

Item #12

RESOLUTION NO. 2023-03-502

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SMITHVILLE, TEXAS, AUTHORIZING APPROVAL OF THE BUILDING CONTRACTOR AWARD FOR THE HOME PROGRAM THROUGH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS.

WHEREAS, the City of Smithville advertised for bids in accordance with all state and federal procurement laws; and

WHEREAS, the bid opening for the HOME PROGRAM was held on February 16, 2023 at 9:00 AM;

WHEREAS, Four (4) homes were included in the bid;

WHEREAS, One (1) bid was received by the city;

WHEREAS, the City Council approves the bid for the following homes:

- 203 Cleveland-Homeowners Jorge and Martha Neave- Base Bid \$150,000.00
- 203 Washington- Homeowner Maria Sanchez- Base Bid \$148,200.00
- 611 Gazley- Homeowner Barbara Hurd- Base bid \$148,200.00
- 415 Gazley-Homeowner Lillian Goodwin- Base Bid \$148,200.00

The total base bid for all homes combined is 594,600.00. Alternate bid items, if any, will be chosen at a later date. The bids came in at or under what The TDHCA allowance is.

The City does have a match per each home which consists of waived permit fees/ Roll Off/ cash contribution. The home at 203 Cleveland has a total match of \$6000.00 and the other 3 homes each have a match of \$5928.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SMITHVILLE, TEXAS;

The City of Smithville awards the construction of Four (4) homes to the lowest, best bid of RM Quality Construction, LLC dba Randy Malouf Builder.

Passed and approved this 13th day of March 2023.

Sharon Foerster, Mayor

Attest:

Jennifer Lynch, City Secretary



*** New address 9017 W. State HWY 29, Ste 206, Liberty Hill, Texas 78642

Cell: 512.696.4056 Office: 512.452.0432

CMSinc.com / [Facebook](https://www.facebook.com/CMSinc) / [LinkedIn](https://www.linkedin.com/company/CMSinc) RMLO#1209925

02/17/2023

City of Smithville
317 Main Street
Smithville, TX 78957

Subject: HOME Program Construction Award
To: Smithville City Council

The following homes went out to bid and the bid opening was held on February 16 at 9:00 A.M. 2023.

- 203 Cleveland-Homeowners Jorge and Martha Neave- Base Bid \$150,000.00
- 203 Washington- Homeowner Maria Sanchez- Base Bid \$148,200.00
- 611 Gazley- Homeowner Barbara Hurd- Base bid \$148,200.00
- 415 Gazley-Homeowner Lillian Goodwin- Base Bid \$148,200.00

One (1) bid were received from RM Quality Construction, LLC (dba Randy Malouf Builder). RM Quality Construction is a builder that has built hundreds of our HOME Program houses and has also built HOME Program houses previously in the City of Smithville.

RM Quality Construction is the lowest most responsive base bid for these homes.

- In accordance with TDHCA rules, the city went out for bid on construction for the homes listed above. The ad ran two weeks in a row. A bid opening was scheduled for February 16, 2023 at 9:00 A.M. One (1) bid was received. Please find attached the bid tab sheet. RM Quality Constructions base bid for these

homes came in at or under the amount that was available thru funds from TDHCA and City match money.

- Recommendation: Langford Community Management Services recommends that the City of Smithville award the construction contract for Four (4) homes listed above to RM Quality Construction, LLC dba Randy Malouf Builder. The bid package states that the award should go to the company who has the lowest responsive base bid. RM Quality Construction was the lowest responsive base bid for this project. RM Quality Construction has built many of our home program houses over the years and have the required Insurance necessary, photos of previous work, references and financial capabilities. Langford Community Management services have previously worked with RM Quality Construction and found their work to be done in a timely fashion and the complete build out was to everyone's satisfaction.

Please see the following attachments: 1. Resolution awarding construction bid to RM Quality Construction LLC dba Randy Malouf Builder. 2. Bid tab from bid opening and bid proposal from RM Quality Construction. The winning base bid is to RM Quality Construction with a total combined base bid \$594,600.00 for all 4 homes combined. Alternates may be selected at a later date.

Sincerely,

A handwritten signature in blue ink that reads "Karen Walker". The signature is fluid and cursive, with a long horizontal line extending from the end.

Karen Walker, Langford Community Management Services, Home Program Grant Administrator

City of Smithville - HOME Project - 1001925

1003214

February 16, 2023 at 9:00 AM

BIDDER	Base Bid (3 bedroom home)				Totals
	203 Washington Narrow Home Design		611 Gazley Narrow Home Design	415 Gazley Narrow Home Design	
	203 Cleveland				
RM QUALITY CONSTRUCTION DBA RANDY MALOUF					
Base Bid	\$150,000.00	\$148,200.00	\$148,200.00	\$148,200.00	\$594,600.00
ALT 1 (add) - Gutters	\$3,500.00	\$3,500.00	\$3,500.00	\$3,500.00	\$14,000.00
ALT 2 (add) Carport	\$18,000.00	\$18,000.00	\$18,000.00	\$18,000.00	\$72,000.00
Total With Alternates per Home	\$171,500.00	\$169,700.00	\$169,700.00	\$169,700.00	\$850,300.00
Base Bid	\$150,000.00	\$148,200.00	\$148,200.00	\$148,200.00	\$594,600.00

Bid Opening Attendees

Karen Walker
Robert Tamble
Jennifer Lynch

Certified By

Robert Tamble

Item #13

RESOLUTION NO. 2023-03-503

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SMITHVILLE, TEXAS, ENDORSING HB 2717 THAT HAS BEEN FILED IN THE TEXAS HOUSE OF REPRESENTATIVES THAT WOULD LIMIT TRAIN LENGTH, IN TEXAS, TO NO MORE THAN 8,500 FEET.

Whereas, long trains are more apt to block crossings, thus, severing (or cutting off) our community and delaying commute times; and

Whereas, blocked crossings result in longer first responder arrival times to critical, life-or-death emergency calls for help; and

Whereas, long trains slow the velocity of the National railroad system, thus adversely affecting this nation's supply chain; and

Whereas, long trains pose a greater likelihood of derailment, thus, threatening our city's communities and rail infrastructure; and

Whereas, long trains in excess of 8,500 feet increase the likelihood for communication failure for the crews operating the train, as well as the telemetry that ensures its integrity; and

Whereas, long trains are harder and more dangerous for rail crews to staff;

NOW, Therefore, be it resolved that the City of Smithville, Texas endorses HB 2717 that has been filed in the Texas House of Representatives that would limit train length, in Texas, to no more than 8,500 feet

Passed and approved this 13th day of March 2023.

Sharon Foerster, Mayor

Attest:

Jennifer Lynch, City Secretary

By: Hernandez

H.B. No. 2717

A BILL TO BE ENTITLED

AN ACT

relating to the maximum length of a train.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 112, Transportation Code,
is amended by adding Section 112.004 to read as follows:

Sec. 112.004. MAXIMUM LENGTH OF TRAIN. A railroad company
may not operate or permit to be operated on any part of a rail line
in this state a train that is 8,500 feet in length or longer.

SECTION 2. This Act takes effect September 1, 2023.

Item #14

RESOLUTION NO. 2023-03-504

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SMITHVILLE, TEXAS, ENCOURAGING THE TEXAS LEGISLATURE TO DIRECT STATE FUNDS TOWARD BROADBAND DEPLOYMENT TO ENSURE THAT ALL TEXANS HAVE THE CONNECTIVITY THEY NEED TO SUCCEED IN TODAY'S SOCIETY.

WHEREAS, high-speed internet access, or broadband, is essential in our increasingly digital world; and

WHEREAS, the County recognizes that broadband networks enhance economic, educational, and healthcare outcomes: and

WHEREAS, the County acknowledges that too many Texans [OR: 20% of our residents] still lack access to the broadband connections required to fully participate in and benefit from today's educational, professional, economic, and civic opportunities; and

WHEREAS, the County understands that building, maintaining and operating broadband networks is extremely expensive, especially in non-metro and hard-to-reach areas, and that closing the digital divide will require the public and private sectors working together; and

THEREFORE, BE IT RESOLVED, that the County encourages the Texas Legislature to direct state funds toward broadband deployment to ensure that all Texans have the connectivity they need to succeed in today's society.

Passed and approved this 13th day of March 2023.

Sharon Foerster, Mayor

Attest:

Jennifer Lynch, City Secretary

Item #15

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SMITHVILLE, TEXAS AMENDING ORDINANCE 9903-334, TO CORRECTLY INCLUDE THE ALLEY IN BLOCK 10, MOUNT PLEASANT ADDITION AS BEING CLOSED, VACATED, AND ABANDONED; AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED PERTAINING TO SUCH ALLEY; REPEALING CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Smithville, Texas (the "**City**") is a Texas general law municipality;

WHEREAS, Texas Transportation Code § 311.008 authorizes a general law municipality to vacate, abandon, or close a street or alley of the municipality if a petition signed by all the owners of real property abutting the street or alley is submitted to the governing body;

WHEREAS, in February and March of 1999, the Smithville City Council received petitions, attached as Exhibit A (the "**Petitions**"), from owners of the land abutting the following streets and alleys in the Mount Pleasant Subdivision, requesting that they be abandoned:

Requested by Robert and Sheila Tamble

Elm St. from 2nd Ave. to Union Pacific RR

1st Ave. from Hickory St. to Live Oak St.

Block 5 – all of the alley in Block 5

Block 11 – all of the alley in Block 11

Block 11 – Hickory St. from 1st Ave. to Union Pacific RR

Requested by Patsy Caldwell

All of the alleyway in Block 10

Block 10 – Elm St. from 2nd Ave. to 1st Ave.

Block 10 – 1st Ave. from Hickory St. to Elm St.;

WHEREAS, in response to the Petitions, the City Council passed Ordinance 9903-334 (the "**Original Ordinance**") on March 8, 1999, authorizing the closure of "all of the certain alley as noted in the Mt. Pleasant Addition" along with the specific streets and blocks requested by Robert and Sheila Tamble without specifying the release of the alleyway in Block 10, Elm St. from 2nd Ave. to 1st Ave. in Block 10, and 1st Ave. from Hickory St. to Elm St. requested by Patsy Caldwell (the "**Caldwell Streets**") and authorized the City Manager, Robert Miller, to execute and record that certain Quitclaim Deed recorded in Volume 975, Page 530, Official Public Records of Bastrop County (the "**Original Deed**"), the Ordinal Ordinance and Original Deed are included in the attached Exhibit A;

WHEREAS, the Original Deed released the streets and alleys described in the Original Ordinance to Robert and Sheila Tamble; however, the Original Deed did not release the Caldwell Streets to Patsy Caldwell;

WHEREAS, the City Council desires to amend the Original Ordinance to authorize the release of the Caldwell Streets, authorize the City Manager to execute a Quitclaim Deed releasing the Caldwell Streets to Patsy Caldwell, and finds as follows:

1. The Caldwell Streets are no longer essential to the safe and efficient flow of traffic in the area in which the Caldwell Streets are located.
2. Closing, vacating, and abandoning the Caldwell Streets serves the public purpose of relieving the public of any maintenance obligations of the Caldwell Streets.

WHEREAS, the City Council finds and determines that adoption of this Ordinance promotes the health, safety, and welfare of the public; and

WHEREAS, the City Council finds and determines that the meeting at which this Ordinance was passed was open to the public, that public notice of the time, place and purpose of said meeting was given as required by the Texas Open Meetings Act, Chapter 551, Texas Government Code;

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

1. **Findings of Fact.** The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.
2. **Enactment.** The City amends the Original Ordinance, to be effective on the date of the Original Ordinance, to include Section 1(A) between Section 1 and Section 2 of the Original Ordinance reading as follows:

Section 1(A) The City vacates, abandons, and closes the Caldwell Streets subject to the following:

- (1) All utility lines and facilities, including but not limited to water and wastewater lines, electric transmission and distribution lines, gas lines, and telecommunication lines, within the Caldwell Streets on the effective date of this Ordinance may remain in place and may continue to be used, repaired, enlarged, and maintained in the ordinary course of business.
- (2) Any person wanting removal of an existing utility facility must negotiate such removal with the relevant utility.
- (3) After the effective date of this Ordinance, no utility may add additional lines or facilities within the Caldwell Streets based on a claim that the Caldwell Streets are a public street right of way.
- (4) All existing drainage rights in the Caldwell Streets are retained by the City.

The City Council authorizes and directs the City Manager to execute a Street Closure Quitclaim Deed and to execute and deliver all documents and to do all other things conducive to reflect the amendment of the Original Ordinance and the vacation, abandonment, and closure of the Caldwell Streets.

3. **Repealer.** All ordinances, resolutions, or parts thereof, that are in conflict or are inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict or inconsistency, and the provisions of this Ordinance shall be and remain controlling as to the matter regulated herein.
4. **Severability.** Should any section, subsection, sentence, provision, clause or phrase be held to be invalid for any reason, such holding shall not render invalid any other section, subsection, sentence, provision, clause, or phrase of this ordinance and same are deemed severable for this purpose.
5. **Effective Date.** This Ordinance shall be effective as of the date of adoption.

PASSED, APPROVED AND ADOPTED THIS ____ DAY OF _____, 20__.

APPROVED:

Sharon Foerster, Mayor

ATTEST:

Jennifer Lynch, City Secretary

Bob Miller
P.O. Box 449
Smithville, TX 78957

February 23, 1999

REQUEST TO ABANDON EASEMENT

Mr. Miller:

We respectfully request the City of Smithville to abandon the following easements (streets) of the Mount Pleasant addition as recorded in Volume 960, Page 659, (previously recorded in Volume 51, Page 382) Deed Records - Bastrop County, Texas on January 29, 1999:


- Elm St. from 2nd Ave. to Union Pacific RR
- 1st Ave. from Hickory St. to Live Oak St.
- Block 5 - All of Alley in Block 5
- Block 11 - All of Alley in Block 11
- Block 11 - Hickory St. from 1st Ave. to Union Pacific RR

We understand that written consent for abandonment must be obtained from adjacent property owners and that all survey fees, title searches, and/or deed filings will be the responsibility of the requestor. It is further understood that utility easements will be maintained as required for utility access. We realize that the abandonment of the above easements will increase the total real property we own which may impact the appraised (taxable) value of Blocks 4, 5, and 11.

Thank you for considering this request.

Sincerely,


Robert Tamble


Sheila Tamble

March 3, 1999

**City of Smithville
P.O. Box 449
Smithville, TX 78957**

**Attention: Mr. Bob Miller
City Manager**

REQUEST TO ABANDON EASEMENT

Dear Mr. Miller:

I respectfully request the City of Smithville to abandon the following easement of the Mount Pleasant addition to the City of Smithville as recorded in Volume 960, Page 659, (previously recorded in Volume 51, Page 382) Deed Records - Bastrop County, Texas on January 29, 1999.

- **All of the Alleyway in Block 10**

I understand that all survey fees, title searches, and/or deed filings will be the responsibility of the owner. It is further understood that utility easements will be maintained as required for utility access. I realize that the abandonment of the above easement will increase the total real property I own which may impact the appraised (taxable) value of block 10.

Thank you for considering this request.

Sincerely,


Patsy Caldwell

March 3, 1999

City of Smithville
P.O. Box 449
Smithville, TX 78957

Attention: Mr. Bob Miller
City Manager

CONSENT TO ABANDON EASEMENT

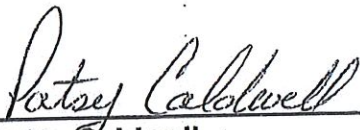
Dear Mr. Miller:

As property owner of Block 10 of the Mount Pleasant addition (as recorded in Volume 960, Page 659, Deed Records - Bastrop County, Texas on January 29, 1999), I support Robert and Sheila Tamble's request for abandonment of the following easements adjacent to Block 5 and Block 11:

- Block 10 - Elm St. from 2nd Ave. to 1st Ave.
- Block 10 - 1st Ave. from Hickory St. to Elm St.

I understand that all survey fees, title searches, and/or deed filings will be the responsibility of the requester (i.e., Robert and Sheila Tamble) and that utility easements will be maintained as required for municipal access. It is further understood that the abandonment of the above easements will increase the total real property I own which may impact the appraised (taxable) value of Block 10.

Sincerely,



Patsy Caldwell

ORDINANCE NUMBER 9903-334

AN ORDINANCE OF THE CITY OF SMITHVILLE, TEXAS, CLOSING, VACATING AND ABANDONING ALLEYS AND STREETS IN SAID CITY, AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED, AND DIRECTING THAT THE BENEFICIARIES OF THE ABATEMENT PAY ALL SURVEY, DEED AND LEGAL COST.

WHEREAS, the City of Smithville, Texas, is a city incorporated and operating under the General Laws of the State of Texas; and

WHEREAS, Article 1016, Revised Civil Statutes of Texas, as amended, authorizes that, upon submission of a request signed by all of the owners of real property abutting a street or alley, the governing body of any such city or town shall have the power, by ordinance, to vacate and abandon and close any such street or alley; and

WHEREAS, Robert and Sheila Tamble, are the sole owners of the real property abutting that certain alleys and streets lying and being situated in Volume 960, page 659 (previously Volume 51, page 382), Deed of Records of Bastrop County Texas and Patsy Caldwell, owner of real property surrounding the alley in Block 10, Mt. Pleasant Addition; and

WHEREAS, the said owner has submitted a signed request to the City of Smithville, Texas, to vacate and abandon alleys and streets; and

WHEREAS, the fair market value of the land and real property interests to be sold has been determined negotiable by the City of Smithville, Texas, the owner of the alleyway and streets; and

WHEREAS, the City Council of the City of Smithville, Texas, meeting in regular session, considered the proposed closing and sale of said alleys and streets in the Mt Pleasant Addition, City of Smithville, Texas, notice of which meeting was given by posting an agenda on the bulletin boards inside and outside of the City Hall of the City of Smithville, Texas, at least seventy-two (72) hours prior to said regularly called City Council meeting; and

WHEREAS, the City Council of the City of Smithville, Texas, finds and declares that it is in the best interest of all of the citizens of the City of Smithville, Texas, that said alleys and streets be vacated and closed and abandoned, in favor of Robert and Sheila Tamble and that they be responsible for all surveying, deeds and recording to transfer the property to the ownership.


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

Section 1. All of the certain alley as noted above in the Mt. Pleasant Addition, Volume 960, page 659, Elm St. and 2nd Ave. to Union Pacific Railroad, 1st Ave. from Hickory St. to Live Oak Street, Block 5-all of alley in block 5, Block 11-all of alley in block 11, Block 11-Hickory Street from 1st Ave. to Union Pacific Railroad in the City of Smithville, Texas, as more fully shown by Deed of Records of Bastrop County, Texas, is hereby vacated and closed and abandoned.

Section 2. The City Manager of the City of Smithville, Texas, is hereby authorized and directed to convey by quitclaim deed all of the interest of the City of Smithville, Texas, in and to the said alley described in Section 1 of this ordinance to the said Robert and Sheila Tamble, the owners of all property abutting upon said alley.

Section 3. The consideration for said sale shall be deposited in the street maintenance fund as required by Section 253.001 of the Local Government Code, as amended.

PASSED AND APPROVED, this the 8th day of March, 1999.


Renee D. Blaschke, Mayor

ATTEST:


Brenda C. Page, City Secretary

KVOL975 PAGE 530

QUITCLAIM DEED

Date: March 8, 1999

Grantor: City of Smithville, Texas

Grantor's Mailing Address (including county):

P. O. Box 449
Smithville, Texas 78957
Bastrop County

Grantee: Robert & Sheila Tamble

P. O. Box 535
Smithville, Texas 78957
Bastrop County

Consideration:

Fifteen Dollars (\$15.00) cash and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged and confessed.

Property (including any improvements): All of the certain alley as noted in the Mt. Pleasant Addition, Volume 960, page 659, Elm Street from 2nd Ave. to Union Pacific Railroad, 1st Ave. from Hickory Street to Live Oak Street, Block 5-all of alley in Block 5, Block 11-all of alley in Block 11, Block 11-Hickory Street from 1st Ave. to Union Pacific Railroad in the City of Smithville, Texas, as more fully shown by Deed of Records of Bastrop County, Texas and shown in attached documents (exhibit A) is hereby vacated and closed and abandoned.

For the consideration Grantor quitclaims to Grantee all of Grantor's right, title, and interest in and to the property, to have and to hold it to Grantee, Grantee's heirs, executors, administrators, successors, or assigns forever. Neither Grantor nor Grantor's heirs, executors, administrators, successors, or assigns shall have, claim, or demand any right or title to the property or any part of it.

When the context requires, singular nouns and pronouns include the plural.

Attest:

City of Smithville, Texas

By: Brenda C. Page
Brenda C. Page, City Secretary

By: Robert Miller
Robert Miller, City Manager

STATE OF TEXAS

*

*

COUNTY OF BASTROP

*

This instrument was acknowledged before me on April 21, 1999, by Robert Miller, City Manager of the City of Smithville, Texas, a Texas Municipal Corporation, on behalf of said corporation.

Stacie Hildman
Notary Public, State of Texas

My commission expires:

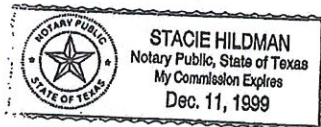
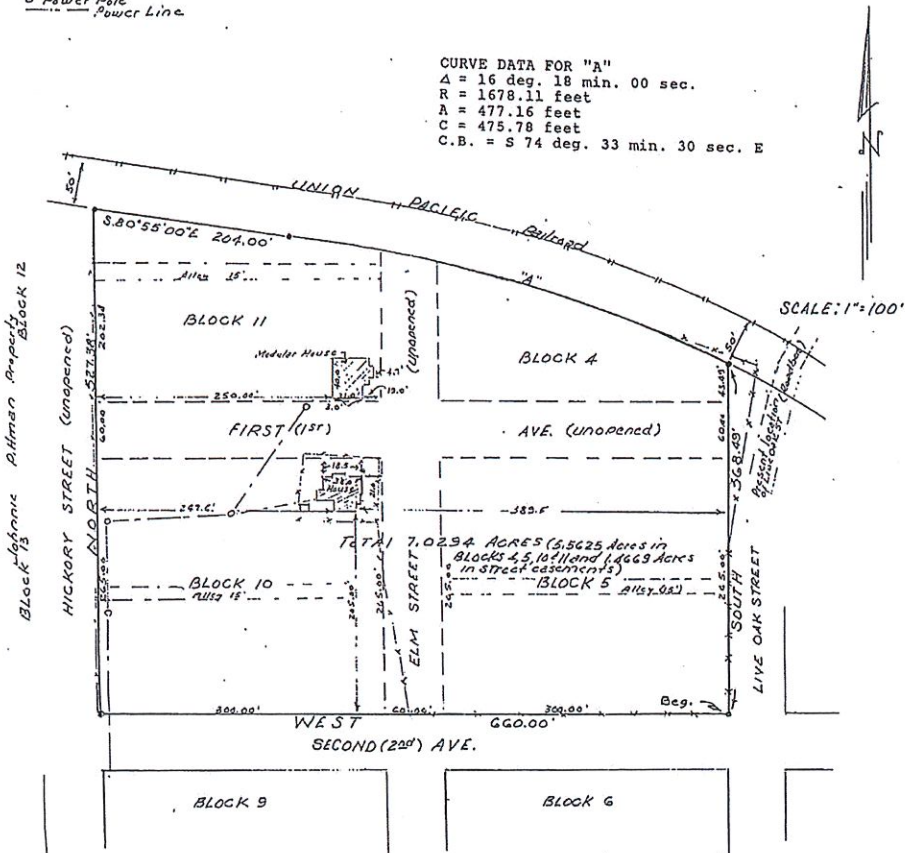


Exhibit "A"

LEGEND:
 * 1/2" Iron Pin set
 --- Fence Line
 o Power Pole
 --- Power Line

CURVE DATA FOR "A"
 $\Delta = 16 \text{ deg. } 18 \text{ min. } 00 \text{ sec.}$
 $R = 1678.11 \text{ feet}$
 $A = 477.16 \text{ feet}$
 $C = 475.78 \text{ feet}$
 $C.B. = S 74 \text{ deg. } 33 \text{ min. } 30 \text{ sec. E}$



SURVEY PLAT WITH IMPROVEMENTS

7.0294 ACRE TRACT
 BLOCK FOUR (4); BLOCK FIVE (5); BLOCK TEN (10); BLOCK ELEVEN (11)
 COMBINED AND INCLUDES ALL STREETS WITHIN THIS SURVEY. NOT ANY OF
 THE STREETS ARE OPENED. 5.5625 ACRES OF LAND IN BLOCK 4, 5, 10,
 & 11 AND 1.4669 ACRES OF LAND IN STREET EASEMENTS.

PLAT OF MOUNT PLEASANT ADDITION RECORDED IN PLAT CABINET NO. 2,
 PAGE 278-A PLAT RECORDS - BASTROP COUNTY, TEXAS.

I, Ervin P. Adancik Registered Professional Land Surveyor No. 591, hereby certify that the above plat correctly represents a survey made by me on the ground the 18th of November 1992, that this professional service conforms to the current Texas Surveyor's Association Standards and Specifications for a Category 1A Condition 1 Survey, and there are no discrepancies, conflicts, encroachments, overlapping of improvement, visible utility lines or roads in place, except as shown hereon, and that the said property has access to and from a dedicated roadway, except as shown hereon.

Ervin P. Adancik
 Ervin P. Adancik
 Registered Professional Land Surveyor No. 591

SEAL

NOTE: According to the FEMA MAP No. 480 21C 0275C effective date August 19, 1991 in the Bastrop County Health and Sanitation Office this property is not located in the one hundred (100) year flood plain.

FILED AND RECORDED

Shirley Wilhelm

1999 APR 22 11:10 AM 199904675

Shirley Wilhelm
 COUNTY CLERK
 BASTROP COUNTY, TEXAS

By *DR*

EXHIBIT A

Item #16

Chapter 1 – General Provisions, Article 1.04 - Planning and Zoning Commission

§ 1.04.031 **Created; membership.**

There is hereby created and established for the city a planning and zoning commission, which shall be composed of five (5) members. The members shall be resident citizens, taxpayers, and qualified voters of the city, all of whom shall be appointed by the city manager subject to confirmation by the governing body. All vacancies shall be filled in the same manner as provided for the original appointments. Members of the commission may be removed by the city manager, with the consent of the governing body, after public hearing and for cause assigned in writing or upon the completion of their assigned project.
(1987 Code, ch. 11, sec. 2; 2001 Code, art. 14.200(a))

§ 1.04.032 **Compensation of members; term.**

The members of the commission shall serve without compensation. The members of the planning and zoning commission first appointed shall continue their term of office as specified as being concurrent with the term of office of the elected mayor, and thereafter for a term of two (2) years.
(1987 Code, ch. 11, sec. 2; 2001 Code, art. 14.200(b))

§ 1.04.033 **Organization; powers and duties.**

(a) The planning and zoning commission shall elect a chairman and vice-chairman from its membership and shall have power to employ such qualified persons as may be necessary for the proper conduct and undertakings of the commission and to pay for their services and such other necessary expenses, provided that the cost of such services and expenses shall not exceed the amount appropriated by the governing body for the use of the commission. It shall also have the power to make rules, regulations, and bylaws for its own government, which shall conform as nearly as possible with those governing the governing body, and same shall be subject to approval by the city council. Such bylaws shall include, among other items, provisions for:

- (1) Regular and special meetings open to the public;
- (2) Records of its proceedings to be open for inspection by the public;
- (3) Reporting to the governing body and the public from time to time and annually; and
- (4) The holding of public hearings on its recommendations.

(b) The planning and zoning commission shall have the power and it shall be its duty to make and recommend for adoption a master plan, as a whole or in parts, for the future development and redevelopment of the municipality and its environs, to make recommendations to the city council for approval or disapproval of plats, and shall have power and it shall be its duty to prepare a comprehensive plan and ordinance for zoning the city in accordance with chapter 283, Acts of the Regular Session of the Legislature, 1927 (V.T.C.A., Local Government Code, ch. 211). The commission shall perform such other duties as may be prescribed by ordinance or state law.

(1987 Code, ch. 11, sec. 2; 2001 Code, art. 14.200(c))

Planning & Zoning Benchmark Data

City	Population	Municipality Type	# of Members	Service Term	Meeting Frequency	Application Screening
Smithville	4250	General Law	5	2 Years	Monthly	Yes
Bastrop	10,000	Home Rule	10	3 Years	Monthly	Yes
Elgin	10,000-15,000	Home Rule	7	2 Years	Monthly	Yes
LaGrange	4500	Home Rule	5	2 Years	As needed	Yes
Giddings	5100	Home Rule	7	3 Years	As needed	No
Luling	5800	Home Rule	5	2 Years	As needed	No

CityManager

From: Tom Etheredge
Sent: Wednesday, February 8, 2023 9:15 AM
To: CityManager
Subject: P&Z Changes to Charter
Attachments: P&Z Redline Charter.docx

Robert, please review the attached document, which is a redline of the P&Z "charter" that I believe is the latest on file (Jennifer gave it to me several months ago). I took the liberty of redlining that document to reflect what I believe would be beneficial clean-up and modifications. Probably most noteworthy is the increase in size to 7 members from the current 5, but there are also other meaningful changes proposed to ensure the P&Z meetings run more professionally and smoothly. You and I discussed increasing the membership size before, and it was also discussed in your annual performance review as example of an area where you might embrace some changes to improve overall governance.

Improving governance remains at the top of my (personal) priorities. Governance is a broad umbrella, but it certainly includes improving the processes of our boards and commissions. These bodies are, in fact, created by the City/Council under delegated authority, so I am always interested in knowing that their purpose and processes remain relevant and productive to the original intent.

With respect to increases size, I think it will allow you to appoint members that have the subject-matter and technical expertise needed, without asking any existing members to roll off. It also, importantly too, provides an opportunity for the City/Council to get more citizens involved (particularly younger ones). These additions might also ascend to be candidates for city council at some point. Of particular support of mine are candidates like Derek Kahanek and Brian Wells. You probably know them both (certainly Derek). Brian is a long-time civil engineer who has done considerable public and private sector work. I think his experience and skills would be perfect. He has expressed an interest (and willingness) to serve.

Anyway, take a look and let me know what you think. If you are in agreement, I'd like this to be on Monday's agenda (I already reserved a spot with Jennifer regarding P&Z). If you are not supportive, then I suggest we not include it Monday.

Thanks.

-Tom

Planning and Zoning Commission.

Creation.

1. There is hereby created and established for the City of Smithville, Texas, by the City Council ("Council") a planning and zoning commission (the "Commission") which shall be composed of five (5) seven (7) members.
2. The members shall be resident citizens, taxpayers, and qualified voters of the city, all of who shall be appointed by the city manager subject to confirmation by the Council governing body.
3. All vacancies shall be filled in the same manner as provided for the original appointments.
4. The Commission shall be comprised of a preponderance of members possessing subject-matter expertise and demonstrated technical expertise in the matters most typically presented to the Commission for its consideration.
54. Members of the Commission may be removed by the city manager, with the approval consent of the Council governing body.

Appointment.

1. The members of the Commission shall serve without compensation.
2. The members of the Cplanning and zoning ecommission first appointed shall continue their term of office as specified as being concurrent with the term of office of the elected mayor, and thereafter for a term of two (2) years.
3. Members shall attend all meetings. More than three (3) absences from Planning and Zoning Commission meetings in one calendar year shall be cause for removal from the Commission.

Offices and Powers.

1. The Cplanning and zoning ecommission shall elect a chairman and vice-chairman from its membership every two years at reappointment time and shall have power to employ such qualified persons as may be necessary for the proper conduct and undertakings of the Commission and to pay for their services and such other necessary expenses, provided that the cost of such services and expenses shall not exceed the amount appropriated by the Council governing body for the use of the Commission.
2. It shall also have the power to make rules, regulations, and bylaws for its own government, which shall conform as nearly as possible with those governing the Council governing body and same shall be subject to approval by such City Council. These rules, regulations and procedures will be set forth in a written document (i.e., bylaws), which Such bylaws shall include, among other items, provisions for:

- a. regular and special meetings open to the public;
- b. records of its proceedings to be open for inspection by the public;
- c. reporting to the governing body and the public from time to time and annually; and
- d. for the holding of public hearings on its recommendations; and:
- e. voting procedures and protocols; and
- f. formal training of its members on the procedures and protocols of the Commission.

3. The ~~C~~planning and zoning commission shall have the power and it shall be its duty to participate as directed and authorized by the Council, in the city's comprehensive planning process, make and recommend for adoption a comprehensive plan, as a whole or in parts, for the future development and redevelopment of the municipality and its extraterritorial jurisdiction; to make recommendations to the City Council for approval or disapproval of plats and variances; and shall have power and it shall be its duty to prepare an comprehensive plan and ordinance for zoning the city in accordance with Chapter 213, Texas Local Government Code. The commission shall perform such other duties as may be prescribed by ordinance or state law.

~~The City Council met on November 16, 2020, and appointed/reappointed the following:~~

~~Brian Riewe—Reappointment (Chairman)
Caroline Noya—Reappointment
Nancy Catherman—Reappointment
Dianna Ewen—Appointment to replace James Nolan~~

~~May 10, 2021, the City Council met and appointed:~~

~~Ed Lick to replace Tom Etheredge~~

P&Z Commission Feedback

CityManager

From: C Noya <canola706@gmail.com>
Sent: Thursday, February 16, 2023 3:19 PM
To: CityManager
Subject: RE: P&Z Membership, Roles, and Responsibilities - INPUT REQUESTED
Attachments: image001.jpg

Good afternoon, Robert,

As requested, below are my comments regarding the proposed changes to the P&Z Commission document you sent out last week. Sorry it took so long to get this back to you. I will be hand delivering you a hard copy of my notes on the proposed changes but am also summarizing them here. Please let me know if you can't read my handwriting on the hard copy or if you need more clarification of my comments below.

Regarding the proposed changes to the P&Z Commission:

1. Overall, I do not believe the P&Z Commission needs to be expanded to be larger than the City Council, especially since we only make recommendations for approval or denial of items presented before the Commission but it is the City Council that actually approves these items. Five (5) members is enough. As long as I have been here and have been before the P&Z Commission (in 2012) and attending the monthly meetings, I do not recall one single incidence of any P&Z meeting being cancelled due to lack of a quorum. Our city has less than 5,000 residents for heaven's sake.

4. It is important that members are able to read, understand and have a genuine interest in the City Ordinances regarding the matters brought to the P&Z. Life experiences are equally important in decision-making abilities. Members possessing subject matter expertise and technical expertise could also have a conflict of interest in the matters typically presented to the P&Z Commission. Those of use who do not necessarily have subject matter or technical expertise rely on those in city government who do have that expertise to help answer any questions we may have..

Offices and Powers:

2e. re voting procedures and protocols - Every Commissioner has a vote on every item presented to the Commission unless the Commissioner has a known real or potential conflict of interest in the item being presented. The Commissioner may abstain or just choose not to vote on the item(s) and it shall be recorded as such.

Hope this helps.

Thank you for your diligence in all you do for the City of Smithville!

Caroline Noya
(504) 214-2164

Sent from my T-Mobile 4G LTE Device

Good afternoon, Robert, As requested, attached are my comments regarding the proposed changes to the P&Z Commission document you sent out yesterday. Please let me know if you can't read my handwriting or need more clarification. Overall, I do not believe the P&Z Commission needs to be expanded to be larger than the City Council, especially since we only make recommendations for approval or denial of items presented before the Commission. Sent from my T-Mobile 4G LTE Device

----- Original message -----

From: CityManager <CityManager@ci.smithville.tx.us>

CityManager

From: NANCY TODD-CATHERMAN <ntoddcat@aol.com>
Sent: Thursday, February 9, 2023 1:29 PM
To: CityManager

Robert, I have read the proposed P&Z document and find several issues of concern. The size of the committee should stay at 5.....5 members is good enough for Council and proven to be an attainable number for P&Z. As you are very aware there have been many times when it has been difficult to find folks willing to serve.....there are regular monthly meetings to attend and lots of home work, such as visiting locations on agendas and reviewing all related ordinances in preparation for the meeting. Members of the Commission must be prepared and open to hearing from applicants and interested parties and prepared to ask questions of the participants. Let it stay at 5!

I believe City employees and the applicant's agents should be responsible to seeing applications comply with with all necessary legal ordinances and regulations. It's my concern if appointed members are actively involved in real estate, land development and finance it could lead to a "conflict of interest", which would eliminate that applicant for P&Z.

We all must accept that we live in a small town, population less than 5000 and we are experiencing some growth presently. We are still a General Law City and fall under different regulations than many of our larger neighboring cities. Oops having computer trouble. Will attempt to add more later....."If it ain't broke, don't mess with it!"

Also
Sent from my iPad

CityManager

From: Monica Poss <monicaposs@gmail.com>
Sent: Tuesday, February 28, 2023 7:37 AM
To: CityManager
Subject: Re: P&Z Membership, Roles, and Responsibilities - INPUT REQUESTED

Hi Robert -

These changes look fine to me. I would only caution Tom about making the committee larger - sometimes it is hard (sometimes impossible) to get a quorum to show up to the HPDS committee meetings, which is a larger body. Seems like getting 3 people is easy, but 4+ gets a lot harder.

On Thu, Feb 9, 2023 at 7:19 AM CityManager <CityManager@ci.smithville.tx.us> wrote:

P&Z Members:

Good morning. Councilmember Etheredge is proposing to expand the P&Z Commission from 5 to 7 members and update language to clarify qualifications, roles, and responsibilities (see attached). This was an item on the next Council meeting agenda. However, I have asked Councilmember Etheredge to allow a 30-day postponement of any future action until I do additional research which includes obtaining your feedback. The attached file is a summary of all current City appointed Boards and Committees. Please focus on the Planning & Zoning Commission only where Councilmember Etheredge has redlined the document. For additional reference, here is a link to our current [P&Z Ordinance](#) on-line.

I would like to receive your response as soon as possible but no later than February 28th. However, please do not REPLY ALL. Thank you in advance for providing your input. r/

Robert Tamble, CSP / CIT



City Manager

317 Main Street

Smithville, TX 78957

(512) 237-3282 - office

(512) 423-9390 - cell

From: Tom Etheredge <TEtheredge@ci.smithville.tx.us>

Sent: Wednesday, February 8, 2023 5:29 PM

To: CityManager <CityManager@ci.smithville.tx.us>; Sharon Foerster <SFoerster@ci.smithville.tx.us>; Bill Gordon <BGordon@ci.smithville.tx.us>; Joanna Morgan <JMorgan@ci.smithville.tx.us>; Janice Bruno <JBruno@ci.smithville.tx.us>; Cassie Barrientos <CBarrientos@ci.smithville.tx.us>

Cc: Jennifer Lynch <JDLynch@ci.smithville.tx.us>

Subject: Re: DRAFT COUNCIL AGENDA - 2/13/23

So each of you are aware, Robert called me this afternoon to discuss the P&Z item that I had previously requested be placed on Monday's agenda. He requested a postponement until next month to allow him time to do more research on the changes I proposed the Council consider. I am satisfied that he agrees changes are needed, and I fully support his request for a one month postponement.

In the meantime, attached is the current "charter" for the P&Z Commission, reflecting redlined changes I had prepared for consideration by the Council at Monday's meeting. My proposal may or may not be revised for the next meeting, depending on Robert's further research.

Do not reply to this email, so we do not risk running afoul of Open Meeting requirements.

-Tom

From: CityManager

Sent: Wednesday, February 8, 2023 4:00 PM

To: Sharon Foerster; Bill Gordon; Joanna Morgan; Janice Bruno; Tom Etheredge; Cassie Barrientos

Cc: Jennifer Lynch

Subject: DRAFT COUNCIL AGENDA - 2/13/23

Mayor / Council:

CityManager

From: Brian Riewe <briewe@riewelaw.com>
Sent: Friday, February 10, 2023 3:51 PM
To: CityManager
Subject: RE: P&Z Membership, Roles, and Responsibilities - INPUT REQUESTED
Attachments: PZ Redline Charter.docx

Robert,

I have given initial comments to Council Member Etheridge's draft. If I think about it more, I might have more comments.

I suggest that the mandate for "subject matter and technical expertise" as the only factor for consideration for a majority of the commission is misplaced. It should be an important factor for membership, but not the only one and maybe not even the most important qualification for membership as I explain in my comments.

Brian

From: CityManager <CityManager@ci.smithville.tx.us>
Sent: Thursday, February 9, 2023 7:19 AM
To: Brian Riewe <briewe@riewelaw.com>; ntoddcat@aol.com; canola706@gmail.com; canola634@gmail.com; garrettagutierrez@yahoo.com; monicaposs@gmail.com
Cc: Jennifer Lynch <JDLynch@ci.smithville.tx.us>; Tracie Dzenowski <TDzenowski@ci.smithville.tx.us>; Jack Page <JPPage@ci.smithville.tx.us>; Edward Balusek <EBalusek@ci.smithville.tx.us>
Subject: P&Z Membership, Roles, and Responsibilities - INPUT REQUESTED

P&Z Members:

Good morning. Councilmember Etheredge is proposing to expand the P&Z Commission from 5 to 7 members and update language to clarify qualifications, roles, and responsibilities (see attached). This was an item on the next Council meeting agenda. However, I have asked Councilmember Etheredge to allow a 30-day postponement of any future action until I do additional research which includes obtaining your feedback. The attached file is a summary of all current City appointed Boards and Committees. Please focus on the Planning & Zoning Commission only where Councilmember Etheredge has redlined the document. For additional reference, here is a link to our current [P&Z Ordinance](#) on-line.

I would like to receive your response as soon as possible but no later than February 28th. However, please do not REPLY ALL. Thank you in advance for providing your input. r/

Robert Tamble, CSP / CIT



City Manager
317 Main Street
Smithville, TX 78957

CityManager

From: Garrett Gutierrez <garrett.gutierrez@bluebonnet.coop>
Sent: Thursday, February 9, 2023 9:08 AM
To: CityManager
Subject: Re: P&Z Membership, Roles, and Responsibilities - INPUT REQUESTED
Attachments: image001.jpg; image001.jpg; P&Z Redline Charter.docx

From what I see, nothing to be concerned with. I would also like to know your stance on this, is this for the better of the City?

Sent from my iPhone

On Feb 9, 2023, at 8:58 AM, Garrett Gutierrez <garrettagutierrez@yahoo.com> wrote:

****EXTERNAL EMAIL - Think before you click****

Sent from my iPhone

Begin forwarded message:

From: CityManager <CityManager@ci.smithville.tx.us>
Date: February 9, 2023 at 7:19:29 AM CST
To: briewe@riewelaw.com, ntoddcat@aol.com, canola706@gmail.com, canola634@gmail.com, garrettagutierrez@yahoo.com, monicaposs@gmail.com
Cc: Jennifer Lynch <JDLynch@ci.smithville.tx.us>, Tracie Dzenowski <TDzenowski@ci.smithville.tx.us>, Jack Page <JPage@ci.smithville.tx.us>, Edward Balusek <EBalusek@ci.smithville.tx.us>
Subject: P&Z Membership, Roles, and Responsibilities - INPUT REQUESTED

P&Z Members:

Good morning. Councilmember Etheredge is proposing to expand the P&Z Commission from 5 to 7 members and update language to clarify qualifications, roles, and responsibilities (see attached). This was an item on the next Council meeting agenda. However, I have asked Councilmember Etheredge to allow a 30-day postponement of any future action until I do additional research which includes obtaining your feedback. The attached file is a summary of all current City appointed Boards and Committees. Please focus on the Planning & Zoning Commission only where Councilmember Etheredge has redlined the document. For additional reference, here is a link to our current [P&Z Ordinance](#) on-line.

City Staff Feedback

CityManager

From: Tracie Dzenowski
Sent: Thursday, February 9, 2023 10:18 AM
To: CityManager
Subject: RE: P&Z Membership, Roles, and Responsibilities - INPUT REQUESTED

I am ok with most of this... however its hard to even keep 5 members on. Out of the last five new members, 4 of them (Tom, Monica, Ed and Dianna) have left the commission. Two have ran for council, Tom and Monica (I know Monica is running and not guaranteed - but if she wins the election we will be down another person again) and 2 have quit before terms were up (Ed and Dianna). Hopefully Garrett plans to continue being a dedicated member. Makes me a tad nervous on finding MORE people to be dedicated, and finding a total of 7 dedicated people who will be "comprised of preponderance of members possessing subject-matter expertise" and willing to be trained on procedures and protocols of the commission. It's hard to even determine if packets we send out are read before the day of PZ Meetings. What happens if this is to pass and we are unable to find and keep 7?

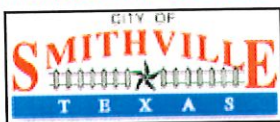
Thank you for asking my opinion! You know I will comply to whatever is approved and keep moving along. I think adding more is a great idea in theory - I just think 7 might be hard to find and keep.

I have a question/suggestion on this part highlighted.

3. The Commission shall have the power and it shall be its duty to participate ,as directed and authorized by the Council, in the city's comprehensive planning process, as a whole or in parts, for the future development and redevelopment of the municipality and its extraterritorial jurisdiction; to make recommendations to the Council for approval or disapproval of plats and variances; and to prepare an ordinance for zoning the city in accordance with Chapter 213, Texas Local Government Code. The commission shall perform such other duties as may be prescribed by ordinance or state law.

Should we add SUP and Zone changes? This just says variances and plats.. or am I in a rabbit hole?

Tracie Dzenowski



*Assistant City Secretary
City of Smithville
512-237-3282 ext 2101*

From: CityManager <CityManager@ci.smithville.tx.us>
Sent: Thursday, February 9, 2023 7:20 AM
To: Jennifer Lynch <JDLynch@ci.smithville.tx.us>; Tracie Dzenowski <TDzenowski@ci.smithville.tx.us>; Jack Page <JPage@ci.smithville.tx.us>; Edward Balusek <EBalusek@ci.smithville.tx.us>
Subject: FW: P&Z Membership, Roles, and Responsibilities - INPUT REQUESTED

I would like your input as well. See below.....

Robert Tamble, CSP / CIT

CityManager

From: Jennifer Lynch
Sent: Friday, February 17, 2023 11:08 AM
To: CityManager
Subject: RE: P&Z Membership, Roles, and Responsibilities - INPUT REQUESTED

I don't see any issues with Tom's changes. Although, I do think it will be hard to request seven P&Z members to volunteer their time. In the past year and a half only Three meetings have had all members present.

Jennifer Lynch, TRMC
City Secretary
PH: 512-237-3282 Ext 2106
Fax: 512-237-4549



www.ci.smithville.tx.us

Please note that any correspondence, such as e-mails or letters to City Officials or Staff may become a public record and be made available for Public/Media view.

From: CityManager <CityManager@ci.smithville.tx.us>
Sent: Thursday, February 9, 2023 7:20 AM
To: Jennifer Lynch <JDLynch@ci.smithville.tx.us>; Tracie Dzenowski <TDzenowski@ci.smithville.tx.us>; Jack Page <JPage@ci.smithville.tx.us>; Edward Balusek <EBalusek@ci.smithville.tx.us>
Subject: FW: P&Z Membership, Roles, and Responsibilities - INPUT REQUESTED

I would like your input as well. See below.....

Robert Tamble, CSP / CIT



City Manager
317 Main Street
Smithville, TX 78957
(512) 237-3282 - office
(512) 423-9390 - cell

From: CityManager
Sent: Thursday, February 9, 2023 7:19 AM
To: 'briewe@riewelaw.com' <briewe@riewelaw.com>; 'ntoddcatt@aol.com' <ntoddcatt@aol.com>; 'canola706@gmail.com' <canola706@gmail.com>; canola634@gmail.com; 'garrettagutierrez@yahoo.com' <garrettagutierrez@yahoo.com>; 'monicaposs@gmail.com' <monicaposs@gmail.com>

Item #17

FEB 23

Place 1	Krystel Gutierrez	expires 2026	2 nd term
Place 2	Danne Absher	expires 2026	1 st term*
Place 3	Denis McGinness	expires 2026	2 nd term
Place 4	Elena Schroeder	expires 2024	1 st term* (previously served 2010-2017)
Place 5	Diana Villalobos	expires 2024	1 st term*
Place 6	Will Holcomb	expires 2024	1 st term*
Place 7	Nicholas Braddock	expires 2025	1 st term
Place 8	Vacant (Teen)	expires 2025	1 st term
Place 9	Mike Morgan	expires 2025	1 st term

* Unexpired term replacement



**APPLICATION FOR APPOINTMENT TO A CITY OF SMITHVILLE
ADVISORY BOARD, COMMISSION, AND/OR COMMITTEE**

Thank you for your interest in serving on a City of Smithville Board, Commission and/or Committee.

Completing and Submitting an Application

Completed and signed applications can be submitted in person or by email to:

City Secretary
317 Main St
Smithville, TX 78957
jdlynch@ci.smithville.tx.us

APPLICANT INFORMATION

Name: <u>Krystal Gutierrez</u>		
Street Address: <u>504 Byrne St.</u>		
City: <u>Smithville</u>	State: <u>TX</u>	Zip Code: <u>78957</u>
Home email: <u>krystelcorby@yahoo.com</u>	Work email: <u>N/A</u>	
Home Phone: <u>512.925.3613</u>	Work Phone: <u>N/A</u>	Cell Phone: <u>512.925.3613</u>

Please Indicate how you wish to be contacted: Phone _____ Email ✓

CONSENT TO USE PERSONAL INFORMATION

Your personal information will be reviewed to determine the most suitable candidates for the committee.
All applications are kept for one year from the date selected applicants are announced.

ELIGIBILITY FOR MEMBERSHIP ON AN ADVISORY BOARD

- Membership on city-appointed boards require the applicant to live within the city limit and/or ETJ.
- Applicant cannot be an elected official, officer, or employee of the City of Smithville.
- Members are expected to be able to complete their term.

CITY ADVISORY BOARD, COMMISSION, AND/OR COMMITTEE FOR WHICH YOU ARE APPLYING	
<input type="checkbox"/> AIRPORT ADVISORY BOARD	<input checked="" type="checkbox"/> LIBRARY ADVISORY BOARD
<input type="checkbox"/> HOSPITAL AUTHORITY BOARD	<input type="checkbox"/> PLANNING AND ZONING
<input type="checkbox"/> HISTORIC PRESERVATION DESIGN	<input type="checkbox"/> HOUSING AUTHORITY BOARD
<input type="checkbox"/> STANDARDS ADVISORY COMMITTEE	<input type="checkbox"/> OTHER _____

<input type="checkbox"/> New Applicant	<input checked="" type="checkbox"/> Current Board Member Years of Service: <u>2</u>
--	--

DEMOGRAPHICS			
Education:			
<input type="checkbox"/> HS/GED	<input type="checkbox"/> Some College	<input type="checkbox"/> College Degree	<input checked="" type="checkbox"/> Graduate School
Age Range:			
<input type="checkbox"/> <18	<input type="checkbox"/> 18-34	<input checked="" type="checkbox"/> 35-59	<input type="checkbox"/> 60+
Years in Smithville:			
<input type="checkbox"/> <2	<input type="checkbox"/> 2-4	<input type="checkbox"/> 5-9	<input checked="" type="checkbox"/> 10-19
<input type="checkbox"/> 20+			

QUALIFICATIONS

1. Have you previously been a member of a City of Smithville Advisory Board? If yes, please indicate the Board and term of your previous appointment.

I have been a Library Advisory Board member for
two years.

2. How did you hear about this Board and/or vacancy?

I was contacted by library director, Judy Bergeron.

3. Please list experience and background relevant to the Board for which you are applying:

In addition to being a public library patron
and participant in several of the library's programs,
I have my Masters in Library Science and was
a school library media specialist for ten years.

After all applications have been received, the Mayor and City staff will bring a report to Council meeting for Council's consideration.

DECLARATION OF APPLICANT

I declare that the information I submit in this application is correct and that I am eligible to be appointed to a City of Smithville Advisory Board, as I am not an elected official, officer or employee of the City of Smithville.

SIGNATURE Theresa Doherty DATE 2/10/22



507 Main Street, Smithville, TX 78957
512/237-3282 x 6

APPLICATION FOR APPOINTMENT TO THE
SMITHVILLE PUBLIC LIBRARY ADVISORY BOARD

Thank you for your interest in serving on a City of Smithville Board.

Completing and Submitting an Application

Completed and signed applications can be submitted in person or by email to:

Library Director

507 Main St

Smithville, TX, 78957

jbergeron@ci.smithville.tx.us

or to

City Secretary

317 Main St

Smithville, TX 78957

jdlynch@ci.smithville.tx.us

APPLICANT INFORMATION

Name DANNE ABSHER

Address 507 OLIVE ST, SMITHVILLE TX 78957

City State Zip Code _____

Telephone Number(s) 512-237-0300

Email Dabshe@sbglobal.net

Please indicate how you wish to be contacted: Phone ☒ Email ☐

ELIGIBILITY FOR MEMBERSHIP ON THE ADVISORY BOARD

- Membership on the Advisory Board will be limited to two, full, three-year terms.
- Applicants cannot be an elected official, officer, or employee of the City of Smithville.
- Members are expected to be able to complete their term.

QUALIFICATIONS

1. Please describe your reasons for seeking appointment to this Board.

I AM A RETIRED EDUCATOR, AND I HAVE TREMENDOUS RESPECT FOR WHAT OUR
LIBRARY DOES FOR THE MEMBERS OF OUR COMMUNITY. I APPRECIATE THE
PROUD TRADITIONS OF LIBRARIES ACROSS THE NATION, AND, LIKEWISE,
RESPECT THE NEED FOR PROGRESSIVE IDEOLOGY TO MEET THE CHANGING
NEEDS OF YOUNG PEOPLE TODAY.

2. Have you previously been a member of the Library Advisory Board? If yes, please indicate the term of your previous appointment.

NO

3. Do you have educational background, library experience, or experience as a member of any other community board or committee or other relevant volunteer experience? If yes, please describe.

I HAVE A BACHELOR OF ARTS DEGREE IN ENGLISH AND THEATER ARTS
AND 29 YEARS IN PUBLIC EDUCATION. I ALSO HAVE AN MS DEGREE
IN EDUCATIONAL COUNSELING.

I AM A MEMBER OF THE CHAMBER OF COMMERCE BOARD HERE IN
SMITHVILLE.

After all applications have been received, the Mayor and Library staff will bring a report to Council meeting for Council's consideration.

CONSENT TO USE PERSONAL INFORMATION

Your personal information will be reviewed to determine the most suitable candidates for the committee.
All applications are kept for one year from the date selected applicants are announced.

DECLARATION OF APPLICANT

I declare that the information I submit in this application is correct and that I am eligible to be appointed to the Library Advisory Board, as I am not an elected official, officer or employee of the City of Smithville.

SIGNATURE Donna M. Alshen
DATE JANUARY 4, 2022



**APPLICATION FOR APPOINTMENT TO A CITY OF SMITHVILLE
ADVISORY BOARD, COMMISSION, AND/OR COMMITTEE**

Thank you for your interest in serving on a City of Smithville Board, Commission and/or Committee.

Completing and Submitting an Application

Completed and signed applications can be submitted in person or by email to:

City Secretary
317 Main St
Smithville, TX 78957
jdlynch@ci.smithville.tx.us

APPLICANT INFORMATION

Name: Denis D McGinness		
Street Address: 1268 Jones Street		
City: Smithville	State: TX	Zip Code: 78957
Home email: denismcginness@gmail.com		Work email: dmcginness@smithvilleisd.org
Home Phone: 512-321-8632	Work Phone: 512-237-2487, Ext 7164	Cell Phone:

Please indicate how you wish to be contacted: Phone ____ Email X

CONSENT TO USE PERSONAL INFORMATION

Your personal information will be reviewed to determine the most suitable candidates for the committee.
All applications are kept for one year from the date selected applicants are announced.

ELIGIBILITY FOR MEMBERSHIP ON AN ADVISORY BOARD

- Membership on city-appointed boards require the applicant to live within the city limit and/or ETJ.
- Applicant cannot be an elected official, officer, or employee of the City of Smithville.
- Members are expected to be able to complete their term.

CITY ADVISORY BOARD, COMMISSION, AND/OR COMMITTEE FOR WHICH YOU ARE APPLYING	
<input type="checkbox"/> AIRPORT ADVISORY BOARD	<input checked="" type="checkbox"/> LIBRARY ADVISORY BOARD
<input type="checkbox"/> HOSPITAL AUTHORITY BOARD	<input type="checkbox"/> PLANNING AND ZONING
<input type="checkbox"/> HISTORIC PRESERVATION DESIGN STANDARDS ADVISORY COMMITTEE	<input type="checkbox"/> HOUSING AUTHORITY BOARD
	<input type="checkbox"/> OTHER _____

<input type="checkbox"/> New Applicant	<input checked="" type="checkbox"/> Current Board Member Years of Service: <u> 2 </u>
--	--

DEMOGRAPHICS			
Education:			
<input checked="" type="checkbox"/> HS/GED	<input checked="" type="checkbox"/> Some College	<input type="checkbox"/> College Degree	<input type="checkbox"/> Graduate School
Associates Degree: Design Technology			
Age Range:			
<input type="checkbox"/> <18	<input type="checkbox"/> 18-34	<input type="checkbox"/> 35-59	<input checked="" type="checkbox"/> 60+
Years in Smithville:			
<input type="checkbox"/> <2	<input type="checkbox"/> 2-4	<input type="checkbox"/> 5-9	<input type="checkbox"/> 10-19
<input checked="" type="checkbox"/> 20+			

QUALIFICATIONS

1. Have you previously been a member of a City of Smithville Advisory Board? If yes, please indicate the Board and term of your previous appointment.

Server on Library Advisory Board for 2 years as Vice-Chairman with oversight for technology

2. How did you hear about this Board and/or vacancy?

3. Please list experience and background relevant to the Board for which you are applying:

Experience: - 30 years in technology at multiple levels and specialties: networking, servers, WiFi, security and malware, educational technologies, digital asset management, photography (National Association of Photoshop Professionals), vendor management, procurement, budgeting and long-term planning for infrastructure, budgeting, asset allocation and staff. Reporter, photographer, member Texas Press Assoc.

Background:

-Smithville Independent School District, 2012 to present: IT Department, systems and network management

-Assistant Managing Editor of the Smithville Times, 2008-2012

-Advanced Micro Devices (Austin, TX): corporate marketing team, Digital Asset Management (library of corporate logos and photography managed on digital databases), graphic design, photography

-Motorola, Inc., (Austin, TX): graphic design, photography, desktop support

After all applications have been received, the Mayor and City staff will bring a report to Council meeting for Council's consideration.

DECLARATION OF APPLICANT

I declare that the information I submit in this application is correct and that I am eligible to be appointed to a City of Smithville Advisory Board, as I am not an elected official, officer or employee of the City of Smithville.

SIGNATURE Denis D McGinness DATE Jan 31 2022

Denis D McGinness

Notice of confidentiality rights: If you are a natural person, you may remove or strike any or all of the following information from any instrument that transfers an interest in real property before it is filed for record in the public records: your Social Security number or your driver's license number.

STREET CLOSURE QUITCLAIM DEED

Authorizing Ordinance: City of Smithville Ord. No. 9903-334, adopted March 8, 1999, as amended by Ord. No. _____, adopted _____, 2023.

**Grantor and
Mailing Address:** City of Smithville, Texas
P.O. Box 449
Smithville, Texas 78957

**Grantee and
Mailing Address:** Patsy Rae Caldwell
105 Bishop
Smithville, Texas 78957

Consideration: As set forth in the Authorizing Ordinance and Section 311.008, Texas Transportation Code, the receipt and sufficiency of which are hereby acknowledged.

Property: All of the real property situated within the corporate limits of the City of Smithville described in the attached Exhibit A.

Quitclaim. Grantor, for the Consideration, quitclaims and releases to Grantee and any other owners of the underlying fee, as their interests may appear, all of Grantor's right, title, interest, and estate, both at law and in equity, if any, as of the date hereof, in and to the Property, together with, all and singular, the rights and appurtenances thereto in anywise belonging, except for the Exceptions, stated below.

No Warranty. Grantor does not warrant that it has any interest in the Property or that Grantee is the owner of the underlying fee. Grantor does not assume the burden of identifying the correct owners of the underlying fee or make any representations or warranties pertaining to the correct owners of the underlying fee.

Exceptions. This deed does not affect or impair any public rights in the subject tract for drainage, water and wastewater lines, electric transmission lines, communication lines of all types, or any other rights except for the right of the public to travel on the subject tract.

IN WITNESS WHEREOF, Grantor has caused its duly authorized representative to set its hand:

GRANTOR:

City of Smithville, Texas, a Texas general law city

Robert Tamble, City Manager

(Acknowledgment)

STATE OF TEXAS §
 §
COUNTY OF _____ §

This instrument was acknowledged before me on the ____ day of _____, 20__, by Robert Tamble, City Manager of the City of Smithville, Texas, a Texas general law city, on behalf of such city.

Notary Public, State of Texas

After Recording Return To:

City of Smithville, Texas
P.O. Box 449
Smithville, Texas 78957

EXHIBIT A
PROPERTY DESCRIPTION

Being the following described alleys and streets in the Mount Pleasant Addition recorded in Plat Cabinet No. 2, Page 278-A Plat Records, Bastrop Count Texas:

All of the alley in Block 10

Elm St. from 2nd Ave. to 1st Ave. adjacent to Block 10

1st Ave. from Hickory St. to Elm St. adjacent to Block 10

Item #18

MAYOR
SHARON FOERSTER

MAYOR PROTEM
BILL GORDON

COUNCIL MEMBERS
JANICE BRUNO
TOM ETHEREDGE
JOANNA MORGAN
CASSIE BARRIENTOS

CITY MANAGER
ROBERT TAMBLE



317 MAIN STREET
P.O. BOX 449
SMITHVILLE, TEXAS
78957
(512) 237-3282
FAX (512) 237-4549

TO: Mayor and City Council
FROM: Cynthia White
DATE: March 10, 2023
RE: February Financial Reports

Please find attached the Financial Report for February. Major expenditures included:

- ❖ 2021 Tax Note debt service payment to Amegy Bank - \$103,475
- ❖ 2022 Tax Note debt service payment to Amegy Bank - \$278,781
- ❖ 2019 CO's debt service payment to UMB Bank - \$133,087
- ❖ Burlin Power Line electrical work for Creekside RV Park - \$24,750
- ❖ Burlin Power Line electrical work for Northwest 2nd St project - \$16,613
- ❖ construction of valleys, gutters, and driveways - \$28,575
- ❖ installation of concrete slab by fire hydrant at fire station - \$2,000
- ❖ annual Cardinal Tracking Court/Badge software license renewal and customer support for the police and court departments - \$4,331
- ❖ annual subscription fee to RecDesk for Recreation Center software - \$3,000
- ❖ tree services at 107 Short and at 400 Olive St alley - \$3,850
- ❖ forklift operator training for 13 employees - \$1,625
- ❖ and the monthly payments for fuel, city employee benefits, LCRA purchased power, and garbage services.

Certificate of Obligations, Series 2019 expenses included: none

Tax Note, Series 2021: all items have been purchased

Tax Note, Series 2022 expenses included: none

Grant expenditures included:

- ❖ General Land Office CDBG-DR 20-065-139-C527 (2nd St Drainage Improvements-grant with Bastrop County): construction fees - \$147,908
- ❖ St David's Foundation Community Engagement Coordinator: employee and program expense - \$3,777
- ❖ St David's Foundation Mentor/Case Manager for Workforce Training Center: mentor fees for year 1 - \$100,000

Have a great weekend –

Cynthia

ESTIMATED FUND BALANCES

@ February 28, 2023

General Fund

Total Expenditures divided by 12 times 3 equals Recommended Fund Balance

Note: the recommended fund balance for fiscal year 2022-2023 based on the General Fund's budgeted expenditures is:

5,938,301 divided by 12 times 3 equals \$ 1,484,575

Beginning Fund Balance @ October 1, 2021 \$ 1,255,428

Statement of Rev & Exp (YTD) @ September 30, 2022
Revenues Over/Under Expenditures \$ 47,992

Statement of Rev & Exp (YTD) @ February 28, 2023
Revenues Over/Under Expenditures \$ 1,089,229

Estimated Fund Balance @ February 28, 2023 \$ 2,392,649

Estimated Fund Balance Over/Under Recommended \$908,074

Utility Fund

Total Expenditures divided by 12 times 3 equals Recommended Fund Balance

NOTE: the recommended fund balance for fiscal year 2022-2023 based on the Utility Fund budgeted expenditures is:

8,029,067 divided by 12 times 3 equals \$ 2,007,267

Beginning Fund Balance @ October 1, 2021 \$ 2,764,636

Statement of Rev & Exp (YTD) @ September 30, 2022
Revenues Over/Under Expenditures \$ 252,790

Statement of Rev & Exp (YTD) @ February 28, 2023
Revenues Over/Under Expenditures \$ (527,024)

Estimated Fund Balance @ February 28, 2023 \$ 2,490,402

Estimated Fund Balance Over/Under Recommended \$ 483,135

CITY OF SMITHVILLE
CASH BALANCES & RESERVES

@ 2/28/23

@ 2/28/22

CASH OPERATING ACCOUNTS:

General Fund	759,562	637,703
Utility Fund	26,370	94,867
Credit Card Pmts	423,697	433,568
Fireman's Pension	27,433	28,712
HOMES Grant Fund	239	239
HRA Trust Fund	34,151	47,881
Library Contributions Fund	200,285	196,306
Railroad Park	823	802
TxCDBG Project	61	61
COPS Hiring Program Grant	0	0
Police Seized Assets	6,548	6,384
Grants Account	131,565	1,821
HMGP Grants	0	108,276
TxDOT Sidewalk Grants	0	0
Friends of Smithville	11,244	3,748
Independence Park	6,097	5,944
Smithville TX Veterans Memorial Park	14,742	15,174
Coronavirus Local Fiscal Recovery	422,459	106,332
GLO CDBG-MIT Grant	77	0
Total Cash on Hand	2,065,353	1,687,817

INVESTED FUNDS

Matures

CERTIFICATES OF DEPOSIT:

General - Operations	53,611	Aug-24	53,104
General - Library Contributions	133,814	Mar-23	131,953
General - Library Contributions	114,548	Nov-23	114,034
Utility - Operations	135,042	Apr-23	133,905
Utility - Operations #2	110,241	Aug-23	109,526
Utility - Designated Customer Deposit	97,469	Apr-24	96,984
Utility - Customer Deposits	34,064	Mar-24	33,894
Economic Development (IDF)	55,174	Dec-23	54,926
Utility '01 CO/SWS FNMA	122,724	Oct-23	122,174

INVESTMENT POOL ACCOUNTS

General - Operations	1,130	1,102
Utility - Operations	13,429	17,189
Capital Replacement Fund	883,101	292,835
Interest & Sinking	338,774	333,686
'07 CofO Project Funds	77	75
'19 CofO Project Funds	1,116,635	1,527,465

SAVINGS ACCOUNTS

Airport Fly-in	8,347	7,021
PEG Capital Fee	18,709	18,240
TOTAL INVESTED FUNDS:	3,236,889	3,048,113

ACCOUNTS RECEIVABLE

Genl/Util - Miscellaneous	150,841	161,672
Utility Billings - Current	616,393	832,941
Utility Billings - Delinquent	138,787	46,385
Total Accounts Receivable	906,020	1,040,998

TOTAL CASH & RECEIVABLES

6,208,262 **5,776,929**

RESERVE AMOUNTS

Res Bond Debt Service	338,774	333,686
Res Bond Project Funds	1,116,712	1,527,540
Res Customer Deposits	117,582	112,082
Res Economic Development	55,174	54,926
Res Firemen's Pension	27,433	28,712
Designated Court Technology	0	0
Designated Library	448,647	442,293
Designated Police Ed/Op	1,280	0
Designated VFD Donations	0	0
Designated COPS Hiring Grant	0	0
Designated Police Seized Assets	6,548	6,384
Designated Grants Account	131,565	1,821
Designated HMGP Grants	0	108,276
Designated TxDOT Sidewalk Grants	0	0
Designated-Independence Park	6,097	5,944
Designated-Veterans Memorial Park	14,742	15,174
Designated-Friends of Smithville	11,244	3,748
Designated-CLFRF	422,459	106,332
Designated-GLO CDBG-MIT	77	0
Total Reserve Amounts	2,698,334	2,746,918

ACCOUNTS PAYABLE

General	129,202	145,757
Utility	345,398	336,024
Total Accts Payable	474,600	481,781

TOTAL RESERVES & PAYABLES

3,172,934 **3,228,699**

CITY OF SMITHVILLE

SUMMARY REVENUE / EXPENSE STATEMENT

FISCAL YEAR 2022-23 @

February 28, 2023

	2022/2023 Y-T-D	2022/2023 BUDGET	2022/2023 % OF BUDGET USED/COLLECTED	2021/2022 @ 02/28	AMENDED 2021/2022 BUDGET	2021/2022 % OF BUDGET USED/COLLECTED
REVENUES:						
General Fund	3,306,764	5,938,301	55.69%	3,217,814	6,010,691	53.53%
Utility Fund	3,057,665	8,029,067	38.08%	3,109,537	8,037,693	38.69%
Maintenance Fund	34,378	117,868	29.17%	30,407	104,252	29.17%
Int & Sinking Fund	657,653	746,968	88.04%	431,639	519,767	83.04%
TOTAL REVENUES	7,056,460	14,832,204	47.58%	6,789,397	14,672,403	46.27%
EXPENSES:						
General Fund	2,217,535	5,938,301	37.34%	2,361,300	5,967,951	39.57%
Utility Fund	3,584,689	8,029,067	44.65%	3,540,742	7,788,293	45.46%
Maintenance Fund	43,222	117,868	36.67%	52,643	104,252	50.50%
Int & Sinking Fund	714,401	746,968	95.64%	498,891	519,511	96.03%
TOTAL EXPENSES	6,559,847	14,832,204	44.23%	6,453,577	14,380,007	44.88%
Revenues Over/(Under) Expenses						
M&O Funds	553,361			403,072		
I&S Fund	(56,748)			(67,252)		
Total Over(Under)	496,613	0		335,820	292,396	

**CITY OF SMITHVILLE
GENERAL FUND RECAP
2022-2023**

FOR MONTH OF: February

	2022/2023 Y-T-D	2022/2023 BUDGET	2022/2023 % OF BUDGET USED/COLLECTED	2021/2022 02/28	AMENDED 2021/2022 BUDGET	2021/2022 % OF BUDGET USED/COLLECTED
REVENUES:						
Taxes	1,920,982	2,719,714	70.63%	1,752,853	2,582,694	67.87%
Licenses & Permits	37,464	120,522	31.08%	71,746	140,461	51.08%
Services	594,783	1,357,667	43.81%	569,282	1,356,688	41.96%
Court	21,261	60,450	35.17%	20,489	66,960	30.60%
Miscellaneous	642,918	1,502,725	42.78%	683,867	1,629,223	41.98%
Contributions	89,357	177,223	50.42%	119,576	234,665	50.96%
TOTAL REVENUES	3,306,764	5,938,301	55.69%	3,217,814	6,010,691	53.53%
EXPENSES:						
Administration	165,386	469,292	35.24%	231,319	481,146	48.08%
Finance	43,099	84,059	51.27%	34,773	72,457	47.99%
Police	569,945	1,480,386	38.50%	533,551	1,335,789	39.94%
Animal Control	29,568	66,515	44.45%	29,069	62,352	46.62%
Court	27,063	86,938	31.13%	30,412	80,652	37.71%
Fire	48,060	91,778	52.37%	44,610	96,431	46.26%
Library	147,122	421,917	34.87%	127,574	336,678	37.89%
Community Service	39,768	87,460	45.47%	29,148	68,248	42.71%
Parks & Recreation	168,130	383,196	43.88%	158,682	428,726	37.01%
Recreation Center	156,561	366,433	42.73%	157,265	368,902	42.63%
Street & Alley	207,431	603,303	34.38%	378,162	851,540	44.41%
Solid Waste	431,850	1,322,199	32.66%	454,489	1,274,705	35.65%
Enforcement/Insp	51,409	130,674	39.34%	42,487	138,264	30.73%
Cemetery	50,542	124,725	40.52%	42,809	113,805	37.62%
Airport	36,338	53,955	67.35%	19,214	126,597	15.18%
Economic Development	45,263	165,471	27.35%	47,735	131,659	36.26%
TOTAL EXPENSES	2,217,535	5,938,301	37.34%	2,361,300	5,967,951	39.57%
Revenues Over/(Under)	1,089,229	0		856,513	42,740	

**CITY OF SMITHVILLE
GENERAL FUND REVENUE RECAP
2022-2023**

FOR MONTH OF: February

	2022/2023 Y-T-D	2022/2023 BUDGET	2022/2023 % OF BUDGET USED/COLLECTED	2021/2022 @ 02/28	AMENDED 2021/2022 BUDGET	2021/2022 % OF BUDGET USED/COLLECTED
REVENUES:						
TAXES						
Property Taxes	1,414,458	1,615,814	87.54%	1,278,743	1,457,420	87.74%
Franchise Taxes	68,128	137,900	49.40%	63,278	123,405	51.28%
Sales Taxes	411,316	915,000	44.95%	389,414	950,635	40.96%
Hotel/Motel Taxes	23,400	40,000	58.50%	17,635	40,043	44.04%
Mixed Beverage Tax	3,679	11,000	33.45%	3,783	11,191	33.81%
Total Tax Revenues	1,920,982	2,719,714	70.63%	1,752,853	2,582,694	67.87%
LICENSES & PERMITS						
Misc. Licenses	190	500	38.00%	185	250	74.00%
Alcohol Permits	165	4,100	4.02%	495	1,935	25.56%
Building Permits	25,669	65,000	39.49%	22,982	58,464	39.31%
Electrical Permits	2,705	15,000	18.03%	4,315	9,853	43.79%
Plumbing Permits	5,400	15,000	36.00%	5,393	15,118	35.67%
Misc. Permits/Film Permits	3,335	20,922	15.94%	38,377	54,841	69.98%
Total L/P Revenues	37,464	120,522	31.08%	71,746	140,461	51.08%
SERVICES						
Inspections	50	750	6.67%	150	400	37.50%
Cemetery	1,480	3,850	38.44%	2,350	4,200	55.95%
Police	158	1,500	10.55%	124	870	14.25%
Code Enforcement	300	1,000	30.00%	70	970	7.22%
Streets	600	1,000	60.00%	0	0	0.00%
Leaf & Limb	525	750	70.00%	200	775	25.81%
Sanitation	483,835	1,151,000	42.04%	469,421	1,139,613	41.19%
Warehouse	3,946	10,500	37.58%	4,922	10,865	45.30%
Parks & Recreation	11,075	30,000	36.92%	15,370	31,353	49.02%
Library	2,942	4,750	61.94%	2,079	5,279	39.38%
Airport	34,380	57,567	59.72%	26,965	53,551	50.35%
Recreation Center	55,491	95,000	58.41%	47,632	108,812	43.77%
Total Svc Revenues	594,783	1,357,667	43.81%	569,282	1,356,688	41.96%
COURT REVENUES						
Fines	13,448	40,000	33.62%	12,838	41,391	31.02%
Admin Fees	290	950	30.53%	422	1,066	39.56%
CJP Arrest Fees	1,036	3,500	29.59%	1,065	3,307	32.19%
Court Costs	5,616	15,500	36.23%	5,245	18,658	28.11%
Remedies	290	500	58.00%	310	800	38.75%
Court Technology	583	0	0.00%	610	1,738	35.07%
Total Court Revs	21,261	60,450	35.17%	20,489	66,960	30.60%
MISC. SALES & REVS						
Cemetery Plots	4,500	20,000	22.50%	18,000	38,250	47.06%
Franchise Fee - Utility	72,917	175,000	41.67%	72,917	175,000	41.67%
Interest Income	12,942	6,400	202.23%	2,443	7,724	31.63%
Rents	0	0	0.00%	0	0	0.00%
Credit Card Usage Fee	2,992	5,000	59.84%	2,527	6,187	40.84%
Misc Rev/Ins Recovery	21,439	27,000	79.41%	36,313	69,562	52.20%
Sale of Fixed Assets	1,325	5,000	26.50%		8,500	0.00%
Transfer in from Utility	526,802	1,264,325	41.67%	551,667	1,324,000	41.67%
Other Rev-Lease Purchase	0	0	0.00%	0	0	0.00%
Total Misc. Revs	642,918	1,502,725	42.78%	683,867	1,629,223	41.98%
CONTRIBUTIONS						
Public Sources	62,112	143,064	43.42%	97,421	121,899	79.92%
Private Sources	6,625	1,500	441.67%	2,347	3,317	70.76%
Grants	0	3,459	0.00%	0	76,660	0.00%
Volunteer Fire Dept	9,619	22,200	43.33%	9,445	22,425	42.12%
B. Hewatt	11,000	7,000	157.14%	10,364	10,364	100.00%
Tocker Foundation	0	0	0.00%	0	0	0.00%
Total Contributions	89,357	177,223	50.42%	119,576	234,665	50.96%
TOTAL REVENUES	3,306,764	5,938,301	55.69%	3,217,814	6,010,691	53.53%

CITY OF SMITHVILLE
GENERAL FUND EXPENSE RECAP
2022-23
FOR MONTH OF: February

	2022/2023 Y-T-D	2022/2023 BUDGET	2022/2023 % OF BUDGET USED/COLLECTED	2021/2022 @ 02/28	AMENDED 2021/2022 BUDGET	2021/2022 % OF BUDGET USED/COLLECTED
ADMINISTRATION						
Personnel	79,899	247,179	32.32%	82,794	216,652	38.22%
Services	53,199	136,908	38.86%	67,119	145,892	46.01%
Supplies & Materials	8,944	44,610	20.05%	8,240	36,734	22.43%
Other	23,344	40,595	57.51%	73,166	81,868	89.37%
Capital	0	0	0.00%	0	0	0.00%
Transfer to TxDOT Sidewalk Gran	0	0	0.00%	0	0	0.00%
Total Admin Expense	165,386	469,292	35.24%	231,319	481,146	48.08%
FINANCE						
Personnel	20,596	54,829	37.56%	16,744	48,040	34.86%
Services	21,864	27,530	79.42%	15,829	22,043	71.81%
Supplies & Materials	639	1,700	37.61%	2,200	2,374	92.66%
Other	0	0	0.00%	0	0	0.00%
Total Finance Expense	43,099	84,059	51.27%	34,773	72,457	47.99%
POLICE						
Personnel	486,782	1,272,120	38.27%	450,663	1,143,039	39.43%
Services	11,594	37,074	31.27%	13,419	34,832	38.53%
Supplies & Materials	30,815	112,180	27.47%	31,460	103,611	30.36%
Other	40,754	59,012	69.06%	38,008	54,307	69.99%
Capital Expenditures	0	0	0.00%	0	0	0.00%
Total Police Expense	569,945	1,480,386	38.50%	533,551	1,335,789	39.94%
ANIMAL CONTROL						
Personnel	19,098	50,765	37.62%	18,604	48,353	38.48%
Services	8,731	9,850	88.64%	8,738	9,197	95.01%
Supplies & Materials	1,341	5,500	24.38%	1,341	4,417	30.37%
Other	398	400	99.47%	385	385	100.04%
Capital Expenditures	0	0	0.00%	0	0	0.00%
Total Animal Control Exp	29,568	66,515	44.45%	29,069	62,352	46.62%
COURT						
Personnel	20,680	63,905	32.36%	20,756	56,809	36.54%
Services	6,383	22,388	28.51%	9,582	23,725	40.39%
Supplies & Materials	0	600	0.00%	74	74	100.00%
Other	0	45	0.00%	0	44	0.00%
Total Court Exp	27,063	86,938	31.13%	30,412	80,652	37.71%
FIRE						
Personnel	1,808	1,808	100.00%	2,034	2,034	100.00%
Services	3,664	12,695	28.86%	3,329	9,952	33.45%
Supplies & Materials	8,378	39,650	21.13%	8,668	52,591	16.48%
Other	34,210	37,625	90.92%	30,579	31,854	96.00%
Capital Expenditures	0	0	0.00%	0	0	0.00%
Total Fire Expense	48,060	91,778	52.37%	44,610	96,431	46.26%
LIBRARY						
Personnel	112,349	302,698	37.12%	100,610	268,888	37.42%
Services	5,511	16,584	33.23%	4,420	14,885	29.69%
Supplies (includes Donation/Grant exp)	24,914	98,110	25.39%	18,763	48,949	38.33%
Other	4,348	4,525	96.09%	3,781	3,956	95.57%
Capital Expenditures	0	0	0.00%	0	0	0.00%
Total Library Expense	147,122	421,917	34.87%	127,574	336,678	37.89%
COMMUNITY SERVICE						
Allocated Support	39,768	87,460	45.47%	29,148	68,248	42.71%
Total Community Svc Exp	39,768	87,460	45.47%	29,148	68,248	42.71%
PARKS & RECREATION						
Personnel	108,372	263,181	41.18%	101,583	264,417	38.42%
Services	10,725	31,025	34.57%	18,272	35,735	51.13%
Supplies & Materials	42,136	70,650	59.64%	32,552	120,856	26.93%
Other	6,896	18,340	37.60%	6,275	7,718	81.31%
Capital Expenditures	0	0	0.00%	0	0	0.00%
Total Parks & Recr Exp	168,130	383,196	43.88%	158,682	428,726	37.01%

CITY OF SMITHVILLE
GENERAL FUND EXPENSE RECAP
2022-23
FOR MONTH OF: February

	2022/2023 Y-T-D	2022/2023 BUDGET	2022/2023 % OF BUDGET USED/COLLECTED	2021/2022 @ 02/28	AMENDED 2021/2022 BUDGET	2021/2022 % OF BUDGET USED/COLLECTED
RECREATION CENTER						
Personnel	86,169	237,999	36.21%	81,720	217,372	37.59%
Services	37,406	82,234	45.49%	35,851	87,807	40.83%
Supplies & Materials	23,763	36,800	64.57%	17,938	41,623	43.10%
Other	9,223	9,400	98.11%	21,757	22,100	98.45%
Capital Expenditures	0	0	0.00%	0	0	0.00%
Total Recreation Center Exp	156,561	366,433	42.73%	157,265	368,902	42.63%
STREET & ALLEY						
Personnel	79,167	210,969	37.53%	60,862	175,802	34.62%
Services	64,584	147,050	43.92%	85,998	244,127	35.23%
Supplies & Materials	49,640	220,550	22.51%	191,575	336,282	56.97%
Other-Special Projects	14,040	24,734	56.77%	12,948	26,127	49.56%
Capital Expenditures	0	0	0.00%	26,779	69,202	38.70%
Transfer to HMPG Grant	0	0	0.00%	0	0	0.00%
Total Street & Alley Exp	207,431	603,303	34.38%	378,162	851,540	44.41%
SOLID WASTE						
Personnel	83,274	263,380	31.62%	77,146	196,020	39.36%
Services	318,071	983,450	32.34%	302,397	941,273	32.13%
Supplies & Materials	17,392	44,650	38.95%	61,855	99,964	61.88%
Other-Special Projects	13,113	30,719	42.69%	13,092	37,448	34.96%
Capital Expenditures	0	0	0.00%	0	0	0.00%
Total Solid Waste Exp	431,850	1,322,199	32.66%	454,489	1,274,705	35.65%
ENFORCEMENT & INSPEC						
Personnel	33,950	84,494	40.18%	33,343	88,210	37.80%
Services	14,045	37,055	37.90%	5,567	38,370	14.51%
Supplies & Materials	3,002	8,690	34.54%	3,160	11,223	28.15%
Other	412	435	94.62%	417	461	90.56%
Capital Expenditures	0	0	0.00%	0	0	0.00%
Total Enforcement/Insp Exp	51,409	130,674	39.34%	42,487	138,264	30.73%
CEMETERY						
Personnel	38,449	101,715	37.80%	18,824	78,854	23.87%
Services	4,202	8,745	48.05%	5,626	10,334	54.44%
Supplies & Materials	7,701	9,075	84.86%	2,508	8,765	28.61%
Other	190	190	100.06%	8,807	8,807	100.00%
Capital Expenditures	0	5,000	0.00%	7,045	7,045	100.00%
Total Cemetery Expense	50,542	124,725	40.52%	42,809	113,805	37.62%
AIRPORT						
Services	15,360	39,635	38.75%	14,802	38,511	38.44%
Supplies & Materials	2,378	5,600	42.47%	1,347	6,942	19.40%
Other	18,600	8,720	213.30%	3,065	81,144	3.78%
Capital Expenditures	0	0	0.00%	0	0	0.00%
Total Airport Expense	36,338	53,955	67.35%	19,214	126,597	15.18%
GRANTS & ECONOMIC DEVELOPMENT						
Personnel	38,242	101,988	37.50%	30,953	91,062	33.99%
Services	1,305	16,270	8.02%	1,755	6,164	28.47%
Supplies & Materials	0	500	0.00%	108	115	94.05%
Other	5,716	46,713	12.24%	14,919	34,318	43.47%
Capital Expenditures	0	0	0.00%	0	0	0.00%
Total Grant & Eco Development Exp	45,263	165,471	27.35%	47,735	131,659	36.26%
TOTAL EXPENSES	2,217,535	5,938,301	37.34%	2,361,300	5,967,951	39.57%
TOTAL REVENUES	3,306,764	5,938,301	55.69%	3,217,814	6,010,691	53.53%
Revenues Over/Under Expenses	1,089,229	0		856,513	42,740	

**CITY OF SMITHVILLE
GENERAL FUND EXPENSE RECAP
2022-23**

FOR MONTH OF: February

	2022/2023 Y-T-D	2022/2023 BUDGET	2022/2023 % OF BUDGET USED/COLLECTED	2021/2022 @ 02/28	AMENDED 2021/2022 BUDGET	2021/2022 % OF BUDGET USED/COLLECTED
Maintenance Fund						
Revenues	34,378	117,868	29.17%	30,407	104,252	29.17%
Personnel Expense	27,622	75,108	36.78%	27,082	71,457	37.90%
Services Expense	1,376	4,245	32.42%	1,390	4,375	31.78%
Supplies Expense	13,989	38,280	36.54%	23,932	28,180	84.92%
Other Expense	234	235	99.67%	239	240	99.63%
Capital Expense	0	0	0.00%	0	0	0.00%
Total Maint Fund Exp	43,222	117,868	36.67%	52,643	104,252	50.50%
Revenues Over/Under Expenses	(8,843)	0		(22,237)	0	

**CITY OF SMITHVILLE
UTILITY FUND RECAP**

2022-2023

FOR MONTH OF: February

	2022/2023 Y-T-D	2022/2023 BUDGET	2022/2023 % OF BUDGET USED/COLLECTED	2021/22 @ 02/28	AMENDED 2021/22 BUDGET	2021/22 % OF BUDGET USED/COLLECTED
REVENUES:						
Electric	2,052,320	5,516,265	37.20%	2,067,417	5,497,032	37.61%
Water	420,844	1,076,000	39.11%	408,657	1,004,803	40.67%
Wastewater	359,960	824,500	43.66%	373,732	893,458	41.83%
Miscellaneous	224,541	612,302	36.67%	259,731	642,400	40.43%
TOTAL REVENUES	3,057,665	8,029,067	38.08%	3,109,537	8,037,693	38.69%
EXPENSES:						
Administration	781,212	1,751,668	44.60%	735,714	1,475,068	49.88%
Electric	1,486,637	3,674,766	40.46%	1,367,094	3,627,705	37.68%
Recycle	31,536	67,009	47.06%	29,541	63,339	46.64%
Water	201,536	352,231	57.22%	207,982	477,314	43.57%
Wastewater	520,716	832,068	62.58%	619,745	733,867	84.45%
Transfers	563,052	1,351,325	41.67%	580,667	1,411,000	41.15%
TOTAL EXPENSES	3,584,689	8,029,067	44.65%	3,540,742	7,788,293	45.46%
Revenues Over/(Under)						
Expenses:	(527,024)	0		(431,205)	249,400	

CITY OF SMITHVILLE
UTILITY FUND REVENUE RECAP
2022-2023
FOR MONTH OF: February

	2022/2023	2022/2023	2022/2023	2021/2022	AMENDED	2021/2022
	Y-T-D	BUDGET	% OF BUDGET USED/COLLECTED	@02/28	2021/2022 BUDGET	% OF BUDGET USED/COLLECTED
REVENUES:						
ELECTRIC						
Residential Electric	1,230,186	3,333,960	36.90%	1,183,483	3,307,684	35.78%
Small Commercial Electric	200,103	496,000	40.34%	180,654	512,387	35.26%
Large Commercial Electric	496,126	1,440,300	34.45%	525,049	1,353,046	38.80%
Public Lighting	5,795	14,000	41.39%	5,871	14,019	41.88%
Interdepartmental	62,273	173,725	35.85%	65,218	164,665	39.61%
Electric Opt Out Fees	900	2,280	39.47%	1,050	2,450	42.86%
Charge for Svcs - Electric	56,936	56,000	101.67%	106,091	142,781	74.30%
Total Electric Revs	2,052,320	5,516,265	37.20%	2,067,417	5,497,032	37.61%
WATER						
Metered Sales	402,053	1,014,500	39.63%	366,377	934,233	39.22%
Unmetered Sales	791	1,500	52.73%	280	2,570	10.89%
Water Taps	18,000	60,000	30.00%	42,000	68,000	61.76%
Total Water Revs	420,844	1,076,000	39.11%	408,657	1,004,803	40.67%
WASTEWATER						
Flat Rate Charge	341,960	779,500	43.87%	349,232	826,208	42.27%
Sewer Taps	18,000	45,000	40.00%	24,500	67,250	36.43%
Total WasteW Revs	359,960	824,500	43.66%	373,732	893,458	41.83%
MISC. SALES & REVS						
Utility Service Transfer Fee	275	825	33.33%	400	1,150	34.78%
Rents	0	25,275	0.00%	6,168	23,757	25.96%
Grants	0	0	0.00%	0	0	0.00%
W/WW Imp Fee - '19 CO's	61,502	147,500	41.70%	61,491	147,849	41.59%
Drainage/System Imp Fees	60,196	142,250	42.32%	59,470	143,441	41.46%
Utility Penalties	70,575	175,000	40.33%	69,900	186,604	37.46%
Interest Income	12,404	10,500	118.13%	3,202	13,093	24.45%
Credit Card Usage Fee	11,836	24,750	47.82%	10,228	25,816	39.62%
Misc Income/Ins Recovery	4,177	10,175	41.05%	3,128	9,079	34.45%
QECB Treasury Subsidy	0	51,027	0.00%	28,801	56,295	51.16%
Sale of Fixed Assets	0	3,000	0.00%	0	0	0.00%
Sale of Recyclables	3,576	22,000	16.25%	16,943	35,316	47.98%
Total Misc. Revs	224,541	612,302	36.67%	259,731	642,400	40.43%
TOTAL REVENUES	3,057,665	8,029,067	38.08%	3,109,537	8,037,693	38.69%

CITY OF SMITHVILLE
UTILITY FUND EXPENSE RECAP
2022-2023
FOR MONTH OF: February

	2022/2023	2022/2023	2022/2023		AMENDED	2021/2022
	Y-T-D	BUDGET	% OF BUDGET		2021/2022	% OF BUDGET
			USED/COLLECTED	@02/28	BUDGET	USED/COLLECTED
REVENUES	3,057,665	8,029,067	38.08%	3,109,537	8,037,693	38.69%
EXPENSES						
ADMINISTRATION						
Personnel	306,673	835,684	36.70%	294,142	793,171	37.08%
Services	138,066	223,242	61.85%	105,914	195,632	54.14%
Supplies & Matls	9,311	16,825	55.34%	17,899	20,139	88.88%
Other	327,163	675,917	48.40%	317,759	466,126	68.17%
Capital	0	0	0.00%	0	0	0.00%
Transfer to USDA SH95	0	0	0.00%	0	0	0.00%
Transfer to I & S	36,250	87,000	41.67%	29,000	87,000	33.33%
Transfer to General	526,802	1,264,325	41.67%	551,667	1,324,000	41.67%
Total Admin Exp	1,344,265	3,102,993	43.32%	1,316,381	2,886,068	45.61%
ELECTRIC						
Personnel	111,925	303,356	36.90%	98,069	257,892	38.03%
Services	47,005	119,693	39.27%	14,172	87,275	16.24%
Supplies & Matls	1,281,140	3,221,725	39.77%	1,193,921	3,190,985	37.42%
Other	46,568	29,992	155.27%	60,931	91,553	66.55%
Capital	0	0	0.00%	0	0	0.00%
Total Electric Exp	1,486,637	3,674,766	40.46%	1,367,094	3,627,705	37.68%
RECYCLE						
Personnel	21,135	53,619	39.42%	17,427	45,646	38.18%
Services	1,251	2,525	49.54%	1,976	3,212	61.53%
Supplies&Matls	4,707	6,420	73.32%	1,735	6,078	28.55%
Other	4,443	4,445	99.95%	8,403	8,403	100.00%
Capital	0	0	0.00%	0	0	0.00%
Total Recycle Exp	31,536	67,009	47.06%	29,541	63,339	46.64%
WATER						
Personnel	57,994	144,068	40.25%	47,030	134,322	35.01%
Services	27,049	50,850	53.19%	43,028	104,436	41.20%
Supplies & Matls	47,203	83,140	56.77%	50,507	169,568	29.79%
Other	69,291	74,173	93.42%	67,417	68,988	97.72%
Capital	0	0	0.00%	0	0	0.00%
Transfer to CDBG	0	0	0.00%	0	0	0.00%
Total Water Exp	201,536	352,231	57.22%	207,982	477,314	43.57%
WASTEWATER						
Personnel	56,247	160,143	35.12%	60,856	144,707	42.05%
Services	96,095	201,050	47.80%	134,300	271,433	49.48%
Supplies & Matls	35,893	107,020	33.54%	60,311	217,433	27.74%
Other	332,481	363,855	91.38%	364,278	100,294	363.21%
Capital	0	0	0.00%	0	0	0.00%
Total W/Water Exp	520,716	832,068	62.58%	619,745	733,867	84.45%
TOTAL EXPENSES	3,584,689	8,029,067	44.65%	3,540,742	7,788,293	45.46%
REVENUES OVER/(UNDER)						
EXPENSES:	(527,024)	0		(431,205)	249,400	

CITY OF SMITHVILLE

Utility Department

Report For The Month Of:	Feb 20 22 ²³
Number Of Electric Customers:	2303
Number Of New Customers:	20
Number Of Customers Leaving The City:	18
Number Of Customers Penalized:	351
Number of Customers "Cut-Off" For Non-Payment:	14 (10 Reconnected)

**CITY OF SMITHVILLE
DEBT SERVICE RECAP
FOR MONTH OF: February, 2023**

	2022/2023	2022/2023	2022/2023		AMENDED	2021/2022
	Y-T-D	BUDGET	% OF BUDGET		2021/2022	% OF BUDGET
			USED/COLLECTED	Y-T-D	BUDGET	USED/COLLECTED
REVENUES:						
Property Taxes *	614,870	659,968	93.17%	394,735	429,322	91.94%
Drainage/System Imp Utility Fees	36,250	87,000	41.67%	36,250	87,000	41.67%
Transfer In/ Miscellaneous	0	0	0.00%	569	569	100.00%
Interest	6,533	0	0.00%	86	2,876	2.97%
Total Revenues	657,653	746,968	88.04%	431,639	519,767	83.04%
EXPENSES:						
Bond P&I Pymts '18 C of O's (refin '09)	313,683	318,171	98.59%	307,518	316,200	97.25%
Bond P&I Pymts '19 C of O's	18,463	26,675	69.21%	18,713	27,175	68.86%
Tax Note, Series 2021	103,475	106,384	97.27%	172,661	176,136	98.03%
Tax Note, Series 2022	278,781	295,738	94.27%	0	0	0.00%
Total Expenses	714,401	746,968	95.64%	498,891	519,511	96.03%
NET OF REVENUES OVER (UNDER) EXPENSES	(56,748)	0		(67,252)	256	

* 2021-22 values include \$258 excess collections from FY 2020

* 2022-23 values include \$5,672 excess collections from FY 2021