

CITY OF HUNTSVILLE, TEXAS

Andy Brauninger, Mayor

Keith D. Olson, Mayor Pro Tem, Position 4
Paul Davidhizar, Position 1 At-Large
Lydia Montgomery, Position 2 At-Large
Don H. Johnson, Position 3 At-Large



Joe Emmett, Ward 1
Tish Humphrey, Ward 2
Ronald Allen, Ward 3
Joe Rodriguez, Ward 4

HUNTSVILLE CITY COUNCIL AGENDA

TUESDAY, JUNE 7, 2016

1:00 P.M. WORK SESSION

2:00 P.M. Joint Session with Walker County Commissioners Court

6:00 P.M. REGULAR SESSION

CITY COUNCIL CHAMBERS AND LARGE CONFERENCE ROOM
HUNTSVILLE CITY HALL, 1212 AVENUE M, HUNTSVILLE, TEXAS, 77340

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services are requested to contact the City Secretary's office (936.291.5403), two working days prior to the meeting for appropriate arrangements.

WORK SESSION [1:00pm]

1. Call to Order
2. Consideration and Discussion of proposed capital improvement projects and potential bond issuance.
3. [2:00 P.M.] Walker County Commissioners Court will convene to conduct a joint session with the City Council for consideration and discussion on future use or disposition of the Old County Jail and property located at 717 FM 2821.
4. County Commissioners Court adjourns.
5. City Council will continue the workshop to receive a report from IMS Infrastructure on the Condition Assessment of City Streets study and potential financing options.
6. Possible continued discussion on the above item 1.
7. Adjourn Work Session.

MAIN SESSION [6:00 P.M.]

1. CALL TO ORDER

2. INVOCATION AND PLEDGES

U.S. Flag

Texas Flag: Honor the Texas Flag. I pledge allegiance to thee, Texas, one state, under God, one, and indivisible.

3. CONSENT AGENDA

Public Comments will be called for by the presiding officer before action is taken on these items. *(Approval of Consent Agenda authorizes the City Manager to implement each item in accordance with staff recommendations. An item may be removed from the Consent Agenda and added to the Statutory Agenda for full discussion by request of a member of Council.)*

- a. Approve the minutes of the City Council meeting held on May 17, 2016 and the Special Session workshop on May 31, 2016. [Lee Woodward, City Secretary]
- b. Authorize the City Manager to apply for the 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program and enter into an interlocal agreement with Walker County and adopt Resolution 2016-28 in support of same. [Dr. Sherry McKibben, Director of Neighborhood Resources]
- c. Adopt Ordinance 2016-27 to amend the budget for FY 15-16. [Steve Ritter, Director of Finance]
- d. Award the purchase of Heating, Ventilation and Air Conditioning (HVAC) Services for City buildings to EC Heating & Cooling LLC, Huntsville TX. [Joseph Wiggs, Director of Parks and Leisure]

4. STATUTORY AGENDA

- a. *Presentation, public comment, discussion, and possible action* to authorize the City Manager to sign Amendment 1 to the Pre-Construction Contract with Garney Construction in the amount of \$68,750.00 for sub-surface utility exploration (SUE) services for the Town Creek Drainage Improvement Project and approve Ordinance 2016-26 to amend the budget. [Dr. Sherry McKibben, Director of Neighborhood Resources]

5. REQUESTS FOR CITIZEN PARTICIPATION

An opportunity for citizens to be heard on any topic and for the City Council to participate in the discussion. No action will be taken.

No requests were received by noon on May 31, 2016.

6. MEDIA INQUIRIES RELATED TO MATTERS ON THE AGENDA

7. ITEMS OF COMMUNITY INTEREST

(Hear announcements concerning items of community interest from the Mayor, Councilmembers, and City staff for which no action will be discussed or taken.)

8. EXECUTIVE SESSION

- a. City Council will meet in Executive Session pursuant to Texas Government Code Section 551.071- to receive legal advice on the interlocal agreement between the City and County regarding the Old County Jail.
- b. City Council will meet in Executive Session pursuant to Texas Government Code Section 551.074 – personnel matters regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, concerning City Attorney Leonard Schneider.

9. RECONVENE

Take action, if necessary, on items addressed during Executive Session.

10. ADJOURNMENT

*If, during the course of the meeting and discussion of any items covered by this notice, City Council determines that a Closed or Executive session of the Council is required, then such closed meeting will be held as authorized by Texas Government Code, Chapter 551, Sections: 551.071 – consultation with counsel on legal matters; 551.072 – deliberation regarding purchase, exchange, lease or value of real property; 551.073 – deliberation regarding a prospective gift; 551.074 – personnel matters regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; 551.076 – implementation of security personnel or devices; 551.087 – deliberation regarding economic development negotiation; and/or other matters as authorized under the Texas Government Code. If a Closed or Executive session is held in accordance with the Texas Government Code as set out above, the City Council will reconvene in Open Session in order to take action, if necessary, on the items addressed during Executive Session.

CERTIFICATE

I Megan Kaltenbach, Deputy City Secretary, do hereby certify that a copy of the June 7, 2016 City Council Agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, www.huntsvilletx.gov, in compliance with Chapter 551, Texas Government Code.

DATE OF POSTING: _____

TIME OF POSTING: _____ am/pm

TAKEN DOWN: _____

Megan Kaltenbach, Deputy City Secretary

MINUTES FROM THE HUNTSVILLE CITY COUNCIL REGULAR MEETING HELD ON THE 17th DAY OF MAY 2016, IN THE CITY HALL, LOCATED AT 1212 AVENUE M, IN THE CITY OF HUNTSVILLE, COUNTY OF WALKER, TEXAS, AT 3:00 P.M.

The Council met in a regular session with the following:

COUNCILMEMBERS PRESENT: Andy Brauninger, Joe Emmett, Lydia Montgomery, Don H. Johnson, Keith Olson, Ronald Allen, Joe P. Rodriguez, Tish Humphrey

COUNCILMEMBERS ABSENT: None

OFFICERS PRESENT: Matt Benoit, City Manager; Leonard Schneider, City Attorney; Lee Woodward, City Secretary

WORK SESSION [3:00 P.M.] The City Council will receive presentations from PGAL on condition assessments of Public Safety facilities.

(Councilmember Allen did not attend the workshop.) The Council discussed design options for a police department and a fire station.

RECEPTION [5:15-6:00 P.M.] – Graduating seniors who are children of City employees will be recognized.

MAIN SESSION [6:00 P.M.]

