



Lewisville City Council

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A G E N D A

**LEWISVILLE CITY COUNCIL MEETING
JUNE 15, 2015**

**LEWISVILLE CITY HALL
151 WEST CHURCH STREET
LEWISVILLE, TEXAS 75057**

**WORKSHOP SESSION – 6:30 P.M.
REGULAR SESSION - 7:00 P.M.**

Call to Order and Announce a Quorum is Present.

WORKSHOP SESSION - 6:30 P.M.

- A. Discussion of Regular Agenda Items and Consent Agenda Items

REGULAR SESSION - 7:00 P.M.

- A. **INVOCATION:** Councilman Gilmore
- B. **PLEDGE TO THE AMERICAN AND TEXAS FLAGS:** Mayor Durham
- C. **PROCLAMATION:** Declaring the month of July, as “Parks and Recreation Month”
- D. **PUBLIC HEARINGS:**
 - 1. **Public Hearing:** Consideration of an Ordinance Granting a Special Use Permit (SUP) for a Self-Storage Facility With Outdoor Boat and RV/Travel Trailer Storage on a 4.559-Acre Tract of Land out of the J. Watkins Survey Abstract No. 1327, Located on the Southeast Corner of Ace Lane and FM 3040; and Zoned Light Industrial (LI), as Requested by Quinn Chen, With Permission From Ace Center, Inc., the Property Owner (Case No. SUP-2015-05-05).

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ADMINISTRATIVE COMMENTS:

The subject request is for a proposed 84,843 square-foot storage facility with a single row of outdoor boat and RV/Travel Trailer covered parking on a 4.559-acre property, which is currently vacant. The site will also contain 1,800 square feet of office space and a 1,320 square-foot apartment for the self-storage manager. The proposed self-storage facility will meet the 80% brick and stone requirement for a gateway. Landscaping of the site will exceed the standard requirements. The Planning and Zoning Commission recommended approval of the SUP by a vote of 6-0 at their meeting on May 19, 2015.

RECOMMENDATION:

That the City Council approve the proposed ordinance as set forth in the caption above.

PRESENTATION: Nika Reinecke, Dir. of Economic Development / Planning
Samuel Ng, KSNG Architects, Inc.

2. **Public Hearing: Consideration of Lewisville Juvenile Curfew Ordinance; and Consideration of a Resolution to Continue the Current Ordinance.**

ADMINISTRATIVE COMMENTS:

This is the second public hearing being held in accordance with provisions of the Local Government Code Section 370.002 in order to allow public input regarding the City's Juvenile Curfew Ordinance adopted September 12, 1994. The City Council may abolish, continue, or modify the ordinance.

RECOMMENDATION:

That the City Council conduct the public hearing and approve a resolution to continue the current City Juvenile Curfew Ordinance.

- E. **VISITORS/CITIZENS FORUM:** At this time, any person with business before the Council not scheduled on the agenda may speak to the Council. No formal action can be taken on these items at this meeting.

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- F. **CONSENT AGENDA:** All of the following items on the Consent Agenda are considered to be self-explanatory by the Council and will be enacted with one motion. There will be no separate discussion of these items unless a Council Member or citizen so request. For a citizen to request removal of an item, a speaker card must be filled out and submitted to the City Secretary.
3. **APPROVAL OF MINUTES:** **City Council Minutes of the June 1, 2015, Workshop Session and Regular Session.**
4. **Approval of a Resolution of the City Council of the City of Lewisville, Texas, Authorizing the City to Apply for a Grant for the Improvement of Jones Street From Cowan Avenue to Kealy Avenue, Kealy Avenue from the MKT Railroad to Jones Street and the Entrance Roadway into LLELA from the Intersection of Jones and Kealy to The Elm Fork Trinity River from The US Department of Transportation Federal Lands Access Program.**

ADMINISTRATIVE COMMENTS:

The US Department of Transportation has issued a call for projects for the Federal Land Access Program (FLAP) in Texas. The purpose of the subject program is to improve transportation facilities that provide access to, are adjacent to or are located within Federal lands. Both Jones Street from Cowan Avenue to Kealy Avenue and Kealy Avenue from the MKT Railroad to Jones Street are substandard City streets that provide direct access to the Lake Lewisville Environmental Learning Area (LLELA). The entrance roadway into LLELA is an existing asphalt roadway providing access to various activities within LLELA. If the application is successful, the grant will provide funding for the design and construction of both Jones Street and Kealy Avenue. A resolution supporting the application is required as part of the application submittal. The City previously applied for and received a FLAP grant in 2014 to improve the roadways within Lake Park.

RECOMMENDATION:

That the City Council approve the resolution as set forth in the caption above.

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- 5. Approval of a Professional Services Agreement With Dunaway Associates, L.P. in the Amount of \$556,290 for Design and Construction Phase Services Relating to the McKenzie Hembry Neighborhood Improvement Project; Approval of a Total Project Design Budget of \$584,100 Which Includes \$27,810 for Contingencies; and Authorization for the City Manager to Execute the Agreement.**

ADMINISTRATIVE COMMENTS:

The project consists of replacing the existing asphalt paving with concrete pavement, replacing existing sanitary sewer and water lines, and adding storm sewer improvements. Sidewalks will be added where existing right of way allows in the McKenzie Hembry neighborhood area. The engineer's construction cost estimate for the project is \$4,497,173. Staff has negotiated a Professional Services Agreement with Dunaway Associates, L.P. in the amount of \$556,290 to include preliminary schematics, resident meetings, design and construction services, surveying, subsurface utility exploration, easement preparation, and geotechnical investigation. A total project budget amount of \$584,100 is requested, which includes \$27,810 (approximately 5%) for contingencies.

RECOMMENDATION:

That the City Council approve the Professional Services agreement with as set forth in the caption above.

- 6. Approval of the Fiscal Year 2014-2015 Mid-Year Report; Approval of a Supplemental Appropriation to the General Fund in the Amount of \$80,000 for Outside Legal Expenses; Approval of a Supplemental Appropriation to the 2025 Implementation/Incentives Fund in the Amount of \$757,027; Approval of Supplemental Appropriations from General Fund Reserves to the Wayne Ferguson Plaza Capital Project in the Amount of \$190,000, and to the Old Town Restaurants/Improvements Capital Project in the Amount of \$250,000; and Approval of a Supplemental Appropriation from Fire Services District Fund Reserves to the Fire Station No. 3 Capital Project in the Amount of \$146,178.**

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ADMINISTRATIVE COMMENTS:

At the completion of the first six months of the fiscal year, staff conducts a review and provides a report on the financial status of all funds in relation to the authorized budget. This year the report is later than normal due time constraints related to the financial software conversion. General Fund revenues are projected to end the 2014-15 fiscal year ahead of budget due primarily to sales tax collections. Water sales are projected below original budget estimates by \$701K due to the large amount of rain received so far to date. This report includes a new fund, the 2025 Implementation/Incentives Fund. This fund was created through a transfer from the General Fund approved during last year's budget process. The amount transferred from the General Fund was \$757,027. A supplemental appropriation is required to that fund in order to appropriate the funding for spending in accordance with the budget ordinance. In addition, a supplemental appropriation is requested in the amount of \$80,000 to fund legal expenses related to Wayne Ferguson Plaza and voting rights, etc. Supplemental appropriations are also being requested to three existing capital projects.

RECOMMENDATION:

That the City Council approve the FY 2014-2015 Mid-Year Budget report and supplemental appropriations as stated in the caption above.

- 7. Approval of an Agreement with P.I.E. Management, L.L.C. to Supply Temporary Services for City Departments for a One Year Period With an Option to Renew for Two Additional Years; and Authorization for the City Manager to Execute the Agreement.**

ADMINISTRATIVE COMMENTS:

The City of Lewisville requested proposals for temporary services on April 16, 2015. A total of six proposals were received. Staff recommends the contract be awarded to P.I.E. Management, L.L.C. based on the cost and expected quality of service.

RECOMMENDATION:

That the City Council approve the agreement as set forth in the caption above.

- 8. Approval of a Resolution Nominating Mayor Sue Tejml to the Board of Managers of the Denco Area 9-1-1 District.**

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ADMINISTRATIVE COMMENTS:

Sue Tejml, Mayor of Town of Copper Canyon, currently represents area municipalities on the Denco Area 9-1-1 District Board of Managers. Mayor Tejml's term expires on September 30, 2015 and the District has requested that each participating city submit their nomination for a candidate to represent their municipality by July 15, 2015. Mayor Tejml has expressed her desire to serve another term.

RECOMMENDATION:

That the City Council approve the resolution as set forth in the caption above.

G. **REGULAR HEARINGS:**

9. **Consideration of an Ordinance of the City Council of the City of Lewisville, Texas Adopting a Ninety (90) Day Moratorium on the Acceptance of Applications for Permits for Development of Undeveloped Commercial Property Zoned Light Industrial Located North of Valley Ridge Boulevard, East of McGee Lane, West of IH-35E and South of Lewisville Lake, and More Specifically Described in Exhibit "A", Providing for Written Findings, Providing an Expiration Date, Providing for an Extension of Such Moratorium, Providing a Waiver Procedure, Providing for Limitations on Moratorium for Persons With Vested Rights; Performance of the First Reading of the Ordinance; and Setting a Special Meeting for the Second Reading of the Ordinance.**

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ADMINISTRATIVE COMMENTS:

The City Council adopted the Lewisville 2025 Plan in June 2014 and the I-35 Redevelopment Plan in November 2014 to improve property values, create a strong future tax base and to ensure that all property owners are protected from uses that may be contrary to the adopted plans. Both plans had significant public input during the development process. Staff recommends a 90-day moratorium on the acceptance of applications for development permits of undeveloped commercial property zoned light industrial located north of Valley Ridge Boulevard, east of McGee Lane, west of IH-35E and south of Lewisville Lake to finalize the charrette booklet/study and to create a framework to implement the adopted plans. Two public hearings regarding the proposed moratorium have been held, both were advertised in the newspaper as required by law. If the Council adopts this ordinance, a second reading, separated by at least four days, is required by state law. Therefore, a special meeting is recommended to be held on Monday, June 22, 2015, for the second reading of the ordinance.

RECOMMENDATION:

That the City Council approve the proposed ordinance as set forth in the caption above, conduct the first reading, and set a special meeting for the second reading of the ordinance.

10. Discussion and Consideration of Appointment to the Denton County Behavioral Health Leadership Team.

ADMINISTRATIVE COMMENTS:

The Denton County United Way sponsored the creation of the Denton County Citizen's Council on Mental Health in February 2014. Denton County United Way President and CEO, Gary Henderson, presented findings from a study conducted by the Meadows Foundation and distributed a copy to the city council at the June 1, 2015 workshop. The next step recommended by the study is to create a Denton County Behavioral Health Leadership Team made up of mostly community leaders. There is room on the leadership team for two appointees to represent the City of Lewisville from the City Council.

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RECOMMENDATION:

That the City Council appoint Assistant City Manager Melinda Galler and consider appointing a member of City Council to the Denton County Behavioral Health Leadership Team.

11. Discussion and Consideration of Appointments to Various City Boards/Commissions/Committees.

ADMINISTRATIVE COMMENTS:

On June 30, various terms of office on the City's boards, commissions, and committees will be expiring. Those positions have been identified and current appointees notified. The Board/Commission/Committee Appointment Process Electronic Notebook has been created for City Council's review. Data sheets for members requesting reappointment and all new applicants have been included in the book. At the June 1, 2015 City Council meeting, the following teams interview teams were set up: Mayor Durham and Councilman Vaughn; Mayor Pro Tem Ferguson and Councilman Daniels; and Deputy Mayor Pro Tem Tierney and Councilman Gilmore.

RECOMMENDATION:

That the City Council proceed with the appointment process to the various City Boards/Commissions/Committees.

12. Consideration of Upcoming Meeting Dates for the City's Budget Process.

ADMINISTRATIVE COMMENTS:

City staff has provided a calendar showing the important upcoming dates for Council meetings regarding the City's budget process. The Budget Workshop is recommended to be scheduled for August 1.

RECOMMENDATION:

That the City Council review the proposed calendar, direct City staff regarding any necessary changes, and adopt the calendar.

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- H. **REPORTS:** Reports about items of community interest regarding which no action will be taken.
- Analysis of Asphalt vs. Concrete Pavement
- I. **CLOSED SESSION:** In Accordance with Texas Government Code, Subchapter D,
1. Section 551.071 (Consultation with Attorney): Legal Issues Related to the Construction of the Old Town Park Plaza
 2. Section 551.071 (Consultation with Attorney/Pending Litigation): *City of Lewisville v. City of Farmers Branch and Camelot Landfill TX, LP*, Cause No.4:12-CV-00782, United States District Court for the Eastern District of Texas, Sherman Division; Texas Commission on Environmental Quality Modification to Municipal Solid Waste Permit No. 1312A; and Texas Commission on Environmental Quality Application to Obtain Municipal Solid Waste Permit Amendment - Permit No. 1312B
 3. Section 551.072 (Real Estate): Property Acquisition
 4. Section 551.087 (Economic Development): Deliberation Regarding Economic Development Negotiations
- J. **RECONVENE** into Regular Session and Consider Action, if Any, on Items Discussed in Closed Session.
- K. **ADJOURNMENT**

The City Council reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).

Designation of July as Park and Recreation Month

WHEREAS parks and recreation programs are an integral part of communities throughout this country, including Lewisville, Texas; and

WHEREAS our parks and recreation are vitally important to establishing and maintaining the quality of life in our communities, ensuring the health of all citizens, and contributing to the economic and environmental well-being of a community and region; and

WHEREAS parks and recreation programs build healthy, active communities that aid in the prevention of chronic disease, provide therapeutic recreation services for those who are mentally or physically disabled, and also improve the mental and emotional health of all citizens; and

WHEREAS parks and recreation programs increase a community's economic prosperity through increased property values, expansion of the local tax base, increased tourism, the attraction and retention of businesses, and crime reduction; and

WHEREAS parks and recreation areas are fundamental to the environmental well-being of our community; and

WHEREAS parks and natural recreation areas improve water quality, protect groundwater, prevent flooding, improve the quality of the air we breathe, provide vegetative buffers to development, and produce habitat for wildlife; and

WHEREAS our parks and natural recreation areas ensure the ecological beauty of our community and provide a place for children and adults to connect with nature and recreate outdoors; and

WHEREAS the U.S. House of Representatives has designated July as Parks and Recreation Month; and

WHEREAS the City of Lewisville recognizes the benefits derived from parks and recreation resources

NOW THEREFORE, BE IT RESOLVED BY the City Council that July is recognized as Park and Recreation Month in the City of Lewisville, County of Denton.

Proclaimed this the 15th day of June, 2015

Rudy Durham, Mayor

MEMORANDUM

TO: Donna Barron, City Manager

FROM: Nika Reinecke, Director of Economic Development & Planning

DATE: March 2, 2015

SUBJECT: **Public Hearing: Consideration of an Ordinance Granting a Special Use Permit (SUP) for a Self-Storage Facility With Outdoor Boat and RV/Travel Trailer Storage on a 4.559-Acre Tract of Land out of the J. Watkins Survey Abstract No. 1327, Located on the Southeast Corner of Ace Lane and FM 3040; and Zoned Light Industrial (LI); as Requested by Quinn Chen, With Permission From Ace Center, Inc., the Property Owner (Case No. SUP-2015-05-05).**

BACKGROUND

The Special Use Permit (SUP) process allows for consideration of certain uses that may potentially be incompatible or intensely dominate the area in which they are located, but may become compatible with the provision of certain conditions and restrictions. The request is for a new self storage facility which will feature both climate controlled and non-climate controlled self storage units in addition to a small area for covered outside storage of RVs/Travel Trailers and Boats. On May 19, 2015, the Planning and Zoning Commission recommended unanimous approval (6-0) of the SUP.

ANALYSIS

The site, which is long and narrow, is located at the southeast corner of Ace Lane and FM 3040. It is approximately 7.62 acres, with the southern half containing a gas well and the northern portion proposed for the self storage facility. A small utility substation building owned by GTE Southwest Inc. and Crest Manor Apartments, also owned by the applicant, abuts this site to the east. A large undeveloped commercial property lies across Ace Lane to the west along with a small portion of the new Ovation apartment complex.

Buildings

The concept plan shows three storage buildings containing a total of 84,843 square feet along with an 1,800 square-foot office space; a 1,320 square-foot apartment for the self storage manager and a 9,004 square-foot area for outdoor covered RV/Travel Trailer and Boat storage. The storefront building labeled building "A" will have a flat roof and will be constructed with a stone veneer, with natural stone pilasters. The roof will be trimmed with Exterior Installation Finish Systems. The remaining buildings will have a brick veneer and natural stone pilasters and cast stone columns caps with a metal gabled roof. Portions of the buildings with windows will have metal canopies and awnings. Brick banding will be used as an architectural detail. Portions of the building will have non-climate controlled units with metal roll-up doors with a brick top trim. The covered outside storage will be located at the southern end of the project and consist of one row of angled parking covered by a metal roofed canopy.

Fencing/Screening

The eastern portion of the site, adjacent to the apartments, is screened by an existing eight-foot masonry screening wall. This wall will be extended northward to the back of Building "A". The gates into the complex along Ace Lane will be decorative metal as illustrated in the exhibit. The southern portion of the site, housing the outside storage, will have a brick fence matching the apartment complex. Screening is required only for outside storage, which includes the RV/Travel Trailer/Boat Storage on this site. The remainder of the site will be screening by the walls of the proposed buildings

Landscaping

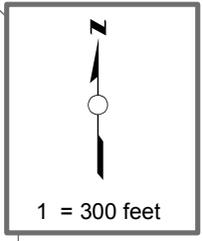
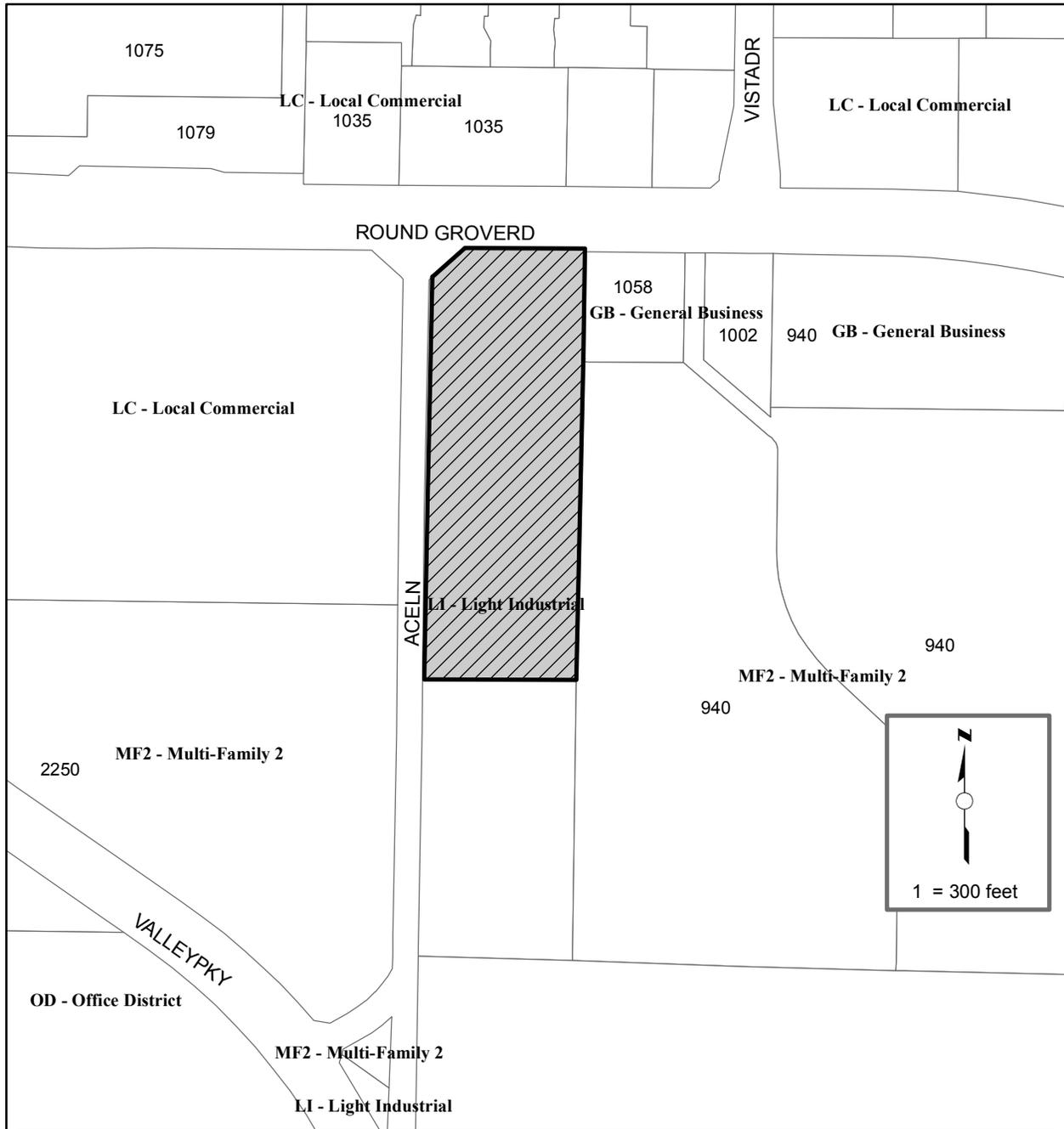
The typical landscape strip for a commercial development is 10 feet wide; however; the applicant is proposing to provide a 25-foot wide landscape buffer along both Ace Lane and FM 3040 street frontages and will include their portion of required interior landscaping. The landscape strip will contain a combination of plantings including Dwarf Burford Holly, Live Oak, Japanese Black Pine, Red Bud, Nellie R. Steven, Purple Winter Creeper and Texas Red Yucca.

In summary, staff has met with other applicants in the past with proposals to develop this narrow site without success. The proposed self storage facility will meet the 80% brick and stone requirement for a gateway and landscaping of the site will exceed the standard requirements. The applicant is providing 43 trees, 18 more than the minimum requirement. The trees will be placed within the expanded 25-foot landscape strip and interspersed with evergreen shrubs, ground cover and seasonal color.

RECOMMENDATION

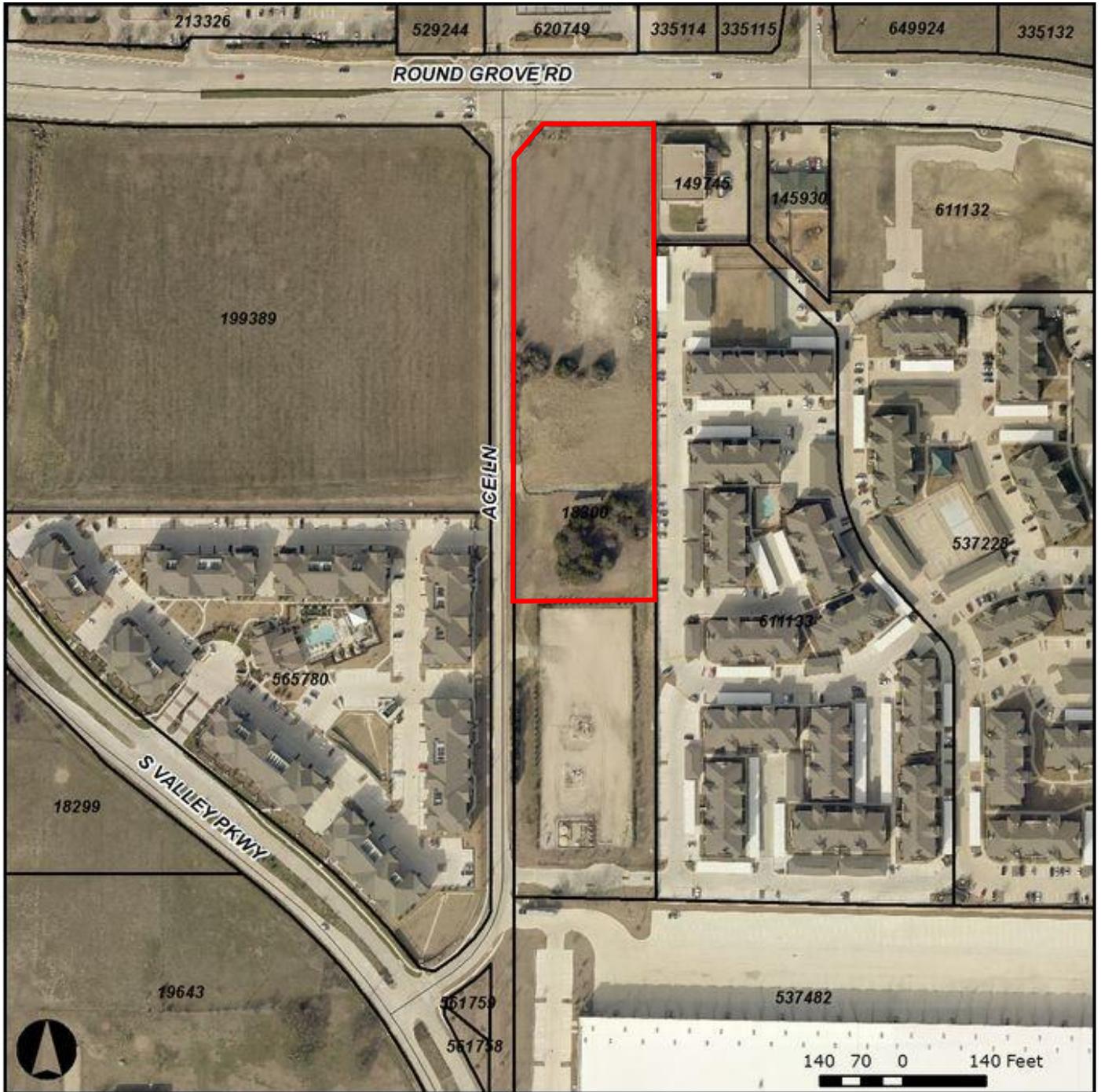
It is City staff's recommendation that the City Council approve the proposed ordinance as set forth in the caption above.

Location Map- Crest Storage SUP



<u>CASE NO.</u>	SUP-2015-5-05
<u>OWNER:</u>	ACE CENTER, INC.
<u>APPLICANT:</u>	CREST SELF STORAGE
<u>PROPERTY LOCATION:</u>	SOUTHEAST CORNER OF ACE LANE AND FM 3040 (4.559 ACRES)
<u>CURRENT ZONING:</u>	LIGHT INDUSTRIAL (LI)
<u>REQUESTED USE:</u>	SPECIAL USE PERMIT (SUP) FOR A SELF STORAGE FACILITY WITH OUTDOOR BOAT AND RV/TRAVEL TRAILER STORAGE

Aerial Map- Crest Storage



MINUTES
PLANNING AND ZONING COMMISSION
MAY 19, 2015

Item 4:

Public Hearing- Special Use Permits (SUP) were next on the agenda. There were two SUPs on the agenda for consideration.

- B. Consideration of a Special Use (SUP) for a Self Storage Facility with Outdoor Boat and RV/Travel Trailer Storage on a 4.559 acre tract of land out of the J. Watkins Survey Abstract No. 1327, located on the southeast corner of Ace Lane and FM 3040, and zoned Light Industrial (LI). The request is being made by Quinn Chen, with permission from Ace Center, Inc., the property owner (Case No. SUP-2015-05-05).

Mary Paron-Boswell, Senior Planner, gave a brief presentation on the project. Landscaping, building elevations, and other elements of the site plan were discussed. James Davis asked about the possibility of the adjacent apartment building being affected by site lighting. Staff responded that light levels would be addressed during the Engineering Site Plan process. James Davis asked if sidewalks would be added, to which staff responded that sidewalk requirements would be addressed during the Engineering Site Plan process as well.

Chairman Davis opened the Public Hearing for this item. Mr. Samuel Ng, speaking on behalf of the landowner, gave a brief introduction of himself and the project. He noted that all standards that the City had set forth were being met or exceeded. Jim Davis asked if the project were going to be phased. Mr. Ng stated that it is going to be constructed in one phase. Chairman Davis closed the Public Hearing. A motion was made by Sean Kirk, seconded by Brandon Jones, to approve the Special Use Permit as presented. The motion passed unanimously (6-0).

SECTION 17-23. - "LI" LIGHT INDUSTRIAL DISTRICT REGULATIONS

- (a) *Use.* Buildings and premises may be used for retail, wholesale, office and service uses and campus style light manufacturing and industrial uses provided there is no dust, fumes, gas, noxious odor, smoke, glare, or other atmospheric influence beyond the boundaries of the property on which such use is located, and which produces no noise exceeding in intensity at the boundary of the property the average intensity of noise of street traffic at that point, and no more than ten percent (10%) of the total lot is used for outside storage, and further provided that such use does not create fire or explosive hazards on adjacent property.
- (1) Any use permitted in districts "LC" and "GB" as regulated in said districts.
 - (2) Apparel and other products assembled from finished textiles.
 - (3) Bottling works.
 - (4) Warehouse distribution facilities.
 - (6) Airport/Heliport (SUP required).
 - (7) Auto repair shops including body shops (SUP required).
 - (8) Church worship facilities.
 - (9) Buildings and uses owned or operated by public governmental agencies.
 - (10) Cemetery, mausoleum, crematorium & accessory uses (SUP required).
 - (11) Cosmetic manufacturer.
 - (12) Drugs and pharmaceutical products manufacturing.
 - (13) Private Utility Plants or Sub-stations (including alternative energy) (SUP required).
 - (14) Electronic products manufacturing.
 - (15) Fur good manufacture, but not including tanning or dyeing (SUP required).
 - (16) Gas and oil drilling accessory uses (SUP required).
 - (17) Glass products, from previously manufactured glass.
 - (18) Heavy equipment – outdoor rental/sales/service (SUP required).
 - (19) Household appliance products assembly and manufacture from prefabricated parts.
 - (20) Industrial and manufacturing plants including the processing or assembling of parts for production of finished equipment.
 - (21) Musical instruments assembly and manufacture.
 - (22) Paint, shellac and varnish manufacture (SUP required).
 - (23) Plastic products manufacture, but not including the processing of raw materials.
 - (24) Racing facilities (SUP required).
 - (25) Recreational Vehicle (RV) Park. (Private) (SUP required).
 - (26) Self storage/mini warehouse facility (SUP required).
 - (27) Shooting Range (indoor or outdoor) (SUP required.).
 - (28) Sporting and athletic equipment manufacture.
 - (29) Testing and research laboratories.
 - (30) Auction yard (vehicle) (SUP required).
 - (31) Communication towers (SUP required).
 - (32) Temporary buildings for uses incidental to construction work on the premises, which buildings shall be removed upon the completion or abandonment of construction work.
 - (33) Accessory buildings and uses customarily incidental to any of the above uses, provided that such not be objectionable because of odor, smoke, noise, vibration or similar nuisance. Open storage shall be considered an accessory use but no more than ten percent (10%) of the platted lot may be used for outside storage, including access and maneuvering areas for moving the stored items.
 - (34) Cemetery, columbarium, mausoleum and accessory uses (SUP required).
 - (35) Other uses similar to the above listed uses are allowed by special use permit (SUP) only, except that the following uses are specifically prohibited:
 - a. Acetylene gas manufacture or storage.
 - b. Acid manufacture.
 - c. Alcohol manufacture.
 - d. Ammonia, bleaching powder or chlorine manufacture.
 - e. Arsenal.
 - f. Asphalt manufacture or refining.
 - g. Blast furnace.
 - h. Bag cleaning, unless clearly accessory to the manufacture of bags.

- i. Boiler works.
- j. Brick, tile, pottery or terra cotta manufacture other than the manufacture of handcraft or concrete products.
- k. Reserved.
- l. Celluloid manufacture or treatment.
- m. Cement, lime, gypsum, or plaster of paris manufacture.
- n. Central mixing plant for cement.
- o. Coke ovens.
- p. Cotton gins.
- q. Cottonseed oil manufacture.
- r. Creosote manufacture or treatment.
- s. Disinfectants manufacture.
- t. Distillation of bones, coal or wood.
- u. Dyestuff manufacture.
- v. Exterminator and insect poison manufacture.
- w. Emery cloth and sandpaper manufacture.
- x. Explosives or fireworks manufacture or storage.
- y. Fat rendering.
- z. Fertilizer manufacture.
- aa. Fish smoking and curing.
- bb. Forge plant.
- cc. Garbage, offal or dead animals reduction or dumping.
- dd. Gas manufacture or storage, for heating or illuminating purposes.
- ee. Glue, size or gelatine manufacture.
- ff. Hatchery.
- gg. Iron, steel, brass or copper foundry or fabrication plant.
- hh. Junk, iron or rag storage or baling.
- ii. Match manufacture.
- jj. Lampblack manufacture.
- kk. Oilcloth or linoleum manufacture.
- ll. Oiled rubber goods manufacture.
- mm. Ore reduction.
- nn. Oil or turpentine manufacture.
- oo. Paper and pulp manufacture.
- pp. Petroleum or its products, refining or wholesale storage of.
- qq. Pickle manufacturing.
- rr. Planing mills.
- ss. Potash works.
- tt. Pyroxline manufacture.
- uu. Rock crusher.
- vv. Rolling mill.
- ww. Rubber or gutta-percha manufacture or treatment but not the making of articles out of rubber.
- xx. Sauerkraut manufacture.
- yy. Salt works.
- zz. Shoe polish manufacture.
- aaa. Smelting of tin, copper, zinc, or iron ores.
- bbb. Soap manufacture other than liquid soap.
- ccc. Soda and compound manufacture.
- ddd. Stock yard or slaughter of animals or fowls.
- eee. Stone mill or quarry.
- fff. Storage yard.
- ggg. Stove polish manufacture.
- hhh. Tallow grease or lard manufacture or refining from or of animal fat.
- iii. Tanning, curing or storage of raw hides or skins.
- jjj. Tar distillation or manufacture.
- kkk. Tar roofing or water-proofing manufacture.
- lll. Tobacco (chewing) manufacture or treatment.
- mmm. Vinegar manufacture.

- nnn. Wool pulling or scouring.
- ooo. Yeast plant.

(b) *Height.* No building shall exceed in height the width of the street on which it faces plus the depth of the front yard. In no event, however, shall the portion of a building located within one hundred fifty (150) feet of any property zoned for residential purposes exceed the height allowed in that residential zoning district.

(c) *Area.*

(1) *Size of yards.*

a. *Front yard.* There shall be a front yard having a minimum depth of twenty-five (25) feet. No parking, storage or similar use shall be allowed in required front yards in district "LI", except that automobile parking (including automobile dealer display parking) will be permitted in such yards if separated by at least twenty-five (25) feet from any residential district.

b. *Side yard.* A side yard of not less than fifteen (15) feet in width shall be provided on the side of a lot adjoining a side street. A side yard of not less than ten (10) feet in width shall be provided on the side of a lot adjoining a residential district. The required side yard shall be waived when a screening device is installed in accordance with the city's general development ordinance. The building itself can serve as a portion of the screening device when that portion of the building exterior is constructed of the same materials as the screening device. No parking, storage or similar use shall be allowed in any required side yard or in any side street yard adjoining a residential district.

c. *Rear yard.* No rear yard is required except that a rear yard of not less than fifty (50) feet in depth shall be provided upon that portion of a lot abutting or across a rear street from a residential district, except that such yard requirement shall not apply where the property in the residential district also backs up to the rear street. No parking, storage or similar use shall be allowed in required rear yards in district "LI" within twenty-five (25) feet of the rear property line.

