



Sherry Garrison, Council Position 1
TJ Haight, Council Position 2
Tommy Ginn, Council Position 3

Bill Patterson, Council Position 4
Ron Martin, Council Position 5
Rae A. Sinor, Council Position 6

James Stokes, City Manager
Gary Jackson, Assistant City Manager

Jerry Mouton Jr., Mayor

Shannon Bennett, City Secretary
Jim Fox, City Attorney

In order to help prevent the spread of the virus that causes COVID-19, the City of Deer Park is asking members of the public attending the City Council meeting to:

- 1. Maintain at least 6 feet separation from other individuals.*
- 2. Self-screen before going into the meeting for any of the following new or worsening signs or symptoms of possible COVID-19: (Cough, Shortness of breath or difficulty breathing, Chills, Repeated shaking with chills, Muscle pain, Headache, Sore throat, Loss of taste or smell, Diarrhea, Feeling feverish or a measured temperature greater than or equal to 100.0 degrees Fahrenheit, Known close contact with a person who is lab confirmed to have COVID-19, Wash or disinfect hands upon entering the building and after any interaction with others in the building.*
- 3. Consider wearing cloth face coverings (over the nose and mouth) when entering the building, or when within 6 feet of another person who is not a member of the individual's household.*

The City of Deer Park will be limiting attendance in the Council Chambers to fifty percent (50%) of the total listed occupancy of room capacity during this meeting.

Ordinance # 4175

Resolution #2020-05

CALL TO ORDER

The 1762nd meeting of the Deer Park City Council.

COMMENTS FROM AUDIENCE

The Mayor shall call upon those who have registered to address Council in the order registered. There is a five minute time limit . A registration form is available in the Council Chambers and citizens must register by 7:25 p.m.

INVOCATION

PLEDGE OF ALLEGIANCE

AWARDING/REJECTING BIDS

The Mission of the City of Deer Park is to deliver exemplary municipal services that provide the community a high quality of life consistent with our history, culture and unique character.

1. Awarding bid of the Rehabilitation of the Coy Street 500,000 Elevated Water Storage Tank. [BID 20-025](#)

Recommended Action: Staff recommends awarding the project to DSP Industrial based on the low bid and the engineer's recommendation.

Department: Public Works

Attachments: [01 bid summary](#)
[contractor recommendation letter](#)

CONSENT CALENDAR

2. Approval of minutes of budget workshop meeting on June 29, 2020. [MIN 20-093](#)

Recommended Action: Approval

Attachments: [CC_MWB_062920](#)

3. Approval of minutes of workshop meeting on July 21, 2020. [MIN 20-094](#)

Recommended Action: Approval

Attachments: [CC_MW_072120](#)

4. Approval of minutes of regular meeting on July 21, 2020. [MIN 20-095](#)

Recommended Action: Approval

Attachments: [CC_MR_072120](#)

5. Approval of tax refund to Underwood Associates in the amount of \$2,029.95 due to a value decrease granted by Harris County Appraisal District. [TAXR 20-083](#)

Recommended Action: Approve the tax refund to Underwood Associates.

Department: Finance

6. Approval of tax refund to Global New Millennium Partners LTD. in the amount of \$537.74 due to a value decrease granted by Harris County Appraisal District. [TAXR 20-084](#)

Recommended Action: Approve the tax refund to Global New Millennium Partners LTD.

Department: Finance

7. Approval of tax refund to Hessy A. & Sonia E. Khodra in the amount of \$605.96 due to a homestead exemption granted by Harris County Appraisal District. [TAXR 20-085](#)

Recommended Action: Approve the tax refund to Hessy A. & Sonia E. Khodra.

Department: Finance

The Mission of the City of Deer Park is to deliver exemplary municipal services that provide the community a high quality of life consistent with our history, culture and unique character.

8. Approval of the surplus property list and authorization to auction this surplus property via the Internet through Rene Bates Auctioneers. [AUC 20-001](#)

Recommended Action: Approval of and authorization to auction surplus property via the Internet through Rene Bates Auctioneers.

Department: Finance

Attachments: [2020 Surplus Auction Items](#)

9. Acceptance of completion and release of retainage for the 18" Force Main Rehabilitation Project Phase I. [ACT 20-022](#)

Recommended Action: Staff is requesting acceptance and retainage release for the completed project

Department: Public Works

10. Acceptance of completion and release of retainage for the New Orleans Outfall Rehabilitation Drainage Project. [ACT 20-023](#)

Recommended Action: Staff is requesting acceptance and retainage release for the completed project

Department: Public Works

11. Acceptance of completion and release of retainage for the Deer Park Meadows Sanitary Sewer Rehabilitation Project. [ACT 20-025](#)

Recommended Action: Staff is requesting acceptance and retainage release for the completed project

Department: Public Works

12. Acceptance of the Quarterly Investment Report for the quarter ended June 30, 2020. [RPT 20-028](#)

Recommended Action: Accept the Investment Report for the Quarter Ended June 30, 2020.

Attachments: [2020 3Q Investment Report](#)

13. Authorization to purchase and the installation of four (4) bleachers from Game Court Services via the BuyBoard Contract #502-16. [PUR 20-017](#)

Recommended Action: Recommend the approval to purchase and installation of four (4) bleachers from Game Court Services via the BuyBoard Contract #502-16.

Attachments: [Game Court Services](#)

14. Acceptance of the Deer Park Community Development Corporation's quarterly report for the period of April 1, 2020 - June 30, 2020. [RPT 20-033](#)

Recommended Action: Accept the Deer Park Community Development Corporation's quarterly report for the period of April 1, 2020 - June 30, 2020.

Department: City Manager's Office, Finance and Parks & Recreation

Attachments: [Qtr Report - F20 Q3 06.30.20 cumulative](#)

The Mission of the City of Deer Park is to deliver exemplary municipal services that provide the community a high quality of life consistent with our history, culture and unique character.

NEW BUSINESS

15. Consideration of and action on an agreement with Harris County to conduct a joint election on November 3, 2020.

[AGR 20-032](#)

Recommended Action: Approval

Attachments: [Harris County Agreement](#)
[Exhibit A Cost Estimate Nov 2020](#)
[Exhibit B Cost Estimate Nov 2020](#)

16. Consideration of and action on an agreement to renew the School Resource Officers (SRO)/Crossing Guard Inter-Local Agreement with the Deer Park Independent School District (DPISD) for the 2020/2021 school year.

[AGR 20-028](#)

Attachments: [SRO Inter-local agreement 2020](#)
[Statement of Anticipated Cost 2020](#)

17. Consideration of and action on authorization to submit a Public Assistance (PA) grant application to FEMA and to participate in the Harris County COVID-19 Small Cities Coronavirus Relief Funds (CRF) for reimbursement for COVID-19 related expenses.

[AUT 20-033](#)

Recommended Action: Staff requests that Council provide authorization to submit a Public Assistance (PA) grant application to FEMA and to participate in the Harris County COVID-19 Small Cities Coronavirus Relief Funds (CRF) for reimbursement for COVID-19 related expenses.

Attachments: [CARES Act Small City Program3](#)

18. Consideration of and action on an ordinance appointing a member of the Fire Control, Prevention and Emergency Medical Services District of the City of Deer Park.

[ORD 20-054](#)

Recommended Action: Approve the ordinance.

Department: City Manager's Office and City Council

Attachments: [Appt Fire Control Emergency Medical Service-1 member-2021](#)

The Mission of the City of Deer Park is to deliver exemplary municipal services that provide the community a high quality of life consistent with our history, culture and unique character.

19. Consideration of and action on an ordinance amending Ordinance No. 4141 for a General Election originally set on May 2, 2020 resetting to November 3, 2020 to elect three Councilmembers.

[ORD 20-055](#)

Recommended Action: Adoption of the ordinance.

Department: City Secretary's Office

Attachments: [Amending general election with exhibit](#)
[Advisory to postpone election](#)

20. Consideration of and action on an ordinance cancelling the November 3, 2020 Type B Special Election.

[ORD 20-061](#)

Recommended Action: Approve the ordinance.

Attachments: [COVID-19 Type B Special Election Cancellation-07-2020](#)

ADJOURN

Shannon Bennett, TRMC
City Secretary

Posted on Bulletin Board
July 30, 2020

City Hall is wheelchair accessible and accessible parking spaces are available. Hearing assistance devices are available. Requests for accommodation services must be made 72 hours prior to any meeting. Please contact the City Secretary's office at 281-478-7248 for further information.

The Mission of the City of Deer Park is to deliver exemplary municipal services that provide the community a high quality of life consistent with our history, culture and unique character.



Legislation Details (With Text)

File #: BID 20-025 **Version:** 1 **Name:**
Type: Bids **Status:** Agenda Ready
File created: 7/23/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Awarding bid of the Rehabilitation of the Coy Street 500,000 Elevated Water Storage Tank.
Sponsors: Public Works
Indexes:
Code sections:
Attachments: [01 bid summary](#)
[contractor recommendation letter](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Awarding bid of the Rehabilitation of the Coy Street 500,000 Elevated Water Storage Tank.

Summary: On July 22, 2020 we received 14 bids for the Rehabilitation of the Coy Street 500,000 Elevated Water Storage Tank. The bids ranged from a high of \$739,557 to a low bid of \$419,000. Dunham Engineering has been hired to design and oversee this project. They have reviewed the bids and recommend the project be awarded to DSP Industrial, Inc. based on their low bid of \$419,000.00. The engineering firm has past experience with this company and feels they can successfully complete the project. (A bid summary is attached to this agenda item)

Fiscal/Budgetary Impact: Funds have been allocated in the Water/Sewer Bond Fund 512 for this project.

Staff recommends awarding the project to DSP Industrial based on the low bid and the engineer's recommendation.

APPARENT LOW BIDDERS

Rehabilitation of the Coy Street 500,000 Gallon Elevated Water Storage Tank

Bid Summary	
Engineers Estimate	No Estimate
Total Bids	14
AMLT \$	\$1,000.00
AMLT %	0.24%
Average Bid	\$524,935.71

	Bidder	BASE BID	ALTERNATE BID ITEM
1	DSP Industrial, Inc. <i>Submitted: 7/21/2020 11:49:17 PM</i>	\$419,000.00	\$0.00
2	A&M CONSTRUCTION AND UTILITIES <i>Submitted: 7/22/2020 12:30:20 PM</i>	\$420,000.00	\$0.00
3	Corrosion Eliminators <i>Submitted: 7/22/2020 12:33:55 PM</i>	\$429,000.00	\$0.00
4	NG Painting, LP <i>Submitted: 7/22/2020 1:05:21 PM</i>	\$440,000.00	\$0.00
5	Cherokee PSI <i>Submitted: 7/22/2020 11:11:05 AM</i>	\$452,000.00	\$0.00
6	D&M TANK, LLC. <i>Submitted: 7/21/2020 11:48:28 AM</i>	\$470,150.00	\$0.00
7	Viking Industrial Painting <i>Submitted: 7/21/2020 5:43:13 PM</i>	\$488,800.00	\$5,000.00
8	Nova Paintings, LLC <i>Submitted: 7/22/2020 9:01:59 AM</i>	\$520,000.00	(\$3,000.00)
9	tankezcoatingsinc <i>Submitted: 7/22/2020 11:14:20 AM</i>	\$534,000.00	\$0.00
10	Tank Pro, Inc. <i>Submitted: 7/22/2020 10:21:22 AM</i>	\$572,730.00	\$0.00

11	Classic Protective Coatings, Inc. <i>Submitted: 7/20/2020 3:27:57 PM</i>	\$587,958.00	\$0.00
12	M.K. Painting, Inc. <i>Submitted: 7/21/2020 12:52:48 PM</i>	\$616,000.00	\$0.00
13	Gulf States Protective Coatings <i>Submitted: 7/22/2020 9:22:36 AM</i>	\$659,905.00	\$0.00
14	Blastco <i>Submitted: 7/22/2020 12:02:21 PM</i>	\$739,557.00	\$0.00

Bids opened at: 7/22/2020 2:02:03 PM

College Station, TX
McAllen, TX
Oklahoma City, OK



Phone: 979-690-6555
Fax: 979-690-7034
TX Registration #: F-2253
www.DunhamEngineering.com

July 22, 2020

City of Deer Park
710 E. San Augustine
Deer Park, Texas 77536

Attn: Kathy Holcomb, Purchasing Department

Ref.: Coy St Elevated Water Storage Tank Rehabilitation Project

The purpose of this letter is to recommend a contractor for the above ref. project. The low bidder for the project is DSP Industrial, Inc.

DSP is a local contractor from Deer Park that specializes in repairing, sandblasting and painting steel structures. DSP has not performed any work for Dunham Engineering since the company was formed less than 10 years ago; however, their Owner (Duane Partlow) has several years experience working as a water tank rehabilitation supervisor with other contractors that Dunham Engineering was involved with.

DSP has the capability to complete the work on time in a professional manner. We recommend the low bidder, DSP Industrial, Inc. for award of the project.

Jimmy D. Dunham, P. E.



Legislation Details (With Text)

File #: MIN 20-093 **Version:** 1 **Name:**
Type: Minutes **Status:** Agenda Ready
File created: 7/29/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Approval of minutes of budget workshop meeting on June 29, 2020.
Sponsors:
Indexes:
Code sections:
Attachments: [CC_MWB_062920](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Approval of minutes of budget workshop meeting on June 29, 2020.

Summary:

Fiscal/Budgetary Impact:

None.

Approval

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

Minutes

of

A BUDGET WORKSHOP OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS
HELD AT CITY HALL, 710 EAST SAN AUGUSTINE STREET, DEER PARK, TEXAS ON
JUNE 29, 2020 BEGINNING AT 5:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON, JR.
SHERRY GARRISON
TJ HAIGHT
TOMMY GINN
BILL PATTERSON
RON MARTIN
RAE A. SINOR

MAYOR
COUNCILWOMAN
COUNCILMAN
COUNCILMAN
COUNCILMAN
COUNCILMAN
COUNCILWOMAN

OTHER CITY OFFICIALS PRESENT:

JAY STOKES
GARY JACKSON
SHANNON BENNETT
JIM FOX

CITY MANAGER
ASSISTANT CITY MANAGER
CITY SECRETARY
CITY ATTORNEY

1. MEETING CALLED TO ORDER – Mayor Mouton called the workshop to order at 5:30 p.m.
2. COMMENTS FROM AUDIENCE – No comments received.
3. DISCUSSION OF ISSUES RELATING TO REVENUES AND EXPENDITURES FOR THE GENERAL FUND BUDGET FOR FY 2020-2021 – City Manager James Stokes began the discussion by acknowledging and thanking Assistant City Manager Gary Jackson, Finance Director Donna Todd, Purchasing Coordinator Tracy Peterson and Administrative Assistant Libby Blair for their help with the budget process. Mr. Stokes commented, “We started this process as we always do in March and said “this year is going to be a very frugal year.” We knew that going in, even before COVID -19, we knew to expect frugality. With all the issues with COVID -19, the Directors did an outstanding job of keeping their requests to a minimum but emphasizing for that of which they need. I am going to hit the high points of the budget. It is a very similar budget of what you have seen in the past, a lot of what I am going to say is some of what you have heard before. Along the way, if you have any questions that we can answer, please ask. Like Mayor said, if we don’t know the answer, we can write it down and give it to you later. In an ideal situation, it would be good if we could finish it up tonight, but

we are posted to meet again tomorrow if we need to meet. Additionally, if it takes more than two meetings, we can schedule meetings to do whatever Council needs to be done to feel good about the budget. This budget is going to be remembered as the one that was put together in the year 2020, when the whole world was changed and was different, where we dealt with a lot of new realities, like wearing a mask. Deer Park is so extremely blessed. I want everyone to know that. You may not find another municipality in the state, certainly you won't find very many, that are as financially well off to handle this situation as we are, because we have a large fund balance and because we have a long history of very conservative budgets. You are not going to see in this budget, thank goodness, and I truly thank the Lord above, Directors coming up here one by one to talk about how many people we have to lay off. You don't have to look very far around us, like the big city next door, Houston, that is having to go through that. There are cities all over the country that already have a lot of other issues and pension problems that can make life difficult even without COVID -19. We, however, are in phenomenal shape, all things considered. We have taken on about 3 million dollars worth of extra expense to date. Hopefully, we don't have another situation like Pasadena that has closed down and is back on emergency pay policy, which was just done on Friday. At this point we don't envision on having to do that again and I hope we don't. Those costs are eligible for reimbursements from a couple of different sources that could potentially pay for that. The first source would be the money that Harris County has received through the CARES Act and we really hope to get some reimbursement from the county. We are in a unique situation, being a municipality other than Houston, in a county that is the size of Harris County, where we do not get a direct reimbursement. There is no guarantee that we are going to get any funding. The county has put out information where they have requested financial information to help them make determination if they want to give us even one penny or not. They do not legally have to give us one penny. Staff did a good job of getting that information together and ideally, we will get some reimbursement, which will help some with our extra expenses this year. Hopefully, we get some of that and hopefully there will be some kind of discussion between the cities of Harris County besides the City of Houston with the county officials. I know Mayor and I have had this discussion several times, that it should be a very prominent topic. I know we have Senator Cruz coming to the next Harris County Mayor and Council Association meeting."

Councilwoman Garrison asked, "How are they going to do that with the social distancing?"

Mayor Mouton commented, "Senator Cruz is not coming in. Dr. Babin is scheduled, if it happens."

Mr. Stokes commented, "My only point about Senator Cruz coming was just to say, even though he would be the highlight of the evening, that the Harris County Mayor and Council Association, especially, needs to be the voice, in my opinion to let Judge Hidalgo, Commissioner Garcia and the other three Commissioners know we are expecting some form of reimbursement for some of that. I hope that their resolution or whatever appropriate measure is, that the message is communicated."

Mayor Mouton commented, "There has been a lot of discussion already and it appears that the County in no way shape or form, is going to give any of that money out. I am talking about almost 500 million dollars that was given in an aspect of a per diem, per person, per city to the County, but if you weren't over a certain size, then it was going to the county to be disbursed. There was not any inclusions to force it to go to the cities and the Judge is taking the position that "We are the County and we have the Health Department so we have incurred all the costs and no one else had any additional expense." I have talked to anyone who will listen including State Representative Mary Ann Perez. She and a lot of State Officials have been in conversation with the Judge, but there is nothing legally that can force them to do it. I know Mr. Stokes had said to me that they had sent out an application process to apply based on justification of expenses, but there is still not guarantee that the County is going to pay."

Mr. Stokes continued the discussion by highlighting some key points of the agenda:

Pertaining to employees, there will be no funding for new positions, merit based increases will be given with a successful evaluation, continuation to buy back 5% for longevity time and the exclusion of the cost of labor adjustment for this year. The information from the health pool for the City's health insurance indicates there will be an expectation of a 3% - 4% rate increase and a return of 8 million dollars of equity, pool wide, to which Deer Park will receive \$209,000 from that.

There will be an \$898,423 increase in Ad-Valorem taxes with the same tax rate of 0.72, with an expectation of a 3.5% cap. Industrial District payments will be decreasing relative to the amount that was received for the current year, which was in the amount of \$230,000.

Sales tax revenues and many other revenues of the General Fund will be decreasing in the current year and is budgeted to decrease the following year. Declines in Municipal Court fines and fees, Parks and Recreation program fees and investment revenues will hit the current budget and the following budget as well as an interest rate drop of 2.5%.

There will be a 5.6 million dollar debt incurred that will fund improvements at the Water Treatment Plant. Water and sewer rates will increase 5% to help pay for new and past debt. There will be no change to the Storm Water rate.

The Golf Course Lease Fund will require a \$481,195 transfer from the General Fund to fund the operations and the capital needs of the golf course.

The City is able to dedicate 1.5 million to fund many drainage projects.

Assistant City Manager Gary Jackson gave an overview of the budget book presentation and explained the tabs and page numbers to Council.

4. DISCUSSION OF ISSUES RELATING TO REVENUES AND EXPENDITURES FOR THE WATER AND SEWER FUND BUDGET FOR FY 2020-2021 – Item highlighted in opening remarks by City Manager James Stokes.
5. DISCUSSION OF ISSUES RELATING TO REVENUES AND EXPENDITURES FOR THE SPECIAL REVENUE FUND BUDGET FOR FY 2020-2021 – Item highlighted in the meeting by Assistant City Manager Gary Jackson.
6. DISCUSSION OF ISSUES RELATING TO REVENUES AND EXPENDITURES FOR THE STORM WATER FUND BUDGET FOR FY 2020-2021 – Item highlighted in opening remarks by City Manager James Stokes.
7. DISCUSSION OF ISSUES RELATING TO THE GOLF COURSE LEASE FUND BUDGET FOR FY 2020-2021 – Item highlighted in opening remarks by City Manager James Stokes.
8. DISCUSSION OF ISSUES RELATING TO MISCELLANEOUS BUDGET ISSUES FOR FY 2020-2021 –

City Hall Virtual Cluster – DR Phase II – IT Director James Lewis began by thanking the IT Staff for their work on the budget. Mr. Lewis advised Council of the IT Services Disaster Recovery Plan that houses three physical servers that host over 20 virtual servers throughout the City. These servers are at the end of their life in terms of every day dependency and is not recommended for continued, uninterrupted service. The existing servers will be not be auctioned off, but rather utilized at the EMS Station Disaster Recover Site in the event City Hall Data Center becomes unusable.

Upgrade Radio System – EMS Director Robert Hemminger advised Council of this project that was re-budgeted from the approved 2019-2020 fiscal year. This project was postponed due to COVID -19 response and limited time to complete the project. This upgrade will touch every vehicle radio system to allow GPS enabling to contribute to the safety measures of the Department.

Re-Mount Medic 3 Ambulance – EMS Director Robert Hemminger advised Council of the current chassis that will be traded in and replaced with a new chassis. This chassis will have the existing patient compartment box mounted onto it which will also be refurbished and upgraded to include new standards.

Councilwoman Garrison asked, “How long will they stay out of service as far as having it remounted?”

Mr. Hemminger responded, “It will be 10 to 12 weeks before we get that back.”

Councilman Patterson asked, “Who will do the drive train, engine and transmission differential?”

Mr. Hemminger responded, “That is the chassis that is being replaced. There will be a whole new Ford chassis.”

Councilman Patterson asked, “As far as the body and the box, that will stay the same?”

Mr. Hemminger responded, “Yes, They will refurbish and make sure the markings are on there. Sometimes, the striping package has to be replaced because it has to be reflective to meet all the safety standards. All of the inside patient compartment and the equipment will be inspected to make sure it is up to current standards which is all included in the price.”

Flashing Yellow Turn Signals – Public Works Director Bill Pedersen advised Council of the request for flashing yellow left turn signals along Center Street and East Boulevard. This will allow motorists to make a left-hand turn after yielding to oncoming traffic and will be estimated at \$242,500. This amount includes \$25,000 for traffic engineering warrant analysis and \$17,500 to prepare the details and plans for the bid documents.

Traffic Signal Preemption Equipment – Public Works Director Bill Pedersen advised Council of the request for all 24 traffic signals within the City to be equipped with preemption equipment which will allow all emergency vehicles to gain access through an intersection during an emergency by turning the lights green in their direction. An emitter can then be installed which broadcasts a visible light or invisible infrared signal to a receiver mounted on or near a traffic signal. The amount requested will only cover the cost of installation of the preemption equipment at all 24 traffic signal intersections, but does not include emitters for the emergency vehicles.

Drainage Projects – Public Works Director Bill Pedersen advised Council of the agreement with Cobb Fendley for professional engineering services for drainage analysis on six areas identified as the most damaged by Hurricane Harvey. Funding is being requested for the construction of a detention pond and channel improvements near Deer Park Manor Subdivision. There has been a 1.5 million dollar addition to the budget fund to help offset some of the costs.

Replacement Rear Loading Garbage Truck – Public Works Director Bill Pedersen advised Council of the request to replace this older garbage truck due to the constant repairs in the done in the shop 15 times for various mechanical issues. The amount requested for the replacement of the garbage truck is \$195,000.

Walking Floor Trailer – Public Works Director Bill Pedersen advised Council of the Wilkens walking floor trailer that is used to carry debris to the landfill is no longer cost effective to continue to make repairs on. This trailer has a lot of wear and tear and has extensive rust and

metal fatigue. The requested amount for a replacement of this trailer is \$91,000.

Generator at Transfer Station – Public Works Director Bill Pedersen advised Council of the generator requested in preparations of tropical events where it can provide emergency personnel the ability to shelter-in-place in a facility with air conditioning and refrigeration during an event allowing them to get out on the streets to start clearing storm debris as soon as it is safe to do so. The amount requested, \$175,000, will cover the cost of a 200 kw generator, transfer switch, concrete pad, electrical wiring and installation.

Emergency Water and Sewer Maintenance Agreement – Public Works Director Bill Pedersen advised Council of the budgeted \$400,000 emergency maintenance agreement that enables a contractor to perform work required when a need arises due to the project being much larger than the Public Works crew can handle. This saves time in having to call an emergency Council meeting, process budget amendments, find a company or the City having to go out for bids. The request for the funds is to continue with the maintenance agreement for any unforeseen emergency or work.

Water And Sewer Maintenance Contingency Fund For Unforeseen Emergency Projects, Purchases Or Repairs – Public Works Director Bill Pedersen advised Council of the contingency fund where the request for \$100,000 will be set aside for unforeseen work or emergencies. This contingency fund requires a “Contingency Approval Form” approved by the Director and City Manager before the funds can be used. As of April 2020, \$38,000 of the funds have been used to replace two pumps that were not budgeted.

Waste Water Treatment Plant Contingency For Unforeseen Equipment Repairs Or Replacement – Public Works Director Bill Pedersen advised Council of the requested amount of \$100,000 that mirrors the same principal to the prior contingency fund discussed.

Water Treatment Plant Contingency For Unforeseen Equipment Repairs Or Replacement – Public Works Director Bill Pedersen advised Council of the requested amount of \$100,000 that mirrors the same principal to the prior contingency fund discussed.

