



**MEETING OF THE
TEMPLE CITY COUNCIL
MUNICIPAL BUILDING
2 NORTH MAIN STREET
3rd FLOOR – CONFERENCE ROOM
THURSDAY, AUGUST 1, 2019
2:00 P.M.**

AGENDA

1. Discuss, as may be needed, Regular Meeting agenda items for the meeting posted for Thursday, August 1, 2019.
2. Discuss various board appointments.
3. Discuss possible amendments to the City's Code of Ordinances, Chapter 38 "Water".
4. Receive a presentation regarding the fiscal year 2020 Proposed Business Plan including, but not limited to, presentations on the Public Works/Utilities, as well as the Certified Tax Roll.
5. Receive a presentation on the 2019 Texas Legislative session and law changes affecting cities.
6. Discuss the employment, duties, and work plans of the City Manager, City Attorney, and the Finance Director.

Texas Government Code § 551.074 – The City Council will meet in executive session to discuss the hiring process, appointment, employment, and duties of the City Manager, City Attorney, and the Finance Director. No final action will be taken.

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

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. AWARDS AND SPECIAL RECOGNITIONS

3. Receive donations from Blue Santa fundraiser.

IV. BUDGET / PUBLIC HEARINGS

4. FIRST PUBLIC HEARING – Receive presentation by the City Manager and conduct a public hearing on the proposed 2019-2020 operating budget.
5. [2019-9737-R](#): Discuss proposed tax rate and:
 - (A) Consider adopting a resolution scheduling the two public hearings on the proposed tax rate for 8:30 a.m. on August 9, 2019 Special Called Meeting and 5:00 p.m. on August 15, 2019; and
 - (B) Consider adopting a resolution scheduling the adoption of the proposed tax rate for August 23, 2019.
6. [2019-9738-R](#): FINAL PUBLIC HEARING – Conduct a final public hearing and consider a resolution approving the Community Development Block Grant 2019 Annual Action Plan and Budget for FY20, including the funding recommendations.

V. CONSENT AGENDA

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

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

Contracts, Leases, & Bids

- (A) [2019-9739-R](#): Consider adopting a resolution authorizing a lease agreement with Eclipse Airworks, LLC for lease of T-hangar #47 at the Draughon-Miller Central Texas Regional Airport.
- (B) [2019-9740-R](#): Consider adopting a resolution authorizing an amendment to a professional services agreement with Jacobs Engineering Group, Inc. for additional design phase services associated with the Bird Creek Interceptor Project in an amount not to exceed \$115,000.
- (C) [2019-9741-R](#): Consider adopting a resolution authorizing deductive change order #2 with Classic Protective Coatings, Inc., of Menomonie, Wisconsin, for construction activities required for the rehabilitation of the Scott Elevated Storage Tank in the amount of \$49,120.
- (D) [2019-9742-R](#): Consider ratifying a grant application for an interlocal agreement with the Central Texas Council of Governments to perform a household hazardous waste collection event in Temple, in the amount of \$30,000.

Ordinances – Second & Final Reading

- (E) [2019-4979](#): SECOND & FINAL READING – FY-19-12-ZC: Consider adopting an ordinance authorizing a rezoning with a site/development plan from Single Family Three to Planned Development Single Family Three for Lots 2 and 3, Block 1, Coles Factory Addition, addressed as 205, 207, and 209 North 21st Street.
- (F) [2019-4980](#): SECOND & FINAL READING – FY-19-4-AB: Consider adopting an ordinance authorizing the abandonment and conveyance of 39.96 square feet of public right-of-way situated along West Calhoun Avenue, Lot Three, Block One, Barton Business Park, Phase One, an addition to the City of Temple, Bell County, Texas.

Misc.

- (G) [2019-9743-R](#): Consider adopting a resolution authorizing budget amendments for fiscal year 2018-2019.

VI. REGULAR AGENDA

RESOLUTIONS

8. **2019-9744-R:** FY-19-44-PLT: Consider adopting a resolution approving the Final Plat of Gonzales Ranch Subdivision, a 1.70 +/- acre, 1-lot, 1-block, residential subdivision with a developer-requested exception to Unified Development Code Section 8.1.3: Type of Improvements Required to waive fire hydrants, in the Stephen Frazier Survey, Abstract No. 311, Bell County, Texas, located north of FM 93, south of Taylor's Valley Road and the Georgetown Railroad, and east of the Leon River.

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

I hereby certify that a true and correct copy of this Notice of Meeting was posted in a public place at 1:22 pm, on Monday, July 29, 2019.



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 _____ 2019.

Title _____



COUNCIL AGENDA ITEM MEMORANDUM

08/01/19
Item #4
Regular Agenda
Page 1 of 3

DEPT./DIVISION SUBMISSION & REVIEW:

Brynn Myers, City Manager
Traci Barnard, Director of Finance

ITEM DESCRIPTION: PUBLIC HEARING - Receive presentation by the City Manager and conduct a public hearing on the proposed 2019-2020 operating budget.

STAFF RECOMMENDATION: Receive presentation and conduct public hearing. Final action is to be taken by the Council at the August 23rd meeting.

ITEM SUMMARY: The City Manager's recommended budget was filed in accordance with the City Charter on June 28, 2019. Council has met for budget related work sessions on July 11th, July 18th and July 25th.

This is the initial public hearing on the proposed 2019-2020 budget, and complies with the State and Charter requirements that must be met before the budget can be adopted by the Council. A supplemental second public hearing on the budget will be conducted at the August 23rd Special Council meeting, prior to budget adoption.

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

FISCAL IMPACT: The proposed FY 2020 budget as filed on June 28, 2019:

	Adopted Budget FY 2019	Filed Budget FY 2020	% Increase/ (Decrease)
Revenues/Other Sources			
General Fund	\$ 74,038,158	\$ 82,009,031	10.77%
Water & Wastewater Fund	35,917,181	46,543,982	29.59%
Debt Service Fund	17,429,889	19,045,058	9.27%
Hotel/Motel Tax Fund	2,028,000	2,313,723	14.09%
Federal/State Grant Fund	536,232	588,159	9.68%
Drainage Fund	2,754,500	2,775,825	0.77%
Reinvestment Zone No. 1 Fund	16,990,273	18,662,384	9.84%
Total Revenues/Other Sources	\$ 149,694,233	\$ 171,938,162	14.86%

	Adopted Budget FY 2019	Filed Budget FY 2020	% Increase/ (Decrease)
Expenditures/Transfers			
General Fund	\$ 77,358,633 ⁽¹⁾	\$ 84,620,149 ⁽²⁾	9.39%
Water & Wastewater Fund	35,917,181	46,543,982	29.59%
Debt Service Fund	17,450,971	19,200,905	10.03%
Hotel/Motel Tax Fund	2,131,200	2,598,723	21.94%
Federal/State Grant Fund	536,232	588,159	9.68%
Drainage Fund	2,754,500	2,775,825	0.77%
Reinvestment Zone No. 1 Fund	11,542,276	20,132,191	74.42%
Total Expenditures/Transfers	\$ 147,690,993	\$ 176,459,934	19.48%

⁽¹⁾ Includes the use of \$3,320,475 in Undesignated Fund Balance - Capital Projects to fund Capital of \$1,833,739, TEDC Matrix allocation of \$863,236, Strategic Investment Zone of \$100,000, and Debt Service for Capital Replacement - Sanitation Vehicles of \$274,000 and for Capital Replacement - Public Safety P25 Radios of \$249,500.

⁽²⁾ Includes the use of \$2,611,118 in Undesignated Fund Balance - Capital Projects to fund Capital of \$1,988,618, Strategic Investment Zone of \$100,000, and Debt Service for Capital Replacement - Sanitation Vehicles of \$273,250 and for Capital Replacement - Public Safety P25 Radios of \$249,250.

The tax rate proposed in the budget document filed on June 28, 2019 was 68.88¢. The rate was developed based on estimates. Subsequent to the budget filing, staff received the Certified Roll and the Effective Tax Rate calculations. Changes from the preliminary budget filed on June 28, 2019 to the proposed budget as presented August 1, 2019 are based on a proposed tax rate of 67.27¢. The proposed changes to the budget will be provided to Council at the meeting.

ATTACHMENTS:

[FY 2019-2020 Message From The City Manager](#)

[FY 2019-2020 Financial Plan Narrative](#)

[FY 2019-2020 Annual Budget Narrative](#)

A stylized, light blue map of a city grid is visible in the background. The map shows a network of streets and a river or canal winding through the center. The overall color scheme is various shades of blue, with a darker blue area in the top left corner.

MESSAGE FROM THE CITY MANAGER

MESSAGE FROM THE CITY MANAGER

It is my privilege to present the fiscal year 2020 Proposed Business Plan for the City of Temple. This plan is our blueprint to achieve the City's vision of making Temple a place you love to call home. The plan is intended to reflect the community's priorities and will guide the City's decision-making as we strive to provide exceptional services to our community.

The fiscal year 2020 Proposed Business Plan is presented in five key parts; 1) Strategic Plan; 2) Financial Plan; 3) Annual Budget; 4) Capital Improvement Program; and 5) Annual Work Plan and covers a planning period from FY 2020 through FY 2025.

Instead of approaching the budgeting process and work plan development from a single year perspective, as we have traditionally done, this year the City of Temple committed to being future focused. We challenged ourselves to look into the future and approach our planning from a longer-term view and to set an intentional direction for the organization for the next six years.

We challenged ourselves to plan for those things that are critical to maintain and enhance the Temple we love. We challenged ourselves to consider the need for growth, change, and innovation so that the City of Temple will be a city where next generations will also love to call home.

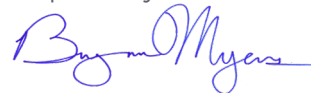
This plan is the product of more than ten months of collaboration between City Council members and City staff, with input from community stakeholders. These conversations helped to identify a unified vision for Temple, further define our city's mission and values, and determine shared goals and commitments that city leadership has pledged to address in the coming years.

I want to extend a special word of appreciation to Traci Barnard, Jennifer Emerson, Melissa Przybylski, Sherry Pogor, Stacey Hawkins, and Heather Bates. Without the talent, commitment, dedication, and countless hours of work they carried out in pursuit of this plan, this document would simply not be possible.

I sincerely appreciate every community member who provided their time and input to the process, the Mayor and Council for their leadership, and City staff for their hard work and commitment to this community.

The future promises extraordinary things for Temple. This plan is our guiding document as we face the challenges and capture the opportunities that lie ahead for the City of Temple.

Respectfully submitted,



Brynn Myers – City Manager







FINANCIAL PLAN

FINANCIAL PLAN

The Financial Plan links the City's strategic focus areas to a six-year funding model to ensure that the necessary resources are allocated to the City's goals in order to make their achievement possible. The Financial Plan aligns the City's budget with the four strategic focus areas, estimates available revenue over the six-year planning period, and identifies the resources needed for the specific initiatives that will help accomplish the strategic goals of the City and drive improvement in each focus area.

An Organization Committed to Performance Excellence

Our organization is committed to performance excellence through identifying and adopting leading-edge management practices, focusing on data-driven decision making, and striving for continuous improvement within our organization.

Funding for the expansion of the Office of Performance Excellence is included in the Proposed Financial Plan including a Performance and Analytics Manager (FY 20) and a Performance Analyst (FY 21). These proposed additions will provide the staff resources necessary to pursue accreditation for our four largest departments: Parks and Recreation, Public Works, Police, and Fire. Additionally, these positions will support the implementation of the Malcolm Baldrige Performance Excellence program framework across the organization and the development of department-specific Performance Excellence plans.

Funding is also included for the implementation of a performance management system which will assist in the execution of the Strategic Plan. This system will be monitored and maintained by the Office of Performance Excellence, and progress will be reported regularly to our citizens. The system will also assist in ensuring that the City goals, commitments, and initiatives are being accomplished within the allocated resources approved by the City Council.

A Customer Service Champion (FY 21) position is also proposed as part of the Office of Performance Excellence. This position will be tasked with developing and implementing an organization-wide Customer Service Excellence program.

The addition of two Customer Service Representative positions (FY 23) are recommended in the Financial Plan to provide professional customer service at the Temple Airport in support



of the proposed new executive terminal facility.

Additional Administrative Assistant positions are proposed in the City Manager’s Office (FY 20), Parks and Recreation Administration (FY 20), and Public Works Administration (FY 22).

In support of our strategic commitment to optimize the use of data and technology to improve service and protect mission critical infrastructure, the Financial Plan proposes the implementation of the following technology initiatives:

- a hydraulic and hydrologic modeling system for water, sewer, and drainage systems (FY 20);
- a solid waste management and route optimization system (FY 20);
- an online community engagement platform (FY 20);
- an online bidding system (FY 20);
- a shift scheduling software for Fire Department personnel (FY 20);
- a new municipal court management system (FY 20);
- a new human resources information system (FY 20);
- a new employee performance review software (FY 20);
- an open records software (FY 20);

- an agenda management software (FY 20);
- a board and commission management software (FY 20);
- a cemetery management software (FY 20);
- an electronic document signing system (FY 20);
- a visitor management software (FY 20);
- a new parks and recreation software (FY 21);
- replacement police and fire mobile data laptops (FY 21, FY 25); and
- a new digital records management system (FY 25).

The Financial Plan also recommends the addition of a Senior Project Manager (FY 20), a Systems Analyst I (FY 21), a Technical Trainer (FY 23), and an Information Security Officer (FY 23) to provide the staff resources necessary to implement and maintain these systems.

The replacement of the data center server (FY 21), the network core (FY 22), the firewall (FY 22), and the storage area network (FY 23) is also recommended in the plan.

In order to plan for, design, construct, and maintain high quality facilities that meet the needs of the community now and in the future, the Financial Plan includes funding for individual

Facility Master Plans for each of our city-owned facilities (FY 21-FY 24), allocates approximately \$3.5 million towards facility improvements, and adds a Building Improvement Team in Facility Services (FY 22).

The Financial Plan also proposes the following major facility improvements:

- a new recycling center and transfer station facility (FY 21);
- a new executive airport terminal, aircraft rescue and firefighting facility, and maintenance facility (FY 24);
- an expansion to the Service Center facility (FY 20);

The addition of a Customer Service Representative (FY 20) position is recommended in Fleet Services to help establish a fleet and equipment sharing program and improve employee accountability for fleet condition and operation. The Financial Plan allocates approximately \$24.2 million in capital equipment purchases and replacements throughout the six-year plan and recommends the addition of two Automotive Technicians (FY 22).

Talented and Dedicated Employees who have a Heart for Service

The City of Temple is committed to delivering exceptional services to our community. Providing service is at the heart of what we do. We are a service-based organization. With few exceptions, we do not produce or sell products; we provide services. Our citizens expect those services to be provided in an efficient, professional,



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

The Financial Plan includes the addition of an Assistant Director of Human Resources (FY 20), a Human Resource Generalist (FY 21), and an Employee Experience Champion (FY 22) to provide the staffing resources necessary to attract, retain, and develop talented employees. The Financial Plan includes an allocation to develop a Talent Attraction Strategic Plan (FY 21), a Leadership Succession Plan (FY 22), and to expand our employee training and development programs (FY 21, FY 22). Funding is also included for a Safety Champion (FY 20) position who will be tasked with developing a comprehensive safety program.

The Financial Plan includes an allocation to conduct and implement compensation studies for public safety employees (FY 20, FY 22, and FY 24) and general government employees (FY 21, FY 23) to ensure competitive compensation. The plan also continues to fund our performance pay program for general government employees, our group health insurance plan, employee retirement plan, and employee longevity program.

An Open, Responsive, and Accountable Government

Temple is committed to continuing our history of being a well-run, financially stable city as evidenced by our strong fund balance, conservative budgeting practices, and AA bond rating from Standard & Poor's. The Financial Plan proposes the addition of a Financial Analyst (FY 20), a Payroll Specialist (FY 20), and an Accountant (FY 22) in the Finance Department to invest in the resources necessary to ensure financial excellence.

Funding for the expansion of the Marketing and Communications Department is included in the Proposed Financial Plan including a Communication Specialist (FY 20) and two Multi-Media Specialists (FY 20, FY 21). These proposed staff additions will provide the resources necessary to implement a city-wide Marketing, Communication, and Engagement Plan. Funding for a new city website (FY 20) is proposed as well as a new quarterly city news magazine (FY 21) and resident guide (FY 21). Funding to conduct citizen surveys (FY 20, FY 23) is also proposed.

A City that Supports Well-Managed Growth and Development to Promote a Thriving Economy

The City's diverse economy generates high quality, well-paying jobs that strengthen the sales and property tax base and contribute to an exceptional quality of life.



In order to continue to facilitate high quality, safe, and strategic community growth, the Financial Plan recommends the addition of a Planning Manager (FY 21) and a Combination Building Inspector (FY 23) position in the Planning and Development Department and a Plan Reviewer (FY 22) in the Fire Department.

The continued funding of the Strategic Investment Zone grant program is also recommended in the plan.

The addition of a Business Navigator (FY 21) position is also proposed to provide increased support to small, mid-sized, and start-up businesses throughout the development process.

Extensive planning processes are underway to ensure the successes of the past are carried forward into the future and that we are able to identify and act on strategic decisions. This year, we are in the process of updating our Comprehensive Plan. The updated Comprehensive Plan will lay the groundwork for the future development of our community. A Senior Planner (FY 21) position is recommended to assist in the implementation of the action items identified in the Comprehensive Plan.

In order for us to continue to meet the demands for current service, and in order for us to meet the needs of projected growth and development, it is critical that we continue to invest in expanding our tax base.

For many years, the City of Temple has committed to fund the operations of the Temple Economic Development Corporation to provide investment attraction marketing and incentive negotiation services. The Financial Plan continues that commitment.

Beautiful Spaces and Unique Experiences

Quality of life, the characteristics of our community that makes it an attractive place in which to live and raise a family, is an important priority for the City of Temple. Temple is a unique place with amazing arts, culture, dining, and recreation experiences and amenities which add to the City's excellent quality of life.

The Financial Plan proposes several areas of additional funding in our Parks & Recreation Department to enhance and expand our infrastructure of parks, recreation centers, greenspaces, and trails to encourage active living and wellness.

The Financial Plan includes funding for a part-time Reservation Specialist position to maximize the use of our new athletic facilities (FY 20), adds an Associate Park Planner position (FY 21), adds a Recreation Superintendent (FY 21) position, and adds three additional Maintenance Workers (FY 21, FY 22) to maintain our park system and support special events.

The Financial Plan also recommends consolidating our community event planners into one team and adds an additional Program

Coordinator (FY 20) to the team as well as additional resources to support special events (FY 20). The plan also recommends an additional portable stage (FY 20) and outdoor movie screens (FY 21, FY 23).

The replacement of the slides at Summit pool (FY 20) and Walker pool (FY 20) as well as the re-plastering of the Lion's Junction pool (FY 20) is recommended in the plan.

An allocation of \$33,000,000 for a potential Parks Capital Improvement Program is included in the Financial Plan and is proposed as a general obligation bond program in May of 2020. It is recommended that the specific projects that are proposed as part of this bond program would be determined based on the updated Parks and Trails Master Plan, which is scheduled to be completed in late 2019.

The Financial Plan recommends developing a management plan for the Mayborn Civic and Convention Center (FY 20) as well as the Railroad and Heritage Museum (FY 20). An additional Food and Beverage Specialist (FY 21) position is also recommended to support events held at these facilities.

The plan also allocates funding for a new Destination Strategic Plan (FY 20) and an update to our destination brand and website (FY 20). An update to our Downtown Temple brand (FY 20), website (FY 20), and wayfinding (FY 21) is also recommended.

A Destination Marketing Manager (FY 20) position is also proposed as part of the Marketing and Communications Department. This position will be tasked with implementing the Destination Strategic Plan.

In order to continue leveraging partnerships with other community organizations in providing culture and art programming, the Financial Plan recommends continued funding for all of our Arts and Tourism Partner organizations.

A Library Master Plan (FY 21) is proposed as well as the replacement of the Library Bookmobile (FY 22). A part-time Circulation Assistant (FY 22) and part-time Outreach Assistant (FY 22) position are also proposed to be upgraded to full-time positions.

An additional Transform Temple morning crew (FY 20) and a new Transform Temple evening crew (FY 20) is recommended to support a great first impression in Downtown Temple. A clean downtown communicates volumes about our community's sense of pride and can affect the level of security and behaviors in the Downtown district. Services provided by the crews include litter, weed, and graffiti removal as well as power washing and special projects.



Neighborhoods Where People Love to Live

The City of Temple is committed to fostering neighborhoods that are beautiful, safe, and, stable, and to connecting citizens together to help reinvigorate communities.

The Financial Plan recommends the creation of a neighborhood planning program focused initially on the eighteen neighborhoods that form the core of our community. The proposed program is comprised of two major components: 1) the physical transformation of our older neighborhoods through public improvements, housing reinvestment projects, and neighborhood cleanups; and 2) social transformation through education, awareness, and neighborhood engagement.

Through this process, our goal is to identify and empower neighborhood leaders, strengthen communities, and re-instill a sense of pride where our citizens can love where they live.

The Financial Plan continues to leverage our Community Development Block Grant (CDBG) funds to assist with the implementation of our efforts to build strong neighborhoods. Programs proposed for funding throughout the six-year plan include the housing improvement program, solution-oriented code compliance, infrastructure improvements, crime prevention, and the demolition program.

The Financial Plan includes funding to systematically develop neighborhood-specific strategic plans for each of the eighteen core neighborhood planning districts. The plan is based on initiating one new neighborhood plan per quarter, beginning in fiscal year 20. The individual neighborhood plans, as well as the Housing Reinvestment Strategy that is currently being developed, should be used to guide the implementation of public improvements as well as other neighborhood revitalization programs.

Successful partnerships within the community help the City leverage service delivery and funding levels and offer the ability to respond to the needs of our growing community. To help us foster coordination with other agencies and organizations and to improve access to affordable housing and social services, the Financial Plan recommends continued funding for all of our Strategic Partner agencies and includes an allocation of \$100,000 per year for Community Enhancement Grants.

The Financial Plan allocates funding for the development of a strategic action plan on homelessness (FY 21) and the implementation of a Social Navigator program (FY 22) to improve access to existing programs and resources for vulnerable populations and help identify solutions to address homelessness, poverty issues, and other high priority human service needs.



Infrastructure and Systems that Support Exceptional Services and Community Growth

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

The Financial Plan includes the final three years of the ten-year mobility capital improvement program and recommends expansion of the current program from \$145,764,000 to \$148,581,000 in order to fund several additional projects that have been identified as high priority needs including:

- extension of Canyon Creek/ Drive/Blackland Road in support of the Temple Independent School District new school site;
- matching funds for a potential grant for the construction of the Georgetown Railroad Hike and Bike trail; and
- an allocation of funds to design and construct mobility improvements identified as part of the neighborhood planning district strategic planning process.

The Financial Plan also recommends the development of a Mobility Master Plan (FY 23) to identify transportation

infrastructure needs and guide future investments. The last project in the current plan is funded in fiscal year 2022.

An allocation of \$50,000,000 for a potential successor Mobility Capital Improvement Program is included in the Financial Plan and is proposed as a certificate of obligation bond program beginning in fiscal year 2024. It is recommended that the specific projects that are proposed as part of this bond program would be determined based on the Mobility Master Plan.

The Financial Plan also includes funding for an additional Senior Planner (FY 23) to assist in the development and implementation of the Mobility Plan and to help represent Temple's interest in regional planning initiatives such as the Killeen-Temple Metropolitan Planning Organization.

Four new transportation-related maintenance crews are proposed as part of the Financial Plan to provide the necessary level of maintenance needed for the transportation infrastructure in which we have invested. Additional crew proposals include a Street Reconstruction crew (FY 20), a Street Patching crew (FY 23), an Alley and Right-of-Way crew (FY 23), and a Concrete crew (FY 24). The Financial Plan also recommends the implementation of an annual pavement marking maintenance program (FY 21) and the addition of a Traffic Control Technician (FY 25).

We are currently in the process of conducting a Drainage Study and Comprehensive Modeling Assessment. The first phase of this assessment began in the fall of 2017.

An allocation of \$5,000,000 for an expansion to our Drainage Capital Improvement Program is included in the Financial Plan in fiscal year 2020. It is recommended that the highest priority projects that were identified in first phase of the Drainage Study be included as part of this bond program. The second phase of the assessment began in spring of 2019 and is anticipated to be completed in fall of 2020. Another expansion to the Drainage Capital Improvement Program is anticipated following the full completion of the study. The Financial Plan allocates funding for a Drainage Rate Study (FY 20) to determine capital project capacity and funding options.

The City has invested almost \$137,452,000 over the past 10 years in improving and extending our water and sewer infrastructure. We will be completing the Water and Wastewater Master Plan update this year. The Master Plan will evaluate system demands and improvements through 2070.

The Financial Plan includes an additional \$187,486,000 in capital funds to implement water and wastewater improvement projects including an expansion of our water treatment plant, an expansion of the Temple-Belton wastewater treatment plant, and a system approach to reducing sanitary sewer overflows.

The plan also allocates funding for a new Lead Maintenance Operator (FY 20) at the water treatment plant to focus on plant maintenance activities as well as the addition of a Water Quality Control crew (FY 20) who would be responsible for flushing the distribution system and collecting water quality and compliance data.



Three additional water maintenance crews are proposed as part of the Financial Plan to provide the staffing resources necessary to maintain our water distribution system and to provide an enhanced response time for non-emergency water leaks. Additional crew proposals include two additional Water Maintenance crews (FY 20, FY 23) and a Water Leak crew (FY 20). The plan also proposes the addition of a Water Crew Leader (FY 20) position and the reassignment of two existing Utility Technician positions to form a fourth additional water maintenance crew. The reassignment of the Utility Technician positions is made possible by adding a Water Quality Control crew at the Water Treatment Plant to assume responsibility for system flushing for water quality control purposes.

Four additional wastewater maintenance crews are also proposed as part of the Financial Plan to provide the staffing resources necessary to maintain our wastewater collection system and to provide a systematic approach to eliminating sanitary sewer overflows. Additional crew proposals include one Wastewater Maintenance crew in fiscal year 2020, two additional crews in fiscal year 2021, and one additional crew in fiscal year 2022.

An Assistant Director of Public Works (FY 20) position, a Utility Foreman (FY 20) position, a Utility Compliance Coordinator position, and a Utility Manager (FY 21) position are also recommended to be added to provide additional management resources to the Public Works Department.

The Financial Plan also recommends the addition of a Meter Technician (FY 23) position and two Environmental Program Technician (FY 21, FY 24) positions.

Funding for additional Solid Waste and Recycling routes is also proposed in the Financial Plan. These route additions are intended to maintain service levels in the midst of the growth of our community. An additional commercial route and additional roll-off route are recommended to be added in fiscal year 2020. Additional residential routes are recommended in fiscal year 2021 and 2023.

A Safe and Healthy Community

Protecting our public safety is a top priority for the City of Temple in providing a community where businesses can thrive, and residents want to call home. The Financial Plan proposes enhancing public safety services by investing in positions, equipment, and technology.

The Financial Plan recommends the expansion of our police patrol program from eight patrol districts to ten patrol districts to provide enhanced response capacity and consistent, visible police presence in our community. A total of five additional police officers are needed for this initiative. The addition of three patrol officers is recommended in fiscal year 2024 and two in fiscal year 2025.

The plan also recommends funding to complete the final phase of staffing for the Proactive Enforcement/Violent Crime Squad. The addition of two Police Officer (FY 24, FY 25) positions is recommended to fully staff that unit.

Funding is also recommended in the Financial Plan to establish a Neighborhood and District Community Policing Program. This proposal involves funding an additional Community Oriented Policing (COPs) unit (FY 24, FY 25) as well as the addition of six civilian Safety Ambassador (FY 24, FY 25) positions to help provide expanded foot and bicycle patrol in neighborhoods, downtown, and parks.

FINANCIAL PLAN – CONTINUED

A second Property Crimes Investigation Squad (FY 24, FY 25) is recommended to respond to the projected increase in case load based on the growth of our community. An additional detective (FY 25) position is also recommended to be added to the Violent Crimes Investigation Squad.

The Financial Plan also recommends funding allocations for the addition of a School Resource Officer (FY 21) position for the new Lake Belton High School, a Police Officer (FY 24) position to implement an enhanced training program, and two civilian Community Service Records Technicians (FY 21, FY 22) an Animal Services Field Officer (FY 22) position, as well as two additional Animal Shelter Technicians (FY 23, FY 24) to maintain service levels as our community grows.



An allocation of \$15,000,000 for a potential Public Safety Capital Improvement Program is included in the Financial Plan and is proposed as a general obligation bond program in May of 2020.

