	-	-	-	-	-	-	-	-	-	-
38	Land Acquisition	-	-	-	-	-	-	-	-	-	-	-
SUBTOTAL		49,826	-	-	-	-	-	-	-	-	-	49,826

Downtown			Bond Issue									
Line #	Project Description	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
39	Santa Fe Plaza Design	641,969	-	-	-	-	-	-	-	-	-	641,969
40	Santa Fe Plaza ROW	2,697,363	-	-	-	-	-	-	-	-	-	2,697,363
41	Santa Fe Plaza Construction	4,700,000	1,300,000	4,420,000	-	-	-	-	-	-	-	10,420,000
42	TISD-Obligation per Contract	5,000,000	-	5,000,000	-	-	-	-	-	-	-	10,000,000
43	Downtown City Center/Hawn Design	-	450,000	150,000	-	-	-	-	-	-	-	600,000
44	Downtown City Center/Hawn Construction	-	1,600,000	-	-	-	-	-	-	-	-	1,600,000
45	Santa Fe Market Design	303,400	-	-	-	-	-	-	-	-	-	303,400
46	Santa Fe Market ROW	463,062	-	45,000	-	-	-	-	-	-	-	508,062
47	Santa Fe Market Construction	-	-	3,330,000	-	-	-	-	-	-	-	3,330,000
48	Downtown Transformation Team	354,939	-	315,000	450,000	450,000	450,000	450,000	450,000	450,000	450,000	3,819,939
49	Downtown Electric Master Plan	-	-	75,000	-	-	-	-	-	-	-	75,000
50	Downtown Lighting	-	-	60,000	-	-	-	-	-	-	-	60,000
51	1st Street (Ave B to Central Ave) and Ave A (North 3rd to South 2nd) Design	-	-	296,000	-	-	-	-	-	-	-	296,000
52	1st Street from Avenue A to Avenue B Design	-	-	50,000	-	-	-	-	-	-	-	50,000
53	1st Street from Avenue A to Avenue B Construction	-	-	1,225,000	-	-	-	-	-	-	-	1,225,000
54	1st Street from Avenue A to Central Avenue Design	-	80,000	-	-	-	-	-	-	-	-	80,000
55	1st Street from Avenue A to Central Avenue Construction	-	1,300,000	-	-	-	-	-	-	-	-	1,300,000
56	1st Street Parking Garage Design	-	-	-	700,000	-	-	-	-	-	-	700,000
57	1st Street Parking Garage Construction	-	-	-	750,000	-	-	-	-	-	-	750,000
57	1st Street Parking Garage Construction {bond funded}	-	-	-	5,000,000	-	-	-	-	-	-	5,000,000
58	Avenue C from MLK to 24th Street Design	-	640,000	-	-	-	-	-	-	-	-	640,000
59	Avenue C from MLK to 24th Street ROW	-	2,100,000	-	-	-	-	-	-	-	-	2,100,000
60	Avenue C from MLK to 24th Street Construction	-	-	-	-	-	-	-	-	-	-	-
61	Central/Adams Ave Corridor Concept Design	-	250,000	-	-	-	-	-	-	-	-	250,000
62	Central/Adams Ave Corridor ROW	-	75,000	-	-	-	-	-	-	-	-	75,000
63	3rd Street Corridor Enhancement - United Way	-	-	125,000	-	-	-	-	-	-	-	125,000
64	Strategic Investment Zone - Grants	-	-	250,000	275,000	-	-	-	-	-	-	525,000
SUBTOTAL		14,160,733	7,795,000	15,341,000	7,175,000	450,000	450,000	450,000	450,000	450,000	450,000	47,171,733

TMED			Bond Issue									
Line #	Project Description	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
65	Loop 363 FR (UPRR to 5th TRZ Portion) Construction	182,935	-	-	-	-	-	-	-	-	-	182,935
66	31st Street (Loop 363 to Ave M) and Ave R (31st to 25th Street) Concept Design	-	-	130,000	-	-	-	-	-	-	-	130,000
67	31 Street Improvements Design	120,267	-	-	-	-	-	-	-	-	-	120,267
68	31 Street Improvements Construction	791,938	-	-	-	-	-	-	-	-	-	791,938
69	31st Street Monumentation Construction	-	450,000	-	-	-	-	-	-	-	-	450,000
70	Ave U TMED Ave. to 1st Construction	2,613,747	-	75,000	-	-	-	-	-	-	-	2,688,747
71	Friars Creek Trail Amphitheater	-	-	-	-	-	-	-	-	-	-	-
72	Veteran's Memorial Blvd. Phase II Design	504,285	-	-	-	-	-	-	-	-	-	504,285
73	Veteran's Memorial Blvd. Phase II ROW	-	-	-	300,000	-	-	-	-	-	-	300,000
74	Veteran's Memorial Blvd. Phase II Construction Grant Match	-	-	-	-	4,500,000	-	-	-	-	-	4,500,000
75	TMED South 1st Street Design	120,000	-	-	-	-	-	-	-	-	-	120,000
76	TMED South 1st Street Construction	1,200,000	-	525,000	-	-	-	-	-	-	-	1,725,000
SUBTOTAL		5,533,172	450,000	730,000	300,000	4,500,000	-	-	-	-	-	11,513,172

TRZ MASTER PLAN PROJECT FUNDING (2017 - 2025)

Airport Park			Bond Issue									
Line #	Project Description	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
77	Taxiway for Hangars {75 ft. width} Design	63,700	-	-	65,000	-	-	-	-	-	-	128,700
78	Taxiway for Hangars {75 ft. width} Construction	-	-	-	885,000	-	-	-	-	-	-	885,000
79	Corporate Hangar Phase II	262,263	-	-	-	-	-	-	-	-	-	262,263
80	Corporate Hangar Phase III	1,470,000	-	342,550	-	-	-	-	-	-	-	1,812,550
81	Draughon-Miller Regional Airport FBO Center & Parking Visioning	-	-	119,000	-	-	-	-	-	-	-	119,000
82	Draughon-Miller Regional Airport FBO Center & Parking Design	-	440,000	-	-	-	-	-	-	-	-	440,000
83	Draughon-Miller Regional Airport FBO Center & Parking Construction	-	-	-								-
84	Corporate Hangar Phase IV {RAMP Grant funded}	-	-	100,000	-	-	-	-	-	-	-	100,000
85	Corporate Hangar Phase IV {bond funded}	-	132,000	-	-	-	-	-	-	-	-	132,000
86	Clear Area Near Fire Station Design	-	-	-	22,500	-	-	-	-	-	-	22,500
87	Clear Area Near Fire Station Construction	-	-	-	150,000	-	-	-	-	-	-	150,000
88	Repaint Tower Design	-	-	-	22,500	-	-	-	-	-	-	22,500
89	Repaint Tower Construction	-	-	-	150,000	-	-	-	-	-	-	150,000
90	Demolition of Old Terminal Building Design	-	-	-	15,000	-	-	-	-	-	-	15,000
91	Demolition of Old Terminal Building Construction	-	-	-	100,000	-	-	-	-	-	-	100,000
92	Fence Realignment Design	-	-	-	24,000	-	-	-	-	-	-	24,000
93	Fence Realignment & Gate Construction	-	-	-	151,000	-	-	-	-	-	-	151,000
												-
SUBTOTAL		1,795,963	572,000	561,550	1,585,000	-	-	-	-	-	-	4,514,513

Gateway Projects			Bond Issue									
Line #	Project Description	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
94	North 31st Street (Nugent to Central) Concept Design	-	-	212,000	-	-	-	-	-	-	-	212,000
95	North 31st Street (Nugent to Central) Land Acquisition	-	-	1,500,000	40,000	-	-	-	-	-	-	1,540,000
96	North 31st Street (Nugent to Central) Design	-	-	-	800,000	-	-	-	-	-	-	800,000
97	North 31st Street (Nugent to Central) Construction	-	-	-	-	4,560,000	-	-	-	-	-	4,560,000
98	East/West Gateway Design	-	-	60,000	-	-	-	-	-	-	-	60,000
99	East/West Gateway Construction	-	-	-	500,000	-	-	-	-	-	-	500,000
100	Downtown Neighborhoods Overlay	-	-	-	100,000	-	-	-	-	-	-	100,000
101	Adams & Central Avenue Bicycle & Pedestrian Improvements Design	-	-	-	155,000	-	-	-	-	-	-	155,000
SUBTOTAL		-	-	1,772,000	1,595,000	4,560,000	-	-	-	-	-	7,927,000

Public Improvements			Bond Issue									
Line #	Project Description	2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
102	Public Improvements	-	-	-	2,000,000	2,000,000	5,000,000	1,000,000	1,500,000	14,000,000	14,250,000	39,750,000
103	Land Acquisition	-	-	-	750,000	-	-	-	-	-	-	750,000
104	Bond Contingency	-	-	-	-	-	-	-	-	-	-	-
SUBTOTAL		-	-	-	2,750,000	2,000,000	5,000,000	1,000,000	1,500,000	14,000,000	14,250,000	40,500,000

MASTER PLAN PROJECT FUNDING	\$ 34,450,163	\$ 24,000,000	\$ 19,404,550	\$ 16,155,000	\$ 11,510,000	\$ 5,450,000	\$ 16,250,000	\$ 13,650,000	\$ 14,450,000	\$ 14,700,000	\$ 170,019,713
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		Bond Issue										
		2017	2018	2018	2019	2020	2021	2022	2023	2024	2025	TOTAL
Favorable (Unfavorable) Balance		6,379,131	-	(1,412,570)	(71,522)	(1,469,807)	4,513,765	(5,708,038)	99,778	(226,370)	956,142	3,060,508
Cumulative Favorable (Unfavorable)		6,379,131	6,379,131	4,966,561	4,895,039	3,425,232	7,938,997	2,230,958	2,330,736	2,104,366	3,060,508	

REINVESTMENT ZONE NO. 1 FUNDING WORKSHEET

		8/29/2018	9/26/2018							
		A	B	C	D	E	F	G	H	
		2018	2018	2019	2020	2021	2022	2023	Total	PP #
SOURCE OF FUNDS -										
1	Beginning Balance/Carryover from PY	\$ -	\$ 3,355,283	\$ 3,608,366	\$ 179,596	\$ (4,210,520)	\$ (6,800,279)	\$ (4,386,429)		
2	Panda I TCEQ Tier 3 Negotiated Settlement	3,656,728	-	-	-	-	-	-	3,656,728	4
3	Panda II TCEQ Tier 3 Negotiated Settlement	3,983,555	-	-	-	-	-	-	3,983,555	4
4	Interest income	-	200,000	200,000	200,000	-	-	-	600,000	8
5	Interest income - bond funds	-	-	300,000	-	-	-	-	300,000	8
6	Bond Proceeds - taxable issue	-	(5,000,000)	5,000,000	-	-	-	-	-	17
7	Additional taxes due to certified roll	-	-	864,935	2,046,424	2,754,131	3,464,270	4,145,491	13,275,251	4
8	Airport RAMP Grant funding	-	-	50,000	-	-	-	-	50,000	10
9	Cost Sharing - North 31st Street - Nugent to Central	-	-	1,250,000	-	-	-	-	1,250,000	14
10	East/West Gateway Design - KTB grant funding for construction	-	-	500,000	-	-	-	-	500,000	10
11	Fund Balance - Replenishment of Debt Service Reserve	-	509,250	2,090,750	-	-	-	-	2,600,000	2A & 2B
12	Total Source of Funds	\$ 7,640,283	\$ (935,467)	\$ 13,864,051	\$ 2,426,020	\$ (1,456,389)	\$ (3,336,009)	\$ (240,938)	\$ 26,215,534	
USE OF FUNDS										
Projects Underway - Current										PP #
12	Santa Fe Plaza - {partially bond funded}	-	445,000	-	-	-	-	-	445,000	404
13	1st Street - Avenue A to Avenue B	-	215,000	-	-	-	-	-	215,000	411
14	Santa Fe Market	-	90,000	-	-	-	-	-	90,000	407
15	Maintenance Costs	-	-	390,000	90,000	90,000	90,000	90,000	750,000	54
16	Corporate Hangar Phase III	-	950	-	-	-	-	-	950	510
17	Paying agent fees	-	325	1,500	1,500	1,500	1,500	1,500	7,825	33
18	Outer Loop - IH 35 to Wendland ROW	-	141,000	-	-	-	-	-	141,000	305
19	Outer Loop - Wendland to McLane Parkway ROW	-	165,000	-	-	-	-	-	165,000	310
20	Outer Loop - McLane Parkway to Central Point Parkway ROW	-	(306,000)	-	-	-	-	-	(306,000)	315
21	Debt Service - 2018A Issue {\$24 mil}	-	-	(689,629)	(410,550)	(147,300)	(80,900)	(251,950)	(1,580,329)	32A
22	Debt Service - 2018B Issue {\$5 mil}	-	-	396,584	395,590	399,690	39,820	461,415	1,693,099	32B
23	Parking Garage - additional \$'s for electric utility relocation & design	-	-	1,450,000	-	-	-	-	1,450,000	413
24	Parking Garage	-	(5,000,000)	5,000,000	-	-	-	-	-	413
25	Road Maintenance	-	-	140,000	-	-	-	-	140,000	58
26	Ave U	-	(145,108)	-	-	-	-	-	(145,108)	462
27	Fence Realignment & Gate	-	-	51,000	-	-	-	-	51,000	517
28	Rail Backage Road (E-W) {Design} - {bond funded}	-	(450,000)	-	-	-	-	-	(450,000)	102
29	1st Street from Avenue A to Central Avenue -{bond funded}	-	100,000	-	-	-	-	-	100,000	412
30	Avenue C from Main Street to 24th Street - {bond funded}	-	200,000	-	-	-	-	-	200,000	414
31	Central/Adams Corridor Concept Design {bond funded}	-	155,000	-	-	-	-	-	155,000	415
32	Santa Fe Plaza - Parking Enhancement - 11th to 9th {bond funded}	-	(155,000)	-	-	-	-	-	(155,000)	416
33	Total - Projects Underway	-	(4,543,833)	6,739,455	76,540	343,890	50,420	300,965	2,967,437	
New projects:										
34	North 31st Street - Nugent to Central	1,500,000	-	840,000	4,560,000	-	-	-	6,900,000	601
35	3rd Street Corridor Enhancement - United Way	125,000	-	-	-	-	-	-	125,000	417
36	East/West Gateway Design	60,000	-	500,000	-	-	-	-	560,000	602
37	Adams &Central Ave Bicycle & Pedestrian Improv Design	-	-	155,000	-	-	-	-	155,000	605
38	Rail Backage Road and Rail Improvements	-	-	2,500,000	-	-	-	-	2,500,000	102
39	Taxiway to Hangars	-	-	950,000	-	-	-	-	950,000	507
40	Reserve fund for 2018 TIRZ Bonds	2,600,000	-	-	-	-	-	-	2,600,000	2A & 2B
41	Public Improvements	-	-	2,000,000	2,000,000	5,000,000	1,000,000	1,500,000	11,500,000	701
42	TOTAL New Projects	4,285,000	-	6,945,000	6,560,000	5,000,000	1,000,000	1,500,000	25,290,000	
43	TOTAL USE OF FUNDS [33+42]	4,285,000	(4,543,833)	13,684,455	6,636,540	5,343,890	1,050,420	1,800,965	28,257,437	
44	NET SOURCE (USE) OF FUNDS	\$ 3,355,283	\$ 3,608,366	\$ 179,596	\$ (4,210,520)	\$ (6,800,279)	\$ (4,386,429)	\$ (2,041,903)	\$ (2,041,903)	

		2018	2018	2019	2020	2021	2022	2023	Total	PP #
Current Financing/Project Plan										
45	Mix Use Master Plan	\$ -	\$ -	\$ 250,000	\$ -		\$ -	\$ -	\$ 250,000	157
46	Outer Loop (IH 35 to Wendland)	-	-	-	-	-	14,800,000	-	14,800,000	305
47	Outer Loop (Wendland to McLane Parkway)	-	-	-	-	-	-	11,700,000	11,700,000	
48	Land Acquisition	-	-	750,000	-	-	-	-	750,000	xxx
49	Downtown Improvements {Transformation Team}		-	450,000	450,000	450,000	450,000	450,000	2,250,000	401
50	Strategic Investment Zone - Grants	-	-	275,000	-	-	-	-	275,000	418
51	Veteran's Memorial Blvd. Phase II	-	-	300,000	4,500,000	-	-	-	4,800,000	466
52	Clear Area Near Fire Station {Airport}	-	-	172,500	-	-	-	-	172,500	514
53	Repaint Tower {Airport}	-	-	172,500	-	-	-	-	172,500	515
54	Demolition of Old Terminal Building {Airport}	-	-	115,000	-	-	-	-	115,000	516
55	Fence Realignment & Gate {Airport}	-	-	175,000	-	-	-	-	175,000	517
56	Downtown Neighborhood Overlay	-	-	100,000	-	-	-	-	100,000	604
57	Public Improvements	-	-	2,000,000	2,000,000	5,000,000	1,000,000	1,500,000	11,500,000	701
58	TOTAL	-	-	4,760,000	6,950,000	5,450,000	16,250,000	13,650,000	47,060,000	
Bond Projects										
	Outer Loop									
59	Outer Loop (IH35 to Wendland) ROW		500,000	-	-	-	-	-	500,000	
60	Outer Loop (McLane to Central Point Parkway)		7,250,000	-	-	-	-	-	7,250,000	
61	Outer Loop Phase V (Poison Oak to Old Waco Road)		2,820,000	-	-	-	-	-	2,820,000	
62	Outer Loop Phase VI (Old Waco Road to I35 South)		3,340,000	-	-	-	-	-	3,340,000	
63	East Outer Loop		623,000	-	-	-	-	-	623,000	
	Downtown						-			
64	Downtown City Center/Hawn		2,050,000	-	-	-	-	-	2,050,000	
65	1st Street from Avenue A to Central Avenue		1,380,000	-	-	-	-	-	1,380,000	
66	1st Street Parking Garage		-	5,000,000	-	-	-	-	5,000,000	
67	Avenue C from Main Street to 24th Street		2,740,000	-	-	-	-	-	2,740,000	
68	Santa Fe Plaza Additional Funding for Construction		1,300,000	-	-	-	-	-	1,300,000	
69	Santa Fe Plaza - Central Ave Corridor Parking/Enhance		325,000	-	-	-	-	-	325,000	
70	Santa Fe Plaza - Parking Enhancement - 11th to 9th {bond funded}		-	-	-	-	-	-	-	
	Temple Industrial Park						-			
71	Rail Backage Road (E-W) {Design}		-	-	-	-	-	-	-	
72	Milling & Overlay Industrial Blvd		650,000	-	-	-	-	-	650,000	
73	TMED- 31st Street Monumentation Construction		450,000	-	-	-	-	-	450,000	
	Airport Park						-			
74	Draughon- Airport FBO Center & Parking Design		440,000	-	-	-	-	-	440,000	
75	Corporate Hangar Phase IV Design		132,000	-	-	-	-	-	132,000	
76	Total Bond Projects		24,000,000	5,000,000	-	-		-	29,000,000	
77	Fund Balance @ End of Year		\$ 4,966,561	\$ 4,895,039	\$ 3,425,232	\$ 7,938,997	\$ 2,230,958	\$ 2,330,736		

FY 2018

Adjustments should be rounded to the nearest \$1.

To reallocate funds as recommended by the Reinvestment Zone No. 1 Board at its 09.26.18 meeting and as approved on second reading by Council on 10.18.18.

☒ Yes ☐ No

10/18/2018

☒ Yes ☐ No

	Approved
Date	Disapproved

	Approved
Date	Disapproved

	Approved
Date	Disapproved

FY 2019

Adjustments should be rounded to the nearest \$1.

EXPLANATION OF ADJUSTMENT REQUEST- Include justification for increases AND reason why funds in decreased account are available.	
	To reallocate funds as recommended by the Reinvestment Zone No. 1 Board at its 09.26.18 meeting and as approved on second reading by Council on 10.18.18.

