

**CITY OF GONZALES, TEXAS
CITY COUNCIL MEETING
GONZALES MUNICIPAL BUILDING 820 ST. JOSEPH STREET
AGENDA –JULY 13, 2023 6:00 P.M.**

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.

All remarks shall be addressed to the Council as a body, and not to any individual member thereof. Any person making personal, impertinent, or slanderous remarks while addressing the Council may be requested to leave the meeting.

Discussion by the Council of any item not on the agenda shall be limited to statements of specific factual information given in response to any inquiry, a recitation of existing policy in response to an inquiry, and/or a proposal to place the item on a future agenda. The presiding officer, during the Hearing of Residents portion of the agenda, will call on those persons who have signed up to speak in the order they have registered.

PRESENTATIONS

1.1 Presentation from Gonzales Fire and Rescue Station No. 2 Programming and Conceptual Study presented by Brown Reynolds Watford Architects Inc.

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 June 8, 2023 Regular Meeting
- 2.2 Discuss, Consider & Possible Action on **Resolution #2023-76** Approving a Termination of Original Agreement by and between the Gonzales Economic Development Corporation and Winbin Ventures, LLC
- 2.3 Discuss, Consider & Possible Action on **Resolution #2023-77** Approving additional street closures for the Come & Take It Celebration on October 6, 7, 8, 2023 to accommodate the expected increase in cars for the Gonzales Classic Cruisers event

- 2.4 Discuss, Consider & Possible Action on **Resolution #2023-78** Authorizing the City Manager to Execute a License Agreement with the Gonzales United Soccer Club a division of Lockhart Youth Soccer Association
- 2.5 Discuss, Consider & Possible Action on **Resolution #2023-79** Declaring Certain City Property Surplus and Authorizing the Sale of Said Property in the manner most advantageous to the City of Gonzales

RESOLUTION

- 3.2 Discuss, Consider & Possible Action on **Resolution #2023-80** Approving Policies and Procedures relating to the naming of parks and trails in the City of Gonzales

ORDINANCES

- 4.1 Discuss, Consider & Possible Action on **Ordinance #2023-9** Approving Budget Amendments to the Operating Budget for the Fiscal Year October 1, 2022, and Ending September 30, 2023; General Fund: \$1,104,915.10 in Expenses and \$1,069,929.10 in Revenue; Water Fund: \$1,158,067.34 in expenses; Electric Fund \$680,830.00

STAFF/BOARD REPORTS

- 5.1 Finance Director will provide feedback on any questions regarding:
 - Financial Reports for funds as of June 30, 2023
 - Cash & Investment by Fund as of June 30, 2023
- 5.2 City Manager, Tim Crow will update the City Council on the following:
 - Timeline on Capital Improvement and Departmental Projects
 - Recently Completed Projects
 - Projects Currently in Process
 - Upcoming Projects

CLOSED SESSION

- 6.1 (1) Pursuant to Section 551.074 of the Texas Government Code, the City of Gonzales will consult in closed session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.
 - A) City Manager Evaluation
- (2) Pursuant to Section 551.071 of the Texas Government Code, the City of Gonzales will consult in closed session with its attorney to receive legal advice regarding pending or contemplated litigation, a settlement offer, or matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter”, to include the following matters:
 - A) Unopened portion of King Street
 - B) Consider an offer to sell a portion of an unopened City Street
 - C) Discussion regarding the Gonzales Chamber of Commerce Publicity and Tourism Agreement

(3) Pursuant to Section 551.087 of the Texas Government Code, the City of Gonzales will consult in closed session (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1) to include the following matters:

A) 510 St. Paul Street

RETURN TO OPEN SESSION

7.1 Discuss, Consider & Possible Action regarding matters discussed in closed session, and/or other actions necessary or recommended related to such discussions in closed session

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.

I certify that a copy of the July 13, 2023, agenda of items to be considered by the Gonzales City Council was posted on the City Municipal Building bulletin board on the 10th day of July 2023 at 5:00 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting. I further certify that the above agenda was removed on _____ day of _____, 2023 at _____ am/pm. I further certify that the following News Media were properly notified of the above stated meeting: Gonzales Inquirer.

Kristina Vega, City Secretary

The meeting facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodation or interpretive services must be made 48 hours prior to this meeting. Please Contact the City Secretary's office at (830)672-2815 for further information.

**CITY OF GONZALES, TEXAS
CITY COUNCIL MEETING
MINUTES – JUNE 8, 2023**

The regular meeting of the City Council was held on **June 8, 2023**, at 6:00 p.m. at the Gonzales Municipal Building, 820 St. Joseph Street. This was an OPEN MEETING, open to the public, subject to the open meeting laws of the State of Texas and, as required by law, was duly posted, at the Gonzales Municipal Building, giving notice of time, date, place, and agenda thereof. The meeting notice, agenda and agenda packet were posted online at www.gonzales.texas.gov.

CALL TO ORDER, INVOCATION, AND PLEDGES OF ALLEGIANCE

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

Attendee Name	Title	Status
Steve Sucher	Mayor	Present
Joseph Kridler	Council Member, District 1	Absent
Sherri Koepp	Council Member, District 2, Mayor Pro Tem	Present
Lorenzo Hernandez	Council Member, District 3	Present
Ronda Miller	Council Member, District 4	Present

STAFF PARTICIPATING:

Tim Crow-City Manager, Kristina Vega-City Secretary, Laura Zella-Finance Director, Tammy West-Police Lt., Gayle Autry-Police Chief, Nick DeLeon-Electric Director & Susan Sankey-Economic Development Director.

CITY EVENTS AND ANNOUNCEMENTS

- Announcements of upcoming City Events-Mayor Sucher reminded the community of the upcoming events for the community.
- Announcements and recognitions by the City Manager- City Manager introduced the Gonzales Economic Development Director Susan Sankey.
- Announcements and recognitions by the Mayor- Mayor Sucher acknowledged the good job that the Animal Control and Code Enforcement officers are doing.
- Recognition of actions by City employees-None
- Recognition of actions by community volunteers-None

HEARING OF RESIDENTS

Deanne Novosad Executive Director of Norma's House, the Childrens Advocacy Center here in Gonzales spoke regarding the services that Norma's House provides to children that are a victim of crime. She thanked the City Council for the funding assistance provided in the past and asked that they consider Norma's House in the upcoming budget process.

Mary Anne MacLean, Chris Weaver, Glynda Christian, Judith Tor and Juliana Hennig spoke on behalf of and expressed their concerns on behalf of the Friends of Gonzales Animal Shelter.

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.

- 1.1 **Minutes** - Approval of the minutes for the May 11, 2023 Regular Meeting & May 25, 2023 Called Meeting
- 1.2 Discuss, Consider & Possible Action on **Resolution #2023-68** Declaring Certain City Property Surplus and Authorizing the Sale of Said Property in the manner most advantageous to the City of Gonzales
- 1.3 Discuss, Consider & Possible Action on **Resolution #2023-69** Authorizing the Expenditure in an Amount Not to Exceed \$72,500.00 for the Change Out of Electrical Poles
- 1.4 Discuss, Consider & Possible Action on **Resolution #2023-70** Authorizing the Expenditure in an Amount Not to Exceed \$160,134.00 for the Replacement of Underground Wiring and Pedestals at Independence Square
- 1.5 Discuss, Consider & Possible Action on **Resolution #2023-71** Authorizing an Expenditure in an Amount Not to Exceed \$1,500.00 from the Restricted Use Municipal Court Security Fund for City Staff to attend Training related to Municipal Court Security

ACTION: Items 1.1 through 1.5

APPROVED

Council Member Koepp moved to approve the consent agenda Item 1.1 through 1.5. Council Member Hernandez seconded the motion. Mayor Sucher called for a roll call vote. For: Unanimous. The motion passed 4 to 0.

RESOLUTIONS

- 2.1 Discuss, Consider & Possible Action on **Resolution #2023-72** Appointing a Mayor Pro Tem for the City of Gonzales

ACTION: Item 2.1

APPROVED

Council Member Hernandez moved to approve **Resolution #2023-72** Appointing Sherri Koepp as Mayor Pro Tem for the City of Gonzales. Council Member Miller seconded the motion. Mayor Sucher called for a roll call vote. For: Unanimous. The motion passed 4 to 0.

- 2.2 Discuss, Consider & Possible Action on **Resolution #2023-73** Authorizing the Gonzales Noon Lions Club to construct a Sunshade at the Splashpad and repair/replace existing playscapes on City property located at the Lions Park between St. Lawrence Street & St Louis Street and approving the City's Financial Contribution to the project

ACTION: Items 2.2

APPROVED

Council Member Miller moved to approve **Resolution #2023-73** Authorizing the Gonzales Noon Lions Club to construct a Sunshade at the Splashpad and repair/replace existing playscapes on City property located at the Lions Park between St. Lawrence Street & St Louis Street and approving the City's Financial Contribution to the project. Council Member Koepp seconded the motion. Mayor Sucher called for a roll call vote. For: Unanimous. The motion passed 4 to 0.

- 2.3 Discuss, Consider & Possible Action on **Resolution #2023-74** Authorizing the City Manager to execute an agreement with Lower Colorado River Authority (LCRA) for the Sale or Purchase of Renewable Energy Credits (RECs)

ACTION: Item 2.3

APPROVED

Council Member Miller moved to approve **Resolution #2023-74** Authorizing the City Manager to execute an agreement with Lower Colorado River Authority (LCRA) for the Sale or Purchase of Renewable Energy Credits (RECs). Council Member Hernandez seconded the motion. Mayor Sucher called for a roll call vote. For: Unanimous. The motion passed 4 to 0.

- 2.4 Discuss, Consider & Possible Action on **Resolution #2023-75** Approving Changes to the Job Descriptions for the following: JB Wells Park, Parks, Street and Solid Waste Departments Equipment Operator I Positions and Building Official Position

ACTION: Item 2.4

APPROVED

Council Member Miller moved to approve **Resolution #2023-75** Approving Changes to the Job Descriptions for the following: JB Wells Park, Parks, Street and Solid Waste Departments Equipment Operator I Positions and Building Official Position. Council Member Hernandez seconded the motion. Mayor Sucher called for a roll call vote. For: Unanimous. The motion passed 4 to 0.

