CITY OF FREDERICKSBURG
CITY COUNCIL MEETING

MONDAY, FEBRUARY 20, 2017 ~ 6:00 p.m.

Law Enforcement Center ~ 1601 East Main Street

Linda Langerhans, Mayor
Graham Pearson, Council Member
Charlie Kiehne, Council Member
Gary Neffendorf, Council Member
Bobby Watson, Council Member
Kent Myers, City Manager

(REQUEST ALL PAGERS AND PHONES BE TURNED OFF, EXCEPT EMERGENCY ON-CALL PERSONNEL)

A G E N D A

CALL TO ORDER.

PLEDGE OF ALLEGIANCE

		Page Ref
1.	**EMPLOYEE RECOGNITIONS**	
2.	**MINUTES** - Consider Approving Minutes of January 2017 Meetings	1-7
3.	**CONSENT AGENDA** - *All items listed below are considered to be routine and non-controversial by the Council and will be approved by one motion. There will be no separate discussion of these items unless a council member or citizen so requests, in which case the item will be removed from the consent agenda and considered as part of the normal order of business.*	
	A. Resolution for Justice Assistance Grant	8-25
	B. Consider Purchase of Dump Truck	26-39
	C. Consider Performance Agreement for Stone Ridge Unit #9	40-47
4.	**ORDINANCES - RESOLUTIONS- ACTION ITEMS**	
	A. Consider Resolution Including Additional Property in Market Square	48-52
	B. Consider Resolution on Marktplatz Use Policies for Special Events	53-54
	C. Consider Scope of Service and Contract for University Center Master Plan	55-62
	D. Consider Joining Atmos Mid-Tex Cities Legislative Session 2017	63-69
5.	**INDIVIDUAL ITEMS FOR CONSIDERATION AND POSSIBLE ACTION**	
	A. Consider Approving Contract for Market Square Turf Project	70-72
6.	**CITY MANAGERS REPORT**	
	A. Golf Course Update	
	B. Sound Advisory Committee	
	C. Transportation Master Plan	
	D. Downtown Parking Study	
	E. Visioning Process	
7.	**ITEMS FOR FUTURE AGENDAS**	
8.	**PUBLIC COMMENTS** - *This time is for citizens to address the City Council on issues and items of concern not on this agenda. There will be no City Council action at this time.*	
9.	**COUNCIL COMMENTS** - No discussion or action may take place	
10.	**ADJOURN**	

STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG

REGULAR CITY COUNCIL MEETING
JANUARY 03, 2017
6:00 PM

On this the 3rd day of January, 2017, the City Council of the CITY OF FREDERICKSBURG convened in regular session at the Law Enforcement Center, with the following members present to constitute a quorum:

LINDA LANGERHANS - MAYOR
GARY NEFFENDORF - COUNCIL MEMBER
GRAHAM PEARSON – COUNCIL MEMBER
BOBBY WATSON - COUNCIL MEMBER

ABSENT: CHARLIE KIEHNE - COUNCIL MEMBER

ALSO PRESENT: KENT MYERS - CITY MANAGER
SHELLEY BRITTON - CITY SECRETARY
PAT McGOWAN - CITY ATTORNEY
CLINTON BAILEY - D.P.W.U.
RUSSELL IMMEL - IT

The meeting was called to order at 6:00 PM following the Pledge of Allegiance.

EMPLOYEE RECOGNITIONS - The City Manager recognized the Public Works Department for the recent golf course improvements, and also recognized Officer McMickle.

LEADERSHIP CLASS PRESENTATION FOR LADY BIRD PARK PROJECT – Members of the 2017 Gillespie County Leadership Class presented, as their class project, their plans to revitalize the area beneath pavilion #2 at Lady Bird Johnson Municipal Park. A short presentation provided an overview of the proposed project.

RFP FOR HOTEL CONFERENCE CENTER – It was moved by Council Member Watson, seconded by Council Member Neffendorf, to approve the revised RFP for a proposed Hotel/Conference Center, excluding the city owned eight-to-ten acres in section 2.2, and including a minor change in section 2.3. The vote was as follows: AYE: Langerhans, Pearson, Neffendorf, and Watson; NAY: None. Motion carried.

CITY MANAGER'S REPORT - City Manager's Report included (1) Parks Bond Proposal – Special City Council Meeting, (2) HOT Funding Applications, (3) Update on Trolley Services, and (4)County-Wide Visioning Process.

UPCOMING AGENDA ITEMS – Council reviewed upcoming agenda items.

PUBLIC COMMENTS – Russ Rose commented on the trolley and parking for the proposed sports park.

COUNCIL COMMENTS – Council Member Pearson reported on the County's swearing-in ceremony, and Council Member Watson wished everyone a Happy New Year.

EXECUTIVE SESSION - It was moved by Council Member Neffendorf, seconded by Council Member Watson, to recess the regular session and go into Executive Session at 6:55 PM. All voted in favor and the motion carried. At 7:56 PM, it was moved by Council Member Pearson, seconded by Council Member Neffendorf, to adjourn the Executive Session and reconvene the regular session. All voted in favor and the motion carried.

Following Executive Session:

PERFORMANCE EVALUATIONS OF CITY MANAGER AND CITY ATTORNEY – It was moved by Council Member Pearson, seconded by Council Member Neffendorf, to approve a 2% merit and 1% COLA for the City Manager. All voted in favor and the motion carried.

It was moved by Council Member Pearson, seconded by Council Member Neffendorf, to approve a 2% merit and 1% COLA for the City Attorney. All voted in favor and the motion carried.

With no further discussion, Council Member Watson made a motion to adjourn the meeting at 7:57 PM. Council Member Neffendorf seconded the motion. Motion carried.

PASSED AND APPROVED this the 20th day of February, 2017.

SHELLEY BRITTON, CITY SECRETARY

LINDA LANGERHANS, MAYOR

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STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG

SPECIAL CITY COUNCIL MEETING
JANUARY 9, 2017
4:00 PM

On this the 9th day of January, the City Council of the CITY OF FREDERICKSBURG convened in special session at the Law Enforcement Center, with the following members present to constitute a quorum:

LINDA LANGERHANS - MAYOR
GARY NEFFENDORF - COUNCIL MEMBER
GRAHAM PEARSON - COUNCIL MEMBER
BOBBY WATSON - COUNCIL MEMBER
CHARLIE KIEHNE - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: KENT MYERS - CITY MANAGER
CLINTON BAILEY - DPWU
STEVE WETZ - CHIEF OF POLICE
ANDREA WARREN - DIR OF PARKS & REC

2017 PARKS IMPROVEMENT BOND ISSUE – Dennis Sims, Parks Consultant, briefed Council on park improvement bond issues. No action was taken.

With no further discussion, Council Member Pearson made a motion to adjourn the meeting at 5:45 PM. Council Member Watson seconded the motion. Motion carried.

PASSED AND APPROVED this the 20th day of February, 2017.

SHELLEY BRITTON, CITY SECRETARY LINDA LANGERHANS, MAYOR

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STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG

REGULAR CITY COUNCIL MEETING
JANUARY 16, 2017
6:00 PM

On this the 16th day of January, 2017, the City Council of the CITY OF FREDERICKSBURG convened in regular session at the Law Enforcement Center, with the following members present to constitute a quorum:

LINDA LANGERHANS - MAYOR
BOBBY WATSON - COUNCIL MEMBER
GARY NEFFENDORF - COUNCIL MEMBER
CHARLIE KIEHNE - COUNCIL MEMBER
GRAHAM PEARSON - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT: KENT MYERS - CITY MANAGER
SHELLEY BRITTON - CITY SECRETARY
PAT McGOWAN - CITY ATTORNEY
CLINTON BAILEY - D.P.W.U.
BRIAN JORDAN – DIR OF DEVELOPMENT SERVICES
LAURA HOLLENBEAK – DIR OF FINANCE
RUSSELL IMMEL – IT MANAGER
BRIAN HALEY – POLICE LT

EMPLOYEE RECOGNITIONS – The City Manager recognized Daryl Kott, Clinton Bailey, Glen Koennecke, Archie Jenschke, and Garret Durst.

MINUTES – It was moved by Council Member Watson, seconded by Council Member Neffendorf, to approve the minutes of the November 2016 meeting. All voted in favor and the motion carried.

DOWNTOWN PARKING STUDY CONTRACT - Barry Goodman, of the Goodman Corporation, addressed council regarding the proposal for conducting a downtown parking study. It was moved by Council Member Watson, seconded by Council Member Kiehne, to approve the Parking Study Agreement as presented, at a cost of $38,000. The vote was as follows: AYE: Langerhans, Kiehne, Pearson, Neffendorf, and Watson; NAY: None. Motion carried.

REQUEST TO PLACE STREET CLOSURES FOR CRAWFISH FESTIVAL ON THE FEBRUARY 6 CITY COUNCIL MEETING - Brian Lochte presented his request to place the street closures for Crawfish Festival back on the agenda for the February 6 City Council Meeting Agenda. Council Member Pearson moved, seconded by Council Member Kiehne, to allow the item on the Feb. 9 agenda as requested. All voted in favor and the motion carried.

PURCHASE OF CROSS MOUNTAIN RESTROOMS – It was moved by Council Member Watson, seconded by Council Member Neffendorf, to approve the purchase of a restroom for Cross Mountain Park from Restroom Facilities LTD for $87,042.00. The vote was as follows: AYE: Langerhans, Kiehne, Pearson, Neffendorf, and Watson; NAY: None. Motion carried.

HOTEL OCCUPANCY TAX APPLICATIONS – The following Hotel Tax Fund (HOT) applications for 2017 were discussed no action was taken:

Optimist - Hill Country Run	5,000
Bethany Lutheran Church	19,000
Fbg Chorale	2,500
Ft Martin Scott	4,850
Ft Martin Scott	18,600
Gillespie County Fair & Festival Association	45,000
Church of Colored People of Gillespie County	42,000
Church of Colored People of Gillespie County	2,700,000
Hill Country Antique Tractors	6,000
Friends of Country Schools	47,641
Fbg Art Guild	4,650
Hill Country Film Festival	8,000
Admiral Nimitz Foundation	125,000
Admiral Nimitz Foundation	10,000
German Choirs of Fbg	2,500
Harper Community Park	11,500
Knights of Columbus - Bestfest	3,000

German Choirs of Fbg	2,500
Harper Community Park	11,500
Knights of Columbus - Bestfest	3,000
Jaycees - Crawfish Festival	10,000
Heritage School - Eisbahn	5,000
Former Texas Rangers	5,000
Former Texas Rangers	30,000
Wings Over the Hills	4,000
Boys & Girls Club Shopping Tournament	1,500
Turner Hall	10,000
Hill Country Food Truck Festival	7,500
St. Josephs Halle	250,000
Systems GO	3,000
Fbg Community Orchestras	3,000
Cherry Mountain Community	3,200
Farmers Market	3,000
4th of July	5,000
Gillespie County Historical Society	120,000
Providence Hall – Bike the Burg	16,000
Die Kunstler	3,000
Chamber – Christmas Parade	20,000
Fbg Theater Company	40,000

PROPOSAL ON TML HEALTH INSURANCE – Council considered a competitive proposal submitted by TML Health Insurance Pool; no action was taken.

CITY MANAGER'S REPORT – City Manager Kent Myers reported on (1) January 30 Special Council Meeting, (2) February 6 Council/Commissioners Meeting, (3) Community Visioning Process, and (4) City Attorney Position.

PUBLIC COMMENTS – Kathy Gutierrez implored council to not close Adams Street for the Crawfish Festival; Mark Toome and Binky Ragon also asked that the Crawfish Festival not be reconsidered. Brian Lochte stated that the Crawfish Festival would have more information to present at the following meeting.

COUNCIL COMMENTS – Mayor Langerhans reported that the 175th Anniversary Committee would meet the following Wednesday at City Hall; Council Member Pearson extended the invitation to the Transportation Master Plan Open House at City Hall January 20 from 4-7 at City Hall.

With no further discussion, Council Member Watson made a motion to adjourn the meeting at 8:45 PM. Council Member Neffendorf seconded the motion. Motion carried.

PASSED AND APPROVED this the 20th day of February, 2017.

SHELLEY BRITTON, CITY SECRETARY

LINDA LANGERHANS, MAYOR

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STATE OF TEXAS
COUNTY OF GILLESPIE
CITY OF FREDERICKSBURG

SPECIAL CITY COUNCIL MEETING
JANUARY 30, 2017
4:00 PM

On this the 30th day of January, the City Council of the CITY OF FREDERICKSBURG convened in special session at City Hall, with the following members present to constitute a quorum:

LINDA LANGERHANS - MAYOR
GARY NEFFENDORF - COUNCIL MEMBER
GRAHAM PEARSON - COUNCIL MEMBER
BOBBY WATSON - COUNCIL MEMBER
CHARLIE KIEHNE - COUNCIL MEMBER

ABSENT: NONE

ALSO PRESENT:
KENT MYERS - CITY MANAGER
SHELLEY BRITTON – CITY SECRETARY
CLINTON BAILEY - DPWU
STEVE WETZ - CHIEF OF POLICE
LAURA HOLLENBEAK – DIR OF FINANCE
BRIAN JORDAN – DIR OF DEVELOPMENT SERVICES
PAT McGOWAN – CITY ATTORNEY
ANDREA WARREN - DIR OF PARKS & REC
KELLI OLFERS – DIR OF HEALTH SERVICES

TML HEALTH INSURANCE – Further consideration was given to a competitive proposal submitted by TML Health Insurance Pool; no action was taken.

MARKTPLATZ USE POLICIES FOR SPECIAL EVENTS – Council reviewed proposed policies regarding the use of Marktplatz for special events; no action was taken.

HOT APPLICATIONS – Council considered each request to determine whether it met the requirements and intent of state law in terms of the use of HOT funds. Allocations would be granted at the February 6 meeting.

PARKS BOND PROJECT – Following a lengthy discussion of the sports park project, Council agreed to authorize Certificates of Obligation for the purchase of the land for the sports park project to be placed on the next council agenda.

With no further discussion, Council Member Watson made a motion to adjourn the meeting at 7:41 PM. Council Member Pearson seconded the motion. Motion carried.

PASSED AND APPROVED this the 20th day of February, 2017.

SHELLEY BRITTON, CITY SECRETARY

LINDA LANGERHANS, MAYOR

CITY COUNCIL MEMO

DATE: 02-08-2017

TO: Mayor and City Council

FROM: Steven Wetz, Chief of Police

SUBJECT: Resolution for Justice Assistance Grant

Summary:

Over the last several years The Fredericksburg Police Department has been Training the officers for emergency response to critical incidents. These types of incidents are rare in occurrence but require quick response by officers trained in special operations equivalent to SWAT training. The Department identified a need for this type of training due to the response time of an organized SWAT Team from another agency. With these types of incidents officers require specialized equipment to help assure the safety of the public and the officer. The Police Department has identified equipment needs and requisitioned some of them through the budget process over the last several years. The Police Department has also identified available funds for the purchase of this equipment through the Justice Assistance Grant Program and the Office of the Governor.

Recommendation:

The Fredericksburg Police Department request that the City Council Pass the resolution provided, accepting the requirements of the Grant for Police Emergency Response Equipment.

Background / Analysis:

The Fredericksburg Police Department has identified available funds for the purchase of equipment through the Justice Assistance Grant Program. The grant is a 100% grant and requires no matching

The City of Fredericksburg

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funds from the requesting agency. The grant requires quarterly reports to be filed by the accepting agencies for one (1) year. The funds would be used to purchase an assortment of ballistic protection gear, camera equipment and communication equipment. The total requested amount of the grant is for $67,049.00.

Attachments:

Attached is the Resolution required by the State program.

Department Approval

City Manager Approval

The City of Fredericksburg

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Fredericksburg Police Department

Steven T. Wetz
Chief of Police

1601 East Main Street, Fredericksburg, Texas 78624
Telephone (830) 997-7585 Fax (830) 997-9541

Required Letter by Head of Detaining Department

February 8, 2017

I am the head of an agency or department, FREDERICKSBURG POLICE DEPARTMENT, that that detains individuals after arrest for a criminal violation and I certify that my department participates fully, and will continue for a period no less than two years from the date of this letter to participate fully in all aspects of the programs and procedures utilized by the U.S. Department of Homeland Security (DHS) to: (1) notify DHS of all information requested by DHS related to illegal aliens in the custody of the Grantee; and (2) detain such aliens in accordance with requests by DHS. I certify that my department does not have, and will continue not to have for a period no less than two years from the date of this letter, any policy, procedure, or agreement (written or unwritten) that in any way limits or impedes Grantee's receipt of or DHS's issuance of detainer requests. I further certify that my department does not have, and will continue not to have for a period no less than two years from the date of this letter, any policy, procedure, or agreement (written or unwritten) that in any way limits or restricts the Grantee's full participation in all aspects of the programs and procedures utilized by DHS to: (1) notify DHS of all information requested by DHS related to illegal aliens in the custody of the Grantee; and (2) detain such aliens in accordance with requests by DHS. I acknowledge that failure to comply with this certification may result in OOG, in its sole discretion, terminating this grant and any other grant made by the OOG to the Grantee's county or municipality. I acknowledge that the Grantee will be required to return all funds received by OOG for any grant terminated under this certification. Additionally, I acknowledge that it will remain ineligible for future OOG funding until it can provide satisfactory evidence that the jurisdiction has been in compliance with this requirement for a period of at least one year.

