



**SOMERVILLE CITY COUNCIL  
NOTICE OF A REGULAR MEETING  
October 11, 2022 6:15 PM  
SOMERVILLE SENIOR CITIZENS CENTER  
17510 SH 36 SOUTH, SOMERVILLE, TEXAS**

1. **CALL TO ORDER**
2. **INVOCATION**
3. **PLEDGE OF ALLEGIANCE**
4. **APPROVAL OF (EXCUSED) ABSENCES FOR COUNCIL MEMBERS**
5. **CITIZEN'S COMMENTS (3 Minutes)**

To comply with Ordinance No. 19-012, Rules of Conduct at Council Meetings, Section 2 and Section 3. Citizens signing up to speak at the beginning of council meetings under the item "Citizens Comments" shall, upon being recognized by the Mayor, have three (3) minutes to address the City Council. No citizen shall have more than three (3) minutes unless approved by majority vote of the Council. Citizens may also provide any additional comments or information in writing to the Council before or during their allotted time to speak.

Once the period of public statements and comments on an agenda item has concluded and council discussion begins, citizens shall not interrupt the discussion and deliberation of business by the Council; and each person who addresses the Council shall do so in an orderly manner and shall not make personal, impertinent, slanderous or profane remarks to any member of the Council, staff or general public such as to disrupt the meeting.

6. **REPORTS**
  - A. Police Department Activity Report
  - B. Municipal Court Activity Report
  - C. Public Works Activity Report
  - D. Code Enforcement Activity Report
  - E. Senior Center Activity Report

**7. CONSENT AGENDA**

All Items on the Consent Agenda are to be considered self-explanatory in nature and may be enacted with one motion, one second and one vote and without separate discussion of each item. However, Council reserves the right to move any item or all items from the Consent Agenda to New Business for discussion and separate action.

**A. APPROVAL OF MINUTES:**

Approval of the Minutes of the September 13, 2022 Regularly Scheduled City Council Meeting.

**B. FINANCIAL MATTERS:**

Approval of the Statement of Revenues & Expenditures, Sales Tax Report and Cash Requirements Control Report by Department.

**8. PRESENTATIONS**

- A. Chief Sullivan to present and discuss Strategic Plan with Mayor and Council.

**9. UNFINISHED BUSINESS**

**A. Planning & Zoning Report / 1415 Thornberry**

Discuss, consider and approve (disapprove to receive and approve the Planning and Zoning Report related to the request for a Zoning Change for 1415 Thornberry.

**B. No Through Truck / Ordinance No. 22-010 Amendment**

Discuss, consider and approve (disapprove) amending Ordinance No. 22-010, approving a "No Through Truck" designation for 8<sup>th</sup> Street and Memory Lane.

**10. Executive Session (None Scheduled) but;**

The City Council may announce that it will adjourn the public meeting and convene in Executive Session pursuant to Chapter 551 of the Texas Government Code, to discuss any matter as specifically listed on this agenda and/or as permitted by Chapter 551 of the Texas Government Code.

**11. NEW BUSINESS**

**Action Item(s)**

**A. Entergy Statement of Intent**

Discuss, consider and approve (disapprove) Ordinance 22-013.

**B. Contract for Senior Center Operations**

Discuss, consider and approve (disapprove) Brazos Valley Council of Governments Contract for Senior Center Operations.



**C. Planning & Zoning Preliminary Report for 16251 SH 36**

Discuss, consider and approve (disapprove) to receive and approve the Planning & Zoning preliminary report related to the Zoning request for 16251 SH 36.

**D. Burleson County Appraisal District / Resolution R22-012**

Discuss, consider and approve (disapprove) Resolution R22-012, a resolution appointing or reappointing a representative to the Burleson County Appraisal District Board of Directors.

**E. 8<sup>th</sup> Street Change Order No. 3**

Discuss, consider and approve (disapprove) Change Order No. 3 for reconciliation of the 8<sup>th</sup> Street project and Switchback Road water line tie-end.

**F. Resolution R22-013 / CDBG MIT-COG MOD Funds**

Discuss, consider and approve (disapprove) the Appointment of Signatories and the Procurement of Administrative (via RFP) and Engineering (via RFQ) Services for the Community Development Block Grant Regional Mitigation Program, COG Method of Distribution (CDBG MIT COG MOD) administered through the Texas General Land Office (GLO).

**G. Utility Rate Increase / Ordinance 22-014**

Discuss, consider and approve (disapprove) Ordinance No. 22-014, allowing a utility rate increase and fee adjustment for services.

**H. Police Department Drone**

Discuss, consider and approve (disapprove) the purchase of a drone for the Somerville Police Department.

**12. PUBLIC HEARING(S)**

**NOTICE OF JOINT PUBLIC HEARING**

NOTICE is hereby given that the City of Somerville City Council and the Planning and Zoning Commission of the City of Somerville, Texas will conduct a joint public hearing at 6:15 p.m., Tuesday, October 11, 2022 at the Somerville Senior Center, 17510 State Highway 36, Somerville, Texas.

The purpose of the joint public hearing is to receive oral comments from any interested person(s) concerning the proposals to:

**(1) Request to re-zone the property S21726 Paul Taylor BLK 5, 1.0 Acres, from RS-1 Residential to C-2 General Business.**

Interested parties may submit a statement to be read during the hearing, or may attend the hearing and sign up to make a statement in support of, or in opposition to, the request. Written statements must be submitted to the City Secretary no later than 10:00 A.M., October 3, 2022. Contact City Administrator Danny Segundo for additional information at (979) 596-1122.

13. **Mayor and Council Comments:**

14. **City Administrator Comments:**

15. **Adjourn.**

**Posted: 10-07-22**

**Time: 4:00 PM**

**Certified By: Rose Rosser**

For more information, or to print / view detailed documentation of Agenda Items, please visit: [www.somervilletx.gov](http://www.somervilletx.gov) Or come by City Hall to make an open records request for a copy of detailed documentation at a cost of 0.10 per page.

# **Reports**

## **Police Department Activity Report**

**Agenda Item 6-A**

# **Reports**

## **Municipal Court Activity Report**

**Agenda Item 6-B**

SEPTEMBER 2022				
DATE	DEPOSITS	CITATION DAYS	OFFICER	CITAITONS
1			940	1
2			941	
3		2	942	3
4			943	5
5			944	
6			945	
7	\$1,527.45		946	
8		1	947	
9			948	
10			949	
11			TOTAL	9
12				
13		2		
14	\$1,506.12			
15		1		
16				
17		1		
18				
19		1		
20		1		
21	\$2,295.10			
22				
23				
24				
25				
26				
27				
28	\$1,334.23			
29				
30				
31				
TOTAL	\$6,662.90	9	CITY	STATE
TOTAL CITATIONS			\$1,138.23	\$389.22
CALL# 940			\$1,256.35	\$249.77
940	SULLIVAN		\$1,848.47	\$446.63
941	LIKE		\$812.30	\$521.93
942	SPARKS			
943		TOTAL	\$5,055.35	\$1,607.55
944				
946				
947				
948				
949				

# **Reports**

## **Public Works Activity Report**

**Agenda Item 6-C**





## PUBLIC WORKS MONTHLY REPORT TO CITY COUNCIL

**TO:** Honorable Mayor and City Council

**SUBMITTED BY :** Joshua Young, Public Works Supervisor

**MONTH:** September 2022

- |              |  |
|--------------|--|
| <b>Water</b> | <ul style="list-style-type: none"><li>● Installed new water tap 17567 Hwy 36 S</li><li>● Repaired water leak in alleyway off of Long Bridge Road</li><li>● Repaired water leak at meter on Avenue D</li><li>● Repaired water leak on Hwy 36</li><li>● Repaired water leak on City Side at meter on 7<sup>th</sup> Street</li></ul> |
| <b>Sewer</b> | <ul style="list-style-type: none"><li>● Installed new sewer tap at 17567 Hwy 36 S</li><li>● Cleared sewer stop on 3<sup>rd</sup> Street on City main</li></ul>   |
| <b>Roads</b> | <ul style="list-style-type: none"><li>● Patched 7<sup>th</sup> Street from Memory Lane to Thornberry</li><li>● Patched Avenue F from 2<sup>nd</sup> Street to 6<sup>th</sup> Street</li><li>● Patched 10 Street from Ave C to Ave E</li><li>● Patched 2<sup>nd</sup> Street from Hwy 36 to Ave L</li></ul>                         |
| <b>Grass</b> | <ul style="list-style-type: none"><li>● Mowed Grass at City Shop; Basketball Court; Water Tower; Water Plant; Wastewater Plant; Senior Center; Museum; Baseball field and Park.</li></ul>  |
| <b>Misc.</b> | <ul style="list-style-type: none"><li>● Removed tree limb that fell across the sidewalk at 673 Memory Lane</li><li>● Installed 2 stop signs and street signs on Ave M</li></ul>  |

# **Reports**

## **Code Enforcement Activity Report**

**Agenda Item 6-D**



**Memo To:** Honorable Mayor and City Council Members

**From:** Kathy Pollock, Code Enforcement Officer/ Assistant to the City Administrator

**Date:** October 4, 2022

**Subject:** Report on Code Activities, Grants, Administrative Activities

**Administrative and Grant/Engineering Coordination Activities:**

- A. Drainage Improvements CDBG-DR Harvey:
  - a. All of the short-term construction access agreements have been signed accepted and returned for record to the owners, with the exception of one owner who has not responded to the letter. Anticipate pre-con meeting to occur within the next few weeks.
  - b. Contracts are about executed, Danny carried them over to the lawyers so that is all we are waiting on.
- B. CLFRF Funds – Second tranche is HERE!!!! \$181,861.92.
- C. MIT - MOD: researched the program, read the MOD, checked with GLO procedural requirements, set to attend meeting for public comments at the COG, and set up meeting with resource on next steps for this program. This is NOT a grant, it is an allotment, and our portion is determined by population, declared previous disasters and disaster funding, and LMI. That is not to say that we automatically get the funds, we still have to prepare an application (or Action Plan), and jump through all of the required hoops in a timely and GLO approved manner. Our proposed allotment is over \$700,000. Please see the agenda item related to this below. Procurement for these activities must begin immediately.
- D. Miscellaneous ongoing issues with various projects mostly related to record keeping or coordination. Have requested as-builts for all recent projects for record purposes.

**Other Activities:**

A. Permit and Development Issues.

Continuing to handle permits, and issues related to permits, zoning, codes or development as needed. Coordinated and submitted documents to Building Inspector as applicable and worked with Citizens requesting permits; input info into Iworq, determined fees, issued permit cards. This month development, platting, property issues and permit issues took up at about 1/4 work hours. • Subdivisions/Development: met with a couple of potential developers about small projects • Provided information to homeowners and realtors about city regulations, utilities, fees, etc. Provided info on

existing city plats (or lack thereof) to developers, real estate agents and surveyors as needed. •  
Researched plat/ land issues for surveyors, property owners.

B. **Plat research and database**: Continued maintenance and research as needed.

C. **Property values, information and delinquent tax accounts**: looked at some appraisal district issues with this year's roll and will be contacting their office to discuss the concerns we have. Continued to coordinate with tax attorneys on cases as they move forward or circumstances change.

D. **Federal/State Websites**: no information on justgrants.com. fended off several scams from agencies offering to help us with our SAM registration

E. **Miscellaneous**:

- Provided resources to city residents, potential residents, and county residents where possible.
- Met with KBCB and Keep Texas Beautiful Recycling Coordinator to start fleshing out the county wide pilot recycling program which is scheduled to start in mid-November. **There is a Kick-off event at the courthouse in Caldwell on the evening of November 15<sup>th</sup>, there will be games information prizes and various agencies related to environmental concerns represented at the event, including Keep Somerville Beautiful.** The goal is to place single stream recycling bins at all four of the main county collection sites under a contract with BVR. The items that can be recycled include plastic bottles and jugs, cardboard, and steel, tin and aluminum cans. These are items that, subject to the bargaining power of the coalition under KTB, return a profit to the community. There may also be some additional funding under the same coalition from Coca-Cola which might permit the placement of plastic (drink) bottle only bins at the high schools. There is a small county budget, grant funds, and some additional KTB funds to push the program, pay for the advertising, promos and printing. In order to include Caldwell and Somerville residents, and any unincorporated subdivision residents who already pay for curbside trash pickup and do not generally need to pay for annual solid waste stickers, they are looking at some type of recycling pass that would be issued at city hall to residents for free for the duration of the pilot program (estimated to last two to three months before the funding runs out). If there is good participation and buy-in from county residents, the county may elect to continue the program indefinitely. There is no cost to the city or a direct cost to any citizens for the participation in the pilot program. They have requested photos of people "recycling" to support the effort, if any council members would be willing to agree...?
- Met with Aimee, flyer/poster for vendors is ready to go, found a sponsor for bounce houses, trying to get initial meeting set up with Santaville committee. **Need bicycles, parade entries and volunteers.**
- Attended four-day FEMA Debris Management Class in Caldwell and TIDRC class in Ennis. During the course of the debris management class, discussed the possibility of setting up MAA's with the county for a debris management site in case that ever becomes necessary, and MAA's for mutual aid in the event that a disaster hits one area harder than another and equipment or resources can be shared. Also need to recertify our burn site in the event of a disaster that generates

vegetative debris so that we are positioned to transition into the event easily and get reimbursed from FEMA if the event is a declared disaster.

