

NOTICE OF PUBLIC MEETINGS

Aviso de Asamblea Pública

AGENDA

Orden del día

LEON VALLEY CITY COUNCIL MEETINGS *Asambleas del Concejo Municipal de Leon Valley*

MAY 21, 2013, 5:30 P.M.
21 de mayo de 2013, a las 5:30 P.M.

LEON VALLEY CITY HALL, CITY COUNCIL CHAMBERS
Ayuntamiento de la Ciudad de Leon Valley
Despacho del Concejo Municipal

6400 EL VERDE ROAD, LEON VALLEY, TEXAS 78238

SPECIAL MEETING OF THE CITY OF LEON VALLEY CITY COUNCIL, 5:30 P.M.
ASAMBLEA ESPECIAL DEL CONCEJO MUNICIPAL DE LA CIUDAD DE LEON VALLEY, 5:30 PM

1. **Call the Leon Valley Special City Council Meeting to Order, and Determine a Quorum is Present.** *Declarar constituida la asamblea especial del Concejo Municipal de la Ciudad de Leon Valley y determinar que haya quórum presente. (Mayor Riley)*
2. **Executive Session in Accordance with the Texas Government Code**
Sesión ejecutiva de acuerdo al Código gubernamental de Texas
 - A. **The City Council will convene in Executive Session Pursuant to Section 551.074, Personnel Matters: To discuss and conduct an annual performance evaluation of City Manager Manuel Longoria, Jr., as required by the City of Leon Valley's Employment Contract, M&C # 05-06-13.** *El Concejo Municipal se congregará en sesión ejecutiva conforme a la Sección 551.074, Asuntos Personales: Con el fin de discutir y llevar a cabo una evaluación anual sobre el desempeño del Presidente Municipal Manuel Longoria, Jr., según lo requiere el contrato de empleo de la Ciudad de Leon Valley, M&C # 05-06-13.*
 - B. **The City Council will reconvene into Open Session and consider any possible actions resulting from the Executive Session.** *El Concejo Municipal se reunirá de nuevo en sesión abierta y considerará la toma de cualquier medida necesaria que se derive de la Sesión Ejecutiva.*
3. **Adjourn. Clausura.**

SPECIAL MEETING OF THE CITY OF LEON VALLEY CITY COUNCIL, 6:15 P.M.
ASAMBLEA ESPECIAL DEL CONCEJO MUNICIPAL DE LA CIUDAD DE LEON VALLEY, 6:15 PM

1. **Call the Leon Valley Special City Council Meeting to Order, and Determine**

a Quorum is Present. Declarar constituida la asamblea especial del Concejo Municipal de la Ciudad de Leon Valley y determinar que haya quórum presente. (Mayor Riley)

2. **Recognition of Council Member Kathy Hill and Council Member Irene Baldrige. Reconocimiento de los concejales Kathy Hill e Irene Baldrige. (Mayor and City Council)**
3. **Consider Action on a Resolution Canvassing the Results of the May 11, 2013 City of Leon Valley General Election for the Purpose of Electing City Council Members to Council Places No. 1, 3, and 5, M&C # 05-07-13. Considerar la toma de medidas sobre una Resolución para el escrutinio de los resultados de las Elecciones Generales de la Ciudad de Leon Valley, celebradas el 11 de mayo del 2013, para elección de los concejales a los puestos 1, 3 y 5 del Concejo, M&C # 05-07-13. (Willman)**
4. **Present Certificates of Election to Council Members-Elect in Place 1, 3, and 5, M&C # 05-08-13. Presentar los certificados de elección a los concejales electos a los puestos 1, 3 y 5, M&C # 05-08-13. (Mayor Riley)**
5. **Installation of Council Members; Council Member-Elect Ricardo Ruiz, Council Place No. 1; Council Member-Elect Abraham Diaz, Council Place No. 3; and Council Member Paul K. Biever, Council Place No. 5, M&C # 05-09-13. Instalación de los concejales en sus puestos; Concejales electos Ricardo Ruiz, puesto No. 1 del Concejo; Concejales electos Abraham Diaz, puesto No. 3 del Concejo; y Concejales Paul K. Biever, puesto No. 5 del Concejo, M&C # 05-09-13. (The Honorable Judge Larry Noll)**
6. **Adjourn. Clausura.**

There will be a short reception honoring Council Members in Places 1, 3, and 5 in the Leon Valley City Hall Foyer from 6:30 p.m. to 7:00 p.m. The public is cordially invited.
Habrà una breve recepción en honor de los Concejales de los puestos 1, 3 y 5, en el vestíbulo del Ayuntamiento de la Ciudad de Leon Valley, de 6:30 p.m. a 7:00 p.m. El público queda cordialmente invitado.

**REGULAR MEETING OF THE CITY OF LEON VALLEY CITY COUNCIL, 7 P.M.
ASAMBLEA REGULAR DEL CONCEJO MUNICIPAL DE LA CIUDAD DE LEON VALLEY, 7 PM**

1. **Call the City of Leon Valley Regular City Council Meeting to Order, Determine a Quorum is Present, and Pledge of Allegiance. Declarar constituida la asamblea regular del Concejo Municipal de la Ciudad de Leon Valley; determinar que haya quórum presente y recitar la Promesa de Lealtad a la patria. (Mayor Riley)**
2. **Proclamation Declaring May 19-25, 2013 National Public Works Week. Proclamación que declara la semana del 19 al 25 de mayo de 2013, como Semana Nacional de Obras Públicas.**
3. **Citizens to be Heard and Time for Objections to the Consent Agenda.**
"Citizens to be Heard" is for the City Council to receive information on issues that may be of concern to the public. The purpose of this provision of the Open Meetings Act is to

ensure that the public is always given appropriate notice of the items that will be discussed by the Council. Should a member of the public bring an item to the Council for which the subject was not posted on the agenda of that meeting, the Council may receive the information, but cannot act upon it at that meeting. They may direct staff to contact the requestor or request that the issue be placed on a future agenda for discussion by the Council.

Opiniones de los ciudadanos y tiempo para objeciones al Orden del día aprobado. El segmento de "Opiniones de los ciudadanos" es una oportunidad para que el Concejo Municipal reciba información sobre los asuntos que pudieran ser motivo de inquietud para el público. El objetivo de esta disposición de la Ley de Asambleas Abiertas es asegurar que el público siempre reciba aviso oportuno de los temas que serán discutidos por el Concejo. Si un miembro del público presenta un tema al Concejo que no fue publicado en el orden del día de esa asamblea, el Concejo puede recibir la información pero no puede tomar una decisión al respecto en esa asamblea. Es probable que el personal se ponga en contacto con la persona que solicitó la información o se le pida que incluya el asunto en el orden del día de una fecha posterior para consideración del Concejo.

Note: City Council may not debate any non-agenda issue, nor may any action be taken on any non-agenda issue at this time; however City Council may present any factual response to items brought up by citizens [Attorney General Opinion – JC 0169].

Nota: El Concejo Municipal no podrá debatir los asuntos que no estén en el orden del día ni podrán tomarse medidas sobre dichos asuntos en este momento; sin embargo, el Concejo Municipal podría presentar respuestas objetivas a los temas presentados por los ciudadanos [Opinión del Procurador General – JC 0169].

Consent Agenda
Orden del día aprobado

4. **Consider Approval of the Regular City Council Meeting Minutes of May 7, 2013.** *Considerar la aprobación de las Minutas de la Asamblea Regular del Concejo Municipal del 7 de mayo de 2013. (Willman)*
5. **Consider Approval of the Special City Council Meeting Minutes of May 10, 2013.** *Considerar la aprobación de las Minutas de la Asamblea Especial del Concejo Municipal del 10 de mayo de 2013. (Willman)*
6. **Consider Action on City Board, Commission, and Committee Appointments, M&C # 05-10-13.** *Considerar la toma de medidas sobre los nombramientos de la junta municipal, las comisiones y los comités, M&C # 05-10-13. (Willman)*
7. **Consider a Request to Accept the Bid and Award the Contract for the 2012-2013 (Fiscal Year 2013) Bituminous Slurry Seal Project to Intermountain Slurry Seal and Authorize the City Manager to Sign the Contract and Change Orders Up to an Additional 25 Percent of the Bid Amount, M&C # 05-11-13.** *Considerar una solicitud para la aceptación de la cotización y adjudicar el contrato a Intermountain Slurry Seal para el proyecto de sellado con lechada bituminosa para 2012-2013 (año fiscal 2013) y dar autorización al Presidente Municipal para que firme el contrato y cambie las órdenes con un aumento de hasta un 25 por ciento más de la cantidad cotizada, M&C # 05-11-13. (Vick)*
8. **Consider Action Authorizing the City Manager to Negotiate and Enter into a Contract for Insurance Agent of Record of Services with Gallagher Benefit**

Services, Inc., for the City's Employee Group Health Insurance Plans, M&C # 05-12-13. (Caldera). *Considerar la toma de medidas que autoricen al Presidente Municipal a negociar y celebrar un contrato para un Agente de seguros registrado de servicios con Gallagher Benefit Services, Inc., para los Planes de seguro médico de grupo para los empleados municipales, M&C # 05-12-13. (Caldera).*

Regular Agenda
Orden del día regular

9. **Presentation and Report by the City Attorney on the Process to Evaluate Possible Breaches of Contract Regarding the Lease Between the Leon Valley Historical Society and the City of Leon Valley Regarding the Natural Area Park as Requested by the City Council, M&C # 05-13-13.** *Presentación e informe del procurador municipal sobre el proceso para evaluar posibles incumplimientos de contrato con respecto al contrato de arrendamiento entre Leon Valley Historical Society y la Ciudad de Leon Valley sobre el Parque de área natural, según lo solicitó el Concejo Municipal, M&C # 05-13-13. (City Attorney Zech)*
10. **Consider a Request by Northside Independent School District School Museum for a Variance to Chapter 3, "Building Regulations," Article 3.04, "Signs," Section 3.04.011, "On-Premise Signs, "Subsection c(1), "Number and Location," to Allow an Existing Free-Standing Sign Generally Located at 6632 Bandera Road, M&C # 05-14-13.** *Considerar una solicitud del Museo escolar de Northside Independent School District para hacer una variante al Capítulo 3, "Reglamentaciones de construcción", Artículo 3.04, "Letreros", Sección 3.04.011, "Letreros dentro de las instalaciones", apartado c(1), "Número y ubicación", con el fin de permitir un letrero independiente existente que se ubica alrededor de 6632 Bandera Road, M&C # 05-14-13. (Flores)*
11. **Consider Action on an Ordinance Authorizing the City Manager to Enter into a Purchase Agreement and Other Related Contractual Agreements with Huebner Dirt Investments, LTD., for a 3.83 Acre Tract Known as the Murchison Remainer Tract located on Huebner Road Adjacent to the Leon Valley Huebner Water Well, M&C # 05-15-13.** *Considerar la toma de medidas sobre una ordenanza que autorice al Presidente Municipal a celebrar un acuerdo de adquisición, y demás acuerdos contractuales pertinentes, con Huebner Dirt Investments, LTD., sobre un terreno de 3.83 acres conocido como "Murchison Remainer Tract", ubicado en Huebner Road contiguo a Leon Valley Huebner Water Well, M&C # 05-15-13. (Longoria)*
12. **Consider Action Authorizing the City Manager to Negotiate and Execute a Contract with Galvan Neighborhood Management Company for the Operation of the Leon Valley Pool for the 2013 Summer Season, M&C # 05-16-13.** (Caldera). *Considerar la toma de medidas que autoricen al Presidente Municipal a negociar y celebrar un contrato con Galvan Neighborhood Management Company, para la Operación de la alberca de Leon Valley durante la temporada de natación de verano del 2013, M&C # 05-16-13. (Caldera)*
13. **Consider Action Authorizing the City Manager to Negotiate a Construction Manager at Risk Contract with Bartlett Cocke General Contractors for the Construction of a Fire Station, Police Station and Municipal Offices and Authorize the City Manager to Execute the Negotiated Contract; and Providing an Effective**

Date, M&C # 05-17-13. *Considerar la toma de medidas que autoricen al Presidente Municipal a negociar un contrato de gerente de construcción de riesgo (CM at-risk) con Bartlett Cocke General Contractors, para la construcción de una estación de bomberos, estación de policía y oficinas municipales, y autorizar al Presidente Municipal a celebrar el contrato negociado; y estipular una fecha de entrada en vigor, M&C # 05-17-13. (Longoria)*

14. **Presentation by the City Attorney Regarding the Regulation of Short Term Financial Lending Institutions, M&C # 05-18-13.** *Presentación del procurador municipal con respecto a las reglamentaciones de las instituciones de préstamos financieros a corto plazo, M&C # 05-18-13. (City Attorney Zech)*

Discussion Agenda
Orden del día para discusión

15. **City Manager's Report. Informe del Presidente Municipal. (Longoria)**
- A. **Report on the Status of the Evers and Huebner Roads Traffic Improvements Project.** *Reporte sobre el estado del proyecto de mejoramientos de tráfico en Evers Rd. y Huebner Rd.*
 - B. **Policy for the Handling of Found Personal Property.** *Política sobre el manejo de propiedad personal encontrada (objetos extraviados).*
 - C. **City Council Retreat and Possible Direction to Staff.** *Retiro del Concejo municipal y posible dirección al personal.*
 - D. **Financial Statement for April 2013.** *Estado financiero para abril del 2013. (V. Wallace)*
 - E. **Approved Board, Committee, and Commission Meeting Minutes.** *Minutas aprobadas de las asambleas de la junta, los comités y las Comisiones.*
 - (1) *Leon Valley Park Commission Meeting Minutes for March 11, 2013 and April 8, 2013. Minutas de la asamblea de la Comisión de Parques de Leon Valley del 11 de marzo de 2013 y el 8 de abril del 2013.*
 - (2) *2012 Bond Program Oversight Committee Meeting Minutes for March 28, 2013. Minutas de la asamblea del Comité de supervisión del programa de bonos de 2012, del 28 de marzo del 2013.*
 - F. **Monthly Departmental Reports.** *Informes mensuales de los Departamentos.*
 - G. **Future Agenda Items. Temas futuros del orden del día.**
 - (1) *Next Quarterly Update and Dialogue between the City Council and the Leon Valley Economic Development Board of Directors, June. Próxima actualización de información y diálogo trimestral entre el Concejo Municipal y la Junta Directiva de Desarrollo Económico de Leon Valley, en junio.*
 - (2) *Election of Mayor Pro Tem, June. Elecciones de Alcalde interino, en junio.*
 - (3) *Bandera Road Site – CAG Presentation, June 18. Sitio de Bandera Road – Presentación CAG, el 18 de junio.*
 - (4) *Appointments to the 2012 Bond Oversight Committee and the Leon Valley Economic Development Corporation Board of Directors, June. Nombramientos para el Comité de supervisión de bonos del 2012 y la Junta Directiva de Desarrollo Económico de Leon Valley, en junio.*
16. **Citizens to be Heard. Opiniones de los ciudadanos.**
17. **Announcements by the Mayor and Council Members. Anuncios de la Alcaldesa y los**

Concejales.

At this time, reports about items of community interest regarding which no action will be taken may be given to the public as per Chapter 551.0415 of the Government Code, such as: expressions of thanks, congratulations or condolence, information regarding holiday schedules, reminders of social, ceremonial, or community events organized or sponsored by the governing body or that was or will be attended by a member of the Leon Valley Council or a City official. *En este segmento, los informes sobre temas de interés comunitario sobre los cuales no se tomarán medidas, podrían proporcionarse al público de acuerdo al Capítulo 551.0415 del Código Gubernamental, como por ejemplo: las expresiones de agradecimiento, felicitación o condolencias; información sobre los días festivos; recordatorios de eventos sociales, comunitarios o ceremonias que se organizaron o patrocinaron por el órgano directivo o a las que asistió o asistirá un concejal de Leon Valley o un funcionario municipal.*

Executive Session

Sesión Ejecutiva

18. The City Council of the City of Leon Valley reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed on the posted agenda, above, as authorized by the Texas Government Code Sections 551.071 (consultation with attorney), 551.072 (deliberations about real property), 551.073 (deliberations about gifts and donations, 551.074 (personnel matters), 551.076 (deliberations about security devices), and 551.087 (economic development). *El Concejo municipal de la Ciudad de Leon Valley se reserva el derecho de diferir a Sesión Ejecutiva en cualquier momento durante el transcurso de esta asamblea con el fin de discutir cualquiera de los asuntos indicados en el orden del día publicado anteriormente, según lo autorizan las siguientes secciones del Código gubernamental de Texas: Sección 551.071 (consulta con un procurador), Sección 551.072 (deliberaciones sobre bienes raíces), Sección 551.073 (deliberaciones sobre obsequios y donativos), Sección 551.074 (asuntos del personal), Sección 551.076 (deliberaciones sobre dispositivos de seguridad) y la Sección 551.087 (desarrollo económico).*

19. **Adjourn. Clausura.**

Attendance by Other Elected or Appointed Officials: *Asistencia de otros funcionarios electos o designados:*

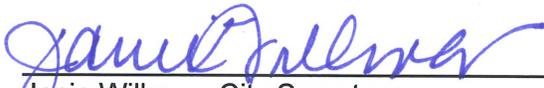
It is anticipated that members of other city board, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of other boards, commissions and/or committees of the City, whose members may be in attendance. The members of other city boards, commissions and/or committees may not participate in discussions on the items listed on the agenda, which occur at the meeting, and no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that city board, commission or committee subject to the Texas Open Meetings Act. [Attorney General Opinion – No. GA-0957 (2012)]. *Se prevé que los miembros de otras juntas, comisiones y/o comités municipales, pudieran asistir a la asamblea en cantidades que pudieran constituir un quórum de otras juntas, comisiones y/o comités municipales. Por este medio se da aviso de que la asamblea, hasta el grado exigido por ley, también es una asamblea de otras juntas, comisiones y/o comités municipales, cuyos miembros podrían estar presentes. Los miembros*

de otras juntas, comisiones y/o comités municipales no podrán participar en discusiones sobre los temas indicados en el orden del día, y que ocurran en la asamblea, y ninguna medida será tomada por dichos asistentes a menos que ese tema y medida sea proporcionados específicamente en una orden del día para tal junta, comisión o comité municipal, sujeto a la Ley de Asambleas Abiertas de Texas. [Opinión del Procurador General – No. GA-0957 (2012)]

I hereby certify that the above NOTICE OF PUBLIC MEETING(S) AND AGENDA OF THE LEON VALLEY CITY COUNCIL were posted on the Bulletin Board at City Hall, 6400 El Verde Road, Leon Valley, Texas, on Friday, May 17, 2013, by 5:30 p.m. and remained posted until after the meeting(s) hereby posted concluded. This notice was likewise posted on the City website at www.leonvalleytexas.gov. This building is wheelchair accessible. Any request for sign interpretive or other services must be made 48 hours ahead of the meeting. To make arrangements call (210) 684-1391, Ext. 216.

Por este medio certifico que el AVISO DE ASAMBLEA(S) PÚBLICA(S) Y ORDEN DEL DÍA DEL CONCEJO MUNICIPAL DE LA CIUDAD DE LEON VALLEY que se indicaron previamente, fueron publicados en el periódico mural del Ayuntamiento ubicado en 6400 El Verde Road, Leon Valley, Texas, el viernes 17 de mayo de 2013, a las 5:30 p.m., a más tardar, y siguieron publicados hasta después de que las asambleas aquí publicadas se dieron por terminadas. Este aviso también se publicó en el sitio Web de esta Ciudad en www.leonvalleytexas.gov. Este edificio tiene acceso para sillas de ruedas. Si necesita un intérprete de lenguaje de señas o cualquier otro servicio, debe solicitarlo con 48 horas de anticipación a la asamblea. Para hacer arreglos llame al teléfono (210) 684-1391, Ext. 216.




Janie Willman, City Secretary
(Secretaria municipal)

MAYOR AND COUNCIL COMMUNICATION

DATE: May 21, 2013
M&C: # 05-06-13

TO: MAYOR AND CITY COUNCIL

SUBJECT: EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS GOVERNMENT CODE, EXECUTIVE SESSION PURSUANT TO SECTION 551.074, PERSONNEL MATTERS: TO DISCUSS AND CONDUCT AN ANNUAL PERFORMANCE EVALUATION OF CITY MANAGER MANUEL LONGORIA, JR., AS REQUIRED BY THE CITY OF LEON VALLEY'S EMPLOYMENT CONTRACT

PURPOSE

The City of Leon Valley employed Manuel Longoria, Jr., as its City Manager effective May 16, 2011. As required by contractual agreement, the City Council will meet in Executive Session, as authorized by the Texas Government Code, Section 551.074, Personnel Matters to discuss and conduct an annual performance evaluation of City Manager Manuel Longoria, Jr. on May 21, 2013.

Following the Executive Session, the City Council will reconvene into Open Session and will consider any possible actions resulting from the Executive Session.

FISCAL IMPACT

As may be authorized by the City Council.

RECOMMENDATION

Not applicable.

S.E.E IMPACT STATEMENT

Social Equity – Local governments that practice transparency and due diligence as a part of their administrative and business processes establish trust and ensure best governance practices for their residents, business owners, and community stakeholders. The City Council of the City of Leon Valley in exercising its oversight management of the City's administration encourage excellence, stability, and retention of quality credentialed employees who in governance and business practices for the City of Leon Valley.

Economic Development – Local governments that provide best governance and use best management practices encourage and attract quality and stable economic development in the in challenging economic times.

Environmental Stewardship – The City Manager's oversight authority of the Executive Administrative Team and the entire City Workforce ensures sound environmental practices and stewardship in the City of Leon Valley and is in keeping with the City Council's published Mission and Values Statement and goals and objectives.

APPROVED: _____

DISAPPROVED: _____

APPROVED WITH THE FOLLOWING COMMENTS: _____

Executive Session Agenda Item 2.A. & 2B.

ATTEST:

Janie Willman, City Secretary

MAYOR AND COUNCIL COMMUNICATION
COMUNICADO A LA ALCALDESA Y EL CONCEJO MUNICIPAL

DATE: May 21, 2013
FECHA: 21 de mayo de 2013
M&C: # 05-07-13

TO: MAYOR AND CITY COUNCIL
PARA: LA ALCALDESA Y EL CONCEJO MUNICIPAL

SUBJECT: CONSIDER ACTION ON A RESOLUTION CANVASSING THE RESULTS OF THE MAY 11, 2013 CITY OF LEON VALLEY GENERAL ELECTION FOR THE PURPOSE OF ELECTING CITY COUNCIL MEMBERS TO CITY COUNCIL MEMBER PLACES NO. 1, 3, AND 5

ASUNTO: CONSIDERAR LA TOMA DE MEDIDAS SOBRE UNA RESOLUCIÓN PARA EL ESCRUTINIO DE LOS RESULTADOS DE LAS ELECCIONES GENERALES DE LA CIUDAD DE LEON VALLEY, CELEBRADAS EL 11 DE MAYO DEL 2013, CON LA FINALIDAD DE ELEGIR A LOS CONCEJALES DE LOS PUESTOS 1, 3 Y 5 DEL CONCEJO MUNICIPAL.

PURPOSE

The City Council ordered the May 11, 2013 General Election on February 19, 2013, by adopting Resolution 13-002 for the purpose of Electing Council Members to Council Place No. 1, Council Place No. 3, and Council Place No. 5., by the qualified voters of the City of Leon Valley, and authorizing the City Manager to contract with the Bexar County Elections Administrator for the conduct of said election, and providing details relating to the conduct of holding the election.

Accordingly, the May 11, 2013 General Election was held jointly with Bexar County for General and Special Elections. This communication serves as transmittal to the back-up information and analysis based on voter activity, including Early Voting and the actual May 11, 2013 Election Day results.

OBJETIVO

El Concejo Municipal ordenó el 19 de febrero del 2013, que se llevaran a cabo las Elecciones Generales del 11 de mayo del 2013, por medio de la adopción de la Resolución 13-002, con el fin de que los electores calificados de la Ciudad de Leon Valley eligieran a los concejales para el puesto 1 del Concejo, el puesto 3 del Concejo y el puesto 5 del Concejo, y autorizar al Presidente Municipal a que celebrara un contrato con el Administrador Electoral del Condado de Bexar para la realización de dichas elecciones, y proporcionar detalles acerca de la realización y celebración de las elecciones.

Por consiguiente, el 11 de mayo del 2013, se llevaron a cabo Elecciones Generales junto con las Elecciones Generales y Especiales del Condado de Bexar. Este comunicado sirve de transmisión a la información de apoyo y análisis basada en la actividad electoral, incluyendo los resultados de la votación adelantada y la votación del 11 de mayo del 2013, día en que, de hecho, se llevaron a cabo las elecciones.

FISCAL IMPACT

Budgeted in Fiscal Year 2013 (FY 2013) Adopted Budget. As previously reported, based on a smaller pool of jurisdictions contracting with Bexar County, there may be a need to pay more than the deposit already paid. Staff committed to making up the difference through savings in

the other FY 2013 budgeted lines.

IMPACTO FISCAL

Presupuestado en el presupuesto adoptado del año fiscal 2013 (FY 2013). Como se reportó previamente sobre la base de una agrupación más pequeña de jurisdicciones que celebraron contrato con el Condado de Bexar, podría existir la necesidad de pagar una cantidad mayor al depósito que ya se hizo. El personal se comprometió a completar la diferencia por medio de los ahorros en los otros ramos presupuestados para el año fiscal 2013.

RECOMMENDATION

That the City Council adopt the Resolution canvassing the results of the May 11, 2013 Elections.

RECOMENDACIÓN

Que el Concejo Municipal adopte la Resolución para el escrutinio de los resultados de las Elecciones del 11 de mayo del 2013.

S.E.E

Social Equity – The electoral process enables residents of Leon Valley who are qualified voters to engage in the promotion and provision of a superior quality of life through the determination of its elected leadership.

Environmental Stewardship – Not applicable.

Economic Development – Not applicable.

S.E.E

Equidad social – El proceso electoral hace posible que los residentes de Leon Valley que sean electores calificados, participen en el fomento y la provisión de una calidad de vida superior, a través de la determinación de sus líderes electos.

Aspecto ambiental – No es aplicable.

Desarrollo económico – No es aplicable.

APPROVED: _____

DISAPPROVED: _____

APROBADO: _____

NO APROBADO: _____

APPROVED WITH THE FOLLOWING AMENDMENTS: _____

APROBADO CON LAS SIGUIENTES ENMIENDAS: _____

ATTEST:

DOY FE:

Janie Willman, City Secretary
(Secretaria municipal)

RUN DATE:05/13/13 10:30 AM

REPORT-EL45A PAGE 001

TOTAL VOTES % EARLY VOTE ELECTION DAY

Council, Place No. 1 CITY OF LEON VALLEY

VOTE FOR 1

(WITH 5 OF 5 PRECINCTS COUNTED)

Kathy Hill	318	40.82	237	81
Ricardo Ruiz	461	59.18	341	120
Over Votes	0		0	0
Under Votes	13		9	4

Jacque Callan

NUMBERED KEY CANVASS

BEXAR COUNTY, TEXAS
JOINT GENERAL AND SPECIAL ELEC
MAY 11, 2013

(EARLY VOTE)

RUN DATE:05/13/13 10:30 AM

REPORT-EL52 PAGE 0001

Council, Place No. 1 CITY OF LEON VALLEY

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = Kathy Hill

02 = Ricardo Ruiz

237 41.00

341 59.00

03 = OVER VOTES

04 = UNDER VOTES

0

9

01 02 03 04

2061	39	29	0	2
2112	34	59	0	2
2143	71	123	0	5
3002	86	128	0	0
3003	7	2	0	0

NUMBERED KEY CANVASS

BEXAR COUNTY, TEXAS
JOINT GENERAL AND SPECIAL ELEC
MAY 11, 2013

(ELECTION DAY)

RUN DATE:05/13/13 10:29 AM

REPORT-EL52 PAGE 0001

Council, Place No. 1 CITY OF LEON VALLEY

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = Kathy Hill

02 = Ricardo Ruiz

81 40.30
120 59.70

03 = OVER VOTES
04 = UNDER VOTES

0
4

01 02 03 04

2061	22	9	0	1
2112	9	31	0	1
2143	18	33	0	0
3002	32	43	0	2
3003	0	4	0	0

NUMBERED KEY CANVASS

BEXAR COUNTY, TEXAS
JOINT GENERAL AND SPECIAL ELEC
MAY 11, 2013

UNOFFICIAL RESULTS

RUN DATE:05/13/13 10:58 AM

REPORT-EL52 PAGE 0001

Council, Place No. 1 CITY OF LEON VALLEY

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = Kathy Hill

02 = Ricardo Ruiz

318 40.82

461 59.18

03 = OVER VOTES

04 = UNDER VOTES

0

13

01 02 03 04

61 38 0 3

43 90 0 3

89 156 0 5

118 171 0 2

7 6 0 0

2061
2112
2143
3002
3003

TOTAL VOTES % EARLY VOTE ELECTION DAY

Council, Place No. 3 CITY OF LEON VALLEY

VOTE FOR 1

(WITH 5 OF 5 PRECINCTS COUNTED)

Abraham Diaz	430	54.99	313	117
Irene Baldrige	352	45.01	266	86
Over Votes	0		0	0
Under Votes	10		8	2

Jacquie Callan

NUMBERED KEY CANVASS

BEXAR COUNTY, TEXAS
JOINT GENERAL AND SPECIAL ELEC
MAY 11, 2013

(EARLY VOTE)

RUN DATE:05/13/13 10:31 AM

REPORT-EL52 PAGE 0001

Council, Place No. 3 CITY OF LEON VALLEY

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = Abraham Diaz

02 = Irene Baldrige

313 54.06

266 45.94

03 = OVER VOTES

04 = UNDER VOTES

0

8

01 02 03 04

2061	33	36	0	1
2112	55	39	0	1
2143	125	71	0	3
3002	97	114	0	3
3003	3	6	0	0

NUMBERED KEY CANVASS

BEXAR COUNTY, TEXAS
JOINT GENERAL AND SPECIAL ELEC
MAY 11, 2013

(ELECTION DAY)

RUN DATE:05/13/13 10:31 AM

REPORT-EL52 PAGE 0001

Council, Place No. 3 CITY OF LEON VALLEY

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = Abraham Diaz

117 57.64

03 = OVER VOTES

0

02 = Irene Baldrige

86 42.36

04 = UNDER VOTES

2

	01	02	03	04
2061	9	23	0	0
2112	28	13	0	0
2143	36	15	0	0
3002	40	35	0	2
3003	4	0	0	0

NUMBERED KEY CANVASS

BEXAR COUNTY, TEXAS
JOINT GENERAL AND SPECIAL ELEC
MAY 11, 2013

UNOFFICIAL RESULTS

RUN DATE:05/13/13 10:59 AM

REPORT-EL52 PAGE 0001

Council, Place No. 3 CITY OF LEON VALLEY

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = Abraham Diaz

430 54.99

03 = OVER VOTES

0

02 = Irene Baldrige

352 45.01

04 = UNDER VOTES

10

	01	02	03	04
2061	42	59	0	1
2112	83	52	0	1
2143	161	86	0	3
3002	137	149	0	5
3003	7	6	0	0

	TOTAL VOTES	%	EARLY VOTE	ELECTION DAY
Council, Place No. 5 CITY OF LEON VALLEY				
VOTE FOR 1				
(WITH 5 OF 5 PRECINCTS COUNTED)				
Paul K. Biever	433	55.73	321	112
Monica Alcocer	344	44.27	255	89
Over Votes	0		0	0
Under Votes	15		11	4

Jaques Callow

NUMBERED KEY CANVASS

BEXAR COUNTY, TEXAS
JOINT GENERAL AND SPECIAL ELEC
MAY 11, 2013

(EARLY VOTE)

RUN DATE:05/13/13 10:32 AM

REPORT-EL52 PAGE 0001

Council, Place No. 5 CITY OF LEON VALLEY

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = Paul K. Biever
02 = Monica Alcocer

321 55.73
255 44.27

03 = OVER VOTES
04 = UNDER VOTES

0
11

	01	02	03	04
2061	23	44	0	3
2112	52	40	0	3
2143	134	62	0	3
3002	112	100	0	2
3003	0	9	0	0

2061
2112
2143
3002
3003

NUMBERED KEY CANVASS

BEXAR COUNTY, TEXAS
JOINT GENERAL AND SPECIAL ELEC
MAY 11, 2013

(ELECTION DAY)

RUN DATE:05/13/13 10:32 AM

REPORT-EL52 PAGE 0001

Council, Place No. 5 CITY OF LEON VALLEY

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = Paul K. Biever
02 = Monica Alcocer

112 55.72
89 44.28

03 = OVER VOTES
04 = UNDER VOTES

0
4

	01	02	03	04
2061	8	24	0	0
2112	24	16	0	1
2143	33	17	0	1
3002	43	32	0	2
3003	4	0	0	0

2061
2112
2143
3002
3003

NUMBERED KEY CANVASS

RUN DATE:05/13/13 10:59 AM

BEXAR COUNTY, TEXAS
JOINT GENERAL AND SPECIAL ELEC
MAY 11, 2013

UNOFFICIAL RESULTS

REPORT-EL52 PAGE 0001

Council, Place No. 5 CITY OF LEON VALLEY

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = Paul K. Biever
02 = Monica Alcocer

433 55.73
344 44.27

03 = OVER VOTES
04 = UNDER VOTES

0
15

	01	02	03	04
2061	31	68	0	3
2112	76	56	0	4
2143	167	79	0	4
3002	155	132	0	4
3003	4	9	0	0

2061
2112
2143
3002
3003

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS, CANVASSING ELECTION RETURNS OF THE JOINT, GENERAL, AND SPECIAL ELECTION HELD IN CONJUNCTION WITH BEXAR COUNTY ON MAY 11, 2013, FOR THE PURPOSE OF ELECTING THREE CITY COUNCIL MEMBERS, AT LARGE, FOR THE CITY COUNCIL, ONE CITY COUNCIL MEMBER PLACE NO. 1, ONE CITY COUNCIL MEMBER PLACE NO. 3, AND ONE CITY COUNCIL MEMBER PLACE NO. 5, AND DECLARING ELECTED CITY COUNCIL MEMBERS IN COUNCIL PLACE NOS. 1, 3, AND 5; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 11, 2013, in accordance with the relevant provisions of the Texas Election Code and the City of Leon Valley Code of Ordinances, the general municipal election was held for the purpose of electing one City Council Member in Place No. 1, one City Council Member in Place No. 3, and one City Council Member in Place No. 5; and

WHEREAS, the City Council ordered a General Election in the City of Leon Valley to be held on May 11, 2013, jointly with Bexar County for the purpose of electing City Council Members in Place Nos. 1, 3, and 5, by the qualified voters of the City of Leon Valley and authorized the City Manager to contract with the Bexar County Elections Administrator for the conduct of said election; and

WHEREAS, the City Secretary and Bexar County Elections Administrator have administered all matters pertaining to the conduct of said election; and

WHEREAS, the election officers who held said elections have duly made the returns of the results thereof; and

WHEREAS, the Mayor by her signature hereon concurs with the results of the election as determined by the election officers holding said election and herein declared;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS:

Section 1. That the Mayor and the City Council officially find and determine that said elections were duly ordered, that proper notice of said elections was duly given, that proper election officers were duly appointed prior to said elections, that said elections were duly held, that due returns of the results of said elections have been made and delivered, and that the Mayor and City Council have duly canvassed said returns, all in accordance with law.