It is recommended that this bond include an expansion of the Public Safety Training Center, a new shooting range, an expansion and update of the Animal Shelter and Pet Adoption Center, improvements to fire stations, and investments in equipment.

The Financial Plan recommends funding for a Fire Department Master Plan (FY 20) as well as Fire Management Specialist (FY 21) position.

An additional fire squad vehicle is recommended to be purchased and fully staffed (FY 24, FY 25) to provide enhanced response capacity in the growth areas of our community.

The plan includes funding for three additional outdoor warning sirens (FY 21, FY 23, FY 25), the replacement of eleven cardiac monitors (FY 20-FY 25), the replacement of two ladder trucks (FY 20, FY 21), the replacement of a fire engine (FY 23), the replacement of a fire rescue vehicle (FY 24), and the replacement of two fire squad vehicles (FY 24).

Funding for additional code compliance resources are included in the Financial Plan including an additional Code Compliance Officer (FY 20) and a Code Compliance Manager (FY 22). These proposed additions will provide the staff resources necessary to expand our proactive, solution-oriented code compliance approach.

A stylized, light blue map of a city grid is overlaid on a dark blue background. The map shows a network of streets and a river or major road winding through the center. The text 'ANNUAL BUDGET' is printed in large, white, sans-serif capital letters in the lower right quadrant.

ANNUAL BUDGET



ANNUAL BUDGET

For Fiscal Year 2020, the Proposed Budget totals \$176,459,934 for all funds. This proposed annual budget has been developed with the goal of providing a wide range of high-quality services while maintaining fiscal soundness as the foundation of all that we do. The Proposed Budget is based on a property tax rate of 68.88¢ per \$100 valuation, an increase of 2.76¢ from the current tax rate.

The focus of the FY 2020 Proposed Budget is on providing services that our residents request while responding to the growth of our community. This proposed budget reflects a fiscally responsible approach to improving the City's infrastructure and maintaining quality City services to a growing population.

This year's budget has been developed within the following budget parameters:

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

The Proposed FY 2020 Budget allocates resources based on the four focus areas identified in the Strategic Plan.

FINANCIAL HIGHLIGHTS

General Fund Revenues

Total revenues for the FY 2020 General Fund Budget are presented at \$82,009,031 an increase of 10.77% compared to the FY 2019 Adopted Budget. The three largest sources of revenue for the General Fund are sales tax, property tax, and solid waste charges.

Property Tax

In the FY 2020 Budget, property tax accounts for 19.53% of the General Fund budgeted revenues and is the second largest revenue source of the General Fund. The Proposed Budget is based on a property tax rate of 68.88¢ per \$100 valuation, an increase of 2.76¢ from the current tax rate.

This rate is based on a preliminary appraised value of \$4,760,420,369 (net taxable value not adjusted for frozen values). The tax rate is comprised of two components, the Maintenance and Operations rate (M&O) and the Interest and Sinking rate (I&S). This year's tax rate is proposed at 32.58¢ for the M&O rate and 36.30¢ for the I&S rate.

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

Sales Tax

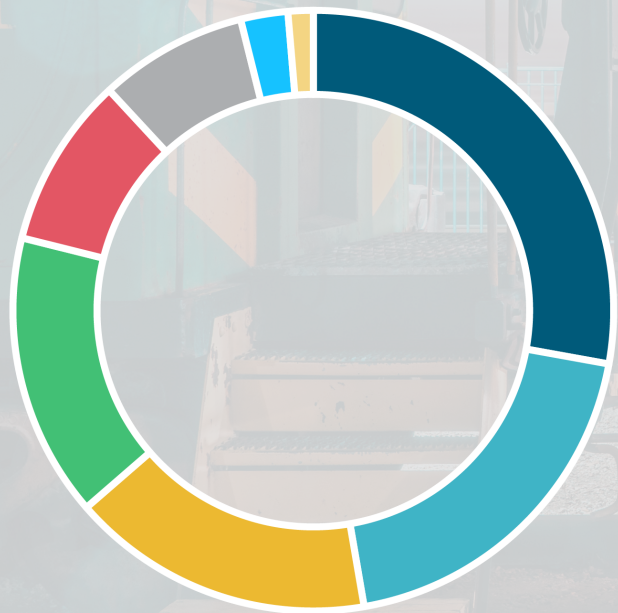
While much attention is focused on the property tax rate number, our single largest source of revenue for the General Fund continues to be sales tax revenue. In the FY 2020 Budget, sales tax is projected to account for 27.96% of the General Fund budgeted revenues.

The FY 2020 Budget estimates \$22,930,000 in sales tax revenue, a 1.78% increase in sales tax revenue over budgeted FY 2019 sales tax revenue.

Solid Waste Rates

Charges associated with solid waste services represent the third largest source of revenue for the General Fund and are projected to account for 14.73% of total General Fund revenues. \$12,080,571 in solid waste revenue is projected for FY 2020, representing a 3.23% increase from the FY 2019 solid waste revenue adopted budget of \$11,703,090. No rate adjustments are proposed for solid waste services in FY 2020.

General Fund Revenues



Sales Tax - 28%	Franchise Fees - 9%
Property Tax - 20%	Other Revenues - 8%
Other Charges for Services - 16%	Fines - 3%
Solid Waste Fees - 15%	Licenses & Permits - 1%

General Fund Expenditures

Total expenditures for the FY 2020 General Fund Budget are presented at \$84,620,149, an increase of 9.39% compared to the FY 2019 Adopted Budget.

Water and Wastewater Fund

Total revenues for the FY 2020 Water and Wastewater Fund Budget are presented at \$46,543,982, an increase of 29.59% compared to the FY 2019 Adopted Budget. A rate adjustment is proposed for water and wastewater rates.

Expenses, capital improvements, and debt service for the FY 2020 Water and Wastewater Fund Budget are presented at \$46,543,982, an increase of 29.59% compared with prior year.

Hotel/Motel Tax Fund

Total revenues for the Hotel/Motel Fund Budget are presented at \$2,313,723, an increase of 14.09% compared to the FY 2019 Adopted Budget. 18.31% of the Hotel/Motel revenues are from the operations of the Frank Mayborn Center. Expenditures for the Hotel/Motel Fund Budget are presented at \$2,598,723, an increase of 21.94% compared to the FY 2019 Adopted Budget.

Federal and State Grant Fund

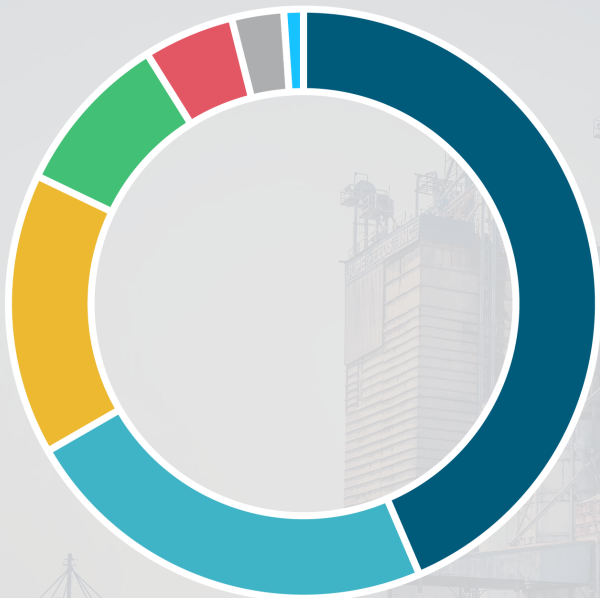
Total revenues and expenditures for Federal and State Grant Fund Budget are presented at \$588,159, an increase of 9.68% compared to the FY 2019 Adopted Budget. Total revenues include the award of the Community Development Block Grant (CDBG). The proposed allocation of CDBG funds are as follows:

Demolition	\$10,000
Housing Improvement Program	\$218,800
Crime Prevention Program	\$88,223
Neighborhood Revitalization Program.....	\$153,505
General Administration	\$117,631

Drainage Fund

Total revenues and expenditures are presented at \$2,775,825, a 0.77% increase from prior year. These revenues are based on rates that remain unchanged from current year.

General Fund Expenditures



- Public Safety - 44%
- General Government - 23%
- Parks & Recreation - 15%
- Solid Waste - 9%
- Highways & Streets - 5%
- Airport - 3%
- Other Expenditures - 1%





COUNCIL AGENDA ITEM MEMORANDUM

08/01/19
Item #5(A-B)
Regular Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Brynn Myers, City Manager
Traci Barnard, Director of Finance

ITEM DESCRIPTION: Discuss proposed tax rate and:

- (A) Consider adopting a resolution scheduling the two public hearings on the proposed tax rate for 8:30 a.m. on August 9, 2019 (Special City Council meeting) and 5:00 p.m. on August 15, 2019; and
- (B) Consider adopting a resolution scheduling the adoption of the proposed tax rate for August 23, 2019.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The proposed tax rate will be presented and discussed at the meeting, prior to adoption of a resolution scheduling the adoption of the proposed tax rate for August 23rd. In addition, public hearings for the proposed tax rate will be held on August 9th and August 15th.

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

FISCAL IMPACT: The proposed tax rate for FY 2020 is 67.27¢. This rate is comprised of two components, maintenance and operations (M&O) of 30.97¢ and the interest & sinking (I&S) rate of 36.30¢. The current FY 2019 tax rate is 66.12¢.

	Adopted 2019	Filed 2020	FY 19 Adopted vs FY 20 Filed +/-	Certified Roll 2020	FY 19 Adopted vs FY 20 Proposed +/-
I&S Rate	\$ 0.3630	\$ 0.3630	\$ -	\$ 0.3630	\$ -
M&O Rate	0.2982	0.3258	0.0276	0.3097	0.0115
Total Rate	\$ 0.6612	\$ 0.6888	\$ 0.0276	\$ 0.6727	\$ 0.0115

Note: The tax rate proposed in the budget document filed on June 28, 2019 was 68.88¢. The rate was developed based on estimates. Subsequent to the budget filing, staff received the Certified Roll and the Effective Tax Rate calculations.

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. 2019 -9737-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, SCHEDULING TWO PUBLIC HEARINGS ON THE PROPOSED TAX RATE; SCHEDULING THE ADOPTION OF THE PROPOSED TAX RATE FOR AUGUST 23, 2019; DECLARING FINDINGS OF FACTS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

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

Whereas, the City Manager's recommended budget was filed in accordance with the City Charter on June 28, 2019 and Council met for budget related work sessions on July 11, 2019, July 18, 2019, and July 25, 2019;

Whereas, this is the initial public hearing on the proposed 2019-2020 budget, and complies with the State and Charter requirements that must be met before the budget can be adopted by Council - a supplemental second public hearing on the budget will be conducted at the August 9, 2019 Special Council meeting, prior to budget adoption;

Whereas, the proposed tax rate will be presented and discussed at the meeting, prior to adoption of a Resolution scheduling the adoption of the proposed tax rate for August 23, 2019 - public hearings for the proposed tax rate will be held on August 9, 2019 and August 15, 2019;

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

Whereas, the proposed tax rate for fiscal year 2019 is 67.27¢ and is comprised of maintenance and operations of 30.97¢ and the interest and sinking rate of 36.30¢ - the current 2019 fiscal year tax rate is 66.12¢;

Whereas, the City Council has determined that it is in the public interest to schedule the adoption of the proposed tax rate for August 23, 2019.

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 schedules the adoption of the proposed tax rate for 8:30 a.m. on August 23, 2019, in the City Council Chambers on the second floor of the Municipal Building located at Main and Central in Temple, Texas.

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 **1st** day of **August**, 2019.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

08/01/19
Item #6
Regular Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Erin Smith, Assistant City Manager

ITEM DESCRIPTION: FINAL PUBLIC HEARING – Conduct a final public hearing and consider a resolution approving the Community Development Block Grant 2019 Annual Action Plan and Budget for FY20, including the funding recommendations.

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

ITEM SUMMARY:

2019 Annual Action Plan and Budget for FY20

The Annual Action Plan reflects the City of Temple's funding priorities and identifies the projects proposed to receive Federal funds under the CDBG program. The City of Temple was notified by HUD on April 15, 2019, that we will receive \$588,159 for our FY20 CDBG allocation. These funds reflect a 9.68% increase from the prior year and will further enhance the City's community development programs supporting safe, well-planned residential and business districts. Over 70% of the funding allocated to CDBG activities must benefit low to moderate income persons.

The City of Temple also plans to reallocate \$220,000 from the 2018 Annual Action Plan to assist us with meeting the goals identified in the 2015-2019 Consolidated Plan.

<i>FY20 CDBG Funding</i>	<i>Program Income Received</i>	<i>Prior Funding Reallocation</i>	<i>Total</i>
\$588,159	\$0	\$220,000	\$808,159

The proposed allocation of funds is as follows:

Infrastructure Improvements	\$130,000
Housing Reinvestment Program	\$218,800
Crime Prevention Program	\$ 88,223
Demolition	\$100,000
Code Enforcement	\$153,505
Administration	<u>\$117,631</u>
Total	<u>\$808,159</u>

Infrastructure Improvements - \$130,000

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

Housing Reinvestment Program - \$218,800

Housing improvements will include minor and major repairs. Projects will address objectives in the five-year Consolidated Plan.

Crime Prevention Program - \$88,223

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

Demolition - \$100,000

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

Neighborhood Revitalization – Code Enforcement - \$153,505

Active revitalization of neighborhoods with the coordinated establishment of Neighborhood Associations to enhance the respective neighborhoods, improve quality of life, develop community partnerships, and empower neighborhoods by engaging volunteers in the neighborhood improvement process. This is an on-going program that will address objectives outlined in the five-year Consolidated Plan.

Administration - \$117,631

It is recommended that \$117,631 be allocated for the City's administration of the CDBG Program.

This presentation and public hearing on July 18, 2019, for the proposed 2019 Annual Action Plan and Budget for FY20 was held in conjunction with a 30-day public comment period that began on July 1, 2019.

FISCAL IMPACT: The allocation amount of \$588,159 in FY20 CDBG funds along with the reprogramming of \$220,000 in additional funds, for a total of \$808,159, are to be allocated as recommended.

ATTACHMENTS:

[2019 Annual Action Plan](#)
[Resolution](#)



Plan Year 2019
(COT Fiscal Year 2020)
Annual Action Plan

Executive Summary

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

1. Introduction

The City of Temple is an entitlement community recipient of the Community Development Block Grant (CDBG), defined by Title 1 of the Housing and Community Development Act of 1974. Annually, Temple receives federal funding that is used to address unmet community needs that primarily benefit low- to moderate-income persons. Grants are allocated by the U.S. Department of Housing and Urban Development (HUD) on a formula basis. The Consolidated Plan is a planning document that CDBG community recipients are required to submit every five years. The Five-Year Consolidated Plan is designed to help communities work to access homeless and non-homeless community development needs, affordable housing and market conditions, set goals and objectives, and develop funding priorities for CDBG. The most recent Consolidated Plan covers program years 2015-2019. Each year, CDBG grant recipients must submit an Annual Action Plan to identify proposed activities and projects that will be carried out during that year. This Annual Action Plan covers the program year 2019, beginning October 1, 2019 through September 30, 2020, which is the fifth year of the current Five-Year Consolidated Plan. At least one of the three national objectives listed below must be met before CDBG funds can be expended.

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

Temple's current CDBG allocation for PY 2019 is **\$588,159**. During the last year of this current Consolidated Plan period, the City expects to focus its HUD entitlement funds primarily on the first two national objectives by improving the quality of life for those low- to moderate-income individuals and households throughout the City of Temple, and in neighborhoods with more than 51% of low- to moderate-income residents. Selection of the neighborhood is dependent upon the quality of the housing stock, public facilities/infrastructure and the economic opportunities. Temple is unique in that it augments its CDBG allocation with general funds and hotel/motel tax revenue dollars leveraged to ensure that the public service agencies, housing providers, and homeless shelter/service providers have adequate funds to meet the area needs. Should the actual allocation amount increase or decrease from the anticipated funding level, the City will adjust funding allocation appropriately in the PY 2019 Annual Action Plan.

The following is a summary of City objectives and outcomes for the PY 2019 Annual Action Plan, **1.** Decent Housing: Provide housing improvements for up to 5 housing units; **2.** Suitable Living Environment: Fund a new program to engage the community and develop pro-active responses to

reduce and eliminate crime in the identified low- moderate income area; **3.** Slum and Blight: Removal of 12 substandard buildings; **4.** Infrastructure: Installation of a sidewalk benefitting 525 households in a neighborhood.

2. Summarize the objectives and outcomes identified in the Plan

During this program year, the fifth year of the 2015-2019 Consolidated Plan, all objectives and outcomes are based on data collected through multiple processes throughout the development of the Consolidated Plan, the one-year Annual Action Plan, the Fair Housing Plan and community engagement activities held throughout the year.

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

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

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

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

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

Housing: The City will use CDBG funds along with general funds to focus on owner-occupied home improvements to address the housing needs that have been determined based on relevant data, the results of community input, a comprehensive housing strategy plan, and the realities of funding limitations. This includes emergency major or minor repair, weatherization, improved accessibility, first-time homebuyer's assistance and financial literacy/homeownership education. The City will support applications by other entities for state, federal, and private funding for the future construction of new affordable housing units.

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

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

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

3. Evaluation of past performance

2018 was a program re-building and re-evaluation year for the Community Development Program. Staff took a broad and comprehensive look at the programs that were adopted and the effectiveness of those programs.

As a result of the Housing Improvement Program (HIP) analysis, the City chose to hire an advisor to conduct research and gather community input for a housing strategy. One of the main goals of this strategy is to identify the services that organizations are providing in the community to address housing issues. Knowing this information will allow the City to develop a housing program that will provide better outcomes and more comprehensive collaborations with other partners. The City intends to begin implementation of a new program on January 1, 2020.

When HIP was defunded, a substantial amendment was conducted to use those funds for a street and sidewalk project in another LMI area. The project was completed and allows safe pedestrian and vehicle access for the residents as well as safe sidewalk access for the students of the adjacent school.

In 2018, the City continued the Spot Blight Demolition program by demolishing structures that were deemed unsafe. The West Adams sidewalk installation was also completed, providing safe access for the families that live in the area.

Due to staff limitations, the Crime Prevention Program was not implemented for 2018. However, it is on track to be implemented in 2019.

The City of Temple will continue to focus on a variety of activities that help to support the National CDBG objectives and improve the local community. By implementing activities that primarily impact lower-income residents, barriers are removed to increase opportunities as well as create healthier communities.

4. Summary of Citizen Participation Process and consultation process

The public participation process in the development of the City's 2019 Annual Action Plan proved to be very beneficial this year. Two public meetings were held on June 12th at the Historic Post Office during the development phase. Citizens who were unable to attend these meetings were encourage through local advertising to download comment forms from the City's website and submit their ideas to the Grant Coordinator.

Two public hearings were held during City Council Meetings on July 18, 2019 and August 1, 2019. Citizens were given access to the draft version of the Annual Action Plan on the City of Temple's website, as well as hard copies that were made available in the Public Library, Historic Post Office, and City Secretary's office.

5. Summary of public comments

During the two public meetings held on June 12, 2019, the City received numerous oral and written comments for the PY 2019 Annual Action Plan and comments were accepted through June 21, 2019. Most of these comments were focused on the designated NRSA area of Temple.

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

All comments are taken into consideration and are submitted with this plan.

7. Summary

A draft of the PY 2019 Annual Action Plan was made available to the general public at the following locations: The Temple Public Library, Historic Post Office, City Secretary's office, and City of Temple website, for viewing and perusing electronically. The review period was from July 1, 2019 to August 1, 2019.

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

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

Agency Role	Name	Department/Agency
CDBG Administrator	TEMPLE	Transform Temple

Table 1 – Responsible Agencies

Narrative

The City of Temple's Transform Temple Department is the lead agency for the preparation of the Annual Action Plan and the administration of the CDBG program. The Annual Action Plan's 30-day Public Comment Period was held July 1, 2019 through August 1, 2019, and adoption of the PY 2019 Annual Action Plan was done during the official City Council Meeting on August 1, 2019.

Consolidated Plan Public Contact Information

Denny Hainley, Grant Coordinator

101 North Main Street

Temple, Texas 76501

245.298.5456

dhainley@templetx.gov

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

1. Introduction

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

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

City Staff not only attend area-wide meetings and forums on housing, fair housing, public services, economic development, and other area issues, but staff hosts a number of meetings, forums, neighborhood engagement and workshops throughout the year. During the past year, the division has worked diligently to identify and involve more stakeholders and to be integral members of area coalitions.

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

The Central Texas Homeless Alliance is a group of local and regional non-profit organizations, governmental entities, and faith-based entities serving the Temple-Killeen-Belton and Bell County areas by providing support services, emergency shelter, and housing. The Central Texas Homeless Alliance joined the Texas Balance of State (BoS) Continuum of Care (CoC) in 2010. The Texas Homeless Network (THN) is a non-profit membership organization that serves as the lead agency for CoC, planning and management of the Homeless Management Information System for the 213 Texas counties in the Texas BoS CoC. THN assists in developing awareness and formulating strategies concerning statewide issues in the prevention and elimination of homelessness that require a comprehensive approach using a community-based planning structure.

The City of Temple coordinates with the Central Texas Homeless Alliance and THN, and provides grant funds to qualifying Alliance member agencies.

The Salvation Army received Emergency Solutions Grant Program (ESGP) funding and CoC Rapid Rehousing (RRH) funds beginning on November 1, 2018. The Salvation Army is utilizing the Homeless Management Information System (HMIS) as well as Coordinated Entry (CE) that is administered by THN.

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

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

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

Table 2 – Agencies, groups, organizations who participated

1	Agency/Group/Organization	Central Texas Housing Consortium - THA
	Agency/Group/Organization Type	Housing; regional organization; planning organization
	What section of the Plan was addressed by Consultation?	Housing need assessment; Public housing needs; Homeless needs - Chronically homeless; Homelessness needs – veterans; homelessness strategy; Economic development
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Ongoing communications with the Central Texas Housing Consortium is essential because this organization is charged with supplying housing units and managing the public housing developments in the City. This coordination helps the City know and identify if and where units are available for citizens eligible for public housing.
2	Agency/Group/Organization	United Way of Central Texas
	Agency/Group/Organization Type	Services-Education; Services-Employment
	What section of the Plan was addressed by Consultation?	Housing need assessment; Homeless needs - Families with children
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Regular meetings about the array of services offered to citizens, and partnering with the City, particularly with homebuyer education.
3	Agency/Group/Organization	FAMILIES IN CRISIS
	Agency/Group/Organization Type	Services-Victims of domestic violence; Services-homeless; Services – victims
	What section of the Plan was addressed by Consultation?	Homeless needs - Families with children; Homelessness needs – veterans; Homelessness needs - Unaccompanied youth; Homelessness strategy

	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Communications with the Families In Crisis director and consultation with the City, with the anticipated outcome of determining the level of need of homeless families, victims of domestic violence and veteran families, along with the funding received and services provided by the agency. Also provide information on availability of temporary shelter.
4	Agency/Group/Organization	TEMPLE HOUSING AUTHORITY
	Agency/Group/Organization Type	PHA
	What section of the Plan was addressed by Consultation?	Housing need assessment; Public housing needs; Market analysis
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	The City frequently meets and collaborates with the Temple Housing Authority leadership and staff particularly in regard to fair housing. The housing authority and public housing programs will continue to partner with several local agencies, faith-based organizations, the City of Temple, and the school district to bring necessary resources to residents.
5	Agency/Group/Organization	Central Texas Council of Government
	Agency/Group/Organization Type	Services – Housing; Services-homeless; Services-employment; Regional organization; Planning organization
	What section of the Plan was addressed by Consultation?	Public housing needs; Homeless needs - Chronically homeless; Homeless needs - Families with children; Homelessness needs – veterans; Homelessness needs - Unaccompanied youth; Homelessness strategy; Market analysis; Economic development; Anti-poverty strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Continual contact with the CTCOG team in regard to the status and availability of Housing Choice Vouchers for Temple.

6	Agency/Group/Organization	Hill Country Transit District (The HOP)
	Agency/Group/Organization Type	Services-Elderly persons; Services-homeless; Services-employment; Public transportation
	What section of the Plan was addressed by Consultation?	Homeless needs - Chronically homeless; Homeless needs - Families with children; Homelessness needs – veterans; Homelessness needs - Unaccompanied youth; Homelessness strategy; Non-Homeless special needs Anti-poverty strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Consultation about transportation issues and needs for the citizens of Temple. Work together on establishing strategic bus stop locations and routes that would be most beneficial for citizens who primarily use the service.
7	Agency/Group/Organization	TEMPLE HELP CENTER
	Agency/Group/Organization Type	Services-Elderly Persons; Services-Persons with disabilities; Services-homeless services-education; Services-employment
	What section of the Plan was addressed by Consultation?	Non-Homeless Special Needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Available references and resources for employment related assistance, or help for those seeking employment. Also provides information and referral services to connect families with the appropriate resources to meet immediate and long term crisis, educational classes, short term emergency financial assistance as circumstances warrant, and funds are available, Notary services and assistance in the completion of various public assistance forms.
8	Agency/Group/Organization	Bell County Indigent Health Services
	Agency/Group/Organization Type	Services – Housing; Services-homeless; Service-fair housing; Other government - County

	What section of the Plan was addressed by Consultation?	Housing need assessment; Homeless needs - Chronically homeless; Homeless needs - Families with children; Homelessness strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Through the sub-group of participants for the Central Texas Supportive Housing Coalition, the entities in Bell County work together to address homelessness and seek ways to prevent duplication with the homeless population going from city to city in Bell County seeking services.
9	Agency/Group/Organization	HILL COUNTRY COMMUNITY ACTION ASSOCIATION
	Agency/Group/Organization Type	Services – Housing; Services-Children; Services-Elderly persons; Regional organization
	What section of the Plan was addressed by Consultation?	Non-Homeless Special Needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Agency staff are contacted in order to determine the perceived needs for utility/rental assistance, child care/Head Start, weatherization programs, senior services and other public service needs. Their services are important in working with the City staff for partnering and improved coordination.
10	Agency/Group/Organization	Central Texas Veterans Health Care System
	Agency/Group/Organization Type	Other government - Federal
	What section of the Plan was addressed by Consultation?	Homeless Needs - Chronically homeless; Homeless needs - Families with children; Homelessness needs – Veterans; Homelessness strategy market analysis
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	A representative from the agency provides information regarding the services available through the medical center and other related veteran services. Outcome was to establish a contact as a place where necessary services can be provided to citizens needing specialized assistance.

11	Agency/Group/Organization	CENTRAL COUNTY CENTER FOR MHMR
	Agency/Group/Organization Type	Services-Persons with disabilities; other government - State
	What section of the Plan was addressed by Consultation?	Non-Homeless Special Needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	An available reference and resource for those persons with disabilities who are seeking assistance. Also references and services for persons with mental illness or intellectual and developmental disabilities needing support on their road to recovery and enhancement of their lives in the community.

