



## City Council Agenda 12/17/2024

Notice is hereby given of a regular meeting of the City Council of City of San Angelo to be held December 17, 2024 at 8:30 AM at the McNease Convention Center – South Meeting Room, 501 Rio Concho Drive, San Angelo, Texas, for the purpose of considering the following agenda items.

1. Call to Order
2. Chaplain Prayer & Pledges
3. Proclamations/Recognitions
4. Public Comment

Issues or concerns not on the Regular Agenda may be raised by the public at this time. Citizens should speak from the podium, address all comments to the dais, begin by stating their name and address or Single Member District number, and limit their remarks to less than three minutes.

### 5. Consent Agenda

- a. Consider approving the December 3, 2024, City Council regular meeting minutes (Heather Stastny)
- b. Consider authorizing the City Attorney to begin termination of Lake Nasworthy residential lot lease and eviction proceedings for non-payment of annual rent for property located at 2502 Sleepy Hollow Rd. (Sarah Torres)
- c. Consider approving a Recreational Lease to the property owners at 6429 Chalimar and authorizing the City Manager to negotiate and execute all related documents (Sarah Torres)
- d. Consider awarding DIR Contract DIR-CPO-4794 for the purchase of P25 radio infrastructure upgrades and new Fire Department mobile and portable multi-band radios to L3Harris Technologies, Inc. in the amount of \$1,985,758.25 and authorizing the City Manager to negotiate and execute all related documents (Bucky Hasty)
- e. Consider approving Change Order #6 to RFB ES-03-23 Jackson St. Improvements to Reece Albert, Inc. in the amount of \$170,379.14 and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich)
- f. Consider awarding RFQ PW-02-25 for Architectural Professional Services Indefinite Delivery Indefinite Quantity Multiple Award Task Order Contracts to five discipline-specific professional service consultants and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich)
- g. Consider approving Task Order #3 to Centurion Planning and Design for design services related to the Chadbourne St. Project Phase B and the S-Curve projects in the amount of \$119,647.24 and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich)
- h. Consider awarding Task Order #3 to Kimley-Horn for preparation of an application to the 2025 TxDOT Transportation Alternative Set Aside grant program in the amount of \$57,000

and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich)

- i. Consider awarding RFQ PW-01-25 Utility Rate Study to Raftelis Financial Consultants, Inc. in the amount of \$359,520 and authorizing the City Manager to negotiate and execute all related documents (Shane Kelton)
- j. Consider approving the 2023 Consolidated Annual Performance and Evaluation Report (CAPER) (Bob Salas)
- k. Consider a resolution accepting the donation of funds from Back the Badge for the purchase of equipment or training for the San Angelo Police Department (Craig Thomason)
- l. Consider a resolution approving non-monetary in-kind support, and authorizing pre-booking dates for the Downtown San Angelo, Inc. "A Star Spangled Banner Concert" event for the Fourth of July to be held July 3, 2026, 2027, and 2028 at the Bill Aylor Memorial River Stage (Carl White)
- m. Consider authorizing the City Manager to execute the subdivision participation form for the Kroger Opioid Settlement in which the City of San Angelo would be allocated approximately \$40,407.50 (Tina Dierschke)
- n. Second reading an ordinance amending the budget for the fiscal year beginning October 1, 2024, and ending September 30, 2025, for incomplete projects and capital items from fiscal year 2024 to consider carrying over into fiscal year 2025 for continuation of those items, and winter storm Uri funds (Tina Dierschke)
- o. Second reading of an ordinance extending the temporary changes to Chapter 12 "Planning and Development" Article 12.04 "Signs" in the City Code of Ordinances, to allow additional time for preparation of permanent amendments to the Sign Ordinance (Aaron Vannoy)

## **6. Regular Agenda**

Comments regarding items on the Regular Agenda may be made by the public when each item is discussed as outlined above. Applicants, proponents, and appellants are exempt from the time limit above and instead must limit their remarks to less than five minutes.

- a. First reading and public hearing of an ordinance for Z24-15, a request for a zone change from General/Heavy Commercial zoning district to Low-Rise Multifamily zoning district, including six properties located around W. 18th St., W. 19th St., and Martin Luther King Dr. (Presentation made by Planning & Development Services Director Aaron Vannoy)

## **7. Closed Session**

Executive Session under the provision of Government Code, Title 5. Open Government; Ethics, Subtitle A. Open Government, Chapter 551. Open Meetings, Subchapter D. Exceptions to Requirement that Meetings be Open under the following sections:

- a. Section 551.072 - Deliberations about real property regarding 805 West Avenue N.
- b. Section 551.072 - Deliberations about real property regarding approximately 316 acres out of Sarah R. Robertson Survey No. 178
- c. Section 551.071 - Consultation with attorney regarding possible action related to the award of RE-03-24 City Farm Lease to Plantation Farms, Inc.

## **8. Follow Up and Administrative Issues**

- a. Consider items discussed in Executive Session, if needed
- b. Consider approving various Board nominations:  
**Construction Board of Adjustments and Appeals: Rodrick Mayberry (SMD 6) to an unexpired term ending February 2025**
- c. Announcements and consideration of Future Agenda Items

**9. Adjournment**

**CERTIFICATION**

I hereby certify that the above notice of meeting was posted on the bulletin board at City Hall in the City of San Angelo, Texas, on the 11th day of December 2024, at 5:02 p.m.

  
Heather Stastny, City Clerk

All agenda items are subject to action. The City Council reserves the right to consider business out of posted order and/or adjourn into closed session on any item on this agenda and at any time during the course of this meeting to discuss matter as authorized by law or by the Open Meetings Act, Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations Regarding Real Property), 551.073 (Deliberations Regarding Prospective Gifts), 551.074 (Personnel Matters), 551.076 (Deliberations Regarding Security Devices or Security Audits), 551.087 (Deliberations Regarding Economic Development Negotiations), and 551.089 (Deliberations Regarding Security Devices or Security Audits). Any final action or vote on any Closed Session item will be taken in Open Session.

In compliance with the Americans with Disabilities Act, the City of San Angelo will provide for reasonable accommodations for persons attending City Council meetings. To better serve you, requests should be received 48 hours prior to the meetings. Please contact the ADA Coordinator at 325-657-4407 for request, or by completing a request form online at [cosatx.us/ada](http://cosatx.us/ada).

Citizen requests to display materials on the city's monitors must submit the request 96 hours prior to the meeting by email to [Heather.Stastny@cosatx.us](mailto:Heather.Stastny@cosatx.us). Time limits for discussion are as stated above and materials cannot exceed 10-pages. Citizens bringing materials for distribution to City Council members during the meeting must bring a minimum of 12 copies.

City Council regular meetings are broadcast on SATV Channel 17-Government Access at 10:30 a.m. and 7:00 p.m. every day, beginning the evening of the meeting until the evening of the next meeting.

City of San Angelo, Texas  
Regular City Council Meeting  
Tuesday, December 3, 2024

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Present:

Mayor Brenda Gunter  
Pro tem Lucy Gonzales, SMD 4  
Council Member Tommy Hiebert, SMD 1  
Council Member Tom Thompson, SMD 2  
Council Member Harry Thomas, SMD 3  
Council Member Karen Hesse Smith, SMD 5  
Council Member Larry Miller, SMD 6

**1. Call to Order**

With a quorum of the City Council Members present, Mayor Gunter called the regular session of the San Angelo City Council to order at 8:30 a.m. on Tuesday, December 3, 2024 at the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

**2. Chaplain Prayer & Pledges**

An invocation was provided by San Angelo Police Department Chaplain Gary Jenkins and pledges were led by San Angelo Police Department Chaplains Marcella Jenkins.

**3. Proclamations/Recognitions**

December 7, 2024, was proclaimed as Concho Christmas Celebration Day.

**4. Public Comment**

No public comment.

**5. Consent Agenda**

- a. Approval of the November 19, 2024 City Council regular meeting minutes (Heather Stastny)
- b. Approval of accepting a 313.68 sq.-ft. utility easement for the placement of a water main, water meter and fire hydrant at 7401 Knickerbocker Rd. and authorizing the City Manager to negotiate and execute all related documents (Sarah Torres, Kevin Pate)
- c. Award of RFB-CFM-02-25 Plumbing Maintenance and Repair Services to 3D's Plumbing, Black Plumbing Services, Superior Services, and True Tex Plumbing LLC., and authorizing the City Manager to negotiate and execute all related documents (Kyle Henry)
- d. Ratification of a COSADC resolution authorizing the Board President to negotiate and execute a professional services agreement with Parkhill Smith & Cooper, Inc. for a sum not to exceed \$275,000 to perform professional engineering and design services for the preparation of engineering plans and technical specifications for infrastructure improvements in Phase II of the San Angelo Business & Industrial Park, a project authorized under Chapter 501 and 505 of the Development Corporation Act for infrastructure improvements necessary for development of a portion of the San Angelo Business and Industrial Park (Michael Dane)
- e. Adoption of an ordinance for Z24-14, a request for a zone change from the Single-Family Residential zoning district to Low-Rise Multifamily Zoning District for properties located on Block 53 of Lasker's Addition (Aaron Vannoy)



- f. Adoption of an ordinance for PD24-05, a request to rezone the Crosswinds Subdivision, approximately 22.876 acres off Houston Harte Fwy and Anne Dr. to a Planned Development with an underlying zoning of RS-3 and also allow Single-Family and Two-Family Residential with modified setbacks (Aaron Vannoy)
- g. Adoption of an ordinance for PD24-06, a request for a zone change at the Village East Retirement Community from the General/Heavy Commercial zoning district to a new Planned Development district with a base zoning of Low-Rise Multifamily, modifying setbacks and lot sized and allowing accessory uses for a retirement community (Aaron Vannoy)

Motion: Council Member Thomas made a motion, seconded by Council Member Miller, to approve the Consent Agenda as presented. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

**6. Regular Agenda**

- a. Discussion and possible action of Animal Services dog intake policies (Presentation made by Neighborhood and Family Services Assistant Director Morgan Chegwiddden)

*Citizens Heather Hegwood (SMD 2), Kristopher McGuffin (SMD 6), Jennifer Durgeat (SMD 6), Juliana Evans (SMD 4), Henry Fitchett (SMD 4), Jerry Wells (SMD 1), Kim Spooner (SMD 1), Melanie Sementilli (SMD 4), Pat Hines (SMD 4), Jaton Giese (SDM 5), Mary Wilson (SDM 1), Evelyn Smith (SDM 5), and County Residents Jim Black, Gil Beanez, Sharon Halfmann, and Jenie Wilson spoke about services provided by Animal Services.*

Direction: Council directed the City Manager to assemble a task force to assess Animal Services' role in public health, public safety, and lifesaving programming to recommend changes to the Council.

- b. Ratification of a COSADC resolution authorizing the Board President to negotiate and execute an Economic Development Incentive Agreement with Skyline Aviation, in an amount not to exceed \$1,000,000.00, a project authorized under Chapters 501 and 505 of the Texas Development Corporation Act necessary to promote economic development and expand business enterprises which create or retain primary jobs (Presentation made by Economic Development Interim Director Michael Dane)

Motion: Council Member Hiebert made a motion, seconded by Council Member Hesse Smith, to approve the item as presented. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

*This item was taken out of order following Closed Session; agenda resumed as published for remainder of meeting.*

- c. First reading and public hearing of an ordinance amending the budget for the fiscal year beginning October 1, 2024, and ending September 30, 2025, for incomplete projects and capital items from fiscal year 2024 to consider carrying over into fiscal year 2025 for continuation of those items, and winter storm Uri funds (Presentation made by Finance Director Tina Dierschke)

Motion: Council Member Thomas made a motion, seconded by Council Member Miller, to approve the item as presented. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

- d. First reading and public hearing of an ordinance extending the temporary changes to Chapter 12 "Planning and Development" Article 12.04 "Signs" in the City Code of Ordinances to allow additional time for preparation of permanent amendments to the Sign Ordinance (Presentation made by Planning & Development Services Director Aaron Vannoy)

Motion: Council Member Thompson made a motion, seconded by Council Member Hiebert, to approve a six (6) month extension to the temporary changes to Chapter 12, Article 12.04 in the City Code of Ordinance. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

- e. Adoption of a resolution authorizing the City of San Angelo to apply for the Resilient Communities program through the Texas General Land Office's Department of Community Development & Revitalization to begin the process of updating San Angelo's Comprehensive Plan (Presentation made by Planning & Development Services Director Aaron Vannoy)

Motion: Council Member Hiebert made a motion, seconded by Council Member Gonzales, to approve the item as presented. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

- f. Approval of authorizing the City Manger to negotiate and execute a right-of-way license use agreement with Full Circle Properties, LLC., to allow for a new parking area to encroach into the public right-of-way located at 36 W. 24<sup>th</sup> St. (Presentation made by Planning & Development Services Aaron Vannoy)

Motion: Council Member Gonzales made a motion, seconded by Council Member Hiebert, to approve the item as presented. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

## **7. Closed Session**

Executive Session under the provision of Government Code, Title 5. Open Government; Ethics, Subtitle A. Open Government, Chapter 551. Open Meetings, Subchapter D. Exceptions to Requirement that Meetings be Open under the following sections:

- a. Section 551.071 – Consultation with attorney regarding Marc 3 Border Patrol hangar paving contract
- b. Section 551.072 – Deliberations about real property regarding approximately 316 acres out of the Sarah R. Robertson Survey 178

*This item was taken out of order following Regular Agenda Item 6a.*

## **8. Follow Up and Administrative Issues**

- a. Consideration of items discussed in Closed Session, if needed
- b. Approval of various Board nominations:  
**Economic Development Corporation:** Lorenzo Lasater (SMD 1) to a first term ending February 2026  
**Parks & Recreation Advisory Board:** Heather Hegwood (SDM 3) to a first term ending December 2026.

Motion: Council Member Gonzales made a motion, seconded by Council Member Thomas, to approve the item as presented. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

c. ~~Announcements and consideration of Future Agenda Items~~

No action taken on this item.

**9. Adjournment**

Motion: Council Member Hiebert made a motion, seconded by Council Member Thompson, to adjourn the meeting. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

There being no further business, the meeting adjourned at 1:15 p.m.

**THE CITY OF SAN ANGELO, TEXAS:**

\_\_\_\_\_  
Brenda Gunter, Mayor

**ATTEST:**

\_\_\_\_\_  
Heather Stastny, City Clerk

In accordance with Chapter 2, Article 2.300, of the Official Code of the City of San Angelo, the minutes of this meeting consist of the preceding Minute Record and the Supplemental Minute Record. Details of Council meetings may be obtained from the City Clerk's Office, or a video of the entire meeting may be purchased from the Public Information Officer at 481-2727. (Portions of the Supplemental Minute Record video tape recording may be distorted due to equipment malfunction or other uncontrollable factors.)

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Sarah Tackett, Real Estate Manager, Real Estate

Meeting Date: December 17, 2024

Item type: Consent Item

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## **Caption:**

Consider authorizing the City Attorney to begin termination of Lake Nasworthy residential lot lease and eviction proceedings for non-payment of annual rent for property located at 2502 Sleepy Hollow Rd. (Sarah Torres)

## **Staff Recommendation:**

Approve

## **Summary/History:**

The following tenant is delinquent in paying annual Lake Nasworthy residential lot lease fee. All reasonable collection efforts made by the Real Estate Division have failed. Collection efforts included certified mailings to the tenants and their lender (if any). Notices have been mailed yearly since 2019 notifying tenants of the increase in their annual lease fees for those at market value. The 2019 notice provided tenants with their actual annual lease fee as follows:

1. 2019 annual lease fees would remain at 1.5% of the appraised value. Again, tenants were provided with their specific annual lease fee;
2. 2020 the annual lease fee would increase to 2% of the appraised value;
3. 2021 & 2022 the annual lease fee would go to 4% of the appraised value; and
4. 2023 the annual lease fee moves to 6% of the appraised value.

The notices have always been specific to the tenant and included the estimated annual lease fee amounts.

It is the recommendation of the Real Estate Division that the City Attorney's Office terminate the Lake Nasworthy Residential Lot Lease and begin the eviction process on the following lake lot residential lot lease for failure to pay 2024 annual lease fee:

1. 2502 Sleepy Hollow; Judy Probandt Pearce, annual lease fee due May 1, 2024; total amount due including late fees - \$3,162.00.

## **Funding Source(s):**

## **Financial Impact:**

## **Other Information/Recommendation:**

**Attachments:**

**Presentation:**

Sarah Tackett

**Approvals/Reviews:**

Sarah Tackett

Sarah Tackett

Brandon Dyson

Heather Stastny

Created/Initiated

Approved

Approved

Final Approval

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Sarah Tackett, Real Estate Manager, Real Estate

Meeting Date: December 17, 2024

Item type: Consent Item

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## **Caption:**

Consider approving a Recreational Lease to the property owners at 6429 Chalimar and authorizing the City Manager to negotiate and execute all related documents (Sarah Torres)

## **Staff Recommendation:**

Approve

## **Summary/History:**

Chase and Carla Holland desire to enter into a Recreational Lease for .43 Acres that is adjacent to the property they own at 6429 Chalimar Road.

## **Funding Source(s):**

## **Financial Impact:**

Lease granting fee of \$276.00 once every five years at renewal. Yearly lease fee of \$328.00.

## **Other Information/Recommendation:**

Staff recommends approval.

## **Attachments:**

## **Presentation:**

Sarah Tackett

## **Approvals/Reviews:**

Sarah Tackett  
Sarah Tackett  
Brandon Dyson  
Heather Stastny

Created/Initiated  
Approved  
Approved  
Final Approval

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Bucky Hasty, IT Manager, Information Technology

Meeting Date: December 17, 2024

Item type: Consent Item

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## **Caption:**

Consider awarding DIR Contract DIR-CPO-4794 for the purchase of P25 radio infrastructure upgrades and new Fire Department mobile and portable multi-band radios to L3Harris Technologies, Inc. in the amount of \$1,985,758.25 and authorizing the City Manager to negotiate and execute all related documents (Bucky Hasty)

## **Staff Recommendation:**

Approve

## **Summary/History:**

For the purchase radio infrastructure upgrades for the City's P25 Radio system that serves PD, Fire and COSA users. The upgrades include critical networking components, servers and dispatch PCs. Included in this purchase are new multi-band mobile and portable radios for the San Angelo Fire Department.

## **Funding Source(s):**

## **Financial Impact:**

Funding for this project is available from the 2023B short-term debt issue.

## **Other Information/Recommendation:**

For the purchase radio infrastructure upgrades for the City's P25 Radio system that serves PD, Fire and COSA users. The upgrades include critical networking components, servers and dispatch PCs. Included in this purchase are new multi-band mobile and portable radios for the San Angelo Fire Department.

## **Attachments:**

## **Presentation:**

Bucky Hasty

## **Approvals/Reviews:**

Bucky Hasty  
Bucky Hasty

Created/Initiated  
Approved

Brandon Dyson  
Jeffrey Tomlinson  
Tina Dierschke  
Brandon Dyson  
Heather Stastny

Approved  
Approved  
Approved  
Approved  
Final Approval



# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Charles Michalewicz, Engineer, Engineering Services

Meeting Date: December 17, 2024

Item type: Consent Item

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## **Caption:**

Consider approving Change Order #6 to RFB ES-03-23 Jackson St. Improvements to Reece Albert, Inc. in the amount of \$170,379.14 and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich)

## **Staff Recommendation:**

Approve

## **Summary/History:**

This change order addresses final changes made to the Jackson St. Roadway Project including quantity overruns and construction changes related to drainage, the addition of five sleeper slabs at the transitions from concrete to asphalt, and roadwork on adjacent roadways to establish smooth tie-ins to the newly constructed roadway.

This change order will finalize and closeout the Jackson Street Project.

## **Funding Source(s):**

|             |          |                 |                  |
|-------------|----------|-----------------|------------------|
| Fund:       | Account: | Project Number: | Amount Budgeted: |
| Street Bond | 534      | ST0009          | \$170,379.14     |

## **Financial Impact:**

## **Other Information/Recommendation:**

Staff recommends approving Change Order #6 to Reece Albert, Inc.

## **Attachments:**

1. Change Order 6 Change Order 6.xlsx

## **Presentation:**

Patrick Frerich

**Approvals/Reviews:**

Charles Michalewicz

Pete Madrid Jr.

Kevin Pate

Shane Kelton

Brandon Dyson

Jeffrey Tomlinson

Tina Dierschke

Brandon Dyson

Heather Stastny

Created/Initiated

Approved

Approved

Approved

Approved

Approved

Approved

Approved

## Final Approval



City of San Angelo

**RFB: ES-03-23; Change Order Form  
Jackson Street Improvements**

**CHANGE ORDER NO.**

| Item No.   | Item Description                                                            |
|------------|-----------------------------------------------------------------------------|
| 1.01       | Mobilization (10% of Construction Costs)                                    |
| 1.02       | Barricades, signs and Traffic Handling                                      |
| 1.03       | Temporary Erosion, Sedimentation, and Environmental Controls                |
| 2.01       | Remove and Dispose of Existing Concrete Hardscapes (4"-6")                  |
| 2.02       | 4" Concrete Sidewalk                                                        |
| 2.03       | 4" Concrete Flume and Slope Stabilization                                   |
| 2.04       | Sidewalk Drain (w/ Diamond Plate Surface)                                   |
| 2.05       | Curb Ramp (TY 1)                                                            |
| 3.01       | Remove and Dispose of Existing Asphalt Pavement (3.75" Existing HMAC Depth) |
| 3.02       | Remove and Dispose of Existing Concrete Curb and Gutter                     |
| 3.03       | Excavation                                                                  |
| 3.04       | Remove and Dispose Existing Driveways (PCC)                                 |
| 3.05       | Subgrade Widening (Density Control)                                         |
| 3.06       | Road Grader Work (Density Control)                                          |
| 3.07       | Prime Coat (AE-P)                                                           |
| 3.08       | D-GR HMAC ( TY B ) (PG 70-22)                                               |
| 3.09       | D-GR HMAC (TY D) (PG70-22)                                                  |
| 3.1        | 7" Reinforced PCC Pavement (Class P)                                        |
| 3.11       | 3" Concrete Curb and Gutter (TY I) (Laydown Curb)                           |
| 3.12       | 6" Concrete Curb and Gutter (TY II)                                         |
| 3.13       | Driveway Reconnections (7" Reinforced PCC Pavement (Class P))               |
| 3.14 (CO1) | Remove Existing Signs and Mailboxes                                         |
| 3.15 (CO1) | Aluminum Signs (TY A)                                                       |
| 3.16 (CO1) | In Sm Rd Sup & Am TY10BWG (1) WS (P) (Wedge Anchor Steel System             |
| 3.17       | Refl Pav Mrk Ty 1 (W) 4" (SLD)(100MIL)                                      |
| 3.18       | Refl Pav Mrk Ty 1 (W) 4" (DASHED)(100MIL)                                   |
| 3.19       | Refl Pav Mrk Ty 1 (W) 8" (SLD)(100MIL)                                      |
| 3.2        | Refl Pav Mrk Ty 1 (W) 24" (SLD)(100MIL)                                     |
| 3.21       | Refl Pav Mrk Ty 1 (Y) 4" (SLD)(100MIL)                                      |
| 3.22       | Refl Pav Mrk Ty 1 (Y) 4" (DASHED)(100MIL)                                   |
| 3.23       | Refl Pav Mrk Ty 1 (W) (ARW) (SURF PREP subsidiary)                          |

|            |                                                     |
|------------|-----------------------------------------------------|
| 3.24       | Refl Pav Mrk Ty 1 (W) (WORD) (SURF PREP subsidiary) |
| 3.25       | Refl Pav Mrk Ty 1 (W) (RR XING) (100MIL)            |
| 3.26       | Elim Ext Pav Mrk & Mrks (24")                       |
| 3.27       | Elim Ext Pav Mrk & Mrks (ARROW)                     |
| 3.28       | Elim Ext Pav Mrk & Mrks (WORD)                      |
| 4.01       | DRILL SHAFT (TRF SIG POLE) (36 IN)                  |
| 4.02       | DRILL SHAFT (TRF SIG POLE) (48 IN)                  |
| 4.03       | CONDT (PVC) (SCHD 80) (2")                          |
| 4.04       | CONDT (PVC) (SCHD 80) (3")                          |
| 4.05       | CONDT (PVC) (SCHD 80) (4")                          |
| 4.06       | CONDT (PVC) (SCHD 80) (4") (BORE)                   |
| 4.07       | ELEC CONDUCTOR (NO. 6) BARE                         |
| 4.08       | ELEC CONDUCTOR (NO. 6) INSULATED                    |
| 4.09       | GROUND BOX TY D (162922) W/APRON                    |
| 4.11       | ELC SRV TY D 120/240 070 (NS)SS(E)PS(U)             |
| 4.12       | INSTALL HWY TRAF SIG (ISOLATED)                     |
| 4.13       | REMOVING TRAFFIC SIGNALS                            |
| 4.14       | VEH SIG SEC (12") LED (GRN)                         |
| 4.15       | VEH SIG SEC (12") LED (GRN ARW)                     |
| 4.16       | VEH SIG SEC (12") LED (YEL)                         |
| 4.17       | VEH SIG SEC (12") LED (YEL ARW)                     |
| 4.18       | VEH SIG SEC (12") LED (RED)                         |
| 4.19       | VEH SIG SEC (12") LED (RED ARW)                     |
| 4.20 (CO1) | PED SIG SEC (LED) (COUNTDOWN)                       |
| 4.21 (CO1) | BACKPLATE W/REFL BRDR(3 SEC)(VENT)ALUM              |
| 4.22 (CO1) | BACKPLATE W/REFL BRDR (4 SEC)(VENT) ALUM            |
| 4.23 (CO1) | BACKPLATE W/REFL BRDR (5 SEC)(VENT) ALUM            |
| 4.24       | TRF SIG CBL (TY A) (14 AWG) (10 CONDR)              |
| 4.25       | TRF SIG CBL (TY A) (14 AWG) (20 CONDR)              |
| 4.26       | TRF SIG CBL (TY C) (12 AWG) (2 CONDR)               |
| 4.27       | INS TRF SIG PL AM (S) 1 ARM (40')                   |
| 4.28       | INS TRF SIG PL AM (S) 1 ARM (55')                   |
| 4.29 (CO1) | PED POLE ASSEMBLY                                   |
| 4.30 (CO1) | PED DETECT PUSH BUTTON (APS)                        |
| 4.31 (CO1) | PED DETECTOR CONTROLLER UNIT                        |
| 4.32       | ITS COM CBL (ETHERNET)                              |
| 4.33       | CONDUIT (PREPARE)                                   |
| 4.34       | GROUND BOX (PREPARE)                                |
| 4.35       | UNI-DIRECTIONAL OPTICOM DETECTOR                    |
| 4.36       | PHASE SELECTOR                                      |
| 4.37       | OPTICOM DETECTOR CABLE                              |
| 5.01       | Adjustment of Water Valve Stand to Grade            |

|             |                                                        |
|-------------|--------------------------------------------------------|
| 5.02        | Remove and Replace Fire Hydrant Assembly               |
| 5.03        | Adjust Sanitary Manholes to Grade                      |
| 5.04        | 12" C900 PVC DR 18                                     |
| 5.05        | 10" CIPP Lining w CCTV                                 |
| 5.06        | 8" CIPP Lining w CCTV                                  |
| 5.07        | Trench Safety                                          |
| 5.08        | By-Pass Pumping                                        |
| 5.09        | 4' Manholes Rehabilitation Lining                      |
| 5.1         | 20" Steel Casing (Bored)                               |
| 5.11        | Grout and Abandon Existing 12" Water Line              |
| 5.12        | Water Service Meter Adjustment (1")                    |
| 5.13        | 12" Inserta Valve                                      |
| 5.14        | 6" R.S.G.V                                             |
| 5.15        | 12" R.S.G.V                                            |
| 5.16        | 12"X2" Taping sleeve and Valve                         |
| 5.17        | 12"x6" tapping sleeve and Valve                        |
| 5.18        | 12"x12" Taping Sleeve and Valve                        |
| 5.19        | 2" Valve for Irrigation                                |
| 6.01        | Irrigation System to match existing after construction |
| 6.02        | Landscape to match Existing after Construction         |
| AA1.01      | 4" Concrete Sidewalk; (Southside Only)                 |
| AA1.02      | Demolition of existing driveway for sidewalk           |
| AA1.03      | 7" Concrete Sidewalk (Alexander property)              |
| AA1.04      | Curb Ramps                                             |
| AA3.01      | 4' Manholes Rehabilitation Lining                      |
| AA3.02      | 4' Fiberglass Manhole (TY B)                           |
| CO1.4.12    | Salvage Existing Cabinet, Controller, and MMU          |
| CO2.1.01    | RAILROAD INSURANCE                                     |
| CO2.1.02    | 6" Inserta Valve                                       |
| CO2.1.03    | 8" Inserta Valve                                       |
| CO2.1.04    | MOBE FOR UTILITY BORE AT RAILROAD                      |
| CO2.1.05    | EXTENSION AND RELOCATION OF TRAFFIC CONTROL BARRICADES |
| CO2.1.06    | Sanitary Sewer Reconnects                              |
| AA2.01      | 10" CIPP Lining w CCTV                                 |
| AA2.02      | 8" CIPP Lining w CCTV                                  |
| AA2.03      | 10" PIPE BURSTING                                      |
| AA2.04      | 8" PIPE BURSTING                                       |
| C.O.3. 1.01 | Flexible Base (CMP IN PLC)(TY A)(GR1-2)(8")            |
|             | 4" Surface Prep                                        |
|             | 4" Sealer                                              |
|             | 8" Surface Prep                                        |
|             | 8" Sealer                                              |

|             |                                 |
|-------------|---------------------------------|
|             | 24" Surface Prep                |
|             | 24" Sealer                      |
| C.O.4. 1.01 | 4% Cement Subgrade Stabilizaion |
|             |                                 |

|  |                                      |
|--|--------------------------------------|
|  |                                      |
|  | Original Contract Completion Date:   |
|  | Original Contract Construction Days: |
|  | Prior Days Added:                    |
|  | Days Added this Change Order:        |
|  | Revised Contract Construction Days:  |
|  | Revised Contract Completion Date:    |
|  |                                      |
|  |                                      |
|  |                                      |
|  |                                      |
|  |                                      |
|  |                                      |

|  |
|--|
|  |
|--|

3.09 D-GR HMAC (TY D) (PG70-22) and 3.08 D-GR HMAC ( TY B ) (PG 70-22): In order to maintain exist was constructed per plan, a severe ponding issue would have been created in front of the Alexander drainage patterns to be maintained. The dimensions of the improved pavement areas are as follows 1

3.10 7" Reinforced PCC Pavement (Class P): 5 sleeper slabs were added to the project at each butt jo area of 220'x10' of sleeper slab was added to the project. Additonal side street approaches, namely li

General Note: The addition of this change order compensates the Contractor for all labor, material, &