☒ Yes ☐ No

10/18/2018

☒ Yes ☐ No

	Approved
Date	Disapproved

Date	Disapproved
------	-------------

	Approved
Date	Disapproved

ORDINANCE NO. 2018-4935

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING AN AMENDMENT TO THE TAX INCREMENT FINANCING REINVESTMENT ZONE NO. 1 FINANCING AND PROJECT PLANS WHICH INCLUDES ADJUSTING REVENUES, ADJUSTING DEBT SERVICE PAYMENTS FOR THE SERIES 2018 BONDS, AND ADJUSTING EXPENDITURES FOR YEARS 2018–2062; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; DECLARING FINDINGS OF FACT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the City Council (the "Council") of the City of Temple, Texas, (the "City") created Reinvestment Zone Number One, City of Temple, Texas (the "Zone") by Ordinance No. 1457 adopted on September 16, 1982;

Whereas, the Council adopted a Project Plan and Reinvestment Zone Financing Plan for the Zone by Ordinance No. 1525 adopted on December 22, 1983, and thereafter amended such plans by Ordinance No. 1664 adopted on June 20, 1985, Ordinance No. 1719 adopted on November 21, 1985, Ordinance No. 1888 adopted on December 21, 1987, Ordinance No. 1945 adopted on October 20, 1988; Ordinance No. 1961 adopted on December 1, 1988; Ordinance No. 2039 adopted on April 19, 1990; Ordinance No. 91-2119 adopted on December 5, 1991; Ordinance No. 92-2138 adopted on April 7, 1992; Ordinance No. 94-2260 adopted on March 3, 1994; Ordinance No. 95-2351 adopted on June 15, 1995; Ordinance No. 98-2542 adopted on February 5, 1998; Ordinance No. 98-2582 adopted on November 19, 1998; Ordinance No. 99-2619 adopted on March 18, 1999; Ordinance No. 99-2629 adopted on May 6, 1999; Ordinance No. 99-2631 adopted on May 20, 1999; Ordinance No. 99-2647 adopted on August 19, 1999; Ordinance No. 99-2678 adopted on December 16, 1999; Ordinance No. 2000-2682 adopted on January 6, 2000; Ordinance No. 2000-2729 adopted on October 19, 2000; Ordinance No. 2001-2772 adopted on June 7, 2001; Ordinance No. 2001-2782 adopted on July 19, 2001; Ordinance No. 2001-2793 adopted on September 20, 2001; Ordinance No. 2001-2807 on November 15, 2001; Ordinance No. 2001-2813 on December 20, 2001; Ordinance No. 2002-2833 on March 21, 2002; Ordinance No. 2002-2838 on April 18, 2002; Ordinance No. 2002-3847 on June 20, 2002; Ordinance No. 2002-3848 on June 20, 2002; Ordinance No. 2002-3868 on October 17, 2002; Ordinance No. 2003- 3888 on February 20, 2003; Ordinance No. 2003-3894 on April 17, 2003; Ordinance No. 2003-3926 on September 18, 2003; Ordinance No. 2004-3695 on July 1, 2004; Ordinance No. 2004-3975 on August 19, 2004; Ordinance No. 2004-3981 on September 16, 2004; Ordinance No. 2005-4001 on May 5, 2005; Ordinance No. 2005-4038 on September 15, 2005; Ordinance No. 2006-4051 on January 5, 2006; Ordinance No. 2006-4076 on the 18th day of May, 2006; Ordinance No. 2006-4118; Ordinance No. 2007-4141 on the 19th day of April, 2007; Ordinance No. 2007-4155 on July 19, 2007; Ordinance No. 2007-4172 on the 20th day of September, 2007; Ordinance No. 2007-4173 on October 25, 2007; Ordinance No. 2008-4201 on the 21st day of February, 2008; and Ordinance No. 2008-4217 the 15th day of May, 2008; Ordinance No. 2008-4242 the 21st day of August, 2008; Ordinance No. 2009-4290 on the 16th day of April, 2009; Ordinance No. 2009-4294 on the 21st day of May, 2009; Ordinance No. 2009-4316 on the 17th day of September, 2009; Ordinance No. 2009-4320 on the 15th day of October, 2009; Ordinance No. 2010-4338 on the 18th day of February, 2010; Ordinance No. 2010-4373 on the 19th day of August, 2010; Ordinance No. 2010-4405 on November 4,

2010; Ordinance No. 2011-4429 on March 17, 2011; Ordinance No. 2011-4455 on July 21, 2011; Ordinance No. 2011-4477 on October 20, 2011; Ordinance No. 2012-4540 on June 21, 2012; and

Ordinance No. 2012-4546 on July 19, 2012; Ordinance No. 2012-4554 on September 20, 2012; Ordinance No. 2012-4566 on November 15, 2012; Ordinance No. 2013-4595 on June 20, 2013; Ordinance No. 2014-4665 on May 15, 2014; Ordinance No. 2014-4676 on July 17, 2014; Ordinance No. 2014-4683 on September 18, 2014; Ordinance No. 2014-4695 on December 18, 2014; Ordinance No. 2015-4705 on April 16, 2015; Ordinance No. 2015-4734 on October 17, 2015; Ordinance No. 2016-4789 on July 21, 2016; Ordinance No. 2016-4809 on October 20, 2016; Ordinance No. 2017-4838 on April 20, 2017; Ordinance No. 2017-4851 on July 20, 2017; Ordinance No. 2017-4871 on October 19, 2017; Ordinance No. 2017-4881 on November 2, 2017; Ordinance No. 2018-4885 on January 18, 2018; Ordinance No. 2018-4908 on May 3, 2018; Ordinance No. 2018-4918 on June 21, 2018; Ordinance No. 2018-4931 on September 20, 2018; Ordinance No. 2018 – 4935 on October 18, 2018;

Whereas, the Board of Directors of the Zone has adopted an additional amendment to the Reinvestment Zone Financing and Project Plans for the Zone and forwarded such amendment to the Council for appropriate action;

Whereas, the Council finds it necessary to amend the Reinvestment Zone Financing and Project Plans for the Zone to include financial information as hereinafter set forth;

Whereas, the Council finds that such amendment to the Reinvestment Zone Financing and Project Plans is feasible and conforms to the Comprehensive Plan of the City, and that this action will promote economic development within the City of Temple; and

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

Part 1: Findings. The statements contained in the preamble of this Ordinance are true and correct and are adopted as findings of fact hereby.

Part 2: Reinvestment Zone Financing and Project Plans. The amendment to the Tax Increment Financing Reinvestment Zone No. 1 Financing and Project Plans, heretofore adopted by the Board of Directors of the Zone and referred to in the preamble of this Ordinance, is hereby approved and adopted, as set forth in the Amendments to Reinvestment Zone Number 1, City of Temple, Texas, attached hereto as Exhibits A and B.

Part 3: Plans Effective. The Financing Plan and Project Plans for the Zone heretofore in effect shall remain in full force and effect according to the terms and provisions thereof, except as specifically amended hereby.

Part 4: Severability. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would

have been enacted by the City Council without the incorporation in this Ordinance of any such invalid phrase, clause, sentence, paragraph or section.

Part 5: Effective Date. This Ordinance shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Temple, Texas, and it is accordingly so ordained.

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

PASSED AND APPROVED on First Reading and Public Hearing on the **4th** day of **October**, 2018.

PASSED AND APPROVED on Second Reading on the **18th** day of **October**, 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

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DEPT./DIVISION SUBMISSION & REVIEW:

Floyd Mitchell, Police Chief

ITEM DESCRIPTION: SECOND READING – PUBLIC HEARING: Consider adopting an ordinance amending the Police Officer and Sergeant classifications of certified police officers.

STAFF RECOMMENDATION: Adopt ordinance as presented on second and final reading.

ITEM SUMMARY: Chapter 143 of the Local Government Code requires that the Council establish by ordinance the classifications in the Police Department, and prescribe by ordinance the number of positions in each classification.

The Police Chief requests the addition of one Sergeant position, and one Police Officer position.

Increased need for supervisory oversight in the Police Department requires increasing the number of positions in the Sergeant rank to provide efficient, effective public safety services.

The new Police Officer position is requested pursuant to the Crime Prevention Program created by the City to provide a dedicated and consistent law enforcement presence within low-to-moderate income areas. This position is proposed to increase the amount of citizen engagement using specific objectives and benchmarks in the target area, and by establishing neighborhood watches to reduce crime. The City developed a plan for this Police Officer position and now that the plan is complete, the City is ready to advertise for it.

Currently, there are 18 Sergeant positions and one 105 Police Officer positions in the Department. The requested increase to 19 Sergeant positions and 106 Police Officer positions will provide the staffing needed to maintain high quality basic law enforcement services in the community and supervisory oversight within the Department.

FISCAL IMPACT: Additional funding in the net amount of \$149,604 is included in the FY 2019 Operating Budget of the Police Department for one new Sergeant position. The net amount includes funding for a vehicle, equipment and other operational costs associated with the new Sergeant position.

Funding in the amount of \$80,434 for one new Police Officer position is included in the FY 2019 Budget in the Crime Prevention Program under the Community Development Block Grant.

ATTACHMENTS:

[Ordinance](#)

ORDINANCE NO. 2018-4936

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AMENDING THE POLICE OFFICER AND SERGEANT CLASSIFICATIONS OF CERTIFIED POLICE OFFICERS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, Chapter 143 of the Local Government Code requires that the City Council establish by Ordinance, the classifications in the Police Department, and prescribe by Ordinance the number of positions in each classification;

Whereas, Staff recommends that Council authorize the approval of one additional Sergeant position and one additional Police Officer position;

Whereas, increased need for supervisory oversight in the Police Department requires increasing the number of positions in the Sergeant rank to provide efficient, effective public safety services;

Whereas, the new Police Officer position is requested pursuant to the Crime Prevention Program created by the City to provide a dedicated and consistent law enforcement presence within low-to-moderate income areas - this position is proposed to increase the amount of citizen engagement using specific objectives and benchmarks in the target area, and by establishing neighborhood watches to reduce crime;

Whereas, the City developed a plan for this Police Officer position and now that the plan is complete, the City is ready to advertise for it;

Whereas, there are eighteen Sergeant positions and one hundred and five Police Officer positions in the Police Department - the requested increase to nineteen Sergeant positions and one hundred and six Police Officer positions will provide the staffing needed to maintain high quality basic law enforcement services in the community and supervisory oversight within the Police Department;

Whereas, additional funding in the net amount of \$149,604 is included in the fiscal year 2019 Operating Budget of the Police Department for one new Sergeant position - this net amount includes funding for a vehicle, equipment and other operational costs associated with the new Sergeant position;

Whereas, funding in the amount of \$80,434 for one new Police Officer position is included in the fiscal year 2019 Budget in the Crime Prevention Program under the Community Development Block Grant;

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

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

Part 1: 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 Ordinance as if copied in their entirety.

Part 2: Council establishes the following Classifications and the Number of Positions of Certified Police Officers for civil service positions in the Police Department:

**CLASSIFICATIONS AND POSITIONS
OF CERTIFIED POLICE OFFICERS**

I. UNCLASSIFIED POSITIONS

A. *POLICE CHIEF* – 1 Position

The Police Chief is appointed by the City Manager. No person shall be eligible for appointment as the Chief of the Police Department who is not eligible for certification by the Commission on Law Enforcement Standards and Education at the intermediate level or its equivalent as determined by that Commission or who has not served as a bona fide law enforcement officer for at least 5 years.

B. *DEPUTY CHIEF* – 3 Positions

No person shall be eligible for appointment as a Deputy Chief who has not served as a Lieutenant or continuously served for a minimum of 2 years as a Sergeant in the Department.

II. CLASSIFIED POSITIONS

A. *LIEUTENANT* – 7 Positions

No person shall be eligible for appointment as a Lieutenant who has not served continuously as a Sergeant in the Department for at least 2 years. In addition to base pay, every Lieutenant having more than 5, 8, 12, 16 or 20 years of service in the Department shall receive the amount shown on the attached compensation plan for such increments of seniority.

B. *SERGEANT* – 19 Positions

No person shall be eligible for appointment as a Sergeant who has not served continuously as a Corporal in the Department for at least 2 years. In addition to base pay, every Sergeant having more than 3, 6, 10, 15 or 20 years of service in the Department shall receive the amount shown on the attached compensation plan for such increments of seniority.

C. *CORPORAL* – 18 Positions

No person shall be eligible for appointment as a Corporal who has not served continuously as a Police Officer in the Department for at least 2 years. In addition to base pay, every Corporal having more than 3, 6, 10, 15 or 20 years of service in the Department shall receive the amount shown on the attached compensation plan for such increments of seniority.

D. *POLICE OFFICER* – 106 Positions

1. *POLICE OFFICER*: Only TCOLE certified personnel in this state shall occupy this classification upon completion of their probationary status.
2. *PROBATIONARY POLICE OFFICER*: Only TCOLE certified personnel in this state shall occupy this classification upon the end of their probationary status. Upon successful completion of all aspects of the Probationary position, the Probationary employee shall automatically advance to the Police Officer position.

Probationary police officers, hired on a probationary status for the period prescribed by law, may be hired only in such numbers as, together with Cadet police officers, will not exceed the vacancies in the total authorization for Police Officers and shall, during their period of probation, receive the pay allotted to them by the budget.

3. *CADET POLICE OFFICER*: An employee not certified in this state shall start in this classification. Upon successful completion of the requirements for certification by the Texas Commission on Law Enforcement, the Cadet shall automatically advance to the Probationary position. Cadet police officers may be hired only in such numbers as, together with Probationary police officers, will not exceed the vacancies in the total authorization for Police Officers and shall, during the period of time that they occupy this position, receive the pay allotted to them by the budget.

Part 3: If any provision of this ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Part 4: This ordinance shall take effect October 18, 2018.

Part 5: It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on First Reading and Public Hearing on the **4th** day of October, 2018.

PASSED AND APPROVED on Second Reading on the **18th** day of October, 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

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DEPT./DIVISION SUBMISSION & REVIEW:

Lacy Borgeson, City Secretary

ITEM DESCRIPTION: Consider adopting a resolution designating the *Temple Daily Telegram* as the official newspaper for the City for fiscal year 2018-2019, in accordance with Section 4.18 of the Charter of the City of Temple.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: Section 4.18 of the City Charter requires the City to designate an official newspaper for the publication of City ordinances, legal descriptions, and notices for each fiscal year, and enter into a contract with the designated paper. The proposed resolution will accomplish this Charter requirement.

Reference: City Charter

Section 4.18 OFFICIAL NEWSPAPER: The City Council must declare annually an official newspaper of general circulation in the City. All captions of ordinances, notices and other matters required by Charter, City ordinance, or State law must be published in the official newspaper and on the City's official website.

FISCAL IMPACT: N/A

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. 2018-9402-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, DESIGNATING THE TEMPLE DAILY TELEGRAM AS THE OFFICIAL NEWSPAPER FOR THE CITY OF TEMPLE FOR FISCAL YEAR 2018-2019, IN ACCORDANCE WITH SECTION 4.18 OF THE CHARTER OF THE CITY OF TEMPLE, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE DESIGNATED PAPER; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, Section 4.18 of the City Charter requires the City to designate an official newspaper for the publication of City Ordinances, legal descriptions, and notices for each fiscal year, as well as enter into a contract with the designated paper; and

Whereas, the City Council has considered the matter and deems the Temple Daily Telegram as the newspaper of most general circulation in Temple.

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

Part 1: 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 designates the Temple Daily Telegram as the official newspaper for the City of Temple for fiscal year 2018-2019.

Part 3: The City Manager, or her designee, after approval as to form by the City Attorney, is authorized to execute documentation, as needed, with the Temple Daily Telegram affirming the designation of the Temple Daily Telegram as the City's official newspaper.

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **18th** day of **October**, 2018.

THE CITY OF TEMPLE, TEXAS

ANYSE SUE MAYBORN

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

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DEPT./DIVISION SUBMISSION & REVIEW:

Traci Barnard, Director of Finance

Belinda Mattke, Director of Purchasing & Facility Services

ITEM DESCRIPTION: Consider adopting a resolution authorizing the expenditure of funds for nine multiyear agreements in an estimated amount of \$9,651,027 for FY2019.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: Over the past few years, Council has independently authorized nine different multiyear agreements for various services and products in which a non-appropriation clause was not included in the executed contract. A Texas municipality may enter into multiyear agreements, but there must be a specific appropriation for the contract each year. If the multiyear contract includes a non-appropriation clause in the contract, annual authorization to expend the funds is not required as long as the adopted Budget includes an appropriation. However, if the contract does not include a non-appropriation clause, Council must authorize expenditure of the funds annually.

The following multiyear agreements do not have a non-appropriation clauses. Accordingly, Staff is requesting Council authorization to expend the funds that are designated in the adopted FY2019 Budget for each of the specified services or products.

Vendor	Estimated Annual Expenditure	Service or Product
Hudson Energy Services, LLC (thru May 2019)	\$2,300,000	Electricity thru May 2019
Waste Management of Texas	\$2,354,000	Operation & Maintenance of Landfill
Brazos River Authority	\$1,545,812	Operation & Maintenance of Doshier Farm Wastewater Treatment Plant and all Lift Stations
Brazos River Authority	\$1,281,246	Operation & Maintenance of the Temple-Belton Wastewater Treatment Plant
Bell County Auditor's Office (Bell County Communications)	\$940,894	911 Service
Fuelman	\$950,000	Fuel Management Services

Vendor	Estimated Annual Expenditure	Service or Product
Bell County Health District	\$171,189	Food Protection & Environmental Services
Yamaha Motor Corporation USA	\$55,206	Lease of Golf Cart Fleet
Crossroads Holdings, Inc.	\$52,680	Lease of Recycling Facility (thru 3/31/19)

FISCAL IMPACT: Funding for the multiyear agreements in the estimated amount of \$9,651,027 has been appropriated in the FY2019 Operating Budget.

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. 2018-9403-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE EXPENDITURE OF FUNDS FOR NINE MULTIYEAR AGREEMENTS IN AN ESTIMATED AMOUNT OF \$9,651,027, FOR FISCAL YEAR 2019; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, over the past few years, Council has independently authorized nine different multiyear agreements for various services and products in which a non-appropriation clause was not included in the executed contract;

Whereas, a Texas municipality may enter into multiyear agreements, but there must be a specific appropriation for the contract each year - if the multiyear contract includes a non-appropriation clause in the contract, annual authorization to expend the funds is not required as long as the adopted budget includes an appropriation;

Whereas, if the contract does not include a non-appropriation clause, Council must authorize expenditure of the funds annually;

Whereas, the following multiyear agreements do not have a non-appropriation clause and Staff recommends Council authorize Staff to expend the funds that are designated in the adopted fiscal year 2019 budget for each of these specified services or products:

Vendor	Estimated Annual Expenditure	Service or Product
Hudson Energy Services, LLC	\$2,300,000	Electricity through May 2019
Waste Management of Texas	\$2,354,000	Operation & Maintenance of Landfill
Brazos River Authority	\$1,545,812	Operation & Maintenance of Doshier Farm Wastewater Treatment Plant and all Lift Stations
Brazos River Authority	\$1,281,246	Operation & Maintenance of the Temple-Belton Wastewater Treatment Plant
Bell County Auditor's Office (Bell County Communications)	\$940,894	911 Service
Fuelman	\$950,000	Fuel Management Services
Bell County Health District	\$171,189	Food Protection & Environmental Services
Yamaha Golf Car Company	\$55,206	Lease of Golf Cart Fleet
Crossroads Holdings, Inc.	\$52,680	Lease of Recycling Facility (through 3/31/19)

Whereas, funding for the multiyear agreements has been appropriated in the fiscal year 2019 Operating Budget; and

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

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

Part 1: 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 expenditure of funds for nine multiyear agreements in an estimated amount of \$9,651,027 for fiscal year 2019 as outlined below:

Vendor	Estimated Annual Expenditure	Service or Product
Hudson Energy Services, LLC	\$2,300,000	Electricity through May 2019
Waste Management of Texas	\$2,354,000	Operation & Maintenance of Landfill
Brazos River Authority	\$1,545,812	Operation & Maintenance of Doshier Farm Wastewater Treatment Plant and all Lift Stations
Brazos River Authority	\$1,281,246	Operation & Maintenance of the Temple-Belton Wastewater Treatment Plant
Bell County Auditor's Office (Bell County Communications)	\$940,894	911 Service
Fuelman	\$950,000	Fuel Management Services
Bell County Health District	\$171,189	Food Protection & Environmental Services
Yamaha Golf Car Company	\$55,206	Lease of Golf Cart Fleet
Crossroads Holdings, Inc.	\$52,680	Lease of Recycling Facility (through 3/31/19)

Part 3: 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 to expend these funds.

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #4(BB)
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 2018-2019.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: This item is to recommend various budget amendments, based on the adopted FY 2018-2019 budget. The amendments will involve transfers of funds between contingency accounts, department and fund levels.

FISCAL IMPACT: The total amount of budget amendments is \$232,466.