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

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

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

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

Table 3 – Other local / regional / federal planning efforts

Narrative (optional)

AP-12 Participation – 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation

Summarize citizen participation process and how it impacted goal-setting

Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Public Hearings & Meetings	<p>Minorities</p> <p>Non-English Speaking - Specify other language: Spanish</p> <p>Non-targeted/broad community</p> <p>Residents of Public and Assisted Housing</p> <p>Low-Mod distressed areas</p>	<p>Notice of public hearings and public meetings was published in the daily newspaper of general circulation in advance of the public meeting, public hearing, and to announce the opening of the Public Comment Period and the availability of the draft versions of the AAP with request for comments. Two public meetings were held on June 12th and two public hearings were held in conjunction with City Council Meeting - one on July 18th and one on August 1st. The adoption of the final Annual Action Plan was made by City Council on August 1st.</p>	<p>Public Meeting Comments: Streetlights along S 14th Street; Sidewalk in Crestview Area and 30th & Heritage; Sidewalk reconstruction along Adams and MLK; Economic development on the East Side (markets); Crosswalk Ave H & 34th Street; Street signage; Speed bumps; Curb cuts in East Temple for parking; Industrial Park bus routes at shift change for workers with out vehicles to get to work</p>	<p>All comments are accepted</p>	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
2	Newspaper Ad	Non-targeted/broad community	Notice of the public meetings was published in the local daily newspaper of general circulation on June 9, 2019 and notice of the public hearing was published in the local daily newspaper of general circulation on June 30, 2019 in advance of each hearing and meeting.		All comments are accepted	
3	Internet Outreach	Non-targeted/broad community	Information about the meetings, the draft of the Annual Action Plan, and public comment forms were made available on the City of Temple's website. This information was posted throughout the thirty-day period.		All comments are accepted	http://www.templetx.gov/DocumentCenter/View/24881

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
4	Local Television Access	<p>Minorities</p> <p>Non-English Speaking - Specify other language: Spanish</p> <p>Non-targeted/broad community</p> <p>Residents of Public and Assisted Housing</p> <p>Public service support groups</p>	<p>Information about the meetings, where to access the draft of the Annual Action Plan, public comment period, and public comment forms were made available on the public access television station throughout the public comment period.</p>		<p>All comments are accepted.</p>	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
5	Local Organizations	<p>Minorities</p> <p>Non-English Speaking - Specify other language: Spanish</p> <p>Non-targeted/broad community</p> <p>Residents of Public and Assisted Housing</p> <p>Public service support groups</p>	<p>Information about the meetings, where to access the draft of the Annual Action Plan, public comment period, and public comment forms were made available via e-mail to various organizations throughout the public comment period.</p>		<p>All comments are accepted.</p>	

Table 4 – Citizen Participation Outreach

Expected Resources

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

Introduction

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

The City anticipates receiving \$588,159 in CDBG funds for PY 2019 and anticipates carryover funds not committed from previous year(s) to be used toward housing improvements, code enforcement, demolition, infrastructure improvements, and other community development activities. These activities will be addressed and completed only if sufficient CDBG funds are allocated. Due to the uncertainty of the Federal Budget, the City's assumption for preparation of this financial section is that funding in this Consolidated Plan will remain at the current level. If there is an increase or decrease in funding allocations from HUD, then the financials will be adjusted accordingly. Administrative expenses are estimated at 20 percent.

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition; Admin and Planning; Economic Development; Housing; Public Improvements; Public Services	588,159	0	220,000	808,159	808,159	CDBG funds will be used for administration and planning, housing improvements, crime prevention, code enforcement, spot blight reduction, and public facilities improvements.

Table 5 - Expected Resources – Priority Table

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

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

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

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

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

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

Discussion

The City of Temple uses federal, state, and local resources to address the needs identified by residents for improved services and infrastructure modernization. The City uses CDBG funding to achieve the goals outlined in the five-year Consolidated Plan. The City is expected to receive \$588,159 in PY 2019 to address those needs during this annual cycle. Goals and objectives have been adjusted based on the substantial amendment that was made this past year to address the needs and desires expressed verbally by citizens. Additional local, state, and federal funding will be used to make needed improvements to streets, parks, infrastructure, and facilities that serve to promote economic development, as well as social and environmental justice for all residents of the City of Temple. These Capital Improvement Projects have a direct and positive impact on LMI neighborhoods and residents. Additional general fund monies are allocated every year for projects that range from funding non-profit agencies to blight demolition. The City of Temple employs a grant writer that works to leverage local, state, federal and private funds in order to maximize the potential impact of programmatic funding for City services. The Finance Department works with the City Manager's Office, to support programs and projects in the City of Temple and to increase the impact of taxpayer funded work for the community. The staff works cooperatively with all departments within the City to increase efficiency and alleviate waste, helping to ensure wise-use of public resources and supporting a more resilient City for future generations.

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

DRAFT

Annual Goals and Objectives

AP-20 Annual Goals and Objectives

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Housing Improvements	2017	2019	Affordable Housing		Minor and major Accessibility Improvements in Housing; Owner-Occupied Housing Improvements	CDBG: \$218,800 799	Homeowner Housing Improvements: 5 Household Housing Unit
2	Public Facility and Infrastructure Improvements	2019	2019	Non-Housing Community Development		Sidewalk Improvements	CDBG: \$130,000	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 525 Persons Assisted
3	Spot Blight Demolition	2017	2019	Demolition and Clearance		Demolition and Clearance; Neighborhood Revitalization	CDBG: \$100,000	Buildings Demolished: 12 Buildings
4	CDBG Program Administration	2017	2019	Administration			CDBG: \$117,631 2	

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
5	Crime Prevention Program	2018	2019	Non-Housing Community Development		Crime Prevention Program	CDBG: \$88,223 ⁴	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 500 Persons Assisted
6	Neighborhood Revitalization - Code Enforcement	2017	2019	Non-Homeless Special Needs Non-Housing Community Development		Accessibility Improvements in Housing; Code Enforcement; Neighborhood Revitalization	CDBG: \$153,505 ⁴	Other: 1200 Other

Table 6 – Goals Summary

Goal Descriptions

1	Goal Name	Housing Improvements
	Goal Description	Provide minor and major repairs to owner-occupied homes to address necessary repairs, prevent deferred maintenance and property deterioration. Improvements will provide, energy efficiency, improved accessibility, and enhance the neighborhoods.
2	Goal Name	Public Facility and Infrastructure Improvements
	Goal Description	Installation of sidewalk in a neighborhood along South 14 th Street between Central Avenue and Jeff Hamilton Park to improve pedestrian mobility and safety, particularly among children and the disabled, as well as those without vehicles.
3	Goal Name	Spot Blight Demolition
	Goal Description	Clearance and demolition of 12 structures to address spot blight conditions.
4	Goal Name	CDBG Program Administration
	Goal Description	General Administration to carry out all CDBG activities.
5	Goal Name	Neighborhood Revitalization - Code Enforcement
	Goal Description	Active revitalization of neighborhoods s by passing code violations to the Resource Coordinator to facilitate code mitigation, with the coordinated establishment of Neighborhood Associations in order to enhance the respective neighborhoods, improve quality of life, develop community partnerships, and empower neighborhoods by engaging volunteers in the neighborhood improvement process.
6	Goal Name	Crime Prevention Program
	Goal Description	Community engagement to eliminate and/or reduce crime.

DRAFT

Projects

AP-35 Projects – 91.220(d)

Introduction

The City of Temple will use the PY 2019 CDBG allocation of \$588,159, plus \$220,000, in reprogrammed funds from prior years, for a total of \$808,159 in activity funding. These activities will include:

Housing Program: This program provides minor and major repairs for eligible owner-occupied homeowners who essentially cannot afford to repair or fix-up their homes due to the high cost of living.

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

Public Facilities Infrastructure Improvements: Installation and repair of sidewalks in qualified low-income neighborhoods to enhance mobility of pedestrian traffic and to link neighborhoods to economic, wellness, and social resources that enhance neighborhood quality. Installation of a sidewalk in a neighborhood along South 14th Street between Central Avenue and Jeff Hamilton Park to improve pedestrian mobility and safety, particularly among children and the disabled, as well as those without vehicles.

Neighborhood Revitalization/Code Compliance: The goal is to build and sustain healthy, safe, and vibrant neighborhoods in our LMI areas using approaches that foster long term and positive change through Code Compliance. The process will include identification of specific code violations on a case by case basis, with follow-up outreach and education on those concerns, identification of possible solutions including neighborhood clean ups, use of the tool library, and use of the tool trailer, by the Resource Coordinator and other resources the City of Temple and its strategic partners provide. The process will also include identification of larger health and safety issues which may need to be addressed by the City on a larger scale and notification of those concerns to the correct department or agency. Issues identified may be related to streets, drainage, lighting, criminal activity, and public safety. Finally, collaboration with the City of Temple's proposed Neighborhood Association program and using the City's Neighborhood Planning District efforts will allow Code Compliance to reach into the neighborhoods and assist citizens to identify and address concerns in a holistic manner on their own with the City's support.

Crime Prevention Program: This new program will provide a dedicated and consistent law enforcement presence to work within the low-to-moderate income area with objectives and benchmarks to engage

the community for the purpose of eliminating and reducing crime.

The City is identifying “Alternate Projects” in the Annual Action Plan. If at anytime during program year 2019 a project or activity is found to be ineffective, unachievable, or has surplus funds at the project completion, the City will reallocate those funds to one of the alternate projects below. This approach will ensure the timely expenditure of funds, as a Substantial Amendment will not need to be conducted for re-allocation of surplus funds.

Alternate Projects:

1. Connectivity trail between Wilson Park Recreation Center and Ferguson Park
2. Additional funding for the Housing Program
3. Additional funding for an approved existing infrastructure project to help with additional construction, engineering or testing costs.

Projects

#	Project Name
1	Housing Improvements
2	Spot Blight Demolition
3	Infrastructure Improvements
4	CDBG Administration
5	Neighborhood Revitalization
6	Crime Prevention

Table 7 - Project Information

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

The priorities were determined based on:

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

Allocation priorities are also based upon the Needs Assessment undertaken as part of the development

of the Five-Year Consolidated Plan.

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

DRAFT

AP-38 Project Summary

Project Summary Information

1	Project Name	Housing Improvements
	Target Area	
	Goals Supported	
	Needs Addressed	
	Funding	CDBG: \$218, 800 799
	Description	Provide minor and major improvements to owner-occupied homes to address and prevent deferred maintenance and property deterioration. Improvements will provide energy efficiency, improved accessibility, and enhance the neighborhoods.
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
	Planned Activities	
2	Project Name	Spot Blight Demolition
	Target Area	
	Goals Supported	
	Needs Addressed	
	Funding	CDBG: \$100,000
	Description	Demolition and Clearance of 12 substandard structures.
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
	Planned Activities	
	Project Name	Infrastructure Improvements

3	Target Area	
	Goals Supported	
	Needs Addressed	
	Funding	CDBG: \$130,000
	Description	Installation of sidewalks in neighborhood
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
	Planned Activities	
4	Project Name	CDBG Administration
	Target Area	
	Goals Supported	
	Needs Addressed	
	Funding	CDBG: \$117,631 2
	Description	General Administration to carry out the CDBG activities
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
5	Project Name	Neighborhood Revitalization
	Target Area	
	Goals Supported	
	Needs Addressed	
	Funding	CDBG: \$153,50 5 4

	Description	Active revitalization of neighborhoods <u>s by passing code violations to the Resource Coordinator to facilitate code mitigation. with the coordinated establishment of Neighborhood Associations in order to enhance the respective neighborhoods, improve quality of life, develop community partnerships, and empower neighborhoods by engaging volunteers in the neighborhood improvement process.</u>
	Target Date	9/30/ <u>2020</u> ¹⁹
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
	Planned Activities	
6	Project Name	Crime Prevention
	Target Area	
	Goals Supported	Crime Prevention Program
	Needs Addressed	Crime Prevention Program
	Funding	CDBG: \$88,22 ³⁴
	Description	Provide a dedicated and consistent law enforcement presence to work within the low-to-moderate income area with objectives and benchmarks to engage the community for the purpose of eliminating and reducing crime.
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	500 persons
	Location Description	low-moderate area
	Planned Activities	Increase citizen engagement in the target area and establish Neighborhood watches to reduce crime

AP-50 Geographic Distribution – 91.220(f)

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

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

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

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

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

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

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

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

Geographic Distribution

Target Area	Percentage of Funds
EAST TEMPLE REVITALIZATION STRATEGY	

Table 8 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

The City of Temple estimates that 80% of the funds will be dedicated to projects in the target areas and

that these funds assist a large number of low to moderate income residents.

Target Area: Low- to Moderate-Income (LMI) Areas

Discussion

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

Affordable Housing

AP-55 Affordable Housing – 91.220(g)

Introduction

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

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

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

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

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

Discussion

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

AP-60 Public Housing – 91.220(h)

Introduction

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

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

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

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

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

- The THA operates two community centers at the properties with on-site service coordinators to facilitate access to social services and to encourage participation in the management of programs;
- Residents are encouraged to participate in the development/planning process for the Public Housing Authority (PHA) Annual Plan, 5-Year Plans and Capital Fund Plan via newspaper notices, individual resident notices, public hearings and Resident Advisory Board meetings;
- Social activities such as pot luck dinners, cook outs and holiday parties are conducted at all properties to encourage interactions among residents and with the staff and management, opening the door for more involvement by residents; and
- THA offers scholarships for higher education, provides childcare, completes resident needs assessments, provides educational youth activities and many other social service programs to

enhance quality of life and self-sufficiency for residents.

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

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

Discussion

The federally subsidized housing programs in Temple are split between the Central Texas Housing Consortium, a political subdivision of the State charged with supplying public housing units and managing the public housing developments and residents. There are multiple other owners of subsidized housing, such as tax credit properties, and the CTCOG, a Council of Governments responsible for managing the Section 8 HCV program. Though the owners and organizations work independently, they do collaborate and coordinate with each other and with the City of Temple. During PY 2019, no significant modifications are expected to the public housing program. The CTCOG will work with the City and other entities to educate landlords on voucher programs and the benefits, such as the payments of rent by the 5th of every month through the CTCOG not the tenant and helping tenants through education and training on how to avoid eviction by understanding that their behaviors not only can result in eviction but loss of vouchers. These two are the most commonly discussed misconceptions/areas of concern.

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

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

Introduction

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

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

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

In PY 2019, the City will participate and support the Point in Time Count as performed by the local homeless coalition. The City will identify and work with agencies providing emergency shelter and other housing options in Bell County to determine the number of individuals and families who are in need of receiving assistance. Additionally, the City will build awareness around information in the CDBG Consolidated Plan, data from HUD, and the American Community Survey to determine numbers and types of households and individuals (veterans, elderly, disabled, youth) who may be at risk of homelessness due to being extremely low income, having housing problems, lack of employment, poor transportation options, and/or lack of benefits. This information will be used in conjunction with the Central Texas Housing Coalition to help identify those agencies who can provide assistance and resources to intervene and help their needs to prevent homelessness.

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

Addressing the emergency shelter and transitional housing needs of homeless persons

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

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

The City of Temple does not have an official emergency shelter center, nor does the City directly fund transitional housing. The Salvation Army has recently completed construction of a shelter center in

Temple and is receiving ESG and RRH funding. It specifically provides emergency shelter for women only. A separate shelter for men is desperately needed. The City is working with the local Salvation Army in this cause by encouraging the new Salvation Army administration to apply for the ESG grant that would provide assistance for emergency shelter operations, which will help them provide this essential service for the area.

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

The City will continue to provide funding for programs, services, and options for housing homeless individuals, as funds are available, using public service agencies who are prepared and trained to specifically address the needs of the homeless. Preventing individuals and families that have previously experienced homeless from returning to homelessness requires a full and comprehensive assessment and program which may include tasks and processes that many individuals perform daily. Education is needed for simple tasks such as planning and cooking a meal, budgeting expenses between pay periods, paying for obligations first as opposed to recreational expenses. These deficiencies coupled with any form of alcohol or drug abuse, mental illness, or physical or developmental disabilities increases the potential for the return to the homeless state. Therefore, continued support services with extended or longer-term case management would likely be required to achieve successful integration and self-sufficiency.

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

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

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

risk of homelessness.

Discussion

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

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

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

Introduction:

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

- The City and multiple area non-profits will leverage local funding to provide down-payment assistance to an average of 5 families per year – this works to address the income disparity and the rising costs of homeownership.

- * The City will hold Housing Ownership Workshops, which are community wide public events coordinated by staff to engage citizens to meet with lenders, builders, non-profits, realtors, bankers and other businesses that are involved in the homebuyer process. This an opportunity for all these agencies to come together in one session and allow citizens to become educated about the processes of purchasing a home as well as establishing contact directly with specific agencies that can help them along the way.

- The City's transit system will continue to ensure that routes and times serve the needs of LMI residents using public transportation to get to and from work, shopping, and social services – this works to address the income disparity in that public transportation allows exurban and suburban homeowners to access employment centers after moving from more centrally located apartments.

- The City will continue to work with the Temple Housing Authority, Central Texas Housing Consortium, and the NeighborWorks Homeownership Center to aid those seeking affordable housing in the area – these services work to address the rising homeownership costs.

- The City Council annually appoints the month of April as Fair Housing Month. The City of Temple's proclamation serves to highlight available resources within the City that support fair and affordable housing access.

- The City provides financial support to area non-profits that provide job-training skills, workforce development, training, and educational attainment services to low- and moderate-income residents. This effort supports an increase in educational attainment and a decrease in the community income disparity.

Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment

In the development of the Fair Housing Plan, it was identified that the City's zoning regulations and

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

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

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

Discussion:

During PY 2019, the City plans to continually address the barriers that are impediments to affordable housing through owner-occupied housing improvements. The City will fund improvements to homes owned and occupied by low- to moderate-income households. The improvements will include repairs/rehabilitation, energy efficiency improvements that will reduce the homeowners' utility costs, and accessibility improvements for the disabled. These efforts are available through the **Housing Program** and **Neighborhood Association Program**, as well as through a partnership with the local agency funded to administer the **Weatherization Program** in Bell County.

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

enhance, and beautify their homes, allowing them to maintain a sense of independence and dignity.

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

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

AP-85 Other Actions – 91.220(k)

Introduction:

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

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

- Population growth
- Cut backs in state and federal funding for basic needs and services
- High cost of housing
- Unemployment
- Need for transportation to existing services and available childcare services

Actions planned to address obstacles to meeting underserved needs

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

The Community Enhancement Grants, funded through general funds and hotel/motel taxes, will assist a number of non-profits serving the low-income population. During PY 2019, the City will use its CEGs to fund The HOP (public transit), Hill Country Community Action Association, Temple Housing Authority, Bell County Human Services (Temple HELP Center), NeighborWorks, and Habitat for Humanity, all of which address the housing, employment, education, or social service needs of the most underserved

residents in the community.

Actions planned to foster and maintain affordable housing

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

Actions planned to reduce lead-based paint hazards

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

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

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

Actions planned to reduce the number of poverty-level families

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

sustainable pathways out of poverty for families and individuals in Temple (NeighborWorks).

Actions planned to develop institutional structure

The City of Temple will continue the collaborations and technical assistance that was developed during the Consolidated Planning process. Meetings with community partners to address various programmatic areas, shared knowledge, and integrated programs will continue in PY 2019-2020 and on through the 5-Year Consolidated Planning period. City staff will continue to attend HUD-sponsored trainings, NCDCA and NeighborWorks trainings. Inter-departmental collaborations will continue and expand, particularly related to the multi-faceted improvements, in CDBG qualified census tract areas and programs for LMI residents.

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

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

Discussion:

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

Program Specific Requirements

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

Introduction:

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

Community Development Block Grant Program (CDBG)

Reference 24 CFR 91.220(I)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed

2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan.

3. The amount of surplus funds from urban renewal settlements

4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan.

5. The amount of income from float-funded activities

Total Program Income:

Other CDBG Requirements

1. The amount of urgent need activities

2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income

(##.##)

Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum

Annual Action Plan
2019

overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan.

Discussion:

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

RESOLUTION NO. 2019-9738-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT 2019 ANNUAL ACTION PLAN AND BUDGET FOR FISCAL YEAR 2020, INCLUDING FUNDING RECOMMENDATIONS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, a public hearing was held on July 18, 2019, to receive public comments on the proposed Community Development Block Grant (“CDBG”) 2019 Annual Action Plan and Budget for Fiscal Year 2020 including funding recommendations – no comments were received;

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

Whereas, the City was notified and anticipates receiving \$588,159 from the United States Department of Housing and Urban Development for the City’s fiscal year 2020 CDBG allocation - these funds reflect a 9.68% increase from the prior year and will further enhance the City’s community development programs, supporting safe, well-planned residential and business districts;

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

Whereas, the City also plans to reallocate \$220,000 from the 2018 Action Plan to assist with meeting the goals identified in the 2015-2019 Consolidated Plan;

Whereas, the proposed allocation of funds is as follows:

Infrastructure Improvements	\$130,000
Housing Improvements	\$218,800
Crime Prevention Program	\$88,223
Demolition	\$100,000
Administration	\$117,631
Total	\$808,159

Whereas, the fiscal year 2020 CDBG funding amount of \$588,159, along with the reprogramming of \$220,000 remaining from prior CDBG funding, for a total of \$808,159, will be allocated as recommended;

Whereas, the City Council has considered this matter and deems it in the public interest to adopt the Community Development Block Grant 2019 Annual Action Plan and Budget for fiscal year 2020, including funding recommendations.

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 adopts the Community Development Block Grant 2019 Annual Action Plan and Budget for fiscal year 2020, including funding recommendations as follows:

Infrastructure Improvements	\$130,000
Housing Improvements	\$218,800
Crime Prevention Program	\$88,223
Demolition	\$100,000
<u>Administration</u>	<u>\$117,631</u>
Total	\$808,159

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 on this the 1st day of **August**, 2019.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

08/01/19
Item #7(A)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Erin Smith, Assistant City Manager
Charla Thomas, Assistant City Attorney

ITEM DESCRIPTION: Consider adopting a resolution authorizing a lease agreement with Eclipse Airworks, LLC for lease of T-hangar #47 at the Draughon-Miller Central Texas Regional Airport.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: Eclipse Airworks, LLC leases T-hangar #47 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.

Eclipse Airworks, LLC will be leasing T-Hangar #47, which will be used to store one of the following aircrafts on a rotating basis:

Type:	Fixed Wing Single Engine
Manufacturer:	Piper
Model:	PA-28R-200
U.S. Registration No./Tail #:	N32665

Type:	Fixed Wing Single Engine
Manufacturer:	Piper
Model:	PA-28-140
U.S. Registration No./Tail #:	N7634C

Type:	Fixed Wing Single Engine
Manufacturer:	Cessna
Model:	182M
U.S. Registration No./Tail #:	N91963

The initial term of this lease agreement 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 a retroactive effective date of July 1, 2019.

Eclipse Airworks, LLC 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. Eclipse Airworks, LLC further understands that commercial activity is prohibited in the T-hangar.

Pursuant to the lease agreement, Eclipse Airworks, LLC 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-Hangar #47 will be deposited into account 110-0000-446-3021.

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. 2019-9739-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING AN AIRPORT HANGAR LEASE AGREEMENT WITH ECLIPSE AIRWORKS, LLC, IN THE AMOUNT OF \$185 PER MONTH, FOR THE USE OF T-HANGAR NO. 47 AT THE DRAUGHON-MILLER CENTRAL TEXAS REGIONAL AIRPORT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, Eclipse Airworks, LLC has requested to lease T-hangar No. 47 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 each month;

Whereas, Eclipse Airworks, LLC, will be leasing T-hangar No. 47 which will be used to store one of the following aircraft on a rotating basis:

Type:	Fixed Wing Single Engine
Manufacturer:	Piper
Model:	PA-28R-200
U.S. Registration No./ Tail No.:	N32665

Type:	Fixed Wing Single Engine
Manufacturer:	Piper
Model:	PA-28-140
U.S. Registration No./ Tail No.:	N7634C

Type:	Fixed Wing Single Engine
Manufacturer:	Cessna
Model:	182M
U.S. Registration No./ Tail No.:	N91963

Whereas, Staff recommends Council authorization of a 12-month airport T-hangar lease agreement with Eclipse Airworks, LLC, at the rental rate of \$185 per month, with an effective date of July 1, 2019;

Whereas, the lease may be renewed for additional 12-month terms at the agreement of the parties, 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, Eclipse Airworks, LLC, 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 – Eclipse Airworks, LLC, further understands that commercial activity is prohibited in the T-hangar;

Whereas, pursuant to the lease agreement, Eclipse Airworks, LLC, will: timely pay rent; store only aircraft and items related to aeronautical operations on the leased premises; grant the City the right to enter the T-hangar at any time for inspection, repairs, additions, alterations, or repairs; furnish a duplicate key or combination to the Airport Director for any lock used to secure the T-hangar; keep the premises in a good and orderly condition; comply with all terms of the lease agreement and all ordinances, rules, regulations of the City and the Airport; and maintain the required liability insurance as evidenced by a current certificate of insurance that names the City as an additional insured,

Whereas, this is an as-is lease, and the City will not be making any adjustments or upgrades to the space;

Whereas, the City will receive annual lease revenue of \$2,220, which will be deposited into Account No. 110-0000-446-3021; and

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

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

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 airport T-hangar lease agreement with Eclipse Airworks, LLC, in the amount of \$185 per month for the use of T-hangar No. 47 at the Draughon-Miller Central Texas Regional Airport effective July 1, 2019.

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 1st day of **August**, 2019.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

08/01/19
Item #7(B)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Don Bond, P.E., CFM, Director of Public Works
Richard Wilson, P.E., CFM, City Engineer

ITEM DESCRIPTION: Consider adopting a resolution authorizing an amendment to the professional services agreement with Jacobs Engineering Group, Inc. for additional design phase services associated with the Bird Creek Interceptor Phase 4 Project in an amount not to exceed \$115,000.

STAFF RECOMMENDATION: Adopt resolution as presented in item summary.

ITEM SUMMARY: The existing Bird Creek Interceptor (shown on the attached map) built in the mid-1950's provides wastewater service to many neighborhoods, restaurants and commercial developments, draining an area approximately 6,200 acres in size through the middle of Temple. Over the years, the wastewater line has deteriorated, taking in additional flows during rain events. These excess flows and line condition have led to unauthorized sanitary sewer discharges into Bird Creek.

In 2007, Council authorized a professional services agreement with Carter Burgess, Inc., now Jacobs Engineering Group, Inc. (Jacobs), for engineering services related to the Bird Creek Interceptor Project. This project, phased and implemented over several years, is targeted toward reducing overflows and rehabilitating infrastructure, ultimately providing for increased capacity within the wastewater collection system. Total authorized professional fees for Jacobs related to this project are currently \$2,935,916.40. Phases 1, 2, and 3 of the project have been completed and Phase 5 is currently under construction. Construction of Phase 4 (the last section to be addressed) is anticipated to start in early FY 2020.

Recent meetings with staff have addressed Bird Creek Phase 4's constructability and the need to update the design to current conditions, as the design has been completed for several years. Additional items needed to be addressed include subsurface tunneling, a geotechnical slope evaluation on Daniels Drive, potholing existing utilities, a bridge assessment to determine the condition and loading capacity and the need for public meetings. This amendment addresses those needs as follows:

Design Services

Project Management	\$ 3,554.00
Design Meetings/Site Visits (3)	\$ 7,560.00
Locate and Update Dry Utilities	\$ 26,253.50
Daniels Drive Slope & Road Analysis	\$ 18,009.50
Pecan Valley Revisions	\$ 14,592.00
Bird Creek Bridge Analysis	\$ 16,933.00
Parcel and MOA Design Update	\$ 15,348.00
Public Meetings and Presentations (2)	<u>\$ 12,750.00</u>

Total Professional Services \$115,000.00

See the attached engineer's proposal and contract amendment for further details.

FISCAL IMPACT: A budget adjustment is being presented to Council for approval to appropriate funding for contract amendment #16 to the professional services agreement with Jacobs Engineering Group, Inc. for additional design phase services associated with the Bird Creek Interceptor Phase 4 Project. Funding in an amount not to exceed \$115,000 will be available in account 561-5400-535-6925, project 101933, as follows:

Project Budget	\$ 113,118
Budget Adjustment	68,374
Encumbered/Committed to Date	(65,693)
Jacobs Engineering Group, Inc. Contract Amendment #16	<u>(115,000)</u>
Remaining Project Funds Available	<u>\$ 799</u>

ATTACHMENTS:

[Engineer's Proposal](#)
[Project Map](#)
[Contract Amendment](#)
[Budget Adjustment](#)
[Resolution](#)

June 5, 2019

Ed Kolacki
City of Temple Department of Public Works
3210 E. Ave. H,
Bldg, A, Suite 107
Temple, TX 76501

Subject: Contract Modification #16 for Bird Creek Interceptor Improvements

Dear Mr. Kolacki:

Jacobs Engineering Group Inc. (Jacobs) is pleased to submit this scope and fee proposal to provide additional engineering services related to the City of Temple's Bird Creek Interceptor Improvements project.

Engineering services include additional project meetings, Subsurface Utility Engineering, additional geotechnical evaluations, a bridge assessment, public meetings, and other associated improvements associated with Construction Contract IV of the project.

We propose to complete the attached scope of work for a lump sum amount of \$115,000 by task as outlined in the attached fee schedule.

Thank you very much for allowing us to submit this proposal to you and please feel free to contact me at 512.314.3146 or Ricky Villalobos at 512.314.3144 should you have any questions or require additional information.

Sincerely,



Jason Roberts, P.E.
Project Manager

ATTACHMENT A – SCOPE OF WORK

Amendment No. 16 Temple Bird Creek Interceptor Improvements Construction Contract IV – Additional Design Phase Services Prepared By Jacobs Engineering Group, Inc.

Project Description

The Bird Creek Interceptor is one of the primary wastewater collection lines through the City of Temple, traversing pastureland, park areas, neighborhoods, and golf courses. This interceptor, comprised of vitrified clay pipe and brick manholes, over the years has experienced numerous overflows due to excessive infiltration and inflow (I&I), lack of capacity and poor condition. The interceptor is approximately 5.3 miles long and about 50-years old.