Water Treatment Plant- Replacement of Syphon & Vacuum Tank On Filter Set 1 – Public Works Director Bill Pedersen advised Council of the \$100,000 request to replace the vacuum tank, syphon and flumes that is full of rust and thin in multiple locations, with stainless steel parts. The failure of this equipment would mean many months of no service until a new one is built and shipped.

Councilwoman Garrison asked, “Are we going to have another restroom at the Transfer Station?”

Mr. Pedersen responded, “Yes.”

Park Maintenance Dow Park Bridge Replacement Phase II – Parks and Recreation Director Charlie Sandberg advised Council of the eight bridges that need to be replaced. The funds requested totaling \$100,000 would be utilized to update and replace two bridges per year until all eight bridges are replaced as part of Phase II. The bridges would be decorative and part of the new construction within Dow Park. (Exhibit A1-A8)

Annual Park Lighting – Parks and Recreation Director Charlie Sandberg advised Council of the requested amount for \$40,000 to establish an electrical service and install security park lighting at one City park per year. This is in accordance with the Parks and Recreation Master Plan and also in response to citizen requests for security lighting.

Athletics and Aquatics – Fence Replacement at Swimming Pool – Parks and Recreation Director Charlie Sandberg advised Council of the requested amount for \$105,000 which will be used to replace the fences throughout the City parks and Athletic Complexes as part of an annual fence replacement plan. The fences are often improperly used and are continually in need of repairs or in need of replacement which has proven to be costly. The funds will be utilized to replace fencing with one that is less susceptible to trespassing, easier to maintain and will follow code requirements and standards.

Court And Theater - Canopy Installation In Front Of Building – Parks and Recreation Director Charlie Sandberg advised Council of the \$80,000 request to allow the replacement of the water and rust damaged arches that have been removed from the front of the building with a new decorative cover or awning. Mr. Sandberg also gave an overview of the cost estimate for the exterior glass.

Councilwoman Garrison asked, “Will this proposed canopy back up to the new glass doors?”

Mr. Sandberg responded, “Yes.”

Councilman Patterson asked, “What happened to all the marble?”

Mr. Sandberg responded, “Across the top of it, in a circular motion is where we will place the black decorative marble that we were able to save. It will give a really nice look to it.”

Councilman Patterson asked, “On top of the arch way?”

Mr. Sandberg responded “Yes, as you go into the building.”

Councilman Patterson asked, “Will the archway have to support the marble?”

Mr. Sandberg responded, “The wall is already going to be there and the marble will just go

on top of the wall.”

Mr. Sandberg gave an overview of the ongoing drainage project at the Courts/Theater building.

Golf Course- Equipment Lease To Own Agreement – Parks and Recreation Director Charlie Sandberg advised Council of the new EZGo golf carts that have arrived and the new system that has been implemented with Park Staff to put into place a better “check and balance” for any issues that should arise with the golf carts, with Assistant Park Operations Supervisor Noe Mendoza visiting the golf course monthly to ensure all issues are, if any, are handled in a timely manner. (Exhibit B1-B12)

Councilwoman Sinor asked, “Is Mr. Mendoza going to be inspecting the carts closely?”

Mr. Sandberg responded, “Yes, and will also take pictures.”

City Manager James Stokes commented, “Just a side note, Golf Course General Manager Reagan Davis has taken another job. We just found out.”

Councilman Patterson commented, “They have good guys over there, Golf Course Superintendent Johnny Skinner and his Staff, Director of Golf Cody Scarcella and Tyler Smith. I don’t anticipate any issues with the transition.”

Mr. Sandberg advised Council that many of the items that have been brought forth to Council have also been discussed with the Golf Course Committee.

Mr. Sandberg continued the discussion by advising Council of the 2020 Cushman Oasis beverage cart that is anticipated to be paid off.

Councilwoman Garrison asked, “Will they have a person who will handle the maintenance of all the carts and give you all a monthly update?”

Mr. Sandberg responded, “Correct.”

Councilwoman Sinor commented, “The problem has been when it is time to trade these carts in, they are so beat up and misused.”

Councilman Patterson commented, “In the past, Touchstone were the ones responsible for that and not the City.”

Councilwoman Garrison asked, “Are we responsible for the golf carts or is Touchstone responsible?”

Mr. Sandberg responded, "Touchstone will be responsible for the up keep of the maintenance and working on them, and we will be the "check and balance". We want to make sure the carts stay in good shape so we can keep the equity up on the them when we turn them back over on the lease."

Councilwoman Garrison asked, "It's our equipment, but Touchstone has someone who is maintaining it?"

Assistant City Manager Gary Jackson responded, "Yes. It is their responsibility per the lease."

Councilwoman Garrison commented, "It just kind of bothers me that they are maintaining our equipment. Is that what happened in the past when things got beat up? Is the same thing going to happen again? I just want to make sure this time, that it will not happen again."

Councilman Patterson responded, "We all want to make sure of that."

Councilwoman Garrison asked, "Is it possible when we have a Council meeting after the Golf Course Committee has met, a report can be given so we will know what is going on?"

Councilman Patterson responded, "By all means, we will bring you a report."

Monument Repair and Replacement – Parks and Recreation Director Charlie Sandberg advised Council of the requested amount of \$27,200 for the monument repairs at the golf course. The Public Works Department poured new concrete bases to enable the marble monument markers to be erected and prevent them from leaning. There are two tee signs that will need to be replaced with an estimated cost of \$6,620 that includes installation as well.

Golf Course Bulkhead Repairs – Parks and Recreation Director Charlie Sandberg advised Council of the need for immediate repair of three holes that are in extremely bad shape.

Bunker Improvements – Parks and Recreation Director Charlie Sandberg advised Council of requested \$169,000 for the improvements needed for the bunkers to include demolition of bunker contents for 18 holes, rough grade and compact bunker areas, shape and edge, install a ZLINE bunker liner, transport and install 4" of bunker sand, complete sodding installation and clean up areas damaged during construction.

Replacing Driving Range Cart – Parks and Recreation Director Charlie Sandberg advised Council of \$10,300 requested for the golf course Range Picker Unit replacement. The current unit has a broken tie-rod. A new Range Picker Gang Unit is also being requested at an amount of \$2,495.

After a lengthy discussion pertaining to the funding and the leasing of the equipment, it was

recommended to move forward with the “lease to own option” for the equipment that proposes an amount of \$7,029 per month bringing the total to \$21,000 more than previously presented. Mr. Sandberg emphasized the new protocol of preventative measures that will be taken to maintain the equipment more soundly moving forward.

TMRS Contribution Rate – Human Resources Director Bill Philibert advised Council of TMRS receiving, for the 32nd consecutive year, the Certificate of Achievement for Excellence in Financial Reporting for the 2018 CAFR and the award for Public Pension Standards 2019. The investment in assets is 31.9 million as of 12/31/2019 with a time-weighted rate return of 14.96%. The funded ratio for the City of Deer Park’s plan has consistently increased year to year. The current city rate is 14.30% with an employer rate for 2020/2021 at 13.80%. It is recommended to continue the pre-funding process at 14.30% level which is estimated to reduce costs over time of over 1.55 million dollars and reduce the amortization period by 7 years. Mr. Philibert also discussed the medical current loss ratio that are ten percentage points below the 85% target, generic prescription usage (5 out of 7 being generic), the Board’s decision for the return of 8 million dollars in equity across the board to include Deer Park’s return of \$209,105.72, and an estimate renewal rate between 3.5% - 4%. The private sector trend is staying between 7% - 10%. Currently, Methodist Hospital facilities are now included in the medical plan, and the Deer Park Family Clinic and Alliance Health Partnership is considered the employee clinic and workers compensation facility. Telemedicine has increased in usage during COVID -19 pandemic and it has shown to be very popular, convenient and helpful. The salary survey generally is done at a 2-3 year cycle. This year, the plan is to go out for a request of proposal (RFP) to find a new consultant that will assist in finding a similar comparator of cities and benchmark group to be utilized in gathering survey data. (Exhibit C1-C8)

HOT Fund – Assistant City Manager Gary Jackson gave an overview of the Hotel and Motel Fund and highlighted the budget to include the history of the Hotel and Motel Fund, special events, City promotions, Arts program and historical activities with an estimated requested amount of \$631,580 for total expenditures. Mr. Jackson also advised Council of the preliminary budget status that shows the proposed revenues and expenditures for the General Fund, the Water and Sewer Fund’s expectation of being in the black this year due to a 5% increase that is being proposed for revenue, the total proposed expenditures for the Capital Improvement Fund, totaling 3.2 million dollars and a transfer in from the General Fund to the Capital Improvement Fund, to be issued by the end of FY 2020, would bring the ending fund balance for next year to 4.5 million.

City Manager James Stokes gave closing comments and acknowledged the fantastic job done by the Directors and Staff that were involved in the budget process and presentations. Mr. Stokes also advised Council of the decision to postpone the Special Election (Type B) to November 2020, but a Workshop could be scheduled to discuss postponing the Special Election even further to the following May of 2021. In conjunction with the Type B, there has begun the discussion of what the debt capacity is for the City and how much more money can be borrowed with the same tax rate to sponsor needs of a new fire station and future drainage

projects among other needs the City may have.

Mayor Mouton closed the meeting by acknowledging and thanking City Manager James Stokes work on the TMCA Board and Human Resources Director Bill Philibert's work with TMRS and commented, "Thank you all for the effort and thank you Staff for another great budget."

9. ADJOURN – Mayor Mouton adjourned the workshop at 7:33 p.m.

ATTEST:

APPROVE:

Shannon Bennett, TRMC
City Secretary

Jerry Mouton, Jr.
Mayor



Legislation Details (With Text)

File #: MIN 20-094 **Version:** 1 **Name:**
Type: Minutes **Status:** Agenda Ready
File created: 7/29/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Approval of minutes of workshop meeting on July 21, 2020.
Sponsors:
Indexes:
Code sections:
Attachments: [CC_MW_072120](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Approval of minutes of workshop meeting on July 21, 2020.

Summary:

Fiscal/Budgetary Impact:

None.

Approval

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

Minutes

of

A WORKSHOP MEETING OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS
HELD AT CITY HALL, 710 EAST SAN AUGUSTINE STREET, DEER PARK, TEXAS ON
JULY 21, 2020 BEGINNING AT 7:00 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON, JR.
SHERRY GARRISON
TJ HAIGHT
TOMMY GINN
BILL PATTERSON
RON MARTIN
RAE SINOR

MAYOR
COUNCILWOMAN
COUNCILMAN
COUNCILMAN
COUNCILMAN
COUNCILMAN
COUNCILWOMAN

OTHER CITY OFFICIALS PRESENT:

JAMES STOKES
GARY JACKSON
SHANNON BENNETT
JIM FOX

CITY MANAGER
ASSISTANT CITY MANAGER
CITY SECRETARY
CITY ATTORNEY

1. MEETING CALLED TO ORDER – Mayor Mouton called the workshop to order at 7:00 p.m.
2. COMMENTS FROM AUDIENCE – No comments received.
3. DISCUSSION OF ISSUES RELATING TO DRAINAGE ITEMS AT THE COURT AND THEATER BUILDING – Parks and Recreation Director Charlie Sandberg presented Council a presentation of different concepts to try to relieve some of the drainage issues at the facility. The proposed drainage improvements include grading, installation of new piping, tree removal, slope paving to drain water from building and ADA transition ramps and new doors. (Exhibit A1-A4)

City Engineer Adam Ballesteros clarified the different ideas for the drainage project that would enable the facility to be ADA compliant and to keep the water away from the building.

Mr. Sandberg continued the discussion with the concept of the removal of existing trees that could make way for ADA access.

Councilwoman Garrison asked, “Would you replace the trees with some kind of drought resistance shrubbery?”

Mr. Sandberg responded, “Yes.”

Councilwoman Garrison asked, “Would you be replacing all the doors?”

Mr. Sandberg responded, “Correct.”

Councilwoman Sinor asked, “Are the doors a part of the budget?”

Mr. Sandberg responded, “It’s coming out of the Contingency Budget. We have budgeted \$20,000 for that.”

Mayor Mouton asked, “Is this a drainage project? Are we just removing two trees and putting in an ADA sidewalk?”

Mr. Sandberg responded, “All that Mr. Ballesteros spoke about, pertains to the drainage portion of keeping the water away from the building.”

Mr. Ballesteros clarified the drainage needs from an engineering perspective and answered the questions from Council about the structural details of the project.

Councilman Patterson commented, “I would like to put in landscaping and drains. I do not want concrete there.”

Mr. Ballesteros commented, “With the direction we have now, we can start moving forward with the plan.”

4. DISCUSSION OF ISSUES RELATING TO RESTRICTING PUBLIC ACCESS TO THE PEDESTRIAN BRIDGE THAT CONNECTS THE DEER MEADOWS SECTION 3 SUBDIVISION TO DEER PARK HIGH SCHOOL - SOUTH CAMPUS – City Manager James Stokes gave an overview of the June 2, 2020 meeting relating to the discussion of a gate versus a fence, with the discussion leading more towards the plan of a gate. The proposed gate would be closed when school was in session and opened when school was not, to allow neighboring citizens access to the bridge. The pricing is categorized in two options. The first option is priced at \$7,500 for a manually operated security device, which still leaves the issue of having to find the resources to be responsible in the opening and closing of the gate. The second option is priced at \$46,000 and is a device that can be operated and monitored remotely with a camera that would offer more flexibility.

I Councilwoman Sinor commented, “I will give my opinion on this. I am not prepared at all to approve \$46,000 for a door that has an access system monitored by us. We live in different times now, things get destroyed for no reason at all. I just see this as something that will make someone mad and will be a fight for us to even keep it in working order. Again, just my opinion, but I remember coming very close to a decision to wall that portion off. I think that is a very hard decision, but also it is unfortunate how for many years now, kids have just continued to be worse since their parents have not taught them to be polite or respectful to homeowners in that area. I think the homeowners have been under siege long enough and just think it is time to close that bridge up. I am not supportive of approving \$46,000 to give

access to the bridge at some times and not at others or trying to find another City worker to be solely responsible for the gate. It is going to be something you won't be able to win or lose. I just think it is a bad idea."

Councilwoman Garrison commented, "I agree with Councilwoman Sinor. I am not going to approve \$46,000 for a gate that will probably get torn up. I think it is sad that it has become our total responsibility because the school district is not going to do anything about it. Our Police Department will be the ones that will have to deal with the kids and all the problems. I think the easiest solution that may solve it is to close it permanently."

Councilman Patterson commented, "There were people that came and wanted to keep the gate open. These are citizens that live in that neighborhood, that want to have access to the football field stadium or whatever it may be. I don't like having to spend \$7,500 or \$46,000 either, but at the same time, this whole thing is a "no win" situation either way you go. We do have to recognize that there are a couple of streets that are impacted, but there are also a lot of people that use that bridge. All I'm saying is, there is something to consider, that there are other people in that neighborhood that we heard from, who want the bridge to stay open. This is a way of cutting it down the middle."

Councilman Martin asked, "What would it cost to put up just a fence?"

Information Technology Director James Lewis responded, "I think a safe number would be about \$5,000 just for the fence, if we didn't need to spend all of that, then of course we wouldn't."

Mayor Mouton asked, "No matter what route we take, is it still a City right-of-way? If we put in a fence and things don't work out, do we have the right to change our minds later and do something else?"

City Attorney Jim Fox responded, "Correct. The City controls the right-of-way."

RECESS/RECONVENE – Mayor Mouton recessed the workshop meeting at 7:30 p.m. and reconvened the meeting at 7:30 p.m.

After a lengthy discussion, it was the consensus of the Council to move forward with a wooden fence.

5. ADJOURN – Mayor Mouton adjourned the workshop meeting at 7:32 p.m.

ATTEST:

APPROVED:

Shannon Bennett, TRMC
City Secretary

Jerry Mouton
Mayor



City of Deer Park

710 E SAN AUGUSTINE
DEER PARK, TX 77536

Legislation Details (With Text)

File #: MIN 20-095 **Version:** 1 **Name:**
Type: Minutes **Status:** Agenda Ready
File created: 7/29/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Approval of minutes of regular meeting on July 21, 2020.
Sponsors:
Indexes:
Code sections:
Attachments: [CC_MR_072120](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Approval of minutes of regular meeting on July 21, 2020.

Summary:

Fiscal/Budgetary Impact:

None.

Approval

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

Minutes of

THE 1761ST REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS HELD IN CITY HALL, 710 EAST SAN AUGUSTINE STREET, DEER PARK, TEXAS ON JULY 21, 2020 AT 7:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON, JR.
SHERRY GARRISON
TOMMY GINN
TJ HAIGHT
BILL PATTERSON
RON MARTIN
RAE SINOR

MAYOR
COUNCILWOMAN
COUNCILMAN
COUNCILMAN
COUNCILMAN
COUNCILMAN
COUNCILWOMAN

OTHER CITY OFFICIALS PRESENT:

JAY STOKES
GARY JACKSON
SHANNON BENNETT
JIM FOX

CITY MANAGER
ASSISTANT CITY MANAGER
CITY SECRETARY
CITY ATTORNEY

1. MEETING CALLED TO ORDER – Mayor Mouton called the meeting to order at 7:30 p.m.
2. RECESS / RECONVENE – Mayor Mouton recessed the meeting at 7:30 p.m. and reconvened at 7:32 p.m.
3. COMMENTS FROM THE AUDIENCE – No comments received.
4. INVOCATION – The invocation was given by Councilman Patterson.
5. PLEDGE OF ALLEGIANCE – Councilman Martin led the Pledge of Allegiance to the United States Flag and led the Texas Flag Pledge.
6. AWARDING BID FOR THE 2020 SIDEWALK IMPROVEMENT PROJECT – Motion was made by Councilwoman Garrison and seconded by Councilwoman Sinor to award the bid for the 2020 Sidewalk Improvement Project to Teamwork Construction, lowest bidder, in the amount of \$245,588.00. Motion carried 7 to 0.
7. AWARDING BID FOR LEASE PURCHASE FINANCING FOR A NEW FORD F-550 CHASSIS 4X2 SD REGULAR CAB WITH VERSA LIFT SST-40-EIH (40ft. TELESCOPE AERIAL PLATFORM LIFT) – Motion was made by Councilman Martin and

seconded by Councilman Patterson to award the bid for the lease purchase financing of the Ford F-550 Chassis 4x2 SD Regular Cab with Versa Lift SST-40-EIH (40 ft. telescopic aerial platform lift) for the Traffic Division to US Bancorp for a 3-year term. Motion carried 7 to 0.

8. CONSENT CALENDAR – Motion was made by Councilman Ginn and seconded by Councilman Patterson to approve the consent calendar as follows:
- a. Approval of minutes of regular meeting on June 16, 2020.
 - b. Approval of minutes of workshop meeting on July 7, 2020.
 - c. Approval of minutes of regular meeting on July 7, 2020.
 - d. Approval of tax refund to Loancare Servicing in the amount of \$877.72 due to an overpayment.
 - e. Approval of tax refund to Herc Rental Inc. in the amount of \$2,009.30 due an overpayment.
 - f. Approval of tax refund to the Estate of Donald E. Staley in the amount of \$591.83 due to a homestead exemption, a freeze change, and an over-65 exemption, granted by Harris County Appraisal District.
 - g. Approval of tax refund to T. W. Malone LLC in the amount of \$831.33 due to a value decrease granted by Harris County Appraisal District.
 - h. Approval of tax refund to the Estate of Donald E. Staley in the amount of \$591.83 due to a homestead exemption, a freeze change, and an over-65 exemption granted by Harris County Appraisal District.
 - i. Approval of tax refund to T. W. Malone LLC in the amount of \$712.89 due to a value decrease granted by Harris County Appraisal District.
 - j. Approval of tax refund to D.L. Peterson Trust in the amount of \$1,388.05 due to a value decrease granted by Harris County Appraisal District.
 - k. Approval of tax refund to Shannon D. Thomas in the amount of \$659.80 due to a freeze change and a disability exemption granted by Harris County Appraisal District.
 - l. Approval of tax refund to ECC Management LLC in the amount of \$3,126.71 due to a value decrease granted by Harris County Appraisal District.
 - m. Approval of tax refund to Irma Garcia in the amount of \$551.38 due to a homestead exemption granted by Harris County Appraisal District.
 - n. Approval of tax refund to Richard Staley in the amount of \$685.69 due to a homestead

exemption, a freeze change, and an over-65 exemption granted by Harris County Appraisal District.

- o. Approval of tax refund to Beatty Street Properties Inc. in the amount of \$1,098.00 due to a value decrease granted by Harris County Appraisal District.
- p. Approval of tax refund to H. E. Butt Grocery in the amount of \$6,189.67 due to a value decrease granted by Harris County Appraisal District.
- q. Approval of tax refund to Lavada J. Smith in the amount of \$1,127.55 due to a homestead exemption, a freeze change, and an over-65 exemption granted by Harris County Appraisal District.
- r. Approval of tax refund to Wal-Mart Stores Texas, LLC in the amount of \$2,070.50 due to a value decrease granted by Harris County Appraisal District.
- s. Approval of tax refund to Cole AA Deer Park Tx LLC in the amount of \$556.79 due to a value decrease granted by Harris County Appraisal District.
- t. Approval of tax refund to Fourjays Properties LLC in the amount of \$719.13 due to a value decrease granted by Harris County Appraisal District.
- u. Approval of tax refund to 301 Deerwood LLC in the amount of \$4,262.40 due to a value decrease granted by Harris County Appraisal District.
- v. Acceptance of certification of the anticipated Tax Collection Rate.

Motion carried 7 to 0.

- 9. CONSIDERATION OF AND/OR ACTION ON THE PURCHASE OF A GATE ON THE WEST SIDE OF THE PEDESTRIAN BRIDGE THAT CONNECTS THE DEER MEADOWS SECTION 3 SUBDIVISION TO DEER PARK HIGH SCHOOL - SOUTH CAMPUS – Motion was made by Councilwoman Sinor and seconded by Councilman Ginn to approve the purchase of a wooden fence with no gate on the west side of the pedestrian bridge that connects the Deer Meadows Section 3 Subdivision to Deer Park School-South Campus. Motion carried 5 to 2 with Councilman Martin and Councilman Patterson voting in opposition.
- 10. CONSIDERATION OF AND ACTION ON AN ORDINANCE CALLING A PUBLIC HEARING ON THE PROPOSED FY 2020 - 2021 CRIME CONTROL AND PREVENTION DISTRICT BUDGET – After a proposed ordinance was read by caption, motion was made by Councilman Ginn and seconded by Councilman Martin to adopt on first reading Ordinance No. 4172, captioned as follows:

AN ORDINANCE OF THE CITY OF DEER PARK SETTING A DATE AND TIME FOR A PUBLIC HEARING ON THE CITY APPROVING THE 2020-2021 BUDGET FOR A CRIME CONTROL AND PREVENTION DISTRICT.

Motion carried 7 to 0.

11. CONSIDERATION OF AND ACTION ON AN ORDINANCE CALLING A PUBLIC HEARING ON THE PROPOSED FY 2020-2021 FIRE CONTROL, PREVENTION AND EMERGENCY MEDICAL SERVICES DISTRICT BUDGET – After a proposed ordinance was read by caption, motion was made by Councilman Martin and seconded by Councilwoman Sinor to adopt on first reading Ordinance No. 4173, captioned as follows:

AN ORDINANCE OF THE CITY OF DEER PARK SETTING A DATE AND TIME FOR A PUBLIC HEARING ON THE CITY APPROVING THE 2020-2021 BUDGET FOR A FIRE CONTROL PREVENTION AND EMERGENCY MEDICAL SERVICES DISTRICT.

Motion carried 7 to 0.

12. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPOINTING A MEMBER OF THE FIRE CONTROL, PREVENTION AND EMERGENCY MEDICAL SERVICES DISTRICT OF THE CITY OF DEER PARK – After a proposed ordinance was read by caption, motion was made by Councilman Ginn and seconded by Councilman Martin to adopt on first reading Ordinance No. 4174, captioned as follows:

AN ORDINANCE APPOINTING ONE (1) BOARD MEMBER OF THE FIRE CONTROL AND PREVENTION AND EMERGENCY MEDICAL SERVICE BOARD DISTRICT OF THE CITY OF DEER PARK, TEXAS; AND DECLARING AN EMERGENCY. (Flynt Blackwell)

Motion carried 7 to 0.

13. ADJOURN – Mayor Mouton adjourned the meeting at 7:39 p.m.

ATTEST:

APPROVED:

Shannon Bennett, TRMC
City Secretary

Jerry Mouton, Jr.
Mayor



Legislation Details (With Text)

File #: TAXR 20-083 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 7/20/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Approval of tax refund to Underwood Associates in the amount of \$2,029.95 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Approval of tax refund to Underwood Associates in the amount of \$2,029.95 due to a value decrease granted by Harris County Appraisal District.

Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Underwood Associates in the total amount of \$2,029.95 due to a value decrease granted by Harris County Appraisal District on the 2019 Correction Roll #11 (Acct. #023-144-000-0685).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Underwood Associates.



Legislation Details (With Text)

File #: TAXR 20-084 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 7/20/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Approval of tax refund to Global New Millennium Partners LTD. in the amount of \$537.74 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Approval of tax refund to Global New Millennium Partners LTD. in the amount of \$537.74 due to a value decrease granted by Harris County Appraisal District.

Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Global New Millennium Partners LTD. in the total amount of \$537.74 due to a value decrease granted by Harris County Appraisal District on the 2019 Correction Roll #11 (Acct. #074-067-003-0001).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Global New Millennium Partners LTD.



Legislation Details (With Text)

File #: TAXR 20-085 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 7/20/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Approval of tax refund to HESSY A. & SONIA E. KHODRA in the amount of \$605.96 due to a homestead exemption granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Approval of tax refund to HESSY A. & SONIA E. KHODRA in the amount of \$605.96 due to a homestead exemption granted by Harris County Appraisal District.

Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

HESSY A. & SONIA E. KHODRA in the total amount of \$605.96 due to a homestead exemption granted by Harris County Appraisal District on the 2019 Correction Roll #11 (Acct. #137-085-002-0019).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to HESSY A. & SONIA E. KHODRA.



Legislation Details (With Text)

File #: AUC 20-001 **Version:** 1 **Name:**

Type: Auction **Status:** Agenda Ready

File created: 6/19/2020 **In control:** City Council

On agenda: 8/4/2020 **Final action:**

Title: Approval of the surplus property list and authorization to auction this surplus property via the Internet through Rene Bates Auctioneers.

Sponsors: Finance

Indexes:

Code sections:

Attachments: [2020 Surplus Auction Items](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Approval of the surplus property list and authorization to auction this surplus property via the Internet through Rene Bates Auctioneers.

Summary:

Attached is a list of vehicles and equipment that has been turned in as surplus property. City staff recommends that all surplus property be sold through the Rene Bates Auctioneers Internet auction process. The City has used Rene Bates Auctioneers for the past several years and in so doing has achieved greater results versus handling the auction on site. Using this platform affords the City the opportunity to attract more national bidders and a higher dollar bid per item. Rene Bates earns a 6.75% commission on all sales, but no other fees are charged to the City. Pending approval by the City Council, the 2020 auction is scheduled to run for two weeks from Monday, August 31, 2020 through Friday, September 11, 2020 at 10 a.m. in order to complete the process prior to the end of the fiscal year.

Fiscal/Budgetary Impact:

Any proceeds from the sale of surplus property are recorded as revenue in the General Fund, Account No. 010-000-36140, Sale of Surplus Materials.

Approval of and authorization to auction surplus property via the Internet through Rene Bates Auctioneers.

2020 Surplus Auction List

<u>Lot Number</u>	<u>Description</u>	<u>VIN - Number</u>
1	2014 CHEVY TAHOE; MILEAGE - 83,930	1GNLC2E08ER194165
2	2015 CHEVY TAHOE; MILEAGE - 104,324	1GNLC2E07ER193539
3	2013 FORD TAURUS; MILEAGE - 85,115	1FAHP2D89DG160035
4	2013 CHEVY CAPRICE; MILEAGE - 53,337	6G1MK5U27DL823867
5	2013 CHEVY CAPRICE; MILEAGE - 102,256	6G1MK5U22DL822948
6	2012 CHEVY TAHOE; MILEAGE 111,570	1GNLC2E08CK287684
7	2011 FORD CROWN VICTORIA; MILEAGE - 71,652	2FABP7BV2BX108846
8	2008 FORD SPORT TRAC EXPLORER XLT; MILEAGE 57,685	1FMEV3138UA73711
9	2011 FORD F250 SUPER DUTY; MILEAGE 83,982	1FT7W2A64BEA57593
10	2003 FORD F350; MILEAGE 11,360	1FTWF32P03ED59800
11	2007 FORD F-350; MILEAGE 90,992	1FDWX36Y18EA76194
12	2009 FORD EXPEDITION; MILEAGE 112,038	1FMFU15569EB27128
13	2010 FORD F-350; MILEAGE 82,697	1FD8X3GC8BEA30794
14	2014 FREIGHTLINER M2.106; MILEAGE 27,315	1FVACYDT9EHFX6698
15	2007 FORD ADVANCE TRAC; MILEAGE 27,587	1FBSS31LX7DA95820
16	2008 FORD F150; MILEAGE 85,373	1FTRX12W78FB53932
17	2016 LOAD TRAILER	4ZEGL3226G1105695
18	2011 LIQUID-COOLED TURF TIGER	STT61V-29DF1
19	2001 KOBELCO SK25SR	PV0712156
20	2 KILNS	
21	8 BICYCLES	
22	3 PALLETS OF POLICE VEHICLE EQUIPMENT AND ASSORTED LIGHTS	
23	2 WHITE PLASTIC LIQUID TOTES	
24	METAL FENCING LOT	
25	PITCHING MACHINE	
26	2 LARGE OUTDOOR LIGHTS	
27	1 PESTICIDE APPLICATION SPRAYER	
28	1 JOHN DEERE TILLER	
29	1 METAL DIRT ROLLER	
30	2 CRATES OF CHRISTMAS LIGHTS AND ASSORTED CHRISTMAS DECORATIONS	
31	5 TWIN BED BOX SPRINGS	
32	LOT OF ASSORTED CPR TRAINING EQUIPMENT	
33	2 BOXES OF PHONE EQUIPMENT	
34	LOT OF TRAFFIC LOOP AMPLIFIERS	
35	LOT OF ASSORTED LAWN EQUIPMENT	
36	4 RECLINERS	
37	3 METAL FILE CABINETS	
38	1 METAL LOCKER	
39	2 ICE MAKERS(NON WORKING)	
40	1 MICROWAVE	
41	LOT OF ASSORTED HAND RADIO CHARGERS	
42	2 PALLETS OF ASSORTED COMPUTERS AND EQUIPMENT	
43	7 LAPTOPS	
44	2 PLOT PRINTERS(NON WORKING)	
45	3 BLUE OFFICE SOFAS	
46	1 NASCAR RACING VIDEO GAME	
47	4 BXS OF ASSORTED AC CONTROLLERS	
48	LOT OF ASSORTED RECREATION EQUIPMENT	
49	2 AED TRAINING UNITS	
50	IPICO RFID TRANSPONDER TIMING SYSTEMS	
51	1 CANON CAMERA	
52	1 FINGERPRINT KIT	
53	1 INFRARED CAMERA	
54	LOT OF ASSORTED OUTDOOR PICNIC TABLES	
55	LOT OF ASSORTED AC UNITS	

CRIME
CRIME
CRIME
CRIME
CRIME
CRIME



Legislation Details (With Text)

File #: ACT 20-022 **Version:** 1 **Name:**
Type: Acceptance **Status:** Agenda Ready
File created: 7/24/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Acceptance of completion and release of retainage for the 18" Force Main Rehabilitation Project Phase I.
Sponsors: Public Works
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Acceptance of completion and release of retainage for the 18" Force Main Rehabilitation Project Phase I.

Summary: Vaught Services has completed the 18" Force Main Rehabilitation Project and is now ready for Council acceptance and release of retainage. The project was completed in the amount of \$1,396,750.05. The retainage for this project is \$69,837.50. The project consisted of the rehabilitation of the 18" Sanitary Sewer Force Main that runs from the South Plant on Luella. This line transports over half of the City's wastewater to the WWTP. This project was completed on time and in budget.

Fiscal/Budgetary Impact: This project was funded through Water/Sewer Contingency funds.

Staff is requesting acceptance and retainage release for the completed project



Legislation Details (With Text)

File #: ACT 20-023 **Version:** 1 **Name:**
Type: Acceptance **Status:** Agenda Ready
File created: 7/24/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Acceptance of completion and release of retainage for the New Orleans Outfall Rehabilitation Drainage Project.
Sponsors: Public Works
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Acceptance of completion and release of retainage for the New Orleans Outfall Rehabilitation Drainage Project.

Summary: Vaught Services has completed the New Orleans Outfall Rehabilitation Drainage Project and is now ready for Council acceptance and release of retainage. The project was completed in the amount of \$269,661.60. The retainage for this project is \$13,483.08. The project consisted of the lining of the 30" outfall pipe and constructing new extended throat inlets. This will allow water to flow faster off the street to minimize flooding in the area. This project was completed on time and in budget.

Fiscal/Budgetary Impact: This project was funded through drainage funds.

Staff is requesting acceptance and retainage release for the completed project



Legislation Details (With Text)

File #: ACT 20-025 **Version:** 1 **Name:**
Type: Acceptance **Status:** Agenda Ready
File created: 7/27/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Acceptance of completion and release of retainage for the Deer Park Meadows Sanitary Sewer Rehabilitation Project.
Sponsors: Public Works
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Acceptance of completion and release of retainage for the Deer Park Meadows Sanitary Sewer Rehabilitation Project.

Summary: Vaught Services has completed the Deer Park Meadows Sanitary Sewer Rehabilitation Project and is now ready for Council acceptance and release of retainage. The project was completed in the amount of \$1,712,942.00. The retainage for this project is \$85,647.09. The project consisted of pipebursting the subdivision sanitary sewer system, rehabilitation of manholes, and new service taps with cleanouts. This will allow better sanitary flow and reduced I&I in the neighborhood. This project was completed on time and in budget.

Fiscal/Budgetary Impact: This project was funded through water/sewer bond funds.

Staff is requesting acceptance and retainage release for the completed project



Legislation Details (With Text)

File #: RPT 20-028 **Version:** 1 **Name:**
Type: Report **Status:** Agenda Ready
File created: 7/16/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Acceptance of the Quarterly Investment Report for the quarter ended June 30, 2020.
Sponsors:
Indexes:
Code sections:
Attachments: [2020 3Q Investment Report](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Acceptance of the Quarterly Investment Report for the quarter ended June 30, 2020.

Summary: Chapter 2, Administration, Article VII (Finance), All of Division 2 (Investment Policy), Section 2-274 Reporting, of the Code of Ordinances of the City of Deer Park, requires the Investment Officers to prepare and submit to City Council an investment report no less than on a quarterly basis. This requirement is in compliance with the Texas Public Funds Investment Act, V.T.C.A., Government Code Ch. 2256 as amended (the "Act"). The City's Investment Officers have worked with the Investment Advisor to prepare this report for the quarter ended June 30, 2020 and each has signed the report.

At June 30, 2020, all City funds were held in various depository accounts or in accounts at TexPool, TexSTAR, or Texas CLASS, which are local government investment pools authorized by the Investment Policy. All three pools continue to maintain their AAAM rating by Standard & Poor's, which is the highest rating a local government investment pool can achieve.

Cash and investment activity included on the attached report is summarized below:

Cash in Wells Fargo (Depository Bank)	\$ 10,461,554
Money Market Accounts	2,125,180
Certificates of Deposit	56,054,854
TexPool	19,244,471
TexSTAR	8,228,636
Texas CLASS	8,182,051

Total Book Value \$104,296,746

Working with the City's investment advisor, the City has diversified the portfolio during the last few years with current investments of \$58,180,034 in various depository banks invested in money market accounts and certificates of deposit. At the end of the quarter, these investments represent about 55.8 percent of the portfolio. Cash balances held in the primary depository bank represent about 10.0 percent of the portfolio at June 30, 2020.

These depository investments are earning between 0.65% and 3.05%. Comparatively, rates in the investment pools averaged 0.3134%, 0.2955%, and 0.4032% for the quarter in TexPool, TexSTAR, and Texas CLASS, respectively. While the new depository investments have increased investment earnings, as these rates indicate, market rates are declining rapidly. The City will continue to review and evaluate investment opportunities for safety, liquidity, and yield.

At the end of the third quarter of Fiscal Year 2019-2020, investments in TexPool totaled \$19,244,471, which is a decrease of \$91,252 from the previous quarter. This decrease reflects the withdrawal of \$106,284 to cover bond fund expenditures offset by \$15,032 of interest earnings for the quarter. The TexPool funds earned an average 0.3134% for the quarter (April - June 2020) or 108.2 basis points lower than the average for the previous quarter (note: a basis point is equal to 1/100 of a percentage point so 0.01 equals 1 basis point). On June 30, 2020, TexPool was earning 0.2129%.

Investments in TexSTAR at the end of the third quarter of the fiscal year totaled \$8,228,636, which is a decrease of \$5,509,588 from the previous quarter. This decrease reflects the withdrawal of \$5,517,059 to cover bond fund expenditures offset by \$7,471 of interest earnings for the quarter. The TexSTAR funds earned an average 0.2955% for the quarter or 106.2 basis points lower than the average for the previous quarter. On June 30, 2020, TexSTAR was earning 0.2003%.

Investments in Texas CLASS at the end of the third quarter of the fiscal year totaled \$8,182,051, which is a decrease of \$1,515,872 from the previous quarter. This decrease reflects the withdrawal of \$1,524,521 to cover bond fund expenditures offset by \$8,649 of interest earnings for the quarter. The Texas CLASS funds earned an average 0.4032% for the quarter or 101.5 basis points lower than the average for the previous quarter. On June 30, 2020, Texas CLASS was earning 0.2826%.

The federal funds rate, still shown as a range, has been reduced to 0.00% - 0.25% by the Federal Open Market Committee (FOMC) following a series of three rate decreases starting in late October 2019, with two in the month of March 2020 due to the coronavirus pandemic. Economists have predicted the rate will remain at zero for the next two or three years. Note: the federal funds rate was a range of 2.25% - 2.50% on June 30, 2019. As a result of these rate reductions, market rates have been declining as seen in the investment pool rates and the certificate of deposit reinvestment rates. While the 1.26% weighted average yield for the third quarter ended June 30, 2020 is higher than the 0.14% rolling average yield of the three-month U.S. Treasury Bill for the quarter, it is lower than the 1.63% for the last quarter reflecting the interest rate declines in the current market. The City's weighted average yield of 1.53% for the fiscal year-to-date at June 30, 2020 is 14.0 basis points lower than the previous quarter and 67 basis points lower than weighted average yield one year ago.

Fiscal/Budgetary Impact:

N/A.

Accept the Investment Report for the Quarter Ended June 30, 2020.



QUARTERLY INVESTMENT REPORT

For the Quarter Ended

June 30, 2020

Prepared by
Valley View Consulting, L.L.C. (1)

To the best of our knowledge, this portfolio and report are in compliance with the investment strategy expressed in Chapter 2, Administration, Article VII, Division 2, Investment Policy of the Code of Ordinances of the City of Deer Park and the Texas Public Funds Investment Act, Government Code Ch. 2256, as amended.

City Manager

Assistant City Manager

Director of Finance

(1) Disclaimer: These reports were compiled using information provided by the City. No procedures were performed to test the accuracy or completeness of this information. The market values included in these reports were obtained by Valley View Consulting, L.L.C. from sources believed to be accurate and represent proprietary valuation. Due to market fluctuations these levels are not necessarily reflective of current liquidation values. Yield calculations are not determined using standard performance formulas, are not representative of total return yields, and do not account for investment advisor fees.

Strategy Summary

Quarter End Results by Investment Category:

Asset Type	March 31, 2020		June 30, 2020	
	Book Value	Market Value	Book Value	Ave. Yield
MMA/NOW	\$ 11,122,563.91	\$ 11,122,563.91	\$ 12,586,733.52	0.18%
LGIPs	42,771,869.69	42,771,869.69	35,655,158.49	0.23%
CDs/Securities	55,853,152.75	55,853,152.75	56,054,854.42	2.15%
Totals	\$ 109,747,586.35	\$ 109,747,586.35	\$ 104,296,746.43	1.26%

Current Quarter Average Yield (1)

Total Portfolio 1.26%

Rolling Three Month Treasury	0.14%
Rolling Six Month Treasury	0.67%
TexPool	0.22%
TexSTAR	0.20%
TexasCLASS Gov't	0.31%

Fiscal Year-to-Date Average Yield (2)

Total Portfolio 1.53%

Rolling Three Month Treasury	0.97%
Rolling Six Month Treasury	1.28%
Quarter-End TexPool Yield	0.95%
Quarter-End TexSTAR Yield	0.91%
Quarter-End TexasCLASS Gov't Yield	1.00%

Interest Earnings

Quarterly Interest Income	\$ 344,616.40	Approximate
Year-to-date Interest Income	\$ 1,291,898.79	Approximate

Note: Bank balances represent pooled cash accounts (General Fund, Accounts Payable and Payroll), plus the CCPD, FCPPEMSD and DPCDC accounts. Cash balances are unaudited.

(1) **Current Quarter Average Yield** - based on adjusted book value, realized and unrealized gains/losses and investment advisory fees are not considered. The yield for the reporting month is used for bank, pool, and money market balances. □

(2) **Fiscal Year-to-Date Average Yield** - calculated using quarter end report yields and adjusted book values and does not reflect a total return analysis or account for advisory fees.

Investment Holdings

June 30, 2020

Description	Ratings	Coupon/ Discount	Maturity Date	Settlement Date	Par Value	Book Value	Market Price	Market Value	Life (days)	Yield
Wells Fargo #2800 MMA		0.16%	07/01/20	06/30/20	\$ 5,648,304.40	\$ 5,648,304.40	1.00	\$ 5,648,304.40	1	0.16%
Wells Fargo #9865 MMA		0.16%	07/01/20	06/30/20	2,364,245.59	2,364,245.59	1.00	2,364,245.59	1	0.16%
Wells Fargo #9824 MMA		0.16%	07/01/20	06/30/20	425,041.51	425,041.51	1.00	425,041.51	1	0.16%
Wells Fargo #6267 MMA		0.16%	07/01/20	06/30/20	2,023,962.35	2,023,962.35	1.00	2,023,962.35	1	0.16%
Veritex Bank MMA		0.30%	07/01/20	06/30/20	2,125,179.67	2,125,179.67	1.00	2,125,179.67	1	0.30%
TexPool	AAAm	0.22%	07/01/20	06/30/20	19,244,471.46	19,244,471.46	1.00	19,244,471.46	1	0.22%
TexSTAR	AAAm	0.20%	07/01/20	06/30/20	8,228,636.19	8,228,636.19	1.00	8,228,636.19	1	0.20%
TexasCLASS Govt	AAAm	0.31%	07/01/20	06/30/20	8,182,050.84	8,182,050.84	1.00	8,182,050.84	1	0.31%
East West Bank CD		2.97%	07/01/20	10/01/18	2,633,421.58	2,633,421.58	100.00	2,633,421.58	1	3.01%
East West Bank CD		2.10%	07/22/20	07/22/19	2,609,197.54	2,609,197.54	100.00	2,609,197.54	22	2.12%
WallisBank CD		3.05%	08/20/20	11/20/18	3,139,669.39	3,139,669.39	100.00	3,139,669.39	51	3.08%
Origin Bank CD		2.76%	09/01/20	02/01/19	3,104,646.66	3,104,646.66	100.00	3,104,646.66	63	2.79%
East West Bank CD		3.03%	10/01/20	10/01/18	2,636,188.92	2,636,188.92	100.00	2,636,188.92	93	3.08%
Southside Bank CD		1.76%	10/05/20	11/04/19	1,513,192.72	1,513,192.72	100.00	1,513,192.72	97	1.77%
Origin Bank CD		2.91%	11/29/20	01/29/19	3,110,662.79	3,110,662.79	100.00	3,110,662.79	152	2.94%
Origin Bank CD		2.91%	02/01/21	02/01/19	2,073,611.02	2,073,611.02	100.00	2,073,611.02	216	2.94%
East West Bank CD		2.56%	02/01/21	05/01/19	2,639,626.32	2,639,626.32	100.00	2,639,626.32	216	2.59%
Prosperity Bank CD		2.74%	03/01/21	03/01/19	3,702,783.46	3,702,783.46	100.00	3,702,783.46	244	2.77%
East West Bank CD		2.58%	04/02/21	04/02/19	2,641,960.31	2,641,960.31	100.00	2,641,960.31	276	2.62%
Allegiance Bank CD		1.78%	05/01/21	11/01/19	1,513,098.25	1,513,098.25	100.00	1,513,098.25	305	1.79%
Allegiance Bank CD		1.75%	05/03/21	11/29/19	2,017,152.17	2,017,152.17	100.00	2,017,152.17	307	1.76%
Origin Bank CD		0.65%	06/01/21	06/01/20	3,111,923.21	3,111,923.21	100.00	3,111,923.21	336	0.65%
LegacyTexas Bank CD		2.48%	06/03/21	06/03/19	2,050,306.68	2,050,306.68	100.00	2,050,306.68	338	2.51%
Allegiance Bank CD		1.20%	07/01/21	03/05/20	2,507,561.64	2,507,561.64	100.00	2,507,561.64	366	1.21%
Allegiance Bank CD		0.72%	07/02/21	04/02/20	2,500,000.00	2,500,000.00	100.00	2,500,000.00	367	0.73%
Allegiance Bank CD		1.70%	08/02/21	02/14/20	3,012,540.98	3,012,540.98	100.00	3,012,540.98	398	1.71%
Origin Bank CD		1.79%	10/22/21	01/22/20	5,022,313.70	5,022,313.70	100.00	5,022,313.70	479	1.80%
Allegiance Bank CD		1.10%	11/01/21	03/05/20	2,506,931.51	2,506,931.51	100.00	2,506,931.51	489	1.10%
Allegiance Bank CD		1.64%	02/01/22	02/14/20	2,008,065.57	2,008,065.57	100.00	2,008,065.57	581	1.65%
					<u>\$ 104,296,746.43</u>	<u>\$ 104,296,746.43</u>				
								<u>\$ 104,296,746.43</u>	<u>140</u>	<u>1.26%</u>

(1) (2)

(1) Weighted average life - For purposes of calculating weighted average life, bank accounts, pools and money market funds are assumed to have a one day maturity.

(2) Weighted average yield to maturity - The weighted average yield to maturity is based on adjusted book value, realized and unrealized gains/losses and investment advisory fees are not considered. The yield for the reporting month is used for bank accounts, pools and money market funds.

Book Value Comparison

March 31, 2020							June 30, 2020		
Description	Coupon/ Discount	Maturity Date	Par Value	Book Value	Purchases/ Adjustments	Sales/Adjst/ Call/Maturity	Par Value	Book Value	
Wells Fargo #2800 MMA	0.16%	07/01/20	\$ 4,206,913.05	\$ 4,206,913.05	\$ 1,441,391.35	\$ -	\$ 5,648,304.40	\$ 5,648,304.40	
Wells Fargo #9865 MMA	0.16%	07/01/20	2,441,889.70	2,441,889.70	-	(77,644.11)	2,364,245.59	2,364,245.59	
Wells Fargo #9824 MMA	0.16%	07/01/20	327,807.63	327,807.63	97,233.88	-	425,041.51	425,041.51	
Wells Fargo #6267 MMA	0.16%	07/01/20	2,023,155.15	2,023,155.15	807.20	-	2,023,962.35	2,023,962.35	
Veritex Bank MMA	0.30%	07/01/20	2,122,798.38	2,122,798.38	2,381.29	-	2,125,179.67	2,125,179.67	
TexPool	0.22%	07/01/20	19,335,722.84	19,335,722.84	-	(91,251.38)	19,244,471.46	19,244,471.46	
TexSTAR	0.20%	07/01/20	13,738,223.71	13,738,223.71	-	(5,509,587.52)	8,228,636.19	8,228,636.19	
TexasCLASS Gov't	0.31%	07/01/20	9,697,923.14	9,697,923.14	-	(1,515,872.30)	8,182,050.84	8,182,050.84	
East West Bank CD	2.91%	04/01/20	2,611,641.21	2,611,641.21	-	(2,611,641.21)	-	-	
Origin Bank CD	2.76%	05/29/20	3,083,660.92	3,083,660.92	-	(3,083,660.92)	-	-	
East West Bank CD	2.97%	07/01/20	2,613,994.79	2,613,994.79	19,426.79	-	2,633,421.58	2,633,421.58	
East West Bank CD	2.10%	07/22/20	2,595,572.88	2,595,572.88	13,624.66	-	2,609,197.54	2,609,197.54	
WallisBank CD	3.05%	08/20/20	3,116,248.86	3,116,248.86	23,420.53	-	3,139,669.39	3,139,669.39	
Origin Bank CD	2.76%	09/01/20	3,083,660.87	3,083,660.87	20,985.79	-	3,104,646.66	3,104,646.66	
East West Bank CD	3.03%	10/01/20	2,616,350.35	2,616,350.35	19,838.57	-	2,636,188.92	2,636,188.92	
Southside Bank CD	1.76%	10/05/20	1,506,654.25	1,506,654.25	6,538.47	-	1,513,192.72	1,513,192.72	
Origin Bank CD	2.91%	11/29/20	3,088,257.27	3,088,257.27	22,405.52	-	3,110,662.79	3,110,662.79	
Origin Bank CD	2.91%	02/01/21	2,058,838.15	2,058,838.15	14,772.87	-	2,073,611.02	2,073,611.02	
East West Bank CD	2.56%	02/01/21	2,622,833.23	2,622,833.23	16,793.09	-	2,639,626.32	2,639,626.32	
Prosperity Bank CD	2.74%	03/01/21	3,677,328.21	3,677,328.21	25,455.25	-	3,702,783.46	3,702,783.46	
East West Bank CD	2.58%	04/02/21	2,625,021.50	2,625,021.50	16,938.81	-	2,641,960.31	2,641,960.31	
Allegiance Bank CD	1.78%	05/01/21	1,506,729.86	1,506,729.86	6,368.39	-	1,513,098.25	1,513,098.25	
Allegiance Bank CD	1.75%	05/03/21	2,008,816.88	2,008,816.88	8,335.29	-	2,017,152.17	2,017,152.17	
Origin Bank CD	0.65%	06/01/21	-	-	3,111,923.21	-	3,111,923.21	3,111,923.21	
LegacyTexas Bank CD	2.48%	06/03/21	2,037,543.52	2,037,543.52	12,763.16	-	2,050,306.68	2,050,306.68	
Allegiance Bank CD	1.20%	07/01/21	2,500,000.00	2,500,000.00	7,561.64	-	2,507,561.64	2,507,561.64	
Allegiance Bank CD	0.72%	07/02/21	-	-	2,500,000.00	-	2,500,000.00	2,500,000.00	
Allegiance Bank CD	1.70%	08/02/21	3,000,000.00	3,000,000.00	12,540.98	-	3,012,540.98	3,012,540.98	
Origin Bank CD	1.79%	10/22/21	5,000,000.00	5,000,000.00	22,313.70	-	5,022,313.70	5,022,313.70	
Allegiance Bank CD	1.10%	11/01/21	2,500,000.00	2,500,000.00	6,931.51	-	2,506,931.51	2,506,931.51	
Allegiance Bank CD	1.64%	02/01/22	2,000,000.00	2,000,000.00	8,065.57	-	2,008,065.57	2,008,065.57	
TOTAL			\$ 109,747,586.35	\$ 109,747,586.35	\$ 7,438,817.52	\$ (12,889,657.44)	\$ 104,296,746.43	\$ 104,296,746.43	