1. **CALL TO ORDER** - Mayor Brauninger called the meeting to order at 6:00 p.m.
2. **INVOCATION AND PLEDGES** – Councilmember Humphrey gave an invocation and the Employee Scholarship Fund recipients led the pledges.
3. **PRESENTATIONS AND PROCLAMATIONS**
 - Employee Scholarship Graduates
 - Public Works Week
 - Motorcycle Safety and Awareness Week
4. **ELECTION MATTERS**
 - a. **Presentation, public comment, discussion, and possible action to adopt Ordinance 2016-25 to canvass the returns of the Special Election held on the 7th day of May 2016, for the purpose of electing a Councilmember-at-Large Position 1; roll-call vote. [Lee Woodward, City Secretary]**

Councilmember Humphrey moved to adopt Ordinance 2016-25 to canvass the returns of the Special Election held on the 7th day of May 2016, for the purpose of electing a Councilmember-at-Large Position 1 and was seconded by Councilmember Olson. The motion was adopted unanimously, 8-0.

Early Voting by Precinct

Candidate & Position/Measure	101	102	201	205	206	301	401	Total
Councilmember-at-Large, Position 1								
John S. Little	10	126	50	136	29	60	27	438
Paul Davidhizar	5	127	73	229	41	20	35	530
Totals	15	253	123	365	70	80	62	968

Early Voting & Election Day Returns

Candidate & Position	Early	101	102	201	205	206	301	401	Total
Councilmember-at-Large, Position 1									
John S. Little	438	1	31	4	42	2	11	13	542
Paul Davidhizar	530	0	46	16	91	9	6	13	711
Totals	968	1	77	20	133	11	17	26	1253

Voters Voted

Precinct	Registered Voters	Ballots Cast	Percentage
101	654	16	2.45
102	3437	330	9.60
201	2316	143	6.17
205	2366	498	21.05
206	1046	81	7.74
301	2668	97	3.64
401	2465	88	3.57
Total	14,952	1253	8.38

- b. **Administer the Oath of Office to the newly-elected City Councilmember. [Walker County Judge Danny Pierce]**

Walker County Judge Danny Pierce administered the Statement of Elected/Appointed and Official Oath of Office to Paul Davidhizar and the Mayor presented his Certificate of Election.

5. **CONSENT AGENDA**

Public Comments will be called for by the presiding officer before action is taken on these items. (*Approval of Consent Agenda authorizes the City Manager to implement each item in accordance with staff recommendations. An item may be removed from the Consent Agenda and added to the Statutory Agenda for full discussion by request of a member of Council.*)

- a. **Approve the minutes of the City Council meeting held on May 7, 2016. [Lee Woodward, City Secretary]**

Councilmember Olson moved to adopt the consent agenda; the motion was seconded by Councilmembers Johnson and Montgomery. The motion was unanimously adopted, 9-0.

6. **EXECUTIVE SESSION**

- a. **City Council will meet in Executive Session pursuant to Texas Government Code Section 551.071 (consultation with counsel on legal matters) to receive legal advice on water supply agreements with Tenaska Roan's Prairie, and to receive legal advice on discussing possible amendments to the Tenaska Frontier water supply contract. [Carol Reed, Public Works Director]**

The City Council convened into Executive Session at 6:21 p.m.

7. **RECONVENE**

Take action, if necessary, on items addressed during Executive Session.

- a. **Presentation, public comment, discussion, and possible action to authorize the City Manager to enter into five agreements related to the supply of water and wastewater services to the Tenaska Roan's Prairie electric power plant: (1) an Agreement between the City of Huntsville and Tenaska Roan's Prairie Partners, LLC for the Purchase and Delivery of Treated Water; (2) a Raw Water Supply Contract between the City of Huntsville, Texas and the Trinity River Authority of Texas; (3) a Financing and Construction Agreement between the City of Huntsville and the Trinity River Authority of Texas; (4) a Second Amendment to the Agreement between the City of Huntsville and Tenaska Frontier Partners, Ltd.; and (5) a Wastewater Disposal Agreement between the City of Huntsville and Tenaska Roan's Prairie Partners, LLC. [Carol Reed, Public Works Director]**

The City Council reconvened at 7:07 p.m. Councilmember Humphrey moved to authorize the City Manager to enter into five agreements related to the supply of water and wastewater services to the Tenaska Roan's Prairie electric power plant: (1) an Agreement between the City of Huntsville and Tenaska Roan's Prairie Partners, LLC for the Purchase and Delivery of Treated Water; (2) a Raw Water Supply Contract between the City of Huntsville, Texas and the Trinity River Authority of Texas; (3) a Financing and Construction Agreement between the City of Huntsville and the Trinity River Authority of Texas; (4) a Second Amendment to the Agreement between the City of Huntsville and Tenaska Frontier Partners, Ltd.; and (5) a Wastewater Disposal Agreement between the City of Huntsville and Tenaska Roan's Prairie Partners, LLC and was seconded by Councilmember Olson. The motion was adopted, 9-0

8. **STATUTORY AGENDA**

- a. **FIRST READING - Presentation, public comment, discussion, and possible action to authorize the City Manager to sign Addendum #A, in the amount of \$1,383,054.20, to the Construction Manager at Risk Agreement with Garney Construction for Town Creek Drainage Improvement Project, first reading. [Sherry McKibben, Director of Neighborhood Resources; Y.S. Ramachandra, City Engineer]**

Councilmember Olson moved to suspend the City Council Rules of Procedure requirement for a second reading in accordance with its provision in Section 9, and, upon a two-thirds vote of the members of the City Council present and was seconded by Councilmember Johnson. The motion was adopted unanimously, 9-0.

Councilmember Montgomery moved to authorize the City Manager to sign Addendum A, in the amount of \$1,383,054.20, to the Construction Manager at Risk Agreement with Garney Construction for the Town Creek Drainage Improvement Project and was seconded by Councilmember Humphrey. The motion was adopted unanimously, 9-0

- b. **Presentation, public comment, discussion, and possible action to authorize the City Manager to sign an Interlocal Agreement between the City of Huntsville and the Texas Department of Criminal Justice for water service at the Ellis and Estelle Units. [Matt Benoit, City Manager; Steve Ritter, Director of Finance]**

Councilmember Johnson moved to delay action on Agenda Item 8b for City Council action until June 21, 2016 to allow additional negotiations with TDCJ to assure full information exchange between the two entities; the motion was seconded by Councilmembers Allen and Olson. The motion to postpone was adopted unanimously.

- c. **Presentation, public comment, discussion, and possible action to award the fiber installation project to Network Cabling Services, Inc. (NCS) for the installation of conduit and fiber from the City of Huntsville Service Center to the Solid Waste facility in the amount of \$149,912.84. [Y.S. Ramachandra, City Engineer; Bill Wavra, Interim IT Director]**

Councilmember Humphrey moved to award the fiber installation project to Network Cabling Services, Inc. (NCS) for the installation of conduit and fiber from the City of Huntsville Service Center to the Solid Waste facility in the amount of \$149,912.84; the motion was seconded by Councilmember Davidhizar. The motion was adopted unanimously, 9-0.

9. **REQUESTS FOR CITIZEN PARTICIPATION**

An opportunity for citizens to be heard on any topic and for the City Council to participate in the discussion. No action will be taken.

No requests were received by noon on May 10, 2016.

10. MEDIA INQUIRIES RELATED TO MATTERS ON THE AGENDA

There were no media inquiries.

11. ITEMS OF COMMUNITY INTEREST

Councilmember Olson shared information on Mance Park Middle School Shelley Petkovsek's class and their project to do 360 degree filming in Oakwood Cemetery and their fundraiser at www.DonorsChoose.org. Councilmember Humphrey talked about her great experience over the weekend with the General Sam Houston Folk Festival volunteers. Councilmember Olson urged everyone to buy raffle tickets to help refresh the Fire Department's old fire truck.

Mayor Brauning announced:

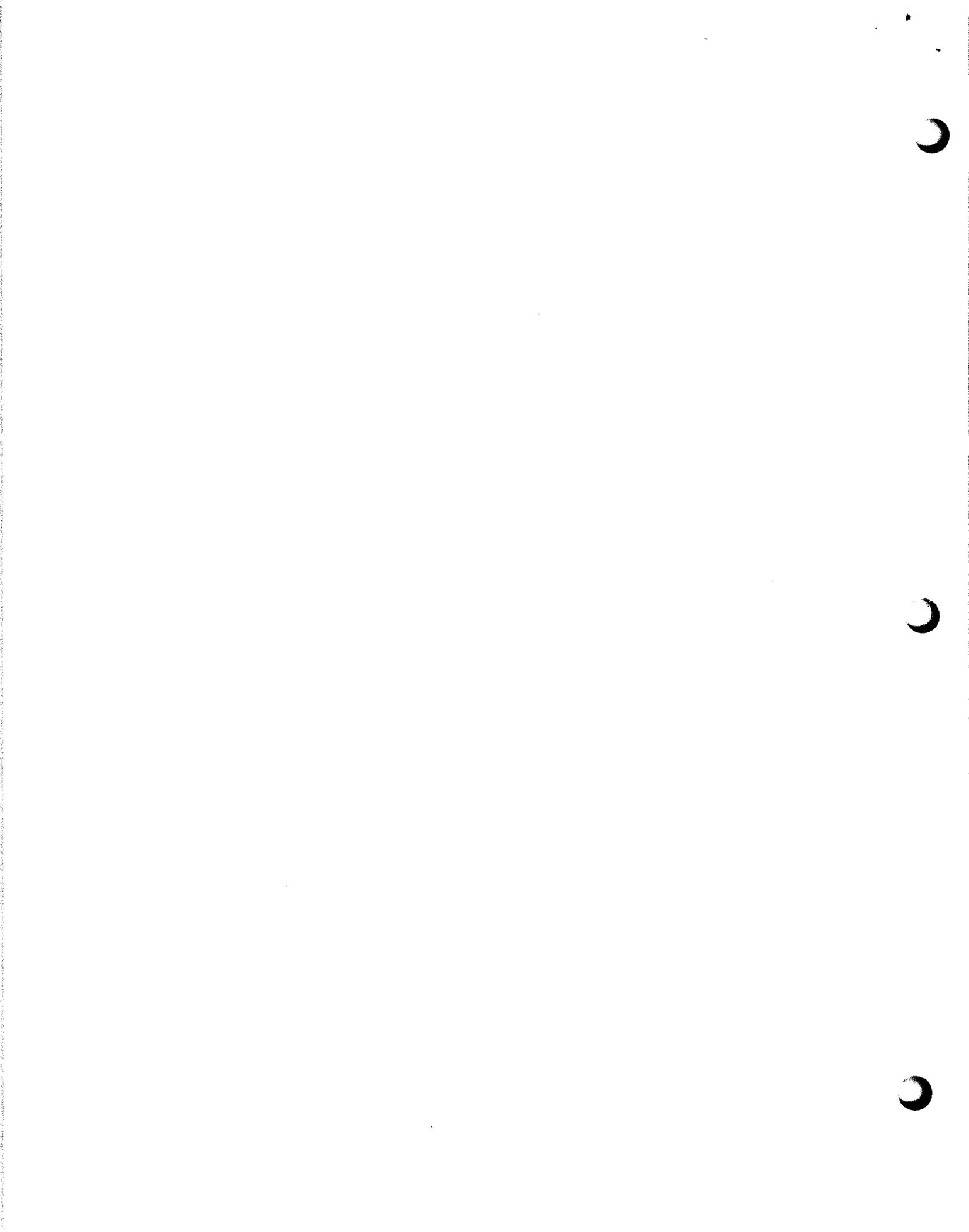
- The Huntsville Police Department has established a Safe Exchange Zone at their parking lot, near their main entrance. The area is under 24-hour surveillance and can be used by members of the public as a safe place to conduct transactions or child custody handoffs.
- I hope you have seen the new wayfinding signs being installed around the community. City staff, the HOT Board, and the City Council worked on these over a lengthy period of time to ensure they would be long lasting and useful. They look great!
- Last week the SHSU Leadership Academy finished its third year. City participants who successfully completed the program in 2015-2016 are Joseph Wiggs, Director of Parks and Leisure; Lieutenant Jim Barnes, HPD; and Kim Kembro, Environmental Lab Analyst. We congratulate them!
- Please participate in the Huntsville Public Library's Summer Reading Program

Councilmember Rodriguez commended Joseph Wiggs for replacement of a new roof on the Cabin on the Square. Mayor Brauning relayed his positive experience with Dr. Sherry McKibben for helping one of the new signs in a local right-of-way. The Mayor also welcomed new Councilmember Paul Davidhizar again.

12. ADJOURNMENT

Mayor Brauning adjourned the meeting at 7:33 p.m.

Lee Woodward, City Secretary



MINUTES FROM THE HUNTSVILLE CITY COUNCIL SPECIAL SESSION WORKSHOP HELD ON THE 31ST DAY OF MAY 2016, IN THE CITY HALL, LOCATED AT 1212 AVENUE M, IN THE CITY OF HUNTSVILLE, COUNTY OF WALKER, TEXAS, AT 4:00 P.M.

The Council met in a combined workshop session with the following:

COUNCILMEMBERS PRESENT: Andy Brauning, Joe Emmett, Tish Humphrey, Ronald Allen, Joe P. Rodriguez, Lydia Montgomery, Don H. Johnson, Paul Davidhizar

COUNCILMEMBERS ABSENT: Keith D. Olson

OFFICERS PRESENT: Matt Benoit, City Manager

SPECIAL SESSION [4:00 P.M.]

1. **CALL TO ORDER** – Mayor Andy Brauning called the meeting to order at 4:05 p.m.
2. **WORKSHOP** – The City Council will receive presentations from PGAL on condition assessments of the City of Huntsville Service Center and City Hall and a review of financing options for potential projects from the City Manager.

The Council heard a presentation from PGAL on the condition assessment of the City of Huntsville Service Center and City Hall. Jeff Gerber from PGAL answered questions on the assessment.

Mayor Brauning postponed the discussion of the financing options presentation from the City Manager until the workshop at the June 7, 2016 City Council Meeting.

3. **ADJOURNMENT**

Mayor Brauning adjourned the meeting at 6:10 p.m.

Megan Kaltenbach, Deputy City Secretary





CITY COUNCIL AGENDA

6/7/2016

Agenda Item: 3b

Item/Subject: Consider authorizing the City Manager to apply for the 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program and enter into an interlocal agreement with Walker County and adopt Resolution 2016-28 in support of same.

Initiating Department/Presenter: Neighborhood Resources

Presenter: Dr. Sherry McKibben, Director of Neighborhood Resources

Recommended Motion: Move to authorize the City Manager to apply for the 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program and enter into an interlocal agreement with Walker County and adopt Resolution 2016-28 in support of same.

Strategic Initiative: Goal #7 - Public Safety - Provide safety and security for all citizens.

Discussion: The JAG, formerly the Local Law Enforcement Block Grant, has been available for a number of years for law enforcement agencies. The City of Huntsville and Walker County have received awards for several years, although the award amounts have changed. The City has received funds since 2009. The allocation for 2016 is \$16,755 and will be used jointly by Walker County and the City of Huntsville with the amount to be divided equally between the entities. There are no matching funds required for this grant.

The City plans to use this grant to purchase storage for video from the Body Cams.

Previous Council Action: No previous Council Action has been taken on this particular item.

Financial Implications:

Item is not budgeted: If the grant is awarded and Council approves accepting the grant then budget amendments will be brought to Council in FY 16 - 17 to budget the grant Revenue and Expenditures

Approvals: City Attorney Director of Finance City Manager

Associated Information:

- Interlocal agreement (pages 2-3)
- Resolution 2016-29 (page 4)
- Texas allocations (pages 5-9)

THE STATE OF TEXAS
COUNTY OF WALKER

KNOW ALL BY THESE PRESENT

**INTERLOCAL AGREEMENT
BETWEEN THE COUNTY OF WALKER AND CITY OF HUNTSVILLE**

2016 JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD

This Agreement is made and entered into this 7th day of June, 2016, by and between The COUNTY of WALKER, acting by and through its governing body, the Commissioners Court, hereinafter referred to as COUNTY, and the CITY of HUNTSVILLE acting by and through its governing body, the City Council, hereinafter referred to as CITY, both of WALKER County, State of TEXAS, witnesseth:

WHEREAS, this Agreement is made under the authority of Chapter 791, Texas Interlocal Cooperation Act (Texas Government Code); and

WHEREAS, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and

WHEREAS, each governing body finds that the performance of this Agreement is in the best interests of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this agreement; and

WHEREAS, the Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program has, in a disparate allocation, awarded \$16,755.00 to the County and the City; and

WHEREAS, the CITY and COUNTY believe it to be in their best interests to reallocate the JAG funds.

NOW THEREFORE, the COUNTY and CITY agree as follows:

Section 1.

CITY agrees to act as applicant / fiscal agent of the grant and pay COUNTY a total of \$8,377.50 of JAG funds.

Section 2.

COUNTY agrees to use \$8,377.50 for the 2016 JAG Program until 09/30/2017.

Section 3.

Nothing in the performance of this Agreement shall impose any liability for claims against COUNTY other than claims for which liability may be imposed by the TEXAS Tort Claims Act.

Page 1 of 2

Section 4.

Nothing in the performance of this Agreement shall impose any liability for claims against CITY other than claims for which liability may be imposed by the TEXAS Tort Claims Act.

Section 5.

Each party to this agreement will be responsible for its own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

Section 6.

The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

Section 7.

By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

CITY OF HUNTSVILLE

COUNTY OF WALKER

City Manager

County Judge

ATTEST:

APPROVED AS TO FORM:

City Secretary

Assistant District Attorney

APPROVED AS TO FORM:

City Attorney

*By law, the District Attorney's Office may only advise or approve contracts or legal documents on behalf of its clients. It may not advise or approve a contracts or legal document on behalf of other parties. Our view of this document was conducted solely from the legal perspective of our client. Our approval of this document was offered solely for the benefit of our client. Other parties should not rely on this approval and should seek review and approval by their own respective attorney(s).

RESOLUTION NO. 2016-28

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTSVILLE, TEXAS, AUTHORIZING THE SUBMISSION OF THE APPLICATION FOR THE 2016 EDWARD BYRNE JUSTICE ASSISTANCE FORMULA GRANT (JAG) TO THE DEPARTMENT OF JUSTICE FOR EQUIPMENT; AND AUTHORIZING THE CITY MANAGER TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE 2016 JAG.

WHEREAS The City desires to ensure the safety of all its citizens and; The City of Huntsville requires the Police be charged with this task; and

WHEREAS It is necessary and in the best interest of the City to apply for funding under the 2016 Justice Assistance Grant (JAG).

NOW, THEREFORE, be it resolved by the City Council of the City of Huntsville, Texas, that:

SECTION 1: A Justice Assistance Grant (JAG) application is hereby authorized to be filed on behalf of the City and be placed in competition for funding to the Department of Justice.

SECTION 2: The application will be for \$16,755.00 to furnish equipment for the Huntsville Police Department.

SECTION 3; The funds will be redistributed with the City receiving \$8,377.50 and Walker County receiving \$8,377.50.

SECTION 4: The Mayor and City Council strongly support this application to address the safety needs of the Community.

SECTION 5: The City Council directs and designates the City Manager, as the City's Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the City's participation in the 2016 Justice Assistance Grant (JAG).

PASSED AND APPROVED this 7th day of June, 2016.

THE CITY OF HUNTSVILLE

Andy Brauning, Mayor

ATTEST:

APPROVED AS TO FORM:

Lee Woodward, City Secretary

Leonard Schneider, City Attorney

2016 TEXAS LOCAL JAG ALLOCATIONS

Listed below are all jurisdictions in the state that are eligible for FY 2016 JAG funding, as determined by the JAG formula. For additional details regarding the JAG formula and award calculation process, with examples, please refer to the updated JAG Technical report here: <http://www.bjs.gov/content/pub/pdf/jagp15.pdf> and current JAG Frequently Asked Questions here: <https://www.bja.gov/Funding/JAGFAQ.pdf>
 Finding your jurisdiction:

- (1) Disparate jurisdictions are listed in shaded groups below, in alphabetic order by county.
- (2) Eligible individual allocations are listed alphabetically below the shaded, disparate groupings.
- (3) Counties that have an asterisk (*) under the "Eligible Individual Allocation" column did not submit the level of violent crime data to qualify for a direct award from BJA, but are in the disparate grouping indicated by the shaded area. The JAG legislation requires these counties to remain a partner with the local jurisdictions receiving funds and must be a signatory on the required Memorandum of Understanding (MOU). A sample MOU is provided online at: <https://www.bja.gov/Funding/JAGMOU.pdf>. Disparate jurisdictions do not need to abide by the listed individual allocations, which are provided for information only. Jurisdictions in a funding disparity are responsible for determining individual amounts within the Eligible Joint Allocation and for documenting individual allocations in the MOU.

State	Jurisdiction Name	Government Type	Direct Allocation	Joint Allocation
TX	ANDERSON	County	*	
TX	PALESTINE CITY	Municipal	\$10,278	\$10,278
TX	ANGELINA COUNTY	County	*	
TX	LUFKIN CITY	Municipal	\$13,517	\$13,517
TX	BELL COUNTY	County	*	
TX	KILLEEN CITY	Municipal	\$65,576	
TX	TEMPLE CITY	Municipal	\$14,694	\$80,270
TX	BEXAR COUNTY	County	\$36,482	
TX	SAN ANTONIO CITY	Municipal	\$628,329	\$664,811
TX	BOWIE COUNTY	County	*	
TX	TEXARKANA CITY	Municipal	\$27,997	\$27,997
TX	BRAZOS COUNTY	County	*	
TX	BRYAN CITY	Municipal	\$26,980	
TX	COLLEGE STATION CITY	Municipal	\$28,399	\$55,379
TX	CAMERON COUNTY	County	\$12,286	
TX	BROWNSVILLE CITY	Municipal	\$40,256	\$52,542
TX	CHEROKEE COUNTY	County	*	
TX	JACKSONVILLE CITY	Municipal	\$10,037	\$10,037
TX	COLLIN COUNTY	County	*	
TX	MCKINNEY CITY	Municipal	\$17,692	
TX	PLANO CITY	Municipal	\$32,761	\$50,453
TX	DALLAS COUNTY	County	*	

State	Jurisdiction Name	Government Type	Direct Allocation	Joint Allocation
TX	BALCH SPRINGS CITY	Municipal	\$16,247	
TX	CARROLLTON CITY	Municipal	\$14,213	
TX	DALLAS CITY	Municipal	\$673,617	
TX	DESOTO CITY	Municipal	\$12,259	
TX	DUNCANVILLE CITY	Municipal	\$10,439	
TX	GARLAND CITY	Municipal	\$45,448	
TX	GRAND PRAIRIE CITY	Municipal	\$39,935	
TX	IRVING CITY	Municipal	\$41,460	
TX	LANCASTER CITY	Municipal	\$10,920	
TX	MESQUITE CITY	Municipal	\$34,153	
TX	RICHARDSON CITY	Municipal	\$12,794	\$911,485
TX	DENTON COUNTY	County	*	
TX	DENTON CITY	Municipal	\$27,970	
TX	LEWISVILLE CITY	Municipal	\$16,755	\$44,725
TX	ECTOR COUNTY	County	\$12,580	
TX	ODESSA CITY	Municipal	\$87,016	\$99,596
TX	EL PASO COUNTY	County	\$19,726	
TX	EL PASO CITY	Municipal	\$215,519	\$235,245
TX	GALVESTON COUNTY	County	*	
TX	GALVESTON CITY	Municipal	\$21,092	
TX	TEXAS CITY	Municipal	\$11,349	\$32,441
TX	GRAY COUNTY	County	*	
TX	PAMPA CITY	Municipal	\$10,733	\$10,733
TX	GRAYSON COUNTY	County	*	
TX	SHERMAN CITY	Municipal	\$10,733	\$10,733
TX	GREGG COUNTY	County	*	
TX	LONGVIEW CITY	Municipal	\$34,528	\$34,528
TX	HARRIS COUNTY	County	\$660,394	
TX	HOUSTON CITY	Municipal	\$1,729,370	\$2,389,764
TX	HARRISON COUNTY	County	*	
TX	MARSHALL CITY	Municipal	\$11,777	\$11,777
TX	HOWARD COUNTY	County	*	
TX	BIG SPRING CITY	Municipal	\$13,999	\$13,999
TX	HUTCHINSON COUNTY	County	*	

State	Jurisdiction Name	Government	Direct Allocation	Joint Allocation
TX	BORGER CITY	Municipal	\$10,117	\$10,117
TX	JEFFERSON COUNTY	County	*	
TX	BEAUMONT CITY	Municipal	\$94,136	
TX	PORT ARTHUR CITY	Municipal	\$27,944	\$122,080
TX	JIM WELLS COUNTY	County	*	
TX	ALICE CITY	Municipal	\$12,580	\$12,580
TX	KLEBERG COUNTY	County	*	
TX	KINGSVILLE CITY	Municipal	\$11,670	\$11,670
TX	LAMAR COUNTY	County	*	
TX	PARIS CITY	Municipal	\$12,419	\$12,419
TX	LUBBOCK COUNTY	County	*	
TX	LUBBOCK CITY	Municipal	\$157,249	\$157,249
TX	MCLENNAN COUNTY	County	*	
TX	BELLMEAD CITY	Municipal	\$13,517	
TX	WACO CITY	Municipal	\$46,198	\$59,715
TX	MIDLAND COUNTY	County	*	
TX	MIDLAND CITY	Municipal	\$30,915	\$30,915
TX	NAVARRO COUNTY	County	*	
TX	CORSICANA CITY	Municipal	\$10,653	\$10,653
TX	NUECES COUNTY	County	*	
TX	CORPUS CHRISTI CITY	Municipal	\$163,004	\$163,004
TX	POTTER COUNTY	County	*	
TX	AMARILLO CITY	Municipal	\$105,217	\$105,217
TX	SMITH COUNTY	County	\$17,987	
TX	TYLER CITY	Municipal	\$36,964	\$54,951
TX	TARRANT COUNTY	County	*	
TX	ARLINGTON CITY	Municipal	\$149,889	
TX	BEDFORD TOWN	Municipal	\$15,390	
TX	FORT WORTH CITY	Municipal	\$360,215	
TX	HURST CITY	Municipal	\$15,123	
TX	NORTH RICHLAND HILLS CITY	Municipal	\$11,964	\$552,581
TX	TAYLOR COUNTY	County	*	

State	Jurisdiction Name	Government Type	Direct Allocation	Joint Allocation
TX	ABILENE CITY	Municipal	\$40,684	\$40,684
TX	TOM GREEN COUNTY	County	*	
TX	SAN ANGELO CITY	Municipal	\$23,661	\$23,661
TX	TRAVIS COUNTY	County	\$39,399	
TX	AUSTIN CITY	Municipal	\$270,576	\$309,975
TX	VICTORIA COUNTY	County	*	
TX	VICTORIA CITY	Municipal	\$30,567	\$30,567
TX	WALKER COUNTY	County	*	
TX	HUNTSVILLE CITY	Municipal	\$16,755	\$16,755
TX	WEBB COUNTY	County	*	
TX	LAREDO CITY	Municipal	\$81,341	\$81,341
TX	WICHITA COUNTY	County	*	
TX	WICHITA FALLS CITY	Municipal	\$34,849	\$34,849
TX	WILLACY COUNTY	County	*	
TX	RAYMONDVILLE CITY	Municipal	\$10,144	\$10,144
TX	ALAMO CITY	Municipal	\$13,142	
TX	BASTROP COUNTY	County	\$15,658	
TX	BAYTOWN CITY	Municipal	\$20,690	
TX	BRAZORIA COUNTY	County	\$11,081	
TX	COMAL COUNTY	County	\$15,551	
TX	CONROE CITY	Municipal	\$17,237	
TX	DONNA CITY	Municipal	\$12,286	
TX	EDINBURG CITY	Municipal	\$24,892	
TX	FORT BEND COUNTY	County	\$68,253	
TX	GREENVILLE CITY	Municipal	\$13,731	
TX	HARLINGEN CITY	Municipal	\$18,228	
TX	HAYS COUNTY	County	\$11,215	
TX	HENDERSON COUNTY	County	\$15,149	
TX	HIDALGO COUNTY	County	\$40,631	
TX	HUNT COUNTY	County	\$11,670	
TX	LIBERTY COUNTY	County	\$14,159	
TX	MCALLEN CITY	Municipal	\$13,865	
TX	MONTGOMERY COUNTY	County	\$42,477	
TX	NEW BRAUNFELS CITY	Municipal	\$11,884	
TX	PASADENA CITY	Municipal	\$48,312	
TX	PEARLAND CITY	Municipal	\$11,670	
TX	PHARR CITY	Municipal	\$21,172	





CITY COUNCIL AGENDA

6/7/2016
Agenda Item: 3c

Item/Subject: Consider adoption of Ordinance 2016-27 to amend the budget for FY 15-16.

Initiating Department/Presenter: Finance

Presenter: Steve Ritter – Finance Director

Recommended Motion: Move to adopt Ordinance 2016-27 to amend the budget for FY 15-16.

Strategic Initiative: Strategic Initiative #2 - Huntsville is an economically diverse and developing community.

Discussion: As discussed in the attachment to the Ordinance, various budget amendments are presented for City Council consideration.

Previous Council Action: At the May 17, 2016 meeting Council approved Agenda Items setting fees for Paid Parking and fees for customers paying Utility bills, Court fines, etc., with credit cards. The Finance Committee approved the Budget Amendments at their May 17th meeting.

Financial Implications:

See the attached Ordinance and related Budget Amendments (Exhibit A)

Approvals: City Attorney Director of Finance City Manager

Associated Information:

- Ordinance 2016-27, page 2
- Exhibit A (list of budget amendments), page 3

ORDINANCE NO. 2016-27

AN ORDINANCE OF THE CITY OF HUNTSVILLE, TEXAS, AMENDING THE 2015-2016 ANNUAL BUDGET AND CAPITAL IMPROVEMENTS PROJECTS (CIP) BUDGETS, ORDINANCE NO. 2015-43 TO AMEND ADOPTED EXPENDITURES OF THE BUDGET; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the 2015-2016 Annual Budget and CIP Budgets were adopted by Ordinance 2015-43 on September 15, 2015;

WHEREAS, various unforeseen circumstances affecting the City have presented themselves during the course of the fiscal year;

WHEREAS, the City Council considered the circumstances independently, deliberating appropriately on the associated revenues and expenditures and the overall impact on the general financial status of the City;

WHEREAS, pursuant to the laws of the State of Texas and the City Charter of the City of Huntsville, Texas, the City Council has determined that it will be beneficial and advantageous to the citizens of the City of Huntsville to amend the FY 2015-2016 Annual Budget as set forth herein; and

WHEREAS, this ordinance combines the independent Council actions into one budget amendment document;

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

Section 1. The findings set forth above are incorporated into the body of this ordinance.

Section 2. The annual budget for fiscal year 2015 – 2016 is hereby amended to include the expenditures and revenues in Exhibit “A” attached hereto and made a part of this ordinance as if set out verbatim herein.

Section 3. All ordinances of the City in conflict with the provisions of this ordinance are hereby repealed, and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

Section 4. Should any section, portion, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, it shall not invalidate or impair the force or effect of any other section or portion of this ordinance.

Section 5. The necessity for amending the FY 2015-2016 annual budget, as required by the laws of the State of Texas, requires that this ordinance shall take effect immediately from and after its passage, as the law in such cases provides.

Section 6. This ordinance shall take effect immediately after its passage.

PASSED AND APPROVED on this the 7th day of June 2016.

THE CITY OF HUNTSVILLE, TEXAS

Andy Brauning, Mayor

ATTEST:

APPROVED AS TO FORM:

Lee Woodward, City Secretary

Leonard Schneider, City Attorney

**Budget Amendments FY 15-16
June 7, 2016**

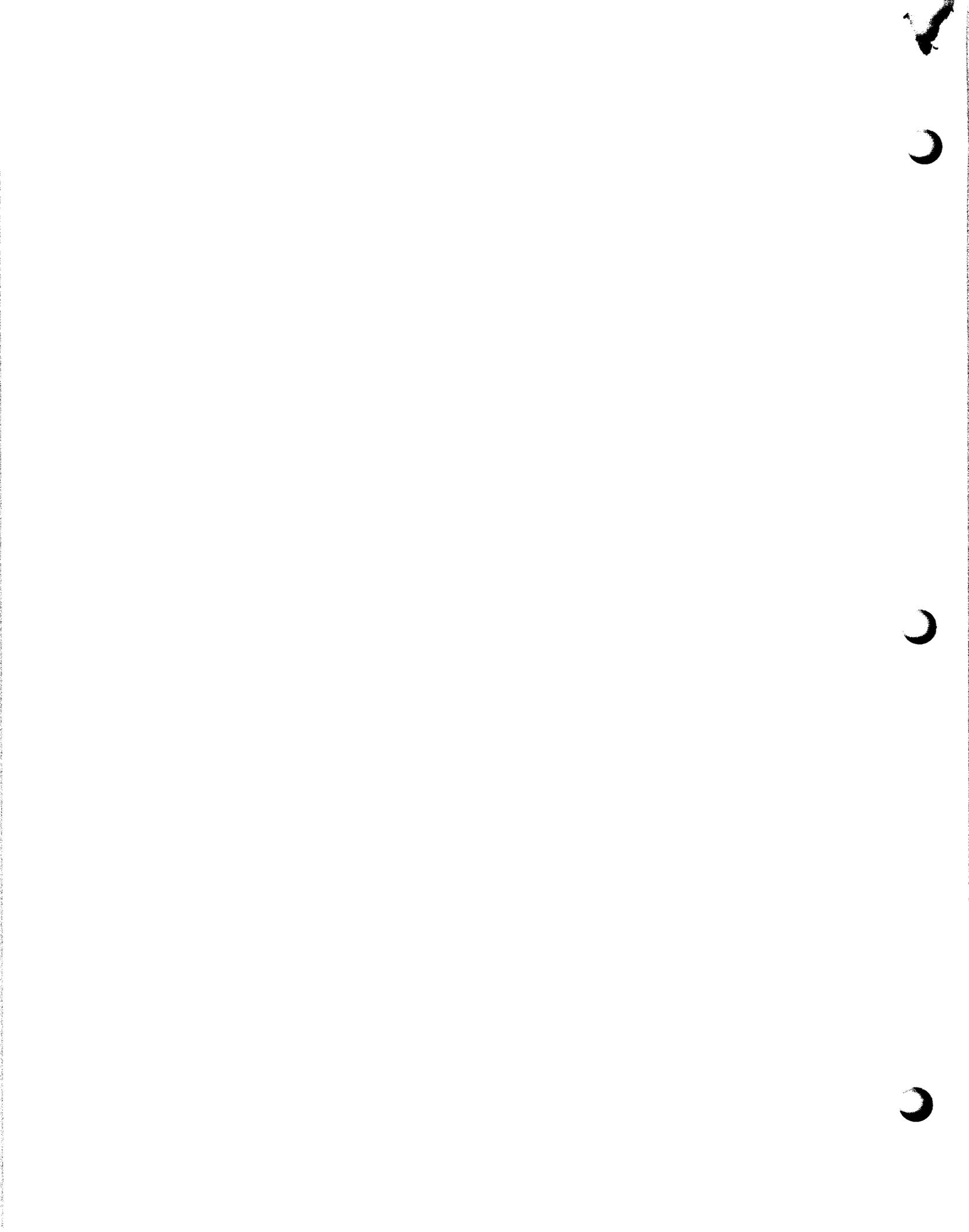
Exhibit A

Increase: Paid Parking Revenue	\$	60,000
Increase: Fees/Expenses to vendor for Paid Parking revenue collection/adm	\$	9,800

Explanation: Budget Amendment for both the Revenue to be created from Paid Parking for August and September (implementation will be before the Fall 2016 semester begins at SHSU) and for the operational Expenditures for payment to the vendor providing Revenue collection and administration software.

Increase: Credit Card Fee - Revenue	\$	89,000
Increase: Bank/Cr Card Fee Expense	\$	89,000

Explanation: Budget Amendment for the Revenue coming from the Credit Card fee approved by Council at its May 3, 2016 meeting. Increase budget for the Expenditure for the cost to the City of the charges by the Credit Card companies for May - September. The increased cost is covered by the new Revenue.





CITY COUNCIL AGENDA

6/7/2016
Agenda Item: 3d

Item/Subject: Consider the purchase of Heating, Ventilation and Air Conditioning (HVAC) Services for City buildings to EC Heating & Cooling LLC, Huntsville TX.

Initiating Department/Presenter: Parks & Leisure

Presenter: Joseph Wiggs, Director of Parks & Leisure

Recommended Motion: Move to award the HVAC services for City buildings to EC Heating & Cooling LLC, Huntsville, TX.

Strategic Initiative: Goal #4 - Infrastructure - Ensure the quality of the City utilities, transportation and physical structures so that the City's core services can be provided in an effective and efficient manner.

Discussion:

The City's Building Maintenance Department performs routine maintenance on HVAC systems. The Building Maintenance Department has a preventative maintenance schedule for the HVAC units. The State of Texas and the City of Huntsville requires a licensed Air Conditioning and Refrigeration technician/contractor to perform specialized repairs, insulation and/or modifications on HVAC systems.

The City placed a formal sealed HVAC services bid in order to have qualified contractors in place which will expedite the repair/replacement process. The bid requested a term of one year with the right to renew for one additional year. Prices are to be held during both terms. Pricing includes labor at a set rate and a cost plus for materials.

The bid was sent to nine (9) local HVAC firms, placed on Electronic State Business Daily, the Huntsville Item, City's web site and Public Purchase. There was one responder, EC Heating & Cooling LLC. EC Heating & Cooling is the current firm under contract with the City. An extensive audit of EC Heating & Cooling invoices was completed in 2015 and no overcharges to the City were found. The Building Maintenance Department does not have any negative comments to report concerning EC's response time, performance or call backs.

The City recommends awarding the HVAC Services to EC Heating & Cooling LLC.

Previous Council Action:

July 7, 2012	
Description	Cost
Initial inspection	\$50.00 Flat rate
Labor – Business hours	\$50.00 per hour
Labor – Holidays & after hours	\$75.00 per hour
Parts cost plus	20%

Financial Implications:

Item is budgeted: 101-444-54060

In the amount of \$30,000

Approvals: City Attorney Director of Finance City Manager

Associated Information:

- Bid Tabulation

Bid No. 16 - 13 Heating Ventilation & Air Conditioning (HVAC) Services		Date: 05/16/2016 Time 2:00 p.m. Central Standard Time	
Bid Tabulation			
Item	Description	Extreme Comfort	Comments
1	Initial inspection/trip charge (flat rate)	\$50.00	Insurance and TDLR Licencing current
2	Standard rate per hour for services and repair (labor) during regular business hours from 8:00 a.m. to 5:00 p.m. Monday through Friday.	\$50.00	
3	Rate per hour for services and repair (labor) on weekends, holidays and after hours on week days.	\$75.00	
4	Percentage to be charged above invoice price for replacement parts, material and new units/equipment purchased by the successful bidder. Cost Plus	20%	

*NOTICE: Bid award is contingent upon vendor meeting bid requirements and formal authorization by City officials



CITY COUNCIL AGENDA

6/7/2016
Agenda Item: 4a

Item/Subject: Consider authorizing the City Manager to sign Amendment #1 to the Pre-Construction Contract with Garney Construction in the amount of \$68,750.00 for sub-surface utility exploration (SUE) services for the Town Creek Drainage Improvement Project and approve Ordinance 2016-26 to amend the budget.

Initiating Department/Presenter: Neighborhood Resources, Engineering

Presenter: Sherry McKibben, Y.S. Ramachandra

Recommended Motion: Move to authorize the City Manager to sign Amendment #1 to the Pre-Construction Contract with Garney Construction in the amount of \$68,750.00 for sub-surface utility exploration (SUE) services for the Town Creek Drainage Improvement Project and approve Ordinance 2016-26 to amend the budget.

Strategic Initiative: Goal #4 - Infrastructure - Ensure the quality of the City utilities, transportation and physical structures so that the City's core services can be provided in an effective and efficient manner.

Discussion: In November 2015, the City Council authorized the City Manager to enter into a CMAR contract with Garney Construction (Garney) for pre-construction services for the Town Creek Drainage Project. Since that time, Garney has worked with the City's contracted engineering firm, Klotz Associates, on completion of the design and value engineering of the drainage structures.

This agenda item is to amend Garney's pre-construction service contract to include the exploration and evaluation of existing underground utilities along the Town Creek Drainage Project that may impact design/installation in areas requiring excavation and replacement of in-ground structures. The intent of this subsurface utility exploration (SUE) is to physically locate critical utilities and pipes that connect to Town Creek that could significantly impact the construction of gravity storm system. The purpose of these services is to plan ahead and resolve potential conflicts. Also, understanding where the existing utilities are located and what work will be required in the relocates will significantly remove the unknowns during the construction and also helps bidders in better understanding the existing utility constraints in the project that they would encounter.

The current cost estimate prepared for this project by Garney Construction includes an allowance (or contingency) of \$300,000 for unknown utility relocates. These services will reduce the unknowns and are intended to save the City money when bids are opened. City staff, Garney and Klotz agree that the SUE will assist bidders as they evaluate the project and submit bids. Amendment #1 is in the amount of \$68,750.

Previous Council Action: On November 17, 2015 Council awarded the pre-construction contract to Garney. On April 19, 2016, Council awarded the Construction Manager at Risk contract to Garney. On May 17, Council awarded Addendum A to Garney for construction work on the detention pond portion of the project.

Financial Implications:

Item is not budgeted: Ordinance 2016-26, if approved, will provide for \$70,000 to the project to

cover the amendment to the contract with the funds coming from General Fund Future Appropriations.

Approvals: City Attorney Director of Finance City Manager

Associated Information:

- Scope of Work - (page 3)
- Ordinance 2016-26 and Exhibit A (pages 4-5)



Dr. Sherry McKibben
 Director, Neighborhood Resources
 City of Huntsville, Texas

May 20, 2016

RE: Town Creek Drainage Project – SUE Services

Dr. McKibben-

To assist with the evaluation and exploration of existing utilities along the Town Creek Drainage Project that may impact design / installation in areas requiring excavation and replacement of in-ground structures, specifically the area between 13th Street and Avenue J (Sta. 20+00 – 33+50); Garney recommends additional Subsurface Utility Exploration (SUE) be performed prior to receipt of proposals for this work.

Garney has received a proposal from the Rios Group of Fort Worth, with offices in The Woodlands, to provide a combination of Level B and Level A SUE services complete with survey and traffic control as required. Garney recommends at a minimum that Level B SUE services be provided per the below as a part of the Cost of Work for this project. Pending the results of the Level B SUE we may further recommend additional exploration be provided as a Level A SUE including test holes. The quantity of Level A SUE test holes below is an estimated quantity. It is possible, pending the results of the Level B SUE that more or less test holes could be recommended. The intent of these test holes will be to locate critical utilities or utilities that could significantly impact the design of the gravity storm system due to relocation.

Description	Quantity	Unit	Unit Cost	Extension
QL B SUE	10	Day	\$ 2,750.00	\$ 27,500.00
Survey of SUE	5	Day	\$ 1,750.00	\$ 8,750.00
Traffic Control	3	Day	\$ 1,500.00	\$ 4,500.00
		Subtotal Phase I		\$ 40,750.00
QLA SUE (Test Hole)	20	Each	\$ 1,400.00	\$ 28,000.00
		Subtotal Phase II		\$ 28,000.00
		Total		\$ 68,750.00

Definition of Level B and Level A SUE, source: US Department of Transportation Federal Highway Administration

Quality Level B. QL-B involves the application of appropriate surface geophysical methods to determine the existence and horizontal position of virtually all utilities within the project limits. This activity is called "designating". The information obtained in this manner is surveyed to project control. It addresses problems caused by inaccurate utility records, abandoned or unrecorded facilities, and lost references. The proper selection and application of surface geophysical techniques for achieving QL-B data is critical. Information provided by QL-B can enable the accomplishment of preliminary engineering goals. Decisions regarding location of storm drainage systems, footers, foundations and other design features can be made to successfully avoid conflicts with existing utilities. Slight adjustments in design can produce substantial cost savings by eliminating utility relocations.

Quality Level A. QL-A, also known as "locating", is the highest level of accuracy presently available and involves the full use of the subsurface utility engineering services. It provides information for the precise plan and profile mapping of underground utilities through the nondestructive exposure of underground utilities, and also provides the type, size, condition, material and other characteristics of underground features

Please confirm if you would like Garney to proceed with procuring these services as a part of the Cost of Work for this project.

Respectfully,

GARNEY COMPANIES, INC.

David Burkhart
 Operations Manager

ORDINANCE NO. 2016-26

AN ORDINANCE OF THE CITY OF HUNTSVILLE, TEXAS, AMENDING THE 2015-2016 ANNUAL BUDGET AND CAPITAL IMPROVEMENTS PROJECTS (CIP) BUDGETS, ORDINANCE NO. 2015-43 TO AMEND ADOPTED EXPENDITURES OF THE BUDGET; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the 2015-2016 Annual Budget and CIP Budgets were adopted by Ordinance 2015-43 on September 15, 2015;

WHEREAS, various unforeseen circumstances affecting the City have presented themselves during the course of the fiscal year;

WHEREAS, the City Council considered the circumstances independently, deliberating appropriately on the associated revenues and expenditures and the overall impact on the general financial status of the City;

WHEREAS, pursuant to the laws of the State of Texas and the City Charter of the City of Huntsville, Texas, the City Council has determined that it will be beneficial and advantageous to the citizens of the City of Huntsville to amend the annual budget for fiscal year 2015 – 2016 and the Capital Improvements Projects (CIP) budget as set forth herein; and

WHEREAS, this ordinance combines the independent Council actions into one budget amendment document;

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

Section 1. The findings set forth above are incorporated into the body of this ordinance.

Section 2. The annual budget for fiscal year 2015 – 2016 is hereby amended to include the expenditures and revenues in Exhibit “A” and the Capital Improvements Projects budget is hereby amended to include the expenditures described in Exhibit “A” attached hereto and made a part of this ordinance as if set out verbatim herein.

Section 3. All ordinances of the City in conflict with the provisions of this ordinance are hereby repealed, and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

Section 4. Should any section, portion, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, it shall not invalidate or impair the force or effect of any other section or portion of this ordinance.

Section 5. The necessity for amending the budget for the fiscal year 2015 – 2016 and Capital Improvements Projects, as required by the laws of the State of Texas, requires that this ordinance shall take effect immediately from and after its passage, as the law in such cases provides.

Section 6. This ordinance shall take effect immediately after its passage.

PASSED AND APPROVED on this the 7th day of June 2016.

THE CITY OF HUNTSVILLE, TEXAS

Andy Brauning, Mayor

ATTEST:

APPROVED AS TO FORM:

Lee Woodward, City Secretary

Leonard Schneider, City Attorney

Budget Amendments FY 15-16
June 7, 2016

Exhibit A	Decrease: General Fund - Future Appropriations	\$ 70,000
	Increase: General Fund - Transfer to CIP	\$ 70,000
	Increase: Towncreek Drainage Project	\$ 70,000
<p>Move money from "Future Appropriations" account to "Transfer to CIP" account in Explanation: General Fund for moving money to the Towncreek Drainage project for a change order to the contract to add subsurface utility exploration work.</p>		