Section 2. That the Mayor and City Council officially find and determine that every person attaining the age of eighteen (18) years and having resided within the limits of the City of Leon Valley for thirty (30) days next preceding the date above fixed for said election and who was a qualified voter under the laws of the State of Texas was permitted to vote at said election and who was a qualified voter under the laws of the State of Texas was permitted to vote at said election for the candidates for which they were entitled to vote, therefore, to-wit:

City Council Member Place No. 1

Ricardo Ruiz 461 votes
Kathy Hill 318 votes

City Council Member Place No. 3

Abraham Diaz 430 votes
Irene Baldrige 352 votes

City Council Member Place No. 5

Paul K. Bieber 433 votes
Monica Alcocer 344 votes

Total Under Votes 38 votes
Total Provisional Votes _____ votes
Total Overseas Ballots _____ votes

Section 3. That the Mayor and City Council hereby officially find, determine and declare the results of said election to be as follows:

City Council Member Place No. 1 – Ricardo Ruiz received a majority of the votes cast in said election and is hereby declared elected as City Council Member Place No. 1.

City Council Member Place No. 3 – Abraham Diaz received a majority of the votes cast in said election and is hereby declared elected as City Council Member Place No. 3.

City Council Member Place No. 5 – Paul K. Bieber received a majority of the votes cast in said election and is hereby declared elected as City Council Member Place No. 5.

Section 4. That this resolution shall be effective immediately upon adoption.

APPROVED AND ADOPTED by the City Council of the City of Leon Valley this 21st day of May, 2013.

Mayor Chris Riley

ATTEST:

Janie Willman, City Secretary

RESOLUCIÓN NÚM. _____

UNA RESOLUCIÓN DEL CONCEJO MUNICIPAL DE LA CIUDAD DE LEON VALLEY, TEXAS, PARA EL ESCRUTINIO DE LOS RESULTADOS ELECTORALES DE LAS ELECCIONES CONJUNTAS, GENERALES Y ESPECIALES LLEVADAS A CABO JUNTO CON LAS DEL CONDADO DE BEXAR EL DÍA 11 DE MAYO DE 2013, CON EL FIN DE ELEGIR TRES CONCEJALES, DE TODA EL ÁREA, PARA EL CONCEJO MUNICIPAL: UN CONCEJAL PARA EL PUESTO 1, UN CONCEJAL PARA EL PUESTO 3 Y UN CONCEJAL PARA EL PUESTO 5; Y DECLARAR ELECTOS A LOS CONCEJALES DE LOS PUESTOS 1, 3 Y 5; Y PROPORCIONAR UNA FECHA DE ENTRADA EN VIGOR.

CONSIDERANDO que el 11 de mayo de 2013, de acuerdo a las disposiciones pertinentes del Código Electoral de Texas y el Código de Ordenanzas de la Ciudad de Leon Valley, las elecciones generales del municipio se llevaron a cabo con el fin de elegir un Concejal para el puesto 1, un Concejal para el puesto 3 y un Concejal para el puesto 5 del Concejo Municipal; y

CONSIDERANDO que el Concejo Municipal ordenó que se llevaran a cabo Elecciones Generales en la Ciudad de Leon Valley el día 11 de mayo de 2013, junto con las del Condado de Bexar, con el fin de que los electores calificados de la Ciudad de Leon Valley elijan Concejales para los puestos 1, 3 y 5; y autorizó al Presidente Municipal a que hiciera un contrato con el Administrador Electoral del Condado de Bexar para la realización de dichas elecciones; y

CONSIDERANDO que la Secretaria Municipal y el Administrador Electoral del Condado de Bexar han administrado todos los asuntos pertinentes a la realización de dichas elecciones; y

CONSIDERANDO que los funcionarios electorales que celebraron dichas elecciones han hecho debidamente el escrutinio de los resultados electorales de las mismas; y

CONSIDERANDO que la Alcaldesa con su firma en la presente manifiesta su acuerdo con los resultados electorales según lo determinan los funcionarios electorales que celebraron dichas elecciones y aquí declararon;

POR LO TANTO, RESUÉLVASE AHORA POR EL CONCEJO MUNICIPAL DE LA CIUDAD DE LEON VALLEY, TEXAS:

Sección 1. Que la Alcaldesa y el Concejo Municipal pronuncien y determinen oficialmente que dichas elecciones se ordenaron debidamente, que se dio la notificación apropiada de dichas elecciones de la manera debida, que los funcionarios electorales apropiados fueron debidamente designados antes de dichas elecciones, que dichas elecciones se celebraron debidamente, que los debidos resultados electorales de dichas elecciones se han hecho y entregado, y que la Alcaldesa y el Concejo Municipal han hecho el debido escrutinio de dichos resultados electorales, todo de acuerdo con la ley.

Sección 2. Que la Alcaldesa y el Concejo Municipal pronuncien y determinen oficialmente que a toda persona de dieciocho (18) años de edad y que haya residido dentro de los límites de la Ciudad de Leon Valley durante treinta (30) días inmediatamente previos a la

Chris Riley, Alcaldesa

DOY FE:

Janie Willman, Secretaria municipal

Leon Valley General Election of May 11, 2013

Eleccion General de Leon Valley de 11 de mayo de 2013

Official Tabulation of Election Results

Tabulacion oficial de Resultados de Eleccion

Total Votes Cast:

Total numero de votos:

	Early Voting <i>Votacion Adelantada</i>	Election Day <i>Dia de Eleccion</i>					Total Votes* <i>Votos Total*</i>
Kathy Hill		2061	2143	2112	3002	3003	
Council Place No. 1 <i>Concejal Sitio Numero 1</i>	237	22	18	9	32	0	318
Ricardo Ruiz		2061	2143	2112	3002	3003	
Council Place No. 1 <i>Concejal Sitio Numero 1</i>	341	9	33	31	43	4	461
Abraham Diaz		2061	2143	2112	3002	3003	
Council Place No. 3 <i>Concejal Sitio Numero 3</i>	313	9	36	28	40	4	430
Irene Baldrige		2061	2143	2112	3002	3003	
Council Place No. 3 <i>Concejal Sitio Numero 3</i>	266	23	15	13	35	0	352
Paul K. Biever		2061	2143	2112	3002	3003	
Council Place No. 5 <i>Concejal Sitio Numero 5</i>	321	8	33	24	43	4	433
Monica Alcocer		2061	2143	2112	3002	3003	
Council Place No. 5 <i>Concejal Sitio Numero 5</i>	255	24	17	16	32	0	344

Leon Valley General Election of May 11, 2013

Eleccion General de Leon Valley de 11 de mayo de 2013

Official Tabulation of Election Results

Tabulacion oficial de Resultados de Eleccion

	Early Voting <i>Votacion Adelantada</i>	Election Day <i>Dia de Eleccion</i>	Total Votes* <i>Votos Total*</i>
Total Votes Cast: Total numero de votos:			

Total Provisional Voters* To be determined by Bexar County Elections.

Total votantes provisional Ser determinado pro el Condado de Bexar Elecciones.*

We, the undersigned, certify that the figures on the tally sheets correspond with the figures on the election returns.

Mayor Chris Riley

Council Place No. 1 – Kathy Hill

Council Place No. 2 - Art Reyna

Council Place No. 3 – Irene S. Baldrige

Council Place No. 4 – Jack Dean

Council Place No. 5 – Paul K. Biever

ATTEST:

City Secretary Janie Willman

Canvass the Results of the
May 11, 2013
City of Leon Valley
General Election

Special City Council Meeting
May 21, 2013

Official Canvass

- Official tabulation of the election results
- Includes the tabulation for each candidate
- Total number of votes received by precinct for Early Voting & Election Day
- Records preserved for 6 or 22 months, as required by law
- Summary of all votes sent to Secretary of State

Official Canvass

- Canvass document information prepared & signed by Bexar County Elections Administrator
- Final Signed Documents received by electronic mail on May 13, 2013
- Electronic mail on May 16, 2013 confirmed
 - There were no overseas mail ballots for the City of Leon Valley
 - There were no provisional ballots for the City of Leon Valley
 - There are no outstanding ballots for the City of Leon Valley

Kathy Hill
 Contested Council Place No. 1,
 Candidate Kathy Hill = 318 Total Votes

Precincts	2061	2112	2143	3002	3003
Early Voting	39	34	71	86	7
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Election Day	22	9	18	32	0
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Late / Overseas or Provisional Voters					
Grand Total	61	43	89	118	7

Ricardo Ruiz
Contested Council Place No. 1,
Candidate Ricardo Ruiz = 461 Total Votes

Precincts	2061	2112	2143	3002	3003
Early Voting	29	59	123	128	2
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Election Day	9	31	33	43	4
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Late / Overseas or Provisional Voters					
Grand Total	38	90	156	171	6

Abraham Diaz
 Contested Council Place No. 3,
 Candidate Abraham Diaz = 430 Total Votes

Precincts	2061	2112	2143	3002	3003
Early Voting	33	55	125	97	3
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Election Day	9	28	36	40	4
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Late / Overseas or Provisional Voters					
Grand Total	42	83	161	137	7

Irene Baldrige
 Contested Council Place No. 3,
 Candidate Irene Baldrige = 352 Total Votes

Precincts	2061	2112	2143	3002	3003
Early Voting	36	39	71	114	6
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Election Day	23	13	15	35	0
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Late / Overseas or Provisional Voters					
Grand Total	59	52	86	149	6

Paul K. Biever
 Contested Council Place No. 5,
 Candidate Paul K. Biever = 433 Total Votes

Precincts	2061	2112	2143	3002	3003
Early Voting	23	52	134	112	0
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Election Day	8	24	33	43	4
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Late / Overseas or Provisional Voters					
Grand Total	31	76	167	155	4

Monica Alcocer
Contested Council Place No. 5,
Candidate Monica Alcocer = 344 Total Votes

Precincts	2061	2112	2143	3002	3003
Early Voting	44	40	62	100	9
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Election Day	95	121	152	225	12
Over Votes	0	0	0	0	0
Under Votes	Not attributed by Candidate				
Late / Overseas or Provisional Voters					
Grand Total	139	56	79	132	9

VOTES CAST BY PRECINCT FOR LEON VALLEY MAY 11, 2013 GENERAL ELECTION

Precincts	2061	2112	2143	3002	3003
Early Voting	204	279	586	637	27
Over Votes	0	0	0	0	0
Under Votes	28 Total Under Votes during the Early Voting Period for all Precincts				
Election Day	24	16	17	32	0
Over Votes	0	0	0	0	0
Under Votes	10 Total Under Votes on Election Day for all Precincts				
Late / Overseas or Provisional Voters					
Grand Total	228	295	603	669	27

VOTES CAST BY PRECINCT FOR LEON VALLEY MAY 11, 2013 GENERAL ELECTION

TOTAL EARLY VOTES	1,733
TOTAL ELECTION DAY VOTES	605
LATE MAIL, PROVISIONAL, OVERSEAS VOTES	0
TOTAL VOTES	2,338
• UNDER VOTES	38
• OVER VOTES	0

Election Results

- **City Council Member, Place No. 1**
 - Kathy Hill 318 Votes
 - Ricardo Ruiz 461 Votes - Elected
- **City Council Member, Place No. 3**
 - Abraham Diaz 430 Votes - Elected
 - Irene Baldrige 352 Votes
- **City Council Member, Place No. 5**
 - Paul K. Biever 433 Votes - Elected
 - Monica Alcocer 344 Votes

Canvass the Results of the
May 11, 2013
City of Leon Valley
General Election

Special City Council Meeting
May 21, 2013

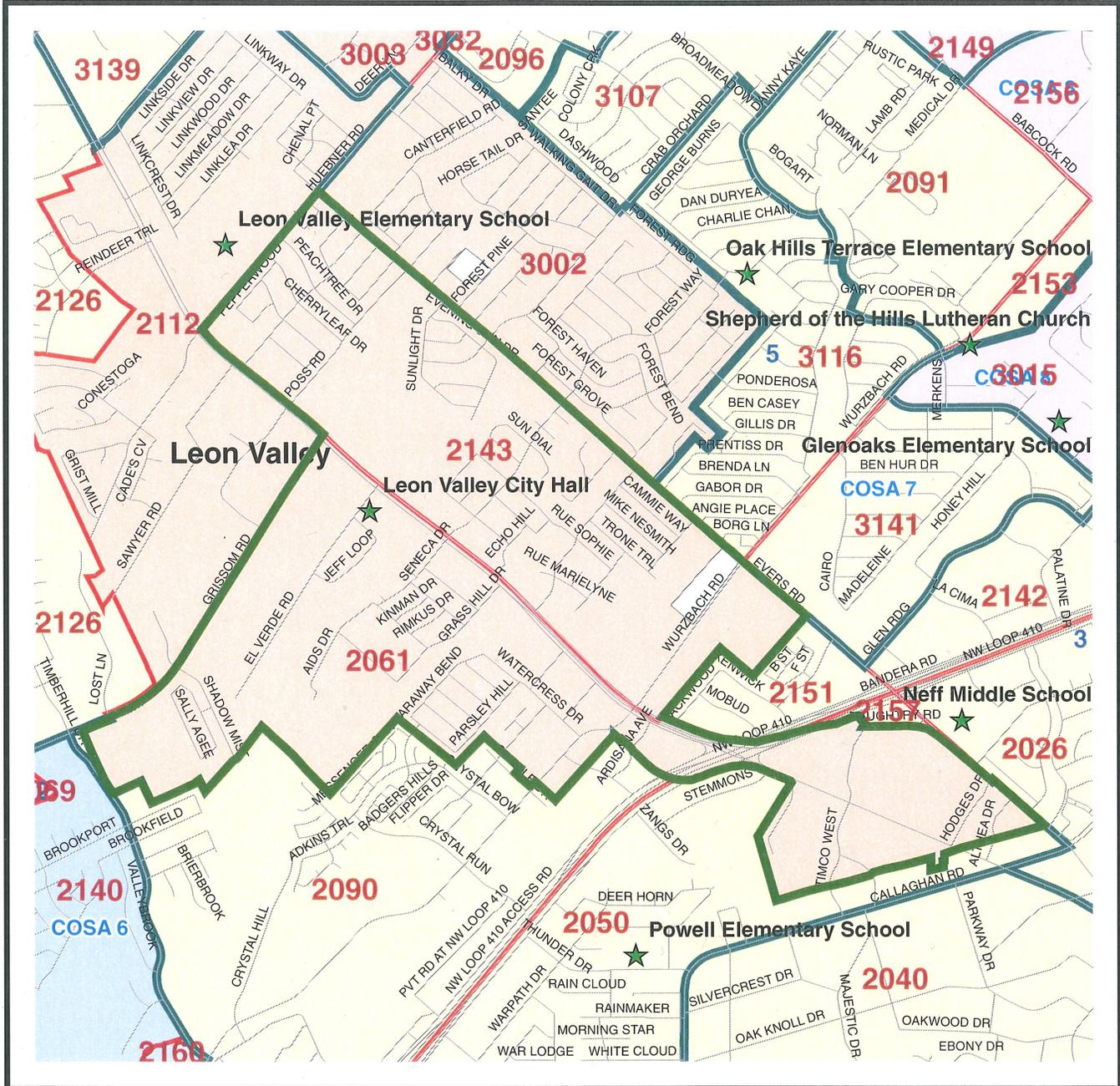


Bexar County Voting Precinct

Joint General and Special Elections

May 13, 2013

2061 /2143 Leon Valley City Hall



Only area shaded in color is eligible to vote here.

Legend

- ED Sites
- Poll Site Boundary
- Voter Precincts

Prepared by the Elections Office
 203 W. Nueva, Ste.3.61
 San Antonio, Texas 78207

Effective 05/11/2013

Agenda Item 4

MAYOR AND COUNCIL COMMUNICATION

DATE: May 21, 2013
M&C# 05-08-13

TO: MAYOR AND CITY COUNCIL

SUBJECT: TO ISSUE CERTIFICATES OF ELECTION TO COUNCIL MEMBERS RUIZ, DIAZ, AND BIEVER FOLLOWING THE MAY 13, 2013 GENERAL ELECTION

PURPOSE:

This agenda item will allow Mayor Riley to issue certificates of election to Council Members-Elect Ruiz and Diaz and to Council Member Biever.

FISCAL IMPACT

None

APPROVED: _____ DISAPPROVED: _____

APPROVED WITH THE FOLLOWING

AMENDMENTS: _____

ATTEST:

Janie Willman, City Secretary



CERTIFICATE OF ELECTION

The State of Texas

County of Bexar

THIS IS TO CERTIFY

That at an election held in the City of Leon Valley, State of Texas, on the 11th day of May 2013,

Ricardo Ruiz

having received the highest number of votes cast at said election for any candidate for the office herein named, was duly elected by the people of the City of Leon Valley for the office of:

Council Member Place No. 1

within the City of Leon Valley, State of Texas.

IN TESTIMONY WHEREOF, I, Chris Riley, Mayor of the City of Leon Valley, State of Texas, have hereunto subscribed my name at office in Bexar County, Texas, this the 21st day of May, 2013.

Chris Riley, Mayor

ATTEST:

Janie Willman, City Secretary



CERTIFICATE OF ELECTION

The State of Texas

County of Bexar

THIS IS TO CERTIFY

That at an election held in the City of Leon Valley, State of Texas, on the 11th day of May 2013,

Abraham Diaz

having received the highest number of votes cast at said election for any candidate for the office herein named, was duly elected by the people of the City of Leon Valley for the office of:

Council Member Place No. 3

within the City of Leon Valley, State of Texas.

IN TESTIMONY WHEREOF, I, Chris Riley, Mayor of the City of Leon Valley, State of Texas, have hereunto subscribed my name at office in Bexar County, Texas, this the 21st day of May, 2013.

Chris Riley, Mayor

ATTEST:

Janie Willman, City Secretary



CERTIFICATE OF ELECTION

The State of Texas

County of Bexar

THIS IS TO CERTIFY

That at an election held in the City of Leon Valley, State of Texas, on the 11th day of May 2013,

Paul K. Biever

having received the highest number of votes cast at said election for any candidate for the office herein named, was duly elected by the people of the City of Leon Valley for the office of:

Council Member Place No. 5

within the City of Leon Valley, State of Texas.

IN TESTIMONY WHEREOF, I, Chris Riley, Mayor of the City of Leon Valley, State of Texas, have hereunto subscribed my name at office in Bexar County, Texas, this the 21st day of May, 2013.

Chris Riley, Mayor

ATTEST:

Janie Willman, City Secretary

Agenda Item 5 – Installation of Officers

MAYOR AND COUNCIL COMMUNICATION

DATE: May 21, 2013
M&C# 05-09-13

TO: MAYOR AND CITY COUNCIL

**SUBJECT: INSTALLATION OF OFFICERS; COUNCIL MEMBER RUIZ, DIAZ, AND
COUNCIL MEMBER BIEVER**

PURPOSE:

The Honorable Judge Larry Noll will administer the Statement of Appointed Officers and Oath of Office to Council Members Ruiz, Diaz, and Biever. Council Members Ruiz, Diaz, and Biever will officially take their seats at the dais and begin conducting business in their respective new terms of office.

FISCAL IMPACT

None

APPROVED: _____ DISAPPROVED: _____

APPROVED WITH THE FOLLOWING

AMENDMENTS: _____

ATTEST:

Janie Willman, City Secretary

This space reserved for office use

Submit to:
SECRETARY OF STATE
Government Filings Section
P O Box 12887
Austin, TX 78711-2887
512-463-6334



OATH OF OFFICE

Filing Fee: None

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, Ricardo Ruiz, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of Council Place No. 1 of the City of Leon Valley of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

Signature of Officer

.....
State of Texas)
County of Bexar)

Sworn to and subscribed before me
this 21st day of May, 2013.

(seal)

Signature of Notary Public or Other Officer
Administering Oath
The Honorable Judge Larry Noll

Printed or Typed Name

This space reserved for office use

Submit to:
SECRETARY OF STATE
Government Filings Section
P O Box 12887
Austin, TX 78711-2887
512-463-6334



OATH OF OFFICE

Filing Fee: None

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, Abraham Diaz, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of Council Place No. 3 of the City of Leon Valley of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

Signature of Officer

.....
State of Texas)
County of Bexar)

Sworn to and subscribed before me
this 21st day of May, 2013.

(seal)

Signature of Notary Public or Other Officer
Administering Oath
The Honorable Judge Larry Noll

Printed or Typed Name

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Submit to:
SECRETARY OF STATE
Government Filings Section
P O Box 12887
Austin, TX 78711-2887
512-463-6334



OATH OF OFFICE

Filing Fee: None

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, Paul K. Biever, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of Council Place No. 5 of the City of Leon Valley of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

Signature of Officer

.....
State of Texas)
County of Bexar)

Sworn to and subscribed before me
this 21st day of May, 2013.

(seal)

Signature of Notary Public or Other Officer
Administering Oath
The Honorable Judge Larry Noll
Printed or Typed Name



A PROCLAMATION

WHEREAS, public works services provided in our community are an integral part of our citizens' everyday lives; and

WHEREAS, the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as water, sewers, streets and highways, public buildings, and solid waste collection; and

WHEREAS, the health, safety, and comfort of our community greatly depends on these facilities and services; and

WHEREAS, the quality and effectiveness of these facilities, as well as their planning, design, and construction, are vitally dependent upon the efforts and skill of public works employees; and

WHEREAS, the efficiency of the qualified and dedicated personnel who staff public works departments is materially influenced by the attitude and understanding of the importance of the work they perform to those served; and

NOW THEREFORE, I, CHRIS RILEY, MAYOR, of the City of Leon Valley, on behalf of the City Council, do hereby proclaim the week of May 19 - 25 as National Public Works Week in the City of Leon Valley and I call upon all citizens and civic organizations to acquaint themselves with the issues involved in providing our public works and to recognize the contributions which our Public Works Employees make every day to our health, safety, comfort, and quality of life.

Signed by my hand on this 21st day of May, 2013.

Chris Riley
Chris Riley, Mayor



Agenda Item 4

**CITY COUNCIL MEETING OF THE CITY OF LEON VALLEY, TEXAS
MAY 7, 2013**

The City Council of the City of Leon Valley, Texas, met on the 7th day of May, 2013, at 7:00 p.m. at the Leon Valley City Council Chambers, at 6400 El Verde Road, Leon Valley, Texas, for the purpose of the following business, to-wit:

- 1. Call the City of Leon Valley Regular City Council Meeting to Order, Determine a Quorum is Present, and Pledge of Allegiance.** Mayor Riley called the Regular City Council Meeting to order at 7 p.m. with the following City Council Members in attendance: Hill, Reyna, Baldrige, Dean, and Bieber.

City staff in attendance: City Manager Longoria, City Attorney Zech, City Secretary Willman, Economic Development Director Mora, Interim Fire Chief Valdez, Human Resources Director Caldera, Library Director Trent, Police Chief Wallace, and Public Works Director Vick.

Councilman Reyna led the assembly in the Pledge of Allegiance following a moment of silence for Senator Leticia Van de Putte's grandson, infant Rex Neal Van De Putte.

- 2. Proclamation Declaring May as Motorcycle Safety and Awareness Week.** Mayor Riley called Mr. John Caillouette, Safety and Awareness Coordinator, San Antonio Region, Texas Confederation of Clubs and Independent Riders, forward to receive the Proclamation.
- 3. Citizens to be Heard and Time for Objections to the Consent Agenda.**

Linda Persyn, Past President of the Leon Valley Historical Society, addressed the City Council to provide information and clarification that the Historic Huebner-Onion Homestead was a stagecoach stop. She noted that persons campaigning for some of the City Council candidates were stating the Historic Homestead was never a stagecoach stop. Ms. Persyn shared documentation establishing the Homestead's historic past.

Consent Agenda

Motion by Councilwoman Hill and second by Councilman Reyna to approve the Consent Agenda Items 4, 5, and 6. Voting Aye: Hill, Reyna, Baldrige, Dean, and Bieber. Voting Nay: None. Mayor Riley announced the motion carried.

- 4. Consider Approval of the Regular City Council Meeting Minutes of April 16, 2013.** Approved the Regular City Council Meeting Minutes of April 16, 2013.
- 5. Consider Approval of the City Council Meeting Minutes of the Candidates Forum Conducted on April 30, 2013.** Approved the City Council Meeting Minutes of the Candidates Forum conducted on April 30, 2013.
- 6. Consider Action on City Board, Commission, and Committee Appointments, M&C # 05-01-13.** Appointed Mr. Mike McCarley to the Branding/Identity City Council Subcommittee; appointed Ms. Lehua Wood to the Communications City Council

Agenda Item 4

**CITY COUNCIL MEETING OF THE CITY OF LEON VALLEY, TEXAS
MAY 7, 2013**

Subcommittee; appointed Ms. Lehua Wood, Mr. Jason Hudson, Ms. Wendy Gibson, Mr. Carlos Vera (representing the Community Events Committee), and Mr. Tom D. LeRoy (representing the Leon Valley Chamber of Commerce) to the Festivals City Council Subcommittee; all by minute order.

Regular Agenda

7. **Consider Action on a Budget Adjustment to Accept and Authorize the Expenditure of \$1,000 Library Grant, M&C # 05-02-13.** Library Director Trent made a brief presentation regarding the requested Budget Adjustment to accept and authorize the \$1,000 expenditure of a Library Grant received from the Pearl Project.

Councilwoman Hill asked for an approximate estimate of the number of books the \$1,000 might purchase. Library Director Trent noted most books cost about \$25 each, some are available at a discounted price. She stated the money will be used to purchase books and materials for the young people expected to use the new Children's Wing currently under construction.

Motion by Councilman Reyna and second by Councilwoman Baldrige to adopt the Ordinance approving amendments to the original budget for the Fiscal Year of 2013. Voting Aye: Hill, Reyna, Baldrige, Dean, and Biever. Voting Nay: None. Mayor Riley announced the motion carried.

Adopted Ordinance No. 13-019 – Approving Amendments to the Original Budget of the City of Leon Valley, Texas, for the Fiscal Year of 2013

8. **Approve an Ordinance Authorizing the City Manager to Enter Into a Memorandum of Understanding With the Texas Department of Transportation (TXDOT) Regarding the Adoption of TXDOT's Disadvantaged Business Enterprise (DBE) Program as a Requirement For Obtaining Future Transportation Related Funds From TXDOT, M&C # 05-03-13.**

City Manager Longoria made a presentation to the City Council regarding this agenda item. Mr. Longoria reported that during the process of requesting funding for the construction of a proposed hike and bike trail, staff learned that in order for the City to be reimbursed for any costs associated with any transportation-related project through the Texas Department of Transportation (TxDOT), the City must enter into a Memorandum of Understanding with TxDOT regarding their Disadvantaged Business Enterprise (DBE) Program. The City Manager explained that the DBE Program encourages minority-owned and women-owned business enterprises to participate in the federally funded government contracts by establishing DBE participation goals.

Motion by Councilman Dean and second by Councilman Biever to approve an Ordinance authorizing the City Manager to enter into a Memorandum of Understanding with TxDOT regarding the adoption of TxDOT's federally approved DBE Program as a requirement for obtaining future transportation-related funds from TxDOT. Voting Aye: Hill, Reyna, Baldrige, Dean, and Biever. Voting Nay: None. Mayor Riley announced the motion carried.

Approved Ordinance No. 13-020 - Authorizing the City Manager to Enter into a

Agenda Item 4

**CITY COUNCIL MEETING OF THE CITY OF LEON VALLEY, TEXAS
MAY 7, 2013**

Memorandum of Understanding (MOU) with the Texas Department of Transportation (TXDOT) Regarding the Adoption of TXDOT's Federally Approved Disadvantaged Business Enterprise Program as a Requirement for Obtaining Future Transportation Related Funds from TXDOT.

Discussion Agenda

- 9. Report on the Completion of the Defensible Space Project at the Leon Valley Natural Area, M&C # 05-04-13.** Interim Fire Chief Valdez presented a report including before and after photos of the Defensible Space Project completed at the Leon Valley Natural Area on May 1. Mr. Valdez detailed the goals completed and challenges encountered during the Project work. He reported that the City's in-kind contributions totaled \$5,332 based on the Fire Department's cost of \$1,778 and the Public Works Department's cost of \$3,554. Interim Fire Chief Valdez reported that with the construction of the Defensible Space completed, ongoing maintenance will be required to remain in compliance with the international Fire Code and that periodic inspections will be done by the Leon Valley Fire Department.

Councilman Biever had suggested sending the neighboring homeowners a letter that they might send to their insurance companies because there might be a deduction on their homeowner coverage premiums. Interim Fire Chief Valdez reported he was working on those letters.

Councilman Dean congratulated and acknowledged Interim Fire Chief Valdez' efforts on this project with the Texas A&M Forestry Service along with the City Manager's leadership. Mr. Dean stated that using the TFS saved the City a great deal of money indicating that had the City had to do all of the work the cost would have been catastrophic as far as the City's budget is concerned. Mr. Dean noted that now that the Defensible Space Project is completed, it needs to be maintained.

Mayor Riley asked to what the difference between the [forecasted] amount of \$9,886 and the \$5,332 amounts was attributable. The Interim Fire Chief answered the difference in the cost to complete the project was attributed to the speed with which the Project was completed; the work was done in 3 days instead of 10 days.

Councilwoman Baldrige noted that it was admirable to have the Texas Forestry Service showing us how to do the work the right way. She indicated she knows our intentions are all good and we think we're doing things the right way, the safest way. She stated the expertise that was brought to and shared with the City; we can live with for a long time.

- 10. Report on City's Pool Operations and Annual Operating Costs, with Possible Direction to Staff.** The City Manager introduced this agenda item as a follow-up report to an agenda item discussed at the April 16 City Council Meeting. He noted that Ms. Caldera, working with Public Works Director Vick and his staff evaluated the City's options resulting in tonight's report to the City Council. Human Resources Director Caldera presented a report on the City's options. Ms. Caldera reported on operating budgets for similar-sized pools, along with providing a historical perspective on the City's contributions in Fiscal Year 2012 towards operating the swimming pool. The estimated

Agenda Item 4

**CITY COUNCIL MEETING OF THE CITY OF LEON VALLEY, TEXAS
MAY 7, 2013**

cost for the City to operate the Pool in 2013 was projected to add \$38,648 to the current fiscal year budget for insurance, lifeguards, and a part-time certified pool operator. A possible fee structure was estimated at levels to demonstrate the City recouping its total costs for operating the pool for the 2013 summer season. Ms. Caldera reported further on the steps taken to date to try to open the City pool for the 2013 summer season. The options included not opening for the 2013 summer season, the City opening the pool at a total estimated cost of \$47,595, or through a bidding process, contracting with a pool management company to run the pool at an estimated cost of \$43,000 annually. Ms. Caldera updated the City Council's information with a contact made by Victoria Galvan who called the City shortly before this evening's City Council Meeting. Ms. Caldera reported on the options availing with using Ms. Galvan as the pool operator.