Steven Wetz
Chief of Police

RESOLUTION

WHEREAS, the City of Fredericksburg finds it in the best interest of the citizens of Fredericksburg, Texas, that the Police Emergency Response Equipment project be operated for 2017-2018; and

WHEREAS, the City of Fredericksburg agrees to provide applicable matching funds for the said project as required by the DJ – Edward Byrne Memorial Justice Assistance Grant application; and

WHEREAS, the City of Fredericksburg agrees that in the event of loss or misuse of the Criminal Justice Division funds, the City of Fredericksburg assures that the funds will be returned to the Criminal Justice Division in full.

WHEREAS, the City of Fredericksburg designates the City Manager as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

NOW THEREFORE, BE IT RESOLVED that the City of Fredericksburg approves submission of the grant application for the Police Emergency Response Equipment project to the Office of the Governor, Criminal Justice Division.

Signed by: _____

Linda Langerhans
Mayor, City of Fredericksburg

Passed and Approved this _____ (Day) of _____ (Month), _____ (Year)

Grant Number: 3300901

City of Fredericksburg

126 West Main Street • Fredericksburg, TX 78624 • Phone: 830-997-7521 • Fax: 830-997-1861

Print This Page

Agency Name: City of Fredericksburg
Grant/App: 3300901 **Start Date:** 10/1/2017 **End Date:** 3/31/2018

Project Title: Police Emergency Response Equipment
Status: Application Pending Submission

Eligibility Information

Your organization's Texas Payee/Taxpayer ID Number:
746000874

Application Eligibility Certify:
Created on:1/19/2017 9:48:36 AM By:Brian Vorauer

Profile Information

Applicant Agency Name: City of Fredericksburg
Project Title: Police Emergency Response Equipment
Division or Unit to Administer the Project: Police Department
Address Line 1: 1601 East Main Street
Address Line 2:
City/State/Zip: Fredericksburg Texas 78624
Start Date: 10/1/2017
End Date: 3/31/2018

Regional Council of Goverments(COG) within the Project's Impact Area: Alamo Area Council of Governments
Headquarter County: Gillespie
Counties within Project's Impact Area: Gillespie

Grant Officials:
Authorized Official
User Name: Kent Myers
Email: kmyers@fbgtx.org
Address 1: 126 W. Main
Address 1:
City: Fredericksburg, Texas 78624
Phone: 830-998-4101 Other Phone: 830-997-7521
Fax: 830-007-1861
Title: Mr.
Salutation: Mr.
Position: City Manager

Project Director
User Name: Brian Vorauer
Email: bvorauer@fbgtx.org
Address 1: 1601 East Main Street
Address 1:
City: Fredericksburg, Texas 78624
Phone: 830-997-7585 Other Phone:
Fax: 830-997-9541
Title: Mr.
Salutation: Sergeant
Position: Training Coordinator

Financial Official
User Name: Laura Hollenbeak
Email: lhollenbeak@fbgtx.org
Address 1: 126 W Main St
Address 1:
City: Fredericksburg, Texas 78624
Phone: 830-997-7521 Other Phone: 830-990-2015
Fax: 830-990-2048
Title: Ms.
Salutation: Constable
Position: Director of Finance

Grant Writer
User Name: Brian Vorauer
Email: bvorauer@fbgtx.org

(12)

Address 1: 1601 East Main Street
Address 1:
City: Fredericksburg, Texas 78624
Phone: 830-997-7585 Other Phone:
Fax: 830-997-9541
Title: Mr.
Salutation: Sergeant
Position: Training Coordinator

Grant Vendor Information

Organization Type: Unit of Local Government (City, Town, or Village)
Organization Option: applying to provide services to all others
Applicant Agency's State Payee Identification Number (e.g., Federal Employer's Identification (FEI) Number or Vendor ID): 746000874
Data Universal Numbering System (DUNS): 076924307

Narrative Information

Introduction

This application covers grant applications for funds administered by CJD under the funding announcements for the Juvenile Justice Grant Programs (local and statewide), Residential Substance Abuse Treatment (RSAT), Justice Assistance Grant (JAG), Truancy Prevention and Intervention (program), and Specialty Court Grant Programs for (general courts and training and technical assistance) See the relevant CJD funding announcement (linked above under "OOG Solicitation") for application instructions.

WARNING: This application has changed significantly since last year. It is essential to review the funding announcement (linked above) for instructions specific to each grant program. The funding announcements may require certain information – especially under the project narrative boxes – that your application may be considered incomplete without, resulting in the application being declared invalid and ineligible for funding.

Unless otherwise specifically instructed, DO NOT UPLOAD ATTACHMENTS with further information. Use the space provided here to address any aspects of the project you consider relevant.

Section 1: Program-Specific Questions

A. Specialty Courts
If applicant applying to fund a specialty court operating under Ch. 121 of the Texas Government Code, enter the **CJD ID for the court** (list available here). If applicant is not, enter "0":

For specialty courts, this application will be considered incomplete until the program fills out the CJD Specialty Courts survey, released in December 2016. The survey is available here.
0
B. Drug Testing
If the project tests program participants for drugs or alcohol, describe the testing policy, including the method used for testing and the frequency of testing for participants. Enter **'N/A'** if the project does not have participants or those participants are not drug tested.
N/A
C. Juvenile Case Managers
Select the option that best describes the support for juvenile case managers (including programs administered by juvenile case managers) in this project:
X No support for juvenile case managers
_ Support for juvenile case managers to address truancy only
_ Support for juvenile case managers to address juvenile crime

If this project includes support for juvenile case managers, select all options that apply. The juvenile case managers under this project will be employed or co-employed by:
_ A truancy court under Chapter 65, Texas Family Code
_ An independent school district
_ A juvenile probation department
_ A juvenile criminal court
_ Another type of entity
X This project does not support juvenile case managers

If this project supports juvenile case managers, list the names of the entities employing, co-employing, or utilizing the case managers, including the name of the truancy court and the name of the school district (if applicable). Projects that do not support juvenile case managers should enter **N/A**:
N/A
If this project supports juvenile case managers, list any of the entities entered immediately above that currently employ juvenile case managers. If the project does not support juvenile case managers or none of the entities currently employ them, enter **N/A**:
N/A
If the applicant is applying for funds to support a juvenile case manager, check all that apply (all other applicants select the last option):

_ Each county of the applicant retains funds collected under Sec. 102.015, Texas Code of Criminal Procedure
_ Each municipality of the applicant retains funds collected under Sec. 102.015, Texas Code of Criminal Procedure
_ Each county of the applicant currently collects fees to support juvenile case managers under Sec. 102.0174, Texas Code of Criminal Procedure
_ Each municipality of the applicant currently collects fees to support juvenile case managers under Sec. 102.0174, Texas Code of Criminal Procedure
_ Each county of the applicant has established a judicial trust fund under Sec. 36.001, Texas Government Code
_ Each municipality of the applicant has established a judicial trust fund under Sec. 36.001, Texas Government Code
X Applicant is not applying for funds to support a juvenile case manager

D. Evaluation Projects
This section regards any evaluation budget line item and/or selection of "Program Evaluation" as a project activity.

Tier-One Evaluations
Evaluations of programs that have been implemented and the evaluations will test the fidelity of the program based on proven models or best-practices. The evaluation also will review available program output and outcome information.

Does this application include a tier-one evaluation?
_ Yes
X No

If you answered **'YES'** above, describe below the best practices/model to be used in a fidelity and performance evaluation, the goal(s) of the evaluation, and why it is needed. If you answered **'No'** above, enter **'N/A'**.
N/A

Tier-Two Evaluations
Evaluations directed at measuring the effectiveness of proposed new program models or significant changes in present program models. The goal of tier-two evaluations is both to measure the program's effectiveness and to produce data and evidence necessary for others to replicate the program models and to develop best practices that CJD can use in supporting similar efforts.

Does this application include a tier-two evaluation?
_ Yes
X No

If you answered **'YES'** above, describe below why this new program model is needed and the goal(s) of the evaluation. If you answered **'No'** above, enter **'N/A'**.
N/A

X If you answered **NO** to both questions above, check this box.

E. Sustainment
How many additional years, beyond this request, do you plan to request continuation funding?
0
1) If you entered three (3) years or fewer, provide a brief explanation of your sustainment plan (if you entered more than three years or the project will not be sustained, enter **'N/A'**):
N/A
2) If you entered more than three (3) years, explain the longer term sustainment plan or why other resources cannot be used to continue this project and why a sustainment strategy is not possible (if you entered three years or fewer or the project will not be sustained, enter **'N/A'**):
N/A

Section 2: Certifications

In addition to the requirements found in existing statute, regulation, and the funding announcement, this program requires applicant organizations to certify compliance with the following:

A. Constitutional Compliance
Applicant assures that it will not engage in any activity that violates Constitutional law including profiling based upon race.

B. Information Systems
Applicant assures that any new criminal justice information systems will comply with data sharing standards for the Global Justice XML Data Model and the National Information Exchange Model.

C. Bulletproof Vests
Applicant assures that if it plans to purchase body armor with grant funds, that it has adopted a mandatory wear policy and that all vests purchased have been tested and found to comply with the latest applicable National Institute of Justice (NIJ) ballistic or stab standards. Additionally, vests purchased must be American-made.

D. Uniform Crime Reports
Eligible applicants operating a law enforcement agency must be current on reporting Part I violent crime data to the Texas Department of Public Safety for inclusion in the annual Uniform Crime Report (UCR) and must have been current for the twelve previous months.

E. Criminal History Reporting
The county (or counties) in which the applicant is located must have a 90% average on both adult and juvenile criminal history dispositions reported to the Texas Department of Public Safety for calendar years 2011 through 2015.

F. DNA Testing of Evidentiary Materials
When funds are used for DNA testing of evidentiary materials, any resulting eligible DNA profiles must be uploaded to the Combined DNA Index System (CODIS) by a government DNA lab with access to CODIS.

G. Interoperable Communications
Funds to support emergency communications activities must ensure compliance with the FY 2015 SAFECOM Guidance on Emergency Communications Grants; adherence to the technical standards set forth in the FCC Waiver Order, or any succeeding FCC orders, rules, or regulations pertaining to broadband operations in the 700 MHz public safety band; and are fully coordinated with the full-time Statewide Interoperability Coordinator (SWIC) for Texas.

H. Twelve-Step Programs
Grant funds may not be used to support or directly fund programs such as the Twelve Step Program which courts have ruled are inherently religious. OOG grant funds cannot be used to support these programs, conduct meetings, or purchase related materials.

I. Specialty Court Certifications
If the applicant is a specialty court operated under Ch. 121 of the Texas Government Code, the following certifications apply:

1. The specialty court will develop and maintain written policies and procedures for the operation of the program.
2. The applicant will submit a copy of any project evaluations, evaluation plans, recidivism studies, or related reports that are completed during the grant period to CJD.

J. Generated Program Income
Unless specifically and explicitly authorized to do otherwise by OOG, at OOG's sole discretion, the applicant will report Generated Program Income (GPI), which includes any portion of fees collected from program participants and retained by the grantee. GPI will be applied to the grant through a grant adjustment. GPI must be used to offset project costs and must be expended prior to seeking payment from OOG.

K. Immigration and Customs Enforcement Requests
The full text of this certification can be found here. To be in compliance with this requirement, any county or municipal government that includes a department that detains individuals after arrest for a criminal violation must provide a letter signed by the head of each such department certifying to the requirements. This letter may be used for any application submitted to OOG for a period of up to two years from the date it is signed. If that period expires during the project period of any grant, the grantee must submit an updated letter for each such grant to remain in compliance with this requirement.

All applicants must select one of the following options:
_ Applicant is not a county or municipal government
_ Applicant is a county or municipal government and does not include any department that detains individuals after arrest for a criminal violation at any time
X Applicant is a county or municipal government that includes department(s) that detain individuals after arrest for a criminal violation. Letters certifying compliance and signed by the heads of all such departments have been uploaded to this application.
_ Applicant is a county or municipal government that includes department(s) that detain individuals after arrest for a criminal violation. The Authorized Official has read the certification found on the aforementioned CJD website. Further, the Authorized Official will not be submitting signed letters certifying compliance from the heads of all such departments and understands that failure to comply with this certification may result in OOG, at its sole discretion, rejecting this application and any other application from the relevant county or municipal government.

L. Civil Rights Liaison
A civil rights liaison who will serve as the grantee's civil rights point of contact and who will be responsible for ensuring that the grantee meets all applicable civil rights requirements must be designated. The designee will act as the grantee's liaison in civil rights matters with CJD and with the federal Office of Justice Programs.
Enter the Name of the Civil Rights Liaison:
Pat McGowan
Enter the Address for the Civil Rights Liaison:
114 East Austin Street, Fredericksburg, Texas 78624
Enter the Phone Number for the Civil Rights Liaison [(999) 999-9999 x9999]:
8309974315

(15)

Overall Certification
Each applicant agency must certify to the specific requirements detailed above as well as to comply with all requirements within the CJD Funding Announcement, the *Guide to Grants*, the *Grantee Conditions and Responsibilities*, any authorizing or applicable state and federal statutes and regulations to be eligible for this program.
X I certify to all of the application content & requirements.

Project Abstract :

The City of Fredericksburg Police Department is in need of police emergency response equipment in order to mitigate critical incidences occurring with the city limits and Gillespie County. Due to the continued increase in population and tourist industry, the City of Fredericksburg and Gillespie County have seen an increase of violent and critical incidences. Special events that occur in Fredericksburg and Gillespie have increased in both venue and attendance which creates the potential for a critical incident. The goal in purchasing the police emergency response equipment will give law enforcement additional tools to safely and more effectively address critical incidents.

Problem Statement :

The Fredericksburg Police Department does not have all the necessary emergency response equipment to facilitate a safe and reliable response to a barricaded and or armed subject. The problem is that without this emergency response equipment the police department is not adequately equipped to properly and safely encounter and control a critical situation. In the recent past Officers have responded to and mitigated critical incidences, to include shootings, with only the basic body armor and no tactical communication equipment. The Fredericksburg Police Department has submitted multiple budget requests for this equipment but they have been denied.

Supporting Data :

The City of Fredericksburg is located in the hill country and has a population of 11,094 citizens (2015 US Census estimates) and encompasses 6.64 square miles. Fredericksburg is the county seat of Gillespie County which has a population of 25,963 citizens (2015 US Census estimates) within 1,058 square miles. Fredericksburg's economy brings more than 1.5 million visitors (Fredericksburg Visitor's Bureau) to Fredericksburg and Gillespie County each year and it is steadily increasing. Over the past four years the Fredericksburg Police Department was involved in two separate Officer involved shooting incidences. One incident involved a barricaded subject in a convenience store who fired at officers and eventually resulted in the subject being taken into custody. One of the major issues during this incident was that the police department was unable to effectively communicate with the barricaded subject without a throw phone. Not having a throw phone and the ability to communicate with the subject may have contributed to his frustration resulting in the escalation of the incident. The second incident involved an Officer that was shot twice by the driver of a vehicle the Officer had conducted a traffic stop on. The subject was located by neighboring law enforcement agencies and was later taken into custody after a pursuit and an exchange of gunfire. If this incident had ended in Fredericksburg or Gillespie County the need for this equipment would be necessary to deal with this incident. Not only has the Fredericksburg Police Department had critical incidents over the past four years the Gillespie County Sheriff's Office has responded to 5 homicides. Any one of these homicides could have resulted in the need for emergency response equipment.

Project Approach & Activities:

Fredericksburg is over 70 miles from downtown San Antonio and over 78 miles from downtown Austin. If a SWAT response was needed from either agency for a critical incident it would take over an hour for any assistance to arrive. The Fredericksburg Police Departments current policy states that DPS SWAT would be requested first and if they were not available then San Antonio Police Department SWAT would be requested. The requested equipment in this grant would help sustain the scene until a SWAT team arrived. Without the emergency response equipment requested within this grant the Fredericksburg Police Department is solely relying on the Officer equipped with basic police issue items to encounter and deal with a critical incident. The requested equipment in this will help the Fredericksburg Police Department to become more self-sufficient and less reliant on the COG. It is vital for the Fredericksburg Police Department to be able to encounter, contain, and react to critical incidences within our community in order to maintain control of the incident and protect the public. The equipment to be purchased with this grant is as follows: 6 Tactical Vests with rifle plates, 1 Negotiations Control System with Tactical Video Throw Phone and software equipment, and 1 Telescopic Pole Camera Kit with equipment and accessories.