ORDINANCES

- 3.1 Discuss, Consider & Possible Action on **Ordinance #2023-8** Appointing Crystal Cedillo, Gonzales County Tax Assessor-Collector, as the Individual to Calculate and Prepare the 2023 No-New Revenue and Voter-Approval Tax Rates for the City of Gonzales

ACTION: Item 3.1

APPROVED

Council Member Koepp moved to approve **Ordinance #2023-8** Accepting the Proposals and Awarding the Contract for the 2022 Street Improvement Projects to Central Texas Site Prep, LLC. Council Member Miller seconded the motion. Mayor Sucher called for a roll call vote. For: Unanimous. The motion passed 4 to 0.

STAFF/BOARD REPORTS

- 4.1 Finance Director provided feedback on any questions regarding:
- Financial Reports for funds as of May 31, 2023
 - Cash & Investment by Fund as of May 31, 2023
- 4.2 City Manager, Tim Crow provided a brief update to the City Council on the following:
- Timeline on Capital Improvement and Departmental Projects
 - Recently Completed Projects
 - Projects Currently in Process
 - Upcoming Projects

CONVENE INTO CLOSED SESSION:

The Council convened into closed session at 6:58 p.m.

CLOSED SESSION

- 5.1 (1) Pursuant to Section 551.071 of the Texas Government Code, the City of Gonzales will consult in closed session with its attorney to receive legal advice regarding pending or contemplated litigation, a settlement offer, or matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter”, to include the following matters:
- A) Unopened portion of King Street
 - B) Consider an offer to sell a portion of an unopened City Street

RETURN TO OPEN SESSION

The Council convened into open session at 7:27 p.m.

- 6.1 Discuss, Consider & Possible Action regarding matters discussed in closed session, and/or other actions necessary or recommended related to such discussions in closed session

NO ACTION was taken.

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

No requests or announcements were made.

ADJOURN

On a motion by Council Member Koepp and second by Council Member Hernandez, the meeting was adjourned at 7:28 p.m.

Approved this 13th day of July, 2023.

Mayor, S.H. Sucher

Kristina Vega, City Secretary

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-76 Approving a Termination of Original Agreement by and Between the Gonzales Economic Development Corporation and Winbin Ventures, LLC.

DATE: July 13, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

In September 2021 the GEDC passed and approved the Economic Development Lending and Collections policy allowing for past loans to be repaid for 50% of the original loan agreement and offer a forgiveness of the remaining 50%.

May 12, 2022 the Gonzales City Council approved a second amendment to loan agreement by and between the Gonzales Economic Development Corporation and Winbin Ventures, LLC. In the agreement under Section 2(d) the remaining principal balance was \$53,057.01 as of June 17, 2022.

As of June 19, 2023 the remaining principal balance due to be eligible for loan forgiveness was \$19,174.33. On Thursday June 22, 2023 Kris Binnion made an ACH payment in the amount of \$19,174.33 and has asked for loan forgiveness for the remainder of their loan agreement per Section 2(d) of their second amendment to loan agreement.

On Monday June 26, 2023 the GEDC Board of Directors voted unanimously to terminate the Loan Agreement by and between the GEDC and Winbin Ventures, LLC.

POLICY CONSIDERATIONS:

The Gonzales Economic Development Corporation approved an Economic Development Lending and Collections Policy in September 2021 to allow for repayment of 50% of the original principal balance and 50% forgiveness on the remaining principal balance.

FISCAL IMPACT:

The GEDC has been repaid \$19,174.33 to amount for the 50% of the agreed upon note in the Second Amendment to Agreement that was approved by City Council on May 12, 2022.

ATTACHMENTS:

Termination of Loan Agreement

STAFF RECOMMENDATIONS:

Staff respectfully recommends the City Council approve the termination of loan agreement.

RESOLUTION NO. 2023-76

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS, APPROVING A TERMINATION OF ORIGINAL AGREEMENT BY AND BETWEEN THE GONZALES ECONOMIC DEVELOPMENT CORPORATION AND WINBIN VENTURES, LLC, AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, on or about April 8, 2013, the Lender and Borrower entered into the original Loan Agreement (hereinafter referred to as the “Original Agreement”) regarding the construction of a 53 room, three (3) story limited-service hotel, located on an approximately 5.538-acre tract of land, and 0.382-acre tract of land, located in the City of Gonzales, Gonzales County, Texas; and

WHEREAS, on or about July 11, 2018, the Lender and Borrower entered into the First Amendment to Loan Agreement (hereinafter referred to as the “First Amendment”) to address the repayment of the loan; and

WHEREAS, on to about June 29, 2022, the GEDC and Developer entered into the Second Amendment to Loan Agreement (hereinafter referred to as the “Second Agreement”) to address the repayment of the loan; and

WHEREAS, on March 13, 2020, the President of the United States declared the COVID-19 outbreak a national health emergency beginning on March 1, 2020; and

WHEREAS, on March 13, 2020, the Governor of the State of Texas declared a state of disaster for all counties in Texas in response to the COVID-19 outbreak and as of the Effective Date of this Termination Agreement the state of disaster remains ongoing; and

WHEREAS, pursuant to the terms of the Original Agreement Developer was required to repay the loan consistent with the terms of the Original Agreement, as amended by the First Amendment and Second Amendment; and

WHEREAS, Developer has repaid to GEDC an amount equal to or exceeding fifty percent (50%) of the original loan amount; and

WHEREAS, Developer has complied with all terms and conditions of the Original Agreement, as amended by the First Amendment and Second Amendment; and

WHEREAS, Developer has continued to employ and retain jobs within the City of Gonzales, Texas; and

WHEREAS, GEDC desires to assist the Developer in remaining open to the public and employing and retaining jobs within the City of Gonzales, Texas; and

WHEREAS, Sections 501.101, 501.103, 501.105, and 505.158 of the Texas Local Government Code authorizes the GEDC to provide financial assistance consistent with the terms of those statutes; and

WHEREAS, the GEDC and Developer now desire to terminate the Original Agreement, as amended by the First Amendment and Second Amendment, and any other amendments related thereto.

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

Section 1. The City Council of the City of Gonzales does hereby approve the Termination of the Original Agreement and any amendments related thereto consistent with the terms of the Termination Agreement by and between the Gonzales Economic Development Corporation and Winbin Ventures, LLC, a copy of which is attached hereto as ***Exhibit A***, and is incorporated herein for all purposes.

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 13th day of July, 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

Exhibit A

[Termination of Agreement]

TERMINATION OF ORIGINAL AGREEMENT

This Termination of Original Agreement (hereinafter referred to as the “Termination Agreement”) is hereby entered into on the ____ day of July, 2023, by the **GONZALES ECONOMIC DEVELOPMENT CORPORATION**, a Texas non-profit corporation (hereinafter referred to as the “GEDC”) and **WINBIN VENTURES, LLC**, a Texas limited liability company (hereinafter referred to as the “Developer”).

R E C I T A L S:

WHEREAS, on or about April 8, 2013, the Lender and Borrower entered into the original Loan Agreement (hereinafter referred to as the “Original Agreement”) regarding the construction of a 53 room, three (3) story limited-service hotel, located on an approximately 5.538-acre tract of land, and 0.382-acre tract of land, located in the City of Gonzales, Gonzales County, Texas; and

WHEREAS, on or about July 11, 2018, the Lender and Borrower entered into the First Amendment to Loan Agreement (hereinafter referred to as the “First Amendment”) to address the repayment of the loan; and

WHEREAS, on to about June 29, 2022, the GEDC and Developer entered into the Second Amendment to Loan Agreement (hereinafter referred to as the “Second Agreement”) to address the repayment of the loan; and

WHEREAS, on March 13, 2020, the President of the United States declared the COVID-19 outbreak a national health emergency beginning on March 1, 2020; and

WHEREAS, on March 13, 2020, the Governor of the State of Texas declared a state of disaster for all counties in Texas in response to the COVID-19 outbreak and as of the Effective Date of this Termination Agreement the state of disaster remains ongoing; and

WHEREAS, pursuant to the terms of the Original Agreement Developer was required to repay the loan consistent with the terms of the Original Agreement, as amended by the First Amendment and Second Amendment; and

WHEREAS, Developer has repaid to GEDC an amount equal to or exceeding fifty percent (50%) of the original loan amount; and

WHEREAS, Developer has complied with all terms and conditions of the Original Agreement, as amended by the First Amendment and Second Amendment; and

WHEREAS, Developer has continued to employ and retain jobs within the City of Gonzales, Texas; and

WHEREAS, GEDC desires to assist the Developer in remaining open to the public and employing and retaining jobs within the City of Gonzales, Texas; and

WHEREAS, Sections 501.101, 501.103, 501.105, and 505.158 of the Texas Local Government Code authorizes the GEDC to provide financial assistance consistent with the terms of those statutes; and

WHEREAS, the GEDC and Developer now desire to terminate the Original Agreement, as amended by the First Amendment and Second Amendment, and any other amendments related thereto.

NOW, THEREFORE, for and in consideration of the foregoing premises and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, GEDC and Developer covenant and agree as follows:

SECTION 1. FINDINGS INCORPORATED.

The foregoing recitals are hereby incorporated into the body of this Termination Agreement and shall be considered part of the mutual covenants, consideration and promises that bind the parties.

SECTION 2. TERMINATION OF ORIGINAL AGREEMENT AND ANY AMENDMENTS.

- (a) The Original Agreement, as amended by the First Amendment and Second Amendment, and any other amendments related thereto by and between the GEDC and Developer are hereby terminated.
- (b) GEDC and Developer covenant and agree that each party shall have no further obligation to the other party under the Original Agreement, as amended by the First Amendment and Second Amendment, and any other amendments related thereto.

IN WITNESS WHEREOF, the parties hereto have executed this Termination Agreement on the day and year first above-written (the "Effective Date").

GEDC:

***GONZALES ECONOMIC
DEVELOPMENT CORPORATION,***
a Texas non-profit corporation

By: _____
Ken Morrow, President

Date Signed: _____

DEVELOPER:

WINBIN VENTURES, LLC,
a Texas limited liability company

By: _____

Kris Binnion, Managing Member

Date Signed: _____

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-77 Approving additional street closures for the Come & Take It Celebration on October 6, 7, 8, 2023 to accommodate the expected increase in cars for the Gonzales Classic Cruisers event

DATE: July 13, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The Come and Take It Celebration is the largest event held in downtown Gonzales with over 5,000 participants daily. There are over 100 assorted merchant and food related vendors and carnival set-up around the squares and courthouse grounds for this event. Attendance for 2023 is anticipated to be approximately 10,000-15,000 participants and spectators. Gonzales Chamber of Commerce desires to enter into an agreement with the City of Gonzales to funding to operate this event.

The City Council previously approved the event and closures during the May 11, 2023 City Council meeting. However, as the planning progressed for the event the Come & Take It Committee discussed seeking street closures to include the 700 Block of St. Joseph, reaching up to Family Dollar, and considering street closures in both east and west directions on St. Francis (300 and 400 Block of St. Francis). The westward closure would extend up to Fire City Grill, while the eastward closure would stretch towards St. Paul. The committee is making these requests due to the expected increase in cars for the Gonzales Classic Cruisers event this year.

POLICY CONSIDERATIONS:

This event was previously approved during the May 11, 2023 City Council meeting but are seeking council approval to include additional street closures. There will be no added cost for these additional closures. City Council hereby finds that said events increase the community spirit of the City of Gonzales and serve a public purpose.

FISCAL IMPACT:

There is no additional fiscal impact from the previously approved In-Kind contributions due to additional barricades not being needed. City staff will simply place the barricades in a different location for them to be set in place for the event.

STAFF RECOMMENDATION:

Staff respectfully recommends the approval of this resolution.

RESOLUTION NO. 2023-77

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS APPROVING ADDITIONAL STREET CLOSURES FOR THE COME & TAKE IT CELEBRATION ON OCTOBER 6, 7, 8, 2023 TO ACCOMMODATE THE EXPECTED INCREASE IN CARS FOR THE GONZALES CLASSIC CRUISERS EVENT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, city staff received an event request from the Gonzales Chamber of Commerce for permission to close city streets, Independence Square and Texas Hero Square in order to hold the annual Come & Take It Celebration on October 6, 7, 8, of 2023; and

WHEREAS, Come & Take It Celebration is anticipating 10,000-15,000 participants and spectators in attendance; and,

WHEREAS, City Council previously approved the event and closures during the May 11, 2023 City Council meeting; and

WHEREAS, the Come & Take It Committee discussed requesting additional closures at their board meeting due to the expected increase in cars for the Gonzales Classic Cruisers event this year; and

WHEREAS, the closures will include the 700 Block of St. Joseph, reaching up to Family Dollar, and considering street closures in both east and west directions on St. Francis (300 and 400 Block of St. Francis); and

WHEREAS, the City Council hereby approves amending the event to include closure of the 700 Block of St. Joseph Street and the 300 and 400 Block of St. Francis Street for the duration of the Come & Take It Celebration on October 6-8, 2023 to accommodate the additional space for the Gonzales Classic Cruisers event this year.

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

Section 1. The City Council of the City of Gonzales, Texas hereby Approving additional street closures for the Come & Take It Celebration on October 6, 7, 8, 2023 to accommodate the expected increase in cars for the Gonzales Classic Cruisers event.

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 13th day of July, 2023.

Mayor, S. H. Sucher

ATTEST:

Kristina Vega, City Secretary

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-78 Authorizing the City Manager to Execute a License Agreement with the Gonzales United Soccer Club a division of Lockhart Youth Soccer Association

DATE: July 13, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The City of Gonzales has provided the soccer fields for Gonzales United Soccer Club for years at no cost. This league is now under the direction of Shea Seip- Gonzales United Soccer Club. There has never been a license agreement in place for the use of the facilities.

City staff has met with the Gonzales United Soccer Club Member and discussed the Agreement together and both parties understand why this agreement is needed. City staff will be available to answer any questions asked by the council.

POLICY CONSIDERATIONS:

A License Agreement is needed for citizens utilizing city property.

FISCAL IMPACT:

This License Agreement includes a \$3 registration fee per participant.

STAFF RECOMMENDATION:

Staff respectfully recommend the approval of this resolution.

RESOLUTION NO. 2023-78

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE A LICENSE AGREEMENT WITH THE GONZALES UNITED SOCCER CLUB A DIVISION OF LOCKHART YOUTH SOCCER ASSOCIATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Gonzales desire to execute a facility license agreement for the use of the soccer fields at Gonzales City Soccer Fields in the East Lions Parks, Brickyard Soccer Fields, Quadplex Fields and J.B. Wells Soccer Field, and

WHEREAS, the provision of opportunities for Gonzales youth to participate in team sports serves an important public purpose of the community; and

WHEREAS, annually city tax dollars go towards funding the maintenance at the facilities at no charge to the Gonzales United Soccer Club a division of Lockhart Youth Soccer Association, and

WHEREAS, within the license agreement the Gonzales United Soccer Club has agreed to pay the City of Gonzales \$3.00 per player to assist with the maintenance of the fields utilized; and

WHEREAS, the agreement will be for three months beginning August 2023 through November 2023 for Gonzales United Soccer Club; and

WHEREAS, the City Council of the City of Gonzales hereby finds that the execution of the license agreement with Gonzales United Soccer Club a division of Lockhart Youth Soccer Association 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 City Council of the City of Gonzales hereby approves the License Agreement with Gonzales United Soccer Club a division of Lockhart Youth Soccer Association attached hereto as Exhibit A, and authorizes the execution of said Agreement by the City Manager.

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 13th day of July, 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

**GONZALES UNITED SOCCER CLUB
LICENSE AGREEMENT**

THIS AGREEMENT is entered into by and between the CITY OF GONZALES, a Texas Municipal Corporation, and political subdivision, (hereinafter called "CITY") acting by and through its City Manager, and GONZALES UNITED SOCCER CLUB a division of Lockhart Youth Soccer Association (hereinafter called "SOCCER CLUB"), acting by and through its President.

WITNESSETH:

WHEREAS, the SOCCER CLUB provides athletic opportunities for the youth of the City of Gonzales through the promotion and operation of youth sports programs; and

WHEREAS, the CITY finds the services provided by the SOCCER CLUB promotes the health, safety, morals and or general welfare of the residents of the CITY; and

WHEREAS, the CITY has developed a soccer facility (the "Facility") to promote the health, safety, morals and or general welfare of the residents of the CITY; and

WHEREAS, the SOCCER CLUB has requested the use of the Facility for its youth soccer association and the CITY has developed a facility use methodology so that the Facility is also available to the public; and

WHEREAS, after consideration at a meeting posted and held in compliance with the Texas Open Meetings Act, the City Council finds that a public purpose is served through the programs herein anticipated and the CITY's costs shall be recovered only to such extent necessary to ensure the continuation of said programs.

NOW THEREFORE:

For and in consideration of the following mutual promises and obligations, and for the benefit of the City of Gonzales and health, safety, morals, and/or general welfare of its residents, the parties agree as follows:

**ARTICLE 1.
GRANT OF LICENSE/CONSIDERATION**

- 1.1 The CITY, for and in consideration of the mutual benefits to the CITY and the SOCCER CLUB and the observance of the terms and conditions set forth below, hereby grants permission to the SOCCER CLUB to enter upon and use all soccer fields and related facilities at Gonzales City Soccer Fields in the East Lions Parks, Brickyard Soccer Fields, Quadplex Fields and J.B. Wells Soccer Field.

ARTICLE 2. USE

- 2.1 The premises shall be occupied and used by the SOCCER CLUB only for recreational purposes. The SOCCER CLUB agrees and specifically understands that this license is confined to the privilege to use the premises set forth herein on a non-exclusive basis and that the premises herein given does not grant SOCCER CLUB any interest or estate in the premises but is a mere personal privilege to do certain acts of a temporary character upon the premises and that the CITY retains dominion, possession, and control of the premises, including access thereto at all times.
- 2.2 The SOCCER CLUB agrees to provide the CITY with a schedule of its activities.
- 2.3 The SOCCER CLUB agrees that its members and any other individuals under its control shall abide by, conform to, and comply with all applicable municipal, State and Federal laws, ordinances, rules, and regulations and that it will not do or permit to be done anything in violation thereof. If the attention of the SOCCER CLUB is called to any such violation, the SOCCER CLUB or those under its control will immediately desist from and promptly correct such violation.
- 2.4 The CITY reserves the right to impose and enforce all necessary and proper reasonable rules for the management and operation of the premises and, in this connection, shall provide the SOCCER CLUB with written notice of such rules.
- 2.5 The City hereby grants the SOCCER CLUB a non-exclusive license to use the soccer fields to hold and conduct soccer games for youth league play, including league games, practices, playoffs, and tournaments, during the term of the agreement. Approved scheduled use of the soccer fields is subject to closure and interruption by the city for maintenance, inclement weather, or to preserve and maintain the public health, safety, and welfare.

ARTICLE 3. TERM

- 3.1 The term of this agreement is from August ____, 2023 through November ____, 2023 unless early terminated in accordance with this agreement. The SOCCER CLUB and City representatives will perform a walkthrough of all facilities to inspect any necessary repairs or maintenance issues that need to be addressed before the start of the term agreement.

ARTICLE 4. ACCEPTANCE AND CONDITION OF PREMISES

- 4.1 The SOCCER CLUB has had full opportunity to examine the premises and acknowledges that there is in and about them nothing dangerous to life, limb or health and hereby waives any claim for damages that may arise from defects of that character after occupancy. The

SOCCER CLUB taking possession of the premises shall be conclusive evidence of the SOCCER CLUB acceptance thereof in good order and satisfactory condition, and the SOCCER CLUB hereby accepts the premises in their present condition as suitable for the purpose for which the license was granted.

- 4.2 The SOCCER CLUB agrees that no representations respecting the condition of the premises and no promises to alter, repair or improve the premises, either before or after the execution hereof, have been made by CITY or its agents to the SOCCER CLUB unless the same are in writing and are contained herein or made a part hereof by specific references herein.

ARTICLE 5. LIENS PROHIBITED

- 5.1 The SOCCER CLUB covenants that it shall not bind, or attempt to bind, CITY for payment of any money in connection with any improvement, repair, alteration in, on or about the premises, whether authorized or unauthorized hereunder.
- 5.2 The SOCCER CLUB hereby agrees to promptly pay all persons applying labor, services and materials in the performance of any and all repairs, alterations, additions or improvements that may hereafter be made, and the SOCCER CLUB shall and will fully indemnify and hold harmless the CITY against any and all claims, liens, suits or actions asserted by a person, persons, firm or corporation on account of labor, materials or services furnished to the SOCCER CLUB during the performance of any said repair, alteration, addition or improvement and against any claim for injury to persons or property.

ARTICLE 6. MAINTENANCE

- 6.1 The CITY at its sole expense shall maintain or cause to be maintained, through the term of this agreement, the grounds of the premises and all improvements in a condition acceptable.
- 6.2 The SOCCER CLUB shall, within its reasonable control, keep the premises free of litter, trash, paper, and other waste generated during its use of the premises and shall dispose of some in accordance with CITY policy. The City Manager shall have the right to always inspect the premises for cleanliness and sanitary conditions, and the SOCCER CLUB hereby agrees to promptly correct any deficiencies in maintenance of which it is notified in writing by the City Manager.
- 6.3 The SOCCER CLUB shall promptly repair any damage to the premises caused using the premises by the SOCCER CLUB or those persons under its control. The SOCCER CLUB shall have no duty to repair any damage caused by others whom the CITY has authorized to use the premises. Notwithstanding any contrary provisions herein contained, should the premises be damaged by fire, tornado or other act of God, the CITY shall be under no obligation to rebuild or repair the premises.

- 6.4 The SOCCER CLUB will, at the termination of this agreement, return the premises to CITY in a condition satisfactory to the CITY, usual wear, acts of God, or unavoidable accident only accepted.
- 6.5 The SOCCER CLUB will mark all the fields.
- 6.6 The CITY will provide trash containers for the SOCCER CLUB to maintain the area in a clean manner. The SOCCER CLUB shall pick up all trash and properly dispose of it in trash containers. The CITY will haul off the trash each morning.
- 6.7 The CITY will perform an initial cleaning and stocking of all restroom facilities, marking of fields, and make any necessary repairs prior to Opening Day. The SOCCER CLUB shall be responsible thereafter.
- 6.8 The CITY will maintain the facilities in good condition through term agreement, including mowing, weeding, irrigation, and not permit the existence of any public nuisances thereon, or such other threats to the public health, safety, welfare, and disruption of regular play.
- 6.9 The CITY will allow the SOCCER CLUB to use the sound system for Opening Day and any special tournaments held.
- 6.10 The SOCCER CLUB will provide labor and materials to chalk or paint field and place goals after Opening Day.

ARTICLE 7. CONCESSION

- 7.1 The CITY reserves the right to prohibit the sale, possession and/or consumption of alcoholic beverages and tobacco products on the premises if such prohibition is deemed by the City Council at any time in the future to be in the public's interest. This prohibition applies to the fields, bleachers, concession areas, restrooms, and parking areas.

ARTICLE 8. FEES

- 8.1 Parking and attendance at the SOCCER CLUB events shall be free and open to the public.
- 8.2 As consideration for the use of the facilities described above, the SOCCER CLUB agrees to pay the CITY, no later than the 31st day after August of each year, a fee of \$3 per participant registered. At the time of payment, the SOCCER CLUB will provide written support for arriving at the number of participants.

**ARTICLE 9.
COMPLIANCE WITH APPLICABLE LAWS.**

- 9.1 The SOCCER CLUB shall comply with all applicable statutes, ordinances, and local regulations concerning the use, condition, and occupancy of the fields and related property, and ensure that players, coaches, and spectators comply with such laws.

**ARTICLE 10.
INDEMNITY and INSURANCE**

- 10.1 **The SOCCER CLUB covenants and agrees to fully indemnify and hold harmless the City of Gonzales, its members, agents, officers and employees, their successors and assigns, individually or collectively, from and against all costs and expenses for any fines, claims, suits, losses, damages demands, actions or causes of action, or liability of any kind and nature, including but not limited to personal injury or death and property damage, in any way arising out of the execution of this license or in connection with or resulting from any activity or operation of the SOCCER CLUB, in, on or about the premises or in connection with its use of the premises or arising out of any condition of the premises caused by the SOCCER CLUB, or by reason of such SOCCER CLUB misconduct or any breach, violation or non-performance of any covenant hereof or in any permit; and the SOCCER CLUB further agrees to pay all expenses in defending against any such claims made against the CITY, including but not limited to investigation costs, attorney's fees and court costs, except to the extent that the injury, death or damage is caused by the sole active negligence of CITY, its members, agents, officers and employees. It is the express intention of the parties that the attribution of responsibility provided for in this Article is a protection to CITY by the SOCCER CLUB for events, injuries and damages which are, or which are said to be, the consequences of CITY's negligence or alleged negligence, including where same is the concurring cause of the injury, death or damage; excluding only those injuries, death or damage caused by the sole active negligence of CITY or solely resulting from CITY activities on the premise, as the case may be. The indemnity contained herein shall survive the termination hereof. The indemnity herein shall include appropriate protections against the claims and causes of action referred to in the paragraph below. CITY shall not be liable or responsible for any loss or damage to any property or person occasioned by theft, fire, act of God, public enemy, injunction, riot, strike, insurrection, war, court order, requisition or order of governmental body or authority, or other matter beyond the reasonable control of CITY, or for any damage or inconvenience which may arise through repair or alteration of any part of the premises, or failure to make repairs from any cause whatever except as results from CITY's sole active negligence. The SOCCER CLUB and the CITY shall give prompt and timely notice of any claim made or suit instituted which in any way, directly or indirectly, contingently, or otherwise, affects or might affect the SOCCER CLUB.**
- 10.2 **LESSEE agrees to provide and to maintain the following types and amounts of insurance, for the term of this agreement:**

TYPE: Commercial (Public) Liability - including, but not limited to, (a) Premises/Operations, and (b) Contractual Liability (insuring indemnity provisions).

AMOUNT: Combined Single Limit for Bodily Injury and Property Damage: \$1,000,000.00 per occurrence or per claim.

LESSEE further agrees that as respects the above-required insurance, LESSOR shall:

- 1) Be named as an additional insured.**
- 2) Be provided with 30 days' advance written notice of cancellation or material change.**
- 3) Be provided with notice of any insurance claim filed against the policy naming the City as an additional insured.**

LESSEE further agrees that with respect to the above-required insurance, it shall provide evidence of insurance to LESSOR to satisfy the insurance requirements of this Lease.

ARTICLE 11. SIGNS

- 11.1** The SOCCER CLUB hereby agrees not to install or display any sign(s) upon the premises without prior written approval of said sign(s) by the CITY through the City Manager. The SOCCER CLUB further agrees to comply with such design criteria as may be established and amended from time to time by duly authorized CITY authority and to comply with established sign review procedures for proposed new signs.
- 11.2** The SOCCER CLUB may erect advertising signs on and around the fields in accordance with these provisions:
 - a)** No advertising signs shall be permitted on the premises except for advertising signage located on the fences secured by the SOCCER CLUB. CITY is not responsible for damage, destruction, or vandalism to the advertising signs, except that which is caused by an agent or employee of the CITY.
 - b)** All advertising signage must be removed and stored by the SOCCER CLUB at the end of each season.
 - c)** Maximum size of signage is limited to two feet (2') by three feet (3') for structures and is limited to four feet by eight feet (4' x 8') for the fence area along the back perimeter of the field.
 - d)** Signs must be constructed professionally and coated with a material to be resistant to normal weather conditions and to resist vandalism efforts.
 - e)** Signs must be mounted in a manner to withstand high winds and severe weather.

ARTICLE 12. TERMINATION/REMEDIES

- 12.1 Either CITY or the SOCCER CLUB, with or without cause, may cancel this agreement by giving forty-five (45) days prior written notice thereof to the other. However, if this agreement is cancelled without cause by the CITY, the CITY shall pay to the SOCCER CLUB the pro-rata cost of any improvements, approved, and authorized by the City, made on the premises by the SOCCER CLUB. Such payment shall be made within ninety (90) days from the date of cancellation. Additionally, any breach or violation by the SOCCER CLUB of the provisions contained in this agreement which is not cured following ten (10) days written notice thereof to the SOCCER CLUB shall, at the option of the CITY, be cause for termination of this agreement and/or entitle CITY to seek any remedy which now is or may hereafter be provided at law or in equity, whether stated herein. No waiver by the CITY of a breach or violation on the part of the SOCCER CLUB shall be construed or held to be a waiver of any succeeding or preceding breach or violation of the same or any other provision contained herein.

ARTICLE 13. REPORTS

- 13.1 The SOCCER CLUB shall inform the City Manager in writing of the current officers of the SOCCER CLUB and promptly advise said City Manager in writing of any changes therein. On each anniversary of this agreement and thirty (30) days following termination of this agreement, the SOCCER CLUB will furnish to the City Manager a report including the following information:
- a) Number of participants in the SOCCER CLUB to include only zip codes served.
 - b) Certificate of Insurance (for the season). With amounts and type required in agreement.
 - c) Names and phone numbers of designated points of contact and one alternative point of contact.
 - d) The SOCCER CLUB shall submit to the City Manager on or before the seventh (7th) day before the season begins the following information:
 - a. A list of all the SOCCER CLUB'S scheduled events at the fields, including but not limited to games, practice games, tournaments, playoffs, with dates and times for such events.
 - b. The SOCCER CLUB'S current certificate of non-profit status and evidence of completed background checks on all SOCCER CLUB volunteers.

ARTICLE 14. ASSIGNMENT

- 14.1 This license is personal to the SOCCER CLUB, as Licensee, it is non-assignable, and any attempt to assign this license will terminate all privileges granted to the SOCCER CLUB hereunder.

ARTICLE 15. CONDEMNATION

- 15.1 It is agreed and understood that if the premises are taken, in whole or in part, by any governmental authority other than CITY, this license and all rights or permission to use hereunder shall, at the option of the CITY, cease on the date title to such land so taken or transferred vests in the condemning authority. The SOCCER CLUB hereby waives all rights to any proceeds of such condemnation.

ARTICLE 16.

ATTORNEY'S FEES

- 16.1 In the event CITY brings any action under this license alleging that the SOCCER CLUB hereto has defaulted hereunder, and the CITY prevails, the CITY shall be entitled to recover from the SOCCER CLUB hereto its reasonable attorney's fees. The SOCCER CLUB hereto which becomes so liable agrees to make prompt payment thereof to the CITY.

ARTICLE 17.

SEVERABILITY

- 17.1 The parties hereto agree that if any clause or provision of this license is determined to be illegal, invalid or unenforceable under any present or future Federal, state, or local law, including but not limited to the City Code, or City Ordinances of the City of Gonzales, Texas effective during the term of this license, then and in that event it is the intention of the parties hereto that the remainder of this license shall not be affected thereby, and it is also the intention of the parties to this license that in lieu of each clause or provision of this license that is illegal, invalid or unenforceable, there be added as a part of this license a clause or provision as similar in terms to such illegal, invalid or unenforceable clause or provision as may be possible and be legal, valid and enforceable.

ARTICLE 18.

AMENDMENT

- 18.1 No amendment, modification, or alteration of the terms of this agreement shall be binding unless the same is in writing, dated after the date hereof and duly executed and agreed to by the parties hereto.

ARTICLE 19.

NONDISCRIMINATION

- 19.1 The SOCCER CLUB covenants that it, or its agents, employees, or anyone under its control, will not discriminate against any individual or group on account of race, color, sex, age, religion, national origin, or handicap, in employment practices or in the use of or admission to the premises, which said discrimination the SOCCER CLUB acknowledges is prohibited.

[Signature Pages Follow]

EXECUTED in on this the _____ day of _____ 2023.

CITY:

City of Gonzales

By: _____
Name: Timothy L Crow
Title: City Manager

By: _____
Name: Ralph Camarillo
Title: Parks and Recreation Director/Airport Manager

SOCCER CLUB:

Gonzales United Soccer Club a division
of Lockhart Youth Soccer Association

By: _____
Name: _____
Title: _____

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-79 Declaring Certain City Property Surplus and Authorizing the Sale of Said Property in the manner most advantageous to the City of Gonzales

DATE: July 13, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

In 2013 the Council approved a policy whereby the Council would declare property that staff determined to be of no further use to the City to be surplus. The policy also states that Council will recommend the disposal method of the property.

The attached properties listed have been determined to no longer have a use for the City of Gonzales and staff respectfully request it to be declared surplus.

POLICY CONSIDERATIONS:

Approval of this resolution would be consistent with the policy approved in 2013.

FISCAL IMPACT:

The sale of the surplus property will increase the general fund revenues.

STAFF RECOMMENDATION:

Staff respectfully recommend the approval of this resolution.

RESOLUTION NO. 2023-79

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS DECLARING CERTAIN CITY PROPERTY SURPLUS AND AUTHORIZING THE SALE OF SAID PROPERTY IN THE MANNER MOST ADVANTAGEOUS TO THE CITY OF GONZALES; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, in 2013 the Council approved a policy whereby the Council would declare property that staff determined to be of no further use to the City to be surplus; and,

WHEREAS, the policy states that Council will recommend the disposal method of the property; and

WHEREAS, the attached properties listed have been determined to no longer have a use for the City of Gonzales and staff respectfully requests it to be declared surplus; and

WHEREAS, the attached surplus property will be posted on any governmental auction site such as GovDeals or a local auction company Texas Remarketing Service or any other manner in which to be the most advantageous to the City of Gonzales.

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

Section 1. The City Council of the City of Gonzales, Texas hereby declares the attached Exhibit A as surplus and authorizes the sale of said property in accordance with the forgoing legislative findings.

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 13th day of July, 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

EXHIBIT “A”

Other

Property Description	VIN Number	Mileage
2003 GMC SONOMA4.3 Liter	1GTCS14X238238684	38,231

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-80 Approving Policies and Procedures relating to the naming of parks and trails in the City of Gonzales

DATE: July 13, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

City staff would like to provide a policy for City Council's consideration regarding the naming or renaming of city parks, trails, or city owned property. This policy will establish consistent guidelines whenever a matter of this nature is brought forth for consideration.

POLICY CONSIDERATIONS:

Approval of this resolution establish a policy regarding the naming or renaming of city property.

FISCAL IMPACT:

There is no fiscal impact in the adoption of this policy.

STAFF RECOMMENDATION:

Staff respectfully recommend the approval of this resolution.

RESOLUTION NO. 2023-80

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS APPROVING POLICIES AND PROCEDURES RELATING TO THE NAMING OF PARKS AND TRAILS IN THE CITY OF GONZALES; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Gonzales is a Home-Rule Municipality as established by Article XI, Section 5 of the Texas Constitution; and

WHEREAS, this naming policy provides guidance for the naming of various parks, trails, and city owned property; and,

WHEREAS, the City Council believes that the designation of names for public spaces should reflect our community spirit and should therefore be approached with forethought and deliberation; and

WHEREAS, the City Council hereby finds that approving policies and procedures relating to the naming of parks and trails in the City of Gonzales is in the best interest of the City and its citizens.

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

Section 1. The City Council of the City of Gonzales, Texas hereby approves the policy and procedures relating to the naming of parks and trails in the City of Gonzales as attached hereto as Exhibit A.

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 13th day of July, 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

POLICY AND REGULATIONS

PARK AND TRAIL NAMING

POLICY OBJECTIVE

The City of Gonzales values the natural and cultural heritage of its parkland. In keeping with these values, this policy provides guidelines for the naming of parks and trails throughout the City.

For the purpose of this policy, “park” will include parks and open spaces, greenways, and squares; “trail” means a narrow thoroughfare similar to a lane or path intended for pedestrian or active uses.

POLICY

Naming and renaming of parks and trails will be brought forward as recommendations by City Staff or City Council. In all cases, the final decision on park and trail naming will be made by the City of Gonzales City Council.

GUIDELINES

Sources of Names:

There are four potential sources of names for parks and trails as outlined below:

- 1) Names reflecting the **physical setting** of the City of Gonzales in terms of indigenous flora and fauna, local geography, natural features, neighborhood, etc.
- 2) Names commemorating a **historic event** or event of **cultural significance**.
- 3) Names commemorating a **person important to the City of Gonzales**. The nominated person must have made an exceptional positive contribution to parks, recreation, culture, or area relating to the park or trail proposed to be named.

Ease of Spelling and Pronunciation:

Park and trail names should be easily pronounced, recognized, and use conventional spelling to avoid difficulties in emergency situations. Park and trail names should be spelled the way they are pronounced.

Names to Avoid:

- a) Names that duplicate or sound as if they duplicate existing parks, trails, or facility names, or are otherwise confusing, shall not be considered.
- b) Names that could be construed as advertising a particular business.

- c) Names that have a secondary negative or offensive connotation.
- d) Names that involve the use of complex words.
- e) Names with hyphens, apostrophes or dashes are discouraged and only considered on a case by case basis provided other criteria have been met.

Renaming:

The general policy is that names of existing parks and trails should not be changed. Renaming of existing parks and trails will only occur if the City Council resolves to make such a change.

Council Decision:

Council reserves the right to approve the naming of a park or trail, refer the matter back to staff for further review, or to leave the park or trail unnamed.

When determining whether to name a trail, Council will take into consideration factors such as the length/size of the trail proposed to be named, and the trail's location (for example, whether the trail is on municipally owned land, or if the trail runs through private property).

Signage:

All parks and trails formally named under this policy will display the name in a prominent location.

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider and Possible Action on Ordinance #2023-9 Approving Budget Amendments to the Operating Budget for the Fiscal Year October 1, 2022, and Ending September 30, 2023; General Fund: \$1,104,915.10 in Expenses and \$1,069,929.10 in Revenue; Water Fund: \$1,158,067.34 in expenses; Electric Fund: \$680,830.00

DATE: July 13, 2023

TYPE AGENDA ITEM:

Ordinance

BACKGROUND:

On September 8, 2022, the City Council of the City of Gonzales Approved the Operating Budget for the Fiscal Year Beginning October 1, 2022, and ending September 30, 2023.

The estimated fund balances are below:

\$2,532,873.13 General Fund Balance

\$ 34,986.00 Budget Amendment Decrease

\$2,497,887.13

\$2,766,204.00 Water Fund Balance

\$1,158,067.34 Budget Amendment Decrease

\$1,608,136.66

\$2,903,304.00 Electric Fund Balance

\$ 680,830.00 Budget Amendment Decrease

\$2,222,474.00

BUDGET AMENDMENT #1

The City of Gonzales was awarded the Operation Lone Star Grant in the amount of \$55,800. The award is \$50,000 for overtime for Peace Officers for Border Enforcement and \$5,800 for equipment. Staff is requesting a budget amendment for the following accounts to reflect the grant income and expenses.

Grants	100-4-409.912	\$55,800.00
Salaries – Overtime	100-7-501.107	\$50,000.00
Small Equipment/Furniture	100-7-501.304	\$ 5,800.00

BUDGET AMENDMENT #2

The City of Gonzales was awarded a grant for body cameras for the Police Department with the City having to contribute 25% of the expense. The total cost of the body worn cameras was \$20,575 and the reimbursement from the Public Safety Office of the Governor was \$15,431. Staff is requesting a budget amendment for the following accounts to reflect the grant income and expenses. The difference of \$5,144 will come from the fund balance of the General Fund.

Grants	100-4-409.912	\$15,431.00
Grant Expenses	100-7-501.625	\$20,575.00

BUDGET AMENDMENT #3

The City of Gonzales was awarded a grant from the National Park Service in an amount not to exceed \$50,000 for building improvements to the Edwards Community Center (Edwards School). This grant project started in 2021 and the City has incurred grant writing and consultant fees which the City of Gonzales is being reimbursed for. Staff is requesting a budget amendment for the following accounts to reflect the grant income and expenses in the 2022-2023 budget.

Grants	100-4-409.912	\$13,823.00
Grant Writer Fees	100-7-104.403	\$ 1,575.00
Special Contracts	100-7-104.411	\$12,248.00

BUDGET AMENDMENT #4

The City Council of the City of Gonzales awarded the base contract for the street improvements to St. Lawrence in the amount of \$1,286,257.65. In addition to the construction amount, the previously approved amounts of \$160,000 for engineering will bring the total fiscal impact to \$1,446,257.65. Funding for this project will come from ARPA funds in the amount of \$1,088,625.10 (\$935,130.24 plus \$126,295.85 left over from the 15" Wastewater line ARPA repairs plus \$27,199.01 interest accrued as of 6/30/2023) and the remaining amount of \$357,632.55 will come from the water fund. Any additional interest accrued will be used to decrease the amount coming from the Water Fund. Staff is requesting a budget amendment to reflect the grant income and expenses that will be incurred in the 2022-2023 budget.

Grants	100-4-409.912	\$957,676.09
Interest Income	100-4-408.801	\$ 27,199.01
Engineering	100-7-104.423	\$ 56,250.00
Capital Replacement	100-7-603.650	\$928,625.10
Capital Replacement	220-7-720.650	\$357,632.55

BUDGET AMENDMENT #5

The City Council of the City of Gonzales previously awarded the construction contract for the sidewalk project to Diamond X Contracting, Inc. for \$699,633.40 and \$34,981.67 for contingency for a total of \$734,615.07. Staff previously did a budget amendment to reflect some of the expenses \$698,954.07 to capital improvements in the Street Department and \$35,661 from capital improvements in Water Fund. The City Council approved two change orders on May 25, 2023 for additional work done on the sidewalk project in the amount of \$73,067.60. This is to be funded \$64,824.06 General Fund and \$8,243.54 wastewater fund. Staff calculated the \$34,981.67 contingency amount to be subtracted out of the \$64,824.06 which leaves \$29,842.39. Staff is requesting a budget amendment to reflect the \$29,842.39 to come from the fund balance of the General Fund.

Capital Improvements	100-7-603.640	\$ 29,842.00
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BUDGET AMENDMENT #6

On April 14, 2022 the City Council of the City of Gonzales awarded a contract to QRO Mex

Construction Co., Inc. in the amount of \$1,073,204.00 for utility projects for water lines. On May 12, 2022 the City Council of the City of Gonzales awarded a contract to QRO Mex Construction Co., Inc. in the amount of \$517,838.00 for utility projects for wastewater lines. On February 9, 2023 the City Council approved a Change Order for emergency repairs to a wastewater line in the amount of \$164,870.76. On March 9, 2023 the City Council approved a Change Order for the replacement of a waterline in the 400 Block of St. Andrew Street in the amount of \$73,633.78. The total contract amount with all of the change orders is \$1,829,546.54, but some of that was expensed in the 2021-2022 budget. Staff is requesting a budget amendment to reflect the part of the project that was not completed by September 30, 2022 and change orders that were approved for additional work and it will come from the Water Fund balance.

Capital Replacement	220-7-720.650	\$800,434.79
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BUDGET AMENDMENT #7

City Staff has been working diligently on getting street lights replaced throughout the City. There was \$15,000 that was budgeted and staff is requesting a budget amendment of \$50,000 to cover the overage. This will come from the fund balance of the Electric Fund.

Street Lights	210-7-710.616	\$50,000.00
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BUDGET AMENDMENT #8

On January 14, 2021 the City Council of the City of Gonzales awarded a contract to Techline, Inc. for the purchase and installation of a Fixed Network Advanced Metering Infrastructure (AMI) System for the electric meters. The City of Gonzales has received about one-fourth of the meters since that time. City Staff was recently told the estimated shipping date for some of them August 31st so the plan is to try to get them installed as soon as possible. Staff is requesting a budget amendment of \$630,830.00 for the remaining project and this will come from the fund balance of the Electric Fund. If the project is not completed by September 30, 2023, a budget amendment will be done for the remaining part in the 2023-2024 budget.

Capital Improvement	210-7-710.640	\$630,830.00
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POLICY CONSIDERATIONS:

Approval of these budget amendments is consistent with current policy.

FISCAL IMPACT:

This Ordinance will amend the budget.

ATTACHMENTS:

Exhibit "A"

STAFF RECOMMENDATION:

Staff respectfully recommends the Council to take action they deem necessary.

ORDINANCE NO. 2023-9

AN ORDINANCE OF THE CITY OF GONZALES, TEXAS, APPROVING BUDGET AMENDMENTS TO THE OPERATING BUDGET FOR THE FISCAL YEAR OCTOBER 1, 2022, AND ENDING SEPTEMBER 30, 2023; GENERAL FUND: \$1,104,915.10 IN EXPENSES AND \$1,069,929.10 IN REVENUE; WATER FUND: \$357,632.55 IN EXPENSES; ELECTRIC FUND: \$680,830.00 IN EXPENSES; ESTABLISHING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, an annual operating budget for the fiscal year October 1, 2022, through September 30, 2023, was approved and adopted by the City Council on September 8, 2022; and,

WHEREAS, amendments to said budget have been requested as itemized in "Exhibit A" attached hereto and made a part hereof; and

WHEREAS, said full and final consideration of said budget amendments have been held in a legally posted public meeting of the City Council, and it is the consensus of opinion that the budget amendments as submitted, should be approved, and adopted.

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

Section 1. The City Council of the City of Gonzales, Texas hereby amends the budget for the 2022-23 fiscal year as set forth in the Attached "Exhibit A", which is fully incorporated herein by reference.

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 Ordinance for all purposes and are adopted as a part of the judgment and findings of the City Council.

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 13th day of July 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

EXHIBIT “A”

On September 8, 2022, the City Council of the City of Gonzales Approved the Operating Budget for the Fiscal Year Beginning October 1, 2022, and ending September 30, 2023.

The estimated fund balances are below:

\$2,532,873.13 General Fund Balance	\$2,766,204.00 Water Fund Balance
<u>\$ 34,986.00 Budget Amendment Decrease</u>	<u>\$1,158,067.34 Budget Amendment Decrease</u>
\$2,497,887.13	\$1,608,136.66

\$2,903,304.00 Electric Fund Balance
<u>\$ 680,830.00 Budget Amendment Decrease</u>
\$2,222,474.00

BUDGET AMENDMENT #1

The City of Gonzales was awarded the Operation Lone Star Grant in the amount of \$55,800. The award is \$50,000 for overtime for Peace Officers for Border Enforcement and \$5,800 for equipment. Staff is requesting a budget amendment for the following accounts to reflect the grant income and expenses.

Grants	100-4-409.912	\$55,800.00
Salaries – Overtime	100-7-501.107	\$50,000.00
Small Equipment/Furniture	100-7-501.304	\$ 5,800.00

BUDGET AMENDMENT #2

The City of Gonzales was awarded a grant for body cameras for the Police Department with the City having to contribute 25% of the expense. The total cost of the body worn cameras was \$20,575 and the reimbursement from the Public Safety Office of the Governor was \$15,431. Staff is requesting a budget amendment for the following accounts to reflect the grant income and expenses. The difference of \$5,144 will come from the fund balance of the General Fund.

Grants	100-4-409.912	\$15,431.00
Grant Expenses	100-7-501.625	\$20,575.00

BUDGET AMENDMENT #3

The City of Gonzales was awarded a grant from the National Park Service in an amount not to exceed \$50,000 for building improvements to the Edwards Community Center (Edwards School). This grant project started in 2021 and the City has incurred grant writing and consultant fees which the City of Gonzales is being reimbursed for. Staff is requesting a budget amendment for the following accounts to reflect the grant income and expenses in the 2022-2023 budget.

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BUDGET AMENDMENT #4

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Grants	100-4-409.912	\$957,676.09
Interest Income	100-4-408.801	\$ 27,199.01
Engineering	100-7-104.423	\$ 56,250.00
Capital Replacement	100-7-603.650	\$928,625.10
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BUDGET AMENDMENT #5

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Capital Improvement	210-7-710.640	\$630,830.00
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FINANCIAL REPORTS FOR FUNDS AS OF 06/30/2023

CASH & INVESTMENT BY FUND AS OF 06/30/2023

GRANT REIMBURSEMENT CITY IS WAITING ON:

\$573,617.65 GENERAL FUND

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

100-GENERAL FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
REVENUE SUMMARY						
401-TAX REVENUE	2,949,856.00	187,818.11	2,515,951.29	85.29	0.00	433,904.71
402-FRANCHISE REVENUE	1,995,900.00	11,095.52	1,167,991.06	58.52	0.00	827,908.94
403-LICENSE/FEE/PERMITS	92,270.00	18,952.23	85,133.50	92.27	0.00	7,136.50
404-PARKS FEES REVENUE	293,310.00	39,011.42	297,334.06	101.37	0.00	(4,024.06)
405-MUNICIPAL COURT REVEN	58,075.00	5,335.34	41,218.18	70.97	0.00	16,856.82
406-MISCELLANEOUS REVENUE	787,958.00	18,180.29	652,672.22	82.83	0.00	135,285.78
407-STREET ASSESSMENT INC	0.00	0.00	(1,132.60)	0.00	0.00	1,132.60
408-INTEREST REVENUES	20,000.00	0.00	117,318.40	586.59	0.00	(97,318.40)
409-OTHER FINANCING REVEN	1,011,696.90	4,250.00	36,237.12	3.58	0.00	975,459.78
410-TRANSFERS	2,832,618.00	0.00	1,832,258.28	64.68	0.00	1,000,359.72
*** TOTAL REVENUES ***	10,041,683.90	284,642.91	6,744,981.51	67.17	0.00	3,296,702.39
EXPENDITURE SUMMARY						
101-CITY COUNCIL DEPARTME	84,966.00	2,137.22	43,283.44	50.94	0.00	41,682.56
102-CITY MANAGER DEPART	198,872.50	13,723.75	114,630.64	57.64	0.00	84,241.86
103-COMMUNITY DEVELOPMENT	159,291.00	5,402.26	107,567.61	67.53	0.00	51,723.39
104-NON-DEPARTMENTAL	988,964.82	31,409.14	482,483.07	49.19	3,967.00	502,514.75
105-MAIN STREET DEPARTMEN	119,785.00	16,318.83	93,858.18	78.36	0.00	25,926.82
107-BUILDING MAINTENANCE	280,421.00	18,743.18	185,188.22	66.04	0.00	95,232.78
108-CITY SECRETARY DEP	186,150.00	12,542.23	127,644.74	68.57	0.00	58,505.26
109-FINANCE DEPARTMENT	311,672.50	17,859.29	237,044.73	76.06	0.00	74,627.77
201-PARKS DEPARTMENT	730,292.00	42,949.70	497,797.97	68.16	0.01	232,494.02
202-SWIMMING POOL DEPARTM	28,425.00	7,377.96	12,700.21	44.68	0.00	15,724.79
204-RECREATION DEPARTMENT	18,314.00	8,720.99	9,463.99	51.68	0.00	8,850.01
206-INDEPENDENCE GOLF CO	301,199.00	26,715.34	205,209.79	68.13	0.00	95,989.21
301-FIRE DEPARTMENT	1,579,550.00	85,204.14	986,798.81	64.91	38,485.92	554,265.27
501-POLICE DEPARTMENT	2,821,763.00	187,594.89	1,976,578.21	70.50	12,753.00	832,431.79
504-ANIMAL CONTROL DEPART	200,498.64	13,908.32	128,030.54	63.86	0.00	72,468.10
550-MUNICIPAL COURT DEPT.	113,216.00	6,229.00	80,538.34	71.14	0.00	32,677.66
602-AIRPORT DEPARTMENT	130,820.00	1,017.05	53,393.69	40.81	0.00	77,426.31
603-STREETS DEPARTMENT	1,466,829.07	274,978.37	1,461,203.35	99.64	297.82	5,327.90
650-LIBRARY DEPARTMENT	310,366.00	18,751.71	222,787.99	71.78	0.00	87,578.01
660-MUSEUM DEPARTMENT	97,835.00	5,842.44	67,478.34	68.97	0.00	30,356.66
*** TOTAL EXPENDITURES ***	10,129,230.53	797,425.81	7,093,681.86	70.58	55,503.75	2,980,044.92
** REVENUES OVER(UNDER) EXPENDITURES **	(87,546.63)	(512,782.90)	(348,700.35)	461.70	(55,503.75)	316,657.47

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

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	754,150.00	180,802.00	514,410.67	68.21	0.00	239,739.33
406-MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00	0.00	0.00
*** TOTAL REVENUES ***	754,150.00	180,802.00	514,410.67	68.21	0.00	239,739.33
EXPENDITURE SUMMARY						
203-JB WELLS PARK	935,649.00	85,673.19	625,435.23	67.71	8,111.61	302,102.16
*** TOTAL EXPENDITURES ***	935,649.00	85,673.19	625,435.23	67.71	8,111.61	302,102.16
** REVENUES OVER(UNDER) EXPENDITURES **	(181,499.00)	95,128.81	(111,024.56)	65.64	(8,111.61)	(62,362.83)

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

210-ELECTRIC FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
REVENUE SUMMARY						
710-ELECTRIC DEPARTMENT	10,880,143.00	802,961.88	7,266,984.34	66.79	0.00	3,613,158.66
750-REVENUE COLLECTION	279,802.00	205.20	199,318.92	71.24	0.00	80,483.08
809-HYDRO PLANT CONST.	0.00	0.00	0.00	0.00	0.00	0.00
*** TOTAL REVENUES ***	11,159,945.00	803,167.08	7,466,303.26	66.90	0.00	3,693,641.74
EXPENDITURE SUMMARY						
710-ELECTRIC DEPARTMENT	10,706,897.00	75,966.34	6,943,015.44	71.99	764,762.51	2,999,119.05
750-REVENUE COLLECTIONS	304,792.00	17,577.77	217,303.32	71.30	0.00	87,488.68
809-HYDRO PLANT CONST.	146,000.00	0.00	124,300.00	85.14	0.00	21,700.00
*** TOTAL EXPENDITURES ***	11,157,689.00	93,544.11	7,284,618.76	72.14	764,762.51	3,108,307.73
** REVENUES OVER(UNDER) EXPENDITURES **	2,256.00	709,622.97	181,684.50	845.66-	(764,762.51)	585,334.01

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

220-WATER FUND

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

REVENUE SUMMARY						
720-WATER PRODUCTION DEPT	3,108,450.00	205,846.56	1,972,332.86	63.45	0.00	1,136,117.14
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*** TOTAL REVENUES ***	3,108,450.00	205,846.56	1,972,332.86	63.45	0.00	1,136,117.14
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EXPENDITURE SUMMARY						
720-WATER PRODUCTION DEPT	2,333,971.00	61,760.58	2,190,660.33	94.37	11,825.46	131,485.21
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*** TOTAL EXPENDITURES ***	2,333,971.00	61,760.58	2,190,660.33	94.37	11,825.46	131,485.21
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*** REVENUES OVER(UNDER) EXPENDITURES ***	774,479.00	144,085.98	(218,327.47)	29.72-	(11,825.46)	1,004,631.93
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C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

230-WASTEWATER FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
REVENUE SUMMARY						
730-WASTEWATER COLLECTION	1,775,500.00	129,684.76	1,173,076.59	66.07	0.00	602,423.41
731-W/W GRANT PROJECTS	0.00	0.00	123,125.25	0.00	0.00	(123,125.25)
*** TOTAL REVENUES ***	1,775,500.00	129,684.76	1,296,201.84	73.00	0.00	479,298.16
EXPENDITURE SUMMARY						
730-WASTEWATER COLLECTION	1,663,508.00	46,138.64	1,008,691.65	61.29	10,816.00	644,000.35
731-W/W GRANT PROJECTS	0.00	0.00	516,054.74	0.00	0.00	(516,054.74)
*** TOTAL EXPENDITURES ***	1,663,508.00	46,138.64	1,524,746.39	92.31	10,816.00	127,945.61
** REVENUES OVER (UNDER) EXPENDITURES **	111,992.00	83,546.12	(228,544.55)	213.73-	(10,816.00)	351,352.55

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

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	832,350.00	70,340.08	630,853.55	75.79	0.00	201,496.45
*** TOTAL REVENUES ***	832,350.00	70,340.08	630,853.55	75.79	0.00	201,496.45
EXPENDITURE SUMMARY						
740-SOLID WASTE DEPARTMEN	832,217.00	57,368.70	623,761.67	75.72	6,385.54	202,069.79
*** TOTAL EXPENDITURES ***	832,217.00	57,368.70	623,761.67	75.72	6,385.54	202,069.79
** REVENUES OVER (UNDER) EXPENDITURES **	133.00	12,971.38	7,091.88	531.08	(6,385.54)	(573.34)

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

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.	818,613.00	0.00	824,459.79	100.71	0.00	(5,846.79)
*** TOTAL REVENUES ***	818,613.00	0.00	824,459.79	100.71	0.00	(5,846.79)
EXPENDITURE SUMMARY						
400-DSF GOVERNMENT ACT.	815,613.00	0.00	647,612.50	79.40	0.00	168,000.50
*** TOTAL EXPENDITURES ***	815,613.00	0.00	647,612.50	79.40	0.00	168,000.50
** REVENUES OVER (UNDER) EXPENDITURES **	3,000.00	0.00	176,847.29	894.91	0.00	(173,847.29)

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

500-HOTEL/MOTEL FUND

	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	354,400.00	21,379.20	294,620.27	83.13	0.00	59,779.73
812-MEMORIAL MUSEUM	0.00	0.00	0.00	0.00	0.00	0.00
813-FORFEITURES	0.00	0.00	0.00	0.00	0.00	0.00
814-MUNICIPAL COURT	0.00	0.00	0.00	0.00	0.00	0.00
815-ROBERT L BROTHERS	0.00	0.00	0.00	0.00	0.00	0.00
*** TOTAL REVENUES ***	354,400.00	21,379.20	294,620.27	83.13	0.00	59,779.73
EXPENDITURE SUMMARY						
811-HOTEL MOTEL	524,026.00	38,020.11	295,181.66	56.33	0.00	228,844.34
*** TOTAL EXPENDITURES ***	524,026.00	38,020.11	295,181.66	56.33	0.00	228,844.34
** REVENUES OVER (UNDER) EXPENDITURES **	(169,626.00)	(16,640.91)	(561.39)	0.33	0.00	(169,064.61)

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

501-MEMORIAL MUSEUM FUND

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

REVENUE SUMMARY						
812-MEMORIAL MUSEUM	2,400.00	1.45	2,434.77	101.45	0.00	(34.77)
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*** TOTAL REVENUES ***	2,400.00	1.45	2,434.77	101.45	0.00	(34.77)
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EXPENDITURE SUMMARY						
812-MEMORIAL MUSEUM	4,000.00	0.00	0.00	0.00	0.00	4,000.00
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*** TOTAL EXPENDITURES ***	4,000.00	0.00	0.00	0.00	0.00	4,000.00
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** REVENUES OVER(UNDER) EXPENDITURES **	(1,600.00)	1.45	2,434.77	152.17-	0.00	(4,034.77)
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C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

502-FORFEITURE FUND

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

REVENUE SUMMARY						
813-FORFEITURES	110.00	785.17	16,224.53	749.57	0.00	(16,114.53)
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*** TOTAL REVENUES ***	110.00	785.17	16,224.53	749.57	0.00	(16,114.53)
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EXPENDITURE SUMMARY						
813-FORFEITURES	20,500.00	0.00	6,614.04	43.86	2,377.34	11,508.62
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*** TOTAL EXPENDITURES ***	20,500.00	0.00	6,614.04	43.86	2,377.34	11,508.62
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** REVENUES OVER(UNDER) EXPENDITURES **	(20,390.00)	785.17	9,610.49	35.47	(2,377.34)	(27,623.15)
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CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

503-MUNICIPAL COURT

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

REVENUE SUMMARY						
814-MUNICIPAL COURT	1,720.00	99.37	1,994.83	115.98	0.00	(274.83)
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*** TOTAL REVENUES ***	1,720.00	99.37	1,994.83	115.98	0.00	(274.83)
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EXPENDITURE SUMMARY						
814-MUNICIPAL COURT	14,927.00	2,057.65	10,558.50	70.73	0.00	4,368.50
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*** TOTAL EXPENDITURES ***	14,927.00	2,057.65	10,558.50	70.73	0.00	4,368.50
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** REVENUES OVER (UNDER) EXPENDITURES **	(13,207.00)	(1,958.28)	(8,563.67)	64.84	0.00	(4,643.33)
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CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

504-ROBERT LEE BROTHERS FUND

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
REVENUE SUMMARY						
815-ROBERT L BROTHERS	380.00	0.00	6,771.88	782.07	0.00	(6,391.88)
*** TOTAL REVENUES ***	380.00	0.00	6,771.88	782.07	0.00	(6,391.88)
EXPENDITURE SUMMARY						
815-ROBERT LEE BROTHERS	52,200.00	51.55	25,257.92	48.39	0.00	26,942.08
*** TOTAL EXPENDITURES ***	52,200.00	51.55	25,257.92	48.39	0.00	26,942.08
** REVENUES OVER (UNDER) EXPENDITURES **	(51,820.00)	(51.55)	(18,486.04)	35.67	0.00	(33,333.96)

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JUNE 30TH, 2023

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	1,000,795.00	82,944.99	857,752.88	85.71	0.00	143,042.12
*** TOTAL REVENUES ***	1,000,795.00	82,944.99	857,752.88	85.71	0.00	143,042.12
EXPENDITURE SUMMARY						
700-ECONOMIC DEVELOPMENT	2,083,488.00	199,682.22	896,884.37	43.05	0.00	1,186,603.63
*** TOTAL EXPENDITURES ***	2,083,488.00	199,682.22	896,884.37	43.05	0.00	1,186,603.63
** REVENUES OVER(UNDER) EXPENDITURES **	(1,082,693.00)	(116,737.23)	(39,131.49)	3.61	0.00	(1,043,561.51)

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
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100-GENERAL FUND

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CASH

100 1-001.000	CASH - GENERAL FUND	5,644.00	
100 1-001.501	CASH-GENERAL FUND RBFCU	0.00	
100 1-101.505	CASH - AIRPORT IMPROVEMENT	134,101.07	
100 1-101.506	CASH- PEG FRANCHISE ACTIVITIES	138,035.78	

TOTAL CASH		277,780.85	
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INVESTMENTS

100 1-103.409	RBFCU-SAVINGS ACCOUNT		0.00
100 1-103.410	CERT OF DEPOSIT-RANDOLPH BROOK		0.00
100 1-103.413	MILLER EST. OIL & GAS ROYALTY		26,670.83

TOTAL INVESTMENTS			26,670.83
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POOLED INVESTMENTS

100 1-104.002	TEXPOOL- GENERAL FUND	2,726,184.74	
100 1-104.003	TEXPOOL-CLFRF PART II - ARPA	707,165.63	

TOTAL POOLED INVESTMENTS		3,433,350.37	
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TOTAL 100-GENERAL FUND	277,780.85	3,460,021.20	
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203-JB WELLS FUND

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CASH

203 1-001.000	CASH - JB WELLS	(126,430.38)	
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TOTAL CASH	(126,430.38)		
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TOTAL 203-JB WELLS PARK FUND	(126,430.38)	0.00	
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210-ELECTRIC FUND

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CASH

210 1-001.000	CASH - ELECTRIC FUND	337,617.59	
210 1-001.606	CASH CUSTOMER METER DEPOSIT	172,015.00	

TOTAL CASH	509,632.59		
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CASH & INVESTMENTS BY FUND

AS OF: JUNE 30TH, 2023

JUNE 30TH, 2023

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
<u>INVESTMENTS</u>			
210 1-103.410	CERT OF DEP - SOUTH STAR BANK		0.00

TOTAL INVESTMENTS			0.00
<u>POOLED INVESTMENTS</u>			
210 1-104.002	TEXPOOL- ELECTRIC FUND		2,082,322.47

TOTAL POOLED INVESTMENTS			2,082,322.47

TOTAL 210-ELECTRIC FUND	509,632.59		2,082,322.47
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220-WATER FUND			
=====			
<u>CASH</u>			
220 1-001.000	CASH - WATER FUND	277,129.32	
220 1-001.606	CASH CUSTOMER METER DEPOSITS	26,614.00	

TOTAL CASH		303,743.32	
<u>POOLED INVESTMENTS</u>			
220 1-104.002	TEXPOOL- WATER FUND		1,965,864.79
220 1-104.103	TEXPOOL - CO SERIES 2019		0.00

TOTAL POOLED INVESTMENTS			1,965,864.79

TOTAL 220-WATER FUND	303,743.32		1,965,864.79
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230-WASTEWATER FUND			
=====			
<u>CASH</u>			
230 1-001.000	CASH - WASTEWATER FUND	243,366.73	
230 1-001.606	CASH CUSTOMER METER DEPOSIT	300.00	

TOTAL CASH		243,666.73	
<u>INVESTMENTS</u>			
230 1-103.411	CERT. OF DEP - SOUTH STAR BANK		0.00

TOTAL INVESTMENTS			0.00
<u>POOLED INVESTMENTS</u>			
230 1-104.002	TEXPOOL- WASTEWATER FUND		1,218,295.41
230 1-104.003	TEXPOOL-CLFRF PART I -ARPA W/W		0.00
230 1-104.102	CASH - CO SERIES 2019		0.00

TOTAL POOLED INVESTMENTS			1,218,295.41

TOTAL 230-WASTEWATER FUND	243,666.73		1,218,295.41

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
<u>240-SOLID WASTE</u>			
=====			
<u>CASH</u>			
240 1-001.000	CASH - SOLID WASTE FUND	150,758.71	

	TOTAL CASH	150,758.71	

	TOTAL 240-SOLID WASTE FUND	150,758.71	0.00
<u>250-DSF PROPRIETARY</u>			
=====			
<u>CASH</u>			
250 1-001.000	CASH-DSF PROPRIETARY	0.00	

	TOTAL CASH	0.00	

	TOTAL 250-DSF PROPRIETARY	0.00	0.00
<u>300-CAPITAL PROJECTS-BUS</u>			
=====			
<u>CASH</u>			
300 1-001.000	CASH CONTROL - CAPITAL PROJ	0.00	
300 1-101.301	BOND - CIP	0.00	

	TOTAL CASH	0.00	
<u>POOLED INVESTMENTS</u>			
300 1-104.101	CASH-CO SERIES 2019 CIP STREET		0.00
300 1-104.102	CASH-CO SERIES 2019 CIP W/W		0.00
300 1-104.103	CASH-CO SERIES 2019 CIP WATER		0.00
300 1-104.104	CASH-CO SERIES 2019 CIP GEN.		0.00

	TOTAL POOLED INVESTMENTS		0.00
		-----	-----
	TOTAL 300-CAPITAL PROJECTS-BUSINESS	0.00	0.00
<u>400-DSF GOVERNMENTAL ACTI</u>			
=====			
<u>CASH</u>			
400 1-001.000	CASH - CONTROL ACCT	0.00	
400 1-001.101	CASH-DSF GOV. ACTIVITIES	457,939.91	

	TOTAL CASH	457,939.91	
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	TOTAL 400-DSF GOVERNMENT ACTIVITIES	457,939.91	0.00

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
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500-HOTEL/MOTEL FUNDCASH

500 1-001.000	CASH - CONTROL ACCT	(18,108.36)	
500 1-001.502	CASH - HOTEL MOTEL TAX	815,812.25	
500 1-001.503	CASH - MUSEUM FUNDS	0.00	
500 1-001.504	CASH - FORFEITURES	0.00	
500 1-001.505	CASH - MUN CRT CHILD SAFETY	0.00	
500 1-001.506	CASH - MUN CRT SECURITY	0.00	
500 1-001.507	CASH - MUN CRT TECH	0.00	
500 1-001.508	CASH - SPECIAL EXPENSE	0.00	
500 1-001.511	ROBERT LEE BROTHERS JR LIBRARY	0.00	

TOTAL CASH		797,703.89	
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TOTAL 500-HOTEL/MOTEL FUND		797,703.89	0.00
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501-MEMORIAL MUSEUM FUNDCASH

501 1-001.000	CASH - CONTROL ACCT.	0.00	
501 1-001.503	CASH - MUSEUM FUNDS	9,191.58	

TOTAL CASH		9,191.58	
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TOTAL 501-MEMORIAL MUSEUM FUND		9,191.58	0.00
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502-FORFEITURESCASH

502 1-001.000	CASH - CONTROL ACCOUNT	0.00	
502 1-001.504	CASH - FORFEITURES FEDERAL	28,755.51	
502 1-001.505	CASH - FORFEITURES STATE	5,360.45	

TOTAL CASH		34,115.96	
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TOTAL 502-FORFEITURE FUND		34,115.96	0.00
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503-MUNICIPAL COURT

CASH & INVESTMENTS BY FUND

AS OF: JUNE 30TH, 2023

JUNE 30TH, 2023

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
<u>CASH</u>			
503 1-001.000	CASH - CONTROL ACCOUNT	(2,057.65)	
503 1-001.505	CASH - MUN CRT CHILD SAFETY	5,798.57	
503 1-001.506	CASH - MUN CRT SECURITY	21,054.41	
503 1-001.507	CASH - MUN CRT TECH	1,049.02	
503 1-001.508	CASH - SPECIAL EXPENSE	3,286.25	

	TOTAL CASH	29,130.60	

	TOTAL 503-MUNICIPAL COURT	29,130.60	0.00

504-ROBERT L. BROTHERS

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<u>CASH</u>			
504 1-001.000	CASH - CONTROL ACCOUNT	(644.27)	
504 1-001.511	ROBERT LEE BROTHERS JR LIBRARY	52,357.37	

	TOTAL CASH	51,713.10	

	TOTAL 504-ROBERT LEE BROTHERS FUND	51,713.10	0.00

575-CAPITAL PROJECTS-GOV

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<u>CASH</u>			
575 1-001.000	CASH-CONTROL ACCT	0.00	

	TOTAL CASH	0.00	
 <u>POOLED INVESTMENTS</u>			
575 1-104.101	CASH-CO SERIES 19 CIP STREET		0.00

	TOTAL POOLED INVESTMENTS		0.00
		-----	-----
	TOTAL 575-CAPITAL PROJECTS-GOV.	0.00	0.00

700-COMPONENT UNIT

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<u>CASH</u>			
700 1-001.000	CASH -CONTROL ACCOUNT	(8.39)	
700 1-001.101	CASH - ECONOMIC DEV CORP	2,129,117.57	

	TOTAL CASH	2,129,109.18	

CASH & INVESTMENTS BY FUND

AS OF: JUNE 30TH, 2023

JUNE 30TH, 2023

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
<u>INVESTMENTS</u>			
700 1-103.413	CERT OF DEPOSIT -FNB GONZALES		1,000,000.00
TOTAL INVESTMENTS			1,000,000.00
<u>POOLED INVESTMENTS</u>			
700 1-104.001	TEXPOOL - ECONOMIC DEVELOPMENT		503,380.32
TOTAL POOLED INVESTMENTS			503,380.32
TOTAL 700-GONZALES ECONOMIC DEV		2,129,109.18	1,503,380.32
FUND TOTAL OTHER INVESTMENTS			1,026,670.83
FUND TOTAL POOLED INVESTMENTS			9,203,213.36
TOTAL CASH AND INVESTMENTS		4,868,056.04	10,229,884.19
*** END OF REPORT ***			