

**CITY OF GONZALES, TEXAS
CITY COUNCIL MEETING
GONZALES MUNICIPAL BUILDING 820 ST. JOSEPH STREET
VIA TELEPHONE CONFERENCE
LIMITED IN PERSON ATTENDANCE AVAILABLE
AGENDA –SEPTEMBER 10, 2020 6:00 P.M.**

NOTICE is hereby given that, pursuant to Section 551.045 of the Texas Government Code and the March 16, 2020 order by the Governor of the State of Texas, the City Council will hold its regular meeting on Thursday, September 10, 2020 at 6:00 p.m., via teleconference in accordance with Governor Abbott's order.

This meeting notice, agenda and agenda packet are posted online at www.gonzales.texas.gov.

In accordance with Governor Abbott's Executive Order 29 issued on July 2, 2020 every person attending the meeting shall wear a face covering over the nose and mouth unless the person is under 10 years of age or has a medical condition or disability that prevents wearing a face covering.

On March 16, 2020, Governor Abbott suspended several provisions of the Texas Open Meetings Act for the duration of his statewide declaration of disaster, including the new requirement (added by H.B. 2840 last legislative session) that the public has a right to speak on agenda items. This DOES NOT apply to statutorily-mandated public hearings, such as zoning and similar hearings. The Governor has since clarified his intent and stated that citizens should be allowed to offer comments by other means.

In person attendance by the public will be limited to 14 which is 50% capacity of the room less Council Members and required staff and should be separated by at least six (6) feet from other groups attending the meeting together. A temporary suspension of certain provisions of the Open Meetings Act to allow telephone or videoconference public meetings has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.

Citizens wishing to offer comments on the posted agenda items may email their comments at least two hours prior to the start of the meeting and the comments will be read into the record during the time allocated for citizen comments. Emails may be sent to citysecretary@gonzales.texas.gov and must include the name of the citizen

The public toll-free dial in number to participate in the telephone conference is hosted through FreeConferenceCall.com.

Toll-free call in number: **1-844-854-2222**

When asked for an access code enter **348787#**

It is not necessary to announce yourself when you join the teleconference.

A recording of the telephone conference will be made, and will be available to the public in accordance with the Open Meetings Act upon written request.

CALL TO ORDER, INVOCATION, AND PLEDGES OF ALLEGIANCE

CITY EVENTS AND ANNOUNCEMENTS

- Announcements of upcoming City Events
- Announcements and recognitions by the City Manager
- Announcements and recognitions by the Mayor
- Recognition of actions by City employees
- Recognition of actions by community volunteers

HEARING OF RESIDENTS

This time is set aside for any person who wishes to address the City Council. Each person should fill out the speaker's register prior to the meeting. Presentations should be limited to no more than 3 minutes. Individuals not able to attend due to space limitations may email the City Secretary at least two (2) hours prior to the meeting.

PRESENTATION

- 1.1 Presentation, Discussion and Direction on the naming of historic downtown square,

BUDGET AND TAX RATE ITEMS

- 2.1 Discuss, Consider & Possible Action on **Ordinance #2020-17** Approving the Operating Budget for the City of Gonzales and the Gonzales Economic Development Corporation for the Fiscal Year Beginning October 1, 2020 and Ending September 30, 2021; Renewing the City's Financial Policy, Investment Policy, and Budget Contingency Policy.
- 2.2 Discuss, Consider & Possible Action Approving **Resolution #2020-83** to Ratify the Property Tax Increase Reflected in the Budget as required by Texas Local Government Code Section 102.007 when adopting a budget that will require raising more revenues from property taxes than in the previous year.
- 2.3 Discuss, Consider & Possible Action on **Ordinance #2020-18** Approving the 2020 Ad Valorem Tax Rate and Levy of Assessed Valuation of All Taxable Property Within the Corporate Limits of the City of Gonzales, Texas.
- 2.4 Discuss, Consider & Possible Action on **Resolution #2020-84** Authorizing and Adopting the Investment Policy for the City of Gonzales

CONSENT AGENDA ITEMS

The Consent Agenda is considered self-explanatory and will be enacted by the Council with one motion. There will be no separate discussion of these items unless they are removed from the Consent Agenda upon the request of the Mayor or a Councilmember.

- 3.1 **Minutes** - Approval of the minutes for the following meetings:
 - a. August 11, 2020 Special Meeting
 - b. August 13, 2020 Regular Meeting
 - c. August 19, 2020 Special Meeting

- 3.2 Discuss, Consider & Possible Action Approving **Resolution #2020-85** Approving the Amendment of the Job Description for the Lineman I/Meter Reader to Change the Reporting Supervisor.

RESOLUTIONS, ORDINANCES AND COUNCIL ACTION

- 4.1 Discuss, Consider & Possible Action Approving **Resolution #2020-86** Authorizing the City Manager to Solicit Requests for Proposals for Grant Administration Professional Services and Request for Qualification for Engineering Services for a Community Development Block Grant Disaster Recovery-Mitigation Program grant application
- 4.2 Discuss, Consider & Possible Action Approving **Resolution #2020-87** Authorizing the Appointments and Reappointments to the Airport Advisory Board, Gonzales Convention & Visitors Bureau, Gonzales Economic Development Corporation, Gonzales Golf Course Advisory Board, JB Wells Park Advisory Board, Gonzales Library Board, Main Street Advisory Board, Museum Advisory Board, Planning & Zoning Commission, and Zoning Board of Adjustment & Sign Control Board
- 4.3 Discuss, Consider & Possible Action Approving **Resolution #2020-88** authorizing an expenditure of funds for the Gonzales Economic Development Corporation in an amount not to exceed \$75,000.00 for extensive cleaning and improvements to the Lynn Theatre.

STAFF/BOARD REPORTS

- 5.1 Financial Report for the month of August 2020
- 5.2 City Manager, Tim Patek will update the City Council on the following: weed prevention update, hydro plant update, Certified Public Manager program and District 2 Clean-Up update.

CLOSED SESSION

- 6.1(a) Pursuant to Section 551.071 of the Texas Government Code, the City of Gonzales will consult in closed session with its attorney to receive legal advice regarding pending or contemplated litigation, a settlement offer, or matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter”, to include the following matters:
1. In Re Estate of J. B. Wells litigation
 2. Patricia Bennett and Gloria Knight v. City of Gonzales, Texas Cause No. 27,500
 3. A Guerra Enterprise LLC D/B/A Holiday Inn Express & Suites Cause No. 27,591
- (b) Pursuant to Section 551.072 of the Texas Government Code, the City of Gonzales will consult in closed session to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person:
1. Unopened City Street

(c) Pursuant to Section 551.074 of the Texas Government Code, the City of Gonzales will meet in closed session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

1. Appointments to the Gonzales Economic Development Corporation, the Planning and Zoning Commission and the Zoning Board of Adjustments
2. City Manager

RETURN TO OPEN SESSION

7.1 Discuss and Consider any Action Resulting from Closed Session as Necessary

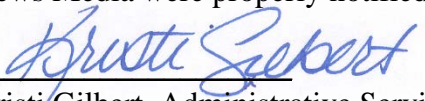
CITY COUNCIL REQUESTS AND ANNOUNCEMENTS

- Requests by Mayor and Councilmembers for items on a future City Council agenda
- Announcements by Mayor and Councilmembers
- City and community events attended and to be attended
- Continuing education events attended and to be attended

ADJOURN

EXECUTIVE SESSION: The City Council reserves the right to discuss any of the above items in Executive Closed Session if they meet the qualifications in Sections 551.071, 551.072, 551.073, 551.074, 551.076, 551.087, of Chapter 551 of the Government Code of the State of Texas.

CERTIFIED as posted by 5:30 p.m. on September 7, 2020. I further certify that the following News Media were properly notified of the above stated meeting: Gonzales Inquirer.



Kristi Gilbert, Administrative Services Director/City Secretary

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Ordinance #2020-17 Approving the Operating Budget for the City of Gonzales and the Gonzales Economic Development Corporation for the Fiscal Year Beginning October 1, 2020 and Ending September 30, 2021; Renewing the City's Financial Policy, Investment Policy, and Budget Contingency Policy

DATE: September 10, 2020

TYPE AGENDA ITEM:

Ordinance

BACKGROUND:

The proposed budget and all supporting schedules were filed with the City Secretary on August 4, 2020.

Required notices of a Public Hearing were published in the Gonzales Inquirer and posted on the City's website in accordance with Section 102.0065 of the Local Government Code. The City Council held a public hearing on the budget on September 3, 2020.

Section 9.09 of the City of Gonzales Charter states, after public hearing, the City Council must analyze the budget, making any additions or deletions which they deem appropriate, and must, at least ten (10) days before the beginning of the next fiscal year, adopt the budget by the affirmative vote of a majority of the full membership of the city council.

Since the budget was first filed, based upon input from the public, City Council and staff, the following changes were made to the budget before the Council for adoption:

Changes to the Budget originally submitted are listed in Exhibit "A".

The Charter also sets out the documentation required to be in the budget. Staff has included all statutorily required documentation as well as descriptive and analytical information. We have also included a contingency plan that outlines steps to be taken in the event that revenues do not meet expectations; and a 5-year Capital Improvement Plan.

In accordance with LGC 102.007 on September 3, 2020 at the close of the Public Hearing on the 2020-2021 Budget the Council took action to postpone the adoption of the budget until today's meeting. (September 10th).

POLICY CONSIDERATIONS:

This budget sets forth the fiduciary policies for the City of Gonzales and the Gonzales Economic Development Corporation for the upcoming fiscal year beginning October 1, 2020 and ending September 30, 2021. This budget will renew the City's Financial Policy, Investment Policy and the Budget Contingency Plan.

FISCAL IMPACT:

The total proposed budget is \$27,078,222 in total revenues and \$31,291,746 in total expenditures. The reason for such a big difference in expenditures over revenue is because the City received the Certificate of Obligation Series 2019 revenues in the 2018-2019 budget, but some of those expenses were in the 2019-2020 budget and the rest in the 2020-2021 budget. It is a balanced budget within the General Fund with the JB Wells included at a total of \$9,075,832. Expenditures are exceeding revenue in the Electric Fund, Solid Waste, Capital Projects for Business Type Activities, Restricted Use, Capital Projects for Governmental Activities and Economic Development Fund which all of these funds will balance using their fund balance. Revenues are exceeding expenditures in the Water Fund, Wastewater Fund, and Debt Service Fund.

ATTACHMENTS:

Attachments:

Budget 2020-2021

STAFF RECOMMENDATION:

Staff respectfully recommends approval of this ordinance.

ORDINANCE NO. 2020-17

AN ORDINANCE OF THE CITY OF GONZALES, TEXAS, ADOPTING A BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2020, AND ENDING SEPTEMBER 30, 2021, IN ACCORDANCE WITH THE CHARTER OF THE CITY OF GONZALES, TEXAS; PROVIDING FOR THE FILING OF THE BUDGET; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; RENEWING THE CITY'S FINANCIAL POLICY, INVESTMENT POLICY AND BUDGET CONTINGENCY POLICY; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Gonzales is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City Manager of the City of Gonzales submitted a budget proposal to the City Council prior to the beginning of the fiscal year, and in said budget proposal set forth the estimated revenues and expenditures and made the detailed classification as required by the City Charter of the City of Gonzales, Texas; and

WHEREAS, the City Council finds that all provisions pertaining to the adoption of a budget contained in the City Charter have been in all things complied with; and

WHEREAS, a Public Hearing was held by the City Council of the City of Gonzales, Texas on the September 3, 2020; and

WHEREAS, after full and final consideration, the City Council is of the opinion that the budget should be approved and adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS, THAT:

SECTION 1. The budget of the expenditures of the City of Gonzales for the ensuing fiscal year beginning October 1, 2020, and ending September 30, 2021, be, and the same is in all things, adopted and approved as the said City of Gonzales budget for the Fiscal Year beginning the first day of October 2020, and ending the thirtieth day of September 2021.

SECTION 2. The sums below are hereby appropriated from the respective funds for the payment of expenditures on behalf of the City government as established in the approved budget document:

2020-2021 Budget

General Fund/w JB Wells	\$9,075,832
Electric Fund	10,484,231
Water Fund	2,101,475
Wastewater Fund	2,117,405

Solid Waste Fund	810,897
Capital Projects Fund for Bus. Act.	2,755,000
Debt Service Fund-Governmental	1,127,600
Restricted Use Fund	577,623
Capital Projects Fund for Gov. Act.	932,300
<u>Economic Development Fund</u>	<u>1,309,383</u>
Total	31,291,746

SECTION 3. A true and correct copy of this ordinance along with the approved budget attached hereto, and any amendments thereto, shall be filed with the City Secretary. In addition, the City Manager is hereby directed to file or cause to be filed a true and correct copy of this ordinance along with the approved budget attached hereto, and any amendments thereto, in the office of the County Clerk of Gonzales, Texas, as required by law.

SECTION 4. Record Vote.

FOR:

AGAINST:

PRESENT BUT ABSTAINED FROM VOTING:

ABSENT:

SECTION 5. This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of Gonzales, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such a Code are hereby repealed.

SECTION 6. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 7. This ordinance shall be in full force and effect from and after its final passage, and it is so ordained.

PASSED, ADOPTED, AND APPROVED this 10th day of September, 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

EXHIBIT “A”

Since the budget was first filed, based upon input from the public, City Council and staff, the following changes were made to the budget before the Council for adoption:

Changes to the Budget originally submitted are listed below:

- Capital Improvement Plan updated to match the budgeted items and additions
- The budget amendments that were approved by Council in Ordinance 2020-15.
- Elections increased to \$12,000
- Office Furniture/Equipment in Non-Department is increased to \$11,000 for the virtual server project that IT is requiring we move forward with.
- Increased IT costs in the General Fund, Electric, Water, Wastewater and Solid Waste for security awareness training, cloud backup, threat management package, disaster recovery, etc.
- Attorney fees for JB Wells lawsuit was increased to \$171,600
- Decreased the proposed salary for the Finance Director
- Changed the electric fund transfer to the General Fund.
- Polaris ATV removed out of Police Department budget in the amount of \$38,638 since Grant was denied, removed grant revenue.
- Zeroed out the consultant fees in the Airport Department since GEDC is paying the City's matching portion of the grant \$15,000 and the \$135,000 will be paid by TxDot if the grant is approved. Removed the Grant revenue portion.
- Equipment Operator I position from the Street Department eliminated along with personnel costs of around \$40,000
- Street sweeper removed (\$256,110)
- Special contracts changed to \$40,000 for contracting out a street sweeper
- Changed vehicles/equipment line item in Solid Waste to \$93,152 due to better pricing on the truck, dump bed and chassis, but adding \$6,500 in for the Grapple Attachment to be purchased
- Visitor's Center funding changed from \$35,000 to \$43,475
- Fixed formatting issues, misspelled words and added additional language throughout the budget
- Additional information added for various statistics

Gonzales Economic Development Corporation Changes

- Changes to the 2019-2020 budget figures were completed to correct deficits in accounts, internal amendments
- Business Incentive Grant Program is now \$150,000
- Infrastructure Projects is now \$100,000
- Beautification is now 0
- Main Street Program is now \$70,000
- Interest Income is now \$50,000

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action
Approving Resolution #2020-83 to Ratify the
Property Tax Revenue Increase Reflected in
the Fiscal Year 2020-2021 Budget as required
by Texas Local Government Code Section
102.007 when adopting a budget that will
require raising more revenues from property
taxes than in the previous year

DATE: September 10, 2020

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

As per Local Government Code §102.007 adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflected in the budget. A vote under this subsection is in addition to and separate from the vote to adopt the budget or a vote to set the tax rate required by Chapter 26, Tax Code, or other law.

The budget includes an increase in the property tax rate of \$0.3380 to \$0.3511, which is an increase of \$0.0131 per \$100.00 valuation.

POLICY CONSIDERATIONS:

This is consistent with the requirements of Local Government Code §102.007.

FISCAL IMPACT:

The tax rate will increase total tax revenues from properties on the tax roll in the preceding tax year by 17.35% (percentage by which proposed tax rate exceeds lower of the voter-approval tax rate or no-new-revenue tax rate calculated under Chapter 26, Tax Code).

STAFF RECOMMENDATION:

Staff respectfully recommends the approval of this resolution.

RESOLUTION NO. 2020-83

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS RATIFYING THE PROPERTY TAX REVENUE INCREASE REFLECTED IN THE FISCAL YEAR 2020-2021 BUDGET AS REQUIRED BY TEXAS LOCAL GOVERNMENT CODE SECTION 102.007 WHEN ADOPTING A BUDGET THAT WILL REQUIRE RAISING MORE REVENUES FROM PROPERTY TAXES THAN IN THE PREVIOUS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, as per Local Government Code §102.007(c) adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflected in the budget; and

WHEREAS, a vote under this subsection is in addition to and separate from the vote to adopt the budget or a vote to set the tax rate required by Chapter 26, Tax Code, or other law; and

WHEREAS, the budget includes an increase in the property tax rate of \$0.3380 to \$0.3511, which is an increase of \$0.0131 per \$100.00 valuation; and

WHEREAS, the tax rate will increase total tax revenues from properties on the tax roll in the preceding tax year by 17.35% (percentage by which proposed tax rate exceeds lower of the voter-approval tax rate or no-new-revenue tax rate calculated under Chapter 26, Tax Code).

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

Section 1. That the foregoing legislative findings are found to be true and incorporated herein.

Section 2. The City Council of the City of Gonzales, Texas hereby ratifies the property tax revenue increase reflected in the Fiscal Year 2020-2021 Budget in accordance with Section 102.007(c) of the Texas Local Government Code.

Section 3. Record Vote. The Resolution was duly introduced for the consideration of the City Council. It was then duly moved and seconded that the Resolution be adopted; and, after due discussion, said motion carrying with it the adoption of the Resolution, prevailed and carried by the following vote:

FOR:

AGAINST:

PRESENT BUT ABSTAINED FROM VOTING:

ABSENT:

This Resolution is effective immediately upon passage.

PASSED AND APPROVED this 10th day of September, 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Ordinance #2020-18 Approving the 2020 Ad Valorem Tax Rate and Levy of Assessed Valuation of All Taxable Property Within the Corporate Limits of the City of Gonzales, Texas

DATE: September 10, 2020

TYPE AGENDA ITEM:

Ordinance

BACKGROUND:

As per §102.009 of the Texas Local Government Code the budget appropriating revenues generated for the use and support of the municipal government of the City of Gonzales has been approved and adopted by the City Council of the City of Gonzales. On August 13, 2020 the City Council of the City of Gonzales approved the preliminary maximum tax rate of \$0.3511 per \$100.00 valuation for fiscal year 2020-2021.

The proposed rate exceeds the lower of the voter-approval tax rate or the no-new revenue tax rate calculated as provided by Chapter 26 of the Tax Code, therefore, a Public Hearing was required. The required Public Hearing was advertised and held in accordance with Tax Code §26.06 on the following date: Public Hearing-September 3rd.

The components of the proposed ad valorem tax rate of \$0.3511 per \$100.00 valuation is below:

\$0.1901 for Maintenance and Operation (M&O)

\$0.1610 for Debt Service (I&S)

\$0.3511 Total Tax Rate

POLICY CONSIDERATIONS:

This is consistent with the requirements of the Local Government Code and the Tax Code. The vote on the ordinance, resolution, or order setting the tax rate that exceeds the no-new revenue tax rate must be a record vote, and at least 60 percent of the members of the governing body must vote in favor of the ordinance, resolution or order.

FISCAL IMPACT:

If the tax rate of \$0.3511 is adopted, the tax rate will increase total tax revenues from properties on the tax roll in the preceding tax year by 17.35% (percentage by which proposed tax rate exceeds lower of the voter-approval tax rate or no-new revenue tax rate calculated under Chapter 26, Tax Code).

STAFF RECOMMENDATION:

Respectfully request approval of this ordinance.

ORDINANCE NO. 2020-18

AN ORDINANCE OF THE CITY OF GONZALES, TEXAS APPROVING THE APPRAISAL ROLL; SETTING THE TAX RATE; LEVYING AND ASSESSING GENERAL AND SPECIAL AD VALOREM TAXES FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF GONZALES, TEXAS; APPORTIONING THE LEVIES FOR SPECIFIC PURPOSES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Manager of the City of Gonzales submitted the tax rate proposal to the City Council prior to the beginning of the fiscal year, and in said tax rate proposal set forth the estimated necessary tax rate required to provide adequate revenues for the general use and support of the Municipal Government of the City of Gonzales, Texas; and

WHEREAS, the City Council finds that all provisions pertaining to the adoption of an ad valorem rate have been in all things complied with; and

WHEREAS, a Public Hearing was held by the City Council of the City of Gonzales on the 3rd day of September 2020; and

WHEREAS, after a full and final consideration, the City Council is of the opinion the tax rate and ad valorem tax appraisal roll should be approved and adopted; and

WHEREAS, the taxes have been levied in accordance with the adopted 2020-21 budget as required by state law.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS, THAT:

SECTION 1. The ad valorem tax appraisal roll and no-new revenue tax rate information as presented by the tax assessor for the tax year 2020, be and is hereby in all things approved and adopted.

SECTION 2. THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

SECTION 3. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.95 PERCENT (MAINTENANCE AND OPERATION TAX RATE ABOVE THE EFFECTIVE MAINTENANCE AND OPERATION TAX RATE) AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$14.00.

SECTION 4. THE BUDGET WILL RAISE MORE TOTAL PROPERTY TAXES THAN LAST YEAR'S BUDGET BY \$246,843 OR 17.78% AND OF THAT

AMOUNT \$8,961 IS TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR. (BASED ON \$0.3511)

SECTION 5. THE ADOPTION OF \$0.3511 WILL INCREASE YOUR PROPERTY TAXES BY 1.31 CENTS (\$0.0131) FROM \$0.3380 CENTS TO \$0.3511 CENTS. THIS WILL RAISE YOUR CITY TAXES BY \$1.09 PER MONTH (\$13.10) A YEAR) ON A \$100,000 VALUED PROPERTY.

SECTION 6. The tax rate will increase total tax revenues from properties on the tax roll in the preceding tax year by 17.35% (percentage by which proposed tax rate exceeds lower of the voter-approval tax rate or no-new revenue tax rate calculated under Chapter 26, Tax Code).

SECTION 7. There is hereby levied and assessed and there shall be collected for the tax year 2020 for the general use and support of the Municipal Government of the City of Gonzales, Texas a total of ad valorem tax of \$0.3511 on each One Hundred Dollars (\$100.00) of valuation of property - real and personal – within the corporate limits of the City of Gonzales, Texas, subject to taxation. The assessment ration shall be One Hundred percent (100%).

SECTION 8. The City Council of the City of Gonzales, Texas, does hereby levy or adopt the tax rate on \$100.00 valuation for this city for tax year 2020 as follows:

1.	\$0.1901	for the purpose of maintenance and operation
1.	<u>\$0.1610</u>	for the payment of principal, interest and Administration fees on debt
2.	\$0.3511	total tax rate

SECTION 9. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 10. This ordinance shall be in full force and effect from and after its final passage, and it is so ordained.

SECTION 11. Ad valorem taxes for the year are due and payable on October 1, 2020 and shall become delinquent after January 31, 2021. A delinquent tax shall incur all penalty and interest authorized by state law, Section 33.01 of the Property Tax Code. Taxes that remain delinquent on and after July 1, 2021, incur an additional penalty of 15% of the amount of the taxes, penalty and interest due, such additional penalty to defray the cost of collection as authorized in Section 6.300 of the Property Tax Code. The City shall have available all rights

and remedies provided by law for the enforcement of the collection of taxes levied under this ordinance.

SECTION 12. Taxes are payable at the office of the Gonzales County Tax Assessor-Collector.

SECTION 13. Record Vote.

FOR:

AGAINST:

PRESENT BUT ABSTAINED FROM VOTING:

ABSENT:

Severability. If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

All ordinances and resolutions or parts of ordinances or resolutions in conflict with the ordinance are repealed.

PASSED, ADOPTED, AND APPROVED this 10th day of September, 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2020-85 Authorizing and Adopting the Investment Policy for the City of Gonzales

DATE: September 10, 2020

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

Council is required to adopt the Investment Policy by Resolution each year. The Investment Policy guides staff on how to invest public funds in a manner which will provide the highest investment return with the maximum security while meeting the daily cash flow demands of the City of Gonzales and conforming to Public Funds Investment Act (PFIA), Chapter 2256 of the Texas Government Code and all other State and local statutes governing investment of public funds. In previous years, the Investment Policy has been adopted with the Budget Ordinance stating it renews the Investment Policy. Staff is having it adopted separately for the 2020-2021 budget.

POLICY CONSIDERATIONS:

This is consistent with what has been done in the past.

FISCAL IMPACT:

N/A

STAFF RECOMMENDATION:

As per City of Gonzales Investment Policy; no changes to current policy.

RESOLUTION 2020-85

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING AND ADOPTING THE INVESTMENT POLICY FOR THE CITY OF GONZALES; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, The Investment Policy Adoption states that Council is required to adopt the Investment Policy by Resolution each year; and

WHEREAS, The Investment Policy guides staff on how to invest public funds in a manner which will provide the highest investment return with the maximum security while meeting the daily cash flow demands of the City of Gonzales and conforming to Public Funds Investment Act (PFIA), Chapter 2256 of the Texas Government Code and all other State and local statutes governing investment of public funds.

WHEREAS, In previous years, the Investment Policy has been adopted with the Budget Ordinance stating it renews the Investment Policy. Staff is having it adopted separately for the 2020-2021 budget.

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

Section 1. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 2. The City Council of the City of Gonzales, Texas hereby authorizes adopts the Investment Policy for the City of Gonzales.

Section 3. All resolutions or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved therein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND APPROVED this 10th day of September, 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

EXHIBIT A
CITY OF GONZALES
GONZALES ECONOMIC DEVELOPMENT CORPORATION
INVESTMENT POLICY

I. Policy

Throughout this Investment Policy, the City of Gonzales and Gonzales Economic Development Corporation, shall be singularly referred to as “ENTITY” and collectively referred to as “GONZALES.”

It is the policy of GONZALES to invest public funds in a manner which will provide the highest investment return with the maximum security while meeting the daily cash flow demands of GONZALES and conforming to the Public Funds Investment Act (“PFIA”), Chapter 2256 of the Texas Government Code and all other State and local statutes governing the investment of public funds.

II. Scope

This Investment Policy applies to all funds or financial resources available for investment under GONZALES’s financial control and accounted for in the City of Gonzales’s Comprehensive Annual Financial Report (CAFR) which includes the General Fund, Debt Service Fund, Special Revenue Fund, Capital Projects Fund, Electric Enterprise Fund, Water and Sewer Enterprise Fund, Gonzales Economic Development Corporation Fund, and any new fund created by GONZALES unless specifically exempt.

To maximize the effective investment of assets, all funds may pool their cash balances for investment purposes. The income derived from investing activities will be distributed to the various funds based on calculation of their average balances.

III. Prudence

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

The standard of prudence to be used by Investment Officers shall be the "prudent person" standard and shall be applied in the context of managing an overall portfolio. Investment Officers acting in accordance with written procedures and the Investment Policy and exercising due diligence shall be relieved of personal responsibility for an individual investment’s credit risk or market price changes, provided deviation from expectations are reported immediately upon knowledge of the deviation and appropriate action is taken to control adverse developments.

IV. Objective

The primary objectives, in priority order, of GONZALES investment activities shall be:

- A. **Safety:** Safety of principal is the foremost objective of the investment program. Investments of GONZALES shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. To attain this objective, diversification is required in order that potential losses on individual investments do not exceed the income generated from the remainder of the portfolio.
- B. **Liquidity:** The GONZALES investment portfolio will remain sufficiently liquid to enable GONZALES to meet all operating requirements which might be reasonably anticipated.

- C. **Public Trust:** Investment Officers shall seek to act responsibly as custodians of the public trust. Investment Officers shall avoid any transaction that might impair public confidence in GONZALES's ability to govern effectively.
- D. **Return on Investments:** GONZALES's investment portfolio shall be designed with the objective of attaining a rate of return throughout budgetary and economic cycles, commensurate with GONZALES's investment risk constraints and the cash flow characteristics of the portfolio.

V. Delegation of Authority

Management responsibility for the investment program is hereby delegated to the City Manager and the Chief Financial Officer of the City of Gonzales (the "Investment Officers"). The Chief Financial Officer shall establish written procedures for the operation of the investment program consistent with this Investment Policy. Procedures should include reference to: safekeeping, repurchase agreements, wire transfer agreements, banking service contracts, and collateral/depository agreements. Such procedures shall include explicit delegation of authority to persons responsible for investment transactions. No person may engage in an investment transaction except as provided under the terms of this Investment Policy and the procedures established by the Chief Financial Officer. The Investment Officers shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinates.

VI. Ethics and Conflicts of Interest

Investment Officers involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions. Investment Officers shall disclose to GONZALES any material financial interest in financial institutions that conduct business within this jurisdiction, and they shall further disclose any large personal financial/investment positions that could be related to the performance of GONZALES, particularly with regard to the time of purchases and sales.

Investment Officers involved in the investment process shall adhere to the business relationship and other disclosure requirements as described in the PFIA by filing statements with the Texas Ethics Commission and each ENTITY's governing body.

VII. Authorized Broker/Dealers

The list of authorized broker/dealers shall be annually approved by each ENTITY's governing body. These may include "primary" dealers or regional dealers that qualify under Securities & Exchange Commission Rule 15C3-1 (uniform net capital rule).

- A. All financial institutions and broker/dealers who desire to become qualified bidders for investment transactions must supply the Investment Officer with the following: audited financial statements, proof of Financial Industry Regulatory Authority (FINRA) certification, trading resolution, and/or proof of State registration, as applicable.
- B. Requirement and Selection of all Investment Providers:
 - 1. The qualified representative of the organization offering to engage in an investment transaction must execute a written instrument substantially to the effect that the business organization has received and reviewed the Investment Policy and that the business organization has implemented reasonable procedures and controls in an effort to preclude imprudent investment activities arising out of investment transactions conducted between the organization and GONZALES.

It is at the discretion of the Investment Officer as to which authorized broker/dealer shall be used for any buy/sell transactions.

VIII. Investment Strategy

GONZALES's basic investment strategy for all financial assets is to preserve principal. In order to achieve that objective, GONZALES restricts the authorized investment instruments to those with suitable and limited credit and market risk. In order to make effective use of GONZALES's resources, all monies may be pooled into one portfolio, if practical, except for those monies required to be accounted for in other accounts as stipulated by applicable laws, bond covenants, ordinances, contracts, agreements or other policies.

The objective of liquidity stems from the need of GONZALES to maintain available cash balances sufficient to cover financial outlays. Since the timing and amount of some financial disbursements are not predictable, fund-type strategies shall adjust for the uncertainty of projected cash flows.

Investment marketability will be maintained based on the fund-type strategies to sufficiently and reasonably assure that investments could be liquidated prior to the maturity, if cash needs dictate.

Whenever practical or appropriate, it is the policy of GONZALES to diversify its investment portfolio. Assets held in the investment portfolio may be diversified to minimize the risk of loss resulting from concentration of assets in a specific maturity, a specific issuer, or a specific class of investment.

GONZALES funds shall seek to achieve a competitive yield appropriate for each strategy. Yield objectives shall at all times be subordinate to the objectives of safety and liquidity. Tax-exempt debt proceeds shall be invested to maximize the interest earnings retained by GONZALES, while at the same time fully complying with all applicable State laws and federal regulations, including the arbitrage rebate regulations. A competitive yield environment shall be achieved by soliciting quotes from multiple investment providers, monitoring comparable investment alternatives, and reviewing general market conditions.

The overall investment strategy of GONZALES is based on the premise that a certain amount of GONZALES's funds will be needed to pay current year expenditures or for projects that are to be complete within a specific time frame. Remaining funds are considered to be reserves and, barring any unforeseen emergencies or events beyond GONZALES's control, it is considered that these funds may be invested, within the maturity limits of this Policy, in an advantageous position on the yield curve. It is understood that investments in longer term instruments are sensitive to changes in interest rates and other market conditions; however, it is GONZALES's belief that such investments may be held to maturity if necessary.

GONZALES may maintain one portfolio in which all funds under its control are pooled for investment purposes. Within the pooled portfolio are fund components, each having an investment strategy as described below:

- A. Governmental Funds – the funds through which most governmental functions are financed and the primary operating funds of GONZALES. The investment strategy must allow for the investment of anticipated cash flows to meet the anticipated expenditures of the following funds:
 - 1. General Fund
 - 2. Debt Service Fund
 - 3. Special Revenue Fund
 - 4. Capital Projects Fund
 - 5. Gonzales Economic Development Corporation Fund
- B. Proprietary Funds - the funds used in GONZALES's business-type activities or Enterprise activities financed primarily by user charges and fees. The strategy for these funds is to time investment maturities to anticipated cash requirements. The projects may require investments with short to intermediate maturities.
- C. The Debt Service and Interest/Sinking Funds should consist of short-term investments, whose maturities meet the scheduled debt service payments. Reserves may be invested in longer-term investments.

- D. Special Revenue Fund and other Non-operating Funds investments should be in short-term instruments with maturities laddered to meet projected cash needs. Reserves are idle funds that may be invested in intermediate to long-term investments after analysis of future plans for use of the funds.

IX. Authorized & Suitable Investments

GONZALES is empowered by statute to invest in the following:

- A. Obligations of, or guaranteed by, governmental entities:
1. obligations of the United States or its agencies and instrumentalities;
 2. direct obligations of this State or its agencies and instrumentalities;
 3. other obligations, the principal and interest of which are unconditionally guaranteed or insured by, or backed by the full faith and credit of this State or the United States or their respective agencies and instrumentalities; and
 4. obligations of states, agencies, counties, cities, and other political subdivisions of any state rated as to investment quality by a nationally recognized investment rating firm not less than A or its equivalent.
- B. Financial Institution Deposits: A financial institution deposit is an authorized investment under this Policy if the deposit is with a state or national bank, a savings and loan association, or credit union that is:
1. guaranteed or insured by the Federal Deposit Insurance Corporation or its successor, or the National Credit Union Share Insurance Fund, or its successor;
 2. secured by obligations that are described in Section XII Collateralization;
 3. executed through a depository institution or broker that has its main office or a branch office in Texas and meets the requirements of the PFIA.
- C. Mutual Funds:
1. A no-load money market mutual fund is an authorized investment under this Policy if the mutual fund:
 - (a) is registered with and regulated by the Securities and Exchange Commission;
 - (b) provides GONZALES with a prospectus and other information as required by the PFIA and federal regulations;
 - (c) includes in its investment objectives the maintenance of a stable net asset value of \$1 for each share; and
 - (d) is continuously rated no lower than AAAm or at an equivalent rating by one nationally recognized rating service.
 2. GONZALES is not authorized by this section to invest its funds or funds under its control, including bond proceeds and reserves and other funds held for debt service, in any one mutual fund in an amount that exceeds 10 percent of the total assets of the mutual fund.

D. Investment Pools:

1. GONZALES may invest its funds and funds under its control through an eligible investment pool if each ENTITY's governing body by rule, order, ordinance, or resolution, as appropriate, authorizes investment in the particular pool. An investment pool shall invest the funds it receives from entities in authorized investments permitted by the PFIA.
2. To be eligible to receive funds from and invest funds on behalf of an entity under the PFIA, an investment pool must furnish to the Investment Officers or other authorized representative of the entity an offering circular or other similar disclosure instrument that contains at a minimum, the following information:
 - (a) the types of investments in which money is allowed to be invested;
 - (b) the maximum average dollar-weighted maturity allowed, based on the stated maturity date, of the pool;
 - (c) the maximum stated maturity date any investment security within the portfolio has;
 - (d) the objectives of the pool;
 - (e) the size of the pool;
 - (f) the names of the members of the advisory board of the pool and the dates their terms expire;
 - (g) the custodian bank that will safekeep the pool's assets;
 - (h) whether the intent of the pool is to maintain a net asset value of one dollar and the risk of market price fluctuation;
 - (i) whether the only source of payment is the assets of the pool at market value or whether there is a secondary source of payment, such as insurance or guarantees, and a description of the secondary source of payment;
 - (j) the name and address of the independent auditor of the pool;
 - (k) the requirements to be satisfied for an entity to deposit funds in and withdraw funds from the pool and any deadlines or other operating policies required for the entity to invest funds in and withdraw funds from the pool; and
 - (l) the performance history of the pool, including yield, average dollar-weighted maturities, and expense ratios.
3. To maintain eligibility to receive funds from and invest funds on behalf of an entity under the PFIA, at a minimum an investment pool must furnish to the Investment Officer or other authorized representative of the entity:
 - (a) investment transaction confirmations; and
 - (b) a monthly report that contains, as a minimum, the following information:
 - (1) the types and percentage breakdown of securities in which the pool is invested;

- (2) the current average dollar-weighted maturity, based on the stated maturity date, of the pool;
 - (3) the current percentage of the pool's portfolio in investments that have stated maturities of more than one year;
 - (4) the book value versus the market value of the pool's portfolio, using amortized cost valuation;
 - (5) the size of the pool;
 - (6) the number of participants in the pool;
 - (7) the custodian bank that is safekeeping the assets in the pool;
 - (8) a listing of daily transaction activity of the entity participating in the pool;
 - (9) the yield and expense ratio of the pool;
 - (10) the portfolio managers of the pool; and
 - (11) any changes or addenda to the offering circular.
4. GONZALES, by contract, may delegate to an investment pool the authority to hold legal title as custody of investments purchased with its local funds.
 5. Investment Pool "yield" shall be calculated in accordance with regulations governing the registration of open-end management investment companies under the Investment Company Act of 1940, as promulgated from time to time by the Federal Securities and Exchange Commission.
 6. A public funds investment pool created to function as a money market mutual fund must mark its portfolio to market daily and, to the extent reasonably possible, stabilize at a \$1 net asset value. If the ratio of the market value of the portfolio divided by the book value of the portfolio is less than 0.995 or greater than 1.005, portfolio holdings shall be sold as necessary to maintain the ratio between 0.995 and 1.005.
 7. An Investment pool must have an advisory board composed:
 - (a) Equally of participants in the pool and other persons who do not have a business relationship with the pool and are qualified to advise the pool, for pools created under Chapter 791 Texas State Code and managed by a state agency; or
 - (b) of participants in the pool and other persons who do not have a business relationship with the pool and are qualified to advise the pool, for other investment pools.
 8. A public funds investment pool must be continuously rated no lower than AAA or AAAM or at an equivalent rating by one nationally recognized rating service.