The project began in 2007 with the preliminary engineering and data acquisition phase. Since that time, a number of changes have occurred along the Contract IV route such as new franchise utilities, property owner changes, and property owner requirements related to easement acquisition negotiations. Additionally, construction along Daniels Drive of the interceptor, new pavement, and creek armoring require additional analysis of the geology and Bird Creek Drive bridge over Bird Creek.

Additional tasks included in this Amendment No. 16 are summarized below:

A. ADDITIONAL DESIGN PHASE SERVICES (Construction Contract IV)

1. Project Management. Manage scope, schedule and budget of construction management phase and coordinate with City and sub consultants for two additional months.
2. Coordination Meetings. Conduct up to three (3) meetings with city staff to finalize the Contract IV design.
3. SUE Coordination. Conduct one (1) Subsurface Utility Engineering (SUE) quality level 'A' bore to positively locate the natural gas line located on the Brook Apartments near the intersection of Westwood Road and Rosewood Drive.
4. Update Utility Coordination. Contact all franchise utility owners along the interceptor route to obtain current existing utility location drawings. Update the construction drawings to reflect these utilities and make necessary changes to the interceptor design to avoid the new utilities.
5. Daniels Drive Pavement Redesign. Due to the depth of cut along the entrance to Daniels Drive, the rock gabion system selected to protect the proposed drive is not a viable creek armoring methodology. Jacobs will revise the pavement design to allow the existing vegetation to remain in this area to minimize creek erosion.
6. Daniels Drive Slope Analysis. The current slope design will allow construction for the interceptor and the gabion baskets. However, a recommendation by the geotechnical engineer to increase the slope excavation angle will result in significantly reduced volume of spoils. This reduction in spoils handling costs will likely result in a savings to the City of roughly \$50,000. To provide this

recommendation, the geotechnical engineer will perform additional tests to make a recommendation for the maximum slope angle.

7. Pecan Valley Constructability Review. The current pipeline design includes by-pass pumping operations for the existing interceptor along Pecan Valley Drive. Due to the depth of this existing interceptor, the length of pipe required to provide by-pass pumping, and the disruption to both residents in the area and vehicular traffic; additional analysis of the construction phasing in this area is desirable. Jacobs staff will evaluate two (2) by-pass pumping operations and a revised profile design which eliminates by-pass pumping completely and make a recommendation for final design. Upon receiving approval from the city staff, Jacobs will implement the recommended design changes to the construction documents.
8. Bird Creek Drive Bridge Analysis. Due to traffic control requirements; the construction contractor will be required to utilize the Bird Creek Drive bridge over Bird Creek for access, material and equipment staging, and removal of spoils. No published load rating is available for the bridge. To provide a maximum load limit to the contractor, a structural engineer will conduct a field investigation and required calculations to classify the bridge. Calculations and analysis are to be performed in accordance with TxDOT Bridge Inspection Manual. If field investigation determines structural distress is present, additional testing and analysis outside the scope of this contract will be required. A technical memorandum will be produced to document the bridge classification. The memorandum will be signed and sealed by a Professional Engineering licensed in Texas.
9. MOA Review and Design Changes. Each Memorandum of Agreement (MOA) that was executed between the City and each property owner granting easements to the city includes terms of the agreement which the construction contractor must fulfill. Jacobs staff will review each MOA and incorporate the requirements into the construction documents.
10. Property Owner Research & Update. Each property owner is listed for all parcels along the interceptor alignment based on the property ownership current in 2007. To update the property ownership, Jacobs staff will utilize Bell CAD records to research the current property ownership and update the construction documents to reflect the current property owner.
11. Public Involvement Assistance. Prior to beginning construction, Jacobs recommends conducting two (2) public meetings to notify the affected residents in vicinity of Contract IV. Jacobs staff will prepare exhibits to show the extent of the proposed construction activities, anticipated traffic impacts and a tentative construction schedule. The final construction schedule will be provided by the construction contractor, once the project has been bid and a contractor has been awarded the contract.

Schedule

This phase of the project is anticipated to be publicly bid in the summer of 2019. Bidding and Construction Phase Services are not included in this scope of work, but can be provided in a separate proposal.



ATTACHMENT B - FEE SCHEDULE

Bird Creek Interceptor Improvements
Amendment No. 16 - Constrution Contract IV Additional Design

Scope ItemDescription		Project Manager	Senior Bridge Engineer	Project Engineer	EIT	CADD Designer	Clerical	Total Jacobs	Kleinfelder (Geotechnical)	Bell Contractors	All-County Survey	Total Sub Consultant	Expenses	Sub Consultant Markup	Total Services
1	Project Management	18					5	\$ 3,554.00				\$ -	\$ -	\$ -	\$ 3,554.00
2	Project Meetings (three)			30	30			\$ 7,260.00				\$ -	\$ 300.00	\$ -	\$ 7,560.00
3	SUE Coordination	10		5		10	2	\$ 3,626.00		\$ 12,000.00	\$ 1,750.00	\$ 13,750.00	\$ -	\$ 687.50	\$ 18,063.50
4	Update Utility Coordination	6		20	40		4	\$ 7,990.00				\$ -	\$ 200.00	\$ -	\$ 8,190.00
5	Daniels Drive Pavement Redesign	7		15	19	40		\$ 8,993.00				\$ -	\$ -	\$ -	\$ 8,993.00
6	Daniels Drive Slope Analysis	8		12	12	12	2	\$ 5,604.00	\$ 3,250.00			\$ 3,250.00	\$ -	\$ 162.50	\$ 9,016.50
7	Pecan Valley Constructability Review	11		36	38	40		\$ 14,592.00				\$ -	\$ -	\$ -	\$ 14,592.00
8	Bird Creek Drive Bridge Analysis	11	30	45	20	10		\$ 16,733.00				\$ -	\$ 200.00	\$ -	\$ 16,933.00
9	MOA Review and Design Changes	8		20	40	20		\$ 9,884.00				\$ -	\$ -	\$ -	\$ 9,884.00
10	Property Owner Research & Update			6	30	20		\$ 5,464.00				\$ -	\$ -	\$ -	\$ 5,464.00
11	Public Involvement Assistance (two public meetings)	10		30	30	20	20	\$ 12,650.00				\$ -	\$ 100.00	\$ -	\$ 12,750.00
Subtotal		89	30	219	259	172	33	\$ 96,350.00	\$ 3,250.00	\$ 12,000.00	\$ 1,750.00	\$ 17,000.00	\$ 800.00	\$ 850.00	\$ 115,000.00
Total - Lump Sum		89	30	219	259	172	33	\$ 96,350.00	\$ 3,250.00	\$ 12,000.00	\$ 1,750.00	\$ 17,000.00	\$ 800.00	\$ 850.00	\$ 115,000.00



May 16, 2019
Proposal No. LOCALMKT.WEOH

Jacobs Engineering Group, Inc.
2705 Bee Cave Rd
Suite 300
Austin, Texas 78746

Attention: Mr. Jason Roberts
Manager

**Reference: Geotechnical Recommendations Proposal
Bird Creek Interceptor – Gabion Wall Excavation
Temple, Texas**

Dear Mr. Roberts:

We are pleased to submit this proposal for geotechnical services for the proposed City of Temple Bird Creek Interceptor Project. The scope of services and costs summarized in this proposal are based on the information and project plans provided by you via email on May 2, 2019.

We performed a field exploration and laboratory testing for this project in 2011 and the results are included in the geotechnical data report, Kleinfelder Report No. WAC12R001R1, dated February 26, 2012.

PROJECT UNDERSTANDING

We understand that the project consists of the construction of new sewer lines through commercial, residential, and open areas located south and southwest of Interstate Highway 35 and Loop 363 in Temple, Texas. The proposed project activities that include the construction of a new gabion wall along Daniels Drive to provide erosion protection to the Bird Creek bank adjacent the road. Reportedly, a 17-foot deep excavation is planned behind the wall. Cut slopes for the planned excavations are proposed to be 1-V: 1-H or steeper, if feasible. After the wall construction is completed, the excavation will be backfilled and a new pavement section will be installed.

A description of our proposed scope of services is presented below.

SCOPE OF SERVICES

The main purposes of the geotechnical services herein are to perform a geotechnical assessment of cut slopes and to provide geotechnical recommendations for excavation backfill and pavement section for the gabion wall construction. To accomplish these purposes the proposed scope of services includes a review of existing information, engineering analyses, and the development of recommendations to support the gabion wall excavation. Kleinfelder will prepare a letter report with the following items:

- Plan of borings illustrating the approximate location of each boring and the proposed wall.
- Borings logs used for this letter from our previous report from 2012.
- Discussion of subsurface soil and groundwater conditions.
- Geotechnical assessment of proposed excavation cut-slopes, including slope stability analyses and recommendation for maximum unshored slope angle
- Recommendation for backfill and pavement section.
- Discussion of Excavation Requirements.
- Earthwork recommendations.

The letter report will be presented to Mr. Jason Roberts in electronic data format (pdf).

ADDITIONAL SERVICES

The following services are not included in the *Scope of Services* and will be considered as *Additional Services*, if and when required or requested:

- The services of specialty subconsultants or other special outside services other than those described in Scope of Services.
- Additional meetings other than those described in Scope of Services.
- Additional copies of the report; additional submittals of draft reports other than those described in Scope of Services; revisions to the report after final submission to Client; revisions to the report required as a result of changed regulations or design.
- Additional or increased insurance coverages (if available) other than those described in the "Terms and Conditions to Agreement".
- Coordination with regulatory agencies other than that described in Scope of Services.
- Sales or use taxes imposed and due on the professional services described in the Scope of Services after the date of this proposal.
- Any other services not specifically included in Scope of Services.

ESTIMATED FEE

Kleinfelder proposes to perform the *Scope of Services* for a **lump sum fee of \$3,250**. Invoices will be issued on a periodic basis, or upon completion of the project, whichever is sooner. This amount will not be exceeded without prior approval. Jacobs and Kleinfelder may subsequently agree in writing to provide for additional services to be rendered under this agreement for additional, negotiated compensation.

ANTICIPATED SCHEDULE

The report preparation should be completed within about 1 week¹ after Notice to Proceed is given.

LIMITATIONS

Our work will be performed in a manner consistent with that level of care and skill ordinarily exercised by other members of Kleinfelder's profession practicing in the same locality, under similar conditions and at the date the services are provided. Our conclusions, opinions, and recommendations will be based on a limited number of observations and data. It is possible that conditions could vary between or beyond the data evaluated. Kleinfelder makes no guarantee or warranty, express or implied, regarding the services, communication (oral or written), report, opinion, or instrument of service provided.

Kleinfelder offers various levels of investigative and engineering services to suit the varying needs of different clients. Although risk can never be eliminated, more detailed and extensive studies will yield more information, which may help understand and manage the level of risk involved. Since detailed study and analysis involves greater expense, our clients participate in determining levels of service that provide adequate information for their purposes at acceptable levels of risk. More extensive studies could be performed to reduce these uncertainties. Should additional information become available, we must be consulted to review the effect of the information on our conclusions. Therefore, no warranty or guarantee, express or implied, will be included in Kleinfelder's scope of service.

This proposal may be used only by the Client and only for the purposes stated, within a reasonable time from its issuance. Land use, site conditions (both onsite and offsite), or other factors may change over time, and additional work may be required with the passage of time.

This proposal is valid for a period of 45 days from the date of this proposal, unless a longer period is specifically required by the RFP in which case that time frame will apply. This proposal was prepared specifically for Walter P Moore and its designated representatives and may not be provided to others without Kleinfelder's express permission.

TERMS OF ENGAGEMENT

The services will be provided to you under the existing Multi Prime Delivery Subconsulting Agreement No. JEMPLP044 between Kleinfelder and Jacobs Engineering Group, Inc. We understand that acceptance of the proposal will be provided by issuing a Delivery Order specific to this project. Jacobs and Kleinfelder may subsequently agree in writing to provide for additional services to be rendered under this agreement for additional, negotiated compensation. We understand that you will provide a purchase order as our notice to proceed.

CLOSING

We appreciate the opportunity to submit this proposal and look forward to working with you on this project. If you have any questions regarding this proposal, please do not hesitate to contact us at (512) 926-6650

Best Regards,

KLEINFELDER, INC.

Texas Registered Engineering Firm F-16438

Gerardo Flores
Professional

Orlando Boscan, PE
Project Manager



May 14, 2019

Ricky Villalobos
Jacobs
Address
City

Bid proposal for Pothole at "Bird Creek Interceptor" in Temple, TX.

Unit #	Description	Quantity	Unit	Unit Price	Amount
1	Pothole- Locate existng 10" gas line and depth at location given per Jacobs. This work will take place at one location only at the back of curb within the apartment complex.				\$ 12,000.00
Total					\$ 12,000.00

Exclusions:

Any expenses for construction management/billing software use.
All Fees & Permits
Engineering for Line and Grade
Soils Erosion Control
Soils Testing

Thank you for the opportunity to quote this project

Jonathan Perez
Estimator

Roberts, Jason

From: Chuck Lucko <chuck@allcountysurveying.com>
Sent: Wednesday, May 15, 2019 10:35 PM
To: Villalobos, Rick
Cc: Christa Delk; Roberts, Jason; Dale Heisch; Shane Wood
Subject: [EXTERNAL] Re: AllCounty - Bird Creek Phase 4 - Survey Request for pothole ACS CAN GET IT DONE!

Thanks Rick - YES, we can get it done for you

I would probably assume a 4 hr minimum Field Crew charge, and possibly a 2 or 3 hr CAD charge, and 1 hr for me(RPLS)

Guessing we may want to tie onto the boundary in couple places so it will be clear where you are with relationship to the property

I would guess \$1000 to \$1500 should cover this

What amount of lead time can we expect before we need to arrive to make the ties? If we could know 24 hrs in advance that would be best.

Let me know how this sounds

Thanks

-Chuck Lucko, RPLS
PRES, All County Surveying, Inc

Sent from my iPhone

On May 15, 2019, at 2:43 PM, Villalobos, Rick <Rick.Villalobos@jacobs.com> wrote:

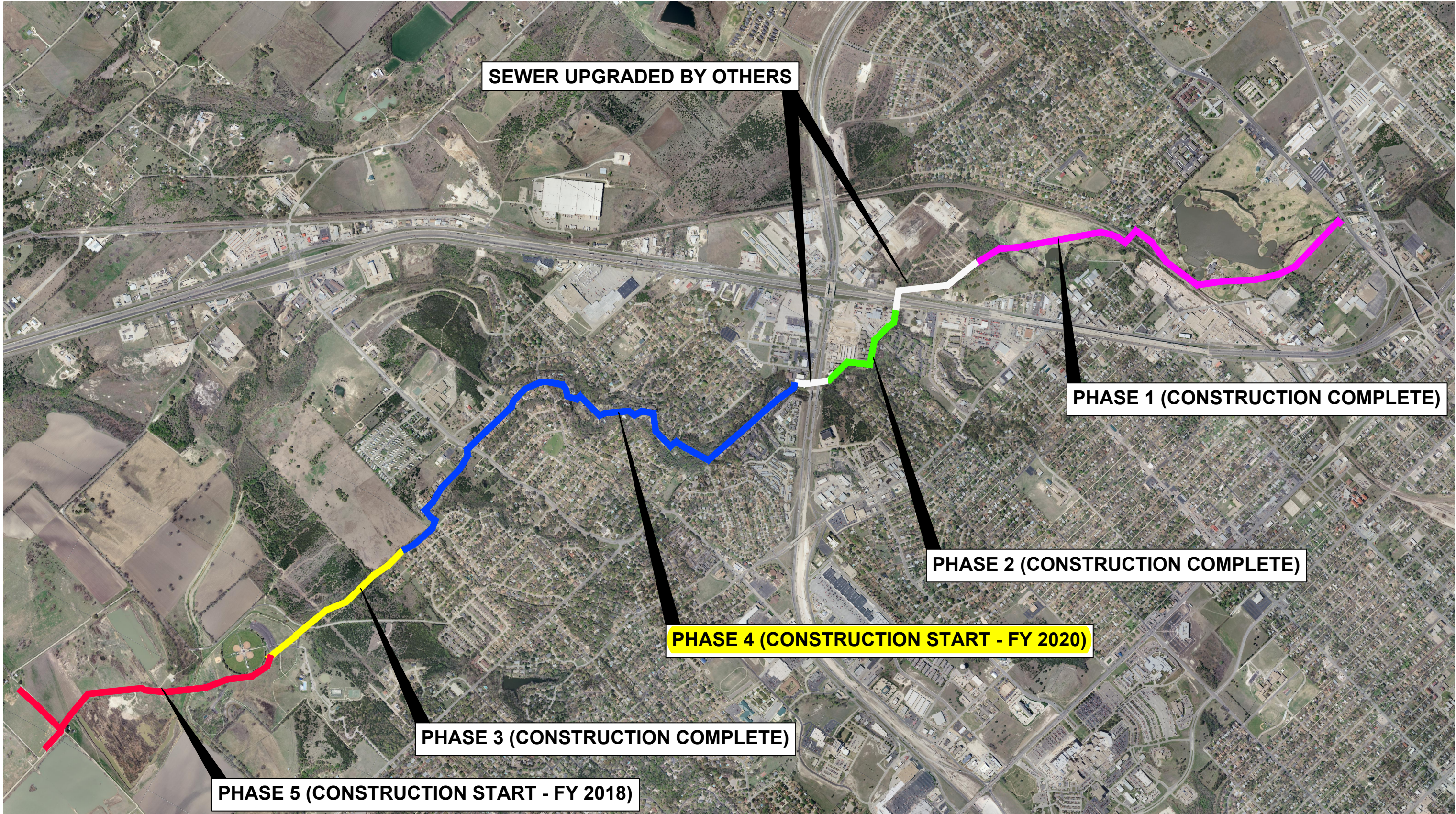
Good afternoon Chuck,

I would like to get a quote to see if your team could support some potholing activities we are doing for Bird Creek by picking up survey information of the location and depth of an existing 10" Atmos natural gas line within an apartment complex parking lot. The apartment complex is the Brooke Apartments located off 61st Street in Temple, south of Dodgen Loop. Cross street is Northwood. There is a Northwood entrance to the back of the apartment complex where a new sanitary sewer will be installed and where we need to identify the location of the Atmos gas line. We are working with a local Temple firm to provide the pothole services and would like to tie you in to grab a survey mark of this pothole.

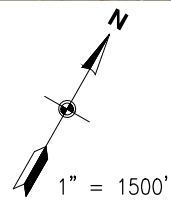
I've attached a kmz file and a map of the plans for your reference. Would you be able to provide a quote for survey of the potholing and availability of your crew?

Thank you,
-Ricky

[Ricky Villalobos, P.E.](#) | [Jacobs](#) | Project Manager | Water Infrastructure – B&I | Work 512.314.3144 | Cell 512.785.5825 |
Rick.Villalobos@jacobs.com | www.jacobs.com



© 2018 JACOBS ENGINEERING GROUP, INC.



JACOBS™
2705 BEE CAVE ROAD, SUITE 300.
AUSTIN, TX. 78746
(512) 314-3100, (512) 314-3135
TEXAS REG NO. 2966

**BIRD CREEK INTERCEPTOR
TEMPLE, TEXAS**

PROJECT PHASING

CONTRACT AMENDMENT (Professional Service Agreements)

PROJECT: Temple Bird Creek Interceptor Improvements, Contract 5
OWNER: City of Temple
ARCHITECT/ENGINEER: Jacobs Engineering Group, Inc.
AMENDMENT #: Sixteen (16)

Make the following additions to the work described in the Contract Documents:

Design Services

Project Management	\$ 3,554.00
Design Meetings/Site Visits (3)	\$ 7,560.00
Locate and Update Dry Utilities	\$ 26,253.50
Daniels Drive Slope & Road Analysis	\$ 18,009.50
Pecan Valley Revisions	\$ 14,592.00
Bird Creek Bridge Analysis	\$ 16,933.00
Parcel and MOA Design Update	\$ 15,348.00
Public Meetings and Presentations (2)	\$ <u>12,750.00</u>

Total Professional Services \$ 115,000.00

The Compensation agreed upon in this Contract Amendment is the full, complete and final payment for all costs the Architect or Engineer may incur as a result of or relating to this amendment 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 Contract Amendment.

Original Contract Amount:	\$ <u>342,234.00</u>
Previous Change in Contract Amount:	\$ <u>2,593,682.40</u>
Amount This Amendment:	\$ <u>115,000.00</u>
Revised Contract Amount:	\$ <u>3,050,916.40</u>
Original Contract Completion Date:	<u>12/31/2007</u>
Revised Contract Completion Date:	<u>12/01/2024</u>

Recommended by:

Agreed to:

Project Manager Date

Project Engineer Date

Approved by City of Temple:

Approved as to form:

City Manager Date

City Attorney's Office Date

Approved by Finance Department:

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
561-5400-535-69-25	101933	Bird Creek, Phase IV	\$ 68,374	
561-5100-535-69-54	101613	TWP Improvements, Task 2		18,543
561-5100-535-69-54	101614	TWP Improvements, Task 3		49,831
TOTAL.....			\$ 68,374	\$ 68,374

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

To reallocate funding for contract amendment #16 to the professional services agreement with Jacobs Engineering Group, Inc. for additional design phase services associated with the Bird Creek IV project #101933.

DOES THIS REQUEST REQUIRE COUNCIL APPROVAL?

☒

Yes

☐

No

DATE OF COUNCIL MEETING

08/01/19

WITH AGENDA ITEM?

☒

Yes

☐

No

Department Head/Division Director

Date

☐

Approved

☐

Disapproved

Finance

Date

☐

Approved

☐

Disapproved

City Manager

Date

☐

Approved

☐

Disapproved

RESOLUTION NO. 2019-9740-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH JACOBS ENGINEERING GROUP, INC. OF WACO, TEXAS, IN AN AMOUNT NOT TO EXCEED \$115,000, FOR ADDITIONAL DESIGN PHASE SERVICES ASSOCIATED WITH THE BIRD CREEK INTERCEPTOR PROJECT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the existing Bird Creek Interceptor was built in the mid-1950's and provides wastewater service to many neighborhoods, restaurants and commercial developments, draining an area approximately 6,200 acres in size through the middle of Temple - over the years, the wastewater line has deteriorated, taking in additional flows during rain events and these excess flows and line conditions have led to unauthorized sanitary sewer discharges into Bird Creek;

Whereas, in 2007, Council authorized a professional services agreement with Carter Burgess, Inc., now Jacobs Engineering Group, Inc. ("Jacobs"), for engineering services related to the Bird Creek Interceptor Project and this project, phased and implemented over several years, is targeted toward reducing overflows and rehabilitating infrastructure, ultimately providing for increased capacity within the wastewater collection system;

Whereas, Phases 1, 2, and 3 of the project have been completed and Phase 5 is currently under construction - construction of Phase 4, the last section to be addressed, is anticipated to start in early fiscal year 2020;

Whereas, recently Bird Creek Phase 4's design needs to be updated to current conditions, as the design has been completed for several years - additional items needed to be addressed include subsurface tunneling, a geotechnical slope evaluation on Daniels Drive, potholing existing utilities, a bridge assessment to determine the condition and loading capacity, and the need to conduct public meetings;

Whereas, this contract amendment will address current needs as follows:

Design Services

Project Management	\$ 3,554.00
Design Meetings/Site Visits (3)	\$ 7,560.00
Locate and Update Dry Utilities	\$ 26,253.50
Daniels Drive Slope & Road Analysis	\$ 18,009.50
Pecan Valley Revisions	\$ 14,592.00
Bird Creek Bridge Analysis	\$ 16,933.00
Parcel and MOA Design Update	\$ 15,348.00
Public Meetings and Presentations (2)	<u>\$ 12,750.00</u>

Total Professional Services this Amendment	<u>\$115,000.00</u>
---	----------------------------

Whereas, Staff recommends Council authorize an amendment to the professional services agreement with Jacobs Engineering Group, Inc. of Waco, Texas, in an amount not to exceed \$115,000, for additional design phase services as outlined above associated with Phase 4 of the Bird Creek Interceptor Project;

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. 561-5400-535-6925, Project No. 101933; 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 amendment to the professional services agreement with Jacobs Engineering Group, Inc. of Waco, Texas, in an amount not to exceed \$115,000, for additional design phase services associated with the Bird Creek Interceptor 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 1st day of **August**, 2019.

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

08/01/19
Item #7(C)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Don Bond, P.E., CFM, Public Works Director
Richard Wilson, P.E., CFM, City Engineer

ITEM DESCRIPTION: Consider adopting a resolution authorizing deductive change order #2 with Classic Protective Coatings, Inc., of Menomonie, Wisconsin, for construction activities required for the rehabilitation of the Scott Elevated Storage Tank in the amount of \$49,120.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: The City owns and operates the Scott EST located on Scott Boulevard (project 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 in the amount of \$24,800. The PER found structural and regulatory deficiencies and recommends a full rehabilitation. In July 2018, Council approved contract amendment #1 for final design, bidding and construction phase services in the amount of \$163,000.

In October 2018, Council approved a construction contract for \$1,236,950 with Classic for the full rehabilitation of the tank. In February 2019, Council authorized change order #1 in the amount of \$98,130.

The attached change order form represents final quantities not used for the project and will decrease the contract price to \$1,285,960, a net overall increase of 3.96% to the original contract amount. Kimley-Horn recommends the change order in their attached recommendation letter.

FISCAL IMPACT: Deductive change order #2 with Classic Protective Coatings, Inc. for construction activities required for the rehabilitation of the Scott Elevated Storage Tank in the amount of \$49,120 will be recognized in project 101834 as follows:

	520-5100-535-6522	561-5100-535-6989	Total
Project Budget	\$ 24,800	\$ 1,498,279	\$ 1,523,079
Encumbered/Committed to Date	(24,800)	(1,498,279)	(1,523,079)
Classic Protective Coatings, Inc. Change Order #2		49,120	49,120
Remaining Project Funds	\$ -	\$ 49,120	\$ 49,120

ATTACHMENTS:

Recommendation Letter

Project Map

Change Order Form

Resolution



July 15, 2019

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
Change Order No. 2
KHA No. 064325007

Dear Ms. Carlos:

Attached is Change Order No. 2 for the Scott 1.0 MG Elevated Storage Tank Rehabilitation project. This change order consists of the following items:

- Deducted the Logos
- Deducted unused quantity of roof plate replacement
- Deducted unused quantity of Exterior and Interior Grinding
- Deducted unused quantity of Seam Welding
- Deducted unused quantity of Pit Welding
- Deducted unused quantity of Pit Filling
- Deducted unused quantity of Asphalt Repairs

We have reviewed the Change Order request and recommend approval of the \$49,120.00 decrease in the contract amount and no change in contract time. This results in a Revised Contract Amount of \$1,285,960.00 and time of 225 days.