- Attended meeting with Snook City manager and County Environmental Officer to discuss possible interlocal aid on their code enforcement needs. For the most part, they need information and templates, which we can easily provide.

#### **Code Activities:**

#### **Dangerous Buildings:**

- A. Prepared for final demolition while keeping up with the 9<sup>th</sup> Street property, including posting notices , documenting conditions, working with the contractor on dates and notices, and interactions with property owners as needed. 9th Street has BEEN CLEANED AND CLEARED; the demolition efforts at 130 3<sup>rd</sup> are scheduled to have started today (Well, Tuesday the 11<sup>th</sup>).
- B. Filed several releases and revised liens at the county courthouse.
- C. *Please note that only general information about the Dangerous Buildings cycle is provided on this report because the council will review and affirm (or overturn) the Board's findings and make the final decision on whether to condemn and demolish properties that are not in compliance timely. That function is quasi-judicial, and should be based on the evidence and information presented during the council meeting when the action is considered.*

**Nuisance Cases:** Filed nuisance citations with the court for three properties, set for hearing in the 12<sup>th</sup> of this month. If these go well, there will be others. Last of the year grass letters and cards should go out this week.

General filing and updating of active files – on going

Provided several template docs to attorneys for review to make sure they are up to date and reflect any changes in statute or best practices.

# **Reports**

## **Senior Center Activity Report**

**(Will be handed out at meeting)**

**Agenda Item 6-E**



# **Consent Agenda**

## **Minutes – 09/13/2022**

**Agenda Item 7-A**

**Somerville City Council  
Regular Meeting  
September 13, 2022**

The Somerville City Council met in a regularly scheduled meeting on September 13, 2022, in the Somerville Senior Citizens Center. Present were Mayor Tommy Thompson; Alderwoman Debra Coleman; Alderwoman Deonna Moses, Alderwoman Amanda Flencher, Alderman Jeff Schoppe and Alderman Erik Kline; City Administrator Danny Segundo; Rose Rosser City Secretary; Visitor's Register - on file in the City Secretary's Office.

**CALL TO ORDER**

**6:15 PM** - The meeting was called to Order at this time by Mayor Thompson.

**INVOCATION**

Invocation was given by Alderwoman Coleman.

**PLEDGE OF ALLEGIANCE**

Pledge of Allegiance followed the Invocation.

**EXCUSED ABSENCES FOR COUNCIL MEMBERS**

All Council Members were present.

**CITIZEN'S COMMENTS**

There were no Citizen's Comments.

**PUBLIC HEARING**

**6:16 PM** – Public Hearing opened at this time by Mayor Thompson regarding (1) proposed tax rate for 2022. The proposed tax rate is as follows: Maintenance and Operations 0.56586, Debt Service Rate 0.11109, for a total tax rate of .067695; and (2) Proposed City Budget for Fiscal Year 2022-2023.

Administrator Segundo reviewed Proposed Tax Rate and Proposed Budget with Mayor, Council and Citizens that were present. There were no questions or comments.

**6:22 PM** – With no questions or comments, Mayor Thompson closed the public hearing at this time.

**REPORTS**

**Police Department Activity Report**

Chief Sullivan reported on Police Department Activity for the month of August 2022.

**Municipal Court Activity Report**

Rose Rosser reported on Municipal Court Activity for the month of August 2022.

### **Public Works Activity Report**

Joshua Young reported on Public Works Activity for the month of August 2022.

### **Code Enforcement Activity Report**

Kathy Pollock reported on Code Enforcement Activity for the month of August 2022.

### **Senior Center Activity Report**

Kelsey Bizzell reported on Senior Center Activity for the month of August 2022.

## **CONSENT AGENDA**

### **APPROVAL OF MINUTES / FINANCIAL MATTERS**

Motion made by Alderman Schoppe to **approve** the Minutes of the August 9, 2022 Regularly scheduled council meeting, the August 23, 2022 Called Meeting and the September 6, 2022 Called Meeting; and the Statement of Revenues & Expenditures, Sales Tax Report and Accounts Payable Cash Requirement Control Report by Department. **Seconded** by Alderwoman Flencher. Motion **carried** by a vote of 5 in favor and 0 opposed.

### **PRESENTATIONS**

NONE

### **UNFINISHED BUSINESS**

NONE

### **EXECUTIVE SESSION**

**6:35 PM** - The City Council moved to Executive / Closed session at this time pursuant to Chapter 551 of the Texas Government Code. Present in closed session were Mayor Thompson, Alderman Kline, Alderwoman Coleman, Alderwoman Moses, Alderwoman Flencher, Alderman Schoppe; City Attorney David Olson and Administrator Segundo. No motion was made to move to executive session but Alderman Schoppe requested it.

**6:52 PM – Reconvene** to open session at this time.

### **NEW BUSINESS**

#### **Action Items**

#### **2022-2023 Fiscal Year Budget**

Motion made by Alderwoman Moses to **approve** the 2022-2023 Fiscal Year Budget as presented in Public Hearing (part 2). **Seconded** by Alderman Schoppe. Roll call in favor of approval as follows: Alderwoman Flencher, Alderman Schoppe, Alderman Kline, Alderwoman Coleman and Alderwoman Moses. Motion for approval of Fiscal Year 2022-2023 Budget **carried** by a vote of 5 in favor and 0 opposed.

### **2022 Tax Rate**

Motion made by Alderwoman Flencher to **approve** Maintenance & Operations Rate of 0.56586. **Seconded** by Alderwoman Coleman. Roll call in favor of approval as follows: Alderwoman Flencher, Alderman Schoppe, Alderman Kline, Alderwoman Coleman and Alderwoman Moses. Motion for approval of 2022 Maintenance and Operations Tax Rate **carried** by a vote of 5 in favor and 0 opposed.

Motion made by Alderwoman Flencher to **approve** Debt Service Rate of 0.11109. **Seconded** by Alderwoman Coleman. Roll call in favor of approval as follows: Alderwoman Flencher, Alderman Schoppe, Alderman Kline, Alderwoman Coleman and Alderwoman Moses. Motion for approval of 2022 Debt Service Tax Rate **carried** by a vote of 5 in favor and 0 opposed.

Motion made by Alderwoman Flencher to **approve** Total Tax Rate of 0.67695. **Seconded** by Alderwoman Coleman. Roll call in favor of approval as follows: Alderwoman Flencher, Alderman Schoppe, Alderman Kline, Alderwoman Coleman and Alderwoman Moses. Motion for approval of 2022 Total Tax Rate **carried** by a vote of 5 in favor and 0 opposed.

### **Planning & Zoning Report / 1415 Thornberry**

Motion made by Alderwoman Flencher to **table** the Planning & Zoning Report related to the request for a Zoning Change for 1415 Thornberry. **Seconded** to **table** by Alderman Schoppe. Motion to **table** **carried** by a vote of 5 in favor and 0 opposed.

### **Seidel Schroeder / Audit Engagement Letter**

Motion made by Alderman Schoppe to **approve** a Contract and Engagement Letter for Seidel Schroeder Certified Public Accountants/ Business Advisors for FY 2021-2022 Annual Audit. **Seconded** by Alderwoman Moses. Motion **carried** by a vote of 5 in favor and 0 opposed.

### **Stop Sign Authorization / Ordinance 22-011**

Motion made by Alderwoman Flencher to **approve** Ordinance 22-011, approving the installation of stop signs at 7<sup>th</sup> Street and Avenue P. **Seconded** by Alderman Schoppe. Motion **carried** by a vote of 5 in favor and 0 opposed.

### **Alarm Ordinance / Ordinance 22-012**

Motion made by Alderman Schoppe to **table** Ordinance 22-012, establishing an Alarm Ordinance. **Seconded** to **table** by Alderwoman Moses. Motion to **table** **carried** by a vote of 5 in favor and 0 opposed.

### **No Through Truck Ordinance / Ordinance 22-010**

Motion made by Alderwoman Flencher to **approve** Ordinance 22-010 (as is), approving a "No Through Truck" designation for 8<sup>th</sup> Street and Memory Lane. **Seconded** by Alderman Schoppe. Motion **carried** by a vote of 5 in favor and 0 opposed; but City Attorney, David Olson will be cleaning up the language and amending the ordinance to be presented at the October 11, 2022 Council Meeting as Unfinished Business.

### **Somerville Laundromat**

Motion made by Alderwoman Flencher to **approve** authorizing the purchase of property at 140 8<sup>th</sup> Street. **Seconded** by Alderman Schoppe. Motion **carried** by a vote of 5 in favor and 0 opposed.

### **Texas Municipal League Intergovernmental Risk Pool Board of Trustee Elections**

Motion made by Alderman Schoppe to **approve** Selection of Candidates for election to the TML Risk Pool Board of Trustees as follows: Place 6-Allison Hayward; Place 7-Rebeca Hass; Place 8-Chris Coffman; and Place 9-Barry Beard. **Seconded** by Alderwoman Moses. Motion **carried** by a vote of 5 in favor and 0 opposed.

### **Abatement of Property**

Motion made by Alderwoman Flencher to **approve** awarding the contract for abatement of the property on 3<sup>rd</sup> Street to B.A.D. Co., and direct Public Works to complete the remaining abatement items at the 9<sup>th</sup> Street Property, invoice both property owners, and file liens against the property if the invoices are not paid timely. **Seconded** by Alderman Schoppe. Motion **carried** by a vote of 5 in favor and 0 opposed.

### **Mayor & Council Comments**

NONE

### **City Administrator Comments**

NONE

### **ADJOURN**

**7:22 PM** – Motion made by Alderman Schoppe to **approve** adjourning the meeting at this time. **Seconded** by Alderwoman Coleman. Motion **carried** by a vote of 5 in favor and 0 opposed.

Passed: \_\_\_\_\_

\_\_\_\_\_  
Tommy Thompson, Mayor

I, Rose Rosser, City Secretary for the City of Somerville, Texas, do hereby certify that I am the custodian of the records for the City of Somerville, Texas, and that the above is a true and correct copy of the Minutes of the regularly scheduled meeting held on September 13, 2022.

