

**MEETING AGENDA
ORANGE CITY COUNCIL
Orange Public Library Auditorium
220 N. Fifth Street
Orange, Texas**

**August 23, 2016
5:30 P.M.**

- | | |
|---|----------------------|
| 1. CALL TO ORDER | Mayor |
| 2. INVOCATION and PLEDGE OF ALLEGIANCE | Mayor Pro Tem Spears |
| 3. MOTION | |
| a) Motion finding that the advance posting and notice requirements of Article 8.1200 of the Code of Ordinances of the City of Orange, Texas have been met in relation to all minutes and pending ordinances and resolutions on this agenda and that the reading of such items be confined to the captions as are agreed upon by the ordinances and resolutions. | 1 Mayor/Council |
| 4. APPROVAL OF MINUTES | |
| a) August 9, 2016 Regular City Council Meeting | 5 Mayor/Council |
| b) August 15, 2016 Special Call City Council Meeting | 9 Mayor/Council |

5. CITIZEN COMMENTS

At this time comments will be taken from the audience on any subject matter, whether or not that item is on the agenda. All comments are limited to a maximum three minutes for each speaker. Your comments are appreciated. As the Texas Open Meetings Act does not allow the Council to respond to items not listed on the agenda, your comments will be duly noted by the Council and forwarded to the appropriate department for prompt consideration.

6. ORDINANCES

a) Final Reading:

Consider an ordinance granting a franchise to Piney Woods Sanitation, Inc. to operate a commercial closed container garbage collection service in the City of Orange; providing the terms, conditions, obligations, and limitations of such service; providing indemnity to the City, retaining authority to regulate rates; providing for franchise payments; and providing for severability. First Reading July 26, 2016

12 Staff: Knauf

b) First Reading:

Consider an ordinance amending the adopted budget for the fiscal year beginning October 1, 2015 and ending on September 30, 2016 in accordance with the Charter of the City of Orange, Texas.

29 Staff: Zeto, Cheryl

7. RESOLUTIONS

a) Consider a resolution authorizing the City Manager to enter into an agreement with Schaumburg & Polk, Inc. in the amount of \$71,100.00 for professional engineering services for new water well and tank improvements construction phase.

59 Staff: Wolf

8. DISCUSSION/ACTION

a) Consider a motion reappointing Ben Meadows to the Historic Preservation Board for a term ending September 24, 2018.

74 Staff: Knauf

b) Consider a motion reappointing Harry Wood to the Historic Preservation Board for a term ending September 24, 2018.

76 Staff: Knauf

c) Consider a motion approving the Orange Economic Development Corporation's motion authorizing an amendment to the Fiscal Year 2016 Budget.

78 Staff: Zeto, Cheryl

d) Consider a motion acknowledging receipt of the Quarterly Investment Report for the period ending June 30, 2016.

84 Staff: Zeto, Cheryl

e) Discussion and possible action concerning the design and construction of a new Riverfront Pavilion restroom facility.

91 Staff: Trahan

9. RECESS MEETING OF ORANGE CITY COUNCIL

a) Recess regular meeting of the City of Orange Council to convene a meeting of the City of Orange Employee Benefits Trust to approve selection for health insurance, dental insurance and vision insurance for City employees.

Mayor

10. CONVENE MEETING OF CITY OF ORANGE EMPLOYEE BENEFITS TRUST

a) Call meeting to order.

Trustee Sims

- b) Consider a motion approving employee medical insurance with United HealthCare, at a \$2,651,494.00 annual premium, for a period of one year. 96 Staff: Zeto, Cheryl
 - c) Consider a motion renewing employee dental insurance with MetLife for a period of one year at a 4% increase in rates. 97 Staff: Zeto, Cheryl
 - d) Consider a motion renewing employee vision insurance with MetLife for a period of one year at a 0% increase in rates. 98 Staff: Zeto, Cheryl
 - e) Consider a motion renewing employee life insurance with Cigna Group insurance for a period of one year at a 0% increase in rates. 99 Staff: Zeto, Cheryl
 - f) Adjourn meeting of City of Orange Employees Benefits Trust. Trustee Sims
- 11. RECONVENE MEETING OF CITY OF ORANGE CITY COUNCIL** Mayor
- 12. DISCUSSION/ACTION**
- a) Consider a motion authorizing the monthly transfer of funds from the City of Orange to the City of Orange Employee Benefits Trust to pay for employee-related benefits. 100 Staff: Zeto, Cheryl
- 13. REPORTS**
- a) City Manager Report
 - b) City Council Report
- 14. ADJOURNMENT**

Texas Penal Code 30.06:

“Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun”

“De conformidad con la Sección 30.06 del código penal (entrada de persona con licencia de portar o llevar armas de mano oculta), una persona licenciada bajo el subcapítulo H, capítulo 411 del código de gobierno (ley de licenciamiento para portar o llevar armas de mano) no se permite entrar en esta propiedad con “ninguna armas de mano oculta”

Texas Penal Code 30.07:

“Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly”

“De conformidad con la Sección 30.07 del código penal (entrada de una persona con licencia de portar o llevar armas de mano visible), una persona licenciada bajo el subcapítulo H, capítulo 411 del código de gobierno (ley de licenciamiento para portar o llevar armas de mano visible) no se permite entrar en esta propiedad con ninguna “armas de mano visible”

No Firearms Allowed

No se permite ninguna armas de fuego

STATE OF TEXAS }
COUNTY OF ORANGE }

August 9, 2016

BE IT REMEMBERED THAT a Regular Meeting of the Orange City Council of the City of Orange, Orange County, Texas, was held in the Library Auditorium on Tuesday, August 9, 2016.

COUNCIL MEMBERS PRESENT:	Jimmy Sims Larry Spears Jr. Patrick A. Pullen Dr. Wayne Guidry Annette Pernel Bill Mello	Mayor Mayor Pro Tem Council Member Council Member Council Member Council Member
COUNCIL MEMBERS ABSENT:	Essie Bellfield	Council Member
STAFF MEMBERS PRESENT:	Dr. Shawn Oubre Jay Trahan Rhonda Haskins Patricia Anderson Lane Martin David Frenzel Cheryl Zeto Jim Wolf Kelvin Knauf Brenna Manasco Sherry Jackson Mike Zeto Sandy Wilson Kelly Griffin Chris Smith	City Manager Assistant City Manager, Director of Economic Development City Secretary Deputy City Secretary Chief of Police Fire Chief Director of Finance Director of Public Works Director of Planning and C o m m u n i t y Development Library Director Accounting Manager CIS Manager Grants Planner Police Evid. & ID Tech City Attorney

STAFF MEMBERS ABSENT: None

Mayor Sims called the meeting to order at 9:00 A.M.

Council Member Mello led the Invocation and the Pledge of Allegiance.

MOTION FINDING THAT THE ADVANCE POSTING AND NOTICE REQUIREMENTS OF ARTICLE 8.1200 OF THE CODE OF ORDINANCES OF THE CITY OF ORANGE, TEXAS HAVE BEEN MET IN RELATION TO ALL MINUTES AND PENDING ORDINANCES AND RESOLUTIONS ON THIS AGENDA AND THAT THE READING OF SUCH ITEMS BE CONFINED

TO THE CAPTION OF THE ORDINANCES AND RESOLUTIONS.

Council Member Pernell moved to approve the motion. Second to the motion was made by Council Member Guidry which carried unanimously.

APPROVAL OF MINUTES

Council Member Guidry moved to approve the minutes of the July 26, 2016 Regular Meeting of the Orange City Council. Second to the motion was made by Council Member Pullen which carried unanimously.

Council Member Pernell moved to approve the minutes of the July 27, 2016 Special Call Meeting of the Orange City Council. Second to the motion was made by Council Member Pullen which carried unanimously.

CITIZEN COMMENTS

Leslie Barras, 912 W. Cypress, is concerned about the City Manager's severance pay that was approved by City Council.

Matt Justice, #6 Sunset Circle A, advised the Natatorium plays a significant impact on the life of his family. He encouraged Council to continue to open the Natatorium each summer.

PUBLIC HEARINGS

CONDUCT A PUBLIC HEARING TO RECEIVE COMMENTS ON THE PROPOSED SUBSTANTIAL AMENDMENT TO THE FIVE YEAR CONSOLIDATED PLAN AND THE 2014 ANNUAL ACTION PLAN FOR THE CITY OF ORANGE'S COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

THE SUBSTANTIAL AMENDMENT IS TO REALLOCATE REMAINING FUNDS OF \$1,477.45 FROM A 2011 STREET IMPROVEMENT PROJECT THAT FINISHED UNDER BUDGET AND FUNDS OF \$70,317.10 FROM A 2013 WATER/SEWER PROJECT THAT WENT THROUGH THE PROCUREMENT PROCESS AND RECEIVED NO BIDDERS.

THESE FUNDS WOULD BE REALLOCATED TO A 2014 PARK IMPROVEMENTS PROJECT - SUNSET PARK INCREASING THE AMOUNT TO \$131,794.55. THE PROPOSED UPGRADE TO SUNSET PARK IS A SKATE PARK.

THIS IS THE FINAL PUBLIC HEARING. THE COMMENT PERIOD FOR SUBSTANTIAL AMENDMENT ENDS AT 5:00 P.M. AT THE CLOSE OF BUSINESS DAY TODAY, AUGUST 9, 2016.

The public hearing began at 9:08 A.M.

There were no citizen comments.

The public hearing ended at 9:09 A.M.

CONDUCT A PUBLIC HEARING TO RECEIVE CITIZEN COMMENTS ON THE CITY'S PROPOSED USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN ITS ANNUAL ACTION PLAN. THIS PLAN IS FOR YEAR 3 OF THE FIVE YEAR CONSOLIDATED PLAN.

THIS IS THE LAST OF 3 PUBLIC HEARINGS TO RECEIVE COMMENTS ON THE PROPOSED ANNUAL ACTION PLAN. COMMENT PERIOD ENDS AT 5:00 P.M. OR CLOSE OF BUSINESS, TODAY, AUGUST 9, 2016. THE PLAN WILL BE SUBMITTED TO THE U.S. DEPARTMENT OF HOUSING & URBAN DEVELOPMENT ON AUGUST 16, 2016.

THE PROPOSED PLAN CONSISTS OF:

- \$61,878 IN PLANNING & ADMINISTRATION
- \$46,000 PROVIDED TO PUBLIC SERVICES PROVIDERS
- \$35,000 FOR CODE ENFORCEMENT
- \$166,512 FOR PUBLIC FACILITY IMPROVEMENTS

The public hearing began at 9:10 A.M.

There were no citizen comments.

The public hearing ended at 9:11 A.M.

RESOLUTION

RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER, SHAWN OUBRE, TO SUBMIT ON BEHALF OF THE CITY OF ORANGE THE YEAR 3 ANNUAL ACTION PLAN OF THE CITY'S FIVE YEAR CONSOLIDATED PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

Council Member Pullen moved to approve the resolution. Second to the motion was made by Council Member Mello which carried unanimously.

A copy of this resolution is being made a part of these minutes as Resolution Number 2016-46.

RESOLUTION DECLARING THE INTENT OF THE CITY OF ORANGE TO ANNEX INTO THE CITY LIMITS THE HEREINAFTER DESCRIBED TERRITORY AND TO EXTEND THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID PROPERTY; PROVIDING WRITTEN NOTICE TO THE PROPERTY OWNERS, SERVICE PROVIDERS, AND OWNERS OF RAILROAD RIGHT-OF-WAY, IF ANY, LOCATED IN SUCH TERRITORY; PROVIDING FOR TWO PUBLIC HEARINGS; AND DIRECTING THE CITY MANAGER TO PREPARE A SERVICE PLAN PROVIDING FOR FULL MUNICIPAL SERVICES TO THE AREA TO BE ANNEXED.

Mr. Knauf advised two public hearings will be held, Tuesday, September 13, 2016 at a Regular

Meeting of the City Council and Thursday, September 29, 2016 at a Special Call Meeting of the City Council.

Council Member Mello moved to approve the resolution. Second to the motion was made by Mayor Pro Tem Spears which carried unanimously.

A copy of this resolution is being made a part of these minutes as Resolution Number 2016-47.

CITY MANAGER REPORT

No report was given.

CITY COUNCIL REPORT

Council Member Mello advised he helped sponsor the OCARC Fishing Tournament. OCARC is a great organization.

Mayor Pro Tem Spears advised football season is starting and encouraged citizens to support their teams.

ADJOURNMENT

There being no further business before the Council, Council Member Pernell moved to adjourn the meeting. Second to the motion was made by Council Member Pullen which carried unanimously.

The meeting adjourned at 9:16 A.M.

Jimmy Sims, Mayor

ATTEST:

Rhonda Haskins, City Secretary

STATE OF TEXAS }
COUNTY OF ORANGE }

August 15, 2016

BE IT REMEMBERED THAT a Special Call Meeting of the Orange City Council of the City of Orange, Orange County, Texas, was held in the Library Auditorium on Monday, August 15, 2016.

COUNCIL MEMBERS PRESENT:	Jimmy Sims Larry Spears Jr. Patrick A. Pullen Dr. Wayne Guidry Annette Pernell Bill Mello	Mayor Mayor Pro Tem Council Member Council Member Council Member Council Member
COUNCIL MEMBERS ABSENT:	Essie Bellfield	Council Member
STAFF MEMBERS PRESENT:	Dr. Shawn Oubre Jay Trahan Rhonda Haskins Patricia Anderson David Frenzel Cheryl Zeto Jim Wolf Kelvin Knauf Brenna Manasco Sherry Jackson Mike Zeto	City Manager Assistant City Manager, Director of Economic Development City Secretary Deputy City Secretary Fire Chief Director of Finance Director of Public Works Director of Planning and C o m m u n i t y Development Library Director Accounting Manager CIS Manager
STAFF MEMBERS ABSENT:	Lane Martin John Cash Smith	Chief of Police City Attorney

Mayor Sims called the meeting to order at 9:03 A.M.

MOTION FINDING THAT THE ADVANCE POSTING AND NOTICE REQUIREMENTS OF ARTICLE 8.1200 OF THE CODE OF ORDINANCES OF THE CITY OF ORANGE, TEXAS HAVE BEEN MET IN RELATION TO ALL MINUTES AND PENDING ORDINANCES AND RESOLUTIONS ON THIS AGENDA AND THAT THE READING OF SUCH ITEMS BE CONFINED TO THE CAPTION OF THE ORDINANCES AND RESOLUTIONS.

Council Member Pernell moved to approve the motion. Second to the motion was made by Council

Member Pullen which carried unanimously.

APPROVAL OF MINUTES

Council Member Pernell moved to approve the minutes of the August 3, 2016 Special Call Meeting of the Orange City Council. Second to the motion was made by Mayor Pro Tem Spears which carried unanimously.

DISCUSSION/ACTION

MOTION ACKNOWLEDGING RECEIPT OF THE CITY OF ORANGE ECONOMIC DEVELOPMENT CORPORATION'S PROPOSED FISCAL YEAR 2017 BUDGET.

Council Member Mello moved to approve the motion. Second to the motion was made by Council Member Guidry which carried unanimously.

MOTION ACKNOWLEDGING RECEIPT OF THE CITY OF ORANGE PROPOSED BUDGET FOR FISCAL YEAR 2017.

Ms. Zeto presented a Power Point presentation on the City of Orange Proposed Budget for Fiscal Year 2017. A copy of this presentation is included in and being made a part of these minutes.

Council Member Mello moved to approve the motion. Second to the motion was made by Council Member Pullen which carried unanimously.

MOTION ACKNOWLEDGING RECEIPT OF THE CERTIFICATION OF 2016 ANTICIPATED COLLECTION RATE AND 2015 EXCESS DEBT COLLECTION.

Council Member Guidry moved to approve the motion. Second to the motion was made by Mayor Pro Tem Spears which carried unanimously.

MOTION ACKNOWLEDGING RECEIPT OF THE CERTIFIED APPRAISED VALUES AND CORRESPONDING REPORTS FROM ORANGE COUNTY APPRAISAL DISTRICT.

Council Member Mello moved to approve the motion. Second to the motion was made by Mayor Pro Tem Spears which carried unanimously.

MOTION ACKNOWLEDGING RECEIPT OF THE 2016 EFFECTIVE AND ROLLBACK RATES AND CORRESPONDING WORKSHEETS.

Council Member Mello moved to approve the motion. Second to the motion was made by Mayor Pro Tem Spears which carried unanimously.

DISCUSSION AND POSSIBLE ACTION ON TAX RATE. IF PROPOSED TAX RATE WILL EXCEED THE ROLLBACK RATE OR THE EFFECTIVE RATE (WHICHEVER IS LOWER) TAKE RECORD VOTE AND SCHEDULE PUBLIC HEARINGS.

Dr. Oubre advised the Fiscal Year 2017 budget is set on the effective tax rate of .70940 per \$100. No additional public hearings will be required.

Council Member Mello moved to pass the Fiscal Year 2017 budget on the effective rate. Second to the motion was made by Council Member Guidry which carried unanimously.

ADJOURNMENT

There being no further business before the Council, Council Member Guidry moved to adjourn the meeting. Second to the motion was made by Council Member Pullen which carried unanimously.

The meeting adjourned at 9:31 A.M.

Jimmy Sims, Mayor

ATTEST:

Rhonda Haskins, City Secretary

MEMORANDUM

To: Dr. Shawn Oubre Ph.D., City Manager
From: Kelvin Knauf, Director of Planning and Community Development
Subject: Consider a franchise ordinance for Piney Woods Sanitation Inc. to collect solid waste from commercial establishments
Date: August 10, 2016

Background

Piney Woods Sanitation, Inc. has submitted an application to operate a solid waste collection service for commercial (non single-family) establishments. Piney Woods Sanitation currently serves unincorporated areas of Orange County, the City of Diboll, the City of Hudson, and the City of San Augustine. The city manager or city administrator of Diboll, Hudson and San Augustine gave Piney Woods Sanitation very high recommendations as far as service delivery, condition of vehicles and condition of dumpsters/roll-offs. In addition, the Republic Services landfill gave Piney Woods Sanitation a very high recommendation and there are no problems between Piney Woods Sanitation and the Republic Landfill.

I visited the Piney Woods Sanitation facility in Silsbee and their trucks are clean and well maintained. Their facility in Silsbee is clean and well-organized. Piney Woods Sanitation appears to be a well-run organization that is capable of servicing the solid waste needs of commercial customers.

Attached for your consideration is a proposed ordinance that provides the same term and conditions for Piney Woods Sanitation as are extended to other commercial solid waste franchisees in the City. This ordinance was adopted by the City Council on first reading on July 26, 2016.

Recommendation

I recommend that the City Council approve an ordinance granting a solid waste franchise to operate a commercial (non single-family) solid waste collection service.

AN ORDINANCE GRANTING A FRANCHISE TO PINEY WOODS SANITATION, INC. TO OPERATE A COMMERCIAL CLOSED CONTAINER GARBAGE COLLECTION SERVICE IN THE CITY OF ORANGE; PROVIDING THE TERMS, CONDITIONS, OBLIGATIONS, AND LIMITATIONS OF SUCH SERVICE; PROVIDING INDEMNITY TO THE CITY, RETAINING AUTHORITY TO REGULATE RATES; PROVIDING FOR FRANCHISE PAYMENTS; AND PROVIDING FOR SEVERABILITY.