Market Value Comparison

March 31, 2020					June 30, 2020				
Description	Coupon/ Discount	Maturity Date	Par Value	Market Value	Qtr to Qtr		Par Value	Market Value	
					Change				
Wells Fargo #2800 MMA	0.16%	07/01/20	\$ 4,206,913.05	\$ 4,206,913.05	\$ 1,441,391.35	\$	5,648,304.40	\$ 5,648,304.40	
Wells Fargo #9865 MMA	0.16%	07/01/20	2,441,889.70	2,441,889.70	(77,644.11)		2,364,245.59	2,364,245.59	
Wells Fargo #9824 MMA	0.16%	07/01/20	327,807.63	327,807.63	97,233.88		425,041.51	425,041.51	
Wells Fargo #6267 MMA	0.16%	07/01/20	2,023,155.15	2,023,155.15	807.20		2,023,962.35	2,023,962.35	
Veritex Bank MMA	0.30%	07/01/20	2,122,798.38	2,122,798.38	2,381.29		2,125,179.67	2,125,179.67	
TexPool	0.22%	07/01/20	19,335,722.84	19,335,722.84	(91,251.38)		19,244,471.46	19,244,471.46	
TexSTAR	0.22%	07/01/20	13,738,223.71	13,738,223.71	(5,509,587.52)		8,228,636.19	8,228,636.19	
TexasCLASS Gov't	0.20%	07/01/20	9,697,923.14	9,697,923.14	(1,515,872.30)		8,182,050.84	8,182,050.84	
East West Bank CD	2.91%	04/01/20	2,611,641.21	2,611,641.21	(2,611,641.21)		-	-	
Origin Bank CD	2.76%	05/29/20	3,083,660.92	3,083,660.92	(3,083,660.92)		-	-	
East West Bank CD	2.97%	07/01/20	2,613,994.79	2,613,994.79	19,426.79		2,633,421.58	2,633,421.58	
East West Bank CD	2.10%	07/22/20	2,595,572.88	2,595,572.88	13,624.66		2,609,197.54	2,609,197.54	
WallsBank CD	3.05%	08/20/20	3,116,248.86	3,116,248.86	23,420.53		3,139,669.39	3,139,669.39	
Origin Bank CD	2.76%	09/01/20	3,083,660.87	3,083,660.87	20,985.79		3,104,646.66	3,104,646.66	
East West Bank CD	3.03%	10/01/20	2,616,350.35	2,616,350.35	19,838.57		2,636,188.92	2,636,188.92	
Southside Bank CD	1.76%	10/05/20	1,506,654.25	1,506,654.25	6,538.47		1,513,192.72	1,513,192.72	
Origin Bank CD	2.91%	11/29/20	3,088,257.27	3,088,257.27	22,405.52		3,110,662.79	3,110,662.79	
Origin Bank CD	2.91%	02/01/21	2,058,838.15	2,058,838.15	14,772.87		2,073,611.02	2,073,611.02	
East West Bank CD	2.56%	02/01/21	2,622,833.23	2,622,833.23	16,793.09		2,639,626.32	2,639,626.32	
Prosperity Bank CD	2.74%	03/01/21	3,677,328.21	3,677,328.21	25,455.25		3,702,783.46	3,702,783.46	
East West Bank CD	2.58%	04/02/21	2,625,021.50	2,625,021.50	16,938.81		2,641,960.31	2,641,960.31	
Allegiance Bank CD	1.78%	05/01/21	1,506,729.86	1,506,729.86	6,368.39		1,513,098.25	1,513,098.25	
Allegiance Bank CD	1.75%	05/03/21	2,008,816.88	2,008,816.88	8,335.29		2,017,152.17	2,017,152.17	
Origin Bank CD	0.65%	06/01/21	-	-	3,111,923.21		3,111,923.21	3,111,923.21	
Legacy Texas Bank CD	2.48%	06/03/21	2,037,543.52	2,037,543.52	12,763.16		2,050,306.68	2,050,306.68	
Allegiance Bank CD	1.20%	07/01/21	2,500,000.00	2,500,000.00	7,561.64		2,507,561.64	2,507,561.64	
Allegiance Bank CD	0.72%	07/02/21	-	-	2,500,000.00		2,500,000.00	2,500,000.00	
Allegiance Bank CD	1.70%	08/02/21	3,000,000.00	3,000,000.00	12,540.98		3,012,540.98	3,012,540.98	
Origin Bank CD	1.79%	10/22/21	5,000,000.00	5,000,000.00	22,313.70		5,022,313.70	5,022,313.70	
Allegiance Bank CD	1.10%	11/01/21	2,500,000.00	2,500,000.00	6,931.51		2,506,931.51	2,506,931.51	
Allegiance Bank CD	1.64%	02/01/22	2,000,000.00	2,000,000.00	8,065.57		2,008,065.57	2,008,065.57	
TOTAL			\$ 109,747,586.35	\$ 109,747,586.35	\$ (5,450,839.92)	\$ 104,296,746.43	\$ 104,296,746.43		

Allocation
June 30, 2020

Book & Market Value

	Total	Pooled Cash	General	Capital Projects & Improvements	Crime Control District	Debt Service Fund
Wells Fargo MMA	\$ 10,461,553.85	\$ 5,648,304.40	\$ -	\$ -	\$ 2,364,245.59	\$ -
Veritec Community Bank MMA	2,125,179.67	-	2,125,179.67	-	-	-
TexPool	19,244,471.46	-	13,529,498.34	1,517,326.63	-	2,012,307.33
TexSTAR	8,228,636.19	-	2,649,051.65	5,579,584.54	-	-
TexasCLASS Gov't	8,182,050.84	-	-	8,182,050.84	-	-
07/01/20-East West Bank CD	2,633,421.58	-	2,633,421.58	-	-	-
07/22/20-East West Bank CD	2,609,197.54	-	2,609,197.54	-	-	-
08/20/20-WallisBank CD	3,139,669.39	-	3,139,669.39	-	-	-
09/01/20-Origin Bank CD	3,104,646.66	-	3,104,646.66	-	-	-
10/01/20-East West Bank CD	2,636,188.92	-	2,636,188.92	-	-	-
10/05/20-Southside Bank CD	1,513,192.72	-	1,513,192.72	-	-	-
11/29/20-Origin Bank CD	3,110,662.79	-	3,110,662.79	-	-	-
02/01/21-Origin Bank CD	2,073,611.02	-	2,073,611.02	-	-	-
02/01/21-East West Bank CD	2,639,626.32	-	2,639,626.32	-	-	-
03/01/21-Prosperity Bank CD	3,702,783.46	-	3,702,783.46	-	-	-
04/02/21-East West Bank CD	2,641,960.31	-	2,641,960.31	-	-	-
05/01/21-Allegiance Bank CD	1,513,098.25	-	1,513,098.25	-	-	-
05/03/21-Allegiance Bank CD	2,017,152.17	-	2,017,152.17	-	-	-
06/01/21-Origin Bank CD	3,111,923.21	-	3,111,923.21	-	-	-
06/03/21-LegacyTexas Bank CD	2,050,306.68	-	2,050,306.68	-	-	-
07/01/21-Allegiance Bank CD	2,507,561.64	-	2,507,561.64	-	-	-
07/02/21-Allegiance Bank CD	2,500,000.00	-	2,500,000.00	-	-	-
08/02/21-Allegiance Bank CD	3,012,540.98	-	3,012,540.98	-	-	-
10/22/21-Origin Bank CD	5,022,313.70	-	5,022,313.70	-	-	-
11/01/21-Allegiance Bank CD	2,506,931.51	-	2,506,931.51	-	-	-
02/01/22-Allegiance Bank CD	2,008,065.57	-	2,008,065.57	-	-	-
Total	\$ 104,296,746.43	\$ 5,648,304.40	\$ 74,358,584.08	\$ 15,278,962.01	\$ 2,364,245.59	\$ 2,012,307.33

Allocation
June 30, 2020

(Continued)

Book & Market Value

	Fire Control District	Street Assessments	Water & Sewer	Community Development Corporation	Senior Citizens Fund	Special Revenue (Police)
Wells Fargo MMA	\$ 425,041.51	\$ -	\$ -	\$ 2,023,962.35	\$ -	\$ -
Vertex Community Bank MMA	-	-	-	-	-	-
TexPool	-	78,964.19	1,949,911.30	-	117,770.19	38,693.48
TexSTAR	-	-	-	-	-	-
TexasCLASS Gov't	-	-	-	-	-	-
07/01/20-East West Bank CD	-	-	-	-	-	-
07/22/20-East West Bank CD	-	-	-	-	-	-
08/20/20-WallisBank CD	-	-	-	-	-	-
09/01/20-Origin Bank CD	-	-	-	-	-	-
10/01/20-East West Bank CD	-	-	-	-	-	-
10/05/20-Southside Bank CD	-	-	-	-	-	-
11/29/20-Origin Bank CD	-	-	-	-	-	-
02/01/21-Origin Bank CD	-	-	-	-	-	-
02/01/21-East West Bank CD	-	-	-	-	-	-
03/01/21-Prosperity Bank CD	-	-	-	-	-	-
04/02/21-East West Bank CD	-	-	-	-	-	-
05/01/21-Allegiance Bank CD	-	-	-	-	-	-
05/03/21-Allegiance Bank CD	-	-	-	-	-	-
06/01/21-Origin Bank CD	-	-	-	-	-	-
06/03/21-LegacyTexas Bank CD	-	-	-	-	-	-
07/01/21-Allegiance Bank CD	-	-	-	-	-	-
07/02/21-Allegiance Bank CD	-	-	-	-	-	-
08/02/21-Allegiance Bank CD	-	-	-	-	-	-
10/22/21-Origin Bank CD	-	-	-	-	-	-
11/01/21-Allegiance Bank CD	-	-	-	-	-	-
02/01/22-Allegiance Bank CD	-	-	-	-	-	-
Total	\$ 425,041.51	\$ 78,964.19	\$ 1,949,911.30	\$ 2,023,962.35	\$ 117,770.19	\$ 38,693.48

Allocation
March 31, 2020

Book & Market Value

	Total	Pooled Cash	General	Capital Projects & Improvements	Crime Control District	Debt Service Fund
Wells Fargo MMA	\$ 8,999,765.53	\$ 4,206,913.05	\$ -	\$ -	\$ 2,441,889.70	\$ -
Veritex Community Bank MMA	2,122,798.38	-	2,122,798.38	-	-	-
TexPool	19,335,722.84	-	13,518,950.36	1,622,398.65	-	2,010,738.46
TexSTAR	13,738,223.71	-	2,647,104.76	11,091,118.95	-	-
TexasCLASS Gov't	9,697,923.14	-	-	9,697,923.14	-	-
04/01/20-East West Bank CD	2,611,641.21	-	2,611,641.21	-	-	-
05/29/20-Origin Bank CD	3,083,660.92	-	3,083,660.92	-	-	-
07/01/20-East West Bank CD	2,613,994.79	-	2,613,994.79	-	-	-
07/22/20-East West Bank CD	2,595,572.88	-	2,595,572.88	-	-	-
08/20/20-WallisBank CD	3,116,248.86	-	3,116,248.86	-	-	-
09/01/20-Origin Bank CD	3,083,660.87	-	3,083,660.87	-	-	-
10/01/20-East West Bank CD	2,616,350.35	-	2,616,350.35	-	-	-
10/05/20-Southside Bank CD	1,506,654.25	-	1,506,654.25	-	-	-
11/29/20-Origin Bank CD	3,088,257.27	-	3,088,257.27	-	-	-
02/01/21-Origin Bank CD	2,058,838.15	-	2,058,838.15	-	-	-
02/01/21-East West Bank CD	2,622,833.23	-	2,622,833.23	-	-	-
03/01/21-Prosperity Bank CD	3,677,328.21	-	3,677,328.21	-	-	-
04/02/21-East West Bank CD	2,625,021.50	-	2,625,021.50	-	-	-
05/01/21-Allegiance Bank CD	1,506,729.86	-	1,506,729.86	-	-	-
05/03/21-Allegiance Bank CD	2,008,816.88	-	2,008,816.88	-	-	-
06/03/21-LegacyTexas Bank CD	2,037,543.52	-	2,037,543.52	-	-	-
07/01/21-Allegiance Bank CD	2,500,000.00	-	2,500,000.00	-	-	-
08/02/21-Allegiance Bank CD	3,000,000.00	-	3,000,000.00	-	-	-
10/22/21-Origin Bank CD	5,000,000.00	-	5,000,000.00	-	-	-
11/01/21-Allegiance Bank CD	2,500,000.00	-	2,500,000.00	-	-	-
02/01/22-Allegiance Bank CD	2,000,000.00	-	2,000,000.00	-	-	-
Total	\$ 109,747,586.35	\$ 4,206,913.05	\$ 74,142,006.25	\$ 22,411,440.74	\$ 2,441,889.70	\$ 2,010,738.46

Allocation
March 31, 2020

(Continued)

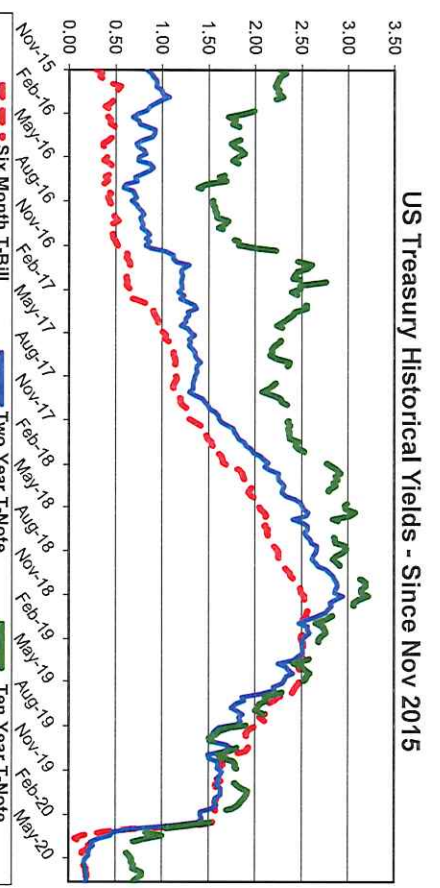
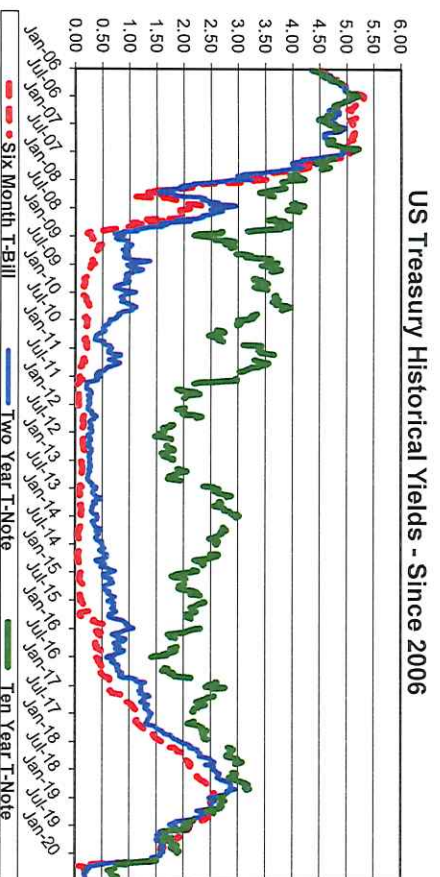
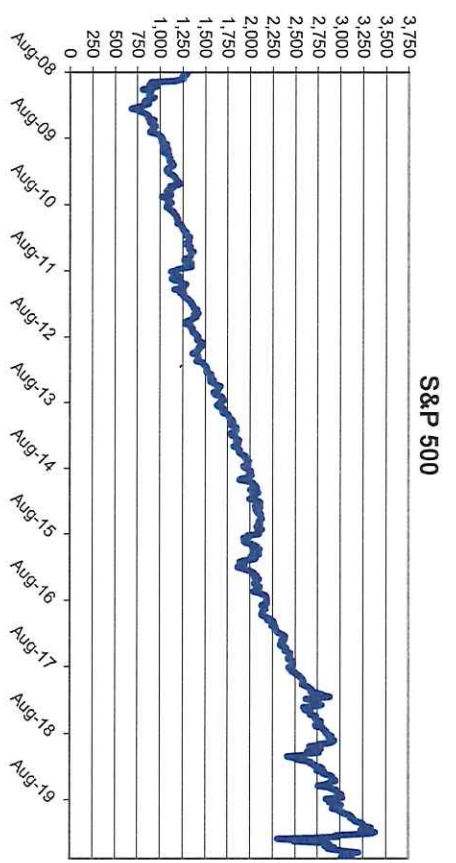
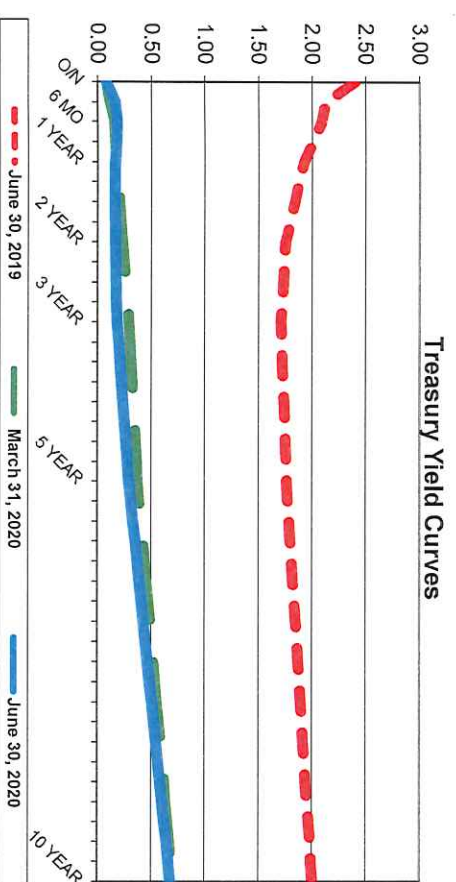
Book & Market Value

	Fire Control District	Street Assessments	Water & Sewer	Community Development Corporation	Senior Citizens Fund	Special Revenue (Police)
Wells Fargo MMA	\$ 327,807.63	\$ -	\$ -	\$ 2,023,155.15	\$ -	\$ -
Veritex Community Bank MMA	-	-	-	-	-	-
TexPool	-	78,902.63	1,948,391.06	-	117,678.38	38,663.30
TexSTAR	-	-	-	-	-	-
TexasCLASS Gov't	-	-	-	-	-	-
04/01/20-East West Bank CD	-	-	-	-	-	-
05/29/20-Origin Bank CD	-	-	-	-	-	-
07/01/20-East West Bank CD	-	-	-	-	-	-
07/22/20-East West Bank CD	-	-	-	-	-	-
08/20/20-WallisBank CD	-	-	-	-	-	-
09/01/20-Origin Bank CD	-	-	-	-	-	-
10/01/20-East West Bank CD	-	-	-	-	-	-
10/05/20-Southside Bank CD	-	-	-	-	-	-
11/29/20-Origin Bank CD	-	-	-	-	-	-
02/01/21-Origin Bank CD	-	-	-	-	-	-
02/01/21-East West Bank CD	-	-	-	-	-	-
03/01/21-Prosperity Bank CD	-	-	-	-	-	-
04/02/21-East West Bank CD	-	-	-	-	-	-
05/01/21-Allegiance Bank CD	-	-	-	-	-	-
05/03/21-Allegiance Bank CD	-	-	-	-	-	-
06/03/21-LegacyTexas Bank CD	-	-	-	-	-	-
07/01/21-Allegiance Bank CD	-	-	-	-	-	-
08/02/21-Allegiance Bank CD	-	-	-	-	-	-
10/22/21-Origin Bank CD	-	-	-	-	-	-
11/01/21-Allegiance Bank CD	-	-	-	-	-	-
02/01/22-Allegiance Bank CD	-	-	-	-	-	-
Total	\$ 327,807.63	\$ 78,902.63	\$ 1,948,391.06	\$ 2,023,155.15	\$ 117,678.38	\$ 38,663.30

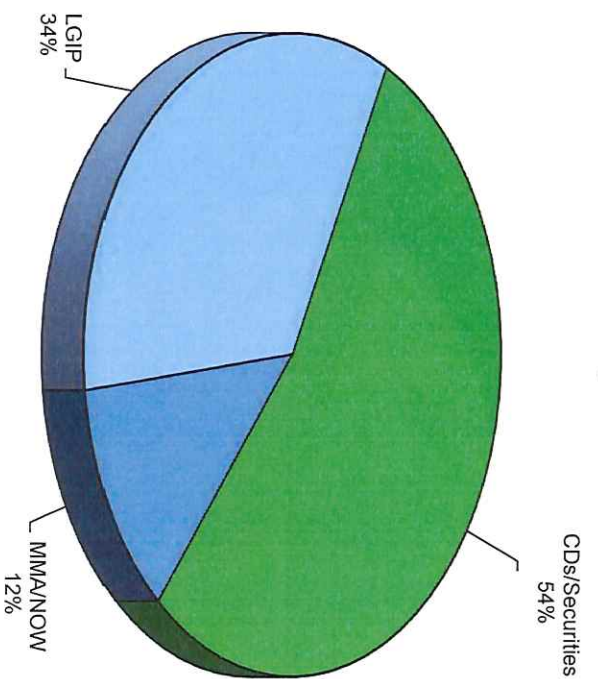
Economic Overview

6/30/2020

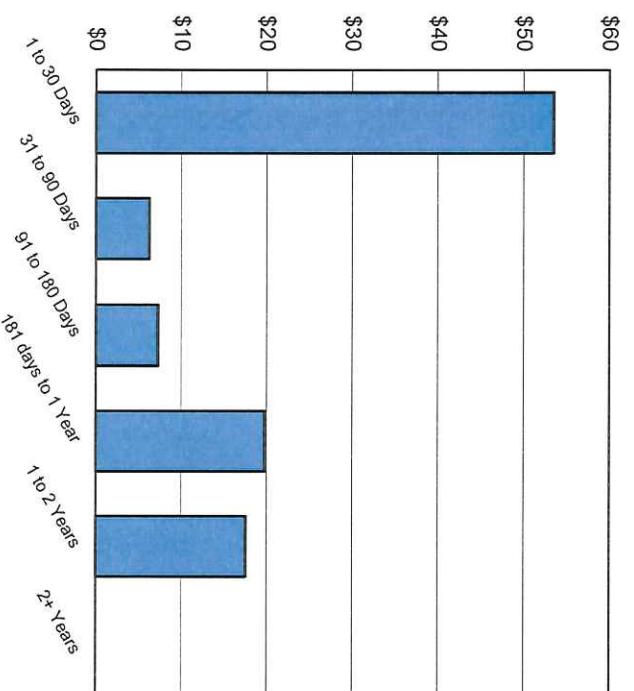
The Federal Open Market Committee (FOMC) maintained the Fed Funds target range at 0.00% to 0.25% (Effective Fed Funds are trading +/-0.08%). Worldwide and domestic economic activity popped-up as isolation protocols eased. However, continued positive COVID test growth may impact additional activity. The Yield Curve remains stabilized at current levels. The FOMC has signaled reduced rates for an extended period. Crude oil increased to \$40+ per barrel. Unemployment claims continued to rise, but June Non Farm Payroll surged to 4.8 million. The Stock Market wobbled but stabilized. Full recovery timeline still very uncertain.



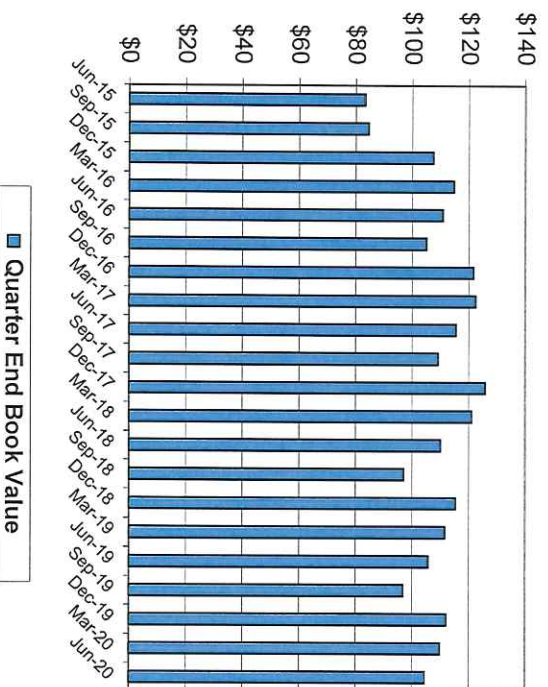
Portfolio Composition



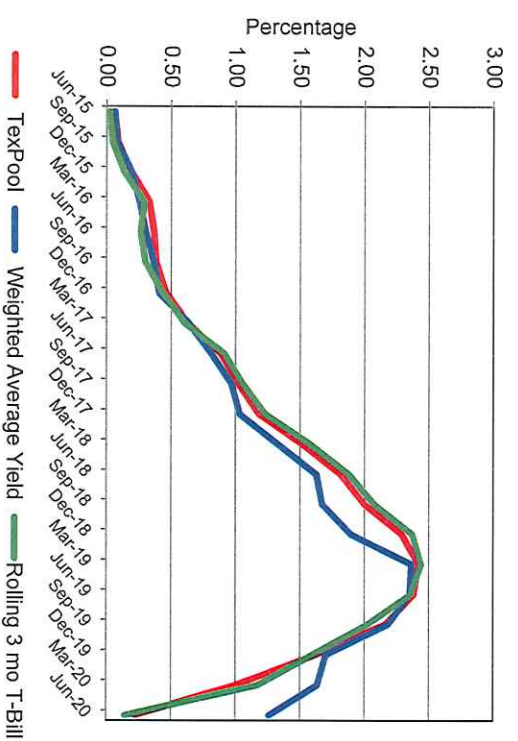
Distribution by Maturity (Millions)



Total Portfolio (Millions)



Total Portfolio Performance





Legislation Details (With Text)

File #: PUR 20-017 **Version:** 1 **Name:**
Type: Purchase **Status:** Agenda Ready
File created: 7/23/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Authorization to purchase and the installation of four (4) bleachers from Game Court Services via the BuyBoard Contract #502-16.
Sponsors:
Indexes:
Code sections:
Attachments: [Game Court Services](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Authorization to purchase and the installation of four (4) bleachers from Game Court Services via the BuyBoard Contract #502-16.