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

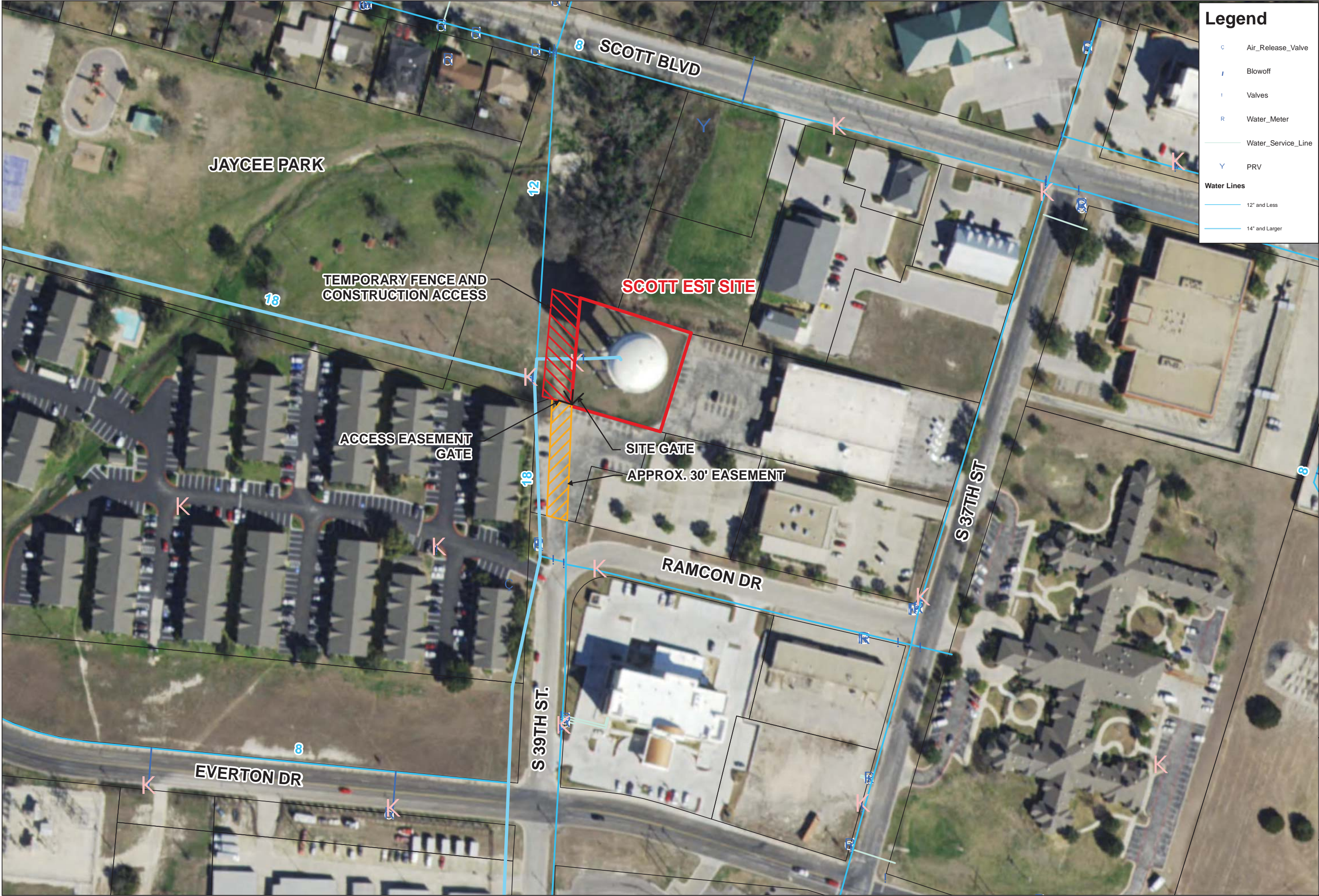
Very truly yours,

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 – Change Order #2 Form



Legend

C

Air_Release_Valve

I

Blowoff

I

Valves

R

Water_Meter

—

Water_Service_Line

Y

PRV

Water Lines

—

12" and Less

—

14" and Larger

Kimley»Horn

No.	Revision	By	Date

City of Temple

SCOTT 1.0 MG ELEVATED STORAGE TANK REHABILITATION

TANK SITE LOCATION EXHIBIT

DATE:	MAY 2018
DESIGN:	SRM
DRAWN:	JML
CHECKED:	SRM
KHA NO.:	064325007

SHEET

1

OF 1 SHEETS

CHANGE ORDER

PROJECT: Scott 1.0 MG Elevated Storage Tank Rehabilitaiton
 OWNER: City of Temple
 CONTRACTOR: Classic Protective Coatings
 ENGINEER: Kimley-Horn and Associates, Inc.
 CHANGE ORDER #: 2

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

Item No.	Approx. Quantity	Description of Item	Unit Price	Decrease in Contr. Price	Increase in Contr. Price
4	- 2 EA	Logo	\$ 3,400.00	\$6,800.00	
10	- 186 SF	Roof Plate Replacement	\$ 60.00	\$11,160.00	
13	- 77 HR	Exterior and Interior Grinding	\$ 80.00	\$6,160.00	
14	- 100 LF	Seam Welding	\$ 40.00	\$4,000.00	
15	- 100 SQ IN	Pit Welding	\$ 20.00	\$2,000.00	
16	- 20 GAL	Pit Filling	\$ 150.00	\$3,000.00	
17	- 200 SY	Asphalt Repairs	\$ 80.00	\$16,000.00	

Total Increase in Contract Amount:		\$0.00
Total Decrease in Contract Amount:	\$49,120.00	
Net Increase in Contract Amount:		(\$49,120.00)

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	\$1,236,950.00
Previous Change in Contract Amount	\$98,130.00
Net Increase in Contract Amount:	(\$49,120.00)
Revised Contract Amount:	\$1,285,960.00
Original Contract Time	180 Days
Previous Change in Contract Time	45 Days
Net Increase/(Decrease) in Contract Time of Completion:	0 Days
Revised Contract Time of Completion:	225 Days
Original Completion Date:	1-Jun-19
Revised Completion Date:	15-Jul-19

Recommended by:

Recommended by:

Project Manager (City Staff) _____ Date _____

Architect/Engineer _____ Date 7/11/2019

Agreed to:

Approved by City of Temple:

Ray Witke 7-12-19
 Contractor _____ Date _____

Brynn Myers, City Manager _____ Date _____

Approved as to form

Approved by Finance Department:

City Attorney's Office _____ Date _____

Finance _____ Date _____

RESOLUTION NO. 2019-9741-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING DEDUCTIVE CHANGE ORDER NO. 2 WITH CLASSIC PROTECTIVE COATINGS, INC. OF MENOMONIE, WISCONSIN IN THE AMOUNT OF \$49,120, FOR CONSTRUCTION ACTIVITIES REQUIRED FOR THE REHABILITATION OF THE 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 and in October 2018, Council approved a construction contract for \$1,236,950 with Classic Protective Coatings, Inc. for the full rehabilitation of the tank;

Whereas, in February 2019, Council approved Change Order No. 1 in the amount of \$98,130;

Whereas, Staff recommends Council authorize deductive Change Order No. 2 with Classic Protective Coatings, Inc. in the amount of \$49,120, for construction activities required for the rehabilitation of the Scott Elevated Storage Tank;

Whereas, the deductive Change Order No. 2 represents final quantities not used for the project and will decrease the contract price to \$1,285,960, a net overall increase of 3.96% of the original contract amount;

Whereas, the City's contracted engineer for the project, Kimley-Horn and Associates, Inc. recommends this deductive Change Order No. 2;

Whereas, deductive Change Order No. 2 will be recognized in 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 deductive Change Order No. 2 with Classic Protective Coatings, Inc. in the amount of \$49,120.

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 **1st** day of **August**, 2019.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

08/01/19
Item #7(D)
Consent Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Kenny Henderson, Transportation Director
Lisa Sebek, Recycling Manager

ITEM DESCRIPTION: Consider ratifying a grant application for an interlocal agreement with the Central Texas Council of Governments to perform a household hazardous waste collection event in Temple, in the amount of \$30,000.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: Once again, grant monies have been made available to the Central Texas Council of Governments (CTCOG) from the Texas Commission on Environmental Quality. The Solid Waste Advisory Committee (SWAC) of the CTCOG will be accepting applications through August 1, 2019 from eligible applicants within our seven-county region. The focus of the SWAC is once again to support Household Hazardous Waste events. The City of Temple's application is a grant request for \$30,000 which will be split for two separate events in the COG's biennium period 2019-2020.

The SWAC will meet in October to review applications and vote on eligible applicants to host these HHW events.

In cooperation with our lease agreement with Waste Management (WM), WM has agreed to provide an HHW event (up to \$50,000) for the city on an annual basis. WM's understanding of this agreement is to provide the event for citizens residing in Temple city limits only. The City has hosted these events several times in the past with COG funds which included the COG seven-county region. The grant funds requested through the SWAC with this item is for funds to assist, cover the expense and allow for residents residing outside the city limits, but within our seven-county COG region, to also utilize the event.

The City will be coordinating workers for the events and will plan to host the events at the Temple Public Works Service Center as in years past. With WM providing waste collection service in most of the COG area and most of the trash disposal coming in to the Temple Landfill from these areas, we believe it will be a good neighbor event to include our surrounding area through the grant funding, if awarded.

FISCAL IMPACT: If awarded, the City will receive a grant in the amount of \$30,000 through an interlocal agreement with the Central Texas Council of Governments to perform a household hazardous waste collection event in Temple. The City of Temple's application request will be split for two separate events in the COG's biennium period.

The City's fiscal impact is minimal and will be absorbed within the Solid Waste's operating budget. Major funding would be provided by Waste Management through our Temple Landfill Lease Agreement with some funding from the COG, if awarded, for residents outside the city limits of Temple. If grant funding is not awarded to the City of Temple, it is possible that Waste Management will not provide the service to anyone residing outside the city limits and the event will be for Temple residents only.

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. 2019-9742-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, RATIFYING A GRANT APPLICATION IN THE AMOUNT OF \$30,000 THROUGH THE CENTRAL TEXAS COUNCIL OF GOVERNMENTS TO PERFORM A HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENT IN TEMPLE, TEXAS; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, grant monies are made available each year to the Central Texas Council of Governments (CTCOG) from the Texas Commission on Environmental Quality (TCEQ) to support regional efforts to fund solid waste management activities and various local and regional projects that help implement solid waste management plans;

Whereas, the Solid Waste Advisory Committee (SWAC) of the CTCOG will be accepting applications from eligible applicants within our 7-county region with the focus on supporting Household Hazardous Waste (HHW) events;

Whereas, the City of Temple's application is a grant request for \$30,000 to perform two separate HHW collection events in Temple during the CTCOG's biennium period 2019-2020;

Whereas, in cooperation with the City's lease agreement with Waste Management (WM), WM has agreed to provide an HHW event for the City on an annual basis for citizens residing in Temple city limits only – the grant funds requested is for funds to assist, cover the expense, and allow for residents residing outside the City limits, but within the 7-county CTCOG region to also utilize the HHW event;

Whereas, the SWAC will meet in October 2019 to review applications and vote on eligible applicants to host these HHW events;

Whereas, the City will be coordinating the events and will host the events at the Public Works Service Center;

Whereas, since WM provides waste collection service in most of the CTCOG area and trash disposal that comes to the Temple Landfill is from these areas, it is important to include this surrounding area;

Whereas, the fiscal impact on the City's is minimal and will be absorbed within Solid Waste's operating budget, with major funding provided by Waste Management through the City's Landfill Lease Agreement and some funding from the CTCOG, if awarded, for residents outside of the city limits of Temple; 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 the submission of an application for grant funding through the Central Texas Council of Governments in the amount of \$30,000, to perform household hazardous waste collection events in Temple.

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 which may be necessary for the submission of this grant, and to accept any 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 1st day of **August**, 2019.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

08/01/19
Item #7(E)
Consent Agenda
Page 1 of 3

DEPT./DIVISION SUBMISSION & REVIEW:

Tammy Lyerly, Senior Planner

ITEM DESCRIPTION: SECOND READING – FINAL HEARING – FY-19-12-ZC: Consider an ordinance adopting a rezoning with a site/development plan from Single Family Three to Planned Development Single Family Three for Lots 2 and 3, Block 1, Coles Factory Addition, addressed as 205, 207, and 209 North 21st Street.

PLANNING AND ZONING COMMISSION RECOMMENDATION: At its June 17, 2019, meeting the Planning and Zoning Commission voted 7/0 to recommend approval of the requested rezoning from Single Family Three (SF-3) to Planned Development Single Family Three (PD-SF-3), per staff recommendation.

STAFF RECOMMENDATION: Staff recommends approval of the requested rezoning from Single Family Three (SF-3) District to Planned Development Single Family Three (PD-SF-3) District for the following reasons:

1. Compliance with the Future Land Use Plan
2. Compliance with surrounding zoning and land uses
3. Compliance with the Thoroughfare Plan

And with the following conditions:

1. Development will be subject to the site/development plan
2. Existing buildings will be allowed to remain in their existing locations
3. Re-development will be subject to all development standards of the Single Family Three (SF-3) zoning district, per the Unified Development Code (UDC)
4. Only uses allowed within the Single Family Three zoning district per the UDC will be allowed on the subject properties

ITEM SUMMARY: The applicants request a rezoning from Single Family Three (SF-3) district to Planned Development Single Family Three (PD-SF-3) district to allow all existing buildings to remain on these two single-family residential lots, addressed as 205, 207, and 209 North 21st Street. The existing residential dwelling at 207 North 21st Street was once a barber shop, but it is now a one-bedroom efficiency with a kitchen, bathroom, and closet. It is located on the property line between 205 and 209 North 21st Street.

Planned Development: UDC Section 3.4.1 defines a Planned Development as: “A flexible overlay zoning district designed to respond to unique development proposals, special design considerations and land use transitions by allowing evaluation of land use relationships to surrounding areas through development plan approval.”

As a Planned Development, a site/development plan is subject to review and approval as part of the rezoning. The applicants have provided a property survey for their site/development plan with this rezoning request.

Per UDC Section 3.4.2C, the City Council may include additional conditions of approval into the rezoning ordinance. In approving a Planned Development, the City Council may require additional standards deemed necessary to create a reasonable transition to, and protection of, adjacent property and public areas, including but not limited to, access and circulations, signs, parking, building design, location and height, light and air, orientation, building coverage, outdoor lighting, landscaping, homeowners or property owners associations, open space, topography and screening.

The proposed Planned Development’s “base” Single Family Three (SF-3) zoning district permits single-family detached residences and related accessory uses.

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 properties are within the Auto-Urban Residential character district of the *Choices '08* City of Temple Comprehensive Plan. The Auto-Urban Residential character district is suited for higher-density uses such as attached and multiple-family housing, manufactured home communities, recreational vehicle parks, and site-built homes on small lots due to their density, limited open space, relative amount of impervious surface devoted to buildings and parking lots, and increased building enclosure. The requested Planned Development Single Family Three (PD-SF-3) district complies with this recommendation.

Thoroughfare Plan (CP Map 5.2) and Temple Trails Master Plan Map and Sidewalk Ordinance

The subject properties front North 21st Street, a local street. Since local streets are appropriate for residential uses, the requested rezoning complies with the thoroughfare plan.

Availability of Public Facilities (CP Goal 4.1)

An existing 6-inch water line is located within the east right-of-way of North 21st Street. An existing 6-inch sanitary sewer line is located within the alley.

PUBLIC NOTICE: Eighteen notices of the Planning and Zoning Commission public hearing were sent out to all City of Temple property owners within 200-feet of the subject property as required by State law and City Ordinance. As of Wednesday, June 12, 2019, four notices have been returned in favor of the proposed rezoning and no notices have been received in opposition to the proposed rezoning.

The newspaper printed notice of the public hearing on June 6, 2019, in accordance with state law and local ordinance.

FISCAL IMPACT: Not Applicable



ATTACHMENTS:



Site and Surrounding Property Photos
Maps
Development Regulation Tables
Site/Development Plan
Notification Response Letters
Ordinance

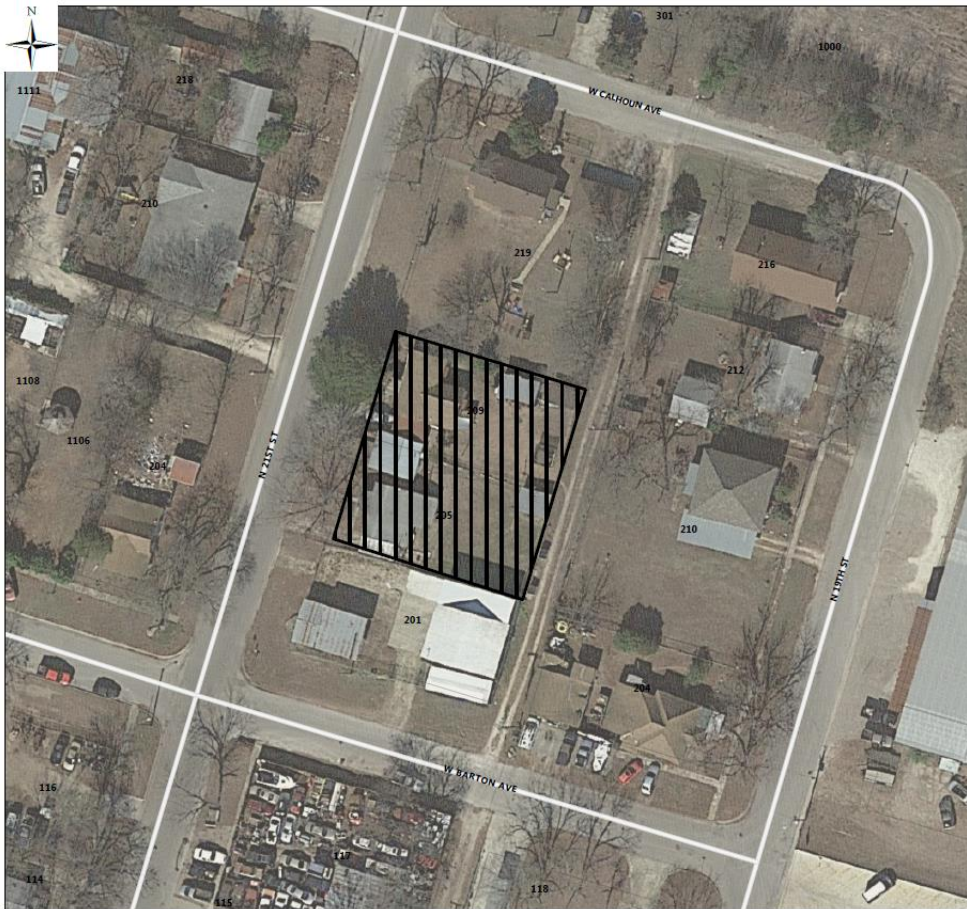
SURROUNDING PROPERTY AND USES:

The following table shows the subject property, existing zoning and current land uses:

Direction	Zoning	Current Land Use	Photo
Subject Property	SF-3	Single Family Residential	
			
			

Direction	Zoning	Current Land Use	Photo
East	SF-3	Single Family Residential	
West	SF-3 & C	Single-Family Residential	
			

Direction	Zoning	Current Land Use	Photo
South	HI	Vacant Building Construction Facility	 <p>N 21st St.</p>
North	SF-3	Single Family Residential	 <p>N 21st St.</p>



SF-3 to PD-SF3

AERIAL MAP

Zoning Case :
FY-19-12-ZC

Address :
205,207,209 N.21st

Transportation

Streets

LOCAL STREET

Railroad

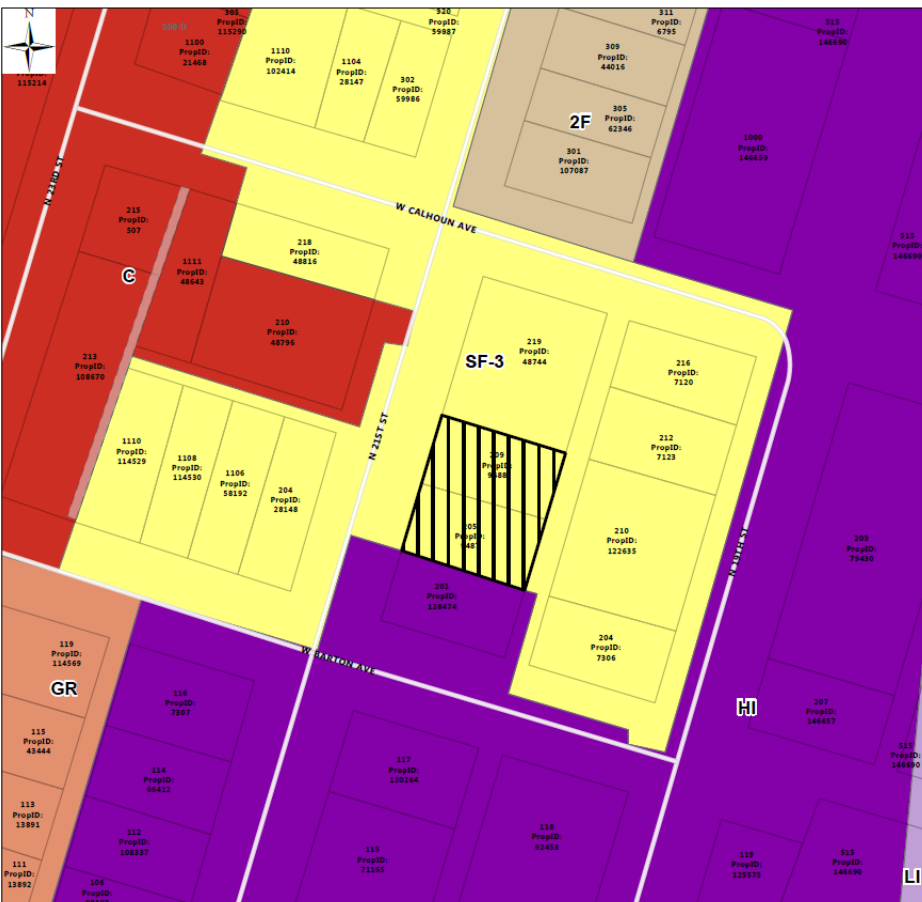
Temple Municipal Boundary

Parcel Features

Parcels

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.

tylerly
Date: 6/3/2019



SF-3 to PD-SF-3

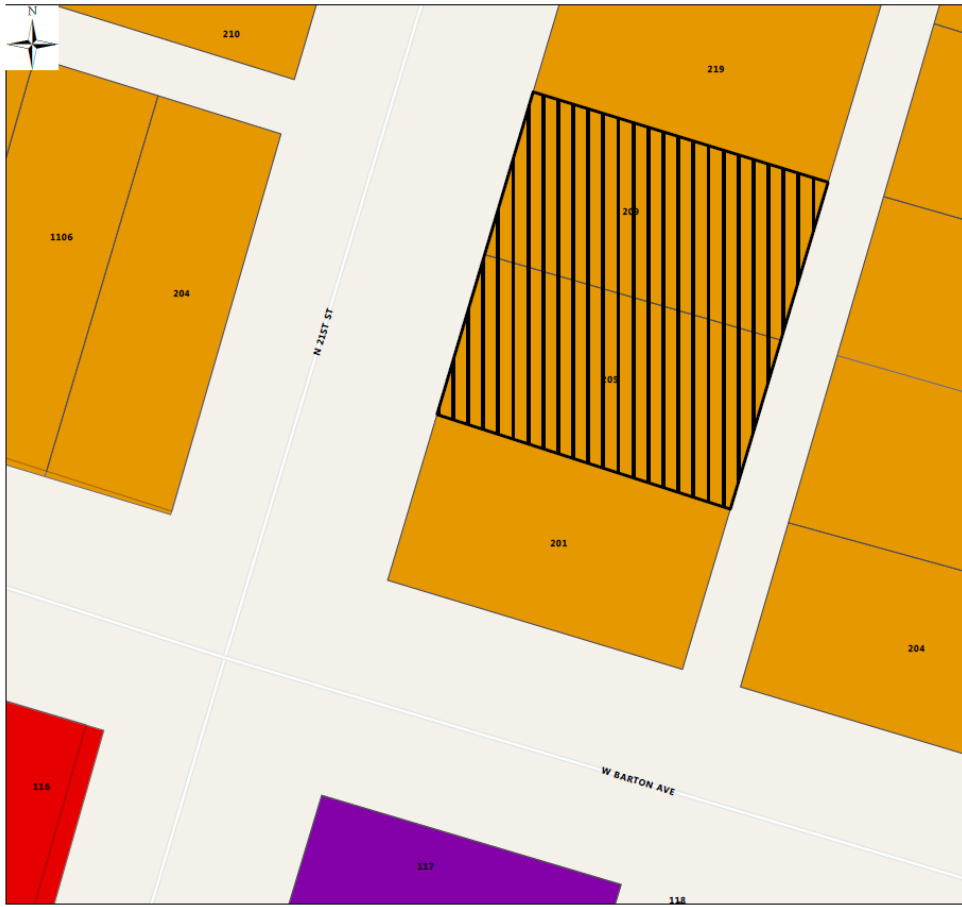
Zoning Case :
FY-19-12-ZC
Address :
205,207,209 N 21st