The City Council asked questions about liability, membership accounting, start-up costs with Ms. Galvan as the pool operator, promotional and advertising considerations, the need to thoroughly check Ms. Galvan's references and experience, and a good time to consider operations and costs for the next fiscal year. Staff addressed the questions. The City Manager committed to bringing the City Council a detailed report on May 21 complete with a formal agreement for the City Council's consideration based on a thorough vetting process. Staff asked for permission to allow Ms. Galvan to start a membership outreach to establish a fund from which to hire the needed lifeguard staffing. The City Manager noted he would like to issue a notice to proceed letter if the City Council thought it proper.

11. City Manager's Report. (Longoria)

A. Report on the Status of the Evers and Huebner Roads Traffic Improvements Project.

City Manager Longoria reported on the status of the Evers and Huebner Roads Traffic Improvements Project. Mr. Longoria reported that the work in Phase A was on schedule to be completed earlier than originally thought, by May 22-23. The City Council discussed concerns regarding the traffic signal to be replaced and other more complex changes. The City Council asked if the permanent Certificate of Occupancy would be held up if the more complex traffic directional and controlling devices were not completed. The City Manager stated that the primary safety issues were addressed in Phase A. Mr. Longoria noted that he did not think the permanent Certificate of Occupancy could be withheld if the Developer / Owner was complying with the requests made in Phase A. The City Attorney noted that the Certificate of Occupancy can only be withheld if it was a condition of the Development Agreement. He noted that he would get with the City Manager to review the Development Agreement. City Attorney Zech stated that normally Certificates of Occupancy are not withheld except in matters involving noncompliance with zoning and subdivision regulations.

Liz Maloy, 7411 Chenal Point, addressed the City Council, voicing dissatisfaction with the progress of completing the safety issue remedies and enforcement of the development agreement.

Agenda Item 4

**CITY COUNCIL MEETING OF THE CITY OF LEON VALLEY, TEXAS
MAY 7, 2013**

B. Future Agenda Items.

- (1) Canvass Results of the May 11, 2013 General Election, May 21, 5:00 p.m.
- (2) Consider Action on an Ordinance Authorizing the City Manager to Execute a Contract with a Service Provider for Construction Manager at Risk for the Municipal Facilities Improvement Project, May.
- (3) Next Quarterly Update and Dialogue Between the City Council and the Leon Valley Economic Development Board of Directors, June.

- 12. Citizens to be Heard.** Olen Yarnell, 7230 Sulky Lane, asked the City Council to address the matter of the sound system at the Leon Valley Conference Center. He noted that the problems with the sound and sound system at the Conference Center during the recent Candidates Forum were an embarrassment to the City. He asked that it be addressed immediately.

Dorothy Humphrey, 7027 Pepperwood Street, asked the City Council to address issues of contractors running businesses out of their homes on Pepperwood Street. She noted a problem with laborers changing clothes by the cars in the street with school kids nearby. She asked that additional Code Enforcement be done in the area. She reported she had called Code Enforcement about one month earlier and it was beneficial.

Rudy Garcia, 6819 Evening Sun, addressed the City Council regarding money that CPS workers found on the streets. Mr. Garcia noted that the workers turned it in to the Police Department. He stated it looks bad that they cannot seem to reclaim the money from the City as that seems like a legitimate claim.

- 13. Announcements by the Mayor and Council Members.**

Pet Parade, May 18, Leon Valley Conference Center, 6421 Evers Road, 10 a.m. – 12 Noon

Councilman Biever wished the Spurs well and everyone a Happy Mother's Day. Councilwoman Baldrige invited everyone to attend the Leon Valley Historical Society Pioneer Ice Cream Social on Sunday, May 26, from 2 p.m. to 5 p.m. Councilman Reyna updated the assembly on the progress of the City's legislative initiative related to street maintenance and sales tax. Mr. Reyna also detailed the situation with a fire alarm going off at the Leon Valley Conference Center. He thanked those helping him resolve the situation. Mayor Riley wished everyone a Happy Mother's Day and wished everyone a wonderful weekend.

Executive Session

- 14.** The City Council of the City of Leon Valley reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed on the posted agenda, above, as authorized by the Texas Government Code Sections 551.071 (consultation with attorney), 551.072 (deliberations about real property),

Agenda Item 4

**CITY COUNCIL MEETING OF THE CITY OF LEON VALLEY, TEXAS
MAY 7, 2013**

551.073 (deliberations about gifts and donations, 551.074 (personnel matters), 551.076 (deliberations about security devices), and 551.087 (economic development).

There was no Executive Session conducted under this agenda item.

- 15. Adjourn.** Motion by Councilman Reyna and second by Councilman Dean to adjourn the meeting at 8:38 p.m. in memory of Senator Leticia Van de Putte's grandson, infant Rex Neal Van de Putte, and that a formalized copy of these minutes be forwarded to his family with the City's condolences. Mayor Riley called for the vote. Voting Aye: Hill, Reyna, Baldrige, Dean, and Biever. Voting Nay: None. Mayor Riley announced the motion carried.

Mayor Chris Riley

ATTEST:

Janie Willman, City Secretary

Agenda Item 5

**CITY COUNCIL MEETING OF THE CITY OF LEON VALLEY, TEXAS
MAY 10, 2013**

The City Council of the City of Leon Valley, Texas, met on the 10th day of May, 2013, at 3:00 p.m. at the Leon Valley City Council Chambers, at 6400 El Verde Road, Leon Valley, Texas, for the purpose of the following business, to-wit:

- 1. Call the City of Leon Valley Special City Council Meeting to Order, and Determine a Quorum is Present.** Mayor Riley called the Special City Council Meeting to order at 3:10 p.m. with the following City Council Members in attendance: Hill, Reyna, Baldrige, Dean, and Bieber.

City staff in attendance: City Manager Longoria, City Attorney Zech, and City Secretary Willman.

- 2.** The City Council convened in Executive Session at 3:11 p.m., pursuant to Section 551.071, Consultation with City Attorney, and Section 551.072, as authorized by the Texas Government Code, Deliberations about Real Property, to deliberate the purchase, exchange, lease, or value of Real Property, including the possible acquisition of property owned by Bexar County on El Verde Road adjacent to City Hall, and legal issues associated therewith.

The City Council reconvened into Open Session at 3:38 p.m. to take any necessary action arising from the Executive Session.

Motion by Councilman Reyna and second by Councilman Dean to direct the City Manager to proceed to buy the property discussed in Executive Session; to begin negotiations with Bexar County in acquiring the five lots discussed in Executive Session including possible condemnation if necessary. Voting Aye: Hill, Reyna, Baldrige, Dean, and Bieber. Voting Nay: None. Mayor Riley announced the motion carried.

- 3. Adjourn.** Motion by Councilman Reyna and second by Councilman Bieber to adjourn the meeting at 3:39 p.m. Mayor Riley adjourned the meeting without objection at 3:39 p.m.

Mayor Chris Riley

ATTEST:

Janie Willman, City Secretary

MAYOR AND COUNCIL COMMUNICATION

DATE: **May 21, 2013**
M&C # **05-10-13**

TO: MAYOR AND CITY COUNCIL

SUBJECT: TO APPOINT A MEMBER TO THE CITY’S BOARDS, COMMITTEES, AND COMMISSIONS

PURPOSE

This appointment being requested for consideration by the Mayor and City Council is to ensure and facilitate full communication and participation by all affected community stakeholders.

Applications for persons currently approved to serve on another boards or committees have been dispensed with to reduce paperwork where possible and to smooth the process for appointments,

Festivals Subcommittee:

Benay Cacciatore (representing the Parks Commission)

S.E.E IMPACT

Social Equity – Residents, business owner/operators, and other stakeholders volunteer to actively participate in the decision-making processes affecting City services.

Economic Development – Not applicable.

Environmental Stewardship – Not applicable.

FISCAL IMPACT

Not applicable.

APPROVED: _____ DISAPPROVED: _____

APPROVED WITH THE FOLLOWING AMENDMENTS:

ATTEST:

Janie Willman, City Secretary

MAYOR AND COUNCIL COMMUNICATION

DATE: May 21, 2013
M&C: # 05-11-13

TO: MAYOR AND CITY COUNCIL

SUBJECT: Request to Accept the Bid and Award the Contract for the 2012-2013 (Fiscal Year 2013) Bituminous Slurry Seal Project to Intermountain Slurry Seal and Authorize the City Manager to Sign the Contract and Change Orders Up to an Additional 25 Percent of the Bid Amount.

PURPOSE

Two bids were received by the deadline date of 2 p.m., May 14, 2013 from Viking Construction and Intermountain Slurry Seal. Intermountain Slurry Seal is the low bidder.

This agenda item allows the City Council to consider a request accepting the lowest qualified bidder and awarding the contract for the 2012-2013 (Fiscal Year 2013) Bituminous Slurry Seal Project to Intermountain Slurry Seal in the amount of \$261,747.80 and authorize the City Manager to sign the contract and change orders up to an additional 25 percent of the bid amount.

Company	Bid Amount	Met RFP Qualifications
Intermountain Slurry Seal Lewisville, Texas	\$261,747.80	Yes

FISCAL IMPACT

Staff estimated the cost of this project at \$335,259. This bid produces a savings of \$73,511.20. Funding is available in the Street Maintenance Tax Fund for this project.

S.E.E Statement

Social - This effort does not impact social equity.

Economic – This activity extends the life of the existing infrastructure, reducing the need for major reconstruction.

Environmental - By extending the life of the existing streets, the need to reconstruct is reduced, minimizing the environmental impact caused by construction.

APPROVED: _____ DISAPPROVED: _____

APPROVED WITH THE FOLLOWING AMENDMENTS: _____

ATTEST:

Janie Willman, City Secretary

Leon Valley City Council

FY 2013 Slurry Seal Project

Byron Vick, Director of Public Works
May 21, 2013

LEON  VALLEY

T E X A S

FY2013 Slurry Seal Project

Request to Accept the Bid and Award the Contract for the 2012-2013 (Fiscal Year 2013) Bituminous Slurry Seal Project to Intermountain Slurry Seal in the amount of \$261,747.80 and Authorize the City Manager to Sign the Contract and Change Orders Up to an Additional 25 Percent of the Bid Amount.

FY2013 Slurry Seal Project

- Bids received on May 14, 2013 from Viking Construction and Intermountain Slurry Seal
- Intermountain Slurry Seal is the low bidder.

FY2013 Slurry Seal Project

Results of Bid Opening on May 14, 2013

Company	Bid Amount	Met RFP Qualifications
Intermountain Slurry Seal Lewisville, Texas	\$261,747.80	Yes

FY2013 Slurry Seal Project

- Staff estimated the cost of this project at \$335,259
- This bid produces a savings of \$73,511.20
- Funding is available in the Street Maintenance Tax Fund for this project

Leon Valley City Council

FY 2013 Slurry Seal Project

Byron Vick, Director of Public Works
May 21, 2013

LEON  VALLEY

T E X A S

Agenda Item 8

MAYOR AND COUNCIL COMMUNICATION

**DATE: May 21, 2013
M&C # 05-12-13**

TO: MAYOR AND CITY COUNCIL

SUBJECT: AUTHORIZE THE CITY MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT FOR INSURANCE AGENT OF RECORD SERVICES FOR THE CITY'S EMPLOYEE GROUP HEALTH INSURANCE PLANS

PURPOSE

To authorize the City Manager to negotiate and enter into a contract for professional services for an Insurance Agent of Record for the City's employee group health insurance plans. The services of a professional insurance broker serving as the City's Insurance Agent of Record, can provide expertise in identifying the best group plans that meets the city's needs, could bring current knowledge of market trends in rates and plan structures, and may present a larger client pool to the negotiating table.

The selection criteria has five phases (See Attachment A). The first phase determined whether or not the Request for Proposals (RFP) met specific scope of services and submission requirements. The second phase involved the Employee Insurance Benefits Committee. The committee was comprised of Assistant Finance Director, Hurlock, Administrative Assistant, Gomez, Detective, Linsten, Interim Assistant Fire Chief, Lawson, Public Works Administrative Assistant, Siat, and HR Director, Caldera. The committee completed a matrix and interviewed the two companies.

Both proposals submitted met all submission requirements and stated that the brokers can perform listed services. Gallagher and Wortham moved on to phase two where the committee ranked the companies based on price, years of experience the representative that would be directly working with the city, and the number of cities the company has as current clients. The committee interviewed both groups and felt that either of the candidates qualified for the job; however, the committee felt that the national leverage that Gallagher Benefits Services could give the city an advantage during rate negotiations. Further, all references for these three companies came back favorable.

FISCAL IMPACT

The Commissions paid to the Insurance Agent of Record have no direct fiscal impact on the city; the commissions are paid as a part of the health insurance premium fee structure.

	Gallagher	Wortham
Commissions	4% on Health, 10% on Dental, & 5% on Life	5% on Health and 10% on Dental and Life
Based on Avg. BCBSTX annual bill	\$21,557	\$26,347

RECOMMENDATIONS

The Insurance Benefits Committee recommends the Gallagher Benefits services with an option to renewal for an additional year. (See Attachment B)

APPROVED: _____

DISAPPROVED: _____

APPROVED WITH THE FOLLOWING AMENDMENTS: _____

Attachment A

The Selection Criteria for Insurance Agent of Record

Phase 1

Bid Solicitation April 7 -29, 2013

Phase 2

A. Services

Scope of Services & Submission Requirements- Maximum 31 points

- Providing the leadership skills necessary to take advantage of effective products and services developed by the industry. Max 3 pts
- Preparation of Bid specifications, handle the negotiations for all renewals, analysis of Bids received and negotiate with the carriers to obtain best contractual terms and rates possible for the City. Max 3 pts
- Assist the City with fiscal budget and premium funding projections. Max 3 pts
- Provide the City with overall plan management and quality assurances services in plan administration, benefit design, customer service, cost containment and regulatory compliance. Max 3 pts
- Provide ongoing, day-to-day service activities necessary to assure overall plan satisfaction. This includes employee intervention and on site trouble-shooting an enrollment assistance with the employees. Max 3 pts

Requirements

- A brief statement as to why the consultant is uniquely qualified to provide services to the City of Leon Valley. Max 2pts
- Address the issue of staff availability for servicing the City. It is essential that the Agent of Record be available to the City whenever necessary. Max 2pts
- Provide a list of three (3) current group health clients at least (2) must be public entities or municipal. Please indicate those clients that are public entities. Provide contact name, phone number, number of employees and how long you have had them as a client. Max 2pts
- Provide a list of three (3) group health clients that no longer utilize your services. Please indicate those clients that are public entities. Provide contact name, phone number, number of employees and how long you have had them as a client. Max 2pts
- If available, provide letters of recommendations from past and or existing clients. Max 2pts
- Complete attached form CIQ (Conflict of Interest Questionnaire). Max 2pts
- Résumé of the person that will be designated to the city of Leon Valley. Max 2pts
- An explanation of how the city will compensate you for your services. Max 2pts

Phase 3

B. Committee Matrix - Maximum 25 points

- Price or percentage of premium Max 5 points
- Years of experience of the Rep that will be working directly with the city-Max 10 points
- The number of cities the company has with current clients - Max 10pt

Phase 4

C. Oral Interview Maximum 35 points

D. References Maximum 9 points

- Check three municipality/public Entity references -3 pts for each city.

Phase 5 Recommendation to City Council

Attachment B

Insurance Agent of Record Scores		
Company Name	Gallagher	Wortham
Phase 2		
Scope of Services & Submission Requirements Max 31 pts	31	31
Phase 3		
Committee Matrix Max 25 Pts	25	17
Phase 4		
Oral Interview Max 35 Pts	33	25
Reference Checks Max 9 Pts	9	9
Total Max 100pts	98	82



Request for Proposals for Insurance Agent of Record

City Council Meeting
May 21, 2013



Companies that Responded

- Gallagher Benefit Services, Inc.
- Wortham



Insurance Benefits Committee

- Administrative Assistant, Gomez
- PW Administrative Assistant, Siat
- Detective, Linsten
- Interim Assistant Fire Chief, Lawson
- Assistant Finance Director, Hurlock
- HR Director, Caldera



Selection Criteria

- Phase 1
 - Bid Solicitation
 - Advertised in San Antonio Express News
 - E-mailed Brokers that submitted an RFP in 2011
- Phase 2
 - Scopes of Services Max 31 points
- Phase 3
 - Committee Matrix - Maximum 25 points
 - Price
 - Years of experience of the Rep that will be working directly with the City
 - The number of cities the company has with current clients
- Phase 4
 - Oral Interview Maximum 35 points
 - References Maximum 9 points
- Phase 5
 - Recommendation to City Council



Overall Scores

Insurance Agent of Record Scores		
Company Name	Gallagher	Wortham
<i>Phase 2</i>		
Scope of Services & Submission Requirements Max 31 pts	31	31
<i>Phase 3</i>		
Committee Matrix Max 25 Pts	25	17
<i>Phase 4</i>		
Oral Interview Max 35 Pts	33	25
Reference Checks Max 9 Pts	9	9
Total Max 100pts	98	82



Fiscal Impact

- The Commissions paid to the Insurance Agent of Record have no direct fiscal impact on the city, the commissions are paid as a part of the health insurance premium fee structure.

	Gallagher	Wortham
Commissions	4% on Health, 10% on Dental, & 5% on Life	5% on Health and 10% on Dental and Life
Based on Avg. BCBSTX annual bill	\$21,557	\$26,347



Recommendation

- The Insurance Benefits Committee recommends the Gallagher Benefits services with an option to renewal for an additional year.



Request for Proposals for Insurance Agent of Record

City Council Meeting
May 21, 2013

Agenda Item 9

MAYOR AND COUNCIL COMMUNICATION

DATE: May 21, 2013

M&C: # 05-13-13

TO: MAYOR AND CITY COUNCIL

SUBJECT: PRESENTATION AND REPORT BY THE CITY ATTORNEY ON THE PROCESS TO EVALUATE POSSIBLE BREACHES OF CONTRACT REGARDING THE LEASE BETWEEN THE LEON VALLEY HISTORICAL SOCIETY AND THE CITY OF LEON VALLEY REGARDING THE NATURAL AREA PARK AS REQUESTED BY THE CITY COUNCIL

PURPOSE

This agenda item will allow the City Council to receive a report and presentation by the City Attorney regarding the process to evaluate possible breaches of contract related to the Lease between the Leon Valley Historical Society and the City of Leon Valley regarding the Natural Area Park as requested and authorized by the City Council at its April 16, 2013 City Council Meeting.

FISCAL IMPACT

None at this time.

RECOMMENDATION

Not applicable.

S.E.E

Social Equity – Not applicable.

Environmental Stewardship – Not applicable.

Economic Development – Not applicable.

APPROVED: _____ DISAPPROVED: _____

APPROVED WITH THE FOLLOWING AMENDMENTS: _____

ATTEST:

Janie Willman, City Secretary

Agenda Item 10

MAYOR AND COUNCIL COMMUNICATION

DATE: May 21, 2013

M&C: # 05-14-13

TO: MAYOR AND CITY COUNCIL

SUBJECT: CONSIDER A REQUEST BY THE NORTHSIDE ISD SCHOOL MUSEUM FOR A VARIANCE TO CHAPTER 3, "BUILDING REGULATIONS," ARTICLE 3.04, "SIGNS," SECTION 3.04.011, "ON-PREMISE SIGNS," SUBSECTION C(1), "NUMBER AND LOCATION," TO ALLOW A MONUMENT SIGN TO BE LOCATED WITHIN 14-FEET OF AN EXISTING ON-PREMISE FREE-STANDING SIGN GENERALLY LOCATED 6632 BANDERA ROAD

PURPOSE

The sign ordinance notes that on-premise signs cannot be constructed within 100-feet of any existing on-premise signs. If allowed, the proposed monument sign would be located approximately 14-feet from an existing pole sign.

For several weeks the Northside Maintenance Department has been working with Community Development staff to review locations for a proposed 24-square foot monument sign. Northside Maintenance was given some alternatives such as 1) placing the monument on the Grissom Road side of the property, 2) placing the monument as close to the corner of Bandera Road and Grissom Road as possible, 3) removing the existing pole sign and upgrading the sign to a monument reader board sign configuration, 4) removing the existing pole sign and relocating it further always to create the required 100-foot distance, or 5) submitting a request for a variance to the City Council. Northside Maintenance attempted to meet the requirements of the sign code but discovered other obstacles such as installation in the Texas Department of Transportation right-of-way and the challenge of relocating utilities for both the proposed monument and potential relocation of the existing pole sign.

If approved, the proposed monument will be 24 square feet, will be located approximately 14-feet away from the existing sign, will match the brick of the existing school and have raised cast aluminum letters, and will be illuminated in the evenings with landscape style spot lights.

FISCAL IMPACT

\$100 was paid for consideration of the sign variance request. If approved, the sign permit fee will be \$100.

RECOMMENDATION

There is no objection to the proposed sign. Approval is at the discretion of City Council.

S.E.E

Social Equity – Variance consideration for the property owner encourages their collaborative participation in working with the City on sustainability initiatives and in improving business sites.

Environmental Stewardship – There is not an environment impact per say as the sign is not utilizing bright or flashy lighting.

Economic Development – this variance does not generate sales tax per say but it does assist the City's community partners, as well as provide attractive signage and identity that is eye-

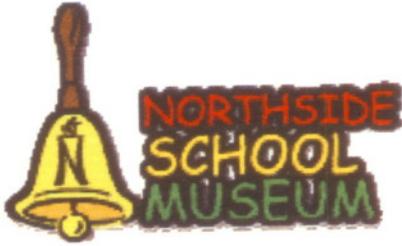
catching to potential businesses looking to locate into the City.

APPROVED: _____ DISAPPROVED: _____

APPROVED WITH THE FOLLOWING AMENDMENTS: _____

ATTEST:

Janie Willman, City Secretary



May 8, 2013

**Northside ISD
School Museum Assn.**
6632 Bandera Rd., Bldg. A
San Antonio, TX 78238
Phone: (210) 397-8599
Fax: (210) 706-8846
bonnicellison@nisd.net
www.nisd.net

Founding Members

Lyn Anderson
Bobbie Behlau
Margery Beitzel
Pat Blattman
Charlie Brown
Gloria Burch
Rita Kay Driggers
Nora Forester
Lupe Gonzales
DuWayne Headrick
Joy Hilts
Betsy Kiker
Dean Krueger
Martha Mead
Mary Mora
Grace Nixon
Verna Paco
Ed Rawlinson
Cathy Rhudy
Geraldine Scarborough
Dorothy Warras
Caroline Wernli

To Whom It May Concern:

The Northside ISD School Museum and the Northside Education Foundation (NEF) occupy Building A on the Learning Center Campus located at 6632 Bandera Road. Constructed in 1924, this building is a historic structure. It served as the first Leon Valley School and has remained an NISD facility ever since. In 2006, the building was renovated for continued use as offices for NEF and the district school museum.

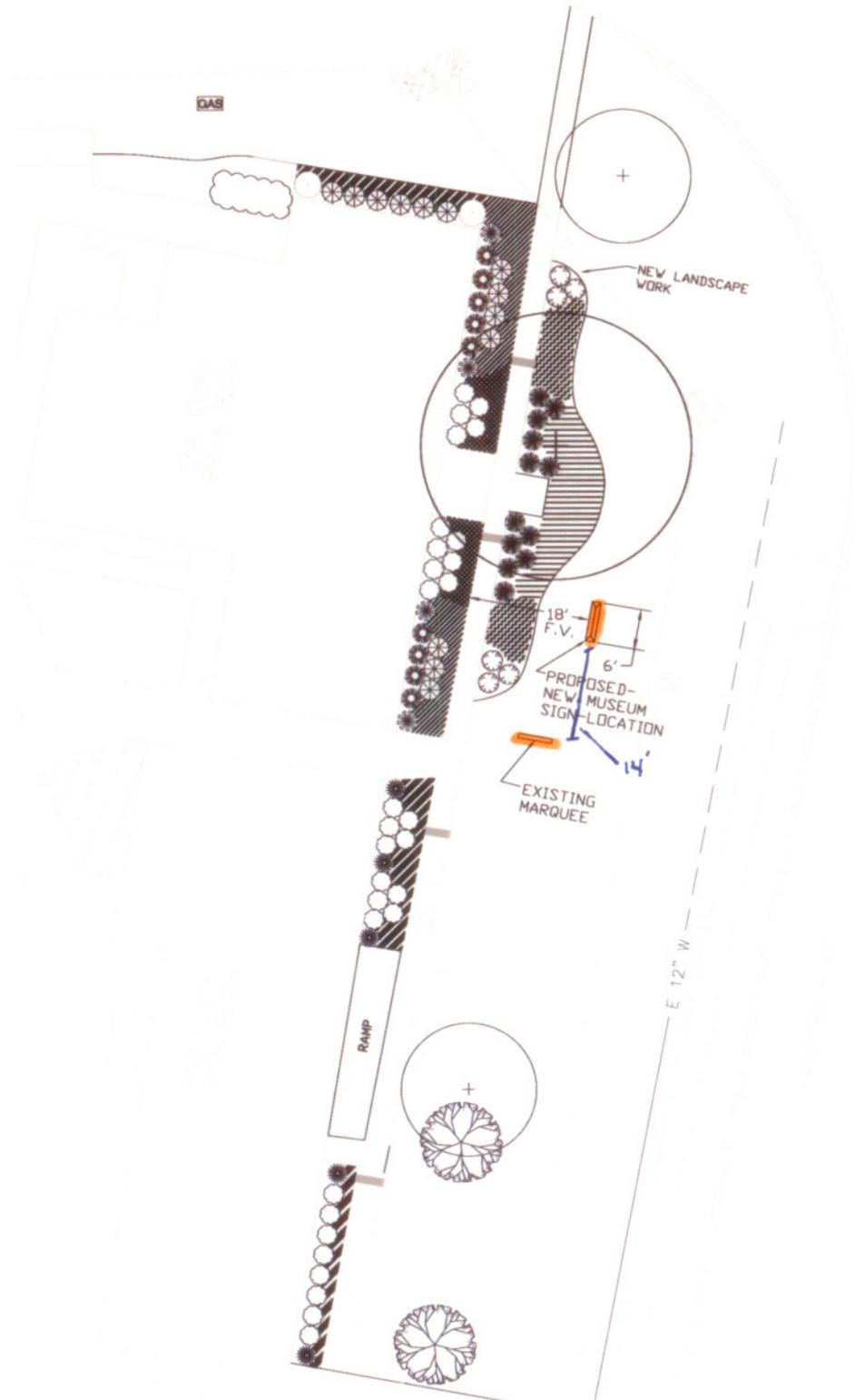
The Museum Association and NEF are requesting a variance permit to construct an outdoor sign which would identify the building occupants and identify the address of the building. The 4x6 foot sign would be constructed of red brick and mortar to match the architectural design of the building. The sign was designed by Marmon Mok architects, and if approved would be placed within a proposed landscape design planned for the building. The sign would be lighted in the evening hours. Currently, there is a marquee near the proposed location for the sign; however, the marquee cannot be relocated due to existing utilities and existing right of way, and possible involvement with another municipality. The marquee is used solely for campus communication purposes and provides no address or building identification information.

The proposed outdoor sign would greatly enable community members and district personnel to better identify and locate the building. Lastly, a permanent outdoor sign in front of the building would enhance the appearance of this historic landmark and provide the building with a more visible identity in the City of Leon Valley.

Thank you in advance for considering this request for a variance permit to construct an outdoor sign.

Sincerely,

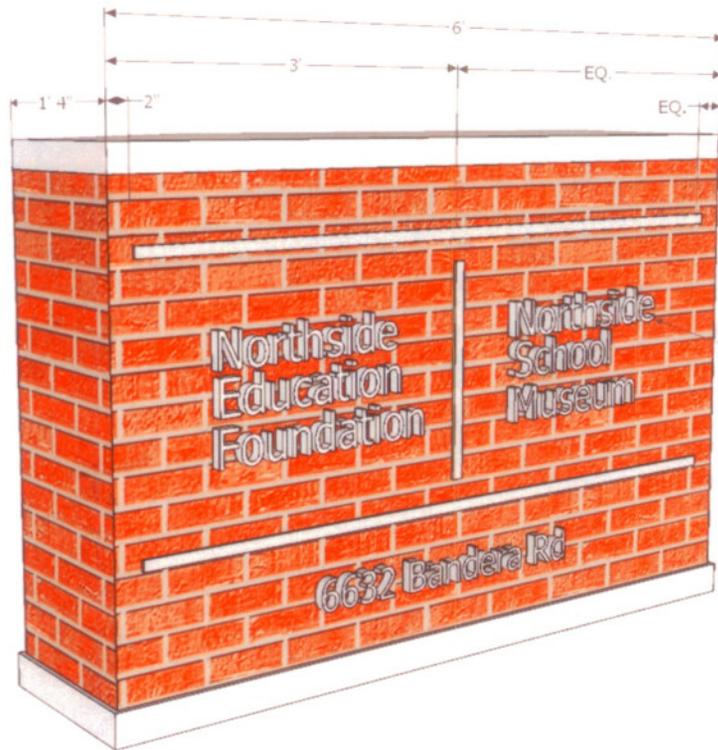
Caroline Wernli, Ed.D.
President, NISD School Museum



OPTION 2 - PERSPECTIVE

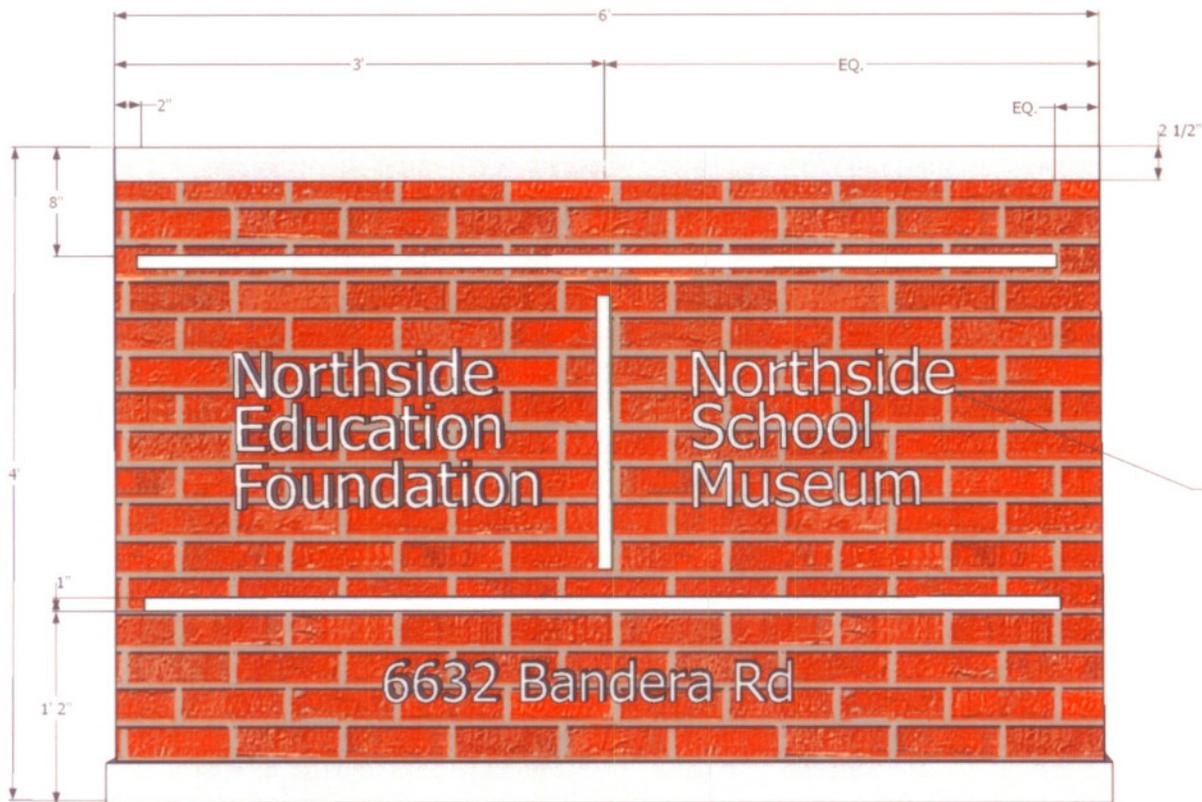
1 ENLARGED LANDSCAPE PLAN SCALE

OPTION 2 - ELEVATION



CAST ALUMINUM LETTERS
VERDANA FONT STYLE (TYP.)