Final Contract Amount for Water  
Final Contract Amount for Street

Modified/Added on  
Prior Change Order

Change  
Order 001

Change Order  
002

Change Order  
003

Change Order 002  
and 003

6

CONTRACTOR:

| Bid Quantity | Unit | Bid Unit Price | Proposed Unit Price (Add. Qty.) | Bid Total Price |
|--------------|------|----------------|---------------------------------|-----------------|
| 1            | LS   | \$ 376,029.36  |                                 | \$ 376,029.36   |
| 8            | MO   | \$ 17,866.24   |                                 | \$ 142,929.92   |
| 1            | LS   | \$ 8,470.08    |                                 | \$ 8,470.08     |
| 110          | SY   | \$ 46.21       |                                 | \$ 5,083.10     |
| 125          | SY   | \$ 171.69      |                                 | \$ 21,461.25    |
| 25           | SY   | \$ 447.39      |                                 | \$ 11,184.75    |
| 2            | EA   | \$ 9,291.84    |                                 | \$ 18,583.68    |
| 12           | EA   | \$ 3,322.33    |                                 | \$ 39,867.96    |
| 5560         | SY   | \$ 10.43       |                                 | \$ 57,990.80    |
| 1,252        | LF   | \$ 17.56       |                                 | \$ 21,985.12    |
| 1380         | CY   | \$ 55.32       |                                 | \$ 76,341.60    |
| 365          | SY   | \$ 47.54       |                                 | \$ 17,352.10    |
| 1,560        | SY   | \$ 45.24       |                                 | \$ 70,574.40    |
| 6028         | SY   | \$ 5.13        |                                 | \$ 30,923.64    |
| 1158         | GAL  | \$ 5.56        |                                 | \$ 6,438.48     |
| 1173         | TON  | \$ 227.98      |                                 | \$ 267,420.54   |
| 645          | TON  | \$ 251.07      |                                 | \$ 161,940.15   |
| 1689         | SY   | \$ 186.94      |                                 | \$ 315,741.66   |
| 198          | LF   | \$ 57.24       |                                 | \$ 11,333.52    |
| 865          | LF   | \$ 58.67       |                                 | \$ 50,749.55    |
| 335          | SY   | \$ 236.96      |                                 | \$ 79,381.60    |
| 0            | EA   | \$ 162.79      |                                 | \$ -            |
| 0            | SF   | \$ 66.32       |                                 | \$ -            |
| 0            | EA   | \$ 1,329.41    |                                 | \$ -            |
| 638          | LF   | \$ 3.08        |                                 | \$ 1,965.04     |
| 1,199        | LF   | \$ 1.54        |                                 | \$ 1,846.46     |
| 306          | LF   | \$ 9.64        |                                 | \$ 2,949.84     |
| 747          | LF   | \$ 14.65       |                                 | \$ 10,943.55    |
| 2,340        | LF   | \$ 5.01        |                                 | \$ 11,723.40    |
| 1,442        | LF   | \$ 1.54        |                                 | \$ 2,220.68     |
| 5            | EA   | \$ 462.67      |                                 | \$ 2,313.35     |

|       |    |              |  |               |
|-------|----|--------------|--|---------------|
| 6     | EA | \$ 462.67    |  | \$ 2,776.02   |
| 4     | EA | \$ 925.34    |  | \$ 3,701.36   |
| 160   | LF | \$ 5.40      |  | \$ 864.00     |
| 2     | EA | \$ 154.23    |  | \$ 308.46     |
| 2     | EA | \$ 154.23    |  | \$ 308.46     |
| 14    | LF | \$ 717.14    |  | \$ 10,039.96  |
| 66    | LF | \$ 1,079.57  |  | \$ 71,251.62  |
| 65    | LF | \$ 23.13     |  | \$ 1,503.45   |
| 125   | LF | \$ 61.69     |  | \$ 7,711.25   |
| 100   | LF | \$ 69.40     |  | \$ 6,940.00   |
| 315   | LF | \$ 77.11     |  | \$ 24,289.65  |
| 750   | LF | \$ 3.86      |  | \$ 2,895.00   |
| 150   | LF | \$ 4.24      |  | \$ 636.00     |
| 3     | EA | \$ 4,241.16  |  | \$ 12,723.48  |
| 1     | EA | \$ 15,422.39 |  | \$ 15,422.39  |
| 1     | EA | \$ 77,111.94 |  | \$ 77,111.94  |
| 1     | EA | \$ 15,422.39 |  | \$ 15,422.39  |
| 13    | EA | \$ 539.78    |  | \$ 7,017.14   |
| 4     | EA | \$ 539.79    |  | \$ 2,159.16   |
| 13    | EA | \$ 539.78    |  | \$ 7,017.14   |
| 4     | EA | \$ 539.79    |  | \$ 2,159.16   |
| 13    | EA | \$ 539.78    |  | \$ 7,017.14   |
| 4     | EA | \$ 539.79    |  | \$ 2,159.16   |
| 0     | EA | \$ 1,388.02  |  | \$ -          |
| 0     | EA | \$ 308.45    |  | \$ -          |
| 0     | EA | \$ 347.01    |  | \$ -          |
| 0     | EA | \$ 385.56    |  | \$ -          |
| 1,055 | LF | \$ 7.71      |  | \$ 8,134.05   |
| 685   | LF | \$ 13.88     |  | \$ 9,507.80   |
| 1,390 | LF | \$ 3.86      |  | \$ 5,365.40   |
| 1     | EA | \$ 43,182.68 |  | \$ 43,182.68  |
| 3     | EA | \$ 75,569.70 |  | \$ 226,709.10 |
| 1     | EA | \$ 5,397.84  |  | \$ 5,397.84   |
| 0     | EA | \$ 2,313.36  |  | \$ -          |
| 0     | EA | \$ 6,940.07  |  | \$ -          |
| 40    | LF | \$ 3.08      |  | \$ 123.20     |
| 135   | LF | \$ 1.54      |  | \$ 207.90     |
| 2     | EA | \$ 231.33    |  | \$ 462.66     |
| 2     | EA | \$ 3,084.48  |  | \$ 6,168.96   |
| 1     | EA | \$ 7,711.19  |  | \$ 7,711.19   |
| 330   | LF | \$ 3.86      |  | \$ 1,273.80   |
| 2     | EA | \$ 933.85    |  | \$ 1,867.70   |



|      |    |                |  |                 |
|------|----|----------------|--|-----------------|
| 1    | EA | \$ 16,656.18   |  | \$ 16,656.18    |
| 2    | EA | \$ 1,504.10    |  | \$ 3,008.20     |
| 865  | LF | \$ 454.96      |  | \$ 393,540.40   |
| 0    | LF | \$ 431.83      |  | \$ -            |
| 0    | LF | \$ 377.85      |  | \$ -            |
| 850  | LF | \$ 9.25        |  | \$ 7,862.50     |
| 1    | LS | \$ 277,602.97  |  | \$ 277,602.97   |
| 7    | EA | \$ 23,596.25   |  | \$ 165,173.75   |
| 96   | LF | \$ 694.01      |  | \$ 66,624.96    |
| 25   | CY | \$ 832.81      |  | \$ 20,820.25    |
| 5    | EA | \$ 2,220.82    |  | \$ 11,104.10    |
| 2    | EA | \$ 30,073.66   |  | \$ 60,147.32    |
| 1    | EA | \$ 8,713.64    |  | \$ 8,713.64     |
| 3    | EA | \$ 14,805.49   |  | \$ 44,416.47    |
| 5    | EA | \$ 6,190.55    |  | \$ 30,952.75    |
| 1    | EA | \$ 10,024.55   |  | \$ 10,024.55    |
| 1    | EA | \$ 16,579.06   |  | \$ 16,579.06    |
| 1    | EA | \$ 6,940.07    |  | \$ 6,940.07     |
| 1    | LS | \$ 15,422.39   |  | \$ 15,422.39    |
| 1    | LS | \$ 7,711.19    |  | \$ 7,711.19     |
| 227  | SY | \$ 170.77      |  | \$ 38,764.79    |
| 94   | SY | \$ 14.75       |  | \$ 1,386.50     |
| 94   | SY | \$ 235.43      |  | \$ 22,130.42    |
| 6    | EA | \$ 3,335.87    |  | \$ 20,015.22    |
| -7   | EA | \$ 23,596.25   |  | \$ (165,173.75) |
| 7    | EA | \$ 17,195.96   |  | \$ 120,371.72   |
| 1    | EA | \$ (17,325.00) |  | \$ (17,325.00)  |
| 1    | LS | \$ 36,000.00   |  | \$ 36,000.00    |
| 1    | EA | \$ 12,950.00   |  | \$ 12,950.00    |
| 1    | EA | \$ 14,500.00   |  | \$ 14,500.00    |
| 0    | LS | \$ 11,925.00   |  | \$ -            |
| 2    | LS | \$ 4,950.00    |  | \$ 9,900.00     |
| 4    | EA | \$ 4,887.90    |  | \$ 19,551.60    |
| 0    | LF | \$ 431.83      |  | \$ -            |
| 0    | LF | \$ 377.85      |  | \$ -            |
| 1254 | LF | \$ 407.15      |  | \$ 510,566.10   |
| 672  | LF | \$ 394.81      |  | \$ 265,312.32   |
| 2007 | SY | \$ 19.75       |  | \$ 39,638.25    |
| 500  | LF | \$ 3.10        |  | \$ 1,550.00     |
| 500  | LF | \$ 3.10        |  | \$ 1,550.00     |
| 300  | LF | \$ 6.15        |  | \$ 1,845.00     |
| 300  | LF | \$ 6.15        |  | \$ 1,845.00     |

|      |    |          |  |              |
|------|----|----------|--|--------------|
| 300  | LF | \$ 10.25 |  | \$ 3,075.00  |
| 300  | LF | \$ 10.25 |  | \$ 3,075.00  |
| 4067 | SY | \$ 17.79 |  | \$ 72,351.93 |
|      |    |          |  | \$ -         |

***Contract Adjustment***

|            |  |
|------------|--|
| 7/30/2024  |  |
| 210        |  |
| 90         |  |
| 0          |  |
| 300        |  |
| 10/28/2024 |  |
|            |  |
|            |  |
|            |  |
|            |  |
|            |  |
|            |  |

***Comments***

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ing drainage patterns, the Contractor had to re-grade and improve the parking lot and alley Construction business. The proposed centerline of Jackson St is several inches higher than e 100'x30' (Alexander Parking Lot), 130'x20' (Alexander Alley), 50'x30' (Sleeper slab asphalt tra

oint where the pavement transitions from asphalt to concrete. The sleeper slabs were consti ndustrial drive and Alexander Contrustion's alley, were added to the project as well. Increas and equipment necessary to perform all work described within the supplemental documents

\$ 1,872,636.35  
\$ 2,898,215.83

|                     |                     |                             |
|---------------------|---------------------|-----------------------------|
| Change<br>Order 004 | Change<br>Order 005 | Change Order<br>002 and 005 |
|---------------------|---------------------|-----------------------------|

REECE ALBERT, INC.

| Add<br>Quantities | Deduct<br>Quantities | Revised<br>Quantities | Adjusted Total<br>Price | Net Change (+/-) |
|-------------------|----------------------|-----------------------|-------------------------|------------------|
| 0.00              |                      | 1.00                  | \$ 376,029.36           | \$ -             |
| 0.00              |                      | 8.00                  | \$ 142,929.92           | \$ -             |
| 0.00              |                      | 1.00                  | \$ 8,470.08             | \$ -             |
| 57.73             |                      | 167.73                | \$ 7,750.80             | \$ 2,667.70      |
| 60.34             |                      | 185.34                | \$ 31,821.02            | \$ 10,359.77     |
| 22.99             |                      | 47.99                 | \$ 21,470.25            | \$ 10,285.50     |
| 0.00              |                      | 2.00                  | \$ 18,583.68            | \$ -             |
|                   | 7.00                 | 5.00                  | \$ 16,611.65            | \$ (23,256.31)   |
| 592.46            |                      | 6,152.46              | \$ 64,170.16            | \$ 6,179.36      |
|                   | 244.50               | 1,007.50              | \$ 17,691.70            | \$ (4,293.42)    |
| 0.00              |                      | 1,380.00              | \$ 76,341.60            | \$ -             |
| 123.00            |                      | 488.00                | \$ 23,199.52            | \$ 5,847.42      |
| 0.00              |                      | 1,560.00              | \$ 70,574.40            | \$ -             |
| 0.00              |                      | 6,028.00              | \$ 30,923.64            | \$ -             |
|                   | 408.00               | 750.00                | \$ 4,170.00             | \$ (2,268.48)    |
| 125.82            |                      | 1,298.82              | \$ 296,104.98           | \$ 28,684.44     |
| 79.77             |                      | 724.77                | \$ 181,968.00           | \$ 20,027.85     |
| 536.01            |                      | 2,225.01              | \$ 415,943.37           | \$ 100,201.71    |
|                   | 58.00                | 140.00                | \$ 8,013.60             | \$ (3,319.92)    |
| 228.00            |                      | 1,093.00              | \$ 64,126.31            | \$ 13,376.76     |
| 51.73             |                      | 386.73                | \$ 91,639.54            | \$ 12,257.94     |
| 0.00              |                      | 0.00                  | \$ -                    | \$ -             |
| 0.00              |                      | 0.00                  | \$ -                    | \$ -             |
| 0.00              |                      | 0.00                  | \$ -                    | \$ -             |
|                   | 451.00               | 187.00                | \$ 575.96               | \$ (1,389.08)    |
|                   | 769.00               | 430.00                | \$ 662.20               | \$ (1,184.26)    |
| 378.00            |                      | 684.00                | \$ 6,593.76             | \$ 3,643.92      |
|                   | 166.00               | 581.00                | \$ 8,511.65             | \$ (2,431.90)    |
|                   | 93.00                | 2,247.00              | \$ 11,257.47            | \$ (465.93)      |
|                   | 1,062.00             | 380.00                | \$ 585.20               | \$ (1,635.48)    |
| 4.00              |                      | 9.00                  | \$ 4,164.03             | \$ 1,850.68      |

|        |        |          |               |               |
|--------|--------|----------|---------------|---------------|
|        | 4.00   | 2.00     | \$ 925.34     | \$ (1,850.68) |
| 0.00   |        | 4.00     | \$ 3,701.36   | \$ -          |
| 115.00 |        | 275.00   | \$ 1,485.00   | \$ 621.00     |
|        | 2.00   | 0.00     | \$ -          | \$ (308.46)   |
|        | 2.00   | 0.00     | \$ -          | \$ (308.46)   |
| 0.00   |        | 14.00    | \$ 10,039.96  | \$ -          |
| 0.00   |        | 66.00    | \$ 71,251.62  | \$ -          |
|        | 19.00  | 46.00    | \$ 1,063.98   | \$ (439.47)   |
|        | 68.00  | 57.00    | \$ 3,516.33   | \$ (4,194.92) |
|        | 14.00  | 86.00    | \$ 5,968.40   | \$ (971.60)   |
|        | 60.00  | 255.00   | \$ 19,663.05  | \$ (4,626.60) |
|        | 88.00  | 662.00   | \$ 2,555.32   | \$ (339.68)   |
|        | 54.00  | 96.00    | \$ 407.04     | \$ (228.96)   |
| 0.00   |        | 3.00     | \$ 12,723.48  | \$ -          |
| 0.00   |        | 1.00     | \$ 15,422.39  | \$ -          |
| 0.00   |        | 1.00     | \$ 77,111.94  | \$ -          |
| 0.00   |        | 1.00     | \$ 15,422.39  | \$ -          |
| 0.00   |        | 13.00    | \$ 7,017.14   | \$ -          |
| 0.00   |        | 4.00     | \$ 2,159.16   | \$ -          |
| 0.00   |        | 13.00    | \$ 7,017.14   | \$ -          |
| 0.00   |        | 4.00     | \$ 2,159.16   | \$ -          |
| 0.00   |        | 13.00    | \$ 7,017.14   | \$ -          |
| 0.00   |        | 4.00     | \$ 2,159.16   | \$ -          |
| 0.00   |        | 0.00     | \$ -          | \$ -          |
| 0.00   |        | 0.00     | \$ -          | \$ -          |
| 0.00   |        | 0.00     | \$ -          | \$ -          |
| 0.00   |        | 0.00     | \$ -          | \$ -          |
|        | 291.00 | 764.00   | \$ 5,890.44   | \$ (2,243.61) |
|        | 7.00   | 678.00   | \$ 9,410.64   | \$ (97.16)    |
|        | 8.00   | 1,382.00 | \$ 5,334.52   | \$ (30.88)    |
| 0.00   |        | 1.00     | \$ 43,182.68  | \$ -          |
| 0.00   |        | 3.00     | \$ 226,709.10 | \$ -          |
| 0.00   |        | 1.00     | \$ 5,397.84   | \$ -          |
| 0.00   |        | 0.00     | \$ -          | \$ -          |
| 0.00   |        | 0.00     | \$ -          | \$ -          |
| 10.00  |        | 50.00    | \$ 154.00     | \$ 30.80      |
| 0.00   |        | 135.00   | \$ 207.90     | \$ -          |
| 0.00   |        | 2.00     | \$ 462.66     | \$ -          |
| 0.00   |        | 2.00     | \$ 6,168.96   | \$ -          |
| 0.00   |        | 1.00     | \$ 7,711.19   | \$ -          |
| 107.00 |        | 437.00   | \$ 1,686.82   | \$ 413.02     |
| 11.00  |        | 13.00    | \$ 12,140.05  | \$ 10,272.35  |

|        |        |          |               |                 |
|--------|--------|----------|---------------|-----------------|
| 0.00   |        | 1.00     | \$ 16,656.18  | \$ -            |
| 2.00   |        | 4.00     | \$ 6,016.40   | \$ 3,008.20     |
| 156.00 |        | 1,021.00 | \$ 464,514.16 | \$ 70,973.76    |
| 0.00   |        | 0.00     | \$ -          | \$ -            |
| 0.00   |        | 0.00     | \$ -          | \$ -            |
| 31.00  |        | 881.00   | \$ 8,149.25   | \$ 286.75       |
| 0.00   |        | 1.00     | \$ 277,602.97 | \$ -            |
|        | 7.00   | 0.00     | \$ -          | \$ (165,173.75) |
| 24.00  |        | 120.00   | \$ 83,281.20  | \$ 16,656.24    |
| 0.00   |        | 25.00    | \$ 20,820.25  | \$ -            |
| 0.00   |        | 5.00     | \$ 11,104.10  | \$ -            |
|        | 1.00   | 1.00     | \$ 30,073.66  | \$ (30,073.66)  |
| 0.00   |        | 1.00     | \$ 8,713.64   | \$ -            |
|        | 1.00   | 2.00     | \$ 29,610.98  | \$ (14,805.49)  |
|        | 5.00   | 0.00     | \$ -          | \$ (30,952.75)  |
| 3.00   |        | 4.00     | \$ 40,098.20  | \$ 30,073.65    |
| 0.00   |        | 1.00     | \$ 16,579.06  | \$ -            |
|        | 1.00   | 0.00     | \$ -          | \$ (6,940.07)   |
| 0.00   |        | 1.00     | \$ 15,422.39  | \$ -            |
| 0.00   |        | 1.00     | \$ 7,711.19   | \$ -            |
|        | 227.00 | 0.00     | \$ -          | \$ (38,764.79)  |
|        | 94.00  | 0.00     | \$ -          | \$ (1,386.50)   |
|        | 94.00  | 0.00     | \$ -          | \$ (22,130.42)  |
| 2.00   |        | 8.00     | \$ 26,686.96  | \$ 6,671.74     |
| 7.00   |        | 0.00     | \$ -          | \$ 165,173.75   |
| 0.00   |        | 7.00     | \$ 120,371.72 | \$ -            |
|        | 1.00   | 0.00     | \$ -          | \$ 17,325.00    |
| 0.00   |        | 1.00     | \$ 36,000.00  | \$ -            |
| 0.00   |        | 1.00     | \$ 12,950.00  | \$ -            |
| 0.00   |        | 1.00     | \$ 14,500.00  | \$ -            |
| 0.00   |        | 0.00     | \$ -          | \$ -            |
|        | 2.00   | 0.00     | \$ -          | \$ (9,900.00)   |
| 2.00   |        | 6.00     | \$ 29,327.40  | \$ 9,775.80     |
| 0.00   |        | 0.00     | \$ -          | \$ -            |
| 0.00   |        | 0.00     | \$ -          | \$ -            |
|        | 1.00   | 1,253.00 | \$ 510,158.95 | \$ (407.15)     |
|        | 1.00   | 671.00   | \$ 264,917.51 | \$ (394.81)     |
| 374.00 |        | 2,381.00 | \$ 47,024.75  | \$ 7,386.50     |
|        | 180.00 | 320.00   | \$ 992.00     | \$ (558.00)     |
|        | 180.00 | 320.00   | \$ 992.00     | \$ (558.00)     |
|        | 57.00  | 243.00   | \$ 1,494.45   | \$ (350.55)     |
|        | 57.00  | 243.00   | \$ 1,494.45   | \$ (350.55)     |

|  |        |          |              |               |
|--|--------|----------|--------------|---------------|
|  | 127.00 | 173.00   | \$ 1,773.25  | \$ (1,301.75) |
|  | 127.00 | 173.00   | \$ 1,773.25  | \$ (1,301.75) |
|  | 137.00 | 3,930.00 | \$ 69,914.70 | \$ (2,437.23) |
|  |        | 0.00     | \$ -         | \$ -          |

|                                                    |    |                        |
|----------------------------------------------------|----|------------------------|
| <b>Original Contract Amount:</b>                   |    | <b>\$ 4,204,152.95</b> |
| <b>Previous Change Orders:</b>                     |    |                        |
| Change Order No. 1:                                | \$ | (62,712.91)            |
| Change Order No. 2:                                | \$ | 300,330.27             |
| Change Order No. 3:                                | \$ | 630.37                 |
| Change Order No. 4:                                | \$ | 72,351.93              |
| Change Order No. 5:                                | \$ | 23,007.52              |
| Change Order No. 6:                                |    |                        |
| <b>Current Change Order Amount:</b>                |    | <b>\$ 170,379.14</b>   |
| <b>Contingency used on Previous Change Orders:</b> |    | <b>\$ 62,712.91</b>    |
| <b>Contingency used on Current Change Order:</b>   |    | <b>\$ -</b>            |
| <b>Revised Contract Amount:</b>                    |    | <b>\$ 4,770,852.18</b> |

y next to Alexander Construction. If this issue was ignored, and Jackson St roadway existing. This elevation difference was not taken into consideration when reviewing nsition North of Knickerbocker)

structed per the pavement detail listed on sheet C-306 in the plan set. An approximate sing the plan quantity by an additional 300 SY.  
s and herein.

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Pete Madrid Jr., Operations, Public Works

Meeting Date: December 17, 2024

Item type: Consent Item

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## **Caption:**

Consider awarding RFQ PW-02-25 for Architectural Professional Services Indefinite Delivery Indefinite Quantity Multiple Award Task Order Contracts to five discipline-specific professional service consultants and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich)

## **Staff Recommendation:**

Approve

## **Summary/History:**

A Request for Qualifications was published in search of qualified firms specializing in architectural engineering services and related disciplines. The scope of services solicited through RFQ PW-02-25 includes Architectural Design and Engineering Services; Environmental Documents; Plans, Specifications, and Estimates; Surveying; and additional documents pertaining to Streets, Water and Sewer Utilities, Parks, Facilities, and Construction Management for the City.

Award by City Council will initiate the process of establishing an Indefinite Delivery Indefinite Quantity (IDIQ) Master Contract with each respective firm. IDIQ contracts allow City staff to seek proposals from qualified firms on a case-by-case, as-needed basis. Individual Task Orders will be awarded under the Master Contract based on the provided statements of work and related service fees. Task Orders and funding will be approved according to established dollar amounts and the Purchasing Policy. Master Contracts executed under RFQ PW-02-25 will be valid for a period of three years.

The City received qualifications from the following five firms on December 4, 2024. Staff recommends entering into contracts with all five firms based on the scoring criteria used during the selection process.

- Brandstetter Carroll, Inc.
- KFW Architects
- Orlo Forensics
- Parkhill
- Westwood Professional Services, Inc.

## **Funding Source(s):**

**Financial Impact:**

No dollar amount is predetermined for the individual Master Contract(s). Proposals will be submitted with each individual project Task Order. Council authorization for individual Task Order(s) will be sought as applicable under the Purchasing Policy.

**Other Information/Recommendation:**

Staff recommends awarding RFQ PW-02-25 to all respondents and executing Master Contracts with each respective firm.

**Attachments:**

- |    |                                                                              |                                                                                  |
|----|------------------------------------------------------------------------------|----------------------------------------------------------------------------------|
| 1. | PW-02-25 Acknowledgement                                                     | PW-02-25 Acknowledgement.pdf                                                     |
| 2. | RFQ PW-02-25 Public Works _ IDIQ -Architectural Services - Executive Summary | RFQ PW-02-25 Public Works _ IDIQ -Architectural Services - Executive Summary.pdf |

**Presentation:**

Patrick Frerich

**Approvals/Reviews:**

|                   |                   |
|-------------------|-------------------|
| Pete Madrid Jr.   | Created/Initiated |
| Patrick Frerich   | Approved          |
| Shane Kelton      | Approved          |
| Brandon Dyson     | Approved          |
| Jeffrey Tomlinson | Approved          |
| Tina Dierschke    | Approved          |
| Brandon Dyson     | Approved          |
| Heather Stastny   | Final Approval    |





**RFQ Acknowledgement**

PW-02-25 • Public Works / IDIQ - Architectural Services

*Wednesday, December 4, 2024 2 p.m.*

- 1 Brandstetter Carroll Inc.
- 2 KFW Architects
- 3 Orlo Forensics
- 4 Parkhill
- 5 Westwood Professional Services, Inc.



# Scoring Summary

## Active Submissions

|                                      | Total     | B - Technical Evaluation | B-1 - Completeness and conformity of the reply to RFQ | B-2 - Overall approach and methodology to be used to accomplish the RFQ requirements | B-3 - Staff Qualifications and Organization Experience |
|--------------------------------------|-----------|--------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------|--------------------------------------------------------|
| Supplier                             | / 100 pts | / 100 pts                | / 20 pts                                              | / 40 pts                                                                             | / 35 pts                                               |
| KFW Architects                       | 95 pts    | 95 pts                   | 19.25 pts                                             | 37.75 pts                                                                            | 33 pts                                                 |
| Brandstetter Carroll Inc.            | 94.25 pts | 94.25 pts                | 19 pts                                                | 36.25 pts                                                                            | 34 pts                                                 |
| Westwood Professional Services, Inc. | 92.5 pts  | 92.5 pts                 | 19.25 pts                                             | 35 pts                                                                               | 33.25 pts                                              |



|                | Total     | B - Technical<br>Evaluation | B-1 - Completeness<br>and conformity of<br>the reply to RFQ | B-2 - Overall<br>approach and<br>methodology to be<br>used to accomplish<br>the RFQ<br>requirements | B-3 - Staff<br>Qualifications and<br>Organization<br>Experience |
|----------------|-----------|-----------------------------|-------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|-----------------------------------------------------------------|
| Supplier       | / 100 pts | / 100 pts                   | / 20 pts                                                    | / 40 pts                                                                                            | / 35 pts                                                        |
| Parkhill       | 90 pts    | 90 pts                      | 17.75 pts                                                   | 34.75 pts                                                                                           | 32.5 pts                                                        |
| Orlo Forensics | 88.5 pts  | 88.5 pts                    | 16.25 pts                                                   | 33.5 pts                                                                                            | 33.75 pts                                                       |

|                              | B-4 - References |
|------------------------------|------------------|
| Supplier                     | / 5 pts          |
| KFW Architects               | 5 pts            |
| Brandstetter Carroll<br>Inc. | 5 pts            |
| Westwood                     | 5 pts            |



|                             | B-4 - References |
|-----------------------------|------------------|
| Supplier                    | / 5 pts          |
| Professional Services, Inc. |                  |
| Parkhill                    | 5 pts            |
| Orlo Forensics              | 5 pts            |



# Proposal Scores

## Parkhill - Scoring Summary

### Evaluation Group 1 - Purchasing/Compliance Evaluation

|                     |
|---------------------|
|                     |
| Reviewer            |
| Patrick Frerich     |
| Jeremy Miller       |
| Charles Michalewicz |
| Pete Madrid         |
|                     |



|             |
|-------------|
|             |
|             |
| Calculated: |

Evaluation Group 2 - Technical Evaluation

|                     | Total     | B - Technical Evaluation | B-1 - Completeness and conformity of the reply to RFQ | B-2 - Overall approach and methodology to be used to accomplish the RFQ requirements | B-3 - Staff Qualifications and Organization Experience |
|---------------------|-----------|--------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------|--------------------------------------------------------|
| Reviewer            | / 100 pts | / 100 pts                | / 20 pts                                              | / 40 pts                                                                             | / 35 pts                                               |
| Patrick Frerich     | 95 pts    | 95 pts                   | 20 pts                                                | 35 pts                                                                               | 35 pts                                                 |
| Jeremy Miller       | 95 pts    | 95 pts                   | 20 pts                                                | 38 pts                                                                               | 32 pts                                                 |
| Charles Michalewicz | 81 pts    | 81 pts                   | 16 pts                                                | 30 pts                                                                               | 30 pts                                                 |



|             | Total     | B - Technical<br>Evaluation | B-1 - Completeness<br>and conformity of<br>the reply to RFQ | B-2 - Overall<br>approach and<br>methodology to be<br>used to accomplish<br>the RFQ<br>requirements | B-3 - Staff<br>Qualifications and<br>Organization<br>Experience |
|-------------|-----------|-----------------------------|-------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|-----------------------------------------------------------------|
| Reviewer    | / 100 pts | / 100 pts                   | / 20 pts                                                    | / 40 pts                                                                                            | / 35 pts                                                        |
| Pete Madrid | 89 pts    | 89 pts                      | 15 pts                                                      | 36 pts                                                                                              | 33 pts                                                          |
|             |           | Average:                    | 17.75 pts                                                   | 34.75 pts                                                                                           | 32.5 pts                                                        |
|             |           | Consensus:                  | -                                                           | -                                                                                                   | -                                                               |
|             |           |                             | ↓                                                           | ↓                                                                                                   | ↓                                                               |
| Calculated: | 90 pts    | 90 pts                      | 17.75 pts                                                   | 34.75 pts                                                                                           | 32.5 pts                                                        |

|          | B-4 - References |
|----------|------------------|
| Reviewer | / 5 pts          |



|                     | B-4 - References |
|---------------------|------------------|
| Reviewer            | / 5 pts          |
| Patrick Frerich     | 5 pts            |
| Jeremy Miller       | 5 pts            |
| Charles Michalewicz | 5 pts            |
| Pete Madrid         | 5 pts            |
|                     | 5 pts            |
|                     | -                |
|                     | ↓                |
| Calculated:         | 5 pts            |





**Westwood Professional Services, Inc. - Scoring Summary**

**Evaluation Group 1 - Purchasing/Compliance Evaluation**

|                     |
|---------------------|
|                     |
| Reviewer            |
| Patrick Frerich     |
| Jeremy Miller       |
| Charles Michalewicz |
| Pete Madrid         |
|                     |
|                     |
|                     |



Calculated:

## Evaluation Group 2 - Technical Evaluation

|                     | Total     | B - Technical Evaluation | B-1 - Completeness and conformity of the reply to RFQ | B-2 - Overall approach and methodology to be used to accomplish the RFQ requirements | B-3 - Staff Qualifications and Organization Experience |
|---------------------|-----------|--------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------|--------------------------------------------------------|
| Reviewer            | / 100 pts | / 100 pts                | / 20 pts                                              | / 40 pts                                                                             | / 35 pts                                               |
| Patrick Frerich     | 95 pts    | 95 pts                   | 20 pts                                                | 35 pts                                                                               | 35 pts                                                 |
| Jeremy Miller       | 85 pts    | 85 pts                   | 20 pts                                                | 30 pts                                                                               | 30 pts                                                 |
| Charles Michalewicz | 98 pts    | 98 pts                   | 20 pts                                                | 38 pts                                                                               | 35 pts                                                 |
| Pete Madrid         | 92 pts    | 92 pts                   | 17 pts                                                | 37 pts                                                                               | 33 pts                                                 |
|                     |           | Average:                 | 19.25 pts                                             | 35 pts                                                                               | 33.25 pts                                              |



|                    |                 |                   |                  |               |                  |
|--------------------|-----------------|-------------------|------------------|---------------|------------------|
|                    |                 | <b>Consensus:</b> | -                | -             | -                |
|                    |                 |                   | ↓                | ↓             | ↓                |
| <b>Calculated:</b> | <b>92.5 pts</b> | <b>92.5 pts</b>   | <b>19.25 pts</b> | <b>35 pts</b> | <b>33.25 pts</b> |

|                     |                         |
|---------------------|-------------------------|
|                     | <b>B-4 - References</b> |
| <b>Reviewer</b>     | <b>/ 5 pts</b>          |
| Patrick Frerich     | 5 pts                   |
| Jeremy Miller       | 5 pts                   |
| Charles Michalewicz | 5 pts                   |
| Pete Madrid         | 5 pts                   |
|                     | <b>5 pts</b>            |
|                     | -                       |



|             |       |
|-------------|-------|
|             | ↓     |
| Calculated: | 5 pts |



**KFW Architects - Scoring Summary**

**Evaluation Group 1 - Purchasing/Compliance Evaluation**

|                     |
|---------------------|
|                     |
| Reviewer            |
| Patrick Frerich     |
| Jeremy Miller       |
| Charles Michalewicz |
| Pete Madrid         |
|                     |
|                     |
|                     |



Calculated:

## Evaluation Group 2 - Technical Evaluation

|                     | Total     | B - Technical Evaluation | B-1 - Completeness and conformity of the reply to RFQ | B-2 - Overall approach and methodology to be used to accomplish the RFQ requirements | B-3 - Staff Qualifications and Organization Experience |
|---------------------|-----------|--------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------|--------------------------------------------------------|
| Reviewer            | / 100 pts | / 100 pts                | / 20 pts                                              | / 40 pts                                                                             | / 35 pts                                               |
| Patrick Frerich     | 100 pts   | 100 pts                  | 20 pts                                                | 40 pts                                                                               | 35 pts                                                 |
| Jeremy Miller       | 92 pts    | 92 pts                   | 20 pts                                                | 35 pts                                                                               | 32 pts                                                 |
| Charles Michalewicz | 93 pts    | 93 pts                   | 20 pts                                                | 38 pts                                                                               | 30 pts                                                 |
| Pete Madrid         | 95 pts    | 95 pts                   | 17 pts                                                | 38 pts                                                                               | 35 pts                                                 |
|                     |           | Average:                 | 19.25 pts                                             | 37.75 pts                                                                            | 33 pts                                                 |



|             |        |            |           |           |        |
|-------------|--------|------------|-----------|-----------|--------|
|             |        | Consensus: | -         | -         | -      |
|             |        |            | ↓         | ↓         | ↓      |
| Calculated: | 95 pts | 95 pts     | 19.25 pts | 37.75 pts | 33 pts |

|                     |                  |
|---------------------|------------------|
|                     | B-4 - References |
| Reviewer            | / 5 pts          |
| Patrick Frerich     | 5 pts            |
| Jeremy Miller       | 5 pts            |
| Charles Michalewicz | 5 pts            |
| Pete Madrid         | 5 pts            |
|                     | 5 pts            |
|                     | -                |



|             |       |
|-------------|-------|
|             | ↓     |
| Calculated: | 5 pts |





# Orlo Forensics - Scoring Summary

## Evaluation Group 1 - Purchasing/Compliance Evaluation

|                     |
|---------------------|
|                     |
| Reviewer            |
| Patrick Frerich     |
| Jeremy Miller       |
| Charles Michalewicz |
| Pete Madrid         |
|                     |
|                     |
|                     |



Calculated:

## Evaluation Group 2 - Technical Evaluation

|                     | Total     | B - Technical Evaluation | B-1 - Completeness and conformity of the reply to RFQ | B-2 - Overall approach and methodology to be used to accomplish the RFQ requirements | B-3 - Staff Qualifications and Organization Experience |
|---------------------|-----------|--------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------|--------------------------------------------------------|
| Reviewer            | / 100 pts | / 100 pts                | / 20 pts                                              | / 40 pts                                                                             | / 35 pts                                               |
| Patrick Frerich     | 92 pts    | 92 pts                   | 12 pts                                                | 40 pts                                                                               | 35 pts                                                 |
| Jeremy Miller       | 83 pts    | 83 pts                   | 18 pts                                                | 30 pts                                                                               | 30 pts                                                 |
| Charles Michalewicz | 89 pts    | 89 pts                   | 20 pts                                                | 29 pts                                                                               | 35 pts                                                 |
| Pete Madrid         | 90 pts    | 90 pts                   | 15 pts                                                | 35 pts                                                                               | 35 pts                                                 |
|                     |           | Average:                 | 16.25 pts                                             | 33.5 pts                                                                             | 33.75 pts                                              |



|             |          |            |           |          |           |
|-------------|----------|------------|-----------|----------|-----------|
|             |          | Consensus: | -         | -        | -         |
|             |          |            | ↓         | ↓        | ↓         |
| Calculated: | 88.5 pts | 88.5 pts   | 16.25 pts | 33.5 pts | 33.75 pts |

|                     |                  |
|---------------------|------------------|
|                     | B-4 - References |
| Reviewer            | / 5 pts          |
| Patrick Frerich     | 5 pts            |
| Jeremy Miller       | 5 pts            |
| Charles Michalewicz | 5 pts            |
| Pete Madrid         | 5 pts            |
|                     | 5 pts            |
|                     | -                |



|                    |              |
|--------------------|--------------|
|                    | ↓            |
| <b>Calculated:</b> | <b>5 pts</b> |



# Brandstetter Carroll Inc. - Scoring Summary

## Evaluation Group 1 - Purchasing/Compliance Evaluation

|                     |
|---------------------|
|                     |
| Reviewer            |
| Patrick Frerich     |
| Jeremy Miller       |
| Charles Michalewicz |
| Pete Madrid         |
|                     |
|                     |
|                     |



Calculated:

## Evaluation Group 2 - Technical Evaluation

|                     | Total     | B - Technical Evaluation | B-1 - Completeness and conformity of the reply to RFQ | B-2 - Overall approach and methodology to be used to accomplish the RFQ requirements | B-3 - Staff Qualifications and Organization Experience |
|---------------------|-----------|--------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------|--------------------------------------------------------|
| Reviewer            | / 100 pts | / 100 pts                | / 20 pts                                              | / 40 pts                                                                             | / 35 pts                                               |
| Patrick Frerich     | 95 pts    | 95 pts                   | 20 pts                                                | 35 pts                                                                               | 35 pts                                                 |
| Jeremy Miller       | 93 pts    | 93 pts                   | 20 pts                                                | 36 pts                                                                               | 32 pts                                                 |
| Charles Michalewicz | 99 pts    | 99 pts                   | 20 pts                                                | 40 pts                                                                               | 34 pts                                                 |
| Pete Madrid         | 90 pts    | 90 pts                   | 16 pts                                                | 34 pts                                                                               | 35 pts                                                 |
|                     |           | Average:                 | 19 pts                                                | 36.25 pts                                                                            | 34 pts                                                 |



|                    |                  |                   |               |                  |               |
|--------------------|------------------|-------------------|---------------|------------------|---------------|
|                    |                  | <b>Consensus:</b> | -             | -                | -             |
|                    |                  |                   | ↓             | ↓                | ↓             |
| <b>Calculated:</b> | <b>94.25 pts</b> | <b>94.25 pts</b>  | <b>19 pts</b> | <b>36.25 pts</b> | <b>34 pts</b> |

|                     |                         |
|---------------------|-------------------------|
|                     | <b>B-4 - References</b> |
| <b>Reviewer</b>     | <b>/ 5 pts</b>          |
| Patrick Frerich     | 5 pts                   |
| Jeremy Miller       | 5 pts                   |
| Charles Michalewicz | 5 pts                   |
| Pete Madrid         | 5 pts                   |
|                     | <b>5 pts</b>            |
|                     | -                       |



|             |       |
|-------------|-------|
|             | ↓     |
| Calculated: | 5 pts |





# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Pete Madrid Jr., Operations, Operations

Meeting Date: December 17, 2024

Item type: Consent Item

---

## **Caption:**

Consider approving Task Order #3 to Centurion Planning and Design for design services related to the Chadbourne St. Project Phase B and the S-Curve projects in the amount of \$119,647.24 and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich)

## **Staff Recommendation:**

Approve

## **Summary/History:**

Task Order #3 involves providing revisions to the project design and the existing project plan sheets for Chadbourne Street Phase B and Chadbourne Street S-Curve, respectively. The City received grant funding through TxDOT's Transportation Alternatives Set Aside (TASA) program for the construction of improvements to the pedestrian infrastructure on Chadbourne Street from Beauregard to 6th Street. The presence of the grant funding requires updates to various sections of the plan sheets to meet the requirements of the grant. Additionally, nominal changes to the designed layouts are needed to ensure functionality and priorities are maintained in the project.