(2) *Reserved.*

(d) *Outside storage regulations.* In all zoning districts where outside storage yards are allowed, such storage yards shall be screened from view in accordance with the standards outlined in the city's general development ordinance. This provision applies to all outside storage which began after the original date of passage of this provision (April 4, 1994). Any variance request involving the requirements or standards relating to such required screening devices shall be considered by the city council in accordance with the city's general development ordinance. Areas which are used for infrequent and temporary storage for a period of thirty (30) days or less per year shall not be deemed as "storage yards".

SECTION 17-29.5 - "SUP" SPECIAL USE PERMIT

(a) *Purpose.*

The special use permit (SUP) provides a means for evaluating land uses identified in this ordinance to ensure compatibility with adjacent properties. The intent of the special use permit process is to allow consideration of certain uses that would typically be incompatible or intensely dominate the area in which they are located, but may become compatible with the provision of certain conditions and restrictions.

(b) *Application submittal and approval process.*

(1) Application for an SUP shall be processed like an application for rezoning. An application shall not be complete and shall not be scheduled for a public hearing unless the following are submitted along with the application:

- a. A scaled development plan depicting the items listed in Section 17-29.5(b)(2);
- b. A narrative explaining how the property and use(s) will function;
- c. Colored elevations of the building and other structures including dimensions and building materials;
- d. A Landscaping Plan, meeting the requirements of Section 6-124 of the Lewisville Code of Ordinances;
- e. A Tree Survey and Mitigation Plan if required by Section 6-125 of the Lewisville Code of Ordinances;
- f. Detailed elevations and descriptions of proposed signage;
- g. An exhibit illustrating any requested variances; and
- h. Any other information, drawings, operating data or expert evaluations that city staff determines are necessary to evaluate the compatibility criteria for the proposed use and development.

(2) The development plan submitted along with an SUP application must include the following:

- a. The layout of the site;
- b. A north arrow;
- c. A title block including project name, addition, lot, block, acreage, and zoning classification of the subject property;
- d. Name, address, and phone number for applicant, developer, owner, builder, engineer, and/or surveyor;
- e. Building location, property lines, and setbacks;
- f. Summary tables listing building square footage, required parking, and required landscaping;
- g. Locations of utility easements, if applicable;
- h. Zoning and ownership of adjacent properties;
- i. Easements, deed restrictions, or encumbrances that impact the property;
- j. Median openings, traffic islands, turning lanes, traffic signals, and acceleration and deceleration lanes;
- k. Streets, alleys, and easements adjacent to the site;
- l. Driveways and sidewalks;
- m. Parking configuration, including maneuvering lanes and loading areas;
- n. Location and details of dumpsters and screening devices; and
- o. Location of all proposed signage.

(3) Variances from the regulations of the city's General Development Ordinance may be granted at the discretion of the city council as part of the SUP approval. The granting of an SUP has no effect on uses permitted by right and does not waive the regulations of the underlying zoning district.

- (4) The planning and zoning commission or the city council may require additional information or drawings, operating data or expert evaluation or testimony concerning the location and characteristics of any building or uses proposed.
- (5) The planning and zoning commission, after holding a public hearing, shall recommend to the city council approval or denial of each SUP along with any recommended conditions. The city council shall review each case on its own merit, apply the compatibility criteria established herein, and if appropriate, grant the special use permit for said use(s).
- (6) Completion of a development plan for the SUP does not waive the requirement to provide an engineering site plan in accordance with the General Development Ordinance.

(c) *Compatibility criteria for approval.*

The planning and zoning commission shall not recommend approval of, and the city council shall not grant an SUP for a use except upon a finding that the use will:

- (1) complement or be compatible with the surrounding uses and community facilities;
- (2) contribute to, enhance, or promote the welfare of the area of request and adjacent properties;
- (3) not be detrimental to the public health, safety, or general welfare; and
- (4) conform in all other respects to all zoning regulations and standards.

(d) *SUP conditions.*

The planning and zoning commission may recommend and the city council may adopt reasonable conditions upon the granting of an SUP consistent with the purpose and compatibility criteria stated in this section. The development plan, however, shall always be attached to and made a condition of the SUP. The other documents submitted with the SUP application may also be made conditions of the SUP.

(e) *Amendments, enlargement, modifications or structural alterations.*

- (1) Except for minor amendments, all amendments, enlargements, modifications or structural alterations or changes to the development plan shall require the approval of a new SUP. The city manager or his designee may authorize minor amendments to the development plan that otherwise comply with the SUP ordinance and the underlying zoning and do not:
 - a. Alter the basic relationship of the proposed development to adjacent property;
 - b. Increase the maximum density or height shown on the original development plan;
 - c. Decrease the number of off-street parking spaces shown on the original development plan; and/or
 - d. Reduce setbacks at the boundary of the site as specified by a building or setback line shown on the original development plan.
- (2) For purposes of this subsection, "original development plan" means the earliest approved development plan that is still in effect, and does not mean a later amended development plan. For example, if a development plan was approved with the specific use permit and then amended through the minor amendment process, the original development plan would be the development plan approved with the specific use permit, not the development plan as amended through the minor amendment process. If, however, the development plan approved with the specific use permit was replaced through the zoning process, then the replacement development plan becomes the original development plan. The purpose of this definition is to prevent the use of several sequential minor amendments to circumvent the zoning amendment process.

- (3) Although the city manager or his designee has the authority to grant minor amendments to the development plan, they are not obligated to do so. The city manager or his designee shall always maintain the discretion to require city council approval if he feels that it is within the public's interest that city council consider the amendment, enlargement, modifications, or structural changes at a public hearing.

(f) *Compliance mandatory with written requirements.*

- (1) No special use permit shall be granted unless the applicant, owner, and grantee shall be willing to accept and agree to be bound by and comply with the written requirements attached to the development plan drawings and approved by the city council.
- (2) A special use permit shall be transferable from one owner or owners of the subject property to a new owner or occupant of the subject property, however all regulations and conditions of the SUP shall remain in effect and shall be applicable to the new owner or occupant of the property.

(g) *Timing.*

All development plans submitted for review will be on the city's active list for a period of 90 days from the date of each submittal. After the 90-day period, a project will be considered abandoned and removed from the file. A building permit shall be applied for and secured within 180 days from the time of approval of the special use permit provided that the city may allow a one-time extension of the SUP for another 180 days. A SUP shall expire six months after its approval or extension date if no building permits have been issued for the site or if a building permit has been issued but has subsequently lapsed. Work must be completed and operations commenced within 18 months of approval.

(h) *Zoning map.*

When the city council authorizes granting of a special use permit the official zoning district map shall be amended according to its legend to indicate that the affected area has conditions and limited uses, said amendment to indicate the appropriate zoning district for the approved use, and suffixed by an "SUP" designation. A log of all special use permits shall be kept by the city.

(i) *Rescind and terminate a special use permit.*

City council may rescind and terminate an SUP after a public hearing if any of the following occur:

- (1) That one or more of the conditions imposed by the SUP has not been met or has been violated.
- (2) The SUP was obtained through fraud or deception.
- (3) Ad valorem taxes on the property are delinquent by six months or more.
- (4) Disconnection or discontinuance of water and/or electrical services to the property.
- (5) Abandonment of the structure, lease space, lot, or tract of land for 180 days or more. (For the purpose of this section, "abandon" shall mean to surrender occupancy by vacating or ceasing to operate or inhabit such property.)

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS AMENDING THE ZONING ORDINANCE OF THE CITY OF LEWISVILLE, TEXAS BY GRANTING A SPECIAL USE PERMIT FOR A SELF STORAGE FACILITY WITH OUTDOOR RV/BOAT/TRAVEL TRAILER STORAGE ON AN APPROXIMATELY 4.559 ACRE TRACT OF LAND LOCATED ON THE SOUTHEAST CORNER OF ACE LANE AND FM 3040; PROVIDING FOR SEVERABILITY; PROVIDING A PENALTY; PROVIDING A REPEALER; PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

WHEREAS, applications were made requesting approval of a Special Use Permit for a self storage facility with outdoor RV/boat/travel trailer storage by making applications for same with the Planning and Zoning Commission of the City of Lewisville, Texas, as required by state statutes and the Zoning Ordinances of the City of Lewisville, Texas; said Planning and Zoning Commission has recommended that the Special Use Permit on the approximately 4.559 acre property described in the attached Exhibit “A” (the “Property”) be **approved**; and

WHEREAS, this application for a Special Use Permit comes before the City Council of the City of Lewisville, Texas (the “City Council”) after all legal notices, requirements, conditions and prerequisites have been met; and

WHEREAS, the City Council at a public hearing has determined that the proposed use, subject to the condition(s) stated herein: (1) compliments or is compatible with the surrounding uses and community facilities; (2) contributes to, enhances, or promotes the welfare of the area of request and adjacent properties; (3) is not detrimental to the public health, safety, or general welfare; and (4) conforms in all other respects to all zoning regulations and standards.

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

SECTION 1. FINDINGS INCORPORATED. The findings set forth above are incorporated into the body of this ordinance as if fully set forth herein.

SECTION 2. SPECIAL USE PERMIT GRANTED. Subject to the conditions provided for herein, applicant is granted a Special Use Permit to allow a Self Storage Facility with Outdoor RV/Boat/Travel Trailer Storage on the Property, which is zoned Light Industrial (LI).

SECTION 3. CONDITIONS OF SPECIAL USE PERMIT. The Property shall be developed and maintained:

1. in compliance with the narrative, development plan, conceptual elevation design, material board, landscape planting plan and amended fence layout diagram, attached hereto as Exhibit B; and
2. by limiting the allowable ten (10) percent outdoor storage to the storage of only RVs, boats, and travel trailers; and
3. in accordance with all federal, state, and local laws and regulations.

SECTION 4. CORRECTING OFFICIAL ZONING MAP. The City Manager, or her designee, is hereby directed to correct the official zoning map of the City of Lewisville, Texas, to reflect this Special Use Permit.

SECTION 5. COMPLIANCE WITH ALL OTHER MUNICIPAL REGULATIONS. The Property shall comply with all applicable municipal ordinances, as amended. In no way shall this Special Use Permit be interpreted to be a variance to any municipal ordinance.

SECTION 6. RESCINDING AND TERMINATION. The City Council may rescind and terminate the Special Use Permit after a public hearing if any of the following occur:

1. One or more of the conditions imposed by the Special Use Permit have not been met or have been violated.
2. The Special Use Permit was obtained through fraud or deception.
3. Ad valorem taxes on the property are delinquent by six months or more.
4. Disconnection or discontinuance of water and/or electrical services to the property.
5. Abandonment of the structure, lease space, lot, or tract of land for 180 days or more.

SECTION 7. REPEALER. Every ordinance or parts of ordinances found to be in conflict herewith are here by repealed.

SECTION 8. SEVERABILITY. If any section, sentence, clause, or phrase of this ordinance shall for any reason be held to be invalid, such decision shall not affect the validity of the remaining sections, sentences, clauses, or phrases of this ordinance, but they shall remain in effect.

SECTION 9. PENALTY. Any person, firm or corporation who violates any provisions of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof in the Municipal Court, shall be subject to a fine of not more than \$2,000.00 for each offense, and each and every day such offense is continued shall constitute a new and separate offense.

SECTION 10. EFFECTIVE DATE. This Ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by law.

SECTION 11. EMERGENCY. It being for the public welfare that this Ordinance be passed creates an emergency and public necessity and the rule requiring this Ordinance be read on three separate occasions be, and the same is hereby, waived and this Ordinance shall be in full force and effect from and after its passage and approval and publication, as the law in such cases provides.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, BY A VOTE OF ____ TO ____, ON THIS THE 15TH DAY OF JUNE, 2015.

APPROVED:

Rudy Durham, MAYOR

ATTEST:

Julie Heinze, CITY SECRETARY

APPROVED AS TO FORM:

Lizbeth Plaster, CITY ATTORNEY

ORDINANCE NO. _____

Page 5

Exhibit A
Property Boundary Description

Exhibit B
Narrative
Development Plan
Conceptual Elevation Design
Material Board
Landscape Planting Plan
Amended Fence Layout Diagram

PROPERTY DESCRIPTION:

BEING A PORTION OF THAT TRACT OF LAND SITUATED IN THE J. WATKINS SURVEY, ABSTRACT NO. 1327, CITY OF LEWISVILLE, DENTON COUNTY, TEXAS, AS RECORDED IN DEED NO. 2007-140266, DEED RECORDS, DENTON COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A FOUND CONCRETE TEXAS DEPARTMENT OF TRANSPORTATION MONUMENT IN THE SOUTHERLY LINE OF F.M. 3040 ROUND GROVE ROAD (VARIABLE WIDTH RIGHT-OF-WAY), AND BEING THE NORTHWEST CORNER OF LOT 3, BLOCK Q, LEWISVILLE/ROUND GROVE COMMERCIAL CENTER ADDITION, A PLATTED ADDITION TO THE CITY OF LEWISVILLE, AS RECORDED IN CABINET G, SLIDE 233, PLAT RECORDS, DENTON COUNTY, TEXAS;

THENCE SOUTH 00°01'54" EAST, A DISTANCE OF 190.00' DEPARTING THE SOUTHERLY LINE OF ROUND GROVE ROAD, AND ALONG THE WESTERLY LINE OF SAID LEWISVILLE/ROUND GROVE COMMERCIAL CENTER ADDITION, TO A POINT FOR CORNER, SAID CORNER BEING THE SOUTHWESTERLY CORNER OF SAID LEWISVILLE/ROUND GROVE COMMERCIAL CENTER ADDITION, AND BEING THE NORTHWESTERLY CORNER OF LOT 2, BLOCK A, CREST MANOR ADDITION, A PLATTED ADDITION TO THE CITY OF LEWISVILLE, AS RECORDED IN CABINET Y, SLIDE 527, PLAT RECORDS, DENTON COUNTY, TEXAS;

THENCE SOUTH 00°01'54" EAST, A DISTANCE OF 584.69' TRAVERSING THE WESTERLY LINE OF SAID CREST MANOR ADDITION, TO A POINT FOR CORNER, SAID CORNER BEING THE SOUTHWEST CORNER OF A PROPOSED DEVELOPMENT TRACT;

THENCE SOUTH 89°47'32" WEST, A DISTANCE OF 258.46' DEPARTING THE WESTERLY LINE OF SAID CREST MANOR ADDITION OVER AND ACROSS SAID TRACT OF LAND AS CONVEYED TO ACE CENTER INC., TO A POINT FOR CORNER, SAID CORNER BEING IN THE CENTER LINE OF ACE LANE, A PUBLIC ROAD DEDICATED TO THE CITY OF LEWISVILLE;

THENCE NORTH 00°02'17" WEST, A DISTANCE OF 717.15', TRAVERSING THE CENTER LINE OF ACE LANE, A PROPOSED 50' PUBLIC RIGHT OF WAY, TO A POINT FOR CORNER;

THENCE NORTH 44°52'30" EAST, A DISTANCE OF 81.72', TO A POINT FOR CORNER, SAID CORNER BEING IN THE SOUTHERLY LINE OF F.M. 3040 ROUND GROVE ROAD (VARIABLE WIDTH RIGHT-OF-WAY);

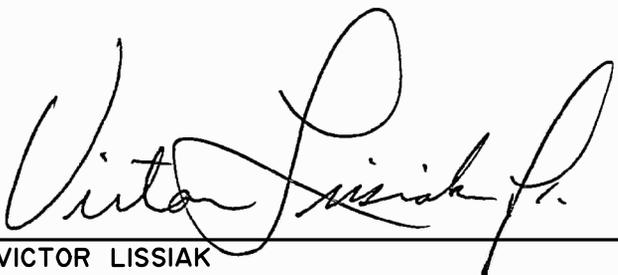
THENCE NORTH 89°47'32" EAST, A DISTANCE OF 200.85', TRAVERSING THE SOUTHERLY LINE OF F.M. 3040 ROUND GROVE ROAD (VARIABLE WIDTH RIGHT-OF-WAY), AND BACK TO THE PLACE OF BEGINNING AND CONTAINING 4.559 ACRES (198,604 SQ.FT.) OF LAND.

SURVEYORS CERTIFICATION:

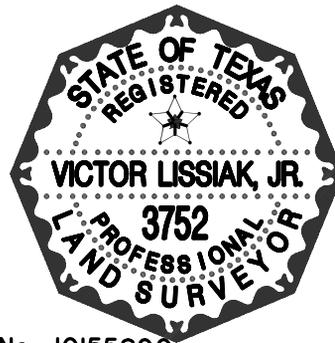
TO: QUINN CHEN, ACE CENTER INC., AND THEIR SUCCESSORS;

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE "2011 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS", JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 3, 4, 8, 13, 16, 17 AND 18 OF TABLE A THEREOF.

EXECUTED THIS 26 DAY OF SEPTEMBER, 2014.



VICTOR LISSIAK
REGISTERED PROFESSIONAL LAND SURVEYOR NO. 3752 FIRM No. 10155800
4205 BELTWAY DRIVE
ADDISON, TX 75001



Narrative Explanation of Project

January 6, 2015 Rev. April 9, 2015

By KSNG Architects, Inc.

Business Nature:

The proposed Crest Self Storage project is a very progressive commercial project to serve the community needs. Its major business is to provide storage spaces for commercial and residential uses in mostly air conditioned spaces to accommodate furniture, cars, boats and RVs etc.

It is self service with certain operating hours and there will be a 1800 sf office with staff of two to three in the regular business hour and a 1300 sf three bed apartment on the second floor for the on-site manager.

Architectural and Construction:

The construction of the project will be modern contemporary and the buildings will be Type IIIB, all steel and masonry construction and fully sprinkled per NFPA 13. Please refer to the material sheet for references.

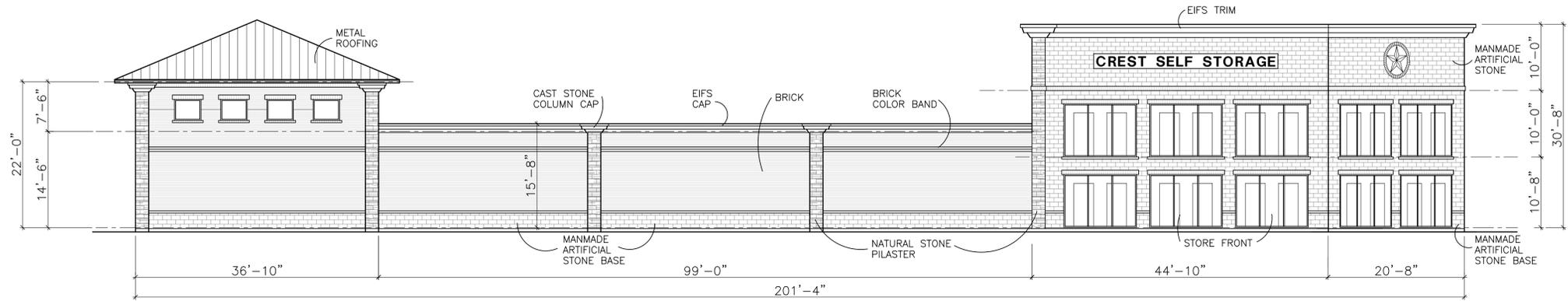
Landscape Design:

The landscape design exceeded the Ordinance requirements in particular the streetscape. Please refer to "City of Lewisville Landscape Requirements" comparison table on Landscape Design L1.01 for information.



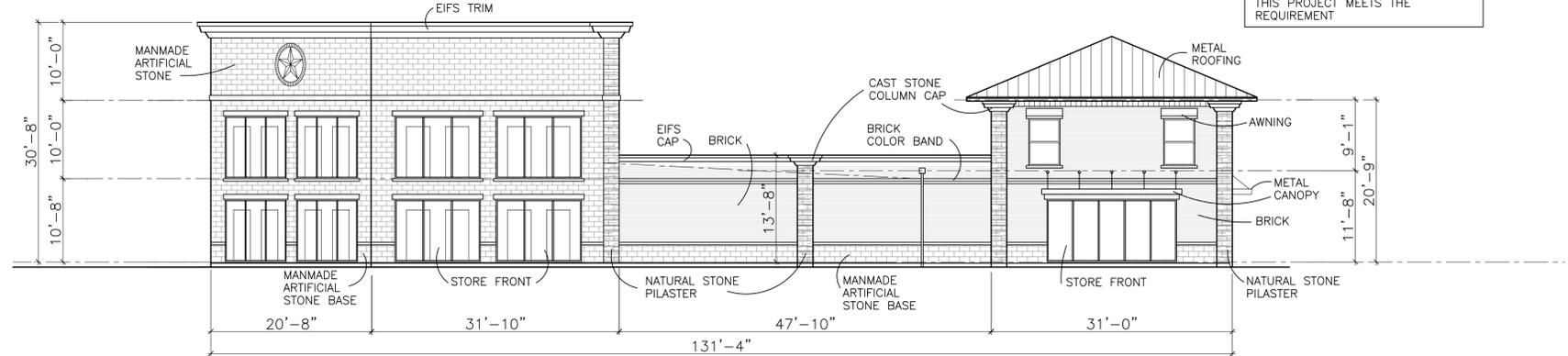
**CREST SELF STORAGE CONCEPTUAL ELEVATION DESIGN
FOR CREST PROPERTY MANAGEMENT**

PROJECT NAME: CREST SELF STORAGE LEWISVILLE, TEXAS	
OWNER: CREST PROPERTY MANAGEMENT P.O. BOX 260207 PLANO, TX 75026 PHONE: 214-603-0647	
ARCHITECT: KSNQ ASSOCIATES INC. 17330 MARIANNE CIRCLE DALLAS, TEXAS 75252 TEL. (214)890-7980	CIVIL ENGINEER: VIEWTECH INC. 4205 BELTWAY DRIVE ADDISON, TEXAS 75001 TEL. (972)661-8187
LANDSCAPE ARCHITECT: T.H. PRITCHETT/ASSOCIATES 1218 CAMINO LAGO IRVING, TEXAS 75039 TEL. (214)697-2580	
DRAWING NAME: CONCEPTUAL ELEVATION DESIGN	
DRAWING NO. 1-6-15	
A2 OF 5	

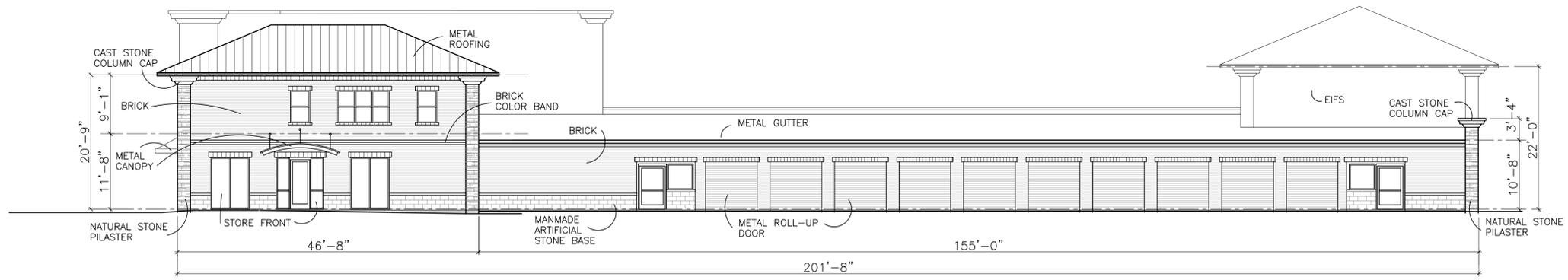


BLDG A NORTH ELEVATION - FM 3040
 SCALE: 1"=10'

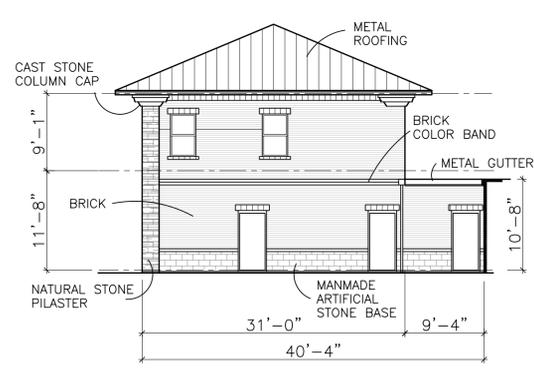
NOTE:
 THIS IS A CITY OF LEWISVILLE
 GATEWAY PROJECT THUS ELEVATIONS
 MUST BE GREATER THAN 80%
 BRICK OR STONE
 THIS PROJECT MEETS THE
 REQUIREMENT



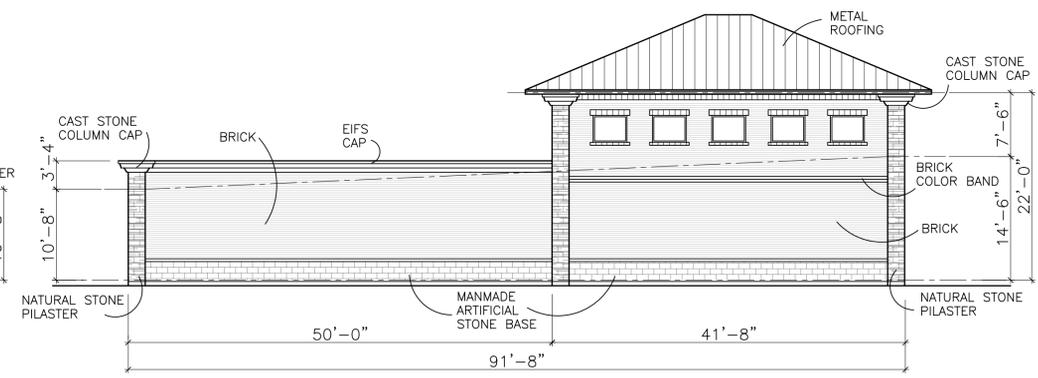
BLDG A WEST ELEVATION - ACE LANE
 SCALE: 1"=10'



BLDG A SOUTH ELEVATION



OFFICE/APART EAST ELEVATION
 SCALE: 1"=10'



BLDG A EAST ELEVATION
 SCALE: 1"=10'

PROJECT NAME:
CREST SELF STORAGE
 LEWISVILLE, TEXAS

OWNER:
CREST PROPERTY MANAGEMENT
 P.O. BOX 260207
 PLANO, TX 75026
 PHONE: 214-603-0647

ARCHITECT:
KSNB ASSOCIATES INC.
 17330 MARIANNE CIRCLE
 DALLAS, TEXAS 75252
 TEL: (214)890-7980

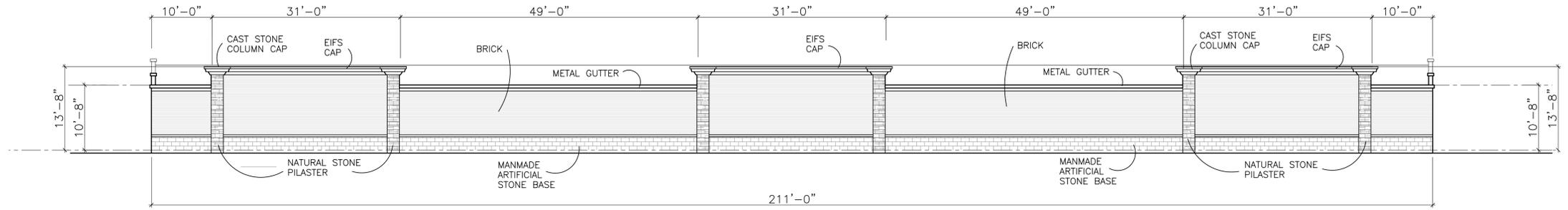
CIVIL ENGINEER:
VIEWTECH INC.
 4205 BELTWAY DRIVE
 ADDISON, TEXAS 75001
 TEL: (972)661-8187

LANDSCAPE ARCHITECT:
T.H. PRITCHETT/ASSOCIATES
 1218 CAMINO LAGO
 IRVING, TEXAS 75039
 TEL: (214)697-2580

DRAWING NAME:
BLDG A ELEVATIONS

DRAWING NO. 1-6-15

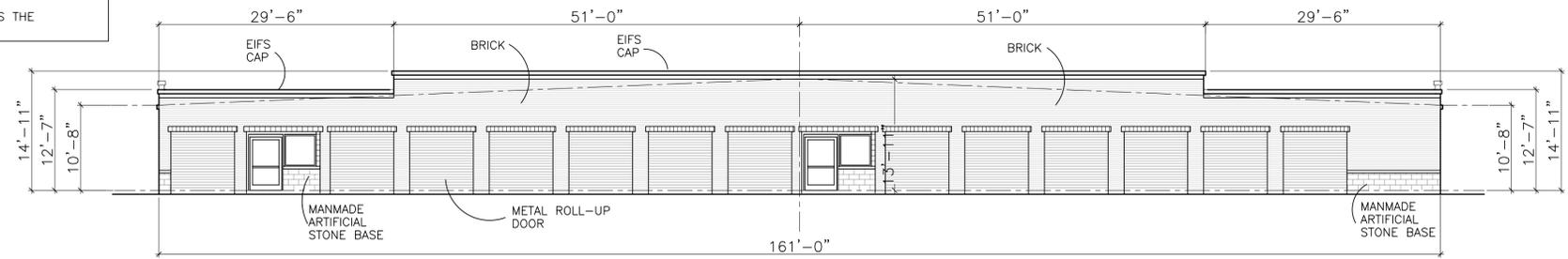
A3 OF 5



BLDG B WEST ELEVATION – ACE LANE

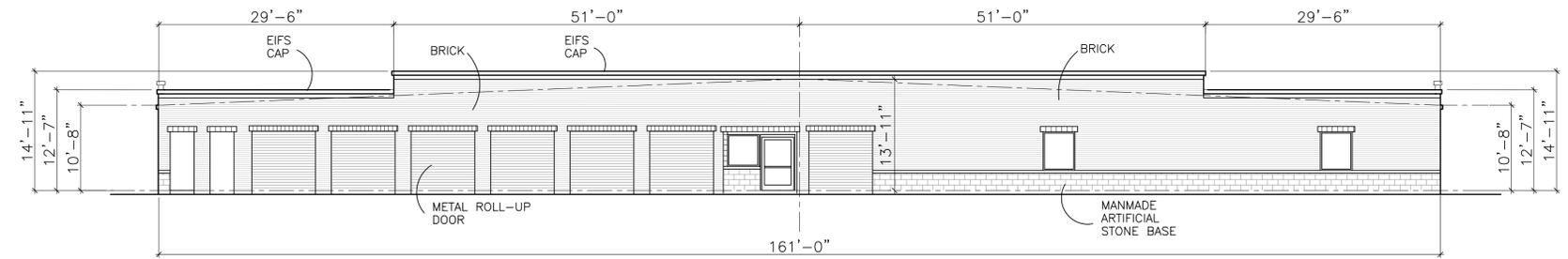
SCALE: 1"=10'

NOTE:
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 GATEWAY PROJECT. THIS ELEVATIONS
 MUST BE GREATER THAN 80%
 BRICK OR STONE.
 THIS PROJECT MEETS THE
 REQUIREMENT



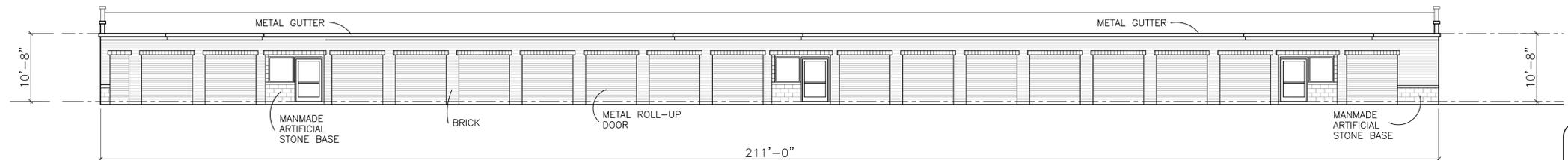
BLDG B SOUTH ELEVATION

SCALE: 1"=10'



BLDG B NORTH ELEVATION

SCALE: 1"=10'



BLDG B EAST ELEVATION

SCALE: 1"=10'

PROJECT NAME:
CREST SELF STORAGE
 LEWISVILLE, TEXAS

OWNER:
CREST PROPERTY MANAGEMENT

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 PLANO, TX 75026
 PHONE: 214-603-0647

ARCHITECT:
KSNQ ASSOCIATES INC.
 17330 MARIANNE CIRCLE
 DALLAS, TEXAS 75252
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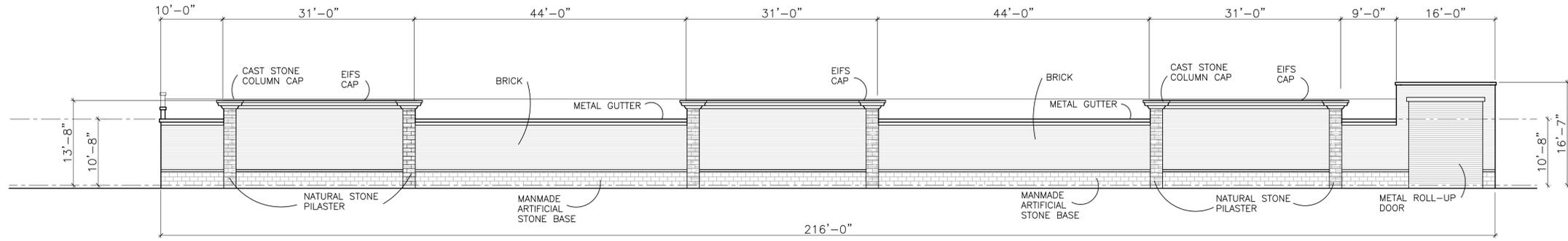
CIVIL ENGINEER:
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DRAWING NAME:
BLDG B ELEVATIONS

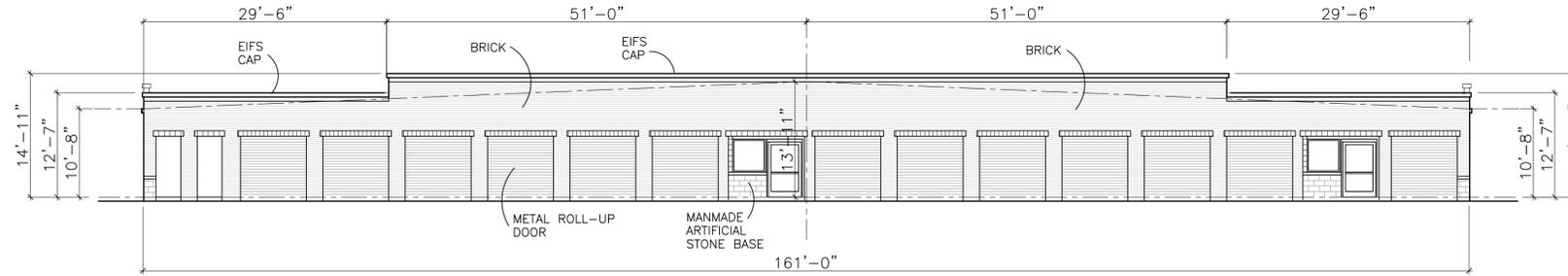
DRAWING NO. 1-6-15

A4 OF 5

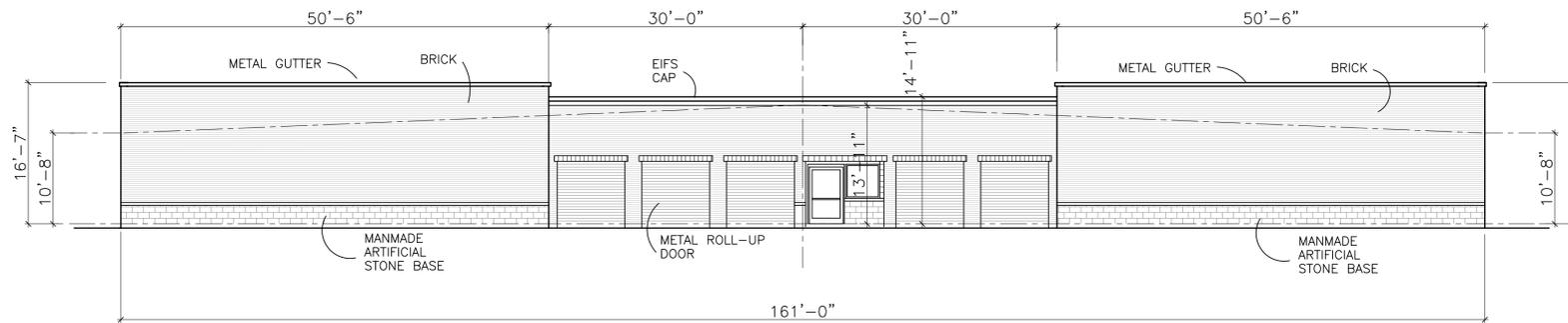


BLDG C WEST ELEVATION
 SCALE: 1"=10'