Capacity & Capabilities:

The Fredericksburg Police Department currently has 32 commissioned peace officers. The police department is comprised of 20 Patrol Officers, 2 Officers assigned to the school district, 4 Detectives, 1 Narcotics Officer, 1 Training Coordinator, 3 Lieutenants, and the Chief of Police. The Fredericksburg Police Department currently has 7 Officers that hold a Basic SWAT certificate and 1 Officer that holds a SWAT Sniper certificate through TCOLE. The department also has 3 certified Negotiators that attend regular training and are capable of implementing a throw phone during a critical incident. This past year the Fredericksburg Police Department acquired an emergency response van that will be used as a rapid response vehicle and will transport the emergency response equipment to the scene of a critical incident. The Fredericksburg Police Department is also currently equipped with limited emergency response equipment to include 2 tactical heavy vests, less lethal impact and gas munitions, flash bangs, flash bang pole, and a break and rake tool. The emergency response equipment in this grant will complement our current equipment and help further our capabilities. The Fredericksburg Police Department conducts training with the currently owned emergency response equipment and would incorporate the new equipment in that training.

Performance Management :

The goal of the police emergency response equipment grant is to safely and more effectively respond to critical incidents. The availability of this equipment will facilitate a more conducive means of communication with a dangerous and or armed subject while protecting Officers directly involved in the incident. This will greatly reduce the ability for a critical incident to expand and or escalate which in return will limit the need for more Officers to become involved and limit the effect on the public. The objective of this grant is to further equip the Fredericksburg Police Department with emergency response tools in an effort to construct a more complete emergency response unit. The

vests listed in this equipment grant comply with the National Institute of Justice Standards and are American made.

Data Management:

The Fredericksburg Police Department will track the training and use of the police emergency response equipment through department training records, department use of force reports, and after action reports for critical incidents that involve the use of any police emergency response equipment.

Target Group :

This equipment will afford the Fredericksburg Police Department the capabilities to encounter critical incidences within Fredericksburg and Gillespie County benefiting over 37,000 citizens and the estimated 1.5 million visitors each year.

Evidence-Based Practices:

The Fredericksburg Police Department is accredited by the Texas Law Enforcement Best Practices Recognition program. The Fredericksburg Police Department has a written directive requiring completion of a specific administrative form to document the use of force by agency personnel, including a review process of each incident by supervisory personnel and mandates that yearly evaluations and audits occur for use of force incidents. The department also has a written directive which covers specialty use equipment used for special assignments, barricaded suspects, hostage negotiations, bomb threats, and after action reports. This policy covers the previously mentioned it also requires the department to routinely inspect the equipment for readiness and use. The written directives also includes a mandatory body armor wear policy. All of these written directives will produce and provide the department with the means and the methods to collect and process evidence for this project to be successful.

Project Activities Information

Introduction

This section contains questions about your project. It is very important for applicants to review their funding announcement for guidance on how to fill out this section. Unless otherwise specified, answers should be about the EXPECTED activities to occur during the project period.

Section 1: Program Enrolled/Served Population

This question is relevant for projects that serve or enroll specific individuals, rather than targeting the general public. This could include training, providing services, treatment programs, or offender programs. Please estimate the following for the project period, or if this does not apply to your project, enter "0" in each box.
Number of individuals NEWLY enrolled or BEGAN being served:
0
Number of carry-over individuals enrolled/being served in the program at the beginning of the project period:
0
Number of individuals who will successfully complete the program / full course of services:
0
Choose one:
X My program does not serve or enroll specific individuals
_ My program's typical designed (ideal) length is best measured in HOURS of services delivered/ enrollment for each individual
_ My program's typical designed (ideal) length is best measured in DAYS of services delivered/ enrollment for each individual

Enter the number of hours or days (depending on selection above) of the typical designed (ideal) length of the program for each individual. Enter "0" if you indicated that your program does not serve or enroll specific individuals:
0

Section 2: Special Project Types and Information

Select all special project types that apply to your project.

Task forces: Project will support the operations and coordination activities of a task force.
_ Yes
X No

If you answered **'YES'** above, enter the name of the task force. If you selected **No**, enter **N/A**.
N/A
If you answered **'YES'** above, enter the agencies or organizations that participate in the above-named task force. If you selected **No**, enter **N/A**.
N/A
Gang activity: Project involves a focus specifically on gang activity.
_ Yes
X No

Transnational and organized crime: Project involves a focus specifically on transnational and organized crime.
_ Yes
X No

Border activities: Project involves a focus specifically related to the Texas-Mexico border.
_ Yes
X No

Human trafficking (select all that apply):
_ Project focuses on human trafficking
_ Project specifically focuses on trafficking of minors
_ Project specifically focuses on trafficking of adults
_ Project specifically focuses on sex trafficking
_ Project specifically focuses on labor trafficking
X Project does not have any particular focus on human trafficking

Section 3: Juvenile Justice Projects

Select all categories that describe the project's juvenile crime activities. Definitions are available here.
_ Diversion
_ Mental health services
_ Aftercare/reentry
_ After-school programs
_ Alternatives to detention
_ Community-based programs and services
_ Delinquency prevention
_ Girl-focused services
_ School programs
_ Substance and alcohol abuse
_ Disproportionate minority contact
_ Mentoring, counseling and training programs
_ Job training
_ Aptitude testing
_ Diversion in a rural setting
X Project does NOT have a particular focus on juvenile crime

Section 4: Campus-Based Projects

This project is based on – or serves – one or more specific educational campuses (K-12 or higher education).

How many TOTAL students at ALL campuses will be served by the project? (enter "0" if this project is not based on – or serves – specific educational campuses):
0
List each educational campus that will be served by this project. Enter **'N/A'** if this project is not based on – or serves – specific educational campuses.
N/A

Section 5: Crime or Victim Type

This question is for justice projects that target specific crimes and ALL victim services projects. Others may enter "100" under "All other crimes". Applicants to serve victims of or prosecute/investigate/prevent exclusively child sex trafficking victims should assign 100% to that category.

Select the type(s) of crime or crime victim this project targets and provide the percentage of time dedicated to each. Applicants with projects that target multiple-offense offenders or multiple-victimization victims should assign percentages that best describe the activity. Percentages may not exceed 100%.
Sexual assault (%):
0
Domestic abuse (%):
0
Child abuse (%):
0
DUI / DWI (crashes for victim services) (%):
0
Survivors of homicide (%):
0
Assault (%):
0
Adults molested as children (%):
0
Elder abuse (%):
0
Robbery (%):
0
Stalking (%):
0
Dating/acquaintance violence (%):
0
Human trafficking (%):
0
Child sex trafficking (%):
0
All other crimes (%):
100

Selected Project Activities:

ACTIVITY	PERCENTAGE:	DESCRIPTION

Equipment and Technology	100.00	The police emergency response equipment will be used in critical incidents and wherever practical to facilitate a safe and reliable response to dangerous and or armed subjects. This equipment will be used by the Fredericksburg Police Department not only to respond to incidences within the city limits but also within Gillespie County. The police emergency response equipment will include 6 heavy tactical vest with front, back, and side plates, 6 tactical helmets, 1 pole camera, and 1 throw phone.

Measures Information

Objective Output Measures

OUTPUT MEASURE	TARGET LEVEL
*REQUIRED TOTAL: Equipment or technology: Individuals/ operators equipped	9
*REQUIRED TOTAL: Equipment or technology: Organizations directly using	5

Objective Outcome Measures

OUTCOME MEASURE	TARGET LEVEL

Custom Output Measures

CUSTOM OUTPUT MEASURE	TARGET LEVEL

Custom Outcome Measures

CUSTOM OUTCOME MEASURE	TARGET LEVEL

Section 1: Resolution from Governing Body

Applications from nonprofit corporations, local units of governments, and other political subdivisions must include a resolution that contains the following:

1. Authorization by your governing body for the submission of the application to CJD that clearly identifies the name of the project for which funding is requested;
2. A commitment to provide all applicable matching funds;
3. A designation of the name and/or title of an authorized official who is given the authority to apply for, accept, reject, alter, or terminate a grant (Note: If a name is provided, you must update CJD should the official change during the grant period.); and
4. A written assurance that, in the event of loss or misuse of grant funds, the governing body will return all funds to CJD.

Upon approval from your agency's governing body, upload the approved resolution to eGrants by clicking on the **Upload Files** sub-tab located in the **Summary** tab.

Section 2: Contract Compliance

Will CJD grant funds be used to support any contracts for professional services?
_ Yes
X No

For applicant agencies that selected **Yes** above, describe how you will monitor the activities of the sub-contractor(s) for compliance with the contract provisions (including equipment purchases), deliverables, and all applicable statutes, rules, regulations, and guidelines governing this project.

Section 3: Lobbying

For applicant agencies requesting grant funds in excess of $100,000, have any federally appropriated funds been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant loan, or cooperative agreement?
_ Yes
_ No
X N/A

For applicant agencies that selected either **No** or **N/A** above, have any non-federal funds been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress in connection with this federal contract, loan, or cooperative agreement?
_ Yes
X No
_ N/A

Section 4: Fiscal Year

Provide the begin and end date for the applicant agency's fiscal year (e.g., 09/01/20xx to 08/31/20xx).

Enter the Begin Date [mm/dd/yyyy]:
10/1/2016
Enter the End Date [mm/dd/yyyy]:
9/30/2017

Section 5: Sources of Financial Support

Each applicant must provide the amount of grant funds expended during the most recently completed fiscal year for the following sources:
Enter the amount ($) of Federal Grant Funds:
31021
Enter the amount ($) of State Grant Funds:
9559

Section 6: Single Audit

Applicants who expend less than $750,000 in federal grant funding or less than $750,000 in state grant funding are exempt from the Single Audit Act and cannot charge audit costs to a CJD grant. However, CJD may require a limited scope audit as defined in 2 CFR Part 200, Subpart F - Audit Requirements.

Has the applicant agency expended federal grant funding of $750,000 or more, or state grant funding of $750,000 or more during the most recently completed fiscal year?
_ Yes
X No

Applicant agencies that selected **Yes** above, provide the date of your organization's last annual single audit, performed by an independent auditor in accordance with the State of Texas Single Audit Circular; or CFR Part 200, Subpart F - Audit Requirements.

Enter the date of your last annual single audit:

Section 7: Equal Employment Opportunity Plan

Type I Entity
Defined as an applicant that meets one or more of the following criteria:
- the applicant has less than 50 employees;
- the applicant is a non-profit organization;
- the applicant is a medical institution;
- the applicant is an Indian tribe;
- the applicant is an educational institution, or
- the applicant is receiving a single award of less than $25,000.

Requirements for a Type I Entity
- The applicant is exempt from the EEOP requirements required to prepare an EEOP because it is a Type I Entity as defined above, pursuant to 28 CFR 42.302;
- the applicant must complete Section A of the Certification Form and send it to the Office for Civil Rights (OCR) to claim the exemption from developing an EEOP; and
- the applicant will comply with applicable federal civil rights laws that prohibit discrimination in employment and in the delivery of services.

Type II Entity
Defined as an applicant that meets the following criteria:
- the applicant has 50 or more employees, and
- the applicant is receiving a single award of $25,000 or more, but less than $500,000.

Requirements for a Type II Entity - Federal law requires a Type II Entity to formulate an EEOP and keep it on file.
- The applicant agency is required to formulate an EEOP in accordance with 28 CFR 42.301, et seq., subpart E;
- the EEOP is required to be formulated and signed into effect within the past two years by the proper authority;
- the EEOP is available for review by the public and employees or for review or audit by officials of CJD, CJD's designee, or the Office of Civil Rights, Office of Justice Programs, U.S. Department of Justice, as required by relevant laws and regulations;
- the applicant will comply with applicable federal civil rights laws that prohibit discrimination in employment and in the delivery of services; and
- the EEOP is required to be on file in the office of (enter the name and address where the EEOP is filed below):

Enter the name of the person responsible for the EEOP and the address of the office where the EEOP is filed:
Tammie Loth 126 West Main Street Fredericksburg TX 78624

Type III Entity
Defined as an applicant that is NOT a Type I or Type II Entity.

Requirements for a Type III Entity - Federal law requires a Type III Entity to formulate an EEOP and submit it for approval to the Office for Civil Rights, Office of Justice Programs, U.S. Department of Justice.
- The EEOP is required to be formulated and signed into effect within the past two years by the proper authority;
- the EEOP has been submitted to the Office of Civil Rights (OCR), Office of Justice Programs, U.S. Department of Justice and has been approved by the OCR, or it will be submitted to the OCR for approval upon award of the grant, as required by relevant laws and regulations; and
- the applicant will comply with applicable federal civil rights laws that prohibit discrimination in employment and in the delivery of services.

Based on the definitions and requirements above, the applicant agency certifies to the following entity type:
_ Type I Entity
X Type II Entity
_ Type III Entity

Section 8: Debarment

Each applicant agency will certify that it and its principals (as defined in 2 CFR Part 180.995):
- Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal Court, or voluntarily excluded from participation in this transaction by any federal department or agency;
- Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; or
- Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state, or local) with commission of any of the offenses enumerated in the above bullet; and have not within a three-year period preceding this application had one or more public transactions (federal, state, or local) terminated for cause or default.

Select the appropriate response:
X I Certify
_ Unable to Certify

If you selected **Unable to Certify** above, please provide an explanation as to why the applicant agency cannot certify the statements.

Section 9: FFATA Certification

Certification of Recipient Highly Compensated Officers
The Federal Funding Accountability and Transparency Act (FFATA) requires Prime Recipients (CJD) to report the names and total compensation of each of the five most highly compensated officers (a.k.a. positions) of each sub recipient organization for the most recently completed fiscal year preceding the year in which the grant is awarded if the subrecipient answers **YES** to the **FIRST** statement but **NO** to the **SECOND** statement listed below.
In the sub recipient's preceding completed fiscal year, did the sub recipient receive: (1) 80 percent or more of its annual gross revenue from Federal contracts (and subcontracts), loans, grants (and subgrants) and cooperative agreements; AND (2) $25,000,000 or more in annual gross revenue from Federal contracts (and subcontracts), loans, grants (and subgrants) and cooperative agreements?

(21)

_ Yes
X No

Does the public have access to information about the compensation of the senior executives through periodic reports filed under Section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or Section 6104 of the Internal Revenue Code of 1986?
_ Yes
X No

If you answered **YES** to the **FIRST** statement and **NO** to the **SECOND** statement, please provide the name and total compensation amount of each of the five most highly compensated officers (a.k.a. positions) within your agency for the current calendar year. If you answered NO to the first statement you are NOT required to provide the name and compensation amounts. NOTE: "Total compensation" means the complete pay package of each of the sub recipient's compensated officers, including all forms of money, benefits, services, and in-kind payments (see SEC Regulations: 17 CCR 229.402).
Position 1 - Name:
Position 1 - Total Compensation ($):
0
Position 2 - Name:
Position 2 - Total Compensation ($):
0
Position 3 - Name:
Position 3 - Total Compensation ($):
0
Position 4 - Name:
Position 4 - Total Compensation ($):
0
Position 5 - Name:
Position 5 - Total Compensation ($):
0

Fiscal Capability Information

Section 1: Organizational Information

Enter the Year in which the Corporation was Founded:
Enter the Date that the IRS Letter Granted 501(c)(3) Tax Exemption Status:
Enter the Employer Identification Number Assigned by the IRS:
Enter the Charter Number assigned by the Texas Secretary of State:

Section 2: Accounting System

The grantee organization must incorporate an accounting system that will track direct and indirect costs for the organization (general ledger) as well as direct and indirect costs by project (project ledger). The grantee must establish a time and effort system to track personnel costs by project. This should be reported on an hourly basis, or in increments of an hour.
Is there a list of your organization's accounts identified by a specific number (i.e., a general ledger of accounts).
Select the appropriate response:
_ Yes
_ No

Does the accounting system include a project ledger to record expenditures for each Program by required budget cost categories?
Select the appropriate response:
_ Yes
_ No

Is there a timekeeping system that allows for grant personnel to identify activity and requires signatures by the employee and his or her supervisor?
Select the appropriate response:
_ Yes
_ No

If you answered 'No' to any question above in the Accounting System section, in the space provided below explain what action will be taken to ensure accountability.
Enter your explanation:

Section 3: Financial Capability

Grant agencies should prepare annual financial statements. At a minimum, current internal balance sheet and income statements are required. A balance sheet is a statement of financial position for a grant agency disclosing assets, liabilities, and retained earnings at a given point in time. An income statement is a summary of revenue and expenses for a grant agency during a fiscal year.
Has the grant agency undergone an independent audit?
Select the appropriate response:
_ Yes
_ No

Does the organization prepare financial statements at least annually?
Select the appropriate response:
_ Yes
_ No

According to the organization's most recent Audit or Balance Sheet, are the current total assets greater than the liabilities?
Select the appropriate response:

(22)

_ Yes
_ No

If you selected 'No' to any question above under the Financial Capability section, in the space provided below explain what action will be taken to ensure accountability.
Enter your explanation:

Section 4: Budgetary Controls

Grant agencies should establish a system to track expenditures against budget and / or funded amounts.
Are there budgetary controls in effect (e.g., comparison of budget with actual expenditures on a monthly basis) to include drawing down grant funds in excess of:

a) Total funds authorized on the Statement of Grant Award?
_ Yes
_ No

b) Total funds available for any budget category as stipulated on the Statement of Grant Award?
_ Yes
_ No

