



CITY OF CEDAR PARK
REGULAR SCHEDULED CITY COUNCIL MEETING
CEDAR PARK CITY HALL - COUNCIL CHAMBERS
450 CYPRESS CREEK ROAD, BUILDING FOUR
SEPTEMBER 12, 2024 AT 6:00 PM

Link For Meeting: <https://councilmtg.cedarparktexas.gov/>
Event Password: CedarPark2024
United States Toll Free: 1-844-992-4726
Access Code: 2553 983 0479
Phone Password: 23327728

Jim Penniman-Morin, Mayor
 Bobbi Hutchinson, Council Place One
 Mel Kirkland, Council Place Two
 Eric Boyce, Council Place Four

Anne Duffy, Mayor Pro Tem
 Kevin Harris, Council Place Five
 Heather Jefts, Council Place Six
 Brenda Eivens, City Manager

The public may comment and attend the meeting remotely. For the virtual meeting link and phone number, see near the top of the agenda. For more information on how to participate remotely please refer to the City’s website at www.cedarparktexas.gov/councilagenda.

*All electronic and printed materials to be presented at the Council Meeting must be submitted for cybersecurity and legal obscenity screening in accordance with City Policy. **Electronic material must be submitted by 12:00 p.m., day of meeting, and printed material must be submitted prior to the Call To Order.** Any electronic or printed material not submitted in accordance with the Policy, that poses a cybersecurity risk, or is legally obscene, will not be allowed. You may email the entire Council on any issue at Council@cedarparktexas.gov.*

AGENDA

A.1 CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN.

I. EXECUTIVE SESSION
To Commence At 6:00 p.m.

An unscheduled Closed Executive Session may be called to discuss any item on this posted agenda provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.

In accordance with Chapter 551, Government Code, the City Council will now convene in a Closed Executive Session pursuant to the following provisions of the Texas Open Meetings Act, Chapter 551, of the Texas Government Code:

- B.1 Section § 551.087 Deliberation Regarding Economic Development Negotiations.
- a. Update Regarding Negotiations With Economic Development Prospects.

The Council Reconvenes into Open Meeting.

II. OPEN MEETING
To Commence At 7:00 p.m.

- C.1 Invocation. (Jefts)
- C.2 Pledges Of Allegiance (U.S. and Texas).
- C.3 Presentation: A Proclamation Recognizing September 2024 As Cedar Park Preparedness Month.
- C.4 Public Communications. (Regarding items not listed on this Agenda. Three Minutes each. No deliberations with the Council. The Council may respond only with factual statements, recitation of existing policy, and requests for an item to be placed on a future Agenda.)
- C.5 City Manager Report: Employee Recognition For Service With The City Of Cedar Park
- a. Chris Copple, Asst. City Manager, Ten Years Of Service.
- C.6 City Manager Report: Update On Upcoming Fall Events And Programs Hosted By The Parks And Recreation Department - Josh Rodrigue, Recreation Manager.
- C.7 City Manager Report: Update On The Capital Improvement Program Projects - Randy Lueders, Director Of Engineering And Capital Projects.

Consent Agenda

Pursuant to Council Rule 2.3, the City Council Consent Agenda consists of Agenda Items D, E, and F.

- [D.1](#) Approval Of Minutes From The Regular Scheduled City Council Meeting Of June 27, 2024.
- [D.2](#) Approval Of Minutes From The Regular Scheduled City Council Meeting Of July 11, 2024.
- [D.3](#) Approval Of Minutes From The Special Called City Council Meeting/Retreat Of July 12, 2024.
- [D.4](#) Approval Of Minutes From The Special Called City Council Meeting/Retreat Of July 13, 2024.
- [D.5](#) Approval Of Minutes From The Regular Scheduled City Council Meeting Of July 25, 2024.
- [D.6](#) Approval Of Minutes From The Special Called City Council Meeting Of August 1, 2024.

An unscheduled Closed Executive Session may be called to discuss any item on this posted agenda provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.

- [E.1](#) Second Reading And Public Hearing Approval Of An Ordinance Amending Cedar Park Code Of Ordinances, Chapter 1, General Administration, Article 1.09 Library Regulations, And Appendix A Fee Schedule, Article 5.000 Library Fees.
- [E.2](#) Second Reading And Approval Of An Ordinance To Amend Cedar Park Code Of Ordinances Appendix A Fee Schedule, Article 12.000 Park Related Fees.
- [F.1](#) A Resolution Authorizing Issuance Of A Parks Special Use Permit To The Wipro Corporation For A 5K Charity Run At Brushy Creek Lake Park On October 6, 2024.
- [F.2](#) A Resolution Authorizing An Amendment To An Easement To The Lower Colorado River Authority (LCRA) Located In The New Hope Drive Right-Of-Way Near Krienke Ranch Road.
- [F.3](#) A Resolution Authorizing An Amendment To The Professional Engineering Services Agreement With Kimley-Horn And Associates, Inc. For The Bell District Shared Use Path Project In An Amount Not To Exceed \$176,310.
- [F.4](#) A Resolution Authorizing City Acceptance Of Hidden Creeks At Lakewood Park Subdivision Improvements.
- [F.5](#) A Resolution Authorizing An Interlocal Agreement With Capital Area Council Of Governments (CAPCOG) For Reimbursement To The City In The Amount Of \$139,905 For Maintenance Of The Public Safety Call Recording System.
- [F.6](#) A Resolution Authorizing Acceptance Of E-Rate Funding In The Amount Of \$84,599.93 From The Universal Service Administrative Co. And Authorizing The City Manager To Administer The Funding Award.
- [F.7](#) A Resolution Authorizing A Change Order With J.E. Dunn Construction Company, Inc. For Construction Of The New Cedar Park Library Project In An Amount Not To Exceed \$179,183.
- [F.8](#) A Resolution Authorizing An Amendment To The Professional Services Agreement With Garver, LLC For Design Of The Sidewalk Gap Closure Program Phase 6 Project In An Amount Not To Exceed \$22,268.
- [F.9](#) A Resolution Authorizing An Agreement With USALCO, LLC For The Purchase Of Water Treatment Chemicals In An Amount Not To Exceed \$329,000 Over A Five Year Period.
- [F.10](#) A Resolution Authorizing An Agreement With Pencco, Inc. For The Purchase Of Water Treatment Chemicals In An Amount Not To Exceed \$368,215 Over A Five Year Period.
- [F.11](#) A Resolution Authorizing An Agreement With Hawkins Inc. For The Purchase Of Wastewater Treatment Chemicals In An Amount Not To Exceed \$1,052,200 Over A Five Year Period.
- [F.12](#) A Resolution Authorizing An Agreement With Chameleon Industries Inc. For The Purchase Of Water And Wastewater Treatment Chemicals In An Amount Not To Exceed \$569,000 Over A Five Year Period.

An unscheduled Closed Executive Session may be called to discuss any item on this posted agenda provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.

- [F.13](#) A Resolution Authorizing An Agreement With Brenntag Southwest, Inc. For The Purchase Of Water Treatment Chemicals In An Amount Not To Exceed \$1,200,000 Over A Five Year Period.
- [F.14](#) A Resolution Approving Amendments To The Investment Policy, Strategy Guidelines, And Authorized Broker/Dealer List For The City Of Cedar Park.
- [F.15](#) A Resolution Authorizing The Williamson County And Cities Public Health District Amended And Restated Cooperative Agreement.

Public Hearings

- [G.1](#) First Reading And Public Hearing Of An Ordinance Denying Texas Gas Service Company's Requested Rate Increase.
- [G.2](#) (2024-1-ANX) First Reading And Public Hearing Of An Ordinance For The Annexation Of Approximately 18.7 Acres Of Land Situated In The Racheal Saul Survey, Abstract No. 551, The Michael Pevetoe Survey, Abstract No. 622, The Russell Tabor Survey, Abstract No. 771, And The Richard Duty Survey, Abstract Nos. 2702 And 183, In Travis And Williamson Counties, Texas, And Being A Portion Of Old Dies Ranch Road, For Which No Record Was Found, And A Portion Of The Present Right-Of-Way Of Anderson Mill Road And Cypress Creek Road.

Regular Agenda (Non-Consent)

- [H.1](#) Second Reading/ Public Hearing And Consideration For Approval Of An Ordinance Adopting A Municipal Budget For The Fiscal Year Beginning October 1, 2024, And Ending September 30, 2025.
- [H.2](#) Second Reading/ Public Hearing And Consideration For Approval Of An Ordinance To Adopt A Tax Rate Of \$0.363000 And Levy Taxes For The Fiscal Year Beginning October 1, 2024, And Ending September 30, 2025.
- [H.3](#) Consideration Of A Motion To Ratify The Property Tax Revenue Increase Reflected In The Fiscal Year 2025 Budget In Accordance With The Texas Local Government Code.
- [H.4](#) Consideration Of A Resolution Approving The Community Support Funding Allocations For Fiscal Year 2025.
- [H.5](#) Consideration Of A Resolution Ratifying A Meet And Confer Agreement With The Cedar Park Police Association For The Term Of October 1, 2024 Through September 30, 2027.
- [H.6](#) Discussion And Possible Action For A City Council Town Hall Event November 6, 2024.
- H.7 Consider Action, If Any, On Items Discussed In Executive Session.
- H.8 Mayor And Council Closing Comments.
- H.9 Adjournment.

An unscheduled Closed Executive Session may be called to discuss any item on this posted agenda provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.

The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time. All agenda items are subject to final action by the City Council. Separate agenda items may be combined and discussed together at the discretion of the Chair.

Any final action, decision, or vote on a matter deliberated in Closed Executive Session shall be made in an open meeting pursuant to the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

Certain information may be presented to and by the City Council, under the headings of "Citizen Communications", and "Council Comments" however, by law, the Council shall not discuss, deliberate or vote upon such matters except that a statement of specific factual information, a recitation of existing policy, and deliberations concerning the placing of the subject on a subsequent agenda may take place.

The City Attorney has approved the Executive Session Items on this agenda.

CERTIFICATION

I certify that the above notice of the Regular Scheduled City Council Meeting of the City of Cedar Park, Texas was posted on the bulletin board of the City of Cedar Park City Hall, 450 Cypress Creek Road, Building Four, Cedar Park, Texas. This notice was posted on:

Date Posted: _____
Date Stamped (Month, Day, Year, AM/PM, Time)

The Cedar Park City Hall Council Chambers are wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretative services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (512) 401-5002 or FAX (512) 401-5003 for further information.

LeAnn M. Quinn, TRMC
City Secretary

Notice Removed: _____
Date Stamped (Month, Day, Year, AM/PM, Time)

An unscheduled Closed Executive Session may be called to discuss any item on this posted agenda provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.

CITY OF CEDAR PARK 2024-2026 Strategic Goals



Livability & Sense of Place

Preserve a community that encourages connectedness, has a unique sense of place and commits to a high quality of life for all.

- **Strong Community Connections:** Foster sense of community and engage residents on matters that impact them most.
- **Bell District:** Advance the City's most significant redevelopment project through successful implementation of the development plan.
- **Recreation and Cultural Opportunities:** Strengthen portfolio of recreation and learning programs, events and facilities, ensuring services align with community expectations.
- **Capital Projects:** Dedicate resources to design and construct the capital projects necessary to advance Cedar Park and meet future needs.
- **Redevelopment Initiatives:** Create redevelopment strategies that align with community's long-term vision and add value to surrounding area.
- **Placemaking:** Focus on aesthetics and public art within public spaces to create a positive aesthetic experience, instilling pride and creating unique identity.
- **Comprehensive Plan:** Adhere to City's Comprehensive Plan, and ensure it is updated regularly to reflect community's attitudes and needs.



Safe Community

Prioritize, enhance and support efforts related to community safety so our residents, businesses and visitors feel safe in their neighborhood and City.

- **Public Safety:** Prioritize and support public safety programs so our community feels safe.
- **Neighborhoods:** Invest in programs that improve neighborhood safety.
- **City Utilities:** Safeguard resiliency and security of water and wastewater utility system for reliability.
- **Communications & Reporting:** Use effective methods of providing safety-related information to residents and businesses.



Economic Vitality

Utilizing Strategic Plan as a guide, cultivate a vibrant business community and increase business investments in the community with successful commercial centers, additional employers, active destinations and support of existing businesses.

- **Business Recruitment Strategic Initiatives:** Attract targeted industries to diversify and grow tax base and increase primary job opportunities.
- **Projects that Make Cedar Park a Destination:** Attract regional destination development and entertainment centers.
- **Business Retention & Expansion:** Actively support existing business community.
- **Small Business & Entrepreneurship:** Encourage business growth and development stemming from entrepreneurial endeavors.
- **Workforce Development:** Work with education partners to grow training options that align with identified target industries.
- **Tourism:** Expand and support tourism program to increase visitors and local commerce.



Service & Fiscal Excellence

Deliver high-value public services in a fiscally prudent and sound manner to meet the needs and expectations of our community and enhance the quality of life.

- **Government Operations:** Ensure government operations, practices and procedures result in high quality and resident-focused services throughout our city.
- **Financial Strength:** Maintain and enhance strong financial management to capitalize on City's fiscal strength and provide value for tax dollars.
- **Workforce:** Invest in the recruitment and retention of a talented and professional workforce for the delivery of excellent services.
- **Technology:** Ensure sound technology systems and resources to support and enhance reliable 24/7 Operations.



Mobility & Connectivity

Safely and efficiently move people throughout the City and improve connectivity by adding alternate routes of travel to businesses, neighborhoods, jobs, parks, entertainment, and services.

- **Comprehensive Mobility Master Plan (MMP):** Commence implementation of the recently approved Master Plan aimed at improving multimodal connectivity within the community.
- **Roadways:** Construct additional roadways or expand existing roadways to increase capacity and reduce traffic congestion.
- **Bike, Pedestrian & Trail:** Expand the City's network of shared use paths and trails to provide more opportunities for trips on foot or bike.
- **Traffic Operations:** Invest in the use of technology and other innovative solutions to increase the safety and efficiency of the existing roadway system.



Infrastructure & Environment

Preserve and enhance the tools and resources necessary to support critical infrastructure and sustainability initiatives.

- **Infrastructure:** Continue to prioritize investments that support the quality and reliability of critical infrastructure.
- **Sustaining Infrastructure & Assets:** Invest in the maintenance of infrastructure and assets to support growth and sustain the existing community.
- **Environmental Stewardship:** Demonstrate responsible stewardship of community and natural resources.



An unscheduled Closed Executive Session may be called to discuss any item on this posted agenda provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.

File Attachments for Item:

D.1 Approval Of Minutes From The Regular Scheduled City Council Meeting Of June 27, 2024.

MINUTES

**CITY OF CEDAR PARK
REGULAR SCHEDULED CITY COUNCIL MEETING
CEDAR PARK CITY HALL - COUNCIL CHAMBERS
450 CYPRESS CREEK ROAD, BUILDING FOUR
JUNE 27, 2024 AT 7:00 PM**

Link For Meeting: <https://councilmtg.cedarparktexas.gov/>

Event Password: CedarPark2024

United States Toll Free: 1-844-992-4726

Access Code: 2554 879 1436

Phone Password: 23327728

Jim Penniman-Morin, Mayor
Bobbi Hutchinson, Council Place One
Mel Kirkland, Council Place Two
Eric Boyce, Council Place Four

Anne Duffy, Mayor Pro Tem
Kevin Harris, Council Place Five
Heather Jefts, Council Place Six
Brenda Eivens, City Manager

A.1 CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN.

Mayor Penniman-Morin called the meeting to order at 7:05 p.m.

All Council present.

I. EXECUTIVE SESSION

In accordance with Chapter 551, Government Code, the City Council will now convene in a Closed Executive Session pursuant to the following provisions of the Texas Open Meetings Act, Chapter 551, of the Texas Government Code:

NO ITEMS POSTED FOR EXECUTIVE SESSION

The Council Reconvenes into Open Meeting.

II. OPEN MEETING **To Commence At 7:00 p.m.**

- C.1 Invocation. (Hutchinson)
- C.2 Pledges Of Allegiance (U.S. and Texas).
- C.3 Public Communications. (Regarding items not listed on this Agenda. Three Minutes each. No deliberations with the Council. The Council may respond only with factual statements, recitation of existing policy, and requests for an item to be placed on a future Agenda.)

No Public Comment.

C.4 City Manager Report - Introduction Of City Management Fellow, Chance Wood.

Beau Falgout, Asst. City Manager, introduced Chance Wood, City Management Fellow.

Consent Agenda

Pursuant to Council Rule 2.3, the City Council Consent Agenda consists of Agenda Items D, E, and F.

Motion to approve all items on the Consent Agenda consisting of Agenda Items D, E, and F.

Movant: Mayor Pro Tem Duffy

Second: Councilmember Kirkland

Vote: 7-0

D.1 Approval Of Minutes From The Regular Scheduled City Council Meeting Of May 9, 2024.

Approved under the Consent Agenda.

D.2 Approval Of Minutes From The Special Called City Council Meeting Of May 14, 2024.

Approved under the Consent Agenda.

D.3 Receipt Of Minutes From The Community Development Corporation ("Type B") Meeting Of February 13, 2024.

Received under the Consent Agenda.

D.4 Receipt Of Minutes From The Community Development Corporation ("Type B") Meeting Of March 5, 2024.

Received under the Consent Agenda.

E.1 Second Reading And Approval Of An Ordinance Suspending A Gas Rate Increase Proposed By Texas Gas Service Company.

Approved under the Consent Agenda.

Ordinance Number G23.24.06.27.E1

E.2 Second Reading And Approval Of An Ordinance Amending The Cedar Park Code Of Ordinances, Chapter 18 Utilities, Article 18.08, Drought Contingency And Water Emergency Plan.

Approved under the Consent Agenda.

Ordinance Number CO.24.06.27.E2 (Ord. No 24 for reference)

- E.3 Second Reading And Approval Of An Ordinance Amending The Cedar Park Code Of Ordinances, Chapter 18 Utilities, Article 18.11, Water Conservation Plan.

Approved under the Consent Agenda.

Ordinance Number CO.24.06.27.E3 (Ord. No. 25 for reference)

- F.1 A Resolution Authorizing An Agreement With The Playwell Group, Inc. For Playground Removal And Installation In An Amount Not To Exceed \$240,929.

Approved under the Consent Agenda.

Resolution Number R149.24.06.27.F1

- F.2 A Resolution Consenting To The Brushy Creek Regional Utility Authority Executing An Agreement With Control Panels USA, Inc. For Construction Of The BCRUA Delivery Points Improvements Phase 2 Project In An Amount Not To Exceed \$612,000.28, Whereby The City Of Cedar Park Is Not A Cost Participant In The Project.

Approved under the Consent Agenda.

Resolution Number R150.24.06.27.F2

- F.3 A Resolution Authorizing A Professional Engineering Services Agreement With Kimley-Horn And Associates, Inc. For The Bell Park Floodplain Study And FEMA Floodplain Map Revisions In An Amount Not To Exceed \$113,000.

Approved under the Consent Agenda.

Resolution Number R151.24.06.27.F3

- F.4 A Resolution Authorizing An Agreement Between The Economic Development (Type A) Sales Tax Corporation Of Cedar Park And Development Counsellors International, Ltd. To Redesign And Implement A Website In A Total Amount Not To Exceed \$186,542 For Five Years.

Approved under the Consent Agenda.

Resolution Number R152.24.06.27.F4

- F.5 A Resolution Authorizing An Agreement Between The Economic Development (Type A) Sales Tax Corporation Of Cedar Park And Development Counsellors International, Ltd. To Design And Implement A Digital Marketing Campaign In A Total Amount Not To Exceed \$129,885.

Approved under the Consent Agenda.

Resolution Number R153.24.06.27.F5

Public Hearings

G.1 First Reading And Public Hearing Of An Ordinance: **No Items For Consideration.**

Regular Agenda (Non-Consent)

H.1 Consideration Of A Resolution Authorizing An Agreement Between The Economic Development (Type A) Sales Tax Corporation Of Cedar Park And Development Counsellors International, Ltd. To Implement A Public Relations Campaign In A Total Amount Not To Exceed \$219,000.

Arthur Jackson, Chief Economic Dvlp. Director, commented on the Economic Development Public Relations Campaign.

Susan Brake and Brittany Borsanyi, Development Counsellors Intl., addressed Council regarding their company and creating a public relations/media campaign and deliverables.

Motion to approve a Resolution Authorizing An Agreement Between The Economic Development (Type A) Sales Tax Corporation Of Cedar Park And Development Counsellors International, Ltd. To Implement A Public Relations Campaign In A Total Amount Not To Exceed \$219,000”.

Movant: Councilmember Kirkland

Second: Councilmember Boyce

Vote: 7-0

Resolution Number R154.24.06.27.H1

H.2 (2024-4-SUP) Second Reading And Consideration Of An Ordinance For A Special Use Permit To Allow A Day-Care Center Use On Approximately 15.20 Acres Located At 14300 Ronald W. Reagan Blvd. *The Planning And Zoning Commission Voted 7-0 To Recommend Approval Of The Request As Presented.*

Agenda Item H.2 requested for postponement by the Applicant.

Motion to table Agenda Item H.2 until the July 25th City Council Meeting.

Movant: Councilmember Boyce

Second: Mayor Penniman-Morin

Vote: 6-1 with Mayor Pro Tem Duffy voting against.

H.3 (2024-6-SUP) Second Reading And Consideration Of An Ordinance For A Special Use Permit (SUP) To Allow A Day-Care Center Use On Approximately 1.30 Acres Located At 1360 Little Elm Trail. *The Planning And Zoning Commission Voted 7-0 To Recommend Approval Of The Request As Presented.*

Andreina Dávila-Quintero, Dvlp. Srvc. Assistant Director stated this item was presented to Council at the meeting held on June 13th. There is no new information pertaining to the SUP.

Discussion followed regarding the proposed shared drive with the adjacent property, proposed future streets, impact of traffic on Little Elm Trail, and development of commercial property.

Motion to approve Agenda Item H.3

“An Ordinance For A Special Use Permit (SUP) To Allow A Day-Care Center Use On Approximately 1.30 Acres Located At 1360 Little Elm Trail”.

Movant: Councilmember Jefts

Second: Councilmember Harris

Vote: 4-3 with Councilmember Hutchinson, Councilmember Kirkland, and Mayor Pro Tem Duffy voting against.

Ordinance Number SUP26.24.06.27.H3

H.4 (2023-1-OA) (Related to 2024-1-OA) Second Reading And Consideration Of An Ordinance Amending The Comprehensive Plan Regarding General Amendments And Amendments To The Future Land Use Chapter. *The Planning And Zoning Commission Voted 5-2 To Recommend Denial Of The Proposed Amendments.*

Amy Link, Dir. of Development Services, provided a brief overview of the proposed amendments to the Comprehensive Plan

- 1) Increases LDR density from 4 to 5 dwelling units per acre (Future Land Use Designation).**
- 2) Increases MDR density from 8 to 10 dwelling units per acre (Future Land Use Designation).**
- 3) Revises Action Item 2 – type of housing proposed.**
- 4) Updates population buildout capacity.**
- 5) Requires future mixed-use apartments in Planning Areas.**
- 6) Establishes 50-acre minimum for new Planning Areas.**

Amy Link and Brenda Eivens, City Manager, addressed Council regarding the impact of approval or denial of the proposed amendments to the Comprehensive Plan and how it relates to the proposed Zoning amendments.

Discussion continued regarding amending the Comprehensive Plan. Items related to setbacks for Single-Family Residential is addressed in Agenda Item H.5.

Motion To Table Agenda Item H.4 (Proposed Amendments To The Comprehensive Plan) For Sections That Relate To LDR (Low Density Residential) And MDR (Medium Density Residential).

Movant: Mayor Pro Tem Duffy

Discussion continued pertaining to the current FLUP petition process, clarification to what items are being tabled, proposed clean up amendments to the Comprehensive Plan, population projection statistics, and any entitled development.

Amy Link clarified there are no proposed changes to any current FLUP designation or zoning on current properties.

Discussion continued regarding discussion at past meetings related to density, diversity of housing, community comment and input, Future Land Use Petition process, and postponement of items related to zoning measures.

Mayor Penniman-Morin asked for clarification to precisely what is being tabled and what amendments are needed.

Brenda Eivens asked Staff to look at the impact to pulling out amendments related to LDR and MDR and then present to Council to clarify the motion for Council and the Public.

Public Comment: the following registered comments in opposition to proposed amendments related to residential and density.

Nathan Blick, Cedar Park

Mark Rabinovitsch, Cedar Park

Joseph Onorato, Cedar Park

Shelly Nir, Cedar Park

Doron Nir, Cedar Park

Frances Robinson, Cedar Park

Doug Fisher, Cedar Park

Robert Robinson, Cedar Park

Frances Robinson, Cedar Park

John Giacalone, Cedar Park

Jerre Atkinson, Cedar Park

Arnold Gladson, Cedar Park

Stacy Gravley, Cedar Park

Christian Dobias, Cedar Park

Bailey Garrido, Cedar Park

Erin Fisher, Cedar Park

Stephen Mangan, ETJ

Jim Steele, Cedar Park

Lynn Marx, Cedar Park

Jay Martin, Cedar Park

Sarah Kelley, Cedar Park

The following addressed Council:

Marilyn Fisher, Cedar Park, commented against the proposed amendments.

Jay Martin, Cedar Park, commented against the proposed amendments.

Sarah Kelley, Cedar Park, commented against the proposed amendments.

Johnathan Blick, Cedar Park, commented against the proposed amendments in Action Item #2.

Mike Endres, Cedar Park, commented in support of the land use reform.

Darron Jurajda, Cedar Park, commented in support of the proposed amendments.

Amy Link summarized the removal of the proposed amendments related to LDR and MDR:

- a. Remove update to LDR (no increase from 4 to 5 dwellings), Page 16 Comprehensive Plan and Page 229 of the Council Packet;**
- b. Remove update to MDR (no increase from 8 to 10 dwellings), Page 16 Comprehensive Plan and Page 229 of the Council Packet;**
- c. Update Table 2, Ultimate Capacity Population, and any reference to Buildout Population, Page 39 of the Comprehensive Plan or Page 252 of the Council Packet;**
- d. Remove update to Figure 11, Buildout Population Projections, Page 40 of the Comprehensive Plan and Page 253 of the Council Packet; and**
- e. Not accept any changes to Action Item 2, Page 42 of the Comprehensive Plan and Page 255 of the Council Packet.**

Discussion continued pertaining to the removal of the proposed changes to LDR and MDR located in the Comprehensive Plan and the proposed revised amendments. Discussion focused on Action Item #2 and the proposed amendments including added and deleted language.

Motion restated for the record.

Motion To Table Agenda Item H.4 (Proposed Amendments To The Comprehensive Plan) For Sections That Relate To LDR (Low Density Residential) And MDR (Medium Density Residential).

Councilmember Harris offered a friendly amendment to table all the items as listed by Amy Link.

Mayor Penniman-Morin summarized the final motion and the friendly amendment as accepted by the Movant.

Motion to approve Agenda Item H.4 as presented with the following exceptions:

- a. Remove update to LDR density (page 16 of Plan);*
- b. Remove update to MDR density (page 16 of Plan);*
- c. Amend Table 2 Ultimate Capacity of the Total Planning Area to remove the changes to density for Low and Medium Density, updating totals accordingly (page 39 of the Plan);*
- d. Update buildout population based on modification to Table 2 (page 39 of the Plan);*
- e. Update Figure 11 on page 40 to reflect updated buildout population; and*
- f. The following changes to Action Item 2 as noted on page 42:*
 - i. Accept proposed changes to the title;*
 - ii. Accept all proposed strikethrough changes; and*
 - iii. Remove the new text (proposed paragraph 3).*

Movant: Duffy

Second: Harris

Vote: 7-0

Ordinance Number CO27.24.06.27.H4

H.5 (2024-1-OA) (Related To 2023-1-OA) Second Reading And Consideration Of An Ordinance Amending The Cedar Park Code Of Ordinances Chapter 2, Animal Control, Chapter 11, Zoning, Chapter 12, Subdivision Regulations, and Chapter 14, Site Development, regarding standards that apply to residential districts. *The Planning And Zoning Commission Voted 5-2 To Recommend Denial Of The Proposed Amendments.*

Amy Link, Dir. of Development Services, summarized the proposed amendments to the Code of Ordinances to include:

- 1. Eliminate the Estate Residential (ES) zoning district;**
- 2. Reduce the lot, setbacks and other standards of the Suburban Residential (SR) and Semi-Urban Residential (SU) districts;**
- 3. Reduce the interior side and living area standards of the Urban Residential (UR) district;**

4. Increase the maximum density allowed in the Semi-Urban (SU) and Urban Residential (UR) districts;
5. Update distance separation requirement for a drive-through restaurant callbox to be from a residential structure; and
6. Remove references to the Estate Residential (ES) zoning district from Chapters 2, Animal Control, 12, Subdivision and 14, Site Development, of the Code.

Discussion followed pertaining to the impact of the Comprehensive Plan, impact to Zoning, and clarification on the proposed amendment to the restaurant callbox.

Motion to approve Restaurant Callboxes, Exhibit B, Item 43, as presented and to table all items related to Residential Zoning Changes.

“Chapter 11 Zoning, Article 11.02, Division 4 Conditional and Special Uses, §11.02.092 (43) Restaurant, drive-in or drive-through, is permitted subject to the following conditions:

a. The speakers associated with the drive-through are a minimum 200 feet from a residential structure in a residential district, measured along a straight line between the speakers and the residential structure at the closest points.

b. Any alcoholic beverage sales for on-premise consumption are in compliance with the Texas Alcoholic Beverage Code.

Movant: Mayor Pro Tem Duffy

Second: Councilmember Hutchinson

Public Comment: the following registered comments in opposition to proposed amendments related to residential zoning.

Marilyn Fischer, Cedar Park

Mark Rabinovitsch, Cedar Park

Joseph Onorato, Cedar Park

Shelly Neir, Cedar Park

Dorin Neir, Cedar Park

Frances Robinson, Cedar Park

Jerre Atkinson, Cedar Park

Tami Malin, Cedar Park

Joe Zsebenyi, Cedar Park

Miles Schopfer, Cedar Park

Shana Schopfer, Cedar Park

Erin Fisher, Cedar Park

Lynn Marx, Cedar Park

Stephen Mangan, ETJ

Sandra Frasser, Cedar Park

Doug Fisher, Cedar Park

John Giacalone, Cedar Park

The following addressed Council in support of the proposed changes related to residential zoning:

Darron Jurajda, Cedar Park, commented in support of proposed residential zoning amendments.

Bob Antle, Cedar Park, commented on the proposed amendments in addition to the impact of eliminating the 100ft lot (Executive Style Housing).

Speaker, not identified, commented on the misunderstanding of the proposed amendments.

Sharon Krienke, Cedar Park, commented on the proposed amendments and impact to her property.

Discussion followed regarding the motion and possibility of a sub-committee to further discuss and evaluate proposed amendments to residential zoning.

Motion restated for the record:

Motion to approve Restaurant Callboxes, Exhibit B, Item 43 as presented and to table all items related to Residential Zoning Changes.

Vote: 7-0

Ordinance CO28.24.06.27.H5

- H.6 Consideration Of A Resolution Authorizing An Agreement For Construction Of The Sidewalk Gap Closure Program Phase 6 Project With DigDug Construction, LLC In An Amount Not To Exceed \$333,051.05.

Tom Gdala, Senior Project Manager, provided a background of the Sidewalk Gap Closure Program and reviewed the specifics of Phase 6.

Public Comment:

Darron Jurajda, Cedar Park, spoke in support of the item.

Motion to approve Agenda Item H.6 as presented.

“A Resolution Authorizing An Agreement For Construction Of The Sidewalk Gap Closure Program Phase 6 Project With DigDug Construction, LLC In An Amount Not To Exceed \$333,051.05”.

Movant: Councilmember Boyce

Second: Councilmember Kirkland

Vote: 7-0

Resolution Number R155.24.06.27.H6

H.7 Consideration Of A Resolution Authorizing An Interlocal Agreement Between The City Of Cedar Park And Williamson County For Cost Sharing Of The Toro Grande Extension Project.

Agenda Items H.7 to H.10 called together.

Randy Lueders, Director of Engineering & Capital Projects, stated Williamson County has agreed to the four projects as submitted by the City. Each project and the projected costs were reviewed.

Roadway Projects include:

- 1. Toro Grande Extension.**
- 2. RM 1431/Whitestone Boulevard Widening.**
- 3. 183A At Whitestone Blvd. Intersection Improvements.**

Park/Trail Project:

- 1. Lakeline Park Regional Trail Connection.**

Motion to approve Agenda Items H.7 – H.10 as presented.

Movant: Councilmember Jefts

Second: Councilmember Hutchinson

Vote: 7-0

Resolution Number R156.24.06.27.H7

- H.8 Consideration Of A Resolution Authorizing An Interlocal Agreement Between The City Of Cedar Park And Williamson County For Cost Sharing Of The RM 1431/Whitestone Boulevard Widening Project.

Agenda Items H.7 to H.10 called together.

Refer to Agenda H.7 for discussion and action taken.

Resolution Number R157.24.06.27.H8

- H.9 Consideration Of A Resolution Authorizing An Interlocal Agreement Between The City Of Cedar Park And Williamson County For Cost Sharing Of The Lakeline Park Regional Trail Connection Project.

Agenda Items H.7 to H.10 called together.

Refer to Agenda H.7 for discussion and action taken.

Resolution Number R158.24.06.27.H9

- H.10 Consideration Of A Resolution Authorizing An Interlocal Agreement Between The City Of Cedar Park And Williamson County For Cost Sharing Of The 183A At Whitestone Blvd. Intersection Improvement Project.

Agenda Items H.7 to H.10 called together.

Refer to Agenda H.7 for discussion and action taken.

Resolution Number R159.24.06.27.H10

- H.11 Consider Action, If Any, On Items Discussed In Executive Session.

No Executive Session conducted.

- H.12 Mayor And Council Closing Comments.

Council commented on the July 4th Celebration, citizen input and engagement at Council Meetings, Juneteenth event, and acknowledged the Krienke's 60th wedding anniversary.

- H.13 Adjournment.

Mayor Penniman-Morin adjourned the meeting at 10:47 p.m.

PASSED AND APPROVED THIS 12th DAY OF SEPTEMBER, 2024.

James Penniman-Morin, Mayor

ATTEST:

LeAnn M. Quinn, TRMC
City Secretary

File Attachments for Item:

D.2 Approval Of Minutes From The Regular Scheduled City Council Meeting Of July 11, 2024.

MINUTES

CITY OF CEDAR PARK
REGULAR SCHEDULED CITY COUNCIL MEETING
CEDAR PARK CITY HALL - COUNCIL CHAMBERS
450 CYPRESS CREEK ROAD, BUILDING FOUR
JULY 11, 2024 AT 6:00 PM

Link For Meeting: <https://councilmtg.cedarparktexas.gov/>

Event Password: CedarPark2024

United States Toll Free: 1-844-992-4726

Access Code: 2557 769 3398

Phone Password: 23327728

Jim Penniman-Morin, Mayor
 Bobbi Hutchinson, Council Place One
 Mel Kirkland, Council Place Two
 Eric Boyce, Council Place Four

Anne Duffy, Mayor Pro Tem
 Kevin Harris, Council Place Five
 Heather Jefts, Council Place Six
 Brenda Eivens, City Manager

A.1 CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN.

Mayor Penniman-Morin called the meeting to order at 6:02 p.m.

All Council present.

I. EXECUTIVE SESSION

To Commence At 6:00 p.m.

In accordance with Chapter 551, Government Code, the City Council will now convene in a Closed Executive Session pursuant to the following provisions of the Texas Open Meetings Act, Chapter 551, of the Texas Government Code:

Council convened into Executive Session at 6:02 p.m.

B.1 Section § 551.087 Deliberation Regarding Economic Development Negotiations.

a. Update Regarding Negotiations With Economic Development Prospects.

The Council Reconvenes into Open Meeting.

II. OPEN MEETING

To Commence At 7:00 p.m.

Council reconvened from Executive Session into Open Meeting at 7:00 p.m.

C.1 Invocation. (Kirkland)

Invocation given by Shawn Dick, Williamson County District Attorney.

- C.2 Pledges Of Allegiance (U.S. and Texas).
- C.3 Presentation: A Proclamation Recognizing July 2024 As Parks And Recreation Month.

Mayor Penniman-Morin read and presented to the Cedar Park Parks & Recreation Dept. a Proclamation recognizing July 2024 as Parks and Recreation Month.

- C.4 Public Communications. (Regarding items not listed on this Agenda. Three Minutes each. No deliberations with the Council. The Council may respond only with factual statements, recitation of existing policy, and requests for an item to be placed on a future Agenda.)

Jordan White, Cedar Park, addressed the Council regarding participating in the France 2024 Paralympics in Archery.

Tom Marshall, ETJ, addressed Council regarding Prop 2 and preschool property.

- C.5 City Manager Report: Update On The Cedar Park Municipal Court Teen Court Program - April Christiansen, Court Administrator.

April Christiansen, Court Administrator, provided an overview of the Municipal Court Teen Court Program.

- C.6 City Manager Report: Update On The Stormwater And Pond Inspections/Maintenance Program - Ryan Beardmore, Stormwater Program Manager. (Kirkland)

Ryan Beardmore, Stormwater Program Manager, reviewed the specifics of the program.

Councilmember Kirkland stated he requested this item for an overview of the program and information related to the differentiation of private and city-owned detention ponds.

Consent Agenda

Pursuant to Council Rule 2.3, the City Council Consent Agenda consists of Agenda Items F.

Agenda Items F.1, F.2, and F.3 withdrawn from the Consent Agenda by Councilmember Kirkland.

Motion to approve Consent Agenda Items consisting of Agenda Items F.4 – F.9.

Movant: Councilmember Kirkland

Second: Mayor Pro Tem Duffy

Vote: 7-0

- D.1 Approval Of Minutes: **No Items For Consideration.**
- E.1 Second Reading And Approval Of Ordinances: **No Items For Consideration On The Consent Agenda.**

- F.1 A Resolution Authorizing Issuance Of A Special Use In Parks Permit To Lone Star Bleeding Disorders Foundation, For A Fundraising Walk At Brushy Creek Lake Park On September 28, 2024.

Agenda Item F.1 removed from the Consent Agenda by Councilmember Kirkland.

Agenda Items F.1, F.2, and F.3 called together.

Councilmember Kirkland stated he has received comments from citizens regarding the parks being constantly rented for large events in addition to the impact on use and parking.

Mayor Pro Tem Duffy inquired if Cedar Park citizens are being considered first for reservations.

Motion to approve Agenda Items F.1, F.2, and F.3 as presented.

“A Resolution Authorizing Issuance Of A Special Use In Parks Permit To Lone Star Bleeding Disorders Foundation, For A Fundraising Walk At Brushy Creek Lake Park On September 28, 2024”; and

“A Resolution Authorizing Issuance Of A Special Use In Parks Permit To Tamil Nadu Foundation, For A 5K Run At Brushy Creek Lake Park On October 19, 2024”’ and

“A Resolution Authorizing Issuance Of A Special Use In Parks Permit To IDIAUSA INC., For A Women's Business Event At Lakeline Park On November 17, 2024”

Movant: Councilmember Kirkland

Second: Councilmember Jefts

Vote: 7-0

Resolution Number R160.24.07.11.F1

- F.2 A Resolution Authorizing Issuance Of A Special Use In Parks Permit To Tamil Nadu Foundation, For A 5K Run At Brushy Creek Lake Park On October 19, 2024.

Agenda Item F.2 removed from the Consent Agenda by Councilmember Kirkland.

Agenda Items F.1, F.2, and F.3 called together. Refer to Agenda Item F.1 for discussion and action taken.

Resolution Number R161.24.07.11.F2

- F.3 A Resolution Authorizing Issuance Of A Special Use In Parks Permit To IDIAUSA INC., For A Women's Business Event At Lakeline Park On November 17, 2024.

Agenda Item F.3 removed from the Consent Agenda by Councilmember Kirkland.

Agenda Items F.1, F.2, and F.3 called together. Refer to Agenda Item F.1 for discussion and action taken.

Resolution Number R162.24.07.11.F3

- F.4 A Resolution Authorizing An Amended And Restated Interlocal Agreement For The Austin Regional Intelligence Center (ARIC).

Approved under the Consent Agenda.

Resolution Number R163.24.07.11.F4

- F.5 A Resolution Authorizing An Amendment To The Agreement Regarding Walsh Trails Subdivision With Christopher Walsh And Walsh Brushy Creek Ranch, L.P.

Approved under the Consent Agenda.

Resolution Number R164.24.07.11.F5

- F.6 A Resolution Authorizing An Agreement With Global Payments Inc. For The Purchase Of Merchant Banking Services At A Rate Of Interchange Plus 0.10% + \$0.10 Per Transaction.

Approved under the Consent Agenda.

Resolution Number R165.24.07.11.F6

- F.7 A Resolution Authorizing An Agreement For The Purchase Of Library EContent With OverDrive, Inc. For A One (1) Year Term In An Amount Not To Exceed \$80,000 With Two (2) Optional Annual Renewals In A Total Amount Not To Exceed \$240,000.

Approved under the Consent Agenda.

Resolution Number R166.24.07.11.F7

- F.8 A Resolution Authorizing An Agreement For The Purchase Of Library EContent With OCLC, Inc. For A One (1) Year Term In An Amount Not To Exceed \$80,000 With Two (2) Optional Annual Renewals In A Total Amount Not To Exceed \$240,000.

Approved under the Consent Agenda.

Resolution Number R167.24.07.11.F8

- F.9 A Resolution Authorizing An Agreement For The Purchase Of Library EContent With Midwest Tape LLC For A One (1) Year Term In An Amount Not To Exceed \$80,000 With Two (2) Optional Annual Renewals In A Total Amount Not To Exceed \$240,000.

Approved under the Consent Agenda.

Resolution Number R168.24.07.11.F9

Public Hearings

- G.1 (2024-7-Z) First Reading And Public Hearing Of An Ordinance To Rezone Approximately 8.46 Acres From Development Reserve (DR) To General Business (GB) Located At 2401 West Whitestone Boulevard. *The Planning And Zoning Commission Voted 7-0 To Recommend Approval As Requested.*

Andreina Dávila-Quintero, Dvlp. Services Asst. Director, reviewed the Applicant's request to rezone 8.46 acres to General Business for property located at 2401 W Whitestone Blvd. The purpose of this rezoning is to enable a broader range of compatible and appropriate land uses than what is permitted in the current Development Reserve (DR) district.

Discussion followed regarding the adjacent property conditional overlay, height restrictions, and increasing buffer between the tract and residential.

Mayor Penniman-Morin opened the Public Hearing.

No Public Comment.

Mayor Penniman-Morin closed the Public Hearing.

- G.2 (2024-8-Z) First Reading And Public Hearing Of An Ordinance To Rezone Approximately 9.09 Acres From Suburban Residential (SR) To Public Services (PS) Located At 1775 West New Hope Drive. *The Planning And Zoning Commission Voted 7-0 To Recommend Approval Of The Request.*

Andreina Dávila-Quintero, Dvlp. Services Asst. Director, reviewed the Applicant's request to rezone approximately 9.09 acres located at 1775 W New Hope Drive to Public Services (PS). This request is to support a new Leander ISD facility comprised of a vocational education center for young adults (ages 18-22) and a proposed storage and handling building for scientific materials. The requested Public Services (PS) zoning district would be contiguous with the two neighboring LISD properties.

Half Associates addressed the proposed use and reviewed the proposed development concept which will include two buildings for a vocational school for special adults, ages 18-22, to teach life skills, in addition to a storage distribution center for textbooks and deliveries. Access to the storage distribution center will be through the existing LISD facilities.

Discussion followed regarding the proposed use, allotted parking spots, and access to both buildings.

Mayor Penniman-Morin opened the Public Hearing.

No Public Comment.

Mayor Penniman-Morin closed the Public Hearing.

- G.3 (2024-9-Z) First Reading And Public Hearing Of An Ordinance To Rezone Approximately 0.83 Acres From General Business (GB) To Neighborhood Business (NB) Located At 2301 North Bell Boulevard. *The Planning And Zoning Commission Voted 7-0 To Recommend Approval Of The Request.*

Andreina Dávila-Quintero, Dvlp. Services Asst. Director, reviewed the Applicant's request to rezone to Neighborhood Business for property located at 2301 N Bell Blvd. The purpose of the Neighborhood Business (NB) is to allow for smaller-scale, low-intensity neighborhood convenience retail and professional office and service uses, with building and site design standards that are compatible and cohesive with abutting and adjacent residential uses

Discussion followed regarding allowed uses in Neighborhood Business, notification requirements, ingress and egress points, and development of sidewalks.

Jessica Ho, Applicant, addressed Council regarding the rezoning request.

Mayor Penniman-Morin opened the Public Hearing.

No Public Comment.

Mayor Penniman-Morin closed the Public Hearing.

Regular Agenda (Non-Consent)

- H.1 Consideration Of A Resolution Ratifying An Agreement With Cellco Partnership dba Verizon Wireless In An Amount Not To Exceed \$328,915.08 Annually For A Two (2) Year Term For Hardware, Software, And Services For Wireless, Voice And Data In A Total Amount Of \$657,830.16.

Ilija Preocanin, Asst. Director of Information Services, reviewed the updated agreement and associated savings with the two-year agreement.

Motion to approve Agenda Item H.1 as presented.

“A Resolution Ratifying An Agreement With Cellco Partnership dba Verizon Wireless In An Amount Not To Exceed \$328,915.08 Annually For A Two (2) Year Term For Hardware, Software, And Services For Wireless, Voice And Data In A Total Amount Of \$657,830.16”.

Movant: Councilmember Boyce

Second: Councilmember Kirkland

Vote: 7-0

Resolution Number R169.24.07.11.H1

- H.2 Consideration Of A Resolution Authorizing A Professional Services Agreement With Dial Development Services, Ltd. For Third-Party Construction Inspection And Observation Services To Support Construction Of The New Hope Drive Roadway Expansion Project In an Amount Not To Exceed \$299,500.

Randy Lueders, Director of Engineering, reviewed the New Hope Drive Roadway Expansion Project complexity that requires an inspection firm with extensive inspection experience.

Motion to approve Agenda Item H.2 as presented.

“A Resolution Authorizing A Professional Services Agreement With Dial Development Services, Ltd. For Third-Party Construction Inspection And Observation Services To Support Construction Of The New Hope Drive Roadway Expansion Project In an Amount Not To Exceed \$299,500.”

Movant: Councilmember Kirkland

Second: Mayor Pro Tem Duffy

Vote: 7-0

Resolution Number R170.24.07.11.H2

- H.3 Consider Creation Of And Appointments To A Residential Development Standards Subcommittee.

Mayor Penniman-Morin stated this item is to further discuss the creation and possible appointments to a Residential Development Standards Subcommittee brought up during the last Council meeting.

Discussion followed regarding conducting a workshop, specifics of the Subcommittee, community input during process or final policy, development in Planning Areas, and role of the Planning and Zoning Commission.

Brenda Eivens, City Manager, addressed defining dates and times for a workshop and focusing on the items that were tabled at the last Council Meeting.

J.P. LeCompte, City Attorney, clarified direction can be given to Staff to work on dates for a workshop and an agenda that will direct discussion to focus on the defined intent and deliverables.

- H.4 Consideration Of A Community Support Funding Subcommittee For FY 2025.

Jacob Worth, Assistant to the City Manager, reviewed the Community Support Funding Subcommittee. The Subcommittee is comprised of three Councilmembers that will determine criteria for funding, review applications, and provide recommendations to the Council pertaining to funding levels.

Discussion followed regarding interest in serving on the Subcommittee.

Motion to appoint Councilmember Harris, Mayor Pro Tem Duffy, and Councilmember Hutchinson to the Community Support Funding Subcommittee.

Movant: Councilmember Jefts

Second: Councilmember Boyce

Vote: 7-0

H.5 Consider Action, If Any, On Items Discussed In Executive Session.

No action taken on any item discussed in Executive Session.

H.6 Mayor And Council Closing Comments.

Council commented on the Independence Day event held at Milburn Park and recent accomplishments by City Staff.

H.7 Adjournment.

Mayor Penniman-Morin adjourned the meeting at 9:26 p.m.

PASSED AND APPROVED THIS 12th DAY OF SEPTEMBER, 2024.

James Penniman-Morin, Mayor

ATTEST:

**LeAnn M. Quinn, TRMC
City Secretary**

File Attachments for Item:

D.3 Approval Of Minutes From The Special Called City Council Meeting/Retreat Of July 12, 2024.

MINUTES

**CITY OF CEDAR PARK
SPECIAL CALLED CITY COUNCIL MEETING – RETREAT
Conference Room at Lakeway Resort, 101 Lakeway Drive, Lakeway Texas 78734
JULY 12, 2024 AT 10:00 AM**

CITY COUNCIL

Jim Penniman-Morin, Mayor	Anne Duffy, Mayor Pro Tem
Bobbi Hutchinson, Council Place One	Kevin Harris, Council Place Five
Mel Kirkland, Council Place Two	Heather Jefts, Council Place Six
Eric Boyce, Place Four	Brenda Eivens, City Manager

A. CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN.

Mayor Penniman-Morin called the meeting to order at 10:06 a.m.

All Council present with Councilmember Hutchinson arriving at 10:18 a.m.

B. Welcome And Opening Comments.

C. Discussion Only:

General discussion followed on Agenda Items C.1 -C.7.

1. Overview Of Retreat Agenda.
2. Purpose, Objectives, And Participation.
3. Review Of The 2024-2026 Strategic Goals.
4. Discuss Strategic Goals, Prioritization, Projects, And Resources.

Jake Gutekunst, The Goodman Corporation, provided an overview on microtransit and pilot program development.

Martin Leitner, Perkins & Will, discussed the Art Collective Feasibility Study.

- a) Livability And Sense Of Place: Community Connections, Bell District, Recreation And Cultural Opportunities, Capital Projects, Redevelopment Initiatives, Placemaking, Comprehensive Plan.
- b) Safe Community: Public Safety, Neighborhood Safety, Water/Wastewater Utility Systems Reliability, Communications And Reporting.
- c) Economic Vitality: Economic Development Strategic Initiatives, Cedar Park Destination Projects, Business Community, Tourism.
- d) Service And Fiscal Excellence: Government Operations, Financial Strength, Workforce, Technology.

- e) Mobility And Connectivity: Comprehensive Mobility Master Plan, Roadways, Bike/Pedestrian And Trails, Traffic Operations.
 - f) Infrastructure And Environment: Infrastructure, Sustaining Infrastructure And Assets, Environmental Stewardship.
- 5. Fiscal Years 2024 And 2025 Budgets.
 - 6. Participation, Roles, Responsibilities, And Expectations With Council, City Staff, Boards and Commissions, And Subcommittees.
 - 7. Visioning Activities And Discussion.
- D. Closing Comments.
 - E. Adjournment.