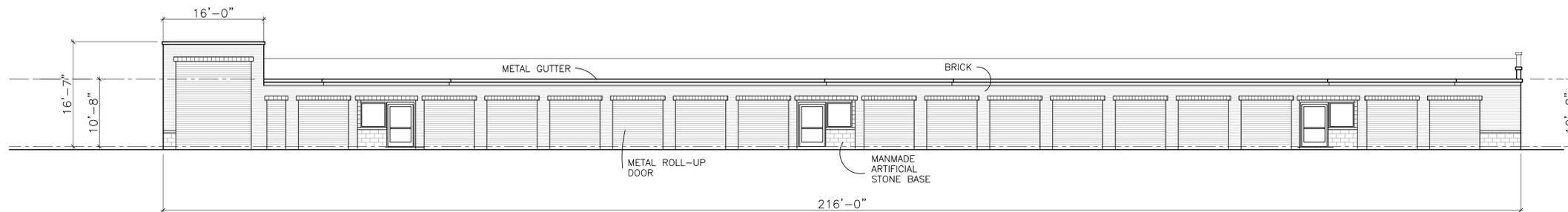
NOTE:
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 GATEWAY PROJECT THUS ELEVATIONS
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 BRICK OR STONE
 THIS PROJECT MEETS THE
 REQUIREMENT



BLDG C NORTH ELEVATION
 SCALE: 1"=10'



BLDG C SOUTH ELEVATION
 SCALE: 1"=10'



BLDG C EAST ELEVATION
 SCALE: 1"=10'

PROJECT NAME:
CREST SELF STORAGE
 LEWISVILLE, TEXAS

OWNER:
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 PLANO, TX 75026
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ARCHITECT: **KSNG ASSOCIATES INC.**
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 1218 CAMINO LAGO
 IRVING, TEXAS 75039
 TEL: (214)697-2580

DRAWING NAME:
 BLDG C ELEVATIONS

DRAWING NO. 1-6-15

A5 OF 5



AWNING
@ APARTMENT



CAST STONE
@ PILASTER CAP



KING SIZE
BRICK



NATURAL
STONE
@ PILASTERS



ARTIFICIAL STONE
ABOVE BASE



ARTIFICIAL STONE
BASE & TRIM



METAL
CANOPY
@ OFFICE



METAL
FENCE



STANDING SEAM
METAL ROOFING



EIFS
@ PARAPET CAP



ALUMINUM
STOREFRONT

MATERIAL BOARD
NOT TO SCALE

PROJECT NAME:
CREST SELF STORAGE
LEWISVILLE, TEXAS

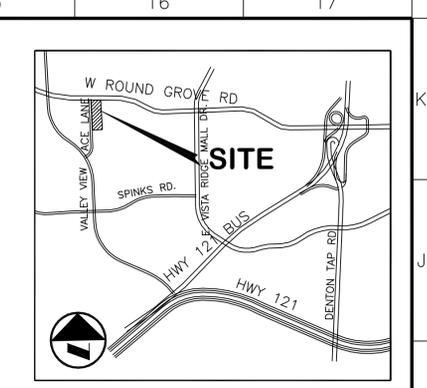
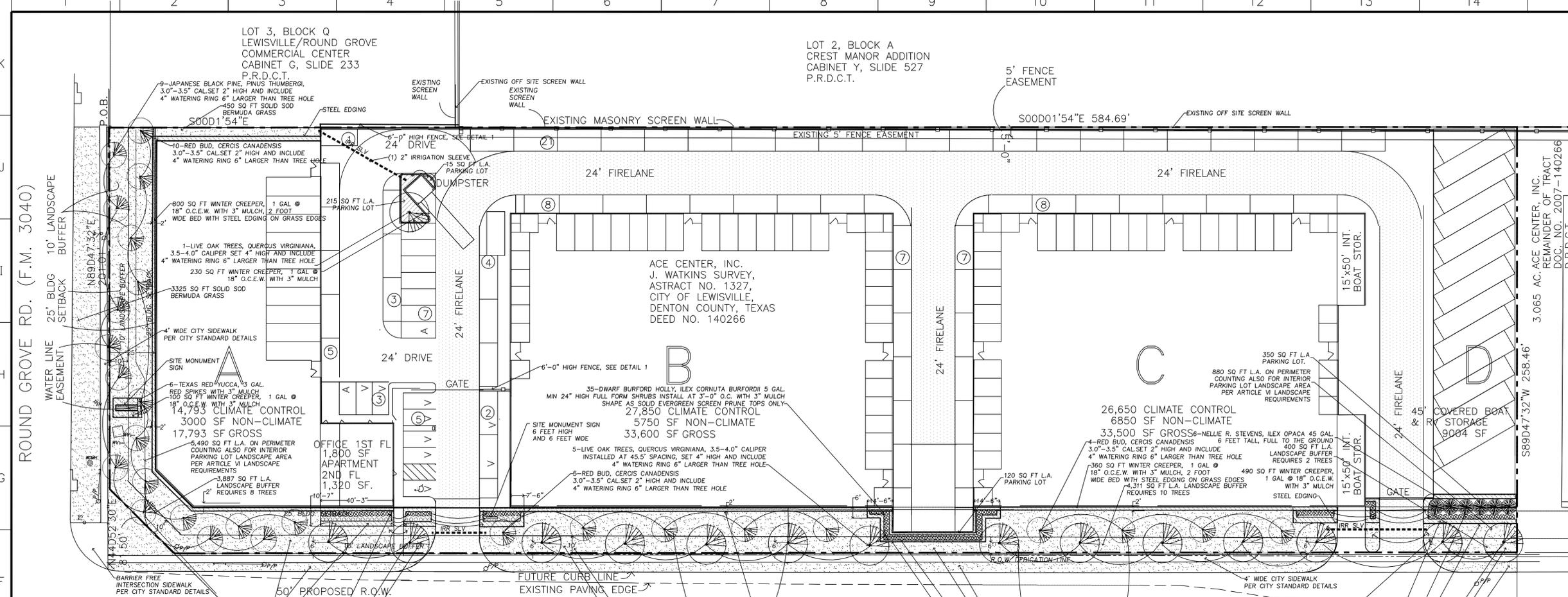
OWNER:
CREST PROPERTY MANAGEMENT
P.O. BOX 280207
PLANO, TX 75026
PHONE: 214-603-0647

ARCHITECT:
KSNQ ASSOCIATES INC.
17330 MARIANNE CIRCLE
DALLAS, TEXAS 75252
TEL. (214)890-7980

CIVIL ENGINEER:
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4205 BELTWAY DRIVE
ADDISON, TEXAS 75001
TEL. (972)661-8187

LANDSCAPE ARCHITECT:
T.H. PRITCHETT/ASSOCIATES
1218 CAMINO LAGO
IRVING, TEXAS 75039
TEL. (214)897-2580

DRAWING NAME: 1-6-15
MATERIAL BOARD

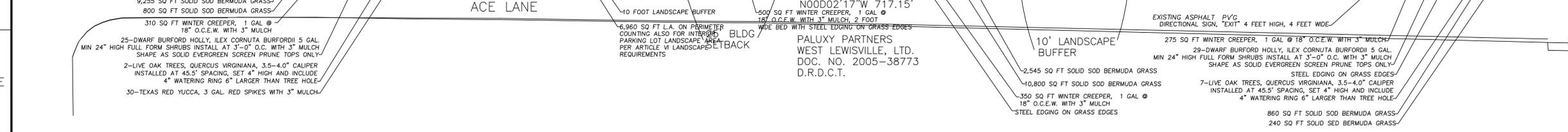


VICINITY MAP
 NOT TO SCALE

OWNER
 CREST PROPERTY
 P.O. BOX 260207
 PLANO, TX 75026
 Phone: (214) 603-0647
 Contact: QUINN CHEN

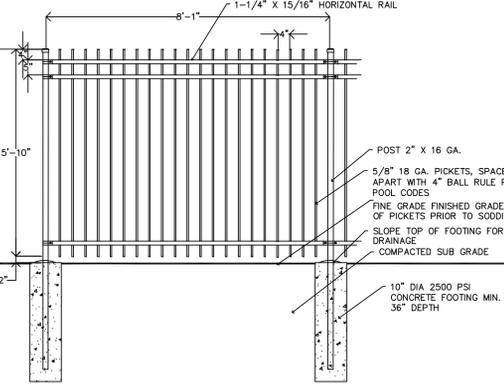
ARCHITECT/APPLICANT
 KNSG Associates
 17330 MARIANNE CIRCLE
 DALLAS, TX 75252
 Phone: (214)-890-7980
 Contact: SAM NG

CIVIL ENGINEER
 VIEW TECH
 4205 BELTWAY DRIVE
 ADDISON, TEXAS 75001
 PHONE: (972) 661-8187
 Contact: ARRON WOLF, P.E.



IRRIGATION AFFIDAVIT

ALL REQUIRED LANDSCAPE AREAS SHALL BE PROVIDED WITH AN AUTO Matic UNDERGROUND IRRIGATION SYSTEM WITH RAIN AND FREEZE SENSORS AND EVAPo-TRANSPIRATIVE (ET) WEATHER BASED CONTROLLERS AND SAID IRRIGATION SYSTEM SHALL BE DESIGNED BY A QUALIFIED PROFESSIONAL AND INSTALLED BY LICENSED IRRIGATOR.

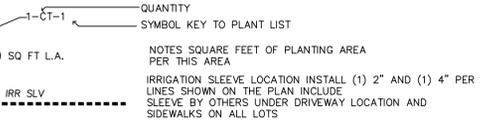


NOTE: FENCE SHOWN AS MANUFACTURED BY AMERISTAR FENCE COMPANY, "MONTAGE GENESIS" STYLE, BLACK COLOR
 ANY VARIATIONS OR SUBSTITUTIONS TO BE SUBMITTED AS DETAILS FOR APPROVAL PRIOR TO FABRICATION. ALL INSTALLATIONS SHALL BE PERMITTED BY THE CITY.

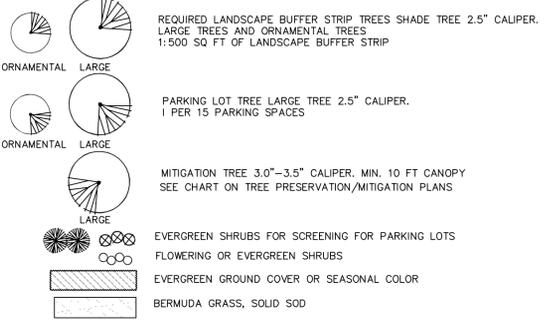
1 SITE 6' HIGH FENCE DETAIL N.T.S.

AMERISTAR
 1555 N. MINCO, TULSA OK. 74116
 1-888-333-3422
 WWW.AMERISTARFENCE.COM

LANDSCAPE PLAN LEGEND



LANDSCAPE ORDINANCE TREE SYMBOLS



CITY OF LEWISVILLE LANDSCAPE REQUIREMENTS

NON-RESIDENTIAL REQUIREMENTS	REQUIRED	PROVIDED
TOTAL GROSS AREA OF THE SITE AREA 4.06 ACRES		176,853 SQ FEET
A. LANDSCAPING ALONG STREET R.O.W. I. THE LANDSCAPE EDGE SHALL BE 10 FEET WIDE ONE (1) CITY APPROVED TREE (2.5 INCH MIN) PER 500 SQ FT OF REQUIRED LANDSCAPE EDGE BUFFER STRIP - 9,220 SQ FT (1) TREE PER 500 SQ FT LARGE TREES ORNAMENTAL TREES TOTAL TREES	YES	14 LIVE OAK 9 JAPANESE BLACK PINE 23 TREES (100%)
II. WHERE PARKING LOTS ABUT LANDSCAPE EDGE, SHRUBS (5 GALLON) MIN. SHALL BE PLANTED PER PER CITY APPROVED SHRUBS 3'-0" SPACING SHRUBS (5 GALLON)	YES	YES, 89 SHRUBS (100%)
B. INTERIOR PARKING LOT LANDSCAPING I. THERE SHALL BE INTERIOR LANDSCAPE PLANTING IN THE PARKING LOTS PARKING LOT AREA INCLUDING DRIVES EXCLUDING COVERED RV & BOAT PARKING TOTAL 58,150 SQ FT (100%)	5,815 SQ FT	14,030 SQ FT (244%)
III. THERE SHALL BE ONE (1) SITE TREE (2.5" CALIPER MIN) FOR (15) PARKING SPACES, TOTAL PARKING SPACES 84 LARGE TREES ORNAMENTAL TREES TOTAL TREES	6 TREES	1 LIVE OAK 19 RED BUD 20 TREES (100%)
IV. ALL LANDSCAPING SHALL BE PROTECTED BY SIX-INCH CONCRETE CURB.	YES	YES

SELECTED PLANT LIST

CONTRACTOR IS TO VERIFY ALL QUANTITIES NOTED AND SQ FT OF GRASS AND BED PREPARATION

QUANTITY	COMMON NAME	BOTANICAL NAME	SIZE
15	LIVE OAK	QUERCUS VIRGINIANA	SINGLE TRUNK, 3.5"-4.0" CAL., 12-14 FT CANOPY HEIGHT
9	ACCENT TREES	PINUS THUMBERGII	3.0-3.5" CAL. 8-10 HIGH, FULL SHAPE
19	JAPANESE BLACK PINE	CERCIS CANADENSIS, RED LEAF	3.0-3.5" CAL. 8-10 HIGH, SINGLE TRUNK FULL HEAD
89	SHRUBS, EVERGREEN	ILEX OPACA, N.R.STEVENS	45 GAL. 50-60" HIGH AT TIME OF PLANTING, FULL TO GROUND
6	DWARF BURFORD HOLLY	ILEX CORNUTA, BURFORDII	5 GAL. 36" HIGH, FULL HEAD, PLANT 1" HIGH AND MULCH, PRUNE LEVEL
36	TEXAS RED YUCCA	HESPERALOE PARVIFOLIA	3 GAL. WITH SPIKES
3415 SQ FT	PURPLE WINTER CREEPER	EUONYMUS FORTUNEI, COLORATA	1 GAL., FULL SPREADING WITH 3" MULCH.
28,275 SQ FT	GRASS	CYNODON DACTYLON,	SOLID SOD, ROLLED SAME DAY AS INSTALLED
	BERMUDA GRASS		

LANDSCAPE PLANTING PLAN

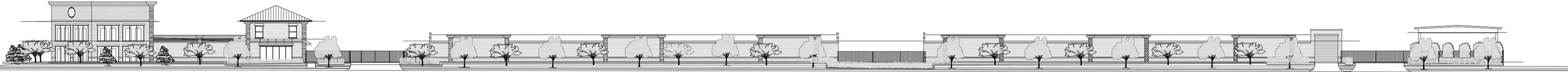
JOB NAME: **CREST SELF STORAGE**
 CITY OF LEWISVILLE, DENTON COUNTY, TEXAS

DRAWING TITLE: **LANDSCAPE PLANTING PLAN**

SCALE: H: 1" = 30'

DATE: 04.09.2015
 PROJECT NO. 2014000

--- of 2

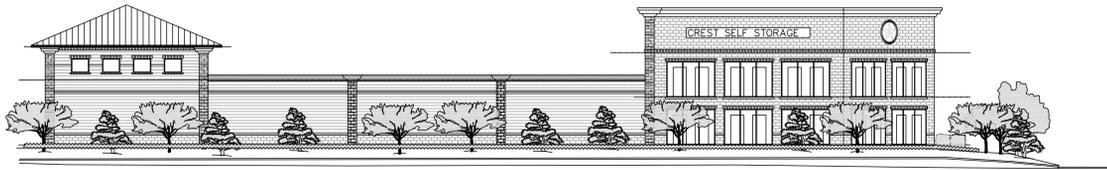


BLDG A WEST ELEVATION

BLDG B WEST ELEVATION

BLDG C WEST ELEVATION

RV & BOAT WEST ELEVATION



BLDG A NORTH ELEVATION - FM 3040

OWNER

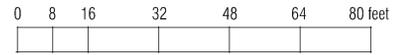
CREST PROPERTY
 P.O. BOX 260207
 PLANO, TX 75026
 Phone: (214) 603-0647
 Contact: QUINN CHEN

ARCHITECT

KSNG Associates
 17330 MARIANNE CIRCLE
 DALLAS, TX 75252
 Phone: (214)-890-7980
 Contact: SAM NG

LANDSCAPE ARCHITECT

T.H.Pritchett / Associates
 LANDSCAPE ARCHITECTS
 1218 CAMINO LAGO
 IRVING, TEXAS 75039
 214-697-2580
 tom@landdesignplan.com



GRAPHIC SCALE 1"=16' , 16 SCALE

ELEVATION ARCHITECTURE AND LANDSCAPE
CREST SELF STORAGE
 CITY OF LEWISVILLE, DENTON COUNTY, TEXAS



EXISTING SOLID MASONRY FENCE



WROUGHT IRON FENCE

NEW SOLID MASONRY FENCE
TO BE IDENTICAL TO EXISTING
MASONRY FENCE

NEW SOLID MASONRY FENCE
TO BE IDENTICAL TO EXISTING
MASONRY FENCE

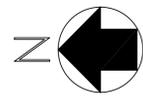
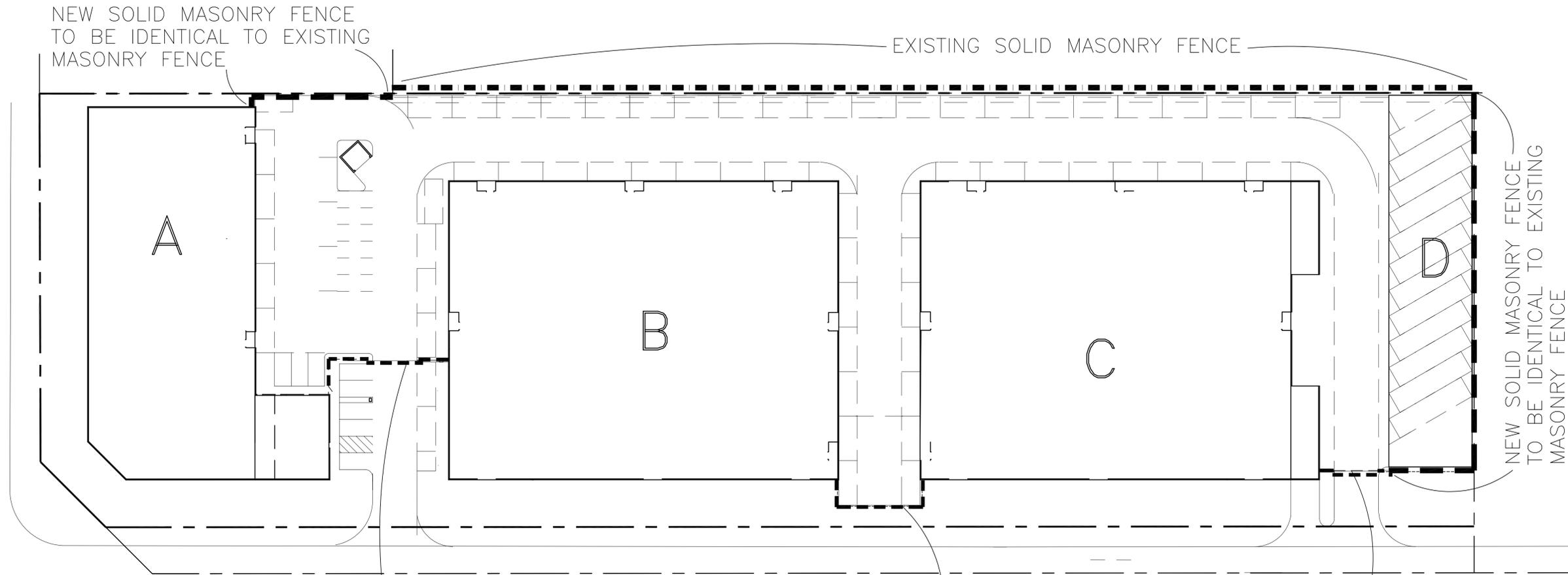
EXISTING SOLID MASONRY FENCE

NEW SOLID MASONRY FENCE
TO BE IDENTICAL TO EXISTING
MASONRY FENCE

WROUGHT IRON FENCE
AND GATE

WROUGHT IRON FENCE

WROUGHT IRON FENCE
AND GATE



AMENDED FENCE LAYOUT DIAGRAM FOR CREST SELF STORAGE

NOTE:
THIS DIAGRAM SHALL SUPERCEDE ALL OTHER INFORMATION
ABOUT THE FENCE LAYOUT.

PROJECT NAME: CREST SELF STORAGE LEWISVILLE, TEXAS	
OWNER: CREST PROPERTY MANAGEMENT P.O. BOX 260207 PLANO, TX 75026 PHONE: 214-603-0647	
ARCHITECT: KSWG ASSOCIATES INC. 17330 MARIANNE CIRCLE DALLAS, TEXAS 75252 TEL: (214)890-7880	CIVIL ENGINEER: VIEWTECH INC. 4205 BELTWAY DRIVE ADDISON, TEXAS 75001 TEL: (972)601-8187
LANDSCAPE ARCHITECT: T.H. PRITCHETT/ASSOCIATES 1218 CAMINO LAGO IRVING, TEXAS 75039 TEL: (214)697-2580	
DRAWING NAME: AMENDED FENCE DIAGRAM	
DRAWING NO.	4-9-15 REV 5-12-15

MEMORANDUM

TO: Melinda Galler, Assistant City Manager

FROM: Russ Kerbow, Police Chief

DATE: June 4, 2015

**SUBJECT: Public Hearing: Consideration of Lewisville Juvenile Curfew Ordinance;
and Consideration of a Resolution to Continue the Current Ordinance.**

BACKGROUND

On September 12, 1994, the City of Lewisville adopted the Juvenile Curfew Ordinance to help combat juvenile crime. Section 370.002 of the Local Government Code requires a review of the Juvenile Curfew Ordinance before the third anniversary of the date of adoption, and every third year thereafter. The last review was conducted in 2012 at the third anniversary year of the date of adoption.

Section 370.002 also requires that the City Council review the ordinance and its effects on the community. The Council is to address problems the ordinance was intended to remedy, to conduct public hearings on the need to continue the ordinance, and to abolish, continue or modify the ordinance. Should the Council fail to conduct the review, the ordinance will expire. The first public hearing was held on June 1, 2015.

ANALYSIS

Lewisville Police Department officers continue to use the Juvenile Curfew Ordinance as a tool to combat juvenile crime. Curfew hours are 11:00 p.m. on any Sunday, Monday, Tuesday, Wednesday, or Thursday until 6:00 a.m. of the following day; and 12:01 a.m. until 6:00 a.m. on any Saturday or Sunday. Police supervisors believe strongly that the ordinance is effective and positively affects the control of juvenile crime. Effective ordinances establish rules that help Lewisville neighborhoods continue to thrive. A study on the effectiveness of juvenile curfew laws on crime prevention recognizes that juvenile crime and victimization reductions do occur by keeping children off the street.¹ A spillover effect of a curfew ordinance is in providing parents with a tool to aid them in keeping their children off the street at night and under better supervision. The number of juveniles observed during curfew hours since the passage of this ordinance has reduced. Police enforcement activity of the curfew ordinance is as follows:

¹ Adams, Kenneth. 2003. The Effectiveness of Juvenile Curfews at Crime Prevention. *The Annals of the American Academy*, 587: 136-159.

Year	Number of Curfew Warnings to Juveniles	Number of Actual Citations Issued for Violation of Curfew Ordinance	Total
1994	21	20	41
1995	119	20	139
1996	67	36	103
1997	85	25	110
1998	67	42	109
1999	61	85	146
2000	58	69	127
2001	85	55	140
2002	5	49	54
2003	0	69	69
2004	7	142	149
2005	12	67	79
2006	28	101	129
2007	15	109	124
2008	8	84	92
2009	11	20	31
2010	5	11	16
2011	3	15	18
2012	10	27	37
2013	6	15	21
2014	5	8	13

The City Attorney recommended holding two public hearings. The first public hearing was held on June 1, 2015. The second public hearing is to be held on June 15, 2015.

RECOMMENDATION

It is City staff’s recommendation that the City Council conduct the public hearing and approve to continue the City Juvenile Curfew Ordinance.

ORDINANCE NO. 1970-9-94

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, AMENDING CHAPTER 8, ARTICLE II. CURFEW, OF THE CODE OF ORDINANCES OF THE CITY OF LEWISVILLE, TEXAS BY CHANGING VARIOUS PROVISIONS RELATING THERETO; PROVIDING A PENALTY CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Lewisville has determined that for the health, welfare and safety of its citizens, certain amendments to Chapter 8, Article II. Curfew, of the Code of Ordinances of the City of Lewisville, Texas are necessary to conform with recent Court decisions;

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

SECTION I.

AMENDMENTS

Chapter 8, Article II. Curfew, of the Code of Ordinances of the City of Lewisville is hereby amended by deleting the current language of Sections 8-26 through 8-34 in its entirety and in its place inserting a new Section 8-26 as follows:

"Sec. 8-26. Curfew Hours for Minors.

(a) Definitions. In this section:

(1) CURFEW HOURS means:

- (A) 11:00 p.m. on any Sunday, Monday, Tuesday, Wednesday, or Thursday until 6:00 a.m. of the following day; and
- (B) 12:01 a.m. until 6:00 a.m. on any Saturday or Sunday.

- (2) EMERGENCY means an unforeseen combination of circumstances or the resulting state that calls for immediate action. The term includes, but is not limited to, a fire, a natural disaster, an automobile accident, or any situation requiring immediate action to prevent serious bodily injury or loss of life.
- (3) ESTABLISHMENT means any privately-owned place of business operated for a profit to which the public is invited, including but not limited to any place of amusement or entertainment.
- (4) GUARDIAN means:
 - (A) a person who, under court order, is the guardian of the person of a minor; or
 - (B) a public or private agency with whom a minor has been placed by a court.
- (5) MINOR means any person under 17 years of age.
- (6) OPERATOR means any individual, firm, association, partnership, or corporation operating, managing, or conducting any establishment. The term includes the members or partners of an association or partnership and the officers of a corporation.
- (7) PARENT means a person who is:
 - (A) a natural parent, adoptive parent, or step-parent of another person; or
 - (B) at least 18 years of age and authorized by a parent or guardian to have the care and custody of a minor.
- (8) PUBLIC PLACE means any place to which the public or a substantial group of the public has access and includes, but is not limited to, streets, highways, and the common areas of schools, hospitals, apartment houses, office buildings, transport facilities, and shops.
- (9) REMAIN means to:
 - (A) linger or stay; or

(B) fail to leave premises when requested to do so by a police officer or the owner, operator, or other person in control of the premises.

(10) SERIOUS BODILY INJURY means bodily injury that creates a substantial risk of death or that causes death, serious permanent disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

(b) Offenses.

(1) A minor commits an offense if he remains in any public place or on the premises of any establishment within the city during curfew hours.

(2) A parent or guardian of a minor commits an offense if he knowingly permits, or by insufficient control allows, the minor to remain in any public place or on the premises of any establishment within the city during curfew hours.

(3) The owner, operator, or any employee of an establishment commits an offense if he knowingly allows a minor to remain upon the premises of the establishment during curfew hours.

(c) Defenses.

(1) It is a defense to prosecution under Subsection (b) that the minor was:

(A) accompanied by the minor's parent or guardian;

(B) on an errand at the direction of the minor's parent or guardian, without any detour or stop;

(C) in a motor vehicle involved in interstate travel;

(D) engaged in an employment activity, or going to or returning home from an employment activity, without any detour or stop;

(E) involved in an emergency;

- (F) on the sidewalk abutting the minor's residence or abutting the residence of a nextdoor neighbor if the neighbor did not complain to the police department about the minor's presence;
- (G) attending an official school, religious, or other recreational activity supervised by adults and sponsored by the City of Lewisville, a civic organization, or another similar entity that takes responsibility for the minor, or going to or returning home from, without any detour or stop, an official school, religious, or other recreational activity supervised by adults and sponsored by the City of Lewisville, a civic organization, or another similar entity that takes responsibility for the minor;
- (H) exercising First Amendment rights protected by the United States Constitution, such as the free exercise of religion, freedom of speech, and the right of assembly; or
- (I) married or had been married or had disabilities of minority removed in accordance with Chapter 31 of the Texas Family Code.

(2) It is a defense to prosecution under Subsection (b)(3) that the owner, operator, or employee of an establishment promptly notified the police department that a minor was present on the premises of the establishment during curfew hours and refused to leave.

(d) Enforcement.

Before taking any enforcement action under this section, a police officer shall ask the apparent offender's age and reason for being in the public place. The officer shall not issue a citation or make an arrest under this section unless the officer reasonably believes that an offense has occurred and that, based on any response and other circumstances, no defense in Subsection (c) is present.

(e) Penalties.

(1) A person who violates a provision of this chapter is guilty of a separate offense for each day or part of a day during which the violation is

committed, continued, or permitted. Each offense, upon conviction, is punishable by a fine not to exceed \$500.

- (2) When required by Section 51.08 of the Texas Family Code, as amended, the municipal court shall waive original jurisdiction over a minor who violates Subsection (b)(1) of this section and shall refer the minor to juvenile court."

SECTION II.

REPEALER

Every ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.

SECTION III.

SEVERABILITY

If any section, sentence, clause, or phrase of this Ordinance shall for any reason be held to be invalid, such decision shall not affect the validity of the remaining sections, sentences, clauses, or phrases of this Ordinance, but they shall remain in effect.

SECTION IV.

EFFECTIVE DATE

This Ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by law.

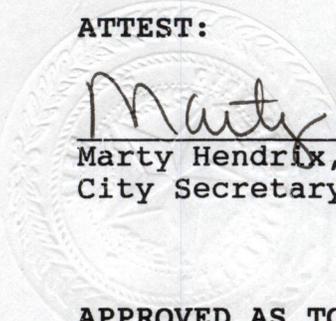
PASSED AND APPROVED by a vote of 3 to 2 on this 15TH day of AUGUST, 1994.

CYNTHIA WHITE, MAYOR PRO TEM
CITY OF LEWISVILLE, TEXAS

ORDINANCE NO. 1970-9-94

PAGE 6

ATTEST:


Marty Hendrix

Marty Hendrix, CMC/AEE
City Secretary

APPROVED AS TO FORM:

Ronald J. Neiman

Ronald J. Neiman
City Attorney

FIRST READING:	<u>AUGUST 15, 1994</u>
SECOND READING:	<u>SEPTEMBER 12, 1994</u>
EFFECTIVE DATE:	<u>SEPTEMBER 19, 1994</u>

LOCAL GOVERNMENT CODE

TITLE 11. PUBLIC SAFETY

SUBTITLE C. PUBLIC SAFETY PROVISIONS APPLYING TO MORE THAN ONE TYPE
OF LOCAL GOVERNMENT

CHAPTER 370. MISCELLANEOUS PROVISIONS RELATING TO MUNICIPAL AND
COUNTY HEALTH AND PUBLIC SAFETY

Sec. 370.001. HEALTH CONTRACTS IN BORDER MUNICIPALITIES OR COUNTIES. The governing body of a municipality or county that has a boundary that is contiguous with the border between this state and the Republic of Mexico may contract with a border municipality or state in the Republic of Mexico to provide or receive health services.

Added by Acts 1991, 72nd Leg., ch. 769, Sec. 1, eff. Aug. 26, 1991.

Sec. 370.002. REVIEW OF JUVENILE CURFEW ORDER OR ORDINANCE.

(a) Before the third anniversary of the date of adoption of a juvenile curfew ordinance by a general-law municipality or a home-rule municipality or an order of a county commissioners court, and every third year thereafter, the governing body of the general-law municipality or home-rule municipality or the commissioners court of the county shall:

(1) review the ordinance or order's effects on the community and on problems the ordinance or order was intended to remedy;

(2) conduct public hearings on the need to continue the ordinance or order; and

(3) abolish, continue, or modify the ordinance or order.

(b) Failure to act in accordance with Subsections (a)(1)-(3) shall cause the ordinance or order to expire.

Added by Acts 1995, 74th Leg., ch. 262, Sec. 96, eff. May 31, 1995.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, APPROVING THE CONTINUATION OF THE JUVENILE CURFEW ORDINANCE, WHICH WAS ORIGINALLY ADOPTED ON SEPTEMBER 12, 1994, AND IS CURRENTLY SET FORTH IN CHAPTER 8, ARTICLE II, OF THE LEWISVILLE CITY CODE.

WHEREAS, the City Council of the City of Lewisville held two public hearings in accordance with provisions of the Local Government Code, Section 370.002, pertaining to a curfew ordinance; and,

WHEREAS, the City Council of the City of Lewisville is of the opinion that the continuation of the curfew ordinance, which was originally adopted on September 12, 1994, and is currently set forth in Chapter 8, Article II, of the City of Lewisville Code of Ordinances, will be beneficial to the welfare and safety of its citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, THAT the City Council hereby approves the continuation of the curfew ordinance, originally adopted on September 12, 1994, as set forth in Chapter 8, Article II, of the City of Lewisville Code of Ordinances.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, ON THIS THE 15TH DAY OF JUNE, 2015.

APPROVED:

Rudy Durham, MAYOR

RESOLUTION NO. _____

Page 2

ATTEST:

Julie Heinze, CITY SECRETARY

APPROVED AS TO FORM:

Lizbeth Plaster, CITY ATTORNEY

MEMORANDUM

TO: Donna Barron, City Manager

FROM: David Salmon, P.E., City Engineer

VIA: Eric Ferris, Assistant City Manager

DATE: June 1, 2015

SUBJECT: **Approval of a Resolution of the City Council of the City of Lewisville, Texas, Authorizing the City to Apply for a Grant for the Improvement of Jones Street From Cowan Avenue to Kealy Avenue, Kealy Avenue From the MKT Railroad to Jones Street and the entrance roadway into LLELA From the Intersection of Jones and Kealy to The Elm Fork Trinity River From The US Department of Transportation Federal Lands Access Program.**

BACKGROUND

The US Department of Transportation has issued a call for projects for the Federal Land Access Program (FLAP) in Texas. The purpose of the subject program is to improve transportation facilities that provide access to, are adjacent to or are located within Federal lands or facilities. Both Jones Street from Cowan Avenue to Kealy Avenue and Kealy Avenue from the MKT Railroad to Jones Street are substandard City streets that provide direct access to the Lake Lewisville Environmental Learning Area (LLELA). The Entrance Road into LLELA from Jones/Kealy to the Elm Fork Trinity River will provide direct access to various activity areas within LLELA. The City has contracted with Halff Associates to complete a grant application as well as provide supporting documents required for the application. A resolution supporting the application is required as part of the application submittal. The City previously applied for and received a FLAP grant in 2014 to improve the roadways within Lake Park. Design of the Lake Park project is nearly complete and construction is scheduled to begin in September of this year.