X. Unauthorized Investments

The following are not authorized investments under this section:

- A. Obligations whose payment represents the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pays no principal;

- B. Obligations whose payment represents the principal stream of cash flow from the underlying mortgage-backed security collateral and bears no interest; and
- C. Collateralized mortgage obligations.

Any Authorized & Suitable Investment that requires a minimum rating does not qualify during the period the investment does not have the minimum rating. GONZALES shall take all prudent measures that are consistent with this Policy to liquidate an investment that does not have the minimum rating. Additionally, GONZALES is not required to liquidate investments that were authorized at the time of purchase.

XI. Depository

In compliance with state legislation, a primary Depository shall be selected through GONZALES'S banking services procurement process, which shall include a formal request for application (RFA). In selecting a depository the Chief Financial Officer shall conduct a review of prospective depository's credit characteristics and financial history.

No public deposit shall be made except in a qualified public depository as established by State laws.

XII. Collateralization

Collateralization will be required on two types of investments: financial institution deposits (in amounts exceeding F.D.I.C. insurance coverage) and repurchase agreements. With the exception of Letters of Credit issued for 100% of amount, the minimum collateralization level will be 102% of market value of principal and accrued interest, less F.D.I.C. insurance when applicable.

GONZALES chooses to limit collateral (including letters of credit) to the obligations of, or guaranteed by, governmental entities as outlined in Section IX.A.

All financial institution deposits shall be insured or collateralized in compliance with applicable State law. GONZALES reserves the right, in its sole discretion, to accept or reject any form of insurance or collateralization pledged towards depository deposits. Financial institutions serving as depositories will be required to sign a depository agreement with GONZALES. The collateralized deposit portion of the agreement shall define GONZALES's rights to the collateral in case of default, bankruptcy, or closing and shall establish a perfected security interest in compliance with Federal and State regulations, including:

- The agreement must be in writing;
- The agreement has to be executed by the Depository and GONZALES contemporaneously with the acquisition of the asset;
- The agreement must be approved by the Board of Directors or designated committee of the Depository and a copy of the meeting minutes must be delivered to GONZALES; and
- The agreement must be part of the Depository's "official record" continuously since its execution.

Securities pledged as collateral shall be held by an independent third party with whom GONZALES has a custodial agreement. The agreement is to specify the acceptable investment securities as collateral, including provisions relating to possession of the collateral, the substitution or release of investment securities, ownership of securities at default, and the method of valuation of securities.

XIII. Safekeeping and Custody

All security transactions, including collateral for repurchase agreements, entered into by GONZALES shall be conducted on a delivery-versus-payment (DVP) basis. Securities will be held by a third party custodian designated by the Investment Officers and evidenced by safekeeping receipts.

XIV. Electronic Fund Transfer

GONZALES may use electronic means to transfer or invest all funds collected or controlled by the local government.

XV. Diversification

GONZALES will diversify its investments by types, maturity dates, and/or institutions, as appropriate.

XVI. Maximum Maturities

To the extent possible, GONZALES will attempt to match its anticipated cash flow requirements with maturing investments. Unless matched to a specific cash flow, GONZALES will not directly invest in instruments maturing more than 2 years from the date of purchase. However, GONZALES may collateralize its repurchase agreements using longer-dated investments not to exceed 5 years to maturity.

Reserve funds may be invested in instruments up to and including 5 years if the maturities of such investments are made to coincide as nearly as practicable with the expected use of the funds.

XVII. Internal Control

The Chief Financial Officer shall establish an annual process of independent review by an external auditor in conjunction with the annual audit. This review will provide internal control by assuring compliance with policies and procedures.

XVIII. Performance Standards

The investment portfolio shall be designed with the objective of obtaining a rate of return throughout budgetary and economic cycles, commensurate with the investment risk constraints and the cash flow needs. "Weighted Average Yield to Maturity" shall be the standard for calculating portfolio rate of return.

XIX. Reporting

- A. The Investment Officers shall prepare and submit quarterly a written report of investment transactions for all funds covered by this Investment Policy for the preceding reporting period.
- B. The report must include the following:
 - 1. describe in detail the investment position of GONZALES on the date of the report;
 - 2. be prepared jointly by all Investment Officers of GONZALES;
 - 3. be signed by each Investment Officer of GONZALES;
 - 4. contain a summary statement of each pooled fund group that states the:
 - (a) beginning market value for the reporting period;
 - (b) ending market value for the period; and

- (c) fully accrued interest for the period.
- 5. state the book value and market value of each separately invested asset at the beginning and end of the reporting period by type of asset and fund type invested;
- 6. state the maturity date of each separately invested asset that has a maturity date;
- 7. state the account or fund or pooled group fund in the local government for which each individual investment was acquired; and
- 8. state the compliance of the Investment Portfolio of the local government as it relates to:
 - (a) the Investment Strategy expressed in GONZALES's Investment Policy; and
 - (b) relevant provisions of the PFIA.
- C. The report shall be presented not less than quarterly to each ENTITY's governing body within a reasonable time after the end of the period.
- D. The market values and credit ratings presented in all portfolio reports shall be accurate and reliable estimates of the investment's true value and risk. Market value and credit rating sources may include, but are not limited to, rating agency reports, newspapers, financial websites, custodian reports, broker/dealer reports, and investment advisor research.

XX. Investment Policy Adoption

GONZALES's Investment Policy shall be adopted by resolution of each ENTITY's governing body. This Policy shall be reviewed annually and any modifications made thereto must be approved by each ENTITY's governing body. Each ENTITY's governing body shall adopt a written instrument attesting to each annual review.

XXI. Auditor

As part of the annual audit, the independent auditor must formally review the quarterly investment reports to comply with the PFIA and report the results of that review to each ENTITY's governing body.

XXII. Training

In order to ensure qualified and capable investment management, the Investment Officers, their designated subordinates, Treasurer, and Chief Financial Officer of GONZALES shall attend training that includes education in investment controls, security risks, strategy risks, market risks, diversification of investment portfolio, and PFIA compliance. GONZALES approves the Government Finance Officers' Association, Government Finance Officers' Association of Texas, Government Treasurers' Organization of Texas, North Central Texas Council of Governments, Texas City Managers Association, Texas Municipal League, and University of North Texas as independent sources of training.

Each individual shall attend a training session containing at least 10 hours of instruction within twelve months of assuming investment-related responsibilities; and shall then receive not less than 10 hours of investment-related instruction within each subsequent two-year period aligned with GONZALES's fiscal year end.

XXIII. Donated Investments

This Policy does not apply to an investment donated to GONZALES for a particular purpose or under terms of use specified by the donor.

PASSED AND APPROVED by the City Council of the City of Gonzales, Texas this 10th day of September, 2020.

Mayor
City of Gonzales, Texas

ATTEST:

City Secretary
City of Gonzales, Texas

**CITY OF GONZALES, TEXAS
CITY COUNCIL MEETING
MINUTES –AUGUST 13, 2020**

The Regular Meeting of the City Council was held on **August 13, 2020** at 6:00 p.m. via teleconference **pursuant to Section 551.045 of the Texas Government Code and in accordance with the March 16, 2020 order by the Governor of the State of Texas.**

The meeting notice, agenda and agenda packet were posted online at www.gonzales.texas.gov.

In accordance with Governor Abbott’s Executive Order 29 issued on July 2, 2020 every person attending the meeting shall wear a face covering over the nose and mouth unless the person is under 10 years of age or has a medical condition or disability that prevents wearing a face covering.

On March 16, 2020, Governor Abbott suspended several provisions of the Texas Open Meetings Act for the duration of his statewide declaration of disaster, including the new requirement (added by H.B. 2840 last legislative session) that the public has a right to speak on agenda items. This DOES NOT apply to statutorily mandated public hearings, such as zoning and similar hearings. The Governor has since clarified his intent and stated that citizens should be allowed to offer comments by other means.

In person attendance by the public will be limited to 14 which is 50% capacity of the room less Council Members and required staff and should be separated by at least six (6) feet from other groups attending the meeting together. A temporary suspension of certain provisions of the Open Meetings Act to allow telephone or videoconference public meetings has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.

Citizens wishing to offer comments on the posted agenda items may email their comments at least two hours prior to the start of the meeting and the comments will be read into the record during the time allocated for citizen comments. Emails may be sent to citysecretary@gonzales.texas.gov and must include the name of the citizen.

CALL TO ORDER, INVOCATION AND PLEDGE

Mayor Kacir called the meeting to order at 6:00 p.m. and a quorum was certified.

Attendee Name	Title	Status
Connie L. Kacir	Mayor	Present in person
Gary Schroeder	Council Member, District 1	Present in person
Tommy Schurig	Council Member, District 2	Present in person
Bobby O’Neal	Council Member, District 3	Present in person
Dan Blakemore	Mayor Pro Tem/Council Member, District 4	Present in person

STAFF PARTICIPATING:

City Manager Tim Patek, City Attorney Dan Santee, Administrative Services Director/City Secretary Kristi Gilbert, Finance Director Laura Zella, Building Official James Cowey, Interim EDC Director Kim Tucker, Main Street Manager Liz Reiley and Police Chief Tim Crow.

CITY EVENTS AND ANNOUNCEMENTS

- Announcements of upcoming City Events
Mayor Pro Tem Blakemore thanked the Police Chief for the department's job in protecting the citizens during the Juneteenth event.
- Announcements and recognitions by the City Manager
- Announcements and recognitions by the Mayor
The Museum Advisory Board is working on the foundation of the museum and discussed a donation for the cleaning of the museum; however, the cleaning does not meet the requirements of the Texas Historical Commission. The Airport Advisory Board met twice during the month to discuss the Airport Layout Plan, runway lighting and funding. There has been a donation of a service car for the airport. The Gonzales Economic Development Corporation has been working with all the boards and commissions on improvement projects.
- Recognition of actions by City employees
- Recognition of actions by community volunteers

HEARING OF RESIDENTS

The following individuals were present in person and spoke:

James Cowey introduced himself to the City Council as the new Building Official for the City of Gonzales.

David Tucey addressed the Council regarding work on erecting a monument and interpretive panels showing the diversity of the community.

Greg Ramirez introduced the first semi-pro soccer team, Steel Cannons, based out of the City of Gonzales. Mr. Ramirez stated the next phase begins on Monday with the first women's semi-pro soccer time.

Daniel Barrientos, Assistant Coach for the Steel Cannons introduced himself to the City Council and thanked the Council for their support.

Isaac Anzaldua spoke regarding the Steel Cannons soccer team.

Kim Tucker, Interim Economic Development Director, introduced herself and stated she was enjoying the interim work with the city.

Glenda Gordon stated that she was speaking on behalf of Preservation Gonzales, Inc, a 501(c)3 that was formed a few years ago for preservation efforts. Ms. Gordon spoke about grant availability.

Quincy Johnson shared ideas on erecting a monument on the square showing the diversity of the community. Mr. Johnson suggested recognizing Mr. Frank Fryer, Mrs. Clara Fryer and Mr. Jessie Smith which were citizens that educated themselves and many in the Black community during segregation at Edwards High School. Each of the three continued in the education field after desegregation in Gonzales ISD teaching all races.

Payton Moore, a young man starting his freshman year at Gonzales High School, presented historical information on the formation of downtown originally laid out as a Spanish cross and the naming of the square. Mr. Moore stated Jail Square was the original name of the square some locals refer to as Confederate Square and was never officially renamed to Confederate Square. Mr. Moore stated changing the name would not represent the history and requested the city leadership move forward with continuing the historical name of Jail Square.

CONSENT AGENDA ITEMS

- 1.1 **Minutes** - Approval of the minutes for the July 9, 2020 Regular Meeting
- 1.2 Discuss, Consider & Possible Action on **Resolution #2020-70** Authorizing the Designation of Mayor Connie Kacir, City Manager Tim Patek, Finance Director Laura Zella and City Secretary Kristi Gilbert as Authorized Signatories and Removing All Others For All Accounts in the City of Gonzales' Name With All Financial Institutions
- 1.3 Discuss, Consider & Possible Action on **Resolution #2020-71** Declaring Certain City Property Surplus and Authorizing the Sale, Donation or Destruction of Said Property in the manner most advantageous to the City of Gonzales

ACTION: Items 1.1 through 1.3

APPROVED

Council Member O'Neal moved to approve the consent agenda as presented. Mayor Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

RESOLUTIONS, ORDINANCES AND COUNCIL ACTION

- 2.1 Discuss, Consider and Conduct the second of two (2) required readings of **Resolution #2020-72** for the approval of a Type B Economic Development Project and Performance Agreement between the Gonzales Economic Development Corporation and Ace Invest, LLC, pursuant to Section 505.158 of the Texas Local Government Code.

ACTION: Items 2.1

APPROVED

Mayor Pro Tem Blakemore moved to approve **Resolution #2020-72** approving a Type B Economic Development Project and Performance Agreement between the Gonzales Economic Development Corporation and Ace Invest, LLC, pursuant to Section 505.158 of the Texas Local Government Code. Council Member O'Neal seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 2.2 Discuss, Consider and Possible Action on **Ordinance #2020-15** Authorizing Budget Amendments for the 2019-2020 Fiscal Year.

ACTION: Items 2.2

APPROVED

Council Member O'Neal moved to approve **Ordinance #2020-15** Authorizing Budget Amendments for the 2019-2020 Fiscal Year. Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 2.3 Discuss, Consider & Possible Action Approving **Resolution #2020-73** Taking a Record Vote on Setting the Preliminary Maximum Ad Valorem Tax Rate for Fiscal Year 2020-2021 and Scheduling a Public Hearing.

ACTION: Items 2.3

APPROVED

Council Member Schurig moved to approve **Resolution #2020-73** Taking a Record Vote on Setting the Preliminary Maximum Ad Valorem Tax Rate for Fiscal Year 2020-2021 and Scheduling a Public Hearing as the Voter Approval Tax Rate. Council Member O'Neal seconded the motion.

Council Member O'Neal referenced Mayor Pro Tem Blakemore's statement during the budget work session that we are at the rate from the year 2000 at 34 cents. Council Member Schurig stated that there was work being done in every area of the city.

Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 2.4 Discuss, Consider & Possible Action on **Resolution #2020-74** Determining that an Area of the City Contains Conditions Which Are Detrimental to the Public Health, Safety and Welfare of the Community and Constitutes a Blighted Area Under the Terms of the TxCDBG Program.

ACTION: Items 2.4

APPROVED

Council Member O'Neal moved to approve **Resolution #2020-74** Determining that an Area of the City Contains Conditions Which Are Detrimental to the Public Health, Safety and Welfare of the Community and Constitutes a Blighted Area Under the Terms of the TxCDBG Program. Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 2.5 Conduct a Public Hearing to Discuss, Consider & Possible Action on **Resolution #2020-75** Authorizing the City Manager to Submit, and Accept if Awarded, an Application and Associated Documents to the Texas Department of Agriculture for a grant of up to \$500,000 in TxCDBG Main Street grant funds for Infrastructure Improvements.

Mayor Kacir opened the public hearing at 6:50 p.m. There were no comments. The public hearing was closed at 6:51 p.m.

ACTION: Items 2.5

APPROVED

Council Member Schurig moved to approve **Resolution #2020-75** Authorizing the City Manager to Submit, and Accept if Awarded, an Application and Associated Documents to the Texas Department of Agriculture for a grant of up to \$500,000 in TxCDBG Main

Street grant funds for Infrastructure Improvements. Council Member O'Neal seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 2.6 Discuss, Consider & Possible Action Approving **Resolution #2020-76** Authorizing the City Manager to Enter into an Agreement for Grant Writing and Administrative Services

ACTION: Items 2.6

APPROVED

Council Member O'Neal moved to approve **Resolution #2020-76** Authorizing the City Manager to Enter into an Agreement for Grant Writing and Administrative Services with JET Development LLC. Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 2.7 Discuss, Consider & Possible Action Approving **Resolution 2020-77** Authorizing the City Manager to Enter into an Agreement for Environmental Services for the CDBG-DR Grant

ACTION: Items 2.7

APPROVED

Council Member O'Neal moved to approve **Resolution 2020-77** Authorizing the City Manager to Enter into an Agreement for Environmental Services for the CDBG-DR Grant with Terracon in an amount not to exceed \$7,671. Mayor Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 2.8 Discuss, Consider & Possible Action on **Resolution #2020-78** Authorizing the City Manager to execute a license agreement with Michael Tuch for an unopened street between Lot No. 9, Range 10 and Lot No. 9, Range 11, East of Water Street, in the Original Outer Town of Gonzales.

ACTION: Items 2.8

APPROVED

Council Member Schurig moved to approve **Resolution #2020-78** Authorizing the City Manager to execute a license agreement with Michael Tuch for an unopened street between Lot No. 9, Range 10 and Lot No. 9, Range 11, East of Water Street, in the Original Outer Town of Gonzales. Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 2.9 Discuss, Consider & Possible Action Approving **Resolution #2020-79** Appointing a Citizen Representing District 3 to fill the unexpired term of Robert Ramirez on the Charter Review Commission Empaneled from August 1, 2020 through January 31, 2021 as required by Section 11.11 of the City of Gonzales Charter.

ACTION: Items 2.9

APPROVED

Council Member O'Neal moved to approve **Resolution #2020-79** Appointing Pat Mosher to serve as the Citizen Representing District 3 to fill the unexpired term of Robert Ramirez on the Charter Review Commission Empaneled from August 1, 2020 through January 31, 2021 as required by Section 11.11 of the City of Gonzales Charter. Mayor

Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 2.10 Discuss, Consider & Possible Action Approving **Resolution #2020-80** Authorizing the Appointment of Two Council Members to the Golden Crescent Regional Planning Commission General Assembly from September 1, 2020 to August 31, 2021.

ACTION: Items 2.10

APPROVED

Council Member O'Neal moved to approve **Resolution #2020-80** Authorizing the Appointment of Mayor Connie Kacir and Council Member Dan Blakemore to the Golden Crescent Regional Planning Commission General Assembly from September 1, 2020 to August 31, 2021. Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 2.11 Discuss, Consider & Possible Action on designating a location(s) for the placement of interpretive panels.

ACTION: Items 2.11

APPROVED

Mayor Pro Tem Blakemore moved to approve designating the location as presented [see Exhibit "A" to the minutes]. Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 2.12 Discuss, Consider & Possible Action Approving **Resolution #2020-81** Authorizing the City Manager to Execute Addendum Two to the Agreement with Guadalupe Valley Electric Cooperative for Power Supply Consulting Services to Solicit and Evaluate Request for Proposals from Qualified Market Participants.

ACTION: Items 2.12

APPROVED

Council Member Schurig moved to approve **Resolution #2020-81** Authorizing the City Manager to Execute Addendum Two to the Agreement with Guadalupe Valley Electric Cooperative for Power Supply Consulting Services to Solicit and Evaluate Request for Proposals from Qualified Market Participants. Mayor Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: 4-0-1. With Council Member O'Neal abstaining due to active employment with GVEC.

- 2.13 Discuss, Consider and Possible Action Approving **Ordinance #2020-16** Amending the General Election Order for the May 2, 2020 Election Postponed to November 3, 2020.

ACTION: Items 2.12

APPROVED

Council Member O'Neal moved to approve **Ordinance #2020-16** Amending the General Election Order for the May 2, 2020 Election Postponed to November 3, 2020. Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

STAFF/BOARD REPORTS

- 3.1 Financial Report for the month of July 2020 and the third quarter of Fiscal Year 2019-2020.
- 3.2 City Manager, Tim Patek will update the City Council on the following: Mr. Patek updated the City Council on the district clean-ups with the next one on Saturday, August 22nd for District 3 with the next clean-up on September 26th in District 2. Mr. Patek updated the Council on the status of amending the zoning regulations with Urban Dynamics which should be completed within the next couple of months with opportunities for public input.

CONVENE INTO CLOSED SESSION:

The Council convened into executive session at 7:25 p.m.

PURSUANT TO TEXAS GOVERNMENT CODE, ANNOTATED, CHAPTER 551, SUBCHAPTER D:

- 4.1 (a) Pursuant to Section 551.071 of the Texas Government Code, the City of Gonzales will consult in closed session with its attorney to receive legal advice regarding pending or contemplated litigation, a settlement offer, or matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter”, to include the following matters:
1. In Re Estate of J. B. Wells litigation
 2. Patricia Bennett and Gloria Knight v. City of Gonzales, Texas Cause No. 27,500
 3. A Guerra Enterprise LLC D/B/A Holiday Inn Express & Suites Cause No. 27,591
- (b) Pursuant to Section 551.086 of the Texas Government Code, to deliberate, vote or take final action on a competitive matter related to certain public power utilities
1. Consider matters related to contracts for electric service

RETURN TO OPEN SESSION

Reconvene into Open Meeting at 8:11 p.m.

- 5.1 Discuss and Consider any Action Resulting from Closed Session as Necessary

ACTION: Item 5.1

No Action

CITY COUNCIL REQUESTS AND ANNOUNCEMENTS

- Requests by Mayor and Councilmembers for items on a future City Council agenda
- Announcements by Mayor and Councilmembers
- City and community events attended and to be attended
- Continuing education events attended and to be attended

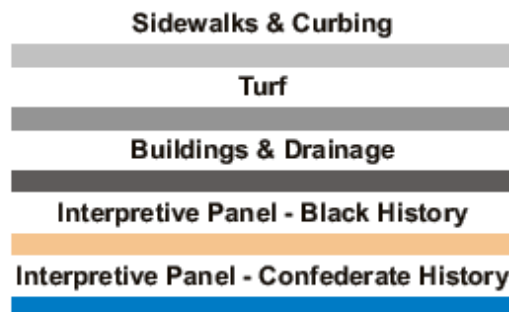
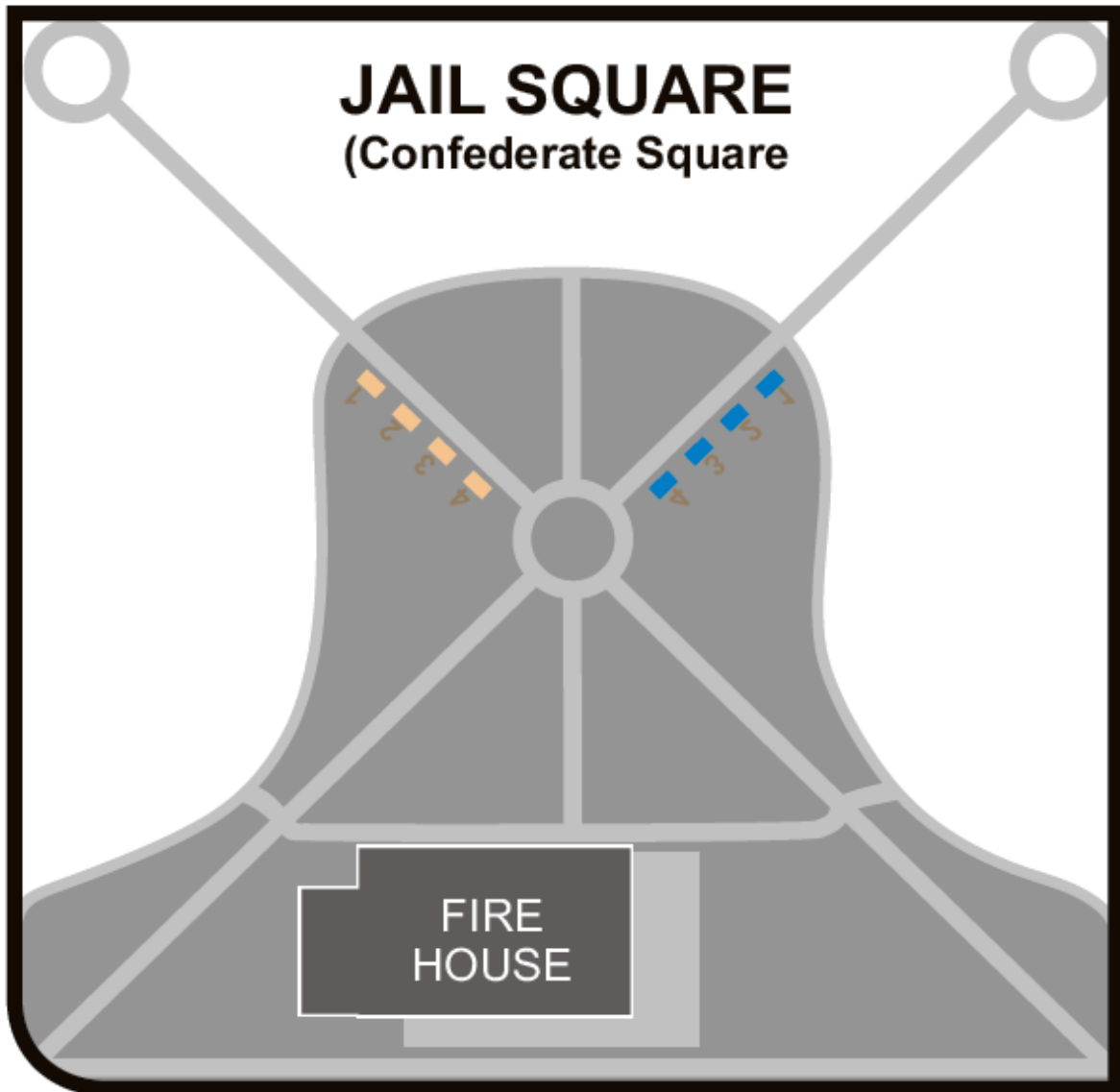
ADJOURN

On a motion by Council Member O'Neal and a second by Mayor Pro Tem Blakemore, the meeting was adjourned at 8:13 p.m.

Approved this 10th day of September 2020.

Connie Kacir, Mayor

Kristi Gilbert, City Secretary



Note for Black and White Copy: Black History Panels on left, Confederate History on right (indicated by reversed numbers)

**CITY OF GONZALES, TEXAS
CITY COUNCIL MEETING
MINUTES –AUGUST 11, 2020**

The Special Meeting of the City Council was held on **August 11, 2020** at 1:00 p.m. via teleconference **pursuant to Section 551.045 of the Texas Government Code and in accordance with the March 16, 2020 order by the Governor of the State of Texas.**

The meeting notice, agenda and agenda packet were posted online at www.gonzales.texas.gov.

In accordance with Governor Abbott's Executive Order 29 issued on July 2, 2020 every person attending the meeting shall wear a face covering over the nose and mouth unless the person is under 10 years of age or has a medical condition or disability that prevents wearing a face covering.

On March 16, 2020, Governor Abbott suspended several provisions of the Texas Open Meetings Act for the duration of his statewide declaration of disaster, including the new requirement (added by H.B. 2840 last legislative session) that the public has a right to speak on agenda items. This DOES NOT apply to statutorily mandated public hearings, such as zoning and similar hearings. The Governor has since clarified his intent and stated that citizens should be allowed to offer comments by other means.

In person attendance by the public will be limited to 14 which is 50% capacity of the room less Council Members and required staff and should be separated by at least six (6) feet from other groups attending the meeting together. A temporary suspension of certain provisions of the Open Meetings Act to allow telephone or videoconference public meetings has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.

Citizens wishing to offer comments on the posted agenda items may email their comments at least two hours prior to the start of the meeting and the comments will be read into the record during the time allocated for citizen comments. Emails may be sent to citysecretary@gonzales.texas.gov and must include the name of the citizen.

CALL TO ORDER, INVOCATION AND PLEDGE

Mayor Kacir called the meeting to order at 1:05 p.m. and a quorum was certified.

Attendee Name	Title	Status
Connie L. Kacir	Mayor	Present in person
Gary Schroeder	Council Member, District 1	arrived at 1:07 p.m. Present in person
Tommy Schurig	Council Member, District 2	Present in person
Bobby O'Neal	Council Member, District 3	Present in person
Dan Blakemore	Mayor Pro Tem/Council Member, District 4	Present in person

STAFF PARTICIPATING:

City Manager Tim Patek, Finance Director Laura Zella and Administrative Services Director/City Secretary Kristi Gilbert.

CALL TO ORDER, INVOCATION, AND PLEDGES OF ALLEGIANCE

HEARING OF RESIDENTS

No individuals were signed in or present to speak.

The Council moved to Agenda Item 2.1 prior to conducting the workshop.

ACTION ITEMS

- 2.1 Discuss, Consider and Possible Action Approving Resolution #2020-69 Authorizing the Finance Director of the City of Gonzales to Direct Crystal Cedillo, Gonzales County Tax Assessor-Collector to calculate the 2020 Voter Approval Tax Rate of the City of Gonzales in the Manner Provided for a Special Taxing Unit Due to the Governor's State Wide Declaration of Disaster in Response to the COVID-19 Pandemic; and Declaring An Effective Date

ACTION: Items 2.1

APPROVED

Council Member O'Neal moved to approve the resolution. Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

WORKSHOP

- 1.1 Presentation, discussion and deliberation on the Proposed Budget for the Fiscal Year Beginning October 1, 2020 and Ending on September 30, 2021, including the 2021 proposed Ad Valorem Tax Rate and Amendments to the Fiscal Year 2019-2020 Budget.

Kim Tucker, Interim EDC Director, presented the Gonzales Economic Development Corporation budget.

Ashley Simper, Tourism Director, presented the budget on the Tourism Department.

Liz Reiley, Main Street Manager, presented the budget for the Main Street Department.

Gary Schurig, Museum Director, presented the budget for the Museum.

Marty Ficken, Golf Course Superintendent, presented the budget for the Golf Course.

Caroline Helms, Library Director, presented the budget for the Library.

Anne Dollery, Parks and Recreation Director, presented the budget for the Parks, Swimming Pool, Recreation, and JB Wells Park.

Ralph Camarillo, Special Projects Manager, presented the Airport budget.

James Cowey, Building Official, presented the Community Development budget.

Billy Rhoades, Building Maintenance Superintendent, presented the Building Maintenance budget.

Keith Schmidt, Fire Chief, presented the Fire Department budget.

Tim Crow, Police Chief, presented the Police and Animal Control budget.

Todd Remschel, Street Director, presented the Streets and Solid Waste budget.

Keith Schauer, City Engineer, presented the Street and Drainage Projects from the Certificate of Obligation Projects.

Nick Deleon, Electric Director, presented the Electric Department budget.

Marland Mercer and Ryan Wilkerson presented the Water and Wastewater budgets.

Tim Patek, City Manager, presented the City Manager budget.

Kristi Gilbert, Administrative Services Director, presented the City Secretary, Municipal Court and Court Restricted Fund budgets.

Laura Zella, Finance Director, presented the Finance and Revenue Collections budgets.

The Council held discussions with regard to conducting a water and wastewater rate comparison, as well as electric rates.

ADJOURN

On a motion by Council Member O'Neal and a second by Mayor Pro Tem Blakemore, the meeting was adjourned at 6:46 p.m.

Approved this 10th day of September 2020.

Connie Kacir, Mayor

Kristi Gilbert, City Secretary

**CITY OF GONZALES, TEXAS
CITY COUNCIL MEETING
MINUTES –AUGUST 19, 2020**

The Regular Meeting of the City Council was held on **August 19, 2020** at 12:00 p.m. via teleconference **pursuant to Section 551.045 of the Texas Government Code and in accordance with the March 16, 2020 order by the Governor of the State of Texas.**

The meeting notice, agenda and agenda packet were posted online at www.gonzales.texas.gov.

In accordance with Governor Abbott's Executive Order 29 issued on July 2, 2020 every person attending the meeting shall wear a face covering over the nose and mouth unless the person is under 10 years of age or has a medical condition or disability that prevents wearing a face covering.

On March 16, 2020, Governor Abbott suspended several provisions of the Texas Open Meetings Act for the duration of his statewide declaration of disaster, including the new requirement (added by H.B. 2840 last legislative session) that the public has a right to speak on agenda items. This DOES NOT apply to statutorily mandated public hearings, such as zoning and similar hearings. The Governor has since clarified his intent and stated that citizens should be allowed to offer comments by other means.

In person attendance by the public will be limited to 14 which is 50% capacity of the room less Council Members and required staff and should be separated by at least six (6) feet from other groups attending the meeting together. A temporary suspension of certain provisions of the Open Meetings Act to allow telephone or videoconference public meetings has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.

Citizens wishing to offer comments on the posted agenda items may email their comments at least two hours prior to the start of the meeting and the comments will be read into the record during the time allocated for citizen comments. Emails may be sent to citysecretary@gonzales.texas.gov and must include the name of the citizen.

CALL TO ORDER, INVOCATION AND PLEDGE

Mayor Kacir called the meeting to order at 12:03 p.m. and a quorum was certified.

Attendee Name	Title	Status
Connie L. Kacir	Mayor	Present in person
Gary Schroeder	Council Member, District 1	Present in person
Tommy Schurig	Council Member, District 2	Present in person
Bobby O'Neal	Council Member, District 3	Present in person
Dan Blakemore	Mayor Pro Tem/Council Member, District 4	Present in person

STAFF PARTICIPATING:

City Manager Tim Patek, Administrative Services Director/City Secretary Kristi Gilbert, Finance Director Laura Zella, Street Supervisor Todd Remschel.

HEARING OF RESIDENTS

None were signed in to speak

The Mayor moved the order of the agenda to conduct closed session first.

CONVENE INTO CLOSED SESSION:

The Council convened into executive session at 12:05 p.m.

3.1 PURSUANT TO TEXAS GOVERNMENT CODE, ANNOTATED, CHAPTER 551, SUBCHAPTER D:

Pursuant to Section 551.071 of the Texas Government Code, the City of Gonzales will consult in closed session with its attorney to receive legal advice regarding pending or contemplated litigation, a settlement offer, or matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter”, to include the following matters:

A Guerra Enterprise LLC D/B/A Holiday Inn Express & Suites Cause No. 27,591

RETURN TO OPEN SESSION

Reconvene into Open Meeting at 12:06 p.m. No closed session was conducted.

ACTION ITEMS

- 1.1 Discuss, Consider and Possible Action Approving **Resolution #2020-69 [Renumbered to Resolution #2020-82]** Authorizing the City Manager to Execute an Agreement for Election Services with Gonzales County for the November 3, 2020 General Election, Postponed from the May 2, 2020 General Election.

ACTION: Items 1.1

APPROVED

Council Member O’Neal moved to approve **Resolution #2020-82** Authorizing the City Manager to Execute an Agreement for Election Services with Gonzales County for the November 3, 2020 General Election, Postponed from the May 2, 2020 General Election. Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

WORKSHOP

- 2.1 Presentation, discussion and deliberation on the Proposed Budget for the Fiscal Year Beginning October 1, 2020 and Ending on September 30, 2021, including the 2021 proposed Ad Valorem Tax Rate and Amendments to the Fiscal Year 2019-2020 Budget.

Mayor Kacir stated she would like to see the Council evaluate budget expenditures on a quarterly basis throughout the budget year to determine if projects are on track. Mayor Kacir proposed to include expenditures of approximately \$365,000 for the road project on Saint Lawrence between Fair and Hopkins with an increased transfer from an enterprise fund to balance the budget.

City Manager Tim Patek stated that there would be additional monies included in the budget for attorney fees and IT services. Mr. Patek presented information on contracting street sweeping services and eliminating a currently vacant position to cover the costs.

Mayor Pro Tem Blakemore asked staff to review capital projects and enterprise accounts on a quarterly basis with presentation to the City Council.

Mayor Kacir stated the proposed tax rate was an increase of 1.31 cents which equates to \$1.09 on a \$100,000 property. Mayor Kacir asked that administration educate staff on the tax rate and begin an initiative to educate citizens on the financial effect of the tax rate. Mayor Kacir stated that it is critical to break out the taxing units, so citizens understand how much is allocated to the city utilizing an actual tax bill as an example. Mayor Kacir stated the hospital was proposing a two-cent increase and the county is proposing a 1.5 cent increase. Mayor Kacir stated she is not criticizing other taxing entities as they each know what is necessary to run their organization. Council Member O'Neal stated educating the public was important as well.

Council Member Schroeder stated he is always opposed to higher taxes and they have been raised repeatedly over the last several years. Mr. Schroeder stated he was okay with a little increase, but there had been substantial increases over the last several years.

Mayor Pro Tem Blakemore asked Council Member Schroeder how he proposed to pay for necessary items if there was not an increase.

Mayor Kacir asked what rate Council Member Schroeder would like to adopt. Further discussion was held on the tax rate.

ADJOURN

On a motion by Council Member O'Neal and a second by Council Member Schurig, the meeting was adjourned at 1:10 p.m.

Approved this 10th day of September 2020.