ATTACHMENTS:

[Budget Amendments](#)
[Resolution](#)

CITY OF TEMPLE
BUDGET AMENDMENTS FOR FY 2019 BUDGET
October 18, 2018

ACCOUNT #	PROJECT #	DESCRIPTION	APPROPRIATIONS	
			Debit	Credit
110-2011-521-2611		Contracted Services / Insurance & Bonds	\$ 5,624	
110-2320-540-2611		Contracted Services / Insurance & Bonds	\$ 3,359	
110-2330-540-2611		Contracted Services / Insurance & Bonds	\$ 1,395	
110-2350-540-2611		Contracted Services / Insurance & Bonds	\$ 451	
110-2360-540-2611		Contracted Services / Insurance & Bonds	\$ 1,149	
110-2370-540-2611		Contracted Services / Insurance & Bonds	\$ 606	
110-2385-540-2611		Contracted Services / Insurance & Bonds	\$ 97	
110-2210-522-2611		Contracted Services / Insurance & Bonds		\$ 2,960
110-2310-540-2611		Contracted Services / Insurance & Bonds		\$ 1,911
110-3120-551-2611		Contracted Services / Insurance & Bonds		\$ 1,051
110-3150-551-2611		Contracted Services / Insurance & Bonds		\$ 255
110-3400-531-2611		Contracted Services / Insurance & Bonds		\$ 1,385
110-3500-552-2611		Contracted Services / Insurance & Bonds		\$ 1,495
110-3610-560-2611		Contracted Services / Insurance & Bonds		\$ 914
110-1900-519-2611		Contracted Services / Insurance & Bonds		\$ 720
110-2400-519-2611		Contracted Services / Insurance & Bonds		\$ 740
110-3700-524-2611		Contracted Services / Insurance & Bonds		\$ 341
110-1200-515-2611		Contracted Services / Insurance & Bonds		\$ 318
110-3210-551-2611		Contracted Services / Insurance & Bonds		\$ 591
520-5100-535-2611		Contracted Services / Insurance & Bonds	\$ 1,366	
520-5000-535-2611		Contracted Services / Insurance & Bonds		\$ 1,366

To reallocate budgeted funds within several departments to cover participation in the Texas Municipal League, Intergovernmental Risk Pool that provides property and liability insurance coverage for the City. Council authorized the participation on September 20, 2018.

365-1500-515-1112	Salaries / Professional	\$ 25,035	
365-1500-515-1220	Personnel Benefits / Retirement/Pension	\$ 4,166	
365-1500-515-1221	Personnel Benefits / Social Security	\$ 363	
365-1500-515-1222	Personnel Benefits / Health Insurance	\$ 3,510	
365-1500-515-1223	Personnel Benefits / Worker Compensation	\$ 81	
365-1500-515-1224	Personnel Benefits / Unemployment Insurance	\$ 135	
365-1500-515-1228	Personnel Benefits / Long Term Disability	\$ 97	
365-1500-515-1226	Personnel Benefits / Life Insurance	\$ 37	
365-1500-515-1227	Personnel Benefits / AD&D Insurance	\$ 8	
365-1500-515-1225	Personnel Benefits / Dental Insurance	\$ 49	
561-5000-535-1112	Salaries / Professional	\$ 25,035	
561-5000-535-1220	Personnel Benefits / Retirement/Pension	\$ 4,166	
561-5000-535-1221	Personnel Benefits / Social Security	\$ 363	
561-5000-535-1222	Personnel Benefits / Health Insurance	\$ 3,510	
561-5000-535-1223	Personnel Benefits / Worker Compensation	\$ 81	
561-5000-535-1224	Personnel Benefits / Unemployment Insurance	\$ 135	
561-5000-535-1228	Personnel Benefits / Long Term Disability	\$ 96	
561-5000-535-1226	Personnel Benefits / Life Insurance	\$ 38	
561-5000-535-1227	Personnel Benefits / AD&D Insurance	\$ 8	
561-5000-535-1225	Personnel Benefits / Dental Insurance	\$ 49	
365-1500-515-6532	Capital - Special Projects / Contingency		\$ 33,481
561-5000-535-6532	Capital - Special Projects / Contingency		\$ 33,481

To allocate bond proceeds for the Project Manager (Engineering) position for FY 2019. This position is being funded 50% with Certificate of Obligation (TCIP) bond proceeds and 50% with Utility Revenue bond proceeds.

CITY OF TEMPLE
BUDGET AMENDMENTS FOR FY 2019 BUDGET
October 18, 2018

ACCOUNT #	PROJECT #	DESCRIPTION	APPROPRIATIONS	
			Debit	Credit
365-1500-515-1112		Salaries / Professional	\$ 44,806	
365-1500-515-1220		Personnel Benefits / Retirement/Pension	\$ 7,456	
365-1500-515-1221		Personnel Benefits / Social Security	\$ 650	
365-1500-515-1222		Personnel Benefits / Health Insurance	\$ 3,511	
365-1500-515-1223		Personnel Benefits / Worker Compensation	\$ 77	
365-1500-515-1224		Personnel Benefits / Unemployment Insurance	\$ 135	
365-1500-515-1228		Personnel Benefits / Long Term Disability	\$ 125	
365-1500-515-1226		Personnel Benefits / Life Insurance	\$ 55	
365-1500-515-1227		Personnel Benefits / AD&D Insurance	\$ 12	
365-1500-515-1225		Personnel Benefits / Dental Insurance	\$ 49	
561-5000-535-1112		Salaries / Professional	\$ 44,807	
561-5000-535-1220		Personnel Benefits / Retirement/Pension	\$ 7,456	
561-5000-535-1221		Personnel Benefits / Social Security	\$ 651	
561-5000-535-1222		Personnel Benefits / Health Insurance	\$ 3,510	
561-5000-535-1223		Personnel Benefits / Worker Compensation	\$ 76	
561-5000-535-1224		Personnel Benefits / Unemployment Insurance	\$ 135	
561-5000-535-1228		Personnel Benefits / Long Term Disability	\$ 125	
561-5000-535-1226		Personnel Benefits / Life Insurance	\$ 56	
561-5000-535-1227		Personnel Benefits / AD&D Insurance	\$ 12	
561-5000-535-1225		Personnel Benefits / Dental Insurance	\$ 49	
365-1500-515-6532		Capital - Special Projects / Contingency		\$ 56,876
561-5000-535-6532		Capital - Special Projects / Contingency		\$ 56,877
To allocate bond proceeds for the Deputy City Attorney (Legal) position for FY 2019. This position is being funded 50% with Certificate of Obligation (TCIP) bond proceeds and 50% with Utility Revenue bond proceeds.				
365-1500-515-1112		Salaries / Professional	\$ 14,191	
365-1500-515-1126		Salaries / Longevity	\$ 86	
365-1500-515-1220		Personnel Benefits / Retirement/Pension	\$ 2,390	
365-1500-515-1221		Personnel Benefits / Social Security	\$ 209	
365-1500-515-1222		Personnel Benefits / Health Insurance	\$ 1,629	
365-1500-515-1223		Personnel Benefits / Worker Compensation	\$ 47	
365-1500-515-1224		Personnel Benefits / Unemployment Insurance	\$ 67	
365-1500-515-1228		Personnel Benefits / Long Term Disability	\$ 55	
365-1500-515-1226		Personnel Benefits / Life Insurance	\$ 22	
365-1500-515-1227		Personnel Benefits / AD&D Insurance	\$ 5	
365-1500-515-1225		Personnel Benefits / Dental Insurance	\$ 24	
365-1500-515-1236		Personnel Benefits / HSA - City Contribution	\$ 127	
561-5000-535-1112		Salaries / Professional	\$ 14,191	
561-5000-535-1126		Salaries / Longevity	\$ 86	
561-5000-535-1220		Personnel Benefits / Retirement/Pension	\$ 2,390	
561-5000-535-1221		Personnel Benefits / Social Security	\$ 208	
561-5000-535-1222		Personnel Benefits / Health Insurance	\$ 1,629	
561-5000-535-1223		Personnel Benefits / Worker Compensation	\$ 46	
561-5000-535-1224		Personnel Benefits / Unemployment Insurance	\$ 68	
561-5000-535-1228		Personnel Benefits / Long Term Disability	\$ 56	
561-5000-535-1226		Personnel Benefits / Life Insurance	\$ 22	
561-5000-535-1227		Personnel Benefits / AD&D Insurance	\$ 5	
561-5000-535-1225		Personnel Benefits / Dental Insurance	\$ 25	
561-5000-535-1236		Personnel Benefits / HSA - City Contribution	\$ 126	
365-1500-515-6532		Capital - Special Projects / Contingency		\$ 18,852
561-5000-535-6532		Capital - Special Projects / Contingency		\$ 18,852
To allocate bond proceeds for the Project Engineer (Engineering) position for FY 2019. This position is being funded 25% with Certificate of Obligation (TCIP) bond proceeds, 25% with Utility Revenue bond proceeds and 50% operating budget.				
TOTAL AMENDMENTS			\$ 232,466	\$ 232,466

CITY OF TEMPLE
BUDGET AMENDMENTS FOR FY 2019 BUDGET
October 18, 2018

ACCOUNT #	PROJECT #	DESCRIPTION	APPROPRIATIONS	
			Debit	Credit
		GENERAL FUND		
		Beginning Contingency Balance	\$	100,000
		Added to Contingency Sweep Account		-
		Carry forward from Prior Year		-
		Taken From Contingency		-
		Net Balance of Contingency Account	\$	100,000
		Beginning Judgments & Damages Contingency	\$	279,725
		Added to Contingency Judgments & Damages from Council Contingency		-
		Taken From Judgments & Damages		-
		Net Balance of Judgments & Damages Contingency Account	\$	279,725
		Beginning Compensation Contingency	\$	285,000
		Added to Compensation Contingency		-
		Taken From Compensation Contingency		-
		Net Balance of Compensation Contingency Account	\$	285,000
		Net Balance Council Contingency	\$	664,725
		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	\$	219,446
		Added to Contingency Sweep Account		-
		Taken From Contingency		-
		Net Balance of Contingency Account	\$	219,446
		Beginning Compensation Contingency	\$	54,000
		Added to Compensation Contingency		-
		Taken From Compensation Contingency		-
		Net Balance of Compensation Contingency Account	\$	54,000
		Net Balance Water & Wastewater Fund Contingency	\$	273,446
		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	\$	16,500
		Added to Compensation Contingency		-
		Taken From Compensation Contingency		-
		Net Balance of Compensation Contingency Account	\$	16,500
		Net Balance Hotel/Motel Tax Fund Contingency	\$	16,500
		DRAINAGE FUND		
		Beginning Contingency Balance	\$	336,406
		Added to Contingency Sweep Account		-
		Carry forward from Prior Year		-
		Taken From Contingency		-
		Net Balance of Contingency Account	\$	336,406
		Beginning Compensation Contingency	\$	10,500
		Added to Compensation Contingency		-
		Taken From Compensation Contingency		-
		Net Balance of Compensation Contingency Account	\$	10,500
		Net Balance Drainage Fund Contingency	\$	346,906

CITY OF TEMPLE
BUDGET AMENDMENTS FOR FY 2019 BUDGET
October 18, 2018

ACCOUNT #	PROJECT #	DESCRIPTION	APPROPRIATIONS	
			Debit	Credit
		FED/STATE GRANT FUND		
		Beginning Contingency Balance		\$ -
		Carry forward from Prior Year		-
		Added to Contingency Sweep Account		-
		Taken From Contingency		-
		Net Balance Fed/State Grant Fund Contingency		\$ -

RESOLUTION NO. 2018-9404-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, APPROVING BUDGET AMENDMENTS TO THE 2018-2019 CITY BUDGET; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on the 24th day of August, 2018, the City Council approved a budget for the 2018-2019 fiscal year; and

Whereas, the City Council deems it in the public interest to make certain amendments to the 2018-2019 City Budget.

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

Part 1: 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 approves amending the 2018-2019 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.

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

PASSED AND APPROVED this the 18th day of **October**, 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

10/18/18

Item #4

Regular Agenda

Page 1 of 2

DEPT. / DIVISION SUBMISSION & REVIEW:

Lynn Barrett, Assistant Planning Director

ITEM DESCRIPTION: FIRST READING – PUBLIC HEARING – FY-18-4-SITE: Consider adopting an ordinance amending Ordinance No. 2005-4049 to approve an amended site plan covering approximately 6.809 acres out of 55.39 acres located in the Maximo Moreno Survey, Abstract No. 14, Bell County, Texas, located at the northeast corner of Country View Lane and Country Lane Drive.

STAFF RECOMMENDATION: As the accompanying site plan for the Grand Texan Addition is in compliance with the 2005 PD zoning ordinance and map, Staff recommends approval to amend Ordinance 2005-4049 with the attached site development plan for the Grand Texan Addition on 6.809 acres as shown.

PLANNING & ZONING COMMISSION RECOMMENDATION: At their September 17, 2018 meeting, the Planning & Zoning Commission voted 8 to 0 to recommend approval of the development/site plan per staff's recommendation.

ITEM SUMMARY: The applicant, Will Sisco of Turley and Associates, on behalf of owners Ken Mitchell Senior Homes LLC, requests development site plan approval, under the most recent PD ordinance (Ordinance 2005-4049) approved by City Council on December 1, 2005, which included the subject property.

As part of a larger Planned Development-zoned property for the Country Lane Senior development, the ordinance was initially adopted as Planned-Development Office Two (PD-O2) zoning with an accompanying site plan on the initial phase and conditions on zoning uses for three areas of the 55-acre property: A, B and C. The Zoning Uses A conditions, which includes the subject property of approximately 6.8-acres, are listed below from the original ordinance:

Zoning Uses A: Senior citizen multifamily housing with the following conditions:

1. Front yard shall be a minimum 25 feet except that additional setback for structures over 35 feet in height may be required in accordance with Section 8-402 (7) of the Zoning Ordinance;
2. Side Yard shall be a minimum 10 feet;
3. Rear Yard shall be a minimum 10 feet;
4. Maximum height shall be 3 stories and shall not exceed 50 feet;
5. Off-street parking shall be required at the rate of 1.2 parking spaces per residential unit;
6. Maximum number of dwelling units per acre on any lot within the district shall be 25 units per acre, however maximum cumulative average dwelling units per acre shall never exceed 20 units per acre for the entire zoning district. A maximum of 850 multifamily dwelling units may be allowed in the entire zoning district;

7. Barber or beauty shop as an accessory use within senior residential facilities;
8. Restaurant, cafeteria or vending machine sales of food items as an accessory use within senior residential facilities;
9. Book, gift, florist or stationary shop as an accessory use within senior residential facilities;
10. Office as an accessory use within senior residential facilities; and
11. Private theater, meeting room, exercise room and similar accessory uses within senior residential facilities.

In the PD ordinance, Zoning Uses B are described as a cluster complex and Zoning Uses C are described as senior citizen care and accessory uses such as hospitals, medical offices, florist, etc.

SITE PLAN: The site plan depicts the main three-story residential building containing 120 units along with a separate clubhouse. The placement of the proposed building on the property is according to the PD ordinance. The required number of parking spaces are compliant with the requirements in the PD ordinance. Additional parking spaces will also serve the clubhouse building. A statement is included on the site plan that landscaping will be installed per City specifications. While the UDC Section 7.4 requires a minimum 5% of site landscaping, the site plan shows greater than 15% will be provided.

Building materials and elevations will mirror the already constructed senior housing portion at Country Lane Senior apartments located across Country View Lane. The subject property is represented on a subdivision plat which has been submitted and is currently in the DRC process.

The DRC reviewed the Development/Site Plan on September 4th and 6th, 2018. The drainage and site plan layout was discussed. Public Works has indicated they have no objections to the drainage and utility plans submitted.

PUBLIC NOTICE: Thirteen notices to property owners within 200-feet of the subject property were sent notice of the public hearing as required by State law and City Ordinance. As of Thursday, September 13, 2018 at 12:00 PM, two notices in agreement and 0 notices in disagreement have been received. Staff will provide an update regarding late notices, if necessary.

The newspaper printed notice of the public hearing on August 23, 2018, in accordance with state law and local ordinance.

FISCAL IMPACT: Not Applicable

ATTACHMENTS:

[Site Plan](#)

[Ordinance 2005-4049](#)

[Maps](#)

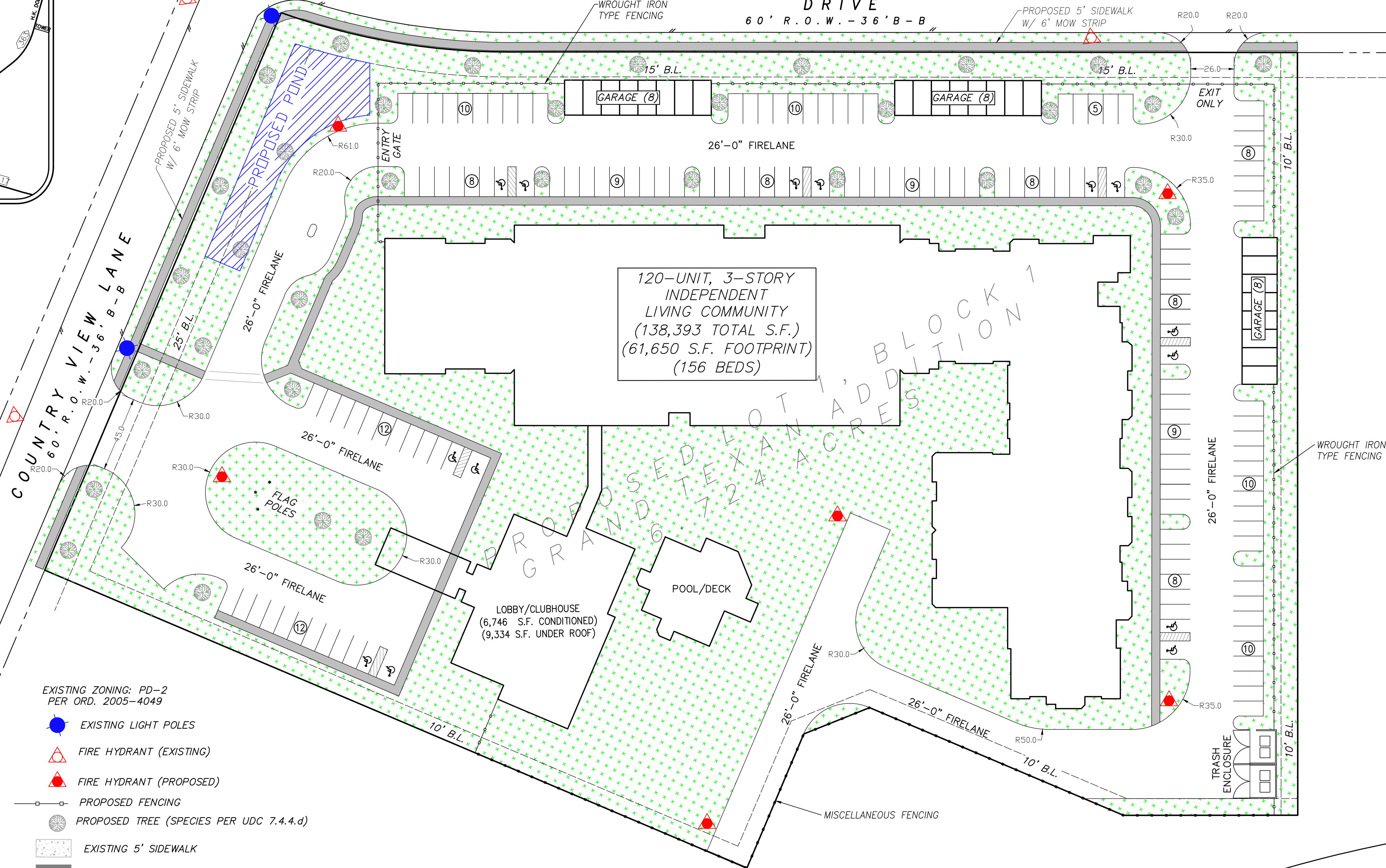
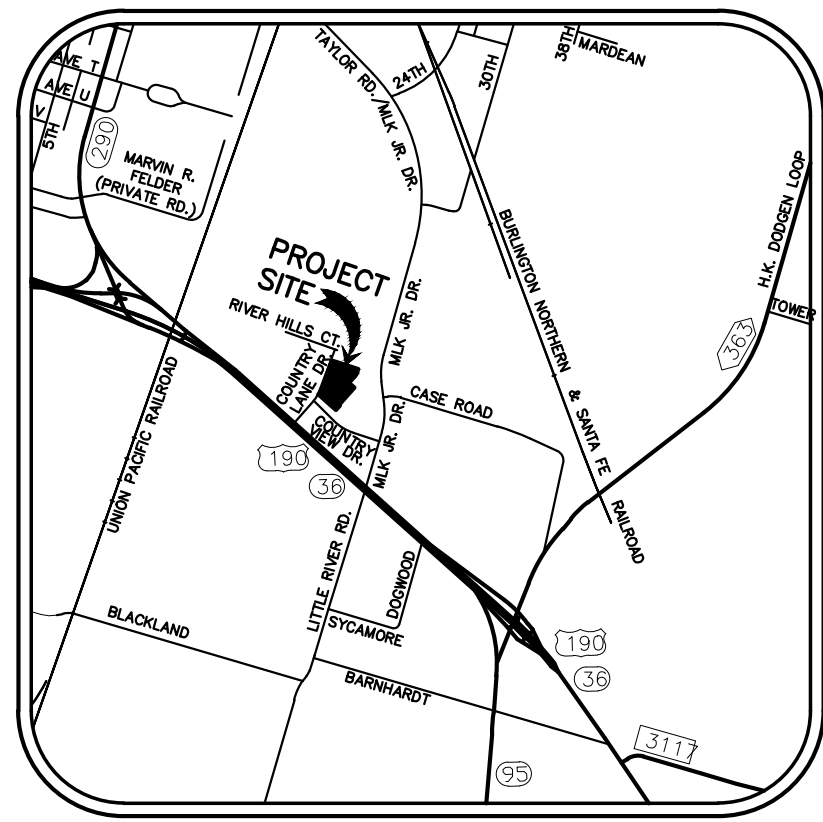
[Building Elevation Examples](#)