If you selected 'No' to any question above under the Budgetary Controls section, in the space provided below please explain what action will be taken to ensure accountability.
Enter your explanation:

Section 5: Internal Controls

Grant agencies must safeguard cash receipts, disbursements, and ensure a segregation of duties exist. For example, one person should not have authorization to sign checks and make deposits.
Are accounting entries supported by appropriate documentation (e.g., purchase orders, vouchers, receipts, invoices)?
Select the appropriate response:
_ Yes
_ No

Is there separation of responsibility in the receipt, payment, and recording of costs?
Select the appropriate response:
_ Yes
_ No

If you selected 'No' to any question above under the Internal Controls section, in the space provided below please explain what action will be taken to ensure accountability.
Enter your explanation:

Budget Details Information

Budget Information by Budget Line Item:

CATEGORY	SUB CATEGORY	DESCRIPTION	CJD	CASH MATCH	IN-KIND MATCH	GPI	TOTAL	UNIT/%
Equipment	Bulletproof Vest	6 Paraclete ALPHA 1 Tactical Vest Complete Set with AXIIIA Ballistics at $2,550.00 each	$15,300.00	$0.00	$0.00	$0.00	$15,300.00	6
Equipment	Bulletproof Vest	12 Paraclete Triple Curve Level IV Rifle Plate - Front and Back at $150 each	$1,800.00	$0.00	$0.00	$0.00	$1,800.00	12
Equipment	Bulletproof Vest	12 Paraclete Speed Plate - Left and Right Side at $100.00 each	$1,200.00	$0.00	$0.00	$0.00	$1,200.00	12
Equipment	Bulletproof Vest	6 Paraclete PTHIIIA Tactical Helmet with Modular Suspension System at $500.00 each	$3,000.00	$0.00	$0.00	$0.00	$3,000.00	6
Supplies and Direct Operating Expenses	Office Supplies (e.g., paper, postage, calculator)	FedEx Ground Shipping for 836 Technologies equipment	$375.00	$0.00	$0.00	$0.00	$375.00	0
Equipment	Surveillance Equipment and Accessories	CINT Commander II (Negotiations Recording and Control System)	$11,949.00	$0.00	$0.00	$0.00	$11,949.00	1
Equipment	Surveillance Equipment and Accessories	836 Tactical Video Phone (Model VID-AC1	$10,875.00	$0.00	$0.00	$0.00	$10,875.00	1

Equipment	Surveillance Equipment and Accessories	3 CINT Commander II Software equipped computers	$4,250.00	$0.00	$0.00	$0.00	$4,250.00	1
Equipment	Surveillance Equipment and Accessories	IR Telescopic Pole Kit	$6,000.00	$0.00	$0.00	$0.00	$6,000.00	1
Equipment	Surveillance Equipment and Accessories	U'Door RVI w/Audio Kit	$9,650.00	$0.00	$0.00	$0.00	$9,650.00	1
Equipment	Surveillance Equipment and Accessories	3 Way Viewing Adapter	$1,050.00	$0.00	$0.00	$0.00	$1,050.00	1
Equipment	Surveillance Equipment and Accessories	U'Door Battery IR Kit	$1,600.00	$0.00	$0.00	$0.00	$1,600.00	1

Source of Match Information

Detail Source of Match/GPI:

DESCRIPTION	MATCH TYPE	AMOUNT

Summary Source of Match/GPI:

Total Report	Cash Match	In Kind	GPI Federal Share	GPI State Share
$0.00	$0.00	$0.00	$0.00	$0.00

Budget Summary Information

Budget Summary Information by Budget Category:

CATEGORY	CJD	CASH MATCH	IN-KIND MATCH	GPI	TOTAL
Equipment	$66,674.00	$0.00	$0.00	$0.00	$66,674.00
Supplies and Direct Operating Expenses	$375.00	$0.00	$0.00	$0.00	$375.00

Budget Grand Total Information:

CJD	CASH MATCH	IN-KIND MATCH	GPI	TOTAL
$67,049.00	$0.00	$0.00	$0.00	$67,049.00

Condition Of Fundings Information

(24)

Condition of Funding / Project Requirement	Date Created	Date Met	Hold Funds	Hold Line Item Funds

You are logged in as **User Name**: bvorauer

CITY COUNCIL MEMO

DATE: February 20, 2017

TO: Mayor and City Council

FROM: Kris Kneese, P.E. – Asst. Director of Public Works and Utilities

SUBJECT: Consider Purchase of Dump Truck for Water Department

Summary:

Funding in the amount of $76,497 for the purchase of a new Dump Truck was included in the approved lease purchase financing in the FY 2017 Water Department Budget.

Recommendation:

Staff recommends that the City Council approve the purchase of the Dump Truck from Longhorn International Trucks in the amount of $82,936.00.

Background / Analysis:

The Water Reclamation Facility Staff use dump trucks daily to haul sludge from the treatment plant to the landfill for disposal. During last year's budget discussion, City Council including funding in the Water Department Budget to lease purchase a new dump truck.

Funding in the amount of $76,497.00 was included in the lease purchase financing approved by City Council at the October 3, 2016 City Council Meeting for the Dump Truck. However, as seen in the attached quote the new dump truck cost is $82,936.00. The difference between the cost of the new dump truck and the lease purchase financing is $6,439.00.

City Staff recommends Council approve the purchase of the new dump truck from Longhorn International Trucks and cover the lease purchase financing short fall of $6,439.00 with the Water Department Budget. The attached quote for the dump truck from Longhorn International Trucks is an H-GAC Order Purchase.

Attachments:

Dump Truck Quote from Longhorn International Trucks.

Department Approval

City Manager Approval

The City of Fredericksburg

126 W. Main St. • Fredericksburg, Texas 78624-3708 • (830) 997-7521 • Fax (830) 997-1861

LONGHORN INTERNATIONAL TRUCKS

A Kyrish Truck Center

4711 East 7th Street • P.O. Box 6260 • Austin, Texas 78702

(512) 389-1111 • (800) 779-5631 • Fax: (512) 389-3871

January 11, 2017

Mr. Kris Kneese, P.E.
City of Fredericksburg
126 W. Main St.
Fredericksburg, TX 78624

Dear Mr. Kneese :

Attached you will find a copy of my proposal number 8494-01. This proposal lists all the equipment that would be furnished on the 7-8 yd. dump truck we discussed. I have also attached a copy of the body specs on quote # 7308. These would apply to the dump body. I have also attached the HGAC worksheet that your purchasing dept. would need should you elect to buy this unit. Everything contained here should be all you would need.

Thank you for requesting this quotation and if I can be of further assistance please do not hesitate to give me a call.

Sincerely,

Richard Woerndell

HGACBuy	CONTRACT PRICING WORKSHEET For MOTOR VEHICLES Only	Contract No.:	HT06-16	Date Prepared:	1/12/2017

This Worksheet is prepared by Contractor and given to End User. If a PO is issued, both documents MUST be faxed to H-GAC @ 713-993-4548 and to Contractor.

Buying Agency:	City Of Fredericksburg	Contractor:	Santex Truck Centers, Ltd.
Contact Person:	Kris Kneese	Prepared By:	Pat Lewis
Phone:	830-997-7521	Phone:	(210) 477-2511 - (800) 373-8370
Fax:		Fax:	(210) 661-0226
Email:	kkneese@fbgtx.org	Email:	plewis@santextrucks.com

Product Code:	F1	Description:	2018 International 4300 4x2

A. Product Item Base Unit Price Per Contractor's H-GAC Contract: 54704

B. Published Options - Itemize below - Attach additional sheet(s) if necessary - Include Option Code in description if applicable.
(Note: Published Options are options which were submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
1CAD Frame Rails 80K	397	14AJW Axle Rear Single 23K	364
2AUV Axle Front Non Driving 12K	222	16LUM Seat Passenger	518
4AZA Air Brakes ABS	1357	7372135432 Tires Rear 4	332
4EBD Air Dryer	450		
5PRR Steering Gear	248	Warren F-10Dump Body Quote # 00007308	11130
7BKP Exhaust System	1161		
8HAB Body Builder Wiring	100		
8RKB Radio Am/FM	305		
8TKC Stop Turn Tail and Backup Lights LED	212		
12EMZ Vendor Warranty Engine Cummins	250		
13AVG Transmission Automatic Allison 3500 RDS	9976	Subtotal From Additional Sheet(s):	
13WLP Transmission Oil	203	Subtotal B:	27225

C. Unpublished Options - Itemize below / attach additional sheet(s) if necessary.
(Note: Unpublished options are items which were not submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
Customer Required Published & Unpublished Options for	7		
for Dump Truck Application		Subtotal From Additional Sheet(s):	
		Subtotal C:	7

Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B). **For this transaction the percentage is:** 0%

D. Total Cost Before Any Applicable Trade-In / Other Allowances / Discounts (A+B+C)

Quantity Ordered:	1	X Subtotal of A + B + C:	81936	=	Subtotal D:	81936

E. H-GAC Order Processing Charge (Amount Per Current Policy) Subtotal E: 1000

F. Trade-Ins / Special Discounts / Other Allowances / Freight / Installation / Miscellaneous Charges

Description	Cost	Description	Cost
		Subtotal F:	0

Delivery Date: **G. Total Purchase Price (D+E+F):** 82936

INTERNATIONAL®

January 11, 2017

Prepared For:
City of Fredericksburg
Kris Kneese
126 W Main St.
Fredericksburg, TX 78624-3708
(830)997 - 7521
Reference ID: N/A

Presented By:
LONGHORN INT'L TRCKS LTD
Richard Woerndell
4711 E 7TH ST
AUSTIN TX 78702 -
(512)389-1111

Thank you for the opportunity to provide you with the following quotation on a new International truck. I am sure the following detailed specification will meet your operational requirements, and I look forward to serving your business needs.

Model Profile
2018 4300 SBA 4X2 (MA025)

APPLICATION:	Construction Dump
MISSION:	Requested GVWR: 35000. Calc. GVWR: 35000 Calc. Start / Grade Ability: 23.68% / 1.11% @ 55 MPH Calc. Geared Speed: 78.4 MPH
DIMENSION:	Wheelbase: 152.00, CA: 84.90, Axle to Frame: 67.00
ENGINE, DIESEL:	{Cummins B6.7 200} EPA 2017, 200 HP @ 2400 RPM, 520 lb-ft Torque @ 1600 RPM, 2600 RPM Governed Speed, 200 Peak HP (Max)
TRANSMISSION, AUTOMATIC:	{Allison 3500_RDS_P} 5th Generation Controls; Wide Ratio, 5-Speed, With Overdrive; On/Off Hwy; Includes Oil Level Sensor, With PTO Provision, Less Retarder, With 80,000-lb GVW & GCW Max.
CLUTCH:	Omit Item (Clutch & Control)
AXLE, FRONT NON-DRIVING:	{Navistar Select} I-Beam Type, 12,000-lb Capacity
AXLE, REAR, SINGLE:	{Navistar Select} Single Reduction, 23,000-lb Capacity, 200 Wheel Ends Metric, Gear Ratio: 5.38
CAB:	Conventional
TIRE, FRONT:	(2) 11R22.5 Load Range G ECO PLUS HS3 (CONTINENTAL), 495 rev/mile, 75 MPH, All-Position
TIRE, REAR:	(4) 11R22.5 Load Range G HDL2 (CONTINENTAL), 493 rev/mile, 75 MPH, Drive
SUSPENSION, RR, SPRING, SINGLE:	Vari-Rate; 23,500-lb Capacity, With 4500 lb Auxiliary Rubber Spring
PAINT:	Cab schematic 100GA Location 1: 9219, Winter White (Std) Chassis schematic N/A

Code	Description
MA02500	Base Chassis, Model 4300 SBA 4X2 with 152.00 Wheelbase, 84.90 CA, and 67.00 Axle to Frame.
1570	TOW HOOK, FRONT (2) Frame Mounted
1CAD	FRAME RAILS High Strength Low Alloy Steel (80,000 PSI Yield); 10.250" x 3.092" x 0.375" (260.4mm x 78.5mm x 9.5mm); 427.0" (10846mm) Maximum OAL
1LLD	BUMPER, FRONT Full Width, Aerodynamic, Steel; 0.142" Material Thickness
	Includes : BUMPER, FRONT Powder Coated Gray (Argent) Color
1WEH	WHEELBASE RANGE 134" (340cm) Through and Including 197" (500cm)
2AUV	AXLE, FRONT NON-DRIVING {Navistar Select} I-Beam Type, 12,000-lb Capacity
3ADC	SUSPENSION, FRONT, SPRING Parabolic, Taper Leaf; 12,000-lb Capacity; With Shock Absorbers
	Includes : SPRING PINS Rubber Bushings, Maintenance-Free
	Notes : The following features should be considered when calculating Front GAWR: Front Axles; Front Suspension; Brake System; Brakes, Front Air Cam; Wheels; Tires.
4091	BRAKE SYSTEM, AIR Dual System for Straight Truck Applications
	Includes : BRAKE LINES Color and Size Coded Nylon : DRAIN VALVE Twist-Type : GAUGE, AIR PRESSURE (2) Air 1 and Air 2 Gauges; Located in Instrument Cluster : PARKING BRAKE CONTROL Yellow Knob, Located on Instrument Panel : PARKING BRAKE VALVE For Truck : QUICK RELEASE VALVE On Rear Axle for Spring Brake Release: 1 for 4x2, 2 for 6x4 : SLACK ADJUSTERS, FRONT Automatic : SLACK ADJUSTERS, REAR Automatic : SPRING BRAKE MODULATOR VALVE R-7 for 4x2, SR-7 with relay valve for 6x4
	Notes : Front and Rear Dust Shields not Included : Rear Axle is Limited to 19,000-LB GAWR with Code 04091 BRAKE SYSTEM, AIR and Code 04NDC BRAKES, REAR, AIR CAM Regardless of Axle/Suspension Ordered : Rear Axle is Limited to 20,000-LB GAWR with Code 04092 BRAKE SYSTEM, AIR and Code 04NCW BRAKES, REAR, AIR CAM Regardless of Axle/Suspension Ordered : Rear Axle is Limited to 23,000-lb GAWR with Code 04091 BRAKE SYSTEM, AIR and Standard Rear Air Cam Brakes Regardless of Axle/Suspension Ordered
4732	DRAIN VALVE {Berg} with Pull Chain, for Air Tank
	Includes : DRAIN VALVE Mounted in Wet Tank
4AZA	AIR BRAKE ABS {Bendix AntiLock Brake System} Full Vehicle Wheel Control System (4-Channel)
4EBD	AIR DRYER {Meritor Wabco System Saver 1200} with Heater
	Includes : AIR DRYER LOCATION Inside Left Rail, Back of Cab
4EXP	BRAKE CHAMBERS, FRONT AXLE {Bendix} 20 SqIn
4EXU	BRAKE CHAMBERS, REAR AXLE {Bendix EverSure} 30/30 Spring Brake
4JCJ	BRAKES, FRONT, AIR CAM S-Cam; 16.5" x 5.0"; Includes 20 Sq. In. Long Stroke Brake Chambers

Code	Description
	Notes : Front Axle with 14,000-lb GAWR is Limited to 13,200-lb GAWR when used in Conjunction with 15" BRAKES, FRONT, AIR CAM. : The following features should be considered when calculating Front GAWR: Front Axles; Front Suspension; Brake System; Brakes, Front Air Cam; Wheels; Tires.
4NDB	BRAKES, REAR, AIR CAM S-Cam; 16.5" x 7.0"; Includes 30/30 Sq.In. Long Stroke Brake Chamber and Spring Actuated Parking Brake
	Notes : The following features should be considered when calculating Front GAWR: Front Axles; Front Suspension; Brake System; Brakes, Front Air Cam; Wheels; Tires.
4SPA	AIR COMPRESSOR {Cummins} 18.7 CFM Capacity
5AAA	STEERING COLUMN Stationary
5CAL	STEERING WHEEL 2-Spoke, 18" Dia., Black
5PRR	STEERING GEAR {TRW (Ross) TAS66} Power
7BEV	AFTERTREATMENT COVER Steel, Black
7BKP	EXHAUST SYSTEM Single Horizontal Aftertreatment Device, Frame Mounted Right Side Under Cab; for Single Short Horizontal Tail Pipe, Frame Mounted Right Side Back of Cab
8000	ELECTRICAL SYSTEM 12-Volt, Standard Equipment
	Includes : BATTERY BOX Steel : DATA LINK CONNECTOR For Vehicle Programming and Diagnostics In Cab : FUSES, ELECTRICAL SAE Blade-Type : HAZARD SWITCH Push On/Push Off, Located on Top of Steering Column Cover : HEADLIGHT DIMMER SWITCH Integral with Turn Signal Lever : JUMP START STUD Located on Positive Terminal of Outermost Battery : PARKING LIGHT Integral with Front Turn Signal and Rear Tail Light : STARTER SWITCH Electric, Key Operated : STOP, TURN, TAIL & B/U LIGHTS Dual, Rear, Combination with Reflector : TURN SIGNAL SWITCH Self-Cancelling for Trucks, Manual Cancelling for Tractors, with Lane Change Feature : TURN SIGNALS, FRONT Includes Reflectors and Auxiliary Side Turn Signals, Solid State Flashers; Flush Mounted : WINDSHIELD WIPER SWITCH 2-Speed with Wash and Intermittent Feature (5 Pre-Set Delays), Integral with Turn Signal Lever : WINDSHIELD WIPERS Single Motor, Electric, Cowl Mounted : WIRING, CHASSIS Color Coded and Continuously Numbered
8GXD	ALTERNATOR {Leece-Neville AVI160P2013} Brush Type; 12 Volt 160 Amp. Capacity, Pad Mount, With Remote Sense
8HAB	BODY BUILDER WIRING Back of Standard Cab at Left Frame or Under Extended or Crew Cab at Left Frame; Includes Sealed Connectors for Tail/Amber Turn/Marker/ Backup/Accessory Power/Ground and Sealed Connector for Stop/Turn
8MEP	BATTERY SYSTEM {International} Maintenance-Free, (2) 12-Volt 1300CCA Total
8RKB	RADIO {Panasonic CQ120} AM/FM, Includes Multiple Speakers, Includes Auxiliary Input
	Includes : SPEAKERS IN CAB (2) Dual-Cone with Deluxe Interior : SPEAKERS IN CAB (4) Coaxial with Premium Interior