\_\_\_\_\_  
Rose Rosser, City Secretary

# **Consent Agenda**

## **Statement of Revenues & Expenditures**

**Agenda Item 7-B**



**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For General Fund (100)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number		Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>						
100-00-4011	Ad Valorem Taxes - Current Year	\$ 53,501.25	\$ 0.00	\$ 642,015.00	\$ 562,349.19	12.41%
100-00-4012	Ad Valorem Taxes - Delinquent Curren	0.00	1,717.64	0.00	59,742.54	0.00%
100-00-4013	Ad Valorem Taxes - Delinquent Prior Y	1,000.00	1,437.30	12,000.00	27,125.08	(126.04%)
100-00-4014	Ad Valorem Taxes - P&I Current Year	125.00	325.61	1,500.00	4,079.69	(171.98%)
100-00-4015	Ad Valorem Taxes - P&I Prior Year	250.00	1,183.79	3,000.00	14,927.54	(397.58%)
100-00-4021	Sales Taxes	20,000.00	23,367.67	280,000.00	361,518.45	(29.11%)
100-00-4023	Mixed Beverage Tax	375.00	728.18	4,500.00	4,713.94	(4.75%)
100-00-4030	Solid Waste Franchise Fees	1,041.63	1,137.72	12,500.00	13,013.83	(4.11%)
100-00-4031	Franchise Fee - Electric	0.00	39,810.68	39,000.00	39,810.68	(2.08%)
100-00-4032	Franchise Fee - Gas	0.00	0.00	9,000.00	11,751.40	(30.57%)
100-00-4033	Franchise Fee - Telephone	166.63	0.00	2,000.00	1,807.76	9.61%
100-00-4034	Franchise Fee - CableTV	100.00	0.00	1,200.00	0.00	100.00%
100-00-4035	Lease Welch Park	3,000.00	0.00	12,000.00	11,576.59	3.53%
100-00-4041	Building Permits	416.63	1,409.50	5,000.00	20,106.20	(302.12%)
100-00-4042	Electrical Permits	150.00	0.00	1,800.00	2,869.00	(59.39%)
100-00-4043	Plumbing Permits	41.63	1,032.50	500.00	1,487.50	(197.50%)
100-00-4044	Demolition Permits	0.00	0.00	100.00	298.00	(198.00%)
100-00-4045	Other Permits & Licenses	33.37	0.00	400.00	8,012.25	(1903.06%)
100-00-4051	Traffic Fines	10,416.63	4,301.14	125,000.00	92,097.98	26.32%
100-00-4054	Warrant Fees	383.37	265.28	4,600.00	3,757.62	18.31%
100-00-4055	Arrest Fees	416.63	78.15	5,000.00	2,414.28	51.71%
100-00-4056	Court Omni Fees	100.00	96.55	1,200.00	1,240.60	(3.38%)
100-00-4057	Driving Safety Fees	200.00	20.00	2,400.00	810.00	66.25%
100-00-4058	Administrative Fees	50.00	0.00	600.00	403.44	32.76%
100-00-4059	Other Court Revenue	41.63	137.09	500.00	2,061.85	(312.37%)
100-00-4078	NSF Charge Back	0.00	(5.00)	0.00	(10.00)	0.00%
100-00-4141	Record & Copy Fees	8.37	10.40	100.00	22.80	77.20%
100-00-4142	Police Record Fees	4.13	20.00	50.00	102.00	(104.00%)
100-00-4143	Check Processing Fees	0.00	0.00	0.00	10.00	0.00%
100-00-4145	Donations - Siren	8.37	0.00	100.00	0.00	100.00%
100-00-4146	Donations - Police	20.87	0.00	250.00	2,000.00	(700.00%)
100-00-4147	Sale of Fixed Assets	0.00	2,800.00	0.00	2,800.00	0.00%
100-00-4148	Parks Donations	16.63	0.00	200.00	0.00	100.00%
100-00-4168	Other Miscellaneous Income	1,250.00	889.53	15,000.00	254,192.43	(1594.62%)
100-00-4171	Interest	83.37	0.00	1,000.00	4,414.54	(341.45%)
100-00-4222	Building Rental - Transfer in	350.00	350.00	4,200.00	4,200.00	0.00%
100-00-4506	General Land Office (GLO) Grant	0.00	0.00	0.00	7,781.00	0.00%
100-00-4508	CoronavirusLocalFiscalRecovery (CLF	0.00	0.00	0.00	358.71	0.00%
<b>Total General Fund Revenues</b>		<b>\$ 93,551.14</b>	<b>\$ 81,113.73</b>	<b>\$ 1,186,715.00</b>	<b>\$ 1,523,846.89</b>	<b>(28.41%)</b>

**Expenditures**

100-00-5088	Miscellaneous Services	\$ 0.00	\$ 0.00	\$ 0.00	\$ 353.31	0.00%
100-11-5011	Salaries - Regular	12,166.63	11,290.84	146,000.00	145,937.22	0.04%
100-11-5012	Salaries - Overtime	0.00	0.00	500.00	733.11	(46.62%)
100-11-5013	Social Security	750.00	700.02	9,000.00	9,093.41	(1.04%)
100-11-5014	Medicare	175.00	163.71	2,100.00	2,126.68	(1.27%)

**City of Somerville**  
**Statement of Revenue and Expenditures**  
Revised Budget  
For General Fund (100)  
For the Fiscal Period 2022-12 Ending September 30, 2022

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
100-11-5015 T.M.R.S.	672.88	571.30	8,075.00	7,249.41	10.22%
100-11-5016 Group Medical	2,083.37	1,623.84	25,000.00	21,109.92	15.56%
100-11-5017 State Unemployment	120.87	0.00	1,450.00	568.62	60.78%
100-11-5018 Workmen's Compensation	75.00	0.00	900.00	900.00	0.00%
100-11-5032 Salaries - Contract Labor	100.00	0.00	1,200.00	0.00	100.00%
100-11-5041 Tax Collection	350.00	909.67	4,200.00	3,647.23	13.16%
100-11-5042 Advertisements	16.63	0.00	200.00	0.00	100.00%
100-11-5043 Dues & Memberships	83.37	0.00	1,000.00	1,573.54	(57.35%)
100-11-5044 Printing	0.00	0.00	400.00	290.46	27.39%
100-11-5054 Janitorial Services	150.00	0.94	1,800.00	165.76	90.79%
100-11-5055 Communication Services	1,000.00	558.06	12,000.00	6,399.59	46.67%
100-11-5056 Postage Services	41.63	0.00	500.00	52.65	89.47%
100-11-5057 ADP Services	0.00	0.00	500.00	344.95	31.01%
100-11-5088 Miscellaneous Services	416.63	354.53	5,000.00	14,895.22	(197.90%)
100-11-5091 Legal Services	666.63	0.00	8,000.00	8,953.00	(11.91%)
100-11-5094 Auditing Services	0.00	0.00	7,500.00	9,037.75	(20.50%)
100-11-5096 Consulting Services	641.63	0.00	7,700.00	4,903.00	36.32%
100-11-5097 Tax Collection Fee	187.50	0.00	750.00	658.08	12.26%
100-11-5115 Buildings	2,083.37	1,753.31	25,000.00	14,645.87	41.42%
100-11-5118 IT Equipment	125.00	0.00	1,500.00	0.00	100.00%
100-11-5119 IT Software	416.63	0.00	5,000.00	1,500.00	70.00%
100-11-5158 Miscellaneous Maintenance	167.37	0.00	2,008.00	0.00	100.00%
100-11-5161 General Supplies/Materials	416.63	237.49	5,000.00	5,181.98	(3.64%)
100-11-5162 Office Supplies	66.63	0.00	800.00	0.00	100.00%
100-11-5164 Publications	83.37	0.00	1,000.00	3,806.15	(280.62%)
100-11-5198 Miscellaneous Supplies/Materials	541.63	0.00	6,500.00	52.94	99.19%
100-11-5211 Electric Services	400.00	693.55	4,800.00	7,114.36	(48.22%)
100-11-5212 Gas Services	60.00	118.78	720.00	1,044.79	(45.11%)
100-11-5221 Equipment Rental	291.63	181.15	3,500.00	3,860.88	(10.31%)
100-11-5231 Travel	125.00	0.00	1,500.00	1,132.30	24.51%
100-11-5232 Training	250.00	0.00	3,000.00	1,512.24	49.59%
100-11-5241 General Liability	500.00	455.48	6,000.00	4,467.48	25.54%
100-11-5246 Personal Bonds	0.00	0.00	0.00	71.00	0.00%
100-11-5380 Pest Control	25.00	35.00	300.00	445.00	(48.33%)
100-11-5393 Group Dental	108.37	0.00	1,300.00	0.00	100.00%
100-11-5394 Group Vision	18.75	0.00	225.00	0.00	100.00%
100-12-5011 Salaries - Regular	91.63	18.46	1,100.00	239.98	78.18%
100-12-5013 Social Security	8.37	1.14	100.00	14.82	85.18%
100-12-5014 Medicare	1.63	0.26	20.00	3.38	83.10%
100-12-5017 State Unemployment	2.50	0.02	30.00	3.26	89.13%
100-12-5043 Dues & Memberships	8.37	0.00	100.00	0.00	100.00%
100-12-5088 Miscellaneous Services	8.37	0.00	100.00	0.00	100.00%
100-12-5162 Office Supplies	0.00	0.00	150.00	0.00	100.00%
100-12-5231 Travel	0.00	0.00	500.00	0.00	100.00%
100-12-5232 Training	0.00	0.00	500.00	0.00	100.00%
100-12-5241 General Liability	0.00	0.00	100.00	0.00	100.00%
100-13-5011 Salaries - Regular	22,500.00	16,327.45	270,000.00	202,501.34	25.00%
100-13-5012 Salaries - Overtime	833.37	3,676.50	10,000.00	38,933.09	(289.33%)
100-13-5013 Social Security	1,391.63	1,240.24	16,700.00	14,968.99	10.37%

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For General Fund (100)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
100-13-5014 Medicare	325.00	290.04	3,900.00	3,500.74	10.24%
100-13-5015 T.M.R.S.	1,175.00	967.88	14,100.00	11,568.74	17.95%
100-13-5016 Group Medical	4,933.37	2,672.54	59,200.00	32,420.62	45.24%
100-13-5017 State Unemployment	625.00	3.57	7,500.00	1,446.30	80.72%
100-13-5018 Workmen's Compensation	108.37	0.00	1,300.00	1,300.00	0.00%
100-13-5041 Tax Collection	1,050.00	909.67	4,200.00	3,647.23	13.16%
100-13-5043 Dues & Memberships	0.00	0.00	2,000.00	181.05	90.95%
100-13-5044 Printing	0.00	0.00	100.00	0.00	100.00%
100-13-5054 Janitorial Services	0.00	0.90	0.00	60.30	0.00%
100-13-5055 Communication Services	500.00	228.32	6,000.00	10,610.50	(76.84%)
100-13-5056 Postage Services	0.00	0.00	0.00	47.95	0.00%
100-13-5057 ADP Services	0.00	0.00	500.00	344.95	31.01%
100-13-5058 Law Enforcement Services	0.00	0.00	10,000.00	4,000.00	60.00%
100-13-5088 Miscellaneous Services	0.00	31.95	2,000.00	38,575.86	(1828.79%)
100-13-5091 Legal Services	0.00	0.00	475.00	168.00	64.63%
100-13-5094 Auditing Services	0.00	0.00	3,200.00	4,737.75	(48.05%)
100-13-5096 Consulting Services	0.00	0.00	500.00	2,766.30	(453.26%)
100-13-5115 Buildings	0.00	750.00	1,000.00	11,224.05	(1022.41%)
100-13-5116 Equipment	500.00	0.00	6,000.00	37,713.24	(528.55%)
100-13-5117 Vehicles	1,333.37	690.43	16,000.00	20,734.87	(29.59%)
100-13-5118 IT Equipment	291.63	171.00	3,500.00	10,151.26	(190.04%)
100-13-5120 Communication Equipment	60.38	0.00	725.00	0.00	100.00%
100-13-5158 Miscellaneous Maintenance	167.37	0.00	2,008.00	0.00	100.00%
100-13-5161 General Supplies/Materials	250.00	452.83	3,000.00	8,691.23	(189.71%)
100-13-5162 Office Supplies	41.63	0.00	500.00	0.00	100.00%
100-13-5164 Publications	8.37	0.00	100.00	448.16	(348.16%)
100-13-5165 Uniforms	166.63	36.00	2,000.00	1,204.22	39.79%
100-13-5198 Miscellaneous Supplies/Materials	0.00	0.00	0.00	880.20	0.00%
100-13-5201 Fuel - Gas	1,000.00	976.50	12,000.00	17,389.10	(44.91%)
100-13-5211 Electric Services	216.63	87.35	2,600.00	1,562.12	39.92%
100-13-5221 Equipment Rental	83.37	70.14	1,000.00	1,327.42	(32.74%)
100-13-5231 Travel	83.37	0.00	1,000.00	729.33	27.07%
100-13-5232 Training	83.37	0.00	1,000.00	3,939.77	(293.98%)
100-13-5241 General Liability	633.37	987.19	7,600.00	7,174.81	5.59%
100-13-5243 Law Enforcment Liability	200.00	177.50	2,400.00	2,057.50	14.27%
100-13-5262 Capital Outlay (>5,000)	0.00	0.00	0.00	110,352.98	0.00%
100-13-5380 Pest Control	20.00	40.00	240.00	380.00	(58.33%)
100-13-5387 Expense Paid from Donations	0.00	0.00	0.00	336.00	0.00%
100-13-5393 Group Dental	258.37	0.00	3,100.00	0.00	100.00%
100-13-5394 Group Vision	50.00	0.00	600.00	0.00	100.00%
100-13-5395 Leased Vehicles / Equipment	0.00	0.00	21,912.00	64,681.71	(195.19%)
100-13-5396 Leased Vehicles / Equipment Interest	0.00	0.00	3,915.00	3,070.21	21.58%
100-15-5011 Salaries - Regular	3,525.00	3,432.00	42,300.00	43,576.04	(3.02%)
100-15-5012 Salaries - Overtime	25.00	0.00	300.00	36.20	87.93%
100-15-5013 Social Security	216.63	212.80	2,600.00	2,704.16	(4.01%)
100-15-5014 Medicare	50.00	49.76	600.00	632.33	(5.39%)
100-15-5015 T.M.R.S.	141.63	130.26	1,700.00	1,605.39	5.57%
100-15-5016 Group Medical	822.12	649.54	9,865.00	8,444.02	14.40%
100-15-5017 State Unemployment	34.13	0.86	410.00	265.33	35.29%