Current Zoning	CA
RE - CLP	RE - CLP
LE	LE
UE - PD	UE - PD
SP-1	SP-1
SP-1 - CLP	SP-1 - CLP
SP-1 - PD	SP-1 - PD
SP-2	SP-2
SP-2 - CLP	SP-2 - CLP
SP-2 - PD	SP-2 - PD
SP-3	SP-3
SP-3 - CLP	SP-3 - CLP
SP-3 - PD	SP-3 - PD
SP-4	SP-4
SP-4 - CLP	SP-4 - CLP
SP-4 - PD	SP-4 - PD
SP-5	SP-5
SP-5 - CLP	SP-5 - CLP
SP-5 - PD	SP-5 - PD
SP-6	SP-6
SP-6 - CLP	SP-6 - CLP
SP-6 - PD	SP-6 - PD
SP-7	SP-7
SP-7 - CLP	SP-7 - CLP
SP-7 - PD	SP-7 - PD
SP-8	SP-8
SP-8 - CLP	SP-8 - CLP
SP-8 - PD	SP-8 - PD
SP-9	SP-9
SP-9 - CLP	SP-9 - CLP
SP-9 - PD	SP-9 - PD
SP-10	SP-10
SP-10 - CLP	SP-10 - CLP
SP-10 - PD	SP-10 - PD
SP-11	SP-11
SP-11 - CLP	SP-11 - CLP
SP-11 - PD	SP-11 - PD
SP-12	SP-12
SP-12 - CLP	SP-12 - CLP
SP-12 - PD	SP-12 - PD
SP-13	SP-13
SP-13 - CLP	SP-13 - CLP
SP-13 - PD	SP-13 - PD
SP-14	SP-14
SP-14 - CLP	SP-14 - CLP
SP-14 - PD	SP-14 - PD
SP-15	SP-15
SP-15 - CLP	SP-15 - CLP
SP-15 - PD	SP-15 - PD
SP-16	SP-16
SP-16 - CLP	SP-16 - CLP
SP-16 - PD	SP-16 - PD
SP-17	SP-17
SP-17 - CLP	SP-17 - CLP
SP-17 - PD	SP-17 - PD
SP-18	SP-18
SP-18 - CLP	SP-18 - CLP
SP-18 - PD	SP-18 - PD
SP-19	SP-19
SP-19 - CLP	SP-19 - CLP
SP-19 - PD	SP-19 - PD
SP-20	SP-20
SP-20 - CLP	SP-20 - CLP
SP-20 - PD	SP-20 - PD
SP-21	SP-21
SP-21 - CLP	SP-21 - CLP
SP-21 - PD	SP-21 - PD
SP-22	SP-22
SP-22 - CLP	SP-22 - CLP
SP-22 - PD	SP-22 - PD
SP-23	SP-23
SP-23 - CLP	SP-23 - CLP
SP-23 - PD	SP-23 - PD
SP-24	SP-24
SP-24 - CLP	SP-24 - CLP
SP-24 - PD	SP-24 - PD
SP-25	SP-25
SP-25 - CLP	SP-25 - CLP
SP-25 - PD	SP-25 - PD
SP-26	SP-26
SP-26 - CLP	SP-26 - CLP
SP-26 - PD	SP-26 - PD
SP-27	SP-27
SP-27 - CLP	SP-27 - CLP
SP-27 - PD	SP-27 - PD
SP-28	SP-28
SP-28 - CLP	SP-28 - CLP
SP-28 - PD	SP-28 - PD
SP-29	SP-29
SP-29 - CLP	SP-29 - CLP
SP-29 - PD	SP-29 - PD
SP-30	SP-30
SP-30 - CLP	SP-30 - CLP
SP-30 - PD	SP-30 - PD
SP-31	SP-31
SP-31 - CLP	SP-31 - CLP
SP-31 - PD	SP-31 - PD
SP-32	SP-32
SP-32 - CLP	SP-32 - CLP
SP-32 - PD	SP-32 - PD
SP-33	SP-33
SP-33 - CLP	SP-33 - CLP
SP-33 - PD	SP-33 - PD
SP-34	SP-34
SP-34 - CLP	SP-34 - CLP
SP-34 - PD	SP-34 - PD
SP-35	SP-35
SP-35 - CLP	SP-35 - CLP
SP-35 - PD	SP-35 - PD
SP-36	SP-36
SP-36 - CLP	SP-36 - CLP
SP-36 - PD	SP-36 - PD
SP-37	SP-37
SP-37 - CLP	SP-37 - CLP
SP-37 - PD	SP-37 - PD
SP-38	SP-38
SP-38 - CLP	SP-38 - CLP
SP-38 - PD	SP-38 - PD
SP-39	SP-39
SP-39 - CLP	SP-39 - CLP
SP-39 - PD	SP-39 - PD
SP-40	SP-40
SP-40 - CLP	SP-40 - CLP
SP-40 - PD	SP-40 - PD
SP-41	SP-41
SP-41 - CLP	SP-41 - CLP
SP-41 - PD	SP-41 - PD
SP-42	SP-42
SP-42 - CLP	SP-42 - CLP
SP-42 - PD	SP-42 - PD
SP-43	SP-43
SP-43 - CLP	SP-43 - CLP
SP-43 - PD	SP-43 - PD
SP-44	SP-44
SP-44 - CLP	SP-44 - CLP
SP-44 - PD	SP-44 - PD
SP-45	SP-45
SP-45 - CLP	SP-45 - CLP
SP-45 - PD	SP-45 - PD
SP-46	SP-46
SP-46 - CLP	SP-46 - CLP
SP-46 - PD	SP-46 - PD
SP-47	SP-47
SP-47 - CLP	SP-47 - CLP
SP-47 - PD	SP-47 - PD
SP-48	SP-48
SP-48 - CLP	SP-48 - CLP
SP-48 - PD	SP-48 - PD
SP-49	SP-49
SP-49 - CLP	SP-49 - CLP
SP-49 - PD	SP-49 - PD
SP-50	SP-50
SP-50 - CLP	SP-50 - CLP
SP-50 - PD	SP-50 - PD
SP-51	SP-51
SP-51 - CLP	SP-51 - CLP
SP-51 - PD	SP-51 - PD
SP-52	SP-52
SP-52 - CLP	SP-52 - CLP
SP-52 - PD	SP-52 - PD
SP-53	SP-53
SP-53 - CLP	SP-53 - CLP
SP-53 - PD	SP-53 - PD
SP-54	SP-54
SP-54 - CLP	SP-54 - CLP
SP-54 - PD	SP-54 - PD
SP-55	SP-55
SP-55 - CLP	SP-55 - CLP
SP-55 - PD	SP-55 - PD
SP-56	SP-56
SP-56 - CLP	SP-56 - CLP
SP-56 - PD	SP-56 - PD
SP-57	SP-57
SP-57 - CLP	SP-57 - CLP
SP-57 - PD	SP-57 - PD
SP-58	SP-58
SP-58 - CLP	SP-58 - CLP
SP-58 - PD	SP-58 - PD
SP-59	SP-59
SP-59 - CLP	SP-59 - CLP
SP-59 - PD	SP-59 - PD
SP-60	SP-60
SP-60 - CLP	SP-60 - CLP
SP-60 - PD	SP-60 - PD
SP-61	SP-61
SP-61 - CLP	SP-61 - CLP
SP-61 - PD	SP-61 - PD
SP-62	SP-62
SP-62 - CLP	SP-62 - CLP
SP-62 - PD	SP-62 - PD
SP-63	SP-63
SP-63 - CLP	SP-63 - CLP
SP-63 - PD	SP-63 - PD
SP-64	SP-64
SP-64 - CLP	SP-64 - CLP
SP-64 - PD	SP-64 - PD
SP-65	SP-65
SP-65 - CLP	SP-65 - CLP
SP-65 - PD	SP-65 - PD
SP-66	SP-66
SP-66 - CLP	SP-66 - CLP
SP-66 - PD	SP-66 - PD
SP-67	SP-67
SP-67 - CLP	SP-67 - CLP
SP-67 - PD	SP-67 - PD
SP-68	SP-68
SP-68 - CLP	SP-68 - CLP
SP-68 - PD	SP-68 - PD
SP-69	SP-69
SP-69 - CLP	SP-69 - CLP
SP-69 - PD	SP-69 - PD
SP-70	SP-70
SP-70 - CLP	SP-70 - CLP
SP-70 - PD	SP-70 - PD
SP-71	SP-71
SP-71 - CLP	SP-71 - CLP
SP-71 - PD	SP-71 - PD
SP-72	SP-72
SP-72 - CLP	SP-72 - CLP
SP-72 - PD	SP-72 - PD
SP-73	SP-73
SP-73 - CLP	SP-73 - CLP
SP-73 - PD	SP-73 - PD
SP-74	SP-74
SP-74 - CLP	SP-74 - CLP
SP-74 - PD	SP-74 - PD
SP-75	SP-75
SP-75 - CLP	SP-75 - CLP
SP-75 - PD	SP-75 - PD
SP-76	SP-76
SP-76 - CLP	SP-76 - CLP
SP-76 - PD	SP-76 - PD
SP-77	SP-77
SP-77 - CLP	SP-77 - CLP
SP-77 - PD	SP-77 - PD
SP-78	SP-78
SP-78 - CLP	SP-78 - CLP
SP-78 - PD	SP-78 - PD
SP-79	SP-79
SP-79 - CLP	SP-79 - CLP
SP-79 - PD	SP-79 - PD
SP-80	SP-80
SP-80 - CLP	SP-80 - CLP
SP-80 - PD	SP-80 - PD
SP-81	SP-81
SP-81 - CLP	SP-81 - CLP
SP-81 - PD	SP-81 - PD
SP-82	SP-82
SP-82 - CLP	SP-82 - CLP
SP-82 - PD	SP-82 - PD
SP-83	SP-83
SP-83 - CLP	SP-83 - CLP
SP-83 - PD	SP-83 - PD
SP-84	SP-84
SP-84 - CLP	SP-84 - CLP
SP-84 - PD	SP-84 - PD
SP-85	SP-85
SP-85 - CLP	SP-85 - CLP
SP-85 - PD	SP-85 - PD
SP-86	SP-86
SP-86 - CLP	SP-86 - CLP
SP-86 - PD	SP-86 - PD
SP-87	SP-87
SP-87 - CLP	SP-87 - CLP
SP-87 - PD	SP-87 - PD
SP-88	SP-88
SP-88 - CLP	SP-88 - CLP
SP-88 - PD	SP-88 - PD
SP-89	SP-89
SP-89 - CLP	SP-89 - CLP
SP-89 - PD	SP-89 - PD
SP-90	SP-90
SP-90 - CLP	SP-90 - CLP
SP-90 - PD	SP-90 - PD
SP-91	SP-91
SP-91 - CLP	SP-91 - CLP
SP-91 - PD	SP-91 - PD
SP-92	SP-92
SP-92 - CLP	SP-92 - CLP
SP-92 - PD	SP-92 - PD
SP-93	SP-93
SP-93 - CLP	SP-93 - CLP
SP-93 - PD	SP-93 - PD
SP-94	SP-94
SP-94 - CLP	SP-94 - CLP
SP-94 - PD	SP-94 - PD
SP-95	SP-95
SP-95 - CLP	SP-95 - CLP
SP-95 - PD	SP-95 - PD
SP-96	SP-96
SP-96 - CLP	SP-96 - CLP
SP-96 - PD	SP-96 - PD
SP-97	SP-97
SP-97 - CLP	SP-97 - CLP
SP-97 - PD	SP-97 - PD
SP-98	SP-98
SP-98 - CLP	SP-98 - CLP
SP-98 - PD	SP-98 - PD
SP-99	SP-99
SP-99 - CLP	SP-99 - CLP
SP-99 - PD	SP-99 - PD
SP-100	SP-100
SP-100 - CLP	SP-100 - CLP
SP-100 - PD	SP-100 - PD

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.

tylerly
Date: 6/3/2019





SF-3 to PD-SF-3

FUTURE LAND USE MAP

Zoning Case :
FY-19-12-ZC

Address :
205,207,209 N 21st

Transportation

- EXPRESSWAY
- MAJOR ARTERIAL
- COLLECTOR
- LOCAL STREET
- MINOR ARTERIAL
- PRIVATE
- RAMP

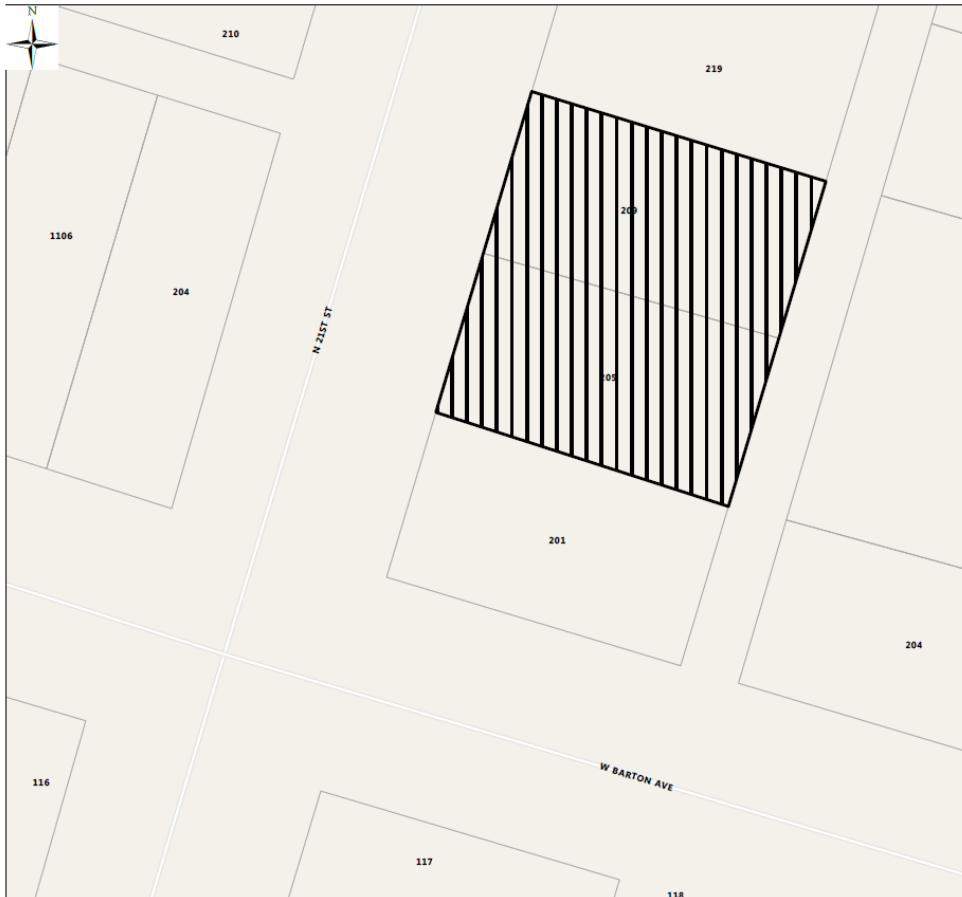
Parcel Features

- Parcels
- Future LUP
 - Agricultural/Rural
 - Auto-Urban Commercial
 - Auto-Urban Mixed Use
 - Auto-Urban Multi-Family
 - Auto-Urban Residential
 - Business Park
 - Estate Residential
 - Industrial
 - Neighborhood Conservation
 - Parks & Open Space
 - Public Institutional
 - Suburban Commercial
 - Suburban Residential
 - Temple Medical Education District
 - Urban Center

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.

tlyerly

Date: 6/3/2019



SF-3 to PD-SF-3 THOROUGHFARE AND TRAILS MAP

Zoning Case :
FY-19-12-ZC

Address :
205,207,209 N 21st

Parcel Features

- Parcels

Thoroughfare Plan

- Expressway
- Major Arterial
- Proposed Major Arterial
- Minor Arterial
- Proposed Minor Arterial
- Collector
- Proposed Collector

Trails Master Plan

- EXISTING, CITY WIDE SPINE
- EXISTING, COMMUNITY WIDE CONNECTOR
- EXISTING, LOCAL CONNECTOR
- PROPOSED, CITY WIDE SPINE
- PROPOSED, COMMUNITY WIDE CONNECTOR
- PROPOSED, LOCAL CONNECTOR

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.

tlyerly

Date: 6/3/2019



DEVELOPMENT REGULATIONS: Standards for single-family residential homes in the SF-3 district are:

	SF-3
Minimum Lot Size	4,000 Square Feet
Minimum Lot Width	40 Feet
Minimum Lot Depth	100 Feet
Front Setback	15 Feet (PD-SF-3 has 9.8 feet min.)
Side Setback	5 Feet
Side Setback (corner)	15 Feet
Rear Setback	10 Feet
Max Building Height	2 ½ Stories

Although the property is anticipated for development of single-family residential dwellings, there are other uses allowed in the SF-3 district which, include but are not limited to:

Permitted & Conditional Use Table – Single Family Three (SF-3)	
Agricultural Uses	* Farm, Ranch or Orchard
Residential Uses	* Single Family Residence (Detached)
Retail & Service Uses	* None
Commercial Uses	* None
Industrial Uses	* Temporary Asphalt & Concrete Batching Plat (CUP)
Recreational Uses	* Park or Playground
Educational & Institutional Uses	* Cemetery, Crematorium or Mausoleum (CUP) * Place of Worship * Child Care: Group Day Care (CUP) * Social Service Center (CUP)
Restaurant Uses	* None
Overnight Accommodations	* None
Transportation Uses	* Railroad Track Right-of-Way

Prohibited uses include duplex, triplex, multiple-family dwelling (apartment), HUD-Code manufactured homes and land lease communities, most commercial uses and industrial uses.

Surrounding Property & Uses			
<u>Direction</u>	<u>Future Land Use Map</u>	<u>Zoning</u>	<u>Current Land Use</u>
Site	Auto-Urban Residential	SF-3	Single Family Residential
North	Auto-Urban Residential	SF-3	Single Family Residential
South	Auto-Urban Residential	HI	Vacant Building Construction Facility
East	Auto-Urban Residential	SF-3	Single Family Residential
West	Auto-Urban Residential	SF-3 & C	Single Family Residential

COMPREHENSIVE PLAN (CP) COMPLIANCE: The proposed rezoning relates to the following goals, objectives or maps of the Comprehensive Plan and Sidewalk and Trails Plan

:

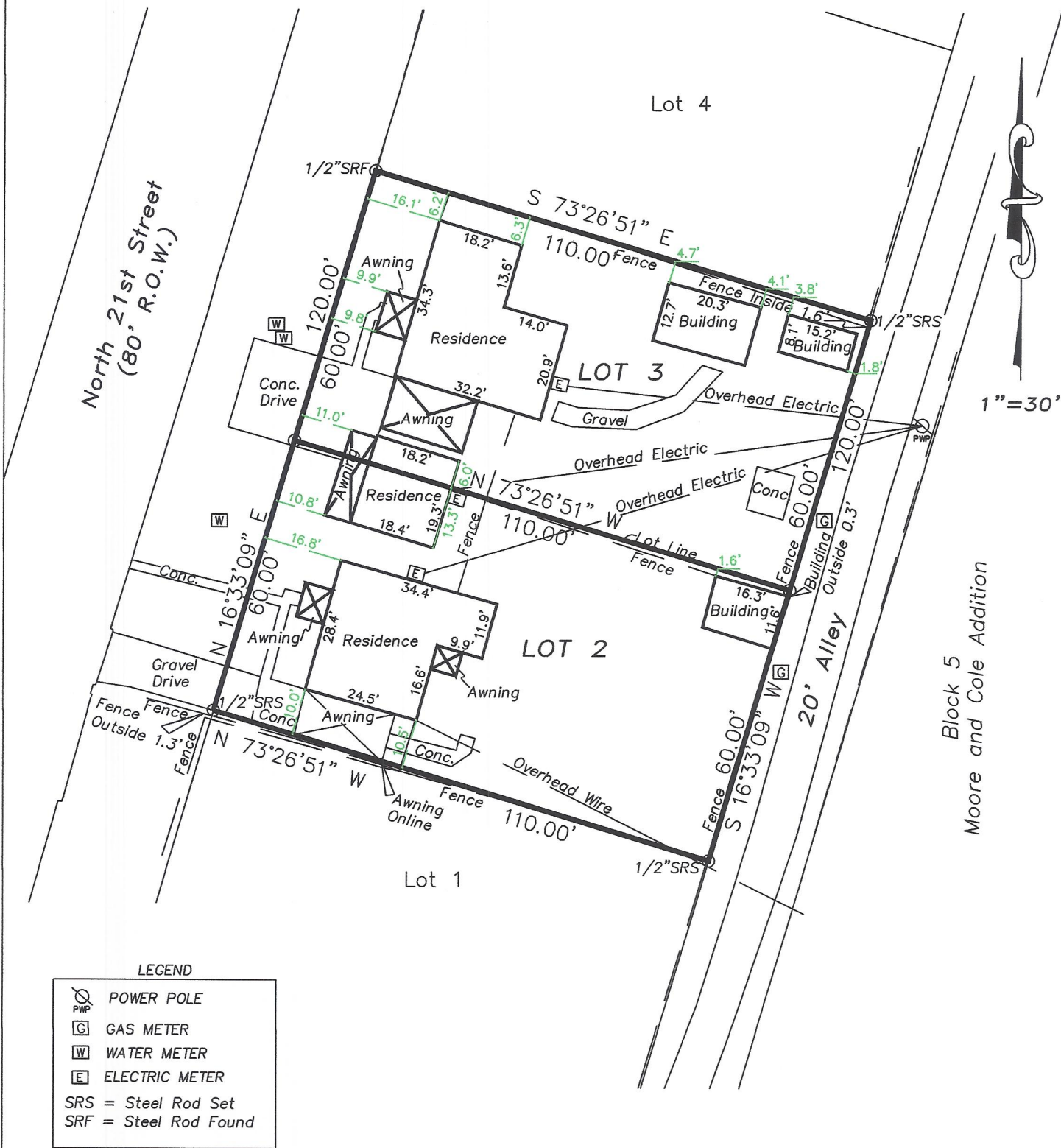
Document	Policy, Goal, Objective or Map	Compliance?
CP	Map 3.1 - Future Land Use Map	Yes
CP	Map 5.2 - Thoroughfare Plan	Yes
CP	Goal 4.1 - Growth and development patterns should be consistent with the City's infrastructure and public service capacities	Yes
STP	Temple Trails Master Plan Map and Sidewalks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

CP = Comprehensive Plan STP = Sidewalk and Trails Plan

STATE OF TEXAS
COUNTY OF BELL

LAND TITLE SURVEY

Plat showing all of LOT 2, and Lot 3, in BLOCK 1 of the COLE'S FACTORY ADDITION to the City of Temple, Bell County, Texas, as per plat recorded in Volume 274, Page 207 of the Deed Records of Bell County, Texas.



The plat as shown hereon was prepared from an on-the-ground survey performed under my supervision during the month of May, 2019.

May 11, 2019


Landon Smith
R.P.L.S. No. 5969



PREPARED FOR:

Hicks Family Properties LLC

GENERAL NOTES

- Bearings described are related to the Texas Coordinate System of 1983, Central Zone.
- Subject property shown hereon appears to be located in "Zone X, Other Areas" defined as areas determined to be outside the 0.2% annual chance floodplain, as scaled from F.I.R.M. panel number 48027C0355E, effective date September 26, 2008.
- Property Address: 205, 207, 209 N 21st Street, Temple Texas.

Piney Woods Surveying	(936) 225-0667
PO Box 5887	Waco Texas, 76708
Drawn By: lbs	Firm No.: 100460-00
Job No.: 1904-010	File No.: B-1-1

No Schedule "B" Provided



**RESPONSE TO PROPOSED
REZONING REQUEST
CITY OF TEMPLE**

122635
VARGAS, AMELIA
210 N 19TH ST
TEMPLE, TX 76504-2404

RECEIVED
JUN 12 2019
CITY OF TEMPLE
PLANNING & DEVELOPMENT

Zoning Application Number: FY-19-12-ZC

Case Manager: Tammy Lyerly

Location: 205, 207, 209 North 21st Street

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

I ☒ agree

() disagree with this request

Comments:

stay how it is. I

Amelia Vargas
Signature

Amelia Vargas
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 **June 17, 2019**.

City of Temple
Planning Department
2 North Main Street, Suite 102
Temple, Texas 76501

Number of Notices Mailed: 18

Date Mailed: June 5, 2019

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**

92453
MIKESKA, RAYMOND C JR
1000 WEST ADAMS
TEMPLE, TX 76504-2442

RECEIVED
JUN 17 2019
CITY OF TEMPLE
PLANNING & DEVELOPMENT

Zoning Application Number: FY-19-12-ZC

Case Manager: Tammy Lyerly

Location: 205, 207, 209 North 21st Street

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

I ☒ agree

() disagree with this request

Comments:

Raymond C Mikeska Jr
Signature

RAYMONO C. MIKESKA JR
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 **June 17, 2019**.

City of Temple
Planning Department
2 North Main Street, Suite 102
Temple, Texas 76501

Number of Notices Mailed: 18

Date Mailed: June 5, 2019

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**

9487
HICKS FAMILY PROPERTIES LLC -
SERIES 205, 207, 209 N 21ST S*
445 HILLTOP
TROY, TX 76579

RECEIVED

JUN 12 2019

CITY OF TEMPLE
PLANNING & DEVELOPMENT

Zoning Application Number: FY-19-12-ZC

Case Manager: Tammy Lyerly

Location: 205, 207, 209 North 21st Street

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

I ☒ agree

() disagree with this request

Comments:

Rezoning won't affect the neighborhood & will allow for use of the proposed property.

Signature

James Hicks

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 **June 17, 2019**.

City of Temple
Planning Department
2 North Main Street, Suite 102
Temple, Texas 76501

Number of Notices Mailed: 18

Date Mailed: June 5, 2019

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**

9488
HICKS FAMILY PROPERTIES LLC -
SERIES 205, 207, 209 N 21ST S*
445 HILLTOP
TROY, TX 76579

RECEIVED

JUN 12 2019

CITY OF TEMPLE
PLANNING & DEVELOPMENT

Zoning Application Number: FY-19-12-ZC

Case Manager: Tammy Lyerly

Location: 205, 207, 209 North 21st Street

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

I ☒ agree

() disagree with this request

Comments:

Rezoning won't affect the neighborhood & will allow for the use of the proposed property.

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, tllyerly@templetx.gov or mail or hand-deliver this comment form to the address below, no later than **June 17, 2019**.

City of Temple
Planning Department
2 North Main Street, Suite 102
Temple, Texas 76501

Number of Notices Mailed: 18

Date Mailed: June 5, 2019

OPTIONAL: Please feel free to email questions or comments directly to the Case Manager or call us at 254.298.5668.

ORDINANCE NO. 2019-4979
(FY-19-12-ZC)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A REZONING WITH A SITE DEVELOPMENT PLAN FROM SINGLE FAMILY THREE ZONING DISTRICT TO PLANNED DEVELOPMENT SINGLE FAMILY THREE ZONING DISTRICT ON LOTS 2 AND 3, BLOCK 1, COLES FACTORY ADDITION, ADDRESSED AS 205, 207, AND 209 NORTH 21ST STREET, TEMPLE, TEXAS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the applicants have requested a rezoning from Single Family Three zoning district to Planned Development Single Family Three zoning district to allow all existing buildings to remain on these two single-family residential lots, addressed as 205, 207, and 209 North 21st Street;

Whereas, the existing residential dwelling at 207 North 21st Street was once a barber shop, but it is now a one-bedroom efficiency with a kitchen, bathroom, and closet, and is located on the property line between 205 and 209 North 21st Street;

Whereas, the Planning and Zoning Commission of the City of Temple, Texas, recommends approval of the rezoning from Single Family Three zoning district to Planned Development Single Family Three zoning district on lots 2 and 3, block 1, Coles Factory Addition, addressed as 205, 207, and 209 North 21st Street, as outlined in the map attached hereto as Exhibit 'A,' and made a part hereof for all purposes, and subject to the following conditions:

- Development will be subject to the site/development plan;
- Existing buildings will be allowed to remain in their existing locations;
- Re-development will be subject to all development standards of the Single Family Three zoning district, per the Unified Development Code (UDC);
- Only uses allowed within the Single Family Three zoning district per the UDC will be allowed on the subject properties; and

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

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 approves of the rezoning from Single Family Three zoning district to Planned Development Single Family Three zoning district on lots 2 and 3, block 1, Coles Factory Addition, addressed as 205, 207, and 209 North 21st Street, as outlined in the map attached hereto as Exhibit ‘A,’ and made a part hereof for all purposes.

Part 3: The City Council approves the Site Development Plan made a part hereof for all purposes.

Part 4: The City Council directs the Director of Planning to make the necessary changes to the City Zoning Map.

Part 5: 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 6: 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 7: 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 **July**, 2019.

PASSED AND APPROVED on Second Reading on the **1st** day of **August**, 2019.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney



CITY COUNCIL ITEM MEMORANDUM

08/01/19
Item #7(F)
Consent Agenda
Page 1 of 1

DEPARTMENT / DIVISION SUBMISSION & REVIEW:

Kayla Landeros, City Attorney
Christina Demirs, Deputy City Attorney

ITEM DESCRIPTION: SECOND READING – FINAL HEARING – FY-19-4-AB: Consider adopting an ordinance authorizing abandonment and conveyance of 39.96 square feet of public right-of-way situated along West Calhoun Avenue, Lot Three, Block One, Barton Business Park, Phase One, an addition to the City of Temple, Bell County, Texas.

STAFF RECOMMENDATION: Adopt ordinance as presented in item description.

ITEM SUMMARY: The applicant, Temple Housing Authority, requests abandonment and conveyance of 39.96 square feet of public right-of-way located at 103 West Calhoun Avenue. The building currently located at this address encroaches into public right-of-way by approximately four inches. The encroachment is approximately 120 feet long. The applicant owns the building and all of Lot Three, Block One, Barton Business Park, Phase One, adjacent to the south side of the right-of-way. The City has no interest in retaining the right-of-way. If the abandonment and sale is approved, the right-of-way will be conveyed to Temple Housing Authority via a Deed Without Warranty for fair market value of \$79.92.

Staff contacted all utility providers, including the Public Works Department, regarding the proposed right-of-way abandonment. All providers and city staff confirmed that the right-of-way may be conveyed without reserving utility or drainage easements, as the providers' responses indicate there are no existing public facilities or utilities in the right-of-way. Providers and city staff also had no objections to abandoning the right-of-way because it is not needed for other public services or access.

FISCAL IMPACT: If the abandonment and conveyance are approved, the proceeds from the conveyance in the amount of \$79.92 will be deposited in account 110-0000-461-0423, Sale of Land.

ATTACHMENTS:

[Survey](#)
[Photo](#)
[Ordinance](#)

WEST CALHOUN AVENUE

Vol. 115, Pg. 416

Survey showing LOT THREE (3), BLOCK ONE (1), of BARTON BUSINESS PARK, PHASE ONE, an addition in the City of Temple, Bell County, Texas, according to the plat of record in Plat Year 2015, #145, Plat Records of Bell County, Texas.

Concrete Parking
Survey monuments found along this line
merit used for directional control.

LOT 1, BLOCK 1
BARTON BUSINESS PARK
PHASE ONE
Plat Year 2015, #145

30' PUBLIC UTILITY EASEMENT
Doc. No. 2012-00040420

LOT 3
BLOCK 1
3 STORY BRICK
COMMERCIAL BUILDING
NO. 103
6394 sq. ft.
building footprint

0.552 ACRE
PUBLIC UTILITY EASEMENT
Doc. No. 2012-00040418

Note from the Surveyor:
The following instruments listed on the title commitment supplied by First Community Title Company, 611, No. 404226, effective date February 4, 2014, have been reviewed by this surveyor and based upon what is visible on the ground and what can be predicted from their descriptions, do not appear to affect the property.

(Vol. 115) • 606/122 • 100/201 • Doc. No. 2012-00040418

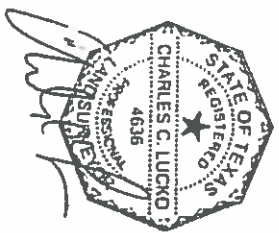
Survey performed for: THE FLE NCIS/NO
AUTHORITY as per that title commitment provided by FIRST COMMUNITY TITLE COMPANY, 611, No. 404226, EFFECTIVE DATE: February 4, 2014.

LOT 1, BLOCK 1
BARTON BUSINESS PARK
PHASE ONE
Plat Year 2015, #145



A.C. COUNTY SURVEYING, INC.
14,499 No. 10023600
4530 South 5th Street
Temple, Texas 76702
254-718-2212, Killeen 254-634-4636
Fax 254-714-1606
www.accountysurveying.com

This surveyor and A.C. County Surveying, Inc. do not warrant any statement with reference to location.
This sketch represents a survey made on the ground. During the performance of the survey, persons working under my supervision observed conditions within and along the boundaries and to the best of my knowledge they are as shown. The location of visible structural improvements with respect to the boundary lines are as shown. This document is not valid for any purpose unless signed and sealed by a Registered Professional Land Surveyor.



Survey
Completed: 04-18-2014
Scale: 1" = 20'
Job No.: 140391
DWG No.: 140391
Drawn by: SMH
Surveyor: CCL 14636
Copyright 2014 A.C. County Surveying, Inc.