Mayor Penniman-Morin adjourned the meeting at 5:36 p.m.

PASSED AND APPROVED THIS 12th DAY OF SEPTEMBER, 2024.

James Penniman-Morin, Mayor

ATTEST:

LeAnn M. Quinn, TRMC
City Secretary

File Attachments for Item:

D.4 Approval Of Minutes From The Special Called City Council Meeting/Retreat Of July 13, 2024.

MINUTES

**CITY OF CEDAR PARK
SPECIAL CALLED CITY COUNCIL MEETING – RETREAT
Conference Room at Lakeway Resort, 101 Lakeway Drive, Lakeway Texas 78734
JULY 13, 2024 AT 8:00 AM**

CITY COUNCIL

Jim Penniman-Morin, Mayor	Anne Duffy, Mayor Pro Tem
Bobbi Hutchinson, Council Place One	Kevin Harris, Council Place Five
Mel Kirkland, Council Place Two	Heather Jefts, Council Place Six
Eric Boyce, Place Four	Brenda Eivens, City Manager

A. CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN.

Mayor Penniman-Morin called the meeting to order at 8:27 a.m.

All Council present.

B. Welcome And Opening Comments.

C. Discussion Only:

General discussion followed on Agenda Items C.1 -C.7.

1. Overview Of Retreat Agenda.
2. Purpose, Objectives, And Participation.
3. Review Of The 2024-2026 Strategic Goals.
4. Discuss Strategic Goals, Prioritization, Projects, And Resources.
 - a) Livability And Sense Of Place: Community Connections, Bell District, Recreation and Cultural Opportunities, Capital Projects, Redevelopment Initiatives, Placemaking, Comprehensive Plan.
 - b) Safe Community: Public Safety, Neighborhood Safety, Water/Wastewater Utility Systems Reliability, Communications And Reporting.
 - c) Economic Vitality: Economic Development Strategic Initiatives, Cedar Park Destination Projects, Business Community, Tourism.
 - d) Service And Fiscal Excellence: Government Operations, Financial Strength, Workforce, Technology.
 - e) Mobility And Connectivity: Comprehensive Mobility Master Plan, Roadways, Bike/Pedestrian And Trails, Traffic Operations.
 - f) Infrastructure And Environment: Infrastructure, Sustaining Infrastructure And Assets, Environmental Stewardship.
5. Fiscal Years 2024 And 2025 Budgets.

6. Participation, Roles, Responsibilities, And Expectations With Council, City Staff, Boards and Commissions, And Subcommittees.

7. Visioning Activities And Discussion.

D. Closing Comments.

E. Adjournment.

Mayor Penniman-Morin adjourned the meeting at 1:48 p.m.

PASSED AND APPROVED THIS 12th DAY OF SEPTEMBER, 2024.

James Penniman-Morin, Mayor

ATTEST:

**LeAnn M. Quinn, TRMC
City Secretary**

File Attachments for Item:

D.5 Approval Of Minutes From The Regular Scheduled City Council Meeting Of July 25, 2024.

MINUTES

CITY OF CEDAR PARK
REGULAR SCHEDULED CITY COUNCIL MEETING
CEDAR PARK CITY HALL - COUNCIL CHAMBERS
450 CYPRESS CREEK ROAD, BUILDING FOUR
JULY 25, 2024 AT 7:00 PM

Link For Meeting: <https://councilmtg.cedarparktexas.gov/>

Event Password: CedarPark2024

United States Toll Free: 1-844-992-4726

Access Code: 2554 221 8079

Phone Password: 23327728

Jim Penniman-Morin, Mayor
 Bobbi Hutchinson, Council Place One
 Mel Kirkland, Council Place Two
 Eric Boyce, Council Place Four

Anne Duffy, Mayor Pro Tem
 Kevin Harris, Council Place Five
 Heather Jefts, Council Place Six
 Brenda Eivens, City Manager

A.1 CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN.

Mayor Penniman-Morin called the meeting to order at 7:01 p.m.

Councilmember Boyce absent. All other Council present.

I. EXECUTIVE SESSION

In accordance with Chapter 551, Government Code, the City Council will now convene in a Closed Executive Session pursuant to the following provisions of the Texas Open Meetings Act, Chapter 551, of the Texas Government Code:

NO ITEMS POSTED FOR EXECUTIVE SESSION

II. OPEN MEETING To Commence At 7:00 p.m.

- C.1 Invocation. (Duffy)
- C.2 Pledges Of Allegiance (U.S. and Texas).
- C.3 Public Communications. (Regarding items not listed on this Agenda. Three Minutes each. No deliberations with the Council. The Council may respond only with factual statements, recitation of existing policy, and requests for an item to be placed on a future Agenda.)

Glenn Gonzalez, Church of Jesus Christ of Latter-Day Saints, invited Council to attend the ground breaking ceremony for the new Temple being built in Cedar Park.

C.4 City Manager Report: Introduction Of Dan Sousa, Asst. Director Of Community Affairs.

Fran Irwin, Dir. of Community Affairs, introduced Dan Sousa, Assistant Director of Community Affairs.

Dan Sousa addressed the Council on his background and new position with the City of Cedar Park.

C.5 City Manager Report: Update On The Cedar Park Tourism Program - April Walker-Davis, Tourism Marketing Manager.

April Walker-Davis, Tourism Marketing Manager, updated Council on the Tourism Program and current initiatives.

Consent Agenda

Pursuant to Council Rule 2.3, the City Council Consent Agenda consists of Agenda Items D, E, and F.

Agenda Item F.3 removed from the Consent Agenda by Councilmember Harris.

Motion to approve all items on the Consent Agenda consisting of Agenda Item D, E, and F, excluding Agenda Item E.3.

Movant: Mayor Pro Tem Duffy

Second: Councilmember Harris

Vote: 6-0 with Councilmember Boyce absent from meeting.

D.1 Approval Of Minutes From The Regular Scheduled City Council Meeting Of May 23, 2024.

Approved under the Consent Agenda.

D.2 Approval Of Minutes From The Special Called City Council Workshop Of May 30, 2024.

Approved under the Consent Agenda.

E.1 (2024-7-Z) Second Reading And Approval Of An Ordinance To Rezone Approximately 8.46 Acres From Development Reserve (DR) To General Business (GB) Located At 2401 West Whitestone Boulevard. *The Planning And Zoning Commission Voted 7-0 To Recommend Approval As Requested.*

Approved under the Consent Agenda.

Ordinance Number Z29.24.07.25.E1

- E.2 (2024-8-Z) Second Reading And Approval Of An Ordinance To Rezone Approximately 9.09 Acres From Suburban Residential (SR) To Public Services (PS) Located At 1775 West New Hope Drive. *The Planning And Zoning Commission Voted 7-0 To Recommend Approval Of The Request.*

Approved under the Consent Agenda.

Ordinance Number Z30.24.07.25.E2

- E.3 (2024-9-Z) Second Reading And Approval Of An Ordinance To Rezone Approximately 0.83 Acres From General Business (GB) To Neighborhood Business (NB) Located At 2301 North Bell Boulevard. *The Planning And Zoning Commission Voted 7-0 To Recommend Approval Of The Request.*

Agenda Item E.3 removed from the Consent Agenda by Councilmember Harris.

Andreina Dávila-Quintero, Dvlp. Srvc. Asst. Director, stated there have been no changes to the Applicant's request since the First Reading and Public Hearing at the July 11th City Council Meeting.

Councilmember Harris inquired about the smaller lots and the multiple driveway access from a major road.

Motion to approve Agenda E.3 as presented.

“An Ordinance To Rezone Approximately 0.83 Acres From General Business (GB) To Neighborhood Business (NB) Located At 2301 North Bell Boulevard”.

Movant: Councilmember Harris

Second: Councilmember Kirkland

Vote: 6-0 with Councilmember Boyce absent from meeting.

Ordinance Number Z31.24.07.25.E3

- F.1 A Resolution Authorizing An Amendment To The Project Representative Services Agreement With Dial Development Services, Ltd. For The Brushy Creek North Fork Trail Project In An Amount Not To Exceed \$37,500.

Approved under the Consent Agenda.

Resolution Number R171.24.07.25.F1

- F.2 A Resolution Authorizing A Change Order With Bennett Paving, Inc. For The 2024 Lakeline Blvd. Rehabilitation/Mill & Overlay Various Locations Project In An Amount Not To Exceed \$59,334.

Approved under the Consent Agenda.

Resolution Number R172.24.07.25.F2

- F.3 A Resolution Ratifying An Agreement With Johnston Technical Services, Inc. For Repairs To Critical Wireless Infrastructure In A Total Amount Not To Exceed \$91,913.84.

Approved under the Consent Agenda.

Resolution Number R173.24.07.25.F3**Public Hearings**

- G.1 First Reading And Public Hearing Of An Ordinance: **No Items For Consideration.**

Regular Agenda (Non-Consent)

- H.1 Consideration Of A Resolution Authorizing An Agreement For Construction Of The Ranchettes 2 & 3 Central Drainage Project Phase 2 With Austin Underground, Inc In An Amount Not To Exceed \$1,261,296.50.

Ryan Beardmore, Stormwater Program Manager, reviewed the Project that will include drainage, utility, and roadway improvements on Monarch Drive between Cedar Park Drive and Lone Star Drive in order to mitigate localized flooding in the area.

Discussion followed regarding the Stormwater Master Plan Project.

Motion to approve Agenda Item H.1 as presented.

“A Resolution Authorizing An Agreement For Construction Of The Ranchettes 2 & 3 Central Drainage Project Phase 2 With Austin Underground, Inc In An Amount Not To Exceed \$1,261,296.50”.

Movant: Councilmember Hutchinson

Second: Mayor Pro Tem Duffy

Vote: 6-0 with Councilmember Boyce absent from meeting.

Resolution Number R174.24.07.25.H1

- H.2 Consideration Of A Resolution Authorizing A Professional Engineering Services Agreement With Lockwood, Andrews & Newnam, Inc. For Design Of The Lakeline Boulevard Shared Use Path Project In An Amount Not To Exceed \$1,050,000.

Paul Naughton, Sr. Projects Manager, reviewed the Lakeline Blvd. Shared Use Path Project.

Discussion followed regarding path signage, safety, and impact to trees.

Motion to approve Agenda Item H.2 as presented.

“A Professional Engineering Services Agreement With Lockwood, Andrews & Newnam, Inc. For Design Of The Lakeline Boulevard Shared Use Path Project In An Amount Not To Exceed \$1,050,000”.

Movant: Mayor Pro Tem Duffy

Second: Councilmember Jefts

Vote: 6-0 with Councilmember Boyce absent from meeting.

Resolution Number R175.24.07.25.H2

H.3 Consideration Of A Resolution Approving The Proposed FY 2025 Operating Budget For The Brushy Creek Regional Utility Authority (“BCRUA”).

Erica Solis, Asst. Director of Finance, reviewed the proposed BCRUA budget.

Motion to approve Agenda Item H.3 as presented.

“A Resolution Approving The Proposed FY 2025 Operating Budget For The Brushy Creek Regional Utility Authority (“BCRUA”)”.

Movant: Councilmember Kirkland

Second: Councilmember Jefts

Vote: 6-0 with Councilmember Boyce absent from meeting.

Resolution Number R176.24.07.25.H3

H.4 Consider Action, If Any, On Items Discussed In Executive Session.

No Executive Session conducted.

H.5 Mayor And Council Closing Comments.

Council commented on the meeting and events in the community.

Councilmember Kirkland requested a future agenda item to discuss increasing the hours at the Recreation Center and asked for an update on the Town Center bridge lighting.

H.6 Adjournment.

Mayor Penniman-Morin adjourned the meeting at 7:56 p.m.

PASSED AND APPROVED THIS 12th DAY OF SEPTEMBER, 2024.

James Penniman-Morin, Mayor

ATTEST:

LeAnn M. Quinn, TRMC
City Secretary

File Attachments for Item:

D.6 Approval Of Minutes From The Special Called City Council Meeting Of August 1, 2024.

MINUTES

**CITY OF CEDAR PARK
SPECIAL CALLED CITY COUNCIL WORK SESSION
CEDAR PARK CITY HALL – MULTI PURPOSE ROOM
450 CYPRESS CREEK ROAD, BUILDING THREE
AUGUST 1, 2024 AT 4:00 PM**

CITY COUNCIL

Jim Penniman-Morin, Mayor
Bobbi Hutchinson, Council Place One
Mel Kirkland, Council Place Two
Eric Boyce, Place Four

Anne Duffy, Mayor Pro Tem
Kevin Harris, Council Place Five
Heather Jefts, Council Place Six
Brenda Eivens, City Manager

AGENDA

A. CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN.

Mayor Penniman-Morin called the meeting to order at 4:04 p.m.

Councilmember Boyce absent from the meeting. All other Council present with Councilmember Hutchinson attending the meeting remotely.

B. Consideration Of:

- 1. Overview Of Fiscal Year 2024 Annual Budget.
- 2. Development Of Proposed Annual Budget And Tax Rate For Fiscal Year 2025.
 - i. Budget Issues And Forecasting.
 - ii. Maintenance And Operations.
 - iii. Capital Improvement Projects, Bonding Capacity, And Debt Management Strategies.
 - iv. Fiscal Policies.

Kevin Klosterboer, Finance Director, reviewed the proposed FY2025 Budget and tax rate.

FY2025 highlights included:

Total Operating Budget	\$203.6 M
General Fund	\$78.1 M
Utility Fund	\$43.50 M
Restricted Funds	\$82.0 M

Ad Valorem/Property Tax:	\$.370000 FY24 current rate
	\$.363000 FY25 proposed rate

Maintenance and Operations \$0.190886

Interest and Sinking \$0.172114

The overview included:

Sales Tax

General Fund Expenditures Summary

Expenditures By Function

Adjustments to Base

Enhancement Detail Summary: Public Safety, Citywide, Other

Public Safety Workforce

Community Support

Capital Budget and Debt Service:

Debt Service Capacity

Defeasance and Savings

General Capital Projects by Category

Facilities

Parks and Trails

Transportation

Other Funds:

Utility Fund

Stormwater Fund

Type A Economic Development

Type B Community Development

Tourism

General Discussion followed regarding the proposed budget.

C. Mayor And Council Closing Comments.

D. Adjournment.

Mayor Penniman-Morin adjourned the meeting at 5:25 p.m.

PASSED AND APPROVED THIS 12th DAY OF SEPTEMBER, 2024.

James Penniman-Morin, Mayor

ATTEST:

**LeAnn M. Quinn, TRMC
City Secretary**

File Attachments for Item:

E.1 Second Reading And Public Hearing Approval Of An Ordinance Amending Cedar Park Code Of Ordinances, Chapter 1, General Administration, Article 1.09 Library Regulations, And Appendix A Fee Schedule, Article 5.000 Library Fees.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: Second Reading And Approval Of An Ordinance Amending Cedar Park Code Of Ordinances, Chapter 1, General Administration, Article 1.09 Library Regulations, And Appendix A Fee Schedule, Article 5.000 Library Fees.

Commentary

In July 2024, City staff provided City Council with an overview of the Library’s current fees. City staff also provided an overview of potential fee updates to make sure that the Library’s fee structure is aligned across Cedar Park facilities and reflective of current benchmarking, as well as balancing access to Library services for both residents and nonresidents with considerations of cost recovery. This item recommends amending the Cedar Park Code of Ordinances based on staff fee analysis and the feedback received from City Council in July 2024.

Library Membership Fees

Cedar Park Public Library membership fees have not been updated for over 15 years, while Library services have expanded significantly in that time. To evaluate membership rates, City staff performed internal benchmarking with the Parks and Recreation Department’s fees, as well as external benchmarking with peer libraries. The proposed updates to membership rates for both residents and nonresidents reflect current Cedar Park Public Library service levels, including the expanded space and services in the New Library. As an additional measure for balancing access to library services with cost recovery, a discounted membership rate is proposed for Youth, Senior and Veteran nonresidents.

Library Membership Fees Table

Membership Type	Resident	Non-Resident	Non-Resident Student/Senior/Veteran
Annual	Free	\$120	\$90
3-Month	Free	\$40	\$30

Library Room Rental Fees

To set fees for the new meeting rooms in the New Library, City staff looked for consistency with benchmarks and consistency across City facilities, including coordinating fee structures between Library and Parks rental fees. The proposed room rental fees for the Library meeting rooms are aligned with internal and external benchmarks, as well as cost recovery goals for the enhanced meeting spaces in the New Library, such as the Event Space, Classroom and the two Makerspaces.

Room Rental Fees Table

Room	Resident	Non-Resident	Cleaning	Kitchen
Event Space (Room 100)	\$150 per hour / min. 4 hours	\$300 per hour / min. 4 hours	\$300	\$25
Classroom (Room 110)	\$25 per hour	\$50 per hour	\$150	\$25
Makerspace (Room 120)	\$35 per hour	\$70 per hour	\$150	\$25
Makerspace (Room 130)	\$40 per hour	\$80 per hour	\$150	\$25

Summary

The proposed amendments are listed below:

- Update membership terms and fees for residents and nonresidents, including adding a Youth/Senior/Veteran nonresident rate
- Establish room rental fees for meeting rooms in New Library: Makerspaces (2), Classroom, and Event Space

A red-line copy of the Library ordinance and fee schedule is attached and outlines the proposed fee adjustments. As stated, the adopted fees would be in effect beginning November 1, 2024 and any current memberships will be honored until they expire.

Initiating Dept: Library

Fiscal Impact
Fund:

Budget
Amount:

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

Attached amendments to Code of Ordinances

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Livability & Sense of Place
 - Objective: Recreation & Cultural Opportunities
- Goal: Service and Fiscal Excellence
 - Objective: Government Operations

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AMENDING THE CITY OF CEDAR PARK CODE OF ORDINANCES, CHAPTER 1 GENERAL ADMINISTRATION, ARTICLE 1.09 LIBRARY REGULATIONS; AND APPENDIX A FEE SCHEDULE, ARTICLE 5.000 LIBRARY FEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, pursuant to Texas Local Government Code Chapter 51, the City Council may adopt publish, amend, or repeal an ordinance, rule or policy regulation that is for the good government, peace, and order of the municipality or for the trade and commerce of the municipality; and

WHEREAS, the City Council finds that certain changes to the policies and fees for Cedar Park Public Library patrons would enhance services to patrons and protect the interests of the municipality.

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

SECTION 1. That the Cedar Park Code of Ordinances, Chapter 1 General Administration, Article 1.09 Library Regulations; and Appendix A Fee Schedule, Article 5.000 Library Fees, is hereby amended as provided in attached Exhibit A, effective November 1, 2024.

SECTION 2. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 3. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

READ AND CONSIDERED ON FIRST READING by the City Council of Cedar Park at a regular meeting on the 5th day of September, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

READ, CONSIDERED, PASSED, AND APPROVED ON SECOND AND FINAL READING by the City Council of Cedar Park at a regular meeting on the 12th day of September, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

PASSED AND APPROVED this the ____ day of _____, 20_.

CITY OF CEDAR PARK, TEXAS

James Penniman-Morin, Mayor

ATTEST:

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

ARTICLE 1.09 LIBRARY REGULATIONS

§ 1.09.001. Definition.

Library materials.

(1) All property of the City of Cedar Park Library available for use by: residents within the City at no cost, ~~residents who live in extraterritorial jurisdictions that have an interlocal agreement with the City~~, and nonresidents who have obtained-purchased a City of Cedar Park library membership.

(2) This term ~~includes~~includes books, articles, media, digital content, equipment, and other materials.

(Ordinance CO05-18-12-13-E1 adopted 12/13/18)

§ 1.09.002. Removal and borrowing of library materials.

No person shall remove or borrow any library materials from the premises of the Cedar Park Public Library or from digital content systems unless and until such removal of library materials has been consented to, recorded and charged out in the library system of the Cedar Park Public Library.

(1) Residents within the City limits of Cedar Park, ~~residents who live in extraterritorial jurisdictions that have an interlocal agreement with the City~~, or nonresidents who own real property within the City limits may borrow library materials from the City Library at no charge. Proper identification and proof of current address or property ownership must be provided at the time of registration.

(2) Nonresidents who do not own real property within the City limits wishing to borrow library materials shall purchase a nonresident library membership for a period of either: one year ~~, six months~~, or three months. The charge for such memberships shall be as provided for in the fee schedule found in the Appendix A of this Code.

(3) TexShare ~~cardholders-members~~ may borrow physical library materials from the City Library at no charge. TexShare ~~cardholders-members~~ are not eligible to borrow digital library materials from the City Library at no charge. TexShare ~~cardholders-members~~ are participants in the TexShare Card System, established under the Texas Government Code, chapter 441, libraries and archives, subchapter M, TexShare Library Consortium, as amended.

(Ordinance CO05-18-12-13-E1 adopted 12/13/18)

§ 1.09.003. Return of library materials.

It shall be unlawful for any person to retain or fail to return any library materials beyond the date designated by the library employee or designee at the time such material is removed by consent of the Library, or beyond any extensions of time granted by the Library.

(Ordinance CO05-18-12-13-E1 adopted 12/13/18)

§ 1.09.004

§ 1.09.7

§ 1.09.004. Fines ~~and late charges~~ for failure to return library materials.

Any person failing to return any library materials on or before the date designated as provided in section 1.09.003 shall be liable for replacement fees as provided by Appendix A of this Code. If the offending person or borrower of the library materials is under eighteen (18) years of age, then the parent or guardian who signed for the membership for such person shall be liable for replacement fees as provided in Appendix A of this Code, to be assessed against such parent or guardian.

(Ordinance CO05-18-12-13-E1 adopted 12/13/18)

~~§ 1.09.005. Use of false identification or false names.~~

~~It shall be unlawful for any person to register or furnish a false name or address to obtain a library membership or to forge or furnish false identification for the purpose of borrowing or removing library materials from the Cedar Park Public Library. Any violation of this section may be charged as a class C misdemeanor and fined in accordance with section 1.01.009 of this Code.~~

~~(Ordinance CO05-18-12-13-E1 adopted 12/13/18)~~

§ 1.09.006. Defacing, damaging or destroying, etc., library materials.

It shall be unlawful for any person to damage or destroy any library materials. Any person in violation of this section shall be subject to fees in accordance with Appendix A of this Code.

(Ordinance CO05-18-12-13-E1 adopted 12/13/18)

§ 1.09.007. Public library's ~~community room and conference meeting~~ room rules and regulations.

- (a) The Cedar Park Public Library's ~~community room and conference meeting~~ rooms are facilities of the City.
- (b) The rooms are available for public meetings and programs on a first-come, first-served basis and may be reserved up to six months in advance. However, all reservations are subject to the City's priority status for City uses. The City may, without notice, preempt any reservation of the rooms.
- (c) User shall pay all applicable fees to use a ~~community room or conference meeting~~ room required pursuant to Appendix A of this Code upon reservation. No refunds will be made for any reservation cancelled by the user within two weeks of scheduled use.
- (d) No part of the library building is to be reserved for the exclusive use of anyone, nor shall entry or reservation be denied on the grounds of race, color, national origin, creed, religion, political belief, sex, sexual orientation, age or disability.
- (e) The user shall perform all cleaning in accordance with the room rental agreement, on file with library staff, at the conclusion of use and shall be responsible for the cost of any damage to the rooms or facility. The City may ~~retain any portion of~~ assess a ~~the cleaning/damage fee deposit, required~~ pursuant to Appendix A ~~following any rental where the user-performed cleaning does not substantially conform with the room rental agreement, necessary to cover actual cost of repairs, up to the full amount of the deposit.~~ Any damages to the rooms or facility beyond the amount

§ 1.09.007

§ 1.09.8

of the cleaning ~~/damage deposit~~ fee will be the responsibility of the user, and the user shall reimburse the City for the actual cost of all repairs.

- (f) Any user of the library ~~community room or conference~~ meeting rooms shall sign an agreement to indemnify and hold harmless the City, its officers, employees, agents and representatives against all claims of liability and causes of action resulting from injury or damage to persons or property arising out of use.
- (g) Failure to comply with the above rules will result in forfeiting the right to use the ~~community room, or conference room~~ meeting rooms, and all fees paid.
(Ordinance CO05-18-12-13-E1 adopted 12/13/18)

§ 1.09.008. Miscellaneous fees.

Fees for interlibrary loans between the Library and other libraries and for use of miscellaneous library materials by patrons may be assessed by library staff in accordance with Appendix A. (Ordinance CO05-18-12-13-E1 adopted 12/13/18)

ARTICLE 5.000 LIBRARY FEES

§ 5.100. Room rental fees.

(a) Rental Rates for Library meeting rooms during Library business hours.

<u>Facility</u>	<u>Group Type</u>	<u>Resident</u>	<u>Nonresident</u>	<u>Cleaning</u>	<u>Kitchen</u>
<u>Event Space (Room 100)</u>		<u>\$150 per hour; minimum 4 hours</u>	<u>\$300 per hour; minimum 4 hours</u>	<u>\$300</u>	<u>\$25</u>
<u>Classroom (Room 110)</u>		<u>\$25 per hour</u>	<u>\$50 per hour</u>	<u>\$150</u>	<u>\$25</u>
<u>Makerspace (Room 120)</u>		<u>\$35 per hour</u>	<u>\$70 per hour</u>	<u>\$150</u>	<u>\$25</u>
<u>Makerspace (Room 130)</u>		<u>\$40 per hour</u>	<u>\$80 per hour</u>	<u>\$150</u>	<u>\$25</u>
Community-room	General use	\$100.00 per first 2 hours, \$50.00 per additional hour	\$150.00 per first 2 hours, \$75.00 per additional hour	\$150.00	\$20.00
Community-room	Nonprofit	\$50.00 per first 2 hours, \$25.00 per additional hour	\$75.00 per first 2 hours, \$37.50 per additional hour	\$150.00	\$20.00
Community-room	Youth-oriented and senior groups	\$10.00 per first 2 hours, \$5.00 per additional hour	\$15.00 per first 2 hours, \$7.50 per additional hour	\$150.00	\$20.00
Conference-room	General use	\$40.00 per 4 hours	\$60.00 per 4 hours	\$150.00	N/A
Conference-room	Nonprofit	\$20.00 per 4 hours	\$30.00 per 4 hours	\$150.00	N/A
Conference-room	Youth-oriented and senior groups	\$10.00 per 4 hours	\$15.00 per 4 hours	\$150.00	N/A

(b) Rental rates for Library meetings outside of Library business hours

a. Rental uses outside of Library business hours have a two-hour minimum with an hourly rate that is double the standard hourly rates.

(b) Group types:

a. General use. All uses not included in subsections (2) and (3) below, including, but not limited to: private lesson groups, private educational institutions, or any individual, organization or business which stands to receive personal or corporate gain from use of the facility.

b. Nonprofit. Organizations meeting the definition of "nonprofit corporation" in accordance with the Texas Business Organizations Code section 22.001(5), as amended.

c. Youth-oriented and senior groups. Organizations serving a member constituency of children,

~~adolescents or seniors including Boy Scouts, Girl Scouts, 4 H, AARP, Family Eldercare, etc.~~

§ 5.200. ~~Removal and use of~~Borrowing library materials by nonresidents.

- (a) Annual membership. Nonresidents wishing to borrow library materials may purchase a nonresident library membership which ~~will~~ shall expire one year after its issuance. The charge for such membership shall be ~~\$35~~ \$120.00 annually.
- ~~(b) Six-month membership. Nonresidents wishing to borrow library materials may purchase a nonresident library membership which will expire six months after its issuance. The charge for such memberships shall be \$20.00.~~
- (b) Three-month membership. Nonresidents wishing to borrow library materials may purchase a nonresident library membership which ~~will~~ shall expire three months after its issuance. The charge for such memberships ~~will~~ shall be ~~\$10~~ \$40.00.
- (c) Youth, senior and veteran membership. Nonresidents wishing to borrow library materials who are youth ages 17 and under, seniors ages 60 and older, and veterans or current military service members with military ID or other proof of military service issued by either the Federal or state government, may purchase an annual membership for \$90.00 per year or a three-month membership for \$30.00.

§ 5.300. Library material replacement fees.

- (a) Lost, damaged, or unreturned library materials

	Replacement (entire item)	Replacement (single part)	Replacement processing fee
Books	Manufacturer's suggested retail price (MSRP)	N/A	\$5.00
Magazines	MSRP	N/A	N/A
Audiobook CDs, DVDs and music CDs	MSRP	\$8.00/disc	\$5.00
Interlibrary loan materials	Per lending library	N/A	Per lending library
Equipment, kits, tools, and other devices	MSRP for item	Cost of repair or replacement	\$5.00

- a. Library material replacement fees shall be charged to the responsible library patron account.
- b. Cost of replacing a library material shall be assessed based on current MSRP for the item.
- c. Cost for repairing or replacing a damaged library material will be assessed based on current MSRP for the item, or the actual cost of repair for the item. The Library reserves the right to determine the extent of damage to an item and whether an item is repairable.
- a-d. The \$5.00 replacement processing fee will be assessed only for replacement of items with a manufacturer's suggested retail price of more than \$7.00.
- b-c. If the library material is out of print or the MSRP is no longer available, the library charges a flat fee of \$30.00 for a hardbound book; \$8.00 for a paperback book; \$20.00 per DVD; or \$8.00 per CD; plus a \$5.00 replacement processing fee.

e.f. The library reserves the right to determine the extent of damage to an item and whether an item is repairable.

- (b) Notice regarding collection of outstanding fees. The Library may report any patron accounts with outstanding fee balances totaling \$50.00 or more for more than 60 days to an independent collection agency.

§ 5.400. Miscellaneous.

- (a) The Library Director will set reasonable fees for interlibrary loan, copying, scanning, faxing, makerspace materials, and miscellaneous services, not to exceed \$~~1025~~.00 per item or service, to be posted on the Library website.

File Attachments for Item:

E.2 Second Reading And Approval Of An Ordinance To Amend Cedar Park Code Of Ordinances Appendix A Fee Schedule, Article 12.000 Park Related Fees.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: Second Reading And Approval Of An Ordinance To Amend Cedar Park Code Of Ordinances Appendix A Fee Schedule, Article 12.000 Park Related Fees.

Commentary

In July 2024, city staff provided City Council with an overview of the Parks and Recreation Department's current fees. City staff also provided an overview of potential fee updates to ensure that the department's fee structure is aligned across Cedar Park facilities and reflective of current benchmarking, as well as balancing program access with considerations of cost recovery.

This item recommends amending the Cedar Park Code of Ordinances based on the feedback received from City Council in July 2024. Additionally, based on feedback received at the September 5th City Council meeting, staff has amended the proposed veterans rate in the code to read: "Veterans or current military service members with military ID or other proof of military service issued by the federal or state government". The youth and child rates for City pools have also been clarified, as requested. A summary of the amendments is listed below.

Recreation Center

Recreation Center fees are being adjusted to enhance cost recovery, while focusing on improved services, facility updates and additional programming. The slight increase of \$5 to the monthly membership rate maintains affordable access to the facility. Annual memberships are also adjusted to provide further discounts for purchasing annual membership as opposed to monthly memberships. Several membership categories are also being restructured or removed to create further consistency across our fee structure. These include removal of the quarterly and couple options, the addition of a Veterans rate and ensuring that the non-resident rate is consistency twice the resident rate.

Membership Type	Current Fee		Proposed Fee	
	Resident	Non-Resident	Resident	Non-Resident
Family				
Annual	\$240.00	\$420.00	\$270.00	\$540.00
Monthly	\$25.00	\$40.00	\$30.00	\$60.00
Individual Adult				
Annual	\$120.00	\$250.00	\$180.00	\$360.00
Monthly	\$15.00	\$30.00	\$20.00	\$40.00
Senior/Youth/Veteran				
Annual	\$60.00	\$130.00	\$90.00	\$180.00
Monthly	\$10.00	\$20.00	\$15.00	\$30.00

Community rooms rental rates at the recreation center are being adjusted by \$5 per hour. Additionally, court rental fees are being adjusted to create further consistency across the fee schedule, including non-resident rates of twice the resident rate. All recreation center rentals require a \$100.00 deposit, with renters being required to pay additional damage or cleaning fees that exceed the deposit amount.

Facility	Current Fee		Proposed Fees	
	Resident	Non-Resident	Resident	Non-Resident
Regular operating hours:				
Community room (1/3 room)	\$35.00	\$70.00	\$40.00	\$80.00
Gymnasium (1/2 court)	\$50.00	\$75.00	\$75.00	\$150.00
Kitchen	\$10.00	\$15.00	\$15.00	\$30.00
Gymnasium (1 full court)	\$150.00	\$200.00	\$150.00	\$300.00
Gymnasium (2 full courts)	\$225.00	\$275.00	\$300.00	\$600.00
After Hours:				
Community room (1/3 room)	\$60.00	\$90.00	\$80.00	\$160.00
Kitchen	\$15.00	\$20.00	\$20.00	\$40.00

Aquatic and Pool Fees

As with the recreation center fees, aquatic related fees are being adjusted to enhance cost recovery while maintaining affordable rates. Fees are also being adjusted for consistency as it pertains to non-resident rates for pool passes and rentals. We do not charge separate fees for resident vs. non-resident daily admissions. These fee revisions also focus on ensuring rates for private rentals and swim lessons are meeting the cost for operations. Furthermore, it is important to note that we have continued to adjust, and increase pay rates for lifeguards, pool managers and cashiers, while we have not raised admission rates to balance those increased operational costs. With this said, when the expansion project at Veterans Pool is completed, staff suggests revisiting admission fees for Veterans Pool specifically due to the likelihood of a higher operational cost.

For daily admission rates specifically, a Veterans rate is being added for both Milburn and Buttercup pools, and the child and student rate categories are being adjusted to a singular youth rate. The category is also being adjusted to require an admission fee for children 3 to 17 years old, as opposed to the current structure of 4-17 years old.

Location	Current	Proposed
Veterans Pool Daily Admission		
Adult	\$5.00	\$6.00
Youth (3 to 17 years old)*	\$2.00/\$4.00	\$4.00
Senior/Veteran	\$2.00	\$4.00
*Child and student rate are combined to one Youth rate at \$4.00. Entry fee for Youth rate adjusted to children 3 to 17 years old. Children 2 and under are free.		
Milburn Pool Daily Admission		
Adult	\$3.00	\$4.00
Youth (3 to 17 years old)*	\$1.00/2.00	\$3.00
Senior/Veteran	\$1.00	\$3.00
*Child and student rate are combined to one Youth rate at \$3.00. Entry fee for Youth rate adjusted to children 3 to 17 years old.		
Buttercup Pool Daily Admission		
Adult	\$3.00	\$3.00
Youth (3 to 17 years old)*	\$1.00/\$2.00	\$2.00
Senior/Veteran	\$1.00	\$2.00
*Child and student rate are combined to one Youth rate at \$2.00. Entry fee for Youth rate adjusted to children 3 to 17 years old. Children 2 and under are free.		

Pool pass fees are shown below. The Milburn and Buttercup summer seasonal pass is proposed to be removed and the new rate structure for summer seasonal passes will provide access to all three city pools. As stated earlier, this should be revisited when the Veterans

Pool expansion project is completed. For pool passes, the student rate has been removed and combined with the child rate, to create a youth rate for children 3-17 years old, similar to the daily admission rate.

Pass Type	Current Fee		Proposed Fee	
	Resident	Non-Resident	Resident	Non-Resident
Summer Seasonal				
Family	\$125.00	\$300.00	\$150.00	\$300.00
Adult	\$75.00	\$170.00	\$85.00	\$170.00
Youth (3-17)	\$50.00/\$55.00	\$120.00/\$130.00	\$60.00	\$120.00
Senior/Veteran	\$50.00	\$120.00	\$60.00	\$120.00
Milburn Lap Swim				
Family	\$150.00	\$350.00	\$180.00	\$360.00
Adult	\$75.00	\$170.00	\$90.00	\$180.00
Youth (3-17)	\$50.00/\$60.00	\$120.00/\$140.00	\$65.00	\$130.00
Senior/Veteran	\$50.00	\$120.00	\$65.00	\$130.00

*Children 2 and under are free.

Fees for pool rentals and swim lessons are shown below. As previously stated, these fees are being adjusted to ensure that the operating costs of these programs are being covered by the set fees.

Program	Current Fee		Proposed Fee	
	Resident	Non-Resident	Resident	Non-Resident
Swim Lessons				
Group	\$40.00	\$75.00	\$50.00	\$100.00
Semi-Private	\$50.00	\$115.00	\$75.00	\$150.00
Private	\$75.00	\$150.00	\$100.00	\$200.00
Private Rentals (per 2 hour block)				
Veterans	\$450.00	\$675.00	\$685.00	\$1370.00
Milburn	\$275.00	\$425.00	\$450.00	\$900.00
Buttercup	\$100.00	\$150.00	\$260.00	\$520.00

Outdoor Rental Spaces

Outdoor spaces such as athletic fields, courts and pavilions are being adjusted to provide additional consistency and bring fees closer to that of our benchmarked cities. Non-resident rates are being adjusted to twice the resident rate. Park pavilion fees are being adjusted to allow for four-hour rental blocks, as opposed to the current half day and full day rates; and to provide a higher fee for larger capacity pavilions (over 60 people). Fees shown for fields and courts are hourly.

Facility	Current Fee		Proposed Fee	
	Resident	Non-Resident	Resident	Non-Resident
Sports Field Rental (BCSP¹ Multi-Purpose & Softball)	\$12.50	\$40.00	\$15.00	\$30.00
Lakeline Park Multi-Purpose Fields	\$12.50	\$40.00	\$15.00	\$30.00
Sports Field Special Use	\$30.00		\$30.00	
Milburn Park	\$12.50	\$40.00	\$15.00	\$30.00
Volleyball Courts*	\$20.00	\$40.00	\$15.00	\$30.00
Multi-Purpose Fields	\$12.50	\$40.00	\$15.00	\$30.00
Cricket Pitch	\$12.50	\$40.00	\$15.00	\$30.00
Pavilion Rental (4 Hour Block)				
BCLP Live Oak & Redbud	\$50.00	\$100.00	\$60.00	\$120.00
BCLP Cedar & Cypress	\$50.00	\$150.00	\$120.00	\$240.00
Milburn Park Large	\$50.00	\$150.00	\$120.00	\$240.00
Milburn Park Volleyball Pavilion	N/A	N/A	\$60.00	\$120.00
Veterans Park	\$50.00	\$150.00	\$120.00	\$240.00
Riviera Springs Clubhouse**	\$175.00	\$350.00	\$120.00	\$240.00
Lakeline Park Small Pavilions	\$50.00	\$100.00	\$60.00	\$120.00
Nelson Ranch	\$50.00	\$150.00	\$120.00	\$240.00

*The current fee for hourly court rentals for the Milburn Volleyball courts included two courts. The proposed fee adjusts the rate to include only one court.

**Current fees for the Riviera Springs Clubhouse are for all day rentals, the proposed fees are for four-hour blocks to maintain consistency.

The Lakeline Park Multi-Purpose Pavilion (Amphitheater) is being adjusted to allow rental of the pavilion itself, with a higher cost to reserve both the pavilion and great lawn. Additional insurance requirements will also be developed as part of the facilities rental policy.

Lakeline MPP	Current Fee		Proposed Fee	
	Resident	Non-Resident	Resident	Non-Resident
Class 1 (Pavilion Only, up to 150 guests)	\$500.00	\$500.00	\$500.00	\$1000.00
Class 2 (Pavilion & great Lawn over 150 to 2,000 guests)	\$3000.00	\$3000.00	\$1500.00	\$3000.00

Deposits for the Lakeline MPP are required at a rate of half of the rental fee. Policy states that additional damage, etc. is charged at any costs over the deposit.

In addition to the fee updates presented, staff is also seeking a fee for Parks Special Use Applications at a rate of \$25.00 for residents, and \$50.00 for non-residents. This is to recover costs associated with the time and effort in processing these applications. Additional insurance requirements will also be addressed through the Parks Special Use permitting process, depending on the event type, size, etc.

Staff is also seeking language to be adopted in the fee ordinance that allows the Parks and Recreation Director to set fees for newly established leagues or programs, with approval from the City Manager. This will allow the Director to set fees for new programs as it pertains to our continued efforts to increase program offerings throughout the department, without the need to bring fee revisions to council with the addition of every new program or league. This language authorizes the Director to set fees up to \$75.00 (\$150.00 non-resident) for residents for programs, and up to \$500.00 (\$1000.00 non-resident) for team league fees.

A red-lined copy of the Parks and Recreation fee ordinance is attached and outlines the proposed fee adjustments. Adopted fees would be in effect beginning January 1st, and any current memberships (Recreation Center/Winter Lap Swim, etc.) will be honored until they expire.

Initiating Dept: Parks and Recreation

Fiscal Impact
Fund:

Budget
Amount:

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

Attached amendments to Code of Ordinances

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Livability & Sense of Place
 - Objective: Recreation & Cultural Opportunities
- Goal: Service and Fiscal Excellence
 - Objective: Government Operations

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AMENDING CITY OF CEDAR PARK CODE OF ORDINANCES APPENDIX A FEE SCHEDULE, ARTICLE 12.000 PARK RELATED FEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, City of Cedar Park Code of Ordinances Appendix A, Article 12.000 sets out fees for participation in City recreation programs and for use of City parks facilities, including pools, pavilions, recreational courts and fields, and the Recreation Center; and

WHEREAS, pursuant to Texas Local Government Code Chapter 51, the City Council may adopt publish, amend, or repeal an ordinance, rule or police regulation that is for the good government, peace, and order of the municipality or for the trade and commerce of the municipality; and

WHEREAS, City staff periodically review facility and programmatic fees to ensure fees accurately reflect the actual cost to the City of providing the related services.

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

SECTION 1. That Appendix A Fee Schedule, Article 12.000 Park Related Fees of the City of Cedar Park Code of Ordinances is hereby amended as reflected in Exhibit A, attached hereto and incorporated herein, effective January 1, 2025.

SECTION 2. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 3. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

READ AND CONSIDERED ON FIRST READING by the City Council of Cedar Park at a regular meeting on the 5th day of September, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

READ, CONSIDERED, PASSED, AND APPROVED ON SECOND AND FINAL READING by the City Council of Cedar Park at a regular meeting on the 12th day of September 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

James Penniman-Morin

ATTEST:

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

**ARTICLE 12.000
PARK RELATED FEES**

§ 12.100. Pool related fees.

(a) Daily swim entry.

(1) Milburn Pool

(A) Adult (age 18 and older): \$4.00.

(B) Youth (age 3-17) / senior citizens (60+): \$3.00.

(C) Veterans or current military service members with military ID or other proof of military service issued by either the federal or state government: \$3.00

(D) Children (age 2 and under): Free.

(a)(E) Lap swimming (everyone): Daily rate.

(1)(2) ~~Milburn and~~ Buttercup Pools.

(A) Adult (age 18 and older): \$3.00.

~~(B) Students (age 9-17): \$2.00.~~

(B) ~~Child-Youth (age 4-8)~~/senior citizens (age 60+)/ ~~-\$1.00~~\$2.00.

(C) Veterans or current military service members with military ID or other proof of military service issued by either the federal or state government: \$3.00

(D) Children (age ~~3~~2 and under): Free.

~~(E) Lap swimming (everyone): Daily rate.~~

(2)(3) Veterans Memorial Pool.

(A) Adult (age 18 and older): ~~\$5.00~~ \$6.00.

(B) Youth (age 3-17) / senior citizen (60+): \$4.00

(C) Veterans or current military service members with military ID or other proof of military service issued by either the federal or state government: \$3.00

~~(A)(D) Children (Age 2 and under): Free~~

~~(B) Students (age 9-17): \$4.00.~~

~~(C) Child (age 4-8)/senior citizens (age 60+): \$2.00.~~

~~(D) Children (age 3 and under): Free.~~

~~(E) Lap swimming (everyone): Daily rate.~~

~~(F) Veterans: \$2.00 (with valid military ID)~~

(4) Veterans, Milburn and Buttercup Pools. Complimentary Pools. Complimentary admission for veterans (~~with valid military ID~~ veterans or current military service

members with military ID or other proof of military service issued by either the

~~(3)(5)~~ federal or state government) on Memorial Day, Independence Day and Labor Day.

(b) Swim pass.

(1) Milburn year round lap swim only pass.

(A) Family: ~~\$150.00~~ &\$180.00; Non Resident. ~~\$350.00~~ \$360.00.

(B) Adult: ~~\$75.00~~ \$90.00; Non Resident. ~~\$170.00~~ \$180.00

~~(C) Student (age 9-17): \$60.00; Non Res. \$140.00.~~

(C) ChildYouth (age 4-8 3-17 years old)/senior citizen (age 60+): \$50.00\$65.00; Non Resident. \$120.00 \$130.00.

(D) Veterans or current military service members with military ID or other proof of military service issued by either the federal or state government: \$65.00; Non-Resident \$130.00

(E) Children (age 32 and under): Free.

~~(2) Milburn and Buttercup summer swim pass:~~

~~(A) Family: \$100.00; Non Res. \$250.00.~~

~~(B) Adult: \$50.00; Non Res. \$120.00.~~

~~(C) Student (age 9-17): \$35.00; Non Res. \$90.00.~~

~~(D) Child (age 4-8)/senior citizen (age 60+): \$25.00; Non Res. \$70.00.~~

~~(E) Children (age 3 and under): Free.~~

~~(3)(2)~~ All pools swim pass.

(A) Family: ~~\$125.00~~\$150.00; Non Resident. \$300.00.

(B) Adult: ~~\$75.00~~ \$85.00; Non Resident. \$170.00.

~~(C) Student (age 9-17): \$55.00; Non Res. \$130.00.~~

(C) ChildYouth (age ~~4~~3-8)/senior citizen (age 60+): ~~\$50.00~~\$60.00; Non Resident. \$120.00.

(D) Veterans or current military service members with military ID or other proof of military service issued by either the federal or state government: \$60.00; Non-Resident \$120.00

(E) Children (age 32 and under): Free.

(c) Milburn Pool rental: ~~\$275.00; Non Res. \$425.00.~~ Per 2 hour block: \$450; non-resident \$900

(d) Milburn Pool, Pavilion and umbrella rental (3 hrs.)

(1) Large umbrellas: \$35.00; Non Resident. ~~\$65.00~~ \$70.00.

(2) Small umbrellas: \$25.00; Non Resident. ~~\$45.00~~ \$50.00

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(e) Buttercup Pool rental:~~\$100.00; Non Res. \$150.00. Per 2 hour block: \$260; non-resident \$520.00~~

(f) Veterans Memorial Pool rental:~~\$450.00; Non Res. \$675.00. Per 2 hour block: \$685; non-resident \$1370.00~~

(g) Veterans Memorial Pool.Pavilion and umbrella rental (3 hrs.):

(1) Pavilion: \$50.00; Non Res~~ident. \$90.00~~ \$100.00.

(2) Large umbrellas: \$35.00; Non Res~~ident. \$65.00.~~ \$70.00

(3) Small umbrellas: \$25.00; Non Res~~ident. \$45.00.~~ \$50.00

(h) Swim team pool rental (Practice use only, not swim meets).

(1) May through September: ~~\$2.25~~ \$5.00 per lane, per hour.

~~(2)~~ (2) October through April: ~~\$2.75~~ \$6.00 per lane, ~~per hour~~ per hour.
(Ordinance CO01-20-10-08-H1 adopted 10/8/20)

§ 12.200. Instructional related fees.

(a) Swim lessons:

(1) Group:

(A) Resident: ~~\$40.00~~ \$50.00 per 2 week session.

(B) Nonresident: ~~\$75~~100.00 per 2 week session.

(2) Semi-Private:

(A) Resident: ~~\$50.00~~\$75.00 per 1 week session.

(B) Nonresident: ~~\$115.00~~\$150.00 per 1 week session.

(3) Private:

~~(A)~~ (A). Resident: ~~\$75.00~~ \$100.00 per 1 week session.

(B) Nonresident: ~~\$150.00~~ \$200.00 per 1 week session.

~~(B)~~ (Ordinance CO01-20-10-08-H1 adopted 10/8/20)

§ 12.300. Pavilion and building related fees.

(a) Community and recreation center.

(1) Hourly Rental rates.

Facility	Square Foot	Resident	Nonresident	Deposit
During Business Hours:				
Community room (1/3 room)	1,010	\$3540.00	\$70.0080.00	\$100.00
Gymnasium (1/2 court)	2,100	\$50.0075.00	\$75.00150.00	\$100.00
Kitchen	210	\$10.0015.00	\$15.0030.00	\$100.00
Gymnasium (1 full court)	4,200	\$150.00	\$200.00300.00	\$100.00
Gymnasium (2 full courts)	8,400	\$225.00300.00	\$275.00600.00	\$100.00
After Hours:				
Community room (1/3 room)	1,010	\$60.0080.00	\$90.00160.00	\$100.00
Kitchen	210	\$15.0020.00	\$20.0040.00	\$100.00

(b) Milburn Park Large Pavilion.

(1) Resident rental times. \$120 per four (4) hour block; no deposit required unless required with pParks Sspecial Uuse permit

~~(A) 10:00 a.m. to 3:00 p.m.: \$50.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$50.00; no deposit required.~~

~~(C) All day: \$75.00; no deposit required.~~

(2) Non Resident rental times. \$240 per four (4) hour block; no deposit required unless required with pParks sSpecial uUse permit

~~(A) 10:00 a.m. to 3:00 p.m.: \$150.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$150.00; no deposit required.~~

~~(C) All day: \$200.00; no deposit required.~~

(c) Milburn Park Volleyball Pavilion

(1) Resident; \$60 per four (4) hour block; no deposit required.

(2) Non Resident; \$120 per four (4) hour block; no deposit required.

(A)

(d) Nelson Ranch Park Pavilion.

(1) Resident \$120 per four (4) hour block; no deposit required unless required with parks special use permit

~~(e)(2) Non Resident \$240 per four (4) hour block; no deposit required unless required~~

with parks special use permit

~~(1) Resident rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$25.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$25.00; no deposit required.~~

~~(C) All day: \$50.00; no deposit required.~~

~~(2) Nonresident rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$150.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$150.00; no deposit required.~~

~~(C) All day: \$200.00; no deposit required.~~

~~(d)~~(e) Riviera Springs Clubhouse.

~~(1) Resident: \$175.00/day + \$100.00 deposit.~~

~~(2) Non Resident: \$350.00/day + \$100.00 deposit.~~

(1) Resident \$120 per four (4) hour block; \$100.00 deposit

(2) Non Resident \$240 per four (4) hour block; \$200.00 deposit

~~(e)~~(f) Brushy Creek Lake Park–Live Oak and Redbud Pavilions.

(1) Resident; \$60 per four (4) hour block; no deposit required

(2) Non Resident; \$120 per four (4) hour block; no deposit required

Resident rental times:

~~(A) 10:00 a.m. to 3:00 p.m.: \$50.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$50.00; no deposit required.~~

~~(C) All day: \$75.00; no deposit required.~~

~~(2) Nonresident rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$100.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$100.00; no deposit required.~~

~~(C) All day: \$150.00; no deposit required.~~

(g) Brushy Creek Lake Park– Cedar and Cypress Pavilions.

(1) Resident \$120 per four (4) hour block; no deposit required unless required with ~~parks-special-use~~[Parks Special Use permit](#)

(2) Non Resident \$240 per four (4) hour block; no deposit required unless required with

~~parcs-special-use~~ Parks Special Use permit

~~(f)~~

~~(1) Resident rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$50.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$50.00; no deposit required.~~

~~(C) All day: \$75.00; no deposit required.~~

~~(2) Nonresident rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$150.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$150.00; no deposit required.~~

~~(C) All day: \$200.00; no deposit required.~~

~~(g) Peggy Garner Park Pavilion:~~

~~(1) Resident rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$25.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$25.00; no deposit required.~~

~~(C) All day: \$50.00; no deposit required.~~

~~(2) Nonresident rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$50.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$50.00; no deposit required.~~

~~(h)(A) All day: \$75.00; no deposit required.~~

~~(1) Resident rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$25.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$25.00; no deposit required.~~

~~(C) All day: \$50.00; no deposit required.~~

~~(2) Nonresident rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$50.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$50.00; no deposit required.~~

~~(C) All day: \$75.00; no deposit required.~~

~~(h) Veterans Memorial Park Pavilion.~~

~~(1) Resident \$120 per four (4) hour block; no deposit required unless required with ~~parcs-special-use~~ Parks Special Use permit~~

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~~(2) Non Resident \$240 per four (4) hour block; no deposit required unless required with parks special-use~~
Parks Special Use permit

~~(i)(3)~~

~~(1) Resident rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$50.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$50.00; no deposit required.~~

~~(C) All day: \$75.00; no deposit required.~~

~~(2) Nonresident rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$150.00.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$150.00.~~

~~(C) All day: \$200.00.~~

~~(i)(i)~~ Lakeline Park - Pavilions A, B, and C, Lakeview, Sawgrass and Ridgetop

~~(1) Resident; \$60 per four (4) hour block; no deposit required rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$50.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$50.00; no deposit required.~~

~~(C) All day: \$75.00; no deposit required.~~

~~(2) Non Resident; \$120 per four (4) hour block; no deposit required rental times:~~

~~(A) 10:00 a.m. to 3:00 p.m.: \$100.00; no deposit required.~~

~~(B) 4:00 p.m. to 10:00 p.m.: \$100.00; no deposit required.~~

~~(C) All day: \$150.00; no deposit required.~~

~~(k)(j)~~ Lakeline Park - Multi-Purpose Pavilion (MPP).

~~(1) Class 1 - small event use (less than 400-151 total attendees); Resident \$500.00 + \$250.00 refundable damage deposit required. Non-reResident \$1,000 + \$500 refundable damage deposit required.~~

~~(2) Class 2 - large event use (400-151 or more, but fewer than 2,000 total attendees). Resident \$1500.00 + \$750.00 refundable damage deposit required 3,000.00; Non-resident - \$3,000.00~~

~~+ \$1,500.00 refundable damage deposit required.~~

~~(3)(2)~~ Class 3 - large event use (2,000 or more total attendees). Requires City Manager approval and fees shall be based upon event type and actual administrative costs to the City + refundable damage deposit of fifty percent (50%) of final rental cost.

(Ordinance CO01-20-10-08-H1 adopted 10/8/20; Ordinance CO52.22.09.08.E1 adopted 9/8/2022)

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§ 12.400. Recreational court and field related fees.

(a) Tennis courts; per key basis.

(1) Resident:

(A) \$18.00/year or a pro-rated fee \$1.00/month.

(B) \$5.00/hour for leagues and tournaments.

(2) Non-~~r~~Resident:

(A) \$36.00/year or a pro-rated fee \$2.00/month.

(B) \$10.00/hour for leagues and tournaments.

(b) Milburn Park Sand volleyball courts.

(1) Hourly court rental ~~for two (2) courts:~~

(A) Resident: ~~\$20~~15.00/hr.

(B) Non-~~r~~Resident: ~~\$40~~30.00/hr.

~~(2) Small pavilion and four (4) courts:~~

~~(A) Resident:~~

~~(i) 10:00 a.m. to 3:00 p.m.: \$50.00; no deposit required.~~

~~(ii) 4:00 p.m. to 10:00 p.m.: \$50.00; no deposit required.~~

~~(iii) All Day: \$75.00; no deposit required.~~

~~(B) Nonresident:~~

~~(i) 10:00 a.m. to 3:00 p.m.: \$200.00; no deposit required.~~

~~(ii) 4:00 p.m. to 10:00 p.m.: \$200.00; no deposit required.~~

~~(iii) All day: \$400.00; no deposit required.~~

(c) Basketball court. Everyone court. Everyone; no private rental, first come first serve basis.

(d) Sports fields rental rates.

(1) Softball/baseball field.

(A) Resident:

(i) Per hour: ~~\$12.50~~ \$15.00.

(ii) Lights per hour: \$25.00.

(B) Non-~~r~~Resident:

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- (i) Per hour: ~~\$40.00~~ \$30.00.
 - (ii) Lights per hour: \$25.00.
 - (C) Special use:
 - (i) Per hour: \$30.00.
 - (ii) Lights per hour: \$25.00.
 - (2) Soccer/football field.
 - (A) Resident:
 - (i) Per hour: ~~\$12.50~~ \$15.00
 - (ii) Lights per hour: \$25.00.
 - (B) Non-~~r~~Resident:
 - (i) Per hour: ~~\$40.00~~ \$30.00.
 - (ii) Lights per hour: \$25.00.
 - (C) Special use (League use; or all recurring rentals over 8 hours per month):
 - (i) Per hour: \$30.00.
 - (ii) Lights per hour: \$25.00.
 - (e) Wiffle ball and T-Ball fields (unlighted).
 - (1) Residents: ~~\$25.00/day or \$5.00/hour~~ \$15.00 per hour
 - (2) Non-~~r~~Residents: ~~\$50.00/day or \$10.00/hour~~ \$30.00 per hour
- (Ordinance CO01-20-10-08-H1 adopted 10/8/20; Ordinance CO13.22.01.27.E1 adopted 1/27/2022)

§ 12.500. Recreational program fees.

~~(a)~~ Camp Timberwolf.

- ~~(1) Resident: \$120.00/week.~~
- ~~(2) Nonresident: \$255.00/week.~~

~~(b)~~(a) Milburn Community Garden.

- (1) 10 x 10:
 - (A) Resident: \$20.00/year.
 - (B) Non-~~r~~Resident: \$40.00/year.
- (2) 10 x 20:
 - (A) Resident: \$40.00/year.

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- (B) Non-Resident: \$80.00/year.
- (3) Accessible 2.5 x 24:
 - (A) Resident: \$12.00/year.
 - (B) Non-Resident: \$24.00/year.

(e)(b) Community and recreation center membership rates.

(1) Family.

- (A) Annual: ~~\$240.00~~ \$270.00; Non Resident. ~~\$420.00~~ \$540.00
- ~~(B) Quarter: \$70.00; Non Res. \$105.00.~~
- ~~(C)(B) Month: \$25.00~~ \$30.00; Non Resident. ~~\$40.00~~ \$60.00

(2) Individual Adult (18 and older)

- (A) Annual: ~~\$120.00~~ \$180.00; Non Resident. ~~\$250.00~~ \$360.00.
- ~~(B) Quarter: \$35.00; Non Res. \$80.00.~~
- ~~(C)(B) Month: \$15.00~~ \$20.00; Non Resident. ~~\$30.00~~ \$40.00.
- ~~(D)(C) Day: \$5.00; Non Resident. \$10.00.~~

(3) Youth (18 and under). Senior citizens (60+), Veterans or current military service members with military ID or other proof of military service issued by the federal or state government.

- (A) Annual: ~~\$60.00~~ \$90.00; Non Resident. ~~\$130.00~~ \$180.00.
- ~~(B) Quarter: \$20.00; Non Res. \$40.00.~~
- ~~(C)(B) Month: \$10.00~~ \$15.00; Non Resident. ~~\$20.00~~ \$30.00.
- ~~(D)(C) Day: \$5.00; Non Resident. \$10.00.~~

~~(4) Youth (18 and under):~~

- ~~(A) Annual: \$60.00; Non Res. \$130.00.~~
- ~~(B) Quarter: \$20.00; Non Res. \$40.00.~~
- ~~(C) Month: \$10.00; Non Res. \$20.00.~~
- ~~(D) Day: \$5.00; Non Res. \$10.00.~~

~~(5) Couple:~~

- ~~(A) Annual: \$200.00; Non Res. \$315.00.~~
- ~~(B) Quarter: \$55.00; Non Res. \$85.00.~~
- ~~(C) Month: \$20.00; Non Res. \$35.00.~~

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~~(6) Senior couple.~~

~~(A) Annual: \$110.00; Non Res. \$240.00.~~

~~(B) Quarter: \$30.00; Non Res. \$70.00.~~

~~(C) Month: \$15.00; Non Res. \$30.00.~~

~~(d) Adult Softball League.~~

~~(1) Spring:~~

~~(A) Resident: \$300.00.~~

~~(B) Non Resident: \$350.00.~~

~~(2) Fall:~~

~~(A) Resident: \$250.00.~~

~~(B) Non Resident: \$300.00.~~

~~(e) Adult Kickball League.~~

~~(1) Resident: \$130.00.~~

~~(2) Non Resident: \$150.00.~~

~~(Ordinance CO01-20-10-08-H1 adopted 10/8/20)~~

(c) Unless otherwise set forth in this Appendix A, the fees charged for recreation classes, special events, and sports leagues shall be established by the Parks and Recreation Director, subject to the approval of the City Manager, in an amount up to but not to exceed \$75.00 per program per person for Residents (\$150.00 for Non-Residents) for classes and programs and up to but not to exceed \$500 for Residents (\$1000.00 for Non-Residents) for team fees for sports leagues. Fees shall be published in the Parks and Recreation Guide and on the department's activity registration website.

(d) 1. Special Use in Parks Permit Application Fee; Resident -\$25.00; Non Resident - \$50.00

~~§ 12.600. Unmanned aircraft system permit fee.~~

~~The fee for a permit to operate an unmanned aircraft system at a special event shall be \$10.00.~~

~~(Ordinance CO01-20-10-08-H1 adopted 10/8/20)~~

File Attachments for Item:

F.1 A Resolution Authorizing Issuance Of A Parks Special Use Permit To The Wipro Corporation For A 5K Charity Run At Brushy Creek Lake Park On October 6, 2024.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing Issuance Of A Parks Special Use Permit To The Wipro Corporation For A 5K Charity Run At Brushy Creek Lake Park On October 6, 2024.

Commentary

Ravi Dasappa, with the Wipro Corporation, is requesting a Special Use Permit to allow a 5K charity fun run to take place at Brushy Creek Lake Park on Sunday, October 6, 2024. The event will utilize the park’s perimeter trail and will take place from 8:00 a.m. until 11:00 a.m. on that date. Ravi has rented the pavilions for their use on that day and approximately 100 participants are expected for the event. Article 8.03 of the Cedar Park Code of Ordinances pertaining to conduct in parks and playgrounds requires a special permit for this type of activity. Staff respectfully requests Council authorization for the issuance of a special use permit for this event. The permit application is attached.

Initiating Dept: Parks and Recreation

Fiscal Impact
Fund:

Budget
Amount:

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item specifically supports and furthers the following goal, objective, and strategy from the City Council 2024-2026 Strategic Plan:

- Goal: Livability and Sense of Place
 - Objective: Recreation and Cultural Opportunities
 - Strategy: Activate recreational space through updated programs and events

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING ISSUANCE OF A SPECIAL USE PERMIT TO THE WIPRO CORPORATION FOR A 5K RUN AT BRUSHY CREEK LAKE PARK ON OCTOBER 6, 2024; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, pursuant to the Code of Ordinances Chapter 8, Article 8.03, Section 8.03.004, special permits for activities not permitted in City parks or recreation areas shall be obtained by making application to the Director of Parks and Recreation and approved by the City Council ; and

WHEREAS, an application for a Special Use Permit was submitted by Ravi Dasappa, on behalf of the Wipro Corporation, for a 5K fun run at Brushy Creek Lake Park on October 6, 2024; and

WHEREAS, in accordance with the applicable standards for issuance, the proposed activity or use will not unreasonably interfere with or detract from the general public's enjoyment; and

WHEREAS, the proposed activity or use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation; and

WHEREAS, the proposed activity or use is not anticipated to include violence, crime or disorderly conduct; and

WHEREAS, the proposed activity or use will not entail extraordinary or burdensome expense or police operation by the City; and

WHEREAS, the proposed activity or use is not in conflict with another scheduled activity; and

WHEREAS, the Director of Parks and Recreation has recommended issuance of the special permit.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The Special Use Permit requested by Ravi Dasappa, on behalf of the Wipro Corporation, for a 5K run at Brushy Creek Lake Park on October 6, 2024, or an alternate date approved by the Director of Parks and Recreation, is hereby approved.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

CEDAR PARK

Application for Special Use in Parks
City of Cedar Park – Parks & Recreation Department
1435 Main Street ♦ Cedar Park, TX 78613
(512) 401-5500 ♦ Fax (512)260-1661

APPLICANT INFORMATION

Applicant's Name RAVI DASAPPA
Address 608 PANZANO DR City & Zip Georgetown 78628
Home Phone 512 803 8241 Work Phone _____ E-mail Address xavi.kumardas@wipro.com
Organization's Name (if applicable) WIPRO Phone Number 732-509-1501
Organization's Address 2 Tower center Blvd Suite 2200 City & Zip East Brunswick 08816

EVENT INFORMATION

Type of Event WIPRO SOW 5K RUN Date of Event 10/06/2024
Name of Park Brushy Creek Lake park Location in Park _____
Time Event Begins 8:00 AM Time Event Ends 11:00 AM Number of Participants ~100
Will participants be charged? Yes No If so, how much? Charity
Describe in detail all activities planned (please attach another sheet of paper, if necessary). 5K run around the trail 2 Pavillions in Brushy creek has been reserved & paid.

Will any type of sound amplifying equipment be used at the event (other than small, portable speakers)? Yes No
If so, please explain what type of equipment will be used.

Microphones & low decibel speakers for the event

Will the event include live musical entertainment? Yes No If yes, please explain what type of live music.

List any variances required from Park Rules & Regulations that have not been addressed on this application.

Will the event interfere with or detract from the general public's enjoyment? Yes No

Will the event interfere with or detract from the promotion of public health, welfare, safety and recreation? Yes No

Is violence, crime or disorderly conduct anticipated as part of the event? Yes No

Will the event entail extraordinary or burdensome expense or police operation by the City? Yes No

Is there a conflict with another scheduled activity? Yes No

* If you replied "Yes" to any of the above questions, please explain.

Applicant's Signature Ravi Dasappa

Date 8/23/2024

File Attachments for Item:

F.2 A Resolution Authorizing An Amendment To An Easement To The Lower Colorado River Authority (LCRA) Located In The New Hope Drive Right-Of-Way Near Krienke Ranch Road.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing An Amendment To An Easement To The Lower Colorado River Authority (LCRA) Located In the New Hope Drive Right Of Way Near Krienke Ranch Road.

Commentary

The Lower Colorado River Authority (LCRA) is expanding the use of the existing fiber-optic grounding wire located on the electrical transmission line identified as 138-kV Spanish Oak to Harper Line, T-642. This expanded use will allow for additional data to be sent over the existing fiber optic grounding wire, benefiting Texas residents, businesses, municipalities, and educational institutions. As part of LCRA’s effort to facilitate communications and broadband services on the electric transmission line that crosses City-owned property, LCRA is requesting to amend the existing transmission line easement agreement to allow the use of the existing fiber-optic grounded wire for this expanded use. The easement consists of 1.13 acres located in the City’s Right of Way along New Hope Drive Near Krienke Ranch Road.

Initiating Dept:

Fiscal Impact
Fund:

Budget
Amount:

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

(more general)

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Infrastructure & Environment
 - Objective: Preserve and enhance the tools and resources necessary to support critical infrastructure and sustainable initiatives
 - Strategy: Continue to prioritize investments that support the quality and reliability of critical infrastructure.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO AN EASEMENT TO LCRA LOCATED IN THE NEW HOPE DRIVE RIGHT OF WAY NEAR KRIENKE RANCH ROAD; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the Lower Colorado River Authority (LCRA) is expanding the use of the existing fiber-optic grounding wire located on the electrical transmission line identified as 138-kV Spanish Oak to Harper Line, T-642; and

WHEREAS, this expanded use will allow for additional data to be sent over the existing fiber optic grounding wire, benefiting Texas residents, businesses, municipalities, and educational institutions; and

WHEREAS, as part of LCRA’s effort to facilitate communications and broadband services on the electric transmission line that crosses City-owned property, LCRA is requesting to amend the existing transmission line easement agreement to allow the use of the existing fiber-optic grounded wire for this expanded use; and

WHEREAS, the Easement consists 1.13 acres located in the City’s Right of Way along New Hope Drive Near Krienke Ranch Road

WHEREAS, Section 10.01 of the City Charter for the City of Cedar Park, Texas, provides no right of control or use of public property of the City may be transferred except by resolution; and

WHEREAS, the City Council finds that granting the Easement is in the interest of the public health and safety of the residents of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. That the City Manager is hereby authorized and directed to execute all documents required to amend the easement with LCRA to allow the use of the existing fiber-optic grounded wire for this expanded use, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

File Attachments for Item:

F.3 A Resolution Authorizing An Amendment To The Professional Engineering Services Agreement With Kimley-Horn And Associates, Inc. For The Bell District Shared Use Path Project In An Amount Not To Exceed \$176,310.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing An Amendment To The Professional Engineering Services Agreement With Kimley-Horn And Associates, Inc. For The Bell District Shared Use Path Project In An Amount Not To Exceed \$176,310.

Commentary

The purpose of this resolution is to authorize an Professional Engineering Services Agreement (“PSA”) amendment to the original Agreement for Professional Engineering Services (“Agreement”) with Kimley-Horn and Associates, Inc. (the “Engineer”) for the Bell District Shared Use Path (“Project”). This amendment would be the first amendment to the Agreement. The Project consists of the design and construction of a shared-use path (“SUP”) that will generally follow Bushy Creek Road to connect the existing SUP on the west side of Bell Boulevard to the existing SUP on the east side of US 183A, linking the Bell District to the 183A SUP. On April 17, 2024, the City executed the Agreement with the Engineer including compensation not to exceed \$360,000 for professional design services associated with the Project.

The Project will require a crossing of railroad right-of-way owned by Capital Metropolitan Transportation Authority (“CapMetro”). CapMetro representatives have analyzed the proposed crossing and determined the improvements required at the crossing. This PSA amendment covers the additional design necessary to construct the required crossing improvements. This includes electrical engineering signal plan development, underground communication conduit borings, control house modifications, coordination with the Park St. signal as necessary, and construction support.

Staff has since reached out to various agencies to determine if the scope of work and cost provided was equivalent to other pedestrian railroad crossings in the area. It was determined that the additional services are necessary to the Project and the associated fees

are fair, reasonable and within the Project budget. Therefore, Staff recommends execution of a Professional Engineering Services Amendment to the original Agreement with Kimley-Horn and Associates, Inc. in an amount not to exceed \$176,310.

Initiating Dept: Engineering & Capital Projects

Fiscal Impact
Fund: T90

Budget
Amount: \$176,310

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item specifically supports and furthers the following goal, objective, and strategy from the City Council 2024-2026 Strategic Plan:

- Goal 5. *Mobility and Connectivity*
 - Objective C. Bike, Pedestrian & Trail
 - Strategy iv. Design and construct the shared use path (SUP) along Brushy Creek Road, connecting Bell District to 183A SUP

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR THE BELL DISTRICT SHARED USE PATH PROJECT IN AN AMOUNT NOT TO EXCEED \$176,310; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the Bell District Shared Use Path Project (“Project”) will generally follow Brushy Creek Road between the existing shared use path (“SUP”) at Bell Boulevard to the existing SUP at US 183A; and

WHEREAS, on April 17, 2024, the City executed an agreement for professional engineering services with Kimley-Horn and Associates, Inc. (“Engineer”) in an amount not to exceed \$360,000; and

WHEREAS, the Project will require a crossing of railroad right-of-way owned by Capital Metropolitan Transportation Authority (“CapMetro”); and

WHEREAS, CapMetro representatives have analyzed the proposed crossing and determined the improvements required at the crossing; and

WHEREAS, additional authorization is required to compensate the Engineer to perform the additional design necessary to construct the required crossing improvements, including electrical engineering signal plan development, underground communication conduit borings, control house modifications, coordination with the Park St. signal as necessary, and construction support; and

WHEREAS, City staff has determined the additional services to be necessary to the Project and the associated fees to be fair, reasonable and within the Project budget; and

WHEREAS, City staff recommends execution of a professional engineering services amendment to the original agreement for professional engineering services with Kimley-Horn and Associates, Inc. in an amount not to exceed \$176,310.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby authorizes and directs the City Manager to execute an amendment to the Professional Engineering Services Agreement for professional engineering services with Kimley-Horn and Associates, Inc. for the Bell

District Shared Use Path Project in an amount not to exceed \$176,310, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

File Attachments for Item:

F.4 A Resolution Authorizing City Acceptance Of Hidden Creeks At Lakewood Park Subdivision Improvements.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing Acceptance Of Hidden Creeks At Lakewood Park Subdivision Improvements.

Commentary

Hidden Creeks at Lakewood Park Subdivision improvements consist of expansion of CR 180 and related drainage improvements on this road as well as construction of all related public infrastructure within the subdivision. The tract is located northwest of the intersection of CR 180 and Ronald Reagan Boulevard in Cedar Park. The subdivision improvements to be accepted by the City include water, drainage, wastewater, water quality and street improvements. The developer has provided the City with a two (2) year maintenance bond for ten (10) percent of the construction cost for any repairs that may be necessary during the two-year maintenance period from the date of acceptance by the City Council.

Initiating Dept: Development Services

Fiscal Impact
Fund:

Budget
Amount:

The combined total infrastructure value for Hidden Creeks at Lakewood Park Subdivision is \$10,430,101.54. This includes \$4,201,878 of drainage improvements, 13,102 LF of water at \$1,327,722, 9,747 LF of wastewater at \$1,369,769.50 and \$3,255,279 of street and sidewalk improvements.

Finance Director Review

Legal Certification

Approved as to form and content:

Yes

No **City Attorney**

Associated Information:

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING ACCEPTANCE OF HIDDEN CREEKS AT LAKEWOOD PARK SUBDIVISION IMPROVEMENTS; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the developer of this subdivision has completed construction of the improvements in accordance with the plans approved by the City of Cedar Park; and

WHEREAS, the subdivision improvements to be accepted by the City for operation and maintenance are water, storm, wastewater and streets within the public rights-of-way of the subdivision; and

WHEREAS, the water quality and detention pond are maintained by the homeowners association; and

WHEREAS, the contractor has also provided the City a two (2) year maintenance bond in the amount of ten (10) percent of the cost of construction for any repairs that may be necessary during a two-year period from the date of acceptance by the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby accepts the streets, storm, water and wastewater infrastructure within the Hidden Creeks at Lakewood Park Subdivision for operation and maintenance.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

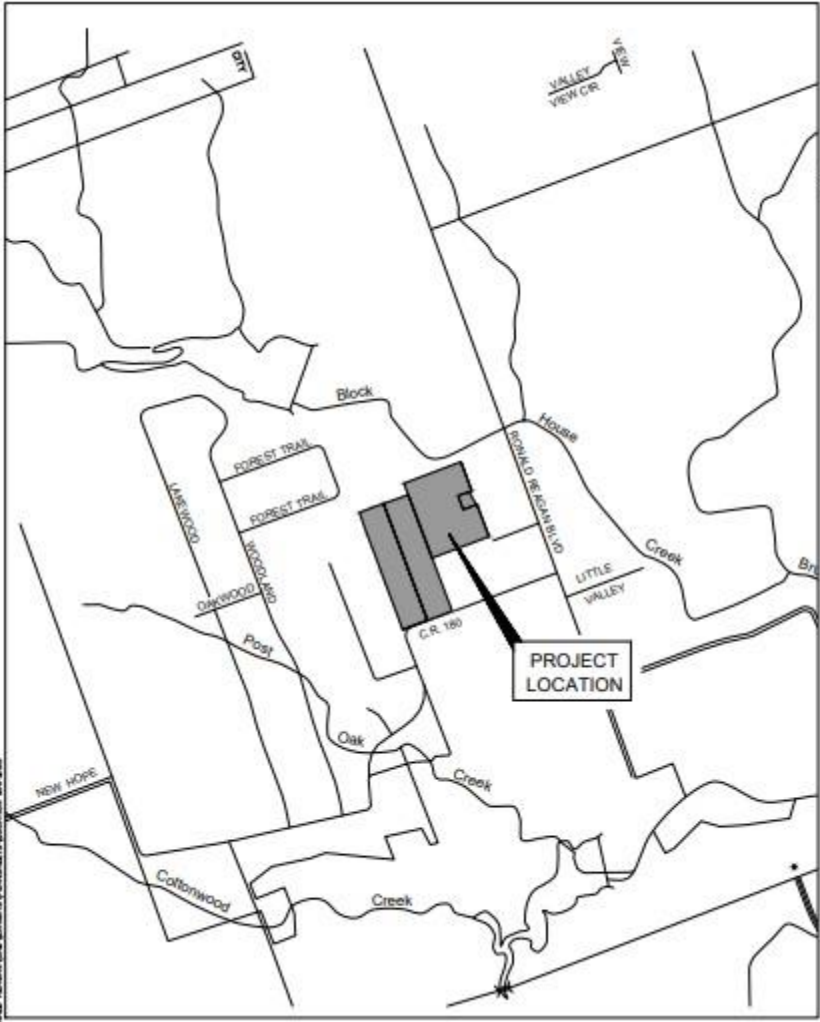
James Penniman-Morin, Mayor

ATTEST:

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney



LOCATION MAP – Not to Scale

File Attachments for Item:

F.5 A Resolution Authorizing An Interlocal Agreement With Capital Area Council Of Governments (CAPCOG) For Reimbursement To The City In The Amount Of \$139,905 For Maintenance Of The Public Safety Call Recording System.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing An Interlocal Agreement With Capital Area Council Of Governments (CAPCOG) For Reimbursement To The City In The Amount Of \$139,905 For Maintenance Of The Public Safety Call Recording System.

Commentary

The purpose of this item is to authorize the execution of an Interlocal Agreement (“ILA”) with the Capital Area Council of Governments (“CAPCOG”) for reimbursement of a portion of the City’s expenditures related to the Motorola NICE logging and recording system expansion project for the Cedar Park Police Department.

One of CAPCOG’s functions includes the operation of the Capital Area Emergency Communications District. The Cedar Park Police Department participates in the District through its emergency communications center. In July 2023, the City Council authorized a five-year agreement with Motorola Solutions, Inc. for the replacement and expansion of the City’s public safety call recording system. CAPCOG has agreed to reimburse the City in the amount of \$139,905 for the City’s ongoing maintenance of that system.

Staff recommends authorization to execute an Interlocal Agreement between the City of Cedar Park and CAPCOG for reimbursement to the City in the amount of \$139,905.

Initiating Dept: Police Department/Information Services

Fiscal Impact
Fund:

Budget
Budget: N/A

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and objectives from the City Council 2024-2026 Strategic Goals:

- Safe Community
 - Public Safety – Prioritize and support public safety programs so our community feels safe:
 - Maximizes efficiency of the incident reconstruction, investigation and information distribution processes by providing a highly intuitive method of organizing disparate information sources.
 - Minimizes human error associated with manually attempting to coordinate and “match” data from multiple disparate information sources.

- Service & Fiscal Excellence
 - Government Operations – Ensure government operations, practices and procedures result in high quality and resident-focused services throughout our city.
 - Easy and secure information-sharing within an agency and between other agencies and organizations.
 - Maximizes the efficiency of the incident distribution process by providing a highly efficient method of distributing authenticated incident information.
 - Minimizes training and maintenance effort and costs by providing a single interface in lieu of individual interfaces for each information source.

 - Technology - Ensure sound technology systems and resources to support and enhance reliable 24/7 Operations.
 - **Old system, Higher Ground**, which had a failure to record incident in 2019, was using “over the air” method with physical analog radios to record public safety calls.
 - **Newly implemented system**, the fully redundant Motorola NICE Inform Recorder, records the trunk radio traffic by communicating and acquiring all public safety audio streams directly from the core.

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF CEDAR PARK AND CAPITAL AREA COUNCIL OF GOVERNMENTS (CAPCOG) FOR REIMBURSEMENT TO THE CITY IN THE AMOUNT OF \$139,905 FOR MAINTENANCE OF THE PUBLIC SAFETY CALL RECORDING SYSTEM; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW

WHEREAS, in July 2023, the City entered into a five-year agreement with Motorola Systems, Inc. for replacement and expansion of the City's public safety Motorola NICE logging and recording system; and

WHEREAS, the Capital Area Council of Governments ("CAPCOG") operates the Capital Area Emergency Communications District (the "District"); and

WHEREAS, the City participates in the District through its public safety emergency communications center; and

WHEREAS, CAPCOG desires to reimburse the City for a portion of the City's maintenance costs related to the public safety call recording system; and

WHEREAS, Texas Government Code Chapter 791 authorizes interlocal cooperation agreements between local governmental entities to provide governmental functions and services, including police and fire protection and public health and welfare; and

WHEREAS, Staff recommends execution of an Interlocal Agreement between the City of Cedar Park and CAPCOG for reimbursement to the City in the amount of \$139,905.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby authorizes and directs the City Manager to negotiate and execute an Interlocal Agreement with CAPCOG for reimbursement to the City in the amount of \$139,905 for maintenance of the public safety call recording system, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

RESOLUTION NO.

File Attachments for Item:

F.6 A Resolution Authorizing Acceptance Of E-Rate Funding In The Amount Of \$84,599.93 From The Universal Service Administrative Co. And Authorizing The City Manager To Administer The Funding Award.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing Acceptance Of E-Rate Funding In The Amount Of \$84,599.93 From The Universal Service Administrative Co. And Authorizing The City Manager To Administer The Funding Award.

Commentary

As part of the technology procurements for the new Cedar Park Public Library, the City applied for funding from the Universal Service Administrative Co. (USAC), an independent not-for-profit designated by the Federal Communications Commission (FCC) to administer federal funding, including the Schools and Libraries (E-Rate) program.

USAC has awarded \$84,599.93 to the City for E-rate eligible purchases, including portions of the technology network infrastructure purchase for the new Library authorized by City Council at the December 14, 2023 meeting. No additional funding match beyond this previously authorized expenditure is required.

The purpose of this resolution is to authorize and direct the City Manager to execute all agreements with USAC, delegate signature authority to the City’s E-rate consultant to file required forms and reports on the City’s behalf, and to take all other required action to accept and administer the E-rate funding award in accordance with program rules and regulations.

Initiating Dept: Library

Fiscal Impact
Fund:

Budget
Amount: \$

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item specifically supports and furthers the following goal, objective, and strategy from the City Council 2024-2026 Strategic Plan:

- Goal: Livability and Sense of Place
 - Objective: Recreation & Cultural Opportunities
 - Strategy: Continue to transform and modernize Library services and programs and utilize new features of the Library to expand program offerings to reflect the expectations of our community.

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING THE ACCEPTANCE OF E-RATE FUNDING FROM THE UNIVERSAL SERVICE ADMINISTRATIVE CO. IN THE AMOUNT OF \$84,599.93; AUTHORIZING AND DIRECTING THE CITY MANAGER TO ACT ON THE CITY’S BEHALF TO ACCEPT AND ADMINISTER FUNDING; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the Federal Communications Commission (FCC) provides funding for eligible services, including internet access, telecommunications services, and related equipment, for public schools and libraries through the E-rate program; and

WHEREAS, the Universal Administrative Service Co. is the non-profit organization designated by the FCC to administer the E-rate program; and

WHEREAS, the Cedar Park Public Library applied for and was awarded E-rate funding in the amount of \$84,599.93 for eligible technology purchases for the New Library; and

WHEREAS, the City contracted with CRW Consulting to provide professional E-rate consulting services to the City, including assisting the City with E-rate funding applications and award administration; and

WHEREAS, the City Council wishes to designate the City Manager as the City’s authorized official with the power to accept and administer the E-rate funding on behalf of the City.

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

SECTION 1. The Cedar Park City Council hereby authorizes acceptance of the E-rate funding award in the amount of \$84,599.93.

SECTION 2. The Cedar Park City Council hereby authorizes and directs the City Manager and their designee(s), including CRW Consulting, to execute all required agreements and documentation, and to take all necessary actions to accept and administer the E-rate funding award in accordance with the program rules and regulations.

SECTION 3. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

Jim Penniman-Morin, Mayor

ATTEST:

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

RESOLUTION NO.

File Attachments for Item:

F.7 A Resolution Authorizing A Change Order With J.E. Dunn Construction Company, Inc. For Construction Of The New Cedar Park Library Project In An Amount Not To Exceed \$179,183.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing A Change Order With J.E. Dunn Construction Company, Inc. For Construction Of The New Cedar Park Library Project In An Amount Not To Exceed \$179,183.

Commentary

The purpose of this resolution is to authorize a change order to the existing Construction Manager-At-Risk (“CMAR”) Agreement (“Agreement”) with J.E. Dunn Construction Company (JE Dunn) for construction of the New Cedar Park Library Project (“Project”). Guaranteed Maximum Price (“GMP”) Amendments were executed on November 17, 2022 and March 9, 2023 to establish contract amount for Project. This will be the first change order to the Project.

The scope of this change order includes various improvements to the Project requested by City staff and additional work necessary to construct the Project. These improvements include: additional trees and landscaping, existing tree pruning, protection and maintenance during construction, additional bike racks, additional benches near the entrance, upgraded concrete sidewalk finish throughout the site, upgraded ceiling materials, upgraded flooring in maker spaces, retaining walls for existing tree protection, removing clay soils unsuitable for sidewalk construction, code required lighting at elevators, maintenance access platform for HVAC equipment on the roof, and moving the “Magic of Storytelling” statue from the existing Library to the youth courtyard. This change order does not require an increase of contract days for the additional work.

Funding for this change order is available in the Project budget and does not require additional funding. Staff has reviewed the proposed scope and determined the proposed costs are fair and reasonable, and recommends authorization to execute a change order with J.E. Dunn Construction Company, Inc. in an amount not to exceed \$179,183.

Initiating Dept: Engineering and Capital Projects

Fiscal Impact

Fund: F55

Budget

Amount: \$179,183

Finance Director Review

Legal Certification

Approved as to form and content:

Yes

No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item specifically supports and furthers the following goal, objective, and strategy from the City Council 2024-2026 Strategic Plan:

- Goal 1. *Livability and Sense of Place*
 - Objective B. Bell District
 - Strategy i. Complete construction of new Library and open facility to the public, enhancing learning opportunities and providing community gathering space

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE A CHANGE ORDER WITH J.E. DUNN CONSTRUCTION COMPANY, INC. FOR CONSTRUCTION OF THE NEW LIBRARY PROJECT IN AN AMOUNT NOT TO EXCEED \$179,183; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, in accordance with Texas Government Code Chapter 2269, City Council authorized the execution of the Construction Manager-At-Risk (“CMAR”) agreement with J.E. Dunn Construction Company for construction of the new Library Project (“Project”) on April 22, 2021 and the agreement was executed on May 5, 2021; and

WHEREAS, City Council authorized the first GMP amendment for an amount not to exceed \$18,196,150 on November 17, 2022, and the first amendment was executed on November 28, 2022; and

WHEREAS, City Council authorized the second GMP amendment for an amount not to exceed \$12,819,102 on March 9, 2023, and the second amendment was executed on March 20, 2023; and

WHEREAS, City staff proposes a change order which includes various improvements to the Project requested by City staff and additional work necessary to complete construct the Project; and

WHEREAS, the change order does not require an increase of contract days for the additional work; and

WHEREAS, funding for this change order is available in the Project budget and does not require additional funding; and

WHEREAS, Staff has reviewed the proposed scope and determined the proposed costs are fair, reasonable, and recommends authorization to execute a change order with J.E. Dunn Construction Company, Inc. in an amount not to exceed \$179,183.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby authorizes and directs the City Manager to execute a change order with J.E. Dunn Construction Company, Inc. for construction of the New Library Project in an amount not to exceed \$179,183, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

File Attachments for Item:

F.8 A Resolution Authorizing An Amendment To The Professional Services Agreement With Garver, LLC For Design Of The Sidewalk Gap Closure Program Phase 6 Project In An Amount Not To Exceed \$22,268.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing An Amendment To The Professional Services Agreement With Garver, LLC For Design Of The Sidewalk Gap Closure Program Phase 6 Project In An Amount Not To Exceed \$22,268.

Commentary

The purpose of this resolution is to authorize the City Manager to execute a Professional Services Agreement (“PSA”) amendment to the original agreement (“Agreement”) with Garver, LLC. (“Engineer”) for the Sidewalk Gap Closure Program Phase 6 Project (“Project”). The Project consists of the design and construction of eleven (11) pedestrian improvements throughout the City, including a 200’ long Shared-Use Path (“SUP”) extension on Ranch Trails, crossing Brushy Creek Road with push-button flashing light assemblies to advise drivers of pedestrian crossings, and connecting to Champion Park’s pedestrian facility. The Project is funded through the Type B Community Development Corporation and 2022 Bond Program funds. The Project locations and descriptions are listed below, and an overall Project map showing all Project locations is included further below.

- 1.** Brushy Creek Road at Ranch Trails/Champion Park: Install pedestrian push button rapid flashing beacon assemblies with new pedestrian ramps and a high visibility crosswalk, and extend a new 10’ trail south of Brushy Creek Road to connect to the trail within Champion Park.
- 2.** New Hope Drive at New Hope Spur: Install pedestrian push button rapid flashing beacon assemblies with new pedestrian ramps and a high visibility crosswalk.
- 3.** Darkwoods Drive north of Brushy Creek Road: Extend the existing 4’ wide sidewalk, widen to 5’ and connect to the 183A Shared Use Path.
- 4.** Lynnwood Trail at Darkwoods Drive: Install new pedestrian ramps and sidewalk approaches to cross Lynnwood Trail with a high visibility crosswalk.

- 5. Lynnwood Trail at Antelope Ridge: Install 80’ linear feet of 4’ wide sidewalk.
- 6. Blue Ridge Parkway: Install 65 linear feet of 4’ wide sidewalk.
- 7. Grand Oaks Loop at Twin Creek Club Drive: Install pedestrian ramps at the southwest leg of the roundabout with a high visibility crosswalk.
- 8. Starwood Drive at Whitestone Boulevard: Install pedestrian ramps to cross Starwood Drive with a high visibility crosswalk.
- 9. Erica Kaitlin Lane at Gasper Bend: Install 250’ linear feet of 4’ wide sidewalk – replacing a decomposed granite path.
- 10. Truman Lane at Crockett Road: Install four pedestrian ramps.
- 11. Cedar Crest Drive at Hill Crest Drive: Install one missing pedestrian ramp.

In July 2023, the City executed the Agreement for Professional Engineering Services with Garver, LLC. including compensation not to exceed \$49,958.70 to perform design and construction phase services associated with the Project. The Project scope has changed by adding additional locations and removing one location based on cost associated with required roadway reconstruction to meet slope and grade requirements. Additionally, a pedestrian easement was revealed to be necessary from a private property that was not anticipated. This PSA amendment is for an additional \$22,268 and includes compensation for additional engineering and survey services for added locations, and easement preparation services related to a connection to the 183A Shared-Use Path.

The original PSA was not presented to City Council due to the contract value being just under the \$50,000 threshold. Because this PSA amendment will exceed the 25% change threshold established by the City’s Purchasing Policy and Procedures Manual, City Council approval is required.

Staff has determined the additional services to be necessary to the Project and the associated fees to be fair, reasonable and within the Project budget. Staff recommends approval of an amendment to the original Agreement for Professional Engineering Services with Garver, LLC for design services for the Sidewalk Gap Closure Program Phase 6 Project in an amount not to exceed \$22,268.

Initiating Dept: Engineering & Capital Projects

Fiscal Impact
Fund: T87

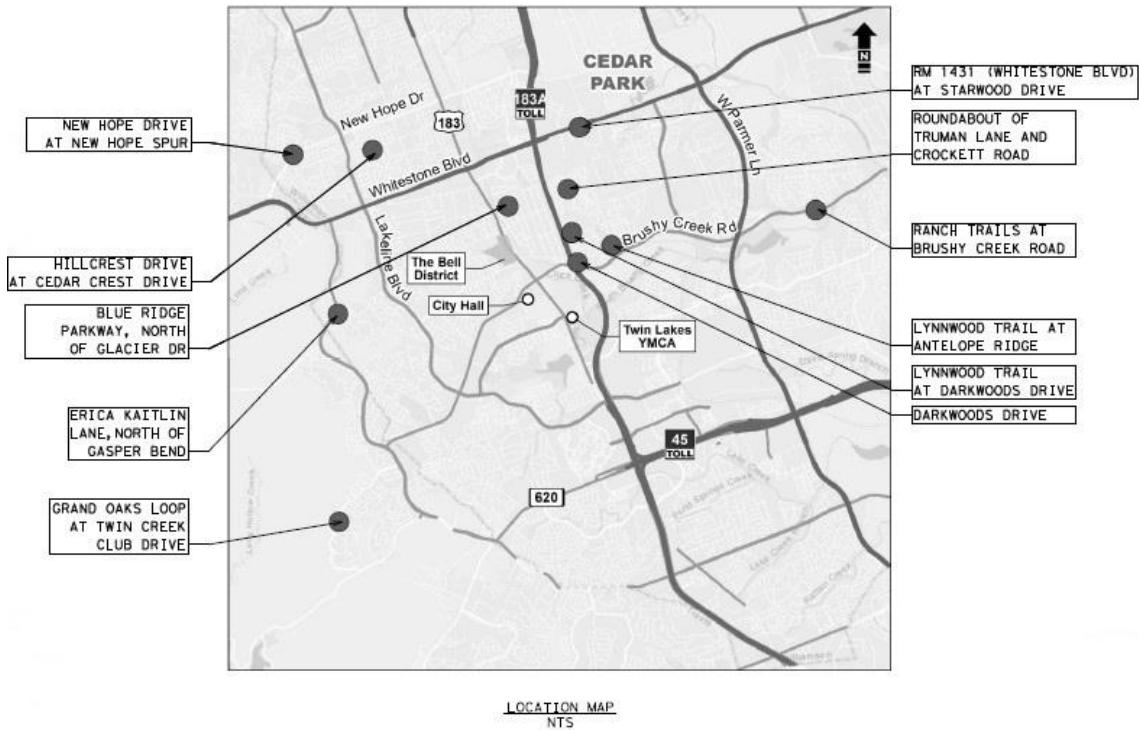
Budget
Amount: \$22,268

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information: Improvement Locations of Sidewalk Phase 6 Project



2024-2026 Strategic Goals

This agenda item specifically supports and furthers the following goal, objective, and strategy from the City Council 2024-2026 Strategic Goals:

- **Mobility and Connectivity:** Safely and efficiently move people throughout the City and improve connectivity by adding alternate routes of travel to businesses, neighborhoods, jobs, parks, entertainment and services.
 - **C. Bike, Pedestrian & Trail:** Expand the City’s network of shared-use paths and trails to provide more opportunities for trips on foot or bike.
 - **vi.** Complete design and construction of final phase of Sidewalk Gap Program

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT AMENDMENT FOR PROFESSIONAL ENGINEERING SERVICES WITH GARVER, LLC FOR DESIGN OF THE SIDEWALK GAP CLOSURE PROGRAM PHASE 6 PROJECT IN AN AMOUNT NOT TO EXCEED \$22,268; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the Sidewalk Gap Closure Program Phase 6 Project (“Project”) consists of the design and construction of a pedestrian sidewalk, ramps, push-button flashing beacons and related facilities throughout the City at eleven locations; and

WHEREAS, in April 2024, the City executed an agreement for professional engineering services with Garver, LLC. (“Engineer”) in an amount not to exceed \$49,958.70; and

WHEREAS, authorization is required to compensate the Engineer for additional engineering design services, survey, easement preparation and field engineering; and

WHEREAS, the Project is funded through the Cedar Park Community Development (Type B) Sales Tax Corporation and the 2022 Bond Program; and

WHEREAS, City staff has determined the additional services to be necessary to the Project and the associated fees to be fair, reasonable and within the Project budget; and

WHEREAS, City staff recommends execution of a professional services amendment to the original agreement for professional engineering services with Garver, LLC in an amount not to exceed \$22,268.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby authorizes and directs the City Manager to execute an amendment to the Professional Engineering Services Agreement with Garver, LLC for the Sidewalk Gap Closure Program Phase 6 Project, in an amount not to exceed \$22,268, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

File Attachments for Item:

F.9 A Resolution Authorizing An Agreement With USALCO, LLC For The Purchase Of Water Treatment Chemicals In An Amount Not To Exceed \$329,000 Over A Five Year Period.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing An Agreement With USALCO, LLC For The Purchase Of Water Treatment Chemicals In An Amount Not To Exceed \$329,000 Over A Five Year Period.

Commentary

This resolution authorizes the execution of a twelve (12) month fixed unit price agreement with USALCO, LLC for the purchase of Aquapac 9031 for the Cedar Park Water Treatment Plant. The agreement term will be for one (1) year with four (4) optional one (1) year renewals. The approximate annual cost of Aquapac 9031 will be \$65,780.. This annual cost allows for the purchase of approximately 13,000 gallons of Aquapac 9031.

The Water Treatment Chemicals were procured through the issuance of an Invitation for Bid (“IFB”), in accordance with Texas Local Government Code Chapter 252, to determine the procurement that offers the best value for the City.

The City received eleven (11) responsive bids in response to the published IFB. One (1) bid was disqualified due to failure to sign the required bid forms. Of the eleven (11) responsive bids, the City received one (1) bid for Aquapac 9031. Bid tabulation is provided in the packet for this Agenda Item.

City staff recommends execution of an agreement with USALCO, LLC to purchase Water Treatment Chemicals in an amount not to exceed \$329,000 over a five year term.

Initiating Dept: Public Works

Fiscal Impact
Fund: Public Works

Budget
Budget: \$329,000

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Service and Fiscal Excellence
 - Objective: A. Government Operations
 - Strategy: ii. Identify and pursue process improvements and opportunities for increased efficiency, effectiveness and cost savings.

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE PURCHASE OF WATER TREATMENT CHEMICALS WITH USALCO, LLC. IN AN AMOUNT NOT TO EXCEED \$329,000; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City of Cedar Park wishes to purchase water treatment chemicals; and

WHEREAS, in accordance with Texas Local Government Code Chapter 252, an Invitation for Bid (“IFB”) was issued to establish a vendor for the purchase of Aquapac 9031; and

WHEREAS, USALCO, LLC. submitted a responsive bid that was determined to be the lowest bid for Aquapac 9031; and

WHEREAS, City staff recommends execution of a fixed unit price purchasing agreement with USALCO, LLC for a one (1) year period with four (4) optional one (1) year renewals. in an amount not to exceed \$329,000 over five years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby authorizes and directs the City Manager to negotiate and execute an agreement with USALCO, LLC for the purchase of Aquapac 9031 water treatment chemicals in an amount not to exceed \$329,000 over a five year period, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

RESOLUTION NO.

IFB #07-006-224-CN-316

Bid Tabulation

	Sodium Hypochlorite 12% Bleach	Sodium Bisulfite 40%	Alum	Chlorine	Aqualum 3001	Aquapac 9031	Copper Sulfate	Liquid Ammonium Sulfate	Fluorsilic Acid	F-9003P
Brenntag Soutwest Inc.	\$1.6500			\$1.0875	\$15.1589		\$8.3581	\$1.7340		
Chameleon Industries Inc.			\$1.1300		\$10.0000		\$17.0000	\$1.6000		
ChemNation										\$16.0000
Chemrite Inc.							\$9.8500			
Chemtrade Chemicals US LLC			\$1.4400					\$1.7850		
Gasochem International LLC			DQ							
Hawkins Inc.	\$1.6100	\$2.9500	\$1.6100				\$13.5100			
Penco Inc.								\$1.1000	\$0.2570	
PVSDX Inc.	\$2.4500			\$1.3750						
TR International Trading Company			\$1.3400				\$11.5000			
Univar Solutions USA Inc.		\$3.1900	\$1.0910					\$2.1900	\$0.2350	
USALCO LLC						\$5.0600				

File Attachments for Item:

F.10 A Resolution Authorizing An Agreement With Pencco, Inc. For The Purchase Of Water Treatment Chemicals In An Amount Not To Exceed \$368,215 Over A Five Year Period.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing An Agreement With Pencco, Inc. For The Purchase Of Water Treatment Chemicals In An Amount Not To Exceed \$368,215 Over A Five Year Period.

Commentary

This resolution authorizes the execution of a twelve (12) month fixed unit price agreement with Pencco, Inc. for the purchase of Liquid Ammonium Sulfate and Fluorosilic Acid for the Cedar Park Water Treatment Plant. The agreement term will be for one (1) year with four (4) optional one (1) year renewals. The approximate annual cost of Liquid Ammonium Sulfate and Fluorosilic Acid will be \$73,640. This annual cost allows for the purchase of approximately 56,500 gallons of Liquid Ammonium Sulfate and 44,720 pounds of Fluorosilic Acid.

The Water Treatment Chemicals were procured through the issuance of an Invitation for Bid (“IFB”), in accordance with Texas Local Government Code Chapter 252, to determine the procurement that offers the best value for the City.

The City received eleven (11) responsive bids in response to the published IFB. One (1) bid was disqualified due to failure to sign the required bid forms. Of the eleven (11) responsive bids, the City received five (5) bids for Liquid Ammonium Sulfate and two (2) for Fluorosilic Acid. Bid tabulation is attached to this Agenda Item. Liquid Ammonium Sulfate is being awarded based on low bid. Fluorosilic Acid is being awarded based on being best value to the City, as permitted by Local Government Code Section 252.043. The Water Treatment Plant has an established relationship with Pencco, Inc. and the quality of their product in our system is well known. The difference in cost between Pencco, Inc. and the lowest responsive bidder is \$0.022 per pound.

City staff recommends execution of an agreement with Pencco, Inc. to purchase Water Treatment Chemicals in an amount not to exceed \$368,215 over a five year term.

Initiating Dept: Public Works

Fiscal Impact

Fund: Public Works

Budget

Budget: \$368,215

Finance Director Review

Legal Certification

Approved as to form and content:

Yes

No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Service and Fiscal Excellence
 - Objective: A. Government Operations
 - Strategy: ii. Identify and pursue process improvements and opportunities for increased efficiency, effectiveness and cost savings.

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE PURCHASE OF WATER TREATMENT CHEMICALS WITH PENCCO, INC. IN AN AMOUNT NOT TO EXCEED \$368,215; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City of Cedar Park wishes to purchase Water treatment chemicals; and

WHEREAS, in accordance with Texas Local Government Code Chapter 252, an Invitation for Bid (“IFB”) was issued to establish a vendor for the purchase of Liquid Ammonium Sulfate and Fluorosilic Acid; and

WHEREAS, Pencco, Inc.. submitted a responsive bid that was determined to be the lowest bid for Liquid Ammonium Sulfate; and

WHEREAS, Pencco, Inc.. submitted a responsive bid that was determined to be the best value for Fluorosilic Acid; and

WHEREAS, City staff recommends execution of a fixed unit price purchasing agreement with Pencco, Inc. for a one (1) year period with four (4) optional one (1) year renewals. in an amount not to exceed \$368,215 over five years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby authorizes and directs the City Manager to negotiate and execute an agreement with Pencco, Inc. for the purchase of Liquid Ammonium Sulfate and Fluorosilic Acid water treatment chemicals in an amount not to exceed \$368,215 over a five year period, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

RESOLUTION NO.

IFB #07-006-224-CN-316

Bid Tabulation

	Sodium Hypochlorite 12% Bleach	Sodium Bisulfite 40%	Alum	Chlorine	Aqualum 3001	Aquapac 9031	Copper Sulfate	Liquid Ammonium Sulfate	Fluorsilic Acid	F-9003P
Brenntag Soutwest Inc.	\$1.6500			\$1.0875	\$15.1589		\$8.3581	\$1.7340		
Chameleon Industries Inc.			\$1.1300		\$10.0000		\$17.0000	\$1.6000		
ChemNation										\$16.0000
Chemrite Inc.							\$9.8500			
Chemtrade Chemicals US LLC			\$1.4400					\$1.7850		
Gasochem International LLC			DQ							
Hawkins Inc.	\$1.6100	\$2.9500	\$1.6100				\$13.5100			
Penco Inc.								\$1.1000	\$0.2570	
PVSDX Inc.	\$2.4500			\$1.3750						
TR International Trading Company			\$1.3400				\$11.5000			
Univar Solutions USA Inc.		\$3.1900	\$1.0910					\$2.1900	\$0.2350	
USALCO LLC						\$5.0600				

File Attachments for Item:

F.11 A Resolution Authorizing An Agreement With Hawkins Inc. For The Purchase Of Wastewater Treatment Chemicals In An Amount Not To Exceed \$1,052,200 Over A Five Year Period.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing An Agreement With Hawkins Inc. For The Purchase Of Wastewater Treatment Chemicals In An Amount Not To Exceed \$1,052,200 Over A Five Year Period.

Commentary

This resolution authorizes the execution of a twelve (12) month fixed unit price agreement with Hawkins Inc. for the purchase of Sodium Hypochlorite and Sodium Bisulfite for the Cedar Park Wastewater Treatment Plant. The agreement term will be for one (1) year with four (4) optional one (1) year renewals. The approximate annual cost of Sodium Hypochlorite and Sodium Bisulfite will be \$210,430. This annual cost allows for the purchase of approximately 75,000 gallons of Sodium Hypochlorite and 30,500 gallons of Sodium Bisulfite.

The Wastewater Treatment Chemicals were procured through the issuance of an Invitation for Bid (“IFB”), in accordance with Texas Local Government Code Chapter 252, to determine the procurement that offers the best value for the City.

The City received eleven (11) responsive bids in response to the published IFB. One (1) bid was disqualified due to failure to sign the required bid forms. Of the eleven (11) responsive bids, the City received three (3) bids for Sodium Hypochlorite and two (2) for Sodium Bisulfite. Bid tabulation is attached to this Agenda Item. Both chemicals are being awarded on the basis of being low bid.

City staff recommends execution of an agreement with Hawkins Inc. to purchase Wastewater Treatment Chemicals in an amount not to exceed \$1,052,200 over a five year term.

Initiating Dept: Public Works

Fiscal Impact

Fund: Public Works

Budget

Budget: \$1,052,200

Finance Director Review

Legal Certification

Approved as to form and content:

Yes

No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Service and Fiscal Excellence
 - Objective: A. Government Operations
 - Strategy: ii. Identify and pursue process improvements and opportunities for increased efficiency, effectiveness and cost savings.

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE PURCHASE OF WASTEWATER TREATMENT CHEMICALS WITH HAWKINS INC.. IN AN AMOUNT NOT TO EXCEED \$1,052,200; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City of Cedar Park wishes to purchase wastewater treatment chemicals; and

WHEREAS, in accordance with Texas Local Government Code Chapter 252, an Invitation for Bid (“IFB”) was issued to establish a vendor for the purchase of Sodium Hypochlorite and Sodium Bisulfite; and

WHEREAS, Hawkins Inc.. submitted a responsive bid that was determined to be the low bid for Sodium Hypochlorite and Sodium Bisulfite chemicals; and

WHEREAS, City staff recommends execution of a fixed unit price purchasing agreement with Hawkins Inc. for a one (1) year period with four (4) optional one (1) year renewals. in an amount not to exceed \$1,052,200 over five years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby authorizes and directs the City Manager to negotiate and execute an agreement with Hawkins Inc. for the purchase of Sodium Hypochlorite and Sodium Bisulfite water treatment chemicals in an amount not to exceed \$1,052,200 over a five year period, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

RESOLUTION NO.

IFB #07-006-224-CN-316

Bid Tabulation

	Sodium Hypochlorite 12% Bleach	Sodium Bisulfite 40%	Alum	Chlorine	Aqualum 3001	Aquapac 9031	Copper Sulfate	Liquid Ammonium Sulfate	Fluorsilic Acid	F-9003P
Brenntag Soutwest Inc.	\$1.6500			\$1.0875	\$15.1589		\$8.3581	\$1.7340		
Chameleon Industries Inc.			\$1.1300		\$10.0000		\$17.0000	\$1.6000		
ChemNation										\$16.0000
Chemrite Inc.							\$9.8500			
Chemtrade Chemicals US LLC			\$1.4400					\$1.7850		
Gasochem International LLC			DQ							
Hawkins Inc.	\$1.6100	\$2.9500	\$1.6100				\$13.5100			
Penco Inc.								\$1.1000	\$0.2570	
PVSDX Inc.	\$2.4500			\$1.3750						
TR International Trading Company			\$1.3400				\$11.5000			
Univar Solutions USA Inc.		\$3.1900	\$1.0910					\$2.1900	\$0.2350	
USALCO LLC						\$5.0600				

File Attachments for Item:

F.12 A Resolution Authorizing An Agreement With Chameleon Industries Inc. For The Purchase Of Water And Wastewater Treatment Chemicals In An Amount Not To Exceed \$569,000 Over A Five Year Period.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing An Agreement With Chameleon Industries Inc. For The Purchase Of Water And Wastewater Treatment Chemicals In An Amount Not To Exceed \$569,000 Over A Five Year Period.

Commentary

This resolution authorizes the execution of a twelve (12) month fixed unit price agreement with Chameleon Industries Inc. for the purchase of Alum and Aqualum 3001 for the Cedar Park Water and Wastewater Treatment Plants. The agreement term will be for one (1) year with four (4) optional one (1) year renewals. The approximate annual cost of Alum and Aqualum 3001 will be \$113,800. This annual cost allows for the purchase of approximately 43,200 gallons of Alum and 6,500 gallons of Aqualum 3001.

The Water and Wastewater Treatment Chemicals were procured through the issuance of an Invitation for Bid (“IFB”), in accordance with Texas Local Government Code Chapter 252, to determine the procurement that offers the best value for the City.

The City received eleven (11) responsive bids in response to the published IFB. One (1) bid was disqualified due to failure to sign the required bid forms. Of the eleven (11) responsive bids, the City received five (5) bids for Alum and two (2) for Aqualum 3001. Bid tabulation is attached to this Agenda Item. The Alum is being awarded on the basis of best value, as permitted by Local Government Code Section 252.043. The Wastewater Treatment Plant has an established relationship with Chameleon Industries Inc. and the quality of their product in our system is well known. The difference in cost between Chameleon Industries Inc. and the lowest responsive bidder is \$0.039 per gallon. The Aqualum 3001 is being awarded based on being the low bid.

City staff recommends execution of an agreement with Chameleon Industries Inc. to purchase Water and Wastewater Treatment Chemicals in an amount not to exceed \$569,000 over a five year term.

Initiating Dept: Public Works

Fiscal Impact

Fund: Public Works

Budget

Budget: \$569,000

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Service and Fiscal Excellence
 - Objective: A. Government Operations
 - Strategy: ii. Identify and pursue process improvements and opportunities for increased efficiency, effectiveness and cost savings.

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE PURCHASE OF WATER AND WASTEWATER TREATMENT CHEMICALS WITH CHAMELEON INDUSTRIES INC. IN AN AMOUNT NOT TO EXCEED \$569,000; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City of Cedar Park wishes to purchase water and wastewater treatment chemicals; and

WHEREAS, in accordance with Texas Local Government Code Chapter 252, an Invitation for Bid (“IFB”) was issued to establish a vendor for the purchase of Alum and Aqualum 3001; and

WHEREAS, Chameleon Industries Inc. submitted a responsive bid that was determined to be the best value for Alum; and

WHEREAS, Chameleon Industries Inc. submitted a responsive bid that was determined to be the low bid for Aqualum 3001; and

WHEREAS, City staff recommends execution of a fixed unit price purchasing agreement with Chameleon Industries Inc. for a one (1) year period with four (4) optional one (1) year renewals. in an amount not to exceed \$569,000 over five years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby authorizes and directs the City Manager to negotiate and execute an agreement with Chameleon Industries Inc. for the purchase of Alum and Aqualum 3001 water treatment chemicals in an amount not to exceed \$569,000 over a five year period, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

RESOLUTION NO.

IFB #07-006-224-CN-316

Bid Tabulation

	Sodium Hypochlorite 12% Bleach	Sodium Bisulfite 40%	Alum	Chlorine	Aqualum 3001	Aquapac 9031	Copper Sulfate	Liquid Ammonium Sulfate	Fluorsilic Acid	F-9003P
Brenntag Soutwest Inc.	\$1.6500			\$1.0875	\$15.1589		\$8.3581	\$1.7340		
Chameleon Industries Inc.			\$1.1300		\$10.0000		\$17.0000	\$1.6000		
ChemNation										\$16.0000
Chemrite Inc.							\$9.8500			
Chemtrade Chemicals US LLC			\$1.4400					\$1.7850		
Gasochem International LLC			DQ							
Hawkins Inc.	\$1.6100	\$2.9500	\$1.6100				\$13.5100			
Penco Inc.								\$1.1000	\$0.2570	
PVSDX Inc.	\$2.4500			\$1.3750						
TR International Trading Company			\$1.3400				\$11.5000			
Univar Solutions USA Inc.		\$3.1900	\$1.0910					\$2.1900	\$0.2350	
USALCO LLC						\$5.0600				

File Attachments for Item:

F.13 A Resolution Authorizing An Agreement With Brenntag Southwest, Inc. For The Purchase Of Water Treatment Chemicals In An Amount Not To Exceed \$1,200,000 Over A Five Year Period.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing An Agreement With Brenntag Southwest, Inc. For The Purchase Of Water Treatment Chemicals In An Amount Not To Exceed \$1,200,000 Over A Five Year Term.

Commentary

This resolution authorizes the execution of a twelve (12) month fixed unit price agreement with Brenntag Southwest, Inc. for the purchase of Chlorine and Copper Sulfate for the Cedar Park Water Treatment Plant. The agreement term will be for one (1) year with four (4) optional one (1) year renewals. The approximate annual cost of Chlorine and Copper Sulfate will be \$232,554.05. This annual cost allows for the purchase of 210,000 lbs of Chlorine and 500 gallons of Copper Sulfate.

The Water Treatment Chemicals were procured through the issuance of an Invitation for Bid (“IFB”), in accordance with Texas Local Government Code Chapter 252, to determine the procurement that offers the best value for the City.

The City received eleven (11) responsive bids in response to the published IFB. One (1) bid was disqualified due to failure to sign the required bid forms. Of the eleven (11) responsive bids, the City received two (2) bids for Chlorine and five (5) bids for Copper Sulfate. Both chemicals are being awarded based on being the lowest bid. Bid tabulation is attached to this Agenda Item.

City staff recommends execution of an agreement with Brenntag Southwest, Inc to purchase Water Treatment Chemicals in an amount not to exceed \$1,200,000 over a five year term.

Initiating Dept: Public Works

Fiscal Impact

Fund: Public Works

Budget

Budget: \$1,200,000

Finance Director Review

Legal Certification

Approved as to form and content:

Yes

No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Service and Fiscal Excellence
 - Objective: A. Government Operations
 - Strategy: ii. Identify and pursue process improvements and opportunities for increased efficiency, effectiveness and cost savings.

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE PURCHASE OF WATER AND WASTEWATER TREATMENT CHEMICALS WITH BRENNTAG SOUTHWEST, INC. IN AN AMOUNT NOT TO EXCEED \$1,200,000; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City of Cedar Park wishes to purchase water and wastewater treatment chemicals; and

WHEREAS, in accordance with Texas Local Government Code Chapter 252, an Invitation for Bid (“IFB”) was issued to establish a vendor for the purchase of Chlorine and Copper Sulfate; and

WHEREAS, Brenntag Southwest, Inc. submitted a responsive bid that was determined to be the low bid for Chlorine and Copper Sulfate chemicals; and

WHEREAS, City staff recommends execution of a fixed unit price purchasing agreement with Brenntag Southwest, Inc for a one (1) year period with four (4) optional one (1) year renewals. in an amount not to exceed \$1,200,000 over five years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby authorizes and directs the City Manager to negotiate and execute an agreement with Brenntag Southwest, Inc for the purchase of Chlorine and Copper Sulfate water treatment chemicals in an amount not to exceed \$1,200,000 over a five year period, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

RESOLUTION NO.

IFB #07-006-224-CN-316

Bid Tabulation

	Sodium Hypochlorite 12% Bleach	Sodium Bisulfite 40%	Alum	Chlorine	Aqualum 3001	Aquapac 9031	Copper Sulfate	Liquid Ammonium Sulfate	Fluorsilic Acid	F-9003P
Brenntag Soutwest Inc.	\$1.6500			\$1.0875	\$15.1589		\$8.3581	\$1.7340		
Chameleon Industries Inc.			\$1.1300		\$10.0000		\$17.0000	\$1.6000		
ChemNation										\$16.0000
Chemrite Inc.							\$9.8500			
Chemtrade Chemicals US LLC			\$1.4400					\$1.7850		
Gasochem International LLC			DQ							
Hawkins Inc.	\$1.6100	\$2.9500	\$1.6100				\$13.5100			
Penco Inc.								\$1.1000	\$0.2570	
PVSDX Inc.	\$2.4500			\$1.3750						
TR International Trading Company			\$1.3400				\$11.5000			
Univar Solutions USA Inc.		\$3.1900	\$1.0910					\$2.1900	\$0.2350	
USALCO LLC						\$5.0600				

File Attachments for Item:

F.14 A Resolution Approving Amendments To The Investment Policy, Strategy Guidelines, And Authorized Broker/Dealer List For The City Of Cedar Park.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Approving Amendments To The Investment Policy, Strategy Guidelines, And Authorized Broker/Dealer List For The City Of Cedar Park.

Commentary

The Public Funds Investment Act (PFIA) in Texas Government Code Chapter 2256 requires the City Council to adopt the Investment Policy no less than annually. The proposed revised Investment Policy is attached as Exhibit A and complies with all requirements of the PFIA. After reviewing the policy with Hilltop Securities Asset Management, the City’s Investment Advisor, the only change staff is recommending is an update of the authorized broker/dealers list.

Initiating Dept: Finance

Fiscal Impact
Fund:

Budget
Amount:

Finance Director Review

Legal Certification

Approved as to form and content:

Yes

No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Service & Fiscal Excellence_____
- Objective: Financial Strength

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, APPROVING AMENDMENTS TO AN INVESTMENT POLICY, STRATEGY GUIDELINES, AND AUTHORIZED BROKER/DEALER LIST FOR THE CITY OF CEDAR PARK; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, this Investment Policy and Strategy Guidelines govern the management of all financial assets of the City of Cedar Park, as reported in the City’s Annual Comprehensive Financial Report (ACFR); and

WHEREAS, this Policy satisfies the statutory requirements of Texas Government Code Chapter 2256, the Public Funds Investment Act (the “Act”) to annually adopt and review a formal investment policy and strategy; and

WHEREAS, the proposed amendments to the Investment Policy, Strategy Guidelines, and Authorized Broker/Dealer List promote the goals of safety, liquidity, diversification, and yield for all investment activity;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. That the Investment Policy, Glossary of Common Treasury Terms, and the Authorized Broker/Dealer List for the City of Cedar Park, Texas, as amended and attached hereto and made a part hereof for all purposes, is hereby approved and adopted.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

James Penniman-Morin, Mayor

ATTEST:

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

Exhibit A

CITY OF CEDAR PARK, TEXAS

INVESTMENT POLICY **Adopted November 30, 2023**

I. INTRODUCTION

The purpose of this Policy is to set specific investment policy and strategy guidelines for the City of Cedar Park in order to achieve the goals of safety, liquidity, diversification and yield for all investment activity. The City Council of the City of Cedar Park shall review its investment strategies and policy no less than annually. This Policy satisfies the statutory requirement of Texas Government Code Chapter 2256, the Public Funds Investment Act (the “Act”) to annually adopt and review a formal investment policy and strategy.

II. SCOPE

This investment policy applies to all financial assets of the City of Cedar Park. These funds are reported in the City’s Comprehensive Annual Financial Report (CAFR) and include:

- General Fund
- Special Revenue Funds
- Debt Service and Debt Reserve Funds
- Capital Projects Funds
- Enterprise Funds

III. OBJECTIVES

The City of Cedar Park shall manage and invest its cash and assets with four major objectives, listed in order of priority: safety, liquidity, diversification, and yield. Safety of the principal is the primary objective. All investments shall be managed in a manner responsive to the public trust and consistent with state and local law.

The City shall maintain a comprehensive cash management program which includes timely collection of accounts receivable, vendor payments in accordance with invoice terms, and prudent investment of assets. Cash management is the process of managing monies in order to insure maximum cash availability and reasonable yield on short-term investments.

Safety

The primary objective of the City’s investment activity is the preservation of capital. Each investment transaction shall be conducted in a manner to avoid capital losses, whether from security defaults, safekeeping, or erosion of market value.

Liquidity

The City’s investment portfolio shall be structured to meet all expected obligations in a timely manner. This shall be achieved by matching investment maturities with forecasted cash flow liabilities and maintain additional liquidity for unexpected liabilities.

Diversification

The City's investment portfolio shall be diversified by market sector and maturity in order to avoid market risk.

Yield

The City's investment strategy is primarily passive. Given this strategy, the basis, or benchmark, used by the Investment Officers to determine whether market yields are being achieved shall be the 3 month or 6 month Treasury Bill or 1 year Treasury Bill, whichever is closest to the weighted average maturity for each of the portfolio strategies detailed in this Investment Policy. The City's investment program shall seek to achieve yields at or above this threshold consistent with risk limitations identified herein and prudent investment policies.

IV. INVESTMENT STRATEGY

The City of Cedar Park maintains one commingled portfolio for investment purposes which incorporates the specific investment strategy considerations and the unique characteristics of the fund groups represented in the portfolio.

In order to ensure that sufficient liquidity is maintained, and the City is able to prudently pursue opportunities to enhance portfolio yield and income consistent with its conservative investment objectives, the City shall separate the investment portfolio into two distinct strategic sub portfolios representing a Liquidity Portfolio and Core Portfolio.

The Liquidity Portfolio shall consist of appropriate balances allocable to the Funds detailed in "Scope" and structured to meet all expected obligations in a timely manner. The Liquidity Portfolio shall be managed to match the timing of investment maturities with forecasted cash flow liabilities while also maintaining additional liquidity for unexpected liabilities or unanticipated changes in cash flow requirements. The Liquidity Portfolio shall be comprised of eligible Local Government Investment Pools, money market mutual funds, collateralized bank deposits, and other Authorized Investments of an appropriate maturity based upon the City's cash flow requirements. In order to ensure that sufficient liquidity is maintained throughout the budgetary cycle, the City shall periodically update its cash flow forecast and evaluate balances in the Liquidity Portfolio relative to its ongoing cash flow and liquidity needs. The weighted average maturity of the Liquidity Portfolio shall be managed so as to provide sufficient liquidity to meet the City's ongoing cash flow requirements and, in general, shall not exceed 270 days.

After setting aside sufficient liquidity in the Liquidity Portfolio, remaining fund balances shall be invested in the Core Portfolio. The Core Portfolio shall consist of appropriate balances allocable to the Funds detailed in the "Scope" which are not required for immediate cash flow planning purposes, and which therefore may be invested longer-term to prudently enhance portfolio yield and income opportunities consistent with the City's conservative investment priorities and objectives. The Core Portfolio shall be managed in a manner which provides diversified exposure to certain longer-term maturities in

accordance with the requirements of this Investment Policy and consistent with the City's risk tolerance. In general, balances in the Core Portfolio shall be invested in short to intermediate term securities with maturities laddered between 0-3 years which provide opportunities for prudent portfolio yield enhancement. The Core Portfolio shall be comprised of Authorized Investments of appropriate maturity and credit quality. The weighted average maturity of the Core Portfolio shall be managed in a manner consistent with the City's risk tolerances and, in general, shall not exceed 1.5 years.

The aforementioned weighted average maturity limitations for the Liquidity and Core Portfolios shall apply at the time of security purchase. It is understood that, due to fluctuations in the invested balances held in each fund, these weighted average maturity limitations may be temporarily exceeded from time to time. Such circumstances shall not require the liquidation of securities to bring the portfolios back into conformance with these limitations provided that (1) sufficient liquidity for ongoing cash flow needs is still maintained and (2) consideration of these factors is given when evaluating future investment alternatives.

The investment strategies for various funds is further detailed below:

- A. The investment strategy for operating, enterprise and special revenue funds has as its primary objective assurance that anticipated liabilities are matched and adequate investment liquidity provided. The secondary objective is to create a portfolio structure which will experience minimal volatility. This may be accomplished by purchasing high quality, short to medium-term maturity securities (0-3 years) which will complement each other in a laddered maturity structure permitting some extension for yield enhancement.
- B. The investment strategy for debt service funds shall have as its primary objective the assurance of available funds adequate to fund the debt service obligations on a timely basis. Successive debt service dates will be fully funded before extension.
- C. The investment strategy for debt service reserve funds shall have as its primary objective the ability to generate a revenue stream to the debt service funds from high quality securities with a low degree of volatility. Securities should be high credit quality and, except as may be required by the bond ordinance specific to an individual issue, of short to intermediate-term maturities. The potential for loss shall be further controlled through the purchase of securities within the desired maturity range.
- D. The investment strategy for capital projects or capital project funds will have as its primary objective assurance that anticipated cash flows are matched and provide adequate investment liquidity. At least 10% total liquidity is planned to provide flexibility and for unanticipated project outlays. The stated final maturity dates of securities held may not exceed the estimated project completion date.

The maximum final stated maturity of any investment shall not exceed three years as measured from the securities settlement date.

The City may pursue a proactive versus a passive portfolio management strategy. That is, securities may be sold before they mature if market conditions present an opportunity for the City to benefit from the trade. The Investment Officers and Investment Adviser will continuously monitor the contents of the portfolio, the available markets, and the relative value of competing instruments to adjust the portfolio in response to market conditions. Securities may be sold prior to their stated maturity date, at an accounting gain or loss, for purposes of improving the credit quality, yield, or target maturity of the portfolio.

V. RESPONSIBILITY AND CONTROL

Investment Officer(s)

The Director of Finance, Assistant Director of Finance and the Accounting Manager are to be designated as Investment Officers of the City responsible for investment decisions and activities. Other Investment Officers may be so designated. The City may further contract with a registered investment advisor (“Investment Advisor”) to advise in the management of the City’s portfolio. No person may engage in an investment transaction except as provided under the terms of this Policy and supporting procedures.

Training and Education

All Investment Officers shall attend at least one training session of ten (10) hours, in accordance with the Act, within 12 months after assuming investment duties and shall attend eight (8) hours of training every two successive years in accordance with the Act. The training provider must be an independent source approved by the City Council. The training must include education in investment controls, security risks, strategy risks, market risks, diversification of portfolio and compliance with the Act.

Internal Controls

The Director of Finance is responsible for establishing and maintaining an internal control structure designed to reasonably assure that assets of the City are protected from loss, theft, or misuse. The concept of reasonable assurance recognizes that the cost of a control should not exceed the benefits likely to be derived, and the valuation of costs and benefits requires ongoing estimates and judgments by management.

The internal controls shall address the following points at a minimum:

- Control of collusion,
- Separation of transaction authority from accounting and record keeping,
- Custodial safekeeping,
- Clear delegation of authority,
- Written confirmation for all transactions, and
- Review, maintenance and monitoring of security procedures both manual and automated.

The external auditor shall include consideration of compliance with state law, including the Public Funds Investment Act, policies and procedures as required.

Investment Officers shall perform a compliance audit of management controls on investment and adherence to the City's Policy on an annual basis.

VI. PRUDENCE

The standard of prudence to be applied to all City investments shall be the "prudent person" rule, which states:

"Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived."

In determining whether an Investment Officer has exercised prudence with respect to an investment decision, the determination shall be made taking into consideration:

- The investment of all funds under the City's control, over which the Investment Officer has responsibility rather than a consideration as to the prudence of a single investment.
- Whether the investment decision was consistent with the written Investment Policy of the City and the Act.

The Investment Officer, acting in accordance with written procedures and exercising due diligence, shall not be held personally liable for a specific security's credit risk or market price changes, provided that these deviations are reported immediately, and that appropriate action is taken to control adverse developments.

VII. CONFLICTS OF INTEREST

City staff involved in the investment process shall refrain from personal or business activity that could conflict with proper execution of the investment program or which could impair the ability to make impartial investment decisions. City staff shall disclose to the City Manager any personal business with or material financial interests in financial institutions that conduct business with the City.

An Investment Officer of the City who has a personal business relationship or who is related within the second degree by affinity or consanguinity to an individual seeking to sell an investment to the City shall file a statement disclosing that personal business interest to the City Council and the Texas Ethics Commission in accordance with the Act.

VIII. AUTHORIZED INVESTMENTS

Assets of the City of Cedar Park may be invested only in the following instruments as further defined by the Act. If changes are made to the Act they will not be authorized until this Policy is modified and adopted by the City Council.

- A. Obligations of the United States Government, its agencies and instrumentalities with a maximum stated maturity of three years.

- B. Fully FDIC insured or collateralized depository Certificates of Deposit of banks doing business in Texas, with a maximum maturity of one year, guaranteed or insured by the Federal Deposit Insurance Corporation or its successor, or secured with collateral in compliance with this Policy with a market value not less than the 102% of the amount of the certificates and any accrued interest in accordance with this Policy.
- C. Obligations of the State of Texas or other states and the agencies, counties, cities and other political subdivisions, excluding capital appreciation bonds, of those states rated as "A" or equivalent by at least one nationally recognized rating agency.
- D. Fully collateralized, direct repurchase agreements purchased through a primary government securities dealer, as defined by the Federal Reserve with a maximum maturity of six months. A Master Repurchase Agreement and independent third party safekeeping are required. A flex repurchase agreement used for bond funds may exceed three years but must match the expected expenditure schedule of the bonds.
- E. AAA-rated, constant-dollar Local Government Investment Pools as defined by the Act and that meet the basic requirements of SEC Rule 2a-7 and are authorized by City Council.
- F. Commercial paper rated not less than A1/P1 or equivalent by two nationally recognized rating agencies with a maximum maturity of 365 days
- G. AAA-rated, SEC registered money market mutual funds, as defined by the Act, in compliance with the SEC Rule 2a-7, and striving to maintain a \$1.00 Net Asset Value ("NAV").
- H. Fully FDIC insured brokered certificate of deposit securities delivered versus payment to the City's depository safekeeping and not to exceed one year to maturity. Before purchase, the Investment Officer or Investment Adviser must verify the FDIC status of the bank on www.fdic.gov to assure that the bank is FDIC insured.
- I. Fully insured or collateralized interest bearing accounts of any bank in Texas.

Prohibited Investments (2256.009 (b) 1-4)

The following are not authorized investments for the City:

- 1) Obligations whose payments represent the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pays no principal (Interest-Only CMO);
- 2) Obligations whose payments represent the principal stream of cash flow from the underlying mortgage-backed security collateral and pays no interest (Principal- Only CMO);

3) Collateralized Mortgage Obligations (CMOs) that have a stated final maturity date of greater than 10 years; and

4) Collateralized mortgage obligations whose interest rates are determined by an index that adjusts opposite to the changes in the market index (Inverse Floater CMO).

Delivery versus Payment

All securities shall be purchased on a delivery versus payment (DVP) settlement basis. Funds shall not be released until receipt of the security by the City's approved custodian. The custodian shall provide the City proof of ownership or claim by an original safekeeping receipt delivered to the City.

Competitive Bids

It is the policy of the City to exercise its best efforts in order to obtain at least three bids or offers for security transactions. It is understood that for certain securities and security types receiving three bids may not be possible. In such circumstances, the City and/or its investment advisor may award such trades if execution is deemed to be in the best interest of the City and evidence of a competitive solicitation process is documented. Transactions involving a) money market mutual funds and local government investment pools, b) new issue securities purchased in the primary market at the time of issuance, and c) securities offered by approved broker/dealers when market conditions would make obtaining bids impractical are exempt from this requirement.

Change in Authorization or Ratings

The City is not required to liquidate investments as a result in change of authorization in state law or this Policy if the security was authorized at the time of investment. A prudent review of the investment shall be made to review the value of the security and any actions which may be made. (2256.017)

A loss of required credit ratings on any authorized rated security requires the Investment Officers to take prudent measures to liquidate the security in a timely manner. (2256.021) The Investment Officers or Investment Adviser shall monitor, on no less than a weekly basis, the credit rating on all authorized investments in the portfolio based upon independent information from a nationally recognized rating agency. If any security falls below the minimum rating required by Policy, the Investment Officers or Investment Adviser shall notify the City Manager of the loss of rating, conditions affecting the rating and possible loss of principal providing liquidation options within two weeks after the loss of the required rating.

FDIC Status

The Investment Officers or Investment Adviser shall monitor, on no less than a weekly basis, the status and ownership of all banks issuing brokered CDs owned by the City based upon information from the FDIC. If any bank has been acquired or merged with another bank in which brokered CDs are owned, the Investment Officers and Adviser shall immediately liquidate any brokered CD which places the City above the FDIC insurance level.

Diversification

The City recognizes that investment risks can result from issuer defaults, market price changes, or various technical complications leading to temporary illiquidity. Risk is controlled through portfolio diversification. The maximum limits for diversification will be:

	% of Portfolio
US Obligations	100%
US Agencies/Instrumentalities	80%
Municipal Obligations	35%
Any one issuer	5%
Certificates of Deposit	40%
In any one bank	20%
Repurchase Agreements	50%
Flex in CIP Funds	100%
Local Government Investment Pools	100%
Money Market Funds	100%
Commercial Paper	25%
Any one issuer	10%
Brokered CD Securities	20%

IX. REPORTING

Quarterly Reporting

The Investment Officers shall submit a signed quarterly investment report to Council in accordance with the Act. The reports shall summarize investment strategies employed in the most recent quarter and fully describe investment securities, maturities, risk characteristics, and investment return for the quarter.

The reports shall include a succinct management summary of the current investment portfolio and changes made during the last quarter. This summary will be prepared in a manner to allow the reader to ascertain whether investment activities during the reporting period have conformed to the Investment Policy and adequately maintained diversification and liquidity. The report will include the following:

- A full description of individual securities held at the end of the reporting period based on amortized value,
- Unrealized gains or losses by security and total portfolio,
- Overall change in market value during the period as a measure of volatility,
- Weighted average yield of the portfolio and yield of its benchmark,
- Earnings (accrued plus net amortization) for the period,
- Analysis of the total portfolio by market sector and maturity, and
- Statement of compliance with the Act and the Investment Policy of the City.

The portfolio market value must be determined at least quarterly. Market prices for the calculation of market value will be obtained from verified independent sources

Quarterly reports must be annually reviewed by an independent auditor and submitted to the City Council (2256.023).

X. FINANCIAL COUNTER-PARTIES

City Depository

At least every five years a City Depository shall be selected through a formal request for proposal (RFP) process in accordance with the Texas Government Code 105.017. In selecting a depository, the services, cost of services, credit worthiness, and collateralization by the institutions shall be considered. The Depository may be outside the City limits.

Security Broker/Dealers

All financial institutions and broker/dealers who desire to transact business with the City must supply the following documents which will be maintained by Finance or the City's Investment Advisor:

- Annual audited financial statements
- Financial Industry Regulatory Authority (FINRA) certification and FINRA CRD #
- proof of Texas State Securities registration

Every authorized broker/dealer will receive a copy of the current investment policy and is required to provide written evidence of receipt.

Other Business Organizations

In addition, all business organizations, defined as any public funds investment pool or discretionary investment manager offering to engage in an investment transaction with the City shall be presented a written copy of this Investment Policy. Additionally, the qualified representative of shall execute a written instrument in a form acceptable to the City substantially to the effect that the pool or manager has:

- 1) Received and reviewed the investment policy of the City; and
- 2) Acknowledged that the pool or manager has implemented reasonable procedures and controls in an effort to preclude investment transactions conducted between the City and the organization that are not authorized by the City's investment policy, except to the extent that this authorization is dependent on an analysis of the makeup of the City's entire portfolio or requires an interpretation of subjective investment standards.

The City shall not enter into an investment transaction prior to receiving the written instrument described above.

A list of qualified broker/dealers will be reviewed and adopted at least annually by the City Council, or a Council appointed committee.

The City may engage the services of an Investment Advisor to assist in the management of the portfolio. Such Investment Advisor may utilize their own approved list of broker/dealers which may be updated from time to time. The Investment Advisor shall

provide its list of broker/dealers to the City on an annual basis or upon request. A current list of approved broker-dealers is included as {Exhibit A} to this Policy.

XI. COLLATERAL, SAFEKEEPING AND CUSTODY

Collateral

All City time and demand deposits shall be secured above FDIC coverage by pledged collateral. In order to anticipate market changes and provide a level of security for all funds, collateral will be maintained and monitored by the depository at 102% market value of principal and accrued interest on the deposit. The bank shall review collateral value daily to assure that the market value of the pledged securities is 102% or more daily. A written Depository agreement shall be executed under the terms of FIRREA (Financial Institutions Resource and Recovery Enforcement Act) for all time and deposit accounts.

Collateral pledged to secure deposits shall be held by an independent third-party financial institution outside the holding company of the depository in accordance with a safekeeping agreement signed by authorized representatives of the City, the Depository, and the custodian. The custodian shall provide a monthly list of collateral directly to the City. If a collateral pool is proposed by the Depository, the Investment Officers will review the proposition and make a recommendation to the City Council for their approval before use.

All collateral shall be subject to inspection and audit by the City or the City's independent auditors.

Substitution

Bank deposits and repurchase agreements often require collateral substitution. If the City has a contractual agreement with an independent third-party custodian, this custody agent shall permit collateral substitution provided that the total value of the new securities maintains a market value equal to or greater than the required collateral level. Collateral used to secure direct bank deposits shall be monitored no less than monthly. Substitution of bank collateral is permitted provided that the total market value meets or exceeds the value of the bank deposit.

Authorized Collateral

The City shall accept only the following securities as collateral for time and demand deposits:

- A. FDIC insurance coverage.
- B. Obligations of the United States, its agencies or instrumentalities, or other evidence of indebtedness of the United States guaranteed as to principal and interest including mortgage-backed securities and CMOs which pass the *bank test*.
- C. Obligations, the principal, and interest on which, are guaranteed or insured by the State of Texas.

D. Obligations of other states or of a county, city or other political subdivision of a state having been rated as investment grade (investment rating no less than “A” or its equivalent) by two nationally recognized rating agencies.

E. Letters of credit from Federal Home Loan Banks (FHLB). Preference will be given to pledged securities rather than letters of credit.

Safekeeping

The City shall contract with a bank, or banks, for the custody of securities either owned by the City as a part of its investment portfolio or as part of its depository agreements. All collateral securing bank and savings bank deposits must be held in the City’s name by a third-party banking institution acceptable to and under contract with the City, by the Federal Reserve Bank.

Evidence of perfected ownership shall be provided through monthly safekeeping statements which shall be promptly reconciled to internal investment records.

XII. INVESTMENT POLICY ADOPTION

The City of Cedar Park Investment Policy shall be adopted by resolution of the City Council no less than annually. The resolution adopting the Policy shall reference all changes made to the Policy.

- Adopted: September 22, 2022
- Prior Adoptions:
 - October 28, 2021
 - September 24, 2020
 - November 21, 2019
 - September 27, 2018
 - October 26, 2017
 - September 22, 2016
 - August 13, 2015
 - September 5, 2013
 - August 23, 2012
 - August 25, 2011
 - August 12, 2010
 - July 23, 2009
 - October 23, 2008
 - November 15, 2007
 - November, 2006
 - September 2005
 - June 2004
 - September 2002
 - February 2001
 - January 2000

GLOSSARY of COMMON TREASURY TERMS

Agencies: Securities issued by agencies of the US Government agencies are established to supply credit to various classes of institutions and individuals, for example: mortgage borrowers, small business firms, students, farmers, farm cooperatives, and exporters.

Asked Price: The price at which securities are purchased.

Bid: The price at which securities are sold. The price offered for securities.

Broker: An intermediary that has no inventory of securities. The broker brings buyers and sellers together for a commission. (See Dealer.)

Certificate of Deposit (CD): A bank time deposit with a specific maturity and rate evidenced by a certificate. A depository CD represents a relationship between the bank and client. A brokered CD security is a security sold on the secondary market.

Collateral: Securities, evidence of deposit or other property to secure payment. Securities pledged by a bank to secure deposits of public monies and held in custody by an independent party.

Comprehensive Annual Financial Report (CAFR): The official annual financial report for the City. It usually includes combined statements and basic financial statements for each individual fund and account group prepared in conformity with GAAP. It includes supporting schedules necessary to demonstrate compliance with finance-related legal and contractual provisions, extensive introductory material, and a detailed statistical section.

Coupon: The annual rate of interest that a bond's issuer promises to pay the bondholder on the bond's face value. Paid in two semi-annual payments.

Dealer: A dealer acts as a principal in security transactions, buying and selling from his own inventory for his own account.

Debenture: A bond secured only by the general credit of the issuer.

Delivery versus Payment (DVP): A method for delivery of securities only after verification by the safekeeping agent assuring that assets are secured before funds are released.

Discount: The difference between the original principal of a security and its value at maturity when quoted at lower than face value. Discount security.

Discount Securities: Non-interest (coupon) bearing money market securities that are issued below face value and redeemed at maturity for full face value, for example: U.S. Treasury Bills or agency discount notes.

Federal Deposit Insurance Corporation (FDIC): The federal agency that insures bank deposits, currently up to \$250,000 per tax identification number.

Federal Funds Rate (the “Fed Rate”): The rate of interest at which Federal Funds are traded. This rate is currently pegged by the Federal Reserve through open-market operations, and is considered the Fed’s overnight rate target.

Federal Farm Credit Bank (FFCB): The Federal Farm Credit Bank System is the oldest of the government sponsored enterprises, created by an act of congress in 1916. Its mission is to provide a reliable and low cost source of funds to support agriculture in the United States. FFCB debt obligations are highly liquid and share the same credit rating as the U.S. Treasury.

Federal Home Loan Bank (FHLB): The Federal Home Loan Bank system was created by an act of Congress in 1932 as a system of 12 regional banks that provide funds to its member banks. FHLB’s primary mission is to support residential and community lending. Its membership of more than 8,000 financial institutions includes savings banks, commercial banks, credit unions and insurance companies active in housing finance. FHLB debt obligations are highly liquid and share the same debt rating as the U.S. Treasury.

Federal National Mortgage Association (FNMA or “Fannie Mae”): Fannie Mae was chartered in 1938 under the Federal National Mortgage Association Act to provide a secondary market for mortgage loans in the United States, by purchasing existing home loans and pooling them together to create mortgage-backed securities that can then be sold to investors, along with a guaranty of the timely payment of principal and interest on the underlying loans. Fannie Mae was privatized in 1968 and operated as a private stockholder-owned company for 40 years before the housing market collapse forced them into federal government conservatorship in September 2008. Fannie Mae currently continues operation under government control and shares the same debt rating as the U.S. Treasury. Fannie Mae debt obligations are highly liquid.

Federal Home Loan Mortgage Company (FHLMC or “Freddie Mac”): Freddie Mac was created by an act of Congress in 1970 as a shareholder-owned company to further expand the secondary market for mortgage loans in the United States. Freddie Mac buys existing mortgages and pools them together to create mortgage-backed securities that can then be sold to investors, thereby providing liquidity to lenders who can then make additional loans. Along with Fannie Mae, Freddie Mac was placed into government conservatorship in September 2008, but continues full operations under government control. Freddie Mac securities are highly liquid and share the same debt rating as the U.S. Treasury.

Federal Open Market Committee (FOMC): Rotating membership consists of seven members of the Federal Reserve Board and five of the twelve Federal Reserve Bank Presidents. The president of the New York Federal Reserve Bank is a permanent member. The Committee meets regularly to set Federal Reserve guidelines regarding purchases and sales of government securities in the open market as a means of influencing the volume of bank credit and money.

Federal Reserve System: The central bank of the United States created by Congress with a seven-member Board of Governors in Washington, D.C. Twelve (12) regional banks, and about 5,700 commercial banks are members of the system.

Financial Industry Regulatory Authority (FINRA): A self-regulatory association for the securities industry previously known as NASD (National Association of Securities Dealers). Each member and member firm is identified by a CRD number.

Government National Mortgage Association (GNMA or Ginnie Mae): A Federal agency with full faith and credit of the US Government. Ginnie Mae securities are backed by FHA, VA, or FMHM mortgages.

Liquidity: The ability to convert easily and rapidly into cash without a substantial loss of value. In the money market, a security is said to be liquid if the spread between bid and asked prices is narrow and reasonable quantities can be purchased at those quotes.

Local Government Investment Pool (LGIP): An aggregation of funds from political subdivisions which have joined an interlocal agreement for investment purposes.

Market Value: The price at which a security is trading and could presumably be sold.

Master Repurchase Agreement: A master agreement between the investor and the financial institution or dealer controlling all aspects of a repurchase agreement. The master agreement defines the nature of the transaction, the relationship between the parties, normal practices regarding ownership and custody during the term of the investment, provides remedies in the case of default by either party and clarifies issues of ownership.

Maturity: The final stated date on which the principal or face value of an investment becomes due and payable.

Money Market: The market in which short-term debt instruments are issued and traded. All securities are in book-entry (electronic) form.

Open Market Operations: Purchases and sales of government and certain other securities in the open market by the New York Federal Reserve Bank as directed by the FOMC in order to influence the volume of money and credit in the economy. Purchases inject reserves into the bank system and stimulate growth of money and credit; sales have the opposite effect. Open market operations are the Federal Reserve's most important and most flexible monetary policy tool.

Portfolio: Collection of securities held by an investor designed to fulfill its stated objectives.

Primary Dealer: A primary dealer is a dealer that submits daily reports of market activity and positions and monthly financial statements to the Federal Reserve Bank of New York and is subject to its formal oversight.

Prudent Person Rule: An investment standard emphasizing safety and liquidity.

Qualified Public Depositories: A financial institution that does not claim exemption from the payment of any sales or compensating use or ad valorem taxes under the laws of Texas and which has been approved by the Texas State Comptroller to hold public deposits.

Rate of Return: The yield obtainable on a security based on its purchase price or its current market price.

Repurchase Agreement (RP or REPO): A simultaneous buy-sell transaction in which the owner of securities sells these securities to an investor with an agreement to repurchase them at a fixed price on a fixed date. Dealers use RP extensively to finance their positions. When the Fed is said to be doing RP, it is lending money, that is, increasing bank reserves.

Safekeeping: A depository or custodial service rendered by financial institutions for a fee whereby securities and valuables of all types and descriptions are held for protection.

SEC Rule 15C3-1: Uniform net capital rule established by the SEC for stability.

Secondary Market: A market in which securities are traded after the initial distribution by the issuer.

Securities & Exchange Commission (SEC): Oversight agency created by Congress to protect investors in securities transactions by administering securities legislation.

Securities Industry and Financial Markets Association (SIFMA): The trade organization of the securities and investment banking industry. Previously known as The Bond Market Association.

Treasury Bills (T-Bills): A non-interest bearing discount security issued by the U.S. Treasury to finance the national debt. All bills are issued to mature in less than one year.

Treasury Notes: Coupon-bearing U.S. Treasury securities having initial maturities from two to ten years.

Uniform Net Capital Rule: Securities and Exchange Commission requirement that member firms as well as nonmember broker-dealers in securities maintain a maximum ratio of indebtedness to liquid capital of 15 to 1; also called *net capital rule* and *net capital ratio*. Indebtedness covers all money owed to a firm, including margin loans and commitments to purchase securities. Liquid capital includes cash and assets easily converted into cash.

Yield: The rate of annual income return on an investment, expressed as a percentage.



Approved Broker/Dealers
April 2024

*Academy Securities ***

BofA Securities

BOK Financial

Daiwa Capital Markets

FHN Financial

Goldman, Sachs & Co

*Great Pacific Securities***

JP Morgan Securities

KeyBanc Capital Markets

*Loop Capital Markets ***

Mesirow Financial

Mizuho Securities

Morgan Stanley & Co

*Multi-Bank Securities ***

Oppenheimer & Co.

Piper Sandler & Co

Raymond James

RBC Capital Markets

*Rice Financial ***

*Siebert Williams Shank ***

Stifel Financial

StoneX

TD Securities

UBS Securities

UMB Bank

U.S. Bancorp Investments

Wells Fargo Securities

* **Bold face font indicates firm is a Primary Dealer.**

** *Dark blue italics font indicates firm is a Historically Underutilized Business (HUB),
Minority/Women Owned Business (MWOB), or Veteran Owned Business.*

File Attachments for Item:

F.15 A Resolution Authorizing The Williamson County And Cities Public Health District Amended And Restated Cooperative Agreement.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: A Resolution Authorizing The Williamson County And Cities Public Health District Amended And Restated Cooperative Agreement.

Commentary

The purpose of the resolution is to authorize the Mayor to execute the Williamson County and Cities Health District (WCCHD) Amended and Restated Agreement which updates the WCCHD fiscal year to match the member agencies.

THE WCCHD Board approved the updated fiscal year at the May 8, 2024 WCCHD Meeting.

Initiating Dept: Fire

Fiscal Impact
Fund:

Budget
Amount:

Finance Director Review

Legal Certification

Approved as to form and content:

Yes

No **City Attorney**

Associated Information:**2024-2026 Strategic Plan**

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: A. Public Safety: Prioritize and support public safety programs so our community feels safe.
 - Objective: iv. Increase all-hazards and disaster preparedness, response and recovery through training, coordination and intergovernmental cooperation.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE WILLIAMSON COUNTY AND CITIES PUBLIC HEALTH DISTRICT AMENDED AND RESTATED COOPERATIVE AGREEMENT; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, in 1943 the Williamson County Health Department was established; and

WHEREAS, the Local Public Health Reorganization Act, now codified in Chapter 121 of the Texas Health and Safety Code (the "Act"), authorizes the establishment of public health districts by a majority vote of the governing bodies of a county and one or more municipalities in the county for the purpose of providing and furnishing public health programs; and

WHEREAS, the County, Original Member Cities and New Member Cities comprise all membership in the District as of the Effective Date of this Agreement and are collectively referred to herein as the "Member Governments"; and

WHEREAS, the City of Cedar Park wishes to update the Williamson County & Cities Health District (WCCHD) Cooperative Agreement; and

WHEREAS, the WCCHD Board met on May 8, 2024 and approved The Amended and Restated Cooperative Agreement which changed the fiscal year of the health district to match member agencies; and

WHEREAS, City staff recommends that the Mayor be authorized to execute the WCCHD Amended and Restated Cooperative Agreement; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby authorizes and directs the Mayor to execute the Amended and Restated Williamson County & Cities Health District Cooperative Agreement changing the fiscal year of the health district to match member agencies, attached hereto as Exhibit A, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

STATE OF TEXAS

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§
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§
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AMENDED AND RESTATED

COOPERATIVE AGREEMENT

WILLIAMSON COUNTY AND CITIES

COUNTY OF WILLIAMSON

PUBLIC HEALTH DISTRICT

This Amended and Restated Cooperative Agreement (this “Agreement”) is made by and between the County of Williamson (“County”) and the Cities of Cedar Park, Georgetown, Round Rock, Taylor, Hutto, Leander, and Liberty Hill (collectively the “Member Governments”), under Chapter 121, Subchapter E of the Texas Health and Safety Code (the “Code”), acting by and through their respective authorized officers, representatives and governing bodies.

RECITALS

WHEREAS, in 1943 the Williamson County Health Department was established; and

WHEREAS, the Local Public Health Reorganization Act, now codified in Chapter 121 of the Texas Health and Safety Code (the “Act”), authorizes the establishment of public health districts by a majority vote of the governing bodies of a county and one or more municipalities in the county for the purpose of providing and furnishing public health programs; and

WHEREAS, in 1989 the Williamson County Health Department was reorganized as a Public Health District by Williamson County, Texas, and the Cities of Cedar Park, Georgetown, Round Rock, and Taylor (collectively the “Original Members”), and re-designated as the Williamson County & Cities Health District (hereinafter the “District”); and

WHEREAS, the District began being governed by a public health board pursuant to the Code and a “Cooperative Agreement,” which was initially approved by the Original Members in 1989 and revised and approved by the Original Members in 1992, 2004, and 2007; and

WHEREAS, the Cities of Liberty Hill and Hutto joined the District in 2007, and, thereafter, in 2013, the City of Leander joined the District (collectively the “New Member Cities”); and

WHEREAS, the County, Original Member Cities and New Member Cities comprise all membership in the District as of the Effective Date of this Agreement and are collectively referred to herein as the “Member Governments”; and

WHEREAS, the Member Governments approved an amended and restated Cooperative Agreement in 2021; and

WHEREAS, the Member Governments have determined that the Cooperative Agreement needs to be amended and restated again to modify the District’s fiscal year; and

NOW THEREFORE, the Member Governments of the District do hereby amend and restate

the Cooperative Agreement relating to the Williamson County & Cities Health District in accordance with the following:

I. GOVERNANCE

1.1. The affairs of the District shall be governed by a public health board, which shall be called the Williamson County Board of Health (hereinafter the “Board”). The Board shall be an administrative public health board and shall have the authority to adopt substantive and procedural rules which are necessary and appropriate to promote and preserve the health and safety of the public within its jurisdiction, provided that no rule adopted shall be in conflict with the laws of the State of Texas.

1.2 Except as otherwise set out herein, two Directors shall be appointed by the Williamson County Commissioners’ Court, and one Director shall be appointed by each of the City Managers of the Cities of Cedar Park, Georgetown, Round Rock, Taylor and Hutto. The Cities of Leander and Liberty Hill have shared one Director since becoming Member Governments and they hereby agree to continue to share such Director. Thus, the City Manager of the City of Leander shall appoint one Director to serve on behalf of the Cities of Leander and Liberty Hill. In the event either the City of Liberty Hill reaches a population of 15,000 or more, or additional cities having populations of less than 15,000 become new Member Governments following the Effective Date of this Agreement, the City of Liberty Hill shall then appoint a Director in accordance with the provisions of Section 1.3 below.

1.3. Any incorporated city within the District’s territory may apply to become a member of the District and the governing body of each existing Member Government shall review the application. The governmental entity making application may be admitted as a new Member Government of the District if a majority of the governing bodies of each then existing Member Governments approves such application. Upon admission as a member of the District and approval of this Agreement, the new member will become a Member Government.

1.3.1 For incorporated city Member Governments with a population of 15,000 or greater, the City Manager of such city may appoint one qualified Director to the Board.

1.3.2 New incorporated city Member Governments that have less than 15,000 population must each join together and select two qualified Directors to represent them on the Board; provided, however, if there are four or less new incorporated city Member Governments with population less than 15,000 each, they will all join together and select one qualified Director to represent them on the Board.

1.3.3 Except as otherwise set out herein, existing Member Governments in place on the Effective Date of this Agreement will retain current representation on the Board regardless of population estimate.

1.4. To be qualified as a Director, a person must be a citizen of the United States and must have resided at least three (3) years in the District. A Director shall not be an elected official but must be an employee of the Member Government for which he or she serves.

1.5. Directors shall serve without compensation.

1.6. Directors shall serve staggered three-year terms, except as provided in Sections 1.7 and 1.9 below.

1.7. The term effective date for Directors appointed by new Member Governments shall be staggered such that no more than one-third (1/3) of the terms of the Directors expire in any one year. To accomplish such staggering, new Directors shall have terms commencing as follows: on January 1 of the current year for those joining the District between January 1 through June 30, and January 1 of the following year for those joining the District between July 1 through December

31. In addition, if multiple new Member Governments join the District in the same year, the Board may designate the initial term of the newly appointed Directors to be one, two, or three years in order to maintain the balance of no more than one-third (1/3) of the terms expiring in any one year.

1.8. A Director for a city Member Government may be removed be from the Board at the discretion of the particular city Member Government’s City Manager. Directors representing the County serve at the pleasure of the Williamson County Commissioners Court and may be removed at its discretion. The Executive Director is to contact the Member Government if its appointed Director is absent for two consecutive Board meetings or three Board meetings during a calendar year.

1.9 All vacancies of a Director shall be filled for the unexpired portion of the term by the City Manager of the appointing city Member Government or by the Williamson County Commissioners Court for the County’s Directors, whichever the case may be. If less than one (1) year remains in the unexpired term for the Director of a Member Government, then the City Manager or the Williamson County Commissioners Court may appoint its Director(s) to fill the unexpired portion of the term plus a full term of three (3) years.

1.10. A Director may serve consecutive terms.

II. OFFICERS

2.1. *General.* The officers of the Board shall consist of the chairperson, vice-chairperson, and secretary. The Williamson County Commissioners Court shall name the Chairperson of the Board. Members of the Board shall select the remaining officers from amongst their members, and each officer shall serve a one-year term.

2.2. *Chairperson.* The Chairperson shall preside at all meetings of the Board. At each meeting, the Chairperson shall submit such recommendations and information as he/she may consider proper concerning the business, affairs and policies of the District.

2.3. *Vice-Chairperson.* The Vice-Chairperson shall perform the duties of the Chairperson in the absence or incapacity of the Chairperson and in case of the resignation or death of the Chairperson. The Vice-Chairperson shall perform such duties as are imposed on the Chairperson until such time as the Williamson County Commissioners Court shall appoint a new Chairperson.

2.4. *Secretary.* The Secretary or his/her designee shall act as Secretary of the meetings of the Board and record all votes and shall keep a record of the proceedings of the Board in a journal of proceedings to be kept for such purpose and shall perform all duties incidental to his/her office.

III. EXECUTIVE DIRECTOR

3.1. The Directors of the Board shall appoint an Executive Director of the District. The Executive Director shall be the chief administrative officer of the District and shall manage the day-to-day operations of the District, subject to the direction of the Board.

3.2. If the Executive Director is a physician licensed and in good standing in the state of Texas, the Executive Director will also serve as Health Authority in the jurisdiction of the District. If the Executive Director is not a physician licensed and in good standing in the State of Texas, a Health Authority shall be retained as provided in Section 8.1.

3.3. The Executive Director shall be an ex-officio non-voting member of the Board.

3.4. If, during the annual evaluation of the Executive Director or at any other time, two-thirds of the entire Board determines the Executive Director has engaged in neglect of duty, malfeasance, or unbecoming behavior, or has otherwise violated provisions of the District's personnel policies, the Executive Director's employment may be terminated immediately. The exact terms of the termination shall be determined at the time by a majority vote of the Board. In the event of the Executive Director's death, resignation, or removal from office, the Board shall select a new Executive Director.

3.5. The Executive Director shall employ such full or part-time employees as are needed to carry out the programs of the District. These employees shall be employees of the District and perform those duties as are assigned to them. The compensation of such personnel, including the Executive Director, shall be determined by the Board subject to the laws of the State of Texas. The Executive Director shall have the authority, and subject to provisions of the policies-procedures of the District, to hire, fire, direct, and control the work, as functionally appropriate, of such employees.

IV. MEETINGS

4.1. A majority of the voting Directors shall constitute a quorum for the transaction of business. The presence of the Executive Director shall not count for the purposes of determining whether a quorum is present.

4.2. The Board shall meet at least quarterly on a date fixed by the Board and shall hold such meetings as may be called by the chairperson or by the majority of the Board.

4.3. The Board shall comply with the Open Meetings Act.

V. PURPOSE OF THE DISTRICT

5.1. The District may perform any public health function that any of its Member Governments may perform unless otherwise restricted by law. The Board and Director shall determine which public health programs and services will be provided by the District based on needs assessment and the availability of resources.

5.2. The District shall be affiliated with the Texas Department of State Health Services or its successor to facilitate the exchange of information and the coordination of public health services.

5.3. The District shall provide “Essential public health services” as defined in Section 121.002 of the Act.

5.3.1. Monitor the health status of individuals in the community to identify community health problems;

5.3.2. Diagnose and investigate community health problems and community health hazards;

5.3.3. Inform, educate, and empower the community with respect to health issues; Mobilize community partnerships in identifying and solving community health problems;

5.3.5. Develop policies and plans that support individual and community efforts to improve health;

5.3.6. Enforce laws and rules that protect the public health and ensure safety in accordance with those laws and rules;

5.3.7. Link individuals who have a need for community and personal health services to appropriate community and private providers;

5.3.8. Ensure a competent workforce for the provision of essential public health services;

5.3.9. Research new insights and innovative solutions to community health problems; and

5.3.10. Evaluate the effectiveness, accessibility, and quality of personal and population- based services in a community.

5.4. By way of illustration but not by way of requirement or limitation, the District may provide public health services such as the following: communicable disease control and prevention services, public health education, information and referral services, environmental and consumer health programs, public health nutrition programs, community assessment and health status data analysis, public health emergency preparedness and response, and collaborating with others to address public health issues.

5.5. Member Governments and other government entities, as well as private institutions both within and outside of Williamson County, may contract with the District to provide additional public health services upon approval of the Board.

5.6. The Board shall have the authority to set and collect fees for its services and for the issuance of health and sanitation-related licenses and permits as authorized by law.

5.7. The District shall also have authority to conduct health and sanitation inspections for Member Governments, for non-member governments that enter into an interlocal agreement with the District, or as authorized by law.

5.8. When the District has the responsibility to issue a certain type of health or sanitation permit, the Member Governments agree not to require their own health or sanitation permits.

VI. LIABILITY AND INDEMNITY

6.1. As provided in the Act, the District is, for the purposes of the Texas Tort Claims Act (Subchapter A, Chapter 101, Texas Civil Practices and Remedies Code), a governmental unit and its actions are governmental functions. As provided in Section 101.063 of the Texas Civil Practices and Remedies Code, a governmental unit that is a member of a public health district is not liable under Chapter 101 for any conduct of the District's personnel or for any condition or use of the District's property. Nothing in this Agreement shall be construed or interpreted to waive this immunity.

6.2. The District shall indemnify each and every Director, its officers and its employees, to the fullest extent permitted by law against any and all liability or expense, including attorneys fees, incurred by any of such persons by reason of any actions or omissions that may arise out of the functions and activities of the District. This indemnity shall apply even if one or more of those to be indemnified was negligent or caused or contributed to cause any loss, claim, action or suit. Specifically, it is the intent of this Agreement and the District to require the District to indemnify those named for indemnification, even for the consequences of the negligence of those to be indemnified which caused or contributed to cause any liability. Notwithstanding the foregoing, the District will not pay actual damages, punitive damages, court costs, or attorney fees awarded against indemnified persons if the awards arise from a cause of action for official misconduct or arise from a cause of action involving a willful or wrongful act or omission or an act or omission constituting gross negligence.

6.3. The District must purchase and maintain insurance, as available, on behalf of any Director, officer, employee, or agent of the District, or on behalf of any person serving at the request of the District as a board member, officer, employee, medical Director or Health Authority, against any liability asserted against that person and incurred by that person in any such capacity or arising out of any such status with regard to the District, whether or not the District has the power to indemnify that person against liability for any of those acts.

6.4. The District may engage private legal counsel who will advise and represent the District on general legal matters not covered by insurance, within the scope of their expertise, and for which there is no conflict of interest. For matters relating solely to their own Member

Government, the Member Governments agree to provide or fund legal services to the District for matters not covered by insurance, within the scope of their expertise, and for which there is no conflict of interest.

VII. FINANCING OF THE FUNCTIONS OF THE DISTRICT

7.1. For fiscal year 2025, the District's fiscal year shall be January 1, 2025 through September 30, 2025. Thereafter, the District's fiscal year shall be October 1 through September 30.

7.2. The Member Governments of the District shall pay the costs necessary to operate the District, including costs for staff salaries, supplies, suitable offices, health and clinic centers, health services and facilities, and maintenance, in the amount agreed to by the governing body of each Member. The District will request that city Member Governments contribute on a per capita basis based on the U.S. Census Bureau's most recent annual estimate of population.

7.3. The Board shall annually request funding from Member Governments on an October 1 – September 30 fiscal year basis. New Member Governments joining after the Effective Date of this Agreement shall pay on the same basis or according to the same formula as the existing Member Governments, but such payment may be pro-rated to the date of the new Member's admission to the District relative to October 1.

7.4. The District shall also actively seek funding from the Texas Department of State Health Services or its successor (or any other state or federal agency), and from public or private grants.

7.5. The District shall be allowed to assess and collect fees for its services as may be established by the Board.

7.6. The Board and Executive Director will maximize funding from other available sources, including governmental and private grants, prior to requesting funding from Member Governments.

7.7. All funds of the District not otherwise employed will be deposited in banks or other depositories designated by the Board.

7.8. All checks, drafts, endorsements, notes and evidences of indebtedness of the District will be signed by such officers or agents and all endorsements for deposits to the credit of the District will be made as authorized by the Board.

7.9. No loans or advances will be contracted on behalf of the District, and no note or other evidence of indebtedness will be issued in its name, except as authorized by majority vote of the Board and for purposes allowed by law.

7.10. Only the Executive Director or his/her designee acting in compliance with any Business Practices or Policies and Procedures Manual approved by the Board, may, in the name of and on behalf of the District, enter into contracts or execute and deliver instruments as specifically authorized by the Board by resolution or action at a duly called meeting. The District shall maintain sufficient undesignated cash reserve funds to prevent untimely disruptions in services

or loss of key personnel.

7.12. The Executive Director will provide to the Board no later than one hundred fifty (150) days after the close of the fiscal year a report containing the following information in appropriate detail:

7.12.1. The assets and liabilities of the District as of the end of the fiscal year;

7.12.2. The principal changes in assets and liabilities during the fiscal year;

7.12.3. The revenues and receipts, both restricted and unrestricted to particular purposes, for the fiscal year;

7.12.4. The expenses or disbursements, for both general and restricted purposes, during the fiscal year;

7.12.5. The substantial activities and projects begun, in progress, and completed during the fiscal year.

7.12.6. The annual report will include a report of an independent accountant, or in lieu of such report, the certificate of an authorized officer of the District that such statements were prepared without audit from the books and records of the District.

7.13. The Board shall require that an independent audit of the District’s financial records be made annually. The annual audit shall be available for public inspection during all normal business hours at the District office. The District shall adopt sound financial management policies and procedures and shall comply with requirements of funding entities.

VIII. EMPLOYEES

8.1. If the Executive Director is not a physician, the Executive Director, subject to approval by the Board, shall appoint a physician licensed and in good standing in the state of Texas as an officer of the District to serve as the Health Authority. If no local physician can be found who is willing to so serve, then the designated Medical Director of the Texas Department of State Health Services or its successor or his/her designee shall serve as the Health Authority. A Health Authority appointed under the provisions of Section 121.021 of the Act has certain duties prescribed by State Law that are necessary to implement and enforce to protect public health. The Health Authority shall aid the Board in all matters of local quarantine, disease prevention and suppression, sanitation inspection and control of contagious, infectious, and epidemic diseases within the District’s jurisdiction. It is the intent of this Agreement that any Health Authority of the District shall be an “employee” as defined by Section 101.001(2) of the Texas Civil Practice and Remedies Code for the purposes of the Texas Tort Claims Act. A Health Authority is a state officer when performing duties prescribed by state law (Section 121.024 of the Texas Health and Safety Code).

8.2. The District’s employees shall be eligible to participate in the Benefits Program offered by Williamson County to county employees, including group health insurance, workers’ compensation program, and retirement system.

8.3. The Board may in some years grant a cost-of-living increase to each District employee, except that the size of the increase shall not exceed the cost-of-living increase granted by the Williamson County Commissioners’ Court to each county employee for that fiscal year. District employees shall not be granted an automatic pay raise based on longevity alone. Instead, the Board may, as resources permit, authorize the Executive Director to grant merit increases to an employee based on job performance and/or promotion in job responsibility.

IX. MISCELLANEOUS

9.1. The provisions of Chapter 121 of the Texas Health and Safety Code shall be applicable to the District. In the event of a conflict between Chapter 121 and this Agreement, Chapter 121 shall control.

9.2. A Member Government may withdraw from this Agreement by giving written notice to the other Member Governments and to the Executive Director no later than six (6) months before the end of the District’s fiscal year. The withdrawal shall become effective at the end of the current District fiscal year after the withdrawing Member Government has given written notice of its decision to the Board. Such notice of withdrawal shall not relieve such Member Government of any obligation incurred by such Member Government prior to date of withdrawal.

9.3. Modification of this Agreement shall be in writing and effective upon approval by a majority of the Member Governments.

9.4. This Agreement shall remain in effect unless modified or cancelled by a majority of the Member Governments.

9.5. In the event that a majority of Member Governments vote to dissolve the District, after payment of all liabilities, the District’s unencumbered assets will be distributed proportionately to current Member Governments based on their current fiscal year contributions to the District.

9.6. This Agreement constitutes the entire Agreement between the Parties in regard to the provision of public health services and supersedes all prior such Agreements between the Parties.

9.7. This Agreement shall become effective (the date inserted will be the last date of approval by a Member Government) _____ day of _____, 2024 (the “Effective Date”).

[Signatures on the following pages.]

WILLIAMSON COUNTY, TEXAS

By: _____,
Bill Gravell Jr., County Judge

Date: _____

CITY OF CEDAR PARK, TEXAS

By: _____
Jim Penniman-Morin, Mayor

Date: _____

CITY OF GEORGETOWN, TEXAS

By: _____
Josh Schroeder, Mayor

Date: _____

CITY OF ROUND ROCK, TEXAS

By: _____
Craig Morgan, Mayor

Date: _____

CITY OF TAYLOR, TEXAS

By: _____
Dwayne Ariola, Mayor

Date: _____

CITY OF HUTTO, TEXAS

By: _____
Mike Snyder, Mayor

Date: _____

CITY OF LEANDER, TEXAS

By: _____
Christine DeLisle, Mayor

Date: _____

CITY OF LIBERTY HILL, TEXAS

By: _____
Crystal Mancilla, Mayor

Date: _____

File Attachments for Item:

G.1 First Reading And Public Hearing Of An Ordinance Denying Texas Gas Service Company's Requested Rate Increase.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: First Reading And Public Hearing Of An Ordinance Denying Texas Gas Service Company’s Requested Rate Increase.

Commentary

On June 3, 2024, Texas Gas Service Company (TGS), a division of One Gas, Inc., pursuant to Gas Utility Regulatory Act §104.102, filed its Statement of Intent to change gas rates at the Railroad Commission of Texas and in all municipalities exercising original jurisdiction within the incorporated areas of the Central-Gulf Service Area effective July 8, 2024.

In a prior City action, TGS’s rate request was suspended from taking effect for 90 days, the fullest extent permissible under the law, until October 4, 2024. This time period has permitted the City, through its participation in a coalition of similarly situated cities, to determine that the proposed rate increase is unreasonable. Consistent with the recommendations of experts engaged by TGS Cities, TGS’s request for a rate increase should be denied.

Initiating Dept: Finance

Fiscal Impact
Fund: General Fund

Budget
Amount: \$0

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Service and Fiscal Excellence
 - Objective: Government Operations

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, DENYING TEXAS GAS SERVICE COMPANY’S REQUESTED RATE INCREASE; REQUIRING THE COMPANY TO REIMBURSE THE CITY’S REASONABLE RATEMAKING EXPENSES; REQUIRING NOTICE OF THIS ORDINANCE TO THE COMPANY AND THE CITY’S LEGAL COUNSEL; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City of Cedar Park, Texas is a gas utility customer of Texas Gas Service Company (“TGS”), a division of ONE Gas, Inc., and is a regulatory authority under the Gas Utility Regulatory Act and has exclusive original jurisdiction over TGS’s rates, operations, and services within the City; and

WHEREAS, the City cooperated with a coalition of similarly situated cities served by TGS that have joined together to facilitate the review and response to natural gas issues affecting rates charged in TGS’s Central-Gulf Service Area (“TGS Cities”); and

WHEREAS, on or about June 3, 2024, TGS filed a Statement of Intent to increase gas rates in all municipalities exercising original jurisdiction within the incorporated areas of the Central-Gulf Service Area; and

WHEREAS, TGS proposed July 8, 2024, as the effective date for its requested increase in rates; and

WHEREAS, the City adopted Ordinance No. _____ to suspend the effective date of TGS’s requested rate increase for the maximum period allowed by law, until October 4, 2024; and

WHEREAS, TGS Cities hired and directed legal counsel and consultants to prepare a common response to TGS’s requested system-wide rate increase, which resulted in a conclusion that TGS’s rates are not reasonable and a recommendation that the rate request be denied; and

WHEREAS, the Gas Utility Regulatory Act §103.022 provides that costs incurred by TGS Cities in ratemaking activities are to reimbursed by the regulated utility.

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

SECTION 1. That the rates proposed by TGS to be recovered through its gas rates charged to customers located within the City limits are hereby found to be unreasonable and shall be denied.

SECTION 2. That TGS shall continue to charge its existing rates to customers within the City and that said existing rates are reasonable.

SECTION 3. That the City’s reasonable rate case expenses shall be reimbursed by TGS.

SECTION 4. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 5. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 6. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

READ AND CONSIDERED ON FIRST READING by the City Council of Cedar Park at a regular meeting on the 12th day of September, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

READ, CONSIDERED, PASSED, AND APPROVED ON SECOND AND FINAL READING by the City Council of Cedar Park at a regular meeting on the 26th day of September, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

PASSED AND APPROVED this the 26th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

James Penniman-Morin, Mayor

ATTEST:

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

File Attachments for Item:

G.2 (2024-1-ANX) First Reading And Public Hearing Of An Ordinance For The Annexation Of Approximately 18.7 Acres Of Land Situated In The Racheal Saul Survey, Abstract No. 551, The Michael Pevetoe Survey, Abstract No. 622, The Russell Tabor Survey, Abstract No. 771, And The Richard Duty Survey, Abstract Nos. 2702 And 183, In Travis And Williamson Counties, Texas, And Being A Portion Of Old Dies Ranch Road, For Which No Record Was Found, And A Portion Of The Present Right-Of-Way Of Anderson Mill Road And Cypress Creek Road.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: (2024-1-ANX) First Reading And Public Hearing Of An Ordinance For The Annexation Of Approximately 18.7 Acres Of Land Situated In The Racheal Saul Survey, Abstract No. 551, The Michael Pevetoe Survey, Abstract No. 622, The Russell Tabor Survey, Abstract No. 771, And The Richard Duty Survey, Abstract Nos. 2702 And 183, In Travis And Williamson Counties, Texas, And Being A Portion Of Old Dies Ranch Road, For Which No Record Was Found, And A Portion Of The Present Right-Of-Way Of Anderson Mill Road And Cypress Creek Road.

Staff	Andreina Dávila-Quintero, 512-401-5057, andreina.davila@cedarparktexas.gov
Owner	Travis and Williamson Counties
City Limits	No
Extraterritorial Jurisdiction	Yes
Existing Zoning	N/A
Existing Future Land Use Plan	Low Density Residential (LDR)
Major Corridor	Anderson Mill Rd
Summary of Applicant’s Request	Request to incorporate into the city limits approximately 18.7 acres of County-owned right-of-way being a portion of the present Anderson Mill Road And Cypress Creek Road rights-of-way.

COMMENTARY

On August 10, 2023, Travis County and the City of Cedar Park entered into an Interlocal Agreement for the maintenance and operation of traffic signals located at and between the intersections of Anderson Mill Road with Cypress Creek Road, Twin Creeks Club Drive, Old Mill/Dies Ranch Road, and Cashell Wood Drive. This Agreement also included the request and consent for the annexation of and along portions of Anderson Mill Road in the City’s extraterritorial jurisdiction to be initiated within 12 months of the effective date of this Interlocal Agreement. Consequently, in spring 2024, the City initiated a request to incorporate into its limits approximately 18.7 acres of County-owned rights-of-way being a portion of Anderson Mill Road And Cypress Creek Road (Exhibits A and B).

Pursuant to the Local Government Code, City Staff has prepared a service plan for the area to be annexed (Exhibit C) and commenced the publication of notices of two public hearings and placed upon the City Council Agendas the consideration of the passage of an ordinance annexing said area into the city limits. The Williamson-Travis Counties Municipal Utility District No. 1 and the Ranch at Cypress Creek Municipal Utility District No. 1, in which portions of the rights-of-way subject to this annexation are located, consented to this annexation on April 17 and May 14, 2024, respectively. NOTE: The area proposed for annexation consists entirely of public right-of-way, and there are no residents or privately-owned properties being annexed into the City of Cedar Park.

The schedule outlined below lists the dates for the completed public hearings and ordinance consideration:

- ✓ August 8, 2024: First Public Hearing of the proposed annexation – *Completed. No public testimony was presented.*
- ✓ August 22, 2024: Second Public Hearing of the proposed annexation – *Completed. No public testimony was presented.*
- September 12, 2024: First Reading and public hearing of the Annexation Ordinance
- September 26, 2024: Second Reading and Adoption of the Annexation Ordinance

This item is the first reading and public hearing of the proposed ordinance for the Anderson Mill Road and Cypress Creek Road rights-of-way annexation.

Initiating Dept.: Development Services

Fiscal Impact

Account No.: n/a

Budget

Budget/Expended: n/a

Finance Director Review

Legal Certification

Approved as to form and content:

Yes

No **City Attorney**

Associated Information:

- Ordinance
- Exhibit A: Metes and Bounds Descriptions
- Exhibit B: Location Map
- Exhibit C: Draft Service Plan

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF CEDAR PARK, TEXAS, PROVIDING FOR THE ANNEXATION INTO THE BOUNDARY LIMITS OF THE CITY OF CEDAR PARK OF APPROXIMATELY 18.7 ACRES OF LAND IN THE RACHEAL SAUL SURVEY, ABSTRACT NO. 551, THE MICHAEL PEVETOE SURVEY, ABSTRACT NO. 622, THE RUSSELL TABOR SURVEY, ABSTRACT NO. 771, AND THE RICHARD DUTY SURVEY, ABSTRACT NOS. 2702 AND 183, IN TRAVIS AND WILLIAMSON COUNTIES, TEXAS, AND BEING A PORTION OF OLD DIES RANCH ROAD, FOR WHICH NO RECORD WAS FOUND, AND A PORTION OF THE PRESENT RIGHT-OF-WAY OF ANDERSON MILL ROAD AND CYPRESS CREEK ROAD, IN TRAVIS COUNTY AND WILLIAMSON COUNTY, TEXAS; LYING ADJACENT AND CONTIGUOUS TO THE PRESENT BOUNDARY LIMITS OF THE CITY OF CEDAR PARK, TEXAS; PROVIDING FOR A SERVICE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on August 10, 2023, Travis County and the City of Cedar Park entered into an Interlocal Agreement for the maintenance and operation of traffic signals located at and between the intersections of Anderson Mill Road with Cypress Creek Road, Twin Creeks Club Drive, Old Mill/Dies Ranch Road, and Cashell Wood Drive; and

WHEREAS, the Interlocal Agreement also set out Travis County’s request and consent for the annexation of and along portions of Anderson Mill Road as described in Exhibit “A” (“Property”), in accordance with Texas Local Government Code Section 43.1055, to be initiated within 12 months of the effective date of this Interlocal Agreement; and

WHEREAS, portions of the Property currently lie within the boundaries of the Williamson-Travis County Municipal Utility District Number 1 (“WTC MUD 1”) and the Ranch at Cypress Creek Municipal Utility District (“Ranch at Cypress Creek MUD”); and

WHEREAS, pursuant to Texas Local Government Code Section 43.071(e), the governing bodies of WTC MUD 1 and Ranch at Cypress Creek MUD adopted resolutions consenting to the annexation of the Property on April 17, 2024 and May 14, 2024, respectively; and

WHEREAS, the hereinafter described Property currently lies within the extraterritorial jurisdiction of the City of Cedar Park; and

WHEREAS, the Property is adjacent and contiguous to the present boundary limits of the City of Cedar Park; and

WHEREAS, two (2) public hearings on the proposed annexation were held on August 8, 2024 and August 22, 2024; and notice for these hearings were completed in accordance with Chapter 43 of the Local Government Code; and

WHEREAS, this annexation is in accordance with Texas Local Government Code Chapter 43 and the Cedar Park City Charter Section 1.03; and

WHEREAS, the City Council finds that it is in the best interest of the City to annex the Property.

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

SECTION 1: The Property, adjacent to and contiguous to the present boundary limits of the City of Cedar Park, Texas, in accordance with Chapter 43 of the Local Government Code, is hereby added and annexed to the City of Cedar Park, Texas; and said territory herein described shall be included within the boundary limits of such City and the present boundary limits of such City are altered and amended so as to include said areas within the corporate limits of the City of Cedar Park. The description of the Property to be annexed is attached hereto as Exhibit "A". A map of the Property to be annexed is attached hereto as Exhibit "B".

SECTION 2: The herein described Property and the areas so annexed shall be a part of the City of Cedar Park, Texas, and shall be bound by the acts, ordinances, resolutions and regulations of the City of Cedar Park, Texas.

SECTION 3: Upon annexation of the Property, the City shall provide to the Property the municipal services set forth in the Service Plan attached to this ordinance as Exhibit "C" and by this reference incorporated within it, pursuant to the schedule set forth therein. The City shall have no obligation to provide services to the Property not listed in the Service Plan.

SECTION 4: If any part, phrase or sentence of this Ordinance is held void or unconstitutional by a court of competent jurisdiction, or of any tract of land or portion of any tract of land hereby annexed shall be held to be ineligible for annexation or held to be wrongfully annexed, the remaining portions of this Ordinance and the remaining tracts so annexed shall be considered severable and shall remain in full force and effect.

SECTION 5: In accomplishing the annexation of the properties herein described, the City of Cedar Park has strictly followed the provisions of the State statutes as they apply to annexations, and any possible deviation from these provisions was unintentional and not material to the accomplishment of the annexation.

SECTION 6: That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 7: That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 8: That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

SECTION 9: This Ordinance shall be and remain in full force and effect from and after the date of the passing of this Ordinance.

READ AND CONSIDERED ON FIRST READING by the City Council of Cedar Park at a regular meeting on the 12th day of September, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

READ, CONSIDERED, PASSED AND APPROVED ON SECOND AND FINAL READING by the City Council of Cedar Park at a regular meeting on the _____ day of _____, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

Description of 7.1 Acres

Being a calculated 7.1 acre tract of land situated in the Rachel Saul Survey, Abstract No. 551, in Travis County, Texas, said 7.1 acre tract being a portion of old Dies Ranch Road, for which no record was found, and some or all of the following tracts which are located in the present right-of-way of Anderson Mill Road and recorded as: Anderson Mill West, Section 19, in Document No. 200000334, Official Public Records of Travis County, Texas (O.P.R.T.C.T.), a called 0.049 acre tract conveyed to Travis County, "Tract 2", Document No. 2002226054, O.P.R.T.C.T., a called 2.408 acre tract conveyed to Travis County, Document No. 2001105615, O.P.R.T.C.T., Anderson Mill West, Section 21, Volume 93, Page 323, of the Plat Records of Travis County, Texas (P.R.T.C.T.), and Anderson Mill West, Section 18 Amended, Volume 97, Page 371, P.R.T.C.T., as shown on the accompanying sketch, being more particularly described by metes and bounds as follows:

BEGINNING at the common east corner of Lot 25, Amending Plat of Lot 25, Block K, Anderson Mill West, Section 19, as recorded in Document No. 200400305 of the O.P.R.T.C.T. ⁱ, and Lot 1, Anderson Mill Office Park, as recorded in Document No. 201900103, O.P.R.T.C.T., same being the west line of Anderson Mill Road as recorded with said plat of Anderson Mill West, Section 19;

THENCE with the west line of said Anderson Mill Road for the following three (3) calls ⁱ, numbered 1 through 3:

1. North 34°07'03" West, at a distance of 360.72 feet, pass a point of curvature (P.C.) on the southeast right-of-way line of Cashell Wood Dr., continuing with the projected west line of said Anderson Mill Road for a calculated distance of 90.00 feet to a point on said west line of Anderson Mill Road being a point of tangency (P.T.) on the northwest right-of-way line of Cashell Wood Dr., continuing 10.05 feet to a P.C. in said right-of-way line,
2. with said curve, to the right (Delta: 36°01'15", Radius: 1083.41 feet, Chord: North 16°06'26" West, 669.96 feet) for a distance of 681.12 feet to a P.T. in said right-of-way line, and
3. North 1°54'11" East, at a distance of 433.04 feet, pass a P.C. on the southeast right-of-way line of Dies Ranch Road, continuing with the projected west line of said Anderson Mill Road for a calculated distance of 90.00 feet to a point on said west line of Anderson Mill Road being a point of tangency (P.T.) on the northwest right-of-way line of Dies Ranch Road (realigned) as platted with Dies Ranch Subdivision ⁱⁱ, recorded in Document No. 201300238, O.P.R.T.C.T., said P.T. being a common corner of Lot 1, Block A, said Dies Ranch Subdivision, and the City of Cedar Park, as annexed in Ordinance No. A35.15.08.27.C2, ANX-15-002;

THENCE with the common line being the west line of said Anderson Mill Road, the east line of said Lot 1, and the east line of said Annex Tract (ANX-15-002) for the following two (2) calls ⁱⁱ, numbered 4 and 5:

4. North 0°47'16" East, for a distance of 69.19 feet to a P.C. in said common line, and
5. with said curve, to the left (Delta: 10°45'49", Radius: 1140.00 feet, Chord: North 4°36'29" West, 213.85 feet) for a distance of 214.16 feet to the common east corner of said Dies Ranch Subdivision and Twin Creeks Country Club Section 4, a Subdivision recorded in Document No. 200200196, O.P.R.T.C.T. ⁱⁱⁱ, said common corner lying on the southerly margin of the City of Cedar Park, as annexed in Ordinance No. A08.14.12.11.B1, WCID 1G ^{iv};

THENCE crossing into Anderson Mill Road with the common south line and east lines of a called 0.72 acre tract recorded in Document No. 2001105615, O.P.R.T.C.T. ^v, and the south and east margin of said Annex Tract (WCID 1G), for the following eight (8) calls ^v, numbered 6 thru 13:

6. North 71°34'06" East, departing from said Lot 1 and said Annex Tract (ANX-15-002), for a distance of 56.44 feet to the southeast corner of said 0.72 acre tract and said Annex Tract (WCID 1G), said southeast corner is located at or near the old west margin of Dies Ranch Road, for reference,
7. North 19°49'33" East, for a distance of 19.00 feet to an angle point in said common line, said common line being at or near the old west margin of Dies Ranch Road,
8. North 5°47'51" East, for a distance of 59.32 feet to an angle point in said common line,
9. North 3°37'32" West, for a distance of 66.98 feet to an angle point in said common line,
10. North 19°38'08" West, for a distance of 42.73 feet to an angle point in said common line,
11. North 32°53'49" West, for a distance of 101.84 feet to an angle point in said common line,
12. North 39°23'45" West, for a distance of 145.80 feet to an angle point in said common line, and
13. North 38°29'21" West, for a distance of 161.89 feet to the north corner of said 0.72 acre tract, lying in the east margin of said Annex Tract (WCID 1G), said point also being the point where the aforesaid Twin Creeks Country Club Section 4 joins with said old west margin of Dies Ranch Road and the present west right-of-way line of Anderson Mill Road;

THENCE continuing with the east margin of said Annex Tract (WCID 1G), common with the east line of said Twin Creeks Country Club Section 4 ⁱⁱⁱ, and said old west margin of Dies Ranch Road and partway with said present west right-of-way line of said Anderson Mill Road for the following two (2) calls ⁱⁱⁱ, numbered 14 and 15:

14. North 38°29'21" West, for a distance of 21.46 feet to an angle point in said common line, and

15. North 25°34'49" West, at a distance of 151.76 feet pass an angle point in Landscape Lot 1-A of said Twin Creeks Country Club Section 4, continuing and crossing into said Anderson Mill Road along a right-of-way dedication tract of said Twin Creeks Country Club Section 4, for a total distance of 195.99 feet to the common east corner of said Twin Creeks Country Club Section 4, and of Twin Creeks Country Club Section 1, a subdivision recorded in Document No. 200200085, O.P.R.T.C.T. ^{vi};
16. **THENCE** North 25°34'49" West, continuing across said Anderson Mill Road with the east margin of said Annex Tract (WCID 1G), common with the east line of said Twin Creeks Country Club Section 1 ^{vi}, and said old west margin of Dies Ranch Road for a distance of 182.42 feet to the common east corner of said Twin Creeks Country Club Section 1, and of a called 2.408 acre tract recorded in Document No. 2001105615, O.P.R.T.C.T. ^{vii};
- THENCE** continuing across said Anderson Mill Road with the east margin of said Annex Tract (WCID 1G), common with the east line of said 2.408 acre tract, and said old west margin of Dies Ranch Road for the following two (2) calls ^{vii}, numbered 17 and 18:
17. North 25°34'49" West, for a distance of 99.78 feet to an angle point in said common line, and
18. North 23°38'48" West, for a distance of 348.69 feet to an angle point in said common line;
19. **THENCE** continuing across said Anderson Mill Road with the east margin of said Annex Tract (WCID 1G) ^{iv}, North 29°36'45" West, crossing into said 2.408 acre tract and departing from said old west margin of Dies Ranch Road for a calculated distance of 106.82 feet to a point opposite the southern termination of Williamson-Travis Counties Water Control Improvement District No. 1B, as recorded in Document No. 199820355, Official Records of Williamson County, Texas, from which an angle point in said Annex Tract (WCID 1G) bears on the same course, a total distance of 229.11 feet, for reference;
20. **THENCE** deflecting 90° to the right, on a calculated bearing of North 60°23'15" East, referencing back to and departing from said Annex Tract (WCID 1G), and continuing across said Anderson Mill Road and across said 2.408 acre tract for a calculated distance of 45.1 feet to reach said southern termination of Williamson-Travis Counties Water Control Improvement District No. 1B, same lying on a common line of said 2.408 acre tract and the aforesaid old west margin of Dies Ranch Road;
21. **THENCE** deflecting a calculated angle of 0°53'08" right, on a calculated bearing of North 61°16'23" East, referencing back to said Annex Tract (WCID 1G), and continuing across said Anderson Mill Road and crossing old Dies Ranch Road for a calculated distance of 48.4 feet to reach the easterly extension of the curving northeast line of the aforesaid 2.408 acre tract, same being a calculated point lying on the common line being the extended northeast right-of-way line of Anderson Mill Road where Timberwolf Trail joins with Anderson Mill Road, same lying within said old Dies Ranch Road;
22. **THENCE** continuing across said old Dies Ranch Road, referencing back to said Annex Tract (WCID 1G), along the calculated, curving common line of Anderson Mill Road and said

Timberwolf Trail to the right (calculated: Delta: $01^{\circ}15'26''$, Radius: 1460.00, Chord: South $27^{\circ}56'56''$ East, 32.03 feet) for a distance of 32.03 feet to the intersection of the eastern margin of said old Dies Ranch Road with the northeastern right-of-way of Anderson Mill Road, recorded as a called 1.25 acre right-of-way dedication tract conveyed to Travis County by deed recorded in Document No. 200225633, O.P.R.T.C.T., said eastern margin of old Dies Ranch Road being common with the western side of a called 80.12 acre tract conveyed to the Board of Trustees, Leander Independent School District, as recorded in Volume 12484, Page 567 of the Real Property Records of Travis County, Texas (R.P.R.T.C.T.)^{viii}, said common line also being a western margin of the City of Cedar Park, as annexed in Ordinance No. 94-001, Tract H;

THENCE crossing into said Anderson Mill Road with westerly lines of said Annex Tract (H), common with said east margin of old Dies Ranch Road, the west line of said 80.12 acre tract, and the west line of said 1.25 acre right-of-way tract, and for the following five (5) calls^{viii}, numbered 23 thru 27:

23. South $7^{\circ}52'35''$ East, for a calculated distance of 132.9 feet to an angle point in said common line,
24. South $25^{\circ}46'00''$ East, for a distance of 152.70 feet to an angle point in said common line,
25. South $25^{\circ}02'44''$ East, for a distance of 306.95 feet to an angle point in said common line,
26. South $25^{\circ}10'15''$ East, for a distance of 304.29 feet to an angle point in said common line, and
27. South $38^{\circ}27'01''$ East, for a distance of 194.70 feet to the common southwest corner of said 80.12 acre tract, said 1.25 acre right-of-way tract, and lying in the common line being the east margin of said old Dies Ranch Road and a westerly line of said Annex Tract (H), said common corner being the northwest corner of a called 0.0972 acre tract conveyed to Jean Van Belle Houten and Brenda Jean Abboud, Trustees, or their successors in Trust, under the Jean Belle Van Houten Living Trust, recorded in Exhibit B of Document No. 2016115883, O.P.R.T.C.T.^{ix};
28. **THENCE** South $40^{\circ}03'30''$ East, with said common line of said old Dies Ranch Road and said Annex Tract (H) same being the west line of said 0.0972 acre tract^{ix} for a distance of 185.8 feet to the south corner of said 0.0972 acre tract, same being the north corner of a called 0.0515 acre tract recorded in Document No. 2002154234, O.P.R.T.C.T.^x;

THENCE continuing with said common line of said old Dies Ranch Road and said Annex Tract (H) same being common with the west line of said 0.0515 acre tract, for the following four (4) calls^x, numbered 29 thru 32:

29. South $38^{\circ}28'52''$ East, for a distance of 21.10 feet to an angle point in said common line,
30. South $25^{\circ}45'16''$ East, for a distance of 87.25 feet to an angle point in said common line,

31. South 24°43'54" East, for a distance of 12.93 feet to an angle point in said common line, and
32. South 00°55'49" West, for a distance of 87.46 feet to the south corner of said 0.0515 acre tract, same being the north corner of a called 0.0057 acre tract conveyed to the City of Cedar Park, as recorded in Document No. 2002154235, O.P.R.T.C.T. ^{xi};
33. **THENCE** South 0°55'49" West, continuing with said common line of said old Dies Ranch Road and said Annex Tract (H) same being the west line of said 0.0057 acre tract ^{xi}, for a distance of 50.60 feet to the south corner of said 0.0057 acre tract, same being the northwest corner of a called 0.0165 acre tract conveyed to the City of Cedar Park, as recorded in Document No. 2002154233, O.P.R.T.C.T. ^{xii};
34. **THENCE** South 16°44'38" West, continuing with said common line of said old Dies Ranch Road and said Annex Tract (H) same being the west line of said 0.0165 acre tract ^{xii}, for a distance of 38.01 feet to the southwest corner of said 0.0165 are tract, same being the southwest corner of said Annex Tract (H) and northwest corner of Anderson Mill West, Section 21, as recorded in Volume 93, Page 323, P.R.T.C.T. ^{xiii};

THENCE departing from said old Dies Ranch Road, with the north and east right-of-way lines of Anderson Mill Road right-of-way, as recorded with said Anderson Mill West, Section 21, for the following three (3) calls ^{xiii}, numbered 35 thru 37:

35. South 81°06'13" East, also with the common line being the south line of said Annex Tract (H), the south line of said 0.0165 acre tract, and the south line of a called 1.227 acre tract conveyed to Torabi Properties, LLC as recorded in Document No. 2006128606, O.P.R.T.C.T., for a distance of 45.00 feet, to an angle point in said Anderson Mil Road right-of-way,
36. South 1°58'23" West, departing from said Annex Tract (H) and said 1.227 acre tract, at a calculated distance of 277.00 feet, pass a point of curvature (P.C.) on the northeast right-of-way line of Old Mill Rd., continuing with the projected east line of said Anderson Mill Road for a calculated distance of 94.00 feet to a point on said east line of Anderson Mill Road being a point of tangency (P.T.) on the southwest right-of-way line of said Old Mill Rd., continuing for a calculated distance of 431.90 feet to a P.C. in said right-of-way line, and
37. with said curve, to the left (Delta: 15°49'29", Radius: 963.41 feet, Chord: South 5°56'21" East, 265.24 feet) for a distance of 266.09 feet to the southeast corner of said Anderson Mill Road right-of-way tract, same being the northeast corner of Anderson Mill Road right-of-way as recorded with Anderson Mill West, Section 18 Amended, in Volume 97, Page 371, P.R.T.C.T. ^{xiv};

THENCE departing from said Anderson Mill West, Section 21, with the east right-of-way lines of Anderson Mill Road right-of-way, as recorded with said Anderson Mill West, Section 18 Amended, for the following two (2) calls ^{xiv}, numbered 38 and 39:

38. with the curving east right-of-way line of Anderson Mill Road, to the left (Delta: 19°12'27", Radius: 963.41 feet, Chord: South 23°59'30" East, 339.27 feet) for a distance of 341.04 feet to a P.T. in said right-of-way line, and

39. South 34°07'59" East, at a distance of 9.85 feet, pass a point of curvature (P.C.) on the northeast right-of-way line of Cashell Wood Dr., continuing with the projected east line of said Anderson Mill Road for a calculated distance of 90.00 feet to a point on said east line of Anderson Mill Road being a point of tangency (P.T.) on the southwest right-of-way line of said Cashell Wood Dr., continuing for a calculated distance of 310.09 feet to the southeast corner of said Anderson Mill Rd. right-of-way tract, same being the northeast corner of a called 3.240 acre right-of-way tract described in Document No. 2005137963, O.P.R.T.C.T., and filed in County Court at Law No.1, Travis County, Cause No. C-1-CV-05-002637, as recorded in Document No. 2018067244, O.P.R.T.C.T., same lying in a northerly of the City of Cedar Park, as annexed in Ordinance No. 94-001, Tract G;

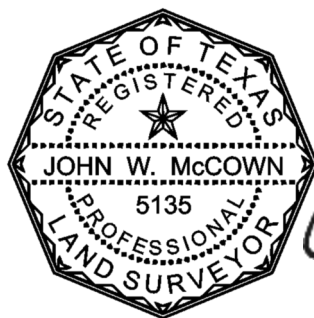
40. **THENCE** North 73°38'56" West, with a common line being said northerly line of Annex Tract (G), a northerly line of said 3.240 acre right-of-way tract, and the southerly line of said Anderson Mill Rd. right-of-way tract ^{xiv} for a distance of 23.37 feet to an angle point in said common line;

41. **THENCE** North 79°17'31" West, continuing with said common line for a distance of 41.13 feet to the common south corner of said Anderson Mill West, Section 18 Amended, and the aforesaid Anderson Mill West, Section 19;

42. **THENCE** North 79°17'31" West, continuing with said Annex Tract (G) and said 3.240 acre right-of-way tract, same being common with the southerly line of Anderson Mill Rd. right-of-way tract recorded with said Anderson Mill West, Section 19 ¹ for a distance of 65.38 feet to the **POINT OF BEGINNING** and contain a calculated 7.1 acres of land, more or less.

This document was prepared under 22 Texas Administrative Code §138.95, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.

5-15-2023
Date



John W. McCown
John W. McCown
Registered Professional Land Surveyor
State of Texas No. 5135

SURVTEX, LLC
600 W. Whitestone Blvd.
Cedar Park, TX 78613
(512) 249-8875
TBPELS Firm No. 10084600

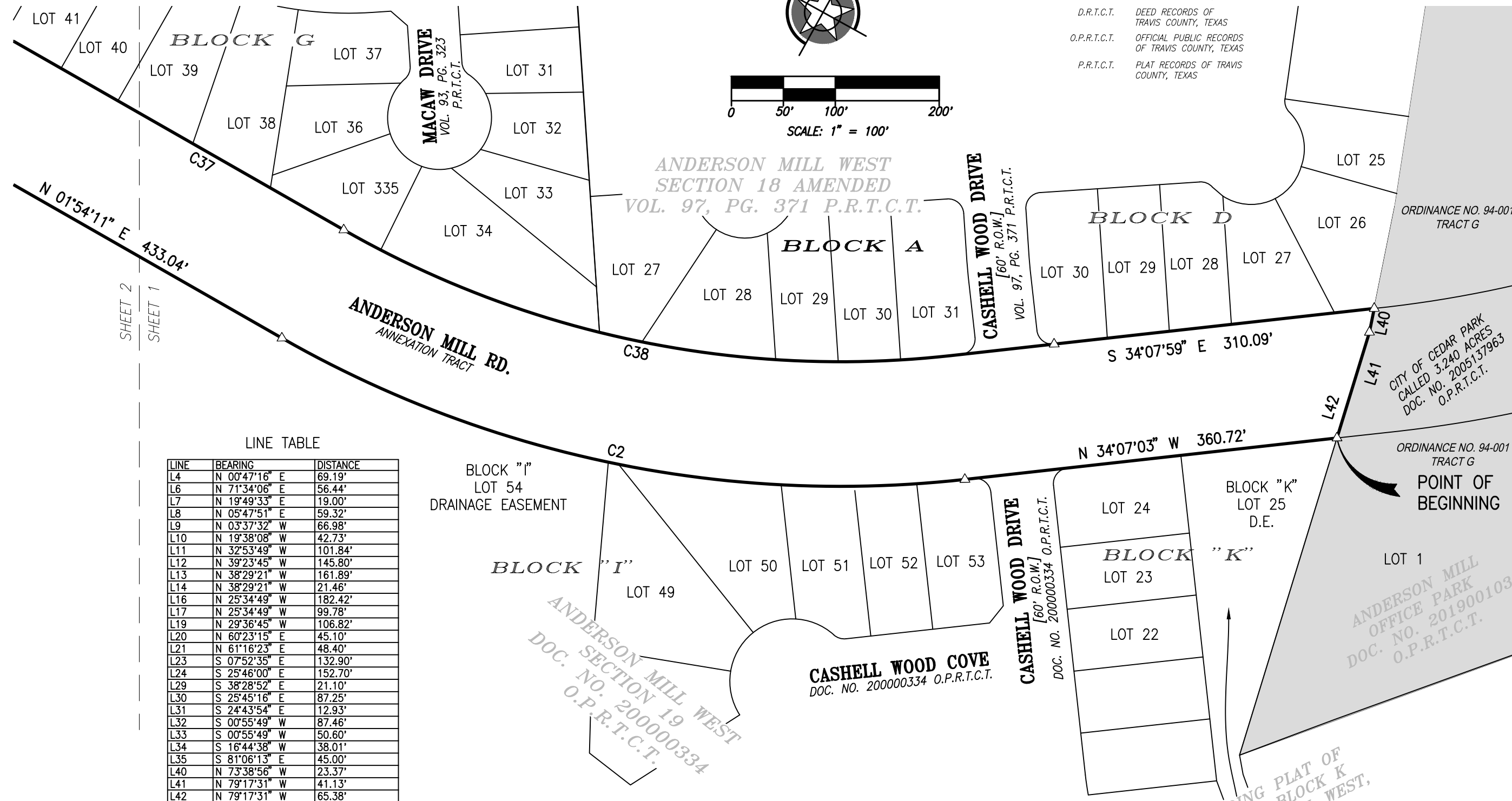
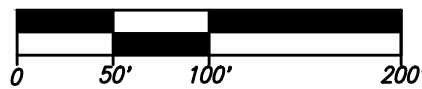
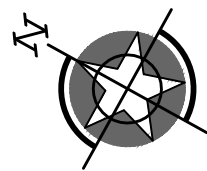
EXHIBIT A
CITY OF CEDAR PARK
ANNEXATION EXHIBIT

Bearing and Distance Source documents

- ⁱ Anderson Mill West, Section 19, Document No. 200000334, O.P.R.T.C.T.
- ⁱⁱ Dies Ranch Subdivision, Document No. 201300238, O.P.R.T.C.T.
- ⁱⁱⁱ Twin Creeks Country Club Section 4, Document No. 200200196, O.P.R.T.C.T.
- ^{iv} City of Cedar Park, as annexed in Ordinance No. A08.14.12.11.B1, WCID 1G
- ^v 0.72 acre Anderson Mill Road right-of-way tract, Document No. 2001105615, O.P.R.T.C.T.
- ^{vi} Twin Creeks Country Club Section 1, Document No. 200200085, O.P.R.T.C.T.
- ^{vii} 2.408 acre Anderson Mill Road right-of-way, Document No. 2001105615, O.P.R.T.C.T.
- ^{viii} 80.12 acre Leander I.S.D. tract, Vol. 12484, Pg. 567, R.P.R.T.C.T.
- ^{ix} 0.0972 acre Jean Van Belle Houten and Brenda Jean Abboud, Trustees, or their successors in Trust, under the Jean Belle Van Houten Living Trust, Exhibit B, Document No. 2016115883, O.P.R.T.C.T.
- ^x 0.0515 acre tract, Document No. 2002154234, O.P.R.T.C.T.
- ^{xi} 0.0057 acre tract, Document No. 2002154235, O.P.R.T.C.T.
- ^{xii} 0.0165 acre tract, Document No. 2002154233, O.P.R.T.C.T.
- ^{xiii} Anderson Mill West, Section 21, Volume 93, Page 323, P.R.T.C.T.
- ^{xiv} Anderson Mill West, Section 18 Amended, Volume 97, Page 371, P.R.T.C.T.

CITY OF CEDAR PARK ANNEXATION EXHIBIT

- LEGEND**
UNLESS NOTED OTHERWISE
- △ CALCULATED POINT
 - R.P.R.T.C.T. REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS
 - D.R.T.C.T. DEED RECORDS OF TRAVIS COUNTY, TEXAS
 - O.P.R.T.C.T. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS
 - P.R.T.C.T. PLAT RECORDS OF TRAVIS COUNTY, TEXAS



LINE TABLE

LINE	BEARING	DISTANCE
L4	N 00°47'16" E	69.19'
L6	N 71°34'06" E	56.44'
L7	N 19°49'33" E	19.00'
L8	N 05°47'51" E	59.32'
L9	N 03°37'32" W	66.98'
L10	N 19°38'08" W	42.73'
L11	N 32°53'49" W	101.84'
L12	N 39°23'45" W	145.80'
L13	N 38°29'21" W	161.89'
L14	N 38°29'21" W	21.46'
L16	N 25°34'49" W	182.42'
L17	N 25°34'49" W	99.78'
L19	N 29°36'45" W	106.82'
L20	N 60°23'15" E	45.10'
L21	N 61°16'23" E	48.40'
L23	S 07°52'35" E	132.90'
L24	S 25°46'00" E	152.70'
L29	S 38°28'52" E	21.10'
L30	S 25°45'16" E	87.25'
L31	S 24°43'54" E	12.93'
L32	S 00°55'49" W	87.46'
L33	S 00°55'49" W	50.60'
L34	S 16°44'38" W	38.01'
L35	S 81°06'13" E	45.00'
L40	N 73°38'56" W	23.37'
L41	N 79°17'31" W	41.13'
L42	N 79°17'31" W	65.38'

CURVE TABLE

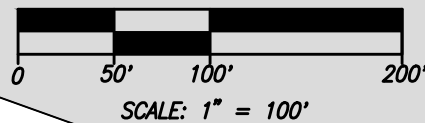
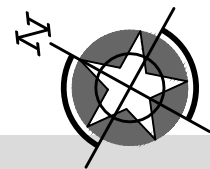
CURVE	RADIUS	ARC	CHORD	CHORD BEARING	DELTA
C2	1,083.41'	681.12'	669.96'	N 16°06'26" E	36°01'15"
C5	1,140.00'	214.16'	213.85'	N 04°36'29" W	10°45'50"
C22	1,460.00'	32.03'	32.03'	S 27°56'56" E	1°15'26"
C37	963.41'	266.09'	265.24'	S 05°56'21" E	15°49'29"
C38	963.41'	341.04'	339.27'	S 23°59'30" E	20°16'58"

DRAWN BY: LOPEZ A.
 CHECKED BY: McCOWN J.
 PROJ. NO.: 2022-0059
 FILE NAME: 2022-0059_ANNEXATION.DWG
 SHEET: 8 OF 10

SURVOTEX LLC
 PROFESSIONAL SURVEYING AND MAPPING SERVICES
 600 W. Whitestone Blvd.
 Cedar Park, Texas 78613
 (512) 249-8875
 TBPELS Firm No. 10084600

AMENDING PLAT OF
 LOT 25, BLOCK K
 ANDERSON MILL WEST,
 SECTION 19
 DOC. NO. 200400305
 O.P.R.T.C.T.

CITY OF CEDAR PARK ANNEXATION EXHIBIT



LEGEND

UNLESS NOTED OTHERWISE

△ CALCULATED POINT

R.P.R.T.C.T. REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS

D.R.T.C.T. DEED RECORDS OF TRAVIS COUNTY, TEXAS

O.P.R.T.C.T. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS

P.R.T.C.T. PLAT RECORDS OF TRAVIS COUNTY, TEXAS

JEAN VAN E
BRENDA J.
TRUSTEES
JEAN BELLE VA
TR
CALLED O.
EXH.
DOC. NO. 2016

BOARD OF TRUSTEES
LEANDER INDEPENDENT SCHOOL DISTRICT
CALLED 80.12 ACRES
VOL. 12484, PG. 567 R.P.R.T.C.T.

ORDINANCE NO.94-001
TRACT H

TRAVIS COUNTY
CALLED 1.25 ACRES
DOC. NO. 2002225633 O.P.R.T.C.T.

ORDINANCE NO.94-001
TRACT H

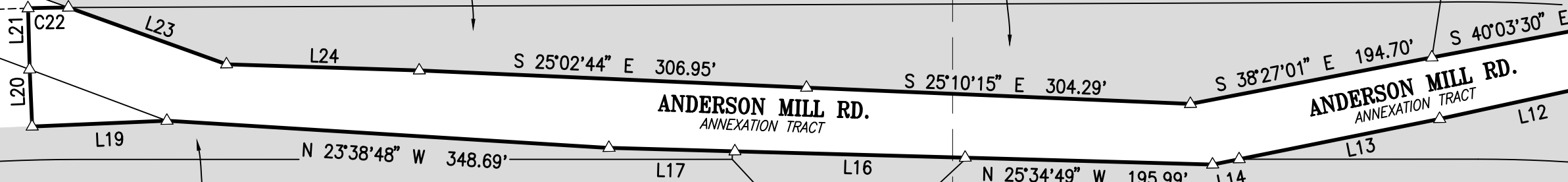
TRAVIS COUNTY
CALLED 1.25 ACRES
DOC. NO. 2002225633 O.P.R.T.C.T.

TIMBERWOLF TRAIL

ANDERSON MILL RD.
[120.00' R.O.W.]
CALLED 2.408 ACRES
DOC. NO. 2001105615
O.P.R.W.C.T.

ANDERSON MILL RD.
ANNEXATION TRACT

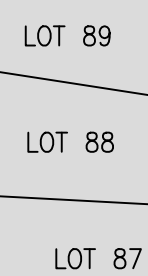
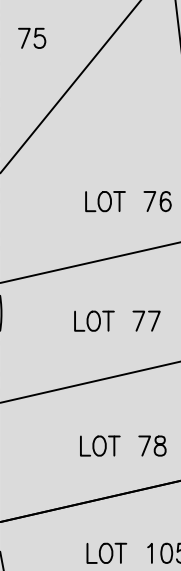
ANDERSON MILL RD.
ANNEXATION TRACT



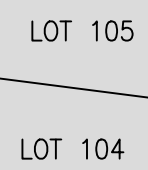
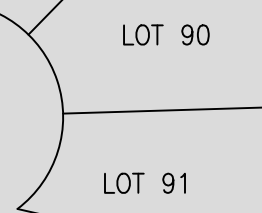
TRAVIS COUNTY
CALLED 2.408 ACRES
DOC. NO. 2001105615 O.P.R.T.C.T.

ORDINANCE NO.A08.14.12.11.B1
WCID 1G

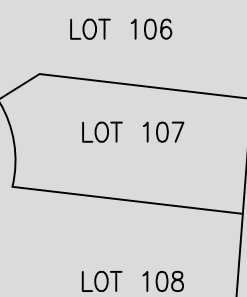
BLOCK C



FALMER COURT
DOC. NO. 200200086 O.P.R.T.C.T.



POWDERHAM LANE
DOC. NO. 200200086 O.P.R.T.C.T.



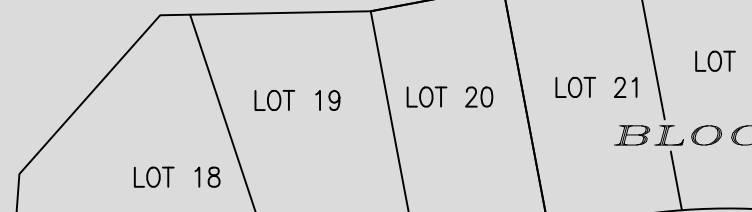
TWIN CREEKS COUNTY CLUB
SECTION 2A
DOC. NO. 200200086 O.P.R.T.C.T.

ORDINANCE NO.A08.14.12.11.B1
WCID 1G

TWIN CREEKS CLUB DRIVE
TWIN CREEKS COUNTRY CLUB
SECTION 1
90.00' R.O.W.
DOC. NO. 200200085 O.P.R.T.C.T.

SHEET 3
SHEET 2

TWIN CREEKS
COUNTY CLUB
SECTION 4
DOC. NO. 200200196
O.P.R.T.C.T.



DARTFORD BEND
50.00' R.O.W.
DOC. NO. 200200196 O.P.R.T.C.T.

ORDINANCE NO.A08.14.12.11.B1
WCID 1G

DRAWN BY: LOPEZ A.
CHECKED BY: McCOWN J.
PROJ. NO.: 2022-0059
FILE NAME:
2022-0059_ANNEXATION.DWG

SHEET: 10 OF 10

SURVOTEX LLC
PROFESSIONAL SURVEYING AND MAPPING SERVICES
600 W. Whitestone Blvd.
Cedar Park, Texas 78613
(512) 249-8875
TBPELS Firm No. 10084600

CITY OF CEDAR PARK
ANNEXATION EXHIBIT
Description of 11.6 Acres

Being a calculated 11.6 acre tract of land situated in the Racheal Saul Survey, Abstract No. 551, the Michael Pevetoe Survey, Abstract No. 622, the Russell Tabor Survey, Abstract No. 771, and the Richard Duty Survey, Abstract Nos. 2702 and 183, in Travis and Williamson Counties, Texas, said 11.6 acre tract being a portion of old Dies Ranch Road, for which no record was found, and a portion of the following tracts which are located in or adjacent to the present right-of-way of Anderson Mill Road and Cypress Creek Road, recorded as: a called 2.408 acre Anderson Mill Road right-of-way tract conveyed to Travis County, Document No. 2001105615, Official Public Records of Travis County, Texas (O.P.R.T.C.T.)ⁱ, Ranch at Deer Creek Roadway Dedication, Section 1, Document No. 200000311, O.P.R.T.C.T.ⁱⁱ, The Ranch at Cypress Creek, Section 16-A, Document No. 200000335, O.P.R.T.C.T.ⁱⁱⁱ, the remainder of a called 210.591 acre tract, now or formerly Milburn Investments, Inc., Volume 1187, Page 450, Deed Records of Williamson County, Texas (D.R.W.C.T.), and The Ranch at Cypress Creek, Section 1, Cabinet L, Slide 61, Plat Records, of Williamson County, Texas (P.R.W.C.T.)^{iv}, as shown on the accompanying sketch, being more particularly described by metes and bounds as follows:

COMMENCING at a point lying within the existing right-of-way of Anderson Mill Road, on an east margin of the City of Cedar Park, as annexed in Ordinance No. A08.14.12.11.B1, WCID 1G^v, said point being the northeast corner of Twin Creeks Country Club Section 1, a subdivision recorded in Document No. 200200085, O.P.R.T.C.T., same being the southeast corner of said 2.408 acre tract;

THENCE crossing the interior of said Anderson Mill Road with the common line being the east margin of said Annex Tract (WCID 1G) and an east line of said 2.408 acre tract, same being the old west margin of said Dies Ranch Road for the following two (2) callsⁱ:

North 25°34'49" West, for a distance of 99.78 feet to an angle point in said common line, and

North 23°38'48" West, for a distance of 348.69 feet to an angle point in said common line;

THENCE continuing across said Anderson Mill Road with the east margin of said Annex Tract (WCID 1G), North 29°36'45" West^v, crossing into said 2.408 acre tract and departing from said old west margin of Dies Ranch Road for a calculated distance of 106.82 feet to a point southwest of and opposite the southern termination of Williamson-Travis Counties Water Control Improvement District No. 1B, as recorded in Document No. 199820355, Official Records of Williamson County, Texas (O.R.W.C.T.), said point being the **POINT OF BEGINNING** of the herein described tract;

1. **THENCE** North 29°36'45" West^v, continuing across said Anderson Mill Road and said 2.408 acre tract with the east margin of said Annex Tract (WCID 1G) for a calculated distance of 122.29 feet to the beginning of a non-tangent curve to the left;

CITY OF CEDAR PARK
ANNEXATION EXHIBIT
Description of 11.6 Acres

2. **THENCE** continuing across Anderson Mill Road and said 2.408 acre tract with the east margin of said Annex Tract (WCID 1G), and with said curve to the left, at a calculated distance of 517.05 feet passing an angle point in the north line of said 2.408 acre tract, same being the most southerly corner of said Ranch at Deer Creek Roadway Dedication, Section 1, continuing with said curve to the left ^v (Delta: 43°10'25", Radius: 1370.00 feet, Chord: N 55°24'18" W, 1008.8 feet) and together with an arcing northeast line of said 2.408 acre tract and said Ranch at Deer Creek Roadway Dedication plat for a total distance of 1032.33 feet to the common north corner of said Annex Tract (WCID 1G) and said 2.408 acre tract, same being an angle point in said Ranch at Deer Creek Roadway Dedication plat and a point in the limit of the City of Cedar Park as annexed in Ordinance No. A19.11.12.08.F1 (WCID 1D - Tract 1A) ^{vi}, from which an angle in said WCID 1G and said WCID 1D - Tract 1A bears South 71°35'36" West ^v, a distance of 72.07 feet ^v, for reference;

THENCE continuing across said Anderson Mill Road, and through the interior of said Ranch at Deer Creek Roadway Dedication plat with easterly lines of said Annex Tract (WCID 1D – Tract 1A) for the following nine (9) calls ^{vi} numbered 3 thru 11:

- 3. North 71°35'36" East, a calculated distance of 56.02 feet to an angle point in said easterly line of WCID 1D – Tract 1A, said angle point being the beginning of a non-tangent curve to the left, at or near the center of said Anderson Mill Road, based on a 120-foot right-of-way,
- 4. with the arc of said curve (Radius: 1400.00 feet, Chord: North 76°22'37" West, 64.64 feet) 64.65 feet to a point of tangency,
- 5. North 77°41'59" West, for a distance of 168.25 feet to the beginning of a curve to the right,
- 6. with the arc of said curve (Radius: 1000.00 feet, Chord: North 40°58'41" West, 1195.86 feet) 1281.83 feet, to a point of tangency,
- 7. North 04°15'23" West, for a distance of 413.45 feet to the beginning of a curve to the right,
- 8. with the arc of said curve (Radius: 2855.00 feet, Chord: North 01°05'46" West, 314.80 feet) 314.96 feet, to a point of tangency,
- 9. North 02°03'52" East, for a distance of 256.93 feet to the beginning of a curve to the right,
- 10. with the arc of said curve (Radius: 1415.00 feet, Chord: North 03°45'57" East, 84.03 feet) 84.04 feet, to a point of tangency, and

11. North 05°28'03" East, for a distance of 571.63 feet to the northeast corner of said WCID 1D – Tract 1A, same being a point in an east line of said City of Cedar Park annexation tract WCID 1D, and being an angle point in the east line of Tract 2 ^{vii} thereof, said point also lying in the north line of the aforesaid Ranch at Deer Creek Roadway Dedication plat, and the south line of Anderson Mill Road as platted with said The Ranch at Cypress Creek, Section 16-A;

THENCE continuing across said Anderson Mill Road, and through the interior of said The Ranch at Cypress Creek, Section 16-A plat with easterly lines of said Annex Tract (WCID 1D – Tract 2) for the following six (6) calls ^{vii} numbered 12 thru 17:

12. North 05°28'03" East, for a distance of 50.58 feet to the beginning of a curve to the right,

13. with the arc of said curve (Radius: 1530.00 feet, Chord: North 14°18'24" East, 470.20 feet) 472.07 feet, to a point of tangency,

14. North 23°08'45" East, for a distance of 93.71 feet to the beginning of a curve to the left,

15. with the arc of said curve (Radius: 985.00 feet, Chord: North 02°46'18" West, 861.04 feet) 891.12 feet, to a point of tangency,

16. North 28°41'21" West, for a distance of 208.61 feet to the beginning of a curve to the left, and

17. with the arc of said curve (Radius: 2100.00 feet, Chord: North 38°08'39" West, 689.94 feet) 693.08 feet, to an angle point in the northeast line of said WCID 1D – Tract 2, same being a point in an east line of said City of Cedar Park annexation tract WCID 1D, and being an angle point in the east line of Tract 3 ^{viii} thereof, said point also lying in the northwest line of the aforesaid The Ranch at Cypress Creek, Section 16-A, and at or near the south corner of a called 10.263 acre tract conveyed to Travis County, Texas, as recorded in Document No. 2003056729, O.P.R.W.C.T.;

18. **THENCE** North 48°09'49" East ⁱⁱⁱ, with the northwest line of said The Ranch at Cypress Creek, Section 16-A, the southeast line of said 10.263 acre tract, and said WCID 1D – Tract 3, for a distance of 60.30 feet ⁱⁱⁱ to the beginning of a curve to the right in the easterly line of Anderson Mill Road, as platted with said The Ranch at Cypress Creek, Section 16-A, same being the most northerly west corner of Lot 1, Block G, of said Section 16-A and the most northerly corner of the herein described tract;

THENCE with the east right-of-way line of said Anderson Mill Road, Section 16-A ⁱⁱⁱ for the following six (6) calls numbered 19 thru 24:

19. with said curve (Radius: 2160.00 feet) at a distance of 650.52 feet ⁱⁱⁱ (Delta: 17°15'20", Chord: South 38°48'42" East, 648.06 feet) to a point of curvature in said Lot 1 on the northern right-of-way line of Zeppelin Drive as recorded with said Section 16-A, continuing with a projection of said curve for a calculated distance of 56.35 feet, for a total calculated distance of 706.87 feet (calculated Delta: 18°45'01", Chord: South 38°03'51" East, 703.72 feet) to a point of tangency in said Anderson Mill east right-of-way line,
20. South 28°41'21" East ⁱⁱⁱ, for a calculated distance of 73.00 feet pass a point of tangency on the southeast right-of-way line of said Zeppelin Drive, same being a point of curvature in the west line of Lot 25, Block F, The Ranch at Cypress Creek, Section 16-C, as recorded in Document Number 200100019, O.P.R.T.C.T., continuing with the common line of Anderson Mill Road and said Lot 25, for a distance of 135.61 feet ⁱⁱⁱ, being a calculated total distance of 208.61 feet to the beginning of a curve to the right,
21. with said curve (Delta: 51°50'06", Radius: 1045.00 feet, Chord: South 2°46'18" East, 913.49 feet) at 452.09 feet *, pass a point of curvature in said Lot 25 on the northern right-of-way line of Rhapsody Ridge Drive, as recorded with said Section 16-C, continuing, at a distance of 97.70 feet * pass a point of tangency on the southern right-of-way line of said Rhapsody Ridge Drive, same being a point of curvature in the west line of Lot 1B, Block B, of said Section 16-C, continuing, at a distance of 122.06 feet * pass the southwest corner of said Lot 1B, same being the northwest corner of Lot 1B, Block B, The Ranch at Cypress Creek, Section 16-D, as recorded in Document No. 200100020, O.P.R.T.C.T., continuing for a distance of 273.55 feet *, being a total distance of 945.40 feet to a point of tangency in said Anderson Mill Road east right-of-way line,
22. South 23°08'45" West, for a distance of 93.71 feet to the beginning of a curve to the left in said Anderson Mill Road east right-of-way and the west line of said Lot 1B, Section 16-D,
23. with said curve (Delta: 17°40'42", Radius: 1470.00 feet, Chord: South 14°18'24" West, 451.76 feet) at 241.04 feet *, pass the southwest corner of said Lot 1B, Section 16-D, same being the northwest corner of Lot 1, Block B, The Ranch at Cypress Creek, Section 16-B, as recorded in Document No. 200000405, O.P.R.T.C.T., continuing at a distance of 117.01 feet *, pass a point of curvature in said Lot 1, Section 16-B on the northern right-of-way line of Shady Creek Trail, as recorded with said Section 16-B, continuing, for a distance of 95.51 * feet, being a total distance of 453.56 feet to a point of tangency in said Anderson Mill Road east right-of-way line, and

24. South 05°28'03" West, at a distance of 6.17 feet * pass a point of tangency on the southern right-of-way line of said Shady Creek Trail, same being a point of curvature in the west line of Lot 1, Block A, of said Section 16-B, continuing for a total distance of 77.98 feet to the southwest corner of said Lot 1, Section 16-B, and the southeast corner of Anderson Mill Road, as platted with said Section 16-A, same also being the northeast corner of said Ranch at Deer Creek Roadway Dedication, Section 1 and the northwest corner of Lot 3, Block A, Ranch at Deer Creek Phase One Section Two, as recorded in Document Number 200100246, O.P.R.T.C.T.;

THENCE with the east right-of-way line of said Anderson Mill Road, Ranch at Deer Creek Roadway Dedication ⁱⁱ for the following eight (8) calls, numbered 25 thru 32:

25. South 05°28'03" West, with the west line of said Block A, at a distance of 312.83 feet * pass a point of curvature on the north right-of-way of Grandfalls Drive, as recorded with said Section Two, continuing, at a distance of 120.21 feet *, pass a point of tangency on the south right-of-way line of said Grandfalls Drive and of Lot 1, Block B, of said Section Two, continuing for a distance of 111.19 feet *, being a total distance of 544.23 feet to the beginning of a curve to the left in said Anderson Mill Road east right-of-way line, and said Block B, Section Two,

26. continuing with the common line of said Block B, said Anderson Mill east right-of-way, and with said curve (Delta: 3°24'11", Radius: 1355.00 feet, Chord: South 3°45'57" West, 80.47 feet) for a distance of 80.48 feet to a point of tangency,

27. South 2°03'52" West, continuing with said common line for a distance of 256.93 feet to the beginning of a curve to the left,

28. continuing with said common line, and with said curve (Delta: 6°19'15", Radius: 2795.00 feet, Chord: South 1°05'46" West, 308.19 feet) for a distance of 308.34 feet to a point of tangency,

29. South 4°15'23" East, continuing with said common line, at a distance of 120.16 feet * pass the southwest corner of Lot 41, Block B, of said Ranch at Deer Creek Phase One Section Two, same being the northwest corner of Lot 42, Block B, Ranch at Deer Creek Phase One Section One, as recorded in Document Number 200000312, O.P.R.T.C.T., continuing with the common line being the west line of said Block B and said Anderson Mill east right-of-way line, for a distance of 293.29 feet *, being a total distance of 413.45 feet to the beginning of a curve to the left in said common line,

30. continuing with said common line, and with said curve (Delta: 73°26'36", Radius: 940.00 feet, Chord: South 40°58'41" East, 1124.11 feet) at a distance of 1203.54 feet * pass a point of curvature in the northwest right-of-way line of Drifting Leaf Drive, as recorded with said Section One, continuing for a distance of 1.38 feet *, being a total

distance of 1204.92 feet to a point of tangency in the northeast right-of-way of said Anderson Mill Road,

- 31. South 77°41'59" East, continuing with said northeast right-of-way of Anderson Mill Road, at a distance of 118.68 feet * pass a point of curvature on the southeast right-of-way line of said Drifting Leaf Drive, same being a point of curvature in Lot 1, Block I of said Section One, continuing with the common line being the southwest line of said Block I, and the northeast right-of-way line of said Anderson Mill Road, for a total distance of 168.25 feet to the beginning of a curve to the right, and
- 32. continuing with said common line, and with said curve (Delta: 16°21'55", Radius: 1460.00 feet, Chord: South 69°31'02" East, 415.60 feet) for a distance of 417.01 feet to a point of reverse curvature in Lot 8 of said Block I, same being the point where Cypress Creek Road joins Anderson Mill Road, as recorded with said Ranch at Deer Creek Roadway Dedication, Section 1;
- 33. **THENCE** with the common line being the northwest right-of-way line of said Cypress Creek Road ⁱⁱ and the southeast line of said Block I, and with a curve to the left (Delta: 86°55'45", Radius: 30.00, Chord: North 75°12'03" East, 41.27 feet) for a distance of 45.52 feet to a point of tangency;
- 34. **THENCE** North 31°44'11" East, with said common line ⁱⁱ for a distance of 37.67 feet to the beginning of a curve to the right;
- 35. **THENCE** continuing with said common line ⁱⁱ and curve (Delta: 25°37'28", Radius: 945.00 feet, Chord: North 44°32'55" East, 419.12 feet) for a distance of 422.63 feet to the east corner of Lot 19, said Block I, same being a point of non-tangency in the northwest line of said Cypress Creek Road, as platted with said Ranch at Deer Creek Roadway Dedication, Section 1, said point of non-tangency lying in the south line of the aforesaid remainder of a called 210.591 acre tract, now or formerly Milburn Investments, Inc., said south line also being the easterly south line of a called 0.789 acre easement conveyed by Milburn Investments, Inc. to the City of Cedar Park by deed recorded in Volume 1219, Page 852, O.R.W.C.T.;
- 36. **THENCE** crossing said easement and crossing into said 210.591 acre remainder tract on a calculated bearing and distance of North 74°47'20" West, 43.4 feet to reach a point in the easterly north line of said City of Cedar Park easement, same being the west corner of a called 10' right-of-way dedication and an angle point in the south line of Lot 48, Block A, both as recorded in the aforesaid The Ranch at Cypress Creek, Section 1;
- 37. **THENCE** North 70°38'33" East ^{iv}, with the northwest line of said 10' right-of-way dedication and the southeast line of said Lot 48, at a distance of 82.55 ^{iv} feet pass a

point of curvature of said Lot 48, on the west right-of-way of El Sol Drive, as recorded with said Section 1, continuing, at a calculated distance of 100.17 feet pass a point of curvature on the east right-of-way line of said El Sol Drive, same being a point of curvature in Lot 12, Block C of said Section 1, continuing with the southeast line of said Lot 12 and the northwest line of said 10' right-of-way dedication, at a distance of 637.92^{iv} feet, pass a point of curvature of said Lot 12, on the west right-of-way of Simbrah Drive, as recorded with said Section 1, continuing, at a distance of 100.00^{iv} feet pass a point of curvature on the east right-of-way line of said Simbrah Drive, same being a point of curvature in Lot 47, Block A of said Section 1, continuing with the southeast line of said Lot 47 and the northwest line of said 10' right-of-way dedication, for a distance of 512.74^{iv} feet, being a calculated total distance of 1433.38 feet to the common east corner of said Lot 47 and said 10' right-of-way dedication, said common corner also being the common west corner of Lot 1 and a called 10' right-of-way dedication as recorded with Meridell Hospital, a subdivision recorded in Cabinet F, Slide 245, P.R.W.C.T.;

38. **THENCE** South 59°50'21" East^{iv}, crossing into said Cypress Creek Road with the common line of said 10' right-of-way dedications for a distance of 13.15^{iv} feet to the common southeast corner of said 10' right-of-way dedications in the old northwest margin of Dies Ranch Road, same lying in the northwest line of the City of Cedar Park, as annexed in Ordinance No. 86-030, Tract Number Four^{ix}, same now lying within said Cypress Creek Road;
39. **THENCE** South 70°38'33" West^{iv}, continuing across said Cypress Creek Road with the southeast line of said The Ranch at Cypress Creek, Section 1, 10' right-of-way dedication and the northwest line of said annex Tract Number Four, same being the old northwest margin of said Dies Ranch Road, for a calculated distance of 1283.7 feet to the northwest corner of said annex Tract Number Four, being the intersection of said 10' right-of-way dedication and the northerly extension of the east margin of said old Dies Ranch Road, now known as Timberwolf Trail, from which an ell corner of said Dies Ranch Road and of said 10' right-of-way dedication bears South 70°38'33" West^{iv} approximately 53 feet, for reference;
40. **THENCE** South 7°31'00" East^x, continuing across said Cypress Creek Road and with said extension of old Dies Ranch Road and the west line of annex Tract Number Four, at a calculated distance of 50 feet, passing the common corner of said annex Tract Number Four, the City of Cedar Park, as annexed in Ordinance No. 94-001, Tract H^x, and the northwest corner of a right-of-way tract conveyed to Williamson County as recorded in Volume 1353, Page 631, O.R.W.C.T.^{xi}, continuing across said Cypress Creek Road and with said extension of old Dies Ranch Road, the west line of said annex Tract H, and the west line of said right-of-way tract, at a distance of 14.94 feet^{xi} passing the common corner of said right-of-way tract and another right-of-way tract conveyed to the City of Cedar Park, as recorded in Document Number 199716472, O.R.W.C.T.^{xii}, continuing across said Cypress Creek Road and with said extension of

CITY OF CEDAR PARK
ANNEXATION EXHIBIT
Description of 11.6 Acres

old Dies Ranch Road, the west line of said annex Tract H, and the west line of said City of Cedar Park right-of-way tract, for a distance of 48.65 feet ^{xii}, being a calculated total distance of 113.59 feet to the end of a curve in said City of Cedar Park right-of-way line where Cypress Creek Road meets the roadway now known as Timberwolf Trail;

41. **THENCE** on a calculated bearing of South 57°21'26" West departing from said annex Tract H and crossing said old Dies Ranch Road, now Cypress Creek Road and Timberwolf Trail, at a calculated distance of 53.0 feet passing the most easterly terminal line of the aforesaid Ranch at Deer Creek Roadway Dedication, Section 1 ⁱⁱ, same being the old west line of said Dies Ranch Road, continuing for a calculated total distance of 78.8 feet to the mid-point of a curving line in said Ranch at Deer Creek Roadway Dedication, same being the midpoint of the curving northeast line of a called 3.194 acre tract conveyed to the City of Cedar Park, as recorded in Document Number 2009184038, O.P.R.T.C.T.;

THENCE with the southeast line of Cypress Creek Road being the common line of said Ranch at Deer Creek Roadway Dedication, Section 1 and said 3.194 acre tract for the following four (4) calls ⁱⁱ, numbered 42 thru 45:

42. with said arc, to the left (Delta: 1/2 of 117°08'41" ⁱⁱ, Radius: 50.00 feet, Chord (calculated): South 83°27'52" West, 48.92 feet) a calculated distance of 51.11 feet to a point of compound curvature and beginning of a curve to the left,

43. with said arc (Delta: 22°26'29", Radius: 855.00 feet, Chord: South 42°57'27" West, 332.75 feet) a distance of 354.88 feet to a point of tangency,

44. South 31°44'11" West, for a distance of 37.18 feet to the beginning of a curve to the left, and

45. with said arc (Delta: 87°26'22", Radius: 30.00 feet, Chord: South 11°59'00" East, 41.47 feet) a distance of 45.78 feet to the end of said curve and a common corner of said Ranch at Deer Creek Roadway Dedication, Section 1 and the aforesaid 2.408 acre Anderson Mill Road tract, said common corner being the beginning of a curve to the right in the northeast right-of-way of Anderson Mill Road;

46. **THENCE** with said Anderson Mill Road northeast right-of-way, said 2.408 acre tract ⁱ, said 3.194 acre tract, and the arc of said curve (Delta: 22°30'26", Radius: 1460.00 feet, Chord: South 44°17'11" East, 569.84 feet) for a distance of 573.52 feet to a point in the west line of the aforesaid old Dies Ranch Road (now Timberwolf Trail);

47. **THENCE** departing from said 2.408 acre right-of-way tract and said 3.194 acre tract, continuing with a projection of said Anderson Mill Road northeast right-of-way, and

CITY OF CEDAR PARK
ANNEXATION EXHIBIT
Description of 11.6 Acres

Page 9 of 18
December 14, 2023

crossing into said old Dies Ranch Road with a calculated continuation of the prior arc (Delta: 4°18'21", Radius: 1460.00 feet, Chord: South 32°43'16" East, 109.69 feet) for a calculated distance of 109.72 feet to a point opposite the southern termination of Williamson-Travis Counties Water Control Improvement District No. 1B, as recorded in Document No. 199820355, O.R.W.C.T.;

- 48. **THENCE** deflecting from said curving Anderson Mill Road northeast right-of-way projection, along a radial line, on a calculated bearing of South 61°16'23" West, referencing back to said 2.408 acre right-of-way tract, and crossing said Anderson Mill Road and old Dies Ranch Road for a calculated distance of 48.4 feet to reach said southern termination of Williamson-Travis Counties Water Control Improvement District No. 1B, same lying on a common line of said 2.408 acre tract and the aforesaid old west margin of Dies Ranch Road;
- 49. **THENCE** deflecting a calculated angle of 0°53'08" left, on a calculated bearing of South 60°23'15" West, referencing said 2.408 acre right-of-way tract, and continuing across said Anderson Mill Road and across said 2.408 acre tract for a calculated distance of 45.1 feet to the **POINT OF BEGINNING** and contain a calculated 11.6 acres of land, more or less.

This document was prepared under 22 Texas Administrative Code §138.95, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.

* Record information, or calculated from record information, per adjoining plat or deed

12-14-2023

Date



John W. McCown

John W. McCown
Registered Professional Land Surveyor
State of Texas No. 5135

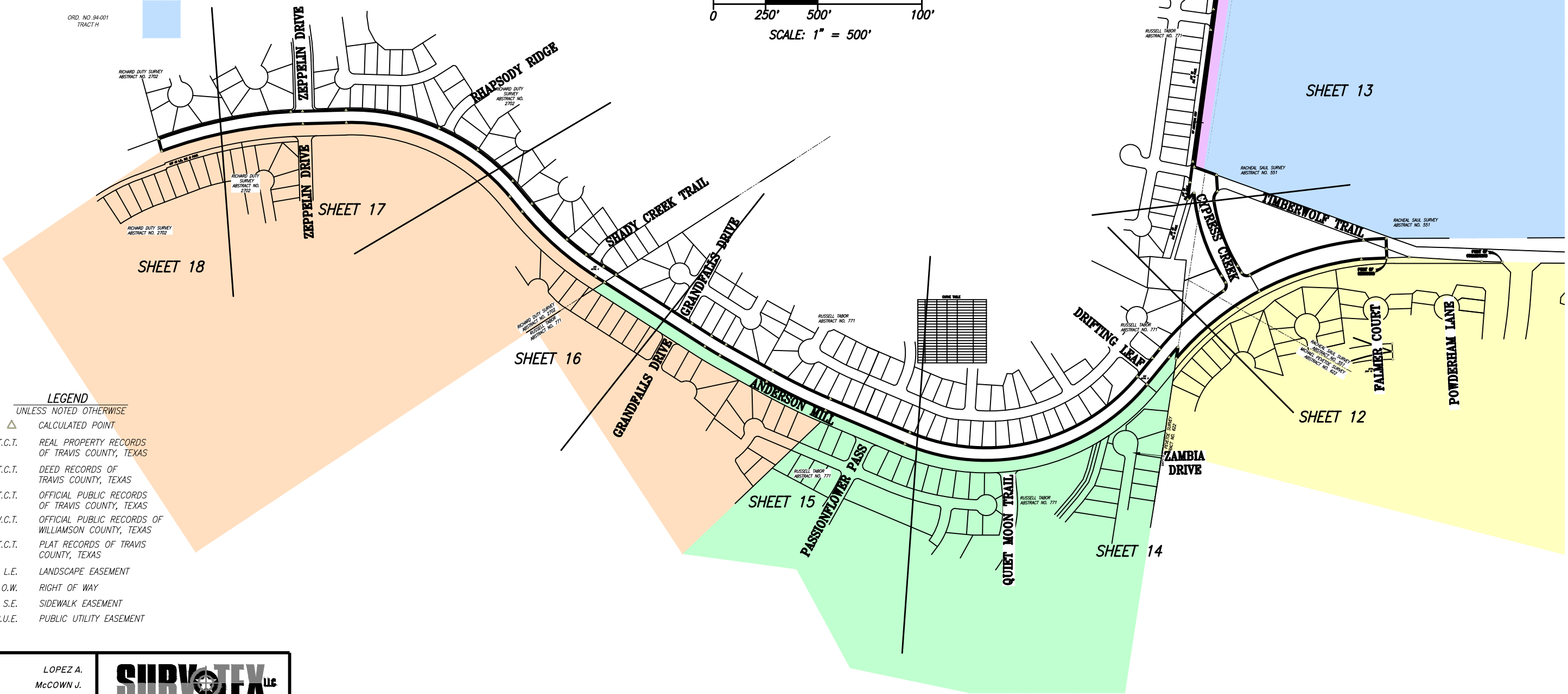
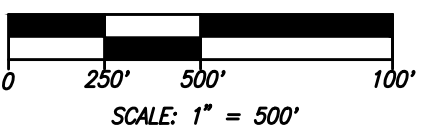
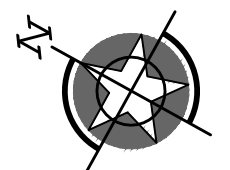
SURVTEX, LLC
600 W. Whitestone Blvd.
Cedar Park, TX 78613
(512) 249-8875
TBPELS Firm No. 10084600

Bearing and Distance Source documents

- ⁱ 2.408 acre Anderson Mill Road right-of-way, Document No. 2001105615, O.P.R.T.C.T.
- ⁱⁱ Ranch at Deer Creek Roadway Dedication, Section 1, Document No. 200000311, O.P.R.T.C.T.
- ⁱⁱⁱ The Ranch at Cypress Creek, Section 16-A, Document No. 200000335, O.P.R.T.C.T.
- ^{iv} The Ranch at Cypress Creek, Section 1, Cabinet L, Slide 61, P.R.W.C.T.
- ^v City of Cedar Park, as annexed in Ordinance No. A08.14.12.11.B1, WCID 1G
- ^{vi} City of Cedar Park, as annexed in Ordinance No. A19.11.12.08.F1, WCID 1D – Tract 1A
- ^{vii} City of Cedar Park, as annexed in Ordinance No. A19.11.12.08.F1, WCID 1D – Tract 2
- ^{viii} City of Cedar Park, as annexed in Ordinance No. A19.11.12.08.F1, WCID 1D – Tract 3
- ^{ix} City of Cedar Park, as annexed in Ordinance No. 86-030, Tract Number Four
- ^x City of Cedar Park, as annexed in Ordinance No. 94-001, Tract H
- ^{xi} Williamson County right-of-way tract, Volume 1353, Page 631, O.R.W.C.T.
- ^{xii} City of Cedar Park right-of-way tract, Document No. 199716472, O.R.W.C.T.

CITY OF CEDAR PARK ANNEXATION EXHIBIT

- TRACT 2
10_WCID 1D
ANNEXATION ORD. NO. A19.11.12.08.F1
- TRACT 1A
10_WCID 1D
ANNEXATION ORD. NO. A19.11.12.08.F1
- ORD. NO. A08.14.12.11.B1
WCID 1G
- ORD. NO. 34-001
TRACT H



- LEGEND**
UNLESS NOTED OTHERWISE
- CALCULATED POINT
 - R.P.R.T.C.T. REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS
 - D.R.T.C.T. DEED RECORDS OF TRAVIS COUNTY, TEXAS
 - O.P.R.T.C.T. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS
 - O.P.R.W.C.T. OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS
 - P.R.T.C.T. PLAT RECORDS OF TRAVIS COUNTY, TEXAS
 - L.E. LANDSCAPE EASEMENT
 - R.O.W. RIGHT OF WAY
 - S.E. SIDEWALK EASEMENT
 - P.U.E. PUBLIC UTILITY EASEMENT

DRAWN BY: LOPEZ A.
 CHECKED BY: McCOWN J.
 PROJ. NO.: 2022-0059
 FILE NAME: 2022-0059_ANNEXATION.DWG
 SHEET: 11 OF 18

SURVOTEX LLC
 PROFESSIONAL SURVEYING AND MAPPING SERVICES
 600 W. Whitestone Blvd.
 Cedar Park, Texas 78613
 (512) 249-8875
 TBPELS Firm No. 10084600

CITY OF CEDAR PARK ANNEXATION EXHIBIT

- LEGEND**
UNLESS NOTED OTHERWISE
- ▲ CALCULATED POINT
 - R.P.R.T.C.T. REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS
 - D.R.T.C.T. DEED RECORDS OF TRAVIS COUNTY, TEXAS
 - O.P.R.T.C.T. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS
 - P.R.T.C.T. PLAT RECORDS OF TRAVIS COUNTY, TEXAS
 - L.E. LANDSCAPE EASEMENT
 - R.O.W. RIGHT OF WAY
 - S.E. SIDEWALK EASEMENT
 - P.U.E. PUBLIC UTILITY EASEMENT

BOARD OF TRUSTEES
LEANDER INDEPENDENT SCHOOL DISTRICT
CALLED 80.12 ACRES
VOL. 12484, PG. 567 R.P.R.T.C.T.

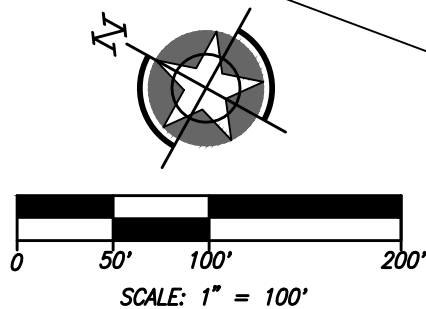
ORDINANCE NO. 94-001
TRACT H

RACHEAL SAUL SURVEY
ABSTRACT NO. 551

TRAVIS COUNTY
CALLED 1.25 ACRES
DOC. NO. 2002225633
O.P.R.T.C.T.

CURVE TABLE

CURVE	RADIUS	ARC	CHORD	CHORD BEARING	DELTA
C1	1,370.00'	1,032.33'	1,008.80'	N 55°24'18" W	43°10'25"
C2	1,400.00'	64.65'	64.64'	N 76°22'37" W	----
C3	1,000.00'	1,281.83'	1,195.86'	N 40°58'41" W	----
C4	2,855.00'	314.96'	314.80'	N 01°05'46" W	----
C5	1,415.00'	84.04'	84.03'	N 03°45'57" E	----
C6	1,530.00'	472.07'	470.20'	N 14°18'24" E	----
C7	985.00'	891.12'	861.04'	N 02°46'18" W	----
C8	2,100.00'	693.08'	689.94'	N 38°08'39" W	----
C9	2,160.00'	706.87'	703.72'	S 38°03'51" E	18°45'01"
C10	1,045.00'	945.40'	913.49'	S 02°46'18" E	51°50'06"
C11	1,470.00'	453.56'	451.76'	S 14°18'24" W	17°40'42"
C12	1,355.00'	80.48'	80.47'	S 03°45'57" W	3°24'11"
C13	2,795.00'	308.34'	308.19'	S 01°05'46" W	6°19'15"
C14	940.00'	1,204.92'	1,124.11'	S 40°58'41" E	73°26'36"
C15	1,460.00'	417.01'	415.60'	S 69°31'02" E	16°21'55"
C16	30.00'	45.52'	41.27'	N 75°12'03" E	86°55'45"
C17	945.00'	422.63'	419.12'	N 44°32'55" E	25°37'28"
C18	50.00'	51.11'	48.92'	S 83°27'52" W	----
C19	855.00'	334.88'	332.75'	S 42°57'27" W	22°26'29"
C20	30.00'	45.78'	41.47'	S 11°59'00" E	87°26'42"
C21	1,460.00'	573.52'	569.84'	S 44°17'11" E	22°30'26"
C22	1,460.00'	109.72'	109.69'	S 32°43'16" E	4°18'19"



CALLLED 3.194 ACRES
CITY OF CEDAR PARK
NOV. 3 2009
DOC. NO. 2009184038 O.P.R.T.C.T.
EXHIBIT A

TRAVIS COUNTY
CALLED 2.408 ACRES
DOC. NO. 2001105615 O.P.R.T.C.T.

TRAVIS COUNTY
CALLED 2.408 ACRES
DOC. NO. 2001105615 O.P.R.T.C.T.

OED. NO. A08.14.12.11.B1
WCID 1G

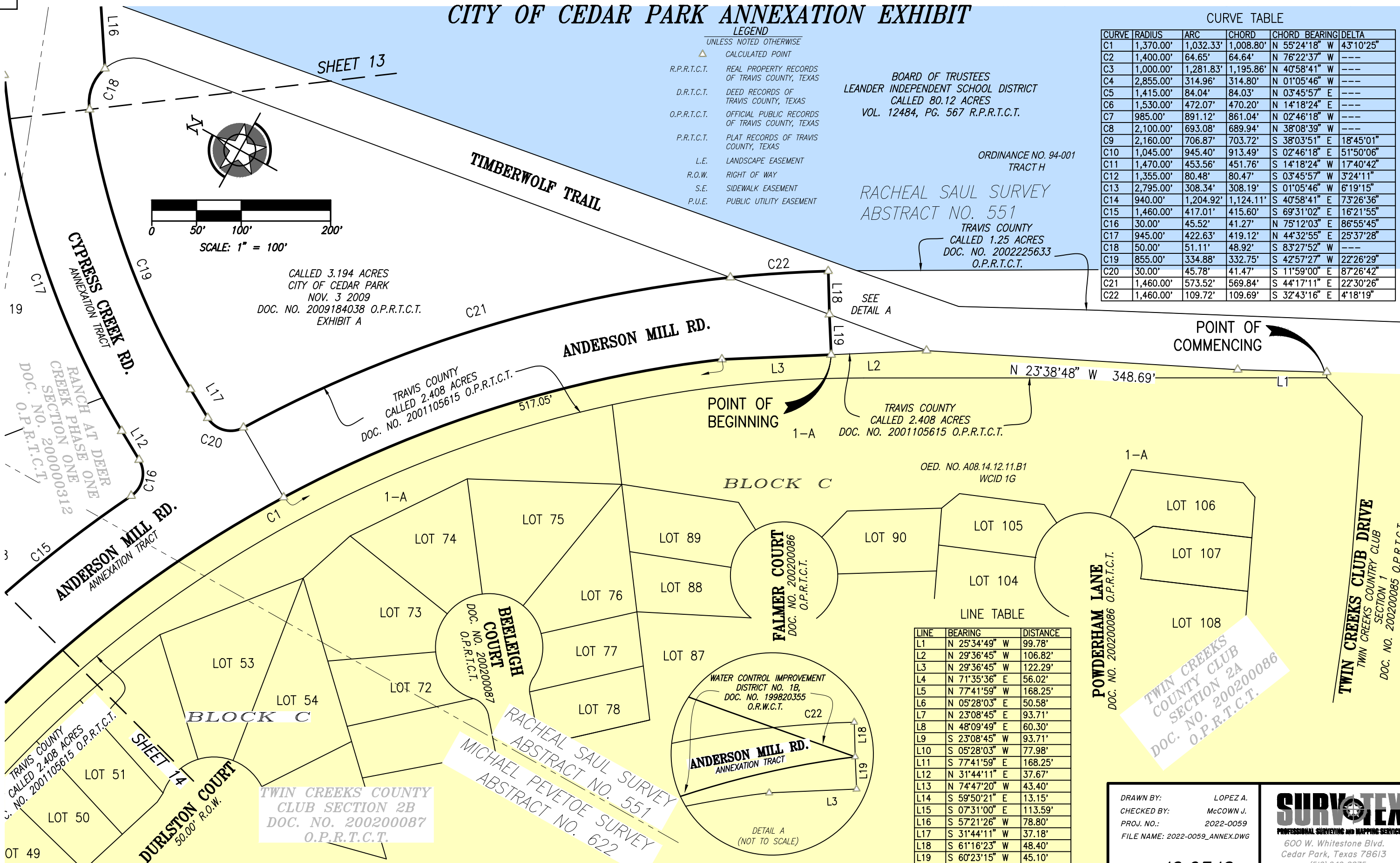
LINE TABLE

LINE	BEARING	DISTANCE
L1	N 25°34'49" W	99.78'
L2	N 29°36'45" W	106.82'
L3	N 29°36'45" W	122.29'
L4	N 71°35'36" E	56.02'
L5	N 77°41'59" W	168.25'
L6	N 05°28'03" E	50.58'
L7	N 23°08'45" E	93.71'
L8	N 48°09'49" E	60.30'
L9	S 23°08'45" W	93.71'
L10	S 05°28'03" W	77.98'
L11	S 77°41'59" E	168.25'
L12	S 31°44'11" E	37.67'
L13	N 74°47'20" W	43.40'
L14	S 59°50'21" E	13.15'
L15	S 07°31'00" E	113.59'
L16	S 57°21'26" W	78.80'
L17	S 31°44'11" W	37.18'
L18	S 61°16'23" W	48.40'
L19	S 60°23'15" W	45.10'

DRAWN BY: LOPEZ A.
CHECKED BY: McCOWN J.
PROJ. NO.: 2022-0059
FILE NAME: 2022-0059_ANNEX.DWG

SHEET: 12 OF 18

SURVOTEX LLC
PROFESSIONAL SURVEYING AND MAPPING SERVICES
600 W. Whitestone Blvd.
Cedar Park, Texas 78613
(512) 249-8875
TBPELS Firm No. 10084600



TRAVIS COUNTY
CALLED 2.408 ACRES
DOC. NO. 2001105615 O.P.R.T.C.T.

TWIN CREEKS COUNTY CLUB SECTION 2B
DOC. NO. 200200087
O.P.R.T.C.T.

RACHEAL SAUL SURVEY
ABSTRACT NO. 551

MICHAEL PEVETOE SURVEY
ABSTRACT NO. 622

WATER CONTROL IMPROVEMENT DISTRICT NO. 1B,
DOC. NO. 199820355
O.R.W.C.T.

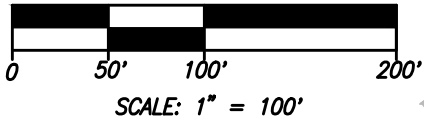
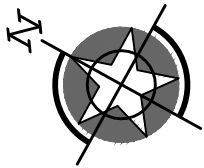
POWDERHAM LANE
DOC. NO. 200200086 O.P.R.T.C.T.

TWIN CREEKS COUNTY CLUB SECTION 2A
DOC. NO. 200200086 O.P.R.T.C.T.

TWIN CREEKS CLUB DRIVE
TWIN CREEKS COUNTRY CLUB SECTION 1
DOC. NO. 200200085 O.P.R.T.C.T.

CITY OF CEDAR PARK ANNEXATION EXHIBIT

G.2



MERIDELL HOSPITAL
VOL. 85, PG. 34C P.R.T.C.T.
CAB. F, SLD. 235 P.R.W.C.T.

LEGEND
UNLESS NOTED OTHERWISE

- ▲ CALCULATED POINT
- R.P.R.T.C.T. REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS
- D.R.T.C.T. DEED RECORDS OF TRAVIS COUNTY, TEXAS
- O.P.R.T.C.T. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS
- O.P.R.W.C.T. OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS
- P.R.T.C.T. PLAT RECORDS OF TRAVIS COUNTY, TEXAS
- L.E. LANDSCAPE EASEMENT
- R.O.W. RIGHT OF WAY
- S.E. SIDEWALK EASEMENT
- P.U.E. PUBLIC UTILITY EASEMENT

TRACT 1A
10_WCID 1D
ANNEXATION
ORD. NO. A19.11.12.08.F1
TRACT 1A

RACHEAL SAUL SURVEY
ABSTRACT NO. 551

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 25°34'49" W	99.78'
L2	N 29°36'45" W	106.82'
L3	N 29°36'45" W	122.29'
L4	N 71°35'36" E	56.02'
L5	N 77°41'59" W	168.25'
L6	N 05°28'03" E	50.58'
L7	N 23°08'45" E	93.71'
L8	N 48°09'49" E	60.30'
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L12	N 31°44'11" E	37.67'
L13	N 74°47'20" W	43.40'
L14	S 59°50'21" E	13.15'
L15	S 07°31'00" E	113.59'
L16	S 57°21'26" W	78.80'
L17	S 31°44'11" W	37.18'
L18	S 61°16'23" W	48.40'
L19	S 60°23'15" W	45.10'

ORD. NO. 94-001
TRACT H

BOARD OF TRUSTEES
LEANDER INDEPENDENT SCHOOL DISTRICT
CALLED 80.12 ACRES
VOL. 12484, PG. 567 R.P.R.T.C.T.

CURVE TABLE

CURVE	RADIUS	ARC	CHORD	CHORD BEARING	DELTA
C1	1,370.00'	1,032.33'	1,008.80'	N 55°24'18" W	43°10'25"
C2	1,400.00'	64.65'	64.64'	N 76°22'37" W	----
C3	1,000.00'	1,281.83'	1,195.86'	N 40°58'41" W	----
C4	2,855.00'	314.96'	314.80'	N 01°05'46" W	----
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C22	1,460.00'	109.72'	109.69'	S 32°43'16" E	4°18'19"

RACHEAL SAUL SURVEY
ABSTRACT NO. 551

THE RANCH AT
CYPRESS CREEK
SECTION 1
CAB. L, SLD. 61
P.R.W.C.T.

RUSSELL TABOR
ABSTRACT NO. 771

SIMBRAH DRIVE
50' R.O.W.
CAB. L, SLD. 61 P.R.W.C.T.

BENT BOW DRIVE
50' R.O.W.

EL SOL DRIVE
50' R.O.W.
CAB. L, SLD. 61 P.R.W.C.T.

CITY OF CEDAR PARK
CALLED 0.789 ACRES
VOL. 1219, PG. 852
O.P.R.W.C.T.

CYPRESS CREEK RD.

LOT 1

LOT 46
DRAINAGE ESMT.
& P.U.E.

LOT 42

LOT 43

LOT 44

LOT 45

LOT 1

LOT 2

LOT 3

LOT 4

LOT 5

LOT 6

LOT 7

LOT 8

LOT 9

LOT 10

LOT 11

LOT 1

LOT 2

LOT 47
D.E. & P.U.E.

S 70°38'33" W 1,283.70'

N 70°38'33" E 1,433.38'

N 70°38'33" E 1,433.38'

637.92'

10' ADDITIONAL ROW

100.17'

100.17'

82.55'

100.17'

SHEET 12

DRAWN BY: LOPEZ A.
CHECKED BY: McCOWN J.
PROJ. NO.: 2022-0059
FILE NAME: 2022-0059_ANNEX.DWG

SHEET: 13 OF 18

SURVOTEX LLC
PROFESSIONAL SURVEYING AND MAPPING SERVICES
600 W. Whitestone Blvd.
Cedar Park, Texas 78613
(512) 249-8875
TBPELS Firm No. 10084600

CITY OF CEDAR PARK ANNEXATION EXHIBIT

CURVE TABLE

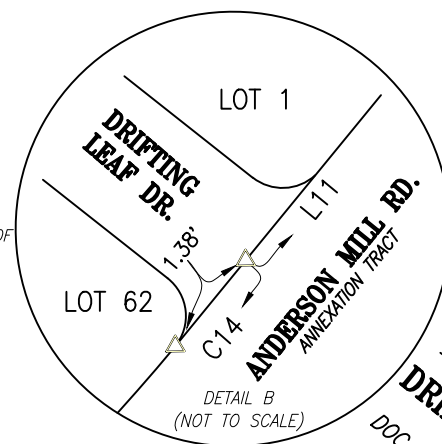
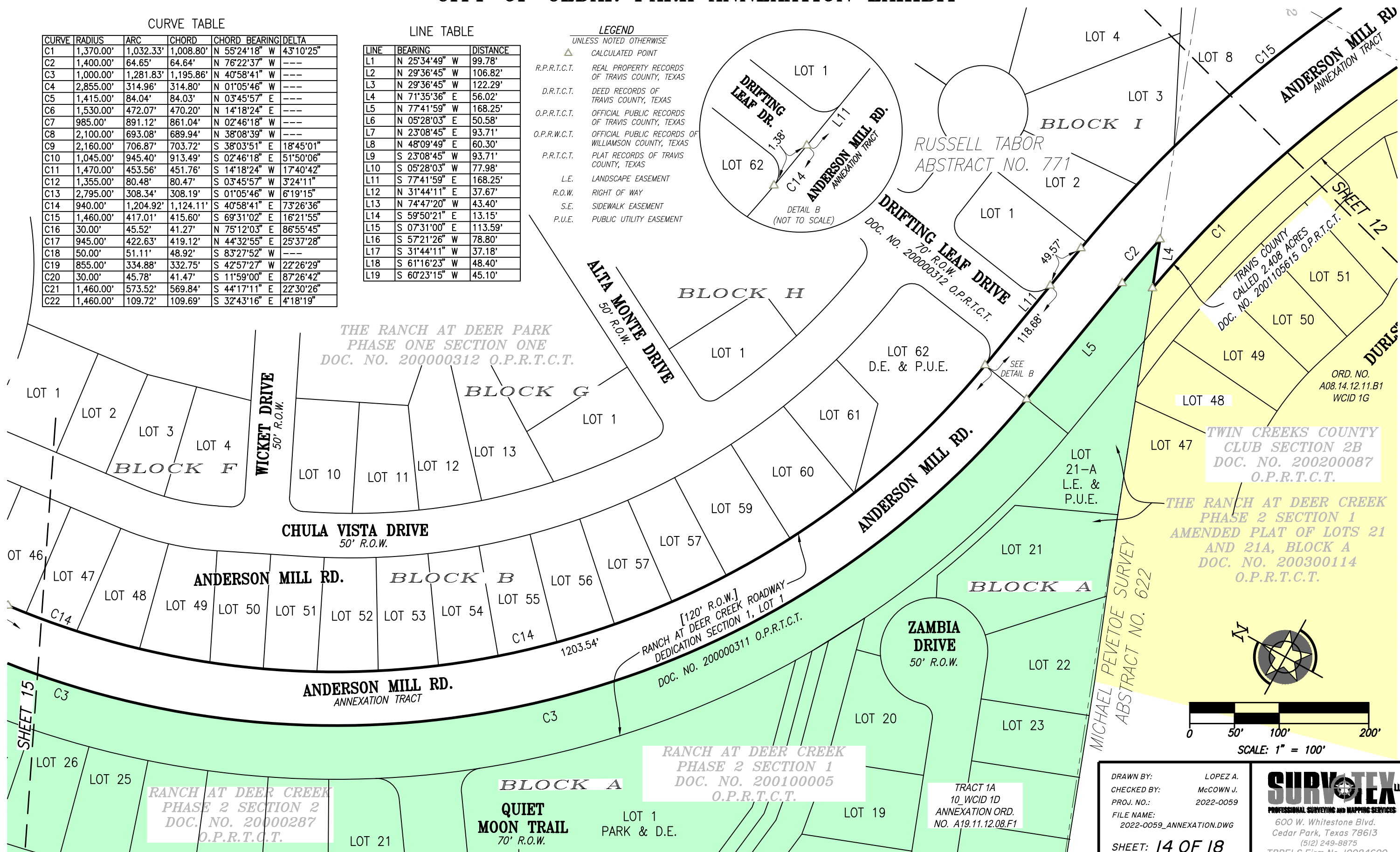
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DRAWN BY: LOPEZ A.
 CHECKED BY: McCOWN J.
 PROJ. NO.: 2022-0059
 FILE NAME: 2022-0059_ANNEXATION.DWG
 SHEET: 14 OF 18

SURVOTEX LLC
 PROFESSIONAL SURVEYING AND MAPPING SERVICES
 600 W. Whitestone Blvd.
 Cedar Park, Texas 78613
 (512) 249-8875
 TBPELS Firm No. 10084600

RANCH AT DEER CREEK
 PHASE 2 SECTION 2
 DOC. NO. 20000287
 O.P.R.T.C.T.

RANCH AT DEER CREEK
 PHASE 2 SECTION 1
 DOC. NO. 200100005
 O.P.R.T.C.T.

TRACT 1A
 10 WCID 1D
 ANNEXATION ORD.
 NO. A19.11.12.08.F1

TWIN CREEKS COUNTY
 CLUB SECTION 2B
 DOC. NO. 200200087
 O.P.R.T.C.T.

THE RANCH AT DEER CREEK
 PHASE 2 SECTION 1
 AMENDED PLAT OF LOTS 21
 AND 21A, BLOCK A
 DOC. NO. 200300114
 O.P.R.T.C.T.

THE RANCH AT DEER PARK
 PHASE ONE SECTION ONE
 DOC. NO. 200000312 O.P.R.T.C.T.

TRAVIS COUNTY
 CALLED 2,408 ACRES
 DOC. NO. 2001105615 O.P.R.T.C.T.

ORD. NO.
 A08.14.12.11.B1
 WCID 1G

RUSSELL TABOR
 ABSTRACT NO. 771

DRIFTING LEAF DRIVE
 70' R.O.W.
 DOC. NO. 200000312 O.P.R.T.C.T.

ALTA MONTE DRIVE
 50' R.O.W.

WICKET DRIVE
 50' R.O.W.

MICHAEL PEVETOE SURVEY
 ABSTRACT NO. 622

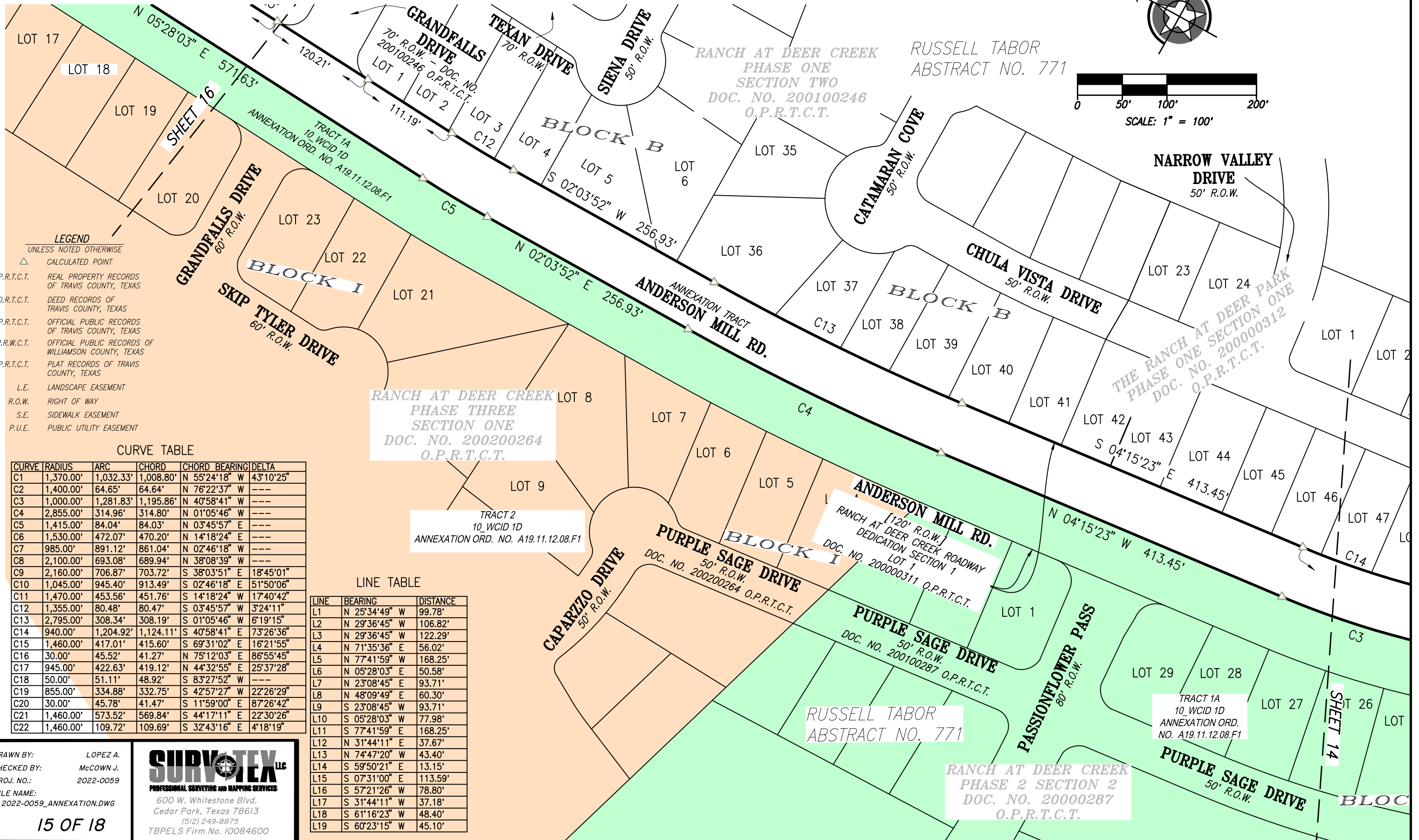
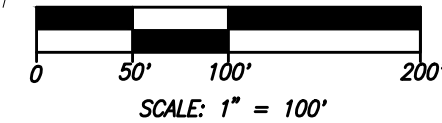
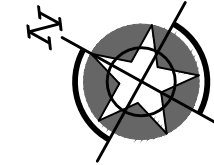
[120' R.O.W.]
 RANCH AT DEER CREEK ROADWAY
 DEDICATION SECTION 1, LOT 1
 DOC. NO. 200000311 O.P.R.T.C.T.

QUIET
 MOON TRAIL
 70' R.O.W.

SHEET 15

SHEET 12

CITY OF CEDAR PARK ANNEXATION EXHIBIT



- LEGEND**
UNLESS NOTED OTHERWISE
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DRAWN BY: LOPEZ A.
 CHECKED BY: McCOWN J.
 PROJ. NO.: 2022-0059
 FILE NAME: 2022-0059_ANNEXATION.DWG

15 OF 18

SURVOTEX LLC
 PROFESSIONAL SURVEYING AND MAPPING SERVICES
 600 W. Whitestone Blvd.
 Cedar Park, Texas 78613
 (512) 249-8875
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CITY OF CEDAR PARK ANNEXATION EXHIBIT

DOC. NO. 200300199 O.P.R.T.C.T.

LOT 10

TRACT 2
10_WCID 1D
ANNEXATION ORD. NO.
A19.11.12.08.F1

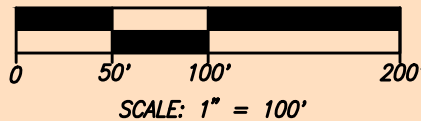
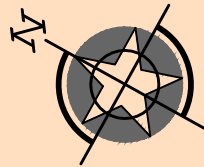
NON-SINGLE FAMILY
RESIDENCE

SHEET 17

LEGEND

UNLESS NOTED OTHERWISE

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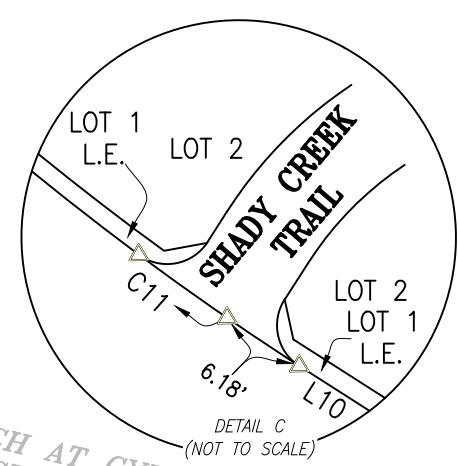
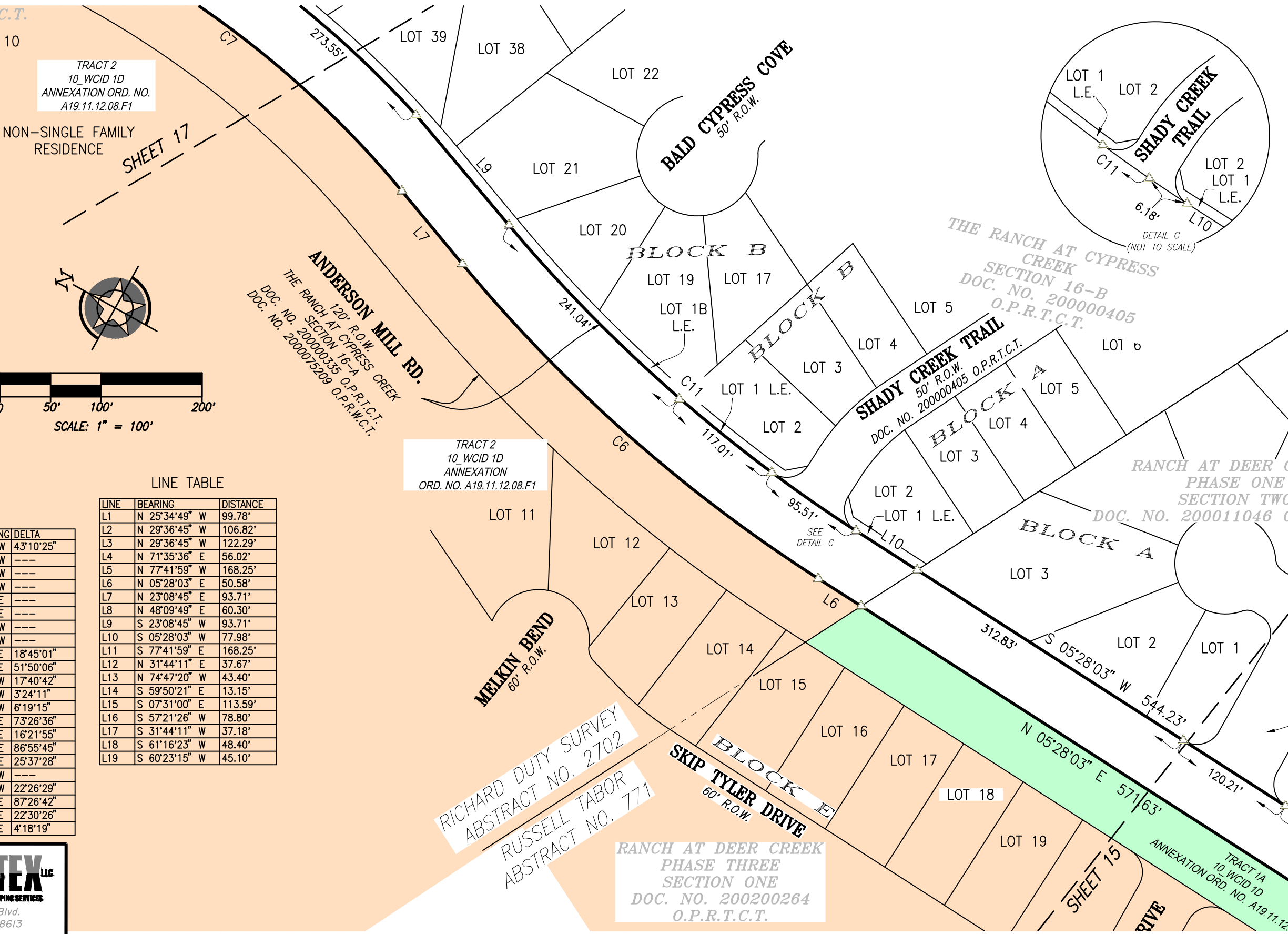
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DRAWN BY: LOPEZ A.
 CHECKED BY: McCOWN J.
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RICHARD DUTY SURVEY
 ABSTRACT NO. 2702
 RUSSELL TABOR
 ABSTRACT NO. 771

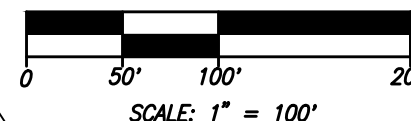
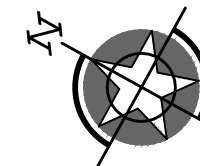
RANCH AT DEER CREEK
 PHASE THREE
 SECTION ONE
 DOC. NO. 200200264
 O.P.R.T.C.T.

THE RANCH AT CYPRESS
 CREEK
 SECTION 16-B
 DOC. NO. 200000405
 O.P.R.T.C.T.

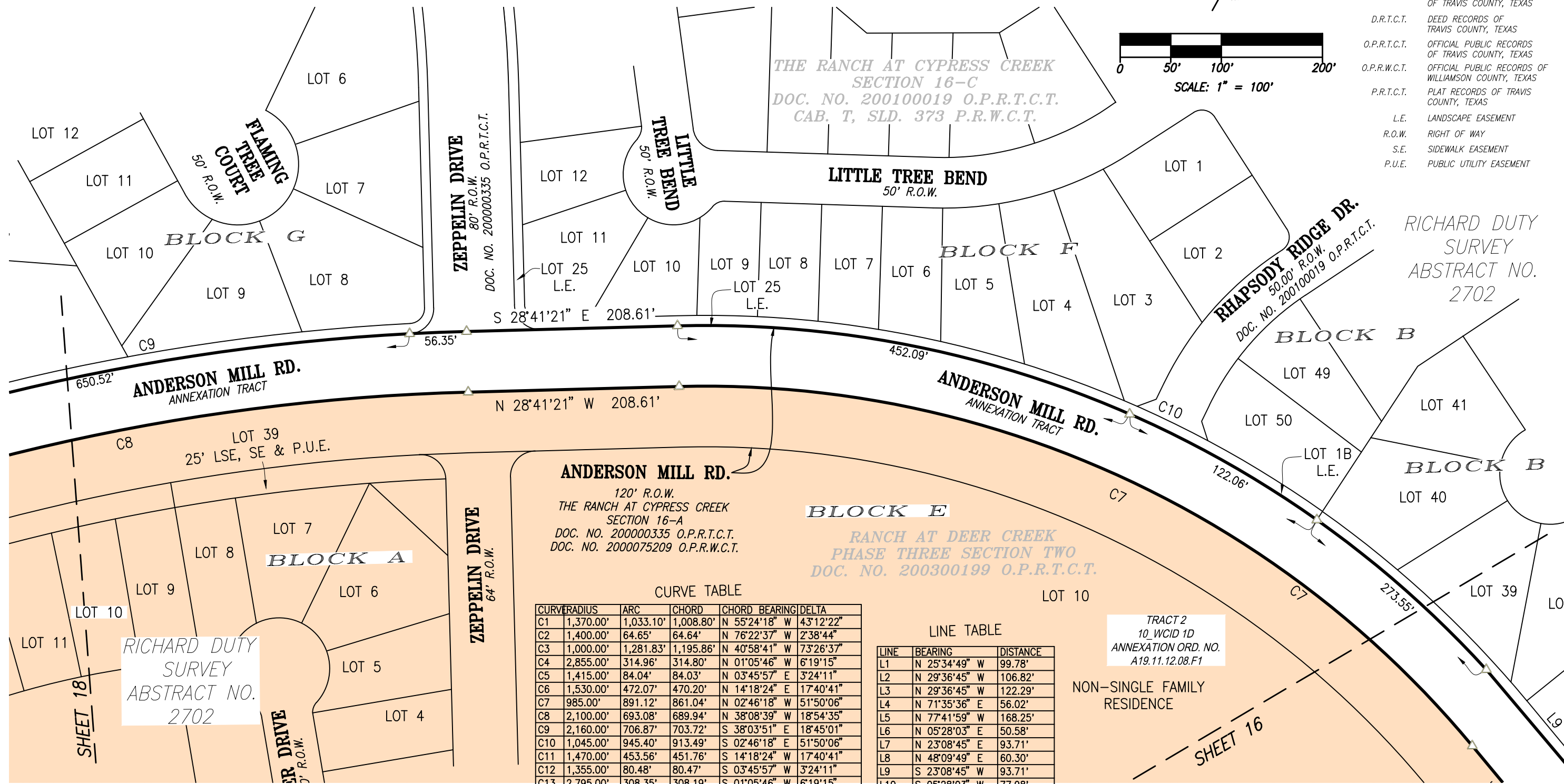
RANCH AT DEER CREEK
 PHASE ONE
 SECTION TWO
 DOC. NO. 200011046 O

TRACT 1A
 10_WCID 1D
 ANNEXATION ORD. NO. A19.11.12.1

CITY OF CEDAR PARK ANNEXATION EXHIBIT



- LEGEND**
UNLESS NOTED OTHERWISE
- ▲ CALCULATED POINT
 - R.P.R.T.C.T. REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS
 - D.R.T.C.T. DEED RECORDS OF TRAVIS COUNTY, TEXAS
 - O.P.R.T.C.T. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS
 - O.P.R.W.C.T. OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS
 - P.R.T.C.T. PLAT RECORDS OF TRAVIS COUNTY, TEXAS
 - L.E. LANDSCAPE EASEMENT
 - R.O.W. RIGHT OF WAY
 - S.E. SIDEWALK EASEMENT
 - P.U.E. PUBLIC UTILITY EASEMENT



CURVE TABLE

CURVE	RADIUS	ARC	CHORD	CHORD BEARING	DELTA
C1	1,370.00'	1,033.10'	1,008.80'	N 55°24'18" W	43°12'22"
C2	1,400.00'	64.65'	64.64'	N 76°22'37" W	2°38'44"
C3	1,000.00'	1,281.83'	1,195.86'	N 40°58'41" W	73°26'37"
C4	2,855.00'	314.96'	314.80'	N 01°05'46" W	6°19'15"
C5	1,415.00'	84.04'	84.03'	N 03°45'57" E	3°24'11"
C6	1,530.00'	472.07'	470.20'	N 14°18'24" E	17°40'41"
C7	985.00'	891.12'	861.04'	N 02°46'18" W	51°50'06"
C8	2,100.00'	693.08'	689.94'	N 38°08'39" W	18°54'35"
C9	2,160.00'	706.87'	703.72'	S 38°03'51" E	18°45'01"
C10	1,045.00'	945.40'	913.49'	S 02°46'18" E	51°50'06"
C11	1,470.00'	453.56'	451.76'	S 14°18'24" W	17°40'41"
C12	1,355.00'	80.48'	80.47'	S 03°45'57" W	3°24'11"
C13	2,795.00'	308.35'	308.19'	S 01°05'46" W	6°19'15"
C14	940.00'	1,204.92'	1,124.11'	S 40°58'41" E	73°26'37"
C15	1,460.00'	417.02'	415.60'	S 69°31'02" E	16°21'55"
C16	30.00'	45.51'	41.27'	N 75°12'03" E	86°55'04"
C17	945.00'	422.63'	419.12'	N 44°32'55" E	25°37'28"
C18	50.00'	51.12'	48.92'	S 83°27'52" W	58°34'34"
C19	855.00'	334.89'	332.75'	S 42°57'27" W	22°26'30"
C20	30.00'	45.79'	41.47'	S 11°59'00" E	87°26'42"
C21	1,460.00'	573.55'	569.87'	S 44°17'11" E	22°30'30"
C22	1,460.00'	109.72'	109.69'	S 32°43'16" E	4°18'20"

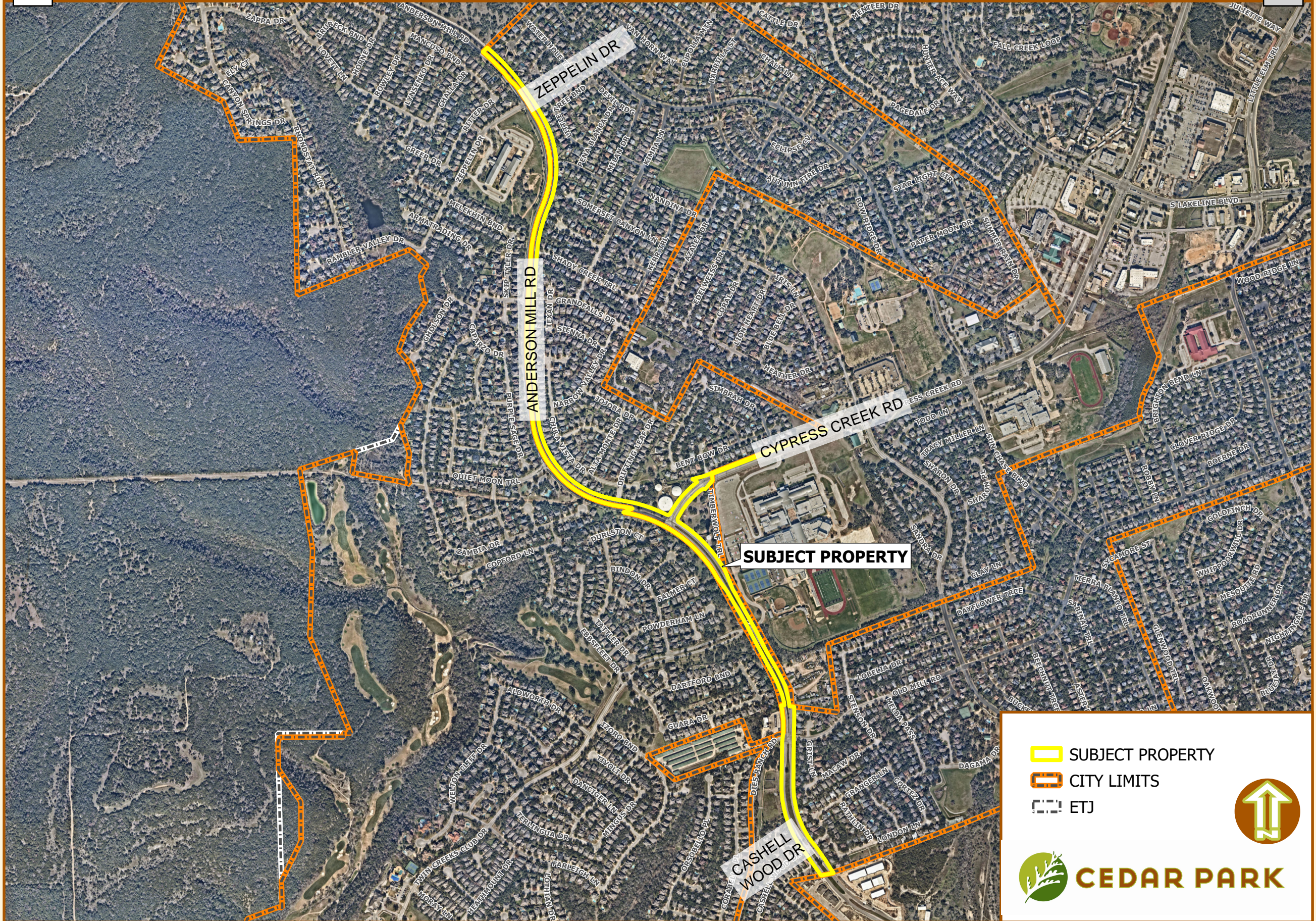
LINE TABLE

LINE	BEARING	DISTANCE
L1	N 25°34'49" W	99.78'
L2	N 29°36'45" W	106.82'
L3	N 29°36'45" W	122.29'
L4	N 71°35'36" E	56.02'
L5	N 77°41'59" W	168.25'
L6	N 05°28'03" E	50.58'
L7	N 23°08'45" E	93.71'
L8	N 48°09'49" E	60.30'
L9	S 23°08'45" W	93.71'
L10	S 05°28'03" W	77.98'
L11	S 77°41'59" E	168.25'
L12	N 31°44'11" E	37.67'
L13	N 74°47'20" W	43.40'
L14	S 59°50'21" E	13.15'
L15	S 07°31'00" E	113.59'
L16	S 57°21'26" W	78.80'
L17	S 31°44'11" W	37.18'
L18	S 61°16'23" W	48.40'
L19	S 60°23'15" W	45.10'

DRAWN BY: LOPEZ A.
CHECKED BY: McCOWN J.
PROJ. NO.: 2022-0059
FILE NAME: 2022-0059_ANNEXATION.DWG
SHEET: 17 OF 18

SURVOTEX LLC
PROFESSIONAL SURVEYING AND MAPPING SERVICES
600 W. Whitestone Blvd.
Cedar Park, Texas 78613
(512) 249-8875
TBPELS Firm No. 10084600

2024-1-ANX AERIAL



 SUBJECT PROPERTY
 CITY LIMITS
 ETJ


CEDAR PARK


EXHIBIT C

SERVICE PLAN FOR THE PROPERTY

I. Purpose

The following is a plan made by the City of Cedar Park, Texas (“City”), whereby city services will be provided (“Service Plan”) to approximately 18.7 acres situated in the Racheal Saul Survey, Abstract No. 551, the Michael Pevetoe Survey, Abstract No. 622, the Russell Tabor Survey, Abstract No. 771, and the Richard Duty Survey, Abstract Nos. 2702 and 183, in Travis and Williamson Counties, Texas, and being a portion of old Dies Ranch Road, for which no record was found, and a portion of the present right-of-way of Anderson Mill Road and Cypress Creek Road, otherwise set forth in the legal description labeled Exhibit “A”, and the property location map labeled Exhibit “B” (“Property”).

This Service Plan has been prepared in accordance with Local Government Code, Sections 43.056(b)-(o) and 43.065. Municipal facilities and services to the Property described above will be provided or made available on behalf of the City in accordance with the levels and schedule found below and as required by the Local Government Code. Nothing in this plan shall require the City to provide a uniform level of full municipal services to each area of the City, including the Property, if different characteristics of topography, land use, and population density are considered a sufficient basis for providing different levels of service.

The provisions of this Service Plan were made available for public inspection and explained to the public at the two public hearings held by the City on August 8 and 22, 2024, in accordance with Section 43.056(j) of the Local Government Code.

II. Term

Pursuant to Local Government Code Section 43.056(l), this Service Plan shall be in effect for ten (10) years commencing on the effective date of the ordinance approving the annexation. Renewal of the Service Plan shall be at the discretion of the City Council and must be accomplished by Ordinance.

III. Services to be provided

The municipal services described herein includes (1) those services that will be available to the Property immediately upon annexation; (2) those services that will be available to the Property within 2½ years from the effective date of the annexation; and (3) those services for which capital improvements are needed and which will be available within 4½ years from the effective date of the annexation based upon a schedule for construction of such improvements as set forth herein pursuant to Section 43.065 of the Local Government Code.

A. **Police Protection:**

Existing Services: Currently, the Property is under the jurisdiction of the Travis and Williamson County Sheriff’s Offices, as applicable.

Services to be Provided: Upon the effective date of the annexation, the City of Cedar Park Police Department will extend regular and routine patrols, call responses, and other police services at a level consistent with similarly situated areas within the City.

B. Fire Protection:

Existing Services: Currently, fire protection and prevention services are provided to the Property by the Cedar Park Fire Department.

Services to be Provided: Upon the effective date of the annexation, the City of Cedar Park will provide fire protection and prevention services at a level consistent with similarly situated areas within the City.

C. Emergency Medical Services:

Existing Services: Currently, emergency medical services are provided to the Property by the Cedar Park Fire Department.

Services to be Provided: Upon the effective date of the annexation, emergency medical service will be provided by Cedar Park Fire Department.

D. Solid Waste Collection:

Existing Services: Solid waste collection service is currently provided through individual contracts.

Services to be Provided: The City has no solid waste collection service of its own. Single-Family Residential solid waste collection service is provided to City residents by an exclusive franchised provider. Multi-Family and Commercial solid waste collection service is provided to areas within the City by private companies franchised by the City. Said services will also be made available to the Property on the same basis as it is made available to other parts of the City.

E. Water Service:

Existing Services: Currently, the Property is being served by the City of Cedar Park.

Services to be Provided: City-owned water facilities that exist within the Property will be maintained in accordance with City ordinances, standards, policies and procedures. The City maintains distribution lines and handles all customer billing, service calls and complaints within the City limits. These services will be extended to the Property on the same basis consistent with other similar areas of the City at rates established by City ordinances. Water mains located within dedicated easements, rights of way, or any other acceptable location approved by the City will be maintained by the City upon development. Maintenance of private water lines within the Property will be the responsibility of the property owners.

F. Wastewater Service:

Existing Services: The Property is currently served by the City of Cedar Park.

Services to be Provided: City-owned wastewater facilities that exist within the Property will

be maintained in accordance with City ordinances, standards, policies and procedures. The City maintains collection lines and handles all customer billing, service calls and complaints within the City limits. These services will be extended to the Property on the same basis consistent with other similar areas of the City at rates established by City ordinances. Existing wastewater mains and lift stations located within dedicated easements, rights of way, or any other acceptable location approved by the City will be maintained by the City upon the effective date of annexation. Maintenance of private wastewater lines within the Property will be the responsibility of the property owners.

G. Maintenance of Roads, Streets and Street Lights:

Existing Services: Currently, this Property is serviced and maintained by Travis County (maintenance of roads and streets) and City of Cedar Park (maintenance of street lights).

Services to be Provided: Upon the effective date of the annexation, the City of Cedar Park will provide street repairs, improvements, inspections, street lighting and traffic control devices upon the existing and any new public roadways within the area. Routine street and right-of-way maintenance will be scheduled for the Property after the effective date of the annexation on the same basis and consistent with routine street and right-of-way maintenance in other areas of the City. Maintenance of street lights within the Property will begin on the effective date of the annexation and will be maintained on the same basis as other similar areas of the City. Maintenance of private streets, private emergency vehicle access roads, and private street lights within the Property will be the responsibility of the property owners.

H. Parks and Recreation:

Existing Services: None.

Services to be Provided: Upon the effective date of the annexation, property owners and residents of the Property may use existing and future parks, playgrounds, swimming pools and other public recreation facilities and services of the City on the same basis as other residents of the City on the effective date of the annexation.

I. Public Library Services:

Existing Services: None.

Services to be Provided: Property owners and residents of the Property may use the facilities and services of the City's public library on the same basis as other residents of the City on the effective date of the annexation.

J. Miscellaneous:

All other applicable municipal services will be provided to the area in accordance with the City of Cedar Park's established policies governing extension of municipal services to the Property. No capital improvements are necessary at this time to provide services.

IV. Force Majeure

Certain events, described as Force Majeure Events in this Service Plan, are those over which the

City has no control. Force Majeure Events shall include, but not be limited to, acts of God; terrorism or acts of a public enemy; war; blockages; riots; strikes; epidemics; forces of nature including landslides, lightning, earthquakes, fires, storms, floods, washouts, droughts, tornadoes, hurricanes; arrest and restraint of government; explosions; collisions, and all other incapacities of the City, whether similar to those enumerated or otherwise, which are not within the control of the City. Any deadlines or other provisions of this Service Plan that are affected by a Force Majeure Event shall be automatically extended to account for delays caused by such Force Majeure Event.

V. Amendments

Pursuant to Local Government Code Section 43.056(k), on approval by the City Council, this Service Plan is a contractual obligation that is not subject to amendment or repeal except as provided by state law. Local Government Code Section 43.056(k) provides that if the City Council determines, after public hearings, that changed conditions or subsequent occurrences make this Service Plan unworkable or obsolete, the City Council may amend the Service Plan to conform to the changed conditions or subsequent occurrences. An amended Service Plan must provide for services that are comparable to or better than those established in the Service Plan before amendment. Before any Service Plan amendments are adopted, the City Council must provide an opportunity for interested persons to be heard at public hearings called and held in the manner provided by Local Government Code Section 43.063.

File Attachments for Item:

H.1 Second Reading/ Public Hearing And Consideration For Approval Of An Ordinance Adopting A Municipal Budget For The Fiscal Year Beginning October 1, 2024, And Ending September 30, 2025.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: Second Reading And Public Hearing Of An Ordinance Adopting A Municipal Budget For The Fiscal Year Beginning October 1, 2024, And Ending September 30, 2025.

Commentary

This is the second of two public hearings on the Annual Budget for Fiscal Year 2025. The FY 2025 Proposed Budget was published on August 7, 2024 and is available to the public at City Hall, the Library, and on the City’s website.

This budget will raise more total property taxes than last year’s budget by \$2,215,000 or 3.88%, and of that amount \$531,351 is tax revenue to be raised from new property added to the tax roll this year.

Link below to the proposed budget document:
[FY 2025 Proposed Budget \(MyCedarParkBudget.com\)](https://mycedarparkbudget.com) | [City of Cedar Park, Texas \(cedarparktexas.gov\)](https://cedarparktexas.gov)

Initiating Dept: Finance

Fiscal Impact
Fund: All

Budget
Amount: \$203,571,882

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Service and Fiscal Excellence
 - Objective: Financial Strength

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, ADOPTING A MUNICIPAL OPERATING BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2024, AND ENDING SEPTEMBER 30, 2025; ADOPTING A MUNICIPAL CAPITAL BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2024, AND ENDING SEPTEMBER 30, 2025; APPROPRIATING FUNDS IN ACCORDANCE WITH THE BUDGET; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City Manager of the City of Cedar Park, Texas, has submitted to the City Council a proposed budget for the fiscal year beginning October 1, 2024, and ending September 30, 2025; and

WHEREAS, the proposed budget sets out in detail the resources and estimated revenues of each fund, together with the proposed expenditures within each such fund, all in accordance with the applicable provisions of the City Charter; and

WHEREAS, notice having been first given in the manner provided by law, the City Council did conduct two (2) public hearings upon such proposed budget; and

WHEREAS, the City Council has considered the proposed budget and made such changes as it considers warranted by law and in the best interest of the municipal taxpayers.

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

SECTION 1. That such proposed budget, including the estimated revenues and proposed expenditures within each Fund is hereby approved and adopted as the Municipal Budget for the Fiscal Year beginning October 1, 2024 and ending September 30, 2025.

SECTION 2.

- a. That, as provided in Subsection (b) of this section, the monies hereinafter set out within each fund are hereby appropriated out of each such respective Fund for the payment of expenses lawfully attributable to such Fund, all as itemized in the budget.
- b. That the following funds are hereby appropriated:

OPERATING BUDGET:

FUND	OPERATING BUDGET
General	\$ 78,067,686
General Debt Service	32,730,015
Utility	43,541,386
Solid Waste	5,110,700
Utility Debt Service	4,840,858
Stormwater	2,346,553
Vehicle & Equipment Replacement	5,600,218
Municipal Court	99,600
Public Art	50,000
Tourism Board/Occupancy Tax	1,439,348
CPTV-10 / Cable	110,748
Forfeiture	79,000
Economic Development (Type A)	7,551,200
Community Development (Type B)	13,714,570
Parkland Dedication	166,000
Employee Benefits Fund	7,838,000
Property Management	286,000
TOTAL OPERATING APPROPRIATIONS	\$ 203,571,882

CAPITAL BUDGET:

CATEGORY	CAPITAL BUDGET
Transportation	\$ 54,257,345
Facilities	30,457,408
Parks	15,449,347
Stormwater	425,000
Water	5,755,000
Wastewater	400,000
TOTAL CAPITAL APPROPRIATIONS	\$ 106,744,100

- c. That available balances in designated, approved, and ongoing capital and operating projects funded in prior fiscal years are hereby carried forward and appropriated for the completion of these projects.

SECTION 3. That the budget may be amended from time to time as provided by law for the purposes of authorizing emergency expenditures for municipal purposes, provided however, no obligation shall be incurred or any expenditure made except in conformity with the budget.

SECTION 4. That the Director of Finance may, at any time with the consent of the City Manager, transfer any unencumbered appropriation from one budget line item to another line item within the same Department, provided however, that no unencumbered appropriation may be transferred from one Department or Fund to another except upon the express approval of the City Council.

SECTION 5. That this ordinance shall be effective immediately of and from adoption.

SECTION 6. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 7. That all ordinances and parts of ordinances in conflict with this ordinance are hereby repealed to the extent of the conflict.

SECTION 8. That it is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required by law.

READ AND CONSIDERED ON FIRST READING by the City Council of Cedar Park at a special called meeting on the 5th day of September, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

READ, CONSIDERED, PASSED, AND APPROVED ON SECOND AND FINAL READING by the City Council of Cedar Park at a regular meeting on the 12th day of September, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

File Attachments for Item:

H.2 Second Reading/ Public Hearing And Consideration For Approval Of An Ordinance To Adopt A Tax Rate Of \$0.363000 And Levy Taxes For The Fiscal Year Beginning October 1, 2024, And Ending September 30, 2025.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: Second Reading And Public Hearing Of An Ordinance To Adopt A Tax Rate Of \$0.363000 And Levy Taxes For The Fiscal Year Beginning October 1, 2024, And Ending September 30, 2025.

Commentary

This is the second reading and public hearing of an ordinance to set a tax rate of \$0.363000 per \$100 of valuation, with \$0.190886 per \$100 applied to Operations and Maintenance and \$0.172114 per \$100 applied to Interest and Sinking for debt service.

The rate is based on net taxable property values at January 1, 2024. The proposed tax rate will yield the tax revenues to fund the FY 2025 Annual Budget as proposed to the Council at the budget workshop on August 1, 2024. The Proposed Budget was published on August 7, 2024 and is available to the public at City Hall, the Library, and on the City's website.

There are two important tax rates the Council should consider when setting the tax rate:

- The no-new-revenue rate is the rate that would impose the same amount of taxes as last year if you compare the same properties in both years. The certified no-new-revenue tax rate is \$0.350593/\$100.
- The voter-approval rate is the highest tax rate a taxing unit can adopt without holding an election. The certified voter-approval tax rate is \$0.365167/\$100.

The rate included in the FY 2025 budget is not greater than the certified voter-approval tax rate. This budget will raise more total property taxes than last year's budget by \$2,215,000 or 3.88%, and of that amount \$531,351 is tax revenue to be raised from new property added to the tax roll this year.

Since the proposed tax rate is greater than the no-new-revenue rate, the motion to adopt the property tax rate must be made as follows:

"I move that the property tax rate be increased by the adoption of a tax rate of \$0.363000, which is effectively a 3.5% increase in the tax rate, and levy ad valorem

property taxes within the City of Cedar Park for the 2024 tax year as stated in the ordinance presented in the packet.”

THIS TAX RATE WILL RAISE MORE TOTAL PROPERTY TAX REVENUE THAN LAST YEAR’S TAX RATE.

The proposed budget is available at:
[FY 2025 Proposed Budget \(MyCedarParkBudget.com\)](https://mycedarparkbudget.com) | [City of Cedar Park, Texas \(cedarparktexas.gov\)](https://cedarparktexas.gov)

Initiating Dept: Finance

Fiscal Impact
Fund: All

Budget
Amount:

Finance Director Review

Legal Certification

Approved as to form and content:

Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal Service & Fiscal Excellence
 - Financial Strength

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, ADOPTING AN AD VALOREM PROPERTY TAX RATE OF \$0.363000 AND LEVYING TAXES FOR THE FISCAL YEAR 2024-2025 TO PROVIDE REVENUE FOR THE PAYMENT OF CURRENT EXPENDITURES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City Council of Cedar Park, Texas, has on this date, by way of a separate Ordinance, duly approved and adopted a Municipal Budget for the fiscal year beginning on October 1, 2024, and ending on September 30, 2025 (“FY 2025”); and

WHEREAS, the adopted FY 2025 Municipal Budget anticipates and requires the levy of an ad valorem tax on all taxable property in the City of Cedar Park; and

WHEREAS, the Chief Appraisers of the Williamson and Travis Central Appraisal Districts have prepared and certified the appraisal rolls for the City of Cedar Park, those rolls begin that portion of the approved appraisal roll of the Williamson and Travis Central Appraisals Districts, respectively, which list all real and personal property within and taxable by the City of Cedar Park, with an estimated total value of \$15,046,405,850 for the 2024 tax year; and

WHEREAS, it is necessary to levy such an ad valorem tax at a given rate to generate revenues sufficient to meet the projected expenses of the City for providing municipal services during FY 2025; and

WHEREAS, the City has fully and timely complied with all notice and other requirements relative to the consideration and adoption of a tax rate for FY 2025.

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

SECTION 1. That a total ad valorem property aggregating \$0.363000 is hereby adopted and shall be levied on each \$100 of assessed valuation of all taxable property located in the City of Cedar Park, Texas, and appearing on the assessment roll for the tax year 2024, in accordance with the Constitution and Laws of the State of Texas.

- (a) Of the total rate, \$0.190886 on each \$100 of assessed valuation is hereby specifically levied for current expenses of operation and maintenance purposes.

(b) Of the total rate, \$0.172114 on each \$100 of assessed valuation is hereby specifically levied for the payment of principal and interest on debt.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR’S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 3.5 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$6.45.

SECTION 2. That the tax rolls prepared and certified by the Chief Appraisers of the Williamson and Travis Central Appraisal Districts for all real and personal property within and taxable by the City of Cedar Park for the 2024 tax year, together with any supplements thereto, are hereby accepted and approved.

SECTION 3. That the City of Cedar Park shall have a lien on all taxable property located in the City of Cedar Park to secure the payment of ad valorem property taxes assessed and levied hereunder, including any applicable penalties, interests, and all costs of collections, as permitted by the laws of the State of Texas.

SECTION 4. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 5. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 6. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

READ AND CONSIDERED ON FIRST READING by the City Council of Cedar Park at a regular meeting on the 5th day of September, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

READ, CONSIDERED, PASSED, AND APPROVED ON SECOND AND FINAL READING by the City Council of Cedar Park at a regular meeting on the 12th day of September, 2024, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

James Penniman-Morin, Mayor

ATTEST:

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

File Attachments for Item:

H.3 Consideration Of A Motion To Ratify The Property Tax Revenue Increase Reflected In The Fiscal Year 2025 Budget In Accordance With The Texas Local Government Code.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: Consideration Of A Motion To Ratify The Property Tax Revenue Increase Reflected In The Fiscal Year 2025 Budget In Accordance With The Texas Local Government Code.

Commentary

The Local Government Code Sec. 102.007(c) requires that “adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflected in the budget.”

The motion would be –

“I move to ratify the property tax increase reflected in the budget.”

Initiating Dept: Finance

Fiscal Impact

Fund: All

Budget

Amount:

Finance Director Review

Legal Certification

Approved as to form and content:

Yes

No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Service & Fiscal Excellence
 - Objective: Financial Strength

File Attachments for Item:

H.4 Consideration Of A Resolution Approving The Community Support Funding Allocations For Fiscal Year 2025.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: Consideration Of A Resolution Approving The Community Support Funding Allocations For Fiscal Year 2025.

Commentary

Each year, the City provides funding to community organizations who offer specialized services to the residents of Cedar Park. These services are outside of the scope of services offered by the City and may focus on a specific population, such as the senior community. Community organizations apply annually for this funding through an application made available on the City’s website and staff conducts an initial review of these applications.

A Council subcommittee was formed by Council action on July 11, 2024 for the purpose of reviewing applications and recommending funding of community support programs. This resolution is for the approval of these funding recommendations for Community Support allocations for Fiscal Year 2025. Agencies awarded funding must comply with reporting requirements which document direct assistance provided to Cedar Park residents before reimbursement is approved by City staff.

The table below shows the funding recommendations from the Community Support Funding Subcommittee for FY 2025.

Organization	Services Provided	FY 2024 Budget	FY 2025 Requested	FY 2025 Recomm.
CASA of Williamson County	Court advocacy for children who have experienced abuse and neglect	\$7,500	\$20,000	\$7,500
Christian Resource Center	Job training, education, clothing, financial, food, housing, and other services	10,000	12,500	10,000
Drive a Senior	Transportation to senior adults over the age of 60	7,500	36,180	7,500
Habitat for Humanity	Helps existing homeowners with needed home improvements	2,500	5,000	5,000
Heroes Night Out	Provides 100 meals each month for Active Duty, Veterans, and First Responders	6,000	24,000	10,000
Hope Alliance	Services for family and sexual violence survivors	12,500	20,000	15,000
Meals on Wheels	Meals to elderly homebound clients and to senior activity cents	8,000	18,000	10,000
Reveal Resource Center	Provide Veterans and their families with fresh and nutritious take-home meals once a month	7,000	24,000	14,000
Samaritan Health Ministries	Clinical services to low-income patients who lack health insurance	15,000	15,000	7,500
Yellow House	Provides a safe place for recovery from alcohol and substance abuse	10,000	10,000	10,000
Total		\$86,000	\$184,680	\$96,500

Initiating Dept: Finance

Fiscal Impact

Fund: General Fund

Budget

Amount: \$96,500

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Service and Fiscal Excellence
 - Objective: Government Operations

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, APPROVING THE FY 2025 COMMUNITY SUPPORT FUNDING; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City of Cedar Park supports local organizations to provide specialized services to its residents through its Community Support Program ; and

WHEREAS, the FY 2025 Budget includes funding for the Community Support Program as a whole; and

WHEREAS, the Community Support Funding Subcommittee has recommended funding allocations for the Community Support program for FY 2025.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby approves the FY 2025 Community Support Program funding allocations.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

File Attachments for Item:

H.5 Consideration Of A Resolution Ratifying A Meet And Confer Agreement With The Cedar Park Police Association For The Term Of October 1, 2024 Through September 30, 2027.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: Consideration Of A Resolution Ratifying A Meet And Confer Agreement With The Cedar Park Police Association For The Term Of October 1, 2024 Through September 30, 2027.

Commentary

In 2003, Cedar Park voters adopted Civil Service pursuant to Chapter 143 of the Texas Local Government Code, which governs the employment, promotion, and discipline of firefighters and police officers. Through the meet & confer negotiation process, the statutory provisions of Chapter 143 can be amended by locally adopted meet & confer agreements between the City and the recognized labor associations representing firefighters and police officers.

The current Meet & Confer Agreement between the Cedar Park Police Association (“Association”) and the City of Cedar Park was adopted to be effective on October 1, 2021 and is set to expire on September 30, 2024. Starting in March 2024, Association and City representatives met to negotiate a new three-year agreement (“Proposed Agreement”).

The Association and City representatives have reached a tentative agreement on the following items in the Proposed Agreement listed below:

- **Expansion of Lateral Entry Program (Article III)** – Expanded lateral entry program up to eight (8) years of qualifying service to aid in recruitment efforts. In addition, clarified qualifying service and provided credit for previously hired officers to adjust their step placement up to a maximum of Step 8 consistent with expanded lateral entry program.
- **Revised Promotional Process (Article IV)** – Revised promotional process to reduce years of service in previous rank from 4 years to 2 years for Sergeant, include a Chief of Police Interview into the process, removed internal assessors

from assessment center process, and reduced eligibility list validity from 18 months to 12 months.

- **Potential for Change to Schedule for Traffic and Mental Health Divisions (Article V)** – In alignment with the recently completed Police Staffing and Strategic Plan, the traffic and mental health divisions may expand hours of operation necessitating a potential future schedule change. The revised language outlines that this may occur and provides that the Chief of Police will make reasonable efforts to provide notice to affected employees in advance.
- **Clarification for Special Event Assignments (Article V)** – Revised language to clarify how special events assignments are made, under what circumstances, and how officers are paid for those special event assignments.
- **Clarification of Badge & Gun at Retirement (Article VII)** – Provided further clarifying language on when an officer who retires receives their badge and gun and under what conditions.
- **Compensation (Article XI and Attachments)** Adoption of a new pay plan to maintain market competitiveness while considering the City's limited financial resources. The new pay plan includes a 5% increase for FY25, 3% increase for FY26, and 3.5% increase for FY27. With annual average step increases, the total percentage increase for the 3-year contract agreement is on average 18.53% over FY24.

The total cost of these adjustments is \$916,252 for FY25, which has been included in the proposed FY25 budget. In order to accommodate the modified compensation from the initial compensation proposal, the Police Department will delay hiring one of the two detectives by 6 months, which will be reflected in the proposed budget at final consideration. The cumulative impact of the adjustments over the 3-year agreement period is estimated to be \$2,196,000.

Last week, the Association membership approved the Proposed Agreement by a vote of 76-11 with 1 abstaining. .

Staff recommends City Council ratify the Proposed Agreement as referenced in the attached resolution.

Initiating Dept: CMO

Fiscal Impact

Fund: General Fund

Budget

Amount: FY25 - \$916,252

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

(more general)

This agenda item generally supports and furthers the following goals and objectives from the City Council 2024-2026 Strategic Plan:

- Goal 2 – Safe Community
 - Objective A. Prioritize and support public safety programs so our community feels safe.
- Goal 3 – Service and Fiscal Excellence
 - Objective B. Maintain and enhance strong financial management to capitalize on City’s fiscal strength and provide value for tax dollars.
 - Objective C. Invest in the recruitment and retention of a talented and professional workforce for the delivery of excellent services.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AUTHORIZING A MEET & CONFER AGREEMENT BETWEEN THE CEDAR PARK POLICE ASSOCIATION AND THE CITY OF CEDAR PARK FOR THE TERM OF OCTOBER 1, 2024 THROUGH SEPTEMBER 30, 2027; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, Chapter 143 of the Texas Local Government Code (“Civil Service”) has been adopted and implemented to govern the employment, promotion, and discipline of Cedar Park firefighters and police officers; and

WHEREAS, through the meet & confer negotiation process, the statutory provisions of Chapter 143 have been amended by locally adopted meet & confer agreements between the City and the recognized labor associations representing firefighters and police officers; and

WHEREAS, the current Meet & Confer Agreement between the Cedar Park Police Association (“Association”) and the City of Cedar Park expires on September 30, 2024; and

WHEREAS, the City and the Association have worked together for several months to discuss and negotiate terms for a new agreement on a range of issues; and

WHEREAS, both parties have reached tentative agreement on all of the issues and pay plan included within this new agreement; and

WHEREAS, the Association membership has approved the proposed agreement by a vote of 76-11 with 1 abstaining; and

WHEREAS, City staff recommends Council ratify the Proposed Agreement with the Association and associated pay plan, attached hereto.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. The City Council hereby ratifies the attached Meet and Confer Agreement with the Cedar Park Police Association for the term of October 1, 2024, through September 30, 2027, subject to final review by the City Attorney.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the 12th day of September, 2024.

CITY OF CEDAR PARK, TEXAS

ATTEST:

James Penniman-Morin, Mayor

LeAnn M. Quinn, TRMC
City Secretary

APPROVED AS TO FORM
AND CONTENT:

J.P. LeCompte, City Attorney

MEET AND CONFER AGREEMENT
BETWEEN
THE CITY OF CEDAR PARK
AND
THE CEDAR PARK POLICE ASSOCIATION

October 1, 2024

Through

September 30, 2027

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ARTICLE I
Authority and Recognition

- 1) The CITY and the Cedar Park Police Association have voluntarily met and reached agreement on the conditions set out in this Agreement pursuant to the provisions of the Texas Local Government Code, Chapter 142 et. Seq., Subchapter B. To the extent that this Agreement is in conflict with or changes Chapter 143, TLGC or any other statute, executive order, local ordinance, or rule, this Agreement shall supersede such provision, as authorized by Section 142.067 of the TLGC.

- 2) Unless changed as prescribed in Section 3 below, the CITY recognizes the Cedar Park Police Association as the sole and exclusive bargaining agent for all non-probationary Police Officers in the Cedar Park Police Department, excluding Commanders and Lieutenants. Nothing precludes the City from conferring benefits in this Agreement to Officers excluded from the bargaining unit.

- 3) In the event officers covered by this Agreement wish to change the sole and exclusive bargaining agent, no earlier than six months prior to the termination of the existing Agreement, a petition signed by forty percent (40%) of the affected Officers shall be submitted to the City Secretary. Upon validation of the signatures, the Human Resources Department shall immediately conduct an election to determine what association represents a majority of the affected Officers, in the Cedar Park Police Department. The association receiving a majority of the secret ballots cast shall be deemed the exclusive bargaining agent. Voting shall continue until one association receives a majority of the ballots cast.

ARTICLE II
Hiring Process

- 1) Administration of Written Entry-Level Examinations
 - a) The Civil Service Director may administer the written entry-level examinations at different times and locales at his discretion to create an eligibility list.
 - b) The Civil Service Director may initiate another written examination process before the current eligibility list expires or is exhausted. The Police Department must exhaust the current eligibility list before hiring any candidates from the next list. The duration of each eligibility list shall be 180 days from the date of the written examination.
 - c) The Chief of Police is to determine the best qualified candidate, and may give preference to a certified candidate who is not at the top of the eligibility list. The Chief of Police’s determination to appoint any candidate shall be final and non-appealable to the civil service commission or to any court.

- 2) Hiring of Non-Civil Service Cadets
The Police Department may hire an applicant who has successfully completed the written entry-level examination as a non-civil service Cadet. The Cadet shall attend and graduate from the Basic Peace Officers Course and be certified by TCOLE before becoming a Police Officer. A Cadet, upon becoming a sworn Police Officer in the Police Department, must serve a one-year probationary period.

- 3) Age Limit
The existing age limitation of Forty-Five (45), years on initial hiring, contained in Chapter 143 of the Texas Local Government Code, is eliminated.

- 4) Compensation for Experienced Entry-Level Police Officers
The CITY shall pay certified officers with prior law enforcement experience in a recognized law enforcement agency at a rate higher than entry-level.

- 5) Pre-emption of Chapter 143
To the extent that any of these provisions differ from Chapter 143 of the Texas Local Government Code, the agreement supersedes and pre-empts those provisions as permitted by Chapter 142.067 of the Texas Local Government Code.

ARTICLE III
Lateral Entry Program

1) Purpose

This program will help recruit qualified applicants for the position of Entry-Level Police Officers. Upon successful completion of the hiring process, the Chief of Police will meet with the background investigator to determine if the applicant qualifies for placement via the Lateral Entry Program, as defined in this Article III.

2) Definition of Qualifying Agency:

a) A Qualifying Agency shall include either:

(i) A municipal law enforcement agency with 911 service response and a population of 10,000 or greater as determined by the census or other official population estimates at the time the candidate was employed with the agency;

(ii) A county law enforcement agency with 911 service response and a population of 50,000 or greater determined by the census or other official population estimates at the time the candidate was employed with the agency; or

(iii) A state law enforcement agency.

b) A Qualifying Agency shall not include an independent school district or a college or university law enforcement agency.

c) The Chief of Police may consider commuter or tourist population estimates provided by the candidate, from an official source, in lieu of official population estimates. The Chief of Police will make any Qualifying Agency final determinations.

3) Eligibility Requirements

a) Applicants must:

i) Be certified by the TCOLE; and

ii) Have full-time law enforcement experience with a Qualifying Agency, which must include a primary job assignment with substantial experience in each of the following:

(A) Patrolling in a radio-equipped car; answering calls for the protection of life and property and the enforcement of city, county or state laws; and

conducting preliminary and follow-up investigations of disturbances, prowlers, burglaries, death, and other crimes;

- (B) Responding to calls related to traffic incidents and other required emergencies; observing, monitoring, and controlling routine and unusual traffic conditions; assisting and advising motorists; and enforcing traffic safety laws;
- (C) Collecting and preserving evidence at crime or accident scenes; making arrests as necessary; interviewing victims and witnesses; interrogating suspects; searching and transporting prisoners; and testifying in court;, and
- (D) Filing complaints and performing other work related to the processing misdemeanor and felony complaints; preparing reports of arrests and activities performed; and
- (E) Not have a break in service as a law enforcement officer with a Qualifying Agency of more than 365 days prior to the applicant's examination date.

4) Guidelines

- a) If the Chief of Police determines that a candidate qualifies for placement via the Lateral Entry Program based on the above eligibility requirements, then the candidate shall be placed at the step equivalent to their years of service at a Qualifying Agency up to eight (8) years of service. For example, for six (6) years of service at a Qualifying Agency, the candidate shall be placed at Step 6 of the City's Pay Plan.
- b) To ensure equity with those existing employees who were hired prior to the Lateral Entry Program, or under different guidelines, and those newly hired officers, the Chief of Police will review years of service at a Qualifying Agency and adjust step placement to reflect their years of service at a Qualifying Agency up to a maximum step placement at Step 8, effective October 1, 2024.
- c) Placement via the Lateral Entry Program is for pay purposes only, and actual work experience in another law enforcement agency will not be considered for promotional eligibility requirements.
- d) Entry-Level Police Officers placed at the appropriate step of the pay schedule via the Lateral Entry Program must progress through the steps as he/she completes his/her years of service.
- e) Longevity Pay will be calculated in the same manner as all police officers. No credit will be given to completed years of service in other law enforcement agencies.
- f) Entry-Level Police Officers per the Lateral Entry Program must also complete a one (1) year probationary period.

g) The Chief of Police’s final determination of whether an applicant meets the criteria of the Lateral Entry Program shall be final and non-appealable to the Civil Service Commission or to any court.

4) Pre-emption of Chapter 143

To the extent that any of these provisions differ from Chapter 143 of the Texas Local Government Code, the agreement supersedes and pre-empts those provisions as permitted by Chapter 142.067 of the Texas Local Government Code.

ARTICLE IV
Promotional Process

The promotional process for the ranks of Corporal, Sergeant, and Lieutenant shall be as follows:

1) **Eligibility for Promotion**

Beginning October 1, 2024, eligibility for promotion to the positions of corporal, sergeant and lieutenant shall be in accordance with this Section.

- (a) **Corporal.** The promotional process for the rank of Corporal shall be open to those who have held a position in the rank immediately below continuously for at least two years beginning from the date completion of the field training program occurs and ending on the date the written promotional exam is held. The promotional process for Corporal shall include those officers who left the Department and returned, so long as those officers complete a modified field training program.
- (b) **Sergeant.** The promotional process for the rank of Sergeant shall be open to those who: (i) have held a position in the rank immediately below continuously for at least two years immediately before the date the written promotional exam is held; and (ii) have at least four total years of service with the Department.
- (c) **Lieutenant.** The promotional process for the rank of Lieutenant shall be open to those who have held a position in the rank immediately below continuously for at least two years immediately before the date the written promotional exam is held.

Eligibility for promotion to the rank of Sergeant and Lieutenant shall remain consistent with Chapter 143 of the Texas Local Government Code and the City of Cedar Park Civil Service Rules and Regulations, with the clarification that to promote to Sergeant a candidate must have at least four years’ actual service with the Department. All promotions for the ranks of Corporal, Sergeant, and Lieutenant shall be subject to the process stated herein this Article.

2) **Promotion Evaluation Process for Corporal, Sergeant, and Lieutenant**

The evaluation for promotion of an officer shall include the following components with the corresponding weighted values, and as described below: (a) Chief of Police interview; (b) written promotional examination; and (c) assessment center. The below components shall occur in the order listed.

(a) Chief of Police Interview

Each candidate shall participate in an interview where they will respond to a set of the same questions asked of each candidate. The interview will be conducted by the Chief of Police, Assistant Chief of Police, and two Commanders unless one of these individuals is unable to be present due to unplanned and extenuating circumstances, as determined by the Chief of Police, in which case three of the listed individuals will participate in the interview (“Interviewers”). The interviews shall be conducted by the same Interviewers for each candidate’s interview and each interview shall be proctored by a member of the City’s Human Resource Department. The lowest score for each candidate’s interview shall be dropped and the final score shall be the average of the remaining scores for the candidate’s interview. This portion of the evaluation process does not have a minimum score and all candidates completing this portion shall be eligible to move to the written promotional examination.

Weighted Value: Corporal & Sergeant – 10%; Lieutenant 20%

(b) Written Promotional Examination

Each candidate must take and pass a written promotional examination with a minimum score of seventy (70). Upon passing the written examination, up to ten (10) seniority points shall be added to the examination score (based on 1 point per complete year of service).

The Chief of Police shall appoint a 3-5 member committee to make recommendations regarding the study sources for written promotional exams to the Chief of Police. The Chief of Police, taking into consideration the recommendations from the committee, will present the study sources to the Civil Service Director for approval and posting. Posting timelines for the study sources and notice of exam shall comply with Chapter 143 of the Texas Local Government Code.

Weighted Value: Corporal & Sergeant – 45%; Lieutenant 40%

(c) Assessment Center

All candidates who pass the written promotional examination shall participate in a professional assessment center. The Civil Service Director shall select an outside assessment center provider of its choice. The composition of the assessment team shall be a total of 4 assessors unless 4 assessors are unable to be present due to unplanned and extenuating circumstances as determined by the Chief of Police, and in which case the composition of the assessment team shall be 3 assessors. In any event, each assessor shall be from a different agency than any other assessor. The assessors shall each rate the candidates with a score between 1 and 100, and the scores shall be averaged for each candidate. Only

candidates scoring a minimum average score of 70 or more on the assessment center shall be placed on the eligibility list.

Any candidate who believes the assessment center process is not being followed may call a process check in writing directed to the Civil Service Director or their designee. Upon a process check being called, the assessment center is immediately stopped. The Civil Service Director or their designee will evaluate the process check and make a ruling regrading process compliance. A process check must be called immediately during the exercise; no process check shall be allowed after completion of the exercise. The ruling made by the Civil Service Director or their designee is final.

Weighted Value: Corporal & Sergeant – 45%; Lieutenant 40%

3) Eligibility List

An eligibility list shall be created by weighting each evaluation components as set forth in Section 2 above. A candidate’s score from the Chief of Police Interview portion of the evaluation process shall not prevent a candidate from being on the promotional eligibility list. The eligibility list created as a result of this promotional process shall be presented to the Civil Service Director for approval and shall be valid for twelve (12) months from the date of the Civil Service Director’s approval, or until the list is exhausted, whichever occurs first. If an individual on the promotional eligibility list declines a promotion, his/her name shall be permanently removed from the list.

4) No Appeals Regarding Assessment Centers

Candidates shall not be permitted to file an appeal of the assessment center process or scores determined by the assessors.

5) Promotional Probationary Period; Demotions

Promoted employees shall serve a one-year probationary period upon their appointment to their new position. The Chief of Police may demote any employee during their promotional probationary period; however, prior to any such demotion, reasonable effort shall be made to ensure the success of the promoted employee, including placement of the employee on a performance improvement plan as deemed appropriate by the Chief of Police. Demotions made by the Chief of Police pursuant to this provision are not subject to the demotion process of Chapter 143 of the Texas Local Government Code.

6) Appointment

The Chief of Police shall appoint candidates from the appropriate eligibility list pursuant to Chapter 143 of the Texas Local Government Code; additionally, the Chief of Police may pass-over a candidate if within the two (2) years immediately

preceding the date of the written promotional exam, the candidate has been subject to the following:

- (a) A temporary suspension of 40 hours or more; or
- (b) A demotion whether voluntary or involuntary.

If a candidate on the eligibility list is passed-over for the above stated reasons (a) or (b), the candidate shall have no right of appeal regarding the pass-over.

7) Detective as Assignment

The Detective position shall be an assignment, rather than a rank, and all current Corporal/Detective positions shall be reclassified as Corporal positions.

8) Departure of Department Head

In the event of the Department Head's separation from employment with the City, the CITY and the Association agree to open Meet & Confer discussions in good faith to consider provisions of this Agreement regarding the promotional process.

9) Pre-emption of Chapter 143

To the extent that any of these provisions conflict with Chapter 143 of the Texas Local Government Code, this agreement supersedes and pre-empts those provisions as permitted by Section 142.067 of the Texas Local Government Code.

ARTICLE V
Hours of Work and Overtime

- 1) Patrol Division Employees
 Employees assigned to the Patrol Division shall work a 36/44 hour work schedule over a 14-day work period, normally consisting of 3 twelve-hour shifts the first week, and 3 twelve-hour shifts and 1 eight-hour shift the next week, or vice versa. Overtime shall not begin to accrue until an employee has actually worked more than eighty (80) hours in a two-week work period. City Policy shall govern whether time taken off is counted as “time worked” for the purpose of computing overtime.

- 2) Alternative Work Schedule
 Employees assigned to the Community Services Division, Training Division, Organized Crime Division, Criminal Investigations Division, , and Professional Standards Division shall have the option to work ten-hour shifts, normally working 4 ten-hour shifts each week, or 5 eight-hour shifts each week. Overtime shall not begin to accrue until an employee has actually worked more than eighty (80) hours in a two-week work period. City Policy shall govern whether time taken off is counted as “time worked” for the purpose of computing overtime.

- 3) Traffic Division and Mental Health Division
 Employees assigned to the Traffic Division and the Mental Health Division shall work their current shifts assigned at the time of this Agreement until such time as the operational needs of the Police Department change as determined by the Chief of Police. At that time, the Chief of Police may assign those divisions a schedule consistent with the Patrol Division or an Alternative Work Schedule as described above. The Chief of Police shall make reasonable efforts to provide advance notice of schedule changes to the Traffic and Mental Health Division.

- 4) All other Sworn Employees
 All other sworn employees in the police department shall work 8 hours shifts, normally working 5 eight-hour shifts each week. Overtime shall not begin to accrue until an employee has actually worked more than eighty (80) hours in a two-week work period. City Policy shall govern whether time taken off is counted as “time worked” for the purpose of computing overtime.

- 5) Accrual and Use of Vacation and Sick Leave.
 - a) All sworn employees shall accrue sick leave at the rate of 120 hours per year, credited equally on the 1st and 2nd pay period of the month.

 - b) All sworn employees shall accrue paid vacation as follows:

0-10 years	120 hours
11-20 years	144 hours
21+	168 hours

 - c) Paid vacation shall be credited equally on the 1st and 2nd pay period of the month.

- d) Paid time shall be used according to the number of hours the employee is assigned to work, i.e., a day of vacation for an employee scheduled to work twelve-hour shifts shall be 12 hours; a day of vacation for an employee scheduled to work ten-hour shifts shall be ten hours.
- e) Paid holidays shall be accrued and paid according to City Policy.
- f) (1) If an employee is unable to schedule vacation time because of departmental needs, i.e., short staffing; and
 (2) If, as the result of the inability to schedule vacation time, the employee accrues more than one year’s accumulation of vacation in his/her vacation bank; Then the employee may carry over accrued vacation in excess of one year’s accumulation for an additional six (6) months after his/her anniversary date.

Any employee desiring to carryover vacation shall submit a written request through the employee’s chain of command.

This carry over is permitted solely in order for the employee to have additional time in which to schedule vacation time. At the end of the six-month extension, the employee must have used the vacation hours approved for carry over. If the approved vacation carry over is not used, than it shall be removed from the employee’s vacation bank, in accordance with City practice.

In the event the employee leaves the employment of the City, the employee shall be paid for accrued vacation in accordance with City practice. Vacation leave approved for carry over shall not be paid at the time the employee leaves the employment of the City.

- 6) Pay Out of Accrued Sick Leave at Time of Separation
 All sworn employees shall be paid up to a maximum of 720 hours of accrued sick leave at time of separation.
- 7) Assignment for Special Events
 - (a) A “special event” is defined as a law enforcement activity outside the scope of the day-to-day operations of the Cedar Park Police Department, as defined by the Chief of Police, and includes, but is not limited to City-sponsored events and events for which the City is required to provide services pursuant to an interlocal agreement. A “special event” does not include extra duty opportunities for private events, such as events at the HEB Center at Cedar Park or Police Department-initiated events, such as National Night Out. The procedure of assigning work pursuant to this Section 6 shall not apply to emergencies.
 - (b) The Department will maintain a sign-up sheet for employees who wish to work assignments for special events. The Department will attempt to fill all available special event assignments with volunteers. However, if there are not enough

employees who volunteer for the special event assignments, then the Department will mandate work at the special event, beginning with the least senior employee who is not already scheduled to work at the time of the special event and who has not been mandated to work at special event in the previous 90 days.

- (c) When utilizing the volunteer list to make assignments for special events, the Chief of Police or his designee may take into consideration the following factors before making an assignment: (1) work status of the employee, including the amount of rest between assignments; (2) leave status of the employee; (3) health status of the employee; (4) pre-scheduled training; and (5) current duty assignment.
- (d) When assigning officers for a special event, the Chief of Police or his designee may assign members of “specialized units,” including but not limited to, K-9, Honor Guard, and school resources officers, as required by the event.
- (e) When an employee covered by this agreement is not scheduled to work, but works a “special event,” the employee may flex his/her time, may receive compensatory time or may receive guaranteed overtime pay, at the employee’s option.
- (f) Nothing prohibits the City from scheduling an employee to work a “special event,” when the employee is given at least 72 hours’ advance notice, absent extenuating circumstances, such as illness, injury, FMLA, etc. The Chief of Police will make reasonable efforts to provide at least 2 weeks’ advance notice where possible.
- (g) Nothing in this Subsection precludes the Chief of Police from assigning regularly scheduled employee, who is on duty, to work a special event without paying a premium rate or overtime.
- (h) If a special event occurs on a holiday on which an employee, who works a forty-hour work week, is not scheduled to work, the employee will be paid time and one-half overtime for the hours worked at the special event. The employee will also bank any holiday time not necessary to provide him/her with 8 hours of straight time pay for the day.

For example, if the Fourth of July holiday occurs on a Wednesday, and the employee works six hours at the Fourth of July picnic, the employee will be paid six hours at one and one-half times his/her regular hourly rate. He will be paid an additional two hours of holiday time at straight time, and will bank six hours in his holiday bank.

8) Pre-Emption of Chapters 142 and 143

To the extent that any of these provisions differ from Chapter 143 of the Texas Local Government Code, the agreement supersedes and pre-empts those provisions as

permitted by Chapter 142.067 of the Texas Local Government Code. Section 6 of this Article also supersedes and pre-empts Chapter 142.0015 (f) and (g).

ARTICLE VI
Personal Holiday

Personal Day

Due to minimum staffing concerns for Public Safety, in the event an officer requests and is denied the scheduling of a personal holiday by September 30 of the year it is earned, then the personal holiday shall be carried over for a maximum of one year. The officer shall make every effort to schedule his/her personal holiday within the year it is earned.

ARTICLE VII
Badge and Gun at Retirement

- 1) An officer who honorably retires after a minimum of ten years of service as a sworn officer with the City of Cedar Park Police Department, shall be awarded a retirement badge and his/her duty handgun as-is, under the following conditions:
 - a) A formal transfer of ownership shall occur, so that the CITY disclaims all responsibility and liability for the retiree’s use of the duty handgun. If requested by the CITY, the retiree shall execute a waiver of liability; and
 - b) The retiree shall not hold himself/herself out to be an active Cedar Park Police Officer.

- 2) “Honorably Retire” means that an officer: (1) retired under TMRS, ERS, or any recognized retirement system for governmental employees, (2) in good standing, as determined by the Chief of Police, and (3) was not under investigation at the time of retirement, or the allegation was not sustained after retirement.

ARTICLE VIII
Investigations and Disciplinary Suspensions

1) **Time Limits**

All disciplinary suspensions shall comply with the below time limits.

(a) For alleged non-criminal violations, the Department Head must file a written complaint within 365 days of the occurrence of the alleged act and temporarily or indefinitely suspend the officer no later than the 180th day after the date the complaint of the alleged violation is filed by the Department Head.

(b) For alleged criminal violations, the Department Head must file a written complaint within 365 days of the Department Head’s discovery of the alleged act and temporarily or indefinitely suspend the officer no later than the 180th day after the complaint of the alleged violation is filed by the Department Head; provided, however, the 180-day period shall be extended for a period not to exceed 30 days after final disposition of any pending criminal proceedings regarding the alleged act. The Department Head may not complain, investigate, or temporarily or indefinitely suspend an officer based on an alleged criminal violation unless the alleged act is being investigated by a law enforcement agency and/or is the subject of an active criminal proceeding.

2) **Tolling of Deadlines**

All deadlines relating to investigation and discipline prescribed by Chapter 143 of the Texas Local Government Code and this Agreement, as well as any investigation and any resultant discipline, may be tolled at the Department Head’s discretion during the subject employee’s statutorily-mandated leave.

3) **Pre-emption of Chapter 143**

To the extent that any of these provisions differ from Chapter 143 of the Texas Local Government Code, the agreement supersedes and pre-empts those provisions as permitted by Chapter 142.067 of the Texas Local Government Code.

ARTICLE IX
Direct Deposit of Dues

- 1) The CITY agrees to deduct and directly deposit dues for the Association only upon receipt of a signed authorization from an officer on a form supplied by the CITY. The employee has the right to revoke the authorization to directly deposit association dues, at any time, upon 30 days' notice to the CITY. The Association will promptly refund to the employee any amount paid to the Association in error on account of the direct deposit of association dues.

- 2) Pre-emption of Chapters 141, 142 & 143
To the extent that any of these provisions differ from Chapters 141, 142 and 143 of the Texas Local Government Code, the agreement supersedes and pre-empts those provisions as permitted by Chapter 142.067 of the Texas Local Government Code.

ARTICLE X
Meet and Confer Schedule

Unless otherwise agreed to by both parties, the City of Cedar Park and the Cedar Park Police Association shall begin the “Meet and Confer” process for Fiscal Year FY28 in March 2027, no later than the 15th.

ARTICLE XI
Compensation

1) **Base Compensation**

The parties agree that employees covered by this Agreement shall be compensated as follows:

- Commencing on October 13, 2024 and ending October 11, 2025, at the salary rates stated in Attachment A;
- Commencing October 12, 2025 and ending October 10, 2026, at the salary rates stated in Attachment B; and
- Commencing October 11, 2026 and ending October 9, 2027, at the salary rates stated in Attachment C.

2) **Incentive Pay for Certification in Spanish/Sign Language**

The City shall pay the sum of eighty-five dollars (\$85.00) per month to each officer who demonstrates proficiency and is certified either in Spanish or sign language (ASL) through a testing process. A committee made up of two (2) City officials and two (2) Association members shall establish the standards for eligibility for certification in order to receive the incentive for language skills in Spanish or sign language. An employee who wishes to be certified in Spanish or sign language must pay the initial fee for the certification process. This fee shall be reimbursed to the employee by the City, upon receipt of notice that the appropriate testing organization has granted a certificate of proficiency. An employee shall receive only one incentive payment per month for Spanish or sign language proficiency.

3) **Education or Certification Incentive Pay.** It is understood that there are minimum requirements for the Department with respect to education and certification by the Texas Commission on Law Enforcement (“TCOLE”). Commencing on January 1, 2017, Police Officers shall be entitled to receive either Education or Certification Incentive Pay for their level of education or certification, whichever is higher, in the following amounts:

<u>Certification</u>	<u>Monthly Rate</u>
Intermediate	\$50
Advanced	\$100
Master	\$150

<u>Education Pay</u>	<u>Monthly Rate</u>
Associate	\$60
Bachelor	\$195

Master	\$275
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It is also understood that Education Incentive Pay for the Associate level shall also be paid to a Police Officer who has attained 60 or more college credit hours but has not yet attained a degree.

- 4) Field Training Officer (FTO) Pay
 The City shall pay members of the Police Department in the rank of Police Officer designated as Field Training Officers a \$150 monthly stipend. The Chief of Police is responsible for making such designation. To be eligible for the monthly stipend, officer must have been designated as a Field Training Officer for two or more weeks in a month. The designation as a Field Training Officer may be rescinded if it's deemed necessary by the Chief of Police.

- 5) COURT PAY
 An Officer who is summoned to appear in Court on a day when he/she is schedule to be off shall be compensated a minimum of four (4) hours.

- 6) Pre-emption of Chapters 142 & 143
 To the extent that any of these provisions differ from Chapters 142 and 143 of the Texas Local Government Code, the agreement supersedes and pre-empts those provisions as permitted by Chapter 142.067 of the Texas Local Government Code.

ARTICLE XII
Police Chief’s Appointments

- 1) Positions classified in the Assistant Chief and Commander rank will be appointed and serve at the pleasure of the Department Head. A person who is removed from the appointed position shall be reinstated in the department and placed in the same classification, or its equivalent, that the person held before appointment.
 - a) A person appointed to a position in the classification of Assistant Chief or Commander must:
 - 1. be employed by the municipality’s Police Department;
 - 2. have a permanent classification at the Commander, Lieutenant or Sergeant level; and
 - 3. hold an advanced peace officer certification from TCOLE.
 - b) Positions classified in the rank of Assistant Chief and Commander will be exempt from overtime compensation consistent with FLSA Standards.

- 2) The Department Head may, as necessary, temporarily appoint two members from the Police Officer rank to specialized units in higher classifications without the City incurring higher classification pay, for up to 90 days. The temporary appointments will provide additional resources to specialized units and provide training and development for those seeking to promote to higher classifications.

- 3) Pre-emption of Chapter 143 and 142
 To the extent that any of these provisions differ from Chapter 142 and/or Chapter 143 of the Texas Local Government Code, the agreement supersedes and pre-empts those provisions as permitted by Chapter 142.067 of the Texas Local Government Code.

ARTICLE XIII
Duration

This Agreement shall become effective on October 1, 2024, following ratification by the Cedar Park Police Association and approval by the Cedar Park City Council, in accordance with Chapter 142 of the Texas Local Government Code. This Agreement shall expire at midnight, September 30, 2027.

Approved:

Cedar Park Police Association:

Jesus Castillo, President

Date

City of Cedar Park:

Jim Penniman-Morin, Mayor

Date

Police Pay Plan FY 2025

Effective: 10/1/2024

	Probationary	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
Police Office	5.00%																		
Annually	\$34.75	\$36.00	\$38.35	\$38.99	\$39.63	\$41.21	\$41.89	\$42.59	\$43.29	\$44.00	\$44.73	\$45.47	\$46.22	\$46.98	\$47.76	\$48.54	\$49.34	\$50.16	\$50.99
Bi-Weekly	\$72,270	\$74,872	\$79,774	\$81,090	\$82,428	\$85,725	\$87,140	\$88,577	\$90,039	\$91,524	\$93,035	\$94,570	\$96,130	\$97,716	\$99,329	\$100,967	\$102,633	\$104,327	\$106,048
	2,780	2,880	3,068	3,119	3,170	3,297	3,352	3,407	3,463	3,520	3,578	3,637	3,697	3,758	3,820	3,883	3,948	4,013	4,079
		3.60%	6.55%	1.65%	1.65%	4.00%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%
Corporal/Detective		\$40.54	\$41.21	\$41.89	\$44.30	\$45.07	\$45.86	\$46.66	\$47.48	\$48.31	\$49.16	\$50.02	\$50.89	\$51.78	\$52.69	\$53.61	\$54.55	\$55.50	
Annually		\$84,321	\$85,712	\$87,126	\$92,136	\$93,748	\$95,389	\$97,058	\$98,757	\$100,485	\$102,244	\$104,033	\$105,853	\$107,706	\$109,591	\$111,509	\$113,460	\$115,446	
Bi-Weekly		3,243	3,297	3,351	3,544	3,606	3,669	3,733	3,798	3,865	3,932	4,001	4,071	4,143	4,215	4,289	4,364	4,440	
		5.70%	1.65%	1.65%	5.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%
Sergeant		\$46.40	\$49.06	\$49.92	\$50.80	\$51.68	\$52.59	\$53.51	\$54.45	\$55.40	\$56.37	\$57.35	\$58.36	\$59.38	\$60.42	\$61.48			
Annually		\$96,501	\$102,050	\$103,836	\$105,653	\$107,502	\$109,383	\$111,297	\$113,245	\$115,227	\$117,243	\$119,295	\$121,383	\$123,507	\$125,668	\$127,867			
Bi-Weekly		3,712	3,925	3,994	4,064	4,135	4,207	4,281	4,356	4,432	4,509	4,588	4,669	4,750	4,833	4,918			
		10.76%	5.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%
Lieutenant		\$56.41	\$57.40	\$58.40	\$59.43	\$60.47	\$61.52	\$62.60	\$63.70	\$64.81	\$65.94	\$67.10	\$68.27	\$69.47					
Annually		\$117,334	\$119,388	\$121,477	\$123,603	\$125,766	\$127,967	\$130,206	\$132,485	\$134,803	\$137,162	\$139,563	\$142,005	\$144,490					
Bi-Weekly		4,513	4,592	4,672	4,754	4,837	4,922	5,008	5,096	5,185	5,276	5,368	5,462	5,557					
		13.00%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%
Commander		\$63.74	\$65.02	\$66.31	\$67.63	\$68.96	\$70.31	\$71.68	\$73.07	\$74.48	\$75.91	\$77.36	\$78.83	\$80.32					
Annually		\$132,586	\$135,238	\$137,929	\$140,660	\$143,431	\$146,242	\$149,094	\$151,986	\$154,920	\$157,894	\$160,910	\$163,967	\$167,066					
Bi-Weekly		5,100	5,202	5,305	5,410	5,517	5,625	5,734	5,846	5,958	6,073	6,189	6,306	6,426					
		13.00%	2.00%	1.99%	1.98%	1.97%	1.96%	1.95%	1.94%	1.93%	1.92%	1.91%	1.90%	1.89%					
Assistant Chief of Police		\$68.21	\$69.57	\$70.95	\$72.36	\$73.79	\$75.23	\$76.70	\$78.19	\$79.70	\$81.23	\$82.78	\$84.35	\$85.94					
Annually		\$141,867	\$144,704	\$147,584	\$150,506	\$153,471	\$156,479	\$159,531	\$162,625	\$165,764	\$168,947	\$172,174	\$175,445	\$178,761					
Bi-Weekly		5,456	5,566	5,676	5,789	5,903	6,018	6,136	6,255	6,376	6,498	6,622	6,748	6,875					
		7.00%	2.00%	1.99%	1.98%	1.97%	1.96%	1.95%	1.94%	1.93%	1.92%	1.91%	1.90%	1.89%					

Police Pay Plan FY 2026

Effective: 10/1/2025

	Probationary	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
Police Office	3.0%																		
Annually	\$35.79	\$37.08	\$39.50	\$40.16	\$40.82	\$42.45	\$43.15	\$43.86	\$44.59	\$45.32	\$46.07	\$46.83	\$47.60	\$48.39	\$49.19	\$50.00	\$50.82	\$51.66	\$52.52
Bi-Weekly	\$74,439	\$77,118	\$82,167	\$83,523	\$84,901	\$88,297	\$89,754	\$91,235	\$92,740	\$94,270	\$95,826	\$97,407	\$99,014	\$100,648	\$102,308	\$103,997	\$105,712	\$107,457	\$109,230
	2,863	2,966	3,160	3,212	3,265	3,396	3,452	3,509	3,567	3,626	3,686	3,746	3,808	3,871	3,935	4,000	4,066	4,133	4,201
		3.60%	6.55%	1.65%	1.65%	4.00%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%
Corporal/Detective		\$41.76	\$42.44	\$43.15	\$45.63	\$46.42	\$47.24	\$48.06	\$48.90	\$49.76	\$50.63	\$51.52	\$52.42	\$53.34	\$54.27	\$55.22	\$56.19	\$57.17	
Annually		\$86,850	\$88,283	\$89,740	\$94,900	\$96,561	\$98,251	\$99,970	\$101,720	\$103,500	\$105,311	\$107,154	\$109,029	\$110,937	\$112,878	\$114,854	\$116,864	\$118,909	
Bi-Weekly		3,340	3,396	3,452	3,650	3,714	3,779	3,845	3,912	3,981	4,050	4,121	4,193	4,267	4,342	4,418	4,495	4,573	
		5.70%	1.65%	1.65%	5.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%
Sergeant				\$47.79	\$50.54	\$51.42	\$52.32	\$53.24	\$54.17	\$55.11	\$56.08	\$57.06	\$58.06	\$59.07	\$60.11	\$61.16	\$62.23	\$63.32	
Annually				\$99,396	\$105,111	\$106,951	\$108,823	\$110,727	\$112,665	\$114,636	\$116,642	\$118,684	\$120,761	\$122,874	\$125,024	\$127,212	\$129,438	\$131,703	
Bi-Weekly				3,823	4,043	4,114	4,186	4,259	4,333	4,409	4,486	4,565	4,645	4,726	4,809	4,893	4,978	5,066	
				10.76%	5.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%
Lieutenant						\$58.10	\$59.12	\$60.16	\$61.21	\$62.28	\$63.37	\$64.48	\$65.61	\$66.75	\$67.92	\$69.11	\$70.32	\$71.55	
Annually						\$120,854	\$122,969	\$125,121	\$127,311	\$129,539	\$131,806	\$134,112	\$136,459	\$138,848	\$141,277	\$143,750	\$146,265	\$148,825	
Bi-Weekly						4,648	4,730	4,812	4,897	4,982	5,070	5,158	5,248	5,340	5,434	5,529	5,626	5,724	
						13.00%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%
Commander						\$65.66	\$66.97	\$68.30	\$69.65	\$71.03	\$72.42	\$73.83	\$75.26	\$76.72	\$78.19	\$79.68	\$81.20	\$82.73	
Annually						\$136,564	\$139,295	\$142,067	\$144,880	\$147,734	\$150,630	\$153,567	\$156,546	\$159,567	\$162,631	\$165,737	\$168,886	\$172,078	
Bi-Weekly						5,252	5,358	5,464	5,572	5,682	5,794	5,906	6,021	6,137	6,255	6,375	6,496	6,618	
						13.00%	2.00%	1.99%	1.98%	1.97%	1.96%	1.95%	1.94%	1.93%	1.92%	1.91%	1.90%	1.89%	
Assistant Chief of Police						\$70.25	\$71.66	\$73.08	\$74.53	\$76.00	\$77.49	\$79.00	\$80.53	\$82.09	\$83.66	\$85.26	\$86.88	\$88.52	
Annually						\$146,123	\$149,046	\$152,012	\$155,021	\$158,075	\$161,174	\$164,316	\$167,504	\$170,737	\$174,015	\$177,339	\$180,708	\$184,124	
Bi-Weekly						5,620	5,733	5,847	5,962	6,080	6,199	6,320	6,442	6,567	6,693	6,821	6,950	7,082	
						7.00%	2.00%	1.99%	1.98%	1.97%	1.96%	1.95%	1.94%	1.93%	1.92%	1.91%	1.90%	1.89%	

Police Pay Plan FY 2027

Effective: 10/1/2026

	Probationary	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
Police Office	3.5%																		
Annually	\$37.04	\$38.37	\$40.89	\$41.56	\$42.25	\$43.94	\$44.66	\$45.40	\$46.15	\$46.91	\$47.68	\$48.47	\$49.27	\$50.08	\$50.91	\$51.75	\$52.60	\$53.47	\$54.35
Bi-Weekly	\$77,044	\$79,817	\$85,043	\$86,446	\$87,872	\$91,387	\$92,895	\$94,428	\$95,986	\$97,570	\$99,180	\$100,816	\$102,479	\$104,170	\$105,889	\$107,636	\$109,412	\$111,218	\$113,053
	2,963	3,070	3,271	3,325	3,380	3,515	3,573	3,632	3,692	3,753	3,815	3,878	3,942	4,007	4,073	4,140	4,208	4,278	4,348
		3.60%	6.55%	1.65%	1.65%	4.00%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%	1.65%
Corporal/Detective		\$43.22	\$43.93	\$44.66	\$47.22	\$48.05	\$48.89	\$49.75	\$50.62	\$51.50	\$52.40	\$53.32	\$54.25	\$55.20	\$56.17	\$57.15	\$58.15	\$59.17	
Annually		\$89,890	\$91,373	\$92,881	\$98,222	\$99,941	\$101,690	\$103,469	\$105,280	\$107,122	\$108,997	\$110,904	\$112,845	\$114,820	\$116,829	\$118,874	\$120,954	\$123,071	
Bi-Weekly		3,457	3,514	3,572	3,778	3,844	3,911	3,980	4,049	4,120	4,192	4,266	4,340	4,416	4,493	4,572	4,652	4,734	
		5.70%	1.65%	1.65%	5.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%
Sergeant				\$49.46	\$52.30	\$53.22	\$54.15	\$55.10	\$56.06	\$57.04	\$58.04	\$59.06	\$60.09	\$61.14	\$62.21	\$63.30	\$64.41	\$65.54	
Annually				\$102,875	\$108,790	\$110,694	\$112,631	\$114,602	\$116,608	\$118,649	\$120,725	\$122,838	\$124,987	\$127,174	\$129,400	\$131,665	\$133,969	\$136,313	
Bi-Weekly				3,957	4,184	4,258	4,332	4,408	4,485	4,563	4,643	4,725	4,807	4,891	4,977	5,064	5,153	5,243	
				10.76%	5.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%
Lieutenant						\$60.14	\$61.19	\$62.26	\$63.35	\$64.46	\$65.59	\$66.73	\$67.90	\$69.09	\$70.30	\$71.53	\$72.78	\$74.06	
Annually						\$125,084	\$127,273	\$129,501	\$131,767	\$134,073	\$136,419	\$138,806	\$141,236	\$143,707	\$146,222	\$148,781	\$151,385	\$154,034	
Bi-Weekly						4,811	4,895	4,981	5,068	5,157	5,247	5,339	5,432	5,527	5,624	5,722	5,823	5,924	
						13.00%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%	1.75%
Commander						\$67.95	\$69.31	\$70.69	\$72.09	\$73.51	\$74.95	\$76.42	\$77.90	\$79.40	\$80.93	\$82.47	\$84.04	\$85.63	
Annually						\$141,343	\$144,170	\$147,039	\$149,951	\$152,905	\$155,902	\$158,942	\$162,025	\$165,152	\$168,323	\$171,538	\$174,797	\$178,101	
Bi-Weekly						5,436	5,545	5,655	5,767	5,881	5,996	6,113	6,232	6,352	6,474	6,598	6,723	6,850	
						13.00%	2.00%	1.99%	1.98%	1.97%	1.96%	1.95%	1.94%	1.93%	1.92%	1.91%	1.90%	1.89%	
Assistant Chief of Police						\$72.71	\$74.17	\$75.64	\$77.14	\$78.66	\$80.20	\$81.76	\$83.35	\$84.96	\$86.59	\$88.24	\$89.92	\$91.62	
Annually						\$151,237	\$154,262	\$157,332	\$160,447	\$163,608	\$166,815	\$170,068	\$173,367	\$176,713	\$180,106	\$183,546	\$187,033	\$190,568	
Bi-Weekly						5,817	5,933	6,051	6,171	6,293	6,416	6,541	6,668	6,797	6,927	7,060	7,194	7,330	
						7.00%	2.00%	1.99%	1.98%	1.97%	1.96%	1.95%	1.94%	1.93%	1.92%	1.91%	1.90%	1.89%	

File Attachments for Item:

H.6 Discussion And Possible Action For A City Council Town Hall Event November 6, 2024.



CITY COUNCIL AGENDA
September 12, 2024

Item/Subject: Discussion And Possible Action For A Proposed City Council Town Hall Event November 6, 2024

Commentary

City Council Town Halls (“City Council Chat”) began in 2018 to engage residents in a more informal setting, encourage conversations between elected officials, and answer resident questions about the City of Cedar Park. The Town Hall offers residents an opportunity to attend either in person or virtually through Facebook Live.

Historically, the Mayor and two Council members have participated. City staff is proposing Wednesday, November 6, 2024, as a possible date for Council consideration. In addition, staff is requesting that the City Council determine the members who will participate in order to properly market the upcoming November 6, 2024 “City Council Chat.”

Initiating Dept: Community Affairs

Fiscal Impact
Fund:

Budget
Amount:

Finance Director Review

Legal Certification

Approved as to form and content: Yes No **City Attorney**

Associated Information:

2024-2026 Strategic Plan

This agenda item generally supports and furthers the following goals and/or objectives from the City Council 2024-2026 Strategic Plan:

- Goal: Preserve a community that encourages connectedness, has a unique sense of place, and commits to a high quality of life for all.
 - Objective: Strong Community Connections: Foster a sense of community and engage residents in matters that impact them the most.