## **Funding Source(s):**

| Fund:        | Account: | Project Number: | Amount Budgeted: |
|--------------|----------|-----------------|------------------|
| Bond Funding | 534      | 18Chad          | \$119,647.24     |

## **Financial Impact:**

## **Other Information/Recommendation:**

Staff recommends approving Task Order #3 to Centurion Planning and Design.

## **Attachments:**

1. COSA2501D - Chad B Revisions Scope REV 1      COSA2501D - Chad B Revisions Scope REV 1.pdf

## **Presentation:**

Patrick Frerich

**Approvals/Reviews:**

|                   |                   |
|-------------------|-------------------|
| Pete Madrid Jr.   | Created/Initiated |
| Pete Madrid Jr.   | Approved          |
| Patrick Frerich   | Approved          |
| Shane Kelton      | Approved          |
| Brandon Dyson     | Approved          |
| Jeffrey Tomlinson | Approved          |
| Tina Dierschke    | Approved          |
| Brandon Dyson     | Approved          |
| Heather Stastny   | Final Approval    |

**SCOPE OF WORK – REVISION 1**  
**Chadbourn Street Phase B Revisions**  
**Loop 306 to Beauregard Avenue**  
**December 5, 2024**

The following Scope of Work (SOW) describes the consultant work effort required to provide design and plan set revision services for the Chadbourn Phase B project in San Angelo, Texas, by Centurion Planning and Design, LLC. Centurion Planning and Design will be referred to as "CPD," and the City of San Angelo will be referred to as "COSA" in the following document.

Our understanding is the scope of work involves providing revisions to the project design and the project plan sheets that were completed in December 2023 based upon project funding and project scope updates that have occurred since plans were finalized. In addition to design updates, funding received via a TxDOT grant require combining the Chadbourn Phase B and the Chadbourn S-Curve plan sets into a single, comprehensive plan set for bidding and construction.

The project revisions will be completed in multiple elements and tasks as listed below.

**ELEMENT 1 – CIVIL ENGINEERING PLAN SET REVISIONS**

**Task 1.01 – Specification Updates**

Due to the COSA receiving a TxDOT grant for the proposed project, all project specifications are required to be updated to 2024 TxDOT versions. Since TxDOT 2014 and COSA specifications were utilized in the original design of the project, a new specification book will be created for the revised project.

**Task 1.02 – ~~Revise Crosswalks to Remove Borders~~**

~~Due to maintenance and durability issues with the Chadbourn Phase A project, the gray concrete borders on all crosswalks will be removed from the project and replaced with concrete that matches the crosswalks. Crosswalks will also be called out to be placed monolithically to avoid continued durability issues.~~

### **Task 1.03 – Relocate Star From 2<sup>nd</sup> Street to Harris Street**

In the originally completed plans, the decorative star stamping was located at the 2<sup>nd</sup> Street intersection. Plans will be updated to show this star pattern and all related detail items to be removed from the 2<sup>nd</sup> Street intersection and relocated to the Harris Street intersection.

### **Task 1.04 – Revise Curb Ramps to Directional Curb Ramps**

At six (6) locations throughout the length of the project, combined curb ramps allowing for use in multiple directions are proposed. CPD will review each of these locations and replace the bi-directional curb ramps with directional curb ramps if feasible. CPD will review crosswalk and curb ramp locations to determine if the crosswalks can be shifted to allow for directional crosswalks.

### **~~Task 1.05 – College Avenue Intersection Revisions~~**

~~A private business renovating the building on the northeast corner of the College Avenue intersection recently installed new sidewalk and extensive landscaping along the north side of College Avenue. In order to not remove this newly construction sidewalk, all revisions to the northeast sidewalks will be removed from the project plans. As no new survey was requested, plans will call for the proposed revisions to be field fitted to match the existing site.~~

### **~~Task 1.06 – Relocate Planters near Station 44+00~~**

~~CPD will review the layout of the proposed planters at the referenced location and consider whether the location can be adjusted to meet COSA request.~~

### **~~Task 1.07 – Add Downtown San Angelo Trash Can Specifications~~**

~~CPD will request standard trash can specifications from DTSA and include these in the revised plans for installation with the project.~~

### **~~Task 1.08 – Add Sign Post and Light Post Base Shrouds~~**

~~CPD will include details for light post base shrouds that were added into the Chadbourne Phase A project via change order. CPD will also coordinate with COSA Traffic Operations to verify correct shroud specifications.~~

### **Task 1.09 – Extend Bump Out at Station 64+50**

CPD will remove parking spaces and reconfigure the sidewalk bump out near station 64+50 in order to increase room for a potential future entrance archway. CPD will only reconfigure the sidewalk and will not provide any detailing or foundation information for the future archway.

**Task 1.10 – Close 5<sup>th</sup> Street East of Chadbourne**

CPD will revise the east intersection of 5<sup>th</sup> Street and Chadbourne to remove the proposed flush island and replace it with a full curb to close access to 5<sup>th</sup> Street from Chadbourne. CPD will then provide demolition and grading to completely obliterate 5<sup>th</sup> Street from Chadbourne Street east to Volney Street. CPD will provide demolition sheets, grading sheets, and geometrical layout sheet for the proposed changes.

**Task 1.11 – Pedestrian Updates to Railroad Crossing**

CPD will update plans to show ADA detectable warning pads (truncated domes) and pedestrian signage at the railroad crossing between 4<sup>th</sup> and 5<sup>th</sup> Street.

**Task 1.12 – Pedestrian Improvements at Concho Valley Transit (CVT)**

CPD will add additional pedestrian walkways and channeling devised along the CVT property at 5<sup>th</sup> Street. One (1) additional crosswalk and additional segmented fencing will be considered at the CVT to encourage pedestrian traffic to utilize the installed sidewalks.

**~~Task 1.13 – Add Driveway at Station 60+00~~**

~~CPD will add a driveway to the plans at Station 60+00 to accommodate an existing garage entry at that location.~~

**~~Task 1.14 – Leave Fence at San Angelo Economic Development Building~~**

~~Plans will be revised to show the existing CMU block fence located at the Economic Development Building parking lot will remain in place as part of the project.~~

**~~Task 1.15 – Relocate Driveway at Station 58+00~~**

~~Driveway at Station 58+00 will be relocated from Chadbourne Street to 2<sup>nd</sup> Street to minimize drive access to along Chadbourne Street.~~

**Task 1.16 – Irrigation Conduit to CVT Landscape Areas**

Landscaping plans will be updated to show irrigation conduit installed to the decomposed granite landscaping beds at the CVT terminal. Conduit will be supplied to the sites, but no irrigation systems will be designed for the actual sites.

**Task 1.17 – Quantify Material to Fill Voids Under Sidewalks**

Material and quantities will be specified for any large voids found under the proposed sidewalks that may require fill.

**Task 1.18 – Combine S-Curve and Phase B Plans Into a Single Plan Set**

~~Originally, the portions of Chadbourne Street between Loop 306 and the railroad tracks were broken out into a separate plan set from the remaining portion of the street to be reconstructed. As part of the TxDOT grant, both plan sets will be combined into one single, comprehensive plan set for use in bidding and construction.~~

**Task 1.19 – Add Sleeper Slabs to Side Streets**

Sleeper slab callouts and details will be added to the plan set where the proposed concrete pavement meets the existing asphalt pavement.

**Task 1.20 – Traffic Signal Updates**

~~All traffic signal plans will be reviewed based on the above task items and any required updates will be made. Revised signed and sealed traffic plans will be included with the revised plan set.~~

**Task 1.21 – Landscape Architecture Plan Updates**

All landscape architecture plans will be updated based on the above task items. Revised signed and sealed landscape architecture plans will be included with the revised plan set.

No additional service items beyond those listed above are included in this scope of work. Any additional items that may be required will require additional scope and fee be added to this scope of work.

**PROJECT DESIGN FEE**

The table below lists the design fees associated with each of the elements listed above and the total design fee for the project.

| Element | Description                           | Fee                  |
|---------|---------------------------------------|----------------------|
| 1       | Design and Plan Set Revision Services | \$ 119,647.24        |
|         | <b>TOTAL</b>                          | <b>\$ 119,647.24</b> |

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

---



Requestor: Pete Madrid Jr., Operations, Operations

Meeting Date: December 17, 2024

Item type: Consent Item

---

## **Caption:**

Consider awarding Task Order #3 to Kimley-Horn for preparation of an application to the 2025 TxDOT Transportation Alternative Set Aside grant program in the amount of \$57,000 and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich)

## **Staff Recommendation:**

Approve

## **Summary/History:**

The City of San Angelo intends to submit an application for the 2025 TxDOT Transportation Alternatives Set Aside (TASA) Grant Program. This task order is to support the City in data collection, planning, and preliminary engineering in preparation of the Preliminary Application (PA), Detailed Application (DA), and corresponding documentation to apply for the 2025 TxDOT Transportation Alternatives Grant Program.

## **Funding Source(s):**

## **Financial Impact:**

Funding for Task Order #3 is budgeted and available in the FY'25 Street and Bridge expense budget.

## **Other Information/Recommendation:**

Staff recommends approving Task Order #3 to Kimley-Horn.

## **Attachments:**

- |    |                                                                   |                                                                       |
|----|-------------------------------------------------------------------|-----------------------------------------------------------------------|
| 1. | San Angelo_2025 Transportation Alternatives (TA) Application Prep | San Angelo_2025 Transportation Alternatives (TA) Application Prep.pdf |
|----|-------------------------------------------------------------------|-----------------------------------------------------------------------|

## **Presentation:**

Patrick Frerich

## **Approvals/Reviews:**

Pete Madrid Jr.  
Pete Madrid Jr.

Created/Initiated  
Approved



Patrick Frerich  
Shane Kelton  
Brandon Dyson  
Jeffrey Tomlinson  
Tina Dierschke  
Brandon Dyson  
Heather Stastny

Approved  
Approved  
Approved  
Approved  
Approved  
Approved  
Final Approval



December 5<sup>th</sup>, 2024

Patrick Frerich  
Director of Operations  
City of San Angelo  
1729 St. Ann Street  
San Angelo, TX 76905

**RE: *Scope of Services for 2025 TxDOT Transportation Alternatives (TA) Application Preparation for City of San Angelo, TX***

Dear Mr. Frerich,

Kimley-Horn and Associates, Inc. ("KH") is pleased to submit this letter agreement (the "Agreement") to the City of San Angelo ("the Client") for services related to the application preparation for the 2025 TxDOT Transportation Alternatives (TA) Program for the City of San Angelo, TX. This proposal is to support the city to prepare the Preliminary Application (PA), Detailed Application (DA), and corresponding documentation to apply for the 2025 TxDOT Transportation Alternatives Grant Program. Our scope of services, schedule, and fee are presented below.

### **Scope of Services**

The objective of this project is to assist the client in the preparation of the TA Application. Below is a summary of the project which will be submitted under the "Large Scale Active Transportation Infrastructure Project" category:

Curb and gutter, drainage, and pedestrian sidewalk improvements along the following locations:

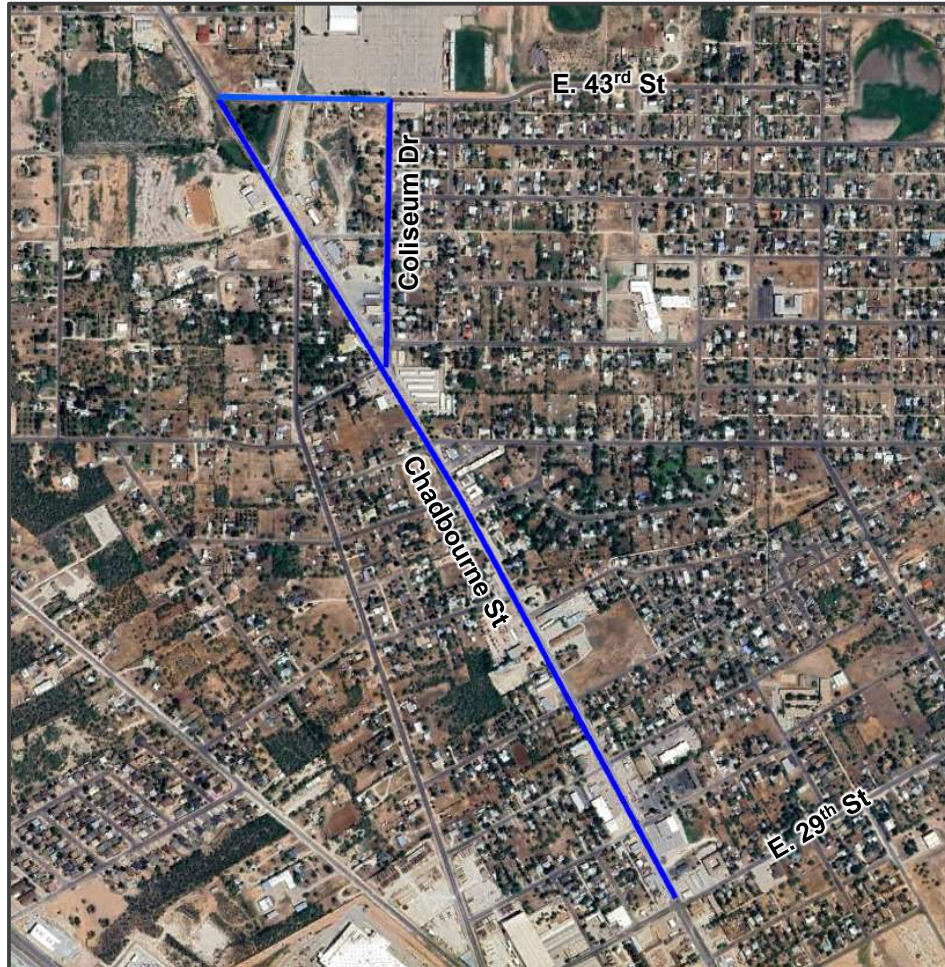
- Along Chadbourne Street from E. 29<sup>th</sup> Street to W. 43<sup>rd</sup> Street

Pedestrian sidewalk improvements along the following locations:

- Along Coliseum Drive from Chadbourne Street to E. 43<sup>rd</sup> Street
- Along E./W. 43<sup>rd</sup> Street from Chadbourne Street to Coliseum Drive

**Figure 1** on the next page shows the project extents in blue which will be submitted as a single application.

Figure 1 – Project Location Map



The following scope of services apply for the project locations shown above:

## Task 1 Preliminary Application (PA) Preparation

The Preliminary Application (PA) is the first step in a two-step process of submitting a grant application for the 2025 TxDOT TA Program. The following subtasks will be performed as part of this task.

### 1.1 Preliminary Application Preparation

KH will provide the following services:

- Prepare one (1) 2025 TA Preliminary Application which consists of the following:
  - Prepare one (1) Google digital map and brief description of the proposed project including noteworthy land uses and landmarks within the project vicinity.

- Development of planning-level project costs for the creation of specifications, estimates, production of plans, environmental documentation, and construction cost.
- Coordinate with Client to compile and format supporting documents and fill out application.
- Submit application electronically to TxDOT.

## 1.2 Deliverables for Preliminary Application

The TA Preliminary Application will include a Google map of the project locations, and a planning-level project cost estimate. KH's project deliverables will include:

- **100% (Draft) Submittal:** KH will prepare and submit an electronic version of the TA Preliminary Application to the Client for review. KH will submit the application in accordance with 100% (draft) submittal format.
- **100% (Final) Submittal:** KH will address any necessary review comments from the Client and submit the final application to TxDOT, in electronic format.

KH will proceed with Task 2 only after written approval is received from the Client.

## Task 2 Detailed Application (DA) Preparation

The Detailed Application (DA) is the second step in a two-step process of submitting a grant application for the 2025 TxDOT TA Program. The following subtasks will be performed as part of this task.

### 2.1 Detailed Application Preparation

KH will provide the following services:

- Prepare one (1) 2025 TA Detailed Application which will consist of the following:
  - Update (from Preliminary Application) one (1) Google digital map and description of the proposed project including noteworthy land uses and landmarks within project vicinity.
  - Perform one (1) field visit to verify existing sidewalk, potential utility conflicts (above ground), and other existing elements in the project vicinity.
  - Development of Preliminary Plan Layout including:
    - Plan view layout at scale of proposed improvements
    - Typical sections
  - Develop project layout maps.
  - Obtain crash data within study area from TxDOT Crash Records Information System (CRIS).
  - Prepare a connectivity map identifying connections to major destinations and identify infrastructure gaps for connectivity and accessibility issues that can be alleviated after the completion of the project.
  - Locate destinations of interest (schools, transit facilities, parks) and existing pedestrian infrastructure within the study area.
  - Identify economically disadvantaged populations using available demographic data and/or US census data.

- Identify if the project occurs around properties listed on the National Register of Historic Places, is located within range of protected species, or involves placement of fill in wetlands or waters of the United States.
- Update (from Preliminary Application) itemized budget to include detailed breakdown of all construction costs.
- Collect and include all letters of support (provided by client).
- Develop Project Timeline estimating the number of months it will take to complete this project from planning through construction.
- Coordinate with Client to compile and format supporting documents and fill out application.
- Submit application electronically to TxDOT.

## 2.2 Deliverables for Detailed Application

The TA Detailed Applications (DA) will have the following project deliverables:

- **100% (Draft) Submittal:** KH will prepare and submit an electronic version of the TA Detailed Application to the Client for review. KH will submit the application in accordance with 100% (draft) submittal format.
- **100% (Final) Submittal:** KH will address any necessary review comments from the Client and submit the final application to TxDOT in electronic format.

## Task 3 Public Pop-Up Event

### 3.1 Public Engagement Event

KH will attend one public engagement meeting within the subject neighborhood. KH will provide meeting activity and engagement materials needed for the event. Feedback from the meeting will be compiled and included in the Detailed Application. The City to determine venue space, and coordinate on all advertising and outreach for event.

### 3.2 Deliverables

The deliverables for this task will consist of one (1) In-Person Public Engagement Meeting and compiled feedback from the pop-up event.

## Task 4 Bike Facility Plan Revision

### 4.1 Bike Facility Plan Revision

KH will assist the city to amend the “Proposed Master Bicycle Facility Plan” to incorporate additional key corridors. The City will provide guidance on which corridor sections would like to be prioritized for the Bike Facility Plan update and KH will use ArcGIS to incorporate these changes. The City shall provide all necessary electronic GIS files to edit this document.

#### **4.2 Deliverables**

KH will prepare for and submit the revised version of the “Proposed Master Bicycle Facility Plans” to the Client for review. KH will address one (1) round of comments from the Client and submit the updated plan to the City.

### **Notes & Assumptions**

This scope and fee are based on the following:

1. Fees are to perform each task one time with one round of comment resolutions. Additional revisions to address Jurisdictional review comments will be made on an hourly basis.
2. The project extents shown in Figure 1 are subject to change, after further discussions with City staff.
3. These services do not include traffic counts at the subject locations.
4. Services that are not specified under Scope of Services, including any additional meetings requested by the Client, will be provided as additional services when requested and authorized in writing by the Client. Compensation for additional services will be on a time and materials basis and billed according to our standard rate schedule.
5. For Task 4, Bike Facility Plan revision, the City shall provide all necessary electronic GIS files to edit this document. KH will not recreate the existing document.
6. For the Public Engagement Event, the City shall determine venue space, pay for cost of the venue space (if necessary), coordinate on all advertising and outreach for event, and specify the event time.
7. The 2025 TxDOT TA Notice of Funding Opportunity (NOFO) or call for projects has not been announced by TxDOT yet. However, it is expected to be similar to the 2023 call for projects. The services in this scope are based on the previous TxDOT TA 2023 NOFO document. Any significant deviations from prior calls will require modifications to this scope.
8. Submission of this application does not guarantee acceptance of application from TxDOT.
9. These services do not include site investigation, survey, SUE, ROW, traffic counts, or additional meetings; however, these services can be provided as an Additional Service.

### **Additional Services**

Services that are not specified under Scope of Services, including any additional meetings requested by the Client, will be provided as additional services when requested and authorized in writing by the Client. Compensation for additional services will be on a time and materials basis in accordance with our Standard Hourly Rate Schedule.

### **Schedule**

KH will work with the Client to develop a mutually acceptable project schedule, and plan for submission on or prior to TxDOT’s Call for Projects submittal deadline.



## Fee and Billing

Kimley-Horn will perform the services in Tasks 1-4 for the total lump sum labor fee below. Individual task amounts are informational only. KH will only proceed with Tasks 3-4 only after authorized in writing from the Client.

### Task and Fee Summary Table

|                |                                                |              |
|----------------|------------------------------------------------|--------------|
| <b>Task 1:</b> | Preliminary Application (PA) Preparation       | \$ 5,000 LS  |
| <b>Task 2:</b> | Detailed Application (DA) Preparation          | \$ 43,000 LS |
| <b>Task 3:</b> | Public Pop-Up Event <i>(if needed)</i>         | \$ 4,500 LS  |
| <b>Task 4:</b> | Bike Facility Plan Revision <i>(if needed)</i> | \$ 3,500 LS  |

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|                            |                 |
|----------------------------|-----------------|
| <b>Lump Sum (LS) Total</b> | <b>\$57,000</b> |
|----------------------------|-----------------|

Lump sum fees will be invoiced monthly based upon the overall percentage of services performed. Reimbursable expenses will be invoiced based upon expenses incurred. Payment will be due within 25 days of your receipt of the invoice and should include the invoice number and Kimley-Horn project number.

## Closure

In addition to the matters set forth herein, our Agreement shall include and be subject to, and only to, the terms and conditions in the attached Standard Provisions, which are incorporated by reference. As used in the Standard Provisions, the term "the Consultant" shall refer to Kimley-Horn and Associates, Inc., and the term "the Client" shall refer to the City of San Angelo.

If you concur in all the foregoing and wish to direct us to proceed with the services, please have authorized persons execute both copies of this Agreement in the spaces provided below, retain one copy, and return the other to us. Fees stated in this Agreement are valid for sixty (60) days after the date of this letter.

We appreciate the opportunity to provide these services to you. Please contact me if you have any questions.

Very truly yours,

**KIMLEY-HORN AND ASSOCIATES, INC.**



By: Douglas Arnold, P.E.  
Contract Specialist



Abby Axelson, P.E.  
Project Manager

Agreed to on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

City of San Angelo, Texas

By: \_\_\_\_\_

\_\_\_\_\_  
(Print or Type Name)

\_\_\_\_\_  
(Title)

\_\_\_\_\_  
(Email Address)



**KIMLEY-HORN AND ASSOCIATES, INC.  
STANDARD PROVISIONS**

- 1) **Kimley-Horn's Scope of Services and Additional Services.** Kimley-Horn will perform only the services specifically described in this Agreement ("Services"). Any services that are not set forth in the scope of Services described herein will constitute additional services ("Additional Services"). If requested by the Client and agreed to by Kimley-Horn, Kimley-Horn will perform Additional Services, which shall be governed by these provisions. Unless otherwise agreed to in writing, the Client shall pay Kimley-Horn for any Additional Services an amount based upon Kimley-Horn's then-current hourly rates plus an amount to cover certain direct expenses including telecommunications, in-house reproduction, postage, supplies, project related computer time, and local mileage. Other direct expenses will be billed at 1.15 times cost.
- 2) **Client's Responsibilities.** In addition to other responsibilities herein or imposed by law, the Client shall:
  - a. Designate in writing a person to act as its representative, such person having complete authority to transmit instructions, receive information, and make or interpret the Client's decisions.
  - b. Provide all information and criteria as to the Client's requirements, objectives, and expectations for the project and all standards of development, design, or construction.
  - c. Provide Kimley-Horn all available studies, plans, or other documents pertaining to the project, such as surveys, engineering data, environmental information, etc., all of which Kimley-Horn may rely upon.
  - d. Arrange for access to the site and other property as required for Kimley-Horn to provide its services.
  - e. Review all documents or reports presented by Kimley-Horn and communicate decisions pertaining thereto within a reasonable time so as not to delay Kimley-Horn.
  - f. Furnish approvals and permits from governmental authorities having jurisdiction over the project and approvals and consents from other parties as may be necessary.
  - g. Obtain any independent accounting, legal, insurance, cost estimating, and feasibility services required by Client.
  - h. Give prompt written notice to Kimley-Horn whenever the Client becomes aware of any development that affects Kimley-Horn's services or any defect or noncompliance in any aspect of the project.
- 3) **Period of Services.** Unless otherwise stated herein, Kimley-Horn will begin work after receipt of a properly executed copy of this Agreement. This Agreement assumes conditions permitting continuous and orderly progress through completion of the services. Times for performance shall be extended as necessary for delays or suspensions due to circumstances that Kimley-Horn does not control. If such delay or suspension extends for more than six months, Kimley-Horn's compensation shall be renegotiated.
- 4) **Method of Payment.** Client shall pay Kimley-Horn as follows:
  - a. Invoices will be submitted periodically for services performed and expenses incurred. Payment of each invoice will be due within 25 days of receipt. The Client shall also pay any applicable sales tax. All retainers will be held by Kimley-Horn and applied against the final invoice. Interest will be added to accounts not paid within 25 days at the maximum rate allowed by law. If the Client fails to make any payment due under this or any other agreement within 30 days after Kimley-Horn's transmittal of its invoice, Kimley-Horn may, after giving notice to the Client, suspend services and withhold deliverables until all amounts due are paid.
  - b. The Client will remit all payments electronically to:  
Account Name: KIMLEY-HORN AND ASSOCIATES, INC.  
Bank Name and Address: WELLS FARGO BANK, N.A., SAN FRANCISCO, CA 94104  
Account Number: 2073089159554  
ABA#: 121000248

- c. The Client will send the project number, invoice number and other remittance information by e-mail to [payments@kimley-horn.com](mailto:payments@kimley-horn.com) at the time of payment.
  - d. If the Client relies on payment or proceeds from a third party to pay Kimley-Horn and Client does not pay Kimley-Horn's invoice within 60 days of receipt, Kimley-Horn may communicate directly with such third party to secure payment.
  - e. If the Client objects to an invoice, it must advise Kimley-Horn in writing giving its reasons within 14 days of receipt of the invoice or the Client's objections will be waived, and the invoice shall conclusively be deemed due and owing. If the Client objects to only a portion of the invoice, payment for all other portions remains due.
  - f. If Kimley-Horn initiates legal proceedings to collect payment, it shall recover, in addition to all amounts due, its reasonable attorneys' fees, reasonable experts' fees, and other expenses related to the proceedings. Such expenses shall include the cost, at Kimley-Horn's normal hourly billing rates, of the time devoted to such proceedings by its employees.
  - g. The Client agrees that the payment to Kimley-Horn is not subject to any contingency or condition. Kimley-Horn may negotiate payment of any check tendered by the Client, even if the words "in full satisfaction" or words intended to have similar effect appear on the check without such negotiation being an accord and satisfaction of any disputed debt and without prejudicing any right of Kimley-Horn to collect additional amounts from the Client.
- 5) **Use of Deliverables.** All documents, data, and other deliverables prepared by Kimley-Horn are related exclusively to the services described in this Agreement and may be used only if the Client has satisfied all of its obligations under this Agreement. They are not intended or represented to be suitable for use or reuse by the Client or others on extensions of this project or on any other project. Any modifications by the Client to any of Kimley-Horn's deliverables, or any reuse of the deliverables without written authorization by Kimley-Horn will be at the Client's sole risk and without liability to Kimley-Horn, and the Client shall indemnify, defend and hold Kimley-Horn harmless from all claims, damages, losses and expenses, including but not limited to attorneys' fees, resulting therefrom. Kimley-Horn's electronic files and source code remain the property of Kimley-Horn and shall be provided to the Client only if expressly provided for in this Agreement. Any electronic files not containing an electronic seal are provided only for the convenience of the Client and use of them is at the Client's sole risk. In the case of any defects in the electronic files or any discrepancies between them and the hardcopy of the deliverables prepared by Kimley-Horn, the hardcopy shall govern.
- 6) **Intellectual Property.** Kimley-Horn may use or develop its proprietary software, patents, copyrights, trademarks, trade secrets, and other intellectual property owned by Kimley-Horn or its affiliates ("Intellectual Property") in the performance of this Agreement. Intellectual Property, for purposes of this section, does not include deliverables specifically created for Client pursuant to the Agreement and use of such deliverables is governed by section 5 of this Agreement. Unless explicitly agreed to in writing by both parties to the contrary, Kimley-Horn maintains all interest in and ownership of its Intellectual Property and conveys no interest, ownership, license to use, or any other rights in the Intellectual Property to Client. Any enhancements of Intellectual Property made during the performance of this Agreement are solely owned by Kimley-Horn and its affiliates. If Kimley-Horn's services include providing Client with access to or a license for Kimley-Horn's (or its affiliates') proprietary software or technology, Client agrees to the terms of the Software License Agreement set forth at <https://www.kimley-horn.com/khts-software-license-agreement> ("the License Agreement") which terms are incorporated herein by reference.
- 7) **Opinions of Cost.** Because Kimley-Horn does not control the cost of labor, materials, equipment or services furnished by others, methods of determining prices, or competitive bidding or market conditions, any opinions rendered as to costs, including but not limited to the costs of construction and materials, are made solely based on its judgment as a professional familiar with the industry. Kimley-Horn cannot

and does not guarantee that proposals, bids or actual costs will not vary from its opinions of cost. If the Client wishes greater assurance as to the amount of any cost, it shall employ an independent cost estimator. Kimley-Horn's services required to bring costs within any limitation established by the Client will be paid for as Additional Services.