Applications submitted are evaluated on the following criteria:

- **Support the economic vitality** by enabling global competitiveness, productivity, and efficiency;
- **Increase the safety of the transportation system** for motorized and nonmotorized users;
- **Increase the security** of the transportation system for motorized and nonmotorized users;
- **Increase the accessibility and mobility** of people and for freight;
- **Protect and enhance the environment**, promote energy conservation, improve the quality of life, and promote consistency between transportation improvements and State and local planned growth and economic development patterns;

- **Enhance the integration and connectivity** of the transportation system, across and between modes, for people and freight;
- **Promote efficient system management and operation;** and
- **Emphasize the preservation** of the existing transportation system.

ANALYSIS

The subject grant funds transportation projects that improve access to, adjacent or within Federal lands. The grant covers 80.22% of the project cost including design and construction, thus a 19.78% local match is required. In addition, Design and construction of the subject street segments is estimated at \$4,295,000 requiring an estimated local match of \$849,551. Both Jones Street & Kealy Avenue have been identified as priority projects in the City's upcoming Capital Improvements Plan. Jones Street from Mill Street to Cowan Avenue has already been designed and right of way acquisition is ongoing. That project will be bid as soon as the necessary right of way has been secured in order for construction to be substantially complete before the completion of the Valley Ridge project and required closure of the DART rail crossing just north of the Cowan & Mill intersection. Both Jones Street and Kealy Avenue are high priority streets because of limited access to the north Cowan Neighborhood, especially once the DART rail crossing is removed and both streets provide direct access to LLELA, a key component of the Green Centerpiece identified in the Lewisville 2025 Plan. The entrance roadway into LLELA is currently an asphalt roadway in poor condition providing access to various activity areas within LLELA. Based on the evaluation criteria, successful transportation projects should be multimodal and environmentally sensitive which is also a goal of the Lewisville 2025 Plan, Big Move # 9, Sustainability.

RECOMMENDATION

It is City staff's recommendation that the City Council approve the Resolution as set forth in the caption above.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, AUTHORIZING THE APPLICATION FOR A GRANT FOR THE IMPROVEMENT OF JONES STREET (FROM MILL STREET TO KEALY AVENUE), OF KEALY AVENUE (FROM MKT RAILROAD TO JONES STREET), AND OF THE ENTRANCE ROADWAY INTO THE LAKE LEWISVILLE ENVIRONMENTAL LEARNING AREA FROM THE US DEPARTMENT OF TRANSPORTATION FEDERAL LANDS ACCESS PROGRAM.

WHEREAS, the US Department of Transportation through the Federal Highway Administration has issued a call for projects for the Federal Lands Access Program which funds transportation improvements that provide access to, are adjacent to or are located within federal lands; and

WHEREAS, Jones Street (from Cowan Ave. to Kealy Ave.) and Kealy Avenue (from MKT RR to Jones St.) provide direct access to the Lake Lewisville Environmental Learning Area (LLELA), located on US Corps of Engineers property, and is a key component of the Green Centerpiece identified in the Lewisville 2025 Plan which addresses planned and proposed bicycle and pedestrian connectivity as identified in the 2011 Hike and Bike Trails Master Plan and utilization of Lewisville Lake as a Regional Destination Park and recreational amenity as identified in the 2012 Parks, Recreation and Open Space Master Plan; and

WHEREAS, the entrance roadway into LLELA from the intersection of Jones Street and Kealy Avenue to the Elm Fork Trinity River provides access to various activity areas within LLELA; and

WHEREAS, said segments of Jones Street and Kealy Avenue are substandard city streets and the entrance roadway into LLELA is a narrow asphalt roadway in poor condition, all in need of improvement, hereinafter “the Project”; and

WHEREAS, the City of Lewisville intends to submit a Federal Lands Access Program grant application for the Project to the Federal Highway Administration prior to the July 3, 2015, deadline; and

WHEREAS, the grant application requires submittal of a resolution as part of the application submission.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

1. The City of Lewisville supports the Project as applied for in the Federal Lands Access Program grant.
2. The City of Lewisville will serve as the public sponsor and lead project contact on the Project and agrees to designate a single point of contact for the Project.
3. The City of Lewisville commits to fund or pass through funds from other sources for a minimum local cash match of 19.78% of the total Project cost and will be responsible for any cost overruns.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS ON THE 15TH DAY OF JUNE, 2015.

APPROVED:

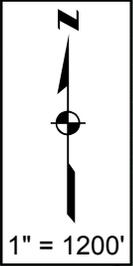
Rudy Durham, MAYOR

ATTEST:

Julie Heinze, CITY SECRETARY

APPROVED AS TO FORM:

Lizbeth Plaster, CITY ATTORNEY



PROPOSED
PROJECT
LIMITS

CORP OF ENGINEERS

JONES

ELM FORK TRINITY
RIVER

COWAN

KEALY

GULF CENTRAL & SANTA FE RAILROAD

VALLEY RIDGE BLVD

TREATMENT PLANT ROAD

PRAIRIE CREEK

ELM FORK TRINITY
RIVER

MILL ST

DCTA RAILWAY

COLLEGE

LOCATION MAP
FOR
JONES & KEALY & CORP OF ENGINEERS

MEMORANDUM

TO: Donna Barron, City Manager

FROM: David Salmon, P.E., City Engineer

DATE: April 20, 2015

SUBJECT: **Approval of a Professional Services Agreement With Dunaway Associates, L.P. in the Amount of \$556,290 for Design and Construction Phase Services Relating to the McKenzie Hembry Neighborhood Improvement Project; Approval of a Total Project Design Budget of \$584,100 Which Includes \$27,810 for Contingencies; and Authorization for the City Manager to Execute the Agreement.**

BACKGROUND

The McKenzie Hembry project consists of replacing asphalt paving with concrete paving, sanitary sewer and water main improvements and adding storm drain and sidewalks where right of way allows within the neighborhood. The project consists of reconstruction of eleven streets located east of Mill Street and south of Purnell Street, including Mesquite, Hembry, Ash, Birch, Sycamore, McKenzie, Allen, Lone Oak, Hardy, Willow and Redbud Streets. This project consists of replacing the existing asphalt pavement with concrete pavement (including curbs where new storm drain is proposed). Streets will be widened to the extent possible based on existing right of way widths while adding storm drain and sidewalk where possible, and making sanitary sewer and water line improvements. All improvements will be constructed within the existing ROW, however some minimal corner clip rights of way or other easements may be necessary. The engineer will prepare a schematic design of proposed street sections to present to the neighborhood residents depicting what can be accomplished for each street, such as sidewalk, widening the pavement, drainage swales or storm sewer extensions. Resident comments will be used to assist in the development of the final street sections. Consideration will be given to extending the pavement on Lone Oak from Allen to Purnell Street if feasible within the existing right of way depending on neighborhood comments. This project supports Big Move No. 4 (Thriving Neighborhoods) from the Lewisville 2025 Vision Plan.

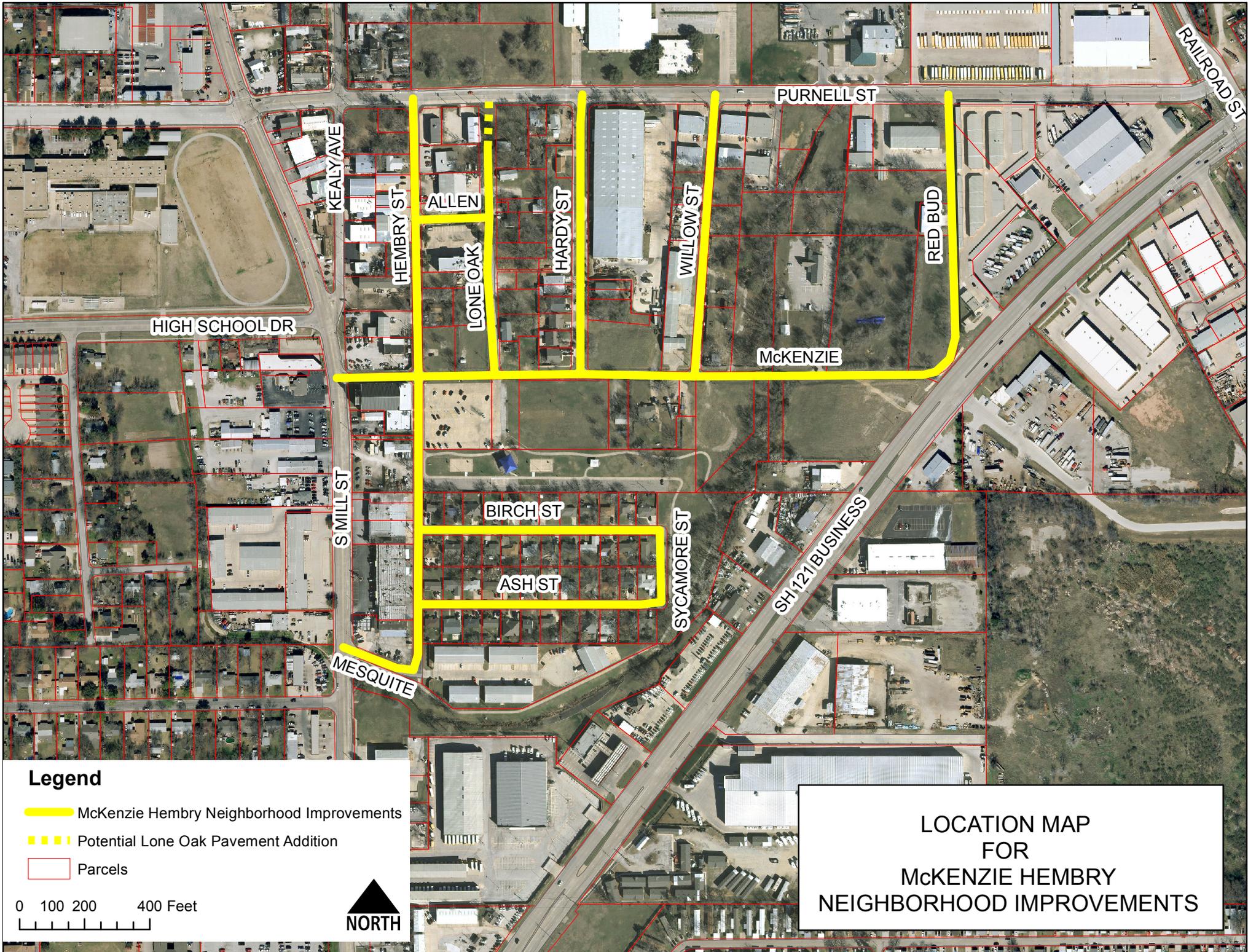
ANALYSIS

The engineer's estimated construction cost is \$4,497,173. Staff has negotiated a Professional Services Agreement with Dunaway Associates, L.P. in the amount of \$556,290 to include preliminary schematics, neighborhood meetings, design services, surveying, subsurface utility exploration, easement preparation and geotechnical investigation. Dunaway was chosen for this project as they have designed large neighborhood rehabilitation projects in the DFW metroplex, and the proposed project manager has previous design experience in Lewisville on Valley Ridge Blvd and Old Orchard Valve Replacement projects with a previous employer. A total amount of \$584,100 is requested, which includes \$27,810 (approximately 5%) for contingencies. Funding for professional services is available in the McKenzie Hembry project. The design timeline for completion is 355 calendar days from notice to proceed and is exclusive of time for City staff reviews.

Subject: PSA with Dunaway Associates, L.P. for McKenzie Hembry
April 20, 2015
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RECOMMENDATION

It is City staff's recommendation that the City Council approve the Professional Services Agreement with Dunaway Associates, L.P. and approve a total project design amount as set forth in the caption above; and authorize the City Manager to execute the agreement.



PROFESSIONAL SERVICES AGREEMENT
for
McKenzie – Hembry Neighborhood Improvements

The City of Lewisville, Texas, hereinafter called City, hereby engages **Dunaway Associates L.P.**, hereinafter called Engineer, to perform professional services in connection with **McKenzie – Hembry Neighborhood Improvements**, hereinafter called Project.

I. PROJECT. The Project Scope and understanding are described below:

A. Project Scope:

McKenzie Street – 1,855 LF of 20' wide asphalt pavement with bar-ditches to be rehabilitated with reinforced concrete pavement from Mill St. to Redbud St. Includes replacement of 1,810 LF of waterline and 560 LF of sanitary sewer line. It is assumed that the bar-ditches will require permanent drainage/slope grading easements along both sides of the roadway. Direction has already been given from City not to replace the existing triple-barrel box culvert underneath McKenzie Street at Timber Creek.

Hembry Street – 1,770 LF of 22' wide asphalt pavement with a mixture of curb and gutter and bar-ditches to be rehabilitated from Mesquite St. to Purnell St. Includes replacement of 1,740 LF of waterline and 1,010 LF of sanitary sewer line. Existing cross-street storm drain bubbler systems will be replaced with traditional storm drain pipe and system.

Mesquite Street – 203 LF of 27' wide asphalt pavement with concrete curb and gutter to be rehabilitated from Mill St. to Hembry St. Includes replacement of 200 LF of waterline and 200 LF of sanitary sewer line. Assumptions are that curb and gutter will not be included along south edge of street to match existing conditions and allow storm water runoff to exit the street ROW and drain into adjacent Timber Creek. Proposing to relocate the waterline within Timber Creek to run within Mesquite Street ROW.

Ash Street – 720 LF of 27' wide asphalt pavement with concrete curb and gutter to be rehabilitated from Hembry St. to Sycamore St. Includes replacement of 760 LF of waterline and 660 LF of sanitary sewer line.

Birch Street – 720 LF of 27' wide asphalt pavement with concrete curb and gutter to be rehabilitated from Hembry St. to Sycamore St. Includes replacement of 760 LF of waterline and 660 LF of sanitary sewer line.

Sycamore Street – 245 LF of 27' wide asphalt pavement with concrete curb and gutter to be rehabilitated from Ash St. to Birch St. Includes replacement of 230 LF of waterline and 225 LF of sanitary sewer line.

Allen Street – 205 LF of 18' wide asphalt pavement and bar-ditches to be rehabilitated from Hembry St. to Lone Oak St. Includes replacement of 205 LF of waterline. Assumptions are that the existing side-yard retaining wall will be replaced along north parkway per City standards. Assumptions are that additional easements will be required due to limited ROW width.

Lone Oak Street – 630 LF of 20' wide asphalt pavement and bar-ditches to be rehabilitated from McKenzie St. to Purnell St. Includes replacement of 870 LF of waterline and 760 LF of sanitary sewer line. Assumptions are that Lone Oak may be extended to Purnell St., if desired by the property owners and the City during the Schematic Phase of the project.

Hardy Street – 830 LF of 20' wide asphalt pavement and bar-ditches to be rehabilitated from McKenzie St. to Purnell St. Includes replacement of 875 LF of waterline and 885 LF of sanitary sewer line. Assumptions are that street can be widened to a 31' back-to-back width, including concrete curb and gutter along entire length of the street.

Willow Street – 840 LF of 22' wide asphalt pavement with a mixture of curb and gutter and bar-ditches to be rehabilitated from McKenzie St. to Purnell St. Includes replacement of 640 LF of waterline and 905 LF of sanitary sewer line.

Red Bud Street – 810 LF of 18' wide asphalt pavement and bar-ditches to be rehabilitated from McKenzie St. to Purnell St. Includes replacement of 1,650 LF of waterline and 810 LF of sanitary sewer line. Assumptions are that additional easements will be required due to limited ROW width.

Paving and General Project Design:

Each street within the limits listed in table above will be reconstructed from an existing asphalt street to a reinforced concrete street, with or without surmountable curb, within existing City right of way (ROW). Easements may be required for drainage and slopes along some streets. Retaining walls may be used within ROW to minimize grading on private property and maximizing street pavement width. Sidewalk may be added where adequate space within existing ROW is available to extend existing sidewalk to ends of streets, or replaced if existing condition warrants replacement. Streets without existing sidewalk will not receive new sidewalk unless a visible beaten path showing use is apparent, and all adjacent owners agree to dedicate adequate ROW. Where proposed sidewalks meet intersections, ramps will be provided at that corner.

Existing driveways will be replaced using concrete within City ROW up to a 24' maximum width, or as directed by the City. Tree removals in the ROW at design conflicts are acceptable. If there are design conflicts with existing trees, Engineer will note these trees on the plans for City approval.

It is understood that three (3) public meetings will be utilized before, during and after the design phase for interaction with local citizens to gain their input on the project,

show them final design, and inform them of construction activities. Engineer will work with City's Franchise Utility Coordinator and affected Franchise Utilities regarding any necessary franchise utility relocations. Project will be bid as one package by City. Engineer will provide construction control staking and verification, and Contractor will provide staking of water, sanitary sewer, storm drain, and street paving. The City will provide a full-time project inspector during construction that Engineer will coordinate with in the field as requested by the City.

An overall phasing plan for all street reconstruction will be prepared and submitted to the City within the plans for each street. Water and sanitary sewer construction will be completed first on one side of the street, and then pavement will be placed over completed utility sections, and then contractor will complete other half of the street construction. After construction is complete, Contractor and City Inspector will provide plan markups to Engineer for record drawings to be prepared based on their field notes.

Water and Sanitary Sewer Design:

It is our understanding that all existing water and sanitary sewer lines will be replaced and upsized to a minimum diameter of 8-inches for each street. Waterlines 8-inches in diameter or larger will have plan and profile sheets prepared. All sanitary sewer lines will have plan and profile sheets prepared. Existing water and sanitary sewer lines will be removed, or abandoned in place, during construction. Existing service lines will be replaced and connected to the new water or sanitary sewer main line within the ROW. Temporary water service will not be required during construction. New meter boxes will be installed with proposed water service lines and connected to existing water meters. Two-way cleanouts shall be placed on the ROW at each new sanitary sewer service. Gravel will be utilized for a temporary driving surface during utility construction in lieu of temporary pavement repair.

The existing 6-inch waterline within Hembry Street will be replaced with an 8" line extending from Mesquite Street to Mill Street where it crosses the creek currently located in City property. If Mesquite Street ROW is adequate, the proposed 8" waterline will be placed in Mesquite Street and the existing 6" waterline abandoned at the Timber Creek channel crossing.

The existing sewer system reach from Sycamore through Willow Street will be evaluated for improvement by TV Video to be performed by City staff. Results will be used by the Engineer as follows:

- Sanitary Sewer in Sycamore Street and mains between houses adjacent to Sycamore Street will be evaluated to determine possible relocations and sizing to place mains in street ROW and tie existing services to the relocated line(s).
- Sanitary Sewer in Willow Street will be evaluated for relocation into Willow Street ROW.

Storm Drain Design:

The existing streets have a mixture of some with curb and gutter, and others without curb and gutter that are using bar-ditches to convey storm water runoff. Based on this observation, as each street is designed, the corresponding drainage component will be evaluated as two (2) possible scenarios; a street section with surmountable curb and gutter and underground storm system, or as a street section with no curb and gutter and using bar-ditches to convey runoff in ultimate 100 year condition. Cost estimates will be prepared for both options. Both options will be designed to contain the 100 year flow in public ROW. Detailed drainage scope is listed in Section II. Engineering Services.

- **Drainage to Purnell Street** – It is assumed that additional underground storm drain pipe may be required along Hembry St., Hardy St., and Willow St. as they were originally designed to connect to the Purnell Street drainage system. Storm drain inlets may be replaced at these street connections to meet the City’s design criteria. The existing drainage system in Purnell Street will be evaluated, taking into account the revised storm water contribution from the new inlets and limitations of the existing system.

II. ENGINEERING SERVICES.**BASIC SERVICES****A. Project Management:**

- Engineer shall provide overall quality control of project design and submittals to City.
- Attend one (1) project kick-off meeting with City Staff to begin project design and establish communication plan with City’s project manager and staff.
- Attend four (4) submittal review meetings at City Hall to discuss City’s review comments for each design submittal.
- Prepare project design schedule and discuss with City staff at kick-off meeting.
- Prepare exhibits and present at a Public Meeting prior to 30% design submittal to get public input, again at final design, and again prior to construction.
- Coordinate and manage team with internal meetings as design progresses.
- Communicate with City on all project aspects throughout the life of the project.

B. Construction Plan Preparation and Submittals:

- **General Plan Sheet Setup** - Plan sheets shall be prepared at 1” = 20’ H scale, 1 = 4’V. All plan submittals to City shall be made on 22” x 34” sheets.
- **Schematic Submittal** - Prepare and present to City staff for approval, large overall schematic exhibits for each street reconstruction segment, including

water, sanitary sewer, and storm drain lines to be replaced or added using survey data. The schematic exhibits will be used during our initial public meeting to show residents the intent of the project and discuss their desires for their individual streets. Revisions will be made to the property exhibits based on staff comments and used for design of construction plans. Included in the schematic will be an option for extending Lone Oak Drive to Purnell St. A cost estimate for each street schematic and/or option will be provided.

Schematic Deliverables:

- Schematic Exhibits one (1) set for public meeting.
 - Opinion of Probable Construction Costs (OPCC) for each street schematic.
- **30% Design Submittal** - Upon approval of Schematic Design, the following services shall be completed:
 - (1) Preliminary cover title page and index of sheets including project limits, area location key map with street limits shown and engineers contact information. Sheet index shall list all potential project sheets and note if sheets are included, or not, with submittal.
 - (2) Typical Sections at 1"=5'H and 1"=2'V showing existing and proposed utilities and paving, and extending beyond existing/proposed ROW/easement enough to show ties to existing slopes.
 - (3) A Project Control Sheet, showing all Control Points and Bench Marks, used or set while gathering data. Generally on a scale of not less than 1:100. The following information shall be indicated for each Control Point: Identified; X, Y and Z Coordinates, in an identified coordinate system, and a referred bearing base. Z coordinate on City Datum only; descriptive location. Control Points shall be set at maximum 300' apart to cover all areas of improvements and located such that they will not be lost during construction.
 - (4) Prepare paving plan/profile sheets showing existing and proposed horizontal alignments, existing and proposed ROW, existing and proposed sidewalks and driveways, proposed lane dimensions, existing drainage structures and surveyed items/topo, City owned and franchise owned utilities, and all existing and proposed items pertinent to the project.
 - (5) Prepare water and sanitary sewer plan/profile sheets per street. The water plan sheets shall identify the existing and proposed water main improvements in the vicinity, and all water appurtenances (i.e. water services, meter boxes, valves, and fire hydrants, etc.) The sewer plan sheets shall identify the existing and proposed sewer main improvement, manholes, clean-outs, and services in the vicinity. Both utilities and storm drain shall be referenced into all utility sheets.

- (6) Preliminary Drainage area map with supporting drainage computations in the City's standard format for entire project limits using the Rational Method. Engineer will delineate the watershed based on contour data and field verification and document existing street, right-of-way, and storm drain capacities for the subject site. A drainage area map will be drawn at maximum 1" = 100' scale from available 2-foot contour data with the contours labeled and surveyed topo. Data source and year will be provided by the City.

A preliminary layout of the proposed storm drainage system will be shown for each street, locating all inlets, manholes, mains, laterals, ditches, driveway and street culverts. Existing and proposed water and sanitary sewer lines shall be referenced into all storm sheets.

All storm drain design and calculations shall conform to City of Lewisville Drainage Criteria Manual, dated April 1988.

- (7) Prepare an estimate of probable construction cost.

30% Deliverables:

- Preliminary Design Drawings and OPCC.
 - Submit two (2) sets of 22" x 34" Plans to City.
- **60% Design Submittal** - Upon approval of the 30% Design, the following services shall be completed:
- 1) Include sheets from the 30% submittal and incorporate all City review comments. Add City project number to all sheets.
 - 2) Prepare General Notes Sheet.
 - 3) Prepare Project Layout Sheet(s) at min 1"=100' showing major items of work with a key map for sheet number references.
 - 4) Prepare removal and abandonment plans, including existing water, sanitary sewer, storm drain, existing concrete flatwork (pavement, sidewalks, and driveways) to be demolished and removed.
 - 5) Update paving plan/profile sheets to show existing and proposed roadway vertical alignments (profiles), including existing grade at right and left ROW, and proposed TC/edge pavement grades. Station and coordinate data for all horizontal alignment P.C.'s, P.T.'s, P.I.'s; station and elevation data of all vertical profile P.C.'s, P.T.'s, P.I.'s, low points, and high points; lengths of vertical curves, grades, K values, e, and vertical clearances where required. Criteria will be based on City standards, and details. Maximum 500 LF each sheet; align centerline Sta. with profile. Include retaining wall design as needed.
 - 6) Prepare driveway profiles and cross sections at 50' Stations using 1"=5' H+V with existing and proposed grades shown extended beyond ROW/easement to show ties to existing.

- 7) Update water and sanitary sewer plan/profile sheets which show the following: proposed water and/or sanitary sewer plan/profile and recommended pipe size, fire hydrants, water service lines and meter boxes, gate valves, isolation valves, manholes, existing fire line locations, existing utilities and utility easements, and all pertinent information needed to construct the project. Legal description (Lot Nos., Block Nos., and Addition Names) along with addresses and property ownership shall be provided on the plan view. Stationing on all P.C.'s, P.T.'s, P.I.'s, manholes, valves, mainline fittings, etc. along the centerline of the pipe will be shown in the same coordinate system as the Control Points.
- 8) Update drainage area map with supporting drainage computations in the City's standard format for project limits. Update drainage area map and prepare detailed drainage divides based on vertical roadway profiles and drainage design.

Prepare calculations regarding street, inlet, and right-of-way capacities and design discharges at selected critical locations will be provided per street. Capacities of proposed storm drain will be calculated and shown. Ditch capacity calculations will be provided per City Criteria.

All locations in the project area where 100-year runoff exceeds available storm drain and right-of-way capacities shall be clearly identified. The Engineer's responsibility includes recommendations for improvements of the existing system as deemed reasonable and consistent with City standards for each street segment.
- 9) Prepare bar-ditch grading and driveway drainage culvert plan sheets per street.
- 10) Prepare preliminary storm drain plan/profile sheets showing location and size of all inlets, manholes, junction boxes, culverts, headwalls, rip-rap, and piping to include storm drain profiles showing existing and proposed flow lines, flows, lengths and slopes of pipe, top of ground profile over pipe, HGL, 100 year flow capacity, velocity, and connections to existing or proposed storm sewer systems.
- 11) Prepare preliminary traffic control plans (typical).
- 12) Bearings given on all proposed centerlines.
- 13) Coordinate and incorporate S.U.E. into all plan sheets.
- 14) Coordinate with City and Franchise Utility Coordinator to notify Franchise Utility Companies of project design and to obtain plans of existing utilities within the project limits.
- 15) Prepare an estimate of probable construction cost.

60% Deliverables:

- Design Drawings and OPCC.
- City's 30% Comments.

- Submit two (2) sets of 22" x 34" Plans to City.
- **90% Design Submittal:** - Upon approval of the 60% Design, the following services shall be completed:
 - (1) Include sheets from the 60% submittal and incorporate all City review comments.
 - (2) Finalize paving plan/profile design.
 - (3) Finalize water and sanitary sewer plan/profile design.
 - (4) Finalize bar-ditch grading and driveway culvert plan sheets.
 - (5) Finalize all remaining drainage calculation sheets.
 - (6) Update storm drain plan/profile sheets showing location and size of all inlets, manholes, junction boxes, culverts and piping to include storm drain profiles showing existing and proposed flow lines, flows, lengths and slopes of pipe, top of ground profile over pipe, HGL, 100 year flow capacity, velocity, and connections to existing or proposed storm sewer systems.
 - (7) Prepare construction phasing and sequencing plan sheets for all streets and coordinate with City Staff.
 - (8) Erosion control plans and detail sheets will be prepared.
 - (9) Traffic control plans and detail sheets will be prepared.
 - (10) Prepare details using City Standards to modify for this project.
 - (11) Include all S.U.E. franchise utility information into plan sheets.
 - (12) Prepare technical specifications in addition to City Standard specifications as needed.
 - (13) Prepare exhibits and present design at Public Meeting at 90% design phase to address public comments and feedback.
 - (14) Prepare an estimate of probable construction cost.

90% Deliverables:

- Design Drawings and OPCC.
- City's 60% Comments.
- Submit two (2) sets of 22" x 34" Plans to City.
- **100% Design Submittal:** - Upon approval of the 90% Design, the following services shall be completed:
 - (1) Include all sheets from the 90% submittal and incorporate all final City review comments into Plans and Specifications.
 - (2) Prepare final estimate of probable construction cost.

100% Deliverables:

- Final Signed and Sealed Design Drawings.
- Final OPCC to City.
- Final Technical Specifications.
- City's 90% Comments.
- Submit one (1) set of Final 22" x 34" Plans to City with a half size set on 11" x 17" and a CD with PDF files.

C. Construction Specifications: All standard specifications shall be used for this project and City will prepare specification documents for this project. Engineer shall provide additional technical specifications above and beyond standard specifications as needed for project design. Engineer will provide Final Bid Quantities to City's Project Manager.

D. Bid Phase Services:

- City will bid project and sell contract documents to bidders.
- City will maintain Plan Holder's List.
- Engineer will assist City in plan revisions for City to Issue Addenda as needed to contractors.
- Attend the pre-bid meeting at City Hall.
- Attend bid opening meeting at City Hall as requested.

E. Construction Admin Phase Services:

- Attend a pre-construction conference meeting with City Staff.
- Attend a public meeting with City and Contractor, and supply exhibits as needed.
- Engineer will make as a minimum one (1) site visit per-month during construction and submit a report to the City with invoicing.
- Engineer will assist City with shop drawing reviews as needed for special specified work.
- Engineer will address RFI's or Change Order requests during construction, as needed.
- Attend a final walk-through inspection of the project with City Inspector and Contractor.
- Prepare record drawings based on contractor's field markups and submit one (1) set of 22" x 34" final Mylar Plans to the City for their record with a CD of tiff file.

SPECIAL SERVICES

A. Design Survey: Topographical survey of approximately 8,828 linear feet of street, 9,540 LF of waterline, 6,675 Lf of sanitary sewer line and storm drain systems. This

survey will include all features within the right-of-way width of these streets including trees, shrubs, planters, mail boxes, etc., and include the area up to 20 feet outside of said right-of-way on either side of the road. This survey also includes all above ground evidence of underground utilities and a survey of the markings provided by Texas 811 line locates. Surveyor will coordinate with line location service to get all known franchise utilities tied down in the field.

Add vertical bench marks for all construction within 300', and temporary bench marks throughout project. Existing property corners, iron pins, etc. shall be tied into established existing ROW. Prior to surveying on private property, the surveyor shall obtain oral permission from the property owners and/or tenant. If permission cannot be obtained, the City will assist or other arrangements worked out.

- B. Construction Staking:** During the construction phase, the Consultant shall provide construction control staking for use by the contractor. Control monumentation shall be checked and/or re-established. Offset line and grade stakes for pavement back of curb, storm drain, water, sanitary sewer, including appurtenances will be set by the Contractor. A minimum of five (5) day notice must be given before start of control staking. Any lost or destroyed stakes will be replaced at the Contractor's expense. The Consultant shall verify, by survey, line and grade of the proposed improvements as needed to assure the City that the improvements are constructed in accordance with the plans and specifications only when specifically called out to the site by the City. Contractor to provide control and cut-sheets for proposed improvements for Consultant to review prior to construction commencing on improvements under verification review request scenario stated above. The fee provided assumes Consultant will make up to 10 trips to the site to verify construction of proposed improvements as requested by the City, in addition to the control staking task.
- C. Easement Acquisition Documents:** Easement parcel exhibits with metes and bounds descriptions on 8½ x 11 paper shall be prepared by a registered professional land surveyor on a case-by-case basis as needed at a lump sum fee amount for each parcel. Legal and exhibit will be prepared and provided to the City and referenced on the plans, two (2) copies each. City will add necessary cover sheets and will handle easement acquisition with the affected property owners. Due to limited 20' ROW on McKenzie, Allen and Redbud Streets, it is likely that temporary construction and/or slope/drainage easements will be required. Consultant shall prepare an exhibit and legal description for each easement separate document and if requested stake the proposed easement for the owner. For the purposes of the proposal it is assumed that twenty-three (23) easements are required according to the Denton County Appraisal District property records, at a unit price of \$2,000 each.
- D. S.U.E. Services:** Provide Subsurface Utility Exploration services for the project as needed in specific locations that may have a potential conflict with the proposed improvements. Level A potholes and investigation will be performed by the franchise utilities after the Engineer identifies potential conflicts with proposed design. This contract fee does not assume any Level A potholes will be required, but

necessary potholes will be added as authorized by the City during design up to the fee limit provided.

- E. **T.D.L.R. Review:** The addition of sidewalks and ramps must conform to the new TAS and PROWAG Standards and may require TDLR review and approval. Consultant shall engage the services of a State registered accessibility specialist (RAS) to prepare the permit and submit to TDLR including any fees. After construction is complete, the RAS will perform a site inspection for TAS compliance and approve the project.
- F. **Geotechnical Services:** Provide 15 Geotechnical borings extending to a depth of 20' below existing grades. Pavement design recommendations for the entire project limits as shown in overall Scope will be provided including thicker pavement in lieu of lime/cement subgrade slab.

III. COMPENSATION.

Basic Services:

Project Management & QC/QA	-	\$26,770
Schematic Design	-	\$14,960
Design Services – 30%	-	\$80,570
Design Services – 60%	-	\$147,350
Design Services – 90%	-	\$73,640
Design Services – 100%	-	\$14,610
Bid Phase Services	-	\$5,020
Construction Admin Services	-	\$21,640
Project Expenses/Deliverables	-	\$5,625
Total Basic Services =		\$390,185

Special Services:

Design Survey	-	\$65,000
Control Staking	-	\$15,000
Easement Doc Prep (Up to 23 Included)	-	\$46,000
S.U.E. Services	-	\$20,000
T.D.L.R. Review Services	-	\$1,625
Geotechnical Services	-	\$18,480
Total Special Services =		\$166,105

Total Maximum Not to Exceed Fee = \$556,290

Additional Services As-Needed Basis:

Easement or ROW Document Preparation	-	\$2,000 per Each
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Invoices shall be submitted by cover letter from the project engineer on a monthly basis. The letter shall certify that the invoice properly represents work actually done. The City reserves the right to request additional justification prior to payment of any invoice. If satisfactory justification is not received, the City reserves the right to amend the invoice

or to refuse to make payment without incurring penalty or interest. Invoices shall be based on percentage of work completed per identifiable unit of work. The City agrees to make prompt payments for all approved invoices and agrees to pay interest at the rate approved by law for approved invoices not paid within 30 days from the date of approval.

- IV. INSURANCE.** The Consultant agrees to maintain insurance throughout the term of the contract, in accordance with Attachment "A". All Certificates of Insurance shall be kept current and shall be forwarded to the Purchasing Division of the City by cover letter from the Consultant. Insurance certificate must be received and approved prior to commencement of work. The Consultant shall also review and forward certificates covering sub-consultants.
- V. REUSE OF DOCUMENTS.** All documents, including drawings and specifications prepared by the Consultant pursuant to this Agreement, are instruments of service in respect of the Project. They are not intended or represented to be suitable for reuse by the City or others on extensions of the Project or on any other project. Any reuse without written verification or adaptation by the Consultant for the specific purpose intended will be at City's sole risk and without liability or legal exposure to the Consultant from all claims, damages, losses and expenses including attorneys' fees arising out of or resulting therefrom. Any such verification or adaptation will entitle the Consultant to further compensation at rates to be agreed upon by the City and the Consultant.
- VI. OWNERSHIP OF DOCUMENTS.** Original documents, plans, designs, reports and survey notes developed in connection with services performed hereunder belong to, and remain the property of the City, in consideration of which it is mutually agreed that the City will use them solely in connection with the Project, save with the express consent of the Consultant. The Consultant shall retain reproducible copies or electronic files of such documents for at least five (5) years and shall furnish copies to the City for reimbursable costs, if so requested.
- VII. INDEMNIFICATION.** The Consultant shall indemnify and does hereby hold harmless, the City, its agents and employees for and against all claims, damages, losses and expenses, including attorney's fees, arising out of or resulting from the negligent performance of the services on this project performed by the Consultant, its employees, sub-contractors, agents and representatives and others from whom the Consultant is legally liable.
- VIII. TERMINATION.** This Agreement may be terminated without cause at any time prior to completion of the Consultant's services by the City, or by the Consultant with cause, upon seven days written notice to the City at the address of record. Termination shall release each party from all obligations of this Agreement, except as specified in Paragraphs V, VI and VII above. Upon notice of termination, the Consultant shall prepare and submit to City a final invoice within 15 days.
- IX. TIME OF COMPLETION.** A project schedule, shown in Attachment "B" is hereby included in this Professional Services Agreement by reference. The Consultant agrees to

perform the services in accordance with the schedule, to the extent over which the Consultant has control.

