

**CITY OF GONZALES, TEXAS
CITY COUNCIL MEETING
GONZALES MUNICIPAL BUILDING 820 ST. JOSEPH STREET
AGENDA –AUGUST 10, 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.

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 July 13, 2023 Regular Meeting, July 26, 2023 Workshop and July 27, 2023 Workshop
- 1.2 Discuss, Consider & Possible Action on **Resolution #2023-81** Authorizing the Use of the Independence Square and downtown sidewalks for Main Street's Second Annual Downtown Merchant Run Run Event to be held on Saturday, October 21, 2023
- 1.3 Discuss, Consider & Possible Action on **Resolution #2023-82** Authorizing the closure of certain streets and the use of the downtown squares by Gonzales Main Street, Inc. and the Ministerial Alliance of Gonzales for a Trunk or Treat Event to be held on Saturday, October 28, 2023

- 1.4 Discuss, Consider & Possible Action on **Resolution #2023-83** Authorizing the Use of the Independence Square for Gonzales Main Street's Downtown Merchant Sip, Savor, & Shop Small Business Saturday Event to be held on Saturday, November 25, 2023
- 1.5 Discuss, Consider & Possible Action on **Resolution #2023-84** Authorizing the Use of the downtown squares including the Parking Lots, and Designated Street Closures for Main Street's 2023 Jingle Mingle, Winterfest & Annual Lighted Christmas Parade December 1 & December 2, 2023
- 1.6 Discuss, Consider & Possible Action on **Resolution #2023-85** Approving Type B Economic Development Agreement between the Gonzales Economic Development Corporation and the City of Gonzales, Texas Authorized Pursuant to Section 505.158 of the Texas Local Government Code for State Grant Matching Funds for the Airport Runway Lighting Project in the amount of \$145,000.00-First Reading
- 1.7 Discuss, Consider & Possible Action on **Resolution #2023-86** Authorizing the City Manager to Enter into a Lease Agreement with Yamaha Motor Finance Corporation for a Four Year Lease on Ten Yamaha Drive2 QuieTech Fleet Golf Carts for an Annual Amount of \$9,000.00

RESOLUTION

- 2.1 Discuss, Consider and Possible Action on **Resolution #2023-87** Taking a Record Vote on Setting the Preliminary Maximum Ad Valorem Tax Rate for Fiscal Year 2023-2024 and Scheduling a Public Hearing
- 2.2 Public Hearing, Discussion & Possible Action on **Resolution #2023-88** Closing out Grant #7220052-2020-DRP from the Texas Department of Agriculture (TDA) in the amount of \$500,000 for Sidewalk and Street Improvements on and around Texas Heroes Square
- 2.3 Discuss, Consider and Possible Action on **Resolution #2023-89** Authorizing the City Manager to submit, and accept if awarded, an application and associated documents to the Public Safety Office, Criminal Justice Division, through the Office of the Governor, for up to \$160,000 in Operation Lone Star Grant Funds, for the Purchase of a police vehicle, one drone and overtime for the Police Department
- 2.4 Discuss, Consider and Possible Action on **Resolution #2023-90** Authorizing the City Manager to Execute a Purchase Agreement for the Purchase of a Chevrolet Tahoe SSV 4x4 for the Fire Department in the amount of \$75,929.00
- 2.5 Discuss, Consider and Possible Action on **Resolution #2023-91** Authorizing the City Manager to negotiate and execute a License Agreement with Linda Gay Wood Drake granting the use of certain tracts of land as described within said agreement

OTHER BUSINESS

- 3.1 Discussion and direction regarding the possible removal of tree on the southern portion of Independence Square east of the Fire Station

- 3.2 Discussion and direction regarding town hall initiatives and desire to hold Town Hall Meetings

STAFF/BOARD REPORTS

- 4.1 Finance Director, Laura Zella will provide feedback on any questions regarding:
- Financial Reports for funds as of July 31, 2023
 - Cash & Investment by Fund as of July 31, 2023
 - Quarterly Investment Report Ending June 30, 2023
- 4.2 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
- 4.3 Economic Development Director, Susan Sankey will update the City Council on the following:
- 510 St. Paul

CLOSED SESSION

- 5.1 (1) Pursuant to Section 551.086 of the Texas Government Code, to deliberate, vote or take final action on a competitive matter related to certain public power utilities
- A) Sale of Renewable Energy Credits (REC)
- (2) 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

RETURN TO OPEN SESSION

- 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

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 August 10, 2023, agenda of items to be considered by the Gonzales City Council was posted on the City Municipal Building bulletin board on the 7th day of August, 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 – JULY 13, 2023**

The regular meeting of the City Council was held on **July 13, 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	Present
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, Erica Leopold-Administrative Assistant, Ralph Camarillo-Parks Director, Tammy West-Police Lt., Gayle Autry-Police Chief, Susan Sankey-Economic Development Director, Wade Zella-Fire Chief, & Todd Remschel-Street Superintendent.

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- None.
- Announcements and recognitions by the Mayor- Mayor Sucher acknowledged city employees and departments for their engagement and events within the community.
- Recognition of actions by City employees-None
- Recognition of actions by community volunteers- Mayor Sucher acknowledged community members that are involved in many positive community efforts.

PRESENTATIONS

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

Ray Holliday and Sarah Fletcher of Brown Reynolds Watford Architects, Inc. provided a presentation of a conceptual Fire Station as a result of an analysis done on the existing Fire Station and the limitations that exist with the building.

HEARING OF RESIDENTS

Ralph Camarillo, Parks Director presented a recap of the Summer Youth Program which concluded on June 30th.

Shea Seip, Gonzales United Soccer spoke regarding the soccer league and requested council's approval of the agreement.

Daisy Scheske Freeman, Come & Take It Committee spoke in favor of the additional road closures for the Come & Take It Celebration.

James Lawrence, Cathey Crawley, Doug Durham, Dave Durham and Caitlin Dempsey spoke in favor of the purchase of the Lynn Theater by Dave and Doug Durham and their group of investors.

CONVENE INTO CLOSED SESSION:

The Council convened into closed session at 6:55 p.m.

CLOSED SESSION

- 6.1 (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

The Council convened into open session at 8:05 p.m.

- 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

NO ACTION was taken.

Mayor Sucher stated that Council has directed staff to continue negotiations with the Durham Group for the purchase of the theater and look forward to a finalized agreement in the near future.

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

ACTION: Items 2.1 through 2.5

APPROVED

Council Member Kridler moved to approve the consent agenda Items 2.1 through 2.5. Council Member Miller seconded the motion. Mayor Sucher called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

RESOLUTION

There was not an Agenda Item 3.1 on the agenda.

- 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

ACTION: Item 3.2

APPROVED

Council Member Koepp moved to approve **Resolution #2023-80** Approving Policies and Procedures relating to the naming of parks and trails in the City of Gonzales. Council Member Miller seconded the motion. Mayor Sucher called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

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

ACTION: Item 4.1

APPROVED

Council Member Miller moved to approve **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. Council Member Hernandez seconded the motion. Mayor Sucher called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

STAFF/BOARD REPORTS

- 5.1 Finance Director provided 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 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 8:15 p.m.

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

RETURN TO OPEN SESSION

The Council convened into open session at 8:58 p.m.

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

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 Kridler and second by Council Member Koepp, the meeting was adjourned at 9:00 p.m.

Approved this 10th day of August, 2023.

Mayor, S.H. Sucher

Kristina Vega, City Secretary

**CITY OF GONZALES, TEXAS
CITY COUNCIL WORKSHOP
MINUTES –July 26, 2023**

The Workshop of the City Council was held on **July 26, 2023** at 5:00 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 PLEDGE

Mayor Sucher called the meeting to order at 5:00 p.m. and a quorum was certified.

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

STAFF PARTICIPATING:

Tim Crow-City Manager Laura Zella-Finance Director, Kristina Vega-City Secretary, Erica Leopold-Administrative Assistant, Caroline Helms-Library Director, Susan Sankey-Economic Development Director, Tammy West-Police Lt., Gayle Autry-Police Chief, Todd Remschel-Street Director, Wade Zella-Fire Chief, Billy Rhoades-Building Maintenance, Ralph Camarillo-Parks Director, Tiffany Hutchinson-Padilla-Main Street Director, Ryan Bickham-Golf Superintendent, Gary Schurig-Museum Director, Amanda Garza-JB Wells Park Arena Operations Manager.

CALL TO ORDER

HEARING OF RESIDENTS

Bob Burchard spoke regarding landscaping on the squares, museum improvements, proposed Fire Station location, and JB Wells Park profit versus loss.

WORKSHOP

- 1.1 Presentation and discussion regarding Departmental Budget Requests for Fiscal Year Beginning October 1, 2023 Ending September 30, 2024.

The City Council and staff deliberated regarding the proposed budget requests for Fiscal Year Beginning October 1, 2023 Ending September 30, 2024.

ADJOURN

On a motion by Council Member Kridler and a second by Council Member Miller, the meeting was adjourned at 7:14 p.m.

Approved this 10th day of August, 2023.

Mayor, S.H. Sucher

Kristina Vega, City Secretary

**CITY OF GONZALES, TEXAS
CITY COUNCIL WORKSHOP
MINUTES –JULY 27, 2023**

The Workshop of the City Council was held on **July 27, 2023** at 5:00 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 PLEDGE

Mayor Sucher called the meeting to order at 5:02 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	Present
Lorenzo Hernandez	Council Member, District 3	Present
Ronda Miller	Council Member, District 4	Present

STAFF PARTICIPATING:

Tim Crow-City Manager Laura Zella-Finance Director, Kristina Vega-City Secretary, Erica Leopold-Administrative Assistant, Susan Sankey-Economic Development Director, Ralph Camarillo-Parks Director, Ryan Bickham-Golf Superintendent, Ryan Wilkerson-Water/Wastewater Director, Marland Mercer-Water/Wastewater Superintendent, Micaela Estrada-Revenue Collections Supervisor, Amanda Garza-JB Wells Park Arena Operations Manager, Nick DeLeon-Electric Superintendent.

CALL TO ORDER

HEARING OF RESIDENTS

No individuals were signed in or present to speak.

WORKSHOP

- 1.1 Presentation and discussion regarding Departmental Budget Requests for Fiscal Year Beginning October 1, 2023 Ending September 30, 2024.

The City Council and staff deliberated regarding the proposed budget requests for Fiscal Year Beginning October 1, 2023 Ending September 30, 2024.

ADJOURN

On a motion by Council Member Koepp and a second by Council Member Hernandez, the meeting was adjourned at 7:52 p.m.

Approved this 10th day of August, 2023.

Mayor, S.H. Sucher

Kristina Vega, City Secretary

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-81 Authorizing the Use of the Independence Square and downtown sidewalks for Main Street's Second Annual Downtown Merchant Rum Run Event to be held on Saturday, October 21, 2023

DATE: August 10, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The Gonzales Main Street Advisory Board in conjunction with Downtown Merchants are requesting city permission to host their second annual Rum Run event on Saturday, October 21st, 2023, at the downtown merchants and having free music on the downtown square from 11:00 a.m. to 5:00 p.m. An estimated 75-100 people are projected to attend the event. There will be no street closure or parking closure requests. We would like permission for a musician to set up in the square to play ambient music during the shopping event.

POLICY CONSIDERATIONS:

N/A

FISCAL IMPACT:

In 2022, Gonzales Main Street hosted a similar event that brought 50+ people to shop Downtown Gonzales. Downtown Merchants reported an increase in sales during this event. The total fiscal impact is unknown at this time, however Gonzales Main Street, Inc. will solicit donations for promotion of the event and to cover costs. There will be no fiscal impact for the City as we will not be closing any roads or parking lots.

STAFF RECOMMENDATION:

Staff respectfully recommends approval of this resolution.

RESOLUTION NO. 2023-81

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE USE OF THE INDEPENDENCE SQUARE AND DOWNTOWN SIDEWALKS FOR MAIN STREET'S SECOND ANNUAL DOWNTOWN MERCHANT RUM RUN EVENT TO BE HELD ON SATURDAY, OCTOBER 21, 2023; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Gonzales Main Street, Inc. has requested the use of Independence Square to set up a musician to play during their second annual Rum Run Event, and

WHEREAS, the event will be held from 11:00 a.m. until 5:00 p.m. on October 21, 2023; and

WHEREAS, no road closures will take place and there will not be any fiscal impact to the city for this event; and

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

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

Section 1. The City Council of the City of Gonzales, Texas hereby authorizes the use of the Independence Square and downtown sidewalks for Main Street's Second Annual Downtown Merchant Rum Run Event to be held on Saturday, October 21, 2023, as stated herein and set forth in the submitted Event form 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 10th day of August 2023

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

GONZALES EVENT INFORMATION SHEET



THIS INFORMATION IS TO BE PROVIDED TO THE CITY OF GONZALES AT LEAST 30 DAYS PRIOR TO ALL
PUBLIC AND PRIVATE EVENTS HELD ON CITY PROPERTY



EVENT NAME Rum Run
HOST ORGANIZATION Gonzales Main Street, Inc.
CONTACT NAME Tiffany Hutchinson-Padilla
CONTACT CELL PHONE (830) 203-1705
EVENT DATE October 21, 2023
EVENT START TIME 11:00 am EVENT END TIME 5:00 pm
EVENT LOCATION Downtown Main Street Merchants
HOLIDAY CELEBRATED Y ☐ N ☒ HOLIDAY: _____
CITY COUNCIL APPROVAL REQUIRED Y ☒ N ☐ MEETING DATE: August 10, 2023

POLICE/FIRE/EMS DEPARTMENT

ATTENDANCE ESTIMATE 75 - 100
MUSIC Y ☒ N ☐ LIVE ☒ DJ ☐
FOOD Y ☐ N ☒
ALCOHOL Y ☒ N ☐ RESPONSIBLE PARTY Free samples given by merchants
MOTORIZED VEHICLES Y ☐ N ☒ PARADE ☐ SHOW ☐
PUBLIC OR PRIVATE EVENT Public
SECURITY Y ☐ N ☒ # OFFICERS NEEDED _____
(Call 672-8686 for costs)

ELECTRIC DEPARTMENT

ADDITIONAL LIGHTING Y ☐ N ☒
NUMBER OF OUTLETS NEEDED _____
AMPS/WATTS NEEDED _____
TENT Y ☐ N ☒ SET UP DAY/TIME _____
TENT SIZE: _____ TAKE DOWN DAY/TIME _____

STREETS DEPARTMENT

STREETS AFFECTED Y ☐ N ☒
BARRICADES NEEDED (max 12) Y ☐ N ☒
CONES NEEDED (max 48) Y ☐ N ☒
STREETS TO BE CLOSED Y ☐ N ☒
SET UP TIME _____
TAKE DOWN TIME _____

COMMUNITY SERVICES DEPARTMENT

(Contingent upon availability)

NUMBER OF CHAIRS @ \$0.50 each _____ (max 500)
NO. OF ROUND TABLES @ \$2.00 each _____ (max 15)
NO. OF 8 FOOT TABLES @ \$2.00 each _____ (max 50)
NUMBER OF TRASH CANS _____ (max 25)
SET UP TIME _____
TAKE DOWN TIME _____

FOR INFORMATION CONTACT

(830) 672-2815- City Hall

(830) 672-2813- Fax

CITY SECRETARY'S OFFICE

citysecretary@gonzales.texas.gov

The undersigned does indemnify and hold harmless the City of Gonzales from and against any and all loss, cost (including statutory liability and liability under workers compensation laws) in connection with claims for damages as a result of injury or death to any person or damage to any property sustained by the individual(s) participating in or attending the permitted event, or any and all other persons, which arise from, or in any manner grow out of, any act or neglect on, about or during the event by the individual(s) or entity obtaining the permit to host the event, participants in the event, guests or attendees.

Tiffany Hutchinson-Padilla
AUTHORIZED SIGNATURE

Insurance

Licensee agrees to maintain the type and amounts of insurance required by this agreement. Licensee is solely responsible for providing the required certificates of insurance. The City may terminate the event approval if the licensee fails to timely comply with the insurance requirements.

The required insurance must be issued by a company or companies of sound and adequate financial responsibility and authorized to do business in the State of Texas. All policies are subject to examination and approval by the City Manager or their designee for their adequacy as to content, form of protection, and providing company.

The required insurance naming the City as additional insured must be primary insurance and not contributing with any other insurance available to the City, under any third party liability policy.

Before the City Council approves this event, the licensee must provide either an original certificate of insurance or a certified copy of the insurance policy evidencing the required insurance.

The following types and amount of insurance are required:

<u>Type</u>	<u>Amount</u>
Comprehensive General Liability including, but not limited to:	\$250,000 per person
• Premises/Operations	\$500,000 per occurrence for bodily injury; and
• Contractual Liability	\$100,000 per occurrence for property damage
(Insuring above indemnity)	

Indemnity

The undersigned does indemnify and hold harmless the City of Gonzales from and against any and all loss, cost (including statutory liability and liability under workers compensation laws) in connection with claims for damages as a result of injury or death to any person or damage to any property sustained by the individual(s) participating in or attending the permitted event, or any and all other persons, which arise from, or in any manner grow out of, any act or neglect on, about or during the event by the individual(s) or entity obtaining the permit to host the event, participants in the event, guests or attendees.

Notification

The undersigned further agrees to notify all property owners affected by any street closures for the event set-up or during the event.



AUTHORIZED SIGNATURE

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-82 Authorizing the closure of certain streets and the use of the downtown squares by Gonzales Main Street, Inc. and the Ministerial Alliance of Gonzales for a Trunk or Treat Event to be held on Saturday, October 28, 2023

DATE: August 10, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The Gonzales Main Street Advisory Board in conjunction with Gonzales Ministerial Alliance is requesting city permission to host their annual Happy Fall Y'all and Trunk or Treat for children of the community on Saturday, October 28th, 2023, on the downtown squares from 3:00 p.m. to 7:00 p.m. An estimated 1,000 people are projected to attend the event.

- Street closures are requested to keep children and families safe during the event.
- The Independence Square will have up to 36 cars/trunks decorated according to a Biblical story or Christian theme.
- Texas Heroes Square will have additional downtown businesses hosting games or trick-or-treat booths for children.
- Children are encouraged to wear costumes - No Scary costumes are allowed
- The event is to foster a community spirit fellowshiping together
- All candy will be wrapped up in individual gift bags and given to each child to limit germs.
- Participating churches, businesses and Main Street volunteers will clean up post event

POLICY CONSIDERATIONS:

N/A

FISCAL IMPACT:

The total fiscal impact is unknown at this time, however Gonzales Main Street, Inc. will solicit donations for promotion of the event and to cover costs. The fiscal impact for the City would include the cost for Street Department staff to move the barricades to the squares where the Main Street Advisory Board will be responsible for placing them at the correct locations for the closures (1 hr x \$25.00/hr. x 2 employees=\$50.00). The approximate in-kind costs to the city would be \$50.00.

STAFF RECOMMENDATION:

Staff respectfully recommends approval of this resolution.

RESOLUTION NO. 2023-82

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE CLOSURE OF CERTAIN STREETS AND THE USE OF THE DOWNTOWN SQUARES BY GONZALES MAIN STREET, INC., AND THE MINISTERIAL ALLIANCE OF GONZALES FOR A TRUNK OR TREAT EVENT TO BE HELD ON SATURDAY, OCTOBER 28, 2023; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Gonzales Main Street, Inc. and the Ministerial Alliance of Gonzales has requested the use of both Downtown Squares; Texas Heroes Square & Independence Square, and their respective parking lots and St. Joseph and St. Lawrence streets to host a Happy Fall Y'all and Trunk or Treat event for the community; and

WHEREAS, the event will be held from 3:00 p.m. until 7:00 p.m. on October 28, 2023; and

WHEREAS, the fiscal impact to the City is an approximate in-kind cost of \$50.00 for the delivery of barricades; and

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

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

Section 1. The City Council of the City of Gonzales, Texas hereby authorizes the closure of certain streets and the use of the downtown squares by Gonzales Main Street, Inc. and the Ministerial Alliance of Gonzales for a Trunk or Treat Event to be held on Saturday, October 28, 2023, as stated herein and set forth in the submitted Event form 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 10th day of August 2023

Mayor, S. H. Sucher

ATTEST:

Kristina Vega, City Secretary

GONZALES EVENT INFORMATION SHEET



THIS INFORMATION IS TO BE PROVIDED TO THE CITY OF GONZALES AT LEAST 30 DAYS PRIOR TO ALL
PUBLIC AND PRIVATE EVENTS HELD ON CITY PROPERTY



EVENT NAME	Happy Fall Y'all & Trunk R Treat	
HOST ORGANIZATION	Gonzales Main Street, Inc. & Ministerial Alliance	
CONTACT NAME	Tiffany Hutchinson-Padilla, Main Street Director	
CONTACT CELL PHONE	(830) 203-1705	
EVENT DATE	Saturday, October 28, 2023	
EVENT START TIME	3:00pm	EVENT END TIME 7:00pm
EVENT LOCATION	Texas Hero's Square & Independence Square	
HOLIDAY CELEBRATED	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	HOLIDAY: Halloween
CITY COUNCIL APPROVAL REQUIRED	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	MEETING DATE: August 10, 2023

POLICE/FIRE/EMS DEPARTMENT

ATTENDANCE ESTIMATE	750 - 1000	
MUSIC	Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	LIVE <input type="checkbox"/> DJ <input type="checkbox"/>
FOOD	Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	
ALCOHOL	Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	RESPONSIBLE PARTY
MOTORIZED VEHICLES	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	PARADE <input type="checkbox"/> SHOW <input type="checkbox"/>
PUBLIC OR PRIVATE EVENT	Public	
SECURITY	Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	# OFFICERS NEEDED
		(Call 672-8686 for costs)

ELECTRIC DEPARTMENT

ADDITIONAL LIGHTING	Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	
NUMBER OF OUTLETS NEEDED		
AMPS/WATTS NEEDED		
TENT	Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	SET UP DAY/TIME
TENT SIZE:		TAKE DOWN DAY/TIME

STREETS DEPARTMENT

STREETS AFFECTED	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	St Joseph & St Lawrence
BARRICADES NEEDED (max 12)	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	
CONES NEEDED (max 48)	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	
STREETS TO BE CLOSED	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	St Joseph from St Louis to St George
SET UP TIME	8:00am	St Lawrence from St Paul to St James
TAKE DOWN TIME	7:00pm	St. James from St Lawrence to St Louis.

COMMUNITY SERVICES DEPARTMENT

(Contingent upon availability)

NUMBER OF CHAIRS @ \$0.50 each		(max 500)
NO. OF ROUND TABLES @ \$2.00 each		(max 15)
NO. OF 8 FOOT TABLES @ \$2.00 each		(max 50)
NUMBER OF TRASH CANS		(max 25)
SET UP TIME		
TAKE DOWN TIME		

FOR INFORMATION CONTACT

(830) 672-2815- City Hall

(830) 672-2813- Fax

CITY SECRETARY'S OFFICE

citysecretary@gonzales.texas.gov

The undersigned does indemnify and hold harmless the City of Gonzales from and against any and all loss, cost (including statutory liability and liability under workers compensation laws) in connection with claims for damages as a result of injury or death to any person or damage to any property sustained by the individual(s) participating in or attending the permitted event, or any and all other persons, which arise from, or in any manner grow out of, any act or neglect on, about or during the event by the individual(s) or entity obtaining the permit to host the event, participants in the event, guests or attendees.

