

**CITY OF GONZALES, TEXAS
CITY COUNCIL MEETING
GONZALES MUNICIPAL BUILDING 820 ST. JOSEPH STREET
VIA TELEPHONE CONFERENCE
LIMITED IN PERSON ATTENDANCE AVAILABLE
AGENDA –OCTOBER 8, 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, October 8, 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.

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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 Domestic Violence Awareness Month Proclamation

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.

- 2.1 **Minutes** - Approval of the minutes for the following meetings:
 - a. September 3, 2020 Special Meeting
 - b. September 10, 2020 Regular Meeting
 - c. September 21, 2020 Special Meeting
 - d. October 1, 2020 Special Meeting
- 2.2 Approval of any council absences for the fourth quarter of fiscal year 2019-20.
- 2.3 Discuss, Consider & Possible Action on **Resolution #2020-96** Authorizing the Use of Jail Square including the Parking Lot, and Designated Street Closures for 2020 Winterfest & Annual Lighted Christmas Parade on December 5, 2020.
- 2.4 Discuss, Consider & Possible Action on **Resolution #2020-97** Approving the Purchase of a 2021 Ford F750 Diesel Regular Cab & Chassis Along with Knapheide Brush Bed

RESOLUTIONS, ORDINANCES AND COUNCIL ACTION

- 3.1 Conduct a Public Hearing to Discuss, Consider & Possible Action on **Resolution #2020-98** Authorizing the City Manager to Submit, and Accept if Awarded, an Application and Associated Documents to the Texas General Land Office (GLO) for \$3,000,000 in CDBG-MIT grant funds for Infrastructure Improvements to Related to Damage Caused by Hurricane Harvey, In Order to Mitigate the Impact of Future Flooding Events

- 3.2 Discuss, Consider & Possible Action on **Resolution #2020-99** Accepting the Proposals and Awarding the Contract for the Cleaning and Repainting of the 850,000 Gallon Steel Ground Storage Tank, “Water Tank #1” and authorizing the City Manager to execute the Agreement.
- 3.3 Discuss, Consider & Possible Action on **Resolution #2020-100** Approving a Performance agreement between the Gonzales Economic Development Corporation and the Gonzales Main Street.
- 3.4 Discuss, Consider & Possible Action on **Resolution #2020-101** Approving the City of Gonzales 2021 Holiday Schedule.
- 3.5 Discuss, Consider & Possible Action Approving **Resolution #2020-102** Authorizing the City Manager to Solicit Requests for Proposals for the Purchase of Electric Meters, Related Software and the Installation of the System
- 3.6 Discuss, Consider and Possible Action on **Resolution #2020-103** Authorizing the City Manager to Execute a contract with the Chamber of Commerce for the hosting and operations of the Gonzales Visitor Information Center.
- 3.7 Discuss, Consider and Possible Action on **Ordinance #2020-22** Amending Article 9.03 of the City of Gonzales Code of Ordinances to Reduce the Number of Members on the Main Street Advisory Board as Requested by the Main Street Advisory Board
- 3.8 Discuss, Consider & Possible Action Approving **Resolution #2020-104** 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
- 3.9 Discuss, Consider & Possible Action on **Resolution #2020-105** Approving Work Order #65 in the amount of \$123,100 with Doucet & Associates for Engineering, Surveying and Project Management of Ridgemont, Oakland, Church and Seydler Streets Improvement Projects (2021 Street Improvement Projects)
- 3.10 Discuss, Consider & Possible Action Approving **Resolution #2020-106** Authorizing the City Manager to Execute Addendum Three to the Agreement with Guadalupe Valley Electric Cooperative for Power Cost Adjustment (PCA) Consulting Services and Electric Line Loss Services
- 3.11 Discuss, Consider & Possible Action on **Resolution #2020-107** a Resolution Authorizing the City Manager to Solicit Requests for Proposals for the JB Wells Park Concession Stand.
- 3.12 Discuss, Consider & Possible Action on the position of Municipal Court Judge.
- 3.13 Discuss, Consider & Provide Direction on Amendments to the Code of Ethics.

STAFF/BOARD REPORTS

- 4.1 Financial Report for the month of September 2020.
- 4.2 City Manager, Tim Patek will update the City Council on the following:
- Update on revenue shortfalls due to COVID-19 with anticipated date final numbers will be reported to the City Council
 - List of all grants being sought by grant writer and/or staff
 - Overview of 2020-2021 CIP with anticipated project start dates
 - Report on any new operational changes under consideration for organization efficiencies or decreases in expenditures including staffing and/or increase in deliverables
 - Benny Boyd property update
 - District 2 Clean-Up update.

CLOSED SESSION

- 5.1(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. Issues with Electric Utility Billing Audit
- (b) 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

RETURN TO OPEN SESSION

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

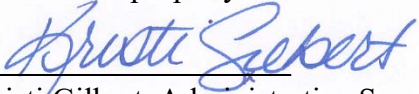
CITY COUNCIL REQUESTS AND ANNOUNCEMENTS

- 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 12:30 p.m. on October 5, 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



City of Gonzales, Texas

Proclamation

GREETINGS: Know ye all men by these presents, that:
DOMESTIC VIOLENCE AWARENESS AND PREVENTION MONTH
OCTOBER 2020

WHEREAS, the crime of domestic violence violates an individual's privacy and dignity, security and humanity, due to systematic use of physical, emotional, sexual, psychological and economic control and/or abuse including abuse to children and the elderly; and

WHEREAS, the problems of domestic violence are not confined to any group or groups of people, but cut across all economic, racial and societal barriers, and are supported by societal indifferences; and

WHEREAS, the impact of domestic violence is wide ranging, directly effecting individuals and society as a whole, here in this community, throughout the United States and the world; and

WHEREAS, women are not only targets; young children and the elderly also are victims, and sadly, emotional scars are often permanent, and domestic violence costs United States' companies at least \$3.5 billion in lost work time, increased health care costs, higher turnover, and lower productivity; and

WHEREAS, it is battered women themselves who have been in the forefront of efforts to bring peace and equality to the home.

NOW, THEREFORE, I, Connie L. Kacir, Mayor, of the City of Gonzales, Texas, do hereby proclaim the month of October as **"Domestic Violence Awareness Month"** and call all citizens, community agencies, religious organizations, medical facilities and businesses to increase their participation in our effort to prevent domestic violence, thereby strengthening the communities in which we live.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Gonzales, Texas,

Signed this _____ day of _____

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.

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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 6:06 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, Finance Director Laura Zella, Administrative Services Director/City Secretary Kristi Gilbert, Police Chief Tim Crow, Revenue Services Supervisor Michaela Estrada.

CALL TO ORDER, INVOCATION, AND PLEDGES OF ALLEGIANCE

HEARING OF RESIDENTS

Steve Hendershot requested the City not increase the taxes by 8% and commented about the Governor's position on COVID and the disaster declaration for the 8%.

Rob Brown commended the Council on all of the infrastructure projects currently underway and made a suggestion to research federal funding and grants. Mr. Brown requested postponing any tax rate increase this year.

PUBLIC HEARING

Citizens are invited to provide public comments on the following matters:

The City Council of the City of Gonzales has approved a preliminary tax rate of \$0.3511, which exceeds the lower of the no-new revenue or voter-approval tax rate, and that if adopted, would increase the total tax revenues from properties on the tax roll in the preceding tax year by 3.88%.

- 1.1 **Public Hearing** for citizen input regarding the use of City Funds for Fiscal Year beginning October 1, 2020 and ending September 30, 2021. This 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.

Mayor Kacir opened the hearing to public comment at 6:11 p.m.

Mayor Kacir stated this 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. The proposed tax rate and budget will be voted on September 10, 2020 at 6:00 p.m. at the Gonzales Municipal Building located at 820 St. Joseph Street, Gonzales, Texas.

No one was signed in to speak.

Mayor Kacir closed the hearing at 6:12 p.m.

DISCUSSION

- 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 that all Council Members voted in favor of the preliminary maximum tax rate and stated there were two items that had been discussed to change in the budget including removing the street sweeper and contracting out those services, and adding in improvements to the end of Saint Lawrence to realize \$50,000 in savings to group with other projects to pay for from enterprise funds.

Council Member Schroeder stated he and Mayor Pro Tem Blakemore disagreed on the tax rate at the previous meeting. Council Member Schroeder stated he was requesting that the tax rate be set at 0.2992 based on communications with the citizens that have reached out to him.

Mayor Kacir asked Mr. Schroeder what he proposed to cut to meet the revenue shortfall. Council Member Schroeder stated he did not have suggestions at this time.

Mayor Kacir stated that she understood that this year has been challenging for the residents.

Mayor Pro Tem Blakemore stated that the proposed tax rate is within a penny difference of what the rate was 20 years ago before taxes were cut and damage was done to infrastructure. Mr. Blakemore continued in stating that there has been thought into all of the items in the budget and the City is faced with having to fix problems that had not been addressed in several years.

Council Member O'Neal inquired as to the proposed rates for the county and the hospital. Mr. O'Neal stated he does not like taxes any more than anybody else, however, we have infrastructure and equipment that is run down and there are safety issues that are important to address.

Council Member Schurig stated he had several phone calls within and outside of his district. Mr. Schurig received comments on how the city was operating with such a low tax rate and has received comments on all of the projects that the city has underway.

Mayor Kacir stated the county rate was proposed at 0.3958, the hospital proposed at 0.325 hospital, and the emergency services rate went up slightly. Mayor Kacir stated she had been concerned that firefighters had not been using certified SCBA's in the past, raw sewage in certain areas, and deteriorating electrical infrastructure.

ACTION ITEMS

- 3.1 Discuss, Consider & Possible Action Approving **Resolution #2020-83** Approving the Amendment of the Job Description and Position Classification for the Chief Executive Officer for the Economic Development Corporation to Economic Development Director and Amend Duties.

ACTION: Item 3.1

APPROVED

Council Member Schurig moved to approve **Resolution #2020-83** Approving the Amendment of the Job Description and Position Classification for the Chief Executive Officer for the Economic Development Corporation to Economic Development Director and Amend Duties. Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

CONVENE INTO CLOSED SESSION:

The Council convened into executive session at 6:43 p.m.

- 4.1 Pursuant to Section 551.071 of the Texas Government Code, the City of Gonzales entered into 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
4. Utility Billing Issues

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
- 5.2 Discuss, Consider & Possible Action Approving **Resolution #2020-84** Authorizing the City Manager to execute a Professional Services Agreement for a Utility Rate Study.

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 8th day of October 2020.

Connie Kacir, Mayor

Kristi Gilbert, City Secretary

The Regular Meeting of the City Council was held on **September 10, 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.**

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CALL TO ORDER, INVOCATION AND PLEDGE

Mayor Kacir called the meeting to order at 6:01 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, Tourism Director Ashley Simper and Police Chief Tim Crow.

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

Mayor Pro Tem Blakemore recognized Ann Covert and stated he understood she was moving and wanted to thank her for everything she has done for the community.

HEARING OF RESIDENTS

The following individuals were present in person and spoke:

Casey Reese Floyd stated she was in favor of the donation of land on the square for interpretive panels and asked the Council to rename Confederate Square to Independence Square.

Joe White stated he was opposed to raising taxes; asked the Council to continue to move forward on allowing manufactured homes; and, would like the Daughters of the Confederate to relocate the statue.

Ann Alexander asked the city to officially rename Confederate Square to Independence Square.

Dale Schellenberg commended one council member for being opposed to the tax rate increase and stated he was opposed to the tax increase.

Quincy Johnson stated he was requesting the Council rename and rebrand the downtown square as Independence Square. Mr. Johnson stated the square has historically been referred to as Jail Square, Market Square and Confederate Square, all of which are inappropriate.

Don Page commented on the increased taxes over the last four years. Mr. Page stated he reviewed the tax history of each of the council members along with their neighbors. Mr. Page stated many of the council members did not feel the impact because of the over 65 exemption and asked the Council to postpone consideration.

Ann Covert commented that each council member took an oath according to the charter which requires a five-year capital improvement program. Ms. Covert stated each of the past years have been increasing the taxes to get to a normal tax to sustain the needs of the community. Ms. Covert stated she had not heard of any other taxing entities in the area having opposition to their increases. Ms. Covert stated she was in favor of increasing taxes this year and next year.

Ann Gaines Rodriguez stated she was in favor of changing the square that is now referred to as Confederate Square to Independence Square. Ms. Gaines-Rodriguez stated it was important to listen to the input of our citizens.

PRESENTATION

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

Ms. Glenda Gordon provided the City Council with a copy of research she has compiled regarding Block 24, currently referred to as Confederate Square. Ms. Gordon stated that she has not found any indication in her research that officially named the square and presented information on the history of the original township blocks. Ms. Gordon also provided a photograph approximated at the early 1900's.

Mr. David Tuce thanked the Council for their willingness to move forward with the project.

Mayor Kacir asked the committee, along with Peyton Moore, work together on a consolidated effort to determine an appropriate name. Mayor Kacir stated she would like for it to come forward to Council in 90 days after the public has had the opportunity provide input.

Mayor Pro Tem Blakemore asked for input on officially naming the other squares as well. The Council discussed the priority being the Block 24.

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.

Mayor Kacir asked for the financial policy to be removed and considered at a special meeting prior to September 30th to include language requiring items budgeted of \$25,000 or more be moved to the next fiscal year at the suggestion of staff, that it is approved by Council.

Mayor Kacir stated there was less than one percent in reserves three years ago, the Police Department was humble in cutting their budget for crisis management. The Mayor stated the city has recapitalized up to 24% of the general fund and would like to see items added for the Police Department to include a UTV, covered parking for the vehicles and \$60,000 in radios to the budget totaling approximately \$146,000 to be funded with revenue from grant funds.

ACTION: Items 2.1

APPROVED

Council Member Schurig moved to approve **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, Investment Policy, and Budget Contingency Policy. Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote:

Mayor Pro Tem Dan Blakemore:	AYE
Council Member Tommy Schurig:	AYE
Council Member Gary Schroeder:	AYE

Council Member Bobby O'Neal:	AYE
Mayor Connie Kacir:	AYE

The motion passed unanimously.

- 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.

Mayor Kacir asked the City Attorney if individuals who made comments on the tax rate could be asked questions. Mr. Santee stated questions could be asked, but they are not required to respond.

ACTION: Items 2.2

RATIFICATION

Mayor Pro Tem Blakemore moved to ratify that the property tax rate be increased by the adoption of a tax rate of 0.3511, which is effectively a 17.35 percent increase in the tax rate. Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote:

Mayor Pro Tem Dan Blakemore:	AYE
Council Member Tommy Schurig:	AYE
Council Member Gary Schroeder:	NAY
Council Member Bobby O'Neal:	AYE
Mayor Connie Kacir:	AYE

The motion passed four to one.

- 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.

Mayor Kacir asked questions of both Mr. Donald Page and Mr. Dale Schellenberg regarding questions and statements that were made during public comment and on social media sites.

Mayor Pro Tem Blakemore stated there were seven tax collectible political subdivision and four of them were going up on their rates. The county has proposed a rate of .3958 with the city proposing .3511. Individuals in the county that pay the .3958 do not get any services for that rate and nobody has been complaining about their rates. Mr. Blakemore stated that he does not have any issues with the taxes set by the other entities.

ACTION: Items 2.3 – Operations and Maintenance Rate

APPROVED

Council Member Schurig moved to approve an ad valorem tax rate of \$0.1901 on each \$100 of assessed valuation of taxable property for general city purposes and to pay the current maintenance and operations expenses of the City of Gonzales, for the fiscal year ending September 30, 2021, and to adopt Ordinance No. 2020-18, fixing and levying the

same for a total tax of \$0.3511 on each \$100 of assessed valuation. I move that the property tax rate be increased by the adoption of a tax rate of 0.3511, which is effectively a 17.35 percent increase in the tax rate. Council Member O'Neal seconded the motion. Mayor Kacir called for a roll call vote:

Mayor Pro Tem Dan Blakemore:	AYE
Council Member Tommy Schurig:	AYE
Council Member Gary Schroeder:	NAY
Council Member Bobby O'Neal:	AYE
Mayor Connie Kacir:	AYE

The motion passed four to one.

ACTION: Items 2.3 – Debt Service Rate (Interest & Sinking Fund) APPROVED

Council Member Schurig moved to approve an ad valorem tax rate of \$0.1610 on each \$100 of assessed valuation of taxable property for the purpose of creating an Interest and Sinking Fund with which to pay the interest and principal of the valid and outstanding indebtedness, and related fees of the City of Gonzales, for the fiscal year ending September 30, 2021, and to adopt Ordinance No. 2020-18, fixing and levying the same for a total tax of \$0.3511 on each \$100 of assessed valuation. I move that the property tax rate be increased by the adoption of a tax rate of 0.3511, which is effectively a 17.35 percent increase in the tax rate. Council Member O'Neal seconded the motion. Mayor Kacir called for a roll call vote:

Mayor Pro Tem Dan Blakemore:	AYE
Council Member Tommy Schurig:	AYE
Council Member Gary Schroeder:	NAY
Council Member Bobby O'Neal:	AYE
Mayor Connie Kacir:	AYE

The motion passed four to one.

- 2.4 Discuss, Consider & Possible Action on **Resolution #2020-84** Authorizing and Adopting the Investment Policy for the City of Gonzales

The Finance Director asked if the item could be tabled until the Economic Development Corporation had an opportunity to vote on the item.

ACTION: Items 2.4

NO ACTION

There was no action taken.

CONSENT AGENDA ITEMS

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

ACTION: Items 3.1 and 3.2

APPROVED

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

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.

ACTION: Items 4.1

APPROVED

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

- 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.

ACTION: Items 4.2

APPOINTMENTS

There was no action taken.

- 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.

Mayor Kacir stated she would like to see three bids for the project. Mayor Pro Tem Blakemore stated that the EDC Attorney advised three bids were not necessary due to health and safety issues.

ACTION: Items 4.3

APPROVED

Mayor Pro Tem Blakemore moved to approve **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. Council Member O'Neal seconded the motion. Mayor Kacir called for a roll call vote.

For: Blakemore, O'Neal, Schroeder and Schurig. Against: Kacir. The motion passed 4 to 1.

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: Mr. Patek updated the City Council on weed prevention update with approximately 30% of the city completed, hydro plant update, Certified Public Manager program and District 2 Clean-Up update.

CONVENE INTO CLOSED SESSION:

The Council convened into executive session at 8:03 p.m.

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

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

Reconvene into Open Meeting at 9:28 p.m.

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

ACTION: Item 7.1

Council Member O'Neal moved to authorize the City Manager to negotiate the sale of a 1.146 acre unopened street to Benny Boyd Gonzales LLC in the amount of \$200,000 and 20' right-of-way dedication. Council Member Schroeder. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

CITY COUNCIL REQUESTS AND ANNOUNCEMENTS

- Requests by Mayor and Councilmembers for items on a future City Council agenda
 - New electric meter infrastructure
 - Board and Commission Appointments and disseminating Code of Ethics
 - Three items for the Police Department UTV, covered awning and new mobile radios
 - Modification to financial policy with changes of \$25,000 or more come to Council before they are adopted.
- 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 9:31 p.m.

Approved this 8th day of October 2020.

Connie Kacir, Mayor

Kristi Gilbert, City Secretary

A Special Meeting of the City Council was held on **September 21, 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 12:00 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, and Parks Director Anne Dollery.

HEARING OF RESIDENTS

The following individuals were present in person and spoke:

No one was signed in to speak.

CONSENT AGENDA ITEMS

- 1.1 Discuss, Consider & Possible Action on **Resolution #2020-87** Authorizing First United Methodist Church's Use of the Historic Downtown Square for church services on October 4, 2020.
- 1.2 Discuss, Consider & Possible Action on **Resolution #2020-89** Authorizing Gonzales ISD Use of the Gonzales City Park/Lion's Park on September 23, 2020 for a Cross Country Meet.
- 1.3 Discuss, Consider & Possible Action on **Resolution #2020-90** Authorizing Gonzales ISD Use of the Gonzales City Park/Lion's Park on October 17, 2020 for a Cross Country Meet.
- 1.4 Discuss, Consider & Possible Action on **Resolution #2020-91** in Support of Improving and Updating the Airport Layout Plan for the Roger M. Dreyer Memorial Airport.
- 1.5 Discuss, Consider & Possible Action on **Resolution #2020-92** a Resolution Authorizing the City Manager to Solicit Requests for Proposals for the JB Wells Park Concession Stand.

ACTION: Items 1.1 through 1.4

APPROVED

The Mayor indicated Ms. Dollery and Mr. Patek asked that Item 1.5 be moved to the next regular meeting.

Council Member O'Neal moved to approve the consent agenda items 1.1 through 1.4 as presented. Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

ACTION ITEMS

- 2.1 Discuss, Consider & Possible Action on **Resolution #2020-93** Authorizing and Adopting the Financial Policy for the City of Gonzales

Mayor Kacir stated that she requested the item to be added to require Council approval on the removal of all budgeted expenditures of \$25,000 or more in the current budget.

ACTION: Item 2.1

APPROVED

Mayor Pro Tem Blakemore moved to approve **Resolution #2020-93** with amended verbiage as presented by Ms. Zella authorizing and adopting the Financial Policy for the City of Gonzales. 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 & Possible Action on **Resolution #2020-84** Authorizing and Adopting the Investment Policy for the City of Gonzales

ACTION: Item 2.2

APPROVED

Council Member O'Neal moved to approve **Resolution #2020-84** Authorizing and Adopting the Investment Policy for the City of Gonzales. 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 and Possible Action on **Ordinance #2020-20** Authorizing Budget Amendments for the 2020-2021 Fiscal Year

ACTION: Item 2.3

APPROVED

Council Member Schurig moved to approve **Ordinance #2020-20** Authorizing Budget Amendments for the 2020-2021 Fiscal Year. Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

CONVENE INTO CLOSED SESSION:

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

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

- 3.1(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

RETURN TO OPEN SESSION

Reconvene into Open Meeting at 12:46 p.m.

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

ACTION: Item 4.1

NO ACTION

No action was taken with the exception of Item Number 4.2.

- 4.2 Discuss, Consider & Possible Action Approving **Ordinance #2020-21** Closing and Abandoning to the abutting property owner, Benny Boyd Gonzales RE, LLC Portions of an unopened city street generally located south of County Road 244 and Authorizing the City Manager to Execute the Real Property Contract.

ACTION: Items 4.2

APPROVED

Council Member O'Neal moved to approve **Ordinance #2020-21** Closing and Abandoning to the abutting property owner, Benny Boyd Gonzales RE, LLC Portions of an unopened city street generally located south of County Road 244 and Authorizing the City Manager to Execute the Real Property Contract accepting an offer with an exception for an amount not to exceed \$10,000 for platting. Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

ADJOURN

On a motion by Council Member O'Neal and a second by Mayor Pro Tem Blakemore, the meeting was adjourned at 12:49 p.m.

Approved this 8th day of October 2020.

Connie Kacir, Mayor

Kristi Gilbert, City Secretary

A Special Meeting of the City Council was held on **October 1, 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 12:00 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, Administrative Services Director/City Secretary Kristi Gilbert,

HEARING OF RESIDENTS

The following individuals were present in person and spoke:

No one was signed in to speak.

ACTION ITEMS

- 1.1 Discuss, Consider & Possible Action on **Resolution #2020-92** Authorizing the City Manager to award an RFQ for Engineering Services and an RFP for Grant Administration Services in Order to Submit, and Accept if Awarded, an Application to the General Land Office for \$3,000,000 in CDBG-MIT Grant Funds to Provide Flood Mitigation.

ACTION: Item 1.1

APPROVED

Council Member O'Neal moved to approve **Resolution #2020-93 Resolution #2020-92** Authorizing the City Manager to award an RFQ for Engineering Services to Doucet & Associates and an RFP for Grant Administration Services to JET Development LLC in Order to Submit, and Accept if Awarded, an Application to the General Land Office for \$3,000,000 in CDBG-MIT Grant Funds to Provide Flood Mitigation.. Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 1.2 Discuss, Consider & Possible Action on **Resolution #2020-94** Authorizing the Designation of Mayor Connie Lynn Kacir, City Manager Timothy Wayne Patek, Finance Director Laura Leah Zella and City Secretary Kristin Aleice Gilbert as Authorized Signatories and Removing All Others For All Accounts in the City of Gonzales' Name With Randolph Brooks Federal Credit Union (RBFCU).

ACTION: Item 1.2

APPROVED

Council Member O'Neal moved to approve **Resolution #2020-94** Authorizing the Designation of Mayor Connie Lynn Kacir, City Manager Timothy Wayne Patek, Finance Director Laura Leah Zella and City Secretary Kristin Aleice Gilbert as Authorized Signatories and Removing All Others For All Accounts in the City of Gonzales' Name With Randolph Brooks Federal Credit Union (RBFCU). Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 1.3 Discuss, Consider & Possible Action on **Resolution #2020-95** Authorizing the Use of Texas Heroes Square for the 60th Annual Gonzales Day Memorial Service, hosted by the Daughters of the Republic of Texas.

ACTION: Item 1.3

APPROVED

Council Member Schurig moved to approve **Resolution #2020-95** Authorizing the Use of Texas Heroes Square for the 60th Annual Gonzales Day Memorial Service, hosted by the Daughters of the Republic of Texas. Mayor Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

CONVENE INTO CLOSED SESSION:

The Council convened into executive session at 12:11 p.m.

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

2.1(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

RETURN TO OPEN SESSION

Reconvene into Open Meeting at 12:25 p.m.

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

ACTION: Item 3.1

No action was taken.

NO ACTION

ADJOURN

On a motion by Council Member O’Neal and a second by Mayor Pro Tem Blakemore, the meeting was adjourned at 12:25 p.m.

Approved this 8th day of October 2020.

Connie Kacir, Mayor

Kristi Gilbert, City Secretary

TYPE AGENDA ITEM:

Consent

BACKGROUND:

Section 3.02 of the City of Gonzales Charter states that if the mayor or any councilmember shall be absent from three consecutive regularly scheduled meetings, special meetings or council workshop meetings without valid excuse, the city council must at its next regular meeting declare a vacancy to exist and shall fill said vacancy as set forth in [Section 3.06](#) of this charter.

The Charter is not specific as to what constitutes a valid excuse. Only the City Council as a body may judge the validity of an absence by a member of the City Council. As such, absences will be brought for the City Council as a consent agenda item along with the reason provided for the absence, and a presumption that the absence is excused. Council may remove the item from consent for further discussion, debate and individual consideration of an absence if deemed merited. In the absence of such, the absence will be deemed excused upon approval of the consent agenda.

Below are the meetings conducted in the third quarter of fiscal year 2019-20.

Regular Meeting – July 9, 2020 – no absences
Called Meeting – August 11, 2020 – no absences
Regular Meeting – August 13, 2020 – no absences
Called Meeting – August 19, 2020 – no absences
Called Meeting – September 3, 2020 – no absences
Regular Meeting – September 10, 2020 – no absences
Called Meeting – September 21, 2020 – no absences

POLICY CONSIDERATIONS:

N/A

FISCAL IMPACT:

N/A

ATTACHMENTS:

N/A

STAFF RECOMMENDATION:

Staff respectfully recommends the council take the action they deem necessary.

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

Gonzales Main Street Advisory Board is preparing for their annual Santa's Market and Lighted Christmas Parade on December 5, 2020. They are requesting the use of Jail Square, including the parking lot on St. Joseph, St. Paul, and St. George Streets. They intend to block off the square at 6:00 a.m., and will remove everything at 10:00 p.m. The event is from 10:00 a.m. until 10:00 p.m. There will be a Chili, Bean & Stew Cook-off, Lions Bingo, Rotary Breakfast with Santa, Christmas movie in the Square and Annual Lighted Parade. The Lighted Christmas Parade will begin at 7:00 p.m.

POLICY CONSIDERATIONS:

This annual event is included within the service agreement between the City of Gonzales and Gonzales Main Street Inc.

FISCAL IMPACT:

The cost to host this event \$2500.00 and is included within the Main Streets 2020-2021 Fiscal Year budget.

STAFF RECOMMENDATION:

Staff respectfully recommends the approval of this resolution.

RESOLUTION NO. 2020-96

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING GONZALES MAIN STREET USE OF THE JAIL SQUARE INCLUDING THE PARKING LOT AND DESIGNATED STREET CLOSURES FOR 2020 WINTERFEST & ANNUAL LIGHTED CHRISTMAS PARADE ON DECEMBER 5, 2020; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Gonzales Main Street uses Jail Square including the parking lot on St. Joseph, St. Paul and St. George Streets for the Gonzales Main Street's Annual Lighted Christmas Parade; and

WHEREAS, the event will be held from 10:00 a.m. until 10:00 p.m. on December 5, 2020 and will have an approximate attendance of 2,000 people; and

WHEREAS, the parade will begin at 7:00 p.m. and will take the same route as previous years; and

WHEREAS, the City Council hereby finds that said events increase the community spirit of the City of Gonzales and serve a public purpose.

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 the Gonzales Main Street to use Jail Square, and designated street closures for the Annual Lighted Christmas Parade on December 5, 2020 as stated herein and set forth in the submitted Event form and parade map attached hereto as 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 8th day of October, 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The City of Gonzales, Solid Waste Department is seeking Council approval for the purchase of a 2021 Ford F750 Cab & Chassis truck with a Knapheide Brush Bed with electric winch for the price of \$86,652.00. This Truck & Bed will be our primary means of running a weekly route to pick up brush from customers. Unfortunately, our current truck has serious engine damage and is not worth the cost to repair. Our homemade bed has been in use for many years and has been repaired and patched numerous times. The new truck and factory-built bed will greatly improve production and appearance of the City's daily operations.

POLICY CONSIDERATIONS

As set forth in the City's Fiscal and Budgetary Policy Statements; all City purchases and contracts over \$50,000 shall conform to a competitive bidding process as set forth in Chapter 252 of the Local Government Code of Texas. The pricing was obtained through a Buy Board Purchasing Program which assists local governments in reducing costs through this government-to government service available nationwide.

FISCAL IMPACT:

This Agenda Item will expend \$86,652.00. The Finance Department has confirmed the availability of these funds in Account# 240-7-740-608 in the 2020-2021 budget. The purchase will be made through Buy Board Contract #601-19

ATTACHMENTS

Contract Pricing H&V Equipment Services, Inc.

STAFF RECOMMENDATION:

Staff respectfully request approval of the Purchase of the New 2021 Ford F750 Truck & chassis with Knapheide Brush Bed.

RESOLUTION NO. 2020-97

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE PURCHASE OF A 2021 FORD F750 CAB & CHASSIS TRUCK WITH A KNAPHEIDE BRUSH BED FOR THE STREET DEPARTMENT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Gonzales Street Department current truck has serious engine damage and is not worth the cost to repair and the homemade bed has been in use for many years and has been repaired and patched numerous times; and,

WHEREAS, as set forth in the City's Fiscal and Budgetary Policy, all City purchases and contracts over \$50,000 shall conform to a competitive bidding process as set forth in Chapter 252 of the Local Government Code of Texas; and,

WHEREAS, the pricing for the truck and bed was obtaining through Buy Board Purchasing Program which assists local governments in reducing costs through a government-to-government procurement services; and,

WHEREAS, the budgeted amount in the 2020-2021 Fiscal Year is \$86,652; and,

WHEREAS, the total cost of the 2021 Ford F750 Cab & Chassis truck with a Knapheide Brush Bed with electric winch is \$86,652; and,

WHEREAS, the City Council hereby finds that the purchase of 2021 Ford F750 Cab & Chassis truck with a Knapheide Brush Bed with electric winch is in the best interest of the health, safety and welfare of the citizens of the City of Gonzales.

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 the purchase of a 2021 Ford F750 Cab & Chassis truck with a Knapheide Brush Bed with electric winch for the Street Department in an amount not to exceed \$86,652.

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 8th day of October 2020.

Connie Kacir, Mayor

ATTEST:

Kristi Gilbert, City Secretary

MAIN LOCATION
CORPORATE OFFICE
4562 IH-10 EAST (78219)
P.O. BOX 201210
SAN ANTONIO, TX 78220 - 8210
(210) 661-4121



BRANCH LOCATION
11215 N. WEIDNER (78233)
P.O. BOX 33608
SAN ANTONIO, TX 78265 - 3608
(210) 646-6225

22 September 2020

City of Gonzales
Public Works
Attn: Todd Remschel
1916 N. Saint Joseph Street
Gonzales, Texas 78629

Ref: Buy Board Contract # 601-19

For Your Consideration

1 - 2021 Ford F750 R/C with Knapheide Chipper Body Deliver to Gonzales	\$ 86,252.00
1 - Buy Board Fee	\$ 400.00
TOTAL:	\$ 86,652.00

Sincerely,

A handwritten signature in black ink, appearing to read "Keith Shoffstall", written over a horizontal line.

Keith Shoffstall

(210) 666-7112

rshoffstall@grandetruck.com





Knapheide Truck Equipment - San Antonio
 6324 E Bandera Rd
 City of Leon Valley TX 78238
 Phone:
 Fax:

QUOTATION

Quote ID: CR00004834

Page 1 of 4

Customer: GRANDE TRUCK CENTER
 P.O. BOX 201210
 SAN ANTONIO TX 78220-8210

Quote Number: CR00004834
 Quote Date: 7/13/2020
 Quote valid until: 8/12/2020

Contact:

Phone: 210-661-4121
 Fax: 1-210-666-7226

By: Prepared crodarte
 Salesperson: ROBERT HILL
 PO#:

Enduser:

Make:	Model:	Year:	Single/Dual:
Cab Type:	Wheelbase:	Cab-to-Axle:	VIN:

QTY	PART NUMBER	DESCRIPTION	UNIT PRICE	AMOUNT
1			\$18,400.00	\$18,400.00
1	KNAP KFBN-1266	PRICE INCLUDES THE FOLLOWING STANDARD FEATURES: STANDARD FEATURES 14-GAUGE GALVANNEAL SMOOTH PANELS ARE EXCELLENT FOR ADVERTISING GRAPHICS 14-GAUGE GALVANNEAL ROOF PANEL REINFORCED WITH INTEGRATED HAT SECTIONS PUNCHED VENTS IN UPPER SIDE PANELS LADDER BOX WITH FULL LENGTH POLE PRUNER SHELF AND LOCKABLE ACCESS DOOR 24" TALL, 16-GAUGE GALVANNEAL, DOUBLE-PANEL TAILGATE SWINGS OPEN 270 DEGREES AND LATCHES IN THE OPEN POSITION RECESSED LED LIGHTS MEET DOT REQUIREMENTS ELECTRODEPOSITION PRIME PAINT STROBE LIGHTS ON FRONT AND REAR OF BODY BODIES ARE FULLY PROTECTED WITH WATER BASED UNDERCOAT FLOOR CONSTRUCTED OF 7" STRUCTURAL LONG SILLS AND A 12- GAUGE FLOOR PLATE * LIGHT KIT WITH 6-CIRCUIT WIRE HARNESS * PRIME PAINT NOTE: INCLUDED HARNESS REQUIRES 6-CIRCUIT HARNESS ADAPTERS FOR CHASSIS OTHER THAN FORD SUPER DUTY CAB CHASSIS. HARNESS IS PLUG COMPATIBLE FOR FORD SUPER DUTY CAB CHASSIS.		
1	KNAP KHA-1520SF-ED	ELECTRIC DUAL ACTING SUBFRAME HOIST FOR 11' DUMP BODY - LOOSE		
1	BUYE 3013356	RCVR ASSY WELD-IN QT#8066522		
1	KTEC 7WAY-B GM	QUICK CONNECT 7 WAY INSTALLED		
1	POLL 11-893	RV 7-WAY SOCKET PLUG N PLAY		
8	SPLY XKN1024	NUT KEPS 10-24		
8	SPLY XMS#102434	SCREW #10 24 X 3/4 PPMS S"		
1	KNAP 77500387	AMBER STROBE LIGHTS, FRONT AND REAR UPPER CORNERS (4) TOTAL - INSTALLED		



Knapheide Truck Equipment - San Antonio
 6324 E Bandera Rd
 City of Leon Valley TX 78238
 Phone:
 Fax:

QUOTATION

Quote ID: CR00004834

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QTY	PART NUMBER	DESCRIPTION	UNIT PRICE	AMOUNT
1	KNAP 85413128	ICC BUMPER FOR 34" FRAME WIDTH - LOOSE		
1	KTEC 00-CWT	CERTIFIED WEIGHT TICKET		
1	KTEC 19-HMLS6-0924-E	HOIST MT.KIT 09'-24' ELECTRIC		
12	KNAP 77500882	FACTORY PAINT EXTERIOR OF FORESTRY BODY Knap WHITE		
1	KNAP 77000055	FACTORY PAINT EXTERIOR OF FORESTRY L-PACK KFP944850 Knap WHITE		
1	KTEC S/A PLA MUD FL	KIT, S/B MUD FLAPS - SAN ANTONIO		
2	AERO Knap5002430SANT	MUD FLAP 24 X 30 SAN ANTONIO		
1	FAST BPKEB38-Q8	BOLT PKG INST.MUD FLAP HARDWAR		
2	STEE 90-35R1	KSH MUD FLAP BRKT REV1		
1	KNAP KPF-944850	FORESTRY BODY "L" PACK 24" LONG X 50" HIGH X 94" DEEP WITH UNDERBODY BOX 24" LONG X 24" HIGH X 20" DEEP - LOOSE		
1	KNAP 33732250	FORESTRY PACK MOUNTING KIT FOR FORD F650/750, GM 4500/5500/6500, NAVISTAR MV, ISUZU, HINO 155/195, & KENWORTH T170/270/370 - LOOSE		

Quote Total:	\$18,400.00
Discount:	\$0.00
Total Due(Sales tax not included):	\$18,400.00

Options are not included in price Quote

The following options may be added:

QUANTITY	DESCRIPTION	PRICE EACH	AMOUNT	ADD TO QUOTE
12	FACTORY PAINT INTERIOR OF FORESTRY BODY Knap WHITE	\$93.00	\$1,116.00	Yes / No
12	COAL TAR COATING FORESTRY BODY ACCESSORIES	\$124.00	\$1,488.00	Yes / No
1	WHEEL CHOCKS & BRACKETS (2) & MOUNTING KIT, E-COAT PRIME - LOOSE	\$248.00	\$248.00	Yes / No
2	MID-BODY MARKER LIGHT KIT - LOOSE	\$103.10	\$206.20	Yes / No

Notes:

INSTALL Knapheide KFBN-1266 ON CUSTOMER SUPPLIED CHASSIS

F650/75084 CA DRW DIESEL

INSTALL 12.25' NOTCHED FORESTRY BODY

L-PACK 24"L X 50" H X 94" D W/ UNDERBODY BOX

INSTALL ELECTRIC HOIST

INSTALL FRONT AND REAR CORNER AMBER STROBES

INSTALL BUMPER

INSTALL CLASS V RECEIVER HITCH



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QUOTATION

Quote ID: CR00004834

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INSTALL 7 WAY TRAILER PLUG

INSTALL MUD FLAPS

PAINTED WHITE OUTSIDE OF BODY

PAINTED WHITE L-PACK

WEIGHT SLIP AND QC

OPTIONAL:

INSTALL MID BODY MAKER LIGHTS

INSTALL WHEEL CHOCKS & BRACKETS

COAL TAR INTERIOR

PAINT INTERIOR WHITE

This Quote is subject to the following terms and conditions:

Credit Card Policy

We do not accept credit cards for payment of any order in excess of \$3,000.00. For other orders, we do accept MasterCard, American Express, Visa and Discover cards for payment.

Pricing Policy

- Price Quotation is good on orders received through the expiration date.
- Pricing quoted applies to chassis make/model originally provided and quantity quoted. Any change may result in price change.
- Orders are subject to all applicable state, local and federal excise taxes. Applicable taxes will be applied on final billing to customer upon completion of order.

Payment Policy

- Payment Terms are due upon receipt of signed quote unless prior credit agreement has been established at the time of order.
- Payment terms for customers with an established credit account will be Net 30 from date of invoice.
- Knapheide has right to assess late charges at 1.5% per month on all invoices that are 60 days or more past due.

Return Policy

- All sales are final. Purchased parts or products are non returnable.

Cancellation Policy

- Payment is due in full upon cancellation of any orders for non-stocked parts or products (provided part/product has been ordered by Knapheide) and upon cancellation of installation orders, once product installation has begun.

Customer agrees and understands this Quote is an offer to sell subject to the terms and conditions above and any additional terms or modifications are hereby objected to, unless mutually agreed upon in writing by Customer and Knapheide. The undersigned represents and warrants that he/she is duly authorized to sign below on behalf of Customer and thereby accepts offer and Knapheide will begin processing the order.

Customer must fill out the information below before the order can be processed...

Signature & Print Accepted by:	
Date:	



Knapheide Truck Equipment - San Antonio
6324 E Bandera Rd
City of Leon Valley TX 78238
Phone:
Fax:

QUOTATION

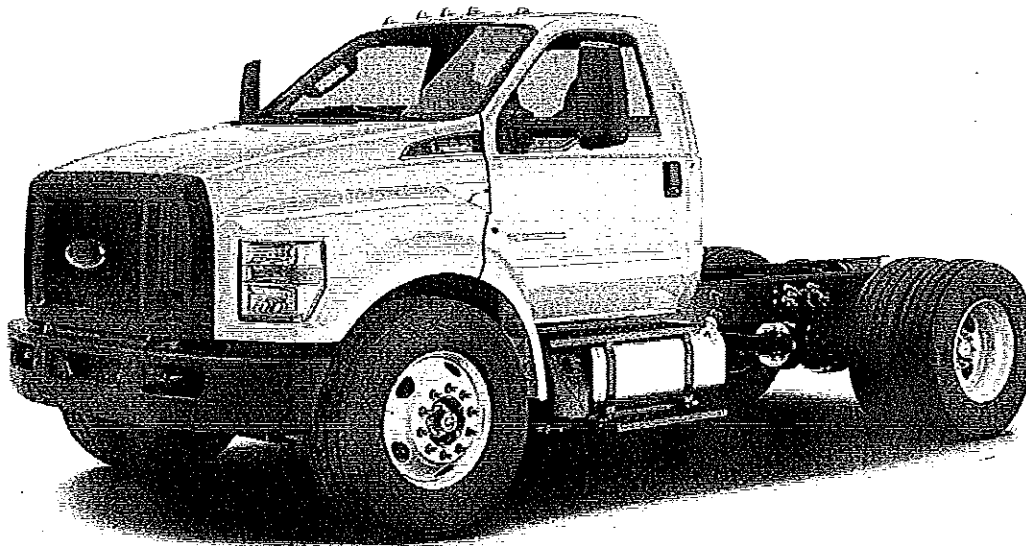
Quote ID: CR00004834

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P.O. number:	
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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120



Client Proposal

Prepared by:
ROCKY SHOFFSTALL
Office: 210-661-4121
Date: 08/12/2020



Prepared by: ROCKY SHOFFSTALL

08/12/2020

Grande Truck Center | 4562 IH 10 East San Antonio Texas | 782194205

2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

As Configured Vehicle

Code	Description
F7D	Base Vehicle Price (F7D)
99E	6.7L Power Stroke V8 Turbo Diesel - 300 HP @ 2500 RPM Includes Engine Exhaust Brake and manual regen capability. Torque: 725 ft.lbs. @ 1500 rpm. <i>Governed RPM: 3300. Includes CARB clean idle label - may be removed if un-necessary.</i>
425	50-State Emissions
98R	Active Regen Control <i>Allows Driver to Inhibit Automatic Regen until Regen can be performed in a Safe location.</i>
44G	Ford TorqShift HD 6-Speed Automatic - Double Overdrive, less PTO Provision, less Park Pawl
41A	Transmission Power Take-Off Provision w/LiveDrive Capability and Tow/Haul
643	Wheels, Front 22.5x8.25 White Powder Coated Steel, 10-Hole <i>(285.75MM BC) hub piloted, flanged nut, metric mount, 8.25 DC rims; with steel hubs.</i>
T2B	Tires, Front Two 11R22.5G Goodyear Fuel Max RSA (497 rev/mile)
663	Wheels, Rear 22.5x8.25 White Powder Coated Steel, 10-Hole <i>(285.75MM BC) hub piloted, flanged nut, metric mount, 8.25 DC rims; with steel hubs.</i>
R2G	Tires, Rear Four 11R22.5G Goodyear Fuel Max RTD (493 rev/mile)
67A	Air Brakes - Straight Truck w/Traction Control <i>Meritor Q-Plus with ABS, Bendix Anti-Lock Brake System, 4-channel. Includes 15" x 4" front brakes, dual direct reading air pressure gauges, brake lines color coded nylon, Bendix 13.2 CFM capacity air compressor, instrument panel mounted yellow knob parking brake control valve, automatic slack adjusters front and rear, two rear spring parking air brake chambers mounted on front of rear axle, three drain valves and two air tanks (Reference Body Builders Book for location). Rear brake size and components dependent upon axle selection. Uses existing ABS system to minimize wheel slipping during acceleration. Usage determined by the air brake package selected. (Should NEVER be used with Hi-Rail Train Systems). Includes: - Air Dryer, Bendix AD/IS w/Heater Mounted left frame rail (for Hydraulic brake diesel applications that include air suspension or stand alone engine air compressor).</i>



Prepared by: ROCKY SHOFFSTALL

08/12/2020

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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

As Configured Vehicle (cont'd)

Code	Description
62D	Air Dryer, Bendix AD/IS w/Heater <i>Mounted left frame rail (for Hydraulic brake diesel applications that include air suspension or stand alone engine air compressor).</i>
158	Trailer Air Brake Package <i>Includes air lines to rear of frame, hand control valve and tractor protection valve.</i>
159	Trailer Connection Socket - 7-Way, Wired for Turn Signals Combined with Stop <i>Mounted at rear of frame, for combined trailer stop, tail, turn (compatible with trailers that use combined stop, tail, turn lights).</i>
43P	12,000 lb. Cap. Non-Driving - Dana E-1202I - I-Beam Type
61D	Taper-Leaf Springs, Parabolic - 12,000 lb. Cap <i>2-leaf, 62" x 3.15". Also includes, standard duty, dual, double acting shock absorbers.</i>
60A	Lube, Front Axle, EmGard 50W, Synthetic Oil
475	21,000 lb. Single Reduction - Open - Dana / Spicer 21060S <i>NOTE: When specifying an axle ratio, check performance guidelines for startability and gradeability.</i>
18P	Driveshaft Upgrade <i>A heavy duty drive line is optional. Heavy duty drive line components are required in more demanding applications, such as higher torque engines or deep reduction low gear(s). The heavier SPL-140 driveshaft is powertrain dependent and should be used when more durability is required by the vocation or customer.</i>
68P	Multi-Leaf Springs - 21,000 lb. Cap <i>11-leaf. Includes 2,000 lb auxiliary springs for load stabilization.</i>
607	Lube, Rear Axle, EmGard 75W-90, Synthetic Oil
X6D	6.50 Axle Ratio
158WB	158" Wheelbase/84" CA/49" AF/246" OAL
536	Single Channel - Straight 'C' 14.18 SM, 120,000 PSI <i>1,701,600 RBM. Heat treated alloy steel; 10.125" x 3.580" x 0.312" (257.2mm x 90.9mm x 8.0mm).</i>
91G	Under Cab, Right Side Outlet, Switchback-Style <i>Single, horizontal muffler, right side, under cab, outside of frame rail with rear discharge.</i>
65B	Fuel Tank - LH 50 Gallon Rectangular - Aluminum



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08/12/2020

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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

As Configured Vehicle (cont'd)

Code	Description
12	12 Gal. Single Tank Fuel Fill. Mandatory Charge Applied, Based On Tank Selection
STDALT	Extra Heavy Duty Alternator - 12-Volt, 200 Amp Denso SC5
55M	Jump Start Stud - Remote Mounted
63B	Battery - Two 900 CCA, 1800 Total, Includes Steel Battery Box <i>12Volt, Motorcraft.</i>
59C	Body Builder Wiring - At End of Frame, Combined - (ILO Standard - Back of Cab Combined) <i>Includes sealed connectors for 2 ground circuits, with combined left/stop, combined right/stop, stop lamps, back up lamps. Also includes 2 additional pass through wires to cab.</i>
17M	Back-Up Alarm - Electric, 102 dBA Late Availability with Tail Light Delete.
86M	Upfitter Interface Module
16V	Voltmeter <i>Available in message center.</i>
88G	30/70 Air Ride Driver (External Air Source) & Fixed 2-Passenger Bench - Vinyl
600A	Preferred Equipment Package 600A <i>Includes:</i> <ul style="list-style-type: none"> - Bumper, Front - Black, Full Width - Wheel Seals, Front - Oil lubricated, SKF ScotSeal PlusXL Seals - Wheel Seals, Rear - Oil lubricated, SKF ScotSeal PlusXL Seals - Manual Regen Initiation - Driver Interface in Message Center - Engine Exhaust Brake - Extra Heavy Duty Alternator - 12-Volt, 200 Amp Denso SC5 - Painted Grille - Plastic - Lights - Roof Marker/Clearance - Amber Lenses, 5 Lights - Tow Hooks, Front (2) - Frame-Mounted, Painted Black - Four Body Builder Switches - Mounted in Center Instrument Panel <i>With connector access located in engine compartment. Amperages vary by switch: 10, 15, 25, 25.</i> - Floor Covering - Black Vinyl - Intelligent Oil Life Monitor - Steering Column - Tilt / Telescoping - Steering Wheel - Black PVC w/Integral Cruise Control Switches, includes Audio Controls
90P	Power Equipment Group - (Included in (90A) Appearance Group) <i>Includes power front side windows, power door locks and door trim panel.</i>



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08/12/2020

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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

As Configured Vehicle (cont'd)

Code	Description
588	Radio: AM/FM Stereo w/2 Speakers, USB input, Clock Display and Bluetooth
59A	Horn, Air - Black, Single Trumpet <i>Air solenoid operated, chassis mounted on rail back of bumper.</i>
54R	Mirrors, Dual - Heated & Motorized Rectangular, XL2020 - 102" Width <i>Integral spot mirror, sail type, solid black finish.</i>
PAINT	Paint Type - Environmentally Friendly, "3 - Wet System"
E_01	Gray
YZ_01	Oxford White



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08/12/2020

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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

Selected Equip & Specs

Dimensions

• Exterior length: 246.0" • Cab to axle: 84.0" • Exterior width: 96.7" • Exterior height: 94.3" • Wheelbase: 158.0" • **Front track: 83.5"** • **Rear track: 72.7"** • Rear tire outside width: 96.0" • Front legroom: 41.4" • Front headroom: 40.7" • Front hiproom: 67.6" • Front shoulder room: 68.0"

Powertrain

* **300hp 6.7L OHV 32 valve intercooled turbo V-8 engine with diesel direct injection** • Recommended fuel : diesel • federal • 6 speed automatic transmission with overdrive • Rear-wheel drive • Fuel Economy Cty: N/A • Fuel Economy Highway: N/A • 50.0 gal. rectangular Left front fuel tank • Fuel/water separator • **Transmission PTO provision** • Standard rear differential • Right mounted horizontal muffler • Right mounted horizontal tailpipe

Suspension/Handling

• Front non-independent leaf spring suspension • Rear rigid axle leaf spring suspension • Hydraulic power-assist re-circulating ball Steering • Front and rear 22.5 x 8.25 wheels • 11.0R22.5 AS front and rear tires • Dual rear wheels • Rubber auxiliary rear springs

Body Exterior

• 2 doors • **Driver and passenger power remote heated, manual folding door mirrors** • Black door mirrors • Black bumpers • Side steps • **Trailer harness** • Clearcoat paint • Straight front bumper ends • Hood mounted grille • Front and rear 22.5 x 8.25 white steel wheels with 10 wheel studs • 2 front tow hook(s)

Convenience

• Manual air conditioning • Cruise control with steering wheel controls • **Power front windows** • **Driver and passenger 1-touch down** • **Power door locks** • Manual tilt steering wheel • Manual telescopic steering wheel • Wireless phone connectivity • Front cupholders • Passenger visor mirror • **Back-up alarm** • **Single air horn** • Automatic gearshift steering column lever • **Driver and passenger door bins** • Upfitter switches

Seats and Trim

* **Seating capacity of 3** • Fixed driver seat • Fixed passenger seat • **Driver centre front armrest** • **Bucket driver seat, two person bench passenger seat** • **Driver seat folding back** • Low back seats • **Driver seat air suspension** • Driver seat with 4 way direction control, passenger seat with 2 way direction control • Manual fore/aft seats

Entertainment Features

• AM/FM stereo radio • Auxiliary audio input • Steering wheel mounted radio controls • 2 speakers • Streaming audio • Fixed antenna

Lighting, Visibility and Instrumentation

• Halogen aero-composite headlights • Fully automatic headlights • Variable intermittent front windshield wipers • Light tinted windows • Front reading lights • Tachometer • **Voltmeter** • Oil pressure gauge • Trip computer • Trip odometer • RNDM

Safety and Security



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08/12/2020

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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

Selected Equip & Specs (cont'd)

• 4-wheel ABS brakes • Hill hold control • **Air brakes** • ABS traction control • **Power door locks** • With stolen vehicle tracking system

Dimensions

General Weights

* Curb	9,988 lbs.	Front GAWR	12000 lbs.
Rear GAWR	21000 lbs.	GVWR	33000 lbs.
GCWR	50000 lbs.		

Front Weights

* Front curb weight	6,264 lbs.	* Front axle capacity	12,000 lbs.
* Front spring rating	12,000 lbs.	Front tire/wheel capacity	12,350 lbs.

Rear Weights

* Rear curb weight	3,724 lbs.	Rear axle capacity	21,000 lbs.
Rear spring rating	21,000 lbs.	Rear tire/wheel capacity	23,360 lbs.

Trailer Type

* Harness	Yes
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Fuel Tank type

Left front Fuel tank capacity	50.01 gal.
-------------------------------	------------

Front Frame

Height loaded	35 "	Height unloaded	37 "
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Rear Frame

Height loaded	36 "	Height unloaded	38 "
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Powertrain

Engine Type

Block material	Iron	Cylinders	V-8
Head material	Aluminum	Ignition	Compression
Injection	Diesel direct injection	Liters	6.7L
Orientation	Longitudinal	Recommended fuel	Diesel
Valves per cylinder	4	Valvetrain	OHV
Forced induction	Intercooled turbo		

Engine Spec

Bore	3.90"	Compression ratio	16.2:1
Displacement	406 cu.in.	Stroke	4.25"

Engine Power

* Output	300 HP @ 2,500 RPM	* Torque	725 ft.-lb @ 1,500 RPM
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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

Selected Equip & Specs (cont'd)

* Governed RPM 3,300

Alternator

Type	HD	Amps	200
------	----	------	-----

Battery

* Cold cranking amps	1,800	Location	Forward right
Step	Yes	Type	Dual

Transmission

Electronic control	Yes	Lock-up	Yes
Overdrive	Yes	Speed	6
Type	Automatic		

Transmission Gear Ratios

1st	3.974	2nd	2.318
3rd	1.516	4th	1.149
5th	0.858	6th	0.674
Reverse Gear ratios	3.128		

Transmission Torque Converter

Stall ratio	1.85
-------------	------

Transmission Extras

Driver selectable mode	Yes	Sequential shift control	Yes
Oil cooler	Regular duty	* PTO provision	Yes

Drive Type

Type	Rear-wheel
------	------------

Drive Feature

Traction control	ABS
------------------	-----

Drive Axle

* Ratio	6.5
---------	-----

Exhaust

Material	Aluminized steel	System type	Single
----------	------------------	-------------	--------

Emissions

CARB	Federal
------	---------

Engine Retarder

Type	Yes
------	-----

Driveability

Brakes



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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

Selected Equip & Specs (cont'd)

ABS	4-wheel	ABS channels	4
* Type	Air brakes		
<i>Brake Assistance</i>			
Hill hold control	Yes		
<i>Suspension Control</i>			
Ride	Regular		
<i>Front Suspension</i>			
Independence	Non-independent	Type	Leaf
<i>Front Spring</i>			
Type	Tapered leaf	Grade	Regular
<i>Front Shocks</i>			
Type	Regular		
<i>Rear Suspension</i>			
Independence	Rigid axle	Type	Leaf
<i>Rear Spring</i>			
Type	Multi-leaf	Grade	Regular
Auxiliary	Rubber		
<i>Steering</i>			
Activation	Hydraulic power-assist	Type	Re-circulating ball
<i>Steering Specs</i>			
# of wheels	2		

Exterior

Front Wheels

Diameter	22.5"	Width	8.25"
----------	-------	-------	-------

Rear Wheels

Diameter	22.5"	Width	8.25"
Dual	Yes		

Front Tires

Aspect	82	Diameter	22.5"
Sidewalls	BSW	Tread	AS
Width	11.0"	LT load rating	G
RPM	497		

Rear Tires

Aspect	82	Diameter	22.5"
--------	----	----------	-------



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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

Selected Equip & Specs (cont'd)

Sidewalls	BSW	Tread	AS
Width	11.0"	LT load rating	G
* RPM	493		
<i>Wheels</i>			
* Front track	83.5"	* Rear track	72.7"
Turning radius (to curb)	22'	Turning radius (to bumper)	23'
Wheelbase	158.0"	Rear tire outside width	96.0"
<i>Body Features</i>			
Front splash guards	Yes	Body material	Composite/galvanized steel
Side steps	Yes	Front tow hook(s)	2
<i>Body Doors</i>			
Door count	2		
<i>Exterior Dimensions</i>			
Length	246.0"	Body width	96.7"
Body height	94.3"	Cab to axle	84.0"
Axle to end of frame	49.0"	* Frame section modulus	14.2cu.in.
* Frame yield strength (psi)	120000.0	* Frame rail depth	10.1"
* Frame rail width	3.6"	* Frame rail thickness	0.3"
* Max RBM (in.-lbs.)	1,780,800.0	Frame rail section	9.5"
Front bumper to Front axle	39.0"	* Nominal RBM (in.-lbs.)	1,701,600.0

Seating*Passenger Capacity*

* Capacity 3

Driver Seat

Type	Bucket	Back	Folding
Back type	Low	* Suspension	Air
Way direction control	4	Fore/aft	Manual

Passenger Seat

* Type	Two person bench	Back type	Low
Way direction control	2	Fore/aft	Manual

Front Armrest

Driver	Yes	* Centre	Yes
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Front Seat Trim

Material	Vinyl	Back material	Carpet
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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

Selected Equip & Specs (cont'd)

Convenience

AC And Heat Type

Air conditioning Manual

Audio System

Auxiliary audio input	Yes	Radio	AM/FM stereo
Radio grade	Regular	Seek-scan	Yes

Audio Speakers

Speaker type	Regular	Speakers	2
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Audio Controls

Steering wheel controls	Yes	Streaming audio	Bluetooth yes
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Audio Antenna

Type	Fixed
------	-------

Cruise Control

Cruise control	With steering wheel controls
----------------	------------------------------

Convenience Features

12V DC power outlet	2	Wireless phone connectivity	Bluetooth
* Back-up alarm	Yes	* Horn	Single air
Upfitter switches	Yes		

Door Lock Activation

* Type	Power
--------	-------

Instrumentation Type

Display	Analog
---------	--------

Instrumentation Gauges

Tachometer	Yes	Oil pressure	Yes
Engine temperature	Yes	* Voltmeter	Yes
Transmission fluid temp	Yes	Engine hour meter	Yes
* Primary air pressure	Yes		

Instrumentation Warnings

Battery	Yes	Lights on	Yes
Key	Yes	Service interval	Yes
Brake fluid	Yes	Transmission fluid temp	Yes

Instrumentation Displays

Clock	In-radio display
-------	------------------

Instrumentation Feature



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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

Selected Equip & Specs (cont'd)

Trip computer	Yes	Trip odometer	Yes
Shift indicator	RNDM		
<i>Steering Wheel Type</i>			
Material	Urethane	Tilting	Manual
Telescoping	Manual		
<i>Front Side Windows</i>			
* Window 1st row activation	Power		
<i>Window Features</i>			
* 1-touch down	Driver and passenger	Tinted	Light
<i>Front Windshield</i>			
Wiper	Variable intermittent		
<i>Rear Windshield</i>			
Window	Fixed		
<i>Automatic Gearshift</i>			
Location	Steering column lever		
Interior			
<i>Passenger Visor</i>			
Mirror	Yes		
<i>Headliner</i>			
Coverage	Full	Material	Cloth
<i>Floor Trim</i>			
Coverage	Full	Covering	Vinyl/rubber
<i>Trim Feature</i>			
Gear shifter material	Urethane		
<i>Lighting</i>			
Dome light type	Delay	Front reading	Yes
Variable IP lighting	Yes		
<i>Storage</i>			
* Driver door bin	Yes	Front Beverage holder(s)	Yes
Glove box	Yes	* Passenger door bin	Yes
Dashboard	Yes		
<i>Legroom</i>			
Front	41.4"		



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08/12/2020

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2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

Selected Equip & Specs (cont'd)

Headroom

Front	40.7"
-------	-------

Hip Room

Front	67.6"
-------	-------

Shoulder Room

Front	68.0"
-------	-------



Prepared by: ROCKY SHOFFSTALL
08/12/2020

Grande Truck Center | 4562 IH 10 East San Antonio Texas | 782194205

2021 F-750 Diesel Regular Cab Base (F7D)

Price Level: 120

Warranty

Standard Warranty

Basic

Distance	Unlimited miles	Months	24 months
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Powertrain

Distance	Unlimited miles	Months	24 months
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Corrosion Perforation

Distance	Unlimited miles	Months	36 months
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Roadside Assistance

Distance	Unlimited miles	Months	24 months
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Diesel Engine

Distance	250,000 miles	Months	60 months
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Transmission

Distance	250,000 miles	Months	60 months
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Frame Rail

Distance	Unlimited miles	Months	60 months
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COUNCIL AGENDA ITEM BRIEFING DATA



DATE: October 8, 2020

AGENDA ITEM

Conduct a Public Hearing to Discuss, Consider & Possible Action on Resolution #2020-98 Authorizing the City Manager to Submit, and Accept if Awarded, an Application and Associated Documents to the Texas General Land Office (GLO) for \$3,778,467 in CDBG-MIT grant funds for Infrastructure Improvements Related to Damage Caused by Hurricane Harvey, In Order to Mitigate the Impact of Future Flooding Events

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

In August of 2017, the City of Gonzales suffered infrastructure damage as a result of Hurricane Harvey. The City of Gonzales is applying to the State of Texas General Land Office (GLO) for \$3,778,467 in CDBG – MIT (Disaster Mitigation Funding) for infrastructure improvements as a result of disaster declaration DR-4332-2017, in order to mitigate the impact of future flooding events. Public comment was taken on this application from October 5, 2020 – October 19, 2020 and any comments and responses are incorporated into the grant application. The grant application is due to the General Land Office by October 28, 2020. Notice of funding should be received within 90 days.

POLICY CONSIDERATIONS:

This is consistent with current policy.

FISCAL IMPACT:

Approximately \$6,000 is expected to be expended for the application. Account #100-7-104.403 Grant Writing Fees has \$30,000 allocated in the Non-Departmental 2020-2021 Fiscal Year Budget.

ATTACHMENTS:

Application Information

STAFF RECOMMENDATION:

Staff respectfully recommends the approval of this Resolution

RESOLUTION NO. 2020-98

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE CITY MANAGER TO APPLY FOR, AND ACCEPT IF AWARDED, A GRANT FROM THE GENERAL LAND OFFICE (GLO) IN THE AMOUNT OF \$3,778,467 FOR THE INFRASTRUCTURE IMPROVEMENTS TO MITIGATE FUTURE FLOODING EVENTS AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City supports the acceptance of application for and acceptance of CDBG-MIT grant funds from the General Land Office (GLO) for infrastructure improvements to Tinsley Creek to mitigate the effects of future flooding; and,

WHEREAS, the City will follow all requirements governing implementation and administration of CDBG-MIT grant funding; and

WHEREAS, the City certifies that the CDBG-MIT grant funds will principally benefit low to moderate income areas 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 hereby authorizes the City Manager to apply for and accept if awarded, CDBG-MIT grant funding from the General Land Office (GLO) for infrastructure improvements to mitigate the effects of future flooding events.

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 8th day of October, 2020

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

City of Gonzales CDBG – MIT Grant Application

Hazard, Risk Description - Describe how the risk(s) selected are impacting the proposed project area. Reference where adopted local mitigation efforts are planned or underway where appropriate.