X. PROTECTION OF RESIDENT WORKERS. Protection of Resident Workers: The City of Lewisville actively supports the Immigration and Nationality Act (INA) which includes provisions addressing employment eligibility, employment verification, and nondiscrimination. Under the INA, employers may hire only persons who may legally work in the United States (i.e., citizens and nationals of the U.S.) and aliens authorized to work in the U.S. The employer must verify the identity and employment eligibility of anyone to be hired, which includes completing the Employment Eligibility Verification Form (I-9). The Consultant shall establish appropriate procedures and controls so no services under the Contract Documents will be performed by any worker who is not legally eligible to perform such services or employment. The City reserves the right to audit consultant's employment records to verify the existence of a completed Employment Eligibility Verification Form (I-9) for every worker performing services under the Contract Documents. The audit will be at the City's expense.

XI. IMMIGRATION REFORM AND CONTROL ACT

Immigration Reform and Control Act (8 U.S.C. §1324a): The City of Lewisville supports the Immigration Reform and Control Act (IRCA) which is a comprehensive scheme prohibiting the employment of unauthorized aliens in the United States. The Consultant shall submit a declaration, as shown in Attachment "C", signed under penalty of perjury of the laws of the State of Texas stating that it has not been found in violation of IRCA by the United States Attorney General or Secretary of Homeland Security in the preceding five (5) years. The Consultant shall ensure that its Subcontractors submit a declaration signed under penalty of perjury of the laws of the State of Texas stating that they have not been found in violation of IRCA by the United States Attorney General or Secretary of Homeland Security in the preceding five (5) years. The Consultant and its Subcontractors shall at all times during the term of the contract with the City comply with the requirements of IRCA and shall notify the City within fifteen (15) working days of receiving notice of a violation of IRCA. The City may terminate a contract with the Consultant if the City determines that (a) the Consultant or its Subcontractors have been untruthful regarding IRCA violations in the preceding five (5) years; (b) if the Consultant fails to ensure that its Subcontractors submit the aforementioned declaration; or (c) the Consultant or its Subcontractors fail to timely notify the City of an IRCA violation.

XII. ADA COMPLIANCE

All goods and services provided to the City must be compliant with the Americans with Disabilities Act ("ADA") and all regulations promulgated pursuant to the ADA. Consultant will be required to certify compliance, if applicable.

XIII. SUCCESSORS AND ASSIGNS. The City and Consultant each binds itself and its partners, successors, executors, administrators and assigns to the other party of this Agreement and to partners, successors, executors, administrators and assigns of each other in party in respect to all covenants of this Agreement. Neither the City nor the

Consultant shall assign, sublet or transfer its interest in this Agreement without the written consent of the other. Nothing herein shall be construed as giving any right or benefits hereunder to anyone other than the City and the Consultant.

- XIV. DISCLOSURE:** Pursuant to Chapter 176 of the Texas Local Government Code, a person, or agent of a person, who contracts or seeks to contract for the sale or purchase of property, goods, or services with the City of Lewisville must file a completed conflict of interest questionnaire which is available online at www.ethics.state.tx.us. The conflict of interest questionnaire must be filed with the City Secretary of the City of Lewisville no later than the seventh business day after the person or agent begins contract discussions or negotiations with the City of Lewisville or submits to the City of Lewisville an application, response to a request for proposal or bid, correspondence, or another writing related to a potential agreement with the City of Lewisville. An updated conflict of interest questionnaire must be filed in accordance with Chapter 176 of the Local Government Code. An offense under Chapter 176 is a Class C misdemeanor.

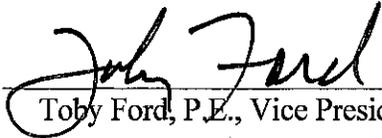
Said person should consult with legal counsel if they have questions regarding its compliance with the requirements of Chapter 176. It is the responsibility of each person or agent who is contracting or seeking to contract with the City of Lewisville to comply with the filing requirements of Chapter 176.

- XV. CLOSURE.** By signature below, the parties to this Agreement hereby bind themselves to the terms stated herein, including all attachments referred to herein.

CITY OF LEWISVILLE, TEXAS

**Approved by the Lewisville
City Council** _____

By: _____
Donna Barron, City Manager

By:  _____
Toby Ford, P.E., Vice President

Attest: _____
Julie Heinze, City Secretary

Attest:  _____
Daniel Tremper P.E.,
Project Manager

Date: _____ Date: 4/8/2015

CITY OF LEWISVILLE
151 West Church Street
Lewisville, Texas 75057

APPROVED AS TO FORM:

Lizbeth Plaster, City Attorney

EXHIBIT A

INSURANCE REQUIREMENTS **PROFESSIONAL SERVICES PROJECTS/CONSULTANTS**

Services for non-construction projects. Consultants or other professionals including: Accountants, Attorneys, Architects, Engineers, Veterinarians, and Medical Doctors.

Vendor shall procure and maintain for the duration of the contract, insurance against claims for injuries to persons or damages to property, which may arise from or in connection with the performance of the work hereunder by the vendor, his agents, representatives, employees or subcontractors. The cost of such insurance shall be included in the Vendor's bid.

A. MINIMUM SCOPE OF INSURANCE

Coverage shall be at least as broad as:

1. ISO Form Number GL 00 01 (Ed 10 01) covering Comprehensive General Liability. "Occurrence" form only, "claim made" forms are unacceptable except for professional liability.
2. Workers' Compensation insurance as required by the Labor Code of the State of Texas, including Employers' Liability Insurance.
3. Automobile Liability – as required by the State of Texas, covering all owned, hired, or non-owned vehicles. Automobile Liability is only required if vehicle(s) will be used under this contract. Coverage not required for delivery services.
4. Professional Liability Insurer, and / or Errors and Omissions.

B. MINIMUM LIMITS OF INSURANCE

Vendor shall maintain throughout contract limits not less than:

1. Commercial General Liability: \$500,000 per occurrence for bodily injury, personal injury and property damage. \$1,000,000 Aggregate Policy will include coverage for:
 - a. Premises – Operations
 - b. Broad Form Contractual Liability
 - c. Products and Completed Operations
 - d. Personal Injury
 - e. Broad Form Property Damage

NOTE: The aggregate loss limit applies to each project.

2. Workers' Compensation and Employer's Liability: Workers' Compensation Statutory limits as required by the Labor Code of the State of Texas and Employer's Liability minimum limits of \$100,000 per injury, \$300,000 per occurrence, and \$100,000 per occupational disease.
3. Automobile Liability - \$500,000 Combined Single Limit. Limits can only be reduced if approved by the Risk Manager or designee.
4. Professional Liability and /or Errors and Omissions - \$500,000 per occurrence. \$1,000,000 Aggregate.

C. DEDUCTIBLES AND SELF-INSURED RETENTIONS

Any deductible or self-insured retentions must be declared to and approved by the City.

D. OTHER INSURANCE PROVISIONS

The policies are to contain, or be endorsed to contain the following provisions:

1. General Liability and Automobile Liability Coverages
 - a. The City, its officers, officials, employees, Boards and Commissions and volunteers are to be added as "Additional Insured" as respects liability arising out of activities performed by or on behalf of the vendor, products and completed operations of the vendor, premises owned, occupied or used by the Consultant. The coverage shall contain no special limitations on the scope of protection afforded to the City, its officers, officials, employees or volunteers. It is understood that the business auto policy under "Who is an Insured" automatically provides liability coverage in favor of the City.
 - b. The vendor's insurance coverage shall be primary insurance as respects the City, its officers, officials, employees and volunteers. Any insurance or self-insurance maintained by the City, its officers, officials, employees or volunteers shall be excess of the vendor's insurance and shall not contribute with it.
 - c. Any failure to comply with reporting provisions of the policy shall not affect coverage provided to the City, its officers, officials, employees, Boards and Commissions or volunteers.
 - d. The vendor's insurance shall apply separately to each insured against whose claim is made or suit is brought, except to the limits of the insured's liability.
2. Workers' Compensation and Employer's Liability Coverage
The insurer shall agree to waive all rights of subrogation against the City, its officers, officials, employees and volunteers for losses arising from work performed by the vendor for the City.
3. All Coverages
Each insurance policy required by this clause shall be endorsed to state that coverage shall not be suspended, voided, canceled or non-renewed by either party, reduced in coverage or in limits except after thirty (30) days prior written notice by certified mail, return receipt requested, has been given the City.
4. Professional Liability and / or Errors and Omissions

“Claims made” policy is acceptable coverage which must be maintained during the course of the project and up to two (2) years after completion and acceptance of the project by the City.

E. ACCEPTABILITY OF INSURERS

The City prefers that Insurance be placed with insurers with an A.M. Best’s rating of no less than **A-:VI, or, A or better** by Standard and Poors. Professional Liability carriers will need to be approved by the Risk Manager.

F. VERIFICATION OF COVERAGE

Consultant shall furnish the City with certificates of insurance affecting coverage required. The certificates for each insurance policy are to be signed by a person authorized by that insurer to bind coverage on its behalf. Certificates of Insurance similar to the ACCORD Form are acceptable. City will not accept Memorandums of Insurance or Binders as proof of insurance. The City reserves the right to require complete, certified copies of all required insurance policies at any time.

G. HOLD HARMLESS AND INDEMNIFICATION

The Consultant shall indemnify and does hereby hold harmless, the City, its agents and employees for and against all claims, damages, losses and expenses, including attorney’s fees, arising out of or resulting from the negligent performance of the services on this project performed by the Consultant, its employees, sub-consultant, agents and representatives and others from whom the Consultant is legally liable.

H. PROOF OF INSURANCE

Consultant is required to submit proof of insurance on a form acceptable to the City of Lewisville. Certificates of Insurance similar to the ACCORD form are acceptable. City will not accept Memorandums of Insurance or Binders as proof of insurance. City, at its own discretion, may require a copy of any policy presented to the City.

Attachment B
Time of Completion
McKenzie – Hembry Neighborhood Improvements Project

The Consultant agrees to perform its services in accordance with the schedule below, to the extent over which the Consultant has control. The City agrees to review plans and other submittals and to arrange meetings in a timely manner. The project schedule below is exclusive of City review time.

- A. Commencement of Work – The City agrees to issue written authorization to proceed as soon as practical after approval by the Lewisville City Council. The Consultant agrees to commence work in accordance with the Agreement within ten (10) working days following receipt of a written authorization.
- B. Time Line – The following items of work shall be completed within the time line indicated.
1. Begin design survey in the field for each street and corresponding utilities. Prepare topographic survey CAD files in the office after field work. Consultant to have Geotechnical Borings completed in the field and tied down by surveyor for location. Geotechnical Engineer to prepare their report for Consultant's use during design: 50 calendar days from date of written authorization.
 2. Consultant shall prepare Schematic Design Exhibits using survey information for all streets. Prepare for and attend Public Meeting to show residents the intent of the project: 80 calendar days from date of written authorization.
 3. Prepare 30% Design submittal package after approval of Schematic Design, including preparation of preliminary roadway plan/profile sheets, water and sanitary sewer plan/profiles, and drainage area map. An overall construction cost estimate will be prepared to confirm preliminary design: 75 days from date of Schematic design approval.
 4. Prepare 60% Design submittal and incorporate 30% Design review comments from City and prepare updated roadway plan/profile sheets, water and sanitary sewer plan/profiles, and drainage area map. Prepare storm drain plan sheets, removal and abandonment plans, bar-ditch grading sheets, project layout sheets, general notes, preliminary traffic control plans. Authorize S.U.E. Level B services to begin for project in the field and incorporate the S.U.E. survey into the construction plan sheets. Coordinate with Franchise Utility Companies to notify them of the project design. Update cost estimate and submit to the City: 110 days from date of receipt of 30% markups.
 5. Prepare 90% Design submittal of construction plans, bid quantities, technical specifications, construction cost estimate, and City standard details. Finalize traffic control plans and details and erosion control plan and details. Prepare T.D.L.R. submittal package, as needed, and submit to the State. Prepare plans and present design at Public Meeting to address initial public comments and feedback from residents: 60 days from date of receipt of 60% markups.
 6. Prepare 100% Final Design submittal of construction plans, bid quantities, technical specifications, construction cost estimate, and City standard details. Incorporate all remaining City comments: 30 days from date of receipt of 90% markups.
 7. Attend a final Public Meeting prior to Construction to inform residents of construction timeline and upcoming construction events.
 8. Perform construction administration, set control, and generate record drawings in conjunction with City set schedule for construction contract. Closure within 60 days of the date of construction completion.

EXHIBIT C

IMMIGRATION REFORM AND CONTROL ACT

Name of Contractor/Consultant: Dunaway Associates L.P.

Date 3/19/2015

Reference: City of Lewisville
(McKenzie – Hembry Neighborhood Improvements)

As per the requirements of the contract documents, I submit under penalty of perjury of the laws of the State of Texas, that **Dunaway Associates L.P.** has not been found in violation of the Immigration Reform and Control Act (IRCA) by the United States Attorney General of Secretary of Homeland Security in the preceding five (5) years. Additionally, **Dunaway Associates L.P.** will ensure that its subconsultants submit a declaration signed under penalty of perjury of the laws of the State of Texas stating they have not been found in violation of IRCA by the United States Attorney General of Secretary of Homeland Security in the preceding five (5) years.

TOBY FORD - VICE PRESIDENT
Print Name and Title

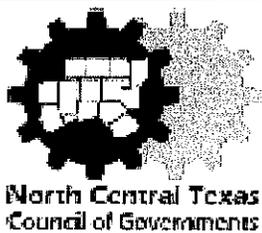
Toby Ford
Authorized Signature

Notary Jarrett County, Texas

By: Clarissa Jarrett Lotman

My Commission Expires: 9/26/2015

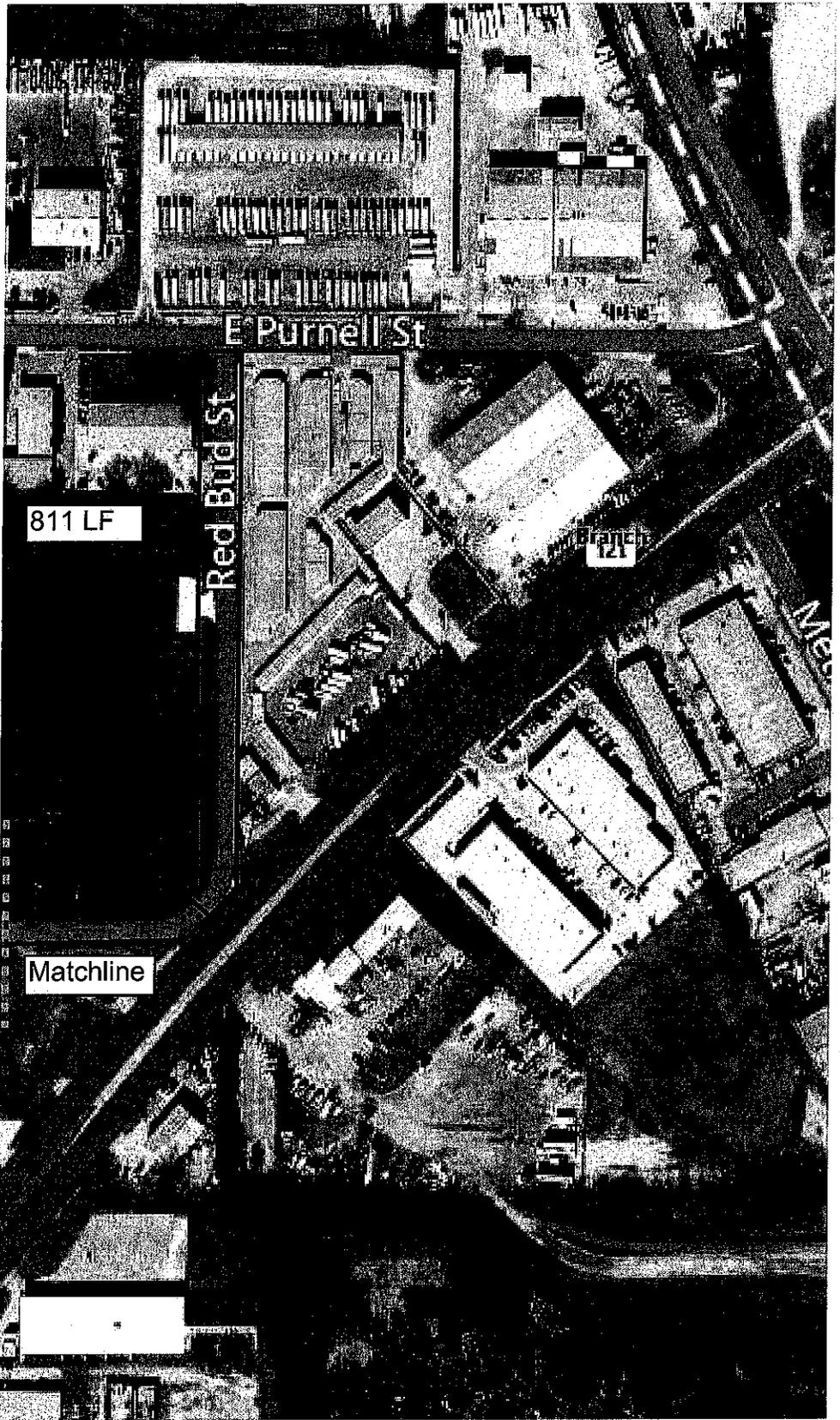




McKenzie - Hembry
DFWMaps.com

DISCLAIMER
This data has been compiled for NCTCOG. Various official and unofficial sources were used to gather this information. Every effort was made to ensure the accuracy of this data, however, no guarantee is given or implied as to the accuracy of said data.



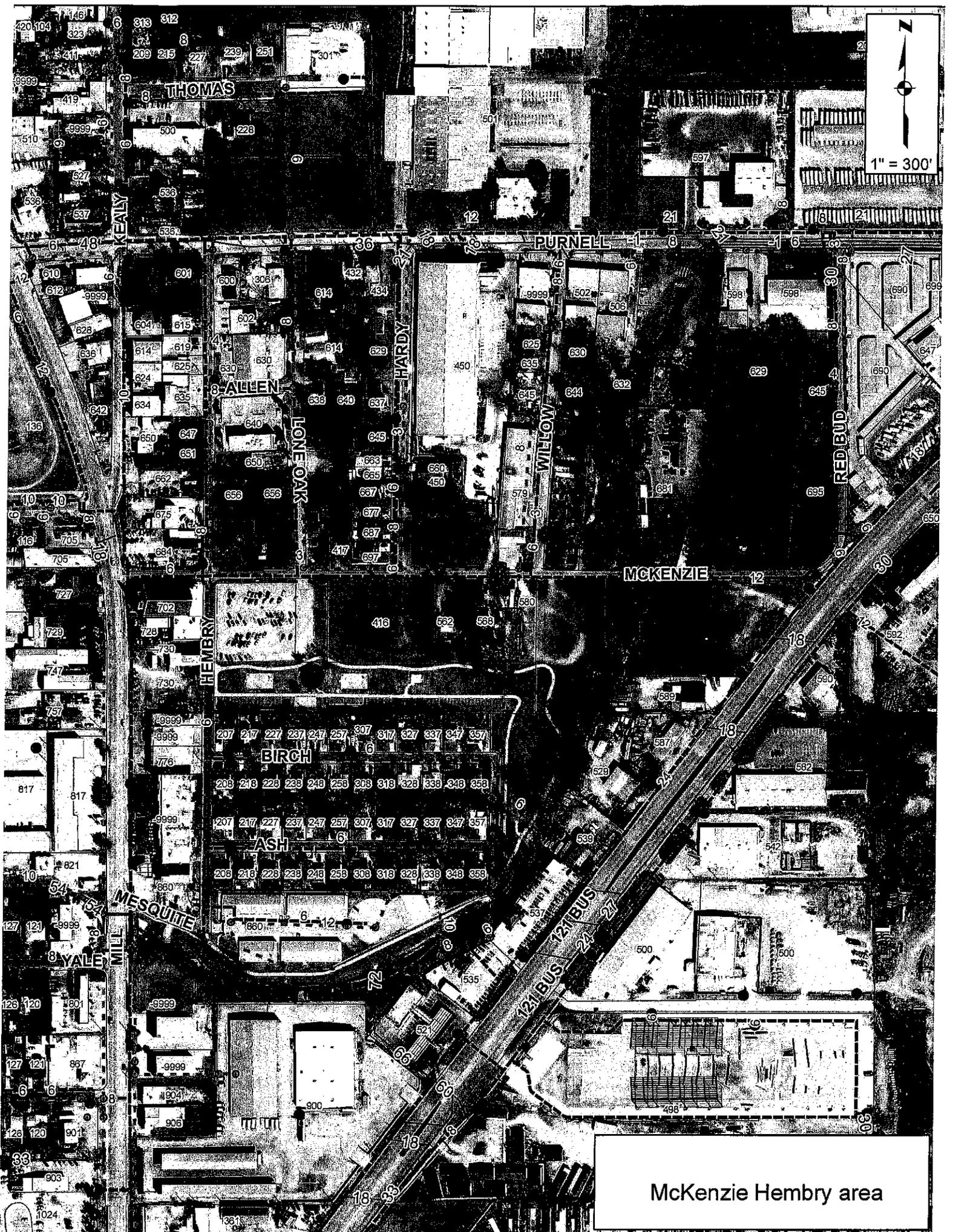


McKenzie - Hembry
DFWMaps.com

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N
1" = 300'

McKenzie Hembray area



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
4/13/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER McLaughlin Brunson Insurance Agency, LLP 12801 North Central Expressway Suite 1710 Dallas TX 75243	CONTACT NAME: Joe A Bryant	
	PHONE (A/C No, Ext): (214) 503-1212	FAX (A/C, No):
E-MAIL ADDRESS:		
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A: Travelers Indemnity Co. of Amer.		25666
INSURER B: Catlin Insurance Company, Inc.		19518
INSURER C:		
INSURER D:		
INSURER E:		
INSURER F:		

INSURED
 Dunaway Associates, LP
 550 Bailey Ave.
 Suite 400
 Fort Worth TX 76107

COVERAGES

CERTIFICATE NUMBER: Cert ID 26290

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
	GENERAL LIABILITY <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC					EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$	
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$	
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$ <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE					EACH OCCURRENCE \$ AGGREGATE \$	
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N N/A	UB3928T484	6/16/2014	6/16/2015	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTH-ER	E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
B	Professional Liability	Y	AED-202046-0415	4/28/2014	4/28/2015	Per Claim	\$ 3,000,000
						Annual Aggregate	\$ 5,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, If more space is required)
 The claims made professional liability coverage is the total aggregate limit for all claims presented within the policy period and is subject to a deductible. Thirty (30) day notice of cancellation in favor of the certificate holder on all policies. A waiver of subrogation is shown in favor of the certificate holder on the workers' compensation policy as required by contract.

CERTIFICATE HOLDER**CANCELLATION**

City of Lewisville
 151 West Church Street
 Lewisville TX 75057

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE
Joe A. Bryant

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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

4/13/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Higginbotham Insurance Agency, Inc. 500 W. 13th Street Fort Worth TX 76102	CONTACT NAME: Amanda Villanueva PHONE (A/C No. Ext): 800-728-2374 E-MAIL ADDRESS: avillanueva@higginbotham.net	FAX (A/C No.): 817-347-6981
	INSURER(S) AFFORDING COVERAGE	
INSURED DUNAW22 Dunaway Associates LP 550 Bailey Ave, #400 Fort Worth TX 76107	INSURER A: State Automobile Mutual Ins Co.	NAIC # 25135
INSURER B:		
INSURER C:		
INSURER D:		
INSURER E:		
INSURER F:		

COVERAGES

CERTIFICATE NUMBER: 53995008

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

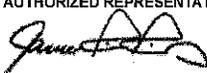
INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Limited Cont Liab <input checked="" type="checkbox"/> XCU not excluded GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC			BOP275400601	6/16/2014	6/16/2015	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$1,000,000 MED EXP (Any one person) \$10,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000 \$
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS			BAP2382981	6/16/2014	6/16/2015	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$			CXS211863901	6/16/2014	6/16/2015	EACH OCCURRENCE \$5,000,000 AGGREGATE \$5,000,000 \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y/N	N/A			<input type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
A	Contractor's Equipment			BOP275400601	6/16/2014	6/16/2015	See Schedule Below ACV Ded \$1,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

The General Liability and Automobile Liability policy includes a blanket automatic additional insured endorsement that provides additional insured status (GL includes completed operations) and a blanket waiver of subrogation endorsement to the certificate holders only when there is a written contract between the named insured and the certificate holder that requires such status.

The General Liability policy has a blanket Primary & Non Contributory endorsement that affords that coverage to certificate holders only where there is a written contract between the Named Insured and the certificate holder that requires such status.
See Attached...

CERTIFICATE HOLDER**CANCELLATION**

City of Lewisville 151 West Church Street Lewisville TX 75057	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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OPINION OF PROBABLE CONSTRUCTION COSTS - SUMMARY

ENGINEERING DESIGN SERVICES ASSOCIATED WITH
 STREET RECONSTRUCTION, WATER, SANITARY SEWER, AND STORM DRAIN IMPROVEMENTS
MCKENZIE - HEMBRY NEIGHBORHOOD IMPROVEMENTS
 CONCRETE STREET OPTION

	McKenzie Street	Hembry Street	Mesquite Street	Ash Street	Birch Street	Sycamore Street	Allen Street	Lone Oak Street	Hardy Street	Willow Street	Red Bud Street	TOTALS
WATER IMPROVEMENTS	\$ 155,977	\$ 159,748	\$ 22,110	\$ 81,400	\$ 81,400	\$ 20,584	\$ 15,091	\$ 89,554	\$ 79,674	\$ 92,862	\$ 129,319	\$ 927,718
SANITARY SEWER IMPROVEMENTS	\$ 42,251	\$ 118,110	\$ 21,120	\$ 82,385	\$ 79,800	\$ 72,161	N/A	\$ 86,306	\$ 90,685	\$ 100,778	\$ 82,151	\$ 775,746
STORM DRAIN/GRADING IMPROVEMENTS	\$ 90,987	\$ 39,527	N/A	\$ 17,820	\$ 17,820	\$ 45,403	\$ 1,253	\$ 42,779	\$ 62,343	\$ 84,718	\$ 23,681	\$ 426,330
PAVING IMPROVEMENTS	\$ 368,054	\$ 496,543	\$ 74,056	\$ 227,253	\$ 224,429	\$ 88,252	\$ 70,384	\$ 154,321	\$ 304,613	\$ 201,430	\$ 158,043	\$ 2,367,379
TOTALS	\$ 657,269	\$ 813,927	\$ 117,286	\$ 408,858	\$ 403,449	\$ 226,400	\$ 86,728	\$ 372,959	\$ 537,315	\$ 479,788	\$ 393,194	\$ 4,497,173

OPINION OF PROBABLE CONSTRUCTION COSTS - WATER

ENGINEERING DESIGN SERVICES ASSOCIATED WITH
STREET RECONSTRUCTION, WATER, SANITARY SEWER, AND STORM DRAIN IMPROVEMENTS
MCKENZIE - HEMBRY NEIGHBORHOOD IMPROVEMENTS

PAY ITEM	ITEM DESCRIPTION	UNIT	UNIT PRICE	McKenzie		Hembry		Mesquite		Ash		Birch		Sycamore		Allen	
				QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT
1	3/4" copper service w/ meter box	EA	\$ 1,100.00	3	\$ 3,300	18	\$ 19,800	0	\$ -	24	\$ 26,400	24	\$ 26,400	0	\$ -	0	\$ -
2	8-Inch PVC Waterline	LF	\$ 42.00	0	\$ -	1,740	\$ 73,080	200	\$ 8,400	760	\$ 31,920	760	\$ 31,920	230	\$ 9,660	205	\$ 8,610
3	12-Inch PVC Waterline	LF	\$ 53.00	1,810	\$ 95,930	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
4	Abandon existing waterline	LF	\$ 10.00	1,810	\$ 18,100	1,740	\$ 17,400	200	\$ 2,000	760	\$ 7,600	760	\$ 7,600	230	\$ 2,300	205	\$ 2,050
5	8-Inch Gate Valve	EA	\$ 1,350.00	0	\$ -	6	\$ 8,100	1	\$ 1,350	1	\$ 1,350	1	\$ 1,350	1	\$ 1,350	2	\$ 2,700
6	12-Inch Gate Valve	EA	\$ 2,150.00	6	\$ 12,900	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
7	Remove Fire Hydrant	EA	\$ 400.00	1	\$ 400	2	\$ 800	0	\$ -	1	\$ 400	1	\$ 400	0	\$ -	0	\$ -
8	Fire Hydrant Assembly with 8"x6" Tapping Sleeve and Valve	EA	\$ 5,000.00	1	\$ 5,000	4	\$ 20,000	1	\$ 5,000	1	\$ 5,000	1	\$ 5,000	1	\$ 5,000	0	\$ -
9	Connect to Existing Water Line	EA	\$ 3,000.00	1	\$ 3,000	1	\$ 3,000	1	\$ 3,000	0	\$ -	0	\$ -	0	\$ -	0	\$ -
10	Trench Safety for Water Lines	LF	\$ 1.75	1,810	\$ 3,168	1,740	\$ 3,045	200	\$ 350	760	\$ 1,330	760	\$ 1,330	230	\$ 403	205	\$ 359
				SUBTOTAL		SUBTOTAL		SUBTOTAL		SUBTOTAL		SUBTOTAL		SUBTOTAL		SUBTOTAL	
				\$ 141,798	\$ 145,225	\$ 20,100	\$ 74,000	\$ 74,000	\$ 74,000	\$ 18,713	\$ 13,719						
				10% CONT.	10% CONT.	10% CONT.	10% CONT.	10% CONT.	10% CONT.	10% CONT.	10% CONT.	10% CONT.	10% CONT.	10% CONT.	10% CONT.	10% CONT.	10% CONT.
				\$ 14,180	\$ 14,523	\$ 2,010	\$ 7,400	\$ 7,400	\$ 7,400	\$ 1,871	\$ 1,372						
				TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	
				\$ 155,977	\$ 159,748	\$ 22,110	\$ 81,400	\$ 81,400	\$ 81,400	\$ 20,584	\$ 15,091						

OPINION OF PROBABLE CONSTRUCTION COSTS - WATER

ENGINEERING DESIGN SERVICES ASSOCIATED WITH
STREET RECONSTRUCTION, WATER, SANITARY SEWER, AND STORM DRAIN IM
MCKENZIE - HEMBRY NEIGHBORHOOD IMPROVEMENTS

PAY ITEM	ITEM DESCRIPTION	UNIT	UNIT PRICE	Lone Oak		Hardy		Willow		Red Bud		TOTALS	
				QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY TOTAL	TOTAL
1	3/4" copper service w/ meter box	EA	\$ 1,100.00	18	\$ 19,800	13	\$ 14,300	12	\$ 13,200	4	\$ 4,400	116	\$ 127,600
2	8-Inch PVC Waterline	LF	\$ 42.00	870	\$ 36,540	875	\$ 36,750	640	\$ 26,880	825	\$ 34,650	7,105	\$ 298,410
3	12-Inch PVC Waterline	LF	\$ 53.00	0	\$ -	0	\$ -	320	\$ 16,960	825	\$ 43,725	2,955	\$ 156,615
4	Abandon existing waterline	LF	\$ 10.00	870	\$ 8,700	875	\$ 8,750	960	\$ 9,600	1,650	\$ 16,500	10,060	\$ 100,600
5	8-Inch Gate Valve	EA	\$ 1,350.00	3	\$ 4,050	2	\$ 2,700	2	\$ 2,700	2	\$ 2,700	21	\$ 28,350
6	12-Inch Gate Valve	EA	\$ 2,150.00	0	\$ -	0	\$ -	0	\$ -	2	\$ 4,300	8	\$ 17,200
7	Remove Fire Hydrant	EA	\$ 400.00	2	\$ 800	1	\$ 400	1	\$ 400	1	\$ 400	10	\$ 4,000
8	Fire Hydrant Assembly with 8"x6" Tapping Sleeve and Valve	EA	\$ 5,000.00	2	\$ 10,000	1	\$ 5,000	2	\$ 10,000	1	\$ 5,000	15	\$ 75,000
9	Connect to Existing Water Line	EA	\$ 3,000.00	0	\$ -	1	\$ 3,000	1	\$ 3,000	1	\$ 3,000	6	\$ 18,000
10	Trench Safety for Water Lines	LF	\$ 1.75	870	\$ 1,523	875	\$ 1,531	960	\$ 1,680	1,650	\$ 2,888	10,060	\$ 17,605
				SUBTOTAL	\$ 81,413	SUBTOTAL	\$ 72,431	SUBTOTAL	\$ 84,420	SUBTOTAL	\$ 117,563	SUBTOTAL	\$ 843,380
				10% CONT.	\$ 8,141	10% CONT.	\$ 7,243	10% CONT.	\$ 8,442	10% CONT.	\$ 11,756	10% CONT.	\$ 84,338
				TOTAL	\$ 89,554	TOTAL	\$ 79,674	TOTAL	\$ 92,862	TOTAL	\$ 129,319	TOTAL	\$ 927,718

TOTAL FOR WATER IMPROVEMENTS \$ 927,718

OPINION OF PROBABLE CONSTRUCTION COSTS - SANITARY SEWER

ENGINEERING DESIGN SERVICES ASSOCIATED WITH
 STREET RECONSTRUCTION, WATER, SANITARY SEWER, AND STORM DRAIN IMPROVEMENTS
MCKENZIE - HEMBRY NEIGHBORHOOD IMPROVEMENTS

Added 1 MH for offsite SS

PAY ITEM	ITEM DESCRIPTION	UNIT	UNIT PRICE	McKenzie		Hembry		Mesquite		Ash		Birch		Sycamore		Allen	
				QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT
1	8-Inch PVC SDR-35 Sanitary Sewer Line	LF	\$ 47.00	560	\$ 26,320	1,210	\$ 56,870	200	\$ 9,400	660	\$ 31,020	660	\$ 31,020	725	\$ 34,075	0	\$ -
2	Abandon Existing Sanitary Sewer Lines and Fill with Grout	LF	\$ 10.00	560	\$ 5,600	1,210	\$ 12,100	200	\$ 2,000	660	\$ 6,600	660	\$ 6,600	725	\$ 7,250	0	\$ -
3	4-Foot Diameter Standard Sanitary Sewer Manhole	EA	\$ 4,000.00	0	\$ -	3	\$ 12,000	1	\$ 4,000	3	\$ 12,000	2	\$ 8,000	4	\$ 16,000	0	\$ -
4	Remove Existing Sanitary Sewer Manhole	EA	\$ 350.00	0	\$ -	3	\$ 1,050	1	\$ 350	3	\$ 1,050	2	\$ 700	4	\$ 1,400	0	\$ -
5	Inspection-Pre & Post Construction Cleaning & TV	LF	\$ 5.50	560	\$ 3,080	1,210	\$ 6,655	200	\$ 1,100	660	\$ 3,630	660	\$ 3,630	725	\$ 3,988	0	\$ -
6	Trench Safety for Sanitary Sewer Lines	LF	\$ 1.75	560	\$ 980	1,210	\$ 2,118	200	\$ 350	660	\$ 1,155	660	\$ 1,155	725	\$ 1,269	0	\$ -
7	Sanitary Sewer Service Line	EA	\$ 810.00	3	\$ 2,430	18	\$ 14,580	0	\$ -	24	\$ 19,440	24	\$ 19,440	2	\$ 1,620	0	\$ -
8	Connect to Existing Sanitary Sewer Manhole	EA	\$ 2,000.00	0	\$ -	1	\$ 2,000	1	\$ 2,000	0	\$ -	1	\$ 2,000	0	\$ -	0	\$ -
				SUBTOTAL	\$ 38,410	SUBTOTAL	\$ 107,373	SUBTOTAL	\$ 19,200	SUBTOTAL	\$ 74,895	SUBTOTAL	\$ 72,545	SUBTOTAL	\$ 65,601	SUBTOTAL	\$ -
				10% CONT.	\$ 3,841	10% CONT.	\$ 10,737	10% CONT.	\$ 1,920	10% CONT.	\$ 7,490	10% CONT.	\$ 7,255	10% CONT.	\$ 6,560	10% CONT.	\$ -
				TOTAL	\$ 42,251	TOTAL	\$ 118,110	TOTAL	\$ 21,120	TOTAL	\$ 82,385	TOTAL	\$ 79,800	TOTAL	\$ 72,161	TOTAL	\$ -

OPINION OF PROBABLE CONSTRUCTION COSTS - SANITARY

ENGINEERING DESIGN SERVICES ASSOCIATED WITH
STREET RECONSTRUCTION, WATER, SANITARY SEWER, AND STORM DRAIN IM
MCKENZIE - HEMBRY NEIGHBORHOOD IMPROVEMENTS

PAY ITEM	ITEM DESCRIPTION	UNIT	UNIT PRICE	Lone Oak		Hardy		Willow		Red Bud		TOTALS	
				QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT
1	8-Inch PVC SDR-35 Sanitary Sewer Line	LF	\$ 47.00	760	\$ 35,720	885	\$ 41,595	905	\$ 42,535	810	\$ 38,070	7,375	\$ 346,625
2	Abandon Existing Sanitary Sewer Lines and Fill with Grout	LF	\$ 10.00	760	\$ 7,600	885	\$ 8,850	905	\$ 9,050	810	\$ 8,100	7,375	\$ 73,750
3	4-Foot Diameter Standard Sanitary Sewer Manhole	EA	\$ 4,000.00	3	\$ 12,000	3	\$ 12,000	5	\$ 20,000	4	\$ 16,000	28	\$ 112,000
4	Remove Existing Sanitary Sewer Manhole	EA	\$ 350.00	3	\$ 1,050	3	\$ 1,050	5	\$ 1,750	4	\$ 1,400	28	\$ 9,800
5	Inspection-Pre & Post Construction Cleaning & TV	LF	\$ 5.50	760	\$ 4,180	885	\$ 4,868	905	\$ 4,978	810	\$ 4,455	7,375	\$ 40,563
6	Trench Safety for Sanitary Sewer Lines	LF	\$ 1.75	760	\$ 1,330	885	\$ 1,549	905	\$ 1,584	810	\$ 1,418	7,375	\$ 12,906
7	Sanitary Sewer Service Line	EA	\$ 810.00	18	\$ 14,580	13	\$ 10,530	12	\$ 9,720	4	\$ 3,240	118	\$ 95,580
8	Connect to Existing Sanitary Sewer Manhole	EA	\$ 2,000.00	1	\$ 2,000	1	\$ 2,000	1	\$ 2,000	1	\$ 2,000	7	\$ 14,000
				SUBTOTAL	\$ 78,460	SUBTOTAL	\$ 82,441	SUBTOTAL	\$ 91,616	SUBTOTAL	\$ 74,683		\$ 705,224
				10% CONT.	\$ 7,846	10% CONT.	\$ 8,244	10% CONT.	\$ 9,162	10% CONT.	\$ 7,468	10% CONT.	\$ 70,522
				TOTAL	\$ 86,306	TOTAL	\$ 90,685	TOTAL	\$ 100,778	TOTAL	\$ 82,151		\$ 775,746

TOTAL FOR SANITARY SEWER IMPROVEMENTS \$ 775,746

OPINION OF PROBABLE CONSTRUCTION COSTS - STORM DRAIN

ENGINEERING DESIGN SERVICES ASSOCIATED WITH
STREET RECONSTRUCTION, WATER, SANITARY SEWER, AND STORM DRAIN IMPROVEMENTS
MCKENZIE - HEMBRY NEIGHBORHOOD IMPROVEMENTS

PAY ITEM	ITEM DESCRIPTION	UNIT	UNIT PRICE	McKenzie		Hembry		Mesquite		Ash		Birch		Sycamore		Allen	
				1855 lf	AMOUNT	1770 lf	AMOUNT	203 lf	AMOUNT	720 lf	AMOUNT	720 lf	AMOUNT	245 lf	AMOUNT	205 lf	AMOUNT
1	18-Inch Class III RCP (Driveway Culvert)	LF	\$ 58.00	270	\$ 15,660	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
2	21-Inch Class III RCP	LF	\$ 65.00	0	\$ -	30	\$ 1,950	0	\$ -	30	\$ 1,950	30	\$ 1,950	0	\$ -	0	\$ -
3	24-Inch Class III RCP	LF	\$ 70.00	60	\$ 4,200	120	\$ 8,400	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
4	30-inch Class III RCP	LF	\$ 90.00	30	\$ 2,700	0	\$ -	0	\$ -	60	\$ 5,400	60	\$ 5,400	245	\$ 22,050	0	\$ -
5	36-inch Class III RCP	LF	\$ 100.00	30	\$ 3,000	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
6	42-inch Class III RCP	LF	\$ 115.00	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	50	\$ 5,750	0	\$ -
7	18-inch Type B Flared Wings Headwall (At Driveways)	EA	\$ 1,500.00	18	\$ 27,000	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
8	24-inch Type B Flared Wings Headwall	EA	\$ 1,900.00	4	\$ 7,600	2	\$ 3,800	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
9	30-inch Type B Flared Wings Headwall	EA	\$ 2,200.00	2	\$ 4,400	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
10	36-inch Type B Flared Wings Headwall	EA	\$ 2,500.00	2	\$ 5,000	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
11	42-inch Type B Flared Wings Headwall	EA	\$ 3,000.00	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	1	\$ 3,000	0	\$ -
12	Standard 10-Foot Curb Inlet	EA	\$ 3,500.00	0	\$ -	2	\$ 7,000	0	\$ -	0	\$ -	0	\$ -	1	\$ 3,500	0	\$ -
13	Standard 15-Foot Curb Inlet	EA	\$ 4,200.00	0	\$ -	0	\$ -	0	\$ -	2	\$ 8,400	2	\$ 8,400	0	\$ -	0	\$ -
14	4' Square Wye Inlet	EA	\$ 3,750.00	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
15	Inspection-Pre & Post Construction Cleaning & TV	LF	\$ 5.00	390	\$ 1,950	150	\$ 750	0	\$ -	90	\$ 450	90	\$ 450	295	\$ 1,475	0	\$ -
16	Standard 4' Square Junction Box	EA	\$ 4,500.00	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
17	Standard 5' Square Junction Box	EA	\$ 5,500.00	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	1	\$ 5,500	0	\$ -
18	Connect to Existing Storm Drain	EA	\$ 750.00	0	\$ -	1	\$ 750	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
19	Remove Existing Storm Drain Line	LF	\$ 15.00	60	\$ 900	30	\$ 450	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
20	Reinforced Concrete Pavement Trench Repair	SY	\$ 75.00	0	\$ -	40	\$ 3,000	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -
21	Grading of Bar-Ditches and Swales	CY	\$ 10.00	1,031	\$ 10,306	983	\$ 9,833	0	\$ -	0	\$ -	0	\$ -	0	\$ -	114	\$ 1,139
				SUBTOTAL	\$ 82,716	SUBTOTAL	\$ 35,933	SUBTOTAL	\$ -	SUBTOTAL	\$ 16,200	SUBTOTAL	\$ 16,200	SUBTOTAL	\$ 41,275	SUBTOTAL	\$ 1,139
				10% CONTING.	\$ 8,272	10% CONTING.	\$ 3,593	10% CONTING.	\$ -	10% CONTING.	\$ 1,620	10% CONTING.	\$ 1,620	10% CONTING.	\$ 4,128	10% CONTING.	\$ 114
				TOTAL	\$ 90,987	TOTAL	\$ 39,527	TOTAL	\$ -	TOTAL	\$ 17,820	TOTAL	\$ 17,820	TOTAL	\$ 45,403	TOTAL	\$ 1,253

OPINION OF PROBABLE CONSTRUCTION COSTS - STORM DRAIN IMPROVEMENTS

ENGINEERING DESIGN SERVICES ASSOCIATED WITH
STREET RECONSTRUCTION, WATER, SANITARY SEWER, AND STORM DRAIN IMPROVEMENTS
MCKENZIE - HEMBRY NEIGHBORHOOD IMPROVEMENTS

PAY ITEM	ITEM DESCRIPTION	UNIT	UNIT PRICE	Lone Oak		Hardy		Willow		Red Bud		TOTALS	
				QTY	AMOUNT								
1	18-Inch Class III RCP (Driveway Culvert)	LF	\$ 58.00	180	\$ 10,440	0	\$ -	100	\$ 5,800	56	\$ 3,248	606	\$ 35,148
2	21-Inch Class III RCP	LF	\$ 65.00	0	\$ -	90	\$ 5,850	90	\$ 5,850	-	\$ -	270	\$ 17,550
3	24-Inch Class III RCP	LF	\$ 70.00	30	\$ 2,100	415	\$ 29,050	420	\$ 29,400	-	\$ -	1,045	\$ 73,150
4	30-inch Class III RCP	LF	\$ 90.00	0	\$ -	0	\$ -	0	\$ -	-	\$ -	395	\$ 35,550
5	36-inch Class III RCP	LF	\$ 100.00	0	\$ -	0	\$ -	0	\$ -	-	\$ -	30	\$ 3,000
6	42-inch Class III RCP	LF	\$ 115.00	0	\$ -	0	\$ -	0	\$ -	-	\$ -	50	\$ 5,750
7	18-inch Type B Flared Wings Headwall (At Driveways)	EA	\$ 1,500.00	12	\$ 18,000	0	\$ -	6	\$ 9,000	4	\$ 6,000	40	\$ 60,000
8	24-inch Type B Flared Wings Headwall	EA	\$ 1,900.00	2	\$ 3,800	0	\$ -	0	\$ -	-	\$ -	8	\$ 15,200
9	30-inch Type B Flared Wings Headwall	EA	\$ 2,200.00	0	\$ -	0	\$ -	0	\$ -	-	\$ -	2	\$ 4,400
10	36-inch Type B Flared Wings Headwall	EA	\$ 2,500.00	0	\$ -	0	\$ -	0	\$ -	-	\$ -	2	\$ 5,000
11	42-inch Type B Flared Wings Headwall	EA	\$ 3,000.00	0	\$ -	0	\$ -	0	\$ -	-	\$ -	1	\$ 3,000
12	Standard 10-Foot Curb Inlet	EA	\$ 3,500.00	0	\$ -	4	\$ 14,000	4	\$ 14,000	-	\$ -	11	\$ 38,500
13	Standard 15-Foot Curb Inlet	EA	\$ 4,200.00	0	\$ -	0	\$ -	0	\$ -	-	\$ -	4	\$ 16,800
14	4' Square Wye Inlet	EA	\$ 3,750.00	0	\$ -	0	\$ -	0	\$ -	2	\$ 7,500	2	\$ 7,500
15	Inspection-Pre & Post Construction Cleaning & TV	LF	\$ 5.00	210	\$ 1,050	505	\$ 2,525	610	\$ 3,050	56	\$ 280	2,396	\$ 11,980
16	Standard 4' Square Junction Box	EA	\$ 4,500.00	0	\$ -	1	\$ 4,500	1	\$ 4,500	-	\$ -	2	\$ 9,000
17	Standard 5' Square Junction Box	EA	\$ 5,500.00	0	\$ -	0	\$ -	0	\$ -	-	\$ -	1	\$ 5,500
18	Connect to Existing Storm Drain	EA	\$ 750.00	0	\$ -	1	\$ 750	1	\$ 750	-	\$ -	3	\$ 2,250
19	Remove Existing Storm Drain Line	LF	\$ 15.00	0	\$ -	0	\$ -	0	\$ -	-	\$ -	90	\$ 1,350
20	Reinforced Concrete Pavement Trench Repair	SY	\$ 75.00	0	\$ -	0	\$ -	0	\$ -	-	\$ -	40	\$ 3,000
21	Grading of Bar-Ditches and Swales	CY	\$ 10.00	350	\$ 3,500	0	\$ -	467	\$ 4,667	450	\$ 4,500	3,394	\$ 33,944
				SUBTOTAL	\$ 38,890	SUBTOTAL	\$ 56,675	SUBTOTAL	\$ 77,017	SUBTOTAL	\$ 21,528	SUBTOTAL	\$ 387,572
				10% CONTING.	\$ 3,889	10% CONTING.	\$ 5,668	10% CONTING.	\$ 7,702	10% CONTING.	\$ 2,153	10% CONTING.	\$ 38,757
				TOTAL	\$ 42,779	TOTAL	\$ 62,343	TOTAL	\$ 84,718	TOTAL	\$ 23,681	TOTAL	\$ 426,330

TOTAL FOR STORM DRAIN IMPROVEMENTS \$ 426,330

OPINION OF PROBABLE CONSTRUCTION COSTS - PAVING

ENGINEERING DESIGN SERVICES ASSOCIATED WITH
STREET RECONSTRUCTION, WATER, SANITARY SEWER, AND STORM DRAIN IMPROVEMENTS
MCKENZIE - HEMBRY NEIGHBORHOOD IMPROVEMENTS

PAY ITEM	ITEM DESCRIPTION	UNIT	UNIT PRICE	McKenzie 1855 lf x 20'		Hembry 1770 lf x 22'		Mesquite 203 lf x 27'		Ash 720 lf x 27'		Birch 720 lf x 27'		Sycamore 245 lf x 27'		Allen 205 lf x 18'								
				QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT							
1	Project Startup (Not exceed 5% of total bid amount)	LS	\$ 150,000.00	0.09	\$ 13,636	0.09	\$ 13,636	0.09	\$ 13,636	0.09	\$ 13,636	0.09	\$ 13,636	0.09	\$ 13,636	0.09	\$ 13,636							
2	8-Inch Reinforced Concrete Pavement Including Mountable Curb	SY	\$ 42.00	4,122	\$ 173,133	4,327	\$ 181,720	609	\$ 25,578	2,160	\$ 90,720	2,160	\$ 90,720	735	\$ 30,870	410	\$ 17,220							
3	Subgrade Preparation (Scarification and Recompaction)	SY	\$ 3.25	4,534	\$ 14,737	4,720	\$ 15,340	654	\$ 2,126	2,320	\$ 7,540	2,320	\$ 7,540	789	\$ 2,566	456	\$ 1,481							
4	Remove and Replace Mailboxes	EA	\$ 800.00	1	\$ 800	0	\$ -	0	\$ -	3	\$ 2,400	1	\$ 800	0	\$ -	0	\$ -							
5	Remove Existing Storm Drain Inlet	EA	\$ 600.00	2	\$ 1,200	2	\$ 1,200	0	\$ -	1	\$ 600	0	\$ -	0	\$ -	0	\$ -							
6	Concrete Curb and Gutter Removal	LF	\$ 10.00	0	\$ -	1,240	\$ 12,400	260	\$ 2,600	1,440	\$ 14,400	1,440	\$ 14,400	490	\$ 4,900	0	\$ -							
7	Remove Concrete Flatwork (sidewalk, leadwalk, ramps)	SF	\$ 1.25	810	\$ 1,013	13,963	\$ 17,453	75	\$ 94	2,070	\$ 2,588	2,100	\$ 2,625	100	\$ 125	0	\$ -							
8	6-Inch Reinforced Concrete Driveway	SF	\$ 6.50	810	\$ 5,265	11,150	\$ 72,475	75	\$ 488	2,070	\$ 13,455	2,100	\$ 13,650	100	\$ 650	0	\$ -							
9	5-inch standard concrete sidewalk - 5' width	SF	\$ 4.50	0	\$ -	2,813	\$ 12,656	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -							
10	Barrier-Free Sidewalk Ramp (5-Inch Thick Concrete Handicap Accessible Ramp)	EA	\$ 1,450.00	0	\$ -	4	\$ 5,800	0	\$ -	0	\$ -	0	\$ -	0	\$ -	1	\$ 1,450							
11	Retaining Wall Remove & Replace (Max Height 2')	LF	\$ 60.00	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	180	\$ 10,800							
12	Adjust Existing Water Meter Box to Proposed Grade	EA	\$ 75.00	3	\$ 225	18	\$ 1,350	0	\$ -	24	\$ 1,800	24	\$ 1,800	0	\$ -	0	\$ -							
13	Valve Box-Adjustment	EA	\$ 100.00	6	\$ 600	6	\$ 600	1	\$ 100	1	\$ 100	1	\$ 100	1	\$ 100	2	\$ 200							
14	Adjust existing manhole	EA	\$ 600.00	0	\$ -	3	\$ 1,800	1	\$ 600	3	\$ 1,800	2	\$ 1,200	4	\$ 2,400	0	\$ -							
15	4-Inch Depth Topsoil , Block Sodding (10' both sides of Pavement)	SY	\$ 6.00	4,122	\$ 24,733	3,933	\$ 23,600	451	\$ 2,707	1,600	\$ 9,600	1,600	\$ 9,600	544	\$ 3,267	456	\$ 2,733							
16	Metal Beam Guard Fence ~ Remove & Reset	LF	\$ 20.00	450	\$ 9,000	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -	0	\$ -							
17	Pavement-Unclassified Street Excavation ~ Remove	CY	\$ 10.00	1,511	\$ 15,115	1,573	\$ 15,733	218	\$ 2,180	773	\$ 7,733	773	\$ 7,733	263	\$ 2,631	152	\$ 1,519							
18	Traffic Control Including Barriers, Barricades, Detour Signs, Temp Control, etc.	LS	\$ 25,000.00	0.09	\$ 2,273	0.09	\$ 2,273	0.09	\$ 2,273	0.09	\$ 2,273	0.09	\$ 2,273	0.09	\$ 2,273	0.09	\$ 2,273							
19	Erosion Control Measures	LS	\$ 30,000.00	0.09	\$ 2,727	0.09	\$ 2,727	0.09	\$ 2,727	0.09	\$ 2,727	0.09	\$ 2,727	0.09	\$ 2,727	0.09	\$ 2,727							
20	Surveying and Construction Staking	LS	\$ 35,000.00	0.09	\$ 3,182	0.09	\$ 3,182	0.09	\$ 3,182	0.09	\$ 3,182	0.09	\$ 3,182	0.09	\$ 3,182	0.09	\$ 3,182							
21	Tree Removal	EA	\$ 1,000.00	1	\$ 1,000		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -							
22	R.O.W. Preparation	STA	\$ 1,000.00	18.6	\$ 18,550	17.7	\$ 17,700	2.0	\$ 2,030	7.2	\$ 7,200	7.2	\$ 7,200	2.5	\$ 2,450	2.1	\$ 2,050							
23	Remove and Dispose of Asphalt	SY	\$ 11.50	4,122	\$ 47,406	4,327	\$ 49,757	609	\$ 7,004	2,160	\$ 24,840	2,160	\$ 24,840	735	\$ 8,453	410	\$ 4,715							
SUBTOTAL				\$ 334,595	SUBTOTAL				\$ 451,403	SUBTOTAL		\$ 67,324	SUBTOTAL		\$ 206,594	SUBTOTAL		\$ 204,027	SUBTOTAL		\$ 80,230	SUBTOTAL		\$ 63,986
10% CONTING.				\$ 33,459	10% CONTING.				\$ 45,140	10% CONTING.		\$ 6,732	10% CONTING.		\$ 20,659	10% CONTING.		\$ 20,403	10% CONTING.		\$ 8,023	10% CONTING.		\$ 6,399
TOTAL				\$ 368,054	TOTAL				\$ 496,543	TOTAL		\$ 74,056	TOTAL		\$ 227,253	TOTAL		\$ 224,429	TOTAL		\$ 88,252	TOTAL		\$ 70,384

OPINION OF PROBABLE CONSTRUCTION COSTS - PAVING

ENGINEERING DESIGN SERVICES ASSOCIATED WITH
STREET RECONSTRUCTION, WATER, SANITARY SEWER, AND STORM DRAIN IMPROVEMENTS
MCKENZIE - HEMBRY NEIGHBORHOOD IMPROVEMENTS

PAY ITEM	ITEM DESCRIPTION	UNIT	UNIT PRICE	Lone Oak 630 lf x 20'		Hardy 830 lf x 31'		Willow 840 lf x 22'		Red Bud 810 lf x 18'		TOTALS	
				QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT	QTY	AMOUNT
1	Project Startup (Not exceed 5% of total bid amount)	LS	\$ 150,000.00	0.09	\$ 13,636	0.09	\$ 13,636	0.09	\$ 13,636	0.09	\$ 13,636	1	\$ 150,000
2	8-Inch Reinforced Concrete Pavement Including Mountable Curb	SY	\$ 42.00	1,400	\$ 58,800	2,859	\$ 120,073	2,053	\$ 86,240	1,620	\$ 68,040	22,455	\$ 943,115
3	Subgrade Preparation (Scarification and Recompaction)	SY	\$ 3.25	1,540	\$ 5,005	3,043	\$ 9,891	2,240	\$ 7,280	1,800	\$ 5,850	24,417	\$ 79,355
4	Remove and Replace Mailboxes	EA	\$ 800.00	3	\$ 2,400	9	\$ 7,200	2	\$ 1,600	0	\$ -	19	\$ 15,200
5	Remove Existing Storm Drain Inlet	EA	\$ 600.00	0	\$ -	2	\$ 1,200	2	\$ 1,200	0	\$ -	9	\$ 5,400
6	Concrete Curb and Gutter Removal	LF	\$ 10.00	0	\$ -	0	\$ -	400	\$ 4,000	0	\$ -	5,270	\$ 52,700
7	Remove Concrete Flatwork (sidewalk, leadwalk, ramps)	SF	\$ 1.25	540	\$ 675	4,220	\$ 5,275	800	\$ 1,000	250	\$ 313	24,928	\$ 31,159
8	6-Inch Reinforced Concrete Driveway	SF	\$ 6.50	540	\$ 3,510	900	\$ 5,850	800	\$ 5,200	250	\$ 1,625	18,795	\$ 122,168
9	5-inch standard concrete sidewalk - 5' width	SF	\$ 4.50	0	\$ -	8,300	\$ 37,350	0	\$ -	0	\$ -	11,113	\$ 50,006
10	Barrier-Free Sidewalk Ramp (5-Inch Thick Concrete Handicap Accessible Ramp)	EA	\$ 1,450.00	0	\$ -	2	\$ 2,900	0	\$ -	0	\$ -	7	\$ 10,150
11	Retaining Wall Remove & Replace (Max Height 2')	LF	\$ 60.00	45	\$ 2,700	0	\$ -	0	\$ -	0	\$ -	225	\$ 13,500
12	Adjust Existing Water Meter Box to Proposed Grade	EA	\$ 75.00	18	\$ 1,350	13	\$ 975	12	\$ 900	4	\$ 300	116	\$ 8,700
13	Valve Box-Adjustment	EA	\$ 100.00	3	\$ 300	2	\$ 200	2	\$ 200	4	\$ 400	29	\$ 2,900
14	Adjust existing manhole	EA	\$ 600.00	3	\$ 1,800	3	\$ 1,800	5	\$ 3,000	4	\$ 2,400	28	\$ 16,800
15	4-Inch Depth Topsoil , Block Sodding (10' both sides of Pavement)	SY	\$ 6.00	1,400	\$ 8,400	1,844	\$ 11,067	1,867	\$ 11,200	1,800	\$ 10,800	19,618	\$ 117,707
16	Metal Beam Guard Fence ~ Remove & Reset	LF	\$ 20.00	0	\$ -	0	\$ -	0	\$ -	0	\$ -	450	\$ 9,000
17	Pavement-Unclassified Street Excavation ~ Remove	CY	\$ 10.00	513	\$ 5,133	1,014	\$ 10,144	747	\$ 7,467	540	\$ 5,400	8,079	\$ 80,790
18	Traffic Control Including Barriers, Barricades, Detour Signs, Temp Control, etc.	LS	\$ 25,000.00	0.09	\$ 2,273	0.09	\$ 2,273	0.09	\$ 2,273	0.09	\$ 2,273	1	\$ 25,000
19	Erosion Control Measures	LS	\$ 30,000.00	0.09	\$ 2,727	0.09	\$ 2,727	0.09	\$ 2,727	0.09	\$ 2,727	1	\$ 30,000
20	Surveying and Construction Staking	LS	\$ 35,000.00	0.09	\$ 3,182	0.09	\$ 3,182	0.09	\$ 3,182	0.09	\$ 3,182	1	\$ 35,000
21	Tree Removal	EA	\$ 1,000.00	6	\$ 6,000		\$ -		\$ -		\$ -	7	\$ 7,000
22	R.O.W. Preparation	STA	\$ 1,000.00	6.3	\$ 6,300	8.3	\$ 8,300	8.4	\$ 8,400	8.1	\$ 8,100	88	\$ 88,280
23	Remove and Dispose of Asphalt	SY	\$ 11.50	1,400	\$ 16,100	2,859	\$ 32,877	2,053	\$ 23,613	1,620	\$ 18,630	22,455	\$ 258,234
				SUBTOTAL	\$ 140,292	SUBTOTAL	\$ 276,921	SUBTOTAL	\$ 183,118	SUBTOTAL	\$ 143,676	SUBTOTAL	\$ 2,152,163
				10% CONTING.	\$ 14,029	10% CONTING.	\$ 27,692	10% CONTING.	\$ 18,312	10% CONTING.	\$ 14,368	10% CONTING.	\$ 215,216
				TOTAL	\$ 154,321	TOTAL	\$ 304,613	TOTAL	\$ 201,430	TOTAL	\$ 158,043	TOTAL	\$ 2,367,379

TOTAL FOR PAVING IMPROVEMENTS \$ 2,367,379

MEMORANDUM

TO: Donna Barron, City Manager

FROM: Gina Thompson, Director of Strategic Services

DATE: June 9, 2015

SUBJECT: **Approval of the Fiscal Year 2014-2015 Mid-Year Report; Approval of a Supplemental Appropriation to the General Fund in the Amount of \$80,000 for Outside Legal Expenses; Approval of a Supplemental Appropriation to the 2025 Implementation/Incentives Fund in the Amount of \$757,027; Approval of Supplemental Appropriations from General Fund Reserves to the Wayne Ferguson Plaza Capital Project in the Amount of \$190,000, and to the Old Town Restaurants/Improvements Capital Project in the Amount of \$250,000; and Approval of a Supplemental Appropriation from Fire Services District Fund Reserves to the Fire Station No. 3 Capital Project in the Amount of \$146,178.**

Staff has completed an analysis of the fiscal condition of all operating funds. Following is a summary of the major funds.

GENERAL FUND -

Revenue

General Fund revenue is anticipated to be higher than budget by 957,643, just over 1%. This increase is primarily due to sales tax collections coming in higher than anticipated. Actual sales tax receipts so far this fiscal year are ahead of last year's receipts by approximately 12%. However, due to uncertainty regarding major retail establishments as well as the construction along I35, the mid-year sales tax estimate is being held flat with last year's actual collected amount. *It is important to note that although we are holding the estimate flat with last year's actual, the \$23.5M estimate is actually an increase from the FY 2014-15 original budget amount of \$22.178M (\$1.3M increase).* If the trend this fiscal year does remain at 7% above last year's collections, the additional revenue will flow to fund balance and thereby increase General Fund reserves. Revenue related to building/code permits and fees is also anticipated to end the year over original budget projections by approximately \$350,000 due to building activity that has taken place so far this year.

Although sales tax and building and code fees are positive, there are sources of revenue that are of concern. Court fines are estimated to end the year down \$215K at \$1.5M due to a reduction in case filings of approximately 11%. This shortage may be addressed with the implementation of upcoming grant supported traffic programs such as Click It or Ticket. However, in the meantime, it is prudent to use the decreased amount. In addition, Lake Park entrance fees are estimated to be down 70% (\$180,000) due to high water/closures during the normally high attendance summer months.

Overall, as stated above, General Fund revenue is projected to come in ahead of budget by over \$950K.

Expenditures

All operating expenditures in the General Fund are estimated to come in at the adjusted budget level, with the exception of expenses related to outside legal fees. A supplemental appropriation in the amount of \$80,000 is requested to account for outside legal fees related to the Wayne Ferguson Plaza, voting rights, etc. As a reminder, the adjusted budget level includes the supplemental appropriation already approved by Council this fiscal year to carry over encumbrances from the prior fiscal year.

By the end of the fiscal year, routine salary savings are anticipated in the major departments such as Police and Fire. However, due to the implementation of a new financial software and payroll module, it is more conservative to estimate salary accounts at the original budgeted levels.

Various changes from one department to another related to New World financial software and the City's reorganization that occurred last fiscal year have been made on the fund summaries. In particular, the Community Services, Engineering, Library, and Neighborhood Services activities are now shown as individual departments on the fund summaries. Prior to this, they were shown within existing departments (Library was in the Parks and Recreation department, Neighborhood Services was part of Community Development, etc.)

Reserves

A supplemental appropriation from General Fund reserves (\$16M undesignated reserve) is requested to fund increases to the following capital projects:

Wayne Ferguson Plaza - The Walter's Street parking lot design and construction was paid out of the Wayne Ferguson Plaza project in the amount of \$322,857. Reimbursement of \$190,000 of those expenses is now being requested to ensure adequate funding for the completion of the Plaza project.

OT Restaurants/Improvements – Current funding in this project is being used for parking lot improvements, associated construction fees, and site development. There is approximately \$280K left in the project to be used for underground conversions, however, a total of \$530K is needed for to pay for the conversion from overhead to underground utilities (\$398K for the installation of conduits and concrete pads for equipment and \$132K to pay for the capital expense payable to Texas New Mexico Power (electrical), Time Warner (Cable) and Verizon). Therefore, a supplemental appropriation is requested to fund the deficit of \$250,000.

FIRE SERVICES DISTRICT –

Fire Station No. 3 – Due to the rising value of property, the amount projected and funded during last year's budget process for land (\$253,822) is insufficient to purchase land in an optimal location; therefore an additional \$146,178 is requested at this time.

UTILITY FUND -

Utility fund revenue is projected to end the year under budget by \$701K due entirely to the large amount of rain received so far to date. As of the end of May, water sales were behind last year's sales (which ended the year at \$15.7M) by 1.5%. The heavy rains resulted in a decrease in sales in both April and May and a further decrease is anticipated for the month of June. The original budget for water sales for FY 2014-15 was \$16.318M based on an average year. The FY 2014-15 estimate is now anticipated to be \$15.5M. This revenue source is heavily influenced by the weather with hot and sunny days resulting in more water use and rainy days resulting in low water usage. This revenue source will continue to be monitored closely throughout the fiscal year. All other revenue sources within this fund are coming in at or above the original budget projections.

Operating expenditures in the Utility Fund are anticipated to come in at the adjusted budget level (includes purchase order carry overs from the prior year already approved by the City Council). On the fund summary, all planned transfers to the Capital Improvement Plan are shown to occur as budgeted. However, the \$1.3M transfer to the Capital Improvement Program out of operating funds is being placed on hold until a final revenue situation can be determined. This would delay planned water and sewer line improvements for a few months, however, there are over \$30.8M in on-going Utility Fund capital projects that will remain operational.

2025 IMPLEMENTATION/INCENTIVES FUND –

This year the City Council approved funding in the General Fund in the amount of \$757,027 to assist with implementation of the Vision 2025 Plan. That money has been transferred to a newly created fund entitled the 2025 Implementation/Incentives Fund to better enable staff and Council to track spending related to Vision 2025.

Because the new fund was not budgeted as a fund in the 2014-15 original budget, a supplemental appropriation is now needed.

SUMMARY

Staff will continue to monitor revenue and expenditure levels in all funds. In particular, the Utility Fund will be reviewed more closely prior to year end.; and, as is usually the case, the Health and Risk Funds will also be reviewed more closely prior to year end as claims are impossible to predict with a great deal of certainty and waiting until the end of the fiscal year will provide a more realistic estimation of claims costs.

Projected fund summaries for these and all other budgeted funds are attached. If you have any questions or concerns, please let me know.

General Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	29,321,240	31,072,848	31,491,275	28,203,334	31,643,561
REVENUES					
Taxes	49,286,758	52,124,250	55,133,922	55,160,316	56,080,693
Licenses & Permits	1,596,616	1,910,433	1,818,744	1,556,084	1,675,278
Intergovernmental Revenues	212,937	259,883	359,806	268,063	268,063
Charges for Services	5,651,172	6,346,823	6,596,608	6,274,378	6,598,453
Culture and Recreation Revenues	1,247,140	1,241,754	1,243,092	1,191,042	969,885
Investment Earnings and Contributions	93,421	50,848	78,522	78,975	71,272
Fines, Forfeitures and other Court Fees	2,990,119	3,066,077	3,205,334	3,227,066	3,003,483
Other Financing Sources	2,754,642	3,096,235	3,181,069	2,972,368	3,018,808
Total Revenues	63,832,806	68,096,304	71,617,096	70,728,292	71,685,935
Total Resources	93,154,047	99,169,152	103,108,371	98,931,626	103,329,496
EXPENDITURES					
City Attorney	515,355	550,323	567,869	608,790	608,790
City Manager	998,222	998,238	1,102,064	1,033,653	1,058,233
City Secretary	347,997	297,667	336,960	340,617	340,617
Community Relations/Tourism	655,255	734,224	814,658	919,051	944,051
Community Services	247,958	105,132	126,575	164,964	167,754
Development Services	2,170,592	2,415,697	2,690,964	2,838,424	2,895,907
Economic Development/Planning	564,119	602,711	617,502	743,251	751,901
Engineering	1,321,390	1,235,213	1,228,669	1,337,906	1,335,906
Finance	1,256,259	1,274,037	1,281,226	1,347,022	1,347,022
Fire	15,399,958	16,005,016	16,505,460	17,397,331	17,417,041
Human Resources	681,972	700,097	728,781	799,815	799,815
Information Technology	2,021,821	1,966,765	2,017,242	2,654,305	2,737,017
Library Services	1,339,592	1,391,692	1,450,429	1,497,129	1,500,863
Mayor & Council	61,181	58,748	81,272	103,880	103,880
Municipal Court	874,781	878,493	903,903	936,728	936,728
Neighborhood Services	1,341,388	1,365,184	1,341,816	1,650,175	1,555,072
Non-Departmental	480,091	720,496	799,014	1,646,117	1,545,815
Parks & Leisure	4,588,200	4,580,184	4,728,527	5,029,153	5,350,450
Police	19,393,766	19,580,675	20,286,136	21,199,176	21,287,534
Public Services	5,916,607	6,873,677	8,033,957	8,480,805	8,460,352
Total Expenditures	60,176,504	62,334,271	65,643,024	70,728,292	71,144,748
Current Rev. - Current Exp.	3,656,303	5,762,033	5,974,073	-	541,187
Expenditures from Fund Balance					
Non-Departmental	1,904,695	5,343,606	5,821,787	1,758,688	1,871,259
ENDING FUND BALANCE	31,072,848	31,491,275	31,643,561	26,444,646	30,313,489
OPERATING RESERVE: 20%	12,035,301	12,466,854	13,128,605	14,145,658	14,228,950
UNDESIGNATED RESERVE	19,037,547	19,024,421	18,514,956	12,298,988	16,084,539

Water & Sewer Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	18,937,899	18,159,646	20,020,317	13,591,615	14,545,220
REVENUES					
Utility Revenues	29,476,718	29,688,342	28,622,055	28,276,669	27,580,836
Charges for Services	(19,035)	174,962	(16,878)	-	-
Investment Earnings and Contributions	70,801	32,238	39,857	51,918	46,622
Other Financing Sources	6,247	55,068	17,397	11,351	11,351
Total Revenues	29,534,731	29,950,610	28,662,430	28,339,938	27,638,809
Total Resources	48,472,630	48,110,256	48,682,747	41,931,553	42,184,029
EXPENDITURES					
City Manager	171,076	180,666	183,962	196,988	168,282
Engineering	82,930	77,337	81,474	107,262	107,262
Finance	924,641	991,700	989,642	1,033,759	1,035,893
Non-Departmental	11,197,888	10,294,774	11,545,685	10,812,094	10,812,094
Public Services	14,548,986	14,947,000	15,650,375	16,189,835	16,399,448
Total Expenditures	26,925,521	26,491,477	28,451,138	28,339,938	28,522,979
Current Rev. - Current Exp.	2,609,210	3,459,133	211,293	-	(884,170)
Expenditures from Fund Balance					
Non-Departmental	3,387,463	1,598,462	5,686,390	4,116,851	4,185,454
ENDING FUND BALANCE	18,159,646	20,020,317	14,545,220	9,474,764	9,475,596
OPERATING RESERVE: 15%	4,038,828	3,973,722	4,267,671	4,250,991	4,278,447
UNDESIGNATED RESERVE	14,120,818	16,046,595	10,277,549	5,223,773	5,197,149

Debt Service Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	1,270,237	1,456,703	1,622,886	2,037,615	2,101,836
REVENUES					
Taxes	7,712,044	7,923,411	8,407,375	8,753,779	8,950,156
Investment Earnings and Contributions	928,726	629,550	3,291,454	6,349	3,316,000
Other Financing Sources	17,184,950	15,456	16,226	3,309,651	-
Total Revenues	25,825,720	8,568,417	11,715,055	12,069,779	12,266,156
Total Resources	27,095,957	10,025,119	13,337,941	14,107,394	14,367,992
EXPENDITURES					
Non-Departmental	25,639,254	8,402,233	11,236,105	11,891,057	11,891,057
Total Expenditures	25,639,254	8,402,233	11,236,105	11,891,057	11,891,057
Current Rev. - Current Exp.	186,466	166,183	478,950	178,722	375,099
ENDING FUND BALANCE	1,456,703	1,622,886	2,101,836	2,216,337	2,476,935

Hotel/Motel Tax Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	2,368,626	2,944,903	3,647,862	4,069,813	4,127,264
<u>REVENUES</u>					
Taxes	1,960,910	2,065,369	2,196,565	2,145,429	2,188,744
Investment Earnings and Contributions	9,033	6,195	10,490	7,571	7,571
Other Financing Sources	(296,474)	1,446,590	(299,613)	(300,000)	(300,000)
Total Revenues	1,673,468	3,518,154	1,907,442	1,853,000	1,896,315
Total Resources	4,042,094	6,463,057	5,555,303	5,922,813	6,023,579
<u>EXPENDITURES</u>					
Community Relations/Tourism	1,097,191	2,815,195	1,428,039	1,700,604	1,745,299
Total Expenditures	1,097,191	2,815,195	1,428,039	1,700,604	1,745,299
Current Rev. - Current Exp.	576,277	702,958	479,403	152,396	151,016
ENDING FUND BALANCE	2,944,903	3,647,862	4,127,264	4,222,209	4,278,280

Recreation Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	264,025	269,680	280,221	280,219	264,028
REVENUES					
Charges for Services	966	597	408	1,000	252
Culture and Recreation Revenues	351,253	287,645	288,215	305,700	293,500
Investment Earnings and Contributions	37,378	125,994	159,802	158,038	169,000
Other Financing Sources	16,927	9,867	550	-	12
Total Revenues	406,525	424,102	448,975	464,738	462,764
Total Resources	670,550	693,782	729,195	744,957	726,792
EXPENDITURES					
Community Relations/Tourism	999	1,275	1,816	2,000	2,000
Library Services	16,058	-	60	1,200	1,200
Parks & Leisure	358,957	412,287	463,292	458,700	459,017
Total Expenditures	376,014	413,562	465,167	461,900	462,217
Current Rev. - Current Exp.	30,511	10,541	(16,192)	2,838	547
Expenditures from Fund Balance					
Non-Departmental	24,856	-	-	-	-
ENDING FUND BALANCE	269,680	280,221	264,028	283,057	264,575

PEG Programming Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	-	193,135	229,197	237,652	244,512
REVENUES					
Taxes	193,077	271,395	277,775	270,821	270,821
Investment Earnings and Contributions	58	552	566	658	658
Total Revenues	193,135	271,947	278,341	271,479	271,479
Total Resources	193,135	465,083	507,538	509,131	515,991
EXPENDITURES					
Community Relations/Tourism	-	235,886	263,026	220,000	220,000
Total Expenditures	-	235,886	263,026	220,000	220,000
Current Rev. - Current Exp.	193,135	36,062	15,315	51,479	51,479
ENDING FUND BALANCE	193,135	229,197	244,512	289,131	295,991

Grants Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	73,843	62,616	66,411	70,495	69,965
REVENUES					
Intergovernmental Revenues	1,475,734	1,457,754	974,381	961,589	1,793,247
Investment Earnings and Contributions	202	387	291	296	296
Other Financing Sources	137,354	126,967	38,128	36,451	37,624
Total Revenues	1,613,290	1,585,108	1,012,800	998,336	1,831,167
Total Resources	1,687,133	1,647,724	1,079,211	1,068,831	1,901,132
EXPENDITURES					
Community Services	239,654	186,103	100,443	-	44,014
Economic Development/Planning	119,206	191,080	41,015	-	-
Engineering	282,679	25,916	9,294	-	-
Neighborhood Services	529,385	779,229	686,069	615,919	1,113,427
Fire	130,604	148,413	64,551	244,014	530,432
Parks & Leisure	6,907	-	402	-	-
Police	316,082	250,573	107,472	138,106	143,294
Total Expenditures	1,624,518	1,581,313	1,009,246	998,039	1,831,167
Current Rev. - Current Exp.	(11,228)	3,794	3,554	297	-
ENDING FUND BALANCE	62,616	66,411	69,965	70,792	69,965

Crime Cntr & Prevention District

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	-	538,061	1,365,743	1,247,699	1,631,860
REVENUES					
Taxes	1,149,787	2,614,149	2,914,466	2,647,293	2,914,466
Investment Earnings and Contributions	282	1,428	3,159	2,029	2,634
Other Financing Sources	-	840	-	-	61
Total Revenues	1,150,069	2,616,417	2,917,625	2,649,322	2,917,161
Total Resources	1,150,069	3,154,479	4,283,368	3,897,021	4,549,021
EXPENDITURES					
Information Technology	22,235	63,714	73,330	154,496	154,496
Neighborhood Services	55,263	180,800	197,418	213,938	213,938
Police	534,510	1,479,574	2,111,010	2,161,298	2,161,298
Total Expenditures	612,008	1,724,088	2,381,758	2,529,732	2,529,732
Current Rev. - Current Exp.	538,061	892,329	535,867	119,590	387,429
Police	-	64,648	269,750	163,525	163,525
ENDING FUND BALANCE	538,061	1,365,743	1,631,860	1,203,764	1,855,764
OPERATING RESERVE: 20%	122,402	344,818	476,352	505,946	505,946
UNDESIGNATED RESERVE	415,659	1,020,925	1,155,508	697,818	1,349,818

Fire Cntr & Prevention District

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	-	791,143	2,681,051	2,794,374	3,127,688
REVENUES					
Taxes	1,154,298	2,636,653	2,916,364	2,647,293	2,916,364
Investment Earnings and Contributions	499	2,749	4,658	4,011	5,732
Other Financing Sources	-	-	300	-	-
Total Revenues	1,154,797	2,639,402	2,921,322	2,651,304	2,922,096
Total Resources	1,154,797	3,430,545	5,602,373	5,445,678	6,049,784
EXPENDITURES					
Community Services	-	-	16,418	26,918	26,918
Fire	363,655	749,494	870,130	966,508	976,830
Information Technology	-	-	59,865	79,694	79,694
Total Expenditures	363,655	749,494	946,413	1,073,120	1,083,442
Current Rev. - Current Exp.	791,143	1,889,909	1,974,909	1,578,184	1,838,654
One Time Expenditures	-	-	1,528,272	1,977,550	1,977,550
ENDING FUND BALANCE	791,143	2,681,051	3,127,688	2,395,008	2,988,792
OPERATING RESERVE: 20%	72,731	149,899	189,283	214,624	216,688
UNDESIGNATED RESERVE	718,412	2,531,152	2,938,406	2,180,384	2,772,104

Waters Ridge PID Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	215,633	225,559	234,472	235,258	242,468
<u>REVENUES</u>					
Taxes	15,174	15,174	15,174	15,174	15,031
Investment Earnings and Contributions	747	424	661	616	616
Total Revenues	15,921	15,599	15,835	15,790	15,647
Total Resources	231,554	241,157	250,308	251,048	258,115
<u>EXPENDITURES</u>					
Economic Development/Planning	-	-	-	-	-
Parks & Leisure	5,995	6,685	7,840	15,000	15,000
Total Expenditures	5,995	6,685	7,840	15,000	15,000
Current Rev. - Current Exp.	9,926	8,914	7,995	790	647
ENDING FUND BALANCE	225,559	234,472	242,468	236,048	243,115

Court Security Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	58,026	66,496	72,233	73,733	78,866
REVENUES					
Investment Earnings and Contributions	190	108	186	159	159
Fines, Forfeitures and other Court Fees	61,847	59,503	61,268	63,084	55,047
Total Revenues	62,037	59,610	61,454	63,243	55,206
Total Resources	120,064	126,106	133,687	136,976	134,072
EXPENDITURES					
Municipal Court	53,568	53,873	54,821	59,613	59,613
Total Expenditures	53,568	53,873	54,821	59,613	59,613
Current Rev. - Current Exp.	8,469	5,738	6,633	3,630	(4,407)
ENDING FUND BALANCE	66,496	72,233	78,866	77,363	74,459

Community Activities Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	34,823	203,559	246,176	312,965	313,465
REVENUES					
Culture and Recreation Revenues	301,875	333,614	383,775	218,746	276,376
Investment Earnings and Contributions	196,013	155,910	113,098	296,475	287,275
Other Financing Sources	896	12,096	9,500	10,000	10,000
Total Revenues	498,784	501,620	506,373	525,221	573,651
Total Resources	533,607	705,179	752,549	838,186	887,116
EXPENDITURES					
Community Relations/Tourism	302,924	448,971	430,084	464,184	464,184
Animal Shelter	677	10,032	9,000	10,000	10,000
Economic Development/Planning	26,446	-	-	-	-
Total Expenditures	330,047	459,003	439,084	474,184	474,184
Current Rev. - Current Exp.	168,737	42,617	67,289	51,037	99,467
ENDING FUND BALANCE	203,560	246,176	313,465	364,002	412,932

Fire & Police Training Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	118,806	126,742	154,218	130,533	158,513
REVENUES					
Intergovernmental Revenues	-	-	-	-	-
Charges for Services	12,993	41,145	24,587	31,072	10,145
Investment Earnings and Contributions	44,983	47,434	39,290	36,932	17,733
Other Financing Sources	38,561	-	-	-	-
Total Revenues	96,537	88,579	63,877	68,004	27,878
Total Resources	215,343	215,321	218,096	198,537	186,391
EXPENDITURES					
Fire	77,369	58,754	58,120	63,824	63,824
Police	11,231	2,349	1,463	29,100	29,100
Total Expenditures	88,600	61,103	59,583	92,924	92,924
Current Rev. - Current Exp.	7,936	27,476	4,295	(24,920)	(65,046)
ENDING FUND BALANCE	126,742	154,218	158,513	105,613	93,467

LEOSE Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	9,321	2,636		1,532	2,160
<u>REVENUES</u>					
Intergovernmental Revenues	-	-	10,493	9,000	10,316
Investment Earnings and Contributions	12		12	-	-
Total Revenues	12		10,505	9,000	10,316
Total Resources	9,333	2,636	10,505	10,532	12,476
<u>EXPENDITURES</u>					
Police	6,697	2,636	8,345	9,000	9,000
Total Expenditures	6,697	2,636	8,345	9,000	9,000
Current Rev. - Current Exp.	(6,685)	(2,636)	2,160	-	1,316
ENDING FUND BALANCE	2,636		2,160	1,532	3,476

Tax Increment Reinvestment Zone2

	FY 2011-2012	FY 2012-2013	FY 2013-2014	FY 2014-2015	FY 2014-2015
	ACTUAL	ACTUAL	ACTUAL	ORIGINAL BUDGET	ADJUSTED BUDGET
BEGINNING FUND BALANCES	13,068	22,059	95,245	200,330	200,708
<u>REVENUES</u>					
Taxes	8,921	73,057	104,976	247,804	247,804
Investment Earnings and Contributions	71	128	488	188	361
Total Revenues	8,991	73,186	105,463	247,992	248,165
Total Resources	22,059	95,245	200,708	448,292	448,873
<u>EXPENDITURES</u>					
Economic Development/Planning	-	-	-	-	-
Total Expenditures	-	-	-	-	-
Current Rev. - Current Exp.	8,991	73,186	105,463	247,992	248,165
ENDING FUND BALANCE	22,059	95,245	200,708	448,292	448,873

Tax Increment Reinvestment Zone1

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	1,023,820	1,117,884	1,119,551	1,218,277	1,217,423
<u>REVENUES</u>					
Taxes	477,076	508,140	634,611	707,742	1,050,456
Investment Earnings and Contributions	4,766	2,294	3,953	3,295	3,295
Other Financing Sources	-	-	-	-	-
Total Revenues	481,843	510,434	638,563	711,037	1,053,751
Total Resources	1,505,663	1,628,318	1,758,115	1,929,314	2,271,174
<u>EXPENDITURES</u>					
Debt Service	387,779	508,766	540,691	569,816	569,816
Total Expenditures	387,779	508,766	540,691	569,816	569,816
Current Rev. - Current Exp.	94,064	1,668	97,872	141,221	483,935
ENDING FUND BALANCE	1,117,884	1,119,551	1,217,423	1,359,498	1,701,358

Juvenile Case Manager Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	82,436	86,073	95,000	112,337	115,462
<u>REVENUES</u>					
Investment Earnings and Contributions	236	125	262	196	196
Fines, Forfeitures and other Court Fees	81,789	78,919	93,582	83,424	90,024
Total Revenues	82,025	79,044	93,843	83,620	90,220
Total Resources	164,461	165,117	188,843	195,957	205,682
<u>EXPENDITURES</u>					
Municipal Court	78,388	70,117	73,381	76,232	76,232
Total Expenditures	78,388	70,117	73,381	76,232	76,232
Current Rev. - Current Exp.	3,637	8,927	20,462	7,388	13,988
ENDING FUND BALANCE	86,073	95,000	115,462	119,725	129,450

Court Technology Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	189,619	178,374	183,735	184,201	190,073
REVENUES					
Investment Earnings and Contributions	713	325	511	534	534
Fines, Forfeitures and other Court Fees	82,728	79,341	81,682	84,382	73,390
Total Revenues	83,442	79,666	82,193	84,916	73,924
Total Resources	273,061	258,041	265,928	269,117	263,997
EXPENDITURES					
Information Technology	40,000	40,000	40,000	40,000	40,000
Municipal Court	54,686	34,306	35,855	42,320	42,320
Non-Departmental	-	-	-	-	-
Total Expenditures	94,686	74,306	75,855	82,320	82,320
Current Rev. - Current Exp.	(11,245)	5,360	6,338	2,596	(8,396)
Expenditures from Fund Balance					
Non-Departmental	-	-	-	-	-
ENDING FUND BALANCE	178,374	183,735	190,073	186,797	181,677

Maintenance & Replacement Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	5,480,770	4,033,793	5,705,175	4,274,253	6,158,937
REVENUES					
Internal Service Revenues	2,070,476	2,148,141	2,257,247	2,341,108	2,381,487
Investment Earnings and Contributions	13,790	10,810	16,569	14,950	14,950
Other Financing Sources	100,228	1,599,211	136,557	-	93,912
Total Revenues	2,184,494	3,758,161	2,410,373	2,356,058	2,490,349
Total Resources	7,665,264	7,791,954	8,115,548	6,630,311	8,649,286
EXPENDITURES					
Information Technology	82,432	419,315	155,991	171,567	171,567
Public Services	2,028,178	1,645,514	1,800,619	5,263,257	6,465,561
Total Expenditures	2,110,610	2,064,829	1,956,610	5,434,824	6,637,128
Current Rev. - Current Exp.	73,884	1,693,332	453,762	(3,078,766)	(4,146,779)
Expenditures from Fund Balance					
Non-Departmental	1,520,861	21,950	-	-	-
ENDING FUND BALANCE	4,033,793	5,705,175	6,158,937	1,195,487	2,012,158

Self-Insurance Risk Fund

	FY 2011-2012	FY 2012-2013	FY 2013-2014	FY 2014-2015	FY 2014-2015
	ACTUAL	ACTUAL	ACTUAL	ORIGINAL BUDGET	ADJUSTED BUDGET
BEGINNING FUND BALANCES	7,332,849	6,324,548	5,274,914	5,297,464	5,221,741
REVENUES					
Internal Service Revenues	1,431,221	1,498,092	1,519,921	1,530,505	1,530,505
Investment Earnings and Contributions	25,200	9,304	16,216	9,300	14,406
Other Financing Sources	52,418	24,479	7,591	-	13,749
Total Revenues	1,508,839	1,531,875	1,543,727	1,539,805	1,558,660
Total Resources	8,841,688	7,856,422	6,818,641	6,837,269	6,780,401
EXPENDITURES					
Human Resources	1,185,301	1,581,508	1,596,900	1,536,863	1,548,488
Total Expenditures	1,185,301	1,581,508	1,596,900	1,536,863	1,548,488
Current Rev. - Current Exp.	323,538	(49,634)	(53,172)	2,942	10,172
Expenditures from Fund Balance					
Non-Departmental	1,331,839	1,000,000	-	1,207,552	1,207,552
ENDING FUND BALANCE	6,324,548	5,274,914	5,221,741	4,092,854	4,024,361

Asset Forfeiture-State Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	101,991	103,176	165,534	139,034	171,459
REVENUES					
Intergovernmental Revenues	7,041	66,097	13,866	4,700	12,193
Investment Earnings and Contributions	641	251	443	-	-
Other Financing Sources	8,525	3,475	4,750	5,800	3,475
Total Revenues	16,207	69,823	19,059	10,500	15,668
Total Resources	118,197	172,999	184,593	149,534	187,127
EXPENDITURES					
Police	15,021	7,465	13,133	37,000	37,000
Total Expenditures	15,021	7,465	13,133	37,000	37,000
Current Rev. - Current Exp.	1,185	62,358	5,926	(26,500)	(21,332)
ENDING FUND BALANCE	103,176	165,534	171,459	112,534	150,127

Health Insurance Trust Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	490,561	27,810	1,347,432	1,349,773	2,245,537
REVENUES					
Internal Service Revenues	7,192,157	8,387,837	9,188,531	9,601,901	9,552,244
Investment Earnings and Contributions	1,892	2,014	12,901	7,000	12,901
Other Financing Sources	510,946	1,022,644	96,132	25,000	72,849
Total Revenues	7,704,995	9,412,494	9,297,564	9,633,901	9,637,994
Total Resources	8,195,556	9,440,304	10,644,996	10,983,674	11,883,531
EXPENDITURES					
Human Resources	8,167,746	8,092,872	8,399,459	9,534,238	9,538,331
Total Expenditures	8,167,746	8,092,872	8,399,459	9,534,238	9,538,331
Current Rev. - Current Exp.	(462,751)	1,319,623	898,105	99,663	99,663
ENDING FUND BALANCE	27,810	1,347,432	2,245,537	1,449,436	2,345,200

OPEB Liability Trust Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	2,738,050	3,333,183	3,739,985	3,756,565	3,584,789
<u>REVENUES</u>					
Internal Service Revenues	359,300	366,600	279,200	224,000	224,000
Investment Earnings and Contributions	538,333	409,002	(104,996)	66,780	66,780
Total Revenues	897,633	775,602	174,204	290,780	290,780
Total Resources	3,635,683	4,108,785	3,914,189	4,047,345	3,875,569
<u>EXPENDITURES</u>					
Human Resources	302,500	368,800	329,400	339,800	339,800
Total Expenditures	302,500	368,800	329,400	339,800	339,800
Current Rev. - Current Exp.	595,133	406,802	(155,196)	(49,020)	(49,020)
ENDING FUND BALANCE	3,333,183	3,739,985	3,584,789	3,707,545	3,535,769

Asset Forfeiture-Federal Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	205,622	662,233	677,802	61,831	619,298
REVENUES					
Intergovernmental Revenues	567,455	371,222	326,490	200,000	200,000
Investment Earnings and Contributions	1,697	1,051	1,705	1,585	1,585
Other Financing Sources	-	-	-	-	-
Total Revenues	569,152	372,273	328,195	201,585	201,585
Total Resources	774,773	1,034,506	1,005,997	263,416	820,883
EXPENDITURES					
Police	112,540	356,704	386,700	245,776	660,052
Total Expenditures	112,540	356,704	386,700	245,776	660,052
Current Rev. - Current Exp.	456,612	15,569	(58,505)	(44,191)	(458,467)
ENDING FUND BALANCE	662,233	677,802	619,298	17,640	160,831

LPLDC (4B) Fund

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	6,675,232	7,187,153	8,178,343	8,577,593	9,094,365
REVENUES					
Taxes	5,203,845	5,685,240	6,026,564	5,685,240	6,016,676
Culture and Recreation Revenues	270,178	235,728	236,703	251,000	229,853
Investment Earnings and Contributions	27,664	16,543	26,562	24,095	24,095
Other Financing Sources	134	32	28,923	28,953	28,953
Total Revenues	5,501,822	5,937,542	6,318,752	5,989,288	6,299,577
Total Resources	12,177,054	13,124,695	14,497,095	14,566,881	15,393,942
EXPENDITURES					
Library Services	456,075	511,480	572,330	515,947	518,161
Non-Departmental	3,102,454	2,907,069	2,795,234	2,800,614	2,800,614
Parks & Leisure	1,402,588	1,507,203	1,685,306	1,925,528	1,957,728
Total Expenditures	4,961,116	4,925,752	5,052,870	5,242,089	5,276,503
Current Rev. - Current Exp.	540,705	1,011,790	1,265,882	747,199	1,023,074
Expenditures from Fund Balance					
Non-Departmental	28,784	20,600	349,860	20,600	400,186
ENDING FUND BALANCE	7,187,153	8,178,343	9,094,365	9,304,192	9,717,253
OPERATING RESERVE	991,971	984,898	1,010,574	1,048,418	1,055,301
UNDESIGNATED RESERVE	6,195,182	7,193,445	8,083,791	8,255,774	8,661,953

2025 Implementation/Incentives

	FY 2011-2012 ACTUAL	FY 2012-2013 ACTUAL	FY 2013-2014 ACTUAL	FY 2014-2015 ORIGINAL BUDGET	FY 2014-2015 ADJUSTED BUDGET
BEGINNING FUND BALANCES	-	-	-	-	-
REVENUES					
Investment Earnings and Contributions	-	-	-	-	206
Other Financing Sources	-	-	-	-	757,027
Total Revenues	-	-	-	-	757,233
Total Resources	-	-	-	-	757,233
EXPENDITURES					
City Manager	-	-	-	-	757,027
Total Expenditures	-	-	-	-	757,027
Current Rev. - Current Exp.	-	-	-	-	206
ENDING FUND BALANCE	-	-	-	-	206

MEMORANDUM

TO: Melinda Galler, Assistant City Manager

FROM: Nancy Davis, Risk Manager

DATE: June 10, 2015

SUBJECT: **Approval of an Agreement with P.I.E. Management, L.L.C. to Supply Temporary Services for City Departments for a One Year Period With an Option to Renew for Two Additional Years; and Authorization for the City Manager to Execute the Agreement.**

BACKGROUND

For Fiscal Year 2014-2015, the Public Services Department budgeted \$121,758 for temporary services for a temporary maintenance worker positions. The Streets Division uses temporary workers to supplement City crews and for projects that require additional workers. In the past year temporary workers have been assigned to clean up the right-of-way areas including creeks. Additional funds were approved in the current budget to accomplish "Expanding the Green" as part of Vision 2025. Temporary workers will continue to be utilized to accomplish this initiative. The current contract for temporary services expired this year; therefore, staff sent out a request for proposals for temporary services for labor positions on April 16, 2013. Six companies submitted proposals.

ANALYSIS

P.I.E. Management is the selected vendor based on the overall requirements of the proposal. Their office is located in Ft. Worth, and they have a one hour guaranteed response time. Their hourly rate is \$14.12. With 8000 billable hours, this rate falls well below our budget for the year.

Attached is an analysis of the six proposals. The proposals were evaluated on five criteria: internal administration of agency including billing, bond procedures, testing and background procedures; response time; references; cost; and location of agency.

- Labor Ready Central was rejected based on they would not allow their employees to drive City vehicles without a signed waiver from the City. They also denied the City's bond requirements stated in the proposal.
- Premier Staffing Source had an eight hour response time versus a one hour response time with P.I.E.
- Makro, Pacesetter and Cornerstone submitted incomplete proposals.

Subject: Temporary Services
June 10, 2015
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RECOMMENDATION

It is City staff's recommendation that the City Council approve the agreement as set forth in the caption above.

CITY OF LEWISVILLE
PURCHASING DIVISION
RFP 15-26-A
Temporary Personnel Services

DESCRIPTION	QTY	UOM	Pacesetter Personnel Services Houston, TX		Labor Ready Central Carrollton, TX		Premier Staffing Source Lanham, MD		P.I.E. Management Fort Worth, TX		Makro Technologies Newark, NJ		Cornerstone Staffing Addison, TX	
			UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
Laborer	8000	HR	\$10.88	\$87,040.00	\$11.63	\$93,040.00	\$13.78	\$110,240.00	\$14.12	\$112,960.00	\$21.00	\$168,000.00	No Bid	No Bid
Clerk Typist	500	HR	\$13.50	\$6,750.00	\$17.40	\$8,700.00	\$16.12	\$8,060.00	\$14.67	\$7,335.00	\$22.72	\$11,360.00	\$16.00	\$8,000.00
Secretary	500	HR	\$15.00	\$7,500.00	\$20.30	\$10,150.00	\$18.92	\$9,460.00	\$18.53	\$9,265.00	\$25.56	\$12,780.00	\$16.80	\$8,400.00
			\$101,290.00		\$111,890.00		\$127,760.00		\$129,560.00		\$192,140.00		\$16,400.00	
Cost	15	POINTS	15		13.58		11.89		11.73		7.91		13.03	
Internal Administration of Agency	25	POINTS (A)	0		10		25		25		25		25	
Response Time - Max 8 Hours	25	POINTS (B)	0		25		12.5		25		0		0	
References	25	POINTS (C)	25		25		25		25		25		25	
Location	10	POINTS (D)	10		10		10		10		0		10	
GRAND TOTAL:	100	PONTS	50.00		83.58		84.39		96.73		57.91		73.03	

NOTES

- (A) 25 POINTS WERE GIVEN IF THE PROPOSER HAD SATISFACTORY INTERNAL ADMINISTRATION (BILLING, BOND, TESTING, AND BACKGROUND PROCEDURES). PACESETTER DID NOT PROVIDE INTERNAL ADMINISTRATION INFORMATION. LABOR READY REQUIRES A SIGNED WAIVER FOR COVERAGE IF TEMPORARIES MUST DRIVE AND DECLINED BOND REQUIREMENTS.
- (B) 25 POINTS WERE GIVEN IF THE PROPOSER HAD A RESPONSE TIME OF LESS THAN ONE HOUR, 12.5 POINTS FOR TWO TO EIGHT HOURS, AND ZERO POINTS FOR OVER EIGHT HOURS. PACESETTER AND MAKRO DID NOT LIST RESPONSE TIMES.
- (C) 25 POINTS WERE GIVEN FOR REFERENCE CHECKS PERFORMED FOR EACH PROPOSER TO DETERMINE QUALITY OF PAST PERFORMANCE.
- (D) 10 POINTS WERE GIVEN IF THE PROPOSER HAD A LOCAL OFFICE. MAKRO DID NOT LIST A LOCAL OFFICE AND ONE COULD NOT BE LOCATED ONLINE.

MEMORANDUM

TO: Mayor Rudy Durham
Mayor Pro Tem R Neil Ferguson
Deputy Mayor Pro Tem Greg Tierney
Councilman Leroy Vaughn
Councilman TJ Gilmore
Councilman Brent Daniels

FROM: Julie Heinze, City Secretary

DATE: June 15, 2015

SUBJECT: **Approval of a Resolution Nominating Mayor Sue Tijml to the Board of Managers of the Denco Area 9-1-1 District.**

BACKGROUND

Sue Tejml, Mayor of Town of Copper Canyon, currently represents area municipalities on the Denco Area 9-1-1 District Board of Managers. Mayor Tejml's term expires on September 30, 2015 and the District has requested that each participating city submit their nomination for a candidate to represent their municipality by July 15, 2015. Mayor Tejml has expressed her desire to serve another term.

RECOMMENDATION

The City staff's recommendation is that the City Council approve the resolution as set forth in the caption above.



Denco Area 9-1-1 District

1075 Princeton Street • Lewisville, TX 75067 • Mailing: PO BOX 293058 • Lewisville, TX 75029-3058
Phone: 972-221-0911 • Fax: 972-420-0709

TO: Denco Area 9-1-1 District Participating Jurisdictions
FROM: Mark Payne, Executive Director
DATE: May 15, 2015
RE: Appointment to the Denco Area 9-1-1 District Board of Managers

Chapter 772, Texas Health and Safety Code, provides for the Denco Area 9-1-1 District Board of Managers to have "two members appointed jointly by all the participating municipalities located in whole or part of the district". The enclosed resolution, approved by the district's board of managers February 4, 1999, explains the procedure for appointing municipalities' representative to the board of managers.

Each year the term of one of the two members appointed by participating municipalities expires. This year, the term of Mayor Sue Tejml, expires September 30, 2015. Members are eligible for consecutive terms. Mayor Tejml has expressed her desire to serve another term.

In order to coordinate the appointment among 34 participating municipalities, the district requests the following actions by the governing bodies of each city/town:

1. If your city/town would like to nominate a candidate to represent the municipalities on the Denco Board of Managers, please send a letter of nomination and résumé of the candidate to the Denco Area 9-1-1 District office. For a nomination to be considered, written notification of council action must reach the Denco Area 9-1-1 District on or before 5:00 p.m. July 15, 2015. No nominations shall be considered after that time.
2. On July 16, 2015, the district will send the slate of nominees to be considered to each city/town for consideration, requesting the city/town council vote by resolution for one of the nominees. Written notice of the council's selection must be received at the district office by 5:00 p.m. on September 9, 2015. No notices will be accepted after that time.
3. At its regular meeting on September 10, 2015, the Denco Board of Managers will be informed of the votes from responding cities. The candidate with the most votes will be the municipalities' representative to the Denco Area 9-1-1 District Board of Managers for the two-year term beginning October 1, 2015.

Please mail nominations and résumés to the Denco Area 9-1-1 District, P.O. Box 293058, Lewisville, TX 75029-3058. You may also email your response to Andrea Zepeda at andrea.zepeda@denco.org.

If you have any questions, please do not hesitate to call me at 972-221-0911.

Thank you for your support of the Denco Area 9-1-1 District.

c: Denco Area 9-1-1 District Board of Managers

Enclosures

DENCO AREA 9-1-1 DISTRICT

RESOLUTION

DEFINING PROCEDURE FOR APPOINTMENT OF PARTICIPATING MUNICIPALITIES' REPRESENTATIVE TO THE DISTRICT BOARD OF MANAGERS.

WHEREAS, Chapter 772, Texas Health and Safety Code provides for the Denco Area 9-1-1 District Board of Managers to have "two members appointed jointly by all the participating municipalities located in whole or part of the district."; and

WHEREAS, each member serves a term of two years beginning on October 1st of the year member is appointed; and

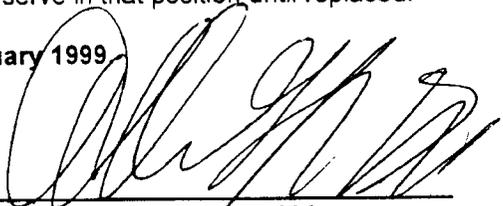
WHEREAS, one member representing participating municipalities is appointed each year.

NOW, THEREFORE BE IT RESOLVED BY THE DENCO AREA 9-1-1 DISTRICT BOARD OF MANAGERS:

The procedure for participating municipalities to appoint a representative to the Denco Area 9-1-1 District Board of Managers shall be the following:

1. Prior to May 15th of each year, the executive director shall send a written notice to the mayor of each participating municipality advising that nominations are open for one of the municipal representatives to the Denco Area 9-1-1 District Board of Managers until July 15th of that same year. The notice shall advise the mayors that, for a nomination to be considered, written notification of council action must be received at the Denco office prior to 5:00 p.m. on July 15th of that year. No nominations shall be considered after that time.
2. On July 16th of each year, the executive director shall send written notice to the mayor of each participating municipality providing the slate of nominees to be considered for appointment to the Denco Area 9-1-1 District Board of Managers for the term beginning October 1st. The notice shall advise the mayor that the city council shall vote, by resolution from such city, for one of the nominees. Written notice of the council's selection must be received at the district office by 5.00 p.m. on September 15th. No notice will be accepted after that time.
3. The one nominee with the most votes received by the deadline will be the municipality representative appointed for the two-year term beginning October 1st.
4. If there is a tie between two candidates with the most votes, a runoff election will be held immediately with the candidate receiving the most votes serving the remainder of the term. The incumbent representative shall serve in that position until replaced.

APPROVED and ADOPTED on this 4th day of February 1999


Chairman, Board of Managers


Secretary, Board of Managers

Council Resolution No. _____

A RESOLUTION NOMINATING ONE MEMBER TO THE BOARD OF MANAGERS OF THE Denco AREA 9-1-1 DISTRICT.

WHEREAS, Section 772, Health and Safety Code, provides that two voting members of the Board of Managers of an Emergency Communications District shall be appointed jointly by all cities and towns lying wholly or partly within the District;

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY / TOWN OF _____, TEXAS:

Section 1

The City / Town of _____ hereby nominates _____ as a member of the Board of Managers for the Denco Area 9-1-1 Emergency Communication District.

Section 2

That this resolution shall become effective immediately upon its passage and approval. PASSED AND APPROVED this the ____ day of 2015.