E



CAST ALUMINUM LETTERS
VERDANA FONT STYLE (TYP.)



City of Leon Valley City Council

Sign Variance Request
May 21, 2013



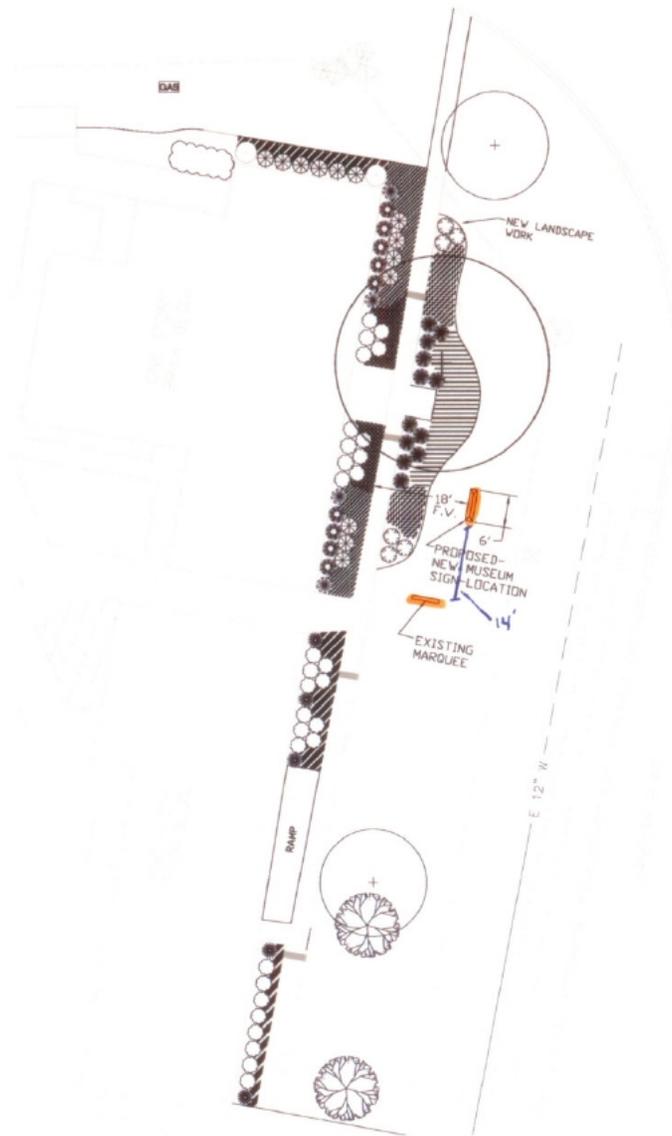
Request

- Request Northside ISD School Museum, applicant
- To allow a variance to install a monument sign 14-feet from an existing sign pole – Code requires 100-feet
- 6632 Bandera Road



Purpose

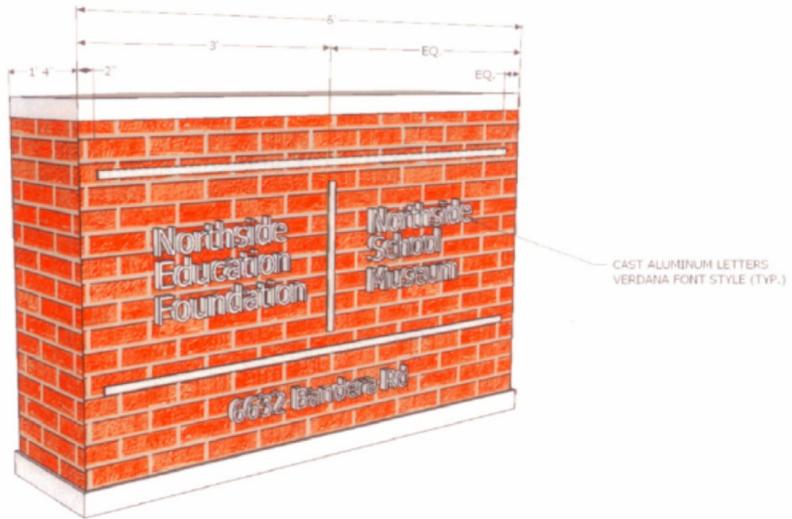
- Install a 4' x 6' or 24 square foot sign to advertise the Museum and Education Foundation
- Alternatives Considered
 - issues with utilities, R-O-W, visibility



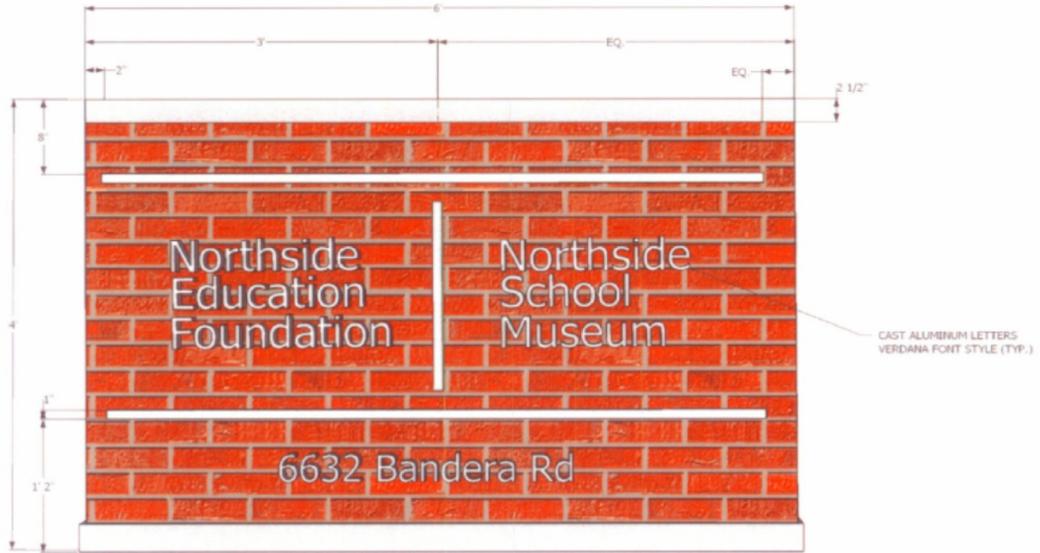
OPTION 2 - PERSPECTIVE

1 ENLARGED LANDSCAPE PLAN
SCALE

OPTION 2 - ELEVATION



E



DRAWINGS - DATE: 05-08-13

NOT FOR REGULATORY APPROVAL,
 PERMITTING, OR CONSTRUCTION
 MONTGOMERY HOWARD
 REGISTRATION NUMBER - XXXXX



NORTHSIDE
LEARNING CENTER

SIX FLAGS TIX \$31
SEA WORLD TIX \$41 & \$36
BUY TODAY IN BLDG
A-B



A



NORTHSIDE
LEARNING CENTER
NOW REGISTERING FOR
SUMMER CLASSES
307 0100
WWW.NVSD.NET/ALC



A



Fiscal Impact

- Paid \$100 for consideration of the variance
- If approved, the sign permit fee will be \$100



Recommendation

- No objection, final approval is at the discretion of the City Council



City of Leon Valley City Council

Sign Variance Request
May 21, 2013

Agenda Item 11

MAYOR AND COUNCIL COMMUNICATION

DATE: May 21, 2013
M&C: # 05-15-13

TO: MAYOR AND CITY COUNCIL

SUBJECT: CONSIDER ACTION ON AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AGREEMENT AND OTHER RELATED CONTRACTUAL AGREEMENTS WITH HUEBNER DIRT INVESTMENTS, LTD FOR A 3.83 ACRE TRACT KNOWN AS THE MURCHISON REMAINDER TRACT LOCATED ON HUEBNER ROAD ADJACENT TO THE LEON VALLEY HUEBNER WATER WELL

PURPOSE

This agenda item will authorize the City Manager to enter into a purchase agreement with Huebner Dirt Investments, LTD, for real estate located on Huebner Road adjacent to the City-owned Water Well. The property owners have extended a property conveyance offer to the City with the following terms:

- Huebner Dirt Investments will convey 3.84 acres by metes and bounds (attached) for \$1.
- City of Leon Valley will provide an easement to a detention basin to be built on the 3.84 acres.
- The City of Leon Valley will accept Huebner Dirt Investments drainage from Lot 7 (to be platted) into the basin.
- A private sewer line/easement for future construction will be granted by the City of Leon Valley from the rear alley sewer main to Huebner Dirt Investments proposed Lot 7.
- City shall maintain the entire 3.84 acres, including basin, if/when constructed.
- Attached is the Purchase Agreement-Deed Without Warranty Document that conveys the property to Leon Valley; the Drainage Easement/Detention Basin Agreement; and the Sewer Easement Agreement.
 - **The City Attorney and City Manager have reviewed the documents and are satisfied with the terms. Some minor points are still being reviewed and negotiated so the final documents will change. The changes will be outlined at the City Council meeting.**

FISCAL IMPACT

\$1 for the conveyance of the property. Although the purchase price is minimal, future expenses are anticipated for the maintenance of the detention basin. However, the expenses are justified

Agenda Item 11

due to the benefit of providing environmental protection for the City Water Well located on the property. In addition, the property will be used for other appropriate Public Works activity.

RECOMMENDATION

That the City Council authorize the City Manager to execute all legal documentation necessary to purchase the property located generally at 7430 Huebner Road from Huebner Dirt Investments, LTD., a Texas Limited Partnership.

S.E.E

Social Equity – Cities that negotiate to protect their infrastructure demonstrate due diligence and best business practices. By authorizing the City Manager to negotiate and purchase this real property, the City of Leon Valley through its duly elected officials protects its infrastructure for future generations.

Environmental Stewardship – Allows for the protection of the City Water Well located at the site.

Economic Development – Provides opportunity for the development of Lot 7 that is owned by Huebner Dirt Investments.

Approve: _____ Disapproved _____

Approved with the following amendments:

ATTEST:

Janie Willman, City Secretary

May 20, 2013

RE: Sale of that certain approximately 3.83 acre parcel of real property in Leon Valley, Bexar County, Texas, from HUEBNER DIRT INVESTORS, LTD., a Texas limited partnership (the "Seller") to the CITY OF LEON VALLEY (the "Buyer"), described on EXHIBIT "A" attached hereto (the "Property"),

Mr. _____:

This letter agreement memorializes our agreement that Buyer agrees to purchase the Property from Seller for One and No/100 Dollars (\$1.00), and Seller agrees to convey the Property to Buyer on the terms herein set forth.

The parties agree that the closing of the conveyance of the Property will take place on or before that date being eleven (11) business days after the approval by the City Council of the City of Leon Valley to (a) the conveyance of the Property from Seller to Buyer, (b) the granting of a sewer line easement across the Property for the benefit of Seller's adjacent property, and (c) entering into a drainage easement and detention pond development agreement between Buyer and Seller affecting the Property ("Closing Date"), all to be memorialized substantially in form and substance consistent with the attached Deed Without Warranty (attached hereto as EXHIBIT A), Sewer Line Easement (attached hereto as EXHIBIT B), and Drainage Easement and Detention Basin Agreement (Attached hereto as EXHIBIT C). The Buyer and Seller agree to execute and record the relevant attached documents on the Closing Date.

If the City Council of the City of Leon Valley has not approved the aforesaid matters on or before June 30th, the terms of this letter agreement shall expire and terminate, and the parties shall have no further rights or obligations hereunder.

Please execute this letter and return it to me to memorialize your agreement to the terms of hereof.

Best,

HUEBNER DIRT INVESTMENTS, LTD.,
a Texas limited partnership,

By: HUEBNER DIRT INVESTMENTS
GENERAL PARTNER, LLC
a Texas limited liability company

AGREED AND CONSENTED TO BY:

CITY OF LEON VALLEY:

By: _____
Matthew Baillio, President

By: _____
Name: _____
Title: _____

EXHIBITS

Form of Deed Without Warranty – EXHIBIT A

Form of Sewer Line Easement – EXHIBIT B

Form of Drainage Easement and Detention Basin Agreement – EXHIBIT C

AFTER RECORDING RETURN TO:

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

DEED WITHOUT WARRANTY

STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF BEXAR §

THAT HUEBNER DIRT INVESTMENTS, LTD., a Texas limited partnership (herein referred to as "Grantor"), whose address in Texas is 18618 Tuscany Stone, Suite 210, San Antonio, Bexar County, Texas 78258, for and in consideration of the sum of ONE AND NO/100 DOLLAR (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which consideration are hereby acknowledged, has GRANTED, SOLD AND CONVEYED and by these presents does GRANT, SELL and CONVEY unto THE CITY OF LEON VALLEY ("Grantee"), whose address is 6400 El Verde Road, Leon Valley, Bexar County, Texas 78238, the following described property, dated effective as of the date hereof:

Being an approximately 3.839 acres of real property being more particularly described by metes and bounds on **EXHIBIT A** attached hereto (the "Property");

Subject, however, to all exceptions to title and other matters of record as of the date hereof (the "Permitted Exceptions") and those restrictions set forth on **EXHIBIT B** attached hereto (the "Restrictions").

Grantor, as the fee simple owner of the Property, establishes the Restrictions as covenants, conditions, and restrictions, whether mandatory, prohibitive, permissive or administrative, to regulate the integrity, appearance, and uses of the Property and the improvements placed on it. Grantor and Grantee stipulate that (a) the Restrictions touch and concern the Property; (b) privity of estate exists by reason of the ownership of the Property; (c) notice is given by filing this instrument in the real property records of the county in which the Property is situated; and (d) the Restrictions are reasonable, their purposes being for the common benefit of Grantor, Grantee and any and all future property owners, who are affected by the structural integrity, appearance and uses of the Property. The Restrictions run with the land making up the Property, are binding on Grantee and Grantee's successors and assigns forever, and inure to the benefit of Grantor, Grantee, affected property owners, and their successors and assigns forever.

TO HAVE AND TO HOLD the above-described Property, subject to the Permitted Exceptions and Restrictions, together with all and singular the rights and appurtenances thereto in any wise belonging to Grantor, unto the said Grantee, its successors and assigns forever, without express or implied warranty. All warranties that might arise by common law as well as the warranties in section 5.023 of the Texas Property Code (or its successor) are excluded.

THE PROPERTY IS HEREBY SOLD, TRANSFERRED AND ASSIGNED TO GRANTEE "AS IS" WITH ANY AND ALL LATENT AND PATENT DEFECTS AND THERE IS NO WARRANTY BY GRANTOR THAT THE PROPERTY IS FIT FOR A PARTICULAR PURPOSE. GRANTEE ACKNOWLEDGES THAT IT IS NOT RELYING UPON ANY REPRESENTATION, STATEMENT OR OTHER ASSERTION WITH RESPECT TO THE PROPERTY, BUT IS RELYING UPON ITS EXAMINATION OF THE PROPERTY. GRANTEE TAKES THE PROPERTY UNDER THE EXPRESS UNDERSTANDING THERE ARE NO EXPRESS OR IMPLIED WARRANTIES (EXCEPT FOR LIMITED WARRANTIES OF TITLE SET FORTH HEREIN).

As part of the consideration for the conveyance memorialized herein the Grantee has granted to Grantor certain easement rights as set forth in that certain Sewer Line Easement and Drainage Easement and Detention Pond Agreement, and assumed the obligations thereunder, both dated as of the date hereof.

[SIGNATURE PAGE FOLLOWS]

EXECUTED effective the ____ day of _____, 2013.

GRANTOR:

HUEBNER DIRT INVESTMENTS, LTD.,
a Texas limited partnership

By: HUEBNER DIRT INVESTMENTS
GENERAL PARTNER, LLC,
a Texas limited liability company,
its General Partner

By: _____
Matthew Baillio, President

THE STATE OF TEXAS §
 §
COUNTY OF BEXAR §

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by Matthew Baillio, President of Huebner Dirt Investments General Partner, LLC, a Texas limited liability company, in its capacity as General Partner of HUEBNER DIRT INVESTMENTS, LTD., a Texas limited partnership, on behalf of said limited liability company on behalf of said limited partnership.

My Commission Expires:

Notary Public, State of Texas

Printed/Typed Name of Notary

**EXHIBIT A
PROPERTY DESCRIPTION**

**FIELD NOTES
FOR
MURCHISON REMAINDER TRACT
3.839 Acre (Net) Tract**

Being a 4.170 acre parcel of land in the Manuel Tejada Survey No. 89, Abstract No. 471, County Block 4445 of Bexar County, Texas, and being out of the remainder of a called 6.458 acre tract recorded in Volume 15277, Page 520 of the Official Public Records of Real Property (O.P.R.) of Bexar County, Texas; said 4.170 acres being more particularly described by metes and bounds as follows:

BEGINNING at a found ½” rebar with a Denham Ramones Engineering (D-R E.) plastic cap at the east corner of Lot 6, Block 1, of the LDS-Huebner Subdivision recorded in Volume 9572, Page 39, of the Deed and Plat Records (D.P.R.) of Bexar County, said rebar lying on the northwest line of a 16' alley shown on the plat of Canterfield Unit 1 Subdivision recorded in Volume 5870, Page 209 D.P.R. and being the south corner of this description;

THENCE N 49°18'51" W with the northeast line of the above Lot 6, pass at 574.34 feet the north corner of said lot, continuing on for a total distance of 599.35 feet to a found 1/2" rebar with D-R E. plastic cap on the present 75' wide right-of-way of Huebner Road (ROW varies), for the west corner of this description;

THENCE N 40°31'19" E, with the southeast right-of-way of Huebner Road, for a distance of 85.00 feet to a point;

THENCE through the called 6.458 acre tract for the following four (4) courses:

S 49°18'51" E, pass at 25.00 feet a set 1/2" rebar with D-R E. plastic cap, continuing on for a total distance of 100.00 feet to a set ½” rebar with D-R E. plastic cap for an angle point;

N 57°36'57" E for a distance of 87.41 feet to a set ½” rebar with D-R E. plastic cap for an angle point;

S 61°26'40" E for a distance of 183.22 feet to a set ½” rebar with D-R E. plastic cap for an angle point;

N 40°31'19" E for a distance of 323.91 feet to a set ½” rebar with D-R E. plastic cap for on the southwest line of Block 8 of the Canterfield Unit 2 Subdivision recorded in Volume 6100, Page 15, D.P.R.;

THENCE S 49°19'45" E, with the southwest line of said block, for a distance of 70.00 feet to a set 1/2" rebar with D-R E. cap at the west corner of Lot 5, Block 8, of Canterfield Unit 2;

THENCE S 40°42'08" W, with the northwest line of Lot 14, Block 8, of the Canterfield Unit 2 Replat recorded in Volume 6800, Page 33, D.P.R., for a distance of 70.61 feet to a set 1/2" rebar with D-R E. plastic cap at the west corner of said Lot 14;

THENCE with the westerly lines of Lots 14 and 15, Block 8, as fenced for the following three (3) courses:

S 49°17'35" E for a distance of 56.10 feet to a point, said point being the east corner of a called 0.331 acre tract recorded in Volume 5873, Page 49, O.P.R.;

S 40°56'45" W for a distance of 5.28 feet to a set 1/2" rebar with D-R E. plastic cap at a wood fence post;

S 38°11'43" E for a distance of 140.64 feet to a set 1/2" rebar with D-R E. plastic cap;

THENCE with the common lines of an existing Drainage Right-of-Way as shown on the plat of Canterfield Unit 2, for the following two (2) courses:

S 40°42'08" W for a distance of 30.31 feet to a set 1/2" rebar with D-R E. plastic cap;

S 49°23'47" E for a distance of 31.95 feet to a set 1/2" rebar with D-R E. plastic cap at the north corner of the 16' alley first described above;

THENCE S 40°41'46" W, with the northwest line of the alley, for a distance of 397.75 feet to the **POINT OF BEGINNING**, and containing 4.170 gross acres of land, more or less.

SAVE and EXCEPT: the called 0.331 acres described in the deed recorded in Volume 5873, Pages 49-52 of the Deed Records of Bexar County, leaving a total net acreage of 3.839 acres.

- Bearings source is the southwest line of this description, between the first and second found monuments described above, and established as N 49°18'51" W by GPS observation and referenced to NAD83/93 (HARN), Texas State Plane Coordinate System - South central Zone.

EXHIBIT B RESTRICTIONS

For the period commencing on the date the Special Warranty Deed is filed in the real property records of Bexar County, Texas and ending on the twentieth (20th) anniversary of said date of filing, the Property shall be encumbered by the following restrictions:

Restriction of Use. This Property may not be used for any of the following purposes: any use that (i) causes or creates a nuisance, or (ii) generally distracts from the general first-class commercial nature of the Property, including, but not limited to, the following: convenience stores; gasoline station; funeral establishment; automobile, boat or other motor vehicle sale, leasing, repair or display establishment or used car lot, including body repair facilities and/or service stations; auction or bankruptcy sale; pawn shop; outdoor circus, carnival or amusement park or other recreation or entertainment facility; outdoor meetings; bowling alley; shooting gallery; off-track betting (provided that state sponsored lottery tickets shall not be prohibited); any bookstore, theater, amusement facility and/or facility selling or displaying books, magazines, literature or videotapes containing Adult Material ("Adult Material" is defined as any printed and/or pictorial work that appeals to a prurient interest in sex, is patently offensive according to contemporary community standards, and has no serious literary, artistic, political or scientific value and any printed and/or pictorial work rated X, XX, XXX (or of a rating assigned to works containing material more sexually explicit than XXX), and, notwithstanding anything to the contrary contained herein, no material shall be considered Adult Material if: (1) it is available, or of the type to be available to the community, through a broadcast network (i.e., NBC, ABC or CBS); or (2) it is such a material that is, or has been in a cinema or theater for public viewing in the community where the Premises is located; provided, however, that any material rated X, XX, XXX, or rated for more sexually explicit content than XXX, shall be considered Adult Material and restricted regardless of its availability to the general public); any residential use, including but not limited to living quarters, sleeping apartments or lodging rooms; theater; auditorium, ballroom, school or other place of public assembly; unemployment agency, service or commission; dance hall; cocktail lounge, bar, disco, after-hours club, or night club; bingo or similar games of chance, but lottery tickets and other items commonly sold in retail establishments may be sold as an incidental part of business; video game or amusement arcade, except as an incidental part of another primary business; skating or roller rink; car wash, car repair or car rental agency; auction house, or flea market; dry cleaning plant; storage facility (except as incidental to and in support of retail use); truck rental; outdoor amusement facility; wholesale and/or distribution operation; sporting event or other sports facility; or massage parlor. Notwithstanding the foregoing, the service of alcoholic beverages for on-premises consumption shall be allowed by a business establishment if such beverages are offered in connection with another use which is permitted hereunder and the receipts from the sales of such alcoholic beverages do not exceed fifty percent (50%) of the gross receipts from such business.

AFTER RECORDING RETURN TO:
Huebner Dirt Investors, Ltd.
Attn: Matt Baillio
18618 Tuscany Stone Dr., Suite 210
San Antonio, TX 78258

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

SEWER LINE EASEMENT

STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF BEXAR §

Date: ____ day of _____, 2013

Grantor: CITY OF LEON VALLEY

Grantor's Mailing Address: 6400 El Verde Road
Leon Valley, Bexar County, Texas 78238

Grantee: HUEBNER DIRT INVESTMENTS, LTD., a Texas limited partnership

Grantee's Mailing Address: 18618 Tuscany Stone, Suite 210
San Antonio, Bexar County, Texas 78258

Dominant Estate Property: Being an approximately 2.4 acres of real property located on in Bexar County, Texas, being more particularly described by metes and bounds on **EXHIBIT A** attached hereto.

Easement Property: Being that certain 16-foot sewer line easement described and identified on **EXHIBIT B-1** attached hereto, being part of that certain approximately 3.839 acre parcel of real property identified on **EXHIBIT B-2** attached hereto.

Easement Purpose: For the purpose of permitting Grantee to construct and maintain sanitary sewer lines, together with all incidental facilities and equipment required in connection therewith (the "Facilities").

Consideration: Ten and N0/100 Dollars and other good and valuable consideration, the receipt and sufficiency of which are acknowledged by Grantor.

Grant of Easement:

Grantor, for the Consideration hereby grants, sells and conveys to Grantee and Grantee's heirs, successors, and assigns an easement over, on and across the Easement Property for the Easement Purpose, together with all and singular the rights and appurtenances thereto in any way belonging (collectively, the "Easement"), to have and to hold the Easement to Grantee and Grantee's heirs, successors and assigns forever. Together with the right of ingress and egress over said right-of-way, for the purpose of constructing, reconstructing, inspecting, patrolling, maintaining, operating, adding, removing and/or repairing said Facilities; the right to relocate said lines within said Easement Property; the right to remove from said lands all trees and parts thereof, or other obstructions, which may interfere with the exercise of the rights granted hereunder; and the right of exercise of all other rights hereby granted; and Grantor expressly covenants and agrees for itself, its legal representatives, successors and/or assigns, that no building of any kind will be placed on said Easement Property herein granted. Grantor binds Grantor and Grantor's heirs, successors and assigns to warrant and forever defend the title to the Easement in Grantee and Grantee's heirs, successors and assigns against every person whomsoever lawfully claiming or to claim the Easement or any part of the Easement.

Terms and Conditions:

The following terms and conditions apply to the Easement granted by this agreement:

1. *Character of Easement.* The Easement is appurtenant to, runs with, and inures to the benefit of all or any portion of the Dominant Estate Property, whether or not the Easement is referenced or described in any conveyance of all or such portion of the Dominant Estate Property. The Easement is nonexclusive and irrevocable. The Easement is for the benefit of Grantee and Grantee's heirs, successors, and assigns who at any time own any interest in the Dominant Estate Property (as applicable, the "Holder").

2. *Duration of Easement.* The duration of the Easement is perpetual.

3. *Reservation of Rights.* Holder's right to use the Easement Property is nonexclusive, and Grantor reserves for Grantor and Grantor's heirs, successors, and assigns the right to use all or part of the Easement Property in conjunction with Holder as long as such use by Grantor and Grantor's heirs, successors, and assigns does not interfere with the use of the Easement Property by Holder for the Easement Purpose, and the right to convey to others the right to use all or part of the Easement Property in conjunction with Holder, as long as such further conveyance is subject to the terms of this agreement.

4. *Secondary Easement.* Holder has the right (the "Secondary Easement") to use as much of the surface of the property that is adjacent to the Easement Property ("Adjacent Property") as may be reasonably necessary to install and maintain the Facilities within the Easement Property that are reasonably suited for the Easement Purpose. However, Holder must promptly restore the Adjacent Property to its previous physical condition if changed by use of the rights granted by this Secondary Easement.

5. *Improvement and Maintenance of Easement Property.* Improvement and maintenance of the Facilities will be at the sole expense of Holder. Holder has the right to eliminate any encroachments into the Easement Property. Holder has the right to construct, install, maintain, replace and remove the Facilities under or across any portion of the Easement Property. All matters concerning the Facilities and their configuration, construction, installation, maintenance, replacement and removal are at Holder's sole discretion, subject to performance of Holder's obligations under this agreement. Holder has the right to remove or relocate any fences within the Easement Property or along or near its boundary lines if reasonably necessary to construct, install, maintain, replace or remove the Facilities, subject to replacement of the fences to their original condition on the completion of the work.

6. *Equitable Rights of Enforcement.* This Easement may be enforced by restraining orders and injunctions (temporary or permanent) prohibiting interference and commanding compliance. Restraining orders and injunctions will be obtainable on proof of the existence of interference or threatened interference, without the necessity of proof of inadequacy of legal remedies or irreparable harm, and will be obtainable only by the parties to or those benefited by this agreement; provided, however, that the act of obtaining an injunction or restraining order will not be deemed to be an election of remedies or a waiver of any other rights or remedies available at law or in equity.

7. *Attorneys' Fees.* If either party retains an attorney to enforce this agreement, the party prevailing in litigation is entitled to recover reasonable attorneys' fees and court and other costs from the other party.

8. *Binding Effect.* This agreement binds and inures to the benefit of the parties and their respective heirs, successors and permitted assigns.

9. *Choice of Law.* This agreement will be construed under the laws of the state of Texas, without regard to choice-of-law rules of any jurisdiction. Venue is in the county or counties in which the Easement Property is located.

10. *Counterparts.* This agreement may be executed in any number of counterparts with the same effect as if all signatory parties had signed the same document. All counterparts will be construed together and will constitute one and the same instrument.

11. *Waiver of Default.* It is not a waiver of or consent to default if the non-defaulting party fails to declare immediately a default or delays in taking any action. Pursuit of any remedies set forth in this agreement does not preclude pursuit of other remedies in this agreement or provided by law.

12. *Further Assurances.* Each signatory party agrees to execute and deliver any additional documents and instruments and to perform any additional acts necessary or appropriate to perform the terms, provisions and conditions of this agreement and all transactions contemplated by this agreement.

13. *Indemnity.* Each party agrees to indemnify, defend and hold harmless the other party from any loss, attorneys' fees, expenses or claims attributable to breach or default of any provision of this agreement by the indemnifying party.

14. *Entire Agreement.* This agreement and any exhibits constitute the entire agreement of the parties concerning the grant of the Easement by Grantor to Grantee. There are no representations, agreements, warranties or promises that are not expressly set forth in this agreement and any exhibits.

15. *Legal Construction.* If any provision in this agreement is for any reason unenforceable, to the extent the unenforceability does not destroy the basis of the bargain among the parties, the unenforceability will not affect any other provision hereof, and this agreement will be construed as if the unenforceable provision had never been a part of the agreement. Whenever context requires, the singular will include the plural and neuter include the masculine or feminine gender, and vice versa. Article and section headings in this agreement are for reference only and are not intended to restrict or define the text of any section. This agreement will not be construed more or less favorably between the parties by reason of authorship or origin of language.

16. *Notices.* Any notice required or permitted under this agreement must be in writing. Any notice required by this agreement will be deemed to be delivered (whether actually received or not) when deposited with the United States Postal Service, postage prepaid, certified mail, return receipt requested, and addressed to the intended recipient at the address shown in this agreement. Notice may also be given by regular mail, personal delivery, courier delivery, facsimile transmission, or other commercially reasonable means and will be effective when actually received. Any address for notice may be changed by written notice delivered as provided herein.

17. *Recitals.* Any recitals in this agreement are represented by the parties to be accurate, and constitute a part of the substantive agreement.

18. *Time.* Time is of the essence. Unless otherwise specified, all references to "days" mean calendar days. Business days exclude Saturdays, Sundays and federal and state legal public holidays. If the date for performance of any obligation falls on a Saturday, Sunday, or federal or state legal public holiday, the date for performance will be the next following regular business day.

19. *Consideration.* This Easement and all obligations of Grantor hereunder are issued in conjunction with and as consideration and in exchange for the conveyance by Grantee of the Easement Property, by and through that certain Deed Without Warranty dated as of the date hereof from Grantee to Grantor.

EXECUTED and EFFECTIVE as of the date set forth above.

[Counterpart signature page to Sewer Line Easement,
dated effective as of the date first set forth above]

GRANTOR:

CITY OF LEON VALLEY

By: _____
Name: _____
Title: _____

THE STATE OF TEXAS §
 §
COUNTY OF BEXAR §

The foregoing instrument was acknowledged before me this ____ day of _____,
2013, by _____, _____ of THE CITY OF LEON
VALLEY, on behalf of said municipality.

My Commission Expires:

Notary Public, State of Texas

Printed/Typed Name of Notary

[Counterpart signature page to Sewer Line Easement,
dated effective as of the date first set forth above]

GRANTEE:

HUEBNER DIRT INVESTMENTS, LTD.,
a Texas limited partnership

HUEBNER DIRT INVESTMENTS
GENERAL PARTNER, LLC,
a Texas limited liability company,
its General Partner

By: _____
Matthew Baillio, President

THE STATE OF TEXAS §
 §
COUNTY OF BEXAR §

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by Matthew Baillio, President of Huebner Dirt Investments General Partner, LLC, a Texas limited liability company, in its capacity as General Partner of HUEBNER DIRT INVESTMENTS, LTD., a Texas limited partnership, on behalf of said limited liability company on behalf of said limited partnership.

My Commission Expires:

Notary Public, State of Texas

Printed/Typed Name of Notary

**EXHIBIT A
DOMINANT ESTATE**

That certain 6.469 acre tract of real property described below, SAVE AND EXCEPT that certain approximately 4.170 acres described hereafter as well:

METES AND BOUNDS

Being 6.469 acres of land, more or less, out of a called 167.5 acre tract out the Manuel Tejada Survey No. 89, Abstract 741, situated in the City of Leon Valley, Bexar County, Texas, and being that same tract of land called 6.463 acres in a Deed recorded in Volume 3711, Page 1427, Official Public Records, Bexar County, Texas, said 6.469 acres being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod found for the North corner of this 6.469 acres, same being in the southeast Right-of-Way line of Huebner Road and the southwest corner of Lot 1, Canterfield Subdivision Unit 2 (Volume 6100, Page 15), same also being the **POINT OF BEGINNING**;

THENCE along the common line to this 6.469 acres and Lots 1 through 5, Canterfield Subdivision Unit 2, South 48 degrees 59 minutes 02 seconds East (called South 48 degrees 59 minutes 22 seconds), at a distance of 300.28 feet pass a 1/2 inch iron rod found for the South corner of said Lot 4, same being the West corner of said Lot 5, and continuing for a total distance of 370.00 feet, to a 1/2 inch iron rod set for an easterly corner of this 6.469 acres, same being the south corner of said Lot 5 and the North corner of Lot 14, Resubdivision Plat of Canterfield Unit 2 (Volume 6800, Page 33);

THENCE along the common line to this 6.469 acres and Lot 14, South 41 degrees 00 minutes 38 seconds West, a distance of 69.54 feet (called 70.69 feet) to a 1/2 inch iron rod set for a second easterly corner of this 6.469 acres, same being the West corner of said Lot 14 and in the North line of City of Leon Valley tract (Property Id 224162);

THENCE along the common lines to this 6.469 acres and City of Leon Valley tract for the following courses and distances:

North 48 degrees 59 minutes 22 seconds West, a distance of 67.64 feet (called 64.00 feet) to a 1/2 inch iron rod found for the North corner of said City of Leon Valley tract;

South 39 degrees 00 minutes 54 seconds West (called South 41 degrees 00 minutes 38 seconds West), a distance of 121.51 feet (called 120.00 feet) to a 1/2 inch iron rod found for the West corner of said City of Leon Valley tract;

South 51 degrees 43 minutes 43 seconds East (called South 48 degrees 59 minutes 22 seconds East), a distance of 119.62 feet (called 120.00 feet) to a 1/2 inch iron rod found for the South corner of said City of Leon Valley tract;

North 41 degrees 12 minutes 54 seconds East (called North 41 degrees 00 minutes 38 seconds East), a distance of 109.40 feet (called 114.73 feet) to a 1/2 inch iron rod found for the East corner of said City of Leon Valley tract, same being in the southwest line of said Lot 14 ;

THENCE along the line common to this 6.469 acres and said Lot 14, South 37 degrees 53 minutes 13 seconds East a distance of 141.14 feet (called 140.64 feet) to a 1/2 inch iron rod set for a lower southeasterly corner of this 6.469 acres, same being the northernmost corner of a called Drainage Right-of-Way (Volume 6800, Page 33);

THENCE along the lines common to this 6.469 acres and said Drainage Right-of-Way for the following courses and distances:

South 41 degrees 00 minutes 38 seconds West, a distance of 30.31 feet (called 30.32 feet) to a point for an angle corner to this 6.469 acres;

South 49 degrees 05 minutes 17 seconds East, a distance of 32.00 feet to a point for the easternmost corner of this 6.469 acres, same being in the northwest line of a 16' alley ;

THENCE along the line common to this 6.469 acres and the 16' alley, South 41 degrees 00 minutes 38 seconds West, a distance of 397.39 feet, to a 1/2 inch iron rod found for the South corner of this 6.469 acres, same being the East corner to Lot 8, Block 1 (Volume 9572, Page 33);

THENCE along the line common to this 6.469 acres and said Lot 8, North 48 degrees 59 minutes 22 seconds West, a distance of 596.97 feet (called 596.01 feet), to a 1/2 iron rod set for the West corner of this 6.469 acres, same being the North corner of said Lot 8 and in the southeast Right-of-Way line of said Huebner Road;

THENCE along the southeast Right-of-Way line of said Huebner Road, North 41 degrees 00 minutes 38 seconds East, a distance of 530.71 feet (called 530.69 feet) to the **POINT OF BEGINNING**, and containing 6.469 acres of land, more or less.

SAVE AND EXCEPT THE FOLLOWING:

Being a 4.170 acre parcel of land in the Manuel Tejada Survey No. 89, Abstract No. 471, County Block 4445 of Bexar County, Texas, and being out of the remainder of a called 6.458 acre tract recorded in Volume 15277, Page 520 of the Official Public Records of Real Property (O.P.R.) of Bexar County, Texas; said 4.170 acres being more particularly described by metes and bounds as follows:

BEGINNING at a found ½" rebar with a Denham Ramones Engineering (D-R E.) plastic cap at the east corner of Lot 6, Block 1, of the LDS-Huebner Subdivision recorded in Volume 9572, Page 39, of the Deed and Plat Records (D.P.R.) of Bexar County, said rebar lying on the northwest line of a 16' alley shown on the plat of Canterfield Unit 1 Subdivision recorded in Volume 5870, Page 209 D.P.R. and being the south corner of this description;

THENCE N 49°18'51" W with the northeast line of the above Lot 6, pass at 574.34 feet the north corner of said lot, continuing on for a total distance of 599.35 feet to a found 1/2" rebar with D-R E. plastic cap on the present 75' wide right-of-way of Huebner Road (ROW varies), for the west corner of this description;

THENCE N 40°31'19" E, with the southeast right-of-way of Huebner Road, for a distance of 85.00 feet to a point;

THENCE through the called 6.458 acre tract for the following four (4) courses:

S 49°18'51" E, pass at 25.00 feet a set 1/2" rebar with D-R E. plastic cap, continuing on for a total distance of 100.00 feet to a set ½" rebar with D-R E. plastic cap for an angle point;

N 57°36'57" E for a distance of 87.41 feet to a set ½" rebar with D-R E. plastic cap for an angle point;

S 61°26'40" E for a distance of 183.22 feet to a set ½" rebar with D-R E. plastic cap for an angle point;

N 40°31'19" E for a distance of 323.91 feet to a set ½" rebar with D-R E. plastic cap for on the southwest line of Block 8 of the Canterfield Unit 2 Subdivision recorded in Volume 6100, Page 15, D.P.R.;

THENCE S 49°19'45" E, with the southwest line of said block, for a distance of 70.00 feet to a set 1/2" rebar with D-R E. cap at the west corner of Lot 5, Block 8, of Canterfield Unit 2;

THENCE S 40°42'08" W, with the northwest line of Lot 14, Block 8, of the Canterfield Unit 2 Replat recorded in Volume 6800, Page 33, D.P.R., for a distance of 70.61 feet to a set 1/2" rebar with D-R E. plastic cap at the west corner of said Lot 14;

THENCE with the westerly lines of Lots 14 and 15, Block 8, as fenced for the following three (3) courses:

S 49°17'35" E for a distance of 56.10 feet to a point, said point being the east corner of a called 0.331 acre tract recorded in Volume 5873, Page 49, O.P.R.;

S 40°56'45" W for a distance of 5.28 feet to a set 1/2" rebar with D-R E. plastic cap at a wood fence post;

S 38°11'43" E for a distance of 140.64 feet to a set 1/2" rebar with D-R E. plastic cap;

THENCE with the common lines of an existing Drainage Right-of-Way as shown on the plat of Canterfield Unit 2, for the following two (2) courses:

S 40°42'08" W for a distance of 30.31 feet to a set 1/2" rebar with D-R E. plastic cap;

S 49°23'47" E for a distance of 31.95 feet to a set 1/2" rebar with D-R E. plastic cap at the north corner of the 16' alley first described above;

THENCE S 40°41'46" W, with the northwest line of the alley, for a distance of 397.75 feet to the **POINT OF BEGINNING**, and containing 4.170 gross acres of land, more or less.

SAVE and EXCEPT: the called 0.331 acres described in the deed recorded in Volume 5873, Pages 49-52 of the Deed Records of Bexar County, leaving a total net acreage of 3.839 acres.

- Bearings source is the southwest line of this description, between the first and second found monuments described above, and established as N 49°18'51" W by GPS observation and referenced to NAD83/93 (HARN), Texas State Plane Coordinate System - South central Zone.

EXHIBIT B-1 EASEMENT PROPERTY

That certain 16-foot Sewer Line Easement identified below, being part of the approximately 3.839
acre tract identified on EXHIBIT B-2 attached hereto

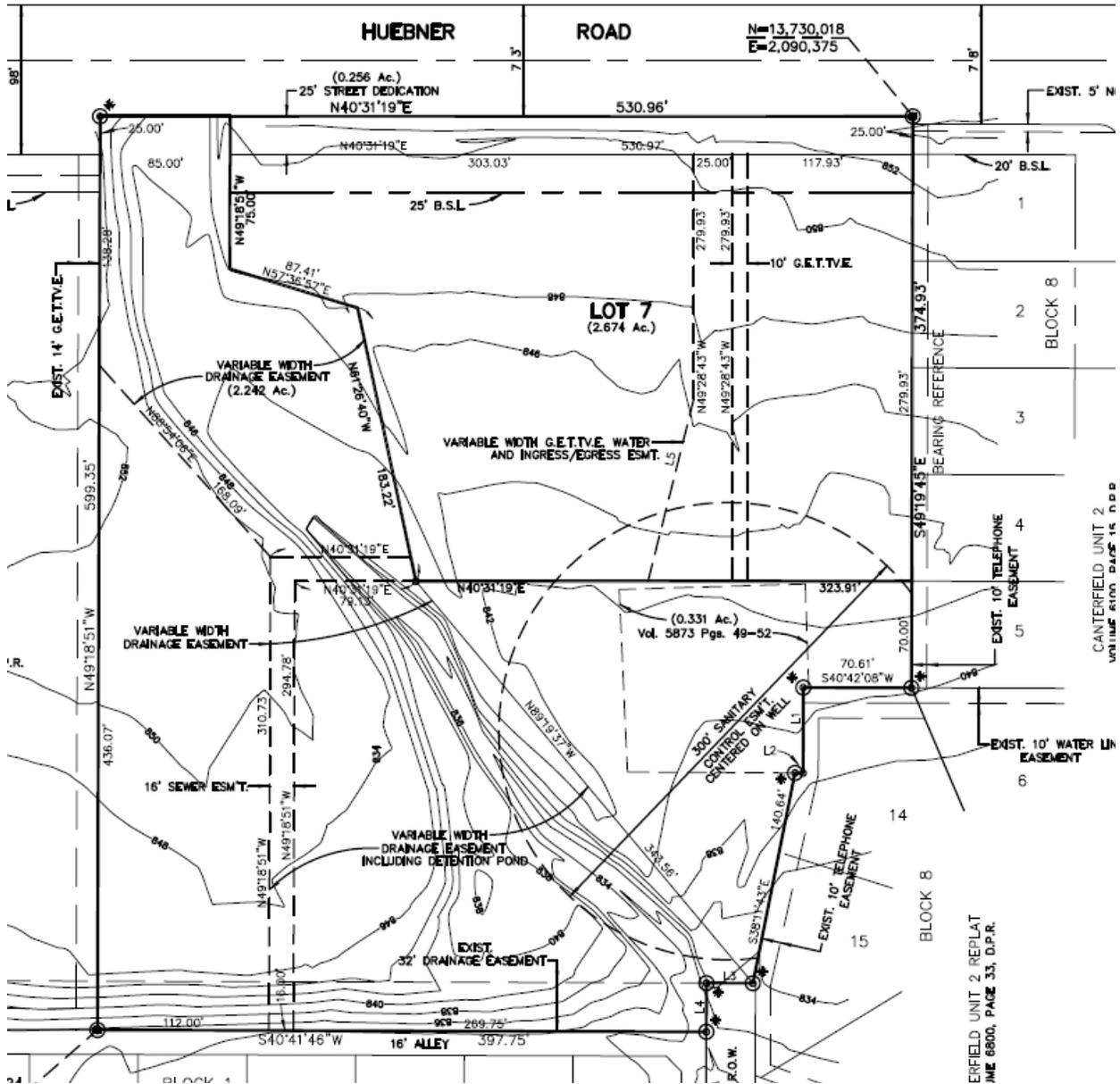


EXHIBIT B-2

Approximately 3.839 acre tract

PROPERTY DESCRIPTION

**FIELD NOTES
FOR
MURCHISON REMAINDER TRACT
3.839 Acre (Net) Tract**

Being a 4.170 acre parcel of land in the Manuel Tejada Survey No. 89, Abstract No. 471, County Block 4445 of Bexar County, Texas, and being out of the remainder of a called 6.458 acre tract recorded in Volume 15277, Page 520 of the Official Public Records of Real Property (O.P.R.) of Bexar County, Texas; said 4.170 acres being more particularly described by metes and bounds as follows:

BEGINNING at a found ½” rebar with a Denham Ramones Engineering (D-R E.) plastic cap at the east corner of Lot 6, Block 1, of the LDS-Huebner Subdivision recorded in Volume 9572, Page 39, of the Deed and Plat Records (D.P.R.) of Bexar County, said rebar lying on the northwest line of a 16' alley shown on the plat of Canterfield Unit 1 Subdivision recorded in Volume 5870, Page 209 D.P.R. and being the south corner of this description;

THENCE N 49°18'51" W with the northeast line of the above Lot 6, pass at 574.34 feet the north corner of said lot, continuing on for a total distance of 599.35 feet to a found 1/2" rebar with D-R E. plastic cap on the present 75' wide right-of-way of Huebner Road (ROW varies), for the west corner of this description;

THENCE N 40°31'19" E, with the southeast right-of-way of Huebner Road, for a distance of 85.00 feet to a point;

THENCE through the called 6.458 acre tract for the following four (4) courses:

S 49°18'51" E, pass at 25.00 feet a set 1/2" rebar with D-R E. plastic cap, continuing on for a total distance of 100.00 feet to a set ½” rebar with D-R E. plastic cap for an angle point;

N 57°36'57" E for a distance of 87.41 feet to a set ½” rebar with D-R E. plastic cap for an angle point;

S 61°26'40" E for a distance of 183.22 feet to a set ½” rebar with D-R E. plastic cap for an angle point;

N 40°31'19" E for a distance of 323.91 feet to a set ½” rebar with D-R E. plastic cap for on the southwest line of Block 8 of the Canterfield Unit 2 Subdivision recorded in Volume 6100, Page 15, D.P.R.;

THENCE S 49°19'45" E, with the southwest line of said block, for a distance of 70.00 feet to a set 1/2" rebar with D-R E. cap at the west corner of Lot 5, Block 8, of Canterfield Unit 2;

THENCE S 40°42'08" W, with the northwest line of Lot 14, Block 8, of the Canterfield Unit 2 Replat recorded in Volume 6800, Page 33, D.P.R., for a distance of 70.61 feet to a set 1/2" rebar with D-R E. plastic cap at the west corner of said Lot 14;

THENCE with the westerly lines of Lots 14 and 15, Block 8, as fenced for the following three (3) courses:

S 49°17'35" E for a distance of 56.10 feet to a point, said point being the east corner of a called 0.331 acre tract recorded in Volume 5873, Page 49, O.P.R.;

S 40°56'45" W for a distance of 5.28 feet to a set 1/2" rebar with D-R E. plastic cap at a wood fence post;

S 38°11'43" E for a distance of 140.64 feet to a set 1/2" rebar with D-R E. plastic cap;

THENCE with the common lines of an existing Drainage Right-of-Way as shown on the plat of Canterfield Unit 2, for the following two (2) courses:

S 40°42'08" W for a distance of 30.31 feet to a set 1/2" rebar with D-R E. plastic cap;

S 49°23'47" E for a distance of 31.95 feet to a set 1/2" rebar with D-R E. plastic cap at the north corner of the 16' alley first described above;

THENCE S 40°41'46" W, with the northwest line of the alley, for a distance of 397.75 feet to the **POINT OF BEGINNING**, and containing 4.170 gross acres of land, more or less.

SAVE and EXCEPT: the called 0.331 acres described in the deed recorded in Volume 5873, Pages 49-52 of the Deed Records of Bexar County, leaving a total net acreage of 3.839 acres.

- Bearings source is the southwest line of this description, between the first and second found monuments described above, and established as N 49°18'51" W by GPS observation and referenced to NAD83/93 (HARN), Texas State Plane Coordinate System - South central Zone.

AFTER RECORDING RETURN TO:
Huebner Dirt Investors, Ltd.
Attn: Matt Baillio
18618 Tuscany Stone Dr., Suite 210
San Antonio, TX 78258

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

DRAINAGE EASEMENT AND DETENTION BASIN AGREEMENT

STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF BEXAR §

Date: ____ day of _____, 2013

Grantee: HUEBNER DIRT INVESTMENTS, LTD., a Texas limited partnership

Grantee's Mailing Address: 18618 Tuscany Stone, Suite 210
San Antonio, Bexar County, Texas 78258

Grantor: CITY OF LEON VALLEY

Grantor's Mailing Address: 6400 El Verde Road
Leon Valley, Bexar County, Texas 78238

Dominant Estate Property: Being an approximately 2.4 acres of real property located on in Bexar County, Texas, being more particularly described by metes and bounds on **EXHIBIT A** attached hereto.

Easement Property: Being that certain approximately 3.839 acre parcel of real property identified on **EXHIBIT B** attached hereto.

Easement Purpose: For the purpose of storm water and irrigation drainage and development and use of a detention basin.

Consideration: Ten and N0/100 Dollars and other good and valuable consideration, the receipt and sufficiency of which are acknowledged by Grantor.

Grant of Easement:

Grantor, for the Consideration grants, sells and conveys to Grantee and Grantee's heirs, successors, and assigns a permanent and non-exclusive easement (the "Private Drainage Easement") upon, across and under the Easement Property to the detention pond thereon, as depicted in **EXHIBIT C** hereto (the "Detention Pond"), for the purpose of stormwater and

irrigation drainage. This easement specifically includes the sheet-flow surface drainage of stormwater and irrigation water across the Easement Property to the Detention Pond and the underground and surface conveyance of such water through all conveyance systems which are situated on or under the Easement Property from time to time to the Detention Pond (to the extent the same are developed as part of the Detention Pond).

Grantor binds Grantor and Grantor's heirs, successors and assigns to warrant and forever defend the title to the Private Drainage Easement in Grantee and Grantee's heirs, successors and assigns against every person whomsoever lawfully claiming or to claim the Private Drainage Easement or any part of the Private Drainage Easement.

Construction, Improvement and Maintenance of Detention Pond:

See **EXHIBIT D**, attached hereto, as to development and maintenance obligations related to the Detention Pond.

Terms and Conditions:

The following terms and conditions apply to the Easement granted by this agreement:

1. *Character of Easement.* The Easement is appurtenant to, runs with, and inures to the benefit of all or any portion of the Dominant Estate Property, whether or not the Easement is referenced or described in any conveyance of all or such portion of the Dominant Estate Property. The Easement is nonexclusive and irrevocable. The Easement is for the benefit of Grantee and Grantee's heirs, successors, and assigns who at any time own any interest in the Dominant Estate Property (as applicable, the "Holder").

2. *Duration of Easement.* The duration of the Easement is perpetual.

3. *Reservation of Rights.* Holder's right to use the Easement Property is nonexclusive, and Grantor reserves for Grantor and Grantor's heirs, successors, and assigns the right to use all or part of the Easement Property in conjunction with Holder as long as such use by Grantor and Grantor's heirs, successors, and assigns does not interfere with the use of the Easement Property by Holder for the Easement Purpose, and the right to convey to others the right to use all or part of the Easement Property in conjunction with Holder, as long as such further conveyance is subject to the terms of this agreement.

4. *Equitable Rights of Enforcement.* This Easement may be enforced by restraining orders and injunctions (temporary or permanent) prohibiting interference and commanding compliance. Restraining orders and injunctions will be obtainable on proof of the existence of interference or threatened interference, without the necessity of proof of inadequacy of legal remedies or irreparable harm, and will be obtainable only by the parties to or those benefited by this agreement; provided, however, that the act of obtaining an injunction or restraining order will not be deemed to be an election of remedies or a waiver of any other rights or remedies available at law or in equity.

5. *Attorneys' Fees.* If either party retains an attorney to enforce this agreement, the party prevailing in litigation is entitled to recover reasonable attorneys' fees and court and other costs from the other party.

6. *Binding Effect.* This agreement binds and inures to the benefit of the parties and their respective heirs, successors and permitted assigns.

7. *Choice of Law.* This agreement will be construed under the laws of the state of Texas, without regard to choice-of-law rules of any jurisdiction. Venue is in the county or counties in which the Easement Property is located.

8. *Counterparts.* This agreement may be executed in any number of counterparts with the same effect as if all signatory parties had signed the same document. All counterparts will be construed together and will constitute one and the same instrument.

9. *Waiver of Default.* It is not a waiver of or consent to default if the non-defaulting party fails to declare immediately a default or delays in taking any action. Pursuit of any remedies set forth in this agreement does not preclude pursuit of other remedies in this agreement or provided by law.

10. *Further Assurances.* Each signatory party agrees to execute and deliver any additional documents and instruments and to perform any additional acts necessary or appropriate to perform the terms, provisions and conditions of this agreement and all transactions contemplated by this agreement.

11. *Indemnity.* Each party agrees to indemnify, defend and hold harmless the other party from any loss, attorneys' fees, expenses or claims attributable to breach or default of any provision of this agreement by the indemnifying party.

12. *Entire Agreement.* This agreement and any exhibits constitute the entire agreement of the parties concerning the grant of the Easement by Grantor to Grantee. There are no representations, agreements, warranties or promises that are not expressly set forth in this agreement and any exhibits.

13. *Legal Construction.* If any provision in this agreement is for any reason unenforceable, to the extent the unenforceability does not destroy the basis of the bargain among the parties, the unenforceability will not affect any other provision hereof, and this agreement will be construed as if the unenforceable provision had never been a part of the agreement. Whenever context requires, the singular will include the plural and neuter include the masculine or feminine gender, and vice versa. Article and section headings in this agreement are for reference only and are not intended to restrict or define the text of any section. This agreement will not be construed more or less favorably between the parties by reason of authorship or origin of language.

14. *Notices.* Any notice required or permitted under this agreement must be in writing. Any notice required by this agreement will be deemed to be delivered (whether actually received or not) when deposited with the United States Postal Service, postage prepaid, certified

mail, return receipt requested, and addressed to the intended recipient at the address shown in this agreement. Notice may also be given by regular mail, personal delivery, courier delivery, facsimile transmission, or other commercially reasonable means and will be effective when actually received. Any address for notice may be changed by written notice delivered as provided herein.

15. *Recitals.* Any recitals in this agreement are represented by the parties to be accurate, and constitute a part of the substantive agreement.

16. *Time.* Time is of the essence. Unless otherwise specified, all references to "days" mean calendar days. Business days exclude Saturdays, Sundays and federal and state legal public holidays. If the date for performance of any obligation falls on a Saturday, Sunday, or federal or state legal public holiday, the date for performance will be the next following regular business day.

17. *Replat.* The parties contemplate that the Dominant Estate will be platted after the effective date hereof. In the event the Dominant Estate is platted within one year after the effective date hereof, the description of the Dominant Estate set forth herein shall be replaced and superseded by the description of the platted lot into which the Dominant Estate is platted.

18. *Consideration.* This Easement and all obligations of Grantor hereunder are issued in conjunction with and as consideration and in exchange for the conveyance by Grantee of the Easement Property, by and through that certain Deed Without Warranty dated as of the date hereof from Grantee to Grantor.

EXECUTED and EFFECTIVE as of the date set forth above.

[SIGNATURE PAGES FOLLOW]

[Counterpart signature page to Drainage and Detention Basin Agreement,
dated effective as of the date first set forth above]

GRANTOR:

CITY OF LEON VALLEY

By: _____
Name: _____
Title: _____

THE STATE OF TEXAS §
 §
COUNTY OF BEXAR §

The foregoing instrument was acknowledged before me this ____ day of _____,
2013, by _____, _____ of THE CITY OF LEON
VALLEY, on behalf of said municipality.

My Commission Expires:

Notary Public, State of Texas

Printed/Typed Name of Notary

[Counterpart signature page to Drainage and Detention Basin Agreement,
dated effective as of the date first set forth above]

GRANTEE:

HUEBNER DIRT INVESTMENTS, LTD.,
a Texas limited partnership

HUEBNER DIRT INVESTMENTS
GENERAL PARTNER, LLC,
a Texas limited liability company,
its General Partner

By: _____
Matthew Baillio, President

THE STATE OF TEXAS §
 §
COUNTY OF BEXAR §

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by Matthew Baillio, President of Huebner Dirt Investments General Partner, LLC, a Texas limited liability company, in its capacity as General Partner of HUEBNER DIRT INVESTMENTS, LTD., a Texas limited partnership, on behalf of said limited liability company on behalf of said limited partnership.

My Commission Expires:

Notary Public, State of Texas

Printed/Typed Name of Notary

**EXHIBIT A
DOMINANT ESTATE**

That certain 6.469 acre tract of real property described below, SAVE AND EXCEPT that certain approximately 4.170 acres described hereafter as well:

METES AND BOUNDS

Being 6.469 acres of land, more or less, out of a called 167.5 acre tract out the Manuel Tejada Survey No. 89, Abstract 741, situated in the City of Leon Valley, Bexar County, Texas, and being that same tract of land called 6.463 acres in a Deed recorded in Volume 3711, Page 1427, Official Public Records, Bexar County, Texas, said 6.469 acres being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod found for the North corner of this 6.469 acres, same being in the southeast Right-of-Way line of Huebner Road and the southwest corner of Lot 1, Canterfield Subdivision Unit 2 (Volume 6100, Page 15), same also being the **POINT OF BEGINNING**;

THENCE along the common line to this 6.469 acres and Lots 1 through 5, Canterfield Subdivision Unit 2, South 48 degrees 59 minutes 02 seconds East (called South 48 degrees 59 minutes 22 seconds), at a distance of 300.28 feet pass a 1/2 inch iron rod found for the South corner of said Lot 4, same being the West corner of said Lot 5, and continuing for a total distance of 370.00 feet, to a 1/2 inch iron rod set for an easterly corner of this 6.469 acres, same being the south corner of said Lot 5 and the North corner of Lot 14, Resubdivision Plat of Canterfield Unit 2 (Volume 6800, Page 33);

THENCE along the common line to this 6.469 acres and Lot 14, South 41 degrees 00 minutes 38 seconds West, a distance of 69.54 feet (called 70.69 feet) to a 1/2 inch iron rod set for a second easterly corner of this 6.469 acres, same being the West corner of said Lot 14 and in the North line of City of Leon Valley tract (Property Id 224162);

THENCE along the common lines to this 6.469 acres and City of Leon Valley tract for the following courses and distances:

North 48 degrees 59 minutes 22 seconds West, a distance of 67.64 feet (called 64.00 feet) to a 1/2 inch iron rod found for the North corner of said City of Leon Valley tract;

South 39 degrees 00 minutes 54 seconds West (called South 41 degrees 00 minutes 38 seconds West), a distance of 121.51 feet (called 120.00 feet) to a 1/2 inch iron rod found for the West corner of said City of Leon Valley tract;

South 51 degrees 43 minutes 43 seconds East (called South 48 degrees 59 minutes 22 seconds East), a distance of 119.62 feet (called 120.00 feet) to a 1/2 inch iron rod found for the South corner of said City of Leon Valley tract;

North 41 degrees 12 minutes 54 seconds East (called North 41 degrees 00 minutes 38 seconds East), a distance of 109.40 feet (called 114.73 feet) to a 1/2 inch iron rod found for the East corner of said City of Leon Valley tract, same being in the southwest line of said Lot 14 ;

THENCE along the line common to this 6.469 acres and said Lot 14, South 37 degrees 53 minutes 13 seconds East a distance of 141.14 feet (called 140.64 feet) to a 1/2 inch iron rod set for a lower southeasterly corner of this 6.469 acres, same being the northernmost corner of a called Drainage Right-of-Way (Volume 6800, Page 33);

THENCE along the lines common to this 6.469 acres and said Drainage Right-of-Way for the following courses and distances:

South 41 degrees 00 minutes 38 seconds West, a distance of 30.31 feet (called 30.32 feet) to a point for an angle corner to this 6.469 acres;

South 49 degrees 05 minutes 17 seconds East, a distance of 32.00 feet to a point for the easternmost corner of this 6.469 acres, same being in the northwest line of a 16' alley ;

THENCE along the line common to this 6.469 acres and the 16' alley, South 41 degrees 00 minutes 38 seconds West, a distance of 397.39 feet, to a 1/2 inch iron rod found for the South corner of this 6.469 acres, same being the East corner to Lot 8, Block 1 (Volume 9572, Page 33);

THENCE along the line common to this 6.469 acres and said Lot 8, North 48 degrees 59 minutes 22 seconds West, a distance of 596.97 feet (called 596.01 feet), to a 1/2 iron rod set for the West corner of this 6.469 acres, same being the North corner of said Lot 8 and in the southeast Right-of-Way line of said Huebner Road;

THENCE along the southeast Right-of-Way line of said Huebner Road, North 41 degrees 00 minutes 38 seconds East, a distance of 530.71 feet (called 530.69 feet) to the **POINT OF BEGINNING**, and containing 6.469 acres of land, more or less.

SAVE AND EXCEPT THE FOLLOWING:

Being a 4.170 acre parcel of land in the Manuel Tejada Survey No. 89, Abstract No. 471, County Block 4445 of Bexar County, Texas, and being out of the remainder of a called 6.458 acre tract recorded in Volume 15277, Page 520 of the Official Public Records of Real Property (O.P.R.) of Bexar County, Texas; said 4.170 acres being more particularly described by metes and bounds as follows:

BEGINNING at a found ½" rebar with a Denham Ramones Engineering (D-R E.) plastic cap at the east corner of Lot 6, Block 1, of the LDS-Huebner Subdivision recorded in Volume 9572, Page 39, of the Deed and Plat Records (D.P.R.) of Bexar County, said rebar lying on the northwest line of a 16' alley shown on the plat of Canterfield Unit 1 Subdivision recorded in Volume 5870, Page 209 D.P.R. and being the south corner of this description;

THENCE N 49°18'51" W with the northeast line of the above Lot 6, pass at 574.34 feet the north corner of said lot, continuing on for a total distance of 599.35 feet to a found 1/2" rebar with D-R E. plastic cap on the present 75' wide right-of-way of Huebner Road (ROW varies), for the west corner of this description;

THENCE N 40°31'19" E, with the southeast right-of-way of Huebner Road, for a distance of 85.00 feet to a point;

THENCE through the called 6.458 acre tract for the following four (4) courses:

S 49°18'51" E, pass at 25.00 feet a set 1/2" rebar with D-R E. plastic cap, continuing on for a total distance of 100.00 feet to a set ½" rebar with D-R E. plastic cap for an angle point;

N 57°36'57" E for a distance of 87.41 feet to a set ½" rebar with D-R E. plastic cap for an angle point;

S 61°26'40" E for a distance of 183.22 feet to a set ½" rebar with D-R E. plastic cap for an angle point;

N 40°31'19" E for a distance of 323.91 feet to a set ½" rebar with D-R E. plastic cap for on the southwest line of Block 8 of the Canterfield Unit 2 Subdivision recorded in Volume 6100, Page 15, D.P.R.;

THENCE S 49°19'45" E, with the southwest line of said block, for a distance of 70.00 feet to a set 1/2" rebar with D-R E. cap at the west corner of Lot 5, Block 8, of Canterfield Unit 2;

THENCE S 40°42'08" W, with the northwest line of Lot 14, Block 8, of the Canterfield Unit 2 Replat recorded in Volume 6800, Page 33, D.P.R., for a distance of 70.61 feet to a set 1/2" rebar with D-R E. plastic cap at the west corner of said Lot 14;

THENCE with the westerly lines of Lots 14 and 15, Block 8, as fenced for the following three (3) courses:

S 49°17'35" E for a distance of 56.10 feet to a point, said point being the east corner of a called 0.331 acre tract recorded in Volume 5873, Page 49, O.P.R.;

S 40°56'45" W for a distance of 5.28 feet to a set 1/2" rebar with D-R E. plastic cap at a wood fence post;

S 38°11'43" E for a distance of 140.64 feet to a set 1/2" rebar with D-R E. plastic cap;

THENCE with the common lines of an existing Drainage Right-of-Way as shown on the plat of Canterfield Unit 2, for the following two (2) courses:

S 40°42'08" W for a distance of 30.31 feet to a set 1/2" rebar with D-R E. plastic cap;

S 49°23'47" E for a distance of 31.95 feet to a set 1/2" rebar with D-R E. plastic cap at the north corner of the 16' alley first described above;

THENCE S 40°41'46" W, with the northwest line of the alley, for a distance of 397.75 feet to the **POINT OF BEGINNING**, and containing 4.170 gross acres of land, more or less.

SAVE and EXCEPT: the called 0.331 acres described in the deed recorded in Volume 5873, Pages 49-52 of the Deed Records of Bexar County, leaving a total net acreage of 3.839 acres.

- Bearings source is the southwest line of this description, between the first and second found monuments described above, and established as N 49°18'51" W by GPS observation and referenced to NAD83/93 (HARN), Texas State Plane Coordinate System - South central Zone.