Connie Kacir, Mayor

Kristi Gilbert, City Secretary

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action
Approving Resolution #2020-85 Approving
the Amendment of the Job Description for the
Lineman I/Meter Reader to Change the
Reporting Supervisor.

DATE: September 10, 2020

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

After a review of daily practices and procedures, staff determined it was appropriate to change the reporting supervisor for the Lineman I/Meter Reader position.

POLICY CONSIDERATIONS:

This Resolution will amend the current version of classification and approve the amended position.

FISCAL IMPACT:

N/A

ATTACHMENTS:

Proposed job description

STAFF RECOMMENDATION:

Staff respectfully requests the approval of this resolution.

RESOLUTION NO. 2020-85

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS, APPROVING AN AMENDMENT OF THE JOB DESCRIPTION FOR LINEMAN I/METER READER TO CHANGE THE REPORTING SUPERVISOR; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the job descriptions for the City of Gonzales employees are set in place to accurately describe the major responsibilities, essential functions and minimum requirements of each position; and,

WHEREAS, the City of Gonzales job description for Lineman I/Meter Reader was reviewed and a change was suggested; and,

WHEREAS, it is the desire of legal counsel and staff to present the proposed job description to City Council for review and final approval; and,

WHEREAS, City Staff is requesting changes to amend the job description for Lineman I/Meter Reader to change the reporting supervisor; and,

WHEREAS, the City Council finds that approving the amendment to the City of Gonzales job description as described herein will further promote the public health, safety, and general welfare of the City.

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

Section 1. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 2. The City Council of the City of Gonzales, Texas authorizes the amendment of the Job Description for Lineman I/Meter Reader as set forth in the attached Exhibit A and directs the City Manager or designee to distribute them accordingly.

Section 3. All resolutions or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of

such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND APPROVED this 10th day of September 2020

Connie Kacir, Mayor

ATTEST:

Kristi Gilbert, City Secretary

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action
Approving **Resolution #2020-86** Authorizing the City Manager to Solicit Requests for Proposals for Grant Administration Professional Services and Request for Qualification for Engineering Services for a Community Development Block Grant Disaster Recovery-Mitigation Program grant application

DATE: September 10, 2020

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

In August of 2017, the City of Gonzales suffered damage from flooding as a result of Hurricane Harvey. The State of Texas Government Land Office (GLO) is offering CDBG Mitigation Grant funding to communities impacted by Hurricane Harvey for projects to mitigate the impact of future flooding events. If approved, Public Comment will be taken on the application and it will come back before City Council in October for a Public Hearing. The grant application is due to the General Land Office by October 26, 2020.

Prior to preparing the application, the City must advertise for a Request for Proposals (RFP) for Grant Administration Professional Services and a Request for Qualifications (RFQ) for Engineering Services. The attached resolution authorizes the City Manager to solicit the RFP and RFQ prior to submitting the grant application for City Council approval.

POLICY CONSIDERATIONS:

This is consistent with what has been done in the past.

FISCAL IMPACT:

There is no required match for the grant. Engineering and Grant Administrator expenses related to the development of the grant application are not covered by the grant. These expenses are expected to be \$6,000 or less and may be covered under current budgeted contracts.

ATTACHMENTS:

Draft Request for Proposal – Grant Administration Services

Draft Request for Qualification – Engineering Services

[CDBG-MIT Application Guidelines](#) (separate cover)

STAFF RECOMMENDATION:

Staff is seeking City Council direction on this item

RESOLUTION NO. 2020-86

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE CITY MANAGER TO SOLICIT REQUESTS FOR PROPOSALS FOR GRANT ADMINISTRATION PROFESSIONAL SERVICES AND REQUEST FOR QUALIFICATION FOR ENGINEERING SERVICES FOR A COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY-MITIGATION PROGRAM GRANT APPLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Staff has proposed that the City Council pursue submitting a grant application for the Community Development Block Grant Disaster Recovery-Mitigation (CDBG-MIT) Program; and,

WHEREAS, it is necessary to solicit a Request for Proposals (RFP) for Grant Administration Professional Services and a Request for Qualifications (RFQ) for Engineering Services to submit the grant application; and,

WHEREAS, the City Council finds that authorizing the City Manager to solicit the RFPs and RFQs is in the best interest of the City and its citizens and will further promote the public health, safety, and general welfare of the City.

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

Section 1. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 1. The City Council of the City of Gonzales hereby authorizes the City Manager solicit a Request for Proposals (RFP) for Grant Administration Professional Services and a Request for Qualifications (RFQ) for Engineering Services.

Section 3. All resolutions or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND APPROVED this 10th day of September, 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

**City of Gonzales
820 St. Joseph Street
Gonzales, TX 78629**

Request for Proposal (RFP) for Administration Professional Services - Cover Letter

August 26, 2020

Re: Texas General Land Office ("GLO") Community Development Block Grant Disaster Recovery-Mitigation (CDBG-MIT) Program

Dear Service Providers:

Attached is a copy of the City of Gonzales Request for Proposals ("RFP") for professional administration services. These services are being solicited to assist the City of Gonzales in its application(s) for and implementation of one or more contracts, if awarded, from the GLO's CDBG – MIT program. The City of Gonzales is applying for such funding for infrastructure construction and activities.

Service providers may submit proposals for any or all activities. Multiple contracts may be awarded as a result of this solicitation. The City of Gonzales will, in its sole discretion, determine the number of contracts awarded, and may decide not to award any contracts.

The submission requirements for this proposal are included in the attached RFP. Please submit a proposal of services and statement of qualifications to:

City of Gonzales
820 St. Joseph
Gonzales, Texas 78629
citysecretary@gonzales.texas.gov

The deadline for submission of proposals is **2:00pm on August 6, 2020**. It is the responsibility of the submitting entity to ensure that the proposal is received in a timely manner. Proposals received after the deadline will not be considered for award, regardless of whether or not the delay was outside the control of the submitting provider. The City of Gonzales reserves the right to negotiate with any and all service providers submitting timely proposals.

The City of Gonzales is an Affirmative Action/Equal Opportunity Employer. Section 3 Residents, Minority Business Enterprises, Small Business Enterprises, Women Business Enterprises, and Labor Surplus Area firms are encouraged to submit proposals.

Sincerely,

Tim Patek
City Manager

RFP for Administration Professional Services

The City of Gonzales is seeking well-qualified administration/activity delivery service provider(s) to assist in preparing application(s) for and in the overall administration or implementation of proposed **Community Development Block Grant Disaster Recovery-Mitigation (CDBG-MIT) Program** project(s), if funded by the Texas General Land Office (GLO). The following outlines the RFP:

1. Scope of Work

Administration Services

A sample detailed Scope of Services for CDBG administration services provided by the GLO is enclosed in this packet. The administration service provider to be hired will provide application and contract-related management services, including but not limited to the following areas:

Pre-Funding Services*

Provider will assist in developing project scope(s) and complete CDBG-MIT application(s). The provider will work with the local government and Engineer, if applicable, to provide the concise information needed for submission of one or more complete CDBG-MIT funding applications and related documents. The required information shall be submitted in a format to be described by the GLO.

Post-Funding Services

Provider will administer and provide activity delivery of infrastructure, utilities, housing and eligible projects approved for CDBG-MIT funding. The selected service provider must follow all requirements of the HUD CDBG-MIT program as administered by the GLO.

General Administration Services

- Administrative Duties
- Construction Management
- Acquisition Duties (as necessary)
- Buyout Duties (as necessary)
- Environmental Services

Please specify a complete list of actual tasks to be performed under each of these categories in your response, including, if necessary, a **brief** description of each task.

**Pre-funding services are generally ineligible for CDBG-MIT reimbursement.*

2. Statement of Qualifications

The City of Gonzales is seeking qualified professional administration service providers experienced in grant application preparation, and administration/activity delivery. Please provide the following as it relates to your qualifications:

- A brief history of the service provider, including general background, knowledge of and experience working with relevant agencies and programs;
- Related experience in applying for and managing federally-funded local projects, in particular recent experience;
- A description of work performance and experience with CDBG, CDBG Disaster Recovery, FEMA Hazard Mitigation or similar projects including a list of at least three references from past local government clients, with information describing the relevancy of the previous performance;
- Describe which specific parts of the Scope of Work the service provider proposes to perform;

- Describe the capacity to perform the chosen Scope of Work activities as well as resumes of all employees who may be assigned to provide services if your firm is selected, identifying current employees and proposed hires; and
- A statement substantiating the resources of the service provider and the ability to carry out the scope of work requested within the proposed timeline.

3. Proposed Cost of Services

Provide your cost proposal to accomplish the scope of work by activity or to complete a specific service outlined above and for any additional services required using the Cost of Services page(s) included in this packet: Required RFP Forms. The specific projects and grant amounts are yet to be determined; therefore, vendors should propose pricing based on the potential funding amounts provided.

The local government will consider dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority businesses, and women's business enterprises. As such, proposers may specify any maximum limit to the total dollar value of grant funds they are able and willing to manage. Service providers may submit proposals for any or all activities. Preference will be given to firm fixed pricing. The proposal must include all costs that are necessary to successfully complete these activities. Note that the lowest/best bid will not be used as the sole basis for entering into this contract; rather, award will be made to the service provider(s) providing the best value, cost and other factors considered.

Profit (either % / actual cost) must be identified and negotiated as a separate element of the price of the contract. To comply, the respondent must disclose and certify in its proposal the percentage of profit being used. "Cost plus percentage of cost" type proposals are prohibited.

4. Evaluation Criteria - The proposal received will be evaluated and ranked according to the following criteria and using the rating sheet enclosed:

<u>Criteria</u>	<u>Maximum Points</u>
Experience	30
Work Performance	30
Capacity to Perform	20
Proposed Cost	20
Total	100

5. Submission Requirements

- A copy of your current **certificate of insurance** for professional liability.
- **Statement of Conflicts of Interest** (if any) the service provider or key employees may have regarding these services, and a plan for mitigating the conflict(s). Note that The City of Rose City may in its sole discretion determine whether or not a conflict disqualifies a firm, and/or whether or not a conflict mitigation plan is acceptable.
- **System for Award Management.** Service provider and its Principals, may not be debarred or suspended nor otherwise on the Excluded Parties List System (EPLS) in the System for Award Management (SAM). Include verification that the service provider as well as the its principals are not listed (are not debarred) through the System for Award Management (www.SAM.gov). Enclose a print out of the search results that includes the record date.
- **Form CIQ**, (enclosed). Texas Local Government Code chapter 176 requires that any vendor or person who enters or seeks to enter into a contract with a local government entity disclose in the Questionnaire Form CIQ the vendor or person's employment, affiliation, business relationship, family relationship or provision of gifts that might cause a conflict of interest with a local government entity. Questionnaire form CIQ is included in the RFP and must be submitted with the response.
- **Certification Regarding Lobbying** (enclosed). Certification for Contracts, Grants, Loans, and Cooperative Agreements is included in the RFP and must be submitted with the response.

- **Form 1295**, (enclosed). Effective January 1, 2016, all contracts and contract amendments, extensions, or renewals executed by the Commissioners Court will require the completion of Form 1295 "Certificate of Interested Parties" pursuant to Government Code § 2252.908. Form 1295 must be completed by awarded vendor at time of signed contract submission. Form 1295 is included in this RFP for your information.
 - **Required Contract Provisions.** Applicable provisions (enclosed) must be included in all contracts executed as a result of this RFP.
6. Contracting with small and minority businesses, women's business enterprises, and labor surplus area firms. Small and minority businesses, women's business enterprises, and labor surplus area firms are encouraged to participate in this RFP. If the awarded vendor is a prime contractor and may use subcontractors, the following affirmative steps are required of the prime contractor:
- 1) Placing qualified small and minority businesses and women's business enterprises on solicitation lists;
 - 2) Assuring that small and minority businesses, and women's business enterprises are solicited whenever they are potential sources;
 - 3) Dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority businesses, and women's business enterprises;
 - 4) Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority businesses, and women's business enterprises;
 - 5) Using the services and assistance, as appropriate, of such organizations as the Small Business Administration (SBA) and the Minority Business Development Agency (MBDA) of the Department of Commerce.

Minority-owned businesses may be eligible for contract procurement assistance with public and private sector entities from MBDA centers:

Houston MBDA Business Center
 2302 Fannin Street, Suite 165, Houston, TX 77002
 713-718-8974
<https://www.hccs.edu/hcc-in-the-community/entrepreneurial-initiatives/mbda/>

Dallas-Fort Worth MBDA Business Center
 8828 N Stemmons Freeway - Ste 550-B, Dallas, TX 75247
 214-920-2436
<http://www.mbdadfw.com/>

San Antonio MBDA Business Center
 501 W César E Chávez Blvd, San Antonio, TX 78207
 210-458-2480
<https://sanantoniombdacenter.com/>

MBDA Business Center – El Paso
 c/o El Paso Hispanic Chamber of Commerce
 2401 E. Missouri Ave.
 El Paso, TX 79903
 915-351-6232 ext. 19
<https://ephcc.org/blog/growing-my-existing-business/our-mbda-business-center/>

Small and woman-owned businesses may be eligible for assistance from SBA Women's Business Centers:

Houston Women's Business Council, Inc.
 9800 Northwest Freeway, Suite 120, Houston, TX 77018
 713-681-9232
wbc@wbea-texas.org

LiftFund - Dallas Fort Worth Women's Business Center
 8828 N. Stemmons Fwy, Suite 142, Dallas, TX 75247

888-215-2373
wbcdfw@liftfund.com

LiftFund - San Antonio Women's Business Center
600 Soledad St., San Antonio, TX 78205
888-215-2373
wbc@liftfund.com

SBA also provides assistance at Small Business Development Centers located across Texas:
<https://americassbdc.org/small-business-consulting-and-training/find-your-sbdc/>

7. Deadline for Submission – Proposals must be received no later than **2:00pm on August 6, 2020** It is the responsibility of the submitting entity to ensure that the proposal is received in a timely manner. Proposals received after the deadline will not be considered for award, regardless of whether or not the delay was outside the control of the submitting firm. Please submit an email of your proposal to citysecretary@gonzales.texas.gov and four (4) of hard copies to the following address:

The City of Gonzales
820 St. Joseph Street
Gonzales, TX 78629

Any questions or requests for clarification must be submitted in writing via EMAIL to the address above at least 3 business days prior to the deadline. The City of Gonzales may, if appropriate, circulate the question and answer to all service providers submitted proposals.

**Texas General Land Office
Community Development Block Grant Disaster Recovery - Mitigation (CDBG – MIT)**

**Administration Services
Description of Programs**

Below is a description of proposed Community Development Block Grant-Mitigation (CDBG-MIT) construction/acquisition programs through the Texas General Land Office (GLO). The City of Gonzales anticipates applying for the following programs (please check the appropriate programs below):

Applicant: The City of Gonzales

Programs:

(Local Government will check boxes for Programs included in this RFP)

- ☒ Hurricane Harvey Mitigation (for declared counties)
- ☐ 2015 Floods Mitigation (for declared counties)
- ☐ 2016 Floods Mitigation (for declared counties)
- ☐ Hazard Mitigation: Supplemental (for declared counties)
- ☐ Regional Mitigation (for declared counties)
- ☐ Coastal Resiliency (Coastal Counties Only)

CDBG-MIT Program Descriptions:

Hurricane Harvey State Mitigation: Funds mitigation projects for Hurricane Harvey HUD MID and State MID areas. The State Competition is open to cities, counties, council of governments, state entities, special and service districts. Examples of projects include flood control and drainage improvements, infrastructure improvements, green infrastructure, public facilities, and buyouts.

2015 Floods State Mitigation: Provide funds to cities, counties, Indian Tribes, and councils of governments to address risks in the 2015 Floods HUD MID and State MID areas. Examples of projects include flood control and drainage improvements, infrastructure improvements, green infrastructure, public facilities, and buyouts.

2016 Floods State Mitigation: Provide funds to cities, counties, Indian Tribes, and councils of governments to address risks in the 2016 Floods HUD MID and State MID areas. Examples of projects include flood control and drainage improvements, infrastructure improvements, green infrastructure, public facilities, and buyouts.

Hazard Mitigation Grant Program (HMGP): Supplemental: The Texas Division of Emergency Management has called for, selected, and prioritized a variety of local mitigation projects through FEMA's HMGP. This supplemental helps fund HMGP CDBG-MIT eligible projects that were selected but unable to receive funding in Hurricane Harvey impacted areas.

Regional Mitigation (COG MODs): Each Council of Government (COG) impacted by Hurricane Harvey will be allocated funds. Each COG will develop a method of distribution (MOD) to allocate funds to local units of governments and Indian Tribes. The GLO encourages the prioritization of regional investments with regional impacts in risk reduction to develop disaster-resistant infrastructure including upgrading of water, Sewer, solid waste, communications, energy, transportation, health and medical infrastructure, and natural mitigation infrastructure.

Coastal Resiliency: Provides Funds for a combination of green/ grey infrastructure, or non-structural CDBG-MIT eligible projects identified in the Texas Coastal Master Plan in the Hurricane Harvey HUD MID and State MID areas that enact long-term coastal resiliency. Counties, cities, navigation districts, port authorities, non-government organizations and state agencies are eligible to apply. Examples of projects include wetland protection, beach nourishment, and dune restoration, regional infrastructure improvements, and oyster reef enhancements.

See the GLO's CDBG-MIT Action Plan for more information on the requirements and scopes of these activities:
<https://recovery.texas.gov/files/programs/mitigation/cdbg-mit-submitted-plan.pdf>

This form will be inserted into the RFQ Packet for engineering purposes.

APPROVED BY:

Connie Kacir, City of Gonzales Mayor

CDBG-MIT HUD and State MID Areas

PLEASE NOTE: Hazard Mitigation: Supplemental, Regional, and Coastal Resiliency Counties are TBD. If you believe you may qualify, please check the box for that program.

County	2015	2016	Harvey	County	2015	2016	Harvey
Anderson	-	State MID	-	Jack	State MID	-	-
Angelina	State MID	State MID	-	Jackson	-	-	State MID
Aransas	-	-	HUD MID	Jasper	State MID	State MID	HUD MID
Archer	State MID	-	-	Jefferson	-	-	HUD MID
Atascosa	State MID	-	-	Jim Wells	State MID	-	State MID
Austin	State MID	State MID	State MID	Johnson	State MID	-	-
Bandera	-	State MID	-	Jones	State MID	State MID	-
Bastrop	State MID	State MID	State MID	Karnes	-	-	State MID
Baylor	State MID	-	-	Kaufman	State MID	-	-
Bee	-	-	State MID	Kendall	State MID	-	-
Blanco	State MID	-	-	Kleberg	-	State MID	State MID
Bosque	State MID	State MID	-	Lamar	State MID	State MID	-
Bowie	State MID	-	-	Lavaca	-	-	State MID
Brazoria	State MID	HUD MID	HUD MID	Lee	State MID	State MID	State MID
Brazos	-	State MID	-	Leon	State MID	State MID	-
Brown	State MID	State MID	-	Liberty	State MID	State MID	HUD MID
Burleson	State MID	State MID	State MID	Limestone	-	State MID	-
Caldwell	State MID	State MID	State MID	Lubbock	State MID	-	-
Calhoun	-	-	State MID	Lynn	State MID	-	-
Callahan	State MID	State MID	-	Madison	State MID	State MID	State MID
Cameron	State MID	-	-	Marion	-	State MID	-
Cass	State MID	State MID	-	Matagorda	-	-	State MID
Chambers	-	-	HUD MID	McLennan	State MID	-	-
Cherokee	State MID	State MID	-	Milam	State MID	State MID	State MID
Clay	State MID	-	-	Montague	State MID	-	-
Coleman	-	State MID	-	Montgomery	State MID	HUD MID	HUD MID
Collingsworth	State MID	-	-	Nacogdoches	State MID	-	-
Colorado	State MID	State MID	State MID	Navarro	State MID	State MID	-
Comal	State MID	-	State MID	Newton	State MID	HUD MID	HUD MID
Comanche	State MID	State MID	-	Nueces	State MID	-	HUD MID
Cooke	State MID	-	-	Orange	State MID	State MID	HUD MID
Coryell	State MID	State MID	-	Palo Pinto	State MID	State MID	-
Dallas	State MID	-	-	Parker	State MID	State MID	-
Delta	State MID	-	-	Polk	State MID	State MID	State MID
Denton	State MID	-	-	Real	State MID	-	-
DeWitt	State MID	-	State MID	Red River	State MID	State MID	-
Dickens	State MID	-	-	Refugio	State MID	-	HUD MID
Duval	State MID	-	-	Robertson	State MID	-	-
Eastland	State MID	State MID	-	Rusk	State MID	-	-

County	2015	2016	Harvey	County	2015	2016	Harvey
Edwards	State MID	-	-	Sabine	State MID	State MID	State MID
Ellis	State MID	-	-	San Augustine	State MID	State MID	State MID
Erath	State MID	State MID	-	San Jacinto	State MID	State MID	HUD MID
Falls	-	State MID	-	San Patricio	-	-	HUD MID
Fannin	State MID	State MID	-	Shelby	State MID	State MID	-
Fayette	State MID	State MID	HUD MID	Smith	State MID	State MID	-
Fisher	-	State MID	-	Somervell	State MID	State MID	-
Fort Bend	State MID	HUD MID	HUD MID	Starr	State MID	-	-
Frio	State MID	-	-	Stephens	-	State MID	-
Gaines	State MID	-	-	Tarrant	State MID	-	-
Galveston	State MID	-	HUD MID	Throckmorton	State MID	State MID	-
Garza	State MID	-	-	Tom Green	State MID	-	-
Gillespie	State MID	-	-	Travis	HUD MID	State MID	-
Goliad	-	-	State MID	Trinity	State MID	State MID	-
Gonzales	State MID	-	State MID	Tyler	State MID	State MID	State MID
Grayson	State MID	-	-	Upshur	-	State MID	-
Gregg	-	State MID	-	Uvalde	State MID	-	-
Grimes	State MID	State MID	State MID	Van Zandt	State MID	State MID	-
Guadalupe	State MID	-	State MID	Victoria	State MID	-	HUD MID
Hall	State MID	State MID	-	Walker	State MID	State MID	State MID
Hardin	State MID	State MID	HUD MID	Waller	State MID	State MID	State MID
Harris	HUD MID	HUD MID	HUD MID	Washington	State MID	State MID	State MID
Harrison	State MID	State MID	-	Wharton	State MID	State MID	HUD MID
Hartley	State MID	-	-	Wichita	State MID	-	-
Hays	HUD MID	-	-	Willacy	State MID	-	-
Henderson	State MID	State MID	-	Williamson	State MID	-	-
Hidalgo	HUD MID	State MID	-	Wilson	State MID	-	-
Hill	State MID	-	-	Wise	State MID	-	-
Hood	State MID	State MID	-	Wood	-	State MID	-
Hopkins	State MID	-	-	Young	State MID	-	-
Houston	State MID	State MID	-	Zavala	State MID	-	-

Harvey HUD Most Impacted and Distressed (MID) Zip Codes

75979 77320 77335 77351 77414 78934 77423 77482 77493 77979

Coastal Resiliency Counties

Based on the 2019 Coastal Resiliency Master Plan

Coastal Resiliency Counties

Aransas	Jackson	Orange	
Brazoria	Jefferson	Refugio	
Cameron	Kenedy	San Patricio	
Chambers	Kleberg	Victoria	
Galveston	Matagorda	Willacy	
Harris	Nueces		

SCOPE OF SERVICES

Administration Services

The Contractor shall provide the following scope of services:

SCOPE OF SERVICES REQUESTED

Providers will help the GLO fulfill State and Federal Community Development Block Grant Mitigation ("CDBG-MIT") statutory responsibilities related to recovery in connection with any federally declared disaster. Providers will assist the GLO and/or grant recipients in completion of CDBG-MIT projects. Respondents may be qualified to provide Grant Administration services for one or more programs or services (environmental, acquisition/buyout, general administration, etc.) Grant administrative services must be performed in compliance with the U.S. Department of Housing and Urban Development ("HUD") and guidelines issued by the GLO.

DESCRIPTION OF SERVICES AND SPECIAL CONDITIONS

Respondent must be able to perform the tasks listed herein to be considered eligible for an award under this Solicitation. Respondents should provide a detailed narrative of their experience as it relates to each of the items below. Respondents should clearly indicate if they intend to provide services in-house with existing staff or through subcontracting or partnership arrangements. Grant Administration Services will be provided in conformance with the guidance documents and use forms provided by the subrecipient utilizing GLO guidance. The providers shall furnish pre-funding and post-funding grant administrative services to complete the CDBG-MIT projects, including, but not limited to the following:

Pre-Funding Services

Grant Administrator will develop project scope and complete CDBG-MIT application(s). The provider will work with the subrecipient and Engineering, if applicable, to provide the concise information needed for submission of complete CDBG-MIT funding application(s) and related documents. The required information shall be submitted in a format to be described by the GLO.

Post-Funding Services

Grant Administrator will provide Grant Administration Services required to complete infrastructure, acquisition/buyout, housing and other eligible projects approved for CDBG-MIT funding. The selected service provider must follow all requirements of the Texas CDBG-MIT program.

Grant Administration Services

a) General Administrative Duties:

- i. Ensure program compliance including all CDBG-MIT requirements and all parts therein, current Federal Register, etc.
- ii. Assist subrecipient in establishing and maintaining financial processes.
- iii. Obtain and maintain copies of the subrecipient's most current contract including all related change requests, revisions and attachments.
- iv. Establish and maintain record keeping systems.
- v. Assist subrecipient with resolving monitoring and audit findings.
- vi. Serve as monitoring liaison.
- vii. Assist subrecipient with resolving third party claims.
- viii. Report suspected fraud to the GLO.
- ix. Submit timely responses to the GLO requests for additional information.
- x. Complete draw request forms and supporting documents.
- xi. Facilitate outreach efforts, application intake, and eligibility review.
- xii. Utilize and assist with GLO's system of record to complete milestones, submit documentation, reports, draws, change requests, etc.
- xiii. Submit change requests and all required documentation related to any change requests.
- xiv. Coordinate, as necessary, between subrecipient and any other appropriate service providers (i.e. Engineer, Environmental, etc.), contractor, subcontractor and GLO to effectuate the services requested.
- xv. May assist in public hearings.
- xvi. Will work with GLO's system of record.
- xvii. Provide monthly project status updates.
- xviii. Funding release will be based on deliverables identified in the contract.
- xix. Labor and procurement duties:
 - a. Provide all Labor Standards Officer (LSO) Services.
 - b. Ensure compliance with all relevant labor standards regulations.
 - c. Ensure compliance with procurement regulations and policies.
 - d. Maintain document files to support compliance.

- xx. Financial duties:
- a. Prepare and submit all required reports (Section 3, Financial Interest, etc.).
 - b. Assist subrecipient with the procurement of audit services.
 - c. Assist subrecipient in establishing and maintaining a bank account for program funds.
 - d. Implementation and coordination of Affirmatively Furthering Fair Housing ("AFFH") requirements as directed by HUD and the GLO.
 - e. Implementation and coordination of Section 504 requirements.
 - f. Program compliance.
 - g. Ensure that fraud prevention and abuse practices are in place and being implemented.
 - h. Prepare and submit all closeout documents.
 - i. Submit all invoices no later than 60 days after the expiration of the contract. All outstanding funds may be swept after 60 days. The provider may request an extension of this requirement in writing.
 - j. Assist in preparation of contract revisions and supporting documents including but not limited to:
 - Amendments/modifications,
 - Change orders.
- xxi. Perform any other administrative duty required to deliver the project.

b) Construction Management

- i. The provider will assist the subrecipient in submitting/setting up project applications in the GLO's system of record.
- ii. The provider may compile and collate complete contract/bid packages that meet GLO program requirements. The packages will contain supporting documentation that meets or exceeds the requirements of the GLO's program. If applications do not have the necessary forms, the provider may assist the subrecipient by coordinating to acquire the necessary documentation.
- iii. The provider may monitor, report, and evaluate contractor's performance; notify the subrecipient if the contractor(s) fails to meet established scheduled milestones. Receive, review, recommend, and process any change orders as appropriate to the individual projects.
- iv. The provider may assist the subrecipient with project Activity Draws/Close Out.
- v. The provider may assist the subrecipient by submitting all the necessary documentation for draws and to close a project activity in the GLO's system of record. The provider will compile, review for completeness, and collate complete contract/closeout packages that meet GLO program requirements for draw requests. If applications do not have the necessary forms, the provider may assist the subrecipient by coordinating to acquire the necessary documentation.
- vi. The provider may assist the subrecipient in developing Architectural and Engineering plans with guidance from the GLO.
- vii. Reassignment scope alignment (if necessary).

c) Acquisition Duties:

- i. Submit acquisition reports and related documents.
- ii. Establish acquisition files (if necessary).
- iii. Complete acquisition activities (if necessary).

d) Buyout Duties (as necessary):

- i. Project planning, design, and startup
 - Assist subrecipient with procuring necessary vendors including appraiser, title vendor, and demolition contractor.
 - Develop subrecipient's Policy and Procedure Manual ("Program Guidelines"), and manage subsequent public comment process.
- ii. Property owner notifications
 - Generate and send required mailings to owners and tenants of each parcel targeted for buyout/acquisition.
 - Handle subsequent communication with owners and tenants while developing a contact log for future outreach.
- iii. Intake meetings
 - Advertise, schedule, and conduct intake with interested homeowners. During intake meetings case managers will collect all available documentation necessary to determine eligibility.
 - If there are tenants living in the property, case manager will send them General Information Notices to inform them of the program and their rights.
- iv. Eligibility verification
 - Management staff will review all intake documentation and verify eligibility.

- If applicable, firm will verify duplicative benefits (DOB) and calculate eligible receipts.
- Maintain applicant data in a secure system of record and comply with all record-keeping requirements of the General Land Office.
- v. Environmental reviews and site specific clearances
 - Conduct all required environmental reviews (Tier I and Tier II) and generate environmental clearance reports for each applicant file.
- vi. Offer package generation, approval, and mailing
 - Notify subrecipient that offer packages are ready, and use independently procured appraisals to determine the fair market value of buyout properties.
 - Generate and mail offer packages upon the subrecipient approval.
- vii. Offer meeting
 - Schedule and conduct offer meetings with property owners to discuss their options; accept, appeal or decline.
 - If the owner decides to appeal, the case manager will provide advisory services to guide owner through appeal process.
 - If the owner accepts, a contract of sale will be signed at the offer meeting.
- viii. Closing
 - Coordinate with property owner and subrecipient's procured title company to ensure the clear passage of title.
 - Assist property owner with relocation arrangements and schedule real estate closing.
- ix. Draw/funding requests
 - Assist subrecipient with GLO draw requests, funding requests, wire tracking, and coordinating program activities to align with funding schedule.
- x. File, audit, closeout, and demolition
 - Complete final audit to ensure all procedures were properly followed.
 - Transfer physical files to subrecipient and complete remaining data entry.
 - Provide procured demolition contractor with property access.

e) Environmental Services

- i. Review each project description to ascertain and/or verify the level of environmental review required: Exempt, Categorical Exclusion not Subject to 58.5, Categorical Exclusion Subject to 58.5, Environmental Assessment, and Environmental Impact Statements;
- ii. If necessary, conduct tiered environmental review and submit broad and site-specific environmental reviews as required by 24 CFR Part 58.
- i. Prepare, complete and submit HUD required forms for environmental review and provide all documentation to support environmental findings;
- ii. Consult and coordinate with oversight/regulatory agencies to facilitate environmental clearance;
- iii. Be able to perform or contract special studies, additional assessments, or permitting to secure environmental clearance. These may include, but are not limited to biological assessments, wetland delineations, asbestos surveys, lead-based paint assessments, archeology studies, architectural reviews, Phase I & II ESAs, USACE permits, etc.;
- iv. Prepare all responses to comments received during comment phase of the environmental review, including State/Federal Agency requiring further studies and/or comments from public or private entities during public comment period;
- v. Maintain close coordination with local officials, project engineer and other members of the project team to assure appropriate level of environmental review is performed and no work is conducted without authorization;
- vi. Complete and submit the environmental review into GLO's system of record;
- vii. At least one site visit to project location and completion of a field observation report;
- viii. Prepare and submit for publication all public notices including, but not limited to the Notice of Finding of No Significant Impact (FONSI), Request for Release of Funds floodplain/wetland early and final notices in required order and sequence;
- ix. Provide documentation of clearance for Parties Known to be Interested as required by 24 CFR 58.43;
- x. Process environmental review and clearance in accordance with NEPA;
- xi. Advise and complete environmental re-evaluations per 24 CFR 58.47 when evidence of further clearance or assessment is required;
- xii. Prepare and submit Monthly Status Report; and
- xiii. Participate in regularly scheduled progress meetings.

Administration Professional Services Rating Sheet

Grant Recipient _____ Name of Respondent _____
 Evaluator's Name _____ Date of Rating _____

Rate the Respondent of the Request For Proposal (RFP) by awarding points up to the maximum listed for each factor. Information necessary to assess the Respondent on these criteria may be gathered either from past experience with the Respondent and/or by contacting past/current clients of the Respondent. Respondents proposing to offer specific services (environmental or buyout only**) will be scored only on those services.**

Experience

<u>Factors</u>	<u>Max.Pts.</u>	<u>Score</u>
1. Related Experience / Background with federally funded projects	5	_____
2. Related Experience / Background with specific project type (infrastructure, acquisition of property, coordination with regulatory agency, etc.)	5	_____
3. Related experience/background with specific services:		_____
a. Administrative, construction management, and related acquisition	5	_____
b. Environmental review	5	_____
c. Buyout management (if not applicable score '0')	5	_____
4. References from current/past clients	5	_____
Subtotal, Experience	30	_____

Work Performance

<u>Factors</u>	<u>Max.Pts.</u>	<u>Score</u>
1. Submits requests to client/GLO in a timely manner	5	_____
2. Responds to client/GLO requests in a timely manner	5	_____
3. Past client/GLO projects completed on schedule	5	_____
4. Work product is consistently of high quality with low level of errors	5	_____
5. Past client/GLO projects have low level of monitoring findings/concerns	5	_____
6. Manages projects within budgetary constraints	5	_____
Subtotal, Performance	30	_____

Capacity to Perform

<u>Factors</u>	<u>Max.Pts.</u>	<u>Score</u>
1. Qualifications / Experience of Staff		_____
a. Administrative, construction management, and related acquisition	4	_____
b. Environmental review	4	_____
c. Buyout management (if not applicable score '0')	4	_____
2. Present and Projected Workloads	4	_____
3. Demonstrated understanding of scope of the CDBG-MIT Project	4	_____
Subtotal, Capacity to Perform	20	_____

Proposed Cost

<u>Factors</u>	<u>Max.Pts.</u>	<u>Score</u>
Proposed cost is in line with independent estimate and compared with all cost proposals received	20	_____
A = Lowest Proposal \$ _____ $A \div B \times 20 = \text{Respondent's Score}$	20	_____
B = Respondent's Proposal \$ _____		

TOTAL SCORE

<u>Factors</u>	<u>Max.Pts.</u>	<u>Score</u>
<input type="checkbox"/> Experience	30	_____
<input type="checkbox"/> Work Performance	30	_____
<input type="checkbox"/> Capacity to Perform	20	_____
<input type="checkbox"/> Proposed Cost	20	_____
Total Score	100	_____

Cost of Services: Administration Services (Infrastructure)

Indicate **No Cost Proposal** if your firm is not proposing for the services specified on this Cost of Services page.

The City of Gonzales may apply for all, none, or any combination of the CDBG-MIT infrastructure programs listed below (see the Administration Services—Description of Programs in this RFP) and choose one or more service providers to implement awarded activities.

Maximum amount of grant funds firm is able and/or willing to manage: \$

Indicate pricing for any/all CDBG-MIT programs for which firm is able and/or willing to provide specified services at the level of the total award amount.

Proposed Cost to Provide All Grant Administration Services

General Administrative, Environmental, Construction Mgt, related Acquisition Duties (Not Buyout)

Program	Total Award Amount				
	\$500,000	\$1,000,000	\$3,000,000	\$10,000,000	\$100,000,000
<input checked="" type="checkbox"/> Hurricane Harvey Mitigation (for declared counties)					
<input type="checkbox"/> 2015 Floods Mitigation (for declared counties)					
<input type="checkbox"/> 2016 Floods Mitigation (for declared counties)					
<input type="checkbox"/> Regional Mitigation (for declared counties)					

Proposed Cost to Provide General Administrative, Construction Management, related Acquisition Duties Only (not Buyout)

Program	Total Award Amount				
	\$500,000	\$1,000,000	\$3,000,000	\$10,000,000	\$100,000,000
<input checked="" type="checkbox"/> Hurricane Harvey Mitigation (for declared counties)					
<input type="checkbox"/> 2015 Floods Mitigation (for declared counties)					
<input type="checkbox"/> 2016 Floods Mitigation (for declared counties)					
<input type="checkbox"/> Regional Mitigation (for declared counties)					

Proposed Cost to Provide Environmental Services Only

Program	Total Award Amount				
	\$500,000	\$1,000,000	\$3,000,000	\$10,000,000	\$100,000,000
<input checked="" type="checkbox"/> Hurricane Harvey Mitigation (for declared counties)					
<input type="checkbox"/> 2015 Floods Mitigation (for declared counties)					
<input type="checkbox"/> 2016 Floods Mitigation (for declared counties)					
<input type="checkbox"/> Regional Mitigation (for declared counties)					

Proposed Cost to Provide Buyout Services Only (as needed--in addition to any of the above Service Fees)

Program	Total Award Amount				
	\$500,000	\$1,000,000	\$3,000,000	\$10,000,000	\$100,000,000
<input checked="" type="checkbox"/> Hurricane Harvey Mitigation (for declared counties)					
<input type="checkbox"/> 2015 Floods Mitigation (for declared counties)					
<input type="checkbox"/> 2016 Floods Mitigation (for declared counties)					
<input type="checkbox"/> Regional Mitigation (for declared counties)					

Insert Certificate of Insurance

**Insert System for Award Management (SAM) record
search for company name and company principal**

CONFLICT OF INTEREST QUESTIONNAIRE
For vendor doing business with local governmental entity

FORM CIQ

This questionnaire reflects changes made to the law by H.B. 23, 84th Leg., Regular Session.

This questionnaire is being filed in accordance with Chapter 176, Local Government Code, by a vendor who has a business relationship as defined by Section 176.001(1-a) with a local governmental entity and the vendor meets requirements under Section 176.006(a).

By law this questionnaire must be filed with the records administrator of the local governmental entity not later than the 7th business day after the date the vendor becomes aware of facts that require the statement to be filed. See Section 176.006(a-1), Local Government Code.

A vendor commits an offense if the vendor knowingly violates Section 176.006, Local Government Code. An offense under this section is a misdemeanor.

OFFICE USE ONLY

Date Received

1 Name of vendor who has a business relationship with local governmental entity.

2 ☐ **Check this box if you are filing an update to a previously filed questionnaire.** (The law requires that you file an updated completed questionnaire with the appropriate filing authority not later than the 7th business day after the date on which you became aware that the originally filed questionnaire was incomplete or inaccurate.)

3 Name of local government officer about whom the information is being disclosed.

Name of Officer

4 Describe each employment or other business relationship with the local government officer, or a family member of the officer, as described by Section 176.003(a)(2)(A). Also describe any family relationship with the local government officer. Complete subparts A and B for each employment or business relationship described. Attach additional pages to this Form CIQ as necessary.

A. Is the local government officer or a family member of the officer receiving or likely to receive taxable income, other than investment income, from the vendor?

☐ Yes

☐ No

B. Is the vendor receiving or likely to receive taxable income, other than investment income, from or at the direction of the local government officer or a family member of the officer AND the taxable income is not received from the local governmental entity?

☐ Yes

☐ No

5 Describe each employment or business relationship that the vendor named in Section 1 maintains with a corporation or other business entity with respect to which the local government officer serves as an officer or director, or holds an ownership interest of one percent or more.

6 ☐ Check this box if the vendor has given the local government officer or a family member of the officer one or more gifts as described in Section 176.003(a)(2)(B), excluding gifts described in Section 176.003(a-1).

7

Signature of vendor doing business with the governmental entity

Date

CONFLICT OF INTEREST QUESTIONNAIRE

For vendor doing business with local governmental entity

A complete copy of Chapter 176 of the Local Government Code may be found at <http://www.statutes.legis.state.tx.us/Docs/LG/htm/LG.176.htm>. For easy reference, below are some of the sections cited on this form.

Local Government Code § 176.001(1-a): "Business relationship" means a connection between two or more parties based on commercial activity of one of the parties. The term does not include a connection based on:

- (A) a transaction that is subject to rate or fee regulation by a federal, state, or local governmental entity or an agency of a federal, state, or local governmental entity;
- (B) a transaction conducted at a price and subject to terms available to the public; or
- (C) a purchase or lease of goods or services from a person that is chartered by a state or federal agency and that is subject to regular examination by, and reporting to, that agency.

Local Government Code § 176.003(a)(2)(A) and (B):

(a) A local government officer shall file a conflicts disclosure statement with respect to a vendor if:

(2) the vendor:

(A) has an employment or other business relationship with the local government officer or a family member of the officer that results in the officer or family member receiving taxable income, other than investment income, that exceeds \$2,500 during the 12-month period preceding the date that the officer becomes aware that

(i) a contract between the local governmental entity and vendor has been executed;

or

(ii) the local governmental entity is considering entering into a contract with the vendor;

(B) has given to the local government officer or a family member of the officer one or more gifts that have an aggregate value of more than \$100 in the 12-month period preceding the date the officer becomes aware that:

(i) a contract between the local governmental entity and vendor has been executed; or

(ii) the local governmental entity is considering entering into a contract with the vendor.

Local Government Code § 176.006(a) and (a-1)

(a) A vendor shall file a completed conflict of interest questionnaire if the vendor has a business relationship with a local governmental entity and:

(1) has an employment or other business relationship with a local government officer of that local governmental entity, or a family member of the officer, described by Section 176.003(a)(2)(A);

(2) has given a local government officer of that local governmental entity, or a family member of the officer, one or more gifts with the aggregate value specified by Section 176.003(a)(2)(B), excluding any gift described by Section 176.003(a-1); or

(3) has a family relationship with a local government officer of that local governmental entity.

(a-1) The completed conflict of interest questionnaire must be filed with the appropriate records administrator not later than the seventh business day after the later of:

(1) the date that the vendor:

(A) begins discussions or negotiations to enter into a contract with the local governmental entity; or

(B) submits to the local governmental entity an application, response to a request for proposals or bids, correspondence, or another writing related to a potential contract with the local governmental entity; or

(2) the date the vendor becomes aware:

(A) of an employment or other business relationship with a local government officer, or a family member of the officer, described by Subsection (a);

(B) that the vendor has given one or more gifts described by Subsection (a); or

(C) of a family relationship with a local government officer.

Certification Regarding Lobbying

(To be submitted with each bid or offer exceeding \$100,000)

The undersigned certifies, to the best of his or her knowledge and belief, that:

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

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31, U.S.C. § 1352 (as amended by the Lobbying Disclosure Act of 1995).

The Contractor, _____, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the Contractor understands and agrees that the provisions of 31 U.S.C. § 3801 et seq., apply to this certification and disclosure, if any.

Signature of Contractor's Authorized Official

Printed Name and Title of Contractor's Authorized Official

Date

INSTRUCTIONS FOR COMPLETION OF SF-LLL, DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity 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 a covered Federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a follow-up report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, State and zip code of the reporting entity. Include Congressional District, if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, State and zip code of the prime Federal recipient. Include Congressional District, if known.
6. Enter the name of the federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans, and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number; Invitations for Bid (IFB) number; grant announcement number; the contract, grant, or loan award number; the application/proposal control number assigned by the Federal agency). Included prefixes, e.g., "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitment for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, State and zip code of the lobbying registrant under the Lobbying Disclosure Act of 1995 engaged by the reporting entity identified in item 4 to influence the covered Federal action.
(b) Enter the full names of the individual(s) performing services, and include full address if different from 10(a). Enter Last Name, First Name, and Middle Initial (MI).
11. The certifying official shall sign and date the form, print his/her name, title, and telephone number.

According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB control Number. The valid OMB control number for this information collection is OMB No. 0348-0046. Public reporting burden for this collection of information is estimated to average 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, DC 20503

Approved by OMB
0348-0046

Disclosure of Lobbying Activities

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352
(See reverse for public burden disclosure)

Type of Federal Action: _____ a. contract _____ b. grant _____ c. cooperative agreement _____ d. loan _____ e. loan guarantee _____ f. loan insurance	Status of Federal Action: _____ a. bid/offer/application _____ b. initial award _____ c. post-award	Report Type: _____ a. initial filing _____ b. material change
Name and Address of Reporting Entity: _____ Prime _____ Subawardee Tier _____, if Known:		If Reporting Entity in No. 4 is Subawardee, Enter Name and Address of Prime:
Congressional District, if known:		Congressional District, if known:
Federal Department/Agency:	7. Federal Program Name/Description: CFDA Number, if applicable: _____	
Federal Action Number, if known:	9. Award Amount, if known: \$ _____	
10. a. Name and Address of Lobbying Registrant <i>(if individual, last name, first name, MI):</i>	b. Individuals Performing Services <i>(including address if different from No. 10a)</i> <i>(last name, first name, MI):</i>	
11. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.	Signature: _____ Print Name: _____ Title: _____ Telephone No.: _____ Date: _____	
Federal Use Only		Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)

(To be completed by awarded vendor)

CERTIFICATE OF INTERESTED PARTIES		FORM 1295																																							
<p>Complete Nos. 1 - 4 and 6 if there are interested parties. Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.</p>		<div style="border: 2px solid black; padding: 10px; display: inline-block;">OFFICE USE ONLY</div> <div style="font-size: 2em; transform: rotate(-45deg); opacity: 0.5; position: absolute; top: 50%; left: 50%;">Must file online at www.ethics.state.tx.us/File</div>																																							
<p>1 Name of business entity filing form, and the city, state and country of the business entity's place of business.</p>																																									
<p>2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.</p>																																									
<p>3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.</p>																																									
<table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th rowspan="2" style="width: 35%; padding: 5px; text-align: center;">Name of Interested Party</th><th rowspan="2" style="width: 25%; padding: 5px; text-align: center;">City, State, Country (place of business)</th><th colspan="2" style="width: 40%; padding: 5px; text-align: center;">Nature of Interest (check applicable)</th></tr><tr><th style="width: 20%; padding: 5px; text-align: center;">Controlling</th><th style="width: 20%; padding: 5px; text-align: center;">Intermediary</th></tr></thead><tbody><tr><td style="height: 20px;"></td><td></td><td></td><td></td></tr><tr><td style="height: 20px;"></td><td></td><td></td><td></td></tr><tr><td style="height: 20px;"></td><td></td><td></td><td></td></tr><tr><td style="height: 20px;"></td><td></td><td></td><td></td></tr><tr><td style="height: 20px;"></td><td></td><td></td><td></td></tr><tr><td style="height: 20px;"></td><td></td><td></td><td></td></tr><tr><td style="height: 20px;"></td><td></td><td></td><td></td></tr><tr><td style="height: 20px;"></td><td></td><td></td><td></td></tr></tbody></table>				Name of Interested Party	City, State, Country (place of business)	Nature of Interest (check applicable)		Controlling	Intermediary																																
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		Controlling	Intermediary																																						
<p>5 Check only if there is NO Interested Party. <input style="float: right;" type="checkbox"/></p>																																									
<p>6 UNSWORN DECLARATION</p> <p>My name is _____, and my date of birth is _____.</p> <p>My address is _____ (street) _____ (city) _____ (state) _____ (zip code) _____ (country).</p> <p>I declare under penalty of perjury that the foregoing is true and correct.</p> <p>Executed in _____ County, State of _____, on the _____ day of _____, 20____.</p> <p style="text-align: right;">(month) (year)</p> <p style="text-align: right;">_____ Signature of authorized agent of contracting business entity (Declarant)</p>																																									
ADD ADDITIONAL PAGES AS NECESSARY																																									

REQUIRED CONTRACT PROVISIONS

Italics – Explanatory; not contract language

All Contracts

THRESHOLD	PROVISION	CITATION
None	(H) Debarment and Suspension (Executive Orders 12549 and 12689)—A contract award (see 2 CFR 180.220) must not be made to parties listed on the government-wide Excluded Parties List System in the System for Award Management (SAM), in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR Part 1986 Comp., p. 189) and 12689 (3 CFR Part 1989 Comp., p. 235), “Debarment and Suspension.” SAM Exclusions contains the names of parties debarred, suspended, or otherwise excluded by agencies, as well as parties declared ineligible under statutory or regulatory authority other than Executive Order 12549.	2 CFR 200 APPENDIX II (H)
None	The U.S. Department of Housing and Urban Development (HUD), Inspectors General, the Comptroller General of the United States, and the Texas Department of Agriculture (TDA), and the City/County, or any of their authorized representatives, shall have access to any documents, papers, or other records of the Contractor which are pertinent to the TxCDBG award, in order to make audits, examinations, excerpts, and transcripts and to closeout the City’s/County’s TxCDBG contract with TDA.	2 CFR 200.336 (former 24 CFR 85.36(i)(10))
None	Grantees or subgrantees must retain all required records for three years after grantees or subgrantees make final payments and all other pending matters are closed.	2 CFR 200.333 (former 24 CFR (85.36(i)(11))
None	<p>Sec. 176.003. CONFLICTS DISCLOSURE STATEMENT REQUIRED.</p> <p>(a) A local government officer shall file a conflicts disclosure statement with respect to a vendor if:</p> <p>(1) the vendor enters into a contract with the local governmental entity or the local governmental entity is considering entering into a contract with the vendor; and</p> <p>(2) the vendor:</p> <p>(A) has an employment or other business relationship with the local government officer or a family member of the officer that results in the officer or family member receiving taxable income, other than investment income, that exceeds \$2,500 during the 12-month period preceding the date that the officer becomes aware that:</p> <p>(i) a contract between the local governmental entity and vendor has been executed; or</p> <p>(ii) the local governmental entity is considering entering into a contract with the vendor;</p> <p>(B) has given to the local government officer or a family member of the officer one or more gifts that have an</p>	<u>Chapter 176</u> of the Local Government Code

	<p>aggregate value of more than \$100 in the 12-month period preceding the date the officer becomes aware that:</p> <p>(i) a contract between the local governmental entity and vendor has been executed; or</p> <p>(ii) the local governmental entity is considering entering into a contract with the vendor; or has a family relationship with the local government officer.</p> <p>(a-1) A local government officer is not required to file a conflicts disclosure statement in relation to a gift accepted by the officer or a family member of the officer if the gift is:</p> <p>(1) a political contribution as defined by Title 15, Election Code; or</p> <p>(2) food accepted as a guest.</p> <p>(a-2) A local government officer is not required to file a conflicts disclosure statement under Subsection (a) if the local governmental entity or vendor described by that subsection is an administrative agency created under Section 791.013, Government Code.</p> <p>(b) A local government officer shall file the conflicts disclosure statement with the records administrator of the local governmental entity not later than 5 p.m. on the seventh business day after the date on which the officer becomes aware of the facts that require the filing of the statement under Subsection (a).</p>	
>\$10,000	<p><i>(B) All contracts in excess of \$10,000 must address termination for cause and for convenience by the non-Federal entity including the manner by which it will be effected and the basis for settlement.</i></p> <p><i>Use the following language for contracts > \$ 10,000:</i></p> <p><u>Termination for Cause</u></p> <p>If the Contractor fails to fulfill in a timely and proper manner its obligations under this Agreement, or if the Contractor violates any of the covenants, conditions, agreements, or stipulations of this Agreement, the City/County shall have the right to terminate this Agreement by giving written notice to the Contractor of such termination and specifying the effective date thereof, which shall be at least five days before the effective date of such termination. In the event of termination for cause, all finished or unfinished documents, data, studies, surveys, drawings, maps, models, photographs and reports prepared by the Contractor pursuant to this Agreement shall, at the option of the City/County, be turned over to the City / County and become the property of the City / County. In the event of termination for cause, the Contractor shall be entitled to receive reasonable compensation for any necessary services actually and satisfactorily performed prior to the date of termination.</p>	<p>2 CFR 200 APPENDIX II(B)</p>

	<p>Notwithstanding the above, the Contractor shall not be relieved of liability to the City/County for damages sustained by the City/County by virtue of any breach of contract by the Contractor, and the City/County may set-off the damages it incurred as a result of the Contractor's breach of contract from any amounts it might otherwise owe the Contractor.</p> <p><u>Termination for Convenience of the City/County</u></p> <p>City/County may at any time and for any reason terminate Contractor's services and work at City/County's convenience upon providing written notice to the Contractor specifying the extent of termination and the effective date. Upon receipt of such notice, Contractor shall, unless the notice directs otherwise, immediately discontinue the work and placing of orders for materials, facilities and supplies in connection with the performance of this Agreement.</p> <p>[Parties should include the manner by which such termination will be effected and the basis for settlement or any other terms and conditions concerning payment upon such termination.]</p>	
>\$50,000	<p><i>(A) Contracts for more than \$50,000 must address administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as appropriate.</i></p> <p><i>Use the following language for contracts > \$50,000:</i></p> <p><u>Resolution of Program Non-compliance and Disallowed Costs</u></p> <p>In the event of any dispute, claim, question, or disagreement arising from or relating to this Agreement, or the breach thereof, including determination of responsibility for any costs disallowed as a result of non-compliance with federal, state or TxCDBG program requirements, the parties hereto shall use their best efforts to settle the dispute, claim, question or disagreement. To this effect, the parties shall consult and negotiate with each other in good faith within 30 days of receipt of a written notice of the dispute or invitation to negotiate, and attempt to reach a just and equitable solution satisfactory to both parties. If the matter is not resolved by negotiation within 30 days of receipt of written notice or invitation to negotiate, the parties agree first to try in good faith to settle the matter by mediation administered by the American Arbitration Association under its Commercial Mediation Procedures before resorting to arbitration, litigation, or some other dispute resolution procedure. The parties may enter into a written amendment to this Agreement and choose a mediator that is not affiliated with the American Arbitration Association. The parties shall bear the costs of such mediation equally. <i>[This section may also provide for the qualifications of the mediator(s), the locale of meetings, time limits, or any other item of concern to the parties.]</i> If the matter is not resolved through such mediation within 60 days</p>	<p>2 CFR 200 APPENDIX II (A)</p>

	of the initiation of that procedure, either party may proceed to file suit.	
Option Contract Language for Procurement before Grant Funds Awarded	Payment of the fees [described in ____ section] shall be contingent on CDBG funding. In the event that grant funds are not awarded to the City / County by TDA through the TxCDBG program, this agreement shall be terminated by the City / County.	2 CFR 200.319(a)

Additional provisions for administration & engineering contracts associated with construction contracts

THRESHOLD	PROVISION	CITATION
>\$10,000	<p><i>(Italics – Explanatory; not contract language)</i></p> <p><i>2 CFR 200 Appendix II (C) Equal Employment Opportunity. Except as otherwise provided under 41 CFR Part 60, all contracts that meet the definition of “federally assisted construction contract” in 41 CFR Part 60–1.3 must include the equal opportunity clause provided under 41 CFR 60–1.4(b), in accordance with Executive Order 11246, “Equal Employment Opportunity” (30 FR 12319, 12935, 3 CFR Part, 1964–1965 Comp., p. 339), as amended by Executive Order 11375, “Amending Executive Order 11246 Relating to Equal Employment Opportunity,” and implementing regulations at 41 CFR part 60, “Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor.”</i></p> <p><i>Therefore, include the following EO clause (not in italics) in construction contracts including construction associated administration and engineering contracts > \$10,000:</i></p> <p>\$60-1.4(b) Equal opportunity clause.</p> <p><i>(b) Federally assisted construction contracts. Except as otherwise provided, each administering agency shall require the inclusion of the following language as a condition of any grant, contract, loan, insurance, or guarantee involving federally assisted construction which is not exempt from the requirements of the equal opportunity clause:</i></p> <p><i>The applicant hereby agrees that it will incorporate or cause to be incorporated into any contract for construction work, or modification thereof, as defined in the regulations of the Secretary of Labor at 41 CFR chapter 60, which is paid for in whole or in part with funds obtained from the Federal Government or borrowed on the credit of the Federal Government pursuant to a grant, contract, loan insurance, or guarantee, or undertaken pursuant to any Federal program involving such grant, contract, loan, insurance, or guarantee, the following equal opportunity clause:</i></p> <p><i>During the performance of this contract, the contractor agrees as follows:</i></p>	<p>41 CFR §60-1.4(b) And 2 CFR 200 APPENDIX II (C)</p>

	<p>(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, sexual orientation, gender identity, or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, sexual orientation, gender identity, or national origin. Such action shall include, but not be limited to the following: Employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.</p> <p>(2) The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive considerations for employment without regard to race, color, religion, sex, sexual orientation, gender identity, or national origin.</p> <p>(3) The Contractor will not discourage or in any other manner discriminate against any employee or applicant for employment because such employee or applicant has inquired about, discussed, or disclosed the compensation of the employee or applicant or another employee or applicant. This provision shall not apply to instances in which an employee who has access to the compensation information of other employees or applicants as a part of such employee's essential job functions discloses the compensation of such other employees or applicants to individuals who do not otherwise have access to such information, unless such disclosure is in response to a formal complaint or charge, in furtherance of an investigation, proceeding, hearing, or action, including an investigation conducted by the employer, or is consistent with the contractor's legal duty to furnish information.</p> <p>(4) The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representatives of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.</p> <p>(5) The contractor will comply with all provisions of Executive Order 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.</p> <p>(6) The contractor will furnish all information and reports required by Executive Order 11246 of September</p>	
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	<p>24, 1965, and by rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the administering agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.</p> <p>(7) In the event of the contractor's noncompliance with the nondiscrimination clauses of this contract or with any of the said rules, regulations, or orders, this contract may be canceled, terminated, or suspended in whole or in part and the contractor may be declared ineligible for further Government contracts or federally assisted construction contracts in accordance with procedures authorized in Executive Order 11246 of September 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order 11246 of September 24, 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.</p> <p>(8) The contractor will include the portion of the sentence immediately preceding paragraph (1) and the provisions of paragraphs (1) through (7) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to section 204 of Executive Order 11246 of September 24, 1965, so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontract or purchase order as the administering agency may direct as a means of enforcing such provisions, including sanctions for noncompliance: Provided, however, That in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the administering agency the contractor may request the United States to enter into such litigation to protect the interests of the United States.</p> <p>The applicant further agrees that it will be bound by the above equal opportunity clause with respect to its own employment practices when it participates in federally assisted construction work: Provided, That if the applicant so participating is a State or local government, the above equal opportunity clause is not applicable to any agency, instrumentality or subdivision of such government which does not participate in work on or under the contract.</p> <p>The applicant agrees that it will assist and cooperate actively with the administering agency and the Secretary of Labor in obtaining the compliance of contractors and subcontractors with the equal opportunity clause and the rules, regulations, and relevant orders of the Secretary of Labor, that it will furnish the administering agency and the Secretary of Labor such information as they may require for the supervision of such compliance, and that it will otherwise</p>	
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	<p>assist the administering agency in the discharge of the agency's primary responsibility for securing compliance.</p> <p>The applicant further agrees that it will refrain from entering into any contract or contract modification subject to Executive Order 11246 of September 24, 1965, with a contractor debarred from, or who has not demonstrated eligibility for, Government contracts and federally assisted construction contracts pursuant to the Executive order and will carry out such sanctions and penalties for violation of the equal opportunity clause as may be imposed upon contractors and subcontractors by the administering agency or the Secretary of Labor pursuant to Part II, Subpart D of the Executive order. In addition, the applicant agrees that if it fails or refuses to comply with these undertakings, the administering agency may take any or all of the following actions: Cancel, terminate, or suspend in whole or in part this grant (contract, loan, insurance, guarantee); refrain from extending any further assistance to the applicant under the program with respect to which the failure or refund occurred until satisfactory assurance of future compliance has been received from such applicant; and refer the case to the Department of Justice for appropriate legal proceedings.</p> <p>(c) Subcontracts. Each nonexempt prime contractor or subcontractor shall include the equal opportunity clause in each of its nonexempt subcontracts.</p> <p>(d) Incorporation by reference. The equal opportunity clause may be incorporated by reference in all Government contracts and subcontracts, including Government bills of lading, transportation requests, contracts for deposit of Government funds, and contracts for issuing and paying U.S. savings bonds and notes, and such other contracts and subcontracts as the Deputy Assistant Secretary may designate.</p> <p>(e) Incorporation by operation of the order. By operation of the order, the equal opportunity clause shall be considered to be a part of every contract and subcontract required by the order and the regulations in this part to include such a clause whether or not it is physically incorporated in such contracts and whether or not the contract between the agency and the contractor is written.</p> <p>(f) Adaptation of language. Such necessary changes in language may be made in the equal opportunity clause as shall be appropriate to identify properly the parties and their undertakings.</p> <p>[43 FR 49240, Oct. 20, 1978, as amended at 62 FR 66971, Dec. 22, 1997; 79 FR 72993, Dec. 9, 2014; 80 FR 54934, September 11, 2015]</p>	
>\$100,000	<p><i>§135.38 Section 3 clause</i> <i>All section 3 covered contracts shall include the following clause (referred to as the section 3 clause):</i></p>	24 CFR §135.38

	<p>A. The work to be performed under this contract is subject to the requirements of section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u (Section 3). The purpose of section 3 is to ensure that employment and other economic opportunities generated by HUD assistance or HUD-assisted projects covered by section 3, shall, to the greatest extent feasible, be directed to low- and very low-income persons, particularly persons who are recipients of HUD assistance for housing.</p> <p>B. The parties to this contract agree to comply with HUD's regulations in 24 CFR part 135, which implement section 3. As evidenced by their execution of this contract, the parties to this contract certify that they are under no contractual or other impediment that would prevent them from complying with the part 135 regulations.</p> <p>C. The contractor agrees to send to each labor organization or representative of workers with which the contractor has a collective bargaining agreement or other understanding, if any, a notice advising the labor organization or workers' representative of the contractor's commitments under this section 3 clause, and will post copies of the notice in conspicuous places at the work site where both employees and applicants for training and employment positions can see the notice. The notice shall describe the section 3 preference, shall set forth minimum number and job titles subject to hire, availability of apprenticeship and training positions, the qualifications for each; and the name and location of the person(s) taking applications for each of the positions; and the anticipated date the work shall begin.</p> <p>D. The contractor agrees to include this section 3 clause in every subcontract subject to compliance with regulations in 24 CFR part 135, and agrees to take appropriate action, as provided in an applicable provision of the subcontract or in this section 3 clause, upon a finding that the subcontractor is in violation of the regulations in 24 CFR part 135. The contractor will not subcontract with any subcontractor where the contractor has notice or knowledge that the subcontractor has been found in violation of the regulations in 24 CFR part 135.</p> <p>E. The contractor will certify that any vacant employment positions, including training positions, that are filled (1) after the contractor is selected but before the contract is executed, and (2) with persons other than those to whom the regulations of 24 CFR part 135 require employment opportunities to be directed, were not filled to circumvent the contractor's obligations under 24 CFR part 135.</p> <p>F. Noncompliance with HUD's regulations in 24 CFR part 135 may result in sanctions, termination of this contract for default, and debarment or suspension from future HUD assisted contracts.</p> <p>G. With respect to work performed in connection</p>	
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	with section 3 covered Indian housing assistance, section 7(b) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450e) also applies to the work to be performed under this contract. Section 7(b) requires that to the greatest extent feasible (i) preference and opportunities for training and employment shall be given to Indians, and (ii) preference in the award of contracts and subcontracts shall be given to Indian organizations and Indian-owned Economic Enterprises. Parties to this contract that are subject to the provisions of section 3 and section 7(b) agree to comply with section 3 to the maximum extent feasible, but not in derogation of compliance with section 7(b).	
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Construction Contracts

THRESHOLD	PROVISION	CITATION
>\$2,000 for Davis Bacon and Copeland "Anti-Kickback" Act; >\$100,000 for Contract Work Hours and Safety Standards Act	<p><i>HUD 4010 Federal labor standards provisions include:</i></p> <ol style="list-style-type: none"> 1. <i>Davis Bacon Act (40 U.S.C. 3141 et seq.) as supplemented by DOL regulations (29 CFR part 5);</i> 2. <i>Copeland "Anti-Kickback" Act (40 U.S.C. 3145), as supplemented by Department of Labor regulations (29 CFR Part 3); and</i> 3. <i>Contract Work Hours and Safety Standards Act (40 U.S.C. 3701 et seq.)</i> <p><i>See HUD 4010 contract language in Appendix F. Inclusion of this language into the construction contract satisfies contract requirements of the separate acts noted.</i></p>	
>\$2,000 (Satisfied with inclusion of HUD 4010)	<p><i>Compliance with the Davis-Bacon Act (40 U.S.C. 3141 et seq.) as supplemented by Department of Labor regulations (29 CFR part 5) and with the Copeland "Anti-Kickback" Act (18 U.S.C. 874; 40 U.S.C. 3145) as supplemented in Department of Labor regulations (29 CFR part 3):</i></p> <p>(D) Davis-Bacon Act, as amended (40 U.S.C. 3141-3148). When required by Federal program legislation, all prime construction contracts in excess of \$2,000 awarded by non-Federal entities must include a provision for compliance with the Davis-Bacon Act (40 U.S.C. 3141-3144, and 3146-3148) as supplemented by Department of Labor regulations (29 CFR Part 5, "Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction"). In accordance with the statute, contractors must be required to pay wages to laborers and mechanics at a rate not less than the prevailing wages specified in a wage determination made by the Secretary of Labor. In addition, contractors must be required to pay wages not less than once a week. The non-Federal entity must place a copy of the current prevailing wage determination issued by the Department of Labor in each solicitation. The decision to award a contract or subcontract must be conditioned upon the acceptance of the wage determination. The non-Federal entity must report all suspected or reported violations to the Federal awarding agency. The contracts must also include a provision for compliance with the Copeland "Anti-Kickback" Act (40 U.S.C. 3145), as supplemented by Department of Labor regulations (29 CFR Part 3, "Contractors and</p>	2 CFR 200 APPENDIX II (D)

	<p>Subcontractors on Public Building or Public Work Financed in Whole or in Part by Loans or Grants from the United States”). The Act provides that each contractor or subrecipient must be prohibited from inducing, by any means, any person employed in the construction, completion, or repair of public work, to give up any part of the compensation to which he or she is otherwise entitled. The non-Federal entity must report all suspected or reported violations to the Federal awarding agency.</p>	
>\$10,000	<p><i>(Italics – Explanatory; not contract language)</i></p> <p><i>2 CFR 200 Appendix II (C) Equal Employment Opportunity. Except as otherwise provided under 41 CFR Part 60, all contracts that meet the definition of “federally assisted construction contract” in 41 CFR Part 60–1.3 must include the equal opportunity clause provided under 41 CFR 60–1.4(b), in accordance with Executive Order 11246, “Equal Employment Opportunity” (30 FR 12319, 12935, 3 CFR Part, 1964–1965 Comp., p. 339), as amended by Executive Order 11375, “Amending Executive Order 11246 Relating to Equal Employment Opportunity,” and implementing regulations at 41 CFR part 60, “Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor.”</i></p> <p><i>Therefore, include the following EO clause (not in italics) in construction contracts including construction associated administration and engineering contracts > \$10,000:</i></p> <p>§60-1.4(b) Equal opportunity clause.</p> <p><i>(b) Federally assisted construction contracts. Except as otherwise provided, each administering agency shall require the inclusion of the following language as a condition of any grant, contract, loan, insurance, or guarantee involving federally assisted construction which is not exempt from the requirements of the equal opportunity clause:</i></p> <p><i>The applicant hereby agrees that it will incorporate or cause to be incorporated into any contract for construction work, or modification thereof, as defined in the regulations of the Secretary of Labor at 41 CFR chapter 60, which is paid for in whole or in part with funds obtained from the Federal Government or borrowed on the credit of the Federal Government pursuant to a grant, contract, loan insurance, or guarantee, or undertaken pursuant to any Federal program involving such grant, contract, loan, insurance, or guarantee, the following equal opportunity clause:</i></p> <p><i>During the performance of this contract, the contractor agrees as follows:</i></p> <p><i>(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, sexual orientation, gender identity, or national origin. The contractor will take affirmative action to</i></p>	<p>41 CFR §60-1.4(b) And 2 CFR 200 APPENDIX II (C)</p>

	<p>ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, sexual orientation, gender identity, or national origin. Such action shall include, but not be limited to the following: Employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.</p> <p>(2) The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive considerations for employment without regard to race, color, religion, sex, sexual orientation, gender identity, or national origin.</p> <p>(3) The Contractor will not discourage or in any other manner discriminate against any employee or applicant for employment because such employee or applicant has inquired about, discussed, or disclosed the compensation of the employee or applicant or another employee or applicant. This provision shall not apply to instances in which an employee who has access to the compensation information of other employees or applicants as a part of such employee's essential job functions discloses the compensation of such other employees or applicants to individuals who do not otherwise have access to such information, unless such disclosure is in response to a formal complaint or charge, in furtherance of an investigation, proceeding, hearing, or action, including an investigation conducted by the employer, or is consistent with the contractor's legal duty to furnish information.</p> <p>(4) The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representatives of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.</p> <p>(5) The contractor will comply with all provisions of Executive Order 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.</p> <p>(6) The contractor will furnish all information and reports required by Executive Order 11246 of September 24, 1965, and by rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the administering agency and the Secretary of Labor for</p>	
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	<p>purposes of investigation to ascertain compliance with such rules, regulations, and orders.</p> <p>(7) In the event of the contractor's noncompliance with the nondiscrimination clauses of this contract or with any of the said rules, regulations, or orders, this contract may be canceled, terminated, or suspended in whole or in part and the contractor may be declared ineligible for further Government contracts or federally assisted construction contracts in accordance with procedures authorized in Executive Order 11246 of September 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order 11246 of September 24, 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.</p> <p>(8) The contractor will include the portion of the sentence immediately preceding paragraph (1) and the provisions of paragraphs (1) through (7) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to section 204 of Executive Order 11246 of September 24, 1965, so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontract or purchase order as the administering agency may direct as a means of enforcing such provisions, including sanctions for noncompliance: Provided, however, That in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the administering agency the contractor may request the United States to enter into such litigation to protect the interests of the United States.</p> <p>The applicant further agrees that it will be bound by the above equal opportunity clause with respect to its own employment practices when it participates in federally assisted construction work: Provided, That if the applicant so participating is a State or local government, the above equal opportunity clause is not applicable to any agency, instrumentality or subdivision of such government which does not participate in work on or under the contract.</p> <p>The applicant agrees that it will assist and cooperate actively with the administering agency and the Secretary of Labor in obtaining the compliance of contractors and subcontractors with the equal opportunity clause and the rules, regulations, and relevant orders of the Secretary of Labor, that it will furnish the administering agency and the Secretary of Labor such information as they may require for the supervision of such compliance, and that it will otherwise assist the administering agency in the discharge of the agency's primary responsibility for securing compliance.</p> <p>The applicant further agrees that it will refrain from entering into any contract or contract modification subject to Executive Order 11246 of September 24, 1965, with a</p>	
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	<p>contractor debarred from, or who has not demonstrated eligibility for, Government contracts and federally assisted construction contracts pursuant to the Executive order and will carry out such sanctions and penalties for violation of the equal opportunity clause as may be imposed upon contractors and subcontractors by the administering agency or the Secretary of Labor pursuant to Part II, Subpart D of the Executive order. In addition, the applicant agrees that if it fails or refuses to comply with these undertakings, the administering agency may take any or all of the following actions: Cancel, terminate, or suspend in whole or in part this grant (contract, loan, insurance, guarantee); refrain from extending any further assistance to the applicant under the program with respect to which the failure or refund occurred until satisfactory assurance of future compliance has been received from such applicant; and refer the case to the Department of Justice for appropriate legal proceedings.</p> <p>(c) Subcontracts. Each nonexempt prime contractor or subcontractor shall include the equal opportunity clause in each of its nonexempt subcontracts.</p> <p>(d) Incorporation by reference. The equal opportunity clause may be incorporated by reference in all Government contracts and subcontracts, including Government bills of lading, transportation requests, contracts for deposit of Government funds, and contracts for issuing and paying U.S. savings bonds and notes, and such other contracts and subcontracts as the Deputy Assistant Secretary may designate.</p> <p>(e) Incorporation by operation of the order. By operation of the order, the equal opportunity clause shall be considered to be a part of every contract and subcontract required by the order and the regulations in this part to include such a clause whether or not it is physically incorporated in such contracts and whether or not the contract between the agency and the contractor is written.</p> <p>(f) Adaptation of language. Such necessary changes in language may be made in the equal opportunity clause as shall be appropriate to identify properly the parties and their undertakings.</p> <p>[43 FR 49240, Oct. 20, 1978, as amended at 62 FR 66971, Dec. 22, 1997; 79 FR 72993, Dec. 9, 2014; 80 FR 54934, September 11, 2015]</p>	
≥\$100,000	<p>(I) Byrd Anti-Lobbying Amendment (31 U.S.C. 1352)—Contractors that apply or bid for an award of \$100,000 or more must file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant or any other award covered by 31 U.S.C. 1352. Each tier must also</p>	<p>2 CFR 200 APPENDIX II (I) and 24 CFR §570.303</p>

	disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the non-Federal award.	
>\$100,000 (Satisfied with inclusion of HUD 4010)	(E) Contract Work Hours and Safety Standards Act (40 U.S.C. 3701–3708). Where applicable, all contracts awarded by the non-Federal entity in excess of \$100,000 that involve the employment of mechanics or laborers must include a provision for compliance with 40 U.S.C. 3702 and 3704, as supplemented by Department of Labor regulations (29 CFR Part 5). Under 40 U.S.C. 3702 of the Act, each contractor must be required to compute the wages of every mechanic and laborer on the basis of a standard work week of 40 hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of 40 hours in the work week. The requirements of 40 U.S.C. 3704 are applicable to construction work and provide that no laborer or mechanic must be required to work in surroundings or under working conditions which are unsanitary, hazardous or dangerous. These requirements do not apply to the purchases of supplies or materials or articles ordinarily available on the open market, or contracts for transportation or transmission of intelligence.	2 CFR 200 APPENDIX II (E)
>\$100,000	<p><i>§135.38 Section 3 clause</i> <i>All section 3 covered contracts shall include the following clause (referred to as the section 3 clause):</i></p> <p>A. The work to be performed under this contract is subject to the requirements of section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u (Section 3). The purpose of section 3 is to ensure that employment and other economic opportunities generated by HUD assistance or HUD-assisted projects covered by section 3, shall, to the greatest extent feasible, be directed to low- and very low-income persons, particularly persons who are recipients of HUD assistance for housing.</p> <p>B. The parties to this contract agree to comply with HUD's regulations in 24 CFR part 135, which implement section 3. As evidenced by their execution of this contract, the parties to this contract certify that they are under no contractual or other impediment that would prevent them from complying with the part 135 regulations.</p> <p>C. The contractor agrees to send to each labor organization or representative of workers with which the contractor has a collective bargaining agreement or other understanding, if any, a notice advising the labor organization or workers' representative of the contractor's commitments under this section 3 clause, and will post copies of the notice in conspicuous places at the work site where both employees and applicants for training and employment positions can see the notice. The notice shall describe the section 3 preference, shall set forth minimum number and job titles subject to hire, availability of apprenticeship and training positions, the qualifications for each; and the name and</p>	24 CFR §135.38

	<p>location of the person(s) taking applications for each of the positions; and the anticipated date the work shall begin.</p> <p>D. The contractor agrees to include this section 3 clause in every subcontract subject to compliance with regulations in 24 CFR part 135, and agrees to take appropriate action, as provided in an applicable provision of the subcontract or in this section 3 clause, upon a finding that the subcontractor is in violation of the regulations in 24 CFR part 135. The contractor will not subcontract with any subcontractor where the contractor has notice or knowledge that the subcontractor has been found in violation of the regulations in 24 CFR part 135.</p> <p>E. The contractor will certify that any vacant employment positions, including training positions, that are filled (1) after the contractor is selected but before the contract is executed, and (2) with persons other than those to whom the regulations of 24 CFR part 135 require employment opportunities to be directed, were not filled to circumvent the contractor's obligations under 24 CFR part 135.</p> <p>F. Noncompliance with HUD's regulations in 24 CFR part 135 may result in sanctions, termination of this contract for default, and debarment or suspension from future HUD assisted contracts.</p> <p>G. With respect to work performed in connection with section 3 covered Indian housing assistance, section 7(b) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450e) also applies to the work to be performed under this contract. Section 7(b) requires that to the greatest extent feasible (i) preference and opportunities for training and employment shall be given to Indians, and (ii) preference in the award of contracts and subcontracts shall be given to Indian organizations and Indian-owned Economic Enterprises. Parties to this contract that are subject to the provisions of section 3 and section 7(b) agree to comply with section 3 to the maximum extent feasible, but not in derogation of compliance with section 7(b).</p>	
>\$150,000	<p>(G) Clean Air Act (42 U.S.C. 7401–7671q.) and the Federal Water Pollution Control Act (33 U.S.C. 1251–1387), as amended—Contracts and subgrants of amounts in excess of \$150,000 must contain a provision that requires the non-Federal award to agree to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act (42 U.S.C. 7401–7671q) and the Federal Water Pollution Control Act as amended (33 U.S.C. 1251–1387). Violations must be reported to the Federal awarding agency and the Regional Office of the Environmental Protection Agency (EPA).</p>	<p>2 CFR 200 APPENDIX II (G)</p>

Request for Qualifications (RFQ) for Engineering - City of Gonzales, Texas

September 11, 2020

Re: Texas General Land Office (GLO) Community Development Block Grant Disaster Recovery-Mitigation (CDBG-MIT) Program

Dear Engineering Service Providers:

Attached is a copy of the City of Gonzales, Texas, Request for Qualifications for engineering services. These services are being solicited to assist the City of Gonzales in its application and project implementation of a contract(s), if awarded, from GLO CDBG-MIT Program.. The City of Gonzales will be applying for such funding to support infrastructure activities in the City of Gonzales.