- 8) **Termination.** The obligation to provide further services under this Agreement may be terminated by either party upon seven days' written notice in the event of substantial failure by the other party to perform in accordance with the terms hereof, or upon thirty days' written notice for the convenience of the terminating party. Kimley-Horn shall be paid for all services rendered and expenses incurred to the effective date of termination, and other reasonable expenses incurred by Kimley-Horn as a result of such termination.
- 9) **Standard of Care.** The standard of care applicable to Kimley-Horn's services will be the degree of care and skill ordinarily exercised by consultants performing the same or similar services in the same locality at the time the services are provided. No warranty, express or implied, is made or intended by Kimley-Horn's performance of services, and it is agreed that Kimley-Horn is not a fiduciary with respect to the Client.
- 10) **LIMITATION OF LIABILITY.** IN RECOGNITION OF THE RELATIVE RISKS AND BENEFITS OF THE PROJECT TO THE CLIENT AND KIMLEY-HORN, THE RISKS ARE ALLOCATED SUCH THAT, TO THE FULLEST EXTENT ALLOWED BY LAW, AND NOTWITHSTANDING ANY OTHER PROVISIONS OF THIS AGREEMENT OR THE EXISTENCE OF APPLICABLE INSURANCE COVERAGE, THAT THE TOTAL LIABILITY, IN THE AGGREGATE, OF KIMLEY-HORN AND KIMLEY-HORN'S OFFICERS, DIRECTORS, EMPLOYEES, AGENTS, AND SUBCONSULTANTS TO THE CLIENT OR TO ANYONE CLAIMING BY, THROUGH OR UNDER THE CLIENT, FOR ANY AND ALL CLAIMS, LOSSES, COSTS, ATTORNEYS' FEES (INCLUDING ATTORNEYS' FEES OTHERWISE RECOVERABLE UNDER TEX. CIV. PRAC. & REM. CODE § 38.001), OR DAMAGES WHATSOEVER ARISING OUT OF OR IN ANY WAY RELATED TO THE SERVICES UNDER THIS AGREEMENT FROM ANY CAUSES, INCLUDING BUT NOT LIMITED TO, THE NEGLIGENCE, PROFESSIONAL ERRORS OR OMISSIONS, STRICT LIABILITY OR BREACH OF CONTRACT OR ANY WARRANTY, EXPRESS OR IMPLIED, OF KIMLEY-HORN OR KIMLEY-HORN'S OFFICERS, DIRECTORS, EMPLOYEES, AGENTS, AND SUBCONSULTANTS, SHALL NOT EXCEED TWICE THE TOTAL COMPENSATION RECEIVED BY KIMLEY-HORN UNDER THIS AGREEMENT OR \$50,000, WHICHEVER IS GREATER. HIGHER LIMITS OF LIABILITY MAY BE NEGOTIATED FOR ADDITIONAL FEE. THIS SECTION IS INTENDED SOLELY TO LIMIT THE REMEDIES AVAILABLE TO THE CLIENT OR THOSE CLAIMING BY OR THROUGH THE CLIENT, AND NOTHING IN THIS SECTION SHALL REQUIRE THE CLIENT TO INDEMNIFY KIMLEY-HORN.
- 11) **Mutual Waiver of Consequential Damages.** In no event shall either party be liable to the other for any consequential, incidental, punitive, or indirect damages including but not limited to loss of income or loss of profits.
- 12) **Construction Costs.** Under no circumstances shall Kimley-Horn be liable for extra costs or other consequences due to changed or unknown conditions or related to the failure of contractors to perform work in accordance with the plans and specifications. Kimley-Horn shall have no liability whatsoever for any costs arising out of the Client's decision to obtain bids or proceed with construction before Kimley-Horn has issued final, fully approved plans and specifications. The Client acknowledges that all preliminary plans are subject to substantial revision until plans are fully approved and all permits obtained.

- 13) **Certifications.** All requests for Kimley-Horn to execute certificates, lender consents, or other third-party reliance letters must be submitted to Kimley-Horn at least 14 days prior to the requested date of execution. Kimley-Horn shall not be required to execute certificates, consents, or third-party reliance letters that are inaccurate, that relate to facts of which Kimley-Horn does not have actual knowledge, or that would cause Kimley-Horn to violate applicable rules of professional responsibility.
- 14) **Dispute Resolution.** All claims arising out of this Agreement or its breach shall be submitted first to mediation in accordance with the American Arbitration Association as a condition precedent to litigation. Any mediation or civil action by Client must be commenced within one year of the accrual of the cause of action asserted but in no event later than allowed by applicable statutes.
- 15) **Hazardous Substances and Conditions.** Kimley-Horn shall not be a custodian, transporter, handler, arranger, contractor, or remediator with respect to hazardous substances and conditions. Kimley-Horn's services will be limited to analysis, recommendations, and reporting, including, when agreed to, plans and specifications for isolation, removal, or remediation. Kimley-Horn will notify the Client of unanticipated hazardous substances or conditions of which Kimley-Horn actually becomes aware. Kimley-Horn may stop affected portions of its services until the hazardous substance or condition is eliminated.
- 16) **Construction Phase Services.**
  - a. If Kimley-Horn prepares construction documents and Kimley-Horn is not retained to make periodic site visits, the Client assumes all responsibility for interpretation of the documents and for construction observation, and the Client waives any claims against Kimley-Horn in any way connected thereto.
  - b. Kimley-Horn shall have no responsibility for any contractor's means, methods, techniques, equipment choice and usage, equipment maintenance and inspection, sequence, schedule, safety programs, or safety practices, nor shall Kimley-Horn have any authority or responsibility to stop or direct the work of any contractor. Kimley-Horn's visits will be for the purpose of observing construction and reporting to the Client whether the contractors' work generally conforms to the construction documents prepared by Kimley-Horn. Kimley-Horn neither guarantees the performance of contractors, nor assumes responsibility for any contractor's failure to perform its work in accordance with the contract documents.
  - c. Kimley-Horn is not responsible for any duties assigned to it in the construction contract that are not expressly provided for in this Agreement. The Client agrees that each contract with any contractor shall state that the contractor shall be solely responsible for job site safety and its means and methods; that the contractor shall indemnify the Client and Kimley-Horn for all claims and liability arising out of job site accidents; and that the Client and Kimley-Horn shall be made additional insureds under the contractor's general liability insurance policy.
- 17) **No Third-Party Beneficiaries; Assignment and Subcontracting.** This Agreement gives no rights or benefits to anyone other than the Client and Kimley-Horn, and all duties and responsibilities undertaken pursuant to this Agreement will be for the sole benefit of the Client and Kimley-Horn. The Client shall not assign or transfer any rights under or interest in this Agreement, or any claim arising out of the performance of services by Kimley-Horn, without the written consent of Kimley-Horn. Kimley-Horn reserves the right to augment its staff with subconsultants as it deems appropriate due to project logistics, schedules, or market conditions. If Kimley-Horn exercises this right, Kimley-Horn will maintain the agreed-upon billing rates for services identified in the contract, regardless of whether the services are provided by in-house employees, contract employees, or independent subconsultants.
- 18) **Confidentiality.** The Client consents to the use and dissemination by Kimley-Horn of photographs of the project and to the use by Kimley-Horn of facts, data and information obtained by Kimley-Horn in the performance of its services. If, however, any facts, data or information are specifically identified in writing

by the Client as confidential, Kimley-Horn shall use reasonable care to maintain the confidentiality of that material.

- 19) **Miscellaneous Provisions.** This Agreement is to be governed by the law of the State of Texas. This Agreement contains the entire and fully integrated agreement between the parties and supersedes all prior and contemporaneous negotiations, representations, agreements, or understandings, whether written or oral. Except as provided in Section 1, this Agreement can be supplemented or amended only by a written document executed by both parties. Any conflicting or additional terms on any purchase order issued by the Client shall be void and are hereby expressly rejected by Kimley-Horn. If Client requires Kimley-Horn to register with or use an online vendor portal for payment or any other purpose, any terms included in the registration or use of the online vendor portal that are inconsistent or in addition to these terms shall be void and shall have no effect on Kimley-Horn or this Agreement. Any provision in this Agreement that is unenforceable shall be ineffective to the extent of such unenforceability without invalidating the remaining provisions. The non-enforcement of any provision by either party shall not constitute a waiver of that provision nor shall it affect the enforceability of that provision or of the remainder of this Agreement.

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Pete Madrid Jr., Operations, Public Works

Meeting Date: December 17, 2024

Item type: Consent Item

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## **Caption:**

Consider awarding RFQ PW-01-25 Utility Rate Study to Raftelis Financial Consultants, Inc. in the amount of \$359,520 and authorizing the City Manager to negotiate and execute all related documents (Shane Kelton)

## **Staff Recommendation:**

Approve

## **Summary/History:**

The City issued a Request for Qualifications (RFQ) on September 3, 2024, to find a qualified consulting firm with the necessary technical expertise to conduct a utility rate study for the City's Water, Wastewater, Stormwater, and Drainage utilities. The City received three submissions, with Raftelis receiving the highest score based on established scoring criteria in the RFQ.

The utility rate study will evaluate the City's future short term (5-years) and long term (10-years) monetary needs for Water Utilities, Wastewater Utilities, Stormwater Utilities, and Drainage Utilities, respectively, to allow each utility to successfully support the utility, perform operational services, and engage in capital improvement projects. The study will critique all factors influencing respective costs, establish a recommended revenue to accomplish the City's goals for each utility, and recommend a short-term rate structure to generate the recommended revenue.

Award of this RFQ will allow for the initial rate study, and offers the opportunity to renew with the contracted firm for an additional 5-year study if preferred by the City.

## **Funding Source(s):**

## **Financial Impact:**

Funding for the utility rate study will generate from the Water, Wastewater, and Stormwater Funds.

## **Other Information/Recommendation:**

Staff recommends awarding the RFQ PW-01-25 Utility Rate Study to Raftelis Financial Consultants, Inc. based on the scoring criteria used during the selection process.

## **Attachments:**

- |    |                                                                                                                         |                                                                                                                             |
|----|-------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|
| 1. | RFQ PW-01-25 Professional Services - Water<br>Water Reclamation Stormwater and Drainage<br>Rate Study - Scoring Summary | RFQ PW-01-25 Professional Services - Water Water<br>Reclamation Stormwater and Drainage Rate Study -<br>Scoring Summary.pdf |
| 2. | Scope of Work Letter 11-2024                                                                                            | Scope of Work Letter 11-2024.pdf                                                                                            |
| 3. | Water_WW_Fee Schedule_For client                                                                                        | Water_WW_Fee Schedule_For client.xlsx                                                                                       |

**Presentation:**

Shane Kelton

**Approvals/Reviews:**

|                   |                   |
|-------------------|-------------------|
| Pete Madrid Jr.   | Created/Initiated |
| Patrick Frerich   | Approved          |
| Shane Kelton      | Approved          |
| Brandon Dyson     | Approved          |
| Jeffrey Tomlinson | Approved          |
| Tina Dierschke    | Approved          |
| Brandon Dyson     | Approved          |
| Heather Stastny   | Final Approval    |



# Scoring Summary

## Active Submissions

|                                      | Total     | B - Technical Evaluation | B-1 - Completeness and conformity of the reply to RFQ | B-2 - Overall approach and methodology to be used to accomplish the RFQ requirements | B-3 - Staff Qualifications and Organization Experience |
|--------------------------------------|-----------|--------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------|--------------------------------------------------------|
| Supplier                             | / 100 pts | / 100 pts                | / 20 pts                                              | / 40 pts                                                                             | / 35 pts                                               |
| Raftelis Financial Consultants, Inc. | 92.4 pts  | 92.4 pts                 | 19.2 pts                                              | 34.6 pts                                                                             | 33.6 pts                                               |
| Freese and Nichols, Inc.             | 90.8 pts  | 90.8 pts                 | 18.8 pts                                              | 34.8 pts                                                                             | 32.4 pts                                               |

|  |                  |
|--|------------------|
|  | B-4 - References |
|--|------------------|





| Supplier                             | / 5 pts |
|--------------------------------------|---------|
| Raftelis Financial Consultants, Inc. | 5 pts   |
| Freese and Nichols, Inc.             | 4.8 pts |

## Eliminated Submissions

|                            | B - Technical Evaluation | B-1 - Completeness and conformity of the reply to RFQ | B-2 - Overall approach and methodology to be used to accomplish the RFQ requirements | B-3 - Staff Qualifications and Organization Experience | B-4 - References |
|----------------------------|--------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------|--------------------------------------------------------|------------------|
| Supplier                   | / 100 pts                | / 20 pts                                              | / 40 pts                                                                             | / 35 pts                                               | / 5 pts          |
| Willdan Financial Services | -                        | -                                                     | -                                                                                    | -                                                      | -                |



**Reason**

| Supplier                   | Disqualified by   | Reason                                                 |
|----------------------------|-------------------|--------------------------------------------------------|
| Willdan Financial Services | Jeffrey Tomlinson | Eliminated due to not submitting their Qualifications. |



# Proposal Scores

## Freese and Nichols, Inc. - Scoring Summary

### Evaluation Group 1 - Purchasing/Compliance Evaluation

| Reviewer        |  |
|-----------------|--|
| Patrick Frerich |  |
| Shane Kelton    |  |
| Jeremy Miller   |  |
| Pete Madrid     |  |
| Tina Dierschke  |  |



|             |
|-------------|
|             |
| Reviewer    |
| Ryan Gaddy  |
|             |
|             |
|             |
| Calculated: |

Evaluation Group 2 - Technical Evaluation

|  |       |                          |                                                       |                                                                                      |                                                        |
|--|-------|--------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------|--------------------------------------------------------|
|  | Total | B - Technical Evaluation | B-1 - Completeness and conformity of the reply to RFQ | B-2 - Overall approach and methodology to be used to accomplish the RFQ requirements | B-3 - Staff Qualifications and Organization Experience |
|--|-------|--------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------|--------------------------------------------------------|



| Reviewer        | / 100 pts | / 100 pts  | / 20 pts | / 40 pts | / 35 pts |
|-----------------|-----------|------------|----------|----------|----------|
| Patrick Frerich | 95 pts    | 95 pts     | 20 pts   | 35 pts   | 35 pts   |
| Shane Kelton    | -         | -          | -        | -        | -        |
| Jeremy Miller   | 90 pts    | 90 pts     | 20 pts   | 33 pts   | 32 pts   |
| Pete Madrid     | 87 pts    | 87 pts     | 14 pts   | 33 pts   | 35 pts   |
| Tina Dierschke  | 90 pts    | 90 pts     | 20 pts   | 35 pts   | 30 pts   |
| Ryan Gaddy      | 92 pts    | 92 pts     | 20 pts   | 38 pts   | 30 pts   |
|                 |           | Average:   | 18.8 pts | 34.8 pts | 32.4 pts |
|                 |           | Consensus: | -        | -        | -        |
|                 |           |            | ↓        | ↓        | ↓        |
| Calculated:     | 90.8 pts  | 90.8 pts   | 18.8 pts | 34.8 pts | 32.4 pts |



|                 | B-4 - References |
|-----------------|------------------|
| Reviewer        | / 5 pts          |
| Patrick Frerich | 5 pts            |
| Shane Kelton    | -                |
| Jeremy Miller   | 5 pts            |
| Pete Madrid     | 5 pts            |
| Tina Dierschke  | 5 pts            |
| Ryan Gaddy      | 4 pts            |
|                 | 4.8 pts          |
|                 | -                |
|                 | ↓                |
| Calculated:     | 4.8 pts          |



**Raftelis Financial Consultants, Inc. - Scoring Summary**

**Evaluation Group 1 - Purchasing/Compliance Evaluation**

|                 |
|-----------------|
|                 |
| <b>Reviewer</b> |
| Patrick Frerich |
| Shane Kelton    |
| Jeremy Miller   |
| Pete Madrid     |
| Tina Dierschke  |
| Ryan Gaddy      |
|                 |



|             |
|-------------|
|             |
|             |
| Calculated: |

Evaluation Group 2 - Technical Evaluation

|                 | Total     | B - Technical Evaluation | B-1 - Completeness and conformity of the reply to RFQ | B-2 - Overall approach and methodology to be used to accomplish the RFQ requirements | B-3 - Staff Qualifications and Organization Experience |
|-----------------|-----------|--------------------------|-------------------------------------------------------|--------------------------------------------------------------------------------------|--------------------------------------------------------|
| Reviewer        | / 100 pts | / 100 pts                | / 20 pts                                              | / 40 pts                                                                             | / 35 pts                                               |
| Patrick Frerich | 95 pts    | 95 pts                   | 20 pts                                                | 35 pts                                                                               | 35 pts                                                 |
| Shane Kelton    | -         | -                        | -                                                     | -                                                                                    | -                                                      |
| Jeremy Miller   | 95 pts    | 95 pts                   | 20 pts                                                | 37 pts                                                                               | 33 pts                                                 |





|                | Total     | B - Technical<br>Evaluation | B-1 - Completeness<br>and conformity of<br>the reply to RFQ | B-2 - Overall<br>approach and<br>methodology to be<br>used to accomplish<br>the RFQ<br>requirements | B-3 - Staff<br>Qualifications and<br>Organization<br>Experience |
|----------------|-----------|-----------------------------|-------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|-----------------------------------------------------------------|
| Reviewer       | / 100 pts | / 100 pts                   | / 20 pts                                                    | / 40 pts                                                                                            | / 35 pts                                                        |
| Pete Madrid    | 94 pts    | 94 pts                      | 17 pts                                                      | 37 pts                                                                                              | 35 pts                                                          |
| Tina Dierschke | 80 pts    | 80 pts                      | 20 pts                                                      | 25 pts                                                                                              | 30 pts                                                          |
| Ryan Gaddy     | 98 pts    | 98 pts                      | 19 pts                                                      | 39 pts                                                                                              | 35 pts                                                          |
|                |           | Average:                    | 19.2 pts                                                    | 34.6 pts                                                                                            | 33.6 pts                                                        |
|                |           | Consensus:                  | -                                                           | -                                                                                                   | -                                                               |
|                |           |                             | ↓                                                           | ↓                                                                                                   | ↓                                                               |
| Calculated:    | 92.4 pts  | 92.4 pts                    | 19.2 pts                                                    | 34.6 pts                                                                                            | 33.6 pts                                                        |



|                 | B-4 - References |
|-----------------|------------------|
| Reviewer        | / 5 pts          |
| Patrick Frerich | 5 pts            |
| Shane Kelton    | -                |
| Jeremy Miller   | 5 pts            |
| Pete Madrid     | 5 pts            |
| Tina Dierschke  | 5 pts            |
| Ryan Gaddy      | 5 pts            |
|                 | 5 pts            |
|                 | -                |
|                 | ↓                |
| Calculated:     | 5 pts            |



**Willdan Financial Services - Scoring Summary (Eliminated)**

**Evaluation Group 1 - Purchasing/Compliance Evaluation**

|                 |
|-----------------|
|                 |
| <b>Reviewer</b> |
| Patrick Frerich |
| Shane Kelton    |
| Jeremy Miller   |
| Pete Madrid     |
| Tina Dierschke  |
| Ryan Gaddy      |
|                 |



|             |
|-------------|
|             |
|             |
| Calculated: |

Evaluation Group 2 - Technical Evaluation

|                 | B - Technical<br>Evaluation | B-1 - Completeness<br>and conformity of<br>the reply to RFQ | B-2 - Overall<br>approach and<br>methodology to be<br>used to accomplish<br>the RFQ<br>requirements | B-3 - Staff<br>Qualifications and<br>Organization<br>Experience | B-4 - References |
|-----------------|-----------------------------|-------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|-----------------------------------------------------------------|------------------|
| Reviewer        | / 100 pts                   | / 20 pts                                                    | / 40 pts                                                                                            | / 35 pts                                                        | / 5 pts          |
| Patrick Frerich | -                           | -                                                           | -                                                                                                   | -                                                               | -                |
| Shane Kelton    | -                           | -                                                           | -                                                                                                   | -                                                               | -                |
| Jeremy Miller   | -                           | -                                                           | -                                                                                                   | -                                                               | -                |



|                    | <b>B - Technical<br/>Evaluation</b> | <b>B-1 - Completeness<br/>and conformity of<br/>the reply to RFQ</b> | <b>B-2 - Overall<br/>approach and<br/>methodology to be<br/>used to accomplish<br/>the RFQ<br/>requirements</b> | <b>B-3 - Staff<br/>Qualifications and<br/>Organization<br/>Experience</b> | <b>B-4 - References</b> |
|--------------------|-------------------------------------|----------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------|-------------------------|
| <b>Reviewer</b>    | <b>/ 100 pts</b>                    | <b>/ 20 pts</b>                                                      | <b>/ 40 pts</b>                                                                                                 | <b>/ 35 pts</b>                                                           | <b>/ 5 pts</b>          |
| Pete Madrid        | -                                   | -                                                                    | -                                                                                                               | -                                                                         | -                       |
| Tina Dierschke     | -                                   | -                                                                    | -                                                                                                               | -                                                                         | -                       |
| Ryan Gaddy         | -                                   | -                                                                    | -                                                                                                               | -                                                                         | -                       |
|                    | <b>Average:</b>                     | -                                                                    | -                                                                                                               | -                                                                         | -                       |
|                    | <b>Consensus:</b>                   | -                                                                    | -                                                                                                               | -                                                                         | -                       |
|                    |                                     | ↓                                                                    | ↓                                                                                                               | ↓                                                                         | ↓                       |
| <b>Calculated:</b> | -                                   | -                                                                    | -                                                                                                               | -                                                                         | -                       |



November 21, 2024

Mr. Pete Madrid  
Public Works Department  
City of San Angelo  
72 W. College Avenue  
San Angelo, TX 76903  
Via email: pete.madrid2@cosatx.us

**Subject: Draft Scope of Work and Cost Proposal**

Dear Mr. Madrid:

Raftelis is excited to submit the draft scope of work and cost proposal. We developed the scope based on the SOQ and our discussion a few weeks ago. The scope of work, budget, and schedule are provided in the following attachments.

The scope of work is provided in Attachment A and is separated into the following sections:

- 1) Water and Water Reclamation Rate Study
- 2) Stormwater and Drainage Rate Study
- 3) Miscellaneous Fee Study
- 4) Water Conservation Incentives

Project management will be the underlying theme of all the studies, separated from each of the four sections. I will be the project manager for the overall project, ensuring it is finished on time and within budget. My responsibilities will include ensuring the project progresses as scoped, approving monthly invoices, and providing updates to city staff.

It is assumed that each of the four studies will run concurrently. I will manage all four studies and work with each study's leads and sub-consultants. The leads include the following:

- 1) Christopher Williams – Water and Water Reclamation Rate Study
- 2) Jennifer Tavantzis – Stormwater and Drainage Rate Study
- 3) Joe Williams – Miscellaneous Fee Study
- 4) Christopher Williams and Jordan Hibbs, e-HT – Water Conservation Incentives

The project budget by study is outlined in the table below. The budget includes travel expenses for the team.

| Study                                     | Estimated Cost   |
|-------------------------------------------|------------------|
| <b>Water and Water Reclamation Study</b>  | \$125,150        |
| <b>Stormwater and Drainage Rate Study</b> | \$114,890        |
| <b>Miscellaneous Fee Study</b>            | \$88,707         |
| <b>Water Conservation Incentives</b>      | <u>\$59,173</u>  |
| <b>Total</b>                              | <b>\$359,520</b> |

We've included three in-person meetings in each study, except for the Water Conservation Incentives. The meetings include an in-person kick-off meeting, a City Council workshop, and a City Council meeting. For the Water Conservation Incentives, we've included an in-person kick-off meeting.

A detailed budget and schedule have been provided under a separate attachment in an Excel spreadsheet.

All studies are assumed to be completed by the Council workshop in June. We have followed the same schedule for the Water Conservation Incentives, but this schedule may need to be modified depending on the length of the pilot programs.

We look forward to working with the City of San Angelo on this project. If you have any questions or concerns, please contact me at 512-790-2108 or [aflores@raftelis.com](mailto:aflores@raftelis.com).

Sincerely,



**Angie Flores**  
*Vice President*



## **ATTACHMENT A**

### **SCOPE OF WORK**

The scope of work has been tailored for the City of San Angelo based on our recent discussions and the RFQ. The scope of work provides details for the following studies:

- A) Water and Water Reclamation Rate Study
- B) Stormwater and Drainage Rate Study
- C) Miscellaneous Fee Study
- D) Water Conservation Incentives

### **Project Management**

Project management overarches all the studies. Effective project management ensures the project's goals are achieved within the defined timeline and budget. Raftelis will communicate with City staff regarding data requests, data validation, data decisions, and reviewing preliminary and final results. Much of this can be accomplished through in-person meetings, conference calls, emails, and demonstrations using collaboration tools like Microsoft Teams or Zoom. These efforts provide consistent and competent project management to ensure that all deadlines and objectives are promptly and efficiently met. We believe in a no-surprises approach so that the City is always aware of the project status.

Raftelis will hold a kick-off meeting with the appropriate city staff for each portion of the overall study. The goals for the meeting include:

- Providing a forum to refine the scope of the project, work plan, and schedule with City staff
- Ensuring that we understand the overall goals of the study
- Providing an opportunity for City staff to meet and become comfortable with the project staff from Raftelis and Enprotec-Hibbs & Todd (e-HT)
- Reviewing the data needs for the project

Before the kick-off meeting, we will prepare a detailed data request list to identify the information needed to complete the various analyses.

The specific tasks for each phase are described in the following sections.

# A. Water and Water Reclamation Study

The following section describes the scope of work for the Water and Water Reclamation Study. The Raftelis and e-HT team will complete the tasks described below. Roles are specified as needed.

## Task 1: Project Initiation, Data Request, Kick-Off Meeting



During the Project Initiation, Data Request, and Kick-Off phase, Raftelis will conduct an in-person kick-off meeting with City Staff to discuss the project's Pricing Objectives and Data Request List. The pricing objectives exercise is performed with client staff, stakeholders, and often city council members. The objective is to determine the community values and valuable input for establishing a cost recovery methodology. In addition to the pricing objectives exercise, Raftelis will provide city staff with a Data Request List to begin collecting data inputs to conduct the Water and Sewer Utility Rate Study.

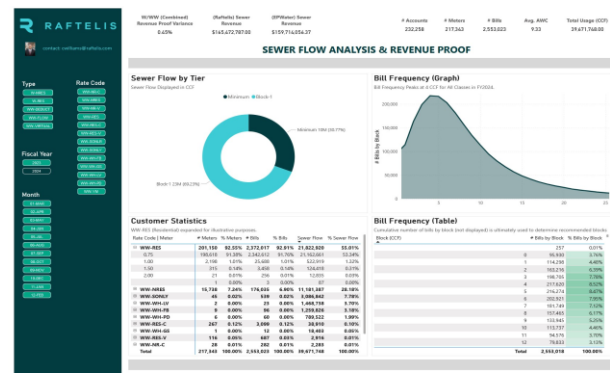
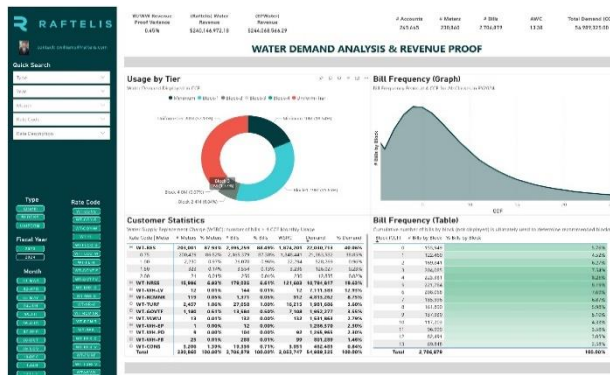
Below is a high-level list of items included in the initial Data Request List.

| Item # | Data Request List                                                       |
|--------|-------------------------------------------------------------------------|
| 1      | Rate Schedules                                                          |
| 2      | Debt Service Schedules                                                  |
| 3      | Current/Prior Utility Budgets                                           |
| 4      | Current and Historical Billing Data                                     |
| 5      | Water and Wastewater Master Plans                                       |
| 6      | Long-Term Capital Improvement Plan (e.g., 10-years)                     |
| 7      | Recent Annual Comprehensive Financial Report (ACFR)                     |
| 8      | Cost Components for Available Wastewater Strengths (e.g., BOD, TSS)     |
| 9      | Water Production Data from 5 Raw Water Sources and the Hickory Aquifer. |

## Task 2: Demand Analysis & Revenue Proof

Forecasting future demand and establishing accurate consumption poses a significant challenge for utilities yearly. Weather extremes, population shifts, and unpredictable events significantly influence water usage and sewer flow. Raftelis utilizes internal data analytic tools to analyze demand and re-calculate historical rate revenues aligned with the City's audited financial statements. The demand, consumption patterns, and revenue proof are validated by applying volumetric and/or fixed rates to water and sewer customer accounts.

Below is a sample revenue proof from a previous project for water demand and sewer flow.



### Task 3: Revenue Requirement Review

In the first task, we highlighted the Data Request List items at a “50,000 feet level.” As Raftelis begins to develop the City of San Angelo’s revenue requirement for water and wastewater, we’ll request the current year’s revenue and expense budget, historical revenue and expense actuals, existing debt service schedules, and the capital improvement plan (e.g., 10-Year). The aforementioned items will be used to develop a comprehensive financial planning model and determine the revenue requirement for water and wastewater. In addition, the financial planning model will be able to escalate costs based on object accounts or object account groups.

In developing the financial forecast, Raftelis and e-HT will consider growth projections to determine when facility expansions and staff may need to be added. This will require e-HT to research and review available data, analyze, and correlate data to project future use. These costs will be included in the revenue requirement forecast.

### Task 4: Financial Plan Model Development

Raftelis will develop a financial planning model to meet the City’s current needs. Through meetings with staff, Raftelis will create a model with a ten-year outlook, which includes a dashboard to adjust rates and review graphs associated with O&M, Capital, Debt Service, Fund Balance Targets, Customer Bill Impacts, and other measures identified by the City. In addition to the dashboard, the model includes a 10-year cash flow statement. This model will be able to be utilized for future budget planning years to develop the revenue requirements for each utility and escalate costs appropriately to determine the Operations and Maintenance (O&M), proposed debt issuances based on planned capital improvements, and factoring cash-funded capital items. As for forecasting revenues, the City can update the demand based on consumption patterns, forecast future rate adjustments, escalate miscellaneous revenues, and forecast potential revenue shortfalls. Below is an example of a model used for a Texas-based project.

