



NOTICE OF THE CITY OF BRECKENRIDGE
REGULAR MEETING OF THE BRECKENRIDGE CITY
COMMISSION

April 11, 2023 at 5:30 PM

AGENDA

Notice is hereby given as required by Title 5, Chapter 551.041 of the Government Code that the City Commission will meet in a Regular Meeting of the Breckenridge City Commission on April 11, 2023 at 5:30 PM at the Breckenridge City Offices, 105 N. Rose Avenue, Breckenridge, Texas.

CALL TO ORDER

INVOCATION led by Sonny McCauley of First Christian Church

PLEDGE OF ALLEGIANCE

American Flag

OPEN FORUM

This is an opportunity for the public to address the City Commission on any matter of public business, except public hearings. Comments related to public hearings will be heard when the specific hearing begins.

STAFF REPORT

(Staff Reports are for discussion only. No action may be taken on items listed under this portion of the agenda, other than to provide general direction to staff or to direct staff to place such items of a future agenda for action.)

City Manager

1. City Business

2. Upcoming Events

April 6 Last day to register to vote

April 20 Bulk pickup

April 22 Drug Take back

April 24-28 Early Voting

May 1-2 Early Voting

May 5-7	Stephens County Ranch Rodeo
May 6-7	Frontier Days
May 6	Stephens County Airport fly-in and Car show
May 6	Election Day

Police Chief

3. Update from Animal Control Officer Nicole Dooley.

CONSENT AGENDA

Any commission member may request an item on the Consent Agenda to be taken up for individual consideration.

4. Consider approval of the March 7, 2023 Regular Commission Meeting minutes as recorded.
5. Consider approval of the March 28, 2023 Special Commission Meeting minutes as recorded.
6. Consider approval of Resolution 2023-10 appointing City Health Authority.
7. Consider approval of Texas Gas Service Gas Reliability Infrastructure Program (GRIP)

ACTION ITEMS

8. Discussion and any necessary action regarding Breckenridge Economic Development Corporation semi-annual report to the City Commission
9. Discussion and any necessary action regarding Breckenridge Economic Development Corporation's purchase of 705 Industrial Loop property
10. Discussion and any necessary action regarding approving the first reading of the resolution authorizing Breckenridge Economic Development Corporation's amended project/lease with RGN.
11. Discussion and any necessary action regarding Interlocal with Young County, Texas for the purpose of funding a bond supervision officer
12. Discussion and any necessary action regarding approval of Frontier Days 2023
13. Discussion and any necessary action regarding an interlocal with Stephens County and their application for CDBG Grant funds for City of Breckenridge Street Repairs
14. Discussion and any necessary action regarding Aquatic Center operations for 2023

- [15.](#) Discussion and any necessary action regarding sewer stoppages
- [16.](#) Discussion and any necessary action regarding recommendation of project acceptance regarding the Prison Lift Station.
- [17.](#) Discussion and any necessary action regarding approval of ordinance 2023-05 repealing and replacing Ordinance 2023-01 establishing a general fee schedule for the City of Breckenridge. *(Second Reading)*
18. Discussion and any necessary action regarding animal ordinance.

EXECUTIVE SESSION

Pursuant to Texas Government Code, Annotated, Chapter 551, Subchapter D, Texas Open Meetings Act (the "Act"), City Commission will recess into Executive Session (closed meeting) to discuss the following:

Personnel Matters

§551.074: Personnel matters (to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee):

19. City Manager 6-month evaluation.
20. Public Works Director

RECONVENE INTO OPEN SESSION

In accordance with Texas Government Code, Section 551, the City Commission will reconvene into Open Session and consider action, if any, on matters discussed in Executive Session.

RECEIVE REQUESTS FROM COMMISSION MEMBERS/STAFF FOR ITEMS TO BE PLACED ON NEXT MEETING AGENDA

Discussion under this section must be limited to whether or not the Commission wishes to include a potential item on a future agenda.

ADJOURN

NOTE: As authorized by Section 551.071 of the Texas Government Code (Consultation with City Attorney), this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item herein.

CERTIFICATION

I hereby certify that the above notice was posted in the bulletin board at Breckenridge City Hall, 105 North Rose Avenue, Breckenridge, Texas , by **5:00 PM** on the **7th day of APRIL 2023**.

City Secretary



Persons with disabilities who plan to attend this public meeting and who may need auxiliary aid or services are requested to contact the Breckenridge City Hall 48 hours in advance, at 254-559-8287, and reasonable accommodations will be made for assistance.

CITY OF BRECKENRIDGE				
COMBINED STATEMENT OF CASH POSITION - ALL FUNDS				
ON DEPOSIT AT FIRST NATIONAL BANK AS OF MARCH 31, 2023				
				INTEREST
		TOTAL ON		ACCRUED THIS
		DEPOSIT		PERIOD
1001	GENERAL FUND	\$ 1,964,694.37		\$ 1,115.52
1013	ARSON FUND	\$ 509.89		\$ -
1014	FEDERAL TAX & LOAN	\$ 80.58		\$ 0.66
2000	PAYING	\$ 2,506.17		\$ 1.55
1001	WATER FUND	\$ 1,483,443.94		\$ 856.77
1001	WASTEWATER FUND	\$ 685,300.14		\$ 419.76
1001	SANITATION	\$ 43,652.68		\$ 24.01
1001	FIRE DEPT. SPECIAL	\$ 10,460.33		\$ 6.34
1001	FORFEITED PROPERTY	\$ 1,475.60		\$ 0.88
1002	PAYROLL FUND	\$ 41,381.04		\$ 23.85
1001	EQUIP. REPLACEMENT FUND	\$ 287,583.96		\$ 181.11
1001	STREET MAINTENANCE	\$ 819,873.23		\$ 478.26
1001	BRECKENRIDGE PARK FUND	\$ 9,233.35		\$ 5.52
1001	POLICE DEPT. SPECIAL	\$ 13,593.56		\$ 8.13
1001	Excess Sales Tax Revenue	\$ 17,606.41		\$ 10.52
1001	Breck Trade Days	\$ 39,366.21		\$ 23.54
1051	CO 2017 A&B Sinking /Rd	\$ 467,866.21		\$ 328.84
1001	Capital Improvement Project	\$ 493,248.28		\$ 297.33
1058	GENERAL DEBT SERVICE FUND	\$ 1,255,771.84		\$ 829.28
1025	Rescue Boat Donation	\$ 1,810.76		\$ 1.11
1073	CWSRF LF1001492	\$ 8,291.29		\$ -
1056	CWSRF CO 2022A L1001491	\$ 1.00		\$ -
1072	CWSRF CO 2022A L1001426	\$ 1.00		\$ -
1071	DWSRF LF1001495	\$ 1.00		\$ -
1070	DWSRF CO 2022B L1001493	\$ 1.00		\$ -
1057	DWSRF CO 2022B L1001494	\$ 1.00		\$ -
	TOTAL - ALL FUNDS	\$ 7,647,754.84		\$ 4,612.98

Pledge Inventory Report

First National Bank Roll-up
Albany, TX
FROM 3/1/2023 TO 3/31/2023

Customer ID: 129458
Report Date: 3/28/2023
PAS Rep: Vance Roe
Account Rep: Bob Keller

Cusip	Description	Maturity/Refunded Dt	Intent	S&P	Market Price Dt	Original Face	Book Value
Ticket	Location Code/Name	Group	Coupon	Moody	Maturity (Yr)	Par	Market Value
Pledged: 20 - CITY OF BRECKENRIDGE							
3130AQ5Z2	FED HOME LN BK	09/30/2024	AFS	AA+	3/24/2023	1,000,000.00	982,344.72
1367834	-	AGY	1.05000	Aaa	1.50	1,000,000.00	949,199.98
912828W71	US Treasury Note	03/31/2024	AFS	AA+	3/24/2023	500,000.00	499,726.31
1368015	-	TRS	2.12500	Aaa	1.00	500,000.00	489,065.02
36211LF80	GNMA2 Pool #515991	12/20/2041	AFS		3/24/2023	2,548,006.00	616,197.80
742941	3 - TIB	MBS	4.00000		18.74	616,197.80	609,056.09
83164LBU4	SBA Pool #509051	04/25/2036	AFS		3/24/2023	2,550,000.00	158,840.78
910089	3 - TIB	MBS	8.07500		13.08	158,840.78	173,161.86
83164LBU4	SBA Pool #509051	04/25/2036	AFS		3/24/2023	1,070,000.00	66,650.84
921481	3 - TIB	MBS	8.07500		13.08	66,650.84	72,660.08
83165ACR3	SBA Pool #521680	04/25/2035	AFS		3/24/2023	1,640,000.00	140,343.10
786840	3 - TIB	MBS	8.75200		12.08	140,343.10	147,528.67
83165AQ31	SBA Pool #522074	05/25/2027	AFS	NR	3/24/2023	2,000,000.00	106,212.78
924919	3 - TIB	MBS	8.36800	Nr	4.15	106,212.78	107,319.52
83165AY65	SBA Pool #522333	10/25/2041	AFS		3/24/2023	2,000,000.00	423,479.30
1074218	3 - TIB	MBS	8.25400		18.58	423,479.30	461,177.43
912828YH7	US Treasury Note	09/30/2024	AFS	AA+	3/24/2023	2,500,000.00	2,461,464.51
1370917	3 - TIB	TRS	1.50000	Aaa	1.50	2,500,000.00	2,408,300.03
912828ZT0	US Treasury Note	05/31/2025	AFS	AA+	3/24/2023	250,000.00	242,317.21
1359239	3 - TIB	TRS	0.25000	Aaa	2.17	250,000.00	231,895.01
91282CAU5	US Treasury Note	10/31/2027	AFS	AA+	3/24/2023	250,000.00	242,218.39
1296713	3 - TIB	TRS	0.50000	Aaa	4.59	250,000.00	218,370.00
91282CAV3	US Treasury Note	11/15/2030	AFS	AA+	3/24/2023	900,000.00	848,974.47
1297237	3 - TIB	TRS	0.87500	Aaa	7.63	900,000.00	751,113.01
91282CAZ4	US Treasury Note	11/30/2025	AFS	AA+	3/24/2023	500,000.00	491,793.64
1342551	3 - TIB	TRS	0.37500	Aaa	2.67	500,000.00	458,419.99

This report reflects information submitted to us by the customer. It is not intended to be used as the official record of safekeeping location and/or pledged holdings. This information should be provided by the customer's safekeeper.

Pledge Inventory Report

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Albany, TX
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Cusip	Description	Maturity/Refunded Dt	Intent	S&P	Market Price Dt	Original Face	Book Value
Ticket	Location Code/Name	Group	Coupon	Moody	Maturity (Yr)	Par	Market Value
Pledged: 20 - CITY OF BRECKENRIDGE							
91282CDH1	US Treasury Note	11/15/2024	AFS	AA+	3/24/2023	750,000.00	738,630.28
1363751	3 - TIB	TRIS	0.75000	Aaa	1.63	750,000.00	712,035.03
14	Total Pledged: 20 - CITY OF BRECKENRIDGE					18,458,006.00	8,019,194.13
						8,161,724.60	7,789,301.72

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Overview of Account - 7979028989 BRECKENRIDGE CEMETERY PC TX

Investment Objective: Current Income, with Cash

Activity Summary

	This Period (\$)	Year to Date (\$)
Beginning Market Value	582,966.25	560,739.43
Cash & Security Transfers	0.00	0.00
Contributions	1,338.75	1,632.50
Income & Capital Gain Distributions	1,312.71	2,473.13
Fees	-607.41	-1,191.68
Withdrawals	0.00	0.00
Change in Account Value	-16,304.01	5,052.91
Market Value on Feb 28, 2023	\$568,706.29	\$568,706.29

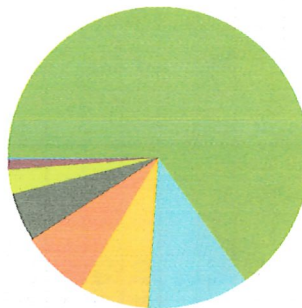
Income Earned

	This Period (\$)	Year to Date (\$)
Taxable Income	1,312.71	2,473.13
Tax-Exempt Income	0.00	0.00
Tax-Deferred Income	0.00	0.00
Total Income Earned	\$1,312.71	\$2,473.13
Total ST Realized Capital Gain/Loss	\$13.62	-\$96.26
Total LT Realized Capital Gain/Loss	-\$504.78	-\$522.11
Total Realized Capital Gain/Loss	-\$491.16	-\$618.37

This summary is for your reference. It is not intended for tax-reporting purposes. Taxable income is taxable at the federal level and may be taxable at the state level.

Asset Allocation on February 28, 2023

	Market Value (\$)	Percent
Taxable Domestic Fixed Income	370,916.06	66%
Domestic Large Cap	62,134.17	11%
Taxable International Fixed Income	41,925.49	7%
International Equity	41,778.26	7%
Domestic Small-Mid Cap	29,610.47	5%
Capital Portfolio	14,717.01	3%
Opportunistic Equity	6,183.61	1%
Income Portfolio	1,491.85	0%
Subtotal	\$568,756.92	100%
Cash Processing / Liability	-50.63	
Total of Your Account	\$568,706.29	



Fixed Income 1154 412,841.55
Equity 1156 139,706.51
Cash 1067 16,208.86

POLICE STATS

March 2023

Total Calls for Service	1025
Calls for Service PD	446
Calls for Service SO	241
Calls for Service Other	226
Activity	68
Traffic Stops	134
Citations	48
Warnings	86
Warrants Entered	20
Warrants Cleared	17
Bond conditions	4
Protective orders	1
Incident Reports	60
BPD Phone Calls	2,660
SCSO Phone Calls	2,500
Arrests	28
Local warrants	13
Other warrants	1
Assault CBI FV	3
DWLI	3
Poss drug para	2
Disorderly	1
Interfere w/911 call	1
Poss Fraudulent Identifying Info	1
Delivery of CS	1
UUMV	1
No DL	1

Phone calls for Stephens County Sheriff's Department are an estimate-they are not recorded. All citation and warrant entries/clearances are double checked, so they are handled twice to ensure accuracy.

Animal Control

Month Call Totals

March 2023

Total Calls For Service	111
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Adopted Out Animals	3	
Aggressive Animal	3	
Animal Bite	3	
Animal Carcass	5	
Animal Nuisance	4	
Animal Welfare Check	12	
Injured / Sick Animals	3	
Loose Animal Calls	39	
Owner Surrender	7	
Picked Up Animals	9	
Reclaimed By Owner	8	
Seized Animals (Court Ordered)	18	
Transferred To Different Facility	4	
Euthanized Totals :	Dogs – 14	Cats – 1

N. Hill 139



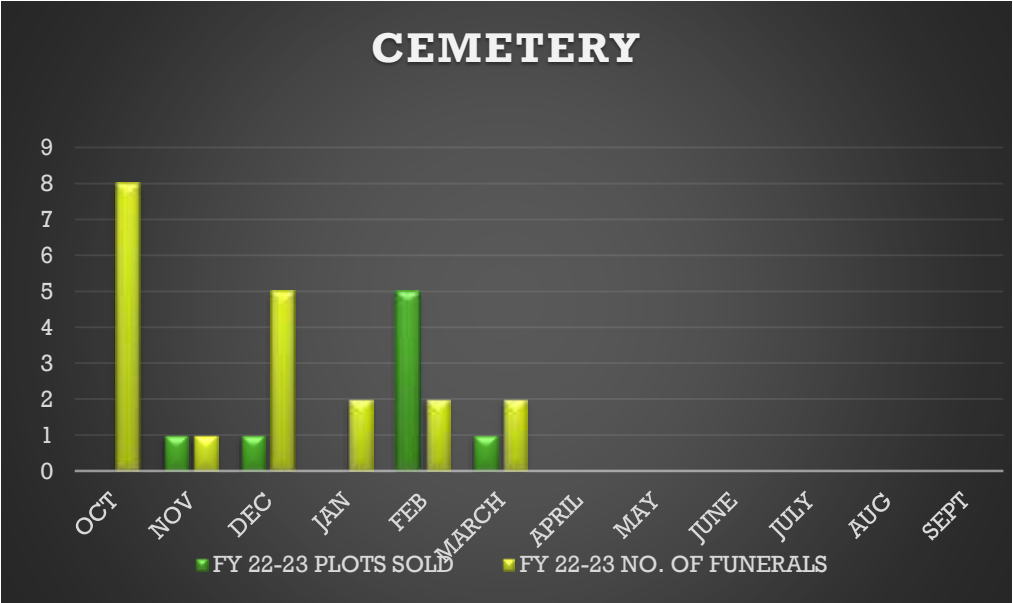
Public Services March 2023

A photograph of three men standing in front of white utility vehicles, likely fire trucks or emergency vehicles, with emergency lights on top. The man on the left is wearing a grey shirt and a cap. The man in the center is wearing a green shirt and a cap. The man on the right is wearing a grey shirt and a red hat. They are standing in a grassy area with trees and a building in the background.