Code	Description
8TKC	STOP, TURN, TAIL & B/U LIGHTS {Truck Lite} Super 44, With LED Lamps for Stop, Turn & Tail Lights and Truck Lite Super 40 Lamps for Backup lights, Less Power Module, Less Rubber Mount, Includes Separate Rear Reflectors
8VAY	HORN, ELECTRIC Disc Style
8VUL	BATTERY BOX Steel With Plastic Cover, 18" Wide, 2, 3, or 4 Battery Capacity, Mounted Left Side Back of Cab
8WCL	HORN, AIR Black, Single Trumpet, Air Solenoid Operated
8WGL	WINDSHIELD WIPER SPD CONTROL Force Wipers to Slowest Intermittent Speed When Park Brake Set and Wipers Left on for a Predetermined Time
8WPZ	TEST EXTERIOR LIGHTS Pre-Trip Inspection will Cycle all Exterior Lamps Except Back-up Lights
8WRB	HEADLIGHTS ON W/WIPERS Headlights Will Automatically Turn on if Windshield Wipers are turned on
8WTK	STARTING MOTOR {Delco Remy 38MT Type 300} 12 Volt; less Thermal Over-Crank Protection
8WWJ	INDICATOR, LOW COOLANT LEVEL With Audible Alarm
8WXD	ALARM, PARKING BRAKE Electric Horn Sounds in Repetitive Manner When Vehicle Park Brake is "NOT" Set, With Ignition "OFF" and any Door Opened
8WZK	HEADLIGHTS Halogen; Composite Aero Design for Two Light System
9HAD	GRILLE Chrome
9WAY	FRONT END Tilting, Fiberglass, With Three Piece Construction
10060	PAINT SCHEMATIC, PT-1 Single Color, Design 100
	Includes : PAINT SCHEMATIC ID LETTERS "GA"
10761	PAINT TYPE Base Coat/Clear Coat, 1-2 Tone
10WJH	PROMOTIONAL PACKAGE Government and Municipal Silver Package; Two Year Limited Subscription of On-Command Service Information (Formerly Fleet ISIS), and On-Command Parts Information (Formerly Fleet Parts Catalog), Requires Specific Feature Combinations
11001	CLUTCH Omit Item (Clutch & Control)
12703	ANTI-FREEZE Red, Extended Life Coolant; To -40 Degrees F/ -40 Degrees C, Freeze Protection
12EJC	ENGINE, DIESEL {Cummins B6.7 200} EPA 2017, 200 HP @ 2400 RPM, 520 lb-ft Torque @ 1600 RPM, 2600 RPM Governed Speed, 200 Peak HP (Max)
12EMZ	VENDOR WARRANTY, ENGINE {Cummins} B6.7 Engine, 3-Year Unlimited Miles Standard Warranty
12TSY	FAN DRIVE {Borg-Warner SA85} Viscous Type, Screw On
	Includes : FAN Nylon
12UYE	RADIATOR Aluminum; 2-Row, Cross Flow, Over Under System, 717 Sqln Louvered, With 313 Sqln Charge Air Cooler. With In-Tank Transmission Cooler
	Includes : DEAERATION SYSTEM with Surge Tank : HOSE CLAMPS, RADIATOR HOSES Gates Shrink Band Type; Thermoplastic Coolant Hose Clamps : RADIATOR HOSES Premium, Rubber
12VBR	AIR CLEANER With Service Protection Element
	Includes

Code	Description
	: GAUGE, AIR CLEANER RESTRICTION Air Cleaner Mounted
12VXT	THROTTLE, HAND CONTROL Engine Speed Control; Electronic, Stationary, Variable Speed; Mounted on Steering Wheel
12WPV	OIL PAN 15 Quart Capacity, For Cummins ISB/B6.7 Engines
12WZE	EMISSION COMPLIANCE Federal, Does Not Comply With California Clean Air Idle Regulations
12XAT	ENGINE CONTROL, REMOTE MOUNTED Provision for; Includes Wiring for Body Builder Installation of PTO Controls; With Ignition Switch Control for Cummins ISB/B6.7 or ISL/L9 Engines
12XZE	FEDERAL EMISSIONS {Cummins B6.7} EPA, OBD and GHG Certified for Calendar Year 2017
13AVG	TRANSMISSION, AUTOMATIC {Allison 3500_RDS_P} 5th Generation Controls; Wide Ratio, 5-Speed, With Overdrive; On/Off Hwy; Includes Oil Level Sensor, With PTO Provision, Less Retarder, With 80,000-lb GVW & GCW Max.
13WBL	TRANSMISSION SHIFT CONTROL {Allison} Push-Button Type; for Allison 3000 & 4000 Series Transmission
13WLP	TRANSMISSION OIL Synthetic; 29 thru 42 Pints
13WUC	ALLISON SPARE INPUT/OUTPUT for Rugged Duty Series (RDS); General Purpose Trucks, Construction
13WYU	SHIFT CONTROL PARAMETERS Allison 3000 or 4000 Series Transmissions, 5th Generation Controls, Performance Programming
13XAA	PTO CONTROL, DASH MOUNTED For Customer Provided PTO; Includes Switch, Electric/Air Solenoid, Piping and Wiring
13XAL	PTO LOCATION Left Side of Transmission
14AJW	AXLE, REAR, SINGLE {Navistar Select} Single Reduction, 23,000-lb Capacity, 200 Wheel Ends Metric, . Gear Ratio: 5.38
14VAH	SUSPENSION, RR, SPRING, SINGLE Vari-Rate; 23,500-lb Capacity, With 4500 lb Auxiliary Rubber Spring
	Notes : The following features should be considered when calculating Rear GAWR: Rear Axles; Rear Suspension; Brake System; Brakes, Rear Air Cam; Brake Shoes, Rear; Special Rating, GAWR; Wheels; Tires.
14WMG	AXLE, REAR, LUBE {EmGard FE-75W-90} Synthetic Oil; 30 thru 39.99 Pints
15LMR	FUEL/WATER SEPARATOR {Racor 400 Series,} Unheated, with Primer Pump, and WIF Sensor
15LMU	LOCATION FUEL/WATER SEPARATOR Mounted Outside Left Rail 8" Back of Cab
15SWU	FUEL TANK Top Draw; D-Style, Non-Polished Aluminum, 16" Tank Depth, 40 U.S. Gal., 151 L Capacity, with Quick Connect Outlet, Mounted Left Side, Under Cab
15WDG	DEF TANK 7 U.S. Gal. 26.5L Capacity, Frame Mounted Outside Left Rail, Under Cab
16030	CAB Conventional
	Includes : ARM REST (2) Molded Plastic; One Each Door : CLEARANCE/MARKER LIGHTS (5) Flush Mounted : COAT HOOK, CAB Located on Rear Wall, Centered Above Rear Window : CUP HOLDERS Two Cup Holders, Located in Lower Center of Instrument Panel : DOME LIGHT, CAB Rectangular, Door Activated and Push On-Off at Light Lens, Timed Theater Dimming, Integral to Console, Center Mounted : GLASS, ALL WINDOWS Tinted : GRAB HANDLE, CAB INTERIOR (1) "A" Pillar Mounted, Passenger Side : GRAB HANDLE, CAB INTERIOR (2) Front of "B" Pillar Mounted, One Each Side : INTERIOR SHEET METAL Upper Door (Above Window Ledge) Painted Exterior Color

Code	Description
16HBA	GAUGE CLUSTER English With English Electronic Speedometer Includes : GAUGE CLUSTER (5) Engine Oil Pressure (Electronic), Water Temperature (Electronic), Fuel (Electronic), Tachometer (Electronic), Voltmeter : ODOMETER DISPLAY, Miles, Trip Miles, Engine Hours, Trip Hours, Fault Code Readout : WARNING SYSTEM Low Fuel, Low Oil Pressure, High Engine Coolant Temp, and Low Battery Voltage (Visual and Audible)
16HKT	IP CLUSTER DISPLAY On Board Diagnostics Display of Fault Codes in Gauge Cluster
16HLJ	GAUGE, DEF FLUID LEVEL
16JNT	SEAT, DRIVER {National 2000} Air Suspension, High Back With Integral Headrest, Vinyl, Isolator, 1 Chamber Lumbar, With 2 Position Front Cushion Adjust, -3 to +14 Degree Angle Back Adjust Includes : SEAT BELT 3-Point, Lap and Shoulder Belt Type
16LUM	SEAT, PASSENGER {National} Non Suspension, High Back With Integral Headrest, Vinyl, With Fixed Back, With Under Seat Storage
16SNA	MIRRORS (2) {Lang Mekra} Rectangular, Black Heads, Brackets and Arms, Breakaway Type, 7.55" x 14.1" Integral Convex Both Sides, 102" Inside Spacing
16WCT	AIR CONDITIONER {Blend-Air} With Integral Heater & Defroster Includes : HEATER HOSES Premium : HOSE CLAMPS, HEATER HOSE Mubea Constant Tension Clamps : REFRIGERANT Hydrofluorocarbon HFC-134A
16WJS	INSTRUMENT PANEL Center Section, Flat Panel
16WRX	CAB INTERIOR TRIM Deluxe Includes : "A" PILLAR COVER Molded Plastic : CAB INTERIOR TRIM PANELS Cloth Covered Molded Plastic, Full Height; All Exposed Interior Sheet Metal is Covered Except for the Following: with a Two-Man Passenger Seat or with a Full Bench Seat the Back Panel is Completely Void of Covering : CONSOLE, OVERHEAD Molded Plastic; With Dual Storage Pockets with Retainer Nets and CB Radio Pocket : DOOR TRIM PANELS Molded Plastic; Driver and Passenger Doors : FLOOR COVERING Rubber, Black : HEADLINER Soft Padded Cloth : INSTRUMENT PANEL TRIM Molded Plastic with Black Center Section : STORAGE POCKET, DOOR (1) Molded Plastic, Full-Length; Driver Door : SUN VISOR (2) Padded Vinyl with Driver Side Toll Ticket Strap, Integral to Console
16WSL	MIRROR, CONVEX, HOOD MOUNTED (2) {Lang Mekra} for Left and Right Sides 7.44" Sq.
27DTJ	WHEELS, FRONT {Maxion 90541} DISC; 22.5x8.25 Rims, Painted Steel, 2-Hand Hole, 10-Stud, 285.75mm BC, Hub-Piloted, Flanged Nut, with Steel Hubs
28DTJ	WHEELS, REAR {Maxion 90541} DUAL DISC; 22.5x8.25 Rims, Painted Steel, 2-Hand Hole, 10-Stud, 285.75mm BC, Hub-Piloted, Flanged Nut, with Steel Hubs
29PAR	PAINT IDENTITY, FRONT WHEELS Disc Front Wheels; With Vendor Applied White Powder Coat Paint
29PAS	PAINT IDENTITY, REAR WHEELS Disc Rear Wheels; With Vendor Applied White Powder Coat Paint
7372135429	(2) TIRE, FRONT 11R22.5 Load Range G ECO PLUS HS3 (CONTINENTAL), 495 rev/mile, 75 MPH, All-Position
7372135432	(4) TIRE, REAR 11R22.5 Load Range G HDL2 (CONTINENTAL), 493 rev/mile, 75 MPH, Drive

Code	Description
	Services Section:
40116	WARRANTY Standard for Durastar 1000/4000 Series, Effective with Vehicles Built January 2, 2015 or Later, CTS-2475P
1	Warren 7/8 Yd. Dump as per quote # 7308

INTERNATIONAL®

Financial Summary
2018 4300 SBA 4X2 (MA025)

January 11, 2017

(US DOLLAR)

Description	Price
Net Sales Price:	$81,936.00

Please feel free to contact me regarding these specifications should your interests or needs change. I am confident you will be pleased with the quality and service of an International vehicle.

Approved by Seller:

Official Title and Date

Authorized Signature

Accepted by Purchaser:

Firm or Business Name

Authorized Signature and Date

This proposal is not binding upon the seller without Seller's Authorized Signature

Official Title and Date

The TOPS FET calculation is an estimate for reference purposes only. The seller or retailer is responsible for calculating and reporting/paying appropriate FET to the IRS.

Quote WTTLLC00007308

Date 1/10/2017

Warren Truck and Trailer, LLC
15768 US HIGHWAY 271 NORTH
Talco TX 75487

Phone (888) 734-4400
Fax (903) 379-4400
WarrenTruckAndTrailer.com

Bill To	Ship To	Contact
LONGHORN INTERNATIONAL TRUCKS LTD. P.O. BOX 6260 AUSTIN TX 78762	LONGHORN INTERNATIONAL TRUCKS LTD. 4711 E 7TH ST. AUSTIN TX 78702	RICHARD (512) 389-1111 Ext. 0000

Purchase Order No.	Customer ID	Salesperson ID	Shipping Method	Payment Terms	Req Ship Date	Master No.
	LON702	MACK	DELIVERED	Net30	0/0/0000	10,012,247

QTY	Item Number	Description	UOM	Unit Price	Ext. Price
1	F-10	DUMP BODY - FRAME TYPE - 10' **CITY OF FREDERICKSBURG** Yardage: 6/8 Floor Material: 3/16 A1011 Front / Material: 38" 10 GA A1011 Side / Material: 32" 10 GA A1011 Vertical Side Brace: Yes Horizontal Brace: No Hoist / Cylinder: T10-5385 Hydraulics: Yes	EA	$10,480.00	$10,480.00
1	TAILGATE	Air Operated: Yes Panel: 3 Vertical Material: 10 GA A1011 Height: 38 Slope: None Chains: 5/16" Double Acting: Yes	Each	$0.00	$0.00
1	DB OPTIONS # 1	Cabshield: Full Width-1/2 (24") Asphalt Apron: None Bolt On: No Body Lights: LED	Each	$0.00	$0.00
1	INSTALL	Hydraulic Hoses/Fittings: Yes Pump: 22 gal w/air shift CW (400-80263) Console: Clutch Shift Air Mudflaps and Brackets: Yes Side Boards: Formed Metal -2x6x3/16 Safety Triangles & Fire Extinguisher Delivery Fuel/Charges: Yes	Each	$0.00	$0.00
1	PAINT	Color: Warren White (800-80006)	Each	$0.00	$0.00
1	PTO	POWER TAKE OFF PTO Muncie CS Series (Auto)	EA	$0.00	$0.00
1	DELIVERY	DELIVERY OF COMPLETED UNIT TO LONGHORN - AUSTIN	Each	$0.00	$0.00

Quote WTTLLC00007308

Date 1/10/2017

Warren Truck and Trailer, LLC
15768 US HIGHWAY 271 NORTH
Talco TX 75487

Phone (888) 734-4400
Fax (903) 379-4400
WarrenTruckAndTrailer.com

Purchase Order No.	Customer ID	Salesperson ID	Shipping Method	Payment Terms	Req Ship Date	Master No.
	LON702	MACK	DELIVERED	Net30	0/0/0000	10,012,247

QTY	Item Number	Description	UOM	Unit Price	Ext. Price
		DELIVERY CHARGES SHOWN IN SHIPPING COLUMN BELOW			

Quotation reviewed and accepted by:
(signed)_____
Please fax back to us for entry as an order
NOTE: Quotation good for 10 days only

Subtotal	$10,480.00
Misc	$0.00
Tax	$0.00
Ship & Handling	$650.00
Trade In Allowance	$0.00
Total	$11,130.00

CITY COUNCIL MEMO

DATE: February 20, 2017

TO: Mayor and City Council

FROM: Clinton Bailey, P.E., Assistant City Manager/Director of Public Works and Utilities

SUBJECT: Performance Agreement for the Stone Ridge Unit 9 Subdivision

Summary:

This item is for the acceptance of a Performance Agreement and associated financial security for the Stone Ridge Unit 9 Subdivision.