WHEREAS, Piney Woods Sanitation, Inc. has requested a franchise to operate commercial container garbage collection service within the City of Orange, Texas (the "City"); and,

WHEREAS, the City desires to grant such franchise; now therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ORANGE, TEXAS:

Section 1. Grant of Authority

There is hereby granted by the City ("Grantor") to Piney Woods Sanitation ("Company"), the right and privilege to operate and maintain within the City of Orange a commercial container garbage collection service (the "service"). For purposes of this franchise, it shall be unlawful for any person, partnership, association or corporation to provide commercial container garbage collection services in the City without first obtaining a franchise from the City. "Commercial Container Garbage Collection Service" is defined as a regular collection of the garbage from mechanically emptied "dumpster or roll-on" type containers from locations in the City which are not single-family locations, and disposal of such material in accordance with the law. The franchise granted herein is non-exclusive and franchises may be granted to other persons for service.

Section 2. Term of Franchise

The franchise herein granted shall take effect thirty (30) days after its final passage. Prior to becoming effective the franchise must be accepted by the grantee in writing and filed with the City Secretary

as required by Article XI of the Charter of the City of Orange. The franchise shall be in effect for a term of five years from the effective date of the second reading of this ordinance.

Section 3. Franchise Fee

The Company shall pay to the City, on or before the twenty-fifth (25th) day of each month, a sum equal to ten percent (10%) of total gross collections for the previous month (number of customers times amount collected per customer) for all containers located within the corporate confines of the City . Said amount as payment for the use of the City's streets, alleys and right-of-way. The payments herein provided do not relieve Company from the payment of ad valorem taxes, special assessments, charges or other fees applicable to the public generally.

Any payment not received by the 25th of the each month shall be subject to a five percent (5%) penalty on the total amount due. The payment will also be subject to a one percent (1%) per month interest charge for all days past due.

The City shall have the right at any reasonable time to audit the books and records of the Company and Company is hereby required to make such books and records available at the request of City. The following reports shall be filed monthly with the City Manager or his designee, along with the street rental payment required herein:

1. A list of all existing commercial accounts served, including customer name, address, frequency of pick-up, size of container (in cubic yards) or type of service and charge for same.
2. A list of all new commercial accounts served, including customer name, address, frequency of pick-up, size of container (in cubic yards) or type of service and charge for same.
3. Names and addresses of commercial customers dropped from service for any reason and the reason, if available, that such customer was dropped from service.

4. A listing of all vehicles used in providing service and all vehicles which have been added to or removed from providing such service. Such listing shall include state license number, year, make, model and manufacturer's rated capacity for each vehicle.
5. A statement under oath attesting to the accuracy of all items covered in this section.

Section 4. Indemnity, Insurance and Bond

The Company shall at all times during the effective period of this franchise, carry liability insurance as provided herein.

The Company agrees to defend, indemnify and hold Grantor harmless from and against all damages, costs, losses or expenses (a) for the repair, replacement, or restoration of Grantor's property, equipment, materials, structures and facilities which are damaged, destroyed or found to be defective as a result of such Company's negligent acts or omissions; and (b) provided The Company shall have sole control of any action or proceeding and all negotiations for settlement and compromise, from and against any and all claims, demands, suits, causes of action, and judgments for (i) damage to or loss of the property of any person (including, but not limited to such Grantee, its agents, officers, employees, and subcontractors), and the Grantor, its agents, officers, and employees, and third parties; and/or (ii) death, bodily injury, illness, disease, worker's compensation, loss of services, or loss of income or wages to any Person (including but not limited to the agents, officers and employees of such Company, the Company's subcontractors or a subcontractor's agents, officers and employees, the agent, officers and employees of the Grantor, and any third parties), arising out of, incident to, concerning or resulting from the negligent acts or omissions of such Company, its agents, employees, contractors and/or subcontractors or the employees of them, in the performance of activities pursuant to such franchise, no matter how, or to whom such loss may occur, and whether the same is caused or contributed to by the negligence of the Grantor, its officers, agents or employees.

Indemnity Obligations. The Company acknowledges its express intent to assume all

indemnity obligations under this franchise without regard to cause or regardless of any negligence of the Grantor:

Except as otherwise expressly limited herein, it is the express intent of the parties hereto that all indemnity obligations and/or liabilities assumed by the Company under the terms of this franchise be without limit and without regard to the cause or causes thereof, strict liability, or the negligence of any party or parties, whether such negligence be sole, joint or concurrent, active or passive."

Limitation. Company's obligation to indemnify Grantor against claims by parties other than Grantor shall not exceed the limits of Grantor's liability under the provisions of the Texas Tort Claims Act. The Company shall not be obligated to indemnify Grantor under the provisions of this franchise to the extent Grantor's sovereign immunity has not been waived by state or federal statute or a claim against Grantor is subject to the workers compensation laws of the State of Texas.

Notice. The Company or Grantor must promptly advise the other in writing of any action, administrative or legal proceeding or investigation of which Grantor or The Company have become aware and to which the indemnification contained under this Section 4 may apply, and Grantor agrees to cooperate with The Company in the investigation and resolution of any claim to which the indemnification under this Section 4 may apply.

Insurance. The Company agrees to carry insurance as follows:

1. **Workers Compensation** - The Company shall furnish the City Secretary a certificate of insurance indicating workers compensation coverage as required by the State of Texas.
2. **Automobile Liability Insurance** - The Company shall carry in its own name, a policy in comprehensive form to insure the automobile liability of its operation with limits to not less than \$1,000,000 per occurrence for bodily injury and, in addition, not less than \$100,000 property

damage. This policy shall name City as an additional insured and provide for thirty (30) days notice to City prior to cancellation. A certification of insurance certifying such coverage shall be filed with the City Secretary before the effective date of this franchise, and it shall be maintained in force during the term of this franchise.

3. **General Liability** - The Company shall carry, in its own name, a comprehensive liability insurance policy including contractual coverage for operations other than automobile with limits of not less than \$1,000,000 per occurrence for bodily injury, and \$100,000 per occurrence for property damage. The policy shall name the City as a named insured and provide for thirty (30) days notice to City prior to cancellation. A certificate of insurance certifying such coverage shall be filed with the City Secretary before the effective date of this franchise and maintained in force during the term of the franchise.

4. **Performance Bond** - The Company shall furnish a performance bond for the faithful performance of all provisions of this franchise, said performance bond to be executed by a responsible surety company authorized to do business in the State of Texas and be in the amount of \$50,000. Said performance bond, payable to the City, shall be furnished by the Company and remain in force during the entire term of the franchise and shall indemnify the City against any loss resulting from any failure of performance by the Company under this franchise. Said bond shall be approved by the City Attorney and filed with the City Secretary before the effective date of this franchise. A suitable cash deposit or letter of credit may be substituted for the foregoing bond upon conditions approved by the City Attorney.

Section 5. Compliance with Laws and Ordinances

The Company shall at all times during the term of this franchise, be subject to all lawful exercise of police power by the City and to such reasonable rate regulations as the City shall hereafter by

ordinance provide. In addition, the Company will observe all City, County, State and Federal laws regulating the collection and disposal of garbage and trash and comply with all provisions of Article XI of the Charter of the City of Orange.

Section 6. Service Standard and Equipment

The Company shall maintain and operate its collection system and equipment in good order to render efficient service subject to the terms of this franchise. The Company shall obtain and maintain in good working order sufficient equipment to provide regular service throughout the City of Orange. The trucks used in the collection of garbage or refuse shall be all metal, water tight, and shall be equipped with closed bodies equipped with hydraulically operated devices for compacting collected garbage and meet all Federal and State laws and regulations and are subject to approval by the City. Collection vehicles and all containers shall be painted and numbered and shall have the Company's name and telephone number painted in letters of a contrasting color. All vehicles and containers shall be kept in a clean and sanitary condition.

Section 7. Providing Service

The Company shall provide service to any person, firm, corporation, association or entity inside the City of Orange who request such service and is not delinquent in the payment of Collection charges due the Company.

Section 8. Office

The Company shall establish and maintain an office with telephone service and shall keep said office open for business from 9:00 a.m. to 5:00 p.m. each day and every day except for Saturday, Sunday and holidays which are recognized by the City for its general employees.

Section 9. Interruption of Services

In the event that service shall be interrupted, for any reason, for more than forty-eight (48) hours, the City shall have the right to make temporary independent arrangements for the purposes of

continuing this necessary service to its residents in order to provide or protect the public health and safety. If the interruption in service mentioned herein continues for a period of seventy-two (72) hours, then the City shall have the right to terminate the rights and privileges granted in this franchise.

Section 10. Termination

In the event that any provision of this franchise is violated by the Company, the City may serve written notice upon the Company and the surety of its intention to terminate this franchise. The notice shall contain the reasons for such intention to terminate the franchise. Unless within ten (10) days after mailing such notice by City to the Company, such violation shall cease, or satisfactory arrangements for correction be made by Company, the City Council may, after a public hearing in which Company is provided an opportunity to present evidence concerning such violation, by motion duly adopted, declare the franchise terminated and serve written notice upon the Company and surety of the termination and the termination of the franchise shall be effective upon the mailing of such notice. In the event of any such termination, the surety shall have the right to take over and perform under the franchise, provided, however, that if the surety does not commence performance hereof by the effective date of termination of the franchise, or if the Company refuses to continue the work, or any portion thereof, prior to the effective date of termination of the franchise, the City may take over the work or portion thereof and prosecute the same, by contract, franchise or otherwise, for the account and at the expense of the Company. Company and its surety shall be liable to the City for any excess costs, expenses, and revenues occasioned by the City taking over service, and in such event, the City may take possession and utilize in prosecuting the work, such appliances, equipment and sites as may have been used by the Company and are necessary herefor. After issuance by the City of its notice of intention to terminate the franchise, the Company shall not remove from City any of its equipment normally

used in the prosecution of the work until arrangements to continue the work, by contract, by surety or otherwise, have been completed by the City.

Section 11. First Option to Purchase Equipment

1. **Time for Exercising Option.** Within sixty (60) days after notice of termination of this franchise by either party or within sixty (60) days prior to expiration of this franchise term or any subsequent renewal term, the City and Company hereby agree that the City shall have the first option to purchase from the Company or the City shall have the option to provide for the purchase by a subsequent provider of service, all or part of Company's refuse collection vehicles and equipment used in the performance of this franchise. However, the City shall not be required to exercise this option. The purchase price shall be the fair market value or at a value agreed upon by the City Council and the Company in writing.
2. **Fair Market Value.** The fair market value shall be appraised market value as determined by a board of three (3) qualified appraisers of truck equipment, none of whom shall be employees of the City or of the Company, one to be selected by the Company, one to be selected by the City and a third to be selected by the other two appraisers. The opinion of the majority of the board as to the market value of each collection vehicle shall be final and shall establish the amount of each vehicle which the City shall pay therefor.
3. **Appraisers Fees.** The charges for service by the appraiser for the City shall

be borne by the City and the charge for services by the appraiser selected by the Company shall be borne by the Company. The charge for services by the third appraiser shall be borne equally by the City and the Company.

As referred to herein, charge for services refers only to the actual charge for appraisals and the City shall not be responsible for any costs for travel or subsistence for either the appraiser for Company or the third appraiser if such are selected from outside Orange County.

4. **If No Agreement as to Fair Market Value.** If on the expiration date of the contract for any reason the appraised value of the vehicles shall not have been determined, the City shall be entitled to immediate possession and use of said vehicles and the Company shall immediately surrender possession of the same to the City. The City agrees to pay the Company a fair rental value for use of the vehicles. The fair rental value shall be based on the actual average daily maintenance and operating cost for each vehicle during the twelve months previous to the expiration date of the contract, and is not to include any initial or depreciation costs.

Should any collection vehicle used in the performance of the contract and to be purchased by the City not be fully paid for and the City should make payment as due on any collection vehicle, then all amounts, both for payments and interest, paid by the City shall be deducted from the total price due the Company for the purchase of such vehicles.

5. **Titles to Collection Vehicles.** The Company agrees to deliver to the City good and sufficient title to such collection vehicles upon receiving payment

as determined by the aforesaid appraisal and to pay all attorney's fees and charge for transferring titles.

Section 12. Subordination Agreement

Company agrees to make any lien on the equipment of Company in providing service subordinate to the rights of City under this franchise.

Section 13. Transfer of Franchise Rights

Franchise rights granted hereunder shall not be transferred to another without the approval of City. A single transfer or a series of transfers of Company's stock which constitute a transfer of a majority interest in Company is subject to the prior approval of City.

Section 14. Notices

Where written notices are provided for in this ordinance, same shall be sufficient to notify Company when provided by certified mail to the address furnished by Company to City. Notice to City is sufficient if mail be certified to P. O. Box 520, Orange, Texas 77631.

Section 15.

If any section, sentence, clause, paragraph or phrase of this ordinance other than Section 3 is for any reason held to be invalid or illegal, such invalidity shall not effect the remaining portions of this ordinance. If Section 3 hereof is held to be invalid for any reason, the ordinance shall be immediately invalid.

Section 16.

It is agreed by City and Company that venue of any legal proceedings under this franchise contract shall be at Orange County, Texas.

PASSED and APPROVED on the first reading this the 26th day of July, 2016.

PASSED, APPROVED and ADOPTED on second reading this the 23rd day of August, 2016.

Jimmy Sims, Mayor

ATTEST:

Rhonda Haskins, City Secretary

APPROVED:

City Attorney

ACCEPTED:

PINEY WOODS SANITATION, INC.

Signature of Authorized Officer of Company

Printed Name and Title

Mailing Address

City, State, Zip

Telephone Number

Fax Number

Piney Woods Sanitation, Inc. Franchise Ordinance 2016

ATTEST:



City of Orange, Texas SOLID WASTE FRANCHISE APPLICATION

Applicant and Property Information (print)	Type of Business
Name: <u>PINEY WOODS SANITATION</u> Mailing Address: <u>2568 FM 92</u> City, State, ZIP: <u>SILSBEE TX 77656</u> Telephone: <u>1-800-324-2092</u> Email: <u>M.WILSON@CPINEYWOODSSANITATION.COM</u> Fax: <u>936-876-3701</u>	<input type="checkbox"/> Sole Proprietor <input type="checkbox"/> Partnership <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Other (specify)
Business address (if different from applicant):	Trade Name: <u>PINEY WOODS SANITATION</u>
	Address where equipment will be parked or stored: <u>2568 FM 92 NORTH, SILSBEE TX</u>
Number, type and carrying capacity of each vehicle: <u>SEE ATTACHED</u> 77656	
Type of waste to be collected: <u>COMERCIAL CONTAINERS 2 YARD 20 YARD</u> <u>3 YARD 30 YARD</u> <u>4 YARD 40 YARD</u> <u>6 YARD COMPACTORS</u> <u>8 YARD</u>	
Location of landfill or other waste disposal facility(ies): <u>NEWTON COUNTY LANDFILL MAURICEVILLE TX</u> <u>REPUBLIC LAND FILL BEAUMONT TX LABELLE RD.</u> <u>BEAUMONT LANDFILL, FANETT RD</u>	
Please attach name, address, telephone number, fax number and email address of each the operator of each location. Attach certificate of insurance showing current commercial general liability, motor vehicle liability, and worker's compensation for the applicant.	
<u><i>Mike Wilson</i></u> Signature of Owner/Contractor/Applicant:	<u>4/21/16</u> Date:
By signing this application I understand and agree to abide by the provisions of the City Code and ordinances.	
Office Use:	
Date Received:	By: _____ Date: _____
Submit this form to the Planning and Community Development Department at 303 N. 8 th Street, Orange, Texas 77631, by fax at 409-988-7407 or by email kknauf@orangetx.org .	

Unit #	Year	Make	Model	Capacity	VIN #
803	2014	Freightliner	M2	20	1FVACXC4EHP0573
763	2007	Sterling	Acterra	20	2FZACGCS97AY54407
767	2008	Freightliner	M2	20	1FVHCYBS18HY54925
780	2012	Freightliner	M21	20	1FVACXBS3CDBH4468
783	2012	Freightliner	M2	20	1FVACXBS6CHBS7559
786	2013	Freightliner	M2	20	1FVACXBS9DHBZ6389
800	2004	Freightliner	M2	20	1FVACWCSX4DN20608
801	2013	Freightliner	M2106	20	1FVACXBS9DHFJ7444
804	2014	Freightliner	M2	20	1FVACXC4EHP0573
807	2014	Freightliner	M21	20	1FVACXC4EHP0573
808	2014	Freightliner	M2106	20	1FVACXC4EHP0573
822	2016	Kenworth	T370	20	3BKHHJ7X6GF496024
823	2016	Kenworth	T370	20	3BKHHJ7X4GF496023
301	2016	Freightliner	M20106	20	1FVACXC4EHP0573
302	2016	Freightliner	M2	20	1FVACWCY5GHHR4075
304	1998	Mack	MR	25	1M2K19C3WM012329
305	2016	Freightliner	M2	20	1FVACXC4EHP0573
401	2003	Mack	Granite	Rolloff Truck	1MAG11C3M007641
746	2006	Freightliner	M2112	Rolloff Truck	1FVHCSCV46HV70872
764	2007	Sterling	LT9500	Rolloff Truck	2FZHAZCV17AY89243
765	2008	Sterling	Acterra	20	2FZACDGJ88AZ77610
771	2008	Sterling	Acterra	20	2FZACGBS88AZ22666
772	2008	Sterling	Acterra	20	2FZACGBS88AZ22667
774	2010	Freightliner	M2	20	1FVACXBS5ADAT6125
775	2008	Freightliner	M2	20	1FVACXDJ08HY54768
776	2012	Freightliner	M2	20	1FVACXBS1CDBH4470
777	2012	Freightliner	M2	20	1FVACXBS3CDBH4471
779	2012	Freightliner	M21	20	1FVACXBS1CDBH4467
781	2012	Freightliner	M21	20	1FVACXBS5CDBH4469
782	2012	Freightliner	M2	20	1FVACXBS4CHBS7558
784	2012	Freightliner	M2	20	1FVACXBS2CHBS7560
787	2006	International		20	1HTMMAAL66H317234
799	2013	Freightliner	M2	25	1FVHCYBS1DHF6761
805	2014	Freightliner	M2	20	1FVACXC4EHP0573
806	2014	Freightliner	M21	20	1FVACXC4EHP0573
809	2015	Freightliner	114SD	20	3ALHG3DV0FDGF1394
810	2010	Freightliner	GG	20	1FVACXBSXADAN8756
813	1995	Mack	TR	20	1M2B212C7SM003243
818	2015	Kenworth	T370	20	2NKHHJ7X2FM458332
819	2004	Peterbilt	330	20	2NPNHD7X64M811960



CERTIFICATE OF LIABILITY INSURANCE

PINEY-1

OP ID: M7

DATE (MM/DD/YYYY)

08/12/2016

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Naught-Naught / Jefferson City 1441 Christy Drive P O Box 1768 Jefferson City, MO 65102 Naught Naught/Jefferson City		CONTACT NAME: PHONE (A/C, No, Ex): FAX (A/C, No): E-MAIL ADDRESS:	
INSURED Piney Woods Sanitation Inc. 5002 Business 50 West Jefferson City, MO 65109		INSURER(S) AFFORDING COVERAGE INSURER A: Texas Workers' Compensation INSURER B: Great Divide Insurance INSURER C: Evanston Insurance Company INSURER D: INSURER E: INSURER F:	
		NAIC # 25224	

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

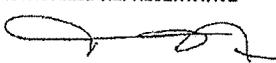
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
B	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRJ-JECT <input type="checkbox"/> LOC OTHER:	X X	GLPO152065615	12/31/2015	12/31/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 Emp Ben. \$ 1,000,000
B	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	X X	BAP152065515	12/31/2015	12/31/2016	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ UM/UIM \$ 85,000
C	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$		XOMW340015	12/31/2015	12/31/2016	EACH OCCURRENCE \$ 1,000,000 AGGREGATE \$ 1,000,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory In NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N Y N/A	TSF0001106943	07/01/2016	07/01/2017	<input checked="" type="checkbox"/> PER STATUTE <input checked="" type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
B	Great Divide		BAP152065514	12/31/2016	12/31/2016	Pollution 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

City of Orange is Additional Insured on the General & Auto Liability policies with a waiver of subrogation in their favor with respects to work performed by the insured when required by written contract. 30 day notice of cancellation applies to both the general liability (CG 02241093) and auto liability (BSUM CA 020213) per the attached forms.