75 YEARS OF COMBINED SERVICE

- **Stacy Harrison-Director of Public Services**
 - November 1, 1993
- **Tommy “Gordy” Gordon- Parks & Cemetery Laborer**
 - January 7, 1991
- **Wesley Duggan-Park Laborer**
 - September 2, 2008

CEMETERY



CEMETERY

Cemetery: March 2023

Marked graves for headstones

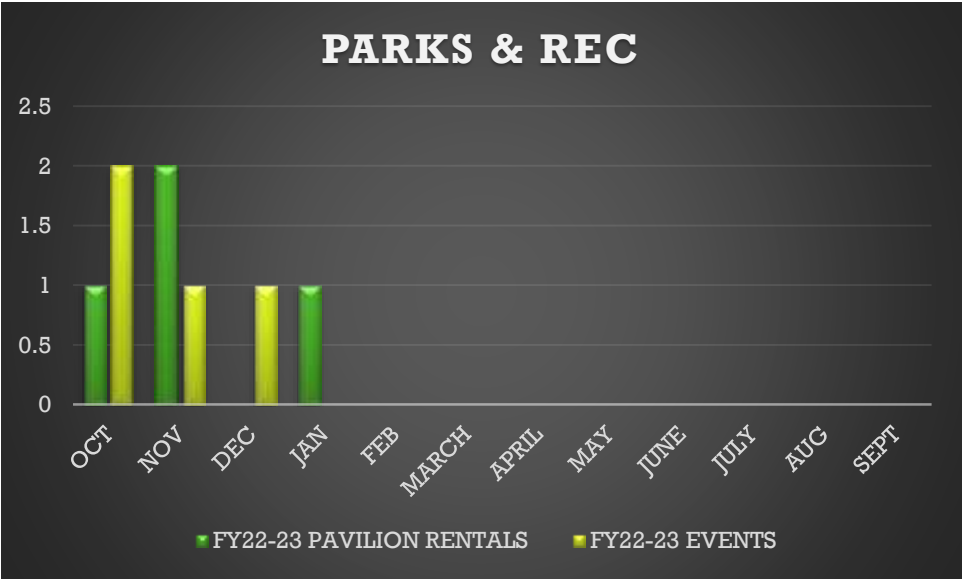
Finished annual Clean up of old flowers

Mowing and weed eating has started

Help Park crew change downtown

Banners

PARKS & REC



PARKS & REC

NARRATIVE OF ACTIVITY

Park: March 2023

Continue maintenance in all parks

Mowing and weed eating in all parks

Changed out downtown banners for Frontier Days

Working with Chamber to have park ready for Frontier Days

Gardeners are enjoying Community Garden

Several rentals coming up in April

Looking for pool managers

Contractor still cutting cane in Creek

Fire Department Summary Report

February 2023

	This Month	YTD
1. NUMBER of ALARMS ANSWERED:		
Inside City	10	20
Outside City	11	26
2. CALLS:		
Smoke Scares	3	4
Gas Leaks/Hazardous Responses	3	9
Structures	0	2
Trash	0	0
Vehicles or Equipment	1	1
Grass	2	4
Service Calls	0	0
Departmental Assistance	2	5
False Alarms/Good intent calls	2	5
Emergency or Rescue	0	0
Unauthorized burning	3	3
Other	2	4
3. NUMBER OF ACRES BURNED:	0	1
4. MUTUAL AID GIVEN (STRUCTURE):	0	0
5. MUTUAL AID RECEIVED (STRUCTURE):	0	0
6. VEHICLE ACCIDENTS (WITH OR WITHOUT EXTRICATION):	3	9
7. FIREFIGHTER INJURIES OR DEATHS:	0	0
8. CIVILIAN INJURIES OR DEATHS:	0	0
9. EXTINGUISHING AGENT OR CONTROL:		
Out Before Arrival	0	0
Hose	6	12
10. WATER USAGE:	5,820	9,630
11. MILES TRAVELED		
Inside City	22	40
Outside City	222	493
Combined	244	533

City of Breckenridge

Building & Development

Oct 2022 -Sept 2023

January 2023		FY 2022-2023
Permits Issued:		
Building	6	19
Roof	1	13
Fence, windows, siding, etc.	1	5
Sign	2	8
Mobile home	1	4
Certificate of Occupancy	3	4
Electrical	4	23
Plumbing	2	14
Gas line	2	19
Irrigation	0	0
HVAC	1	7
Moving	0	0
Demolition	0	0
Zone change	0	0
Variance	0	0
Prelim/final plat	0	0
Solicitor/vendor	0	2
Beer license	1	3
Gaming machine license	0	5
Food Mobile Unit	1	3
Fire alarm	0	0
Fire sprinkler	0	0
Type:	Address:	
Building:	3705 W. Walker	
	213 Pembrook	
	209 W. 2 nd	
	408 W. 5 th	
	122 S. Court	
	3212 W. Walker	
Roof:	1111 W. Lindsey	
Fence:	719 W. Walker	

Sign:	700 W. Walker	
	1200 W. Walker	
Mobile home:	1217 W. Jeanette	
Gas line:	702 W. Jeanette	
	505 N. Liveoak	
Plumbing:	816 N. Pecan	
	602 E. Elliott	
Electric:	3705 W. Walker	
	911 N. Court	
	1217 W. Jeanette	
	3808 W. Walker	
HVAC:	301 W. Walker	
Beer/wine license:	3705 W. Walker	
FMU:	507 W. Elm	
Certificate of Occupancy:	315 S. Miller	
	1822 W. Walker	
	3705 W. Walker	

Daily Inspections

February 2023

Date	Inspection Type	Owner/Address	Contractor	Approve	Disapprove
2/3/23	Electric	Quick Stop/3705 W. Walker	Agape Electric		X
2/3/23	Electric	Mark Morehart/400 S. Rose	Keen Electric	X	
2/7/23	Electric	Quick Stop/3705 W. Walker	Agape Electric	X	
2/8/23	Electric	December Owen/911 N. Court	Hutchison Electric	X	
2/14/23	Frame	Sergio Gonzales/711 E. Walker	Sergio Gonzales	X	
2/16/23	Water line	Jesse Merrbaugh/816 N. Pecan	Big Country Plumbing	X	
2/23/23	Sewer line	Walter Barnhardt/602 E. Elliott	A1 Quality Plumbing	X	
2/27/23	Steel	Janet Quindipan/2208 Sha Lane	Randy Moreno	X	



Breckenridge Police Department

210 East Dyer St. Breckenridge, TX 76424

Phone: 254-559-2211

Fax: 254-559-7100

The Breckenridge Animal Control Division has decided to discontinue servicing any live-capture traps. It is understood that eliminating the program that allowed residents to borrow humane traps will create issues and concerns among some citizens. Hopefully, the explanation and information contained below will alleviate many of these issues.

The Genesis of the Department's Original Wildlife Program

Despite the fact that its original mission had nothing to do with wildlife, animal control has historically responded to complaints about skunks, opossums, raccoons, and other indigenous wildlife by routinely trapping and relocating them. Additionally, animal control lent live-capture traps to citizens so that they could trap wildlife on their own property. In many cases, trapping led to euthanasia of the animal. The focus was simply to remove animals and thereby remove the current perceived problem. Unfortunately, trapping wildlife is a reactive approach and is a **temporary solution to a permanent problem**.

While trapping and removing wildlife is warranted in certain situations, trapping as a sole means of wildlife management is inherently flawed. Targeted animals may not be the ones captured or may not have been the culprit and therefore perceived nuisances may continue.

Even if the correct animal is captured and removed, there is no way to prevent nuisances from reoccurring as it is simply a matter of time before another animal moves into vacated territory. Due to these issues, Breckenridge Animal Control will no longer be servicing live-capture traps. While these targeted removals may temporarily resolve current problems, it fails to address the underlying source of issues so it will be incumbent upon the resident to identify and remove the attractants to prevent future issues.

Department Function & Policy

All municipal animal control programs were originally tasked with protecting citizens from the threat of rabies. Investigating bites against people and enforcing rabies vaccination requirements remain as two of the top priorities for Breckenridge Animal Control. The Division's main objective is to deal with domestic animal issues and problems irresponsible pet owners cause.

Domestic animals have owners who are legally responsible for them and animal control works to ensure that all owners abide by state and local laws so their pets do not create disturbances for others who live in their neighborhood. Domestic animals are also far more likely to injure another person or pet than any wild animal so focusing the Department's limited resources on these animals is the best option from a public safety standpoint.

The City of Breckenridge does not own or have control of any wild animal found within its boundaries, nor is the City responsible for the actions or damage caused by them. In fact, wild animals have no owners to be responsible for their actions and therefore cannot be regulated in any way. There are no laws requiring Breckenridge Animal Control to respond to wildlife issues or remove wildlife perceived by some to be a problem. Breckenridge Animal Control will always

respond to situations where public safety is being jeopardized, however, the mere presence of a wild animal does not constitute a public safety threat. These animals are a common and important part of our ecosystem that benefit the human population in numerous ways.

A More Proactive Approach

Preventing animals from becoming accustomed to people is the first step in reducing human/wildlife interactions. Wildlife will continue to come to people's homes as long as there is food, water, or shelter there for them. Eliminating attractants will encourage wildlife to forage in areas outside of neighborhoods and eventually will lead to their understanding that there are no benefits to being in close proximity to people.

The opposite is also true as well, if nothing is changed and the benefits of being around humans remain unchecked, then wildlife behavior will remain the same and they will continue to seek out yards and homes that appeal to them.

It will take all of Breckenridge's residents working together to accomplish this. Some people love wildlife. Others don't believe that a wild animal has any reason to belong in a city setting. Regardless of where you stand on this issue, the fact is clear that reducing human/wildlife interactions is in the best interest of people, pets, and wild animals.

If you love wildlife, the basic point of this message is: let the wildlife be wild. They have survived without our assistance for many generations. Feeding them will lead to them associating people with food. This can create a dangerous situation for people and pets who live in the area. Enjoy their beauty from afar and appreciate their ability to be independent and self-sufficient. Treating them as anything less will lead to tragic consequences for wild animals.

If you are not a big fan of wildlife, the basic point of this message is: let the wildlife be wild. Eliminate any possible reason that may attract them to your home or yard. Make certain your chimney is capped and keep landscaping well-groomed. Feed your pets indoors or at least pick up any remaining food after they eat. Keep all trash containers tightly sealed. Trim overhanging branches that provide easy access to your roof for squirrels and other wildlife. If you have a pet door, close it securely at night. Cover crawlspace and attic openings with heavy gauge, rustproof wire mesh (not chicken wire). Wild animals want less to do with you than you do with them. If you do not attract them, they will stay away from you and will be happy to let you live your life without their interference.

Above all else, be a responsible pet owner. Do not allow any animal, even cats, to run loose within the city. Your fenced-in yard or at the end of your six foot leash is the safest place for all pets and will ensure that they do not end up interacting with wildlife. Make sure all pets are vaccinated against rabies and licensed with the city each year. Protecting your pets from diseases that wildlife can carry will also protect your family from being exposed through your pet. Being a responsible pet owner helps ensure that you and your pet are good neighbors to the people, pets, and wildlife with which we share our neighborhoods with.

Wildlife are here to stay. No amount of money or manpower can change this fact. With a little personal responsibility, all of Breckenridge's residents can share the City and minimize inconveniences that wild animals may present while still giving citizens the opportunity to appreciate the beauty and spirit that gives wildlife the resiliency to adapt to whatever environment we create for them.



Breckenridge Police Department

210 East Dyer St. Breckenridge, TX 76424

Phone: 254-559-2211 Fax: 254-559-7100

DID YOU KNOW

- Did you know you cannot sell, breed, groom, or board any dogs in the city of Breckenridge without a permit and inspection from the Breckenridge Police Department/Animal Control. Permits are purchased annually and cost \$75.
- **Ordinance 4-14 – Dogs (Selling, grooming, breeding or boarding)**
- Did you know leaving food bowls outside to feed strays is a very fast way to spread the rabies virus. If an infected animal eats out of that bowl, the next animal to eat out of it can come in contact with the infected animals saliva. The rabies virus is transmitted through saliva.

- Did you know to own a dog in the city of Breckenridge, that dog **MUST** be spayed/neutered, up to date on rabies vaccination, and registered through Animal Control. Also, per the State Law, cats must be up to date on rabies vaccinations. Failure to be in compliance can result in citations being issued.

Ordinance 4-15 – Dogs (Spaying and neutering)

Ordinance 4-22 – Dogs (Rabies vaccination)

Ordinance 4-20 – Licensing of all dogs

Texas Health and Safety Code 826.021 – Vaccination of dogs and cats required

- Did you know your dog must have an identification tag on at all times.
Ordinance 4-21 – License tags; identification
- Did you know you cannot leave your dog tethered outside and unattended for more than 30 minutes at a time. Also, you must have at minimum 100 square feet for each dog you own.
Ordinance 4-13 – Unlawful restraint of dogs



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Consider approval of the March 7, 2023 Regular Commission Meeting minutes as recorded.

Department: Administration

Staff Contact: Jessica Sutter

Title: City Secretary

BACKGROUND INFORMATION:

Meeting minutes for the Regular Commission meeting March 7, 2023.

FINANCIAL IMPACT:

If applicable, enter financial impact.

STAFF RECOMMENDATION:

Move to approve.

March 7, 2023

REGULAR TOWN COMMISSION MEETING OF THE TOWN OF BRECKENRIDGE, TEXAS, HELD ON THIS DATE WITH THE FOLLOWING MEMBERS PRESENT.

PRESENT

MAYOR
MAYOR PRO TEM, PLACE 2
COMMISSIONER, PLACE 3
COMMISSIONER, PLACE 4

BOB SIMS
ROB DURHAM
VINCE MOORE
GARY MERCER

CITY MANAGER
CITY SECRETARY
FINANCE DIRECTOR
STACEY HARRISON
FIRE CHIEF

CYNTHIA NORTHROP
JESSICA SUTTER
DIANE LATHAM
PUBLIC SERVICES DIRECTOR
MALCOLM BUFKIN

NOT PRESENT

COMMISSIONER, PLACE 1

BLAKE HAMILTON

CALL TO ORDER

Mayor called the meeting to order at 5:30 p.m.

Invocation led by Andy Rodgers, Pastor of First Baptist Church.

OPEN FORUM

This is an opportunity for the public to address the City Commission on any matter of public business, except public hearings. Comments related to public hearings will be heard when the specific hearing begins.

No speakers.

STAFF REPORT

(Staff Reports are for discussion only. No action may be taken on items listed under this portion of the agenda, other than to provide general direction to staff or to direct staff to place such items of a future agenda for action.)

City Manager

1. City Business
2. Upcoming Events

March 8 Job Fair, Workforce Development at TSTC, 12 – 3 pm

March 20-24 Brush Chipping

March 28 Strategic Planning Mayor/Commissioners/Community Leaders

No Action Taken.

CONSENT AGENDA

Any commission member may request an item on the Consent Agenda to be taken up for individual consideration.

3. Consider approval of the February 07, 2023 Regular Commission Meeting minutes as recorded.
4. Consider approval of the February 27, 2023 Strategic Planning Community Workshop Meeting minutes as recorded.
5. Discussion and any necessary action regarding Texas Gas Service rate decrease and associated ordinance. (Second Reading)

Commissioner Moore made a motion to approve consent agenda items 3-5 as presented. Commissioner Mercer seconded the motion. The motion passed 4-0

ACTION ITEMS

6. Discussion and any necessary action regarding annual audit for FY 2021/22

George, Morgan , & Sneed, P.C. representative provided audit overview for the year ended September 30, 2022 to commissioners.

Mayor Pro-tem Durham moved to approve the annual audit for FY 2021/22. Commissioner Moore seconded the motion. The motion passed 4-0.
7. Discussion and any necessary action regarding BEDC recommendation for reimbursement of \$64,500 for site improvements for Subway Development.

Breckenridge Economic Development Corporation director David Miller addressed commissioners request approval of a reimbursement payment to Donie Sechrist for site improvements on the the Subwas Development infront of Wal-Mart.

Commissioner Mercer moved to approve the BEDC recommendation for reimbursement of \$64,500 for site improvements for Subway development. Mayor Pro-Tem Durham seconded the motion. The motion passed 4-0.
8. Discussion and any necessary action regarding adopting a resolution for authorizing the submission of an application for the 23/24/CDBG Program – CD Fund (Streets)

City Manager Cynthia Northrop explained that action items 8-11 are all in regards to the 2023/2024 CDBG cycle for street improvements. Applications are due April 3, 2023 and awards for 2023 will be announced towards the end of 2023. Solicitations were sent out for procuring administration and engineering services for the grant. There was only one proposal received for administrative services from Public Management. Staff received two proposals for Engineering services; Jacob Martin and Enprotech Hibbs & Todd (EHT). Engineering proposals were scored and staff recommendation based on scores is to award engineering contract to EHT.

Mayor Pro Tem Durham moved to approve Resolution 2023-07 authorizing the submission of an application for the 23/24/CDBG Program-CD Fund. Commissioner Moore seconded the motion. The motion passed 4-0.

9. Discussion and any necessary action regarding adopting a resolution for signatories for the 23/24/CDBG Program – CD Fund (Streets)

Commissioner Moore moved to approve Resolution 2023-05 authorizing signatories for the 23/24/CDBG Program-CD fund. Commissioner Mercer seconded the motion. The motion passed 4-0.

10. Discussion and any necessary action regarding awarding a contract for administration services for the 23/24/CDBG Program – CD Fund (Streets)

Commissioner Mercer moved to approve awarding a contract for administration services for the 23/24/CDBG Program-CD Fund to Public Management Service. Mayor Pro Tem Durham seconded the motion. The motion passes 4-0.

11. Discussion and any necessary action regarding awarding a contract for engineering services for the 23/24/CDBG Program – CD Fund (Streets)

Mayor Pro Tem Durham moved to approve awarding a contract for engineering services for the 23/24/CDBG Program-CD Fund to EHT. Commissioner Moore seconded the motion. The motion passed 4-0.

12. Discussion and any necessary action regarding award of General Street Maintenance contract

City Manager Cynthia Northrop stated that in an effort to make headway on critically needed street improvements, in part due to under-staffing in our street department, engineers advertised an RFT for General street maintenance. This will allow the city to utilize the contractor to perform various projects to include base failure repairs, level ups, overlays, et. We received three proposals from Raydon Inc., Platinum Paving, and Blacksmith. Engineers EHT provided a letter of recommendation that the construction contract be awarded to Raydon Inc.

Commissioner Mercer moved to approve awarding general street maintenance contract to Raydon, Inc. Commissioner Moore seconded the motion. The motion passed 4-0.

13. Discussion and any necessary action regarding establishing Contractor Registration and associated fees

City Manager Cynthia Northrop addressed commissioners stating that staff is recommending adopting an ordinance that will require contractors to register on an annual basis so that we know who is performing work and we can ensure that they have the appropriate licenses.

Mayor Pro Tem Durham moved to approve Ordinance 2023-06 establishing contractor registration and associated fees.

14. Discussion and any necessary action regarding sewer stoppages.

City Manager Cynthia Northrop stated that in the past years the city has had an inconsistent approach to addressing sewer stoppages including assuming private property owner's liability for sewer stoppages. This has created a culture of using city resources to trouble-shoot sewer stoppages. Current ordinance is silent on the issue though our cost structure for sewer taps implies the homeowner is responsible for their service line. Most cities assume property owners are financially responsible for maintenance of their service lines to the main. Recommended options for covering the cost of these repairs are to assess the individual property owner based on cost, or to assess a surcharge to all system users. Clean-outs are also a concern. It is estimated that fifty percent of the properties in the city do not have clean-outs. Staff is recommending an update to the ordinance requiring clean-outs be installed at the curb.

Mayor Pro Tem made a motion to table action item number 8 until regular commission meeting in April. There was no second. Motion died.

Commissioner Moore made a motion to table action item 8 until regular commission meeting in May. Mayor Pro Tem Durham seconded the motion. The motion passed 4-0.

15. Discussion and any necessary action regarding re-appointment of Will Thompson's term as Director on the WCTMWD Board

City Manager Cynthia Northrop explained that Will Thompson's term serving as a director on the WCTMWD Board of Directors will expire in May 2023. Recommending reappointment.

Commissioner Moore made a motion to approve Resolution 2023-06 reappointing Will Thompson to the West Central Texas Municipal Water District Board for a term of two years.

16. Discussion and any necessary action regarding approval of Ordinance 2023-05 repealing and replacing Ordinance 2023-01 establishing a general fee schedule for the City of Breckenridge. (*First Reading*)

City Manager Cynthia Northrop stated that this update will include a few fees that were inadvertently left off in the recent update including plumbing, gas, and mechanical permits.

It will also include the addition of contractor registration fee and an increase to gaming machine fees.

Commissioner Mercer moved to approve Ordinance 2023-05 repealing and replacing Ordinance 2023-01 establishing a general fee schedule for the City of Breckenridge.

EXECUTIVE SESSION

Pursuant to Texas Government Code, Annotated, Chapter 551, Subchapter D, Texas Open Meetings Act (the "Act"), City Commission will recess into Executive Session (closed meeting) to discuss the following:

Real Property

§551.072: Deliberate the purchase, exchange, lease, or value of real property:

17. American Legion

RECONVENE INTO OPEN SESSION

At 7:07 p.m., the City Commission reconvened into open session.