[Notification Map](#)

[Returned Property Notices](#)

[Excerpts](#)

[Ordinance](#)



- EXISTING ZONING: PD-2
PER ORD. 2005-4049
- EXISTING LIGHT POLES
 - FIRE HYDRANT (EXISTING)
 - FIRE HYDRANT (PROPOSED)
 - PROPOSED FENCING
 - PROPOSED TREE (SPECIES PER UDC 7.4.4.d)
 - EXISTING 5' SIDEWALK
 - PROPOSED 5' SIDEWALK
 - LANDSCAPING/COURTYARDS*
 - EXISTING/PROPOSED POUNDS
- 168 - TOTAL PARKING SPOTS
144 - PARKING BEHIND GATES
144 - REQUIRED PER PD ZONING

*LANDSCAPING/COURTYARDS TO INCLUDE MISCELLANEOUS SIDEWALKS, AMENITIES, PLANTINGS, ETC. TO BE DETERMINED WITH BUILDING PERMIT REVIEW. ALL LANDSCAPING WILL MEET CITY OF TEMPLE CRITERIA PER THE UNIFIED DEVELOPMENT CODE

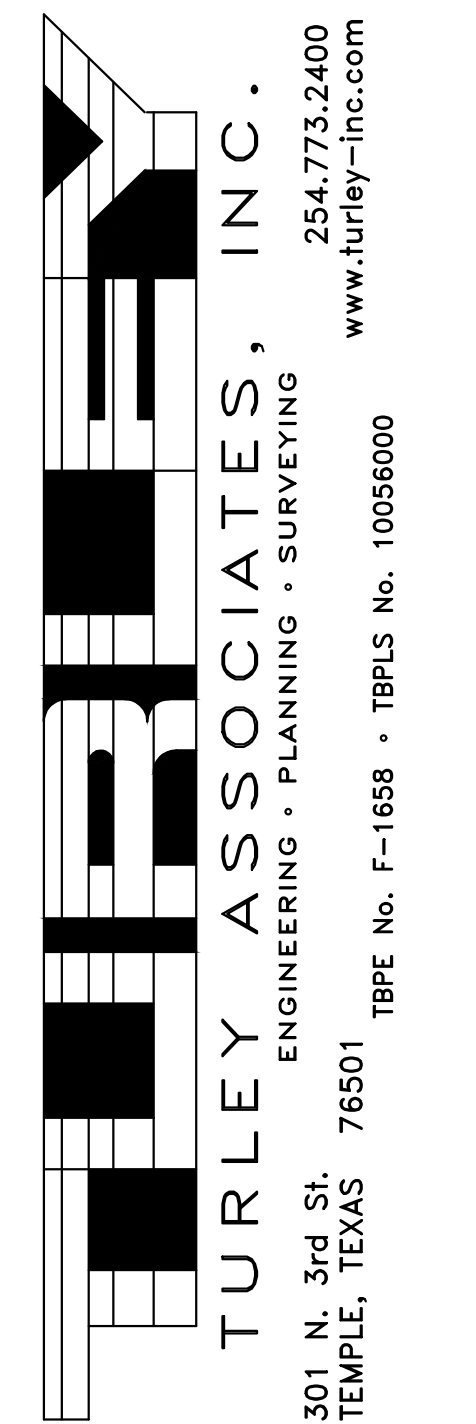
**PROPOSED FIRE HYDRANT LOCATIONS ARE PRELIMINARY AND SUBJECT TO CHANGE WITH BUILDING PERMIT REVIEW. FINAL FIRE HYDRANT REVIEW BY CITY OF TEMPLE FIRE MARSHAL

General Planting Requirements (UDC 7.4)	
* A Landscape Plan must be submitted with the Building Permit application demonstrating compliance with the following standards (UDC 7.4.3)	
** Landscaping must consist of living trees, shrubs, turf or other living groundcover native to Central Texas and Bell County (UDC 7.4.4.d)	
a. Minimum Landscape Area Requirements (UDC 7.4.4.a)	
Required:	5% of the total lot area (to be located in front & side yards)
Provided:	+/- 15% of the lot area (subject to change with final plans)
b. Trees (UDC 7.4.4.e) (1 tree per 40 linear feet)	
Required:	Country Lane Drive - 612 linear feet = 16 trees Country View Lane - 363 linear feet = 10 trees Country Lane Drive - minimum 16 trees Country View Lane - minimum 10 trees
Provided:	Country Lane Drive - minimum 16 trees Country View Lane - minimum 10 trees
*** Trees may substituted with five gallon shrubs at the rate of 1 tree = 3 shrubs (UDC 7.4.4.f)	

KENNETH H. MITCHELL REMAINDER OF 55.388 ACRES
COMMON AREA D - TEMPORARY PRIVATE DRAINAGE EASEMENT TO BE MAINTAINED BY HOMEOWNER'S ASSOCIATION (REFERENCED WITH COUNTRY LANE ADDITION, PHASE III CABINET D, SLIDE 196-A)



PD ZONING SITE PLAN OF:
GRAND TEXAN ADDITION
1 LOTS, 1 BLOCK
6.809 ACRES
MAXIMO MORENO SURVEY, ABSTRACT NO. 14
A SUBDIVISION IN THE CITY OF TEMPLE
BELL COUNTY, TEXAS
6.809 ACRES MORE FULLY DESCRIBED BY METES & BOUNDS BY SEPARATE
FIELD NOTES PREPARED AND ATTACHED TO DEDICATION INSTRUMENT



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PD ZONING SITE PLAN:
GRAND TEXAN ADDITION
M. MORENO SURVEY, ABSTRACT NO. 14
CITY OF TEMPLE, BELL COUNTY, TEXAS

PREPARED FOR:
KENNETH MITCHELL
1005 SHADY RIVER COURT NORTH
BENBROOK, TEXAS 76126



REVISIONS		
DATE	DESCRIPTION	DFT/

DRAFTSMAN:
MRG
DATE:
8/2/2018
COMPUTER FILE NAME:
18-1093.FP
REFERENCE DRAWING NUMBERS:
REF DWGS NO.s

18-1093
DRAWING NUMBER:
181093-D
PAGE #
1

ORDINANCE NO. 2005-4049

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, APPROVING A ZONING CHANGE FROM AGRICULTURAL DISTRICT (A), COMMERCIAL DISTRICT (C), AND PLANNED DEVELOPMENT MULTIPLE FAMILY ONE (PD-MF1) DISTRICT TO PLANNED DEVELOPMENT OFFICE TWO DISTRICT (PD-O2) ON APPROXIMATELY 55.39 ACRES OF LAND COMMONLY KNOWN AS OUTBLOCK 1032-A, CITY ADDITION, LOCATED AT THE NORTHWEST CORNER OF SE H.K. DODGEN LOOP AND MARTIN LUTHER KING, JR., DRIVE, NORTH OF THE EXISTING CEFECO STATION, IN THE CITY OF TEMPLE, TEXAS, IN ACCORDANCE WITH SECTIONS 7-500 THROUGH 7-509 OF THE COMPREHENSIVE ZONING ORDINANCE; PROVIDING CONDITIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the owner of the property consisting of approximately 55.39 acres of land commonly known as Outblock 1032-A, City Addition, located at the northwest corner of SE H.K. Dodgen Loop and Martin Luther King, Jr., Drive, north of the existing Cefco Station requested that the property be rezoned from Agricultural District (A), Commercial District (C), and Planned Development Multiple Family One District (PD-MF1) to Planned Development Office Two District (PD-O2); and

Whereas, the City Council, after notice and a public hearing, finds that it is in the public interest to authorize this action.

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

Part 1: The City Council approves a zoning change from Agricultural District (A), Commercial District (C), and Planned Development Multiple Family One District (PD-MF1) to Planned Development Office Two District (PD-O2) on property consisting of approximately 55.39 acres of land commonly known as Outblock 1032-A, City Addition, located at the northwest corner of SE H.K. Dodgen Loop and Martin Luther King, Jr., Drive, north of the existing Cefco Station, more fully described in Exhibit A, attached hereto and made a part hereof for all purposes.

Part 2: In accordance with Sections 7-500 through 7-509 of the Comprehensive Zoning Ordinance of the City of Temple, Texas, Ordinance No. 91-2101, is amended by changing the zoning classification of the property described in Part 1 above, to Planned Development Office Two (PD-O2), and shall comply with all applicable sections of the Code of Ordinances of the City of Temple, Texas, and all local, State and Federal laws and regulations as they may now read or hereafter be amended, including but not limited to the

the following conditions:

- (a) The use and development standards of the property shall conform to requirements of the Office Two District (O2); and
- (b) Development or redevelopment of property will be in accordance with the site plan attached as Exhibit B, and with the following conditions:

Zoning Uses A – Senior citizen multifamily housing with the following conditions:

1. Front yard shall be a minimum 25 feet except that additional setback for structures over 35 feet in height may be required in accordance with Section 8-402 (7) of the Zoning Ordinance;
2. Side Yard shall be a minimum 10 feet;
3. Rear Yard shall be a minimum 10 feet;
4. Maximum height shall be 3 stories and shall not exceed 50 feet;
5. Off-street parking shall be required at the rate of 1.2 parking spaces per residential unit;
6. Maximum number of dwelling units per acre on any lot within the district shall be 25 units per acre, however maximum cumulative average dwelling units per acre shall never exceed 20 units per acre for the entire zoning district. A maximum of 850 multifamily dwelling units may be allowed in the entire zoning district;
7. Barber or beauty shop as an accessory use within senior residential facilities;
8. Restaurant, cafeteria or vending machine sales of food items as an accessory use within senior residential facilities;
9. Book, gift, florist or stationary shop as an accessory use within senior residential facilities;
10. Office as an accessory use within senior residential facilities; and
11. Private theater, meeting room, exercise room and similar accessory uses within senior residential facilities.

Zoning Uses B – A mix of senior citizen detached housing in a cluster complex configuration, associated with multifamily residential units in a campus atmosphere, containing single family, duplex, and /or single family attached residential units not to exceed a maximum of four residential units per structure with the following conditions:

1. Individual residential units will be located on separate individually platted lots;
2. Individual lots need not front on or adjoin dedicated public streets, but must be provided access from dedicated access easements, private roadways or other approved places;
3. No front yard, side or rear yards are required for this land use;
4. A minimum clearance of 10 feet shall be provided between the exterior wall of any structure and the exterior wall of any other

- structure, unless the Fire Code or other ordinance of the City of Temple requires a greater separation;
5. Maximum height shall not exceed 2.5 stories, except as noted in Section 9-102 of the Zoning Ordinance;
 6. Each residential unit shall provide a minimum of one off-street parking space in an enclosed garage attached to the main residential structure;
 7. Average lot size shall be 5000 square feet or larger for any group of lots platted simultaneously. Where access easements, private roadways or other approved are included in the plat, the lots will extend to the centerline of such access easement, private roadways or approved place and all lot areas will be computed in determining the average lot size. No minimum lot size is required nor are there any requirements for lot width or lot depth; and
 8. A maximum of 150 multifamily dwelling units may be allowed in the entire zoning district.

Zoning Uses C – A mixture of senior citizen care and accessory uses with the following conditions:

1. Hospitals;
2. Alzheimer's treatment units;
3. Nursing Homes;
4. Medical Offices;
5. Pharmacy;
6. Short term overnight lodging as an accessory use to senior care facilities for families of patients using senior care facilities;
7. Religious chapels and prayer facilities as an accessory use within the senior care facilities;
8. Barber or beauty shop as an accessory use within senior care facilities;
9. Book, gift, or stationary shop as an accessory use within senior care facilities
10. Florist as an accessory use within senior care facilities;
11. Restaurant, cafeteria or vending machine sales of food items as an accessory use within senior care facilities; and
12. Veterinarian or veterinary hospital.

These conditions shall be expressed conditions of any building permit issued for construction on the property which may be enforced by the City of Temple by an action either at law or in equity, including the right to specifically enforce the requirements of the ordinance, and these requirements shall run with the land.

Part 3: The City Council directs the Director of Planning to make the necessary changes to the City Zoning Map accordingly.

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

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

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

PASSED AND APPROVED on First Reading and Public Hearing on the 17th day of November, 2005.

PASSED AND APPROVED on Second Reading on the 1st day of December, 2005.



ATTEST:

Clydette Entzminger
Clydette Entzminger
City Secretary

THE CITY OF TEMPLE, TEXAS

William A. Jones, III
WILLIAM A. JONES, III, Mayor

APPROVED AS TO FORM:

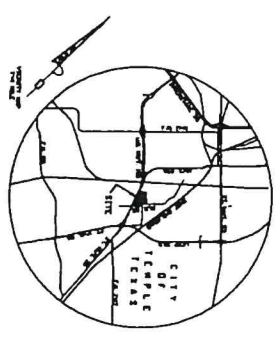
Jonathan Graham
Jonathan Graham
City Attorney



K. Beimer/GIS Mapping
10-20-05

EXHIBIT

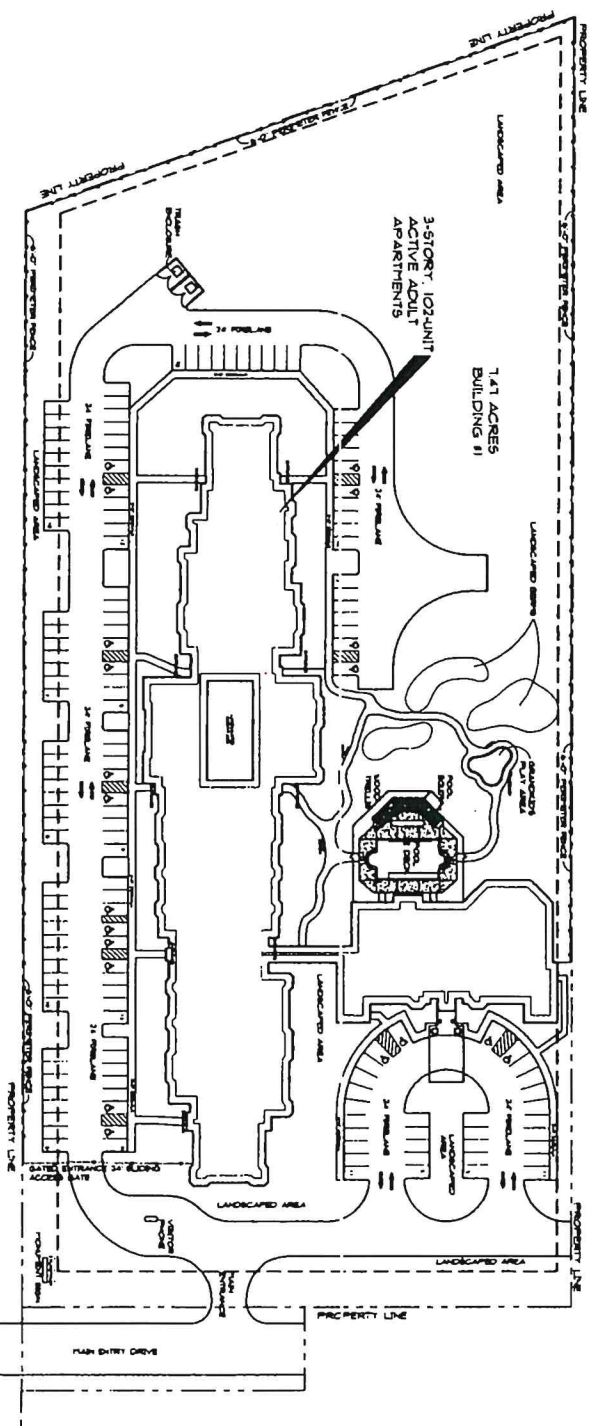
B



SITE PLAN
SCALE 1" = 40'



U.S. HIGHWAY NO. 190 - STATE HIGHWAY NO. 36



PARKING	
MAXIMUM	20
TOTAL	100

UNIT PER QUART			
UNIT TYPE	NO. OF	QUANT	%
A1 - ONE BEDROOM/ONE BATH	100	87	12
B1 - TWO BEDROOM/ONE BATH	100	87	12
B2 - TWO BEDROOM/TWO BATH	100	87	12
Avg. 911 sq. ft.	100	87	12

DATE	01/10/20
BY	GI.01
PROJECT	GI.01

Galler Telson / French
ARCHITECTS
1000 N. GUYTON AVE.
SUITE 100
TEMPLE, TEXAS 76708
TEL: 817.297.1234
WWW.GTFDESIGN.COM

DATE: 01/10/20

BY: GI.01

PROJECT: GI.01

Country Lane Seniors

TEMPLE, TEXAS



PD SITE PLAN

AERIAL MAP

Zoning Case :
FY-18-4-SITE

Address :
3010 S MLK

Transportation

Streets

- EXPRESSWAY
- COLLECTOR
- LOCAL STREET
- MINOR ARTERIAL
- PRIVATE
- Temple Municipal Boundary

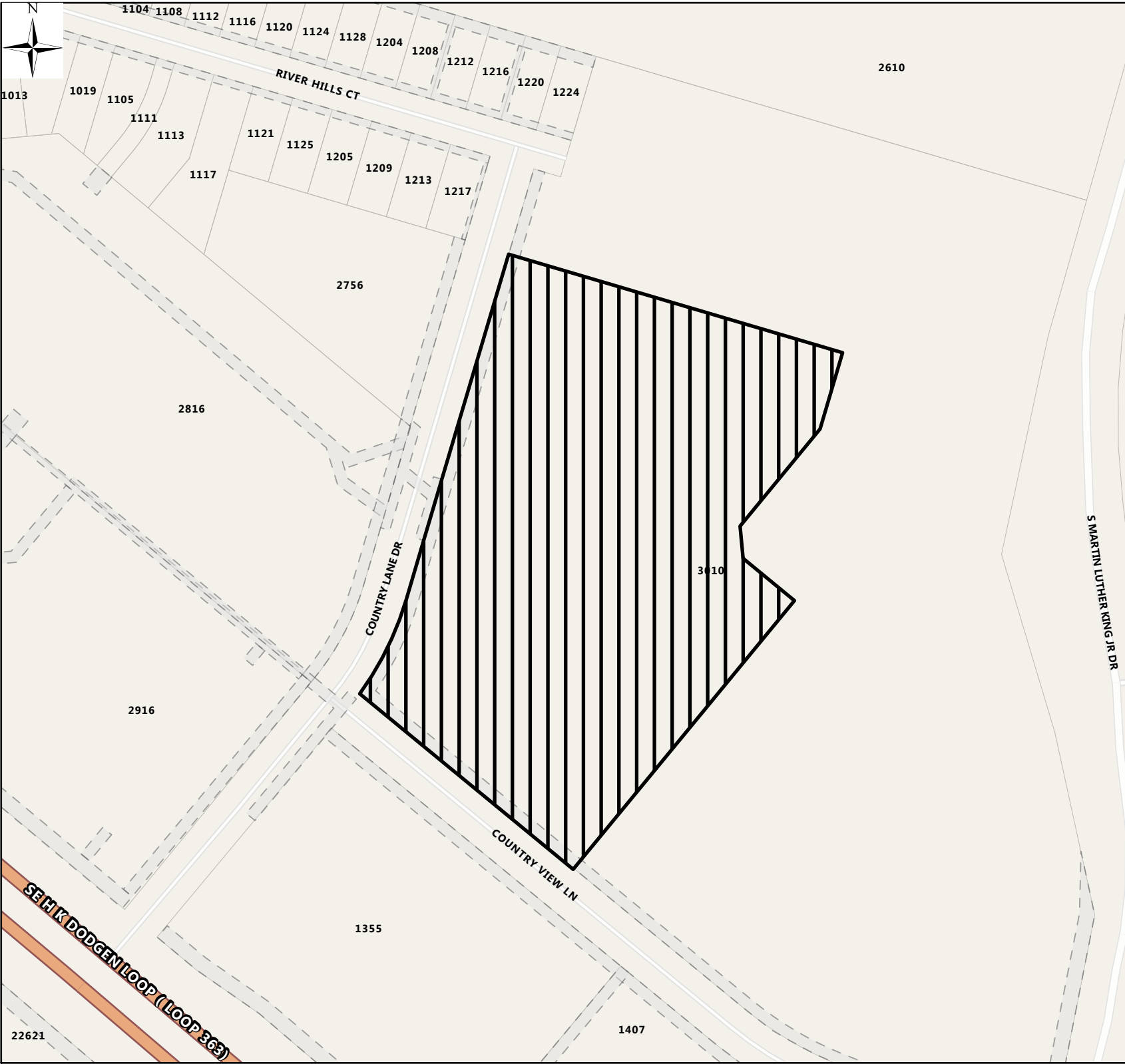
Parcel Features

- Parcels
- Production.SDE.Easement

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

Irbarrett
Date: 8/14/2018





PD SITE PLAN







AERIAL MAP

Zoning Case :
FY-18-4-SITE



Address :
3010 S MLK

Transportation

Streets

-  EXPRESSWAY
-  COLLECTOR
-  LOCAL STREET
-  MINOR ARTERIAL
-  PRIVATE
-  Temple Municipal Boundary