### Task 5: Cost-of-Service Analysis by Utility

#### Water Utility Cost of Service

After completing the draft financial planning model, Raftelis will functionalize the water and wastewater costs according to industry-standard approaches outlined in the American Water Works Association, along

with Raftelis' local and nationwide experience. The finalized model will include the cost-of-service revenue requirement allocated to customer classes based on functionalized costs allocated to base, max-day, max-hour, bills, and meters.

| Line # | Customer Class | Allocated Cost of Service | Revenue Under Existing Rates | \$ Change   | % Change |
|--------|----------------|---------------------------|------------------------------|-------------|----------|
| 1      | Residential    | \$102,223,176             | \$102,907,732                | (\$684,556) | -0.7%    |
| 2      | Commercial     | 13,627,149                | 15,286,808                   | (1,659,659) | -10.9%   |
| 3      | Irrigation     | 16,208,378                | 16,957,772                   | (749,394)   | -4.4%    |
| 4      | Senior         | 24,096,837                | 21,003,211                   | 3,093,626   | 14.7%    |
| 5      | Total          | \$156,155,540             | \$156,155,540                | \$0         | 0.0%     |

*Figure 3: Example of Water Cost of Service Results*

The goal is to establish the overall change (e.g., change %) in the allocated cost of service by customer class. Above is an example of the cost-of-service revenue requirement by customer class compared to existing rates. Based on the results, Raftelis will collaborate with the client as the City works through what is best for its community. A summary of steps to complete the water cost-of-service analysis is listed below.

| Order | Water Utility Cost of Service                                                                                                        |
|-------|--------------------------------------------------------------------------------------------------------------------------------------|
| 1     | Utilize the test year revenue requirement from the financial planning model.                                                         |
| 2     | Assign Operations and Maintenance (O&M) costs to functions.                                                                          |
| 3     | Allocate functional costs to parameters that most influence the cost.                                                                |
| 4     | Functionalize and similarly allocate capital and debt costs based on the proportionate share of replacement cost assets by function. |
| 5     | Allocate non-rate revenues to cost components.                                                                                       |
| 6     | Determine unit cost of service and proportionately distribute costs to customer classes.                                             |
| 7     | Provide a comparison of existing rates for the test year compared to cost-of-service rates                                           |

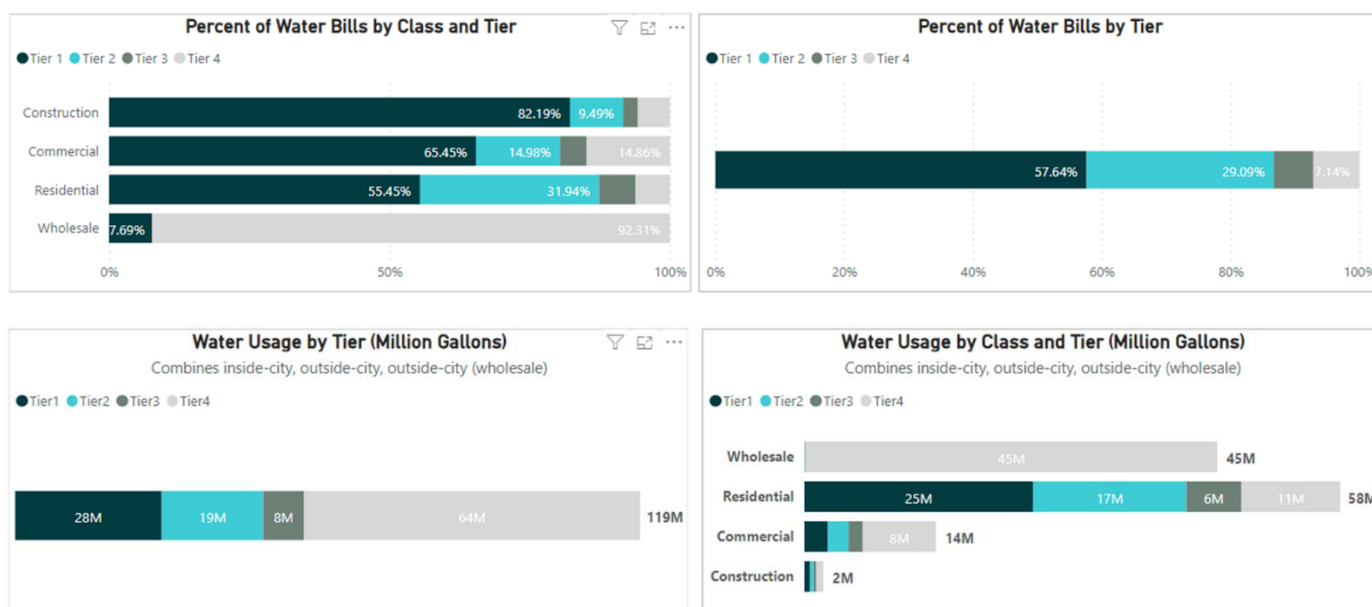
### Wastewater Utility Cost of Service

Like the water cost-of-service above, wastewater is developed based on industry-standard approaches, the principles promulgated by the Water Environment Federation, and Raftelis' local and nationwide experience. Functionalized costs are ultimately allocated based on strength characteristics. Again, the goal is to establish an overall change (e.g., change %) in the allocated cost-of-service for each customer class. Below is an example of the cost-of-service revenue requirement by customer class compared to existing rates. Based on the results, Raftelis will collaborate with the client as the City works through what is best for its community.

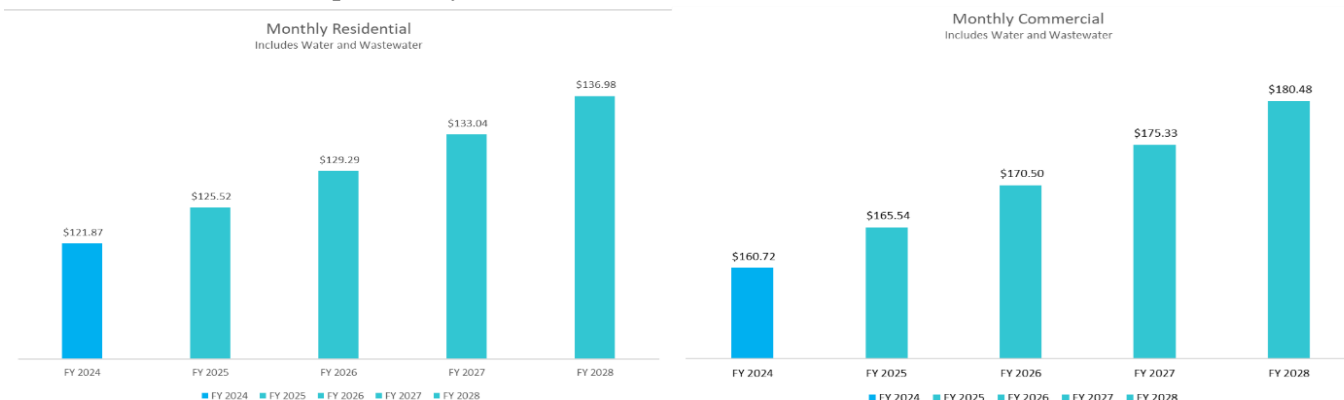
| Line # | Customer Class | Allocated Cost-of-Service | Revenue Under Existing Rates | \$ Change     | % Change |
|--------|----------------|---------------------------|------------------------------|---------------|----------|
| 1      | Residential    | \$61,845,286              | \$65,060,955                 | (\$3,215,669) | -4.9%    |
| 2      | Commercial     | 15,452,524                | 10,303,258                   | 5,149,266     | 50.0%    |
| 3      | Senior         | 10,079,045                | 12,012,642                   | (1,933,597)   | -16.1%   |
| 5      | Total          | \$87,376,855              | \$87,376,855                 | \$0           | 0.0%     |

## Task 6: Modeled Rate Design by Each Utility

The Demand Analysis conducted in Task #2 sets the stage for evaluating the City's current rate structure. Raftelis will review the current fixed charge and volumetric rates by customer class using our internal data analytic tools. For example, Raftelis will be able to evaluate the fixed charges by meter size in comparison to the AWWA's recommended price escalation ratio by meter, assess the percentage of bills and usage patterns within each of the three existing water blocks to determine if the current tiers (e.g., residential and irrigation) are still appropriate for water and wastewater. This analysis is conducted using three years' worth of consumption data, or more if warranted, and it's essential to do so because it will better prepare the City to utilize the initial analysis in conjunction with the cost-of-service analysis to forecast consumption factoring potential wet and dry years. On the following page is an example of an evaluation of the percentage of bills by class and tier and the percentage of usage by class and tier.



The initial bill consumption analysis mentioned above and the updated cost-of-service will allow Raftelis to appropriately design new fixed and volumetric charges for each customer class and utility. Below is an example of sample bills for residential and commercial utility customers, which will be utilized to display water and wastewater sample bills by customer classes.



## **Task 7: Final Deliverables**

Raftelis is committed to providing regularly scheduled updates to staff and incorporating feedback. Below is a table displaying the final water and wastewater deliverables.

| Item | Description                                                                                                  |
|------|--------------------------------------------------------------------------------------------------------------|
| 1.1  | Prepare and present a PowerPoint presentation to the City Council in a workshop and regular council meeting. |
| 1.2  | The presentation shall provide a (brief) summary of the Water/Wastewater COS Rate Study.                     |
| 2.1  | Water and wastewater cost of service study.                                                                  |
| 2.2  | Water and wastewater utility rate model.                                                                     |
| 3.0  | Final report.                                                                                                |

## B. Stormwater and Drainage Rate Study

### Task 1: Project Initiation, Data Request, Kick-Off Meeting

During the Project Initiation, Data Request, and Kick-Off phase, Raftelis will conduct an in-person kick-off meeting with City Staff to discuss the project milestones, timeline, and Data Request List. We will conduct a pricing objectives workshop - an exercise performed with client staff, stakeholders, and often city council members to determine the community values and valuable input for establishing a cost recovery methodology. In addition to the pricing objectives exercise, Raftelis will provide city staff with a Data Request List to begin collecting data inputs to conduct the Stormwater and Drainage Cost of Service Study.

Below is a high-level list of items included in the initial Data Request List.

| Item # | Data Request List                                   |
|--------|-----------------------------------------------------|
| 1      | Rate Schedules                                      |
| 2      | Debt Service Schedules                              |
| 3      | Current/Prior Utility Budgets                       |
| 4      | Current and Historical Billing Data                 |
| 5      | Stormwater/Drainage Master Plans                    |
| 6      | Geographic Parcel and Impervious surface data       |
| 7      | Recent Annual Comprehensive Financial Report (ACFR) |
| 8      | Recent MS4 Annual Report                            |
| 9      | Drainage/Stormwater Treatment Asset Inventory       |

### Task 2: Financial Plan Development

Upon review of the provided data, Raftelis will document and project units of service with reasonable factors for growth/change to be vetted by the City. Raftelis will calculate the revenues under current rates at projected units of service to understand the potential revenues realizable. The potential revenues will then be compared to the forecasted revenue requirements to understand the magnitude of the potential shortfall under the current rates.

Raftelis will project operation and maintenance (O&M) expenses over the planning period, and will work with City staff to define the costs allocable to stormwater vs. drainage. Projections will use current operating costs, such as staffing, small equipment, and other water permit-compliance related operational costs, i.e. for drainage pond maintenance costs, to establish a baseline for the stormwater utility's expenses. Once a baseline is established, our team will apply an inflation factor to current expenses and add any planned expenses, i.e. staffing additions, to determine the projections for the remainder of the planning period. Our staff will review publicly available budget and CIP data and other information collected from the City to project capital expenses over the planning period. Raftelis understands that Capital costs will be most applicable to the new drainage utility. Projections will use current capital costs, such as property acquisition and other costs associated with the City master drainage plan to establish a baseline for each utility's expenses. Once a baseline is established, our team will apply an inflation factor to current expenses



and add any planned expenses, i.e. planned projects during the planning period, to determine the projections for the remainder of the planning period.

Raftelis will develop a multi-year cash flow forecast to determine the revenue adjustments needed to meet projected revenue requirements for the multi-year planning period while minimizing sharp rate fluctuations. The cash flow forecast incorporates revenues generated from different sources, expenses needed to maintain the utility systems, any transfers in and out of the utility funds, as well as the coverage needed to meet current and proposed debt service requirements.

### **Task 3: Cost of Service Analysis and Rate Calculation**

Raftelis will develop a cost-of-service analysis for both stormwater and drainage to incorporate the unique attributes of the system. As a first step, we will determine whether costs are related to regulatory obligations, flood control, or another program function. Then we will tie costs to cost-causative parameters such as impervious surface coverage, property size, trips generated (use of roadways), land use, properties, accounts, capital projects, and customer service. The slate of factors considered will be driven by the results of the pricing objectives workshop and reasonable expectations around shifting the current rate structure: Currently, the City stormwater utility has a rate structure founded on gross area for residential properties and impervious area for non-residential properties. Often, the billing unit for impervious area is a community-specific equivalent residential unit (ERU) representing the amount of impervious area on a typical single family property, as an accurate ERU value is foundational to establishing equity between rate classes. The City does not have an established ERU, so our team will develop one for inclusion in impervious area-based rate structure alternatives.

To determine the ERU, Raftelis will measure the impervious area in ArcMap for a random sample of approximately 400 residential properties. We will ensure that the sample is representative geographically, across single family residential housing types, and across developments of different ages. Raftelis will determine an appropriate ERU based on our analysis.

An integral part of the cost-of-service analysis is the determination of each customer class's usage characteristics to compare units of service for varying classes. Our team will develop a comparison of the cost of service to rate recovery under the existing rate structures and developed rate structure alternatives. This analysis will allow the City to understand any potential inequities in the existing rate structure as well as how any proposed changes to the rate structure address those inequities and subsequently impact ratepayers.

### **Task 4: Rate Model Development**

Raftelis will develop and provide an open-source Microsoft Excel-based financial model to model rates using the revenue requirements and up to three rate structure alternatives. The model will include a draft rate calculation (for a 5-year period) and a pro forma cash flow. The model will be used to develop revenue requirements, perform cost functionalization, classification and allocation, and calculate rates to compare existing rates and rate structures to alternatives developed by our team. Raftelis assumes the same rate structure will be utilized for both the drainage and stormwater utilities. During the project, City staff will be provided with working copies of rate model drafts in Microsoft Excel so that they will be able to provide input into the development of the model. Additionally, Raftelis staff will host an in-person meeting with



the City to review recommended rates and rate structures using the rate model to show City staff how to utilize the model to evaluate potential rates and rate structure changes. Once the project is complete, the City will be provided with fully functioning copies of the model and Raftelis personnel will train members of the City staff in its use.

### **Task 5: Drainage Fee Implementation**

Raftelis will work with the City to understand the potential options for implementation of a new drainage fee – including billing and accounting considerations. If an entirely separate fee is required, Raftelis will work with staff to understand the technical requirements of implementation, and provide necessary billing data in a format that can be most easily uploaded or entered into the billing system.

Raftelis will prepare outreach messages and materials to support the City's communication about the new fee. We have budgeted for up to 16 hours of outreach support, to be utilized as needed by the City.

### **Task 6: Final Deliverables**

Raftelis is committed to providing regularly scheduled updates to staff and incorporating feedback. Below is a table displaying the final water and wastewater deliverables.

| Item | Description                                                                                                  |
|------|--------------------------------------------------------------------------------------------------------------|
| 1.1  | Prepare and present a PowerPoint presentation to the City Council in a workshop and regular council meeting. |
| 1.2  | The presentation shall provide a summary of the Stormwater/Drainage COS Rate Study.                          |
| 2.1  | Stormwater and Drainage cost of service study.                                                               |
| 2.2  | Stormwater and Drainage utility rate model.                                                                  |
| 3.0  | Final report                                                                                                 |

## C. Miscellaneous Fee Study

In collaboration with e-HT, Raftelis will complete a Miscellaneous Fee Study. Raftelis will update the City's miscellaneous fees, including water service taps, meter cost, meter installation cost, fire system taps, sewer service taps, rates for the maintenance of service lines, backflow preventers, and grease traps. The first step in this process will be understanding how the fees were initially developed (if available). Second, Raftelis will evaluate how much revenue is collected from the existing fees. Finally, the fees will be validated and/or updated using one of the following methodologies:

- Inflationary Adjustment,
- Benchmarking with peer utilities,
- Bottom-up approach (activity-based costing approach), or
- Top-down approach (cost-center approach).

The project team will determine the most appropriate methodology for updating each type of fee consistent with state statutes that limit the level of any Department's miscellaneous fees and charges to the extent they exist.

### **Task 1: Project Initiation, Data Request, and Kick-off Meeting**

Raftelis will work with the City to obtain financial information reports and other data necessary to estimate the costs of providing the services related to the miscellaneous fees charged by the utility. Raftelis will work with city staff to identify the appropriate departments that incur the costs recovered through the fees. Information to be requested from the City and obtained during the data collection process may include, but not be limited to, the following:

- A. Department financial and budget information, including any previous cost allocation analyses and supporting work papers;
- B. Detailed information of historical activity by fee type and category, along with any other attributes associated with the derivation of revenues allocated to the Department(s);
- C. Policies relating to the collection of Department costs through user fees as opposed to miscellaneous fees
- D. A summary of personnel salaries and benefits by title for the Department(s), identification of the type and cost of vehicles used for providing any services, and the number of computers, telecommunication devices, and other tools used in serving the City, all by cost center or activity;
- E. Any debt or loan repayment expenditures associated with financing City fixed assets associated with Department activities (buildings, improvements, equipment, etc.).
- F. Other information deemed necessary by Raftelis and the City to conduct the analysis.

Raftelis will prepare an information request to obtain certain data, documents, and analyses for the City staff to compile. This task includes an on-site meeting to initiate the Project.

### **Task 2: Department Staff Interviews for Process and Cost Identification**

As part of the data acquisition process for this component of the Project, Raftelis will interview the responsible City staff to identify costs and cost allocation parameters. Working with Department personnel and other

departments as necessary, including Finance, Raftelis will identify key personnel to assist in the evaluation of services provided by the Department(s), including the nature of the services provided and any other supporting costs associated with the provision of service to such Department (e.g., vehicle expense, payroll benefits, materials and supplies, operating expenses, etc.). Raftelis will document the interview process results in support of the cost allocation analysis. It is recognized in this task the attendance of two (2) on-site meetings with City staff.

### **Task 3: Fee Analysis and Cost Allocation**

Based on the information compiled by the City and the results of the staff interview process, Raftelis will prepare a detailed analysis to identify the estimated cost of providing the fees for the various services provided by the Department. The analysis will include:

- i) the identification of the types of costs that should be recognized in the cost analysis;
- ii) the work process, including the development of estimates of the amount of time generally spent by the Department and other City employees to provide the services associated with each of the fees;
- iii) the determination of other incidental costs to be recovered (equipment use, allowance for administrative and supervisory overheads, etc.); iv) the recognition of other allocated costs, where applicable,
- iv) the amount of fee or service activity/occurrences if known. For the purposes of this analysis, the estimated budgeted costs identified by the City for the Fiscal Year ending September 30, 2024, will serve as the Test Year for the cost determination process. Raftelis has recognized as a component of this task the attendance of up to two (2) virtual (e.g., TEAMS or other platform) meetings with City staff.

### **Task 4: Design of Fees**

Based on the cost analysis conducted in Task 3, Raftelis will design fees, largely recognizing the same fee structure currently in effect for the City, based on the results of the cost recovery analysis. Additionally, where appropriate, minor adjustments to the fee structure will be considered based on discussions with City staff. If the fee structure revisions become more prevalent than anticipated, an update to the scope of services may be warranted.

### **Task 5: Proposed Rate Resolution Review/Update**

Raftelis will assist the City with reviewing any ordinances or resolutions that reflect any change in fee structure or level based on the analysis conducted in the previous tasks; the city will ultimately prepare the ordinance or resolution.

### **Task 6: Final Deliverables**

Raftelis is committed to providing regularly scheduled updates to staff and incorporating feedback. Below is a table displaying the final Miscellaneous Fee deliverables.

| Item | Description                                                                                                  |
|------|--------------------------------------------------------------------------------------------------------------|
| 1.1  | Prepare and present a PowerPoint presentation to the City Council in a workshop and regular council meeting. |
| 1.2  | The presentation shall provide a (brief) summary of the Miscellaneous Fee Study, as needed.                  |

## D. Water Conservation Incentives

A Water Conservation Incentives Program should consider the City's Water Conservation Plan and conservation goals. The City's current plan targets maintaining a per capita water use at or below 123 gallons per capita per day (gpcd) by the end of 2029 and at or below 122 gpcd by the end of 2024. For residential customers, the target is 69 gpcd and 68 gpcd by the end of 2029 and 2034, respectively.

Raftelis and e-HT will consider the following incentives:

- Showerhead, Aerator, Toilet Flapper Retrofit
- Residential Toilet Replacement Programs
- Landscape Irrigation Conservation and Incentives
- Water Survey for Single Family and Multi Family Customers
- Rainwater Harvesting
- Greywater Reuse
- Conservation Programs for Industrial, Commercial and Institutional Accounts

Through discussions with staff, we will determine if other programs should be considered. After the programs to be considered are decided, Raftelis and e-HT will determine which areas might provide the highest potential for water savings. We will want to create a mix of financial and non-financial incentives. After identifying the targeted incentives, we can implement a pilot program to test the effectiveness of the different incentives and make adjustments for a full roll-out. It will be important that the programs be evaluated over time to determine effectiveness. Continuous education and awareness of the programs are key to their success.

A major aspect of implementing conservation incentives is stakeholder engagement and communication. Raftelis will create a communication plan for the program and develop surveys for utility customers.

### Task 1: Define Objectives

Raftelis and e-HT will meet with City staff to define the City's goals and objectives for the Conservation Incentives program. Goals will be determined using the City's current Water Conservation Plan. This discussion will help determine the incentives to be evaluated but will include but not be limited to the ones listed above. Incentives will be evaluated to determine potential water savings. In addition, the cost related to implementation will be estimated along with a cost-benefit analysis.

### Task 2: Pilot Program

In this task, the team will identify the stakeholders for the pilot program, including team members, participants, and any external partners. A detailed plan will be developed with timelines, needed resources, and specific tasks. The plan will also identify the criteria for a successful program, including the data required to measure success.

Participants will be determined with input from city staff based on the incentive program and will be a representative sample of the program. The pilot program will be launched, and timelines will be based on the plan. The pilot program's progress will be tracked, and data will be gathered to determine its performance. This could include surveys, interviews, and performance metrics of specific data. The data gathered during the pilot program will be analyzed to determine if the pilot program met its objectives and the team will analyze any issues or areas of improvement. Based on the evaluation, adjustments will be made to the program by refining the program or addressing any challenges encountered during the pilot.

### **Task 3: Report, Communication, and Next Steps**

The team will document the development of the conservation incentives in a report. The report will provide the pilot program's outcomes and recommendations for moving forward with full implementation. Raftelis, in conjunction with the City's Public Information Office, will develop a communication plan for full plan implementation.

| Tasks                                                              | Meetings  |           | Hours           |                    |                      |                 |                 |                 |                 |                 |                  |                         |
|--------------------------------------------------------------------|-----------|-----------|-----------------|--------------------|----------------------|-----------------|-----------------|-----------------|-----------------|-----------------|------------------|-------------------------|
|                                                                    | Virtual   | In Person | Angie Flores    | Jennifer Tavantzis | Christopher Williams | Aaron Worley    | Joe Williams    | Delaney Ridgley | Summer Simpson  | Matt Wittern    | Makenna Sturgeon | Project Principal(e-HT) |
| <b>Project Management</b>                                          |           |           |                 |                    |                      |                 |                 |                 |                 |                 |                  |                         |
| - Water and Water Reclamation Rate Study                           |           |           | 16              |                    |                      |                 |                 |                 |                 |                 |                  |                         |
| - Stormwater and Drainage Study                                    |           |           | 16              |                    |                      |                 |                 |                 |                 |                 |                  |                         |
| - Miscellaneous Fee Study                                          |           |           | 4               |                    |                      |                 |                 |                 |                 |                 |                  |                         |
| - Conservation Incentive Study                                     |           |           | 4               |                    |                      |                 |                 |                 |                 |                 |                  |                         |
| <b>Water and Water Reclamation Rate Study</b>                      |           |           |                 |                    |                      |                 |                 |                 |                 |                 |                  |                         |
| 1. Project Initiation, Data Request, Kick-off Meeting              |           | 1         | 12              |                    | 10                   |                 |                 |                 | 8               |                 |                  |                         |
| 2. Demand Analysis & Revenue Proof                                 | 1         |           | 4               |                    | 8                    |                 |                 |                 | 24              |                 |                  |                         |
| 3. Revenue Requirement Review                                      | 1         |           | 4               |                    | 8                    |                 |                 |                 | 16              |                 |                  |                         |
| 4. Financial Plan Model Development                                | 1         |           | 4               |                    | 8                    |                 |                 |                 | 24              |                 |                  | 6                       |
| 5. Cost-of-Service Analysis by Utility                             | 1         |           | 4               |                    | 8                    |                 |                 |                 | 32              |                 |                  |                         |
| 6. Model Rate Design by Each Utility                               | 1         |           | 4               |                    | 8                    |                 |                 |                 | 32              |                 |                  |                         |
| 7. Final Deliverables                                              |           | 2         | 24              |                    | 24                   |                 |                 |                 | 16              |                 |                  | 2                       |
| <b>Stormwater and Drainage Rate Study</b>                          |           |           |                 |                    |                      |                 |                 |                 |                 |                 |                  |                         |
| 1. Project Initiation, Data Request, Kick-off Meeting              |           | 1         | 4               | 12                 |                      | 6               |                 |                 | 4               |                 |                  |                         |
| 2. Financial Plan Development                                      | 1         |           | 2               | 12                 |                      | 30              |                 |                 | 4               |                 |                  |                         |
| 3. Cost of Service Analysis and Rate Calculation                   | 1         |           | 4               | 24                 |                      | 60              |                 |                 | 8               |                 |                  |                         |
| 4. Rate Model Development                                          | 1         |           | 2               | 12                 |                      | 30              |                 |                 | 4               |                 |                  |                         |
| 5. Drainage Fee Implementation                                     | 1         |           | 2               | 16                 |                      | 20              |                 |                 | 8               |                 | 16               |                         |
| 6. Final Deliverables                                              |           | 2         | 2               | 24                 |                      | 40              |                 |                 | 12              |                 | 4                |                         |
| <b>Miscellaneous Fee Study</b>                                     |           |           |                 |                    |                      |                 |                 |                 |                 |                 |                  |                         |
| 1. Project Initiation, Data Request, Kick-off Meeting              | 1         |           | 8               |                    |                      |                 | 16              | 16              |                 |                 |                  |                         |
| 2. Department Staff Interviews for Process and Cost Identification | 5         |           | 4               |                    |                      |                 | 16              | 32              |                 |                 |                  |                         |
| 3. Fee Analysis and Cost Allocation                                | 1         |           |                 |                    |                      |                 | 8               | 32              |                 |                 |                  |                         |
| 4. Design of Fees                                                  | 1         |           |                 |                    |                      |                 | 8               | 24              |                 |                 |                  |                         |
| 5. Proposed Rate Resolution Review/Update                          | 1         |           |                 |                    |                      |                 | 8               | 24              |                 |                 |                  |                         |
| 6. Final Deliverables                                              |           | 2         | 4               |                    |                      |                 | 24              | 32              |                 |                 |                  |                         |
| <b>Water Conservation Incentives</b>                               |           |           |                 |                    |                      |                 |                 |                 |                 |                 |                  |                         |
| 1. Define Objectives                                               |           | 1         | 8               |                    | 4                    |                 |                 |                 |                 |                 |                  |                         |
| 2. Pilot Program                                                   | 3         |           | 8               |                    | 16                   |                 |                 |                 |                 | 24              |                  |                         |
| 3. Report, Communication, and Next Steps                           | 1         |           | 8               |                    | 16                   |                 |                 |                 |                 | 24              |                  | 2                       |
| <b>Total Meetings / Hours</b>                                      | <b>22</b> | <b>9</b>  | <b>152</b>      | <b>100</b>         | <b>110</b>           | <b>186</b>      | <b>80</b>       | <b>160</b>      | <b>192</b>      | <b>48</b>       | <b>20</b>        | <b>10</b>               |
| <b>Hourly Billing Rates</b>                                        | <b>–</b>  | <b>–</b>  | <b>\$375</b>    | <b>\$375</b>       | <b>\$295</b>         | <b>\$195</b>    | <b>\$340</b>    | <b>\$295</b>    | <b>\$195</b>    | <b>\$295</b>    | <b>\$195</b>     | <b>\$250</b>            |
| <b>Total Professional Fees</b>                                     | <b>–</b>  | <b>–</b>  | <b>\$57,000</b> | <b>\$37,500</b>    | <b>\$32,450</b>      | <b>\$36,270</b> | <b>\$27,200</b> | <b>\$47,200</b> | <b>\$37,440</b> | <b>\$14,160</b> | <b>\$3,900</b>   | <b>\$2,500</b>          |

|                               |                       |             | Total Fees & Expenses |
|-------------------------------|-----------------------|-------------|-----------------------|
| Senior Project Manager (e-HT) | Project Manager(e-HT) | Total Hours |                       |
|                               |                       |             |                       |
| 12                            |                       | 28          | \$8,680               |
|                               |                       | 16          | \$6,160               |
|                               |                       | 4           | \$1,540               |
|                               |                       | 4           | \$1,540               |
|                               |                       |             |                       |
| 8                             | 8                     | 46          | \$14,400              |
|                               |                       | 36          | \$8,900               |
|                               |                       | 28          | \$7,260               |
| 32                            | 74                    | 148         | \$30,440              |
|                               |                       | 44          | \$10,540              |
|                               |                       | 44          | \$10,540              |
| 8                             |                       | 74          | \$23,990              |
|                               |                       |             |                       |
|                               |                       | 26          | \$10,180              |
|                               |                       | 48          | \$12,360              |
|                               |                       | 96          | \$24,720              |
|                               |                       | 48          | \$12,360              |
|                               |                       | 62          | \$15,950              |
|                               |                       | 82          | \$23,460              |
|                               |                       |             |                       |
|                               |                       | 40          | \$13,560              |
|                               |                       | 52          | \$16,900              |
|                               |                       | 40          | \$12,560              |
|                               |                       | 32          | \$10,120              |
|                               |                       | 32          | \$10,120              |
|                               |                       | 60          | \$19,700              |
|                               |                       |             |                       |
| 8                             | 16                    | 36          | \$8,740               |
| 12                            | 20                    | 80          | \$20,920              |
| 18                            | 24                    | 92          | \$23,880              |
| 98                            | 142                   | 1,298       | –                     |
| \$210                         | \$180                 | –           | –                     |
| \$20,580                      | \$25,560              | –           | \$341,760             |
| Travel Expenses               |                       |             | \$7,880               |
| Technology Fee                |                       |             | \$9,880               |
| Total Expenses                |                       |             | \$17,760              |
| Total Fees & Expenses         |                       |             | \$369,520             |



| TASKS                                                               | Jan 2025 | Feb 2025 | Mar 2025 | Apr 2025 | May 2025 | Jun 2025 | Jul 2025 | Aug 2025 | Sep 2025 |
|---------------------------------------------------------------------|----------|----------|----------|----------|----------|----------|----------|----------|----------|
| Project Management                                                  |          |          |          |          |          |          |          |          |          |
| - Water and Water Reclamation Rate Study                            |          |          |          |          |          |          |          |          |          |
| - Stormwater and Drainage Study                                     |          |          |          |          |          |          |          |          |          |
| - Miscellaneous Fee Study                                           |          |          |          |          |          |          |          |          |          |
| - Conservation Incentive Study                                      |          |          |          |          |          |          |          |          |          |
| Water and Water Reclamation Rate Study                              |          |          |          |          |          |          |          |          |          |
| 1. Project Initiation, Data Request, Kick-off Meeting               | ●        |          |          |          |          |          |          |          |          |
| 2. Demand Analysis & Revenue Proof                                  |          |          | ●        |          |          |          |          |          |          |
| 3. Revenue Requirement Review                                       |          |          | ●        |          |          |          |          |          |          |
| 4. Financial Plan Model Development                                 |          |          |          | ●        |          |          |          |          |          |
| 5. Cost-of-Service Analysis by Utility.                             |          |          |          |          | ●        |          |          |          |          |
| 6. Model Rate Design by Each Utility.                               |          |          |          |          | ●        |          |          |          |          |
| 7. Final Deliverables.                                              |          |          |          |          |          | ●        |          |          | ●        |
| Stormwater and Drainage Rate Study.                                 |          |          |          |          |          |          |          |          |          |
| 1. Project Initiation, Data Request, Kick-off Meeting.              | ●        |          |          |          |          |          |          |          |          |
| 2. Financial Plan Development.                                      |          |          | ●        |          |          |          |          |          |          |
| 3. Cost of Service Analysis and Rate Calculation.                   |          |          |          | ●        |          |          |          |          |          |
| 4. Rate Model Development.                                          |          |          |          |          | ●        |          |          |          |          |
| 5. Drainage Fee Implementation.                                     |          |          |          |          | ●        |          |          |          |          |
| 6. Final Deliverables.                                              |          |          |          |          |          | ●        |          |          | ●        |
| Miscellaneous Fee Study.                                            |          |          |          |          |          |          |          |          |          |
| 1. Project Initiation, Data Request, Kick-off Meeting.              | ●        |          |          |          |          |          |          |          |          |
| 2. Department Staff Interviews for Process and Cost Identification. |          | ●●       | ●●       | ●        |          |          |          |          |          |
| 3. Fee Analysis and Cost Allocation.                                |          |          |          | ●        |          |          |          |          |          |
| 4. Design of Fees.                                                  |          |          |          |          | ●        |          |          |          |          |
| 5. Proposed Rate Resolution Review/Update.                          |          |          |          |          | ●        |          |          |          |          |
| 6. Final Deliverables.                                              |          |          |          |          |          | ●        |          |          | ●        |
| Water Conservation Incentives.                                      |          |          |          |          |          |          |          |          |          |
| 1. Define Objectives.                                               | ●        |          |          |          |          |          |          |          |          |
| 2. Pilot Program.                                                   |          |          | ●        |          | ●        |          | ●        |          |          |
| 3. Report, Communication, and Next Steps.                           |          |          |          |          |          |          |          |          | ●        |

● In-person Meetings

● Web Meetings

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Robert Salas, Neighborhood Services Director, Neighborhood and Family Services

Meeting Date: December 17, 2024

Item type: Consent Item

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## **Caption:**

Consider approving the 2023 Consolidated Annual Performance and Evaluation Report (CAPER) (Bob Salas)

## **Staff Recommendation:**

Approve

## **Summary/History:**

The 2023 CAPER is a document required of all entitlement cities receiving annual Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) funds from the U.S. Department of Housing and Urban Development (HUD). The CAPER is the City's performance evaluation for the 2023 Program Year covering Oct 1, 2023, thru Sep 30, 2024. The CAPER includes a summary of expended resources, objectives, and goals related to affordable housing, outcome measures, geographic distribution, and barriers to affordable housing.

This report is the product of public outreach consistent with the City of San Angelo's 2020-2024 Five-Year Consolidated Plan. Public notices were posted in the Standard Times and draft copies of the CAPER were posted at various locations throughout the city and on the City's website.

Approval of the 2023 CAPER will authorize the City to forward the final CAPER to the HUD Regional Office in Ft Worth.