CERTIFICATE HOLDER**CANCELLATION**

City of Orange Kelvin Knauf, Director of Planning & Community Develop. 303 N. 8th Street P.O. Box 520 Orange, TX 77631	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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JEFFERSON BANK OF MISSOURI

700 SOUTHWEST BLVD., JEFFERSON CITY, MO 65109

Irrevocable Standby Letter of Credit Number 3628-6599

07/19/2016

Kelvin Knauf
Director of Planning and Community Development
City of Orange
303 N. 8th Street
PO Box 520
Orange, Texas 77631

Dear Sirs:

We hereby open our Irrevocable Standby Letter of Credit #3628-6599 in your favor for the account of Piney Woods Sanitation, Inc. for a sum or sums not exceeding a total of fifty thousand dollars(\$50,000.00) U. S. Currency available by your drafts at SIGHT on us accompanied by the following documents:

1. The original or a certified copy of this Letter of Credit
2. A signed statement that the amount of the draw under Jefferson Bank of Missouri Irrevocable Standby Letter of Credit #3628-6599 represents funds due City of Orange by Piney Woods Sanitation, Inc..

All drafts must be marked "Drawn under Jefferson Bank of Missouri Irrevocable Standby Letter of Credit Number 3628-6599".

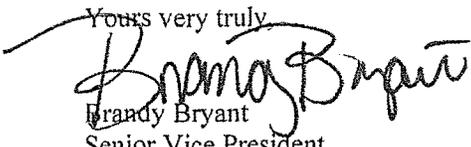
This Letter of Credit is governed by the Uniform Customs and Practice for Documentary Credits (2007 Revision) International Chamber of Commerce, Publication Number 600.

This Letter of Credit is governed by the laws of the State of Missouri, more particularly by Section 400.5-101, et seq., Revised Statutes of Missouri.

Partial drawings are permitted. The amount of any draft drawn under this credit must be endorsed on the reverse hereof, and the presentation of each draft, if negotiated, shall be warranty by the negotiating bank that such endorsement has been made and that documents have been forwarded as herein required. This credit must accompany any draft which exhausts the credit and must be surrendered concurrently with the presentation of such draft.

We hereby engage with you that all drafts drawn under and in compliance with the terms of this credit will be duly honored if drawn and presented for payment at this office, 700 Southwest Boulevard, Jefferson City, Missouri, on or before July 19th, 2017 .

Yours very truly


Brandy Bryant
Senior Vice President



AN ORDINANCE AMENDING THE ADOPTED BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING ON SEPTEMBER 30, 2016 IN ACCORDANCE WITH THE CHARTER OF THE CITY OF ORANGE, TEXAS.

WHEREAS, the City Manager of the City of Orange, Texas, submitted a budget proposal to the City Council more than forty-five (45) days prior to the beginning of the fiscal year and in said budget proposal set out the estimated revenues, expenditures, detailed classifications and other information as required by the City Charter of the City of Orange, Texas; and

WHEREAS, the City Council finds that all provisions pertaining to the adoption of a budget contained in the City Charter have been in all things complied with; and

WHEREAS, the Council held a public hearing on said budget on August 25, 2015; and

WHEREAS, after a full and final consideration, the City Council did approve the budget and adopted a budget on September 8, 2015; and

WHEREAS, during the course of a fiscal year unanticipated expenses are encountered; and

WHEREAS, such conditions are recognized by the City Charter of the City of Orange, Texas and provisions made for their relief upon the request of the City Manager, and

WHEREAS, the details of such an amendment are provided as attachments which are attached hereto and made a part thereof; now therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ORANGE, TEXAS;

That the following section of Ordinance 2015-15 which outlines the appropriations for the FY' 2016 Budget is hereby amended to read as follows:

Section 2

That the sum of TWENTY MILLION, THREE HUNDRED FORTY-TWO THOUSAND, SEVEN HUNDRED THREE AND NO/100 (\$20,342,703) DOLLARS is hereby appropriated out of the General Fund for the payment of operating expenses, capital outlay and inter-fund transfers out of the City government as set forth in detail in the budget.

Section 5

That the sum of EIGHT MILLION, THREE HUNDRED SEVENTY- EIGHT THOUSAND, THREE

HUNDRED TWENTY-TWO AND NO/100 (\$8,378,222) DOLLARS is hereby appropriated out of the Water and Sewer Enterprise Fund for the payment of operating expenses, capital outlay and inter-fund transfers of the municipally owned Water and Sewer Utility and for the purpose of paying the accruing interest, principal and service charges on the water and sewer supported debt service bonds, as listed in detail in the budget.

Section 8

That the sum of FIVE MILLION, THREE HUNDRED EIGHTEEN THOUSAND, TWO HUNDRED SIXTY-EIGHT AND NO/100 (\$5,318,268) DOLLARS is hereby appropriated out of the Special Revenue Fund for the payment of operating expenses and capital outlay of the City government as set forth in detail in the budget.

PASSED and **APPROVED** on first reading this the ____ day of August 2016.

PASSED, APPROVED and **ADOPTED** on final reading this the ____ day of September 2016.

Jimmy Sims, Mayor

Attest:

Rhonda Haskins, City Secretary

Approved:

John Cash Smith, City Attorney

**City of Orange
Budget Amendments - Fiscal Year 2016**

	General Fund	Debt Service Fund	General CIP Fund	Water & Sewer Fund	2015 Bond Construction Fund	Utility CIP Fund	Sanitation Fund	Special Revenue Funds	Total
Original Revenue	18,775,510	999,028	1,000	7,717,600	20,000	150	1,915,192	1,405,915	30,834,395
Amendment # 1 (March 2016)								3,313,271	3,313,271
Amendment # 2 (August 2016)	77,460							5,382	82,842
Amended Revenues Total	18,852,970	999,028	1,000	7,717,600	20,000	150	1,915,192	4,724,568	34,230,508
Original Expenditures	18,474,467	992,631	600,424	8,326,460	4,788,545	-	1,948,044	1,623,940	36,754,511
Amendment #1 (March 2016)	57,232		1,066	45,217	170,150			3,292,446	3,566,111
Amendment #2 (August 2016)	1,811,004			6,645				401,882	2,219,531
Amended Expenditures Total	20,342,703	992,631	601,490	8,378,322	4,958,695	-	1,948,044	5,318,268	42,540,153
Total Increase (Decrease) to Budget	1,790,776	-	1,066	51,862	170,150	-	-	375,675	2,389,529

City of Orange
Budget Amendment Summary
FY 2016 - 2nd Amendment: August 2016

GENERAL FUND		Department	Description	Amendment Amount - Revenues	Amendment Amount - Expenditures	Explanation
001 000	3216	General Fund Revenue	Proceeds for Sale of Property	48,762		To amend budget for additional funds received for property sold at auction
001 400	4310	City Council	Buildings		1,500,000	To amend budget for the purchase of the First Financial Bank building. (balance of funds to be paid from EDC)
001 560	4251	Code Enforcement / Inspections	Consultant Expense		29,280	To allocate fund approved for the Code Enforcement software upgrade and training from Tyler Technologies
001 560	4328	Code Enforcement / Inspections	Other Capital		20,800	
001 670	4207	Non-Departmental	Machinery Maintenance		4,160	
001 670	4222	Non-Departmental	Special Services		(54,240)	
001 540	4309	Fire	Building Maint. -Capital		32,600	To transfer funds approved by Council for the building addition to Fire Station #2. -Resolution 2016-27, G&G Enterprises.
001 670	4222	Non-Departmental	Special Services		(32,600)	
001 670	4252	Non-Departmental	chapter 380 Program Payment		247,306	To amend budget for payments made according to the Chapter 380 Economic Development Program Agreement
001 520	4040	Police	Overtime		35,000	To amend budget for additional overtime cost associated with the March flooding event and other staffing requirements.
001 000	3216	General Fund Revenue	Proceeds from Sale of Property - Received \$10,475 from TML insurance, payment for totaled police Unit #65.	10,475		To amend budget for replacement of Police Patrol Unit that was totaled in an accident on 2-23-16. City received \$10,475.00 (\$11,475.00 less \$1,000.00 deductible) from insurance.
001 520	4323	Police	Vehicles		46,682	
001 670	4222	Non-Departmental	Special Services		(36,207)	
001 000	3216	General Fund Revenue	Proceeds from Sale of Property - Rene Bates Auction:	18,223		To amend budget for auction proceeds from sale of surplus police vehicles.
001 520	4323	Police	Vehicles		18,223	
Totals for General Fund				77,460	1,811,004	

City of Orange
Budget Amendment Summary
FY 2016 - 2nd Amendment: August 2016

Department		Description	Amendment Amount - Revenues	Amendment Amount - Expenditures	Explanation
WATER & SEWER ENTERPRISE FUND					
020 660	4064	Water & Sewer, Customer Service		909	To amend budget for increase in unemployment contribution rate.
020 665	4064	Water & Sewer, Meter Readers		682	
020 652	4064	Water & Sewer, Sewer Disposal		1,405	
020 641	4064	Water & Sewer, Sewer Operations		1,614	
020 642	4064	Water & Sewer, Sewer Operations		1,405	
020 655	4064	Water & Sewer, Water Production		630	
Totals for Water & Sewer Fund			-	6,645	

ORANGE DEVELOPMENT FUND					
040 620	4328	Orange Development Fund, Tourism & Cultural Affairs		350,000	To amend budget for the purchase of the First Financial Bank building. (balance of funds to be paid from EDC)
040 620	4222	Orange Development Fund, Tourism & Cultural Affairs		56,000	To amend the Orange Development Fund (HM Occupancy Tax) budget to actual amounts approved by the City Council on 9-8-15
040 625	4224	Orange Development Fund HM Tax		(12,000)	
Totals for Orange Development Fund			-	394,000	

CDBG FUND					
042 661	4207	CDBG		1,000	To amend budget for expenditures from unallocated program income.
042 661	4260	CDBG		1,500	To amend budget for expenditures from unallocated program income.
Totals for CDBG Fund			-	2,500	

EMERGENCY MANAGEMENT GRANT FUND					
059 697	4010	Emergency Management Grant		3,127	To amend budget for grant allocation for FY 2016. Total award was \$33,460.13.
059 697	4060	Emergency Management Grant		431	
059 697	4061	Emergency Management Grant		1,606	
059 697	4062	Emergency Management Grant		173	
059 697	4063	Emergency Management Grant		(10)	
059 697	4064	Emergency Management Grant		55	
059 000	3230	Emergency Management Grant, Revenue	5,382		
Totals for Emergency Management Grant Fund			5,382	5,382	

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 000 Revenue						
3216 - Proceeds from Sale of Property						
	05/12/2016	2016-00002636	Replacement of Police Patrol Unit	\$10,475.00	\$0.00	\$10,475.00
	05/12/2016	2016-00002637	To Amend budget for auction proceeds	\$18,223.00	\$0.00	\$28,698.00
	08/08/2016	2016-00003671	Property sold at Auction	\$48,762.00	\$0.00	\$77,460.00
				\$77,460.00	\$0.00	\$77,460.00
				\$77,460.00	\$0.00	\$77,460.00
Department: 000 Revenue Totals:						
Department: 400 City Council						
4064 - Unemploy'm't Compensation						
	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$112.00	\$0.00	\$112.00
				\$112.00	\$0.00	\$112.00
Department: 400 City Council Totals:						
Department: 410 City Manager						
4040 - Overtime						
	08/08/2016	2016-00003671	Purchase of First Financial Bank Building	\$1,500,000.00	\$0.00	\$1,500,000.00
				\$1,500,000.00	\$0.00	\$1,500,000.00
				\$1,500,112.00	\$0.00	\$1,500,112.00
Department: 410 City Manager Totals:						
4040 - Overtime						
	08/08/2016	2016-00003670	City Manager	\$4,201.00	\$0.00	\$4,201.00
				\$4,201.00	\$0.00	\$4,201.00
Department: 4061 - Group Insurance						
	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$370.00	\$0.00	\$24,070.00
				\$370.00	\$0.00	\$24,440.00
Department: 4064 - Unemploy'm't Compensation						
	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$153.00	\$0.00	\$171.00
				\$153.00	\$0.00	\$171.00
Department: 4103 - Food						
	07/01/2016	2016-00003247	City Manager Luncheon Meetings	\$500.00	\$0.00	\$1,000.00
				\$500.00	\$0.00	\$1,500.00
				\$500.00	\$0.00	\$1,500.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 410 City Manager						
4222 - Special Services						
	07/01/2016	2016-00003247	City Manager Luncheon Meetings	\$0.00	\$500.00	\$13,027.00
	08/08/2016	2016-00003670	City Manager	\$2,075.00	\$0.00	\$12,527.00
				\$2,075.00	\$500.00	\$14,602.00
						\$14,602.00
Amended Balance as of: 9/30/2016						
4260 - Conference & Training						
	08/08/2016	2016-00003670	City Manager	\$0.00	\$6,276.00	\$15,000.00
				\$0.00	\$6,276.00	\$8,724.00
				\$7,299.00	\$6,776.00	\$8,724.00
						\$15,000.00
Amended Balance as of: 9/30/2016						
Department: 410 City Manager Totals:						
Department: 430 City Secretary						
4061 - Group Insurance						
	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$1,404.00	\$0.00	\$18,819.00
				\$1,404.00	\$0.00	\$20,223.00
						\$20,223.00
Amended Balance as of: 9/30/2016						
4064 - Unemploy'm't Compensation						
	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$320.00	\$0.00	\$22.00
				\$320.00	\$0.00	\$342.00
				\$1,724.00	\$0.00	\$342.00
Amended Balance as of: 9/30/2016						
Department: 430 City Secretary Totals:						
Department: 431 Municipal Court						
4061 - Group Insurance						
	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$3,290.00	\$0.00	\$20,152.00
				\$3,290.00	\$0.00	\$23,442.00
						\$23,442.00
Amended Balance as of: 9/30/2016						
4064 - Unemploy'm't Compensation						
	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$326.00	\$0.00	\$19.00
				\$326.00	\$0.00	\$345.00
				\$3,616.00	\$0.00	\$345.00
Amended Balance as of: 9/30/2016						
Department: 431 Municipal Court Totals:						

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 441 Human Resources						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$1,891.00	\$0.00	\$16,373.00
				\$1,891.00	\$0.00	\$18,264.00
						\$18,264.00
Amended Balance as of: 9/30/2016						
4064 - Unemploy'm't Compensation						
	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$162.00	\$0.00	\$9.00
				\$162.00	\$0.00	\$171.00
						\$171.00
Amended Balance as of: 9/30/2016						
4122 - Employee Recruitment Exp						
	05/20/2016	2016-00002737	Personnel Employment Recruitment advertising	\$2,500.00	\$0.00	\$2,500.00
				\$2,500.00	\$0.00	\$5,000.00
						\$5,000.00
Amended Balance as of: 9/30/2016						
4260 - Conference & Training						
	05/20/2016	2016-00002737	Personnel Employment Recruitment advertising	\$0.00	\$2,500.00	\$2,500.00
				\$0.00	\$2,500.00	\$0.00
				\$4,553.00	\$2,500.00	\$0.00
Amended Balance as of: 9/30/2016						
Department: 441 Human Resources Totals:						
Department: 460 Finance						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$3,178.00	\$0.00	\$40,354.00
				\$3,178.00	\$0.00	\$43,532.00
						\$43,532.00
Amended Balance as of: 9/30/2016						
4064 - Unemploy'm't Compensation						
	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$851.00	\$0.00	\$37.00
				\$851.00	\$0.00	\$888.00
						\$888.00
Amended Balance as of: 9/30/2016						
Department: 460 Finance Totals:						
Department: 466 Animal Control						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$2,313.00	\$0.00	\$26,449.00
				\$2,313.00	\$0.00	\$28,762.00
						\$28,762.00
Amended Balance as of: 9/30/2016						

City of Orange, TX
Budget Amendments Report
 From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 466 Animal Control						
4064 - Unemploy'm't Compensation	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$315.00	\$0.00	\$315.00
				\$342.00		\$342.00
Department: 466 Animal Control Totals:				\$2,628.00	\$0.00	\$2,628.00
Department: 500 Library						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$9,706.00	\$0.00	\$9,706.00
				\$68,650.00		\$68,650.00
4064 - Unemploy'm't Compensation	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$955.00	\$0.00	\$955.00
				\$1,010.00		\$1,010.00
4105 - Tools	07/19/2016	2016-00003444	To provide for Extra postage and replacement of Office tools	\$300.00	\$0.00	\$300.00
	07/27/2016	2016-00003529	Library	\$300.00	\$0.00	\$600.00
	08/08/2016	2016-00003678	To reverse duplicate LIT for Library	\$0.00	\$300.00	\$300.00
				\$600.00	\$300.00	\$300.00
4117 - Postage	07/19/2016	2016-00003444	To provide for Extra postage and replacement of Office tools	\$500.00	\$0.00	\$500.00
	07/27/2016	2016-00003529	Library	\$500.00	\$0.00	\$1,000.00
	08/08/2016	2016-00003678	To reverse duplicate LIT for Library	\$0.00	\$500.00	\$500.00
				\$1,000.00	\$500.00	\$500.00
4119 - Computer Software Exp.	07/19/2016	2016-00003444	To provide for Extra postage and replacement of Office tools	\$0.00	\$200.00	\$0.00
	07/27/2016	2016-00003529	Library	\$0.00	\$200.00	\$0.00
				\$0.00	\$200.00	(\$200.00)