Multiple contracts may be awarded as a result of this solicitation.

The submission requirements for this proposal are also included on the attached Request for Qualifications (RFQ) form. Please submit a proposal of services and statement of qualifications to:

Tim Patek, City Manager
City of Gonzales
820 St. Joseph Street
Gonzales, Texas 78629

The deadline for submission of proposals is **June 13, 2019 at 4pm**. Please provide one digital copy of your proposal of services and statement of qualifications to citysecretary@gonzales.texas.gov, as well as four (4) hard copies to address above. Proposals received after the deadline will not be considered for award, regardless of whether or not the delay was outside the control of the submitting firm.

The City of Gonzales reserves the right to negotiate with any and all persons or firms submitting proposals, per the Texas Professional Services Procurement Act and the Uniform Grant and Contract Management Standards.

The City of Gonzales is an Affirmative Action/Equal Opportunity Employer. Section 3 Residents, Minority Business Enterprises, Small Business Enterprises, Women Business Enterprises, and labor surplus area firms are encouraged to submit proposals.

Sincerely,

Tim Patek
City Manager

The City of Gonzales is seeking to enter into an engineering services contract with a state-registered engineer. The following outlines this request for qualifications.

- I. Scope of Work - The engineering contract will encompass all project-related engineering services to the City of Gonzales under its CDBG-MIT, including but not limited to the following:

Post-Funding Services

Initial Engineering and Design Support Engineering and Final Design Support Bid and Award Support Contract Management and Construction Oversight Specialized Services

Please specify actual tasks to be performed under each of these categories.

- II. Statement of Qualifications - The City of Gonzales is seeking to contract with a competent engineering firm, registered to practice in the State of Texas, that has had experience in the following areas:

- Municipal construction including but not limited to disaster recovery, projects;
- Registered and in good standing as a professional engineer per the Texas Engineering Practice Act
- Federally-funded construction projects; and
- Projects located in this general region of the state

As such, please provide within your proposal a list of past local government clients, as well as resumes of all engineers that will or may be assigned to this project if you receive the engineering services contract award. Each firm must furnish a minimum of five (5) references.

- III. Evaluation Criteria – Exhibit B. The proposals received will be evaluated and ranked according to the following criteria:

<u>Criteria</u>	<u>Maximum Points</u>
Experience	60
Work Performance	25
Capacity to Perform	15
Total	100

- IV. For this RFQ, Respondent's qualifications will be evaluated and the most qualified Respondent will be selected, subject to negotiation of fair and reasonable compensation.
- V. Upon the award of this contract, profit (either %/actual cost) must be identified and negotiated as a separate element of the price for any contract in excess of \$150,000.00. "Cost plus percentage of cost proposals are prohibited"
- VI. Submission Requirements
- A copy of your current **certificate of insurance** for professional liability.

- **A statement of conflicts** (if any) the proposing entity or key employees may have regarding these services. The statement should include conflicts, as well as any working relationships that may be perceived by disinterested parties as a conflict. If no potential conflicts of interests are identified, please state so.
- **System for Award Management.** Consultant/Firm is not debarred or suspended from the Excluded Parties List System (EPLS) in the System for Award Management (SAM) and must have an active registration with the System for Award Management (www.SAM.gov). Include verification that your company is registered and that the company's principal is not listed (is not debarred) through the System for Award Management (www.SAM.gov). Enclose a print out of the search results that includes the record date.
- **Form CIQ**, enclosed in Exhibit C. Texas Local Government Code chapter 176 requires that any vendor or person who enters or seeks to enter into a contract with a local government entity disclose in the Questionnaire Form CIQ the vendor or person's employment, affiliation, business relationship, family relationship or provision of gifts that might cause a conflict of interest with a local government entity. Questionnaire form CIQ is included in the RFP and must be submitted with the response.
- **Certification Regarding Lobbying**, enclosed in Exhibit C. Certification for Contracts, Grants, Loans, and Cooperative Agreements is included in the RFQ and must be submitted with the response.
- **Form 1295**, enclosed in Exhibit C. All contracts and contract amendments, extensions, or renewals executed by the City of Gonzales will require the completion of Form 1295 "Certificate of Interested Parties" pursuant to Government Code § 2252.908. Form 1295 must be completed by awarded vendor at time of signed contract submission. Form 1295 is included in this RFQ for your information.
- **Required Contract Provisions.** Applicable provisions enclosed in Exhibit D must be included in all contracts executed as a result of this RFQ.

VII. Contracting with small and minority businesses, women's business enterprises, and labor surplus area firms. – Small and minority businesses, women's business enterprises, and labor surplus area firms are encouraged to participate in this RFQ. If the awarded vendor is a prime contractor and may use subcontractors, the following affirmative steps are required of the prime contractor:

- 1) Placing qualified small and minority businesses and women's business enterprises on solicitation lists;
- 2) Assuring that small and minority businesses, and women's business enterprises are solicited whenever they are potential sources;
- 3) Dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority businesses, and women's business enterprises;
- 4) Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority businesses, and women's business enterprises;

Using the services and assistance, as appropriate, of such organizations as the Small Business Administration and the Minority Business Development Agency of the Department of Commerce. Minority-owned businesses may be eligible for contract procurement assistance with public and private sector entities from MBDA centers:

Houston MBDA Business Center
 2302 Fannin Street, Suite 165, Houston, TX 77002
 713-718-8974
<https://www.hccs.edu/hcc-in-the-community/entrepreneurial-initiatives/mbda/>

Dallas-Fort Worth MBDA Business Center
 8828 N Stemmons Freeway - Ste 550-B, Dallas, TX 75247
 214-920-2436
<http://www.mbdadfw.com/>

San Antonio MBDA Business Center
501 W César E Chávez Blvd, San Antonio, TX 78207
210-458-2480
<https://sanantoniombdacenter.com/>

MBDA Business Center – El Paso
c/o El Paso Hispanic Chamber of Commerce
2401 E. Missouri Ave.
El Paso, TX 79903
915-351-6232 ext. 19
<https://ephcc.org/blog/growing-my-existing-business/our-mbda-business-center/>

Small and woman-owned businesses may be eligible for assistance from SBA Women's Business Centers:

Houston Women's Business Council, Inc.
9800 Northwest Freeway, Suite 120, Houston, TX 77018
713-681-9232
wbc@wbea-texas.org

LiftFund - Dallas Fort Worth Women's Business Center
8828 N. Stemmons Fwy, Suite 142, Dallas, TX 75247
888-215-2373
wbcdfw@liftfund.com

LiftFund - San Antonio Women's Business Center
600 Soledad St., San Antonio, TX 78205
888-215-2373
wbc@liftfund.com

SBA also provides assistance at Small Business Development Centers located across Texas:
<https://americassbdc.org/small-business-consulting-and-training/find-your-sbdc/>

- VIII. **Questions/Requests for Clarification: Any question, request for clarification, or request for additional information regarding this RFQ should be submitted no later than 4pm, June 6, 2019 via e-mail to citysecretary@gonzales.texas.gov.** No oral response by any employee or agent of the City of Gonzales, Texas shall be binding on the City of Gonzales or shall in any way be considered a commitment by the City of Gonzales. Access to a digital copy of this RFQ, as well as any additional Addenda issued, may be found at <https://www.gonzales.texas.gov/>

Deadline for Submission – Four (4) hard copies and one digital copy of the proposal must be received no later than 4pm on June 13, 2019 at the following address: 820 St. Joseph Street, Gonzales, Texas 78629.

**Texas General Land Office
Community Development Block Grant Disaster Recovery - Mitigation (CDBG – MIT)**

Administration Services

Description of Programs

Below is a description of proposed Community Development Block Grant-Mitigation (CDBG-MIT) construction/acquisition programs through the Texas General Land Office (GLO). The City of Gonzales anticipates applying for the following programs (please check the appropriate programs below):

Applicant:

The City of Gonzales

Programs:

(Local Government will check boxes for Programs included in this RFP)

- ☒ Hurricane Harvey Mitigation (for declared counties)
- ☐ 2015 Floods Mitigation (for declared counties)
- ☐ 2016 Floods Mitigation (for declared counties)
- ☐ Hazard Mitigation: Supplemental (for declared counties)
- ☐ Regional Mitigation (for declared counties)
- ☐ Coastal Resiliency (Coastal Counties Only)

CDBG-MIT Program Descriptions:

Hurricane Harvey State Mitigation: Funds mitigation projects for Hurricane Harvey HUD MID and State MID areas. The State Competition is open to cities, counties, council of governments, state entities, special and service districts. Examples of projects include flood control and drainage improvements, infrastructure improvements, green infrastructure, public facilities, and buyouts.

2015 Floods State Mitigation: Provide funds to cities, counties, Indian Tribes, and councils of governments to address risks in the 2015 Floods HUD MID and State MID areas. Examples of projects include flood control and drainage improvements, infrastructure improvements, green infrastructure, public facilities, and buyouts.

2016 Floods State Mitigation: Provide funds to cities, counties, Indian Tribes, and councils of governments to address risks in the 2016 Floods HUD MID and State MID areas. Examples of projects include flood control and drainage improvements, infrastructure improvements, green infrastructure, public facilities, and buyouts.

Hazard Mitigation Grant Program (HMGP): Supplemental: The Texas Division of Emergency Management has called for, selected, and prioritized a variety of local mitigation projects through FEMA's HMGP. This supplemental helps fund HMGP CDBG-MIT eligible projects that were selected but unable to receive funding in Hurricane Harvey impacted areas.

Regional Mitigation (COG MODs): Each Council of Government (COG) impacted by Hurricane Harvey will be allocated funds. Each COG will develop a method of distribution (MOD) to allocate funds to local units of governments and Indian Tribes. The GLO encourages the prioritization of regional investments with regional impacts in risk reduction to develop disaster-resistant infrastructure including upgrading of water, Sewer, solid waste, communications, energy, transportation, health and medical infrastructure, and natural mitigation infrastructure.

Coastal Resiliency: Provides Funds for a combination of green/ grey infrastructure, or non-structural CDBG-MIT eligible projects identified in the Texas Coastal Master Plan in the Hurricane Harvey HUD MID and State MID areas that enact long-term coastal resiliency. Counties, cities, navigation districts, port authorities, non-government organizations and state agencies are eligible to apply. Examples of projects include wetland protection, beach nourishment, and dune restoration, regional infrastructure improvements, and oyster reef enhancements.

See the GLO's CDBG-MIT Action Plan for more information on the requirements and scopes of these activities:
<https://recovery.texas.gov/files/programs/mitigation/cdbg-mit-submitted-plan.pdf>

This form will be inserted into the RFQ Packet for engineering purposes.

APPROVED BY:

Connie Kacir, City of Gonzales Mayor

CDBG-MIT HUD and State MID Areas

PLEASE NOTE: Hazard Mitigation: Supplemental, Regional, and Coastal Resiliency Counties are TBD. If you believe you may qualify, please check the box for that program.

County	2015	2016	Harvey	County	2015	2016	Harvey
Anderson	-	State MID	-	Jack	State MID	-	-
Angelina	State MID	State MID	-	Jackson	-	-	State MID
Aransas	-	-	HUD MID	Jasper	State MID	State MID	HUD MID
Archer	State MID	-	-	Jefferson	-	-	HUD MID
Atascosa	State MID	-	-	Jim Wells	State MID	-	State MID
Austin	State MID	State MID	State MID	Johnson	State MID	-	-
Bandera	-	State MID	-	Jones	State MID	State MID	-
Bastrop	State MID	State MID	State MID	Karnes	-	-	State MID
Baylor	State MID	-	-	Kaufman	State MID	-	-
Bee	-	-	State MID	Kendall	State MID	-	-
Blanco	State MID	-	-	Kleberg	-	State MID	State MID
Bosque	State MID	State MID	-	Lamar	State MID	State MID	-
Bowie	State MID	-	-	Lavaca	-	-	State MID
Brazoria	State MID	HUD MID	HUD MID	Lee	State MID	State MID	State MID
Brazos	-	State MID	-	Leon	State MID	State MID	-
Brown	State MID	State MID	-	Liberty	State MID	State MID	HUD MID
Burleson	State MID	State MID	State MID	Limestone	-	State MID	-
Caldwell	State MID	State MID	State MID	Lubbock	State MID	-	-
Calhoun	-	-	State MID	Lynn	State MID	-	-
Callahan	State MID	State MID	-	Madison	State MID	State MID	State MID
Cameron	State MID	-	-	Marion	-	State MID	-
Cass	State MID	State MID	-	Matagorda	-	-	State MID
Chambers	-	-	HUD MID	McLennan	State MID	-	-
Cherokee	State MID	State MID	-	Milam	State MID	State MID	State MID
Clay	State MID	-	-	Montague	State MID	-	-
Coleman	-	State MID	-	Montgomery	State MID	HUD MID	HUD MID
Collingsworth	State MID	-	-	Nacogdoches	State MID	-	-
Colorado	State MID	State MID	State MID	Navarro	State MID	State MID	-
Comal	State MID	-	State MID	Newton	State MID	HUD MID	HUD MID
Comanche	State MID	State MID	-	Nueces	State MID	-	HUD MID
Cooke	State MID	-	-	Orange	State MID	State MID	HUD MID
Coryell	State MID	State MID	-	Palo Pinto	State MID	State MID	-
Dallas	State MID	-	-	Parker	State MID	State MID	-
Delta	State MID	-	-	Polk	State MID	State MID	State MID
Denton	State MID	-	-	Real	State MID	-	-
DeWitt	State MID	-	State MID	Red River	State MID	State MID	-
Dickens	State MID	-	-	Refugio	State MID	-	HUD MID
Duval	State MID	-	-	Robertson	State MID	-	-
Eastland	State MID	State MID	-	Rusk	State MID	-	-

County	2015	2016	Harvey	County	2015	2016	Harvey
Edwards	State MID	-	-	Sabine	State MID	State MID	State MID
Ellis	State MID	-	-	San Augustine	State MID	State MID	State MID
Erath	State MID	State MID	-	San Jacinto	State MID	State MID	HUD MID
Falls	-	State MID	-	San Patricio	-	-	HUD MID
Fannin	State MID	State MID	-	Shelby	State MID	State MID	-
Fayette	State MID	State MID	HUD MID	Smith	State MID	State MID	-
Fisher	-	State MID	-	Somervell	State MID	State MID	-
Fort Bend	State MID	HUD MID	HUD MID	Starr	State MID	-	-
Frio	State MID	-	-	Stephens	-	State MID	-
Gaines	State MID	-	-	Tarrant	State MID	-	-
Galveston	State MID	-	HUD MID	Throckmorton	State MID	State MID	-
Garza	State MID	-	-	Tom Green	State MID	-	-
Gillespie	State MID	-	-	Travis	HUD MID	State MID	-
Goliad	-	-	State MID	Trinity	State MID	State MID	-
Gonzales	State MID	-	State MID	Tyler	State MID	State MID	State MID
Grayson	State MID	-	-	Upshur	-	State MID	-
Gregg	-	State MID	-	Uvalde	State MID	-	-
Grimes	State MID	State MID	State MID	Van Zandt	State MID	State MID	-
Guadalupe	State MID	-	State MID	Victoria	State MID	-	HUD MID
Hall	State MID	State MID	-	Walker	State MID	State MID	State MID
Hardin	State MID	State MID	HUD MID	Waller	State MID	State MID	State MID
Harris	HUD MID	HUD MID	HUD MID	Washington	State MID	State MID	State MID
Harrison	State MID	State MID	-	Wharton	State MID	State MID	HUD MID
Hartley	State MID	-	-	Wichita	State MID	-	-
Hays	HUD MID	-	-	Willacy	State MID	-	-
Henderson	State MID	State MID	-	Williamson	State MID	-	-
Hidalgo	HUD MID	State MID	-	Wilson	State MID	-	-
Hill	State MID	-	-	Wise	State MID	-	-
Hood	State MID	State MID	-	Wood	-	State MID	-
Hopkins	State MID	-	-	Young	State MID	-	-
Houston	State MID	State MID	-	Zavala	State MID	-	-

Harvey HUD Most Impacted and Distressed (MID) Zip Codes

75979 77320 77335 77351 77414 78934 77423 77482 77493 77979

Coastal Resiliency Counties

Based on the 2019 Coastal Resiliency Master Plan

Coastal Resiliency Counties

Aransas	Jackson	Orange	
Brazoria	Jefferson	Refugio	
Cameron	Kenedy	San Patricio	
Chambers	Kleberg	Victoria	
Galveston	Matagorda	Willacy	
Harris	Nueces		

SCOPE OF SERVICES

Engineering Services

Providers will help the GLO fulfill State and Federal Community Development Block Grant Mitigation("CDBG-MIT") statutory responsibilities related to disaster recovery for presidentially declared disasters in Texas. Providers will assist the GLO and grant recipients in the completion of CDBG qualified housing or non-housing projects. Respondents may be qualified to provide Engineering services for housing projects, non-housing projects, or both. Engineering services must be performed in compliance with the U.S. Department of Housing and Urban Development ("HUD") and guidelines issued by the GLO. Providers will be bound to specific terms and conditions found in the general terms and conditions.

DESCRIPTION OF SERVICES AND SPECIAL CONDITIONS

Respondents will be required to show the ability to provide all the Engineering services described below. Respondent shall then provide a detailed description of how they meet the requirement, describing their knowledge and experience, as well as providing discrete examples of previous work where applicable.

General Requirements

- a) Coordinate, as necessary, between City of Gonzales and its service providers (i.e., Engineer, Environmental, Contracted Construction Company, Grant Administrator, etc.) and GLO regarding project design services.
- b) Provide monthly project status updates.
- c) Funding release will be based on deliverables identified in the contract.

Initial Engineering and Design Support

Respondents will be required to show the ability to provide all the Engineering services described below:

- d) Provide all project information necessary to ensure timely execution of the environmental review.
- e) Provide preliminary engineering, investigations, and drawings sufficient to achieve the preliminary design milestone, including at a minimum:
 - Cross sections/elevations
 - Project layout/staging areas
 - General notes
 - o Special notes
 - o Design details
 - o Specifications
 - o Utility relocation designs
 - o Construction limits, including environmentally sensitive areas that should be avoided during construction
 - o Required permits
 - o Quantities
 - o Estimate of construction costs to within +/- 20%
 - o Schedules for design, permitting, acquisition and construction
- a) Design surveying, topographic and utility mapping.
- b) Perform subsurface explorations for project sites, as necessary.

- c) Prepare horizontal alignments/layouts for all proposed project alternatives necessary to fully describe the project scope, anticipated limitations, and potential project impacts.
- d) Recommend value engineering options (alternative design, construction methods, procurement, etc.) that may improve efficiency, expedite the schedule, or reduce project costs for the City of Gonzales.
- e) Identify, acquire and submit all necessary permits and approvals required for design approval and construction.
- f) Submit all necessary deliverables to the appropriate entity for review and comment. Adjust project and/or design to satisfactorily address any comments, as necessary.
- g) Prepare plans and profiles, including vertical design information for the selected alternative.
- h) Identify and address potential obstacles to project implementation (i.e., pipelines, easements, permitting, environmental, etc.) prior to moving forward with the final design.
- i) Support City of Gonzales with acquisition or property/servitudes/right-of-way documentation as required by the City to facilitate the project, preparing right of way surveys and/or property boundary maps and legal descriptions of parcels to be acquired.
- j) Provide project schedules from inception to completion in format approved by the City of Gonzales based on GLO guidance.

Engineering and Final Design Support

Respondents will be required to show the ability to provide all the Engineering services described below as they relate to final design support:

- a) Prepare plans and profiles, including necessary design information for the selected alternative sufficient to achieve all detailed design milestones. Examples include, but are not limited to:
 - Cross sections/elevations
 - Project layout/staging areas
 - General notes
 - Special notes
 - Design details
 - Specifications
 - Utility relocation designs
 - Construction limits, including environmentally sensitive areas that should be avoided during construction
 - Required permits
 - Quantities
 - Estimate of construction costs to within +/- 20%
 - Schedules for design, permitting, acquisition and construction
- b) Provide information to appropriate individuals for the development of environmental fund release reports and floodplain maps.
- c) Identify, acquire and submit all necessary permits and approvals required for design approval and construction.
- d) Provide hard copy, if necessary, reproducible plan drawings and bid documents, in addition to electronic copies to the City of Gonzales, upon design completion, and as requested during design. Electronic copies should be in the native format (AutoCAD DWG) along with PDF packages and should contain all corresponding references, databases, or files associated with the completed design documents.

- e) Assist the City of Gonzales and any service provider related to the project with all necessary documentation to ensure compliance with all Program requirements and regulations.

Bid and Award Support

Respondents will be required to show the ability to provide all the Engineering services described below as they relate to bid and award support.

- a) Submit appropriate items and support City of Gonzales in the development of complete bid package.
- b) Prepare and assist City of Gonzales in the advertisements for bid solicitation.
- c) Support development and issuance of bid-related documents necessary to complete bid process (e.g., bid proposal form, bid addenda and supporting documentation).
- d) Attend and support City of Gonzales at pre-bid conference and bid opening.
- e) Support City of Gonzales with ongoing communication during bid process.
- f) Support City of Gonzales to complete bid tabulation and evaluation of responses and provide recommendation for award.
- g) Support City of Gonzales to negotiate and finalize contract documents, including issuance of the Notice to Proceed, in accordance with program and city requirements.
- h) Support City of Gonzales in the conducting of a preconstruction conference.

Contract Management and Construction Oversight

Respondents will be required to show the ability to provide all the Engineering services described below as they relate to contract management and construction oversight.

- a) Ensure delivery of City of Gonzales project in accordance with contract.
- b) Provide ongoing Construction Oversight Reports detailing the status of construction for City of Gonzales project.
- c) Review all service provider submittals to ensure compliance with construction contract documents and provide recommendations to City of Gonzales.
- d) Provide periodic and final inspections and tests reports, as required for the project.
- e) Provide on-site supervision and oversight of construction activities at a minimum on a bi-weekly basis or as directed by the GLO or City of Gonzales.
- f) Review Construction Change Orders and provide recommendation to City of Gonzales as to appropriate action.
- g) Review invoice/draw requests and provide recommendation to City of Gonzales as to appropriate action, in compliance with the construction contract documents.
- h) Obtain independent cost estimates for validation purposes, as required.
- i) Review and respond to requests for information/clarification.
- j) Support City of Gonzales with issue identification and claims resolutions.
- k) Enter all requisite information into the GLO system of record in accordance with established policies and procedures.
- l) Develop a final "as built" report of quantities, drawings, and specifications.
- m) Issue to the City of Gonzales, for execution, a Certificate of Construction Completion within 30 days of final inspection approval.
- n) Deliver "as-built" drawings to the City of Gonzales within 30 days of project completion.
- o) Host and/or attend project coordination meetings in person, by phone, or by video conference, which may or may not fall during normal business hours.
- p) Perform other contract management and construction oversight duties as required to ensure success of the City of Gonzales project.

- q) Provide necessary certifications to regulatory agencies of project completion and compliance (ex. TCEQ).
- r) Submit all final invoices within 60 days after contract or work order expiration.

Specialized Services

Respondents will be required to show the ability to provide all the Engineering services described below as they relate to specialized services.

- a) Provide Geotechnical Investigations as may be required for a project.
- b) Provide Detailed Surveying as may be required for a project.
- c) Provide Site Specific Testing as may be required for a project.
- d) Provide Archeological Studies as may be required for a project.
- e) Provide Planning Studies as may be required for a project.
- f) Provide Feasibility Studies as may be required for a project.
- g) Provide Legal documentation for property and/or easements to be acquired (i.e., field notes, etc.).
- h) Provide Phase I and Phase II environmental site assessments as requested.

Independent Consultant:

The selected Engineer shall not be an employee of the City. The Engineer will act as an independent consultant and acquire no rights or benefits offered to employees of the City, its departments, or agencies.

Request for Qualifications Preparation Costs

Issuance of this RFQ does not commit the City of Gonzales, in any way, to pay any costs incurred in the preparation and submission of an RFQ. All costs related to the preparation and submission of this RFQ shall be borne by the respondent.

Indemnification Clause

Engineer shall indemnify, defend and hold harmless the City of Gonzales, Texas and its officials, employees and agents (collectively referred to as "Indemnitees") and each of them from and against all loss, costs, penalties, fines, damages, claims, expenses (including reasonable attorney's fees) or liabilities (collectively referred to as "Liabilities") by reason of any injury to or death of any person or damage to or destruction or loss of any property arising out of, resulting from, or in connection with (i) the performance or non-performance of Services contemplated by this Agreement but only to the extent caused by the negligent acts, errors or omissions, intentional torts, intellectual property infringement, or a failure to pay a sub-contractor or supplier committed by Engineer or Engineer's agent, consultant under contract, or another entity over which Engineer exercises control (whether active or passive) of Engineer or its employees, agents or sub-contractors (collectively referred to as "Engineer") (ii) the failure of Engineer to comply with any of the paragraphs herein or the failure of Engineer to conform to statutes, ordinances, or other regulations or requirements of any governmental authority, federal, state or local, in connection with the performance of this Agreement. Engineer expressly agrees to indemnify and hold harmless the Indemnitees, or any one of them, from and against all liabilities which may be asserted by an employee or former employee of Engineer, or any of its sub-contractors, as provided above, for which Engineer's liability to such employee or former employee would otherwise be limited to payments under State Workers' Compensation or similar laws. Nothing herein shall require Engineer to indemnify, defend, or hold harmless any Indemnitee for the Indemnitee's own negligence or willful misconduct. Any and all indemnity

provided for in this Agreement shall survive the expiration of this Agreement and the discharge of all other obligations owed by the parties to each other hereunder and shall apply prospectively not only during the term of this Agreement but thereafter so long as any liability could be asserted in regard to any acts or omissions of Engineer in performing Services under this Agreement.

For Engineer Liability Claims, Engineer shall be liable for reasonable defense costs incurred by Indemnitees but only after final adjudication and to the extent and percent that Engineer or Engineer's agents are found negligent or otherwise at fault. As used in this Agreement, final adjudication includes any negotiated settlement and release of claims, without limitation as to when a negotiated settlement and release of claims occurs.

Confidential Information

Any information deemed to be confidential by the respondent should be clearly annotated on the pages where confidential information is contained. The City cannot guarantee that it will not be required to disclose all or part of any public record under Texas Public Information Act, since information deemed to be confidential by the Bidder may not be confidential under Texas Law, or pursuant to a Court order.

Right to Audit

The City of Gonzales reserves the right to audit the vendor's books and records relating to the performance of this contract. The City of Gonzales, at its own expense, shall have the right at all reasonable times during normal business hours and upon at least twenty-four (24) hours' advance notice, to audit, to examine, and to make copies of or extracts from the books of account and records maintained by the vendor(s) with respect to the Service Contract. If such audit shall disclose overpayment by City to vendor, written notice of such overpayment shall be provided to the vendor and the amount of the overpayment shall be promptly reimbursed to the City. In the event any such overpayment is not paid within ten (10) business days after receipt of such notice, the unpaid amount of such overpayment shall bear interest at the rate of one percent (1%) per month from the date of such notice until paid.

Past Performance

Respondent's past performance will be taken into consideration in the evaluation of Request for Qualifications submittal.

Jurisdiction

Contract(s) executed as part of this solicitation shall be subject to and governed under the laws of the State of Texas. Any and all obligations and payments are due and payable in Gonzales County, Texas. The parties agree that venue for purposes of any and all lawsuits, cause of action, arbitration, and/or any other dispute(s) shall be in Gonzales County, Texas.

Time Allowed for Execution of Contract

Number of days required for the successful respondent to execute a contract for "ENGINEERING SERVICES" after receiving notification of award of contract shall be thirty (30) days.

Exhibit A – Insurance Requirements

INSURANCE REQUIREMENTS

A. General Liability Coverage: \$1,000,000 per occurrence for bodily injury and property damage. If Commercial General Liability Insurance or other form with a general limit is used, either the general aggregate limit shall apply separately to projects/location or the general aggregate limit shall be twice the required occurrence limit.

B. Professional Liability Coverage:- \$1,000,000 per occurrence (Note: A "claims made" policy is acceptable).

C. Worker's Compensation Coverage: State statutory limits.

D. Deductibles, Self-Insurance Retentions, or Similar Forms of Coverage Limitations or Modifications: Must be declared to and approved by the City. The consultant is encouraged to contact its insurance carriers during this stage to ensure that the insurance requirements can be met if selected for negotiation of a contract agreement

Exhibit B - Engineer Rating Sheet

Grant Recipient _____

CDBG-DR

Name of Respondent _____

Date of Rating _____

Evaluator's Name _____

Experience -- Rate the respondent for experience in the following areas:

Comments

<u>Factor</u>	<u>Max.Pts.</u>	<u>Score</u>
1. Has previously designed _____ type of projects	20	_____
2. Has worked on federally funded construction projects	15	_____
3. Has worked on projects that were located in this general region.	10	_____
Note: Location for A/E (Architect/Engineer) may be a selection criterion provided its application leaves an appropriate number of qualified firms, given the nature and size of the project, to compete for the contract. 2 CFR 200.319(b)		
4. Extent of experience in project construction management	15	_____
Subtotal, Experience	60	=====

Work Performance

<u>Factor</u>	<u>Max.Pts.</u>	<u>Score</u>
1. Past projects completed on schedule	10	_____
2. Manages projects within budgetary constraints	5	_____
3. Work product is of high quality	10	_____
Subtotal, Performance	25	=====

NOTE: Information necessary to assess the respondent on these criteria should be gathered by contacting past/current clients.

Capacity to Perform

<u>Factor</u>	<u>Max.Pts.</u>	<u>Score</u>
1. Staff Level / Experience of Staff	5	_____
2. Adequacy of Resources	5	_____
3. Professional liability insurance is in force	5	_____
Subtotal, Capacity to Perform	15	=====

TOTAL SCORE

<u>Factor</u>	<u>Max.Pts.</u>	<u>Score</u>
<input type="checkbox"/> Experience	60	_____
<input type="checkbox"/> Work Performance	25	_____
<input type="checkbox"/> Capacity to Perform	15	_____
Total Score	100	=====

Exhibit C: Required RFQ Forms

Insert Proof of Registration with System for Award Management (SAM). Include record search for company name and company principal.

CONFLICT OF INTEREST QUESTIONNAIRE

For vendor doing business with local governmental entity

FORM CIQ

This questionnaire reflects changes made to the law by H.B. 23, 84th Leg., Regular Session.

This questionnaire is being filed in accordance with Chapter 176, Local Government Code, by a vendor who has a business relationship as defined by Section 176.001(1-a) with a local governmental entity and the vendor meets requirements under Section 176.006(a).

By law this questionnaire must be filed with the records administrator of the local governmental entity not later than the 7th business day after the date the vendor becomes aware of facts that require the statement to be filed. See Section 176.006(a-1), Local Government Code.

A vendor commits an offense if the vendor knowingly violates Section 176.006, Local Government Code. An offense under this section is a misdemeanor.

OFFICE USE ONLY

Date Received

1 Name of vendor who has a business relationship with local governmental entity.

2 ☐ Check this box if you are filing an update to a previously filed questionnaire. (The law requires that you file an updated completed questionnaire with the appropriate filing authority not later than the 7th business day after the date on which you became aware that the originally filed questionnaire was incomplete or inaccurate.)

3 Name of local government officer about whom the information is being disclosed.

Name of Officer

4 Describe each employment or other business relationship with the local government officer, or a family member of the officer, as described by Section 176.003(a)(2)(A). Also describe any family relationship with the local government officer. Complete subparts A and B for each employment or business relationship described. Attach additional pages to this Form CIQ as necessary.

A. Is the local government officer or a family member of the officer receiving or likely to receive taxable income, other than investment income, from the vendor?

☐ Yes

☐ No

B. Is the vendor receiving or likely to receive taxable income, other than investment income, from or at the direction of the local government officer or a family member of the officer AND the taxable income is not received from the local governmental entity?

☐ Yes

☐ No

5 Describe each employment or business relationship that the vendor named in Section 1 maintains with a corporation or other business entity with respect to which the local government officer serves as an officer or director, or holds an ownership interest of one percent or more.

6 ☐ Check this box if the vendor has given the local government officer or a family member of the officer one or more gifts as described in Section 176.003(a)(2)(B), excluding gifts described in Section 176.003(a-1).

7

Signature of vendor doing business with the governmental entity

Date

CONFLICT OF INTEREST QUESTIONNAIRE

For vendor doing business with local governmental entity

A complete copy of Chapter 176 of the Local Government Code may be found at <http://www.statutes.legis.state.tx.us/Docs/LG/htm/LG.176.htm>. For easy reference, below are some of the sections cited on this form.

Local Government Code § 176.001(1-a): "Business relationship" means a connection between two or more parties based on commercial activity of one of the parties. The term does not include a connection based on:

- (A) a transaction that is subject to rate or fee regulation by a federal, state, or local governmental entity or an agency of a federal, state, or local governmental entity;
- (B) a transaction conducted at a price and subject to terms available to the public; or
- (C) a purchase or lease of goods or services from a person that is chartered by a state or federal agency and that is subject to regular examination by, and reporting to, that agency.

Local Government Code § 176.003(a)(2)(A) and (B):

(a) A local government officer shall file a conflicts disclosure statement with respect to a vendor if:

(2) the vendor:

(A) has an employment or other business relationship with the local government officer or a family member of the officer that results in the officer or family member receiving taxable income, other than investment income, that exceeds \$2,500 during the 12-month period preceding the date that the officer becomes aware that

(i) a contract between the local governmental entity and vendor has been executed; or

(ii) the local governmental entity is considering entering into a contract with the vendor;

(B) has given to the local government officer or a family member of the officer one or more gifts that have an aggregate value of more than \$100 in the 12-month period preceding the date the officer becomes aware that:

(i) a contract between the local governmental entity and vendor has been executed; or

(ii) the local governmental entity is considering entering into a contract with the vendor.

Local Government Code § 176.006(a) and (a-1)

(a) A vendor shall file a completed conflict of interest questionnaire if the vendor has a business relationship with a local governmental entity and:

(1) has an employment or other business relationship with a local government officer of that local governmental entity, or a family member of the officer, described by Section 176.003(a)(2)(A);

(2) has given a local government officer of that local governmental entity, or a family member of the officer, one or more gifts with the aggregate value specified by Section 176.003(a)(2)(B), excluding any gift described by Section 176.003(a-1); or

(3) has a family relationship with a local government officer of that local governmental entity.