Parcel Features

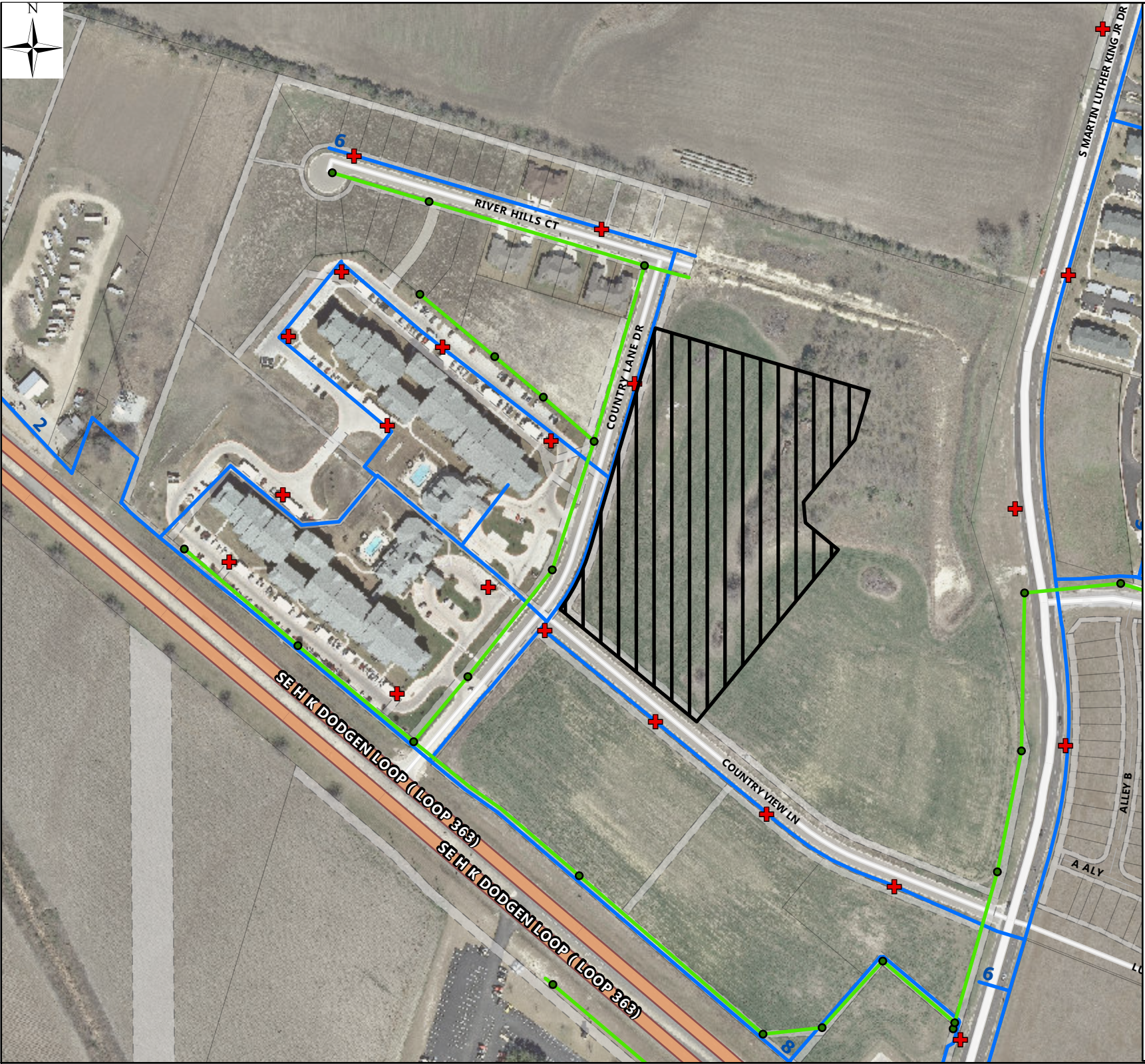
-  Parcels
-  Production.SDE.Easement

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Irbarrett

Date: 8/14/2018





PD SITE PLAN

UTILITY MAP

Zoning Case :
FY-18-4-SITE

Address :
3010 S MLK DR

Sewer

- Manhole
- Gravity Main

Water Distribution

- ✚ Hydrant
- Main

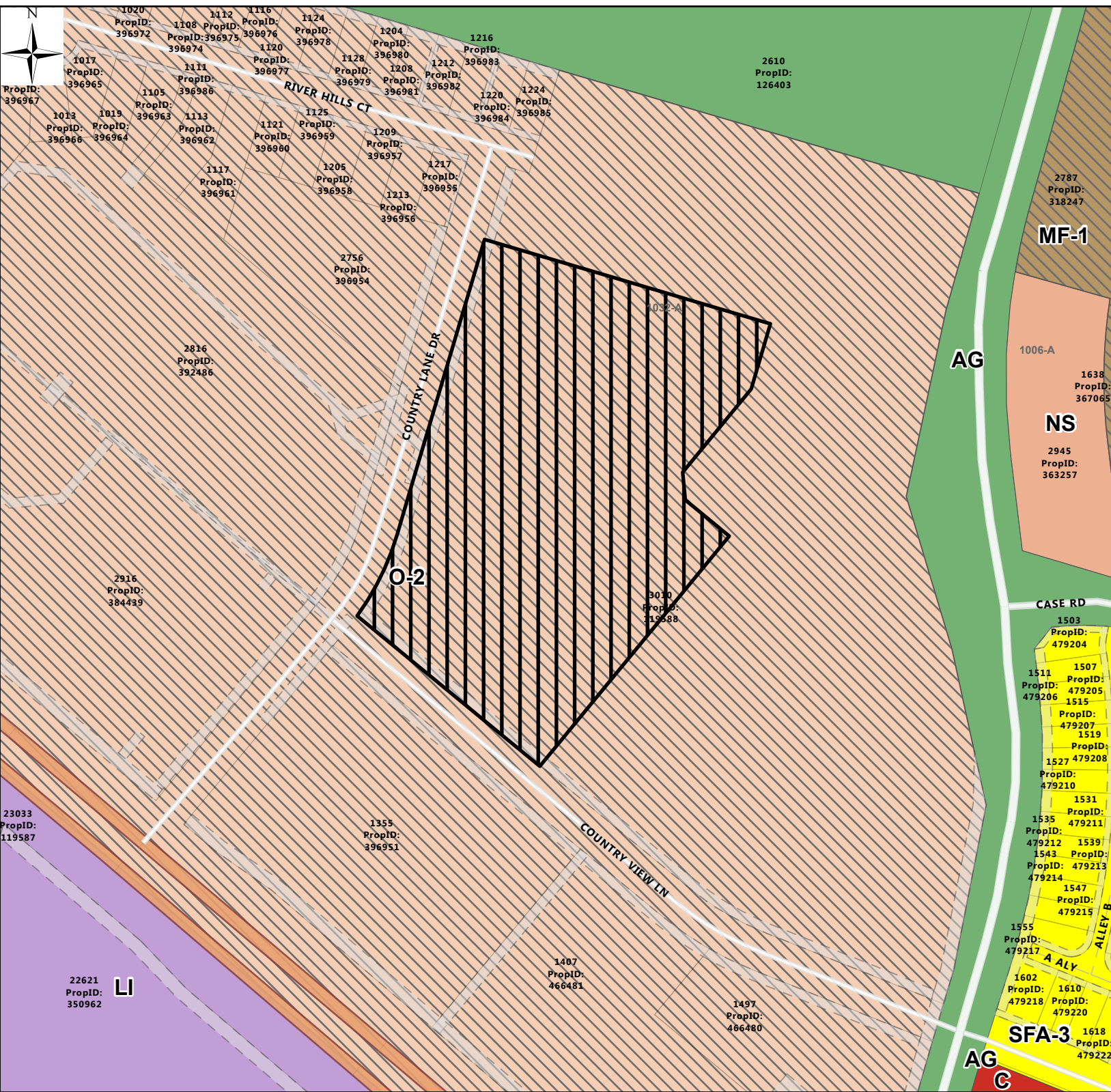
Parcel Features

- Parcels
- Production.SDE.Easement

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Irbarrett
Date: 8/14/2018





PD SITE PLAN

200' NOTIFICATION MAP

Zoning Case :
FY-18-4-SITE
Address :
3010 S MLK

CurrentZoning	
HI - CUP	CA
UE	CA - CUP
UE - PD	CA - PD
SF-1	C
SF-1 - CUP	C - CUP
SF-1 - PD	C - PD
SF-2	C - CUP, PD
SF-2 - PD	LI
SF-3	LI - CUP
SF-3 - PD	LI - PD
SF-3 - CUP, PD	LI - CUP, PD
SFA	HI
SFA-2	HI - PD
SFA-2 - PD	AG
SFA-3	AG - CUP
2F	MH
2F - CUP	MH - CUP
2F - PD	MH - PD
MF-1	MU
MF-1 - CUP	MU - CUP
MF-1 - PD	SD-C
MF-2	SD-C - CUP
MF-2 - CUP	SD-H
MF-2 - PD	SD-H - CUP
MF-3	SD-T
O-1	SD-V
O-1 - CUP	T4
O-1 - PD	T4 - PD
O-2	T4 - CUP
O-2 - CUP	TS-C
O-2 - PD	TS-C - CUP
NS	TS-C - PD
NS - CUP	TS-E
NS - PD	TS-E - CUP
GR	TS-E - PD
GR - CUP	NO BASE
GR - PD	CUP
GR - CUP, PD	PD
	Production,SDE,Easement

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Irbarrett

Date: 8/14/2018





LOBBY ELEVATION



SIDE ELEVATION



END ELEVATION



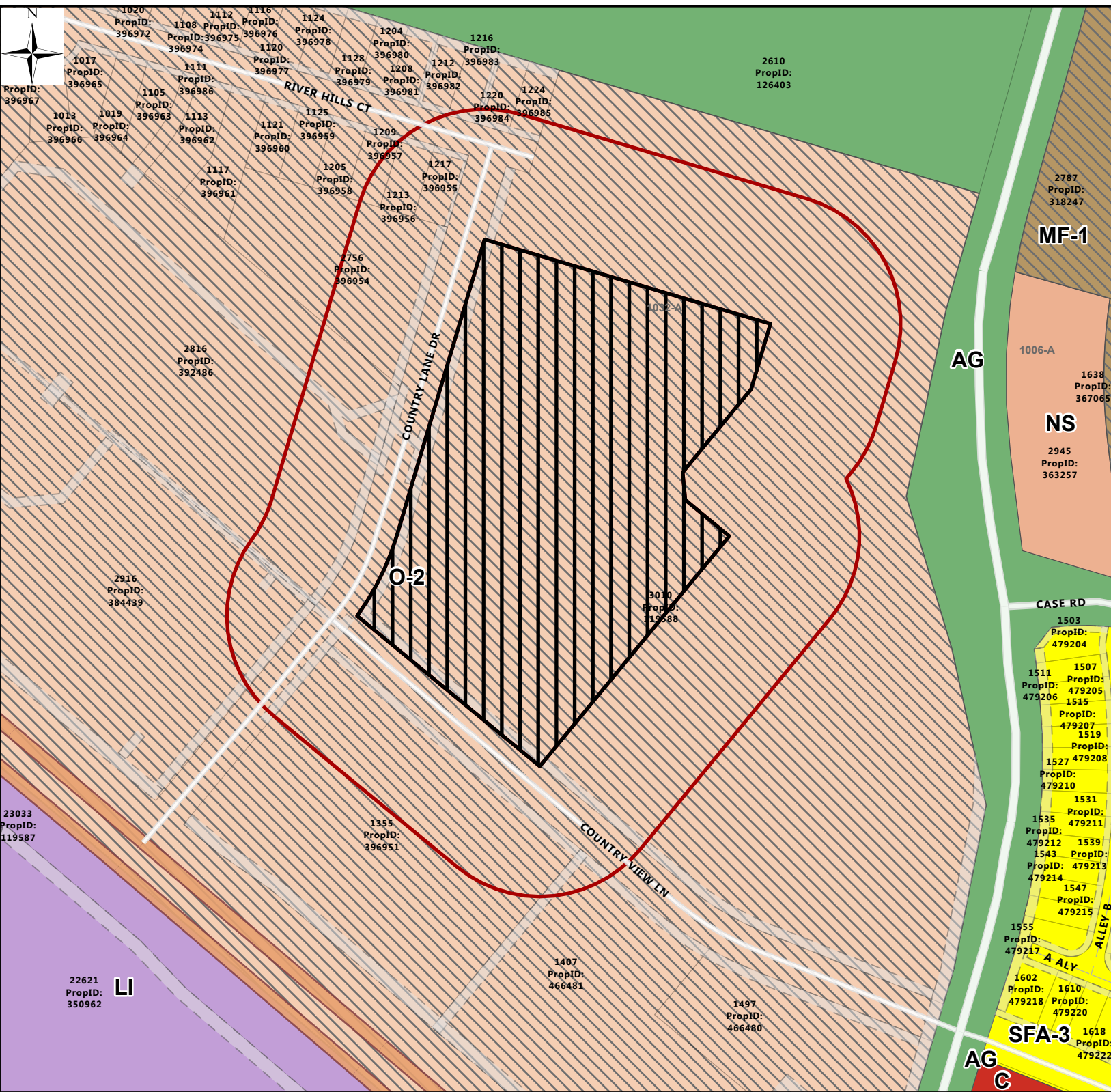
MONUMENT SIGNS/LANDSCAPING



SIDEWALK/LANDSCAPING



WROUGHT IRON TYPE FENCE/LANDSCAPING



PD SITE PLAN

200' NOTIFICATION MAP

Zoning Case :
FY-18-4-SITE
Address :
3010 S MLK

CurrentZoning	
HI - CUP	CA
UE	CA - CUP
UE - PD	CA - PD
SF-1	C
SF-1 - CUP	C - CUP
SF-1 - PD	C - PD
SF-2	C - CUP, PD
SF-2 - PD	LI
SF-3	LI - CUP
SF-3 - PD	LI - PD
SF-3 - CUP, PD	LI - CUP, PD
SFA	HI
SFA-2	HI - PD
SFA-2 - PD	AG
SFA-3	AG - CUP
SFA-3 - PD	MH
2F	MH - CUP
2F - CUP	MH - PD
2F - PD	MU
MF-1	MU - CUP
MF-1 - CUP	SD-C
MF-1 - PD	SD-C - CUP
MF-2	SD-H
MF-2 - CUP	SD-H - CUP
MF-2 - PD	SD-T
MF-3	SD-V
O-1	T4
O-1 - CUP	T4 - PD
O-1 - PD	T4 - CUP
O-2	T5-C
O-2 - CUP	T5-C - CUP
O-2 - PD	T5-C - PD
NS	T5-E
NS - CUP	T5-E - CUP
NS - PD	T5-E - PD
GR	NO BASE
GR - CUP	CUP
GR - PD	PD
GR - CUP, PD	Production,SDE,Easement

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Irbarrert

Date: 8/14/2018





RESPONSE TO PROPOSED
REZONING REQUEST
CITY OF TEMPLE

396955
STEINHEIMER, JUDY MORALES & MICHAEL G
1005 S 13TH ST
TEMPLE, TX 76504-5643

RECEIVED
SEP 12 2018
CITY OF TEMPLE
PLANNING & DEVELOPMENT

Zoning Application Number: FY-18-4-SITE

Case Manager: Lynn Barrett

Location: Northeast corner of Country View Lane and Country Lane Drive

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

I ☒ agree

() disagree with this request

Comments:

A good neighbor. An exemplary business
owner. We welcome this addition to clean
and affordable housing in Temple.

Michael Steinheimer
Signature

Michael G Steinheimer
Print Name

Provide email and/or phone number if you want Staff to contact you (Optional)

If you would like to submit a response, please email a scanned version of this completed form to the Case Manager referenced above, lbarrett@templetx.gov or mail or hand-deliver this comment form to the address below, no later than **September 17, 2018**.

City of Temple
Planning Department
2 North Main Street, Suite 102
Temple, Texas 76501

Number of Notices Mailed: 13

Date Mailed: September 6, 2018

OPTIONAL: Please feel free to email questions or comments directly to the Case Manager or call us at 254.298.5668.



**RESPONSE TO PROPOSED
REZONING REQUEST
CITY OF TEMPLE**

396956
STEINHEIMER, JUDY MORALES & MICHAEL G
1005 S 13TH ST
TEMPLE, TX 76504-5643

RECEIVED

SEP 12 2018

CITY OF TEMPLE
PLANNING & DEVELOPMENT

Zoning Application Number: FY-18-4-SITE

Case Manager: Lynn Barrett

Location: Northeast corner of Country View Lane and Country Lane Drive

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

I ☒ agree

() disagree with this request

Comments:

This is a proven business owner and
facility that has provided clean and affordable
housing for Temple residents.

Michael D Steinheimer
Signature

Michael G Steinheimer
Print Name

Provide email and/or phone number if you want Staff to contact you (Optional)

If you would like to submit a response, please email a scanned version of this completed form to the Case Manager referenced above, lbarrett@templetx.gov or mail or hand-deliver this comment form to the address below, no later than **September 17, 2018**.

City of Temple
Planning Department
2 North Main Street, Suite 102
Temple, Texas 76501

Number of Notices Mailed: 13

Date Mailed: September 6, 2018

OPTIONAL: Please feel free to email questions or comments directly to the Case Manager or call us at 254.298.5668.

**EXCERPTS FROM THE
PLANNING & ZONING COMMISSION MEETING**

MONDAY, September 17, 2018

ACTION ITEMS:

Item 2: [FY-18-4-SITE](#) – Hold a public hearing to consider and recommend action to amend Ordinance No. 2005-4049 to approve a site plan for a new 120-unit 3-story independent living community building and a clubhouse in the Maximo Moreno Survey, Abstract No. 14, Bell County, Texas, located at the northeast corner of Country View Lane and Country Lane Drive.

Ms. Lynn Barrett, Assistant Director of Planning, stated this site plan is to amend Ordinance 2005-4049 for a proposed 6.809 acres expansion of the existing senior housing community, Country Lane Estates. This item is scheduled to go forward to City Council for first reading on October 18, 2018 and second reading on November 1, 2018.

The subject property is located in the northeast corner of Country View Lane and Country Lane Drive in the original Planned Development-Office-2 zoning (PD-O-2) with senior housing allowed. The subject property is in the Temple Independent School District. Platting will come in the future.

An aerial of the current zoning within the original PD exhibit is shown.

Site plan shown exhibiting the three-story, 120 independent/138,393 square foot residential living units with 156 bedrooms as well as the 9,300 square feet clubhouse/multi-purpose area. This new addition will include a pool, internal and external sidewalks, and three open courtyards.

Site plan is deemed in compliance with the 2005 PD ordinance.

Elevations shown and Ms. Barrett stated the proposed addition will match in proposed construction detail and landscaping/fencing appearance.

Utility Map shown.

Water and sewer are available onsite to serve the property.

Thirteen notices were mailed in accordance with all state and local regulations with two responses returned in agreement and zero responses returned in disagreement.

Staff recommends approval to amend Ordinance 2005-4049 for site plan as proposed for the additional senior housing/clubhouse on 6.809 acres.

Commissioner Wright inquired regarding the number of units in the existing Country Lane senior housing.

Chair Fettig opened the public hearing.

Developer, Mr. Ken Mitchell, 1005 Shady River Court North, Benbrook, Texas 76126, responded to Commissioner Wright's inquiry that the number of proposed units are very close in number of units to those in the existing senior housing.

There being no further speakers, the public hearing was closed.

Commissioner Armstrong made a motion to approve Item 2, **FY-18-4-SITE**, per staff recommendation, and Commissioner Ward made a second.

Motion passed: (8:0)

Commissioner Crisp absent.



COUNCIL AGENDA ITEM MEMORANDUM

10/18/18
Items #5
Regular Agenda
Page 1 of 3

DEPT./DIVISION SUBMISSION & REVIEW:

Tammy Lyerly, Senior Planner

ITEM DESCRIPTIONS: FIRST READING – PUBLIC HEARING – FY-18-12-ZC: Consider adopting an ordinance authorizing a Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption, where the sale of alcoholic beverages is less than 50% of the total gross revenue, on Tract B of Lot 1, Block 3, Section III, Glendale Park Addition, located at 1420 SW HK Dodgen Loop.