AUTHORIZED SIGNATURE

Insurance

Licensee agrees to maintain the type and amounts of insurance required by this agreement. Licensee is solely responsible for providing the required certificates of insurance. The City may terminate the event approval if the licensee fails to timely comply with the insurance requirements.

The required insurance must be issued by a company or companies of sound and adequate financial responsibility and authorized to do business in the State of Texas. All policies are subject to examination and approval by the City Manager or their designee for their adequacy as to content, form of protection, and providing company.

The required insurance naming the City as additional insured must be primary insurance and not contributing with any other insurance available to the City, under any third party liability policy.

Before the City Council approves this event, the licensee must provide either an original certificate of insurance or a certified copy of the insurance policy evidencing the required insurance.

The following types and amount of insurance are required:

<u>Type</u>	<u>Amount</u>
Comprehensive General Liability including, but not limited to:	\$250,000 per person
• Premises/Operations	\$500,000 per occurrence for bodily injury; and
• Contractual Liability	\$100,000 per occurrence for property damage
(Insuring above indemnity)	

Indemnity

The undersigned does indemnify and hold harmless the City of Gonzales from and against any and all loss, cost (including statutory liability and liability under workers compensation laws) in connection with claims for damages as a result of injury or death to any person or damage to any property sustained by the individual(s) participating in or attending the permitted event, or any and all other persons, which arise from, or in any manner grow out of, any act or neglect on, about or during the event by the individual(s) or entity obtaining the permit to host the event, participants in the event, guests or attendees.

Notification

The undersigned further agrees to notify all property owners affected by any street closures for the event set-up or during the event.

Tiffany Hutchinson-Padilla

AUTHORIZED SIGNATURE

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-83 Authorizing the Use of the Independence Square for Gonzales Main Street's Downtown Merchant Sip, Savor, & Shop Small Business Saturday Event to be held on Saturday, November 25, 2023

DATE: August 10, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The Gonzales Main Street Advisory Board in conjunction with Downtown Merchants are requesting city permission to host a Sip, Savor, & Shop Small Business Saturday Event on Saturday, November 25th, 2023, at the downtown merchants and offering free music on the downtown square from 11:00 a.m. to 5:00 p.m. An estimated 200 people are projected to attend the event. There will be no street closure or parking closure requests. We would like permission for a musician to set up in the square to play ambient music during the shopping event.

POLICY CONSIDERATIONS:

N/A

FISCAL IMPACT:

The intent of this event is to bring people to shop Downtown Gonzales. The total fiscal impact is unknown at this time, however Gonzales Main Street, Inc. will solicit donations for promotion of the event and to cover costs. There will be no fiscal impact for the City as we will not be closing any roads or parking lots.

STAFF RECOMMENDATION:

Staff respectfully recommends approval of this resolution.

RESOLUTION NO. 2023-83

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE USE OF THE INDEPENDENCE SQUARE FOR GONZALES MAIN STREET'S DOWNTOWN MERCHANT SIP, SAVOR, & SHOP SMALL BUSINESS SATURDAY EVENT TO BE HELD ON SATURDAY, NOVEMBER 25, 2023; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Gonzales Main Street, Inc. has requested the use of Independence Square to set up a musician to play during their Sip, Savor, & Shop Small Business Saturday Event, and

WHEREAS, the event will be held from 11:00 a.m. until 5:00 p.m. on November 25, 2023; and

WHEREAS, no road closures will take place and there will not be any fiscal impact to the city for this event; and

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

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

Section 1. The City Council of the City of Gonzales, Texas hereby authorizes Gonzales Main the use of the Independence Square for Gonzales Main Street's Downtown Merchant Sip, Savor, & Shop Small Business Saturday Event to be held on Saturday, November 25, 2023, as stated herein and set forth in the submitted Event form 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 10th day of August 2023

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

GONZALES EVENT INFORMATION SHEET



THIS INFORMATION IS TO BE PROVIDED TO THE CITY OF GONZALES AT LEAST 30 DAYS PRIOR TO ALL
PUBLIC AND PRIVATE EVENTS HELD ON CITY PROPERTY



EVENT NAME Sip, Savor, Shop Small Business Saturday
HOST ORGANIZATION Gonzales Main Street, Inc.
CONTACT NAME Tiffany Hutchinson-Padilla, Main Street Director
CONTACT CELL PHONE (830) 203-1705
EVENT DATE Saturday, November 25, 2023
EVENT START TIME 11:00 am EVENT END TIME 5:00 pm
EVENT LOCATION Downtown Merchants & Independence Square
HOLIDAY CELEBRATED Y ☐ N ☒ HOLIDAY: _____
CITY COUNCIL APPROVAL REQUIRED Y ☒ N ☐ MEETING DATE: August 10, 2023

POLICE/FIRE/EMS DEPARTMENT

ATTENDANCE ESTIMATE 200
MUSIC Y ☒ N ☐ LIVE ☒ DJ ☐
FOOD Y ☐ N ☒
ALCOHOL Y ☒ N ☐ RESPONSIBLE PARTY Merchants may offer free samples during shopping
MOTORIZED VEHICLES Y ☐ N ☒ PARADE ☐ SHOW ☐
PUBLIC OR PRIVATE EVENT Public
SECURITY Y ☐ N ☒ # OFFICERS NEEDED _____
(Call 672-8686 for costs)

ELECTRIC DEPARTMENT

ADDITIONAL LIGHTING Y ☐ N ☒
NUMBER OF OUTLETS NEEDED _____
AMPS/WATTS NEEDED _____
TENT Y ☐ N ☒ SET UP DAY/TIME _____
TENT SIZE: _____ TAKE DOWN DAY/TIME _____

STREETS DEPARTMENT

STREETS AFFECTED Y ☐ N ☒
BARRICADES NEEDED (max 12) Y ☐ N ☒
CONES NEEDED (max 48) Y ☐ N ☒
STREETS TO BE CLOSED Y ☐ N ☒
SET UP TIME _____
TAKE DOWN TIME _____

COMMUNITY SERVICES DEPARTMENT

(Contingent upon availability)

NUMBER OF CHAIRS @ \$0.50 each _____ (max 500)
NO. OF ROUND TABLES @ \$2.00 each _____ (max 15)
NO. OF 8 FOOT TABLES @ \$2.00 each _____ (max 50)
NUMBER OF TRASH CANS _____ (max 25)
SET UP TIME _____
TAKE DOWN TIME _____

FOR INFORMATION CONTACT

(830) 672-2815- City Hall

(830) 672-2813- Fax

CITY SECRETARY'S OFFICE

citysecretary@gonzales.texas.gov

The undersigned does indemnify and hold harmless the City of Gonzales from and against any and all loss, cost (including statutory liability and liability under workers compensation laws) in connection with claims for damages as a result of injury or death to any person or damage to any property sustained by the individual(s) participating in or attending the permitted event, or any and all other persons, which arise from, or in any manner grow out of, any act or neglect on, about or during the event by the individual(s) or entity obtaining the permit to host the event, participants in the event, guests or attendees.

Tiffany Hutchinson-Padilla
AUTHORIZED SIGNATURE

Insurance

Licensee agrees to maintain the type and amounts of insurance required by this agreement. Licensee is solely responsible for providing the required certificates of insurance. The City may terminate the event approval if the licensee fails to timely comply with the insurance requirements.

The required insurance must be issued by a company or companies of sound and adequate financial responsibility and authorized to do business in the State of Texas. All policies are subject to examination and approval by the City Manager or their designee for their adequacy as to content, form of protection, and providing company.

The required insurance naming the City as additional insured must be primary insurance and not contributing with any other insurance available to the City, under any third party liability policy.

Before the City Council approves this event, the licensee must provide either an original certificate of insurance or a certified copy of the insurance policy evidencing the required insurance.

The following types and amount of insurance are required:

<u>Type</u>	<u>Amount</u>
Comprehensive General Liability including, but not limited to:	\$250,000 per person
• Premises/Operations	\$500,000 per occurrence for bodily injury; and
• Contractual Liability	\$100,000 per occurrence for property damage
(Insuring above indemnity)	

Indemnity

The undersigned does indemnify and hold harmless the City of Gonzales from and against any and all loss, cost (including statutory liability and liability under workers compensation laws) in connection with claims for damages as a result of injury or death to any person or damage to any property sustained by the individual(s) participating in or attending the permitted event, or any and all other persons, which arise from, or in any manner grow out of, any act or neglect on, about or during the event by the individual(s) or entity obtaining the permit to host the event, participants in the event, guests or attendees.

Notification

The undersigned further agrees to notify all property owners affected by any street closures for the event set-up or during the event.



AUTHORIZED SIGNATURE

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-84 Authorizing the Use of the Downtown Squares including the Parking Lots, and Designated Street Closures for Main Street's 2023 Jingle Mingle, Winterfest & Annual Lighted Christmas Parade December 1 & December 2, 2023

DATE: August 10, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

Gonzales Main Street Advisory Board is preparing for their annual Jingle Mingle, Santa's Market and Lighted Christmas Parade on December 1 & December 2, 2023. They are requesting the use of the Downtown Squares, including the parking lots on St. Joseph, St. Paul, and St. George Streets. They intend to block off sections of the square on Friday, December 1, 2023, at 12:00 p.m. to set up carnival rides and the Main Street Stage and will block off the remainder of the square and street closures surrounding the square on Saturday, December 2, 2023, at 7:00 am. They will remove all barricades at 11:00 p.m. on Saturday, December 2nd. The Winterfest event will take place on Saturday, December 2nd, 2023, from 10:00am to 10:30pm. They plan on having a Main Street business Jingle Mingle and live music in the Square on Friday, December 1, 2023. On Saturday December 2, 2023 they anticipate a Lion's Club Chili, Bean & Stew Cook-off, Rotary Breakfast with Santa, Pictures with Santa, Carnival Rides, Children's Activities, and Annual Lighted Parade. The Lighted Christmas Parade will begin at 7:00 p.m.

POLICY CONSIDERATIONS:

This annual event is included within the service agreement between the City of Gonzales and Gonzales Main Street Inc. Within this agreement are three approved events, one of which is the Winterfest Celebration held annually on the first weekend of December.

The approval of these events will permit the sale and consumption of alcohol on public property belonging to the City as authorized by Section 8.602 of the City of Gonzales Code of Ordinances.

FISCAL IMPACT:

The total fiscal impact is unknown at this time, however Gonzales Main Street, Inc. will solicit donations for promotion of the event and to cover costs. The fiscal impact for the City would include the cost for the Parks Department staff to move and set up the stage (1 hr x \$25.00/hr x 2 employees=\$50.00), the Street Department staff to move the barricades to the square where the Main Street Advisory Board will be responsible for placing them at the correct locations for the closures (1 hr x \$25.00/hr. x 2 employees=\$50.00), the cost for the Electric Department to check the electricity to ensure that the vendors have electricity for their vendor booths (1hr at \$35.00/hr.= \$35.00), and the cost of the Police Department to assist with street closures and event safety during the parade (1 hr x \$50.00/hr. x 6 employees=\$300.00). The approximate in-kind costs to the city would be \$435.00 total.

STAFF RECOMMENDATION:

Staff respectfully recommends the approval of this resolution.

RESOLUTION NO. 2023-84

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE USE OF THE DOWNTOWN SQUARES INCLUDING THE PARKING LOTS, AND DESIGNATED STREET CLOSURES FOR MAIN STREET'S 2023 JINGLE MINGLE, WINTERFEST & ANNUAL LIGHTED CHRISTMAS PARADE DECEMBER 1 & DECEMBER 2, 2023; AND ESTABLISHING AN EFFECTIVE DATE.

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

WHEREAS, the event will be held from 10:00 a.m. on Saturday, December 2, 2023 until 11:00 p.m. and will have an approximate attendance of 1,500 people; and

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

WHEREAS, the fiscal impact to the City is an approximate in-kind cost of \$435.00 for the delivery of barricades, stage, and electrical preparation for the event; and

WHEREAS, the City Council hereby finds that said events increase the community spirit of the City of Gonzales and serve a public purpose. The addition of a Jingle Mingle at the Downtown Businesses on Friday night will draw people to the town and infuse our local shops & restaurants with sales.

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 authorizes the Use of Independence Square including the Parking Lot, and Designated Street Closures for Main Street's 2023 Jingle Mingle, Winterfest & Annual Lighted Christmas Parade December 1 & December 2, 2023, as stated herein and set forth in the submitted Event form and parade map 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 10th day of August 2023.

Mayor, S. H. Sucher

ATTEST:

Kristina Vega, City Secretary

GONZALES EVENT INFORMATION SHEET



THIS INFORMATION IS TO BE PROVIDED TO THE CITY OF GONZALES AT LEAST 30 DAYS PRIOR TO ALL
PUBLIC AND PRIVATE EVENTS HELD ON CITY PROPERTY



EVENT NAME Winterfest/Christmas Parade
HOST ORGANIZATION Gonzales Main Street
CONTACT NAME Main Street Director
CONTACT CELL PHONE (830) 203-1705
EVENT DATE Saturday, December 2, 2023
EVENT START TIME 9:00 am **EVENT END TIME** 11:00pm
EVENT LOCATION Texas Hero's Square & Independence Square
HOLIDAY CELEBRATED Y ☒ N ☐ **HOLIDAY:** Christmas
CITY COUNCIL APPROVAL REQUIRED Y ☒ N ☐ **MEETING DATE:** August 10, 2023

POLICE/FIRE/EMS DEPARTMENT

ATTENDANCE ESTIMATE 1500
MUSIC Y ☒ N ☐ **LIVE** ☒ **DJ** ☒
FOOD Y ☒ N ☐
ALCOHOL Y ☒ N ☐ **RESPONSIBLE PARTY** _____
MOTORIZED VEHICLES Y ☒ N ☐ **PARADE** ☒ **SHOW** _____
PUBLIC OR PRIVATE EVENT Public
SECURITY Y ☒ N ☐ **# OFFICERS NEEDED** Same as previous years
(Call 672-8686 for costs)

ELECTRIC DEPARTMENT

ADDITIONAL LIGHTING Y ☒ N ☐
NUMBER OF OUTLETS NEEDED _____
AMPS/WATTS NEEDED _____
TENT Y ☒ N ☐ **SET UP DAY/TIME** _____
TENT SIZE: 30 x 30 **TAKE DOWN DAY/TIME** _____
Request that all electrical outlets and Independence Square and Texas Hero Square be in working order

STREETS DEPARTMENT

STREETS AFFECTED Y ☒ N ☐ Copy of Parade Route Attached
BARRICADES NEEDED (max 12) Y ☒ N ☐ Copy of Parade Route Attached
CONES NEEDED (max 48) Y ☒ N ☐ Copy of Parade Route Attached
STREETS TO BE CLOSED Y ☒ N ☐ Copy of Parade Route Attached
SET UP TIME Barricades need to be set up by 6:00pm for Christmas Parade
TAKE DOWN TIME As parade ends

COMMUNITY SERVICES DEPARTMENT

(Contingent upon availability)

NUMBER OF CHAIRS @ \$0.50 each _____ (max 500)
NO. OF ROUND TABLES @ \$2.00 each _____ (max 15)
NO. OF 8 FOOT TABLES @ \$2.00 each _____ (max 50)
NUMBER OF TRASH CANS As many as possible (max 25)
SET UP TIME 7:00am December 2, 2023
TAKE DOWN TIME 11:00pm December 2, 2023

FOR INFORMATION CONTACT

(830) 672-2815- City Hall

(830) 672-2813- Fax

CITY SECRETARY'S OFFICE

citysecretary@gonzales.texas.gov

The undersigned does indemnify and hold harmless the City of Gonzales from and against any and all loss, cost (including statutory liability and liability under workers compensation laws) in connection with claims for damages as a result of injury or death to any person or damage to any property sustained by the individual(s) participating in or attending the permitted event, or any and all other persons, which arise from, or in any manner grow out of, any act or neglect on, about or during the event by the individual(s) or entity obtaining the permit to host the event, participants in the event, guests or attendees.

AUTHORIZED SIGNATURE

Insurance

Licensee agrees to maintain the type and amounts of insurance required by this agreement. Licensee is solely responsible for providing the required certificates of insurance. The City may terminate the event approval if the licensee fails to timely comply with the insurance requirements.

The required insurance must be issued by a company or companies of sound and adequate financial responsibility and authorized to do business in the State of Texas. All policies are subject to examination and approval by the City Manager or their designee for their adequacy as to content, form of protection, and providing company.

The required insurance naming the City as additional insured must be primary insurance and not contributing with any other insurance available to the City, under any third party liability policy.

Before the City Council approves this event, the licensee must provide either an original certificate of insurance or a certified copy of the insurance policy evidencing the required insurance.

The following types and amount of insurance are required:

<u>Type</u>	<u>Amount</u>
Comprehensive General Liability including, but not limited to:	\$250,000 per person
• Premises/Operations	\$500,000 per occurrence for bodily injury; and
• Contractual Liability	\$100,000 per occurrence for property damage
(Insuring above indemnity)	

Indemnity

The undersigned does indemnify and hold harmless the City of Gonzales from and against any and all loss, cost (including statutory liability and liability under workers compensation laws) in connection with claims for damages as a result of injury or death to any person or damage to any property sustained by the individual(s) participating in or attending the permitted event, or any and all other persons, which arise from, or in any manner grow out of, any act or neglect on, about or during the event by the individual(s) or entity obtaining the permit to host the event, participants in the event, guests or attendees.

Notification

The undersigned further agrees to notify all property owners affected by any street closures for the event set-up or during the event.

Tiffany Hutchinson-Padilla

AUTHORIZED SIGNATURE

2023 GONZALES WINTERFEST LIGHTED CHRISTMAS PARADE ROUTE



COUNCIL AGENDA ITEM BRIEFING DATA



DATE: August 10, 2023

AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-85 Approving Type B Economic Development Agreement between the Gonzales Economic Development Corporation and the City of Gonzales, Texas Authorized Pursuant to Section 505.158 of the Texas Local Government Code for State Grant Matching Funds for the Airport Runway Lighting Project in the amount of \$145,000.00-First Reading

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The airport manager has come to the GEDC to request funding for the airport runway lighting project. The cost of the project is \$1.45 million dollars and will include replacing the control box, wiring, and lighting that has surpassed its life expectancy. The lighting system in use today has been in use for 22 years. The Roger M. Dryer Memorial Airport is at the top of the TxDOT Aviation list to have the runway lights upgraded.

This project will be done under a State Grant and requires a 90/10 match. The airport is requesting \$145,000 from the GEDC to cover the 10% match funding. This will cover the entire project from designing to construction.

At its July 24, 2023 meeting, the GEDC unanimously approved the request for funding the amount of \$145,000 to account for the 10% matching funds for the airport runway lighting project.

POLICY CONSIDERATIONS:

Sections 501.103, 505.152, 505.155, and 505.158 of the Texas Local Government Code. This agenda item will require two separate readings as per statute.

FISCAL IMPACT:

The GEDC will need to earmark funds in the 2023-24 FY Budget in line item 7-700.720 Community Facility Development for these matching grant funds.

ATTACHMENTS:

Funding Request
Performance Agreement

STAFF RECOMMENDATIONS:

Staff respectfully recommends the approval of this resolution.

RESOLUTION NO. 2023-85

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS, APPROVING TYPE B ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE GONZALES ECONOMIC DEVELOPMENT CORPORATION AND THE CITY OF GONZALES, TEXAS AUTHORIZED PURSUANT TO SECTION 505.158 OF THE TEXAS LOCAL GOVERNMENT CODE FOR STATE GRANT MATCHING FUNDS FOR THE AIRPORT RUNWAY LIGHTING PROJECT IN THE AMOUNT OF \$145,000.00; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

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

WHEREAS, Section 501.103 of the Texas Local Government Code, in pertinent part, defines the term “project” to mean “expenditures that are found by the board of directors to be required or suitable for infrastructure necessary to promote or develop new or expanded business enterprises, limited to: (1) streets and roads, rail spurs, water and sewer utilities, electric utilities, or gas utilities, drainage, site improvements, and related improvements; (2) telecommunications and Internet improvements. . .”, and

WHEREAS, Section 505.152 of the Texas Local Government Code, in pertinent part, defines the term “project” to mean “land, buildings, equipment, facilities, and improvements found by the board of directors to be required or suitable for use for professional and amateur sports, including children’s sports, athletic, entertainment, tourist, convention, and public park purposes and events, including stadiums, ball parks, auditoriums, amphitheaters, concert halls, parks and park facilities, open space improvements, museums, exhibition facilities, and related store, restaurant, concession, and automobile parking facilities, related area transportation facilities, and related roads, streets, and water and sewer facilities, and other related improvements that enhance any of the items described by this section”; and

WHEREAS, Section 505.155 of the Texas Local Government Code, in pertinent part, defines the term “project” to mean “land, buildings, equipment, facilities, and improvements found by the board of directors to promote or develop new or expanded business enterprises that create or retain primary jobs, including: (1) a project to provide public safety facilities, streets and roads, drainage and related improvements, demolition of existing structures, general municipally owned improvements, and any improvements or facilities related to a project described by this subdivision; and (2) any other project that the board of directors in the board’s discretion determines promotes or develops new or expanded business enterprises that create or retain primary jobs”; and

WHEREAS, Section 505.158 of the Texas Local Government Code provides that “[f]or a Type B corporation authorized to be created by a municipality with a population of 20,000 or less, “project” also includes the land, buildings, equipment, facilities, expenditures, targeted infrastructure, and improvements found by the corporation’s board of directors to promote new or expanded business development.” Further, the statute provides that “[a] Type B corporation may

not undertake a project authorized by this section that requires an expenditure of more than \$10,000 until the governing body of the corporation's authorizing municipality adopts a resolution authorizing the project after giving the resolution at least two separate readings; and

WHEREAS, the Board of Directors of the Gonzales Economic Development Corporation find and determine that the economic development assistance as specified in the Performance Agreement, attached hereto as ***Exhibit A***, will promote new or expanded business development, and otherwise meets the definition of "project," as that term is defined by Section 501.103, 505.152, 505.155, and 505.158 of the Texas Local Government Code, and hereby approves said Performance Agreement.

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 find and determine that the project and Performance Agreement, attached hereto as ***Exhibit A***, will promote new and expanded business development, and is otherwise consistent with Section 501.103, 505.152, 505.155, and 505.158 of the Texas Local Government Code.

Section 2. That the foregoing recitals 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 10th day of August, 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

Exhibit A

[Performance Agreement]

Airport Runway Project:

The airport manager is asking EDC to please consider funding the new airport runway lighting project, the cost of this project is 1.45 million dollars. This project is to replace the control box, wiring, and lighting that has surpassed its life expectancy. The lighting system in use today has been in use for about 22 years. Roger M. Dreyer Memorial Airport is at the top of TxDOT Aviation list on getting the runway lights upgraded. This is a state funding grant project, this means that it's a 90/10 grant match project, the 10% the airport is asking for is \$145,000. This will cover the entire project from designing the project to the total construction of the project.

DESIGN- \$150,000

CONSTRUCTION COST- \$1.3million

PERFORMANCE AGREEMENT

This **PERFORMANCE AGREEMENT** by and between the **GONZALES ECONOMIC DEVELOPMENT CORPORATION**, a Texas non-profit corporation (hereinafter referred to as the “GEDC”), and **CITY OF GONZALES, TEXAS**, a Texas home-rule municipality (hereinafter referred to as “City”), is made and executed on the following recitals, terms and conditions.

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

WHEREAS, Section 501.101 of the Texas Local Government Code, in pertinent part, defines the term “project” to mean “land, buildings, equipment, facilities, expenditures, targeted infrastructure, and improvements that are: (1) for the creation or retention of primary jobs; and (2) found by the board of directors to be required or suitable for the development, retention, or expansion of: (A) manufacturing and industrial facilities; (B) research and development facilities; (C) military facilities, including closed or realigned military bases; (D) transportation facilities, including airports, hangars, railports, rail switching facilities, maintenance and repair facilities, cargo facilities, related infrastructure located on or adjacent to an airport or railport facility, marine ports, inland ports, mass commuting facilities, and parking facilities. . .”; and

WHEREAS, Section 501.103 of the Texas Local Government Code, in pertinent part, defines the term “project” to mean “expenditures that are found by the board of directors to be required or suitable for infrastructure necessary to promote or develop new or expanded business enterprises, limited to: (1) streets and roads, rail spurs, water and sewer utilities, electric utilities, or gas utilities, drainage, site improvements, and related improvements; (2) telecommunications and Internet improvements . . .”; and]

WHEREAS, Section 505.152 of the Texas Local Government Code, in pertinent part, defines the term “project” to mean “land, buildings, equipment, facilities, and improvements found by the board of directors to be required or suitable for use for professional and amateur sports, including children’s sports, athletic, entertainment, tourist, convention, and public park purposes and events, including stadiums, ball parks, auditoriums, amphitheaters, concert halls, parks and park facilities, open space improvements, museums, exhibition facilities, and related store, restaurant, concession, and automobile parking facilities, related area transportation facilities, and related roads, streets, and water and sewer facilities, and other related improvements that enhance any of the items described by this section”; and

WHEREAS, Section 505.158 of the Texas Local Government Code provides that “[f]or a Type B corporation authorized to be created by a municipality with a population of 20,000 or less, “project” also includes the land, buildings, equipment, facilities, expenditures, targeted infrastructure, and improvements found by the corporation’s board of directors to promote new or expanded business development.” Further, the statute provides that “[a] Type B corporation may not undertake a project authorized by this section that requires an expenditure of more than \$10,000 until the governing body of the corporation’s authorizing municipality adopts a resolution

authorizing the project after giving the resolution at least two separate readings”; and

WHEREAS, Section 501.158 of the Texas Local Government Code prohibits the provision of a direct incentive unless GEDC enters into an Agreement with City providing at a minimum a schedule of additional payroll or jobs to be created or retained by GEDC’s investment; a schedule of capital investments to be made as consideration for any direct incentives provided by GEDC to City; and a provision specifying the terms and conditions upon which repayment must be made should City fail to meet the agreed to performance requirements specified in this Agreement; and

WHEREAS, City has applied to GEDC for a request for funding for the airport runway lighting project for the Roger M. Dryer Memorial Airport generally located in the City of Gonzales, Texas; and

WHEREAS, the GEDC’s Board of Directors have determined the financial assistance provided to City is consistent and meets the definition of “project” as that term is defined in Section 501.101, 501.103, 505.152, and 505.158 of the Texas Local Government Code; and the definition of “cost” as that term is defined by Section 501.152 of the Texas Local Government Code; and

WHEREAS, City agrees and understands that Section 501.073(a) of the Texas Local Government Code requires the City Council of the City of Gonzales, Texas, to approve all programs and expenditures of the GEDC, and accordingly this Agreement is not effective until City Council has approved this project at a City Council meeting called and held for that purpose.

NOW, THEREFORE, for and in consideration of the agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the GEDC and City agree as follows:

SECTION 1. FINDINGS INCORPORATED.

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

SECTION 2. TERM.

This Agreement shall be effective as of the Effective Date (as defined herein), and shall continue thereafter until **December 31, 2024**, unless terminated sooner under the provisions hereof.

SECTION 3. DEFINITIONS.

The following words shall have the following meanings when used in this Agreement.

- (a) **Act.** The word “Act” means Chapters 501 to 505 of the Texas Local Government Code,

as amended.

- (b) **Agreement.** The word “Agreement” means this Performance Agreement, together with all exhibits and schedules attached to this Agreement from time to time, if any.
- (c) **City.** The word “City” means the City of Gonzales, Texas, a Texas home-rule municipality, whose address for the purposes of this Agreement is 820 Saint Joseph Street, Gonzales, Texas 78629.
- (d) **Effective Date.** The words “Effective Date” mean the date of the later to execute this Agreement by and between the City and the GEDC.
- (e) **Event of Default.** The words “Event of Default” mean and include any of the Events of Default set forth below in the section entitled “Events of Default.”
- (f) **GEDC.** The term “GEDC” means the Gonzales Economic Development Corporation, a Texas non-profit corporation, its successors and assigns, whose corporate address for the purposes of this Agreement is 820 Saint Joseph Street, Gonzales, Texas 78629.
- (g) **Qualified Expenditures.** The words “Qualified Expenditures” mean those costs associated with the submission of a state grant application to the Texas Department of Transportation, or related agency for the replacement, improvements, and renovations of the control box, wiring, and lighting system at the Roger M. Dryer Memorial Airport, and those expenses which meet the definition of “project” as that term is defined in Sections 501.101, 501.103, 505.152, and 505.158 of the Act, and meet the definition of “cost” as that term is defined in Section 501.152 of the Act.
- (h) **Term.** The word “Term” means the term of this Agreement as specified in Section 2 of this Agreement.

SECTION 4. AFFIRMATIVE COVENANTS OF CITY.

City covenants and agrees with GEDC that, while this Agreement is in effect, it shall comply with the following terms and conditions:

- (a) **Financial Assistance.** Upon the Effective Date of this Agreement, City shall be entitled to the sum not to exceed **One Hundred Forty-Five Thousand and No/100 Dollars (\$145,000.00)** from the GEDC for the Qualified Expenditures. Borrower agrees to provide to Lender by the end of the Term of this Agreement receipts, invoices, or other documentation which is in a form acceptable to the Lender for said Qualified Expenditures.
- (b) **Performance Conditions.** City agrees to make, execute and deliver to GEDC such other promissory notes, instruments, documents and other agreements as GEDC or its attorneys may reasonably request to evidence this Agreement.

- (c) **Performance.** City agrees to perform and comply with all terms, conditions, and provisions set forth in this Agreement and in all other instruments and agreements between City and GEDC.

SECTION 5. AFFIRMATIVE COVENANTS OF GEDC.

GEDC covenants and agrees with City that, while this Agreement is in effect, it shall comply with the following terms and conditions:

- (a) **Financial Assistance for Qualified Expenditures.** GEDC covenants and agrees to provide to the City financial assistance in the amount of **One Hundred Forty-Five Thousand and No/100 Dollars (\$145,000.00)** consistent with Section 4(a) of this Agreement.
- (b) **Performance.** GEDC agrees to perform and comply with all terms, conditions, and provisions set forth in this Agreement and in all other instruments and agreements by and between the City and GEDC.

SECTION 6. CESSATION OF ADVANCES.

If the GEDC has made any commitment to provide any financial assistance to City, whether under this Agreement or under any other agreement, the GEDC shall have no obligation to advance or disburse the financial assistance if: (i) City becomes insolvent, files a petition in bankruptcy or similar proceedings, or is adjudged bankrupt; or (ii) an Event of Default occurs.

SECTION 7. EVENTS OF DEFAULT.

Each of the following shall constitute an Event of Default under this Agreement:

- (a) **General Event of Default.** Failure of City or GEDC to comply with or to perform any other term, obligation, covenant or condition contained in this Agreement, or failure of City or GEDC to comply with or to perform any other term, obligation, covenant or condition contained in any other agreement by and between City and GEDC is an Event of Default.
- (b) **False Statements.** Any warranty, representation, or statement made or furnished to GEDC by or on behalf of City under this Agreement that is false or misleading in any material respect, either now or at the time made or furnished is an Event of Default.
- (c) **Insolvency.** City's insolvency, appointment of receiver for any part of City's property, any assignment for the benefit of creditors of City, any type of creditor workout for City, or the commencement of any proceeding under any bankruptcy or insolvency laws by or against City is an Event of Default.

SECTION 8. EFFECT OF AN EVENT OF DEFAULT.

In the event of default under Section 7 of this Agreement, the non-defaulting party shall give written notice to the other party of any default, and the defaulting party shall have thirty (30) days to cure said default. Should said default remain uncured as of the last day of the applicable cure period, and the non-defaulting party is not otherwise in default, the non-defaulting party shall have the right to immediately terminate this Agreement, enforce specific performance as appropriate or maintain a cause of action for damages caused by the event(s) of default. In the event, City defaults and is unable or unwilling to cure said default within the prescribed time period, the amounts provided by the GEDC to City pursuant to Section 5(a) of this Agreement shall become immediately due and payable by City to the GEDC.

SECTION 9. MISCELLANEOUS PROVISIONS.

The following miscellaneous provisions are a part of this Agreement:

- (a) **Amendments.** This Agreement constitutes the entire understanding and agreement of the parties as to the matters set forth in this Agreement. No alteration of or amendment to this Agreement shall be effective unless given in writing and signed by the party or parties sought to be charged or bound by the alteration or amendment.
- (b) **Applicable Law and Venue.** This Agreement shall be governed by and construed in accordance with the laws of the State of Texas, and all obligations of the parties created hereunder are performable in Gonzales County, Texas. Venue for any action arising under this Agreement shall lie in the state district courts of Gonzales County, Texas.
- (c) **Assignment.** This Agreement may not be assigned without the express written consent of the other party.
- (d) **Binding Obligation.** This Agreement shall become a binding obligation on the signatories upon execution by all signatories hereto. City warrants and represents that the individual or individuals executing this Agreement on behalf of City has full authority to execute this Agreement and bind City to the same. GEDC warrants and represents that the individual executing this Agreement on its behalf has full authority to execute this Agreement and bind it to the same.
- (e) **Caption Headings.** Caption headings in this Agreement are for convenience purposes only and are not to be used to interpret or define the provisions of the Agreement.
- (f) **Counterparts.** This Agreement may be executed in one or more counterparts, each of which shall be deemed an original and all of which shall constitute one and the same document.
- (g) **Notices.** Any notice or other communication required or permitted by this Agreement

if to GEDC: Gonzales Economic Development Corporation
820 Saint Joseph Street
Gonzales, Texas 78629
Attn: Susan Sankey, Executive Director
Telephone: (830) 672-2815 ext. 1600

(h) **Severability.** If a court of competent jurisdiction finds any provision of this Agreement to be invalid or unenforceable as to any person or circumstance, such finding shall not render that provision invalid or unenforceable as to any other persons or circumstances. If feasible, any such offending provision shall be deemed to be modified to be within the limits of enforceability or validity; however, if the offending provision cannot be so modified, it shall be stricken and all other provisions of this Agreement in all other respects shall remain valid and enforceable.

(i) **Time is of the Essence.** Time is of the essence in the performance of this Agreement.

(j) **Undocumented Workers.** City certifies that the City does not and will not knowingly employ an undocumented worker in accordance with Chapter 2264 of the Texas Government Code, as amended. If during the Term of this Agreement, City is convicted of a violation under 8 U.S.C. § 1324a(f), City shall repay the amount of the public subsidy provided under this Agreement plus interest, at the rate of eight percent (8%), not later than the 120th day after the date the GEDC notifies City of the violation.

*Performance Agreement
Gonzales Economic Development Corporation – City of Gonzales, Texas
8/7/2023 3:59:02 PM*

THE PARTIES ACKNOWLEDGE HAVING READ ALL THE PROVISIONS OF THIS PERFORMANCE AGREEMENT, AND THE PARTIES AGREE TO ITS TERMS. THIS AGREEMENT IS EFFECTIVE AS OF THE EFFECTIVE DATE AS IS PROVIDED HEREIN.

CITY:

CITY OF GONZALES, TEXAS,
a Texas home-rule municipality,

By: _____
S.H. "Steve" Sucher, Mayor
Date Signed: _____

By: _____
Timothy L. Crow, City Manager
Date Signed: _____

ATTEST:

Kristina Vega, City Secretary

GEDC:

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

By: _____
Ken Morrow, President
Date Signed: _____

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-86 Authorizing the City Manager to Enter into a Lease Agreement with Yamaha Motor Finance Corporation for a Four Year Lease on Ten Yamaha Drive2 QuieTech Fleet Golf Carts for an Annual Amount of \$9,000.00

DATE: August 10, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The Golf Course currently has twenty-five carts that it is leasing from Yamaha. The lease on ten of these golf carts ends in June and the staff would like the opportunity to replace them with 10 brand new lease carts. The proposal that Yamaha provided city staff for the leasing of ten new carts is \$750.00 monthly which totals \$9,000.00 annually. The term for the agreement is four years beginning on from date of delivery. With the leasing of the ten golf carts, we get a 4 year warranty for mechanical repairs. There is the option of purchasing the 10 golf carts that are already in use at the golf course as they come off lease, but the carts would cost \$2,000.00 a cart and the city would incur all maintenance expenses going forward. If we purchased the carts, they will all need new batteries, brakes, tires, etcetera and would be the maintenance staff's responsibility to fix. The staff strongly recommends renewing the lease agreement.

FISCAL IMPACT:

As of July 27th, the golf cart rental revenue is \$67,448 in GL account 100-4-404.437 and the golf course equipment rental expense is \$15,293. After paying for the rental of the golf carts, the City of Gonzales made \$52,155 as of July 27th.

POLICY CONSIDERATIONS

N/A

STAFF RECOMMENDATION:

Staff respectfully recommends approval of this resolution.

RESOLUTION NO. 2023-86

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH YAMAHA MOTOR FINANCE CORPORATION FOR A FOUR YEAR LEASE ON TEN YAMAHA DRIVE2 QUIETECH FLEET GOLF CARTS FOR AN ANNUAL AMOUNT OF \$9,000.00 AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Independence Golf Course is proposing to rent ten additional golf carts to be utilized at the course; and,

WHEREAS, city staff budgeted \$19,026.00 in account #100-7-206.413 Vehicle/Equipment Lease for Fiscal Year 2022-2023 to lease golf carts; and,

WHEREAS, staff was presented a proposal from Yamaha financing to renew the lease of ten Yamaha Drive2 Quietech Fleet Golf Carts for four years with an annual amount of \$9,000.00; and,

WHEREAS, the City Council hereby finds that the lease renewal for ten Yamaha Drive2 Quietech Fleet Golf Carts for four years serves the best interest of 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 authorizes the City Manager to enter into a Lease Agreement with Yamaha Motor Finance Corporation for a Four Year Lease on ten Yamaha Drive2 Quietech Fleet Golf Carts for an annual amount of \$9,000.00.

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 10th day of August, 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

Proposal Expressly Prepared For:

Independence Golf Course

Attn: Laura Zella



Prepared By:
JT Carney
District Sales Manager
Yamaha Golf-Car Company
7/11/2023



Equipment Details

Equipment Quoted:

- (10) 2024 Yamaha Drive² QuieTech Fleet Golf Cars

Color Options Included:

- **Fleet:** Sunstone (Beige)

Optional Equipment Included (Fleet)

- Beige Top
- Hinged Windshield
- Information Holder
- Fleet Numbers (2 per car)
- USB Ports
- Custom Logo

Yamaha's Factory Direct Service

Yamaha Golf Car Company's Fleet Service Technician, Ben Brace will complete all warranty service on your fleet of Golf Cars. I'm sure you will enjoy the benefits of having Ben to service your current fleet of cars along with his professionalism during course visits. For any service needs please call Ben at (470) 591-9441.



WARRANTY

4-YEAR LIMITED WARRANTY FOR DRIVE² FLEET GOLF CAR

Yamaha Golf-Car Company hereby warrants that any new Yamaha DRIVE² Gas or DRIVE² Electric Fleet golf car purchased from Yamaha, or an Authorized Dealer or Distributor in the United States will be free from defects in material and workmanship for FOUR years from date of purchase, subject to the stated limitations. DURING THE PERIOD OF WARRANTY, any authorized Yamaha golf car service technician, dealer, or distributor will, free of charge, repair or replace, at Yamaha's option, any part adjudged defective by Yamaha due to faulty workmanship or material from the factory. Parts used in warranty repairs will be warranted for the balance of the vehicle's warranty period. All parts replaced under warranty become property of Yamaha Golf-Car Company.

Car Components	Warranty Period	Electric Car Specific Parts	Warranty Period
Frame	Limited Lifetime to Original Owner	Battery - Trojan T875 FLA	4 Years or 23,500 amp hours whichever comes first / without HydroLink Watering System
Transaxle / Transmission	4 Years		4 Years or 25,000 amp hours whichever comes first / with HydroLink Watering System <i>*See Trojan Warranty Statement for details</i>
Steering / Suspension Components	4 Years	Battery - Trojan T875 AGM	5 Years or 50,000 amp hours whichever comes first <i>*See Trojan Warranty Statement for details</i>
Brakes (Excluding Shoes / Pads)	4 Years		
Sun Top	4 Years	Battery Charger and Cord	4 Years
Electrical Wires, Switches, and Relays	3 Years	Electric Motor and Controller	4 Years
Pedal Assy	3 Years	Charger Receptacle	4 Years
Body Parts	3 Years	Throttle Position Sensor	2 Years
Bumpers / Bag Carrier	3 Years	Gas Car Specific Parts	
Seats	2 Years	Gas Engine	4 Years
Scorecard Holder	2 Years	Starter Generator	4 Years
Floor Mats	2 Years	Exhaust / Intake	4 Years
Common Accessories		Clutch (Excluding Drive Belt)	4 Years
Genuine Yamaha Fleet Accessories	3 years* <i>*Refer to the Accessory Warranty Statement for details</i>	Throttle / Control Cables	3 Years
YamaTrack Specific Components	1 Year	Starting Battery	1 Year
		All Remaining Parts	1 Year

EXCLUSIONS from this Warranty shall include any failures caused by:

- Abnormal strain, neglect, or abuse, including lack of proper maintenance, and use contrary to the Owner's/Operator's Manual instructions.
- Accident or collision damage.
- Installation of parts or accessories that are not original equipment.
- Fading, rust, or deterioration due to exposure or ordinary wear and tear.
- Modifications or alterations that affect the car's condition, operation, performance, or durability.
- Damage due to improper transportation.
- Acts of God, e.g. lightning, hail damage, flooding, fire, etc.

This Limited Warranty does not cover any parts replaced due to normal wear or routine maintenance, including oil and air filter elements, brake shoes, tire wear, spark plugs, starter and clutch drive belts. Any charges incurred in transporting a golf car or charger to and from an authorized Yamaha golf car dealer for service or in performing field service are also excluded from this warranty. Gasoline-powered golf car starting batteries on vehicles equipped with a golf course GPS device, or any other device with a parasitic current draw, unless the vehicle is equipped from the factory with an optional deep cycle starting battery, are also excluded from this warranty.

The Customer's Responsibility under this warranty shall be to:

- Operate and Maintain the golf car, personal transportation vehicle (PTV), or commercial (Utility) vehicle as specified in the appropriate Owner's/Operator's manual, and
- Give notice to an authorized Yamaha Golf car dealer/distributor of all apparent defects within ten (10) days of discovery, and make the car available at that time for inspection and repairs at the dealer's/distributor's place of business, and
- Transport the car to and from an authorized dealer or distributor for warranty service.

WARRANTY TRANSFER: Any transfer of warranty must take place within the first three years of the original in-service date of the vehicle. The vehicle must be re-registered by an authorized Yamaha Golf Car dealer within 30 days of transfer. A fee may be charged for the transfer of the warranty.

EMISSION CONTROL SYSTEM WARRANTY (USA only):

Yamaha Golf-Car Company also warrants to the ultimate purchaser of each gas-powered golf car covered by this warranty that the product is designed, built, and equipped so as to conform at the time of sale with all U.S. emission standards applicable at the time of manufacture and that it is free from defects in materials and workmanship which would cause it not to meet these standards within the same time period described in THE PERIOD OF WARRANTY above, or a minimum of two years, whichever is longer. Failures other than those resulting from defects in material or workmanship which arise solely as a result of owner abuse and/or lack of proper maintenance are not covered by this warranty.

Yamaha Golf-Car Company makes no other warranty of any kind, expressed or implied. All implied warranties of merchantability and fitness of merchantability and fitness for a particular purpose which exceed the obligations and time limits stated in this warranty are hereby disclaimed by Yamaha Golf-Car Company and excluded from this Warranty.

Some states do not allow limitations on how long implied warranty lasts, so the above limitation may not apply to you. Also excluded from this Warranty is any incidental or consequential damages including loss of use. Some states do not allow the exclusion or limitation of incidental or consequential damages, so the above exclusion may not apply to you. This Warranty give you specific legal rights, and you may also have other rights, which vary from state to state.

YAMAHA GOLF-CAR COMPANY, KENNESAW, GEORGIA 30144

EFFECTIVE DATE: 07/01/20

I have read and agree to the above conditions set forth in the Golf-Car Warranty _____ (Initial)

DRIVE²



Equipment Maintenance Schedule

While Yamaha Golf-Car Company maintains a network of reliable service providers that are willing and able to assist you at any time, the following are best practices that will ensure that your golf car fleet stays in optimum working condition, cutting down on the need of service assistance:

Daily Safety Checklist:

- Visually inspect all equipment for damage. Be sure all nuts, bolts, and screws are tight.
- Insure that all warning and instruction labels are on equipment and in good condition.
- Check equipment for proper and safe operation.
- Maintain a proper tire pressure of 18 psi for gas cars, and 22 psi for electric cars.
- Check drive unit, transmission, engine, and fuel system (gasoline equipment) for leaks.

Daily Performance Inspection:

- *Forward/Reverse Switch:* Check for proper operation.
- *Brakes:* Be sure brakes function properly.
- *Parking Brake:* When latched, the parking brake should lock the wheels and hold the vehicle stationary.
- *Reverse Buzzer:* The reverse buzzer will sound as a warning when the forward/reverse handle or switch is in the reverse position.

Daily Maintenance:

- Remove trash from bag well, floorboard, dash compartment, and drink holders.
- Wash exterior of equipment, including seats and bag well. Do not pressure wash.
- Wash engine compartment. Avoid all electrical components and connections. Do not pressure wash.
- Keep equipment clean with damp cloth.
- Change or repair flat tires.
- *Fuel:* Check fuel level.
- *Engine:* Check for proper engine oil level.
- *Battery:* Check battery post; wires should be tight and free of corrosion, and battery should be fully charged.

Monthly Maintenance:

- *Engine:* Check engine cooling air intake; clean if necessary. Visually inspect the unshrouded area around the engine exhaust for grass and debris; clean if necessary.
- *Tires:* Check air pressure and adjust as necessary.

I have read and understand the above Equipment Maintenance Schedule _____ (Initial)



Terms and Conditions for Returning Vehicles or Trades

Sole Responsibility, if applicable:

Independence Golf Course agrees to accept sole responsibility for any loss or damage to its returned cars beyond ordinary wear due to normal use. The returned cars must meet the following conditions:

- 1.) All cars must be free of all liens and encumbrances.
- 2.) All cars must be capable of running at least nine (9) holes of golf.
- 3.) All cars must be the same quantity and year model as originally evaluated.
- 4.) All cars must be clean, and free of trash, scorecards, pencils, tees, etc.
- 5.) All cars must have a working charger.
- 6.) All cars must have four (4) serviceable tires that retain proper air pressure.
- 7.) All cars must steer properly in all directions.
- 8.) All batteries must be free of corrosion, and properly filled with water.

Furthermore, Independence Golf Course understands and agrees to further charges being assessed if the below conditions are found upon Yamaha Golf-Car Company's inspection of the returned cars:

- 1.) Severely damaged or missing chargers
- 2.) Inoperable cars
- 3.) Minor damage (damage to bodies, bumpers, or seats)
- 4.) Major damage (frame damage, wrecked cars, etc.)

I have read and agree to the above terms and conditions for returning vehicles and/or trades _____ (Initial)



Pricing Details

New Car Lease Pricing:

- 48 Month Lease Term
- BuyBoard Contract # 611-20

Vehicle	# of Cars	Price per Car	Total Monthly Price
2024 Yamaha Drive ² QuieTech Fleet Golf Cars	10	\$75.00	\$750.00

If the proposal is acceptable under the above terms please sign and date

Accepted by: _____ Date: _____
City of Gonzalez

Accepted by:  Date: 7/11/2023
Yamaha District Sales Manager

Accepted by: _____ Date: _____
Regional Sales Manager

**** All proposals must be signed and approved by YGC Management**

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-87 Taking a Record Vote on Setting the Preliminary Maximum Ad Valorem Tax Rate for Fiscal Year 2023-2024 and Scheduling a Public Hearing

DATE: August 10, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

This is a presentation of the 2023 Governing Body Summary #1B. Council must propose a tax rate.

On July 21, 2023 the City received the certified property tax rolls from the Gonzales County Appraisal District. The Gonzales County Tax Assessor-Collector used this information and information provided from the City of Gonzales to calculate the No New Revenue Tax Rate and Voter Approval Tax Rate for the 2023 Tax Year.

The No New Revenue Tax Rate is a calculated rate that would provide the city with about the same amount of revenues it received the year before on properties taxed in both years. The current property tax rate is \$0.3117 per \$100.00 valuation. The Voter-Approval Tax Rate is a calculated maximum rate allowed by law without voter approval.

The 2023 Tax Year No New Revenue Tax Rate is \$0.2910 per \$100.00 of valuation, which is less than the current tax rate by \$0.0207. The Voter-Approval Tax Rate is \$0.2938 per \$100.00 of valuation. Staff is recommending a preliminary maximum property tax rate of \$0.2938 per \$100.00 which exceeds the No New Revenue Tax Rate by \$0.0028.

In accordance with Chapter 26.05(d) of the State's Property Tax Code, a governing body must hold a Public Hearing on the tax rate if the proposed tax rate exceeds the lower of the No New Revenue Tax Rate or Voter Approval Tax Rate. In this case, that Public Hearing is required because the proposed tax rate exceeds the No New Revenue Tax Rate. Staff recommends holding the Public Hearing on September 7, 2023. If the Council chooses to go with the No New Revenue Tax Rate, an ordinance will be placed on the September 7th agenda and no further action is required.

During the final tax rate adoption process Council can approve a lower rate at that time, however they will not be able to approve a higher rate than this without republishing the notices and holding additional public hearings.

POLICY CONSIDERATIONS:

This is consistent with current policy.

FISCAL IMPACT:

N/A

ATTACHMENTS:

2023 Governing Body Summary

2023 Tax Rate Calculation Worksheet

STAFF RECOMMENDATION:

Staff respectfully recommends the approval of this resolution.

RESOLUTION NO. 2023-87

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS, AUTHORIZING A PRELIMINARY MAXIMUM AD VALOREM TAX RATE FOR FISCAL YEAR 2023-2024, AND SCHEDULING A PUBLIC HEARING; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, on July 21, 2023 the City received the certified property tax rolls from the Gonzales County Appraisal District; and

WHEREAS, the Gonzales County Tax Assessor-Collector used this information and information provided from the City of Gonzales to calculate the No New Revenue Tax Rate and Voter Approval Tax Rate for the 2023 Tax year; and

WHEREAS, the 2023 Tax Year No New Revenue Tax Rate is \$0.2910 per \$100.00 valuation, which is less than the current tax rate by \$0.0207; and

WHEREAS, the Voter Approval Tax Rate is \$0.2938 per \$100.00 valuation; and,

WHEREAS, Chapter 26.05(d) of the Tax Code states that a Public Hearing must be held if the proposed tax rate exceeds the lower of the No New Revenue Tax Rate or Voter Approval Tax Rate; and,

WHEREAS, the City staff of the City of Gonzales has recommended that the City Council approve a preliminary maximum tax rate of \$0.2938 for Fiscal Year 2023-2024; and,

WHEREAS, staff recommends holding the Public Hearing on September 7, 2023; and,

WHEREAS, the City Council has determined that it is in the best interest of the City to establish a preliminary maximum tax rate and schedule the required Public Hearing date.

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 authorizes a preliminary maximum ad valorem tax rate for fiscal year 2023-2024 of \$0.2938 per \$100.00 valuation and schedules the Public Hearing for September 7, 2023 at 5:00 P.M. at City Hall, 820 N. St. Joseph Street, Gonzales, Texas 78629.

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 therein.

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

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

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

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

Section 8. Record Vote.

FOR:

AGAINST:

PRESENT BUT ABSTAINED FROM VOTING:

ABSENT:

PASSED AND APPROVED this 10th day of August, 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

2023 Governing Body Summary #1A*

Benchmark 2023 Tax Rates

CITY OF GONZALES

Date: 07/26/2023 11:11 AM

DESCRIPTION OF TAX RATE	TAX RATE PER \$100	THIS YEAR'S TAX LEVY**	ADDITIONAL TAX LEVY
Using the 2023 Adjusted Taxable Value of \$609,496,460	Multiplied by this Rate	Will Generate This Tax Levy	*This column is figured with the NNR Levy as the base
No-New-Revenue Tax Rate	\$0.2910	\$1,773,635	
One Percent \$100 Tax Increase***	\$0.2939	\$1,791,310	\$17,675
One Cent per \$100 Tax Increase***	\$0.3010	\$1,834,584	\$60,949
De Minimis Rate	\$0.3703	\$2,256,965	\$483,330
VAR NOT adjusted for Unused Increment Rate	\$0.2938	\$1,790,701	\$17,066
VAR adjusted for Unused Increment Rate	\$0.2938	\$1,790,701	\$17,066

*These figures are provided as estimates of possible outcomes resulting from varying the tax rate. Please be aware that these are only estimates and should not be used alone in making budgetary decisions.

**Tax levies are calculated using line 21 of the No-New-Revenue Tax Rate Worksheet and this year's frozen tax levy on homesteads of the elderly or disabled.

***Tax increase compared to no-new-revenue tax rate.

Terms: No-New-Revenue Tax Rate (NNR) – (last year's levy minus lost property levy) divided by (current total value minus new property value). Voter-Approval Tax Rate – equal to the No-New-Revenue maintenance and operations tax rate time 1.035% PLUS current debt PLUS any unused increment rate.

De minimis rate – The rate is equal to the sum of: 1) a taxing unit's NNR maintenance and operations rate 2) the rate that when applied to a taxing unit's current total value, will impose an amount of taxes equal to \$500,000, AND 3) a taxing unit's current debt rate. Voters may petition to hold a tax approval election if the de minimis is equal to or lower than the de minimis rate but higher than the voter-approval rate.

2022 Adjusted Taxable as of 06/30/2023	\$642,140,630
2022 Tax Ceilings as of 06/30/2023	\$76,216,680
2022 Freeze Adjusted Taxable as of 06/30/2023	\$565,923,950
2023 Certified Net Taxable	\$688,545,640
2023 Protested Value (+)	\$121,000
2023 Tax Ceilings (-)	\$79,170,180
2023 Adjusted Value (=)	\$609,496,460
2023 New Improvement Value	\$3,691,590
2023 No New Revenue Tax Rate	0.2910
2023 Voter Approval Tax Rate	0.2938

The 2023 Debt Rate is: 0.1303

The 2022 Debt Rate was: 0.1425

The 2023 debt rate was calculated with an anticipated collection rate of 100.65%. There was an excess of \$15,264.22 debt collected compared to the 2022 anticipated collections (adjustment shown on line 43). Based on these adjustments, your 2023 submitted debt is modified to \$794,769 from \$815,200. (see lines 42-46)

- The actual collection rate for 2022 was 100.89%
- The actual collection rate for 2021 was 100.58%
- The actual collection rate for 2020 was 102.24%

2023 Tax Rate Calculation Worksheet

Taxing Units Other Than School Districts or Water Districts

Form 50-856

CITY OF GONZALES

830-672-2841

Taxing Unit Name

Phone (area code and number)

427 St George Ste 100, Gonzales, Texas 78629

www.co.gonzales.tx.us

Taxing Unit's Address, City, State, ZIP Code

Taxing Unit's Website Address

GENERAL INFORMATION: Tax Code Section 26.04(c) requires an officer or employee designated by the governing body to calculate the no-new-revenue (NNR) tax rate and voter-approval tax rate for the taxing unit. These tax rates are expressed in dollars per \$100 of taxable value calculated. The calculation process starts after the chief appraiser delivers to the taxing unit the certified appraisal roll and the estimated values of properties under protest. The designated officer or employee shall certify that the officer or employee has accurately calculated the tax rates and used values shown for the certified appraisal roll or certified estimate. The officer or employee submits the rates to the governing body by Aug. 7 or as soon thereafter as practicable.

School districts do not use this form, but instead use Comptroller Form 50-859 *Tax Rate Calculation Worksheet, School District without Chapter 313 Agreements* or Comptroller Form 50-884 *Tax Rate Calculation Worksheet, School District with Chapter 313 Agreements*.

Water districts as defined under Water Code Section 49.001(1) do not use this form, but instead use Comptroller Form 50-858 *Water District Voter-Approval Tax Rate Worksheet for Low Tax Rate and Developing Districts* or Comptroller Form 50-860 *Developed Water District Voter-Approval Tax Rate Worksheet*.

The Comptroller's office provides this worksheet to assist taxing units in determining tax rates. The information provided in this worksheet is offered as technical assistance and not legal advice. Taxing units should consult legal counsel for interpretations of law regarding tax rate preparation and adoption.

SECTION 1: No-New-Revenue Tax Rate

The NNR tax rate enables the public to evaluate the relationship between taxes for the prior year and for the current year based on a tax rate that would produce the same amount of taxes (no new taxes) if applied to the same properties that are taxed in both years. When appraisal values increase, the NNR tax rate should decrease.

The NNR tax rate for a county is the sum of the NNR tax rates calculated for each type of tax the county levies.

While uncommon, it is possible for a taxing unit to provide an exemption for only maintenance and operations taxes. In this case, the taxing unit will need to calculate the NNR tax rate separately for the maintenance and operations tax and the debt tax, then add the two components together.

Line	No-New-Revenue Tax Rate Worksheet	Amount/Rate
1.	2022 total taxable value. Enter the amount of 2022 taxable value on the 2022 tax roll today. Include any adjustments since last year's certification; exclude Tax Code Section 25.25(d) one-fourth and one-third over-appraisal corrections from these adjustments. Exclude any property value subject to an appeal under Chapter 42 as of July 25 (will add undisputed value in Line 6). This total includes the taxable value of homesteads with tax ceilings (will deduct in Line 2) and the captured value for tax increment financing (adjustment is made by deducting TIF taxes, as reflected in Line 17). ¹	\$ 642,140,630
2.	2022 tax ceilings. Counties, cities and junior college districts. Enter 2022 total taxable value of homesteads with tax ceilings. These include the homesteads of homeowners age 65 or older or disabled. Other taxing units enter 0. If your taxing unit adopted the tax ceiling provision in 2022 or a prior year for homeowners age 65 or older or disabled, use this step. ²	\$ 76,216,680
3.	Preliminary 2022 adjusted taxable value. Subtract Line 2 from Line 1.	\$ 565,923,950
4.	2022 total adopted tax rate.	\$ 0.3117 /\$100
5.	2022 taxable value lost because court appeals of ARB decisions reduced 2021 appraised value.	
	A. Original 2022 ARB values:.....	\$ 894,630
	B. 2022 values resulting from final court decisions:.....	- \$ 824,040
	C. 2022 value loss. Subtract B from A. ³	\$ 70,590
6.	2022 taxable value subject to an appeal under Chapter 42, as of July 25.	
	A. 2022 ARB certified value:.....	\$ 0
	B. 2022 disputed value:.....	- \$ 0
	C. 2022 undisputed value. Subtract B from A. ⁴	\$ 0
7.	2022 Chapter 42 related adjusted values. Add Line 5C and Line 6C.	\$ 70,590

¹ Tex. Tax Code §26.012(14)

² Tex. Tax Code §26.012(14)

³ Tex. Tax Code §26.012(13)

⁴ Tex. Tax Code §26.012(13)

Line	No-New-Revenue Tax Rate Worksheet	Amount/Rate
8.	2022 taxable value, adjusted for actual and potential court-ordered adjustments. Add Line 3 and Line 7.	\$ 565,994,540
9.	2022 taxable value of property in territory the taxing unit deannexed after Jan. 1, 2022. Enter the 2021 value of property in deannexed territory. ⁵	\$ 0
10.	2022 taxable value lost because property first qualified for an exemption in 2023. If the taxing unit increased an original exemption, use the difference between the original exempted amount and the increased exempted amount. Do not include value lost due to freeport, goods-in-transit, temporary disaster exemptions. Note that lowering the amount or percentage of an existing exemption in 2023 does not create a new exemption or reduce taxable value. A. Absolute exemptions. Use 2022 market value: \$ 354,000 B. Partial exemptions. 2023 exemption amount or 2023 percentage exemption times 2022 value: + \$ 0 C. Value loss. Add A and B. ⁶	\$ 354,000
11.	2022 taxable value lost because property first qualified for agricultural appraisal (1-d or 1-d-1), timber appraisal, recreational/scenic appraisal or public access airport special appraisal in 2023. Use only properties that qualified in 2023 for the first time; do not use properties that qualified in 2022. A. 2022 market value: \$ 0 B. 2023 productivity or special appraised value: - \$ 0 C. Value loss. Subtract B from A. ⁷	\$ 0
12.	Total adjustments for lost value. Add Lines 9, 10C and 11C.	\$ 354,000
13.	2022 captured value of property in a TIF. Enter the total value of 2022 captured appraised value of property taxable by a taxing unit in a tax increment financing zone for which 2022 taxes were deposited into the tax increment fund. ⁸ If the taxing unit has no captured appraised value in line 18D, enter 0.	\$ 0
14.	2022 total value. Subtract Line 12 and Line 13 from Line 8.	\$ 565,640,540
15.	Adjusted 2022 total levy. Multiply Line 4 by Line 14 and divide by \$100.	\$ 1,763,101
16.	Taxes refunded for years preceding tax year 2022. Enter the amount of taxes refunded by the taxing unit for tax years preceding tax year 2022. Types of refunds include court decisions, Tax Code Section 25.25(b) and (c) corrections and Tax Code Section 31.11 payment errors. Do not include refunds for tax year 2022. This line applies only to tax years preceding tax year 2022. ⁹	\$ 0
17.	Adjusted 2022 levy with refunds and TIF adjustment. Add Lines 15 and 16. ¹⁰	\$ 1,763,101
18.	Total 2023 taxable value on the 2023 certified appraisal roll today. This value includes only certified values or certified estimate of values and includes the total taxable value of homesteads with tax ceilings (will deduct in Line 20). These homesteads include homeowners age 65 or older or disabled. ¹¹ A. Certified values: \$ 688,545,640 B. Counties: Include railroad rolling stock values certified by the Comptroller's office: + \$ C. Pollution control and energy storage system exemption: Deduct the value of property exempted for the current tax year for the first time as pollution control or energy storage system property: - \$ 0 D. Tax increment financing: Deduct the 2023 captured appraised value of property taxable by a taxing unit in a tax increment financing zone for which the 2023 taxes will be deposited into the tax increment fund. Do not include any new property value that will be included in Line 23 below. ¹² - \$ 0 E. Total 2023 value. Add A and B, then subtract C and D.	\$ 688,545,640

⁵ Tex. Tax Code §26.012(15)⁶ Tex. Tax Code §26.012(15)⁷ Tex. Tax Code §26.012(15)⁸ Tex. Tax Code §26.03(c)⁹ Tex. Tax Code §26.012(13)¹⁰ Tex. Tax Code §26.012(13)¹¹ Tex. Tax Code §26.012, 26.04(c-2)¹² Tex. Tax Code §26.03(c)

Line	No-New-Revenue Tax Rate Worksheet	Amount/Rate
19.	Total value of properties under protest or not included on certified appraisal roll. ¹³	
A.	2023 taxable value of properties under protest. The chief appraiser certifies a list of properties still under ARB protest. The list shows the appraisal district's value and the taxpayer's claimed value, if any, or an estimate of the value if the taxpayer wins. For each of the properties under protest, use the lowest of these values. Enter the total value under protest. ¹⁴ \$ 121,000	
B.	2023 value of properties not under protest or included on certified appraisal roll. The chief appraiser gives taxing units a list of those taxable properties that the chief appraiser knows about but are not included in the appraisal roll certification. These properties also are not on the list of properties that are still under protest. On this list of properties, the chief appraiser includes the market value, appraised value and exemptions for the preceding year and a reasonable estimate of the market value, appraised value and exemptions for the current year. Use the lower market, appraised or taxable value (as appropriate). Enter the total value of property not on the certified roll. ¹⁵ + \$ 0	
C.	Total value under protest or not certified. Add A and B.	\$ 121,000
20.	2023 tax ceilings. Counties, cities and junior colleges enter 2023 total taxable value of homesteads with tax ceilings. These include the homesteads of homeowners age 65 or older or disabled. Other taxing units enter 0. If your taxing unit adopted the tax ceiling provision in 2022 or a prior year for homeowners age 65 or older or disabled, use this step. ¹⁶	\$ 79,170,180
21.	2023 total taxable value. Add Lines 18E and 19C. Subtract Line 20. ¹⁷	\$ 609,496,460
22.	Total 2023 taxable value of properties in territory annexed after Jan. 1, 2022. Include both real and personal property. Enter the 2023 value of property in territory annexed. ¹⁸	\$ 0
23.	Total 2023 taxable value of new improvements and new personal property located in new improvements. New means the item was not on the appraisal roll in 2022. An improvement is a building, structure, fixture or fence erected on or affixed to land. New additions to existing improvements may be included if the appraised value can be determined. New personal property in a new improvement must have been brought into the taxing unit after Jan. 1, 2022 and be located in a new improvement. New improvements do include property on which a tax abatement agreement has expired for 2023. ¹⁹	\$ 3,691,590
24.	Total adjustments to the 2023 taxable value. Add Lines 22 and 23.	\$ 3,691,590
25.	Adjusted 2023 taxable value. Subtract Line 24 from Line 21.	\$ 605,804,870
26.	2023 NNR tax rate. Divide Line 17 by Line 25 and multiply by \$100. ²⁰	\$ 0.2910 /\$100
27.	COUNTIES ONLY. Add together the NNR tax rates for each type of tax the county levies. The total is the 2023 county NNR tax rate. ²¹	\$ _____ /\$100

SECTION 2: Voter Approval Tax Rate

The voter-approval tax rate is the highest tax rate that a taxing unit may adopt without holding an election to seek voter approval of the rate. The voter-approval tax rate is split into two separate rates:

- Maintenance and Operations (M&O) Tax Rate:** The M&O portion is the tax rate that is needed to raise the same amount of taxes that the taxing unit levied in the prior year plus the applicable percentage allowed by law. This rate accounts for such things as salaries, utilities and day-to-day operations.
- Debt Rate:** The debt rate includes the debt service necessary to pay the taxing unit's debt payments in the coming year. This rate accounts for principal and interest on bonds and other debt secured by property tax revenue.

The voter-approval tax rate for a county is the sum of the voter-approval tax rates calculated for each type of tax the county levies. In most cases the voter-approval tax rate exceeds the no-new-revenue tax rate, but occasionally decreases in a taxing unit's debt service will cause the NNR tax rate to be higher than the voter-approval tax rate.

Line	Voter-Approval Tax Rate Worksheet	Amount/Rate
28.	2022 M&O tax rate. Enter the 2022 M&O tax rate.	\$ 0.1692 /\$100
29.	2022 taxable value, adjusted for actual and potential court-ordered adjustments. Enter the amount in Line 8 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 565,994,540

¹³ Tex. Tax Code §26.01(c) and (d)

¹⁴ Tex. Tax Code §26.01(c)

¹⁵ Tex. Tax Code §26.01(d)

¹⁶ Tex. Tax Code §26.012(6)(B)

¹⁷ Tex. Tax Code §26.012(6)

¹⁸ Tex. Tax Code §26.012(17)

¹⁹ Tex. Tax Code §26.012(17)

²⁰ Tex. Tax Code §26.04(c)

²¹ Tex. Tax Code §26.04(d)

Line	Voter-Approval Tax Rate Worksheet	Amount/Rate
30.	Total 2022 M&O levy. Multiply Line 28 by Line 29 and divide by \$100	\$ 957,662
31.	Adjusted 2022 levy for calculating NNR M&O rate. A. M&O taxes refunded for years preceding tax year 2022. Enter the amount of M&O taxes refunded in the preceding year for taxes before that year. Types of refunds include court decisions, Tax Code Section 25.25(b) and (c) corrections and Tax Code Section 31.11 payment errors. Do not include refunds for tax year 2022. This line applies only to tax years preceding tax year 2022. + \$ 0 B. 2022 taxes in TIF. Enter the amount of taxes paid into the tax increment fund for a reinvestment zone as agreed by the taxing unit. If the taxing unit has no 2023 captured appraised value in Line 18D, enter 0. - \$ 0 C. 2022 transferred function. If discontinuing all of a department, function or activity and transferring it to another taxing unit by written contract, enter the amount spent by the taxing unit discontinuing the function in the 12 months preceding the month of this calculation. If the taxing unit did not operate this function for this 12-month period, use the amount spent in the last full fiscal year in which the taxing unit operated the function. The taxing unit discontinuing the function will subtract this amount in D below. The taxing unit receiving the function will add this amount in D below. Other taxing units enter 0. +/- \$ 0 D. 2022 M&O levy adjustments. Subtract B from A. For taxing unit with C, subtract if discontinuing function and add if receiving function. \$ 0 E. Add Line 30 to 31D.	\$ 957,662
32.	Adjusted 2023 taxable value. Enter the amount in Line 25 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 605,804,870
33.	2023 NNR M&O rate (unadjusted). Divide Line 31E by Line 32 and multiply by \$100.	\$ 0.1580 /\$100
34.	Rate adjustment for state criminal justice mandate. ²³ If not applicable or less than zero, enter 0. A. 2023 state criminal justice mandate. Enter the amount spent by a county in the previous 12 months providing for the maintenance and operation cost of keeping inmates in county-paid facilities after they have been sentenced. Do not include any state reimbursement received by the county for the same purpose. \$ 0 B. 2022 state criminal justice mandate. Enter the amount spent by a county in the 12 months prior to the previous 12 months providing for the maintenance and operation cost of keeping inmates in county-paid facilities after they have been sentenced. Do not include any state reimbursement received by the county for the same purpose. Enter zero if this is the first time the mandate applies. - \$ 0 C. Subtract B from A and divide by Line 32 and multiply by \$100. \$ 0 /\$100 D. Enter the rate calculated in C. If not applicable, enter 0.	\$ 0 /\$100
35.	Rate adjustment for indigent health care expenditures. ²⁴ If not applicable or less than zero, enter 0. A. 2023 indigent health care expenditures. Enter the amount paid by a taxing unit providing for the maintenance and operation cost of providing indigent health care for the period beginning on July 1, 2022 and ending on June 30, 2023, less any state assistance received for the same purpose. \$ 0 B. 2022 indigent health care expenditures. Enter the amount paid by a taxing unit providing for the maintenance and operation cost of providing indigent health care for the period beginning on July 1, 2021 and ending on June 30, 2022, less any state assistance received for the same purpose. - \$ 0 C. Subtract B from A and divide by Line 32 and multiply by \$100. \$ 0 /\$100 D. Enter the rate calculated in C. If not applicable, enter 0.	\$ 0 /\$100

²² [Reserved for expansion]²³ Tex. Tax Code §26.044²⁴ Tex. Tax Code §26.0441

Line	Voter-Approval Tax Rate Worksheet	Amount/Rate
36.	Rate adjustment for county indigent defense compensation. ²⁵ If not applicable or less than zero, enter 0. <p>A. 2023 indigent defense compensation expenditures. Enter the amount paid by a county to provide appointed counsel for indigent individuals and fund the operations of a public defender's office under Article 26.044, Code of Criminal Procedure for the period beginning on July 1, 2022 and ending on June 30, 2023, less any state grants received by the county for the same purpose..... \$ 0</p> <p>B. 2022 indigent defense compensation expenditures. Enter the amount paid by a county to provide appointed counsel for indigent individuals and fund the operations of a public defender's office under Article 26.044, Code of Criminal Procedure for the period beginning on July 1, 2021 and ending on June 30, 2022, less any state grants received by the county for the same purpose..... \$ 0</p> <p>C. Subtract B from A and divide by Line 32 and multiply by \$100..... \$ 0 /\$100</p> <p>D. Multiply B by 0.05 and divide by Line 32 and multiply by \$100..... \$ 0 /\$100</p> <p>E. Enter the lesser of C and D. If not applicable, enter 0.</p>	 \$ 0 /\$100
37.	Rate adjustment for county hospital expenditures. ²⁶ If not applicable or less than zero, enter 0. <p>A. 2023 eligible county hospital expenditures. Enter the amount paid by the county or municipality to maintain and operate an eligible county hospital for the period beginning on July 1, 2022 and ending on June 30, 2023. \$ 0</p> <p>B. 2022 eligible county hospital expenditures. Enter the amount paid by the county or municipality to maintain and operate an eligible county hospital for the period beginning on July 1, 2021 and ending on June 30, 2022. \$ 0</p> <p>C. Subtract B from A and divide by Line 32 and multiply by \$100..... \$ 0 /\$100</p> <p>D. Multiply B by 0.08 and divide by Line 32 and multiply by \$100..... \$ 0 /\$100</p> <p>E. Enter the lesser of C and D, if applicable. If not applicable, enter 0.</p>	 \$ 0 /\$100
38.	Rate adjustment for defunding municipality. This adjustment only applies to a municipality that is considered to be a defunding municipality for the current tax year under Chapter 109, Local Government Code. Chapter 109, Local Government Code only applies to municipalities with a population of more than 250,000 and includes a written determination by the Office of the Governor. See Tax Code Section 26.0444 for more information. <p>A. Amount appropriated for public safety in 2022. Enter the amount of money appropriated for public safety in the budget adopted by the municipality for the preceding fiscal year..... \$ 0</p> <p>B. Expenditures for public safety in 2022. Enter the amount of money spent by the municipality for public safety during the preceding fiscal year..... \$ 0</p> <p>C. Subtract B from A and divide by Line 32 and multiply by \$100 \$ 0 /\$100</p> <p>D. Enter the rate calculated in C. If not applicable, enter 0.</p>	 \$ 0 /\$100
39.	Adjusted 2023 NNR M&O rate. Add Lines 33, 34D, 35D, 36E, and 37E. Subtract Line 38D.	\$ 0.1580 /\$100
40.	Adjustment for 2022 sales tax specifically to reduce property taxes. Cities, counties and hospital districts that collected and spent additional sales tax on M&O expenses in 2022 should complete this line. These entities will deduct the sales tax gain rate for 2023 in Section 3. Other taxing units, enter zero. <p>A. Enter the amount of additional sales tax collected and spent on M&O expenses in 2022, if any. Counties must exclude any amount that was spent for economic development grants from the amount of sales tax spent..... \$ 0</p> <p>B. Divide Line 40A by Line 32 and multiply by \$100 \$ 0 /\$100</p> <p>C. Add Line 40B to Line 39.</p>	 \$ 0.1580 /\$100
41.	2023 voter-approval M&O rate. Enter the rate as calculated by the appropriate scenario below. Special Taxing Unit. If the taxing unit qualifies as a special taxing unit, multiply Line 40C by 1.08. - or - Other Taxing Unit. If the taxing unit does not qualify as a special taxing unit, multiply Line 40C by 1.035.	 \$ 0.1635 /\$100

²⁵ Tex. Tax Code §26.0442²⁶ Tex. Tax Code §26.0443

Line	Voter-Approval Tax Rate Worksheet	Amount/Rate
D41.	Disaster Line 41 (D41): 2023 voter-approval M&O rate for taxing unit affected by disaster declaration. If the taxing unit is located in an area declared a disaster area and at least one person is granted an exemption under Tax Code Section 11.35 for property located in the taxing unit, the governing body may direct the person calculating the voter-approval tax rate to calculate in the manner provided for a special taxing unit. The taxing unit shall continue to calculate the voter-approval tax rate in this manner until the earlier of 1) the first year in which total taxable value on the certified appraisal roll exceeds the total taxable value of the tax year in which the disaster occurred, or 2) the third tax year after the tax year in which the disaster occurred If the taxing unit qualifies under this scenario, multiply Line 40C by 1.08. ²⁷ If the taxing unit does not qualify, do not complete Disaster Line 41 (Line D41).	\$ 0 /\$100
42.	Total 2023 debt to be paid with property taxes and additional sales tax revenue. Debt means the interest and principal that will be paid on debts that: (1) are paid by property taxes, (2) are secured by property taxes, (3) are scheduled for payment over a period longer than one year, and (4) are not classified in the taxing unit's budget as M&O expenses. A. Debt also includes contractual payments to other taxing units that have incurred debts on behalf of this taxing unit, if those debts meet the four conditions above. Include only amounts that will be paid from property tax revenue. Do not include appraisal district budget payments. If the governing body of a taxing unit authorized or agreed to authorize a bond, warrant, certificate of obligation, or other evidence of indebtedness on or after Sept. 1, 2021, verify if it meets the amended definition of debt before including it here. ²⁸ Enter debt amount \$ 815,200 B. Subtract unencumbered fund amount used to reduce total debt. - \$ 0 C. Subtract certified amount spent from sales tax to reduce debt (enter zero if none) - \$ 0 D. Subtract amount paid from other resources - \$ 0 E. Adjusted debt. Subtract B, C and D from A.	\$ 815,200
43.	Certified 2022 excess debt collections. Enter the amount certified by the collector. ²⁹	\$ 15,264
44.	Adjusted 2023 debt. Subtract Line 43 from Line 42E.	\$ 799,936
45.	2023 anticipated collection rate. A. Enter the 2023 anticipated collection rate certified by the collector. ³⁰ 100.65 % B. Enter the 2022 actual collection rate. 100.89 % C. Enter the 2021 actual collection rate. 100.58 % D. Enter the 2020 actual collection rate. 102.24 % E. If the anticipated collection rate in A is lower than actual collection rates in B, C and D, enter the lowest collection rate from B, C and D. If the anticipated rate in A is higher than at least one of the rates in the prior three years, enter the rate from A. Note that the rate can be greater than 100%. ³¹	100.65 %
46.	2023 debt adjusted for collections. Divide Line 44 by Line 45E.	\$ 794,769
47.	2023 total taxable value. Enter the amount on Line 21 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 609,496,460
48.	2023 debt rate. Divide Line 46 by Line 47 and multiply by \$100.	\$ 0.1303 /\$100
49.	2023 voter-approval tax rate. Add Lines 41 and 48.	\$ 0.2938 /\$100
D49.	Disaster Line 49 (D49): 2023 voter-approval tax rate for taxing unit affected by disaster declaration. Complete this line if the taxing unit calculated the voter-approval tax rate in the manner provided for a special taxing unit on Line D41. Add Line D41 and 48.	\$ /\$100

²⁷ Tex. Tax Code §26.042(a)²⁸ Tex. Tax Code §26.012(7)²⁹ Tex. Tax Code §26.012(10) and 26.04(b)³⁰ Tex. Tax Code §26.04(b)³¹ Tex. Tax Code §§26.04(h), (h-1) and (h-2)

Line	Voter-Approval Tax Rate Worksheet	Amount/Rate
50.	COUNTIES ONLY. Add together the voter-approval tax rates for each type of tax the county levies. The total is the 2023 county voter-approval tax rate.	0 \$ _____/ \$100

SECTION 3: NNR Tax Rate and Voter Approval Tax Rate Adjustments for Additional Sales Tax to Reduce Property Taxes

Cities, counties and hospital districts may levy a sales tax specifically to reduce property taxes. Local voters by election must approve imposing or abolishing the additional sales tax. If approved, the taxing unit must reduce its NNR and voter-approval tax rates to offset the expected sales tax revenue.

This section should only be completed by a county, city or hospital district that is required to adjust its NNR tax rate and/or voter-approval tax rate because it adopted the additional sales tax.

Line	Additional Sales and Use Tax Worksheet	Amount/Rate
51.	Taxable Sales. For taxing units that adopted the sales tax in November 2022 or May 2023, enter the Comptroller's estimate of taxable sales for the previous four quarters. ³² Estimates of taxable sales may be obtained through the Comptroller's Allocation Historical Summary webpage. Taxing units that adopted the sales tax before November 2022, enter 0.	0 \$ _____
52.	Estimated sales tax revenue. Counties exclude any amount that is or will be spent for economic development grants from the amount of estimated sales tax revenue. ³³ Taxing units that adopted the sales tax in November 2022 or in May 2023. Multiply the amount on Line 51 by the sales tax rate (.01, .005 or .0025, as applicable) and multiply the result by .95. ³⁴ - or - Taxing units that adopted the sales tax before November 2022. Enter the sales tax revenue for the previous four quarters. Do not multiply by .95.	0 \$ _____
53.	2023 total taxable value. Enter the amount from Line 21 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	609,496,460 \$ _____
54.	Sales tax adjustment rate. Divide Line 52 by Line 53 and multiply by \$100.	0 \$ _____/ \$100
55.	2023 NNR tax rate, unadjusted for sales tax. ³⁵ Enter the rate from Line 26 or 27, as applicable, on the <i>No-New-Revenue Tax Rate Worksheet</i> .	0.2910 \$ _____/ \$100
56.	2023 NNR tax rate, adjusted for sales tax. Taxing units that adopted the sales tax in November 2022 or in May 2023. Subtract Line 54 from Line 55. Skip to Line 57 if you adopted the additional sales tax before November 2022.	0.2910 \$ _____/ \$100
57.	2023 voter-approval tax rate, unadjusted for sales tax. ³⁶ Enter the rate from Line 49, Line D49 (disaster) or Line 50 (counties) as applicable, of the <i>Voter-Approval Tax Rate Worksheet</i> .	0.2938 \$ _____/ \$100
58.	2023 voter-approval tax rate, adjusted for sales tax. Subtract Line 54 from Line 57.	0.2938 \$ _____/ \$100

SECTION 4: Voter Approval Tax Rate Adjustment for Pollution Control

A taxing unit may raise its rate for M&O funds used to pay for a facility, device or method for the control of air, water or land pollution. This includes any land, structure, building, installation, excavation, machinery, equipment or device that is used, constructed, acquired or installed wholly or partly to meet or exceed pollution control requirements. The taxing unit's expenses are those necessary to meet the requirements of a permit issued by the Texas Commission on Environmental Quality (TCEQ). The taxing unit must provide the tax assessor with a copy of the TCEQ letter of determination that states the portion of the cost of the installation for pollution control.

This section should only be completed by a taxing unit that uses M&O funds to pay for a facility, device or method for the control of air, water or land pollution.

Line	Voter-Approval Rate Adjustment for Pollution Control Requirements Worksheet	Amount/Rate
59.	Certified expenses from the Texas Commission on Environmental Quality (TCEQ). Enter the amount certified in the determination letter from TCEQ. ³⁷ The taxing unit shall provide its tax assessor-collector with a copy of the letter. ³⁸	0 \$ _____
60.	2023 total taxable value. Enter the amount from Line 21 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	609,496,460 \$ _____
61.	Additional rate for pollution control. Divide Line 59 by Line 60 and multiply by \$100.	0 \$ _____/ \$100
62.	2023 voter-approval tax rate, adjusted for pollution control. Add Line 61 to one of the following lines (as applicable): Line 49, Line D49 (disaster), Line 50 (counties) or Line 58 (taxing units with the additional sales tax).	0.2938 \$ _____/ \$100

³² Tex. Tax Code §26.041(d)

³³ Tex. Tax Code §26.041(i)

³⁴ Tex. Tax Code §26.041(d)

³⁵ Tex. Tax Code §26.04(c)

³⁶ Tex. Tax Code §26.04(c)

³⁷ Tex. Tax Code §26.045(d)

³⁸ Tex. Tax Code §26.045(i)

SECTION 5: Voter Approval Tax Rate Adjustment for Unused Increment Rate

The unused increment rate is the rate equal to the difference between the adopted tax rate and voter-approval tax rate adjusted to remove the unused increment rate for the prior three years.³⁹ In a year where a taxing unit adopts a rate by applying any portion of the unused increment rate, the portion of the unused increment rate must be backed out of the calculation for that year.

The difference between the adopted tax rate and adjusted voter-approval tax rate is considered zero in the following scenarios:

- a tax year before 2020;⁴⁰
- a tax year in which the municipality is a defunding municipality, as defined by Tax Code Section 26.0501(a);⁴¹ or
- after Jan. 1, 2022, a tax year in which the comptroller determines that the county implemented a budget reduction or reallocation described by Local Government Code Section 120.002(a) without the required voter approval.⁴²

Individual components can be negative, but the overall rate would be the greater of zero or the calculated rate.

This section should only be completed by a taxing unit that does not meet the definition of a special taxing unit.⁴³

Line	Unused Increment Rate Worksheet	Amount/Rate
63.	Year 3 component. Subtract the 2022 actual tax rate and the 2022 unused increment rate from the 2022 voter-approval tax rate.	
A.	Voter-approval tax rate \$ 0.3117 /\$100 As applicable: Line 49, Line 50 (counties), Line 58 (taxing units with the additional sales tax) or Line 62 (taxing units with pollution control)	
B.	Unused increment rate (Line 66) \$ 0.0000 /\$100	
C.	Subtract B from A \$ 0.3117 /\$100	
D.	Adopted Tax Rate \$ 0.3117 /\$100	
E.	Subtract D from C \$ 0.0000 /\$100	
64.	Year 2 component. Subtract the 2021 actual tax rate and the 2021 unused increment rate from the 2021 voter-approval tax rate.	
A.	Voter-approval tax rate \$ 0.3252 /\$100 As applicable: Line 49, Line 50 (counties), Line 58 (taxing units with the additional sales tax) or Line 62 (taxing units with pollution control)	
B.	Unused increment rate (Line 66) \$ 0.0000 /\$100	
C.	Subtract B from A \$ 0.3252 /\$100	
D.	Adopted Tax Rate \$ 0.3252 /\$100	
E.	Subtract D from C \$ 0.0000 /\$100	
65.	Year 1 component. Subtract the 2020 actual tax rate and the 2020 unused increment rate from the 2020 voter-approval tax rate.	
A.	Voter-approval tax rate \$ 0.3511 /\$100 As applicable: Line 47, Line 50 (counties), Line 56 (taxing units with the additional sales tax) or Line 60 (taxing units with pollution control)	
B.	Unused increment rate \$ 0.0000 /\$100	
C.	Subtract B from A \$ 0.3511 /\$100	
D.	Adopted Tax Rate \$ 0.3511 /\$100	
E.	Subtract D from C \$ 0.0000 /\$100	
66.	2023 unused increment rate. Add Lines 63E, 64E and 65E.	\$ 0 /\$100
67.	Total 2023 voter-approval tax rate, including the unused increment rate. Add Line 66 to one of the following lines (as applicable): Line 49, Line D49 (disaster), Line 50 (counties), Line 58 (taxing units with the additional sales tax) or Line 62 (taxing units with pollution control).	\$ 0.2938 /\$100

³⁹ Tex. Tax Code §26.013(a)

⁴⁰ Tex. Tax Code §26.013(c)

⁴¹ Tex. Tax Code §26.0501(a) and (c)

⁴² Tex. Local Gov't Code §120.007(d), effective Jan. 1, 2022

⁴³ Tex. Tax Code §26.063(a)(1)

⁴⁴ Tex. Tax Code §26.012(8-a)

⁴⁵ Tex. Tax Code §26.063(a)(1)

SECTION 6: De Minimis Rate

The de minimis rate is the rate equal to the sum of the no-new-revenue maintenance and operations rate, the rate that will raise \$500,000, and the current debt rate for a taxing unit.⁴⁴ This section should only be completed by a taxing unit that is a municipality of less than 30,000 or a taxing unit that does not meet the definition of a special taxing unit.⁴⁵

Line	De Minimis Rate Worksheet	Amount/Rate
68.	Adjusted 2023 NNR M&O tax rate. Enter the rate from Line 39 of the <i>Voter-Approval Tax Rate Worksheet</i> .	\$ 0.1580 /\$100
69.	2023 total taxable value. Enter the amount on Line 21 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 609,496,460
70.	Rate necessary to impose \$500,000 in taxes. Divide \$500,000 by Line 69 and multiply by \$100.	\$ 0.0820 /\$100
71.	2023 debt rate. Enter the rate from Line 48 of the <i>Voter-Approval Tax Rate Worksheet</i> .	\$ 0.1303 /\$100
72.	De minimis rate. Add Lines 68, 70 and 71.	\$ 0.3703 /\$100

SECTION 7: Voter Approval Tax Rate Adjustment for Emergency Revenue Rate

In the tax year after the end of the disaster calculation time period detailed in Tax Code Section 26.042(a), a taxing unit that calculated its voter-approval tax rate in the manner provided for a special taxing unit due to a disaster must calculate its emergency revenue rate and reduce its voter-approval tax rate for that year.⁴⁶

Similarly, if a taxing unit adopted a tax rate that exceeded its voter-approval tax rate, calculated normally, without holding an election to respond to a disaster, as allowed by Tax Code Section 26.042(d), in the prior year, it must also reduce its voter-approval tax rate for the current tax year.⁴⁷

This section will apply to a taxing unit other than a special taxing unit that:

- directed the designated officer or employee to calculate the voter-approval tax rate of the taxing unit in the manner provided for a special taxing unit in the prior year; and
- the current year is the first tax year in which the total taxable value of property taxable by the taxing unit as shown on the appraisal roll for the taxing unit submitted by the assessor for the taxing unit to the governing body exceeds the total taxable value of property taxable by the taxing unit on January 1 of the tax year in which the disaster occurred or the disaster occurred four years ago. This section will apply to a taxing unit in a disaster area that adopted a tax rate greater than its voter-approval tax rate without holding an election in the prior year.

Note: This section does not apply if a taxing unit is continuing to calculate its voter-approval tax rate in the manner provided for a special taxing unit because it is still within the disaster calculation time period detailed in Tax Code Section 26.042(a) because it has not met the conditions in Tax Code Section 26.042(a)(1) or (2).

Line	Emergency Revenue Rate Worksheet	Amount/Rate
73.	2022 adopted tax rate. Enter the rate in Line 4 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 0.3117 /\$100
74.	Adjusted 2022 voter-approval tax rate. Use the taxing unit's Tax Rate Calculation Worksheets from the prior year(s) to complete this line. If a disaster occurred in 2022 and the taxing unit calculated its 2022 voter-approval tax rate using a multiplier of 1.08 on Disaster Line 41 (D41) of the 2022 worksheet due to a disaster, complete the applicable sections or lines of Form 50-856-a, <i>Adjusted Voter-Approval Tax Rate for Taxing Units in Disaster Area Calculation Worksheet</i> . - or - If a disaster occurred prior to 2022 for which the taxing unit continued to calculate its voter-approval tax rate using a multiplier of 1.08 on Disaster Line 41 (D41) in 2022, complete the separate <i>Adjusted Voter-Approval Tax Rate for Taxing Units in Disaster Area Calculation Worksheet</i> to recalculate the voter-approval tax rate the taxing unit would have calculated in 2022 if it had generated revenue based on an adopted tax rate using a multiplier of 1.035 in the year(s) following the disaster. ⁴⁸ Enter the final adjusted 2022 voter-approval tax rate from the worksheet. - or - If the taxing unit adopted a tax rate above the 2022 voter-approval tax rate without calculating a disaster tax rate or holding an election due to a disaster, no recalculation is necessary. Enter the voter-approval tax rate from the prior year's worksheet.	\$ 0 /\$100
75.	Increase in 2022 tax rate due to disaster. Subtract Line 74 from Line 73.	\$ 0 /\$100
76.	Adjusted 2022 taxable value. Enter the amount in Line 14 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 565,640,540
77.	Emergency revenue. Multiply Line 75 by Line 76 and divide by \$100.	\$ 0
78.	Adjusted 2023 taxable value. Enter the amount in Line 25 of the <i>No-New-Revenue Tax Rate Worksheet</i> .	\$ 605,804,870
79.	Emergency revenue rate. Divide Line 77 by Line 78 and multiply by \$100. ⁴⁹	\$ 0 /\$100

⁴⁶ Tex. Tax Code §26.042(b)⁴⁷ Tex. Tax Code §26.042(f)⁴⁸ Tex. Tax Code §26.042(c)⁴⁹ Tex. Tax Code §26.042(b)

Line	Emergency Revenue Rate Worksheet	Amount/Rate
80.	2023 voter-approval tax rate, adjusted for emergency revenue. Subtract Line 79 from one of the following lines (as applicable): Line 49, Line D49 (disaster), Line 50 (counties), Line 58 (taxing units with the additional sales tax), Line 62 (taxing units with pollution control) or Line 67 (taxing units with the unused increment rate).	\$ 0.2938 /\$100

SECTION 8: Total Tax Rate

Indicate the applicable total tax rates as calculated above.

No-new-revenue tax rate. \$ 0.2910 /\$100
 As applicable, enter the 2023 NNR tax rate from: Line 26, Line 27 (counties), or Line 56 (adjusted for sales tax).
 Indicate the line number used: 26

Voter-approval tax rate. \$ 0.2938 /\$100
 As applicable, enter the 2023 voter-approval tax rate from: Line 49, Line D49 (disaster), Line 50 (counties), Line 58 (adjusted for sales tax), Line 62 (adjusted for pollution control), Line 67 (adjusted for unused increment), or Line 80 (adjusted for emergency revenue).
 Indicate the line number used: 49

De minimis rate. \$ 0.3703 /\$100
 If applicable, enter the 2022 de minimis rate from Line 72.

SECTION 9: Taxing Unit Representative Name and Signature

Enter the name of the person preparing the tax rate as authorized by the governing body of the taxing unit. By signing below, you certify that you are the designated officer or employee of the taxing unit and have accurately calculated the tax rates using values that are the same as the values shown in the taxing unit's certified appraisal roll or certified estimate of taxable value, in accordance with requirements in the Tax Code.⁵⁰

**print
here**

Crystal Cedillo

Printed Name of Taxing Unit Representative

**sign
here**

Taxing Unit Representative

Date

⁵⁰ Tex. Tax Code §§26.04(c-2) and (d-2)

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Public Hearing, Discussion & Possible Action on Resolution #2023-88 Closing out Grant #7220052-2020-DRP from the Texas Department of Agriculture (TDA) in the amount of \$500,000 for Sidewalk and Street Improvements on and around Texas Heroes Square

DATE: August 10, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The Texas Department of Agriculture awarded the City of Gonzales \$500,000 for sidewalk and street improvements, in and around Texas Heroes Square. The City added an additional \$272,701 in funding to the project. Construction on the project was completed on May 13, 2023. The project is complete and all grant milestones have been met.

FISCAL IMPACT:

N/A

POLICY CONSIDERATIONS

A final Public Hearing and Presentation on the closeout of the grant activities is a requirement of the grant and the City of Gonzales Citizen Participation Plan. The Public Hearing provides the residents of the City of Gonzales with an opportunity to provide public comment on the project.

STAFF RECOMMENDATION:

Staff respectfully recommends approval of this resolution.

RESOLUTION NO. 2023-88

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING A PUBLIC HEARING TO TAKE PUBLIC COMMENT ON THE CLOSEOUT OF GRANT #7220052-2020-DRP FROM THE TEXAS DEPARTMENT OF AGRICULTURE (TDA) IN THE AMOUNT OF \$500,000 FOR SIDEWALK AND STREET IMPROVEMENTS ON AND AROUND TEXAS HEROES SQUARE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City has successfully completed the grant requirements and met all project milestones for the TXCDBG grant funds in the amount of \$500,000 from the Texas Department of Agriculture (TDA) for sidewalk and street improvements and the elimination of slum and blight; and

WHEREAS, the City wishes to inform the residents of the City of Gonzales on the accomplishments on the grant funding and hold a public hearing on the closeout of grant funded activities; and

WHEREAS, the City certifies that the TXCDBG grant funds principally benefited low to moderate individuals.

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 authorizes the City Manager to conduct a Public Hearing on the closeout of TXCDBG grant funding in the amount of \$500,000 from the Texas Department of Agriculture (TDA), with an additional \$272,701 in City funding, for sidewalk and street improvements and the elimination of slum and blight and to execute all documents necessary to grant closeout.

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 10th day of August, 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

COUNCIL AGENDA ITEM BRIEFING DATA



DATE: August 10, 2023

AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-89 Authorizing the City Manager to submit, and accept if awarded, an application and associated documents to the Public Safety Office, Criminal Justice Division, through the Office of the Governor, for up to \$160,000 in Operation Lone Star Grant Funds, for the Purchase of a police vehicle, one drone and overtime for the Police Department

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

The City of Gonzales Police Department is applying for Operation Lone Star grant funds for the purchase of a police vehicle, one drone and overtime for the police department. This equipment and funding would assist the police department's efforts in disrupting human and narcotics trafficking.

FISCAL IMPACT:

There will not be any fiscal impact if the grant funding is awarded.

POLICY CONSIDERATIONS

The process to authorize the City Manager to submit and accept a grant if awarded is consistent with current City procedures for grant submittal.

STAFF RECOMMENDATION:

Staff respectfully recommends approval of this resolution.

RESOLUTION NO. 2023-89

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE CITY MANAGER TO SUBMIT, AND ACCEPT IF AWARDED, AN APPLICATION AND ASSOCIATED DOCUMENTS TO THE PUBLIC SAFETY OFFICE, CRIMINAL JUSTICE DIVISION, THROUGH THE OFFICE OF THE GOVERNOR, FOR UP TO \$160,000.00 IN OPERATION LONE STAR GRANT FUNDS, FOR THE PURCHASE OF ONE POLICE DEPARTMENT VEHICLE, ONE DRONE AND OVERTIME, FOR THE POLICE DEPARTMENT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Gonzales supports the application for and acceptance of Public Safety Office (PSO) grant funds, through the Criminal Justice Division, Office of the Governor, Operation Lone Star (OLS) the purchase one police department vehicle, one drone and funding for overtime; and

WHEREAS, the amount of the Operation Lone Star (OLS) grant would be in an amount not to exceed \$160,000; and

WHEREAS, the Public Safety Office of the Office of the Governor, plays an important role in creating and supporting programs that protect people from crime, reduce the number of crimes committed, and promoting accountability, efficiency, and effectiveness within the criminal justice system; and

WHEREAS, the City Council of the City of Gonzales agrees that in the event of loss or misuse of the OLS funds, the City Council assures that the funds will be returned to the Office of the Governor (OOG) in full; and

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

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 authorizes the City Manager to submit, and accept if awarded, an application and associated documents to the Public Safety Office, Criminal Justice Division, through the Office of the Governor, for up to \$160,000 in Operation Lone Star Grant Funds, for the Purchase of one police vehicle, one drone and overtime, for the Police Department.

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 10th day of August, 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-90 Authorizing the City Manager to Execute a Purchase Agreement for the Purchase of a Chevrolet Tahoe SSV 4x4 for the Fire Department in the amount of \$75,929.00

DATE: August 10, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

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

The Fire Department needs to replace a 2009 Ford F-150 truck. The truck has become undependable as staff is starting to have electrical issues with it. Currently the vehicle is used to haul extra equipment as needed. Staff is looking to use the Chief's current truck in its place to better suite the department. Staff would like to purchase a Chevrolet Tahoe SSV 4x4 because it would be a more efficient vehicle for the Chief to better perform his job. The pricing was obtained from H-GAC Cooperative Purchasing Program which assists local governments in reducing costs through this government-to-government procurement service available nationwide.

FISCAL IMPACT:

There are funds that are currently budgeted in Vehicles/Equipment Principal Payment GL Account 100-7-301.701 which has a budgeted balance of \$138,000.00 in the 2022-2023 Fiscal Year Budget and that was verified with the Finance Director. Those funds were originally allocated for the first payment on the new fire truck, but the first payment is due November of 2023 which will be in the next budget. Staff would like to reallocate some of those funds towards the Tahoe they are requesting. The price for the new Tahoe equipped with lights necessary equipment to run proper command on a fire scene is \$75,929.00. They will also be installing some of our current equipment into the vehicle such as two radios and a laptop computer.

POLICY CONSIDERATIONS

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

STAFF RECOMMENDATION:

Staff respectfully recommends approval for a purchase order on the purchase of a Chevrolet Tahoe SSV 4x4.

RESOLUTION NO. 2023-90

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE AGREEMENT FOR THE PURCHASE OF A CHEVROLET TAHOE SSV 4X4 FOR THE FIRE DEPARTMENT IN THE AMOUNT OF \$75,929.00; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Fire Chief is proposing to replace a 2009 Ford F-150 with a Chevrolet Tahoe SSV 4x4 because the truck has become undependable due to electrical issues; and,

WHEREAS, City staff budgeted \$138,000.00 in account #100-7-301.701 Vehicle/Equipment Principal Payment for Fiscal Year 2022-2023 for the first payment for the fire truck, but the first payment is due November 2023; and,

WHEREAS, staff would like to reallocate some of those funds towards the Chevrolet Tahoe SSV 4x4 that they are requesting; and,

WHEREAS, the price for the new Tahoe equipped with lights, necessary equipment to run proper command on a fire scene is \$75,929.00; and,

WHEREAS, the City Council hereby finds that the purchase of a Chevrolet Tahoe SSV 4x4 for the Fire Department serves the best interest of 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 authorizes the City Manager to execute a Purchase Agreement for the Purchase of a Chevrolet Tahoe SSV 4x4 with all necessary equipment in the amount of \$75,929.00.

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 10th day of August, 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

Vehicle Quote

Quote No.: DL 220945
Exp. Date: 08-30-2023

Prepared for: Gonzales Fire Department
Gonzales Texas
WDE ZELLA
wzella@gonzales.texas.gov

NAME	PRICE	QTY	SUBTOTAL
2023 Chevrolet Tahoe SSV 4x4 MY2023 Bailment Stock Red	\$50,905.00	1	\$50,905.00



Upfit Equipment CAPQ108697	\$22,844.00	1	\$22,844.00
			\$73,749.00

Buy Board 601-19

Discount **\$0.00**

Tax **\$0.00**

Floor Plan and Lot Insurance **\$1,500.00**

Delivery **\$280.00**

COOP Fee **\$400.00**

Total \$75,929.00

****PRICES/QUOTES ARE VALID FOR THIRTY (30) DAYS DUE TO SUPPLY CHAIN CONSTRAINTS. REVERIFY PRICING BEFORE ISSUING A PURCHASE ORDER. COMMODITY SURCHARGES MAY APPLY AFTER A PURCHASE ORDER IS ISSUED****



Quote

Date **7/13/2023**
Quote # **CAPQ-108697**



CAP FLEET

2603 Taylors Valley Road
Belton, TX 76513
Office 254-773-1959

Name / Address

Gonzales FD
411 Saint Lawrence Street, Gonzales, Texas
78629

Ship To:

Gonzales FD
Wade Zella
411 Saint Lawrence Street, Gonzales, Texas 78629

Salesperson:	Alex Orrantia
Email:	wzella@gonzales.texas.gov
Contact Name:	Wade Zella

Year:	2023
Make:	Chevrolet
Model:	TAHOE SSV

Job Description: BUY BOARD 698-23

Quote Summary

Per Vehicle Subtotal	\$22,844.00
Per Vehicle Tax	\$0.00
Per Vehicle Total	\$22,844.00

# Vehicles Quoted	1
-------------------	---

Grand Total \$22,844.00

****PRICES ARE VALID FOR 30 DAYS BUT ARE SUBJECT TO CHANGE DUE TO SUPPLY CHAIN CHALLENGES.
REVERIFY PRICING BEFORE ISSUING A PURCHASE ORDER. COMMODITY SURCHARGES MAY APPLY AFTER PO IS ISSUED.
ALL CANCELLED ORDERS ARE SUBJECT TO A 20% RESTOCKING FEE****

I hereby authorize the install work therein set forth to be done by CAP Fleet Upfitters, together with the furnishing by CAP Fleet Upfitters of the necessary parts and other material for such install and agree that CAP Fleet Upfitters is not responsible for any delays caused by unavailability or delayed availability of parts or material for any reason; that CAP Fleet Upfitters neither assumes or authorizes any other person to assume for CAP Fleet Upfitters any liability in connection with such install; that CAP Fleet Upfitters shall not be responsible for loss or damage to the above vehicle, or articles left therein; in case of fire, theft, any Act of God, or other cause beyond CAP Fleet Upfitters control; that CAP Fleet Upfitters employees may operate the above vehicle on streets, highways, or elsewhere for the purpose of testing and/or inspecting such vehicle.

WWW.CAPFLEET.COM

QUOTES ARE GOOD FOR 30 DAYS.

PLEASE SIGN BELOW IF ALL ITEMS & QUANTITIES ARE APPROVED.

X _____ Date: / /

Quote

Date **7/13/2023**
Quote # **CAPQ-108697**



CAP FLEET

2603 Taylors Valley Road
Belton, TX 76513
Office 254-773-1959

QTY	Part #	Part Details
CONSOLE/MDT		
1	C-VSW-1012-TAH	VEHICLE-SPECIFIC 12.5" WIDE MEDIUM HEIGHT ANGLED 22" CONSOLE FOR 2021-2023 CHEVROLET TAHOE POLICE PURSUIT VEHICLE
1	C-EB25-XTL-1P	1-PIECE EQUIPMENT MOUNTING BRACKET; 2.5" MOUNTING SPACE; FITS MOTOROLA XTL2500; XTL5000-05; APX7500 Location/Order : Console 1 / 1
1	C-EB40-CCS-1P	1-PIECE EQUIPMENT MOUNTING BRACKET; 4" MOUNTING SPACE; FITS WHELEN CENCOM CCSRN; CCSRNTA; MPC03 Location/Order : Console 1 / 2
1	C-LP2-USB-BL2	CONSOLE ACCESSORY BRACKET WITH 2 LIGHTER PLUG OUTLETS; 1 USB-C & USB TYPE A DUAL PORT CHARGER AND 2 BLANKS FOR RECTANGULAR ACCESSORIES Location/Order : Console 1 / 3
1	C-FP-15	1-1/2" FILLER PLATE Location/Order : Console 1 / 4
1	C-FP-4	4" FILLER PLATE Location/Order : Console 1 / 5
1	C-FP-4	4" FILLER PLATE Location/Order : Console 1 / 6
1	CUP2-1001	SELF-ADJUSTING DOUBLE CUP HOLDER Location/Order : Console 1 / 7
2	C-ARM-102	SIDE MOUNT ARMREST
1	C-APW-1258	12" ACCESSORY POCKET; 5.8" DEEP FOR 3.3" W SECTION OF WIDE CONSOLES Location/Order : Console 2 / 3
1	C-W-LP1-USB-1	ACCESSORY BRACKET WITH 1 LIGHTER PLUG OUTLET AND 1 USB-C & USB TYPE A DUAL PORT CHARGER FOR 3.3" SECTION OF VSW CONSOLES Location/Order : Console 2 / 1
1	C-FPW-3	3" FILLER PLATE FOR WIDE VSW CONSOLES Location/Order : Console 2 / 2
2	MMBP	MAGNETIC MIC KIT
2	C-MCB	MIC CLIP BRACKET
1	C-HDM-204	8.5" HEAVY-DUTY TELESCOPING POLE; SIDE MOUNT; SHORT HANDLE
1	C-MD-119	11" SLIDE OUT LOCKING SWING ARM WITH LOW PROFILE MOTION DEVICE ADAPTER
ELECTRONICS		
2	338265	3/4 IN MOUNT 25 FT RG58/U MINI-UHF LOOSE Notes: DS AND PS ON ROOF. COILED TO BACK OF COMMAND BOX.
1	SAMPST-1500-12	PURE SINE INVERTER 12V 120 VAC 1500W Notes: MOUNT BEHIND COMMAND BOX. FLOOR BELOW SCBA. RUN POWER STRIP TO TOP OF BOX PASSENGER SIDE AND MOUNT
1	SAMDC-2000-KIT	200 AMP INVERTER INSTALL KIT - MAX 2000W INVERTER
1	P11U2	APC PERFORMANCE SURGE PROTECTOR WITH USB PORTS; P11U2; 11 OUTLET POWER STRIP; 2880 JOULE SURGE PROTECTION Notes: AMAZON https://www.amazon.com/APC-11-Outlet-Protector-

Quote

Date **7/13/2023**
Quote # **CAPQ-108697**



CAP FLEET

2603 Taylors Valley Road
Belton, TX 76513
Office 254-773-1959

QTY	Part #	Part Details
		SurgeArrestP11U2/dp/B017VXU6GG/ref=sxsts_rp_s_a_1_0?contentid=amzn1.sym.3432eb1a-1558-4445-9430-9bb3e7f7b9b7%3Aamzn1.sym.3432eb1a-1558-4445-9430-9bb3e7f7b9b7&crid=2L5Q24ZLPF0EL&cv_ct_cx=APC%2BPOWER%2BSTRIP&keywords=APC%2BPOWER%2BSTRIP&pd_rd_i=B017VXU6GG&pd_rd_r=31d260f1-ce61-4880-a57f22aa43e489f6&pd_rd_w=LlcRx&pd_rd_wg=BfBvN&pf_rd_p=3432eb1a-1558-4445-9430-9bb3e7f7b9b7&pf_rd_r=70WVT5DZ1CZPAE6S1DCS&qid=1686320167&sbo=RZvf%2F%2FHxDF%2BO5021pAnSA%3D%3D&sprifix=apc%2Bpower%2Bstrip%2Caps%2C113&sr=1-1-5985efba8948-4f09-9122-d605505c9d1e&th=1
1	091-11-12	AUTO CHARGE 11 Notes: MOUNTED REAR OF COMMAND BOX DS BOTTOM CUBBY.
1	091-11-127	DUAL BAR GRAPH DISPLAY Notes: MOUNTED DS SIDE OF CONSOLE NEAR DASH
1	091-55-20-120-RD	SUPER 20 AUTO EJECT; RED COVER Notes: MOUNTED DS SIDE OF VEHICLE ON BUMPER SIDE
2	HKN4192C	MOTOROLA 20FT 12V POWER CABLE TO BATTERY
2	HKN6170B	CABLE REMOTE MOUNT 10FT
EMERGENCY LIGHTING		
1	IED54CORE-DE	INNER EDGE DUO - 2021 CHEVY TAHOE (DRIVER SIDE RED/WHITE; PASSENGER SIDE BLUE/WHITE); C399 CORE SIREN; C399K*; SA315U SPEAKER; SAK*
1	SA315U	SA315U SPEAKER BLACK PLASTIC
1	BSFW54X-BSSP2XJW	I-E FST WCX S/D 12-LT TAHOE; 6/6 DUO D/E LTHD D/P PROMO PKG
1	C399	CENCOM CORE WCX CONTROL CENTER
1	CEM16	WECANX 16 OUTPUT EXPANSION MOD
4	I3JC	TRIO ION R/B W/ WHT OVERRIDE Wiring Instructions : WIRE TRIO W/ OVERRIDE Mounting Location : G2 - GRILLE BEHIND Notes: RED/WHITE ONLY WHITE ON SCENE. NO TAKEDOWNS.
2	I3JC	TRIO ION R/B W/ WHT OVERRIDE Wiring Instructions : WIRE DUO W/ OVERRIDE Mounting Location : O - OTHER - SEE NOTES Notes: HOOD LIP/EDGE MOUNTED DS AND PS. RED/WHITE ONLY. WHITE ON SCENE. NO TAKEDOWNS.
6	TLI3JC	ION T-SERIES LINEAR TRIO R/B/W Wiring Instructions : WIRE TRIO W/ OVERRIDE Mounting Location : RB1 - RUNNING BOARDS Notes: 3 EACH SIDE WHITE ON ALLEY AND SCENE
6	TIONBKT1	ION T-SERIES UNIVERSAL MOUNT Mounting Location : RB1 - RUNNING BOARDS
1	I3JC	TRIO ION R/B W/ WHT OVERRIDE Wiring Instructions : WIRE TRIO W/ OVERRIDE Mounting Location : RQGL1 - REAR QTR GLASS -DS- LOW

Quote

Date **7/13/2023**
Quote # **CAPQ-108697**



CAP FLEET

2603 Taylors Valley Road
Belton, TX 76513
Office 254-773-1959

QTY	Part #	Part Details
		Notes: WHITE ON ALLEY AND SCENE
1	I3JC	TRIO ION R/B W/ WHT OVERRIDE Wiring Instructions : WIRE TRIO W/ OVERRIDE Mounting Location : RQGL2 - REAR QTR GLASS - PS - LOW Notes: WHITE ON ALLEY AND SCENE
2	I3JC	TRIO ION R/B W/ WHT OVERRIDE Wiring Instructions : WIRE TRIO W/ BRAKE ; WIRE WHITE OVERRIDE ON REVERSE & SCENE Mounting Location : LP1 - VERTICAL ON BRACKET
1	IONBKT1	ION LICENSE PLATE BKT HORIZ.
2	TLI3JC	ION T-SERIES LINEAR TRIO R/B/W Wiring Instructions : WIRE TRIO W/ OVERRIDE Mounting Location : LG1 - LIFTGATE - RECESSED IN TRIM Notes: BOTTOM LIP FACING REAR
2	PEL2B	ASS'Y PERIMETER LIGHT BLACK Mounting Location : LG3 - LIFTGATE - ON INSIDE Notes: MOUNT SO LIGHT SHINES OVER COMMAND BOX AND CUSTOMER. POWERED BY SWITCH ON D PILLAR.
1	SWITCH	LIGHTED ROCKER SWITCH Notes: MOUNT ON D PILLAR TO OPERATE THE 2 PEL2B.
1	SA315U	SA315U SPEAKER BLACK PLASTIC
1	CEXAMP	WECANX EXTERNAL AMPLIFIER
1	SAK70	SA-315 MT KIT 2021 CHEVY TAHOE
2	CEM16	WECANX 16 OUTPUT EXPANSION MOD
1	M4DD	M4 DUO LED FLASHER RED/WHITE Wiring Instructions : WIRE DUO Mounting Location : F1 - FOGLIGHT - DS
1	M4DD	M4 DUO LED FLASHER RED/WHITE Wiring Instructions : WIRE DUO Mounting Location : F2 - FOGLIGHT - PS
1	MBCT21	ION MIRROR-BEAM HSGS '21 TAHOE
2	MBIONJ	MIRROR-BEAM MT ION SPLT R/B
1	LSVBKT54	LINSV MIRROR MT KIT 2021 TAHOE
2	LINSV2R	SURFACE MT LINZ V-SERIES RED
1	SAK70	SA-315 MT KIT 2021 CHEVY TAHOE
1	C399K6	OBD II CANPORT KIT TAHOE/SUB
1	CCTL7	WECANX 21 BUTTON/SLIDE CTRL HD
1	SSFPOS	SOLID STATE HEADLIGHT FLASHER Mounting Location : H - HEADLIGHTS
1	SSF5150D	SOLID STATE BRAKE LT. FLASHER Mounting Location : T - TAILLIGHTS
STORAGE		
1	PP-TAH-2021-CMD	(PP-TAH-2021-CMD) REAR COMMAND UNIT FOR 2021-2023 TAHOE. INCLUDES 2 DRAWERS; 2 CUBBIES; REAR SHELVEING/STORAGE; AND INTEGRATED COMMAND BOARD DRAWER

Quote

Date **7/13/2023**
Quote # **CAPQ-108697**



CAP FLEET

2603 Taylors Valley Road
Belton, TX 76513
Office 254-773-1959

QTY	Part #	Description
1	LABOR	LABOR
1	SHIPPING	SHIPPING
1	DEALER	DEALER PREP
1	INSPECT	ALL CAP FLEET INSPECTIONS COME WITH AN AGENCY LIMITED LIFETIME WARRANTY
1	PROGFEE	PROGRAMMING FEE
1	PDKIT	POWER DISTRIBUTION KIT
1	TINT	TINT, FRONT WINDOWS ONLY
1	GRAPHICS	CUSTOM GRAPHICS
1	SHOP SUPPLIES	SHOP SUPPLIES
1	WIRING HARNESS	WIRING HARNESS
1	DISPOSAL	DISPOSAL FEE (FOR OEM PARTS NOT PICKED UP ON DELIVERY)

QTY	Make	Model	Used
2	Motorola	APX 8500	<input checked="" type="checkbox"/>

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss, Consider & Possible Action on Resolution #2023-91 Authorizing the City Manager to negotiate and execute a License Agreement with Linda Gay Wood Drake granting the use of certain tracts of land as described within said agreement

DATE: August 10, 2023

TYPE AGENDA ITEM:

Resolution

BACKGROUND:

Linda Gay Wood Drake has requested a license agreement across a portion of East Avenue for ingress and egress for access to and from the property and US Highway 90A.

POLICY CONSIDERATIONS:

The City of Gonzales has previously granted license agreement for unopened streets or public avenues. This is consistent with what has been done in the past.

FISCAL IMPACT:

There are no associated fees or payments with this request.

STAFF RECOMMENDATION:

Staff is seeking direction from the Council on this item.

RESOLUTION NO. 2023-91

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A LICENSE AGREEMENT WITH LINDA GAY WOOD DRAKE GRANTING THE USE OF CERTAIN TRACTS OF LAND AS DESCRIBED WITHIN SAID AGREEMENT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Linda Gay Wood Drake is requesting the right to use a tract of land described in Exhibit “A” of the license agreement attached as Attachment A; and,

WHEREAS, the agreement will for a period of thirty (30) years with the option to be extended for one (1) additional thirty (30) year period; and,

WHEREAS, the City Council of the City of Gonzales hereby finds that the execution of the license agreement with Linda Gay Wood Drake 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 Linda Gay Wood Drake attached hereto as Attachment A and authorizes the execution and negotiation 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.

Section 8. This Resolution shall not be construed to require or allow any act which is prohibited by an Ordinance.

PASSED AND APPROVED this 10th day of August, 2023.

Mayor, S.H. Sucher

ATTEST:

Kristina Vega, City Secretary

LICENSE AGREEMENT

This License Agreement is made this the _____ day of _____, 2023, by and between the City of Gonzales, a Municipal Corporation of Gonzales County, Texas, hereinafter called the LICENSOR, and Linda Gay Wood Drake, and her successors and assigns, hereinafter called LICENSEE:

RECITALS

WHEREAS, the LICENSOR is the owner of the tract of land attached hereto as Exhibit "A", referred to as the "Property"; and

WHEREAS, the LICENSEE desires to exercise certain rights and privileges upon the Property attached hereto as EXHIBIT "B", referred to as the "License Tract."

NOW, THEREFORE, it is agreed as follows:

GRANT OF LICENSE

LICENSOR hereby grants unto the LICENSEE, her heirs, successors, and assigns, the right to use for free and uninterrupted ingress and egress the hereinabove described License Tract, for access to and from the Property and US Highway 90A for the said LICENSEE, her heirs, successors, and assigns, for a period of THIRTY (30) years, from and after the date of this agreement. TO HAVE AND TO HOLD all and singular the said License Tract and privileges aforesaid, unto the LICENSEE during the term of said License. The rights herein granted to LICENSEE under this License Agreement may be assigned in part or in whole but are expressly subject to the terms of this License Agreement.

CONSIDERATION

In consideration for this agreement, the LICENSEE shall pay to the LICENSOR the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged.

TERMINATION

It is expressly agreed and understood by the LICENSEE herein that the purpose of this License Agreement is to grant to LICENSEE a license of use for ingress and egress over the License Tract of land because said License Tract is located within property owned by the LICENOR, and it is expressly agreed and stipulated, and LICENSEE, her heirs, successors, and assigns, by the acceptance of this License Agreement expressly agrees, that should the

hereinabove described License Tract cease to be used by LICENSEE for any continuous period of more than TWO (2) years during the term of this grant, or Property acquire or be provided direct access to a public roadway, or should LICENSEE be determined to be in breach or default of any of the terms or conditions contained herein, then and in that event, this License shall TERMINATE, and be of no force or effect, and all such rights and privileges herein granted to the LICENSEE, or her heirs, successors, or assigns shall automatically revert to the LICENSOR, its successors and assigns.

RESOLUTION AND AUTHORITY: The grant of the License to the Licensee under this License Agreement was authorized pursuant to _____ No. _____ duly passed and approved by the City Council of the City of Gonzales, a Texas Home Rule Municipality, on _____, 2023, and the undersigned was authorized to act on behalf of the City of Gonzales, Texas to execute this License Agreement.

Executed this the _____ day of _____, 2023.

LICENSOR: City of Gonzales

Timothy L. Crow, City Manager, City of Gonzales, Texas

STATE OF TEXAS §

COUNTY OF _____ §

This instrument was acknowledged before me on _____ 2023, by Timothy L. Crow, City Manager of the City of Gonzales, Texas, a municipal corporation, on behalf of the corporation, and in the capacity stated.

Notary Public, State of Texas

LICENSEE:

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EXHIBIT "A"
PAGE 1 OF 2

Being all that certain tract of 10.535 acres of land, more or less, lying and being situated in Gonzales County, Texas, being part of Lots Nos. 23 and 24, Tier No. 2, East of Water Street, in the Original Outer Town of Gonzales, more particularly being described in Warranty Deed dated June 1, 1977, executed by James C. Ballard, Jr. and Lela Rea Ballard to Carl R. Wood and Mary A. Wood, recorded in Volume 433, Page 458, of the Gonzales County Deed Records, herein called subject tract, intended to be described by metes and bounds, with bearing basis GPS Grid North, as follows:

BEGINNING at a concrete monument with a 3/8 inch iron rod found at the southwest corner of said subject tract, and at the southeast corner of a 2.17 acre tract of land described as SECOND TRACT in Warranty Deed dated February 21, 1975, executed by Ronald W. Pinckard and Janice Kay Pinckard to Robert K. Burchard and Bonnie Graham Burchard, recorded in Volume 406, Page 408, of the Gonzales County Deed Records, and in the south line of said Lot No. 23 and said Tier No. 2, and the north line of East Avenue and Saint Lawrence Street (unopened), for the southwest corner of this tract or parcel of land hereby intended to be described, from which, the southwest corner of said Lot No. 23 bears South 68° 41' 00" West 73.88 feet;

THENCE North 20° 11' 12" West 1110.52 feet along the west line of said subject tract, and the east line of aid Burchard tract, to a concrete monument with a 3/8 inch iron rod found at the northwest corner of said subject tract, and at the northeast corner of said Burchard tract, and in the north line of said Lot No. 23, and said Tier No. 2, and in the south line of an abandoned rail road right of way, and in the south line of Saint Andrew Street (unopened) for the northwest corner of this tract or parcel of land hereby intended to be described;

THENCE with the north line of said subject tract, and the south line of said abandoned rail road right of way, as follows:

North 68° 43' 12" East 100.00 feet;

North 73° 49' 12" East 100.00 feet;

North 76° 18' 12" East 100.00 feet;

North 77° 43' 12" East at 37.77 feet, crossing the east line of said Lot No. 23 and the west line of said Lot No. 24, in all a distance of 100.00 feet;

North 79° 09' 10" East 9.13 feet to a concrete monument with a 3/8 inch iron rod found at the northwest corner of said subject tract, and at the northwest corner of a 9.964 acre tract of land described in Warranty Deed dated December 17, 1998, executed by F. C. O'Ballo and Erlinda O'Ballo to Kenneth Gottwald and Sue Gottwald, recorded in Volume 810, Page 30, of the Official Records of Gonzales County, for the northeast corner of this tract or parcel of land hereby intended to be described;

THENCE South 21° 23' 52" East along the east line of said subject tract, and the west line of said Gottwald tract, at 847.66 feet, crossing the southwest corner of said Gottwald tract, and at the northwest corner of a 0.898 acre tract of land described in Warranty Deed dated May 4, 1998, executed by F. C. O'Ballo and Erlinda O'Ballo to Keith Elstner and Sheila Elstner, recorded in Volume 798, Page 805, of the Official Records of Gonzales County, and continuing along the west line of said Elstner tract, in all a distance of 1070.66 feet to a concrete monument with a 3/8 inch iron rod found at the southeast corner of said subject tract, and at the southwest corner of said Elstner tract, and in the south line of said Lot No. 24, and said Tier No. 2, and in the north line of said East Avenue and said Saint Lawrence Street, for the southeast corner of this tract or parcel of land hereby intended to be described;

THENCE South 68° 41' 00" West along the south line of said subject tract, and said Lot No. 24, and said Tier No. 2, and the north line of said East Avenue and said Saint Lawrence Street, at 70.42 feet, crossing the southwest corner of said Lot No. 24, and the southeast corner of said Lot No. 23, and continuing along the south line of said Lot No. 23, at

EXHIBIT "A"
PAGE 2 OF 2

235.75 feet, crossing the terminus of the centerline of a 30 foot wide easement surveyed on even date, in all a distance of 429.87 feet to the PLACE OF BEGINNING, as is shown on Gonzales First Shot Surveying Plat No. S23-149, dated July 10, 2023.

These Field Notes were prepared from a survey done on the ground and are true and correct to the best of my knowledge.



SETH M. FULLILOVE

REGISTERED PROFESSIONAL

LAND SURVEYOR NO. 6397



EXHIBIT "B"

S23-149 Easement

Being all that certain 30 foot wide easement, lying and being situated in Gonzales County, Texas, being over part of East Avenue, East of Water Street, in the Original Outer Town of Gonzales, the centerline of said easement, with 15 feet lying on both sides of said centerline, hereby intended to be described by metes and bounds, with bearing basis GPS Grid North, as follows:

BEGINNING at a nail set with washer marked Gonzales First Shot Surv at the intersection of the approximate center of an existing asphalt road with the north occupied line of United States Highway No. 90-A (Sarah Dewitt Drive), for the place of beginning of this easement hereby intended to be described;

THENCE along the center of said existing asphalt road as follows:

North 10° 58' 09" East 48.62 feet;

North 12° 50' 56" East 52.39 feet;

North 07° 20' 46" East 31.76 feet;

North 05° 04' 39" West 21.21 feet;

North 11° 52' 25" West 15.37 feet;

North 15° 17' 53" West 51.75 feet;

North 10° 18' 32" West 30.92 feet;

North 03° 43' 58" West 32.07 feet;

North 04° 05' 12" East 24.88 feet;

North 11° 34' 14" East 20.92 feet to the south line of Saint Lawrence Street (unopened);

North 08° 44' 09" West 71.41 feet to a point in a cattle guard at the intersection of the approximate center of said existing asphalt road with the north line of said East Avenue and said Saint Lawrence Street, and the south line of a called 10.539 acre tract of land described in Warranty Deed dated June 1, 1977, executed by James C. Ballard, Jr. and Lela Rea Ballard to Carl R. Wood and Mary A. Wood, recorded in Volume 433, Page 458, of the Gonzales County Deed Records, for the terminus of the centerline of this easement hereby intended to be described, from which, a 3/8 inch iron rod found in concrete at the southwest corner of said Woods tract, bears South 68° 41' 00" West 194.11 feet, and the southwest corner of Lot No. 23, Tier No. 2, East of Water Street bears South 68° 41' 00" West 267.99 feet, as is shown on Gonzales First Shot Surveying Plat No. S23-149, dated July 10, 2023.

These Field Notes were prepared from a survey done on the ground and are true and correct to the best of my knowledge.

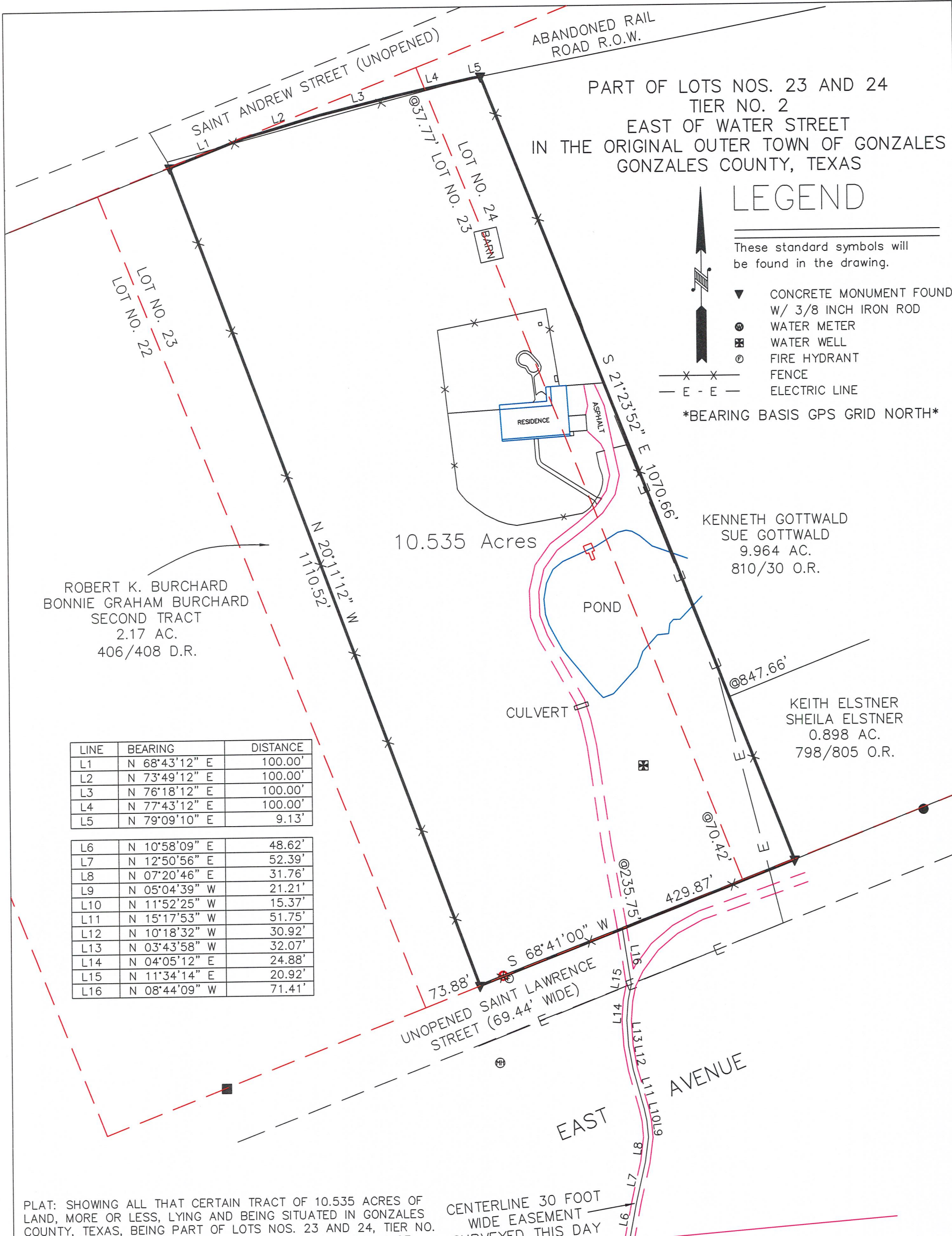


SETH M. FULLILOVE

REGISTERED PROFESSIONAL

LAND SURVEYOR NO. 6397





PART OF LOTS NOS. 23 AND 24
TIER NO. 2
EAST OF WATER STREET
IN THE ORIGINAL OUTER TOWN OF GONZALES
GONZALES COUNTY, TEXAS

LEGEND

- These standard symbols will be found in the drawing.
- CONCRETE MONUMENT FOUND W/ 3/8 INCH IRON ROD
 - WATER METER
 - WATER WELL
 - FIRE HYDRANT
 - FENCE
 - ELECTRIC LINE
- *BEARING BASIS GPS GRID NORTH*

ROBERT K. BURCHARD
BONNIE GRAHAM BURCHARD
SECOND TRACT
2.17 AC.
406/408 D.R.

10.535 Acres

KENNETH GOTTWALD
SUE GOTTWALD
9.964 AC.
810/30 O.R.

KEITH ELSTNER
SHEILA ELSTNER
0.898 AC.
798/805 O.R.

LINE	BEARING	DISTANCE
L1	N 68°43'12" E	100.00'
L2	N 73°49'12" E	100.00'
L3	N 76°18'12" E	100.00'
L4	N 77°43'12" E	100.00'
L5	N 79°09'10" E	9.13'

L6	N 10°58'09" E	48.62'
L7	N 12°50'56" E	52.39'
L8	N 07°20'46" E	31.76'
L9	N 05°04'39" W	21.21'
L10	N 11°52'25" W	15.37'
L11	N 15°17'53" W	51.75'
L12	N 10°18'32" W	30.92'
L13	N 03°43'58" W	32.07'
L14	N 04°05'12" E	24.88'
L15	N 11°34'14" E	20.92'
L16	N 08°44'09" W	71.41'

PLAT: SHOWING ALL THAT CERTAIN TRACT OF 10.535 ACRES OF LAND, MORE OR LESS, LYING AND BEING SITUATED IN GONZALES COUNTY, TEXAS, BEING PART OF LOTS NOS. 23 AND 24, TIER NO. 2, EAST OF WATER STREET, IN THE ORIGINAL OUTER TOWN OF GONZALES.

THE UNDERSIGNED DOES HEREBY CERTIFY THAT THIS SURVEY WAS THIS DAY MADE, ON THE GROUND OF THE PROPERTY, LEGALLY DESCRIBED HEREON AND IS CORRECT; AND THAT THERE ARE NO DISCREPANCIES, CONFLICTS, SHORTAGES IN AREA, BOUNDARY LINE CONFLICTS, VISIBLE ENCROACHMENTS, OVERLAPPING IMPROVEMENTS, EASEMENTS OR APPARENT RIGHTS-OF-WAY, EXCEPT AS SHOWN HEREON, SAID PROPERTY HAS ACCESS TO AND FROM A DEDICATED ROADWAY, EXCEPT AS SHOWN HEREON.

SETH M. FULLILOVE
REGISTERED PROFESSIONAL
LAND SURVEYOR NO. 6397



CENTERLINE 30 FOOT
WIDE EASEMENT
SURVEYED THIS DAY

UNITED STATES HIGHWAY NO. 90-A
(SARAH DEWITT DRIVE)

SURVEY PLAT Prepared BY
GONZALES FIRST SHOT
SURVEYING, L.L.C.
409 ST. GEORGE STREET
GONZALES, TEXAS 78629
830 672-6585 FIRM # 10172000
gonzalessurvey@gmail.com

Scale: 1"=120'	Date: 07/10/23	LT: 11*17
Drawn: SMF	Checked:	Job: S23-149



CITY OF GONZALES FINANCIALS

FINANCIAL REPORTS FOR FUNDS AS OF 07/31/2023

CASH & INVESTMENT BY FUND AS OF 07/31/2023

QUARTERLY INVESTMENT REPORT AS OF 6/30/2023

GRANT REIMBURSEMENT CITY IS WAITING ON AS OF 7/31/2023:

\$573,617.65 GENERAL FUND

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	(42,427.48)	2,746,992.76	93.12	0.00	202,863.24
402-FRANCHISE REVENUE	1,995,900.00	18,299.13	1,301,006.37	65.18	0.00	694,893.63
403-LICENSE/FEE/PERMITS	92,270.00	3,087.05	88,220.55	95.61	0.00	4,049.45
404-PARKS FEES REVENUE	293,310.00	37,956.45	335,290.51	114.31	0.00	(41,980.51)
405-MUNICIPAL COURT REVEN	58,075.00	4,716.94	40,862.08	70.36	0.00	17,212.92
406-MISCELLANEOUS REVENUE	787,958.00	20,998.46	684,639.24	86.89	0.00	103,318.76
407-STREET ASSESSMENT INC	0.00	0.00	(1,132.60)	0.00	0.00	1,132.60
408-INTEREST REVENUES	47,199.01	16,420.87	150,287.23	318.41	0.00	(103,088.22)
409-OTHER FINANCING REVEN	2,054,426.99	5,940.00	42,177.12	2.05	0.00	2,012,249.87
410-TRANSFERS	2,832,618.00	205,718.16	2,265,486.60	79.98	0.00	567,131.40
*** TOTAL REVENUES ***	11,111,613.00	270,709.58	7,653,829.86	68.88	0.00	3,457,783.14
	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY						
101-CITY COUNCIL DEPARTME	84,966.00	3,745.09	51,599.18	60.73	0.00	33,366.82
102-CITY MANAGER DEPART	198,872.50	13,812.67	128,443.31	64.59	0.00	70,429.19
103-COMMUNITY DEVELOPMENT	159,291.00	258.13	108,992.22	68.42	0.00	50,298.78
104-NON-DEPARTMENTAL	1,059,037.82	35,509.40	524,848.65	49.93	3,967.00	530,222.17
105-MAIN STREET DEPARTMEN	119,785.00	6,681.00	100,622.14	84.00	0.00	19,162.86
107-BUILDING MAINTENANCE	280,421.00	20,437.74	206,571.57	73.66	0.00	73,849.43
108-CITY SECRETARY DEP	186,150.00	12,089.04	140,477.41	75.46	0.00	45,672.59
109-FINANCE DEPARTMENT	311,672.50	19,419.36	256,253.91	82.22	0.00	55,418.59
201-PARKS DEPARTMENT	730,292.00	58,244.75	568,136.20	77.80	0.01	162,155.79
202-SWIMMING POOL DEPARTM	28,425.00	7,518.49	21,212.50	74.63	0.00	7,212.50
204-RECREATION DEPARTMENT	18,314.00	2,527.64	12,271.42	67.01	0.00	6,042.58
206-INDEPENDENCE GOLF CO	301,199.00	19,063.93	226,096.27	75.07	0.00	75,102.73
301-FIRE DEPARTMENT	1,579,550.00	78,726.94	1,067,459.01	70.02	38,485.92	473,605.07
501-POLICE DEPARTMENT	2,898,138.00	195,367.40	2,180,101.13	75.48	7,420.50	710,616.37
504-ANIMAL CONTROL DEPART	200,498.64	13,476.89	144,485.53	72.06	0.00	56,013.11
550-MUNICIPAL COURT DEPT.	113,216.00	6,144.69	89,076.95	78.68	0.00	24,139.05
602-AIRPORT DEPARTMENT	130,820.00	1,332.05	55,034.39	42.07	0.00	75,785.61
603-STREETS DEPARTMENT	2,425,296.17	205,269.64	1,667,968.76	68.79	297.82	757,029.59
650-LIBRARY DEPARTMENT	310,366.00	20,653.86	246,013.62	79.27	0.00	64,352.38
660-MUSEUM DEPARTMENT	97,835.00	5,114.07	73,542.13	75.17	0.00	24,292.87
*** TOTAL EXPENDITURES ***	11,234,145.63	725,392.78	7,869,206.30	70.49	50,171.25	3,314,768.08
	=====	=====	=====	=====	=====	=====
** REVENUES OVER (UNDER) EXPENDITURES **	(122,532.63)	(454,683.20)	(215,376.44)	216.72	(50,171.25)	143,015.06
	=====	=====	=====	=====	=====	=====

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	54,992.50	570,253.17	75.62	0.00	183,896.83
406-MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00	0.00	0.00
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
*** TOTAL REVENUES ***	754,150.00	54,992.50	570,253.17	75.62	0.00	183,896.83
	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY						
203-JB WELLS PARK	935,649.00	71,825.32	701,109.61	76.20	11,843.65	222,695.74
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
*** TOTAL EXPENDITURES ***	935,649.00	71,825.32	701,109.61	76.20	11,843.65	222,695.74
	=====	=====	=====	=====	=====	=====
*** REVENUES OVER(UNDER) EXPENDITURES ***	(181,499.00)	(16,832.82)	(130,856.44)	78.62	(11,843.65)	(38,798.91)
	=====	=====	=====	=====	=====	=====

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	1,023,394.12	8,300,420.01	76.29	0.00	2,579,722.99
750-REVENUE COLLECTION	279,802.00	1,001.32	218,853.17	78.22	0.00	60,948.83
809-HYDRO PLANT CONST.	0.00	0.00	0.00	0.00	0.00	0.00
*** TOTAL REVENUES ***	11,159,945.00	1,024,395.44	8,519,273.18	76.34	0.00	2,640,671.82
EXPENDITURE SUMMARY						
710-ELECTRIC DEPARTMENT	11,387,727.00	251,810.94	8,027,830.97	77.43	789,587.70	2,570,308.33
750-REVENUE COLLECTIONS	304,792.00	18,962.74	236,814.41	77.70	0.00	67,977.59
809-HYDRO PLANT CONST.	146,000.00	0.00	124,300.00	85.14	0.00	21,700.00
*** TOTAL EXPENDITURES ***	11,838,519.00	270,773.68	8,388,945.38	77.53	789,587.70	2,659,985.92
** REVENUES OVER(UNDER) EXPENDITURES **	(678,574.00)	753,621.76	130,327.80	97.15	(789,587.70)	(19,314.10)

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	247,793.71	2,229,318.92	71.72	0.00	879,131.08
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL REVENUES ***	3,108,450.00	247,793.71	2,229,318.92	71.72	0.00	879,131.08
	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>
EXPENDITURE SUMMARY						
720-WATER PRODUCTION DEPT	3,492,038.34	133,416.86	2,420,239.24	69.88	20,142.96	1,051,656.14
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL EXPENDITURES ***	3,492,038.34	133,416.86	2,420,239.24	69.88	20,142.96	1,051,656.14
	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>
** REVENUES OVER(UNDER) EXPENDITURES **	(383,588.34)	114,376.85	(190,920.32)	55.02	(20,142.96)	(172,525.06)
	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>	<u>=====</u>

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	141,755.60	1,320,912.82	74.40	0.00	454,587.18
731-W/W GRANT PROJECTS	0.00	0.00	123,125.25	0.00	0.00	(123,125.25)
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL REVENUES ***	1,775,500.00	141,755.60	1,444,038.07	81.33	0.00	331,461.93
	<u>-----</u>	<u>-----</u>	<u>-----</u>	<u>-----</u>	<u>-----</u>	<u>-----</u>
EXPENDITURE SUMMARY						
730-WASTEWATER COLLECTION	1,663,508.00	52,681.53	1,094,103.06	67.08	21,851.99	547,552.95
731-W/W GRANT PROJECTS	0.00	0.00	516,054.74	0.00	0.00	(516,054.74)
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
*** TOTAL EXPENDITURES ***	1,663,508.00	52,681.53	1,610,157.80	98.11	21,851.99	31,498.21
	<u>-----</u>	<u>-----</u>	<u>-----</u>	<u>-----</u>	<u>-----</u>	<u>-----</u>
** REVENUES OVER(UNDER) EXPENDITURES **	111,992.00	89,074.07	(166,119.73)	167.84-	(21,851.99)	299,963.72
	<u>-----</u>	<u>-----</u>	<u>-----</u>	<u>-----</u>	<u>-----</u>	<u>-----</u>

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	70,983.56	702,492.76	84.40	0.00	129,857.24
*** TOTAL REVENUES ***	832,350.00	70,983.56	702,492.76	84.40	0.00	129,857.24
EXPENDITURE SUMMARY						
740-SOLID WASTE DEPARTMEN	832,217.00	59,913.22	690,103.22	83.69	6,385.54	135,728.24
*** TOTAL EXPENDITURES ***	832,217.00	59,913.22	690,103.22	83.69	6,385.54	135,728.24
** REVENUES OVER(UNDER) EXPENDITURES **	133.00	11,070.34	12,389.54	514.29	(6,385.54)	(5,871.00)

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	41,028.49	882,883.83	107.85	0.00	{ 64,270.83}
	-----	-----	-----	-----	-----	-----
*** TOTAL REVENUES ***	818,613.00	41,028.49	882,883.83	107.85	0.00	{ 64,270.83}
	=====	=====	=====	=====	=====	=====
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	41,028.49	235,271.33	842.38	0.00	{ 232,271.33}
	=====	=====	=====	=====	=====	=====

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	75,953.63	375,615.21	105.99	0.00	(21,215.21)
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	75,953.63	375,615.21	105.99	0.00	(21,215.21)
EXPENDITURE SUMMARY						
811-HOTEL MOTEL	524,026.00	28,247.12	328,589.81	62.70	0.00	195,436.19
*** TOTAL EXPENDITURES ***	524,026.00	28,247.12	328,589.81	62.70	0.00	195,436.19
** REVENUES OVER(UNDER) EXPENDITURES **	(169,626.00)	47,706.51	47,025.40	27.72-	0.00	(216,651.40)

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	40.32	2,511.87	104.66	0.00	(111.87)
*** TOTAL REVENUES ***	2,400.00	40.32	2,511.87	104.66	0.00	(111.87)
EXPENDITURE SUMMARY						
812-MEMORIAL MUSEUM	4,000.00	0.00	0.00	0.00	0.00	4,000.00
*** TOTAL EXPENDITURES ***	4,000.00	0.00	0.00	0.00	0.00	4,000.00
** REVENUES OVER(UNDER) EXPENDITURES **	(1,600.00)	40.32	2,511.87	156.99-	0.00	(4,111.87)

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	144.25	16,502.48	2.25	0.00	(16,392.48)
	-----	-----	-----	-----	-----	-----
*** TOTAL REVENUES ***	110.00	144.25	16,502.48	2.25	0.00	(16,392.48)
	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY						
813-FORFEITURES	20,500.00	0.00	6,614.04	43.86	2,377.34	11,508.62
	-----	-----	-----	-----	-----	-----
*** TOTAL EXPENDITURES ***	20,500.00	0.00	6,614.04	43.86	2,377.34	11,508.62
	=====	=====	=====	=====	=====	=====
** REVENUES OVER(UNDER) EXPENDITURES **	(20,390.00)	144.25	9,888.44	36.84-	(2,377.34)	(27,901.10)
	=====	=====	=====	=====	=====	=====

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	213.04	2,333.38	135.66	0.00	(613.38)
	-----	-----	-----	-----	-----	-----
*** TOTAL REVENUES ***	1,720.00	213.04	2,333.38	135.66	0.00	(613.38)
	-----	-----	-----	-----	-----	-----
EXPENDITURE SUMMARY						
814-MUNICIPAL COURT	14,927.00	269.13	10,827.63	72.54	0.00	4,099.37
	-----	-----	-----	-----	-----	-----
*** TOTAL EXPENDITURES ***	14,927.00	269.13	10,827.63	72.54	0.00	4,099.37
	-----	-----	-----	-----	-----	-----
*** REVENUES OVER(UNDER) EXPENDITURES ***	(13,207.00)	(56.09)	(8,494.25)	64.32	0.00	(4,712.75)
	-----	-----	-----	-----	-----	-----

C I T Y O F G O N Z A L E S
FINANCIAL STATEMENT
AS OF: JULY 31ST, 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	218.59	7,200.13	894.77	0.00	(6,820.13)
*** TOTAL REVENUES ***	380.00	218.59	7,200.13	894.77	0.00	(6,820.13)
EXPENDITURE SUMMARY						
815-ROBERT LEE BROTHERS	52,200.00	51.55	25,951.79	49.72	0.00	26,248.21
*** TOTAL EXPENDITURES ***	52,200.00	51.55	25,951.79	49.72	0.00	26,248.21
** REVENUES OVER(UNDER) EXPENDITURES **	(51,820.00)	167.04	(18,751.66)	36.19	0.00	(33,068.34)

CITY OF GONZALES
FINANCIAL STATEMENT
AS OF: JULY 31ST, 2023

700-GONZALES ECONOMIC DEV

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACTUAL	% OF BUDGET	Y-T-D ENCUMB.	BUDGET BALANCE
<hr/>						
REVENUE SUMMARY						
700-ECONOMIC DEVELOPMENT	1,000,795.00	103,188.79	972,349.56	97.16	0.00	28,445.44
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
*** TOTAL REVENUES ***	1,000,795.00	103,188.79	972,349.56	97.16	0.00	28,445.44
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
EXPENDITURE SUMMARY						
700-ECONOMIC DEVELOPMENT	2,083,488.00	29,707.27	953,162.95	45.75	0.00	1,130,325.05
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
*** TOTAL EXPENDITURES ***	2,083,488.00	29,707.27	953,162.95	45.75	0.00	1,130,325.05
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
** REVENUES OVER(UNDER) EXPENDITURES **	(1,082,693.00)	73,481.52	19,186.61	1.77-	0.00	(1,101,879.61)
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
<hr/>			
100-GENERAL FUND			

<u>CASH</u>			
100 1-001.000	CASH - GENERAL FUND	266,803.03	
100 1-001.501	CASH-GENERAL FUND RBFCU	0.00	
100 1-101.505	CASH - AIRPORT IMPROVEMENT	150,668.35	
100 1-101.506	CASH- PEG FRANCHISE ACTIVITIES	139,171.89	

TOTAL CASH		556,643.27	
 <u>INVESTMENTS</u>			
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		27,097.88

TOTAL INVESTMENTS			27,097.88
 <u>POOLED INVESTMENTS</u>			
100 1-104.002	TEXPOOL- GENERAL FUND		2,749,422.65
100 1-104.003	TEXPOOL-CLFRF PART II - ARPA		536,930.68

TOTAL POOLED INVESTMENTS			3,286,353.33

TOTAL 100-GENERAL FUND		556,643.27	3,313,451.21
<hr/>			
203-JB WELLS FUND			

<u>CASH</u>			
203 1-001.000	CASH - JB WELLS	(140,600.37)	

TOTAL CASH		(140,600.37)	

TOTAL 203-JB WELLS PARK FUND		(140,600.37)	0.00
<hr/>			
210-ELECTRIC FUND			

<u>CASH</u>			
210 1-001.000	CASH - ELECTRIC FUND	1,795.82	
210 1-001.606	CASH CUSTOMER METER DEPOSIT	179,598.20	

TOTAL CASH		181,394.02	

CASH & INVESTMENTS BY FUND

AS OF: JULY 31ST, 2023

JULY 31ST, 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		2,100,072.05

TOTAL POOLED INVESTMENTS			2,100,072.05
		-----	-----
TOTAL 210-ELECTRIC FUND	181,394.02		2,100,072.05
<hr/>			
220-WATER FUND			

<u>CASH</u>			
220 1-001.000	CASH - WATER FUND	263,912.00	
220 1-001.606	CASH CUSTOMER METER DEPOSITS	27,514.00	

TOTAL CASH		291,426.00	
<u>POOLED INVESTMENTS</u>			
220 1-104.002	TEXPOOL- WATER FUND		1,982,621.69
220 1-104.103	TEXPOOL - CO SERIES 2019		0.00

TOTAL POOLED INVESTMENTS			1,982,621.69
		-----	-----
TOTAL 220-WATER FUND	291,426.00		1,982,621.69
<hr/>			
230-WASTEWATER FUND			

<u>CASH</u>			
230 1-001.000	CASH - WASTEWATER FUND	295,498.89	
230 1-001.606	CASH CUSTOMER METER DEPOSIT	300.00	

TOTAL CASH		295,798.89	
<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		1,228,680.10
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			1,228,680.10
		-----	-----
TOTAL 230-WASTEWATER FUND	295,798.89		1,228,680.10

CASH & INVESTMENTS BY FUND

AS OF: JULY 31ST, 2023

JULY 31ST, 2023

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
<hr/>			
240-SOLID WASTE			

CASH			
240 1-001.000	CASH - SOLID WASTE FUND	149,562.88	

TOTAL CASH		149,562.88	

TOTAL 240-SOLID WASTE FUND		149,562.88	0.00
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250-DSF PROPRIETARY			

CASH			
250 1-001.000	CASH-DSF PROPRIETARY	0.00	

TOTAL CASH		0.00	

TOTAL 250-DSF PROPRIETARY		0.00	0.00
<hr/>			
300-CAPITAL PROJECTS-BUS			

CASH			
300 1-001.000	CASH CONTROL - CAPITAL PROJ	0.00	
300 1-101.301	BOND - CIP	0.00	

TOTAL CASH		0.00	

TOTAL 300-CAPITAL PROJECTS-BUSINESS		0.00	0.00
<hr/>			
400-DSF GOVERNMENTAL ACTI			

CASH			
400 1-001.000	CASH - CONTROL ACCT	0.00	
400 1-001.101	CASH-DSF GOV. ACTIVITIES	516,363.95	

TOTAL CASH		516,363.95	

TOTAL 400-DSF GOVERNMENT ACTIVITIES		516,363.95	0.00
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CASH & INVESTMENTS BY FUND

AS OF: JULY 31ST, 2023

JULY 31ST, 2023

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
500-HOTEL/MOTEL FUND			
=====			
<u>CASH</u>			
500 1-001.000	CASH - CONTROL ACCT	0.00	
500 1-001.502	CASH - HOTEL MOTEL TAX	843,443.40	
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		843,443.40	
TOTAL 500-HOTEL/MOTEL FUND		843,443.40	0.00
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501-MEMORIAL MUSEUM FUND			
=====			
<u>CASH</u>			
501 1-001.000	CASH - CONTROL ACCT.	0.00	
501 1-001.503	CASH - MUSEUM FUNDS	9,268.68	
TOTAL CASH		9,268.68	
TOTAL 501-MEMORIAL MUSEUM FUND		9,268.68	0.00
<hr/>			
502-FORFEITURES			
=====			
<u>CASH</u>			
502 1-001.000	CASH - CONTROL ACCOUNT	0.00	
502 1-001.504	CASH - FORFEITURES FEDERAL	28,989.34	
502 1-001.505	CASH - FORFEITURES STATE	5,404.57	
TOTAL CASH		34,393.91	
TOTAL 502-FORFEITURE FUND		34,393.91	0.00
<hr/>			
503-MUNICIPAL COURT			
=====			
<u>CASH</u>			
503 1-001.000	CASH - CONTROL ACCOUNT	0.00	
503 1-001.505	CASH - MUN CRT CHILD SAFETY	4,038.12	
503 1-001.506	CASH - MUN CRT SECURITY	20,747.82	
503 1-001.507	CASH - MUN CRT TECH	1,062.61	

CASH & INVESTMENTS BY FUND

AS OF: JULY 31ST, 2023

JULY 31ST, 2023

FUND-ACCT. NO.	ACCOUNT NAME	CASH	INVESTMENTS
503 1-001.508	CASH - SPECIAL EXPENSE	3,351.47	

	TOTAL CASH	29,200.02	
		-----	-----
	TOTAL 503-MUNICIPAL COURT	29,200.02	0.00

504-ROBERT L. BROTHERS

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CASH

504 1-001.000	CASH - CONTROL ACCOUNT	0.00	
504 1-001.511	ROBERT LEE BROTHERS JR LIBRARY	51,447.48	

	TOTAL CASH	51,447.48	
		-----	-----
	TOTAL 504-ROBERT LEE BROTHERS FUND	51,447.48	0.00

575-CAPITAL PROJECTS-GOV

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CASH

575 1-001.000	CASH-CONTROL ACCT	0.00	

	TOTAL CASH	0.00	
		-----	-----
	TOTAL 575-CAPITAL PROJECTS-GOV.	0.00	0.00

700-COMPONENT UNIT

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CASH

700 1-001.000	CASH -CONTROL ACCOUNT	(12,287.83)	
700 1-001.101	CASH - ECONOMIC DEV CORP	2,244,727.40	

	TOTAL CASH	2,232,439.57	

INVESTMENTS

700 1-103.413	CERT OF DEPOSIT -FNB GONZALES		1,000,000.00

	TOTAL INVESTMENTS		1,000,000.00

POOLED INVESTMENTS

700 1-104.001	TEXPOOL - ECONOMIC DEVELOPMENT		507,671.05

	TOTAL POOLED INVESTMENTS		507,671.05
		-----	-----
	TOTAL 700-GONZALES ECONOMIC DEV	2,232,439.57	1,507,671.05

	FUND TOTAL OTHER INVESTMENTS		1,027,097.88
	FUND TOTAL POOLED INVESTMENTS		9,105,398.22

	TOTAL CASH AND INVESTMENTS	5,050,781.70	10,132,496.10
		-----	-----

*** END OF REPORT ***


CITY OF GONZALES PORTFOLIO
QUARTERLY REPORT FOR THE PERIOD ENDING
6/30/2023


Description	Yield Rate	Purchase / Renewal Date	Maturity Date	Book Value 03/31/23	Market Value 03/31/23	Accrued Interest 03/31/23	Book Value 06/30/23	Market Value 06/30/23	Accrued Interest 06/30/23
Investment Pools									
Texpool -General Fund	N/A	N/A	N/A	2,416,803.40	2,416,803.40	-	2,737,509.88	2,737,509.88	-
Texpool -Electric Fund	N/A	N/A	N/A	1,784,302.02	1,784,302.02	-	2,090,972.84	2,090,972.84	-
Texpool -Water Fund	N/A	N/A	N/A	1,949,856.11	1,949,856.11	-	1,974,031.37	1,974,031.37	-
Texpool -Wastewater Fund	N/A	N/A	N/A	924,659.01	924,659.01	-	1,223,356.45	1,223,356.45	-
Texpool -Coronavirus Local Fiscal Recovery	N/A	N/A	N/A	1,023,787.11	1,023,787.11	-	710,810.85	710,810.85	-
Texpool -Cert. of Obligation 2019	N/A	N/A	N/A	0.00	0.00	-	0.00	0.00	-
RBFCU - Savings Account	N/A	N/A	N/A	62,580.95	62,580.95	-	0.00	0.00	-
Certificates of Deposit									
General Fund - (RBFCU) 100-1-103.410	0.750%	3/19/2022	3/18/2024	226,753.87	226,753.87	418.82	0.00	0.00	-
Electric Fund - (SSB) 210-1-103.410	0.600%	12/11/2021	12/11/2023	283,276.06	283,276.06	418.47	0.00	0.00	-
Wastewater Fund - (SSB) 230-1-103.411	1.500%	10/13/2022	10/13/2024	285,073.72	285,073.72	1,073.75	0.00	0.00	-
TOTAL PORTFOLIO				8,957,092.25	8,957,092.25	1,911.04	8,736,681.39	8,736,681.39	0.00

CITY OF GONZALES PORTFOLIO SUMMARY
Activity for Quarter Ending
June 30, 2023

	Book Value	Market Value	Ratio
Total Investments at beginning of Quarter	8,957,092.25	8,957,092.25	100.00%
Investment Pool Interest Reinvested	105,182.84	105,182.84	
Investment Pool Increases	857,103.75	857,103.75	
Investment Pool Withdrawals	387,593.80	387,593.80	
Agency Security Purchases	0.00	0.00	
Agency Security Maturities/Called	0.00	0.00	
Certificate of Deposit Purchases	0.00	0.00	
CD Interest Reinvested	0.00	-	
Investments at End of Quarter	9,531,785.04	9,531,785.04	100.00%

As of 6/30/2023 all investments are in compliance with the Investment Policy of the City of Gonzales.


 Laura Zella, Finance Director


 Timothy Crow, City Manager

CITY OF GONZALES PORTFOLIO
 QUARTERLY REPORT FOR THE PERIOD ENDING
 6/30/2023

<u>Weighted Average Maturity</u>	<u>Yield Rate</u>	<u>Maturity Date</u>	<u>Book Value</u>	<u>Percentage of Portfolio</u>	<u>Days to Maturity</u>	<u>Weighted Average</u>
TexPools & RBFCU Savings			8,736,681.39	1.000000	1	1.00
RBFCU - General Fund CD	0.750%	3/18/2024	0.00	0.000000	262	0.00
Lone Star Bank - Electric CD	0.600%	12/11/2023	0.00	0.000000	164	0.00
Lone Star Bank - Wastewater CD	1.500%	10/13/2024	0.00	0.000000	471	0.00
TOTAL PORTFOLIO			8,736,681.39	100%	898	1.00