Summary:

Staff is seeking authorization for the purchase of four (4) sets of bleachers to replace current wooden bleachers at the Dow Park soccer fields. These new bleachers will be aluminum and meet all associated safety standards. Currently, the City has wooden/metal bleachers at this facility which require large amounts of maintenance and do not meet safety standards. By replacing these bleachers, the City will gain longevity and reduced maintenance costs. This purchase will conclude the bleacher replacement program which began in 2012.

Fiscal/Budgetary Impact:

\$51,141	Proposal from Game Court Services
\$ 50,000	10-432-4903 Budgeted in Capital Outlay FY 19-20
<u>\$ 1,141</u> <u>item</u>	<u>10-432-4412 Budgeted in General Fund - Parks 432 - Grounds Maintenance line</u>

Recommend the approval to purchase and installation of four (4) bleachers from Game Court Services via the BuyBoard Contract #502-16.

Game Court Services

10901 Circle Dr.
Austin, TX 78736

Phone: (512) 394-0461 Fax: (512) 394-0480

Bid Info:

Bid Section:

Bid Addn:

We are pleased to submit the following bid:

Bid Number: GCS209364

Terms:

Bid Date: 07/14/2020

Revised Date:

CUSTOMER	JOB ADDRESS
----------	-------------

City of Deer Park

610 East San Augustine

Deer Park, TX 77536

Parks and Recreation Department

610 East San Augustine

Deer Park, TX 77536

Contact: Tiffany McGallian - Ph: (281) 478-7230

Job Description: Provide and Install Bleachers / Demo of Existing Bleachers

Vendor	Part Number	Description	Materials	Qty	Price	Disc.	Ext. Cost
PSS	GSNB-Custom	Custom - 5 Row Fixed Spectator Bleacher w/ out Aisles, 10" Plank, 15' w/ two ADA Seats		2			
PSS	GSNB-Custom	Custom - 5 Row Fixed Spectator Bleacher w/ out Aisles, 10" Plank, 30' w/ four ADA Seats		1			
PSS	GSNB-Custom	Custom - 5 Row Fixed Spectator Bleacher w/ out Aisles, 10" Plank, 45' w/ four ADA Seats		1			
		Installation of Spectator Bleachers, price includes labor and travel		1			
		Demo of Existing (7) Bleacher Sets 5 Row x 15' L - Includes Labor, Rental Equipment, Dumpster for Disposal		1			
		TOTAL For Above		1	\$51,141.00		\$51,141.00

Material Total:	\$51,141.00
-----------------	-------------

Comments: lease Allow 4-6 Weeks for Installation.

- Price includes demo and disposal of existing bleachers
- Price Based on Installation Prior to Finished Field Surfaces. Price Excludes Necessary Surface Protection or Repair to Any Finished Field Surfaces that May be Caused by Heavy Equipment.
- Shimming by others if required due to uneven field surface
- Removal of Any Fence Panels, Existing Equipment or Obstructions for Necessary Access to Working Locations and Any Related Cost by Others.
- Prices Based on Performing all Work. Price May Vary if Quantities or Scope Changes.
- All Benchmarks Provided by Others.
- All Equipment Must be Installed in the Same Mobilization.
- Damage to Any Unseen Utilities not Detected by Standard Dig Test. Repair of Any Such Utilities by Others.
- Price is Based on Direct Access to the Exact Spot of Each Hole for Drilling Rigs and Concrete Trucks.
- Price Based on Disposing of Spoils on Site. Additional Cost if Spoils are to be Removed from Site.

-Price Excludes Payment and Performance Bonds. Add 3% if Required
PAYMENT INFORMATION

- Quote is valid for 30 Days. After 30 days a revised quote will be required
- HUB certificate #1742946185200
- 3% surcharge applies to any credit card payments

Subtotal:	\$51,141.00
Discount:	\$0.00
Freight:	\$0.00
Sales Tax:	\$0.00
Grand Total:	\$51,141.00

Game Court Services

10901 Circle Dr.

Austin, TX 78736

Phone: (512) 394-0461 Fax: (512) 394-0480

Bid Info:

Bid Section:

Bid Addn:

We are pleased to submit the following bid:

Bid Number: GCS209364

Terms:

Bid Date: 07/14/2020

Revised Date:

CUSTOMER	JOB ADDRESS
----------	-------------

City of Deer Park

610 East San Augustine

Deer Park, TX 77536

Contact: Tiffany McGallian - Ph: (281) 478-7230

Parks and Recreation Department

610 East San Augustine

Deer Park, TX 77536

-BuyBoard Contract # 502-16

Thank you,

David C. Henderson

ACCEPTED BY: _____

DATE: _____



Legislation Details (With Text)

File #: RPT 20-033 **Version:** 1 **Name:**
Type: Report **Status:** Agenda Ready
File created: 7/27/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Acceptance of the Deer Park Community Development Corporation's quarterly report for the period of April 1, 2020 - June 30, 2020.
Sponsors: City Manager's Office, Finance, Parks & Recreation
Indexes:
Code sections:
Attachments: [Qtr Report - F20 Q3 06.30.20 cumulative](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Acceptance of the Deer Park Community Development Corporation's quarterly report for the period of April 1, 2020 - June 30, 2020.

Summary: Section 6.1 of the Corporation's bylaws states that the Board shall prepare a quarterly activity report, detailing the projects and work accomplished during the previous quarter. This report shall be reviewed by the Board by the end of the month following the end of each quarter and then submitted to City Council immediately thereafter. The attached report for the period of April 1, 2020 - June 30, 2020 has been approved by the Deer Park Community Development Corporation at its July 27, 2020 meeting.

Fiscal/Budgetary Impact:

N/A.

Accept the Deer Park Community Development Corporation's quarterly report for the period of April 1, 2020 - June 30, 2020.

Deer Park Community Development Corporation

Quarterly Report: April 1, 2020 – June 30, 2020

Meetings Conducted and Activities

May 13 – Conference call to discuss items related to the Spencerview Bridge Project – City Staff/CobbFendley

May 19 – Staff work on DPCDC Granicus Items

May 23 – Cobb Fendley Authorizations for Professional Services Signed for Spencer View Bridge.

May 26 - Rescheduled (April 27, 2020) quarterly meeting of the Deer Park Community Development Corporation – City staff/CDC

May 27 – Meeting to discuss items related to the Hike and Bike Trail project. – City staff/Burditt

June 1 – Meeting to discuss Cobb Fendley proposal for the Spencerview Bridge project. – City staff

June 2 – City Council Acceptance of the DPCDC Quarterly Report for January thru March 2020.

June 18 - Meeting to discuss items related to the Hike and Bike Trail project. – City staff/Burditt

Financial

Debt Issued To-Date

- \$9,450,000 Certificates of Obligation, Series 2016 issued February 16, 2016 through a private placement to Wells Fargo Bank via a competitive bidding process
- \$2,700,000 Certificates of Obligation, Series 2017 issued February 14, 2017 through a private placement to First National Bank Texas via a competitive bidding process
- Note: the \$5,850,000 authorized for the Community Center Expansion/Renovation has not yet been issued pending a decision on how to proceed with the project
- In an agreement between the City of Deer Park and the DPCDC, the City agreed to issue and sell certificates and the DPCDC agreed to make payments to the City in amounts sufficient to pay the principal of and interest on the certificates

Deer Park Community Development Corporation (Fund 850)

This fund records the sales tax revenues, operating expenditures, including bond issuance costs, and debt service payments.

Revenues:

- Sales & Use Tax Revenues:

1Q (12/31/19) = \$328,075.04

2Q (03/31/20) = \$892,983.93

3Q (06/30/20) = \$938,226.43

Total Fiscal YTD = \$2,159,285.40

- Investment Revenue:

1Q (12/31/19) = \$866.36

2Q (03/31/20) = \$850.10

3Q (06/30/20) = \$807.20

Total Fiscal YTD = \$2,523.66

- ***Total Fiscal YTD Revenues as of 06/30/20: \$2,161,809.06 (preliminary and unaudited)***

Expenditures:

- Audit Fee:

3Q (06/30/20) = \$2,000.00

Total Fiscal YTD = \$2,000.00

- Operating Transfer – Debt Service:

3Q (06/30/20) = \$1,165,609.75

Total Fiscal YTD = \$1,167,609.75

- ***Total Fiscal YTD Expenditures as of 06/30/20: \$1,167,609.75 (preliminary and unaudited)***

Bond Fund – Certificates of Obligation (Fund 307)

This fund records the bond proceeds of the \$9,450,000 Certificates of Obligation, Series 2016 and the \$2,700,000 Certificates of Obligation, Series 2017 and all related capital project expenditures, including pay-as-you-go funding.

Revenues:

- Investment Revenue:

1Q (12/31/19) = \$1,196.14

2Q (03/31/20) = \$ 951.08

3Q (06/30/20) = \$ 214.40

Total Fiscal YTD = \$2,361.62

- **Total Fiscal YTD Revenues as of 06/30/20: \$2,361.62 (preliminary and unaudited)**

Expenditures:

- Consulting Architect Fee

1Q (12/31/19) = \$5,000.00

- Community Center = \$5,000.00

2Q (03/31/20) = \$32,062.08

- Hike & Bike = \$10,050.00 *
- Community Center = \$22,012.08

3Q (06/30/20) = \$24,817.50

- Hike & Bike = \$15,517.50 *
- DP Baseball = \$9,300.00

Total Fiscal YTD = \$61,879.58

- **Total Fiscal YTD Expenditures as of 06/30/20: \$61,879.58 (preliminary and unaudited)**

* Pay-As-You Go Funded Projects; funding will be transferred from the DPCDC (Fund 850)

Additional Funding

Certain project costs have or are expected to exceed the total amount appropriated by the authorized Type B funding. In response, the City Council has approved several budget amendments to provide the additional resources to fund these projects. The following reports the total amounts approved for the respective projects:

- Dow Park = \$231,119.00
- Maxwell Center = \$33,800.00
- Girls Softball = \$538,319.00
- Soccer Fields = \$396,247.00

Total Budget Amendments = \$1,199,485.00

Deer Park Community Development Corporation

Quarterly Report: January 1, 2020 – March 31, 2020

Meetings Conducted and Activities

January 7 – Conference call to discuss items related to the Community Center Project – City Staff/BSW

January 27 - Meeting with staff to discuss items related to the Dow Park Pavilion project – City Staff

January 27 - Regular quarterly meeting of the Deer Park Community Development Corporation – City staff/CDC

February 4 - Conference call to discuss items related to the Community Center Project – City Staff/BSW

February 4 - City Council Workshop to discuss items related to a possible Type B election for May 2, 2020 – City Council/ City Staff/BSW

February 4 – City Council acceptance of completion of project and release of retainage to Tandem Services, LLC. For the Dow Park Soccer Complex. – City Council/ City Staff

February 4 - Acceptance of the DPCDC Quarterly Report for October 1 – December 31, 2019 on the regular City Council agenda – City Council/City Staff

February 4 - Consideration of and action on an ordinance calling for a special election on May 2, 2020 for a Type B economic development sales and use tax. – City Council/City Staff

February 11 – Staff meeting to discuss educational material related to the Type B election. – City Staff

February 18 – Staff meeting to discuss educational material distribution to the community for Type B election. – City Staff

February 28 – Conference call to discuss items related to the Community Center Project – City Staff/BSW

March 2 – Hike and Bike trail committee meeting – City staff/ Burditt

March 4 – Presentation of educational material related Type B election to the Deer Park Soccer FC board. – City Staff/DPSFC

March 17 - Meeting with staff to discuss items related to the Dow Park Pavilion project – City Staff

Financial

Debt Issued To-Date

- \$9,450,000 Certificates of Obligation, Series 2016 issued February 16, 2016 through a private placement to Wells Fargo Bank via a competitive bidding process

- \$2,700,000 Certificates of Obligation, Series 2017 issued February 14, 2017 through a private placement to First National Bank Texas via a competitive bidding process
- Note: the \$5,850,000 authorized for the Community Center Expansion/Renovation has not yet been issued pending a decision on how to proceed with the project
- In an agreement between the City of Deer Park and the DPCDC, the City agreed to issue and sell certificates and the DPCDC agreed to make payments to the City in amounts sufficient to pay the principal of and interest on the certificates

Deer Park Community Development Corporation (Fund 850)

This fund records the sales tax revenues, operating expenditures, including bond issuance costs, and debt service payments.

Revenues:

- Sales & Use Tax Revenues:
1Q (12/31/19) = \$328,075.04
2Q (03/31/20) = \$892,983.93

Total Fiscal YTD = \$1,221,058.97
- Investment Revenue:
1Q (12/31/19) = \$866.36
2Q (03/31/20) = \$850.10

Total Fiscal YTD = \$1,716.46
- ***Total Fiscal YTD Revenues as of 03/31/20: \$1,222,775.43 (preliminary and unaudited)***

Expenditures:

- ***Total Fiscal YTD Expenditures as of 03/31/20: \$0.00 (preliminary and unaudited)***

Bond Fund – Certificates of Obligation (Fund 307)

This fund records the bond proceeds of the \$9,450,000 Certificates of Obligation, Series 2016 and the \$2,700,000 Certificates of Obligation, Series 2017 and all related capital project expenditures, including pay-as-you-go funding.

Revenues:

- Investment Revenue:
1Q (12/31/19) = \$1,196.14
2Q (03/31/20) = \$ 951.08

Total Fiscal YTD = \$2,147.22

- ***Total Fiscal YTD Revenues as of 03/31/20: \$2,147.22 (preliminary and unaudited)***

Expenditures:

- Consulting Architect Fee

1Q (12/31/19) = \$5,000.00

- Community Center = \$5,000.00

2Q (03/31/20) = \$32,062.08

- Hike & Bike = \$10,050.00 *
- Community Center = \$22,012.08

Total Fiscal YTD = \$37,062.08

- ***Total Fiscal YTD Expenditures as of 03/31/20: \$37,062.08 (preliminary and unaudited)***

* Pay-As-You Go Funded Projects; funding will be transferred from the DPCDC (Fund 850)

Additional Funding

Certain project costs have or are expected to exceed the total amount appropriated by the authorized Type B funding. In response, the City Council has approved several budget amendments to provide the additional resources to fund these projects. The following reports the total amounts approved for the respective projects:

- Dow Park = \$231,119.00
- Maxwell Center = \$33,800.00
- Girls Softball = \$538,319.00
- Soccer Fields = \$396,247.00

Total Budget Amendments = \$1,199,485.00

Deer Park Community Development Corporation
Quarterly Report: October 1, 2019 – December 31, 2019

Meetings Conducted and Activities

October 15 – Consideration of an action on appointing four members to the DPCDC on the regular City Council agenda – City Council/City staff

October 16 – Meeting with City Staff to begin looking at options for additional parking at the Deer Park Soccer Complex and Girls Softball Complex – City staff

October 16 – Meeting to discuss items related to the Community Center Project – City staff/BSW

October 23 – Meeting with Halff to discuss current status of hydromulched fields at Deer Park Soccer Complex – City Staff/Halff

October 25 – Meeting with City staff to discuss possible designs and requirements for additional parking at Deer Park Soccer, Girls Softball, and Spencerview Athletic Complexes – City Staff

October 28 – Regular quarterly meeting of the Deer Park Community Development Corporation – City staff/CDC

November 5 – Acceptance of the DPCDC Quarterly Report for July 1 – September 30, 2019 on the regular City Council agenda – City Council/City Staff

November 5 - Consideration of and action on Agreement with Burditt Consultants for Professional Services Development of Construction and Design Services of Phase 1 Hike and Bike Trails on regular City Council agenda – City Council/City Staff

November 6 – Conference call to discuss items related to the Community Center Project – City Staff/BSW

November 11 – Meeting to discuss items related to the Community Center Presentation – City staff/BSW

November 11 – Joint workshop for the City Council, Deer Park Community Development Corp., Parks and Recreation Commission to discuss items related to Community Center project. – CC/DPCDC/PARC/City Staff/BSW

November 12 – Conference Call to discuss items related to the Deer Park Soccer Complex – City Staff/Halff

November 18 – Meeting with City staff to update information on the DPCDC web pages. – City Staff

November 21 – Meeting with Burditt Consultants to discuss construction phase of architectural services for the Hike and Bike Trails – Burditt/City Staff

November 25 – Meeting with construction expert for items related to the Dow Park Pavilion project – City Staff/Construction expert

December 4 – Meeting to discuss parking requirements for the Deer Park Community Center – City Staff

December 4 – Staff meeting concerning Hike and Bike Trail and proposed pipeline easement – City Staff

December 4 – Conference call concerning Community Center Presentation – BSW/City Staff

December 27 – Site visit of bridge in Pasadena as potential design for Spencerview Bridge Project – City Staff

Financial

Debt Issued To-Date

- \$9,450,000 Certificates of Obligation, Series 2016 issued February 16, 2016 through a private placement to Wells Fargo Bank via a competitive bidding process
- \$2,700,000 Certificates of Obligation, Series 2017 issued February 14, 2017 through a private placement to First National Bank Texas via a competitive bidding process
- Note: the \$5,850,000 authorized for the Community Center Expansion/Renovation has not yet been issued pending a decision on how to proceed with the project
- In an agreement between the City of Deer Park and the DPCDC, the City agreed to issue and sell certificates and the DPCDC agreed to make payments to the City in amounts sufficient to pay the principal of and interest on the certificates

Deer Park Community Development Corporation (Fund 850)

This fund records the sales tax revenues, operating expenditures, including bond issuance costs, and debt service payments.

Revenues:

- Sales & Use Tax Revenues:

1Q (12/31/19) = \$292,656.97

Total Fiscal YTD = \$292,656.97

- Investment Revenue:

1Q (12/31/19) = \$866.36

Total Fiscal YTD = \$866.36

- ***Total Fiscal YTD Revenues as of 12/31/19: \$293,523.33 (preliminary and unaudited)***

Expenditures:

- ***Total Fiscal YTD Expenditures as of 12/31/19: \$0.00 (preliminary and unaudited)***

Bond Fund – Certificates of Obligation (Fund 307)

This fund records the bond proceeds of the \$9,450,000 Certificates of Obligation, Series 2016 and the \$2,700,000 Certificates of Obligation, Series 2017 and all related capital project expenditures, including pay-as-you-go funding.

Revenues:

- Investment Revenue:

1Q (12/31/19) = \$1,196.14

Total Fiscal YTD = \$1,196.14

- ***Total Fiscal YTD Revenues as of 12/31/19: \$1,196.14 (preliminary and unaudited)***

Expenditures:

- Consulting Architect Fee

1Q (12/31/19) = \$5,000.00

- Community Center = \$5,000.00

Total Fiscal YTD = \$5,000.00

- ***Total Fiscal YTD Expenditures as of 12/31/19: \$5,000.00 (preliminary and unaudited)***

Additional Funding

Certain project costs have or are expected to exceed the total amount appropriated by the authorized Type B funding. In response, the City Council has approved several budget amendments to provide the additional resources to fund these projects. The following reports the total amounts approved for the respective projects:

- Dow Park = \$231,119.00
- Maxwell Center = \$33,800.00
- Girls Softball = \$538,319.00
- Soccer Fields = \$396,247.00

Total Budget Amendments = \$1,199,485.00



Legislation Details (With Text)

File #: AGR 20-032 **Version:** 1 **Name:**
Type: Agreement **Status:** Agenda Ready
File created: 7/29/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Consideration of and action on an agreement with Harris County to conduct a joint election on November 3, 2020.

Sponsors:

Indexes:

Code sections:

Attachments: [Harris County Agreement](#)
[Exhibit A Cost Estimate Nov 2020](#)
[Exhibit B Cost Estimate Nov 2020](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Consideration of and action on an agreement with Harris County to conduct a joint election on November 3, 2020.

Summary:

The City of Deer Park will enter into agreement with Harris County to conduct the November 3, 2020 General Election to elect three Councilmembers. With entering into the agreement, the County will provide all services related to conduct the General Election. The City is responsible to provide all notices required from the Texas Election Code. The final cost has not been determined yet. Attached is a cost estimate of all entities in Harris County having a joint election.

Fiscal/Budgetary Impact:

Approval

**AGREEMENT BETWEEN HARRIS COUNTY AND
City of Deer Park, RELATING TO JOINT ELECTIONS TO BE HELD
NOVEMBER 3, 2020**

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

THIS AGREEMENT is made and entered into by and between Harris County, a body corporate and politic under the laws of the State of Texas (hereinafter the “County”), and City of Deer Park, a body corporate and politic under the laws of the State of Texas (hereinafter referred to as the “Entity”).

RECITALS:

The County will be conducting a joint election on November 3, 2020 for multiple entities. The County will be using an electronic voting system, eSlate, (hereinafter “Voting System”) that has been duly approved by the Secretary of State pursuant to Texas Election Code §§122.031-122.039, §122.061, §122.091, as amended, and duly approved by the United States Justice Department for use in Harris County pursuant to Voting Rights Act of 1965.

Part or all of the Entity lies within the boundaries of Harris County.

The Entity desires to join the November 3, 2020 General and Special Elections (hereinafter referred to as the “November 3, 2020 Election”) being conducted by the County.

The County desires to provide certain election services to the Entity for its election to be held on November 3, 2020.

TERMS:

In consideration of the mutual covenants, agreements and benefits to the parties, IT IS AGREED as follows:

I. Entity’s Responsibilities

The Entity agrees that it has furnished the County with a list of race titles and proposition titles and proposition language, if any, for the November 3, 2020 Election. All information must be provided in all four languages.

The Entity agrees that it provided the County with a list of candidates’ names and ballot positions for the November 3, 2020 Election.

Further, the Entity agrees that it has verified its current jurisdictional boundaries and the total number of Harris County precincts required by those jurisdictional boundaries by August 14, 2020. If the Entity failed to provide the County with this information by this stated deadline, then the County is hereby authorized to adopt the current jurisdictional boundaries and total number of Harris County precincts for the non-performing Entity that are provided to the County

by the Harris County Voter Registrar's Office, and the non-performing Entity hereby agrees to the County's use of that information to fulfill the requirements of this paragraph.

The Entity shall agree to appoint positions as the Harris County Commissioners Court, Election Board and the Early Voting Clerk have appointed for positions such as all Election Day Presiding and Alternate Judges, Early Voting Judges and Clerks, Early Voting Ballot Board and Central Count Presiding and Alternate Judges, Central Count Manager and Tabulation Supervisor pursuant to the Texas Election Code. The Entity agrees to accept the Early Voting and Election Day polling places accepted by the Harris County Commissioners Court and the hours designated by Harris County for Early Voting.

The Entity agrees to prepare, post and publish any and all notices required of the Entity by state law for the November 3, 2020 Election. Unless otherwise expressly provided herein, the Entity agrees to do all things that may be required of it in connection with the November 3, 2020 Election. The Entity is responsible for the preparation of election orders, resolutions, notices and other pertinent documents for adoption or execution by the appropriate officer of the Entity with regard to the November 3, 2020 Election. The County shall not have any responsibility or duty in connection with such preparations by the Entity. The Entity is responsible for making their own submissions, if any is required or desired, to the United States Justice Department and the County shall have no responsibility or duty in connection with such submission relating to the November 3, 2020 Election.

If an entity is conducting a Bond/Debt Obligation Election, the entity is required to provide a copy of the Bond Order(s) for each polling location. The instruction for the Order(s) are set forth in **Exhibit C** "Instructions for Bond/Debt Obligation Orders" attached hereto and incorporated herein. The Entity accepts the responsibility to ensure that the order of the election is posted at each polling location where its precincts will be voting on Election Day. The Entity will provide packets to be used for Early Voting and Election Day to the County by **September 1, 2020**. Documents for the voters will be in four (4) languages: English, Spanish, Vietnamese and Chinese.

II. County's Responsibilities

The County agrees to follow the Texas Election Code in the conduct of the November 3, 2020 General and Special Elections. The County agrees to provide mail ballots to all voters who request a ballot in the Entity's jurisdictions. The County shall provide space on the ballot sufficient to encompass all candidate races and issues of the Entity.

The County will provide the Entity with all dates and times for Early Voting no later than the 21st day before Election Day. The County agrees to provide polling locations for use during Early Voting. The County will arrange for the delivery of the Voting System equipment and other equipment and supplies for use in Early Voting by personal appearance in the November 3, 2020 Election. The County Clerk shall select election officers for the main Early Voting location, as well as any branch Early Voting location, pursuant to the Texas Election Code §85.009.

The County agrees to provide all equipment and supplies for use in Early Voting by mail in the November 3, 2020 Election. The County is authorized to employ or use such personnel, as it deems necessary or desirable, to prepare and conduct Early Voting by mail.

Further, the County agrees to provide all the Election Day polling places, Voting System equipment, and other equipment as it deems necessary or desirable for the holding of the November 3, 2020 Election and cause same to be delivered to the polling places. The Joint Election shall be conducted utilizing county-wide polling places pursuant to Section 43.007(a) (5) of the Texas Election Code. The County agrees to provide the Voting System to all polling places at least one (1) hour before the time set for opening the polls. The County shall determine the amount of voting equipment available for the November 3, 2020 Election and its decision shall be final.

The County will employ or use such personnel as it deems necessary to program and operate the automatic tabulating equipment in accordance with Texas Election Code.