PLANNING AND ZONING COMMISSION RECOMMENDATION: At its September 17, 2018, meeting the Planning and Zoning Commission voted 8/0 to recommend approval of the requested Conditional Use Permit (CUP) to allow a restaurant less than 50% of the total gross revenue from the sale of all alcoholic beverages with on-premise consumption, per Staff's recommendation.

STAFF RECOMMENDATION: Staff recommends approval of the requested Conditional Use Permit (CUP) to allow the existing restaurant less than 50% of the total gross revenue may be from the sale of all alcoholic beverages with on-premise consumption, for the following reasons;

1. The request is compatible with the Future Land Use and Character Map;
2. The request is compatible with existing adjacent properties;
3. The request is in compliance with the Thoroughfare Plan;
4. Public facilities are available to the subject property; and
5. The project has demonstrated compliance with the specific standards in Unified Development Code (UDC) Section 5.3.15

And subject to the following conditions:

1. That the sale of alcoholic beverages be restricted to on-premise consumption only;
2. The use is subject to compliance to Chapter 4 of the City Code of Ordinances related to alcoholic beverages; and
3. That the Conditional Use, complies with UDC Section 5.3.15 related to all alcoholic beverage sales with on-premise consumption.
4. That the restaurant be subject to the CUP site plan

ITEM SUMMARY: The applicant, Whan Jung, requests this Conditional Use Permit for an existing restaurant to allow the sale of alcohol (including mixed drinks) less than 50% of the total gross revenue from the sale of all alcoholic beverages with on-premise consumption only. This request is for **Bay Street Steak & Grille**, soon to open in the existing restaurant building located at 1420 SW H.K. Dodgen

Loop, formerly known as Mazzio's Pizza and most recently as Henderson's Restaurant. This property is zoned Commercial District (C).

Mr. Jung proposes opening Bay Street Steak & Grille as a 'high end' fine dining restaurant with mixed drinks, as well as beer and wine. Bay Street Steak & Grille will have two dining rooms, a bar/dining area, and a banquet room. As reflected in the attached seating capacity plan, the restaurant will have a total capacity of 120 seats. The attached CUP site plan shows 68 total parking spaces, which exceeds the 40 parking spaces required by the Unified Development Code (UDC) for 120 seats in the dining area. Mr. Jung applied for a mixed drink permit with TABC and is familiar with all the regulations.

Specific to this request, a restaurant that generates less than 50% of its total gross revenue from the sale of all alcoholic beverages is a compatible use subject to approval of a Conditional Use Permit. Section 5.3.15 of the Unified Development Code provides for multiple performance standards related to the provision of a Conditional Use Permit for the on-premise sale of alcoholic beverages. Some of which include, but not limited to:

- *The permittee must comply with applicable licensing and permit provisions of the Alcoholic Beverage Code within 6 months from the date of the issuance of the Conditional Use Permit, such limitation in time being subject to City review and possible extension,*
- *The permittee must demonstrate that the granting of the permit would not be detrimental to the public welfare of the Citizens of the City,*
- *The permittee must, at all times, provide an adequate number of employees for security purposes to adequately control the establishment to prevent incidents of drunkenness, disorderly conduct and raucous behavior. The permittee must consult with the Chief of Police, who acts in an advisory capacity, to determine the number of qualified employees necessary to meet such obligations.*

Additionally, the UDC states:

The City Council may deny or revoke a Conditional Use Permit in accordance with UDC Section 3.5 if it affirmatively determines that the issuance of the permit is:

- Incompatible with the surrounding uses of property; or*
- Detrimental or offensive to the neighborhood or contrary to the health, safety and general welfare of the City and its inhabitants, and*
- Per UDC Section 3.5.5, the Planning & Zoning Commission may recommend and the City Council may impose additional conditions of approval.*

Adherence to UDC Section 5.3.15 in its entirety is included by reference in the Ordinance as conditions of approval. A Conditional Use Permit runs with the property and a change in ownership or change in the lessee does not affect the Conditional Use Permit.

Further, **UDC Section 5.3.15B** provides standards for all establishments with alcoholic beverage sales with on-premise consumption that is less than 75% of the gross total revenue. The standards include **a distance requirement of not being within 300 feet of a place of worship, public school or public hospital as well as how the distance is measured.** None of the identified uses are within 300 feet of the existing restaurant at 1420 SW H.K. Dodgen Loop.

Lastly, Chapter 4 of the City of Temple Code of Ordinances reiterates state laws for distancing with regard to alcohol sales and on-premise consumption. The Bay Street Steak & Grille will be required to maintain compliance with Chapter 4 standards.

DEVELOPMENT REVIEW COMMITTEE (DRC): The DRC reviewed this Conditional Use Permit (CUP) request on September 4, 2018. No issues were identified during the review.

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

Future Land Use and Character Plan (FLUP) (CP Map 3.1) - The subject property is within the **Auto-Urban character district** of the *Choices '08* City of Temple Comprehensive Plan. The existing restaurant is in compliance with this recommendation.

Thoroughfare Plan (CP Map 5.2) and Temple Trails Master Plan Map and Sidewalk Ordinance
The subject property fronts South 37th Street and the frontage road along SW H.K. Dodgen Loop. The existing restaurant has two access points along SW H.K. Dodgen Loop and one access point along South 37th Street. The existing restaurant is appropriately located and is in agreement with the Thoroughfare Plan.

Availability of Public Facilities (CP Goal 4.1) - There are existing water and wastewater facilities along the front and both sides of the property.

PROPOSED CITY COUNCIL MEETING SCHEDULE: This Conditional Use Permit is scheduled for 1st Reading on October 18, 2018 and a 2nd Reading for November 1, 2018.

PUBLIC NOTICE: Twelve properties within 200-feet of the subject property, were sent notice of the public hearing as required by State law and City Ordinance. As of Tuesday, October 9, 2018 at 9:00 AM, five notices have been received in favor of the request and none in opposition.

The newspaper printed notice of the public hearing on September 6, 2018, in accordance with state law and local ordinance.

FISCAL IMPACT: Not Applicable

ATTACHMENTS:



[Site and Surrounding Property Photos](#)
[Location map with Aerial](#)
[Zoning Map](#)
[Future Land Use and Character Map](#)
[Thoroughfare Map](#)
[Utility Map](#)
[Notification Map](#)
[Notification Response Letters](#)
[CUP Site Plan Exhibits](#)
[Ordinance](#)

SURROUNDING PROPERTY AND USES:

The following table shows the subject property, existing zoning and current land uses:

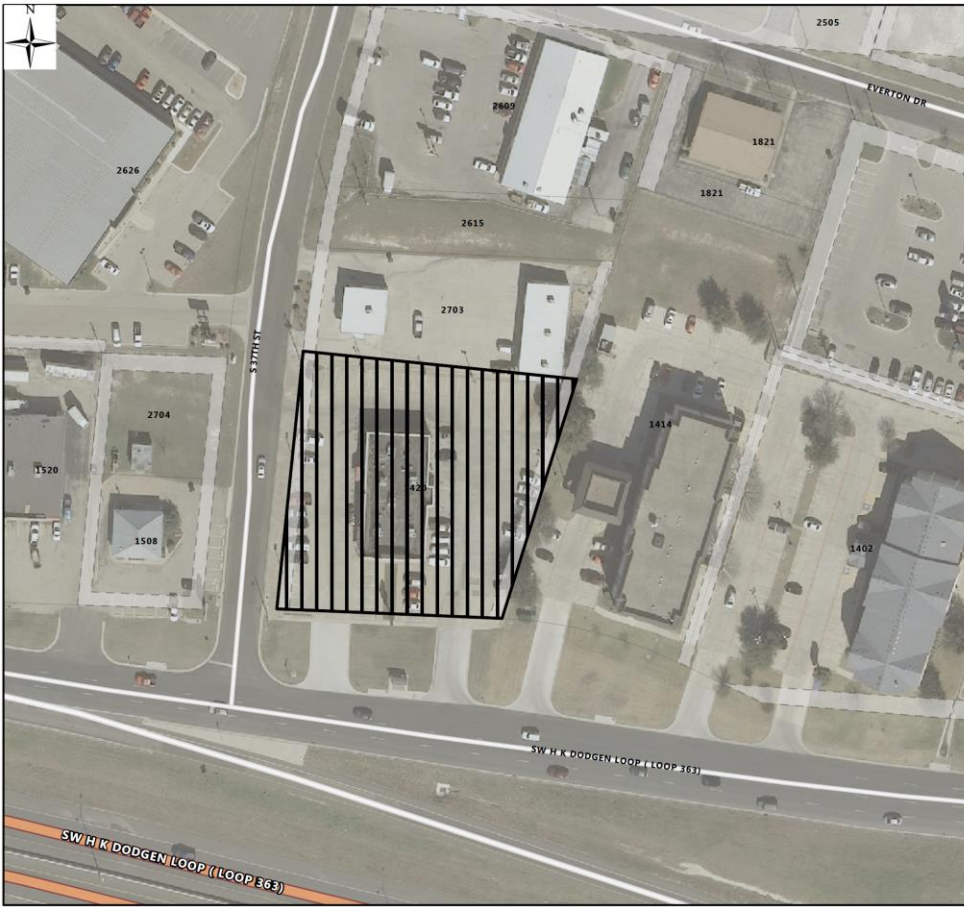
Direction	Zoning	Current Land Use	Photo
Subject Property	C	Restaurant	 <p>View from SW H.K. Dodgen Loop</p>
			 <p>Site East Parking Entrance (SW H.K. Dodgen Loop)</p>
			 <p>Site West Side Parking</p>

Direction	Zoning	Current Land Use	Photo
Subject Property	C	Restaurant	 <p>Site West Building Entrance</p>
			 <p>Site North Parking Area & Dumpster View</p>
West	C	Commercial & Personal Use Services	 <p>S. 37th St.</p>

Direction	Zoning	Current Land Use	Photo
West	C	Commercial & Personal Services	 <p>S. 37th St</p>
			 <p>West View from Site</p>
South	C & GR	General Retail Uses	 <p>SW H.K. Dodgen Loop</p>

Direction	Zoning	Current Land Use	Photo
East	GR	Hotel	 <p>Site Parking</p>
			 <p>Site Parking</p> <p>Hotel</p>
North	C	Commercial & Personal Services	 <p>North View from Site Parking (East Parking Area)</p>

Direction	Zoning	Current Land Use	Photo
North			
			 <p>Site Parking</p>
			 <p>Site Parking</p>



C.U.P.

AERIAL MAP

Zoning Case :
FY-18-12-ZC

Address :
1420 SW HK Dodgen Loop

Transportation

Streets

EXPRESSWAY

LOCAL STREET

RAMP

Temple Municipal Boundary

Parcel Features

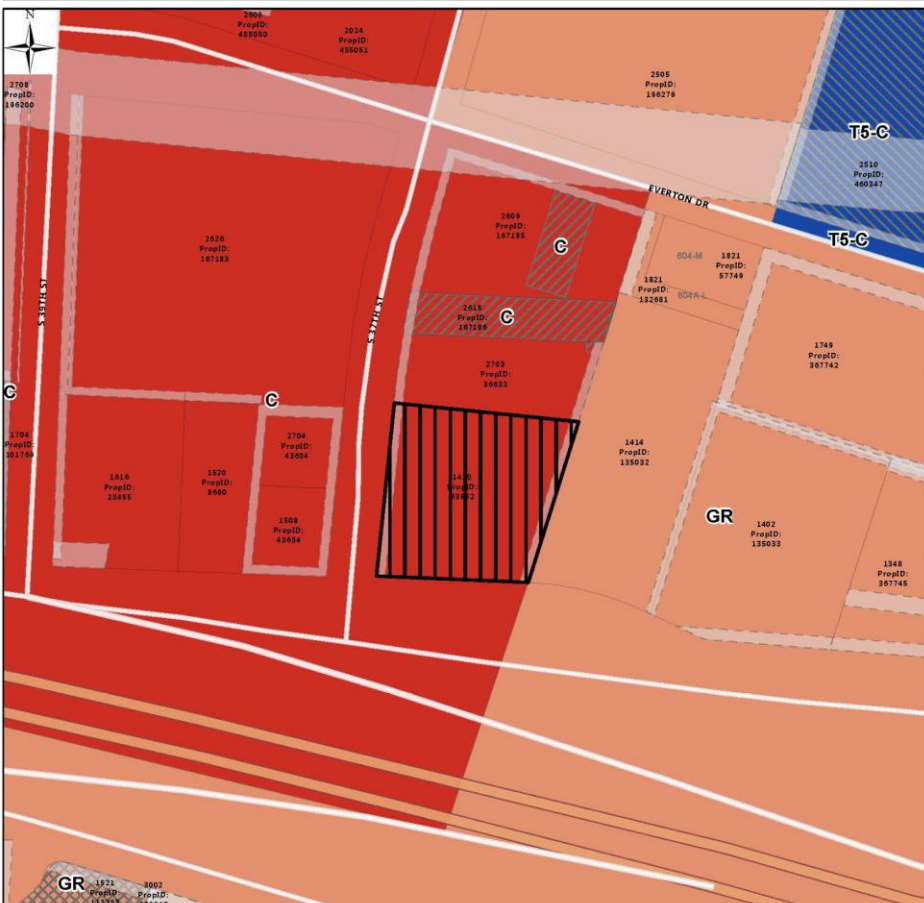
Parcels

Production.SDE.Easement

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tylerly

Date: 9/5/2018



C.U.P. -On Premise Alcohol
in Restaurant- Less than
50% gross revenue

Zoning Case :
FY-18-12-ZC

Address :
1420 SW H.K. Dodgen Loop

Current Zoning

HC - CLP

LC - PD

SP-1

SP-1 - CLP

SP-1 - PD

SP-2

SP-2 - PD

SP-3

SP-3 - PD

SP-3 - CLP, PD

SP-4

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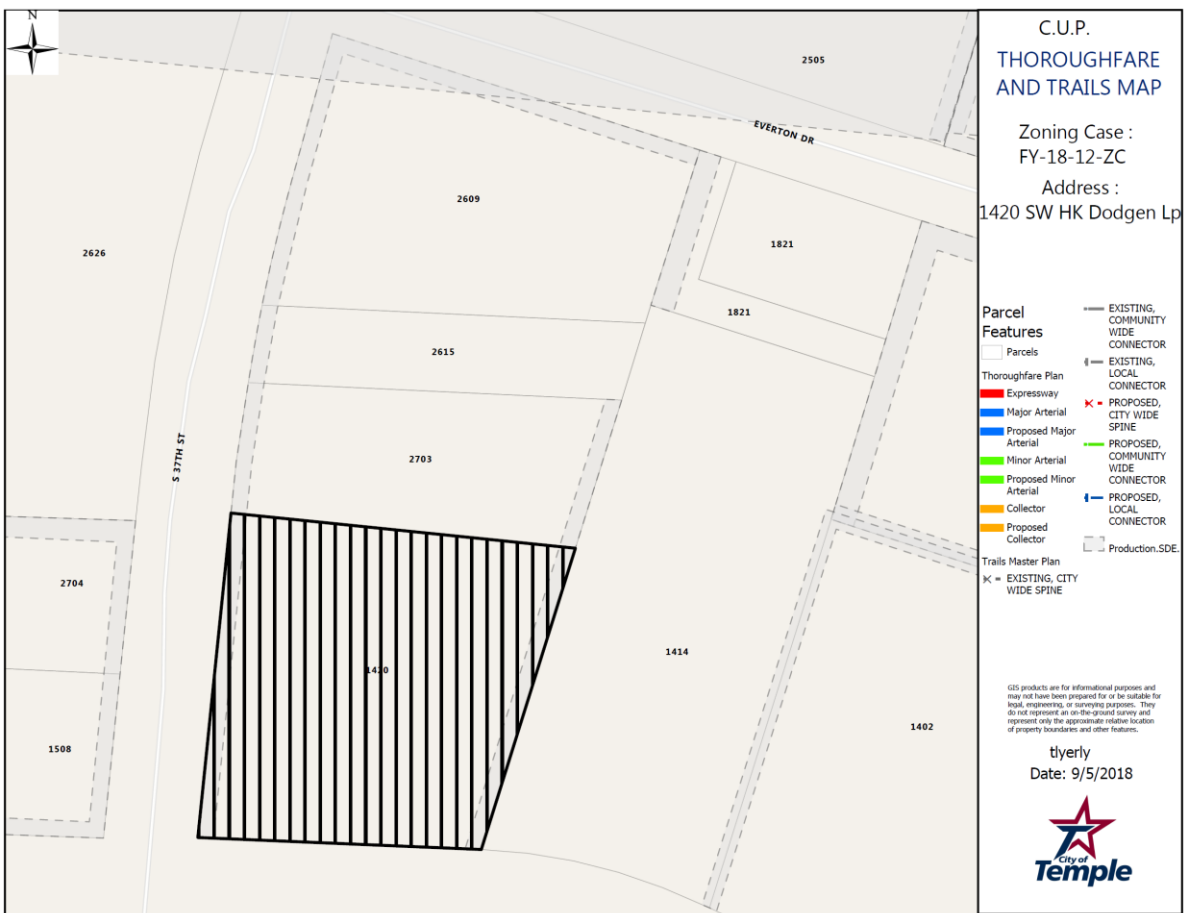
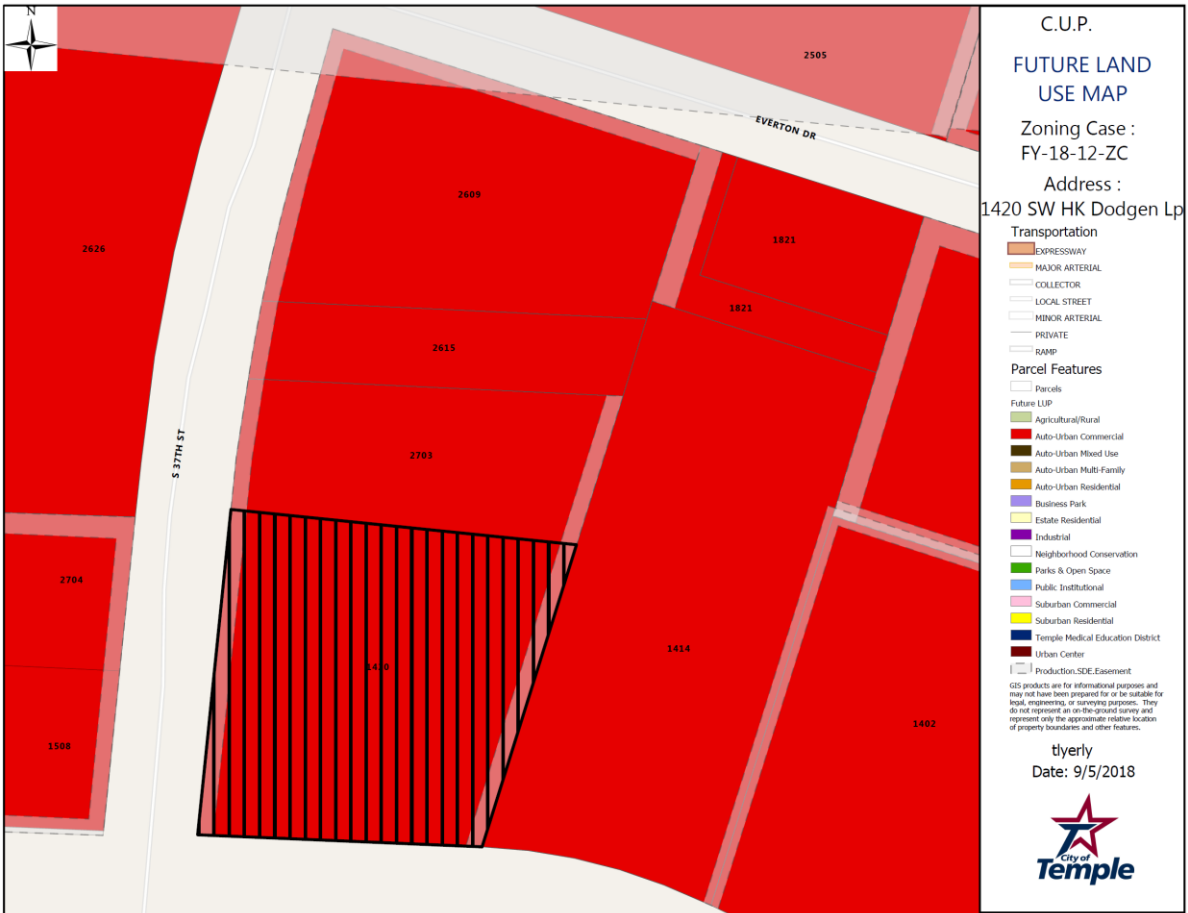
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RESPONSE TO PROPOSED
REZONING REQUEST
CITY OF TEMPLE

167185
WACO BT PROPERTIES LLC
308 LAKE AIR DR
WACO, TX 76710

RECEIVED
SEP 17 2018
CITY OF TEMPLE
PLANNING & DEVELOPMENT

Zoning Application Number: FY-18-12-ZC

Case Manager: Tammy Lyerly

Location: 1420 SW H.K. Dodgen Loop, Temple, Texas

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

I ☒ agree

() disagree with this request

Comments:

Signature

Print Name

Provide email and/or phone number if you want Staff to contact you (Optional)

If you would like to submit a response, please email a scanned version of this completed form to the Case Manager referenced above, tylerly@templetx.gov, or mail or hand-deliver this comment form to the address below, no later than **September 17, 2018**.

City of Temple
Planning Department
2 North Main Street, Suite 102
Temple, Texas 76501

Number of Notices Mailed: 12

Date Mailed: September 6, 2018

OPTIONAL: Please feel free to email questions or comments directly to the Case Manager or call us at 254.298.5668.



**RESPONSE TO PROPOSED
REZONING REQUEST
CITY OF TEMPLE**

167183
SWANSON FAMILY REALTY LTD
PO BOX 21355
WACO, TX 76702

SEP 11 2018
CITY OF TEMPLE
PLANNING & DEVELOPMENT

Zoning Application Number: FY-18-12-ZC

Case Manager: Tammy Lyerly

Location: 1420 SW H.K. Dodgen Loop, Temple, Texas

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

I ☒ agree

() disagree with this request

Comments:

No Problem with change of zoning + use.

Signature

Print Name

Provide email and/or phone number if you want Staff to contact you

(Optional)

If you would like to submit a response, please email a scanned version of this completed form to the Case Manager referenced above, tylerly@templetx.gov, or mail or hand-deliver this comment form to the address below, no later than **September 17, 2018**.

City of Temple
Planning Department
2 North Main Street, Suite 102
Temple, Texas 76501

Number of Notices Mailed: 12

Date Mailed: September 6, 2018

OPTIONAL: Please feel free to email questions or comments directly to the Case Manager or call us at 254.298.5668.



**RESPONSE TO PROPOSED
REZONING REQUEST
CITY OF TEMPLE**

RECEIVED
SEP 13 2018
CITY OF TEMPLE
PLANNING & DEVELOPMENT

57749
KACIR, SIDNEY
1821 EVERTON DR
TEMPLE, TX 76504-7101

Zoning Application Number: FY-18-12-ZC

Case Manager: Tammy Lyerly

Location: 1420 SW H.K. Dodgen Loop, Temple, Texas

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

I ☒ agree

() disagree with this request

Comments:

Sidney Kacir
Signature

SIDNEY KACIR
Print Name

(Optional)

Provide email and/or phone number if you want Staff to contact you

If you would like to submit a response, please email a scanned version of this completed form to the Case Manager referenced above, tlyerly@templetx.gov, or mail or hand-deliver this comment form to the address below, no later than **September 17, 2018**.

City of Temple
Planning Department
2 North Main Street, Suite 102
Temple, Texas 76501

Number of Notices Mailed: 12

Date Mailed: September 6, 2018

OPTIONAL: Please feel free to email questions or comments directly to the Case Manager or call us at 254.298.5668.



**RESPONSE TO PROPOSED
REZONING REQUEST
CITY OF TEMPLE**

132681
KACIR, SIDNEY
1821 EVERTON DR
TEMPLE, TX 76504-7101

RECEIVED

SEP 13 2018

CITY OF TEMPLE
PLANNING & DEVELOPMENT

Zoning Application Number: FY-18-12-ZC

Case Manager: Tammy Lyerly

Location: 1420 SW H.K. Dodgen Loop, Temple, Texas

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

I ☒ agree

() disagree with this request

Comments:

Sidney Kacir
Signature

SIDNEY KACIR
Print Name

(Optional)

Provide email and/or phone number if you want Staff to contact you

If you would like to submit a response, please email a scanned version of this completed form to the Case Manager referenced above, tylerly@templetx.gov, or mail or hand-deliver this comment form to the address below, no later than **September 17, 2018**.

City of Temple
Planning Department
2 North Main Street, Suite 102
Temple, Texas 76501

Number of Notices Mailed: 12

Date Mailed: September 6, 2018

OPTIONAL: Please feel free to email questions or comments directly to the Case Manager or call us at 254.298.5668.



**RESPONSE TO PROPOSED
REZONING REQUEST
CITY OF TEMPLE**

93952
TEMPLE FOOD SERVICE LLC
6004 SPRINGHAVEN DR
PLANO, TX 75093-5723

RECEIVED
SEP 11 2018
CITY OF TEMPLE
PLANNING & DEVELOPMENT

Zoning Application Number: FY-18-12-ZC

Case Manager: Tammy Lyerly

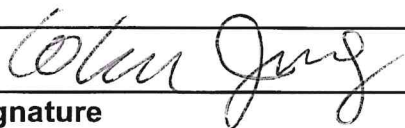
Location: 1420 SW H.K. Dodgen Loop, Temple, Texas

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

I ☒ agree

() disagree with this request

Comments:


Signature

Whan Jung
Print Name

Provide email and/or phone number if you want Staff to contact you (Optional)

If you would like to submit a response, please email a scanned version of this completed form to the Case Manager referenced above, tlyerly@templetx.gov, or mail or hand-deliver this comment form to the address below, no later than **September 17, 2018**.

**City of Temple
Planning Department
2 North Main Street, Suite 102
Temple, Texas 76501**

Number of Notices Mailed: 12

Date Mailed: September 6, 2018

OPTIONAL: Please feel free to email questions or comments directly to the Case Manager or call us at 254.298.5668.



FY-18-12-ZC

C.U.P. Site Plan

- ☐ 68 total parking spaces, including 6 handicap parking spaces (exceeds requirement of 40 parking spaces for total sitting capacity of 120, per UDC)
- ☐ The parking lot will be restriped with the existing parking spaces
- ☐ The drive-through area was eliminated during a prior renovation
- ☐ Two entrances from SW H.K. Dodgen Loop and one entrance from South 37th Street

Temple Food Service
Bay Street Steak & Grille

1420 SW H K Dodgen Loop

Temple, TX 76504

(254) 314-2229

Sitting Capacity

Dining Room 1

2 seater x 5	10
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4 seater x 8	32
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Dining Room 2

2 seater x 10	20
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4 seater x 6	24
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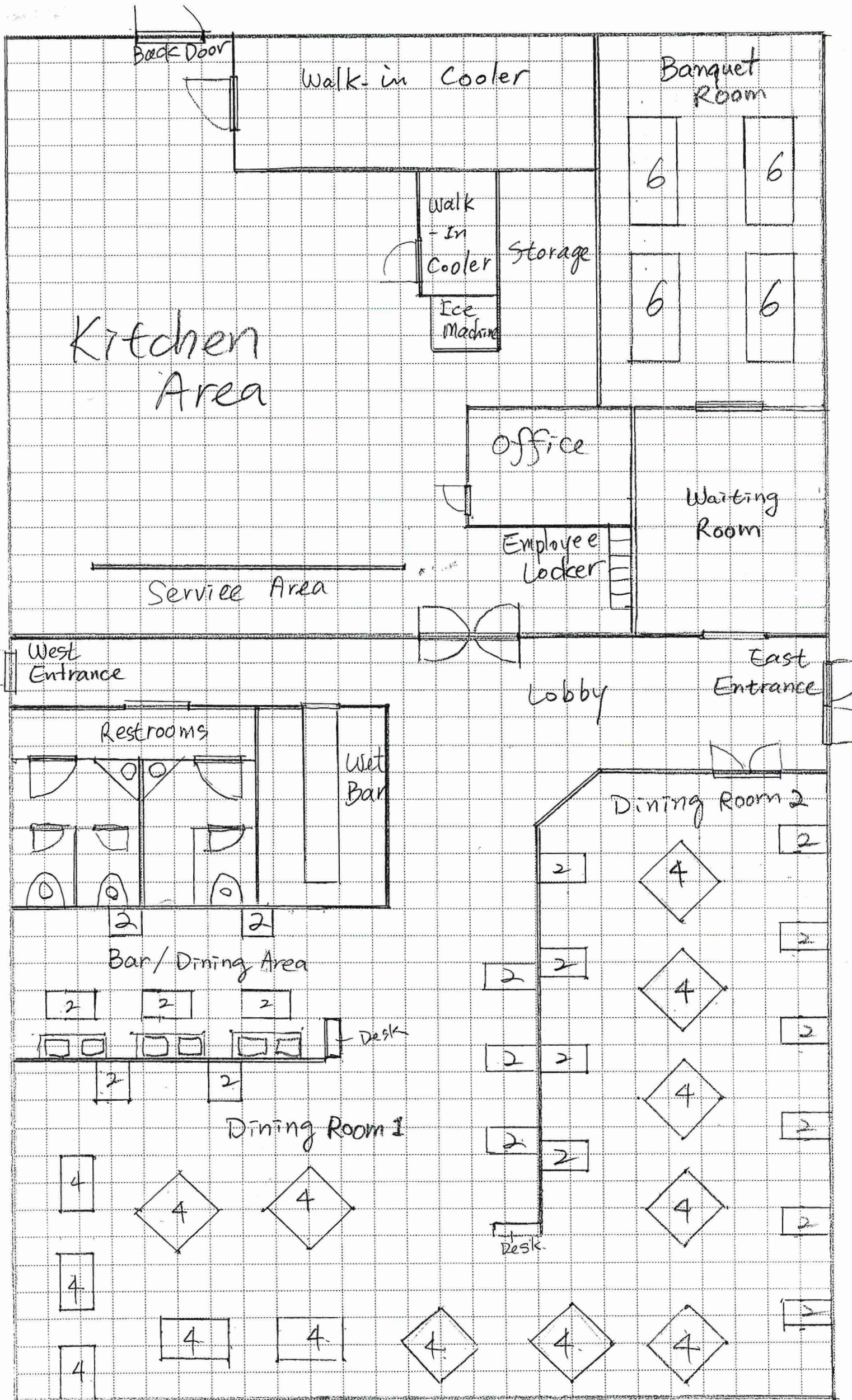
Bar/Dining Area

2 seater x 6	10
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Banquet Room

6 seater x 4	24
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Total Sitting Capacity	120
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ORDINANCE NO. 2018-4938
(FY-18-12-ZC)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, ADOPTING A CONDITIONAL USE PERMIT TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISE CONSUMPTION, WHERE THE SALE OF ALCOHOLIC BEVERAGES IS LESS THAN 50% OF THE TOTAL GROSS REVENUE, ON TRACT B OF LOT 1 BLOCK 3 SECTION III, GLENDALE PARK ADDITION, LOCATED AT 1420 SW H K DODGEN LOOP; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the applicant, Whan Jung, requests this Conditional Use Permit (“CUP”) for an existing restaurant to allow the sale of alcohol (including mixed drinks) for on-premise consumption only where the sale of alcoholic beverages is less than 50% of the total gross revenue;

Whereas, this request is for Bay Street Steak & Grille, soon to open in the existing restaurant building located at 1420 SW H.K. Dodgen Loop, formerly known as Mazzio’s Pizza, and most recently as Henderson’s Restaurant which is zoned Commercial District;

Whereas, Mr. Jung proposes opening Bay Street Steak & Grille as a ‘high end’ fine dining restaurant with mixed drinks, as well as beer and wine with two dining rooms, a bar/dining area, and a banquet room - the restaurant will have a total capacity of 120 seats and 68 total parking spaces, which exceeds the 40 parking spaces required by the UDC;

Whereas, at its September 17, 2018, meeting the Planning and Zoning Commission voted 8/0 to recommend approval of the requested CUP; and

Whereas, the City Council of the City of Temple, Texas, after public notice as required by law, has at a public hearing, carefully considered all the evidence submitted by the applicant concerning the proposed plans for operation of said establishment and has heard the comments and evidence presented by all persons supporting or opposing this application at said public hearing, and after examining the conditions, operation and the location of said establishment, finds that the proposed use of the premises substantially complies with the comprehensive plan and the area plan adopted by the City Council.

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

Part 1: 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 Ordinance as if copied in their entirety.

Part 2: The City Council authorizes a Conditional Use Permit for the sale of alcoholic beverages for on-premise consumption where the sale of alcoholic beverages is less than 50% of the total gross revenue on Tract B of Lot 1, Block 3, Section III, Glendale Park Addition located at 1420 SW HK Dodgen Loop.

Part 3: The City Council directs the Director of Planning to make the necessary changes to the City Zoning Map.

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

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

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

PASSED AND APPROVED on First Reading and Public Hearing on the **18th** day of **October**, 2018.

PASSED AND APPROVED on Second Reading on the **1st** day of **November**, 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

10/18/18
Item #6
Regular Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Brynn Myers, City Manager
Kayla Landeros, City Attorney
Brian Chandler, Planning Director

ITEM DESCRIPTION: Consider adopting a resolution repealing Resolution No. 2005-4455-R and authorizing the City to enter into memorandums of agreement with developers, property owners associations, and homeowners associations to encourage the landscaping and beautification of public rights-of-way and other City-owned property.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: In 2005, the City Council adopted Resolution No. 2005-4455-R which established a policy to encourage developers and homeowners associations to install and maintain landscaping and other beautification elements in certain City rights-of-way. In exchange for installing the improvements, the City would agree to provide and pay for the water necessary to sustain those improvements. The policy allowed for developers to apply to the City and enter into a "beautification agreement." Several developers have entered into beautification agreements with the City since 2005 and those agreements are still in effect.

City Staff has recently received several applications for new beautification agreements. In reviewing those applications, Staff concluded that the current policy in Resolution No. 2005-4455-R is too restrictive to address current circumstances. For instance, the policy only applies to residential developments and homeowners associations. Staff desires to expand the scope of the policy to commercial developers and property owners associations. Also, the current policy limits the locations where beautification agreements are allowed. For example, the 2005 resolution does not allow for the City to enter into an agreement for the beautification of a City-owned detention pond. There are benefits to having detention ponds landscaped and irrigated. Staff desires to encourage those types of improvements and believes that expanding the scope of the current policy would do so.

For the reasons stated above, Staff is asking Council to repeal Resolution No. 2005-4455-R and adopt a new resolution authorizing memorandums of agreement ("MOA") with developers, homeowners associations ("HOA") and property owners associations ("POA") under the following terms:

- the interested developer and association must apply to the City for consideration and applications will be processed by the Planning Department;

- eligible locations will include all public rights-of-way or City-owned property located in the City limits and determined by City Staff to be suitable for landscaping and beautification, to include detention ponds, drainage areas, medians, and other public right-of-way or City-owned property;
- the term of any MOA will not be longer than 15 years and at the end of the term, the parties may agree to extend;
- the developer must submit a site plan showing all proposed improvements and the site plan must demonstrate that the landscaping improvements will not create a traffic hazard when fully matured;
- the developer must agree to install the proposed improvements as shown on the site plan and provide as-built plans showing the location of all underground improvements and the materials and equipment used in the irrigation system;
- the HOA/POA must agree to maintain the landscaping and associated irrigation infrastructure during the term of the MOA, and if necessary replace any portion of the materials or infrastructure that are damaged, diseased or dead;
- the City will agree to provide water to the property in question and cover the cost of the water;
- the HOA/POA must comply with all water restrictions instituted during the term of the MOA;
- the HOA/POA and developer must provide an estimated amount of water use and the MOA will allow the City to seek certain remedies if the estimated water use is consistently exceeded;
- If the proposed improvements are not completed, as set forth in the site plan, the City can require the develop and/or HOA/POA to remove any incomplete improvements or the City may complete the improvements and bill for the cost to complete; and
- the MOA will allow the City to recover liquidated damages in the event of default by the developer or HOA/POA.

The proposed resolution will authorize the City Manager to execute all memorandums of agreement under this policy.

If the proposed resolution is adopted by Council, all existing beautification agreements will continue until their stated termination dates. The City and/or the home/property owners association may seek renewal as allowed by the policy in effect at the time renewal is sought.

FISCAL IMPACT: Landscaping materials and associated irrigation infrastructure will be the responsibility of the HOA/POA. The City will be responsible for providing water to the property and will cover the cost of water needed to maintain the proposed improvements of each authorized MOA. The term of any MOA will not be longer than 15 years and at the end of the term, the parties may agree to extend the MOA.

There are currently 20 active agreement related to beautification around the City. The total cost of water related to these agreements in FY 2018 was \$31,348.

ATTACHMENTS:
[Resolution](#)

RESOLUTION NO. 2018-9405-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, REPEALING RESOLUTION NO. 2005-4455-R AND AUTHORIZING THE CITY TO ENTER INTO MEMORANDA OF AGREEMENT WITH DEVELOPERS, PROPERTY OWNERS ASSOCIATIONS, AND HOMEOWNERS ASSOCIATIONS TO ENCOURAGE THE LANDSCAPING AND BEAUTIFICATION OF PUBLIC RIGHTS-OF-WAY AND OTHER CITY-OWNED PROPERTY; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, in 2005, the City Council adopted Resolution No. 2005-4455-R which established a policy to encourage developers and homeowners associations to install and maintain landscaping and other beautification elements in certain City rights-of-way and in exchange for installing the improvements, the City would agree to provide and pay for the water necessary to sustain those improvements thus the policy allowed for developers to apply to the City and enter into a “beautification agreement” of which several developers have entered into and those agreements are still in effect;

Whereas, Staff has recently received several applications for new beautification agreements and in reviewing those applications, concluded that the current policy in effect is too restrictive to address current circumstances;

Whereas, the current policy only applies to residential developments and homeowners associations as well as restricts the locations where beautification agreements are allowed and Staff desires to expand the scope of the policy to include commercial developments, and property owners associations as well as allow more locations - Staff desires to encourage those types of improvements and believes that expanding the scope of the current policy would do so;

Whereas, Staff recommends Council repeal Resolution No. 2005-4455-R and recommends Council approve authorizing memoranda of agreement (“MOA”) with developers, homeowners associations (“HOA”) and property owners associations (“POA”) under the following terms:

- interested Developer and Association must apply to the City for consideration and applications will be processed by the Planning Department;
- eligible locations will include all public rights-of-way or City-owned property located in the City limits and determined by City Staff to be suitable for landscaping and beautification, to include detention ponds, drainage areas, medians, and other public right-of-way or City-owned property;
- the term of any MOA will not be longer than 15 years, and at the end of the term, the parties may agree to extend the term;
- Developer must submit a site plan showing all proposed improvements and the site plan must demonstrate that the landscaping improvements will not create a traffic hazard when fully matured;

- Developer must agree to install the proposed improvements as shown on the site plan and provide as-built plans showing the location of all underground improvements and the materials and equipment used in the irrigation system;
- HOA/POA must agree to maintain the landscaping and associated irrigation infrastructure during the term of the MOA, and if necessary replace any portion of the materials or infrastructure that are damaged, diseased or dead;
- City will agree to provide water to the property in question and cover the cost of the water;
- HOA/POA must comply with all water restrictions instituted during the term of the MOA;
- HOA/POA and developer must provide an estimated amount of water use and the MOA will allow the City to seek certain remedies if the estimated water use is consistently exceeded;
- if the proposed improvements are not completed, as set forth in the site plan, the City can require the develop and/or HOA/POA to remove any incomplete improvements or the City may complete the improvements and bill for the cost to complete; and
- MOA will allow the City to recover liquidated damages in the event of default by the developer or HOA/POA;

Whereas, landscaping materials and associated irrigation infrastructure will be the responsibility of the HOA/POA and the City will be responsible for providing water to the property and will cover the cost of water needed to maintain the proposed improvements of each authorized MOA;

Whereas, there are currently 20 active agreements related to beautification around the City - the total cost of water related to these agreements in Fiscal Year 2018 was \$31,348; and

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

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

Part 1: 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 repeals Resolution No. 2005-4455-R.

Part 3: The City Council authorizes the City Manager, or her designee, after approval as to form by the City Attorney, to enter into Memoranda of Agreement with developers, property owners associations, and homeowners associations, in accordance with the terms outlined in this Resolution, to encourage the landscaping and beautification of public rights-of-way and other City-owned property.

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #7
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Erin Smith, Assistant City Manager

ITEM DESCRIPTION: Consider adopting a resolution authorizing a professional services agreement with Kasberg, Patrick and Associates, LP, for services required to develop a concept design for the areas of Central and Adams Avenues, from BNSF yard bridges to 3rd Street, and the Santa Fe Plaza, from 11th Street to 7th Street and Central Avenue to Avenue A, in an amount not to exceed \$217,100.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: Work to be performed under this contract consists of planning, landscape architecture and engineering services to develop a concept design for the areas of Central and Adams Avenues, from BNSF yard bridges to 3rd Street, and the Santa Fe Plaza, from 11th Street to 7th Street and Central Avenue to Avenue A. The services will consist of streetscape design, lighting, pedestrian access, potential building and façade improvements, modeling, parking enhancements, marketing renderings and estimates. The final product will include full concept designs of the project, including market renderings and cost estimates.