_____, Mayor _____

City / Town of _____

ATTEST:

APPROVED AS TO FORM:

City / Town Secretary

City / Town Attorney

Denco Area 9-1-1 District Board of Managers FY2015

Jack Miller, Chairman

- Appointed by Denton County Commissioners Court
- Member since October 2000
- Term expires September 2016
- Former mayor and council member of Denton
- Self-employed as a human resource manager

Bill Lawrence, Vice Chair

- Appointed by Denton County Commissioners Court
- Member since October 2006
- Term expires September 2015
- Former Mayor of Highland Village
- Businessman, Highland Village

Chief Terry McGrath, Secretary

- Appointed by Denton County Fire Chief's Association
- Member since October 2011
- Term expires September 2015
- Assistant Fire Chief, City of Lewisville

Jim Carter

- Appointed by member cities in Denton County
- Member since October 2014
- Term expires September 2016
- **President of Emergency Services District #1**
- **Former Mayor of Trophy Club and Denton County Commissioner**

Sue Tejml

- Appointed by member cities in Denton County
- Member since 2013
- Term expires September 2015
- Mayor, Town of Copper Canyon

Rob McGee

- Non-voting member appointed by largest telephone company (Verizon)
- Member since 2012
- Serves until replaced by telephone company
- Manager, Region Network Reliability, Verizon

All voting members serve two-year terms and are eligible for re-appointment.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, NOMINATING ONE MEMBER TO THE BOARD OF MANAGERS OF THE DENCO AREA 9-1-1 DISTRICT.

WHEREAS, Section 772, Health and Safety Code, provides that two voting members of the Board of Managers of an Emergency Communication District shall be appointed jointly by all cities and towns lying wholly or partly within the District; and,

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

SECTION 1. The City of Lewisville hereby nominates Mayor Sue Tejml, as a member of the Board of Managers of Denco Area 9-1-1 Emergency Communication District.

SECTION 2. That this resolution shall become effective immediately upon its passage and approval.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, ON THIS THE 15th DAY OF JUNE, 2015.

APPROVED:

Rudy Durham, MAYOR

ATTEST:

Julie Heinze, CITY SECRETARY

APPROVED AS TO FORM:

Lizbeth Plaster, CITY ATTORNEY

MEMORANDUM

TO: Donna Barron, City Manager

FROM: Nika Reinecke, Director of Economic Development & Planning

DATE: June 11, 2015

SUBJECT: Consider Adoption of an Ordinance Imposing a 90 Day Moratorium and Conduct the First Reading

BACKGROUND

The City Council adopted the Lewisville 2025 Plan in June 2014 and the IH-35E Redevelopment Plan in November 2014. Both plans had significant public input during the development process. These plans were adopted by the City Council to improve property values, create a strong future tax base and to ensure that all property owners are protected from uses that may be contrary to the adopted plans. Both plans envision the creation of a mixed use district on the west side of IH-35E located north of Valley Ridge Boulevard and south of Lewisville Lake. This area is defined as the Northern Identity Focal Point (Northern Gateway) in the Lewisville 2025 Plan.

ANALYSIS

Staff has worked closely with the major land owners in the Northern Identity Point to achieve an understanding of the adopted plans and the potential increase in value that can result if all property owners work together toward a cohesive plan. On May 6-7, 2015, a design charrette was organized by city staff to create a forum in which the four major property owners could come together and, over a two day period, discuss market conditions and the overall potential for this area. The property owners participating in the charrette process included O'Neil Grey (Santa Fe Realty), Connor Finney (ProLogis), Jack Graham (Alpha Republic Properties) and Bill Davidson (Lewisville 33 Partners, LP). These four representatives agreed to not only participate in the charrette process but to pay 50% of the cost of the process. At the conclusion of the charrette process, the four representatives agreed that a change in zoning on all four properties that would ensure some form of mixed use development was desirable. The consultant team communicated that an illustrative plan would be finalized and sent to them by mid-June.

Notice was published in the Dallas Morning News related to the adoption of an ordinance imposing a 90 day moratorium on the acceptance of permit applications for development of commercial property zoned Light Industrial within the Northern Gateway. After further consideration and given the 90 day time frame, staff recommended that the geographical boundaries of the moratorium be further limited to undeveloped properties zoned Light Industrial located north of Valley Ridge Boulevard, west of McGee Lane, east of IH-35E and south of Lewisville Lake, all of which is located within the Northern Gateway. A 90 day moratorium allows staff time to finalize the charrette booklet/study and to create a framework to implement the adopted plans.

Subject: Moratorium Ordinance
June 8, 2015
Page 2

Said framework would protect the properties in the defined geographical area from incompatible uses which would undermine the value of the properties and undermine the possibility of realizing the benefits envisioned in the Lewisville 2025 Plan. This 90 day moratorium would prevent the acceptance by the City of any development permit for undeveloped land zoned Light Industrial located within the defined geographical area.

Chapter 212, Subchapter E of the Texas Local Government Code sets forth the procedures for adopting a moratorium as well as the findings necessary to justify the moratorium. Before a moratorium may be imposed, two public hearings must be held. Both public hearings were held on June 1, 2015. The public hearings provided a process for municipal residents and affected parties an opportunity to be heard. These two public hearings were advertised in the Dallas Morning News on May 28 as required under the statute.

Pursuant to the above process, a temporary moratorium took effect on June 1, 2015, and expires if an ordinance imposing a moratorium is not adopted within 12 days after the first public hearing. The twelfth day falls on Saturday, June 13, 2015, and therefore, in accordance with the Texas Code Construction Act, the time period is extended to the next day that is not a Saturday, Sunday or legal holiday which in this case would be Monday, June 15, 2015. If the Council adopts this ordinance, a second reading, separated by at least four days, is required by state law. Therefore, a special meeting is recommended to be held on Monday, June 22, 2015, for the second reading of the ordinance.

RECOMMENDATION

Staff recommends that the City Council approve the ordinance as set forth in the caption above, conduct the first reading, and set a special meeting for the second reading of the ordinance.

(DRAFT)
MINUTES
PLANNING AND ZONING COMMISSION
JUNE 1, 2015

Item 1:

The Lewisville Planning and Zoning Commission meeting was called to order at 6:00 p.m. Members present: James Davis (Chairman), Brandon Jones, Kristin Green, Sean Kirk, Steve Byars and Alvin Turner.

Staff members present: Nika Reinecke and Richard Luedke

Item 2:

Conduct a public hearing on:

- A. Consideration of the adoption of an ordinance imposing a 90 day moratorium on the acceptance of applications for permits for development of commercial property zoned Light Industrial within the Northern Gateway of the I-35 Corridor, as defined by the Lewisville 2025 Plan, generally located south of Lake Lewisville and north of Valley Ridge Blvd.

Nika Reinecke gave a presentation on the item. In the presentation, Ms. Reinecke explained that the Lewisville 2025 Plan and the I-35E Redevelopment Plan envision the creation of a mixed use district on the west side of I-35E located north of Valley Ridge Boulevard and south of Lewisville Lake. This vision led to a design charrette organized by city staff in May 2015 to create a forum in which the four major property owners could come together and, over a two-day period, discuss market conditions and the overall potential for this area. She further explained that a 90 day moratorium allows staff time to finalize a charrette booklet/study and to create a framework to implement the adopted plans. Said framework would protect the properties in the defined geographical area from the incompatible uses which would undermine the value of the properties and undermine the possibility of realizing the benefits envisioned in the Lewisville 2025 Plan. This 90 day moratorium would prevent the acceptance by the City of any development permit for undeveloped land zoned Light Industrial located within the defined geographical area.

Jim Davis, Planning Commission chairman, opened the Public Hearing to receive input from interested parties. No public comment was received on this item. The Public Hearing was then closed by Chairman Davis.

There being no other business to discuss, the meeting was adjourned at 6:05 p.m.

Respectfully Submitted,

Approved,

Mark Huonder, Planner

James Davis, Chairman

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS ADOPTING A NINETY (90) DAY MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR PERMITS FOR DEVELOPMENT OF UNDEVELOPED COMMERCIAL PROPERTY ZONED LIGHT INDUSTRIAL LOCATED NORTH OF VALLEY RIDGE BOULEVARD, EAST OF MCGEE LANE, WEST OF IH-35E AND SOUTH OF LEWISVILLE LAKE, AND MORE SPECIFICALLY DESCRIBED IN EXHIBIT "A"; PROVIDING FOR WRITTEN FINDINGS; PROVIDING AN EXPIRATION DATE; PROVIDING FOR AN EXTENSION OF SUCH MORATORIUM; PROVIDING A WAIVER PROCEDURE; PROVIDING FOR LIMITATIONS ON MORATORIUM FOR PERSONS WITH VESTED RIGHTS; PROVIDING A REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Lewisville seeks to provide for the orderly and safe development of land and use of property within its city limits to protect the health, safety and welfare of its residents and the general public; and

WHEREAS, the City of Lewisville is dedicated to the protection, enhancement, preservation of developed and undeveloped properties, places, building and structures because it is a desirable public goal and is needed in the interest of sustainability, social equity, economic development, environment stewardship and education and general welfare of the people; and

WHEREAS, the City of Lewisville adopted the Lewisville 2025 Plan in June of 2014; and

WHEREAS, the Lewisville 2025 Plan identifies three areas called Identity Focal Points at the most highly visible intersections and gateways in the City to form a new identity for Lewisville; and

WHEREAS, the Identity Focal Points or nodes of development will create interesting pulse points, destinations and a sense of place for the City; and

WHEREAS, a series of redevelopment focal points in which new investment can be directed are clearly identified in the Lewisville 2025 Plan to establish regional gateways into the City and redevelop key areas that currently lack positive identity; and

WHEREAS, the Lewisville 2025 Plan recommends that the City work with property owners and interested developers in a collective approach to achieve the goals of the plan; and

WHEREAS, the City of Lewisville adopted the I-35 Corridor Redevelopment Plan in November of 2014; and

WHEREAS, the Lewisville 2025 Plan and the I-35 Corridor Redevelopment Plan (collectively “the Plans”) envision mixed use development on undeveloped commercial property located west of IH-35E, east of McGee Lane, north of Valley Ridge Boulevard and south of Lewisville Lake, said geographical boundaries shown in Exhibit “A”, attached hereto and incorporated as if fully set forth herein; and

WHEREAS, the City of Lewisville is closely monitoring and making an effort to implement the Plans; and

WHEREAS, the City of Lewisville has worked in a cooperative manner with the major landowners in the defined geographical boundaries, attached as Exhibit “A”, regarding land development; and

WHEREAS, the City of Lewisville together with the major landowners within the defined geographical boundaries participated in a two day workshop (the “Charrette”) on May 6 and 7, 2015; and

WHEREAS, during the Charrette process, staff worked closely with the major landowners within the defined geographical boundaries to achieve an understanding of the Plans and the potential increase in value that can result if all property owners work together toward a cohesive plan; and

WHEREAS, the City Council wishes to exercise its land use and development authority in a manner that will establish reasonable regulations for land development that sufficiently protects the general health, safety and welfare of its citizens and adequately protects property values and economic vitality of the community; and

WHEREAS, the City of Lewisville desires to enhance properties located within the defined geographical boundaries by evaluating the highest and best use of the property available for new development; and

WHEREAS, the Texas Local Government Code Chapter 212, Subchapter E, provides authority for the adoption of a moratorium on commercial property development; and

WHEREAS, the City of Lewisville has provided the legal notice required for the public hearings on the adoption of the proposed moratorium; and

WHEREAS, the City of Lewisville has held two public hearings, one before the City Council and one before the Planning and Zoning Commission, at which municipal residents and affected parties were provided the opportunity to be heard regarding the adoption of this moratorium; and

WHEREAS, the City Council of the City of Lewisville hereby finds and determines that current regulations adopted by the City may be inadequate to prevent new development of the undeveloped commercial property zoned Light Industrial within the defined geographical

boundaries from being detrimental to the health, safety and welfare of the City and that time is needed in order to determine and gather sufficient evidence in order to consider new regulations; and

WHEREAS, such new regulations if adopted would protect and enhance said properties located within the defined geographical boundaries by determining the highest and best use of the property available for new development thereby protecting the general health, safety and welfare of the citizens; and

WHEREAS, the City Council of the City of Lewisville therefore finds that it is in the public interest to impose a ninety (90) day moratorium on the acceptance of permits, as defined by section 245.001(1) of the Texas Local Government Code, for the development of undeveloped commercial property zoned Light Industrial within the defined geographical boundaries.

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

SECTION 1. INCORPORATION OF PREMISES. The above and foregoing premises are true and correct and are incorporated herein and made a part hereof for all purposes.

SECTION 2. WRITTEN FINDINGS. In addition to the above and foregoing premises, the City Council of the City of Lewisville hereby finds the following:

- (1) If a moratorium is not adopted, the harm to the public health, safety, or welfare in the defined geographical boundaries that will result is as follows: (a) property values will not be protected thereby denying a fair and equal opportunity to enjoy the benefits of the Plans; and (b) the welfare of neighboring residential properties will not be protected from adjacent uses that are incompatible with the Plans which would interfere

with the residential enjoyment of the property brought on by the noise and traffic which accompany Light Industrial uses allowed in the current development ordinances.

(2) The geographical boundaries in which the moratorium will apply are depicted in Exhibit “A,” attached hereto and incorporated as if fully set forth herein.

(3) This moratorium will apply to all undeveloped commercial property which is zoned Light Industrial and located within the geographical boundaries set forth in Exhibit “A”.

(4) The objectives or goals to be achieved by adopting new ordinances or regulations or amending existing ordinances or regulations during the period the moratorium is in effect are as follows:

(a) to give staff time to finalize the Charrette booklet/study and to create a framework to implement the Plans and to review the current development ordinances;

(b) to improve, or at the least protect, property values; and

(c) to protect the welfare of neighboring residential properties from adjacent uses which are incompatible with the Plans.

SECTION 3. MORATORIUM. A moratorium for a period not to exceed ninety (90) days from the effective date of this ordinance is hereby placed on the acceptance of any permit, as defined by section 245.001(1) of the Texas Local Government Code, for the development of undeveloped commercial property zoned Light Industrial within the geographical boundaries set forth in Exhibit “A,” attached hereto and incorporated as if fully set forth herein.

SECTION 4. EXTENSION. This moratorium expires on the 90th day after the effective date of this ordinance unless the City of Lewisville extends the moratorium in accordance with section 212.1362 of the Texas Local Government Code, as amended.

SECTION 5. WAIVER. The moratorium adopted herein may be waived upon an application requesting such waiver as provided in and in accordance with section 212.137 of the Texas Local Government Code, as amended.

SECTION 6. LIMITATION ON THE MORATORIUM. Nothing contained in this ordinance shall prohibit a person from filing or processing an application for a permit that was previously in progress prior to the adoption of this ordinance when such is vested under Chapter 245 of the Texas Local Government Code or that would result in the application for zoning filed before the effective date of this ordinance or the temporary moratorium.

SECTION 7. REPEALER. Every ordinance or parts of ordinances found to be in conflict herewith are here by repealed.

SECTION 8. SEVERABILITY. If any section, sentence, clause, or phrase of this ordinance shall for any reason be held to be invalid, such decision shall not affect the validity of the remaining sections, sentences, clauses, or phrases of this ordinance, but they shall remain in effect.

SECTION 9. EFFECTIVE DATE. This Ordinance shall take effect and be in full force and effect from and after the date of its adoption on second reading.

SECTION 10. EMERGENCY. It being for the public welfare that this ordinance be passed creates an emergency and public necessity and the rule requiring this ordinance be read on three separate occasions be, and the same is hereby, waived and this ordinance shall be in full force

and effect from and after its passage and approval and publication, as the law in such cases provides.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, BY A VOTE OF ____ TO ____, ON THIS THE 15th DAY OF JUNE, 2015.

APPROVED:

Rudy Durham, MAYOR

ATTEST:

Julie Heinze, CITY SECRETARY

APPROVED AS TO FORM:

Lizbeth Plaster, CITY ATTORNEY



Legend

 Undeveloped Light Industrial



EXHIBIT A

MEMORANDUM

TO: Melinda Galler, Assistant City Manager

FROM: Russ Kerbow, Police Chief

DATE: June 15, 2015

SUBJECT: Discussion and Consideration of Appointment to the Denton County Behavioral Health Leadership Team.

BACKGROUND

The Denton County United Way sponsored the creation of the Denton County Citizen's Council on Mental Health in February 2014. Denton County United Way President and CEO, Gary Henderson, presented findings from a study conducted by the Meadows Foundation and distributed a copy to the city council at the June 1, 2015 workshop. The next step recommended by the study is to create a Denton County Behavioral Health Leadership Team made up of mostly community leaders. There is room on the leadership team for two appointees from the city council to represent the City of Lewisville.

ANALYSIS

Findings from a study conducted by the Meadows Foundation and released in March 2015 discovered that Denton County is one of the lowest counties in Texas in terms of funding set aside for behavioral health issues and Texas is among the lowest states in the nation in providing funding for behavioral health. The City of Lewisville was a \$2,500 sponsor of the Meadows study. The Denton County Behavioral Health Leadership Team's purpose is to create a strategic plan in order to apply for funding to coordinate existing services to the benefit of adults and children in need of behavioral services in Denton County. The leadership team will also be responsible for creating governance rules for the team such as use of any outside funding brought into the county, setting term limits of the team, etc. There is room on the leadership team for two appointees to represent the City of Lewisville and a staff position on the law enforcement workgroup. Chief Kerbow already serves as a member of the Denton County Citizen's Council on Mental Health and will serve on the law enforcement workgroup to represent the City of Lewisville. Several entities, including governmental entities in the county, have already appointed officials to serve on the team. ACM Galler agrees to be a staff appointee to the leadership team. Governmental entities have appointed at least one elected official to serve on the leadership team and Meadows suggests the same for the City of Lewisville.

RECOMMENDATION

It is City staff's recommendation that the City Council appoint Assistant City Manager Melinda Galler and consider appointing one member of City Council to the Denton County Behavioral Health Leadership Team.

MEMORANDUM

TO: Mayor Rudy Durham
Mayor Pro Tem R Neil Ferguson
Deputy Mayor Pro Tem Greg Tierney
Councilman Leroy Vaughn
Councilman TJ Gilmore
Councilman Brent Daniels

FROM: Julie Heinze, City Secretary

DATE: June 15, 2015

SUBJECT: Discussion and Consideration of Appointments to Various City Boards/Commissions/Committees.

BACKGROUND

On June 30, various terms of office on the City's boards, commissions, and committees will be expiring. Those positions have been identified and current appointees notified. The Board/Commission/Committee Appointment Process Electronic Notebook has been created for City Council's review. Data sheets for members requesting reappointment and all new applicants have been included in the book. At the June 1, 2015 City Council meeting, the following teams interview teams were set up: Mayor Durham and Councilman Vaughn; Mayor Pro Tem Ferguson and Councilman Daniels; and Deputy Mayor Pro Tem Tierney and Councilman Gilmore.

The following is a list of current board members that are interested in being reappointed:

Greg Tierney	Place No. 1	Animal Services Advisory Committee (Council Rep)
Judy Cromwell	Place No. 3	Animal Services Advisory Committee
Nick Rudolph	Place No. 5	Animal Services Advisory Committee (Animal Welfare Org)
Craig Roberts	Place No. 1	Arts Advisory Board (Business Located in Lewisville)
Bill Watson	Place No. 3	Arts Advisory Board (Employer by Institution of Higher Learning in Art Related Field)
Brenda Crawford	Place No. 5	Arts Advisory Board (Lewisville Resident)
Peggy Atkerson	Place No. 9	Arts Advisory Board (Lewisville Resident)
Tamela Bowie	Place No. 1	CDBG Advisory Committee
Sarah McLain	Place No. 3	CDBG Advisory Committee
Debbie Fu	Place No. 7	CDBG Advisory Committee
Charles Emery	Place No. 1	Lewisville Housing Finance Corporation
R L Crawford	Place No. 3	Lewisville Housing Finance Corporation
Hurl Scruggs	Place No. 5	Lewisville Housing Finance Corporation
R L Crawford	Place No. 1	Lewisville Industrial Development Corporation
Charles Emery	Place No. 5	Lewisville Industrial Development Corporation

Appointments to Boards/Commissions/Committees
 June 15, 2015
 Page 2 of 4

R Neil Ferguson	Place No. 1	Lewisville Local Government Corporation
Greg Tierney	Place No. 3	Lewisville Local Government Corporation
Rudy Durham	Place No. 4	Lewisville Local Government Corporation
Leroy Vaughn	Place No. 5	Lewisville Local Government Corporation
TJ Gilmore	Place No. 1	Lewisville Parks and Library Development Corp
Robert Solete	Place No. 2	Lewisville Parks and Library Development Corp
Ken Judkins	Place No. 3	Lewisville Parks and Library Development Corp
R Neil Ferguson	Place No. 4	Lewisville Parks and Library Development Corp
Rudy Durham	Place No. 6	Lewisville Parks and Library Development Corp
Doug Killough	Place No. 7	Lewisville Parks and Library Development Corp
Kathaleen Rodriguez	Place No. 3	Library Board
Toby Faber	Place No. 5	Library Board
Carolyn Richard	Place No. 7	Library Board
Dave Leopold	Place No. 1	Oil & Gas Advisory Board
AaronThesman	Place No. 5	Oil & Gas Advisory Board
Casey Dunn	Place No. 1	Old Town Design Review Committee (Resident)
Sharon Ellis	Place No. 3	Old Town Design Review Committee (OT Resident)
Dough Killough	Place No. 5	Old Town Design Review Committee (Resident)
Bill Peck	Architect	Old Town Design Review Committee
Jim Domer	Place No. 1	Park Board
Richard Oropeza	Place No. 3	Park Board
Robert Solete	Place No. 5	Park Board
Michael Pope	Place No. 7	Park Board
Cally Browning	Place No. 9	Park Board
Brandon Jones	Place No. 2	Planning and Zoning Commission
Alvin Turner	Place No. 4	Planning and Zoning Commission
Kristin Green	Place No. 6	Planning and Zoning Commission
Tamela Bowie	Place No. 1	TIRZ, Number 1 Board of Directors
Scott Strange	Place No. 3	TIRZ, Number 1 Board of Directors
Bill Peck	Place No. 5	TIRZ, Number 1 Board of Directors
Michelle D Viner	Place No. 3	TIRZ, Number 2 Board of Directors
Tom Jensen	Place No. 1	Zoning Board of Adjustment
MaryEllen Miksa	Place No. 3	Zoning Board of Adjustment
James Collier	Alternate No 1	Zoning Board of Adjustment

Should the City Council reappoint all the current members interested in being reappointed to their existing Board/Commission/Committee, the following vacancies will exist:

- Animal Services Advisory Committee – Place No. 7 (will need to be replaced with a Veterinarian)
- Arts Advisory Board – Place No. 7(Lewisville Resident)
- Community Development Block Grant Advisory Committee – Place No. 5
- Lewisville Industrial Development Corporation – Place No.3
- Lewisville Local Government Corporation – Place No.2 (City Council Member)
- Lewisville Parks and Library Development Corporation – Place No. 5 (City Council Member)
- Library Board – Place No. 1
- Oil and Gas Advisory Board – Place No. 3 (Industry Representative) – Place No. 7 (Lewisville Resident)
- Planning and Zoning Commission – Place No. 3 (formerly Brent Daniels’ position – due to his being elected he is officially removed from the Planning and Zoning Commission)
- Tax Increment Reinvestment Zone, No. 2, Board of Directors – Place Nos. 1 and 5

Typically a memo detailing attendance of all members requesting reappointment is included with the various boards; however, as there are currently no attendance concerns this memo has not been prepared.

ANALYSIS

Please note when reviewing the data sheets behind each specific board of the electronic boards/commissions notebook, in the top right hand corner there is a notation if the applicant is a current member or new applicant. If they are a new applicant, it will show if this board is their first or second choice (when no applicants have selected a first or second choices for a particular board, applicants indicating a lower rated interest will be included). The electronic notebook contains the following information:

Bookmark 1	Appointment Directives
Bookmark 2:	List of 2015 Vacancies and Reappointment Considerations
Bookmark 3:	Interview Questions
Bookmark 4:	Re-appointees – 2015
Bookmark 5:	New Applicants List - 2015
Bookmark 6:	Animal Services Advisory Committee
Bookmark 7:	Arts Advisory Board
Bookmark 8:	Community Development Block Grant Committee
Bookmark 9:	Lewisville Housing Finance Corporation
Bookmark 10:	Lewisville Industrial Development Corporation
Bookmark 11:	Lewisville Local Government Corporation
Bookmark 12:	Lewisville Parks and Library Development Corporation

Bookmark 13:	Library Board
Bookmark 14:	Oil and Gas Advisory Board
Bookmark 15:	Old Town Design Review Committee
Bookmark 16:	Park Board
Bookmark 17:	Planning and Zoning Commission
Bookmark 18:	Tax Increment Reinvestment Zone #1
Bookmark 19:	Tax Increment Reinvestment Zone #2
Bookmark 20:	Zoning Board of Adjustment

RECOMMENDATION

The City staff's recommendation is that the City Council proceed with the appointment process to the various City Boards/Commissions/Committees.

MEMORANDUM

TO: Donna Barron, City Manager

FROM: Gina Thompson, Budget and Research Director

DATE: May 20, 2015

SUBJECT: **Consideration of Upcoming Meeting Dates for the City's Budget Process.**

BACKGROUND

City staff has provided a calendar showing the important upcoming dates for Council meetings regarding the City's budget process. Please note that the annual Budget Workshop has been scheduled for August 1st. This is the workshop dedicated to the FY 2015-16 budget discussions related to all fund revenues, expenditures, and fund balances. In addition, current year tax valuations and tax rate discussions will be held. Moving the workshop to August 8th would be an option, however moving the workshop to any other date would require re-working the budget calendar to change the date for publishing the notice of the public hearing(s), the date of the public hearing(s), and the dates for the remaining council meetings, and would need to be reviewed.

Also scheduled on the proposed calendar are the public hearings for the budget and tax rate, and the City Council meeting in which the budget will be adopted and the tax rate set.

RECOMMENDATION

It is City staff's recommendation that the City Council review the proposed calendar, direct City staff regarding any necessary changes and adopt the calendar.

Budget Calendar FY 2015-2016

Date	Action / Event	Responsible Party
March 19-21, 2015	City Council Planning Retreat	City Manager's Office
April 6, 2015	Notice to Denton County and Denco 911 of tower maintenance costs	ITS/PD
	Last day to submit transfers between activities/funds of existing personnel	Department Directors
April 10, 2015	Budget Manual Schedules Due from Departments	Public Services, ITS, Fire, CMO
April 30, 2015	Revised and Base Budget Payroll Information Due	Human Resources
May 11, 2015	Budget Process Kick-off	City Manager's Office
May 11, 2015	Budget Training Session Held	City Manager's Office
May 12, 2015	Budget Training Session Held	City Manager's Office
May 13, 2015	Budget Training Session Held	City Manager's Office
May 13, 2015	All revised and base budget "mandated" amounts entered onto system Mid-year actual #'s to departments; target number distribution	City Manager's Office City Manager's Office
May 14, 2014	Departmental entry of SWOTs can begin Departmental entry of revised and base budget data can begin	Department Directors
May 20, 2015	General and Utility Fund Financial Plan updating begins FY 14-15 Department SWOT Due Distribute Target Number to Arts Council FY 14-15 Mid-year Revenue and Expenditure Re-estimates Due Radio Contract Rate Changes Due to Participating Cities	Finance Department Directors City Manager's Office Dept. Directors Police Department
June 1, 2015	FY 15-16 Revenue Projections Due Fee Schedule Review Do All Fund/Dept. Budgets / Action Steps/ performance measures due including employee re-class, new or additional positions, transfers and new unclassified positions due to Human Resources, Technology Requests to ITS, Radio Requests to PD, Vehicle and Equipment Request Forms due to Public Works, Cell Phone Requests due to City Manager's Office, also includes police and fire applications for sales tax funding. CIP Water/Sewer 5 Year Plan Due CIP Street 5 Year Plan Due CIP Technology Long Range Plan Due Organizational SWOT Due Revenue projections Due Hotel Motel Requests Due	Dept. Directors Department Directors Department Directors Department Directors Department Directors Department Directors Department Directors Police Chief and Fire Chief Public Services Director Public Services Director Information Technology Director City Manager's Office Budget Director Arts Council
June, 2015	Sometime in June -Both TIFs and PID Board Meetings on Proposed Budget	Economic Development
June 3, 2015	HR and ITS Action Step Review complete	HR/ITS
June 5 - June 12, 2015	Org Chart/Line Item Review with Budget Director	Department Directors
June 15- June 20, 2015	Budget Summary/ Action Step Review with City Manager	Department Directors
June 10, 2015	Teen Court Program Costs to Flower Mound	Municipal Court Judge
June 20 - July 3, 2015	Budget / Plan Revision from reviews	Department Directors
July 3, 2015	Final Budget / Plan Due	Department Directors
July 6, 2015	Crime Control and Fire Prevention Board Budget Meeting Parks & Library Corporation Budget Planning Session	City Manager's Office Corporation
July 7, 2015	Advertise public hearing for Crime Control and Fire Prevention proposed budgets	Crime Control and Fire Prev Boards
July 13, 2015	Review Position Control Changes to Budgeted Personnel	Human Resources/City Manager's Office
July 14, 2015	Preliminary Water and Sewer Rate Study Complete Final General and Utility Fund Financial Plans Due	Finance Finance
July 20, 2015 <i>(must be between July 2 and August 1)</i>	Regular City Council Meeting 1) Preliminary Budget Submitted to City Council 2) Preliminary Budget Filed with City Secretary 3) Preliminary Budget Copy Placed in Library 4) Set date for Budget Public Hearing Parks & Library Corporation Public Hearing, if needed Includes submittal of proposed fire prev. and crime control proposed budgets Public Hearing on Crime Control and Fire Prevention proposed budgets Adopt proposed Crime Control and Fire Prevention budgets	Between 7/2 and 8/3 - charter Need time after certified tax roll is received City Manager's Office City Manager's Office City Manager's Office City Manager's Office Corporation CMO Crime Control and Fire Prev Boards Crime Control and Fire Prev Boards
July 28, 2015	Publish notice of public hearing on Crime Control and Fire Prev. proposed budgets	City Manager's Office
July 30, 2015	Final Certified Tax Roll Received from Appraisal Districts	Finance Director

August 6, 2015	Castle Hills Police/Fire Agreement Updates to Castle Hills Water Ridge PID - Proposed Assessment Rate Notice of Public Hearing sent to Property Owners and City Secretary			City Manager's Office Finance Finance
August 1, 2015	Budget Special Session/Workshop 1) Supplemental Tax Revenue Memorandum submitted to City Council 2) Take a Record Vote to Consider Increasing Taxes 3) Set Date for Tax Rate Public Hearing 4) Submission of Certified Appraisal Rolls 5) Certify Anticipated Collection Rate 6) Present Effective Tax Rate to Governing Body 7) Hold Public Hearing on Crime Control/Fire Prevention Proposed Budgets (Board)			City Manager's Office Finance Finance Finance Finance Finance Council
August 11, 2015	Publish "Notice of Public Hearings on Budget" for 24th paper Publish "Effective Tax Rate Calculation" Publish "Notice of Public Hearing on Tax Increase" Add notice of Public Hearings on web site and cable channel	at least 5 days before PH - charter; only on Wednesdays or Saturdays	at least 5 days before PH - charter; (can't publish until know proposed tax rate and only on Wednesdays or Saturdays)	City Secretary Denton County Tax Office Finance City Manager's Office/Finance
August 17, 2015	Regular City Council Meeting 1) Public Hearing on Budget (including PID) 3) Public Hearing on Tax Increase 4) Announce date, time and place of the meeting at which vote on the tax rate will take place. 5) Adopt Crime Control and Fire Prev. annual budget	at least 15 days after submittal and	at least 15 days after submittal and	City Manager's Office Finance Finance Council
September 14, 2015	Regular City Council Meeting 1) 2nd Public Hearing on Budget 2) 2nd Public Hearing on Tax Increase 3) Announce date, time and place of the meeting at which vote on the tax rate will take place.	at least 3 days after 1st PH per TNT	no earlier than the 3rd day after 1st Public Hearing per TNT (September 4 is a holiday)	City Manager's Office Finance City Manager's Office
September 15, 2015	Publish "Notice of Tax Revenue Increase" put on website and cable	After both PH's before vote	After both PH's before vote	Finance Finance
September 21, 2015	Regular City Council Meeting 1) Adopt Budget Ordinance 2) Tax Rate Ordinance - Vote on Tax Rate 3) Vote on Assessment and Adopt Proposed Budget for Waters Ridge	no less than 3 says and no more than 14 after 2nd PH	no less than 3 says and no more than 14 after 2nd PH	City Manager's Office Finance City Manager's Office
<u>OR, if not more than effective tax rate.....</u>				
September 14, 2015	Regular City Council Meeting 1) Public Hearing on Budget 2) Public Hearing on Waters Ridge 3) Public Hearing on Tax Increase	at least 15 days after submittal and before levy - per charter	at least 15 days after submittal and before levy - per charter	City Manager's Office Economic Development Director Finance
September 15, 2015	put notice of tax revenue increase on website and cable Publish "Notice of Tax Revenue Increase"	After both PH's before vote	After both PH's before vote	Finance Finance
September 21, 2015	Regular City Council Meeting 1) Adopt Budget Ordinance 2) Tax Rate Ordinance - Vote on Tax Rate 3) Vote on Assessment and Adopt Proposed Budget for Waters Ridge	no less than 3 says and no more than 14 after 2nd PH	no less than 3 says and no more than 14 after 2nd PH	City Manager's Office Finance City Manager's Office

MEMORANDUM

TO: Donna Barron, City Manager

FROM: David Salmon, P.E., City Engineer

VIA: Eric Ferris, Assistant City Manager

DATE: June 8, 2015

SUBJECT: Analysis of Asphalt vs Concrete Pavement

BACKGROUND

As a result of discussion with Council at the 2013 Council Retreat, Staff hired Halff Associates to provide a report comparing two specific residential pavement sections, one asphalt and one concrete to determine the cost effectiveness of each. The 2013 report concluded that although the asphalt street section was less expensive to construct, over a 30-year life span, was more costly than the concrete street section due to the more frequent required maintenance. As a result, Council directed Staff to continue using concrete for capital street projects. Exception was given to streets in the North Mill Street area due to the low volume residential nature of the neighborhood. Since the 2013 report, concrete prices have risen by 15 to 20 % leading to most recent street project bids coming in higher than originally estimated. Because of the adoption of the Lewisville 2025 Plan and the subsequent CIP planning, Staff had Halff Associates update and expand the 2013 report.

ANALYSIS

The 2013 report analyzed two specific residential street sections, one asphalt and one concrete based on life cycle cost. The two street sections selected by staff were the same thickness, however not structurally equivalent to each other, with the asphalt section being less structurally robust. The 2015 report analyzed structurally equivalent residential, collector and arterial street sections and not only compared life cycle costs but took into account several other factors. In general, the asphalt street sections needed to be 2 inches thicker than the concrete street sections in order to be structurally equivalent. Factors taken into account in the 2015 update include traffic loads & design life, soil conditions, pavement edge conditions, pavement subgrade treatment, drainage, presence of underground utilities, construction duration, traction on wet or icy surfaces, environmental issues and construction and maintenance costs.

CONCLUSION

When structurally equivalent asphalt and concrete streets sections are compared, concrete performs better or the same in almost all conditions and with less cost up front and over time. In general, asphalt street sections that are structurally equivalent to the City's standard concrete street segments cost between 1.5 to 1.7 times more to build than the concrete sections and over a 30-year life span cost 1.5 to 2 times more to maintain than the concrete sections. The only exception where asphalt has any advantage over concrete and then only under certain conditions is construction duration.

In addition, the report indicates in cases where a lesser pavement section is warranted due to the possibility of a street being abandoned, removed or replaced in the near future, a thinner asphalt section may be appropriate and more cost effective.