Plot Date: 04-19-2014

ENCROACHMENT

Abt. 4"

Google

NAI Aldrich-Thon
Group

RESOLUTION NO. 2019-4980
(FY-19-4-AB)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING ABANDONMENT AND CONVEYANCE OF APPROXIMATELY 39.96 SQUARE FEET OF PUBLIC RIGHT OF WAY SITUATED ALONG WEST CALHOUN AVENUE, LOT THREE, BLOCK ONE, BARTON BUSINESS PARK, PHASE ONE, AN ADDITION TO THE CITY OF TEMPLE, BELL COUNTY, TEXAS; DECLARING FINDINGS OF FACT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the applicant, Temple Housing Authority, requests abandonment and conveyance of approximately 39.96 square feet of public right of way located at 103 West Calhoun Avenue;

Whereas, the building currently located at this address encroaches into public right of way by approximately four inches and the encroachment is approximately 120 feet long - the applicant owns the building and all of Lot Three, Block One, Barton Business Park, Phase One, adjacent to the south side of the right of way, which is more particularly described in Exhibit A, attached hereto and made a part hereof for all purposes;

Whereas, the City has no interest in retaining the right of way – upon conveyance to Temple Housing Authority via a Deed Without Warranty, they will pay fair market value of \$79.92 to the City of Temple;

Whereas, Staff contacted all public and private utility service providers, including the Public Works Department and all providers including City Staff confirmed that the right of way may be conveyed without reserving utility or drainage easements, as the providers' responses indicate there are no existing public facilities or utilities in the right of way - providers and City Staff also had no objections to abandoning the right of way because it is not needed for other public services or access;

Whereas, once approved, the proceeds from the conveyance in the amount of \$79.92 will be deposited in Account No. 110-0000-461-0423; and

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

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

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 of Temple, Texas authorizes the abandonment and conveyance of approximately 39.96 square feet of public right of way situated along West Calhoun Avenue, Lot Three, Block One, Barton Business Park, Phase One, an addition to the City of Temple, as depicted on the drawing attached hereto as Exhibit A and incorporated herein for all purposes.

Part 3: Upon request, the City of Temple will provide a copy of this Resolution and any other evidence of abandonment of the utility easement, which may be reasonably required.

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 on the **18th** day of **July**, 2019.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney

STATE OF TEXAS §

COUNTY OF BELL §

This instrument was acknowledged before me on the _____ day of _____, 2019, by Timothy A. Davis, Mayor of the City of Temple, Texas.

Notary Public, State of Texas

Return Recorded Document to:

*City Attorney's Office
2 North Main Street, Suite 308
Temple, TX 76501*



COUNCIL AGENDA ITEM MEMORANDUM

08/01/19
Item #7(G)
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 \$913,936.

ATTACHMENTS:

[Budget Amendments](#)
[Resolution](#)

CITY OF TEMPLE
BUDGET AMENDMENTS FOR FY 2019 BUDGET
August 1, 2019

ACCOUNT #	PROJECT #	DESCRIPTION	APPROPRIATIONS	
			Debit	Credit
110-2310-540-2333		Repair & Maintenance / Auto & Equip (Fleet Services)	\$ 129	
110-2320-540-2333		Repair & Maintenance / Auto & Equip (Fleet Services)	\$ 31,108	
110-2330-540-2333		Repair & Maintenance / Auto & Equip (Fleet Services)	\$ 82,454	
110-2350-540-2333		Repair & Maintenance / Auto & Equip (Fleet Services)	\$ 58,931	
110-2370-540-2333		Repair & Maintenance / Auto & Equip (Fleet Services)	\$ 20,668	
110-2380-540-2333		Repair & Maintenance / Auto & Equip (Fleet Services)	\$ 6,710	
110-0000-444-2581		Landfill Contract / Waste Management Surcharge		\$ 200,000
To appropriate additional Solid Waste revenues for Waste Management Surcharge in conjunction with increasing repair & maintenance (fleet services) for sanitation vehicles.				
110-2320-540-2649		Contracted Services / Landfill Tipping Fees	\$ 40,070	
110-2330-540-2649		Contracted Services / Landfill Tipping Fees	\$ 112,683	
110-2350-540-2649		Contracted Services / Landfill Tipping Fees	\$ 82,360	
110-2370-540-2649		Contracted Services / Landfill Tipping Fees	\$ 179,970	
110-2380-540-2649		Contracted Services / Landfill Tipping Fees	\$ 1,103	
110-0000-444-1552		Solid Waste Commercial / Plastic		\$ 3,160
110-0000-444-1570		Solid Waste Commercial / Frontload		\$ 12,796
110-0000-444-2053		Solid Waste / Rolloff		\$ 326,027
110-0000-444-2055		Solid Waste / Special Pickup		\$ 54,319
110-0000-444-2056		Solid Waste / Other Recycling - Sales		\$ 19,884
To appropriate anticipated Solid Waste revenue and landfill tipping fees for the remainder of FY 2019.				
110-3300-519-2584		EDC - O&M Component	\$ 200,000	
110-0000-352-1345		Designated Capital Projects - Unallocated		\$ 200,000
Per the 2011 Funding and Operating Agreement between the City of Temple and the Temple Economic Development Corporation (TEDC), the City shall contribute a portion of its annual revenue from sales tax to TEDC. The City's contribution shall include a "Base Contribution" which is comprised of two components: (1) an "Operating Expense Component" and (2) an "Incentive Matrix Component". Since no funding was received by sources outside of the agreement with the City, this budget adjustment increases the appropriation for the FY 2019 "Operating Expense Component" by \$200,000. Funds are available in Designated Capital Projects - Unallocated.				
110-1500-515-2647		Contracted Services / Community Enhancement Grants	\$ 96,000	
110-1500-515-6532		Capital - Special Projects / Contingency		\$ 96,000
To appropriate contingency funds for the award of FY 2019 Community Enhancement Grants.				
520-5100-535-2516		Other Services / Judgments & Damages	\$ 1,750	
520-0000-443-3054		Insurance Claims / Insurance Claims		\$ 1,750
To appropriate additional insurance proceeds from TML for replacement equipment that was damaged from a lightening strike that occurred on 05/03/19 at the Water Treatment Plant. The initial insurance proceeds received from TML in the amount of \$27,641 was present to Council on 07/18/19.				
TOTAL AMENDMENTS			\$ 913,936	\$ 913,936

CITY OF TEMPLE
BUDGET AMENDMENTS FOR FY 2019 BUDGET
August 1, 2019

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		(96,000)
		Net Balance of Contingency Account	\$	4,000
		Beginning Judgments & Damages Contingency	\$	279,725
		Added to Contingency Judgments & Damages from Council Contingency		-
		Taken From Judgments & Damages		(268,109)
		Net Balance of Judgments & Damages Contingency Account	\$	11,616
		Beginning Compensation Contingency	\$	285,000
		Added to Compensation Contingency		-
		Taken From Compensation Contingency		(285,000)
		Net Balance of Compensation Contingency Account	\$	-
		Net Balance Council Contingency	\$	15,616
		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		(116,392)
		Net Balance of Contingency Account	\$	103,054
		Beginning Compensation Contingency	\$	54,000
		Added to Compensation Contingency		-
		Taken From Compensation Contingency		(54,000)
		Net Balance of Compensation Contingency Account	\$	-
		Net Balance Water & Wastewater Fund Contingency	\$	103,054
		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		(13,279)
		Net Balance of Compensation Contingency Account	\$	3,221
		Net Balance Hotel/Motel Tax Fund Contingency	\$	3,221
		DRAINAGE FUND		
		Beginning Contingency Balance	\$	336,406
		Added to Contingency Sweep Account		-
		Carry forward from Prior Year		-
		Taken From Contingency		(120,190)
		Net Balance of Contingency Account	\$	216,216
		Beginning Compensation Contingency	\$	10,500
		Added to Compensation Contingency		-
		Taken From Compensation Contingency		(9,520)
		Net Balance of Compensation Contingency Account	\$	980
		Net Balance Drainage Fund Contingency	\$	217,196

CITY OF TEMPLE
BUDGET AMENDMENTS FOR FY 2019 BUDGET
August 1, 2019

ACCOUNT #	PROJECT #	DESCRIPTION	APPROPRIATIONS	
			Debit	Credit
		FED/STATE GRANT FUND		
		Beginning Contingency Balance		\$ -
		Carry forward from Prior Year		34,641
		Added to Contingency Sweep Account		9,024
		Taken From Contingency		(43,665)
		Net Balance Fed/State Grant Fund Contingency		\$ -

RESOLUTION NO. 2019-9743-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 hereby amends 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 1st day of **August**, 2019.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

08/01/19
Item #8
Regular Agenda
Page 1 of 2

DEPT./DIVISION SUBMISSION & REVIEW:

Tammy Lyerly, Senior Planner

ITEM DESCRIPTION: FY-19-44-PLT: Consider adopting a resolution approving the Final Plat of Gonzales Ranch Subdivision, a 1.70 +/- acre, 1-lot, 1-block, residential subdivision with a developer-requested exception to Unified Development Code Section 8.1.3: Type of Improvements Required to waive fire hydrants, in the Stephen Frazier Survey, Abstract No. 311, Bell County, Texas, located north of FM 93, south of Taylor's Valley Road and the Georgetown Railroad, and east of the Leon River.

PLANNING AND ZONING COMMISSION RECOMMENDATION: At its July 1, 2019 meeting, the Planning and Zoning Commission voted 7/0 to recommend approval of the Final Plat of Gonzales Ranch Subdivision with the developer requested exception to UDC Section 8.1.3 Type of Improvements Required to waive fire hydrants, per staff recommendation.

STAFF RECOMMENDATION: Staff recommends approval of the Final Plat of Gonzales Ranch Subdivision with a developer-requested exception to Unified Development Code (UDC) Section 8.1.3: Type of Improvements Required to waive fire hydrants.

ITEM SUMMARY: The Development Review Committee reviewed the Final Plat of Gonzales Ranch Subdivision (FY-19-44-PLT), on April 25, 2019. It was deemed administratively complete on June 24, 2019.

The Final Plat of Gonzales Ranch Subdivision, a 1.70 +/- acre, 1-lot, 1-block, residential subdivision located north of FM 93, south of Taylor's Valley and Georgetown Railroad, and east of Leon River. The applicants request an exception to Unified Development Code (UDC) Section 8.1.3: Type of improvements required to waive fire hydrants due to use of an underground water well. The Fire Department supports this requested exception.

Water will be provided to the subdivision through an underground water well. Clearwater Underground Water Conservation District (CUWCD) has been involved with the platting process for this proposed plat. CUWCD has inspected the property and supports the proposed plat. Their signature block has been added to the plat.

Sewer will be provided to the subdivision through septic system.

Access to the property is through a recorded 25-foot wide private joint use access easement (Document No. 2019-20763) to West FM 93.

City Council is the final plat authority since the developer requests an exception to the Unified Development Code for this development.

FISCAL IMPACT: Not Applicable

ATTACHMENTS:

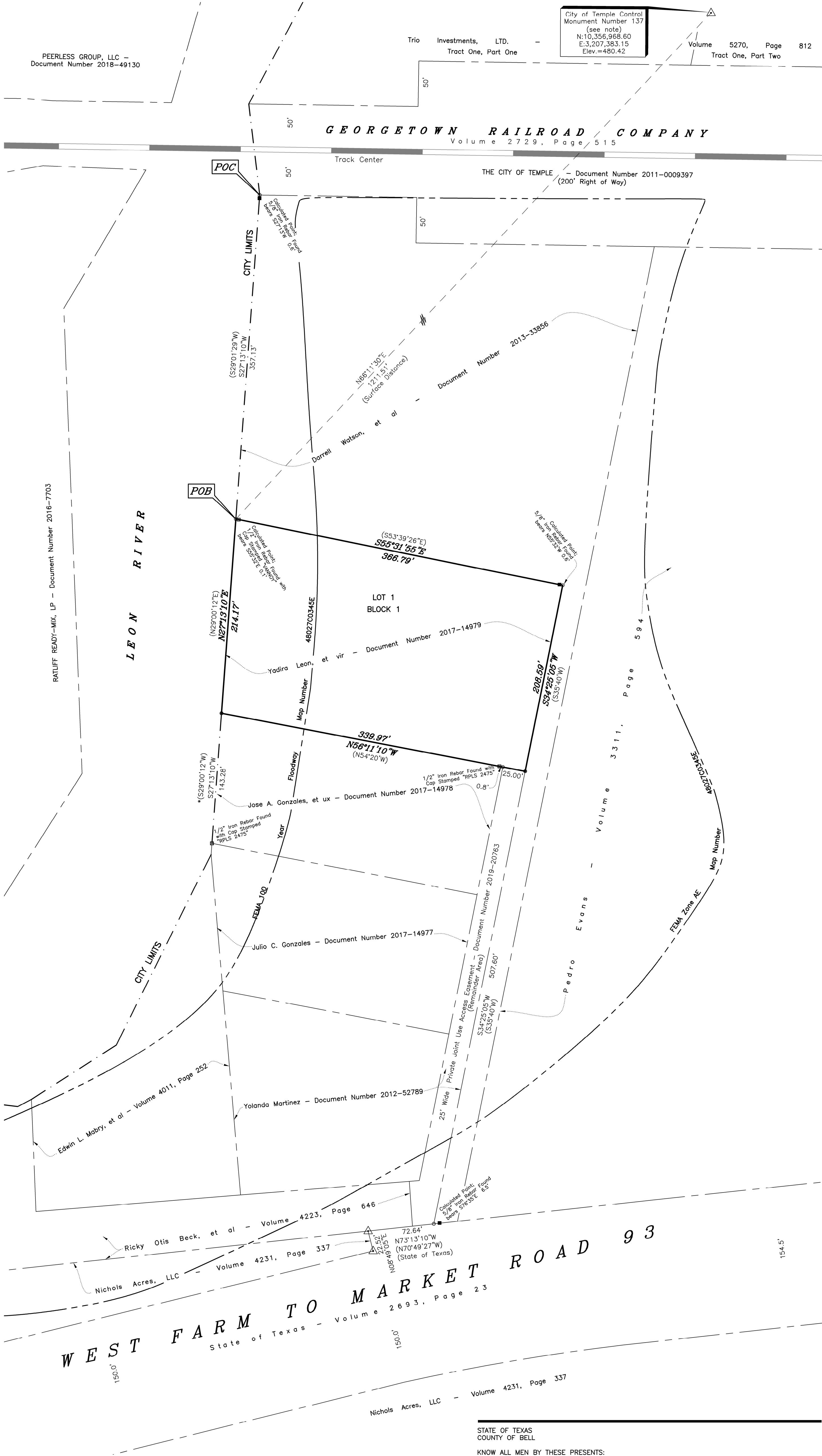
[Plat Exhibits](#)

[Letter of Exception](#)

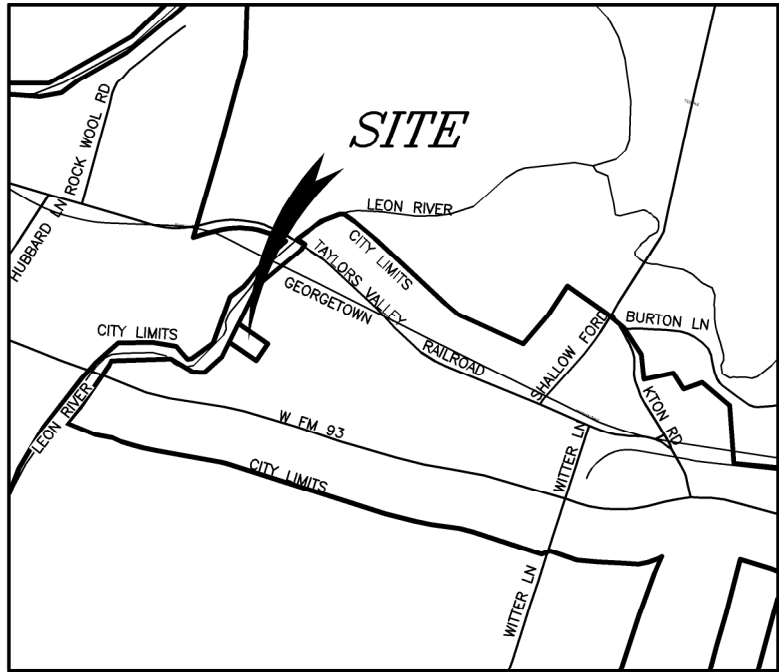
[CUWCD Documentation](#)

[Resolution](#)

STEPHEN FRAZIER SURVEY, Abstract Number 311



- LEGEND:
- = All Property Corners are 5/8" Iron Rebar Set with Cap Stamped "RCS INC"
 - = 1/2" Iron Rebar Found, as described
 - = 5/8" Iron Rebar Found, as described
 - △ = Texas Department of Transportation (TXDOT) Type Concrete Monument Found
 - = Corner, as described
 - = Calculated Point
 - () = Deed Calls
 - = Asphalt Surfacing
 - POB = Point of Beginning
 - POC = Point of Commencement



VICINITY MAP

Final Plat of
GONZALES RANCH SUBDIVISION
being a 1.70 Acres subdivision situated in the STEPHEN FRAZIER SURVEY,
Abstract Number 311, in the City of Temple, in Bell County, Texas.
Surveyed February 8, 2019.
RONALD CARROLL SURVEYORS, INC.
PRELIMINARY, THIS DOCUMENT SHALL NOT BE RECORDED FOR
ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR
RELIED UPON AS A FINAL SURVEY DOCUMENT

NOTES:

- See field notes attached.
- Water to be provided by water wells under the authority of Clearwater Underground Water Conservation District (CUWCD).
- CLEARWATER UNDERGROUND WATER CONSERVATION DISTRICT-- Plat Notes:
- Clearwater Underground Water Conservation District Rules based on Chapter 36 "Texas Groundwater Code" prevent the drilling of exempt wells for domestic use on tracts of land platted to less than 10 acres after March 1st, 2004. Permitting of wells on tracts less than 10 acres and greater than or equal to 2 acres is possible under district rules if the purpose of the well meets the definition of beneficial use. Per district rules and Chapter 36, all drilling of wells on tracts of land platted to less than 2 acres after March 1st, 2004, is not possible. All current and future wells must meet the 100-ft setback requirement of all on-site septic systems, unless the well is constructed with an approved sanitary seal allowing setback from the on-site septic to be reduced to a minimum of 50 feet. Clearwater UWCD District rules are at: <http://cuwcd.org>.
 - This subdivision lies within the City of Temple service area as defined by a state issued Certificate of Convenience and Necessity (CCN). At the time of this plat, water service to this subdivision will be provided by groundwater from a private water well. Groundwater withdrawal and use in Bell County is regulated by Clearwater Underground Water Conservation District (CUWCD).
 - Water service to the lot in this subdivision will be provided by groundwater from an off-site private water well, Well Number E-11-003P (Latitude: 31.046241; Longitude: -97.427608), located to the northeast of the northwest corner of this tract. This lot is not an eligible site for water well and will receive water only from the said well. CUWCD is not required to issue a permit for water wells on this lot.
 - New wells must obtain a drilling permit and an operating permit, subject to CUWCD Board approval, and must be located in accordance with CUWCD regulations. All alterations to existing well must be approved by the CUWCD prior to commencement of alterations. Changes in ownership, production volume, or use of the well(s) must be reported to the CUWCD.
 - The quality and available quantity of water from the well may vary over time. A brief analysis of predicted drawdown is available at the CUWCD office. Factors influencing the long-term viability of the Trinity aquifer are rainfall, recharge, storage capacity, and level of discharge. If discharge from the aquifer is greater than the recharge, the level of the aquifer will drop. This may affect the quality and quantity of available water from this aquifer. Texas statutory law authorizes CUWCD to impose pumping restrictions to minimize as far as practicable the drawdown of the water table or the reduction of artesian pressure, to control subsidence, to prevent interference between wells, to prevent degradation of water quality, or to prevent waste.

Sewer to be provided by septic system and approved by Bell County Health Department.

Electric provided by Oncor Electric Delivery.

This tract does appear to be in the "Special Flood Hazard Area" according to the Federal Insurance Rate Map (FIRM), Community Panel No. 4802700345E, dated September 26, 2008. This area was scoded from the map and appears to lie within the floodway and Zone AE. This statement does not imply the remainder of this tract will never flood nor does it create liability on the part of this Surveyor or Company. Flood plain is a graphical representation from said FEMA map.

The base flood elevation for this lot is 476.0' and was confirmed by the City of Temple Flood Administrator.

The minimum finish floor elevation is 478.0' and applies to future structures.

A horizontal reference tie from the Point of Beginning to the City of Temple Monument Number 137, as published by the City of Temple in the Surveying Control System of 1995, is N68°11'30"E, 1211.51 feet, (surface distance). Said Monument No. 137, being a 5/8" Iron Rebar with Aluminum Disk stamped "CITY OF TEMPLE SURVEY MONUMENT" found in the center of a driveway crossing a cattle guard, 2' north of the north edge of pavement of Taylor's Valley Drive, has City published coordinates of N=10,356,968.49 E=3,207,383.01 Elevation 480.36 feet. The theta angle at City of Temple Monument No. 137 is 01°29'54". The City combined correction factor (CCF) is 0.999859. All distances are horizontal surface distances unless noted and all bearings are grid bearings. Grid distance = Surface distance X CCF. Geodetic north = Grid north + theta angle.

Basis of Bearing: The survey work for this project is on Grid Bearings and Coordinates, based upon the Texas State Plane Coordinate System, Central Zone, NAD83 datum obtained from GPS observations and referenced to the SMARTNET OF NORTH AMERICA, Base Station "TXTC" at Temple College in Temple, Texas whose published coordinate value: N=10,366,800.417 E=3,229,830.984. The distances shown are surface distances. The Combined Correction Factor (CCF) for this project is 0.9998594.

The research for the land boundary property line of this tract has been provided by this surveyor or his associates. That research includes the names and references to the adjoining property owners. Those adjoining referenced are for compliance to the Texas Board of Professional Land Surveyors regulations, and are shown for information purposes only. All other research for documents such as, but not limited to, easements, deed restrictions, restrictive covenants, leases, etc. are the responsibility of the client's Title Company or other third parties other than this surveyor or company.

STATE OF TEXAS
COUNTY OF BELL

We, Yadira Leon and Ramon Leon, being the owners of the land shown in this plat, in the STEPHEN FRAZIER SURVEY and being designated herein as the **GONZALES RANCH SUBDIVISION**, a subdivision in the City of Temple, Bell County, Texas and whose names are subscribed hereto, hereby dedicate to the use of the public forever all streets, alleys, parks, watercourses, drains, easements, and public places as shown hereon within the plat boundary of this subdivision.

Yadira Leon, Owner Ramon Leon, Owner

STATE OF TEXAS
COUNTY OF BELL

Before me, the undersigned authority, on this day personally appeared Yadira Leon, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein stated.

Given under my hand and seal of office this the ____ day of ____, 2019.

Notary Public, State of Texas

STATE OF TEXAS
COUNTY OF BELL

Before me, the undersigned authority, on this day personally appeared Ramon Leon, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein stated.

Given under my hand and seal of office this the ____ day of ____, 2019.

Notary Public, State of Texas

STATE OF TEXAS
COUNTY OF BELL

The final plat has been submitted to and considered by the Planning and Zoning Commission of the City of Temple, Texas, and is hereby approved by such commission.

Dated this the ____ day of ____, 2019.

Chairperson

I, the undersigned, a registered sanitarian in the State of Texas, hereby certify that this subdivision, and its wastewater utility system has been reviewed for compliance with applicable state and other regulations governing such systems and is hereby approved for installation as indicated.

Approved: ____ Date: ____

Title: ____ Bell County Health Department

TAX CERTIFICATE

The Bell County Tax appraisal District, the taxing authority for all taxing entities in Bell County, Texas, does hereby certify that there are currently no delinquent taxes due or owing on the property described by this plat.

Dated this the ____ day of ____, 2019 A.D.

BELL COUNTY TAX APPRAISAL DISTRICT

By: ____

CLEARWATER UNDERGROUND WATER CONSERVATION DISTRICT (CUWCD) CERTIFICATE:

Clearwater Underground Water Conservation District (CUWCD) is the regulatory authority for groundwater wells in Bell County Texas and hereby certifies that this proposed subdivision has been evaluated for on-site groundwater production wells. In its current condition, the proposed subdivision meets our expectations described by District Policy and affirmed by District Staff.

Dirk Aaron General Manager CUWCD Date

RECORDATION INFORMATION

Plat recorded in Plat Year 2019, Map Number ____ of the Bell County Plat Records.

Dedication recorded in Document Number 2019-____ of the Bell County Official Public Records.

Filed for record this ____ day of ____, 2019.

County Clerk

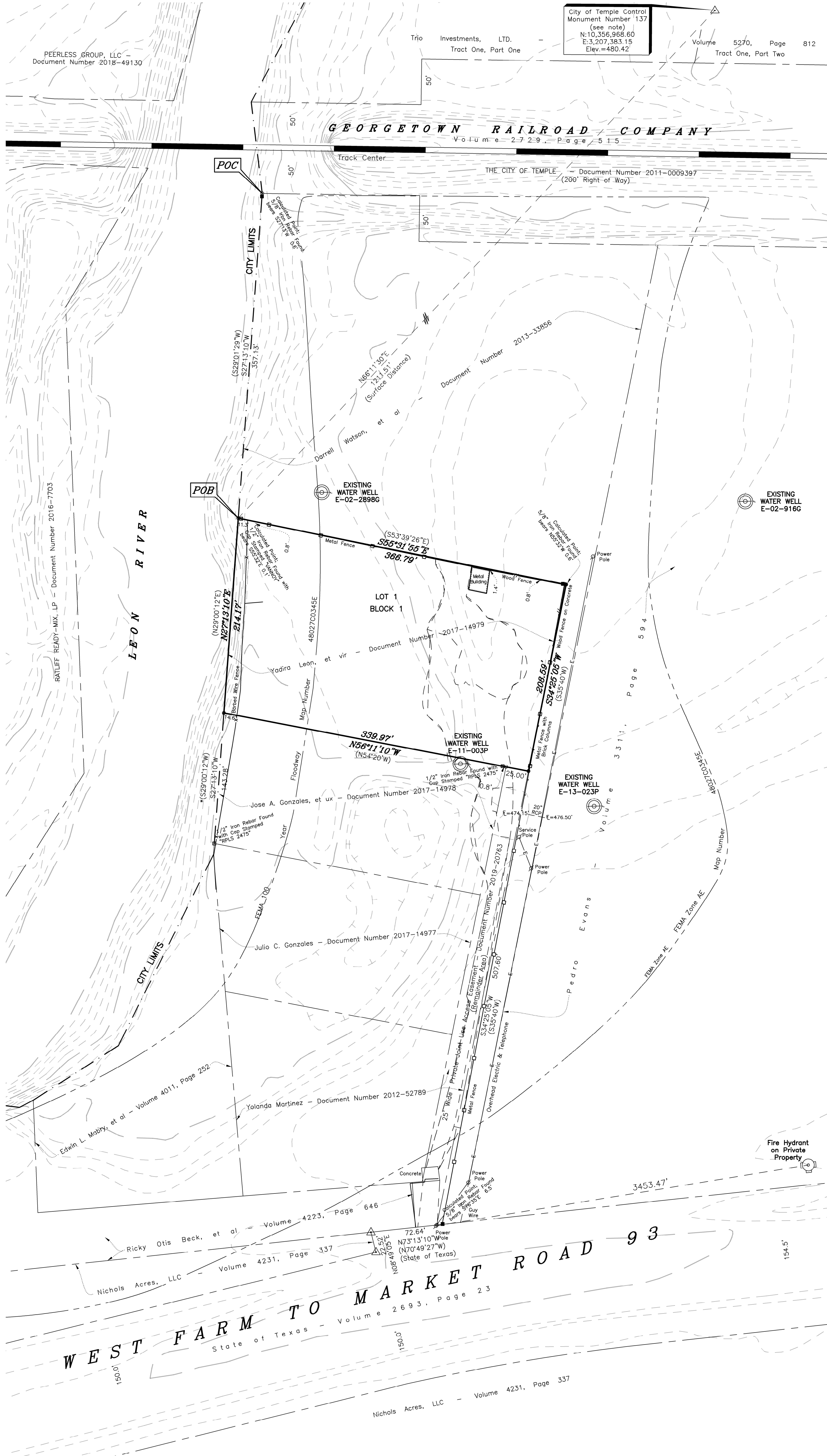
This plat has been submitted to and considered by the City Council of Temple, Texas, and is hereby approved by such council. Dated this ____ day of ____, 2019.