Consultant services recommended under this professional services agreement include:

Data Collection	\$ 6,300.00
Initial Design Concept	\$ 15,400.00
Central Avenue Concept Design	\$ 26,800.00
Adams Avenue Concept Design	\$ 22,100.00
Connectivity Concept Design	\$ 12,900.00
Parking Concept Design	\$ 17,300.00
Pedestrian and Bike Facilities	\$ 21,900.00
Dry Utility Concept Design	\$ 12,500.00
Santa Fe Plaza Area Concept Design	\$ 39,800.00
Christmas Light Concept and Planning	\$ 7,500.00
Project Phasing and Cost Estimates	\$ 12,900.00
Renderings and Deliverables	\$ 21,700.00
TOTAL	<u>\$ 217,100.00</u>

On September 26, 2018, the Reinvestment Zone No. 1 Board approved to recommend that Council authorize this professional services agreement.

Timeframe for design is eight (8) months from the Notice to Proceed.

FISCAL IMPACT: Funding is available in the Reinvestment Zone No. 1 Financing and Project Plan, lines 415–Central/Adams Avenue Corridor Concept Design, account 795-9600-531-6893, project 101842, to fund this professional services agreement with Kasberg, Patrick and Associates, LP, to develop a concept design for the areas of Central and Adams Avenues, from BNSF yard bridges to 3rd Street, and the Santa Fe Plaza, from 11th Street to 7th Street and from Central Avenue to Avenue A, in an amount not to exceed \$217,100, as follows:

Project Budget	\$	325,000
Encumbered/Committed to Date		-
Kasberg, Patrick & Associates, LP		(217,100)
Remaining Project Funds Available	\$	<u>107,900</u>

ATTACHMENTS:

[Engineer's Proposal](#)
[Project Map](#)
[Resolution](#)



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

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

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

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

September 14, 2018

Erin Smith
Assistant City Manager
City of Temple
2 N Main Street
Temple, Texas 76501

Re: City of Temple
Central/Adams Avenue Corridor Concept Design

Dear Ms. Smith:

At the request of the City of Temple Reinvestment Zone #1 (TRZ), we are submitting this proposal for the above referenced project. This project will develop Concept Design for Central and Adams Avenues from the BNSF Yard Bridges to 3rd Street as well as the Santa Fe Plaza Area from 11th Street to 7th Street from Central Avenue to Avenue A. The final product will be full Concept Designs of the project, including marketing renderings and cost estimates.

The work to be performed by KPA and Covey Landscape Architects under this contract consists of providing planning, landscape architecture and engineering services for design of the project described above to include streetscape design, lighting, pedestrian access, potential building and façade improvements, modeling, parking enhancements, marketing renderings and estimates. The timeframe for design of the project is eight (8) months from the Notice to Proceed.

KPA and Covey Landscape Architects will perform all work and prepare all deliverables in accordance with the latest version of the City of Temple specifications, standards and manuals.

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

The following services will be performed:

I. PLANNING AND CONCEPT DESIGN STUDIES

- A. Data Collection – Obtain and review any existing data from the City and other entities that may have record documents and are allowed to release the information. The facilities within the project scope of work will be reviewed and documented.
- B. Review and identify solutions for developing a cohesive design of the project limits to integrate the Downtown Master Plan, Avenue C Project, Adams and Central Avenue Sidewalk Project, Parks Master Plan, Santa Fe Plaza and Santa Fe Market Trail concepts into the Central Avenue and Adams Avenue corridor from the BNSF Yard Bridges to 3rd Street.
- C. Review and develop options for additional parking in this corridor to handle additional growth.
- D. Develop options for pedestrian and bike mobility through the corridor limits, including options for pedestrian crossings to Santa Fe Plaza and Downtown.
- E. Coordinate with Oncor, AT&T, Spectrum, Grande Communications and the City of Temple to explore taking overhead utilities underground.
- F. Coordinate with TxDOT and City Staff for improvements for pedestrian and bike mobility within the Central and Adams corridor. Specific coordination for the Central and Adams Category 7 funding project with KTMPO will be accomplished.
- G. Meet with City Staff, the Temple Reinvestment Zone Project Committee and stakeholders to review and discuss options generated in the investigation phase.
- H. Concept Design
 - 1. Based on the input received from the investigation phase and meetings with City Staff, the Temple Reinvestment Zone Project Committee and stakeholders, develop a Concept Plan for a cohesive design of the project limits to integrate the Downtown, Santa Fe Plaza and Santa Market Trail concepts into the Santa Fe Plaza Corridor without disrupting the critical traffic flow that is necessary for daily vehicular and pedestrian traffic on Central Avenue and Adams Avenue.
 - 2. Explore options for conversion of Central Avenue and Adams Avenue from one-way traffic to two-way traffic. This will include recommendations for potential locations for integration of one-way traffic to two-way traffic. Elements for pedestrian access will be a high priority.
 - 3. Develop options for required parking to support the future growth in the corridor. Options will include surface and garage parking with potential phasing utilizing each element with potential for transition.
 - 4. Based on the input received from the investigation phase and meetings with City Staff, the Temple Reinvestment Zone Project Committee and stakeholders, develop a Concept Plan for a cohesive lighting system on Central Avenue and Adams Avenue that will adhere to TXDOT requirements.
 - 5. Based on the input received from the investigation phase and meetings with City Staff, the Temple Reinvestment Zone Project Committee and stakeholders,

develop a Concept Plan for pedestrian and bike mobility through the corridor limits, including connection to the 3rd Street intersection and the Downtown Area, All elements inclusive in the Downtown Master Plan and the Hike & Bike Master Plan will be considered and integrated as possible.

6. Develop conceptual designs for buildings within the corridor. Buildings with partners on Central and Adams Avenues will be explored.
 7. Review and explore options for development of properties owned by the City of Temple within the Santa Fe Plaza District. These properties are located along Central Avenue from 11th Street to 7th Street.
 8. Based on the input received from the investigation phase and meetings with City Staff, the Temple Reinvestment Zone Project Committee and stakeholders, develop a Concept Plan for amenity design that will enhance the corridor and transition to Downtown and Santa Fe Plaza.
 9. Explore options and designs for Christmas Lights for Santa Fe Plaza, Central Avenue Corridor, Santa Fe Market Trail and connections to MLK Festival Grounds
- I. Renderings of the elements will be created to illustrate and promote the vision for the corridor. A maximum of five (5) renderings will be completed.
 - J. Develop potential project phasing for implementation of the project.
 - K. Develop Cost Estimates for all phases of the project.

II. DELIVERABLES

- A. Deliverables will include:
 - Model of the corridor to include all concepts as described in the Scope of Work.
 - Marketing Renderings with views of the project and amenities.
 - Proposed project phasing.
 - Project cost estimates by phase.
 - Electronic copies of all deliverables will be provided.

The following scope of work for the Central/Adams Avenue Corridor Concept Design can be completed for the lump sum price of \$217,100. Below is a breakdown of project costs. We are pleased to submit this proposal and look forward to the benefit it will bring the City of Temple.

Data Collection	\$	6,300.00
Initial Concept Design	\$	15,400.00
Central Avenue Concept Design	\$	26,800.00
Adams Avenue Concept Design	\$	22,100.00
Connectivity Concept Design	\$	12,900.00
Parking Concept Design	\$	17,300.00
Pedestrian and Bike Facilities	\$	21,900.00
Dry Utility Concept Design	\$	12,500.00
Santa Fe Plaza Area Concept Design	\$	39,800.00
Christmas Light Concept and Planning	\$	7,500.00
Project Phasing and Cost Estimates	\$	12,900.00
Renderings and Deliverables	\$	21,700.00
TOTAL	\$	217,100.00

Sincerely,

A handwritten signature in blue ink, appearing to read "R. David Patrick", with a stylized flourish at the end.

R. David Patrick, P.E., CFM

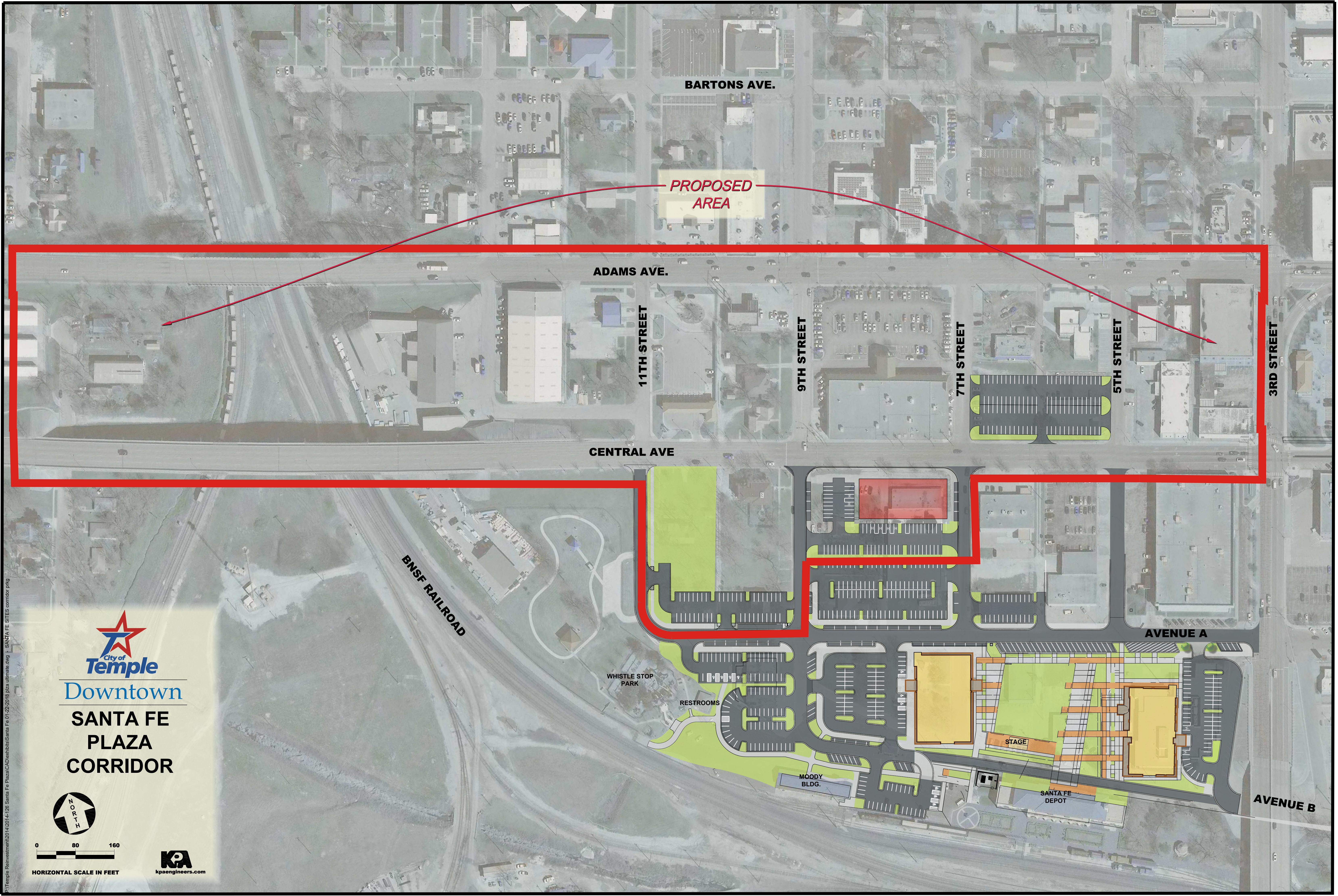
xc: File

ATTACHMENT "C"

Charges for Additional Services

**City of Temple
Central/Adams Avenue Corridor Concept Design**

<u>POSITION</u>	<u>MULTIPLIER</u>	<u>SALARY COST/RATES</u>
Principal	2.4	\$ 75.00 – 95.00/hour
Project Manager	2.4	60.00 – 75.00/hour
Project Engineer	2.4	50.00 – 60.00/hour
Engineer-in-Training	2.4	40.00 – 50.00/hour
Engineering Technician	2.4	35.00 – 50.00/hour
CAD Technician	2.4	30.00 – 50.00/hour
Clerical	2.4	15.00 – 30.00/hour
Expenses	1.1	actual cost
Computer	1.0	15.00/hour
Survey Crew	1.1	125.00 – 160.00/hour
Registered Public Surveyor	1.0	130.00/hour
On-Site Representative	2.1	30.00 – 40.00/hour



BARTONS AVE.

PROPOSED
AREA

ADAMS AVE.

11TH STREET

9TH STREET

7TH STREET

5TH STREET

3RD STREET

CENTRAL AVE

BNSF RAILROAD

AVENUE A

AVENUE B

WHISTLE STOP
PARK

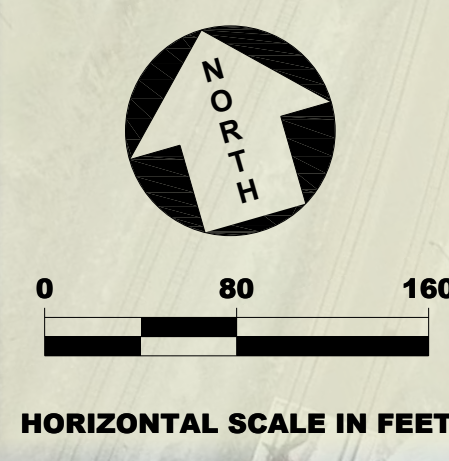
RESTROOMS

MOODY
BLDG.

STAGE

SANTA FE
DEPOT


**City of
Temple**
Downtown
**SANTA FE
PLAZA
CORRIDOR**



KPA
kpaengineers.com

P:\Temple Reinvestment\2014\1204-126 Santa Fe Plaza\CAD\exhibits\Santa Fe 01-22-2018 plaza ultimate.dwg - SANTA FE SITES corridor.rvtg

RESOLUTION NO. 2018-9406-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH KASBERG, PATRICK AND ASSOCIATES, LP OF TEMPLE, TEXAS IN AN AMOUNT NOT TO EXCEED \$217,100, FOR CONCEPT DESIGNS FOR THE AREAS OF CENTRAL AND ADAMS AVENUES, FROM THE BNSF YARD BRIDGES TO 3RD STREET, THE SANTA FE PLAZA FROM 11TH STREET TO 7TH STREET, AND CENTRAL AVENUE TO AVENUE A; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the professional services authorized in this agreement will consist of planning, landscape architecture and engineering services to develop a concept design for the areas of Central and Adams Avenues, from BNSF yard bridges to 3rd Street, the Santa Fe Plaza, from 11th Street to 7th Street, and Central Avenue to Avenue A;

Whereas, these services will consist of streetscape design, lighting, pedestrian access, potential building and façade improvements, modeling, parking enhancements, marketing renderings and estimates;

Whereas, on September 26, 2018, the Reinvestment Zone No. 1 Board recommended approval of this professional services agreement and Staff recommends Council authorize a professional services agreement with Kasberg, Patrick & Associates, LP in an amount not to exceed \$217,100, for conceptual design services for the areas of Central and Adams Avenues, from BNSF yard bridges to 3rd Street, the Santa Fe Plaza, from 11th Street to 7th Street, and from Central Avenue to Avenue A;

Whereas, funding for this professional services agreement is available in the Reinvestment Zone No. 1 Financing and Project Plans, Line 414, Account No. 795-9600-531-6893, Project No. 101842; and

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

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

Part 1: 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 the professional services agreement with Kasberg, Patrick and Associates, LP of Temple, Texas in an amount not to exceed \$217,100, for conceptual design services for the areas of Central and Adams Avenues, from BNSF yard bridges to 3rd Street, the Santa Fe Plaza, from 11th Street to 7th Street and from Central Avenue to Avenue A.

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

PASSED AND APPROVED this the **18th** day of **October**, 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

10/18/18
Item #8
Regular Agenda
Page 1 of 1

DEPT./DIVISION SUBMISSION & REVIEW:

Lacy Borgeson, City Secretary

ITEM DESCRIPTION: Consider adopting a resolution appointing members to the following City boards and commissions:

- (A) Airport Advisory Board – one member to fill an unexpired term through September 1, 2019;
- (B) Planning & Zoning Commission – one member to fill expiring terms through September 1, 2019

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: In accordance with the City Council adopted policies governing the appointment and training of citizens to City boards, appointments to the above stated boards are to be made with an effective date of October 18, 2018.

Please see the attached board summary forms, which list current board members, purpose, membership requirements, term and meeting time/place for the boards. Also attached is a summary listing of all applications received for board appointments. Individual board application forms on file for these boards have already been provided. New application forms received will be forwarded to the Council as received by the City Secretary.

FISCAL IMPACT: N/A

ATTACHMENTS:

[Board Summary](#)
[Resolution](#)

AIRPORT ADVISORY BOARD

MEMBER	POSITION FILLED	DATE APPOINTED	DATE OF EXP	# OF TERMS	ELIGIBILITY
William Maedgen	At large (Unxp term)	09/15-17	2020	2	NO
Phillip Davis	Temple Resident	09/17	2020	1	YES
Tyler Johnson(RZ-1)	At large & RZ No. 1	09/15	2021	2	YES
Brad Phillips	Temple Resident	0915	2021	2	YES
VACANT	At Large & TEDC (Unexp Term)		2019		
Tony Hale	Temple Resident	09/16	2019	1	YES
Ray Mattix	Temple Resident (unxp Term)	09/15-16	2019	1	YES
H. Allen Talley	Temple Resident	08/13	2019	1	NO
Richard Potts	Temple Resident	11/16-19	2019	1	YES

Created August 21, 1980 by Ordinance #1287; amended by Ordinances 1755 (5-15-86) and 2132 (4-16-92) to increase membership from 6 to 9 (addition of 3 at large positions); re-established by Resolution No. 2008-5437-R (remove Belton Rep and add 1 rep from TEDC and 1 rep from RZ No. 1 Board).

Purpose: Serves in an advisory capacity to City Council in matters pertaining to the Airport, make recommendations as to fees, charges, facility improvements, and airport services.

Membership: 6 residents of the City of Temple

3 residents at-large

1 member from TEDC Board of Directors & 1 member from RZ No. 1 Board of Directors (either at-large or Temple resident)

Ex-officio - Airport Manager, City Manager and Mayor

Term: September / 3 years **Meeting Time/Place:** 2nd Monday of each month, 4:00 pm, Airport Operations Bldg.

City Staff : Airport Manager

Expiring/Vacant Seats

Vacant (At-Large/TEDC Rep)

Applications on File

Steve Wright (TEDC)

PLANNING & ZONING COMMISSION

MEMBER	DATE APPOINTED	DATE OF EXP	# OF TERMS	ELIGIBILITY
Lester Fettig	02/14-15 (unexp term)	2021	1	YES
Derek Marshall	11/16-9/18 (unexp term)	2021	1	YES
Lydia Alaniz	09/15	2021	1	YES
Lee Armstrong	09/16	2019	1	YES
Bryant Ward	09/16	2019	1	YES
VACANT		2019		NO
Jeremy Langley	07/16-17 (unexp term)	2020	1	YES
Paulino Castillo	09/17	2020	1	YES
Donna Wright	05/18-2020 (unexp term)	2020	1	YES

Created originally by Ordinance 149, February 1961; most recently by Ordinance 2030, March 1, 1990.

Purpose: Serves in an advisory capacity to City Council by making recommendations on land use proposals including zone changes, subdivision plats, and annexations; work with City Staff, the community and the Council in the development and updating of the Comprehensive Plan and the Area Plans for the City, as well as the Capital Improvement Program for community facilities.

Membership: 9 members – all residents of City

Term: 3 years

Meeting Time/Place: 1st and 3rd Mondays of each month, 5:30 p.m., Council Chambers, Municipal Building

City Staff: Planning Director

Expiring/Vacant Seats

Omar Crisp

Applications on File

Charley Ayres

Joyce Adams (Civil Service & Library)

Joyey Agee (DSAB & Parks)

Manuel Alaniz

Richard Arwood

Brian Bezner

Tom Brautigan

Ezperanza Castor

Brenda Coates

Sandra Creech

Melissa Davis

Mark Fryar

Damon Gottschalk

Kay Guedea (ZBA)

Carrie Guillen-Holst

Patrick Holst

Christopher Haggard

Daniel Jeanes

Jeremy Jirasek

Stacie Kline

John Mayo

Elaine McCoy

Michael Medrano

Donald Nelson

Bruce Normand (Alt. Bldg & Standards)

Jeff Norwood

Gaylene Nunn

Kody Shed

Thomas Sinkey

James Staats

Allen Talley (Airport)

Melissa Tyroch-Bragg

LeRoy Vargas

Bennie Walsh (PSAB)

Brenda Warrick

Steve Wolfe