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 500 Library						
4119 - Computer Software Exp.	08/08/2016	2016-00003678	To reverse duplicate LIT for Library	\$200.00	\$0.00	\$200.00
				\$200.00	\$400.00	\$0.00
Amended Balance as of: 9/30/2016						\$200.00
4207 - Machinery Maintenance						
07/19/2016	2016-00003444	To provide for Extra postage and replacement of Office tools	\$0.00	\$300.00	\$0.00	\$11,300.00
07/27/2016	2016-00003529	Library	\$0.00	\$300.00	\$0.00	\$11,000.00
08/08/2016	2016-00003678	To reverse duplicate LIT for Library	\$300.00	\$0.00	\$0.00	\$10,700.00
			\$300.00	\$600.00	\$0.00	\$11,000.00
Amended Balance as of: 9/30/2016						\$11,300.00
4221 - Rentals						
07/19/2016	2016-00003444	To provide for Extra postage and replacement of Office tools	\$0.00	\$300.00	\$0.00	\$10,200.00
07/27/2016	2016-00003529	Library	\$0.00	\$300.00	\$0.00	\$9,900.00
08/08/2016	2016-00003678	To reverse duplicate LIT for Library	\$300.00	\$0.00	\$0.00	\$9,600.00
			\$300.00	\$600.00	\$0.00	\$9,900.00
Amended Balance as of: 9/30/2016						\$9,900.00
Department: 500 Library Totals:				\$13,061.00	\$2,400.00	\$9,900.00
Department: 501 Natatorium						
4020 - Salaries-Temporary Help						
08/08/2016	2016-00003670	Natatorium	\$0.00	\$1,500.00	\$0.00	\$54,004.00
			\$0.00	\$1,500.00	\$0.00	\$52,504.00
Amended Balance as of: 9/30/2016						\$52,504.00
4040 - Overtime						
08/08/2016	2016-00003670	Natatorium	\$1,000.00	\$0.00	\$0.00	\$3,011.00
			\$1,000.00	\$0.00	\$0.00	\$4,011.00
Amended Balance as of: 9/30/2016						\$4,011.00
4064 - Unemploy'm't Compensation						
08/08/2016	2016-00003670	Natatorium	\$500.00	\$0.00	\$0.00	\$13.00
			\$500.00	\$0.00	\$0.00	\$513.00
Amended Balance as of: 9/30/2016						\$513.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 501 Natatorium						
4107 - Chemical Supplies						
	06/28/2016	2016-00003196	Natatorium			Amended Balance as of: 9/30/2016
				\$3,000.00	\$0.00	\$3,000.00
				\$3,000.00	\$0.00	\$6,000.00
						\$6,000.00
4125 - Equipment						
	05/18/2016	2016-00002699	Natatorium - Life Guard Certifications			Amended Balance as of: 9/30/2016
				\$0.00	\$2,500.00	\$3,200.00
				\$0.00	\$2,500.00	\$700.00
						\$700.00
4201 - Building Services Exp.						
	06/28/2016	2016-00003196	Natatorium			Amended Balance as of: 9/30/2016
				\$0.00	\$3,000.00	\$5,000.00
				\$0.00	\$3,000.00	\$2,000.00
						\$2,000.00
4260 - Conference & Training						
	05/18/2016	2016-00002699	Natatorium - Life Guard Certifications			Amended Balance as of: 9/30/2016
				\$2,500.00	\$0.00	\$0.00
				\$2,500.00	\$0.00	\$2,500.00
				\$7,000.00	\$7,000.00	\$2,500.00
Department: 501 Natatorium Totals:						
Department: 520 Police						
4040 - Overtime						
	08/08/2016	2016-00003671	Additional overtime costs			Amended Balance as of: 9/30/2016
				\$35,000.00	\$0.00	\$250,847.00
				\$35,000.00	\$0.00	\$285,847.00
						\$285,847.00
4061 - Group Insurance						
	05/12/2016	2016-00002638	Group Insurance Increase in FY2016			Amended Balance as of: 9/30/2016
				\$72,191.00	\$0.00	\$667,826.00
				\$72,191.00	\$0.00	\$740,017.00
						\$740,017.00
4064 - Unemployment Compensation						
	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate			Amended Balance as of: 9/30/2016
				\$9,380.00	\$0.00	\$531.00
				\$9,380.00	\$0.00	\$9,911.00
						\$9,911.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 520 Police						
4222 - Special Services	07/27/2016	2016-00003529	Police	\$10,000.00	\$0.00	\$20,000.00
				\$10,000.00	\$0.00	\$30,000.00
						\$30,000.00
Amended Balance as of: 9/30/2016						\$20,000.00
4226 - Support Of Prisoners	07/27/2016	2016-00003529	Police	\$0.00	\$10,000.00	\$85,000.00
				\$0.00	\$10,000.00	\$75,000.00
						\$75,000.00
Amended Balance as of: 9/30/2016						\$85,000.00
4323 - Vehicles	05/12/2016	2016-00002636	Replacement of Police Patrol Unit	\$46,682.00	\$0.00	\$150,808.00
	05/12/2016	2016-00002637	To Amend budget for auction proceeds	\$18,223.00	\$0.00	\$169,031.00
				\$64,905.00	\$0.00	\$169,031.00
				\$191,476.00	\$10,000.00	\$104,126.00
Amended Balance as of: 9/30/2016						\$104,126.00
Department: 520 Police Totals:						\$150,808.00
Department: 540 Fire						\$169,031.00
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$0.00	\$1,729.00	\$462,292.00
				\$0.00	\$1,729.00	\$462,292.00
Amended Balance as of: 9/30/2016						\$462,292.00
4064 - Unemploynt Compensation	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$6,635.00	\$0.00	\$351.00
				\$6,635.00	\$0.00	\$6,986.00
Amended Balance as of: 9/30/2016						\$351.00
4125 - Equipment	08/10/2016	2016-00003730	Fire Department	\$0.00	\$5,650.00	\$40,000.00
				\$0.00	\$5,650.00	\$34,350.00
						\$34,350.00
Amended Balance as of: 9/30/2016						\$40,000.00
4309 - Building Maint.- Capital	06/01/2016	2016-00002871	Building Addition to Fire Station #2	\$32,600.00	\$0.00	\$57,500.00
				\$32,600.00	\$0.00	\$90,100.00
						\$90,100.00
Amended Balance as of: 9/30/2016						\$57,500.00
						\$90,100.00
						\$90,100.00

City of Orange, TX
Budget Amendments Report
 From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 540 Fire						
4321 - Machinery						
	08/10/2016	2016-00003730	Fire Department			
Department: 540 Fire Totals:						Amended Balance as of: 9/30/2016
Department: 550 Engineering						\$5,650.00
4061 - Group Insurance					\$7,379.00	\$5,650.00
						\$5,650.00
Department: 550 Engineering Totals:						Amended Balance as of: 9/30/2016
Department: 552 Planning						\$1,409.00
4061 - Group Insurance						\$0.00
						\$1,409.00
Department: 552 Planning Totals:						Amended Balance as of: 9/30/2016
Department: 552 Planning						\$158.00
4061 - Group Insurance						\$0.00
						\$158.00
Department: 552 Planning Totals:						Amended Balance as of: 9/30/2016
Department: 552 Planning						\$313.00
4061 - Group Insurance						\$0.00
						\$313.00
Department: 552 Planning Totals:						Amended Balance as of: 9/30/2016
Department: 560 Code Enforcement						\$9.00
4061 - Group Insurance						\$0.00
						\$9.00
Department: 560 Code Enforcement Totals:						Amended Balance as of: 9/30/2016
Department: 560 Code Enforcement						\$162.00
4061 - Group Insurance						\$0.00
						\$162.00
Department: 560 Code Enforcement Totals:						Amended Balance as of: 9/30/2016
Department: 560 Code Enforcement						\$2,247.00
4061 - Group Insurance						\$0.00
						\$2,247.00
Department: 560 Code Enforcement Totals:						Amended Balance as of: 9/30/2016
Department: 560 Code Enforcement						\$25,521.00
4061 - Group Insurance						\$27,768.00
						\$27,768.00
Department: 560 Code Enforcement Totals:						Amended Balance as of: 9/30/2016
Department: 560 Code Enforcement						\$27,768.00
4061 - Group Insurance						\$27,768.00
						\$27,768.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	Fund	Department	GL Date	Journal	Description	Increases	Decreases	Amended Balance
4064 - Unemploym't Compensation	001	560 Code Enforcement	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$635.00	\$0.00	\$33.00
						\$635.00	\$0.00	\$668.00
								\$668.00
4251 - Consultant Expense	001	560 Code Enforcement	06/01/2016	2016-00002872	Code Enforcement Software Upgrade and Training	\$29,280.00	\$0.00	\$0.00
						\$29,280.00	\$0.00	\$29,280.00
								\$29,280.00
4328 - Other Capital Outlay	001	560 Code Enforcement	06/01/2016	2016-00002872	Code Enforcement Software Upgrade and Training	\$20,800.00	\$0.00	\$0.00
						\$20,800.00	\$0.00	\$20,800.00
						\$52,962.00	\$0.00	\$20,800.00
								\$0.00
Department: 560 Code Enforcement Totals:								
4061 - Group Insurance	001	561 Building Services	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$2,899.00	\$0.00	\$41,169.00
						\$2,899.00	\$0.00	\$44,068.00
								\$44,068.00
4064 - Unemploym't Compensation	001	560 Code Enforcement	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$711.00	\$0.00	\$54.00
						\$711.00	\$0.00	\$765.00
								\$765.00
4108 - Educational Supplies	001	560 Code Enforcement	07/27/2016	2016-00003529	Building Service	\$0.00	\$900.00	\$900.00
						\$0.00	\$900.00	\$0.00
								\$0.00
4117 - Postage	001	560 Code Enforcement	07/27/2016	2016-00003529	Building Service	\$0.00	\$200.00	\$200.00
						\$0.00	\$200.00	\$0.00
								\$0.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 561 Building Services						
4207 - Machinery Maintenance						
	07/27/2016	2016-00003529	Building Service	\$0.00	\$1,000.00	\$1,000.00
				\$0.00	\$1,000.00	\$0.00
Amended Balance as of: 9/30/2016						\$1,000.00
4208 - Instrument Maintenance						
	07/27/2016	2016-00003529	Building Service	\$0.00	\$300.00	\$300.00
				\$0.00	\$300.00	\$0.00
Amended Balance as of: 9/30/2016						\$300.00
4232 - Dues						
	07/27/2016	2016-00003529	Building Service	\$0.00	\$500.00	\$500.00
				\$0.00	\$500.00	\$0.00
Amended Balance as of: 9/30/2016						\$500.00
4245 - Landfill Fees						
	07/27/2016	2016-00003529	Building Service	\$0.00	\$300.00	\$300.00
				\$0.00	\$300.00	\$0.00
Amended Balance as of: 9/30/2016						\$300.00
4246 - Building Maint. Supplies						
	07/27/2016	2016-00003529	Building Service	\$4,154.00	\$0.00	\$89,154.00
				\$4,154.00	\$0.00	\$89,154.00
Amended Balance as of: 9/30/2016						\$89,154.00
4260 - Conference & Training						
	07/27/2016	2016-00003529	Building Service	\$0.00	\$954.00	\$3,500.00
				\$0.00	\$954.00	\$2,546.00
Amended Balance as of: 9/30/2016						\$2,546.00
Department: 561 Building Services Totals:						
Department: 563 Street & Drainage						
	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$7,764.00	\$4,154.00	\$139,438.00
4061 - Group Insurance				\$13,172.00	\$0.00	\$152,610.00
				\$13,172.00	\$0.00	\$152,610.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 563 Street & Drainage						
4064 - Unemploym't Compensation						
	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate			
				Amended Balance as of: 9/30/2016		\$140.00
				\$2,343.00	\$0.00	\$2,483.00
				\$2,343.00	\$0.00	\$2,483.00
4107 - Chemical Supplies						
	07/27/2016	2016-00003529	Street & Drainage			
				Amended Balance as of: 9/30/2016		\$400.00
				\$0.00	\$400.00	\$0.00
				\$0.00	\$400.00	\$0.00
4202 - Grounds Maintenance						
	06/09/2016	2016-00002954	Street Drainage Department			
				Amended Balance as of: 9/30/2016		\$10,000.00
				\$2,500.00	\$0.00	\$12,500.00
				\$2,500.00	\$0.00	\$12,500.00
4221 - Rentals						
	07/27/2016	2016-00003529	Street & Drainage			
				Amended Balance as of: 9/30/2016		\$9,284.00
				\$2,600.00	\$0.00	\$11,884.00
				\$2,600.00	\$0.00	\$11,884.00
4232 - Dues						
	07/27/2016	2016-00003529	Street & Drainage			
				Amended Balance as of: 9/30/2016		\$200.00
				\$0.00	\$200.00	\$0.00
				\$0.00	\$200.00	\$0.00
4245 - Landfill Fees						
	06/09/2016	2016-00002954	Street Drainage Department			
				Amended Balance as of: 9/30/2016		\$2,500.00
				\$0.00	\$2,500.00	\$0.00
				\$0.00	\$2,500.00	\$0.00
4260 - Conference & Training						
	07/27/2016	2016-00003529	Street & Drainage			
				Amended Balance as of: 9/30/2016		\$2,000.00
				\$0.00	\$2,000.00	\$0.00
				\$0.00	\$2,000.00	\$0.00
Department: 563 Street & Drainage Totals:				\$20,615.00	\$5,100.00	\$20,000.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 566 Public Works Administration						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016			
				Amended Balance as of: 9/30/2016		\$18,819.00
				\$1,314.00	\$0.00	\$20,133.00
				\$1,314.00	\$0.00	\$20,133.00
4064 - Unemploy'm't Compensation	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate			
				Amended Balance as of: 9/30/2016		\$19.00
				\$323.00	\$0.00	\$342.00
				\$323.00	\$0.00	\$342.00
				\$1,637.00	\$0.00	
Department: 566 Public Works Administration Totals:						
Department: 568 Fleet Maintenance						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016			
				Amended Balance as of: 9/30/2016		\$43,594.00
				\$5,218.00	\$0.00	\$48,812.00
				\$5,218.00	\$0.00	\$48,812.00
4064 - Unemploy'm't Compensation	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate			
				Amended Balance as of: 9/30/2016		\$42.00
				\$642.00	\$0.00	\$684.00
				\$642.00	\$0.00	\$684.00
4207 - Machinery Maintenance						
	06/22/2016	2016-00003116	New Vent Piping to Existing Waste Oil Tank			
				Amended Balance as of: 9/30/2016		\$2,000.00
				\$9,000.00	\$0.00	\$11,000.00
	07/27/2016	2016-00003529	Fleet Maintenance			
				\$0.00	\$1,150.00	\$9,850.00
				\$9,000.00	\$1,150.00	\$9,850.00
4209 - Vehicle Maintenance						
	06/08/2016	2016-00002939	Fleet Maintenance - vehicle maintenance			
				Amended Balance as of: 9/30/2016		\$115,000.00
				\$54,105.00	\$0.00	\$169,105.00
	07/27/2016	2016-00003529	Fleet Maintenance			
				\$50,000.00	\$0.00	\$219,105.00
				\$104,105.00	\$0.00	\$219,105.00
4234 - Automotive Supplies						
	07/27/2016	2016-00003529	Fleet Maintenance			
				Amended Balance as of: 9/30/2016		\$125,000.00
				\$3,650.00	\$0.00	\$128,650.00
				\$3,650.00	\$0.00	\$128,650.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 568 Fleet Maintenance						
4236 - Petroleum Purchases						
	06/08/2016	2016-00002939	Fleet Maintenance - vehicle maintenance	\$0.00	\$54,105.00	\$380,000.00
	06/22/2016	2016-00003116	New Vent Piping to Existing Waste Oil Tank	\$0.00	\$9,000.00	\$325,895.00
	07/27/2016	2016-00003529	Fleet Maintenance	\$0.00	\$50,000.00	\$316,895.00
				\$0.00	\$113,105.00	\$266,895.00
Amended Balance as of: 9/30/2016						\$266,895.00
4260 - Conference & Training						
	07/27/2016	2016-00003529	Fleet Maintenance	\$0.00	\$2,500.00	\$3,500.00
				\$0.00	\$2,500.00	\$1,000.00
				\$122,615.00	\$116,755.00	\$1,000.00
Amended Balance as of: 9/30/2016						\$3,500.00
Department: 568 Fleet Maintenance Totals:						
Department: 569 Parks Maintenance						
4061 - Group Insurance						
	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$8,280.00	\$0.00	\$101,515.00
				\$8,280.00	\$0.00	\$109,795.00
Amended Balance as of: 9/30/2016						\$109,795.00
4064 - Unemploym't Compensation						
	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate	\$1,457.00	\$0.00	\$87.00
				\$1,457.00	\$0.00	\$1,544.00
Amended Balance as of: 9/30/2016						\$1,544.00
4104 - Uniforms						
	07/27/2016	2016-00003529	Parks	\$250.00	\$0.00	\$3,600.00
				\$250.00	\$0.00	\$3,850.00
Amended Balance as of: 9/30/2016						\$3,850.00
4107 - Chemical Supplies						
	07/27/2016	2016-00003529	Parks	\$0.00	\$4,500.00	\$8,000.00
				\$0.00	\$4,500.00	\$3,500.00
Amended Balance as of: 9/30/2016						\$3,500.00
4108 - Educational Supplies						
	07/27/2016	2016-00003529	Parks	\$0.00	\$250.00	\$250.00
				\$0.00	\$250.00	\$0.00
Amended Balance as of: 9/30/2016						\$0.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 569 Parks Maintenance						
4117 - Postage	07/27/2016	2016-00003529	Parks	\$0.00	\$100.00	\$100.00
				\$0.00	\$100.00	\$0.00
Amended Balance as of: 9/30/2016						\$100.00
4202 - Grounds Maintenance						
07/27/2016	2016-00003529	Parks		\$6,200.00	\$0.00	\$31,000.00
				\$6,200.00	\$0.00	\$37,200.00
Amended Balance as of: 9/30/2016						\$37,200.00
4232 - Dues						
07/27/2016	2016-00003529	Parks		\$0.00	\$400.00	\$400.00
				\$0.00	\$400.00	\$0.00
Amended Balance as of: 9/30/2016						\$400.00
4260 - Conference & Training						
07/27/2016	2016-00003529	Parks		\$0.00	\$1,200.00	\$1,200.00
				\$0.00	\$1,200.00	\$0.00
Amended Balance as of: 9/30/2016						\$1,200.00
Department: 569 Parks Maintenance Totals:				\$16,187.00	\$6,450.00	\$0.00
Department: 670 Non Departmental						
4207 - Machinery Maintenance						
06/01/2016	2016-00002872	Code Enforcement Software Upgrade and Training		\$4,160.00	\$0.00	\$158,000.00
08/08/2016	2016-00003670	Non Departmental		\$0.00	\$70,000.00	\$162,160.00
				\$4,160.00	\$70,000.00	\$92,160.00
Amended Balance as of: 9/30/2016						\$92,160.00
4222 - Special Services						
05/12/2016	2016-00002636	Replacement of Police Patrol Unit		\$0.00	\$36,207.00	\$301,840.00
05/12/2016	2016-00002638	Group Insurance Increase in FY2016		\$0.00	\$127,466.00	\$265,633.00
06/01/2016	2016-00002871	Building Addition to Fire Station #2		\$0.00	\$32,600.00	\$138,167.00
06/01/2016	2016-00002872	Code Enforcement Software Upgrade and Training		\$0.00	\$54,240.00	\$105,567.00
08/08/2016	2016-00003672	Increase in Unemployment Contribution rate		\$0.00	\$25,640.00	\$51,327.00
				\$0.00	\$276,153.00	\$25,687.00
Amended Balance as of: 9/30/2016						\$25,687.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 001 General Fund						
Department: 670 Non Departmental						
4229 - Natural Gas Expense						
	08/08/2016	2016-00003670	Non Departmental	\$0.00	\$10,000.00	\$58,000.00
				\$0.00	\$10,000.00	\$48,000.00
						\$48,000.00
4231 - Communications Expense						
	08/08/2016	2016-00003670	Non Departmental	\$80,000.00	\$0.00	\$240,000.00
				\$80,000.00	\$0.00	\$320,000.00
						\$320,000.00
4252 - Chapter 380 Economic Development Program Reimbursements						
	08/08/2016	2016-00003671	Chapter 380 Program payments	\$247,306.00	\$0.00	\$0.00
				\$247,306.00	\$0.00	\$247,306.00
				\$331,466.00	\$356,153.00	
				\$2,413,131.00	\$524,667.00	
				\$2,413,131.00	\$524,667.00	
Department: 670 Non Departmental Totals:						\$0.00
Fund Totals: General Fund						\$247,306.00
Grand Totals:						\$247,306.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 020 Water and Sewer Enterprise						
Department: 641 Sewer Operations						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$148.00	\$0.00	\$123,552.00
				\$148.00	\$0.00	\$123,700.00
Amended Balance as of: 9/30/2016						