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For General Fund (100)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
100-15-5018 Workmen's Compensation	25.00	0.00	300.00	300.00	0.00%
100-15-5041 Tax Collection	625.00	909.67	2,500.00	3,647.23	(45.89%)
100-15-5043 Dues & Memberships	0.00	0.00	500.00	1,779.00	(255.80%)
100-15-5044 Printing	0.00	0.00	50.00	0.00	100.00%
100-15-5055 Communication Services	62.50	228.32	750.00	528.32	29.56%
100-15-5056 Postage Services	0.00	0.00	200.00	0.00	100.00%
100-15-5088 Miscellaneous Services	0.00	0.00	200.00	0.00	100.00%
100-15-5091 Legal Services	416.63	1,695.34	5,000.00	17,035.98	(240.72%)
100-15-5094 Auditing Services	0.00	0.00	2,200.00	3,737.75	(69.90%)
100-15-5115 Buildings	0.00	458.33	0.00	4,315.97	0.00%
100-15-5118 IT Equipment	0.00	0.00	300.00	0.00	100.00%
100-15-5119 IT Software	0.00	0.00	0.00	76.25	0.00%
100-15-5161 General Supplies/Materials	83.37	17.49	1,000.00	1,151.72	(15.17%)
100-15-5198 Miscellaneous Supplies/Materials	0.00	0.00	0.00	46.90	0.00%
100-15-5221 Equipment Rental	150.00	181.15	1,800.00	2,557.88	(42.10%)
100-15-5231 Travel	0.00	0.00	600.00	0.00	100.00%
100-15-5232 Training	0.00	0.00	300.00	100.00	66.67%
100-15-5241 General Liability	150.00	0.00	1,800.00	1,979.78	(9.99%)
100-15-5246 Personal Bonds	0.00	0.00	0.00	71.00	0.00%
100-15-5393 Group Dental	42.00	0.00	504.00	0.00	100.00%
100-15-5394 Group Vision	7.50	0.00	90.00	0.00	100.00%
100-16-5011 Salaries - Regular	3,666.63	3,352.00	44,000.00	43,607.43	0.89%
100-16-5012 Salaries - Overtime	0.00	219.98	0.00	337.82	0.00%
100-16-5013 Social Security	225.00	221.46	2,700.00	2,724.56	(0.91%)
100-16-5014 Medicare	54.13	51.79	650.00	637.16	1.98%
100-16-5015 T.M.R.S.	208.37	180.75	2,500.00	2,172.08	13.12%
100-16-5016 Group Medical	822.12	649.54	9,865.00	8,444.02	14.40%
100-16-5017 State Unemployment	37.50	0.00	450.00	239.30	46.82%
100-16-5018 Workmen's Compensation	18.75	0.00	225.00	225.00	0.00%
100-16-5032 Salaries - Contract Labor	1,250.00	0.00	15,000.00	10,026.50	33.16%
100-16-5041 Tax Collection	208.37	909.67	2,500.00	3,647.23	(45.89%)
100-16-5043 Dues & Memberships	0.00	0.00	450.00	60.00	86.67%
100-16-5044 Printing	0.00	0.00	50.00	0.00	100.00%
100-16-5055 Communication Services	0.00	228.32	0.00	228.32	0.00%
100-16-5056 Postage Services	0.00	0.00	100.00	0.00	100.00%
100-16-5057 ADP Services	0.00	0.00	0.00	343.97	0.00%
100-16-5061 Abatement Services	3,333.37	0.00	40,000.00	21,033.00	47.42%
100-16-5088 Miscellaneous Services	216.63	258.00	2,600.00	1,456.00	44.00%
100-16-5091 Legal Services	125.00	0.00	1,500.00	5,620.50	(274.70%)
100-16-5094 Auditing Services	0.00	0.00	2,000.00	3,537.75	(76.89%)
100-16-5096 Consulting Services	125.00	0.00	1,500.00	0.00	100.00%
100-16-5115 Buildings	0.00	458.33	0.00	4,315.97	0.00%
100-16-5118 IT Equipment	0.00	0.00	300.00	0.00	100.00%
100-16-5161 General Supplies/Materials	0.00	0.00	500.00	0.00	100.00%
100-16-5163 IT Supplies	0.00	0.00	100.00	0.00	100.00%
100-16-5164 Publications	0.00	0.00	500.00	0.00	100.00%
100-16-5198 Miscellaneous Supplies/Materials	0.00	17.49	200.00	253.53	(26.77%)
100-16-5221 Equipment Rental	166.63	181.15	2,000.00	2,557.88	(27.89%)
100-16-5231 Travel	0.00	275.23	1,000.00	275.23	72.48%

# City of Somerville

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## Statement of Revenue and Expenditures

Page 5

Revised Budget

For General Fund (100)

For the Fiscal Period 2022-12 Ending September 30, 2022

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
100-16-5232 Training	0.00	0.00	1,000.00	90.00	91.00%
100-16-5241 General Liability	458.37	0.00	5,500.00	2,476.33	54.98%
100-16-5393 Group Dental	42.00	0.00	504.00	0.00	100.00%
100-16-5394 Group Vision	7.50	0.00	90.00	0.00	100.00%
100-17-5011 Salaries - Regular	3,250.00	1,875.86	39,000.00	24,253.67	37.81%
100-17-5012 Salaries - Overtime	250.00	228.61	3,000.00	3,112.20	(3.74%)
100-17-5013 Social Security	204.13	130.48	2,450.00	1,696.73	30.75%
100-17-5014 Medicare	50.00	30.52	600.00	396.80	33.87%
100-17-5015 T.M.R.S.	183.37	106.48	2,200.00	1,352.30	38.53%
100-17-5016 Group Medical	908.37	389.74	10,900.00	5,066.62	53.52%
100-17-5017 State Unemployment	33.37	0.00	400.00	144.22	63.95%
100-17-5018 Workmen's Compensation	16.63	0.00	200.00	200.00	0.00%
100-17-5020 Uniform Rental	83.37	12.54	1,000.00	163.02	83.70%
100-17-5041 Tax Collection	625.00	909.68	2,500.00	3,647.17	(45.89%)
100-17-5043 Dues & Memberships	0.00	0.00	800.00	0.00	100.00%
100-17-5054 Janitorial Services	166.63	0.96	2,000.00	63.78	96.81%
100-17-5055 Communication Services	200.00	0.00	2,400.00	300.00	87.50%
100-17-5057 ADP Services	0.00	0.00	700.00	344.95	50.72%
100-17-5088 Miscellaneous Services	0.00	82.91	700.00	3,348.56	(378.37%)
100-17-5091 Legal Services	0.00	0.00	300.00	888.00	(196.00%)
100-17-5092 Engineering Services	666.63	7,128.75	8,000.00	24,825.00	(210.31%)
100-17-5094 Auditing Services	0.00	0.00	2,200.00	3,737.75	(69.90%)
100-17-5096 Consulting Services	83.37	0.00	1,000.00	16,053.13	(1505.31%)
100-17-5114 Streets	4,166.63	3,602.55	50,000.00	30,768.76	38.46%
100-17-5115 Buildings	416.63	458.33	5,000.00	4,174.97	16.50%
100-17-5116 Equipment	208.37	0.00	2,500.00	0.00	100.00%
100-17-5117 Vehicles	416.63	0.00	5,000.00	29,894.56	(497.89%)
100-17-5118 IT Equipment	0.00	0.00	200.00	0.00	100.00%
100-17-5158 Miscellaneous Maintenance	0.00	0.00	0.00	15,766.53	0.00%
100-17-5161 General Supplies/Materials	750.00	900.94	9,000.00	18,419.09	(104.66%)
100-17-5162 Office Supplies	0.00	0.00	100.00	0.00	100.00%
100-17-5165 Uniforms	0.00	0.00	0.00	62.40	0.00%
100-17-5198 Miscellaneous Supplies/Materials	167.37	0.00	2,008.00	0.00	100.00%
100-17-5201 Fuel - Gas	500.00	390.60	6,000.00	6,925.68	(15.43%)
100-17-5202 Fuel - Diesel	183.37	0.00	2,200.00	3,384.99	(53.86%)
100-17-5211 Electric Services	2,333.37	2,570.41	28,000.00	28,960.63	(3.43%)
100-17-5221 Equipment Rental	83.37	110.98	1,000.00	1,430.30	(43.03%)
100-17-5231 Travel	0.00	0.00	400.00	0.00	100.00%
100-17-5232 Training	0.00	0.00	400.00	0.00	100.00%
100-17-5241 General Liability	500.00	433.37	6,000.00	4,393.15	26.78%
100-17-5262 Capital Outlay (>5,000)	0.00	0.00	0.00	42,319.89	0.00%
100-17-5380 Pest Control	40.00	55.00	480.00	575.00	(19.79%)
100-17-5381 Animal Control-Vet Services	0.00	0.00	0.00	114.50	0.00%
100-17-5393 Group Dental	50.00	0.00	600.00	0.00	100.00%
100-17-5394 Group Vision	14.13	0.00	170.00	0.00	100.00%
100-17-5395 Leased Vehicles / Equipment Principal	0.00	0.00	11,966.00	0.00	100.00%
100-18-5053 Mowing Services	0.00	0.00	100.00	0.00	100.00%
100-18-5088 Miscellaneous Services	416.63	0.00	5,000.00	139.00	97.22%
100-18-5211 Electric Services	233.37	284.28	2,800.00	2,675.66	4.44%

**City of Somerville**  
**Statement of Revenue and Expenditures**  
*Revised Budget*  
*For General Fund (100)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
100-18-5212 Gas Services	125.00	202.87	1,500.00	2,152.06	(43.47%)
100-18-5241 General Liability	458.37	433.37	5,500.00	4,309.81	21.64%
100-18-5242 Auto Liability	108.37	0.00	1,300.00	0.00	100.00%
100-18-5247 Real & Personal Property	70.87	0.00	850.00	1,558.34	(83.33%)
100-18-5380 Pest Control	55.00	55.00	660.00	715.00	(8.33%)
100-19-5044 Printing	0.00	0.00	500.00	0.00	100.00%
100-19-5088 Miscellaneous Services	0.00	0.00	0.00	7,700.00	0.00%
100-19-5116 Equipment	0.00	0.00	500.00	0.00	100.00%
100-19-5161 General Supplies/Materials	0.00	0.00	500.00	0.00	100.00%
<b>Total General Fund Expenditures</b>	<b>\$ 99,747.85</b>	<b>\$ 85,819.01</b>	<b>\$ 1,262,740.00</b>	<b>\$ 1,464,852.28</b>	<b>(16.01%)</b>
 <b>General Fund Excess of Revenues Over Expenditures</b>	 <b>\$ (6,196.71)</b>	 <b>\$ (4,705.28)</b>	 <b>\$ (76,025.00)</b>	 <b>\$ 58,994.61</b>	 <b>177.60%</b>



**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Street Repair Franchise Fees (103)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
103-00-4145 Donations - General	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	0.00%
103-00-4172 Fund Transfers-In	2,333.37	2,585.34	28,000.00	27,422.50	2.06%
<b>Total Street Repair Franchise Fees Revenues</b>	<b>\$ 2,333.37</b>	<b>\$ 2,585.34</b>	<b>\$ 28,000.00</b>	<b>\$ 27,422.50</b>	<b>2.06%</b>
<b>Expenditures</b>					
103-00-5114 Streets	\$ 0.00	\$ 0.00	\$ 0.00	\$ 7,717.64	0.00%
103-00-5262 Capital Outlay (>5,000)	0.00	0.00	0.00	0.00	0.00%
<b>Total Street Repair Franchise Fees Expenditures</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 7,717.64</b>	<b>0.00%</b>
 <b>Street Repair Franchise Fees Excess of Revenues Over</b>	 <b>\$ 2,333.37</b>	 <b>\$ 2,585.34</b>	 <b>\$ 28,000.00</b>	 <b>\$ 19,704.86</b>	 <b>29.63%</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**

Revised Budget  
For Enterprise (200)  
For the Fiscal Period 2022-12 Ending September 30, 2022