Commissioner Moore moved to reject all bids received for the American Legion. Commissioner Mercer seconded the motion. The motion passed 4-0.

RECEIVE REQUESTS FROM COMMISSION MEMBERS/STAFF FOR ITEMS TO BE PLACED ON NEXT MEETING AGENDA

Mayor Pro Tem Durham requested an Ordinance that would require residents to provide cleanouts at the next meeting on March 28, 2023.

ADJOURN

There being no further business, the Mayor adjourned the regular session at 7:08 p.m.

Bob Sims, Mayor

Jessica Sutter, City Secretary



**BRECKENRIDGE CITY COMMISSION
AGENDA SUMMARY FORM**

Subject: Consider approval of the March 28, 2023 Special Commission Meeting minutes as recorded.

Department: Administration

Staff Contact: Jessica Sutter

Title: City Secretary

BACKGROUND INFORMATION:

Meeting minutes for the Special Commission meeting March 7, 2023.

FINANCIAL IMPACT:

If applicable, enter financial impact.

STAFF RECOMMENDATION:

Move to approve.

March 28, 2023

SPECIAL TOWN COMMISSION MEETING OF THE TOWN OF BRECKENRIDGE, TEXAS, HELD ON THIS DATE WITH THE FOLLOWING MEMBERS PRESENT:

MAYOR
COMMISSIONER PLACE 1
MAYOR PRO TEM PLACE 2
COMMISSIONER PLACE 3
COMMISSIONER PLACE 4

BOB SIMS
BLAKE HAMILTON
ROB DURHAM
VINCE MOORE
GARY MERCER

CITY MANAGER
CITY SECRETARY
PARKS DIRECTOR
FINANCE DIRECTOR
FIRE CHIEF

CYNTHIA NORTHROP
JESSICA SUTTER
STACY HARRISON
DIANE LATHAM
MALCOLM BUFKIN

ABSENT

COMMISSIONER PLACE 4 VINCE MOORE LEFT THE MEETING AT 7:28 P.M.

CALL MEETING TO ORDER

Mayor Sims called the special meeting to order at 5:30 p.m.

OPEN FORUM

This is an opportunity for the public to address the City Commission on any matter of public business, except public hearings.

No speakers.

WORKSHOP ITEMS

(Workshop items are for discussion only. No action may be taken on items listed under this portion of the agenda, other than to provide general direction to staff or to direct staff to place such items on a future agenda for action.)

1. Discussion regarding strategic plan development.

City Manager Cynthia Northrop led strategic planning development session with the Mayor, Commissioners, City Staff, and Community leaders to set overall goals and objectives for the community. The goal for this session is to complete vision, mission, core values, and a few broad goals that will guide staff during upcoming budget preparation.

ACTION ITEMS

2. Discussion and any necessary action regarding approval of Resolution 2023-07 adding Allergan, CVS, Walgreens, and WalMart as a Defendant in the Global Opioid Settlement.

City Manager Cynthia Northrop explained that the city has already taken action to participate in the Opioid Settlement. The action requested is to add Allergan, CVS, Walgreens, and WalMart.

Commissioner Mercer moved to approve Resolution 2023-09 as presented. Commissioner Moore seconded the motion. The motion passed 5-0.

3. Discussion and any necessary action regarding approval of Ordinance 2023-07 amending Chapter 21, "Water and Sewers", Article III, "Sewers" to add section 21-45, "Responsibilities of Property owner", requiring property owners to maintain building lateral lines and to install cleanouts.

During the previous commission meeting Commissioners requested an Ordinance that addresses the requirement of requiring property owners to maintain building lateral lines and to install cleanouts. City Manager Cynthia Northrop explained that this does not address the issue of cost assessment.

Commissioner Hamilton moved to approve Ordinance 2023-07 as presented. Commissioner Mercer seconded the motion. The motion passed 5-0.

4. Discussion and any necessary action regarding Resolution 2023-08 authorizing the City Manager to apply for a Criminal Justice Division Grant through the Governor's office to purchase new equipment for Law Enforcement.

Officer Justin Shockley has applied for a grant through the Governor's office to receive new and updated laptops in patrol units as well as replace the old and outdated radar systems.

Commissioner Moore left the meeting at 7:28 P.M.

Mayor Pro Tem Durham moved to approve Resolution 2023-08 as presented. Commissioner Mercer seconded the motion. The motion passes 4-0.

EXECUTIVE SESSION

Pursuant to Texas Government Code, Annotated, Chapter 551, Subchapter D, Texas Open Meetings Act (the "Act"), City Commission will recess into Executive Session (closed meeting) to discuss the following:

Personnel Matters

§551.074: Personnel matters (to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee):

5. Public Works Director

Economic Development

§551.087: Economic Development negotiations (to discuss or deliberate commercial or financial information from a business prospect or to deliberate the offer of a financial or other incentives to a business prospect):

6. Bayer Chevrolet

RECONVENE INTO OPEN SESSION

In accordance with Texas Government Code, Section 551, the City Commission will reconvene into Open Session and consider action, if any, on matters discussed in Executive Session.

At 8:15 p.m., the City Commission reconvened into open session.

No action taken.

RECEIVE REQUESTS FROM COMMISSION MEMBERS/STAFF FOR ITEMS TO BE PLACED ON NEXT MEETING AGENDA

Discussion under this section must be limited to whether or not the Commission wishes to include a potential item on a future agenda.

ADJOURN

There being no further business, Mayor Sims adjourned the special session at 8:18 p.m.

Bob Sims, Mayor

Jessica Sutter, City Secretary



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Consider approval of Resolution 2023-10 appointing City Health Authority.

Department: Administration

Staff Contact: Cynthia Northrop

Title: City Manager

BACKGROUND INFORMATION:

Health Authorities serve as a critical part of the state's public Health System. A Health Authority in the State of Texas is defined as a physician appointed to administer state and local laws relating to public health within their jurisdiction. Health Authorities are considered an officer of the state when performing duties to implement and enforce laws that protect the public's health.

The Duties include:

- Establishing, maintaining, and enforcing jurisdictional quarantine orders.
- Aiding local boards of health, and local health departments in quarantine inspections, disease prevention, and suppression efforts, birth, and death statistics, and general sanitation issues within their jurisdiction.
- Reporting the presence of contagious, infectious, and dangerous epidemic diseases to local and state authorities.
- Aiding local jurisdictions and boards of health in carrying out public health-required rules, ordinances, sanitation laws, quarantine rules, and required reporting of any vital statistics collected.

The Health Authority must be a competent physician with a reputable professional standing who is legally qualified to practice medicine in the state of Texas and a Texas resident.

Previously Kelli A. Windsor, D.O. has been appointed as the City Health authority. We are requesting to re-appoint Kelli for an additional 2 year term to expire May 2025.

STAFF RECOMMENDATION:

Approve Resolution 2023-10 as presented.

RESOLUTION NO. 2023-10

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF BRECKENRIDGE, TEXAS, TO APPOINT A CITY HEALTH AUTHORITY FOR THE CITY OF BRECKENRIDGE, TEXAS.

WHEREAS, Section 3.25 of the Charter of the City of Breckenridge, Texas, provides for a health department; and

That Kelli A. Windsor, D.O. be reappointed as City Health Authority for the City of Breckenridge, Texas, for a two-year term which expires May 2025.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF BRECKENRIDGE, TEXAS:

PASSED AND APPROVED this 11th day of April 2023.

Bob Sims, Mayor

ATTEST:

Jessica Sutter, City Secretary

S E A L



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Consider approval of Texas Gas Service Gas Reliability Infrastructure Program (GRIP)

Department: Administration

Staff Contact: Cynthia Northrop

Title: City Manager

BACKGROUND INFORMATION:

GRIP was created by statute (Texas Utilities Code 104.301) which sets forth requirements for an annual adjustment that allows for recovery on investment increases for infrastructure. According to statute, TGS files simultaneously with Cities and the Railroad Commission with RRC conducting an administrative review to ensure compliance with state statute. Full review is conducted at the next rate case and increases are considered 'interim' and subject to refund until the next rate case if found not to be compliant with state statutory requirements.

The GRIP filing results in a monthly average residential increase of \$1.66; a monthly average commercial customer increase of \$5.46; and an overall revenue increase of \$7,385,254 for the total West North service area.

FINANCIAL IMPACT:

NA

STAFF RECOMMENDATION:

Consider approval, denial (only if the filing does not comply with requirements of the statute) or take no action (which allows the rates to become effective by operation of law).

GAS RELIABILITY INFRASTRUCTURE PROGRAM (GRIP)

- GRIP was created by statute (Texas Utilities Code § 104.301) which sets forth the requirements.
- GRIP is an annual adjustment that allows for recovery on investment increases, but not expense increases, on a streamlined basis between rate cases.
- TGS files simultaneously with the Cities and the Railroad Commission (RRC). (RRC conducts a thorough review.)
- GRIP review is administrative-only to determine if the filing follows the requirements of the statute. Full review of the investment is conducted at the next rate case. Increases are considered “interim” and subject to refund until the next rate case.
- This GRIP filing results in
 - a monthly average residential customer increase of \$1.66;
 - a monthly average commercial customer increase of \$5.46;
 - an overall revenue increase of \$7,385,254 for the total West North service area.
- Cities and RRC have 60 days to review and may suspend for an additional 45 days (105 days total).
- Cities must suspend implementation for an additional 45 days prior to May 9, 2023.
- Cities must take final action prior to June 26, 2023.
- Final action may be to approve, deny (only if the filing does not follow the requirements of the statute), or take no action (which allows the rates to become effective by operation of law).
- Copy of statute included for ease of reference.

GAS RELIABILITY INFRASTRUCTURE PROGRAM (GRIP)

SUBCHAPTER G. INTERIM COST RECOVERY AND RATE ADJUSTMENT

Sec. 104.301. INTERIM ADJUSTMENT FOR CHANGES IN INVESTMENT. (a) A gas utility that has filed a rate case under Subchapter C within the preceding two years may file with the regulatory authority a tariff or rate schedule that provides for an interim adjustment in the utility's monthly customer charge or initial block rate to recover the cost of changes in the investment in service for gas utility services. The adjustment shall be allocated among the gas utility's classes of customers in the same manner as the cost of service was allocated among classes of customers in the utility's latest effective rates for the area in which the tariff or rate schedule is implemented. The gas utility shall file the tariff or rate schedule, or the annual adjustment under Subsection (c), with the regulatory authority at least 60 days before the proposed implementation date of the tariff, rate schedule, or annual adjustment. The gas utility shall provide notice of the tariff, rate schedule, or annual adjustment to affected customers by bill insert or direct mail not later than the 45th day after the date the utility files the tariff, rate schedule, or annual adjustment with the regulatory authority. During the 60-day period, the regulatory authority may act to suspend the implementation of the tariff, rate schedule, or annual adjustment for up to 45 days. After the issuance of a final order or decision by a regulatory authority in a rate case that is filed after the implementation of a tariff or rate schedule under this section, any change in investment that has been included in an interim adjustment in accordance with the tariff or rate schedule under this section shall no longer be subject to subsequent review for reasonableness or prudence. Until the issuance of a final order or decision by a regulatory authority in a rate case that is filed after the implementation of a tariff or rate schedule under this section, all amounts collected under the tariff or

GAS RELIABILITY INFRASTRUCTURE PROGRAM (GRIP)

rate schedule before the filing of the rate case are subject to refund.

(b) The amount the gas utility shall adjust the utility's rates upward or downward under the tariff or rate schedule each calendar year is based on the difference between the value of the invested capital for the preceding calendar year and the value of the invested capital for the calendar year preceding that calendar year. The value of the invested capital is equal to the original cost of the investment at the time the investment was first dedicated to public use minus the accumulated depreciation related to that investment.

(c) The interim adjustment shall be recalculated on an annual basis in accordance with the requirements of Subsection (b). The gas utility may file a request with the regulatory authority to suspend the operation of the tariff or rate schedule for any year. The request must be in writing and state the reasons why the suspension is justified. The regulatory authority may grant the suspension on a showing by the utility of reasonable justification.

(d) A gas utility may only adjust the utility's rates under the tariff or rate schedule for the return on investment, depreciation expense, ad valorem taxes, revenue related taxes, and incremental federal income taxes related to the difference in the value of the invested capital as determined under Subsection (b). The return on investment, depreciation, and incremental federal income tax factors used in the computation must be the same as the factors reflected in the final order issued by or settlement agreement approved by the regulatory authority establishing the gas utility's latest effective rates for the area in which the tariff or rate schedule is implemented.

(e) A gas utility that implements a tariff or rate schedule under this section shall file with the regulatory authority an annual report describing the investment projects completed and placed in service during the preceding calendar year and the investments retired or abandoned during the

GAS RELIABILITY INFRASTRUCTURE PROGRAM (GRIP)

preceding calendar year. The annual report shall also state the cost, need, and customers benefited by the change in investment.

(f) In addition to the report required under Subsection (e), the gas utility shall file with the regulatory authority an annual earnings monitoring report demonstrating the utility's earnings during the preceding calendar year.

(g) If the gas utility is earning a return on invested capital, as demonstrated by the report filed under Subsection (f), of more than 75 basis points above the return established in the latest effective rates approved by a regulatory authority for the area in which the tariff or rate schedule is implemented under this section, the gas utility shall file a statement with that report stating the reasons why the rates are not unreasonable or in violation of law.

(h) If a gas utility that implements a tariff or rate schedule under this section does not file a rate case under Subchapter C before the fifth anniversary of the date on which the tariff or rate schedule takes effect, the gas utility shall file a rate case under that subchapter not later than the 180th day after that anniversary in relation to any rates subject to the tariff or rate schedule.

(i) This section does not limit the power of a regulatory authority under Section [104.151](#).

(j) A gas utility implementing a tariff or rate schedule under this section shall reimburse the railroad commission the utility's proportionate share of the railroad commission's costs related to the administration of the interim rate adjustment mechanism provided by this section.

Added by Acts 2003, 78th Leg., ch. 938, Sec. 1, eff. Sept. 1, 2003.

Amended by:

Acts 2005, 79th Leg., Ch. 948 (H.B. [872](#)), Sec. 1, eff. September 1, 2005.



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Discussion and any necessary action regarding Breckenridge Economic Development Corporation semi-annual report to the City Commission

Department: Administration

Staff Contact: Cynthia Northrop

Title: City Manager

BACKGROUND INFORMATION:

BEDC Bylaws require the Corporation to make a detailed semi-annual report to the City Commission (4.04 - General Duties of the board 4.a and b. 1-4) by October 31 and April 30.

David Miller will present the semi-annual report.

FINANCIAL IMPACT:

NA

STAFF RECOMMENDATION:

Accept BEDC Semi-Annual Report



P.O. Box 1466 100 East Elm Street Breckenridge, Texas 76424
 Phone 254-559-6228 Fax 254-559-7104 Email: david@breckenridgetexas.com

Board of Directors
Lee Olson, President
Ty Bartoskewitz
David Duggan
Mike Griffith
Ky Kennedy
Kevin Simmons
Wade Smith

CEO, Executive Director
David Miller

April 11, 2023

TO: Hon. Bob Sims, Mayor, City of Breckenridge
 Hon. Blake Hamilton, Commissioner, City of Breckenridge
 Hon. Vince Moore, Commissioner, City of Breckenridge
 Hon. Rob Durham, Commissioner, City of Breckenridge
 Hon. Gary Mercer, Commissioner, City of Breckenridge

Dear Mayor and City Commission:

As required per the by-laws of the Breckenridge Economic Development Corporation (BEDCo) and the Administrative Contract with the City of Breckenridge, this activity report has been prepared for the members of the City Commission – City of Breckenridge. The report is submitted to fulfill those provisions as well as to keep the City Commission and the City Administration informed regarding the activities of the Breckenridge Economic Development Corporation.

This report is for the period of October 1, 2022 through April 1, 2023.

As with previous reports, you will notice the programs and activities of BEDCo are of continuing nature. They remain on the active list until they are completed, or a determination is made that the project is no longer feasible. This activity report is divided into three sections as follows:

- A. Administrative
- B. Economic Development
- C. Quality of Life Improvements

A. Administrative:

History - Breckenridge Economic Development Corporation was created and incorporated as a result of a City of Breckenridge election held on May 12, 2007. With approximately 91% affirmative votes, the election resulted in the conversion of the Development Corporation of Breckenridge (DCOB) from a 4A entity to a 4B (now called Type B) entity, leaving the City sales tax rate at 1/2%. BEDC was incorporated on July 6, 2007 and the previous DCOB was dissolved.

Current - Officers of BEDCo as of April 1, 2023 were Lee Olson, President; Ky Kennedy, Vice-President; Wade Smith, Secretary; and David Duggan, Treasurer. Other board members included Mike Griffith, Ty Bartoskewitz, and Kevin Simmons.

Executive Director David Miller was hired approved by the Board of Directors at their December 20, 2022 meeting. He was approved by the City Commission at their January 10, 2023 meeting. He has joined the Texas Midwest Community Network and Texas Economic Development Council. Miller is active with several local service organizations including being a Ex-Officio Board Member of the Breckenridge Chamber of Commerce, Secretary of the Breckenridge Industrial Foundation, and is continuing to develop connections and relationships within the community and is pursuing his Certified Economic Developer designation from IEDC.

B. Economic Development

The economic environment in Breckenridge continues to show strength and growth despite rising interest rates and inflation uncertainty as consumers continue to spend in spite of those rising rates. Sales tax receipts continue to show year over year growth and amounts to a growth of 6% so far this fiscal year yet a conservative inference is that a meaningful portion of this is due to inflation.

While inflation is a negative factor, it also contributes to a continued exodus from metropolitan areas to rural towns. As the cost of living goes up, businesses are also seeing an increase in overhead, employees need to make more, and these factors could lead to even more potential business and employee relocations to Breckenridge in the coming year.

As our Mission Statement implies, BEDC actively works closely with existing business and industry in continuing efforts to retain jobs and help with the expansion of existing operations. We also continually pursue outside industry and commercial enterprises in an attempt to create “primary” jobs in Breckenridge. Breckenridge is unique and fortunate to have so many of these manufacturing and exporting jobs.

EZ-Pack Bridgeport

Bridgeport Manufacturing recently sold their operations to EZ-Pack and is currently selling the real estate to them as well. The company has a significant backlog of orders due to a supply chain issue and so, it has a significant potential for growth this year as that issue is resolved. We have a current project in place with EZ-Pack Bridgeport to maintain and increase their employment numbers.

Elite Submersible Pumps

BEDC built a 11,940 square foot facility on the property located at 1250 Brown Road (on the Industrial loop south of EZ-Pack Bridgeport) which we lease to ESP as of February 2021 and is a 5-year agreement.

OX Manufacturing, Inc.