(a-1) The completed conflict of interest questionnaire must be filed with the appropriate records administrator not later than the seventh business day after the later of:

(1) the date that the vendor:

(A) begins discussions or negotiations to enter into a contract with the local governmental entity; or

(B) submits to the local governmental entity an application, response to a request for proposals or bids, correspondence, or another writing related to a potential contract with the local governmental entity; or

(2) the date the vendor becomes aware:

(A) of an employment or other business relationship with a local government officer, or a family member of the officer, described by Subsection (a);

(B) that the vendor has given one or more gifts described by Subsection (a); or

(C) of a family relationship with a local government officer.

Certification Regarding Lobbying

(To be submitted with each bid or offer exceeding \$100,000)

The undersigned certifies, to the best of his or her knowledge and belief, that:

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an 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.

(b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(c) The undersigned shall require that the language paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31, U.S.C. § 1352 (as amended by the Lobbying Disclosure Act of 1995).

The Contractor, _____, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the Contractor understands and agrees that the provisions of 31 U.S.C. § 3801 et seq., apply to this certification and disclosure, if any.

Signature of Contractor's Authorized Official

Printed Name and Title of Contractor's Authorized Official

Date

INSTRUCTIONS FOR COMPLETION OF SF-LLL, DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity 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 a covered Federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a follow-up report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, State and zip code of the reporting entity. Include Congressional District, if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, State and zip code of the prime Federal recipient. Include Congressional District, if known.
6. Enter the name of the federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans, and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number; Invitations for Bid (IFB) number; grant announcement number; the contract, grant, or loan award number; the application/proposal control number assigned by the Federal agency). Included prefixes, e.g., "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitment for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, State and zip code of the lobbying registrant under the Lobbying Disclosure Act of 1995 engaged by the reporting entity identified in item 4 to influence the covered Federal action.
(b) Enter the full names of the individual(s) performing services, and include full address if different from 10(a). Enter Last Name, First Name, and Middle Initial (MI).
11. The certifying official shall sign and date the form, print his/her name, title, and telephone number.

According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB control Number. The valid OMB control number for this information collection is OMB No. 0348-0046. Public reporting burden for this collection of information is estimated to average 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, DC 20503

Approved by OMB

0348-0046

Disclosure of Lobbying Activities

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352

(See reverse for public burden disclosure)

Type of Federal Action: _____ a. contract _____ b. grant _____ c. cooperative agreement _____ d. loan _____ e. loan guarantee _____ f. loan insurance	Status of Federal Action: _____ a. bid/offer/application _____ b. initial award _____ c. post-award	Report Type: _____ a. initial filing _____ b. material change
Name and Address of Reporting Entity: _____ Prime _____ Subawardee Tier _____, if Known: Congressional District, if known:		If Reporting Entity in No. 4 is Subawardee, Enter Name and Address of Prime: Congressional District, if known:
Federal Department/Agency:	7. Federal Program Name/Description: CFDA Number, if applicable: _____	
Federal Action Number, if known:	9. Award Amount, if known: \$	
10. a. Name and Address of Lobbying Registrant <i>(if individual, last name, first name, MI):</i>	b. Individuals Performing Services <i>(including address if different from No. 10a)</i> <i>(last name, first name, MI):</i>	
11. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.	Signature: _____ Print Name: _____ Title: _____ Telephone No.: _____ Date: _____	
Federal Use Only	Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)	

(To be completed by awarded vendor)

CERTIFICATE OF INTERESTED PARTIES		FORM 1295																			
<div>Complete Nos. 1 - 4 and 6 if there are interested parties. Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.</div>		OFFICE USE ONLY																			
1 Name of business entity filing form, and the city, state and country of the business entity's place of business.																					
2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.																					
3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.																					
4	Name of Interested Party	City, State, Country (place of business)	Nature of Interest (check applicable) <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th style="width: 50%; padding: 2px;">Controlling</th><th style="width: 50%; padding: 2px;">Intermediary</th></tr></thead><tbody><tr><td style="height: 20px;"></td><td></td></tr><tr><td style="height: 20px;"></td><td></td></tr><tr><td style="height: 20px;"></td><td></td></tr><tr><td style="height: 20px;"></td><td></td></tr><tr><td style="height: 20px;"></td><td></td></tr><tr><td style="height: 20px;"></td><td></td></tr><tr><td style="height: 20px;"></td><td></td></tr><tr><td style="height: 20px;"></td><td></td></tr></tbody></table>	Controlling	Intermediary																
Controlling	Intermediary																				
5 Check only if there is NO Interested Party. <input type="checkbox"/>																					
6 AFFIDAVIT <div style="text-align: right; margin-top: 10px;">I swear, or affirm, under penalty of perjury, that the above disclosure is true and correct.</div> <div style="text-align: right; margin-top: 20px;">_____ Signature of authorized agent of contracting business entity</div> <div style="margin-top: 20px;">AFFIX NOTARY STAMP / SEAL ABOVE</div> <div style="margin-top: 20px;">Sworn to and subscribed before me, by the said _____, this the _____ day of _____, 20 _____, to certify which, witness my hand and seal of office.</div> <div style="display: flex; justify-content: space-between; margin-top: 20px;"><div>_____ Signature of officer administering oath</div><div>_____ Printed name of officer administering oath</div><div>_____ Title of officer administering oath</div></div>																					
ADD ADDITIONAL PAGES AS NECESSARY																					

Exhibit D: REQUIRED CONTRACT PROVISIONS

2 CFR 200.326 Contract provisions. The non-Federal entity's contracts must contain the applicable provisions described in Appendix II to Part 200—Contract Provisions for non-Federal Entity Contracts Under Federal Awards. The non-Federal entity's contracts must contain the applicable provisions described in Appendix II to Part 200—Contract Provisions for non-Federal Entity Contracts Under Federal Awards.

All Contracts

THRESHOLD	PROVISION	CITATION
>\$150,000 (Simplified Acquisition Threshold)	Contracts for more than the simplified acquisition threshold currently set at \$150,000, which is the inflation adjusted amount determined by the Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council (Councils) as authorized by 41 U.S.C. 1908, must address administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as appropriate.	2 CFR 200 APPENDIX II (A)
>\$10,000	All contracts in excess of \$10,000 must address termination for cause and for convenience by the non-Federal entity including the manner by which it will be effected and the basis for settlement.	2 CFR 200 APPENDIX II (B)
None	Rights to Inventions Made Under a Contract or Agreement. If the Federal award meets the definition of "funding agreement" under 37 CFR §401.2 (a) and the recipient or subrecipient wishes to enter into a contract with a small business firm or nonprofit organization regarding the substitution of parties, assignment or performance of experimental, developmental, or research work under that "funding agreement," the recipient or subrecipient must comply with the requirements of 37 CFR Part 401, "Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts and Cooperative Agreements," and any implementing regulations issued by the awarding agency.	2 CFR 200 APPENDIX II (F)
None	Debarment and Suspension (Executive Orders 12549 and 12689)—A contract award (see 2 CFR 180.220) must not be made to parties listed on the governmentwide exclusions in the System for Award Management (SAM), in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR part 1986 Comp., p. 189) and 12689 (3 CFR part 1989 Comp., p. 235), "Debarment and Suspension." SAM Exclusions contains the names of parties debarred, suspended, or otherwise excluded by agencies, as well as parties declared ineligible under statutory or regulatory authority other than Executive Order 12549.	2 CFR 200 APPENDIX II (H)
None	Records of non-Federal entities. The U.S. Department of Housing and Urban Development (HUD), Inspectors General, the Comptroller General of the United States, the Texas General Land Office (GLO), and the pass-through entity, or any of their authorized representatives, must have the right of access to any documents, papers, or other records of the non-Federal entity which are pertinent to the Federal award, in order to make audits, examinations, excerpts, and transcripts. The right also includes timely and reasonable access to the non-Federal entity's personnel for the purpose of interview and discussion related to such documents.	2 CFR 200.336
None	Financial records, supporting documents, statistical records, and all other non-Federal entity records pertinent to a Federal award must be retained for a period of three years from the date of submission of the final expenditure report or, for Federal awards that are renewed quarterly or annually, from the date of the submission of the quarterly or annual financial report, respectively, as reported to the Federal awarding agency or pass-through entity in the case of a subrecipient. Federal awarding agencies and pass-through entities must not impose any other record retention requirements upon non-Federal entities. The only exceptions are the following: (a) If any litigation, claim, or audit is started before the expiration of the 3-year	2 CFR 200.333

	<p>period, the records must be retained until all litigation, claims, or audit findings involving the records have been resolved and final action taken.</p> <p>(b) When the non-Federal entity is notified in writing by the Federal awarding agency, cognizant agency for audit, oversight agency for audit, cognizant agency for indirect costs, or pass-through entity to extend the retention period.</p> <p>(c) Records for real property and equipment acquired with Federal funds must be retained for 3 years after final disposition.</p> <p>(d) When records are transferred to or maintained by the Federal awarding agency or pass-through entity, the 3-year retention requirement is not applicable to the non-Federal entity.</p> <p>(e) Records for program income transactions after the period of performance. In some cases recipients must report program income after the period of performance. Where there is such a requirement, the retention period for the records pertaining to the earning of the program income starts from the end of the non-Federal entity's fiscal year in which the program income is earned.</p> <p>(f) Indirect cost rate proposals and cost allocations plans. This paragraph applies to the following types of documents and their supporting records: indirect cost rate computations or proposals, cost allocation plans, and any similar accounting computations of the rate at which a particular group of costs is chargeable (such as computer usage chargeback rates or composite fringe benefit rates).</p> <p>(1) If submitted for negotiation. If the proposal, plan, or other computation is required to be submitted to the Federal Government (or to the pass-through entity) to form the basis for negotiation of the rate, then the 3-year retention period for its supporting records starts from the date of such submission.</p> <p>(2) If not submitted for negotiation. If the proposal, plan, or other computation is not required to be submitted to the Federal Government (or to the pass-through entity) for negotiation purposes, then the 3-year retention period for the proposal, plan, or computation and its supporting records starts from the end of the fiscal year (or other accounting period) covered by the proposal, plan, or other computation.</p>	
None	<p>Contracting with small and minority businesses, women's business enterprises, and labor surplus area firms.</p> <p>(a) The non-Federal entity must take all necessary affirmative steps to assure that minority businesses, women's business enterprises, and labor surplus area firms are used when possible.</p> <p>(b) Affirmative steps must include:</p> <p>(1) Placing qualified small and minority businesses and women's business enterprises on solicitation lists;</p> <p>(2) Assuring that small and minority businesses, and women's business enterprises are solicited whenever they are potential sources;</p> <p>(3) Dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority businesses, and women's business enterprises;</p> <p>(4) Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority businesses, and women's business enterprises;</p>	2 CFR 200.321

	<p>(5) Using the services and assistance, as appropriate, of such organizations as the Small Business Administration and the Minority Business Development Agency of the Department of Commerce; and</p> <p>(6) Requiring the prime contractor, if subcontracts are to be let, to take the affirmative steps listed in paragraphs (1) through (5) of this section.</p>	
Option Contract Language for contracts awarded prior to Grant Award	The contract award is contingent upon the receipt of CDBG-DR funds. If no such funds are awarded, the contract shall terminate.	Optional

EO Clause for Construction Contracts > \$10K including administration & engineering contracts associated with construction contracts

THRESHOLD	PROVISION	CITATION
>\$10,000	<p>Equal Employment Opportunity. Except as otherwise provided under 41 CFR Part 60, all contracts that meet the definition of “federally assisted construction contract” in 41 CFR Part 60–1.3 must include the equal opportunity clause provided under 41 CFR 60–1.4(b), in accordance with Executive Order 11246, “Equal Employment Opportunity” (30 FR 12319, 12935, 3 CFR Part, 1964–1965 Comp., p. 339), as amended by Executive Order 11375, “Amending Executive Order 11246 Relating to Equal Employment Opportunity,” and implementing regulations at 41 CFR part 60, “Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor.”</p> <p>41 CFR 60-1.4 Equal opportunity clause.</p> <p>(b) Federally assisted construction contracts. (1) Except as otherwise provided, each administering agency shall require the inclusion of the following language as a condition of any grant, contract, loan, insurance, or guarantee involving federally assisted construction which is not exempt from the requirements of the equal opportunity clause:</p> <p>The applicant hereby agrees that it will incorporate or cause to be incorporated into any contract for construction work, or modification thereof, as defined in the regulations of the Secretary of Labor at 41 CFR Chapter 60, which is paid for in whole or in part with funds obtained from the Federal Government or borrowed on the credit of the Federal Government pursuant to a grant, contract, loan, insurance, or guarantee, or undertaken pursuant to any Federal program involving such grant, contract, loan, insurance, or guarantee, the following equal opportunity clause:</p> <p>During the performance of this contract, the contractor agrees as follows:</p> <p>(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, sexual orientation, gender identity, or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, sexual orientation, gender identity, or national origin. Such action shall include, but not be limited to the following:</p> <p>Employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.</p> <p>(2) The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, sexual orientation, gender identity, or national origin.</p> <p>(3) The contractor will not discharge or in any other manner discriminate against any employee or applicant for employment because such employee or applicant has inquired about, discussed, or disclosed the compensation of the employee or applicant or another employee or applicant. This provision shall not apply to instances in which an employee who has access to the compensation information of other employees or applicants as a part of such employee's essential job functions discloses the compensation of such other employees or applicants to</p>	<p>41 CFR §60-1.4(b) and 2 CFR 200 APPENDIX II (C)</p>

	<p>individuals who do not otherwise have access to such information, unless such disclosure is in response to a formal complaint or charge, in furtherance of an investigation, proceeding, hearing, or action, including an investigation conducted by the employer, or is consistent with the contractor's legal duty to furnish information.</p> <p>(4) The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representatives of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.</p> <p>(5) The contractor will comply with all provisions of Executive Order 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.</p> <p>(6) The contractor will furnish all information and reports required by Executive Order 11246 of September 24, 1965, and by rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the administering agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.</p> <p>(7) In the event of the contractor's noncompliance with the nondiscrimination clauses of this contract or with any of the said rules, regulations, or orders, this contract may be canceled, terminated, or suspended in whole or in part and the contractor may be declared ineligible for further Government contracts or federally assisted construction contracts in accordance with procedures authorized in Executive Order 11246 of September 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order 11246 of September 24, 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.</p> <p>(8) The contractor will include the portion of the sentence immediately preceding paragraph (1) and the provisions of paragraphs (1) through (8) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to section 204 of Executive Order 11246 of September 24, 1965, so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontract or purchase order as the administering agency may direct as a means of enforcing such provisions, including sanctions for noncompliance:</p> <p>Provided, however, that in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the administering agency, the contractor may request the United States to enter into such litigation to protect the interests of the United States.</p> <p>The applicant further agrees that it will be bound by the above equal opportunity clause with respect to its own employment practices when it participates in federally assisted construction work: Provided, that if the applicant so participating is a State or local government, the above equal opportunity clause is not applicable to any agency, instrumentality or subdivision of such government which does not participate in work on or under the contract.</p> <p>The applicant agrees that it will assist and cooperate actively with the administering agency and the Secretary of Labor in obtaining the compliance of contractors and subcontractors with the equal opportunity clause and the rules,</p>	
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	<p>regulations, and relevant orders of the Secretary of Labor, that it will furnish the administering agency and the Secretary of Labor such information as they may require for the supervision of such compliance, and that it will otherwise assist the administering agency in the discharge of the agency's primary responsibility for securing compliance.</p> <p>The applicant further agrees that it will refrain from entering into any contract or contract modification subject to Executive Order 11246 of September 24, 1965, with a contractor debarred from, or who has not demonstrated eligibility for, Government contracts and federally assisted construction contracts pursuant to the Executive Order and will carry out such sanctions and penalties for violation of the equal opportunity clause as may be imposed upon contractors and subcontractors by the administering agency or the Secretary of Labor pursuant to Part II, Subpart D of the Executive Order. In addition, the applicant agrees that if it fails or refuses to comply with these undertakings, the administering agency may take any or all of the following actions: Cancel, terminate, or suspend in whole or in part this grant (contract, loan, insurance, guarantee); refrain from extending any further assistance to the applicant under the program with respect to which the failure or refund occurred until satisfactory assurance of future compliance has been received from such applicant; and refer the case to the Department of Justice for appropriate legal proceedings.</p> <p>(c) Subcontracts. Each nonexempt prime contractor or subcontractor shall include the equal opportunity clause in each of its nonexempt subcontracts.</p> <p>(d) Inclusion of the equal opportunity clause by reference. The equal opportunity clause may be included by reference in all Government contracts and subcontracts, including Government bills of lading, transportation requests, contracts for deposit of Government funds, and contracts for issuing and paying U.S. savings bonds and notes, and such other contracts and subcontracts as the Director of OFCCP may designate.</p> <p>(e) Incorporation by operation of the order. By operation of the order, the equal opportunity clause shall be considered to be a part of every contract and subcontract required by the order and the regulations in this part to include such a clause whether or not it is physically incorporated in such contracts and whether or not the contract between the agency and the contractor is written.</p> <p>(f) Adaptation of language. Such necessary changes in language may be made in the equal opportunity clause as shall be appropriate to identify properly the parties and their undertakings.</p> <p>[80 FR 54975, Sept. 11, 2015]</p>	
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THRESHOLD	PROVISION	CITATION
>\$2,000	<p><i>Compliance with the Davis-Bacon Act (40 U.S.C. 3141 et seq.) as supplemented by Department of Labor regulations (29 CFR part 5) and with the Copeland “Anti-Kickback” Act (18 U.S.C. 874; 40 U.S.C. 3145) as supplemented in Department of Labor regulations (29 CFR part 3):</i></p> <p>Davis-Bacon Act, as amended (40 U.S.C. 3141-3148). When required by Federal program legislation, all prime construction contracts in excess of \$2,000 awarded by non-Federal entities must include a provision for compliance with the Davis-Bacon Act (40 U.S.C. 3141-3144, and 3146-3148) as supplemented by Department of Labor regulations (29 CFR Part 5, “Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction”). In accordance with the statute, contractors must be required to pay wages to laborers and mechanics at a rate not less than the prevailing wages specified in a wage determination made by the Secretary of Labor. In addition, contractors must be required to pay wages not less than once a week. The non-Federal entity must place a copy of the current prevailing wage determination issued by the Department of Labor in each solicitation. The decision to award a contract or subcontract must be conditioned upon the acceptance of the wage determination. The non-Federal entity must report all suspected or reported violations to the Federal awarding agency. The contracts must also include a provision for compliance with the Copeland “Anti-Kickback” Act (40 U.S.C. 3145), as supplemented by Department of Labor regulations (29 CFR Part 3, “Contractors and Subcontractors on Public Building or Public Work Financed in Whole or in Part by Loans or Grants from the United States”). The Act provides that each contractor or subrecipient must be prohibited from inducing, by any means, any person employed in the construction, completion, or repair of public work, to give up any part of the compensation to which he or she is otherwise entitled. The non-Federal entity must report all suspected or reported violations to the Federal awarding agency.</p>	2 CFR 200 APPENDIX II (D)
>\$100,000	Contract Work Hours and Safety Standards Act (40 U.S.C. 3701-3708). Where applicable, all contracts awarded by the non-Federal entity in excess of \$100,000 that involve the employment of mechanics or laborers must include a provision for compliance with 40 U.S.C. 3702 and 3704, as supplemented by Department of Labor regulations (29 CFR Part 5). Under 40 U.S.C. 3702 of the Act, each contractor must be required to compute the wages of every mechanic and laborer on the basis of a standard work week of 40 hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of 40 hours in the work week. The requirements of 40 U.S.C. 3704 are applicable to construction work and provide that no laborer or mechanic must be required to work in surroundings or under working conditions which are unsanitary, hazardous or dangerous. These requirements do not apply to the purchases of supplies or materials or articles ordinarily available on the open market, or contracts for transportation or transmission of intelligence.	2 CFR 200 APPENDIX II (E)
>\$150,000	Clean Air Act (42 U.S.C. 7401-7671q.) and the Federal Water Pollution Control Act (33 U.S.C. 1251-1387), as amended—Contracts and subgrants of amounts in excess of \$150,000 must contain a provision that requires the non-Federal award to agree to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act (42 U.S.C. 7401-7671q) and the Federal Water Pollution Control Act as amended (33 U.S.C. 1251-1387). Violations must be reported to the Federal awarding agency and the Regional Office of the Environmental Protection Agency (EPA).	2 CFR 200 APPENDIX II (G)
>\$100,000	Byrd Anti-Lobbying Amendment (31 U.S.C. 1352)—Contractors that apply or bid for an award exceeding \$100,000 must file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of Congress, officer or	2 CFR 200 APPENDIX II (I) and 24 CFR §570.303

	<p>employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant or any other award covered by 31 U.S.C. 1352. Each tier must also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the non-Federal award.</p>	
>\$100,000	<p>All Section 3 covered contracts shall include the following clause (referred to as the Section 3 clause):</p> <p>A. The work to be performed under this contract is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u (Section 3). The purpose of Section 3 is to ensure that employment and other economic opportunities generated by HUD assistance or HUD-assisted projects covered by Section 3, shall, to the greatest extent feasible, be directed to low- and very low-income persons, particularly persons who are recipients of HUD assistance for housing.</p> <p>B. The parties to this contract agree to comply with HUD's regulations in 24 CFR part 135, which implement Section 3. As evidenced by their execution of this contract, the parties to this contract certify that they are under no contractual or other impediment that would prevent them from complying with the part 135 regulations.</p> <p>C. The contractor agrees to send to each labor organization or representative of workers with which the contractor has a collective bargaining agreement or other understanding, if any, a notice advising the labor organization or workers' representative of the contractor's commitments under this Section 3 clause, and will post copies of the notice in conspicuous places at the work site where both employees and applicants for training and employment positions can see the notice. The notice shall describe the Section 3 preference, shall set forth minimum number and job titles subject to hire, availability of apprenticeship and training positions, the qualifications for each; and the name and location of the person(s) taking applications for each of the positions; and the anticipated date the work shall begin.</p> <p>D. The contractor agrees to include this Section 3 clause in every subcontract subject to compliance with regulations in 24 CFR part 135, and agrees to take appropriate action, as provided in an applicable provision of the subcontract or in this Section 3 clause, upon a finding that the subcontractor is in violation of the regulations in 24 CFR part 135. The contractor will not subcontract with any subcontractor where the contractor has notice or knowledge that the subcontractor has been found in violation of the regulations in 24 CFR part 135.</p> <p>E. The contractor will certify that any vacant employment positions, including training positions, that are filled (1) after the contractor is selected but before the contract is executed, and (2) with persons other than those to whom the regulations of 24 CFR part 135 require employment opportunities to be directed, were not filled to circumvent the contractor's obligations under 24 CFR part 135.</p> <p>F. Noncompliance with HUD's regulations in 24 CFR part 135 may result in sanctions, termination of this contract for default, and debarment or suspension from future HUD assisted contracts.</p> <p>G. With respect to work performed in connection with Section 3 covered Indian housing assistance, section 7(b) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450e) also applies to the work to be performed under this contract. Section 7(b) requires that to the greatest extent feasible (i)</p>	24 CFR §135.38

	<p>preference and opportunities for training and employment shall be given to Indians, and (ii) preference in the award of contracts and subcontracts shall be given to Indian organizations and Indian-owned Economic Enterprises. Parties to this contract that are subject to the provisions of Section 3 and section 7(b) agree to comply with Section 3 to the maximum extent feasible, but not in derogation of compliance with section 7(b).</p>	
	<p>A non-Federal entity that is a state agency or agency of a political subdivision of a state and its contractors must comply with section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act. The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 CFR part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition, where the purchase price of the item exceeds \$10,000 or the value of the quantity acquired during the preceding fiscal year exceeded \$10,000; procuring solid waste management services in a manner that maximizes energy and resource recovery; and establishing an affirmative procurement program for procurement of recovered materials identified in the EPA guidelines.</p> <p>[78 FR 78608, Dec. 26, 2013, as amended at 79 FR 75885, Dec. 19, 2014]</p>	<p>2 CFR 200 APPENDIX II (J)</p>
	<p>Mandatory standards and policies relating to energy efficiency which are contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act.</p>	<p>42 U.S.C. 6201</p>

COUNCIL AGENDA ITEM BRIEFING DATA



DATE: September 10, 2020

AGENDA ITEM

Discuss, Consider & Possible Action Approving Resolution #2020-87 Authorizing the Appointments and Reappointments to the Airport Advisory Board, Gonzales Convention & Visitors Bureau, Gonzales Economic Development Corporation, Gonzales Golf Course Advisory Board, JB Wells Park Advisory Board, Gonzales Library Board, Main Street Advisory Board, Museum Advisory Board, Planning & Zoning Commission, and Zoning Board of Adjustment & Sign Control Board

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

As per the Charter the City Council shall have the power to appoint the members of all boards and commissions. Such boards and commissions shall have all powers and duties created by the charter, by city ordinance or by law.

During the March 3, 2014 City Council Meeting the Council established a uniform appointment month of September for all Council appointed Boards & Commissions.

The City of Gonzales has the following Boards & Commissions:

Airport Advisory Board
Gonzales Convention & Visitors Bureau
Gonzales Economic Development Corporation
Gonzales Golf Course Advisory Board
JB Wells Park Advisory Board
Gonzales Library Board
Main Street Advisory Board
Museum Advisory Board
Planning & Zoning Commission
Zoning Board of Adjustment & Sign Control Board

Applications that were received were for specific boards & commissions and are attached for review.

POLICY CONSIDERATIONS:

This is consistent with what has been done in the past.

FISCAL IMPACT:

N/A

STAFF RECOMMENDATION:

Staff respectfully requests City Council action deemed appropriate

RESOLUTION NO. 2020-87

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE APPOINTMENT AND REAPPOINTMENTS TO THE CITY OF GONZALES BOARDS AND COMMISSIONS: AIRPORT ADVISORY BOARD; GONZALES CONVENTION & VISITORS BUREAU; GONZALES ECONOMIC DEVELOPMENT CORPORATION; GONZALES GOLF COURSE ADVISORY BOARD; JB WELLS PARK ADVISORY BOARD; GONZALES LIBRARY BOARD; MAIN STREET ADVISORY BOARD; MUSEUM ADVISORY BOARD; PLANNING & ZONING COMMISSION; AND ZONING BOARD OF ADJUSTMENT & SIGN CONTROL BOARD; ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City Council shall have the power to appoint the members of all boards and commissions; and

WHEREAS, the boards and commissions shall have all powers and duties created by the charter, city ordinance or by law; and

WHEREAS, the uniform appointment month is September of each year; and

WHEREAS, the City Council hereby appoints the members to the Boards & Commissions as attached hereto as Exhibit A.

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

Section 1. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 2. The City Council of the City of Gonzales, Texas hereby appoints the Board and Commission members for the terms to the boards set out in the attached Exhibit A.

Section 3. All resolutions or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND APPROVED this 10th day of September 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

EXHIBIT “A”

A. Airport Advisory Board

The following members are appointed to the Airport Advisory Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____

B. Gonzales Convention & Visitors Bureau

The following members are appointed to the Gonzales Convention & Visitors Bureau for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____
4. _____

C. Gonzales Economic Development Corporation

The following members are appointed to the Gonzales Economic Development Corporation for a two-year term effective October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____

The following individual is appointed to a one-year unexpired term effective September 11, 2020 through September 30, 2021:

1. _____

D. Gonzales Golf Course Advisory Board

The following members are appointed to the Gonzales Golf Course Advisory Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____
4. _____

E. JB Wells Park Advisory Board

The following members are appointed to the JB Wells Park Advisory Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____
4. _____

F. Gonzales Library Board

The following members are appointed to the Gonzales Library Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____
4. _____

G. Main Street Advisory Board

The following members are appointed to the Main Street Advisory Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____

4. _____

5. _____

6. _____

The following members are appointed to the Main Street Advisory Board to fill an unexpired term effective September 11, 2020 and ending September 30, 2021:

1. _____

2. _____

3. _____

H. Museum Advisory Board

The following members are appointed to the Museum Advisory Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____

2. _____

3. _____

I. Planning & Zoning Commission

The following members are appointed to the Planning & Zoning Commission for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____

2. _____

3. _____

J. Zoning Board of Adjustment and Sign Control Board

The following members are appointed to the Zoning Board of Adjustment & Sign Control Board for a two-year term beginning September 11, 2020 and ending September 30, 2022:

1. _____

2. _____(Alternate)

The following members are appointed to the Zoning Board of Adjustment & Sign Control Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____(Alternate)

AIRPORT ADVISORY BOARD

The Airport Advisory Board has three positions that expire September 30, 2020. Steve Dixson, John Coale and John Langhoff have all requested reappointment. There are no vacant positions. Applications were also received from Brandon Coco.

Name	Term Began	Term Ends	Status
Alfred O'Donnell	January, 2020	September 30, 2021	N/A
Commie Hisey	January, 2020	September 30, 2021	N/A
John Sample	January, 2020	September 30, 2021	N/A
Michael Tuch	January, 2020	September 30, 2021	N/A
James "Steve" Dixson	January, 2020	September 30, 2020	Reapplied
John Coale	January, 2020	September 30, 2020	Reapplied
John Langhoff	January, 2020	September 30, 2020	Reapplied

New Applicants:

Brandon Coco

The following members are appointed to the Airport Advisory Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____

The Gonzales Convention & Visitors Bureau has five positions that expire September 30, 2020. Suzanne Sexton, Jean Burns and Tiffany Padilla have requested reappointment. There is currently one vacant position. Applications were received from Tami Erickson, Meena Patel and Judy Wehde.

Name	Term Began	Term Ends	Status
Holly Danz	October 2016	September 30, 2021	N/A
Dawn O'Donnell	October 2014	September 30, 2021	N/A
Barbara Crozier	April 2008	September 30, 2021	N/A
Andrea (Andi) Seger	December 2019	September 30, 2021	N/A
Ken Morrow	May 2011	September 30, 2020	Did Not Reapply
Suzanne Sexton	November 2017	September 30, 2020	Reapplied
Tiffany (Hutchinson) Padilla	August 2018	September 30, 2020	Reapplied
Jean Peterek Burns	October 2018	September 30, 2020	Reapplied
Vacancy		September 30, 2020	

New Applicants:

Tami Erickson

Meena Patel – Currently on Main Street, reapplied for EDC, expressed an interest in CVB

Judy Wehde – Applied for Museum, Library and CVB with preferences in that order.

The following members are appointed to the Gonzales Convention & Visitors Bureau for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____
4. _____

GONZALES ECONOMIC DEVELOPMENT CORPORATION

The EDC has three positions for full two-year terms that expire September 30, 2020 and one position for an unexpired term that expires on September 30, 2021. Andy Rodriguez and Meena Patel requested reappointment to the board and an application from Larry Wehde is pending. There is one vacancy on the board with a term that expires September 30, 2021.

Name	Appointed	Term End	Status
Gerri Lawing	November 2017 *	September 30, 2021	N/A
Connie Kacir	December 2019	September 30, 2021	N/A
Dan Blakemore	December 2017	September 30, 2021	N/A
Larry Wehde	September 2018	September 30, 2020	Pending Application
Andy Rodriguez	April 2019 *	September 30, 2020	Reapplied
Meena Patel	February 2020	September 30, 2020	Reapplied
Vacancy		September 30, 2021	

New Applicants:

Ken Morrow - Has not reapplied for CVB, expressed an interest in P&Z and EDC

Amy Cernosek - Currently serving on Main Street Advisory Board

Tiffany (Hutchinson) Padilla – Has reapplied for CVB and expressed an interest in EDC and Main Street.

The following members are appointed to the Gonzales Economic Development Corporation for a two-year term effective October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____

The following individual is appointed to a one-year unexpired term effective September 11, 2020 through September 30, 2021:

1. _____

GONZALES GOLF COURSE ADVISORY BOARD

The Gonzales Golf Course Advisory Board has four positions for two-year terms that will expire on September 30, 2020. Bill Kessler, Debbie Tieken, Doug Kotzebue and Ryan Lee have all submitted applications for reappointment. No additional applications were submitted.

Name	Term Began	Term Ends	Status
Bill Hyman	2019	September 30, 2021	N/A
Glenda Kessler	2019	September 30, 2021	N/A
Jon Such	2010	September 30, 2021	N/A
Debbie Tieken	2011	September 30, 2020	Reapplied
Doug Kotzebue	2010	September 30, 2020	Reapplied
Ryan Lee	October 2018	September 30, 2020	Reapplied
Bill Kessler	2019	September 30, 2020	Reapplied

The following members are appointed to the Gonzales Golf Course Advisory Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____
4. _____

JB WELLS PARK ADVISORY BOARD

The J.B. Wells Advisory Board has four positions whose terms will expire September 30, 2020. Billy Bob Low, Don Pooley and Janelle Trammel have requested reappointment. No additional applications were received.

Name	Term Began	Term Ends	Status
Kevin La Fleur	August 2013	September 30, 2021	N/A
Liz Davis	December 2019	September 30, 2021	N/A
Allison Davis	October 2017	September 30, 2021	N/A
Billy Bob Low	October 2015	September 30, 2020	Reapplied
Don Pooley	February 2017	September 30, 2020	Reapplied
Janelle Trammel	September 30, 2018	September 30, 2020	Reapplied
Vacancy		September 30, 2020	

The following members are appointed to the JB Wells Park Advisory Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____
4. _____

GONZALES LIBRARY BOARD

The Gonzales Library Board has four members whose terms will expire on September 30, 2020. Dorothy Eberle, Ida McGarity, John Tinsley and Swann Reid have requested reappointment. There were no applications received to serve on this board. Applications have been submitted by John Williams and Judy Wehde.

Name	Term Began	Term Ends	Status
Vicki Frenzel	August 2011	September 30, 2021	N/A
Martha Jo Whitt	August 2011	September 30, 2021	N/A
Erwin Ckudre	August 2011	September 30, 2021	N/A
Noell Ince	August 2011	September 30, 2021	N/A
Dorothy Eberle	August 2012	September 30, 2020	Reapplied
Ida McGarity	September 2012	September 30, 2020	Reapplied
John Tinsley	October 2018	September 30, 2020	Reapplied
Swann Reid	August 2012	September 30, 2020	Reapplied

New Applicants:

John Williams – Also interested in P&Z or ZBOA

Judy Wehde – Applied for Museum, Library and CVB with preferences in that order.

The following members are appointed to the Gonzales Library Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____
4. _____

MAIN STREET ADVISORY BOARD

The Gonzales Main Street Advisory Board has six positions with terms that will expire on September 30, 2020. Connie Dolezal, Meena Patel, D’Anna Robinson and Gregory Webb have all requested reappointment. Karen Jacobs tendered her resignation in August 2020. There are three positions for a one-year unexpired term. Applications have been received by Becky Eldridge, Britney Caka, Christine Presley, Daniel Garza, Tiffany

(Hutchinson) Padilla and Pamela Jackson.

Name	Term Began	Term End	Status
Debbie Toliver	May 2009	September 30, 2021	N/A
Amy Cernosek	December 2019	September 30, 2021	N/A
Carlos Camarillo	January 2014	September 30, 2021	N/A
Connie Dolezal	May 2009	September 30, 2020	Reapplied
Meena Patel	July 2019	September 30, 2020	Reapplied
D'Anna Robinson	December 2019	September 30, 2020	Reapplied
Gregory Webb	October 2018	September 30, 2020	Reapplied
John Boothe	September 2015	September 30, 2020	Did Not Reapply
Cheri Lane	December 2019	September 30, 2020	Did Not Reapply
Karen Jacobs	November 2017	September 30, 2021	Resigned
Vacancy		September 30, 2021	
Vacancy		September 30, 2021	

New Applicants:

Tiffany (Hutchinson) Padilla – Has reapplied for CVB and expressed an interest in EDC and Main Street
Becky Eldridge
Britney Caka
Christine Presley
Daniel Garza
Pamela Jackson

The following members are appointed to the Main Street Advisory Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____

The following members are appointed to the Main Street Advisory Board to fill an unexpired term effective September 11, 2020 and ending September 30, 2021:

1. _____
2. _____
3. _____

MUSEUM ADVISORY BOARD

The Museum Advisory Board has three positions with terms that will expire September 30, 2020. Both Ann Covert and Cheri Lane have decided not to reapply. An application has been submitted by Judy Wehde.

Name	Term Began	Term Ends	Status
------	------------	-----------	--------

John Tinsley	March 2017	September 30, 2021	N/A
Lucianne Blakemore	December 2019	September 30, 2021	N/A
Brent Baker	March 2017	September 30, 2021	N/A
Jean Peterek Burns	December 2019	September 30, 2021	N/A
Ann Covert	March 2017	September 30, 2020	Did Not Reapply
Cheri Lane	December 2019	September 30, 2020	Did Not Reapply
Vacancy		September 30, 2020	

New Applicants:

Judy Wehde – Applied for Museum, Library and CVB with preferences in that order.

The following members are appointed to the Museum Advisory Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____

PLANNING & ZONING COMMISSION

The Planning & Zoning Commission has three positions for two-year terms that will expire on September 30, 2020. Paul Frenzel, Paul Neuse and Johnnie Edwards have all requested reappointment. Applications were received from Ken Morrow and Tom Tiller.

Name	Term Began	Term Ends	Status
------	------------	-----------	--------

Tim Gescheidle	January 1992	September 30, 2021	N/A
Roland Martinez	June 2005	September 30, 2021	N/A
Charles Patterson	May 2006	September 30, 2021	N/A
Gilbert Perez	December 2019	September 30, 2021	N/A
Paul Frenzel	February 2005	September 30, 2020	Reapplied
Paul Neuse	November 2014	September 30, 2020	Reapplied
Johnnie Edwards	December 2019	September 30, 2020	Reapplied

New Applicants:

Ken Morrow - Has not reapplied for CVB, expressed an interest in P&Z and EDC

Tom Tiller

The following members are appointed to the Planning & Zoning Commission for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____

ZONING BOARD OF ADJUSTMENT & SIGN CONTROL BOARD

The Zoning Board of Adjustment & Sign Control Board has three regular positions and one alternate position for terms will expire September 30, 2020. None of the incumbents have applied. Additionally, there is one, full-term vacancy and an alternate position with a one-year unexpired term. Applications were received from Johnnie Edwards and Richard Crozier.

Name	Term Began	Term Ends	Status
------	------------	-----------	--------

Vicki Frenzel	November 2004	September 30, 2021	N/A
Ray Lee Raley	February 2004	September 30, 2021	N/A
Dawn O'Donnell	January 2005	September 30, 2020	Did Not Reapply
Pat Mosher	November 2014	September 30, 2020	
Vacancy		September 30, 2020	
Alternate- VACANT		September 30, 2020	
Alternate- VACANT		September 30, 2021	

New Applicants:

Johnnie Edwards – Note, Ms. Edwards currently serves on P&Z so her dual service may not be appropriate
Richard Crozier

The following members are appointed to the Zoning Board of Adjustment & Sign Control Board for a two-year term beginning September 11, 2020 and ending September 30, 2022:

1. _____
2. _____(Alternate)

The following members are appointed to the Zoning Board of Adjustment & Sign Control Board for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. _____
2. _____
3. _____(Alternate)

NOTE: Section 14.1105 of the Code of Ordinances specifies provisions for the City Council to serve as the Board of Adjustment.

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action
Approving **Resolution #2020-88** authorizing an expenditure of funds for the Gonzales Economic Development Corporation in an amount not to exceed \$75,000.00 for extensive cleaning and improvements to the Lynn Theatre.

Date: September 10, 2020

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

Recently, the GEDC took control of the Lynn Theatre due to non-payment from the tenants. After viewing the property it was determined that the theatre is in need of extensive cleaning. The work will be performed by Servpro and will begin immediately after approval.

POLICY CONSIDERATIONS:

City Council approval is required for the expenditure of Type B Corporation funds.

FISCAL IMPACT:

The GEDC has available funds within other line items of the current budget. Therefore, there would be no significant impact to our current budget or fund reserves.

ATTACHMENTS:

Estimate is attached

STAFF RECOMMENDATION:

The GEDC approved the expenditure of funds at a special called meeting on September 8, 2020. We respectfully request approval from city council for the extensive cleaning and improvements to the Lynn Theatre in an amount not to exceed \$75,000.00.

RESOLUTION NO. 2020-88

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING AN EXPENDITURE OF FUNDS FOR THE GONZALES ECONOMIC DEVELOPMENT CORPORATION IN AN AMOUNT NOT TO EXCEED \$75,000.00 FOR EXTENSIVE CLEANING AND IMPROVEMENTS TO THE LYNN THEATRE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Gonzales Economic Development Corporation is a Type B economic development corporation, created pursuant to Chapter 505 of the Texas Local Government Code, as amended (hereinafter referred to as the “GEDC”); and

WHEREAS, an annual operating budget for the fiscal year October 1, 2019 through September 30, 2020, was approved and adopted by the City Council on September 12, 2019; and,

WHEREAS, the GEDC conducted a special meeting on September 8, 2020 to authorize the expenditure an amount not to exceed \$75,000.00 for extensive cleaning and improvements to the Lynn Theatre; and,

WHEREAS, the GEDC desires to execute a contract with ServPro for said cleaning and improvements; and,

WHEREAS, the City Council finds that authorizing the expenditure is in the best interest of the City and its citizens and will further promote the public health, safety, and general welfare of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS:

Section 1. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 2. The City Council of the City of Gonzales hereby authorizes the expenditure in an amount not to exceed \$75,000.00 for extensive cleaning and improvements to the Lynn Theatre.

Section 3. All resolutions or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City

Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND APPROVED this 10th day of September 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

SERVPRO of Guadalupe and Gonzales Counties
 971 Schriewer
 Seguin, TX 78155 US
 office@servpro10901.com
 servpro10901.com

Estimate



ADDRESS
 Gonzales Economic Development
 Council
 820 St Joseph St #547
 Gonzales, TX 78629

SHIP TO
 Gonzales Economic Development
 Council
 820 St Joseph St #547
 Gonzales, TX 78629

ESTIMATE # DATE
 1030 09/03/2020

DATE	ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
09/03/2020	General Cleaning	General Cleaning, Cleaning NonResidential - 10 laborers for 8hrs for 10 days equals 800 hours @ \$75.00/hour	1	60,000.00	60,000.00
	General Cleaning	Supplies and Equipment - (Estimated cost)	1	10,000.00	10,000.00
	General Cleaning	Debris Removal/Dumpster charges	1	5,000.00	5,000.00
TOTAL					\$75,000.00

This Is Just a rough Estimate!

Accepted By

Accepted Date

CITY OF GONZALES FINANCIALS

September 10, 2020

FINANCIAL REPORTS FOR FUNDS

CASH & INVESTMENT BY FUND

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: AUGUST 31ST, 2020

100-GENERAL FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

REVENUE SUMMARY						
401-TAX REVENUE	2,731,386.00	159,346.41	2,583,492.42	94.59	0.00	147,893.58
402-FRANCHISE REVENUE	1,948,150.00	58,178.11	1,469,553.29	75.43	0.00	478,596.71
403-LICENSE/FEE/PERMITS	59,500.00	5,355.65	55,096.89	92.60	0.00	4,403.11
404-PARKS FEES REVENUE	193,850.00	26,814.96	181,722.95	93.74	0.00	12,127.05
405-MUNICIPAL COURT REVENUE	116,932.00	6,126.72	43,808.25	37.46	0.00	73,123.75
406-MISCELLANEOUS REVENUE	763,852.00	53,958.54	603,878.84	79.06	0.00	159,973.16
407-STREET ASSESSMENT INC	0.00	0.00	(1,269.92)	0.00	0.00	1,269.92
408-INTEREST REVENUES	45,000.00	0.00	22,247.68	49.44	0.00	22,752.32
409-OTHER FINANCING REVENUE	518,273.00	0.00	581,555.01	112.21	0.00	(63,282.01)
410-TRANSFERS	2,436,066.00	0.00	2,061,999.72	84.64	0.00	374,066.28

*** TOTAL REVENUES ***	8,813,009.00	309,780.39	7,602,085.13	86.26	0.00	1,210,923.87
=====						
EXPENDITURE SUMMARY						
101-CITY COUNCIL DEPARTMENT	88,359.00	3,474.08	63,018.20	71.32	0.00	25,340.80
102-CITY MANAGER DEPARTMENT	242,406.24	17,680.85	205,546.13	84.79	0.00	36,860.11
103-COMMUNITY DEVELOPMENT	236,666.36	15,347.81	166,403.76	70.31	0.00	70,262.60
104-NON-DEPARTMENTAL	776,632.00	20,759.72	468,884.00	60.37	0.00	307,748.00
105-MAIN STREET DEPARTMENT	155,476.12	4,521.80	109,772.74	70.60	0.00	45,703.38
106-ECONOMIC DEVELOPMENT	0.00	0.00	9.90	0.00	0.00	(9.90)
107-BUILDING MAINTENANCE	227,722.36	18,510.38	182,538.61	80.16	0.00	45,183.75
108-CITY SECRETARY DEPARTMENT	194,304.12	19,277.96	133,916.25	68.92	0.00	60,387.87
109-FINANCE DEPARTMENT	259,025.36	16,438.90	242,785.39	93.73	0.00	16,239.97
110-HOTEL/MOTEL	0.00	0.00	116.12	0.00	0.00	(116.12)
201-PARKS DEPARTMENT	718,492.08	38,957.03	549,061.85	76.42	0.01	169,430.22
202-SWIMMING POOL DEPARTMENT	37,249.00	0.00	621.40	1.67	0.00	36,627.60
204-RECREATION DEPARTMENT	12,194.00	0.00	163.66	1.34	0.00	12,030.34
206-INDEPENDENCE GOLF COURSE	271,250.24	16,983.21	221,638.07	81.71	0.00	49,612.17
301-FIRE DEPARTMENT	1,535,368.20	54,241.86	1,295,535.73	85.22	12,850.00	226,982.47
501-POLICE DEPARTMENT	2,498,981.24	146,040.05	2,117,940.67	84.75	0.00	381,040.57
504-ANIMAL CONTROL DEPARTMENT	157,030.12	10,253.31	123,883.64	78.89	0.00	33,146.48
550-MUNICIPAL COURT DEPARTMENT	188,836.24	5,721.97	99,560.41	52.72	0.00	89,275.83
602-AIRPORT DEPARTMENT	92,100.00	2,475.53	73,762.14	80.09	0.00	18,337.86
603-STREETS DEPARTMENT	929,778.86	23,931.76	826,787.14	89.15	2,147.83	100,843.89
650-LIBRARY DEPARTMENT	276,791.48	15,446.53	218,262.23	78.85	0.00	58,529.25
660-MUSEUM DEPARTMENT	162,945.12	72,629.37	140,391.61	86.16	0.00	22,553.51

*** TOTAL EXPENDITURES ***	9,061,608.14	502,692.12	7,240,599.65	80.07	14,997.84	1,806,010.65
=====						
** REVENUES OVER(UNDER) EXPENDITURES **	(248,599.14)	(192,911.73)	361,485.48	139.38-	(14,997.84)	(595,086.78)
=====						

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: AUGUST 31ST, 2020

203-JB WELLS PARK FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
REVENUE SUMMARY						
404-PARKS FEES REVENUE	643,143.00	53,637.80	369,705.40	57.48	0.00	273,437.60
406-MISCELLANEOUS REVENUE	7,968.00	0.00	0.00	0.00	0.00	7,968.00
*** TOTAL REVENUES ***	651,111.00	53,637.80	369,705.40	56.78	0.00	281,405.60
EXPENDITURE SUMMARY						
203-JB WELLS PARK	705,673.72	37,396.56	457,000.74	64.76	0.00	248,672.98
*** TOTAL EXPENDITURES ***	705,673.72	37,396.56	457,000.74	64.76	0.00	248,672.98
** REVENUES OVER(UNDER) EXPENDITURES **	54,562.72	16,241.24	(87,295.34)	159.99	0.00	32,732.62

C I T Y O F G O N Z A L E S
F I N A N C I A L S T A T E M E N T
A S O F : A U G U S T 3 1 S T , 2 0 2 0

210-ELECTRIC FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

REVENUE SUMMARY						
400-DSF GOVERNMENT ACT.	0.00	0.00	0.00	0.00	0.00	0.00
710-ELECTRIC DEPARTMENT	10,939,850.00	1,018,789.85	8,788,705.63	80.34	0.00	2,151,144.37
750-REVENUE COLLECTION	221,727.00	3,119.54	216,664.90	97.72	0.00	5,062.10
809-HYDRO PLANT CONST.	100.00	0.00	85.84	85.84	0.00	14.16
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*** TOTAL REVENUES ***	11,161,677.00	1,021,909.39	9,005,456.37	80.68	0.00	2,156,220.63
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EXPENDITURE SUMMARY						
710-ELECTRIC DEPARTMENT	10,761,843.73	366,095.59	7,495,183.80	69.65	0.00	3,266,659.93
750-REVENUE COLLECTIONS	257,769.48	15,490.52	229,387.53	88.99	0.00	28,381.95
809-HYDRO PLANT CONST.	343,400.00	620.00	331,296.21	96.48	0.00	12,103.79
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*** TOTAL EXPENDITURES ***	11,363,013.21	382,206.11	8,055,867.54	70.90	0.00	3,307,145.67
	=====	=====	=====	=====	=====	=====
** REVENUES OVER(UNDER) EXPENDITURES **	(201,336.21)	639,703.28	949,588.83	471.64-	0.00	(1,150,925.04)
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C I T Y O F G O N Z A L E S
F I N A N C I A L S T A T E M E N T
A S O F : A U G U S T 3 1 S T , 2 0 2 0

220-WATER FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

REVENUE SUMMARY						
300-CAPITAL PROJECTS-BUS	0.00	0.00	0.00	0.00	0.00	0.00
720-WATER PRODUCTION DEPT	2,166,600.00	227,017.31	1,865,857.05	86.12	0.00	300,742.95
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL REVENUES ***	2,166,600.00	227,017.31	1,865,857.05	86.12	0.00	300,742.95
	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY						
720-WATER PRODUCTION DEPT	2,151,712.60	38,585.13	1,474,560.89	68.54	132.96	677,018.75
722-SERIES 2011 DEBT SERV	0.00	0.00	0.00	0.00	0.00	0.00
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL EXPENDITURES ***	2,151,712.60	38,585.13	1,474,560.89	68.54	132.96	677,018.75
	=====	=====	=====	=====	=====	=====
** REVENUES OVER (UNDER) EXPENDITURES **	14,887.40	188,432.18	391,296.16	627.48	(132.96)	(376,275.80)
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C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: AUGUST 31ST, 2020

230-WASTEWATER FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

REVENUE SUMMARY						
730-WASTEWATER COLLECTION	1,454,000.00	103,681.21	1,140,276.35	78.42	0.00	313,723.65
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*** TOTAL REVENUES ***	1,454,000.00	103,681.21	1,140,276.35	78.42	0.00	313,723.65
	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY						
730-WASTEWATER COLLECTION	1,523,927.56	40,079.37	1,005,622.71	79.81	210,601.26	307,703.59
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*** TOTAL EXPENDITURES ***	1,523,927.56	40,079.37	1,005,622.71	79.81	210,601.26	307,703.59
	=====	=====	=====	=====	=====	=====
** REVENUES OVER(UNDER) EXPENDITURES **	(69,927.56)	63,601.84	134,653.64	108.61	(210,601.26)	6,020.06
	=====	=====	=====	=====	=====	=====

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: AUGUST 31ST, 2020

240-SOLID WASTE FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

REVENUE SUMMARY						
740-SOLID WASTE DEPARTMEN	908,850.00	64,068.04	774,693.47	85.24	0.00	134,156.53
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*** TOTAL REVENUES ***	908,850.00	64,068.04	774,693.47	85.24	0.00	134,156.53
	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY						
740-SOLID WASTE DEPARTMEN	864,354.24	55,193.48	705,633.52	81.64	0.00	158,720.72
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*** TOTAL EXPENDITURES ***	864,354.24	55,193.48	705,633.52	81.64	0.00	158,720.72
	=====	=====	=====	=====	=====	=====
** REVENUES OVER (UNDER) EXPENDITURES **	44,495.76	8,874.56	69,059.95	155.21	0.00	(24,564.19)
	=====	=====	=====	-----	=====	=====

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: AUGUST 31ST, 2020

300-CAPITAL PROJECTS-BUSINESS

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

REVENUE SUMMARY						
300-CAPITAL PROJECTS-BUS	125,000.00	0.00	49,871.76	39.90	0.00	75,128.24
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*** TOTAL REVENUES ***	125,000.00	0.00	49,871.76	39.90	0.00	75,128.24
	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY						
301-STREETS	2,194,800.00	164,673.45	461,079.21	21.01	0.00	1,733,720.79
302-WASTEWATER	1,134,000.00	0.00	76,625.00	6.76	0.00	1,057,375.00
303-ELECTRIC	0.00	0.00	0.00	0.00	0.00	0.00
304-WATER	2,367,629.00	0.00	586,098.79	24.75	0.00	1,781,530.21
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*** TOTAL EXPENDITURES ***	5,696,429.00	164,673.45	1,123,803.00	19.73	0.00	4,572,626.00
	=====	=====	=====	=====	=====	=====
** REVENUES OVER(UNDER) EXPENDITURES **	(5,571,429.00)	(164,673.45)	(1,073,931.24)	19.28	0.00	(4,497,497.76)
	=====	=====	=====	=====	=====	=====

C I T Y O F G O N Z A L E S
 FINANCIAL STATEMENT
 AS OF: AUGUST 31ST, 2020

400-DSF GOVERNMENT ACTIVITIES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

REVENUE SUMMARY						
400-DSF GOVERNMENT ACT.	1,047,510.00	0.00	1,088,842.12	103.95	0.00	(41,332.12)
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*** TOTAL REVENUES ***	1,047,510.00	0.00	1,088,842.12	103.95	0.00	(41,332.12)
	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY						
400-DSF GOVERNMENT ACT.	1,046,860.00	210,517.78	991,302.78	94.69	0.00	55,557.22
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*** TOTAL EXPENDITURES ***	1,046,860.00	210,517.78	991,302.78	94.69	0.00	55,557.22
	=====	=====	=====	=====	=====	=====
** REVENUES OVER(UNDER) EXPENDITURES **	650.00	(210,517.78)	97,539.34	6.05	0.00	(96,889.34)
	=====	=====	=====	=====	=====	=====

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: AUGUST 31ST, 2020

500-RESTRICTED USE FUNDS

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

REVENUE SUMMARY						
410-TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00
810-JB WELLS EXPO CENTER	0.00	0.00	0.00	0.00	0.00	0.00
811-HOTEL/MOTEL	360,000.00	46,438.28	366,621.42	101.84	0.00	(6,621.42)
812-MEMORIAL MUSEUM	12,440.00	125.00	25,711.36	206.68	0.00	(13,271.36)
813-FORFEITURES	10,650.00	0.00	2,095.01	19.67	0.00	8,554.99
814-MUNICIPAL COURT	6,600.00	117.58	2,474.16	37.49	0.00	4,125.84
815-ROBERT L BROTHERS	93,745.00	0.00	9,756.19	10.41	0.00	83,988.81

*** TOTAL REVENUES ***	483,435.00	46,680.86	406,658.14	84.12	0.00	76,776.86
=====						
EXPENDITURE SUMMARY						
810-JB WELLS EXPO CENTER	0.00	0.00	0.00	0.00	0.00	0.00
811-HOTEL MOTEL	570,195.12	52,640.66	368,634.22	64.65	0.00	201,560.90
812-MEMORIAL MUSEUM	25,000.00	0.00	9,399.89	37.60	0.00	15,600.11
813-FORFEITURES	17,000.00	0.00	5,000.00	29.41	0.00	12,000.00
814-MUNICIPAL COURT	19,000.00	47.65	47.65	0.25	0.00	18,952.35
815-ROBERT L BROTHERS	43,700.00	512.29	20,954.96	47.95	0.00	22,745.04

*** TOTAL EXPENDITURES ***	674,895.12	53,200.60	404,036.72	59.87	0.00	270,858.40
=====						
** REVENUES OVER(UNDER) EXPENDITURES **	(191,460.12)	(6,519.74)	2,621.42	1.37-	0.00	(194,081.54)
=====						

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: AUGUST 31ST, 2020

700-GONZALES ECONOMIC DEV

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

REVENUE SUMMARY						
700-ECONOMIC DEVELOPMENT	1,033,000.00	103,068.77	916,129.12	88.69	0.00	116,870.88
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*** TOTAL REVENUES ***	1,033,000.00	103,068.77	916,129.12	88.69	0.00	116,870.88
	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY						
700-ECONOMIC DEVELOPMENT	1,323,216.12	41,791.51	970,708.55	73.36	0.00	352,507.57
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*** TOTAL EXPENDITURES ***	1,323,216.12	41,791.51	970,708.55	73.36	0.00	352,507.57
	=====	=====	=====	=====	=====	=====
** REVENUES OVER (UNDER) EXPENDITURES **	(290,216.12)	61,277.26	(54,579.43)	18.81	0.00	(235,636.69)
	=====	=====	=====	=====	=====	=====

CITY OF GONZALES
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

100-GENERAL FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
<u>401-TAX REVENUE</u>						
4-401.101 CURRENT PROPERTY TAX	818,886.00	0.00	892,852.20	109.03	0.00	(73,966.20)
4-401.104 PRIOR DELINQUENT PROPERTY TAX	15,000.00	0.00	0.00	0.00	0.00	15,000.00
4-401.105 TAX PENALTY AND INTEREST	25,000.00	0.00	0.00	0.00	0.00	25,000.00
4-401.108 MIXED DRINK TAX	22,500.00	0.00	17,108.30	76.04	0.00	5,391.70
4-401.120 SALES TAX	1,850,000.00	159,346.41	1,673,531.92	90.46	0.00	176,468.08
4-401.199 PROPERTY TAX-PENALTIES & INT	0.00	0.00	0.00	0.00	0.00	0.00
 TOTAL 401-TAX REVENUE	 2,731,386.00	 159,346.41	 2,583,492.42	 94.59	 0.00	 147,893.58
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<u>402-FRANCHISE REVENUE</u>						
4-402.201 FRANCHISE - ELECTRIC	1,260,000.00	0.00	896,000.96	71.11	0.00	363,999.04
4-402.202 FRANCHISE - WATER	144,550.00	0.00	111,799.97	77.34	0.00	32,750.03
4-402.203 FRANCHISE - WASTEWATER	96,600.00	0.00	68,815.58	71.24	0.00	27,784.42
4-402.204 FRANCHISE - SOLID WASTE	35,200.00	0.00	27,822.46	79.04	0.00	7,377.54
4-402.205 FRANCHISE - CABLE TV	75,000.00	19,846.12	93,344.18	124.46	0.00	(18,344.18)
4-402.206 FRANCHISE - NATURAL GAS	31,000.00	0.00	29,922.63	96.52	0.00	1,077.37
4-402.207 FRANCHISE - TELEPHONE	104,000.00	6,496.19	47,533.20	45.71	0.00	56,466.80
4-402.208 PEG FRANCHISE FEE RESTRICT US	11,800.00	3,132.15	9,407.94	79.73	0.00	2,392.06
4-402.209 FRANCHISE FEES ACCRUAL	190,000.00	28,703.65	184,906.37	97.32	0.00	5,093.63
 TOTAL 402-FRANCHISE REVENUE	 1,948,150.00	 58,178.11	 1,469,553.29	 75.43	 0.00	 478,596.71
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<u>403-LICENSE/FEE/PERMITS</u>						
4-403.301 BUILDING PERMITS	35,000.00	3,384.65	27,991.88	79.98	0.00	7,008.12
4-403.302 PLUMBING & GAS PERMITS	6,000.00	582.00	8,384.00	139.73	0.00	(2,384.00)
4-403.303 ELECTRICAL PERMITS	6,000.00	909.00	7,859.00	130.98	0.00	(1,859.00)
4-403.304 MECHANICAL PERMITS	4,000.00	130.00	3,697.50	92.44	0.00	302.50
4-403.305 DEMOLITION PERMITS	250.00	25.00	125.00	50.00	0.00	125.00
4-403.306 OCCUPATION PERMITS	800.00	0.00	20.00	2.50	0.00	780.00
4-403.307 ELECTRIC LICENSE	0.00	0.00	0.00	0.00	0.00	0.00
4-403.308 GAS PERMITS	3,200.00	0.00	1,100.00	34.38	0.00	2,100.00
4-403.309 STREET CUTTING PERMITS	0.00	0.00	0.00	0.00	0.00	0.00
4-403.310 HORSE PERMIT	0.00	0.00	0.00	0.00	0.00	0.00

CITY OF GONZALES
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

100-GENERAL FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
4-403.311 ZONING PERMITS	1,200.00	0.00	1,984.51	165.38	0.00	(784.51)
4-403.312 DEMOLITION BOND	0.00	0.00	0.00	0.00	0.00	0.00
4-403.313 HOUSE MOVING FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-403.314 PEDDLER'S PERMITS	2,000.00	50.00	2,760.00	138.00	0.00	(760.00)
4-403.315 SIGNS AND BILLBOARDS PERMITS	650.00	225.00	1,025.00	157.69	0.00	(375.00)
4-403.316 DEVELOPMENT PERMIT FEE	0.00	0.00	0.00	0.00	0.00	0.00
4-403.317 GARAGE SALE PERMITS	400.00	50.00	150.00	37.50	0.00	250.00
4-403.318 OIL & GAS DRILLING PERMIT	0.00	0.00	0.00	0.00	0.00	0.00
4-403.319 ENGINEERING FEE	0.00	0.00	0.00	0.00	0.00	0.00

TOTAL 403-LICENSE/FEE/PERMITS	59,500.00	5,355.65	55,096.89	92.60	0.00	4,403.11
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404-PARKS FEES REVENUE

4-404.401 SWIMMING POOL RENTAL	1,700.00	0.00	0.00	0.00	0.00	1,700.00
4-404.402 RV CAMPER SITE RENTAL - GOLF	36,000.00	5,282.00	44,358.06	123.22	0.00	(8,358.06)
4-404.403 PARK FACILITY FEES	10,500.00	80.00	3,970.00	37.81	0.00	6,530.00
4-404.404 PBR RODEO SPONSORSHIP	0.00	0.00	0.00	0.00	0.00	0.00
4-404.407 CONCERT RECEIPTS	0.00	0.00	0.00	0.00	0.00	0.00
4-404.412 VOLLEYBALL/SOFTBALL	200.00	0.00	0.00	0.00	0.00	200.00
4-404.413 SWIMMING POOL ADMISSIONS	3,900.00	0.00	0.00	0.00	0.00	3,900.00
4-404.414 SWIMMING POOL CONCESSIONS	2,500.00	0.00	39.32	1.57	0.00	2,460.68
4-404.416 TABLE RENTALS	0.00	0.00	0.00	0.00	0.00	0.00
4-404.430 GOLF CART STORAGE	13,000.00	102.07	12,642.57	97.25	0.00	357.43
4-404.432 GOLF CONCESSION SALES	6,300.00	1,062.04	5,573.12	88.46	0.00	726.88
4-404.433 GOLF DAILY FEES	42,000.00	8,054.96	40,063.34	95.39	0.00	1,936.66
4-404.434 GOLF MEMBERSHIP DUES	32,000.00	1,195.12	31,576.62	98.68	0.00	423.38
4-404.435 GOLF MERCHANDISE SALES	9,700.00	2,383.67	8,924.48	92.00	0.00	775.52
4-404.436 GOLF MISCELLANEOUS	1,000.00	103.69	629.88	62.99	0.00	370.12
4-404.437 GOLF CART RENTAL	26,100.00	6,251.41	26,240.56	100.54	0.00	(140.56)
4-404.438 GOLF TOURNAMENT INCOME	4,000.00	2,000.00	4,405.00	110.13	0.00	(405.00)
4-404.440 SOFTBALL GATE FEE	0.00	0.00	0.00	0.00	0.00	0.00
4-404.441 LOU'S CANOE RENTAL INCOME	3,600.00	300.00	3,300.00	91.67	0.00	300.00
4-404.442 SUMMER YOUTH FEES	1,350.00	0.00	0.00	0.00	0.00	1,350.00
4-404.450 INDEP. PARK-RESTRICTED USE TR	0.00	0.00	0.00	0.00	0.00	0.00

TOTAL 404-PARKS FEES REVENUE	193,850.00	26,814.96	181,722.95	93.74	0.00	12,127.05
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CITY OF GONZALES
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

100-GENERAL FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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405-MUNICIPAL COURT REVEN						
4-405.501 MUNICIPAL COURT FINES/OLD	90,000.00	3,799.64	34,837.49	38.71	0.00	55,162.51
4-405.504 ANIMAL POUND FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-405.505 ACCIDENT / POLICE REPORTS	980.00	0.00	54.00	5.51	0.00	926.00
4-405.543 CONSOLIDATED COURT FEES-LOCAL	0.00	202.07	1,316.94	0.00	0.00	(1,316.94)
4-405.544 CORRECTIONAL MANAGEMENT INST.	2.00	0.00	0.00	0.00	0.00	2.00
4-405.545 CONSOLIDATED COURT FEES -STAT	10,000.00	1,494.47	3,440.84	34.41	0.00	6,559.16
4-405.546 FUGITIVE APPREHENSION	10.00	0.00	0.00	0.00	0.00	10.00
4-405.547 PREV.JUV.CRIME & DELINQUENCY	5.00	0.00	0.00	0.00	0.00	5.00
4-405.548 MUN CRT TIME PAYMENT FEES	1,000.00	42.54	100.48	10.05	0.00	899.52
4-405.549 TEXAS SEAT BELT	1,000.00	18.39	117.55	11.76	0.00	882.45
4-405.550 MISDEMEANOR COURT COSTS	0.00	0.00	0.00	0.00	0.00	0.00
4-405.551 OMNI FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-405.552 COMP TO VICTIMS OF CRIME FUND	50.00	0.00	0.00	0.00	0.00	50.00
4-405.553 STATE OMNI FEES	1,200.00	93.38	180.26	15.02	0.00	1,019.74
4-405.554 JUDICIAL & COURT TRAINING FD	10.00	0.00	0.00	0.00	0.00	10.00
4-405.555 NEW MUNICIPAL COURT FEES	100.00	0.03	0.42	0.42	0.00	99.58
4-405.556 STATE TRAFFIC FEE	2,000.00	174.38	497.79	24.89	0.00	1,502.21
4-405.557 WARRANT FEES COLLECTED	50.00	0.00	50.00	100.00	0.00	0.00
4-405.558 STATE JURY FEE	1,000.00	59.50	151.06	15.11	0.00	848.94
4-405.559 RESTITUTION FEE - STATE	0.00	0.00	0.00	0.00	0.00	0.00
4-405.560 JUDICIAL FEE - CITY	8,500.00	177.60	2,931.85	34.49	0.00	5,568.15
4-405.561 ATTORNEY COLLECTION FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-405.562 INDIGENT DEFENSE FUND	600.00	35.71	72.21	12.04	0.00	527.79
4-405.563 CRIMINAL JUSTICE FEE - STATE	25.00	0.24	0.39	1.56	0.00	24.61
4-405.564 CHILD SAFETY SEAT	0.00	0.00	0.00	0.00	0.00	0.00
4-405.599 STATE FEES ADJUSTMENT-AUDIT	0.00	0.00	0.00	0.00	0.00	0.00
4-405.600 JUVENILE TRUANCY CHARGES	400.00	28.77	56.97	14.24	0.00	343.03
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TOTAL 405-MUNICIPAL COURT REVEN	116,932.00	6,126.72	43,808.25	37.46	0.00	73,123.75
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REVENUE REPORT

AS OF: AUGUST 31ST, 2020

100-GENERAL FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
<u>406-MISCELLANEOUS REVENUE</u>						
4-406.601 GENERAL MISCELLANEOUS	7,500.00	0.00	6,790.96	90.55	0.00	709.04
4-406.602 MATERIAL SALES	0.00	0.00	0.00	0.00	0.00	0.00
4-406.603 DONATIONS	0.00	0.00	800.00	0.00	0.00	(800.00)
4-406.604 INSURANCE REIMBS	0.00	1,316.20	15,249.61	0.00	0.00	(15,249.61)
4-406.605 INTERFUND TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00
4-406.606 PUBLIC WORKS VENDING MACHINE	700.00	0.00	346.25	49.46	0.00	353.75
4-406.607 LIBRARY FINES AND OVERDUES	9,500.00	33.77	2,909.57	30.63	0.00	6,590.43
4-406.608 LIBRARY MEMORIALS	800.00	0.00	0.00	0.00	0.00	800.00
4-406.609 LIBRARY CASH OVER/SHORT	0.00	0.00	0.00	0.00	0.00	0.00
4-406.610 HAY SALES	0.00	0.00	0.00	0.00	0.00	0.00
4-406.611 HANGAR RENT	52,000.00	4,215.00	46,155.00	88.76	0.00	5,845.00
4-406.612 AVIATION FUEL SALES	50,000.00	0.00	39,889.18	79.78	0.00	10,110.82
4-406.613 AIRPORT MISC SALES	0.00	0.00	0.00	0.00	0.00	0.00
4-406.614 OFFICE AND LAND LEASES	12,000.00	0.00	11,868.52	98.90	0.00	131.48
4-406.615 OIL AND GAS LEASE- AIRPORT	240.00	0.00	0.00	0.00	0.00	240.00
4-406.616 CADET REIMBURSEMENT	0.00	0.00	5,900.00	0.00	0.00	(5,900.00)
4-406.617 REFUNDS	0.00	256.68	256.68	0.00	0.00	(256.68)
4-406.619 CEMETERY MONUMENT SETTING FEE	0.00	0.00	175.00	0.00	0.00	(175.00)
4-406.620 CHURCH ST CEMETERY INC	0.00	0.00	0.00	0.00	0.00	0.00
4-406.621 CEMETERY LOT SALES	35,000.00	1,780.00	7,282.50	20.81	0.00	27,717.50
4-406.622 RESTITUTION PAYMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-406.623 J. B. WELLS PARK DONATIONS	0.00	0.00	0.00	0.00	0.00	0.00
4-406.625 CUSTOMER SERVICE REPORT	6,200.00	725.00	6,065.00	97.82	0.00	135.00
4-406.629 REIMBURSEMENT OF COSTS	0.00	0.00	177.44	0.00	0.00	(177.44)
4-406.630 PAYROLL HANDLING FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-406.631 LOT CLEANING/MOWING	0.00	210.00	210.00	0.00	0.00	(210.00)
4-406.632 REPRODUCTIONS	0.00	8.10	122.00	0.00	0.00	(122.00)
4-406.633 GEDC ADMIN CONTRACT SERVICES	12,000.00	1,000.00	1,000.00	8.33	0.00	11,000.00
4-406.640 OIL AND GAS LEASE & ROYALTIES	56,622.00	25.93	25.93	0.05	0.00	56,596.07
4-406.641 MILLER EST. OIL & GAS ROYALTY	6,135.00	0.00	2,940.15	47.92	0.00	3,194.85
4-406.649 FIRE DEPT RESPONSE BILLING	0.00	0.00	0.00	0.00	0.00	0.00
4-406.650 FIRE DISTRICT TAX	404,805.00	27,717.00	381,629.00	94.27	0.00	23,176.00
4-406.652 GCN-WEB SITE INCOME	0.00	0.00	0.00	0.00	0.00	0.00
4-406.653 CREDIT CARD FEES	28,000.00	3,738.66	30,698.24	109.64	0.00	(2,698.24)
4-406.655 ATTORNEY GEN - SEXUAL ASSAULT	5,000.00	9,044.65	9,044.65	180.89	0.00	(4,044.65)
4-406.656 GISD POLICE DOG REIMBURSEMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-406.657 ADOPTION FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-406.658 DEA REIMBURSEMENT	18,000.00	1,795.55	17,527.05	97.37	0.00	472.95
4-406.659 MUSEUM DONATIONS & CONTRIBUTI	6,550.00	250.00	3,843.00	58.67	0.00	2,707.00
4-406.660 MUSEUM MONTAGE SALES	14,700.00	1,842.00	8,690.75	59.12	0.00	6,009.25
4-406.661 CANNON BOOKS	0.00	0.00	0.00	0.00	0.00	0.00

CITY OF GONZALES
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

100-GENERAL FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
1-406.662 DONATIONS - FIRE DEPARTMENT	0.00	0.00	0.00	0.00	0.00	0.00
1-406.664 DONATIONS - POLICE DEPT	0.00	0.00	0.00	0.00	0.00	0.00
1-406.666 REBATES	2,600.00	0.00	2,670.36	102.71	0.00	(70.36)
1-406.667 LEGAL FEES	0.00	0.00	0.00	0.00	0.00	0.00
1-406.668 RESTRICTED USE DONATIONS	0.00	0.00	0.00	0.00	0.00	0.00
1-406.669 GONZALES PD EXPLORER PROGRAM	0.00	0.00	0.00	0.00	0.00	0.00
1-406.670 HAZ-MAT REVENUES	5,500.00	0.00	1,612.00	29.31	0.00	3,888.00
1-406.671 LIBRARY DONATIONS	0.00	0.00	0.00	0.00	0.00	0.00
1-406.672 TEXAS HISTORICAL COMM. GRANT	30,000.00	0.00	0.00	0.00	0.00	30,000.00
 TOTAL 406-MISCELLANEOUS REVENUE	 763,852.00	 53,958.54	 603,878.84	 79.06	 0.00	 159,973.16
 <u>407-STREET ASSESSMENT INC</u>						
1-407.701 CURB AND GUTTER ASSESSMENT	0.00	0.00	(1,269.92)	0.00	0.00	1,269.92
 TOTAL 407-STREET ASSESSMENT INC	 0.00	 0.00	 (1,269.92)	 0.00	 0.00	 1,269.92
 <u>408-INTEREST REVENUES</u>						
1-408.801 INTEREST INCOME	45,000.00	0.00	22,247.68	49.44	0.00	22,752.32
1-408.802 GAIN/LOSS ON INVESTMENTS	0.00	0.00	0.00	0.00	0.00	0.00
1-408.808 INTEREST INCOME-LIBRARY CD	0.00	0.00	0.00	0.00	0.00	0.00
1-408.809 MISCELLANEOUS INTEREST INCOME	0.00	0.00	0.00	0.00	0.00	0.00
 TOTAL 408-INTEREST REVENUES	 45,000.00	 0.00	 22,247.68	 49.44	 0.00	 22,752.32

CITY OF GONZALES
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

100-GENERAL FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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<u>409-OTHER FINANCING REVEN</u>						
4-409.900 RENTAL LEASE INCOME	0.00	0.00	0.00	0.00	0.00	0.00
4-409.901 CAPITAL LEASES	0.00	0.00	0.00	0.00	0.00	0.00
4-409.911 AWOS - AIRPORT	0.00	0.00	0.00	0.00	0.00	0.00
4-409.912 GRANTS	60,448.00	0.00	354,861.80	587.05	0.00	(294,413.80)
4-409.913 TXDOT GRANT - AIRPORT	6,000.00	0.00	0.00	0.00	0.00	6,000.00
4-409.914 FEMA GRANT REVENUES	0.00	0.00	8,824.84	0.00	0.00	(8,824.84)
4-409.915 LEASE GRANT REVENUES	1,825.00	0.00	1,796.37	98.43	0.00	28.63
4-409.916 TEXAS FOREST SERVICE GRANT	200,000.00	0.00	200,000.00	100.00	0.00	0.00
4-409.917 TX HISTORICAL COMMISSION GRAN	0.00	0.00	0.00	0.00	0.00	0.00
4-409.920 SALE OF ASSETS	135,000.00	0.00	16,072.00	11.91	0.00	118,928.00
4-409.925 SALE OF LAND	115,000.00	0.00	0.00	0.00	0.00	115,000.00
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TOTAL 409-OTHER FINANCING REVEN	518,273.00	0.00	581,555.01	112.21	0.00	(63,282.01)
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<u>410-TRANSFERS</u>						
4-410.101 ELECTRIC TRANSFERS	1,572,066.00	0.00	1,313,521.67	83.55	0.00	258,544.33
4-410.102 WATER TRANSFERS	500,000.00	0.00	419,315.15	83.86	0.00	80,684.85
4-410.103 WASTEWATER TRANSFERS	30,000.00	0.00	25,000.00	83.33	0.00	5,000.00
4-410.104 SOLID WASTE TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00
4-410.105 SPECIAL REVENUE TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00
4-410.107 GEDC ADMINISTRATIVE SVCS	0.00	0.00	18,260.24	0.00	0.00	(18,260.24)
4-410.109 TRANSFER FROM RESTRICTED FUND	0.00	0.00	0.00	0.00	0.00	0.00
4-410.110 HOTEL/MOTEL ADMIN. TRANSFER	0.00	0.00	655.66	0.00	0.00	(655.66)
4-410.912 ADMINISTRATIVE COST TRANSFER	334,000.00	0.00	285,247.00	85.40	0.00	48,753.00
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TOTAL 410-TRANSFERS	2,436,066.00	0.00	2,061,999.72	84.64	0.00	374,066.28
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*** TOTAL REVENUES ***	8,813,009.00	309,780.39	7,602,085.13	86.26	0.00	1,210,923.87
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CITY OF GONZALES
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

203-JB WELLS PARK FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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<u>404-PARKS FEES REVENUE</u>						
4-404.400 JBW ADVERTISEMENT	7,000.00	0.00	5,150.00	73.57	0.00	1,850.00
4-404.406 JBW SHOWBARN RENTAL	8,000.00	0.00	2,800.00	35.00	0.00	5,200.00
4-404.408 JBW CONCESSION	9,600.00	0.00	5,600.00	58.33	0.00	4,000.00
4-404.409 JBW ARENA FEES	84,000.00	2,300.00	48,292.50	57.49	0.00	35,707.50
4-404.410 JBW HORSE STALL RENTAL	120,000.00	16,610.00	76,800.00	64.00	0.00	43,200.00
4-404.411 JBW RV SITE RENTAL	80,000.00	16,110.00	90,875.00	113.59	0.00	(10,875.00)
4-404.417 JBW PAVILION	0.00	0.00	0.00	0.00	0.00	0.00
4-404.418 JBW EXPO RENTAL FEES/REVENUES	85,000.00	4,300.00	35,650.00	41.94	0.00	49,350.00
4-404.419 JBW TYRA REVENUE	9,320.00	0.00	0.00	0.00	0.00	9,320.00
4-404.420 JBW TYRA STALL & RV RENTAL	59,000.00	4,530.00	29,435.10	49.89	0.00	29,564.90
4-404.422 JBW TYRA CONCESSION	0.00	0.00	0.00	0.00	0.00	0.00
4-404.423 JBW WOODSHAVING	65,000.00	8,055.00	41,755.00	64.24	0.00	23,245.00
4-404.424 JBW HAY SALES	0.00	0.00	0.00	0.00	0.00	0.00
4-404.425 JBW YRA REVENUE	0.00	0.00	0.00	0.00	0.00	0.00
4-404.426 JBW YRA GATE PASS & OTHER REV	0.00	0.00	0.00	0.00	0.00	0.00
4-404.439 JBW TX JR HIGH RODEO REVENUE	115,223.00	0.00	31,615.00	27.44	0.00	83,608.00
4-404.440 JBW OTHER RODEO REVENUES	0.00	0.00	0.00	0.00	0.00	0.00
4-404.441 JBW MISCELLANEOUS REVENUE	0.00	1,732.80	1,732.80	0.00	0.00	(1,732.80)
4-404.442 JBW SOUVENIR SALES	1,000.00	0.00	0.00	0.00	0.00	1,000.00
4-404.654 JBW FEMA GRANT REVENUES	0.00	0.00	0.00	0.00	0.00	0.00
4-404.920 JBW SALE OF ASSETS	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 404-PARKS FEES REVENUE	643,143.00	53,637.80	369,705.40	57.48	0.00	273,437.60
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<u>406-MISCELLANEOUS REVENUE</u>						
4-406.604 JBW INSURANCE REIMBURSEMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-406.640 JBW OIL AND GAS LEASE REVENUE	7,968.00	0.00	0.00	0.00	0.00	7,968.00
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TOTAL 406-MISCELLANEOUS REVENUE	7,968.00	0.00	0.00	0.00	0.00	7,968.00
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*** TOTAL REVENUES ***	651,111.00	53,637.80	369,705.40	56.78	0.00	281,405.60
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CITY OF GONZALES
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

210-ELECTRIC FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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<u>400-DSF GOVERNMENT ACT.</u>						
4-400.960 TRANSFER IN FROM DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 400-DSF GOVERNMENT ACT.	0.00	0.00	0.00	0.00	0.00	0.00
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<u>710-ELECTRIC DEPARTMENT</u>						
4-710.151 SALES	10,500,000.00	981,183.44	8,496,085.41	80.92	0.00	2,003,914.59
4-710.152 PENALTIES	102,000.00	8,453.95	61,466.62	60.26	0.00	40,533.38
4-710.153 MATERIAL SALES	25,000.00	1,043.60	25,512.58	102.05	0.00	(512.58)
4-710.154 SECURITY LIGHT RENTAL	68,000.00	5,540.05	61,244.91	90.07	0.00	6,755.09
4-710.155 UTILITY POLE RENTAL	95,000.00	18,031.64	69,843.18	73.52	0.00	25,156.82
4-710.157 CHARGED OFF ACCOUNTS (PAID)	0.00	0.00	0.00	0.00	0.00	0.00
4-710.159 MISCELLANEOUS SALES	0.00	0.00	0.00	0.00	0.00	0.00
4-710.160 THEFT OF SVCS REVENUE	0.00	0.00	0.00	0.00	0.00	0.00
4-710.164 MISCELLANEOUS INCOME	5,100.00	64.17	64.17	1.26	0.00	5,035.83
4-710.170 SERVICE CALLS	0.00	0.00	0.00	0.00	0.00	0.00
4-710.171 METER TAMPERING	1,500.00	250.00	1,250.00	83.33	0.00	250.00
4-710.172 SAME DAY CONNECTS	750.00	0.00	600.00	80.00	0.00	150.00
4-710.173 NEW SERVICE	7,500.00	673.00	5,993.00	79.91	0.00	1,507.00
4-710.174 PAYMENT EXTENSION	38,000.00	3,550.00	30,150.00	79.34	0.00	7,850.00
4-710.175 SAME DAY METER INSTALL	0.00	0.00	0.00	0.00	0.00	0.00
4-710.176 ADDITIONAL METER REVIEW	0.00	0.00	0.00	0.00	0.00	0.00
4-710.250 INSURANCE REIMBURSEMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-710.251 INTEREST INCOME	72,000.00	0.00	34,286.33	47.62	0.00	37,713.67
4-710.252 I&S BOND INTEREST	0.00	0.00	0.00	0.00	0.00	0.00
4-710.253 I&S RESERVE INTEREST	0.00	0.00	0.00	0.00	0.00	0.00
4-710.451 LCRA PROGRAM REFUNDS	0.00	0.00	0.00	0.00	0.00	0.00
4-710.562 MISCELLANEOUS TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00
4-710.602 SALE OF RIGHT AWAY	0.00	0.00	0.00	0.00	0.00	0.00
4-710.603 DONATION - AEP	0.00	0.00	0.00	0.00	0.00	0.00
4-710.630 PAYROLL HANDLING FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-710.631 REIMBURSEMENT OF COSTS	0.00	0.00	518.72	0.00	0.00	(518.72)
4-710.802 GAIN/LOSS ON INVESTMENTS	0.00	0.00	0.00	0.00	0.00	0.00
4-710.912 FEMA GRANT REVENUE	0.00	0.00	1,690.71	0.00	0.00	(1,690.71)
4-710.920 SALE OF ASSETS	25,000.00	0.00	0.00	0.00	0.00	25,000.00
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TOTAL 710-ELECTRIC DEPARTMENT	10,939,850.00	1,018,789.85	8,788,705.63	80.34	0.00	2,151,144.37
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C I T Y O F G O N Z A L E S
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

210-ELECTRIC FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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750-REVENUE COLLECTION						
4-750.551 SALES TAX DISCOUNT	1,130.00	94.54	906.35	80.21	0.00	223.65
4-750.552 HOT CHECK FEES	1,500.00	225.00	1,150.00	76.67	0.00	350.00
4-750.553 TRANSFER FEES	60.00	0.00	90.00	150.00	0.00	(30.00)
4-750.554 RECONNECT FEES	25,000.00	2,800.00	18,075.00	72.30	0.00	6,925.00
4-750.555 REPRODUCTION FEES	360.00	0.00	125.55	34.88	0.00	234.45
4-750.600 CONFIDENTIALITY FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-750.911 REVENUE COLLECTIONS TRANSFER	193,677.00	0.00	196,318.00	101.36	0.00	(2,641.00)
4-750.950 TRANSFER FROM WATER FUND	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 750-REVENUE COLLECTION	221,727.00	3,119.54	216,664.90	97.72	0.00	5,062.10
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809-HYDRO PLANT CONST.						
4-809.100 HYDRO CERTIFICATION OF OBLIGA	0.00	0.00	0.00	0.00	0.00	0.00
4-809.101 TRANSFERS FROM GENERAL FUND	0.00	0.00	0.00	0.00	0.00	0.00
4-809.102 INTEREST INCOME	100.00	0.00	85.84	85.84	0.00	14.16
4-809.950 TRANSFER FROM DSF PROPRIETARY	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 809-HYDRO PLANT CONST.	100.00	0.00	85.84	85.84	0.00	14.16
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*** TOTAL REVENUES ***	11,161,677.00	1,021,909.39	9,005,456.37	80.68	0.00	2,156,220.63
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C I T Y O F G O N Z A L E S
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

220-WATER FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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<u>300-CAPITAL PROJECTS-BUS</u>						
4-300.800 TRANSFER FROM CAPITAL PROJ.	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 300-CAPITAL PROJECTS-BUS	0.00	0.00	0.00	0.00	0.00	0.00
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<u>720-WATER PRODUCTION DEPT</u>						
4-720.151 SALES	2,065,000.00	219,649.49	1,797,185.73	87.03	0.00	267,814.27
4-720.152 PENALTIES	20,000.00	1,778.11	13,940.76	69.70	0.00	6,059.24
4-720.153 MATERIAL SALES	0.00	0.00	512.00	0.00	0.00	(512.00)
4-720.156 WATER MISCELLANEOUS	100.00	12.00	24.00	24.00	0.00	76.00
4-720.157 CHARGED OFF ACCOUNTS (PAID)	0.00	0.00	0.00	0.00	0.00	0.00
4-720.158 BULK WATER SALES	26,500.00	1,752.36	23,498.88	88.68	0.00	3,001.12
4-720.159 GONZALES COUNTY WATER SALES	28,000.00	1,504.50	14,473.80	51.69	0.00	13,526.20
4-720.164 MISCELLANEOUS INCOME	0.00	320.85	371.25	0.00	0.00	(371.25)
4-720.250 INSURANCE REIMBURSEMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-720.251 INTEREST INCOME	13,000.00	0.00	6,350.63	48.85	0.00	6,649.37
4-720.252 I&S BOND INTEREST	0.00	0.00	0.00	0.00	0.00	0.00
4-720.253 I&S RESERVE INTEREST	0.00	0.00	0.00	0.00	0.00	0.00
4-720.351 TAP FEES	14,000.00	2,000.00	9,500.00	67.86	0.00	4,500.00
4-720.562 MISCELLANEOUS TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00
4-720.622 RESTITUTION PAYMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-720.630 PAYROLL HANDLING FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-720.651 G.E.D.C. PROJECT REIMBURSEMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-720.802 GAIN/LOSS ON INVESTMENTS	0.00	0.00	0.00	0.00	0.00	0.00
4-720.912 GRANT REVENUE	0.00	0.00	0.00	0.00	0.00	0.00
4-720.920 SALE OF ASSETS	0.00	0.00	0.00	0.00	0.00	0.00
4-720.951 TRANSFERS FROM GENERAL FUND	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 720-WATER PRODUCTION DEPT	2,166,600.00	227,017.31	1,865,857.05	86.12	0.00	300,742.95
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*** TOTAL REVENUES ***	2,166,600.00	227,017.31	1,865,857.05	86.12	0.00	300,742.95
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CITY OF GONZALES
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

230-WASTEWATER FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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730-WASTEWATER COLLECTION						
4-730.151 SALES	1,380,000.00	97,741.83	1,073,053.72	77.76	0.00	306,946.28
4-730.152 PENALTIES	12,000.00	915.21	7,628.37	63.57	0.00	4,371.63
4-730.153 MATERIAL SALES	23,000.00	2,460.00	21,786.00	94.72	0.00	1,214.00
4-730.156 WASTEWATER MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00
4-730.157 CHARGED OFF ACCOUNTS (PAID)	0.00	0.00	0.00	0.00	0.00	0.00
4-730.164 MISCELLANEOUS INCOME	0.00	64.17	215.53	0.00	0.00	(215.53)
4-730.250 INSURANCE REIMBURSEMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-730.251 INTEREST INCOME	24,000.00	0.00	12,092.73	50.39	0.00	11,907.27
4-730.252 I&S BOND INTEREST	0.00	0.00	0.00	0.00	0.00	0.00
4-730.253 I&S RESERVE INTEREST	0.00	0.00	0.00	0.00	0.00	0.00
4-730.351 TAP FEES	15,000.00	2,500.00	25,500.00	170.00	0.00	(10,500.00)
4-730.562 MISCELLANEOUS TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00
4-730.630 PAYROLL HANDLING FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-730.651 G.E.D.C. PROJECT REIMBURSEMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-730.802 GAIN/LOSS ON INVESTMENTS	0.00	0.00	0.00	0.00	0.00	0.00
4-730.912 GRANT REVENUE	0.00	0.00	0.00	0.00	0.00	0.00
4-730.914 WASTEWATER GRANT INCOME	0.00	0.00	0.00	0.00	0.00	0.00
4-730.920 SALE OF ASSETS	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 730-WASTEWATER COLLECTION	1,454,000.00	103,681.21	1,140,276.35	78.42	0.00	313,723.65
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*** TOTAL REVENUES ***	1,454,000.00	103,681.21	1,140,276.35	78.42	0.00	313,723.65
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C I T Y O F G O N Z A L E S
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

240-SOLID WASTE FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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<u>740-SOLID WASTE DEPARTMEN</u>						
4-740.151 SALES	880,000.00	62,073.66	754,944.33	85.79	0.00	125,055.67
4-740.152 PENALTIES	15,000.00	1,043.24	9,580.96	63.87	0.00	5,419.04
4-740.153 MATERIAL SALES	0.00	0.00	0.00	0.00	0.00	0.00
4-740.156 BFI (BILLING FEE)	0.00	0.00	0.00	0.00	0.00	0.00
4-740.157 CHARGED OFF ACCOUNTS (PAID)	0.00	0.00	0.00	0.00	0.00	0.00
4-740.158 BULK SOLID WASTE SALES	11,500.00	925.00	9,125.00	79.35	0.00	2,375.00
4-740.164 MISCELLANEOUS INCOME	0.00	0.00	0.00	0.00	0.00	0.00
4-740.250 INSURANCE REIMBURSEMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-740.251 INTEREST INCOME	2,000.00	0.00	738.07	36.90	0.00	1,261.93
4-740.551 SALES TAX DISCOUNT	350.00	26.14	305.11	87.17	0.00	44.89
4-740.562 MISCELLANEOUS TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00
4-740.630 PAYROLL HANDLING FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-740.802 GAIN/LOSS ON INVESTMENTS	0.00	0.00	0.00	0.00	0.00	0.00
4-740.912 GRANT REVENUE	0.00	0.00	0.00	0.00	0.00	0.00
4-740.913 HHW SPONORSHIP FUNDS	0.00	0.00	0.00	0.00	0.00	0.00
4-740.914 HHW COLLECTION REVENUES	0.00	0.00	0.00	0.00	0.00	0.00
4-740.915 FEMA GRANT REVENUE	0.00	0.00	0.00	0.00	0.00	0.00
4-740.920 SALE OF ASSETS	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 740-SOLID WASTE DEPARTMEN	908,850.00	64,068.04	774,693.47	85.24	0.00	134,156.53
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*** TOTAL REVENUES ***	908,850.00	64,068.04	774,693.47	85.24	0.00	134,156.53
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C I T Y O F G O N Z A L E S
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

250-DSF PROPRIETARY

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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808-DSF PROPRIETARY						
4-808.251 INTEREST INCOME	0.00	0.00	0.00	0.00	0.00	0.00
4-808.950 TRANSFER FROM ELECTRIC FUND	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 808-DSF PROPRIETARY	0.00	0.00	0.00	0.00	0.00	0.00
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*** TOTAL REVENUES ***	0.00	0.00	0.00	0.00	0.00	0.00
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C I T Y O F G O N Z A L E S
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

300-CAPITAL PROJECTS-BUSINESS

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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300-CAPITAL PROJECTS-BUS						
4-300.100 CIP CERTIFICATE OF OBLIGATION	0.00	0.00	0.00	0.00	0.00	0.00
4-300.251 INTEREST INCOME	125,000.00	0.00	49,871.76	39.90	0.00	75,128.24
4-300.800 TRANSFER FROM GOVT. ACTIVITIE	0.00	0.00	0.00	0.00	0.00	0.00
4-300.900 TRANSFERS FROM GF	0.00	0.00	0.00	0.00	0.00	0.00
4-300.901 TRANSFER TO SEWER	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 300-CAPITAL PROJECTS-BUS	125,000.00	0.00	49,871.76	39.90	0.00	75,128.24
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*** TOTAL REVENUES ***	125,000.00	0.00	49,871.76	39.90	0.00	75,128.24
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C I T Y O F G O N Z A L E S
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

400-DSF GOVERNMENT ACTIVITIES

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

400-DSF GOVERNMENT ACT.						
4-400.101 I & S PROPERTY TAX REVENUE	574,800.00	0.00	613,142.65	106.67	0.00	(38,342.65)
4-400.251 INTEREST INCOME	650.00	0.00	3,639.47	559.92	0.00	(2,989.47)
4-400.947 TRANSFER FROM WASTEWATER FUND	34,568.00	0.00	34,568.00	100.00	0.00	0.00
4-400.948 TRANSFER FROM WATER FUND	34,567.00	0.00	34,567.00	100.00	0.00	0.00
4-400.949 TRANSFER FROM ELECTRIC FUND	173,575.00	0.00	173,575.00	100.00	0.00	0.00
4-400.950 TRANSFER FROM HOTEL/MOTEL	114,675.00	0.00	114,675.00	100.00	0.00	0.00
4-400.951 TRANSFER FROM GEDC	114,675.00	0.00	114,675.00	100.00	0.00	0.00
4-400.960 TRANSFER OUT TO ELECTRIC FUND	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 400-DSF GOVERNMENT ACT.	1,047,510.00	0.00	1,088,842.12	103.95	0.00	(41,332.12)
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*** TOTAL REVENUES ***	1,047,510.00	0.00	1,088,842.12	103.95	0.00	(41,332.12)
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CITY OF GONZALES
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

500-RESTRICTED USE FUNDS

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
410-TRANSFERS						
4-410.107 TRANSFER FROM GEDC-EXPO	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL 410-TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00
810-JB WELLS EXPO CENTER						
4-810.100 TRANSFERS FROM GENERAL FUND	0.00	0.00	0.00	0.00	0.00	0.00
4-810.101 INTEREST INCOME	0.00	0.00	0.00	0.00	0.00	0.00
4-810.110 TEXAS CAPITAL GRANT FUNDS	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL 810-JB WELLS EXPO CENTER	0.00	0.00	0.00	0.00	0.00	0.00
811-HOTEL/MOTEL						
4-811.109 HOTEL OCCUPANCY TAX	342,000.00	15,540.21	327,196.40	95.67	0.00	14,803.60
4-811.110 REIMBURSEMENT OF ATTORNEY FEE	0.00	30,898.07	30,898.07	0.00	0.00	(30,898.07)
4-811.658 MERCHANDISE SALES	0.00	0.00	0.00	0.00	0.00	0.00
4-811.801 INTEREST INCOME	18,000.00	0.00	8,526.95	47.37	0.00	9,473.05
TOTAL 811-HOTEL/MOTEL	360,000.00	46,438.28	366,621.42	101.84	0.00	(6,621.42)
812-MEMORIAL MUSEUM						
4-812.100 TRANSFERS FROM GENERAL FUND	0.00	0.00	0.00	0.00	0.00	0.00
4-812.658 FUNDRAISING RECEIPTS	7,000.00	125.00	5,475.00	78.21	0.00	1,525.00
4-812.801 INTEREST INCOME	440.00	0.00	236.36	53.72	0.00	203.64
4-812.901 GRANTS	5,000.00	0.00	20,000.00	400.00	0.00	(15,000.00)
TOTAL 812-MEMORIAL MUSEUM	12,440.00	125.00	25,711.36	206.68	0.00	(13,271.36)

CITY OF GONZALES
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

500-RESTRICTED USE FUNDS

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
<u>813-FORFEITURES</u>						
4-813.100 TRANSFERS FROM GENERAL FUND	0.00	0.00	0.00	0.00	0.00	0.00
4-813.101 INTEREST INCOME	650.00	0.00	285.53	43.93	0.00	364.47
4-813.508 FORFEITURE INCOME-STATE	2,000.00	0.00	0.00	0.00	0.00	2,000.00
4-813.509 FORFEITURE INCOME-FEDERAL	8,000.00	0.00	1,807.36	22.59	0.00	6,192.64
4-813.510 MONEY FROM PETTY CASH BOX	0.00	0.00	2.12	0.00	0.00	(2.12)
TOTAL 813-FORFEITURES	10,650.00	0.00	2,095.01	19.67	0.00	8,554.99
<u>814-MUNICIPAL COURT</u>						
4-814.100 TRANSFERS FROM GENERAL FUND	5,000.00	117.58	1,911.65	38.23	0.00	3,088.35
4-814.501 MUNICIPAL COURT INTEREST	1,600.00	0.00	562.51	35.16	0.00	1,037.49
TOTAL 814-MUNICIPAL COURT	6,600.00	117.58	2,474.16	37.49	0.00	4,125.84
<u>815-ROBERT L BROTHERS</u>						
4-815.100 TRANSFERS FROM GENERAL FUND	0.00	0.00	0.00	0.00	0.00	0.00
4-815.101 INTEREST INCOME	2,800.00	0.00	1,177.44	42.05	0.00	1,622.56
4-815.102 RLB DONATIONS	0.00	0.00	0.00	0.00	0.00	0.00
4-815.103 RENTAL INCOME	90,945.00	0.00	7,578.75	8.33	0.00	83,366.25
4-815.104 SHELIVING DONATIONS	0.00	0.00	0.00	0.00	0.00	0.00
4-815.105 TINSLEY DONATIONS	0.00	0.00	1,000.00	0.00	0.00	(1,000.00)
TOTAL 815-ROBERT L BROTHERS	93,745.00	0.00	9,756.19	10.41	0.00	83,988.81
*** TOTAL REVENUES ***	483,435.00	46,680.86	406,658.14	84.12	0.00	76,776.86

C I T Y O F G O N Z A L E S
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

575-CAPITAL PROJECTS-GOV.

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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575-CAPITAL PROJECTS-GOV						
4-575.198 BOND PREMIUM -2019 COO	0.00	0.00	0.00	0.00	0.00	0.00
4-575.199 BOND PROCEEDS -2019 COO	0.00	0.00	0.00	0.00	0.00	0.00
4-575.251 INTEREST INCOME	0.00	0.00	0.00	0.00	0.00	0.00
4-575.800 TRANSFER OUT TO WATER FUND	0.00	0.00	0.00	0.00	0.00	0.00
4-575.900 TRANSFER OUT TO W/W FUND	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 575-CAPITAL PROJECTS-GOV	0.00	0.00	0.00	0.00	0.00	0.00
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*** TOTAL REVENUES ***	0.00	0.00	0.00	0.00	0.00	0.00
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CITY OF GONZALES
REVENUE REPORT
AS OF: AUGUST 31ST, 2020

700-GONZALES ECONOMIC DEV

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE

700-ECONOMIC DEVELOPMENT						
4-700.120 REIMBURSABLE REVENUE-EXP	0.00	0.00	0.00	0.00	0.00	0.00
4-700.130 HALF CENT SALES TAX - 4B	925,000.00	79,673.20	836,765.95	90.46	0.00	88,234.05
4-700.140 RENTAL LEASE INCOME	18,000.00	0.00	10,012.46	55.62	0.00	7,987.54
4-700.141 380 AMOUNT TO ACTION PROPERTY	0.00	0.00	0.00	0.00	0.00	0.00
4-700.150 HAY LEASE INCOME	0.00	0.00	0.00	0.00	0.00	0.00
4-700.160 DONATIONS	0.00	0.00	0.00	0.00	0.00	0.00
4-700.601 GENERAL MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00
4-700.604 INSURANCE REIMBURSEMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-700.605 GRANT REIMBURSEMENT	0.00	21,080.00	21,080.00	0.00	0.00	(21,080.00)
4-700.800 REAL PROPERTY SALES	0.00	0.00	0.00	0.00	0.00	0.00
4-700.801 INTEREST INCOME	90,000.00	2,315.57	48,270.71	53.63	0.00	41,729.29
4-700.930 LOAN REPAYMENTS	0.00	0.00	0.00	0.00	0.00	0.00
<hr/>						
TOTAL 700-ECONOMIC DEVELOPMENT	1,033,000.00	103,068.77	916,129.12	88.69	0.00	116,870.88
=====						
*** TOTAL REVENUES ***	1,033,000.00	103,068.77	916,129.12	88.69	0.00	116,870.88
=====						

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
<hr/>			
100-GENERAL FUND			
=====			
CASH			
100 1-001.000	CASH - GENERAL FUND	713,763.45	
100 1-101.505	CASH - AIRPORT IMPROVEMENT	66,351.11	
100 1-101.702	CASH - IND PARK IMPT OIL	0.00	

TOTAL CASH		780,114.56	
INVESTMENTS			
100 1-103.409	RBFCU-SAVINGS ACCOUNT		0.00
100 1-103.410	CERT OF DEPOSIT-RANDOLPH BROOK		279,353.97
100 1-103.413	MILLER EST. OIL & GAS ROYALTY		14,691.23
100 1-103.419	LIBRARY RESTRICTED USE-DONATIO		0.00
100 1-103.702	IND PARK IMPROVE OIL - INVEST.		0.00

TOTAL INVESTMENTS			294,045.20
POOLED INVESTMENTS			
100 1-104.002	TEXPOOL- GENERAL FUND		1,271,566.81
100 1-104.604	TEXPOOL - ARMORY LEASE		0.00
100 1-104.702	TEXPOOL - IND PARK IMPT OIL		0.00
100 1-104.703	TEXPOOL - LEWIS PROPERTY		0.00

TOTAL POOLED INVESTMENTS			1,271,566.81
		-----	-----
TOTAL 100-GENERAL FUND		780,114.56	1,565,612.01
<hr/>			
203-JB WELLS FUND			
=====			
CASH			
203 1-001.000	CASH - JB WELLS	(214,652.44)	

TOTAL CASH		(214,652.44)	
		-----	-----
TOTAL 203-JB WELLS PARK FUND		(214,652.44)	0.00
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210-ELECTRIC FUND			
=====			
CASH			
210 1-001.000	CASH - ELECTRIC FUND	1,650,692.43	
210 1-001.499	CASH -HYDRO CO'S	0.00	
210 1-001.500	CASH - HYDRO BOND I & S	0.00	
210 1-001.600	CONFIDENTIALITY FEE	0.00	
210 1-001.606	CASH CUSTOMER METER DEPOSIT	170,972.00	

TOTAL CASH		1,821,664.43	

CASH & INVESTMENTS BY FUND

AS OF: AUGUST 31ST, 2020

AUGUST 31ST, 2020

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
<u>INVESTMENTS</u>			
210 1-103.000	AGENCY SECURITIES - ELECTRIC		0.00
210 1-103.403	CERT OF DEPOSIT - I&S BOND RES		0.00
210 1-103.410	CERT OF DEP - SOUTH STAR BANK		273,604.92
210 1-103.411	CERT OF DEPOSIT - RBFCU		0.00
210 1-103.606	CUSTOMER METER DEPOSITS - INVT		0.00
210 1-103.706	ELEC CAPITAL IMPROVEMENT-INST.		0.00

TOTAL INVESTMENTS			273,604.92
<u>POOLED INVESTMENTS</u>			
210 1-104.000	TEXPOOL- UNDESIGNATED		0.00
210 1-104.001	TEXPOOL-HYDRO CO'S		0.00
210 1-104.002	TEXPOOL- ELECTRIC FUND		1,780,919.93
210 1-104.606	TEXPOOL - CUSTOMER METER DEP		0.00
210 1-104.706	TEXPOOL - JOHNSON ST PROP		0.00

TOTAL POOLED INVESTMENTS			1,780,919.93
TOTAL 210-ELECTRIC FUND		1,821,664.43	2,054,524.85
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220-WATER FUND			
=====			
<u>CASH</u>			
220 1-001.000	CASH - WATER FUND	801,088.26	
220 1-001.606	CASH CUSTOMER METER DEPOSITS	18,604.00	

TOTAL CASH		819,692.26	
<u>INVESTMENTS</u>			
220 1-103.403	CERT OF DEPOSIT - I&S BOND RES		0.00
220 1-103.411	CERTIFICATE OF DEPOSIT-SAGE		0.00
220 1-103.606	CUSTOMER METER DEPOSITS - INVT		0.00

TOTAL INVESTMENTS			0.00
<u>POOLED INVESTMENTS</u>			
220 1-104.000	TEXPOOL - WATER FUND		0.00
220 1-104.001	TEXPOOL CONSTRUCTION		0.00
220 1-104.002	TEXPOOL- WATER FUND		101,766.88
220 1-104.606	CUSTOMER METER DEPOSIT - TXPOL		0.00

TOTAL POOLED INVESTMENTS			101,766.88
TOTAL 220-WATER FUND		819,692.26	101,766.88

CASH & INVESTMENTS BY FUND

AS OF: AUGUST 31ST, 2020 AUGUST 31ST, 2020

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
230-WASTEWATER FUND			
=====			
<u>CASH</u>			
230 1-001.000	CASH - WASTEWATER FUND	418,318.55	
230 1-001.606	CASH CUSTOMER METER DEPOSIT	0.00	

TOTAL CASH		418,318.55	
<u>INVESTMENTS</u>			
230 1-103.000	INVESTMENTS AGENCY SECURITIES		0.00
230 1-103.403	CERT OF DEPOSIT - I&S BOND RES		0.00
230 1-103.411	CERT. OF DEP - SOUTH STAR BANK		275,735.05

TOTAL INVESTMENTS			275,735.05
<u>POOLED INVESTMENTS</u>			
230 1-104.000	TEXPOOL - WASTEWATER		0.00
230 1-104.002	TEXPOOL- WASTEWATER FUND		508,834.34

TOTAL POOLED INVESTMENTS			508,834.34
		-----	-----
TOTAL 230-WASTEWATER FUND		418,318.55	784,569.39

240-SOLID WASTE

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<u>CASH</u>			
240 1-001.000	CASH - SOLID WASTE FUND	124,509.46	
240 1-001.606	CASH CUSTOMER GARBAGE DEP	0.00	

TOTAL CASH		124,509.46	
<u>INVESTMENTS</u>			
240 1-103.000	INVESTMENTS AGENCY SECURITIES		0.00
240 1-103.402	INVESTMENTS - I & S REVENUE BD		0.00
240 1-103.403	INVESTMENTS - I & S BOND RES		0.00

TOTAL INVESTMENTS			0.00
<u>POOLED INVESTMENTS</u>			
240 1-104.000	TEXPOOL - SOLID WASTE FUND		0.00
240 1-104.100	TEXASTERM		0.00
240 1-104.402	TEXPOOL - I & S REVENUE BOND		0.00
240 1-104.403	TEXPOOL - I & S BOND RESERVE		0.00

TOTAL POOLED INVESTMENTS			0.00
		-----	-----
TOTAL 240-SOLID WASTE FUND		124,509.46	0.00

CASH & INVESTMENTS BY FUND

AS OF: AUGUST 31ST, 2020 AUGUST 31ST, 2020

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
250-DSF PROPRIETARY			
=====			
<u>CASH</u>			
250 1-001.000	CASH-DSF PROPRIETARY	0.00	

TOTAL CASH		0.00	

TOTAL 250-DSF PROPRIETARY		0.00	0.00

300-CAPITAL PROJECTS-BUS			
=====			
<u>CASH</u>			
300 1-001.000	CASH CONTROL - CAPITAL PROJ	0.00	
300 1-101.301	BOND - CIP	0.00	

TOTAL CASH		0.00	
<u>POOLED INVESTMENTS</u>			
300 1-104.101	CASH-CO SERIES 2019 CIP STREET		1,758,099.94
300 1-104.102	CASH-CO SERIES 2019 CIP W/W		1,069,943.47
300 1-104.103	CASH-CO SERIES 2019 CIP WATER		1,821,570.53
300 1-104.104	CASH-CO SERIES 2019 CIP GEN.		84,514.70

TOTAL POOLED INVESTMENTS			4,734,128.64
		-----	-----
TOTAL 300-CAPITAL PROJECTS-BUSINESS		0.00	4,734,128.64

400-DSF GOVERNMENTAL ACTI			
=====			
<u>CASH</u>			
400 1-001.000	CASH - CONTROL ACCT	0.00	
400 1-001.101	CASH-DSF GOV. ACTIVITIES	156,714.56	

TOTAL CASH		156,714.56	
		-----	-----
TOTAL 400-DSF GOVERNMENT ACTIVITIES		156,714.56	0.00

500-RESTRICTED USE FUNDS			
=====			
<u>CASH</u>			
500 1-001.000	CASH - CONTROL ACCT	0.00	
500 1-001.501	CASH - TEXAS CAPITAL	0.00	
500 1-001.502	CASH - HOTEL MOTEL TAX	803,198.62	
500 1-001.503	CASH - MUSEUM FUNDS	34,281.31	
500 1-001.504	CASH - FORFEITURES	23,944.59	

CASH & INVESTMENTS BY FUND

AS OF: AUGUST 31ST, 2020

AUGUST 31ST, 2020

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
500 1-001.505	CASH - MUN CRT CHILD SAFETY	16,974.14	
500 1-001.506	CASH - MUN CRT SECURITY	26,857.22	
500 1-001.507	CASH - MUN CRT TECH	4,724.40	
500 1-001.508	CASH - SPECIAL EXPENSE	6,656.58	
500 1-001.509	CASH - AIRPORT IMPT	0.00	
500 1-001.510	PEG FRANCHISE (RESTRICTED USE)	0.00	
500 1-001.511	ROBERT LEE BROTHERS JR LIBRARY	105,540.01	
TOTAL CASH		1,022,176.87	
TOTAL 500-RESTRICTED USE FUNDS		1,022,176.87	0.00

700-COMPONENT UNIT
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CASH

700 1-001.000	CASH -CONTROL ACCOUNT	0.00
700 1-001.101	CASH - ECONOMIC DEV CORP	2,783,884.67
TOTAL CASH		2,783,884.67

INVESTMENTS

700 1-103.412	CERT OF DEPOSIT-SAGE CAPITAL	0.00
700 1-103.419	RBFCU- BASIC BUSINESS CHECKING	0.00
700 1-103.420	RBFCU - MONEY MARKET ACCT	0.00
700 1-103.430	SAVINGS ACCT - RBFCU	0.00
TOTAL INVESTMENTS		0.00

POOLED INVESTMENTS

700 1-104.000	TEXPOOL - ECONOMIC DEV	0.00
TOTAL POOLED INVESTMENTS		0.00
TOTAL 700-GONZALES ECONOMIC DEV		0.00

FUND TOTAL OTHER INVESTMENTS	843,385.17
FUND TOTAL POOLED INVESTMENTS	8,397,216.60

TOTAL CASH AND INVESTMENTS	7,712,422.92	9,240,601.77
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*** END OF REPORT ***