## **Funding Source(s):**

## **Financial Impact:**

None

## **Other Information/Recommendation:**

## **Attachments:**

1. 2023 CAPER 2023 CAPER.pdf

## **Presentation:**

Robert Salas

**Approvals/Reviews:**

Robert Salas

Brandon Dyson

Tina Dierschke

Heather Stastny

Created/Initiated

Approved

Approved

Final Approval

# CITY OF SAN ANGELO

2023 Program Year

## Consolidated Annual Performance and Evaluation Report (CAPER)



*NEIGHBORHOOD & FAMILY SERVICES DEPARTMENT*  
COMMUNITY & HOUSING SUPPORT DIVISION

PLEASE SEND ANY COMMENTS TO COMMUNITY & HOUSING SUPPORT: ATTENTION  
MR. ROBERT SALAS, 72 WEST COLLEGE AVE., SAN ANGELO, TX 76903  
OR EMAIL [ROBERT.SALAS@COSATX.US](mailto:ROBERT.SALAS@COSATX.US)

## Introduction

The City of San Angelo (COSA) annually receives two grants from the U. S. Department of Housing and Urban Development (HUD): The Community Development Block Grant (CDBG) and the HOME Investment Partnership Program (HOME) grant. CDBG grants are awarded to entitlement communities (principal cities of a Metropolitan Statistical Area (MSA) or with a population greater than 50,000) to carry out a wide range of community development activities directed toward the revitalization of neighborhoods and improved facilities and services within the community. Maximum feasible priority must be given to activities that benefit low- moderate-income persons (including neighborhoods). HOME grants must be used to provide affordable housing for low- moderate-income persons. Income levels are set annually by HUD and are a percentage of the area median income (AMI), which in 2023 was \$62,400 in San Angelo for a family of four.

The majority of the CDBG funds and all of the HOME funds must have beneficiaries earning 80% or less of the AMI, either as a neighborhood or as individual households. To continue to receive the grants, the City must develop a Consolidated Plan every five years to identify the community's needs and goals to meet the needs and then an Annual Action Plan for each of the five years. The current Consolidated Plan is for the years 2020-2024. At the conclusion of each action year, the City must also prepare a Consolidated Annual Performance and Evaluation Report (CAPER) that describes for the public and HUD how federal assistance was used during that action year. The CAPER that follows is for the first year of the current Consolidated Plan. The City's 2023 grants were as follows:

- CDBG - \$ 654,142
- HOME - \$ 305,168

Additionally, the City received program income in the amount of \$18,619 for CDBG, \$8,386 for HOME, and \$335,000 in local economic development sales tax funds earmarked for affordable housing. The City's CHDO leverages these funds to build new homes for low-moderate-income families in the neighborhoods targeted for revitalization. COSA receives payments on loans provided with grant funds for housing rehabilitation or mortgage payments from new home construction, a program that is no longer active.

Reporting to HUD is done online through the Integrated Disbursal and Information System (IDIS). Specific questions are completed for each step of the process: Consolidated Plan, Action Plan and the CAPER. Each has specific questions to which the City must respond. Terminology may not be familiar to the general public; definitions or further explanation of any information in the CAPER is available from the COSA Community & Housing Support Division (325-655-0824). Information in forms other than written English may be provided upon request by contacting COSA.

## CR-05 - Goals and Outcomes

### Progress the jurisdiction has made in carrying out its strategic plan and its action plan. 91.520(a)

This could be an overview that includes major initiatives and highlights that were proposed and executed throughout the program year.

### Comparison of the proposed versus actual outcomes for each outcome measure submitted with the consolidated plan and explain, if applicable, why progress was not made toward meeting goals and objectives. 91.520(g)

Categories, priority levels, funding sources and amounts, outcomes/objectives, goal outcome indicators, units of measure, targets, actual outcomes/outputs, and percentage completed for each of the grantee's program year goals.

| Goal                                | Category                            | Source/<br>Amount | Indicator                                         | Unit of<br>Measure     | Expected<br>–<br>Strategic<br>Plan | Actual –<br>Strategic<br>Plan | Percent<br>Complete | Expected<br>–<br>Program<br>Year | Actual –<br>Program<br>Year | Percent<br>Complete |
|-------------------------------------|-------------------------------------|-------------------|---------------------------------------------------|------------------------|------------------------------------|-------------------------------|---------------------|----------------------------------|-----------------------------|---------------------|
| Affordable Housing (AHAP)           | Affordable Housing                  | HOME: \$151000    | Homeowner Housing Added                           | Household Housing Unit | 20                                 | 19                            | 95.00%              | 4                                | 2                           | 50.00%              |
| Decent Housing (ERP)                | Affordable Housing                  | CDBG: \$147411    | Homeowner Housing Rehabilitated                   | Household Housing Unit | 125                                | 211                           | 168.80%             | 20                               | 43                          | 215.00%             |
| Home Ownership (HAP)                | Affordable Housing                  | HOME: \$80851     | Direct Financial Assistance to Homebuyers         | Households Assisted    | 30                                 | 27                            | 90.00%              | 6                                | 8                           | 133.33%             |
| Neighborhood Revitalization (NB)    | Affordable Housing                  | CDBG: \$138829    | Homeowner Housing Rehabilitated                   | Household Housing Unit | 100                                | 66                            | 66.00%              | 16                               | 20                          | 125.00%             |
| Neighborhood Revitalization (CC)    | Affordable Housing                  | CDBG: \$45000     | Housing Code Enforcement/Foreclosed Property Care | Household Housing Unit | 6000                               | 6521                          | 108.68%             | 1200                             | 765                         | 63.75%              |
| Special Needs & Homelessness (TBRA) | Homeless Non-Homeless Special Needs | HOME: \$62434     | Tenant-based rental assistance / Rapid Rehousing  | Households Assisted    | 100                                | 46                            | 46.00%              | 12                               | 13                          | 108.33%             |

Table 1 - Accomplishments – Program Year & Strategic Plan to Date

### Assess how the jurisdiction's use of funds, particularly CDBG, addresses the priorities and specific objectives identified in the plan, giving special attention to the highest priority activities identified.

The City has continued to address housing and community development needs in carrying out the PY 2023 Action Plan. Actions undertaken during PY2023 were consistent with the primary goals and objectives of the Consolidated

Plan. The Consolidated Plan identified three key funding priorities:

1. Assist in creating and preserving affordable housing opportunities for low-income and special-needs households.
2. Support activities to end homelessness.
3. Support activities that strengthen targeted low-income neighborhoods.

Based on these three priorities, COSA developed six major goals that address these three priorities:

1. Expand housing options to create a safe, healthy, accessible home for residents
2. Continue to focus on strategies to achieve a sustainable increase in the homeownership rate
3. Continue efforts to redevelop the six neighborhoods targeted for revitalization
4. Improve livability in targeted neighborhoods by purchasing vacant lots and building new homes
5. Assist special needs/homeless populations with supportive services, facilities, and housing
6. Continue efforts to eliminate slum/blight and conditions detrimental to the health, safety, and public welfare of residents in the targeted neighborhoods

All of the funded projects for PY2023 directly addressed the City's priorities and goals.

Minor Repair Program – completed home-owner minor repairs for 20 low/moderate-income households in San Angelo; Emergency Repairs – assisted in preserving affordable housing by addressing needed repairs detrimental to the health and safety of 43 low/moderate-income homeowners; Homebuyers Assistance Program (HAP) – helped create affordable housing opportunities for 8 low/moderate-income individuals and families by assisting them in the purchase of new homes with an affordability period of five years; CHDO activities – Galilee CDC, the City's CHDO helped create affordable housing opportunities for low/moderate-income individuals and families by constructing and selling 2 affordable housing units in targeted neighborhoods which also helped maintain and strengthen those targeted neighborhoods. In addition, 20 households whose income was affected by the COVID-19 pandemic were assisted with short-term sustenance payments.

## CR-10 - Racial and Ethnic composition of families assisted

Describe the families assisted (including the racial and ethnic status of families assisted). 91.520(a)

|                                           | CDBG      | HOME      |
|-------------------------------------------|-----------|-----------|
| White                                     | 54        | 22        |
| Black or African American                 | 8         | 1         |
| Asian                                     | 0         | 0         |
| American Indian or American Native        | 1         | 0         |
| Native Hawaiian or Other Pacific Islander | 0         | 0         |
| <b>Total</b>                              | <b>63</b> | <b>23</b> |
| Hispanic                                  | 42        | 14        |
| Not Hispanic                              | 21        | 9         |

Table 2 – Table of assistance to racial and ethnic populations by source of funds

### Narrative

The City tracked demographics of the households directly benefiting from the CDBG and HOME grant programs, including race, ethnicity, family size, which had female heads of households, and how many persons had a disability. The direct benefit activities included housing rehab and emergency repairs grants, HAP financing, and CHDO activities. This information is used for reporting in IDIS and (in the case of housing activities) for fair housing statistics.

The City identified the Hispanic ethnicity as the only minority group with a large percentage of persons in San Angelo. Of the persons directly receiving benefits, 65% were Hispanic and 10% were African American while the rest were White-not Hispanic. That aligns with the City's minority makeup of 38% Hispanic and 5% African American.

## CR-15 - Resources and Investments 91.520(a)

Identify the resources made available

| Source of Funds | Source           | Resources Made Available | Amount Expended During Program Year |
|-----------------|------------------|--------------------------|-------------------------------------|
| CDBG            | public - federal | 660,142                  | 688,913                             |
| HOME            | public - federal | 313,168                  | 325,210                             |

Table 3 - Resources Made Available

### Narrative

The City of San Angelo receives an annual allocation of federal CDBG and HOME entitlement grant funds from HUD. The table above details the resources made available in the program year as well as funds expended. Amounts expended included funding from past program years as some programs have multi-year projects. The City also had resources made available through CARES Act Funds, and these one-time grant funds are summarized further below. All entitlement funds were allocated to eligible activities under each grant program.



CDBG funds in the amount of \$660,142 were made available in PY 2023 with \$654,142 from the annual allocation and \$6,000 from program income. In PY 2023, the City expended \$688,913, which also included funds awarded in prior program year 2022, and \$12,619 above the expected program income received due to loans being paid off (\$18,619 total PI). Expenditures went towards public services, public infrastructure improvements, housing rehab, and admin of the program.

For HOME funds, \$313,168 were made available in PY 2023 with \$305,168 from the annual allocation, \$8,000 from program income. According to the PR-07, in the program year, the City expended \$325,210 in HOME funds and \$12,042 of this was spent from a combination of prior year unexpended funds \$386 more than anticipated Program Income received.

### CARES Act Funds

CDBG-CV: In response to COVID-19, the City was allocated CDBG-CV funds for a total of \$970,762. In PY 2023, these funds went to fund emergency response programs such as rent and utility assistance and admin of the program for a total of \$23,384.53, which closes out the grant, leaving a remaining balance of \$0.

### Identify the geographic distribution and location of investments

| Target Area | Planned Percentage of Allocation | Actual Percentage of Allocation | Narrative Description                        |
|-------------|----------------------------------|---------------------------------|----------------------------------------------|
| Belaire     |                                  |                                 |                                              |
| Blackshear  |                                  |                                 |                                              |
| City Wide   | 100%                             | 100%                            | All funds expended in San Angelo city limits |
| Fort Concho |                                  |                                 |                                              |
| Lakeview    |                                  |                                 |                                              |
| Reagan      |                                  |                                 |                                              |
| Rio Vista   |                                  |                                 |                                              |

Table 4 – Identify the geographic distribution and location of investments

### Narrative

The City of San Angelo does not target specific areas but serves low- to moderate-income (LMI) households and LMI areas in the City as well as following income guidelines. For this reason, direct services and activities provided by CDBG and HOME are available Citywide according to eligibility and are based on individual benefit rather than area benefit.

No publicly owned land or property located within the jurisdiction was used to address the needs identified in the plan.

## Leveraging

**Explain how federal funds leveraged additional resources (private, state and local funds), including a description of how matching requirements were satisfied, as well as how any publicly owned land or property located within the jurisdiction that were used to address the needs identified in the plan.**

Community & Housing Support leveraged other City departments in order to obtain operating support to include financial, legal, planning, human resources, and purchasing. Community & Housing Support also leveraged over \$384K of local sales tax revenue for gap financing provided to 3 low to moderate-income first-time homebuyers (\$194,800) and 30 minor repairs for low to moderate income home owners (\$190,128). Moreover, the city received a grant from Atmos to continue a housing weatherization program, expending \$16,302 to assist 10 homeowners.

The City of San Angelo complies with federal matching requirements for HOME. Over \$5K of match funds was accumulated for the 2023 program year. As of Sept 30, 2023, San Angelo maintained \$1,985,459.78 in excess matching funds. This reserve was more than adequate to meet the required match liability for the 2023 program year.

| <b>Fiscal Year Summary – HOME Match</b>                                        |           |
|--------------------------------------------------------------------------------|-----------|
| 1. Excess match from prior Federal fiscal year                                 | 1,985,460 |
| 2. Match contributed during current Federal fiscal year                        | 5,438     |
| 3. Total match available for current Federal fiscal year (Line 1 plus Line 2)  | 1,990,897 |
| 4. Match liability for current Federal fiscal year                             | 81,303    |
| 5. Excess match carried over to next Federal fiscal year (Line 3 minus Line 4) | 1,909,595 |

**Table 5 – Fiscal Year Summary - HOME Match Report**

| Match Contribution for the Federal Fiscal Year |                         |                                      |                                        |                                    |                            |                                                                         |                   |                |
|------------------------------------------------|-------------------------|--------------------------------------|----------------------------------------|------------------------------------|----------------------------|-------------------------------------------------------------------------|-------------------|----------------|
| Project No.<br>or Other ID                     | Date of<br>Contribution | Cash<br>(non-<br>Federal<br>sources) | Foregone<br>Taxes,<br>Fees,<br>Charges | Appraised<br>Land/Real<br>Property | Required<br>Infrastructure | Site<br>Preparation,<br>Construction<br>Materials<br>, Donated<br>labor | Bond<br>Financing | Total<br>Match |
| 10 Galilee<br>CDC CHDO                         | 09/30/2024              | 0                                    | 0                                      | 0                                  | 0                          | 0                                                                       | 0                 | 0              |
| 9 MHMR<br>TBRA                                 | 09/30/2024              | 5,438                                | 0                                      | 0                                  | 0                          | 0                                                                       | 0                 | 5,438          |

Table 6 – Match Contribution for the Federal Fiscal Year

## HOME MBE/WBE report

| Program Income – Enter the program amounts for the reporting period |                                                     |                                                           |                                   |                                                        |
|---------------------------------------------------------------------|-----------------------------------------------------|-----------------------------------------------------------|-----------------------------------|--------------------------------------------------------|
| Balance on hand at<br>beginning of<br>reporting period<br>\$        | Amount received<br>during reporting<br>period<br>\$ | Total amount<br>expended during<br>reporting period<br>\$ | Amount expended<br>for TBRA<br>\$ | Balance on hand<br>at end of<br>reporting period<br>\$ |
| 0                                                                   | 8,386                                               | 8,386                                                     | 7,548                             | 0                                                      |

Table 7 – Program Income

| Minority Business Enterprises and Women Business Enterprises – Indicate the number and dollar value of contracts for HOME projects completed during the reporting period |       |                                   |                           |                                                                                    |          |                    |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|-----------------------------------|---------------------------|------------------------------------------------------------------------------------|----------|--------------------|
|                                                                                                                                                                          | Total | Minority Business Enterprises     |                           |                                                                                    |          | White Non-Hispanic |
|                                                                                                                                                                          |       | Alaskan Native or American Indian | Asian or Pacific Islander | Black Non-Hispanic                                                                 | Hispanic |                    |
| Contracts                                                                                                                                                                |       |                                   |                           |                                                                                    |          |                    |
| Dollar Amount                                                                                                                                                            | 0     | 0                                 | 0                         | 0                                                                                  | 0        | 0                  |
| Number                                                                                                                                                                   | 0     | 0                                 | 0                         | 0                                                                                  | 0        | 0                  |
| Sub-Contracts                                                                                                                                                            |       |                                   |                           |                                                                                    |          |                    |
| Number                                                                                                                                                                   | 0     | 0                                 | 0                         | 0                                                                                  | 0        | 0                  |
| Dollar Amount                                                                                                                                                            | 0     | 0                                 | 0                         | 0                                                                                  | 0        | 0                  |
|                                                                                                                                                                          | Total | Women Business Enterprises        | Male                      |  |          |                    |
| Contracts                                                                                                                                                                |       |                                   |                           |                                                                                    |          |                    |
| Dollar Amount                                                                                                                                                            | 0     | 0                                 | 0                         |                                                                                    |          |                    |
| Number                                                                                                                                                                   | 0     | 0                                 | 0                         |                                                                                    |          |                    |
| Sub-Contracts                                                                                                                                                            |       |                                   |                           |                                                                                    |          |                    |
| Number                                                                                                                                                                   | 0     | 0                                 | 0                         |                                                                                    |          |                    |
| Dollar Amount                                                                                                                                                            | 0     | 0                                 | 0                         |                                                                                    |          |                    |

**Table 8 - Minority Business and Women Business Enterprises**

| <b>Minority Owners of Rental Property –</b> Indicate the number of HOME assisted rental property owners and the total amount of HOME funds in these rental properties assisted |              |                                          |                                  |                           |                 |                           |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|------------------------------------------|----------------------------------|---------------------------|-----------------|---------------------------|
|                                                                                                                                                                                | <b>Total</b> | <b>Minority Property Owners</b>          |                                  |                           |                 | <b>White Non-Hispanic</b> |
|                                                                                                                                                                                |              | <b>Alaskan Native or American Indian</b> | <b>Asian or Pacific Islander</b> | <b>Black Non-Hispanic</b> | <b>Hispanic</b> |                           |
| Number                                                                                                                                                                         | 0            | 0                                        | 0                                | 0                         | 0               | 0                         |
| Dollar Amount                                                                                                                                                                  | 0            | 0                                        | 0                                | 0                         | 0               | 0                         |

**Table 9 – Minority Owners of Rental Property**

| <b>Relocation and Real Property Acquisition –</b> Indicate the number of persons displaced, the cost of relocation payments, the number of parcels acquired, and the cost of acquisition |              |                                          |                                  |                           |                 |                           |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|------------------------------------------|----------------------------------|---------------------------|-----------------|---------------------------|
| Parcels Acquired                                                                                                                                                                         |              |                                          |                                  | 0                         | 0               |                           |
| Businesses Displaced                                                                                                                                                                     |              |                                          |                                  | 0                         | 0               |                           |
| Nonprofit Organizations Displaced                                                                                                                                                        |              |                                          |                                  | 0                         | 0               |                           |
| Households Temporarily Relocated, not Displaced                                                                                                                                          |              |                                          |                                  | 0                         | 0               |                           |
| <b>Households Displaced</b>                                                                                                                                                              | <b>Total</b> | <b>Minority Property Enterprises</b>     |                                  |                           |                 | <b>White Non-Hispanic</b> |
|                                                                                                                                                                                          |              | <b>Alaskan Native or American Indian</b> | <b>Asian or Pacific Islander</b> | <b>Black Non-Hispanic</b> | <b>Hispanic</b> |                           |
| Number                                                                                                                                                                                   | 0            | 0                                        | 0                                | 0                         | 0               | 0                         |
| Cost                                                                                                                                                                                     | 0            | 0                                        | 0                                | 0                         | 0               | 0                         |

**Table 10 – Relocation and Real Property Acquisition**

## CR-20 - Affordable Housing 91.520(b)

Evaluation of the jurisdiction's progress in providing affordable housing, including the number and types of families served, the number of extremely low-income, low-income, moderate-income, and middle-income persons served.

|                                                                            | One-Year Goal | Actual    |
|----------------------------------------------------------------------------|---------------|-----------|
| Number of Homeless households to be provided affordable housing units      | 0             | 0         |
| Number of Non-Homeless households to be provided affordable housing units  | 46            | 73        |
| Number of Special-Needs households to be provided affordable housing units | 12            | 13        |
| <b>Total</b>                                                               | <b>58</b>     | <b>86</b> |

Table 11 – Number of Households

|                                                                      | One-Year Goal | Actual    |
|----------------------------------------------------------------------|---------------|-----------|
| Number of households supported through Rental Assistance             | 12            | 13        |
| Number of households supported through The Production of New Units   | 4             | 2         |
| Number of households supported through Rehab of Existing Units       | 36            | 63        |
| Number of households supported through Acquisition of Existing Units | 6             | 8         |
| <b>Total</b>                                                         | <b>58</b>     | <b>86</b> |

Table 12 – Number of Households Supported

**Discuss the difference between goals and outcomes and problems encountered in meeting these goals.**

The City made progress during the program year on its new Consolidated Plan concerning providing new affordable housing including the following:

- 63 homes were rehabilitated for low to moderate-income homeowners – 20 minor repairs and 43 emergency repair rehabilitations
- 2 new homes constructed by City's CHDO sold to low/moderate-income homebuyers at 40% below appraised value through the City's gap financing program
- 8 first time homebuyers assisted with down payment and closing cost to purchase homes
- 13 low/moderate income special needs individuals provided rent assistance to move into new rental units
- 5 families were assisted with CARES Rent and Mortgage Assistance
- 20 families were assisted with ARP Rent Assistance and Supportive Services

Our projects met annual goals with the exception of the CHDO's new construction program and TBRA. However, overall, for the Consolidated Plan, we are on schedule to meet our goal for new construction, and while we are on schedule to be short on meeting our goal for TBRA assistance, with the addition of CARES rental assistance and ARP Rental Assistance, we will surpass the goal of serving 100 clients over the five-year period.

**Discuss how these outcomes will impact future annual action plans.**

The City will continue to review program performance and adjust as appropriate to ensure that the goals and objectives cited in the 5-year Strategic Plan are met. High-performing programs such as the Housing Rehabilitation programs will be renewed in future annual plans while under-performing programs will be adjusted to meet the need or terminated if necessary.

**Include the number of extremely low-income, low-income, and moderate-income persons served by each activity where information on income by family size is required to determine the eligibility of the activity.**

| Number of Households Served | CDBG Actual | HOME Actual |
|-----------------------------|-------------|-------------|
| Extremely Low-income        | 43          | 16          |
| Low-income                  | 18          | 4           |
| Moderate-income             | 2           | 3           |
| <b>Total</b>                | <b>63</b>   | <b>23</b>   |

Table 13 – Number of Households Served

## **CR-25 - Homeless and Other Special Needs 91.220(d, e); 91.320(d, e); 91.520(c)**

**Evaluate the jurisdiction's progress in meeting its specific objectives for reducing and ending homelessness through:**

### **Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs**

The City of San Angelo is a key community partner in the Local Homeless Coalition (LHC). The City applied for and received a Continuum of Care grant to establish and manage a Rapid Rehousing (RRH) program for the homeless community. As part of the grant, the City has initiated a Coordinated Entry (CE) process using the HMIS process to ensure that homeless persons' needs are addressed. These needs will be assessed at entry into the RRH CE process and coordination with community resources via HMIS. In addition, the LHC developed an Outreach Group that routinely conducts outreach to local homeless persons in order to provide information on ongoing services and resources.

### **Addressing the emergency shelter and transitional housing needs of homeless persons**

The City's only emergency shelter is dedicated to victims of domestic violence. For the general homeless community, the LHC developed a program called "Out of the Cold" that provides temporary shelter or a warming center when the temperatures drop below a certain threshold.

**Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: likely to become homeless after being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); and, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs**

The City paid rent/mortgage assistance thru the CARES Act CDBG-CV funds to help low/mod individuals remain in their homes. In addition, the City received HOME- ARP funds to carry out an eviction diversion program for those who have entered the eviction process in order to help those families and individuals from being evicted.

**Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again**

Resources from community partners provide resources that target homeless veterans, homeless families with children, and chronically homeless individuals to assist their transition into permanent housing. These programs include the HUD-VASH program, RRH program, Galilee CDC's transitional housing, and TBRA programs.

## **CR-30 - Public Housing 91.220(h); 91.320(j)**

### **Actions taken to address the needs of public housing**

In PY2023, HASA, through the Housing Choice Voucher Program (Section 8) provided approximately 11,563 months of rental assistance for low-income families at a total annual approximate cost of \$6,955,969. Rent assistance was provided to an average of 964 families a month at an average cost of \$601 per month per household. As of 10/01/2024, Public Housing was at 0 units. The previous 174 Public Housing units are available for rent under our non-profit, Forest Park Community. These units serve HCV voucher holders and 80% AMI and below. No new units were added in PY2023.

### **Actions taken to encourage public housing residents to become more involved in management and participate in homeownership**

The Housing Authority of San Angelo encourages resident involvement in management by filling a spot on the HASA Board of Directors with a Resident commissioner and promoting a separate Resident Advisory Board. Ms. Janice Carson currently serves as the resident commissioner on our HASA Board of directors.

### **Actions taken to provide assistance to troubled PHAs**

Not applicable as the local Housing Authority is not troubled.

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## **CR-35 - Other Actions 91.220(j)-(k); 91.320(i)-(j)**

**Actions taken to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment. 91.220 (j); 91.320 (i)**

Per the Analysis of Impediments to Fair Housing Choice, the City was unable to identify public policies that are detrimental to the return on residential investment. City policies have acted to support affordable housing programs and projects that have allowed homes across neighborhoods targeted for revitalization to increase in value.

### **Actions taken to address obstacles to meeting underserved needs. 91.220(k); 91.320(j)**

There were no specific activities to address obstacles to meeting the underserved needs in the PY2023 Annual Action Plan; however, actions and activities throughout the year and as described in this CAPER benefited the underserved as a whole. These activities that helped meet underserved needs included the City's affordable housing programs and rental assistance programs.

### **Actions taken to reduce lead-based paint hazards. 91.220(k); 91.320(j)**

The City addresses LBP on all owner-occupied residential homes that have been approved for rehabilitation work and were built prior to 1978 (includes Emergency Repair Program projects) or on any post-1978 constructed home where a child or person resides who has been identified with an Elevated Blood Lead Level (EBLL). A Lead Inspection and or Risk Assessment will be done on these homes to determine if there is any lead-based paint in the home or in the soil around the home. If lead is found, a determination of the lead-based paint hazards associated with the presence of the detected lead will be conducted. The requirements for rehabilitation will correspond to the three approaches to lead hazard evaluation and reduction. Complete rehabilitation work must meet more stringent requirements than emergency repairs. The three approaches and the levels of rehabilitation assistance (costs) are as follows: 1) Do No Harm (<\$5,000) - Perform the rehabilitation in a way that does not create additional lead hazards. Clearance of work site. 2) Identify and Control Lead Hazards (\$5,000 to \$25,000) - Identify lead-based paint and hazards and use a range of interim control and abatement methods to address the hazards. Clearance of unit. 3) Identify and Abate Lead Hazards (>\$25,000) - Identify lead-based paint hazards and remove them permanently by abatement. Clearance of unit.

### **Actions taken to reduce the number of poverty-level families. 91.220(k); 91.320(j)**

While the City does not have a mechanism or process to track and report on the number of families removed from poverty, the City recognizes that its future economic viability rests with the elimination of poverty. San Angelo has and will continue to undertake efforts in housing and supportive services to improve the quality of life of its low/moderate-income residents so long as funding for such activities is available.

## Education and Job Training

Workforce development and area-wide economic development have been identified as priorities that will aid the City in reducing the number of persons living below the poverty level. The West Texas Training Center, San Angelo Independent School District, Angelo State University, Howard College, the Chamber of Commerce, and regional business, industry, and healthcare organizations continued to meet the occupational training needs of the Concho Valley region and West Texas.

## Housing

Affordable housing is one of the City's anti-poverty activities. The City oversaw several housing programs aimed at either improving the quality of the housing stock or reducing the housing costs of low/moderate-income families in order to help keep families' housing costs down and thus help families from falling into poverty.

- Affordable housing emergency repair and minor repair
- First-time homebuyers
- Tenant-based Rental Assistance
- Homeless Prevention Program
- CHDO new home construction

### **Actions taken to develop institutional structure. 91.220(k); 91.320(j)**

The City's institutional structure is solid and the City staff that oversees and manages federal grants has been in place for over ten years. The team is tenured and experienced and is provided with training that is required and appropriate. To ensure widespread information and access to the programs, especially by LMI households, the funding process involved the participation of representatives from several governmental entities, non-profit organizations, and grassroots citizen support groups. In this way, local policymakers and administrators were able to identify the needs of LMI neighborhoods and evaluate applications accordingly.

Running concurrently with the City's review process was a series of hearings and meetings at the local City and neighborhood levels. These meetings provided information to local residents, specifically targeted neighborhoods, regarding the process for preparation, submission, and selection of project proposals. During this project development phase, City staff members worked with local citizens to assess local needs and develop project proposals. The City held two neighborhood public meetings to discuss potential projects and two City Council public hearings to once again review and approve projects that were selected for funding in PY2023.

**Actions taken to enhance coordination between public and private housing and social service agencies. 91.220(k); 91.320(j)**

The CHS staff participates in an ad-hoc Affordable Housing Committee that includes public and private entities that deal with housing. This ad hoc committee discusses issues related to housing to include coordinating areas for housing investment and project development.

While the City does not have a social services department, City staff are members of the Concho Valley Homeless Planning Coalition board of directors and are very active in the planning process and coordination of social services for homeless families and individuals with a goal to help develop and maintain an unofficial continuum of care for those in need.

**Identify actions taken to overcome the effects of any impediments identified in the jurisdictions analysis of impediments to fair housing choice. 91.520(a)**

The City's Analysis of Impediments to Fair Housing Choice discovered that the major barriers to affordable housing in San Angelo are a lack of financial resources and all the implications that are associated with that condition. Low-income persons will have a difficult time finding affordable housing, defined as housing that costs less than 30% of gross income. Education and job training may provide a way to higher income and better living conditions for some low-income families. However, elderly and disabled individuals are often unable to increase their income or improve their living conditions through these means. In addition to inadequate income and creditworthiness, a growing elderly population, racial and ethnic divergences, and slow economic growth are other contributing factors that help create impediments.

To help ameliorate these impediments, the City worked to develop and further increase the affordable housing stock through several programs and projects that included:

- Affordable housing emergency repair and rehabilitation
- First-time homebuyers
- Homeless Prevention Program
- Tenant-based Rental Assistance
- CHDO new home construction

## **CR-40 - Monitoring 91.220 and 91.230**

**Describe the standards and procedures used to monitor activities carried out in furtherance of the plan and used to ensure long-term compliance with requirements of the programs involved, including minority business outreach and the comprehensive planning requirements**

Monitoring was conducted every month for each subrecipient not only to verify that the reimbursements submitted were for eligible expenses but also to verify that each subrecipient was complying with all the requirements in their agreement. Each reimbursement request was verified for eligibility. Also, each of the participants in each program was examined to verify their eligibility for assistance.

The City does not discriminate against minority or women-owned businesses during the bidding process and awarded several emergency repair projects to minority and women-owned businesses including a business owned by an African American male (Mayberry Electric) and a female-owned business (Electric by Deb). The bids include an invitation for minorities and women to bid on all projects. All projects approved for funding listed in the Annual Action Plan comply with and follow the 2020-2024 Consolidated Plan. The City met all comprehensive planning requirements.

## **Citizen Participation Plan 91.105(d); 91.115(d)**

**Describe the efforts to provide citizens with reasonable notice and an opportunity to comment on performance reports.**

A complete draft of this report has been made available for public review and comment for a fifteen (15) day period beginning December 2, 2024. The availability of this report has been publicly advertised consistently with the provisions of the City of San Angelo's Consolidated Plan with printed copies available at strategic locations in the city and online. There were no public comments received during the fifteen-day period.

## **CR-45 - CDBG 91.520(c)**

**Specify the nature of, and reasons for, any changes in the jurisdiction's program objectives and indications of how the jurisdiction would change its programs as a result of its experiences.**

This was the fifth year of the 2020-2024 Consolidated Plan and the objectives did not change from those identified in the Consolidated Plan other to include the CARES Act Funding to assist households affected by the COVID-19 pandemic. The City met the requirements to have not more than 1.5 times the annual grant and activities are reaching completion in a timely manner once underway.

**Does this Jurisdiction have any open Brownfields Economic Development Initiative (BEDI) grants?**

No

**[BEDI grantees] Describe accomplishments and program outcomes during the last year.**

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## **CR-50 - HOME 24 CFR 91.520(d)**

**Include the results of on-site inspections of affordable rental housing assisted under the program to determine compliance with housing codes and other applicable regulations**

Please list those projects that should have been inspected on-site this program year based upon the schedule in 24 CFR §92.504(d). Indicate which of these were inspected and a summary of issues that were detected during the inspection. For those that were not inspected, please indicate the reason and how you will remedy the situation.

Please list those projects that should have been inspected on-site this program year based upon the schedule in 24 CFR §92.504(d). Indicate which of these were inspected and a summary of issues that were detected during the inspection. For those that were not inspected, please indicate the reason and how you will remedy the situation.

The City provided funding for a LIHTC 36 single-family unit project called Noah Estates. HOME funds covered the construction of two units. The unit at 2208 Brown was inspected on November 27, 2024, and the second unit 513 17th Street, was inspected on October 23, 2024. There were no issues detected at the time of inspection.

**Provide an assessment of the jurisdiction's affirmative marketing actions for HOME units. 24 CFR 91.520(e) and 24 CFR 92.351(a)**

All units in the Noah Estates were occupied throughout the entire program year so there were no vacancies. In addition, there is a waiting list of over 50 potential renters for any vacancy that may open up, making it unnecessary to market the program outside of the normal advertisements in local magazines, websites, and periodicals including Conexion San Angelo, a Spanish/English bi-weekly newspaper.

**Refer to IDIS reports to describe the amount and use of program income for projects, including the number of projects and owner and tenant characteristics**

Program income in the amount of \$7,547.62 was drawn for tenant-based rental assistance (IDIS activity #2187). All households are LMI households.

**Describe other actions taken to foster and maintain affordable housing. 24 CFR 91.220(k) (STATES ONLY: Including the coordination of LIHTC with the development of affordable housing). 24 CFR 91.320(j)**

The City Council approved support for a LIHTC 48-unit senior living duplexes development in the Ft Concho area which is one of the six neighborhoods targeted for revitalization earmarking \$10K from local Economic Development Sales Tax program funds. The complex received the tax credits in July 2017 and construction began in February 2018 and was completed in 2019.

## **HOME-ARP**

In September 2021, HUD announced an allocation of \$1,110,165 to the City of San Angelo for a new grant called the Home Investment Partnerships Grant American Rescue Plan (HOME-ARP). The purpose of HOME-ARP funds is to

provide homelessness assistance and supportive services through several eligible activities. Eligible activities include the acquisition and development of non-congregate shelters, tenant-based assistance, supportive services, HOME-ARP rental housing development, administration and planning, and nonprofit operating and capacity-building assistance.

HOME-ARP funds must assist people in HOME-ARP "qualifying populations", which include: sheltered and unsheltered homeless populations; those currently housed populations at risk of homelessness; those fleeing or attempting to flee domestic violence or human trafficking; other families requiring services or housing assistance or to prevent homelessness; and those at greatest risk of housing instability or in unstable housing situations. Qualifying populations were identified as families requiring housing assistance to prevent homelessness, and also households who were at the greatest risk of housing instability. Households that met this criteria were extremely low-income with severe cost burdens, and households with an annual income less than or equal to 50% of AMI.

After an assessment of the needs of "qualifying populations" in the City, along with a comprehensive citizen participation process which included consultation with local stakeholder agencies, the City developed a HOME-ARP Allocation Plan. It was determined that the priority needs for qualifying populations were 1.) increasing the affordable rental housing stock, 2.) the provision of supportive services, and 3.) administration and planning for the HOME-ARP program. In summary, there is a gap in affordable housing availability and services for those who are most vulnerable in San Angelo, including, but not limited to low-income families, veterans and victims of assault.

To address this need, the City provided tenant-based rental assistance to qualifying populations, assisted those clients with supportive services such as utility payments and rental arrears, and through a subrecipient, renovated and rehabilitated a 14-unit apartment complex for the sole purpose of providing rental preference to at least eight (8) eligible homeless veterans as identified by CPD-21-10 with HOME-ARP funds. During the current program year, the City of San Angelo assisted 20 households with tenant-based rental assistance and supportive services and completed the renovation of the apartment complex which has filled 7 units with veterans by the end of the program year with the 8<sup>th</sup> vacant unit soon to be filled.

## CR-58 – Section 3

Identify the number of individuals assisted and the types of assistance provided

| Total Labor Hours                     | CDBG | HOME | ESG | HOPWA | HTF |
|---------------------------------------|------|------|-----|-------|-----|
| Total Number of Activities            | 0    | 0    | 0   | 0     | 0   |
| Total Labor Hours                     | 0    | 0    |     |       |     |
| Total Section 3 Worker Hours          | 0    | 0    |     |       |     |
| Total Targeted Section 3 Worker Hours | 0    | 0    |     |       |     |

**Table 14 – Total Labor Hours**

| Qualitative Efforts - Number of Activities by Program                                                                                                                                                   | CDBG | HOME | ESG | HOPWA | HTF |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|------|-----|-------|-----|
| Outreach efforts to generate job applicants who are Public Housing Targeted Workers                                                                                                                     | 0    | 0    |     |       |     |
| Outreach efforts to generate job applicants who are Other Funding Targeted Workers.                                                                                                                     | 0    | 0    |     |       |     |
| Direct, on-the job training (including apprenticeships).                                                                                                                                                | 0    | 0    |     |       |     |
| Indirect training such as arranging for, contracting for, or paying tuition for, off-site training.                                                                                                     | 0    | 0    |     |       |     |
| Technical assistance to help Section 3 workers compete for jobs (e.g., resume assistance, coaching).                                                                                                    | 0    | 0    |     |       |     |
| Outreach efforts to identify and secure bids from Section 3 business concerns.                                                                                                                          | 0    | 0    |     |       |     |
| Technical assistance to help Section 3 business concerns understand and bid on contracts.                                                                                                               | 0    | 0    |     |       |     |
| Division of contracts into smaller jobs to facilitate participation by Section 3 business concerns.                                                                                                     | 0    | 0    |     |       |     |
| Provided or connected residents with assistance in seeking employment including: drafting resumes, preparing for interviews, finding job opportunities, connecting residents to job placement services. | 0    | 0    |     |       |     |
| Held one or more job fairs.                                                                                                                                                                             | 0    | 0    |     |       |     |
| Provided or connected residents with supportive services that can provide direct services or referrals.                                                                                                 | 0    | 0    |     |       |     |
| Provided or connected residents with supportive services that provide one or more of the following: work readiness health screenings, interview clothing, uniforms, test fees, transportation.          | 0    | 0    |     |       |     |
| Assisted residents with finding child care.                                                                                                                                                             | 0    | 0    |     |       |     |
| Assisted residents to apply for, or attend community college or a four year educational institution.                                                                                                    | 0    | 0    |     |       |     |
| Assisted residents to apply for, or attend vocational/technical training.                                                                                                                               | 0    | 0    |     |       |     |
| Assisted residents to obtain financial literacy training and/or coaching.                                                                                                                               | 0    | 0    |     |       |     |
| Bonding assistance, guaranties, or other efforts to support viable bids from Section 3 business concerns.                                                                                               | 0    | 0    |     |       |     |
| Provided or connected residents with training on computer use or online technologies.                                                                                                                   | 0    | 0    |     |       |     |
| Promoting the use of a business registry designed to create opportunities for disadvantaged and small businesses.                                                                                       | 0    | 0    |     |       |     |
| Outreach, engagement, or referrals with the state one-stop system, as designed in Section 121(e)(2) of the Workforce Innovation and Opportunity Act.                                                    | 0    | 0    |     |       |     |
| Other.                                                                                                                                                                                                  | 0    | 0    |     |       |     |

**Table 15 – Qualitative Efforts - Number of Activities by Program**



## Narrative

This section reports on Section 3 reporting requirements, which were announced on October 29, 2020, in the Section 3 Final Rule, and set new benchmarks for the program under 24 CFR 75. Section 3 helps to establish more economically sustainable communities by ensuring that employment and other economic opportunities generated by Federal assistance for development programs are directed towards very low- and low-income persons to the greatest extent possible, and in particular to those who are recipients of Federal assistance. The Final Rule changes tracking the number of qualified new hires in Section 3 projects, to tracking the total labor hours worked.

Section 3 activities cover housing rehabilitation and construction and public improvement construction activities assisted under HUD grant programs that provide housing and community development financial assistance that exceeds a threshold of \$200,000 per activity. In PY 2023, there were no activities reported that met the Section 3 threshold.

DRAFT

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Gail Smith, Budget Analyst, Police

Meeting Date: December 17, 2024

Item type: Consent Item

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## **Caption:**

Consider a resolution accepting the donation of funds from Back the Badge for the purchase of equipment or training for the San Angelo Police Department (Craig Thomason)

## **Staff Recommendation:**

Approve

## **Summary/History:**

The annual Back the Badge Clay Bird Shoot was held to support the Tom Green Sheriff's Office and the San Angelo Police Department. The event raised funds to be donated to the San Angelo Police Department and the Tom Green County Sheriff's Department. The Back the Badge Organizers would like to donate \$25,000 to be used for equipment or training for San Angelo Police Department Officers.

## **Funding Source(s):**

## **Financial Impact:**

There is no fiscal impact to the budget.

## **Other Information/Recommendation:**

## **Attachments:**

- |                                       |                                         |
|---------------------------------------|-----------------------------------------|
| 1. Back the Badge Resolution.docx (3) | Back the Badge Resolution.docx (3).docx |
|---------------------------------------|-----------------------------------------|

## **Presentation:**

Craig Thomason

## **Approvals/Reviews:**

|                   |                   |
|-------------------|-------------------|
| Gail Smith        | Created/Initiated |
| Travis Griffith   | Approved          |
| Brandon Dyson     | Approved          |
| Jeffrey Tomlinson | Approved          |

Tina Dierschke  
Brandon Dyson  
Heather Stastny

Approved  
Approved  
Final Approval

**A RESOLUTION BY THE CITY OF SAN ANGELO CITY COUNCIL ACCEPTING THE DONATION OF FUNDS FOR THE PURCHASE OF EQUIPMENT OR TRAINING FOR THE SAN ANGELO POLICE DEPARTMENT.**

**WHEREAS**, Section 51.076(a) of the Texas Local Government Code provides that a municipality may hold property that it receives by gift, deed, devise, or other manner; and

**WHEREAS**, a Back the Badge Clay Shoot was held to support the Tom Green Sheriff's Office and the San Angelo Police Department; and

**WHEREAS**, the organizers of the clay shoot would like to donate \$25,000 to the City of San Angelo to be used for the purchase of equipment or training for the San Angelo Police Department Police Officers; and

**WHEREAS**, the San Angelo Police Department has uses for the equipment or training that further the mission and purpose of the department.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SAN ANGELO, TEXAS:**

**Part 1:** That the City of San Angelo hereby accepts a donation in the amount of \$25,000 from the organizers of the Back the Badge Clay Shoot.

**Part 2:** That the funds shall be used solely for the purchase of equipment or training for the San Angelo Police Department Sworn Officers.

**PASSED and APPROVED** this 17<sup>th</sup> day of December, 2024.

**THE CITY OF SAN ANGELO, TEXAS:**

**ATTEST:**

\_\_\_\_\_  
Heather Stastny, City Clerk

\_\_\_\_\_  
Brenda Gunter, Mayor

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Brandon Dyson, Interim City Attorney

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Carl White, Parks and Recreation Director, Parks and Recreation

Meeting Date: December 17, 2024

Item type: Consent Item

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## **Caption:**

Consider a resolution approving non-monetary in-kind support, and authorizing pre-booking dates for the Downtown San Angelo, Inc. "A Star Spangled Banner Concert" event for the Fourth of July to be held July 3, 2026, 2027, and 2028 at the Bill Aylor Memorial River Stage (Carl White)

## **Staff Recommendation:**

Adopt

## **Summary/History:**

Downtown San Angelo, Inc. is requesting the rental of the Bill Aylor Memorial River Stage for the next three years for a July 4th event (to be held each July 3).

Our City Council approved facility rental policy only allows booking rentals within a period of one year. Downtown San Angelo, Inc. would like the City to commit to letting them rent the facility for the next three years so they can secure funding through sponsorships and grants for 2026 through 2028. The resolution requires Downtown San Angelo to commit to the event each year, in writing to the Civic Events Manager, by January 15 of each year. If they do not commit to the event by this date, the City may rent the River Stage for this date to another party.

Downtown San Angelo, Inc. is also requesting the waiving of fees related to the event, as well as waiving any costs associated with the concert such as traffic barricades, SAPD traffic control, and security. In essence, the group is asking for the City to co-sponsor the concert and event.

## **Funding Source(s):**

## **Financial Impact:**

The non-monetary value of this request is estimated at \$6,065.00 and is based on the following:

Fees for permits and barricades: \$675.00

River Stage rental fees: \$750.00

San Angelo Police officer in-kind value: \$2,340.00

City Staff in-kind value: \$2,000.00

Restroom trailer (if available) in-kind value: \$300.00

## **Other Information/Recommendation:**

A Certificate of Insurance (COI) is still required and must be acquired before the concert and event. The COI is not a fee, rather it covers liabilities for the City, Downtown San Angelo, Inc., as well as participants and spectators. This is a hard cost and difficult to estimate. Downtown San Angelo, Inc. must secure the COI for the concert at their expense.

**Attachments:**

- |    |                                                       |                                                           |
|----|-------------------------------------------------------|-----------------------------------------------------------|
| 1. | Request for Support-Star Spangled Banner Nov 27, 2024 | Request for Support-Star Spangled Banner Nov 27, 2024.pdf |
| 2. | Resolution DSA July 4th event 2026 to 2028            | Resolution DSA July 4th event 2026 to 2028.docx           |

**Presentation:**

Carl White

**Approvals/Reviews:**

|                 |                   |
|-----------------|-------------------|
| Carl White      | Created/Initiated |
| Brandon Dyson   | Approved          |
| Tina Dierschke  | Approved          |
| Brandon Dyson   | Approved          |
| Heather Stastny | Final Approval    |

Downtown San Angelo, Inc  
24 W. Concho Ave  
San Angelo, TX 76903

November 26, 2024

Daniel Valenzuela  
City of San Angelo  
72 W College Ave  
San Angelo, TX 76903

Dear Mr. Valenzuela:

Downtown San Angelo, Inc. truly appreciates the support of the City of San Angelo, and we are proud of all that is accomplished together for the community. Thanks to the City, we look forward to hosting another great Independence Day celebration in 2025. And we plan to carry on the beloved Star-Spangled Banner Concert & Fireworks celebration for years to come. The location will remain the same as previous years, at the Bill Aylor Memorial River Stage, with free admission to the public.

Per usual, the event will commence with an opening ceremony and include local performances beginning at 7 p.m. Each year, we are blessed with the opportunity to showcase a spectacular fireworks display at dusk.

To keep the tradition going strong, Downtown San Angelo, Inc. is requesting the city's sponsorship of the costs outlined below. We are also asking for a continuation of Resolution 2022-096 for an additional 3 years (2026-2028) as the agreement is set to end in 2025.

- River Stage Fees: Rental Fee \$500
- Move-in Fee \$250
- Additional Staff to assist with monitoring facilities and clean-up - \$500
- SAPD Security \$45.00 an Hour - need 8 Officers at peak period 6pm – 11:30 p.m. for traffic control on the Chadbourne and Oakes Street Bridges and security of the river stage area; 2 officers from Noon – 6 :00 pm to monitor the gates. We are estimating cost of \$2,520
- Cost Special Events Application & Deposit: \$535
- Permits for Street & Bridge Closures of Oakes & Chadbourne Street Bridge = \$235.00

Total sponsorship request of \$4,540

The City of San Angelo and San Angelo Host will receive their respective percentages of all concession sales.

Again, thank you for your support of our initiative to keep the liveliness of events going for future generations to come. I look forward to hearing back from you.

Sincerely,



Monica Ramos  
Executive Director

## RESOLUTION 2024-\_\_\_\_

**A RESOLUTION BY THE CITY OF SAN ANGELO CITY COUNCIL APPROVING FUNDING TO DOWNTOWN SAN ANGELO, INC. TO SUPPORT THE 2026 THROUGH 2028 4<sup>TH</sup> OF JULY EVENT; AUTHORIZING THE CITY TO ENTER A FACILITIES USE AGREEMENT WITH DOWNTOWN SAN ANGELO FOR JULY 3<sup>RD</sup> IN THE YEARS 2026-2028 AND DECLARING A PUBLIC PURPOSE**

**WHEREAS**, The Fourth of July is a federal holiday that allows us all to celebrate the independence of our country and the freedoms we enjoy; and

**WHEREAS**, one of the ways San Angelo has historically celebrated our independence and freedoms is through a concert and fireworks display; and

**WHEREAS**, Downtown San Angelo, Inc. (“DTSA”) has requested that the City of San Angelo partner with them and waive permit fees, rental fees, barricade fees, police officer fees, and provision of employees to provide monitoring and clean up for the 4<sup>th</sup> of July Event, as well as, allowing them to enter into a facility use agreement on July 3<sup>rd</sup> for the years of 2026 through 2028; and

**WHEREAS**, the Texas Constitution requires that before a City can make a donation of funds to a private entity there must be a finding by City Council that such a donation constitutes a valid public purpose.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SAN ANGELO, TEXAS:**

Part 1: That the City of San Angelo is authorized to provide in kind donations to DTSA for the purpose of hosting a 4<sup>TH</sup> of July event in the form of waiver of permit fees, rental fees, barricade fees, police officer fees and employees to assist in monitoring and clean up at the 4<sup>th</sup> of July event as outlined in the request letter from DTSA attached hereto as **Exhibit “A”** for events to take place July 3<sup>rd</sup> in the years 2026 through 2028.

Part 2: That the City of San Angelo is authorized to enter into a facility use agreement with DTSA for July 3<sup>rd</sup> for the years 2026 through 2028.

Part 3: That the facility use agreement for any specific year shall be terminated on January 15 of each year if DTSA has not provided a written commitment to the Director of Parks and Recreation that a community 4<sup>th</sup> of July event will be held during that year.

Part 4: That public events honoring our country and recognizing our independence and freedoms is good for the morale of our community and constitutes a valid public purpose to justify the funding of this event.

Part 5: That DTSA shall provide a report to the City Parks and Recreation department at the conclusion of the event documenting the success of the event.



**PASSED and APPROVED THIS 17th day of December, 2024.**

CITY OF SAN ANGELO, TEXAS

ATTEST:

---

Brenda Gunter, Mayor

---

Heather Stastny, City Clerk

APPROVED AS TO FORM

---

Brandon Dyson, Interim City Attorney

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Tina Dierschke, Finance Director, Finance

Meeting Date: December 17, 2024

Item type: Consent Item

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## **Caption:**

Consider authorizing the City Manager to execute the subdivision participation form for the Kroger Opioid Settlement in which the City of San Angelo would be allocated approximately \$40,407.50 (Tina Dierschke)

## **Staff Recommendation:**

Approve

## **Summary/History:**

On May 13, 2020, the State of Texas, through the Office of the Attorney General, and a negotiation group for Texas political subdivisions entered into an Agreement entitled Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet approving the allocation of any and all opioid settlement funds within the State of Texas. Under the settlement allocation, the City of San Angelo will receive approximately \$536,509 from the first round of settlement proceeds, approximately \$505,575 from the second round of proceeds, and approximately \$40,407.50 from this round of funding to be used to fight the opioid crisis.

SETTLEMENT OVERVIEW: The proposed Settlement requires Kroger to pay \$83 million (the "Settlement Amount") to Texas and its political subdivisions. Of the Settlement Amount, the vast majority is earmarked for use by Texas and its subdivisions to remediate and abate the impacts of the opioid crisis. The Settlement also contains injunctive relief provisions governing the opioid marketing as well as the sale and dispensing practices at the heart of the opioid claims in the lawsuits. The subdivisions within Texas are entitled to decide whether they wish to participate in the settlement. Any subdivision that does not participate cannot directly share in any of the settlement funds.

WHY YOU SHOULD PARTICIPATE: Subdivision participation is strongly encouraged for the following reasons:

First, the amounts to be paid under the Settlement, while insufficient to abate the epidemic fully, will contribute to allowing Texas and its local governments to commence with meaningful change designed to curb opioid addiction, overdose, and death, following on the Distributors and Johnson & Johnson/Janssen settlements from 2021, the Teva and Endo settlements from 2022, the Mallinckrodt bankruptcy settlement in 2023, and the Allergan, CVS, Walmart, and Walgreens settlements from 2023;

Second, time is of the essence. The opioid epidemic continues to devastate communities around the country, and it is critical that the funds begin to flow to allow governments to address the epidemic in their communities as soon as possible; and

Third, you know first-hand the effects of the opioid epidemic on your community. Funds from this settlement will be used to commence abatement of the crisis and provide relief to your citizens while litigation and settlement discussions proceed against numerous other defendants in the opioid industry.

#### NEXT STEPS

This settlement requires that you take affirmative steps to 'opt in' to the settlement. If you do not act, you will not receive any settlement funds. Subdivisions are encouraged to work through this process well before the December 29, 2024, deadline. Should you decide to proceed with participating, your subdivision will need to submit your signed Subdivision Participation Form to [opioids@oag.texas.gov](mailto:opioids@oag.texas.gov).

In order to participate in the settlement, the City of San Angelo must agree to accept the allocation method for the proceeds.

#### **Funding Source(s):**

#### **Financial Impact:**

#### **Other Information/Recommendation:**

#### **Attachments:**

1. Kroger-Subdivision-Participation-Form (Fillable) Kroger-Subdivision-Participation-Form (Fillable).pdf

#### **Presentation:**

Tina Dierschke

#### **Approvals/Reviews:**

Tina Dierschke

Tina Dierschke

Brandon Dyson

Heather Stastny

Created/Initiated

Approved

Approved

Final Approval

**Exhibit A**

**TEXAS SETTLEMENT SUBDIVISION PARTICIPATION AND RELEASE FORM**

|                        |                             |       |
|------------------------|-----------------------------|-------|
| Political Subdivision: | City of San Angelo          | Texas |
| Authorized Official:   | Daniel Valenzuela           |       |
| Address 1:             | 72 W College Ave            |       |
| Address 2:             |                             |       |
| City, State, Zip:      | San Angelo, TX 76903        |       |
| Phone:                 | 325-657-4241                |       |
| Email:                 | daniel.valenzuela@cosatx.us |       |

The governmental entity identified above (“Texas Political Subdivision”), in order to obtain and in consideration for the benefits provided to the Texas Political Subdivision pursuant to the Kroger Texas Settlement Agreement and Full Release of All Claims dated October 30, 2024 (“Kroger Texas Settlement”), and acting through the undersigned authorized official, hereby elects to participate in the Kroger Texas Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Texas Political Subdivision above is aware of and has reviewed the Kroger Settlement Agreement, understands that all terms in this Participation and Release Form have the meanings defined therein, and agrees that by executing this Participation and Release Form, the Texas Political Subdivision elects to participate in the Kroger Texas Settlement and become a Participating Texas Political Subdivision as provided therein.
2. The Texas Political Subdivision shall immediately cease any and all litigation activities as to the Released Entities and Released Claims and, within 14 days of executing this Participation and Release Form, its counsel shall work with Kroger’s counsel to dismiss with prejudice any Released Claims that it has filed.
3. The Texas Political Subdivision agrees to the terms of the Kroger Texas Settlement pertaining to Texas Political Subdivisions as provided therein.
4. By agreeing to the terms of the Kroger Texas Settlement and becoming a Releasor, the Texas Political Subdivision is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date of the Release.
5. The Texas Political Subdivision agrees to use any monies it received through the Kroger Texas Settlement solely for the purposes provided therein.

6. The Texas Political Subdivision submits to the exclusive jurisdiction and authority of the Texas Consolidated Litigation Court as defined in the Kroger Texas Settlement. For the avoidance of doubt, nothing contained in this Participation and Release Form, or the Kroger Texas Settlement, constitutes consent to jurisdiction, express or implied, over the Texas Political Subdivision or its selected counsel to the jurisdiction of any other court (including without limitation MDL 2804, the MDL 2804 Fee Panel, the MDL 2804 Enforcement Committee, or the Court in which any Texas Consent Judgment is filed) for any purpose whatsoever.
7. The Texas Political Subdivision, as a Participating Texas Subdivision, has the right to enforce the Kroger Texas Settlement in the Texas Consolidated Litigation Court as provided therein.
8. The Texas Political Subdivision, as a Participating Texas Subdivision, hereby becomes a Releasor for all purposes in the Kroger Texas Settlement, including but not limited to all provisions of Section V (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Texas Political Subdivision hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entities in any forum whatsoever. The releases provided for in the Kroger Texas Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entity the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Texas Political Subdivision to release claims. The Kroger Texas Settlement shall be a complete bar to any Released Claim.
9. The Texas Political Subdivision hereby takes on all rights and obligations of a Participating Texas Subdivision as set forth in the Kroger Texas Settlement.
10. In connection with the releases provided for in the Kroger Texas Settlement, each Texas Political Subdivision expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Texas Political Subdivision hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Kroger Texas Settlement.

11. The Texas Political Subdivision acknowledges, agrees, and understands that the Maximum Texas Settlement Amount to be paid under the Kroger Texas Settlement for the benefit of the Participating Texas Political Subdivision, is less than or equal to the amount, in the aggregate, of the Alleged Harms allegedly suffered by the governmental entity, constitutes restitution and remediation for damage or harm allegedly caused by Kroger in order to restore, in whole or part, the governmental entity to the same position or condition that it would be in had it not suffered the Alleged Harms; and constitutes restitution and remediation for damage or harm allegedly caused by the potential violation of a law and/or is an amount paid to come into compliance with the law.
12. Nothing herein is intended to modify in any way the terms of the Kroger Texas Settlement Agreement, to which the Texas Political Subdivision hereby agrees. To the extent this Participation and Release Form is interpreted differently from the Kroger Texas Settlement, the Kroger Texas Settlement controls.

I have all necessary power and authorization to execute this Participation and Release Form on behalf of the Texas Political Subdivision.

Signature: \_\_\_\_\_

Name: Daniel Valenzuela

Title: City Manager

Date: \_\_\_\_\_

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL



Requestor: Jonathan Flores, Budget Manager, Budget

Meeting Date: December 17, 2024

Item type: Regular Item

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## **Caption:**

Second reading an ordinance amending the budget for the fiscal year beginning October 1, 2024, and ending September 30, 2025, for incomplete projects and capital items from fiscal year 2024 to consider carrying over into fiscal year 2025 for continuation of those items, and winter storm Uri funds (Tina Dierschke)

## **Staff Recommendation:**

Adopt

## **Summary/History:**

This proposed amendment contains the following items (additional information attached):

- Carryovers from the fiscal year 2023-24 for ongoing projects and capital items (an itemized list is attached) into fiscal year 2024-25.
- Winter storm Uri funds

## **Funding Source(s):**

| Fund:                      | Account: | Project Number: | Amount Budgeted: |
|----------------------------|----------|-----------------|------------------|
| General Fund               |          |                 | -\$1,128,959     |
| Water Reclamation          |          |                 | -\$38,868        |
| Fairmount Cemetary         |          |                 | -\$37,000        |
| General Capital Projects   |          |                 | -\$20,000        |
| Street Infrastructure Fund |          |                 | \$0.00           |
| Intergovernmental          |          |                 | -\$20,803        |

## **Financial Impact:**

The numbers above are net benefit/(cost); see Exhibit A of the ordinance for additional details. Negative numbers indicate the use of fund balance. Funds that show \$0.00 have a corresponding revenue and expenditure that offset each other; therefore the net financial impact is zero.

## **Other Information/Recommendation:**

Staff recommends approval.

**Attachments:**

- |    |                                 |                                     |
|----|---------------------------------|-------------------------------------|
| 1. | BA Memo - Carryovers with items | BA Memo - Carryovers with items.pdf |
| 2. | BA Memo - Winter Storm Uri      | BA Memo - Winter Storm Uri.pdf      |
| 3. | 2024 12-03 Ordinance            | 2024 12-03 Ordinance.docx           |

**Presentation:**

Tina Dierschke

**Approvals/Reviews:**

|                 |                   |
|-----------------|-------------------|
| Jonathan Flores | Created/Initiated |
| Tina Dierschke  | Approved          |
| Brandon Dyson   | Approved          |
| Heather Stastny | Final Approval    |



# Memo

**To:** Tina Dierschke, Finance Director  
**From:** Jonathan Flores, Budget Manager  
**Date:** 12/03/2024  
**Re:** Budget Amendment Request

---

Purpose of Budget Amendment Request:  
Carryover remaining fiscal year 2024 funds for incomplete projects into fiscal year 2025

Source of Funding:  
Multiple Funds - Fund Balance

Funding previously approved? If so, by City Manager or City Council and when?

| Project/Budget to be amended | Revenue | Expense |
|------------------------------|---------|---------|
|                              |         |         |
|                              |         |         |
|                              |         |         |
|                              |         |         |
|                              |         |         |
|                              |         |         |
|                              |         |         |
|                              |         |         |

Additional Comments:  
See Attached chart for details

**City of San Angelo, Texas**  
**FY 2025 Fund Balance Carryover Requests**

| Department                    | Description                                                             | Recommended CO Amount |
|-------------------------------|-------------------------------------------------------------------------|-----------------------|
| Animal Services               | Shelter-neuter-return of community cats                                 | 5,000.00              |
| Fairmount Cemetery            | One-time approved funding for water valves                              | 37,000.00             |
| Fire Prevention               | Dangerous Buildings program.                                            | 24,833.00             |
| Recreation                    | One-time pool repair funding.                                           | 3,000.00              |
| Human Resources               | Employee Engagement Funds                                               | 22,217.00             |
| Street and Bridge             | Vehicle Uplift & Trailer Purchase                                       | 21,375.00             |
| Street and Bridge             | Continuation of preventative street maintenance & FY25 Sealcoat Project | 1,052,534.00          |
| Water Reclamation - Treatment | Structure to house equipment                                            | 38,868.00             |
| Standard Times Building       | Utilites for fiscal year 2025                                           | 20,000.00             |

# Memo

**To:** Tina Dierschke, Finance Director  
**From:** Patrick Frerich, Director of Operations  
**Date:** 12/03/2024  
**Re:** Budget Amendment Request

---

Purpose of Budget Amendment Request:

Budget for FEMA reimbursement funds related the winter storm Uri event

Source of Funding:

FEMA Reimbursement Funds

Funding previously approved? If so, by City Manager or City Council and when?

N/A

| Project/Budget to be amended | Revenue | Expense |
|------------------------------|---------|---------|
| Winter storm Uri             |         | 20,803  |
|                              |         |         |
|                              |         |         |
|                              |         |         |
|                              |         |         |
|                              |         |         |
|                              |         |         |

Additional Comments:

**AN ORDINANCE OF THE CITY OF SAN ANGELO AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2024, AND ENDING SEPTEMBER 30, 2025, FOR INCOMPLETE PROJECT CARRYOVERS AND WINTER STORM URI FUNDS.**

**WHEREAS**, the City of San Angelo has determined that certain budgeted amounts should be amended due to purchases, and

**WHEREAS**, the resources necessary for these changes are available.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF SAN ANGELO, TEXAS THAT:**

The City's budget for fiscal year 2024-2025 be amended by the amounts contained in **Exhibit "A"**.

**INTRODUCED with public hearing on the 3<sup>rd</sup> day of December 2024, and finally PASSED on this 17<sup>th</sup> day of December 2024.**

**ATTEST:**

**THE CITY OF SAN ANGELO, TEXAS:**

\_\_\_\_\_  
Heather Stastny, City Clerk

\_\_\_\_\_  
Brenda Gunter, Mayor

**APPROVED AS TO CONTENT:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Tina Dierschke, Finance Director

\_\_\_\_\_  
Brandon Dyson, City Attorney

**Exhibit A**

**City of San Angelo  
Proposed Budget Amendment**

| <b>Fund</b>                          | <b>Total Revenue<br/>Amendment</b> | <b>Total Expense<br/>Amendment</b> | <b>Net Benefit/(Cost)</b> |
|--------------------------------------|------------------------------------|------------------------------------|---------------------------|
| <b>General Fund</b>                  | -                                  | 1,128,959                          | (1,128,959)               |
| <b>Intergovernmental Fund</b>        | -                                  | 20,803                             | (20,803)                  |
| <b>Water Reclamation Fund</b>        | -                                  | 38,868                             | (38,868)                  |
| <b>Fairmount Cemetery Fund</b>       | -                                  | 37,000                             | (37,000)                  |
| <b>General Capital Projects Fund</b> | -                                  | 20,000                             | (20,000)                  |
| <b>Street Infrastructure Fund</b>    | 1,052,534                          | 1,052,534                          | -                         |
|                                      | <b>\$ 1,052,534</b>                | <b>\$ 2,298,164</b>                | <b>\$ (1,245,630)</b>     |

**Proposed Budget Amendment  
Additional Information**

| <b>Project/Need</b>                                                                             | <b>Source of Funding</b>       | <b>Revenue</b>      | <b>Expense</b>      | <b>Net Benefit/(Cost)</b> |
|-------------------------------------------------------------------------------------------------|--------------------------------|---------------------|---------------------|---------------------------|
| <b>Incomplete project carryovers<br/>to be approved by City<br/>Council from FY24 into FY25</b> | Multiple Funds listed<br>above | 1,052,534           | 2,277,361           | (1,224,827)               |
| <b>FEMA winter storm Uri funds</b>                                                              | Intergovernmental<br>Funds     | -                   | 20,803              | (20,803)                  |
|                                                                                                 |                                | <b>\$ 1,052,534</b> | <b>\$ 2,298,164</b> | <b>\$ (1,245,630)</b>     |

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Aaron Vannoy, Assistant Director, Planning and Development Services

Meeting Date: December 17, 2024

Item type: Consent Item

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## **Caption:**

Second reading of an ordinance extending the temporary changes to Chapter 12 "Planning and Development" Article 12.04 "Signs" in the City Code of Ordinances, to allow additional time for preparation of permanent amendments to the Sign Ordinance (Aaron Vannoy)

## **Staff Recommendation:**

Adopt

## **Summary/History:**

On November 17, 2020, the Council adopted changes to the City's sign regulations to address a decision by the United States Court of Appeals for the Fifth Circuit in "Reagan National Advertising/Lamar Outdoor Advantage v. City of Austin", which resulted in portions of the City's ordinance regarding signs being deemed unconstitutional. This decision resulted in the inability to distinguish between on-site (business) signs and off-site (billboard) signs in the City's sign regulations.

Staff prepared a temporary fix to the sign ordinance with the intention of having a permanent revision in place by the end of 2021. However, subsequently the US Supreme Court agreed to hear an appeal of the court case, and rendered a decision on April 21, 2022, reversing the lower court and remanding the case back to the lower court to be considered per the Supreme Court's new direction. The lower court made a final ruling on March 30, 2023. Based on the new case law, staff are working on comprehensive amendments to the Sign ordinance. However, staff desires to receive input from interested boards and commissions like Planning Commission, as well as to provide an opportunity for community input. As such, staff is requesting that the prior ordinance expiration be extended until May 17, 2025 to allow staff additional time to receive that input.

## **Funding Source(s):**

## **Financial Impact:**

N/A

## **Other Information/Recommendation:**

Staff recommends approval of this ordinance extension.

## **Attachments:**

1. Third Sign Ord Extension (12-3-2024) (2)

Third Sign Ord Extension (12-3-2024) (2).docx

**Presentation:**

Aaron Vannoy

**Approvals/Reviews:**

Aaron Vannoy

Aaron Vannoy

Brandon Dyson

Aaron Vannoy

Heather Stastny

Created/Initiated

Approved

Approved

Approved

Final Approval

**AN ORDINANCE OF THE CITY OF SAN ANGELO, TEXAS, EXTENDING THE EXPIRATION DATE OF ORDINANCE NO. 2020-108 PASSED NOVEMBER 17, 2020; AND PROVIDING FOR SEVERABILITY**

**WHEREAS**, a decision by the United States Court of Appeals for the Fifth Circuit in “Reagan National Advertising/Lamar Outdoor Advantage v. City of Austin” resulted in the on-site and off-site sign designations of the City’s Sign Ordinance being deemed unenforceable; and

**WHEREAS**, Ordinance No. 2020-108 (corrected from 202-108) was passed on November 17, 2020, to reflect the immediate changes in case law, but provided for an expiration date of December 31, 2021 to allow staff sufficient time to prepare a more comprehensive amendment to the City’s Sign Ordinance; and

**WHEREAS**, the United States Supreme Court took up the Reagan National Advertising case for review and heard oral arguments in the case on November 10, 2021; and

**WHEREAS**, Ordinance 2020-108 was extended beyond the original expiration date to December 31, 2022 to await the results of the Supreme Court case; and

**WHEREAS**, the United States Supreme Court on April 21, 2022 reversed the lower court ruling, but remanded the case back to the lower court to resolve issues not originally addressed by that court; and

**WHEREAS**, the expiration of Ordinance 2020-108 was again extended until December 31, 2024 to await final decision by the lower court; and

**WHEREAS**, the lower court has since resolved all issues by decision rendered March 30, 2023; and

**WHEREAS**, staff has begun work on comprehensive amendments to the City’s Sign Ordinance considering the current case law, but recommends delaying further amendments in order to receive board and community input on such amendments.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANGELO, TEXAS:**

SECTION 1. THAT Ordinance No. 2020-108 passed on November 17, 2020, with an original expiration date of December 31, 2021, and subsequently extended until December 31, 2024, is hereby further extended in all respects to expire May 17, 2025, unless otherwise replaced or extended by the San Angelo City Council.

SECTION 2. THAT the terms and provisions of this Ordinance shall be deemed to be severable in that, if any portion of this Ordinance shall be declared to be invalid, the same shall not affect the validity of the other provisions of this Ordinance.

SECTION 3. This Ordinance shall take effect and be in full force and effect from and after the date of its passage.

**INTRODUCED with public hearing on the 3<sup>rd</sup> day of December, 2024 and finally PASSED, this 17<sup>th</sup> day of December, 2024.**

THE CITY OF SAN ANGELO

ATTEST:

---

Brenda Gunter, Mayor

---

Heather Stastny, City Clerk



APPROVED AS TO FORM

Brandon Dyson, Interim City Attorney

# REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

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Requestor: Austin Reed, Planning Technician, Planning and Development Services

Meeting Date: December 17, 2024

Item type: Regular Item

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## **Caption:**

First reading and public hearing of an ordinance for Z24-15, a request for a zone change from General/Heavy Commercial zoning district to Low-Rise Multifamily zoning district, including six properties located around W. 18th St., W. 19th St., and Martin Luther King Dr. (Presentation made by Planning & Development Services Director Aaron Vannoy)

## **Staff Recommendation:**

Adopt

## **Summary/History:**

The property has 4 structures. At least two are currently listed on the Dangerous Buildings list. The developer is looking to demo the buildings and replace them with duplexes. The area is adjacent to retail sales and close to a park. The redevelopment in these areas would improve affordable housing, the connectivity to multimodal transit sites and the overall appearance of the area.

The Planning Commission voted 5-0 with a recommendation of approval. City Staff recommends approval of the proposed zone change from CG/CH General Commercial/ Heavy Commercial to Low-rise multifamily.

## **Funding Source(s):**

## **Financial Impact:**

## **Other Information/Recommendation:**

## **Attachments:**

- |    |                       |                            |
|----|-----------------------|----------------------------|
| 1. | Z24-15 - Staff Report | Z24-15 - Staff Report.docx |
| 2. | Z24-15 Ordinance      | Z24-15 Ordinance.docx      |

## **Presentation:**

Aaron Vannoy

**Approvals/Reviews:**

Austin Reed

Aaron Vannoy

Brandon Dyson

Aaron Vannoy

Heather Stastny

Created/Initiated

Approved

Approved

Approved

Final Approval

**STAFF REPORT**  
**PLANNING COMMISSION – November 18, 2024**  
*City Council First Reading – December 17, 2024*

| APPLICATION TYPE:                                                                                                                                                                                                                                                   | CASE:                                                                                                                                                                                                                                                                                                                                                                                                       |                  |            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|------------|
| Zone Change                                                                                                                                                                                                                                                         | Z24-15: Lasker Addition, Block 25                                                                                                                                                                                                                                                                                                                                                                           |                  |            |
| SYNOPSIS:                                                                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |
| <p>This is a request for a zone change from the General/Heavy Commercial (CG/CH) zoning district to Low-Rise Multifamily (RM-1) affecting six properties around W 18<sup>th</sup>, W 19<sup>th</sup>, and Martin Luther King Dr. for residential redevelopment.</p> |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |
| LOCATION:                                                                                                                                                                                                                                                           | LEGAL DESCRIPTION(S):                                                                                                                                                                                                                                                                                                                                                                                       |                  |            |
| Between W 18 <sup>th</sup> Street and W 19 <sup>th</sup> Street along the eastern side of Martin Luther King Dr.                                                                                                                                                    | Acres: 0.161, Lot: 3, Blk: 25, Subd: LASKER ADDITION<br>Acres: 0.161, Lot: 1A, Blk: 25, Subd: LASKER ADDITION, 2ND R/P IN BLK 25<br>Acres: 0.161, Lot: 2A, Blk: 25, Subd: LASKER ADDITION, 2ND R/P IN BLK 25<br>Acres: 0.071, Blk: 25, Subd: LASKER ADDITION, N 62 FT OF LOT 12<br>Acres: 0.102, Blk: 25, Subd: LASKER ADDITION, S 78 FT OF LOT 12<br>Acres: 0.161, Lot: 11, Blk: 25, Subd: LASKER ADDITION |                  |            |
| SM DISTRICT /                                                                                                                                                                                                                                                       | ZONING:                                                                                                                                                                                                                                                                                                                                                                                                     | FUTURE LAND USE: | SIZE:      |
| SMD #4 – Lucy Gonzales Neighborhood: Reagan                                                                                                                                                                                                                         | Current: CG/CH<br>Proposed: RM-1                                                                                                                                                                                                                                                                                                                                                                            | Commercial       | .817 acres |
| THOROUGHFARE PLAN:                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |
| <ul style="list-style-type: none"> <li>West 18<sup>th</sup> Street – Local Road</li> <li>West 19<sup>th</sup> Street – Major Collector</li> <li>Martin Luther King Drive – Minor Collector</li> </ul>                                                               |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |
| NOTIFICATIONS                                                                                                                                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |
| 28 notices were mailed. At the time of this report, no notices have been returned.                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |
| STAFF RECOMMENDATION:                                                                                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |
| Staff recommend <b>APPROVAL</b> of the zone change from General/Heavy Commercial (CG/CH) to Low-Rise Multifamily (RM-1).                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |
| PROPERTY OWNER/PETITIONER:                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |
| Petitioner: Matlock Family Partnership, LLC<br>Owners: Red Ram, LLC,<br>Matlock Family Partnership, LLC                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |
| STAFF CONTACT:                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |
| Austin Reed<br>Planner<br>(325) 657-4210, Ext. 1550<br><a href="mailto:austin.reed@cosatx.us">austin.reed@cosatx.us</a>                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                             |                  |            |

**Information:**

While these lots are commercially zoned, four out of the six lots have residential structures and one lot is vacant. These structures are all older, unoccupied, and now under common ownership. The applicant intends to clear these lots and redevelop the area by constructing new two-family or multifamily residences.

**Planning Commission evaluation of appropriateness.**

Section 213(G) of the Zoning Ordinance requires that the Planning Commission and City Council consider, at minimum, seven (7) factors in determining the appropriateness of any rezoning request as outlined in #1 through #7 below:

1. **Compatible with Plans and Policies.** *Whether the proposed amendment is compatible with the Comprehensive Plan and any other land use policies adopted by the Planning Commission or City Council.*  
The future land use envisioned for this property is “Commercial”, which may align with Low-Rise Multifamily zoning according to the Comprehensive Plan.
2. **Consistent with Zoning Ordinance.** *Whether and the extent to which the proposed amendment would conflict with any portion of this Zoning Ordinance.*  
This request does not conflict with the Zoning Ordinance in any way, instead seeking to further align the historic use of the property with what would be an appropriate zoning designation.
3. **Compatible with Surrounding Area.** *Whether and the extent to which the proposed amendment is compatible with existing and proposed uses surrounding the subject land and is the appropriate zoning district for the land.*  
The proposed zoning of these properties would be compatible with the surrounding area. There is further residential to the east and busier thoroughfare/commercial to the west, making an ideal place for multifamily development.
4. **Changed Conditions.** *Whether and the extent to which there are changed conditions that require an amendment.*  
The applicant’s intentions to convert the properties into multifamily residences requires a zone change towards RM-1 zoning and away from the unused commercial zoning.
5. **Effect on Natural Environment.** *Whether and the extent to which the proposed amendment would result in significant adverse impacts on the natural environment, including but not limited to water and air quality, noise, storm water management, wildlife, vegetation, wetlands and the practical functioning of the natural environment.*  
Staff do not anticipate any adverse environmental effects.
6. **Community Need.** *Whether and the extent to which the proposed amendment addresses a demonstrated community need.*  
Multifamily zoning in this area will help to provide diversity in housing, thereby addressing a demonstrated community need. Additionally, granting this request would help to promote the infill and redevelopment of the city.

7. Development Patterns. **Whether and the extent to which the proposed amendment would result in a logical and orderly pattern of urban development in the community.**

This rezoning will help to promote a more sensible development pattern than the immediate area is currently zoned for. The placement of RM-1 at this location would create a transitional pocket of multifamily residential between the single-family residential to the east and the commercial corridors to the west.

**Recommendation:**

Staff recommend **APPROVAL** of the zone change from General/Heavy Commercial (CG/CH) to Low-Rise Multifamily (RM-1).

**Attachments:**

Notification Map  
Aerial Map  
Zoning Map  
Aerial Map



This aerial map shows the intersection of Martin Luther King and Farr streets in San Antonio, Texas. The map displays property lots with their respective addresses. A green line indicates a proposed street layout, likely for a new street or a modification to an existing one. The lots are outlined in blue and red, and the map includes the City of San Antonio logo in the bottom left corner.

**Streets:** Martin Luther King, Farr, 20th, 19th, 18th, 17th.

**Addresses:**

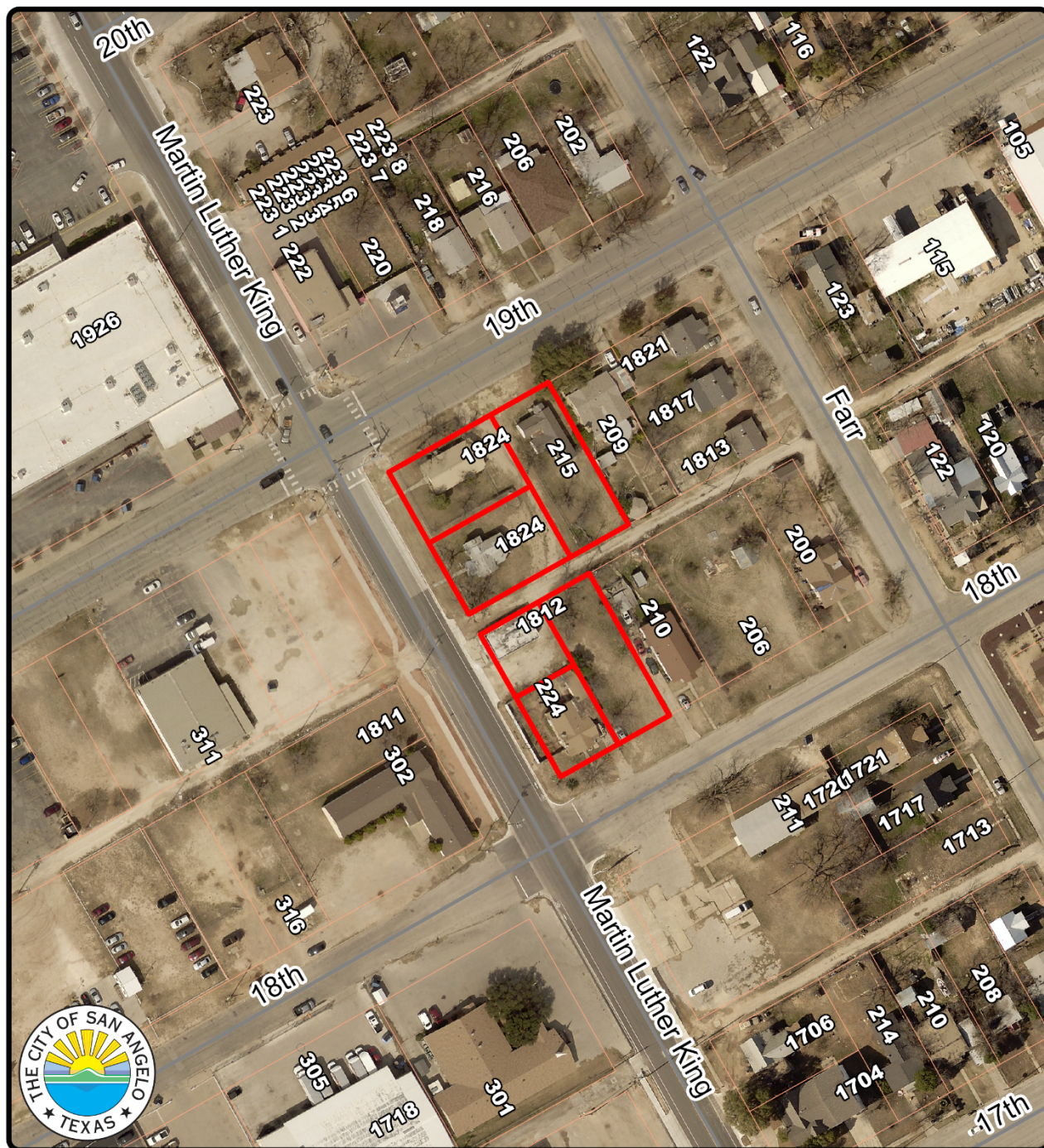
- 20th: 1926, 223, 223 1/2, 223 1/4, 223 1/8, 223 1/16, 223 1/32, 223 1/64, 223 1/128, 223 1/256, 223 1/512, 223 1/1024, 223 1/2048, 223 1/4096, 223 1/8192, 223 1/16384, 223 1/32768, 223 1/65536, 223 1/131072, 223 1/262144, 223 1/524288, 223 1/1048576, 223 1/2097152, 223 1/4194304, 223 1/8388608, 223 1/16777216, 223 1/33554432, 223 1/67108864, 223 1/134217728, 223 1/268435456, 223 1/536870912, 223 1/1073741824, 223 1/2147483648, 223 1/4294967296, 223 1/8589934592, 223 1/17179869184, 223 1/34359738368, 223 1/68719476736, 223 1/137438953472, 223 1/274877906944, 223 1/549755813888, 223 1/1099511627776, 223 1/2199023255552, 223 1/4398046511104, 223 1/8796093022208, 223 1/17592186044416, 223 1/35184372088832, 223 1/70368744177664, 223 1/140737488355328, 223 1/281474976710656, 223 1/562949953421312, 223 1/1125899906842624, 223 1/2251799813685248, 223 1/4503599627370496, 223 1/9007199254740992, 223 1/18014398509481984, 223 1/36028797018963968, 223 1/72057594037927936, 223 1/144115188075855872, 223 1/288230376151711744, 223 1/576460752303423488, 223 1/1152921504606846976, 223 1/2305843009213693952, 223 1/4611686018427387904, 223 1/9223372036854775808, 223 1/18446744073709551616, 223 1/36893488147419103232, 223 1/73786976294838206464, 223 1/147573952589676412928, 223 1/295147905179352825856, 223 1/590295810358705651712, 223 1/1180591620717411303424, 223 1/2361183241434822606848, 223 1/4722366482869645213696, 223 1/9444732965739290427392, 223 1/18889465931478580854784, 223 1/37778931862957161709568, 223 1/75557863725914323419136, 223 1/151115727451828646838272, 223 1/302231454903657293676544, 223 1/604462909807314587353088, 223 1/1208925819614629174706176, 223 1/2417851639229258349412352, 223 1/4835703278458516698824704, 223 1/9671406556917033397649408, 223 1/19342813113834066795298816, 223 1/38685626227668133590597632, 223 1/77371252455336267181195264, 223 1/154742504910672534362390528, 223 1/309485009821345068724781056, 223 1/618970019642690137449562112, 223 1/1237940039285380274899124224, 223 1/2475880078570760549798248448, 223 1/4951760157141521099596496896, 223 1/9903520314283042199192993792, 223 1/19807040628566084398385987584, 223 1/39614081257132168796771975168, 223 1/79228162514264337593543950336, 223 1/158456325028528675187087900672, 223 1/316912650057057350374175801344, 223 1/633825300114114700748351602688, 223 1/1267650600228229401496703205376, 223 1/2535301200456458802993406410752, 223 1/5070602400912917605986812821504, 223 1/10141204801825835211973625643008, 223 1/20282409603651670423947251286016, 223 1/40564819207303340847894502572032, 223 1/81129638414606681695789005144064, 223 1/162259276829213363391578010288128, 223 1/324518553658426726783156020576256, 223 1/649037107316853453566312041152512, 223 1/1298074214633706907132624082305024, 223 1/2596148429267413814265248164610048, 223 1/5192296858534827628530496329220096, 223 1/10384593717069655257060992658440192, 223 1/20769187434139310514121985316880384, 223 1/41538374868278621028243970633760768, 223 1/83076749736557242056487941267521536, 223 1/166153499473114484112975882535043072, 223 1/332306998946228968225951765070086144, 223 1/664613997892457936451903530140172288, 223 1/1329227995784915872903807060280344576, 223 1/2658455991569831745807614120560689152, 223 1/5316911983139663491615228241121378304, 223 1/10633823966279326983230456482242756608, 223 1/21267647932558653966460912964485513216, 223 1/42535295865117307932921825928971026432, 223 1/85070591730234615865843651857942052864, 223 1/170141183460469231731687303715884105728, 223 1/340282366920938463463374607431768211456, 223 1/680564733841876926926749214863536422912, 223 1/1361129467683753853853498429727072845824, 223 1/2722258935367507707706996859454145691648, 223 1/5444517870735015415413993718908291383296, 223 1/10889035741470030830827987437816582766592, 223 1/21778071482940061661655974875633165533184, 223 1/43556142965880123323

N

Scale: 0 0.01 0.01 0.03 0.04 0.06 Miles



Aerial Map



Aerial Map

Z24-15: Lasker Addition, Block 25

Council District: #4 Lucy Gonzales

Neighborhood: Reagan

Scale: 0 0.01 0.01 0.03 0.04 0.06 Miles

Subject Property: —

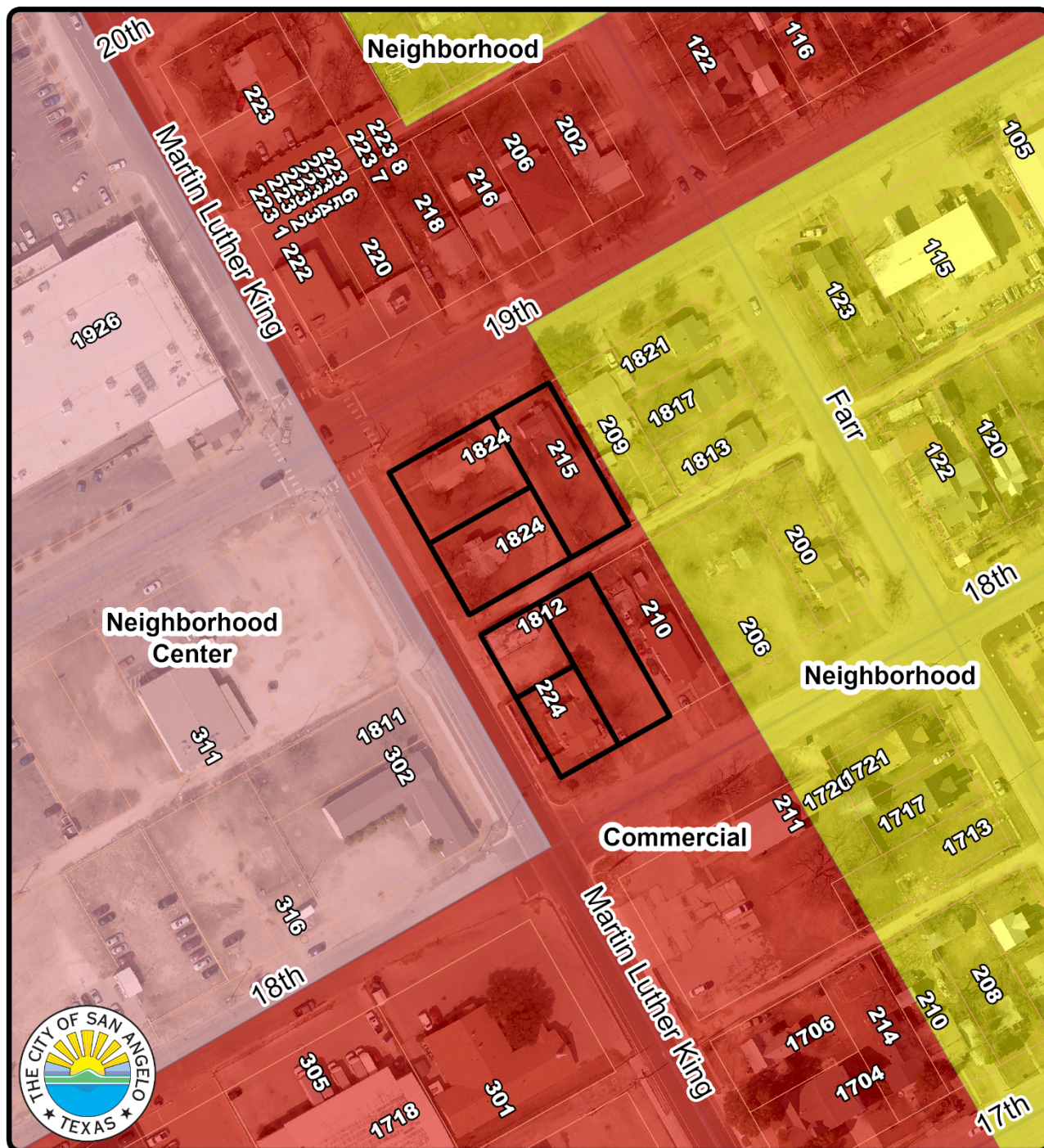




N



Vision Plan



Vision Map

Z24-15: Lasker Addition, Block 25

Council District: #4 Lucy Gonzales

Neighborhood: Reagan

Subject Property: —

Scale: 0 0.01 0.01 0.03 0.04 0.06 Miles



AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT “A” OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO, TEXAS, WHICH ADOPTS ZONING REGULATIONS, USE DISTRICTS AND A ZONING MAP, IN ACCORDANCE WITH A COMPREHENSIVE PLAN, BY CHANGING THE ZONING CLASSIFICATION OF THE FOLLOWING PROPERTY: **APPROXIMATELY 0.817 ACRES AMONG 6 LOTS LOCATED ON BLOCK 25 OF THE LASKER ADDITION**; FROM GENERAL/HEAVY COMMERCIAL (CG/CH) TO THE LOW-RISE MULTIFAMILY (RM-1) ZONING DISTRICT, PROVIDING FOR SEVERABILITY; AND, PROVIDING FOR AN EFFECTIVE DATE

RE: Z24-15: Lasker Addition Block 25

WHEREAS, on the 18<sup>th</sup> day of November 2024, the Planning Commission for the City of San Angelo in compliance with the City Charter, City ordinance and state law, and after holding a public hearing thereon, caused to be prepared and delivered a report and recommendation to City Council to approve the Low-Rise Multifamily (RM-1) Zoning District; and,

WHEREAS, on the 17<sup>th</sup> day of December 2024, City Council held a public hearing on Z24-15, pursuant to published notice, and has considered the application, comments, reports and recommendations of the Planning Commission and staff, public testimony, and other relevant support materials.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF SAN ANGELO:

SECTION 1: The basic zoning ordinance for the City of San Angelo, as enacted by the governing body for the City of San Angelo effective January 4, 2000, and included within Exhibit “A” of Chapter 12 of the Code of Ordinances of the City of San Angelo, and zoning map be and the same are hereby amended to designate the following described properties permanently zoned Low-Rise Multifamily (RM-1) Zoning District:

**The real property being approximately 0.817 acres described as Lots 1A, 2A, 3, 11, the N 62ft. of Lot 12, and the S 78ft. of Lot 12, Block 25, Lasker Addition, within the City of San Angelo, Tom Green County, Texas, as more particularly described and depicted on Exhibit “A” of this Ordinance. (“Zone Change Map”).**

SECTION 2: The Director of the Planning & Development Department, or his/her designee, is hereby directed to correct zoning district maps in the office of the Planning & Development Department, to implement the zoning provision adopted herein, as further depicted on **Exhibit “A”** of this Ordinance (**“Zone Change Map”**).

SECTION 3: The use of the hereinabove described property shall be subject to all applicable regulations contained in Chapter 12 of the Code of Ordinances for the City of San Angelo, as amended.

SECTION 4: The terms and provisions of this Ordinance shall be deemed to be severable in that, if any portion of this Ordinance shall be declared to be invalid, the same shall not affect the validity of the other provisions of this Ordinance.

SECTION 5: This Ordinance shall be effective on, from and after the date of adoption.

INTRODUCED on the **17<sup>th</sup> day of December 2024**, and finally PASSED, APPROVED AND ADOPTED on this the **7<sup>th</sup> day of January 2025**.

THE CITY OF SAN ANGELO

\_\_\_\_\_  
Brenda Gunter, Mayor

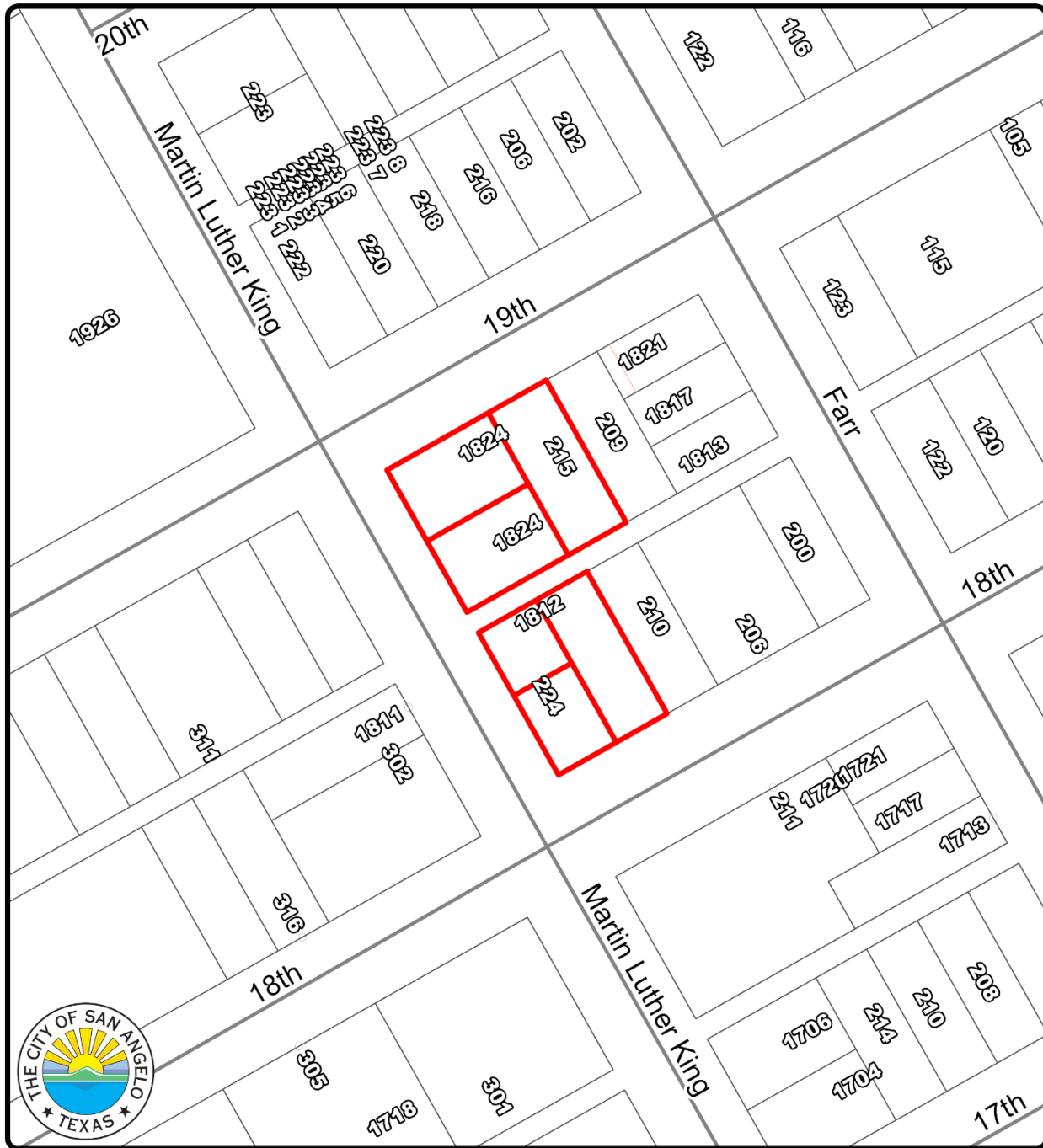
ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Heather Stastny, City Clerk

\_\_\_\_\_  
Brandon Dyson, Interim City Attorney

Exhibit "A" (Zone Change Map)



**Ordinance Map**

**Z24-15: Lasker Addition, Block 25**

Council District: #4 Lucy Gonzales

Neighborhood: Reagan

Scale: 0 0.01 0.01 0.03 0.04 0.06 Miles

Subject Property: —

Existing Zoning: CG/CH

Requested Zoning: RM-1







**APPLICATION FOR  
BOARDS and COMMISSIONS**

Name: Rodrick D Mayberry

Address: [REDACTED]

City: San Angelo State: Texas Zip: 7694

Phone (Home): [REDACTED] (Office): [REDACTED]

Resident of San Angelo since: 1978 SMD: \_\_\_\_\_

Are you a registered voter of San Angelo? Yes: X No: \_\_\_\_\_

Occupation/Business Affiliation: Master Electrician at R M Electrical Contractor, Inc.

Occupation/Business Address: 235 W 3rd St San Angelo, TX 76903

Title/Position: Master Electrician

Email: [REDACTED]

By executing this document, the applicant does hereby certify and affirm the truth and accuracy of the information contained herein. The applicant further authorizes the City Council, or its designee, to verify any information. The applicant agrees to release and hold harmless the City from all claims incident to the verification of information contained herein.

Rodrick Mayberry 12/02/2024  
Applicant's Signature Date

NOTE: This application is a public record.\* Public Service opportunities are offered by the City of San Angelo without regard to race, color, national origin, religion, sex, or disability.

Return to: [julia.antilley@cosatx.us](mailto:julia.antilley@cosatx.us) or City of San Angelo, c/o City Clerk, 72 W. College, San Angelo, Texas 76903

**Applying for:**

- ☐ Airport Advisory Board
- ☐ Airport Zoning Board
- ☐ Animal Shelter Advisory Committee
- ☐ Civic Events Advisory Board
- ☐ Civil Service Commission
- ☒ Construction Board of Adjustment & Appeals
- ☐ Design & Historic Review Commission
- ☐ Economic Development Corporation
- ☐ Fairmount Cemetery Board
- ☐ Fort Concho Museum Board
- ☐ Keep San Angelo Beautiful Board
- ☐ Park Commission
- ☐ Parks & Recreation Advisory Board
- ☐ Planning Commission
- ☐ Public Art Commission
- ☐ Tax Increment Reinvestment Zone Board
- ☐ Water Advisory Board
- ☐ Zoning Board of Adjustment

*Specific membership criteria requirements apply - see back page for more information.*

Recommended by: \_\_\_\_\_

*Feel free to attach additional sheets, if necessary.*

Based on your board selection, do you meet the membership criteria? X Yes ☐ No

If no, which criteria (see back page for board criteria): \_\_\_\_\_

Education and/or Professional Licenses: Master Electrician

Current Municipal and Civic Organization Memberships (position and dates): \_\_\_\_\_

Previous Municipal Experience (position, location, and dates): \_\_\_\_\_

What personal qualifications can you bring to this board? I am a Master Electrician, practicing for 23 years.

What is your personal vision for the City? I want our city to be proactive in assessing its needs of the community, then put actions into place to achieve those needs.

Why do you want to serve on this board? I want to contribute in enhancing the community, and building a sustainable infrastructure.

Additional relevant information: \_\_\_\_\_

\*The City Council adopted the Code of Ethics for members of the City Council and for the City's boards and commissions to assure public confidence in the integrity of local government and its effective and fair operation. Therefore, all Members shall comply with the laws of the nation, the State of Texas, and the City of San Angelo in the performance of their public duties. If you have been convicted of a MISDEMEANOR or FELONY, and/or placed on probation, fined or given a suspended sentence such as pretrial diversion or deferred adjudication in court within the last ten years, disclosure of such should be forwarded under separate cover. For a complete copy of the Code of Ethics, contact the City Clerk.