Recommendation:

Staff recommends that the City Council accept the proposed Performance Agreement and associated financial security in the amount of $73,358.58 in the form of a cashiers check for completing the paving of streets within the Stone Ridge Unit 9 Subdivision.

Background / Analysis:

Section 5.05 of the City of Fredericksburg Subdivision Ordinance provides an option for developers to pursue the approval and recordation of the final plat for a subdivision prior to the completion of the public improvements required in connection with the approval of the subdivision plat by executing a Performance Agreement and providing an associated security in the amount of 110% of the cost to

The City of Fredericksburg

126 W. Main St. • Fredericksburg, Texas 78624-3708 • (830) 997-7521 • Fax (830) 997-1861

construct and complete the remaining public improvements. The public improvements associated with the Stone Ridge Unit 9 Subdivision include water, wastewater, stormwater and street infrastructure. All public improvements have been completed with the exception of the final two-course surface treatment of the streets (paving). The estimate for completing the paving of the streets plus 10% is $73,358.58. According to the developer, paving of the streets is tentatively scheduled to be completed in April of 2017.

Attachments:

Performance Agreement for the Stone Ridge Unit 9 Subdivision

Department Approval

City Manager Approval

The City of Fredericksburg

126 W. Main St. • Fredericksburg, Texas 78624-3708 • (830) 997-7521 • Fax (830) 997-1861

PERFORMANCE AGREEMENT

That, Levi Ellebracht, President of Stone Ridge Development Co, Inc., being duly authorized to act on behalf of said entity, (hereinafter referred to as Developer and Owner), does hereby agree with the City of Fredericksburg (hereinafter called City) that the preliminary plat of Stone Ridge Unit IX Subdivision, has been approved by the Planning Commission of the City of Fredericksburg, Texas, and that in order to permit the approval and recordation of the Final Plat prior to the completion of the Public Improvements required in connection with the approval of said subdivision plat, this agreement is entered into pursuant to Section 5.05 of the Subdivision Ordinance of the City of Fredericksburg.

The terms of this performance agreement are as follows:

1. Developer agrees that Developer will complete the public improvements within six months from the date of recordation of the Final Plat of said subdivision;
2. Developer will provide a maintenance bond in the amount of one hundred and ten percent (110%) of the costs of all of the public improvements for a period of two (2) years following the City's final acceptance of the improvements to ensure to the City the repair and replacement of all defects due to faulty materials and workmanship that appear within the two year period following date of acceptance;
3. The performance and payment bonds, and/or irrevocable letter of credit and or Escrow agreement for securing the completion obligations of this agreement consistent with Section 5.05.D Security for Completion of Improvements of the Subdivision Ordinance of the City of Fredericksburg, which shall be issued for 110% of the cost to construct and complete the remaining public improvements (as estimated by the Developer's professional engineer, and as approved by the Director of Public Works and Utilities) are as follows: (complete as applicable)
    a. By performance and payment bonds described as follows: **NA** and/or
    b. By Irrevocable, unconditional letter of credit described as follows: **NA** and/or
    c. By Escrow agreement (for up to an amount not to exceed $25,000 for a period of two (2) years from the final acceptance of all other public improvements) described as follows: **NA**
    d. Such bonds and/or letter of credit shall guarantee proper construction of such postponed improvements and payment of all claimants supplying labor and materials for the construction of the improvements, on or before the date stated herein.
    e. Other insurance requirements (if applicable): **Provision of a Cashier's Check**

payable to the City of Fredericksburg in the amount of $73,358.58 to guarantee the installation of the two course surface treatment required to complete the street construction in Stone Ridge Unit 9.

4. This Performance Agreement and the covenants and other items of agreement contained herein and which are set forth in the Subdivision Ordinance of the City of Fredericksburg whether set out herein or not shall run with the land and shall bind all successors, heirs and assignees of the owner of the Property and the Developer.
5. The Performance Security, or portion thereof remaining shall be forfeited should Developer cease to do business in this state, or if Developer files a petition in bankruptcy, or otherwise reduplicates this agreement.
6. Developer and Owner agree that, in addition to the requirements for Performance Security, and on behalf of the heirs, or assigns, successors, of or subsequent purchasers of Owner and Developer having any right, title, or interest in the property described as the aforementioned subdivision, or any part thereof, shall be liable to the City of Fredericksburg that all public improvements will be completed and accepted by the City within the time provided herein; except, however, that should the completion of such site improvements be delayed by reason of strikes, riots, acts of God, acts of the public enemy, injunction or other court action, or any other cause similar to those enumerated beyond my reasonable control, Developer (or Owner as applicable) shall be entitled to an extension of time equal to the time of such delay, which extension of time is to be fixed finally by written certificate made by the Director of Public Works and Utilities, it being expressly declared that no such allowance of time will be made unless claimed by the Developer (or Owner as applicable) and allowed and certified in writing by the Director of Public Works and Utilities at the end of each period of such delay.
7. If, at any time, construction of such public improvements has not been completed and accepted by the City and the amount provided by the Performance Security is no longer sufficient to cover the cost of completion of the public improvements, upon written notification of same to Developer by the Director of Public Works and Utilities Developer shall immediately file with the Director of Public Works and Utilities additional Performance Security with the Director of Public Works and Utilities, in an amount equal to the cost estimate of completing such site improvements, and shall complete construction of such site improvements within the time provided herein.
8. Until such time as the public improvements have been satisfactorily completed and accepted

or such additional Performance Security as required by the City have been provided, the Director of Public Works and Utilities shall refuse to accept any further Performance Security, under any form, which is related to the plat of a subdivision subsequently filed with the Planning Commission in which Developer has a principal or subsidiary interest.

This agreement and any subsequent agreement covering one or more of the forms of guarantee of performance shall be interpreted under the laws of the State of Texas

NOTE: All existing Owners, Developers, and Lienholders shall be required to execute the agreement or provide written consent to the covenants and other items contained in the agreement.

EXECUTED this _____day of _____, 20_____.

DEVELOPER and OWNER:

BY:_ Levi Ellebracht

TITLE:_ President, Stone Ridge Development Company, Inc.

THE STATE OF TEXAS §

COUNTY OF GILLESPIE §

BEFORE ME, the undersigned authority, a Notary Public for the State of Texas, on this day personally appeared_____, 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 purpose and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the ___day of_____, 20__.

_____

(Name)

NOTARY PUBLIC IN AND FOR

THE STATE OF TEXAS

My Commission Expires_____

REVIEWED AND APPROVED BY THE DIRECTOR OF PUBLIC WORKS:

_____Date:_____

REVIEWED AND APPROVED BY THE CITY ATTORNEY AND PERFORMANCE GUARNTEE APPROVED BY THE CITY ATTORNEY:

_____Date: _____

APPROVED BY THE CITY COUNCIL ON (DATE) _____

ATTACHMENT A

TO PERFORMANCE AGREEMENT

COVERING Stone Ridge Unit IX

TYPE OF SITE IMPROVEMENTS:	ESTIMATED COST
1) Water:	$
2) Sewer:	$
3) Streets: Double Surface Course Treatment (12,926 SY)	$ 73,358.58
4) Alleys:	$
5) Storm Drainage:	$
6) Other:	$
TOTAL	$ 73,358.58

Director of Public Works and Utilities: _____

DATE: _____

LEINHOLDER'S CONSENT TO THE
PERFORMANCE AGREEMENT for the Stone Ridge Unit IX SUBDIVISION OF GILLESPIE COUNTY, TEXAS AND TO THE COVENANTS CONTAINED THEREIN.

STATE OF TEXAS §
COUNTY OF GILLESPIE §

The undersigned, _____ (hereinafter, "Lienholder") being the sole owner and holder of an existing mortgage and lien recorded in Volume _____, Page _____, and Volume _____, Page _____, of the real property records of Gillespie County, Texas, upon and against the real property described in Volume _____, Page _____ (et seq.) of the Deed Records of Gillespie County, Texas, or as shown on the exhibit attached hereto, which is known (or is to be known as the Stone Ridge Unit IX Subdivision, and as such, mortgagee and lienholder, does hereby consent to and join in said Agreement and to the covenants and agreements contained therein.

The undersigned hereby executes this instrument for the sole purpose of subordinating the liens held by the undersigned to all of the provisions of the said Agreement. All parties to the Agreement specifically acknowledge that Lienholder is not a party to the said Agreement except for the sole purpose of consenting there to and subordinating the Lien(s) as set out above, and all parties to the Agreement hereby specifically and unconditionally release and discharge said Lienholder from any claims or liability with respect to, or arising out of the Agreement, except as to actions which may hereafter be taken by Lienholder as a successor to the interest of the Owner or Developer.

DATE: _____, 201__. _____, Lender
By: _____,
_____
(Printed Name and Title)

THE STATE OF TEXAS §
COUNTY OF GILLESPIE §

BEFORE ME, the undersigned authority, a Notary Public for the State of Texas, on this day personally appeared_____, 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 purpose and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the ___day of _____, 20___.

_____
(Name)
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires_____

CITY COUNCIL MEMO

DATE: February 14, 2017

TO: Mayor and City Council

FROM: Kent Myers, City Manager

SUBJECT: Property Dedication-Market Square

Summary:

The attached resolution signifies the City's commitment to make the area where the Schroeder Building was located and the area formerly leased by Security State Bank and Trust part of Market Square.

Recommendation:

It is recommended that the City Council approve the attached resolution.

Background / Analysis:

The City acquired ownership of Market Square in 1990 to be used as a City Park. Since that time, a number of private uses of the property have terminated. The most recent private property use that was terminated last year is the site previously leased by Security State Bank and Trust. This includes the building that the City now occupies as temporary office space and the property east of the building which includes the drive-thru lanes. Another building, which is one the site where the Schroeder Building was previously located, is now used for a police substation and offices for special events.

As a result of the termination of private use of these facilities, it is now time for the City to officially designate these areas as part of Market Square. By making this designation, the Market Square

The City of Fredericksburg

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Redevelopment Commission can proceed with their long-range plans for utilizing this property. They can also start fund-raising activities for future redevelopment of these areas.

It is important to note that the City currently has two uses of these buildings. As proposed in the attached resolution, the Police Department's use of the facility on the Schroeder Building site will continue for an indefinite period until their substation is relocated at some date in the future. The City's Emergency Management Department and City/County Health Services are located in the Annex. The resolution proposes that this use will expire in 5 years unless extended by the City Council following consultation with the Redevelopment Commission. With this provision in mind, it is important for the City to continue our efforts to construct new City offices within the next several years.

One other issue that I wanted to mention is that the City currently uses some of the property east of the City Hall Annex for both City employee parking and Volunteer Fire Department parking. These personnel will have to find somewhere else to park once redevelopment of this area starts in the next several years.

Attachments:

Resolution
Map Showing New Proposed Areas for Market Square

Department Approval

City Manager Approval

The City of Fredericksburg

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RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG
FEBRUARY 20, 2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG DIRECTING THAT TWO SPECIFIED PORTIONS OF MARKET SQUARE BE DEDICATED TO THE USES OF THE PUBLIC AS A PUBLIC SQUARE, AND ESTABLISHING THE RIGHT OF THE CITY TO UTILIZE SUCH PORTIONS AS DESCRIBED IN THIS RESOLUTION

WHEREAS, at the time of the establishment of the town of Fredericksburg, a central place, known as Market Square and Marktplatz, was established and set aside as a central place for gatherings, as a location for the first public building, the Vereins Kirche, and

WHEREAS, the City of Fredericksburg acquired ownership of Market Square in 1990, at which time it contained a number of private commercial uses, and was burdened by certain long term leases, and

WHEREAS, the City of Fredericksburg developed a plan to return Market Square to use as a park, a place for festivals and a central gathering place for the City as it was in the early days following the founding of Fredericksburg, and to include the areas which had been devoted to such private businesses in the general plan for Market Square as such uses terminated, and

WHEREAS, a number of such uses have terminated, and through the persistence and dedication of the City and the citizens, Market Square is now a vibrant, beautiful and much used central square, and

WHEREAS, in the recent past two additional areas of private use have terminated, and the City Council of the City of Fredericksburg has determined that such areas should be included in the master plan for the continued development of Market Square, and

WHEREAS, those two areas are known as the Schroeder Building and the land which was included in the original lease thereof, and the Security State Bank and Trust area and the land which was included in the original lease and amendments of that lease, and

WHEREAS, the Schroeder Building and area has been converted to, and now contains, the offices of an auxiliary substation for the City of Fredericksburg Police Department, and a kitchen and office area to support the functions of Market Square along with a parking area serving such building and Market Square, and

WHEREAS, the Security State Bank and Trust building and area has been converted to, and now contains, City offices along with an on site parking area serving such building, and

WHEREAS, the City Council has determined that such current uses of the existing facilities on each of those portions of Market Square make use of the pre-existing buildings, and are necessary to the efficient functioning of the City until it is able to relocate those current uses, and

WHEREAS, the City Council of the City of Fredericksburg desires to enact this resolution to establish its intention that such Schroeder building and area and the Security State Bank and Trust building and area are dedicated to Market Square for the eventual use as part of the park provided, however that the current uses may temporarily remain as hereinafter described.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREDERICKSBURG that the Schroeder Building and parking area in use as of the date of this resolution, continue to be used as a downtown auxiliary substation for the City of Fredericksburg Police Department as the same is currently used (bike patrol, office for volunteers and additional security for the downtown and Market Square area) and parking area to support such use until the same is relocated; the remainder of the area and building being a kitchen and office which supports the functions of Market Square be and is hereby dedicated as a part of Market Square, all as is illustrated on the drawing attached to this resolution, and

BE IT FURTHER RESOLVED that the offices now occupied by the City of Fredericksburg in the Security State Bank and Trust building and the on-site parking on the Crockett Street side of the Square may continue to be used as offices for use by the City of Fredericksburg for a period of five (5) years from and after the date of this resolution, unless such period is extended by a future Council following consultation with the Market Square Redevelopment Commission or its successor, as applicable, and that the remainder of the building, including the outdoor covered area formerly serving as the bank drive-through, as well as the off street parking areas, as is illustrated on the drawing attached to this resolution, be and is hereby dedicated as part of Market Square and is included in the development plans for the Square.

This resolution was PASSED and APPROVED this the 20th day of February, 2017.

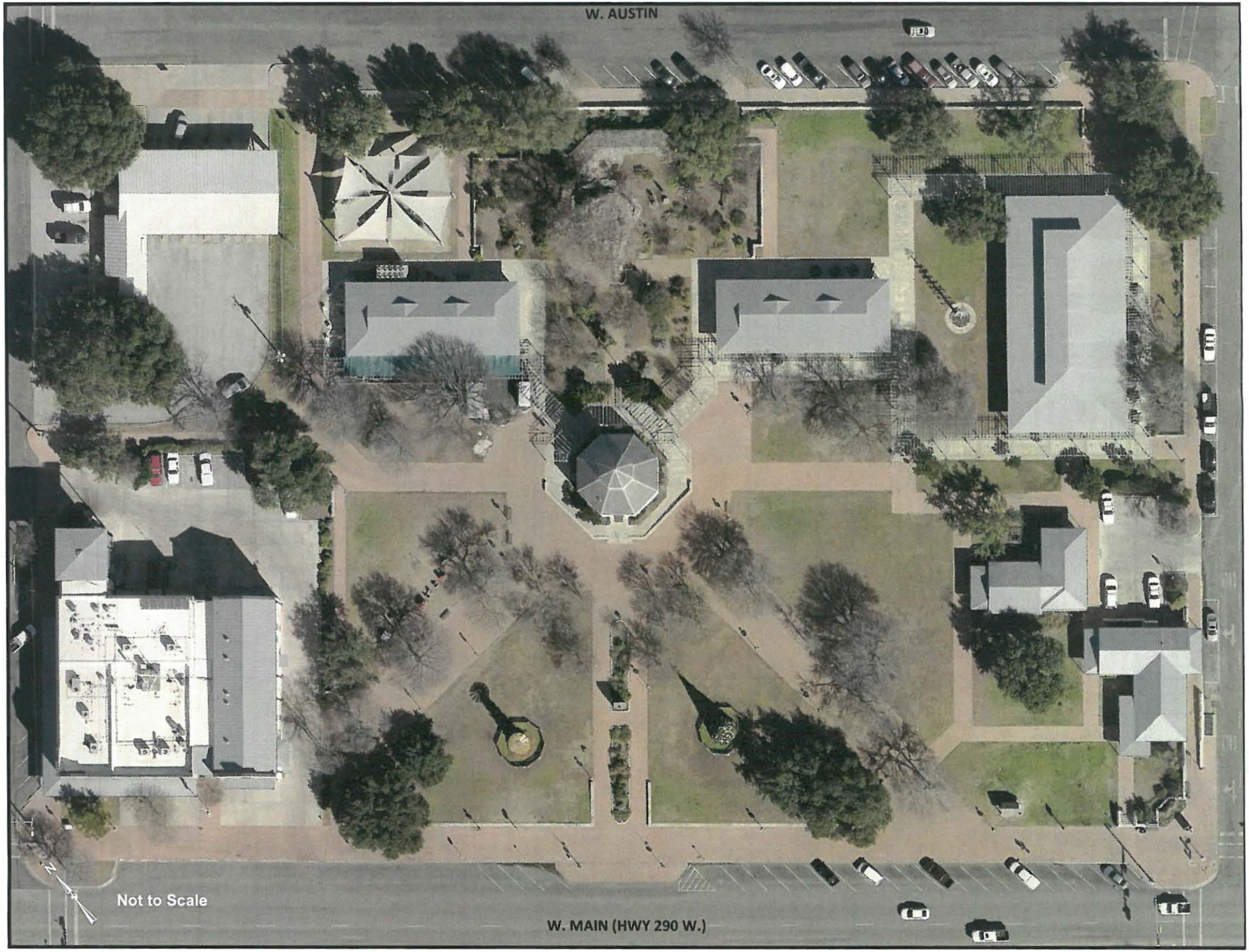
_____
Linda Langerhans, Mayor,
City of Fredericksburg

ATTEST:

_____
Shelley Britton, City Secretary
City of Fredericksburg

APPROVED:

_____
Pat McGowan, City Attorney
City of Fredericksburg


W. AUSTIN
Not to Scale
W. MAIN (HWY 290 W.)

CITY COUNCIL MEMO

DATE: January 30, 2017

TO: Mayor and City Council

FROM: Clinton Bailey, P.E., Assistant City Manager/Director of Public Works and Utilities

SUBJECT: Approval of Proposed Marktplatz Use Policies

Summary:

This item is for the approval of proposed policies regarding the use of Marktplatz for special events.

Recommendation:

Staff recommends that the City Council approve the proposed policies regarding the use of Marktplatz for special events.

Background / Analysis:

The main objectives of the proposed Marktplatz use policies are to:

1. Protect the new turf and other recent improvements from damage by events
2. Recuperate the cost of post event repairs by requiring an event deposit
3. Provide policy and direction for the partial closure of streets
4. Establish an application deadline for temporary health permits

The City of Fredericksburg

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The City is in the process of completing approximately $300,000 in improvements on Marktplatz including:

1. Drainage Improvements
2. Lighting and Electrical Improvements
3. Complete Turf Replacement

The turf replacement project, which will be completed around April 1st of this year, will result in a uniform, aesthetically pleasing and functional surface for annual events held on Marktplatz but the new turf must be cared for properly and not abused in order to be lasting improvement. Many of the proposed Marktplatz use policies are focused on preservation of the new turf.

Large events can have a significant impact on Marktplatz. Typical damage from events consists of rutting in turf areas from heavy vehicles, broken electrical pedestals and damaged water and irrigation systems. City Staff typically spends 2-3 days cleaning up the square and making repairs following large events. The City currently bears all costs for making these repairs. Included in the proposed policies is a security deposit requirement for events which the City would draw from to recuperate these costs.

There has been much discussion recently regarding the partial closure of streets during events. To achieve a proper level of safety, longitudinal traffic barriers would need to be placed on partially closed streets adjacent to Marktplatz. Included in the proposed policies is clear direction for event organizers wishing to propose the full or partial closure of streets adjacent to Marktplatz during events.

The proposed Marktplatz Use Regulations are attached as background for this agenda item.

Department Approval

City Manager Approval

CITY COUNCIL MEMO

DATE: February 14, 2017

TO: Mayor and City Council

FROM: Brian Jordan, AICP

SUBJECT: Hill Country University Center Master Plan Update

Summary:

The original Texas Hill Country University Master Plan was developed in 2003 and outlines a long-range growth and development framework for a fifty-year planning period. Since opening in 2010, the Hill Country University Center Foundation has identified new development partnerships including academic expansion, a building for a nursing program, a food, wine and culinary arts center and a performing arts center.

Recommendation:

The city received 7 RFQ submittals from qualified firms interested in doing the master plan update. Following an internal review and selection process, it is recommended that the City Council approve the contract with Freese and Nichols. It was originally anticipated that the money to fund this project would be shared amongst the stakeholders. Following discussion with Council Member Neffendorf, it was suggested that we limit the funding to the HCUCF and the City. This project was not funded in the current year budget so funds would need to be located. As for the Foundation, their Board intends to meet this week to discuss the funding and a report will be provided to the Council on Monday. The cost of the project is $51,750.

Background / Analysis:

The conceptual master plan will illustrate how to organize the HCUC to accommodate the identified partners. The concept plan will also consider new input from the HCUCF, the City and the interested stakeholders. The deliverables will be conceptual in nature and intended to assist the HCUCF in determining its buildout scenario. It is anticipated that the project will take 4 months.

Site uses and building programming will be based on the Consultant's evaluation of the area and will rely on client and stakeholder directive. The project does not include building space programming, market assessment, cost estimating, detailed traffic studies, construction services, site civil engineering, architectural services, detail engineering studies, surveying, or construction documents.

Attachments:

Agreement for Professional Services and Scope of Services

Department Approval

City Manager Approval

Rev. 06/10P

AGREEMENT FOR PROFESSIONAL SERVICES

STATE OF TEXAS §

COUNTY OF TARRANT §

This Agreement is entered into by City of Fredericksburg, Texas hereinafter called "City" and Freese and Nichols, Inc., hereinafter called "FNI." In consideration of the Agreements herein, the parties agree as follows:

I. **EMPLOYMENT OF FNI:** In accordance with the terms of this Agreement: City agrees to employ FNI; FNI agrees to perform professional services in connection with the Project; City agrees to pay to FNI compensation. The Project is described as follows: **Hill Country University Center Master Plan**

II. **SCOPE OF SERVICES:** FNI shall render professional services in connection with Project as set forth in Attachment SC - Scope of Services and Responsibilities of City which is attached to and made a part of this Agreement.

III. **COMPENSATION:** City agrees to pay FNI for all professional services rendered under this Agreement. FNI shall perform professional services as outlined in the "Scope of Services" for a lump sum fee of $51,750.

If FNI's services are delayed or suspended by City, or if FNI's services are extended for more than 60 days through no fault of FNI, FNI shall be entitled to equitable adjustment of rates and amounts of compensation to reflect reasonable costs incurred by FNI in connection with such delay or suspension and reactivation and the fact that the time for performance under this Agreement has been revised.

IV. **TERMS AND CONDITIONS OF Agreement:** The Terms and Conditions of Agreement as set forth as Attachment TC shall govern the relationship between the City and FNI.

Nothing under this Agreement shall be construed to give any rights or benefits in this Agreement to anyone other than City and FNI, and all duties and responsibilities undertaken pursuant to this Agreement will be for the sole and exclusive benefit of City and FNI and not for the benefit of any other party.

This Agreement constitutes the entire Agreement between City and FNI and supersedes all prior written or oral understandings.

This contract is executed in two counterparts.
IN TESTIMONY HEREOF, they have executed this Agreement, the _____ day of _____, 2017.

ATTEST:

_____

City of Fredericksburg, Texas
(City)

By:_____

_____
Print or Type Name and Title

ATTEST:

Susanne M Johnson

Freese and Nichols, Inc.
(FNI)

Will Allanach

Digitally signed by Will Allanach
DN: C=US, E=wa@freese.com, O="Freese and Nichols, Inc.", OU=Risk Management, CN=Will Allanach
Date: 2017.02.13 12:19:10-06'00'

By:_____

Will Allanach, Risk Manager

SCOPE OF SERVICES AND RESPONSIBILITIES OF CITY

ARTICLE I

BASIC SERVICES: FNI shall render the following professional services in connection with the development of the Project:

Purpose
The purpose of this project is to illustrate a conceptual master plan for the Hill Country University Center (HCUC), owned by the City of Fredericksburg.

The original Texas Hill Country University Center Master Plan was developed in 2003 and outlines a long-range growth and development framework for a fifty-year planning period. In 2010, HCUC opened its 24,000-sq. ft. Academic Center on land leased from the City of Fredericksburg with facilities owned and operated by the Texas Hill Country University Center Foundation (HCUCF). The HCUC serves both Central Texas College and Texas Tech University and the schools offer a variety of coursework, and degree programs in a wide range of disciplines.

The conceptual master plan will illustrate how to organize the HCUC to accommodate the identified partners. The concept plan will also consider new input from the HCUCF, the City and the interested stakeholders. Connections with the Fort Martin Scott and Rangers Heritage Center is desired. The deliverables will be conceptual in nature and intended to assistant the HCUCF in determining its build-out scenario to maintaining the HCUCF's goals.

Site uses and building programming will be based on the Consultant's evaluation of the area and will rely on Client and stakeholder directive. This project does not include building space programming, market assessment, cost estimating, detailed traffic studies, construction services, site civil engineering, architectural services, detail engineering studies, surveying, or construction documents and is not intended for construction purposes.

Study Area
The study area is in Fredericksburg, Texas and includes approximately +/- 68 acres defined as the existing HCUC site.

Scope of Work
The scope of work includes three phases as follows:

Phase One: Program Definition
Base Map
A base map will be produced, compiling the best available aerial, GIS, CAD data, and other data provided by the City. The Base Map will identify the study area's boundary, topography, floodplain and existing buildings and pavement.

On Site Meeting One
During the project, the Consultant will conduct up to three (3) on site meeting in Fredericksburg, Texas. Meetings during each trip are expected to be conducted on the same day.

During meeting trip One, the Consultant will participate in a kick-off meeting and site tour with the Client. The purpose of the kick-off meeting will be to review the project scope, schedule, communication, expectations, deliverables, and Client and Consultant tasks. Immediately following the kick-off meeting, the Consultant and the Client will participate in a site tour for the study area. Following, the Consultant will participate in a series of stakeholder interviews. The interviews are envisioned to be conducted as back to back

meetings. The interviewees will likely include the HCUCF and representatives from the interested development partners. The purpose of the interviews is to guide the Consultants in gathering building information, space needs and site needs from each stakeholder group. The City will be responsible for arranging meetings.

Program Summary
Local teaming partner Steve Thomas will assist with program definition. The purpose of this item is to assist in programming for the master plan. Based upon information provided and discovered following the first trip's meetings and interviews, the Consultant will prepare a brief program summary to outline the building information, space needs and site needs from each stakeholder group. The summary will be provided to the Client for review and comment.

Phase Two: Concept Plan Alternatives
Local teaming partner Steve Thomas will assist with concept plan alternatives. Based on the data and information collected during the first meetings, two concept sketches will be provided for client review. The purpose of this task is to depict and approve a preferred development alternative before proceeding with additional tasks and details. The concept sketches will likely be produced with computer graphics to generally show building forms, parking locations, pedestrian spaces, and general site circulation. A conference call will be conducted to discuss the concept sketches before proceeding.

Phase Three: Master Plan
Master Plan
Local teaming partner Steve Thomas will assist with master plan development. Based upon Client feedback and completion of the previous phases, the Consultant will prepare a final master plan depicting the preferred development alternative. The master plan will be provided as an individual map exhibit and will include an aerial base with a proposed site plan site illustrating proposed building footprints, parking, pedestrian spaces and site circulation. The map exhibit will illustrate stakeholder phases and proposed building square footages. The master plan exhibits will be produced from a variety of software including GIS, AutoCAD, and Adobe software. The master plan will be provided to the Client for review and comments.

Grading and Drainage Concept Plan
A general grading and drainage concept plan will be provided to illustrate how stormwater should be considered with future improvements. This exhibit will be of similar graphics as the master plan illustrative and intended to help coordinate future stakeholder discussions.

On Site Meeting Two
During trip two, the Consultant will present the master plan. It is anticipated the meeting may include a workshop setting to include all the UCHC stakeholders.

Master Plan Executive Summary Report
Based on feedback from the Client and stakeholders, the Consultant will update the master plan exhibit. An executive summary style report will be provided. The report will include a description for the site, and overview of the HCUC, an overview for anticipated development partners, and generally describe the intentions of the master plan layout. The report will be provided to the client in PDF format.

The client will provide one (1) low-aerial perspective graphic. The perspective will likely show the entire site at full build-out.

On Site Meeting Three
During trip three, the Consultant will present the final master plan to City staff or City Council as directed by the City Manager. The Consultant will provide an overview of the process and master plan recommendations.

Future Phase Four: Development Design Standards
Phase Four would include the creation of development design standards for the HCUC. The scope and fee proposal would be provided following the completion of Phase Three.

ARTICLE II

ADDITIONAL SERVICES: Additional Services to be performed by FNI, if authorized by City, which are not included in the above described basic services, are described as follows. Additional services will be billed on an hourly rate.

A. Additional plan or report alternatives

B. Additional graphic communication

C. Additional meetings

D. Additional travel expenses not included in the scope of services

E. Preparation of zoning documents, zoning ordinances, overlay districts, comprehensive plan and subdivision ordinances

F. Preparation of documents for City submittals including planned development, site plan or zoning documents

G. Engineering services or architectural services

H. Surveying services

I. Cost estimating

J. Utilization Analysis- The Consultant has strategic teaming partners to assist in utilization analysis should the project need arise. A utilization analysis is performed to determine the best use of current facility space and whether additional space is needed based on current and future enrollment, as well as the status of current and future academic offerings. The utilization analysis is a two-phased approach that examines current space utilization and identifies academic space requirements. Below briefly describes main tasks included in a utilization analysis:

- Phase 1 – Space Utilization
  - Obtain current inventory
  - Obtain classroom/lab utilization
  - Prepare simulated Space Usage Efficiency (SUE)
  - Prepare an analysis of classroom and lab utilization for existing instructional spaces
  - Identify over and under-utilized classroom and labs

- Phase 2 – Academic Space Requirements
  - Identify future academic requirements
  - Balance demand with supply and identify future projects

K. Providing renderings, model, and mock-ups requested by the City.

L. Making revisions to drawings or other report documents when such revisions are 1) not consistent with approvals or instructions previously given by City or 2) due to other causes not solely within the control of FNI.

M. Providing services to investigate existing conditions or facilities, or to make measured drawings thereof, or to verify the accuracy of drawings or other information furnished by City.

N. Meeting or trips in excess of the number of meetings included in Article I for site visits, coordination meetings, or other activities.

O. Preparing applications and supporting documents for government grants, loans, or planning advances and providing data for detailed applications.

P. Preparing data and reports for assistance to City in preparation for hearings before regulatory agencies, courts, arbitration panels or any mediator, giving testimony, personally or by deposition, and preparations therefore before any regulatory agency, court, arbitration panel or mediator.

Q. Design, contract modifications, studies or analysis required to comply with local, State, Federal or other regulatory agencies that become effective after the date of this agreement.

R. Providing basic or additional services on an accelerated time schedule. The scope of this service include cost for overtime wages of employees and consultants, inefficiencies in work sequence and plotting or reproduction costs directly attributable to an accelerated time schedule directed by the City.

S. Preparing statements for invoicing or other documentation for billing other than for the standard invoice for services attached to this professional services agreement.

T. Providing document revisions in excess of those outlined in Article I.

ARTICLE III

TIME OF COMPLETION: FNI is authorized to commence work on the Project upon execution of this Agreement and agrees to complete the Project in approximately four months after the execution of this contract.

If FNI's services are delayed through no fault of FNI, FNI shall be entitled to adjust contract schedule consistent with the number of days of delay. These delays may include but are not limited to delays in City or regulatory reviews, delays on the flow of information to be provided to FNI, governmental approvals, etc. These delays may result in an adjustment to compensation as outlined on the face of this Agreement and in Attachment CO.

ARTICLE IV

RESPONSIBILITIES OF CITY: City shall perform the following in a timely manner so as not to delay the services of FNI:

A. Provide meeting space and coordinate equipment needs, room set up, and logistics for meetings outlined in Article 1.

B. Contact meeting invitees for stakeholder and public meeting. This includes email, mail, newsletter or other forms of notification.

C. Designate in writing a person to act as City's representative with respect to the services to be rendered under this Agreement. Such person shall have contract authority to transmit instructions, receive information, interpret and define City's policies and decisions with respect to FNI's services for the Project.

D. Arrange for access to and make all provisions for FNI to enter upon public and private property as required for FNI to perform services under this Agreement.

E. Examine and provide prompt feedback on all submittals, draft reports, sketches, drawings, and other documents presented by FNI within a reasonable time so as not to delay the services of FNI.

F. Furnish, or direct FNI to provide, Additional Services as stipulated in Attachment SC, Article II of this Agreement or other services as required.

G. Bear all costs incident to compliance with the requirements of this Article IV.

ARTICLE V

DESIGNATED REPRESENTATIVES: FNI and City designate the following representatives:

City's Designated Representative

Name:_____

Address:_____

_____

Phone:_____

Email:_____

City's Accounting Representative

Name:_____

Address:_____

_____

Phone:_____

Email:_____

FNI's Designated Representative –

Cody Richardson
4055 International Plaza, Suite 200
Fort Worth, Texas 76109
(817)735-7598
csr@freese.com

FNI's Accounting Representative –

Stephanie Kirchstein
4055 International Plaza, Suite 200
Fort Worth, Texas 76109
(214) 217-2212
Stephanie.kirchstein@freese.com

CITY COUNCIL MEMO

DATE: February 14, 2017

TO: Mayor and City Council

FROM: Kent Myers, City Manager

SUBJECT: Participation in Atmos Texas Municipalities

Summary:

The City has been requested to continue our involvement with the Atmos Texas Municipalities (ATM) group that represents cities across the State on gas utility legislation.

Recommendation:

It is recommended that the City continue its membership in ATM in the 2017 legislative session.

Background / Analysis:

I have attached a copy of the request for our City to join numerous other Texas cities to retain representation of our interests on gas utility legislation in the current legislative session. As shown, the cost for this representation would be $505 based upon the number of gas customers within our City Limits. We have participated in this effort in the past and have been pleased with this representation.

Attachments:

Email Request to ATM Cities.

The City of Fredericksburg

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Department Approval

City Manager Approval

Shelley Britton

From: Alfred Herrera <aherrera@herreraboylelaw.com>
Sent: Friday, February 03, 2017 3:54 PM
To: Jim Finley; Laurie Kaczmarek; LeAnn Quinn; Hugh Walker; jhampton@bryantx.gov; Kean Register; Mary Lynne Stratta; Jonathan Koury; David Vaughn; Connie Maxwell; Amy Harris; Sam Roberts; Brenda Eivens; LauraWilkins; Rob Lindsey; Marty Cunningham; Wayne McKethan; Andrea Gardner; Connie Standridge; Kathy Ware; Massoud Ebrahim; John Knight; Jim Cox; Antonio Puente; Jennifer Walters; Todd Greenwood; Larry Pannell; Tracey Lowe; Pat McGowan; Kent Myers; Shelley Britton; Wendy Cole; Sandy Gately; Jim Briggs; Laurie Brewer; Jessica Brettle; Kristi Woellert; Monte Akers; Tom Word; Finley deGraffenried; Karen Thompson; Christina Marez; Opal Mauldin Robertson; Crista Dreamer; Derek Borg; Lesia Thornhill; Robert Powers; Tabatha Monk; Kent Cagle; Mary Wells; Debbie Haile; Tonya Roberts; David Ivey; Alisha Flannery; Cary L. Bovey; Terry Blanchard; Ann McCord; Christina McDonald; Sara White; Lisa Ward; Laura Hadley; Patty L. Akers; Bryan Williams; Shannon Eichblatt; Steve Norwood; Leonard 'Len' Williams; Misty - City of Mart Water Clerk; Larry Brown; Daniel Valenzuela; Dee Lindvay; Christi Shivers; Mike Brice; Danny Parker; Martin Mangum; Billie Swope; Adabeth Routt; Lauri Gillam; Terri Newhouse; Brandon Wade; Marilyn Reed; Virginia Richardson; Jana Faucett; Cheryl Womble; Angie Arenas; Larissa Villaneuva; adm@ci.hamilton.tx.us; Beth Nemeth; Carla Walker; Cindy Gross; David Williard; Clark Cornwell; Shelly Ballenger; Michelle Garcia; Mike Hodge; Mike Slye; Sam Listi; Tammy Ard; JPLeCompte; cityadmin@cityofbandera.org; citysecretary@cityofbandera.org; sabra.davis@bartlett-tx-us; Chris Hill; Diane Evans; Laura Eckert; bbozon@beltontexas.gov; darrek.ferrell@commercetx.org; molly.jacobsen@commercetx.org; william.parry@ci.gatesville.tx.us; brenda.kiphen@ci.gatesville.tx.us; david.morgan@georgetown.org; daniel@scottraylaw.com; ckuykendall@ci.greenville.tx.us; mhodge@marblefallstx.gov; ckraenzel@marblefallstx.gov; cmcdonald@marblefallstx.gov; lward@marblefallstx.gov; treyf@pflugervilletx.gov; brandon.dyson@cosatx.us; Saluri, Dan; theresa.james@cosatx.us; dalia.flores@cosatx.us; cityadmin@trinidadtexas.com; Howard.Martin@cityofdenton.com; SusanMorgan; citymgr@centex.net
Subject: Atmos Mid-Texas Cities - Legislative Session 2017
Attachments: Lesiglative Session-2017-ATM-Allocation of Fees-020317.xlsx.pdf

All ATM Cities:

As I noted in a teleconference (regarding Atmos Mid-Tex Gas) we held late last year and more recently in emails regarding Atmos' pending rate case, we expect the upcoming Legislative Session to continue to raise several challenges to cities and their local authority.

There have been several bills that serve to limit local control. The topics cover a broad range, including requiring a vote before a city may annex an area (HB 299-Larson & HB 424-Huberty), placing caps on collection of property tax revenue (SB 2-Bettencourt), restricting a city's ability to prohibit plastic grocery bags (SB 103-Hall), setting appraisal caps (HB 167-Bell among others), authority to establish "sanctuary" cities (SB 4-Perry), enforcement of federal and state immigration laws (HB 52-Metcalf), the requirement to hold elections in November for debt issuances (HB 212-Springer), to prohibiting TML from lobbying on behalf of cities and from spending public money to influence legislation (SB 241-Burton).

While the examples I note above seemingly have little to do with a city's authority to regulate gas and electric utilities, the common thread between this list of issues and regulation of gas and electric utilities is the continued restrictions on a city's authority to enact ordinances and adopt resolutions its council believes are in its citizens best interest -- that is, local control.

And as you may know the Sunset Commission Staff again recommended that gas-utility regulation be transferred from the Railroad Commission to the Public Utility Commission and that contested gas-utility cases be heard by the State Office of Administrative Hearings (SOAH). The Sunset Commission itself, however, rejected both of these changes. Each of these steps would be a vast improvement over the Railroad Commission's handing of gas-utility rate cases.

Finally, as you know, several sessions ago, the Legislature allowed gas utilities to recover a return on investments made between rate cases -- the so-called "Gas Reliability Infrastructure Program" ("GRIP"). Through GRIP filings the Railroad Commission approves a gas utility's increases annually with limited to no review. The Texas Supreme Court concluded that a GRIP proceeding was not a "ratemaking proceeding," was not a "contested case," and thus that the Railroad Commission need not hold an evidentiary hearing or allow cities to intervene in these proceedings. **As a consequence in GRIP cases the utilities typically obtain from 95% to 99% of their requested increase.**

As you are aware, the ATM cities have been spared GRIP filings because of the current "Rate Review Mechanism" (RRM) in place and under which Atmos submits rate cases annually to the ATM cities. The RRM was a compromise reached by the ATM cities and Atmos that provides the ATM cities a full set of information showing Atmos' expenses *and* capital investments affecting rates, and also provides Atmos with a quicker review than would otherwise occur under a full rate case. **But the RRM has one more year to go and Atmos will file its final RRM application toward the end of February, 2017 but no later than March 1, 2017. The ATM cities thus need to decide how to move forward with not only the RRM, but also with regard to the potential legislative activity regarding regulation of utilities.**

All this means that it is crucially important for the ATM cities to continue as you have done in the past, to participate in the legislative process with regard to matters affecting their ability to regulate and fully participate in utility rate cases. Issues that we recommend your city consider as legislative goals the following:

1.
Maintain city original jurisdiction;

2.
Maintain the ability to fully review and participate in rate cases at the city level and at the commission, including reimbursement of a city's reasonable rate case expenses; and

3.
Amend the utilities code so as to either eliminate the "GRIP" provision of the code, or at a minimum, allow meaningful participation by cities in those proceedings.

4.
Possibly pursue the transfer of regulation of gas utilities from the Railroad Commission to the PUCT, or at a minimum, requiring that contested gas-utility rate cases, be heard by SOAH.

I am hopeful your city continues to be interested in affecting these matters; it is crucially important to make your voices heard in the 2017 Legislative Session as early as practicable. We would expect that the gas utilities, as in the past led by CenterPoint Energy, to continue to press for changes in the law to minimize/eliminate city participation in rate cases both at the city level (that is, elimination of original jurisdiction) and before the Railroad Commission (that is, in rate proceedings before the Commission) just as they've done for the past at least 3 to 5 sessions. **And the bills already filed that serve to limit local control, provide the gas utilities an opportunity to continue that theme with regard to regulation of utilities.**

I recognize that your city's decision to actively participate in these matters is dependent on the cost to do so. ATM's fees would be $30,000 for the legislative efforts; that amount was apportioned between our firm (about $5,000) and the Eppstein Group (about $25,000). The total of $30,000 would be allocated among the ATM cities generally based on the number of meters in a city. See the attached suggested allocation of fees.

We propose the same level of fees for the 2017 Legislative Session and would again recommend engagement of the Eppstein Group. Also, the Eppstein Group has enlisted a new member to assist the cities in their efforts, former Representative Jim Keffer. As you'll recall Jim K was instrumental in fighting back against the Railroad Commission's overreach in its rules, and was pivotal in killing legislation in the 2015 Legislative Session that would have severely undermined and minimized the cities' ability to participate in a meaningful way in utility rate cases. His work last session killed the negative legislation.

Our goal is to enlist the support/participation of the other coalitions of cities we represent at the same level of fees.

We are hopeful your City continues to be vigil in evaluating the utilities' rate increases paid by your residents. As we've done before, we can prepare a Resolution for your council's consideration. As you know, if left to the Railroad Commission, the gas utilities will find it ever easier and easier to increase their rates.

If you prefer, we can hold a conference call on this and propose at your convenience some date next week. If so, please let me know what date/time work better for you to join in a conference call.

If you have any questions on this matter, please do not hesitate contacting me. I look forward to your replies.

Best regards,

Arh
Alfred R. Herrera
Herrera & Boyle, PLLC
816 Congress Ave., Suite 1250
Austin, Tx 78701
512-474-1492 (ofc)
512-474-2507 (fax)
512-233-2896 (efax)
512-653-6462 (mobile)

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Atmos Texas Municipalities				
City	No. of Meters Per Atmos Annual Report		Calculated	Rounded
Austin	8325	$0.14	$1,137.71	$1,140.00
Balch Springs	3129	$0.14	$427.61	$425.00
Bandera	288	$0.14	$39.36	$40.00
Bartlett	468	$0.14	$63.96	$65.00
Belton	2105	$0.14	$287.67	$290.00
Blooming Grove	238	$0.14	$32.53	$35.00
Bryan	18002	$0.14	$2,460.19	$2,460.00
Burnet	1299	$0.14	$177.52	$180.00
Cameron	1467	$0.14	$200.48	$200.00
Cedar Park	13834	$0.14	$1,890.58	$1,890.00
Clifton	927	$0.14	$126.69	$125.00
Commerce	1612	$0.14	$220.30	$220.00
Copperas Cove	4042	$0.14	$552.39	$550.00
Corsicana	5969	$0.14	$815.73	$815.00
Denton	20595	$0.14	$2,814.55	$2,815.00
Electra	815	$0.14	$111.38	$110.00
Fredericksburg	3709	$0.14	$506.88	$505.00
Gatesville	2215	$0.14	$302.71	$300.00
Georgetown	16374	$0.14	$2,237.70	$2,235.00
Glen Rose	464	$0.14	$63.41	$65.00
Goldthwaite	629	$0.14	$85.96	$85.00
Granbury	1708	$0.14	$233.42	$230.00
Greenville	6680	$0.14	$912.90	$910.00
Groesbeck	838	$0.14	$114.52	$115.00
Hamilton	1101	$0.14	$150.46	$150.00
Heath	2015	$0.14	$275.37	$275.00
Henrietta	906	$0.14	$123.82	$125.00
Hickory Creek	863	$0.14	$117.94	$120.00
Hico	396	$0.14	$54.12	$55.00
Hillsboro	1756	$0.14	$239.98	$240.00
Hutto	1347	$0.14	$184.08	$185.00
Jacksboro	0	$0.14	$0.00	$0.00
Kerens	454	$0.14	$62.04	$60.00
Lampasas	1694	$0.14	$231.51	$230.00
Lancaster	5034	$0.14	$687.96	$690.00
Leander	7817	$0.14	$1,068.29	$1,070.00
Lometa	158	$0.14	$21.59	$20.00
Longview	8306	$0.14	$1,135.11	$1,135.00
Marble Falls	984	$0.14	$134.48	$135.00
Mart	576	$0.14	$78.72	$80.00
Mexia	1427	$0.14	$195.02	$195.00
Olney	1355	$0.14	$185.18	$185.00
Point	116	$0.14	$15.85	$15.00
Pflugerville	13743	$0.14	$1,878.14	$1,880.00
Princeton	555	$0.14	$75.85	$75.00
Ranger	626	$0.14	$85.55	$85.00
Rice	91	$0.14	$12.44	$15.00
Riesel	143	$0.14	$19.54	$20.00
Rockdale	1250	$0.14	$170.83	$170.00
Rogers	237	$0.14	$32.39	$30.00
Round Rock	26861	$0.14	$3,670.87	$3,670.00
San Angelo	21515	$0.14	$2,940.28	$2,940.00
Sanger	1332	$0.14	$182.03	$185.00
Somerville	316	$0.14	$43.19	$45.00
Star Harbor	193	$0.14	$26.38	$30.00
Trinidad	202	$0.14	$27.61	$30.00
Whitney	419	$0.14	$57.26	$55.00
Total No. of Meters	219520		$30,000.00	$30,000.00
Total Fees	$30,000.00			
Fee Per Meter	$0.14			

CITY COUNCIL MEMO

DATE: February 20, 2017

TO: Mayor and City Council

FROM: Garret Bonn, P.E., CFM - Assistant City Engineer

SUBJECT: Marktplatz Turf Improvement Contract Award

Summary:

Receive construction bids for the Marktplatz Turf Improvement Project.

Recommendation:

City staff recommends award of the construction contract including alternate A1 (10% contingency) in the total amount of $107,871.61 to TNT Farms and Landscaping, Inc.

Background / Analysis:

The Marktplatz Turf Improvement Project is part of the City of Fredericksburg's commitment to make improvements to Marktplatz in preparation for the City's 175th anniversary. These improvements are being funded using hotel tax revenue and generous donations from local organizations including Oktoberfest, Food and Wine Fest, and the Marktplatz Redevelopment Commission. The overall budget for the project is $300,000. In preparation for the turf improvement project, improvements have been made to the on-site drainage and electrical systems by City crews and private contractors. Prior to preparation of the project specifications, the City contracted ISTRC Systems to test the existing soils and provide recommendations on amendments to ensure the soil is improved before installation of the new

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sod. The testing found that the major issue with the soil was the amount of organic matter in the material and the soil is compacted which means it cannot accept water and roots are confined to the surface.

To address these issues, the Marktplatz Turf Improvement Project scope of work includes regrading of the turf areas to ensure stormwater runoff is conveyed to the new drainage system, removal of the top 3" of soil, placement of 3" of soil amendment, tilling to a depth of 6" to incorporate the soil amendment, and then installation of 419 Hybrid Bermuda which holds up well to traffic and is easy to maintain. Replacement/repair/improvements to the existing irrigation system and appropriate traffic and pedestrian controls, safety and security of the construction areas, and erosion and sedimentation control are also included.

To ensure the sod has adequate time to become established, the contract documents state that the sod should be installed by April 1, 2017 (substantial completion) and final completion and readiness for final payment shall be completed by May 19, 2017, prior to the Jaycee's Crawfish Festival.

After public advertisement, two (2) secure bids were received at the bid opening on February 8, 2017. TNT Farms and Landscaping, Inc. submitted the low bid, including alternates. The bid has been reviewed by City staff and has been found to be complete and competitive.

The following table provides a summary of the recommended base bid and alternates for the project:

Contractor	Base Bid	Alt A1 – 10% Contingency	TOTAL BID AWARD AMOUNT
TNT Farms and Landscaping, Inc.	$98,065.10	$9,806.51	$107,871.61

A copy of the bid opening form is attached for your reference.

Attachments:

Bid Opening Form

Department Approval

City Manager Approval

The City of Fredericksburg

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BID OPENING FORM
City of Fredericksburg - Marktplatz Turf Improvement Project
2/8/17 2:00:00 PM

Contractor	Total Base Bid	A1 - 10% Contingency	A2 - Deduct for City Spoils Haul Off	A3 - Paver Adjustment	A4 - Add/Deduct for Zeon Zoysia in place of 419 Hybrid Bermuda	A5 - Deduct of Irrigation System Allowance	A6 - Deduct for reduction of removal and haul off from 3" to 2"	A7 - Deduct for reduction of placement of soil amendment from 3" to 2"	A8 - Deduct for reduction of tilling to incorporate soil ammendment from 6" to 4"
TNT Farms and Landscaping	$ 98,065.10	$ 9,806.51	$ (5,000.00)	$ 6,500.00	$ 41,068.10	$ (20,000.00)	$ (6,918.60)	$ (11,885.80)	$ (443.50)
Allen Keller Co.	$ 195,169.00	$ 19,516.90	$ (7,000.00)	$ 1,500.00	NB	$ (20,000.00)	$ (2,661.00)	$ (16,409.50)	$ (620.90)

(2)