Ox Manufacturing expanded from Oregon and after a number of projects with the BEDC, is purchasing the two buildings they currently occupy on Industrial Loop. The Breckenridge Industrial Foundation traded one of the buildings for land the BEDC owned on Dairy St. This allowed the BEDC to work directly with Ox Mfg and positions the BIF to recruit a development for the Dairy St land. Ox has seen a recent downturn in production, and so also in employment, as ports have opened and temporarily saturated the market with a flood of imported products. Ox is optimistic and is continuing with the purchase of the two buildings from the BEDC which should close very soon.

RGN Manufacturing Services

As part of the housing industry, rising interest rates took a toll on RGN at the end of the year resulting in a very short-term layoff. The company is back up to 100 employees and their production is picking back up as well. The BEDC has an agreed-to lease for your approval that will keep RGN in Breckenridge for another 5 years. With interest rate hikes hopefully done for now, we could see a descent growth from RGN over the next year as the housing market continues to boom. As one of the key resources for BEDC, part of the lease agreement includes up to \$40,000/year for capital improvements to the building to make sure it stays in good operational condition.

BEDC Loans to local businesses

The BEDC continues to offer loans from our Revolving Loan Account established several years ago. The BEDC currently has two businesses with loans in repayment after having multiple loans paid off recently. We have one loan in default which we hope to have remedied within the next month.

Welding program with BHS

BISD, TSTC and BEDC were instrumental in the creation of a dual-credit welding class for Breckenridge High School. The classes are taught at the TSTC Welding Facility. Partial funding (scholarship of tuition) all students in the program was provided by BEDC. The class started with ten students in the fall of 2019. This last semester, there were 21 students enrolled in the dual-credit program.

LVN program with BHS

BISD, TSTC and BEDC also started a LVN program in Breckenridge High School in 2019. Students in this program will receive much of the training required to take their Licensed Vocational Nurse exam. The remaining training needed can be taken at TSTC or other programs like Texas Tech's program in Abilene.

TSTC Facility

The newest TSTC facility is owned by the BEDC and we are currently in talks to give the building to them with the agreement that if coursework ceases at the facility, the building will be given back. This will reduce BEDC's financial responsibility and promote a more permanent presence by TSTC here in Breckenridge.

CDL certifications with TSTC

Breckenridge EDC Semi-Annual Report – October '22 to April '23 3

One of the newest programs coming to TSTC is the ability to get a CDL license. Students will be able to do everything locally except for the final test, which would still be done by TSTC but at their Abilene campus. We are currently looking for a stretch of road or parking lot for the class to use.

TSTC Continuing Education

We are currently working with TSTC to create a calendar of events to coordinate with continuing education coursework with TSTC as a means to increase tourism. For example, as a plumber needs to do continuing education, TSTC can offer the coursework at our Breckenridge campus where dozens of plumbers from around the state would attend on the same day as a concert or other event. There are a number of trade skills that require CE and this could turn into large events several times a year.

Hotel and Convention and Visitors Bureau

The BEDC recently had a hotel feasibility study performed which confirmed that Breckenridge can support a hotel. We are in talks with a couple of developers that have expressed interest, but the key is finding investor(s) at this point.

One facet that will be key to the success of tourism in Breckenridge is the creation of a Convention and Visitors Bureau. Most people will think of the Chamber of Commerce when they think of CVB functions, but they are actually quite different. The BEDC has voted to spend up to \$26,000/year through next fiscal year on the salary of a director for the CVB. The details as to how it will function alongside the Chamber are being decided. The CVB would be the marketing face of the community to draw visitors, host events, and collect tourism data to sharpen our efforts and make them more efficient. The CVB focus would be exclusively on overnight stays which traditionally means holding concerts and festivals that indirectly benefit local Quality of Life while directly benefiting local retail and restaurants.

Jonell Filtration

The BEDC is currently working on a short-term solution for expansion by purchasing the property at 705 Industrial Loop. Jonell currently employs roughly 125 people at their local facility. They are expecting to have their best year ever with a 40% growth over last year.

C. Quality of Life Improvements

BEDC has been working on several different facets of improving the quality of life in Breckenridge to make the city more appealing to residents, business, and industry. For purposes of this report, they are represented under the topics of (1) Housing, (2) Community Improvements, and (3) Other projects

(1) Housing

BEDC has continued to use established programs for housing and demolition incentives which have been utilized numerous times each year.

Demolition

We are entering into an agreement with the City of Breckenridge to help pay for the costs of demolition of condemned structures that are conveyed to the city. The presence of substandard and distressed housing remains one of the key factors of marketing

Breckenridge as a place to set down roots. Aesthetics, like with the façade grants below, are tales to prospects that a community is worth investing in. If we can continue to beautify our housing, we will see newer and nicer housing come in.

Construction

Consumer dollars are not going as far though our low cost of living compared to metropolitan areas still provides a significant buffer from the full effects of inflation. One positive side effect of rising costs is the rise in valuations and rent payments. As valuations climb, tax rates will decrease and further create an attractive tax scenario for prospective developers.

We are currently having conversations with developers about the possibility of gated communities. Of the snags to new development are the disparity between new build costs, current comps, and rental rates. Home builders need to be able to sell homes for closer to \$180/square foot and new apartments need to rent for close to \$1.35/square foot. The current market is sluggish to rise in Breckenridge with rental rates still below .80/sf on rentals. Housing remains one of the largest obstacles in our region, however Breckenridge has numerous homes for sale and our focus could likely be shifted to remodels rather than new development to bring market rates up, for their quick turnaround, and overall beautification of older homes.

Another program in the early stages is developing a trade skills program with BISD that focuses on some of the home building skills like framing, plumbing, electrical, and HVAC.

(2) Community Improvements

Subway and Retail Academy

The BEDC and Chamber attended a retail recruitment workshop in San Antonio. We received a scholarship for the workshop and material valued at more than \$25,000. The course was designed to equip us with data and marketing tools to recruit Quick Serve Restaurants and other chain retailers that are expanding in communities like ours. The BEDC has assisted in the construction of a new Subway in front of Walmart which is projected to be done this year.

Downtown Development Council

The BEDC created the Downtown Development Council in 2021 to help in developing a strategic plan for the downtown area. They identified the Bealls building as an opportunity for rehabilitation. The BEDC is in the process of fixing the building and the improvements should begin to be seen within the next month or so. The BDDC has also been soliciting for the façade grant program. So far, the BEDC has paid on 4 completed facades for a total of \$13,000.

Abecca Grace

Blackhorse Mercantile and Cafe

Copperleaf Properties

White Orchid

The BEDC budgeted to spend \$40,000 for the project. There are several other facades that were approved but have not been completed and paid but have delayed beyond the original 6-month deadline. The original application period ended at the end of last fiscal year but there remains several unfinished facades and now interest by others to participate in the

Breckenridge EDC Semi-Annual Report – October '22 to April '23 5

project. The BEDC voted to reopen the program and extend it to the whole of Breckenridge and allot \$50,000 of available funds to be paid for facades through the end of this fiscal year. This item will be coming to the City Commission at their next meeting for a public hearing. It is expected that this program will be budgeted as a recurring project for upcoming years.

The Downtown Development Council is currently evaluating plans for beautifying downtown and creating wayfinding opportunities as well as parking opportunities.

The BEDC has paid Johnny Trigg to care for the upkeep of the downtown and at the March '23 meeting, the BEDC voted to extend Trigg's service through the end of the fiscal year.

Broadband Internet

The need for reliable, high-speed internet continues to be a high priority. We have been in talks with a fiber optic ISP to determine the feasibility of providing service here. The latest BDO map shows that Breckenridge is served with speeds over 100mbps which knocks us out of eligibility for grant dollars, but we are investigating any map challenges available or opportunities to partner with the ISPs claiming to offer these speeds.

Breckenridge Improvement Council

BEDC provided funds needed for ongoing expenses of the Breckenridge Improvement Council, Inc, a local nonprofit 501(c)(3) corporation that accepts and forwards tax-deductible contributions to other local nonprofits and government entities.

(3) Other Cooperative Efforts

The Breckenridge Economic Development Corporation board members and staff continue to communicate with representatives of these and other beneficial organizations:

Stephens Memorial Hospital District
 Breckenridge Independent School District
 Stephens County Commissioners Court
 Texas Economic Development Council (TEDC)
 Association of Rural Cities in Texas (ARCIT)
 Texas Midwest Community Network (TMCN)
 Texas Midwest Economic Development Alliance (TMEDA)
 Big Country Manufacturing Alliance
 Leon-Bosque Resource Conservation and Development Council (RC&D)
 TSTC and the TSTC Foundation
 Texas Department of Agriculture (TDA)
 U. S. Department of Agriculture Rural Development (USDA)
 Texas Workforce Commission
 Workforce Solutions of West Central Texas
 Texas Rural Development Corporation
 TXU Economic Development Assistance
 Texas Department of Criminal Justice
 Texas Association of Business and Chambers of Commerce

West Central Texas Council of Governments
West Central Texas COG Business Development Loan Program
West Central Texas Economic Development District
State Representative Glenn Rogers
State Senator Charles Perry
U.S. Congressmen Roger Williams
U.S. Senators Ted Cruz and John Cornyn

The Board of Directors has asked that I remind the members of the City Commission and City Administration that they are always welcome and invited to attend any board meeting of the corporation. Our meetings are normally held on the third Tuesday of each month at 5:00pm.

Respectfully submitted,

David Miller

David Miller
Executive Director



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Discussion and any necessary action regarding Breckenridge Economic Development Corporation's purchase of 705 Industrial Loop property

Department: Administration

Staff Contact: Cynthia Northrop

Title: City Manager

BACKGROUND INFORMATION:

The BEDC voted at a special meeting on 3.27.2023, to submit an offer of \$450,000.00. The BEDC is working with Jonell on the possibility of expanding their manufacturing operation and is attempting to enter a purchase contract with the intent to lease or sale the property to Jonell. I will find out on Monday (29th) if we have an agreement on the offer. We are requesting a 45-day inspection period whereby we can examine the property and Jonell's need to determine if following through with the transaction is needed. If not, we can cancel the contract with no/little cost. This resolution is not subject to a 60-day comment period before commencing with the project.

FINANCIAL IMPACT:

NA – BEDC Budget

STAFF RECOMMENDATION:

Consider approval of BEDC Board recommendation to purchase 705 Industrial Loop property



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Discussion and any necessary action regarding approving the first reading of the resolution authorizing Breckenridge Economic Development Corporation's amended project/lease with RGN.

Department: Administration

Staff Contact: Cynthia Northrop

Title: City Manager

BACKGROUND INFORMATION:

BEDC has approved at its regular called meeting on 3.21.2023, to grant a 5-year lease to RGN Services Inc. for \$510,000 in total lease payments and a yearly tenant allowance payable by the BEDC up to \$40,000 a year for capital improvements to the building at 820 Industrial Loop. Lease is attached. This resolution is not subject to a 60-day comment period before commencing with the project.

FINANCIAL IMPACT:

NA – BEDC Budget

STAFF RECOMMENDATION:

Consider approval of BEDC Board recommendation to grant RGN a 5-year lease for \$510,000 in total lease payments and a yearly tenant allowance payable by the BEDC up to \$40,000 a year for capital improvements to building at 820 Industrial Loop.

MODIFICATION OF COMMERCIAL LEASE AGREEMENT

This Modification of Commercial Lease Agreement (the "Modification") is entered into by and between the undersigned Landlord and Tenant to modify the Commercial Lease Agreement (the "Lease") having an Effective Date of July 1, 2020, covering the Leased Premises described as roughly 136,000 square feet with an address of 820 Industrial Loop, Breckenridge in Stephens County, Texas. In consideration of the provisions contained herein, Landlord and Tenant agree as follows:

- ☒ A. The Base Rent is confirmed as \$17,000.00 per month with a new start date of May 1, 2023. RGN Services, Inc will report monthly payroll to BEDC no later than the 15th of the following month. If reported payroll is at least \$208,333.00, then the lease payment will be reduced by 50% to \$8,500.00 per month. If the monthly payroll reported is less than \$208,333.00, then RGN Services Inc will pay BEDC a prorated lease payment (see Formula and Example below). Payment is due by the 25th of the following month. **(Up to a \$510,000.00 job retention incentive)**

Formula: Lease Payment = \$8,500.00 + (% under payroll benchmark * \$8,500.00)

Example: If reported payroll is \$150,000.00 for the month (28% below \$208,333.00), then the lease payment due for the month will increase by \$2,380.00 (28% of \$8,500.00) for a total amount due of \$10,880.00 (\$2,380.00 + \$8,500.00)

- ☐ B. The Commencement Date of the Lease is changed to or confirmed as _____.
- ☒ C. The Expiration Date of the Lease Term is changed to or confirmed as April 31, 2029.
- ☐ D. Paragraph _____ is changed to read as follows:
- ☒ E. Special Conditions

- 1.) **Amendment of Article VII Section 1. Addition of Tenant Improvement Allowance:** Landlord will pay for capital improvement expenses to the property following Tenant's written request up to a maximum of \$40,000.00 within a fiscal year. Tenant will remain responsible for maintaining the property as stated in Article VIII Section 2. As such, minor repair and maintenance will remain Tenant's responsibility. All services to be performed by Landlord or Landlord's agents involve the exercise of professional judgment by service providers, and Tenant expressly waives any claims against Landlord for breach of warranty arising from the performance of those services. **(Up to \$200,000.00 job retention incentive)**
- 2.) **This Modification replaces any remaining term of Lease Agreement dated July 1, 2020 as of May 1, 2023.**
- 3.) **This agreement is subject to City Commission approval.**

EXCEPT AS expressly changed by this Modification, all of the other provisions set forth in the Lease (as may have been previously modified) are confirmed and ratified and shall remain in full force and effect. All capitalized terms used in this Modification, which are not defined in this Modification, have the meanings given to them in the Lease. This Modification is effective as of the last date beneath the signatures of Landlord and Tenant below.

LANDLORD

Breckenridge Economic Development Corporation

By [Signature]: _____

Name: Lee Olson

Date of Execution: 4/11/2023

TENANT

RGN Services, Inc

By [Signature]: _____

Name: Kyle Williams

Date of Execution: 3/29/2023

RESOLUTION NO. 2023.11**A RESOLUTION OF THE CITY OF BRECKENRIDGE, TEXAS AUTHORIZING THE BRECKENRIDGE ECONOMIC DEVELOPMENT CORPORATION TO UNDERTAKE RGN SERVICES LEASE RENEWAL; ALLOWING THE BRECKENRIDGE ECONOMIC DEVELOPMENT CORPORATION TO PROVIDE TENANT IMPROVEMENT ALLOWANCES.**

WHEREAS, Breckenridge Economic Development Corporation ("BEDC") is a Type B economic development corporation governed by Chapters 501 and 505 of the Texas Local Government Code;

WHEREAS, the BEDC Board has approved a lease renewal to RGN Services for sixty (60) months with a performance agreement based on local, monthly payroll and tenant improvement allowance not to exceed \$40,000 per year for capital improvements to the property located at 820 Industrial Loop;

WHEREAS, the BEDC Board has found that the lease is authorized pursuant to Section 501.153 of the Texas Local Government Code;

WHEREAS, the BEDC Board has found that the tenant improvement allowance is authorized pursuant to Section 505.158 of the Texas Local Government Code, as the Project would promote new and expanded business enterprises in the City of Breckenridge;

WHEREAS, Section 505.158(b) requires the City Commission of Breckenridge (the "City Commission") to approve a project authorized by that section, by a resolution approved upon two readings, if it involves an expenditure of more than \$10,000;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF BRECKENRIDGE, TEXAS, THAT:

1. The recitals outlined above are found to be true and correct and are hereby adopted.
2. The RGN Services Lease Renewal is hereby authorized and may be funded by the Breckenridge Economic Development Corporation pursuant to Section 505.158(b) and upon expiration of sixty (60) days after notice of said project is published, pursuant to Section 505.160 of the Texas Local Government Code.

PASSED and APPROVED on first reading this the 11th day of April 2023.

PASSED, APPROVED, and ADOPTED on second reading this the 2nd day of May 2023.

Bob Sims, Mayor

Jessica Sutter, City Secretary

SEAL



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Discussion and any necessary action regarding Interlocal with Young County, Texas for the purpose of funding a bond supervision officer

Department: Administration

Staff Contact: Cynthia Northrop

Title: City Manager

BACKGROUND INFORMATION:

The proposed agreement is between Young County, Stephens County, City of Graham, City of Olney, and Breckenridge. The purpose of the agreement is to cost share an employee position that handles the supervision of probationers within our jurisdiction. The commission previously approved the same agreement and began participation during FY 2021 at the requested funding amount of \$7,500. The Chief Probation Officer of the 90th Judicial District Court is the responsible party for hiring and supervising the position.

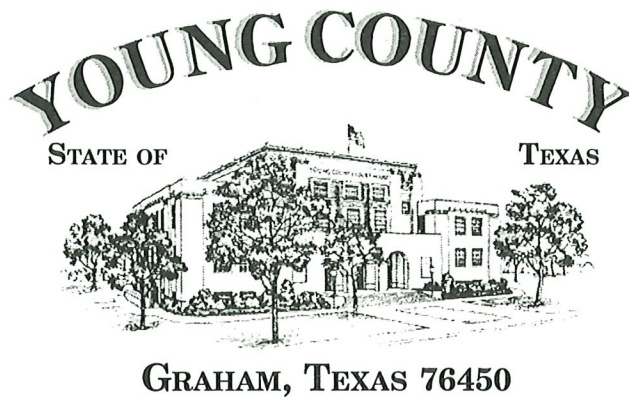
The ILA further states that if revenue for an annual term exceeds the projected revenue by \$5,000, a proportionate amount will be refunded to the entities. Chief Cantrell stated the program has been beneficial to the department, and it is an asset for our city to continue participating in the program.

FINANCIAL IMPACT:

\$7,500

STAFF RECOMMENDATION:

Consider approval of the interlocal Agreement with Young County, Texas for the purpose of funding a bond supervision officer for FY 2023 in an amount not to exceed \$7,500 and authorize the City Manager to execute the documents



March 1, 2023

City of Breckenridge
1054 N. Rose
Breckenridge, TX 76424

To Whom it May Concern,

Enclosed is the Interlocal Cooperation Funding Agreement for the Bond Supervision Officer for FY23. Included is a copy of the revenue and expenses for the prior year as well as an invoice for your entity. When the agreement is executed, ***please return the original signed approval page with your payment.***

Sincerely,

A handwritten signature in blue ink, reading "Sharri Ashley", is written over the typed name.

Sharri Ashley
Assistant Auditor
Young County
PO BOX 607
Graham, TX 76450
940-549-1786 Ph

Young County

INVOICE

516 4th St, Ste 103
Graham, TX 76450
940-549-1786 (Phone) 940-549-4266 (Fax)

DATE: March 1, 2023

Bill To:

City of Breckenridge
1054 N. Rose
Breckenridge, TX 76424
254-559-8287

DESCRIPTION	AMOUNT
Re: Bond Supervision Officer	\$ 7,500.00
as per Executed Contract	
for Oct 1 2022 - Sept 31, 2023	
Remit Payment to:	
Young County Treasurer	
PO Box 487	
Graham, TX 76450	
TOTAL	\$ 7,500.00

Make all checks payable to Young County

If you have any questions concerning this invoice, Cheryl Roberts, 940-549-1786,
c.roberts@youngcounty.org

THANK YOU FOR YOUR BUSINESS!

DATE 03/06/2023 15:44 GENERAL LEDGER ACCOUNT QUERY - YOUNG COUNTY

OCTOBER - SEPTEMBER GELL09 PAGE: 1

022 010-340-201 BOND SUPERVISION FEES
ORIG BUDGET: 60,000.00- CURR BUDGET: 60,000.00- ENCUMBRANCE:

.00 BEGIN BALANCE: .00

DATE PYYYY VENDOR NAME DESCRIPTION PO # INVOICE # 99 FA AMOUNT REF #

10/18/2021	012022	BOND SUPERVISION-CLIFF	BLACK	OCT 1-15 BONDS		10182021	4,327.00-	066046R
11/01/2021	022022	BOND SUPERVISION-CLIFF	BLACK	BONDS 10/16-10/31		11012021	3,457.00-	066112R
11/16/2021	022022	BOND SUPERVISION-CLIFF	BLACK	NOV 1 - 15		11162021	2,975.00-	066173R
12/01/2021	022022	BOND SUPERVISION-CLIFF	BLACK	POSTING ERROR/DEBIT CASH		11162021	2,975.00-	066173R
12/01/2021	032022	BOND SUPERVISION-CLIFF	BLACK	11/16 - 11/30		12012021	2,188.00-	066238R
12/20/2021	032022	BOND SUPERVISION-CLIFF	BLACK	12/01 - 12/15		12202021	1,839.00-	066320R
01/05/2022	042022	BOND SUPERVISION-CLIFF	BLACK	12/16-12/31'21		01052022	1,780.00-	066378R
01/18/2022	042022	BOND SUPERVISION-CLIFF	BLACK	01/01-01/15		01182022	2,340.00-	066448R
02/01/2022	052022	BOND SUPERVISION-CLIFF	BLACK	JAN 16 - 31'22		02012022	1,715.00-	066505R
02/25/2022	052022	BOND SUPERVISION-CLIFF	BLACK	FEB 1-15		02252022	2,365.00-	066629R
03/09/2022	062022	BOND SUPERVISION-CLIFF	BLACK	MARCH 1 - 15		03082022	2,615.00-	066607R
03/22/2022	062022	BOND SUPERVISION-CLIFF	BLACK	MARCH 16 - 31		03212022	2,170.00-	066684R
04/05/2022	072022	BOND SUPERVISION-CLIFF	BLACK	APRIL 1 - 15 2022		04052022	1,822.00-	066722R
04/18/2022	072022	BOND SUPERVISION-CLIFF	BLACK	APRIL 16 - 30 DAILY REC		04182022	2,170.00-	066787R
05/02/2022	082022	BOND SUPERVISION-CLIFF	BLACK	DAILY REC MAY 1 - 16'22		05022022	1,743.00-	066830R
05/16/2022	092022	BOND SUPERVISION-CLIFF	BLACK	DAILY REC 6/1-6/15 22		05162022	2,010.00-	066899R
06/22/2022	102022	BOND SUPERVISION-CLIFF	BLACK	DAILY REC JUNE 16 - 30		06012022	1,625.00-	066957R
07/05/2022	112022	BOND SUPERVISION-CLIFF	BLACK	DAILY RECEIPTS 7/1-31		06222022	3,030.00-	067042R
08/26/2022	112022	BOND SUPERVISION-CLIFF	BLACK	DAILY RECEIPTS 8/1-8/15		07052022	1,630.00-	067068R
09/16/2022	122022	BOND SUPERVISION-CLIFF	BLACK	DAILY RECEIPTS 9/1-9/15		08012022	4,628.00-	067188R
09/19/2022	122022	BOND SUPERVISION-CLIFF	BLACK	DAILY RECEIPTS 9/16-9/30		08172022	1,511.00-	067279R
10/07/2022	122022	BOND SUPERVISION-CLIFF	BLACK	DAILY RECEIPTS 9/16-9/30		08312022	3,071.00-	067334R
						09162022	7,000.00-	067370R
						09192022	3,085.00-	067410R
						10042022	3,015.00-	067461R

LINE ITEM TOTAL: 62,801.00-

ENDING BALANCE: 62,801.00- 104.67 *

BUDGET REMAINING: 2,801.00

OVERALL TOTAL: .00

010-340-201 GRAND TOTAL
ORIG BUDGET: 60,000.00- CURR BUDGET: 60,000.00- ENCUMBRANCE:

.00 BEGIN BALANCE: .00

LINE ITEM TOTAL: 62,801.00-

ENDING BALANCE: 62,801.00- 104.67 *

BUDGET REMAINING: 2,801.00

DATE 03/06/2023 14:29
00.00% OF YEAR COMPLETED

STATEMENT OF EXPENSES FOR SEPTEMBER
GENERAL FUND FOR LINE ITEMS 010-575-XXX

GEL106 PAGE 1

ACCOUNT NO	ACCOUNT NAME	ENCUMBRANCE	ORIGINAL BUDGET	CURRENT BUDGET	** ACTUAL ** M-T-D	** ACTUAL ** Y-T-D	**** ACTUAL **** REMAINING PERCENT
2022 010-575-103	BOND SUPERVISOR	.00	39,340.00	39,340.00	4,690.55	39,642.70	302.70-
2022 010-575-201	FICA	.00	3,065.00	3,065.00	234.05	3,040.10	24.90
2022 010-575-202	INSURANCE	.00	9,504.00	9,504.00	792.00	9,504.00	.00
2022 010-575-203	RETIREMENT	.00	3,469.00	3,469.00	267.26	3,441.40	27.60
2022 010-575-226	CELL PHONE ALLOWANCE	.00	720.00	720.00	60.00	666.00	54.00
2022 010-575-310	OFFICE SUPPLIES	.00	250.00	250.00	58.99	126.90	123.10
2022 010-575-330	FUEL	.00	500.00	500.00	614.41	1,664.25	1,164.25-
2022 010-575-405	MONITORING & DRUG TEST	.00	7,500.00	7,500.00	1,705.62	10,855.80	3,355.80-
2022 010-575-453	COMPUTER SERVICES	.00	2,500.00	2,500.00	.00	.00	2,500.00
2022 010-575-480	BONDS	.00	50.00	50.00	.00	.00	50.00
2022 010-575-495	MISC/OTHER SUPPLIES	.00	750.00	750.00	.00	.00	750.00
2022 010-575-496	EQUIP REFUND	.00	8,000.00	8,000.00	440.00	4,180.00	3,820.00
2022 010-575-573	ANKLE MONITOR/EQUIP RE	.00	1,350.00	1,350.00	.00	2,948.93	1,598.93-
2022 010-575-573	BOND SUPERVISOR EXP TO	.00	76,998.00	76,998.00	8,862.88	76,070.08	927.92
FUND TOTAL		.00	76,998.00	76,998.00	8,862.88	76,070.08	927.92
FINAL TOTAL		.00	76,998.00	76,998.00	8,862.88	76,070.08	927.92

INTERLOCAL COOPERATION FUNDING AGREEMENT

THIS INTERLOCAL AGREEMENT ("Agreement") is entered into and in accordance with the provisions of the Interlocal Cooperation Act, Chapter 791, Texas Government Code, by and between Young County, Texas, The City of Graham, The City of Olney, Stephens County and The City of Breckenridge, all political subdivisions of the State of Texas.

RECITALS

WHEREAS, Chapter 17 of the Texas Code of Criminal Procedure sets forth certain restrictions on those who are released on bond;

WHEREAS, it is in the interest of all citizens of Young and Stephens Counties and the communities therein to see that those released on bond are supervised in accordance with the court-ordered restrictions;

WHEREAS, The County of Young, The City of Graham, The City of Olney, City of Breckenridge and Stephens County, Texas mutually desire that those released on bond are supervised by a Bond Supervision Officer in accordance with the court-ordered restrictions;

WHEREAS, Chapter 791, (3) (n), Texas Government Code, allows for the cooperation of local governments to contract for services that the contracting parties have a mutual interest in;

NOW, THEREFORE, Young County, Texas, The City of Graham, The City of Olney, Stephens County, Texas and City of Breckenridge for the mutual consideration stated herein, agree and understand as follows:

AGREEMENTS

1. Young County, Texas shall create the Department of Bond Supervisions and be the employing agency of a Bond Supervision Officer. All requirements necessary for a Young County Employee must be

met in accordance with hiring policies of Young County, Texas. The Bond Supervision Officer will follow the personnel policies of Young County, Texas and other policies and procedures as maybe promulgated by the supervising officer with advice and consent of Young County Commissioners Court.

2. The Chief Probation Officer for the 90th Judicial District Court shall conduct interviews and recommend hiring of the Bond Supervision Officer subject to such opening as may become necessary to fill with advice and consent of Young County Commissioners Court.
3. The Chief Probation Officer of the 90th District shall be the immediate supervisor of the Bond Supervision Officer, following the guidelines set forth by the 90th Judicial District Court.
4. The department and position are created under the authority of the Commissioners Court of Young County, Texas and the employee is an employee of said county subject to the policies and procedures in place or as may be prescribed, added, modified or amended by Young County Commissioners Court. All fringe benefits ordinary to an employee of Young County shall be provided by Young County according to Young County policy.
5. All fees collected by the Bond Supervision Officer will be used for the offset of expenses of the department. These funds shall be deposited with the Treasurer of Young County, Texas and credited to the proper fund according to the Texas Local Government Code, Title 4, Subtitle B.
6. The City of Graham, Texas, The City of Olney, Texas, Stephens County, Texas and the City of Breckenridge, Texas each agree to provide funding to Young County in amounts set as fixed portions for each contributing entity for the fiscal year **2023** and may be adjusted for each fiscal year thereafter by agreement of the governmental bodies. A fiscal year shall begin October 1, and shall end September 30th of the year next following. These funds shall be deposited with the Treasurer of Young County, Texas and credited in accordance with the laws and regulations of Texas Local Government Code, Title 4, SubTitle B. Funding as follows shall be due on or before **January 15th, 2023**:

- City of Graham, Texas ----- \$12,500.
- Young County ----- \$ 9,250.
- City of Breckenridge, Texas - \$7,500.
- Stephens County, Texas ----- \$7,000.
- City of Olney, Texas ----- \$4,000.

Provided however, if revenues for any annual term exceed projected revenues by more than \$5,000.00, such overage shall be refunded back to each entity in their proportionate part.

7. The Term of this Funding Agreement is for one year (12 months) beginning **October 1, 2022 and ending September 30, 2023** and may be extended for each additional 12 month period as a subsequent term. This Agreement expresses the entire agreement between the parties hereto regarding the subject matter contained herein, and may not be modified or amended except by written agreement.
8. This Agreement has been duly and properly approved by each party's governing body and constitutes a binding obligation on each party.
9. This Agreement shall be construed in accordance with the laws of the State of Texas, and venue for all purposes hereunder shall be Young County, Texas.
10. If any provision hereof is determined by any court of competent jurisdiction to be invalid, illegal, or unenforceable, such provision shall be fully severable here from and this Agreement shall be construed and enforced as if such invalid, illegal or unenforceable provision never comprised a part hereof; and the remaining provisions shall continue in full force and effect.
11. This agreement is not intended to extend the liability of the parties beyond that provided by law. The Parties do not waive any immunity or defense that would otherwise be available to it against claims by third parties.

12. Any notices required under this Agreement will be sent to the following:

- a. Young County Judge
516 Fourth Street Room 108
Graham, Texas 76450
- b. City Manager City of Graham
612 Elm Street
Graham, Texas 76450
- c. City Manager City of
Olney
P.O. Box 546
Olney, Texas 76374
- d. Stephens County Judge
200 W. Walker
Breckenridge, Texas 76424
- e. City Manager City of Breckenridge
1054 N. Rose
Breckenridge, Texas 76424

13. The Chief Probation Officer shall promulgate the operation, procedures and rules for the Bond Supervision Officer to be approved by the 90th District Court with advice and consent of the Commissioners Court of Young County, Texas.

APPROVED BY THE CITY COUNCIL OF BRECKENRIDGE, TEXAS

at its meeting on the _____ Day of _____, 2023 and executed by its authorized representative.

CITY OF BRECKENRIDGE, TEXAS

By : _____

Title: _____

ATTEST:

Title: _____



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Discussion and any necessary action regarding approval of Frontier Days 2023

Department: Administration

Staff Contact: Cynthia Northrop

Title: City Manager

BACKGROUND INFORMATION:

The City has a contract with the Chamber of Commerce for the expenditure of Hotel/Motel Funds that must meet certain criteria; generally, tourist activities/advertising. Frontier Days is a long-standing two-day event that the Chamber leads and the City supports in a variety of ways including use of the park for the variety of activities and city employees to assist. Last year's event was held at the rodeo and the year before the event was cancelled due to COVID.

This year's Frontier Days will be back at the park and will be held Friday and Saturday, May 5th and 6th. The events will include Concho Cowboy Gunfights, vendors, petting zoo, a beauty pageant, 'dog parade', Chuck Wagon cook-off and a local band Friday night, to name a few. There will also be a few associate off-site events including the Ranch Rodeo (May 5 – 7) and the KBKD Airplanes and Coffee fly in event with a car competition and shuttles offered to Frontier Days on May 6. The city will also have a booth with city information.

See associated attachments with events/times/map.

FINANCIAL IMPACT:

City employee will assist.

STAFF RECOMMENDATION:

Approval of Frontier Days and activities held at Breckenridge City Park May 4-5, 2023



CITY OF BRECKENRIDGE

SEPTEMBER 2014

Item 12.

67

STEPHENS COUNTY FRONTIER DAYS

Item 12.

MAY 5 & 6, 2023 - BRECKENRIDGE CITY PARK



Friday, May 5th

11:00 am – Vendor Booths Open
10:30 am - Fort Griffin Living History
TBD - Inflate the Fun
3:00 pm – Carnival
6:00 pm – Chuck Wagon Reception
TBD – National Anthem
TBD – Fort Belknap Cannonball
TBD – Finis Smith

Saturday, May 6th

8:00 am - Vendor Booths Open
11:30 am - Chuckwagon Cook-off Judging Begins
10:00 am – Carnival
10:00 am – Petting Zoo
12:00 pm - Chuckwagon Cook-off Lunch Served
12:00 pm - First National Bank Weenie Wagon
2:00 pm – Miss Breckenridge Pageant

Frontier Town

11:00 am – Concho Cowboys (Gunfights)
3:00 pm - Concho Cowboys (Gunfights)
5:00 pm - Concho Cowboys (Gunfights)

North Soccer Fields

9:00 am – Kick Ball Tournament
5:00 pm - Cow Patty Bingo Begins

City Park (by the slides)

9:00 am – Fort Griffin Living History
1:00 pm - Pet Parade Registration
1:30 pm - Pet Parade Begins

STEPHENS COUNTY ARENA
RANCH RODEO
BRECKENRIDGE, TX
\$10,000 ADDED

MUGGING
DOCTORING
STRAY GATHERING
SORTING
MUTTON BUSTIN' EACH NIGHT
RANCH RODEO IS INVITATIONAL

TICKETS SOLD AT GATE
\$10 PER DAY OR \$20 FOR ALL 3 DAYS

MAY 5 – 7 2023
6:30PM FRI & SAT

KIDS RANCH RODEO - SUNDAY MAY 7TH @ 1PM
JR RANCH RODEO 12 & UP
STICK HORSE RODEO 11 & UNDER @ 10AM

AIRPLANES & COFFEE
KBKD
AIRPLANES AND COFFEE
AIRPLANES & COFFEE

RODS & RUDDERS
622 COUNTY ROAD 150, 76424

Saturday, May 6th
All proceeds benefit the Breckenridge Airshow COMEBACK

CAR COMPETITION
\$25 per entry, \$20 Pre-Registration
\$10 Show & Shine (Non Judged)
3 Awards per Class
Custom "Best in Show" Trophy
Registration 8-10AM; Judging @ 11-1PM
Trophy Ceremony 1-1:30PM
FREE shuttle service to Annual Frontier Days Event
Email: info@breckenridgeairshow.com

CORNHOLE TOURNAMENT
\$25 per team, \$15 per Single
We will match with another player
Double Elimination
Aviation Fuel & Food Prizes for Top 3 Teams
Registration & Warm Ups begin at 10AM

FOOD VENDORS • FLY-IN
GATES OPEN AT 8AM
BRECKENRIDGE, TX

	FRIDAY • FRIDAY • FRIDAY • FRIDAY					SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY														
	VENDORS	PAVILION	TRADE BARN	CARNIVAL		VENDORS	TRADE BARN	PAVILION	CHUCKWAGON AREA	FIELD 1	FIELD 2	FIELD 3	FIELD 4	CITY PARK - DINO AREA	MISC					
7:00 AM					7:00 AM	VENDOR SETUP BEGINS AT 7AM AND ENDS AT 10AM			Chuckwagon Setup				Inflate the Fun			7:00 AM				
7:30 AM					7:30 AM											7:30 AM				
8:00 AM				Carnival Setup	8:00 AM											8:00 AM				
8:30 AM					8:30 AM												8:30 AM			
9:00 AM					9:00 AM											9:00 AM				
9:30 AM					9:30 AM											9:30 AM				
10:00 AM	VENDOR SETUP BEGINS AT 10AM AND ENDS AT 7PM	Fort Griffin Living History Association			10:00 AM				Chuckwagon Cooking	CARNIVAL			Kick Ball Tournament	Petting Zoo 10AM TO 6PM	Fort Griffin Living History Association	10:00 AM				
10:30 AM					10:30 AM											10:30 AM				
11:00 AM					11:00 AM				Concho Cowboy Gun Fighters			11:00 AM								
11:30 AM					11:30 AM				Chuckwagon Judging			11:30 AM								
12:00 PM						12:00 PM			Chuckwagon Lunch Served										12:00 PM	
12:30 PM			Setup Tables & Chairs			12:30 PM														12:30 PM
1:00 PM					1:00 PM												Pet Parade Registration		1:00 PM	
1:30 PM					1:30 PM												Pet Parade		1:30 PM	
2:00 PM		MERCHANDISE SALES BEGIN AT 12PM-7PM			2:00 PM	MERCHANDISE SALES BEGIN AT 8AM - 7PM		Miss Breckenridge Pageant Registration	Chuckwagon Break Down											2:00 PM
2:30 PM					2:30 PM															
3:00 PM				3:00 PM			Chuckwagon Winners							Concho Cowboy Gun Fighters		3:00 PM				
3:30 PM			Wagon Judging		3:30 PM											3:30 PM				
4:00 PM					4:00 PM											4:00 PM				
4:30 PM					4:30 PM											4:30 PM				
5:00 PM					5:00 PM								Concho Cowboy Gun Fighters				5:00 PM			
5:30 PM			Finis Smith and band sound check		5:30 PM										Cow Patty Bingo		5:30 PM			
6:00 PM			National Anthem & Cannon Ball kick off	Chuck Wagon Reception	6:00 PM													6:00 PM		
6:30 PM							6:30 PM											6:30 PM		
7:00 PM				7:00 PM											7:00 PM					
7:30 PM		Finis Smith Concert		7:30 PM											7:30 PM					
8:00 PM				8:00 PM											8:00 PM					
8:30 PM				8:30 PM											8:30 PM					
9:00 PM				9:00 PM											9:00 PM					
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10:00 PM				10:00 PM											10:00 PM					
10:30 PM				10:30 PM											10:30 PM					
11:00 PM				11:00 PM											11:00 PM					
	VENDORS	PAVILION	TRADE BARN	CARNIVAL		VENDORS	TRADE BARN	PAVILION	CHUCKWAGON AREA	FIELD 1	FIELD 2	FIELD 3	CITY PARK - DINO AREA	FRONTIER TOWN AREA	MISC					
	FRIDAY • FRIDAY • FRIDAY • FRIDAY					SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY • SATURDAY														



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Discussion and any necessary action regarding an interlocal with Stephens County and their application for CDBG Grant funds for City of Breckenridge Street Repairs

Department: Administration

Staff Contact: Cynthia Northrop

Title: City Manager

BACKGROUND INFORMATION:

Stephens County is wanting to partner with the City of Breckenridge by applying for CDBG grant funds for street improvements inside the city limits of Breckenridge. Stephens County Judge and Commissioners have met with city staff to coordinate respective CDBG applications and ensure we address different streets but with a focus on areas around schools and the hospital.

The 23/24 TX-CDBG is a two-year cycle grant.

FINANCIAL IMPACT:

The value of the CDBG Grant is up to \$500,000.

STAFF RECOMMENDATION:

Consider approval, denial (only if the filing does not comply with requirements of the statute) or take no action (which allows the rates to become effective by operation of law).

INTERLOCAL AGREEMENT

Stephens County and City of Breckenridge

Texas Community Development Block Grant Program Project

THE STATE OF TEXAS §

COUNTY OF STEPHENS §

THIS AGREEMENT made and entered into by and between Stephens County, Texas (County) acting by and through its County Judge pursuant to a resolution duly passed by its Commissioners' Court and the City of Breckenridge (City) acting by and through its Mayor pursuant to a resolution duly passed by its city council hereby agree and covenant as follows:

WHEREAS, said County and City, pursuant to the authority found in Chapter 791 Government Code, Interlocal Cooperation Contracts, have determined that providing street improvements is beneficial to the health, welfare and safety of the residents of the service area of the City and County, and

WHEREAS, County can apply for a grant of **\$500,000** from the Texas Department of Agriculture Office of Rural Affairs under the Texas Community Development Block Grant Program to make street improvements within the City of Breckenridge in Stephens County, and

WHEREAS, said County and City agree it is beneficial to share the responsibility of providing street improvements,

NOW THEREFORE, County and City agree as follows:

- I. County shall apply for funding, and if funded, serve as the grantee for the Texas Community Development Block Grant Program funds awarded by the Texas Department of Agriculture, Office of Rural Affairs and maintain all program and financial records as may be required by the Texas Department of Agriculture. County shall be subject to audit requirements of the State.
- II. County has contracted with qualified grant administration and professional engineering firms to serve as the project grant administrator and project engineer.
- III. County shall, with the assistance of the City, review and award the construction contract for the street improvements funded under the grant. City shall accept all improvements resulting from the County's contract with the Texas Department of Agriculture and shall maintain these improvements as a part of its transportation system.

- IV. The County shall, upon completion of the construction requirements of the project, transfer the street improvements resulting from its contract with the Texas Department of Agriculture to the City.
- V. This Agreement shall be for a term of three years or for the duration of the County's contract with the Texas Department of Agriculture.

EXECUTED THIS THE 27 DAY OF MARCH 2023.

CITY OF BRECKENRIDGE

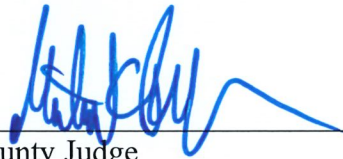
ATTEST:

Mayor


City Secretary

STEPHENS COUNTY

ATTEST:



County Judge



County Clerk



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Discussion and any necessary action regarding Aquatic Center operations for 2023

Department: Administration

Staff Contact: Jessica Sutter

Title: City Secretary

BACKGROUND INFORMATION:

The Aquatic Center is Tentatively scheduled to open on May 30th and run through August 6th. The proposed schedule (attached) is dependent upon staffing of lifeguards and pool managers.

In the 2022 season the aquatic center was closed for public swim on Saturdays and only open for parties. It was closed for business on Sundays and Monday's. In an attempt to allow for more public swim time we have broken up the rental times to include Friday and Saturday evenings as well as Sunday afternoons. This will allow children and families to utilize the aquatic center on Saturdays as well.

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

Consider approval of the proposed aquatic center operations for 2023.

CITY OF BRECKENRIDGE
105 NORTH ROSE AVENUE
BRECKENRIDGE, TEXAS 76424

AQUATIC CENTER OPERATIONS 2023

DAYS & HOURS OF OPERATION

May 30th through August 6th

Tuesday: Noon to 6:00 P.M.

Tuesday Night: Family Swim 6:30-8:30 P.M. \$1.00 per person

Wednesday - Thursday: Noon to 6:00 P.M.

Friday-Saturday: 10:00 A.M.-4:00 P.M.

Adults Only: Tuesday - Friday: 8:30 A.M. – 9:30 A.M. \$2.00
(Aerobics)

SWIM LESSONS

Tuesday-Thursday 10:00 A.M.-Noon

(Pricing and additional information will be provided)

MAINTENANCE – POOL CLEANING

Mondays

Under 10 years of age MUST be accompanied/supervised by a responsible adult

FEES

Tuesday-Saturday	(per session)	\$3.00
	3 and Under	Free

NO SEASON PASSES

If for any reason the pool is closed after being open for 30 minutes or more, there will be **NO RAIN CHECKS** or **REFUNDS ISSUED**.

POOL RENTAL

Aquatic Center will be available for rental **Friday and Saturdays from 4:30 P.M. until 9:00 P.M.** and **Sundays from 12:30 P.M. until 7:30 P.M.** at a rental rate of **\$200.00 for 2 hours** (minimum). Rentals are on a first come first serve basis. Visit City Hall at 105 N. Rose to reserve date/time. Concession stand will not be open, they may bring snacks and drinks (no glass bottles or alcoholic beverages allowed). Maximum of 150 people in the pool at all times.

AEROBICS

Adults only will have use of the Aquatic Center on Tuesday – Friday mornings, 8:30 A.M. until 9:30 A.M., at a fee of \$2.00 per person. (The number of required lifeguards, employees of the City, will be on duty.)

MISCELLANEOUS RULES

1. ENTRANCE RULES:

Children 10 (ten) years and under of age **MUST** be accompanied/supervised by a responsible adult. This person must remain with the child at all times.

2. POOL PATRON REQUIREMENTS:

- Must be attired in a swimsuit
- Cutoffs and other makeshift swimsuits are not permitted
- Street clothed adults must be confined to the deck area
- During daily operation when the pools are open to the general public, every person seeking admittance must pay the regular admission fees
- Everyone must take a shower before entering the water

3. DENIAL OF POOL ADMISSION:

- Intoxication or under the influence of drugs
- Evidence of contagious disease
- Open wounds or sores
- Unable to care for self, due to physical or mental disability
- Any patron that may be detrimental to pool operations, upon the judgment of the Pool Manager
- The swimmer is wearing excessively brief or revealing swimwear or is otherwise wearing clothing inappropriate for swimming, i.e., cutoffs, shorts, etc. T-Shirts may be worn over swimsuits at Pool Manager's discretion.
- Any other conditions that, in the opinion of the Manager, will jeopardize the health and safety of the general public.

4. PROHIBITED ACTIONS:

- Abusive or profane language
- Use of all tobacco products
- Alcoholic Beverages
- Drugs
- Use of Glass Bottles or Containers
- Running, dunking, riding on shoulders, fighting, rough play, pushing, shoving, either in water or on the deck
- Acts of physical affection
- Flips, back or splash dives from pool side and no diving in shallow areas
- Swimming in the diving area
- Standing on pool ropes, lifeguard stands, and ladders
- No loitering adjacent to the pool entrance or office area
- Animals inside the pool area
- Pool patrons wearing diapers **MUST** wear Swimmer's Diapers

- Use of scuba gear
- Mistreatment or abuse of public property
- Non-swimmers in water deeper than their shoulders, unless a person can display the ability to swim two (2) widths of the pool using a recognized stroke, he/she is considered a non-swimmer
- Swimmers running and diving off the edge of the pool, diving or jumping off the lifeguard stands, diving from the deck backward, or doing flips off the side of the pool
- Spitting, spouting of water, blowing the nose, urinating, or defecating in the pool is strictly prohibited

5. DIVING AREA RULES:

- Only one (1) person is allowed on a diving board at a time
- Divers are allowed only one (1) bounce on a diving board per dive
- Divers must dive straight off the end of the board, **NO FLIPS**
- Divers must wait until the person in front of them has reached the side or ladder and the area is clear
- Hanging on the board, bombing, running, and cartwheeling are forbidden.

6. MIRACLE SLIDE RULES:

- Attendant personnel must be obeyed at all times
- User must be able to swim unless otherwise approved
- One slider at a time-No chains unless otherwise approved
- Stay seated or lying down in the flume-NO STOPPING
- Upon exiting from the slide, move out of splash down area immediately
- All normal pool regulations apply
- No horseplay, running on stairs, landings, or waterslide

7. INFANTS THROUGH PRESCHOOL:

- Children, age six (6) and under must be directly attended (within five [5] feet) of a swimming adult during Public Swim – includes restrooms
- Flotation devices are not recommended, unless they are properly fitted and USCG approved
- Diaper changes shall only occur in the restrooms
- Pool patrons wearing diapers **MUST** wear swimmers' diapers

8. ITEMS PROHIBITED:

- Bandages
- Oil based body lotions
- Chewing Gum
- Pets
- Glass Objects
- Skateboards, skates, bikes
- Loud Music Players
- Weapons of any type
- Tobacco
- Refreshment coolers (except for private parties)
- Carry-in food or drinks (except for private parties)

9. GENERAL RULES:

- Pool Managers may eject persons from the pool area for just cause. In serious cases of misconduct, the Police Department will be called.

- No person, patron, or non-patron may interfere with an emergency rescue, the administration of emergency first aid or resuscitation, or other emergency procedures. It shall also be prohibited for anyone to falsely summon emergency assistance or use any emergency rescue or first aid for any purpose other than an actual emergency (training excluded).
- There will be unannounced random safety drills occurring during pool sessions for the continued training of all pool personnel and the safety of our pool patrons.

June 2023

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
28 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	29 POOL CLOSED	30 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim 6-8pm Family Night	31 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	1 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	2 10am-4pm Public Swim 4:30-6:30 Private Party 7-9pm Private Party	3 4:30-6:30 Private Party 7-9pm Private Party
4 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	5 POOL CLOSED	6 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim 6-8pm Family Night	7 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	8 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	9 10am-4pm Public Swim 4:30-6:30 Private Party 7-9pm Private Party	10 4:30-6:30 Private Party 7-9pm Private Party
11 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	12 POOL CLOSED	13 6-8pm Family Night	14 10-12am swim lessons 12am-6pm Public swim 8:30-9:30am Aerobics	15 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	16 4:30-6:30 Private Party 7-9pm Private Party	17 4:30-6:30 Private Party 7-9pm Private Party
18 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	19 POOL CLOSED	20 6-8pm Family Night	21 10-12am swim lessons 12am-6pm Public swim 8:30-9:30am Aerobics	22 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	23 4:30-6:30 Private Party 7-9pm Private Party	24 4:30-6:30 Private Party 7-9pm Private Party
25 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	26 POOL CLOSED	27 6-8pm Family Night	28 10-12am swim lessons 12am-6pm Public swim 8:30-9:30am Aerobics	29 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	30 4:30-6:30 Private Party 7-9pm Private Party	1 4:30-6:30 Private Party 7-9pm Private Party
2 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	3 POOL CLOSED	6-8pm Family Night				
		Aerobics \$2.00 per session	Family Night \$1.00 per person	Public Swim \$3.00 Per Person	Private Party Rental \$200.00 for 2 hour blocks-must reserve in advance-subject to availability	

****All hours are subject to change dependent on Staff/Management availability****

RATES

July 2023

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
25 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	26 POOL CLOSED	27 6-8pm Family Night	28 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	29 8:30-9:30am Aerobics	30 10am-4pm Public Swim 4:30-6:30 Private Party 7-9pm Private Party	1 4:30-6:30 Private Party 7-9pm Private Party
2 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	3 POOL CLOSED	4 6-8pm Family Night	5 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	6 8:30-9:30am Aerobics	7 10am-4pm Public Swim 4:30-6:30 Private Party 7-9pm Private Party	8 4:30-6:30 Private Party 7-9pm Private Party
9 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	10 POOL CLOSED	11 6-8pm Family Night	12 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	13 8:30-9:30am Aerobics	14 10am-4pm Public Swim 4:30-6:30 Private Party 7-9pm Private Party	15 4:30-6:30 Private Party 7-9pm Private Party
16 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	17 POOL CLOSED	18 6-8pm Family Night	19 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	20 8:30-9:30am Aerobics	21 10am-4pm Public Swim 4:30-6:30 Private Party 7-9pm Private Party	22 4:30-6:30 Private Party 7-9pm Private Party
23 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	24 POOL CLOSED	25 6-8pm Family Night	26 8:30-9:30am Aerobics 10-12am swim lessons 12am-6pm Public swim	27 8:30-9:30am Aerobics	28 10am-4pm Public Swim 4:30-6:30 Private Party 7-9pm Private Party	29 4:30-6:30 Private Party 7-9pm Private Party
30 12:30-2:30pm Private Party 3-5pm Private Party 5:30-7:30pm Private Party	31 POOL CLOSED	RATES				
		Aerobics \$2.00 Per Session	Family Night Per Person	Public Swim Per person	Private Party Rental- \$200.00 for 2 hour block- Must reserve in advance- subject to availability	

*** All hours are subject to change dependent on Staff/Management availability*****



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Discussion and any necessary action regarding sewer stoppages

Department: Public Works

Staff Contact: Cynthia Northrop

Title: City Manager

BACKGROUND INFORMATION:

The City's Wastewater infrastructure is aging; with an estimated 75% clay lines over 50 years old. Over the last several years the city has had an inconsistent approach to addressing sewer stoppages including assuming private property owner's liability for sewer stoppages. This has created a culture of using city resources to trouble-shoot sewer stoppages instead of the property owner first calling a plumber to confirm their service line/lateral line is clear before calling the city to the main.

Sewer Stoppages	Number	Estimated Cost Impact	Repairs
9.12.2022 - current	60	\$30,000*	
2022	98	\$49,000*	
In-house (\$2K per occurrence – 2X per month/12)			\$48,000**
Outsource (\$3K per occurrence – 2X per month/12)			\$72,000**
Estimated annual impact			\$97K - \$121K

*Estimate avg cost per occurrence - \$500 (clearing main and/or clearing from clean-out to the main).

**Factor in estimated avg. of digging, camera, equipment, fuel, repairs) per occurrence:

In-house - \$2000 (2X per month/12=\$48,000 - *Outsource* - \$3000 (2X per month/12=72,000)

Our ordinances are silent on this issue, though our cost structure for sewer taps implies the homeowner is responsible for their service line/lateral lines. Most cities also assume property owners are financially responsible for maintenance of their service lines to the main.

However, there are some common options used by cities on how the work is handled and cost is assessed:

1. City crews
2. City contracts out requiring licensed plumber and city inspects

Possible options for covering the cost:

1. Assess individual property owner based on cost
2. Assess a surcharge to all system users. Adding a \$5 surcharge to every user would generate approximately \$132K (2200 accounts X \$5=\$11K X 12 months = \$132K).

At the last commission meeting held on March 28th Ordinance 2023-07 was approved requiring residents to require clean-outs at the curb. This, however, did not address how these repair costs will be assessed.

It is important to remember that the entire water/wastewater system is an enterprise fund where charges for service should cover the cost of operations, maintenance and necessary and required improvements.

Dependent upon Mayor/Commissioner directive, staff will develop appropriate policy on process.

FINANCIAL IMPACT:

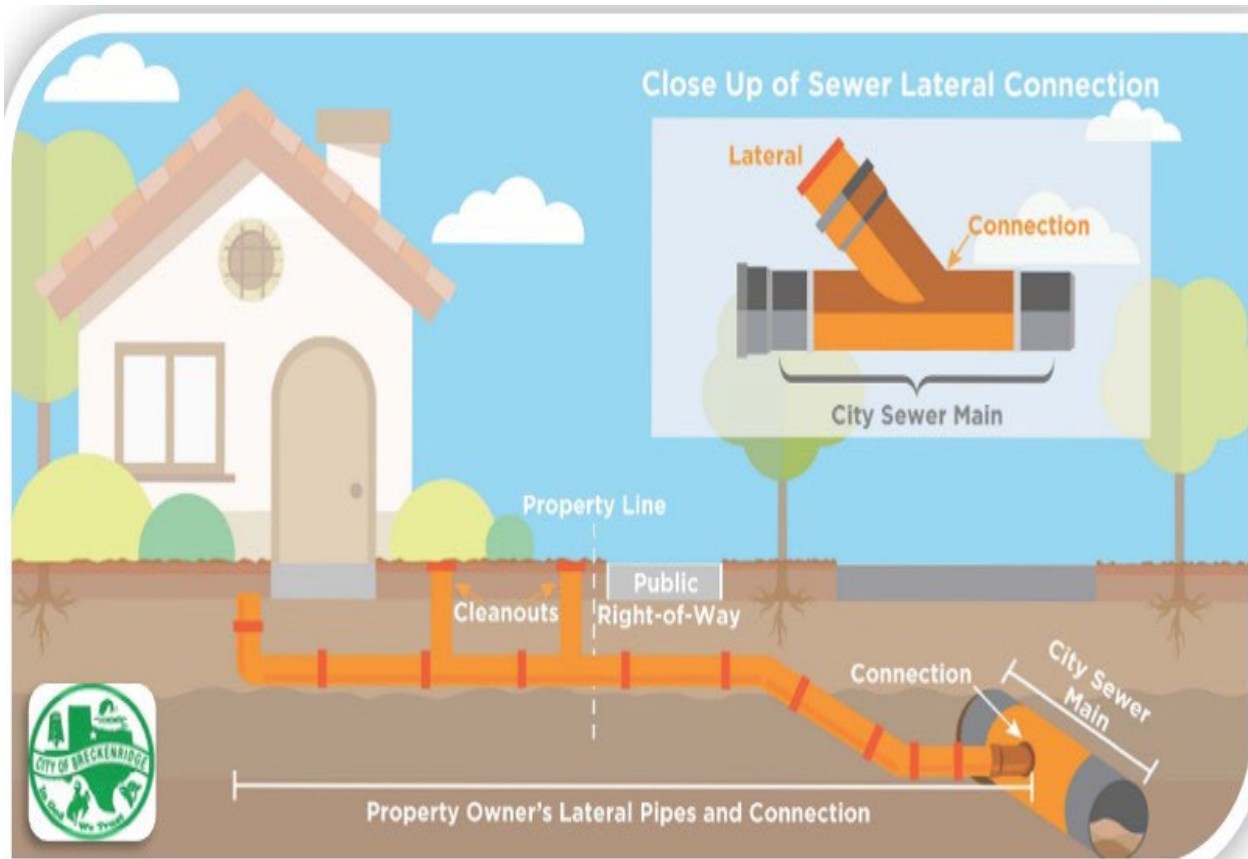
A conservative estimated cost impact is \$97K-\$121K annually

STAFF RECOMMENDATION:



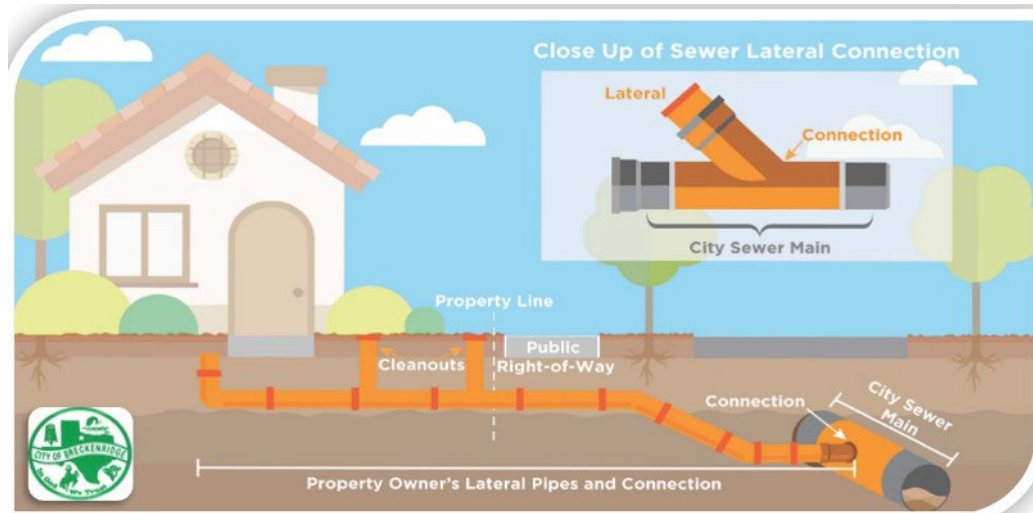
Sewer Stoppages: Who is Responsible?

BACKGROUND



After issue surfaced, began research:

- *Ordinances*
- *Met w/former employees*
- *Met w/ area plumbers*
- *Consulted with Engineers, Attorney*
- *Consulted with other cities*



(9) Auxiliary pump--A secondary or supplementary pump that is available for use as needed.

(10) Biotower--A biological filtration system that involves biological film on a plastic media that reduces the biochemical oxygen demand of the effluent.

(11) Building lateral--A pipe that conveys raw wastewater and connects the plumbing of a structure to a collection system pipe. For an alternative collection system, a pipe that conveys raw wastewater and connects the plumbing of a structure to an on-site component (e.g., grinder pump, vacuum valve pit, septic tank effluent pump). A building lateral is not a part of a collection system.

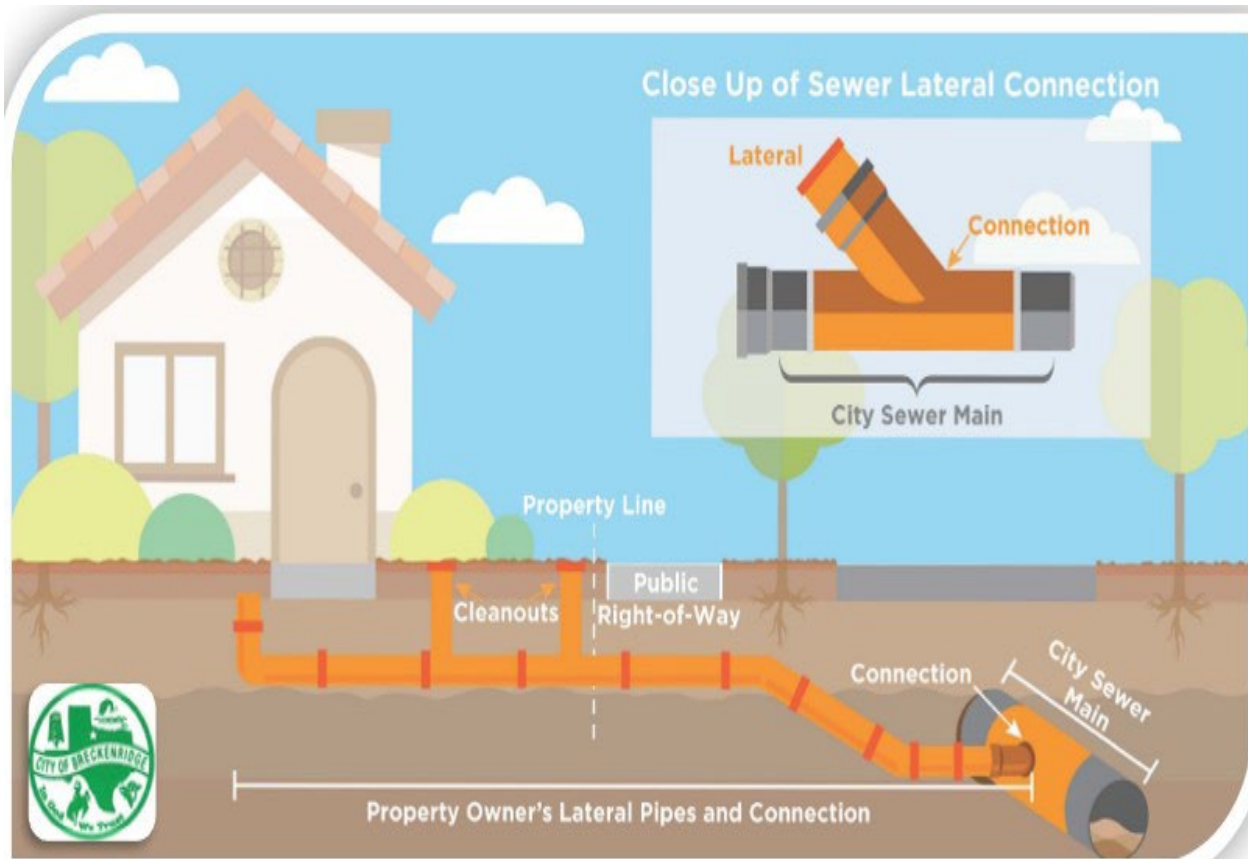
(12) Bypass--The intentional diversion of a waste stream from any portion of a wastewater treatment facility or collection system.

(13) Collection system--Pipes, conduits, lift stations, force mains, and all other constructions, devices, and appurtenant appliances used to transport domestic wastewater to a wastewater treatment facility.

CHALLENGE: WHO IS RESPONSIBLE?

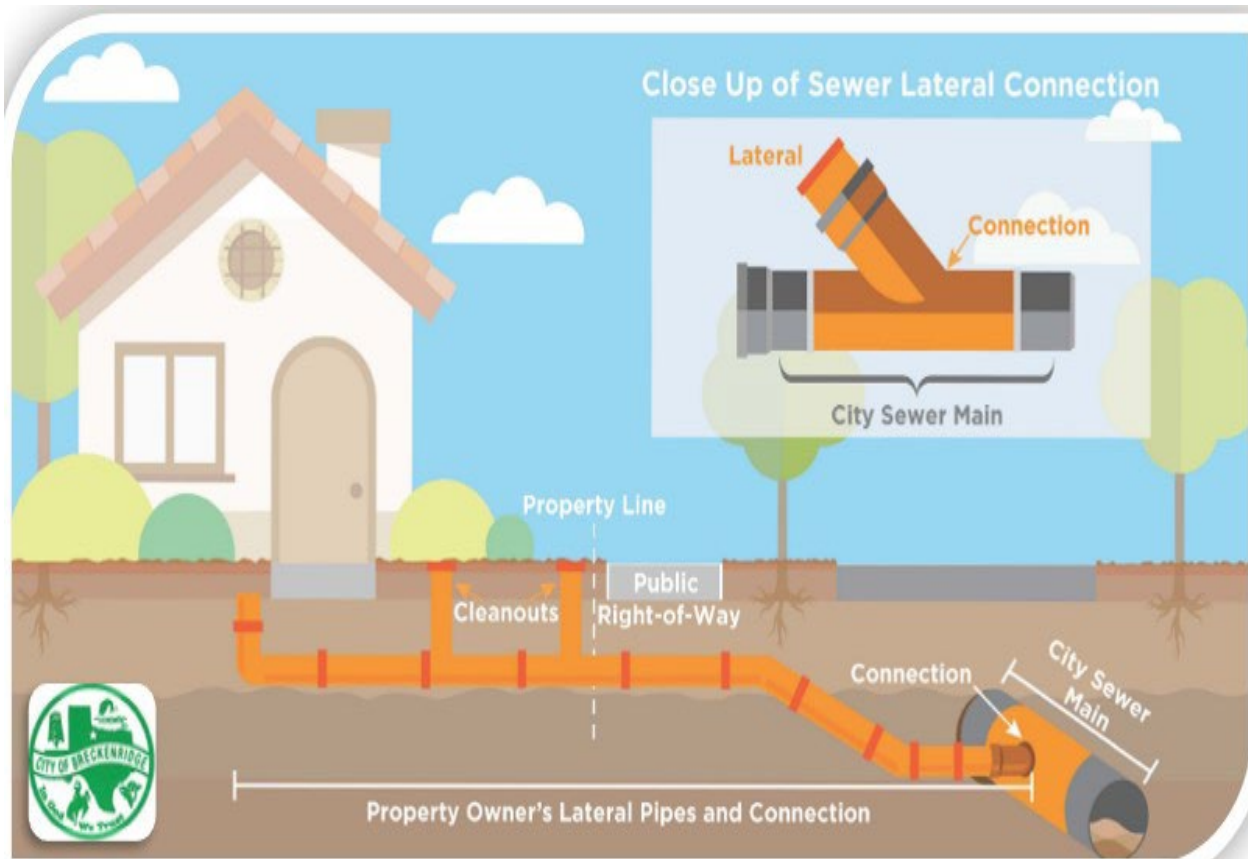
TCEQ's definitions on Design Criteria for Domestic Wastewater Systems

CHALLENGE: WHO IS RESPONSIBLE?



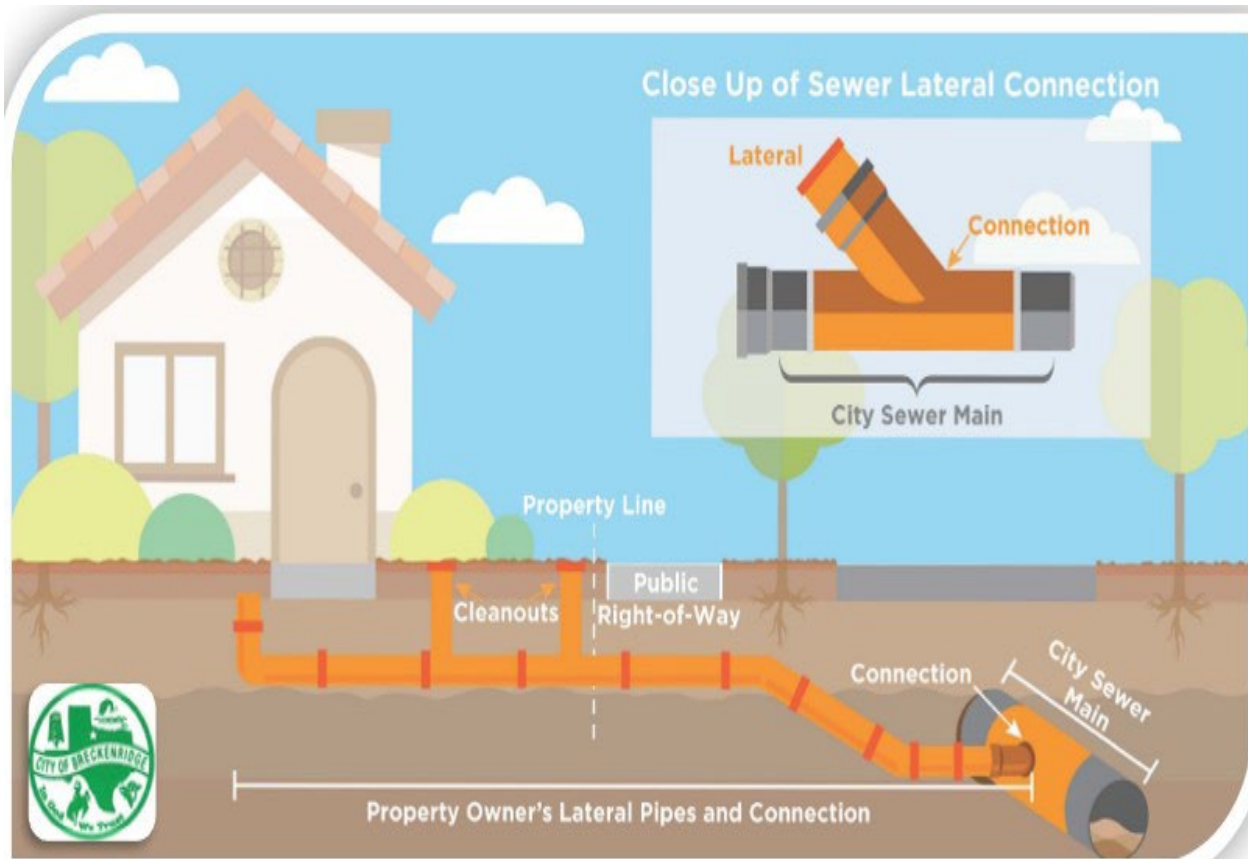
- Ordinance is silent
- Schedule of Fee structure indicates property owner
- Inconsistent application
- City has been assuming private property owner's liability

PROPOSED RESOLUTION



- Update Ordinance to clarify responsibility
- Adopt best and common practice adopted by most municipalities
- Allow City to invest in system-wide collection improvements that benefit all – treating all property owners the same
- Consistent, clear application

PROPOSED RESOLUTION



Options for covering the cost:

- Assess individual property owner based on cost
- Assess a surcharge to all system users. Adding a **\$5 surcharge to every user** would generate approximately \$132K (2200 accounts X \$5=\$11K X 12 months = \$132K).



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Discussion and any necessary action regarding recommendation of project acceptance regarding the Prison Lift Station.

Department: Administration

Staff Contact: Cynthia Northrop

Title: City Manager

BACKGROUND INFORMATION:

On June 7, 2022, City Commissioner's awarded bid for the Prison Lift Station project to Dowtech Specialty Contractors. The current prison lift station has been in service since 1993 and is a self-priming pump. The project was necessary due to the age and increased maintenance. The project retrofits Lift Station 4 (Prison) from a self-priming pump configuration to a submersible pump configuration, including all necessary piping and value modification, making it easier to service and maintain.

Engineers EHT have provided that to the best of their knowledge, information, and believe, the project is complete in accordance with the approved Contract Documents, Drawings, Technical specifications, and Change orders.

The date of substantial completion was February 13, 2023.

STAFF RECOMMENDATION:

Approve final project acceptance and release of retainage funds.



April 5, 2023

City of Breckenridge
105 N. Rose Avenue
Breckenridge, Texas 76424
Attn: Cynthia Northrop; City Manager

**Re: Lift Station 4 Rehabilitation 1
City of Breckenridge
Recommendation of Project Acceptance**

Dear Cynthia:

To the best of my knowledge, information, and belief, the referenced project is complete in accordance with the approved Contract Documents, Drawings, Technical Specifications, and Change Orders. The date of substantial completion was February 13, 2023. The Contractor warrants the work for a period of 1 year from the date of Substantial Completion. The Contractor has provided the closeout documents outlined in the Contract Documents.

In accordance with the Contract Documents, final project acceptance and release of retainage funds is recommended at this time.

Sincerely,

Enrotec / Hibbs & Todd, Inc.

Leroy Arce, PE

LA/jd

Attachments: Closeout Documents Provided by Contractor

c: Diane Latham, City of Breckenridge
Sage Diller, eHT
Project File: 8170

P:\Projects\Breckenridge, City of\8170 ARPA General Engineering Services\Task No. 2 Prison Lift Station Rehab\6. Construction Phase\Close-out Documents\8170 Project Acceptance Letter.doc



BRECKENRIDGE CITY COMMISSION AGENDA SUMMARY FORM

Subject: Discussion and any necessary action regarding approval of ordinance 2023-05 repealing and replacing Ordinance 2023-01 establishing a general fee schedule for the City of Breckenridge. *(Second Reading)*

Department: Administration

Staff Contact: Cynthia Northrop

Title: City Manager

BACKGROUND INFORMATION:

This update will include a few various fees that were inadvertently left off (plumbing, gas, mechanical permits) in the recent update and will include the addition of contractor registration fee and an increase to gaming machine fees.

FINANCIAL IMPACT:

NA

STAFF Recommendation:

Approve Schedule of Fee Ordinance updates

ORDINANCE NO. 2023-05

AN ORDINANCE OF THE CITY OF BRECKENRIDGE, TEXAS, REPEALING AND REPLACING ORDINANCE NO. 2023-01; ESTABLISHING A GENERAL FEE SCHEDULE FOR THE CITY OF BRECKENRIDGE; INCLUDING REVISED RATES FOR CERTAIN PERMITS; ADDING A CONTRACTOR REGISTRATION FEE; PROVIDING AN OPEN MEETINGS CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Breckenridge desires to provide a single and convenient location for a list of all fees charged by the City of Breckenridge; and

WHEREAS, the City Commission hereby authorizes amendments to the fee schedule by minute order of the City Commission.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BRECKENRIDGE, TEXAS:

- I. Repeal. Ordinance No. 2023-01 adopted on February 7, 2023, is hereby repealed. All other ordinances or parts of ordinances in conflict herewith shall be and are hereby repealed to the extent of such conflict.
- II. Enactment. Ordinance No. 2023-00 shall be the Fee Schedule Ordinance of the City of Breckenridge and shall establish all fees under the Breckenridge Code of Ordinances.

Fee Schedule of the City of Breckenridge, Texas Effective April 12, 2023

I. Chapter 3 - Parks, playgrounds, etc.

(A) Non Profit Organization

Non Profit Organizations may request the rental fee be waived for the facility; however, the deposit shall be required.

(B) Park Pavilion and Trade Barn Rental (Sec. 3.20)

- (1) Daily Rental Fee \$50.00
- (2) A deposit not to exceed \$100.00 shall be charged with said deposit being returned to the renter upon leaving the facilities in an appropriate condition, to include but not be limited to all trash picked up, lights turned off, doors locked and restrooms satisfactorily cleaned.

(C) City Pool Per Session Fee (Sec. 3.20)

- (1) Individual, ages 4 years old and up \$3.00
- (2) Individual, ages 3 years old and under free
- (3) Child care facility with prior approval from Public Services Director \$2.00

(D) Pool Party Rates (Sec. 3.20)

- (1) 2-hour (minimum) rental available on Saturdays only. Maximum 150 people. \$250.00
- (2) A \$50.00 deposit is required and refundable if the pool area is left clean.

II. Chapter 4 - Animals and Fowl

- (A) Permit for Selling, Grooming, Breeding, or Boarding of Dogs (Sec. 4-14): \$75.00 per year

- (B) Dog License Fee (Sec. 4-20): \$10.00 per year

*The Dog License Fee may be waived by the Animal Services Supervisor in the interest of animal care.

- (C) Impoundment Fees (Sec. 4-31):
- (1) Impounded dog, cat, or fowl:
 - (a) Pound Fee: \$15.00 per animal or fowl
 - (b) Board Fee: \$10.00 per 24-hour period or part thereof
 - (c) Impounded dog without City License: \$25.00
 - (d) The cost of any vaccinations or veterinary care provided to the animal while impounded: \$25.00 Minimum
 - (2) All other impounded animals:
 - (a) Pound Fee: \$20.00 per animal
 - (b) Board Fee: \$15.00 per 24-hour period or part thereof
 - (c) The cost of any vaccinations or veterinary care provided to the animal while impounded: \$25.00 Minimum
- (D) Dangerous Dog Registration Fee (Sec 4-40): \$50.00 per year

III. Chapter 5 - Buildings and Structures

- (A) Building Permits (Sec. 5-3):
- (1) New Construction: \$50.00 plus \$0.05 per square foot
 - (2) Remodel - Residential: \$50.00
 - (3) Remodel - Commercial: \$50.00 plus \$0.05 per square foot
 - (4) Sign, Fence, and Window: \$40.00
- (B) Demolition Permits (Sec. 5-4): \$100.00 plus insurance
- (C) Electrical Permits (Sec. 5-37):
- (1) Residential: \$50.00
 - (2) Commercial: \$50.00 plus \$0.05 per square foot
 - (3) Re-inspection Fee: \$50.00 per trip
 - (4) Meter Upgrade: \$75.00
- (D) Permit to Move Building (Sec. 5-51): \$50.00
- (E) Plumbing Permits and Inspections (Sec. 5-60.1):
- (1) Residential: \$50.00
 - (2) Commercial: \$50.00 plus \$0.05 per square foot
 - (3) Re-inspection Fee: \$25.00 per trip
 - (4) Inspections outside of normal business hours: \$75.00
 - (5) Inspections - no fee is specifically indicated: \$20.00 per hour (1/2 hour minimum)
 - (6) Additional plan review required by changes, additions, or revisions to approved plans: \$40.00 per hour (1/2 hour minimum)
- (F) Gas Permits and Inspections (Sec. 5-61.1):
- (1) Permit: \$50.00
 - (2) Re-inspection Fee: \$50.00 per trip
 - (3) Inspections outside of normal business hours: \$75.00
- (G) Mechanical Permits and Inspections (Sec. 5-100):
 *For installation of heating, ventilating, refrigeration, or air conditioning systems
- (1) Residential: \$50.00
 - (2) Commercial: \$50.00 plus \$0.05 per square foot
 - (3) Re-inspection Fee: \$25.00 per trip
- (H) Contractor Registration (Sec. 5-112): \$48.00

IV. Chapter 9 - Fire Protection and Prevention

- (A) Fire Sprinkler Permits (Sec. 9-9): \$40.00

V. Chapter 10 - Garbage, Trash, Weeds and Other Wastes

(A) Administrative Sanitation Fee: \$5.00

(B) Trash Rate Codes:

(RI = Residential Inside City Limits, CI = Commercial Inside City Limits, RO = Residential Outside City Limits, CO = Commercial Outside City Limits)

T1 - RI	1 Poly Cart	\$ 16.25
T2 - RI	2 Poly Carts	\$ 24.35
T3 - RI	3 Poly Carts	\$ 32.50
T7 - RO	1 Poly Cart	\$ 16.25
T8 - RO	2 Poly Carts	\$ 24.35
T9 - RO	3 Poly Carts	\$ 32.50
T13-CI at RI rate	1 Poly Cart	\$ 16.25
T25	1 Poly Cart Delivery/Removal	\$28.00 per occur.
Lockbar Rental		\$13 per occur
Lockbar Installation		\$93.00 per occur.

(C) Convenience Station - Disposal Fee (Sec. 10-40):

(1) Citizens show their utility bill permitted 1 free dump each month

CITY OF BRECKENRIDGE CONVENIENCE STATION RULES AND FEES TO BE CHARGED

08/03/2018

MATERIAL PUT IN ROLL-OFFS
ITEMS ACCEPTED = NORMAL HOUSEHOLD TRASH
ATTENDANT MAY ADJUST FEES BASED ON SIZE OF LOAD
\$18.00 MINIMUM FEE
\$45.00 5-6' BED P/U LEVEL FULL
\$55.00 5-6' BED P/U ROUNDED UP
\$65.00 8' BED P/U LEVEL FULL
\$75.00 8' BED P/U ROUNDED UP
\$140.00 16' TRAILER
\$175.00 20' OR LARGER TRAILER
ALL ITEMS MUST BE PUT IN ROLL-OFF NOT ON GROUND
MATERIAL PUT IN SMALL DUMPSTERS
ITEMS ACCEPTED = NORMAL HOUSEHOLD TRASH/ BAGGED TRASH
ATTENDANT MAY ADJUST FEES BASED ON SIZE OF LOAD
\$8.00 MINIMUM
\$20.00 5-6' BED P/U LEVEL FULL
\$30.00 5-6' BED P/U ROUNDED UP
\$30.00 8' BED P/U LEVEL FULL
\$50.00 8' BED P/U ROUNDED UP
TRAILER - ATTENDANT WILL DETERMINE FEE
ALL ITEMS MUST BE PUT IN ROLL-OFF NOT ON GROUND
RECYCLE BINS-CARDBOARD BOXES MUST BE BROKEN DOWN
ITEMS NOT ACCEPTED
APPLIANCES WITH FREON
PAINT-PAINT THINNER
CHEMICALS OF ANY KIND
TIRES
BATTERIES
VEHICLE PARTS
STONE OR CONCRETE
CONSTRUCTION MATERIAL
LUMBER MUST BE CUT INTO SHORT LENGTHS 4' OR LESS
PALLETS

VI. Chapter 13 - Occupational Licenses and Regulations

(A)	<u>Permit Fee for Shows, Circuses, etc.</u> (Sec. 13-3):	\$50.00 per day
(B)	<u>Peddler License Fees</u> (Sec. 13-65):	
	(1) Peddler or Solicitor:	
	(a) Application Fee:	\$50.00
	(b) License Fee:	\$50.00
	(2) Itinerant Vendor:	
	(a) License Fee:	\$250.00
	(3) Canvasser:	
	(a) Application Fee:	None
	(b) License Fee:	None
	(4) Mobile Food Vendor:	
	(a) Application Fee:	\$50.00
(C)	<u>Gaming Machine Fees</u> (Article VI):	
	(1) Permit Fee:	\$1,000.00
	(2) Occupations Tax (per machine):	\$15.00

VII. Chapter 14 - Offenses and Miscellaneous Provisions

(A)	<u>Sport Shooting Range Application Fee</u> (Sec. 14-2):	\$25.00
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VIII. Chapter 16 - Cemetery

(A)	<u>Costs</u> (Sec. 16-10)		
	(1)	Administration Fee	N/A
	(2)	Section A	
		Plot - Upright Head / Foot Stone	\$ 1,000.00
		Plot - Flat Head / Foot Stone	\$ 800.00
		Urn	\$ 150.00
	(3)	Section B	
		Plot - Upright Head / Foot Stone	\$ 1,200.00
		Plot - Flat Head / Foot Stone	\$ 1,000.00
		Urn	\$ 150.00
	(4)	Section C	
		Plot - Upright Head / Foot Stone	\$ 1,000.00
		Plot - Flat Head / Foot Stone	\$ 800.00
		Urn	\$ 150.00
	(5)	Section J	
		Plot - Upright Head / Foot Stone	\$ 800.00
		Plot - Flat Head / Foot Stone	\$ 400.00
		Urn	\$ 150.00
	(6)	Section K	
		Plot - Upright Head / Foot Stone	\$ 600.00
		Plot - Flat Head / Foot Stone	\$ 300.00
		Urn	\$ 150.00
	(7)	Baby Land	
		Plot - Flat Head / Foot Stone	\$ 50.00
	(8)	Columbarium	
		Niches	\$ 400.00
			\$125.00

IX. Chapter 17 - Streets and Sidewalks

(A)	<u>Permit for Network Nodes</u> (Sec. 17-77):	\$500.00 for up to 5 Nodes* \$250.00 each Node after 5*
(B)	<u>Permit for Node Support Poles</u> (Sec. 17-77):	\$1,000.00*

**These fees shall only be changed pursuant to Chapter 284 of the Texas Local Government Code.*

- (C) Public Right-of-Way Fees (Sec. 17-78):
- | | | |
|-----|-----------------------|--|
| (1) | Transport Facilities: | \$28.00 per Node in Right-of-Way per month** |
| (2) | Network Nodes: | \$250.00 per Node per year** |
| (3) | Use of Service Poles: | \$20.00 per Pole utilized, per year** |

***These fees may be increased annually by an amount equal to one-half of the annual change in the consumer price index, as per Section 284.054 of the Texas Local Government Code. Any other changes shall only be made pursuant to Chapter 284 of the Texas Local Government Code.*

X. Chapter 21 - Water and Sewers

(A) Water Taps (Sec. 21-1):

(1)	3/4-inch water tap only	\$ 1,250.00
(2)	3/4-inch water tap and pavement repair	\$ 1,750.00
(3)	3/4-inch water tap, bore and pavement repair	\$ 2,575.00
(4)	1-inch water tap only	\$ 1,450.00
(5)	1-inch water tap and pavement repair	\$ 1,950.00
(6)	1-inch water tap, bore and pavement repair	\$ 2,775.00
(7)	1 1/2-inch water tap only	\$ 1,650.00
(8)	1 1/2-inch water tap and pavement repair	\$ 2,150.00
(9)	1 1/2-inch water tap, bore and pavement repair	\$ 2,975.00
(10)	2-inch water tap only	\$ 1,850.00
(11)	2-inch water tap and pavement repair	\$ 2,350.00
(12)	2-inch water tap, bore and pavement repair	\$ 3,175.00

(B) Meter Sets (Sec. 21-1):

(1)	3/4-inch meter set	\$ 270.00
(2)	3/4-inch meter set outside city limits	\$ 540.00
(3)	1-inch meter set	\$ 410.00
(4)	1-inch meter set outside city limits	\$ 820.00
(5)	1.5- inch meter set	inside city limits: \$1610.00.... Outside: \$3220.00
(6)	2-inch meter set	\$ 1,655.00
(7)	2-inch meter set outside city limits	\$ 3,310.00

(C) Sewer Taps (Sec. 21-1):

(1)	4-inch sewer tap only	\$ 1,630.00
(2)	4-inch sewer tap and pavement repair	\$ 1,980.00
(3)	4-inch sewer tap, bore and pavement repair	\$ 3,600.00
(4)	Sewer services larger than four inch require connection to an existing or installed manhole and shall be contracted and paid for by the requester.	

ROCK CLAUSE: *the extra cost for excavation of rock shall be in addition to the fees associated above with the Water and Sewer Taps.*

(D) Minimum Security Deposit (Sec. 21-11):

- | | | |
|--|--|----------|
| (1) | Customers in good standing: | \$220.00 |
| <i>At least two times the minimum rate for single-family residential homes within the City limits.</i> | | |
| (2) | Customers with 2 or more disconnects within a 12 month period: | \$440.00 |
| (3) | If, in the judgement of the Finance Director, the minimum security deposit shall be insufficient to insure the city against loss due to nonpayment of a final bill as a result of a customer's use of water above the normal use or based on | |

the payment history, then such customer shall be required to make a deposit in an amount which in the judgement of the Finance Director will be sufficient to insure the city against loss due to nonpayment of final bill.

(E) Extensions & Pay Arrangements (Sec. 21-11):

- (1) Payment Extensions: ONLY Two (2) extensions of a maximum of ten (10) calendar days will be permitted on each account within a calendar year.
- (2) Payment Arrangements: At the discretion of the Finance Director or her/his designee, payment arrangements will be considered on a case by case basis. Account holder must come in to complete an application for the Finance Director's review, approval and conditions of arrangement fully explained and signed off by the account holder.
- (3) Residential customers may request a temporary exemption of late charges once within a calendar year if they have a satisfactory 12-month history of on-time payments for utilities with the City.

(F) Water Rate Schedule (Sec. 21-12):

	<i>Inside City Limits</i>	<i>Outside City Limits</i>
(1) <i>Residential Single Family:</i>		
First 2,000 gallons (minimum):	\$42.00	\$64.00
Next 3,000 gallons, per thousand:	\$7.05	\$10.90
Next 5,000 gallons, per thousand:	\$7.50	\$11.55
Next 10,000 gallons, per thousand:	\$8.75	\$13.40
Over 20,000 gallons, per thousand:	\$10.00	\$15.35
(2) <i>Commercial and Apartments:</i>		
First 2,000 gallons (minimum):	\$52.00	\$79.90
Next 3,000 gallons, per thousand:	\$7.05	\$10.90
Next 5,000 gallons, per thousand:	\$7.50	\$11.55
Next 10,000 gallons, per thousand:	\$8.75	\$13.40
Over 20,000 gallons, per thousand:	\$10.00	\$15.35
(3) Add \$5.40 or \$10.80 to the minimum charge for each additional family, apartment or house over two (2) allowed for \$49.50 or \$74.25 minimum that is connected to the same meter .		
(4) <i>Texas Department of Criminal Justice - Walker Sayle Unit:</i>		
per one thousand gallons:		\$8.60
(5) <i>High Mesa Water Company:</i>		
First 2,000 gallons (minimum):		\$45.50
2,001 gallons and over, per one thousand gallons:		\$6.00
(6) <i>Stephens Regional Special Utility District:</i>		
per one thousand gallons:		\$6.00
(7) <i>Plant Water:</i>		
treated per one thousand gallons:		\$25.00
raw per one thousand gallons:		\$18.00
(8) <i>Meter Access:</i>		
Meter Reader unable to access meter to get reading due to customer parking over meter or any blocking meter access in any way.		\$25.00
(G) <u>Delinquent Account Fees (Sec. 21-15):</u>		
(1) Late Payment Fee:		\$25.00
(2) Reconnection Fee:		
(a) During normal operating hours:		\$25.00

	(b) After hours:		\$50.00
(H)	<u>Rereads (Sec. 21-16):</u>		\$10.00*
(I)	<u>Temporary Disconnection of Service (Sec. 21-17):</u>		
	(1) Disconnection during normal operating hours:		\$25.00
	(2) Disconnection after hours:		\$50.00
	(3) Meter Tampering**		\$100.00
(J)	<u>Connection and Transfer Fees (Sec. 21-19):</u>		
	(1) Connection Fee:		
	(a) During normal operating hours:		\$25.00
	(b) After hours:		\$50.00
	(2) Transfer Fee:		
	(a) During normal operating hours:		\$25.00
	(b) After hours:		\$50.00
(K)	Return Check Fee (non-sufficient fund charge)		\$25.00
(L)	<u>Sewer Service Charges (Sec. 21-44):</u>		
		<i>Inside City Limits</i>	<i>Outside City Limits</i>
	(1) <i>Residential Single Family:</i>		
	First 5,000 gallons (minimum):	\$45.00	\$71.25
	Over 5,000 gallons, per thousand:	\$4.50	\$7.10
	Maximum monthly charge:	\$93.75	\$140.60
	(2) <i>All other use:</i>		
	First 5,000 gallons (minimum):	\$49.50	\$78.40
	Over 5,000 gallons, per thousand:	\$6.00	\$9.50
2	Maximum monthly charge:	\$500.00	\$750.00
	(3) <i>* Sewer Irrigation Credit:</i>		
	Residential Single Family:	\$30.00	\$60.00
	All other use:	\$105.00	\$210.00
	(4) <i>Texas Department of Criminal Justice - Walker Sayle Unit:</i>		
	per thousand gallons of water, or portion thereof, used monthly:		\$5.05
	(5) If a customer installs a separate irrigation meter to provide for the separate metering of irrigation water they may request to be charged for water use only and not to be charged for sewer services.		
(M)	<u>Reconnection Fee (Sec. 21-44):</u>		
	(1) Reconnection during normal operating hours:		\$25.00
	(2) Reconnection after hours:		\$50.00

*** Sewer Irrigation Credit must be requested by the customer each month qualified.**

**** Meter Tampering / Theft of Services:**

In an effort to deter losses in water revenue, service calls and meter repair, any detected water meter tampering will be reported to the police, investigated, and charges filed. Tampering with a water meter is a Class A misdemeanor in Texas and punishable by a fine not to exceed \$4000, confinement in jail for a term not to exceed 1 year, or both. Individuals responsible for tampering may also incur civil liability and additional fees. Anyone who reconnects water service in any way after the city has disconnected the water for nonpayment of delinquent bill. In addition to the amount of the delinquent bill, the reconnect fee, meter tampering fee and any damages shall be paid before water service will be reconnected. Any tampering with meter will result in meter removal and a tampering fee of \$100. Any account charged with tampering fee is required an additional \$300 deposit.

(N)	<u>Penalties for Violations relating to Grease Traps/Interceptors (Sec. 21.93):</u>	
	(1) Blockage Caused by a Generator:	
	(a) First Violation:	\$400.00

	(b) Second Violation (within 2 years of 1st):	\$500.00
	(c) Third Violation (within 2 years of 1st or 2nd):	\$750.00
	(d) Repeat Offenders (in addition to penalty (a), (b), or (c)):	\$250.00
(2)	General Violations:	
	(a) First Violation:	Written Warning
	(b) Second Violation (within 2 years of warning):	\$400.00
	(c) Third Violation (within 2 years of warning):	\$500.00
	(d) Fourth Violation (within 2 years of warning):	\$750.00
	(e) Repeat Offenders (in addition to penalty (b), (c) or (d)):	\$250.00

XI. Chapter 22 - Zoning

(A)	<u>Permits Related to Zoning (Sec. 22-8):</u>	
(1)	Mobile Home Permits:	\$75.00
(2)	Certificate of Occupancy (on commercial application):	\$75.00
(3)	Locating Portable Building:	\$50.00
(4)	Zoning:	\$400.00
(5)	Preliminary Plat:	\$500.00
(6)	Final Plat:	\$400.00
(7)	Replat:	\$400.00
(8)	Variance Request:	\$200.00

III. Open Meetings.

It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Texas Local Government Code.

IV. Effective Date.

This ordinance shall take effect immediately upon its adoption by the City Commission.

The above and foregoing ordinance was duly proposed, read in full, and adopted upon first reading on March 7, 2023 at a regular meeting of the City Commission.

The above and foregoing ordinance was read and finally adopted upon second reading on April 11, 2023 at a regular meeting of the City Commission.

Bob Sims, Mayor

ATTEST:

Jessica Sutter, City Secretary

SEAL