The Harris County Commissioners Court shall appoint the Presiding and Alternate Election Judges for each county election precinct and the Central Counting Station, the Early Voting Ballot Board, Central Count Manager and Tabulation Supervisor according the Texas Election Code. Necessary additional appointments shall be made under the Texas Election Code. The County agrees to pay the Presiding Judges of the County and their clerks, pursuant to Texas Election Code §§32.091-32.093 and §271.013, as amended, for their services in connection with the November 3, 2020 Election at the expense of the Entity. The County agrees to pay the Presiding Judge and clerks of the Early Voting Ballot Board to process Early Voting results pursuant to Texas Election Code §§87.001-87.025, §87.101, and §87.103, as amended at the expense of the Entity. The County shall require all poll workers to adhere to safety protocols outlined by the County including but not limited to wearing masks at all times, utilizing Personal Protective Equipment (PPE), and social distancing. The County shall have the authority to remove any poll worker from employment if they do not follow safety protocols outlined by the County.

The County agrees to perform its obligations under this Agreement in accordance with all applicable federal and state laws, rules and regulations.

Regarding the posting of Debt Obligation Election Orders, Harris County, as a courtesy, will post a copy of all Debt Obligation Election Orders in four (4) languages in a notebook on the qualifying table of every Early Voting and Election Day location for this election. A notice, approved by the Secretary of State, will be posted on the wall stating that information regarding the Debt Obligation Election Orders is available. Harris County will train judges on the importance of making this information available. However, it is still the responsibility of the entity to ensure that the judge received the order and that the order was posted at each polling location within the jurisdiction.

III. Compensation

The fair and reasonable compensation for use of the County's Voting System, equipment, supplies, and staff and for other services provided for administration of the election is detailed in the itemized list of estimated election expenses under **Exhibit A**, attached hereto and incorporated herein. The Entity agrees to pay its pro rata share of costs to the County for the Voting System, equipment, furniture, telephones, election kits, Early Voting Ballot by Mail, printing, supplies, delivery and transportation services, personnel, polling places, technical support, training, administrative costs and any other costs incurred by the Entity under this Agreement for the November 3, 2020 Election held by the County and the Entity and to share the cost of the November 3, 2020 Election in accordance with the terms of this Agreement.

The Entity's pro rata shares will be computed by attributing the total number of registered voters in each of the Entity's precincts that will be serviced by the County in the November 3, 2020 Election. The Voter Registry of the Entity, as of seventy (70) days before the November 3, 2020 Election, will be used to determine the total number of registered voters in each of the Entity's precincts. An estimate of the Entity's total cost is attached and incorporated herein as **Exhibit B**. The final determination of the Entity's pro rata share of the costs incurred by the County for November 3, 2020 Election necessary for the purposes contemplated by this Agreement shall be made by the County and its decision shall be final.

The fair and reasonable value of the general overall supervision and advisory services of the County in connection with decisions to be made and actions to be taken by officers of the Entity is ten percent (10%) of the total amount of the Agreement for the Entity, in accordance with the applicable provisions of Chapters 31 and 271 of the Texas Election Code, as amended. The Entity agrees to pay the County this ten percent (10%) fee for advisory services for its November 3, 2020 Election. It is understood that the fees paid for these advisory services shall be deposited in a separate fund in the County treasury, in accordance with Texas Election Code §31.100, as amended.

The Entity agrees to deliver sixty percent (60%) of their respective total estimated cost for its share of the November 3, 2020 Election to the County within ten (10) days of the execution of this Agreement. The County agrees to furnish a final accounting of the November 3, 2020 Election expenses actually incurred within ninety (90) days after the November 3, 2020 Election. The Entity agrees to pay the County's invoice for the balance of its November 3, 2020 Election expenses within thirty (30) days of receipt of the invoice. Payments, in the name of Harris County, must be submitted to Chris Hollins, Harris County Clerk, Attn: Elections Division, P.O. Box 1148, Houston, TX 77251-1148. Copies of all related invoices, records or documentation used in calculating the total cost of the elections will be made available as soon as practicable by the County upon written request to the County at the address above. Within ten (10) days of execution of this Agreement, the County will provide the Entity with a Personal Entity I.D. ("PEID") number assigned by the County Auditor. Each payment by the Entity to the County shall reference and include their respective PEID number.

If an entity has a proposition that is longer than 500 characters for one language or if there are more than five (5) contests, the entity may incur additional coding and supply fees to accommodate the additional costs. The additional amount will represent the additional time to

code the ballot, the additional space on the sample ballot, additional costs for ballot by mail and postage, and any other associated costs.

Waiver of any penalty fees imposed upon the Entity under this Agreement is at the discretion of the County.

IV. Additional Entities

It is understood that other political subdivisions may wish to participate in the November 3, 2020 Election and request the use of the above-mentioned election equipment, voting places and personnel, etc. It is agreed that the County may contract with other political subdivisions for such purposes. It is understood and agreed that the County will use the same formula for determining a pro rata share for each entity as described in this Agreement.

V. Cancellation of Election

In the event the Entity's November 3, 2020 Election is enjoined or canceled, or if for any reason whatsoever the Entity shall decide not to proceed with its November 3, 2020 Election, the Entity agrees that it shall be responsible for its share of any costs and expenses incurred by the County up to the cancellation date.

VI. Presiding Judges and Clerks

Presiding Judges and clerks shall be selected pursuant to the Texas Election Code Chapter 32. Regarding powers and duties, the Presiding Judge is in charge of and responsible for the conduct of the election at the polling place of the election precinct that the judge serves. See Texas Election Code §32.071.

VII. Notice

Any notices permitted or required to be given under this Agreement must be made by certified mail, return receipt requested or hand-delivered to the parties at the following addresses:

Harris County:

Harris County Clerk
1001 Preston, 4th Floor
Houston, TX 77002
Attention: Maureen Fisbeck

Entity:

City of Deer Park
710 E. San Augustine
Deer Park, Texas 77536

Attention: Shannon Bennett

VIII. Termination

Each party may terminate this agreement upon thirty days (30) notice as provided in this agreement. Should the Entity terminate this contract, the Entity shall be responsible for its pro rata share of expenses incurred up unto the time of termination or as described herein specifically.

IX. Miscellaneous

Third Party Beneficiaries. The County is not obligated or liable to any party other than the Entity for the performance of this Agreement. Nothing in the Agreement is intended or shall be deemed or construed to create or increase any additional rights or remedies in any third party, or the duties or responsibilities of the County with respect to any third party.

Successors and Assigns. The County and Entity bind themselves and their successors, executors, administrators, and assigns to the other party of this Agreement and to the successors, executors, administrators and assigns of such other party, in respect to all covenants of this Agreement. Nothing herein shall be construed as creating any personal liability on the part of any officer or agent of any public body, which may be a Party hereto.

Applicable Law and Venue. This Agreement is governed by the laws of the State of Texas. The Agreement is subject to Texas state and federal laws, orders, rules, and regulations. Each Party shall comply with all applicable federal, state, and local laws, ordinances, rules, and regulations concerning the performance of this Agreement.

Entire Agreement. This instrument contains the entire agreement between the parties. Any oral or written representations or modifications concerning this instrument shall be of no force and effect excepting a subsequent modification in writing signed by both parties to this Agreement.

Severability. If any provision of this Agreement is construed to be illegal or invalid, this will not affect the legality or validity of any of the other provisions hereof. The illegal or invalid provisions will be deemed stricken and deleted here from to the same extent and effect as if never incorporated herein.

Subtitles. The subtitles in this Agreement are provided for organizational purposes only and do not provide substantive meaning to the Agreement.

Multiple Counterparts. This Agreement will be executed in several counterparts, each of which shall be an original and all of which shall constitute but one instrument.

EXECUTED on this the _____ day of _____, 2020.

ATTEST:

HARRIS COUNTY

APPROVED AS TO FORM:

VINCE RYAN

County Attorney

CHRIS HOLLINS
County Clerk

By _____
DOUGLAS P. RAY
Assistant County Attorney

ATTEST/SEAL:

Name: _____

Title: _____

City of Deer Park
Signed by:

Name: _____

Title: _____

COUNTERSIGNED BY:

Name: _____

Title: _____

DATE COUNTERSIGNED:

APPROVED AS TO FORM:

Name: _____

Attorney for City of Deer Park

EXHIBIT A – Cost Estimate

EXHIBIT B – Cost Estimate

EXHIBIT C

Instructions for Bond/Debt Obligation Orders **For the November 2020 General and Special Elections**

It is required that an Entity conducting a Bond/Debt Obligation Election must provide a copy of the Bond Order(s) for each polling location.

Please follow the guidelines below when preparing Bond Orders for distribution for the **Early Voting** and **Election Day** period:

- Supply our office with an electronic version of the Bond Orders in PDF or Microsoft Word by September 1st
 - Bond Order must be translated into all required languages (English, Spanish, Chinese & Vietnamese)
 - Do not include Early Voting or Election Day locations list(s).
- Bond Order format requirements:
 - 8 ½ X 11 in. page size
 - Page margins no larger than 0.75 inch
 - All text single spaced
 - All text 12 pt. font (excluding titles)
- Submissions will need to be transmitted via FTP
 - Confirmation of successful transmission and correct format will be provided by Maureen Fisbeck within 48 hours (excluding weekends).
 - Insert FTP instructions once IT sets up

Harris County Elections Division will print copies of the Bond/Debt Obligation Orders and prepare them for distribution to all Early Voting and Election Day locations. Copies will be printed on 8 ½ X 11 white copy paper, duplex, and 3 hole punched. A copy of all Early Voting and Election Day locations will be added to the binder for voter use.

In the event our office receives a call from a voter requesting more information regarding the Bond/Debt Obligation Orders on your ballot, **please provide a contact name and phone number for your Entity that we may share with the voter.**

Page 1

	% Share	Base Cost	Admin 10%	Total	Deposit
	100.00%	\$17,228,333.11	\$1,722,833.31	\$18,951,166.42	
	% Share	\$0.00	\$0.00	\$0.00	
HARRIS COUNTY	64.37%	\$11,089,878.02	\$1,108,987.80	\$12,198,865.83	\$7,319,319.50
Lone Star College System	11.68%	\$2,012,269.31	\$201,226.93	\$2,213,496.24	\$1,328,097.74
North Harris County Regional Water Authority	4.48%	\$771,829.32	\$77,182.93	\$849,012.26	\$509,407.35
Harris County ESD No. 9	3.32%	\$571,980.66	\$57,198.07	\$629,178.73	\$377,507.24
Katy Independent School District	2.28%	\$392,805.99	\$39,280.60	\$432,086.59	\$259,251.96
Klein Independent School District	1.48%	\$254,979.33	\$25,497.93	\$280,477.26	\$168,286.36
Clear Creek Independent School District	1.44%	\$248,088.00	\$24,808.80	\$272,896.80	\$163,738.08
Spring Independent School District	1.08%	\$186,066.00	\$18,606.60	\$204,672.60	\$122,803.56
Harris County ESD No. 16	0.81%	\$139,549.50	\$13,954.95	\$153,504.45	\$92,102.67
Galena Park Independent School District	0.74%	\$127,489.67	\$12,748.97	\$140,238.63	\$84,143.18
Harris County ESD No. 46	0.63%	\$108,538.50	\$10,853.85	\$119,392.35	\$71,635.41
Clear Lake City Water Authority	0.62%	\$106,815.67	\$10,681.57	\$117,497.23	\$70,498.34
Tomball Independent School District	0.43%	\$74,081.83	\$7,408.18	\$81,490.02	\$48,894.01
City of Deer Park	0.41%	\$70,636.17	\$7,063.62	\$77,699.78	\$46,619.87
LaPorte Independent School District	0.37%	\$63,744.83	\$6,374.48	\$70,119.32	\$42,071.59
Baytown Crime Control and Prevention District	0.36%	\$62,022.00	\$6,202.20	\$68,224.20	\$40,934.52
Baytown Fire Control, Prevention and ESD	0.36%	\$62,022.00	\$6,202.20	\$68,224.20	\$40,934.52
City of Baytown	0.36%	\$62,022.00	\$6,202.20	\$68,224.20	\$40,934.52
Channelview Independent School District	0.34%	\$58,576.33	\$5,857.63	\$64,433.97	\$38,660.38
City of LaPorte	0.28%	\$48,239.33	\$4,823.93	\$53,063.27	\$31,837.96
Harris County ESD No. 80	0.28%	\$48,239.33	\$4,823.93	\$53,063.27	\$31,837.96
City of Bellaire	0.27%	\$46,516.50	\$4,651.65	\$51,168.15	\$30,700.89
Harris County ESD No. 60	0.25%	\$43,070.83	\$4,307.08	\$47,377.92	\$28,426.75
City of Webster	0.24%	\$41,348.00	\$4,134.80	\$45,482.80	\$27,289.68
City of West University Place	0.24%	\$41,348.00	\$4,134.80	\$45,482.80	\$27,289.68
Huffman Independent School District	0.23%	\$39,625.17	\$3,962.52	\$43,587.68	\$26,152.61
Sheldon Independent School District	0.22%	\$37,902.33	\$3,790.23	\$41,692.57	\$25,015.54
Sunbelt Fresh Water Supply District	0.18%	\$31,011.00	\$3,101.10	\$34,112.10	\$20,467.26
Memorial Villages Water Authority	0.16%	\$27,565.33	\$2,756.53	\$30,321.87	\$18,193.12
City of Seabrook	0.12%	\$20,674.00	\$2,067.40	\$22,741.40	\$13,644.84
City of Humble	0.11%	\$18,951.17	\$1,895.12	\$20,846.28	\$12,507.77
City of Katy	0.10%	\$17,228.33	\$1,722.83	\$18,951.17	\$11,370.70
Harris County WCID No. 89	0.10%	\$17,228.33	\$1,722.83	\$18,951.17	\$11,370.70
Waller-Harris ESD No. 200	0.10%	\$17,228.33	\$1,722.83	\$18,951.17	\$11,370.70
Bridgestone MUD	0.09%	\$15,505.50	\$1,550.55	\$17,056.05	\$10,233.63
City of Friendswood	0.09%	\$15,505.50	\$1,550.55	\$17,056.05	\$10,233.63
Newport MUD	0.09%	\$15,505.50	\$1,550.55	\$17,056.05	\$10,233.63
City of Pearland	0.08%	\$13,782.67	\$1,378.27	\$15,160.93	\$9,096.56
Harris County MUD No. 26	0.08%	\$13,782.67	\$1,378.27	\$15,160.93	\$9,096.56
City of Galena Park	0.06%	\$10,337.00	\$1,033.70	\$11,370.70	\$6,822.42
Harris County ESD No. 15	0.06%	\$10,337.00	\$1,033.70	\$11,370.70	\$6,822.42
The Woodlands Township	0.06%	\$10,337.00	\$1,033.70	\$11,370.70	\$6,822.42
City of Nassau Bay	0.05%	\$8,614.17	\$861.42	\$9,475.58	\$5,685.35
Harris County MUD No. 24	0.05%	\$8,614.17	\$861.42	\$9,475.58	\$5,685.35
Harris County MUD No. 400	0.05%	\$8,614.17	\$861.42	\$9,475.58	\$5,685.35
Harris County MUD No. 419	0.05%	\$8,614.17	\$861.42	\$9,475.58	\$5,685.35
Harris County WCID No. 157	0.05%	\$8,614.17	\$861.42	\$9,475.58	\$5,685.35
Harris County MUD No. 119	0.04%	\$6,891.33	\$689.13	\$7,580.47	\$4,548.28

EXHIBIT B - COST ESTIMATE**November 3, 2020****Joint General and Special Elections**

Harris County MUD No. 150	0.04%	\$6,891.33	\$689.13	\$7,580.47	\$4,548.28
Harris County MUD No. 196	0.04%	\$6,891.33	\$689.13	\$7,580.47	\$4,548.28
Lake Forest Utility District	0.04%	\$6,891.33	\$689.13	\$7,580.47	\$4,548.28
Bilma Public Utility District	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Harris County FWSD No. 1A	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Harris County MUD No. 127	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Harris County MUD No. 148	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Harris County MUD No. 180	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Harris County MUD No. 304	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Harris County MUD No. 364	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Harris County MUD No. 64	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Harris County Utility District No. 15	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Harris County WCID No. 133	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Kirkmont Municipal Utility District	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
West Harris County MUD No. 2	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Westlake MUD No. 1	0.03%	\$5,168.50	\$516.85	\$5,685.35	\$3,411.21
Beechnut MUD	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Brazoria County MUD No. 18	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
City of League City	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Cypress Creek Utility District	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Encanto Real Utility District	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Harris County FWSD No. 58	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Harris County MUD No. 136	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Harris County MUD No. 50	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Harris County WCID No. 70	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Northwest Freeway MUD	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Pearland Independent School District	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Rolling Fork Public Utility District	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Southwest Harris County MUD No. 1	0.02%	\$3,445.67	\$344.57	\$3,790.23	\$2,274.14
Harris County MUD No. 248	0.01%	\$1,722.83	\$172.28	\$1,895.12	\$1,137.07
Harris County MUD No. 399	0.01%	\$1,722.83	\$172.28	\$1,895.12	\$1,137.07
Harris County WCID No. 132	0.01%	\$1,722.83	\$172.28	\$1,895.12	\$1,137.07
Harris County WCID No. 99	0.01%	\$1,722.83	\$172.28	\$1,895.12	\$1,137.07
Inverness Forest ID	0.01%	\$1,722.83	\$172.28	\$1,895.12	\$1,137.07
New Caney Independent School District	0.01%	\$1,722.83	\$172.28	\$1,895.12	\$1,137.07
Northwest Harris County MUD No. 23	0.01%	\$1,722.83	\$172.28	\$1,895.12	\$1,137.07
Northwest Harris County MUD No. 24	0.01%	\$1,722.83	\$172.28	\$1,895.12	\$1,137.07
Pine Village Public Utility District	0.01%	\$1,722.83	\$172.28	\$1,895.12	\$1,137.07
The Woodlands Road Utility District No. 1	0.00	\$900.00	\$90.00	\$990.00	\$594.00
Green Tree Park MUD	0.00	\$900.00	\$90.00	\$990.00	\$594.00
Harris County MUD No. 405	0.00	\$900.00	\$90.00	\$990.00	\$594.00
Harris County MUD No. 489	0.00	\$900.00	\$90.00	\$990.00	\$594.00



Legislation Details (With Text)

File #: AGR 20-028 **Version:** 1 **Name:**
Type: Agreement **Status:** Agenda Ready
File created: 7/20/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Consideration of and action on an agreement to renew the School Resource Officers (SRO)/Crossing Guard Inter-Local Agreement with the Deer Park Independent School District (DPISD) for the 2020/2021 school year.

Sponsors:

Indexes:

Code sections:

Attachments: [SRO Inter-local agreement 2020](#)
[Statement of Anticipated Cost 2020](#)

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

Consideration of and action on an agreement to renew the School Resource Officers (SRO)/Crossing Guard Inter-Local Agreement with the Deer Park Independent School District (DPISD) for the 2020/2021 school year.

Consideration of and action on the Deer Park Police Department again seeking to continue its partnership and Inter-Local Agreement with DPISD for the 2020/2021 school year to provide four (4) School Resource Officers (SROs) and Crossing Guard services for 18 DPISD - Crossing Guard locations within the city limits of Deer Park for DPISD students. The overall anticipated cost to be shared is \$697,424.89

Fiscal/Budgetary Impact:

Officer Wages +Benefits + training and equipment = \$564,443.52

DPISD cost = 70% or \$395,110.46

City of Deer Park cost = 30% or \$169,333.06

Crossing Guard Wages + Benefits + training and equipment = \$132,981.37

DPISD cost = 90% or \$119,683.23

City of Deer Park cost = 10% or \$13,298.14

Project Grand Total= \$697,424.89

DPISD total cost= \$514,793.70

City of Deer Park total cost= \$182,631.19

**INTER-LOCAL AGREEMENT
FOR POLICE AND CROSSING GUARD SERVICES
BETWEEN DEER PARK INDEPENDENT SCHOOL DISTRICT AND
THE CITY OF DEER PARK**

Purpose

The purpose of this agreement is to provide professional law enforcement and school crossing guard services by the City of Deer Park Police Department for Deer Park Independent School District campuses. The parties hereto agree that it is to their mutual benefit and the benefit of their citizenry to enter into this agreement. The health, safety, and welfare of the students and staff of Deer Park Independent School District and the citizens of the community will be benefited.

Pursuant to Texas Government Code Article 791.001, one or more public agencies may contract with one another to perform governmental services, which each itself, is by law authorized to perform.

Deer Park Independent School District (D.P.I.S.D.) and the City of Deer Park desire to establish an Inter-local Agreement to allow for the above-described relationship. The terms of this Agreement are not intended to establish or to create any rights in any persons or entities other than the parties. The law enforcement services provided by the Deer Park Police Department (D.P.P.D.) under this agreement shall be known as the *School Resource Officer (S.R.O.) Program*. The services provided for the protection of children crossing public streets shall be known as *School Crossing Guard Services*. The terms of this agreement are as follows:

Duration

This agreement will commence on August 1, 2020, and expire on July 31, 2021. This agreement may be extended, or canceled by either of the participating agencies by giving ninety (90) days written notice to the other participating agency.

Personnel Provided

D.P.P.D. will provide *School Crossing Guard Services* at locations where it is determined that their presence is necessary for the safety of children crossing public streets. *School Crossing Guard Services* will be provided to and from school during the 174 days school is in session during the 2020-2021 school year. D.P.I.S.D. and D.P.P.D. will agree upon assignments and crossing locations before the school year begins. For the 2020/2021 School Year, there will be 18 Crossing Guard locations that serve D.P.I.S.D.

D.P.P.D. will provide four (4) police officers to staff the *S.R.O. Program* for the 2020/2021 school year. Four (4) officers will be assigned full-time to *S.R.O.* duties during the 174 days school will be in session during the 2020-2021 school year. School Resource Officers will be assigned to high school campuses and/or junior high campuses within the city limits of Deer Park. D.P.I.S.D. and D.P.P.D. will agree upon campus assignments and campus combinations before the school year begins.

Two (2) officers will be assigned to Deer Park High School –South Campus, and (1) of the assigned officers will rove Deer Park Elementary. One (1) officer will be assigned to Deer Park High School –North Campus and rove San Jacinto Elementary. One (1) officer will be assigned to Bonnette Jr. High, and rove Carpenter and Dabbs Elementary.

S.R.O.s and *School Crossing Guards* shall remain as employees of the City of Deer Park and the Police Department and shall be at the control and supervision of their police supervisors. Complaints or problems with *S.R.O.s* or *School Crossing Guards* shall be directed to the Chief of Police or his designee. In the event of unresolved disputes, the Chief of Police will have final authority.

Compensation

D.P.I.S.D. will pay D.P.P.D. ninety percent (90%) of the total annual cost of *School Crossing Guard Services* provided to D.P.I.S.D. Schools. D.P.I.S.D. will pay D.P.P.D. seventy percent (70%) of the annual salary, equipment, training, and primary benefits of the four (4) police officers for the 2020-2021 school year. The City of Deer Park agrees to maintain records related to the attendance, pay, and activities of the personnel assigned to the *School Resource Officer Program*.

Fuel and Vehicle

D.P.I.S.D. will compensate D.P.P.D. for police vehicles with emergency equipment used by *S.R.O.s* in their daily duties. The prorated cost for a Police Unit with installed equipment using straight-line depreciation and recovery is \$3,353.40 annually, per vehicle. Additionally, annual preventive maintenance and fuel cost are estimated at \$7,086.95 per vehicle. Total annual vehicle cost is estimated at \$10,440.35 per vehicle for a total of **\$41,761.40** The D.P.I.S.D. is responsible for seventy percent (**70%**) of the total vehicle and fuel costs.

Miscellaneous

Any additional costs (such as laptops to be utilized in the patrol vehicles for report writing and criminal inquiries) associated with the professional law enforcement services provided in this agreement will be the responsibility of D.P.I.S.D. seventy percent (70%) and the City of Deer Park thirty percent (30%).

Payment Schedule

Payment for *School Crossing Guard Services* shall be made to the City of Deer Park annually. It is the intent of this agreement that annual payments be made by D.P.I.S.D. to the City of Deer Park based upon billings of actual expenses incurred in the prior school year. The City of Deer Park shall submit a bill to D.P.I.S.D. by the fifteenth (15th) of July each year, and payment will due by the thirtieth (30th) of July.

Payment for the *S.R.O. Program* shall be made to the City of Deer Park on a monthly basis and shall be due on the thirtieth (30th) day of each month, beginning September 30, 2020, and continuing through August 31, 2021. It is the intent of this agreement that monthly payments be made by the D.P.I.S.D. to the City of Deer Park based upon billings for actual expenses incurred. The City of Deer Park shall submit bills to the D.P.I.S.D. by the fifteenth

(15th) of each month for actual expenses incurred in the prior month and payment will be due by the thirtieth (30th) of that month.

Continuing Education

S.R.O.s shall be scheduled to attend and participate in mandatory training set out by law or policy, and in reasonable training programs that directly impact their ability and skills as S.R.O.s.

Scheduling

The D.P.P.D. reserves the right to assign S.R.O.s to a police function in the event of an emergency or situation that dictates a call-up of personnel.

S.R.O.s may work part-time off-duty jobs at school-approved functions. Officers shall have the right to refuse to perform any off-duty employment and shall not be requested in any manner by the City of Deer Park to perform any off-duty employment. D.P.I.S.D. shall offer such employment only as a separate and independent employer, and D.P.I.S.D. may offer the S.R.O.s the right of first refusal for such employment. D.P.I.S.D. shall not state or imply that such additional employment is not voluntary or that any work condition as an S.R.O. is dependent upon the Officer's agreement to perform any off-duty job.

The officer will be permitted a thirty (30) minute paid lunch period. Like patrol officers, the S.R.O. will be subject to emergency calls during lunch.

A substitute officer will be provided after ten days absence of an S.R.O. D.P.I.S.D. will not be required to reimburse D.P.P.D. for the time S.R.O.s are on sick leave when a substitute officer has not been assigned.

S.R.O.s will use City vehicles and carry City radios.

D.P.I.S.D. will provide, at no cost to the City, office space in the high school or junior high school to which the officer is assigned. The office space must provide the privacy necessary to conduct confidential interviews and other police related business. D.P.I.S.D. will also provide laptop computers and telephones as well as access to copiers and file cabinets. When this agreement is terminated these facilities and equipment shall be the sole property of D.P.I.S.D.

School Resource Officer Duties

The S.R.O.s primary responsibility is to enforce the law. This may include responding to calls for assistance, preventative patrol, making arrests, and conducting follow-up investigations on campus. The S.R.O.s should be contacted for all on-campus responses; however, in the event of an emergency, that requires additional officers, or in the absence of the S.R.O., the 9-1-1 reporting system should be utilized. S.R.O.s should maintain close liaison with campus personnel and be familiar with potential problems. S.R.O.s have the discretion afforded them under the Departmental Rules and Procedures as to what enforcement action is taken when a law is violated. S.R.O.s have the final decision.

S.R.O.s may be contacted by D.P.I.S.D. to deal with law enforcement situations that exceed D.P.I.S.D.'s ability to handle administrative and/or emergency situations that require rapid police response and the special knowledge or expertise an S.R.O. can offer. S.R.O.s will take permissible enforcement action when necessary. S.R.O.s will not enforce D.P.I.S.D. regulations or rules unless the violation of such rule or regulation constitutes a violation of a state law or city ordinance.

Nothing in this agreement shall limit or eliminate the need to utilize the 9-1-1 reporting system, or the use of district police officers to handle or supplement calls for service. Use of 9-1-1 is encouraged for priority calls even if an S.R.O. is also called.

S.R.O.s shall be responsible for handling minor, non-priority incidents typically handled by district officers. These incidents include, but are not limited to, collisions, burglary/theft reports from personnel or students, parking lot details, traffic or fire lane violations, etc.

The ultimate goal of the S.R.O. is to maintain a peaceful environment that allows the learning process to continue uninterrupted.

Liaison Duties

D.P.I.S.D. Superintendent or designee will meet periodically with the Chief of Police or his designee and/or representatives from the City of Deer Park to discuss and evaluate the police and crossing guard services provided by this agreement.

It shall be the responsibility of the S.R.O. officers to maintain close liaison with D.P.I.S.D. faculty, staff and administrators, and to ensure all designated school campuses are adequately staffed by S.R.O.s

Modifications, if required, will be recommended to the governing boards of both entities.

Equipment Provided by Deer Park Police Department

The D.P.P.D. will provide S.R.O.s with uniforms and issue equipment in accordance with departmental procedures. D.P.P.D. will also provide law books, report forms, computer software utilized for the reporting and investigation of crime. When this agreement is terminated this equipment shall be the sole property of D.P.P.D.

Indemnity

The City of Deer Park shall be liable for and agrees to indemnify, save harmless and defend the Deer Park Independent School District from any and all claims, causes of action and damages of every kind arising from the negligent actions of the *School Resource Officers* conducted in performance of this Agreement.

The Deer Park Independent School District shall be liable for and agrees to indemnify, save harmless and defend the City of Deer Park from any and all claims, causes of action and damages of every kind arising from the negligent actions of its employees and agents conducted in performance of this Agreement.

To indicate your acceptance of this agreement, please sign, date and return the enclosed copy of this agreement. Once accepted, this document will represent the complete agreement between Deer Park Independent School District and the City of Deer Park Police Department for the *School Resource Officer Program* and *School Crossing Guard Services*.

This agreement is entered under authority of and in accord with the provisions of Chapter 791, Texas Government Code.

James J. Stokes, City Manager
City of Deer Park

Date _____

Gregory L. Grigg, Chief of Police
City of Deer Park

Date _____

Stephen Harrell, Superintendent
Deer Park Independent School District

Date _____

Lynn Kirkpatrick, Board President
Deer Park Independent School District

Date _____

Page 5 of 5

Statement of Anticipated Costs			
DPPD School Resource Officers (<i>SRO's</i>) worked in			
SRO Officer Wages x 4 Officers		\$359,541.31	Officer Wages= hourly
Officer Benefits 44% of Wages		0.44	
Officer Benefits Wages x 44% =		\$158,198.18	
Officer Wages plus Benefits =		\$517,739.49	
DPISD rate of reimbursement:		70.00%	
Total Officer Wages + benefits x 70%		\$362,417.64	
Estimated Annual cost of Training for four SRO's =			Annual training reim
DPISD rate of reimbursement:		\$3,542.64	
		70%	
		\$2,479.85	
Estimated Annual cost of equip:		\$350.00	Annual equipment r
\$350.00 Uniform equipment		4	
		\$1,400.00	
		70%	
		\$980.00	
DPISD SRO's grand total x 70%		\$365,877.49	DPISD 70% Obligation
DPPD SRO's total x 30%		\$156,804.64	
SRO Grand Total DPISD+ DPPD		\$522,682.13	
Statement of Anticipated Costs <i>Crossing Guards</i> - DPISD			
Crossing Guard Hourly Rate:		\$14.00	hr.
Hours worked per day:		2.5	Daily wages per cros
		\$35.00	
Days worked per year:		174	Annual wages per cr
		\$6,090.00	
Number of DPISD crossing guards:		18	
		\$109,620.00	
Monthly Training meetings, and General Order review, etc.		\$5,796.00	2 hours per month x 2
			x nine months
Total Wages:		\$115,416.00	Annual wages and tr
Social Security =		\$115,416.00	
		6.20%	
		\$7,155.79	
		\$115,416.00	
Medicare = 1.45%		1.45%	
		\$1,673.53	
		\$115,416.00	
Workman's Comp = 3.27%		4.58%	
		\$5,286.05	
Total Wages plus benefits.		\$129,531.37	
		90%	
DPISD wage obligation		\$116,578.23	
Estimated Annual cost of <u>equip</u> :		\$150.00	
23 Crossing Guards Includes subs.		23	
		\$3,450.00	
		90%	
DPISD equipment obligation		\$3,105.00	Annual equipment r
DPISD Total Crossing Guards		\$119,683.23	DPISD Obligation
City of DP Crossing Guards		\$13,298.14	DPPD Obligation
Crossing Guard <i>Grand Total</i> DPISD + DPPD=		\$132,981.37	
Grand Total for Project SRO+ Crossing Guards)			
Total City of Deer Park Obligations:			
City of DP for Vehicles = 30% x \$41761.40		30%	\$41,761.40
DPISD vehicles = 70% x \$41761.40		70%	\$41,761.40
Grand Total of project with vehicles			

City of Deer Park Total	\$182,631.19
DPISD Total	\$514,793.70
Grand Total	\$697,424.89

[illegible]



Legislation Details (With Text)

File #: AUT 20-033 **Version:** 1 **Name:**
Type: Authorization **Status:** Agenda Ready
File created: 6/10/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Consideration of and action on authorization to submit a Public Assistance (PA) grant application to FEMA and to participate in the Harris County COVID-19 Small Cities Coronavirus Relief Funds (CRF) for reimbursement for COVID-19 related expenses.

Sponsors:

Indexes:

Code sections:

Attachments: [CARES Act Small City Program3](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Consideration of and action on authorization to submit a Public Assistance (PA) grant application to FEMA and to participate in the Harris County COVID-19 Small Cities Coronavirus Relief Funds (CRF) for reimbursement for COVID-19 related expenses.

Summary:

In March 2020, Present Trump declared that the COVID-19 outbreak constitutes a National Emergency. With this declaration, the COVID-19 was designated as a Major Disaster under DR-4485 thereby allowing state and local governments that expend public funds for Emergency Protective Measures in response to this disaster to seek Public Assistance (PA) reimbursement through FEMA. This grant is authorized to provide up to 75% in federal reimbursement for the eligible COVID-19 related expenses incurred.

The Coronavirus Relief Fund (CRF) was established by the federal CARES act, which appropriated \$150 billion to assist state and local governments in addressing the economic impacts of the Coronavirus. Harris County received a direct allocation of \$426 million. Harris County has established the Small City Assistance Program in an amount not to exceed \$28.5 million. Each of the cities (other than the City of Houston) in Harris County is eligible to receive up to \$55 per capita in reimbursement through the Harris County Small City Assistance Program. The 2018 census population for Deer Park was 33,931, which at \$55 per capita equates to a maximum of \$1,866,205 in reimbursement.

The FEMA PA grant provides provide up to 75% in federal reimbursement for the eligible expenses incurred. The remaining 25% must be provided by local funds. Normally, the 25% local match cannot come from other federal funds. However, a federal exception has been made for COVID-19. Therefore, once the City submits its FEMA PA request for 75% reimbursement, it can submit a request to Harris County Coronavirus Relief Funds (CRF) for the remaining 25% of eligible reimbursements. Also, some expenditures qualify for reimbursement under the Coronavirus Relief

Funds that do not qualify under the FEMA PA grant program. However, each city must certify that the reimbursements Harris County CRF Small City Assistance Program:

- a) are necessary expenditures incurred due to the public health emergency and governor's disaster declaration on March 13, 2020 with respect to the Coronavirus Disease 2019 (COVID-19);
- b) were not accounted for in the budget most recently approved as of March 27, 2020, for Municipality; and
- c) were incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

Attached is a summary of the Harris County CRF Small City Assistance Program.

Fiscal/Budgetary Impact:

This FEMA PA grant is authorized to provide up to 75% in federal reimbursement of eligible COVID-19 related expenses incurred. The Harris County CRF Small City Assistance Program can provide up to a maximum of \$1,866,205 in reimbursement of eligible COVID-19 related expenses.

Staff requests that Council provide authorization to submit a Public Assistance (PA) grant application to FEMA and to participate in the Harris County COVID-19 Small Cities Coronavirus Relief Funds (CRF) for reimbursement for COVID-19 related expenses.



HARRIS COUNTY, TEXAS

BUDGET MANAGEMENT DEPARTMENT

Administration Building

1001 Preston, Suite 500

Houston, TX 77002

(713) 274-1100

COVID 19 Agenda Item

July 14, 2020

To: County Judge Hidalgo, and
Commissioners Ellis, Garcia,
Radack, and Cagle

Fm: Shain Carrizal *HSC*

Re: **CARES Act – Establishment of the Small City Assistance Program**

The CARES Act established the Coronavirus Relief Fund (CRF), and Harris County received a direct allocation of \$426 million. On April 28, 2020 Commissioners Court authorized forming a committee consisting of a representative from each office of Commissioners Court to work with BMD/HRRM and all relevant departments to make recommendations on the expenditures of the funds. Attached for your approval is a recommendation from the committee to establish the Small City Assistance Program in an amount not to exceed \$28.5 million.

The committee will continue to work with Guidehouse in making further recommendations to Commissioners Court before the CRF expiration date of December 30, 2020.

Thank you for your consideration.

Attachment



COVID-19 Small City Assistance Program July 10, 2020

BACKGROUND

The COVID-19 pandemic is stretching the ability of State, County, and City governments to both meet their obligations to protect their citizens and to ensure complete economic recovery and long-term resiliency. While each situation is unique, we understand that Harris County faces considerable demands resulting from this outbreak and the 34 cities it represents, and the County seeks to establish a program to provide appropriate reimbursement of Coronavirus Relief Funds (CRF) to the respective small cities.

PROGRAM PURPOSE

The COVID-19 Small City Assistance Program's purpose is to provide financial assistance for the needs of cities with <500K population.

The following are the program considerations:

- **Coordination.** Need to ensure that the County's response is coordinated so that it addresses the unprecedented public health and societal impacts impacting the small cities.
- **Grants Management.** Need to ensure support of the management of grant applications, eligibility verification, grant awards, management of grant and subrecipient agreements, and management of approval processes for funds requested by cities within Harris County related to the CRF.
- **Eligibility.** Need to ensure expenses incurred and to be reimbursed to the small cities are captured in a manner that makes them reimbursable in accordance with U.S. Department of Treasury guidance for the Coronavirus Relief Fund
- **Compliance.** Need to ensure that the County is complying with the rules and regulations that will ensure expenses are reimbursable and avoid a loss of stakeholder and community confidence.

ELIGIBILITY CRITERIA

Cities with <500K population that demonstrate need for financial assistance may qualify for assistance by meeting any of the following criteria:

Criteria	Name	Description	Additional Considerations
#1	FEMA 25% Match	Cities would submit their approved FEMA Public Assistance (PA) requests showing the 75% reimbursement requested. Harris County then provides the remaining 25% of eligible reimbursements.	Technical assistance provided to help cities apply for FEMA PA
#2	Eligible activities not covered by other funding sources	Expenses incurred by small cities that are typically not covered by FEMA or other grants, that are eligible for CRF. This includes, but is not limited to, the following activities: <ul style="list-style-type: none">- COVID dedicated payroll expenses- Paid sick and medical leave- Government payroll support program- Unemployment insurance costs- Telework capability improvement	Educate cities about these expense activities

#3	Other COVID Related Expenses	Other related expenses not identified in Options #1 and #2 that will be evaluated by the County for duplication of benefits on a case-by-case basis	Educate cities about these expense activities
----	------------------------------	---	---

ALLOCATION MAXIMUMS

Per the chart below, \$55 per capita is used to determine a ceiling of available CRF funding per small city within Harris County. This amount is based on the criteria established by the Texas Department of Emergency Management (TDEM) for other cities and counties in Texas with <500K populations.

City	2018 Census Population Data	Allocation Ceiling
Baytown	72,879	\$4,008,345
Bellaire	18,966	\$1,043,130
Bunker Hill Village	3,982	\$219,010
Deer Park	33,931	\$1,866,205
El Lago	2,727	\$149,985
Friendswood	11,575	\$636,625
Galena Park	10,931	\$601,205
Hedwig Village	2,669	\$146,795
Hilshire Village	819	\$45,045
Humble	16,041	\$882,255
Hunters Creek Village	4,891	\$269,005
Jacinto City	10,625	\$584,375
Jersey Village	7,962	\$437,910
Katy	15,251	\$838,805
La Porte	35,423	\$1,948,265
League City	1,984	\$109,120
Missouri City	6,273	\$345,015
Morgan's Point	345	\$18,975
Nassau Bay	4,037	\$222,035
Pasadena	153,219	\$8,427,045
Pearland	5,237	\$288,035
Piney Point Village	3,449	\$189,695
Seabrook	14,291	\$786,005
Shoreacres	1,611	\$88,605
South Houston	17,583	\$967,065
Southside Place	1,881	\$103,455
Spring Valley Village	4,333	\$238,315
Stafford	309	\$16,995
Taylor Lake Village	3,625	\$199,375
The Woodlands	13,000*	\$715,000
Tomball	11,761	\$646,855
Waller	600	\$33,000
Webster	11,201	\$616,055
West University Place	15,676	\$862,180
Total	519,087	\$28,549,785

*Estimated census data for the portion of The Woodlands included in Harris County, per The Woodlands Area Economic Development Partnership

TECHNICAL ASSISTANCE

With the purpose of helping small cities, especially those not familiar with federal funding, the small cities will be provided with technical assistance to better understand the process of successfully identifying eligible CRF activities, and guidance around other potential funding sources (ex. FEMA PA). The main components of the technical assistance will include (but is not limited to)¹:

1. Conducting outreach activities to:
 - Inform small cities about the program
 - Engaging City management to actively participate in program
2. Hosting webcast and online training for:
 - Overall process of the County's program for small cities
 - Eligible activities under the CRF grant and overlap with other funding sources
 - Workflows, forms, tools, and documentation requirements for reimbursement
 - Brief overview of other federal funding sources
3. Providing tools and templates for reimbursement requests including:
 - Excel based cost tracking mechanism
 - Checklist of eligible activities with required documentation
 - Frequently asked questions (FAQs)
 - Workflow steps for transparency
4. Providing one-on-one support including:
 - Questions around eligibility and/or process
 - Developing reimbursement requests
 - Understanding any rejected/returned reimbursement requests

AGREEMENT FOR DISTRIBUTION

To receive CRF distributions, the small city mayor or city manager must review, agree to the terms and conditions, and sign certification forms similar to those developed by TDEM. ² The CRF Terms and Conditions released by TDEM addresses the grant acceptance, project period, general responsibility, amendments and changes to the grant agreement, and jurisdictional cooperation that a subrecipient must adhere to when receiving CRF distributions.

¹ See Attachment A for framework of technical assistance

² See Appendix for example of modified CARES Act Coronavirus Relief Fund Eligibility Certification from TDEM

APPENDIX
CARES ACT CORONAVIRUS RELIEF FUND ELIGIBILITY CERTIFICATION³

I, _____, am the Mayor or City Manager of _____ ("Municipality"), and I certify that:

1. I have the authority on behalf of Municipality to request grant payments from Harris County ("County") for federal funds appropriated pursuant to section 601 of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, div. A, Title V (Mar. 27, 2020).
2. I understand that the County will rely on this certification as a material representation in making grant payments to the Municipality.
3. I acknowledge that Municipality should keep records sufficient to demonstrate that the expenditure of funds it has received is in accordance with section 601(d) of the Social Security Act.
4. I acknowledge that all records and expenditures are subject to audit by the United States Department of Treasury's Inspector General, Harris County, or designee.
5. I acknowledge that Municipality has an affirmative obligation to identify and report any duplication of benefits. I understand that the County has an obligation and the authority to deobligate or offset any duplicated benefits.
6. I acknowledge and agree that Municipality shall be liable for any costs disallowed pursuant to financial or compliance audits of funds received.
7. I acknowledge that if Municipality has not used funds it has received to cover costs that were incurred by December 30, 2020, as required by the statute, those funds must be returned to the United States Department of the Treasury.
8. I acknowledge that the Municipality's proposed uses of the funds provided as grant payments from the County by federal appropriation under section 601 of the Social Security Act will be used only to cover those costs that:
 - a. are necessary expenditures incurred due to the public health emergency and governor's disaster declaration on March 13, 2020 with respect to the Coronavirus Disease 2019 (COVID-19);
 - b. were not accounted for in the budget most recently approved as of March 27, 2020, for Municipality; and
 - c. were incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

In addition to each of the statements above, I acknowledge on submission of this certification that my jurisdiction has incurred eligible expenses between March 1, 2020 and the date noted below.

By: _____

Signature: _____

Title: _____

Date: _____

³ Per Texas Department of Emergency Management, tdem.texas.gov, with modifications

ATTACHMENT A
TIMELINE OF TECHNICAL ASSISTANCE AND ADMINISTRATION

The following table details technical assistance and administration activities provided to the County and small cities within Harris County. All activities will be ongoing through December 30, 2020 with auditing and close-out activities continuing into 2021.

Month Activity Begins	Activity
July	<ul style="list-style-type: none"> - Outreach effort to notify small cities about the Small City Assistance Program including webcasts about the overall process - Small cities execute certification form ahead of receiving CRF distribution from the County
August	<ul style="list-style-type: none"> - Training to help cities identify expenses eligible for FEMA PA and other federal funding sources - Providing training materials about other federal funding sources - Assistance to apply for other federal funding - Provide a mapped flow of documentation and requirements of the Grant Management program lifecycle to small cities to understand all necessary documentation - Provide tools and templates for tracking costs for reimbursement - Provide eligible cost checklists for CRF reimbursement - Assistance to develop reimbursement requests including holding office hours to answer questions about eligibility - Training cities about duplication of benefits, how to prevent them, and how to notify the County if any assistance that could fall into this category is received
September	<ul style="list-style-type: none"> - Track the disbursement of funds, at the County level, to ensure they are being used as they were intended and in a timely fashion - Provide access to workflows, forms, tools, and documentation requirements for reimbursement of each individual transaction
October	<ul style="list-style-type: none"> - Support to understand any denied benefits and reapply, if possible
November	<ul style="list-style-type: none"> - Trainings about how subrecipients can properly close out use of funds received and what documentation is required
December	<ul style="list-style-type: none"> - Report on the assistance provided to small cities, the maximization of benefits realized from various federal funding sources, and measure CRF distribution utilized



Legislation Details (With Text)

File #:	ORD 20-054	Version:	1	Name:	
Type:	Ordinance	Status:		Agenda Ready	
File created:	7/22/2020	In control:		City Council	
On agenda:	8/4/2020	Final action:			
Title:	Consideration of and action on an ordinance appointing a member of the Fire Control, Prevention and Emergency Medical Services District of the City of Deer Park.				
Sponsors:	City Manager's Office, City Council				
Indexes:					
Code sections:					
Attachments:	Appt Fire Control Emergency Medical Service-1 member-2021				

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Consideration of and action on an ordinance appointing a member of the Fire Control, Prevention and Emergency Medical Services District of the City of Deer Park.

Summary:

The State statute (Fire Control, Prevention, and Emergency Medical Services District Act) which enables creation of a FCPEMSD also specifies qualifications for membership on the board of directors and the manner in which appointments to the board of directors are to be made.

Mr. John Green has resigned from the FCPEMSD Board of Directors. Mr. Green was an original member of the Board, serving on the Temporary Board of Directors along with Board member Sam Pipkin in 2011. The Temporary Board was responsible for proposing the initial 2-year FCPEMSD budget and plan to the voters. After the voters approved the District, Mr. Green continued to serve on the regular Board of Directors.

Councilman Haight now appoints Mr. Tommy Archer to replace Mr. Green. Mr. Archer will serve at the pleasure of the City Council, filling the unexpired portion of Mr. Green's 2-year term (until October 2021).

Fiscal/Budgetary Impact:

N/A

Approve the ordinance.

ORDINANCE NO. _____

AN ORDINANCE APPOINTING ONE (1) BOARD MEMBER OF THE FIRE CONTROL AND PREVENTION AND EMERGENCY MEDICAL SERVICE BOARD DISTRICT OF THE CITY OF DEER PARK, TEXAS;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEER PARK:

1. That Tommy Archer appointed by Councilmember Haight, be and is hereby appointed as a member of the Board for the Fire Control, Prevention and Emergency Medical Services District of the City of Deer Park, Texas, for a term ending October 15, 2021.

2. That the right to terminate the aforesaid appointment is subject to Section 344.101 of Chapter 344 of the Texas Local Government Code.

3. It is officially found and determined that the meeting at which this Ordinance was adopted was open to the public, and that public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Government Code of the State of Texas.

4. The City Council finds that this Ordinance relates to the immediate preservation of the public peace, safety and welfare, in that it is necessary that the board member of the Fire Control, Prevention and Emergency Medical Services District be appointed immediately so that the Fire Control, Prevention and Emergency Medical Services District of the City of Deer Park can proceed without interruption and assure to the public the continuance of the administration of said district, thereby creating an emergency, for which the Charter requirements providing for the reading of ordinances on three (3) several days should be dispensed with and this Ordinance should be passed finally on its introduction; and, accordingly, such requirement is dispensed with and this Ordinance shall take effect upon its passage and approval by the Mayor.

In accordance with Article VIII, Section 1 of the City Charter, this Ordinance was introduced before the City Council of the City of Deer Park, Texas, **passed, approved and adopted** on this the _____ day of _____, 2020 by a vote of _____ “Ayes” and _____ “Noes”.

MAYOR, City of Deer Park

ATTEST:

City Secretary

APPROVED:

City Attorney



Legislation Details (With Text)

File #: ORD 20-055 **Version:** 1 **Name:**

Type: Ordinance **Status:** Agenda Ready

File created: 7/27/2020 **In control:** City Council

On agenda: 8/4/2020 **Final action:**

Title: Consideration of and action on an ordinance amending Ordinance No. 4141 for a General Election originally set on May 2, 2020 resetting to November 3, 2020 to elect three Councilmembers.

Sponsors: City Secretary's Office

Indexes:

Code sections:

Attachments: [Amending general election with exhibit](#)
[Advisory to postpone election](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Consideration of and action on an ordinance amending Ordinance No. 4141 for a General Election originally set on May 2, 2020 resetting to November 3, 2020 to elect three Councilmembers.

Summary:

Due to the impact of COVID-19 and Texas Governor Gregg Abbott's order dated March 18, 2020, which allows political subdivisions to move there General and Special Elections for 2020 to the next uniform election date, which is November 3, 2020. In order to proceed with a November Election, Ordinance No. 4141 along with the original order will need to be amended to conduct the General Election on November 3, 2020 to elect three Councilmembers.

Fiscal/Budgetary Impact:

Adoption of the ordinance.

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 4141 RESCHEDULING A GENERAL ELECTION IN THE CITY OF DEER PARK, TEXAS, ORIGINALLY SET FOR MAY 2, 2020, RESETTING THE GENERAL ELECTION TO NOVEMBER 3, 2020 FOR THE ELECTION OF THREE COUNCIL MEMBERS, POSITIONS FOUR, FIVE AND SIX; ESTABLISHING THE ELECTION PRECINCTS FOR SUCH ELECTION; THE POLLING PLACE THEREFORE; AND PROVIDING FOR NOTICE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEER PARK:

1. An election shall be held in the City of Deer Park, Texas, on November 3, 2020, between the hours of 7:00 o'clock a.m. and 7:00 p.m. for the purpose of electing the following Officers to said City:

**COUNCILMEMBER, POSITION 4
COUNCILMEMBER, POSITION 5
COUNCILMEMBER, POSITION 6**

Said election shall be conducted using the E-Slate Machine.

2. The boundary lines of each Voting Precinct are hereby established for voting in the aforesaid election as per Harris County precinct map as approved by the Harris Commissioners Court.

3. The voting and polling place in the precinct for such election for all qualified voters living therein shall be at the following place in said City as attached hereto on exhibit "A".

4. The City Secretary is hereby directed and instructed to post notice of election as prescribed by the Texas Election Law, Sec. 4.003 and Sec. 4.004. Said notices shall be posted at least twenty-one (21) days before the date of said election, and shall be published in the official city newspaper at least once, such publication to be no earlier than thirty (30) days before such election date and no later than ten (10) days before such election date).

5. Each qualified voter who desires to cast an early vote shall be entitled to an official ballot and the right to cast such ballot in accordance with the provisions of the Texas Election Code. Early voting will be conducted by the Early Voting Clerks at the places designated by Harris County. Direct recording electronic (DRE) equipment shall be used for early voting by personal appearance. Early voting by personal appearance shall commence on October 13, 2020, and end on October 30, 2020, in

accordance with the schedules adopted by Harris County. Direct recording electronic (DRE) equipment shall be used for early voting by mail in Harris County. Applications for ballots to be voted by mail should be mailed to:

Chris Hollins

Harris County Clerk

Attention: Elections Division

P.O. Box 1148

Houston, TX 77251-1148

6. The Central Counting Stations to receive and tabulate voted ballots shall be at the locations designated by Harris County.

7. That the general municipal election shall be held in accordance with, and shall be governed by, the election laws of the State of Texas. In the municipal election, the Mayor and the City Secretary of the City of Deer Park shall do and preform each act as required to be done and performed respectively by the County Judge and the County Clerk of the Commissioners' Court. The notice of this election shall be given by posting a substantial copy of this election ordinance at City Hall and at three other places in the City, not later than the 21st day prior to the date set for the election; and a substantial copy of this election ordinance also shall be published once in a newspaper of general circulation published in the City, the date the first publication to be not more than 30 days and not less than 10 days prior to the date set for the election. Notice of the Election shall also be provided to the Harris County Clerk not later than the 60th day before the date of the election ordered herein.

8. The City Secretary is further authorized to give or cause to be given notices required for the election, and to take such other and further action as is required to conduct the election in compliance with the Texas Election Code.

9. In all matters relating to the ordering, giving notice, and holding the election, the City shall comply with the applicable parts of the Texas Election Code, including particularly Chapter 272 of the Texas Election Code pertaining to bilingual requirements, and the Federal Voting Rights Act of 1965, as amended.

10. This ordinance shall take effect immediately from and after its passage by the City Council of the City of Deer Park, Texas.

11. It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public, and that public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551 of the Government Code of the State of Texas

In accordance with Article VIII, Section 1 of the City Charter, this Ordinance was introduced before the City Council of the City of Deer Park, Texas, **passed, approved and adopted** on this the ____ day of _____, 2020 **by a vote of** _____ **“Ayes” and** _____ **“Noes”**.

MAYOR, City of Deer Park, Texas

ATTEST:

City Secretary

APPROVED:

City Attorney

ORDER OF ELECTION
(orden de elección)
GENERAL ELECTION
(elección general)
November 3, 2020

A general election is hereby ordered to be held on November 3, 2020 for electing three Council members for the City of Deer Park.

(Una elección general se ordena por la presente que se llevará a cabo el 3 de noviembre de 2020, para elegir a tres miembros del Consejo de la Ciudad de Deer Park.)

Early Voting by Personal Appearance will begin on Monday, October 13, 2020, and end on Friday, October 30, 2020

La Votación Temprana por Apariencia Personal comenzará el lunes 13 de octubre de 2020 y terminará el viernes 30 de octubre de 2020

Below is the early voting by personal appearance information for Harris County:

A continuación se muestra la votación anticipada por información de apariencia personal para el Condado de Harris:

Harris County CONDADO DE HARRIS
Main EV Polling Place: Harris County Administration Building, 1001 Preston, 4 th Floor Houston, Texas 77002
The early voting office hours are as follows: October 13 – October 17, 7:00 a.m. - 7:00 p.m. October 18 - 10:00 a.m. - 7:00 p.m. October 19 – October 24, 7:00 a.m. - 7:00 p.m. October 25- 10:00 a.m. - 7:00 p.m. October 26 – October 30, 7:00 a.m. - 7:00 p.m.
For more information call 713-755-6965 or visit the website at: http://www.harrisvotes.com

Voters may apply for a ballot by mail at any time; however, the last day to apply for a ballot by mail is at the close of business on Friday, October 23, 2020; note that the application must be received and not postmarked by this date. Residents applying for a ballot by mail shall send their application to Early Voting Clerk of the county in which they are registered to vote. Below is the ballot by mail information for Harris County:

Los electores pueden solicitar una boleta por correo en cualquier momento; sin embargo, el último día para solicitar una boleta por correo es al cierre del negocio el viernes 23 de octubre de 2020; tenga en cuenta que la solicitud debe ser recibida y no con matasellos antes de esta fecha. Los residentes que soliciten una boleta por correo deberán enviar su solicitud al Secretario de Votación Temprana del condado en el que estén registrados para votar. A continuación se muestra la boleta por correo para el Condado de Harris:

Harris County
CONDADO DE HARRIS

Submit application to:

Envíe la solicitud a:

Chris Hollins, Harris County Clerk

Ground Mail:

Correo terrestre:

Attn: Elections Division

P.O. Box 1148

Houston, Texas 77251-1148

Via Fax to:

A través de fax a:

713-755-4983 or 713-437-8683

Via Email to:

Por correo electrónico a:

BBM@cco.hctx.net

Request an application by:

Downloading an application at:

<http://www.harrisvotes.com>

Or by phone by:

Harris County Clerk at 713-755-6965

Solicite una solicitud por:

Descargar una aplicación en:

<http://www.harrisvotes.com>

O por teléfono por:

Secretario del Condado de Harris al 713-755-6965

Direct recording electronic (DRE) equipment shall be used for voting during early voting by personal appearance and at the designated Election Day precincts listed below. Harris County shall also use electronic counting devices and equipment for counting the ballots.

El equipo electrónico de registro directo (DRE) se utilizará para votar antes de la votación por apariencia personal y en los distritos designados del día de las elecciones que se enumeran a continuación. El Condado de Harris también utilizará dispositivos y equipos de escrutinio electrónico para el escrutinio de las boletas.

Per Harris County, due the Coronavirus Pandemic all Early Voting and Election Day locations will be the same. Attached is a copy of the Harris County Early Voting and Election Day Countywide Voting Centers located in the Harris County, please note that locations are subject to change right up to Election Day:

Por el Condado de Harris, debido a la Pandemia de Coronavirus todas las ubicaciones de Votación Temprana y Día de las Elecciones serán las mismas. Se adjunta una copia de los Centros de Votación Temprana y El Día de las Elecciones del Condado de Harris ubicados en el Condado de Harris, tenga en cuenta que las ubicaciones están sujetas a cambios hasta el Día de las Elecciones.

Issued this the 4th day of August 2020

Emitido este el 4 de agosto de 2020

Signature of Mayor Jerry Mouton, Jr.
(Firma del Alcalde)



GOVERNOR GREG ABBOTT

March 18, 2020

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:00AM O'CLOCK

The Honorable Ruth R. Hughs
Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

MAR 18 2020

Secretary of State

Dear Secretary Hughs:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

A proclamation suspending Sections 41.0052(a) and (b) of the Texas Election Code and Section 49.103 of the Texas Water Code to the extent necessary to allow political subdivisions that would otherwise hold elections on May 2, 2020, to move their general and special elections for 2020 only to the next uniform election date, occurring on November 3, 2020, without otherwise adjusting the term of office, and suspending Sections 31.093 and 42.0621(c) of the Texas Election Code to the extent necessary to require all county election officers, if requested by an affected political subdivision, to enter into a contract to furnish election services with any political subdivision who postponed their election to November 3, 2020, under the authority of this proclamation.

The original of this proclamation is attached to this letter of transmittal.

Respectfully submitted,

Gregory S. Davidson
Executive Clerk to the Governor
GSD/gsd

Attachment

PROCLAMATION

BY THE

Governor of the State of Texas

TO ALL TO WHOM THESE PRESENTS SHALL COME:

WHEREAS, Section 41.001(a)(2) of the Texas Election Code provides that a general or special election in this state shall be held on a uniform election date, and the next uniform election date is occurring on May 2, 2020; and

WHEREAS, Section 49.103 of the Texas Water Code provides that certain districts governed by this provision are required to hold director elections in May of each even-numbered year; and

WHEREAS, Section 41.0052 of the Texas Election Code prescribes a procedure for a political subdivision to change a general election date, but the time for making such a change has expired; and

WHEREAS, Section 31.093 of the Texas Election Code requires a county elections administrator to enter into a contract to furnish election services upon request of a political subdivision; and

WHEREAS, Section 42.0621(c) of the Texas Election Code does not require a political subdivision to enter into a contract with a county or hold a joint election with a county on the November uniform election date; and

WHEREAS, on March 13, 2020, the Governor of Texas certified that the novel coronavirus (COVID-19) poses an imminent threat of disaster and, under the authority vested in the Governor by Section 418.014 of the Texas Government Code, declared a state of disaster for all counties in Texas; and

WHEREAS, pursuant to Section 418.016 of the Texas Government Code, the Governor has the express authority to suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business or the orders or rules of a state agency if strict compliance with the provisions, orders, or rules would in any way prevent, hinder, or delay necessary action in coping with a disaster.

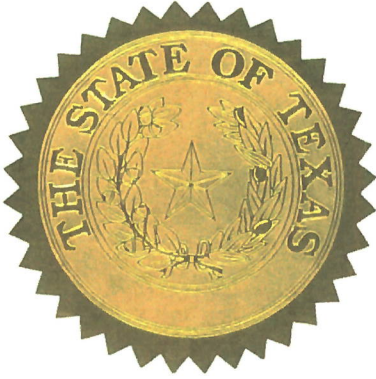
NOW, THEREFORE, I, GREG ABBOTT, Governor of Texas, under the authority vested in me by the Constitution and Laws of the State of Texas, do hereby suspend Sections 41.0052(a) and (b) of the Texas Election Code and Section 49.103 of the Texas Water Code to the extent necessary to allow political subdivisions that would otherwise hold elections on May 2, 2020, to move their general and special elections for 2020 only to the next uniform election date, occurring on November 3, 2020, without otherwise adjusting the term of office. I further suspend Sections 31.093 and 42.0621(c) of the Texas Election Code to the extent necessary to require all county election officers, if requested by an affected political subdivision, to enter into a contract to furnish election services with any political subdivision who postponed their election to November 3, 2020, under the authority of this proclamation.

The authority ordering the election under Section 3.004 of the Texas Election Code is the authority authorized to make the decision to postpone its election in accordance with this proclamation.

Current office holders will hold over to the extent authorized by Article XVI, Section 17 of the Texas Constitution.

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:00AM O'CLOCK

MAR 18 2020



IN TESTIMONY WHEREOF, I
have hereto signed my name and
have officially caused the Seal of
State to be affixed at my office in the
City of Austin, Texas, this the 18th
day of March, 2020.

A handwritten signature in black ink that reads "Greg Abbott".

GREG ABBOTT
Governor of Texas

ATTESTED BY:

A handwritten signature in black ink that reads "Ruth R. Hughs".

RUTH R. HUGHS
Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:00AM O'CLOCK

MAR 18 2020

The State of Texas

Elections Division
P.O. Box 12060
Austin, Texas 78711-2060
www.sos.texas.gov



Phone: 512-463-5650
Fax: 512-475-2811
Dial 7-1-1 For Relay Services
(800) 252-VOTE (8683)

Ruth R. Hughs
Secretary of State

ELECTION ADVISORY

N0. 2020-12

TO: Election Officials

FROM: Keith Ingram, Director of Elections

DATE: March 18, 2020

RE: Actions for May 2, 2020 Uniform Election Date

A handwritten signature in blue ink, appearing to read "Keith Ingram", is placed next to the "FROM:" line.

The purpose of this advisory is to provide guidance to local political subdivisions regarding their options for any general or special elections that have been ordered for the May 2, 2020 uniform election date. Pursuant to Section 418.016 of the Texas Government Code, the Governor has issued a proclamation suspending certain provisions of the Texas Election Code and the Texas Water Code to allow all local political subdivisions that are utilizing the May 2, 2020 uniform election date to postpone their election to the November 3, 2020 uniform election date. Pursuant to Texas Election Code 31.003 and 31.004, our office has issued the following guidelines for entities that choose to exercise this authority and postpone their election to the November uniform election date.

Effect of Postponement of Election

- **Candidate Filings:** By postponing their election date, the political subdivision is preserving all candidate filings and ballot order actions that have already been taken. The postponement does **not** have the effect of reopening candidate filings.
 - **Deadlines related to Candidate Filings, Declarations of Ineligibility, Withdrawals or Death:** The deadlines that apply to the November 3, 2020 election would apply to all candidates who are currently on the ballot for the May 2, 2020 election.
- **Ballot By Mail Requests:** All applications for a ballot by mail (ABBM) that were filed for the May 2, 2020 election that are marked annual would apply for the November 3, 2020 election. All single use ABBMs that were submitted for reasons of age or disability would still be valid for the November 3, 2020 election. If a single use ABBM was submitted and indicated the reason for voting by mail was due to absence from the county, this ABBM would not be valid as the applicable election date has changed. However, we would recommend that the political subdivision send a letter to these voters along with a new ABBM in case the circumstances

surrounding their absence from the county are still valid or the voter is otherwise eligible to vote by mail.

- **Ballots by Mail:** If a political subdivision has already sent out mail ballots, those mail ballots that are returned would still be valid for the November 3, 2020 postponed election date.
- **Election Records:** All records, including candidate filings, applications to vote by mail, ballot proofs, and printed ballots shall be retained and preserved.
 - **Printed Ballots:** If your ballots have already been printed up, you may be able to reuse them for November. However, if you must change your ballot to reflect any corrections or changes that occur between now and November, you would treat the original ballots as you would in a traditional ballot correction and those ballots should be destroyed in accordance with Section 52.0064 of the Texas Election Code.
- **Requirement to use County Election Precincts in November 2020:** Per Section 42.002 of the Texas Election Code, county election precincts are required for all elections occurring in November 2020. You will need to work with your county election officer to determine whether you need to make any modifications to your ballot in light of this requirement.
- **Requirement for County Election Officer to contract with Local Political Subdivisions:** All county election officers are required to contract with local political subdivisions that postponed their May 2, 2020 election and that request a contract for election services or a joint election agreement with their county election officer pursuant to the Governor's suspension of certain Texas Election Code provisions.
- **Office Hours:** The relevant dates for maintaining office hours for election purposes will be based on the November uniform election date rather than the May election date. Under Section 31.122 of the Texas Election Code, those office hours will need to be maintained for at least three hours each day, during regular office hours, on regular business days between September 14, 2020 and December 13, 2020. However, these entities should post contact information for individuals to contact their office about election-related issues during the timeframe that those offices may be closed over the coming months.
- **Holdovers in Public Office:** Under Art. XVI, Sec. 17 of the Texas Constitution, the individuals who currently hold public offices that are scheduled to be on the ballot on the May uniform election date will continue to exercise the duties of those offices until the new officers take their oaths of office, following the November uniform election date.
- **Campaign Finance Filings:** Please contact the Texas Ethics Commission for further guidance on how these modified timelines will affect any campaign finance reporting requirements. Their office can be reached at (512) 463-5800.
- **Candidates on the ballot in both May and November:** For candidates that may be running for two offices (one normally occurring in May and one normally occurring in November), these candidates will not be removed from the ballot as they are separate elections that are normally not occurring on the same date.

Required Action by Governing Body to Move Election Date

In order to utilize this move, the governing body of the political subdivisions holding the elections must **order** the postponement of their election to the November 3, 2020 uniform election date. The order for this official action should contain the following items:

1. A reference to the proclamation that authorizes the entity to postpone their election date, and the fact that the political subdivision is exercising this authority.
2. Confirmation that the candidate filings for the election will remain valid for the election held on the November date and that the filing period will not be re-opened for the November election date.
3. Confirmation that all ABBMs for voters that are voting by mail due to being over the age of 65 or due to disability will still be valid for the postponed election, and that ABBMs for voters who submitted ABBMs based on expected absence from the county would not be valid for the postponed election.
4. The major relevant dates for the November election, including the voter registration deadline (October 5, 2020), the deadline to submit an ABBM (October 23, 2020), and the dates for early voting (October 19, 2020 – October 30, 2020).

Necessary Revisions to Order of Election

In addition, the entity will need to meet by August 17, 2020 to make any necessary revisions to the entity's original order of election. Those revisions may include:

1. The change to the date of the election;
2. Any change in location of the main early voting location;
3. Any changes to early voting dates and hours, including weekend early voting;
4. Any changes to the identity of the early voting clerk and their contact information; or
5. Any changes to branch early voting locations.

If you are holding a bond election, you may need to make additional revisions to your order of election for that bond election. If this is the case, we recommend reaching out to your bond counsel for additional guidance.

Securing Election Records

All election records should be stored and secured during the postponement period. This may require your entity to use preservation methods that are similar to the methods you would use during the preservation period after the election has occurred. This includes:

- Storing returned ballots by mail in locked, sealed ballot boxes.
- Securely storing any unused ballots.
- Securely retaining any relevant election records, including candidate applications and ABBMs.

Voting System Equipment

If you are leasing voting system equipment from the county or directly from the vendor, then you may need to contact your vendor or your county regarding any necessary modifications to those lease agreements or to modify your procedures and timelines for receiving that equipment.

Open Meeting Requirements

The Governor has suspended and modified certain open meeting requirements pursuant to his disaster declaration. These changes include allowing the entity to establish procedures for telephonic or videoconferenced meetings of governmental bodies that are accessible to the public.

These procedures must include a process for members of the public to participate and address the governmental body in those meetings, notice to the public on the means of participating remotely, and access to the public for recordings of those meetings.

For more information, please review the applicable [documentation](#) from the Governor's Office or contact the Office of the Attorney General.

Update Official Websites and Notify Media

Any entities that are exercising this authority to postpone their election date must post notice on the entity's website and should alert any local media organizations regarding this change to their election date.

The entity must also provide notice to their county election officer regarding this change, as the county is required to post the entity's notice of election on the county's website no later than the 60th day before the date of the election under Election Code 4.008. If that election date will be changing due to the entity's decision to postpone the election then the entity must provide a revised notice to the county for posting on the county's website.

If you have any questions regarding this advisory, please contact the Elections Division at 1-800-252-2216.

KI:CA:CP



Legislation Details (With Text)

File #: ORD 20-061 **Version:** 1 **Name:**
Type: Ordinance **Status:** Agenda Ready
File created: 7/29/2020 **In control:** City Council
On agenda: 8/4/2020 **Final action:**
Title: Consideration of and action on an ordinance cancelling the November 3, 2020 Type B Special Election.

Sponsors:

Indexes:

Code sections:

Attachments: [COVID-19 Type B Special Election Cancellation-07-2020](#)

Date	Ver.	Action By	Action	Result
8/4/2020	1	City Council		

Consideration of and action on an ordinance cancelling the November 3, 2020 Type B Special Election.

Summary:

On February 4, 2020, the City Council adopted an ordinance calling for a special Type B economic development sales and use tax election on May 2, 2020 to authorize purposes of the Type B revenues in addition to the purpose approved by the voters at the 2015 Election. The May 2, 2020 ballot was to be set forth as follows:

CITY OF DEER PARK - PROPOSITION A

“Shall the City Council of the City of Deer Park be authorized to adopt the Type B economic development sales and use tax within the City at the rate of one-half of one percent, as authorized by chapters 501 and 505 of the Texas Local Government Code for the additional purpose of land, buildings, equipment, facilities, and improvements (including the maintenance and operating costs thereof) found by the board of directors of the Deer Park Community Development Corporation to be required or suitable for use for the following: amateur sports, children’s sports, athletic, entertainment and public park purposes and events, including ball parks, parks and park facilities, and open space improvements (including (i) a community/recreation center with indoor pool, gymnasium, and indoor track and (ii) an outdoor pool and/or pool related facilities); related concession and automobile parking facilities; related roads, streets, and water and sewer facilities; and other related improvements that enhance any of the above?”

Thereafter, due to the COVID-19 pandemic:

- On March 13, 2020, the Governor issued a proclamation certifying that COVID-19 posed an imminent threat of disaster in the state and declaring a state of disaster for all counties in the State, and the Governor has subsequently extended such disaster declaration.

- On March 18, 2020, the Governor issued a proclamation suspending certain provisions of the Texas Election Code to allow all local political subdivisions that were utilizing the May 2, 2020 uniform election date to postpone their election to the November 3, 2020 uniform election date.
- In response to the Governor's Proclamation, the Texas Secretary of State provided guidance to election officials, advising election officials to postpone elections to be held on May 2, 2020.
- Pursuant to the Governor's Proclamation and the Secretary of State's advisories, on April 21, 2020, the City Council postponed the May 2, 2020 Elections to the November 3, 2020 uniform election date.

The impact of COVID-19 impact on Type B sales and use tax revenues is still unknown at this time. City staff and City Council need additional time to assess and accurately determine the impact of COVID-19 on the residents and businesses within the City, the impact of COVID-19 on the viability of the Type B financed improvements identified for financing through the Election to be provided by the Deer Park Economic Development Corporation, and the impact of the aforementioned economic and social disruption on the cost of projects to be undertaken by the Deer Park Economic Development Corporation.

Based on the foregoing and the discussion at the July 27, 2020 Joint City Council/Deer Park Economic Development Corporation/Parks and Recreation Commission meeting, and pursuant to Section 2.081 of the Texas Election Code, it is recommended that the measures to be presented to voters in the Special Election for adoption of Type B sale and use tax have been rendered moot for the time being within the meaning and for the purposes of Section 2.081, Texas Election Code, and that the November 3, 2020 Special Type B election be cancelled.

Fiscal/Budgetary Impact:

N/A

Approve the ordinance.

ORDINANCE NO. _____

ORDINANCE CANCELLING SPECIAL ELECTION FOR ADOPTION OF TYPE B SALE AND USE TAX AND PROVIDING FOR OTHER MATTERS INCIDENTAL AND RELATED THERETO.

WHEREAS the City of Deer Park, Texas (the “City”) is a political subdivision of the State of Texas (the “State”) and on February 4, 2020, the City Council of the City (the “City Council”) approved that certain Ordinance Calling a Special Election for Adoption of Type B Sale and Use Tax (the “Original Ordinance”) ordering a special election to be held within the boundaries of the City on May 2, 2020 (the “Election”); and

WHEREAS, the public health risks posed by the novel coronavirus (“COVID-19”) have resulted in widespread economic and social disruption, the closure of businesses and governmental action restricting certain public gatherings and activities, and such disruption, closures and restrictions are reasonably anticipated to impact the City and its residents; and

WHEREAS, pursuant to Section 418.018, Texas Government Code, the Governor issued a proclamation on March 13, 2020 certifying that COVID-19 poses an imminent threat of disaster in the state and declaring a state of disaster for all counties in the State, and the Governor has subsequently extended such disaster declaration; and

WHEREAS, pursuant to Section 418.016, Texas Government Code, the Governor issued a proclamation on March 18, 2020 suspending certain provisions of the Texas Election Code to allow all local political subdivisions that were utilizing the May 2, 2020 uniform election date to postpone their election to the November 3, 2020 uniform election date (collectively with the proclamation issued on March 13, 2020, the “Proclamation”); and

WHEREAS, in response to the Proclamation, the Texas Secretary of State provided guidance to election officials, advising election officials to postpone elections to be held on May 2, 2020; and

WHEREAS, pursuant to the Proclamation and the Secretary of State’s advisories, on April 21, 2020, the City Council approved that certain Order Declaring Postponement of May 2, 2020 Elections

(the “Postponement Order”), which postponed the Election until the November 3, 2020 uniform election date; and

WHEREAS, the City Council hereby finds, determines and declares that the economic and social disruption and turmoil caused by COVID-19 and the related mitigation measures implemented in response to COVID-19 may endure for an indefinite period of time, resulting in operational and financial uncertainty in (i) the businesses and residents within the City and (ii) the resources available to or required by the City in the discharge of its governmental purposes and the Deer Park Community Corporation (the “Corporation”) in the fulfillment of its purposes; and

WHEREAS, the City Council hereby finds determines and declares that City staff and the City Council require additional time to assess and accurately determine (i) the impact of COVID-19 on the residents and businesses within the City, (ii) the impact of COVID-19 on the viability of the Type B financed improvements identified for financing through the Election to be provided by the Corporation, and (iii) the impact of the aforementioned economic and social disruption on the cost of projects to be undertaken by the Corporation; and

WHEREAS, based on the foregoing and pursuant to Section 2.081, Texas Election Code, the City Council hereby finds, determines and declares that the measures to be presented to voters in the Special Election for adoption of Type B sale and use tax have been rendered moot for the time being within the meaning and for the purposes of Section 2.081, Texas Election Code;

NOW THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS THAT:

Section 1. The findings, determinations, and declarations set forth in the recitals of this Ordinance are hereby restated and incorporated into and made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 2. The measures to be submitted to voters at the Special Election (for the adoption of Type B sale and use tax) have been rendered moot for the time being within the meaning and for the purposes of Section 2.081, Texas Election Code, and because such measures were the only measures to be

presented to voters in the election, the election is hereby cancelled, and all proceedings and actions to date with respect to such Election shall be of no force or effect.

Section 3. The City Council further authorizes and directs the Mayor, the City Administrator and the City Secretary to take any and all necessary action contemplated by this Ordinance to facilitate the cancellation of the Election, including posting notice of the cancellation of the Election on the City's website, notifying the appropriate county election officer and providing any other notices required by law or deemed appropriate by the Mayor, the City Administrator or the City Secretary in connection with cancellation of the Election.

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

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

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

Section 7. This Ordinance shall be in force and effect from and after the date of its adoption.

In accordance with Article VIII, Section 1 of the City Charter, this Ordinance was introduced before the City Council of the City of Deer Park, Texas, **passed, approved and adopted** on this the ____ day of _____, 2020 **by a vote of** _____ **"Ayes" and** _____ **"Noes"**.

MAYOR, City of Deer Park, Texas

ATTEST:

City Secretary

APPROVED:

City Attorney