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
200-00-4071 Water Fees - Residential	\$ 27,083.37	\$ 30,742.61	\$ 325,000.00	\$ 309,521.37	4.76%
200-00-4072 Water Fees - Commercial	0.00	0.00	0.00	33.28	0.00%
200-00-4074 Water Fees - Penalties	1,333.37	1,536.20	16,000.00	17,949.98	(12.19%)
200-00-4075 Water Taps & Fees	33.37	0.00	400.00	6,402.23	(1500.56%)
200-00-4077 Water Fees - Other Charges	458.37	655.64	5,500.00	5,770.87	(4.92%)
200-00-4078 NSF Charge Back	0.00	0.00	100.00	0.00	100.00%
200-00-4081 Wastewater Fees - Residential	21,250.00	20,951.02	255,000.00	239,047.56	6.26%
200-00-4082 Wastewater Fees - Commercial	0.00	0.00	0.00	33.28	0.00%
200-00-4083 Wastewater Fees - Industrial	708.37	866.02	8,500.00	8,314.22	2.19%
200-00-4085 Wastewater Taps & Fees	41.63	0.00	500.00	3,544.81	(608.96%)
200-00-4091 Solid Waste Fees - Residential	21,250.00	22,754.52	255,000.00	258,510.05	(1.38%)
200-00-4168 Other Miscellaneous Income	0.00	0.00	600.00	159,989.67	(26564.95%)
200-00-4171 Interest	66.63	0.00	800.00	1,968.02	(146.00%)
200-00-4172 Fund Transfers-In	0.00	0.00	0.00	33.28	0.00%
200-00-4500 Bad Debt	0.00	0.00	100.00	482.53	(382.53%)
<b>Total Enterprise Revenues</b>	<b>\$ 72,225.11</b>	<b>\$ 77,506.01</b>	<b>\$ 867,500.00</b>	<b>\$ 1,011,601.15</b>	<b>(16.61%)</b>

**Expenditures**

200-21-5011 Salaries - Regular	\$ 5,666.63	\$ 5,845.09	\$ 68,000.00	\$ 71,281.38	(4.83%)
200-21-5012 Salaries - Overtime	208.37	782.90	2,500.00	7,058.80	(182.35%)
200-21-5013 Social Security	354.13	410.94	4,250.00	4,856.85	(14.28%)
200-21-5014 Medicare	83.37	96.09	1,000.00	1,135.71	(13.57%)
200-21-5015 T.M.R.S.	333.37	320.91	4,000.00	3,494.62	12.63%
200-21-5016 Group Medical	1,875.00	2,008.53	22,500.00	19,560.28	13.07%
200-21-5017 State Unemployment	162.50	2.96	1,950.00	491.85	74.78%
200-21-5018 Workmen's Compensation	50.00	0.00	600.00	600.00	0.00%
200-21-5020 Uniform Rental	58.37	45.96	700.00	456.31	34.81%
200-21-5032 Salaries - Contract Labor	3,700.00	3,850.00	44,400.00	44,550.00	(0.34%)
200-21-5043 Dues & Memberships	166.63	0.00	2,000.00	2,391.60	(19.58%)
200-21-5044 Printing	0.00	0.00	0.00	666.37	0.00%
200-21-5048 Water Testing	183.37	36.00	2,200.00	2,599.99	(18.18%)
200-21-5050 Inspection Services	183.37	0.00	2,200.00	0.00	100.00%
200-21-5054 Janitorial Services	166.63	66.48	2,000.00	128.22	93.59%
200-21-5055 Communication Services	1,016.63	824.74	12,200.00	10,361.04	15.07%
200-21-5056 Postage Services	0.00	0.00	100.00	0.00	100.00%
200-21-5057 ADP Services	0.00	0.00	0.00	344.95	0.00%
200-21-5059 Water District Fees	300.00	0.00	3,600.00	2,838.12	21.16%
200-21-5088 Miscellaneous Services	208.37	40.00	2,500.00	116.33	95.35%
200-21-5091 Legal Services	41.63	0.00	500.00	0.00	100.00%
200-21-5092 Engineering Services	416.63	1,038.75	5,000.00	1,038.75	79.23%
200-21-5094 Auditing Services	0.00	0.00	2,200.00	3,737.75	(69.90%)
200-21-5096 Consulting Services	208.37	0.00	2,500.00	0.00	100.00%
200-21-5111 Water System	1,666.63	0.00	20,000.00	15,382.71	23.09%
200-21-5115 Buildings	41.63	458.33	500.00	4,658.47	(831.69%)
200-21-5116 Equipment	416.63	1,715.74	5,000.00	7,369.54	(47.39%)
200-21-5117 Vehicles	208.37	0.00	2,500.00	30,357.29	(1114.29%)

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Enterprise (200)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
200-21-5118 IT Equipment	70.87	0.00	850.00	0.00	100.00%
200-21-5119 IT Software	83.37	0.00	1,000.00	76.24	92.38%
200-21-5158 Miscellaneous Maintenance	83.37	0.00	1,000.00	820.00	18.00%
200-21-5161 General Supplies/Materials	2,916.63	3,039.42	35,000.00	51,503.11	(47.15%)
200-21-5162 Office Supplies	50.00	0.00	600.00	131.15	78.14%
200-21-5164 Publications	0.00	0.00	150.00	0.00	100.00%
200-21-5165 Uniforms	0.00	0.00	0.00	644.62	0.00%
200-21-5201 Fuel - Gas	208.37	292.95	2,500.00	5,194.29	(107.77%)
200-21-5202 Fuel - Diesel	100.00	0.00	1,200.00	1,692.49	(41.04%)
200-21-5211 Electric Services	2,000.00	3,052.90	24,000.00	31,394.38	(30.81%)
200-21-5221 Equipment Rental	150.00	181.15	1,800.00	2,557.88	(42.10%)
200-21-5231 Travel	0.00	0.00	500.00	585.54	(17.11%)
200-21-5232 Training	0.00	0.00	500.00	0.00	100.00%
200-21-5241 General Liability	500.00	433.37	6,000.00	4,293.15	28.45%
200-21-5262 Capital Outlay (>5,000)	1,250.00	0.00	15,000.00	42,319.90	(182.13%)
200-21-5376 Utility Franchise Fee	1,350.00	1,537.30	16,200.00	15,474.20	4.48%
200-21-5380 Pest Control	40.00	35.00	480.00	440.00	8.33%
200-21-5393 Group Dental	70.87	0.00	850.00	0.00	100.00%
200-21-5394 Group Vision	33.37	0.00	400.00	0.00	100.00%
200-21-5395 Leased Vehicles / Equipment Principal	747.88	0.00	8,975.00	0.00	100.00%
200-22-5011 Salaries - Regular	5,666.63	3,557.09	68,000.00	54,513.93	19.83%
200-22-5012 Salaries - Overtime	208.37	451.43	2,500.00	5,791.42	(131.66%)
200-22-5013 Social Security	354.13	248.53	4,250.00	3,739.13	12.02%
200-22-5014 Medicare	83.37	58.13	1,000.00	874.64	12.54%
200-22-5015 T.M.R.S.	333.37	199.92	4,000.00	2,958.99	26.03%
200-22-5016 Group Medical	1,875.00	1,003.38	22,500.00	15,847.95	29.56%
200-22-5017 State Unemployment	162.50	0.55	1,950.00	372.07	80.92%
200-22-5018 Workmen's Compensation	50.00	0.00	600.00	600.00	0.00%
200-22-5020 Uniform Rental	31.25	25.10	375.00	425.67	(13.51%)
200-22-5032 Salaries - Contract Labor	3,700.00	3,850.00	44,400.00	44,550.00	(0.34%)
200-22-5043 Dues & Memberships	0.00	0.00	150.00	0.00	100.00%
200-22-5044 Printing	0.00	0.00	200.00	0.00	100.00%
200-22-5047 Sludge Hauling	125.00	0.00	1,500.00	1,090.00	27.33%
200-22-5049 Wastewater Testing	625.00	831.00	7,500.00	6,919.00	7.75%
200-22-5054 Janitorial Services	0.00	0.00	0.00	1.08	0.00%
200-22-5055 Communication Services	300.00	273.59	3,600.00	3,330.92	7.47%
200-22-5057 ADP Services	0.00	0.00	500.00	344.95	31.01%
200-22-5088 Miscellaneous Services	1,666.63	0.00	20,000.00	0.00	100.00%
200-22-5091 Legal Services	0.00	0.00	0.00	288.00	0.00%
200-22-5092 Engineering Services	208.37	0.00	2,500.00	0.00	100.00%
200-22-5094 Auditing Services	0.00	0.00	2,700.00	4,237.75	(56.95%)
200-22-5096 Consulting Services	83.37	0.00	1,000.00	0.00	100.00%
200-22-5112 Wastewater System	1,666.63	1,794.89	20,000.00	24,341.80	(21.71%)
200-22-5115 Buildings	0.00	758.35	0.00	4,425.15	0.00%
200-22-5116 Equipment	333.37	0.00	4,000.00	32,700.24	(717.51%)
200-22-5117 Vehicles	250.00	0.00	3,000.00	30,815.35	(927.18%)
200-22-5118 IT Equipment	0.00	0.00	100.00	835.61	(735.61%)
200-22-5119 IT Software	0.00	0.00	100.00	0.00	100.00%
200-22-5120 Communication Equipment	0.00	0.00	100.00	0.00	100.00%