EXHIBIT B

Approximately 3.839 acre tract

PROPERTY DESCRIPTION

FIELD NOTES

FOR

MURCHISON REMAINDER TRACT

3.839 Acre (Net) Tract

Being a 4.170 acre parcel of land in the Manuel Tejada Survey No. 89, Abstract No. 471, County Block 4445 of Bexar County, Texas, and being out of the remainder of a called 6.458 acre tract recorded in Volume 15277, Page 520 of the Official Public Records of Real Property (O.P.R.) of Bexar County, Texas; said 4.170 acres being more particularly described by metes and bounds as follows:

BEGINNING at a found ½" rebar with a Denham Ramones Engineering (D-R E.) plastic cap at the east corner of Lot 6, Block 1, of the LDS-Huebner Subdivision recorded in Volume 9572, Page 39, of the Deed and Plat Records (D.P.R.) of Bexar County, said rebar lying on the northwest line of a 16' alley shown on the plat of Canterfield Unit 1 Subdivision recorded in Volume 5870, Page 209 D.P.R. and being the south corner of this description;

THENCE N 49°18'51" W with the northeast line of the above Lot 6, pass at 574.34 feet the north corner of said lot, continuing on for a total distance of 599.35 feet to a found 1/2" rebar with D-R E. plastic cap on the present 75' wide right-of-way of Huebner Road (ROW varies), for the west corner of this description;

THENCE N 40°31'19" E, with the southeast right-of-way of Huebner Road, for a distance of 85.00 feet to a point;

THENCE through the called 6.458 acre tract for the following four (4) courses:

S 49°18'51" E, pass at 25.00 feet a set 1/2" rebar with D-R E. plastic cap, continuing on for a total distance of 100.00 feet to a set ½" rebar with D-R E. plastic cap for an angle point;

N 57°36'57" E for a distance of 87.41 feet to a set ½" rebar with D-R E. plastic cap for an angle point;

S 61°26'40" E for a distance of 183.22 feet to a set ½" rebar with D-R E. plastic cap for an angle point;

N 40°31'19" E for a distance of 323.91 feet to a set ½" rebar with D-R E. plastic cap for on the southwest line of Block 8 of the Canterfield Unit 2 Subdivision recorded in Volume 6100, Page 15, D.P.R.;

THENCE S 49°19'45" E, with the southwest line of said block, for a distance of 70.00 feet to a set 1/2" rebar with D-R E. cap at the west corner of Lot 5, Block 8, of Canterfield Unit 2;

THENCE S 40°42'08" W, with the northwest line of Lot 14, Block 8, of the Canterfield Unit 2 Replat recorded in Volume 6800, Page 33, D.P.R., for a distance of 70.61 feet to a set 1/2" rebar with D-R E. plastic cap at the west corner of said Lot 14;

THENCE with the westerly lines of Lots 14 and 15, Block 8, as fenced for the following three (3) courses:

S 49°17'35" E for a distance of 56.10 feet to a point, said point being the east corner of a called 0.331 acre tract recorded in Volume 5873, Page 49, O.P.R.;

S 40°56'45" W for a distance of 5.28 feet to a set 1/2" rebar with D-R E. plastic cap at a wood fence post;

S 38°11'43" E for a distance of 140.64 feet to a set 1/2" rebar with D-R E. plastic cap;

THENCE with the common lines of an existing Drainage Right-of-Way as shown on the plat of Canterfield Unit 2, for the following two (2) courses:

S 40°42'08" W for a distance of 30.31 feet to a set 1/2" rebar with D-R E. plastic cap;

S 49°23'47" E for a distance of 31.95 feet to a set 1/2" rebar with D-R E. plastic cap at the north corner of the 16' alley first described above;

THENCE S 40°41'46" W, with the northwest line of the alley, for a distance of 397.75 feet to the **POINT OF BEGINNING**, and containing 4.170 gross acres of land, more or less.

SAVE and EXCEPT: the called 0.331 acres described in the deed recorded in Volume 5873, Pages 49-52 of the Deed Records of Bexar County, leaving a total net acreage of 3.839 acres.

- Bearings source is the southwest line of this description, between the first and second found monuments described above, and established as N 49°18'51" W by GPS observation and referenced to NAD83/93 (HARN), Texas State Plane Coordinate System - South central Zone.

**EXHIBIT C
LOCATION OF DETENTION POND**



EXHIBIT D
CONSTRUCTION AND MAINTENANCE OF DETENTION POND

Grantor shall construct the Detention Pond, generally at the location as set forth on **EXHIBIT C**, at the reasonable expense of Grantee.

Within thirty (30) days after written request from Grantee to Grantor, the Grantor shall in good faith select a qualified professional contractor (and, additionally, may select a qualified civil engineer) (collectively referred to herein, whether one or more, as the "Contractor"), to develop a budget and plans and specifications for the development of the Detention Pond, and to the extent necessary, to assist with or facilitate any approval of permitting of the Detention Pond by the Texas Commission on Environmental Quality ("TCEQ") or other relevant regulatory body. The Contractor must be approved by the Grantee, the approval of which not to be unreasonably withheld. Grantor shall obtain more than one bid for development of the Detention Pond, the same being from independent parties and at arm's-length. The design, development, installation and permitting of the Detention Pond shall be referred to herein as the "Project", and shall be undertaken by the Grantor.

After the selection of the Contractor by Grantor and subsequent approval thereof by the Grantee, the plans and specifications and budget for the development of the Detention Pond, shall be developed by the Grantor and Contractor in good faith, with the reasonable input of Grantee. The final plans and specifications and budget shall be approved by the Grantee, which approval will not be unreasonably withheld. The final plans and specifications and budget shall be submitted to Grantee for approval within sixty (60) days after selection of the Contractor, subject only to day-by-day delays caused by Grantee withholding its approval of the plans and/or specifications and/or budget. The final plans and specifications for the development of the Detention Pond, as approved by Grantee, shall be referred to herein as the "Final Plans." The Grantor shall engage and cause the Contractor to construct the Project in accordance with the approved Final Plans, and in accordance with the approved budget. No material changes may be made to the Final Plans or approved budget without the consent of the Grantee. All plans and specifications, including the Final Plans, shall reflect a detention basin sufficient in size and capacity to service drainage and detention for the Dominant Estate's highest and best use as a commercial tract at the time of development of the basin.

Grantee shall pay to Grantor all funds to be used for the development of the Project, before the same are paid by Grantor to the Contractor or other payees related to the development of the Project by Grantor.

The Grantee hereby appoints Grantor as the manager and point of contact with the Contractor, engineers, the TCEQ, and utility company, and other relevant parties, for matters related to the development of the Project. The Grantor shall be responsible for receiving invoices and other correspondence from the Contractor, engineers, utility company, and other relevant parties prior to and throughout the course of the development of the Project, and for promptly circulating the same to Grantee, and for overseeing and facilitating the development of the Project. After the approval of the Final Plans, Grantor shall promptly and diligently pursue the

development of the Project to completion without delay other than delays caused by Grantee or matters of Force Majeure (meaning causes or events not reasonably foreseeable or otherwise caused by or under the control of the Grantor).

Grantee agrees to pay to Grantor, within ten (10) days after receipt from the Grantor of an invoice from the Contractor, engineers, the TCEQ, utility company, and payees related to the development of the Project, an amount equal to the delivered invoice amount. The Grantor shall maintain copies of all bills and statements reflecting materials bought and work performed related to the Project, and any and all draw or other requests from contractors. Grantee shall be entitled to review and copy the same upon request during normal business hours.

Grantor shall require partial lien releases from contractors or other payees as amounts are paid to the contractors, and an "All Bills Paid Affidavit and Full Lien Waiver" upon completion of the Project or any portion thereof.

From time to time during the Project, Grantor shall deliver to Grantee copies of all plans, specifications, correspondence, survey, invoices and other items related to the Project, for Grantee's records.

The Project shall be a fixture and improvement on the Easement Property, and owned by the Grantor, with all rights and obligations, subject to Grantees easement rights memorialized herein.

Improvement, maintenance and replacement of the Project, which shall be undertaken by Grantor in good and working order, and the Project shall be maintained in a neat and clean condition, and the foregoing shall be the sole responsibility and at the sole expense of Grantor during the term of the Easement.

If at any time Grantor fails to timely develop the Project as set forth herein, to maintain the Project in the manner required hereby, or to repair any defect in the Project which unreasonably affects Grantee's use of the Project within thirty (30) days after written notice from the Grantee to the Grantor detailing the actions and items which are to be undertaken or maintained or repaired, the Grantor shall have the right to enter upon the Easement Property to perform and effect such development or maintenance or repairs on its own behalf, and Grantor hereby reserves against and imposes upon the entirety of the Easement Property an easement in favor of the Grantee, its agents and contractors, to enter any portion of the Easement Property and conduct such activity. If the Grantee completes the maintenance or makes the repairs, the Grantor shall reimburse the Grantee for the cost of such maintenance and/or repair, plus a fee of ten percent (10%) of the cost thereof, within thirty (30) days of any written demand for payment subject to Grantor's rights to dispute the requirement of such maintenance and/or repairs in any court of competent jurisdiction.

Without affecting or waiving its immunities under law Grantor agrees that Grantee shall have the power and authority to commence, maintain or defend legal actions to enforce or construe this agreement or to restrain and enjoin any breach or threatened breach of this agreement, and shall have the right to file and defend a suit for injunctive relief, damages and/or other relief. Relief recoverable includes, without limitation, removal or modification of any

improvement constructed or modified in violation of this agreement. The Grantee is also authorized to settle claims, enforce liens and take all other action that it deems necessary or reasonable and expedient to enforce the agreement.

Agenda Item 12

MAYOR AND COUNCIL COMMUNICATION

**DATE: May 21, 2013
M&C: # 05-16-13**

TO: MAYOR AND CITY COUNCIL

SUBJECT: CONSIDER ACTION ON ORDINANCE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT WITH GALVAN NEIGHBORHOOD MANAGEMENT COMPANY FOR THE OPERATION OF THE LEON VALLEY POOL FOR THE 2013 SUMMER SEASON

PURPOSE

The City of Leon Valley informed the former pool operator that their contract would not be renewed for the 2013 pool season and requested a 2012 pool audit. The City has not received a swimming pool operations audit from the former operator. The City was able to locate Galvan Neighborhood Management Company that is willing to operate the City pool located at 6600 Strawflower, Leon Valley Texas. The Management Company agrees to be responsible for the daily operations and safety of the pool members and guest as outlined in the Texas Department of Health Standards for swimming Pools and Spas for Class "B" Swimming Pools and Class "D" Wading pools.

The Agreement would authorize the City Manager to execute a contract with Galvan Neighborhood Management Company for the term of three (3) months (From Memorial Day through Labor Day) with an option to renew for the additional season. The City will also be responsible for collecting all membership and party fees for the contractor and providing them a weekly check of all fees collected on their behalf.

FISCAL IMPACT

The city will be responsible for:

Start up fee -\$2,100

Initial repairs and equipment replacement to get the pool in working order - \$1000 estimated

Half of the cost of the pool chemicals - \$1200 estimated

Total Cost - \$4300 Estimated

The amount will be funded out of identified savings in the FY 2013 budget.

Recommendation

To execute the contract.

APPROVED: _____

DISAPPROVED: _____

APPROVED WITH THE FOLLOWING AMENDMENTS: _____

ATTEST:

Janie Willman, City Secretary

AGREEMENT TO OPERATE THE CITY OF LEON VALLEY POOL
Grass Valley Pool
6600 Strawflower
Leon Valley, Texas 78238

This Agreement is entered into on the xxxx day of May 2013, between the City of Leon Valley (hereinafter referred to as City) and Galvan Neighborhood Management Company, (hereinafter referred to as Contractor), to operate the City's pool (Grass Valley Pool) located at 6600 Strawflower, Leon Valley, Texas for the 2014 swim season. The City will pay the Contractor \$2,100 to operate the City Pool for the 2014 swim season only starting on Memorial Day (May 27th 2013) and ending on Labor Day (September 2nd 2013).

Before the Agreement can be executed the following must be received from the Contractor:

- (1) Certificate of Assumed Name, properly recorded or Tax ID number;
- (2) Certificate of a Certified Pool Operator; and a
- (3) Copy of required insurance as identified in the agreement.

In consideration of the mutual covenants herein contained the parties agree as follows:

1. TERMS

The term of this Agreement shall be three (3) Months from May 27, 2013 through September 2, 2013, with an option to renewal for next year's pool season (2014) at the discretion of the city.

2. MEMBERSHIP

Contractor shall provide swimming and recreation, on a membership and daily attendance basis, for residents of the City and other area residents up to a maximum number of member and member families that can be reasonably accommodated. The number of available memberships will be set by the Contractor. They may be changed by the Contractor from time to time based on requirements of operation.

3. CERTIFICATION OF NON-DISCRIMINATION

a. Contractor agrees to comply with the Federal Civil Rights Law and the Americans with Disabilities Act, agreeing to non-discrimination based on race, age, color, religion disability, gender, ancestry, national origin, or place of birth on employment practices, programs and services. These practices, programs, and services shall include, but limited to, the following: employment, upgrading demotion or transfer; recruitment or recruitment advertising; layoff or termination, rates of pay or other compensation; and selection for training, including apprenticeship.

b. Contractor shall in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to race, age, color, religion, disability, gender, ancestry, national origin, or place of birth.

c. Contractor agrees to accommodate all disabled persons as defined under the American with Disabilities Act, in accordance with that act, including but not limited to, providing an adequate number of personnel to lift a disabled person into the pool, or a power lift permanently

installed on location. Any additional personnel required will be on location at all times the pool is in operation.

d. Upon request by the City, Contractor shall furnish all information or reports required to investigate his/her payrolls and personnel records that pertain to current contracts with the City for purposes of ascertaining compliance with this non-discrimination certification.

4. INDEPENDENT STATUS

Contractor agrees that in its performance of this agreement, Contractor is acting as an independent agent and is responsible as such for compliance with all laws and regulations including those pertaining to workers compensation. Further is responsible for the daily operations and safety of the pool members and guest as outlined in the Texas Department of Health Standards for swimming Pools and Spas for Class "B" Swimming Pools and Class "D" Wading pools.

5. MEMBERSHIP FEES

Contractor shall also set the membership fees for use of the property. Said fees shall be reasonable, fair and competitive with like pools in the local area.

6. MAINTENANCE – CONTRACTOR

Except as provided for herein, during the swimming season, Contractor will be responsible for the maintenance of the grounds of the property leased hereby inside the fenced pool area. Contractor will be fully responsible for all operational costs during the term of this lease. Contractor will assume full responsibility for operational of the swimming pool and all other facilities on this property during the term hereof. Contractor will responsible for security and safety of the facilities.

During the swim season, in addition to the above provisions, Contractor shall be responsible for:

- a. Mowing of all grounds inside the fenced pool area
- b. Provide any additional sitting , tables or pool toys
- c. Contractor agrees to maintain the property site in all respects not specifically addressed herein as being the responsibility of the City.
- d. Operation of the pool in accordance with the rules of the Texas Department of Health.
- e. City owned vacant lot adjacent to the pool may be used by the Contractor for overflow parking during large events.

7. MAINTENANCE – CITY

During the term if this agreement, City agrees to:

- a. Maintain the underground potable water piping system and to maintain the underground potable, on-site water lines.

- b. Maintain the sanitary sewer service lines within the facility.
- c. Install and maintain a proper main electrical service line to the service meter at the sire and the underground electrical and pool lights
- d. Maintain the paved parking areas of the facility and maintenance of the fencing around the facility. Contractor shall be responsible for securing of the sire during the time the pool is in use.
- e. Maintain the structural elements of the pool & facilities to include guard stand platforms, structural and mechanical leaks.
- f. Maintain all electrical equipment to include, pool pumps, vacuum, and lights
- g. Provide the following services or materials:
 - 1. Provide supplies needed for proper annual maintenance of the pool and other facilities to include Umbrellas, (2) buoys, Sheppard's Hook, nets and poles, skimmer baskets.
 - 2. Provide rental pool cleaning equipment and, as available, manpower to operate the equipment during the annual startup effort.
 - 3. Provide termite and pest control
 - 4. Pay all electrical and water and sanitary sewer charges.
 - 5. Operate and maintain the facilities during the off season.
 - 6. Maintain trash service
 - 7. An emergency phone line

8. ANNUAL START UP ASSISTANCE

The City of Leon Valley agrees to supply initial cleaning supplies for the bathroom to include Clorox, mops, brooms and toilet paper. Further, the City agrees to purchase all pool chemicals and divide in half the total cost of the chemicals. The City will provide the Contractor with an invoice for the pool chemicals and request payment by September 2, 2014. The City has the right to withhold any membership funds collected in order to recoup this cost.

9. UTILITIES

City will execute water and sanitary sewer service agreements and thereafter is responsible for payment of the monthly charges for such utilities. City will pay all electrical and water cost for use of the facilities.

10. INDEMNIFICATION/INSURANCE

Contractor agrees to indemnify and hold harmless City from any and all legal actions currently pending or hereinafter arising from the use or misuse of the property or grounds covered herein. Contractor further agrees to provide both liability and premises insurance for the premises leased hereby and for all activities conducted thereon by Contractor. Such insurance shall additionally cover and protect City from all liability within policy limits for claims and suits arising out of the use of such premises and the activities conducted thereon by Contractor. Such liability insurance shall be in an amount of \$1,000,000.00 general liability combined single limit. The city will be named as an additional insured on all insurance policies. Contractor will furnish City a copy of the insurance certificate indicating coverage is in force which certificate shall include a 30 day notice to City prior to expiration or cancellation of the policy. City shall be named loss payable on such policy.

11. USE OF SURPLUS REVENUE

Contractor is entitle to keep any and all revenues generated over and above operating costs for the pool.

12. FINANCIALS

Galvan Neighborhood Management Company agrees to allow the City to collect ALL membership and party fees for the Contractor. The City agrees to provide a check to the contractor weekly of all the fees that were collected on behalf of the contractor. The fees can be collected at City Hall located at 6400 El Verde Rd. Leon Valley, Texas 78238, during operating hours (Monday – Thursday 7:30a.m. -5:30p.m. & Friday 7:30 a.m. – 11:30 a.m.).

13. ENTRY

City retains the right to enter upon and inspect such premises at any time to confirm compliance with this agreement.

14. TERMINATION

Either party may be allowed to terminate this contract for any reason, by giving the other party hereto at least thirty (30) days written notice of termination.

15. LOCATION

Property leased hereby shall consist of property popularly known as the "Leon Valley Swimming Pool" located at 6600 Straw Flower Street, Leon Valley, Texas. The property is more fully described by the legal description contained in a deed under which the City of Leon Valley holds the title to said property.

IN WITNESS WHEREOF, the parties have duly executed this agreement as of the day and year first above written.

GALVAN NEIGHBORHOOD
MANAGEMENT COMPANY

Owner, Victoria Galvan

CITY OF LEON VALLEY, TEXAS

City Manager, Manuel Longoria, Jr.

Leon Valley 2013 Pool Registration
Transaction Code 106.2000

Name: _____
(Please Print)

Address: _____ City _____ State _____

Phone: _____

PLEASE NOTE:

Children under 2 do not require a membership (little swimmers are required)

Please indicate membership:

_____ Family Membership - \$250.00 (Up to 8 household members)

_____ Each additional family member - \$15.00

_____ Individual Membership - \$125.00

_____ Individual plus 1 - \$180

_____ Senior Discount - 10% off membership

_____ Group Rates Available - Contact Galvan Management:

Donations to help maintain the Leon Valley Pool are greatly appreciative.

_____ Donation Amount

All pool rules must be followed. No refunds if membership is revoked for any reason.

Signature

Date

Total Amount Paid: _____ cash _____ check# _____

Credit Card # _____ Exp date _____ Visa _____ MC _____ Other _____

Forms and payments must be forwarded to:

City of Leon Valley
6400 El Verde Road
Leon Valley, TX 78238
Transaction Code: 106.2000

Questions/Concerns:

Galvan Management

210-557-9477

210-557-7712

E mail: gnmc@sbcglobal.net

AN ORDINANCE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LEON VALLEY AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH GALVAN NEIGHBORHOOD MANAGEMENT COMPANY TO OPERATE THE CITY OWNED POOL AT 6600 STRAWFLOWER LEON VALLEY TEXAS FOR THE 2013 SWIM SEASON (FROM MEMORIAL DAY THROUGH LABOR DAY).

WHEREAS, the City Council has authorized Galvan Neighborhood Management Company to manage the operations if the City owned Pool at 6600 Strawflower, Leon Valley, Texas and to be responsible for the daily operations and safety of the members and guest as outlined in the Texas Department of health standards for the swimming pools and Spas for Class “B” Swimming Pools and Class “D” Wading Pools

WHEREAS, the City Council has authorized the City Manager to execute a contract with Galvan Neighborhood Management Company for the term of three (3) months (From Memorial Day through Labor Day) with an option to renew for the additional season.

WHEREAS, The City will also be responsible for collecting all membership and party fees for the contractor and providing them a weekly check of all fees collected on their behalf.

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

1. To hereby authorize the City Manager to execute the Agreement Documents for the 2013 Swim Season with Galvan Neighborhood Management Company for the sum of \$2100, Repairs to get pool in initial working order and half the cost of the pool chemical for the 2013 swim season only (From Memorial Day through Labor Day).
2. That this authorization granted to the City Manager is hereby effective as of the date of adoption of this Ordinance and the Compliance by the operator of all conditions required by state law and the City of Leon valley City Council.

PASSED and APPROVED this the 21st day of May, 2013

Mayor Chris Riley

ATTEST:

Janie Willman, City Secretary

APPROVED AS TO FORM:

City Attorney’s Office
Denton, Navarro, Rocha and Bernal, P.C.

**CONSIDER ACTION ON AN ORDINANCE AUTHORIZING THE CITY
MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT WITH GALVAN
NEIGHBORHOOD MANAGEMENT COMPANY**

05/21/2013

Purpose

- The City was able to locate Galvan Neighborhood Management Company this company is willing to operate the City pool located at 6600 Strawflower, Leon Valley Texas for the 2013 Swim Season (From Memorial Day through Labor Day).

Contractor Responsibilities

- For the daily operations and safety of the pool members and guest
 - Hiring Lifeguards
 - Maintaining pool cleanliness
 - Maintain the grounds and facility within the fenced area
 - Dividing equally the cost of the pool chemicals
- Comply with Texas Department of Health Standards for swimming Pools and Spas for Class “B” Swimming Pools and Class “D” Wading pools

City Responsibilities

- Initial Clean up
- Completing repair and replacement of equipment to get the pool in working condition
- Maintain the grounds outside of the fenced area
- Purchase and divide equally the cost the pool chemicals
- Maintain Trash, electricity, and water services for the pool and facilities
- Collecting all membership & party fees for the contractor and providing them a weekly check of all fees collected on their behalf

Fiscal Impact

	Annual Cost
Startup Costs – To Operator	\$2,100
Half of Pool Chemicals	\$1,200
Repairs and Equipment Replacement	\$1,000
TOTAL	\$4,300

Recommendation

- To allow the City Manager to execute the contract with Galvan Neighborhood Management Company for the operations of the Leon valley Pool for the 2013 Swim Season.

**CONSIDER ACTION ON AN ORDINANCE AUTHORIZING THE CITY
MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT WITH GALVAN
NEIGHBORHOOD MANAGEMENT COMPANY**

05/21/2013

MAYOR AND COUNCIL COMMUNICATION

**DATE: May 21, 2013
M&C # 05-17-13**

TO: MAYOR AND CITY COUNCIL

SUBJECT: CONSIDER AUTHORIZING THE CITY MANAGER, BY ORDINANCE, TO NEGOTIATE A CONSTRUCTION MANAGER AT RISK CONTRACT TO PROVIDE SERVICES FOR THE DESIGN AND CONSTRUCTION OF A NEW FIRE STATION AND THE RENOVATION OF THE MUNICIPAL CITY HALL COMPLEX

PURPOSE

To consider authorizing the City Manager to negotiate a contract with a Construction Manager at Risk firm for the construction of a new fire station, and the renovation of the existing City Hall complex.

In May of 2012, the citizens voted approval of a \$7 million bond for construction of a new fire station & renovation of the existing City Hall complex. In June of 2012, the Bond Program Oversight Committee (BOC) was formed to carry out this mission. In October of 2012, OCO Architects were selected by the BOC for design of the project.

In March of 2013, RFQ's for Construction Manager at Risk firms were solicited, and eleven (11) responses were received. All references were checked. The Bond Program Oversight Selection Review Committee (SRC) scored each firm and selected the top five (5) firms. The entire BOC conducted interviews with the five (5) firms. The SRC then scored the finalists and presented their recommendation to the BOC. The BOC concurs with the SRC's selection and are now forwarding that recommendation to the City Council.

The firm selected for recommendation is:

- Bartlett Cocke General Contractors

FISCAL IMPACT

The City Manager will enter into cost negotiations with the selected company. If an agreement cannot be reached, the City Manager would then enter into negotiations with the next scored company, and so on until an agreement can be reached.

RECOMMENDATION

Authorize the City Manager to enter into negotiations with Bartlett Cocke General Contractors for Construction Manager at Risk Services, and subsequent top scoring firms, if a negotiation cannot be reached with Bartlett Cocke General Contractors.

S.E.E. IMPACT STATEMENT

Social Equity – Provides the opportunity for more than one firm to compete for City related projects & funds.

Environmental Stewardship – The environment is always of significant importance when designing and constructing in the City.

Economic Development – The updated City facilities may encourage new residents and businesses to consider moving to Leon Valley.

APPROVED: _____ DISAPPROVED: _____

APPROVED WITH THE FOLLOWING AMENDMENTS:

ATTEST:

Janie Willman, City Secretary

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS, AUTHORIZING THE CITY MANAGER TO NEGOTIATE A CONSTRUCTION MANAGER AT RISK CONTRACT FOR THE CONSTRUCTION OF A FIRE STATION, POLICE STATION AND MUNICIPAL OFFICES AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE NEGOTIATED CONTRACT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Leon Valley is constructing Fire Station, Police Station and Municipal Offices; and

WHEREAS, the City of Leon Valley has decided to utilize the construction manager at risk method of construction ("CMAR") procurement; and

WHEREAS, the City of Leon Valley has complied with the statutory requirements for requesting qualifications for CMAR services; and

WHEREAS, a selection committee has ranked the respondents to the request for qualifications based on the weighing system for the evaluation criteria provided for in the request for qualifications ; and

WHEREAS, based on the results of the rankings the City Council of the City of Leon Valley desires to negotiate a contract for CMAR services.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS:

Section 1. That the Mayor and the City Council officially find and determine that the City has complied with all appropriate statutory requirements for the selection of CMAR services.

Section 2. That the ranking of CMAR respondents as determined by the selection committee is hereby approved by the Mayor and the City Council.

Section 3. That the Mayor and City Council hereby authorize the City Manager to begin negotiations with the highest ranked responder and if an agreement cannot be reached end said negotiations and to begin negotiations with the next highest ranked responders in order of ranking until an agreement can be reached.

Section 4. That the Mayor and City Council hereby authorize the City Manager to execute a final agreement with the highest ranked responder with which an agreement is reached.

APPROVED AND ADOPTED by the City Council of the City of Leon Valley this _____ day of _____, 2013.

Mayor Chris Riley

ATTEST:

Janie Willman, City Secretary



**Construction Manager at Risk
(CMaR) Selection**

**City Council Meeting
May 21, 2013**



Purpose

- To authorize the City Manager to enter into negotiations with a Construction Manager at Risk firm
- For pre-construction services related to the new Fire Station and Renovation of the Police Department and City Hall Complex



Background

- May 2012 -- approval of a \$7 million bond for capital facilities project
- June 2012, Bond Oversight Committee (BOC) formed to carry out mission
- October 2012, OCO Architects selected for design services



Background

- March 1, 2013-- RFQ released for Construction Manager at Risk Services
 - To work with architect in the design and construction of facilities
- Selection Review Committee (SLC) formed as Subcommittee to review RFQ's



Selection Review Committee

- City Manager, Manuel Longoria, Jr.
- Interim Fire Chief, Luis Valdez
- Police Chief, Randall Wallace
- Purchasing Agent, Rhonda Hewitt
- Project Manager, Melinda Smith
- Al Uvietta, Bond Oversight Committee
- Olen Yarnell, Bond Oversight Committee



Process

- Phase One
 - Evaluate all firms using criteria, except costs, on 100 point percentage basis
 - Score and Select Top Five (Short List) Finalists
 - Solicit Cost Proposal from Top Five

Process (cont.)

- Phase Two

- Receive Cost Proposal
- Interview Top Five (by full BOC)
 - Interviews Conducted by on May 3rd.
- Evaluate All Criteria, including cost proposal, on 100 point percentage basis
- Score each of the Top Five Firms on Phase Two Criteria
- Selection Review Committee (SLR) Recommends Top Firm



CMaR Focus Phase One

- Qualifications of CMaR Firm (25%)
- Experience on Similar Projects (25%)
 - City Hall, Police & Fire Departments
- Experience on Leon Valley/Bexar County/Area projects (15%)



CMaR Focus Phase One

- Available Resources to Complete Project (15%)
- Corporate History & Stability (10%)
- Overall Responsiveness to the RFQ (5%)
- References (5%)



11 CMaR RFQ's Received

- **Bartlett-Cocke General Contractors**
- **Joeris General Contractors**
- **Guido Brothers Construction**
- **Turner Construction Company**
- **F.A. Nunnelly**
- Stoddard Construction Management, Inc.
- TBC Commercial Construction
- Harvey-Cleary Builders
- Kencon
- O'Haver Contractors
- MJC General Contractors



CMaR Focus Phase Two-Short List

- Qualifications of CMaR Firm (15%)
- Experience on Similar Projects (15%)
 - City Hall, Police & Fire Departments
- Experience on Leon Valley/Bexar County/Area projects (10%)



CMaR Focus Phase Two-Short List

- Available Resources to Complete Project (5%)
- Corporate History & Stability (5%)
- Overall Responsiveness to the RFQ (5%)
- References (5%)
- Cost (40%)



Top 5 Finalists

- Bartlett-Cocke General Contractors
- Joeris General Contractors
- Guido Brothers Construction
- Turner Construction Company
- F.A. Nunnelly
 - Nunnelly withdrew from consideration prior to interviews, citing other commitments



Selection Review Committee Recommendation

1. Bartlett Cocke General Contractors

Remaining In Scored Order:

2. Turner Construction Company
3. Guido Brothers Construction
4. Joeris General Contractors



Bartlett-Cocke General Contractors

- The SRC met on May 10th and voted unanimously (based on top score) to recommend this firm for the project
- The BOC met on May 17th and concurs with the SRC recommendation
- Based in San Antonio
- Excellent references



Bartlett-Cocke General Contractors

- Have completed projects for:
 - City of Converse Municipal Complex
 - City of San Antonio Fire Station #1
 - City of College Station Fire Station
 - City of Kyle Fire Station
 - City of Austin EOC and 911 Dispatch Center
 - City of Georgetown EOC



Fiscal Impact

- City Manager will negotiate contract with recommended firm
- If negotiations fail, City Manager will negotiate with second ranked firm, and so on, until agreement can be made with CMaR firm



S.E.E. Impact Statement

- *Social Equity* –
 - Provides equal opportunity for more than one firm to compete for City related projects & funds
- *Environmental Stewardship* –
 - The environment is always of significant importance when considering construction within the City
- *Economic Development* –
 - Eventual construction will provide updated city facilities, which may entice businesses to consider Leon Valley



Recommendation

- Authorize the City Manager to negotiate services with Bartlett-Cocke General Contractors
- Authorize City Manager to negotiate construction contract with Firms #2, #3 and #4 should negotiations with Firm #1 fail
- Final Negotiated contract will be presented to City Council for final approval



**Construction Manager at Risk
(CMaR) Selection**

**City Council Meeting
May 21, 2013**

Agenda Item 14

MAYOR AND COUNCIL COMMUNICATION

DATE: May 21, 2013

M&C: # 05-18-13

TO: MAYOR AND CITY COUNCIL

SUBJECT: PRESENTATION BY THE CITY ATTORNEY REGARDING THE REGULATION OF SHORT TERM FINANCIAL LENDING INSTITUTIONS

PURPOSE

This agenda item will allow the City Council to receive a presentation by the City Attorney regarding the regulation of short term financial lending institutions.

FISCAL IMPACT

None at this time.

RECOMMENDATION

Not applicable.

S.E.E

Social Equity – Cities that work to provide a balance of public and private services ensure amenities that their residents want and need.

Environmental Stewardship – Not applicable.

Economic Development – Not applicable.

APPROVED: _____ DISAPPROVED: _____

APPROVED WITH THE FOLLOWING AMENDMENTS: _____

ATTEST:

Janie Willman, City Secretary



CITY OF LEON VALLEY
FINANCIAL STATEMENT
APRIL 2013



General Fund

	FY 2012-2013 BUDGET		FY 2012-2013 Y-T-D ACTUAL		FY 2011-2012 Y-T-D	
REVENUE						
Ad Valorem	\$ 3,086,388	58.3%	\$2,783,651	90.2%	\$ 2,747,251	89.9%
Sales Taxes	1,793,342	58.3%	752,058	41.9%	705,170	39.3%
Franchise Taxes	725,827	58.3%	355,356	49.0%	365,944	51.8%
Licenses,Permits,Fees,Fines	1,026,965	58.3%	647,247	63.0%	638,378	53.6%
Miscellaneous	120,243	58.3%	321,183	267.1%	54,168	34.7%
TOTAL REVENUE	\$ 6,752,765	58.3%	\$4,859,496	72.0%	\$ 4,510,911	65.3%
EXPENDITURES						
Business Office	\$ 166,311	58.3%	\$ 93,006	55.9%	\$ 89,139	46.9%
Finance	214,447	58.3%	114,114	53.2%	122,603	53.9%
Council & Manager	306,627	58.3%	154,128	50.3%	197,630	54.0%
Police	2,142,438	58.3%	1,155,684	54.0%	1,238,979	58.0%
Fire	2,214,933	58.3%	1,318,716	60.0%	1,187,788	55.0%
Public Works	1,111,763	58.3%	582,039	52.4%	610,037	54.4%
Community Development	310,470	58.3%	165,034	53.2%	237,004	62.3%
Economic Development	124,757	58.3%	66,612	53.4%	43,951	34.0%
Special Events	17,599	58.3%	8,066	45.8%	2,933	21.3%
Parks & Recreation	111,940	58.3%	39,599	35.4%	54,040	46.4%
Library	818,221	58.3%	202,996	24.8%	168,842	39.5%
Other Sources/Uses	10,000	58.3%	-	-	-	-
TOTAL EXPENDITURES	\$ 7,549,506	58.3%	\$3,899,994	51.7%	\$ 3,952,947	54.4%



Water and Sewer Fund

	FY 2012-2013 <u>BUDGET</u>		FY 2012-2013 <u>Y-T-D ACTUAL</u>		FY 2011-2012 <u>Y-T-D</u>	
<u>REVENUE</u>						
Water Sales	\$ 1,590,642	58.3%	\$ 731,011	46.0%	\$ 685,816	46.5%
Sewer Sales	1,612,000	58.3%	926,690	57.5%	841,403	54.6%
Connection & Platting	2,500	58.3%	300	12.0%	450	18.0%
Customer Fees	43,300	58.3%	28,556	66.0%	26,733	61.7%
Tapping Fees	16,000	58.3%	8,021	50.1%	2,805	13.4%
Miscellaneous	48,800	58.3%	7,648	15.7%	1,739	10.9%
TOTAL REVENUE	\$ 3,313,242	58.3%	\$1,702,225	51.4%	\$ 1,558,946	50.3%
<u>EXPENDITURES</u>						
Business Office	630,599	58.3%	309,223	49.0%	283,876	47.9%
Water System	1,157,019	58.3%	595,070	51.4%	500,979	48.8%
Sewer System	1,395,192	58.3%	614,398	44.0%	581,907	40.8%
Storm Water	367,771	58.3%	113,798	30.9%	173,246	50.5%
TOTAL EXPENDITURES	\$ 3,550,581	58.3%	\$1,632,489	46.0%	\$ 1,540,007	45.5%



Community Center Fund

	FY 2012-2013 BUDGET		FY 2012-2013 Y-T-D ACTUAL		FY 2011-2012 Y-T-D	
REVENUE						
Hotel/Motel Taxes	75,746	58.3%	43,082	56.9%	22,614	33.9%
RENTAL FEES:						
Community Center	47,620	58.3%	26,051	54.7%	22,389	46.6%
Conference Center	26,433	58.3%	20,349	77.0%	16,557	63.7%
Miscellaneous:						
CDBG Grant	-		-		-	
CPS Energy Rebate	-		-		-	
TOTAL REVENUE	\$149,799	58.3%	\$ 89,482	59.7%	\$ 61,560	43.8%
TOTAL EXPENDITURES	\$134,714	58.3%	\$ 66,628	49.5%	\$ 64,665	47.9%



Street Maintenance Sales Tax

	Actual FY 2011	Actual FY 2012	Budget FY 2013	Actual FY 2013
Revenues	429,403	443,738	439,560	184,959
Transfers In	-			
TOTAL REVENUES	429,403	443,738	439,560	184,959
Expenditures	500,431	546,311	830,254	3,048
TOTAL EXPENDITURES	500,431	546,311	830,254	3,048
FUND BALANCE	504,272	401,699	11,005	583,610

FINANCIAL STATEMENT - UNAUDITED

AS OF: APRIL 30TH, 2013

100-General Fund
FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
REVENUE SUMMARY							

AD VALOREM TAXES	3,086,388.00	34,621.74	0.00	2,783,650.94	0.00	302,737.06	90.19
SALES TAXES	1,793,342.00	147,398.46	0.00	752,058.14	0.00	1,041,283.86	41.94
FRANCHISE FEES	725,827.00	3,890.49	0.00	355,356.32	0.00	370,470.68	48.96
LICENSE, PERMITS, FEES, FINE	1,026,965.00	95,376.79	0.00	647,247.47	0.00	379,717.53	63.03
MISCELLANEOUS	<u>120,243.00</u>	<u>11,209.29</u>	<u>0.00</u>	<u>321,182.79</u>	<u>0.00</u>	<u>(200,939.79)</u>	<u>267.11</u>
TOTAL REVENUE	6,752,765.00	292,496.77	0.00	4,859,495.66	0.00	1,893,269.34	71.96
=====							
EXPENDITURE SUMMARY							

Business Office							

PERSONNEL SERVICES	74,991.00	5,392.99	0.00	41,186.42	0.00	33,804.58	54.92
SUPPLIES	6,230.00	9.92	0.00	5,859.67	0.00	370.33	94.06
CONTRACTUAL SERVICES	<u>85,090.00</u>	<u>6,154.93</u>	<u>0.00</u>	<u>45,959.78</u>	<u>0.00</u>	<u>39,130.22</u>	<u>54.01</u>
TOTAL Business Office	166,311.00	11,557.84	0.00	93,005.87	0.00	73,305.13	55.92
Finance							

PERSONNEL SERVICES	132,072.00	9,842.46	0.00	76,975.27	0.00	55,096.73	58.28
SUPPLIES	6,800.00	543.41	0.00	3,650.04	374.90	2,775.06	59.19
CONTRACTUAL SERVICES	<u>75,575.00</u>	<u>1,849.60</u>	<u>0.00</u>	<u>33,114.05</u>	<u>0.00</u>	<u>42,460.95</u>	<u>43.82</u>
TOTAL Finance	214,447.00	12,235.47	0.00	113,739.36	374.90	100,332.74	53.21
City Manager & Council							

PERSONNEL SERVICES	178,673.00	13,184.05	0.00	101,510.80	0.00	77,162.20	56.81
SUPPLIES	14,600.00	3,484.04	0.00	8,534.17	0.00	6,065.83	58.45
CONTRACTUAL SERVICES	<u>113,354.00</u>	<u>3,170.73</u>	<u>0.00</u>	<u>44,083.38</u>	<u>0.00</u>	<u>69,270.62</u>	<u>38.89</u>
TOTAL City Manager & Council	306,627.00	19,838.82	0.00	154,128.35	0.00	152,498.65	50.27
Police Administration							

PERSONNEL SERVICES	211,899.00	15,565.20	0.00	119,207.21	349.95	92,341.84	56.42
SUPPLIES	1,900.00	390.95	0.00	3,410.65	0.00	(1,510.65)	179.51
CONTRACTUAL SERVICES	<u>31,597.00</u>	<u>1,309.00</u>	<u>0.00</u>	<u>16,422.87</u>	<u>0.00</u>	<u>15,174.13</u>	<u>51.98</u>
TOTAL Police Administration	245,396.00	17,265.15	0.00	139,040.73	349.95	106,005.32	56.80

FINANCIAL STATEMENT - UNAUDITED

AS OF: APRIL 30TH, 2013

100-General Fund
FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
Police Crime Prevention							

TOTAL Police Crime Prevention	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Police Patrol							

PERSONNEL SERVICES	1,154,878.00	73,542.97	0.00	606,467.70	196.49	548,213.81	52.53
SUPPLIES	82,900.00	5,676.11	0.00	32,676.59	28.96	50,194.45	39.45
CONTRACTUAL SERVICES	9,700.00	2,242.39	0.00	9,824.05	0.00	124.05	101.28
TOTAL Police Patrol	1,247,478.00	81,461.47	0.00	648,968.34	225.45	598,284.21	52.04
Police Communications							

PERSONNEL SERVICES	271,968.00	16,751.77	0.00	152,238.05	0.00	119,729.95	55.98
SUPPLIES	1,025.00	13.99	0.00	538.46	37.77	448.77	56.22
CONTRACTUAL SERVICES	4,400.00	22.50	0.00	337.25	0.00	4,062.75	7.66
TOTAL Police Communications	277,393.00	16,788.26	0.00	153,113.76	37.77	124,241.47	55.21
Police Investigations							

PERSONNEL SERVICES	289,736.00	21,098.42	0.00	166,945.11	122.95	122,667.94	57.66
SUPPLIES	2,100.00	272.00	0.00	409.68	14.70	1,675.62	20.21
CONTRACTUAL SERVICES	4,950.00	14.25	0.00	1,621.63	0.00	3,328.37	32.76
TOTAL Police Investigations	296,786.00	21,384.67	0.00	168,976.42	137.65	127,671.93	56.98
Police Narcotics TF							

PERSONNEL SERVICES	75,249.00	5,511.04	0.00	44,785.94	0.00	30,463.06	59.52
CONTRACTUAL SERVICES	136.00	3.75	0.00	48.25	0.00	87.75	35.48
TOTAL Police Narcotics TF	75,385.00	5,514.79	0.00	44,834.19	0.00	30,550.81	59.47
Police Reserves							

TOTAL Police Reserves	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Fire Administration							

PERSONNEL SERVICES	219,810.00	3,248.56	0.00	127,694.25	0.00	92,115.75	58.09
SUPPLIES	4,914.00	242.52	0.00	2,274.27	250.07	2,389.66	51.37
CONTRACTUAL SERVICES	37,817.00	1,659.10	0.00	18,738.26	0.00	19,078.74	49.55
CAPITAL OUTLAY	39,000.00	35,997.93	0.00	35,997.93	15,817.00	12,814.93	132.86
TOTAL Fire Administration	301,541.00	41,148.11	0.00	184,704.71	16,067.07	100,769.22	66.58

FINANCIAL STATEMENT - UNAUDITED

AS OF: APRIL 30TH, 2013

100-General Fund
FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
Fire Reserves							

TOTAL Fire Reserves	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Fire Operations							

PERSONNEL SERVICES	1,633,702.00	119,442.69	0.00	941,834.17	0.00	691,867.83	57.65
SUPPLIES	31,237.00	2,999.64	0.00	14,167.48	1,076.25	15,993.27	48.80
CONTRACTUAL SERVICES	67,891.00	8,095.34	0.00	41,368.14	2,914.50	23,608.36	65.23
CAPITAL OUTLAY	67,508.00	278.52	0.00	2,777.37	42,327.00	22,403.63	66.81
TOTAL Fire Operations	1,800,338.00	130,816.19	0.00	1,000,147.16	46,317.75	753,873.09	58.13
Fire Prevention							

TOTAL Fire Prevention	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Fire EMS							

SUPPLIES	40,634.00	3,565.05	0.00	22,926.21	2,721.68	14,986.11	63.12
CONTRACTUAL SERVICES	72,420.00	9,340.27	0.00	45,831.13	0.00	26,588.87	63.29
TOTAL Fire EMS	113,054.00	12,905.32	0.00	68,757.34	2,721.68	41,574.98	63.23
Public Works M&O							

PERSONNEL SERVICES	699,963.00	46,010.52	0.00	381,840.79	0.00	318,122.21	54.55
SUPPLIES	152,300.00	5,949.32	0.00	56,222.08	0.00	96,077.92	36.92
CONTRACTUAL SERVICES	210,000.00	43,164.40	0.00	118,217.22	0.00	91,782.78	56.29
CAPITAL OUTLAY	49,500.00	2,160.00	0.00	25,758.54	0.00	23,741.46	52.04
TOTAL Public Works M&O	1,111,763.00	97,284.24	0.00	582,038.63	0.00	529,724.37	52.35
Public Works Construction							

TOTAL Public Works Construction	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Community Development							

PERSONNEL SERVICES	182,218.00	11,874.58	0.00	91,239.09	0.00	90,978.91	50.07
SUPPLIES	8,000.00	1,383.47	0.00	5,430.67	0.00	2,569.33	67.88
CONTRACTUAL SERVICES	120,252.00	8,951.11	0.00	68,364.62	0.00	51,887.38	56.85
TOTAL Community Development	310,470.00	22,209.16	0.00	165,034.38	0.00	145,435.62	53.16

CITY OF LEON VALLEY
 FINANCIAL STATEMENT - UNAUDITED
 AS OF: APRIL 30TH, 2013

100-General Fund
 FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR FO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
Economic Development							
PERSONNEL SERVICES	114,814.00	8,504.42	0.00	63,247.60	0.00	51,566.40	55.09
SUPPLIES	1,339.00	49.01	0.00	922.46	0.00	416.54	68.89
CONTRACTUAL SERVICES	<u>8,604.00</u>	<u>848.94</u>	<u>0.00</u>	<u>2,441.51</u>	<u>0.00</u>	<u>6,162.49</u>	<u>28.38</u>
TOTAL Economic Development	124,757.00	9,402.37	0.00	66,611.57	0.00	58,145.43	53.39
Special Events							
SUPPLIES	<u>17,599.00</u>	<u>207.85</u>	<u>0.00</u>	<u>8,066.09</u>	<u>0.00</u>	<u>9,532.91</u>	<u>45.83</u>
TOTAL Special Events	17,599.00	207.85	0.00	8,066.09	0.00	9,532.91	45.83
Parks & Recreation							
PERSONNEL SERVICES	81,940.00	3,450.89	0.00	28,732.13	0.00	53,207.87	35.06
SUPPLIES	15,000.00	1,661.00	0.00	4,236.94	0.00	10,763.06	28.25
CONTRACTUAL SERVICES	<u>15,000.00</u>	<u>923.66</u>	<u>0.00</u>	<u>6,629.91</u>	<u>0.00</u>	<u>8,370.09</u>	<u>44.20</u>
TOTAL Parks & Recreation	111,940.00	6,035.55	0.00	39,598.98	0.00	72,341.02	35.38
Library							
PERSONNEL SERVICES	202,437.00	14,673.83	0.00	116,502.35	0.00	85,934.65	57.55
SUPPLIES	20,344.00	260.19	0.00	1,594.26	0.00	18,749.74	7.84
CONTRACTUAL SERVICES	30,530.00	1,268.10	0.00	11,526.76	0.00	19,003.24	37.76
CAPITAL OUTLAY	<u>564,910.00</u>	<u>57,581.01</u>	<u>0.00</u>	<u>73,372.58</u>	<u>0.00</u>	<u>491,537.42</u>	<u>12.99</u>
TOTAL Library	818,221.00	73,783.13	0.00	202,995.95	0.00	615,225.05	24.81
** TOTAL EXPENDITURES ***							
	7,539,506.00	579,838.39	0.00	3,833,761.83	66,232.22	3,639,511.95	51.73
* REVENUE OVER (UNDER) EXPENDITURES *							
	(786,741.00)	(287,341.62)	0.00	1,025,733.83	(66,232.22)	(1,746,242.61)	221.96
OTHER FINANCING SOURCES (USES)							
OTHER SOURCES/USES	<u>17,216.00</u>	<u>0.00</u>	<u>0.00</u>	<u>200,000.00</u>	<u>0.00</u>	<u>(182,784.00)</u>	<u>161.71</u>
TOTAL OTHER SOURCES/USES	17,216.00	0.00	0.00	200,000.00	0.00	(182,784.00)	(161.71)
NET GAIN OR (LOSS)							
	(769,525.00)	(287,341.62)	0.00	1,225,733.83	(66,232.22)	(1,929,026.61)	

** END OF REPORT ***

FINANCIAL STATEMENT - UNAUDITED

AS OF: APRIL 30TH, 2013

200-Water & Sewer
FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
REVENUE SUMMARY							
MISCELLANEOUS	48,800.00	0.00	0.00	7,647.88	0.00	41,152.12	15.67
WATER SALES	1,590,642.00	126,061.49	0.00	731,010.72	0.00	859,631.28	45.96
SEWER SALES	1,612,000.00	163,506.26	0.00	926,689.69	0.00	685,310.31	57.49
CONNECTION & PLATTING	2,500.00	0.00	0.00	300.00	0.00	2,200.00	12.00
CUSTOMER FEES	43,300.00	2,814.26	0.00	28,555.65	0.00	14,744.35	65.95
MAPPING FEES	16,000.00	2,164.20	0.00	8,021.02	0.00	7,978.98	50.13
TOTAL REVENUE	3,313,242.00	294,546.21	0.00	1,702,224.96	0.00	1,611,017.04	51.38
EXPENDITURE SUMMARY							
Business Office							
PERSONNEL SERVICES	506,992.00	37,401.98	0.00	273,589.46	0.00	233,402.54	53.96
SUPPLIES	33,769.00	1,250.00	0.00	8,548.36	0.00	25,220.64	25.31
CONTRACTUAL SERVICES	89,838.00	5,150.67	0.00	27,084.95	0.00	62,753.05	30.15
TOTAL Business Office	630,599.00	43,802.65	0.00	309,222.77	0.00	321,376.23	49.04
Water System							
PERSONNEL SERVICES	325,763.00	24,332.32	0.00	193,977.64	0.00	131,785.36	59.55
SUPPLIES	87,000.00	3,480.78	0.00	40,067.83	0.00	46,932.17	46.05
CONTRACTUAL SERVICES	476,164.00	6,707.14	0.00	330,092.12	0.00	146,071.88	69.32
CAPITAL OUTLAY	268,092.00	0.00	0.00	30,932.66	0.00	237,159.34	11.54
TOTAL Water System	1,157,019.00	34,520.24	0.00	595,070.25	0.00	561,948.75	51.43
Sewer System							
PERSONNEL SERVICES	125,905.00	7,529.20	0.00	72,877.97	0.00	53,027.03	57.88
SUPPLIES	15,000.00	0.00	0.00	23.36	0.00	14,976.64	0.16
CONTRACTUAL SERVICES	1,254,287.00	85,864.83	0.00	541,496.35	0.00	712,790.65	43.17
TOTAL Sewer System	1,395,192.00	93,394.03	0.00	614,397.68	0.00	780,794.32	44.04

FINANCIAL STATEMENT - UNAUDITED

AS OF: APRIL 30TH, 2013

200-Water & Sewer
FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<hr/>							
Construction							

TOTAL Construction	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Storm Water							

PERSONNEL SERVICES	178,771.00	14,546.50	0.00	104,216.85	0.00	74,554.15	58.30
SUPPLIES	23,500.00	480.00	0.00	2,565.98	0.00	20,934.02	10.92
CONTRACTUAL SERVICES	165,500.00	2,562.30	0.00	6,384.61	630.50	158,484.89	4.24
TOTAL Storm Water	367,771.00	17,588.80	0.00	113,167.44	630.50	253,973.06	30.94
<hr/>							
*** TOTAL EXPENDITURES ***	3,550,581.00	189,305.72	0.00	1,631,858.14	630.50	1,918,092.36	45.98
	=====	=====	=====	=====	=====	=====	=====
** REVENUE OVER (UNDER) EXPENDITURES *	(237,339.00)	105,240.49	0.00	70,366.82	(630.50)	(307,075.32)	129.38
	=====	=====	=====	=====	=====	=====	=====
OTHER FINANCING SOURCES (USES)							

TOTAL OTHER SOURCES/USES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<hr/>							
NET GAIN OR (LOSS)	(237,339.00)	105,240.49	0.00	70,366.82	(630.50)	(307,075.32)	
	=====	=====	=====	=====	=====	=====	

*** END OF REPORT ***

CITY OF LEON VALLEY
 FINANCIAL STATEMENT - UNAUDITED
 AS OF: APRIL 30TH, 2013

710-Community Center
 FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
REVENUE SUMMARY							

TAXES	75,746.00	17,508.92	0.00	43,081.64	0.00	32,664.36	56.88
FEES	<u>74,053.00</u>	<u>6,881.00</u>	<u>0.00</u>	<u>46,400.00</u>	<u>0.00</u>	<u>27,653.00</u>	<u>62.66</u>
TOTAL REVENUE	149,799.00	24,389.92	0.00	89,481.64	0.00	60,317.36	59.73
	=====	=====	=====	=====	=====	=====	=====
EXPENDITURE SUMMARY							

Community Center Operations							

PERSONNEL SERVICES	82,164.00	5,625.25	0.00	46,682.58	0.00	35,481.42	56.82
SUPPLIES	5,400.00	24.95	0.00	712.10	0.00	4,687.90	13.19
CONTRACTUAL SERVICES	<u>47,150.00</u>	<u>822.12</u>	<u>0.00</u>	<u>19,233.59</u>	<u>0.00</u>	<u>27,916.41</u>	<u>40.79</u>
TOTAL Community Center Operations	134,714.00	6,472.32	0.00	66,628.27	0.00	68,085.73	49.46
Visitor Services							

TOTAL Visitor Services	0.00	0.00	0.00	0.00	0.00	0.00	0.00

** TOTAL EXPENDITURES ***	134,714.00	6,472.32	0.00	66,628.27	0.00	68,085.73	49.46
	=====	=====	=====	=====	=====	=====	=====
* REVENUE OVER (UNDER) EXPENDITURES **	15,085.00	17,917.60	0.00	22,853.37	0.00 (7,768.37)	51.50-
	=====	=====	=====	=====	=====	=====	=====
OTHER FINANCING SOURCES (USES)							

TOTAL OTHER SOURCES/USES	0.00	0.00	0.00	0.00	0.00	0.00	0.00

NET GAIN OR (LOSS)	15,085.00	17,917.60	0.00	22,853.37	0.00 (7,768.37)	
	=====	=====	=====	=====	=====	=====	

** END OF REPORT ***

FINANCIAL STATEMENT - UNAUDITED

AS OF: APRIL 30TH, 2013

720-Street Maintenance Tax
FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
REVENUE SUMMARY							
Revenues	439,560.00	35,161.91	0.00	184,958.95	0.00	254,601.05	42.08
TOTAL REVENUE	439,560.00	35,161.91	0.00	184,958.95	0.00	254,601.05	42.08
EXPENDITURE SUMMARY							
Street Maintenance Tax							
CONTRACTUAL SERVICES	830,254.00	192.00	0.00	3,048.11	0.00	827,205.89	0.37
TOTAL Street Maintenance Tax	830,254.00	192.00	0.00	3,048.11	0.00	827,205.89	0.37
*** TOTAL EXPENDITURES ***	830,254.00	192.00	0.00	3,048.11	0.00	827,205.89	0.37
* REVENUE OVER (UNDER) EXPENDITURES *	(390,694.00)	34,969.91	0.00	181,910.84	0.00	(572,604.84)	146.56
OTHER FINANCING SOURCES (USES)							
TOTAL OTHER SOURCES/USES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
NET GAIN OR (LOSS)	(390,694.00)	34,969.91	0.00	181,910.84	0.00	(572,604.84)	

** END OF REPORT **

Minutes of the March 11, 2013

CITY OF LEON VALLEY PARK COMMISSION

1. Call to Order and Determination via Roll Call if Quorum is Present: The March 11, 2013 meeting was called to order at approximately 7:00 by Chairman Bert Thomas in the City Chambers at the Leon Valley City Hall

Present: Bert Thomas, Bill Cooper, Benay Cacciatore, Rachel Felkner, Susan Fraser, Tom Fraser, Scott Baird

Absent/Excused: Linda Tarin, John Stanley.

City Staff Present: Byron Vick

City Council Liaison: None

2. Review and consideration for Approval of the February, 2013 Meeting Minutes: Motion for approval was made by Bill Cooper, seconded by Scott Baird and unanimously approved by the commissioners.

3. Citizens to be heard: None.

4. Reports: Activities that impact the Park or Access to the Park.

A. Park Rental Applications: Reviewed.

5. Discuss:

A. Crosswalk safety improvement. Scott Baird made a motion to first remove any signal that encourages walking across Evers from the library, second increase ability for pedestrians to cross at the 4-way stop and third put up fences to discourage jay walking from library to park. This motion was seconded by Tom Fraser, none were opposed. Bill Cooper suggested having an engineer to study road and traffic on Evers. Susan Fraser suggested bright yellow paint and speed bumps. Benay Cacciatore suggested that the library could do a public awareness day on the danger of crossing busy roads.

6. Commissioner's and Staff's Comments:

A. Bill Cooper suggested we make a goal as a committee to try and get one large tree planted a year. Bill also wanted to commend the Public Works in what a great job they do with picking up the trash in the park. Bill also mentioned that the blue bonnets were coming up.

B. Tom Fraser suggested that we as a committee to make more motions, such as Scott's regarding the crosswalk, in order to get the ball rolling on items of business we would like to see be taken care of.

C. Scott Baird discussed Friends of the Park with Ms. Mardale Wilson, president of the Friends of McAllister Park (an active group of about 50 people) told me that their group uses no liability waivers on their 2-3 times per year work day.

D. Byron Vick is looking for an individual to run the pool this summer. Byron believes that the pool area would be better used as a basketball court or tennis court.

7. Announcements: The next City of Leon Valley Park Commission Meeting will be at the City Council Chambers, Leon Valley, TX at 7:00 PM on April 8, 2013.

8. Adjournment: A motion to adjourn was made by Scott Baird, seconded by Benay Cacciatore, and unanimously approved by the commissioners. The meeting adjourned at approximately 8:10 PM.

A handwritten signature in cursive script, appearing to read "Bert H. Thomas".

Bert H. Thomas, Chairman,

Leon Valley Park Commission

Minutes of April 8, 2013

CITY OF LEON VALLEY PARK COMMISSION

1. Call to Order and Determination via Roll Call if Quorum is Present: The April 8, 2013 meeting was called to order at approximately 7:05 by Chairman Bert Thomas in the City Chambers at the Leon Valley City Hall

Present: Bert Thomas, Bill Cooper, Rachel Felkner, Susan Fraser, Tom Fraser, Scott Baird, John Stanley, Linda Tarin

Absent/Excused: Benay Cacciatore

City Staff Present: Byron Vick

City Council Liaison: Jack Dean

2. Review and consideration for Approval of the March 11, 2013 Meeting Minutes: Motion for approval was made by Bill Cooper, seconded by John Stanley and unanimously approved by the commissioners.

3. Citizens to be heard: President of Historical Society Darby Riley, Al Uvietta, Paul Biever, Jack Dean, and Barbara Fryer.

Darby Riley's Presentation

Darby Riley presented the history and background of the 37 acres that is up for a renewal. Historical Society is seeking a 13 year extension on the lease for the land. They want to: add a modest parking lot off of Bandera Rd., make the Onion House a historical and educational attraction, and develop the homestead and adjacent buildings. Darby believes the benefits of having the Historical Society receive this lease extension are: allows the public to have a nice natural area for the public that doesn't cost them any tax dollars, serves an educational purposes, and preservation of artifacts, fossils, and species. Darby presented this lease information to the Parks Commission to show how the Historical Society, Parks Commission and City of Leon Valley can develop better communication for the future of this land, and how we can work together. Darby mentioned having a member of the Parks Committee being present during the Historical Society meetings.

Darby's presentation then opened to discussion and questioning:

Bert Thomas: Asked why it was necessary to have two Park Commissions. Why not put the Parks Commission over the land. Then, anything wanted by the Historical Society could be presented to the Park Commission, approved, and written into the Master Plan for the Parks. We want the trails accessible to all Leon Valley Citizens to include all senior citizens and young mothers pushing strollers with small children through it.

Darby: Most seniors seem to be able to get around on the trail. We want to make parts of it handicap accessible and get better signage. Grant money first goes to Onion house and then the rest would be used to improve signage from the park to natural area.

Scott Baird: I'm interested in the Huebner/Salazar grave. This document, Darby, is the only document I have ever seen that mentions the cemetery. I need some clarification of who owns what land.

Darby: City owns the 36 acres and the Historical Society owns .5 acres on frontage area.

Bill Cooper: When will this renewal of the lease come before the council?

Darby: Hopefully within the next 6 months

Tom Fraser: How many voting members will be on the Historical Society? And why is it important for the Historical Society to hold on to this land?

Darby: Currently 8, soon 13. For its educational outreach function, it's all maintained by volunteers, the homestead with all the acreage is a unique feature.

John Stanley: Instead of a lease can we have a memorandum of agreement?

Al Uvietta: Discussed how he got trail grants for the park a long time ago. Said that Darby was incorrect in saying that the trails have been maintained with no expense to the city. Also the city didn't authorize the Historical Society to draft plans for the natural area.

Paul Biever: Believes that the Natural area is not inviting to all citizens. There needs to be some kind of accessibility to everyone, elderly and mothers with kids, also it might be a good idea to do some drip irrigation into the area.

Jack Dean: The acreage should be run by the City and Park Commission and not the Historical Society. It should be under the Park Commission (City) control and then let the Historical Society do some things with it. We want to help them, and we can do a better job of maintaining it because we have the help of the City and Public works. Also the wildlife area has been a fire trap.

Paul Biever: The Historical Society should just focus on the Huebner house and then let the city take care of the rest

Susan Fraser: Since there is a lot of back and forth about what trails were not wanted by various people, no one said what they DID want. What kind of trails do you want?

Bert Thomas: We need wider trails in many areas to allow better access to all people. I have talked to many seniors who want to go into the Natural Area to see the animals, plants and birds, take pictures, but are afraid of their footage. The same is said by parents of small children. The surface of the trails does not have to be concrete, but similar to the one that leads from Raymond Rimkus Park to the Natural Area.

Bill Cooper: We should be aware of the final plans for the trails.

4. Reports: Activities that impact the Park or Access to the Park.

A. Park Rental Applications: Reviewed

5. Discuss:

6. Commissioner's and Staff's Comments:

A. Bert Thomas: Concerns about the left over charcoal deposited around the park from Easter festivities. Also the park needs a loading zone near the large pavilion to allow people to load/off-load guests and picnic supplies. He further mentioned we need to have a police manage traffic and pedestrian crossing on Evers Rd. during major holidays. He thanked Commissioners for a great work day in the Park. We planted trees and plants, trimmed roses, and weeded some flower beds. Benay donated a nice Burr Oak tree which we planted in a picnic area near the ball diamond.

B. Linda Tarin: The crosswalk on Evers Rd and the Library needs to be improved. There are too many close calls between people crossing the street and moving traffic. Also, many cars are stopping on Evers Road to pick up passengers and load, and off load picnic supplies.

C. John Stanley: wanted to thank the citizens and City Council Members who attended our Park Commission Meeting.

D. Bill Cooper: Great work on the park clean up.

E. Tom Fraser: It has been a very interesting meeting tonight and hopefully we will all be able to work together on this.

F. Susan Fraser: I've learned a lot and have a lot to learn about this natural area.

7. Announcements: The next City of Leon Valley Park Commission Meeting will be at Raymond Rimkus Park at big pavilion, Leon Valley, TX at 6:30 PM on May 13, 2013.

8. Adjournment: A motion to adjourn was made by John Stanley, seconded by Tom Fraser, and unanimously approved by the commissioners. The meeting adjourned at approximately 9:00 PM.

Bert H. Thomas, Chairman

Leon Valley Park Commission

City of Leon Valley 2012 Bond Program Oversight Committee Meeting, March 28, 2013

Chairperson Abraham Diaz called the 2012 Bond Program Oversight Committee Meeting to order at 5:30 pm. Chairperson Diaz and Committee members Al Uvietta, Mike Davis Jr., Pedro Esquivel, and Olen Yarnell were present. Bob Thome and Christopher Gover were absent.

Mayor Pro-Tem Kathy Hill, Councilman Jack Dean, City Manager Manuel Longoria Jr., Police Chief Wallace, Special Projects Manager Smith and Interim Fire Chief Valdez were also present along with Leon Valley City Staff member Rhonda Hewitt.

A quorum was present.

Approval of Minutes

Chairman Diaz asked for approval of the minutes from the February 28, 2013 meeting. Committee Member Esquivel made a motion to approve the minutes and this was seconded by Member Uvietta. This motion passed unanimously.

Report on Property Acquisition for Fire Station

Chairman Diaz introduced the City Manager, Manuel Longoria Jr. who gave a presentation on the status of using the County property for our project.

Mr. Longoria Jr. briefed the committee on a meeting the Mayor had with Bexar County representatives and gave the committee a handout with the "talking points" used by the Mayor. The City Manager stated that the meeting was not productive and led a discussion about the next steps which the City was going to utilize.

The Committee also had a discussion on the list of potential places for the relocation of the Fire Station along with some contingency plans that have come out in preliminary discussions with OCO.

Update on the Construction Manager at Risk Request for Qualifications Solicitation Process

City Manager Manuel Longoria Jr. briefed the Committee on the two step process he is implementing to hire the Construction Manager at Risk.

After the solicitations of the proposals, the first step involves narrowing the field to no more than five firms. The firms will be narrowed based purely on qualifications.

The second step will be for these firms to submit a cost/price proposal which will be evaluated and the interview process will take place.

The City Manager relayed that 11 firms submitted RFQ's. An evaluation on the criteria used to rank these firms was explained to the Committee and the Committee was told that the next phase was performing reference checks on the selections. A shortlist of five will be established by April 5, 2013 and cost proposals will be solicited from these firms. The interviews of these five firms will be held April 26, 2013 with the expectations of a recommendation being made to City Council on May 21, 2013.

City of Leon Valley 2012 Bond Program Oversight Committee Meeting, March 28, 2013

Presentation and Discussion regarding Conflict of Interest and Ethics Process and Procedures

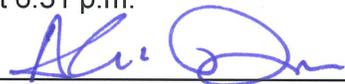
At the request of Committee members, the City Manager had the City Attorney develop a presentation on Conflict of Interest and Ethic's Policy. The presentation was delivered by the City Manager.

The City Manager reviewed Chapter 711 of the Texas Local Government Code which covered the definitions of a local public official, a substantial interest in a business, substantial interest and ethical obligation. It was found that since the Committee was advisory in nature, Chapter 7111 did not apply to the members.

The City Manager then advised the Committee members that the Ordinance which created the Committee also had the ethics clauses that the members are bound by. The City Manager talked about conflict of interest and outside employment as they relate to the construction of the new facilities and the companies the City of Leon Valley will employ.

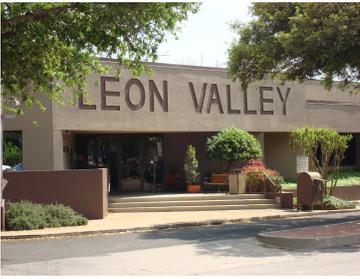
Adjourn

Hearing no further business a motion was made by Olen Yarnell and seconded by Pedro Esquivel to adjourn the meeting. The meeting was adjourned at 6:31 p.m.



Abraham Diaz, Committee Chairman

April 2013



COMMUNITY DEVELOPMENT MONTHLY REPORT

Page 1 of 2

BUILDING PERMIT ACTIVITY

There were 200 visitors/customers to the Community Development Office in April 2013.

One (1) residential building permit (valued at \$265,000) was issued in April 2013 and a total of two (2) commercial Remodels (valued at \$60,000 or \$30,000/ea.). The total revenue for these three (3) projects was \$2,534.

The overall permits (fence, roof, HVAC, electrical, plumbing, sewer, swimming pool, etc...) issued in April 2013 totaled 101. The revenue generated was \$13,614.

Four (4) applications were made for Certificates of Occupancy by the following:

Hookah House	6735 Bandera Rd.
ABEST Drywall & Paint	5413 Bandera Rd.#404
Pro-Tech Automotive	5407 Bandera Rd.#102
VZZ Flooring	5730 Wurzbach Rd.

The total revenue for the Certificate of Occupancies was \$240.

ZONING & LAND

- No cases to report for April 2013.

INSPECTIONS/REVIEWS

BUILDING

A total of 92 Building and Plumbing Inspections and Plan Reviews were conducted in April 2013 by Bruce Bealor. The total amounts of fees paid were \$2,760.

HEALTH

Steve Barscewski conducted 18 inspections in April 2013 at a fee of \$916.

- 09 Food Service Establishment
- 01 Retail Food Store
- 07 Complaints
- 01 Daycare

OTHER COMMUNITY DEVELOPMENT ACTIVITIES

- **Tree Advisory Meeting** – April 17, 2013
-CANCELLED
- **Festival Committee** – April 18, 2013
-1st Meeting of New Committee
- **Zoning Commission** – April 23, 2013
-CANCELLED
- **Arbor Day Michigan** - April 25-28, 2013
-Director Traveled to Lansing, MI as Ambassador for the Alamo Forest Partnership and the City

April 2013

COMMUNITY DEVELOPMENT MONTHLY REPORT

Page 2 of 2



OTHER COMMUNITY DEVELOPMENT ACTIVITIES (CONTINUED)

- **Bandera Road Beautification**
-90% plans being prepared for submittal to TXDot in early May 2013
- **Streetlight Project w/CPS for Hodges Drive, Althea Drive and Chaparral**
-Visited sites with Jim McAden of CPS Energy; lights should be installed within the first 2 weeks of June 2013
- **Firewise Project**
-Coordination with Fire Department on Firebreak Project in the Wilderness Area and Permitting and Removal of Trees

COMMUNITY & CONFERENCE CENTER RENTALS

COMMUNITY CENTER RENTALS

- April 2013 – Three (3)
* April 2012 – Four (4)

REVENUE April 2013 - \$1,950

CONFERENCE CENTER RENTALS

- April 2013 – Five (5)
*April 2012 – One (1)

REVENUE April 2013 - \$3,180

HOTEL/MOTEL REVENUE - \$ 17,509

* Previous April 2013 - \$ 8,256

Other Events Held:

- Rabies Clinic
- Volunteer Appreciation Dinner
- American Backflow Meeting
- Early Voting
- League of Women Voter's Candidate Forum

Monthly Report

Finance

April 2013

Sales Tax Revenue

- ❖ Sales tax revenue of \$140,667 was received from the State Comptroller's office in April. After consideration of the April sales tax payment, year-to-date sales tax revenues are 6.99% higher than this time last year.

Street Maintenance Sales Tax Revenue

- ❖ Street Maintenance Sales tax revenue of \$35,162 was received from the State Comptroller's office in April.

Ad Valorem Taxes

- ❖ Ad valorem tax collections of \$45,361 were received from the Tax Assessor/Collector's office in April. Collections for April 2012 were \$35,168.

LEON VALLEY FIRE DEPARTMENT MONTHLY REPORT APRIL 2012

Overall Responses:

The Fire Department responded to 132 incidents this month (2012 – 156 incidents). Fire loss for the month was estimated at \$2,000, and value of saved property was set at \$120,000. No injuries due to fire were reported.

Fires:

Firefighters responded to a house fire on Sunlight Dr. on April 5th, and discovered smoke coming from the home and residents standing outside. A small fire was extinguished behind a bathroom wall. The fire was caused by the homeowner soldering copper pipe during a plumbing repair. Firefighters removed the paneling to reveal and extinguish the fire before it reached the attic space and spread further.

Firefighters responded to a tree on fire on Linklea behind a residence. On arrival they discovered downed electrical power lines that were arcing, and had caught the tree on fire. City Public Service arrived on scene and worked with the Fire Department to control the scene, and restore power.

Mutual Aid:

Leon Valley assisted Balcones Heights with one call for assistance. No mutual aid was requested by Leon Valley during the month.

EMS Responses:

EMS responded to a total of 78 incidents (2012 - 91). Fifty-four (54) patients were transported to local hospitals by Leon Valley EMS. No patients were transported by private ambulance. Seventeen (17) EMS support responses were made.

EMS collections totaled \$28,194.71 this month. Collections for FY 2013 to-date total \$121,953.69.

Other Responses:

Fire crews responded to 14 false alarms, 3 hazardous conditions, 4 rescues, and 6 good intent calls this month.

On April 29th, Firefighters responded to a call for a car that crashed into a grove of trees at the end of Evers Rd. near Chenal Point. Responding units discovered a badly damaged vehicle with 2 people trapped inside needing medical attention. The crew used rescue tools to cut/remove both doors, safely extricate the patients from the vehicle and deliver them to awaiting ambulances within 30 minutes of the initial call. Both patients are expected to make a full recovery.



Pictured from Left to Right: Captain Oscar Valdez, Engineer John Suhr, and Firefighter Blake Wade.



Engineer John Suhr uses the "Jaws" to spread apart the door from the center latch mechanism and pillar.

Fire Prevention/Education:

Thirty (20) Fire inspections were completed, which includes 10 Certificate of Occupancy inspections. Two (2) construction plans were reviewed this month. One (1) fire permit was issued for a fire sprinkler system modification for \$150. Fiscal year-to-date fire permit fees received total \$1,387.50. A total of \$3,177.50 was collected in fiscal year 2012.

Captain Oscar Valdez attended the Pavona Ridge Homeowners Association monthly meeting to discuss the importance of smoke detector replacement and testing.

The construction of the “Defensible Space” project at the Leon Valley Natural Area was scheduled to begin on April 29th, in cooperation with the Texas A&M Forest Service. Firefighters made door-to-door visits with homeowners that immediately border the area leading up to the project, and walked the property with concerned citizens, members of City Council, members of the Tree Advisory Board, and the Parks Commission to best communicate the planned project.

Personnel & Training News:

Firefighter Gabriel Nerio begins his career in the fire service with Leon Valley Fire Department. Gabriel is a San Antonio native, a Marine Iraq war veteran, with a list of impressive background and education/credentials that made the decision to bring him on as a new member of our team easy.

Firefighter Korey Paulini obtained his state Firefighter Instructor certification.

Firefighter Heather Rodriguez obtained her state Firefighter Instructor certification.

Engineer John Suhr obtained his state EMS Instructor certification.

All department firefighters attended a 3-day training course on rescue air bags. The course was taught by the distributor of the airbags, “Metro Fire”.

Dr. Gordon conducted an in-service training class to Paramedics on April 17th.

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Vehicle & Equipment News:

After further diagnosis of Medic 1 and its recurrent overheating problems it was discovered that the engine block was cracked, and the heads warped. This required complete engine replacement. The cost of the engine replacement was \$13,375, and was authorized under the current budget.

Medic 1 returned to service before the end of the month.

FIRE PREVENTION ACTIVITIES

INSPECTIONS	APR 2013	APR 2012	TOTAL 2013	CYTD 2012	TOTAL 2012
COMMERCIAL BUSINESS	20	52	147	157	644
INDUSTRIAL	0	0	2	0	13
PUBLIC BUILDINGS	4	3	13	10	41
APARTMENTS/HOTEL	2	6	12	16	47
INSTITUTIONAL	1	4	9	11	55
SCHOOLS	2	2	7	3	
RESIDENTIAL CONTACT	30	2	38	7	27
COMPANY IN-SERVICE	20	23	71	95	322
NEW CONSTRUCTION	2	2	13	11	55
CERTIFICATES OF OCCUPANCY	10	11	50	39	132
TOTAL INSPECTIONS	91	105	370	349	1336

OTHER ACTIVITY	APR 2013	APR 2012	TOTAL 2013	CYTD 2012	TOTAL 2012
SUPERVISED FIRE DRILLS	0	0	0	0	8
LECTURES/DEMOS NUMBER ATTENDED	3 62	2 38	8 114	7 90	37 3195
PLAN REVIEWS	3	2	7	6	49
CITATIONS ISSUED	0	0	0	0	3
WARNINGS ISSUED	0	0	2	2	12
COMPLAINTS INVESTIGATED	1	1	4	3	18
PERMITS ISSUED	1	0	7	7	24
PERMIT FEES RECEIVED	150.00	0	1387.50	987.50	3177.50

EMERGENCY INCIDENT RESPONSE DATA

INCIDENT TYPE	APR 2013	APR 2012	TOTAL 2013	CYTD 2012	Total 2012
STRUCTURE RESIDENTIAL	1	0	3	3	8
STRUCTURE COMMERCIAL RESIDENTIAL	0	0	3	0	2
STRUCTURE COMMERCIAL	0	0	0	0	0
STRUCTURE FIXED MOBILE RESIDENTIAL	0	0	0	0	0
STRUCTURE FIXED MOBILE COMMERCIAL	0	0	0	0	0
STRUCTURE FIRE OTHER THAN BUILDING	0	0	0	0	1
VEHICLE FIRE	1	1	2	1	6
OUTSIDE RUBBISH FIRE	2	2	4	4	8
SPECIAL OUTSIDE FIRE	1	1	1	2	2
NATURAL VEGETATION FIRE	0	0	1	0	2
CULTIVATED VEGETATION CROP FIRE	0	0	0	0	0
FIRE, OTHER	2	0	7	0	0
FALSE ALARM	14	12	39	48	141
INVESTIGATION OR SPECIAL INCIDENT	0	0	1	0	1
SERVICE CALL	6	8	21	33	81
EMS	78	91	371	329	1058
EMS ASSIST	17	28	102	95	356
HAZARDOUS CONDITION	3	4	13	23	61
RESCUE	4	1	9	4	14
MUTUAL AID	1	1	7	3	12
OVERPRESSURE RUPTURE OR EXPLOSION	0	0	0	0	0
GOOD INTENT CALL	6	7	27	24	66
SEVERE WEATHER OR NATURAL DISASTER	0	0	0	2	2
TOTAL	132	156	619	571	1821

Luis Valdez, Fire Chief

LEON VALLEY FIRE DEPARTMENT MONTHLY REPORT MARCH 2013

Overall Responses:

The Fire Department responded to 174 incidents this month (2012 – 160 incidents). There was an estimated \$10,000 in fire loss this month, and no injuries due to fire were reported.

Fires:

Firefighters responded to Raymond Rimkus Park on March 14 for a car fire. A few hours later on the same day, firefighters responded to Forest Oaks apartments at 6313 Evers Rd. for a working garage building fire. Firefighters were able to break in one of the garage doors, extinguish the fire, and keep it from spreading to the 9 other units.

The cause of the fire was determined to be electrical arcing/failure, secondary to improper wiring.



Mutual Aid:

Leon Valley assisted the City of Balcones Heights with two calls.

EMS:

EMS responded to a total of 104 incidents (2011 - 93). Fifty-six (56) patients were transported to local hospitals by Leon Valley EMS. Twenty-five (25) EMS support responses were made.

EMS net receipts totaled \$12,907.03 this month, with FY 2013-to-date total \$93,758.98.08.

Other Responses:

Fire crews responded to 13 false alarms, 3 grass/rubbish fires, 8 good intent calls, and 5 other fires including telephone pole, dumpster and vehicle.

Fire Prevention/Education:

Eighty-seven (87) Fire inspections were completed (2012 – 72 inspections), which includes 9 Certificate of Occupancy inspections. Three (3) construction plans were reviewed this month and 2 fire permits were issued for a total of \$250 in permit fees. Fiscal year-to-date fire fees received total \$1,237.50. A total of \$3,177.50 was collected in fiscal year 2012.

The Fire Department moved closer in obtaining recognition as a “*Firewise*” community by the Texas Forest Service. Participation in the *Firewise* community program helps the City become eligible for assistance from the Texas Forest Service for the construction of the “Defensible Space” at the Leon Valley Natural Area.

Personnel & Training News:

Intermedix Billing Agency, the City’s EMS billing agency, was scheduled for an in-service training with staff for a review of documentation and compliance training. All staff, including supervisors, attended the class to better coordinate and communicate billing affectively for EMS.

Firefighter Justin Latifi attended Fire Apparatus Driver/Operator and Wildland Firefighting certification courses.

Firefighter Joy Auger attended an Advanced Cardiac Life Support Class, and also attended and then passed the state EMS Instructor course.

Firefighter Jason Prado attended and then passed the State EMS Instructor course.

Dr. Gordon taught an in-service class to department paramedics on March 20th.

Vehicle & Equipment News:

Medic 1 returned to the repair shop due to overheating. Complete review of department maintenance and repair records indicates a recurrent problem over several years. A more thorough diagnostic review is ordered.

Staff was directed to re-inventory all fire trucks. The equipment and supplies were re-organized and stocked for efficiency and effectiveness, as per the direction of the Fire Chief.

The method of equipment and supply checks by department staff was re-organized as per the direction of the Fire Chief. Staff is now checking trucks together as a team, communicating through the process and using the time to train new firefighters.

The Department’s ladders received and passed annual safety inspections.

FIRE PREVENTION ACTIVITIES

INSPECTIONS	MAR 2013	MAR 2012	TOTAL 2013	CYTD 2012	TOTAL CY 2012
COMMERCIAL BUSINESS	30	25	127	105	644
INDUSTRIAL	0	0	2	0	13
PUBLIC BUILDINGS	3	1	9	7	41
APARTMENTS/HOTEL	3	5	10	10	47
INSTITUTIONAL	4	3	8	7	55
SCHOOLS	0	0	5	1	
RESIDENTIAL CONTACT	15	1	8	5	27
COMPANY IN-SERVICE	20	24	51	72	322
NEW CONSTRUCTION	3	2	11	9	55
CERTIFICATES OF OCCUPANCY	9	11	40	28	132
TOTAL INSPECTIONS	87	72	279	244	1336

OTHER ACTIVITY	MAR 2013	MAR 2012	TOTAL 2013	CYTD 2012	TOTAL CY 11
SUPERVISED FIRE DRILLS	1	0	0	0	8
LECTURES/DEMOS NUMBER ATTENDED	2 24	4 50	5 52	5 52	37 3195
PLAN REVIEWS	3	0	4	4	49
CITATIONS ISSUED	0	0	0	0	3
WARNINGS ISSUED	0	0	2	2	12
COMPLAINTS INVESTIGATED	2	0	2	2	18
PERMITS ISSUED	2	1	7	7	24
PERMIT FEES RECEIVED	250.00	125.00	1237.50	987.50	3177.50

EMERGENCY INCIDENT RESPONSE DATA

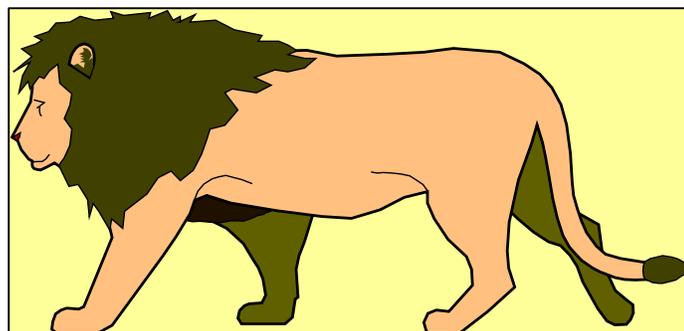
INCIDENT TYPE	MAR 2013	MAR 2012	TOTAL 2013	CYTD 2012	Total 2012
STRUCTURE RESIDENTIAL	0	0	2	3	8
STRUCTURE COMMERCIAL RESIDENTIAL	2	0	3	0	2
STRUCTURE COMMERCIAL	0	0	0	0	0
STRUCTURE FIXED MOBILE RESIDENTIAL	0	0	0	0	0
STRUCTURE FIXED MOBILE COMMERCIAL	0	0	0	0	0
STRUCTURE FIRE OTHER THAN BUILDING	0	0	0	0	1
VEHICLE FIRE	1	0	1	0	6
OUTSIDE RUBBISH FIRE	2	1	2	2	8
SPECIAL OUTSIDE FIRE	0	0	0	1	2
NATURAL VEGETATION FIRE	1	0	1	0	2
CULTIVATED VEGETATION CROP FIRE	0	0	0	0	0
FIRE, OTHER	5	0	5	0	0
FALSE ALARM	13	14	25	36	141
INVESTIGATION OR SPECIAL INCIDENT	0	0	1	0	1
SERVICE CALL	2	9	15	25	81
EMS	104	93	293	238	1058
EMS ASSIST	25	25	85	67	356
HAZARDOUS CONDITION	5	6	10	19	61
RESCUE	4	0	5	3	14
MUTUAL AID	2	1	6	2	12
OVERPRESSURE RUPTURE OR EXPLOSION	0	0	0	0	0
GOOD INTENT CALL	8	10	21	17	66
SEVERE WEATHER OR NATURAL DISASTER	0	1	0	2	2
TOTAL	174	160	487	415	1821

Luis Valdez, Fire Chief

LEON VALLEY PUBLIC LIBRARY STATISTICS

APRIL 2013

	APRIL 2013	Compared to	MARCH 2013
Items Loaned	2527		2604
OneClickAudio Sessions	0		0
Days Open/Average Per Day	21/120		22/118
Door Count	8100		10096
Volunteer Hours	281		229
Items Added New/Redo	304/228		209/157
Value of Gift Items	\$1621		\$1664
Reference Questions	452		457
Items Withdrawn	105		40
Library Cards Issued	49		35
Internal Internet Sessions	507		462
External Wi-Fi LVP Accesses	1165		975
Faxes Sent	77		63
Facebook Reaches	898		311
Lit. Students/Items Used	3stu/6bks		3stu/6bks
ILL Received TexPress	4pkg/4bks		11pkg/11bks
ILL Returned TexPress	10pkg/10bks		7pkg/7bks
ILL Mailed	1 in/ 0 out		0 in/ 0 out
Library Fines	\$85.90		\$89.00
Library Copy	\$140.00		\$140.50
Tax Equivalent	\$137.50		\$106.25
Gifts and Memorials	\$0.00		\$0.00
Member Amount Saved	\$40390.69		\$40,890.94





Leon Valley Police Department Monthly Report April 2013

Calls for Service

	April 2012	YTD 2012	April 2013	YTD 2013
Calls for Service	800	2,964	704	2,994
Index Crimes	93	285	57	296
Non-Index Crimes	707	2,679	647	2,789

Non-index calls are contacts with citizens and/or visitors that are either non-criminal in nature, or are criminal in nature but are not categorized as an index crime.

An index crime is defined as murder, rape, robbery, theft, theft of a motor vehicle, assault, burglary, or burglary of a motor vehicle. These are the crimes that are reported to the Federal Bureau of Investigations on a monthly basis.

Non-Index Crimes

	April 2012	YTD 2012	April 2013	YTD 2013
Suspicious Vehicle	56	230	73	302
Assist the Public/Other Agency	73	288	44	204
Disturbance	79	265	66	279
Violation of City Ordinance	12	50	28	80
Traffic Offenses	34	120	50	124
Burglar Alarm	99	386	62	355
Accidents	41	164	57	216
Criminal Mischief	14	69	46	115
Other	184	696	108	610
N-Code 10*	8	26	11	33
N-Code 14**	25	88	23	116
N-Codes	82	297	79	355

* N-Code 10 – Private property accident where blue forms issued

** N-Code 14 – Accident which occurred on the roadway where a blue form was issued

***Became separate categories in April 2013



Leon Valley Police Department Monthly Report

Index Crimes

	April 2012	YTD 2012	April 2013	YTD 2013
Burglary	21	52	11	29
Burglary – Motor Vehicle	21	67	3	38
Assault	11	34	2	16
Homicide	0	0	0	0
Rape	1	1	0	0
Theft	35	117	39	200
Theft of Service	1	5	2	7
Vehicle Theft	1	6	0	4
Robbery	2	3	0	2

Citations

	April 2012	YTD 2012	April 2013	YTD 2013
Citations Issued	765	3,239	341	1,350

Citations by Selected Categories	April 2012	YTD 2012	April 2013	YTD 2013
Expired License Plates	89	373	31	118
Expired Inspection Certificate	139	614	63	214
No/Expired/Invalid DL	73	271	27	106
No Insurance	140	613	62	245
Ran Red Light	13	48	7	22
Ran Stop Sign	46	245	5	42
Speeding	61	232	29	93

Hazardous vs. Non-Hazardous	April 2012	YTD 2012	April 2013	YTD 2013
Hazardous	120	525	41	157
Non-Hazardous	645	2,714	300	1,193

Hazardous citations are for actions that could cause accidents. Examples include speeding, ran red light, and ran stop sign. Non-hazardous citations are for violations of either the Traffic Code or City Ordinance, which would not result in the potential for an accident. These include expired license plates, no liability insurance, expired motor vehicle inspection certificate, no drivers license, expired drivers license, etc.



Leon Valley Police Department Monthly Report

Arrest

Arrests	April 2012	YTD 2012	April 2013	YTD 2013
Felony Offense	2	11	3	14
Misdemeanor Offense	62	232	30	169
Warrants	13	57	2	32

Investigations

	April 2012	YTD 2012	April 2013	YTD 2013
Assigned	111	418	106	495
Arrest/Charges Filed at Large	21	105	29	138
Suspended	60	331	29	122
Closed by Exception	6	49	86	323

A suspended case is one where no leads are available or what leads were available did not lead to an arrest

A case closed by exception is one where either the Complainant did not wish to pursue charges, the Defendant died, or for some other reason a known Defendant was not prosecuted.

Community Resource Officer

	April 2012	YTD 2012	April 2013	YTD 2013
Violations of City Ordinance	51	134	61	142

Reserve Officers

Our Reserve Officers continue to supplement our Patrol as well as perform functions of security at City events. We have three of the Reserve Officers provide for security as well as clerical support for our Thursday Municipal Court sessions.

	April 2012	YTD 2012	April 2013	YTD 2013
Hours	288	1,365	122	672
Calls for Service Handled	84	294	20	173
Citations	35	158	5	42

Code Enforcement

The Code Enforcement and Animal Control Officers completed a total of 115 inspections and 35 re-inspections. The rabies clinic was also a success with 46 animals being vaccinated and receiving their animal tags.

SPECIAL PROJECTS



Melinda Smith, Special Projects Manager

L.V. Library Children’s Wing

April saw the start of construction on the new Children’s Wing at the library. The foundation for the 4000 square foot expansion was poured and a temporary partition wall was erected inside the existing library, to separate the restrooms from the main area. This wall allowed the library to remain open during the demolition and reconstruction of the restroom area. The 25 year old restrooms were not ADA accessible, so the space is being enlarged to accommodate the federal and state regulations. The worn out vinyl floor tile leading to the restrooms is being replaced with new tiles.

Rainbow colored carpet tiles for the Children’s Wing have been chosen, as well as the new vinyl tiles for the reception area. Two changes were made to the plans, which saved the City some money and improved functionality of the entire area. The first change was to switch the

Leon Valley Hike & Bike Trail

In March of last year, the City proposed a Hike & Bike Trail system at the Metropolitan Planning Organization’s (MPO) call for projects, that would meet the criteria for Category 7 Surface Transportation–Metropolitan Mobility (STP–MM) funding. The project was recommended for funding by the Transportation Policy Board and the funding is being provided by the Federal Highway Administration (FHWA) through the Texas Department of Transportation (TxDOT). The City will pay 20% of the estimated \$900,000 total cost

INSIDE THIS ISSUE

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Leon Valley Hike & Bike Trail	1
Municipal Facilities Bond Project	2
Bandera Road Monuments	2
Completed Projects	2

positioning of the proposed meeting area from the existing children’s area to the expansion area, which provided additional funds for replacement of the portion of carpet in the existing library that is also 25 years old and is a tripping hazard. The second change was to enlarge the janitor’s closet to provide an area for janitorial supplies. Librarian Joyce Trent was able to score a \$45,777 grant from the Tocker Foundation, for the purchase of furniture and shelving for the Children’s Wing. Mrs. Trent is busy working on other grant opportunities to further furnish the space, and purchase books and other materials for those new shelves.

for the project, with the other 80% being a reimbursement to the City during project construction.

This April saw an entire month of creating, and then garnering Council approval of, the various agreements and documents required by TxDOT. The first was a Master Advance Funding Agreement (MAFA), which assures that Leon Valley will conform to all Department of Justice regulations regarding equal opportunities for all contracted

Please see Hike & Bike Trail on page 2

Hike & Bike Trail from page 1

employees and to the TxDOT Quality Assurance Plan (QAP). The second was a Memorandum of Understanding (MOU) to adopt TxDOT's Disadvantaged Business Enterprise program (DBE). We are quickly learning that TxDOT is all about the acronym. These agreements govern all projects undertaken with this type of funding.

Also being prepared is a Local Project Advance Funding Agreement (LPAFA), which mandates regulations specifically for this project, and Local Agency Management (LAM) Procedures. The LAM procedures govern how projects are "let" or released for bidding purposes, and managed thereafter.

Requests for Proposals and Qualifications (RFP&Q's) for the engineering and design of the Hike & Bike Trail were prepared and we expect to receive these RFP&Q's mid-May.

Once the design has been prepared, it will be reviewed by City Inspectors, the City Manager, and the City Council, hopefully in the fall of this year.

Municipal Facilities Bond Project

Requests for Proposals for Construction Manager at Risk (CMaR) were released and the Bond Program Oversight Committee (BOC) went through the process of reviewing each proposal, interviewing the candidates, and then finally scoring the proposals. A decision is expected mid-May as to which company will be recommended to City Council.

Staff met with OCO Architects on several occasions to review and edit programming of the Police, Fire and City Administration space requirements for each of these area's employees and their related functions. The programming portion of the project is now complete.

Bandera Rd Monuments

The Bandera Road Monument project is being spearheaded by the Community Development Department. Director Flores reports that in April, 60% complete plans for the monuments were submitted to City Public Service, for addressing and to assure the proposed electrical plans meet their requirements. Ms. Flores reports they were approved.

The design contractor for the project, Halff & Associates, reports that they are nearing the home stretch and are submitting the 90% plan set to Ms. Flores now. These plans will be labeled 90% per the project scope, but will technically be closer to 100% plans. Once they receive city comments, they will have a quick turn-around to get the sealed plans over to TxDOT for final review and then put the project out to bid.

Bidding for construction should take place in the May-June time period, while actual construction should begin in July. Completion of the structures should take place at the end of September.

Completed Projects:

- Engineer's On-Call List
 - Requested & reviewed Qualifications
 - 14 firms chosen
- Street Name Signs
 - Requested quotes for poles, signs & bases
 - Prepared final information for City Manager

Public Works Monthly Report

April 2013



Director's Report

- Attended all normal Staff meetings, Park Commission and CAG
- Met with SIA, Engineer on several projects
- Met with Cady Engineer on Water Sewer project
- Prepared 2013-14 proposed budget



Construction Crew Activities

The following are the streets in the Linkwood subdivision that were prepped with Crack Seal for the Slurry Seal Program during the Month of April.

Linkside	Linkview	Linkwood	Linkmeadow
Link Lea	Linkcrest	Linkhaven	Linkway



Water/Sewer Department

Water Samples for S.A. Health District	12 Water Samples for Analysis
Disconnect Notices	100
Disconnect Water Service	24
Flush Dead-End Water Mains	27 Flushed

Meter Reading	3 Days
Meter Re-reads	7 Re-reads
Meter Change Out Program	9 Meters changed out
Temporary Meters Installed	1 Installed

Move Outs	2 Closed
Move Ins	8 Activated
Locates	2 Completed

Wells/Tower Sites	Cut Grass and Trim
City Wide	Fire Hydrant List

Location

City Park
 6527 Sun Creek
 7525 Link Lea

 6723 Evening Sun
 SHOP
 6526 Chaparral

 Grass Hill well site
 6503 Forest Grove
 7411 High Stepper
 6526 Chaparral
 Pickering & Seneca
 6815 Cloverbend
 7010 Millwheel
 6301 Cornplanter
 Community Center
 Commercial route
 6323 Mary Jamison
 6750 Poss
 7026 Autumn Chase
 SHOP

Work done

cleaned out sewer line with sewer jet
 replaced 3/4 curb stop
 located 3/4 curb stop, moved it to their side of property
 water main break and did a new tap
 worked on new truck installing tool box and side bars
 installed a new service line, dug down to 12 inch water main and made a 1" tap
 replaced chlorine line
 repaired 1" copper line
 ran sewer jet machine and video camera
 removed spoil and refilled with packed base
 located water and sewer mains and services
 repaired main break
 replaced frozen curbstop and replaced broken box
 replaced frozen curbstop
 repaired broken sprinkler lines
 cleaned out boxes and replaced broken boxes
 replaced frozen curbstop
 replaced frozen curbstop
 tested meter
 work tools inventory



Maintenance Crew

Park:	Cut grass and trim
Park:	Delivered BBQ pit key and instructions on use for large pavilion
Park:	Cleaned Park and opened restrooms Monday thru Sunday @7:00am
Park:	Repaired toilets leaking faucets
Park:	Removed fallen trees and branches
Park:	Picked up trash
Park:	Cut and trimmed at playground
Park:	Maintain restrooms
Park:	Remove graffiti
Park:	Maintain picnic tables and pavilions
Public Works:	Cleaned Trucks, checked equipment
Public Works:	Cleaned and removed brush from Walking Trail behind PW
Public Works:	Cleaned shop, water cage, welding area, repairs as needed
Conference Center:	Set ups and clean ups for events held there
Conference Center:	Mowed complex, repairs as needed
Community Center:	Grounds cut and trimmed, repairs as needed
Community Center:	Wednesday set up for bingo & Thursday cleaned up for seniors
Community Center:	Set up for events
Library:	Grounds cut and trimmed, pick up recyclables
Library:	Repairs as needed
Library Annex:	Clean, mow and trim, repairs as needed
City Hall:	Grounds cut and trimmed, Mondays only, repairs as needed
City Hall:	Pick up recyclables
LVPD:	Repairs as needed
LVFD:	Repairs as needed
Citywide:	Removed graffiti throughout the city
Citywide:	Reinstall fallen stop/street signs
Citywide:	Removed fallen trees
Marquee	Marquee update as they come in
Service requests:	Various requests completed as they come in