The selected risks are Hurricanes and Riverine Flooding. Tinsley Creek is a tributary of the Guadalupe River. During Hurricane Harvey, the portion of the Guadalupe River that runs through Gonzales was at Flood Stage 42.1 feet. Flood stage for the river is 31 feet. During heavy rainfall, flooding closes Highways 183, 97 and Farm to Market 108. Runoff down Tinsley Creek in Gonzales adds to the Guadalupe River backwater which floods the lowest homes near the creek. Secondary roads and streets near the river are flooded and dangerous to motorists. The proposed improvements along Tinsley Creek include replacing a low water crossing at Johnson Street with 6-8x5 culverts, adding 4-36" culverts. under Johnson Street between Tinsley Creek and St. Andrew Street, and replacing box culvert crossings with free span bridge crossings at St. Andrew Street, St. Lawrence Street, St. Louis Street, St. Matthew Street, St. Michael Street and St. Vincent Street. These free span bridges will allow Tinsley Creek to flow unimpeded through these crossings. Currently during major flood events these existing culvert crossings get plugged with debris and exacerbate creek flooding.

On May 19, 2015, rains of 4-6" per hour caused flooding to the homes around Tinsley creek. On May 28, 2015, continued rains caused the back up of Tinsley Creek and the Guadalupe river to flood the Gonzales Water Treatment Plan, releasing 200,000 gallons of untreated sewage.

Mitigation has included clearing of brush and debris along the creek, along with retention ponds and a pump system around the water treatment plant. Future CIP projects will add additional culverts, repairing and replacing concrete retaining walls and storm drains in the impacted area.

Hazard Mitigation Actions - Describe how the proposed project will mitigate against the identified risks. Reference where adopted local mitigation efforts are being enhanced where appropriate.

The proposed project will increase the flow capacity of the Guadalupe River and Tinsley Creek. Specifically, replacing the existing box culverts with free span bridges will allow the water to flow unimpeded. The backup caused when brush and debris clogs the existing culverts exacerbates flooding in the lower income residential areas near the river. In addition, in 2020, the City of Gonzales received Hurricane Harvey CDBG-R funding of \$852,000 from the General Land Office, as part of the Golden Crescent Regional Planning Commission allocation plan to address infrastructure needs as a result of Hurricane Harvey. The City of Gonzales is contributing \$69,756 toward the mitigation project. The project will replace 4,150 LF of wastewater sewer line with 15" PVC in order to increase capacity and repair damage to the sewer system caused by Hurricane Harvey and to mitigate the future effects of hurricanes and flooding on the City of Gonzales wastewater disposal system.

Local Adopted Plans - To meet the local plan requirement, applicants follow specific procedures identified in the CDBG-MIT Application Guide

Is the proposed project included in one or more locally adopted plans?

Yes

Provide the title of the adopted plan being referenced.

City of Gonzales Capital Improvement Plan

Provide the page number(s) in the adopted plan(s) where the proposed project is identified.

3

Provide the date (Month, Year) the plan(s) was/ were adopted:

9/10/2020

When did your jurisdiction post the project for public comment?

From

Date/time format "M/D/YYYY"

10/5/2020

To

Date/time format "M/D/YYYY"

10/19/2020

Although public hearings are not a program requirement, jurisdictions for whom public hearings are required by their citizen participation plan or choose to hold them, list the date(s) and attach the hearing documentation.

City of Gonzales Tinsley Creek Flood Mitigation Project 10/8/2020 Public Hearing
Gonzales City Council Meeting October 8th Public Hearing

Each applicant for CDBG-MIT funding is expected to have a Grant Management Plan that assesses administrative, design, permitting, construction, and all other elements required to deliver a successful eligible project. For detailed information and instruction regarding the requirements of a Grant Management Plan, refer to the CDBG-MIT Application Guide.

Project Stakeholders and Responsible Parties

Patek, Timothy W. Yes Alternate Alternate Alternate

Tieken, Janay E. No Alternate Alternate Grant Administrator

Zella, Laura L. Yes Lead Lead Other Monitors project expenses



**Texas General Land Office
Community Development and Revitalization Division
Mitigation – Local Certifications**

Each Applicant for Community Development Block Grant Mitigation ("CDBG-MIT") funding must complete Federal Assistance Standard Form 424 (SF-424) and certify that local certifications included in this application guide were followed in the preparation of any CDBG-MIT program application. Additionally, Applicant must certify that it will continue to follow local certifications in the event that funding is awarded and Applicant is reclassified as a Subrecipient.

Each Applicant/Subrecipient must comply with the provisions of the National Environmental Policy Act ("NEPA"), the Council on Environmental Quality ("CEQ") regulations, the requirements set forth in Title 24 of the Code of Federal Regulations ("CFR") part 58, and applicable Texas General Land Office policy directives.

Each Applicant/Subrecipient must comply with all applicable federal and state laws, including environmental, labor (Davis-Bacon Act), the procurement procedures and contract requirements found at 2 C.F.R. §200.318 – §200.326, and all civil rights requirements.

Each Applicant/Subrecipient certifies, as outlined in 84 FR 45838 (August 30, 2019), the following:

A. The Applicant/Subrecipient certifies that it has in effect and is following a residential anti-displacement and relocation assistance plan in connection with any activity assisted with CDBG-MIT funds.

B. The Applicant/Subrecipient certifies its compliance with restrictions on lobbying as required by 24 C.F.R. part 87, together with disclosure forms, if required by part 87.

C. Any entity or entities designated by the subrecipient, and any contractor, subrecipient, or designated public agency carrying out an activity with CDBG-MIT funds, possess(es) the legal authority to carry out the program for which it is seeking funding, in accordance with applicable HUD regulations and the federal register notice. The subrecipient certifies that activities to be undertaken with CDBG-MIT funds are consistent with the Action Plan.

D. The Applicant/Subrecipient certifies that it will comply with the acquisition and relocation requirements of the Uniform Relocation Act ("URA"), as amended, and implementing regulations at 49 CFR part 24, except where waivers or alternative requirements are provided for CDBG-MIT funds.

E. The Applicant/Subrecipient certifies that it will comply with Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. §1701u) and implementing regulations at 24 C.F.R. part 135.

F. The Applicant/Subrecipient certifies that it is following a detailed citizen participation plan that satisfies the requirements of 24 CFR §91.115 or §91.105 (except as provided for in notices providing waivers and alternative requirements for this grant). Also, each local government receiving assistance from a state grantee must follow a detailed citizen participation plan that satisfies the requirements of 24 CFR §570.486 (except as provided for in notices providing waivers and alternative requirements for this grant).

G. The Applicant/Subrecipient certifies that it is complying with each of the following criteria:

1) Funds will be used solely for necessary expenses related to mitigation activities, as applicable, in the most impacted and distressed areas for which the President declared a major disaster in 2015, 2016, or 2017 pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1974 (42 U.S.C. §5121 et seq.).

2) With respect to activities expected to be assisted with CDBG-MIT funds, the relevant action plan has been developed to give priority to activities that will benefit low- and moderate-income families.

3) The aggregate use of CDBG-MIT funds shall principally benefit low- and moderate-income families in a manner that ensures that at least 50 percent (or another percentage permitted by HUD in a waiver published in an applicable Federal Register notice) of the CDBG-MIT grant amount is expended for activities that benefit such persons.

4) The Applicant/Subrecipient will not attempt to recover any capital costs of public improvements assisted with CDBG-MIT funds by assessing any amount against properties owned and occupied by persons of low- and moderate-income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless:

i. CDBG-MIT funds are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under this title; or

ii. For purposes of assessing any amount against properties owned and occupied by persons of moderate income, the grantee certifies to the Secretary that it lacks sufficient CDBG funds (in any form) to comply with the requirements of clause (a).

H. The Applicant/Subrecipient certifies that the grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. §2000d), the Fair Housing Act (42 U.S.C. §3601-§3619), and implementing regulations, and that it will affirmatively further fair housing.

I. The Applicant/Subrecipient certifies that it has adopted and is enforcing the following policies, and, in addition, must certify that they will require local governments that receive grant funds to certify that they have adopted and are enforcing:

1) A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations;

2) A policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location that is the subject of such nonviolent civil rights demonstrations within its jurisdiction.

J. The Applicant/Subrecipient certifies that it (and any administering entity) currently has or will develop and maintain the capacity to carry out mitigation activities, as applicable, in a timely manner and that the subrecipient has reviewed the respective requirements of this notice.

K. The Applicant/Subrecipient certifies that it will not use CDBG-MIT funds for any activity in an area identified as flood prone for land use or hazard mitigation planning purposes by the state, local, or tribal government or delineated as a Special Flood Hazard Area (or 100-year floodplain) in FEMA's most current flood advisory maps, unless it also ensures that the action is designed or modified to minimize harm to or within the floodplain, in accordance with Executive Order 11988 and 24 C.F.R. part 55. The relevant data source for this provision is the state, local, and tribal government land use regulations and hazard mitigation plans and the latest-issued FEMA data or guidance, which includes advisory data (such as Advisory Base Flood Elevations) or preliminary and final Flood Insurance Rate Maps.

L. The Applicant/Subrecipient certifies that its activities concerning lead-based paint will comply with the requirements of 24 CFR part 35, subparts A, B, I, K, and R.

M. The Applicant/Subrecipient certifies that it will comply with environmental requirements at 24 CFR part 58.

N. The Applicant/Subrecipient certifies that it will comply with applicable laws.

WARNING: ANY PERSON WHO KNOWINGLY MAKES A FALSE CLAIM OR STATEMENT TO HUD MAY BE SUBJECT TO CIVIL OR CRIMINAL PENALTIES UNDER 18 U.S.C. §287; 18 U.S.C. §1001, AND 31 U.S.C. § 3729.

Except as otherwise provided under federal law, any person who knowingly and willfully falsifies, conceals, or covers up a material fact by any trick, scheme or device or who makes any materially false, fictitious, or fraudulent statement or representation or who makes or uses any false writing or document knowing the writing or document to contain materially false, fictitious, or fraudulent statement or entry shall be prosecuted under Title 18, United States Code, §1001.

Tim Patek

10/28/20

Date

Printed Name of Authorized Signatory



Signature of Authorized Signatory

Preliminary Opinion of Probable Cost - City of Gonzales - CDBG-MIT

Item	Description	Quantity	Unit	Unit Price	Price
1	Mobilization	1	LS	\$ 150,000.00	\$ 150,000.00
2	Erosion / Sedimentation Controls	1	LS	\$ 7,500.00	\$ 7,500.00
3	Traffic Control	12	MO	\$ 1,500.00	\$ 18,000.00
4	Excavation / Embankment	3000	CY	\$ 12.00	\$ 36,000.00
5	Demolition	3000	SY	\$ 5.00	\$ 15,000.00
6	Subgrade Preparaion	2100	SY	\$ 5.00	\$ 10,500.00
7	12" Limestone Base	2100	SY	\$ 18.00	\$ 37,800.00
8	2.5" HMAc	2100	SY	\$ 18.00	\$ 37,800.00
9	Curb & Gutter	1010	LF	\$ 20.00	\$ 20,200.00
10	Sidewalk	489	SY	\$ 50.00	\$ 24,450.00
11	Striping	350	LF	\$ 5.00	\$ 1,750.00
12	36" RCP	200	LF	\$ 153.00	\$ 30,600.00
13	4-36" Headwall	2	EA	\$ 12,000.00	\$ 24,000.00
14	8x5 Box Culvert	300	LF	\$ 500.00	\$ 150,000.00
15	6-8x5 Headwall	2	EA	\$ 25,000.00	\$ 50,000.00
16	Concrete Abutment	390	CY	\$ 1,000.00	\$ 390,000.00
17	Concrete Cap	195	CY	\$ 1,100.00	\$ 214,500.00
18	Concrete Column	350	CY	\$ 1,100.00	\$ 385,000.00
19	Reinforced Concrete Slab	2360	SY	\$ 190.00	\$ 448,400.00
20	Approach Slab	580	CY	\$ 400.00	\$ 232,000.00
21	Prestressed Concrete Girder	3730	LF	\$ 180.00	\$ 671,400.00
22	Concrete Rip Rap	130	CY	\$ 435.00	\$ 56,550.00
23	Rail Decorative Historic	880	LF	\$ 100.00	\$ 88,000.00
24	Sealed Expansion Joint	580	LF	\$ 100.00	\$ 58,000.00
25	Relocate wastewater lines	650	LF	\$ 80.00	\$ 52,000.00
26	Attach WW lines to bridge structure	240	LF	\$ 100.00	\$ 24,000.00
25	Sub-Total				\$ 3,233,450.00
26	Engineering	15	%	\$ 32,334.50	\$ 485,017.50
27	Total				\$ 3,718,467.50



CDBG-MIT: Budget Justification of Retail Costs (Former Table 2)

Cost Verification Controls must be in place to assure that construction costs are reasonable and consistent with market costs at the time and place of construction.

Applicant/Subrecipient:	City of Gonzales					
Site/Activity Title:	Tinsley Creek Flood Mitigation Project					
Eligible Activity:	Mitigate Riverine Flooding					
Materials/Facilities/Services	\$/Unit	Unit	Quantity	Construction	Acquisition	Total
Mobilization	\$ 150,000.00	LS	1	\$ 150,000.00	\$ -	\$ 150,000.00
Erosion/Sedimentation Controls	\$ 7,500.00	LS	1	\$ 7,500.00	\$ -	\$ 7,500.00
Traffic Control	\$ 1,500.00	EA	12	\$ 18,000.00		\$ 18,000.00
Excavation/Embankment	\$ 12.00	CY	3000	\$ 36,000.00	\$ -	\$ 36,000.00
Demolition	\$ 5.00	SY	3000	\$ 15,000.00	\$ -	\$ 15,000.00
Subgrade Preparation	\$ 5.00	SY	2100	\$ 10,500.00	\$ -	\$ 10,500.00
12" Limestone Base	\$ 18.00	SY	2100	\$ 37,800.00	\$ -	\$ 37,800.00
2.5" HMA	\$ 18.00	SY	2100	\$ 37,800.00	\$ -	\$ 37,800.00
Curb and Gutter	\$ 20.00	LF	1010	\$ 20,200.00	\$ -	\$ 20,200.00
Sidewalk	\$ 50.00	SY	489	\$ 24,450.00	\$ -	\$ 24,450.00
Striping	\$ 5.00	LF	350	\$ 1,750.00	\$ -	\$ 1,750.00
36" RCP	\$ 153.00	LF	200	\$ 30,600.00	\$ -	\$ 30,600.00
4- 36" Headwall	\$ 12,000.00	EA	2	\$ 24,000.00	\$ -	\$ 24,000.00
8x5 Box Culvert	\$ 500.00	LF	300	\$ 150,000.00	\$ -	\$ 150,000.00
6 8x5 Headwall	\$ 25,000.00	EA	2	\$ 50,000.00	\$ -	\$ 50,000.00
Concrete Abutment	\$ 1,000.00	CY	390	\$ 390,000.00	\$ -	\$ 390,000.00
Concrete Cap	\$ 1,100.00	CY	195	\$ 214,500.00	\$ -	\$ 214,500.00
Concrete Column	\$ 1,100.00	CY	350	\$ 385,000.00	\$ -	\$ 385,000.00
Reinforced Concrete Slab	\$ 190.00	SY	2360	\$ 448,400.00	\$ -	\$ 448,400.00
Approach Slab	\$ 400.00	CY	580	\$ 232,000.00	\$ -	\$ 232,000.00
Prestressed Concrete Girder	\$ 180.00	LF	3730	\$ 671,400.00		\$ 671,400.00
Concrete Rip Rap	\$ 435.00	CY	130	\$ 56,550.00		\$ 56,550.00
Rail Decorative Historic	\$ 100.00	LF	880	\$ 88,000.00		\$ 88,000.00
Sealed Expansion Joint	\$ 100.00	LF	580	\$ 58,000.00		\$ 58,000.00
Relocate Wastewater Lines	\$ 80.00	LF	650	\$ 52,000.00		\$ 52,000.00
Attach WW Lines to Bridge Structure	\$ 100.00	LF	240	\$ 24,000.00		\$ 24,000.00
Subtotal				\$ 3,233,450.00		
Engineering	\$ -			\$ 485,017.00	\$ -	\$ 485,017.00
Grant Administration				\$ 30,000.00		\$ 30,000.00
Environmental				\$ 30,000.00		\$ 30,000.00
TOTAL	\$ 201,571.00			\$ 3,778,467.00	\$ -	\$ 3,778,467.00

1. Identify and explain the annual projected operation and maintenance costs associated with the proposed activities.

2. Identify and explain any special engineering activities.

Date:

Phone Number:

Signature of Registered Engineer/Architect Responsible
For Budget Justification:

Seal

CITY OF GONZALES
CAPITAL IMPROVEMENT PLAN
OCTOBER 2019

Project	Description	Fiscal Year 2020/2021	Fiscal Year 2021/2022	Fiscal Year 2022/2023	Fiscal Year 2023/2024	Fiscal Year 2024/2025	Total Five Years	Future
		Proposed	Proposed	Proposed	Proposed	Proposed	Proposed	
WATER								
Create Dual Pressure Planes - Booster Station	The City currently operates under one Pressure Plane. Many of the northern areas of town including the Industrial Park often experience low water pressure. To correct this situation an additional pressure plane needs to be added to the water system.							\$ 720,000.00
Create Dual Pressure Planes - Fill Line								\$ 765,000.00
Create Dual Pressure Planes - Elevated Storage Tank								\$ 1,800,000.00
Create Dual Pressure Planes - Valves and PRV's								\$ 115,000.00
Rehabilitate Existing Ground Storage Tank #1	Perform Rehabilitation	CO \$ 721,000.00						
Sarah DeWitt - 2500 LF - 8" Waterline	This waterline runs from Church to Robertson and needs to be replaced. Contracted out.	\$ 260,000.00						
Gardien Street - 630 - 6" waterline extension	This waterline will run from Ponton Street to Patrick Street. In-House	\$ 19,000.00						
St. Joseph Street Water Line	Replace 8" Water line in St. Joseph Street from Cone Street to Carroll Street	CO \$ 300,000.00						
College Street 500 LF 6"/St. Matthew 400LF 2" St. Michael 400LF 2"					\$ 152,880.00			
Main and 2nd Streets - 6" waterline	This waterline will replace the existing 2" line				\$ 41,184.00			
St. Lawrence Street - 1800 LF 8" waterline replacement	This line will replace existing 6" and 8" waterlines with new 8" waterline College to Church Street	CO \$ 200,000.00						
St. Lawrence Street - 1800 LF 8" waterline replacement	This line will replace existing 6" and 8" waterlines with new 8" waterline Church Street to Hopkins	CO \$ 200,000.00						
St. Lawrence Street - 1800 LF 8" waterline replacement	This line will replace existing 6" and 8" waterlines with new 8" waterline Hopkins to Fair	CO \$ 200,000.00						
Water Street Water Line - 1000 LF - 8" waterline extension	This waterline is needed to complete a loop on the west side of US 183 to support new hotel developments in the area.				\$ 85,000.00			
Walker Street (North) - 2600 LF - 8" waterline extension	This waterline would be to supply water to new development in the area adjacent to the unopened portion of Walker Street north of Spur 131							\$ 224,140.80
Seydler Street (North) - 3800 LF - 8" waterline extension	This waterline would be to supply water to new development in the area adjacent to the portion of Seydler Street north of Sarah DeWitt.							\$ 426,004.80
St. Peter - St. Vincent to St. Matthew	Replace 4" CI pipe with new 6" PVC		\$ 89,500.00					
600-700 Block of St. James	This waterline will replace existing cast iron with new 8" PVC	\$ 19,800.00						
700 Block of Hoskins - St. Andrew to Cuero Street	Replace 2" waterline with 6"	\$ 19,000.00						
Kelly Loop Water Line - 9500 LF - 12" waterline extension	This waterline is needed to provide additional water volume to areas east of Gonzales along US 90A, and to support new development in the area.							\$ 426,004.80
Walker Street (South) - 2000 LF - 8" waterline extension	This waterline would be to supply water to new development in the area adjacent to the unopened portion of Walker St. North of St. Andrew St.							\$ 224,140.80
Water Plant to St James Street 12" waterline replacement	This waterline will replace aging 12" line with a new 12" PVC C900 DR 14 waterline. The line will extend from the Water plant along St John to St. Louis and then along St. Louis Street to St. James Street.		\$ 216,500.00					
St. Louis Street from Bright Street to McClure Street - 8" waterline replacement	8" waterline replacement along St. Louis Street from Bright Street to McClure Street-This project will replace old existing 2" CI water line with a new 8" PVC C900 DR 14 waterline. This will connect to an existing 6" line at Bright Street and will terminate at a connection to a 6" line at McClure Street. Fire hydrants will be added and water services and connections to smaller lines in side streets will be connected.			\$ 250,000.00				
Purchase of Acid Pump for Highway 97 Well	This pump will rotate with other pumps and increase life on pump and tubes.	\$ 2,500.00						
Purchase of split case high service pump	This pump is responsible for pumping water from water plant to storage tanks in town. The one currently in place is over 30 years old.	\$ 13,000.00						
Purchase of Crew Cab truck		\$ 5,493.00	\$ 32,000.00		\$ 32,000.00			
Purchase of Utility Trailer for Mini Excavator		\$ 10,400.00						
Purchase of Lawnmower		\$ 7,645.00						
Purchase of electric chain hoist for chlorine cylinders		\$ 6,400.00						
Purchase of 8" meter for JB Wells		\$ 105,000.00						
Purchase of a Backhoe		\$ 5,688.00						
Replacement of fence around water plant								
WATER TOTAL		\$ 2,094,926.00	\$ 338,000.00	\$ 250,000.00	\$ 311,064.00	\$ -	\$ 2,993,990.00	

Project	Description		Fiscal Year 2020/2021	Fiscal Year 2021/2022	Fiscal Year 2022/2023	Fiscal Year 2023/2024	Fiscal Year 2024/2025	Total Five Years
			Proposed	Proposed	Proposed	Proposed	Proposed	Proposed
WASTEWATER								
Replace UV System at WW Treatment Plant	UV System needs to be replaced		\$ 228,700.00					
St. Peter Street - 400 LF - 8" wastewater line replacement	This is an old wastewater line in need of replacement - 400 Block	CO	\$ 71,000.00					
College Street - Lawrence to Cuero	This is an old wastewater line in need of replacement This is part of the Grant Project	CO	\$ 77,000.00					
Church Street - 130 feet South of Fischer	This is an old wastewater line in need of replacement This is part of the Grant Project	CO	\$ 26,000.00					
Benton Street - 400 LF - 8" replacement	This is an old wastewater line in need of replacement	CO	\$ 68,000.00					
Hamilton Street - 380 LF - 8" replacement	This is an old wastewater line in need of replacement	CO	\$ 62,000.00					
St. Lawrence Street wastewater replacement	This project will replace old 4", 6", and 8" lines from College to Church St.	CO	\$ 215,000.00					
St. Lawrence Street wastewater replacement	This project will replace old 6" wastewater lines with new 8" lines from St. Paul to College Street	CO	\$ 186,000.00					
St. Lawrence Street wastewater replacement	This project will replace old 4", 6", 8" and 12" wastewater lines with new 525 Lf, 6", 3200 LF 8", and 620 LF 12" wastewater line Church to Fair Street	CO	\$ 429,000.00					
St. Francis Street, Cuero Street, Fischer Street - 15" replacement	This is an old wastewater line damaged due to high sustained flows during Hurricane Harvey and needs to be replaced. (This has been approved for a Grant, construction to start 2020-2021)		\$ 758,739.00					
Walker Street (North) -2000 LF - 8" wastewater line	This wastewater line would be to provide wastewater service to new development in the area adjacent to the unopened portion of Walker Street north of Spur 131.							
Walker Street (South)- Extend 8" wastewater line	This wastewater line would be to provide wastewater service to new development in the area adjacent to the unopened portion of Walker Street north of St. Andrew							
Seydler Street (North) - 800 LF 8" wastewater Line	This wastewater line would be to provide service to new development in the area adjacent to the portion of Seydler Street north of Sarah DeWitt.				\$ 88,000.00			
Klein Street - 2600 LF 8" wastewater line	This line runs from St. Andrew to Dallas		\$ 74,000.00	\$ 300,000.00				
St. Francis Street from St. Joseph to St. James 12" wastewater line	This wastewater line would replace old deteriorating 12" clay pipe with new 12" PVC ASTM D3034S SDR 26 pipe. 12" wastewater line replacement within St. Francis Street from St. Joseph Street to St. James Street and within St. James Street from St. Francis Street to St. George.			\$ 125,000.00				
St. George St to St. Matthew St replace 6" with new 8" PVC	This is 8" and 12" wastewater line replacement along St. James - St. George to St. Matthew, along St. Matthew -St. James to St. Paul, along St. Paul - St. Matthew to St. Michael, along St. Michael -St. Paul to Darst, along Darst - St. Michael to St. Vincent. This project will replace old 6" wastewater line from St. George to St. Matthew with a new 8" PVC ASTM D3034 SDR 26 and will replace the existing old 12" wastewater line with new 12" PVC ASTM D3034 SDR 26						\$ 925,000.00	
Purchase of Lawnmower					\$ 10,800.00			
Purchase of VFD for wastewater plant main lift station			\$ 5,100.00					
Purchase of pump for Water Street lift station			\$ 6,200.00					
Reconditioning of Klampress Type 85 Size 3				\$ 205,463.00				
WASTEWATER TOTAL			\$ 2,206,739.00	\$ 630,463.00	\$ 98,800.00	\$ -	\$ 925,000.00	\$ 3,861,002.00

Future

\$ 200,000.00

\$ 60,475.00

Project	Description		Fiscal Year 2020/2021	Fiscal Year 2021/2022	Fiscal Year 2022/2023	Fiscal Year 2023/2024	Fiscal Year 2024/2025	Total Five Years	Future
			Proposed	Proposed	Proposed	Proposed	Proposed	Proposed	
STREETS AND DRAINAGE									
Oakland Street - FM 794 to College Street	Improvements are reclaiming and cement stabilizing all of the existing streets to improve pavement performance, repair failing pavement. Regrading the streets, reconstructing curb & gutter and resurfacing.	CO	\$ 238,000.00						
Ridgemont Street - FM 794 to College Street		CO	\$ 287,000.00						
St. Michael Street, St. Matthew Street, Smith St., Darst St., Rather Street, Ponton Street, Summit Drive, Neuman St. Holmes Street, Knight Street, Hickston Street	These street improvements include reclaiming and cement stabilizing portions of the existing street to improve pavement performance and to repair failing pavement. Resurface with one and two course chip seal.			\$ 100,000.00					
Church Street - St. Lawrence to St. Andrew	Reclaim with Two Course Surface Treatment	CO	\$ 112,300.00						
Main Street, Ainsworth Street, Morey Street, Morey Street, South Street, Pecan Street Crawford Street, Harborth Street, Theo Street West of Water Street	These street improvements include reclaiming and cement stabilizing portions of the existing street to improve pavement performance and to repair failing pavement. Resurface with one and two course chip seal.			\$ 80,000.00					
Dunning Street, Qualls Street, Holmes Street, Knight Street, Hickston Street between Water Street and St. Joseph Street	These street improvements include reclaiming and cement stabilizing portions of the existing street to improve pavement performance and to repair failing pavement. Resurface with one and two course chip seal.			\$ 70,000.00					
St. Lawrence Street - Hamilton to Smith St. Lawrence Street - James to Hamilton St. Lawrence Street - Smith to Hopkins St. Lawrence Street - Hopkins to Fair	These street improvements include reclaiming and cement stabilizing portions of the existing street to improve pavement performance and to repair failing pavement. Replacing curb & gutter as needed. It also includes regrading portions of the street and resurfacing the entire street with 2" HMA from Hamilton to Fair		\$ 365,000.00	\$ 365,000.00	\$ 365,000.00				
Seydler Street - Fair Street to Sarah DeWitt (Waelder Road portion)	These street improvements include reclaiming and cement stabilizing parts of existing street to improve pavement performance and repair failing pavement.	CO	\$ 295,000.00						
Seydler Street - North of Sarah DeWitt	Reclaim and cement stabilize proportions of street and resurface with HMA								\$ 94,700.00
St. Peter 100, 200 and 300 blocks	Reconstruct Pavement and Curb & Gutter				\$ 223,723.00				
Walker Street (North) from Spur 131 to 1200 feet North	These projects are for construction of new collector streets adjacent to vacant land in support of new development in the area.								\$ 318,780.00
Drainage Improvements St. Francis Street - St. Joseph to St. James	This project includes replacing and installing storm sewer in St. Francis Street - St. Joseph to St. James, and in St. James- St. Francis to St. George.								\$ 187,737.00
Drainage Improvements St. James Street - St. Lawrence to St. George	This project includes replacing and installing storm sewer in St. James Street from St. Lawrence to St. George.								\$ 100,217.00
Drainage Improvements to St. Paul Street	This project includes replacing and installing storm sewer in St. Paul Street from St. Lawrence to St. Francis.					\$ 242,320.00			
Tinsley Creek Culverts and Bridge Crossings	Replacement of culvert and bridge crossings -This project would replace the culverts along Tinsley Creek at St. Vincent Street, St. Michael, St. Matthew, St. Louis, St. Lawrence and St. Andrew with bridges to span the creek to increase flow capacity and reduce clogging potential.						\$ 3,000,000.00		
St. Lawrence Street drainage culverts and new inlets	Replace drainage culverts at St. Lawrence West of St. Paul and install new inlets and storm sewer in St. Lawrence from St. Joseph to culverts.					\$ 135,000.00			
Stieren Road Culvert replacement	Replace culverts at Stieren Road -This project will replace 2 collapsed 42" CMP Culverts with new 42" RCP Culverts with headwalls			\$ 30,000.00					
Purchase of Backhoe				\$ 75,000.00					
Purchase of the 8 yard tandem dump truck and 14 yard dual tandem dump truck				\$ 215,000.00					
Purchase of a Crew Work truck				\$ 45,000.00					
STREET AND DRAINAGE TOTAL			\$ 1,297,300.00	\$ 980,000.00	\$ 588,723.00	\$ 742,320.00	\$ 3,000,000.00	\$ 6,608,343.00	

Project	Description	Fiscal Year 2020/2021	Fiscal Year 2021/2022	Fiscal Year 2022/2023	Fiscal Year 2023/2024	Fiscal Year 2024/2025	Total Five Years
		Proposed	Proposed	Proposed	Proposed	Proposed	Proposed
SIDEWALKS							
400 Block of St. James Street and Texas Heroes Square	These sidewalk projects are needed to improve pedestrian safety, to improve accessibility, and to improve the appearance of downtown.		\$ 532,503.00				
300 Block of St. Lawrence Street	These sidewalk projects are needed to improve pedestrian safety, to improve accessibility, and to improve the appearance of downtown.			\$ 278,000.00			
400 Block of St. Lawrence Street	These sidewalk projects are needed to improve pedestrian safety, to improve accessibility, and to improve the appearance of downtown.				\$ 224,923.00		
500 Block of St. Joseph Street	These sidewalk projects are needed to improve pedestrian safety, to improve accessibility, and to improve the appearance of downtown.					\$ 283,651.00	
600 Block of St. Joseph Street	These sidewalk projects are needed to improve pedestrian safety, to improve accessibility, and to improve the appearance of downtown.					\$ 464,722.00	
600 Block of St. Paul Street	These sidewalk projects are needed to improve pedestrian safety, to improve accessibility, and to improve the appearance of downtown.					\$ 493,447.00	
500 Block of St. Paul Street	These sidewalk projects are needed to improve pedestrian safety, to improve accessibility, and to improve the appearance of downtown.					\$ 322,300.00	
Church Street sidewalk	Install sidewalk on the East side of Church Street from St. Andrew to the existing sidewalk adjacent to Walmart					\$ 325,000.00	
400 Block of St. Francis	These sidewalk projects are needed to improve pedestrian safety, to improve accessibility, and to improve the appearance of downtown.					\$ 370,272.00	
SIDEWALK TOTALS		\$ -	\$ 532,503.00	\$ 278,000.00	\$ 224,923.00	\$ 2,259,392.00	\$ 3,294,818.00
STREET, DRAINAGE AND SIDEWALK TOTALS		\$ 1,297,300.00	\$ 1,512,503.00	\$ 866,723.00	\$ 967,243.00	\$ 5,259,392.00	\$ 9,903,161.00
ELECTRIC							
Replace Wiring and Pedestals at Texas Heros and Confederate Squares						\$ 100,000.00	
Replace primary conductor in Rivercrest	The replacement of this primary conductor will minimize outages and improve the distribution system.	\$ 100,000.00	\$ 500,000.00				
Replace underground electric at Park Place	The replacement of the underground electric at Park Place, estimated					\$ 600,000.00	
Replace Street Lights with LED Lights		\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	
Pole Upgrades		\$ 65,000.00	\$ 65,000.00	\$ 65,000.00	\$ 65,000.00	\$ 65,000.00	\$ 15,000.00
Transformers		\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00
Electric Meters		\$ 20,000.00	\$ 700,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	
Replacement of 3 phase breaker on GZ10 by HEB	Replacement of 3 phase breaker on GZ10 by HEB		\$ 25,000.00				
Purchase of extended reach forklift		\$ 102,000.00					
ELECTRIC TOTAL		\$ 327,000.00	\$ 1,330,000.00	\$ 125,000.00	\$ 125,000.00	\$ 825,000.00	\$ 2,732,000.00
PARKS & GOLF							
Purchase of Playscape for Brickyard		\$ 30,000.00					
Batting Cages for Little League Fields TBD					TBD		
Purchase of Crew Cab truck			\$ 32,000.00			\$ 32,000.00	
East Lions Park	Remove pea gravel and replace with ADA accessible surface			TBD			
Add Retaining Wall to #9 Tee Box			\$ 10,000.00				
Kerr Creek Park - Pavilion							\$ 100,000.00
Kerr Creek Park - Restrooms						\$ 75,000.00	
Purchase of 72" Zero Turn Mowers Parks		\$ 13,000.00			\$ 13,000.00		
Purchase of 72" Zero Turn Mowers Golf		\$ 13,000.00			\$ 13,000.00		
Irrigation System for Golf Course			\$ 70,000.00				
PARKS & GOLF TOTAL		\$ 56,000.00	\$ 112,000.00	\$ -	\$ 26,000.00	\$ 107,000.00	\$ 301,000.00

Future

\$ 15,000.00

\$ 25,000.00

\$ 40,000.00

\$ 100,000.00

Future

Project	Description	Fiscal Year 2020/2021	Fiscal Year 2021/2022	Fiscal Year 2022/2023	Fiscal Year 2023/2024	Fiscal Year 2024/2025	Total Five Years
		Proposed	Proposed	Proposed	Proposed	Proposed	Proposed
J.B. WELLS							
Play Scape				\$ 25,000.00			
Replace RV Hook ups that were removed for Expo	Install new hook ups around Expo Parking area		\$ 25,000.00				
Outdoor Arena -	Covered Livestock Pens at south end of the arena and extend the north side of arena with holding pens in order to have better jackpots with working pens				\$ 900,000.00		
Add Seating on east side of Arena	Add seating with catwalk from one side to the other						
Convert Tent Pads to Permanent Stall Barns	This will eliminate the need to rent stalls and tents					\$ 1,040,000.00	
New Sound System for Arena		\$ 40,000.00					
Install lights at soccer fields at JB Wells	Installing lights at the soccer fields at JB Wells, 4 fields		\$ 200,000.00	\$ 200,000.00	\$ 200,000.00	\$ 400,000.00	
Purchase of Kiser Arena Drag			\$ 12,000.00				
Purchase of 15 foot shredder				\$ 18,000.00			
Purchase of Truck			\$ 35,000.00				
Purchase of 72 inch diesel mower				\$ 16,100.00			
J.B WELLS TOTAL		\$ 40,000.00	\$ 272,000.00	\$ 259,100.00	\$ 1,100,000.00	\$ 1,440,000.00	\$ 3,111,100.00
AIRPORT							
Rehabilitate Runway	Budget item is City's 10% portion of the Improvements			\$ 16,500.00			
Rehabilitate Taxiway	Budget item is City's 10% portion of the Improvements		\$ 2,000.00				
Replace MIREL & Regulators	Budget item is City's 10% portion of the Improvements			\$ 8,500.00	\$ 27,500.00		
Rehabilitate Apron	Budget item is City's 10% portion of the Improvements						
Extending the Runway 4,000-5,000 feet TBD						TBD	
AIRPORT TOTAL		\$ -	\$ 2,000.00	\$ 25,000.00	\$ 27,500.00	\$ -	\$ 54,500.00
CEMETERY							
Curbing			\$ 35,000.00				
CEMETERY TOTAL		\$ -	\$ 35,000.00	\$ -	\$ -	\$ -	\$ 35,000.00
MUSEUM							
Reflection Pond Repair & installation of Filtration System		\$ 40,000.00					
MUSEUM TOTAL		\$ 40,000.00	\$ -	\$ -	\$ -	\$ -	\$ 40,000.00
NON-DEPARTMENT							
Replacement of Victoria College Roof				\$ 140,000.00			
Additional Parking Downtown - TBD			\$ 235,000.00				
NON-DEPARTMENT TOTAL		\$ -	\$ 235,000.00	\$ 140,000.00	\$ -	\$ -	\$ 375,000.00
MAIN STREET & TOURISM							
Purchase of Way Finding Signs			\$ 10,000.00				
MAIN STREET & TOURISM TOTAL		\$ -	\$ 10,000.00	\$ -	\$ -	\$ -	\$ 10,000.00

Project	Description	Fiscal Year 2020/2021	Fiscal Year 2021/2022	Fiscal Year 2022/2023	Fiscal Year 2023/2024	Fiscal Year 2024/2025	Total Five Years
		Proposed	Proposed	Proposed	Proposed	Proposed	Proposed
FIRE							
Purchase of SCBA's			\$ 30,000.00	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00	
Purchase of rescue tools and Extractor		\$ 34,626.00					
Purchase of Radio Equipment		\$ 21,500.00					
Renovations to Fire Station		\$ 10,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00		
Building of new Fire Station						\$ 2,000,000.00	
Purchase of Ladder Truck						\$ 1,250,000.00	
Purchase of Command Truck with equipment						\$ 100,000.00	
FIRE TOTAL		\$ 66,126.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 3,380,000.00	\$ 3,596,126.00
POLICE							
3 Steel frame carports with gutters			\$ 46,200.00				
Purchase of vehicles		\$ 112,380.00	\$ 112,380.00	\$ 112,380.00	\$ 112,380.00	\$ 112,380.00	
Purchase of Tasers		\$ 31,080.00					
Purchase of Data Card -Card Printer		\$ 7,375.00					
Purchase of Radio Repeater			\$ 60,000.00				
Pave the parking lot at the Police Department				\$ 50,000.00			
POLICE TOTAL		\$ 150,835.00	\$ 218,580.00	\$ 162,380.00	\$ 112,380.00	\$ 112,380.00	\$ 756,555.00
CODE ENFORCEMENT AND BUILDING MAINTENANCE							
Purchase of Crew Cab trucks	Trucks for Code Enforcement and Building Maintenance in 2021-2022 Budget and different one in Building Maintenance in the 2023-2024 Budget.		\$ 50,000.00		\$ 30,000.00		
Purchase of Mule	One for Building Maintenance and one for Code Enforcement		\$ 20,000.00				
CODE ENFORCEMENT AND BUILDING MAINTENANCE TOTAL		\$ -	\$ 70,000.00	\$ -	\$ 30,000.00	\$ -	\$ 100,000.00
SOLID WASTE DEPARTMENT							
Purchase of 14' dump bed, truck and chassis		\$ 86,652.00					
Purchase of Bandit 21XP wood chipper or smaller					\$ 120,000.00		
Purchase of Grapple Attachment		\$ 6,500.00					
SOLID WASTE TOTAL		\$ 93,152.00	\$ -	\$ -	\$ 120,000.00	\$ -	\$ 213,152.00
REVENUE COLLECTIONS							
REVENUE COLLECTION TOTAL		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
LIBRARY							
Purchase of new computers		\$ 3,300.00	\$ 3,300.00	\$ 3,300.00	\$ 3,300.00	\$ 3,300.00	
LIBRARY TOTAL		\$ 3,300.00	\$ 3,300.00	\$ 3,300.00	\$ 3,300.00	\$ 3,300.00	\$ 16,500.00
TOTAL ALL DEPARTMENTS		\$ 6,375,378.00	\$ 4,818,846.00	\$ 1,980,303.00	\$ 2,872,487.00	\$ 12,052,072.00	\$ 28,099,086.00

Future

\$ 5,842,200.20

GEOID	geoname	Stusab	Countynam	State	County	Tract	Blckgrp	Low	Lowmod	Lowmodun	Lowmod_p
15000US481770003001	Block Group 1, Census Tract 3, Gonz	TX	Gonzales	C 48	177	000300	1	740	750	1035	0.7246
15000US481770003004	Block Group 4, Census Tract 3, Gonz	TX	Gonzales	C 48	177	000300	4	230	275	560	0.4911
15000US481770004001	Block Group 1, Census Tract 4, Gonz	TX	Gonzales	C 48	177	000400	1	305	590	1240	0.4758
15000US481770004002	Block Group 2, Census Tract 4, Gonz	TX	Gonzales	C 48	177	000400	2	330	420	765	0.549
								1605	2035	3600	0.57

ct

TxCDBG RACE AND ETHNICITY / GENDER CALCULATOR

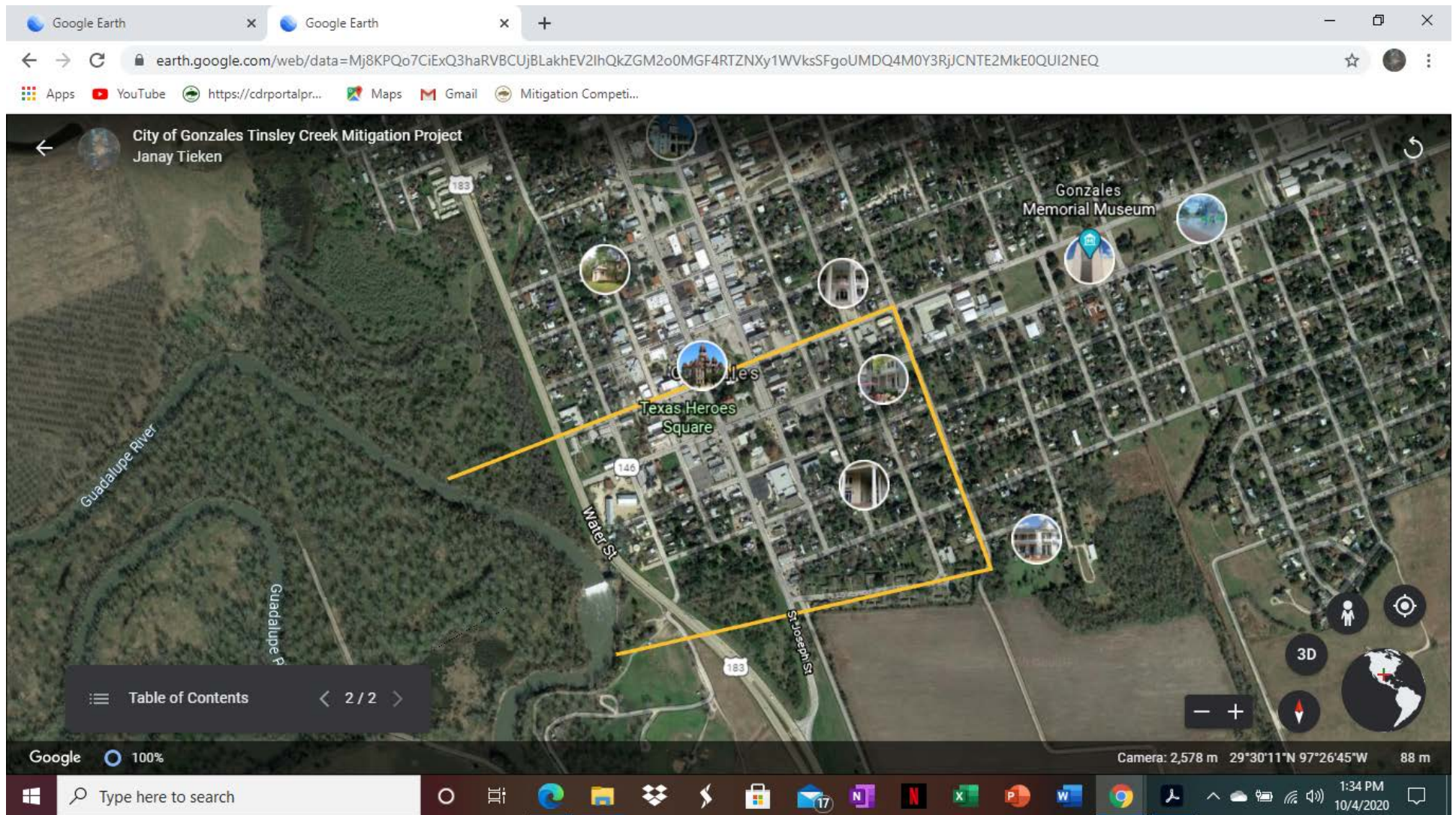
INSTRUCTIONS AND DATA SOURCE

Data Source: Most Recent ACS 5-year Est. - Table DP05

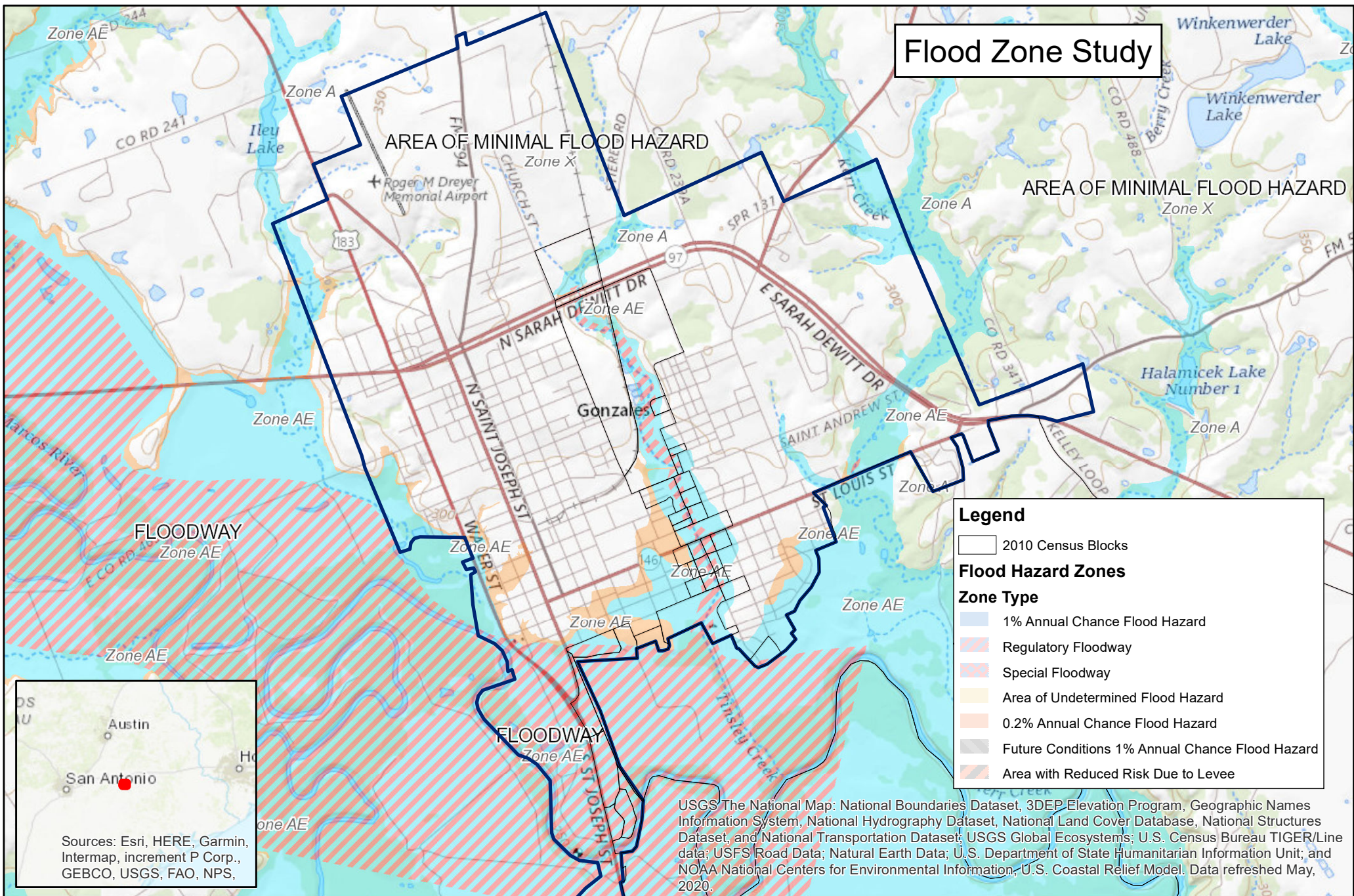
City Applicants: Enter city-wide data as reflected on Table DP05

County Applicants: Enter census tract data as reflected on Table DP05

APPLICANT:		City of Gonzales	
Sex and Age		ENTER DP05 DATA HERE	
Male:		3486	
Female:		4010	
One Race			
White:		4100	
Black or African American:		814	
American Indian and Alaska Native:		21	
Asian:		0	
Native Hawaiian and Other Pacific Islander:		0	
Some Other Race:		2442	
Two or more races:		119	
-White and Black or African American:		0	
-White and American Indian and Alaska Native:		26	
-White and Asian:		0	
-Black or African American and American Indian and Alaska Native:		0	
Hispanic or Latino and Race			
Hispanic or Latino (of any race):		4034	
Not Hispanic or Latino:		3462	
-White alone:		2608	
-Black or African American alone:		814	
-American Indian and Alaska Native alone:		14	
-Asian alone:		0	
-Native Hawaiian and Other Pacific Islander alone:		0	
-Some other race alone:			
-Two or more races:		26	
Enter Number of Project Beneficiaries:		3600	
Gender of Project Beneficiaries			
Male		1674	
Female		1926	
Race and Ethnicity of Project Beneficiaries		Hispanic	Non-Hispanic
White		716	1252
Black/African American		0	391
American Indian/Alaska Native		3	7
Asian		0	0
Native Hawaiian/Other Pacific Islander		0	0
Some Other Race		1173	0
White and Black/African American		0	0
White and American Indian/Alaska Native		10	3
White and Asian		0	0
Black/African American and American Indian/Alaska Native		0	0
Other multi racial		35	10
Total:		3600	



Flood Zone Study



City of Gonzales Project Location Flood Zone Study

Date: 9/29/2020

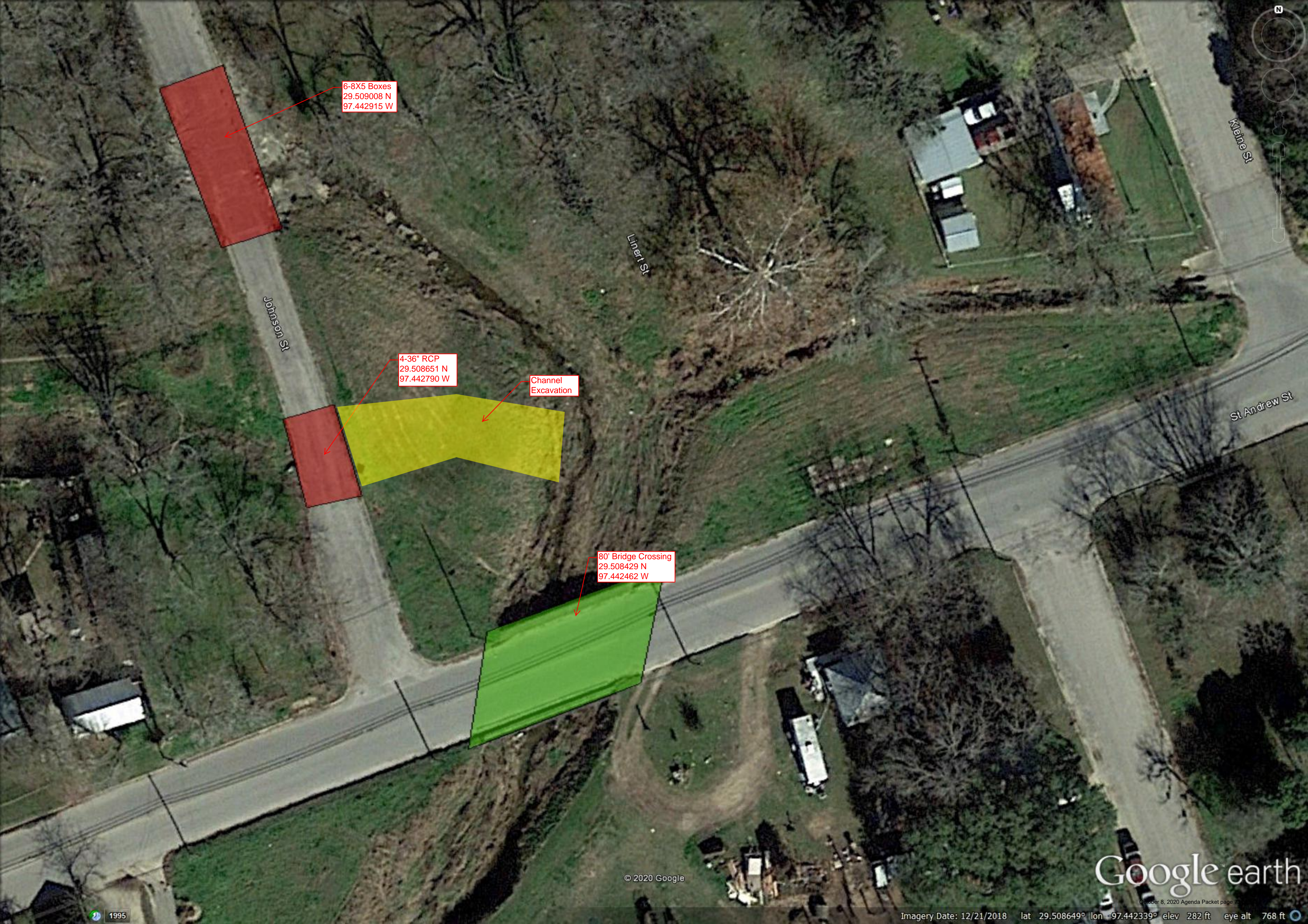
0 0.3 0.6 1.2 Miles

1 inch = 2,916.67 feet



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940.391.9363



6-8X5 Boxes
29.509008 N
97.442915 W

4-36" RCP
29.508651 N
97.442790 W

Channel
Excavation

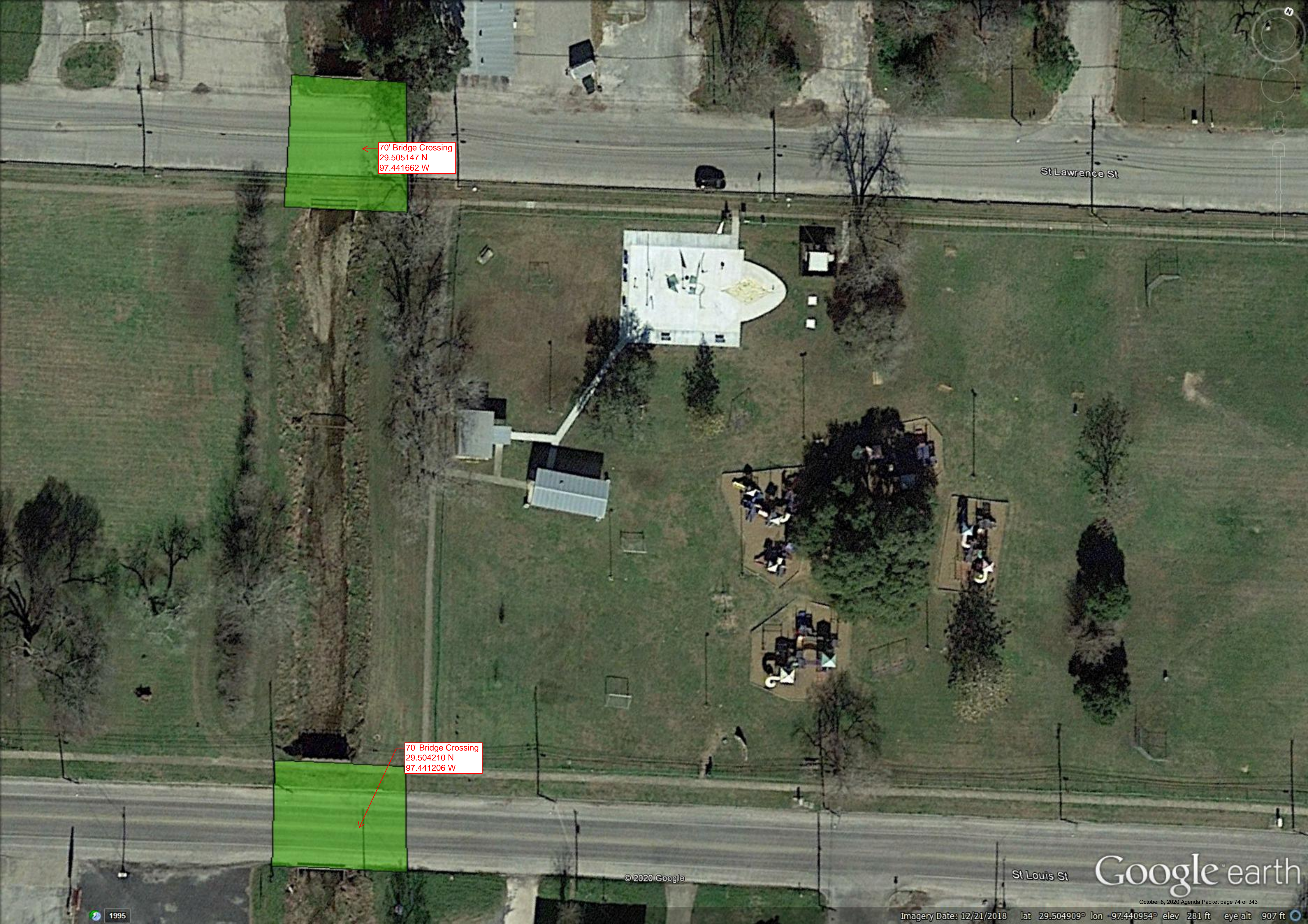
80' Bridge Crossing
29.508429 N
97.442462 W

Liner St

Johnson St

Kleine St

St Andrew St



70' Bridge Crossing
29.505147 N
97.441662 W

70' Bridge Crossing
29.504210 N
97.441206 W

St Lawrence St

St Louis St

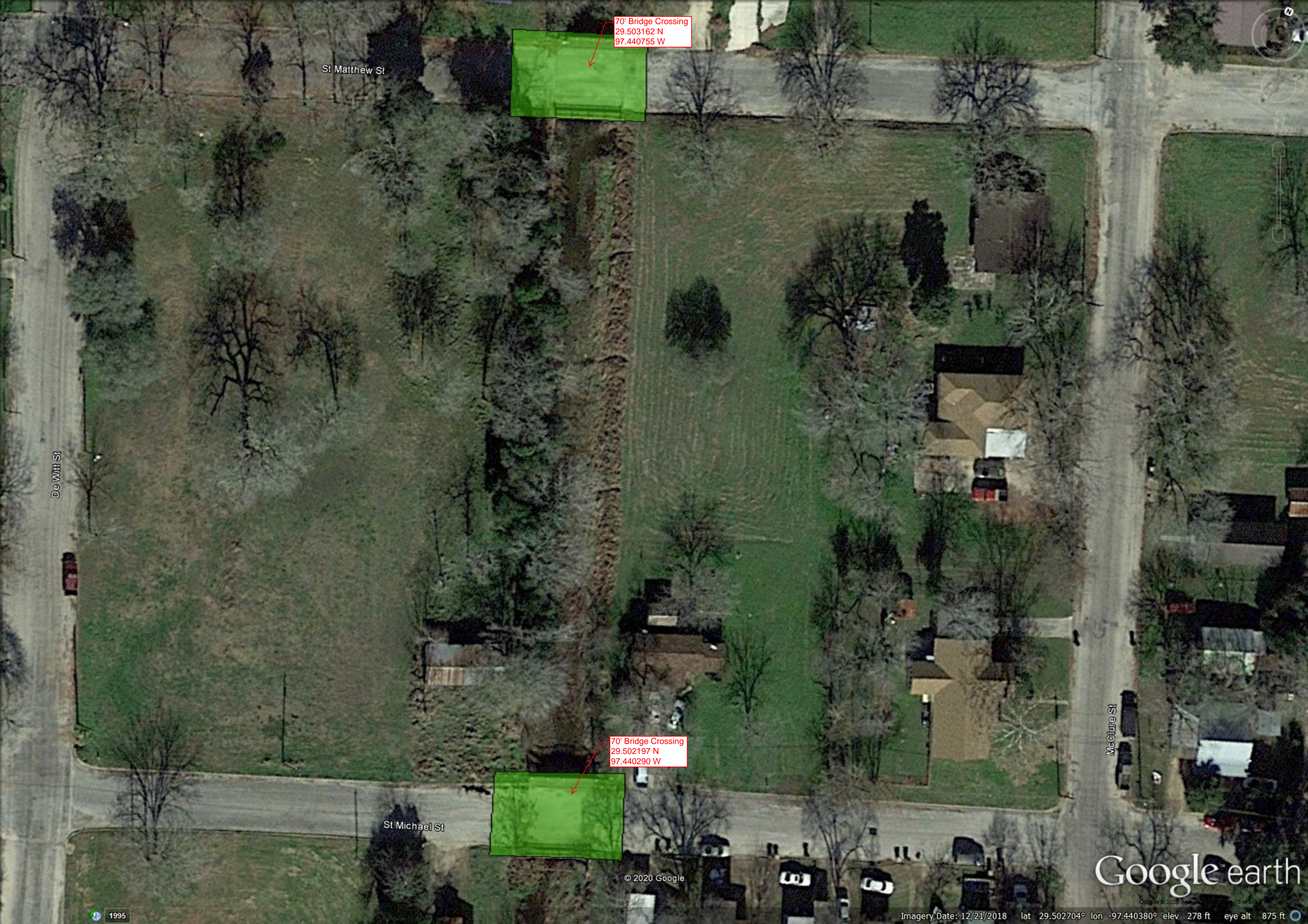
Google earth

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1995

Imagery Date: 12/21/2018 lat 29.504909° lon -97.440954° elev 281 ft eye alt 907 ft



70' Bridge Crossing
29.503162 N
97.440755 W

St Matthew St

De Witt St

McClure St

St Michael St

70' Bridge Crossing
29.502197 N
97.440290 W

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Google earth

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1995

Imagery Date: 12/21/2018 lat 29.502704° lon -97.440380° elev 278 ft eye alt 875 ft



80' Bridge Crossing
29.50116 N
97.439875 W

St Vincent St

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Google earth

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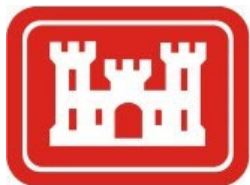
1995

Imagery Date: 12/21/2018 lat 29.501152° lon -97.439814° elev 277 ft eye alt 817 ft

Lower Guadalupe Feasibility Study (Guadalupe and Blanco Rivers), TX

Integrated Draft Feasibility Report and Environmental Impact Assessment

December 2019



**US Army Corps
of Engineers®**
Fort Worth District

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EXECUTIVE SUMMARY

Lower Guadalupe River Flood Risk Management Study Feasibility Closeout Report

Study Information

This report documents the results of a feasibility study conducted as an interim response to the Guadalupe and San Antonio Rivers and Tributaries, Texas, resolution adopted by the Committee on Transportation and Infrastructure, U.S. House of Representatives, in House Resolution docket 2547 dated 11 March 1998.

The purpose of the study was to determine how to effectively address the flood risk in the Lower Guadalupe Blanco River Basin. The study used previous reports completed by Halff and Associates at the request of the Guadalupe-Blanco River Authority (GBRA), the non-Federal Sponsor (NFS). Those Halff studies identified 11 damage centers, and potential solutions to the 4 damage centers with the greatest flood risk.

Problems and Opportunities

The identified problems in the study area are:

1. Periodic flash flooding poses a risk to human health and safety, especially on the uncontrolled Blanco and San Marcos Rivers
2. Routine flooding damages buildings, property, and infrastructure

The identified opportunities in the study area are:

1. Increase flood risk awareness
2. Improve local planning regarding future development

Objectives, Constraints, and Planning Criteria

The study specific objectives for the study from the year 2028 to 2078 for the focused damage centers of Lower Guadalupe River Basin are:

1. Reduce flood risks to human health and safety
2. Reduce flood damages to buildings, and property

The study specific constraints are:

1. Minimize impacts to the recharge of the Edwards Aquifer and coordinate any impacts with the Texas Commission on Environmental Quality (TCEQ)
2. Avoid reducing flows from the aquifer, altering cave systems, or decreasing surface water quality at the Edwards Aquifer-fed Comal and San Marcos Springs
3. Minimize impacts to Nesting Habitat for the endangered Golden Cheeked Warbler
4. Minimize negative impacts to cultural resources

The planning criteria used for decisions was based on how well an alternative plan 1) accounts for all the required work in order to meet project objectives and projected benefits (Completeness); 2) achieves the planning objectives (Effectiveness); 3) complies with laws, regulation, and public policy (Acceptability); and 4) achieves the planning objectives in relation to costs (Efficiency).

Effectiveness measured reduced risk to human health and safety and reduced flood damages. Reduced risk was measured by the number of structures no longer at risk of the 0.01 Annual Exceedance Probability (AEP) floodplain. Flood damages reduced were determined by the reduction in expected annual damages.

Considered Solutions

Structural measures were considered, evaluated, and screened as part of the planning process. The measures, a description, and screening are shown in Table ES-1.

Table ES-1: Structural Measures Considered and Screening

Measure	Description	Screening
Detention Basin	6 ft thick Roller Compacted Concrete layer covering compacted earth	The PDT determined that this management measure should be retained for further plan formulation as they have a large regional impact by reducing flood risk.
Channelization	Excavation of channel to increase depth/width	This measure was kept for further evaluation as the PDT determined that channelization would be able to address flood risk in the immediate vicinity.
Floodwalls	No higher than 6 feet above grade. These measures can be placed around a single structure or a small group of structures.	Preliminary economic numbers determined that floodwalls are not economically justified and were removed from further consideration.
Levees/Berms	Berms would be constructed of compacted earthen fill with a 10 foot wide top and 0-4 feet above the surrounding terrain. Side slopes would be protected with turf matting or other suitable materials.	This measure was removed from further consideration as a stand-alone measure due to real estate costs and hydraulic considerations. A smaller feature remained possible if combined with channelization and was kept for further evaluation.

Non-structural measures were considered, evaluated, and screened as part of the planning process. The measures, a description, and screening are shown in Table ES-2.

Table ES-2: Non-Structural Measures Considered and Screening

Measure	Description	Screening
Wet Floodproofing	This technique consists of reconfiguring a structure to not be damaged by flood waters.	This measure is generally not applicable to large flood depths and high velocity flows and so was removed from further consideration. Further it is applied to basements.
Dry Floodproofing	This technique consists of waterproofing the structure.	This measure was removed from further consideration because dry floodproofing is not suitable for anticipated depth of flooding
Structure Elevation	This technique lifts an existing structure to an elevation which is at least equal to or greater than the 1 percent annual chance flood elevation.	This measure was removed from further consideration as the structures best suited for elevation that were damaged in the recent flooding either were not rebuilt or raised by the owner
Acquisition	This technique consists of buying the structure and the land. The structure is either demolished or is sold to others and relocated to a site external to the floodplain. The land is often used for recreation or for ecosystem restoration.	Damages do not begin until the 4 percent Annual Chance Exceedance (ACE) event. Significant damages occur at the 1 percent ACE. Given that a large number of structures receive damages at less than frequent events, the cost of acquiring and relocating those properties would overshadow the annual benefits
Flood Warning System	This technique relies upon stream gage, rain gages, and hydrologic computer modeling to determine the impacts of flooding for areas of potential flood risk.	This management measure was retained for further consideration. Local governments in basin are currently implementing flood forecast and warning systems
Flood Emergency Preparedness Plans (FEPP)	The FEPP should incorporate the community's response to flooding, location of evacuation centers, primary evacuation routes, and post flood recovery processes.	This management measure was retained for further evaluation. Local sponsors are required to develop FEPPs as part of their responsibilities during Planning, Engineering, and Design (PED) and to implement them within one year of construction completion.
Canyon Lake Storage Reallocation	Reallocation of storage from the conservation pool to the flood storage pool.	Canyon Lake Dam is a medium risk dam and the conservation pool is unavailable for reallocation. This leaves no pool to reallocate to the flood pool should the risk at some future point be considered acceptable.

In San Marcos a combination of a small levee and channelization was fully analyzed. It was determined to have a favorable benefit-cost ratio. However, the City of San Marcos has moved forward on implementing this with HUD funding and it is now part of the Future Without Project condition for the area.

Tentatively Selected Plan

All the evaluated alternatives produced did not produce enough benefits to justify the costs. Therefore, the Tentatively Selected Plan (TSP) is the No Action Alternative, or future without project condition. The Bear Creek Detention was the alternative with the highest potential for justification so the cost benefit analysis is shown below.

Table ES-3: Bear Creek Detention Benefit-Cost Analysis

Alternative	First Costs	Average Annual Benefits	Average Annual Costs	Net Benefits	BCR
No Action Alternative	0	0	0	0	0
Bear Creek Detention (25 percent Confidence)	70,283	679	2,799	-2,120	0.24
Bear Creek Detention (50 percent Confidence)	70,283	1,363	2,799	-1,436	0.49
Bear Creek Detention (75 percent Confidence)	70,283	2,295	2,799	-504	0.82

The actions of the local governments has reduced and will continue to reduce the health and safety risks in the area through further development of emergency action plans, zoning and building restrictions, and advanced warning systems. Although the NAA does not provide the additional flood risk reduction and life safety benefits as found in the BCDD alternative.

Study Products

The study has provided the local communities with new hydrologic analysis, hydraulic modeling and floodplain mapping of their flood hazard areas. It gave the local communities the technical information needed to regulate development and to update their FEMA floodplain maps for the National Flood Insurance Program. Local communities have used the information provided by the Corps to update their emergency action plans and to improve their flood warning system with the installation of new stream gages. This will help the communities be better prepared for future

flooding events. The study achieved its goal in providing an accurate informational picture of the current flood risk management status for the area.

The actions of the local governments, such as new stream gauges, emergency action plans, zoning and building restrictions, and advanced warning systems has reduced and will continue to reduce the health and safety risks in the area. The No Action Alternative does not provide the flood risk reduction and life safety benefits provided by the BCDD alternative.

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Acronym List

AAHUs	Average Annual Habitat Units
APHIS	Animal and Plant Health Inspection Services
AEP	Annual Exceedance Probability
AOU	American Ornithologists' Union
BCR	Benefit Cost Ratio
BMPs	Best Management Practices
BP	Before Present
CAA	Clean Air Act
cfs	Cubic Feet Per Second
DSHS	Department of State Health Services
DNL	Day-Night Average Sound Level
EAA	Edwards Aquifer Authority
EAD	Expected Annual Damages
E.O.	Executive Order
ER	Engineering Regulation
EIS	Environmental Impact Statement
FAA	Federal Aviation Administration
FEPP	Flood Emergency Preparedness Plans
FFPA	Farmland Protection Policy Act
FRM	Flood Risk Management
FONSI	Finding of No Significant Impact
FWCA	Fish and Wildlife Coordination Act
GCWA	Golden-cheeked Warbler
GBRA	Guadalupe – Blanco River Authority
GRP	Gross Regional Product
HUD	Housing and Urban Development
IPaC	Information for Planning and Consultation
LERRDs	Lands, Easements, Rights-of-way, Relocations, and Disposal Areas
MAMP	Monitoring and Adaptive Management Plan
MOA	Memorandum of Agreement
mph	Miles per Hour
NAA	No Action Alternative
NAAQS	National Ambient Air Quality Standards
NED	National Economic Development
NEPA	National Environmental Policy Act
NER	National Ecosystem Restoration
NFS	Non-Federal Sponsor
NOAA	National Oceanographic Atmospheric Administration
NPDES	National Pollutant Discharge Elimination
NRCS	Natural Resource Conservation Service
NRHP	National Register of Historic Places
NWI	National Wetlands Inventory
OSE	Other Social Effects
OSUM	Ohio State University at Marion

PA	Programmatic Agreement
PED	Planning, Engineering, and Design
RED	Regional Economic Development
SHPO	State Historic Preservation Officer
T&E	Threatened and Endangered
TCEQ	Texas Commission on Environmental Quality
THC	Texas Historic Commission
TPWD	Texas Parks and Wildlife Department
TSWQS	Texas Surface Water Quality Standards
TWDB	Texas Water Development Board
TXNDD	Texas Natural Diversity Database
USEPA	US Environmental Protection Agency
USFWS	US Fish and Wildlife Service
USGCRP	US Global Change Research Program
VOC	Volatile Organic Compounds
WRDA	Water Resource Development Act

1.0 Introduction

1.1 Project and Study Authorization

The Lower Guadalupe Flood Risk Management (FRM) Study is conducted as an interim response to the Guadalupe and San Antonio Rivers and Tributaries, Texas, resolution adopted by the Committee on Transportation and Infrastructure, U.S. House of Representatives, in House Resolution docket 2547 dated 11 March 1998, which reads as follows:

“Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That, the Secretary of the Army is requested to review the report of the Chief of Engineers on the Guadalupe and San Antonio Rivers, Texas, published as House Document 344, 83rd Congress, 2nd Session, and other pertinent reports, with a view to determining whether any modifications to the recommendations contained therein are advisable at the present time, with particular reference to providing improvements in the interest of flood control, environmental restoration and protection, water quality, water supply, and allied purposes on the Guadalupe and San Antonio Rivers in Texas.”

1.2 Purpose and Need

The Guadalupe River Basin has recurring flooding, with six major flood events in the last 10 years. A renewed emphasis came after the Memorial Day weekend 2015, the Lower Guadalupe and Blanco River Basins experienced record rainfalls and flooding. The estimated damages were in excess of \$32 million and 12 lives were lost. A second flood event occurred in October 2015 flooding over 1,000 structures in San Marcos on the Blanco River.

1.2.1 Flooding History

Since 1913, the study area has experienced 28 (Table 1) major flood events, 14 of which affected the majority of the Lower Guadalupe River Basin. The most significant floods occurred in 1998, 2002, and 2015, with two occurring in 2015. The most recent flood event occurred in August 2017, with the most severe occurring in October 1998 and May 2015 on the Guadalupe and Blanco respectively. More details on the flood history are in Appendix A.

Table 1: Major Historical Flood Events

Date of Flood	Observed Peak Flow (cfs)		
	Guadalupe River above Comal River at New Braunfels	Blanco River at Wimberley	Guadalupe River at Victoria
Jul-1932	95,200	-	-
Jun-1935	101,000	-	38,500
Jul-1936	-	-	179,000
Sep-1936	52,800	-	-
Sep-1952	72,900	95,000	-
Apr-1957	26,900	62,600	35,300
Feb-1958	-	-	58,300
May-1958	47,900	96,400	-
Oct-1959	35,700	40,100	-
Jun-1961	-	-	55,800
Sep-1967	-	-	70,000
May-1972	92,600	-	58,500
Sep-1981	-	-	105,000
*Jun-1987	-	-	83,400
Dec-1991	-	32,900	61,500
Oct-1998	90,000	88,500	466,000
Nov-2001	-	108,000	-
Jul-2002	73,200	82,500	71,700
Nov-2002	-	-	58,500
Nov-2004	17,000	34,000	102,000
Mar-2007	-	36,900	-
Jun-2010	69,000	-	-
Oct-2013	25,500	75,800	-
May-2015	-	175,000	49,100
Oct-2015	39,000	71,000	-
Aug-2017	-	-	86,500

*Canyon Lake Dam and Reservoir completed construction in 1964

1.2.2 Federal Interest

There are 11 urban to semi-urban areas focused on with an estimated 2,200 structures (residences or businesses) within the 0.01 Annual Exceedance Probability (AEP) floodplain (more commonly known as the 100 year floodplain), whose structures and content are valued at over \$250 million. Also over the last 10 years, approximately 12 lives were lost. These deaths occurred when a house in Wimberley was swept of its piers during the May 2015 flood.

1.3 Study Area

The study area is comprised of the portions of the Guadalupe and Blanco River Basins in Texas that are under the stewardship of the Guadalupe – Blanco River Authority (GBRA). The study area includes the Guadalupe River from Canyon Lake Dam downstream to Victoria (the Lower Guadalupe River Basin), Texas, the San Marcos River from the headwaters, the San Marcos Springs, to its confluence with the Guadalupe River near Gonzales, Texas, and the Blanco River from the confluence with the San Marcos River upstream to its headwaters, as shown in Figure 1.

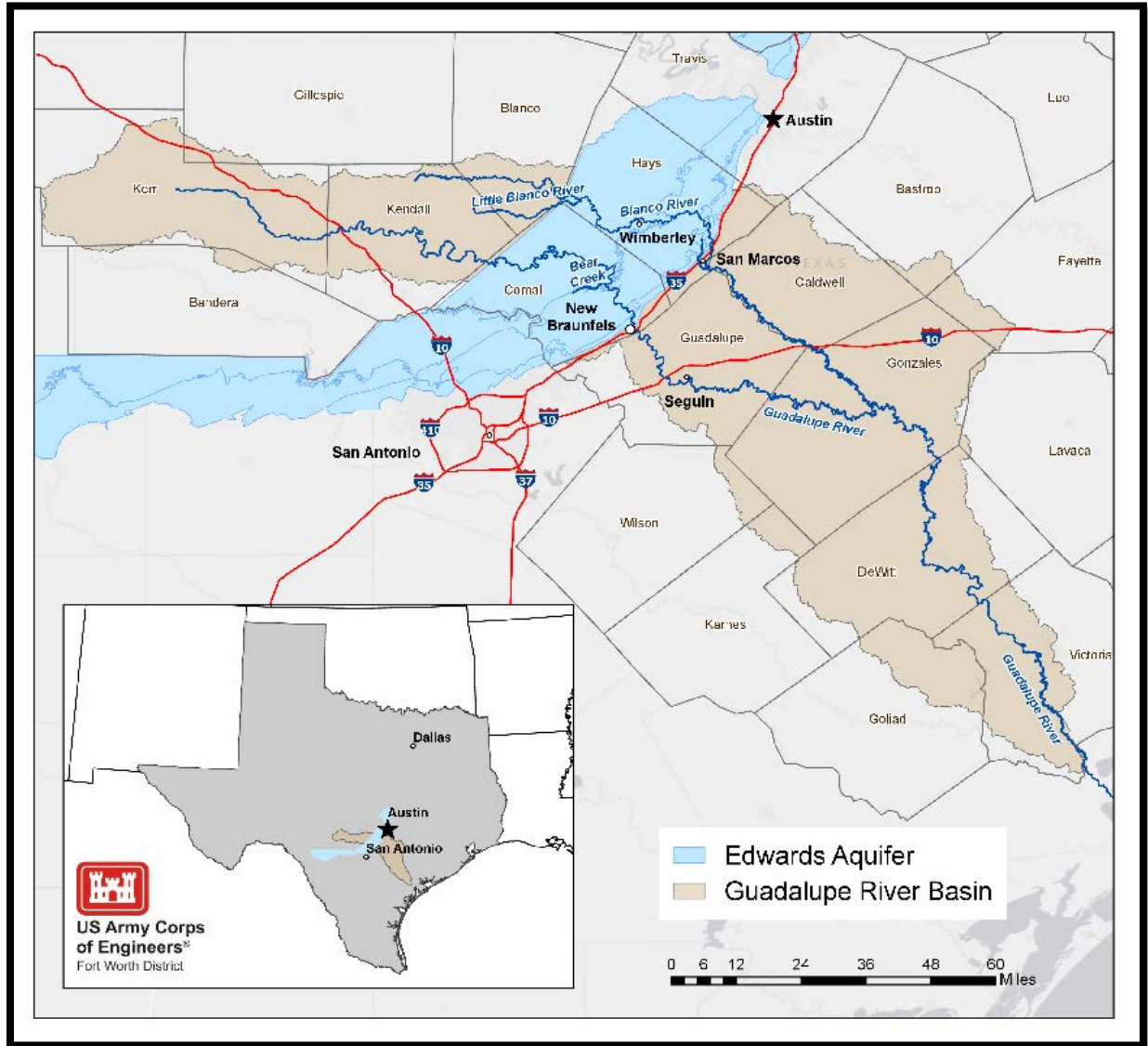


Figure 1: Lower Guadalupe River FRM Study Area

The Guadalupe River Basin is about 6,700 square miles. While the study area covers only the approximately 5,300 square miles of the 0.02 AEP floodplain, it drains all or major portions of 8 Texas counties (Comal, Blanco, Guadalupe, Hays, Caldwell,

Gonzales, DeWitt, and Victoria). Three large urban areas lie within the study area including San Marcos, New Braunfels, and Victoria. Two Interstate Highways, I-35 and I-10, traverse the northern portion of the study area. The I-35 corridor has seen substantial residential and commercial development. The study area's population is estimated at 397,000, or approximately 71 percent of the total population of the 7 counties.

1.3.1 Non-Federal Sponsors

The Non-Federal Sponsor (NFS) for this study is the GBRA.

1.3.2 Damage Centers

Within the study area there are 11 developed areas that were considered damage centers (Figure 2): Woodcreek, Wimberley, Kyle, San Marcos, Lockhart, Luling, New Braunfels, Seguin, Gonzales, Cuero, and Victoria. Due to their geographic proximity and hydraulic connectivity Seguin and New Braunfels were treated as a single center.

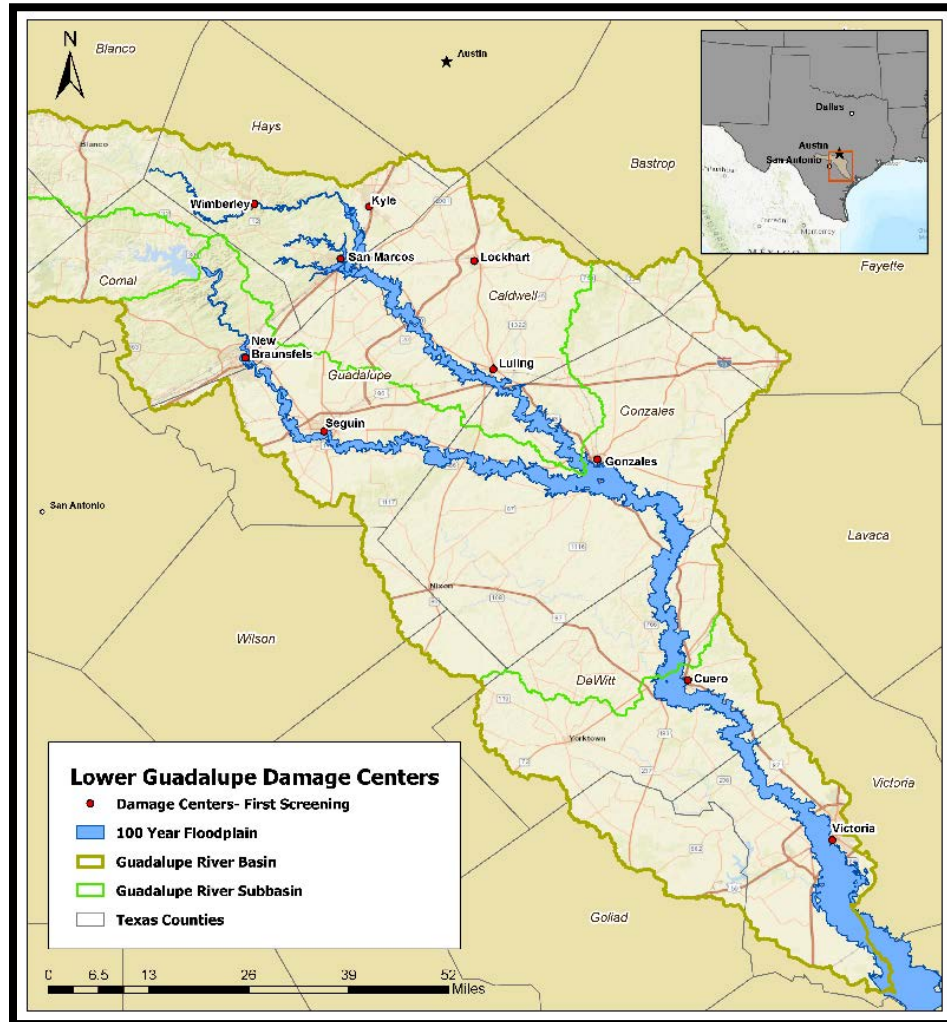


Figure 2: Damage Centers

The damage centers were analyzed to determine the number of structures in the floodplain and their total value (Table 2). These values were used to determine which areas had the largest flood risk and, since they coincided with the previous loss of life, they would be the main focus of the study.

Table 2: Damage Center Structure Count and Values

Damage Center	Est. Number of Structures	Percent of Structures	Est. Total Value of Structures	Percent of Total Value
City of Victoria	522	23 percent	\$50,000,000	20 percent
Cities of Seguin and New Braunfels	420	19 percent	\$56,000,000	22 percent
City of Wimberley	198	9 percent	\$45,000,000	18 percent

City of San Marcos	363	16 percent	\$45,000,000	18 percent
City of Gonzales	320	14 percent	\$23,000,000	9 percent
City of Cuero	264	12 percent	\$15,000,000	6 percent
City of Kyle	73	3 percent	\$11,000,000	4 percent
City of Woodcreek	23	1 percent	\$5,000,000	2 percent
City of Lockhart	34	2 percent	\$4,000,000	2 percent
City of Luling	13	1 percent	\$1,000,000	0 percent
Total	2,230	100 percent	\$253,000,000	100 percent

1.3.2.1 Screening of Damage Centers

The damage centers were screened and four damage centers (Victoria, Wimberley, San Marcos, and New Braunfels) were identified as having the greatest potential for a Federal project, even though all damage centers could have the potential for small projects. Therefore, the damage centers focused on in this study were Victoria, New Braunfels and Seguin, Wimberley, and San Marcos. More details on screening damage centers can be found in the Appendix H.

According to Section 308 of Water Resource Development Act (WRDA) 1990, that the flood damage benefits from structures within the 0.01 AEP floodplain at the time of their construction, can only be used to justify a federal project if they come from events greater than the 0.01 AEP event. Most of the damages in Victoria's 0.01 AEP floodplain are from structures built after 1992; therefore those benefits could be subject to WEDA 1990. Without determining which damages were allowable, the damages in Victoria were too small to justify a large Federal project. Therefore, Victoria was also screened from further study.

1.4 Related Documents

1.4.1 2007. Espey Consultants, Inc. San Marcos Flood Protection Plan.

This document is a Flood Protection Plan for the City of San Marcos, Texas. The purpose of the project was to develop comprehensive hydrologic and hydraulic models of watersheds within and upstream of the City of San Marcos to develop flood protection alternatives (both structural and non-structural). The study included the watersheds of Blanco River, San Marcos River, Bypass Creek, and others. It evaluated the watershed as a system independent of political boundaries. Major elements of the San Marcos Flood Protection Plan included comprehensive hydrologic and hydraulic analysis, flood mitigation recommendations, and preliminary phasing and implementation recommendations to implement the flood mitigation alternatives.

1.4.2 2008. Federal Emergency Management Agency. Flood Protection Project, Comal County, Texas, FEMA-1257-DR-TX / FEMA-1606-DR-TX.

The project analyzed the proposed impacts of reducing flooding levels on downstream waters, especially on Dry Comal Creek and the Guadalupe River, near New Braunfels. The Proposed Action constructed a Flood Retention Structure on an unnamed tributary of Dry Comal Creek, approximately 1 mile north of I-35, described in Section 1.5.3 .

1.4.3 2014. USACE Fort Worth District. San Marco River Section 206 Detailed Project Report and Integrated Environmental Assessment.

The purpose of this study is to identify potential aquatic ecosystem restoration alternatives for the San Marcos River. The National Ecosystem Restoration (NER) Plan would improve the riparian corridors' ability to function as a filter of storm water runoff and substantially reduce the input of sediments in the river. Concurrently, the removal of sediments and invasive species from approximately 3.5 miles of river channel would restore native substrates and local hydraulics. Both the Texas Parks and Wildlife Department (TPWD) and US Fish and Wildlife Service (USFWS) are supportive of this Section 206 project.

1.4.4 2015. Lower Guadalupe River Basin Guadalupe-Blanco River Authority Interim Feasibility Study

The purpose of this study was to establish a baseline condition and to complete a preliminary assessment of flood risk management alternatives. The information and analysis done during the investigation served as a base for the current study effort. The work was divided into multiple phases and the reports are included in Appendix A.

1.5 Other Projects in Study Area

1.5.1 Canyon Lake Reservoir

Canyon Lake Reservoir is an existing Corps reservoir that was authorized by the Rivers and Harbors Act of 1945, PL 79-14, as modified by the Flood Control Act of 1954, PL 83-780. Canyon Lake is located in Comal County, Texas 12 miles northwest of New Braunfels, Texas, on the Guadalupe River. The project consists of a rolled earth-fill

dam (6,830 feet long by 224 feet high); an uncontrolled spillway (1,260 feet wide in the saddle); and, one 10-foot diameter conduit controlled by two slide gates (5-foot, 8-inch by 10-foot) completed in 1964. The flood control storage is 354,600 acre-feet. Eight recreation areas comprise 1,544 acres. Visitation totaled 2,296,223 visitor hours in 2011. The GBRA is the sponsor for water supply storage and hydropower.

1.5.2 Spring Lake Aquatic Ecosystem Restoration, San Marcos, Texas.

This project restored valuable aquatic and floodplain habitats throughout the Spring Lake area, which were degraded by the construction, operation, and existence of the now-closed Aquarena Springs Center, the surrounding golf course, and other urban developments. The restoration project helped restore and protect sensitive habitat for multiple federally listed species. Construction was complete in 2014.

1.5.3 Dry Comal Creek Flood Retarding Structure, Krueger Canyon, New Braunfels, Texas.

Construction of this dry detention dam was prompted by the 1998 flood that resulted in the loss of 29 people and more than \$1 billion in damages (Section 6.1.2 - 2008. *Federal Emergency Management Agency. Flood Protection Project, Comal County, Texas*). The facility can hold up 2,878.6 ac-ft of water with continuous, but limited, flows through a 5' x 6' culvert. Construction costs were \$19.2 million, with the City of New Braunfels, Texas, sharing \$1.5 million of the cost. \$12 million came from federal grants. Krueger Canyon dam was completed in 2013.

1.6 National Environmental Policy Act Considerations

Environmental conditions evaluated during the FRM study included aquatic, biological, cultural, economic, and social resources. Resources of concern in relation to this study centered on life and property safety. In addition, threatened and endangered (T&E) species, particularly the golden-cheeked warbler (*Setophaga chrysoparia*), cultural resources, and ground water resources like the Edwards Aquifer were accounted for during plan formulation and evaluation. See Section 2.0 and Section 5.0 of this report, as well as the Appendix C, for details on other resources evaluated.

2.0 Affected Environment (Existing Condition) and No Action Alternative (Future Without Project Condition)

The affected environment or existing condition is a baseline from which all of the future conditions are built, and is made up of the natural and physical environment as well as the relationship of people with the environment. The future without project condition, also known as the No Action Alternative (NAA), is the anticipated future for a given resource if no Federal action is implemented. The NAA serves as the baseline against which all action alternatives effects are measured. The 50 year period of analysis for this study begins in 2028 to allow for Congressional approval and appropriations as well as engineering and design prior to construction; therefore, the planning horizon for this study is 2028-2078. In general few changes for most resources are expected with the

NAA. Flash flooding and urban sprawl are expected to continue throughout the I-35 corridor. More detail for each resource is available in Section 5.0 regarding the NAA.

The focused study area is comprised of three sub-areas that will be the focus of Section 2.0 ; Guadalupe River from just below Canyon Dam downstream to Seguin, Texas, Bear Creek from FM 2722 down to its confluence with the Guadalupe River, and the San Marcos area from just below Cummings Dam, southeast of San Marcos, on the San Marcos River upstream approximately two and a half river miles near the City of San Marcos' Wastewater Treatment Plant. The San Marcos area also includes a one half mile reach of the Blanco River upstream of the San Marcos River and Blanco River confluence. Figure 3 shows the location of the study areas.

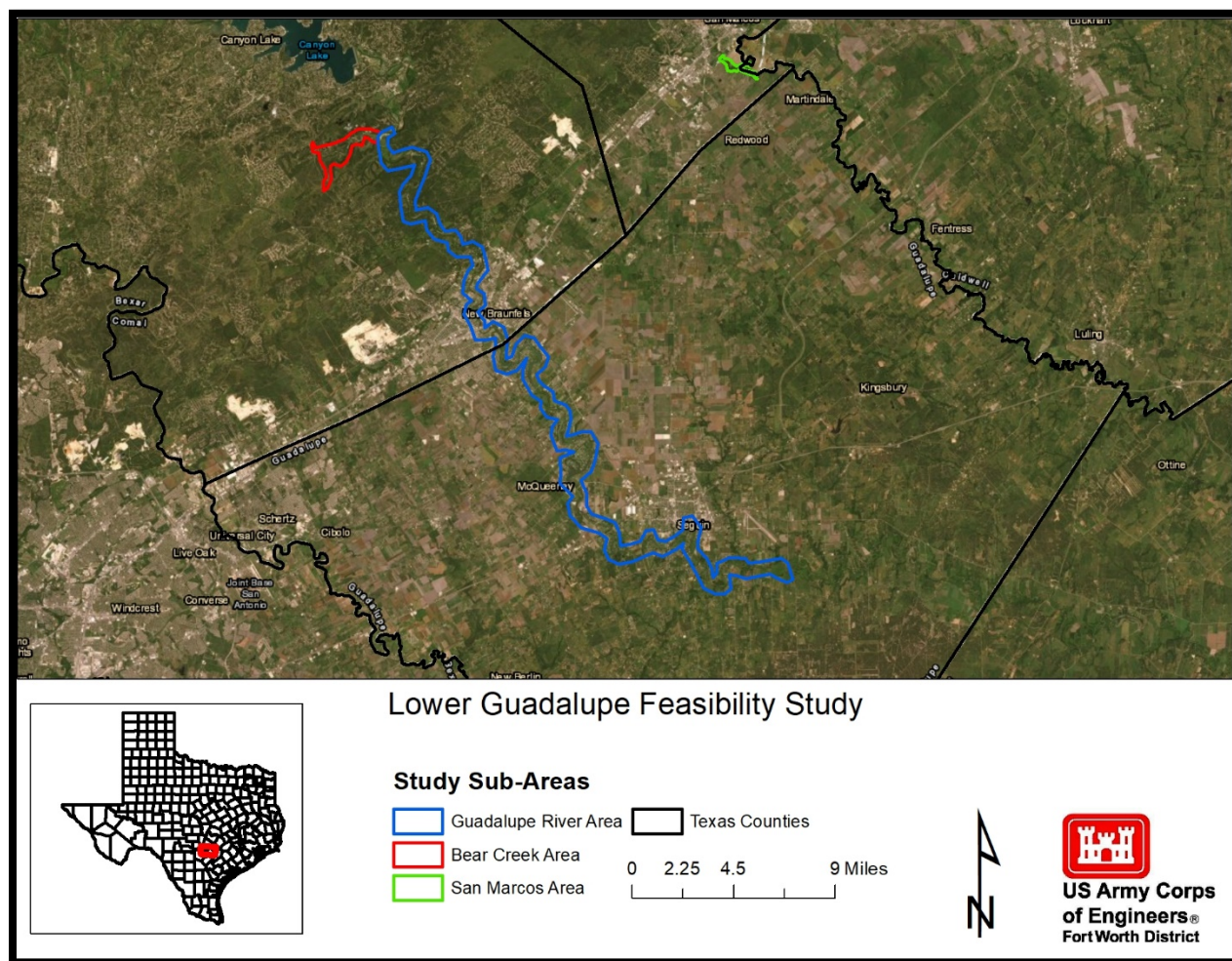


Figure 3: Lower Guadalupe Study Sub-Areas.

Conditions described in this section summarize the technical evaluations both the resources for National Environmental Policy Act (NEPA) and those that drive the National Economic Development (NED). When not discussed separately it is assumed the existing conditions for a resource for each area is similar. While all NEPA resources

are significant to various institutions, this section discusses only those resources that would be directly or indirectly impacted by the proposed alternatives. Details on both the existing condition and NAA are detailed in the following sections.

2.1 Climate

The study area is in central Texas which has a temperate warm, subtropical, and humid climate. It is characterized by hot summers and mild winters, with occasional extreme cold temperatures in winter months for a short duration. The climate of New Braunfels has similar temperatures and precipitation to the rest of the study area (Figure 4).

The average low and high temperatures for New Braunfels, are 38 ° Fahrenheit (F) in January and 95°F in August (U.S Climate Data, 2019) respectively.

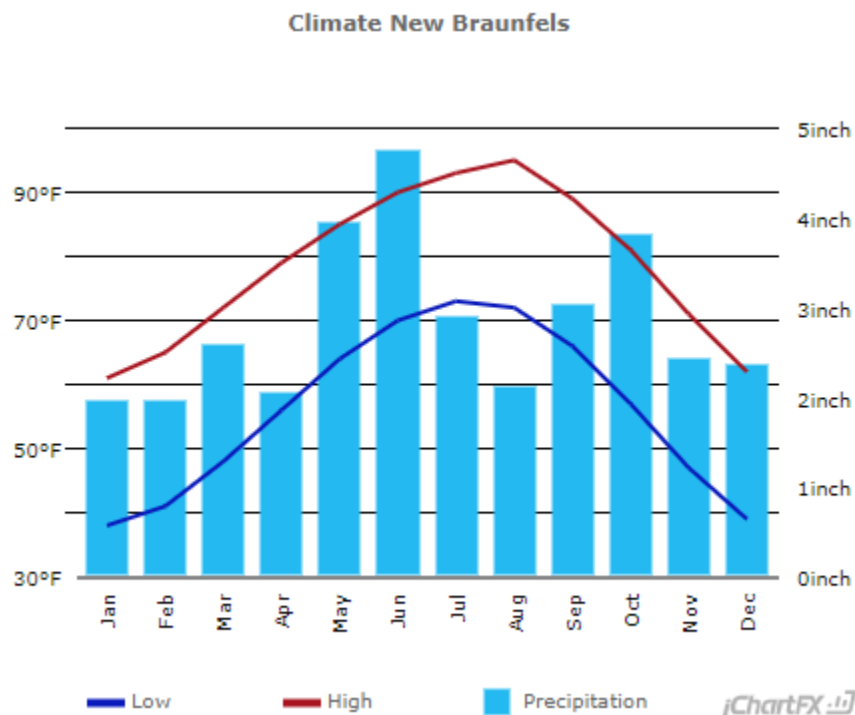


Figure 4: Average Monthly Temperature and Precipitation for New Braunfels, Texas.

Annual precipitation for New Braunfels averages 33.98 inches per year (U.S Climate Data, 2019). The area has experienced up to 18.74 inches of rain in a single month (National Oceanic and Atmospheric Administration [NOAA], 2019B) with wettest being during late spring and early fall. The highest rainfall events typically occurring in May and June then again in September and October. This area experiences extreme droughts and flooding. Snow rarely falls and is an insignificant source of moisture. Relative humidity ranges from 1 percent to 83 percent with the driest period around December and January, with the most humid period in June (Cedar Lake Ventures Inc, 2019).

The prevailing surface winds are southerly with the winter months being more northerly. In a typical year, wind speeds vary from 0 to 17 miles per hour (mph) with spring and winter being the windiest times of the year. There is no anticipated change from the existing condition to the NAA.

2.1.1 Climate Change

The U.S. Global Change Research Program (USGCRP) looks at potential impacts of climate change globally, nationally, regionally, and by resource (e.g., water resources, ecosystems, human health). The Lower Guadalupe study area is within the Southern Great Plains region of analysis. Over the last few decades, the Southern Great Plains have seen an increase of higher temperatures, as well as an overall increase in total precipitation. Within this region, there was a 1.5°F increase in average temperatures from the 1960's to the year 2000 (USGCRP, 2014). In 2018, the 4th Annual Climate Assessment noted climate change in the Southern Great Plains is expected to lead to an increase in average temperatures. The USGCRP study also states that frequency, duration, and intensity of extreme heat events and a reduction in extreme cold events is also expected.

2.2 Air Quality

National Ambient Air Quality Standards (NAAQS) have been established by the USEPA, Office of Air Quality Planning and Standards (OAQPS), for six criteria pollutants that have been deemed to potentially impact human health and the environment. These include: 1) carbon monoxide (CO); 2) lead (Pb); 3) nitrogen dioxide (NO₂); 4) ozone (O₃); 5) particulate matter <10 microns (PM₁₀); and 6) sulfur dioxide (SO₂). Ground level or "bad" O₃ is not emitted directly into the air, but is created by chemical reactions between oxides of nitrogen (NO_x) and volatile organic compounds (VOC) in the presence of sunlight. Emissions from industrial facilities and electric utilities, motor vehicle exhaust, gasoline vapors, and chemical solvents are some of the major sources of NO_x and VOC (TCEQ, 2018C).

On November 30, 1993 the USEPA published a Conformity Rule requiring all Federal actions to conform to appropriate State Implementation Plans that were established to improve ambient air quality. At this time, the Conformity Rule only applies to Federal actions in non-attainment areas. A non-attainment area is an area which does not meet one or more of the NAAQS for the criteria pollutants designated in the Clean Air Act (CAA).

2.2.1 Guadalupe River and Bear Creek

The geographical region surrounding the Guadalupe River and Bear Creek is located within the State Implementation Plan for the San Antonio area (Bexar, Comal, Guadalupe, and Wilson Counties) (TCEQ, 2019A). Air quality attainment status was accessed on September 14, 2018 for the San Antonio area which showed all pollutants are in attainment status except for the pending designation for the 2015 standard for Ozone (0.070 ppm). The region meets the National Air Quality Standards for the criteria pollutants designated in the CAA, except for Bexar County. Bexar County is listed as

having marginal non-attainment for the 2015 standard for Ozone (0.070 ppm). Consequently, a conformity determination may be required if any construction activities are proposed in Bexar County. The attainment deadline for Bexar County is listed as 2021. As such, it is assumed that attainment will be reached in the NAA.

2.2.2 San Marcos

The geographical region surrounding the San Marcos River is located within the State Implementation Plan for the Austin area (Hays, Caldwell, Bastrop, Travis and Williamson Counties) (TCEQ, 2019A). Air quality attainment status was accessed on March 22, 2019 for the Austin area which showed all pollutants in attainment status. The region meets the National Air Quality Standards for the criteria pollutants designated in the CAA. Consequently, a conformity determination is not required. There is no anticipated change from the existing condition to the NAA.

2.3 Topography, Geology, and Soils

2.3.1 Topography

2.3.1.1 Guadalupe River

The study area lies within the Edwards Plateau and Blackland Belt Provinces and flows through the Balcones Fault. The land upstream of New Braunfels along the Guadalupe River exhibits extensive hills, canyons, shallow soils. Downstream of New Braunfels the landscape transitions to flatter terrain with deeper soils.

2.3.1.2 Bear Creek

Bear Creek lies within the Edwards Plateau topographic province of Texas. The region, locally known as the "Hill Country," is a geographically young plateau with moderate to steep hills. Land forms surrounding the area feature steep canyons and generally rugged topography. Any relative flat areas has been turned into pastures and farmlands. Hills and valleys in the Edwards Plateau are generally characterized by dense oak-juniper forests. Over the past few years, new residential developments have appeared near the headwaters of Bear Creek.

2.3.1.3 San Marcos

The San Marcos River lies on the northern outer edge of the Blackland Belt topographic province of Texas. The region is characterized by rolling planes that are increasingly turning from once abundant farm fields into residential and industrial centers. Only the lands along and within the creeks and rivers have not converted to agriculture and urbanization purposes. The river channels are well defined in undeveloped areas with narrow corridors of mixed riparian forest and scrub shrub understories bracketing the banks. The meandering nature of the narrow rivers and creeks form tear drop peninsulas that are scarred by past changes in the river morphology.

2.3.2 Geology

2.3.2.1 Guadalupe River

The Guadalupe River flows through the Pleistocene-Holocene Terrace near Canyon Lake Dam then proceeds to flow through Early Cretaceous/Glen Rose Limestone, Early Cretaceous/Edwards Limestone, Late Cretaceous/Buda Limestone, Early Cretaceous/Edwards Limestone, and Pleistocene-Holocene Terrace in its course to New Braunfels. Upon reaching New Braunfels the river continues to flow through the Pleistocene-Holocene Terrace until just above Seguin where it flows through the Quaternary/Alluvium to the southern end of Seguin, Texas (Texas Master Naturalist, 2019).

2.3.2.2 Bear Creek

The geology of Bear Creek can be summarized as layers of limestone, marl, shale and dolomite. The limestone that underlies Bear Creek originated in the Cretaceous Era and developed over millions of years. The Trinity Group of rock strata that underlies the area consists of the Glen Rose formation, which is then divided into an upper member and lower member. The upper member is about 400 feet thick and consists of alternating thin beds of limestone, marl, and shale with some dolomite. The lower member consists of about 200 feet of alternating limestones, marls, and shales overlying about 100 feet of massive, fossiliferous limestone.

2.3.2.3 San Marcos

The San Marcos River lies within a geologic region known as the Balcones fault zone, which consists of numerous fault zones, cross faults, grabens, horsts, step faults, en echelon faults and similar features. The area bedrock is characterized by being composed of limestones, dolomites, marls, chalk and calcareous clays. This difference in erosion resistance results in escarpments, generally called Balcones Escarpment. East of the escarpment the soil cover is thick and forms prime agricultural soil and west of the scarp the soils are thin and rocky and are primarily ranches and agricultural land (Grimshaw and Woodruff, 1976).

2.3.3 Soils

As required by Section 1541(b) of the Farmland Protection Policy Act (FPPA) of 1980 and 1995, 7 U.S.C. 4202(b), federal and state agencies, as well as projects funded with federal funds, are required to (a) use the criteria to identify and take into account the adverse effects of their programs on the preservation of farmland, (b) consider alternative actions, as appropriate, that could lessen adverse effects, and (c) ensure that their programs, to the extent practicable, are compatible with state and units of local government and private programs and policies to protect farmland. Sunev silty clay loam, with 0 to 1 percent and of 1 to 3 percent slopes soils are the only soils in the project area that are considered to be of state importance for farmlands.

2.3.3.1 Guadalupe River

The Guadalupe River is characterized by two distinct soil areas, Edwards Plateau and Blackland Prairie Soils. With the Edwards Plateau Soils occurring north of New Braunfels and Blackland Prairie Soils occurring within the city and going on south through the remainder of the study area. The difference between these two soil areas is

that the Edwards upland soils occurs in shallow light colored layers, and on top of limestone; while the Blackland Soils are thick regardless topographic position and have the same dark-gray to black colors (Texas Almanac, 2019). Furthermore, within the valleys the Edwards soils are at their thickest with the least amount of stones and at their darkest color, brown.

While the map of the entire Guadalupe River area is too coarse to visually display all soil types. Table 3 shows the Prime and other important Farmlands that are common downstream of New Braunfels.

Table 3: Soil & Surface Types within the Guadalupe River Area

Map Unit Symbol	Soil Type	Farmland Status
AnB	Anhalt clay, 1 to 3 percent slopes	All areas are prime farmland
BtG	Brackett-Rock outcrop-Real complex, 8 to 30 percent slopes	Not prime farmland
CrD	Comfort-Rock outcrop complex, 1 to 8 percent slopes	Not prime farmland
ErG	Eckrant-Rock outcrop association, 8 to 30 percent slopes	Not prime farmland
RUD	Rumple-Comfort association, 1 to 8 percent slopes	Not prime farmland
SuB	Sunev clay loam, 1 to 3 percent slopes	State important

2.3.3.2 Bear Creek

Bear Creek is characterized by valley bottoms containing up to 55 feet of alluvial overburden with the uplands thinly mantled with soil or have rocky outcroppings devoid of soil. The predominant soil series within Bear Creek is the Eckrant-Rock outcrop association. The Eckrant soil makes up 65 percent of the association, forms 0.1-12 inches thick surface layers, is normally found on well drained sloping areas, made up of weathered limestone material, and is not a prime farmland soil. The rock outcrop makes up 27 percent of the association, forms 0-80 inches thick surface layers, and is normally found on sloping areas. While well drained, the limestone bedrock is also not considered a prime farmland soil. The NRCS Web Soil Survey (2018) reports 7 soil types occurring within the Bear Creek area. Table 4 shows the acreage and farmland status associated with each soil & surface type in the area. Figure 5 shows the location of each soil and surface type.

Table 4: Total Acres of Soil & Surface Types within Bear Creek Area

Map Unit Symbol	Soil Type	Number of Acres	Farmland Status
BtG	Brackett-Rock outcrop-Real complex, 8 to 30 percent slopes	400.1	Not prime farmland
CrD	Comfort-Rock outcrop complex, 1 to 8 percent slopes	129.5	Not prime farmland
ErG	Eckrant-Rock outcrop association, 8 to 30 percent slopes	465.1	Not prime farmland
Or	Orif soils, moist, 0 to 3 percent slopes, frequently flooded	0.8	Not prime farmland
RUD	Rumple-Comfort association, 1 to 8 percent slopes	150.1	Not prime farmland
SuA	Sunev silty clay loam, 0 to 1 percent slopes	13.8	State important
SuB	Sunev clay loam, 1 to 3 percent slopes	71.6	State important
Water	Water	5.7	Not prime farmland
Total		1,236.7	

2.3.3.3 San Marcos

The predominant soil series within the San Marcos area is the Oakalla silty clay loam. The soil forms 0.1-80 inches thick surface layers, is normally found on floodplains with 0 to 2 percent slopes, that is frequently flooded soil well drained, is a loamy alluvium derived from limestone, and is not a prime farmland soil. The Natural Resource Conservation Service (NRCS) Web Soil Survey (2019) reports 7 soil types occurring within the San Marcos area. Table 5 shows the acreage and farmland status associated with each soil & surface type in the area. Figure 6 shows the location of each soil and surface type.

Table 5: Total Acres of Soil & Surface Types within the San Marcos River

Map Unit Symbol	Soil Type	Number of Acres	Farmland Status
FeF4	Ferris clay, 5 to 20 percent slopes, severely, eroded	8.3	Not Prime Farmland
HeD3	Heiden clay, 5 to 8 percent slopes, eroded	0.4	Not Prime Farmland
HoB	Houston Black clay, 1 to 3 percent slopes	1.2	Prime Farmland
LeB	Lewisville silty clay, 1 to 3 percent slopes	11.8	Prime Farmland
Oa	Oakalla silty clay loam, 0 to 1 percent slopes, rarely flooded	1.4	Prime Farmland
Ok	Oakalla silty clay loam, 0 to 2 percent slopes, frequently flooded	83.7	Not Prime Farmland
Pt	Pits	29.1	Not Prime Farmland
SuA	Sunev silty clay loam, 0 to 1 percent slopes	0.5	State Important
W	Water	16.5	Not Prime Farmland
	Total	152.9	

The prime farmland soils are as follows: Lewisville silty clay, 0 to 1 percent and 1 to 3 percent slopes; Houston Black clay, 1 to 3 percent slopes; and the Oakalla silty clay loam, 0 to 1 percent slopes, rarely flooded. There is only 1 soil of statewide importance and that is the Sunev silty clay loam, 0 to 1 percent slopes.

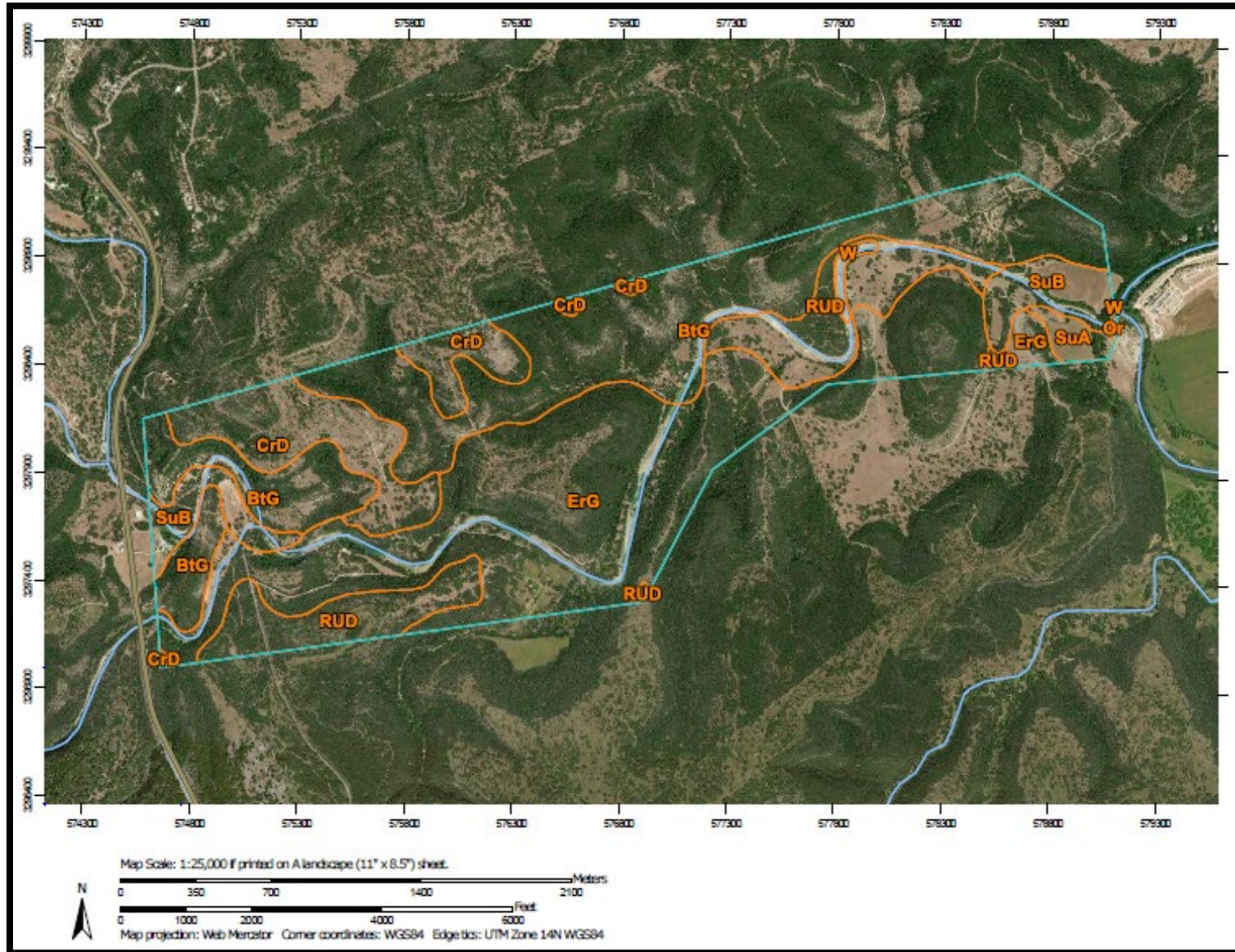


Figure 5: Soil Map of Bear Creek

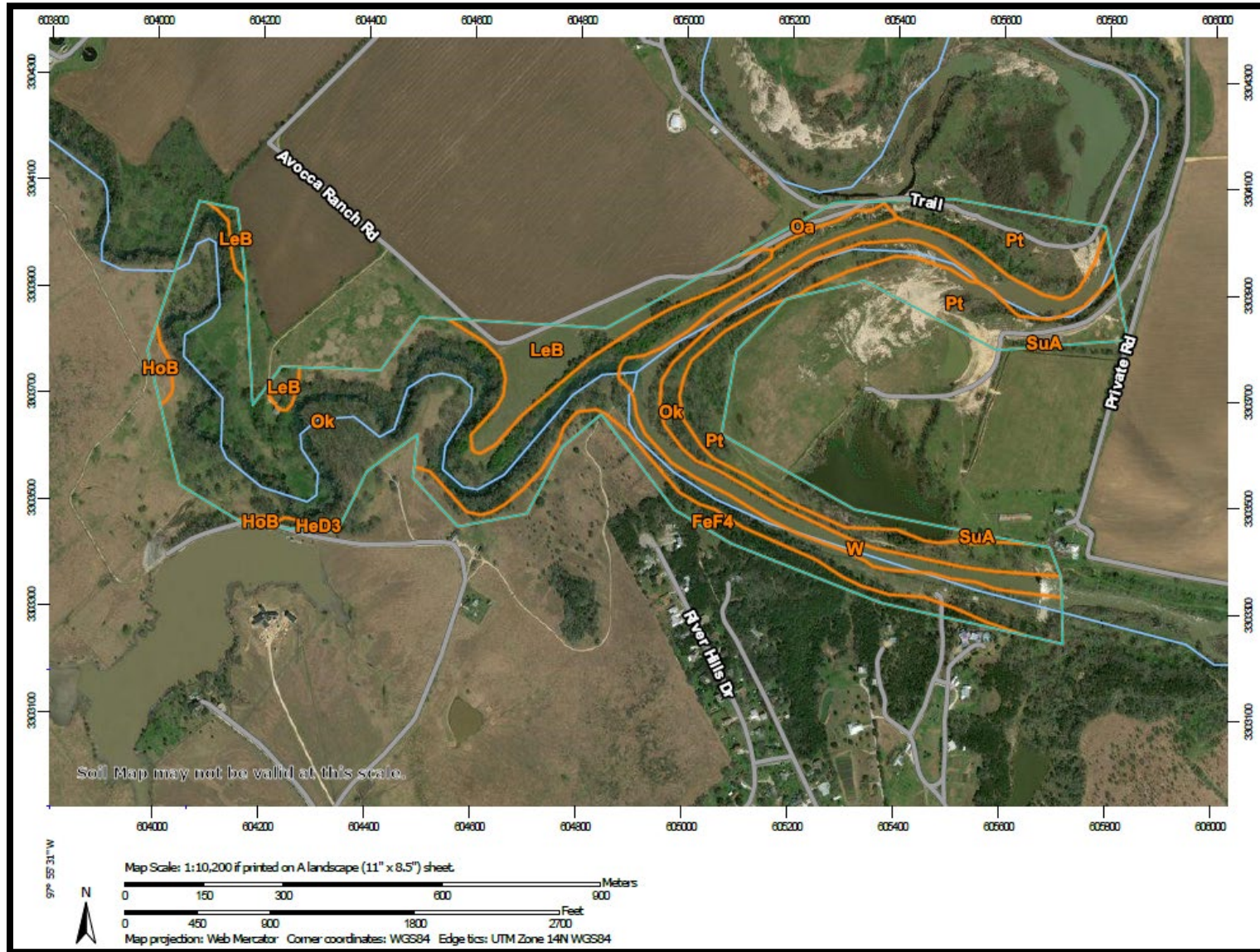


Figure 6: Soil Map of San Marcos

2.4 Land Use

2.4.1 Guadalupe River

The Guadalupe River is bracketed by a mixture of land uses. Residential and industrial areas are dominant near the larger cities and gradually transition to agriculture and mixed forested land cover in more remote regions. Forested areas are primarily north of New Braunfels and agricultural areas south of the city with the river is mostly paralleled by a thin strip of mixed riparian forest and agricultural lands.

2.4.2 Bear Creek

Bear Creek lies within a rural portion of Comal County with steep hills, dense oak-juniper forests, and limited pastures and farmlands due to topography. The few non-forested areas are typically used for homes or pastures and farms scattered out in individual patches. There are a few private homes located throughout the rural countryside. While Bear Creek meets the Guadalupe River a few miles downstream, an outdoor recreation hotspot in Texas, Bear Creek generally lacks public access points, parks, and trails. As such, recreation facilities are virtually non-existent.

2.4.3 San Marcos

Downstream of the City of San Marcos, the San Marcos and Blanco Rivers are primarily surrounded by flatland checkered pastures, farms and sparse residential neighborhoods. Narrow bands of mix riparian forest and scrub shrub line the river at various buffering distances.

2.5 Water Resources

2.5.1 Hydrology

2.5.1.1 Lower Guadalupe River

The Guadalupe River Basin is located in south Texas, stretching from its headwaters, which are approximately 65 miles northwest of San Antonio, to its confluence with San Antonio Bay, which is 30 miles southeast of Victoria, Texas. The Lower Guadalupe River basin has a drainage area of approximately 4,530 square miles between Canyon Dam and the confluence of the Guadalupe and San Antonio Rivers. From its source, the Guadalupe River flows in an easterly direction for a distance of approximately 184 miles to the Balcones Escarpment near the city of New Braunfels. From there, the river turns southeasterly and flows 280 miles to San Antonio Bay, an estuary of the Gulf of Mexico.

Canyon Dam, which is the only major flood control reservoir in the basin, is located on the Guadalupe River 12 miles northwest of New Braunfels, Texas. Six hydropower dams are located on the Guadalupe River downstream of New Braunfels. These hydropower dams are operated by the Guadalupe-Blanco River Authority and do not contain any significant flood storage.

The Lower Guadalupe River watershed was modeled, under contract with Halff, to determine the existing conditions standard frequency flows for use in determination of potential damage centers within the watershed. A new basin-wide hydrologic model was developed in HEC-HMS. Historical storms occurring in October 1998, July 2002, November 2004 were used in the calibration of the Lower Guadalupe basin-wide HEC-HMS model.

As part of the Lower Guadalupe Feasibility Study, a gage analysis was performed for all discharge gages within the Lower Guadalupe River basin with sufficient period of record using standard Bulletin 17B methodologies. The following six gages were used to develop frequency flows for the Guadalupe River: the Guadalupe River above the Comal River at New Braunfels, the Guadalupe River at New Braunfels, the Guadalupe River at Gonzales, the Guadalupe River below Cuero, and the Guadalupe River at Victoria. The "Guadalupe at Sattler" gage is highly affected by Canyon Dam outflows and was not a good candidate for Bulletin 17B analysis. Therefore, a set of Canyon Dam outflows for the different frequencies was provided by the Water Management Section of the Fort Worth District USACE.

The Guadalupe River gage analysis results were used to interpolate the set of frequency flows to be used in the final hydraulic modeling. The basin-wide HEC-HMS model was used to proportion peak flows between the gages. The final adopted frequency flows for the Lower Guadalupe were taken as a combination of the statistical gage analyses and the HEC-HMS model results. A full listing of the final adopted frequency flows for the Lower Guadalupe River, and additional details on the basin-wide hydrology, can be found in in Appendix A.

2.5.1.1 Bear Creek

Bear Creek is a tributary of the Guadalupe River with about 16.7 square miles of drainage area. Its confluence with the Guadalupe River is located about 9 river miles downstream of Canyon Dam and about 15 river miles upstream of New Braunfels, Texas. It is the largest tributary upstream of the New Braunfels damage center that is not regulated by a dam. The steep topography of the Bear Creek watershed results in high velocities and flash flooding. The hydrology of Bear Creek was determined by the Lower Guadalupe River HEC-HMS model, as described in the preceding section. Additional hydrology information can be found in Appendix A.

2.5.1.2 San Marcos

After completion of the Lower Guadalupe River basin-wide hydrology, the hydrology for the Blanco and San Marcos River basin was updated to include additional calibrations for the May and October 2015 flood events and to add additional detail near the cities of Wimberley and San Marcos. This hydrology was updated as part of a separate study for FEMA (InFRM, 2016).

To better define the hydrology of the San Marcos River Basin, additional subbasin breaks were added to the original basin-wide HEC-HMS model. The total number of subbasins was increased from 19 to 47. Additional subbasins were added in two areas: the Blanco River and Sink Creek. These areas were selected for additional detail due to their locations just

upstream of the developed areas of Wimberley and San Marcos. The San Marcos River HEC-HMS model used the same methods and data sources for initial parameters as the Lower Guadalupe basin-wide HEC-HMS model. Detailed routing data was added to the HEC-HMS model for the associated new river reaches and for other reaches where detailed hydraulic modeling was available.

After building the HEC-HMS model, the InFRM team calibrated the model to verify it was accurately simulating the response of the watershed to a range of observed flood events. A total of eight recent storm events were used to fine tune the model, including the May 2015 and October 2015 flood events, which caused extensive damage in San Marcos, Texas. The final model results accurately simulated the expected response of the watershed, as it reproduced the timing, shape, and magnitudes of the observed floods very well. Existing conditions frequency flow values were then calculated in HEC-HMS by applying frequency rainfall depths to the final watershed model.

2.5.2 Hydraulics

2.5.2.1 Hydraulics for the Guadalupe, Blanco and San Marcos Rivers

New hydraulic models were developed in HEC-RAS for the Guadalupe, San Marcos, and Blanco Rivers. Hydraulic analyses were developed for approximately 450 miles of stream including about 270 miles of detailed study that required field surveys to be incorporated into the hydraulic models, 50 miles of limited detail study without surveys, and 130 miles of incorporated existing detailed models from FEMA's Map Mod program in Comal, Guadalupe, and Victoria Counties.

The Guadalupe River was studied for 296 river miles with surveyed sections and structures from Canyon Dam downstream to the Victoria/Calhoun County Boundary near the Town of Tivoli, TX. The Blanco River was studied in limited detail for 47.8 miles without surveyed sections and structures from the Blanco/Hays County line to its confluence with the San Marcos River near the City of San Marcos. The San Marcos River was studied for 76.9 miles with surveyed sections and structures from its confluence with the Blanco River near the City of San Marcos downstream to its confluence with the Guadalupe River near the City of Gonzales.

Storm and high water mark data was obtained through coordination with the local sponsor for use in calibration of the models. The models were reasonably calibrated to USGS gage rating curves and recorded gage heights for historic flood events and any established high water marks. Existing high water mark elevations were available on the Guadalupe, San Marcos and Blanco Rivers for the 1998 flood event.

The frequency discharges from the hydrologic analysis were run through the models in steady flow analysis to compute water surface elevations for the standard frequency flood events (the 50 percent, 20 percent, 10 percent, 4 percent, 2 percent, 1 percent, 0.4 percent, and 0.2 percent annual chance exceedance events). The only exception to this steady state methodology was in the area of the City of San Marcos.

2.5.2.2 2D Hydraulic Modeling in the City of San Marcos

The Blanco River is the primary source of flooding for the City of San Marcos, which is located at the confluence of the Blanco River with the San Marcos River. The San Marcos River above San Marcos has a drainage area of only 50 square miles and is a spring fed stream that is largely controlled by NRCS flood detention structures. The Blanco River, on the other hand, is 436 square miles and flows through narrow canyons and steep stream beds until it approaches the City of San Marcos. Near San Marcos, the valley widens and the stream bed flattens. Rapidly rising floodwaters from the Blanco River tend to spread out when they reach San Marcos, flowing in multiple directions through city neighborhoods and over the drainage divides into the neighboring watersheds. As a result, the city experiences substantial flood damages when the Blanco River exceeds its banks, most recently in May and October of 2015. For water surface elevations in the City of San Marcos, an existing InfoWorks ICM 2-Dimensional (2D) model of the floodplain in the City of San Marcos was used. This model was developed by Halff under a contract with the Guadalupe-Blanco River Authority (GBRA) unrelated to the feasibility study. The 2D hydraulic analysis of the confluence and overflow areas was developed to better model the complex multi-directional flow patterns occurring in the overflow area that were observed in the 2015 flood events.

The 1D hydraulic models of the Blanco and San Marcos Rivers were truncated to represent the 1D portions of those rivers while a 2D overland mesh was formed using the Hays County 2008 LiDAR, which allowed the flow to travel in multiple directions between mesh points. The result was a 1D /2D coupled model in ICM. The 2D model was calibrated to the observed high water marks, flood photos, and known damages from the May flood event in San Marcos.

After calibration, the frequency flow hydrographs from the InFRM San Marcos HEC-HMS model were applied to the upstream boundaries of the 2D InfoWorks model. The frequency storm events analyzed included the 50 percent, 20 percent, 10 percent, 4 percent, 2 percent, 1 percent, 0.4 percent, and 0.2 percent annual chance exceedance (ACE) events. For the 10 percent ACE and smaller storm events, there was no ponding in the areas of interest. For the 4 percent ACE and larger storm events, water from the Blanco River spilled outside of the banks downstream of the Highway 80 bridge, inundating the Blanco Gardens area. The large storm events such as the 1 percent ACE and higher show more inundation upstream of Highway 80 and begin to flood the apartment complexes located along the Blanco River.

Additional detail on the hydraulic modeling can be found in Appendix A.

2.5.3 Groundwater

Three major aquifers (Carrizo, Edwards, and Trinity) lie beneath the Lower Guadalupe Feasibility Study Area. Figure 7 shows the extent of each major aquifer as it relates to the study sub-areas.

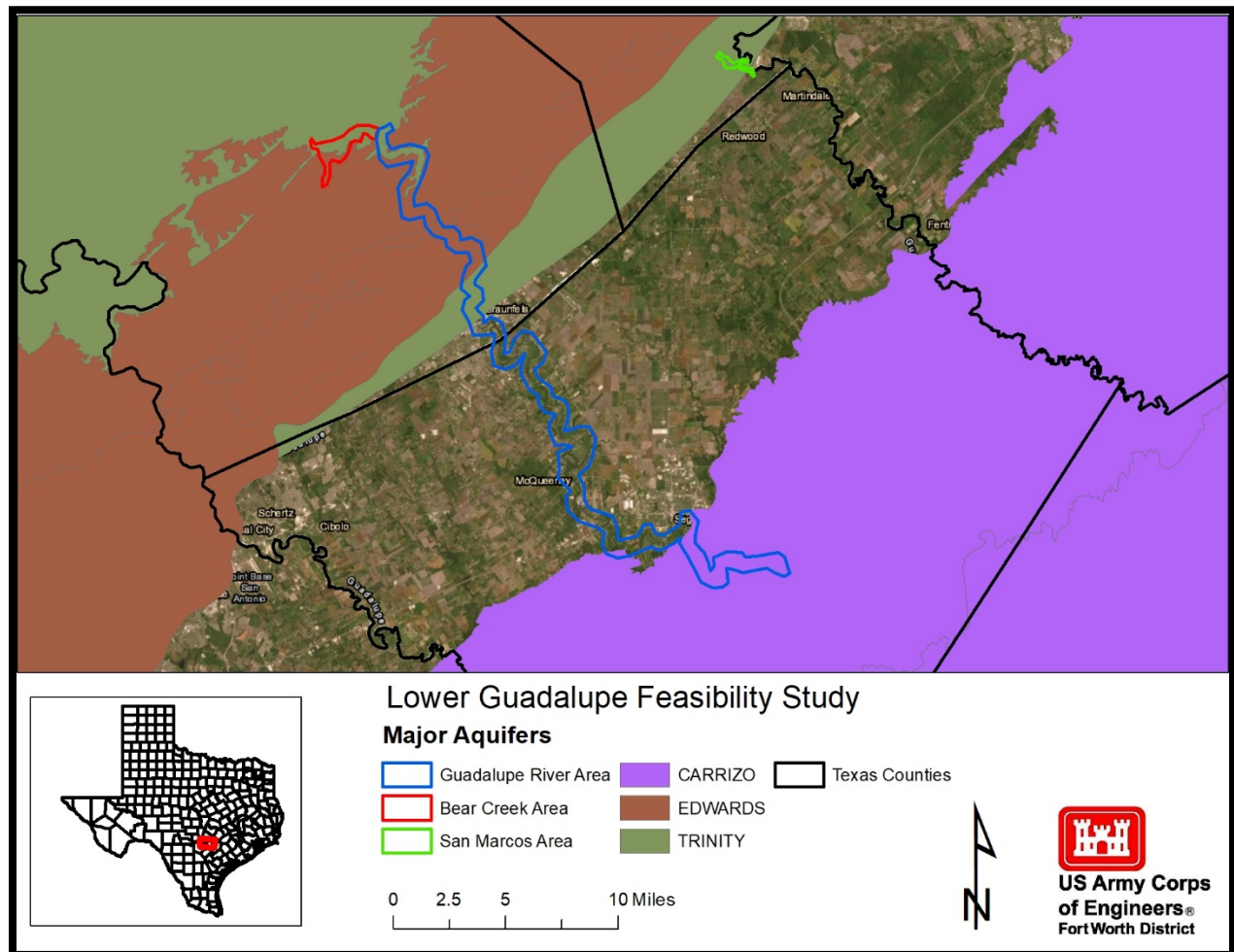


Figure 7: Major Aquifers in the Lower Guadalupe Study Area.

2.5.3.1 Guadalupe River

The Lower Guadalupe Feasibility Study Area groundwater consists of the Edwards Aquifer and the various independent underground caves with water. Within the study area, the aquifer runs from Canyon Lake Dam to the area just above New Braunfels. The Edwards Aquifer within the study area consists of contributing, recharge, and transition zones (see Figure 8). The Edwards Aquifer recharge zone is a fault zone aquifer. The average annual recharge from 1934 to 2010 was approximately 718,000 acre-feet (EAA 2013). Since 1980, as a result of increased pumping, there has been greater fluctuation of spring flow with increased time required for recovery, even during a period that recorded the two highest levels of aquifer recharge (1992 and 1987). The majority of the recharge occurs when surface water intersects the permeable formation

and goes underground; the remaining recharge occurs when precipitation falls directly on the outcrop. However, rainfall is highly variable, so recharge amounts vary widely from year to year.

The contributing zone starts at the northernmost limit and runs to the area just north of River Chase Drive in New Braunfels, the recharge zone continues on from the southern limit of the contributing zone and runs downs south to Gruene Road in Gruene, Texas, and the transition zone continues on from the southern limit of the recharge zone and runs down south to East Nacogdoches Road in New Braunfels.

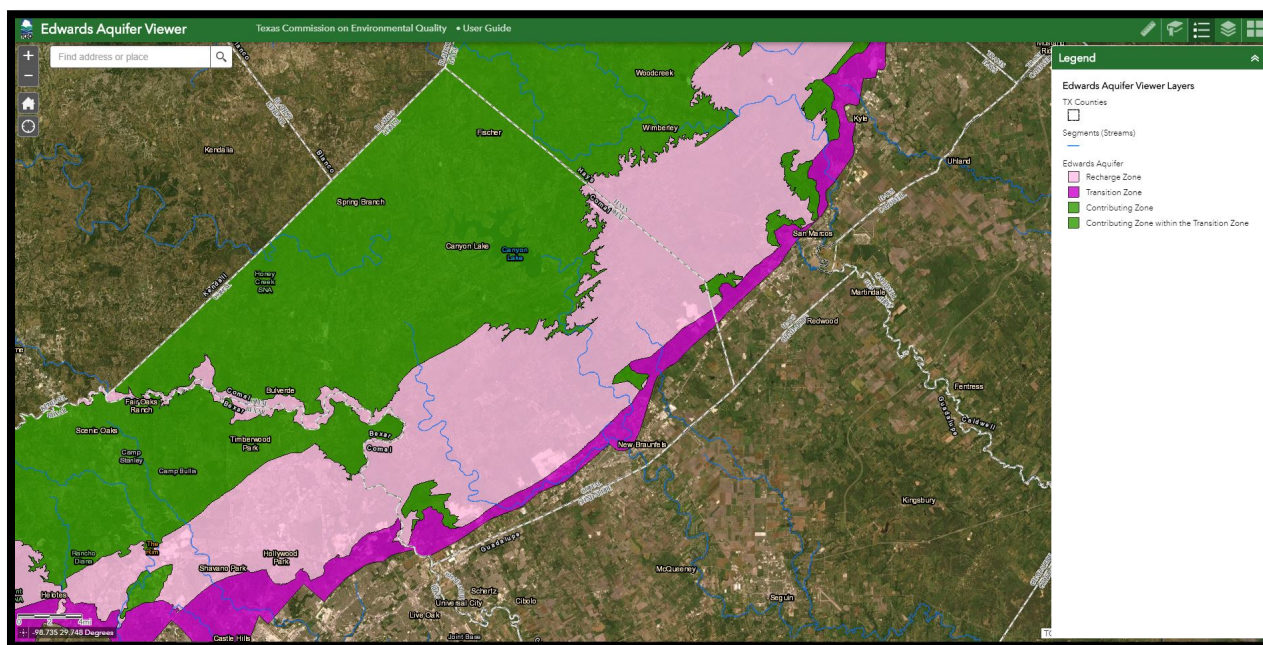


Figure 8: Edwards Aquifer in the Lower Guadalupe Study.

The Edwards Aquifer was the first aquifer designated as a sole-source aquifer in 1975 and is the main source of water for the City of San Antonio, and much of central Texas. It supplies water for approximately 1.7 million people (Edwards Aquifer Authority [EAA] 2013). The Edwards Aquifer is approximately 180 miles long and underlies 10 counties in central Texas. It is primarily composed of limestone. The EAA has an active program to educate the public on water conservation and also operates several active groundwater recharge sites. The San Antonio River Authority also has a number of flood-control structures that effectively recharge the aquifer (Texas Almanac 2019).

Conservation districts are promoting more-efficient irrigation techniques, and market-based, voluntary transfers of unused agricultural water rights to municipal uses are more common.

2.5.3.2 Bear Creek

Bear Creek lies within the contributing zone of the Edwards Aquifer, although the drainage lies on the northern fringe of the recharge zone. Water flowing through Bear

Creek reaches the Edwards Aquifer recharge zone downstream below the Guadalupe River confluence. Figure 9 shows the boundary between the contributing and recharge zones near Bear Creek.

2.5.3.3 San Marcos River

The San Marcos area lies immediately to the south of the Edwards Aquifer, above the Trinity Aquifer. The springs that provide water to the area are rain fed with outflows fluctuating based on rainfall and human consumption.

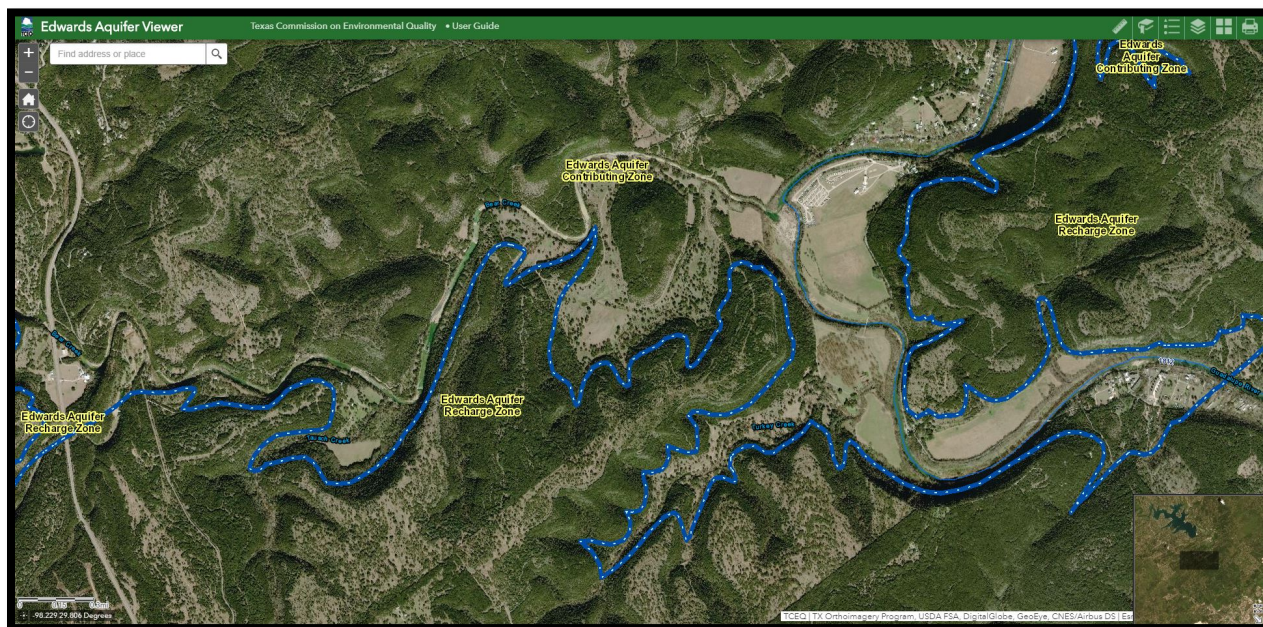


Figure 9: Edwards Aquifer Contributing and Recharge Zones near Bear Creek

2.5.4 Water Quality

Texas Commission on Environmental Quality (TCEQ) sets and implements standards for surface water quality to improve and maintain the quality of water in the state based on various beneficial use categories for the water body. The Texas Integrated Report of Surface Water Quality, which is a requirement of the Federal Clean Water Act Sections 305(b) and 303(d), evaluates the quality of surface waters in Texas and identifies those that do not meet uses and criteria defined in the Texas Surface Water Quality Standards (TSWQS). The Texas Integrated Report describes the status of Texas' surface waters based on historical data and assigns waterways to various categories depending on the extent to which they attain the TSWQS.

2.5.4.1 Guadalupe River

Existing water quality within the Guadalupe River is largely affected by Canyon Lake. Additionally inputs include natural springs, rainfall, and associated storm water flows originating from residential, industrial and agricultural properties near rivers, creeks, and tributaries.

The Draft 2018 Texas Integrated Report - Texas 303(d) List (TCEQ 2019B) does not identify any segment within the Guadalupe River from below Canyon Lake Dam down to Seguin, Texas as being impaired or exceeding TSWQS.

As of July 2019, no fish consumption advisories have been issued for the Guadalupe River by Texas Department of State Health Services (DSHS) (DSHS 2019).

As a result of the passage of Texas Senate Bill 1 (SB1) in 1997, water planning in Texas became the domain of regional planning groups rather than the Texas Water Development Board (TWDB). As a part of the planning process, each regional planning group may include recommendations for the designation of ecologically unique river and stream segments in their adopted regional water plan

The Guadalupe River, from the confluence of the Comal River in Comal County upstream to the Kendall/Kerr County line (excluding Canyon Lake), has been designated as a significant stream segment by the Texas Water Development Board for its contribution to the Edwards Aquifer, riparian conservation, high water quality and aesthetics, as well as overall high use (TPWD 2019).

2.5.4.2 Bear Creek

The Draft 2018 Texas Integrated Report - Texas 303(d) List (TCEQ, 2019B) does not identify any segment within Bear Creek area as impaired or exceeding TSWQS.

As of July 2019, no fish consumption advisories have been issued for Bear Creek by DSHS (DSHS, 2019).

Bear Creek watershed is fed by rainfall and by two spring flows (Heitmuller et al. 2003). Few urban areas and many farms have allowed for generally clear water flows into Guadalupe River outside of flood events. With little urban development in the Bear Creek watershed, it can be assumed that these waters are of good to excellent quality for aquatic life use.

2.5.4.3 San Marcos

Existing water quality within the San Marcos area is affected by the Edwards Aquifer outflow as well as rainfall, and associated storm water flows originating from residential, industrial and agricultural properties in around the San Marcos area. Downstream of the City of San Marcos, agriculture run-off becomes more influential as the area serves as a transition zone between residential and industrial to agriculture areas.

The Draft 2018 Texas Integrated Report - Texas 303(d) List (TCEQ 2019B) does not identify any segment within the San Marcos area as impaired or exceeding TSWQS.

As of July 2019, no fish consumption advisories have been issued for the San Marcos area by DSHS (DSHS 2019).

The San Marcos River, from the confluence with the Guadalupe River in Gonzales County upstream to a point 0.7 mile downstream of I-35 in Hays County, has also been designated as a significant stream segment by the Texas Water Development Board for its contribution to riparian conservation, and threatened or endangered species/unique communities (TPWD 2019).

2.5.5 Wetlands

Waters of the United States are defined within the Clean Water Act (CWA), and jurisdiction is addressed by the USACE and United States Environmental Protection Agency (USEPA). Wetlands are a subset of the waters of the United States that may be subject to regulation under Section 404 of the CWA (40 CFR 230.3). Wetlands are those areas inundated or saturated by surface or groundwater at a frequency and duration sufficient to support, and that under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions.

The National Wetlands Inventory (NWI) established by U.S. Fish and Wildlife Service (USFWS) was used to identify wetland types in the study area, as described in section below. During site visits with USFWS and TPWD staff in the late summer of 2017, various physical, geological, and biological data were collected to help describe habitat and habitat quality, see Appendix C2. While access was limited to public areas, a combination of site visits, NWI data, and aerial imagery was used to map general habitat types, including wetlands to better describe existing conditions.

2.5.5.1 Guadalupe River

Wetlands along the Guadalupe River typically form near river and creek beds, or other areas with low topographic relief, or adjacent to rivers in the form of oxbows and small ponds. Because of the steep topography of the Edwards Plateau, wetlands within the topographic province are rare. Wetlands are more common east of I-35 in the study area within the Blackland Belt topographic province which consists of flatter land that allows for more wetlands to occur. Appendix C2 provides more detail regarding acreage and quality of aquatic habitat along the Guadalupe River.

2.5.5.2 Bear Creek

Bear Creek lies within the Edwards Plateau topographic province, which makes wetlands rarer than those found in the neighboring Blackland Belt. Wetlands still exist in Bear Creek, but are concentrated in areas of low topographic relief near the creek channel. Appendix C2 provides more detail regarding acreage and quality of aquatic habitat along Bear Creek.

2.5.5.3 San Marcos

The San Marcos area transitions from heavy urban use along the western edge to agriculture and pockets of prairie. Many of the flatlands near the rivers been converted from wetland and riparian habitat to farms or small housing communities. Remaining wetlands are largely constricted to the river channel, side channel ponds, and remnant

oxbows immediately adjacent to rivers. Appendix C2 provides more detail regarding acreage and quality of aquatic habitat in the San Marcos area.

2.6 Biological Resources

2.6.1 Vegetation

Vegetation varies across the study area. From the Edwards Plateau canyons and narrow drainages to the flat fertile prairies, general vegetation communities can be described by which ecoregion the area sits in. Figure 10 shows where each area lies within the ecoregions of Texas. Appendix C2 provides more detail and regarding acreage and habitat quality of terrestrial habitat for all areas described below.

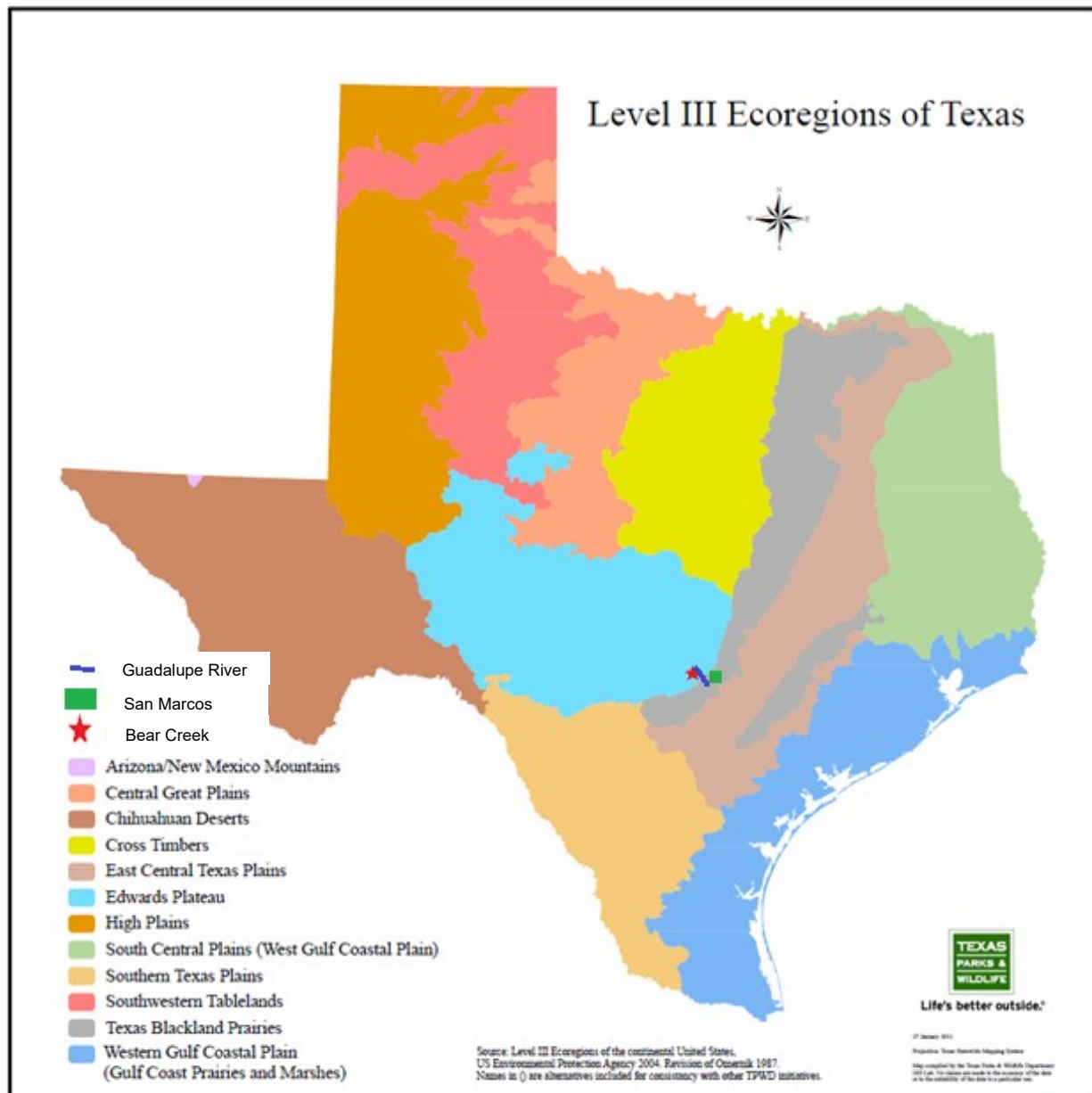


Figure 10: Ecoregions within the State of Texas and the Lower Guadalupe Feasibility Study Area.

2.6.1.1 Guadalupe River

The Guadalupe River lies within the Edwards Plateau and Texas Blackland Prairies ecoregions. The greater Guadalupe River area can be generally described by two different habitat types split by the I-35 corridor. The vegetative composition of these two ecoregions are discussed in more detail for vegetative descriptions for Bear Creek and San Marcos sections. Dense oak-juniper woodlands dominate the areas above New Braunfels, west of I-35 and similar to that of Bear Creek. The drastic transition to a mix of riparian scrub shrub lined rivers and creeks with mixed riparian forests, gradually fading to grasslands and heavy agriculture use occurs east of I-35, which closely resembles vegetation communities in the San Marcos area.

2.6.1.2 Bear Creek

Bear Creek lies within the Edwards Plateau ecoregion as seen in the figure above. It is a land of many springs, stony hills, and steep canyons. The region is home to a host of rare plants and animals found nowhere else on earth. Soils are usually shallow with a variety of surface texture underlain by limestone. Though open grasslands and savannahs were more common in pre-settlement times than they are today, the Edwards Plateau is characterized by grasslands, oak-juniper woodlands, and plateau live oak and mesquite savannah. Figure 11 shows the distribution of habitat in Bear Creek.

The Guadalupe River Valley bottomlands support a restricted hardwood forest of various species including pecan (*Carya illinoensis*), hackberry (*Celtis spp.*), live oak (*Quercus virginiana*), Texas oak (*Quercus buckleyi*), elm (*Ulmus spp.*), bald cypress (*Taxodium distichum*), and Texas black walnut (*Juglan microcarpa*). Slopes and uplands support live oak, some post oak (*Quercus stellata*) and blackjack oak (*Quercus marilandica*), Texas ash (*Fraxinus texensis*), Texas persimmon (*Diospyros texana*), Texas sophora (*Sophora affinis*), and Ashe juniper (*Juniperus ashei*). Climax grasses consist of switchgrass (*Panicum virgatum*), several species of bluestem (*Andropogon sp.*), gramas (*Bouteloua sp.*), and lovegrass (*Eragrostis sp.*), curly mesquite (*Hilaria belangeri*), buffalo grass (*Bouteloua dactyloides*), and Indiangrass (*Sorghastrum nutans*). Common upland and hillside vegetation include yucca (*Yucca spp.*) and prickly pear (*Opuntia engelmanni*). Disturbed upland sites contain numerous species of forbs, vines, and shrubs that are intermixed with noxious and/or invasive species such as ragweed (*Ambrosia spec.*), cocklebur (*Xanthium spec.*), annual broomweed (*Amphichayris dracunculoides*), bloodweed (*Ambrosia trifida*), and Johnson grass (*Sorghum halepense*).

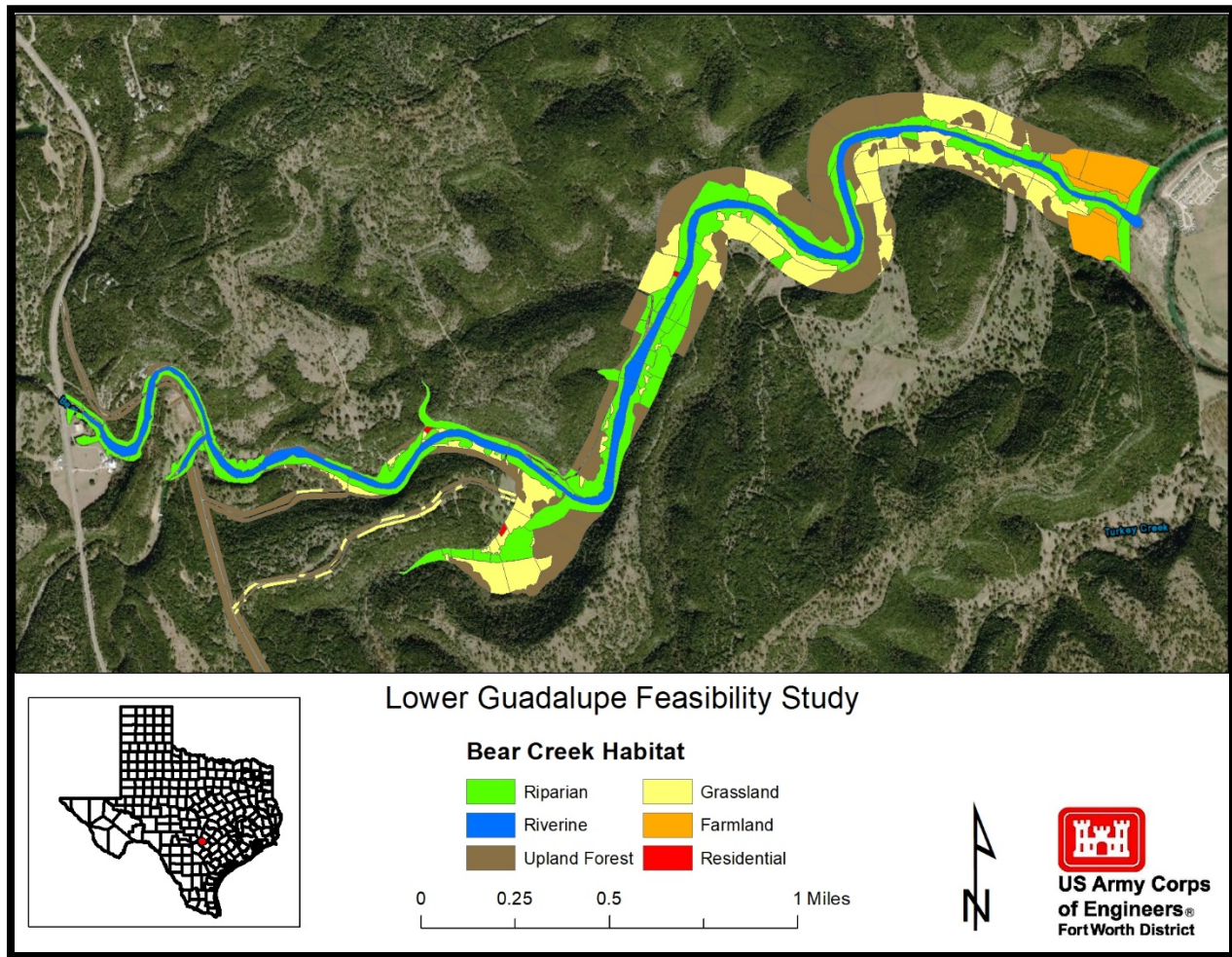


Figure 11: Existing Bear Creek Habitat

2.6.1.3 San Marcos

San Marcos area lies within the Texas Blackland Prairies ecological region in central Texas. The largest section of the ecoregion is mostly south to north trending, starting at San Antonio and nearly reaching the Oklahoma border north and northeast of Dallas. The other part of the Texas Blackland Prairies trends southwest to northeast, starting at about 55 miles southeast of San Antonio. This smaller, more southeastern located part of the ecoregion is commonly called the Fayette Prairie. The entire Texas Blackland Prairies ecoregion covers approximately 19,500 square miles.

The land cover of the Texas Blackland Prairies at the beginning of the 19th century was predominately tallgrass prairie, with forest found primarily along stream courses and some uplands. The common grass and forb species include little bluestem (*Schizachyrium scoparium*), big bluestem (*Andropogon gerardi*), yellow Indiangrass (*Sorghastrum nutans*), switchgrass (*Panicum virgatum*), eastern gamagrass (*Tripsacum dactyloides*), tall dropseed (*Sporobolus compositus*), asters (*Aster spp.*), prairie bluet (*Stenaria nigricans*), prairie clovers (*Dalea spp.*), and coneflowers (*Echinacea spp.*).

Bottomland hardwoods forest are not as prevalent, but where they occur common species include bur oak (*Quercus macrocarpa*), Shumard oak (*Quercus shumardii*), post oak (*Quercus stellata*), blackjack oak (*Quercus marilandica*), green ash (*Fraxinus pennsylvanica*), pecan (*Carya illinoensis*), cedar elm (*Ulmus crassifolia*), American elm (*Ulmus americana*), Winged elm (*Ulmus alata*), sweetgum (*Liquidambar styraciflua*), sugar hackberry (*Celtis laevigata*), and eastern cottonwood (*Populus deltoides*). Slopes and upland forests support mesquites (*Prosopis laevigata*) and several cedars and junipers (*Juniperus spp.*), and have become more prevalent due to the absence of regular fires. Figure 12 shows the distribution of habitat in the San Marcos area.

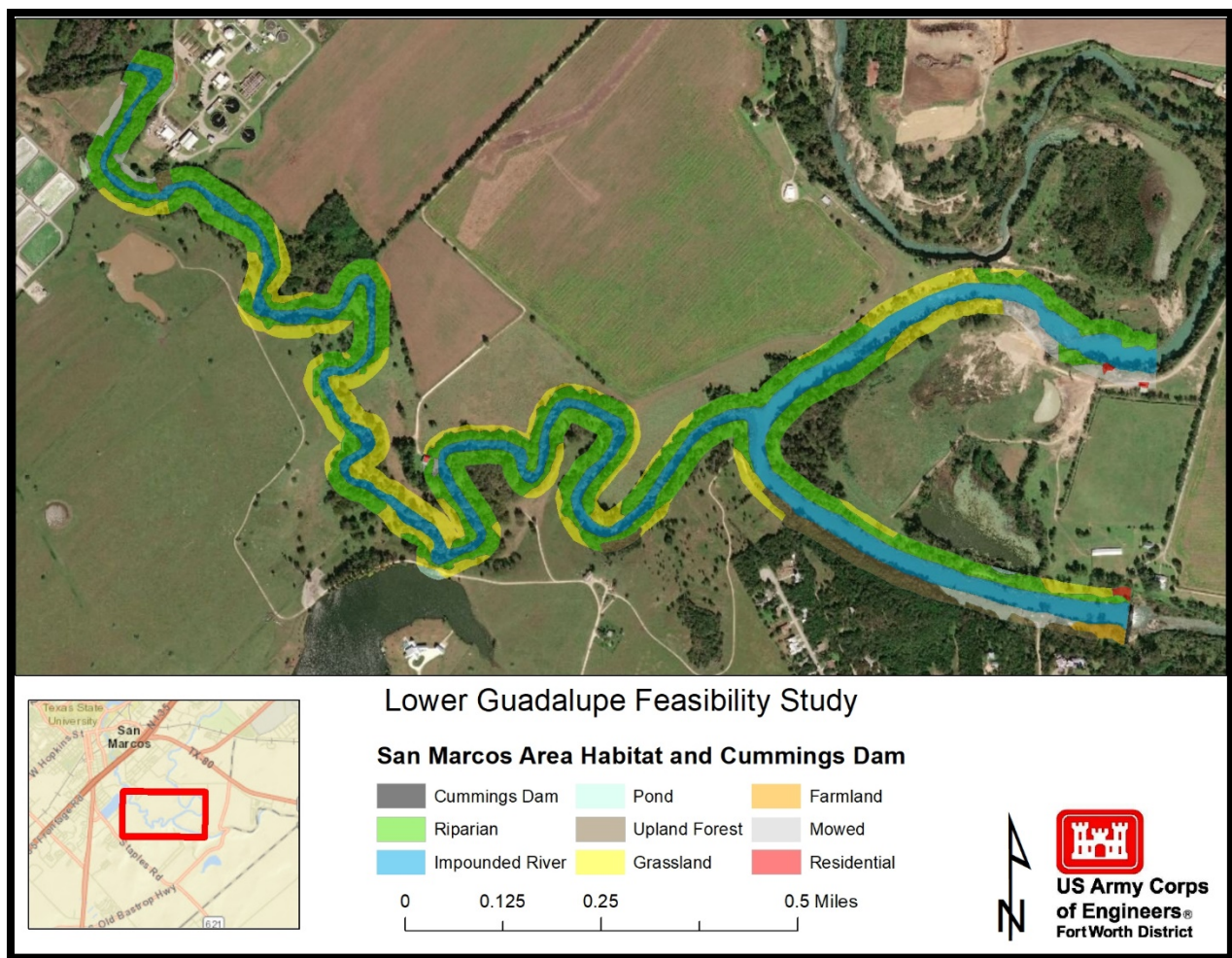


Figure 12: Existing San Marcos Habitat

Vegetation within the San Marcos refers to areas immediately adjacent to and within the rivers and creeks. Because the area is subject to varying degrees of river flow including flooding, the grasses and shrubs are periodically inundated and recolonized. This results in a mixed under- and overstory riparian forest community. The sudden changes of the meandering river and can quickly erode and wash away vegetation during

flooding, this is evident in the isolated bands of old growth trees along the river banks. The influence of flooding and local development has shaped the scrub shrub shorelines with mixed riparian forest corridors.

2.6.2 Fisheries and Wildlife Resources

2.6.2.1 Guadalupe River

The Guadalupe River provides for a wide mixture of freshwater based habitats for fish and wildlife; the evidence of this can be found in the diversity of fish, crustaceans, mussels, insects, birds, mammals, and reptiles that can be found within it and on adjacent lands. Fish species found in the Guadalupe River include largemouth bass (*Micropterus salmoides*), white bass (*Morone chrysops*), striped bass (*Morone saxatilis*), channel catfish (*Ictalurus punctatus*), blue catfish (*Ictalurus furcatus*), and flathead catfish (*Pylodictis olivaris*). Annual stockings of rainbow trout (*Oncorhynchus mykiss*) also occur downstream of Canyon Dam.

2.6.2.2 Bear Creek

Bear Creek provides habitat for small fish, crustaceans, aquatic invertebrates, amphibians, and other wildlife species. The spring fed low water flow conditions and numerous low water dams, provide refuge and foraging habitat even during the hot Texas summers. Within Bear Creek small finger size fish like red shiner (*Cyprinella lutrensis*) and fathead minnow (*Pimephales promelas*) are likely to be more prevalent while larger football size fish like largemouth bass (*Micropterus salmoides*) and channel catfish (*Ictalurus punctatus*) are more likely to occur in numbers downstream in the Guadalupe River. The relative inaccessibility for human foot traffic and kayaking, as well as a lack of urbanization in the area help to create an area that species are rarely disturbed as compared to other areas within Comal County.

Bear Creek is home to various warblers, upland birds, migratory birds, and birds of prey. Other wildlife includes squirrels (*Sciurus* spp.), common raccoons (*Procyon lotor*), coyotes (*Canis latrans*), bobcats (*Lynx rufus*), porcupines (*Erethizon dorsatum*), and skunks (Mephitidae).

An important vegetation type within Bear Creek is the oak-juniper woodlands. Mature stands of Ashe juniper and mixed oak forest provide important nesting areas for the golden-cheeked warbler (*Dendrioca chrysoparia*), a federally-listed endangered neotropical bird.

2.6.2.3 San Marcos

The San Marcos area fish and wildlife success is greatly dependent on rainfall and freshwater consumption. Therefore, the area provides intermittent habitat for fish and wildlife species. When the rivers are flowing, they provide pristine water conditions and availability of habitat in the rivers provide for great conditions for a diversity of fish, crustaceans and mussels to thrive. Otherwise ponding can occur resulting in pools that if not replenished with water would starve out whatever is caught within them. What vegetation is available for both rivers can be found directly alongside and within the rivers. The meandering nature of the rivers create tear drop peninsulas that provide

prime isolated habitats for birds. And when the rivers are flowing high these peninsulas serve as refuges for animals.

The San Marcos area is home to various migratory songbirds, waterfowl and birds of prey. The typical animals found are squirrels (*Sciurus* spp.), raccoons (*Procyon lotor*), coyotes (*Canis latrans*), bobcats (*Lynx rufus*), porcupines (*Erethizon dorsatum*) and skunks (*Mephitidae*). Common fish species include catfish, bass, crappie, and sunfish.

2.6.3 Federally Threatened and Endangered Species

The purpose of the Endangered Species Act is to provide protection for Endangered and Threatened Species. Protection is not limited to the species itself but also to the ecosystems upon which they depend on for survival. USFWS is the primary agency responsible for implementing the Endangered Species Act, and is responsible for birds and other terrestrial and freshwater species. USFWS responsibilities under the Endangered Species Act include (1) the identification of threatened and endangered species; (2) the identification of critical habitats for listed species; (3) implementation of research on, and recovery efforts for, these species; and (4) consultation with other Federal agencies concerning measures to avoid harm to listed species.

An endangered species is a species officially recognized by USFWS as being in danger of extinction throughout all or a significant portion of its range. A threatened species is a species likely to become endangered within the foreseeable future throughout all or a significant portion of its range. Proposed species are those that have been formally submitted to Congress for official listing as threatened or endangered. Species may be considered eligible for listing as endangered or threatened when any of the five following criteria occur: (1) current/imminent destruction, modification, or curtailment of their habitat or range; (2) overuse of the species for commercial, recreational, scientific, or educational purposes; (3) disease or predation; (4) inadequacy of existing regulatory mechanisms; and (5) other natural or human-induced factors affecting their continued existence.

In addition, USFWS has identified species that are candidates for listing as a result of identified threats to their continued existence. The candidate designation includes species for which USFWS has sufficient information to support proposals to list as endangered or threatened under the Endangered Species Act. Until the species has gone through the entire review process it will not be listed as either endangered or threatened. Although not afforded protection by the Endangered Species Act, candidate species may be protected under other Federal or state laws.

The USFWS's Information for Planning and Consultation (IPaC) database (2019A, 2019B, and 2019C) lists the threatened and endangered species that may occur within the project area (see USFWS Species List in Appendix C3).

2.6.3.1 Federally Listed Threatened and Endangered Species Occurrence within Guadalupe River, Bear Creek, and San Marcos Area.

Based on the habitat requirements of listed species, the likelihood of listed species occurring within the study's action areas was evaluated based on existing habitat conditions and species distribution during informal consultation with USFWS and TPWD. Two species have the potential to occur in the project areas and are discussed in the sections below.

2.6.3.2 Species and Habitat Descriptions

Descriptions of species with the potential to occur within the study's action areas are provided below. For more information regarding all species listed in the study area, see Appendix C3.

2.6.3.2.1 Golden-cheeked Warbler

Golden-cheeked warbler habitat consists of old-growth and mature growth Ashe juniper-oak woodlands in rocky terrain (NatureServe, 2018D). Within the U.S, the species can only be found with the Edwards Plateau Ecoregion. It is a migratory species that spends its winters in Honduras and Guatemala. The species is a small yellow-and-black songbird that preys on insects. There have been numerous sightings of the species in the surrounding areas of the project area. Golden-cheeked warbler (GCWA) habitat was mapped throughout the GCWA range in Texas and categorized based on whether the patch of habitat was lost, gained, or remained over the course of several years (Duarte et al. 2013). GCWA habitat within the Bear Creek area is shown in Figure 13.

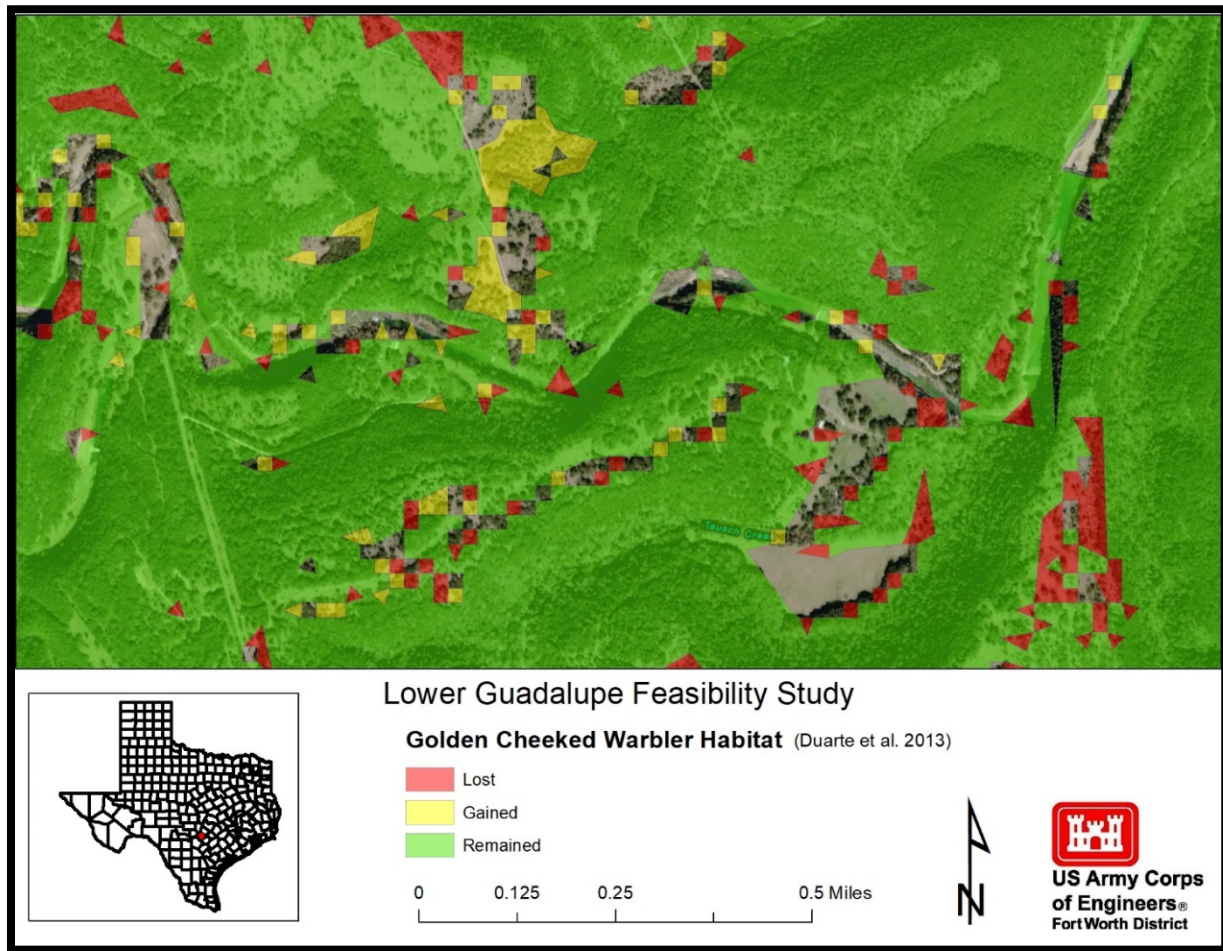


Figure 13: Golden-cheeked Warbler Habitat along Bear Creek

2.6.3.2.2 Texas Wild-rice

When Texas wild-rice (*Zizania texana*) was first described in 1933, it was found in abundance in the San Marcos River and Spring Lake, as well as in contiguous irrigation ditches (Terrell et al., 1978; Silveus, 1933). Following its discovery, abundance of Texas wild-rice declined substantially. In 1978, Texas wild-rice was listed as Federally endangered due to habitat degradation and competition with non-native species.

Spring flow is critical for growth and survival of Texas wild-rice (Saunders et al., 2001). Texas wild-rice relies on CO₂ as its inorganic carbon source for photosynthesis rather than the more commonly available bicarbonate used by most other aquatic plants (Seal and Ellis, 1997). Water from the Edwards Aquifer contains relatively high levels of dissolved CO₂ due to the calcium carbonate makeup of the region's karstic geology, and springflows transport the dissolved gas-enriched water downstream.

The current distribution of Texas wild-rice extends from the upper reaches of the San Marcos River to just upstream of the wastewater treatment plant in San Marcos. The heaviest concentration occurs in Spring Lake and on upstream side of the associated

dam. The most recent range wide estimate of Texas wild-rice coverage is 39,417 square feet from September 2011 (Bio-West 2012, and USFWS 2013A). Data indicate that while the total areal coverage of Texas wild-rice has generally increased in recent years, the distribution of the species has contracted (Poole, 2002). Texas wild-rice is now only found in the upper 3.5 miles of the San Marcos River, including Spring Lake. All examples of Texas wild-rice now found in Spring Lake are the result of reintroduction efforts (USFWS, 1996).

Increased sedimentation, water depth and turbidity, and a decrease in current velocities have contributed to a loss of habitat for Texas wild-rice throughout the lower portions of its historic range (Poole and Bowles, 1999). While water depth and current velocity are primarily dependent on the rate of spring flow into the San Marcos River, dams and other modifications have substantially altered local conditions of depth and current velocity. The impacts of increased sedimentation and turbidity on Texas wild-rice are largely a result of urbanization within the contributing watershed. Other threats to Texas wild-rice include direct damage to plants and substrates as a result of recreation and herbivory by waterfowl.

When a species is proposed for listing as endangered or threatened under the Endangered Species Act, the USFWS must consider whether there are areas of habitat believed to be essential to the species' conservation. Those areas may be proposed for designation as critical habitat.

Within the San Marcos area, critical habitat has been designated for Texas Wild-rice from the confluence of the San Marcos and Blanco Rivers upstream to Spring Lake.

2.6.3.3 Texas Natural Diversity Database

2.6.3.3.1 Guadalupe River

The Texas Natural Diversity Database (TXNDD), administered by TPWD, manages and disseminates occurrence of information on rare species, natural communities, and animal aggregations in Texas to help guide project planning efforts. An official request via email was made on March 22, 2019 and USACE received the information from TPWD on April 1, 2019. USACE Biologists requested information for the Sattler USGS quadrangle within Guadalupe River portion of the Lower Guadalupe River Study Area.

In the information that TXNDD provided, there were sixteen rare or unique species that occur within the Guadalupe River and nearby areas but no communities listed. Within this there is: one mammal, western spotted skunk (*Spilogale gracilis*); five species of fish, Texas shiner (*Notropis amabilis*), Guadalupe darter (*Percina apristis*), Guadalupe bass (*Micropterus treculii*), fountain darter (*Etheostoma fonticola*), plateau shiner (*Cyprinella lepida*); one salamander, Blanco River Springs salamander (*Eurycea pterophila*); six species of plants, Warnock's coral-root (*Hexalectris warnockii*), narrowleaf brickell-bush (*Brickellia oblongifolia*), buckley's fluffgrass (*Tridens buckleyanus*), bracted twistflower (*Streptanthus bracteatus*), Texas amorphia (*Amorpha roemeriana*), Lindheimer's tickseed (*Desmodium lindheimeri*); two species of mussels,

golden orb (*Quadrula aurea*), Guadalupe orb (*Cyclonaias necki*); and one snail, flattened cavesnail (*Phreatodrobia micra*).

2.6.3.3.2 Bear Creek

An official request via email was made on October 16, 2018 and USACE received the information from TPWD on October 26, 2018. USACE Biologists requested information for the Sattler USGS quadrangle within the project area.

In the information that TXNDD provided, there were not any rare or unique species nor natural communities that occur within the Bear Creek. However, there are areas within a 5 mile radius of Bear Creek that TXNDD identified as to containing rare and unique species, such as: narrowleaf brickellbush (*Brickellia eupatorioides* var. *gracillima*), Texas Amorpha (*Amorpha roemeriana*), Guadalupe Darter (*Percina apristis*), Linheimer's tickseed (*Desmodium lindheimeri*), Blanco River Springs Salamander (*Eurycea pterophila*), Buckley's fluffgrass (*Buckley tridens*), A Bathynellid (*Texanobathynella bowmani*), hill county wild-mercury (*Argythamnia aphoroides*), Texas Shiner (*Notropis amabilis*), Bracted Twistflower (*Streptanthus bracteatus*) and Warnock's coral-root (*Hexalectris warnockii*), and western spotted skunk (*Spilogale gracilis*).

2.6.3.3.3 San Marcos

An official request via email was made on March 14, 2019 and USACE received the information from TPWD on March 22, 2019. USACE Biologists requested information regarding any unique species or community occurrences for the San Marcos South USGS quadrangle which includes the San Marcos area. In the information that TXNDD provided, the Guadalupe Darter (*Percina apristis*), was detected and may occur in the region.

On 31 December, 2010, Guadalupe Darter was detected at a location within the San Marcos area as well with numerous previous sightings. The ideal habitat for this species is rocky/gravelly runs of permanent rivers and streams (NatureServe, 2018G; and Texas State University-San Marcos, 2017).

Within a five mile radius of the San Marcos area, the TXNDD identified other rare and unique species, and natural communities such as: headwater catfish (*Ictalurus lupus*), heller's marbleseed (*Onosmodium helleri*), Texas wild-rice (*Zizania texana*), Guadalupe bass (*Micropterus treculii*), ironcolor shiner (*Notropis chalybaeus*), Texas blind salamander (*Eurycea rathbuni*), hill county wild-mercury (*Argythamnia aphoroides*), and Texas Shiner (*Notropis amabilis*).

2.6.4 Invasive Species

2.6.4.1 Guadalupe River and Bear Creek

An invasive species is defined as a plant or animal that is non-native (or native nuisance) to an ecosystem and whose introduction causes, or is likely to cause, economic and/or environmental harm, or harm to human health. Invasive species can thrive in areas beyond their normal range of dispersal. These species are characteristically adaptable, aggressive, and have high reproductive capacity. Their vigor, along with a lack of natural enemies or controls, often leads to outbreak populations with some level of negative effects on native plants, animals, and ecosystem functions and are often associated with disturbed ecosystems and human activities.

Table 6 lists many of the invasive and exotic species that are currently exist or have been found at Canyon Lake. For this report, an assumption has been made that if an invasive species is found within Canyon Lake then it could be found within the Bear Creek and the Guadalupe River as well. Canyon Lake is about 3 miles north of Bear Creek and drains directly into a shared waterway, the Guadalupe River.

Invasive species with potential to occur in Bear Creek and the Guadalupe River include house sparrow (*Passer domesticus*), European starling (*Sturnus vulgaris*), and the zebra mussel (*Dreissena polymorpha*). Zebra mussels were recently detected in Canyon Lake. The low water dams and lack of boat traffic may slow down the spread of zebra mussels into the Bear Creek. Although native, brown-headed cowbirds (*Molothrus ater*) have become problematic due to their expanding range associated with agriculture and human development. The lack of urban landscaping in the immediate area may also limit the spread of many common landscaping plants from colonizing the area.

Table 6: Invasive Species Found in Guadalupe River

Habitat	Common Names	Scientific Name
Plant		
Terrestrial	Tree of heaven	<i>Ailanthus altissima</i>
Terrestrial	Yellow star thistle	<i>Centaurea solstitialis</i>
Terrestrial	Chinaberry tree	<i>Melia azedarach</i>
Terrestrial	Chinese tallow tree	<i>Triadica sebifera</i>
Terrestrial	Castor beans	<i>Ricinus communis</i>
Terrestrial	King Ranch bluestem	<i>Bothriochloa ischaemum</i>
Terrestrial	Ashe juniper	<i>Juniperus ashei</i>
Terrestrial	Willow baccharis	<i>Baccharis salicina</i>
Animal		
Terrestrial	Feral hog	<i>Sus scrofa</i>
Terrestrial	Feral cat	<i>Felis catus</i>
Aquatic	Zebra mussel	<i>Dreissena polymorpha</i>
Aquatic	Armored Catfish	<i>Hypotomus plecostomus</i>
Birds		
Terrestrial	Eurasian sparrow	<i>Passer montanus</i>
Terrestrial	European starling	<i>Sturnus vulgaris</i>
Insect		
Terrestrial	Fire ants	<i>Solenopsis invicta</i>

Source USACE (2015)

2.6.4.2 San Marcos

Table 7 lists many of the invasive and exotic species found within the San Marcos area. Other species are currently being researched for their invasive characteristics, while there may be debate on whether other species should be considered invasive.

Table 7: Invasive Species Found in San Marcos Area

Habitat	Common Names	Scientific Name	Prevalence
Plant			
Aquatic	Giant Reed	<i>Arundo donax</i>	Minor
Aquatic	Hydrilla	<i>Hydrilla verticillata</i>	Moderate
Aquatic	Dwarf Hygrophila	<i>Hygrophila polysperma</i>	Minor
Animal			
Aquatic	Nutria	<i>Myocastor coypus</i>	Minor
Aquatic	Zebra Mussel	<i>Dreissena polymorpha</i>	Neighboring Threat
Terrestrial	Feral Cat	<i>Felis catus</i>	Minor
Aquatic	Bighead Carp	<i>Hypophthalmichthys nobilis</i>	Minor
Aquatic	Armored Catfish	<i>Hypotomus plecostomus</i>	Minor
Aquatic	Grass Carp	<i>Ctenopharyngodon idella</i>	Minor
Birds			
Terrestrial	House Sparrow	<i>Passer domesticus</i>	Minor
Terrestrial	European Starling	<i>Sturnus vulgaris</i>	Minor
Terrestrial	Brown-headed Cowbird	<i>Molothrus ater</i>	Minor
Insect			
Terrestrial	Fire Ant	<i>Solenopsis invicta</i>	Major

Other invasive species posing a constant threat to natural communities include several species of introduced fish (including released baitfish and “aquarium dumping”), and mollusks including zebra mussels (*Dreissena polymorpha*). The neighboring waters of the San Marcos area have reported zebra mussels, therefore an assumption has been made that within the foreseeable future that this species may be found within the area. Although native, cowbirds (*Molothrus ater*) have become problematic due to their expanding range associated with agriculture and human development. The close proximity to urban landscaping has led to many common landscape plants becoming aggressive colonizers throughout the state.

2.7 Cultural Resources

The earliest well-defined cultural horizon in central Texas is the Clovis tradition, beginning approximately 11,500 years before present (BP). However, a growing body of data suggests humans were dispersed across North America as early as 13,000 to 15,000 BP, and that they may have revisited sites and established longer term settlement much earlier than previously thought (Collins 1989; Miller et al. 2013). Within 3 miles of the project study area, the Spring Lake site at San Marcos Springs contains a rich and continuous archaeological record, confirming that the region has been continuously inhabited from 13,000 BP to the present day.

Data gathered from the Texas Historical Commission (THC) Atlas Database, U.S. Geological Survey, Natural Resource Conservation Service Soil Survey, Google Earth aerial imagery, peer-reviewed literature, and information provided by local historical

societies have been used to identify previously recorded historic properties within the study area, as well as the potential for unknown significant cultural resources. Results of this research, including the regional cultural chronology and a discussion of known significant resources, are provided in Appendix D. Previously recorded surveys and cultural resources located within 1 mile (1.61 km) of the study area are summarized below.

2.7.1 Bear Creek

No systematic cultural resources surveys have been undertaken in the vicinity of Bear Creek. One previously archaeology recorded site, 41CM32 is located within 1 mile (1.61 km) of Bear Creek. The site was recorded in 1963 and is described as having a dense concentration of flint. A National Register of Historic Places (NRHP) eligibility determination has not been made for 41CM32.

2.7.2 San Marcos

Five area surveys and five linear cultural resources surveys have been conducted between 1981 and 2006 within 1 mile (1.61 km) of the study area along the San Marcos River. Each of these efforts has resulted in the discovery of pre-contact and historic era archeological resources. Thirty-four previously recorded archaeology sites and three historical markers are located within the San Marcos portion of the study area. Of these, three sites have been determined eligible for listing in the NRHP, nine have been determined ineligible, and twenty-two have undetermined eligibility. For a complete list of previously recorded cultural resources within the study area, see Appendix D.

2.8 Social and Economic Resources

2.8.1 Noise

Noise is generally described as unwanted sound, which can be based either on objective effects (i.e., hearing loss, damage to structures, *etc.*) or subjective judgments (e.g., community annoyance). The threshold of human hearing is approximately 0 dB, and the threshold of discomfort or pain is around 120 decibel (dB). Long-term noise levels are computed over a 24-hour period and adjusted for nighttime annoyances to produce the day-night average sound level (DNL). A DNL of 65 dB is the level most commonly used for noise planning purposes and represents a compromise between community impact and the need for activities like construction.

Table 8: Common Noise Emitters and Associated Decibel Readings

Noise Emitter	Decibel Reading
Quiet residential area	40
Freeway traffic	70
Car horn	110
Power lawn mower	65-95
Tractor	90
Chain saw	120

Center for Hearing and Communication (2018).

2.8.1.1 Guadalupe River

Noise generation within the Lower Guadalupe River can come from a variety of sources like vehicular traffic, boating, residential, industry, stereos, and large crowds. Because of the high tourism to the area, noise can intensify during the spring and summer time especially within New Braunfels area. The nature of surrounding topography and geology has an impact on how sound travels, in that sounds generated can be either amplified or muffled depending on local land features.

2.8.1.2 Bear Creek

Noise within Bear Creek is limited to the nearby country roads as well as to the few houses that dot the country side and the associated landscaping activities. Other than the various hunting seasons, noise does not intensify for any part of the year.

2.8.1.3 San Marcos

Noise within the San Marcos area is limited to the water rushing over Cummings Dam, nearby county and residential roads as well as to the few houses that dot the country side and the associated landscaping activities. Noise within the area intensifies within the area when crops are planted and harvested, as well as on the weekends and during summer time from the increase of kayakers that utilize the rivers within the area.

2.8.2 Aesthetics

2.8.2.1 Guadalupe River

The visual resources of a study area refer to those components of the environment perceived through the visual sense only, while aesthetic resources specifically refers to beauty in both form and appearance. Due to the intensity of adjacent land uses, these resources are also informed by the biological, land use, and recreation sections of this document. The visual and aesthetic character of the Guadalupe River has been substantially changed due to farming and urban & industrial development, which have limited the undeveloped aesthetics to the northern portion of the river. The area is comprised of hilly areas overlain with an oak-juniper forest, while the area south of New Braunfels consists of pastures, farms, urban and industrial development. Notable visual and aesthetic features within the river, include the clear transparent aquamarine waters, views of Canyon Lake Dam, and views from Cypress Bend Park, Landa Park, and Camp Comal.

2.8.2.2 Bear Creek

The Bear Creek can best described by the clear transparent aquamarine blue water that flows through the steep hilly terrain. The hills are covered by greens and browns from the thick coat of oak-juniper forests. In some areas the creeks expose the white, grays, and blacks of the limestone bedrock that is unique to the region.

2.8.2.3 San Marcos

The San Marcos area can be best described by the clear-aquamarine blue waters. These banks are lined with scrub shrub vegetation and mixed riparian forests that provide a dramatic backdrop to the highly aesthetic flowing river. These colors stand in contrast to one another when paired to the vast pale yellows and lime greens from the farmlands and pastures that stand against the trees.

2.8.3 Transportation

2.8.3.1 Guadalupe River

The Guadalupe River has numerous rail and vehicular roads crossing and running parallel to it. The major roads that cross it are: SH-337, I-35, I-10, SH-90, FM-46, and FM-123. There is no commercial shipping within the river.

2.8.3.2 Bear Creek

Transportation in the Bear Creek area is limited to local county and private roads with FM-2722 lying on the western edge of the study area.

2.8.3.3 San Marcos

San Marcos area transportation infrastructure is limited to local city, county, and private roads with FM-80 lying just north east of the impact area. The Blanco and San Marcos Rivers are not used for transportation of goods and people but rather more so for recreation.

2.8.4 Utilities

2.8.4.1 Guadalupe River

The communities along the Guadalupe River are serviced by a wide range of utility connections, with the greatest complexity focused in and around residential areas while rural private homes and industrial facilities are limited to a few. The residential areas and nearby industrial facilities are further characterized by being serviced by an established and maintained system of drainage, electrical, freshwater and sewage treatment facilities. The rural homes and industrial facilities are characterized by individual above ground power lines that feed directly into them as well by their own individual septic and water well systems. Electricity generation within the area comes from the hydropower produced by Canyon Lake Dam, wind power from the nearby wind farms, and electricity produced from the various coal and natural gas power plants within the area.

2.8.4.2 Bear Creek

Bear Creek is characterized by individual above ground power lines that feed directly into the few private homes. These homes are then characterized by being serviced by their own individual septic and water well systems.

2.8.4.3 San Marcos

The San Marcos area is characterized by individual above ground power lines that feed into the rural private home and industrial facilities as well as the one housing

community. These homes and industrial facilities are also characterized by a mixed use of septic, city water and sewage.

2.8.5 Recreation

2.8.5.1 Guadalupe River

The Guadalupe River offers numerous recreational opportunities ranging from boating, kayaking, tubing, fishing, birding, hiking, hunting, bicycling and off-roading. The tubing and kayaking conditions within New Braunfels is a major tourist attraction to the area bringing in thousands of people across the state to experience it.

2.8.5.2 Bear Creek

Bear Creek has minimal public access points, no public lands, no hiking and biking trails adjacent to the river, and is mostly surrounded by private property. With numerous small low water dams, aquatic recreational activities likely include swimming, fishing, paddling, and wildlife viewing.

2.8.5.3 San Marcos

The San Marcos area has sizable public access and boat ramps for the public to launch a kayak and float tube from. Access points are mostly located upstream within the City of San Marcos along both the San Marcos River and Blanco River. The two rivers are tube and kayak friendly, however low water dams present a challenge to cross of varying difficulty. Fishing may occur from kayaks, or small boats and from private property along the river banks. Popular game fish are bass, panfish, and catfish. Birding and wildlife viewing may also occur from the river and along the banks.

2.8.6 Economics

The major employment sector in the study area is the service sector. With the exception of Wimberly, approximately 14 percent of the employment in each of the areas was in retail trade. Wimberly, consistent with higher education levels, has almost 18 percent of its population in the professional, scientific and management sector and 19 percent in the arts, entertainment, recreation and food services sector. Other major industries include health care and manufacturing. For more detail on economics refer to Appendix B.

2.8.6.1 Socio-Economics

Both the counties of Comal and Hays, as well as the cities of New Braunfels and Wimberly have median household incomes greater than the state, with Comal County overall having the greatest median income of \$73,655. Seguin, with \$41,250, and San Marcos, with \$24,748 had lower median incomes than the State and the remainder of the geographic areas.

Both Seguin and San Marcos had higher percentages of families below the poverty level, each with almost 18 percent of families. This compares to the approximately 12 percent for the state overall. The percent was almost half in the other areas, ranging

from 6 percent in Wimberly to 9 percent in for Hays County overall. The population is shown in Table 9.

Table 9: Population Projections 2010-2050

Geographic Area	Year				
	2010	2020	2030	2040	2050
Texas	25,145,561	29,677,668	34,894,452	40,686,496	47,342,105
Comal County	108,472	147,330	204,873	282,548	389,584
Guadalupe County	131,533	170,266	221,356	280,644	351,776
Hays County	157,330	234,896	347,120	509,975	746,149
Source: Texas State Demographer, https://demographics.texas.gov					

2.8.6.2 Demographics

The racial composition of New Braunfels is 61 percent white, 2 percent Black, 34 percent Hispanic 1 percent Asian and 1 percent two or more races. This is similar to Comal County, with 69 percent white, 2 percent Black, 27 percent Hispanic, 1 percent Asian, and 1 percent two or more races. Seguin has a higher percentage of Hispanics, with 54 percent, followed by white, with 36 percent, Black, 8 percent, and Asian 2 percent. In the Blanco River damage centers, San Marcos is 49 percent white, 5 percent Black, 42 percent Hispanic, 2 percent Asian and 2 percent two or more races and Wimberly is 85 percent white, 13 percent Hispanic and 1 percent each for other and two or more races. Hays County is 55 percent white, 3 percent Black, 38 percent Hispanic, 1 percent Asian and 2 percent two or more races. By comparison, the racial makeup of the State is 42 percent white, 12 percent Black, 39 percent Hispanic, 4 percent Asian and 2 percent two or more races.

2.8.7 Health and Safety

Health and safety in the Guadalupe River Basin is affected by numerous factors. Recreation on the Guadalupe River, San Marcos, and Blanco Rivers includes tubing, canoeing, and other water based recreation as well as recreation alongside the rivers. Since 1998, approximately 27 lives have been lost within the basin. Approximately 13 of those deaths occurred when vehicles entered high water, 12 were lost when a house was swept off its piers, and the remaining 2 deaths are attributed to flood waters restricting emergency access to a residence that was not flooded.

The counties and cities recognized that flooding causes significant risk to life and safety. In response they have worked with the USGS and four new stream gauges have been installed in the watershed headwaters. One gauge was installed on Bear Creek and the other three were installed on the Blanco River upstream of the Wimberley gauge. Further, the counties have developed flood response plans that are practiced on a routine basis, with the last occurring in Hays County in June 2019. Flood warning systems have been implemented in Hays and Comal counties, where the hydrology is flashiest.

2.8.7.1 Guadalupe River

There are numerous forms of recreation within and alongside the Guadalupe River. The river has numerous roads that cross and run parallel within the floodplain. There is a long history of properties being destroyed and human life lost from flooding, such as the 2002 Flood where there was over 30 inches of rain recorded within 8 days. For further information on past flooding in the area please refer to Appendix A.

2.8.7.2 Blanco River

There are numerous forms of recreation within and alongside the Blanco River. The Memorial Day flood of 2015 had several homes swept off their piers, with one resulting in 12 deaths.

2.9 Hazardous, Toxic, and Radioactive Waste

In order to complete a feasibility level HTRW evaluation for the proposed Lower Guadalupe River project, a records search was conducted following the rules and guidance of ER 1165-2-132: HTRW Guidance for Civil Works Projects, and ASTM E1527-13: Standard Practice for Environmental Site Assessment: Phase 1 Environmental Site Assessment Process. In the records review, files, maps and other documents that provide environmental information about the project area are obtained and reviewed. To complete the records review, USACE reviewed publicly available databases and sources, using the proposed footprints of the project, along with an approximate 1 mile search distance for each of the sources. The records search revealed no potential HTRW sites within the 1 mile radius.

Although not considered HTRW, the records search also covered water wells, oil and gas wells, pipeline, and other potentially hazardous features. The search did reveal the presence of a private water well in the proposed footprint of the Bear Creek Detention. This aspect of the project may require coordination with the landowner before project implementation. Refer to the Appendix E for details of the HTRW evaluation.

3.0 Plan Formulation

3.1 Problems, Opportunities, Objectives, and Constraints

Based on the existing conditions and the NAA, study specific problems, opportunities, objectives, and constraints were developed. These problems, opportunities, objectives, and constraints would be assessed inside the study area unless otherwise indicated.

3.1.1 Problems

The problems identified in the study area are:

1. Periodic flash flooding poses a risk to human health and safety, especially on the uncontrolled Blanco and San Marcos Rivers
2. Routine flooding damages buildings, property, and infrastructure

3.1.2 Opportunities

The opportunities identified in the study area are:

1. Increase flood risk awareness
2. Improve local planning regarding future development

3.1.3 Objectives

Objectives are used to assess the how well an alternative addresses the significant problems and opportunities. The Federal Objective for all flood risk management projects is to contribute to the National Economic Development (NED) consistent with protecting the Nation's environment, pursuant to National environmental statutes and applicable Executive Orders, and following other Federal planning requirements.

The study specific objectives for the study from the year 2028 to 2078 for the focused damage centers of Lower Guadalupe River Basin are:

1. Reduce flood risks to human health and safety
2. Reduce flood damages to buildings, property

3.1.4 Constraints

The study specific constraints are:

1. Minimize impacts to the recharge of the Edwards Aquifer and coordinate any impacts with the Texas Commission on Environmental Quality (TCEQ)
2. Avoid reducing flows from the aquifer, altering cave systems, or decreasing surface water quality at the Edwards Aquifer-fed Comal and San Marcos Springs
3. Minimize impacts to nesting habitat for the endangered golden-cheeked warbler
4. Minimize negative impacts to cultural resources

3.2 Management Measures

Management Measures are actions that can be taken in general, or at a specific location, in order to achieve the stated study objectives. The initial array of management measures included both structural and non-structural measures. Structural measures modify the extents and depths of floodplains in order to reduce flood risk. Non-structural measures do not change the extents or depths of the floodplain, but change the effects flooding has on structures or people's health and safety.

3.2.1 Structural Measures

Structural measures were considered, evaluated, and screened as part of the planning process. The measures, a description, and screening are shown in Table 10. More detail on the screening of the measures is in Appendix H.

Table 10: Structural Measures Considered and Screening

Measure	Description	Screening
Detention Basin	6 ft thick Roller Compacted Concrete layer covering compacted earth	The PDT determined that this management measure should be retained for further plan formulation as they have a large regional impact by reducing flood risk.
Channelization	Excavation of existing channel to increase depth/width	This measure was kept for further evaluation as the PDT determined that channelization would be able to address flood risk in the immediate vicinity.
Floodwalls	No higher than 6 feet above grade. These measures can be placed around a single structure or a small group of structures.	Preliminary economic numbers determined that floodwalls are not economically justified and were removed from further consideration.
Levees/Berms	Berms would be constructed of compacted earthen fill with a 10 foot wide top and 0-4 feet above the surrounding terrain. Side slopes would be protected with turf matting or other suitable materials.	This measure was removed from further consideration as a stand-alone measure due to real estate costs and hydraulic considerations. A smaller feature remained possible if combined with channelization and was kept for further evaluation.

3.2.2 Non-Structural Measures

Non-structural measures were considered, evaluated, and screened as part of the planning process. The measures, a description, and screening are shown in Table 11. More detail on the screening of the measures is in Appendix H.

Table 11: Non-Structural Measures Considered and Screening

Measure	Description	Screening
Wet Floodproofing	This technique consists of reconfiguring a structure to not be damaged by flood waters.	This measure is generally not applicable to large flood depths and high velocity flows and so was removed from further consideration. Further it is applied to basements.
Dry Floodproofing	This technique consists of waterproofing the structure.	This measure was removed from further consideration because dry floodproofing is not suitable for anticipated depth of flooding
Structure Elevation	This technique lifts an existing structure to an elevation which is at least equal to or greater than the 1 percent annual chance flood elevation.	This measure was removed from further consideration as the structures best suited for elevation that were damaged in the recent flooding either were not rebuilt or raised on their own
Acquisition	This technique consists of buying the structure and the land. The structure is either demolished or is sold to others and relocated to a site external to the floodplain. The land is often used for recreation or for ecosystem restoration.	Damages do not begin until the 4 percent Annual Chance Exceedance (ACE) event. Significant damages occur at the 1 percent ACE. Given that a large number of structures receive damages at less than frequent events, the cost of acquiring and relocating those properties would overshadow the annual benefits.
Flood Warning System	This technique relies upon stream gage, rain gages, and hydrologic computer modeling to determine the impacts of flooding for areas of potential flood risk.	This management measure was retained for further consideration. Local governments in basin are currently implementing flood forecast and warning systems
Flood Emergency Preparedness Plans (FEPP)	The FEPP should incorporate the community's response to flooding, location of evacuation centers, primary evacuation routes, and post flood recovery processes.	This management measure was retained for further evaluation. Local sponsors are required to develop FEPPs as part of their responsibilities during Planning, Engineering, and Design (PED) and to implement them within one year of construction completion.
Canyon Lake Storage Reallocation	Reallocation of storage from the conservation pool to the flood storage pool.	Canyon Lake Dam is a medium risk dam and the conservation pool is unavailable for reallocation. This leaves no pool to reallocate to the flood pool should the risk at some future point be considered acceptable.

3.3 Initial Alternatives Array

A brief description of the evaluated alternatives are provided below, for more detail on an alternative see Appendix A, F, I, and J.

3.3.1 Blanco River Detention Blanco 2

The dam would extend across the Blanco River in tree covered ranch land with some open pasture. Chimney Valley Road (County Road 407), an asphalt paved road extends through the center of the proposed dam site 2 and crosses the Blanco River near the proposed dam site. County Road 407 extends northwest along the south side of the Blanco River through the inundated flood zone for approximately 2 miles. Approximately 1.5 miles upstream from the proposed dam site County road 407 crosses the Blanco River at a low water crossing & culvert. Cox Road (County Road 406), an asphalt paved road runs through the inundation flood zone from Ranch Road 165 south along the west side of the Blanco River for approximately 1.8 miles. County Road 406 crosses the Blanco River at a low water crossing & culvert at approximately 1 mile south of Ranch Road 165. Existing power and fiber optic lines that run along County Roads 407 and 406 will need to be terminated and removed or abandoned in place, or relocate to remain in service. There is an abandoned 12-inch petroleum line that runs along County Road 407. Three options were studied for the Blanco 2 site. Determined from H&H analysis, the maximum dam heights of 60, 65, and 73 feet were evaluated.

3.3.2 Blanco River Detention Hays 2

The dam would be located near the Hays/Comal/Blanco County Line. The Dam site extends across the Blanco River in tree covered ranch land with some open pasture. The dam crosses an unpaved dirt road. The unpaved road extends through the river at an unpaved low water crossing. The inundated flood zone covers tree covered ranch land with unpaved ranch roads extending throughout the area. One of the ranch roads at the far northwest end of the flood zone has an existing concrete low water crossing extending across the river. Existing utilities in the area were not verified due to the site being on private property. Utility services located within the inundation area will be terminated, abandoned, and/or rerouted.

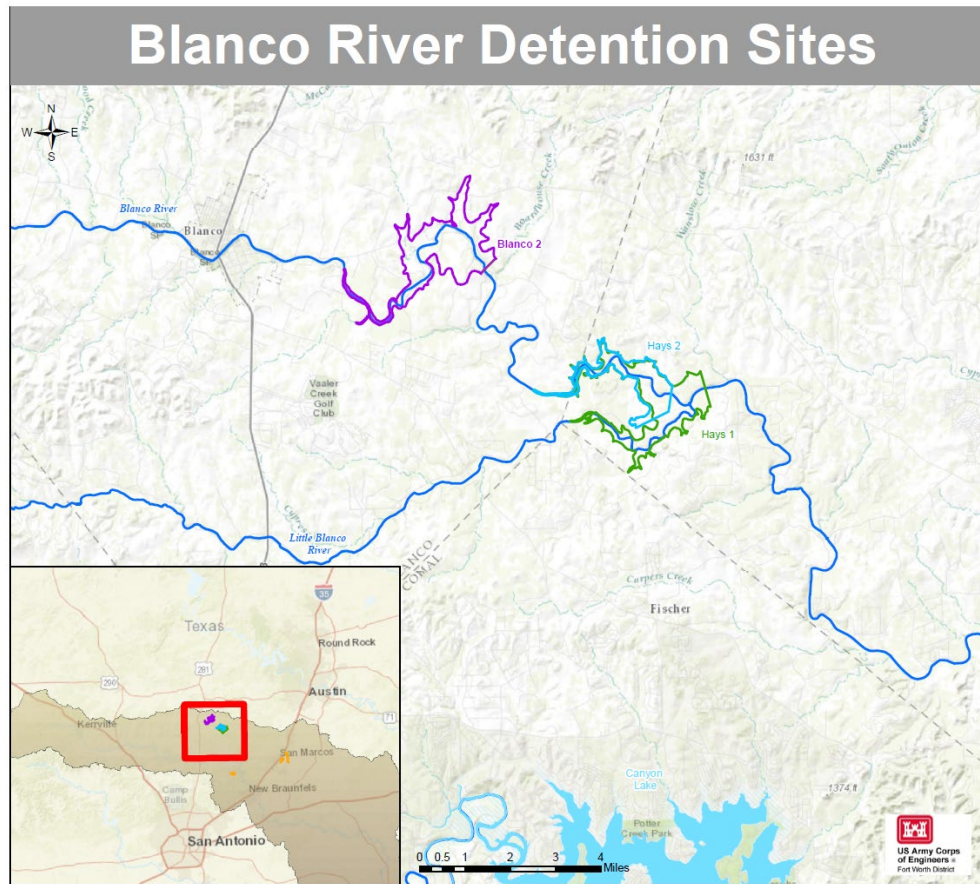


Figure 14: Blanco 2 and Hays 2 Detention Areas Map

3.3.3 Blanco River Bank Improvement

This alternative includes the combination of the Blanco Gardens berm and a diversion channel from Old Martindale Road to the San Marcos River. This alternative only provides flood mitigation benefits for the Blanco Gardens neighborhood. This alternative raises the topography of the western Blanco River bank from Highway 80 to Old Martindale Road. This elevation of the bank reduces the overflow from the Blanco River into the Blanco Gardens neighborhood. The berm is simulated at the 2 percent ACE existing condition Blanco River water surface elevations protecting the neighborhood from the more frequent storm events. Reduction of overflow into the neighborhood increases flows in the Blanco River causing a slight increase in the water surface. The diversion from near Old Martindale Road to the San Marcos River is used to mitigate that rise. The diversion consists of a 300-foot wide, 10-foot deep channel in the below figure. Additionally this alignment significantly reduces the required property acquisition because the majority of the land along this alignment is owned by the City of San Marcos. The proposed channel will require each of the crossing structures to be constructed as bridges that span the channel. The bridges were not included in the hydraulic modeling as it was assumed the bridges would be designed to generate minimal head loss.

3.3.4 Blanco River Bypass Channel

Channelization of Bypass Creek would occur from the Blanco River overflow near IH-35 and rerouting the channel to the confluence with the San Marcos River, shown in Figure 15. The increased capacity of Bypass Creek and its bypass will receive additional overflow from the Blanco River into the improved channel while avoiding heavily populated areas. This alternative reroutes Bypass Creek between Airport Highway and Highway 80 creating a shorter channel with less crossings, development, and constraints. Two conceptual channel options were investigated: 1) 125-foot, 20-feet deep channel and 2) 200-ft, 20-feet deep channel. Similar to channelization of Bypass Creek, this alternative also requires lowering the topography between the Blanco River and Bypass Creek and construction of bridges. The Blanco Garden Berm is part of this alternative.

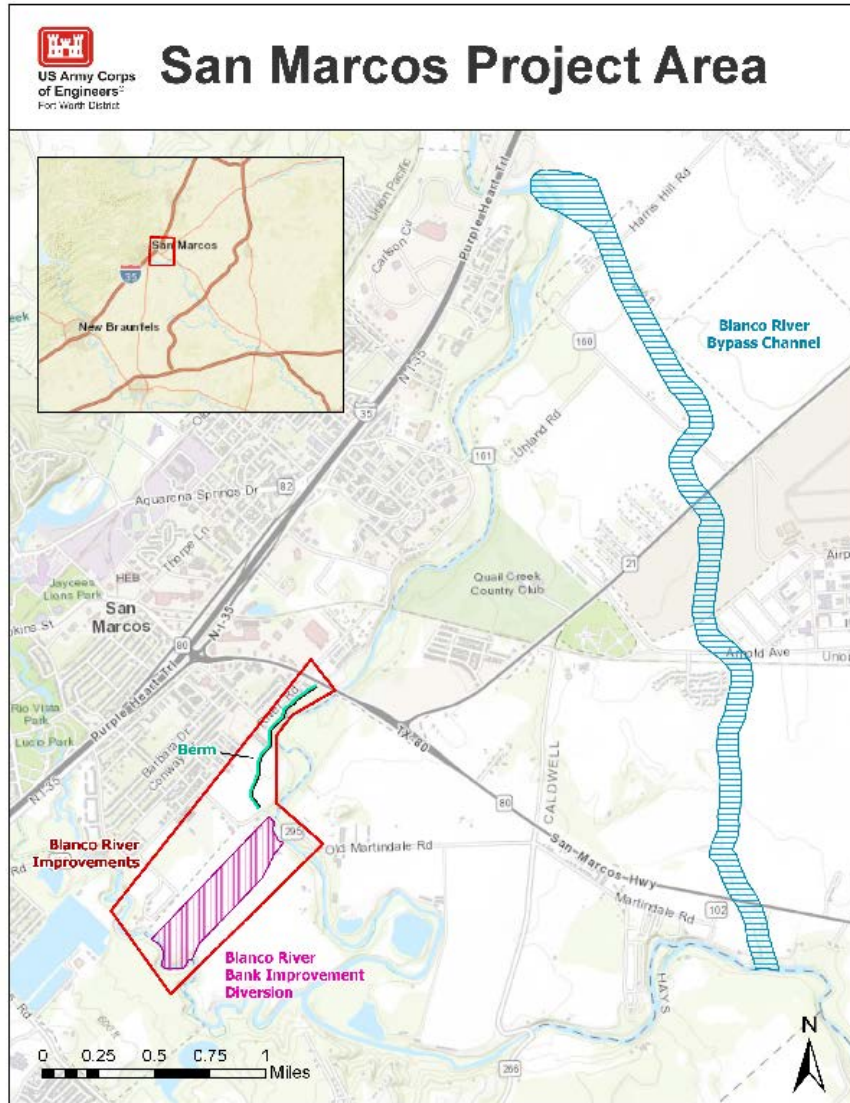


Figure 15: Blanco River Improvements Map

3.3.5 Bear Creek Detention

The Bear Creek Dam is located 1.5 miles east of Farm to Market Road 2722 and Bear Creek Trail. The dam is a 75 feet high, extends across Bear Creek in tree covered canyon lands with a culvert to convey normal flows. At the northwest end of the inundated flood area, Bear Creek Trail extends from north to south across the inundated flood zone and across a tributary to the creek. Bear Creek Trail extends from FM 2722 southeast through tree-covered canyons for approximately 1.76 miles then southwest for approximately 0.67 miles to FM 2722. Bear Creek Trail will need to be closed to traffic during flood events. Oso Arroyo road, an unpaved gravel road, runs through the inundation footprint for approximately 1.2 miles, continuing through the dam footprint. There are three lower water crossings along Oso Arroyo road.

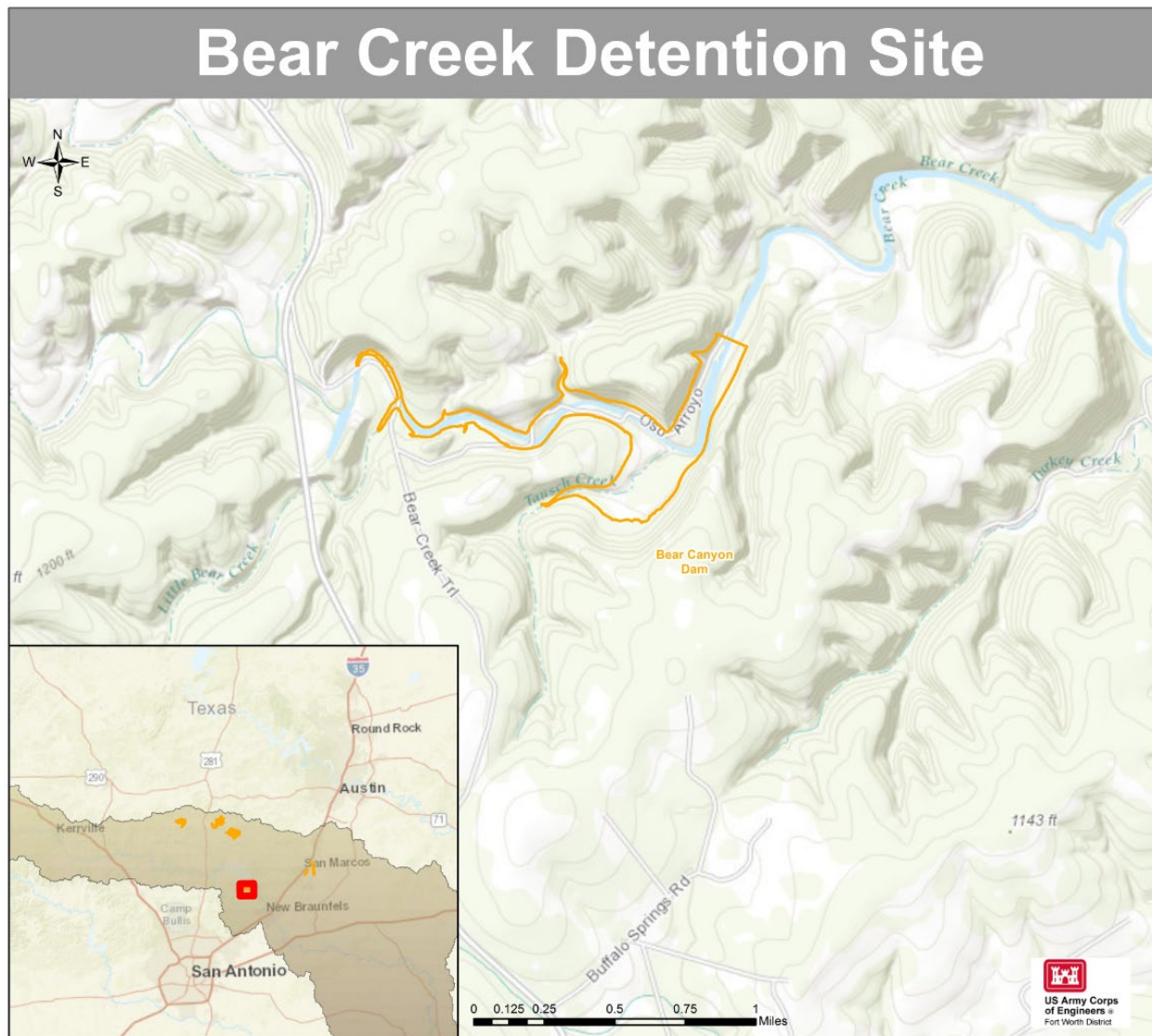


Figure 16: Bear Creek Detention Map

3.3.6 Evaluation and Comparison of Initial Alternative Array

Based on previous studies, performed by Halff and Associates, it was determined that the Hays 2 detention area would not be cost effective. The benefits of Blanco 2 were similar with an anticipated lower cost. For more detail see the Halff reports in Appendix A.

3.4 Final Array of Alternatives

The final array of alternatives included the Blanco River Detentions, Blanco River Bypass Channel, and Bear Creek Detention as described in previous sections.

3.5 Evaluation and Comparison of Final Alternative Array

Alternatives were screened and compared based on how well an alternative plan 1) accounts for all the required work in order to meet project objectives and projected benefits (Completeness); 2) achieves the planning objectives (Effectiveness); 3) complies with laws, regulation, and public policy (Acceptability); and 4) achieves the planning objectives in relation to costs (Efficiency).

3.5.1 Completeness

The alternatives in the final array would achieve the benefits described below independently. For all alternatives, this included determining mitigation of impacts to cultural and natural resources.

3.5.2 Effectiveness

3.5.2.1 Reduce Flood Risk to Human Health and Safety

Reduced risk to human health and safety was evaluated through the number of structures no longer at risk of the 0.01 AEP flood event.

Table 12: Alternatives 0.01 AEP floodplain changes

Alternative	Structures no longer at risk of the 0.01 AEP flood event
No Action Alternative	0
Blanco River Detention	131
Blanco River Bypass Channel	0
Bear Creek Detention	159

3.5.2.2 Reduce Flood Damages to Buildings, Property, and Infrastructure

Flood damages reduced were determined by evaluating the Expected Annual Damages (EAD) and comparing those with the NAA (Table 13). The reduced flood damages are weighted average over the 50 year planning horizon and reported as an annual rate. The areas of protections have no connectivity the EAD was evaluated for each area independently. The details on how these damages were developed are in Appendix B.

Table 13: Reduced Flood Damages (Oct 2017, \$1,000)

Alternative	Without Project Expected Annual Damages	With Project Expected Annual Damages	Damages Reduced
Blanco River Detention (60 foot height)	4,332	3,341	991
Blanco River Detention (65 foot height)	4,332	3,136	1,196
Blanco River Detention (73 foot height)	4,332	2,998	1,334

Blanco River Bypass Channel	4,332	2,616	1,716
Bear Creek Detention	14,048	12,436	1,612

3.5.3 Acceptability

All of the alternatives in the final array complied with laws, regulations, and public policy. This effort includes, as required by regulation, a qualitative assessment of climate change for the area, as well as a qualitative assessment on how climate change will affect the resiliency of the recommended action. The qualitative climate change analysis shows no impact on the evaluated alternatives nor a change in resiliency from one alternative to the other. Further, as shown in Section 7.0 , the Tentatively Selected Plan is in compliance with environmental laws and public policy.

3.5.4 Efficiency

3.5.4.1 Average Annual Costs and Benefits

The developed costs include the required land acquisition, construction, design, and implementation of the proposed mitigation. The costs are amortized out over the 50 year planning horizon. Costs are also found in Appendix J and annualization of the costs is shown in Appendix B. Average annual net benefits are the benefits after subtracting the average annual cost. The benefits are represented by the average annual damages reduced by an alternative.

Table 14: Alternative Cost Analysis (Oct 2017, \$1,000, 2.875% interest rate)

Alternative	First Costs	O&M Costs	Average Annual Costs	Average Annual Benefits	Net Benefits
No Action Alternative	0	0	0	0	0
Blanco River Detention (60 foot height)	53,443	300	2,334	1,227	-1,107
Blanco River Detention (65 foot height)	60,638	300	2,609	1,342	-1,266
Blanco River Detention (73 foot height)	73,014	300	3,079	1,570	-1,509
Blanco River Bypass Channel	52,503	300	2,299	1,967	-331
Bear Creek Detention	21,774	300	1,129	1,620	483

3.6 Plan Selection

After determining that Bear Creek was the only economically justified alternative, additional analysis was done. That analysis revealed that the location of the Bear Creek Detention had a high likelihood of that it is sitting on karst terrane, which is limestone with contiguous cavities. Avoiding seepage caused failures from the cavities require additional foundation work. This would be done in the form of grouting and cutoff walls. The dam would be roller compacted concrete (RCC) to ensure that overtopping does not cause failure. A newly constructed earthen dam with on top would have increased voids beneath the RCC layer. These updates in the design increased the costs of the Bear Creek detention, but would have been required for all the detention structures evaluated.

The new costs for Bear Creek are shown below. Cost uncertainty is included in the costs as contingency based on an abbreviated risk analysis, which result in an estimated first cost of \$70,293,000 with \$27,000 O&M costs. The average annual costs, benefits, net benefits, and benefit cost ratio (BCR) are shown in Table 15.

Table 15: Net Benefits of Bear Creek Detention (\$1,000, Oct 2018, 2.75% interest rate)

Alternative	Average Annual Benefits	Average Annual Costs	Net Benefits	BCR
Bear Creek Detention	1,620	2,799	-1,152	0.58

With no economically justified alternative the tentatively selected plan (TSP) is the NAA.

4.0 Tentatively Selected Plan

The NED plan is the NAA, which is also the TSP.

4.1 Risk and Uncertainty

4.1.1.1 Benefit and Cost Uncertainty

Cost uncertainty is included in the average annual costs as contingency based on an abbreviated risk analysis, which result in an estimated first cost of \$70,283,000 with \$27,000 O&M costs. The benefits could vary based on natural variability. This was captured by analyzing the net benefits using the 25, 50, and 75 percent confidence bounds. The results of that analysis are shown in Table 16, which includes the resulting Benefit-Cost Ratios (BCR).

Table 16: Net Benefit Uncertainty Analysis (\$1,000, Oct 2018, 2.75% interest rate)

Alternative	First Costs	Average Annual Benefits	Average Annual Costs	Net Benefits	BCR
No Action Alternative	0	0	0	0	0
Bear Creek Detention (25 percent Confidence)	70,283	679	2,799	-2,120	0.24
Bear Creek Detention (50 percent Confidence)	70,283	1,363	2,799	-1,436	0.49
Bear Creek Detention (75 percent Confidence)	70,283	2,295	2,799	-504	0.82

5.0 Environmental Consequences

Numerous alternatives were formulated, including structural and non-structural alternatives such as buyouts, wet and dry flood proofing, as well as other dry detentions and by pass channels to reduce flood risk and damages. The initial and final array of alternatives were screened and analyzed, ultimately identifying the No Action Alternative, also referred to as NAA or TSP, as the only alternative economically justifiable. As such, Sections 5.0 , 6.0 only analyzed the “No Action” alternative and the Bear Creek Detention Dam (BCDD) alternative.

The “No Action” alternative serves as a baseline against which alternatives can be evaluated. The Tentative Selected Plan consists of no Federal action taking place as a result of this study while the BCDD alternative entails building a detention dam on Bear Creek that would hold back water only during a flood event but allow for normal water

flow through large culverts running the length of the dam along the creek bed. Additional drawings and specifications regarding the detention dam can be found in Appendix I.

Refer to Section 3.0 for detailed descriptions and figures of the geographic extent of the BCDD. The “No Action” alternative is also referred to as the Future without Project Conditions and presumes no management measure would be taken to address the planning objectives. The discussion of each resource considers the direct and indirect effects of construction and operations related to the Tentative Selected Plan and the BCDD alternative.

The identification of potential impacts includes consideration of both the context and the degree of the impact. When feasible, distinctions are made between short- and long-term impacts; negligible and significant impacts; and negative and positive impacts. A negligible impact may have an inconsequential effect or be unlikely to occur; whereas a significant impact would have more pronounced or severe consequences, generally adverse. If the current condition of a resource would be improved or an undesirable impact would be lessened, the impact is considered beneficial.

5.1.1 Significance Criteria and Impact Characterization Scale

In accordance with CEQ regulations and implementing guidance, impacts are evaluated in terms of their significance. The term “significant,” as defined in 40 CFR 1508.27, part of the CEQ regulations for implementing NEPA, requires consideration of both context and intensity. Context means that the significance of an action must be analyzed in several settings, such as society as a whole (human, national); the affected region; the affected interests; and the locality. Significance varies with the setting of the Tentative Selected Plan. For instance, in the case of a site-specific action, significance would usually depend on the effects on the locale rather than on the world as a whole.

Intensity refers to the severity of impact with regard to the above ratings (minor through significant). Factors contributing to the evaluation of the intensity of an impact include, but are not limited to, the following:

- The balance of beneficial and adverse impacts, in a situation where an action has both;
- The degree to which the action affects public health or safety;
- The unique characteristics of the geographic area where the action is proposed, such as proximity to parklands, historic or cultural resources, wetlands, prime farmlands, wild and scenic rivers, and ecologically critical areas;
- The degree to which the effects on the quality of the human environment are likely to be controversial;
- The degree to which the effects of the action on the quality of the human environment are likely to be highly uncertain or involve unique or unknown risks;
- The degree to which the action might establish a precedent for future actions with significant effects or represents a decision in principle about a future consideration;
- Whether the action is related to other actions with individually insignificant but cumulatively significant impacts. Significance exists if it is reasonable to

anticipate a cumulatively significant impact on the environment. Significance cannot be avoided by terming an action “temporary” or by breaking it down into small component parts;

- The degree to which the action might adversely affect districts, sites, highways, structures, or objects listed in or eligible for listing in the NRHP or might cause loss or destruction of significant scientific, cultural, or historic resources;
- The degree to which the action might adversely affect an endangered or threatened species or habitat that has been determined to be critical under the environmental site assessment of 1973; and;
- Whether the action threatens a violation of Federal, state, or local law or requirements imposed for the protection of the environment.

Impacts are characterized by their relative magnitude. Adverse or beneficial impacts that are significant are the highest levels of impacts. Conversely, negligible negative or negligible positive effects are the lowest level of impacts. In this document, nine descriptions are used to characterize the level of impacts. In order of degree of increasing impact they are:

- Significant Negative Effect
- Moderate Negative Effect
- Minor Negative Effect
- Negligible Negative Effect
- No Impact or Negligible Effect
- Negligible Positive Effect
- Minor Positive Effect
- Moderate Positive Effect
- Significant Positive Effect

5.2 Climate

5.2.1 No Action Alternative

Climate change is expected to further amplify the severity of extreme events such as drought and heavy rainfall throughout the southwest for the NAA as described in Section 2.1.

5.2.2 Bear Creek Detention Dam

The construction of the BCDD, and associated mitigation construction activity would result in temporary increase of air pollution in the immediate surrounding area. These emissions could contribute to climate change, although, impacts would be negligible as total construction time is expected to be less than two years.

5.3 Air Quality

5.3.1 No Action Alternative

Air quality across the study area is not anticipated to change from the existing condition to the NAA. While urban sprawl along the I-35 corridor in the study area will continue to

contribute to adverse air quality, these impacts are expected to be limited by advances in construction methods and materials, more fuel efficient cars, as well as local, state, and Federal air quality management measures.

5.3.2 Bear Creek Detention Dam

The building of the proposed BCDD, and associated mitigation measures would have short-term, minor, adverse impacts on air quality for the Guadalupe River, Bear Creek, and San Marcos areas. The increase of construction activity would result in temporary increase of air pollution in the immediate surrounding area as total construction time is expected to be less than two years. All counties with proposed measures (Comal, Guadalupe, and Hays) are in attainment status for all pollutants and no conformity determination would be required.

The planting of up to 25 acres of riparian forest along the Guadalupe River would have long-term benefits to air quality as the trees would absorb atmospheric carbon, although this beneficial impact would be negligible due to the small acreage.

The temporary increase of construction activity is not anticipated to impact San Antonio nor Austin Areas air quality attainment status.

5.4 Topography, Geology, and Soils

5.4.1 No Action Alternative

The NAA does not involve any activities that would contribute to changes in existing or future without project conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on topography, geology, and soils within the Guadalupe River, Bear Creek, or San Marcos areas. Development is likely to continue to transform natural areas into pockets of residential developments and other urban and agriculture uses. These actions can have adverse impact on soils through farming practices and the placement of non-permeable surfaces like roads and concrete for buildings. Adverse impacts to geology and topography could occur as well from development but would be expected to occur less frequently and at lower intensity due to the effort needed to alter these resources on the landscape.

5.4.2 Bear Creek Detention Dam

5.4.2.1 Guadalupe River

The Guadalupe River geology and soils would receive minor, long-term benefits from the reduction in flash floods, swift flows, and erosional forces that the proposed BCDD would help to alleviate. The planting of up to 25 acres of riparian forest along the Guadalupe River would also help stabilize and buffer upland soils from larger flood events.

Minimal adverse impacts to Prime Farmland would be expected from the riparian mitigation plantings. All efforts will be made to avoid and minimize the conversion of active agriculture lands. Riparian plantings would likely occur along the banks of the

Guadalupe River between New Braunfels and the Guadalupe-Gonzales County. While these areas exhibit numerous active farms, riparian plantings would be focused adjacent to the river where farming is limited due to reoccurring flood events. The NRCS would need to be coordinated with under the Farmland Protection Policy Act. The AD-1006 form would be completed by USACEW to disclose the impact to farmlands converted to riparian habitat.

5.4.2.2 Bear Creek

The small nature of the dam and the placement in a steep canyon would have moderate, permanent negative impacts on topography as the detention dam would essentially turn the area into a box canyon configuration. Any drilling and excavation conducted would be confined to the footprint of the dam and associated aprons and stilling basins. Placement of the dam and associated future flooding would not impact Prime farmland soils. Within the footprint of the dam there are no known karst or unique geological features, although the possibility exists of discovering these features during construction. The BCDD would reduce the impact of flash floods and swift flows downstream. This reduction in swift water would help to reduce erosion downstream, providing minor benefits to the river geomorphology and soils within the area.

During flooding events, some vegetation may die due to inundation and destabilize soils. Although the maximum inundation duration post-flood event for the BCDD is less than 30 hours. Vegetation mortality is expected to be minimal, between flooding the area would naturally re-vegetate from nearby and in-ground seed bank sources.

5.4.2.3 San Marcos

The removal of the Cummings Dam would have negligible to minor, long-term, beneficial impacts on topography, geology, and soils within the San Marcos area. The beneficial impacts comes from the restoration of a more natural sediment and water regime in the San Marcos and Blanco Rivers. The lower water surface profile may cause temporary bank sloughing that would naturally stabilize and re-vegetate, further stabilizing river banks from future floods.

5.5 Land Use

5.5.1 No Action Alternative

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on land use within the study area. Local development is likely to continue to spread from the heavily populated I-35 corridor areas into adjacent rural areas. As such, continued urban development is expected to spread into undeveloped areas across all regions in the study area converting natural areas and/or agriculture lands into mixed land uses.

5.5.2 Bear Creek Detention Dam

5.5.2.1 Guadalupe River

The building of the proposed BCDD would have negligible to minor impacts on land use along the Guadalupe River. The purpose of the detention dam is to help alleviate flooding to communities along the Guadalupe River. Appendix A describes impacts to water elevations during various flood stages. The result of the reduced flooding for these communities is that it may promote development along the floodplain. However, Federal, state, and local laws and regulations are expected to limit development along waterways in the region.

5.5.2.2 Bear Creek

The building of the proposed Bear Creek Detention Dam would have moderate, adverse impacts on land use within the project area. While the area is remote and contains mostly natural areas, some residential use exists within and adjacent to the detention area. The land needed for the BCDD and the detention area, approximately 135 acres, would be purchased in fee, with all other standing structures removed, for the use of flood risk reduction. Between flooding, the land would continue to be managed for the benefit of natural communities. Appendix G provides more detail regarding the land acquisition needs and processes. Lands downstream of the dam may become more desirable to be developed into residential areas from the significant increase of flood protection that they would receive. Federal, state, and local development law and regulations regarding building in floodplains is expected to help limit further development along Bear Creek.

5.5.2.3 San Marcos

The removal Cummings Dam would have no to negligible impacts on land use within the San Marcos. Current users and uses of other area rivers would continue into the future as flows from Spring Lake and the Blanco River would allow recreation to continue. Existing Federal, state, and local law and regulations that govern construction in waterways would still apply.

5.6 Water Resources

For more detailed information and maps regarding water resources, see Appendix C2. General information is provided below.

5.6.1 No Action Alternative - Guadalupe River

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on water resources within and along the Guadalupe River. However, the areas within the floodplain would continue to be impacted by flood flows in the future as they do today. As urban development continues more water would continue to enter the Guadalupe River, potentially increasing flood damages.

5.6.2 No Action Alternative - Bear Creek

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on water resources within the Bear Creek.

5.6.3 No Action Alternative - San Marcos

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on water resources within the San Marcos area. The continued presence of Cummings Dam would: impede river flow and maintain an un-natural lake environment upstream; reduce downstream continuous hydrology connectivity as the dam is unpassable for aquatic organisms, and may allow for the temporary pooling of contaminants and/or nutrients upstream until flooding flushes the upstream area.

5.6.4 Bear Creek Detention Dam

5.6.4.1 Guadalupe River and Bear Creek

The TSP would have no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on water resources in the Guadalupe River. The majority of daily flows in the Guadalupe River are controlled by Canyon Lake Dam. The BCDD would negligibly reduce floodplain connectivity due to the generally steep river banks along the river.

The TSP would have short-term, minor, adverse impacts on water quality during flood events. As water is pooled upstream of the BCDD and subsequently released, the water downstream would likely be more turbid from agitation of flowing through the culvert and stilling basin. Temporary increases in suspended debris may also occur as upland areas are drained towards the end of flood events. Minor, long-term benefits to ground water recharge may occur with the operation of the BCDD. While the BCDD would not detain water for an extended period of time, any voids or geological features that may exist in the area would allow for ground water recharge. The dam would allow for more water to flow into Edwards Aquifer by slowing down the amount of flood waters that flow into the recharge zone of the Guadalupe River, therefor giving the aquifer that much more time to absorb it which means that the Guadalupe River would receive minor long-term beneficial impacts.

The design of the proposed BCDD allows for the continued passage of normal flows of water downstream of the dam through the 10 ft. by 12ft. culverts placed at riverbed level. It is anticipated that the building of the dam would result in the permanent removal of 1.3 acres of riverine habitat. Short-term, adverse impacts may also occur to Bear Creek during construction as equipment would need to cross Bear Creek at an existing low water crossing. Figure 17 shows the general footprints of the BCDD and associated construction activities. Temporary improvements may be needed to this crossing to allow for safe movements of equipment and construction personnel. All

avoidance measures, BMPs, and TCEQ regulations will be followed in relation to water crossings to avoid and minimize impacts during construction.

The high quality riverine habitat within Bear Creek would be mitigated for by the removal of Cummings Dam to restore riverine hydrology and habitat function to approximately 34 acres of riverine habitat upstream. This mitigation effort is expected to reduce the impacts of the BCDD to less than significant for water resources in the study area. For more information regarding the modeled efforts related to the BCDD and riverine habitat, see Appendix C2.

Had the BCDD alternative been selected, a 404(b)(1) analysis would have been prepared and submitted to TCEQ for review in order to receive the appropriate water quality permits.

Appendices A and I contain further metrics, maps, and design figures regarding the BCDD function, operation, and footprint.

5.6.4.2 San Marcos

The removal of Cummings Dam would offset the aquatic impacts associated with the BCDD. Cummings Dam restricts river reach connectivity, and impounds the San Marcos and Blanco Rivers. This impoundment creates an un-natural lake environment that promotes non-native species, and suppresses native species, including federally endangered species like Texas Wild-rice. Texas Wild-rice thrives in the flowing spring fed waters upstream of Cummings Dam. However, the distribution downstream, including designated critical habitat for Texas Wild-rice, appears to be limited by the inundation footprint of Cummings Dam. By removing Cummings Dam, not only does it offset the aquatic impacts of the BCDD, but it also restores the natural hydrology within the San Marcos River which in turn may provide for the expansion of Texas Wild-rice downstream towards the confluence with the Blanco River. Additionally, the upstream river reaches of the dam would be slightly shallower, with increase river flows. This allows for additional ancillary benefits, although likely negligible, to water quality and flood risk.

For additional details regarding the mitigation plan selection, see Appendix C3

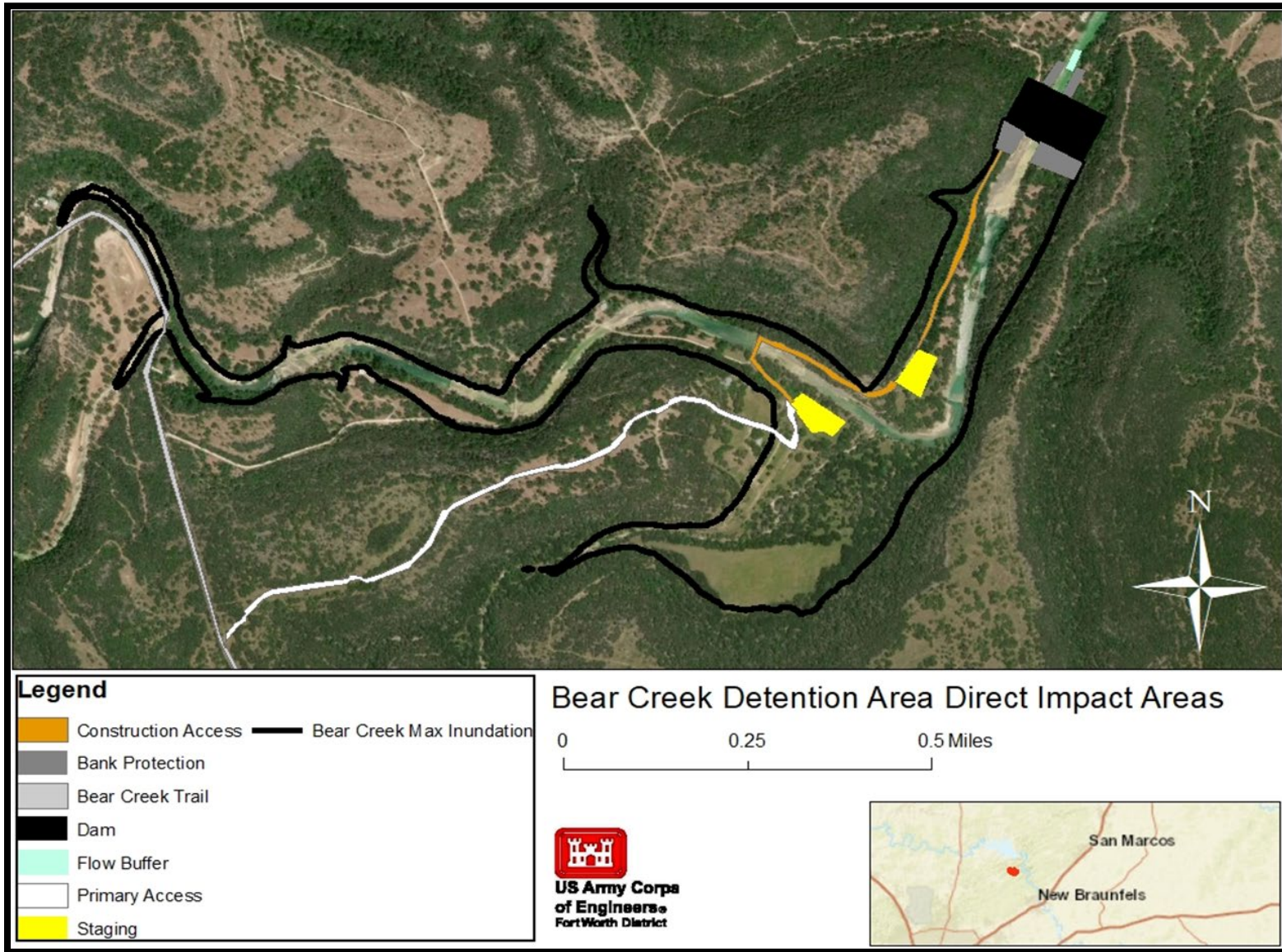


Figure 17: Bear Creek Detention Project Area (Direct Impact Areas)

5.7 Biological Resources

For more detailed information and maps regarding biological resources, see Appendix C2. General information is provided below.

5.7.1 Vegetation

5.7.1.1 No Action Alternative

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on vegetation, and vegetation within and along the Guadalupe River and Bear Creek.

Aquatic vegetation, in particular Texas Wild-rice, will still be largely influenced by the impoundment of rivers by the Cummings Dam within the San Marcos area.

5.7.2 Bear Creek Detention Dam

The BCDD would have no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on vegetation in the Guadalupe River. The majority of daily flows in the Guadalupe River are controlled by Canyon Lake Dam. The BCDD would negligibly reduce floodplain connectivity due to the generally steep river banks along the river. Vegetation along the Guadalupe River is expected to remain in the same condition as in the NAA.

The building of the BCDD would have long-term, negligible to minor, negative impacts on natural resources within the detention area. The building of the dam would permanently remove 1.3 acres of river, 7.3 acres of riparian forest, 3.2 acres of upland forest habitat, and 3.9 acres of grassland. Downstream of the BCDD, habitat models show a 10 percent loss of riparian forest habitat quality along Bear Creek due to restriction of flood flows down to the 1-2 year flows. Appendix C2 contains additional descriptions of habitat quality loss.

To reduce impacts to vegetation to less than significant, vegetation within the BCDD area will be managed for the benefit of natural resources. In addition, the planting of 25 acres of riparian forest along the Guadalupe River, and potential for expansion of Texas Wild-rice with the removal of Cummings Dam would offset impacts to vegetation loss associated with the construction and operation of BCDD.

Section 5.7.2 contains figures and tables showing the extent and time periods of flooding in the detention area. Because flooding would represent a relatively small period in the life span of the BCDD, and the remainder of the time the area would be managed for natural resource benefit, moderate beneficial impacts would also be realized as this area would be protected from future impacts of urban development. As such, the tradeoff between infrequent flooding, and long-term conservation of the

natural resources within detention area plus the associated mitigation measures would yield overall negligible to minor long-term benefits to vegetation.

5.7.3 Fish and Wildlife Resources

5.7.3.1 No Action Alternative – Guadalupe River and Bear Creek

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on fish and wildlife resources within and along the Guadalupe River or Bear Creek.

5.7.3.2 No Action Alternative - San Marcos

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on vegetation, and fisheries and wildlife resources within the San Marcos area. The exception to this is that the continual presence of Cummings Dam would continue to: stop movement of aquatic life up and down of the area; slowdown of the movement of mammals and reptiles; alter and disrupt habitats within and along the San Marcos and Blanco Rivers by artificially changing and preventing them from becoming the more desired natural condition.

5.7.4 Bear Creek Detention Dam

5.7.4.1.1 Guadalupe River

The BCDD would have no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on natural resources for the Guadalupe River. The relative small size of the detention area for the proposed BCDD as compared to the much larger Guadalupe River makes for whatever loss of natural resources negligible.

5.7.4.1.2 Bear Creek

The building of the BCDD would have long-term, negligible to minor, negative impacts on natural resources within the detention area as outside of infrequent flooding, the area would serve as a pseudo-conservation area. The building of the dam, however, would permanently remove 1.3 acres of river, 7.3 acres of riparian forest, 3.2 acres of upland forest habitat, and 3.9 acres of grassland. Downstream of the BCDD, habitat models show a 10 percent loss of riparian forest habitat quality along Bear Creek due to restriction of flood flows down to the 1-2 year flows. Appendix C2 contains additional descriptions of habitat quality loss.

The operation of the BCDD would also increase mortality for terrestrial wildlife not capable of escaping rising flood waters. Species with low mobility and burrowing tendencies like snakes, lizards, armadillos, insects, and others may not be able to escape during flood events. Figure 18 shows the inundation levels, elevation, for various flood events. Table 17 shows elevation, volume, how long each inundation pool would take to drain back to normal creek levels following flood events. Areas inundated

by the 2 year detention pool mostly include the existing riverbed. Minimal upland habitat is flooded with this most frequent flood event. Minor adverse impacts are expected from wildlife mortality due to flooding. As the flood event becomes less frequent the footprint and depth of flooding increase. Most of the inundation is limited to the riverbed except for a low lying area near the last river bend before the BCDD. As such, this area likely experiences some level of inundation in the NAA during flood events with associated adverse impacts to wildlife communities. The increased inundation periods and elevations with BCDD would have reoccurring, moderate adverse impacts to wildlife mortality. However, because flooding would represent a relatively small period in the life span of the BCDD, and the remainder of the time the area would be managed for fish and wildlife benefit, moderate beneficial impacts would also be realized as this area would be protected from future impacts of urban development. The tradeoff between infrequent flooding, and long-term conservation of the natural resources within detention area plus the associated mitigation measures would yield overall negligible to minor long-term benefits to fish and wildlife resources.

Table 17: Flood Storage Metrics for Bear Creek Detention Dam.

		2-YR	5-YR	10-YR	25-YR	50-YR	100-YR	250-YR	500-YR
Peak Pool Elevation	(ft)	804.72	819.49	826.36	834.1	839.83	845.51	848.1	849.46
Peak Storage Volume	(ac-ft)	320.9	833.9	1236.2	1814.1	2323.9	2912.5	3209.9	3375.6
Pool Duration above Channel Banks (733 ft)	(hrs)	7	8.5	12	16	20	23.5	25	25.5

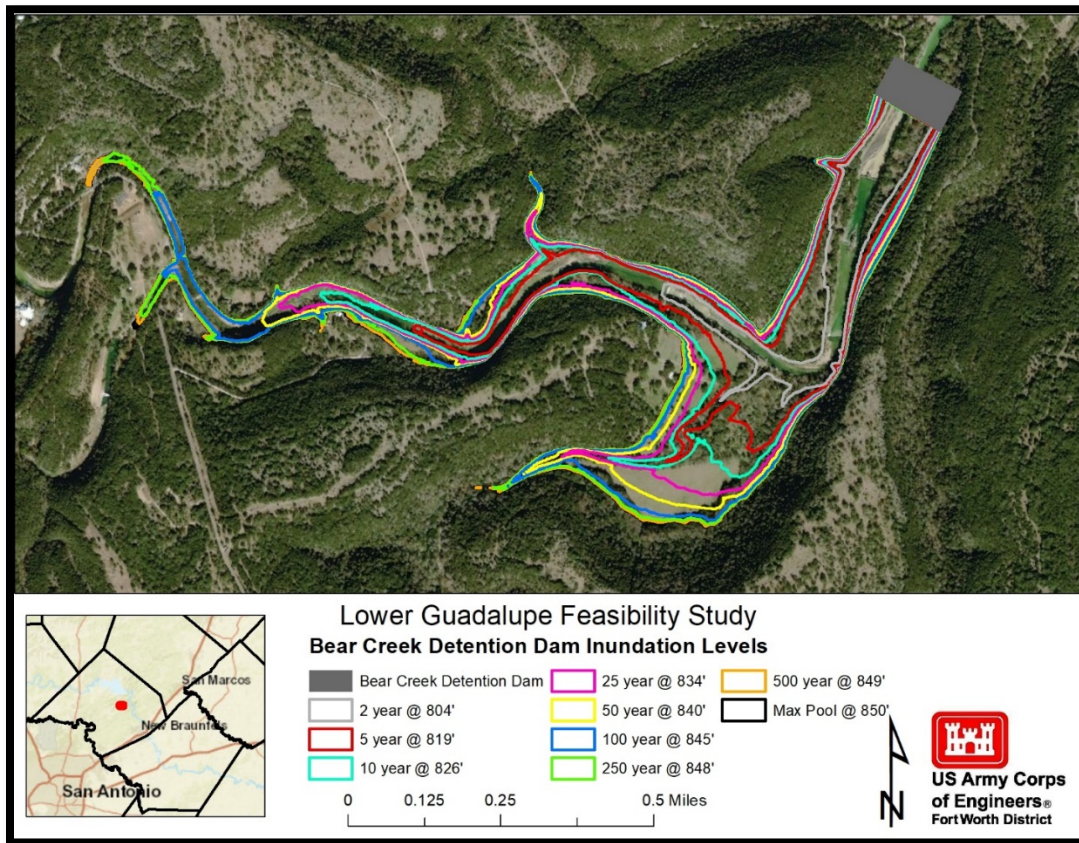


Figure 18: Bear Creek Detention Dam Inundation Levels for Flood Events

5.7.4.1.3 San Marcos

The removal of Cummings Dam would have long-term, major, beneficial, impacts on aquatic natural resources for the San Marcos area. The adverse impacts on aquatic communities including fish, invertebrate, and vegetation from the construction of dams is well known. Cummings Dam maintains an impounded area upstream deeper than what would occur in natural conditions. This impounded area slows the natural flow allowing sediments to accumulate and reduces light penetration due to depth. As such vegetation species and composition have likely been adversely impacted. The removal of the Cummings Dam will restore of natural, free flowing river and associated movement and life history processes for aquatic life, while promoting native communities within the area. Additional information can be found in Appendix C2 regarding the selection of Cummings Dam to offset aquatic impacts associated with the Bear Creek Detention Dam.

5.7.5 Federally Threatened and Endangered Species

5.7.5.1 No Action Alternative –Guadalupe River and Bear Creek

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on Federally threatened and endangered species within the and along the Guadalupe River and Bear Creek Detention Areas.

5.7.5.2 No Action Alternative - San Marcos

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on threatened and endangered species within the San Marcos area. The exception to this is that the continual presence of Cummings Dam would likely continue to limit the habitat range of the endangered Texas Wild-rice (*Zizania texana*). The dam likely limits the habitat range by maintaining an impounded area of increasing water depth and lower velocities which in turns prevents the species from occupying areas that it might otherwise occupy within the San Marcos River.

5.7.6 Bear Creek Detention Dam

5.7.6.1.1 Guadalupe River

The reduction of flooding within the Guadalupe River flood zone from the flood waters that the proposed Bear Creek Detention Dam would be able to hold back is not expected to cause short- or long-term, major, moderate, or minor, beneficial, or adverse impacts to any federal listed species.

Golden-cheeked warbler does occur within the vicinity of the Guadalupe River but the reduction in flooding would not impact the habitat for the species, therefore the placement of Bear Creek Detention Dam would not impact the species within the Guadalupe River area. Please refer to the Biological Assessment in Appendix C3 for further explanation.

5.7.6.1.2 Bear Creek

USACE has determined that the construction and operation of the BCDD may affect, and is likely to adversely affect the golden-cheeked warbler. A Biological Assessment would needed and submitted to the USFWS Austin Ecological Services Office as part of a request for formal consultation under the Endangered Species Act. In total, up to approximately 21.3 acres of GCWA habitat would be permanently removed, and an additional 84 acres of GCWA habitat would be temporarily impacted to varying degrees during floods. Comal County, nor any Bear Creek populations are anticipated to suffer from the 21.3 acres loss associated with the BCDD. The placement of a dam in the middle of a fly zone can slow down the overall movement of the GCWAs up and down Bear Creek. The construction of BCDD does entail the creation of new edge habitat, which would provide new routes of entry for predators into the thick forested hills of the area. Predator entry would depend on the species and habitat conditions. The temporary clearing of brush for laydown and borrow sites is occurring at sites with also create edge habitat. Any road expansions would occur in sparsely vegetated areas where practicable.

Construction of the detention dam, including widening of roads, temporary increases in construction and traffic noise, and the temporary laydown and borrow areas would have an indirect, temporary adverse impacts on GCWA. All efforts to complete construction

activities during non-breeding months would have been made. If construction must continue into the breeding season, construction would be continuous so that GCWAs would avoid the area and seek more quiet, less disturbed areas for mating and nesting activities.

To offset adverse impacts to GCWA, the detention area would be purchased in fee and managed for the benefit of GCWA. Any areas previously maintained, farmed, or mowed areas will either be planted or managed for the growth of GCWA habitat. This includes an open field approximately eight acres in size that would provide new habitat for GCWA. In order to fully mitigation the impacts to GCWA, up to 412 acres of existing GCWA habitat in Comal County would be purchased and managed for the benefit of GCWA in perpetuity.

Based on the above discussion permanent, significant, adverse impacts to GCWA would be avoided through mitigation efforts during construction and long-term management of GCWA habitat.

5.7.6.1.3 San Marcos

The removal of Cummings Dam would have a negligible to minor, long-term, beneficial impact on Texas wild-rice. As such, USACE has determined the Cummings Dam removal may affect, but not likely to adversely affect Texas wild-rice and associated critical habitat while providing long-term benefits due to the return of natural river conditions upstream along the San Marcos River. The Biological Assessment would have disclosed specific impacts to Texas wild-rice as well as impact avoidance measures.

The removal of Cummings Dam would help to increase the habitat range of Texas wild-rice by reducing un-natural, constant water depths in areas that are just on the outskirts of its existing habitat range. The downstream expansion of Texas wild-rice would become a moderate, long-term, beneficial impact to the species given its current limited range.

5.7.7 Invasive Species

5.7.7.1 No Action Alternative – Guadalupe River and Bear Creek

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on invasive species within and along the Guadalupe River or Bear Creek.

5.7.7.2 No Action Alternative - San Marcos

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on invasive species within the San Marcos area. The exception to this is the presence of Cummings Dam would continue to create an artificially disturbed environment within the area that remains highly susceptible invasive species colonization, as compared to a non-dammed area that would have a more natural

environment in which native species would have a higher chance of colonizing and outcompeting invasive species.

5.7.7.3 Bear Creek Detention Dam

5.7.7.3.1 Guadalupe River and Bear Creek

The building of the BCDD and the associated mitigation efforts within the project area would have negligible positive impacts on invasive species within the immediate project area. Invasive species management would occur during construction and as part of the detention dam operations. Beneficial impacts are expected within the detention area as invasive species would be managed long-term. Because of the management is limited to the BCDD there would be no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts in regards to invasive species within to the adjacent Guadalupe River.

5.7.7.3.2 San Marcos

The removal efforts of Cummings Dam and associated mitigation efforts would have minor positive impacts on invasive species within the area. Beneficial impacts would be expected from the area being managed to reduce the invasive species and the that the mere removal of the dam would allow for more natural environment to occur in which native species would have a higher chance of colonizing and outcompeting invasive species.

5.8 Cultural Resources

5.8.1 No Action Alternative

The NAA will not change conditions from the existing condition. The study area will continue to have multiple cultural resources and high potential resource sites.

5.8.2 Bear Creek Detention Dam

Potential impacts to cultural resources at the Bear Creek detention site include disturbance of archaeological material associated with construction of the dam, as well as access routes, construction laydown areas, and borrow material procurement sites. If it is determined that Cummings Dam is eligible for listing in the NRHP, removal of the dam would constitute an adverse effect under Section 106 of the NHPA. Other impacts could include increased erosion upstream of the dam, which may affect previously recorded, as well as unknown archaeological resources. In addition to direct impacts that may be caused by removal of the dam, changes to the viewshed of any historic properties determined to be present may also occur. A programmatic agreement (PA), would be executed to avoid, minimize, and mitigate potential adverse effects in accordance with 36 CFR 800.14.

5.9 Social and Economic Resources

5.9.1 Noise

5.9.1.1 No Action Alternative -Bear Creek, Guadalupe River, and San Marcos

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on noise within the Bear Creek, Guadalupe River, and San Marcos River.

5.9.1.2 Bear Creek Detention Dam

5.9.1.2.1 Guadalupe River and Bear Creek

The building of the Bear Creek Detention Dam would have no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on noise for the Guadalupe River and Bear Creek Detention Project.

5.9.1.2.2 San Marcos

The removal of Cummings Dam would have short-term, adverse impacts on noise within the area. Heavy equipment, including excavators and dump trucks would be used to remove and haul away material. Long-term, there would be no change from the NAA outside of a negligible reduction in the amount of noise generated within the area as result of water no longer flowing over Cummings Dam.

5.9.2 Aesthetics

5.9.2.1 No Action Alternative – Guadalupe River, Bear Creek, and San Marcos

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on aesthetic resources within the Guadalupe River and Bear Creek.

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on aesthetic resources within the San Marcos area. The exception to this is the existence of Cummings Dam which would continue to alter this stretch of the modification area into an unnatural river lake.

5.9.2.2 Bear Creek Detention Dam

5.9.2.2.1 Guadalupe River

The building of BCDD would have no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on aesthetic resources for the Guadalupe River. The BCDD site is not in visible range from the Guadalupe River due to winding canyon walls. Although the planting of 25 acres of riparian forest would provide minor aesthetic

benefits beyond any agriculture, maintained, or scrub shrub habitat it would replace in addition to the extra wildlife viewing opportunities it would provide.

5.9.2.2.2 Bear Creek

The BCDD would have major, long-term, adverse impacts on aesthetic resources within the Bear Creek. The lack of visibility up and down Bear Creek due to winding canyon walls and virtually no direct line of sight from any public area avoids a significant adverse impact to aesthetics. An estimated two private residences are able to view this area in the NAA.

5.9.2.2.3 San Marcos

The removal of Cummings Dam would have mixed adverse and beneficial impacts based on the receptors perception. The flat calm water immediately upstream of the Cummings Dam along with the associated mill provide a picturesque scene. The removal of the dam would have a permanent, major, adverse impact this aesthetic value. However, for those who prefer natural landscapes sans anthropogenic influences would find the return of flowing river and riffle complexes a permanent, major, and beneficial impact on aesthetic value. The trade-off would likely result in a minor, adverse impact on aesthetics in the area.

5.9.3 Transportation

5.9.3.1 No Action Alternative- Guadalupe River

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on transportation within the Guadalupe River. The exception to this is that the rail and vehicular roads within the pre-project floodplain would still be susceptible to being damaged by the floods, swift flows, and erosional forces that the proposed Bear Creek Detention Dam would help to alleviate.

5.9.3.2 No Action Alternative-Bear Creek and San Marcos

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on transportation within the Bear Creek Detention Project Area.

5.9.3.3 Bear Creek Detention Dam

5.9.3.3.1 Guadalupe River

The implementation of the Bear Creek Detention Dam would have minor, long-term, beneficial impacts on transportation within the pre-project floodplain of the Guadalupe River. The beneficial impacts comes from the rail and vehicular roads within pre-project floodplain would now have a higher degree of protection from being damaged by floods, swift flows, and erosional forces that the proposed Bear Creek Detention Dam would help to alleviate.

5.9.3.3.2 Bear Creek and San Marcos

The Bear Creek Detention Dam, and associated removal Cummings Dam would have no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on utilities within Bear Creek, and the San Marcos areas.

5.9.4 Utilities

5.9.4.1 No Action Alternative- Guadalupe River

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on utilities within the Guadalupe River. The exception to this is that the utilities within the pre-project floodplain would still be susceptible to being damaged by the floods, swift flows, and erosional forces that the Bear Creek Detention Dam would help to alleviate.

5.9.4.2 No Action Alternative-Bear Creek and San Marcos

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on utilities within Bear Creek and the San Marcos area.

5.9.4.3 Bear Creek Detention Dam

5.9.4.3.1 Guadalupe River

The implementation of the BCDD would have minor, long-term, beneficial impacts on utilities within the pre-project floodplain of the Guadalupe River. The beneficial impacts comes from the utilities within pre-project floodplain would now have a higher degree of protection from being damaged by floods, swift flows, and erosional forces that the proposed Bear Creek Detention Dam would help to alleviate.

5.9.4.3.2 Bear Creek and San Marcos

The building of the BCDD, and associated removal Cummings Dam would have no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on utilities within the Bear Creek or San Marcos area.

5.9.5 Recreation

5.9.5.1 No Action Alternative - Guadalupe River, Blanco River, San Marcos River, and Bear Creek

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on recreation within the Guadalupe River, Blanco River, San Marcos River, and Bear Creek.

5.9.5.2 Bear Creek Detention Dam

5.9.5.2.1 Guadalupe River and Bear Creek.

The building of the Bear Creek Detention Dam would have no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on recreation within the Guadalupe River and Bear Creek Detention Project Area. There wouldn't be any expected impact to recreation within the Bear Creek Detention area because recreation is already limited due to little to no public access. When flooding events to the extent that the proposed Bear Creek Detention Dam would help to alleviate do occur people are not going to be recreating in the Guadalupe River. Those who use the river for recreation would have more time to evacuate the river increasing the safety on the Guadalupe River and Bear Creek.

5.9.5.2.2 San Marcos

The removal of the Cummings Dam would have minor long-term beneficial impacts on recreation within the San Marcos area. An impacts trade off would occur based on the user group. For those who prefer slow, calm waters the removal would adversely impact their kayaking experience. For those who prefer recreating in flowing water, they would perceive the removal of Cummings Dam as a beneficial impact. With the dam removed, both user groups can still recreate in the San Marcos area, plus the Cummings Dam would no longer present a portage hurdle and safety issue. Overall, minor beneficial impact would be realized as the increased ease and safety of transiting up and down the rivers within the area would result from the removal of the dam.

5.9.6 Economics

5.9.6.1 No Action Alternative

The NAA does not involve any activities that would contribute to changes in existing conditions; therefore, no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on the economics within the Guadalupe River, Blanco River, San Marcos River, and Bear Creek.

5.9.6.2 Bear Creek Detention Dam

The building of the Bear Creek Detention Dam, and mitigation measures would have no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on the economics within the study area.

5.9.7 Health and Safety

5.9.7.1 No Action Alternative

The actions of the local governments has reduced and will continue to reduce the health and safety risks in the area through further development of emergency action plans, zoning and building restrictions, and advanced warning systems. Although the NAA does not provide the additional flood risk reduction and life safety benefits as found in the BCDD alternative.

5.9.7.2 Bear Creek Detention Dam

5.9.7.3 Guadalupe River

The implementation of the Bear Creek Detention Dam would have minor, long-term, beneficial impacts on health and safety within the pre-project floodplain of the Guadalupe River. The beneficial impacts comes from decrease of flooding to the pre-project floodplain. Utilities, roads, and homes would experience flood damages less frequently, and to a lesser extent no longer be impacted from the floodwaters that the proposed dam would help to alleviate. Appendices A and B provide more detail regarding the reduction in flood damages throughout the study area.

5.9.7.4 Bear Creek

The building of the Bear Creek Detention Dam would have no short- or long-term, major, moderate, or minor, beneficial, or adverse impacts on health and safety within the Bear Creek Detention Project Area. Even though there would be a decrease of flooding downstream of the proposed dam location and an increase of flooding upstream it is the low amount of utilities, vehicular traffic, housing, and recreation as well as the complete buyout of flooded lands that leads to this determination.

In response to the Advisory Circular, the United States Army as well as other Federal agencies, signed a Memorandum of Agreement (MOA) with the Federal Aviation Administration (FAA) to address aircraft-wildlife strikes.

The MOA establishes procedures necessary to coordinate the proposed actions more effectively to address existing and future environmental conditions contributing to aircraft-wildlife strikes throughout the United States.

Maps and project descriptions would need to be coordinated with the FAA. The FAA will determine if any elements of the BCDD would increase aviation wildlife strikes at any of the airports in the region.

In accordance with the Advisory Circular, USACE would have coordinated with the FAA and the Animal and Plant Health Inspection Service (APHIS) of the U.S. Department of Agriculture to address potential hazardous wildlife attractants near airports within the vicinity of the BCDD.

5.9.7.5 San Marcos

Impacts to health and safety as a result of the TSP are discussed in Section 5.9.5.2.2.

5.10 Hazardous, Toxic, and Radioactive Waste

5.10.1 No Action Alternative

Any HTRW substances in the study area will most likely stay the same in the NAA. The applicable parts of Hays and Comal County are relatively lightly developed, and heavy industry is unlikely to impact the project areas, especially in the Bear Creek area. The extent to which HTRW sites continue to be created and discovered is impossible to

predict, although currently existing HTRW sites can be expected to be remediated over time.

5.10.2 Bear Creek Detention Dam

None of the areas of interest contain known HTRW. The BCDD project elements should not change the existing condition, although heavy construction as part of the project always has the potential to have limited temporary impacts on the surrounding area. The existence of the BCDD features would have no effect on HTRW in either project area.

The removal of standing structures within the BCDD area would be necessary, any remaining utilities would be disconnected and/or properly disposed of if they posed a threat to the human environment. As such, the BCDD would have no impact on HTRW within the study area

6.0 Cumulative Effects

Potentially, the most severe environmental degradation does not result from the direct effects of any particular action, but from the combination of effects of multiple, independent actions over time. As defined in the CFR, 40 CFR 1508.7 (CEQ Regulations), a cumulative effect is the “impact on the environment which results from the incremental impact of the action when added to other past, present, and reasonably foreseeable future actions regardless of what agency (Federal or non-Federal) or person undertakes such other actions.” Some authorities contend that most environmental effects can be seen as cumulative because almost all systems have already been modified. Principles of cumulative effects analysis, as described in the CEQ guide Considering Cumulative Effects under NEPA, are:

- Cumulative effects are caused by the aggregate of past, present, and reasonably foreseeable future actions.
- Cumulative effects are the total effects, including both direct and indirect effects, on a given resource, ecosystem, and human community of all actions taken, no matter who (Federal, non-Federal, or private) has taken the actions.
- Cumulative effects need to be analyzed in terms of the specific resource, ecosystem, and human community being affected.
- It is not practical to analyze the cumulative effects of an action on the universe; the list of environmental effects must focus on those that are truly meaningful.
- Cumulative effects on a given resource, ecosystem, and human community are rarely aligned with political or administrative boundaries.
- Cumulative effects may result from the accumulation of similar effects or the synergistic interaction of different effects.
- Cumulative effects may last for many years beyond the life of the action that caused the effects.
- Each affected resource, ecosystem, and human community must be analyzed in terms of the capacity to accommodate additional effects, based on its own time and space parameters.

According to the CEQ regulations a cumulative effect is defined as:

“The impact on the environment which results from the incremental impact of the action when added to other past, present, and reasonably foreseeable future actions regardless of what agency (federal or non-federal) or person undertakes such other actions.” (40 CFR §1508.7)

Principles of cumulative effects analysis are described in the CEQ guide “Considering Cumulative Effects under the National Environmental Policy Act.” For this analysis, cumulative effects are examined in terms of how the Recommended Action could affect downstream resources through interaction with other past, present, and reasonably foreseeable future actions. CEQ guidance on cumulative effects analysis states:

“For cumulative effects analysis to help the decision-maker and inform interested parties, it must be limited through scoping to effects that can be evaluated meaningfully. The boundaries for evaluating cumulative effects should be expanded to the point at which the resource is no longer affected significantly or the effects are no longer of interest to affected parties.” (40 CFR 1508.7)

The TSP, the No Action Alternative, has no potential for cumulative effects (with past, present, and reasonably foreseeable future projects) on land use, water resources, the socioeconomic environment, biological resources including protected species, and recreation. The cumulative effects assessment is limited to projects reasonably foreseeable through 2025 within the study areas for various resources described in the Section 5. The geographical boundaries for cumulative effects analysis are limited to those areas described in second paragraph of Section 2.

6.1 Past, Present, and Reasonably Foreseeable Projects within the Lower Guadalupe Feasibility Study Area

Section 1.5 above highlights significant previously completed projects within and near the Lower Guadalupe Study area. Canyon Lake and Dam operations largely influence day to day and flood flows in the Guadalupe River throughout the study area. The Spring Lake Aquatic Ecosystem Restoration project continues to provide habitat benefits within the upper reaches of the San Marcos River. The Dry Comal Creek Flood Retarding Structure provides flood relief for areas between the structures down to Dry Comal Creeks confluence with the Guadalupe River. Collectively, these projects have influenced hydrology, hydraulics, flooding, habitat value, and urban development within the region.

The I-35 corridor in Central Texas is one of the fastest growing areas in Texas, and perhaps the Nation. In order to keep pace with urban development, Texas Department of Transportation has several road projects either underway, beginning soon, or planned for construction in the near future. Figure 19 shows current and future roadway

projects in the study area that range from adding lanes to existing roadways, resurfacing roads, to building new roads.

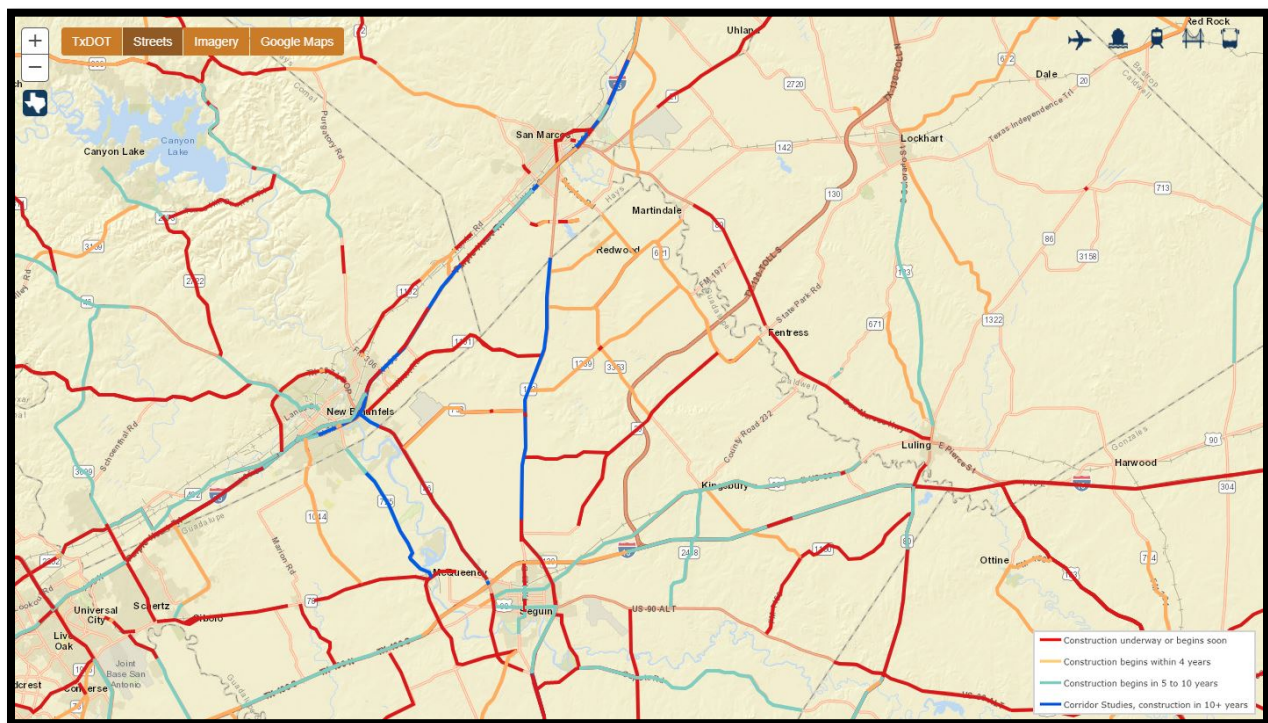


Figure 19: Current and future Texas Department of Transportation roadway projects

Table 18: Summary of Environmental Impacts

Resource	Historic Conditions	Existing Conditions	No Action Alternative	Bear Creek Detention Dam
Climate & Climate Change	Global warming trend beginning in the 1800's. Increase in GHG emissions increasing during the industrial revolution.	Warming trend and GHG emissions are continuing.	There would be temporary, short term, minor impacts due to GHG emissions during construction of the other projects.	Additional temporary, short term, minor impacts due to GHG emissions during construction of the other projects.
Air Quality	General deterioration of air quality due to increases in human populations and industry. Improvements as a result of implementation of legislation.	Improved air quality due to regulations, public outreach, education and improved available and affordable control technology.	There would be temporary, short term, minor impacts due to emissions during construction of the other projects.	Implementing the BCDD would include minor short-term adverse effects on air emissions due to construction activities. Minor additive effects may occur if the projects are constructed simultaneously.
Topography, Geology, and Soils	Conversion of upland and riparian forest and prairie habitat over time to agricultural, transportation and commercial / industrial / and transportation uses.	Continued urban sprawl into natural and undisturbed areas altering topography and converting soil to impervious surfaces like concrete, rooftops, and roads.	No change from existing conditions.	Permanent adverse impacts within the footprint of the dam and areas temporarily disturbed during construction. Impact would be less than significant due to remote location and small footprint. Minor short-term adverse effect on soils if any of the future projects overlap during construction period. Some of the projects may overlap in the period of construction and minor cumulative effects may occur. Negligible adverse impacts from routine mowing, maintenance, and inspection activities.
Land Use	Conversion of upland and riparian forest and prairie habitat over time to agricultural, transportation and commercial / industrial uses. Introduction of recreation activities within the study area with the addition of trails, amenities, parks, look outs, recreational clubs, and entertainment facilities. An increase in non-water based transportation infrastructure in the form of roads, railroads, and bridges.	Ongoing re-development and enhancement of outdoor recreation opportunities and transportation improvements within the study area.	No change from existing conditions.	Permanent adverse impacts within the footprint of the dam and areas temporarily disturbed during construction. Additional adverse impacts would occur within smaller areas converted from residential to flood storage. Impact would be less than significant due to remote location, minimal residential use, and overall small footprint of the BCDD. Undeveloped areas within the detention area would remain undeveloped. Negligible adverse impacts from routine mowing, maintenance, and inspection activities.
Water Resources	Since 1970 the Lower Guadalupe River has been impacted by Canyon Lake Dam. USACE operates and manages the Canyon Lake and Dam.	USACE operates and manages the Canyon Lake and Dam for the purpose of flood control, water supply, hydroelectric power generation, navigation and fish and wildlife. Canyon Lake and Dam largely effect the majority of all water resources in the study area.	No change from existing conditions.	Minor, adverse impacts would occur if water resources are continually lost due to overuse or Clean Water Act rules, regulations, and permitting practices are circumvented.
Biological Resources	Conversion of habitat over time to agricultural, transportation and commercial / industrial uses. Introduction of recreation activities within the study area subsequently adversely impacts biological communities, food webs, and overall quality and abundance in the study area.	Continued loss in abundance of wildlife and habitat within study area due to urban expansion.	No change from existing conditions.	Permanent adverse impacts within the footprint of the dam and areas temporarily disturbed during construction. Impacts would be mitigated to less than significant for Federally listed T&E species as well as terrestrial and aquatic habitat. Negligible adverse impacts from routine mowing, maintenance, and inspection activities.
Cultural Resources	The region has been consistently inhabited by humans for at least 13,000 years. Numerous historic sites and landscapes, which contain	Continued alteration of historic landscapes and impacts to historic properties associated with	No change from existing conditions.	Potential for permanent adverse impacts within the footprint of the dam, areas temporarily disturbed during construction, as well as historic structures impacted during the removal of Cummings Dam.

	irreplaceable evidence of past human lifeways are located throughout the area.	urbanization and commercial land use.		Impacts would be mitigated to less than significant as any resources encountered during surveys would be coordinated with the SHPO and appropriate mitigation actions would be conducted.
Social and Economic Resources	Increasing populations and commercial and residential development in the study area.	Population centers and economic development continue in the study area.	No change from existing conditions.	Beneficial impacts to social and economic resources are expected as the BCDD would reduce downstream flood damages and improve life safety along the Guadalupe River.
Hazardous, Toxic, and Radioactive Waste	Degradation of some areas untreated and uncontrolled discharges, especially in urbanized and/or industrialized areas with improvements as a result of implementation of legislation.	Hazardous materials use and transportation are a regulated activity, thus monitored and permitted only when impacts are minimized and BMPs implemented.	No change from existing conditions.	No impacts to HTRW are expected as the construction footprint is relatively small and no HTRW resources were identified during database searches.

7.0 Environmental Compliance

Table 19 presents the status of compliance with all environmental laws and regulations for the TSP. Additional information regarding specific compliance actions is below.

Table 19: Relationship of Plan to Environmental Protection Statutes and Other Environmental Requirements

Policies	Compliance of Plan
Public Laws	
Archeological and Historic Preservation Act, 1974, as amended	Not Applicable
Archeological Resources Protection Act, 1979, as amended	Not Applicable
Clean Air Act, 1977, as amended*	Not Applicable
Clean Water Act, 1972, as amended*	Not Applicable
Coastal Zone Management Act, 1972, as amended	Not Applicable
Endangered Species Act, 1973, as amended*	Not Applicable
Farmland Protection Policy Act	Not Applicable
Fish and Wildlife Coordination Act, 1958, as amended*	Not Applicable
Magnuson Fisheries Conservation and Management Act	Not Applicable
Migratory Bird Treaty Act, 1918, as amended*	Not Applicable
National Environmental Policy Act, 1969, as amended	Not Applicable
Rivers and Harbors Act, 1899	Not Applicable
Wild and Scenic Rivers Act, as amended	Not Applicable
Native American Graves Protection and Repatriation Act, 1990	Not Applicable
National Historic Preservation Act, 1966, as amended	Not Applicable
Executive Orders	
Environmental Justice (E.O. 12898)*	Not Applicable
Protection of Children (E.O. 13045)	Not Applicable
Flood Plain Management (E.O. 11988)	Not Applicable
Protection of Wetlands (E.O. 11990)	Not Applicable
Invasive Species (E.O. 13112)*	Not Applicable
Migratory Birds (E.O. 13186)*	Not Applicable
Others	
FAA Advisory Circular 150-5200-33*	Not Applicable

7.1.1 Fish and Wildlife Coordination Act

The Fish and Wildlife Coordination Act (FWCA) requires Federal agencies that are impounding, diverting, channelizing, controlling, or modifying the waters of any stream or other body of water to consult with the USFWS and appropriate State fish and game agency to ensure that wildlife conservation receives equal consideration in the

development of such projects. From the initial stages of this study the USFWS, TPWD, and TCEQ have been involved in the planning process.

All agencies provided comments throughout the planning process. USFWS and TPWD biologists participated in the site visits provided input on the models and model projections. These metrics were used to assess existing and future habitat conditions to determine mitigation needs as well as mitigation plans.

The No Action alternative will not disturb natural resources in the study area, no further Fish and Wildlife Coordination Act compliance efforts are required.

Had the study selected the BCDD alternative, a Fish and Wildlife Coordination Act Report describing existing and future without project conditions, future with project conditions, and mitigation projects for the study would have been required. This document would have also provided avoidance and impact minimizing recommendations regarding design, operation, and land management.

7.1.2 Endangered Species Act Coordination

The No Action alternative will have No Effect on any listed species in the study as no ground disturbance will occur from the study, no further Endangered Species Act compliance efforts are required.

Central Texas, particularly the Edwards Plateau, is home to several Federally listed species and unique habitats like karst features and natural springs. Through informal consultation with USFWS Austin Ecological Services and TPWD staff, USACE determined the Bear Creek alternative would have No Effect on all species except for the GCWA and Texas wild-rice. USACE determined the construction and operation of the Bear Detention Dam may affect, and is likely to adversely affect to the golden-cheeked warbler. Therefore, had USACE selected the BCDD alternative, a request for Formal Consultation with USFWS Austin Ecological Services Office would have occurred. To reduce impacts to the GCWA had the BCDD alternative been selected, both onsite conservation measures within the detention area to promote GCWA habitat as well as the purchase of up to 412 acres of GCWA habitat in Comal County would have been required.

USACE has also determine that the removal of Cummings Dam, as part of the aquatic mitigation plan had the BCDD alternative been selected, may affect, but is not likely to adversely affect Texas wild-rice or its critical habitat present in the San Marcos area. The removal of Cummings Dam would have restored natural river flow and water depth throughout the San Marcos area, providing beneficial impacts to Texas wild-rice and its critical habitat.

7.1.3 Clean Air Act

The No Action alternative will have no effect on air quality in the study area as no ground disturbance will occur from the study, no further Clean Air Act compliance efforts are required.

Federal agencies are required by this Act to review all air emissions resulting from federally funded projects or permits to insure conformity with the State Implementation Plans in non-attainment areas.

Both Austin and San Antonio State Implementation Plan areas are currently in attainment for all air emissions within the project areas; therefore, had the TSP been the BCDD alternative, it would be in compliance with the Clean Air Act.

7.1.4 Clean Water Act

USACE, under direction from Congress, regulates the discharge of dredged and fill material into all waters of the United States, including wetlands. Although USACE does not issue itself permits for construction activities that would affect waters of the United States, USACE must meet the legal requirements of the Act.

The No Action alternative will have no effect on water resources in the study area as no ground disturbance will occur from the study, no further Clean Water Act compliance efforts are required.

Had the BCDD alternative been selected as the TSP, a 404(b)(1) analysis would be conducted for the Lower Guadalupe Feasibility Study. Approximately 1.3 acres of riverine habitat loss would occur within the footprint of the Bear Creek Detention Dam. These losses would have been more than offset by the removal of Cummings Dam that would restore riverine function to a reach of the San Marcos River currently impounded.

No net loss of waters of the United States would have occurred with the BCDD. The construction of the Bear Detention Dam would result in a total of approximately 184,835 cubic yards of fill being added to the Bear Creek floodplain. TCEQ would have been provided with a copy of a 404(b)(1) analysis for review as part of the State Water Quality Certification process under Section 401 of the Federal Clean Water Act to ensure the proposed project supports water quality standards.

The construction activities associated with the BCDD that disturb upland areas (land above Section 404 jurisdictional waters) would have been subject to the National Pollutant Discharge Elimination System (NPDES) requirements of Section 402(p) of the Clean Water Act.

In Texas, TCEQ is the permitting authority and administers the NPDES. Operators of construction activities that disturb 5 or greater acres must prepare a Storm Water Pollution Prevention Plan (SWPPP), submit a Notice of Intent to TCEQ, conduct onsite posting and periodic self-inspection, and follow and maintain the requirements of the SWPPP. During construction, the operator shall assure that measures are taken to control erosion, reduce litter and sediment carried offsite (silt fences, hay bales,

sediment retention ponds, litter pick-up, etc.), promptly clean-up accidental spills, utilize BMPs onsite, and stabilize site against erosion before completion.

Commencement of construction at a site regulated under 30 Texas Administrative Code 213 would have applied to the BCDD alternative. As such, construction would not begin until the appropriate Edwards Aquifer Protection Plan had been approved by the TCEQ's Edwards Aquifer Protection Program.

7.1.5 Section 106 of the National Historic Preservation Act

Under the National Historic Preservation Act, federal agencies must “take into account the effects of their undertakings on historic properties” [(36 CFR 800.1(a)].

The No Action alternative will have no effect on historic properties in the study area, no further National Historic Preservation Act compliance efforts are required.

Had the BCDD been selected as the TSP, USACE could not fully determine the effects of the undertaking on historic properties at this time, USACE, Texas State Historic Preservation Officer (SHPO), and the non-federal sponsor would have developed a programmatic agreement (PA) to resolve adverse effects to historic properties.

In accordance with 36 CFR 800.6(1), USACE would have notified the Advisory Council on Historic Preservation of the intent to develop a PA. During the feasibility study, USACE has conducted background research, consulted with the Texas SHPO, and invited five Federally-recognized Native American tribes, including the Kiowa Tribe of Oklahoma, the Apache Tribe of Oklahoma, the Tonkawa Tribe of Oklahoma, the Wichita and Affiliated Tribes, and the Comanche Nation, to consult on the project and to identify participants in the development of the PA had the BCDD been selected as the TSP.

7.1.6 Executive Order 13112 – Invasive Species

EO 13112 recognizes the significant contribution native species make to the well-being of the Nation's natural environment and directs Federal agencies to take preventive and responsive action to the threat of the invasion of non-native plants and wildlife species in the United States. This EO establishes processes to deal with invasive species and among other items, establishes that Federal agencies “will not authorize, fund, or carry out actions that it believes are likely to cause or promote the introduction or spread of invasive species in the United States or elsewhere unless, pursuant to guidelines that it has prescribed, the agency has determined and made public its determination that the benefits of such actions clearly outweigh the potential harm caused by invasive species; and that all feasible and prudent measures to minimize risk of harm will be taken in conjunction with the actions.”

The No Action alternative will have no effect on invasive species in the study area as no ground disturbance will occur from the study, no further EO 13112 compliance efforts are required.

The required operation and maintenance of the Bear Creek Detention Dam, had it been selected as the TSP, and associated mitigation areas by the non-Federal implementation sponsor during long-term management of that area would keep the negative influence of non-native invasive plants at a minimum. The proposed project would be in compliance with EO 13112 by actively monitoring and managing non-native invasive species.

7.1.7 Executive Order 11988 – Floodplain Management

EO 11988 was enacted May 24, 1977, in furtherance of the National Environment Policy Act of 1969, as amended (42 U.S.C. 4321 et seq.), the National Flood Insurance Act of 1968, as amended (42 U.S.C. 4001 et seq.), and the Flood Disaster Protection Act of 1973 (Public Law 93-234, 87 Stat. 975). The purpose of the EO was to avoid, to the extent possible, the long and short-term adverse impacts associated with the occupancy and modification of floodplains and to avoid direct or indirect support of floodplain development wherever there is a practicable alternative.

The order states that each agency shall provide and shall take action to reduce the risk of flood loss, to minimize the impact of floods on human safety, health and welfare, and to restore and preserve the natural and beneficial values served by floodplains in carrying out its responsibilities for (1) acquiring, managing, and disposing of Federal lands and facilities; (2) providing Federally undertaken, financed, or assisted construction and improvements; and (3) conducting Federal activities and programs affecting land use, including but not limited to water and related land resources planning, regulating, and licensing activities. The TSP, inherit as a flood risk management project, would be designed to ensure that the combination of all measures proposed would not result in a decrease in the floodplain capacity and or increase in flood risk to the study area. The TSP would be in compliance with EO 11988.

ER 1165-2-26 sets forth general policy and guidance for USACE implementation of EO 11988, as is pertains to the planning, design, and construction of Civil Works projects. The objective of this EO is to avoid, to the extent possible, long and short-term adverse impacts associated with the occupancy and modification of the base flood plain.

The No Action alternative will have no effect on floodplain management in the study area as no ground disturbance will occur from the study, no further EO 11988 compliance efforts are required.

If BCDD would have been selected as the TSP, due to the nature and authorization of this flood risk management study and the measures' functions, there were no other practical alternatives to locating the proposed project in the base flood plain. The design and operation of each measure will minimize hazard and risk associated with flood and human safety while reducing flood risk and damages in the downstream base flood plain.

While new developments would require the necessary planning and permits to avoid impacts to the environment and the base flood plain.

7.1.8 Executive Order 13186 – Migratory Birds

The importance of migratory non-game birds to the nation is embodied in numerous laws, executive orders, and partnerships. The Fish and Wildlife Conservation Act of 1980 demonstrates the Federal commitment to conservation of non-game species. Amendments to the Act adopted in 1988 and 1989 direct the USFWS to undertake activities to research and conserve migratory non-game birds. EO 13186 directs Federal agencies to promote the conservation of migratory bird populations, including restoring and enhancing habitat. Migratory Non-game Birds of Management Concern is a list maintained by the USFWS. The list helps fulfill a primary goal of the USFWS to conserve avian diversity in North America. Additionally, the USFWS Migratory Bird Plan is a draft strategic plan to strengthen and guide the agency's Migratory Bird Program.

The No Action alternative will have no effect on migratory birds in the study area as no ground disturbance will occur from the study, no further migratory bird compliance efforts are required.

The BCDD alternative, would have required the permanent conversion of migratory bird habitat to a detention dam. When combined with the mitigation plan would maintain a no net loss in habitat that contributes to the U.S. Fish and Wildlife Service Migratory Bird Program goals to protect, conserve, and restore migratory bird habitats to ensure long-term sustainability of all migratory bird populations.

7.1.9 Executive Order 12898 – Environmental Justice

EO 12898 “Federal Actions to Address Environmental Justice in Minority Populations and Low- Income Populations” dated February 11, 1994, requires all Federal agencies to identify and address disproportionately high and adverse effects of its programs, policies, and activities on minority and low-income populations. Environmental justice is the fair treatment and meaningful involvement of all people regardless of race, color, national origin, or income with respect to the development, implementation and enforcement of environmental laws, regulations and policies.

The No Action alternative will have no effect on Environmental Justice issues in the study area as no ground disturbance will occur from the study, no further EO 12898 compliance efforts are required.

Data was compiled to assess the potential impacts to minority and low-income populations within the study area. Due to almost no occupancy of the lands needed for the BCDD and associated mitigation measures, no Environmental Justice concerns are anticipated.

7.1.10 Executive Order 13045 – Protection of Children

EO 13045 “Protection of Children from Environmental Health Risks” dated April 21, 1997 requires Federal agencies to identify and address the potential to generate disproportionately high environmental health and safety risks to children. This EO was prompted by the recognition that children, still undergoing physiological growth and development, are more sensitive to adverse environmental health and safety risks than adults.

The No Action alternative will have no effect on child safety in the study area as no ground disturbance will occur from the study, no further EO 13045 compliance efforts are required.

If the BCDD alternative had been selected as the TSP, short-term impacts on the protection of children would be expected during construction in urbanized areas with children present. Numerous types of construction equipment such as backhoes, bulldozers, graders, and dump trucks, and other large construction equipment would be used throughout the duration of construction of the TSP. Because construction sites and equipment can be enticing to children, construction activity could create an increased safety risk. However, the BCDD alternative including the mitigation measures, would be constructed in remote areas with very few residential properties in the vicinity of the construction areas.

Out of an abundance of caution, barriers and “No Trespassing” signs would be placed around construction sites to deter children from playing in these areas, and construction vehicles and equipment would be secured when not in use. Since the construction areas are remote and would be flagged or otherwise fenced, issues regarding Protection of Children are not anticipated.

7.1.11 Public and Agency Comments

In 2011, this study was initiated in response to the initial findings of a reconnaissance study authorized by the Guadalupe and San Antonio Rivers and Tributaries, Texas resolution. In 2012, USACE and the non-Federal sponsor hosted a public scoping meeting in Seguin, Texas. No public or agency comments were received. This study was also discussed at various GBRA reoccurring meetings. The 2012 public scoping meeting notice and Fort Worth District fact sheet for the Guadalupe and San Antonio River Basin, Texas studies can be found in Appendix C1.

With the No Action alternative selected as the TSP, no additional public or agency comment periods are required.

Had the BCDD alternative been selected as the TSP, an open house style public information meeting, in conjunction with a 30 day public review period, would have been held to solicit comments. USACE and GBRA staff would have been available to answer questions regarding the study, process, Tentatively Selected Plan, and draft report and EA.

7.2 Study Coordination

Had the BCDD alternative been selected as the TSP, copies of agency coordination letters would have been presented in Appendix C1. Formal and informal coordination would be continued with various federal, state, local agencies and tribes.

7.2.1 Environmental Coordination

TPWD and USFWS have been involved throughout the study process. They participated in initial model selection and use, site visits, impact identification, avoidance and mitigation measure development and provided comments throughout the Lower Guadalupe Feasibility Study process. TCEQ also provided input regarding aquatic mitigation and BMPs to avoid impacts during construction.

7.2.2 Cultural Coordination

During the feasibility study, USACE consulted with the Texas SHPO, and invited five Federally-recognized Native American tribes, including the Kiowa Tribe of Oklahoma, the Apache Tribe of Oklahoma, the Tonkawa Tribe of Oklahoma, the Wichita and Affiliated Tribes, and the Comanche Nation, to consult on the project and to identify participants in the development of the PA had the BCDD been selected as the TSP.

7.3 Mitigation

The No Action alternative, the TSP, will have no effect on natural resources or require any impact avoidance or compensatory mitigation as a result of the study area as no ground disturbance will occur.

The BCDD would have been designed with the smallest practicable footprint to still meet the flood risk reduction goals of the project. All practicable means to avoid or minimize environmental impacts due to construction of the BCDD would have been considered.

The BCDD would feature a culvert at the base of the structure to convey normal flows. This feature would avoid creating an un-natural lake upstream and desiccation of aquatic resources downstream. Also, the detention area would have been purchased in fee and managed for natural resource benefit. Outside of flood events the detention area will serve as a pseudo-preserve for natural communities.

Construction would have occurred outside of GCWA breeding season. If construction were to occur during GCWA breeding season, construction would begin prior to the breeding season and remain constant so that any GCWA in the area would seek alternate suitable breeding grounds.

During construction and maintenance of BCDD and mitigation measures, best management practices would be followed to further minimize impacts to the environment. Measures include but are not limited to designated fueling stations, Storm Water Pollution Prevent Plans, dust abatement, and monitoring for cultural resources

during ground disturbance activities. In addition, mitigation could be required during cultural resource activities.

Engineering Regulation (ER) 1105-2-100 Appendix C directs USACE civil works studies to avoid, minimize, and when necessary, mitigate the unavoidable impacts to significant aquatic habitats. Significant habitats include wetlands, rivers, riparian forest, and bottomland hardwood forest. USACE certified habitat assessments must then be used to quantify functional habitat, and any potential loss, through a unit of measure. This study used Average Annual Habitat Units (AAHUs) and USACE certified Habitat Evaluation Procedures species models to quantify habitat function over the planning horizon. Mitigation requirements and three mitigation plan alternatives were developed and assessed using the same methodology. In accordance with ER 1105-2-100, the least cost mitigation plan was identified for the BCDD alternative. Additional information regarding model selection, site visits, and results can be found in Appendix C2.

In summary, the mitigation plan for BCDD would have included:

- The removal of Cummings Dam on the San Marcos River to offset the permanent loss of 1.14 AAHUs of riverine habitat in Bear Creek from the construction of the Bear Detention Dam.
- Up to 25 acres of riparian forest plantings and management in perpetuity along the Guadalupe River downstream of New Braunfels to offset the permanent loss of 7.18 AAHUs of riparian forest habitat.
- Purchase and manage up to 412 acres of golden-cheeked warbler habitat in Comal County

The Cummings Dam removal would restore 8.29 AAHUs of riverine habitat that is currently impounded by the dam. While it mitigates beyond required 1.14 AAHUs, it does so at no extra cost and remains the most cost effective aquatic mitigation measure.

Opportunities exist to further reduce the environmental mitigation requirements. Initial site visits were conducted from publicly assessable areas. As such conservative estimates in habitat mapping and metric estimations were made, site visits would allow for further refinement of the assumptions used to estimate mitigation requirements.

Appendix C3 contain additional details regarding mitigation planning.

7.4 Monitoring and Adaptive Management

In accordance with ER 1105-2-100 and EC 1105-2-404, a Monitoring and Adaptive Management Plan (MAMP) will be developed for mitigation plans and will be included in the final feasibility report and/or NEPA document.

The TSP, the No Action alternative, requires no mitigation or related MAMP.

Had the BCDD alternative been selected as the TSP, a MAMP would have been developed in consultation with resource agencies and the non-Federal implementation

sponsor to monitor the ecological success for each mitigation measure. Adaptive management of mitigation measures would be limited to only the area of mitigation unless the non-Federal sponsor and the District Commander mutually agree otherwise.

Monitoring of mitigation elements provides information with which to gauge the success of the mitigation. Monitoring, cost-shared for up to five years, includes the systematic collection and analysis of data that provides information useful for assessing project performance, determining whether ecological success has been achieved, or whether adaptive management may be needed to attain project benefits.

If during monitoring, a trigger is met indicating an environmental metric is not being satisfied, additional action may be required to ensure mitigation requirements are being satisfied. Adaptive management measures may include supplemental watering of planted trees during droughts, changing of tree species planted to increase tree survivorship, and/or invasive species management.

Appendix C4 contains a draft Monitoring and Adaptive Management Plan and costs.

8.0 Preparers

Table 20: List of Preparers

Discipline	Project Delivery Team Member
Project Management	Andrew Johnston
Planning	Tom Jester
H&H	Bret Higginbotham
H&H	Helena Mosser
Economics	Norman Lewis
Environmental Resources	Brandon Wadlington
Environmental Resources	Justyss Watson
Cultural Resources	Leslie Crippen
Engineering Technical Lead	Efren Martinez
Geotechnical Engineering	RC Kannan
HTRW	David S. Clark
Civil Engineering	Landis Grimmett
Structural Engineering	Jonathan Bennett
Real Estate	Thurman Schweitzer
Cost Engineering	Ninfa Taggart
Office of Counsel	Kathrine Talbot

9.0 Recommendation

I have given consideration to all significant aspects of the public interest. The aspects considered environmental, social, and economic effects; engineering feasibility; and any other elements bearing on the decision. There has been no controversy concerning this study or the proposed project and the NFS and local stakeholders are in support of the proposed action. The plan complies with all seven of the USACE Environmental Operating Principles.

The recommendations contained herein reflect the information available at this time and current Departmental policies governing formulation of individual projects. They do not reflect program and budgeting priorities inherent in the formulation of a national Civil Works construction program nor the perspective of higher review levels within the Executive Branch. Consequently, the recommendations may be modified before they are transmitted to the Congress as proposals for authorization and implementation funding. However, prior to transmittal to the Congress, the sponsor, the States, interested Federal agencies, and other parties will be advised of any modifications and will be afforded an opportunity to comment further.

Based on the analysis the No Action Alternative is the Tentatively Selected Plan.

DATE: _____

Kenneth Reed
COL, EN
Commanding

10.0 References

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PUBLIC NOTICE

The City of Gonzales, Texas, is requesting public comment in regard to the submission of application(s) to the Texas General Land Office (GLO) for Community Development Block Grant – Mitigation (CDBG-MIT) funds associated to Hurricane Harvey and future flooding mitigation. The application and proposed non-housing infrastructure projects will allow the City to utilize grant funding available to assist in long-term disaster recovery efforts and mitigate the impact of future flooding events:

1. Local Infrastructure Program: \$3,000,000

The City will request public comments for fourteen (14) days from October 5, 2020 through October 19, 2020. The application will be available for review at Gonzales City Hall located at 820 St. Joseph Street, Gonzales, Texas, 78629 or on the website at:

<https://www.gonzales.texas.gov/>. The public is encouraged to submit comments that will assist the City in defining and evaluating the proposed projects that will mitigate the devastating effects of natural disasters as well ensure the projects are in line with environmental regulations, affirmatively further fair housing activities, and, if applicable, minimizing displacement of persons by project activities.

Comments should address the proposed infrastructure improvements which are directly tied to damage caused by Hurricane Harvey. Additionally, the City must document direct storm damage of the proposed projects, as well as the mitigation of future events, and expend funds that principally benefit low-to-moderate income areas of the city.

Upon the expiration of this comment period the City will review and address any public comments in the proposed application. The grant application will be submitted to City Council for a Public Hearing prior to the submission of the application to the GLO on or before October 28, 2020. Please email your views and comments to citysecretary@gonzales.texas.gov, or mail your comments to:

City of Gonzales
c/o City Secretary
P.O. Box 547
Gonzales, Texas
78629-0547



NOTICE OF PUBLIC HEARING

The City of Gonzales, Texas, will hold a Public Hearing on Thursday, October 8, 2020, at 6pm at Gonzales City Hall, 820 St. Joseph Street, Gonzales, Texas, 78629, Gonzales, Texas. Please contact the City Secretary 72 hours in advance of the meeting if you require special accommodations.

The City of Gonzales would like to extend an invitation to all residents, businesses and service providers and local nonprofits within the City to attend this Citizen Participation Public Hearing to provide input in regard to the submission of application to the Texas General Land Office (GLO) for Community Development Block Grant – Mitigation (CDBG-MIT) funds for non-housing infrastructure projects, associated with flooding caused by Hurricane Harvey, in order to mitigate future flooding. In addition, the City must expend funds that principally benefit low-to-moderate income areas of the city, as well ensure the projects are in line with environmental regulations, affirmatively further fair housing activities, and, if applicable, minimizing displacement of persons by project activities.

1. Local Infrastructure Program: \$3,000,000

Comments may also be submitted in advance of the Public Hearing to citysecretary@gonzales.texas.gov or mailed to:

City of Gonzales
c/o City Secretary
P.O. Box 547
Gonzales, Texas
78629-0547



TYPE AGENDA ITEM:

Resolution

BACKGROUND:

On August 6, 2020 and August 13, 2020 Staff advertised soliciting bids for cleaning and repainting of Tank #1, an 850,000 gallon steel ground storage tank. Bids were opened on August 27, 2020.

Tank Industry Consultants (TIC) reviewed the bid proposals and has made recommendations included in their attached letter. The apparent low bidder was Tankez Coatings which TIC reviewed and indicated their pricing was reasonable.

POLICY CONSIDERATIONS:

The city should consider cleaning and repainting the 850,000 gallon storage tank to maintain public health and safety.

FISCAL IMPACT:

If the contract is awarded to Tankez Coatings the city will expend \$387,300 as the base contract amount. In addition, \$5,000 for Alternate Bid Item 6 for an overflow weir box; \$50,000 for Alternate Bid Item 7 for shell area replacements; and, \$25,000 for an alternate exterior coating system for a total project amount of \$467,300. Funding for this project was approved in the Capital Improvement Plan for the Fiscal Year 2020-2021 and will come from the 2019 Certificate of Obligation issuance paid through account 300-7-304.640.

ATTACHMENTS:

Tank Industry Consultants Bid Review and Tally Sheet

STAFF RECOMMENDATION:

Staff respectfully recommends the contract be awarded to Tankez Coatings in the amount of \$467,300 for the cleaning and repainting of the 850,000 gallon storage tank #1 to include alternate bids 6, 7 and 8.

RESOLUTION NO. 2020-99

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS ACCEPTING THE PROPOSALS AND AWARDING THE CONTRACT FOR THE REPAIRS TO THE 850,000 GALLON STEEL GROUND STORAGE TANK, “WATER TANK #1”; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Capital Improvement Plan for Fiscal Year Budget 2020-2021 which will be funded by the 2019 Certificate of Obligation issuance included the cleaning and repainting to the 850,000 Gallon Steel Ground Storage Tank, “Water Tank #1” to be competitively bid as per Chapter 252 of the Local Government Code; and,

WHEREAS, the advertisements for the Request for Proposals were published in the newspaper for two consecutive weeks beginning August 6, 2020; and,

WHEREAS, the proposals were due to be received by the City of Gonzales on August 27, 2020 at 2:00 p.m.; and,

WHEREAS, proposals were received from Tankez Coatings, A&M Construction and Utilities, Viking Industrial Painting, Classic Protective Coatings, MK Painting, American Suncraft, ,Blastco Texas Inc, N.G. Painting, L.P. and TMI Coatings, by the due date published; and,

WHEREAS, Local Government Code Section 252.043(a) states that the if the competitive bidding requirement applies to the contract for goods or services, the contract must be awarded to the lowest responsible bidder or to the bidder who provides goods and services at the best value for the municipality; and,

WHEREAS, the engineer for this project evaluated the proposals and recommends to award the contract to Tankez Coatings. who is the lowest responsible bidder with a base bid amount of \$387,300 and alternate bids 6, 7 and 8 in the aggregate amount of \$80,000, for a total amount up to \$467,300; and,

WHEREAS, the City Council finds that entering into an agreement for the cleaning and repainting of the 850,000 Gallon Steel Ground Storage Tank, “Water Tank #1” 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 2. The City Council of the City of Gonzales hereby awards the contract for the cleaning and repainting of the 850,000 Gallon Steel Ground Storage Tank, "Water Tank #1" to Tankez Coatings and authorizes the City Manager to execute the agreement.

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 8th day of October, 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

TIC
TANK
INDUSTRY
CONSULTANTS

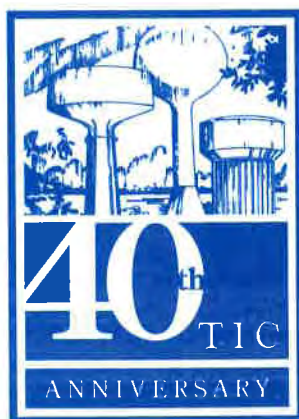
*Engineering Water Tanks
Since 1979*

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San Luis Obispo, California
805 / 538-4206



September 2, 2020

Mr. Ryan Wilkerson
City of Gonzales
111 St. Michael Street
Gonzales, Texas 78629

RE: Bid Review for Repairing and Repainting the Interior and Exterior of One
850,000 Gallon Steel Ground Storage Tank, "Water Tank #1," Gonzales,
Texas; TIC 19.202.S1694.002

Dear Mr. Wilkerson:

Tank Industry Consultants has received copies of bid proposals that the City of Gonzales received on the above referenced project and sent to us. There were ten bids submitted; however, one bidder withdrew their bid. Bids ranged from \$387,300 to \$738,200. The engineer's estimate for the project was \$721,000.

The apparent low bidder for Bid Items 1 through 5 was Tankez Coatings for \$387,300. Tank Industry Consultants can see no reason not to award the project to Tankez Coatings.

Tankez Coatings' price of \$5,000 for Alternate Bid Item 6 for Overflow Weir Box appeared reasonable. The condition of the existing weir box is to be evaluated after initial abrasive blast cleaning to determine need for replacement.

Tankez Coatings' price of \$50,000 for Alternate Bid Item 7 for Shell Area Replacements appeared reasonable for the scope of work specified.

Tankez Coatings' price of \$25,000 for Alternate Bid Item 8 for Alternate Exterior Coating System appeared reasonable. The alternate fluorourethane finish coat system specified can provide significantly longer color and gloss retention, but is a more expensive coating system than that of the Base Bid.

Tankez Coatings' total bid for Bid Items 1 through 8 was \$467,300.

If you have any questions, please feel free to contact me.

Sincerely,

Tank Industry Consultants

Patrick J. Brown
Project Engineer

enclosure

				Tankez Coatings Sumner, TX		A&M Construction and Utilities Rowlett, TX		Viking Industrial Painting Omaha, NE		Classic Protective Coatings Menomonie, WI	
Forms/Signature				yes		yes		yes		yes	
Bid Bond (5%)				yes		yes		yes		yes	
Letter From Surety				yes		yes		yes		yes	
Non-Collusion Affidavit				yes		yes		yes		yes	
Subcontractor's List				yes		yes		yes		yes	
Listing of Suppliers				yes		yes		yes		yes	
Proposed Method of Containment				yes		yes		yes		yes	
Medical Surveillance Program Certification				yes		no		no		no	
Bid Item	Estimated Quantities	Unit Price	Bid Amount	Unit Price		Unit Price		Unit Price		Unit Price	
1 - Base Bid for 850,000 Gallon "Water Tank #1"	1	N.A.	\$370,000.00	N.A.	\$413,700.00	N.A.	\$420,000.00	N.A.	\$443,400.00	N.A.	\$443,400.00
2 - Repair Welding Man-Hours	30	\$100.00	\$3,000.00	\$150.00	\$4,500.00	\$155.00	\$4,650.00	\$110.00	\$3,300.00	\$110.00	\$3,300.00
3 - Pit Filling and Surfacing Gallons	3	\$100.00	\$300.00	\$300.00	\$900.00	\$750.00	\$2,250.00	\$250.00	\$750.00	\$250.00	\$750.00
4 - Interior Chipping and/or Grinding Man-Hours	80	\$100.00	\$8,000.00	\$75.00	\$6,000.00	\$155.00	\$12,400.00	\$75.00	\$6,000.00	\$75.00	\$6,000.00
5 - Additional Work Man-Hours	60	\$100.00	\$6,000.00	\$75.00	\$4,500.00	\$155.00	\$9,300.00	\$75.00	\$4,500.00	\$75.00	\$4,500.00
TOTAL AMOUNT BID (Items 1-5, Inclusive)				\$387,300.00		\$429,600.00		\$448,600.00		\$457,950.00	
6 - Overflow Weir Box Lump Sum	1	N.A.	\$5,000.00	N.A.	\$5,500.00	N.A.	\$5,300.00	N.A.	\$5,525.00	N.A.	\$5,525.00
7 - Shell Plate Area Replacements Per Area	2	\$25,000.00	\$50,000.00	\$23,000.00	\$46,000.00	\$24,400.00	\$48,800.00	\$24,750.00	\$49,500.00	\$24,750.00	\$49,500.00
8 - Alternate Exterior Coating System Lump Sum	1	N.A.	\$25,000.00	N.A.	\$0.00	N.A.	\$20,600.00	N.A.	\$70,115.00	N.A.	\$70,115.00
TOTAL W/ ADDITIVE BID ITEMS (Items 1-8, Inclusive)				\$467,300.00		\$481,100.00		\$523,300.00		\$583,090.00	

				MK Painting Wyandotte, MI		American Suncraft Medway, OH		Blastco Texas Inc. Channelview, TX		N.G. Painting, L.P. Kerrville, TX		TMI Coatings St. Paul, MN	
Forms/Signature				yes		yes		yes		yes		yes	
Bid Bond (5%)				yes		yes		yes		yes		yes	
Letter From Surety				yes		yes		yes		yes		yes	
Non-Collusion Affidavit				yes		yes		yes		yes		yes	
Subcontractor's List				yes		yes		yes		yes		yes	
Listing of Suppliers				yes		yes		yes		yes		yes	
Proposed Method of Containment				yes		yes		yes		yes		yes	
Medical Surveillance Program Certification				no		no		yes		no		yes	
Bid Item	Estimated Quantities	Unit Price	Bid Amount	Unit Price		Unit Price		Unit Price		Unit Price		Unit Price	
1 - Base Bid for 850,000 Gallon "Water Tank #1"	1	N.A.	\$445,000.00	N.A.	\$476,850.00	N.A.	\$518,409.00	N.A.	\$575,000.00	N.A.	\$711,100.00	N.A.	\$711,100.00
2 - Repair Welding Man-Hours	30	\$300.00	\$9,000.00	\$105.00	\$3,150.00	\$150.00	\$4,500.00	\$150.00	\$4,500.00	\$150.00	\$5,400.00	\$180.00	\$5,400.00
3 - Pit Filling and Surfacing Gallons	3	\$500.00	\$1,500.00	\$525.00	\$1,575.00	\$300.00	\$900.00	\$300.00	\$900.00	\$300.00	\$900.00	\$800.00	\$2,400.00
4 - Interior Chipping and/or Grinding Man-Hours	80	\$250.00	\$20,000.00	\$85.00	\$6,800.00	\$50.00	\$4,000.00	\$80.00	\$6,400.00	\$80.00	\$6,400.00	\$110.00	\$8,800.00
5 - Additional Work Man-Hours	60	\$250.00	\$15,000.00	\$85.00	\$5,100.00	\$50.00	\$3,000.00	\$60.00	\$3,600.00	\$60.00	\$3,600.00	\$175.00	\$10,500.00
TOTAL AMOUNT BID (Items 1-5, Inclusive)				\$490,500.00		\$493,475.00		\$530,809.00		\$590,400.00		\$738,200.00	
6 - Overflow Weir Box Lump Sum	1	N.A.	\$6,000.00	N.A.	\$4,800.00	N.A.	\$5,370.00	N.A.	\$7,500.00	N.A.	\$7,500.00	N.A.	\$7,800.00
7 - Shell Plate Area Replacements Per Area	2	\$17,000.00	\$34,000.00	\$46,500.00	\$93,000.00	\$32,406.50	\$64,813.00	\$12,000.00	\$24,000.00	\$13,000.00	\$26,000.00	\$13,000.00	\$26,000.00
8 - Alternate Exterior Coating System Lump Sum	1	N.A.	\$22,000.00	N.A.	\$22,350.00	N.A.	\$19,399.00	N.A.	\$20,000.00	N.A.	\$24,000.00	N.A.	\$24,000.00
TOTAL W/ ADDITIVE BID ITEMS (Items 1-8, Inclusive)				\$552,500.00		\$613,625.00		\$620,391.00		\$641,900.00		\$796,000.00	

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The GEDC board recently revised the business incentive grants and worked closely with the Main Street Director in updating the grant section that is available specifically to the Main Street district. During this process it was agreed that the GEDC would handle all the procedural requirements under the Act for this type of funding. An agreement between the GEDC and the Gonzales Main Street provides a clear understanding of how these grants will be received and administered by both parties.

POLICY CONSIDERATIONS:

City Council review and approval, sent to the City's legal counsel.

FISCAL IMPACT:

Funds have been budgeted in the GEDC adopted Fiscal Year 2020-2021 budget to be allocated for approved grant projects.

ATTACHMENTS:

Performance agreement between the GEDC and the Gonzales Main Street

STAFF RECOMMENDATION:

The attached performance agreement was approved by the GEDC on September 28, 2020.

RESOLUTION NO. 2020-100

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE GONZALES ECONOMIC DEVELOPMENT CORPORATION AND GONZALES MAIN STREET, INC. RELATED TO FUNDING ECONOMIC DEVELOPMENT PROJECTS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Gonzales Economic Development Corporation (“GEDC”) and Gonzales Main Street, Inc. (“Main Street”) desire to enter into an agreement for funding of economic development projects (“Agreement”); and,

WHEREAS, the City of Gonzales supports the terms of the agreement identified in Exhibit “A” and authorizes the City Manager to execute any documents deemed necessary to enact the Agreement; and,

WHEREAS, the City Council finds that authorizing an agreement for the funding of economic development projects 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 2. The City Council of the City of Gonzales hereby supports the agreement attached as Exhibit “A” and authorizes the City Manager to execute any documents necessary to enact the agreement.

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 8th day of October, 2020

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

PERFORMANCE AGREEMENT

This **PERFORMANCE AGREEMENT** by and between the **GONZALES MAIN STREET, INC.**, a Texas non-profit corporation (hereinafter referred to as “Main Street”), and the **GONZALES ECONOMIC DEVELOPMENT CORPORATION**, a Texas non-profit corporation (hereinafter referred to as the “GEDC”), is made and executed on the following recitals, terms and conditions.

WHEREAS, GEDC is a Type B economic development corporation operating pursuant to Chapter 505 of the Texas Local Government Code, as amended (also referred to as the “Act”), and the Texas Non-Profit Corporation Act, as codified in the Texas Business Organizations Code, as amended; and

WHEREAS, Section 505.102 of the Texas Local Government Code provides the authority for GEDC to contract with Main Street to: (1) carry out an industrial development program or objective; or (2) assist with the development or operation of an economic development program or objective consistent with the purposes and duties of the Act; and

WHEREAS, Chapters 501 to 505 of the Texas Local Government Code contains the authority for the use of Type B sales tax revenue for permissible “projects” as that term is defined in Chapters 501 to 505 of the Texas Local Government Code; and

WHEREAS, pursuant to this Agreement, Main Street agrees to undertake the distribution and intake of applications for the funding of projects consistent with Chapters 501 to 505 of the Texas Local Government Code; and

WHEREAS, Main Street agrees and understands that Section 501.073(a) of the Texas Local Government Code requires the City Council of the City of Gonzales, Texas, to approve all programs and expenditures of GEDC, and accordingly this Agreement is not effective until City Council has approved this Agreement at a City Council meeting called and held for that purpose.

NOW, THEREFORE, for and in consideration of the agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, GEDC and Main Street agree as follows:

SECTION 1. FINDINGS INCORPORATED.

The foregoing recitals are hereby incorporated into the body of this Agreement and shall be considered part of the mutual covenants, consideration and promises that bind the parties.

SECTION 2. TERM.

This Agreement shall be effective as of the Effective Date, and shall continue thereafter until **September 30, 2021**, unless terminated sooner under the provisions hereof.

SECTION 3. DEFINITIONS.

The following words shall have the following meanings when used in this Agreement.

- (a) **Act.** The word “Act” means Chapters 501 to 505 of the Texas Local Government Code, as amended.
- (b) **Agreement.** The word “Agreement” means this Performance Agreement, together with all exhibits and schedules attached to this Performance Agreement from time to time, if any.
- (c) **City.** The word “City” means the City of Gonzales, Texas, a Texas home-rule municipality, whose address for the purposes of this Agreement is 820 N. St. Joseph Street, Gonzales, Texas 78629.
- (d) **Effective Date.** The words “Effective Date” mean the date of the latter to execute this Agreement by and between Main Street and GEDC.
- (e) **Event of Default.** The words “Event of Default” mean and include any of the Events of Default set forth below in the section entitled “Events of Default.”
- (f) **GEDC.** The term “GEDC” means the Gonzales Economic Development Corporation, a Texas non-profit corporation, its successors and assigns, whose corporate address for the purposes of this Agreement is 820 N. St. Joseph Street, Gonzales, Texas 78629.
- (g) **Main Street.** The words “Main Street” mean the Gonzales Main Street, Inc., a Texas non-profit corporation, its successors and assigns, whose address for the purposes of this Agreement is 820 N. St. Joseph Street, Gonzales, Texas 78629.
- (h) **Related Documents.** The words “Related Documents” mean and include without limitation all other instruments and documents, whether now or hereafter existing, executed in connection with this Agreement.
- (i) **Term.** The word “Term” means the term of this Agreement as specified in Section 2 of this Agreement.

SECTION 4. AFFIRMATIVE COVENANTS OF MAIN STREET.

Main Street covenants and agrees with the GEDC that while this Agreement is in effect, it shall comply with the following terms and conditions:

- (a) **Fund Economic Development Projects.** Main Street covenants and agrees to provide the distribution and intake of applications for the funding by the GEDC pursuant to Section 5(a) of this Agreement to applicants for permissible “projects” as that term is defined in the Act (hereinafter “Economic Development Projects”).
- (b) **Performance.** Main Street covenants and agrees to perform and comply with all terms,

conditions, and provisions set forth in this Agreement and in all other instruments and agreements by and between Main Street and GEDC.

SECTION 5. AFFIRMATIVE OBLIGATIONS OF GEDC.

GEDC covenants and agrees with Main Street that while this Agreement is in effect, it shall comply with the following terms and conditions:

- (a) **Financial Assistance by GEDC.** Main Street shall submit to the GEDC applications for funding to fund Economic Development Projects consistent with the Act. GEDC covenants and agrees to undertake any and all procedural requirements under the Act including the publication of notice, conduct of public hearings, and the entering into performance agreements with approved applicants for funding consistent with the Act.
- (b) **Performance.** GEDC covenants and agrees to perform and comply with all terms, conditions, and provisions set forth in this Agreement and in all other instruments and agreements by and between GEDC and Main Street.

SECTION 6. CESSATION OF ADVANCES.

If GEDC has made any commitment to make any advance of funding to Main Street whether under this Agreement or under any other agreement, GEDC shall have no obligation to advance or disburse any financial assistance if: (i) Main Street becomes insolvent, files a petition in bankruptcy or similar proceedings, or is adjudged bankrupt; or (ii) an Event of Default occurs.

SECTION 7. EVENTS OF DEFAULT.

Each of the following shall constitute an Event of Default under this Agreement:

- (a) **Affirmative Obligations of Main Street.** The failure of Main Street to comply with any of the affirmative obligations contained within Section 4 of this Agreement is an Event of Default.
- (b) **Affirmative Obligations of GEDC.** The failure of GEDC to comply with any of the affirmative obligations contained within Section 5 of this Agreement is an Event of Default.
- (c) **False Statements.** Any warranty, representation, or statement made or furnished to GEDC by or on behalf of Main Street under this Agreement or the Related Documents that is false or misleading in any material respect, either now or at the time made or furnished is an Event of Default.
- (d) **Insolvency.** Main Street's insolvency, appointment of receiver for any part of Main Street's property, any assignment for the benefit of creditors of Main Street, any type of creditor workout for Main Street or the commencement of any proceeding under any bankruptcy or insolvency laws by or against Main Street is an Event of Default.

- (e) **Other Defaults.** Failure of Main Street to comply with or to perform any other term, obligation, covenant or condition contained in this Agreement or in any of the Related Documents, or failure of Main Street to comply with or to perform any other term, obligation, covenant or condition contained in any other agreement by and between GEDC and Main Street is an Event of Default.

SECTION 8. EFFECT OF AN EVENT OF DEFAULT.

In the event of default under Section 7 of this Agreement, the non-defaulting party shall give written notice to the other party of any default, and the defaulting party shall have thirty (30) days to cure said default. Should said default remain uncured as of the last day of the applicable cure period, and the non-defaulting party is not otherwise in default, the non-defaulting party shall have the right to immediately terminate this Agreement, enforce specific performance as appropriate, or maintain a cause of action for damages caused by the event(s) of default.

SECTION 9. MISCELLANEOUS PROVISIONS.

The following miscellaneous provisions are a part of this Agreement:

- (a) **Amendments.** This Agreement constitutes the entire understanding and agreement of the parties as to the matters set forth in this Agreement. No alteration of or amendment to this Agreement shall be effective unless given in writing and signed by the party or parties sought to be charged or bound by the alteration or amendment.
- (b) **Applicable Law and Venue.** This Agreement shall be governed by and construed in accordance with the laws of the State of Texas, and all obligations of the parties created hereunder are performable in Gonzales County, Texas. Venue for any action arising under this Agreement shall lie in the state district courts of Gonzales County, Texas.
- (c) **Assignment.** This Agreement may not be assigned without the express written consent of the other party.
- (d) **Binding Obligation.** This Agreement shall become a binding obligation on the signatories upon execution by all signatories hereto. Main Street warrants and represents that the individual or individuals executing this Agreement on behalf of Main Street has full authority to execute this Agreement and bind Main Street to the same. GEDC warrants and represents that the individual executing this Agreement on its behalf has full authority to execute this Agreement and bind it to the same.
- (e) **Caption Headings.** Caption headings in this Agreement are for convenience purposes only and are not to be used to interpret or define the provisions of the Agreement.
- (f) **Counterparts.** This Agreement may be executed in one or more counterparts, each of which shall be deemed an original and all of which shall constitute one and the same document.

- (g) **Notices.** Any notice or other communication required or permitted by this Agreement (hereinafter referred to as the “Notice”) is effective when in writing and (i) personally delivered either by facsimile (with electronic information and a mailed copy to follow) or by hand or (ii) three (3) days after notice is deposited with the U.S. Postal Service, postage prepaid, certified with return receipt requested, and addressed as follows:

if to Main Street: Gonzales Main Street, Inc.
820 N. St. Joseph Street
Gonzales, Texas 78629
Attn: Main Street Director
Telephone: (830) 672-2815, Ext. 1501

if to GEDC: Gonzales Economic Development Corporation
820 N. St. Joseph Street
Gonzales, Texas 78629
Telephone: (830) 672-2815, Ext. 1600

- (h) **Severability.** If a court of competent jurisdiction finds any provision of this Agreement to be invalid or unenforceable as to any person or circumstance, such finding shall not render that provision invalid or unenforceable as to any other persons or circumstances. If feasible, any such offending provision shall be deemed to be modified to be within the limits of enforceability or validity; however, if the offending provision cannot be so modified, it shall be stricken and all other provisions of this Agreement in all other respects shall remain valid and enforceable.
- (i) **Time is of the Essence.** Time is of the essence in the performance of this Agreement.
- (j) **Termination without Default.** Either party may terminate this Agreement at any time with 60 days advance written notice to the other party. Within thirty (30) days of termination of the Agreement, Main Street shall return to GEDC any unexpended funds provided pursuant to this Agreement.

[The Remainder of this Page Intentionally Left Blank]

MAIN STREET ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS PERFORMANCE AGREEMENT, AND MAIN STREET AGREES TO ITS TERMS. THIS PERFORMANCE AGREEMENT IS EFFECTIVE AS OF THE EFFECTIVE DATE AS DEFINED HEREIN.

MAIN STREET:

GONZALES MAIN STREET, INC.,
a Texas non-profit corporation,

By: _____
Name: _____
Title: _____
Date Signed: _____

GEDC:

***GONZALES ECONOMIC
DEVELOPMENT CORPORATION,***
a Texas non-profit corporation

By: _____
Andy Rodriguez, President

Date Signed: _____

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

Annually the City of Gonzales request recognition of the annual City holidays for the upcoming year.

Section 7.01 of the Personnel Policy states the following:

“The City provides paid holidays to introductory, regular full-time and regular part-time employees. All other employees are extended official holidays without pay. The following official holidays will be observed:

New Year's Day
Dr. Martin Luther King's Birthday
Presidents Day
Good Friday
Memorial Day
Independence Day
Labor Day

Veterans Day
Thanksgiving Day
Day After Thanksgiving
Christmas Eve Day
Christmas Day
Floating Holiday

The "floating" holiday may be taken at any time the employee desires (for example: Birthday, 9-11 Remembrance Day), and may be used in conjunction with other personal or vacation leave. The City Council has discretion to change or amend these holidays and any such changes are hereby incorporated by reference based on City Council action.”

Over the past several months the City Council has made mention to observing the State of Texas Holiday Emancipation Day on June 19th which has been included being observed on Friday, October 18, 2021.

POLICY CONSIDERATIONS:

Adding the observation of Emancipation Day would be different from past practices.

FISCAL IMPACT:

The addition of a new holiday was not contemplated in the Fiscal Year 2020-2021 budget.

ATTACHMENTS:

2021 Holiday Schedule

STAFF RECOMMENDATION:

Staff is seeking Council direction on this item.

RESOLUTION NO. 2020-101

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS, APPROVING THE CITY OF GONZALES 2021 HOLIDAY SCHEDULE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City Gonzales, Texas desires to honor the dates most important to honoring the cultural and historic development of the community; and

WHEREAS, in general, it shall be the policy of the City of Gonzales to officially close, when possible, all offices on each of the following paid holidays during each year; and

WHEREAS, the attached dates are the proposed Holiday Schedule for Calendar Year 2021; and

WHEREAS, each employee will receive one Floating Holiday to be used annually at their discretion; and

WHEREAS, the City Council finds that approving the City of Gonzales 2021 Holiday Schedule as described herein is in the best interest 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 hereby approves the 2021 Holiday Schedule as set forth in Exhibit "A" to be observed during calendar year 2021 for City Employees.

Section 2. 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 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 8th day of October, 2020.

Connie Kacir, Mayor

ATTEST:

Kristi Gilbert, City Secretary

Exhibit “A”

<u>CITY OF GONZALES 2021 HOLIDAY SCHEDULE</u>		
<u>Holiday Observed</u>	<u>Date of Holiday</u>	<u>Date Holiday is Observed</u>
New Year's Day	Friday, January 1, 2021	Friday, January 1, 2021
Dr. Martin Luther King's Birthday	Monday, January 18, 2021	Monday, January 18, 2021
Presidents Day	Monday, February 15, 2021	Monday, February 15, 2021
Good Friday	Friday, April 2, 2021	Friday, April 2, 2021
Memorial Day	Monday, May 31, 2021	Monday, May 31, 2021
Emancipation Day	Saturday, June 19, 2021	Friday, June 18, 2021
Independence Day	Sunday, July 4, 2021	Monday, July 5, 2021
Labor Day	Monday, September 6, 2021	Monday, September 6, 2021
Veterans Day	Thursday, November 11, 2021	Thursday, November 11, 2021
Thanksgiving Day	Thursday, November 25, 2021	Thursday, November 25, 2021
Day After Thanksgiving	Friday, November 26, 2021	Friday, November 26, 2021
Christmas Eve	Friday, December 24, 2021	Thursday, December 23, 2021
Christmas Day	Saturday, December 25, 2021	Friday, December 24, 2021
Floating Holiday	Employee Choice	Employee Choice

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The City of Gonzales has approximately 3,000 electric meters. Some of these electric meters are more than 20 years old and others are unknown. When the meters are this old, the dial on the mechanical meter may stop or slow down. This causes inaccurate readings (Less), potential line loss and a decrease in our revenues. This month staff had to manually read 292 electric meters with a handheld device which took five employees at eight hours each. After the initial reads were imported into our billing code system, it kicked out 233 electric reads that needed to be physically verified. This process required five employees at eight hours each. When the billing department notices a high bill due to a possible incorrect read, they send the technician out to get a third read. On average there are 20 accounts that need to be read a third time and this normally takes an employee two hours. The electric department has been replacing electric meters that have stopped reading, but the City Staff is looking at replacing all electric meters, related software that is needed and the installation of the electric meter system. With some of the newer electric meter systems, staff could have the reads in less than a few minutes which would save the City a lot of manpower. Due to the number of electric meters still needed, we are asking to seek bids/proposals.

POLICY CONSIDERATIONS:

Once the RFP's have been received, a recommendation from city staff will be presented to council for their consideration.

FISCAL IMPACT:

It is unknown what the fiscal impact will be until the proposals are received.

ATTACHMENTS:

N/A

STAFF RECOMMENDATION:

Staff is seeking City Council direction on this item.

RESOLUTION NO. 2020-102

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE CITY MANAGER TO SOLICIT REQUESTS FOR PROPOSALS FOR THE PURCHASE OF ELECTRIC METERS, RELATED SOFTWARE AND THE INSTALLATION OF THE SYSTEM; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Gonzales currently has approximately 3,000 electric meters, some of which are more than 20 years old; and,

WHEREAS, the age of the electric meters causes the dial on the mechanical meter to slow down or stop which then in turn gives inaccurate readings (Less), creates potential line loss and a decrease in our revenues; and,

WHEREAS, staff spends many hours initially reading the meters, rereads, and then some have to be read a third time; and,

WHEREAS, the City Council finds that authorizing the City Manager to solicit the RFPs 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 2. The City Council of the City of Gonzales, Texas hereby authorizes the City Manager to solicit a Request for Proposals (RFP) for the purchase of electric meters, related software and installation of the system.

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 8th day of October, 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The City is required as per statute to use the local hotel occupancy taxes for promoting tourism and the convention and hotel industry in the City of Gonzales. The City currently has an agreement with the Chamber of Commerce for the hosting and operations of the Gonzales Visitor Information Center. The contract is being presented for City Council consideration for the current fiscal year. The Visitor Information Center is requesting an increase from \$35,000.00 to \$43,475.26 for the hosting and operation of the Visitor Information Center. This increase was vetted and approved by the Gonzales Convention and Visitors Bureau at the August 2020 meeting. The disbursement of the funds will be quarterly, beginning December 1, 2020.

POLICY CONSIDERATIONS:

The agreement with the Chamber of Commerce for hosting and operation of the Visitor Information Center will result in an increase in both sales tax revenue and hotel occupancy tax revenue and is an approvable expense as per Chapter 351 of the Texas Tax Code.

FISCAL IMPACT:

The funding for the Visitor Information Center, if given final approval by the City Council, will be funded from the following budgeted line item: 7-811.412 (Visitor Center). The disbursement of the funds will be quarterly, beginning December 1, 2020.

ATTACHMENTS:

Proposed agreement with the Chamber of Commerce

STAFF RECOMMENDATION:

Staff respectfully recommends the City Council take the action they deem necessary.

RESOLUTION NO. 2020-103

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH THE CHAMBER OF COMMERCE FOR THE HOSTING AND OPERATIONS OF THE GONZALES VISITOR INFORMATION CENTER; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, pursuant to state statutes and its home rule charter, the City has adopted a municipal hotel occupancy tax on occupants of hotels within the City; and,

WHEREAS, the City is required to use such local hotel occupancy taxes for promoting tourism and the convention and hotel industry in the manner set forth in Chapter 351 of the Texas Tax Code; and,

WHEREAS, the City Council, on behalf of the City, by contract, may delegate to the Chamber, the management or supervision of programs and activities funded with revenue from the hotel occupancy tax (HOT Funds); and,

WHEREAS, the City Council, in writing, must approve in advance the annual budget of the Chamber and must require the Chamber to make periodic reports to the City Council at least quarterly listing the expenditures made by the Chamber with HOT Funds; and,

WHEREAS, the Chamber must maintain HOT Funds in a separate account established for that purpose and may not commingle that revenue with any other money; and,

WHEREAS, the City may not delegate the management or supervision of its convention and visitor programs and activities funded with HOT Funds other than by contract as provided by law; and,

WHEREAS, the approval by the City Council of the annual budget of the Chamber creates a fiduciary duty in the Chamber with respect to the HOT Funds; and,

WHEREAS, the City Council hereby finds that expending the funds contemplated in the manner required by the Texas Tax Code is in the best interest of the City and its citizens, and serves a public purpose.

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 hereby authorizes the City Manager to Execute a contract with the Chamber of Commerce for the hosting and operations of the Gonzales Visitor Information Center as attached in Exhibit "A" in the amount of \$43,475.26 for advertising and other costs to be expended in conformance with Texas Tax Code Section

351.001.

Section 3. The City Council reserves the right to request all necessary receipts, invoices and other records the City Manager deems necessary to confirm that Hotel Occupancy Tax expended pursuant to this Resolution were expended for expenses authorized by this Resolution.

Section 4. The Gonzales Chamber of Commerce shall refund the City of Gonzales any Hotel Occupancy Tax funds determined by the State Comptroller, the Secretary of State or other state agency to be an unauthorized expenditure under Texas Tax Code Section 351.001.

Section 5. 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 6. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 7. 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 8. 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 9. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND APPROVED this 8th day of October, 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

EXHIBIT “A”

STATE OF TEXAS §
 §
COUNTY OF GONZALES §

KNOWN ALL MEN BY THESE PRESENT:

PUBLICITY AND TOURISM AGREEMENT

This **PUBLICITY AND TOURISM AGREEMENT** dated October 1, 2020 (the "Agreement"), is entered into between the **CITY OF GONZALES, TEXAS**, a home rule city (the "City"), and the **GONZALES CHAMBER OF COMMERCE**, a Texas nonprofit corporation (the "Chamber").

RECITALS:

WHEREAS, pursuant to state statutes and its home rule charter, the City has adopted a municipal hotel occupancy tax on occupants of hotels within the City; and,

WHEREAS, the City is required to use such local hotel occupancy taxes for promoting tourism and the convention and hotel industry in the manner set forth in Chapter 351 of the Texas Tax Code; and,

WHEREAS, the City Council, on behalf of the City, by contract, may delegate to the Chamber, the management or supervision of programs and activities funded with revenue from the hotel occupancy tax (HOT Funds); and,

WHEREAS, the City Council, in writing, must approve in advance the annual budget of the Chamber and must require the Chamber to make periodic reports to the City Council at least quarterly listing the expenditures made by the Chamber with HOT Funds; and,

WHEREAS, the Chamber must maintain HOT Funds in a separate account established for that purpose and may not commingle that revenue with any other money; and,

WHEREAS, the City may not delegate the management or supervision of its convention and visitor programs and activities funded with HOT Funds other than by contract as provided by law; and,

WHEREAS, the approval by the City Council of the annual budget of the Chamber creates a fiduciary duty in the Chamber with respect to the HOT Funds.

AGREEMENT:

For and in consideration of the mutual promises, covenants, benefits, and obligations hereafter set forth, the City and the Chamber hereby agree and contract as follows:

ARTICLE I

A. The City hereby agrees that in consideration for advertising, promoting tourism and the convention and hotel industry in the City, the City will pay to the Chamber a portion of the HOT Funds collected.

B. The Chamber agrees that any HOT Funds entrusted to it by the City shall be used only as permitted in Section 351.101 of the Texas Tax Code, as amended, and such entrustment creates a fiduciary duty in the Chamber for the appropriate use of the HOT Funds.

C. The Chamber agrees to conduct a continuing program of advertising and promotion for the purpose of attracting visitors, tourists, and conventions to the City by providing the following services:

- (1) Participating with state and regional agencies in tourist development programs of benefit to the local area and to the City; and
- (2) Using all appropriate means to increase the traveling public's awareness of the resort and recreational advantages of the local area and the City.
- (3) Fully staffing and administering Visitor Information Center (7) days a week, Monday thru Friday 8:00 A.M. until 5:00 P.M., Saturday 9:00 A.M. until 4:00 P. M. and Sunday 1:00 P.M. until 4:00 P.M.. Holiday hours will be 9:00 A.M. until 3:30 P.M..
- (4) Greeting visitors to the City in person, online and by telephone, to answer their questions and provide information on Gonzales lodging, restaurants, shops, visitor services and area tourist destinations and sends visitor information packets by mail when requested and is responsible for answering any leads from printed advertising.
- (5) Working closely with the City of Gonzales Tourism Director, Staff and CVB Board
- (6) One member of the staff/organization is required to attend all CVB board meetings
- (7) Provide building/location
- (8) Keeps all accounting records and maintains a separate banking/checking account for all expenditures of Hotel/Motel Tax funds (no co-mingling of funds, no bookkeeping or accounting services to be provided by the City). If receipts for services rendered are submitted in arrears, upon approval of the receipts by the City confirming expenses are allowable under state statutes, quarterly payments can be distributed to the

Chamber directly without the utilization of a separate banking/checking account. In the event any HOT funds received exceed the amount of the expenditures for the quarter upon which receipts for reimbursement have been submitted, the remaining balance of HOT funds allocated for said quarter will be held in a separate account as required by law.

- (9) Submit in advance, the annual budget of the Chamber, in writing, for approval by the City Council, with respect to HOT Funds and projected expenditures.
- (10) Presents a quarterly report to the City Council with an itemized breakdown for the usage of all Hotel/Motel Tax Funds, appropriately categorized by function and purpose.
- (11) Ensure that the Visitor Center staff maintain visitor records/logs, as required by the State of Texas Department of Transportation Travel Division and report, quarterly and annually (more often if required) to be a part of the Texas Travel Literature Program) and to be recognized by the State as Gonzales' official Travel Information Center
- (12) Prepare and provide a business plan outlining the Chamber's approach to providing a high-quality visitor experience.
- (13) Ensure that the Visitor's Center carries an inventory of souvenirs promoting Gonzales to be sold on all Open days and accept payment of cash and credit cards during all hours of operation.
- (14) Ensure that staff and volunteers have access to telephones and souvenirs during all hours of operations
- (15) Ensure that the Visitors Center is Open for the following holidays:
 - a. Texas Independence Day
 - b. Memorial Day
 - c. July 4th
 - d. Labor Day
 - e. Veterans Day
 - f. MLK Day
 - g. President's Day
 - h. Columbus Day

D. The Chamber further agrees that it will seek to achieve economic benefit for the City through all of such activities, that it will provide tourist-related information about the City upon request, and that it will serve as an advisory body to the City, on request, in matters related to expanding the tourist-derived economy.

ARTICLE II.

It is expressly understood and agreed by and between the parties that the Chamber is hired and engaged as an independent contractor and is not an officer, agent, or employee of the City.

ARTICLE III.

The Chamber shall secure sufficient numbers of employees to accomplish this Agreement. The Chamber shall further provide such office space, equipment, supplies and other materials as may be necessary to accomplish the purposes of this Agreement.

ARTICLE IV.

A. The Chamber shall provide to the City, prior to obtaining any local hotel occupancy tax funds, a proposed budget outlining the utilization of the HOT Funds for the upcoming year. Said budget shall include maximum dollar amounts for both the services and products separately.

B. It is understood and agreed by and between the parties that, upon approval of this Agreement by the City, a fiduciary duty is created in the Chamber with respect to expenditure of revenue provided.

C. The Chamber will invoice for services (e.g. operations of visitor's center) rendered on a quarterly basis. The total payment for services shall be invoiced to the City in equal quarterly amounts. The City shall review the invoiced services against the agreed upon budget and service agreement prior to payment. The City shall pay such portions of the invoice that conform to the agreed upon budget and this Agreement with local hotel occupancy taxes.

D. Chamber shall provide to the City quarterly reports on the activities that are conducted to benefit the City. These reports shall be presented to the City Council prior to disbursement of the quarterly payment.

E. The Chamber may spend hotel occupancy tax funds for day-to-day operations including supplies, salaries, office rental, travel expenses, and other administrative costs, if such expenditures have been previously approved in the budget and if directly related to the promotion of tourism.

ARTICLE V

This Agreement shall be effective upon approval by the City Council. This Agreement shall be for a period of five (5) fiscal years beginning with FY2019-2020. The Chamber and City shall review this Agreement annually as part of the budget process and adoption. Either party may terminate this Agreement at any time by providing the other party thirty days written notice prior to the beginning of the next fiscal year. This Agreement

may be renewed for two (2) additional five (5) fiscal year cycles for a total of fifteen (15) fiscal years.

ARTICLE VI

A. Each fiscal year, as a part of the annual budget process, the Chamber shall submit the budget for that fiscal year, along with a schedule of quarterly payments. The Budget and Disbursement Schedule for FY 2020-21 is attached as Exhibit A.

B. Each fiscal year, a Budget and Disbursement Schedule shall be submitted for approval and attached hereto as an Exhibit.

ARTICLE VII

Any notice necessary or appropriate relative to this Agreement shall be effective when deposited in the United States mail. Such notice must be sent certified mail, return receipt requested or registered mail as follows .

If to the City: City of Gonzales, Texas
 820 N. Joseph Street
 Gonzales, Texas 78629
 Attention: Ashley Simper
 Director of Tourism

If to the Chamber, Gonzales Chamber of Commerce
 414 St Lawrence Street
 Gonzales, Texas 78629
 Attention: President

ARTICLE VIII

No part of the Agreement may be assigned or delegated without the prior written consent of the other party. Any attempted assignment of benefits or rights or delegation of duties or obligations shall be a breach of this Agreement. However, nothing in this Agreement shall prohibit the Chamber from participating with regional or state tourism programs or to contract for joint promotion with other agencies.

ARTICLE IX

This Agreement shall be subject to the laws and statutes of the State of Texas and venue for any cause of action arising hereunder shall be Gonzales County.

ARTICLE X

The Chamber of Commerce and Visitor Center agrees to and shall indemnify and hold harmless and defend the City of Gonzales, Texas, its officers, agents, and

employees from any and all claims, losses, causes of action and damages, suits, and liability of every kind including all expenses of litigation, court costs, and attorney fees, for injury to or death to any person, or for damage to any property, arising from or in connection with the operations of the Gonzales Chamber of Commerce and Visitor Center, its officers, agents and employees carried out in furtherance of this Agreement.

ARTICLE XI

The provisions of this Agreement are severable, and if any word, phrase, clause, sentence, paragraph, section or other part of this Agreement or the application thereof to any person or circumstance shall ever be held by any court of competent jurisdiction to be invalid or unconstitutional for any reason. The remainder of this Agreement and the application of such word, phrase, clause, sentence, paragraph, section or other part of this Agreement to the other persons or circumstances shall not be affected thereby.

ARTICLE XII

This Agreement shall be amended only by the mutual written consent of the parties to this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement on the date and year first above written.

City of Gonzales

By: _____
City Manager

Gonzales Chamber of Commerce and Visitor Center

By: _____
President

By: _____
Executive Director

EXHIBIT A
BUDGET AND DISBURSEMENT SCHEDULE FOR FY 2019-20

The Budget for FY2020-21 reflects anticipated expenditures of \$43,475.26 in the manner delineated below and with the following disbursement schedule in conjunction with quarterly reports submitted to the City Council;

Dec 1, 2020	\$10,868.82
Mar 1, 2021	\$10,868.82
Jun 1, 2021	\$10,868.81
Sept 1, 2021	\$10,868.81

TYPE AGENDA ITEM:

Ordinance

BACKGROUND:

The City is in receipt of a letter from Greg Webb the Chairperson for the Gonzales Main Street Advisory Board indicating the Board held a special meeting on September 15, 2020 and voted to reduce the number of members from 12 to nine. Attached is the letter of request from the Board. Staff has prepared an ordinance that would incorporate the proposed change. There is an item on this agenda appointing members to various boards and commissions. If the Council adopts the ordinance, it will be necessary to adjust the number of members appointed to the board.

POLICY CONSIDERATIONS:

The ordinance will change the number of individuals serving on the Main Street Advisory Board.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

ATTACHMENTS:

Request from Main Street Advisory Board

STAFF RECOMMENDATION:

Staff respectfully recommends the council take the action they deem necessary.

ORDINANCE NO. 2020-22

AN ORDINANCE OF THE CITY OF GONZALES, TEXAS, AMENDING THE GONZALES CODE OF ORDINANCES ARTICLE 9.302 GONZALES MAIN STREET ADVISORY BOARD TO DECREASE THE NUMBER OF MEMBERS SERVING ON THE BOARD; ESTABLISHING A SEVERABILITY CLAUSE; AND PROVIDING 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 City Council has established the purpose, duties, membership and terms for the Gonzales Main Street Advisory Board; and,

WHEREAS, the City Council has received a request from the Gonzales Main Street Advisory Board to decrease the number of Board Members from twelve (12) to nine (9); and,

WHEREAS, the City Council has determined that it is in the best interest and welfare of the City to amend Article 9.302 Main Street Advisory Board.

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 Ordinance 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 amends the City of Gonzales Code of Ordinances Article 9.302 to reduce the number of Board Members from twelve (12) to nine (9) as set forth in the Attached "Exhibit A".

Section 3. That this Ordinance shall be cumulative of all provisions of the City of Gonzales, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances, in which event the more restrictive shall apply.

Section 4. All ordinances or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters resolved herein.

Section 5. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 6. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Ordinance would have been enacted without such invalid provision.

Section 7. It is officially found, determined, and declared that the meeting at which this Ordinance 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 Ordinance, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 8. This Ordinance shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND APPROVED this 8th day of October 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

EXHIBIT “A”

“Sec. 9.302 Gonzales Main Street Advisory Board

- (a) **Purpose.** The corporation shall assist in the maintenance and preservation of public buildings, historical buildings, the Confederate square (a public city square), the city museum and amphitheater, the monuments, in the designated Main Street Area in downtown Gonzales, the historical five bell tower and other areas in the city.
- (b) **Duties.** To engage in activities to preserve and to educate the public with respect to the historical occurrences; which took place in the city.
- (c) **Membership.** The affairs of the corporation shall be managed by its board of directors. The board of directors shall initially consist of nine (9) ~~twelve (12)~~ members appointed by the city council.
- (d) **Term.** Board of directors of the corporation shall serve a term of office of two (2) years or until the successor is elected or appointed and qualified to enter into the office of a member of the board of directors.
- (e) **Quorum.** A majority of the board of directors shall constitute a quorum for the transaction of business.”



September 21, 2020

Madam Mayor Connie Kacir
& Gonzales City Council
820 Saint Joseph Street
Gonzales, TX 78629

RE: Board Members

On September 15, 2020, at 5:30 PM, the Gonzales Main Street Advisory Board held a Special Call Meeting at Gonzales City Hall. At this meeting, the Board took action to reduce the number of Board Members from twelve (12) to nine (9). Discussion was held and the motion passed with unanimous vote.

As the Chairman of the Gonzales Main Street Advisory Board, I ask that Council please consider making the above referenced change from twelve members to nine.

Sincerely Yours,

Greg Webb
Gonzales Main Street Chairman

PROGRESS THROUGH PRESERVATION
820 ST. JOSEPH P. O. BOX 547 GONZALES, TEXAS 78629
OFFICE 830-672-2815
CELL 830-263-0118
FAX 830-672-2813

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

This item is continued from the September 10, 2020 Council Meeting. Staff reached out to all applicants to obtain a signed Code of Ethics form per the Mayor's request. Most applicants, with the exception of four highlighted in red in the exhibit, have returned a signed receipt. Additionally, there was one more individual to submit their application to serve on the Gonzales Economic Development Corporation.

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 year, the policy has changed slightly to require the signed receipt of understanding of the

Code of Ethics at the time of application.

FISCAL IMPACT:

N/A

STAFF RECOMMENDATION:

Staff respectfully requests City Council action deemed appropriate

RESOLUTION NO. 2020-104

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 8th day of October 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. _____
5. _____

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	Reapplied
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.

Rafe Jackson

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 – Expressed interest in Library, 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. The Main Street Advisory Board has submitted a request for the City Council to reduce the number of members from 12 to nine. If the ordinance is approved, the Council will not fill all of the positions indicated below.

Name	Term Began	Term End	Status	Fill if Ord Amendment Passes?
Debbie Toliver	May 2009	September 30, 2021	N/A	Yes
Amy Cernosek	December 2019	September 30, 2021	N/A	Yes
Carlos Camarillo	January 2014	September 30, 2021	N/A	Yes
Connie Dolezal	May 2009	September 30, 2020	Reapplied	Yes
Meena Patel	July 2019	September 30, 2020	Reapplied	Yes
D'Anna Robinson	December 2019	September 30, 2020	Reapplied	Yes
Gregory Webb	October 2018	September 30, 2020	Reapplied	Yes
John Boothe	September 2015	September 30, 2020	Did Not Reapply	Yes
Cheri Lane	December 2019	September 30, 2020	Did Not Reapply	No
Karen Jacobs	November 2017	September 30, 2021	Resigned	Yes
Vacancy		September 30, 2021		No
Vacancy		September 30, 2021		No

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. _____

Do Not Fill if Ordinance Amendment Passes

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. _____

Do Not Fill if Ordinance Amendment Passes

Do Not Fill if Ordinance Amendment Passes

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

John Williams – Expressed interest in Library, P&Z or ZBOA

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	Indicated would reapply if needed
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
John Williams – Expressed interest in Library, P&Z or ZBOA

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.

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

As part of the 2020-2021 Capital Improvement Program, certain streets have been selected to be reconstructed and repaved. Doucet & Associates, Inc. will act as engineer of record and provide engineering, surveying, construction materials testing (CMT), and project management services for the project. This includes coordinating and providing direction to engineering and surveying staff to prepare construction documents for bidding and construction of the needed improvements and hiring a geotechnical consultant to provide testing of concrete, subgrade, base and paving materials. Doucet & Associates, Inc. will provide project management services including preparation of bid documents, bidding the project, and administering the contract(s) and working with the contractor(s) throughout the construction process.

POLICY CONSIDERATIONS:**FISCAL IMPACT:**

This Agenda Item will expend up to \$123,100.00 for engineering, surveying, CMT and project management services. This fee is included in the CIP budget estimates for the proposed street improvement projects that are part of the 2019 Certificate of Obligation.

ATTACHMENTS:

Doucet Task Order

STAFF RECOMMENDATION:

Staff respectfully recommends allowing the City Manager to enter into an agreement with Doucet & Associate, Inc. for engineering and project management services for the 2021 Street Improvement Projects.

RESOLUTION NO. 2020-105

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS, APPROVING WORK ORDER #65 IN THE AMOUNT OF \$123,100 WITH DOUCET & ASSOCIATES FOR ENGINEERING, SURVEYING AND PROJECT MANAGEMENT OF 2020 STREET IMPROVEMENT PROJECTS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, as part of the 2020-2021 Capital Improvement Program that City Council approved, certain streets have been selected to be reconstructed and repaved; and,

WHEREAS, as set forth in the City's Fiscal and Budgetary Policy, recommendations on purchases and contracts over \$50,000 shall be submitted to the Council by the City Manager for Council approval; and,

WHEREAS, the pricing for the engineering, surveying, construction materials testing and project management services for the 2020-2021 Street Improvement Projects is \$123,100; and,

WHEREAS, the fee is included in the 2020-2021 Capital Improvement Plan budget estimates for the proposed street improvement projects; and,

WHEREAS, the City Council hereby finds that approval of the work order in the amount of \$123,100 with Doucet & Associates for Engineering, Surveying and Project Management of 2021 Street Improvement Projects is in the best interest of the health, safety and welfare of the citizens of the City of Gonzales.

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 approval of Work Order #65 in the amount of \$123,100 with Doucet & Associates for Engineering, Surveying and Project Management of 2020 Street Improvement Projects attached hereto as 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 8th day of October, 2020.

Connie Kacir, Mayor

ATTEST:

Kristi Gilbert, City Secretary

Attachment A

Work Order 65

SERVICES: Perform Surveying and Prepare Plans and Specifications for improvements to Ridgemont Street and Oakland Street.

1. D&A will perform an on the ground topographic survey of Ridgemont and Oakland Streets to locate curb & gutter, driveways, sidewalks, and utilities impacting the design and reconstruction of these streets.
2. D&A will prepare construction documents to reconstruct Ridgemont Street and Oakland Street, to reclaim and repave Church Street from Lawrence to Andrew, to reclaim portions and mill and overlay Seydler Street from Sarah DeWitt to Fair, and to reconstruct St. Lawrence Street from Hoskins to Fair.
3. Bidding Phase Services - D&A will prepare contract bid documents and will administer the bidding process including opening bids, reviewing bids and recommending award of the contract.
4. Construction Phase Services - D&A will administer the contract and provide construction observation services.
5. Construction Materials Testing. – D&A will contract with TSI Labs of Victoria to provide construction materials testing for the projects.
6. Reimbursable Expenses

SCHEDULE: D&A will work with client to establish an appropriate schedule for this work.

PAYMENT: D&A will perform the above described services for the fees listed below.

1. Topographic Survey	Lump Sum	\$ 14,100.00
2. Prepare Construction Documents – Oakland	Lump Sum	\$18,200.00
- Ridgemont	Lump Sum	\$21,200.00
- Church	Lump Sum	\$10,000.00
- Seydler	Lump Sum	\$21,800.00
- Lawrence	Lump Sum	\$25,800.00
Credit for Previous payments		(\$24,000.00)
Construction Document Total		\$ 73,000.00
3. Bidding Phase Services	Lump Sum	\$ 5,500.00
4. Construction Phase Services	Lump Sum	\$ 15,000.00
5. Construction Materials Testing	at Cost	\$ 15,000.00
6. Reimbursable Expenses	at Cost	\$ 500.00
		<hr/>
		\$ 123,100.00

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

City Staff is requesting City Council approval to hire GVEC to provide Power Cost Adjustment (PCA) Consulting Services and Electric Line Loss Services. This proposal will include the following:

1. Consulting services for the City of Gonzales (City) related to the analysis of monthly wholesale power bills and long-term power supply forecasting. This will include a monthly reconciliation of the City's power costs from suppliers and the power cost recovered from customers. GVEC will provide a recommendation each month showing the amount to increase or decrease the power cost adjustment factor to appropriately recover power costs.
2. In addition to the consulting services above, GVEC also proposes to work with the City on identifying the causes of electric line loss currently occurring on the system and providing recommendations for reducing the line loss. Line loss is defined as the difference between the amount of electric energy purchased from suppliers and the amount sold to customers. Some level of line loss is expected on any system; however, there are common utility practices that should be implemented and monitored to ensure that the losses are minimized. Because there are multiple areas that cause line loss, GVEC is proposing to provide this service on a project basis at an hourly rate not to exceed.

POLICY CONSIDERATIONS:

If accepted the agreement will allow GVEC to provide Power Cost Adjustment (PCA) Consulting Services and Electric Line Loss Services.

FISCAL IMPACT:

\$2,000.00 One-time set-up fee.

\$1,000.00 Monthly recurring PCA fee.

\$6,000.00 Not to exceed 40 hours at \$150.00 per hour.

A budget amendment will be done at a later date to allocate these expenses to the electric fund.

ATTACHMENTS:

GVEC's proposal

Agreement

STAFF RECOMMENDATION:

Staff respectfully recommends City Council approve the agreement with GVEC for Power Cost Adjustment (PCA) Consulting Services and Electric Line Loss Services.

RESOLUTION NO. 2020-106

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE ADDENDUM THREE TO THE AGREEMENT WITH GUADALUPE VALLEY ELECTRIC COOPERATIVE FOR POWER SUPPLY CONSULTING SERVICES TO SOLICIT AND EVALUATE REQUEST FOR PROPOSALS FROM QUALIFIED MARKET PARTICIPANTS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Gonzales (“City”) and Guadalupe Valley Electric Cooperative (“GVEC”) previously entered into an Operation and Maintenance Agreement (“Agreement”); and,

WHEREAS, the Parties agree that it is in the best interest of the City to contract with GVEC for Power Cost Adjustment (PCA) Consulting Services and Electric Line Loss Services as indicated in Exhibit “A”; and,

WHEREAS, the terms of the Agreement allow for amendments to made upon written approval of the Parties; and,

WHEREAS, if approved, an ordinance amending the budget to allocate funding for the agreement from the electric fund shall be brought forth for approval.

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 hereby authorizes the City Manager to execute Addendum Three to the agreement with Guadalupe Valley Electric Cooperative for Power Cost Adjustment (PCA) Consulting Services and Electric Line Loss Services attached as Exhibit “A”, and directs the City Manager to bring forward the necessary budget amendment to fund the agreement.

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 8th day of October, 2020

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary

**OPERATION AND MAINTENANCE AGREEMENT
ADDENDUM THREE**

THIS OPERATION AND MAINTENANCE AGREEMENT ADDENDUM THREE (“Addendum”) is made and entered into on the _____ day of _____, 2020 following all necessary approval by the governing bodies of the Parties (the “Execution Date”) to be effective as of October 8, 2020, the “Effective Date”) by and between the City of Gonzales, a Texas home rule municipal corporation (“Owner”), and Guadalupe Valley Electric Cooperative, Inc., a Texas corporation (“Operator”) (each a “Party” and collectively the “Parties”).

RECITALS

WHEREAS, Owner provides electric services to residents within the City of Gonzales and community of Harwood through its municipally owned electric utility and desires to contract for operation and maintenance of the Project; and,

WHEREAS, Operator provides operation and maintenance services for electric distribution facilities and has agreed to provide those services for the Project on the terms and conditions set forth in this Agreement; and,

WHEREAS, the Parties have determined that adding power cost adjustment (PCA) consulting services and electric line loss services to the Scope of Services is in the best interest of both parties; and,

WHEREAS, the terms of the Agreement allow for amendments to made upon written approval of the Parties.

NOW THEREFORE, in consideration of the mutual covenants, undertakings and conditions set forth below, the receipt and sufficiency of which are hereby acknowledged, the parties, pursuant to Section 14.4 *Amendments*, of the Agreement, hereby agree as follows:

I. Amendments Constituting Addendum Three to the Operation and Maintenance Agreement Appendix A Scope of Services

1. Amend Appendix A Scope of Services to add Power Cost Adjustment (PCA) Consulting Services and Electric Line Loss Services as described in Appendix A-2.
2. All other terms and conditions of the Operation and Maintenance Agreement remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Agreement through their duly authorized officers as of the date set forth in the preamble to this Agreement.

(Remainder of page intentionally left blank)

Operator: Guadalupe Valley Electric Cooperative, Inc.

By:

Darren Schauer
General Manager and Chief Executive Officer

Owner: City of Gonzales, Texas

By:

Tim Patek
City Manager

September 22, 2020

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

Dear Tim:

The following is GVEC's proposal for consulting services for the City of Gonzales (City) related to the analysis of monthly wholesale power bills and long-term power supply forecasting. This will include a monthly reconciliation of the City's power costs from suppliers and the power cost recovered from customers. GVEC will provide a recommendation each month showing the amount to increase or decrease the power cost adjustment factor to appropriately recover power costs. I am categorizing the services described above as Power Cost Adjustment (PCA) consulting services.

GVEC proposes to provide the PCA consulting services for an amount as follows:

One time set up fee.....	\$2,000
Monthly Recurring PCA fee.....	\$1,000

In addition to the services above, GVEC also proposes to work with the City on identifying the causes of electric line loss currently occurring on the system and providing recommendations for reducing the line loss. Line loss is defined as the difference between the amount of electric energy purchased from suppliers and the amount sold to customers. Some level of line loss is expected on any system; however, there are common utility practices that should be implemented and monitored to ensure that the losses are minimized. Because there are multiple areas that cause line loss, GVEC is proposing to provide this service on a project basis at an hourly rate not to exceed basis as follows:

\$150 per hour not to exceed 40 hours or \$6,000.

If the project requires additional time, GVEC and the City will work together to determine the appropriate amount of time and costs to continue and complete the project.

We appreciate the opportunity to present this proposal and provide these services that will improve the operations and efficiency of the City's electric system.

Respectfully,



Darren Schauer
General Manager & Chief Executive Officer

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The agreement for the concession stand at JB Wells Park will expire on November 1, 2020 and the current concessionaire, The Guardian Grill, LLC, has provided the City with notice that they will not renew the contract, but will continue to operate until December 31, 2020 if it is the city's pleasure. The attached resolution authorizes the City Manager to solicit requests for proposals for a new concessionaire for JB Wells Park.

POLICY CONSIDERATIONS:

This process is consistent with previous action.

FISCAL IMPACT:

This item will increase revenues in the JB Wells Park fund.

ATTACHMENTS:

Request for Proposal

STAFF RECOMMENDATION:

Staff respectfully recommends council take the action they deem necessary.

RESOLUTION NO. 2020-107

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE CITY MANAGER TO SOLICIT REQUESTS FOR PROPOSALS FOR THE J.B. WELLS PARK CONCESSION STAND; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the current J.B. Wells Arena Concession Stand Agreement expires November 1, 2020 and the Lessee has provided the City with notice they will not renew their agreement; and,

WHEREAS, it is necessary to solicit a Request for Proposals (RFP) for Concessionaires for the J.B. Wells Park Concession Stand; and,

WHEREAS, the City Council finds that authorizing the City Manager to solicit the RFPs 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 Concessionaires for the J.B. Wells Park Concession Stand.

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 8th day of October, 2020.

Mayor, Connie L. Kacir

ATTEST:

Kristi Gilbert, City Secretary



COME AND TAKE IT

CITY OF GONZALES TEXAS

SPECIFICATIONS/REQUIREMENTS FOR:

J.B. WELLS ARENA CONCESSION SERVICES RFP # 2020-15

CLOSING DATE THURSDAY, NOVEMBER 19, 2020 1:00 PM (CST)

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NOTICE TO BIDDERS

The terms bid and “RFP” used in this document have the same meaning.

Sealed Request for Proposals will be received by the City of Gonzales at the office of Tim Patek, City Manager, Gonzales City Hall Building, 820 St. Joseph, Gonzales, Texas 78629 **or via email provided a digital signature is included**, until the hour **1:00 PM on the 19th day November, 2020**; at which time bids duly delivered and submitted will be considered for supplying the following:

REQUEST FOR PROPOSAL FOR CONCESSION SERVICES RFP #2020-15

Any request for proposals received after stated closing time will be returned unopened. If request for proposals are sent by mail to the City Manager, the proposer shall be responsible for actual delivery of the request for proposal to the City Manager before the advertised date and hour for opening of request for proposals. If mail is delayed by the postal service, courier service, an ISP – internet service provider or in the internal mail system of the City of Gonzales beyond the date and hour set for the request for proposal opening, request for proposals thus delayed will not be considered and will be returned unopened.

Information concerning the bid specifications may be obtained by emailing Anne Dollery, JB Wells Park Arena Operations Manager, at (830) 672-6558, and via email @ adollery@gonzales.texas.gov . Please be sure to copy the City Manager at tpatek@gonzales.texas.gov on all correspondence.

Information on the bid process/procedures may be obtained from Kristi Gilbert, Director of Administrative Services/City Secretary at (830) 672-2815 or citysecretary@gonzales.texas.gov

Until the final award by the City of Gonzales, said City reserves the right to reject any and/or all bids, to waive technicalities, to re-advertise, to proceed otherwise when the best interests of said City will be realized hereby. Bids will be submitted sealed and plainly marked with the date and time of opening.

The city of Gonzales City Hall Building is wheelchair accessible. For accommodations or sign, interpretive services needed for bid openings, please contact Kristi Gilbert, Director of Administrative Services/City Secretary at (830) 672-2815, 48 hours in advance.

CITY OF GONZALES, TEXAS

Tim Patek, City Manager

Publication Dates:

Thursday, October 15 and 22, 2020

Closing Date:

Thursday, November 19, 2020 @ 1:00 PM

PROPOSAL OF BIDDERS

All:

The following bid is made for furnishing the materials/services for the City of Gonzales, Texas.

The undersigned declares that the amount and nature of the materials/services required is understood and that this proposal is in strict accordance with the requirements of the RFP and is a part of this bid, and that there will at no time be a misunderstanding as to the intent of the specifications or conditions to be overcome or pleaded after the bids are opened.

The proposer shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any Department of Transportation (DOT)-assisted contract or in the administration of its Disadvantaged Business Enterprise (DBE) program or the requirements 49 CFR part 26. The proposer shall take all necessary and reasonable steps under 49 CFR part 26 to ensure nondiscrimination in the award and administration of DOT- assisted contracts. The recipient's DBE program, as required by 49 CFR part 26 and as approved by DOT, is incorporated by reference in this agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this agreement. Upon notification to the recipient of its failure to carry out its approved program, the Department may impose sanctions as provided for under 49 CFR part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).

The undersigned hereby proposes to furnish any supplies or equipment necessary for this request for proposal, F.O.B. Gonzales, Texas, freight pre-paid at the unit prices quoted herein after notice of bid award. The undersigned affirms that they are duly authorized to execute this contract, that this company, corporation, firm, partnership or individual has not prepared this bid in collusion with any other bidder, and that the contents of this bid as to prices, terms or conditions of said bid have not been communicated by the undersigned nor by any employee or agent to any other person engaged in this type of business prior to the official opening of this type of business prior to the official opening of this bid.

Texas Government Code §2270.002 forbids Texas government entities from contracting with any company that excludes or boycotts Israel or will do so during the term of a contract. Also, Texas Government Code §2252.152 prohibits Texas governments from contracting with companies who do business with Iran, Sudan, or foreign terrorist organizations. If Bidder or Bidder's company boycotts Israel or will boycott Israel during the contract, does business with, or will do business with, Iran, Sudan, a terrorist organization, or is an organization listed with the Texas Comptroller pursuant to Chapter 2252 of the Texas Government Code, you must disclose this in your bid response and provide details of such business.

In addition, the Vendor who wins a bid award must guarantee that they will not employ a subcontractor in the performance of the bid award who falls under either law. Submission of a bid proposal shall be deemed an affirmative statement that Bidder does not and will not boycott Israel, and Bidder does not and will not contract with Iran, Sudan, or any terrorist organization.

If you need to provide the city any detail regarding these new laws, please attach details as needed.

Please sign on the line below as verification that your company is not excluded from contracting with the city of Gonzales by either Texas law, **and will remain in compliance to these two laws for the term of the bid award.**



PROPOSAL OF BIDDERS

RFP# _____ CONCESSION SERVICES

Respectfully Submitted,

**PLEASE PROVIDE A COPY OF
YOUR W-9**

SIGNATURE

DATE

PRINTED NAME

TITLE

COMPANY NAME

CONTACT PERSON

MAILING ADDRESS

CITY

STATE

ZIP

PAYMENT ADDRESS

CITY

STATE

ZIP

PHONE NUMBER

FAX NUMBER

E-MAIL ADDRESS

WEB PAGE

HUB Vendor Status _____ **YES (attach certification)** _____ **NO**

HUB VENDORS: HUB Vendors (Historically Underutilized Business) are Vendors whose company is owned by either a minority or

woman. If you are classified as a HUB Vendor and have certification to prove this, please respond below and

attach a copy of your certification. If you would like to read the Texas bid statute, which references HUB

Vendors, please follow this link <http://www.statutes.legis.state.tx.us/SOTWDocs/LG/htm/LG.252.htm>

NO BIDS: If response is not received in the form of a “BID” or “No BID” bidder will be removed from bid list. Please give a specific reason as to why you are unable to bid, i.e.: we do not sell the required product/service.

NO BIDS may be faxed to: 830-672-2813

REQUEST FOR PROPOSAL FOR CONCESSION SERVICES

TIMELINE

CITY OF GONZALES

Advertise	Thursday, October 15, 2020 Thursday, October 22, 2020
Deadline for Questions	Thursday, November 5, 2020 @ 8:00 AM Questions by Email only to: adollery@gonzales.texas.gov
Deadline for Response to Questions	Thursday, November 12, 2020 @ 10:00 AM
Deadline for Proposals	Thursday, November 19, 2020 @ 1:00 PM
Proposal Award	Thursday, December 10, 2020
Expected Start of Operations	Thursday, December 31, 2020 @ 11:00 AM

GENERAL CONDITIONS

ADDENDA

It is the responsibility of the Vendor to check for addenda. Addenda will be posted to the City's website: www.gonzales.texas.gov under the Bid/RFP tab in the Government drop down directory.

ASSIGNMENT OF REQUEST FOR PROPOSAL/CONTRACT

The successful proposer may not assign their rights and duties under and award without the written consent of the City Manager. Such consent shall not relieve the assignor of liability in event of default by their assignee.

REQUEST FOR PROPOSAL CONSIDERATION / TABULATION

After request for proposals are opened and publicly read, the request for proposals will be tabulated for comparison on the basis of the request for proposal prices and quantities (lowest responsible Vendor) or by the best value method shown in the Proposal. Until final award of the Contract, the city reserves the right to reject any or all request for proposals, to waive technicalities, and to re-advertise for new request for proposals, or proposed to do the work otherwise in the best interests of the City.

The criteria for evaluating the proposals will be based upon a combination of the following:

- ☐ Quote amount..... 30%
- ☐ The background and experience of operator in providing quality service through similar concession operations 25%
- ☐ Demonstration of qualifications necessary to operate the concession building in a business-like manner20%
- ☐ The background and experience of operator in related professional experiences... 10%
- ☐ Ability to provide a menu that offers a variety of food items as suggested in sections E.2..... 10%
- ☐ Reference responses..... 5%

REQUEST FOR PROPOSALS SUBMISSION

Request for Proposals may be submitted in person, electronically or by mail.

- To submit a Request for Proposal electronically, all documents must be returned, and a **digital signature provided on the proposal to submitters form**. As an alternative to the digital signature, the request for proposal may be sent electronically and the **proposal to submitters form may be faxed to 830-672-2813**. **This form is the only page that will be accepted via fax.**
- **SUBMIT REQUEST FOR PROPOSALS VIA EMAIL TO citysecretary@gonzales.texas.gov**
- Submit request for proposals via mail to 820 St. Joseph Street, Gonzales, TX 78629 Attention: City Secretary
- Proposals must be marked on the outside of the packaging, **“RFP# 2020-15 JB Wells Concession”**. Vendors do not need to come to the opening, but are welcome, if so

desired. At the opening, the name of responding Vendor will be identified. No other information will be provided. The responding Vendors will be listed under the RFP tab of the City website within 24 hours.

- To submit a request for proposal via mail, all documents must be returned, and an original signature provided on the proposal to submitters sheet.
- Request for proposals will not be accepted in either format without a signature.
- The City is not responsible for mail service.

BRAND NAMES

If items for which request for proposals have been called for have been identified by a “brand name or equal” description, such identification is intended to be descriptive, but not restrictive, and is to indicate the quality and characteristics of products that will be satisfactory. Request for proposals offering “equal” products will be considered for award if such products are clearly identified in the request for proposals and are determined by the City Manager and requesting Department to be equal in all material respects to the brand name products referenced. **Unless the proposer clearly indicates in their request for proposal that they are offering an “equal product”, their request for proposal shall be considered as offering a brand name product referenced in the Proposal Schedule.**

CANCELLATION OF REQUEST FOR PROPOSALS

Request for proposals may be cancelled with 14 days written notice with good cause.

CHANGES OR ALTERATIONS

No part of this request for proposal may be changed/alterd in any way. Vendors must submit written requests to change any specifications/conditions with their proposal. ***Changes made without submission of a written request to this request for proposal will result in disqualification.***

COMPLETING INFORMATION

Proposer must fill in all information asked for in the blanks provided under each item. Failure to comply may result in rejection of the Request for Proposal at the City’s option.

CONTRACT CLAUSE

Proposer understands and agrees that the Vendor’s request for proposal response/bid will become a legally binding contract upon acceptance in writing by the City. This contract may be superseded only if replaced with a more extensive contract that is agreed to by both parties.

DEFAULT

In case of default of the successful proposer, the city of Gonzales may procure the articles from other sources and hold the proposer responsible for any excess cost occasioned thereby.

DELIVERY

The City reserves the right to demand bond or penalty to guarantee delivery by the date indicated. If order is given and the Proposer fails to furnish the materials by the guaranteed date, the City reserves the right to cancel the order without liability on its part. All prices are to be F.O.B. Gonzales, Texas

all freight prepaid.

DELIVERY DATE

Delivery date is an important factor to the City and may be required to be a part of each request for proposal. The City of Gonzales considers delivery time to be that period elapsing from the time the individual order is placed until that order or work thereunder is received by the City at the specified delivery location. The delivery date indicates a guaranteed delivery at Gonzales, Texas. Failure of the proposer to meet guaranteed delivery dates or service performance could affect future City orders.

Whenever the Contractor encounters any difficulty which is delaying or threatens to delay timely performance (including actual or potential labor disputes), the Contractor shall immediately give notice thereof in writing to the JB Wells Park Arena Operations Manager, stating all relevant information with respect thereto. Such notice shall not in any way constitute a basis for an extension of the delivery or performance schedule or be construed as a waiver by the City of any rights or remedies to which it is entitled by law or pursuant to provisions herein. Failure to give such notice, however, may be grounds for denial of any request for an extension of the delivery or performance schedule because of such delivery.

INDEMNIFICATION

IN CASE ANY ACTION IN COURT IS BROUGHT AGAINST THE CITY, OR ANY OFFICER OR AGENT OF THE CITY, FOR THE FAILURE, OMISSION, OR NEGLECT OF THE VENDOR TO PERFORM ANY OF THE COVENANTS, ACTS, MATTERS, OR THINGS BY THIS CONTRACT UNDERTAKEN; OR FOR INJURY OR DAMAGE CAUSED BY THE ALLEGED NEGLIGENCE OF THE VENDOR OR HIS SUBCONTRACTORS OR HIS OR THEIR AGENTS, OR IN CONNECTION WITH ANY CLAIM BASED ON LAWFUL DEMANDS OF SUBCONTRACTORS, WORKMEN, MATERIALMEN, OR SUPPLIERS THE VENDOR SHALL INDEMNIFY AND SAVE HARMLESS THE CITY AND ITS OFFICERS AND AGENTS, FROM ALL LOSSES, DAMAGES, COSTS, EXPENSES, JUDGMENTS, OR DECREES ARISING OUT OF SUCH ACTION. THE CONTRACTOR SHALL DEFEND, INDEMNIFY AND SAVE HARMLESS THE CITY AND ITS OFFICERS, AGENTS AND EMPLOYEES FROM AND AGAINST ANY AND ALL CLAIMS, DEMANDS, LIABILITIES, PENALTIES, DAMAGES, EXPENSES AND JUDGMENTS OF ANY NATURE AND HOWEVER CAUSED, ARISING OUT OF OR RELATING TO THE CONTRACTOR AND ITS AGENTS, SERVANTS OR EMPLOYEES OPERATIONS IN THE CONCESSIONS AND/OR CATERING SERVICES PERFORMED BY CONTRACTOR UNDER THIS CONTRACT

WITHIN THE CITY, INCLUDING THOSE CLAIMS, DEMANDS, PENALTIES, DAMAGES, EXPENSES AND JUDGMENTS WHICH INVOLVE OR MAY INVOLVE THE ACTUAL OR ALLEGED JOINT NEGLIGENCE OF:

(i) THE CONTRACTOR OR ANY OF ITS EMPLOYEES, AGENTS, SERVANTS OR EMPLOYEES; AND

(ii) **THE CITY, ITS OFFICERS, AGENTS, OR EMPLOYEES**

IT IS THE EXPRESSED INTENTION OF BOTH THE CITY AND THE CONTRACTOR THAT THE INDEMNITY PROVIDED FOR IN THIS SECTION IS INDEMNITY BY THE CONTRACTOR TO INDEMNIFY AND PROTECT THE CITY FROM THE CONSEQUENCES OF THE NEGLIGENCE OF THE CITY, ITS OFFICERS, AGENTS OR EMPLOYEES WHERE SUCH NEGLIGENCE IS A CONCURRING CAUSE OF INJURY, LOSS, DEATH OR DAMAGE. FURTHERMORE, IT IS THE EXPRESSED INTENTION OF BOTH THE CITY AND THE CONTRACTOR THAT THE INDEMNITY PROVIDED FOR IN THIS SECTION SHALL HAVE NO APPLICATION TO ANY CLAIMS, LOSS, DAMAGE, CAUSE OF ACTION, SUIT OR LIABILITY WHERE THE INJURY, DEATH OR DAMAGE RESULTS FROM THE NEGLIGENCE OF THE CITY UNMIXED WITH THE FAULT OF THE CONTRACT OR ANY OF ITS EMPLOYEES. FOR PURPOSES OF THIS INDEMNIFICATION PROVISION, ACTS AND/OR OMISSION OF THE CONTRACTOR'S OFFICERS, AGENTS, SERVANTS, AND EMPLOYEES SHALL BE CONSIDERED THE ACTS AND OMISSIONS OF THE CONTRACTOR.

INSURANCE

Deductibles, of any type, are the responsibility of the Vendor/contractor.

The Contractor shall secure and maintain throughout the duration of this Contract insurance of such types and in such amounts as may be necessary to protect himself/herself and the interest of the Owner against all hazards or risks of loss as hereinafter specified. The form and limits of such insurance, together with the underwriter thereof in each case, shall be acceptable to the Owner but regardless of such acceptance it shall be the responsibility of the Contractor to maintain adequate insurance coverage at all times. Failure of the Contractor to maintain adequate coverage shall not relieve him/her of any contractual responsibility or obligation.

Satisfactory certificates of insurance shall be filed with the Owner prior to starting any construction work on this Contract. The certificate shall state that 30 days advance written notice will be given to the Owner before policy covered thereby is changed or canceled.

The Contractor shall comply with all Federal, State, and local laws and ordinances relating to Social Security, Unemployment Insurance, Pensions, etc.

1. **Commercial General Liability:** \$1,000,000.00 combined single limit per occurrence for Fire Damage, Medical Expenses, Personal & Advertising Injury, General Aggregate and Products–Completed Operations Aggregate. This policy shall have no coverage removed by exclusions.
2. **Automobile Liability:** \$500,000.00 combined single limit per accident for bodily injury and property damage. Coverage should be provided as a "Code 1," any auto.
3. **Worker's Compensation and Employers' Liability:** *Statutory*. Employers Liability policy limits of \$500,000.00 for each occurrence, \$500,000.00 Aggregate - Disease.
4. **Other Insurance Provisions**

Certificates of Insurance and Endorsements effecting coverage required by this clause

shall be forwarded to: City of Gonzales
Purchasing Department: JB Wells Park Arena Operations Manager
P. O. Box 547
Gonzales, Texas 78629

Insurance Certificate must be submitted and issued with the City listed as the certificate holder.

Cancellation Policy must read as follows:

"Should any of the above described policies be cancelled before the expiration date thereof, the issuing insurer will mail a 30 day written notice to the certificate holder named to the left. "

MISCELLANEOUS

Except as to any supplies or components which the specifications provide need not be new, all supplies and components to be provided under this contract shall be new (not used or reconditioned, and not of such age or so deteriorated as to impair their usefulness or safety), of current production and of the most suitable grade for the purpose intended. If at any time during the performance of this contract the Contractor believes that the furnishing of supplies or components, which are not new, is necessary or desirable, they shall notify the Purchasing Manager immediately, in writing, including the reasons therefore and proposing any consideration, which will flow to the City if authorization to use supplies or components is granted.

The City of Gonzales supports a recycling program. Recycled materials are acceptable and will be considered for award. The City desires to use recycled products when a comparable material/product is available. If your company distributes products made of recycled materials, please submit an alternate request for proposal for the items requested. All recycled products should meet the minimum standards established in the request for proposal specifications provided. State any exceptions: costs, warranties and percentage of recycle materials used in the manufacture of the material/product. The City will determine the acceptability of the materials/product request for proposal as an alternate.

The City will consider special Vendor pricing on discounts in exchange for City's willingness to participate in new product testing or promotion including ability of Vendor to bring other potential customers to city job sites to demonstrate product. The amount of product discount in exchange for these services should be clearly stated in the request for proposal document. Any promotional strategies should be discussed with the Purchasing Manager and approved by the appropriate City Official(s) before submission of the request for proposal.

Successful proposer(s) agrees to extend prices to all entities that have entered into or will enter into joint purchasing inter-local cooperation agreements with the city of Gonzales. As such, the city of Gonzales has executed an inter- local agreement with certain other governmental entities authorizing participation in a cooperative purchasing program. The successful Vendor may be asked to provide product/services, based upon the request for proposal price, to any other participant in the forum.

The City operates on a fiscal year that ends on September 30th. State law mandates that a municipality may not commit funds beyond a fiscal year; this request for proposal is subject to cancellation if funds for this commodity are not approved in the next fiscal year.

PROVISIONAL CLAUSES

The city of Gonzales will not enter into any contract where the cost is provisional upon such clauses as are known as “escalator” or “cost-plus” clauses.

REJECTION OF REQUEST FOR PROPOSALS

The City reserves the right to reject any or all request for proposals or to waive technicalities at its option when in the best interests of said City.

Request for proposals will be considered irregular if they show any omissions, alteration of form, additions, or conditions not called for, unauthorized alternate request for proposals or irregularities of any kind. However, the City reserves the right to waive any irregularities and to make the award in the best interests of the City.

The City reserves the right to reject any or all request for proposals, and all request for proposals submitted are subject to this reservation. Request for proposals may be rejected, among other reasons, for any of the following specific reasons:

- Request for proposals received after the time limit for receiving request for proposals as stated in the advertisement.
- Proposal containing any irregularities.
- Unbalanced value of any items.

Proposers may be disqualified and their request for proposals not considered, among other reasons, for any of the following specific reasons:

- Reason for believing collusion exists among the Proposers.
- Reasonable grounds for believing that any Proposer is interested in more than one Proposal for the work contemplated.
- The Proposer being interested in any litigation against the City.
- The Proposer being in arrears on any existing contract or having defaulted on a previous contract.
- Lack of competency as revealed by a financial statement, experience and equipment, questionnaires, etc.
- Uncompleted work, which in the judgment of the City will prevent or hinder the prompt completion of additional work if awarded.

REQUEST FOR NON-CONSIDERATION

Request for proposals deposited with the City cannot be withdrawn prior to the time set for opening request for proposals. Request for non-consideration of request for proposals must be made in writing to the Purchasing Manager and received by the City prior to the time set for opening request for proposals. After other request for proposals are opened and publicly read, the Proposal for which non-consideration is properly requested may be returned unopened. The Proposal may not be withdrawn after the request for proposals have been opened, and the Proposer, in submitting the same, warrants and guarantees that this request for proposal has been carefully reviewed and checked and that it is in all things true and accurate and free of mistakes and that such request for proposal will not and cannot be withdrawn because of any mistake committed by the Proposer.

SALES TAX

The total for each request for proposal submitted must include any applicable taxes. Although the City is exempt from most City, State, or Federal taxes, this is not true in all cases. It is suggested that taxes, if any, be separately identified, itemized, and stated on each request for proposal. The City cannot determine for the proposer whether or not the request for proposal is taxable to the City. The proposer through the proposer's attorney or tax consultant must make such determination. Bills submitted for taxes after the request for proposals are awarded will not be honored.

REQUEST FOR PROPOSAL SCOPE OF WORK

The scope of work shall be finalized upon the selection of the Firm. The respondent's submission shall have accurately described respondent's understanding of the objectives and scope of the requested products and services and provided an outline of respondent's process to implement the requirements of the Scope of Work and Services. It is anticipated that the scope of work will include, at a minimum, the following:

This proposal is for securing concession rights to the JB Wells Arena and Park, otherwise operated by the City of Gonzales Parks and Recreation Department. The City of Gonzales will grant rights to the successful respondent(s) to operate the concession stands for all events.

SCOPE OF SERVICES

PART A. - JB WELLS ARENA

A. SUBMITTAL REQUIREMENTS

Each concessionaire that submits a written proposal must meet the minimum requirements as detailed herein and shall include the following documents; which will be used as evaluation criteria in selecting the most qualified concessionaire.

- 1) Propose payment to the City of Gonzales based on a per month rate of operation.
- 2) A description of the type of products to be sold and the corresponding prices for each item.
- 3) Proof of Insurance, listing the City of Gonzales as additional insured.
- 4) Proof of valid Health Permits
- 5) Proposed operating & staffing schedule for the operation of the concession location.
- 6) A Resume that will include background and experience of operator proving quality service through similar operations, demonstration of qualifications necessary to operate the concession in a business-like manner and three (3) references with name of contact person and telephone number.
- 7) The City of Gonzales has the right to hire Food Trucks for events with the understanding that items for sale are different than those being sold in the concession stand.

B. SPECIAL NOTES

- 1) A representative schedule is included with this RFP. Specific schedules for events will be given to the contractor at least ten days (10) days prior to the start of the event.
- 2) Concessionaire is expected to be open and operating 1 hour before all events and 30 minutes after the completion. Failure to open the concession operation for scheduled event's will be considered an offense and default of the contract terms. Each offense will incur an additional \$50.00 fee. After five (5) offenses, the contract will be terminated.
- 3) Concessionaire may be given opportunities to sell at other City of Gonzales special events.
- 4) Site inspection may be arranged by calling Anne Dollery at (830) 672-6558 at the JB Wells Arena, 2301 CR 197, Gonzales, TX 78629 to set up an appointment to view the facility prior to submitting a proposal.

C. CONTRACT PERIOD

The term of the contract shall be for an initial term of three (3) years with three (3) additional (1) one-year options to extend the contract are allowed. Each contract period shall begin in October and run concurrently with the fiscal year of the City, ending on September 30 of the following year. Respondents understand that the initial year of the contract will begin later than October 1st due to the timing of the contract award.

D. FACILITY & HOURS

JB Wells Arena, 2301 CR 197, Gonzales, TX 78629

Hours are depending on schedule with a calendar provided 120 days in advance.

E. PRODUCT & PRICES

- 1) No Item shall be sold without permission from the City of Gonzales. All prices on items sold shall be presented to the City of Gonzales prior to opening. The City of Gonzales must approve all price changes on existing items and the addition or substitution with pricing of new items.
- 2) The following are recommended menu items: A copy of the price list shall be provided to City of Gonzales and kept on file with this contract.
 - Hot Dogs
 - Nachos
 - Popcorn
 - Pickles

- Packaged chips, candy, and other packaged snacks
 - Soft Drinks, water, coffee, hot chocolate and sport drinks
- 3) Price of food purchased after initial price scale is approved by the City of Gonzales shall not increase without written approval by the City of Gonzales.
- 4) All signage must follow City of Gonzales Regulations and Policies.
- 5) The following items are **prohibited** from being sold:
- Party-Poppers, snaps, confetti, cray paper, glitter or similar type products
 - Any device that could be considered fireworks
 - Any item that is prohibited by City of Gonzales, Ordinance, State of Texas, or United States
 - Alcohol and tobacco products

F. EQUIPMENT

- 1) Contractor will be required to supply the necessary equipment for operations, including but not limited to the following:
- Any heating materials needed for menu items
 - Extra Refrigerator/Freezers not already in building
 - Cash Register/Electronic Devices (wi-fi is currently available)
- 2) The following equipment is available on site for the exclusive use by the Contractor, however, the City of Gonzales will not be responsible for repairs or replacement of the items:
- Griddle
 - Two small fryers
 - Equipment stand
 - Hot food serving counter
 - Drink cooler
 - Ice machine
 - Freezer
- 3) City of Gonzales will provide the following items:
- Electrical, water, trash and sewer will be provided and paid for by the City of Gonzales.

G. CLEANING OF PREMISES

- 1) Concessionaire shall furnish all labor, services, materials, supplies and equipment necessary to maintain in a clean, orderly and inviting condition of the premises used in the

operation of the concession to the satisfaction of the City of Gonzales. This includes all premises used and occupied by the concessionaire in the operation of concessions, together with the area surrounding the buildings and facility, which are affected, by said operation and items sold by Concessionaire.

- 2) Concessionaire will be responsible for the cleaning of grease traps at least once every six (6) months.
- 3) All health and safety practices must be followed to ensure a safe, clean, and welcoming environment for customers. Any concerns with food handling and reported un-sanitary practices will be addressed immediately by the City of Gonzales.
- 4) Concessionaire shall be responsible for all trash and used grease within the concession facility and such trash/debris must be removed when operating the concessions. Trash is to be placed in trash bags and placed in appropriate trash receptacles. No trash or used grease is to be left over night in the concession facility or in bags sitting outside of facility. Arrangements must be made for any boxes or large items that do not fit in trash/recycle receptacles. Parks staff will empty trash and recycle receptacles and remove bagged trash daily.

H. EMPLOYEES

- 1) The contractor must be able to produce verification of successfully passed background checks for all employees working the concession stands, executed within the past one (1) year. Contractor agrees to maintain updated records of background check and submit copies of these records to the City of Gonzales upon request. Contractor shall remove any person that the City of Gonzales determines unacceptable by reason of criminal history or other conduct deemed by the City of Gonzales to be unsuitable to be working with or near children, or the general public.

I. LICENSES AND PERMITS

The concessionaire will be responsible for obtaining and maintaining any and all certificate and permits necessary to run a food business in the City of Gonzales at their own expense. Required permits must be obtained and properly displayed prior to opening to the public.

J. INSPECTIONS

- 1) The City of Gonzales reserves the right for its representatives to conduct inspections at reasonable times to ensure that fire, safety, and sanitation regulations, and other provisions contained in the agreement, are being adhered to by the concessionaire.

K. REPAIRS & MAINTENANCE

- 1) The City of Gonzales shall, at its cost and expense, make all ordinary and reasonable repairs required to preserve the building and concession area owned by the City of Gonzales occupied under this contract.
- 2) The concessionaire shall maintain the facilities on a day-to-day basis. If the concessionaire damages the facilities the concessionaire will be responsible for repairs.

L. SUBLEASE

- 1) The concessionaire shall not have the authority to sell, sublet, or assign this contract, or any portion thereof to any other person or persons, except upon the written approval of the City of Gonzales.

M. ACCOUNTING RECORDS & REPORTS

- 1) Concessionaire shall maintain any records necessary to verify the amount of total gross receipts for the contract period, payment of wages, etc. These records shall be available for auditing at the City of Gonzales's request. Such records shall be maintained in accordance with generally accepted accounting principles and may be specifically prescribed by the City of Gonzales.

N. MINIMUM ACCEPTABLE OFFER & PAYMENT

- 1) \$750 per month
- 2) Any amount less than the minimum acceptable quote per month will not be considered.
- 3) Concessionaire shall pay to the City of Gonzales the amount owed for the prior one-month period of operations. Payment shall be made to the City of Gonzales no later than the 15th day of each month for the prior month period. Check must be made payable to the City of Gonzales. A ten (10) dollar per day late fee will be assessed if payment is not received by the 15th of the month following the month being reported.

O. FEE REQUIREMENTS LOST KEY FEE

Keys given to the concessionaire unlock the complex gates and concession stand doors. The concessionaire will not be permitted to make copies of the keys. The concessionaire will be required to pay \$100 per key to the City of Gonzales for any lost keys.

SPECIAL CONDITIONS

THESE TERMS APPLY TO AND BECOME PART OF THE TERMS AND CONDITIONS OF BID. ANY EXCEPTION MUST BE IN WRITING.

1. The term of the contract shall be for an initial term of three (3) years. Three (3) one (1) year options to extend the contract are allowed. Each contract period, other than the initial year, shall begin October 1 and terminate September 30 the following year.
2. The City of Gonzales reserves the right to cancel this agreement upon thirty (30) days written notice.
3. Proposals submitted for less than the acceptable amount will not be considered for award.
4. **The RFP will be evaluated based on the following criteria:**
 - Quote Amount.....30%
 - The background and experience of operator in providing quality service through similar concession operations.....25%
 - Demonstration of qualifications necessary to operate the concession building in a business-like manner.....20%
 - The background and experience of operator in related professional experiences... 10%
 - Ability to provide a menu that offers a variety of food items as suggested in sections E.210%
 - Reference responses.....5%
5. Contractor shall provide all materials and equipment necessary to complete this project. All material is to be delivered by Vendor and coordinated with the City.
6. Contractor shall be required to submit a list of **three (3)** verifiable references. Please use pages in this RFP to submit references.
7. The proposal should clearly demonstrate how the firm can best satisfy the requirements of the City of Gonzales. The City of Gonzales shall reserve the right to enter into an agreement with the firm with the highest overall grade and who presents the proposal that is most advantageous to the City of Gonzales.
8. Insurance Requirement Affidavit should be submitted as part of the proposal. (Requirements are listed on page 21). This form is simply a confirmation from your insurance company that you will be able to provide the insurance requirements should you be the chosen company.
9. Insurance Certificate must be submitted and issued with the City listed as the certificate holder within 10 days of notice of award. See general terms and conditions for detailed insurance requirements.
10. By signing the proposal sheet, the representative has read and understands all, specifications involved with this project.

INSURANCE

INSURANCE REQUIREMENTS

1. The City is to be named as an additional insured on the Commercial General Liability Insurance policy. These insurance policies shall contain the appropriate additional insured endorsement signed by a person authorized by the insurer to bid coverage on its behalf.
2. Insurance is to be placed with insurers with a Best rating of no less than A. The company must also be duly authorized to transact business in the State of Texas.
3. Workers' Compensation and Employers' Liability Coverage: Statutory. The insurer shall agree to waive all rights of subrogation against the City, its officials, employees and volunteers for losses arising from the activities under this contract.
4. Certificates of Insurance and Endorsements effecting coverage required by this clause shall be forwarded to the Purchasing Manager upon award of the contract(s).
5. Insurance Certificate must be submitted and issued with the City listed as the certificate holder.
6. During the duration of any agreed contract, the contractor shall maintain, at its sole cost and expense, Professional E&O Liability insurance with a minimum policy limit of \$1,000,000. The insurance policy must name the City of Gonzales as an additional insured. A certificate of insurance evidencing such coverage shall be furnished to the City prior to the commencement of any work for the City.

THIS FORM MUST BE TURNED IN WITH YOUR BID

INSURANCE REQUIREMENT AFFIDAVIT

TO BE COMPLETED BY APPROPRIATE INSURANCE AGENT.

I, the undersigned agent, certify that the insurance requirements contained in this bid document have been reviewed by me with the Vendor identified below. If the Vendor identified below is awarded this contract by the City of Gonzales, I will be able, within ten (10) working days after being notified of such award, to furnish a valid insurance certificate to the CITY meeting all of the requirements contained in this bid.

Agent Signature

Printed Name

Name of Insurance Carrier

Address of Agency

City

State

Zip

Phone #

Fax #

Email Address

Vendor / Contractor Name

Acknowledgement

Subscribed and Sworn before me by the above named _____

On this _____ day of _____, 2020.

(seal)

Notary Public in and for the State of _____

NOTICE TO THE AGENT

If this time requirement is not met, the City has the right to declare this Vendor non-responsible and award the contract the next lowest/responsible bidder meeting the specifications. If you have any questions concerning these requirements, please contact the City of Gonzales.

REFERENCES

Please list at least three (3) references of governments, individuals or companies that have used your concession services. Included in the reference information should be customer contact information, duration of business relationship, and the status of business relationship.

1. _____
COMPANY NAME OR CONTACT PERSON

STREET ADDRESS CITY STATE ZIP

CONTACT PERSON TELEPHONE NUMBER

SERVICES USED/DURATION OF BUSINESS RELATIONSHIP/STATUS OF RELATIONSHIP

2. _____
COMPANY NAME OR CONTACT PERSON

STREET ADDRESS CITY STATE ZIP

CONTACT PERSON TELEPHONE NUMBER

SERVICES USED/DURATION OF BUSINESS RELATIONSHIP/STATUS OF RELATIONSHIP

3. _____
COMPANY NAME OR CONTACT PERSON

STREET ADDRESS CITY STATE ZIP

CONTACT PERSON TELEPHONE NUMBER

SERVICES USED/DURATION OF BUSINESS RELATIONSHIP/STATUS OF RELATIONSHIP

CONFLICT OF INTEREST QUESTIONNAIRE

Effective January 1, 2006, Chapter 176 of the Texas Local Government Code went into effect which requires that any Vendor or person considering doing business with a local government entity disclose in the Questionnaire Form CIQ, the Vendor or person's affiliation or business relationship that might cause a conflict of interest with a local government entity. By law, this questionnaire must be filed with the City Secretary of the city of Gonzales not less than the seventh business day after the person becomes aware of facts that require the statement to be filed.

The conflict of Interest Questionnaire must be completed and returned with your bid if a Vendor or its agent has a conflict pursuant to Chapter 176.

It is the responsibility of every Vendor filling out and returning this bid to determine if there is a conflict meeting the parameters listed above. If so, **the City of Gonzales requires that this Questionnaire be completed and turned in with your bid.** If there is no conflict, or if the amount of the conflict is less than \$23,500, then you are not required to submit the Questionnaire with your bid. In addition to the foregoing, after the submission of a bid a Vendor must file a questionnaire if the Vendor becomes aware of facts or an event that would constitute a conflict pursuant to state law, or if the facts or event would make a statement in a previously filed questionnaire incomplete or inaccurate.

See Section 176.006, Local Government Code which reads, "A person commits an offense if the person violated Section 176.006, Local Government Code. An offense under this section is:

- (1) A Class C misdemeanor if the contract amount is less than \$1 million or if there is no contract amount for the contract;
- (2) A Class B misdemeanor if the contract amount is at least \$1 million but less than \$5 million; or
- (3) A Class A misdemeanor if the contract amount is at least \$5 million. The governing body of a local governmental entity may, at its discretion, declare a contract void if the governing body determines that a Vendor failed to file a conflict of interest questionnaire required by Section 176.006.

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.

CERTIFICATE OF INTERESTED PARTIES

Form 1295 (Certificate of Interested Parties attached) must be submitted through the Texas Ethics Commission's website, and a notarized original form as printed from the website to the City prior to approval of the contract. More information is found at the following link:

https://www.ethics.state.tx.us/whatsnew/elf_info_form1295.htm.

https://www.ethics.state.tx.us/whatsnew/elf_info_form1295.htm

https://www.ethics.state.tx.us/whatsnew/FAO_Form1295.html

Once bid evaluations take place by city staff, you will be notified that an award to your company is pending and that this form is mandatory. You will need to provide this form to the city before City Council approval can be considered.

You can fill out the form online, get a certificate number, and that number goes in the upper right box.

CERTIFICATE OF INTERESTED PARTIES**FORM 1295**

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.

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)	
		Controlling	Intermediary

5 Check only if there is NO Interested Party. ☐

6 UNSWORN DECLARATION

My name is _____, and my date of birth is _____.

My address _____
(street) (city) (state) (zip code) (country)

I declare under penalty of perjury that the foregoing is true and correct.

Executed in _____ County, State of _____, on the _____ day of _____, 20____.
(month) (year)

Signature of authorized agent of contracting business entity
(Declarant)

ADD ADDITIONAL PAGES AS NECESSARY

THE STATE OF TEXAS §

COUNTY OF GONZALES §

THIS CONTRACT is entered into on this ____ day of _____, _____, by and between the **CITY OF GONZALES, TEXAS**, a municipal corporation located in Gonzales County, Texas, (hereinafter referred to as “City”), acting by and through its City Manager or designee, and (“hereinafter referred to as “Contractor”) acting by and through its Director and Managing Member whose address is _____.

WITNESSETH:

WHEREAS, City desires to obtain services from Contractor for Concession Services at JB Wells Arena; and

WHEREAS, Contractor is willing to undertake the performance of such services for City in exchange for fees hereinafter specified.

NOW, THEREFORE IN CONSIDERATION of the covenants and agreements hereinafter contained and subject to the terms and conditions hereinafter stated, the parties hereto do mutually agree as follows:

I.

Independent Contractor

Contractor will perform as an independent contractor all services under this Contract in a manner that provides a safe environment. Contractor shall require all agents, sub-contractors, and employees to abide by the terms of this Contract.

II.

Scope of Services

Contractor shall perform such services as are necessary to Concession Services specifically including, but not necessarily limited to, the tasks enumerated more fully in the Scope of Work listed in Exhibit A. However, in case of conflict in the language of Exhibit A and this Contract, the terms and conditions of this Contract shall be final and binding upon both parties hereto.

III.

Payment for Services

Concessionaire shall pay to the City of Gonzales the amount owed for the prior one-month period of operations. Payment shall be made to the City of Gonzales no later than the 15th day of each month for the prior month period. Check must be made payable to the City of Gonzales. A ten (10) dollar per day late fee will be assessed if payment is not received by the 15th of the month following the month being reported.

IV.
Revisions of the Scope of Services

City reserves the right to revise or expand the scope of services as the City may deem necessary. In any event, when Contractor is directed to revise or expand the scope of services under this Section of the Contract, Contractor shall provide City a written proposal for the entire costs involved in performing such additional services. Prior to Contractor undertaking any revised or expanded services as directed by City under this Contract, City must authorize in writing the nature and scope of the services and accept the method and amount of compensation and the time involved in all phases of the Program.

It is expressly understood and agreed by Contractor that any compensation not specified in Paragraph III herein above may require Gonzales City Council approval and is subject to the current budget year limitations.

V.
Term

The term of the contract shall be for the 2021-2023 fiscal years (December 30, 2020 - September 30, 2023). Three (3) one (1) year options to extend the contract are allowed. Each contract period, other than the first year, shall begin October 1 and terminate September 30 of the following year.

VI.
Contract Termination Provision

This Contract may be terminated at any time by City for any cause by providing Contractor thirty (30) days written notice of such termination.

VII.
Ownership of Documents

All materials and documents prepared or assembled by Contractor under this Contract regarding the Program shall become the sole property of City and shall be delivered to City without restriction on future use.

VIII.
Insurance Requirements

1. The City is to be named as an additional insured on the Commercial General Liability Insurance policy. These insurance policies shall contain the appropriate additional insured endorsement signed by a person authorized by the insurer to bid coverage on its behalf.
2. Insurance is to be placed with insurers with a Best rating of no less than A. The company must also be duly authorized to transact business in the State of Texas.
3. Workers' Compensation and Employers' Liability Coverage: Statutory. The insurer shall

agree to waive all rights of subrogation against the City, its officials, employees and volunteers for losses arising from the activities under this contract.

4. Certificates of Insurance and Endorsements effecting coverage required by this clause shall be forwarded to the Purchasing Manager upon award of the contract(s).
5. Insurance Certificate must be submitted and issued with the City listed as the certificate holder.
6. During the duration of any agreed contract, the contractor shall maintain, at its sole cost and expense, Professional E&O Liability insurance with a minimum policy limit of \$1,000,000. The insurance policy must name the City of Gonzales as an additional insured. A certificate of insurance evidencing such coverage shall be furnished to the City prior to the commencement of any work for the City.

IX.

Right to Inspect Records

Contractor agrees that City shall have access to and the right to examine any directly pertinent books, documents, papers and records of Contractor involving transactions relating to this Contract. Contractor further agrees to include in subcontract(s), if any, a provision that any subcontractor agrees that City shall have access to and the right to examine any directly pertinent books, documents, papers and records of such sub-contractor involving transactions to the subcontract. The City of Gonzales reserves the right for its representatives to conduct inspections at reasonable times to ensure that fire, safety, and sanitation regulations, and other provisions contained in the agreement, are being adhered to by the concessionaire.

X.

Successors and Assigns

City and Contractor each bind themselves and their successors, executors, administrators and assigns to the other party to this contract and to the successors, executors, administrators and assigns of such other party in respect to all covenants of this Contract. Neither City nor Contractor shall assign or transfer its interest herein without the prior written consent of the other.

XI.

INDEMNIFICATION

THE CONTRACTOR SHALL DEFEND, INDEMNIFY AND SAVE HARMLESS THE CITY AND ITS OFFICERS, AGENTS AND EMPLOYEES FROM AND AGAINST ANY AND ALL CLAIMS, DEMANDS, LIABILITIES, PENALTIES, DAMAGES, EXPENSES AND JUDGMENTS OF ANY NATURE AND HOWEVER CAUSED, ARISING OUT OF OR RELATING TO THE CONTRACTOR AND ITS AGENTS, SERVANTS OR EMPLOYEES OPERATIONS IN THE CONCESSIONS AND/OR CATERING SERVICES PERFORMED BY CONTRACTOR UNDER THIS CONTRACT WITHIN THE CITY, INCLUDING THOSE CLAIMS, DEMANDS, PENALTIES, DAMAGES, EXPENSES AND JUDGMENTS WHICH INVOLVE OR MAY INVOLVE THE ACTUAL OR ALLEGED

JOINT NEGLIGENCE OF:

(i) THE CONTRACTOR OR ANY OF ITS EMPLOYEES, AGENTS, SERVANTS OR EMPLOYEES; AND

(ii) THE CITY, ITS OFFICERS, AGENTS, OR EMPLOYEES

IT IS THE EXPRESSED INTENTION OF BOTH THE CITY AND THE CONTRACTOR THAT THE INDEMNITY PROVIDED FOR IN THIS SECTION IS INDEMNITY BY THE CONTRACTOR TO INDEMNIFY AND PROTECT THE CITY FROM THE CONSEQUENCES OF THE NEGLIGENCE OF THE CITY, ITS OFFICERS, AGENTS OR EMPLOYEES WHERE SUCH NEGLIGENCE IS A CONCURRING CAUSE OF INJURY, LOSS, DEATH OR DAMAGE. FURTHERMORE, IT IS THE EXPRESSED INTENTION OF BOTH THE CITY AND THE CONTRACTOR THAT THE INDEMNITY PROVIDED FOR IN THIS SECTION SHALL HAVE NO APPLICATION TO ANY CLAIMS, LOSS, DAMAGE, CAUSE OF ACTION, SUIT OR LIABILITY WHERE THE INJURY, DEATH OR DAMAGE RESULTS FROM THE NEGLIGENCE OF THE CITY UNMIXED WITH THE FAULT OF THE CONTRACT OR ANY OF ITS EMPLOYEES. FOR PURPOSES OF THIS INDEMNIFICATION PROVISION, ACTS AND/OR OMISSION OF THE CONTRACTOR'S OFFICERS, AGENTS, SERVANTS, AND EMPLOYEES SHALL BE CONSIDERED THE ACTS AND OMISSIONS OF THE CONTRACTOR.

In its sole discretion, the City shall have the right to approve counsel to be retained by Contractor in fulfilling its obligation to defend and indemnify the City. Contractor shall retain approved counsel for the City within seven (7) business days after receiving written notice from the City that it is invoking its right to indemnification under this Contract. If Contractor does not retain counsel for the City within the required time, then the City shall have the right to retain counsel and the Contractor shall pay these attorneys' fees and expenses. The City retains the right to provide and pay for any or all costs of defending indemnified items, but it shall not be required to do so.

XIII.

Independent Contractor

Contractor's status shall be that of an Independent Contractor and not an agent, servant, employee or representative of City in the performance of this Contract. No term or provision of or act of Contractor or City under this Contract shall be construed as changing that status. Contractor shall be liable for the acts and omissions of its officers, agents, employees, contractors, subcontractors and the doctrine of respondent superior shall not apply as between City and Contractor, its officers, agents, employees, contractors, subcontractors, and nothing herein shall be construed as creating a partnership or joint enterprise between City and Contractor.

XIV. Default

If at any time during the term of this Contract, Contractor shall fail to perform in accordance with the provisions of this Contract or fail to diligently provide services in an efficient, timely and careful manner and in strict accordance with the provisions of this Contract or fail to use an adequate number or quality of personnel to complete the work or fail to perform any of its obligations under this Contract, then City shall have the right, if Contractor shall not cure any such default after thirty (30) days written notice thereof, to terminate this Contract. Any such act by City shall not be deemed a waiver of any other right or remedy of City. If after exercising any such remedy due to Contractor's nonperformance under this Contract, the cost to City to complete the work to be performed under this Contract is in excess of that part of the Contract sum which has not theretofore been paid to Contractor hereunder, Contractor shall be liable for and shall reimburse City for such excess. Contractor's liability under this provision shall be limited to the total dollar amount of this Contract.

City's remedies for Contractor's default or breach under this Contract shall be any and all remedies available in law or equity.

The terms of Sections XII entitled Indemnification, and XVII entitled Confidential Information shall survive termination of this Contract.

XV. Changes

City may, from time to time, require changes in the scope of services to be performed under this Contract. Such changes as are mutually agreed upon by and between City and Contractor shall be incorporated by written modification to this Contract.

XVI. Conflict of Interest

Contractor covenants and agrees that Contractor and its associates and employees will have no interest, and will acquire no interest, either direct or indirect, which will conflict in any manner with the performance of the services called for under this Contract. All activities and other efforts made by Contractor pursuant to this Contract will be conducted by employees, associates or subcontractors of Contractor.

XVII. Confidential Information

Contractor hereby acknowledges and agrees that its representatives may have access to or otherwise receive information during the furtherance of its obligations in accordance with this Contract, which is of a confidential, non-public or proprietary nature. Contractor shall treat any such information received in full confidence and will not disclose or appropriate such Confidential

Information for its own use or the use of any third party at any time during or subsequent to this Contract. As used herein, “Confidential Information” means all oral and written information concerning City of Gonzales, its affiliates and subsidiaries, and all oral and written information concerning City or its activities, that is of a non-public, proprietary or confidential nature including, without limitation, information pertaining to customer lists, services, methods, processes and operating procedures, together with all analyses, compilation, studies or other documents, whether prepared by Contractor or others, which contain or otherwise reflect such information. The term “Confidential Information” shall not include such materials that are or become generally available to the public other than as a result of disclosure of Contractor or are required to be disclosed by a governmental authority.

XVIII.

Mailing Address

All notices and communications under this Contract to be mailed to City shall be sent to the address of City’s agent as follows, unless and until Contractor is otherwise notified:

Notices and communications to be mailed or delivered to Contractor shall be sent to the address of Contractor as follows, unless and until City is otherwise notified:

Any notices and communications required to be given in writing by one party to the other shall be considered as having been given to the addressee on the date the notice or communication is posted, faxed or personally delivered by the sending party.

XIX.

Applicable Law

The Contract is entered into subject to the Gonzales City Charter and ordinances of City, as same may be amended from time to time, and is subject to and is to be construed, governed and enforced under all applicable State of Texas and federal laws. Contractor will make any and all reports required per federal, state or local law including, but not limited to, proper reporting to the Internal Revenue Service, as required in accordance with Contractor’s income. Situs of this Contract is agreed to be in Gonzales, Texas, for all purposes, including performance and execution.

XX.

Severability

If any of the terms, provisions, covenants, conditions or any other part of this Contract are for any reason held to be invalid, void or unenforceable, the remainder of the terms, provisions, covenants, conditions or any other part of this Contract shall remain in full force and effect and shall in no way be affected, impaired or invalidated.

XXI.
Remedies

No right or remedy granted herein or reserved to the parties is exclusive of any other right or remedy herein by law or equity provided or permitted; but each shall be cumulative of every other right or remedy given hereunder. No covenant or condition of this Contract may be waived without written consent of the parties. Forbearance or indulgence by either party shall not constitute a waiver of any covenant or condition to be performed pursuant to this Contract.

XXII.
Entire Agreement

This Contract embodies the complete agreement of the parties hereto, superseding all oral or written previous and contemporaneous agreements between the parties relating to matters herein, and except as otherwise provided herein cannot be modified without written agreement of the parties.

XXIII.
Non-Waiver

It is further agreed that one (1) or more instances of forbearance by City in the exercise of its rights herein shall in no way constitute a waiver thereof.

XXIV.
Headings

The headings of this Contract are for the convenience of reference only and shall not affect any of the terms and conditions hereof in any manner.

XXV.
Venue

The parties to this Contract agree and covenant that this Contract will be enforceable in Gonzales, Texas; and that if legal action is necessary to enforce this Contract, exclusive venue will lie in Gonzales County, Texas.

XXVI.
No Third-Party Beneficiary

For purposes of this Contract, including its intended operation and effect, the parties (City and Contractor) specifically agree and contract that: (1) the Contract only affects matters/disputes between the parties to this Contract, and is in no way intended by the parties to benefit or otherwise affect any third person or entity notwithstanding the fact that such third person or entity may be in contractual relationship with City or Contractor or both; and (2) the terms of this Contract are not

intended to release, either by contract or operation of law, any third person or entity from obligations owing by them to either City or Contractor.

IN WITNESS WHEREOF, the parties hereto have set their hands by their representatives duly authorized on the day and year first written above.

CITY OF GONZALES

By: _____
Tim Patek, City Manager

Date Signed: _____

ATTEST:

Kristi Gilbert, City Secretary

(Contractor's Name)

By: _____

Date Signed: _____

THE STATE OF TEXAS §
COUNTY OF _____ §

This instrument was acknowledged before me on the _____ day of _____,
20____, by _____ in his capacity as _____ of
_____, a _____ Corporation, known to me to be the person
whose name is subscribed to the foregoing instrument, and acknowledged that he
executed the same on behalf of and as the act of _____.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS THE _____
DAY OF____, 20_____.

Notary Public_____County, Texas

My commission expires _____

TYPE AGENDA ITEM:

Discussion

BACKGROUND:

Judge Deidra Voigt, the current judge, was originally appointed on May 24, 2011 to fill an unexpired term for the previous judge that ended on December 8, 2012. Judge Voigt was last reappointed at the November 8, 2018 Council meeting with a term expiration of December 8, 2020.

Government Code Section 29.005 states that the term of office of a judge of a municipal court is two years unless the municipality provides for a longer term pursuant to the Constitution. A municipal court judge who is not reappointed by the 91st day following the expiration of a term of office shall, absent action by the appointing authority, continue to serve for another term of office beginning on the date the previous term of office expired.

As per the City of Gonzales Charter Section 4.04 (b) the judge of the municipal court shall be a qualified voter of the city and shall be appointed by the city council, shall hold his/her office at the pleasure of the city council and shall receive such salary as may be fixed by ordinance of the city council.

Council will be asked to appoint the judge at an upcoming Council meeting. Staff is seeking direction from the City Council on soliciting requests for qualification for the position.

POLICY CONSIDERATIONS:

In 2018, Council held discussions regarding whether it would be appropriate to advertise a request for qualifications for the position. It does not appear that this was done for the last appointment.

FISCAL IMPACT:

The Municipal Court Judge is currently compensated \$1,950 per month. There was no proposed increase included in the Fiscal Year 2020-2021 budget.

STAFF RECOMMENDATION:

Staff is seeking Council direction on this item.

TYPE AGENDA ITEM:

Discussion

BACKGROUND:

The City of Gonzales amended Chapter 9 of the Code of Ordinances on December 12, 2019 that created consistent guidelines and responsibilities for all elected and appointed officials and city employees. The City Attorney will be discussing proposed amendments to the Code of Ethics to better delineate procedures and responsibilities.

POLICY CONSIDERATIONS:

This discussion will focus on the City's current policy and potential procedural improvements.

FISCAL IMPACT:

There are no fiscal impacts at this time.

ATTACHMENTS:

Attachments will be provided under separate cover.

STAFF RECOMMENDATION:

Staff respectfully recommends the council take the action they deem necessary.

CITY OF GONZALES FINANCIALS

October 8, 2020

FINANCIAL REPORTS FOR FUNDS

CASH & INVESTMENT BY FUND

REVENUE REPORT BY LINE ITEM

FOR ALL FINANCIALS, THESE ARE NOT THE FINAL NUMBERS SINCE JOURNAL ENTRIES ARE STILL BEING DONE FOR REVENUE THAT WAS RECEIVED BEFORE OCTOBER 1ST. QUARTERLY REPORTS WILL BE DISTRIBUTED AT THE NOVEMBER MEETING.

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: SEPTEMBER 30TH, 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	132,628.48	2,721,374.89	99.63	0.00	10,011.11
402-FRANCHISE REVENUE	1,948,150.00	17,897.25	1,629,893.26	83.66	0.00	318,256.74
403-LICENSE/FEE/PERMITS	59,500.00	3,051.02	58,147.91	97.73	0.00	1,352.09
404-PARKS FEES REVENUE	193,850.00	19,888.27	201,611.22	104.00	0.00	(7,761.22)
405-MUNICIPAL COURT REVEN	116,932.00	5,025.07	48,833.32	41.76	0.00	68,098.68
406-MISCELLANEOUS REVENUE	763,852.00	5,389.10	609,267.94	79.76	0.00	154,584.06
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	23,215.74	51.59	0.00	21,784.26
409-OTHER FINANCING REVEN	518,273.00	10,544.65	592,099.66	114.24	0.00	(73,826.66)
410-TRANSFERS	2,436,066.00	0.00	2,265,813.33	93.01	0.00	170,252.67

*** TOTAL REVENUES ***	8,813,009.00	194,423.84	8,148,987.35	92.47	0.00	664,021.65

EXPENDITURE SUMMARY						
101-CITY COUNCIL DEPARTME	88,359.00	5,762.48	69,560.32	78.72	0.00	18,798.68
102-CITY MANAGER DEPART	242,406.24	16,758.93	222,337.42	91.72	0.00	20,068.82
103-COMMUNITY DEVELOPMENT	236,666.36	16,827.70	184,142.40	77.81	0.00	52,523.96
104-NON-DEPARTMENTAL	776,632.00	25,189.27	575,866.27	74.15	0.00	200,765.73
105-MAIN STREET DEPARTMEN	155,476.12	5,629.39	115,465.63	74.27	0.00	40,010.49
106-ECONOMIC DEVELOPMENT	0.00	0.00	9.90	0.00	0.00	(9.90)
107-BUILDING MAINTENANCE	227,722.36	14,027.16	197,182.04	86.59	0.00	30,540.32
108-CITY SECRETARY DEP	194,304.12	16,249.65	154,006.40	79.26	0.00	40,297.72
109-FINANCE DEPARTMENT	259,025.36	15,960.86	258,582.65	99.83	0.00	442.71
110-HOTEL/MOTEL	0.00	0.00	116.12	0.00	0.00	(116.12)
201-PARKS DEPARTMENT	718,492.08	36,146.37	593,140.13	82.55	0.01	125,351.94
202-SWIMMING POOL DEPARTM	37,249.00	0.00	641.40	1.72	0.00	36,607.60
204-RECREATION DEPARTMENT	12,194.00	0.00	163.66	1.34	0.00	12,030.34
206-INDEPENDENCE GOLF CO	271,250.24	13,112.12	236,496.37	87.19	0.00	34,753.87
301-FIRE DEPARTMENT	1,535,368.20	56,330.59	1,358,222.01	89.30	12,850.00	164,296.19
501-POLICE DEPARTMENT	2,498,981.24	157,324.91	2,282,184.67	91.32	0.00	216,796.57
504-ANIMAL CONTROL DEPART	157,030.12	12,925.62	137,481.56	87.55	0.00	19,548.56
550-MUNICIPAL COURT DEPT.	188,836.24	5,564.38	107,880.02	57.13	0.00	80,956.22
602-AIRPORT DEPARTMENT	92,100.00	7,470.85	82,092.32	89.13	0.00	10,007.68
603-STREETS DEPARTMENT	929,778.86	32,228.56	860,867.67	92.62	297.83	68,613.36
650-LIBRARY DEPARTMENT	276,791.48	14,801.63	234,259.86	84.63	0.00	42,531.62
660-MUSEUM DEPARTMENT	162,945.12	5,178.87	151,927.18	93.24	0.00	11,017.94

*** TOTAL EXPENDITURES ***	9,061,608.14	457,489.34	7,822,626.00	86.47	13,147.84	1,225,834.30

** REVENUES OVER (UNDER) EXPENDITURES **	(248,599.14)	(263,065.50)	326,361.35	125.99-	(13,147.84)	(561,812.65)

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: SEPTEMBER 30TH, 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	46,690.00	416,395.40	64.74	0.00	226,747.60
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	46,690.00	416,395.40	63.95	0.00	234,715.60
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EXPENDITURE SUMMARY						
203-JB WELLS PARK	705,673.72	46,945.17	504,844.54	71.54	0.00	200,829.18
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*** TOTAL EXPENDITURES ***	705,673.72	46,945.17	504,844.54	71.54	0.00	200,829.18
	-----	-----	-----	-----	-----	-----
** REVENUES OVER(UNDER) EXPENDITURES **	(54,562.72)	(255.17)	(88,449.14)	162.11	0.00	33,886.42
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CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: SEPTEMBER 30TH, 2020

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	908,850.38	9,698,656.95	88.65	0.00	1,241,193.05
750-REVENUE COLLECTION	221,727.00	2,575.00	243,960.90	110.03	0.00	(22,233.90)
809-HYDRO PLANT CONST.	100.00	0.00	85.84	85.84	0.00	14.16
	-----	-----	-----	-----	-----	-----
*** TOTAL REVENUES ***	11,161,677.00	911,425.38	9,942,703.69	89.08	0.00	1,218,973.31
	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY						
710-ELECTRIC DEPARTMENT	10,761,843.73	159,592.32	8,288,038.13	77.14	13,168.18	2,460,637.42
750-REVENUE COLLECTIONS	257,769.48	18,126.63	247,715.20	96.10	0.00	10,054.28
809-HYDRO PLANT CONST.	343,400.00	930.00	332,226.21	96.75	0.00	11,173.79
	-----	-----	-----	-----	-----	-----
*** TOTAL EXPENDITURES ***	11,363,013.21	178,648.95	8,867,979.54	78.16	13,168.18	2,481,865.49
	=====	=====	=====	=====	=====	=====
** REVENUES OVER (UNDER) EXPENDITURES **	(201,336.21)	732,776.43	1,074,724.15	527.26-	(13,168.18)	(1,262,892.18)
	=====	=====	=====	=====	=====	=====

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: SEPTEMBER 30TH, 2020

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	212,805.57	2,079,050.75	95.96	0.00	87,549.25
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*** TOTAL REVENUES ***	2,166,600.00	212,805.57	2,079,050.75	95.96	0.00	87,549.25
	-----	-----	-----	-----	-----	-----
EXPENDITURE SUMMARY						
720-WATER PRODUCTION DEPT	2,151,712.60	40,479.98	1,597,884.52	76.36	45,252.28	508,575.80
722-SERIES 2011 DEBT SERV	0.00	0.00	0.00	0.00	0.00	0.00
	-----	-----	-----	-----	-----	-----
*** TOTAL EXPENDITURES ***	2,151,712.60	40,479.98	1,597,884.52	76.36	45,252.28	508,575.80
	-----	-----	-----	-----	-----	-----
** REVENUES OVER(UNDER) EXPENDITURES **	14,887.40	172,325.59	481,166.23	928.07	(45,252.28)	(421,026.55)
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C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: SEPTEMBER 30TH, 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	99,745.35	1,240,287.90	85.30	0.00	213,712.10
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL REVENUES ***	1,454,000.00	99,745.35	1,240,287.90	85.30	0.00	213,712.10
	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>
EXPENDITURE SUMMARY						
730-WASTEWATER COLLECTION	1,523,927.56	197,245.42	1,230,599.21	84.30	54,115.00	239,213.35
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL EXPENDITURES ***	1,523,927.56	197,245.42	1,230,599.21	84.30	54,115.00	239,213.35
	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>
** REVENUES OVER(UNDER) EXPENDITURES **	(69,927.56)	(97,500.07)	9,688.69	63.53	(54,115.00)	(25,501.25)
	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: SEPTEMBER 30TH, 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	64,641.39	839,391.34	92.36	0.00	69,458.66
	-----	-----	-----	-----	-----	-----
*** TOTAL REVENUES ***	908,850.00	64,641.39	839,391.34	92.36	0.00	69,458.66
	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY						
740-SOLID WASTE DEPARTMEN	864,354.24	8,555.42	719,842.32	83.28	0.00	144,511.92
	-----	-----	-----	-----	-----	-----
*** TOTAL EXPENDITURES ***	864,354.24	8,555.42	719,842.32	83.28	0.00	144,511.92
	=====	=====	=====	=====	=====	=====
** REVENUES OVER (UNDER) EXPENDITURES **	44,495.76	56,085.97	119,549.02	268.68	0.00	(75,053.26)
	=====	=====	=====	=====	=====	=====

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: SEPTEMBER 30TH, 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	50,603.46	40.48	0.00	74,396.54
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL REVENUES ***	125,000.00	0.00	50,603.46	40.48	0.00	74,396.54
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
EXPENDITURE SUMMARY						
301-STREETS	2,194,800.00	176,837.85	640,582.50	29.19	0.00	1,554,217.50
302-WASTEWATER	1,134,000.00	83,160.90	161,681.11	14.26	0.00	972,318.89
303-ELECTRIC	0.00	0.00	0.00	0.00	0.00	0.00
304-WATER	2,367,629.00	83,160.90	671,154.91	28.35	0.00	1,696,474.09
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL EXPENDITURES ***	5,696,429.00	343,159.65	1,473,418.52	25.87	0.00	4,223,010.48
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
** REVENUES OVER(UNDER) EXPENDITURES **	(5,571,429.00)	(343,159.65)	(1,422,815.06)	25.54	0.00	(4,148,613.94)
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: SEPTEMBER 30TH, 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	1,092,288.88	104.27	0.00	(44,778.88)
*** TOTAL REVENUES ***	1,047,510.00	0.00	1,092,288.88	104.27	0.00	(44,778.88)
EXPENDITURE SUMMARY						
400-DSF GOVERNMENT ACT.	1,046,860.00	0.00	991,752.78	94.74	0.00	55,107.22
*** TOTAL EXPENDITURES ***	1,046,860.00	0.00	991,752.78	94.74	0.00	55,107.22
** REVENUES OVER(UNDER) EXPENDITURES **	650.00	0.00	100,536.10	467.09	0.00	(99,886.10)

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: SEPTEMBER 30TH, 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	85,383.14	452,379.26	125.66	0.00	(92,379.26)
812-MEMORIAL MUSEUM	12,440.00	325.00	26,052.74	209.43	0.00	(13,612.74)
813-FORFEITURES	10,650.00	0.00	2,106.36	19.78	0.00	8,543.64
814-MUNICIPAL COURT	6,600.00	114.59	2,614.91	39.62	0.00	3,985.09
815-ROBERT L BROTHERS	93,745.00	0.00	9,806.47	10.46	0.00	83,938.53
	-----	-----	-----	-----	-----	-----
*** TOTAL REVENUES ***	483,435.00	85,822.73	492,959.74	101.97	0.00	(9,524.74)
	=====	=====	=====	=====	=====	=====
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	22,731.58	403,665.23	70.79	0.00	166,529.89
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	2,587.65	2,635.30	13.87	0.00	16,364.70
815-ROBERT L BROTHERS	43,700.00	300.90	22,206.80	50.82	0.00	21,493.20
	-----	-----	-----	-----	-----	-----
*** TOTAL EXPENDITURES ***	674,895.12	25,620.13	442,907.22	65.63	0.00	231,987.90
	=====	=====	=====	=====	=====	=====
*** REVENUES OVER(UNDER) EXPENDITURES ***	(191,460.12)	60,202.60	50,052.52	26.14-	0.00	(241,512.64)
	=====	=====	=====	=====	=====	=====

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: SEPTEMBER 30TH, 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	72,681.64	991,056.42	95.94	0.00	41,943.58
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL REVENUES ***	1,033,000.00	72,681.64	991,056.42	95.94	0.00	41,943.58
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
EXPENDITURE SUMMARY						
700-ECONOMIC DEVELOPMENT	1,323,216.12	47,153.08	1,017,864.13	76.92	0.00	305,351.99
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL EXPENDITURES ***	1,323,216.12	47,153.08	1,017,864.13	76.92	0.00	305,351.99
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
** REVENUES OVER(UNDER) EXPENDITURES **	(290,216.12)	25,528.56	(26,807.71)	9.24	0.00	(263,408.41)
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
<hr/>			
100-GENERAL FUND			
=====			
<u>CASH</u>			
100 1-001.000	CASH - GENERAL FUND	601,839.60	
100 1-101.505	CASH - AIRPORT IMPROVEMENT	72,895.88	
100 1-101.702	CASH - IND PARK IMPT OIL	0.00	

TOTAL CASH		674,735.48	
 <u>INVESTMENTS</u>			
100 1-103.409	RBFCU-SAVINGS ACCOUNT		0.00
100 1-103.410	CERT OF DEPOSIT-RANDOLPH BROOK		279,769.17
100 1-103.413	MILLER EST. OIL & GAS ROYALTY		14,698.19
100 1-103.419	LIBRARY RESTRICTED USE-DONATIO		0.00
100 1-103.702	IND PARK IMPROVE OIL - INVEST.		0.00

TOTAL INVESTMENTS			294,467.36
 <u>POOLED INVESTMENTS</u>			
100 1-104.002	TEXPOOL- GENERAL FUND		1,271,757.76
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			1,271,757.76
		-----	-----
TOTAL 100-GENERAL FUND		674,735.48	1,566,225.12
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203-JB WELLS FUND			
=====			
<u>CASH</u>			
203 1-001.000	CASH - JB WELLS	(230,771.20)	

TOTAL CASH		(230,771.20)	
		-----	-----
TOTAL 203-JB WELLS PARK FUND		(230,771.20)	0.00
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210-ELECTRIC FUND			
=====			
<u>CASH</u>			
210 1-001.000	CASH - ELECTRIC FUND	1,783,868.96	
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	169,926.00	

TOTAL CASH		1,953,794.96	

CASH & INVESTMENTS BY FUND

AS OF: SEPTEMBER 30TH, 2020 SEPTEMBER 30TH, 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		274,860.05
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			274,860.05
<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		1,781,187.37
210 1-104.606	TEXPOOL - CUSTOMER METER DEP		0.00
210 1-104.706	TEXPOOL - JOHNSON ST PROP		0.00
TOTAL POOLED INVESTMENTS			1,781,187.37
TOTAL 210-ELECTRIC FUND		1,953,794.96	2,056,047.42
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220-WATER FUND			
=====			
<u>CASH</u>			
220 1-001.000	CASH - WATER FUND	849,680.46	
220 1-001.606	CASH CUSTOMER METER DEPOSITS	18,904.00	
TOTAL CASH		868,584.46	
<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		101,782.20
220 1-104.606	CUSTOMER METER DEPOSIT - TXPOL		0.00
TOTAL POOLED INVESTMENTS			101,782.20
TOTAL 220-WATER FUND		868,584.46	101,782.20

CASH & INVESTMENTS BY FUND

AS OF: SEPTEMBER 30TH, 2020 SEPTEMBER 30TH, 2020

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
230-WASTEWATER FUND			
=====			
<u>CASH</u>			
230 1-001.000	CASH - WASTEWATER FUND	254,807.23	
230 1-001.606	CASH CUSTOMER METER DEPOSIT	0.00	

TOTAL CASH		254,807.23	
<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		277,312.71

TOTAL INVESTMENTS			277,312.71
<u>POOLED INVESTMENTS</u>			
230 1-104.000	TEXPOOL - WASTEWATER		0.00
230 1-104.002	TEXPOOL- WASTEWATER FUND		508,910.76

TOTAL POOLED INVESTMENTS			508,910.76
		-----	-----
TOTAL 230-WASTEWATER FUND		254,807.23	786,223.47
<hr/>			
240-SOLID WASTE			
=====			
<u>CASH</u>			
240 1-001.000	CASH - SOLID WASTE FUND	129,326.55	
240 1-001.606	CASH CUSTOMER GARBAGE DEP	0.00	

TOTAL CASH		129,326.55	
<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		129,326.55	0.00

CASH & INVESTMENTS BY FUND

AS OF: SEPTEMBER 30TH, 2020 SEPTEMBER 30TH, 2020

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
250-DSF PROPRIETARY			
=====			

CASH

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

=====

CASH

300 1-001.000	CASH CONTROL - CAPITAL PROJ	(6,455.87)	
300 1-101.301	BOND - CIP	0.00	

TOTAL CASH		(6,455.87)	

POOLED INVESTMENTS

300 1-104.101	CASH-CO SERIES 2019 CIP STREET		1,581,546.71
300 1-104.102	CASH-CO SERIES 2019 CIP W/W		986,943.33
300 1-104.103	CASH-CO SERIES 2019 CIP WATER		1,738,683.27
300 1-104.104	CASH-CO SERIES 2019 CIP GEN.		84,527.38

TOTAL POOLED INVESTMENTS			4,391,700.69

TOTAL 300-CAPITAL PROJECTS-BUSINESS	(6,455.87)		4,391,700.69

400-DSF GOVERNMENTAL ACTI

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CASH

400 1-001.000	CASH - CONTROL ACCT	0.00	
400 1-001.101	CASH-DSF GOV. ACTIVITIES	159,711.32	

TOTAL CASH		159,711.32	

TOTAL 400-DSF GOVERNMENT ACTIVITIES	159,711.32		0.00

500-RESTRICTED USE FUNDS

=====

CASH

500 1-001.000	CASH - CONTROL ACCT	(7,759.26)	
500 1-001.501	CASH - TEXAS CAPITAL	0.00	
500 1-001.502	CASH - HOTEL MOTEL TAX	835,879.34	
500 1-001.503	CASH - MUSEUM FUNDS	34,622.69	
500 1-001.504	CASH - FORFEITURES	23,955.94	

CASH & INVESTMENTS BY FUND

AS OF: SEPTEMBER 30TH, 2020 SEPTEMBER 30TH, 2020

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
500 1-001.505	CASH - MUN CRT CHILD SAFETY	17,030.35	
500 1-001.506	CASH - MUN CRT SECURITY	26,891.90	
500 1-001.507	CASH - MUN CRT TECH	4,770.62	
500 1-001.508	CASH - SPECIAL EXPENSE	6,660.22	
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	104,749.89	
TOTAL CASH		1,046,801.69	
TOTAL 500-RESTRICTED USE FUNDS		1,046,801.69	0.00
=====			
700-COMPONENT UNIT			
=====			
CASH			
700 1-001.000	CASH -CONTROL ACCOUNT	0.00	
700 1-001.101	CASH - ECONOMIC DEV CORP	2,813,260.19	
TOTAL CASH		2,813,260.19	
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		2,813,260.19	0.00
=====			
FUND TOTAL OTHER INVESTMENTS			846,640.12
FUND TOTAL POOLED INVESTMENTS			8,055,338.78
TOTAL CASH AND INVESTMENTS		7,663,794.81	8,901,978.90
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*** END OF REPORT ***

CITY OF GONZALES
REVENUE REPORT
AS OF: SEPTEMBER 30TH, 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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401-TAX REVENUE						
4-401.101 CURRENT PROPERTY TAX	818,886.00	0.00	898,106.19	109.67	0.00	(79,220.19)
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	132,628.48	1,806,160.40	97.63	0.00	43,839.60
4-401.199 PROPERTY TAX-PENALTIES & INT	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 401-TAX REVENUE	2,731,386.00	132,628.48	2,721,374.89	99.63	0.00	10,011.11
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402-FRANCHISE REVENUE						
4-402.201 FRANCHISE - ELECTRIC	1,260,000.00	0.00	1,013,743.28	80.46	0.00	246,256.72
4-402.202 FRANCHISE - WATER	144,550.00	0.00	127,175.47	87.98	0.00	17,374.53
4-402.203 FRANCHISE - WASTEWATER	96,600.00	0.00	75,657.52	78.32	0.00	20,942.48
4-402.204 FRANCHISE - SOLID WASTE	35,200.00	0.00	30,305.42	86.09	0.00	4,894.58
4-402.205 FRANCHISE - CABLE TV	75,000.00	0.00	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	4.01	47,537.21	45.71	0.00	56,462.79
4-402.208 PEG FRANCHISE FEE RESTRICT US	11,800.00	0.00	9,407.94	79.73	0.00	2,392.06
4-402.209 FRANCHISE FEES ACCRUAL	190,000.00	17,893.24	202,799.61	106.74	0.00	(12,799.61)
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TOTAL 402-FRANCHISE REVENUE	1,948,150.00	17,897.25	1,629,893.26	83.66	0.00	318,256.74
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403-LICENSE/FEE/PERMITS						
4-403.301 BUILDING PERMITS	35,000.00	1,193.52	29,185.40	83.39	0.00	5,814.60
4-403.302 PLUMBING & GAS PERMITS	6,000.00	516.00	8,900.00	148.33	0.00	(2,900.00)
4-403.303 ELECTRICAL PERMITS	6,000.00	226.50	8,085.50	134.76	0.00	(2,085.50)
4-403.304 MECHANICAL PERMITS	4,000.00	130.00	3,827.50	95.69	0.00	172.50
4-403.305 DEMOLITION PERMITS	250.00	0.00	125.00	50.00	0.00	125.00
4-403.306 OCCUPATION PERMITS	800.00	210.00	230.00	28.75	0.00	570.00
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	75.00	1,175.00	36.72	0.00	2,025.00
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: SEPTEMBER 30TH, 2020

PAGE: 2

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	300.00	2,284.51	190.38	0.00	(1,084.51)
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	300.00	3,060.00	153.00	0.00	(1,060.00)
4-403.315 SIGNS AND BILLBOARDS PERMITS	650.00	50.00	1,075.00	165.38	0.00	(425.00)
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	200.00	50.00	0.00	200.00
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	3,051.02	58,147.91	97.73	0.00	1,352.09
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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	5,624.00	49,982.06	138.84	0.00	(13,982.06)
4-404.403 PARK FACILITY FEES	10,500.00	330.00	4,300.00	40.95	0.00	6,200.00
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	14.58	12,657.15	97.36	0.00	342.85
4-404.432 GOLF CONCESSION SALES	6,300.00	525.47	6,098.59	96.80	0.00	201.41
4-404.433 GOLF DAILY FEES	42,000.00	7,387.56	47,450.90	112.98	0.00	(5,450.90)
4-404.434 GOLF MEMBERSHIP DUES	32,000.00	400.02	31,976.64	99.93	0.00	23.36
4-404.435 GOLF MERCHANDISE SALES	9,700.00	1,359.83	10,284.31	106.02	0.00	(584.31)
4-404.436 GOLF MISCELLANEOUS	1,000.00	93.05	722.93	72.29	0.00	277.07
4-404.437 GOLF CART RENTAL	26,100.00	4,153.76	30,394.32	116.45	0.00	(4,294.32)
4-404.438 GOLF TOURNAMENT INCOME	4,000.00	0.00	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	0.00	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	19,888.27	201,611.22	104.00	0.00	(7,761.22)
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CITY OF GONZALES
REVENUE REPORT
AS OF: SEPTEMBER 30TH, 2020

100-GENERAL FUND

DEPARTMENT REVENUES

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

405-MUNICIPAL COURT REVEN						
4-405.501 MUNICIPAL COURT FINES/OLD	90,000.00	2,888.15	37,725.64	41.92	0.00	52,274.36
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	173.08	1,490.02	0.00	0.00	(1,490.02)
4-405.544 CORRECTIONAL MANAGEMENT INST.	2.00	1.03	1.03	51.50	0.00	0.97
4-405.545 CONSOLIDATED COURT FEES -STAT	10,000.00	1,359.80	4,800.64	48.01	0.00	5,199.36
4-405.546 FUGITIVE APPREHENSION	10.00	10.37	10.37	103.70	0.00	(0.37)
4-405.547 PREV.JUV.CRIME & DELINQUENCY	5.00	1.03	1.03	20.60	0.00	3.97
4-405.548 MUN CRT TIME PAYMENT FEES	1,000.00	96.35	196.83	19.68	0.00	803.17
4-405.549 TEXAS SEAT BELT	1,000.00	0.00	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	31.10	31.10	62.20	0.00	18.90
4-405.553 STATE OMNI FEES	1,200.00	55.65	235.91	19.66	0.00	964.09
4-405.554 JUDICIAL & COURT TRAINING FD	10.00	4.15	4.15	41.50	0.00	5.85
4-405.555 NEW MUNICIPAL COURT FEES	100.00	0.05	0.47	0.47	0.00	99.53
4-405.556 STATE TRAFFIC FEE	2,000.00	268.35	766.14	38.31	0.00	1,233.86
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	62.55	213.61	21.36	0.00	786.39
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	8.20	2,940.05	34.59	0.00	5,559.95
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	38.80	111.01	18.50	0.00	488.99
4-405.563 CRIMINAL JUSTICE FEE - STATE	25.00	0.54	0.93	3.72	0.00	24.07
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	25.87	82.84	20.71	0.00	317.16

TOTAL 405-MUNICIPAL COURT REVEN	116,932.00	5,025.07	48,833.32	41.76	0.00	68,098.68
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CITY OF GONZALES
REVENUE REPORT
AS OF: SEPTEMBER 30TH, 2020

100-GENERAL FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
406-MISCELLANEOUS REVENUE						
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	0.00	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	430.65	3,340.22	35.16	0.00	6,159.78
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	50,370.00	96.87	0.00	1,630.00
4-406.612 AVIATION FUEL SALES	50,000.00	244.03	40,133.21	80.27	0.00	9,866.79
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	0.00	256.68	0.00	0.00	(256.68)
4-406.619 CEMETERY MONUMENT SETTING FEE	0.00	50.00	225.00	0.00	0.00	(225.00)
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	3,100.00	10,382.50	29.66	0.00	24,617.50
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	875.00	6,940.00	111.94	0.00	(740.00)
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	0.00	210.00	0.00	0.00	(210.00)
4-406.632 REPRODUCTIONS	0.00	66.50	188.50	0.00	0.00	(188.50)
4-406.633 GEDC ADMIN CONTRACT SERVICES	12,000.00	1,000.00	2,000.00	16.67	0.00	10,000.00
4-406.640 OIL AND GAS LEASE & ROYALTIES	56,622.00	0.00	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	0.00	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	3,540.07	34,238.31	122.28	0.00	(6,238.31)
4-406.655 ATTORNEY GEN - SEXUAL ASSAULT	5,000.00	(9,044.65)	0.00	0.00	0.00	5,000.00
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	0.00	17,527.05	97.37	0.00	472.95
4-406.659 MUSEUM DONATIONS & CONTRIBUTI	6,550.00	525.00	4,368.00	66.69	0.00	2,182.00
4-406.660 MUSEUM MONTAGE SALES	14,700.00	387.50	9,078.25	61.76	0.00	5,621.75
4-406.661 CANNON BOOKS	0.00	0.00	0.00	0.00	0.00	0.00

CITY OF GONZALES
REVENUE REPORT
AS OF: SEPTEMBER 30TH, 2020

100-GENERAL FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
4-406.662 DONATIONS - FIRE DEPARTMENT	0.00	0.00	0.00	0.00	0.00	0.00
4-406.664 DONATIONS - POLICE DEPT	0.00	0.00	0.00	0.00	0.00	0.00
4-406.666 REBATES	2,600.00	0.00	2,670.36	102.71	0.00	(70.36)
4-406.667 LEGAL FEES	0.00	0.00	0.00	0.00	0.00	0.00
4-406.668 RESTRICTED USE DONATIONS	0.00	0.00	0.00	0.00	0.00	0.00
4-406.669 GONZALES PD EXPLORER PROGRAM	0.00	0.00	0.00	0.00	0.00	0.00
4-406.670 HAZ-MAT REVENUES	5,500.00	0.00	1,612.00	29.31	0.00	3,888.00
4-406.671 LIBRARY DONATIONS	0.00	0.00	0.00	0.00	0.00	0.00
4-406.672 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	5,389.10	609,267.94	79.76	0.00	154,584.06
407-STREET ASSESSMENT INC						
4-407.701 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
408-INTEREST REVENUES						
4-408.801 INTEREST INCOME	45,000.00	0.00	23,215.74	51.59	0.00	21,784.26
4-408.802 GAIN/LOSS ON INVESTMENTS	0.00	0.00	0.00	0.00	0.00	0.00
4-408.808 INTEREST INCOME-LIBRARY CD	0.00	0.00	0.00	0.00	0.00	0.00
4-408.809 MISCELLANEOUS INTEREST INCOME	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL 408-INTEREST REVENUES	45,000.00	0.00	23,215.74	51.59	0.00	21,784.26

CITY OF GONZALES
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100-GENERAL FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
409-OTHER FINANCING REVEN						
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	10,544.65	10,544.65	175.74	0.00	(4,544.65)
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
TOTAL 409-OTHER FINANCING REVEN	518,273.00	10,544.65	592,099.66	114.24	0.00	(73,826.66)
410-TRANSFERS						
4-410.101 ELECTRIC TRANSFERS	1,572,066.00	0.00	1,442,793.86	91.78	0.00	129,272.14
4-410.102 WATER TRANSFERS	500,000.00	0.00	459,657.57	91.93	0.00	40,342.43
4-410.103 WASTEWATER TRANSFERS	30,000.00	0.00	27,500.00	91.67	0.00	2,500.00
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	316,946.00	94.89	0.00	17,054.00
TOTAL 410-TRANSFERS	2,436,066.00	0.00	2,265,813.33	93.01	0.00	170,252.67
*** TOTAL REVENUES ***	8,813,009.00	194,423.84	8,148,987.35	92.47	0.00	664,021.65

CITY OF GONZALES
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203-JB WELLS PARK FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
404-PARKS FEES REVENUE						
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	1,300.00	4,100.00	51.25	0.00	3,900.00
4-404.408 JBW CONCESSION	9,600.00	1,600.00	7,200.00	75.00	0.00	2,400.00
4-404.409 JBW ARENA FEES	84,000.00	6,420.00	54,712.50	65.13	0.00	29,287.50
4-404.410 JBW HORSE STALL RENTAL	120,000.00	10,310.00	87,110.00	72.59	0.00	32,890.00
4-404.411 JBW RV SITE RENTAL	80,000.00	11,700.00	102,575.00	128.22	0.00	(22,575.00)
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	8,050.00	43,700.00	51.41	0.00	41,300.00
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	0.00	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	7,310.00	49,065.00	75.48	0.00	15,935.00
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	0.00	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
TOTAL 404-PARKS FEES REVENUE	643,143.00	46,690.00	416,395.40	64.74	0.00	226,747.60
406-MISCELLANEOUS REVENUE						
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
TOTAL 406-MISCELLANEOUS REVENUE	7,968.00	0.00	0.00	0.00	0.00	7,968.00
*** TOTAL REVENUES ***	651,111.00	46,690.00	416,395.40	63.95	0.00	234,715.60

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210-ELECTRIC FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
<hr/>						
<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	885,520.21	9,381,605.62	89.35	0.00	1,118,394.38
4-710.152 PENALTIES	102,000.00	9,644.97	71,111.59	69.72	0.00	30,888.41
4-710.153 MATERIAL SALES	25,000.00	998.40	26,510.98	106.04	0.00	(1,510.98)
4-710.154 SECURITY LIGHT RENTAL	68,000.00	5,546.67	66,791.58	98.22	0.00	1,208.42
4-710.155 UTILITY POLE RENTAL	95,000.00	0.00	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	0.00	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	1,500.00	100.00	0.00	0.00
4-710.172 SAME DAY CONNECTS	750.00	100.00	700.00	93.33	0.00	50.00
4-710.173 NEW SERVICE	7,500.00	585.00	6,578.00	87.71	0.00	922.00
4-710.174 PAYMENT EXTENSION	38,000.00	3,450.00	33,600.00	88.42	0.00	4,400.00
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	1,255.13	36,642.40	50.89	0.00	35,357.60
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	1,500.00	1,500.00	0.00	0.00	(1,500.00)
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	908,850.38	9,698,656.95	88.65	0.00	1,241,193.05
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CITY OF GONZALES
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210-ELECTRIC FUND

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
<u>750-REVENUE COLLECTION</u>						
4-750.551 SALES TAX DISCOUNT	1,130.00	0.00	906.35	80.21	0.00	223.65
4-750.552 HOT CHECK FEES	1,500.00	75.00	1,225.00	81.67	0.00	275.00
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	2,500.00	20,575.00	82.30	0.00	4,425.00
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	221,039.00	114.13	0.00	(27,362.00)
4-750.950 TRANSFER FROM WATER FUND	0.00	0.00	0.00	0.00	0.00	0.00
 TOTAL 750-REVENUE COLLECTION	 221,727.00	 2,575.00	 243,960.90	 110.03	 0.00	 (22,233.90)
 <u>809-HYDRO PLANT CONST.</u>						
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
 TOTAL 809-HYDRO PLANT CONST.	 100.00	 0.00	 85.84	 85.84	 0.00	 14.16
 *** TOTAL REVENUES ***	 11,161,677.00	 911,425.38	 9,942,703.69	 89.08	 0.00	 1,218,973.31

C I T Y O F G O N Z A L E S
REVENUE REPORT
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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	203,508.14	2,000,693.87	96.89	0.00	64,306.13
4-720.152 PENALTIES	20,000.00	2,153.99	16,094.75	80.47	0.00	3,905.25
4-720.153 MATERIAL SALES	0.00	72.00	584.00	0.00	0.00	(584.00)
4-720.156 WATER MISCELLANEOUS	100.00	0.00	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	4,059.60	27,558.48	103.99	0.00	(1,058.48)
4-720.159 GONZALES COUNTY WATER SALES	28,000.00	1,261.84	15,735.64	56.20	0.00	12,264.36
4-720.164 MISCELLANEOUS INCOME	0.00	0.00	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	6,738.76	51.84	0.00	6,261.24
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	1,750.00	11,250.00	80.36	0.00	2,750.00
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	212,805.57	2,079,050.75	95.96	0.00	87,549.25
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*** TOTAL REVENUES ***	2,166,600.00	212,805.57	2,079,050.75	95.96	0.00	87,549.25
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CITY OF GONZALES
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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	94,233.11	1,167,286.83	84.59	0.00	212,713.17
4-730.152 PENALTIES	12,000.00	917.58	8,545.95	71.22	0.00	3,454.05
4-730.153 MATERIAL SALES	23,000.00	1,517.00	23,303.00	101.32	0.00	(303.00)
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	0.00	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	1,577.66	13,936.59	58.07	0.00	10,063.41
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	1,500.00	27,000.00	180.00	0.00	(12,000.00)
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	99,745.35	1,240,287.90	85.30	0.00	213,712.10
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*** TOTAL REVENUES ***	1,454,000.00	99,745.35	1,240,287.90	85.30	0.00	213,712.10
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CITY OF GONZALES
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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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740-SOLID WASTE DEPARTMEN						
4-740.151 SALES	880,000.00	62,863.42	817,807.75	92.93	0.00	62,192.25
4-740.152 PENALTIES	15,000.00	1,077.97	10,658.93	71.06	0.00	4,341.07
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	700.00	9,825.00	85.43	0.00	1,675.00
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	794.55	39.73	0.00	1,205.45
4-740.551 SALES TAX DISCOUNT	350.00	0.00	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	64,641.39	839,391.34	92.36	0.00	69,458.66
	=====	=====	=====	=====	=====	=====
*** TOTAL REVENUES ***	908,850.00	64,641.39	839,391.34	92.36	0.00	69,458.66
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CITY OF GONZALES
REVENUE REPORT
AS OF: SEPTEMBER 30TH, 2020

250-DSF PROPRIETARY

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
<hr/>						
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: SEPTEMBER 30TH, 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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<u>300-CAPITAL PROJECTS-BUS</u>						
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	50,603.46	40.48	0.00	74,396.54
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	50,603.46	40.48	0.00	74,396.54
	=====	=====	=====	=====	=====	=====
 *** TOTAL REVENUES ***	 125,000.00	 0.00	 50,603.46	 40.48	 0.00	 74,396.54
	=====	=====	=====	=====	=====	=====

CITY OF GONZALES
REVENUE REPORT
AS OF: SEPTEMBER 30TH, 2020

400-DSF GOVERNMENT ACTIVITIES

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>						
4-400.101 I & S PROPERTY TAX REVENUE	574,800.00	0.00	616,436.54	107.24	0.00	(41,636.54)
4-400.251 INTEREST INCOME	650.00	0.00	3,792.34	583.44	0.00	(3,142.34)
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	1,092,288.88	104.27	0.00	(44,778.88)
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*** TOTAL REVENUES ***	1,047,510.00	0.00	1,092,288.88	104.27	0.00	(44,778.88)
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CITY OF GONZALES
REVENUE REPORT
AS OF: SEPTEMBER 30TH, 2020

500-RESTRICTED USE FUNDS

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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<u>410-TRANSFERS</u>						
4-410.107 TRANSFER FROM GEDC-EXPO	0.00	0.00	0.00	0.00	0.00	0.00
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TOTAL 410-TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00
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 <u>810-JB WELLS EXPO CENTER</u>						
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
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TOTAL 810-JB WELLS EXPO CENTER	0.00	0.00	0.00	0.00	0.00	0.00
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 <u>811-HOTEL/MOTEL</u>						
4-811.109 HOTEL OCCUPANCY TAX	342,000.00	79,383.14	406,579.54	118.88	0.00	(64,579.54)
4-811.110 REIMBURSEMENT OF LEGAL FEES	0.00	6,000.00	36,898.07	0.00	0.00	(36,898.07)
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	8,901.65	49.45	0.00	9,098.35
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TOTAL 811-HOTEL/MOTEL	360,000.00	85,383.14	452,379.26	125.66	0.00	(92,379.26)
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 <u>812-MEMORIAL MUSEUM</u>						
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	325.00	5,800.00	82.86	0.00	1,200.00
4-812.801 INTEREST INCOME	440.00	0.00	252.74	57.44	0.00	187.26
4-812.901 GRANTS	5,000.00	0.00	20,000.00	400.00	0.00	(15,000.00)
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TOTAL 812-MEMORIAL MUSEUM	12,440.00	325.00	26,052.74	209.43	0.00	(13,612.74)
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CITY OF GONZALES
REVENUE REPORT
AS OF: SEPTEMBER 30TH, 2020

500-RESTRICTED USE FUNDS

DEPARTMENT REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
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813-FORFEITURES						
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	296.88	45.67	0.00	353.12
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)
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TOTAL 813-FORFEITURES	10,650.00	0.00	2,106.36	19.78	0.00	8,543.64
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814-MUNICIPAL COURT						
4-814.100 TRANSFERS FROM GENERAL FUND	5,000.00	114.59	2,026.24	40.52	0.00	2,973.76
4-814.501 MUNICIPAL COURT INTEREST	1,600.00	0.00	588.67	36.79	0.00	1,011.33
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
TOTAL 814-MUNICIPAL COURT	6,600.00	114.59	2,614.91	39.62	0.00	3,985.09
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815-ROBERT L BROTHERS						
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	1,227.72	43.85	0.00	1,572.28
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 SHELVEING 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)
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TOTAL 815-ROBERT L BROTHERS	93,745.00	0.00	9,806.47	10.46	0.00	83,938.53
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*** TOTAL REVENUES ***	483,435.00	85,822.73	492,959.74	101.97	0.00	(9,524.74)
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C I T Y O F G O N Z A L E S
REVENUE REPORT
AS OF: SEPTEMBER 30TH, 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: SEPTEMBER 30TH, 2020

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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-EXPO	0.00	0.00	0.00	0.00	0.00	0.00
4-700.130 HALF CENT SALES TAX - 4B	925,000.00	66,314.24	903,080.19	97.63	0.00	21,919.81
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	5,903.00	26,983.00	0.00	0.00	(26,983.00)
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	464.40	50,980.77	56.65	0.00	39,019.23
4-700.930 LOAN REPAYMENTS	0.00	0.00	0.00	0.00	0.00	0.00

TOTAL 700-ECONOMIC DEVELOPMENT	1,033,000.00	72,681.64	991,056.42	95.94	0.00	41,943.58
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*** TOTAL REVENUES ***	1,033,000.00	72,681.64	991,056.42	95.94	0.00	41,943.58
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