Department: 641 Sewer Operations Totals:						
Amended Balance as of: 9/30/2016						
4064 - Unemploy'm't Compensation	08/08/2016	2016-00003671	Increase in Unemployment Contribution rate	\$1,614.00	\$0.00	\$90.00
				\$1,614.00	\$0.00	\$1,704.00
				\$1,762.00	\$0.00	\$1,704.00
Department: 642 Water Operations						
Department: 642 Water Operations Totals:						
Amended Balance as of: 9/30/2016						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$6,729.00	\$0.00	\$83,721.00
				\$6,729.00	\$0.00	\$90,450.00
				\$6,729.00	\$0.00	\$90,450.00
Department: 642 Water Operations Totals:						
Amended Balance as of: 9/30/2016						
4064 - Unemploy'm't Compensation	08/08/2016	2016-00003671	Increase in Unemployment Contribution rate	\$1,405.00	\$0.00	\$81.00
				\$1,405.00	\$0.00	\$1,486.00
				\$8,134.00	\$0.00	\$1,486.00
Department: 652 Sewer Disposal						
Department: 652 Sewer Disposal Totals:						
Amended Balance as of: 9/30/2016						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$6,430.00	\$0.00	\$70,663.00
				\$6,430.00	\$0.00	\$77,093.00
				\$6,430.00	\$0.00	\$77,093.00
Department: 652 Sewer Disposal Totals:						
Amended Balance as of: 9/30/2016						
4064 - Unemploy'm't Compensation	08/08/2016	2016-00003671	Increase in Unemployment Contribution rate	\$1,405.00	\$0.00	\$81.00
				\$1,405.00	\$0.00	\$1,486.00
				\$1,405.00	\$0.00	\$1,486.00
Department: 652 Sewer Disposal Totals:						
Amended Balance as of: 9/30/2016						
4104 - Uniforms	07/15/2016	2016-00003400	Sewer Treatment transfer for maintenance cost	\$0.00	\$500.00	\$2,700.00
				\$0.00	\$500.00	\$2,200.00
				\$0.00	\$500.00	\$2,200.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 020 Water and Sewer Enterprise						
Department: 652 Sewer Disposal						
4108 - Educational Supplies						
	07/15/2016	2016-00003400	Sewer Treatment transfer for maintenance cost			\$250.00
				\$0.00	\$250.00	\$0.00
				\$0.00	\$250.00	\$0.00
4119 - Computer Software Exp.						
	07/15/2016	2016-00003400	Sewer Treatment transfer for maintenance cost			\$500.00
				\$0.00	\$500.00	\$0.00
				\$0.00	\$500.00	\$0.00
4201 - Building Services Exp.						
	06/20/2016	2016-00003062	Water/Sewer Maintenance			\$2,000.00
				\$0.00	\$2,000.00	\$0.00
				\$0.00	\$2,000.00	\$0.00
4207 - Machinery Maintenance						
	06/20/2016	2016-00003062	Water/Sewer Maintenance			\$265,000.00
	07/15/2016	2016-00003400	Sewer Treatment transfer for maintenance cost			\$270,150.00
				\$15,000.00	\$0.00	\$265,000.00
				\$5,150.00	\$0.00	\$270,150.00
				\$20,150.00	\$0.00	\$270,150.00
4208 - Instrument Maintenance						
	07/15/2016	2016-00003400	Sewer Treatment transfer for maintenance cost			\$1,100.00
				\$0.00	\$3,900.00	\$1,100.00
				\$0.00	\$3,900.00	\$1,100.00
4217 - Permits						
	06/20/2016	2016-00003062	Water/Sewer Maintenance			\$65,000.00
				\$0.00	\$2,000.00	\$63,000.00
				\$0.00	\$2,000.00	\$63,000.00
4221 - Rentals						
	06/20/2016	2016-00003062	Water/Sewer Maintenance			\$18,000.00
				\$0.00	\$1,000.00	\$18,000.00
				\$0.00	\$1,000.00	\$18,000.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 020 Water and Sewer Enterprise						
Department: 652 Sewer Disposal						
4251 - Consultant Expense	06/20/2016	2016-00003062	Water/Sewer Maintenance	\$0.00	\$10,000.00	\$10,000.00
				\$0.00	\$10,000.00	\$0.00
Department: 652 Sewer Disposal Totals:				\$27,985.00	\$20,150.00	\$0.00
Department: 655 Water Production						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$0.00	\$1,662.00	\$46,651.00
				\$0.00	\$1,662.00	\$44,989.00
Department: 655 Water Production Totals:				\$0.00	\$1,662.00	\$44,989.00
Department: 660 Customer Service						
4061 - Group Insurance	08/08/2016	2016-00003671	Increase in Unemployment Contribution rate	\$630.00	\$0.00	\$45.00
				\$630.00	\$0.00	\$675.00
Department: 660 Customer Service Totals:				\$630.00	\$1,662.00	\$675.00
Department: 665 Meter Readers						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$8,107.00	\$0.00	\$51,245.00
				\$8,107.00	\$0.00	\$59,352.00
Department: 665 Meter Readers Totals:				\$8,107.00	\$0.00	\$59,352.00
Department: 660 Customer Service						
4064 - Unemploy'm't Compensation	08/08/2016	2016-00003671	Increase in Unemployment Contribution rate	\$909.00	\$0.00	\$46.00
				\$909.00	\$0.00	\$955.00
Department: 660 Customer Service Totals:				\$909.00	\$0.00	\$955.00
Department: 665 Meter Readers						
4061 - Group Insurance	05/12/2016	2016-00002638	Group Insurance Increase in FY2016	\$2,825.00	\$0.00	\$30,278.00
				\$2,825.00	\$0.00	\$33,103.00
Department: 665 Meter Readers Totals:				\$2,825.00	\$0.00	\$33,103.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 020 Water and Sewer Enterprise						
Department: 665 Meter Readers						
4064 - Unemploy'mt Compensation	08/08/2016	2016-00003671	Increase in Unemployment Contribution rate			
				Amended Balance as of: 9/30/2016		\$36.00
				\$682.00	\$0.00	\$718.00
				\$682.00	\$0.00	\$718.00
				\$3,507.00	\$0.00	\$718.00
Department: 665 Meter Readers Totals:						
Department: 670 Non Departmental						
4222 - Special Services	05/12/2016	2016-00002638	Group Insurance Increase in FY2016			
				Amended Balance as of: 9/30/2016		\$20,306.00
				\$0.00	\$20,306.00	\$0.00
				\$0.00	\$20,306.00	\$0.00
				\$0.00	\$20,306.00	\$0.00
Department: 670 Non Departmental Totals:						
Department: 720 Inter Fund Transfers						
4802 - Administration Charges	05/12/2016	2016-00002638	Group Insurance Increase in FY2016			
				Amended Balance as of: 9/30/2016		\$1,836,000.00
				\$0.00	\$2,271.00	\$1,833,729.00
				\$0.00	\$2,271.00	\$1,833,729.00
				\$0.00	\$2,271.00	\$1,833,729.00
				\$51,034.00	\$44,389.00	
				\$51,034.00	\$44,389.00	
Fund Totals: Water and Sewer Enterprise						
Grand Totals:						

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 040 Orange Development Fund						
Department: 620 Tourism & Cultural Affairs						
4222 - Special Services	05/26/2016	2016-00002782	HM Occupancy Tax Amendment			
				Amended Balance as of: 9/30/2016		\$218,000.00
				\$56,000.00	\$0.00	\$274,000.00
				\$56,000.00	\$0.00	\$274,000.00
4328 - Other Capital Outlay						
	08/08/2016	2016-00003671	Purchase of First Financial Bank Building			
				Amended Balance as of: 9/30/2016		\$0.00
				\$350,000.00	\$0.00	\$350,000.00
				\$350,000.00	\$0.00	\$350,000.00
				\$406,000.00	\$0.00	
Department: 620 Tourism & Cultural Affairs Totals:						
Department: 625 Convention and Visitors Bureau						
4064 - Unemploym't Compensation	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate			
				Amended Balance as of: 9/30/2016		\$27.00
				\$320.00	\$0.00	\$347.00
				\$320.00	\$0.00	\$347.00
4101 - Office Supplies						
	07/27/2016	2016-00003527	CVB - Office Supplies			
				Amended Balance as of: 9/30/2016		\$1,500.00
				\$1,000.00	\$0.00	\$2,500.00
				\$1,000.00	\$0.00	\$2,500.00
4222 - Special Services						
	07/27/2016	2016-00003527	CVB - Office Supplies			
				Amended Balance as of: 9/30/2016		\$125,504.00
				\$0.00	\$1,000.00	\$124,504.00
	08/08/2016	2016-00003672	Increase in Unemployment Contribution rate			
				\$0.00	\$320.00	\$124,184.00
				\$0.00	\$1,320.00	\$124,184.00
4224 - Advertising						
	05/26/2016	2016-00002782	HM Occupancy Tax Amendment			
				Amended Balance as of: 9/30/2016		\$144,500.00
				\$0.00	\$12,000.00	\$132,500.00
				\$0.00	\$12,000.00	\$132,500.00
				\$1,320.00	\$13,320.00	
Department: 625 Convention and Visitors Bureau Totals:						
Fund Totals: Orange Development Fund						
				\$407,320.00	\$13,320.00	
Grand Totals:						
				\$407,320.00	\$13,320.00	

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 042 CDBG Fund						
Department: 661 CDBG Administration						
4010 - Salaries & Wages	08/08/2016	2016-00003672	To reallocate grant funds			
				Amended Balance as of: 9/30/2016		\$42,876.00
				\$4,358.00	\$0.00	\$47,234.00
				\$4,358.00	\$0.00	\$47,234.00
4060 - Retirement Contributions	08/08/2016	2016-00003672	To reallocate grant funds			
				Amended Balance as of: 9/30/2016		\$8,061.00
				\$791.00	\$0.00	\$8,852.00
				\$791.00	\$0.00	\$8,852.00
4061 - Group Insurance	08/08/2016	2016-00003672	To reallocate grant funds			
				Amended Balance as of: 9/30/2016		\$5,447.00
				\$1,745.00	\$0.00	\$7,192.00
				\$1,745.00	\$0.00	\$7,192.00
4062 - Social Security Contr.	08/08/2016	2016-00003672	To reallocate grant funds			
				Amended Balance as of: 9/30/2016		\$3,388.00
				\$225.00	\$0.00	\$3,613.00
				\$225.00	\$0.00	\$3,613.00
4063 - Workers' Compensation	08/08/2016	2016-00003672	To reallocate grant funds			
				Amended Balance as of: 9/30/2016		\$99.00
				\$27.00	\$0.00	\$126.00
				\$27.00	\$0.00	\$126.00
4064 - Unemploy'mt Compensation	08/08/2016	2016-00003672	To reallocate grant funds			
				Amended Balance as of: 9/30/2016		\$8.00
				\$163.00	\$0.00	\$171.00
				\$163.00	\$0.00	\$171.00
4101 - Office Supplies	07/27/2016	2016-00003528	Community Development - year end costs			
				Amended Balance as of: 9/30/2016		\$1,635.00
				\$0.00	\$364.00	\$1,271.00
				\$0.00	\$364.00	\$1,271.00
4125 - Equipment	05/26/2016	2016-00002783	Code Enforcement iPad costs			
	06/14/2016	2016-00002999	Community Development - WiFi for Neighborhood Meeting Room			
				Amended Balance as of: 9/30/2016		\$0.00
				\$1,300.00	\$0.00	\$1,300.00
				\$150.00	\$0.00	\$1,450.00
				\$1,450.00	\$0.00	\$1,450.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 042 CDBG Fund						
Department: 661 CDBG Administration						
4207 - Machinery Maintenance						
	07/01/2016	2016-00003248	CDBG - Machinery Maintenance			\$160.00
	07/27/2016	2016-00003528	Community Development - year end costs	\$1,000.00	\$0.00	\$1,160.00
				\$0.00	\$93.00	\$1,067.00
				\$1,000.00	\$93.00	\$1,067.00
Amended Balance as of: 9/30/2016						
4222 - Special Services						
	06/24/2016	2016-00003149	Dues for NCDA			\$368.00
				\$0.00	\$368.00	\$0.00
				\$0.00	\$368.00	\$0.00
Amended Balance as of: 9/30/2016						
4224 - Advertising						
	07/27/2016	2016-00003528	Community Development - year end costs			\$1,500.00
				\$0.00	\$310.00	\$1,190.00
				\$0.00	\$310.00	\$1,190.00
Amended Balance as of: 9/30/2016						
4231 - Communications Expense						
	07/27/2016	2016-00003528	Community Development - year end costs			\$1,365.00
				\$767.00	\$0.00	\$2,132.00
				\$767.00	\$0.00	\$2,132.00
Amended Balance as of: 9/30/2016						
4232 - Dues						
	06/06/2016	2016-00002938	Community Development - Annual Dues			\$550.00
	06/24/2016	2016-00003149	Dues for NCDA	\$50.00	\$0.00	\$600.00
				\$550.00	\$0.00	\$1,150.00
				\$600.00	\$0.00	\$1,150.00
Amended Balance as of: 9/30/2016						
4260 - Conference & Training						
	04/07/2016	2016-00002209	CDBG			\$5,759.00
	05/26/2016	2016-00002783	Code Enforcement iPad costs	\$1,500.00	\$0.00	\$7,259.00
	06/06/2016	2016-00002938	Community Development - Annual Dues	\$0.00	\$1,300.00	\$5,959.00
	06/14/2016	2016-00002999	Community Development - WiFi for Neighborhood Meeting Room	\$0.00	\$50.00	\$5,909.00
	06/24/2016	2016-00003149	Dues for NCDA	\$0.00	\$150.00	\$5,759.00
				\$0.00	\$182.00	\$5,577.00
				\$1,500.00	\$1,682.00	\$5,577.00
Department: 661 CDBG Administration Totals:				\$12,626.00	\$2,817.00	\$5,577.00

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 042 CDBG Fund						
Department: 662 CDBG Operations						
4010 - Salaries & Wages	08/08/2016	2016-00003672	To reallocate grant funds			
				\$4,008.00	\$0.00	\$51,763.00
				\$4,008.00	\$0.00	\$55,771.00
						\$55,771.00
4040 - Overtime	08/08/2016	2016-00003672	To reallocate grant funds			
				\$0.00	\$1,030.00	\$1,030.00
				\$0.00	\$1,030.00	\$0.00
						\$0.00
4060 - Retirement Contributions	08/08/2016	2016-00003672	To reallocate grant funds			
				\$516.00	\$0.00	\$9,694.00
				\$516.00	\$0.00	\$10,210.00
						\$10,210.00
4061 - Group Insurance	08/08/2016	2016-00003672	To reallocate grant funds			
				\$910.00	\$0.00	\$8,850.00
				\$910.00	\$0.00	\$9,760.00
						\$9,760.00
4062 - Social Security Contr.	08/08/2016	2016-00003672	To reallocate grant funds			
				\$122.00	\$0.00	\$4,075.00
				\$122.00	\$0.00	\$4,197.00
						\$4,197.00
4063 - Workers' Compensation	08/08/2016	2016-00003672	To reallocate grant funds			
				\$492.00	\$0.00	\$1,518.00
				\$492.00	\$0.00	\$2,010.00
						\$2,010.00
4064 - Unemploy'm't Compensation	08/08/2016	2016-00003672	To reallocate grant funds			
				\$161.00	\$0.00	\$10.00
				\$161.00	\$0.00	\$171.00
						\$171.00
4222 - Special Services	08/08/2016	2016-00003672	To reallocate grant funds			
				\$0.00	\$12,488.00	\$232,675.00
				\$0.00	\$12,488.00	\$220,187.00
				\$0.00	\$12,488.00	\$220,187.00
				\$6,209.00	\$13,518.00	
Department: 662 CDBG Operations Totals:						

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund Totals: CDBG Fund				\$18,835.00	\$16,335.00	
Grand Totals:				\$18,835.00	\$16,335.00	

Budget Amendments Report

From Date: 4/1/2016 - To Date: 9/30/2016

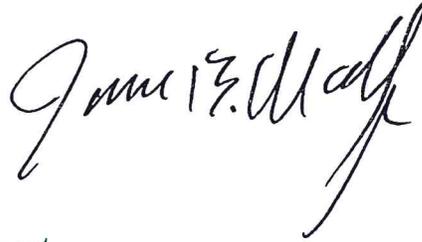
Account	G/L Date	Journal	Description	Increases	Decreases	Amended Balance
Fund: 059 Emergency Management Grant Fund						
Department: 000 Revenue						
3230 - Emergency Management Grant Proceeds	08/10/2016	2016-00003731	Emergency Management Grant			
				Amended Balance as of: 9/30/2016		\$28,078.00
				\$5,382.00	\$0.00	\$33,460.00
				\$5,382.00	\$0.00	\$33,460.00
				\$5,382.00	\$0.00	\$33,460.00
Department: 000 Revenue Totals:						
Department: 697 Emergency Management Grant						
4010 - Salaries & Wages	08/10/2016	2016-00003731	Emergency Management Grant			
				Amended Balance as of: 9/30/2016		\$19,808.00
				\$3,127.00	\$0.00	\$22,935.00
				\$3,127.00	\$0.00	\$22,935.00
4060 - Retirement Contributions						
	08/10/2016	2016-00003731	Emergency Management Grant			
				Amended Balance as of: 9/30/2016		\$3,607.00
				\$431.00	\$0.00	\$4,038.00
				\$431.00	\$0.00	\$4,038.00
4061 - Group Insurance						
	08/10/2016	2016-00003731	Emergency Management Grant			
				Amended Balance as of: 9/30/2016		\$2,788.00
				\$1,606.00	\$0.00	\$4,394.00
				\$1,606.00	\$0.00	\$4,394.00
4062 - Social Security Contr.						
	08/10/2016	2016-00003731	Emergency Management Grant			
				Amended Balance as of: 9/30/2016		\$1,517.00
				\$173.00	\$0.00	\$1,690.00
				\$173.00	\$0.00	\$1,690.00
4063 - Workers' Compensation						
	08/10/2016	2016-00003731	Emergency Management Grant			
				Amended Balance as of: 9/30/2016		\$349.00
				\$0.00	\$10.00	\$339.00
				\$0.00	\$10.00	\$339.00
4064 - Unemploym't Compensation						
	08/10/2016	2016-00003731	Emergency Management Grant			
				Amended Balance as of: 9/30/2016		\$9.00
				\$55.00	\$0.00	\$64.00
				\$55.00	\$0.00	\$64.00
Department: 697 Emergency Management Grant Totals:						
Fund Totals: Emergency Management Grant Fund						
				\$10,774.00	\$10.00	\$10,764.00
Grand Totals:				\$10,774.00	\$10.00	\$10,764.00

DEPARTMENT OF PUBLIC WORKS

MEMORANDUM

August 10, 2016

To: Dr. Shawn Oubre, City Manager
From: Jim Wolf, Public Works Director
Re: Professional Engineering Services
Schaumburg & Polk, Inc.
New Water Well and Tank Improvements
Construction Phase

A handwritten signature in black ink, appearing to read "Jim Wolf", is written over the "From:" line of the memorandum.

Please find attached the proposal for Bidding and Construction Phase Services on the referenced project. We recommend acceptance of this proposal from Schaumburg & Polk, Inc. in the amount of \$ 71,100.00 as part of our \$10,000,000 Bond Program.

If you agree please place on the next Council's agenda.

July 7, 2016

Mr. James B. Wolf, P.E., R.P.L.S.
Director of Public Works
City of Orange
P.O. Box 520
Orange, Texas 77631

Re: City of Orange
New Water Well and Tank Improvements Construction Phase Services
Agreements

Dear Mr. Wolf:

Please find attached partially executed agreements for the Proposed Groundwater Well and Elevated Tank Improvements for Bidding and Construction Phase Services.

Please review, and if you are in agreement execute on behalf of the City and return one (1) signed copy of the agreement for our files.

Sincerely,
Schaumburg & Polk, Inc.



Mark Mann, P.E.
Vice President

Attachments

SHORT FORM OF AGREEMENT
BETWEEN OWNER AND ENGINEER
FOR
PROFESSIONAL SERVICES

THIS IS AN AGREEMENT effective as of _____ (“Effective Date”)
between _____ City of Orange Texas _____ (“Owner”) and
_____ Schaumburg & Polk, Inc. _____ (“Engineer”).

Owner's Project, of which Engineer's services under this Agreement are a part, is generally identified as follows:

Water System Improvements – Bid/Construction Phase (“Project”).

Engineer’s Services under this Agreement are generally identified as follows:

Provide Bid Phase and Construction Phase Services for Proposed Richards Drive Water

Plant Improvements and Proposed Richards Drive Elevated Water Storage Tank Projects

(Refer to attached Exhibit A for Detail Scope of Services)

Owner and Engineer further agree as follows:

1.01 *Basic Agreement and Period of Service*

- A. Engineer shall provide, or cause to be provided, the services set forth in this Agreement. If authorized by Owner, or if required because of changes in the Project, Engineer shall furnish services in addition to those set forth above. Owner shall pay Engineer for its services as set forth in Paragraphs 7.01 and 7.02.
- B. Engineer shall complete its services within a reasonable time, or within the following specific time period: Begin work upon notice to proceed.
- C. If the Project includes construction-related professional services, then Engineer's time for completion of services is conditioned on the time for Owner and its contractors to complete construction not exceeding 360 calendar days. If the actual time to complete construction exceeds the number of months indicated, then Engineer's period of service and its total compensation shall be appropriately adjusted.

2.01 *Payment Procedures*

- A. *Invoices:* Engineer shall prepare invoices in accordance with its standard invoicing practices and submit the invoices to Owner on a monthly basis. Invoices are due and payable within 30 days of receipt. If Owner fails to make any payment due Engineer for services and expenses within 30 days

after receipt of Engineer's invoice, then the amounts due Engineer will be increased at the rate of 1.0% per month (or the maximum rate of interest permitted by law, if less) from said thirtieth day. In addition, Engineer may, after giving seven days written notice to Owner, suspend services under this Agreement until Engineer has been paid in full all amounts due for services, expenses, and other related charges. Owner waives any and all claims against Engineer for any such suspension. Payments will be credited first to interest and then to principal.

3.01 *Termination*

A. The obligation to continue performance under this Agreement may be terminated:

1. For cause,

a. By either party upon 30 days written notice in the event of substantial failure by the other party to perform in accordance with the Agreement's terms through no fault of the terminating party. Failure to pay Engineer for its services is a substantial failure to perform and a basis for termination.

b. By Engineer:

1) upon seven days written notice if Owner demands that Engineer furnish or perform services contrary to Engineer's responsibilities as a licensed professional; or

2) upon seven days written notice if the Engineer's services for the Project are delayed for more than 90 days for reasons beyond Engineer's control.

Engineer shall have no liability to Owner on account of a termination by Engineer under Paragraph 3.01.A.1.b.

c. Notwithstanding the foregoing, this Agreement will not terminate as a result of a substantial failure under Paragraph 3.01.A.1.a if the party receiving such notice begins, within seven days of receipt of such notice, to correct its substantial failure to perform and proceeds diligently to cure such failure within no more than 30 days of receipt of notice; provided, however, that if and to the extent such substantial failure cannot be reasonably cured within such 30 day period, and if such party has diligently attempted to cure the same and thereafter continues diligently to cure the same, then the cure period provided for herein shall extend up to, but in no case more than, 60 days after the date of receipt of the notice.

2. For convenience, by Owner effective upon Engineer's receipt of written notice from Owner.

B. The terminating party under Paragraph 3.01.A may set the effective date of termination at a time up to 30 days later than otherwise provided to allow Engineer to complete tasks whose value would otherwise be lost, to prepare notes as to the status of completed and uncompleted tasks, and to assemble Project materials in orderly files.

- C. In the event of any termination under Paragraph 3.01, Engineer will be entitled to invoice Owner and to receive full payment for all services performed or furnished in accordance with this Agreement and all reimbursable expenses incurred through the effective date of termination.

4.01 *Successors, Assigns, and Beneficiaries*

- A. Owner and Engineer are hereby bound and the successors, executors, administrators, and legal representatives of Owner and Engineer (and to the extent permitted by Paragraph 4.01.B the assigns of Owner and Engineer) are hereby bound to the other party to this Agreement and to the successors, executors, administrators, and legal representatives (and said assigns) of such other party, in respect of all covenants, agreements, and obligations of this Agreement.
- B. Neither Owner nor Engineer may assign, sublet, or transfer any rights under or interest (including, but without limitation, moneys that are due or may become due) in this Agreement without the written consent of the other, except to the extent that any assignment, subletting, or transfer is mandated or restricted by law. Unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under this Agreement.
- C. Unless expressly provided otherwise, nothing in this Agreement shall be construed to create, impose, or give rise to any duty owed by Owner or Engineer to any contractor, subcontractor, supplier, other individual or entity, or to any surety for or employee of any of them. All duties and responsibilities undertaken pursuant to this Agreement will be for the sole and exclusive benefit of Owner and Engineer and not for the benefit of any other party.

5.01 *General Considerations*

- A. The standard of care for all professional engineering and related services performed or furnished by Engineer under this Agreement will be the care and skill ordinarily used by members of the subject profession practicing under similar circumstances at the same time and in the same locality. Engineer makes no warranties, express or implied, under this Agreement or otherwise, in connection with Engineer's services. Subject to the foregoing standard of care, Engineer and its consultants may use or rely upon design elements and information ordinarily or customarily furnished by others, including, but not limited to, specialty contractors, manufacturers, suppliers, and the publishers of technical standards.
- B. Engineer shall not at any time supervise, direct, control, or have authority over any contractor's work, nor shall Engineer have authority over or be responsible for the means, methods, techniques, sequences, or procedures of construction selected or used by any contractor, or the safety precautions and programs incident thereto, for security or safety at the Project site, nor for any failure of a contractor to comply with laws and regulations applicable to such contractor's furnishing and performing of its work.
- C. This Agreement is to be governed by the law of the state or jurisdiction in which the Project is located.
- D. Engineer neither guarantees the performance of any contractor nor assumes responsibility for any contractor's failure to furnish and perform its work in accordance with the contract between Owner

and such contractor. Engineer is not responsible for variations between actual construction bids or costs and Engineer's opinions or estimates regarding construction costs.

- E. Engineer shall not be responsible for the acts or omissions of any contractor, subcontractor, or supplier, or of any of their agents or employees or of any other persons (except Engineer's own employees) at the Project site or otherwise furnishing or performing any construction work; or for any decision made regarding the construction contract requirements, or any application, interpretation, or clarification of the construction contract other than those made by Engineer.
- F. The general conditions for any construction contract documents prepared hereunder are to be the "Standard General Conditions of the Construction Contract" as prepared by the Engineers Joint Contract Documents Committee (EJCDC C-700) unless the parties agree otherwise.
- G. All documents prepared or furnished by Engineer are instruments of service, and Engineer retains an ownership and property interest (including the copyright and the right of reuse) in such documents, whether or not the Project is completed. Owner shall have a limited license to use the documents on the Project, extensions of the Project, and for related uses of the Owner, subject to receipt by Engineer of full payment for all services relating to preparation of the documents and subject to the following limitations: (1) Owner acknowledges that such documents are not intended or represented to be suitable for use on the Project unless completed by Engineer, or for use or reuse by Owner or others on extensions of the Project, on any other project, or for any other use or purpose, without written verification or adaptation by Engineer; (2) any such use or reuse, or any modification of the documents, without written verification, completion, or adaptation by Engineer, as appropriate for the specific purpose intended, will be at Owner's sole risk and without liability or legal exposure to Engineer or to its officers, directors, members, partners, agents, employees, and consultants; (3) Owner shall indemnify and hold harmless Engineer and its officers, directors, members, partners, agents, employees, and consultants from all claims, damages, losses, and expenses, including attorneys' fees, arising out of or resulting from any use, reuse, or modification of the documents without written verification, completion, or adaptation by Engineer; and (4) such limited license to Owner shall not create any rights in third parties.
- H. To the fullest extent permitted by law, Owner and Engineer (1) waive against each other, and the other's employees, officers, directors, agents, insurers, partners, and consultants, any and all claims for or entitlement to special, incidental, indirect, or consequential damages arising out of, resulting from, or in any way related to the Project, and (2) agree that Engineer's total liability to Owner under this Agreement shall be limited to \$50,000 or the total amount of compensation received by Engineer, whichever is greater.
- I. The parties acknowledge that Engineer's scope of services does not include any services related to a Hazardous Environmental Condition (the presence of asbestos, PCBs, petroleum, hazardous substances or waste as defined by the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. §§9601 et seq., or radioactive materials). If Engineer or any other party encounters a Hazardous Environmental Condition, Engineer may, at its option and without liability for consequential or any other damages, suspend performance of services on the portion of the Project affected thereby until Owner: (1) retains appropriate specialist consultants or contractors to identify and, as appropriate, abate, remediate, or remove the Hazardous Environmental Condition; and (2) warrants that the Site is in full compliance with applicable Laws and Regulations.

- J. Owner and Engineer agree to negotiate each dispute between them in good faith during the 30 days after notice of dispute. If negotiations are unsuccessful in resolving the dispute, then the dispute shall be mediated. If mediation is unsuccessful, then the parties may exercise their rights at law.

6.01 *Total Agreement*

- A. This Agreement (including any expressly incorporated attachments), constitutes the entire agreement between Owner and Engineer and supersedes all prior written or oral understandings. This Agreement may only be amended, supplemented, modified, or canceled by a duly executed written instrument.

7.01 *Basis of Payment—Hourly Rates Plus Reimbursable Expenses*

- A. Using the procedures set forth in Paragraph 2.01, Owner shall pay Engineer as follows:
1. An amount equal to the cumulative hours charged to the Project by each class of Engineer's employees times standard hourly rates for each applicable billing class for all services performed on the Project, plus reimbursable expenses and Engineer's consultants' charges, if any.
 2. Engineer's Standard Hourly Rates are attached as Appendix 1.
 3. The total compensation for services and reimbursable expenses shall not exceed \$71,100.00.

- 7.02 *Additional Services:* For additional services of Engineer's employees engaged directly on the Project, Owner shall pay Engineer an amount equal to the cumulative hours charged to the Project by each class of Engineer's employees times standard hourly rates for each applicable billing class; plus reimbursable expenses and Engineer's consultants' charges, if any. Engineer's standard hourly rates are attached as Appendix 1.

Attachments: Appendix 1, Engineer's Standard Hourly Rates

Exhibit A, Schedule of Engineer's Services

IN WITNESS WHEREOF, the parties hereto have executed this Agreement, the Effective Date of which is indicated on page 1.

OWNER: City of Orange, Texas

ENGINEER: Schaumburg & Polk, Inc.

By: _____

By: Mark Man

Title: City Manager

Title: Vice President

Date Signed: _____

Date Signed: 7/7/16

Engineer License or
Firm's Certificate Number: F-520

State of: Texas

Address for giving notices:

Address for giving notices:

City of Orange

Schaumburg & Polk, Inc.

PO Box 520

8865 College Street

Orange, Texas 77631

Beaumont Texas, 77707

APPENDIX 1



2016 Schedule of Hourly Rates and Expenses

ENGINEER IX	\$245.00	/HOUR
ENGINEER VIII	\$200.00	/HOUR
ENGINEER VII	\$175.00	/HOUR
ENGINEER VI	\$155.00	/HOUR
ENGINEER V	\$140.00	/HOUR
ENGINEER IV	\$125.00	/HOUR
ENGINEER III	\$105.00	/HOUR
ENGINEER II	\$95.00	/HOUR
ENGINEER I	\$85.00	/HOUR
DESIGN TECHNICIAN IV	\$110.00	/HOUR
DESIGN TECHNICIAN III	\$95.00	/HOUR
DESIGN TECHNICIAN II	\$75.00	/HOUR
DESIGN TECHNICIAN I	\$55.00	/HOUR
SURVEYOR III	\$95.00	/HOUR
SURVEYOR II	\$75.00	/HOUR
SURVEYOR I	\$55.00	/HOUR
ADMINISTRATIVE ASSISTANT	\$60.00	/HOUR
CONSTRUCTION REPRESENTATIVE III	\$95.00	/HOUR
CONSTRUCTION REPRESENTATIVE II	\$85.00	/HOUR
CONSTRUCTION REPRESENTATIVE I	\$70.00	/HOUR

REIMBURSABLE EXPENSES	
Mileage	IRS Allowable Rate
Travel and Meals	Actual Cost x 1.10
Misc. Reimbursable Expenses	Actual Cost x 1.10
Color Plots	\$3.00 per Square Foot

OUTSIDE CONSULTANT RATES		
Associate Engineer	Civil, Electrical, Environmental, Mechanical, etc.	up to \$175.00/HOUR
Subconsultants		Actual Cost x 1.10

Schaumburg & Polk, Inc. furnishes General Liability Insurance, Professional Liability Insurance and State of Texas mandatory limits of Worker's Compensation insurance.

Preparation for and furnishing expert witness testimony will be billed at three times the hourly rates shown above for the various classifications.

Rates Effective: January 1, 2016 *(adjusted annually)*

This is **EXHIBIT A**, consisting of 5 page(s), referred to in and part of the **Agreement between Owner and Engineer for Professional Services** dated _____, _____.

Schedule of Engineer's Services

Provide Engineering Services for Bid Phase and Construction Phases of two (2) separate construction projects. The projects will consist of work described below:

Proposed Richards Dr. Elevated Tank: Work will involve installation of a new 500,000 gallon Elevated Water Storage Tank at proposed site, piping for proposed tank, and electrical control for improvements.

Proposed Richards Dr. New Water Plant and Well: Work will consist of proposed groundwater production plant including construction of a new ground water well, ground storage tank, yard piping, high service pump station, pump and electrical building, chlorine storage and feed facility, and all electrical and control improvements required for proposed equipment.

Engineer's Services (typical all construction projects)

1. Bid Phase:

- Engineer shall attend two (2) pre-bid meetings with all perspective bidders to review the project scope, and answer questions for each construction project respectively.
- Engineer shall issue addenda to the prospective bidders, if required.
- Engineer shall attend two (2) separate Bid Openings and prepare two (2) separate tabulations of bids received for each project respectively. Engineer shall review apparent low bidder information with Owner and make recommendations of award.
- Engineer shall issue plans and specifications via Civcast Website and maintain the plan holders list. Owner shall advertise notice to bidders in local paper.

2. Construction Phase:

- Engineer shall attend two (2) separate pre-construction meetings with the Owner and Contractors to review each project scope and issue notices to proceed for construction. Engineer shall review and comment on all shop drawings and submittal information provided by the Contractors. Engineer shall make periodic site visits to examine the work based on project progression. Engineer shall review progress payments submitted by the Contractors and make recommendations for payment. Engineer shall review any request for change orders. Engineer shall issue clarifications and interpretations as appropriate to the orderly completion of the work. Engineer shall attend two (2) separate final inspections with the Owner and Contractors to determine if work is complete and in accordance with plans and specifications. Engineer shall provide record drawings for each separate project of completed work.
- **Owner** shall provide daily inspection as required for City Code and to follow status of the project, select a testing lab and coordinate materials testing, and laboratory data.

3. Construction Project Representative:

Engineer shall furnish part time project representative services (STW Inspections) not to exceed 35 separate site visits based on total construction time for two (2) separate projects based on 360 calendar days. Duties of the project representative are as follows:

This is **EXHIBIT A**, consisting of 5 page(s), referred to in and part of the **Agreement between Owner and Engineer for Professional Services** dated _____.

Schedule of Engineer's Services

- A. Engineer shall furnish a Resident Project Representative (RPR) to assist Engineer in observing progress and quality of the Work.
- B. Through RPR's observations of Contractor's work in progress and field checks of materials and equipment, Engineer shall endeavor to provide further protection for Owner against defects and deficiencies in the Work. However, Engineer shall not, during such RPR field checks or as a result of such RPR observations of Contractor's work in progress, supervise, direct, or have control over Contractor's Work, nor shall Engineer (including the RPR) have authority over or responsibility for the means, methods, techniques, sequences, or procedures of construction selected or used by any contractor, for security or safety at the Site, for safety precautions and programs incident to any contractor's work in progress, or for any failure of a contractor to comply with Laws and Regulations applicable to such contractor's performing and furnishing of its work. The Engineer (including RPR) neither guarantee the performances of any contractor nor assumes responsibility for Contractor's failure to furnish and perform the Work in accordance with the Contract Documents. In addition, the specific terms set forth in Paragraph 5.01 E of the Agreement are applicable.
- C. The duties and responsibilities of the RPR are as follows:
 - 1. *General:* RPR is Engineer's representative at the Site, will act as directed by and under the supervision of Engineer, and will confer with Engineer regarding RPR's actions. RPR's dealings in matters pertaining to the Contractor's work in progress shall in general be with Engineer and Contractor. RPR's dealings with Subcontractors shall only be through or with the full knowledge and approval of Contractor. RPR shall generally communicate with Owner only with the knowledge of and under the direction of Engineer.
 - 2. *Conferences and Meetings:* Attend meetings with Contractor, such as preconstruction conferences, progress meetings, job conferences and other project-related meetings, and prepare and circulate copies of minutes thereof.
 - 3. *Liaison:*
 - a. Serve as Engineer's liaison with Contractor. Working principally through Contractor's authorized representative or designee, assist in providing information regarding the intent of the Contract Documents.
 - b. Assist Engineer in serving as Owner's liaison with Contractor when Contractor's operations affect Owner's on-Site operations.
 - c. Assist in obtaining from Owner additional details or information, when required for proper execution of the Work.
 - 4. *Interpretation of Contract Documents:* Report to Engineer when clarifications and interpretations of the Contract Documents are needed and transmit to Contractor clarifications and interpretations as issued by Engineer.

This is **EXHIBIT A**, consisting of 5 page(s), referred to in and part of the **Agreement between Owner and Engineer for Professional Services** dated _____, _____.

Schedule of Engineer's Services

5. *Modifications:* Consider and evaluate Contractor's suggestions for modifications in Drawings or Specifications and report such suggestions, together with RPR's recommendations, to Engineer. Transmit to Contractor in writing decisions as issued by Engineer.
6. *Review of Work and Rejection of Defective Work:*
 - a. Conduct on-Site observations of Contractor's work in progress to assist Engineer in determining if the Work is in general proceeding in accordance with the Contract Documents.
 - b. Report to Engineer whenever RPR believes that any part of Contractor's work in progress will not produce a completed Project that conforms generally to the Contract Documents or will imperil the integrity of the design concept of the completed Project as a functioning whole as indicated in the Contract Documents, or has been damaged, or does not meet the requirements of any inspection, test or approval required to be made; and advise Engineer of that part of work in progress that RPR believes should be corrected or rejected or should be uncovered for observation, or requires special testing, inspection, or approval.
7. *Inspections, Tests, and System Start-ups:*
 - a. Consult with Engineer in advance of scheduled inspections, tests, and systems start-ups.
 - b. Verify that tests, equipment, and systems start-ups and operating and maintenance training are conducted in the presence of appropriate Owner's personnel, and that Contractor maintains adequate records thereof.
 - c. Observe, record, and report to Engineer appropriate details relative to the test procedures and systems start-ups.
 - d. Accompany visiting inspectors representing public or other agencies having jurisdiction over the Project, record the results of these inspections, and report to Engineer.
8. *Records:*
 - a. Prepare a daily report or keep a diary or log book, recording Contractor's hours on the Site, weather conditions, data relative to questions of change orders, field orders, work change directives, or changed conditions, Site visitors, daily activities, decisions, observations in general, and specific observations in more detail as in the case of observing test procedures; and send copies to Engineer.

This is **EXHIBIT A**, consisting of 5 page(s), referred to in and part of the **Agreement between Owner and Engineer for Professional Services** dated _____, _____.

Schedule of Engineer's Services

9. *Reports:*

- a. Furnish to Engineer periodic reports as required of progress of the Work and of Contractor's compliance with the progress schedule and schedule of Shop Drawing and Sample submittals.
- b. Immediately notify Engineer of the occurrence of any Site accidents, emergencies, acts of God endangering the Work, damage to property by fire or other causes, or the discovery of any Constituent of Concern.

10. *Payment Requests:* Review applications for payment with Contractor for compliance with the established procedure for their submission and forward with recommendations to Engineer, noting particularly the relationship of the payment requested to the schedule of values, Work completed, and materials and equipment delivered at the Site but not incorporated in the Work.

11. *Completion:*

- a. Participate in visits to the Project to determine Substantial Completion, assist in the determination of Substantial Completion and the preparation of lists of items to be completed or corrected.
- b. Participate in a final visit to the Project in the company of Engineer, Owner, and Contractor, and prepare a final list of items to be completed and deficiencies to be remedied.
- c. Observe whether all items on the final list have been completed or corrected and make recommendations to Engineer concerning acceptance and issuance of the Notice of Acceptability of the Work.

D. Resident Project Representative shall not:

1. Authorize any deviation from the Contract Documents or substitution of materials or equipment (including "or-equal" items).
2. Exceed limitations of Engineer's authority as set forth in this Agreement.
3. Undertake any of the responsibilities of Contractor, Subcontractors or Suppliers.
4. Advise on, issue directions relative to, or assume control over any aspect of the means, methods, techniques, sequences or procedures of Contractor's work.
5. Advise on, issue directions regarding, or assume control over security or safety practices, precautions, and programs in connection with the activities or operations of Owner or Contractor.

This is **EXHIBIT A**, consisting of 5 page(s), referred to in and part of the **Agreement between Owner and Engineer for Professional Services** dated _____, _____.

Schedule of Engineer's Services

6. Participate in specialized field or laboratory tests or inspections conducted off-site by others except as specifically authorized by Engineer.
7. Accept shop drawing or sample submittals from anyone other than Contractor.
8. Authorize Owner to occupy the Project in whole or in part.

Any request for additional services beyond this agreement may be performed at Engineer's hourly rate sheet, or by supplemental agreement to this contract.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH SCHAUMBURG & POLK, INC. IN THE AMOUNT OF \$71,100.00 FOR PROFESSIONAL ENGINEERING SERVICES FOR NEW WATER WELL AND TANK IMPROVEMENTS CONSTRUCTION PHASE

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ORANGE, TEXAS:

That the City Manager is hereby authorized to enter into an agreement with Schaumburg & Polk, Inc. in the amount of SEVENTY ONE THOUSAND AND ONE HUNDRED (\$71,100.00) AND NO/100 for professional engineering services for the bidding and construction phase.

PASSED, APPROVED and ADOPTED on this the 23th day of August 2016.

Jimmy Sims, Mayor

ATTEST:

Rhonda Haskins, City Secretary

APPROVED:

City Attorney

MEMORANDUM

To: Dr. Shawn Oubre Ph.D., City Manager
From: Kelvin Knauf, Director of Planning and Community Development
Subject: Consider a motion re-appointing Ben Meadows and Harry Wood to the Historic Preservation Commission for terms ending September 24, 2018
Date: August 11, 2016

Background

The current members of the Historic Preservation Commission are Ben Meadows (chair), Suzanne Perry, Demetrius Hunter and Harry Wood. There is one vacant position on the Commission. The terms of Mr. Meadows and Mr. Wood expire on September 24, 2016. Mr. Meadows and Mr. Wood are both eligible to serve another full two-year term and both have agreed to continue serving on the Commission if re-appointed.

Background

I recommend that the City Council re-appoint Ben Meadows and Harry Wood to the Historic Preservation Commission for terms ending September 24, 2018.

MOTION

Motion reappointing Ben Meadows to the Historic Preservation Board for a term ending September 24, 2018.

Jimmy Sims, Mayor

ATTEST:

Rhonda Haskins, City Secretary

August 23, 2016

MEMORANDUM

To: Dr. Shawn Oubre Ph.D., City Manager
From: Kelvin Knauf, Director of Planning and Community Development
Subject: Consider a motion re-appointing Ben Meadows and Harry Wood to the Historic Preservation Commission for terms ending September 24, 2018
Date: August 11, 2016

Background

The current members of the Historic Preservation Commission are Ben Meadows (chair), Suzanne Perry, Demetrius Hunter and Harry Wood. There is one vacant position on the Commission. The terms of Mr. Meadows and Mr. Wood expire on September 24, 2016. Mr. Meadows and Mr. Wood are both eligible to serve another full two-year term and both have agreed to continue serving on the Commission if re-appointed.

Background

I recommend that the City Council re-appoint Ben Meadows and Harry Wood to the Historic Preservation Commission for terms ending September 24, 2018.

MOTION

Motion reappointing Harry Wood to the Historic Preservation Board for a term ending September 24, 2018.

Jimmy Sims, Mayor

ATTEST:

Rhonda Haskins, City Secretary

August 23, 2016

MOTION

Motion approving the Orange Economic Development Corporation's motion authorizing an amendment to the Fiscal Year 2016 Budget.

Jimmy Sims, Mayor

ATTEST:

Rhonda Haskins, City Secretary

August 23, 2016

City of Orange Economic Development Corporation
Annual Budget Fiscal Year 2016

	<u>Adopted</u> <u>Budget</u> <u>FY 2016</u>	<u>Amendment</u> <u>#1</u>	<u>Amendment</u> <u>#2</u>	<u>Amended</u> <u>Budget</u> <u>FY 2016</u>
Estimated Beginning Cash Balance (Adjusted for current assets/liabilities)	2,576,266			2,576,266
<u>Operating Revenues</u>				
Sales Tax Revenue	1,300,000			1,300,000
Interest Earnings	3,075			3,075
Interest Earnings - 2007 Bonds I&S	275			275
Interest Earnings - 2012 Bonds I&S	745			745
Grant Proceeds	0			0
Donation/Reimbursements	12,027			12,027
Miscellaneous	<u>500</u>			<u>500</u>
Total Operating Revenues	1,316,622			1,316,622
Total Funds Available for Operations	<u>3,892,888</u>			<u>3,892,888</u>
<u>Operating Expenditures</u>				
<u>Debt Service</u>				
Debt Service Bond Interest Payment - 2007	64,175	(32,087)		32,088
Debt Service Bond Interest Payment - 2012	163,682			163,682
Debt Service Bond Interest Payment - 2016	0	10,561		10,561
Debt Service Bond Payment - 2007	170,000	(170,000)		0
Debt Service Bond Payment - 2012	135,000			135,000
Debt Service Bond Payment - 2016	0	185,000		185,000
Debt Service Bond Service Charge - 2007	1,000	(500)		500
Debt Service Bond Service Charge - 2012	1,000			1,000
Debt Service Bond Service Charge - 2016	<u>0</u>	<u>500</u>		<u>500</u>
Total Debt Service	534,857	(6,526)		528,331
<u>Operating Expenditures</u>				
Salary	93,747			93,747
Retirement Contributions	22,588			22,588
Group Insurance	16,373		1,409	16,373
Social Security Contributions	7,448			7,448
Workers Compensation	215			215
Unemployment Compensation	<u>43</u>			<u>43</u>
Total Personnel Services	140,414			140,414
Office Supplies	1,000			1,000
Printing	500			500
Postage	500			500
Banking Expense	5,000			5,000
Equipment	<u>1,500</u>			<u>1,500</u>
Total Supplies	8,500			8,500
Machinery Maintenance	1,000			1,000
Car Allowance	3,600			3,600
Special Services	5,819		(1,409)	5,819
Periodicals	400			400
Advertising	2,000			2,000
Electricity Expense	8,000			8,000
Communications	1,000			1,000
Dues	9,000			9,000
Legal Fees	8,000			8,000
Water Utility	5,000			5,000
Audit Fees	6,000			6,000
Consultant Expense	25,000			25,000
Chapter 380 Economic Development Program Payment	0		123,563	123,563

City of Orange Economic Deveopment Corporation
Annual Budget Fiscal Year 2016

Training & Educational	10,000		10,000
City Staff Reimbursement	<u>76,000</u>		<u>76,000</u>
Total Maintenance & Services	<u>160,819</u>		<u>284,382</u>
Total Operating Expenditures	309,733	123,563	433,296
<u>Project Expenditures</u>			
15th St. Utility Relocation/Street Closing	350,000		350,000
15th St. Relocation of Street EDC Portion	75,000		75,000
Hwy 62 TX DOT Upsize to 12" Water Line	48,000		48,000
ITEX Homes LLC Agreement	50,000		50,000
First Financial Bank Building	0	150,000	150,000
W. Allie Payne Rd. W/S Utility Extension	<u>658,000</u>		<u>658,000</u>
Total Project Expenditures	1,181,000	150,000	1,331,000
Total Expenditures	<u>2,025,590</u>	<u>(6,526)</u>	<u>2,292,627</u>
Operating Income (Expense)	<u>(708,968)</u>	<u>6,526</u>	<u>(976,005)</u>
Estimated Ending Cash Balance	1,867,298		1,600,261
Less 15th St. Utility Relocation	0		0
Less 15th St. Relocation of Street EDC Portion	0		0
Less Hwy 62 TX DOT Upsize to 12" Water Line	0		0
Less ITEX Homes LLC Agreement	50,000		50,000
Less W. Allie Payne Rd. W/S Utility Extension	<u>0</u>		<u>0</u>
Less Lication's collision Center Improvements	<u>0</u>		14,500
Less Bates & Co. Corporate Office Improvements	<u>0</u>		60,000
Less Eagle Point Boulevard Construction Project	<u>0</u>		<u>650,000</u>
	<u>50,000</u>		<u>774,500</u>
Less Amount Restricted for Debt Service	<u>400,000</u>		<u>400,000</u>
Available for Future Projects	<u>1,417,298</u>		<u>425,761</u>

BUDGET AMENDMENT FORM

Fiscal Year 2016

Division Name	Economic Development
Fund/Division #	099-999
Date	8/8/2016

Justification	to amend budget for the EDC Contribution to the purchase of the First Financial Bank Building

Budget Line Item	Title	Original Budget	Amended Amount	Amended Budget
099-999-4331	EDC Capital Projects City	1,131,000.00	150,000.00	1,281,000.00
		1,131,000.00	150,000.00	1,281,000.00

Approved Dept. Head	
Approved City Mgr.	

POSTED

 AUG 11 2016
 FINANCE
 CITY OF ORANGE

MOTION

Motion acknowledging receipt of the Quarterly Investment Report for the period ending June 30, 2016.

Jimmy Sims, Mayor

ATTEST:

Rhonda Haskins, City Secretary

August 23, 2016

City of Orange Investment Report
For the Quarter Ending June 30, 2016

On September 12, 1995 the City Council adopted an investment policy in compliance with recently revised state law. This policy was last reviewed on February 23, 2016 Chapter 2256 Section 023 Subsection (b) of the Government Code requires that the Director of Finance shall prepare an investment report at least quarterly. The investment report must include a management summary and the detail as set forth in the Subsection (b).

Cash and Investment Summary

The following chart shows the change in the City investment portfolio over the last quarter. Detailed information for each fund is attached.

<i>Investment of all Funds at:</i>	<i>6/30/2016</i>	<i>3/31/2016</i>	<i>12/31/2015</i>	<i>9/30/2015</i>	<i>6/30/15</i>	<i>3/31/15</i>
<i>Investments/Purchase Cost</i>	\$ 5,182,000.00	\$ 5,182,000.00	\$ 5,182,000.00	\$ 5,182,000.00	\$ 4,937,000.00	\$ 5,186,871.67
<i>Accrued Book Value</i>	\$ 5,182,000.00	\$ 5,182,000.00	\$ 5,182,000.00	\$ 5,182,000.00	\$ 4,937,000.00	\$ 5,186,967.92
<i>Fair Value</i>	\$ 5,182,000.00	\$ 5,182,000.00	\$ 5,182,000.00	\$ 5,182,000.00	\$ 4,937,000.00	\$ 5,186,905.00
<i>Maturity Value</i>	\$ 5,182,735.00	\$ 5,182,735.00	\$ 5,182,735.00	\$ 5,182,735.00	\$ 4,937,000.00	\$ 5,187,000.00
<i>Average Length to Maturity</i>	46	46	45	48	30	35
<i>Annualized Rate of Return- Net of Fees</i>	0.147%	0.100%	0.348%	0.281%	0.240%	0.163%
<i>Treasury Bills</i>	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%
<i>Government Agencies</i>	0.00%	0.00%	0.00%	0.00%	0.00%	4.82%
<i>Certificates of Deposit</i>	4.730%	4.730%	4.730%	4.730%	0.000%	0.000%
<i>Savings</i>	95.27%	95.27%	95.27%	95.27%	100.00%	95.18%
<i>Cash Balances (Covered by Collateral) Savings</i>	\$ 15,561,023.43	\$ 18,271,036.61	\$ 11,830,315.00	\$ 12,832,783.07	\$ 10,128,931.97	\$ 11,571,125.87
<i>CD's (Covered by Collateral)</i>	\$ 245,000.00	\$ 245,000.00	\$ 245,000.00	\$ 245,000.00	\$ 0.00	\$ 0.00
<i>Savings (Covered by Collateral)</i>	\$ 4,937,000.00	\$ 4,937,000.00	\$ 4,937,000.00	\$ 4,937,000.00	\$ 4,937,000.00	\$ 4,937,000.00
<i>Total Covered by Collateral</i>	\$ 20,743,023.43	\$ 23,453,036.61	\$ 17,012,315.00	\$ 18,014,783.07	\$ 15,065,931.97	\$ 16,508,125.87
<i>Collateral Pledged (Market)</i>	\$ 24,858,464.05	\$ 26,292,389.76	\$ 19,182,151.00	\$ 20,287,136.25	\$ 17,381,114.60	\$ 18,481,571.55

Performance

The Investment Policy specifies that the portfolio should obtain a market average rate of return during a market/economic environment of stable interest rates. One benchmark to use is the average yield rate for six month treasury bills. We use the weekly sale information from the Wall Street Journal to compute an average rate of return for the quarter. For the quarter ending June 30, 2016

the average rate of return on six month treasury bills was .398% The City's annualized earnings rate was 0.147% which is less than the average treasury bill rate. By the end of this quarter the City had 0% in Treasury Bills, 0% in Government Agencies, 4.73% in Collateralized CD's and 95.27% in Collateralized Savings Account. The City always attempts to receive the best rate that fits (1) investment policy provisions for portfolio split and (2) maturity dates to match payments or payrolls. The City's present rate annualized would mean \$7,622.92 in earnings if we maintained the level of investments and yields we currently have. At the end of fiscal year 2014 the City had actual interest earnings of \$23,900 and at the end of fiscal year 2015 the City has actual interest earnings of \$30,978. The total interest earnings for the fiscal years includes interest earnings that the City receives on our cash accounts.

The interest rate on six month treasury bills was 0.340% at the end June 30, 2016, with the average for the quarter being 0.398%. During the last three years we have seen the average interest rate on six month treasury bills increase 0.312%. Rates have been below 1% for the last twenty nine quarters. The rate on the six month treasury bill went from 0.475% at the beginning of the quarter to 0.340% at the end of the quarter. For the last year we have seen the average six month rate go from 0.088% to 0.398%.

<u>Quarter Ending Date</u>	<u>Average Interest Rate Per Quarter</u>	<u>Change</u>
6/30/13	0.086%	0.000%
9/30/13	0.056%	-0.030%
12/31/13	0.071%	0.015%
3/31/14	0.078%	0.007%
6/30/14	0.054%	-0.024%
9/30/14	0.052%	-0.002%
12/31/14	0.063%	0.011%
3/31/15	0.092%	0.029%
6/30/15	0.088%	-0.004%
9/30/15	0.180%	0.092%
12/31/15	0.317%	0.137%
3/31/16	0.461%	0.144%
6/30/16	0.398%	-0.063%

The 46 day average length to maturity, at the end of the quarter, is the same as the prior quarter. The City has now completed the first three quarters of fiscal year 2016 and the rates on all investment options continue to stay very low.

For several years now the City has been keeping investment short term to take advantage of any

increase in yields. Interest rates on six month treasury bills are still well below the 1% level. The City has not seen any change in the interest rates on Treasuries and Agencies.

This quarter the earnings rate on the City's savings account is below the treasury rate for the second quarter in a row. Per the City's 2008 depository contract the interest earning rate was set at 85% of the 90 day LIBOR. Per the City's 2013 depository contract the interest earnings rate was set at the WF Texas Managed Rate. Until this quarter the City was earning at the 85% of 90 day LIBOR rate. We are now earning the WF Texas Manger Rate as specified in the most recent depository contract.

Since the City had not been purchasing treasuries or agencies for an extended period of time the City made the decision, in June 2015, to close our trust account at J.P. Morgan Trust and save the trust fees. At this time the City needs to open another trust account in order to get back in the market for treasuries and agencies. This is something that will need to be accomplished in the near future. Options are now being explored concerning setting up a new trust arrangement with another third party bank.

In June 2013 the City was able to start allowing customers to view and pay their utility billings online through the City's ESuite module. The payment link is located on the City of Orange website at orangetexas.net. We also continue to offer to debit customer's bank accounts for water/sewer/garbage billings.

Compliance

The City is presently investing in collateralized savings accounts and certificates of deposit. At the end of this quarter the City did not have any investments in Government Agencies or Treasury Bills.

The savings accounts are collateralized, or covered by FDIC Insurance, in the same manner in which the City's cash accounts and CD's are collateralized or insured. On June 30, 2016 the City had 95.27%, \$4,937,000.00, of the portfolio balance in the collateralized high yield savings accounts. On June 30, 2016 the Investment Savings were earning 0.09% (on 365 day basis). At the end of this quarter the savings rate is lower than the average treasury bill rate.

The City invested in a certificate of deposit at First Financial Bank in a prior quarter. This investment is earning 0.30% which is slightly more than the Investment Savings account current rate.

The investment policy specifies that the investments, in order of priority, be (1) suitable for the entity (2) provide for preservation and safety of principal (3) liquid (4) marketable if the need arises (5) diverse types of investments in the portfolio and (6) able to achieve a fair yield.

For the City our present investments meet all the requirements. With the setting of percentage factors for portfolio investment types (within our Investment Policy as required by State Law) the City is striving to diversify its investments and still maximize the rate of return. The specific reason for the diversity of a portfolio is to eliminate the risk of loss from over concentration of assets in a specific

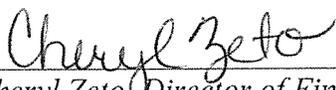
maturity, specific issuer, or specific class of securities. The City is presently unable to obtain instruments backed by the full faith and credit of the federal government the City's investments are not as diverse as they have been in the past.

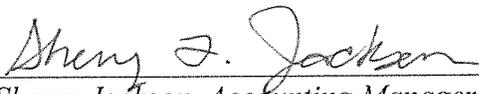
The City is currently in compliance with the Public Funds Investment Act. The present investment options have made it very difficult to stay within the City's Investment Policy and Strategies. The City also is getting less diversification within the portfolio than normally recommended.

The City Council will continue to receive financial information on a quarterly basis and the quarterly investment report.

Submitted by City of Orange Designated Investment Officers:

Shawn Oubre, City Manager


Cheryl Zeto, Director of Finance


Sherry Jackson, Accounting Manager

City of Orange Investment Report
for the Quarter Ending June 30, 2016

	Total									
	All Funds	General	Debt Service	CIP General	Water & Sewer	W/S I&S	Utility CIP	Sanitation	Internal Service	Special Revenue
Investments 03/31/2016										
Purchase Cost	5,182,000.00	3,707,000.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00
Accrued Book Value	5,182,000.00	3,707,000.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00
Fair Value	5,182,000.00	3,707,000.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00
Maturity Value	5,182,735.00	3,707,735.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00
Earnings on Investments at Maturity	1,100.20	991.09	0.00	0.00	0.00	0.00	0.00	20.34	7.03	81.74
Average Length of Maturity	46	52	0	0	0	0	0	30	30	30
Annualized Earnings	0.100%	0.104%	0.000%	0.000%	0.000%	0.000%	0.000%	0.090%	0.090%	0.090%
Quarterly Trust Fees	0.00									
Annualized Earnings (Net of Fees)	0.100%									
Investment Change										
Investment Purchases (Reinvestments)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Investment Maturities	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Investments 06/30/2016										
Purchase Cost	5,182,000.00	3,707,000.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00
Accrued Book Value	5,182,000.00	3,707,000.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00
Fair Value	5,182,000.00	3,707,000.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00
Maturity Value	5,182,735.00	3,707,735.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00
Earnings on Investments at Maturity	2,475.56	1,132.01	0.00	0.00	0.00	0.00	0.00	31.53	10.89	1,301.13
Average Length of Maturity	46	52	0	0	0	0	0	30	30	30
Annualized Earnings	0.147%	0.150%	0.000%	0.000%	0.000%	0.000%	0.000%	0.139%	0.139%	0.140%
Quarterly Trust Fees	0.00									
Annualized Earnings (Net of Fees)	0.147%									
Change in Market Value	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Treasury Bills	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Percentage of Portfolio	0.00%									
Government Agencies	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Percentage of Portfolio	0.00%									
CD Covered by Collateral	245,000.00	245,000.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Percentage of Portfolio	4.73%									
Savings Account	4,937,000.00	3,462,000.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00
Percentage of Portfolio	95.27%									
Total	5,182,000.00	3,707,000.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00
Percentage of Total Portfolio	100%	72%	0%	0%	0%	0%	0%	5%	2%	21%
Maturity Less Than 90 Days	4,937,000.00	3,462,000.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00
Maturity 90-180 Days	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Maturity 181-365 Days	245,000.00	245,000.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total	5,182,000.00	3,707,000.00	0.00	0.00	0.00	0.00	0.00	275,000.00	95,000.00	1,105,000.00

City of Orange Investment Analysis

June 30, 2016

	<u>Original Purchase Cost</u>	<u>Accrued Book Value</u>	<u>Present Market Value</u>	<u>Maturity Value</u>	<u>Purchase Date</u>	<u>Maturity Date</u>	<u>Yield %</u>	<u>Earnings</u>	<u>Annualized Earnings</u>	<u>Term Days</u>	<u>Days to Maturity</u>
1	3,462,000.00	3,462,000.00	3,462,000.00	3,462,000.00	01-Jul-16	31-Jul-16	0.090%	397.01	4,830.29	30	31
1	245,000.00	245,000.00	245,000.00	245,735.00	13-Aug-15	13-Aug-16	0.300%	735.00	735.00	365	44
	3,707,000.00	3,707,000.00	3,707,000.00	3,707,735.00			0.150%	1,132.01	5,565.29	52	
28	275,000.00	275,000.00	275,000.00	275,000.00	01-Jul-16	31-Jul-16	0.090%	31.53	383.62	30	31
	275,000.00	275,000.00	275,000.00	275,000.00			0.139%	31.53	383.62	30	
30	95,000.00	95,000.00	95,000.00	95,000.00	01-Jul-16	31-Jul-16	0.090%	10.89	132.50	30	31
	95,000.00	95,000.00	95,000.00	95,000.00			0.139%	10.89	132.50	30	
40	525,000.00	525,000.00	525,000.00	525,000.00	01-Jul-16	31-Jul-16	0.090%	60.20	732.43	30	31
50	350,000.00	350,000.00	350,000.00	350,000.00	01-Jul-16	31-Jul-16	0.090%	40.13	488.25	30	31
51	50,000.00	50,000.00	50,000.00	50,000.00	01-Jul-16	31-Jul-16	0.090%	5.73	69.72	30	31
56	25,000.00	25,000.00	25,000.00	25,000.00	01-Jul-16	31-Jul-16	0.090%	2.87	34.92	30	31
63	50,000.00	50,000.00	50,000.00	50,000.00	01-Jul-16	31-Jul-16	0.090%	5.73	69.72	30	31
64	25,000.00	25,000.00	25,000.00	25,000.00	01-Jul-16	31-Jul-16	0.090%	2.87	34.92	30	31
65	5,000.00	5,000.00	5,000.00	5,000.00	01-Jul-16	31-Jul-16	0.090%	0.57	6.94	30	31
70	75,000.00	75,000.00	75,000.00	75,000.00	01-Jul-16	31-Jul-16	0.090%	8.60	104.63	30	31
	1,105,000.00	1,105,000.00	1,105,000.00	1,105,000.00	01-Jul-16	31-Jul-16	0.140%	126.70	1,541.52	30	
	5,182,000.00	5,182,000.00	5,182,000.00	5,182,735.00			0.147%	1,301.13	7,622.92	46	

ECONOMIIC DEVELOPMENT DEPARTMENT

MEMORANDUM

DATE: August 16, 2016
TO: Dr. Shawn Oubre, City Manager
FROM: Jay Trahan, EDC Director
RE: RIVERFRONT PAVILION RESTROOM FACILITY

Please see the attached Preliminary TxMas Proposal for Design and Construction of a new restroom facility at the downtown Riverfront Pavilion submitted by Mr. Jerry Vandervoort with SpawGlass.

The restroom facility would be located adjacent to the concrete service drive at the Pavilion and would include a men's and women's restroom along with a green room for entertainers and staff, which would be used for tourism-related and quality of life events in an effort to promote the hotel industry.

The cost for the restroom project submitted by SpawGlass is \$299,059.

The facility would be funded by the City of Orange Hotel Occupancy Tax Fund. City staff has designated funding each of the past three (3) years from the fund balance to be able to move forward with the project, which was an alternate at the time of the construction of the Riverfront Boardwalk & Pavilion project in year 2013.

Subject to your approval, please add this proposal for the next EDC Board meeting agenda and City Council meeting agenda for their review and possible discussion and action concerning the design and funding of the proposed project.

For additional information, please contact me at extension #1077.



August 16, 2016

Jay Trahan
Asst. City Manager
City of Orange
803 Green Ave
Orange, TX 77630

Re: City of Orange

Subject: Preliminary TxMas Proposal for Design and Construction of a Restroom/Green Room Facility at the Riverfront Pavilion TxMas # 14-560110

Jay,

SpawGlass is please to submit our proposal under SpawGlass' Texas Multiple Award Schedule (TxMas) Contract for the design and construction of a restroom facility located at the Riverfront Pavilion. The total amount proposed for the following scope of work is **\$299,597**

The scope of work that is included in this proposal is based on the following assumptions and scope definitions:

- Design of the restroom facility & Green Room Area per attached preliminary sketches and elevations (Restroom 810 sf, Green Room 410 sf)
- Green Room to include private restroom with viewing window of stage with access from service drive area
- Location of facility north of Pavilion service drive
- Functionality of new building is to be a durable, low maintenance facility
- Design Fees are included
- Supervision is included
- No Permit fees are included
- Estimated Time frame 14-18 weeks

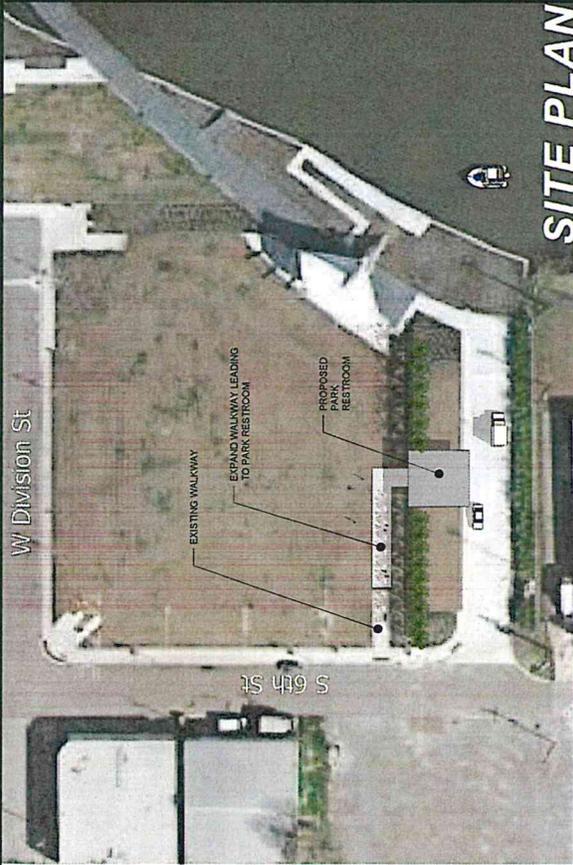
Please review this issue and let me know if you have any questions or need any additional information regarding this matter. Thank you for this opportunity.

Sincerely,

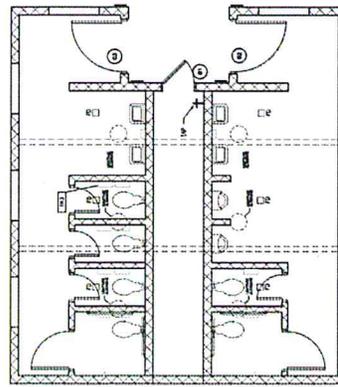
A handwritten signature in blue ink, appearing to read "Jerry Vandervoort", written over a blue circular stamp or seal.

Jerry Vandervoort
Regional Operations Manager
SpawGlass

CC; SpawGlass Team

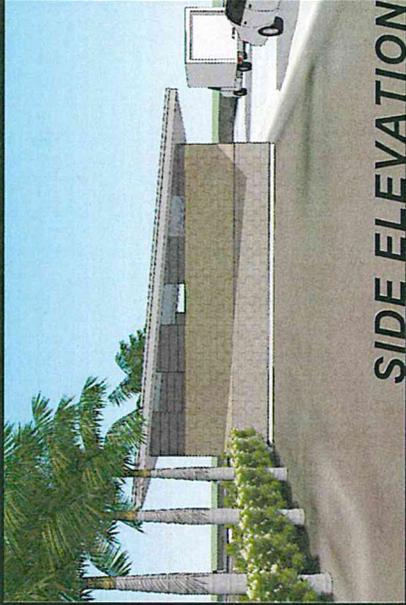


SITE PLAN



PROPOSED FLOOR PLAN

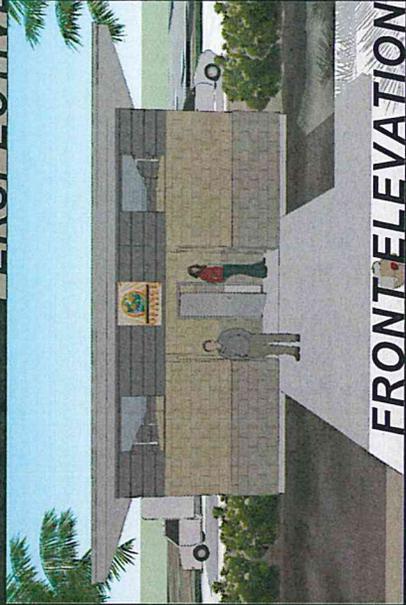
**RIVERFRONT PAVILION RESTROOM
CITY OF ORANGE TEXAS**



SIDE ELEVATION

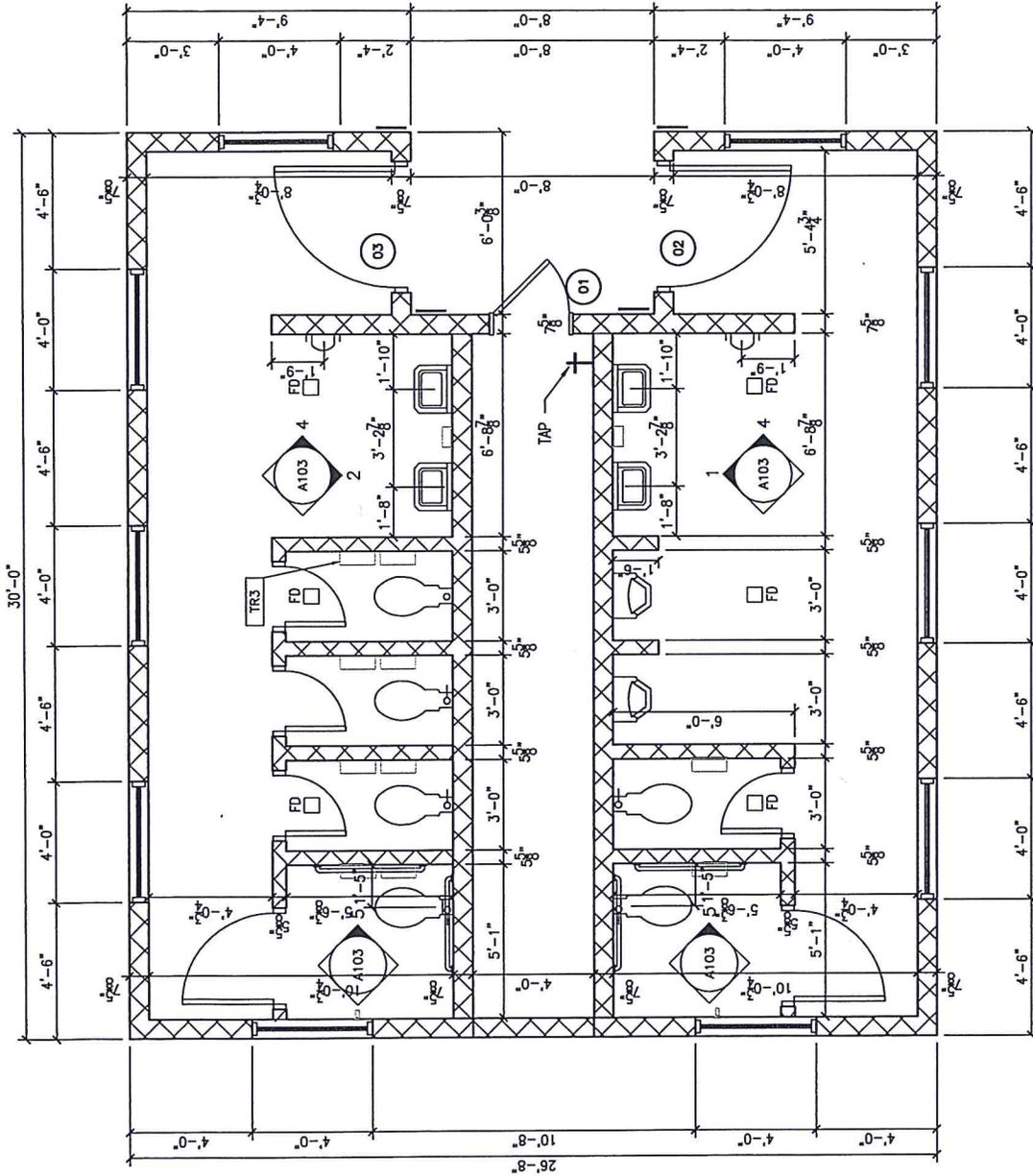


PERSPECTIVE



FRONT ELEVATION





FINISH SCHEDULE
 FLOOR: SEALED CONCRETE
 WALLS: FILLED AND PAINTED CMU
 CEILING: 3/4" FIBER CEMENT CEILING, PAINTED

NOTE: COORDINATE MASONRY WITH DOOR
 STALL MANUFACTURER



DATE: 8/16/2016

TxMas Pricing Summary

Project: **Riverfront Pavilion Restroom (Design & Build)**
 Desc: Preliminary Pricing for new Restroom Facility (Men & Women). Four (4) womens & mens stalls. Green Room Additional with Private Restroom, HVAC & Window (TOTAL SF: 1,210 sf)

DESCRIPTION OF WORK	UOM	PROD RATE	QTY	HOURS	UNIT RATE	LABOR COSTS	MATERIAL COSTS	EQUIPMENT COSTS	S/C COSTS	SUBTOTALS
Earthwork	SF		1,400		\$2.00				\$2,800	\$2,800
Sidewalk	SF		1,100		\$5.00				\$5,500	\$5,500
Foundation	SF		1,210		\$13.00				\$15,730	\$15,730
Masonry	SF		2,500		\$20.00				\$50,000	\$50,000
Rough Carpentry/Millwork	SF		1,210		\$8.00				\$9,680	\$9,680
Roofing	SF		1,300		\$10.00				\$13,000	\$13,000
Doors/Gates	EA		5		\$1,500.00				\$7,500	\$7,500
Interiors/Painting/Accessories	SF		1,210		\$15.00				\$18,150	\$18,150
Plumbing	EA		14		\$4,500.00				\$63,000	\$63,000
HVAC	EA		1,210		\$8.00				\$9,680	\$9,680
ELEC	SF		1,210		\$15.00				\$18,150	\$18,150
MISC/Contingency	LS		1						\$17,500	\$17,500
AE DESIGN	8.00%									\$23,968
Supervision OH&P	15.00%									\$44,940
Subtotal CD No.										\$299,597
Total Change Proposal Request										\$299,597

MOTION

Motion approving employee medical insurance with United HealthCare, at a \$ 2,651,494.00 annual premium, for a period of one year.

Jimmy Sims, Trustee

ATTEST:

Rhonda Haskins, City Secretary

August 23, 2016

MOTION

Motion renewing employee dental insurance with MetLife for a period of one year at a 4% increase in rates.

Jimmy Sims, Trustee

ATTEST:

Rhonda Haskins, City Secretary

August 23, 2016

MOTION

Motion renewing employee vision insurance with MetLife for a period of one year at a 0% increase in rates.

Jimmy Sims, Trustee

ATTEST:

Rhonda Haskins, City Secretary

August 23, 2016

MOTION

Motion renewing employee life insurance with Cigna Group Insurance for a period of one year at a 0% increase in rates.

Jimmy Sims, Trustee

ATTEST:

Rhonda Haskins, City Secretary

August 23, 2016

MOTION

Motion authorizing the monthly transfer of funds from the City of Orange to the City of Orange Employee Benefits Trust to pay for employee-related benefits.

Jimmy Sims, Mayor

ATTEST:

Rhonda Haskins, City Secretary

August 23, 2016

City of Orange Employee Benefit Trust

United HealthCare Rates

October 1, 2016 - September 30, 2017

EPO 3000	# EE	Total Rate
Employee Only	14	\$ 530.96
Employee/Spouse	10	\$ 1,168.10
Employee/Child(ren)	10	\$ 1,008.91
Family	20	\$ 1,645.97
Total	54	\$ 745,475

EPO 2000	# EE	Total Rate
Employee Only	5	\$ 544.57
Employee/Spouse	6	\$ 1,198.04
Employee/Child(ren)	7	\$ 1,034.78
Family	13	\$ 1,688.16
Total	31	\$ 469,208

EPO 1000	# EE	Total Rate
Employee Only	59	\$ 583.78
Employee/Spouse	14	\$ 1,284.30
Employee/Child(ren)	15	\$ 1,109.28
Family	28	\$ 1,809.71
Total	116	\$ 1,436,812

Total Current	201	\$ 2,431,363
Total Projected		\$ 2,651,494
Difference vs. Current (%)		9.1%

Assumes no change in enrollment from current plans