City Secretary

OWNERS:
Yadira Leon
and Ramon Leon
712 Jackson St, Belton TX, 76513
Document No. 2017-14979
Bell County Official Public Records

1 LOT, 1 BLOCK
1.70 Acres

Final Plat of
GONZALES RANCH SUBDIVISION
being a 1.70 Acres subdivision in STEPHEN
FRAZIER SURVEY, Abstract Number 311
City of Temple, Bell County, Texas.
RONALD CARROLL SURVEYORS, INC.
Phone: (254) 773-1447 Fax: (254) 773-1728
5302 South 31st Street - Temple, Texas 76502
TBPLS FIRM No. 10028400
DRAWN BY: dc DATE: 5/31/2019 DRAWING NAME: 19005-PL-GONZALES
SHEET SIZE: 24X36 JOB#: 19005 FIELD BOOK: 210 PG 13-17



- LEGEND:**
- = All Property Corners are 5/8" Iron Rebar Set with Cap Stamped "RCS INC"
 - = 1/2" Iron Rebar Found, as described
 - = 5/8" Iron Rebar Found, as described
 - △ = Texas Department of Transportation (TXDOT) Type Concrete Monument Found
 - = Corner, as described
 - = Calculated Point
 - () = Deed Calls
 - = Asphalt Surfacing
 - POB = Point of Beginning
 - POC = Point of Commencement

Utility and Topography of
GONZALES RANCH SUBDIVISION
being a 1.70 Acres subdivision situated in the STEPHEN FRAZIER SURVEY,
Abstract Number 311, in the City of Temple, in Bell County, Texas.
Contours are on one foot intervals.
Elevations are on NAVD88 datum.
Surveyed February 8, 2019.
RONALD CARROLL SURVEYORS, INC.
PRELIMINARY, THIS DOCUMENT SHALL NOT BE RECORDED FOR
ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR
RELIED UPON AS A FINAL SURVEY DOCUMENT

- NOTES:**
- See field notes attached.
- Water to be provided by water wells under the authority of Clearwater Underground Water Conservation District (CUWCD).
- Existing underground wells have been shown per CUWCD published coordinates.
- CLEARWATER UNDERGROUND WATER CONSERVATION DISTRICT--** Plat Notes:
- Clearwater Underground Water Conservation District Rules based on Chapter 36 "Texas Groundwater Code" prevent the drilling of exempt wells for "domestic use on tracts of land platted to less than 10 acres after March 1st, 2004. Permitting of wells on tracts less than 10 acres and greater than 2 acres is possible under district rules if the purpose of the well meets the definition of beneficial use. Per district rules and Chapter 36, all drilling of wells on tracts of land platted to less than 2 acres after March 1st, 2004, is not possible". All current and future wells must meet the 100-ft setback requirement of all on-site septic systems, unless the well is constructed with an approved sanitary seal allowing setback from the on-site septic to be reduced to a minimum of 50 feet. Clearwater UWCD District rules are at: <http://cuwcd.org>.
 - This subdivision lies within the City of Temple service area as defined by a state issued Certificate of Convenience and Necessity (CCN). At the time of this plat, water service to this subdivision will be provided by groundwater from a private water well. Groundwater withdrawal and use in Bell County is regulated by Clearwater Underground Water Conservation District (CUWCD).
 - New wells must obtain a drilling permit and an operating permit, subject to CUWCD Board approval, and must be located in accordance with CUWCD regulations. All alterations to existing well must be approved by the CUWCD prior to commencement of alterations. Changes in ownership, production volume, or use of the well(s) must be reported to the CUWCD.
- Sewer to be provided by septic system and approved by Bell County Health Department.
- Electric provided by Oncor Electric Delivery.
- This tract does appear to be in the "Special Flood Hazard Area" according to the Federal Insurance Rate Map (FIRM), Community Panel No. 48027C0345E, dated September 26, 2008. This area was scaled from the map and appears to lie within the floodway and Zone AE. This statement does not imply the remainder of this tract will never flood nor does it create liability on the part of this Surveyor or Company. Flood plain is a graphical representation from said FEMA map.
- The base flood elevation for this lot is 476.0' and was confirmed by the Bell County Flood Administrator.
- The minimum finish floor elevation is 478.0' and applies to future structures.

A horizontal reference tie from the Point of Beginning to the City of Temple Monument Number 137, as published by the City of Temple in the Surveying Control System of 1995, is N66°11'30"E 1211.51 feet, (surface distance). Said Monument No. 137, being a 5/8" Iron Rebar with Aluminum Disk stamped "CITY OF TEMPLE SURVEY MONUMENT" found in the center of a driveway crossing a cattle guard, 2' north of the north edge of pavement of Taylor's Valley Drive, has City published coordinates of N=10,356,968.49 E=3,207,383.01 Elevation 480.36 feet. The theta angle at City of Temple Monument No. 137 is 01°29'54". The City combined correction factor (CCF) is 0.999859. All distances are horizontal surface distances unless noted and all bearings are grid bearings. Grid distance = Surface distance X CCF. Geodetic north = Grid north + theta angle.

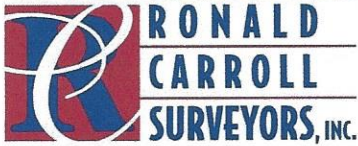
Contours are provided by the City of Temple.

Basis of Bearing: The survey work for this project is on Grid Bearings and Coordinates, based upon the Texas State Plane Coordinate System, Central Zone, NAD83 datum obtained from GPS observations and referenced to the SMARTNET OF NORTH AMERICA, Base Station "TXTC" at Temple College in Temple, Texas whose published coordinate value: N=10,366,800.417 E=3,229,830.984. The distances shown are surface distances. The Combined Correction Factor (CCF) for this project is 0.9998594.

The research for the land boundary property line of this tract has been provided by this surveyor or his associates. That research includes the names and references to the adjoining property owners. Those adjoining referenced are for compliance to the Texas Board of Professional Land Surveyors regulations, and are shown for information purposes only. All other research for documents such as, but not limited to, easements, deed restrictions, restrictive covenants, leases, etc. are the responsibility of the client's Title Company or other third parties other than this surveyor or company.

Utility and Topography of
GONZALES RANCH SUBDIVISION
being a 1.70 Acres subdivision in STEPHEN
FRAZIER SURVEY, Abstract Number 311
City of Temple, Bell County, Texas.
RONALD CARROLL SURVEYORS, INC.
Phone: (254) 773-1447 Fax: (254) 773-1728
5302 South 31st Street - Temple, Texas 76502
TBPLS FIRM No. 10028400
DRAWN BY: dc DATE: 5/20/2019 DRAWING NAME: 19005-PL-GONZALES
SHEET SIZE: 24X36 JOB#: 19005 FIELD BOOK: 210 PG 13-17

SCALE: 1 Inch = 60 Feet



Revised May 23, 2019

City of Temple
Planning Department
2 North Main
Temple, Texas 76501

RE: Exception to Fire Hydrant Ordinance (UDC Section 8.1.3) – proposed Gonzales Ranch
Subdivision FY-19-44-PLT

Dear Sir or Madam,

We are requesting, on behalf of the owner, a waiver to the Fire Hydrant Ordinance, per UDC
Section 8.1.3

We are requesting a variance to the Fire Hydrant Ordinance per Review Criteria 8.1.3B

1. *The proposed plat is not within the City's fire district;*
2. *The City does not provide water service to the area proposed for platting;*

This parcel is inside the City Limits.

Thank you for your time and consideration. If there are any questions and/or concerns, please
contact me at the address and/or phone number listed below.

Sincerely,

Ronald Carroll, RPLS
Ronald Carroll Surveyors, Inc.



Every drop counts!

Clearwater Underground Water Conservation District

P.O. Box 1989, Belton, Texas 76513
Phone: 254/933-0120 Fax: 254/933-8396
www.cuwcd.org

Leland Gersbach, President
R. David Cole, Vice President
C. Gary Young, Secretary
Jody Williams
Scott A. Brooks

Memo

To: Cassandra Peterson CassandraP@rcsurveyors.com



From: Dirk Aaron daaron@cuwcd.org
General Manager

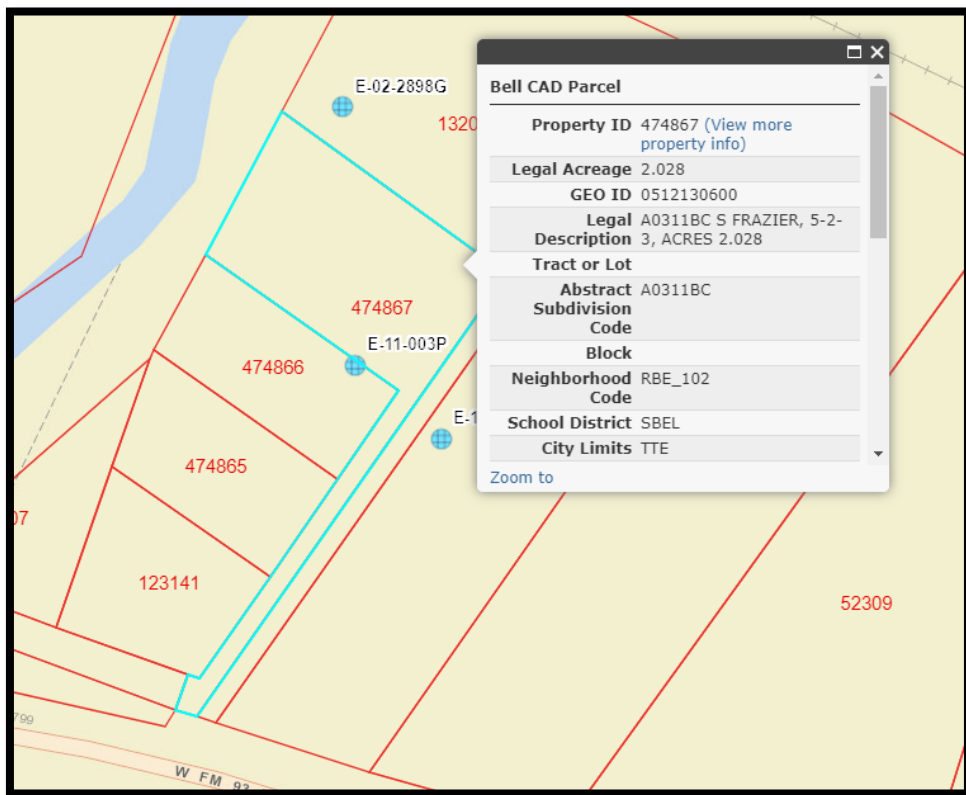
CC: Corey Dawson cdawson@cuwcd.org
Ron Carroll ron@rcsurveyors.com
Amy Bargen amy@rcsurveyors.com
Yadira Leong yadiraleong@gmail.com

Date: 5/29/2019

Re: Proposed/Amended Gonzales Ranch Subdivision

Clearwater UWCD (CUWCD) has completed a desktop geodatabase investigation, records review and site investigation for groundwater wells per your request. The Bell CAD property reviewed was PID #474867 (2.028 acre), PID #474866 (1 acre) and PID#474865 (1 acre), based on the proposed known as Proposed Gonzales Ranch Subdivision.

Item 1: Database review determined no groundwater production wells exist on the proposed tracts Lot 1, Block 1 (2.028 acres).



Item 2: Research and investigation with Yadira & Ramon Leon found that the proposed lot is a home site that will be provided domestic water from a shared well with two other landowners. Location of the well is on PID#474866 owned by Jose A. & Aricela Gonzales. District has attached the executed shared well agreement verifying that the home on Lot 1 Block 1 in proposed Gonzales Ranch Subdivision is legally in place and binding for all property owners (see attached signed agreement). CUWCD will record the executed agreement to the warranty deeds for all three properties sharing in the groundwater resource.

1] Clearwater Underground Water Conservation District (CUWCD) is a political subdivision of the State of Texas and underground water conservation district created and operating under and by virtue of Article XVI, Section 59, of the Texas Constitution; Texas Water Code Chapter 36; the District's enabling act, Act of May 27, 1989, 71st Legislature, Regular Session, Chapter 524 (House Bill 3172), as amended by Act of April 25, 2001, 77th Legislature, Regular Session, Chapter 22 (Senate Bill 404), Act of May 7, 2009, 81st Legislature, Regular Session, Chapter 64 (Senate Bill 1755), and Act of May 27, 2015, 84th Legislature, Regular Session, Chapter 1196, Section 2 (Senate Bill 1336)(omnibus districts bill); and the applicable general laws of the State of Texas; and confirmed by voters of Bell County on August 21, 1999.

Once the subdivision replat is approved and subdivided as requested, future drilling of a non-exempt permitted wells will be possible for beneficial use on both Lot 1, Block 1, as a Non-exempt permitted wells on tracts less than 10 acres and greater than or equal to 2 acres is possible under district rules if the purpose is of the well meets the definition of beneficial use.

Item 3: The proposed subdivision replat lies in the City of Temple CCN #11435, thus public water supply to both proposed lots may be delivered to the property in the future. Until such time CUWCD supports the use of a single well for three homes lots in accordance with district rules and authority under Chapter 36.

Item 4: Reviewing the draft plat the preferred language on the dedication/notes/certification under signature needs to be updated/corrected to the following language and in the notes section the shared well agreement must reflect the well number E-11-003P located:

Latitude: 31.046241 Longitude: -97.427608.

**“Clearwater Underground Water Conservation District (CUWCD) District Rules based on Chapter 36 “Texas Groundwater Code” prevent the drilling of Exempt Wells for **domestic use on tracts of land platted to less than 10 acres after March 1st, 2004. Permitting of Wells on tracts less than 10-acres and greater than or equal to 2-acres is possible under district rules if the purpose of the well meets the definition of beneficial use. Per District Rules and Chapter 36, all drilling of wells on tracts of land platted to less than 2 acres after March 1st, 2004, is not possible”. All current and future wells must meet the 100-ft setback requirement of all on-site septic systems, unless the well is constructed with an approved sanitary seal allowing setback from the on-site septic to be reduce to a minimum 50 feet. Clearwater UWCD District Rules are at: <http://www.cuwcd.org>*

CLEARWATER UNDERGROUND WATER CONSERVATION DISTRICT (CUWCD) CERTIFICATE

CUWCD is the regulatory authority for groundwater wells in Bell County and hereby certifies that this proposed subdivision has been evaluated for on-site groundwater production wells. In its current condition, the proposed subdivision meets our expectations described by District Policy and affirmed by District Staff.

Dirk Aaron
General Manager CUWCD

Date

2| *Clearwater Underground Water Conservation District (CUWCD) is a political subdivision of the State of Texas and underground water conservation district created and operating under and by virtue of Article XVI, Section 59, of the Texas Constitution; Texas Water Code Chapter 36; the District’s enabling act, Act of May 27, 1989, 71st Legislature, Regular Session, Chapter 524 (House Bill 3172), as amended by Act of April 25, 2001, 77th Legislature, Regular Session, Chapter 22 (Senate Bill 404), Act of May 7, 2009, 81st Legislature, Regular Session, Chapter 64 (Senate Bill 1755), and Act of May 27, 2015, 84th Legislature, Regular Session, Chapter 1196, Section 2 (Senate Bill 1336)(omnibus districts bill); and the applicable general laws of the State of Texas; and confirmed by voters of Bell County on August 21, 1999.*

SHARED WELL AGREEMENT

This Agreement, made and entered into this 19th day of March 2019 by and between Jose A. & Aricela Gonzalez, party of the first part, hereinafter referred to as the "supplying party", and Julio C. Gonzalez, party of the second part, and hereinafter referred to as the "supplied party", Yadira & Ramon Leon, party of the second part, and hereinafter referred to as the "supplied party", Yolanda Martinez, party of the second part, and hereinafter referred to as the "supplied party":

WITNESSETH:

THAT WHEREAS, the supplying party is now the owner of property known as 474866 (Property ID, Attachment A), located in the County of Bell, State of Texas which property is owned by Jose A. & Aricela Gonzalez and recorded with Appraisal District of Bell County and

WHEREAS, the supplied party is the owner of 474865 (Property ID, Attachment B), located in the County of Bell, State of Texas, which property is owned by Julio C. Gonzalez and recorded with the Appraisal District of Bell County and

WHEREAS, the supplied party is the owner of 474867 (Property ID, Attachment B), located in the County of Bell, State of Texas, which property is owned by Yadira & Ramon Leon and recorded with the Appraisal District of Bell County and

WHEREAS, the supplied party is the owner of 123141 (Property ID, Attachment B), located in the County of Bell, State of Texas, which property is owned by Yolanda Martinez and recorded with the Appraisal District of Bell County and

WHEREAS, the undersigned parties deem it necessary to provide a well system to service the parcels described herein, and an Agreement has been reached relative to supplying water from the well and the cost of supplying said water; and

WHEREAS, there is located a well upon 474866 (Property ID) 31.046241° Latitude, -97.427608° Longitude, CUWCD Well Number E-11-003P, approved by Clearwater Underground Water Conservation District (CUWCD) and properly registered and constructed in accordance with CUWCD Rules, together with water distribution facilities, hereinafter referred to as "water well and distribution system", for the purpose of supplying water to all properties connected to the said water distribution system; and

WHEREAS, it is the intention and purpose of the undersigned parties that the well and water distribution system shall be used and operated to provide an adequate supply of water for each of the properties connected thereto, for the domestic consumption of the occupants of said properties, and to assure the continuous and satisfactory operation and maintenance of the well and water distribution system for the benefit of the present and future owners, their heirs, successors and assigns of the properties connected thereto; and

WHEREAS, the said well is deemed by the parties hereto to be of adequate capacity to supply a single-family dwelling on each of the parcels described herein with water from the well for all domestic uses of a single family residing therein; and

WHEREAS, the water from the well has undergone a water quality analysis from a certified water testing lab and has been determined by the certified lab to supply safe and potable water; and

WHEREAS, the parties hereto desire to enter this Agreement for the purpose of reducing to writing their respective rights and obligations pertaining to said well and water distribution system.

NOW THEREFORE, in consideration of the promises and covenants herein contained, it is agreed that the well and water distribution system situated on 474866 (Property ID) shall be used by the parties to this Agreement, as well as by all future owners and occupants of said parcels, upon the following terms and conditions:

1. That until this Agreement is terminated, as hereinafter provided, the parties hereto, their heirs, successors and assigns, for the exclusive benefit of the respective parcels of real estate, and for the exclusive use of the household

residing thereon, are hereby granted the right in common with the other parties to this Agreement, to draw water from the well domestic use, as described in the Clearwater UWCD Rules and Regulation of Domestic USE.

2. That the owners or residents of the dwellings located on 474865 (Parcel ID), 474867 (Parcel ID), 123141 (Parcel ID), as of the date of this Agreement shall:

- a. Not pay or cause to be paid to the supplying party for this use of the well and water distribution system.
 - b. Pay or cause to be paid promptly, a proportionate share of all expenses for the operation and maintenance of the well and water distribution system that may become necessary. Each respective share shall be determined by dividing the amount of each expense by two, it being understood that the supplying party and the supplied party shall pay an amount equal to one half of the total of such necessary repair or replacement. Shared expenses include the cost of electricity for pumping, repairs and maintenance on said well and water distribution system.
3. That the cost of any removal or replacement of pre-existing site improvements on an individual parcel necessary for system operation, maintenance, replacement, improvements, inspection or testing, damaged as a result of repair of the well or water distribution system maintenance will be borne by the owner of the affected parcel, except that costs to remove and replace common boundary fencing or walls damaged as a result of repair shall be shared equally between or among parties so damaged.
4. That each of the parties hereby agrees that they will promptly repair, maintain and replace all water pipes or mains serving their respective dwellings.
5. That the consent of all parties to pay a proportionate share of costs shall be obtained prior to embarking upon expenditures for system maintenance, replacement or improvement, except in emergency situations. An arbitrator shall be chosen by the parties; shall be consulted in the event the parties cannot agree regarding the said expenditures; and the arbitrator's decision shall be definitive.
6. That the supplied party shall pay to the supplying party his proportionate share for the cost of energy for the operation of the pumping equipment. This cost shall be determined by a separate meter upon each dwelling and for each parcel.
7. That it is the agreement of the parties hereto that the payment for energy cost shall be made not later than the 5th day of each succeeding month during the term of this Agreement. In the event that any such payment remains unpaid for a period of 20 days, the supplying party may terminate the supply of water to the supplied party until all arrearages in payment are received by the supplying party.
8. That it is the agreement of the parties that they shall permit a third party to cure a default of payment or other obligation and shall permit water distribution service to be reinstated upon such curative action.
9. That each party shall have the right to act to correct an emergency situation and shall have access to the pertinent parcel in the absence of the other. An emergency situation shall be defined as the failure of any shared portion of the system to deliver water upon demand.
10. That only those parcels of real estate herein above described and the dwellings located thereon shall be permitted to receive water from said well and pumping equipment; and each of the parties hereto does hereby covenant and agree that he/she will not allow or permit other persons, other than household guests, to take, draw, use or receive water from the well, nor permit other persons to connect to the pipes or mains serving his/her respective parcel.
12. That in the event the referenced well shall become contaminated and shall no longer supply water suitable for domestic consumption, or shall no longer supply water adequate for the needs of all relevant parties, or in the event that another source of water shall become available to the respective parcels, then the rights and obligations of the

parties created by this Agreement shall cease and terminate in accordance with the terms and conditions hereinafter described.

13. That upon the availability of such other source of water, it is contemplated that a reasonable time shall be allowed to effectuate the necessary connections to the new source.

14. That the respective rights and obligations of the parties shall continue until the parties who wish to terminate their participation in the Well Agreement have executed and filed a written statement of termination at the Office of the Register of Deeds of the County of Bell, State of Texas, and with Clearwater Underground Water Conservation District. Upon termination of participation in this Agreement, the owner and occupant of each residence which is terminated from the Agreement shall have no further right to the use of the well. The terminated parties shall disconnect their respective lateral connection from said well system and shall have no further obligation to pay or collect for maintenance and related expenses incurred thereafter. The costs of disconnection from the well and water system shall be borne by the owner of the pertinent parcel.

15. That the undersigned parties shall permit periodic well water sampling and testing by a responsible authority at the request of an undersigned party, and the Clearwater Underground Water Conservation District when deemed necessary.

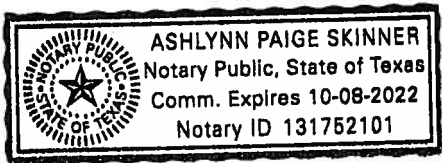
16. That the said well and this Agreement, if amended, shall serve no more than two single family dwelling units and the assigned parcels, notwithstanding the ability of the parties to make other amendments to this Agreement.

17. That the parties may amend this Agreement to assure equitable distribution of shared costs and responsibilities; however, this Agreement may not be amended unless first reviewed and approved by the Clearwater Underground Water Conservation District.

18. That the term of this Agreement shall be perpetual, except as herein limited.

20. That the benefits and burdens of this Agreement shall constitute a covenant running with the parcels of land herein described and shall be binding upon the heirs, successors in title and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seal the day and year first above written.



By: Jose A Gonzalez
Jose A. Gonzalez

Supplying Party / Parcel ID 474866

Date: 3/29/19

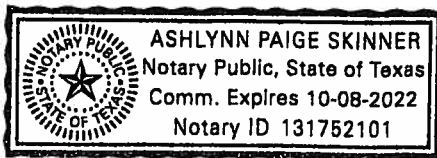
County of Bell

State of Texas

Sworn and subscribed before me this 1 day of April 2019.

Notary Public Ashlynn Paige Skinner

My commission expires: 4-13-2020



By: Aricela Gonzalez
Aricela Gonzalez
Supplying Party / Parcel ID 474866
Date: 3/29/19

County of Bell

State of Texas

Sworn and subscribed before me this 1 day of April 2019.

Notary Public Ashlynn Paige Skinner

My commission expires: 4-13-2020



By: Julio C. Gonzalez
Julio C. Gonzalez
Supplied Party / Parcel ID 474865
Date: _____

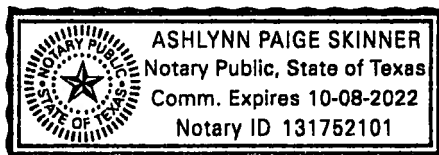
County of Bell

State of Texas

Sworn and subscribed before me this 9th day of April 2019.

Notary Public Shelly Chapman

My commission expires: November 8, 2022



By: Yadira Leon
Yadira Leon
Supplied Party / Parcel ID 474867
Date: 3-29-19

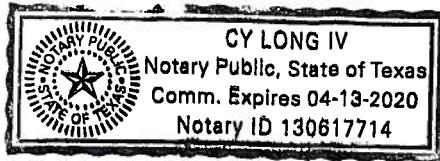
County of Bell

State of Texas

Sworn and subscribed before me this 1 day of April 2019.

Notary Public Ashlynn Paige Skinner

My commission expires: 4-13-2020



By: Ramon Leon
Ramon Leon

Supplied Party / Parcel ID 474867

Date: 7-29-19

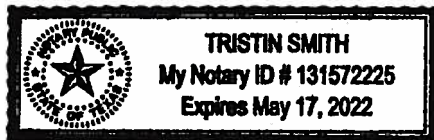
County of Bell

State of Texas

Sworn and subscribed before me this 1 day of April 2019.

Notary Public ggo

My commission expires: 4-13-2020



By: Yolanda Martinez
Yolanda Martinez

Supplied Party / Parcel ID 123141

Date: 5-3-19

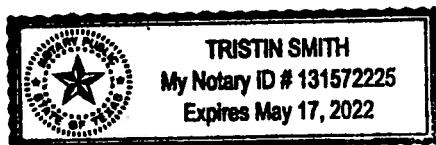
County of Bell

State of Texas

Sworn and subscribed before me this 3rd day of May 2019.

Notary Public Tristin Smith

My commission expires: 5/17/2022



By: Dirk Aaron

Dirk Aaron, General Manager
Clearwater UWCD

Date: 5-3-19

County of Bell

State of Texas

Sworn and subscribed before me this 3rd day of May 2019.

Notary Public Tristin Smith

My commission expires: 5/17/2022

RESOLUTION NO. 2019-9744-R
(FY-19-44-PLT)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, APPROVING THE FINAL PLAT OF GONZALES RANCH SUBDIVISION, AN APPROXIMATELY 1.70 ACRE, 1-LOT, 1-BLOCK, RESIDENTIAL SUBDIVISION WITH A DEVELOPER-REQUESTED EXCEPTION TO UNIFIED DEVELOPMENT CODE SECTION 8.1.3, LOCATED IN THE STEPHEN FRAZIER SURVEY, ABSTRACT NO. 311, BELL COUNTY, TEXAS, NORTH OF FARM-TO-MARKET 93, SOUTH OF TAYLOR'S VALLEY ROAD AND THE GEORGETOWN RAILROAD, AND EAST OF THE LEON RIVER; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the Final Plat of Gonzales Ranch Subdivision, is an approximately 1.70 acre, 1 lot, 1 block, residential subdivision, located in the Stephen Frazier Survey, Abstract No. 311, Bell County, Texas, north of FM 93, south of Taylor's Valley Road and the Georgetown Railroad, and east of the Leon River;

Whereas, the applicants have requested an exception to Unified Development Code (UDC) Section 8.1.3: Type of Improvements Required to waive fire hydrants due to use of an underground water well and the Temple Fire Department supports this requested exception;

Whereas, water will be provided to the subdivision through an underground water well - Clearwater Underground Water Conservation District (CUWCD) has been involved with the platting process for this proposed plat, has inspected the property, and supports the proposed final plat - CUWCD's signature block has been added to the final plat;

Whereas, sewer will be provided to the subdivision through an onsite septic system and access to the property is through a recorded 25-foot private joint use access easement;

Whereas, the Development Review Committee reviewed the Final Plat and deemed it administratively complete on June 24, 2019 and at their July 1, 2019 meeting, the Planning & Zoning Commission voted 7 to 0 to recommend approval of the final plat and developer-requested exception to UDC Sec. 8.1.3 to waive fire hydrants;

Whereas, Staff recommends Council approve the Final Plat of Gonzales Ranch Subdivision, an approximately 1.70 acre, 1-lot, 1-block, residential subdivision, in the Stephen Frazier Survey, Abstract No. 311, Bell County, Texas, located north of Farm-to-Market 93, south of Taylor's Valley Road and the Georgetown Railroad, and east of the Leon River with a developer-requested exception to Unified Development Code Section 8.1.3: Type of Improvements Required to waive fire hydrants; and

Whereas, the City Council has considered the matter and deems it in the public interest to approve the Final Plat of Gonzales Ranch Subdivision, with the above requested exception.

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 the Final Plat of Gonzales Ranch Subdivision, an approximately 1.70 acre, 1-lot, 1-block, residential subdivision with the developer-requested exception to Unified Development Code Section 8.1.3: Type of Improvements Required to waive fire hydrants.

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 **1st** day of **August**, 2019.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, MAYOR

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney