



MEETING AGENDA
City Council
REGULAR SESSION CITY COUNCIL
June 9, 2020

HAL BALDWIN MUNICIPAL COMPLEX COUNCIL CHAMBERS
1400 SCHERTZ PARKWAY BUILDING #4
SCHERTZ, TEXAS 78154

CITY OF SCHERTZ CORE VALUES

Do the right thing
Do the best you can
Treat others the way you want to be treated
Work cooperatively as a team

AGENDA
TUESDAY, JUNE 9, 2020 at 6:00 p.m.

City Council will hold its regularly scheduled meeting at 6:00 p.m., Tuesday, June 9, 2020, at the City Council Chambers. In lieu of attending the meeting in person, residents will have the opportunity to watch the meeting via live stream on the City's YouTube Channel.

Call to Order

Opening Prayer and Pledges of Allegiance to the Flags of the United States and State of Texas.
(Councilmember Tim Brown)

Presentations

- 2019 Achievement of Library Excellence Award Presentation - Presentation regarding the Texas Municipal Library Directors Association Excellence Award. (M. Browne/B. James/M. Uhlhorn)

1. **Resolution No. 20-R-59** - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas approving the 2020 Recipients of the Hal Baldwin Scholarship. (M. Browne/S. Gonzalez) *Presentation to follow approval.*

Employee Recognition

- Engineering Department - Christopher Blain - Graduate Engineer (K. Woodlee)
- Parks Department - Matthew Piller - Seasonal Parks Worker 1 (L. Shrum)
- Police Department - Charles Exavier, Ian McMath - Police Officers (V. Jones)
- Police Department - Stephanie Luna, Zue Tellez - Police Communication Officers (K. Harris)

City Events and Announcements

- Announcements of upcoming City Events (B. James/C. Kelm/S. Gonzalez)
- Announcements and recognitions by the City Manager (M. Browne)
- Announcements and recognitions by the Mayor (R. Gutierrez)

Hearing of Residents

Residents who choose to watch the meeting via live stream, but who would like to participate in Residents to be Heard, should email their comments to City Secretary, Brenda Dennis, at bdennis@schertz.com by 5:00 p.m. on Monday, June 8, 2020, SO THAT THE CITY SECRETARY MAY READ THE PUBLIC COMMENTS INTO THE RECORD UNDER THE HEARING OF RESIDENTS. In the body of the email please include your name, your address, phone number, agenda item # if applicable or subject of discussion, and your comments.

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.

- 2. Minutes** - Consideration and/or action regarding the approval of the minutes of the regular meeting of June 2, 2020. (B. Dennis)
- 3. Ordinance No. 20-D-20** - Consideration and/or action approving an Ordinance providing that the Code of Ordinances of the City of Schertz, Texas be amended by revising Chapter 86, Section 86-115, Maximum limits generally on specific streets, adding the maximum speed limits of Cibolo Valley Drive to a construction speed limit and thus temporarily changing the maximum speed limit, and declaring an emergency. ***First & Final Reading*** (B. James/K. Woodlee/J. Nowak)

4. **Resolution No. 20-R-66** - Consideration and/or action approving a Resolution by The City Council Of The City Of Schertz, Texas Amending Resolution No. 20-R-57 Approving Management Advisory Group Report On City Classification And Compensation Study And Other Matters In Connection Therewith. (M. Browne/C. Kelm/J. Kurz)
5. **Resolution 20-R-62** - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas authorizing a master service agreement between the City of Schertz and the Cibolo Valley Local Government Corporation ("CVLGC") for Management Services and other matters in connection therewith. (C. Kelm/S. Williams/A. Beard)
6. **Resolution 20-R-60** - Consideration and/or action approving a Resolution with the Schertz Seguin Local Government Corporation (SSLGC) Fiscal Year 2020-2021 Annual Budget and other matters in connection therewith. (C. Kelm/S. Williams/A. Beard)
7. **Resolution 20-R-61** - Consideration and/or action approving the Schertz Seguin Local Government Corporation (SSLGC) Fiscal Year 2020-2021 Water Rates and other matters in connection therewith. (SSLGC Resolution #SSLGC R20-06) (C. Kelm/S. Williams/A. Beard)
8. **Resolution No. 20-R-65** - Consideration and/or action approving a resolution by the City Council of the City of Schertz, Texas authorizing the City Manager to sign Memorandum Of understanding With The Guadalupe County Fire Marshal's Office For Rescue Task Force Equipment and other matters in connection therewith. (C. Kelm/K. Long)
9. **Resolution No. 20-R-58** - Consideration and/or action approving a Resolution authorizing expenditures in an amount not to exceed \$65,738 with C-3 Environmental Inc. (C. Kelm/S. Williams/D. Letbetter)
10. **Resolution 20-R-63** - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas authorizing expenditures in an amount not to exceed \$250,025 with Tymco, Inc. in Fiscal Year 2019-20 and other matters in connection therewith. (C. Kelm/S. Williams /D. Letbetter)
11. **Resolution 20-R-64** - Consideration and/or action approving a Resolution by the City Council of the City of Schertz authorizing an Interlocal Agreement between the City of Schertz and the Alamo Area Council of Governments ("AACOG") related to the provision of goods and/or services to Joint Base San Antonio ("JBSA") and other matters in connection therewith. (C. Kelm/J. Gohlke)
12. **Resolution No. 20-R-56** - Consideration and/or action by the City Council of the City of Schertz, Texas approving a Resolution authorizing the approval of the Bexar Metro 911 budget for fiscal year 2021, and other matters in connection therewith. (M. Browne/C. Kelm)

Public Hearings

13. **Ordinance No. 20-S-17-** Conduct a public hearing, consider and/or take action on a request to amend the official zone map by rezoning approximately 0.5 acres of land from Single-Family Residential District (R-2) to Main Street Mixed Use District (MSMU), located at 619 Main Street, City of Schertz, Guadalupe County, Texas (B. James, L. Wood, N. Koplyay) ***First Reading***
14. **Ordinance Number 20-S-16 -** Conduct a public hearing, consider and/or take action on a request to amend the Comprehensive Land Use Plan by changing approximately 229 acres of the Future Land Use Map from the Mixed Use Neighborhood and Agricultural Conservation land use designations to the Single-Family Residential land use designation, generally located approximately 6,000 feet east of the intersection between FM 1518 and Lower Seguin Road, also known as Bexar County Property Identification Numbers 309419, 309811, 310011, and 310013, City of Schertz, Bexar County, Texas (B. James, L. Wood, N. Koplyay) ***First Reading***

Roll Call Vote Confirmation

Workshop

15. **Workshop Discussion and Update (Ordinance 20-H-18)** - Discussion and update regarding the COVID-19 virus and our current Ordinance No. 20-H-18 Declaration of Local Disaster. (M. Browne/K. Long)

Requests and Announcements

- Announcements by the City Manager.
- Requests by Mayor and Councilmembers that items be placed on a future City Council agenda.
- Announcements by Mayor and Councilmembers
 - City and community events attended and to be attended
 - City Council Committee and Liaison Assignments (see assignments below)
 - Continuing education events attended and to be attended
 - Recognition of actions by City employees
 - Recognition of actions by community volunteers

Adjournment

CERTIFICATION

I, BRENDA DENNIS, CITY SECRETARY OF THE CITY OF SCHERTZ, TEXAS, DO HEREBY CERTIFY THAT THE ABOVE AGENDA WAS PREPARED AND POSTED ON THE OFFICIAL BULLETIN BOARDS ON THIS THE 5TH DAY OF JUNE 2020 AT 3:00 P.M., WHICH IS A PLACE READILY ACCESSIBLE TO THE PUBLIC AT ALL TIMES AND THAT SAID NOTICE WAS POSTED IN ACCORDANCE WITH CHAPTER 551, TEXAS GOVERNMENT CODE.

BRENDA DENNIS

I CERTIFY THAT THE ATTACHED NOTICE AND AGENDA OF ITEMS TO BE

CONSIDERED BY THE CITY COUNCIL WAS REMOVED BY ME FROM THE OFFICIAL BULLETIN BOARD ON _____ DAY OF _____, 2020. TITLE: _____

This facility is accessible in accordance with the Americans with Disabilities Act. Handicapped parking spaces are available. If you require special assistance or have a request for sign interpretative services or other services, please call 210-619-1030.

The City Council for the City of Schertz reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Open Meetings Act.

Closed Sessions Authorized: This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Closed Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

COUNCIL COMMITTEE AND LIAISON ASSIGNMENTS

Mayor Gutierrez Audit Committee Investment Advisory Committee Main Street Committee	Councilmember Scagliola – Place 5 Cibolo Valley Local Government Corporation - Alternate Hal Baldwin Scholarship Committee Interview Committee for Boards and Commissions - Alternate Schertz-Seguin Local Government Corporation
Councilmember Davis– Place 1 Audit Committee Interview Committee for Boards and Commissions Main Street Committee - Chair Schertz Housing Authority Board TIRZ II Board	Councilmember Scott – Place 2 Interview Committee for Boards and Commissions
Councilmember Larson – Place 3 Main Street Committee – Vice Chair	Councilmember Dahle – Place 4 Cibolo Valley Local Government Corporation Interview Committee for Boards and Commissions TIRZ II Board
Councilmember Heyward – Place 6 Audit Committee Investment Advisory Committee Schertz Animal Services Advisory Commission	Councilmember Brown – Place 7 Main Street Committee Schertz-Seguin Local Government Corporation - Alternate

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: Executive Team
Subject: Resolution No. 20-R-59 - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas approving the 2020 Recipients of the Hal Baldwin Scholarship. (M. Browne/S. Gonzalez) *Presentation to follow approval.*

BACKGROUND

By Resolution No. 09-R-03 in 2009, the City Council established the Hal Baldwin Scholarship. The Hal Baldwin Scholarship Committee, a committee that assists the City Council with the scholarship process, reviewed the applications and recommends the following students as recipients for the 2020 Scholarship:

Sarah McMurry - \$5,000
Alexa Harper - \$2,500
Jacob Brehm - \$2,500

Ms. McMurry is a senior at Randolph High School and will attend Texas A&M University in the fall. She plans to participate in the Navy ROTC program as a member of the Corps of Cadets with her goal to go into pilot training and become a fighter pilot in either the Navy or Marines.

Ms. Harper is a senior at St. John Paul II Catholic High School and will attend Benedictine College in the fall. She plans to become an officer in the Air Force, with an ultimate goal of becoming a physician in the Air Force.

Mr. Brehm is a senior at Samuel Clemens High School and will attend McKendree University in the fall. He plans to attend law school after college and run for the United States Congress in Texas.

FISCAL IMPACT

\$10,000 to come from Hal Baldwin Scholarship Fund

RECOMMENDATION

Adoption of Resolution 20-R-59

Attachments

Resolution

RESOLUTION NO. 20-R-59

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS APPROVING THE 2020 RECIPIENTS OF THE HAL BALDWIN SCHOLARSHIP, AND RESOLVING OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, on February 10, 2009, the City Council of the City of Schertz, Texas created the Hal Baldwin Scholarship to honor Mayor Hal Baldwin for his many years of public service to the City of Schertz; and

WHEREAS, this scholarship is awarded to graduating high school seniors who live in the City of Schertz who desire to pursue a career in public service; and

WHEREAS, students desiring to be considered for the Scholarship must attend/view at least two Schertz City Council meetings, prior to submitting their application; and

WHEREAS, students must submit a statement that describes what the meaning of public service is to them and a statement regarding their educational goals and career intentions that reflects his or her interest in public service; and

WHEREAS, there is a Hal Baldwin Scholarship Committee to assist the City Council with the scholarship process by recommending potential scholarship winners to the City Council; and

WHEREAS, the Scholarship Committee has recommended that Sarah McMurry, Alexa Harper and Jacob Brehm receive the Hal Baldwin Scholarship for 2020; and

WHEREAS, the City Council hereby finds that awarding Sarah McMurry, Alexa Harper and Jacob Brehm the 2020 Hal Baldwin Scholarship serves a public purpose by encouraging and assisting Schertz graduating high school seniors pursue their interest in public service at the collegiate level.

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

Section 1. The City Council hereby awards the 2020 Hal Baldwin Scholarship in the amount of \$5,000 to Sarah McMurry, \$2,500 to Alexa Harper, and \$2,500 to Jacob Brehm.

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 ordained 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, as amended, Texas Government Code.

Section 7. This Resolution shall be in force and effect from and after its final passage.

PASSED AND APPROVED on the 9th day of June, 2020.

Mayor, Ralph Gutierrez

ATTEST:

Brenda Dennis, City Secretary

(City Seal)

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: City Secretary
Subject: Minutes - Consideration and/or action regarding the approval of the minutes of the regular meeting of June 2, 2020. (B. Dennis)

BACKGROUND

The City Council held a Regular City Council meeting on Tuesday June 2, 2020. Staff recommends approval of the draft minutes.

Attachments

6-2 Draft minutes

DRAFT

MINUTES REGULAR MEETING June 2, 2020

A Regular Meeting was held by the Schertz City Council of the City of Schertz, Texas, on June 2, 2020, at 6:00 p.m. in the Hal Baldwin Municipal Complex Council Chambers, 1400 Schertz Parkway, Building #4, Schertz, Texas. The following members present to-wit:

Present: Mayor Ralph Gutierrez; Mayor Pro-Tem Tim Brown; Councilmember Mark Davis; Councilmember Scott Larson; Councilmember Michael Dahle; Councilmember David Scagliola; Councilmember Allison Heyward

Absent: Councilmember Rosemary Scott

City: City Manager Dr. Mark Browne; Assistant City Manager Brian James;
Staff: Assistant City Manager Charles Kelm; City Attorney Daniel Santee; City Secretary Brenda Dennis; Assistant to the City Manager Sarah Gonzalez;

Call to Order

Mayor Gutierrez called the meeting to order at 6:00 p.m.

Opening Prayer and Pledges of Allegiance to the Flags of the United States and State of Texas. (Councilmember Heyward)

City Events and Announcements

- Announcements of upcoming City Events (B. James/C. Kelm/S. Gonzalez)

No announcements were provided.

- Announcements and recognitions by the City Manager (M. Browne)

None were provided.

- Announcements and recognitions by the Mayor (R. Gutierrez)

None were provided.

Hearing of Residents

Residents who choose to watch the meeting via live stream, but who would like to participate in Residents to be Heard, should email their comments to City Secretary, Brenda Dennis, at bdennis@schertz.com by 5:00 p.m. on Monday, June 1, 2020, SO THAT THE CITY SECRETARY MAY READ THE PUBLIC COMMENTS INTO THE RECORD UNDER THE HEARING OF RESIDENTS. In the body of the email please include your name, your address, phone number, agenda item # if applicable or subject of discussion, and your comments.

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.

Mayor Gutierrez indicated that no one signed up on the sheet in the back and then recognized City Secretary Brenda Dennis and asked if anyone had provided information prior to the meeting. Ms. Dennis stated no one had signed up prior.

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.

The following was read into record:

1. **Minutes** – Consideration and/or action regarding the approval of the minutes of the Council Pre-budget Workshop meeting of May 22, 2020 and the minutes of the Regular meeting of May 26, 2020. (B. Dennis)

2. **Appointments/Reappointment and Resignations to the various City Boards, Commissions and Committees** – Consideration and/or action regarding appointments/reappointments and resignations to The Board of Adjustment, Building and Standards Commission, Economic Development Corporation Board, Capital Improvement Advisory Committee (CIAC), Historical Preservation Committee, Library Advisory Board, Planning & Zoning Commission, Parks & Recreation Advisory Board and the Transportation Safety Advisory Commission. (Mayor/Council/B. Dennis)

Mayor Gutierrez recognized Councilmember Larson who moved to add agenda items 3 and 4 to consent.

Moved by Councilmember Scott Larson, seconded by Councilmember Allison Heyward to add agenda items 3 and 4 to consent.

AYE: Mayor Pro-Tem Tim Brown, Councilmember Mark Davis,
Councilmember Scott Larson, Councilmember Michael Dahle,
Councilmember David Scagliola, Councilmember Allison Heyward

Passed

Moved by Councilmember Michael Dahle, seconded by Councilmember Scott Larson to approve consent agenda items 1 through 4.

AYE: Mayor Pro-Tem Tim Brown, Councilmember Mark Davis,
Councilmember Scott Larson, Councilmember Michael Dahle,
Councilmember David Scagliola, Councilmember Allison Heyward

Passed

Discussion and Action Items

Mayor Gutierrez read items 3 and 4 into record to include them under consent.

3. **Resolution No. 20-R-55** - Consideration and/or action approving a Resolution accepting the Semi-annual report with respect to the progress of the Capital Improvements Plan, and other matters in connection therewith. (B. James/J. Walters)
4. **Resolution No. 20-R-57** - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas approving Management Advisory Group report and recommendations on City Staff Classification and Compensation Study and other matters in connection therewith. (M. Browne/C. Kelm/J. Kurz)

Roll Call Vote Confirmation

Mayor Gutierrez recognized City Secretary Brenda Dennis who provided the roll call vote confirmation for agenda items 1 through 4.

Workshop

- 5. Workshop Discussion and Update (Ordinance 20-H-18)** - Discussion and update regarding the COVID-19 virus and our current Ordinance No. 20-H-18 Declaration of Local Disaster. (M. Browne/K. Long)

Mayor Gutierrez recognize Fire Chief Kade Long and Assistant City Manager Brian James who provided updated information regarding the COVID-19 virus, the recent city facilities openings, upcoming facility openings and information regarding plans for the July 4th celebration.

Information available in City Council Packets - NO DISCUSSION TO OCCUR

Mayor Gutierrez mentioned agenda items 6 and 7 which were in the City Council packets as well as on our city website.

- 6. Special Events Quarterly Update**
- 7. Monthly update on major projects in progress/CIP.** (B. James/K. Woodlee)

Requests and Announcements

- Announcements by the City Manager.

City Manager Dr. Mark Browne announced Friday, June 5 from 10:00 a.m. to 2:00 p.m. the school district is planning a parade for the senior class. The details are still being worked out. Schertz does not anticipate any planned road closures for this event.

- Requests by Mayor and Councilmembers that items be placed on a future City Council agenda.

No requests at this time.

- Announcements by Mayor and Councilmembers
 - City and community events attended and to be attended
 - City Council Committee and Liaison Assignments (see assignments below)

- Continuing education events attended and to be attended
- Recognition of actions by City employees
- Recognition of actions by community volunteers

Mayor Gutierrez recognized Councilmember Dahle who made the following remarks:

- Congratulated Maggie Titterington for her ten-year anniversary with the Chamber and commented on her exceptional work for our community.

Mayor Gutierrez recognized Councilmember Allison Heyward who made the following remarks:

- Attended the Tax Budget Seminar Webinar.

Adjournment

Mayor Gutierrez adjourned the meeting at 6:27 p.m.

ATTEST:

Ralph Gutierrez, Mayor

Brenda Dennis, City Secretary

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020

Department: Engineering

Subject: Ordinance No. 20-D-20 - Consideration and/or action approving an Ordinance providing that the Code of Ordinances of the City of Schertz, Texas be amended by revising Chapter 86, Section 86-115, Maximum limits generally on specific streets, adding the maximum speed limits of Cibolo Valley Drive to a construction speed limit and thus temporarily changing the maximum speed limit, and declaring an emergency. *First & Final Reading* (B. James/K. Woodlee/J. Nowak)

BACKGROUND

The segment of Cibolo Valley Drive within the City of Schertz (from IH 35 to Old Wiederstein Road) is currently under construction. A significant part of achieving safe conditions throughout the construction site, vehicle speed along the roadway must be reduced. A wholistic effort is being undertaken including signage, and outreach via social media. In order to enforce a safer speed, a maximum construction speed limit needs to be adopted. Construction speed zones will be in effect when speed reduction signs are displayed within the limits of the construction project. The maximum construction speed limit of 25 miles per hour (mph) in this construction zone of Cibolo Valley Drive will be included in the City's Code of Ordinances Sec. 86-115.

The completion of this project shall cancel these provisions of the ordinance, applying to the project, and any remaining construction speed zone signs shall be removed. The speed limit will return to 35 mph.

Because this project is being performed through a partnership with the City of Cibolo, City of Schertz staff reached out to Cibolo staff to ensure that Cibolo is in support of this ordinance. The response from Cibolo provided a positive confirmation of their support of establishment of the construction speed limit.

GOAL

The goal of this ordinance is to ensure safe speed limits are established and enforceable through the City's Code of Ordinances.

COMMUNITY BENEFIT

The benefit of this ordinance is to provide for safe travel and a safe construction site for residents of and visitors to the City of Schertz.

SUMMARY OF RECOMMENDED ACTION

Approval is recommended to allow for placement of the construction speed limit signs and enforcement of the posted speed limit.

FISCAL IMPACT

There is no fiscal impact of this ordinance to the City.

RECOMMENDATION

Staff recommends approval of Ordinance 20-D-20 on the *First and Final reading* and declaring an emergency.

Attachments

Ordinance 20-D-20

ORDINANCE NO. 20-D-20

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES OF THE CITY OF SCHERTZ, TEXAS, BE AMENDED BY REVISING SECTION 86-115, MAXIMUM LIMITS GENERALLY ON SPECIFIC STREETS; AND PROVIDING AN EFFECTIVE DATE AND DECLARING AN EMERGENCY

WHEREAS, it has been established that the maximum speed limits need to be included for Cibolo Valley Drive (previously Wiederstein Road between IH 35 and Old Wiederstein Road) in the Code of Ordinances where a construction speed zone is in effect when signs are displayed within the limits of the roadway improvement construction project.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS:

Section 1 THAT, Section 86-115-Maximum limits on specific streets of the Code of Ordinances be amended with the addition as follows:

Street	Extent	Speed (MPH)
Cibolo Valley Drive (formerly known as Wiederstein Road)	IH 35 to the intersection with Old Wiederstein Road (City Limits).	25

Section 2 The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

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

Section 4 This Ordinance 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 Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this Ordinance would have been enacted without such invalid provision.

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

Section 7 This Ordinance shall be effective upon the date of final adoption hereof and any publication required by law.

Section 8 The completion of construction activities and acceptance of improvements by the City of Schertz shall cancel the provision of this ordinance applying to said project.

PASSED ON FIRST AND FINAL READING, the 9th day of June, 2020.

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

(CITY SEAL)

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: Human Resources
Subject: Resolution No. 20-R-66 - Consideration and/or action approving a Resolution by The City Council Of The City Of Schertz, Texas Amending Resolution No. 20-R-57 Approving Management Advisory Group Report On City Classification And Compensation Study And Other Matters In Connection Therewith. (M. Browne/C. Kelm/J. Kurz)

BACKGROUND

On June 2, 2020, Council approved Resolution 20-R-57 accepting the Report from MAG and directing staff to develop an implementation strategy effective July 1, 2020. MAG recommended including language in the resolution to include a provision that for a period of at least six (6) months, the Human Resources Department, in conjunction with MAG, be authorized to review and update any anomalies in the study that may be discovered. However, this recommendation was made after the resolution had been drafted and provided to Council in advance of the June 2nd meeting. Staff had intended to recommend including language in the resolution to allow the City Manager to approve corrections and changes as necessary in developing the first phase of implementation and adjust job descriptions and titles.

If there are significant changes to the study or substantial increases in implementation costs, the study will be brought back to Council. The proposed resolution provides flexibility to make changes where a position or employee was mistakenly placed in the wrong pay grade, eliminate a classification that is no longer used, or has an incorrect duty title listed, for example.

To this end, staff is requesting Council approve Resolution 20-R-66 amending Resolution 20-R-57 to include a provision to allow the City Manager to make changes to the study as necessary.

Attachments

Draft Resolution 20-R-66

RESOLUTION NO. 20-R-66

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AMENDING RESOLUTION NO. 20-R-57 APPROVING MANAGEMENT ADVISORY GROUP REPORT ON CITY CLASSIFICATION AND COMPENSATION STUDY AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the City Council of the City of Schertz (the “City”) identified performing a classification and compensation study for City employees as a priority in the City’s FY 19-20 budget; and

WHEREAS, the City entered into agreement with Management Advisory Group (MAG) with the desire to conduct a survey of targeted cities, compare their classification and compensation packages with the City’s and make recommendations to achieve optimal, fiscally responsible competitiveness for the City employees within the market; and

WHEREAS, MAG presented their report and recommendations to City Council on May 22, 2020 and Council approved Resolution 20-R-57 on June 2, 2020 accepting the Final Report from MAG and directing staff to develop an implementation strategy effective July 1, 2020; and

WHEREAS, it is recommended to include a provision authorizing the City Manager to make corrections and minor changes to the study.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby amends Resolution 20-R-57 to include a provision authorizing the City Manager to make minor changes and corrections to the study.

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 ADOPTED, this 9th day of June, 2020.

CITY OF SCHERTZ, TEXAS

Mayor, Ralph Gutierrez

ATTEST:

City Secretary, Brenda Dennis

(CITY SEAL)

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: Purchasing & Asset Management
Subject: Resolution 20-R-62 - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas authorizing a master service agreement between the City of Schertz and the Cibolo Valley Local Government Corporation ("CVLGC") for Management Services and other matters in connection therewith. (C. Kelm/S. Williams/A. Beard)

BACKGROUND

In an effort to support the CVLGC, the City of Schertz and CVLGC have developed a Master Service Agreement that will allow for COS to provide Purchasing, IT, and other business related support to CVLGC that would be reimbursed on an actual expense basis by tracking hours/salary.

Services provided under this MSA are subject to oversight by the CVLGC Board, CVLGC Executive Director, and City Management.

Term of the agreement is May 2020 through September 30n 2021 with the option to renew upon mutual agreement.

GOAL

To increase efficiency for the CVLGC, ensure compliance with State and Local Law and ultimately ensure CVLGC costs are kept as low as possible.

COMMUNITY BENEFIT

By ensuring CVLGC maintains compliance with state/local law Schertz is helping to control costs which would impact tax rates and fees passed along to Schertz Residents.

SUMMARY OF RECOMMENDED ACTION

Staff recommends council approve Resolution 20-R-62

FISCAL IMPACT

This would be a reimbursement agreement with no direct cost.

RECOMMENDATION

Staff recommends council approve Resolution 20-R-62

Attachments

COS RESOLUTION 20-R-62
Master Service Agreement
CVLGC Resolution

RESOLUTION NO. 20-R-62

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING A MASTER SERVICE AGREEMENT BETWEEN THE CITY OF SCHERTZ AND THE CIBOLO VALLEY LOCAL GOVERNMENT COPORATION (“CVLGC”) FOR MANAGEMENT SERVICES AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the City staff of the City of Schertz (the “City”) has recommended that the City enter into a Master Services Agreement (“MSA”) with CVLGC for Management Services; and

WHEREAS, Management Services would include Purchasing activities, Information Technology activities, and grant access to City Contracts; and

WHEREAS, Chapter 791 of the Texas Government Code, as amended, titled Interlocal Cooperation Contracts, authorizes contracts between political subdivisions for the performance of governmental functions and services; and

WHEREAS, the City Council has determined that it is in the best interest of the City to enter into the Agreement with CVLGC for Management Services attached hereto as Exhibit A (the “Agreement”).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes the City Manager to execute and deliver the Agreement with CVLGC.

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 ADOPTED, this 9th day of June, 2020.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

(CITY SEAL)

EXHIBIT A

MASTER SERVICES AGREEMENT

**AGREEMENT FOR MANAGEMENT SERVICES
BETWEEN THE CITY OF SCHERTZ AND
THE CIBOLO VALLEY LOCAL GOVERNMENT CORPORATION**

THE STATE OF TEXAS

KNOWN ALL BY THESE PRESENTS:

COUNTY OF GUADALUPE

THIS AGREEMENT, executed the 28th day of May, 2020 by and between the City of Schertz, a municipal corporation, acting by and through its City Manager, situated in Guadalupe County, Texas (hereinafter referred to as "Schertz"), and the Cibolo Valley Local Government Corporation (hereinafter referred to as "CVLGC") acting by and through its Executive Director is as follows:

WITNESSETH:

That Schertz agrees to provide services to CVLGC according to the terms of this Agreement. For the purpose of this Agreement, the CVLGC Executive Director shall be charged with the responsibility of carrying out CVLGC's operations and programs as adopted by the CVLGC Board of Directors ("CVLGC Board").

Direct services Schertz shall perform for CVLGC shall include, but not be limited to:

1. Provide support services to the CVLGC Executive Director related to purchasing activities in accordance with purchasing laws and regulations.
2. Assist the CVLGC Executive Director in the management of the CVLGC Purchasing Policy and purchasing activities including but not limited to assisting with Requests for Proposals and Requests for Qualifications.

The services provided by Schertz under this agreement are subject to oversight and direction by the CVLGC Board and the CVLGC Executive Director. Schertz reserves the right through this agreement to utilize the City of Schertz Owner's Representative for duties performed under this agreement. In performing its duties under this agreement, Schertz shall act for the benefit of CVLGC and not for any individual.

CVLGC Board or Executive Director will have the right during normal business hours, upon three business days' prior written notice, to audit, examine, or reproduce any or records of Schertz related to the performance of its duties under this agreement.

COMPENSATION:

To compensate Schertz for the costs it will incur to perform the services described in this Agreement, CVLGC will reimburse Schertz the actual expenditures incurred. Schertz will submit invoices for services provided to CVLGC on a quarterly basis. Payment from CVLGC will be due to Schertz within 60 days after receipt of the invoice.

In the event of the termination of this agreement, the CVLGC will be responsible for paying Schertz only the portion of the costs incurred for the period prior to the effective date of termination.

TERM:

Subject to early termination as provided in this agreement, this agreement shall be in effect for the period commencing 28 MAY, 2020 and ending 30 SEPTEMBER, 2021 unless otherwise renewed or extended at the discretion of both parties.

To the extent permitted by law, CVLGC shall defend, indemnify and hold harmless Schertz from and against claims, demands, actions, judgments, and liability asserted by any person other than CVLGC arising out of the performance by Schertz of its services on behalf of, and as agent of, CVLGC under this Agreement, excepting only such claims, demands, actions, judgments, and liability arising out of the willful misconduct or gross negligence of Schertz.

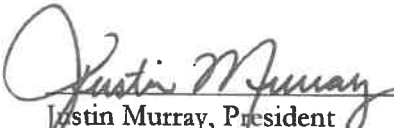
TERMINATION:

1. This contract may be terminated by Schertz or CVLGC, in whole, or from time to time in part, upon ninety (90) day notice from the terminating party to the other party. Termination shall be ninety (90) days after delivery of Notice of Termination specifying to what extent performance or work under the contract shall be terminated ninety (90) days after receipt by the notified party.
2. After receipt of a Notice of Termination Schertz shall:
 - a. Stop work on the date as specified in the ninety (90) day Notice of Termination to extent possible.
 - b. Place no further orders or subcontracts except as may be necessary for completion of the work not terminated.
 - c. Terminate all order and subcontracts to the extent that they relate to the performance of work terminated by the Notice of Termination in so far as possible.
 - d. CVLGC shall pay expenses incurred through the date of termination.

This Agreement shall take effect on the 28TH day of MAY, 2020

IN WITNESS WHEREOF, the parties have executed this Contract in the year and on the day indicated.

**CIBOLO VALLEY LOCAL
GOVERNMENT CORPORATION**


Justin Murray, President

28 MAY 2020
Date

CITY OF SCHERTZ, TEXAS

Mark Browne, City Manager

Date

**A RESOLUTION AUTHORIZING A MANAGEMENT SERVICES AGREEMENT
BETWEEN THE CIBOLO VALLEY LOCAL GOVERNMENT CORPORATION AND
THE CITY OF SCHERTZ**

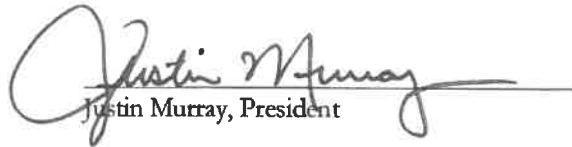
WHEREAS, the Cibolo Valley Local Government Corporation (CVLGC) requests to enter into the Management Services Agreement with the City of Schertz beginning 28 MAY, 2020 through 30 SEPTEMBER, 2021;

WHEREAS, the Agreement for Management Services between the City of Schertz and the CVLGC attached hereto and incorporated herein for all purposes represents the proposed Agreement between the parties;

NOW, THEREFORE, BE IT RESOLVED by CVLGC as follows:

1. The CVLGC hereby approves the Management Services Agreement between CVLGC and the City of Schertz beginning 28 MAY, 2020 and ending 30 SEPTEMBER, 2021 unless otherwise renewed or extended at the discretion of both Cibolo Valley Local Government Corporation and the City of Schertz.

Passed and approved this the 28th DAY of MAY 2020.


Justin Murray, President

Attest:

Lesley Pedde, Secretary

OR


Amber Beard, Assistant Secretary

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: Public Works
Subject: Resolution 20-R-60 - Consideration and/or action approving a Resolution with the Schertz Seguin Local Government Corporation (SSLGC) Fiscal Year 2020-2021 Annual Budget and other matters in connection therewith. (C. Kelm/S. Williams/A. Beard)

BACKGROUND

A proposed annual budget for the period commencing October 1, 2020 and ending September 30, 2021 has been prepared by the Schertz/Seguin Local Government Corporation (SSLGC) General Manager and Staff. This proposed budget shows a minimal increase in total expenses of approximately 0.2485%.

It is the desire of SSLGC to have the FY2020-21 SSLGC Budget approved by the City of Schertz City Council. The SSLGC Board of Directors approved the FY 2020-21 Budget on May 21, 2020.

GOAL

To approve the SSLGC FY2020-21 Annual Budget.

COMMUNITY BENEFIT

The City of Schertz is a member of the Schertz/Seguin Local Government Corporation. It is through SSLGC that the City provides water to its citizens and businesses. Approval of the budget will ensure that the citizens and businesses of Schertz will continue to receive this vital resource and service.

SUMMARY OF RECOMMENDED ACTION

Staff recommends approval of the Resolution approving the proposed SSLGC FY2020-21 Annual Budget.

FISCAL IMPACT

This budget is based on SSLGC revenue.

RECOMMENDATION

Staff recommends approval.

Attachments

Resolution 20-R-60
SSLGC Annual Budget

RESOLUTION NO. 20-R-60

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS APPROVING THE SCHERTZ/SEGUIN LOCAL GOVERNMENT CORPORATION FISCAL YEAR 2020-2021 ANNUAL BUDGET, AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the Schertz Seguin Local Government Corporation (SSLGC) is a corporation for the provision of and transportation of water wholly owned by both the City of Schertz and the City of Seguin; and

WHEREAS, SSLGC By-Laws require that the corporation establish an annual budget and said annual budget must be approved by the SSLGC Board of Directors and both the City of Schertz and the City of Seguin; and

WHEREAS the proposed FY 2020-21 Fiscal Year Budget, provided herein as Attachment A, has been approved by the SSLGC Board of Directors at their regularly scheduled May Board Meeting; and

WHEREAS, the City staff of the City of Schertz (the "City") recommends that the City approve the Schertz/Seguin Local Government Corporation Fiscal Year 2020-21 Annual Budget; and

WHEREAS, the City Council has determined that it is in the best interest of the City to approve the budget to ensure that the citizens and businesses of Schertz continue to receive excellent and vital water service.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes the approval of the Schertz/Seguin Local Government Corporation Fiscal Year 2020-21 Annual Budget.

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 ADOPTED, this 9th day of June 2020.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

(CITY SEAL)

Account Number	Account Name	FY 2019 Actual	FY 2020 Budget	FY 2020 03/31/20	FY 2020 Estimates	FY 2021 Budget
063 - SSLGC OPERATING DEPT.						
55 - SSLGC						
11 - Salaries						
063-5500-110100	Regular Salaries	701,255	901,573	342,105	901,000	936,772
063-5500-112000	Overtime/On Call	51,579	80,500	20,136	65,000	80,000
063-5500-112100	Holiday Pay	2,806	0	7,562	6,000	15,125
11 - Salaries Totals:		755,641	982,073	369,802	972,000	1,031,897
12 - Benefits						
063-5500-121000	Payroll Taxes	56,358	75,129	27,061	70,000	77,779
063-5500-122000	Retirement	161,985	220,181	81,293	220,000	227,848
063-5500-123000	Health Insurance	92,696	114,283	47,134	100,000	148,370
063-5500-123100	Life Insurance	874	1,070	450	900	1,133
063-5500-124000	Workers' Compensation	8,618	10,170	3,837	8,617	8,500
12 - Benefits Totals:		320,530	420,833	159,776	399,517	463,630
32 - Professional Services						
063-5500-320500	Professional Services	31,848	99,260	38,016	76,200	126,500
063-5500-321000	Annual Audit	11,835	15,000	12,190	12,190	13,000
063-5500-321200	Consultant Services	120,667	86,500	59,959	95,200	141,000
063-5500-321500	Attorney Fees	21,311	50,000	13,760	45,000	50,000
063-5500-321600	Landfill Opposition	3,813	10,000	0	0	10,000
063-5500-323500	Solid Waste Contract	2,634	3,000	1,579	2,600	3,000
32 - Professional Services Totals:		192,108	263,760	125,505	231,190	343,500
34 - Technical Services						
063-5500-342100	Gonzales Underground Water Distric	90,744	100,000	29,543	95,000	100,000
063-5500-342400	GCGCD Permit Fee	189,153	174,000	72,780	174,000	223,500
063-5500-342500	GCUWCD Mitigan Fund Pymt	170,522	75,000	61,852	61,853	75,000
063-5500-343000	Testing/Inspection Fees	20,408	22,400	5,920	20,000	22,400
34 - Technical Services Totals:		470,826	371,400	170,096	350,853	420,900
41 - Utilities Services						
063-5500-411000	Electric	1,721,291	2,250,000	756,304	1,800,000	2,000,000
063-5500-412000	Water	730	800	348	800	800
063-5500-413000	Sewer	726	800	360	800	800
063-5500-414000	Gas-Centerpoint	881	1,000	310	900	900
063-5500-415000	Telephone Service	296	0	0	0	0
063-5500-415200	Telephone-Mobile Phone	4,968	5,000	2,548	5,000	5,000
063-5500-415300	Internet Access	2,500	2,500	0	0	0
41 - Utilities Services Totals:		1,731,391	2,260,100	759,869	1,807,500	2,007,500
43 - Repair and Maintenance						
063-5500-431200	Office Maintenance-Computer	0	11,155	8,351	11,000	8,500
063-5500-432100	V&E Maint.-Motor Vehicles	10,625	14,000	6,982	14,000	14,000
063-5500-432200	V&E Maint.-Machine & Tool	2,558	20,000	12,072	20,000	20,000
063-5500-432300	V&E Maint.-Heavy Equipment	10,728	15,000	233	11,000	12,000
063-5500-432400	V&E Maint.-Communications	27,829	31,000	15,438	31,000	31,000
063-5500-432500	V&E Maint.-Pumps & Motors	162,140	266,000	39,638	250,000	250,000
063-5500-433000	Buildings Maintenance	35,761	20,000	9,952	20,000	30,000
063-5500-434601	L&I Maint.-WATER System	91,713	88,440	11,866	125,000	125,000
063-5500-436000	Property Maintenance	3,856	4,000	652	3,500	70,000
43 - Repair and Maintenance Totals:		345,209	469,595	105,184	485,500	560,500
44 - Rental						
063-5500-441000	Equipment Rental	4,574	10,500	1,386	6,000	7,000
063-5500-443500	Water Leases	2,586,720	2,603,000	1,307,542	2,603,000	2,630,000
44 - Rental Totals:		2,591,293	2,613,500	1,308,928	2,609,000	2,637,000

<u>Account Number</u>	<u>Account Name</u>	<u>FY 2019 Actual</u>	<u>FY 2020 Budget</u>	<u>FY 2020 03/31/20</u>	<u>FY 2020 Estimates</u>	<u>FY 2021 Budget</u>
52 - Insurance						
063-5500-521000	Building/Auto Liability	96,757	122,086	122,086	122,087	125,000
063-5500-524000	Unemployment Insurance	7,098	3,549	3,549	3,549	2,000
52 - Insurance Totals:		103,855	125,635	125,635	125,636	127,000
54 - Advertising						
063-5500-541000	Publication of Notices	2,400	2,500	0	2,500	5,000
54 - Advertising Totals:		2,400	2,500	0	2,500	5,000
61 - General Supplies						
063-5500-611000	Office Supplies	4,635	6,500	1,604	5,000	6,000
063-5500-612000	Postage	1,136	1,300	662	1,100	1,200
063-5500-613000	Operating Supplies	6,685	8,000	77	5,000	6,000
063-5500-613300	Chemicals	452,818	525,000	234,564	480,000	500,000
063-5500-613500	Laboratory Supplies	7,604	10,500	3,982	10,500	18,400
063-5500-614300	Safety Supplies	6,268	2,803	1,567	2,804	4,000
063-5500-616000	Uniforms	4,187	5,000	4,996	7,000	7,000
063-5500-618000	Minor Tools and Equipment	444	6,500	847	5,000	5,000
61 - General Supplies Totals:		483,778	565,603	248,300	516,404	547,600
62 - Energy and Fuel						
063-5500-621000	Gasoline	20,120	17,000	6,387	10,500	15,000
62 - Energy and Fuel Totals:		20,120	17,000	6,387	10,500	15,000
65 - Miscellaneous						
063-5500-655100	Employee Recognition	6,111	2,000	0	2,000	2,000
063-5500-655200	Recruitment	0	0	0	0	10,000
65 - Miscellaneous Totals:		6,111	2,000	0	2,000	12,000
66 - Education						
063-5500-661000	Seminar Tuition	9,634	15,700	9,096	12,000	15,000
063-5500-662000	Certification Fees	1,693	2,000	716	1,500	2,000
063-5500-665000	Travel and Lodging	8,826	9,000	1,667	2,000	9,000
063-5500-665500	Meals	1,237	1,500	242	1,000	1,200
063-5500-666000	Dues	280	3,400	0	2,000	2,900
063-5500-667000	Subscriptions	250	200	620	371	200
66 - Education Totals:		21,921	31,800	12,341	18,871	30,300
67 - Public Relations						
063-5500-671000	Public Relations	6,979	5,000	255	4,000	5,000
67 - Public Relations Totals:		6,979	5,000	255	4,000	5,000
70 - Capital Outlay						
063-5500-706100	Mach. & Equip.-Office	8,402	15,000	1,997	12,000	7,000
063-5500-706500	Machine & Equipment-Small Equipr	0	361	0	0	30,000
063-5500-707100	Transportation-Vehicles	0	0	31,147	0	50,000
70 - Capital Outlay Totals:		8,402	15,361	33,144	12,000	87,000
82 - Intragvrnmntl. Transfers						
063-5500-825700	Rate Stabilization Fund	250,000	0	0	0	0
063-5500-826100	Repair & Replacement Fund	600,000	600,000	300,000	600,000	600,000
063-5500-826200	Future Development Fund	500,000	375,000	187,500	375,000	250,000
82 - Intragvrnmntl. Transfers Totals:		1,350,000	975,000	487,500	975,000	850,000
98 - Depreciation						
063-5500-984500	Depreciation / SSLGC	2,349,643	0	0	0	0
98 - Depreciation Totals:		2,349,643	0	0	0	0
063 - SSLGC OPERATING DEPT. Totals:		10,760,208	9,121,161	3,912,722	8,522,471	9,143,827

SCHERTZ/SEGUIN LOCAL GOVERNMENT CORPORATION
STATE OF TEXAS
COUNTY OF GUADALUPE

**A RESOLUTION ADOPTING THE SCHERTZ/SEGUIN LOCAL GOVERNMENT
CORPORATION FISCAL YEAR 2020-2021 BUDGET AND MAKING
APPROPRIATION IN ACCORDANCE WITH SAID BUDGET**

WHEREAS, in accordance with the Schertz/Seguin Local Government Corporation Bylaws, it is necessary to adopt a budget for the fiscal year 2020-2021; and

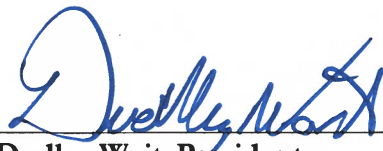
WHEREAS, a proposed annual budget for the period commencing October 1, 2020 and ending September 30, 2021 has been prepared by the Schertz/Seguin Local Government Corporation Financial Officer and the City of Seguin Director of Finance, and the Board of Directors has considered the proposed budget; and

WHEREAS, the budget for the fiscal year 2020-2021 for the Schertz/Seguin Local Government Corporation is attached.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE
SCHERTZ/SEGUIN LOCAL GOVERNMENT CORPORATION:**

The budget for the fiscal year commencing October 1, 2020 and ending September 30, 2021 is hereby approved and adopted.

Passed and approved this the 21st day of May, 2020.



Dudley Wait, President

Attest:



Ken Greenwald, Secretary

OR

Donna Dodgen, Assistant Secretary

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: Public Works
Subject: Resolution 20-R-61 - Consideration and/or action approving the Schertz Seguin Local Government Corporation (SSLGC) Fiscal Year 2020-2021 Water Rates and other matters in connection therewith. (SSLGC Resolution #SSLGC R20-06) (C. Kelm/S.Williams/A. Beard)

BACKGROUND

In order for the City's corporate partner, the Schertz/Seguin Local Government Corporation (SSLGC) to provide water at the lowest rate possible, SSLGC utilizes the services of Willdan Financial Services as a rate consultant to evaluate and advance its 5-year rate model annually. This helps to keep rate increases minimal and to keep SSLGC revenue appropriate for current and future operations.

For Fiscal Year 2020-21, the SSLGC Board is recommending, and has approved with SSLGC Resolution SSLGC R20-06, no increase in the water rates.

Attached you will find SSLGC Resolution #SSLGC R20-06 and the FY2020-21 SSLGC Water Rates.

GOAL

To have the City of Schertz City Council approve the SSLGC FY2020-21 water rates.

COMMUNITY BENEFIT

The City of Schertz is a member of the Schertz/Seguin Local Government Corporation. It is through the SSLGC that the City provides water to its citizens and businesses. Approval of the water rates will ensure that the citizens and businesses of Schertz will continue to receive this vital service.

SUMMARY OF RECOMMENDED ACTION

Staff recommends approval of the Resolution adopting the SSLGC FY2020-06 water rates.

FISCAL IMPACT

The City of Schertz debt obligations to SSLGC are increasing as we continue to make bond payments on the parallel pipeline and the Guadalupe County well field and treatment facility. Total City of Schertz debt service payments to SSLGC total \$3,875,323.00 for FY2020-21.

RECOMMENDATION

Staff recommends approval of the SSLGC proposed water rates for FY 2020-21.

Attachments

Resolution 20-R-61

SSLGC R20-06

Water rates

RESOLUTION NO. 20-R-61

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ,
TEXAS APPROVING THE SCHERTZ/SEGUIN LOCAL GOVERNMENT
CORPORATION FISCAL YEAR 2020-21 WATER RATES, AND OTHER
MATTERS IN CONNECTION THEREWITH**

WHEREAS, the City of Schertz is a partner in and receives the majority of its potable drinking water supply from a local government corporation known as the Schertz Seguin Local Government Corporation (SSLGC); and

WHEREAS, the SSLGC is required to produce and follow an annual budget for each fiscal year and revenue to conduct operations is a key piece of this annual budget; and

WHEREAS, the SSLGC has determined that no rate increase is required to meet operating needs in FY 2020-21; and

WHEREAS, the City staff of the City of Schertz (the “City”) has recommended that the City approve the proposed Schertz/Seguin Local Government Corporation Fiscal Year 2020-21 Water Rates as adopted by the SSLGC Board of Directors; and

WHEREAS, the City Council has determined that it is in the best interest of the City to approve the rates to ensure that the citizens and businesses of Schertz continue to receive excellent and vital water service.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes the approval of the Schertz/Seguin Local Corporation Fiscal Year 2020-21 Water Rates.

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 ADOPTED, this 9th day of June, 2020.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

(CITY SEAL)

SCHERTZ/SEGUIN LOCAL GOVERNMENT CORPORATION
STATE OF TEXAS
COUNTY OF GUADALUPE

**A RESOLUTION ADOPTING THE SCHERTZ/SEGUIN LOCAL GOVERNMENT
CORPORATION FISCAL YEAR 2020-2021 WATER RATES**

WHEREAS, the Schertz/Seguin Local Government Corporation provides water to several entities; and

WHEREAS, expenses are incurred in providing the water; and

WHEREAS, it is necessary to set water rates to be assessed for the provision of the water in order to cover expenses; and

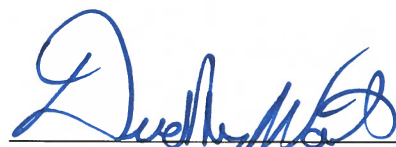
WHEREAS, the Schertz/Seguin Local Government Corporation has adopted a revenue requirement system using the AWWA cash basis of ratemaking and adopted a minimum debt coverage ratio requirement of 1.25 or greater; and

WHEREAS, the water rate schedule for the fiscal year 2020-2021 for the Schertz/Seguin Local Government Corporation is attached.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SCHERTZ/SEGUIN LOCAL GOVERNMENT CORPORATION:

The water rates for fiscal year 2020-2021 to be effective October 1, 2020 are hereby approved and adopted.

Passed and approved this the 21st day of May, 2020.


Dudley Wait, President

Attest:


Ken Greenwald, Secretary

OR

Donna Dodgen, Assistant Secretary

SSLGC WATER RATES FOR FY2020-2021

Effective October 1, 2020

- 1. Water Rate for Schertz and Seguin**

Operations and Maintenance	\$0.91
Water Leases	<u>\$0.73</u>
Rate per 1,000 gallons	\$1.64
*Schertz Annual Debt Service Payment	\$3,875,323
*Seguin Annual Debt Service Payment	\$2,161,725

- 2. Water Rate for Selma (Selma Contract #1) and Universal City**

Operations and Maintenance	\$0.91
Water Leases	\$0.73
Transportation	\$0.38
Cities Distribution	<u>\$0.19</u>
Rate per 1,000 gallons	\$2.21

- 3. Water Rate for Springs Hill**

Operations & Maintenance	\$0.91
Water Leases	<u>\$0.73</u>
Rate per 1,000 gallons	\$1.64
*Annual Debt Service Payment	\$ 187,874

- 4. Water Rate for Selma 2015 (Selma Contract #2)**

Operations & Maintenance	\$0.91
Water Leases	\$0.73
Cities Distribution	<u>\$0.19</u>
Rate per 1,000 gallons	\$1.83
*Selma 2 Annual Debt Service Payment	\$ 153,993

SSLGC WATER RATES FOR FY2020-2021

Effective October 1, 2020

5. Water Rate for SAWS T1	
Operations & Maintenance	<u>\$0.91</u>
Rate per 1,000 gallons	\$0.91
 *SAWS (SSLGC) – T1 Annual Debt Svc Payment	 \$ 724,626
*SAWS (2012 Bond) – T1 Annual Debt Svc Payment	<u>\$1,512,787</u>
Total SAWS T1 Debt Svc	\$2,237,413
 6. Water Rate for SAWS T2	
Operations and Maintenance	\$0.91
Water Leases	<u>\$0.73</u>
Rate per 1,000 gallons	\$1.64
 *SAWS – T2 Annual Debt Service Payment	 \$ 226,176
 Total Debt Service Payments	 \$8,842,504

*Note: The monthly amounts may vary in order to accommodate the due dates of the debt service payment schedule.

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: Fire Department
Subject: Resolution No. 20-R-65 - Consideration and/or action approving a resolution by the City Council of the City of Schertz, Texas authorizing the City Manager to sign Memorandum Of understanding With The Guadalupe County Fire Marshal's Office For Rescue Task Force Equipment and other matters in connection therewith. (C. Kelm/K. Long)

BACKGROUND

Schertz Fire Rescue has a close working relationship with our partners from Guadalupe County. The Guadalupe County Fire Marshal/ Office of Emergency Management (GCFMO) obtained this grant for the better good of Guadalupe County citizens, visitors and first responders. This grant allows first responders to properly and safely respond to potential acts of terror and other threatening incidents. The grant items included within this MOU are Ballistic Vest, Armor Plates, and Ballistic Helmets. This grant will outfit 14 firefighters.

GOAL

Authorization for the City Manager to sign Memorandum Of understanding with Guadalupe County for grant equipment.

COMMUNITY BENEFIT

Provide protective equipment for first responders so our team can safely respond to potential acts of terror of other similar type incidents.

SUMMARY OF RECOMMENDED ACTION

Authorization for the City Manager to sign MOU with Guadalupe County for grant equipment.

FISCAL IMPACT

No fiscal impact as the equipment was acquired on a grant.

RECOMMENDATION

Staff recommends approval of Resolution 20-R-65.

Attachments

20 R 65
MOU City of Schertz RTF

RESOLUTION NO. 20-R-65

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING THE CITY MANAGER TO SIGN AN MEMORANDUM OF UNDERSTANDING WITH THE GUADALUPE COUNTY FIRE MARSHAL'S OFFICE FOR RESCUE TASK FORCE EQUIPMENT AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the City staff of the City of Schertz (the “City”) has recommended that the City enter into an Memorandum of Understanding with Guadalupe County Fire Marshal’s Office related to Rescue Task Force Equipment; and

WHEREAS, Chapter 791 of the Texas Government Code, as amended, titled Interlocal Cooperation Contracts, authorizes contracts between political subdivisions for the performance of governmental functions and services; and

WHEREAS, the City Council has determined that it is in the best interest of the City to enter into the Memorandum of Understanding with Guadalupe County Fire Marshal’s Office related to Rescue Task Force Equipment attached hereto as Exhibit A (the “Agreement”).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes the City Manager to execute the Memorandum of Understanding with Guadalupe County Fire Marshal’s Office for Rescue Task Force Equipment as set forth in 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 ADOPTED, this 9th day of June 2020.

CITY OF SCHERTZ, TEXAS

Mayor Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

(CITY SEAL

MEMORANDUM of UNDERSTANDING

BETWEEN

GUADALUPE COUNTY FIRE MARSHAL'S OFFICE

And

Schertz Fire Rescue

1. This agreement is between Guadalupe County Fire Marshal's Office and Schertz Fire Rescue now referred to as the DEPARTMENT, and their use of the Rescue Task Force (RTF) equipment, which was purchased by Guadalupe County using State Homeland Security Funds to plan for, prevent, respond and mitigate against acts of terrorism and other threatening incidents
2. Guadalupe County Fire Marshal/ Office of Emergency Management (GCFMO) obtained this grant for the better good of Guadalupe County citizens, visitors and first responders. The grant allows first responders to properly and safely respond to potential acts of terror and other threatening incidents.
3. Scope: This MOU defines the scope of work and the responsibilities of the parties to the agreement:
 - a. **GCFMO** and Schertz Fire Rescue will each assign a point of contact for this agreement. They will address and resolve all issues related to this agreement.
 - b. **General Duties:**
 - 1) The parties shall mutually agree to a department SOP/SOG on the information and guidance on the wearing of, cleaning, and storage of ballistic armor.
 - 2) The parties shall mutually agree to the department training on the use of the equipment as well as biannual retraining by all members of said department.
 - 3) The parties agree that the cost of repair or replacement for damage or use of consumables shall be covered by the department.
 - 4) Parties agree that GCFMO reserves the right to take back possession of the equipment if at any time GCFMO deems the equipment is being misused or not properly cared for.
 - 5) Parties agree that the department shall participate in local, regional, state and federal exercises, trainings and drills for the duration of the department's possession of the equipment.
 - 6) The departments shall provide an inventory of the issued equipment annually along with a detailed description of use.
 - 7) The department is responsible for replacement of all consumable items issued by GCFMO including but not limited to medical supplies used for training or real life. The equipment shall be ready for use at all times.
4. **Funding:** The parties to the MOU agree that the department and the County will explore general fund dollars and grant funding for repairing and replacement whichever is applicable.

5. **Liability:** The parties agree that Guadalupe County is not responsible for the negligent and wrongful acts and omissions by its employees or representatives, while using or wearing the equipment, including injury and death. At any time an incident occurs involving injury or death, the parties agree to fully cooperate with an Administrative review of events leading up to the injury/death. Both parties agree to cooperate fully with one another in the event of an official investigation arising from alleged negligence or misconduct arising from acts related to injury/death.
6. **Amendment, Termination, Entry into Force, and Duration:**
- a. All activities of the parties under this MOU will be carried out in accordance with the above-referenced terms and conditions.
 - b. Except as otherwise provided, this MOU may be amended by the mutual written consent of the parties authorized representatives.
 - c. Either party may terminate this memorandum of understanding upon thirty (30) days written notice to the other party.
7. **MOU Force and Effect:** This MOU which consists of 7 sections and will enter into effect upon signature of both parties and will remain in effect for 10 years. It may be extended by mutual written consent of the parties authorized representatives. The foregoing represents the understandings reached between GCFMO and Schertz Fire Rescue upon the matters referred to herein.

This agreement will become effective on 9th day of June, 2020.

Patrick Pinder
Guadalupe County Fire Marshal

Date _____

Mark Browne
City Manager

Date _____

EXHIBIT A

Dept	Vest	Armor	Helmets	IFAK	Big Bags	Litter	Gear Bag
Schertz Fire	14	28	14	14	2	2	14

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: Public Works
Subject: Resolution No. 20-R-58 - Consideration and/or action approving a Resolution authorizing expenditures in an amount not to exceed \$65,738 with C-3 Environmental Inc. (C. Kelm/S. Williams/D. Letbetter)

BACKGROUND

As part of the 2019-2020 sidewalk project replacement program approved by Schertz City Council, City staff requests to work with C- 3 Environmental to construct a new sidewalk on the North East side of Westchester from Elbel to Valley Forge. The City conducted an RFP for On-Call Concrete Repair and Replacement services and C-3 was one of the awarded vendors based on this procurement. This project would be completed based on the agreement and pricing established as a result.

GOAL

To increase connectivity through the neighborhood along Westchester to Elbel by filling in a missing piece of sidewalk.

COMMUNITY BENEFIT

To ensure safe travel and enhance the pedestrian experience through the neighborhood along Westchester to Elbel.

SUMMARY OF RECOMMENDED ACTION

Staff recommends council approve Resolution 20-R-58

FISCAL IMPACT

The City of Schertz will fund the amount of \$65,738 from line item #101-359-551600 (Out Sourced Street Maintenance). This money was approved in the City's FY 19-20 budget.

RECOMMENDATION

Staff recommends council approve Resolution 20-R-58

RESOLUTION NO. 20-R-58

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ,
TEXAS AUTHORIZING EXPENDITURES IN AN AMOUNT NOT TO
EXCEED \$65,738.00 WITH C-3 ENVIRONMENTAL INC**

WHEREAS, Public Works has a need to contract sidewalk work with C-3 Environmental as part of the 2019-2020 Sidewalk Program; and

WHEREAS, City Staff has done due diligence in researching what area that we should connect missing sidewalks to make safe travel for the pedestrians; and

WHEREAS, the City of Schertz has chosen C-3 Environmental, a local company the City is in contract with to do concrete city-wide for the sidewalk work on Westchester Drive; and

WHEREAS this additional job will not exceed \$65,738.00; and

WHEREAS, the City Council has determined that it is in the best interest of the City to authorize the City Manager to authorize the contract with C- 3 Environmental, due to the city already being in contract with this company.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes expenditures to C- 3 Environmental in a not to exceed amount of **SIXTY-FIVE THOUSAND SEVEN HUNDRED AND THIRTY-EIGHT DOLLARS (\$65,738.00).**

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 ADOPTED, this 9th day of June 2020.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

(CITY SEAL)

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: Public Works
Subject: Resolution 20-R-63 - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas authorizing expenditures in an amount not to exceed \$250,025 with Tymco, Inc. in Fiscal Year 2019-20 and other matters in connection therewith. (C. Kelm/S. Williams /D. Letbetter)

BACKGROUND

As approved by Schertz City Council in the FY 2019-2020 budget year, City staff is replacing a 2007 Street Sweeper that has become irreparable. Staff obtained quote a Quote from Tymco, Inc., who is with the HGAC Purchasing Cooperative, for \$250,025.00 for the Street Sweeper to ensure the City is obtaining the best value for the vehicle needed. HGAC allows the City to leverage increased buying power and recognize greater cost savings. Also, Staff applied and has been approved to receive a grant from Texas Commission on Environmental Quality (TCEQ) in the amount of \$112,462.00 pending meeting certain TCEQ requirements.

The purchase will be made in accordance with the terms and conditions set forth in HGAC Contract# SW04-20.

GOAL

Issue a purchase order for the Street Sweeper as approved to be purchased in the FY 2019-2020 budget year.

COMMUNITY BENEFIT

The Public Works Department will be able to maintain appropriate levels of service to the community with the purchase of the second street sweeper, as well as help meet state storm water management requirements.

SUMMARY OF RECOMMENDED ACTION

Staff recommends council approve Resolution 20-R-63

FISCAL IMPACT

The City of Schertz will fund the purchase of the street sweeper for \$250,025.00 through the city's reserve fund with money approved in the FY 19-20 budget. Upon taking ownership of the new sweeper and meeting certain requirements, TCEQ will reimburse the City of Schertz with a grant for \$112,462.00, which will bring the fiscal impact to the City of Schertz to \$137,563.00.

RECOMMENDATION

Staff recommends council approve Resolution 20-R-63

Attachments

RESOLUTION 20-R-63

Quote

RESOLUTION NO. 20-R-63

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING EXPENDITURES IN AN AMOUNT NOT TO EXCEED \$250,025.00 WITH TYMCO, INC IN FISCAL YEAR 2019-20 AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, Public Works has a need to purchase one (1) Street Sweeper as part of the Vehicle Replacement Program; and

WHEREAS, City Staff has done due diligence in researching what vehicle best fits the needs of the department, to obtain the best pricing and to provide the best quality of vehicles; and

WHEREAS, the City of Schertz has chosen Tymco, Inc, a vendor participating in the HGAC Purchasing Cooperative under Contract Number SW04-20, for the purchase the vehicle; and

WHEREAS, the additional vehicle will have a cost not to exceed \$250,025.00; and

WHEREAS, purchases under the cooperative programs meet the requirements under Subchapter C, Chapter 791.025 of the Texas Government Code, which states that a local government that purchases goods and services under this section satisfies the requirement of the local government to seek competitive bids for the purchase of the goods and services; and

WHEREAS, the City Council has determined that it is in the best interest of the City to authorize the City Manager to contract with Tymco, Inc., pursuant to the vendor quote attached hereto as Exhibit A (the "Supporting Documentation").

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes expenditures to Tym co, Inc., in a not to exceed amount of TWO HUNDRED TWENTY-FIVE THOUSAND AND TWENTY-FIVE (250,025.00).

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 ADOPTED, this 9th day of June 2020.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

(CITY SEAL)

EXHIBIT A

SUPPORTING DOCUMENTATION

HGACBuy		CONTRACT PRICING WORKSHEET For MOTOR VEHICLES Only		Contract No.:	SW04-20	Date Prepared:	4/20/2020
<i>This Worksheet is prepared by Contractor and given to End User. If a PO is issued, both documents MUST be faxed to H-GAC @ 713-993-4548. Therefore please type or print legibly.</i>							
Buying Agency:	City of Schertz, TX			Contractor:	TYMCO, Inc. (ISSUE P.O. TO TYMCO, Inc.- email below)		
Contact Person:	Doug Letbetter			Prepared By:	Kaye Morgan		
Phone:	210.619.1820			Phone:	254-799-5546		
Fax:	21.619.1849			Fax:	254-799-2722		
Email:	dletbetter@schertz.com			Email:	kaye.morgan@tymco.com		
Product Code:	B53	Description:	TYMCO Model 600 Regenerative Air Sweeper				
A. Product Item Base Unit Price Per Contractor's H-GAC Contract:							\$ 138,000.00
B. Published Options - Itemize below - Attach additional sheet(s) if necessary - Include Option Code in description if							
Description		Cost	Description		Cost		
A.O.D. Washdown System 600004		\$ 2,050.00	Gutter Broom Tilt Adjuster - Left/Right 600022		\$ 1,700.00		
Hopper Deluge 600043		\$ 750.00	Abrasion Protection Package 600036		\$ 1,275.00		
High Output Water 600045		\$ 850.00	Auxiliary Hydraulic System 600053		\$ 1,130.00		
Hopper Suction Inlet Liner w/Wear Flange 600011		\$ 1,525.00	Pick-Up Head Curtain Lifter 600087		\$ 1,605.00		
Traffic Directing Light - LED 600823		\$ 1,200.00	Stainless Hopper/Stainless High Capacity Dust Sep 600091		\$ 17,775.00		
AWTI Camera/Monitor System - Rear 600008-A		\$ 1,530.00	2020 Freightliner M2-106 Chassis 600706		\$ 85,000.00		
				Subtotal From Additional Sheet(s):			
				Subtotal B:		\$ 116,390.00	
C. Unpublished Options - Itemize below / attach additional sheet(s) if necessary.							
Description		Cost	Description		Cost		
Additional Nozzle w/Separate Switch - Hopper		\$ 400.00	Dump Switch in Cab		\$ 200.00		
Additional Nozzle w/Separate Switch - LGB/RGB		\$ 800.00	Amber Bar Light - LED - Cab Mounted		\$ 1,250.00		
Stainless Steel Blower Housing		\$ 1,250.00	LED Lights - Stop/Turn/Tail/Clearance		\$ 500.00		
			(2) 12" Parabolic Mirrors		\$ 100.00		
			2020 Freightliner M2-106 2 speed Chassis UPGRADE		\$ 1,750.00		
				Subtotal From Additional Sheet(s):			
				Subtotal C:		\$ 6,250.00	
Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B).					For this transaction the percentage is:		2%
D. Total Cost Before Any Applicable Trade-In / Other Allowances / Discounts (A+B+C)							\$ 260,640.00
Quantity Ordered:	1	X Subtotal of A + B + C:		\$ 260,640.00	=	Subtotal D:	\$ 260,640.00
F. Trade-Ins / Other Allowances / Special Discounts / Freight / Installation							
Description		Cost	Description		Cost		
Freight/PDI/Inservice		\$ 1,800.00	2018 Contract Allowance		\$ (12,415.00)		
				Subtotal F:		\$ (10,615.00)	
Delivery Date:		90-120 Days		G. Total Purchase Price (D+E+F):		\$ 250,025.00	

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: Purchasing & Asset Management
Subject: Resolution 20-R-64 - Consideration and/or action approving a Resolution by the City Council of the City of Schertz authorizing an Interlocal Agreement between the City of Schertz and the Alamo Area Council of Governments ("AACOG") related to the provision of goods and/or services to Joint Base San Antonio ("JBSA") and other matters in connection therewith. (C. Kelm/J. Gohlke)

BACKGROUND

1. Federal law authorizes the branches of the U.S. Military to enter into an intergovernmental support agreement ("IGSA") with a state or local government for the purpose of providing, receiving, or sharing installation support services. Experience has shown that military installations can achieve substantial costs savings and obtain goods and services faster by entering into an IGSA with a state or local government, thereby increasing efficiency and military readiness. AACOG and LOCAL GOVERNMENT desire to assist Joint Base San Antonio ("JBSA") in increasing efficiencies and reducing costs in the procurement of goods and services necessary to achieve JBSA's mission objectives.
2. The purpose of this agreement is to create a voluntary procurement framework for AACOG and its member governments whereby AACOG will contract with its member governments (ie City of Schertz), including LOCAL GOVERNMENT, to provide goods and services to JBSA. The parties agree and understand that the primary goal of this agreement is not profit but, rather, to enhance JBSA's ability to accomplish its mission in the most efficient manner possible. By procuring goods and services through AACOG and its member governments, JBSA may avoid higher costs and substantial time delays that are often encountered when using the Federal Acquisition Regulations.
3. Staff Recommends Council approve the Interlocal Agreement with AACOG as there is no financial impact to the City for this agreement.

Attachments

Resolution 20-R-64
AACOG ILA

RESOLUTION NO. 20-R-64

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF SCHERTZ, TEXAS AND THE ALAMO AREA COUNCIL OF GOVERNMENTS ("AACOG") RELATED TO THE PROVISION OF GOODS AND SERVICES TO JOINT BASE SAN ANTONIO ("JBSA") AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the City staff of the City of Schertz (the "City") has recommended that the City enter into an Interlocal Agreement with AACOG related to the provision of goods and services to JBSA; and

WHEREAS, Chapter 791 of the Texas Government Code, as amended, titled Interlocal Cooperation Contracts, authorizes contracts between political subdivisions for the performance of governmental functions and services; and

WHEREAS, the City Council has determined that it is in the best interest of the City to enter into the Interlocal Agreement with AACOG related to the provision of goods and services to JBSA attached hereto as Exhibit A (the "Agreement").

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes the City Manager to execute and deliver the Agreement with AACOG.

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 ADOPTED, this 9th day of June, 2020.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

(CITY SEAL)

EXHIBIT A
INTERLOCAL AGREEMENT

INTERLOCAL AGREEMENT BETWEEN
SCHERTZ, TEXAS AND
THE ALAMO AREA COUNCIL OF GOVERNMENTS RELATED TO THE
PROVISION OF GOODS AND SERVICES TO JOINT BASE SAN ANTONIO

This Interlocal Agreement (the “Agreement”) is entered into this ____ day of _____, 2020, by and between **SCHERTZ, TEXAS**, a political subdivision of the State of Texas (“LOCAL GOVERNMENT”) and **THE ALAMO AREA COUNCIL OF GOVERNMENTS (“AACOG”)**, a political subdivision of the State of Texas, pursuant to the Interlocal Cooperation Act, Chapter 791 Government Code, as the same may be amended from time to time, to be effective as of the date on which the last Party signs this Agreement (the “Effective Date”). The City and the Authority are collectively referred to herein as the “Parties” and are each a “Party.”

I. PURPOSE

- 1.01 Federal law authorizes the branches of the U.S. Military to enter into an intergovernmental support agreement (“IGSA”), which terms are incorporated herein and attached as Exhibit A, with a state or local government for the purpose of providing, receiving, or sharing installation support services. See 10 U.S.C. § 2679. Experience has shown that military installations can achieve substantial costs savings and obtain goods and services faster by entering into an IGSA with a state or local government, thereby increasing efficiency and military readiness. AACOG and LOCAL GOVERNMENT desire to assist Joint Base San Antonio (“JBSA”) in increasing efficiencies and reducing costs in the procurement of goods and services necessary to achieve JBSA’s mission objectives.
- 1.02 The purpose of this agreement is to create a voluntary procurement framework for AACOG and its member governments whereby AACOG will contract with its member governments, including LOCAL GOVERNMENT, to provide goods and services to JBSA. The parties agree and understand that the primary goal of this agreement is not profit but, rather, to enhance JBSA’s ability to accomplish its mission in the most efficient manner possible. By procuring goods and services through AACOG and its member governments, JBSA may avoid higher costs and substantial time delays that are often encountered when using the Federal Acquisition Regulations.

II. RESPONSIBILITIES

- 2.01 AACOG Responsibilities.
 - 2.01.1 AACOG will enter into an IGSA with JBSA to procure goods and services for JBSA pursuant to a request via a “Task Order” or other procurement document (“collectively referred to herein as a “Task Order”) to provide specific goods or services at a fixed price under terms and conditions set out in the Task Order.
 - 2.01.2 AACOG and JBSA have created an initial process whereby JBSA informally communicates to AACOG its requirements and historical unit cost. AACOG will then relay the information to its

members to determine any interest in the project and preparation of a preliminary cost estimate. AACOG in its sole discretion will determine whether it will respond to the Task Order with a quote. JBSA will review the preliminary cost estimate, other relevant issues and then decide whether to proceed further with AACOG or pursue other options. AACOG may choose to perform the Task Order request on its own or to contract with LOCAL GOVERNMENT or another participating member government to supply the goods or perform the services requested in the Task Order.

2.01.3 Once a Task Order is awarded, AACOG will:

- Participate in the kickoff meeting;
- Coordinate with Local Government and its subcontractors as necessary;
- Coordinate with JBSA to arrange base access and compliance with security procedures;
- Keep abreast of quality assurance and quality control but not actually perform these functions;
- As the Task Order is completed according to its terms, AACOG will promptly submit its invoice to JBSA and in turn pay the corresponding invoice submitted by LOCAL GOVERNMENT upon payment by JBSA in a time period not to exceed 150 days.
- Participate in any change order or dispute resolution process;
- Receive final notice of acceptance from JBSA; and
- Submit any final billing to JBSA.

2.01.4 Without undertaking any liability for such actions, AACOG will engage in accounting functions including, but not limited to, monitoring and reviewing LOCAL GOVERNMENT's invoices for accuracy and completeness before submitting its own invoice to JBSA.

2.01.5 AACOG and LOCAL GOVERNMENT will share responsibilities to JBSA for performance of the Task Order. AACOG shall be responsible for providing the LOCAL GOVERNMENT with all information, terms and conditions as required by JBSA for appropriate fulfillment of the particular Task Order.

2.02 LOCAL GOVERNMENT Responsibilities.

2.02.1 LOCAL GOVERNMENT shall not be obligated to respond to a request for quote from AACOG.

2.02.2 If LOCAL GOVERNMENT chooses to submit a quote, and its quote is accepted by AACOG, then LOCAL GOVERNMENT agrees to complete the Task Order according to its terms and conditions by performing services in good and workman like manner and/or supplying conforming goods. LOCAL GOVERNMENT may subcontract to its approved vendors and contractors as it deems necessary. LOCAL GOVERNMENT and AACOG will create a process to ensure that any subcontractors are acceptable to AACOG and that LOCAL GOVERNMENT'S legally mandated procurement requirements have been satisfied.

2.02.3 LOCAL GOVERNMENT shall be required to perform quality assurance and quality control during the performance of the Task Order so as to ensure that JBSA's requirements are satisfied.

2.02.4 LOCAL GOVERNMENT cannot indemnify AACOG or JBSA, but in any agreement for a Task Order, shall require terms that any vendor, contractor or subcontractor indemnify the LOCAL

GOVERNMENT, AACOG and JBSA for any negligent acts or failure to adhere to the contract terms arising from its conduct while completing the requirements of the Task Order. Unless otherwise noted in this Agreement, and to the extent that LOCAL GOVERNMENT does not have or maintain insurance or does not have or maintain sufficient insurance, LOCAL GOVERNMENT acknowledges and agrees that LOCAL GOVERNMENT will be solely responsible for any losses or damages related to or caused by the LOCAL GOVERNMENT's performing its duties and obligations under this Agreement. AACOG will have no obligation to reimburse or otherwise pay LOCAL GOVERNMENT for any costs incurred related to any such losses or damages.

- 2.02.5 The LOCAL GOVERNMENT Scope of Work or invoices shall be detailed and described in such a manner that the payment items for LOCAL GOVERNMENT's work or goods can be distinguished. Each invoice provided to AACOG by LOCAL GOVERNMENT shall include any copies of contractor's supporting documentation as required by AACOG or under the Task Order and evidence of LOCAL GOVERNMENT prior payment for LOCAL GOVERNMENT goods or services provided by a vendor or contractor.
- 2.02.6 LOCAL GOVERNMENT shall ensure compliance with any and all applicable procurement statutes and LOCAL GOVERNMENT rules, regulations, and specifications.
- 2.02.7 LOCAL GOVERNMENT agrees to allow AACOG and its designees access to any project site to (i) inspect and witness any testing and to determine if the services performed or goods supplied are in conformity with the plans, specifications and special provisions applicable thereto and in good working order, and (ii) verify all quantities used in connection with the subject Task Order. LOCAL GOVERNMENT shall be responsible for quality control and assurance to ensure that any services performed or good provided meet JBSA's specifications and requirements such that JBSA approves the services or goods and payment therefor.
- 2.02.8 LOCAL GOVERNMENT shall cooperate with AACOG to the extent reasonably necessary for AACOG to meet its obligations to JBSA. This cooperation includes any post Task Order completion review, audits, and inspections.
- 2.02.9 In the event AACOG has paid LOCAL GOVERNMENT for goods and services and such payment is subsequently disallowed or for any other reason AACOG is required to refund funds to JBSA that have been paid to LOCAL GOVERNMENT, then LOCAL GOVERNMENT shall promptly refund to AACOG the same amount of money that AACOG was required to refund, subject to any adjustments or other discounts as agreed to by the Parties based on the work performed and/or completed subject to the terms of the adjustments, bonding payments made to cover such refunds, funds not associated with a Task Order, and subject to the terms for dispute resolution in Section IX of this Agreement. To the extent permitted by federal law, AACOG shall give LOCAL GOVERNMENT the opportunity to meaningfully and timely respond to any administrative findings or disallowances issued by JBSA or related federal authority. AACOG shall promptly notify LOCAL GOVERNMENT of any administrative findings or disallowance requiring a disallowance, refund, or denial of payment of funds. The parties agree they shall fully cooperate with each other to respond to or appeal any disallowance, denial of payment, or finding requiring a refund of funds in an effort to preserve AACOG's contractual right to the funds. AACOG shall accept, adhere to and honor all bonding documents and/or terms for projects requiring or subject to payment and performance bonding under the Task Order as required by LOCAL

GOVERNMENT. This provision does not require LOCAL GOVERNMENT to expend any of its own funds not associated with a Task Order.

Nothing herein prohibits the LOCAL GOVERNMENT from enforcing the Texas Prompt Payment Act (Tex. Gov't Code Chapter 2251) with its contractors. In the event of an issue of payment with a contractor and LOCAL GOVERNMENT for a Task Order, and AACOG it agrees it will also work with LOCAL GOVERNMENT prior to requesting disallowance, denial of payment, or refund based on such issues with contractors.

2.02.10 Nothing herein prohibits the LOCAL GOVERNMENT from proceeding with terminating a contractor and engaging a new one to ensure the Task Order is completed.

III. GOVERNMENTAL FUNCTIONS: LIABILITY; NO WAIVER OF IMMUNITY OR DEFENSES

3.01 Notwithstanding any provision to the contrary herein, this Agreement is a contract for and with respect to the performance of governmental functions by governmental entities.

3.01.1 The services provided for herein are governmental functions, and the LOCAL GOVERNMENT and AACOG shall be engaged in the conduct of a governmental function while providing and/or performing any service pursuant to this Agreement.

3.01.2 The relationship of AACOG and the LOCAL GOVERNMENT shall, with respect to that part of any service or function undertaken as a result of or pursuant to this Agreement, be that of independent contractors as noted in Section VII below.

3.02 The LOCAL GOVERNMENT shall have no liability whatsoever for the actions of, or failure to act by, any employees, agents, representatives, or assigns of AACOG in connection with the Agreement, and AACOG covenants and agrees, to the extent permitted by law, that AACOG shall be solely responsible, as between AACOG and the LOCAL GOVERNMENT, for and with respect to any claim or cause of action arising out of or with respect to any act, omission, or failure to act by AACOG or its respective employees, agents, representatives, or assigns, in connection therewith.

3.03 Each Party reserves and does not waive any defense available to it at law or in equity as to any claim or cause of action whatsoever that may arise or result from or in connection with this Agreement. This Agreement shall not be interpreted nor construed to give to any third party the right to any claim or cause of action, and neither the LOCAL GOVERNMENT nor AACOG shall be held legally liable for any claim or cause of action arising pursuant to or in connection with this Agreement except as specifically provided herein or by law.

3.04 Neither Party waives or relinquishes any immunity or defense on behalf of itself, its board members, trustees, councilmembers, officers, employees, and agents as a result of the execution of this Agreement and the performance of the covenants and agreements contained herein.

IV. COSTS AND FEES

- 3.01 As profit is not the goal of supplying goods and services to JBSA, AACOG and LOCAL GOVERNMENT agree that they will recover their expenses and contingencies by adding an administrative fee based on a percentage of the quote for the particular Task Order. The parties envision that the administrative fee will be ten percent (10%) which will be added to any quote for a Task Order. The administrative fee may be more or less depending on the requirements of the Task Order. AACOG and LOCAL GOVERNMENT will divide the administrative fee between them in amounts to be determined for each Task Order.

V. FORCE MAJEURE

- 5.01 Neither party shall be required to perform any obligation under this Agreement or be liable or responsible for any loss or damage resulting from its failure to perform so long as performance is delayed by force majeure or acts of God, including but not limited to strikes, lockouts or labor shortages, embargo, riot, war, revolution, terrorism, rebellion, insurrection, flood, natural disaster, unforeseen environmental conditions, or interruption of utilities from external causes.

VI. INSURANCE

- 6.01 LOCAL GOVERNMENT shall ensure that it and/or all subcontractors to a Task Order have the appropriate insurance for worker's compensation, general liability, automobile liability, subcontractor and qualifying insurance as attached in Exhibit B.

VII. INDEPENDENT CONTRACTOR

- 7.01 LOCAL GOVERNMENT or LOCAL GOVERNMENT's employees, representatives, agents and any subcontractors shall serve as an independent contractor in performing the services under this Agreement and shall not be employees of AACOG.

VIII. TERM, TERMINATION & NOTICES

- 8.01 This Agreement shall be for an initial term of one (1) year, with automatic renewals annually thereafter. Either Party to this Agreement shall have the right to terminate this Agreement for convenience or for any reason, with or without cause, upon thirty (30) days' notice to the other party, provided that any Task Orders in process shall be completed according to their terms or otherwise terminated according to the terms of the particular Task Order.

All correspondence and communications concerning this Agreement shall be directed to:

SCHERTZ: City of SCHERTZ
 1400 Schertz Parkway, Bldg 2
 Schertz, Texas 78154
 Attention: City Secretary

With a copy to: Denton, Navarro, Rocha, Bernal & Zech, P.C.
 2517 N. Main Avenue
 San Antonio, Texas 78212
 Attention: Clarissa M. Rodriguez

AACOG:

Alamo Area Council of Governments
8700 Tesoro Dr., #160
San Antonio, Texas 78212
Attn: Diane Rath, Executive Director

Notices required hereunder shall be hand-delivered or sent by prepaid certified mail, return receipt requested.

IX. DISPUTE RESOLUTION

- 9.01 The parties agree to follow the applicable dispute resolution procedures established in the Federal Acquisition Regulation as per Paragraph 6 of the IGSA. See Exhibit A, IGSA at number 6.

X. ENTIRE AGREEMENT

- 10.01 This Agreement supersedes any and all other agreements, either oral or in writing.

XI. TEXAS LAW TO APPLY

- 11.01 This Agreement is performable in Bexar County, Texas and the validity of any of its terms or provisions, as well as the rights and duties of the parties, will be governed by the laws of the State of Texas and venue shall be in Bexar County, Texas.

XII. SEVERABILITY

- 12.01 If any provision contained in this Agreement is held to be invalid, illegal, or unenforceable in any respect, that invalidity, illegality, or unenforceability will not affect any other provision and this Agreement will be construed as if the invalid, illegal, or unenforceable provision had never been contained the Agreement.

XIII. AMENDMENT

- 13.01 In order to be binding, any amendment to this Agreement must be in writing, dated subsequent to the date of this Agreement and duly executed by both parties.

EXECUTED IN DUPLICATE ORIGINALS, this _____ day of _____, 2020.

SCHERTZ, TEXAS

BY: _____
MARK BROWNE,
CITY MANAGER
CITY OF SCHERTZ

BY: _____
DIANE RATH,
EXECUTIVE DIRECTOR
ALAMO AREA COUNCIL OF GOVERNMENTS

EXHIBIT B
Insurance for Each Task Order

Before commencing work under this Agreement, Contractor or Subcontractor shall obtain and furnish to the Local Government evidence of the following insurance during the term of the Agreement for each Task Order and thereafter as required herein:

Professional Liability Insurance: professional errors and omissions liability insurance with limits of liability not less than \$1,000,000 per occurrence covering all work performed by the Professional, its employees, sub-contractors, or independent contractors. If this coverage can only be obtained on a "claims made" basis, the certificate of insurance must clearly state coverage is on a "claims made" basis and coverage must remain in effect for at least two years after final payment with the Professional continuing to furnish the Local Government certificates of insurance.

Workers Compensation Insurance: The Professional shall carry and maintain during the term of this Agreement, workers compensation and employers liability insurance meeting the requirements of the State of Texas on all the Professional's employees carrying out the work involved in this contract.

General Liability Insurance: The Professional shall carry and maintain during the term of this Agreement, general liability insurance on a per occurrence basis with limits of liability not less than \$1,000,000 for each occurrence and for fire damage. For Bodily Injury and Property Damage no less than \$1,000,000. As a minimum, coverage for Premises, Operations, Products and Completed Operations shall be \$2,000,000. This coverage shall protect the public or any person from injury or property damages sustained by reason of the Professional or its employees carrying out the work involved in this Agreement. The general aggregate shall be no less than \$2,000,000.

Automobile Liability Insurance: Professional shall carry and maintain during the term of this Agreement, automobile liability insurance with either a combined limit of at least \$1,000,000 per occurrence for bodily injury and property damage or split limits of at least \$1,000,000 for bodily injury per person per occurrence and \$1,000,000 for property damage per occurrence. Coverage shall include all owned, hired, and non-owned motor vehicles used in the performance of this contract by the Professional or its employees.

Subcontractor: In the case of any work sublet, the Professional shall require subcontractor and independent contractors working under the direction of either the Professional or a subcontractor to carry and maintain the same workers compensation and liability insurance required of the Professional.

Qualifying Insurance: The insurance required by this Agreement shall be written by non-assessable insurance company licensed to do business in the State of Texas and currently rated "B" or better by the A.M. Best Companies. All policies shall be written on a "per occurrence basis" and not a "claims made" form.

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: Executive Team
Subject: Resolution No. 20-R-56 - Consideration and/or action by the City Council of the City of Schertz, Texas approving a Resolution authorizing the approval of the Bexar Metro 911 budget for fiscal year 2021, and other matters in connection therewith. (M. Browne/C. Kelm)

BACKGROUND

Bexar Metro 911, by its charter under the Texas Health and Safety Code is required to seek approval of its annual budget from all of the governmental entities for which it provides 911 services. This is done to ensure that all communities under the umbrella of this organization have an opportunity to provide input and direction in the operation and focus of the agency providing 911 services.

Since its inception in 1987, Bexar Metro 911 has utilized the same wired telephone fees without any increases until 2018. This has been possible by an ever growing population utilizing wired telephones and by the inception of wireless telephones that are also charged a fee to grow and support the 911 system.

On July 25, 2018 the Bexar Metro 911 Board of Directors recommended the following increases:

Residential Phone Lines: From \$0.22 to \$0.50 per phone line
Business Phone Lines: From \$0.51 to \$1.00 per phone line
Business Trunk Lines: From \$0.77 to \$1.00 per trunk line to a maximum of 100 lines

The 911 service fee charged to wireless telephone users is set by the State of Texas and despite the 911 authorities requesting an increase in the \$0.50 fee per wireless phone in 2018, the state legislation has not increased the fee. It is anticipated that the previously approved 2018 increase in wired phone line fees approved by Bexar Metro 911 Board of Directors will provide the revenue necessary to support 911 operations and technology upgrades for at least the next four years. There is no rate increase for this year for FY 2021. The current fee structure is adequate to support programmed spending in FY2021.

By approving this resolution, the City of Schertz will be accepting the proposed Bexar Metro 9-1-1 Network Fiscal Year 2021 operational and financial budget plans.

Dudley Waite continues to sit on the Bexar Metro 911 Board of Directors as the Guadalupe County representative.

GOAL

To obtain consensus of and approve the 2021 Bexar Metro 911 operational and financial rates.

COMMUNITY BENEFIT

To deploy and maintain a state-of-the-art 911 emergency communication system that enables citizens in distress to quickly communicate their request for police, fire, or emergency medical assistance.

SUMMARY OF RECOMMENDED ACTION

Approve proposed 2021 Bexar Metro FY 2021 budget and 911 rates.

FISCAL IMPACT

There is no fiscal impact to the City of Schertz by approval of this budget. There is NO increase in cost to our residents and businesses who still maintain wired telephone lines for FY 2021.

RECOMMENDATION

Staff recommends Council approve Resolution No. 20-R-56.

Attachments

Resolution 20-R-56
Bexar Metro 911 letter
2019 Annual Report
Proposed budget

RESOLUTION NO. 20-R-56

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING THE APPROVAL OF THE BEXAR METRO 911 BUDGET FOR FISCAL YEAR 2021, AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, Bexar Metro 911 provides 911 telephone access for Bexar, Comal, and Guadalupe Counties by developing and maintaining a reliable emergency communication telephone network; and

WHEREAS, since its inception in 1987, the Bexar Metro 911 authority has operated with the same fees for wired phone lines without any increase in those fees for thirty years; and

WHEREAS, in 2018 with the increase in wireless phone lines and a reducing number of wired phone lines, the Bexar Metro 911 Board of Directors recommended an increase in wired telephone service fees and the City of Schertz City Council approved; and

WHEREAS, Bexar Metro 911 does not recommend or request a rate increase for FY 2021.

WHEREAS, the City staff of the City of Schertz (the "City") has recommended that the City send its approval to the Bexar Metro 911 Board of Directors of its Fiscal Year 2021 budget; and

WHEREAS, the City Council has determined that it is in the best interest of the City to support the growth and expansion of the 911 telephone access systems as planned for in the 2021 budget attached hereto as Exhibit A, for the public safety of Schertz citizens.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes the approval of the Bexar Metro 911 budget as presented in 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 and after its final passage, and it is so resolved.

PASSED AND ADOPTED, this 9th day of June 2020

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

City Secretary, Brenda Dennis

(CITY SEAL)

BEXAR METRO

9-1-1 Network

MEMORANDUM

TO: Bexar Metro 9-1-1 Network Participating Jurisdictions

FROM: Brett M. Schneider, Executive Director

SUBJECT: Fiscal Year 2021 *Proposed* Budget

DATE: May 26, 2020

Enclosed for your review and comment is the Bexar Metro 9-1-1 Network's *Proposed* Fiscal Year 2021 Budget. The Bexar Metro Board approved this *proposed* budget at their regularly scheduled and properly noticed meeting held on May 21, 2020.

Please address your written comments to the Chairman of the Board at the address on the bottom of this memorandum. The Bexar Metro Board will review your comments, make changes as necessary, and adopt the Fiscal Year 2021 Budget at the next board meeting to be held in August. Please forward your comments to ensure arrival at the Bexar Metro office not later than 4:00 p.m. on July 31, 2020.

Enclosed is a post card to facilitate your response. The contents of this post card are consistent with the provisions of the Texas Health & Safety Code, Chapter 772.309, which enables each participating jurisdiction to either approve or disapprove the Bexar Metro Fiscal Year 2021 Budget. Should a jurisdiction choose to take no action, budget approval is by operation of law on the sixty-first day following the jurisdiction's receipt of the proposed budget.

Copies of our Fiscal Year 2019 Independent Auditor's Report and Annual Report are also enclosed for your review.

Your continued support of our mission to provide state-of-art emergency 9-1-1 services to the citizens of Bexar, Comal, and Guadalupe Counties is appreciated. Please do not hesitate to contact me at 210-408-3911 or via email at brett@bexarmetro.org if you have questions or need additional information.

Respectfully,



Brett M. Schneider
Executive Director



BEXAR METRO 9-1-1 NETWORK

2019 ANNUAL REPORT





MESSAGE FROM THE CHAIRMAN OF THE BOARD

January 2020

On behalf of the Bexar Metro 9-1-1 Network Board of Directors and staff, I am proud to present to you the Bexar Metro Fiscal Year 2019 Annual Report.

This publication provides accounting of Bexar Metro's Fiscal Year 2019 revenues and expenditures and an overview of the programs and services provided to member jurisdictions during the year. We believe that you will be impressed with the breadth and quality of emergency communication services that Bexar Metro provides to its constituents: the citizens of Bexar, Comal, and Guadalupe Counties.

Accompanying this Annual Report is a copy of the financial auditor's report for Fiscal Year 2019. Please note that the Independent Accountants' Report on Financial Statements and Supplementary Information gave Bexar Metro an unqualified opinion, the best classification possible.

I am especially pleased to report the Quarry Run Regional Operations Center continues its 24/7 support to its anchor tenant, the Bexar County Public Safety Communications Center. In addition, it seamlessly performed its role as backup PSAP for the City of San Antonio's Police and Fire Emergency Communications Centers and our remaining 21 District PSAPs.

Bexar Metro welcomes your feedback and questions on the information provided in both the Annual Report and the Audit Report or any programs and services we provide. If you have questions or would like additional information, please do not hesitate to call the Bexar Metro administrative office at (210) 408-3911.

Thank you for your continued support of the Bexar Metro 9-1-1 Network.

Sincerely,

James C. Hasslocher
Chairman



THE BOARD OF DIRECTORS

The authority for the Bexar Metro 9-1-1 Network is Texas Health and Safety Code, Chapter 772, Subchapter D, Section 772.301—formerly Vernon’s Annotated Civil Statutes Article 1432e, as approved by the Texas 69th Regular Legislative Session in Senate Bill 750 on May 21, 1985, and subsequently approved by a local election on January 17, 1987.

The Bexar Metro Board is the governing body appointed by member counties and municipalities and has the statutory authority to control and manage the District by providing oversight of policy and fiscal matters. The Executive Director of Bexar Metro is appointed by the Board and is responsible for the overall management of District matters.

The following is a list of the current Board members and the entities that they represent:

James C. Hasslocher (Chairman)	Bexar County
Stephen R. Schneider	Bexar County
Judge Sherman Krause	Comal County
Dudley Wait	Guadalupe County
Heberto Gutierrez	City of San Antonio
Chief William McManus	City of San Antonio
Cathy C. Talcott	City of New Braunfels
Suzanne de Leon	Bexar County Council of Mayors



James C.
Hasslocher



Stephen R.
Schneider



Judge Sherman
Krause



Dudley
Wait



Heberto
Gutierrez



Chief William
McManus



Cathy C.
Talcott



Suzanne
de Leon

OUR MISSION



As the Bexar Metro 9-1-1 Network Chief Executive Officer, it is my privilege to be the chief executive responsible for the overall operations of the District. With direction and support from the Board, it is my responsibility to secure and manage the necessary financial, staff, technical, and operational resources necessary to lead Bexar Metro to successfully accomplish the following mission:

The District's mission is to deploy and maintain a state-of-the-art 9-1-1 emergency communication system that enables citizens in distress to quickly communicate their requests for police, fire, or emergency medical assistance; and to ensure member jurisdictions have the appropriate 9-1-1 tools necessary to efficiently and accurately receive and process those requests.

The Bexar Metro staff is a highly effective and experienced team of 9-1-1 professionals dedicated to providing our constituents with the most effective and efficient 9-1-1 emergency communication services available. The staff consists of a team of Subject Matter Experts that complement each other in the District's provision and management of one of the top 9-1-1 systems in the country. We are fortunate to have such a strong support staff. The following page provides you with an illustration of the Bexar Metro staff structure.

This annual report will provide you a synopsis of a few accomplishments and services that Bexar Metro provided its citizens and member jurisdictions during fiscal year 2019. The latest information on the Quarry Run Regional Operations Center and its continued impact District-wide is included as well.

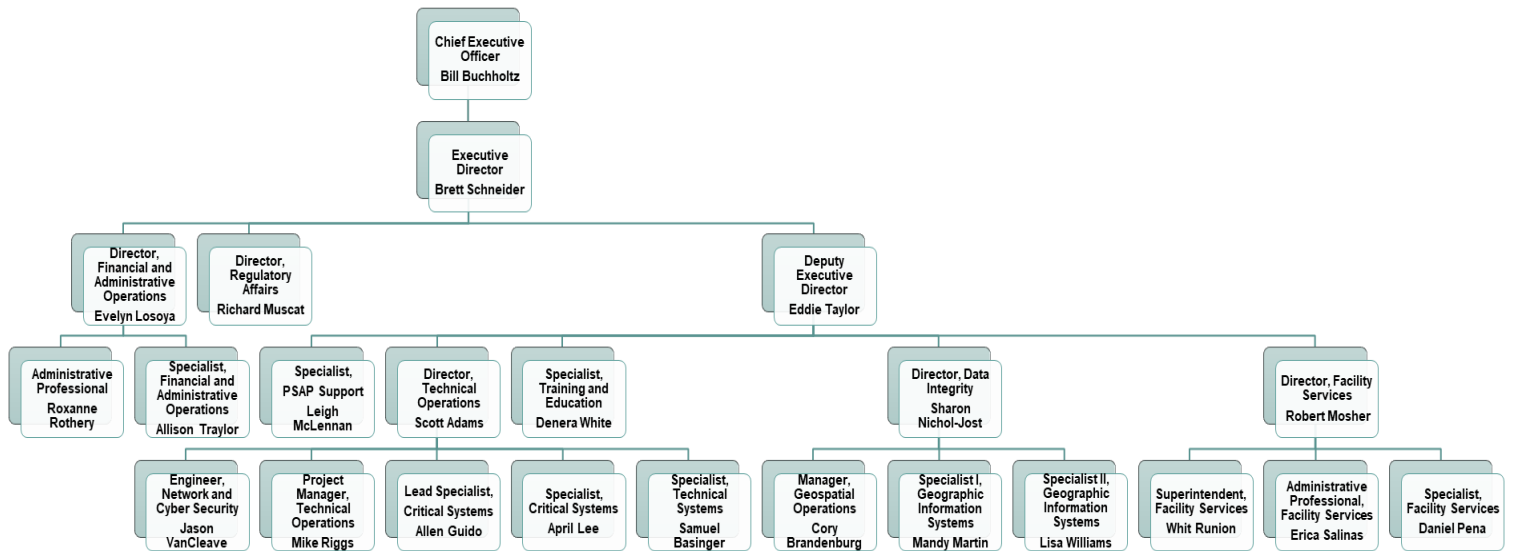
The report also summarizes revenues and expenditures that were necessary for successful operations and Bexar Metro's Executive Director's sworn statement affirming that the 2019 financial summary provided is true and accurate.

If you would like additional information, please call the Bexar Metro administrative office at (210) 408-3911. We will be glad to assist.

W.H. Buchholtz
Chief Executive Officer



ORGANIZATIONAL CHART



OUR RESPONSIBILITIES



As the 9-1-1 world changes, Bexar Metro continues to work diligently to evolve with it. To that end, Bexar Metro continues to maintain a highly experienced and competent staff to meet District needs. We have retained senior staff members who have been with us since the early days, some even before 9-1-1 as we know it was fully implemented. Those team members built databases, developed the District digital map from scratch, installed various iterations of 9-1-1 Customer Premise Equipment (CPE) and networks, and set the foundation in-place which makes ours one of the leading 9-1-1 entities in the Nation.

We are very proud of our accomplishments, but we refuse to rest on our laurels. We have also been mindful over time that additional skillsets are required if we are to continue to stay out in front. We have been very selective and are fortunate to have added additional talent to our team.

We recognize that is very important that Bexar Metro's new hires share the core values that have made our team successful. Bexar Metro's screening process has proven useful and ensures new staff continues to meet our stringent background and security requirements as we bolster our knowledge base. Our natural and adaptive behaviors and motivator assessments ensure the District's culture is preserved and the mission is achieved daily.

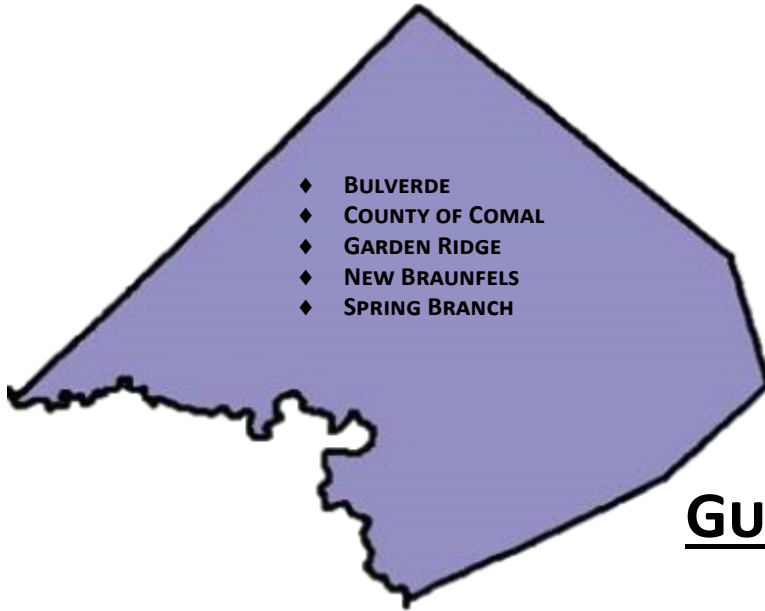
Our group is cohesive and together has established a set of shared core values. Those include *Accountability, Honesty/Integrity, Commitment to Service, Service Excellence, and Agility/Adaptability*. We use these as a baseline with which we measure our successes as we accomplish our goals and our objectives.

Though our staff is relatively small, size doesn't directly mirror our scope or responsibility. In addition to the 24 PSAPs and 40 jurisdictions we support, we are also directly responsible for successful 9-1-1 call delivery for more than 1.8 million calls annually, and to the more than 2 million citizens we serve. We proudly accept that responsibility and it guides our focus each day.



PARTICIPATING JURISDICTIONS

COMAL COUNTY



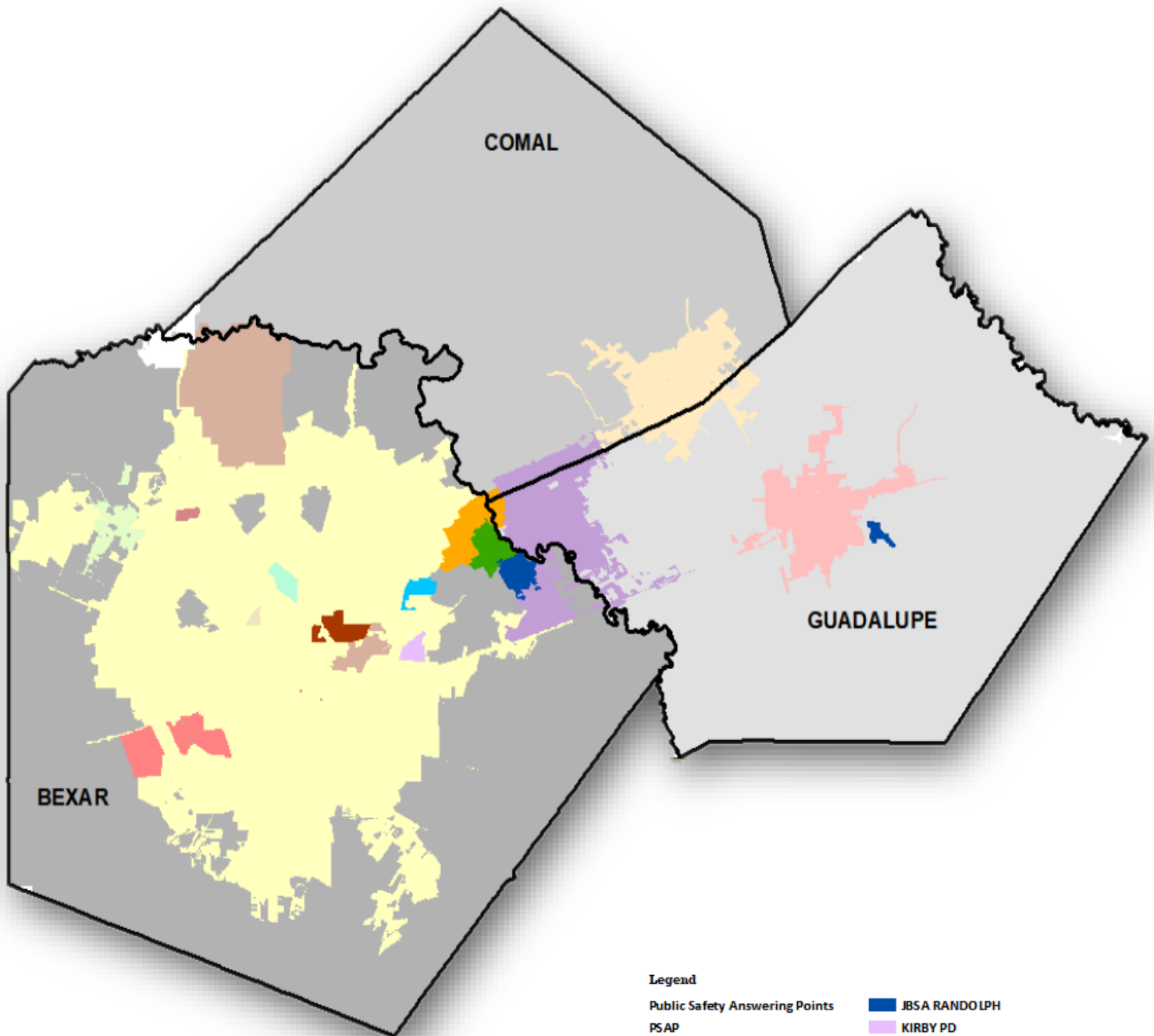
GUADALUPE COUNTY



BEXAR COUNTY



PSAP SERVICE AREAS



Legend

Public Safety Answering Points
PSAP

ALAMO HEIGHTS PD	JBSA RANDOLPH
BALCONES HEIGHTS PD	KIRBY PD
BEXAR COUNTY SHERIFF	LIVE OAK PD
CASTLE HILLS PD	NEW BRAUNFELS PD
COMAL COUNTY SHERIFF	SAN ANTONIO PD FIRE/EMS
GUADALUPE COUNTY SHERIFF	SCHERTZ PD
HELOTES PD	SEGUIN PD
JBSA FT. SAM HOUSTON	UNIVERSAL CITY PD
JBSA LACKLAND	UTSA PD
	WINDCREST PD



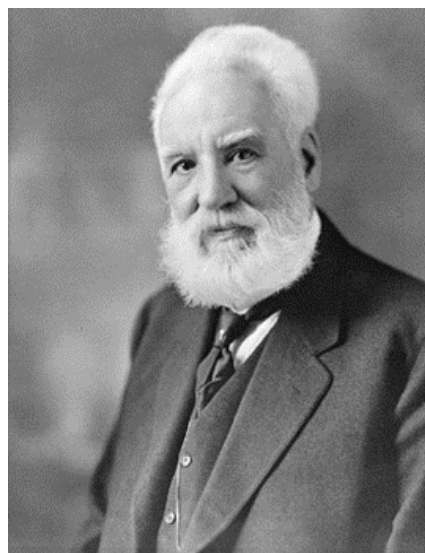
A BRIEF HISTORY OF THE BIRTH OF 9-1-1

Bexar Metro has a rich and dynamic history effectively bringing “9-1-1” to the Bexar Metro 9-1-1 Network more than 32 years ago. Of course, the path to a simple means of contacting first responders in the event of an emergency dates back much, much further. Though our history is long, it pales when compared to what initially started telephone service some 140-plus years ago.

Most would say it started with Alexander Graham Bell when he made the world’s first “telephone” call on March 10, 1876. With that call, the world was about to embark on a brand-new journey of information sharing and communicating without ever leaving their homes. In relatively short order, it was easy enough for the masses to call a friend or loved one for help if needed; but what if those called aren’t readily available, skilled enough, or even willing to help? Then what? It wasn’t long after that forward-thinkers began asking the question, “how can this technology be best used when it matters most?”

It’s been said that the first attempt at using this fairly new communication for emergency purposes took place almost half a century later in England. What prompted the actual development or new use of the phone system? A massive fire consumed structures and resulted in the tragic loss of many lives. Lack of effective communication in a timely manner contributed greatly to the loss. Tragedy had revealed the need for a better way of communicating such needs and to quickly notify emergency service agencies. This eventually evolved into England’s emergency telephone notification system built around the three digits 9-9-9.

Stateside, we also recognized the need for such a system, but it took more than two decades to really begin, and eventually bring it to fruition. At the same time Canada, Australia, and New Zealand began to do likewise. President Lyndon B. Johnson’s Commission on Law Enforcement and Administration of Justice recommended a 3-digit number to be used nationwide, not only for fire, but for police emergencies as well.



Such an undertaking and change of mindset required continued coordination at the highest level, including the White House. To make that a reality, the Federal Communications Commission (FCC) and AT&T buy-in was necessary to really get this program moving on such a large scale. Once those details were worked out and a workable plan put together, the FCC presented to Congress the House Concurrent Resolution 361, which detailed the plan.

The real push for a single number for nationwide emergency response, nationwide, came from the National Association of Fire Chiefs and their need to quickly and effectively report fires. Though the need was truly recognized, it took a full 10 years to implement.

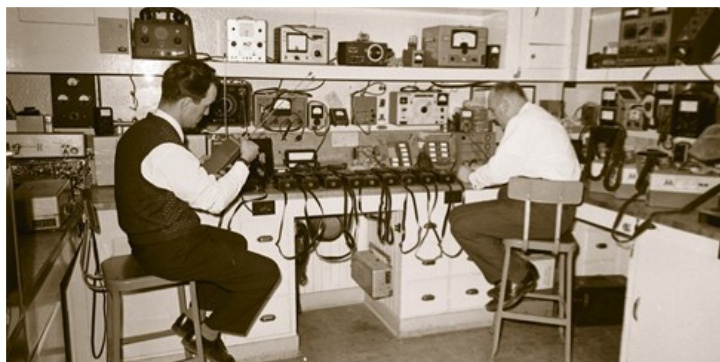
Shortly thereafter, in 1967, a formal press conference was held in Washington, D.C., where AT&T established and presented 9-1-1 as the universal number to be used for emergency calls. While that was that company’s intention, that revelation only affected Bell companies and their customers, not other smaller independent telephone companies. As time passed, these companies eventually adopted 9-1-1 as the standardized number as well.

Even today opinions vary as to why that specific number (9-1-1) was selected. Some speculate the proximity from the “9” to the “1” on the rotary phone made dialing it in error less likely. Some attribute the 3-digit format as being based on the English example before it. Still others believe it had to do with complexities of the telephone switching systems and their ability to process specific numbers.

The first true 9-1-1 call actually placed in the United States took place in the small town of Haleyville, Alabama, in cooperation with the Alabama Telephone Company. They designated a special red “911-only” phone which today, is housed in a museum in Haleyville. In the Great State of Texas, Odessa is recognized as the first city to successfully implement 9-1-1 in 1970, and the widespread adoption of the 3-digit number across Texas and the US soon followed.



From the early days of Alexander Graham Bell to the subsequent development of the phone instrument of today, much coordination, change of mindset, and education was needed to sway popular opinion and make 9-1-1 a mainstay. Since technology continues to leap ahead at a rapid pace, constant public education is required. At the Bexar Metro 9-1-1 Network, we are proud to be a part of that continued process as technology moves ahead. Be it cellular phone, Voice over Internet Protocol (VoIP), or text-to-911 use, we stand ready to meet the demands of our citizenry in time of an emergency. The average citizen possesses more computing power and means of communication in the palm of their hands than Mr. Graham himself could ever imagine. It is the task of the 9-1-1 community to continue to stay in tune with new technologies and thusly, we are a part of the growing history of 9-1-1.



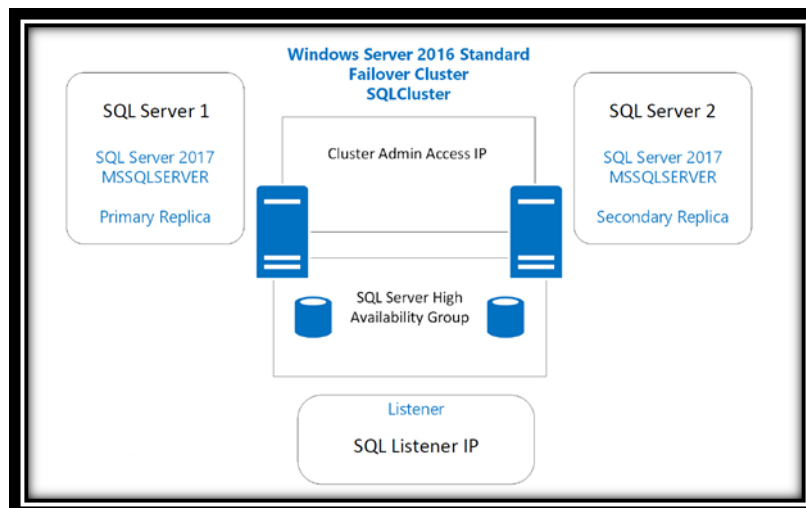


BEXAR METRO 9-1-1 NETWORK GEOGRAPHICAL INFORMATION SYSTEMS

During fiscal year 2019, Bexar Metro staff embarked upon a plan to upgrade our legacy Geographic Information System (GIS) infrastructure and to migrate to a new hardware/software environment at Quarry Run Regional Operations Center. The transition included replacing the single-sided servers at Saddletree Court with a new high availability (HA) design. Previously, we were capable of pointing to different virtual machines for database access located in the same server rack. With the new implementation, failover consists of switching databases seamlessly to either the A or B side served by different power grids at Quarry Run. The redundancy of power, applications, and hardware at the Quarry Run facility allows for continuous access of GIS data with protection from a potential computer hardware or system failure. Today, if a user cannot access a database server, each one is configured to automatically switch to additional servers which act as one unit for redundancy and automatic failover capability. Our current configuration allows us to plan and apply updates on operating systems for maintenance while still allowing employees to access data at the same time. Additionally, if there is a power problem or a database corruption issue, an alternative exists because each database mirrors the other in an active/passive relationship.

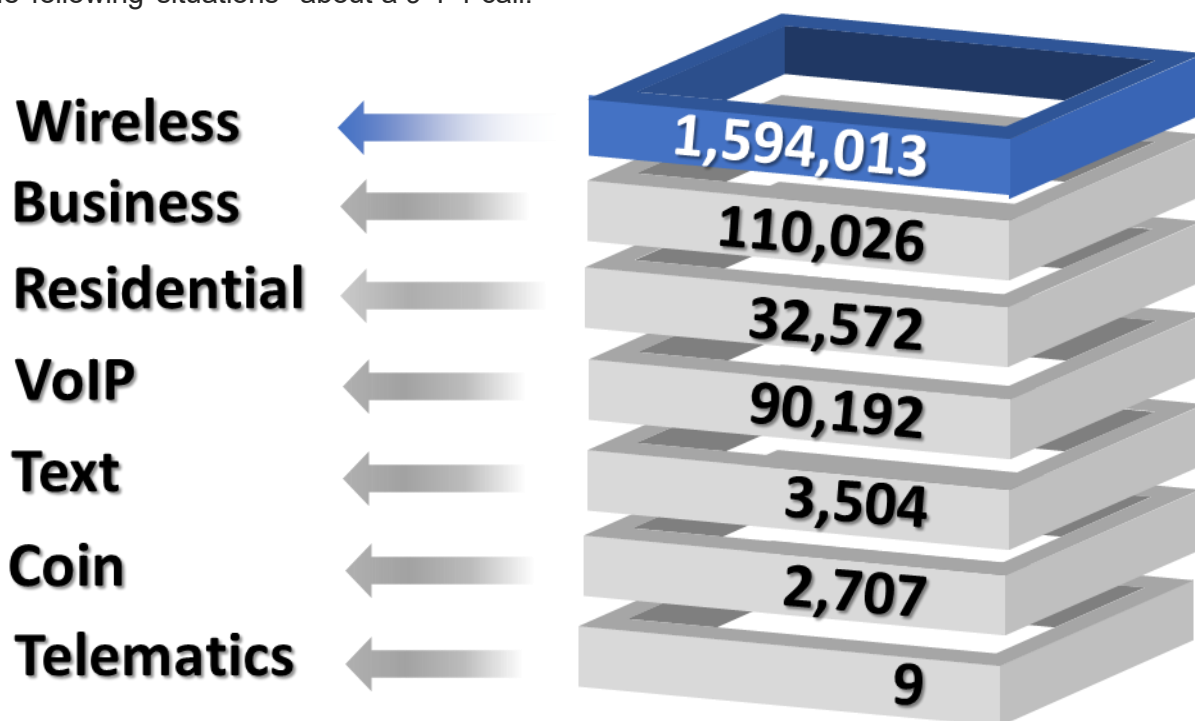
Some of the key elements added over the course of this project were:

- High Availability Design (Windows Server 2016 Standard)
- ArcGIS Server Install/Upgrade
- SQL Server Install/Upgrade (SQL Server 2017)
- Upgraded desktop clients to ArcGIS 10.5.1
- Scripts to create new database schema and load data
- Schema compliance to Next Generation 9-1-1 specifications
- Unique ID management application to track features
- Added a platform for additional geoprocessing tasks
- Daily database backups with both local and off-site recovery
- Multiple databases created to handle different GIS requirements
- Additional dashboard interface to manage geoprocessing tasks



9-1-1 CLASS OF SERVICE TRACKING

The National Emergency Number Association (NENA) defines class-of-service as a designation of the type of telephone service used to generate a 9-1-1 call; e.g., residential, business, coin, or wireless. Public Safety Answering Points (PSAPs) in the Bexar Metro 9-1-1 Network received over 1.8 million requests for service during the 2019 fiscal year. Each 9-1-1 request for service is tracked by a unique class of service code that allows a telecommunicator to determine basic information from the device used to generate each 9-1-1 call. Bexar Metro staff combines different codes delivered into the PSAP to create a class-of-service report using seven categories which give a yearly accrual and snapshot of residential, business, coin, wireless, telematics, text, and Voice over Internet Protocol (VoIP). Currently, classification codes clarify the following situations about a 9-1-1 call:



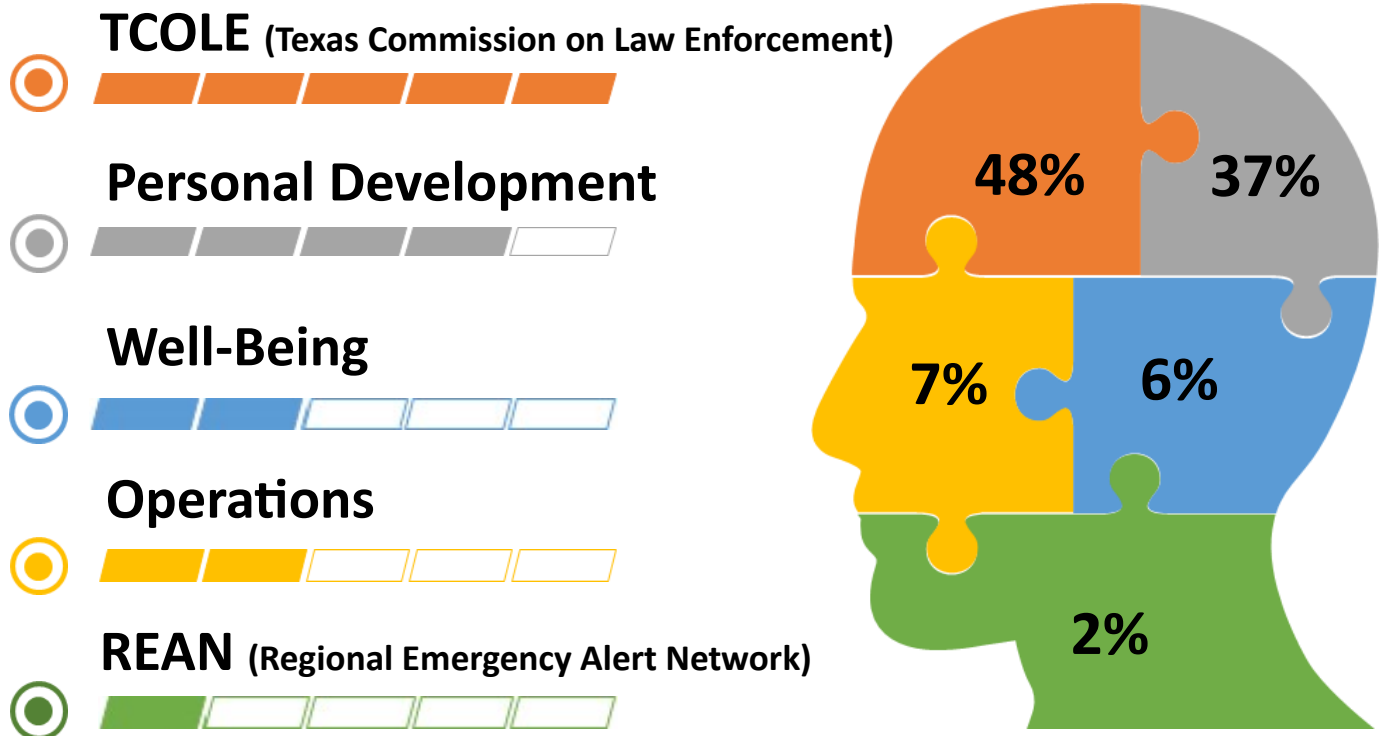
- Wireless and VoIP calls are classified differently to help determine the expected level of location accuracy. The 9-1-1 caller could be fixed, mobile, or nomadic VoIP.
- The 9-1-1 customer premise equipment (CPE) can use a different class of service to aid in mapping a call based on x, y coordinates or the civic location.
- Each classification can aid in how a telecommunicator handles delivery of a 9-1-1 call from commercial buildings versus a single-family residence, or dispatching a 9-1-1 hang up call with no answer on callback.

The majority of 9-1-1 calls are generated from a wireless device, which correlates to our mobile society. On a yearly average over 87% of 9-1-1 calls are wireless. The class of service types WRLS (cell tower location) and WPH2 (approximate caller location) associated with wireless calls assist the call taker in determining the location accuracy of a mobile caller. For illustration purposes, the graph above depicts a categorized approach of 9-1-1 class-of-service types in Bexar, Comal, and Guadalupe Counties.



TRAINING AND EDUCATION

As part of our continued efforts to meet local telecommunicator training needs, Bexar Metro staffed a full-time trainer in late 2017. Bexar Metro is dedicated to fund, develop and implement various training and educational programs. In 2019, 635 telecommunicators attended various types of training to support their high-demanding occupation and meet all state and federal requirements.



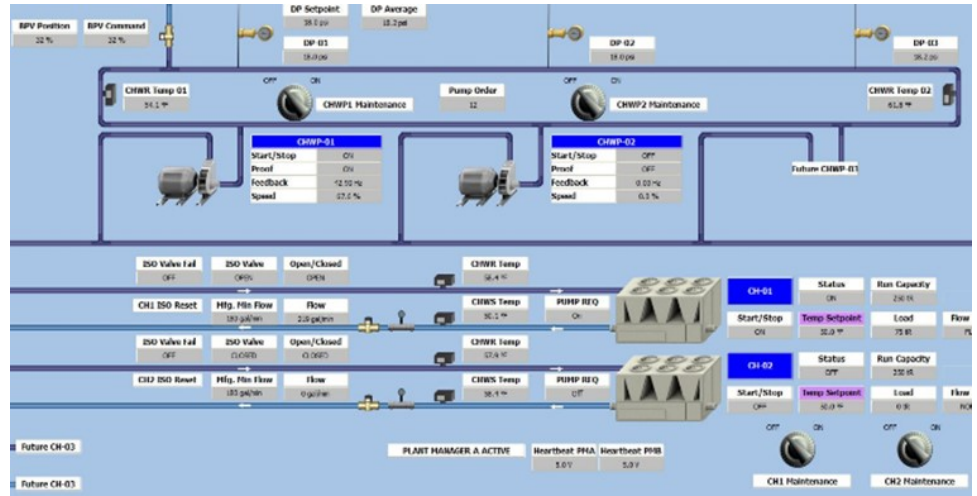
Bexar Metro's Training and Education Program was able to provide state and federally mandated courses more often to accommodate the grueling schedules of the telecommunicators. Although Crisis Communications and TDD/TTY were often offered, the most requested state/federally mandated course was TCIC/TLETS. This is a 24 hour course that all 9-1-1 Operators must complete within 1 year of being hired, and all Operators must retest every 2 years, either on-line or by attending a course. Little-known fact: As of September 1, 2019, 9-1-1 Operators are considered First Responders per the 85th Texas Legislative Session.

BEXAR METRO FACILITY SERVICES



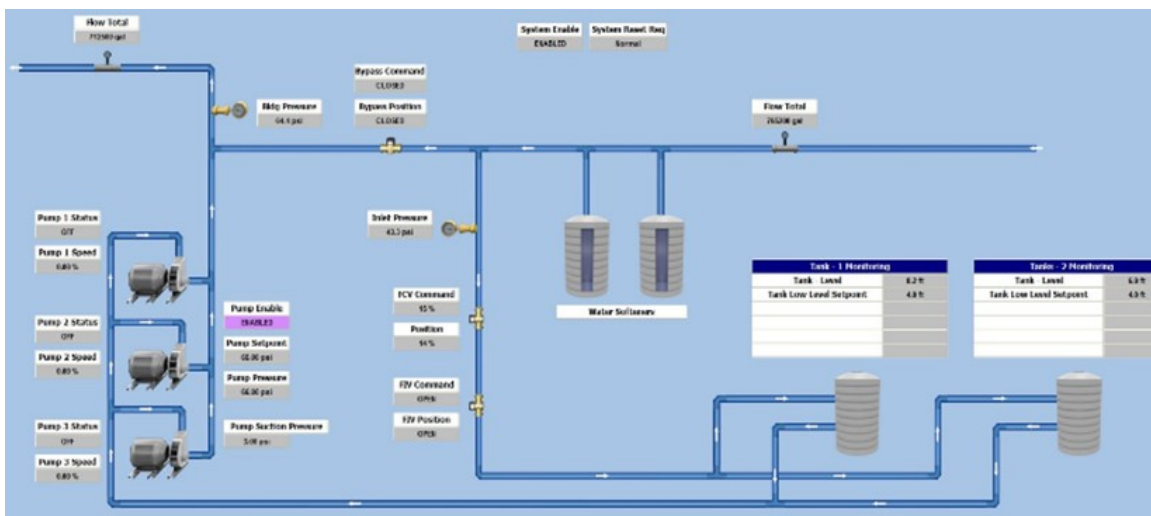
The silent partner to the *built environment* at Bexar Metro 9-1-1 is the Facility Operations Department. To help manage the work and systems, Facility Services has incorporated the Building Management System (BMS). The BMS is responsible for all major systems in the facility. The major aim of the BMS is to guarantee the safety of facility operations. It monitors and controls over 16,000 individual points around the building including temperature, power, static air pressure, lighting and more. This state-of-the-art system is invaluable to the building's success.

The BMS as designed is an unmanned system which means it can self-correct if a problem is detected. For example, if power is lost on one of our utility feeds, the system will automatically open that breaker and switch to a viable power source. It can even fire up the generators if it detects a problem with both utility feeds. This logic is programmed into the system and alerts the facilities team as events are happening in real time.



Although no human interaction is required for the building to correct power or cooling issues, staff is required to respond to such events to ensure all systems are operating normally when alerts are received. The system is very thorough when monitoring major events, but it also monitors down to individual breaker-level giving staff insight into single components such as voltage, amp draw, and power consumption. All the data is captured for trending purposes and can alert staff to possible service interruption before it becomes a problem.

If anything is outside of normal operating specifics, the system prompts alerts so proper action can be taken. The BMS is at its core a computer system, which requires continual monitoring and management. When necessary, we have valuable partnerships with vendors that help with that task.





BEXAR METRO

2019 BUDGET SUMMARY

More than 99 percent of the total funding for the Bexar Metro 9-1-1 Network (Bexar Metro or District) is generated by emergency service fees on telephone services, including traditional wireline, wireless, private switch and Voice over Internet Protocol (VoIP). These small monthly service fees collected on behalf of the District by telephone service providers in Bexar, Comal, and Guadalupe counties, fund the planning and implementation as well as the operations and maintenance of one of the premier Enhanced 9-1-1 systems in the Nation.

The Bexar Metro annual budget is adopted by its Board of Directors each year after the governing bodies of each of the 40-member jurisdictions have had the opportunity to review, consider, and approve a draft version. Budget expenditures required for the 9-1-1 operation is divided into two primary sections; the Operations and Maintenance (O&M) expenditures and the Capital expenditures. The O&M expenditures provide for the ongoing management of existing operations while the Capital expenditures, including funds transferred from the capital reserve fund, provide for current and future enhancements to District Operations. The District's Capital Reserve Fund is set aside for those enhancements.

Currently, the majority of the Bexar Metro Capital Reserve Fund is dedicated for the deployment of a Next Generation 9-1-1 system that will support the operations of all 24 PSAPs currently served by the District.

Bexar Metro has, from the start, adhered to a policy of sound fiscal planning and management and has never borrowed funds. Because of strong leadership, the District is in a strong fiscal position to meet its future obligations while continuing to enhance the services it provides to the citizens it serves.



**Bexar Metro 9-1-1 Network
Fiscal Year 2019 Budget Summary**



	FY 2019 Budget	FY 2019 Actual
Revenue		
9-1-1 Service Fee Revenue	\$ 15,578,900	\$ 15,206,046
Interest Income	\$ 136,000	\$ 275,325
Miscellaneous	\$ 12,000	\$ 233,606
Total Revenue	\$ 15,726,900	\$ 15,714,977
Planned Reserve Transfer	\$ -	\$ -
Previous Year Carry-Over	\$ -	\$ -
Total Funds Available	\$ 15,726,900	\$ 15,714,977
Expenditures		
Personnel Services	\$ 3,074,000	\$ 2,768,749
Operations	\$ 4,870,000	\$ 3,258,676
Facilities	\$ 1,500,000	\$ 1,447,040
Education and Training	\$ 159,500	\$ 151,902
Contingencies	\$ 500,000	\$ 250,000
Total O&M Expenses	\$ 10,103,500	\$ 7,876,367
Capital Expense	\$ 2,041,000	\$ (586,839)
Capital Reserve	\$ 3,582,400	\$ 8,425,449
Total Capital Expense	\$ 5,623,400	\$ 7,838,609
Total Expenditures	\$ 15,726,900	\$ 15,714,977

The Budget Summary utilizes a cash basis for accounting. The accompanying Audit Report differs slightly because it utilizes an accrual basis.



SWORN STATEMENT

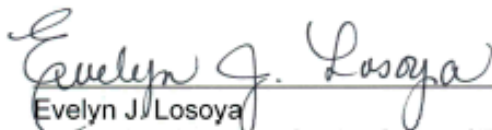
STATE OF TEXAS)
)
COUNTY OF BEXAR)

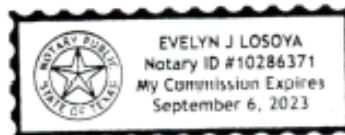
Before me, the undersigned personally appeared and stated:

I, Brett M. Schneider, Executive Director of the Bexar Metro 9-1-1 Network District, do solemnly swear that the following Fiscal Year 2019 Budget Summary of revenues and expenditures is a true and correct report of the financial activities of the District for the fiscal year ending September 30, 2019.


Brett M. Schneider, Executive Director

Sworn to and subscribed this 10 day of January 2020.


Evelyn J. Losoya
Notary Public in and for the State of Texas
My Commission Expires: September 6, 2023





Bexar Metro 9-1-1 Network
911 Saddletree Court, San Antonio, Texas 78231-1523
(210) 408-3911 Telephone

BEXAR METRO 9-1-1 NETWORK

FISCAL YEAR 2021



PROPOSED

FINANCIAL PLAN AND BUDGET

May 21, 2020

PURPOSE

The purpose of the Fiscal Year 2021 Budget and Financial Plan is to obtain consensus approval of Bexar Metro 9-1-1 Network's (Bexar Metro or District) Fiscal Year 2021 (FY2021) operational and financial plans by the District's board of directors and the governing bodies of its forty (40) participating jurisdictions; and provide the continuing operational and fiscal authority necessary for the staff to aggressively establish and maintain all elements necessary to provide quality emergency call delivery via a highly survivable and resilient 9-1-1 system.

AUTHORITY

The authority for Bexar Metro is the Texas Health and Safety Code, Chapter 772, Subchapter D, Section 772.301—formerly Vernon's Annotated Civil Statutes Article 1432e, as approved by the Texas 69th Regular Legislative Session in Senate Bill 750 on May 21, 1985; and subsequently approved by a local election on January 17, 1987. This legislation's purpose is to enable the provision of affordable, high quality, countywide Enhanced 9-1-1 service through the establishment of emergency communication districts.

MANAGEMENT

A governing board of directors, appointed according to criteria in the enabling legislation, establishes policy and provides oversight of the District. The board members and their appointing authority include:

<u>Member</u>	<u>Authority</u>
James C. Hasslocher (Chair)	Bexar County
Stephen R. Schneider	Bexar County
Sherman Krause	Comal County
Dudley Wait	Guadalupe County
Heberto Gutierrez	City of San Antonio
Bill McManus	City of San Antonio
Cathy C. Talcott	City of New Braunfels
Suzanne de Leon	Member at Large
Principal Service Provider (Non-Voting)	Vacant

To implement board policy and to manage the day-to-day operations, the board of directors appointed Brett M. Schneider as Bexar Metro's Executive Director.



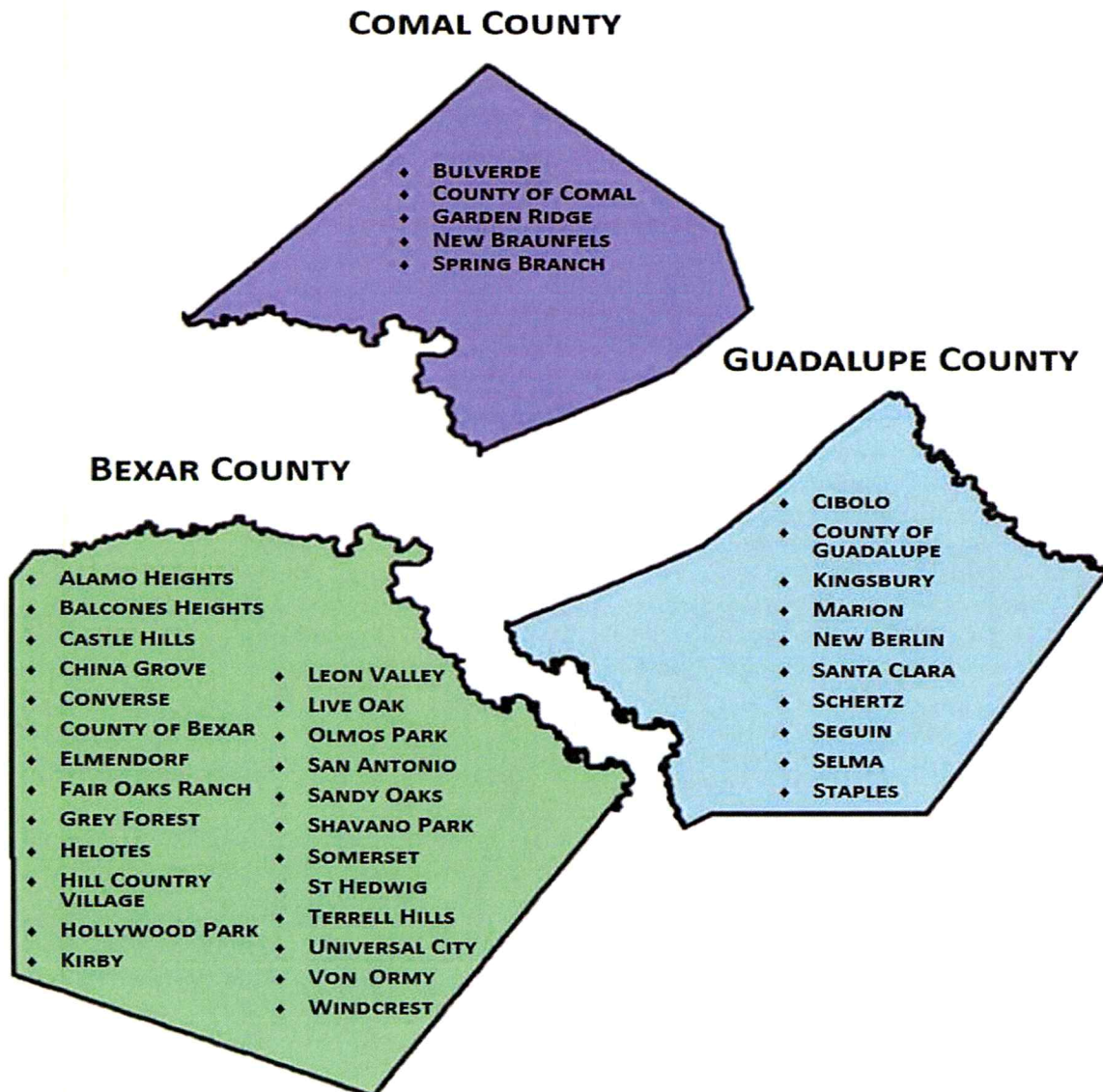
MISSION STATEMENT

The District's mission is to deploy and maintain a state-of-the-art 9-1-1 emergency communication system that enables citizens in distress to quickly communicate their request for police, fire, or emergency medical assistance; and to ensure member jurisdictions have the appropriate 9-1-1 tools necessary to efficiently and accurately receive and process those requests.

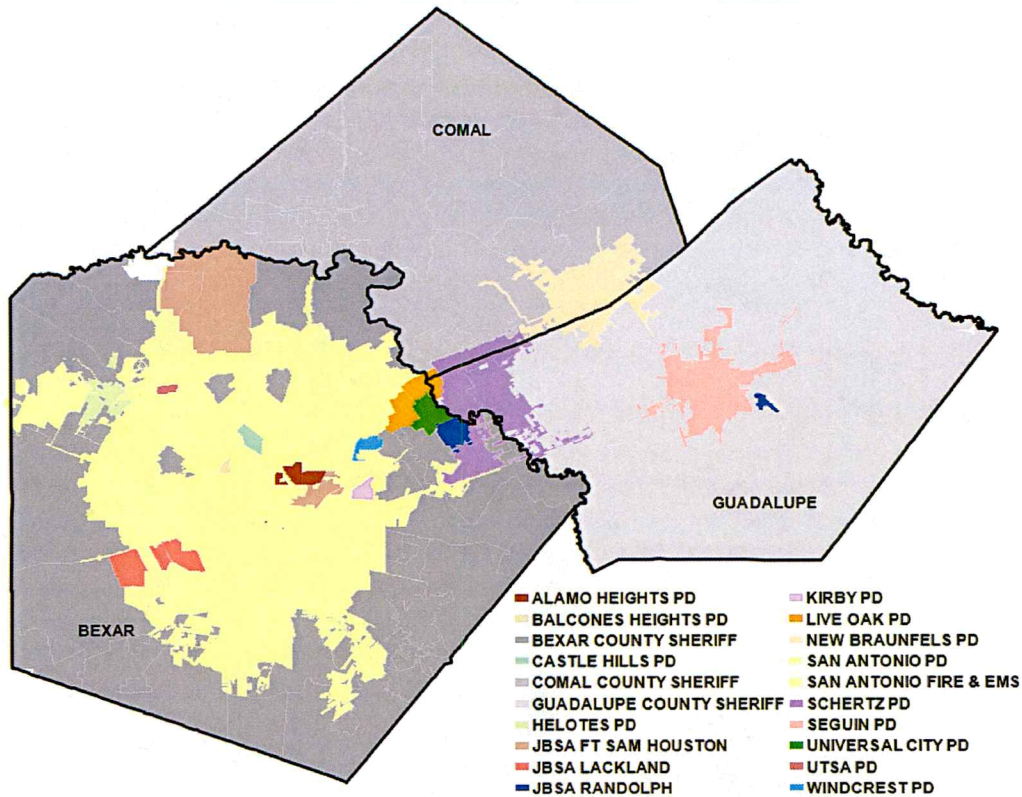
RESPONSIBILITY

To successfully accomplish the mission, Bexar Metro must deploy and manage a technology neutral network that routes all 9-1-1 requests to the appropriate answering and responding jurisdiction; create and maintain a time-sensitive, highly accurate database that displays the location, callback number, and owner's name of the specific instrument used to call 9-1-1; procure, install, and maintain the specialized 9-1-1 equipment utilized by each authorized answering and responding jurisdiction; coordinate with municipal and jurisdictional addressing authorities to ensure the database contains accurate, standardized, and logical location information to ensure each citizen is easily and quickly locatable during times of critical emergencies; and construct, deploy, and maintain a spatially accurate geographic digital map to support location determination technologies and enhance computer aided dispatch systems. Bexar Metro is also responsible for providing effective network and facility backup solutions for nineteen (19) primary and two (2) secondary Emergency Communication Centers (ECCs) that may be required to evacuate their local facility in the event of a natural or manmade disaster.

PARTICIPATING JURISDICTIONS



EMERGENCY COMMUNICATION CENTERS



REVENUE

The District's source of revenue is the 9-1-1 emergency service fee applied to specified telephone access lines located in Bexar, Comal, and Guadalupe Counties. The Texas Health and Safety Code, Chapter 772, Section 772.314, authorizes the board to impose a 9-1-1 emergency service fee not exceeding six percent of the monthly base rate charged by the principal service supplier. The fee applies to all residential lines and up to the first one hundred business lines at one location. The fee does not apply to state and federal lines. Each year the board calculates the amount of the fee in conjunction with development and approval of the annual budget. By law, the fee has uniform application in each participating jurisdiction and must generate revenue sufficient to match current and projected operational expenses directly related to the District's mission and responsibilities, as well as providing reasonable reserves for contingencies and equipment replacement.

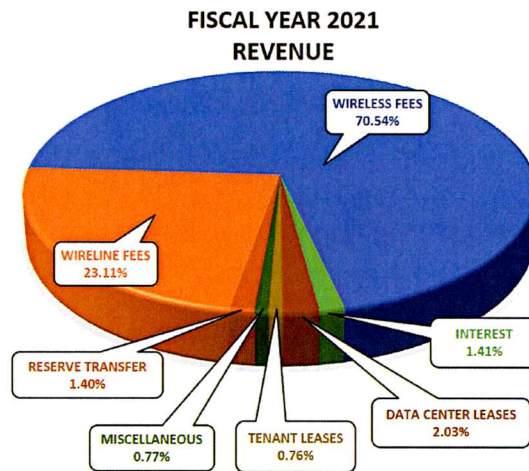
The board of directors initially established the emergency service fee on March 6, 1987, and it remained unchanged until 2018. On July 25, 2018, the board of directors approved the following service fee schedule imposed on each local access line, or equivalent, effective October 1, 2018:

Residential Lines	\$ 0.50
Business Lines	\$ 1.00

In addition to fees assessed on wireline telephones, Bexar Metro also receives an emergency service fee from each wireless access line within its jurisdiction. This monthly fee, set by Texas law at \$0.50 per line, recognizes that the wireless telephone is a link to 9-1-1 service and a wireless telephone user should therefore share a portion of the financial burden for provisioning the network. It also is in recognition of the cost recovery mechanism required to defray a fair and reasonable portion of the

network infrastructure expense the wireless providers incur in meeting the federal mandate for wireless Enhanced 9-1-1.

Total anticipated revenues for FY2021 are projected to decrease by 5.78 percent to \$16,083,320 when compared to the previous year. This decrease is further delineated in further budget discussion to follow. Revenue from the wireless service fee accounts for 70.54 percent of total income. Wireline service fee revenue, comprised of traditional incumbent wireline and Voice over Internet Protocol (VOIP) services, accounts for 23.11 percent of total revenue. Additional revenue is generated on income from interest on money market accounts, lease agreements, and miscellaneous sources, such as grant reimbursements.



The following is a summary of the sources and assumptions used to forecast projected revenue for the FY2021 operational period:

Service Fee Revenue

- Wireless: Revenue from the wireless service fee is expected to generate \$11,343,486 in FY2021. This represents an increase of 1.26 percent, down three quarters of one percent from the growth rate experienced in the previous four fiscal years.
- Wireline: Service fee revenue generated from wireline service continues to decline at an accelerated rate as consumers opt to use wireless as their sole telecommunications source. Wireline revenue is anticipated to decrease by 14.62 percent to \$3,716,496, down \$543,362 when compared to the fiscal year 2020 budget.

Non-Service Fee Revenue

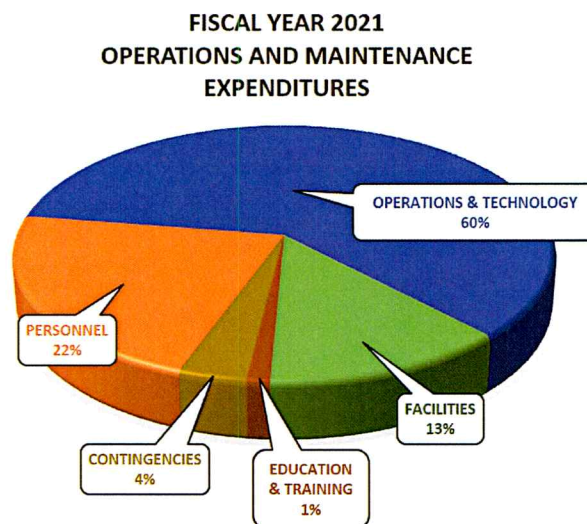
- Interest: Interest revenue on deposit and investment accounts is projected to decrease just over a half of percent to \$227,016 for this budget year due to anticipated lower rates of return resulting from the change in market conditions.
- Intergovernmental Revenue (Lease Agreements): Projected revenue from Data Center and Tenant Lease Agreements at Quarry Run is expected to increase from \$297,600 in FY2020 to \$447,922 in FY2021. This increase is attributed to a new multi-year agreement with the City of Corpus Christi for Data Center space to establish an inland disaster recovery site and a new tenant agreement with the City of San Antonio for office and operational space to support limited permanent staffing of Police and Fire emergency communications personnel to augment their respective 9-1-1 and dispatch operations at Brooks City Base.

- Federal 9-1-1 Grant: Grant distribution of \$123,000, sixty percent of Phase III and Phase IV component costs, for a multiyear Cyber Security audit and “red team” assessment on the 9-1-1 network.
- Transfer from Reserves: The FY2021 budget includes a transfer of \$225,000 from cash reserves to partially fund planned geospatial projects supporting Federal Communications Commission (FCC) mandated wireless Z-Axis (vertical) location requirements.

The current fee structure is adequate to support programmed expenditures in the proposed budget.

OPERATIONS & MAINTENANCE EXPENDITURES

The Operations and Maintenance (O&M) budget includes expenses for Personnel, Administration, Operations/Technology and Facility Services. Total O&M expenditures for the fiscal year are projected to increase by 4.76 percent to \$13,873,454.



PERSONNEL

Personnel expenditures include salary, Social Security and Medicare matching contributions, health care, and contributions to employee retirement accounts. The District's strategy is to attract and retain qualified individuals with the skill sets required to design, manage, and maintain Bexar Metro's specialized public safety critical networks and equipment. The FY2021 budget personnel line item will decrease by 3.92 percent to \$3,040,000 compared to the previous budget year. The FY2021 personnel line item includes a modest allocation for merit and incentives for skills-based certifications directly supporting job responsibilities.

OPERATIONS AND TECHNOLOGY

Operations and Technology (Operations) expenditures include recurring services directly related to the ongoing operations and maintenance of the 9-1-1 system and other mission critical systems, to include engineering services, contingency measures, management of geospatial and tabular databases used to route 9-1-1 calls, and training programs. Total expenditures for Operations and Technology projected to increase by just over five percent to \$8,383,746 in FY2021.

ESINet/Next Generation Core Services: In 2019, the district selected AT&T to provide Next Generation Core Services (NGCS) via interconnection to a highly available, fault tolerant, geographically diverse nationwide platform. The project, originally scheduled to launch in the

FY2020 budget cycle, was delayed due to changes in the project scope. AT&T and the district were able to finalize the changes earlier this year and a final service agreement was executed in late February. Several months of interconnection design, planning, and resource evaluation are required prior to the first phases of implementation and testing in second quarter FY2021. This transition from the current legacy digital 9-1-1 infrastructure to a feature-rich, IP-based Next Generation 9-1-1 (NG9-1-1) environment will not only eliminate the single point of failure within the current selective routing network, but will also provide enhanced on-demand geospatial routing of 9-1-1 calls utilizing the district's spatially accurate digital map.

Cyber and Network Security: In 2020, staff completed the first phase of a multi-year cyber security and protection project, partially funded by a Federal 9-1-1 Grant administered by the Commission on State Emergency Communications (CSEC). The first phase, in progress with an anticipated June completion, includes the creation of a Network Security Operations Center (NSOC) equipped with the tools necessary to quickly detect and mitigate security threats on both the 9-1-1 and Quarry Run networks. Creation of a cyber security policy and training curriculum for technical staff, end users, and ECC personnel is currently in progress. The second phase, planned for fourth (4th) quarter FY2021 post NGCS deployment, leverages the NSOC equipment and lessons learned through policy development to fully evaluate the vulnerability of the entire Next Generation 9-1-1 network, to include ESInet interconnectivity between the NGCS nationwide platform and the district's two Vesta 9-1-1 cores, connectivity to premise equipment located at each ECC, and all network elements supporting critical communications throughout the district.

Data Integrity/Geospatial Operations: Data Integrity/Geospatial Operations is tasked with ensuring the accuracy, reliability, and consistency of the tabular Master Street Address Guide (MSAG) and Geographic Information Systems (GIS) data. This includes the maintenance and technology-driven enhancements to our spatially accurate, high quality digital base map used by public safety to quickly help identify a caller's location and, in the Next Generation environment, route 9-1-1 calls to the appropriate ECC. This transition from legacy tabular routing requires additional feature sets and changes in processes to ensure data integrity is maintained throughout the transition life cycle. Moreover, continued evolution in technology and wireless accuracy mandates, such as recent changes in wireless vertical accuracy requirements, will require a new focus on elevations and indoor mapping. The Fifth Report and Order, adopted by the FCC in November 2019, requires wireless service providers to deploy z-axis technologies in the top twenty-five statistical areas by April 3, 2021. The San Antonio statistical area is twenty-fifth on the list of mandated deployments. A multi-faceted approach is required to address the technical, geospatial, and training requirements necessary for the telecommunicator to derive an accurate, dispatchable location based on the vertical data provided by the wireless carriers. The purchase of oblique aerial photography will facilitate identification of multi-story buildings and points of interest over three stories in height, with a focus on high-risk facilities, such as schools and other public venues, is included in the proposed budget.

Education and Training: The 9-1-1 telecommunicator is the first person on the scene of an emergency. Our goal is to ensure these first responders have the skills and tools required to expedite a quality response. The District's Education and Training Program continues to expand with additional classes on Texas Commission on Law Enforcement (TCOLE) mandated TCIC/NCIC, TLETS and Spanish for Telecommunicators. On average, forty (40) classroom-based training opportunities are offered annually at no cost to ECC personnel. Educational content includes instruction in Homeland Security, Emergency Medical Dispatch (EMD), Law Enforcement Communications, Fire Communications, School Violence, Family Violence, and Suicide Intervention. Instruction on Vesta 9-1-1 equipment and Regional Emergency Alert Network (REAN) operations are also offered. Scholarships are also extended to those telecommunicators unable to attend a district sponsored class due to scheduling constraints or a requirement for subject matter not offered in the district's curriculum. Overall, training contact

hours are up 58 percent to 6,187 hours when compared to program expansion in 2017. A budget increase of 6.54 percent is proposed to further increase training opportunities, with a focus on state-mandated cyber security awareness, human trafficking, and well-being seminars to combat the physical, mental, and emotional fatigue often experienced by ECC personnel.

FACILITIES

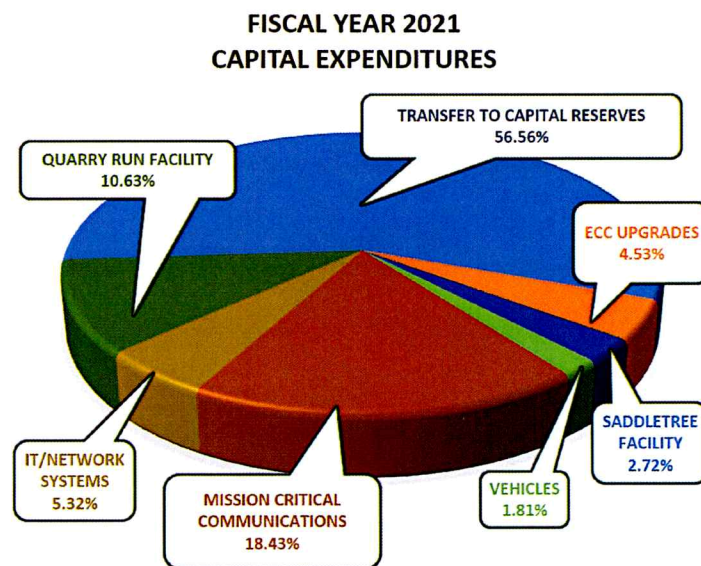
The Facilities budget includes costs associated with the maintenance of the district's Saddletree Court and Quarry Run facilities, to include utilities, infrastructure, grounds maintenance and other related services. The facility services budget is proposed to increase by 2.71 percent to \$1,778,706 in this budget cycle. The increase is partially attributed to increased custodial expenses resulting from expanded building tenancy at Quarry Run and a new facilities services maintenance contract to provide the district's Facility Services Department with 24x7x365 support in the management, oversight, and maintenance of critical power, water, and HVAC building systems.

CAPITAL EXPENDITURES

Capital expenditures in the amount of \$2,209,866 will underwrite the following mission critical and facility capital improvement projects in the upcoming fiscal year:

- 9-1-1 Network Core Upgrade: Enhancement to the Vesta 9-1-1 core network architecture and host-to-host umbilical connections between the Vesta 9-1-1 control systems at Quarry Run and Brooks City Base. This initiative, Project Nexus, will not only provide a greater level of redundancy for our current network through the addition of a third, physically and logically diverse network, but also establishes the platform necessary to support the robust host-to-host network core required for the planned 9-1-1 system upgrade in 2025. While important in the near term to provide a third level of redundant connectivity between the two primary and secondary host systems, it also provides a tertiary level of diversity and redundancy supporting simultaneous, same core system 9-1-1 operations at Brooks City Base and Quarry Run for the San Antonio Police Department and the San Antonio Fire Department.
- ECC Upgrades: To combat the explosive growth in their respective jurisdictions, both the Guadalupe County Sheriff's Office and Comal County Sheriff's Office have building expansion projects underway to increase the operational space and capabilities of their ECCs. Funds are allocated for the installation of one additional Vesta 9-1-1 call-handling workstation at each location, plus installation of the power and data infrastructure required for on premise connectivity and interconnection to the district's 9-1-1 core network.
- Catalyst Radio Expansion: The project includes the placement of additional gateways and multiband (VHF, 700Mhz) radios at the respective Sheriff's Departments in Comal and Guadalupe Counties, expansion of current 800Mhz resources at the Hylions Tower Site, and reallocation of radio resources at Quarry Run. Collectively, these radio infrastructure and capacity upgrades will greatly enhance the district's ability to provide critical back-up public safety radio communications for any ECC required to relocate to Quarry Run in response to an emergent event adversely affecting their operations.
- Saddletree Headquarters Remodel (Phase II): Conversion of former training and operational areas at Saddletree Court to multi-use meeting space.
- Quarry Run Regional Facility: The Quarry Run Regional Operations Center will enter its fourth year of operations in June 2020. To ensure operational readiness and support of critical 9-1-1 data center, and building systems, two capital replacements are planned for this budget year. The battery bank on the building A-Side UPS will be replaced. The Facility Management System (FMS) monitoring critical power, HVAC, and other building systems will be upgraded as well.

- Vehicle Replacement: Funds to replace a 2014 general fleet vehicle with a comparable, equivalent-sized sports utility vehicle.
- Capital Reserves: Capital Reserve funds are encumbered for future projects and equipment purchases.
 - The FY2021 budget includes a transfer of \$1,250,000 to the capital reserve accounts.
 - These encumbered accounts are used to fund:
 - 9-1-1 network and call handling equipment upgrades and replacement
 - 9-1-1 network enhancements to improve redundancy and diversity
 - Facility mechanical and infrastructure upgrades
 - Information Technology (IT) equipment replacement
 - Due to the rapid evolution in public safety technologies and projected five (5) year life cycle of critical equipment, a major 9-1-1 equipment refresh, scheduled for FY2025, will require an estimated expenditure of \$14,500,000 from the capital reserve account.



SUMMARY

Legacy technologies have served Bexar Metro well over the past thirty-two years, but continued advancements in communications technologies to meet the public's expectation of summoning emergency assistance regardless of device type or technology requires Bexar Metro to keep abreast of advances in technology and ensure the 9-1-1 system evolves with, and in some cases is protected against, technological changes. This budget provides the resources necessary for Bexar Metro to provide a level of service not only expected – but deserved - by the citizens, participating jurisdictions, and ECCs served by the district.

The Fiscal Year 2021 Financial Plan and Budget, totaling \$16,083,320 is sufficient to fund all projected program expenditures for the fiscal year. The plan includes \$13,873,454 for Operations & Maintenance and \$2,209,866 for Capital Improvements. The figures presented reflect a net decrease of \$651,033, or 3.89 percent, in comparison to the Fiscal Year 2020 Adopted Budget.

This budget matches projected revenue and expense as required by Texas law. To ensure responsiveness and operational flexibility, the Executive Director may authorize the transfer of funds among budget line items if the overall annual budget amount remains unchanged.

FY2021 PROPOSED BUDGET SUMMARY

	ACTUAL 2019	ADOPTED 2020	PROJECTED 2020	PROPOSED 2021
REVENUE				
WIRELINE FEES	\$ 4,094,389	\$ 4,259,859	\$ 3,843,658	\$ 3,716,496
WIRELESS FEES	\$ 11,111,877	\$ 11,200,000	\$ 11,513,638	\$ 11,343,486
INTEREST	\$ 275,325	\$ 228,516	\$ 274,111	\$ 227,016
DATA CENTER LEASES	\$ 221,600	\$ 297,600	\$ 297,600	\$ 326,400
TENANT LEASES	\$ -	\$ -	\$ -	\$ 121,522
MISCELLANEOUS	\$ 12,006	\$ 14,900	\$ 177,025	\$ 123,400
TOTAL REVENUE	\$ 15,714,996	\$ 16,000,875	\$ 16,106,032	\$ 15,858,320
RESERVE TRANSFER	\$ -	\$ 1,012,645	\$ -	\$ 225,000
TOTAL AVAILABLE FUNDS	\$ 15,714,996	\$ 17,013,520	\$ 16,106,032	\$ 16,083,320
EXPENSE				
PERSONNEL	\$ 2,768,749	\$ 3,164,046	\$ 3,086,828	\$ 3,040,000
OPERATIONS & TECHNOLOGY	\$ 3,247,719	\$ 7,936,782	\$ 4,945,756	\$ 8,383,748
FACILITIES	\$ 1,447,384	\$ 1,731,725	\$ 1,126,842	\$ 1,778,706
EDUCATION & TRAINING	\$ 151,902	\$ 160,500	\$ 138,500	\$ 171,000
CONTINGENCIES	\$ 250,000	\$ 250,000	\$ 250,000	\$ 500,000
TOTAL O&M	\$ 7,865,754	\$ 13,243,053	\$ 9,547,926	\$ 13,873,454
CAPITAL				
ECC UPGRADES	\$ (2,457,865)	\$ 20,000	\$ 20,000	\$ 100,000
SADDLETREE FACILITY	\$ 204,108	\$ 115,000	\$ 122,000	\$ 60,100
VEHICLES	\$ -	\$ -	\$ -	\$ 40,000
MISSION CRITICAL COMMUNICATIONS	\$ 109,968	\$ 535,000	\$ 358,027	\$ 407,266
IT/NETWORK SYSTEMS	\$ 231,369	\$ 878,800	\$ 728,800	\$ 117,500
QUARRY RUN FACILITY	\$ 1,425,581	\$ 7,500	\$ -	\$ 235,000
TRANSFER TO CAPITAL RESERVES	\$ 2,335,000	\$ 1,935,000	\$ 1,935,000	\$ 1,250,000
INCREASE (DECREASE IN RESERVE)	\$ -	\$ -	\$ -	\$ -
TOTAL CAPITAL EXPENSE	\$ 1,848,161	\$ 3,491,300	\$ 3,163,827	\$ 2,209,866
TOTAL EXPENSE	\$ 9,713,914	\$ 16,734,353	\$ 12,711,753	\$ 16,083,320

Bexar Metro 9-1-1 Network Proposed Fiscal Year 2021 Budget

Revenue

Wireline Service Fees	\$ 3,716,496
Wireless Service Fees	\$ 11,343,486
Interest Earned	\$ 227,016
Data Center Revenue	\$ 326,400
Tenant Revenue	\$ 121,522
Miscellaneous Revenue	\$ 123,400
Transfer from Reserves	<u>\$ 225,000</u>

Total Available Funds \$ 16,083,320

Proposed Fiscal Year 2021 Operations & Maintenance

Expense

Personnel	\$ 3,040,000
Operations & Technology	\$ 8,383,748
Facilities	\$ 1,778,706
Education & Training	\$ 171,000
Contingencies	<u>\$ 500,000</u>

Total O&M Expense \$ 13,873,454

Proposed Fiscal Year 2021 Capital Budget

ECC Upgrades	\$ 100,000
Saddletree Facility	\$ 60,100
Vehicles	\$ 40,000
Mission Critical Communications	\$ 407,266
IT/Network Systems	\$ 117,500
Quarry Run Facility	\$ 235,000
Transfer to Capital Reserves	<u>\$ 1,250,000</u>

Total Capital Expense \$ 2,209,866

Total Fiscal Year 2021 Budget \$ 16,083,320


BEXAR METRO 9-1-1 NETWORK

Approved by the Bexar Metro board of directors this Twenty-First Day of May 2020.

By:

Name:

Title:


James C. Hasslocher
Chairman

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: Planning & Community Development
Subject: Ordinance No. 20-S-17- Conduct a public hearing, consider and/or take action on a request to amend the official zone map by rezoning approximately 0.5 acres of land from Single-Family Residential District (R-2) to Main Street Mixed Use District (MSMU), located at 619 Main Street, City of Schertz, Guadalupe County, Texas (B. James, L. Wood, N. Koplyay) *First Reading*

BACKGROUND

The applicant is proposing to rezone approximately 0.50 acres of land from Single Family Residential District (R-2) to Main Street Mixed Use District (MSMU). The property is located at 619 Main Street and currently has one residential structure and a detached accessory structure.

Nineteen (19) public hearing notices were mailed to surrounding property owners within two hundred (200) feet of the subject property on May 15, 2020, and a public hearing notice was published in the “San Antonio Express” on May 20, 2020. At the time of this staff report one (1) response opposed to the zoning request has been received.

The Planning and Zoning Commission met on May 15, 2020 and made a recommendation to City Council to approve the proposed zone change by a 7-0 vote. The following representatives were in attendance and spoke at the Planning and Zoning Commission public hearing:

- PKM Ventures, Nick Marquez, Owner
 - Spoke on his plans for utilizing the existing buildings on the subject property to start a hair salon

GOAL

The project goal is to rezone the subject property from Single-Family Residential District (R-2) to Main Street Mixed Use District (MSMU) in order to re-purpose the existing house on-site into a commercial hair salon.

COMMUNITY BENEFIT

It is the City’s desire to promote safe, orderly, efficient development and ensure compliance with the City’s vision of future growth.

SUMMARY OF RECOMMENDED ACTION

The 2013 Sector Plan amendment to the Comprehensive Land Use Plan designates the subject property as part of Historic Downtown Schertz. The objective for Historic Downtown Schertz is to leverage the City's history and heritage to create a unique destination with local independent businesses, while encouraging the use of existing buildings. The Main Street Mixed-Use District (MSMU) was created to help achieve these objectives. The MSMU zoning district is intended to provide a base zoning district to the area along Main Street. In light of the history of the area and variety of land uses that exist, this zoning district allows for both single-family residential uses and low intensity commercial uses. Reduced setbacks and parking requirements are also provided as part of this district due to physical

constraints.

The proposed zone change to MSMU at 619 Main Street is in conformance with the Comprehensive Plan, because MSMU will allow the subject property to accomplish the goals established for Historic Downtown Schertz: the MSMU zoning district will allow the applicant to take advantage of the existing improvement on-site by repurposing the existing house to develop a local hair salon. The proposed zone change should have a minimal impact on infrastructure and public facilities. The subject property is currently surrounded by single-family dwellings and right-of-way, with commercial businesses in the vicinity along Main Street, so the proposed zone change should also have a minimal impact on the existing and future adjacent land uses.

Based on the new zoning district's compatibility with the Comprehensive Land Use Plan and the land uses of the adjacent properties, the Main Street Mixed Use District (MSMU) is the most appropriate zoning district for the subject property. Staff recommends approval of the zone change application as submitted.

FISCAL IMPACT

None

RECOMMENDATION

Staff recommends approval of the proposed zone change to Main Street Mixed Use District as submitted.

Attachments

Ordinance 20-S-17

Ordinance 20-S-17 Exhibit A

Aerial Map

Public Hearing Notice Map

ORDINANCE NO. 20-S-17

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AMENDING THE OFFICIAL ZONING MAP BY REZONING APPROXIMATELY 0.5 ACRES OF LAND FROM SINGLE-FAMILY RESIDENTIAL DISTRICT (R-2) TO MAIN STREET MIXED USE DISTRICT (MSMU), LOCATED AT 619 MAIN STREET, CITY OF SCHERTZ, GUADALUPE COUNTY, TEXAS.

WHEREAS, an application to rezone approximately 0.5 acres of land located at 619 Main Street, and more specifically described in the Exhibit A attached herein (herein, the “Property”) has been filed with the City; and

WHEREAS, the City’s Unified Development Code Section 21.5.4.D. provides for certain criteria to be considered by the Planning and Zoning Commission in making recommendations to City Council and by City Council in considering final action on a requested zone change (the “Criteria”); and

WHEREAS, on May 27, 2020, the Planning and Zoning Commission conducted a public hearing and, after considering the Criteria, made a recommendation to City Council to approve the requested rezoning; and

WHEREAS, on June 9, 2020, the City Council conducted a public hearing and after considering the Criteria and recommendation by the Planning and Zoning Commission, determined that the requested zoning be approved as provided for herein.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS:
THAT:**

Section 1. The Property as shown and more particularly described in the attached Exhibit A, is hereby zoned Main Street Mixed Use District (MSMU)

Section 2. The Official Zoning Map of the City of Schertz, described and referred to in Article 2 of the Unified Development Code, shall be revised to reflect the above amendment.

Section 3. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

Section 4. All ordinances and codes, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters resolved herein.

Section 5. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 6. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this Ordinance would have been enacted without such invalid provision.

Section 7. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

Section 8. This Ordinance shall be effective upon the date of final adoption hereof and any publication required by law.

Section 9. This Ordinance shall be cumulative of all other ordinances of the City of Schertz, and this Ordinance shall not operate to repeal or affect any other ordinances of the City of Schertz except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this Ordinance, in which event such conflicting provisions, if any, are hereby repealed.

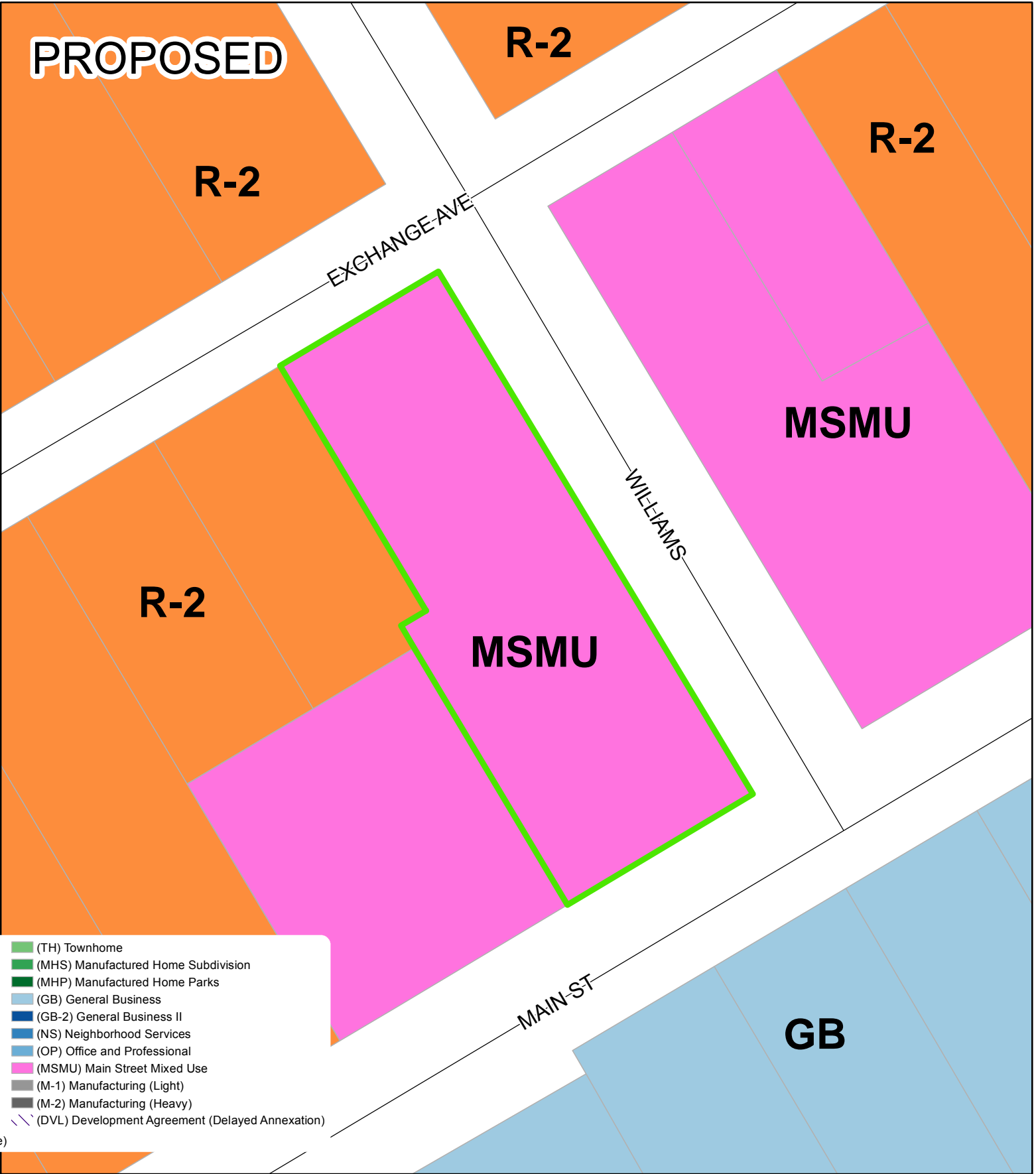
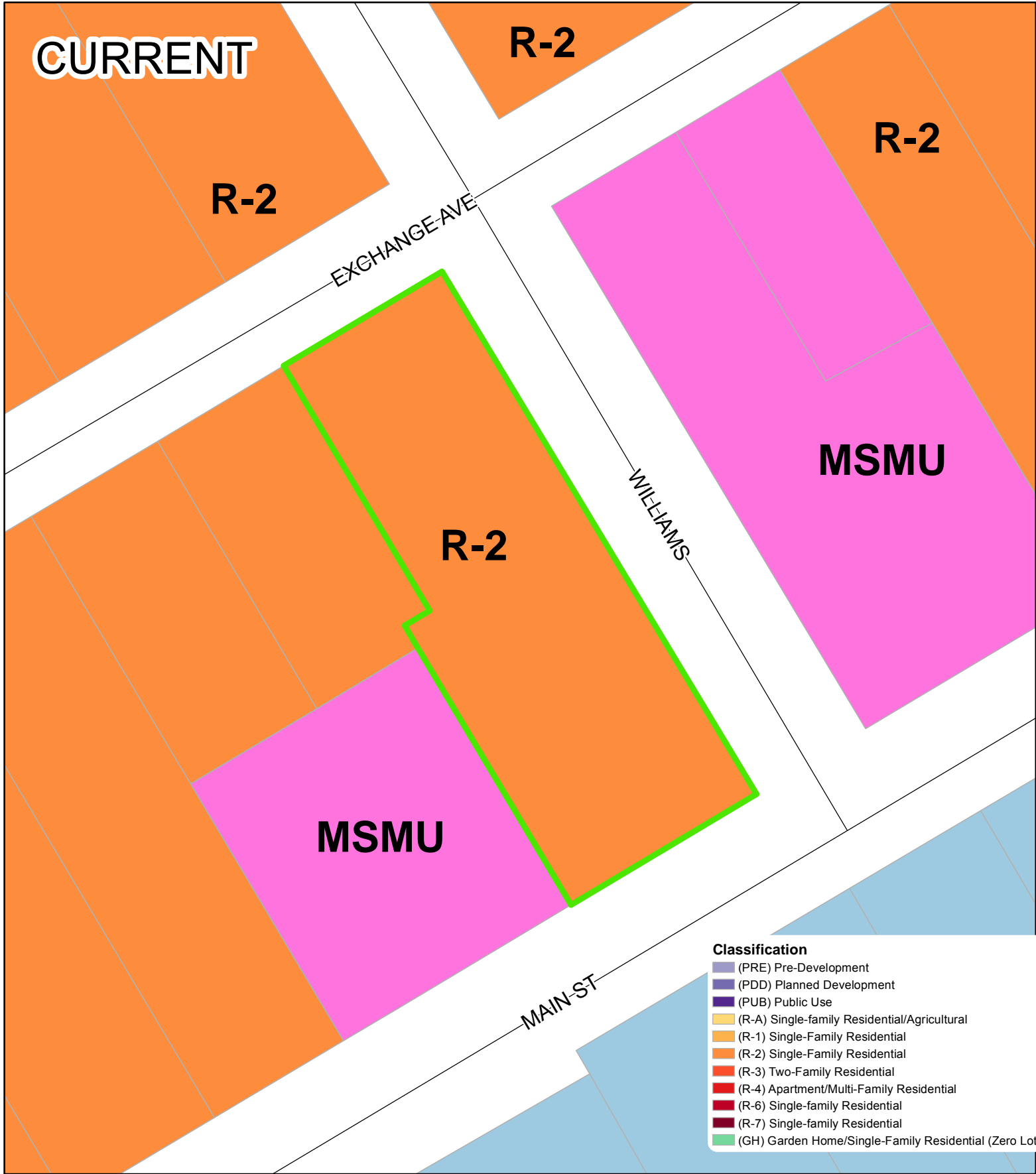
Approved on first reading the 9th day of June, 2020.

PASSED, APPROVED AND ADOPTED on final reading the 23rd day of June, 2020.

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary
(SEAL OF THE CITY)

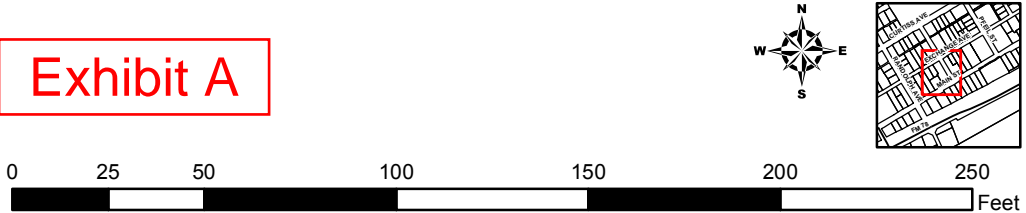


- Classification**
- (PRE) Pre-Development
 - (PDD) Planned Development
 - (PUB) Public Use
 - (R-A) Single-family Residential/Agricultural
 - (R-1) Single-Family Residential
 - (R-2) Single-Family Residential
 - (R-3) Two-Family Residential
 - (R-4) Apartment/Multi-Family Residential
 - (R-6) Single-family Residential
 - (R-7) Single-family Residential
 - (GH) Garden Home/Single-Family Residential (Zero Lot Line)
 - (TH) Townhome
 - (MHS) Manufactured Home Subdivision
 - (MHP) Manufactured Home Parks
 - (GB) General Business
 - (GB-2) General Business II
 - (NS) Neighborhood Services
 - (OP) Office and Professional
 - (MSMU) Main Street Mixed Use
 - (M-1) Manufacturing (Light)
 - (M-2) Manufacturing (Heavy)
 - (DVL) Development Agreement (Delayed Annexation)


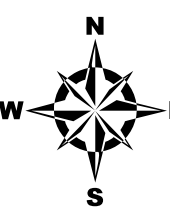
Proposed Zoning Change

619 Main Street
ABS: 221 SUR: G MALPAZ 0.4700 AC.

Exhibit A










































































SCHIERITZ
COMMUNITY • SERVICE • OPPORTUNITY

619 MAIN STREET
GUADALUPE COUNTY
PROPERTY ID 67456

1 Inch = 75 Feet

0 75 150 Feet



Last Update: May 14, 2020
City of Schertz, GIS Specialist: Bill Gardner, gis@schertz.com (210) 619-1185
"The City of Schertz provides this Geographic Information System product "as is" without any express or implied warranty of any kind including but not limited to the implied warranties of merchantability and fitness for a particular purpose. In no event shall the City of Schertz be liable for any special, indirect or consequential damages or any damages whatsoever arising out of or in connection with the use of or performance of these materials. Information published in this product could include technical inaccuracies or typographical errors. Periodical changes may be made and information may be added to the information herein. The City of Schertz may make improvements and/or changes in the product(s) described herein at any time."

City of Schertz

619 MAIN ST

ABS: 221 SUR: G MALPAZ 0.4700AC



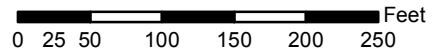
200' Buffer



Parcel Boundaries



Schertz City Boundary



CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020

Department: Planning & Community Development

Subject: Ordinance Number 20-S-16 - Conduct a public hearing, consider and/or take action on a request to amend the Comprehensive Land Use Plan by changing approximately 229 acres of the Future Land Use Map from the Mixed Use Neighborhood and Agricultural Conservation land use designations to the Single-Family Residential land use designation, generally located approximately 6,000 feet east of the intersection between FM 1518 and Lower Seguin Road, also known as Bexar County Property Identification Numbers 309419, 309811, 310011, and 310013, City of Schertz, Bexar County, Texas (B. James, L. Wood, N. Kopyay) *First Reading*

BACKGROUND

Nineteen (19) public hearing notices were mailed to surrounding property owners within two hundred (200) feet of the subject property on May 1, 2020, and a public hearing notice was published in the “San Antonio Express” on May 20, 2020. At the time of this report, Staff has received the following responses to the public hearing notices: five (5) in favor of the amendment, two (2) opposed to the amendment, and one (1) neutral to the amendment.

The Planning and Zoning Commission met on May 15, 2020 and made a recommendation to City Council to deny the proposed amendment by a 6-1 vote. The Commissioners spoke at length that the Comprehensive Plan needs to be updated in order to reanalyze the Future Land Use Map for Southern Schertz as a whole, instead of on a project by project basis. The Commissioners also referenced the original wishes of the Southern Schertz residents during the original public hearings for the 2013 Sector Plan, which were focused on preserving the agricultural presence in certain areas of Southern Schertz. Commissioner Chair Outlaw mentioned that he understands the way of life in Southern Schertz is changing for a number of families, but the original 2013 Sector Plan was a group effort and any large scale amendment of the plan should be as well.

Joint Base San Antonio reviewed the proposed Comprehensive Plan Amendment and does not object to the request; however, they offer a few additional points for consideration:

- This area is right outside the noise contours, so there is potential for noise impact to residential development.
- Crane equipment and towers (communication or water) will need to be evaluated.

The following project representatives were in attendance and spoke at the Planning and Zoning Commission public hearing:

- Raymond Tarin, Moy Tarin Ramirez Engineers, Project Engineer
 - Spoke on the proposed amendment being consistent with the overall goals of the Comprehensive Plan
 - Emphasized that traditional single-family residential neighborhoods are necessary to connect the Agricultural land with the Mixed use Core
 - Proposed that the project is too far from the Mixed Use Core to incorporate the walkable elements of a Mixed Use Neighborhood

- Wayne Ashabraner, Real Estate Agent representing the Friesenhahn property owners
 - Stated that we are all in the middle of a generational change for the agricultural property owners in this country.
 - We are seeing the new generation have less enthusiasm to farm the land and families must sell the land as the City starts to grow around them
- Cindy Fischer, Property Owner
 - Spoke on the difficult position that farmers in Southern Schertz are put in by the future land use designations.
 - They need to sell the property for their livelihood since their land is too small to run modern cattle ranch.

The applicant is requesting to amend the Comprehensive Land Use Plan by changing approximately 229 acres of the Future Land Use Map from the Mixed Use Neighborhood and Agricultural Conservation land use designations to the Single-Family Residential land use designation. Based on the intended development for the subject property as a traditional single-family neighborhood, the applicant chose to request the Single-Family Residential land use designation.

The Future Land Use Map for the subject area was evaluated as part of the Sector Plan Amendment to the Comprehensive Land Use Plan, adopted by City Council on July 16, 2013. The subject properties are currently designated under the Mixed Use Neighborhood and Agricultural Conservation future land use categories. The Mixed Use Neighborhood land use designation is intended to accommodate the development of walkable neighborhoods within South Schertz in the vicinity of the intersection of FM 1518 and Lower Seguin Road. In addition to good roadway access, this location also has the school and civic amenities which makes the potential mixed use neighborhood center more feasible at the intersection of FM1518 and Lower Seguin Road. Integrating a range of usable open space types that also double as the regional drainage network with trails and passive greenways, these neighborhoods would provide a range of quality housing types from townhomes, live-work units, patio homes, cottages, to large-lot single-family residential. The Agricultural Conservation land use designation is intended to preserve much of South Schertz in a rural/agricultural state. This area is less attractive for more intense uses due to its distance from the Interstate and limited street connectivity. Some character-defining elements recommended are mainly large-lot (5 acre minimum lot size) residential and agricultural uses with some agricultural related commercial uses being permitted (landscaping business, metal workshop, farmers market, convenience store, etc., with appropriate design and transition standards).

The applicant is proposing to change the future land use designation of the subject properties to Single-Family Residential. This proposed future land use designation is intended to be comprised of primarily conventional detached dwellings. In areas proposed to utilize a traditional neighborhood design the single-family residential use may include a mix of lot sizes and single-family residential uses, as well as limited commercial development to support the daily activities of the development. In single-family residential use areas, public and semi-public development such as schools and churches are also encouraged as neighborhood focal points.

GOAL

The project goal is to amend the Comprehensive Land Use Plan by changing approximately 229 acres of the Future Land Use Map from the Mixed Use Neighborhood and Agricultural Conservation land use designations to the Single-Family Residential land use designation.

COMMUNITY BENEFIT

It is the City's desire to promote safe, orderly, efficient development and ensure compliance with the City's vision of future growth.

SUMMARY OF RECOMMENDED ACTION

The 2013 Sector Plan Amendment of the Comprehensive Land Use Plan sought to establish future development objectives that balance the traditionally rural and agricultural identity that has shaped the character of South Schertz with the opportunity for smart growth as the City continues to develop south of FM 78. Evidence of these goals is most clearly identified in the Sector Plan's Future Land Use Map, which roughly outlines future land use designations for key areas in South Schertz.

For instance, most of South Schertz was identified under the Estate Neighborhood and Agricultural Conservation future land use designations, which is a clear intention of rural character preservation through the requirement of large residential lots, the utilization of open spaces, and the promotion of agricultural related commercial businesses. At the same time, key areas along major thoroughfares were identified to have potential for smart, concentrated growth; a large portion of South Schertz centered around the intersection of two arterial class roadways, FM 1518 and Lower Seguin Road, was classified under the Mixed Use Core future land use designation, which was intended to be a mixed-use community that would provide the residents of South Schertz with a walkable town center. The growth of this core area is centered around goals for the development of a variety of single and multi-family residential housing options, needed neighborhood commercial services, and a walkable community that will emphasize smart growth over the induced demand of infrastructure costs. With the Mixed Use Core established, the immediately surrounding areas between other major thoroughfares were then designated as Mixed Use Neighborhood, which focuses on the development of a variety of single-family residential housing types and large designated open spaces and acts as a transition between the denser core and the surrounding rural land. The Mixed Use Neighborhood areas are intended to surround the Mixed Use Core to provide supporting neighborhoods that integrate a variety of residential housing options. The subject properties are located both in the Mixed Use Neighborhood and Agricultural Conservation land use designations, which both play important roles in keeping the balance between concentrated development and rural preservation that was highly emphasized in the Sector Plan Amendment.

Given the size of the subject properties, this proposal to change their future land use designations to just Single-Family Residential could have potential ramifications for the development of the rest of Southern Schertz and detract from the principles identified by stakeholders in the 2013 Sector Plan Amendment; this amendment could modify the framework of Southern Schertz by eliminating the possibility of the Mixed Use Core and propelling more of South Schertz into traditional master planned communities. Staff fully understands that it is important to consistently update the Comprehensive Land Use Plan in order to have goals that are both beneficial to our residents and feasible given the housing market. The Sector Plan was adopted in 2013, and the needs and desires of our residents could have shifted more towards the goals of this amendment; however, Staff is not comfortable modifying the Comprehensive Plan for such a large area without further evaluation of the Future Land Use Map for all of South Schertz. The subject properties are part of over 3,000 acres scheduled to be annexed into the City over the next 18 months, and Staff believes that any amendment should be looked at in the larger context of the newly annexed land in South Schertz instead of individual developments. If this Comprehensive Land Use Plan Amendment is approved, then Staff would suggest also approving all future requested amendments from Mixed Use Neighborhood and/or Agricultural Conservation to Single Family Residential in order to remain consistent and fair for all other property owners in similar situations. These potential amendments to the Comprehensive Plan would also create issues for the City's efforts to update Water and Wastewater Master Plan; the modifications to the planned density for future development in South Schertz makes it impossible to accurately predict the City's future infrastructure needs.

FISCAL IMPACT

None

RECOMMENDATION

Staff is recommending denial of the proposed Comprehensive Land Use Plan amendment due to its incompatibility with the goals and objectives of the 2013 Sector Plan, and the potential collateral impact on the future development of surrounding areas given the scale and context of the proposed amendment.

Attachments

Ordinance 20-S-16

Ordinance 20-S-16 Exhibit A

Ordinance 20-S-16 Exhibit B

Aerial Map

Comprehensive Plan Amendment Request Letter

Comprehensive Plan (Schertz Sector Plan) - South Schertz Future Land Use Map

Public Hearing Notice Map

Public Hearing Notice Responses

Joint Base San Antonio Response

ORDINANCE NO. 20-S-16

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AMENDING THE COMPREHENSIVE LAND USE PLAN BY CHANGING APPROXIMATELY 229 ACRES OF THE FUTURE LAND USE MAP FROM THE MIXED USE NEIGHBORHOOD AND AGRICULTURAL CONSERVATION LAND USE DESIGNATIONS TO THE SINGLE-FAMILY RESIDENTIAL LAND USE DESIGNATION, GENERALLY LOCATED APPROXIMATELY 6,000 FEET EAST OF THE INTERSECTION BETWEEN FM 1518 AND LOWER SEGUIN ROAD, ALSO KNOWN AS BEXAR COUNTY PROPERTY IDENTIFICATION NUMBERS 309419, 309811, 310011, AND 310013, CITY OF SCHERTZ, BEXAR COUNTY, TEXAS.

WHEREAS, an application to amend the Comprehensive Land Use Plan by changing approximately 229 acres of the Future Land Use Map from the Mixed Use Neighborhood and Agricultural Conservation land use designations to the Single-Family Residential land use designation, and more specifically described in the Exhibit A attached herein (herein, the “Property”) has been filed with the City; and

WHEREAS, the City’s Unified Development Code Section 21.4.6.D. provides for certain criteria to be considered by the Planning and Zoning Commission in making recommendations to City Council and by City Council in considering final action on an amendment to the Comprehensive Land Use Plan (the “Criteria”); and

WHEREAS, a total of 18 public hearing notices were mailed out to property owners in the subject areas and to surrounding property owners within two hundred (200) feet of the subject areas on May 1, 2020 and a public hearing notice was published in the San Antonio Express News on May 20, 2020; and

WHEREAS, on May 13, 2020, the Planning and Zoning Commission conducted a public hearing and, after considering the Criteria, made a recommendation to City Council to deny the requested Comprehensive Land Use Plan amendment; and

WHEREAS, on June 9, 2020, the City Council conducted a public hearing and after considering the Criteria and recommendation by the Planning and Zoning Commission, determined that the requested Comprehensive Land Use Plan amendment be approved as provided for herein.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS:
THAT:**

Section 1. The current Comprehensive Land Use Plan is hereby amended to change the Future Land Use Map of the Property, as shown and more particularly described in the attached Exhibit A, from the Mixed Use Neighborhood and Agricultural Conservation land use designations to the Single-Family Residential land use designation.

Section 2. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

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

Section 4. This Ordinance 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 Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this Ordinance would have been enacted without such invalid provision.

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

Section 7. This Ordinance shall be effective upon the date of final adoption hereof and any publication required by law.

Section 8. This Ordinance shall be cumulative of all other ordinances of the City of Schertz, and this Ordinance shall not operate to repeal or affect any other ordinances of the City of Schertz except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this Ordinance, in which event such conflicting provisions, if any, are hereby repealed.

Approved on first reading the 9th day of June, 2020.

PASSED, APPROVED AND ADOPTED on final reading the 23rd day of June, 2020.

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary
(SEAL OF THE CITY)



• Engineers
• Surveyors
• Planners

Moy Tarin Ramirez Engineers, LLC

Field Notes for a Tract of Land
Containing 229.478 acre (9,996,064.69 square feet)

A 229.478 acre (9,996,064.69 square feet) tract of land partially in the City of Schertz, Bexar County, Texas, partially situated in the Julian Diaz Survey No. 66, Abstract 187, County Block No. 5059, partially situated in the William Bracken Survey No. 65, Abstract No. 48, County Block 5055, and partially situated in the William Bracken Survey No. 74, Abstract No. 43, County Block 5056, Bexar County, Texas, said 229.478 acre (9,996,064.69 square feet) tract of land being comprised of a portion of a called 135.06 acre tract of land as conveyed to Elizabeth Ann Basha, Jeanne Marie Zwicke, and Katherine Menk in Special Warranty Deed as recorded in Volume 15867, Page 1756, all of a called 11.680 acre tract of land designated as Tract I, and all of a called 70.824 acre tract of land designated as Tract II, as conveyed to Donnie K. Fischer and Cindy A. Fischer in Substitute Trustee's Deed as recorded in Volume 13622, Page 2403, and all of a called 36.921 acre tract of land as conveyed to David Neal Ludwig and Janis Ludwig in Executor's Distribution Deed as recorded in Volume 18598, Page 159, all of the Official Public Records of Bexar County, Texas, said 229.478 acre (9,996,064.69 square feet) tract of land being more particularly described as follows:

Beginning: at a found 5/8" iron pipe on the northwesterly right of way line of Lower Seguin Road, a public right of way, being the southwest corner of said 135.06 acre tract;

Thence, leaving the northwesterly right of way line of Lower Seguin Road, with the southwesterly boundary of said 135.06 acre tract, the following two (2) courses:

North 30 degrees 05 minutes 14 seconds West, a distance of 1803.23 feet to a found iron rod with a yellow plastic cap stamped "BUTZ LAND SURVEYING", being an angle point in the herein described tract;

North 30 degrees 32 minutes 28 seconds West, a distance of 715.57 feet to a found iron rod with a red plastic cap, being the south corner of a called 25.01 acre tract of land as conveyed to Board of Trustees of the Schertz-Cibolo-Universal City Independent School District in Special Warranty Deed as recorded in Volume 14298, Page 7 of the Official Public Records of Bexar County, Texas, said iron rod being the west corner of the herein described tract;

Thence, leaving the southwesterly boundary of said 135.06 acre tract, with the south and east boundary of said 25.01 acre tract, the following two (2) courses:

North 49 degrees 37 minutes 09 seconds East, a distance of 1342.29 feet to a found iron rod with a red plastic cap, being the east corner of said 25.01 acre tract, and being an interior corner in the herein described tract;

North 40 degrees 07 minutes 58 seconds West, a distance of 858.27 feet to a found iron rod with a red plastic cap stamped "CEC 210 641-999", being the north corner of said 25.01 acre tract, said iron rod being the south corner of a called 37.921 acre tract of land as conveyed to Janis Ludwig in Executor's Distribution Deed as recorded in Volume 18598, Page 152 of the Official Public Records of Bexar County, Texas, being an angle point in the herein described tract;

Thence, with the southeasterly boundary, and the east boundary of said 37.921 acre tract, the following two (2) courses:

North 49 degrees 56 minutes 07 seconds East, a distance of 603.34 feet to a found iron rod with a yellow plastic cap stamped "BUTZ LAND SURVEYING", being the east corner of said 37.921 acre tract, and being the south corner of said 36.921 acre tract;

With the west boundary of said 36.921 acre tract, North 20 degrees 10 minutes 44 seconds West, a distance of 2087.07 feet to a found nail in asphalt on the southeasterly right of way line of Raf Burnette Road, a public right of way, being the northeast corner of said 37.921 acre tract, and being the west corner of said 36.921 acre tract, said nail being the most northerly northwest corner of the herein described tract;

Thence, with the southeasterly right of way line of said Raf Burnette Road, and the northerly boundary of said 36.921 acre tract, North 60 degrees 11 minutes 04 seconds East, a distance of 870.32 feet to a found 5/8" iron rod being the northeast corner of said 36.921 acre tract, and being the north corner of the herein described tract;

Thence, leaving the southeasterly right of way line of said Raf Burnette Road, with the east boundary of said 36.921 acre tract, South 16 degrees 47 minutes 34 seconds East, a distance of 1964.71 feet to a found ½" iron rod, being the east corner of said 36.921 acre tract, and being an angle point in the herein described tract;

Thence, with the southeast boundary of said 36.921 acre tract, South 48 degrees 43 minutes 14 seconds West, a distance of 142.65 feet to a found 5/8" iron pipe, being the north corner of said 135.06 acre tract, and being an angle point in the herein described tract;

Thence, with the easterly boundary of said 135.06 acre tract, South 30 degrees 30 minutes 40 seconds East, a distance of 2296.74 feet to a found 5/8" iron pipe on the northerly boundary of said 70.824 acre tract, being an angle point in the herein described tract;

Thence, with the northerly boundary of said 70.824 acre tract, North 59 degrees 30 minutes 13 seconds East, a distance of 218.72 feet to a found iron rod with a destroyed yellow plastic cap, being the north corner of said 70.824 acre tract, and being the west corner of said 11.680 acre tract;

Thence, with the northerly boundary of said 11.680 acre tract, North 59 degrees 12 minutes 56 seconds East, a distance of 337.37 feet to a found ½" iron rod, being the north corner of said 11.680 acre tract, being an angle point in the herein described tract;

Thence, with the easterly boundary of said 11.680 acre tract, South 28 degrees 40 minutes 09 seconds East, a distance of 1499.40 feet to a found ½" iron rod on the northwesterly right of way line of said Lower Seguin Road, being the east corner of said 11.680 acre tract, and being the most easterly corner of the herein described tract;

Thence, with the northwesterly right of way line of said Lower Seguin Road, the following three (3) courses:

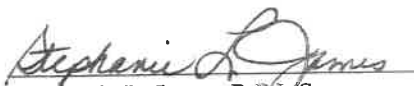
With the southerly boundary of said 11.680 acre tract, South 59 degrees 21 minutes 11 seconds West, a distance of 339.55 feet to a found ½" iron rod, being the south corner of said 11.680 acre tract, being the east corner of said 70.824 acre tract, said iron rod being an angle point in the herein described tract;

With the southerly boundary of said 70.824 acre tract, South 59 degrees 21 minutes 09 seconds West, a distance of 2042.72 feet to a found 5/8" iron pipe, being the south corner of said 70.824 acre tract, said iron pipe being an angle point of said 135.06 acre tract;

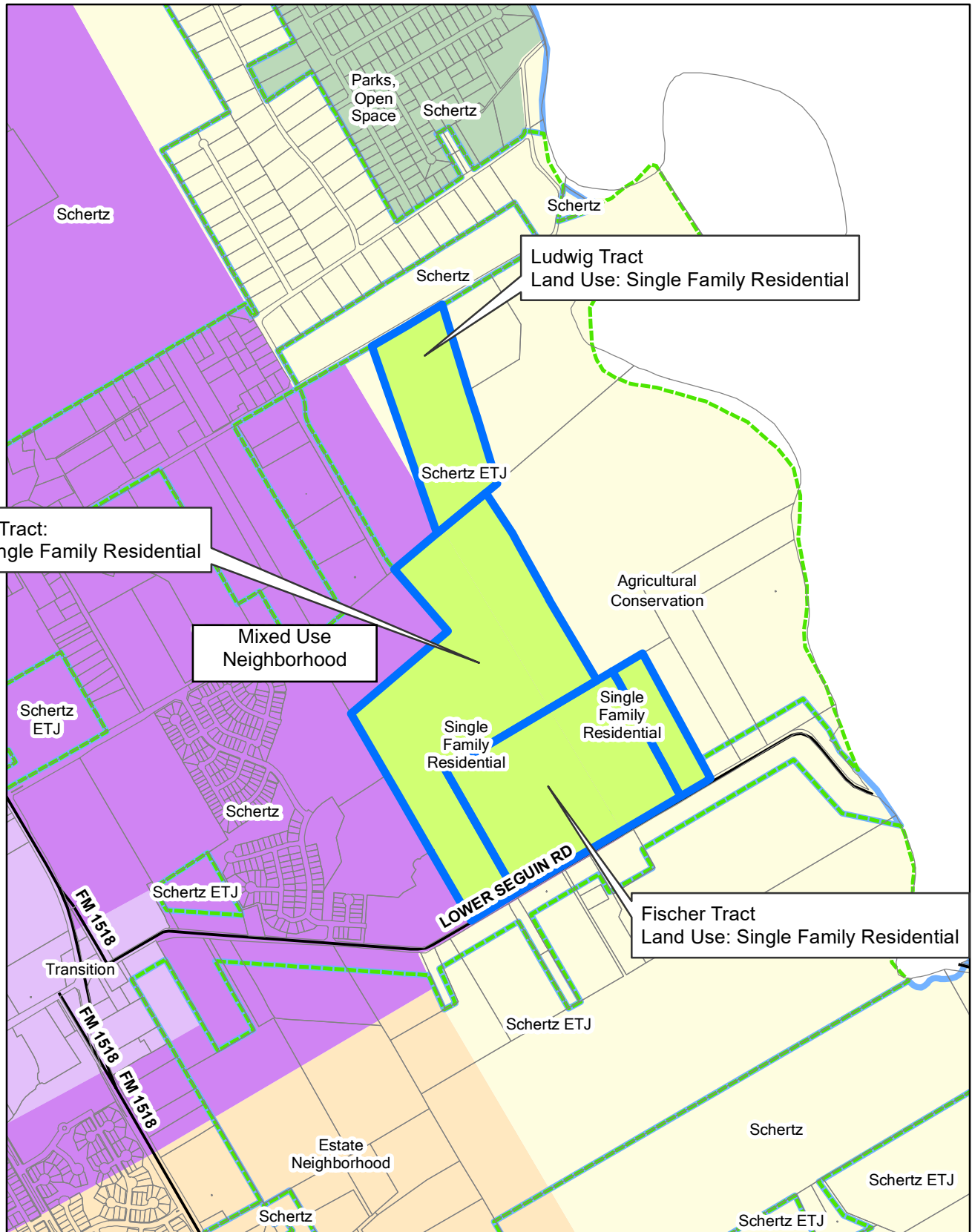
With the southerly boundary of said 135.06 acre tract, South 59 degrees 10 minutes 29 seconds West, a distance of 551.06 feet to the **Point of Beginning**, containing 229.478 acre (9,996,064.69 square feet) of land.

Note: Basis of bearing was established from the State Plane Coordinate System, North American Datum of 1983, Texas South Central Zone. An Exhibit of even date was prepared for this description.


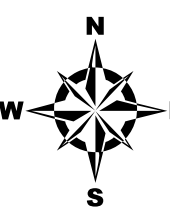



Stephanie L. James, R.P.L.S.
Registered Professional Land Surveyor
No. 5950
Date: 2019-10-29 Job No. 19037

PROPOSED COMPREHENSIVE PLAN LAND USE DESIGNATION







SCHERTZ
COMMUNITY • SERVICE • OPPORTUNITY

SADDLECREEK RANCH

1 Inch = 650 Feet

0 325 650 1,300 1,950 2,600 Feet

March 12,2020



Planning & Community Development Department
Attn.: Lesa Wood, Director Planning &
Community Development Department
City of Schertz 1400 Schertz Parkway
Schertz, Texas 78154

Re: Saddlebrook Ranch Comprehensive Plan
Amendment Request Letter

Dear Ms. Wood:

In connection with the proposed rezoning and development of Saddlebrook Ranch, we are requesting that the City's Future Land Use Plan be amended. The subject property is +/- 217.301-Acres and is located at approximately 13011 Lower Sequin Road (See Exhibit "1").

The City of Schertz Sector Plan lists the current Land Use for the Subject Property as a mix of 'Mixed-Use Neighborhood' and 'Agricultural Conservation' land use designations. We are requesting that these land uses be amended to 'Single-Family Residential' (See Exhibit "2"). Additionally, the owners of the Subject Property will be submitting annexation and zoning requests pursuant to their existing Development Agreements with the City.

The proposed rezoning for the Subject Property will be to the 'Planned Development District' (See Exhibit "3"). That application will be filed within the next two weeks. The proposed Planned Development District will match the Master Plan for Saddlebrook Ranch to be submitted at a later time following approval of the Sector Plan revision.

The existing 'Mixed-Use Neighborhood' and 'Agricultural Conservation' land use designations for the Subject Property may have been appropriate in 2013, but seven years later they are not what is appropriate under today's market and citizen/end-user needs. The Agricultural designation effectively prices the average Schertz citizen out of the market. Additionally, the 'Mixed-Use Neighborhood' designation is too dense. This area of Schertz is just not realistically a walkable community yet. The Lower Schertz Road frontage property is proposed for 'Commercial,' which is intended to be developed for less-intense commercial uses and is appropriate at this location.

12770 Cimarron Path, Suite 100 San Antonio, Texas 78249

Phone: (210) 698-5051 • Fax: (210) 698-5085

TBPELS: Engineering F-5297 • Surveying F-10131500

In order to support a Mixed-Use Neighborhood a population base needs to be present within the area that can support the Mixed-Use development. This project, as residential use, will bring homes with families to the area that can later be used to support commercial and retail type developments. Additionally, there is not sufficient visibility for a Mixed-Use development where these tracts are located and there is no focal point, major intersections or depot that provides the traffic and visibility needed to support a Mixed-Use development. A residential use is what the market will support for this area.

We believe that this amendment request for the Subject Property is appropriate, and ask for your support in amending the Future Land Use Plan in this regard.

I appreciate your consideration of our proposed plan amendment. Please do not hesitate to contact me regarding any questions about the request.

Sincerely,

Moy Tarin Ramirez Engineers, LLC.



Paul Landa, P.E., CFM
Vice President



Enclosures: As Stated

EXHIBIT 1: LOCATION MAP

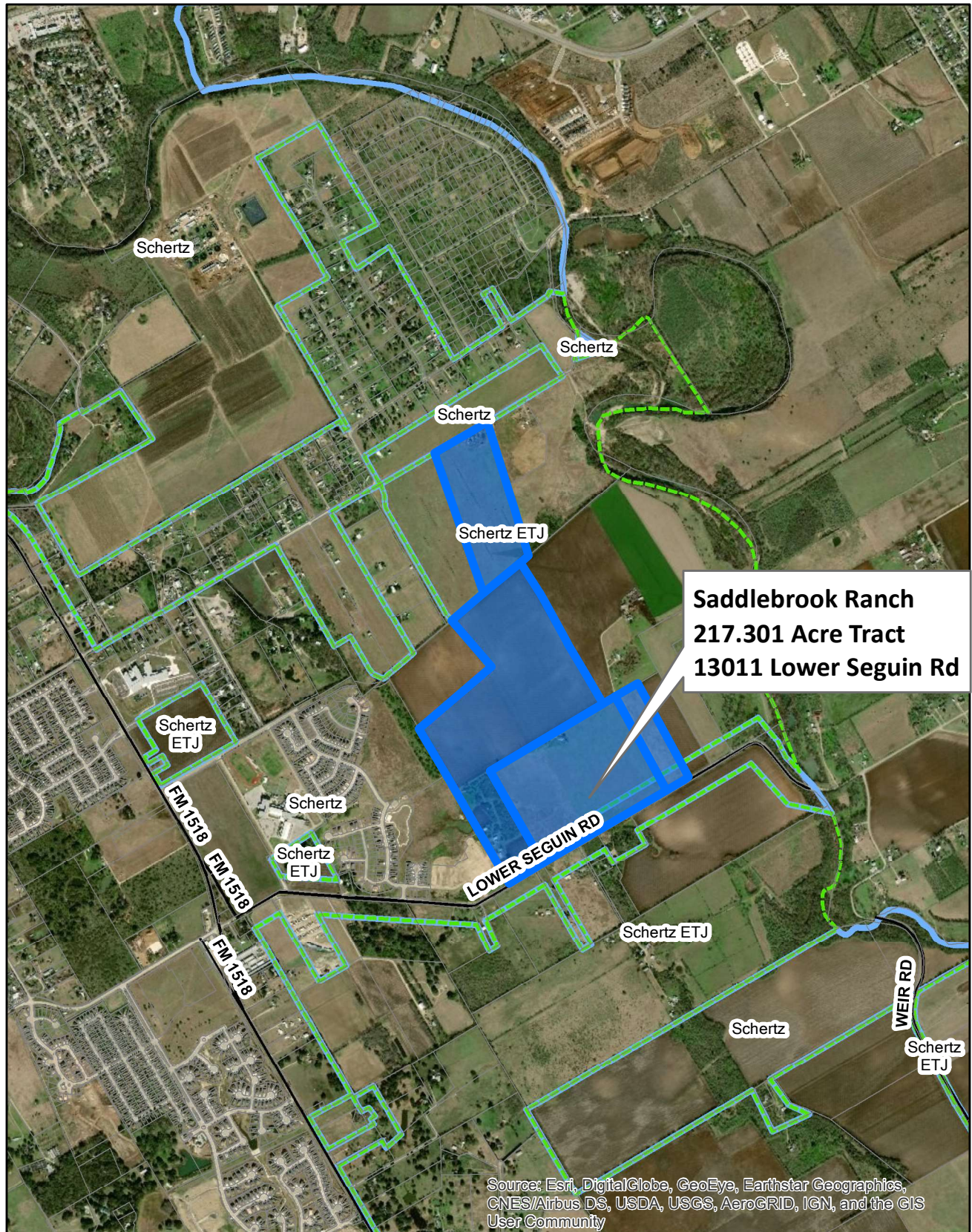


EXHIBIT 2: EXISTING COMPREHENSIVE PLAN

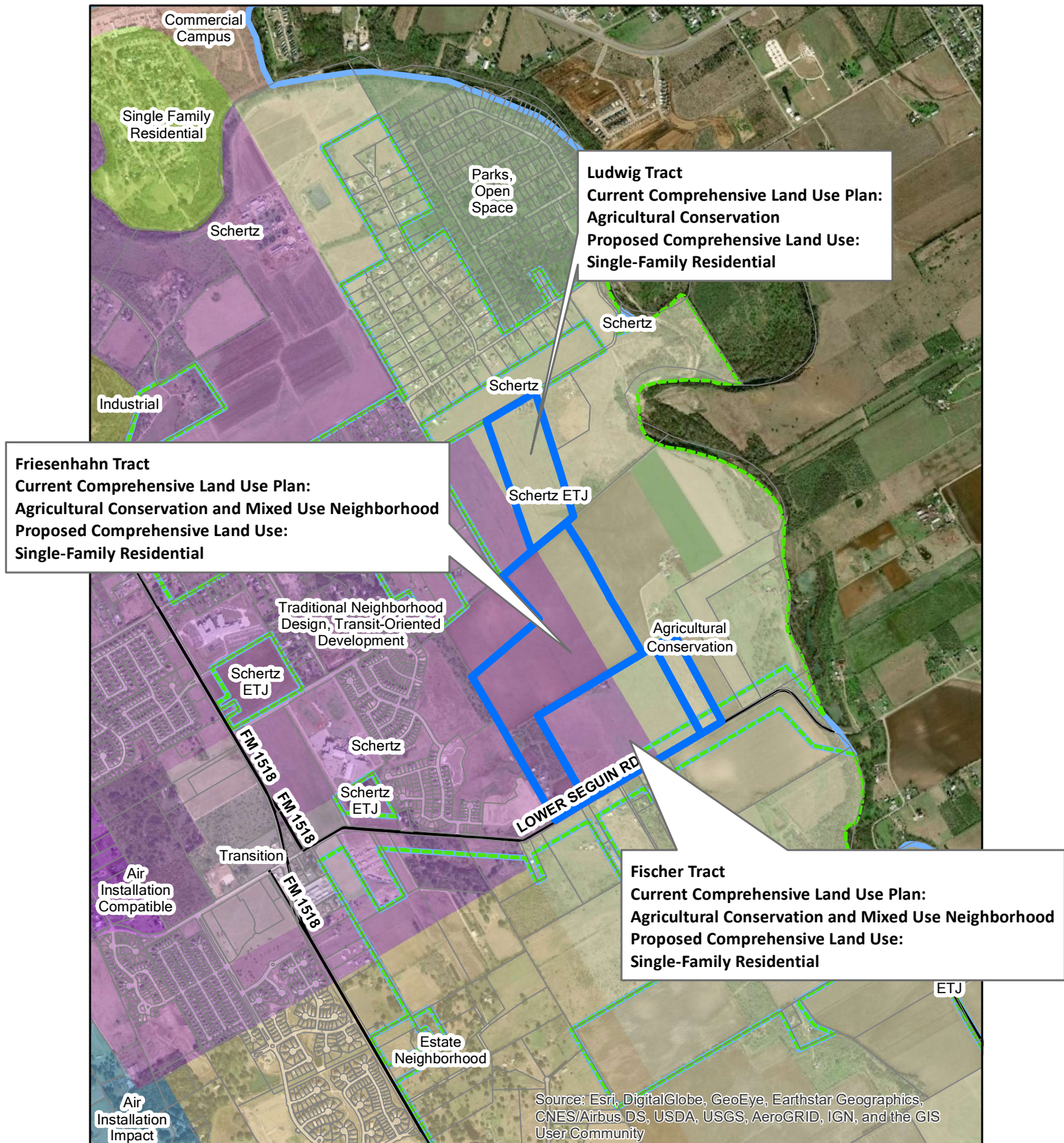
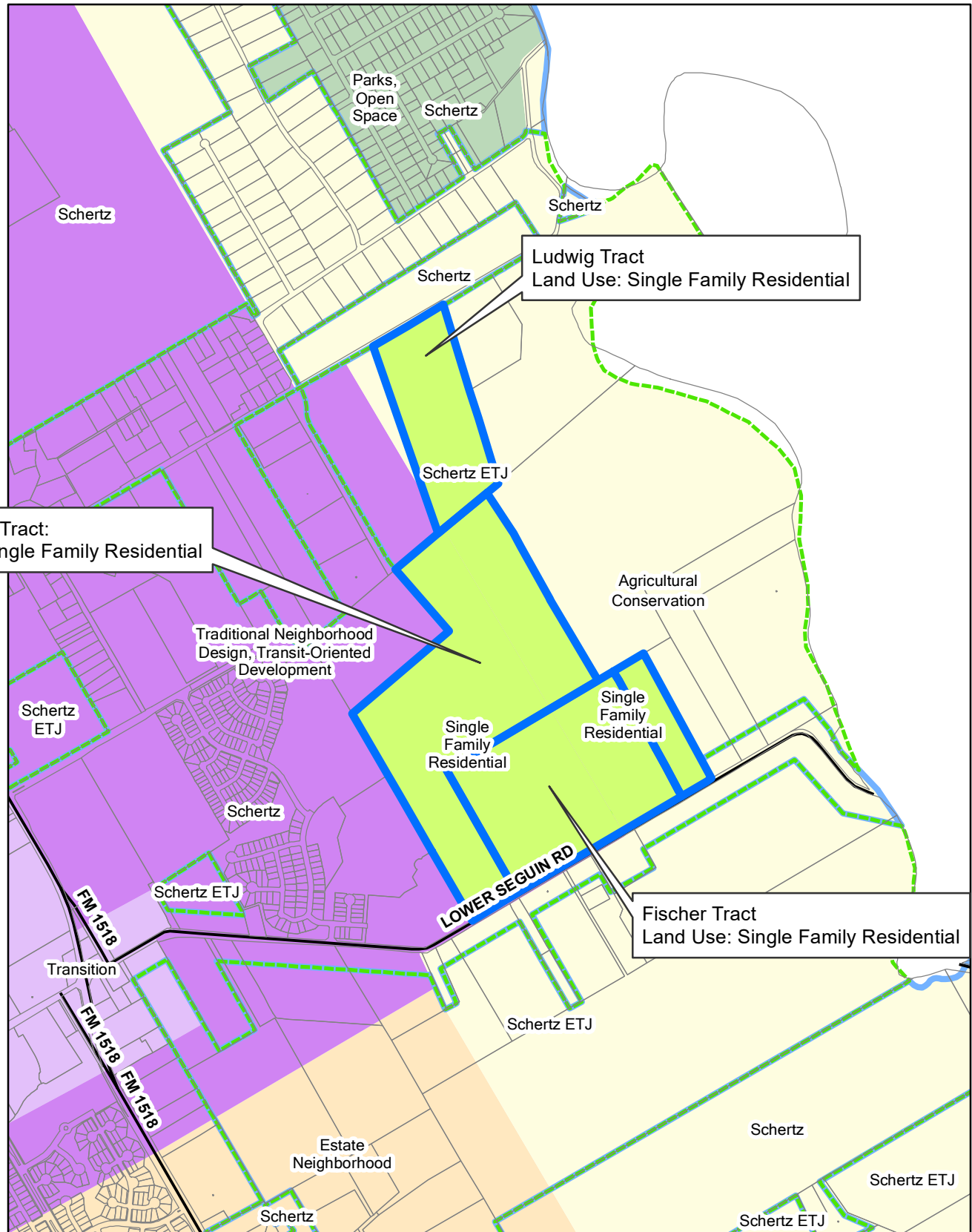
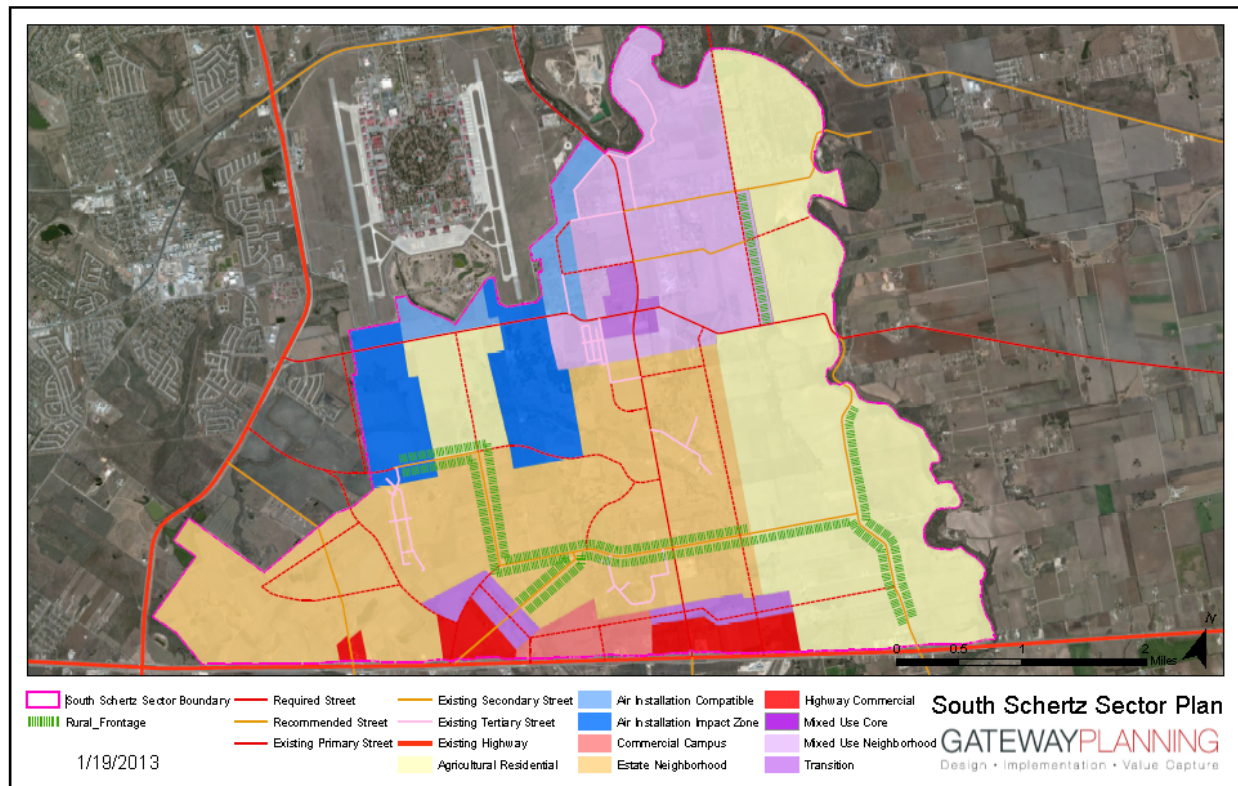


EXHIBIT 3: PROPOSED COMPREHENSIVE PLAN LAND USE DESIGNATION





South Schertz Framework Map showing Land Use/Character Areas and Future Transportation Network

10.1 South Schertz Land-Use and Character Areas

Based on the market assessment, design workshop, stakeholder and staff input, the following land use/character area descriptions were developed. In addition these descriptions form the basis for the proposed amendments to the Unified Development Code included in Appendix 3 of this document.

A. **Agricultural Residential**

This land use/character area is intended to preserve much of South Schertz in a rural/agricultural state. This area is less attractive for more intense uses due to its distance from the Interstate and limited street connectivity. Some of the character-defining elements recommended are:

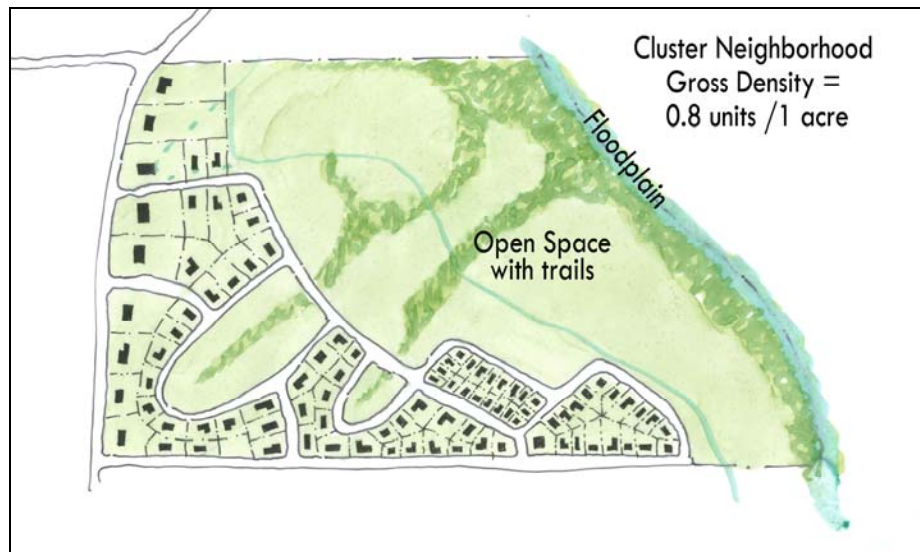
- Use Mix: Mainly large-lot (5 acre min lot size) residential and agricultural with some AG related commercial uses to be permitted (landscaping business, metal workshop, farmers market, convenience store, etc., with appropriate design and transition standards)
- Alternative Development option: Provide incentives for development of conservation subdivisions within this land use/character area due to potential for lower infrastructure (streets and utilities) costs and

greater preservation of open space associated with clustered development with the following recommended standards:

- Minimum assembled acreage required to apply for conservation subdivision zoning (over 30 acres)
- Maintain gross density of 0.2 DU/Ac; but allow varying lot sizes (no lot size minimum)
- Minimum open space (public or private) or conservation easement required (70% minimum)
- Open space to be in a natural state or may be used for agricultural uses
- Preserve rural frontages along Trainer Hale/ Ware Seguin and Weir Roads with deeper setbacks, trails, and low fence design standards



Images showing desirable development character within the Agricultural Conservation Land Use/Character areas



Possible development outcome using a Conservation Subdivision approach in the Agricultural Conservation Land Use/Character area

B. *Commercial Campus*

The Campus Commercial land use/character area is intended to encourage the development of lower intensity commercial and office uses in the locations between major intersections as a buffer between the Interstate Highway and adjoining neighborhoods. Given the significant linear frontage along IH-10 in South Schertz, there are several opportunities to accommodate low impact campus development that takes advantage of the highway frontage and any major environmental assets (such as creeks, flood plains, steep grades, and significant tree cover) as an aesthetic amenity on the site. This category could also accommodate light manufacturing or flex office uses set in a campus like environment in addition to multi-family residential located at mid-block locations and as transitions between office/light industrial uses and adjoining single-family residential uses. Some of the character-defining elements recommended are:

- Land Use Mix: Mostly office, research, flex-office, and supporting uses, light industrial and assembly uses, educational and other institutional uses. This category may include some multi-family uses at mid-block locations and as a buffer between the highway and single-family neighborhoods only. Generally, multi-family should only be considered in locations that may not be ideally suited for retail, office, or light industrial uses such as mid-block locations, behind major commercial uses, and on sites with environmental constraints. In addition, multi-family uses should be incorporated and/or phased in with other retail and office uses.
- Building Scale/Height: May vary from low rise to taller office buildings with scale transitions to adjoining development
- Create an overlay district with standards to implement the campus commercial design elements:
 - Building articulation – Some building articulation required; simple building and roof forms
 - Materials: Allow a range of building materials including but not limited to articulated tilt wall, masonry, stucco, synthetic stone, concrete panels, concrete block, cinder block, metal and tile.
 - Building Orientation:
 - Buildings shall be set in a campus environment with landscaping and natural features
 - Pedestrian linkages and trails to be provided
 - Development to be auto oriented along highway and service street frontages and pedestrian oriented along other internal connector streets (hybrid)

- Emphasis on key linkage streets for more pedestrian oriented development
- Transitions to adjoining uses:
 - Smaller scale garden office and multi-family as transitions to single-family
 - Buffer/screen loading, unloading and service areas
- Civic/Open Space:
 - More natural and unstructured spaces
 - Generally private yards (areas within front, side, and rear setbacks, courtyards, etc.)
- Landscaping:
 - Soften highway frontage with landscaping and screening of surface parking
 - Combination of private and public landscaping
 - Low impact infrastructure for storm water and water quality such as bio swales, rain gardens, pervious pavers, etc.
- Signage: Unified wayfinding program with a palette of monument and building signs



Images showing desirable development character within the Campus Commercial Land Use/Character areas

C. Estate Neighborhood

The Estate Neighborhood Land Use/Character area designation is intended to address residential development patterns within the RA (Residential Agriculture) zoned property within South Schertz. A significant amount of the RA zoned properties within South Schertz are already developed with subdivisions with min. ½ acre lots. Some of these existing neighborhoods areas have a unique and desirable development quality with large wooded lots and streets. The goal within this Land Use/Character area is to incentivize an alternative development outcome with more flexibility in lot size while requiring quality open space and neighborhood design.

- Base Zoning and Land Use: RA (1/2 acre min lot size) with single-family residential uses only

- Alternative Development option: Estate Neighborhood to encourage cluster neighborhood with the same overall gross density with more open space and neighborhood design standards due to potential for lower infrastructure (streets and utilities) costs and greater preservation of open space associated with clustered development. The following are some recommended elements within this alternative incentive zoning district:
 - Minimum assembled acreage to apply for alternative Estate Neighborhood Zoning
 - Maintain gross density of 2 DU/Ac
 - Range of single-family detached residential uses (lot sizes vary; no minimum lot size)
 - Minimum 50% open space (public or private) requirement (with design and location criteria for open space -- to be located along rural frontage roads and along creeks/drainage ways or with agricultural/conservation easements)
 - Design criteria for neighborhood streets and residential buildings based on the specific context of the neighborhood



Images showing desirable development character within the Estate Neighborhood Land Use/Character areas

D. Highway Commercial

This land use/character area designation is intended for regional scale retail and commercial uses that can take advantage of the highway frontage. This land use/character area is located at major highway intersections to maximize access to the region and adjoining neighborhoods. Some of the character-defining elements recommended are:

- Land Use Mix: Mostly large format retail with restaurants and entertainment uses or mid-rise office buildings; may include lodging and related uses.
- Building Scale: generally low rise with some taller office buildings.

- Design Elements:
 - Building Articulation:
 - Focus on minimizing the impact of a 'big box' look by articulating the building mass horizontally and vertically
 - Horizontal and vertical articulation to break up the building mass
 - Building Materials:
 - Allow a range of building materials; primarily masonry (brick, stone, stucco, synthetic stone) for retail/restaurant and masonry, glass, and more flexible materials for office buildings (including, but not limited to masonry, curtain glass, glass block, concrete panels, concrete blocks, architectural metal, tile, etc.).
- Soften highway frontage with landscaping
- Signage: Larger highway facing monument signs; smaller building signs along other streets; limit new billboard signs



Images showing desirable development character within the Highway Commercial Land Use/Character areas

E. *Mixed Use Neighborhood Center*

This land use/character area designation is intended to accommodate a higher intensity, walkable, mixed use neighborhood center at the intersection of FM 1518 and Lower Seguin Road. Such a mixed use node would anchor adjoining residential neighborhoods in addition to providing much needed neighborhood commercial services. Some of the character-defining elements recommended are:

- Land Use: Mix of retail, restaurant, office, civic, and multi-family residential uses
- Generally low to medium scale buildings
- Create a PD type mixed use zoning district with the following elements:
 - Require a phased conceptual plan framework over multiple properties (minimum of 10 acres) based on a market-driven assessment

- Establish a set of key performance criteria for the core Mixed Use area and transitions including integration with residential neighborhoods and regional roadways.
- Minimum performance standards for key elements to ensure walkable mixed use including:
 - Building Articulation: Building base is articulated at a pedestrian rhythm/scale (20' to 30' bay/demarcation width). Ground floors designed with a high quality pedestrian realm with active uses at key locations
 - Building Materials:
 - Higher standards for building materials apply only to pedestrian-oriented streets
 - Materials to be masonry or comparable high quality materials of primary facades of buildings
 - Building Orientation:
 - Buildings built to the edge of the sidewalk establishing a strong street wall along internal streets with any parking lots screened along FM 1518 and Lower Seguin Road
 - Ground floors of buildings along internal streets to be of higher quality design
 - Civic spaces: plazas, paseos, and squares
 - Landscaping: mostly in the public realm (street trees) and in civic spaces; buffering of surface parking along FM 1518 and Lower Seguin Road.
 - Signage: establish a palette of more pedestrian-oriented signs
- Street and Block Standards:
 - Urban block standards – generally block face dimensions not to exceed 400' (see table on page 50 based on the ITE Manual for Context Sensitive Urban Thoroughfares)
 - Street network should be based on the required and recommended streets on the framework plan and city's Thoroughfare Plan



Images showing desirable development character within the Mixed Use Land Use/Character areas

NOTICE OF PUBLIC HEARING

April 30, 2020

Dear Property Owner,

The Schertz Planning and Zoning Commission will conduct a public hearing on **Wednesday, May 13, 2020 at 6:00 p.m.** located at the Municipal Complex Council Chambers, 1400 Schertz Parkway, Building #4, Schertz, Texas to consider and make recommendation on the following item:

ZC2020-002 – A request to amend the Comprehensive Land Use Plan by changing approximately 229 acres of the Future Land Use Map from the Mixed Use Neighborhood and Agricultural Conservation land use designations to the Single-Family Residential land use designation, generally located approximately 6,000 feet east of the intersection between FM 1518 and Lower Seguin Road, also known as Bexar County Property Identification Numbers 309419, 309811, 310011, and 310013, City of Schertz, Bexar County, Texas.

The Planning and Zoning Commission would like to hear how you feel about this request and invites you to attend the public hearing. *This form is used to calculate the percentage of landowners that support and oppose the request.* You may return the reply form below prior to the first public hearing date by mail or personal delivery to Nick Kopyay, Planner, 1400 Schertz Parkway, Schertz, Texas 78154, by fax (210) 619-1789, or by e-mail nkopyay@schertz.com. If you have any questions please feel free to call Nick Kopyay, Planner directly at (210) 619-1782.

Sincerely,

Nick Kopyay
Planner

Reply Form

I am: in favor of ☒ opposed to ☐ neutral to ☐ the request for **ZC2020-002**

COMMENTS:

NAME: Katherine Menk (PLEASE PRINT) SIGNATURE Katherine Menk

STREET ADDRESS: 12691 Lower Seguin Rd, Schertz TX 78154

DATE: 5-9-2020

NOTICE OF PUBLIC HEARING

April 30, 2020

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Sincerely,

Nick Kopyay
Planner

Reply Form

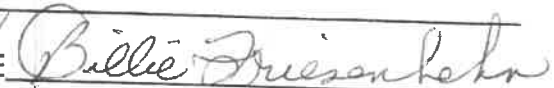
I am: in favor of ☒ opposed to ☐ neutral to ☐ the request for **ZC2020-002**

COMMENTS:

NAME:

BILLIE FRIESEN HAHN
(PLEASE PRINT)

SIGNATURE



STREET ADDRESS:

12691 Lower Seguin Rd. Schertz, Tex

DATE:

5-10-2020

NOTICE OF PUBLIC HEARING

April 30, 2020

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Sincerely,

Nick Kopyay
Planner

Reply Form

I am: in favor of ☒ opposed to ☐ neutral to ☐ the request for **ZC2020-002**

COMMENTS:

NAME: MILTON FRIESEV HAN SIGNATURE Milton Friesev Han
(PLEASE PRINT)

STREET ADDRESS: 12691 Lower Seguin Rd. Schertz TX

DATE: 5-10-2020

NOTICE OF PUBLIC HEARING

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Sincerely,

Nick Koplyay
Planner

Reply Form

I am: in favor of ☒ opposed to ☐ neutral to ☐ the request for ZC2020-002

COMMENTS: _____

NAME: Elizabeth Basha SIGNATURE Elizabeth Basha
(PLEASE PRINT)

STREET ADDRESS: 12691 Lower Seguin Rd, Schertz, TX 78154

DATE: 5-10-20

NOTICE OF PUBLIC HEARING

April 30, 2020

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Sincerely,

Nick Kopyay
Planner

Reply Form

I am: in favor of ☒ opposed to ☐ neutral to ☐ the request for **ZC2020-002**

COMMENTS: _____

NAME: JEANNE ZWICKE
(PLEASE PRINT)

SIGNATURE

STREET ADDRESS: 12691 LOWER SEGUIN RD SCHERTZ, TX 78154DATE: 5-11-20

NOTICE OF PUBLIC HEARING

April 30, 2020

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Sincerely,

Nick Kopyay

Nick Kopyay
Planner

Reply Form

I am: in favor of ☐ opposed to ☐ neutral to ☒ the request for ZC2020-002

COMMENTS: _____

NAME: Robert Lindorfer
(PLEASE PRINT)

SIGNATURE

Robert Lindorfer

STREET ADDRESS: _____

12816 Lower Seguin Rd

DATE: _____

5/11/2020

Planning@Schertz.Com

Reply Form

I am: in favor of ☐

opposed to ☒

neutral to ☐

the request for **ZC2020-002**

COMMENTS: _____

NAME: Janis K. Ludwig
(PLEASE PRINT)

SIGNATURE

Janis K Ludwig

5-2-2020

Nick Kopyay

From: Norma Frasier <norma.frasier@gmail.com>
Sent: Thursday, May 7, 2020 11:15 AM
To: Nick Kopyay
Subject: ZC2020-002 Public Hearing

Follow Up Flag: Flag for follow up
Flag Status: Flagged

In response to your communication of Apr. 30 regarding request to amend the comprehensive land use plan, I will be unable to attend but will be represented by my step-son, Richmond Frasier. My property is 12610 and 12740, Lower Seguin Road. I would like very much to see the agriculture land use designation removed. I need to sell this property and have had 2 offers that did not close because of the agriculture use clause. Your map does not show my property to be included but it is just across the road, no flood plain and very desirable, please include it in your plan change to residential. I am sending you a map showing location of my property.

Reply Form

I am: in favor of ☐

opposed to ☒ *absolutely,
passionately,
completely*

neutral to ☐

the request for **ZC2020-002**

COMMENTS: _____

NAME: Seanna Fraser Holtz
(PLEASE PRINT)

SIGNATURE

Seanna Fraser Holtz

STREET ADDRESS: 12820 Lower Seguin Rd

DATE: May 12, 2020

Reply Form

I am: in favor of ☐ opposed to ☐ neutral to ☐ the request for **ZC2020-002**

COMMENTS: I will be in favor of your proposed change to residential if my property is included. If not, H.

NAME: Alfred L. Fluit SIGNATURE Alfred L. Fluit
(PLEASE PRINT)

STREET ADDRESS: 528 Appaloosa Run, Round Mt, TX 78663

DATE: 5-7-20

1400 Schertz Parkway



Schertz, Texas 78154



210.619.1000



schertz.com

Reply Form

I am: in favor of ☒ opposed to ☐ neutral to ☐ the request for **ZC2020-002**

COMMENTS: _____

NAME: Dawn Wales SIGNATURE Dawn Wales
(PLEASE PRINT)

STREET ADDRESS: 12700 Raf Burnette

DATE: 5-7-20

1400 Schertz Parkway



Schertz, Texas 78154



210.619.1000



schertz.com



DEPARTMENT OF THE AIR FORCE
502D AIR BASE WING
JOINT BASE SAN ANTONIO

27 May 2020

MEMORANDUM FOR City of Schertz

FROM: 502 ABW/CI

JBSA Installation Encroachment Management
2080 Wilson Way
Fort Sam Houston, TX 78234

SUBJECT: Joint Base San Antonio review of Saddlebrook Ranch Comp Plan Amendment.

1. Saddlebrook Ranch Comp Plan Amendment, has been reviewed by JBSA-RND organizations. JBSA does not object with this request, however there are additional comments for consideration in planning and development.

- a. This area is right outside of the noise contours, so there is potential for noise impact to residential development.
- b. Crane equipment and towers (communication or water) will need to be evaluated.
- c. In order to mitigate potential interference with existing JBSA operational systems, please coordinate with 502 CS Spectrum Manager prior to use of any Spectrum dependent systems (i.e.: two-way radio communications, or any type of wireless technologies) during construction. If applicable, coordination is also requested by facility user prior to installation/use of any Spectrum dependent commercial or manufacturing equipment.

2. Point of contact for this action is Sharonn D. Brew, 502 ABW/CI. She can be reached at 210-221-0564 or by email at Sharonn.d.brew.civ@mail.mil or usaf.jbsa.502-abw.mbx.502-abw-community-initiatives-workflow@mail.mil.

JOHN H.ANDERSON, GS-14, USAF
Acting, JBSA Installation Encroachment Manager

CITY COUNCIL MEMORANDUM

City Council Meeting: June 9, 2020
Department: City Secretary
Subject: Workshop Discussion and Update (Ordinance 20-H-18) - Discussion and update regarding the COVID-19 virus and our current Ordinance No. 20-H-18 Declaration of Local Disaster. (M. Browne/K. Long)

BACKGROUND

Staff will provide Council with an update regarding the COVID-19 Virus. Discussion will include how Phase 2 is progressing and update on the number of cases.

Attachments

Ordinance 20-H-18

Ordinance No. 20-H-18

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SCHERTZ TO SUPERSEDE ORDINANCE 20-H-15; EXTENDING A DECLARATION OF LOCAL DISASTER; RESTRICTING CERTAIN ACTIVITIES; ESTABLISHING PENALTIES FOR VIOLATIONS. PROVIDING AN EFFECTIVE DATE AND DECLARING AN EMERGENCY; FIRST AND FINAL READING

WHEREAS, in December 2019 a novel coronavirus, now designated COVID-19, was detected in Wuhan City, Hubei Province, China. Symptoms of COVID-19 include fever, cough, and shortness of breath. Outcomes have ranged from mild to severe illness, and in some cases death; and

WHEREAS, on January 20, 2020, the World Health Organization (WHO) Director General declared the outbreak of COVID-19 as a Public Health Emergency of International Concern (PHEIC), advising countries to prepare for the containment, detection, isolation and case management, contact tracing and prevention of onward spread of the disease; and

WHEREAS, on March 13, 2020, President Trump declared a state of emergency due to COVID- 19; and

WHEREAS, President Trump has invoked the Stafford Act, which will allow state and local governments to access federal disaster relief funds; and

WHEREAS, the Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying that COVID-19 poses an imminent threat of disaster for counties in the state of Texas; and

WHEREAS, the Texas Department of State Health Services has now determined that, as of March 19, 2020, COVID- 19 represents a public health disaster within the meaning of Chapter 81 of the Texas Health and Safety Code; and

WHEREAS, to date, there have been 48,693 confirmed positive cases in Texas; and

WHEREAS, the crisis that is now a pandemic has infected 4,805,430 people around the world resulting in 318,554 deaths, with 1,537,830 cases confirmed in the United States: and

WHEREAS, on March 31, 2020 Governor Abbott issued GA-14 superseding local authority invoked under Chapter 418 of the Government Code, and Chapter 81 and 122 of the Health and Safety Code where local order conflict with GA-14 or any previous order of the Governor related to the pandemic;

WHEREAS, also on April 17, 2020, Governor Abbott issued Executive Order GA-16 to replace Executive Order GA- 14, and while Executive Order GA- 16 generally continued through April 30, 2020, the same social-distancing restrictions and other obligations for Texans according to federal guidelines, it offered a safe, strategic first step to Open Texas, including permitting retail pick-up and delivery services; and

WHEREAS, Texas must continue to protect lives while restoring livelihoods, both of which can be achieved with the expert advice of medical professionals and business leaders and the continued gradual reopening of Texas pursuant to GA-18- GA-23 and subsequent orders of the Governor; and

WHEREAS, pursuant to the Texas Disaster Act of 1975, the Mayor is designated as the Emergency Management Director of the City of Schertz, and may exercise the powers granted by the governor on an appropriate local scale; and

WHEREAS, Ralph Gutierrez, the Mayor of the City of Schertz previously determined and declared that extraordinary and immediate measures must be taken to respond quickly, prevent and alleviate the suffering of people exposed to and those infected with the virus, as well as those that could potentially be impacted by COVID-19;

WHEREAS, a declaration of local disaster and public health emergency includes the ability to reduce the possibility of exposure to disease, control the risk, promote health, compel persons to undergo additional health measures that prevent or control the spread of disease, including isolation, surveillance, quarantine, or placement of persons under public health observation, including the provision of temporary housing or emergency shelters for persons misplaced or evacuated and request assistance from the governor of state resources.

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

- Section 1. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the City Council.
- Section 2. That the local state of disaster and public health emergency declared by Mayor Ralph Gutierrez for the City of Schertz, Texas, pursuant to §418.108(a) of the Texas Government Code and renewed and extended to May 26, 2020 at 11:59 p.m. by City Council Ordinance 20-H-15 pursuant to §418.108(b) of the Government Code, including all rules and regulations, is hereby further amended and extended until June 23, 2020 at 11:59 p.m.
- Section 3. Pursuant to §418.108(c) of the Government Code, this declaration of a local state of disaster and public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.
- Section 4. Pursuant to §418.108(d) of the Government Code, this declaration of a local state of disaster and public health emergency activates the City of Schertz, Texas, emergency management plan.
- Section 5. All ordinances or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters herein except those portions deemed to conflict with any emergency orders of Governor Abbott.

- Section 6. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.
- Section 7. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Ordinance would have been enacted without such invalid provision.
- Section 8. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, Texas Government Code, as amended.
- Section 9. Should Governor Abbott lift the statewide disaster declaration and orders now in place prior to the date of expiration stated herein, this ordinance shall no longer be subject to enforcement by the City and shall be repealed by the City Council at the first legally posted meeting thereafter.
- Section 10. Any person, firm, corporation or agent who shall violate a provision of this ordinance, or fail to comply therewith, or with any other requirements thereof, shall be guilty of a Class C misdemeanor. Such person shall be considered guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this article is committed or continued, and upon conviction of any such violation, such person shall be punished by a fine not to exceed \$2,000.00..
- Section 11. Any peace officer or other person with lawful authority is further authorized to enforce the provisions of this Ordinance or the orders of the Governor in accordance with the authority granted under the Texas Disaster Act of 1975, as applicable, which allows a fine not to exceed \$1000.00 and confinement not to exceed 180 days pursuant to Government Code 418.173.
- Section 12. This Ordinance shall be in force and effect from its first and final passage, and any publication required by law.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ TEXAS
THIS ORDINANCE WAS PASSED, ON FIRST AND FINAL READING, THE 26th DAY
OF MAY 2020.**

CITY OF SCHERTZ, TEXAS

By:

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary