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Enterprise (200)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
200-22-5158 Miscellaneous Maintenance	208.37	0.00	2,500.00	820.00	67.20%
200-22-5161 General Supplies/Materials	1,000.00	2,945.39	12,000.00	28,398.74	(136.66%)
200-22-5162 Office Supplies	0.00	0.00	50.00	0.00	100.00%
200-22-5163 IT Supplies	0.00	0.00	50.00	0.00	100.00%
200-22-5164 Publications	0.00	0.00	150.00	0.00	100.00%
200-22-5165 Uniforms	25.00	0.00	300.00	644.64	(114.88%)
200-22-5198 Miscellaneous Supplies/Materials	83.37	0.00	1,000.00	0.00	100.00%
200-22-5201 Fuel - Gas	291.63	292.95	3,500.00	5,194.24	(48.41%)
200-22-5202 Fuel - Diesel	125.00	0.00	1,500.00	1,692.44	(12.83%)
200-22-5211 Electric Services	2,083.37	1,707.06	25,000.00	20,295.43	18.82%
200-22-5221 Equipment Rental	208.37	181.12	2,500.00	2,557.85	(2.31%)
200-22-5231 Travel	0.00	0.00	450.00	0.00	100.00%
200-22-5232 Training	0.00	0.00	500.00	0.00	100.00%
200-22-5241 General Liability	583.37	906.68	7,000.00	6,253.05	10.67%
200-22-5262 Capital Outlay (>5,000)	1,250.00	0.00	15,000.00	42,319.91	(182.13%)
200-22-5376 Utility Franchise Fee	1,100.00	1,048.04	13,200.00	12,138.19	8.04%
200-22-5393 Group Dental	70.87	0.00	850.00	0.00	100.00%
200-22-5394 Group Vision	33.37	0.00	400.00	0.00	100.00%
200-22-5395 Leased Vehicles / Equipment Principal	747.88	0.00	8,975.00	0.00	100.00%
200-23-5011 Salaries - Regular	1,875.00	820.48	22,500.00	13,749.29	38.89%
200-23-5012 Salaries - Overtime	25.00	0.00	300.00	0.00	100.00%
200-23-5013 Social Security	116.63	50.86	1,400.00	852.41	39.11%
200-23-5014 Medicare	29.13	11.91	350.00	199.48	43.01%
200-23-5015 T.M.R.S.	58.37	31.64	700.00	362.26	48.25%
200-23-5016 Group Medical	279.50	230.70	3,354.00	2,709.36	19.22%
200-23-5017 State Unemployment	25.00	0.72	300.00	143.11	52.30%
200-23-5018 Workmen's Compensation	12.50	0.00	150.00	150.00	0.00%
200-23-5046 Solid Waste Disposal	14,166.63	139.16	170,000.00	160,680.14	5.48%
200-23-5056 Postage Services	150.00	0.00	1,800.00	830.19	53.88%
200-23-5057 ADP Services	0.00	0.00	500.00	344.95	31.01%
200-23-5088 Miscellaneous Services / Expense	25.00	0.00	300.00	0.00	100.00%
200-23-5094 Auditing Services	183.37	0.00	2,200.00	3,737.75	(69.90%)
200-23-5113 Collection Station	0.00	0.00	100.00	0.00	100.00%
200-23-5115 Buildings	41.63	0.00	500.00	0.00	100.00%
200-23-5116 Equipment	0.00	0.00	100.00	0.00	100.00%
200-23-5118 IT Equipment	0.00	0.00	100.00	0.00	100.00%
200-23-5161 General Supplies/Materials	0.00	0.00	100.00	89.04	10.96%
200-23-5164 Publications	0.00	0.00	300.00	0.00	100.00%
200-23-5165 Uniforms	0.00	0.00	0.00	253.75	0.00%
200-23-5211 Electric Services	25.00	25.35	300.00	310.08	(3.36%)
200-23-5241 General Liability	458.37	433.37	5,500.00	4,162.60	24.32%
200-23-5376 Utility Franchise Fee	1,100.00	1,137.72	13,200.00	12,823.95	2.85%
200-23-5393 Group Dental	20.87	0.00	250.00	0.00	100.00%
200-23-5394 Group Vision	4.13	0.00	50.00	0.00	100.00%
<b>Total Enterprise Expenditures</b>	<b>\$ 71,501.08</b>	<b>\$ 49,130.62</b>	<b>\$ 867,709.00</b>	<b>\$ 953,320.38</b>	<b>(9.87%)</b>
<b>Enterprise Excess of Revenues Over Expenditures</b>	<b>\$ 724.03</b>	<b>\$ 28,375.39</b>	<b>\$ (209.00)</b>	<b>\$ 58,280.77</b>	<b>27985.54%</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Enterprise Grant Fund (2004-1) (202)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
202-00-4173 Grant Proceeds	\$ 0.00	\$ 0.00	\$ 0.00	\$ 251,925.00	0.00%
<b>Total Enterprise Grant Fund (2004-1) Revenues</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 251,925.00</b>	<b>0.00%</b>
<b>Expenditures</b>					
202-00-5401 2020 TxCDBG Tank Rehab	\$ 0.00	\$ 34,350.00	\$ 0.00	\$ 332,850.00	0.00%
<b>Total Enterprise Grant Fund (2004-1) Expenditures</b>	<b>\$ 0.00</b>	<b>\$ 34,350.00</b>	<b>\$ 0.00</b>	<b>\$ 332,850.00</b>	<b>0.00%</b>
<b>Enterprise Grant Fund (2004-1) Excess of Revenues Ov</b>	<b>\$ 0.00</b>	<b>\$ (34,350.00)</b>	<b>\$ 0.00</b>	<b>\$ (80,925.00)</b>	<b>0.00%</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Senior Citizen's Fund (300)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
300-00-4102 SSCC Title III Funds	\$ 583.37	\$ 0.00	\$ 7,000.00	\$ 5,249.97	25.00%
300-00-4103 SSCC Meal Donations	416.63	337.00	5,000.00	4,215.54	15.69%
300-00-4145 Donations - General	0.00	0.00	100.00	3,625.00	(3525.00%)
300-00-4172 Fund Transfers-In	83.37	0.00	1,000.00	0.00	100.00%
<b>Total Senior Citizen's Fund Revenues</b>	<b>\$ 1,083.37</b>	<b>\$ 337.00</b>	<b>\$ 13,100.00</b>	<b>\$ 13,090.51</b>	<b>0.07%</b>
<b>Expenditures</b>					
300-00-5055 Communication Services	\$ 66.63	\$ 79.95	\$ 800.00	\$ 509.90	36.26%
300-00-5088 Miscellaneous Services	167.37	0.00	2,008.00	1,095.20	45.46%
300-00-5115 Buildings	83.37	0.00	1,000.00	188.00	81.20%
300-00-5161 General Supplies/Materials	35.00	0.00	420.00	1,476.95	(251.65%)
300-00-5162 Office Supplies	10.38	0.00	125.00	108.89	12.89%
300-00-5211 Electric Services	125.00	332.61	1,500.00	2,427.45	(61.83%)
300-00-5212 Gas Services	66.63	91.87	800.00	1,175.86	(46.98%)
300-00-5213 Water Services	16.63	0.00	200.00	130.25	34.88%
300-00-5222 Building Rental	350.00	350.00	4,200.00	4,200.00	0.00%
300-00-5241 General Liability	12.50	0.00	150.00	275.00	(83.33%)
300-00-5378 Miscellaneous Expenses	0.00	0.00	100.00	0.00	100.00%
300-00-5380 Pest Control	45.00	45.00	540.00	540.00	0.00%
<b>Total Senior Citizen's Fund Expenditures</b>	<b>\$ 978.51</b>	<b>\$ 899.43</b>	<b>\$ 11,843.00</b>	<b>\$ 12,127.50</b>	<b>(2.40%)</b>
<b>Senior Citizen's Fund Excess of Revenues Over Expend</b>	<b>\$ 104.86</b>	<b>\$ (562.43)</b>	<b>\$ 1,257.00</b>	<b>\$ 963.01</b>	<b>23.39%</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Hotel/Motel Tax (301)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
301-00-4105 Hotel/Motel Taxes	\$ 1,500.00	\$ 0.00	\$ 18,000.00	\$ 21,443.11	(19.13%)
301-00-4171 Interest	0.00	0.00	0.00	31.37	0.00%
<b>Total Hotel/Motel Tax Revenues</b>	<b>\$ 1,500.00</b>	<b>\$ 0.00</b>	<b>\$ 18,000.00</b>	<b>\$ 21,474.48</b>	<b>(19.30%)</b>
<b>Expenditures</b>					
301-00-5011 Salaries - Regular	\$ 1,000.00	\$ 1,073.27	\$ 12,000.00	\$ 13,097.52	(9.15%)
301-00-5012 Salaries - Overtime	0.00	0.00	0.00	83.16	0.00%
301-00-5013 Social Security	66.63	66.55	800.00	817.20	(2.15%)
301-00-5014 Medicare	16.63	15.57	200.00	191.23	4.39%
301-00-5015 T.M.R.S.	58.37	54.31	700.00	652.37	6.80%
301-00-5016 Group Medical	416.63	324.78	5,000.00	4,222.14	15.56%
301-00-5017 State Unemployment	10.00	0.00	120.00	70.65	41.13%
301-00-5042 Advertisements	83.37	0.00	1,000.00	1,180.00	(18.00%)
301-00-5055 Communication Services	25.00	0.00	300.00	239.85	20.05%
301-00-5088 Miscellaneous Services	416.63	0.00	5,000.00	18,100.00	(262.00%)
301-00-5161 General Supplies/Materials	0.00	0.00	100.00	0.00	100.00%
301-00-5231 Travel	0.00	0.00	300.00	0.00	100.00%
301-00-5232 Training	0.00	0.00	300.00	0.00	100.00%
301-00-5393 Group Dental	16.63	0.00	200.00	0.00	100.00%
301-00-5394 Group Vision	3.75	0.00	45.00	0.00	100.00%
<b>Total Hotel/Motel Tax Expenditures</b>	<b>\$ 2,113.64</b>	<b>\$ 1,534.48</b>	<b>\$ 26,065.00</b>	<b>\$ 38,654.12</b>	<b>(48.30%)</b>
<b>Hotel/Motel Tax Excess of Revenues Over Expenditures</b>	<b>\$ (613.64)</b>	<b>\$ (1,534.48)</b>	<b>\$ (8,065.00)</b>	<b>\$ (17,179.64)</b>	<b>(113.01%)</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Police Training (302)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
302-00-4106 Police Training Funds	\$ 0.00	\$ 0.00	\$ 0.00	\$ 2,395.07	0.00%
302-00-4168 Other Miscellaneous Income	0.00	0.00	0.00	2,100.00	0.00%
302-00-4171 Interest	0.00	0.00	0.00	6.91	0.00%
<b>Total Police Training Revenues</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 4,501.98</b>	<b>0.00%</b>
<b>Expenditures</b>					
302-00-5232 Training	\$ 0.00	\$ 2,500.00	\$ 0.00	\$ 6,246.35	0.00%
<b>Total Police Training Expenditures</b>	<b>\$ 0.00</b>	<b>\$ 2,500.00</b>	<b>\$ 0.00</b>	<b>\$ 6,246.35</b>	<b>0.00%</b>
<b>Police Training Excess of Revenues Over Expenditures</b>	<b>\$ 0.00</b>	<b>\$ (2,500.00)</b>	<b>\$ 0.00</b>	<b>\$ (1,744.37)</b>	<b>0.00%</b>



**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Court Technology (303)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
303-00-4107 Court Technology Funds	\$ 191.63	\$ 62.57	\$ 2,300.00	\$ 1,891.46	17.76%
303-00-4171 Interest	1.63	0.00	20.00	17.52	12.40%
<b>Total Court Technology Revenues</b>	<b>\$ 193.26</b>	<b>\$ 62.57</b>	<b>\$ 2,320.00</b>	<b>\$ 1,908.98</b>	<b>17.72%</b>
<b>Expenditures</b>					
303-00-5118 IT Equipment	\$ 0.00	\$ 0.00	\$ 500.00	\$ 0.00	100.00%
303-00-5119 IT Software	183.37	0.00	2,200.00	24,205.87	(1000.27%)
<b>Total Court Technology Expenditures</b>	<b>\$ 183.37</b>	<b>\$ 0.00</b>	<b>\$ 2,700.00</b>	<b>\$ 24,205.87</b>	<b>(796.51%)</b>
<b>Court Technology Excess of Revenues Over Expenditur</b>	<b>\$ 9.89</b>	<b>\$ 62.57</b>	<b>\$ (380.00)</b>	<b>\$ (22,296.89)</b>	<b>(5767.60%)</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Court Security (304)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
304-00-4108 Court Security Funds	\$ 416.63	\$ 72.04	\$ 5,000.00	\$ 2,230.17	55.40%
304-00-4171 Interest	4.13	0.00	50.00	150.74	(201.48%)
<b>Total Court Security Revenues</b>	<b>\$ 420.76</b>	<b>\$ 72.04</b>	<b>\$ 5,050.00</b>	<b>\$ 2,380.91</b>	<b>52.85%</b>
<b>Expenditures</b>					
304-00-5115 Buildings	\$ 208.37	\$ 0.00	\$ 2,500.00	\$ 0.00	100.00%
304-00-5231 Travel	0.00	0.00	200.00	0.00	100.00%
304-00-5232 Training	0.00	0.00	200.00	0.00	100.00%
<b>Total Court Security Expenditures</b>	<b>\$ 208.37</b>	<b>\$ 0.00</b>	<b>\$ 2,900.00</b>	<b>\$ 0.00</b>	<b>100.00%</b>
<b>Court Security Excess of Revenues Over Expenditures</b>	<b>\$ 212.39</b>	<b>\$ 72.04</b>	<b>\$ 2,150.00</b>	<b>\$ 2,380.91</b>	<b>(10.74%)</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Keep Somerville Beautiful (305)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
305-00-4171 Interest	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.40	0.00%
<b>Total Keep Somerville Beautiful Revenues</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 0.40</b>	<b>0.00%</b>
<b>Expenditures</b>					
305-00-5088 Miscellaneous Services	\$ 0.00	\$ 0.00	\$ 0.00	\$ 76.16	0.00%
<b>Total Keep Somerville Beautiful Expenditures</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 76.16</b>	<b>0.00%</b>
<b>Keep Somerville Beautiful Excess of Revenues Over Ex</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>(75.76)</b>	<b>0.00%</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**  
*Revised Budget*  
*For Park Development (307)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
307-00-4111 Park Development Funds	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	0.00%
307-00-4171 Interest	0.00	0.00	0.00	4.75	0.00%
<b>Total Park Development Revenues</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 4.75</b>	<b>0.00%</b>
<b>Expenditures</b>					
307-00-5121 Recreation Facilities	\$ 0.00	\$ 0.00	\$ 0.00	\$ 62,215.85	0.00%
<b>Total Park Development Expenditures</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 62,215.85</b>	<b>0.00%</b>
<b>Park Development Excess of Revenues Over Expenditu</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ (62,211.10)</b>	<b>0.00%</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Fireman's Fund (309)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
309-00-4101 Fireman's Funds	\$ 1,441.63	\$ 1,479.37	\$ 17,300.00	\$ 17,727.55	(2.47%)
309-00-4171 Interest	0.00	0.00	0.00	157.45	0.00%
<b>Total Fireman's Fund Revenues</b>	<b>\$ 1,441.63</b>	<b>\$ 1,479.37</b>	<b>\$ 17,300.00</b>	<b>\$ 17,885.00</b>	<b>(3.38%)</b>
<b>Expenditures</b>					
309-00-5311 Short-Term Loan-Principal	\$ 1,058.37	\$ 0.00	\$ 12,700.00	\$ 0.00	100.00%
309-00-5312 Short Term Loan-Interest	308.37	0.00	3,700.00	0.00	100.00%
<b>Total Fireman's Fund Expenditures</b>	<b>\$ 1,366.74</b>	<b>\$ 0.00</b>	<b>\$ 16,400.00</b>	<b>\$ 0.00</b>	<b>100.00%</b>
<b>Fireman's Fund Excess of Revenues Over Expenditures \$</b>	<b>74.89</b>	<b>\$ 1,479.37</b>	<b>\$ 900.00</b>	<b>\$ 17,885.00</b>	<b>(1887.22%)</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Capital Project Fund (400)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
400-00-4168 Other Miscellaneous Income	\$ 0.00	\$ 22,570.50	\$ 0.00	\$ 22,570.50	0.00%
<b>Total Capital Project Fund Revenues</b>	<b>\$ 0.00</b>	<b>\$ 22,570.50</b>	<b>\$ 0.00</b>	<b>\$ 22,570.50</b>	<b>0.00%</b>
<b>Expenditures</b>					
400-00-5092 Engineering Services	\$ 0.00	\$ 500.00	\$ 0.00	\$ 72,783.75	0.00%
400-00-5400 2020 Street Bond	0.00	0.00	0.00	1,562,519.22	0.00%
400-00-5403 2020 Street Bond Principal	0.00	0.00	0.00	55,000.00	0.00%
400-00-5404 2020 Street Bond Interest	0.00	0.00	0.00	13,412.50	0.00%
<b>Total Capital Project Fund Expenditures</b>	<b>\$ 0.00</b>	<b>\$ 500.00</b>	<b>\$ 0.00</b>	<b>\$ 1,703,715.47</b>	<b>0.00%</b>
<b>Capital Project Fund Excess of Revenues Over Expendi</b>	<b>\$ 0.00</b>	<b>\$ 22,070.50</b>	<b>\$ 0.00</b>	<b>\$ (1,681,144.97)</b>	<b>0.00%</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For Christmas Fund (501)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
501-00-4112 Christmas Funds	\$ 0.00	\$ 8.53	\$ 0.00	\$ 2,242.41	0.00%
501-00-4171 Interest	0.00	0.00	0.00	2.78	0.00%
<b>Total Christmas Fund Revenues</b>	<b>\$ 0.00</b>	<b>\$ 8.53</b>	<b>\$ 0.00</b>	<b>\$ 2,245.19</b>	<b>0.00%</b>
<b>Expenditures</b>					
501-00-5088 Miscellaneous Services	\$ 0.00	\$ 0.00	\$ 0.00	\$ 1,898.31	0.00%
<b>Total Christmas Fund Expenditures</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b>	<b>\$ 1,898.31</b>	<b>0.00%</b>
<b>Christmas Fund Excess of Revenues Over Expenditure</b>	<b>\$ 0.00</b>	<b>\$ 8.53</b>	<b>\$ 0.00</b>	<b>\$ 346.88</b>	<b>0.00%</b>

**City of Somerville**  
**Statement of Revenue and Expenditures**

*Revised Budget*  
*For State Sales Taxes Fund (502)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
502-00-4118 State Sales Taxes	\$ 0.00	\$ 1,809.31	\$ 0.00	\$ 20,743.17	0.00%
502-00-4171 Interest	0.00	0.00	0.00	0.31	0.00%
<b>Total State Sales Taxes Fund Revenues</b>	<b>\$ 0.00</b>	<b>\$ 1,809.31</b>	<b>\$ 0.00</b>	<b>\$ 20,743.48</b>	<b>0.00%</b>
<b>Expenditures</b>					
502-00-5375 State Sales Taxes	\$ 0.00	\$ 1,774.76	\$ 0.00	\$ 20,644.62	0.00%
<b>Total State Sales Taxes Fund Expenditures</b>	<b>\$ 0.00</b>	<b>\$ 1,774.76</b>	<b>\$ 0.00</b>	<b>\$ 20,644.62</b>	<b>0.00%</b>
<b>State Sales Taxes Fund Excess of Revenues Over Expe</b>	<b>\$ 0.00</b>	<b>\$ 34.55</b>	<b>\$ 0.00</b>	<b>\$ 98.86</b>	<b>0.00%</b>



**City of Somerville**  
**Statement of Revenue and Expenditures**  
*Revised Budget*  
*For Debt Service Fund (600)*  
*For the Fiscal Period 2022-12 Ending September 30, 2022*

Account Number	Current Budget	Current Actual	Annual Budget	YTD Actual	Remaining Budget %
<b>Revenues</b>					
600-00-4011 Ad Valorem Taxes - Current Year	\$ 7,916.63	\$ 0.00	\$ 95,000.00	\$ 138,287.12	(45.57%)
600-00-4012 Ad Valorem Taxes - Delinquent Curren	5,208.37	424.41	62,500.00	14,957.05	76.07%
600-00-4013 Ad Valorem Taxes - Delinquent Prior Y	216.63	353.61	2,600.00	6,812.01	(162.00%)
600-00-4014 Ad Valorem Taxes - P&I Current Year	16.63	80.42	200.00	993.74	(396.87%)
600-00-4015 Ad Valorem Taxes - P&I Prior Year	16.63	368.67	200.00	4,923.95	(2361.98%)
600-00-4171 Interest	8.37	0.00	100.00	454.12	(354.12%)
<b>Total Debt Service Fund Revenues</b>	<b>\$ 13,383.26</b>	<b>\$ 1,227.11</b>	<b>\$ 160,600.00</b>	<b>\$ 166,427.99</b>	<b>(3.63%)</b>
<b>Expenditures</b>					
600-00-5321 Debt Service-Principal	\$ 9,833.37	\$ 0.00	\$ 118,000.00	\$ 63,000.00	46.61%
600-00-5322 Debt Service-Interest Short Term	3,534.37	0.00	42,412.00	28,999.50	31.62%
<b>Total Debt Service Fund Expenditures</b>	<b>\$ 13,367.74</b>	<b>\$ 0.00</b>	<b>\$ 160,412.00</b>	<b>\$ 91,999.50</b>	<b>42.65%</b>
<b>Debt Service Fund Excess of Revenues Over Expenditu</b>	<b>\$ 15.52</b>	<b>\$ 1,227.11</b>	<b>\$ 188.00</b>	<b>\$ 74,428.49</b>	<b>(39489.62%)</b>

# **Consent Agenda**

## **Sales Tax Information**

**Agenda Item 7-B**

**SALES TAX INFORMATION**  
**FY 2019 FY 2020 FY 2021 FY 2022**

Date:

9/12/2022

Month	FY 2019-A	FY 2020-A	FY 2021-A	FY 2022-P	FY 2022-A	Difference YTD
OCT	\$ 16,078.26	\$ 21,946.30	\$ 18,836.07	\$ 20,000.00	\$ 21,964.55	\$ 1,964.55
NOV	\$ 28,510.66	\$ 28,115.79	\$ 32,215.56	\$ 28,000.00	\$ 37,608.25	\$ 9,608.25
DEC	\$ 22,772.13	\$ 20,897.92	\$ 19,783.66	\$ 19,000.00	\$ 28,740.53	\$ 9,740.53
JAN	\$ 16,427.71	\$ 17,391.25	\$ 20,333.83	\$ 20,000.00	\$ 27,848.48	\$ 7,848.48
FEB	\$ 24,351.52	\$ 29,473.62	\$ 30,139.63	\$ 29,000.00	\$ 42,689.02	\$ 13,689.02
MAR	\$ 16,479.13	\$ 18,436.02	\$ 20,424.26	\$ 19,000.00	\$ 22,594.52	\$ 3,594.52
APR	\$ 19,577.32	\$ 17,143.32	\$ 20,566.41	\$ 20,000.00	\$ 27,728.26	\$ 7,728.26
MAY	\$ 31,037.03	\$ 30,600.87	\$ 38,230.15	\$ 29,000.00	\$ 40,502.31	\$ 11,502.31
JUN	\$ 18,078.11	\$ 26,831.27	\$ 24,683.12	\$ 22,000.00	\$ 22,722.00	\$ 722.00
JUL	\$ 18,117.11	\$ 26,750.16	\$ 23,477.65	\$ 23,000.00	\$ 24,580.09	\$ 1,580.09
AUG	\$ 26,319.05	\$ 34,963.25	\$ 35,791.14	\$ 31,000.00	\$ 41,172.77	\$ 10,172.77
SEP	\$ 17,570.31	\$ 24,484.99	\$ 20,502.51	\$ 20,000.00	\$ 23,367.67	\$ 3,367.67
TOTALS	\$ 255,318.34	\$ 297,034.76	\$ 304,983.99	\$ 280,000.00	\$ 361,518.45	\$ 81,518.45

Projected  
Figures for  
FY 2022  
Budget



TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

P.O.Box 13528 • Austin, TX 78711-3528

September 12, 2022

TREASURER  
CITY OF SOMERVILLE  
PO BOX 159  
SOMERVILLE, TX 77879-0159

Authority code is 2026028

City Sales and Use Tax Allocation Summary ending 09/07/2022

(1) GROSS COLLECTIONS	\$	23,466.74
(2) STATE 2% SERVICE FEE	\$	469.33
(3) AMOUNT RETAINED	\$	459.95
(4) PRIOR PERIOD	\$	830.21
(5) PAYMENT (1-2-3+4=5)	\$	23,367.67
Gross collections derived from audit payments		\$ 21.75
Gross collections derived from Single Local Use Tax		\$ 247.74

The above allocation payment has been deposited in your account. If for some reason your payment could not be direct deposited, a warrant is enclosed.

Allocation payment information is also available online through the Comptroller's website at <https://mycpa.cpa.state.tx.us/allocation/AllocDetail>.

If you have any questions about your local sales tax allocation payment, please contact us by email at [Taxalloc.RevAcct@cpa.texas.gov](mailto:Taxalloc.RevAcct@cpa.texas.gov), or call us at 800-531-5441, ext. 3-4530, or 512-463-4530.

# **Consent Agenda**

## **Cash Requirements Control Report**

**Agenda Item 7-B**

Cash Requirements / Control Report by Dept. Sept 2022

Vendor	Due Date	Pmt Total	Fund/Dept	Acct Payable Amount
Trans Union Risk Alternative	9/2/2022	\$ 75.00	100-13	\$ 75.00
Badge & Wallet	9/2/2022	\$ 45.00	100-13	\$ 45.00
Core & Main	9/2/2022	\$ 1,186.25	200-21	\$ 1,186.25
Citizens State Bank	9/2/2022	\$ 3,500.00	100-11	\$ 458.33
			100-15	\$ 458.33
			100-16	\$ 458.33
			100-17	\$ 458.33
			200-21	\$ 458.33
			200-22	\$ 458.35
			100-13	\$ 750.00
Texas Municipal Retirement System	9/2/2022	\$ 5,102.26	100-00	\$ 3,604.49
			200-00	\$ 1,390.01
			301-00	\$ 107.76
Blue Cross	9/2/2022	\$ 10,187.01	100-00	\$ 6,652.05
			200-00	\$ 3,174.25
			301-00	\$ 360.71
Zochnet	9/2/2022	\$ 259.90	200-22	\$ 129.95
			300-00	\$ 129.95
Galls LLC	9/2/2022	\$ 259.47	100-13	\$ 259.47
Schoppe Auto	9/2/2022	\$ 540.46	100-13	\$ 140.92
			200-21	\$ 133.17
			100-17	\$ 133.17
			200-22	\$ 133.20
Frontier	9/2/2022	\$ 664.04	200-21	\$ 535.53
			200-22	\$ 128.51

Vendor	Due Date	Pmt Total	Fund/Dept	Acct Payable Amount
H DU Services	9/9/2022	\$ 9,460.00	200-21	\$ 5,760.00
			200-22	\$ 3,700.00
Barco Municipal Products	9/9/2022	\$ 284.83	100-17	\$ 284.83
Code Enforcement Assoc. of Texas	9/9/2022	\$ 60.00	100-16	\$ 60.00
Linde Gas & Equipment	9/9/2022	\$ 377.66	100-17	\$ 377.66
Shield Fire & Supression	9/9/2022	\$ 41.00	300-00	\$ 41.00
Precision Delta Corp	9/9/2022	\$ 194.48	100-13	\$ 194.48
Mustang Cat	9/9/2022	\$ 1,975.00	200-21	\$ 658.33
			100-17	\$ 658.33
			200-22	\$ 658.34
TxTag	9/9/2022	\$ 5.39	100-13	\$ 5.39
Somerville Farm & Ranch	9/9/2022	\$ 34.05	100-17	\$ 34.05
AT&T	9/9/2022	\$ 40.38	100-11	\$ 40.38
Unifirst Holdings	9/9/2022	\$ 84.88	100-00	\$ 24.59
			200-00	\$ 58.40
			100-17	\$ 0.48
			200-21	\$ 0.48
			100-11	\$ 0.48
			100-13	\$ 0.45

Vendor	Due Date	Pmt Total	Fund/Dept	Acct Payable Amount
Southern Tire Mart	9/16/2022	\$ 328.70	100-17	\$ 328.70
Quill	9/16/2022	\$ 165.81	100-11	\$ 11.67
			100-15	\$ 67.07
			100-16	\$ 19.99
			200-21	\$ 67.08
Alford Oil	9/16/2022	\$ 3,427.45	100-13	\$ 853.75
			100-17	\$ 1,201.48
			200-21	\$ 686.12
			200-22	\$ 686.10
Airplexus	9/16/2022	\$ 283.50	100-13	\$ 283.50
Ray Criswell	9/16/2022	\$ 132.14	300-00	\$ 132.14
Burleson County Publishing	9/16/2022	\$ 542.75	100-11	\$ 542.75
CTWP	9/16/2022	\$ 813.47	100-11	\$ 135.58
			100-15	\$ 135.58
			200-21	\$ 135.58
			100-16	\$ 135.58
			100-17	\$ 135.58
			200-22	\$ 135.57
Kathy Pollock	9/16/2022	\$ 244.03	100-16	\$ 244.03
Laser Answering Service	9/16/2022	\$ 114.36	100-11	\$ 114.36
Landrum Consulting	9/16/2022	\$ 655.00	100-16	\$ 655.00
Dearborn National Life Insurance	9/16/2022	\$ 159.77	100-00	\$ 98.48
			200-00	\$ 54.36
			301-00	\$ 6.94
JBR Tire & Lube	9/16/2022	\$ 42.50	100-17	\$ 42.50
Overall Lumber	9/16/2022	\$ 1,080.74	100-17	\$ 131.32
			200-22	\$ 806.35
			200-21	\$ 100.09
			100-11	\$ 42.98
TML-IRP	9/16/2022	\$ 4,260.33	100-11	\$ 455.48
			100-13	\$ 1,164.69
			100-17	\$ 433.37
			100-18	\$ 433.37
			200-21	\$ 433.37
			200-22	\$ 906.68
			200-23	\$ 433.37
TxTag	9/16/2022	\$ 16.04	100-13	\$ 16.04
Entergy	9/16/2022	\$ 2,048.40	200-21	\$ 2,048.40
ATMOS Energy	9/16/2022	\$ 413.52	100-18	\$ 202.87
			300-00	\$ 91.87
			100-11	\$ 118.78
Verizon Wireless	9/16/2022	\$ 499.87	100-11	\$ 75.98
			100-13	\$ 278.79
			200-21	\$ 145.10
Lange Distributing	9/16/2022	\$ 17.85	300-00	\$ 17.85
Sandor Lister	9/16/2022	\$ 325.00	100-11	\$ 225.00



Vendor	Due Date	Pmt Total	Fund/Dept	Acct Payable Amount
Water Deposit Refunds	9/23/2022	\$ 100.00	200-21	\$ 100.00
LAB USA	9/23/2022	\$ 1,141.61	100-11	\$ 228.32
			100-13	\$ 228.32
			100-15	\$ 228.32
			100-16	\$ 228.32
			200-21	\$ 228.33
Brazos Valley Council of Gov	9/23/2022	\$ 175.00	100-11	\$ 175.00
Waller County Asphalt	9/23/2022	\$ 3,602.55	100-17	\$ 3,602.55
Computer Helpers	9/23/2022	\$ 1,294.98	100-11	\$ 1,294.98
AFLAC	9/23/2022	\$ 227.76	100-00	\$ 189.72
			200-00	\$ 38.04
Grantworks	9/23/2022	\$ 6,050.00	202-00	\$ 6,050.00
Cintas	9/23/2022	\$ 59.94	100-17	\$ 19.98
			200-21	\$ 19.98
			200-22	\$ 19.98
Hydraulic Works	9/23/2022	\$ 215.76	200-21	\$ 107.88
			200-22	\$ 107.88
Bur Cnty Appraisal District	9/23/2022	\$ 4,548.36	100-11	\$ 909.67
			100-13	\$ 909.67
			100-15	\$ 909.67
			100-16	\$ 909.67
			100-17	\$ 909.68
TransUnion Risk & Alternative Data	9/23/2022	\$ 75.00	100-13	\$ 75.00
Pitney Bowes	9/23/2022	\$ 216.51	100-11	\$ 216.51
Bovey & Cochran , PLLC	9/23/2022	\$ 1,112.19	100-15	\$ 1,112.19
Fitch Services	9/23/2022	\$ 470.00	200-22	\$ 470.00
Galls, LLC	9/23/2022	\$ 299.45	100-13	\$ 299.45
NAPCO Chemical	9/23/2022	\$ 720.00	200-21	\$ 720.00
Texas Commercial Waste	9/23/2022	\$15,193.54	200-22	\$ 100.00
			200-23	\$ 15,093.54
BVSWMA	9/23/2022	\$ 139.16	200-23	\$ 139.16
Frontier	9/23/2022	\$ 126.01	200-22	\$ 65.13
			200-21	\$ 60.88
The Bug Stoppers	9/23/2022	\$ 265.00	100-11	\$ 35.00
			300-00	\$ 45.00
			100-13	\$ 40.00
			100-17	\$ 55.00
			200-21	\$ 35.00
			100-18	\$ 55.00
Unifirst Holdings	9/23/2022	\$ 221.68	100-00	\$ 38.96
			200-00	\$ 115.34
			100-17	\$ 0.48
			200-21	\$ 65.99
			100-11	\$ 0.46
			100-13	\$ 0.45
Entergy	9/23/2022	\$ 5,028.28	100-11	\$ 577.04
			100-17	\$ 2,570.41
			200-22	\$ 1,522.87
			200-23	\$ 25.35
			300-00	\$ 332.61
Strand	9/23/2022	\$28,300.00	202-00	\$ 28,300.00



Vendor	Due Date	Pmt Total	Fund/Dept	Acct Payable Amount
Somerville Farm & Ranch	9/30/2022	\$ 45.99	100-17	\$ 45.99
Chaparral Laboratories	9/30/2022	\$ 867.00	200-22	\$ 831.00
			200-21	\$ 36.00
Grainger	9/30/2022	\$ 417.24	100-17	\$ 66.33
			200-21	\$ 284.57
			200-22	\$ 66.34
DXI Industries	9/30/2022	\$ 2,643.06	200-21	\$ 1,300.64
			200-22	\$ 1,342.42
Pitney Bowes	9/30/2022	\$ 420.99	100-11	\$ 70.17
			200-21	\$ 70.17
			200-22	\$ 70.17
			100-15	\$ 70.17
			100-16	\$ 70.17
			100-13	\$ 70.14
Citizens State Bank	9/30/2022	\$ 3,580.00	100-11	\$ 538.33
			100-15	\$ 458.33
			100-16	\$ 458.33
			100-17	\$ 458.33
			200-21	\$ 458.33
			200-22	\$ 458.35
			100-13	\$ 750.00
Any Time Analysis	9/30/2022	\$ 40.00	200-21	\$ 40.00
AmeriForms	9/30/2022	\$ 220.00	100-11	\$ 220.00
Core & Main	9/30/2022	\$ 723.18	200-21	\$ 723.18
Blinn College	9/30/2022	\$ 2,500.00	302-00	\$ 2,500.00
HDU Services	9/30/2022	\$ 9,494.89	200-21	\$ 3,850.00
			200-22	\$ 5,644.89
Bayer Electrical	9/30/2022	\$ 300.00	200-22	\$ 300.00
Strand Associates	9/30/2022	\$ 8,667.50	400-00	\$ 500.00
			200-21	\$ 1,038.75
			100-17	\$ 7,128.75
Alford Oil	9/30/2022	\$ 1,953.00	100-13	\$ 976.50
			100-17	\$ 390.60
			200-21	\$ 292.95
			200-22	\$ 292.95
Washington County Tractor	9/30/2022	\$ 357.39	100-17	\$ 357.39
The Police & Sheriffs Press	9/30/2022	\$ 32.58	100-13	\$ 32.58
Olson & Olson	9/30/2022	\$ 4,776.00	100-17	\$ 74.00
			100-11	\$ 3,216.00
			200-22	\$ 288.00
			100-16	\$ 528.00
Seth Sparks	9/30/2022	\$ 26.79	100-13	\$ 26.79
Kathy Pollock	9/30/2022	\$ 138.00	100-16	\$ 138.00
Badge & Wallet	9/30/2022	\$ 36.00	100-13	\$ 36.00
Zochnet	9/30/2022	\$ 159.90	200-22	\$ 79.95
			300-00	\$ 79.95
Quill	9/30/2022	\$ 69.96	100-11	\$ 17.49
			100-15	\$ 17.49
			100-16	\$ 17.49
			200-21	\$ 17.49
Linde Gas & Equipment	9/30/2022	\$ 139.83	100-17	\$ 139.83
Blue Cross Blue Shield	9/30/2022	\$10,622.28	100-00	\$ 7,088.30
			200-00	\$ 3,533.98

Vendor	Due Date	Pmt Total	Fund/Dept	Acct Payable	Amount
Entergy	9/30/2022	\$ 1,676.83	100-11	\$	116.51
			100-13	\$	87.35
			200-21	\$	1,004.50
			200-22	\$	184.19
			100-18	\$	284.28
Cintas	9/30/2022	\$ 19.37	100-17	\$	6.46
			200-21	\$	6.46
			200-22	\$	6.45
TOTAL (Month)				\$	168,688.86

Sep-22 Departmental Breakdown		Amount
100-11 (Adimnistration)	\$	9,837.25
100-13 (Police)	\$	7,599.73
100-15 (Municipal Court)	\$	3,457.15
100-16 (Code Enforcement)	\$	3,922.91
100-17 (Public Works)	\$	20,045.58
100-18 (Fire Dept)	\$	975.52
100-00 (Payroll Withhold)	\$	17,696.59
103-00 (Street Repair Franchise)	\$	-
200-21 (Water)	\$	22,808.93
200-22 (Waste Water)	\$	19,593.62
200-23 (Solid Waste)	\$	15,691.42
200-00 (Payroll Withhold)	\$	8,364.38
202-00 (Enterprise Fund Grant)	\$	34,350.00
300-00 (Senior Center)	\$	870.37
301-00 (Hotel Motel Tax Fund)	\$	-
301-00 (Payroll Withhold)	\$	475.41
302-00 (Police Training Fund)	\$	2,500.00
303-00 (Court Tech Fund)	\$	-
305-00 (KSB Fund)	\$	-
307-00 (Park Development)	\$	-
400-00 (Capital Projects)	\$	500.00
500-Mun Ct Fees	\$	-
501-00 (Christmas Fund)	\$	-
600-00 (Debt Service)	\$	-
TOTAL By Department for month	\$	168,688.86

# **Presentations**

## **Chief Sullivan-Strategic Plan**

**Agenda Item 8-A**

# **Unfinished Business**

## **Zoning Change Report -1415 Thornberry**

**Agenda Item 9-A**

# AGENDA MEMORANDUM

**MEMO TO:**

Honorable Mayor and City Council Members

**FROM:**

Danny Segundo, City Administrator

**DATE:**

October 4, 2022

**SUBJECT:**

Receive Planning and Zoning Report regarding a Zoning Request

**BACKGROUND/INFORMATION:**

Mr. Michael Beisert requested to have his property re-zoned from Residential (RS-1) to General Business (C-2). Mr. Beisert would like to open a Boat Storage / RV Storage facility at this location, at some point in the future.

The Planning and Zoning Commission held a meeting on July 21st to discuss a request for a Zoning Request change that was submitted by Michael Beisert, for his property at 1415 Thornberry.

A joint public hearing was conducted on August 9<sup>th</sup> by City Council and Planning and Zoning Commission. The Planning and Zoning Commission met on August 18<sup>th</sup> to discuss its findings. After discussion and consideration, the Planning and Zoning Commission submits its final report to City Council. The item is for City Council to receive and approve the Planning and Zoning Report.

The agenda item was tabled at the September meeting so that our city attorney could look at the issue.

**RECOMMENDED COUNCIL ACTION:** Discuss, consider, approve or (disapprove) to receive and approve the Planning and Zoning Report related to the request for a Zoning Change for 1415 Thornberry.

**ATTACHEMENTS:**

1) Exhibit A – Planning & Zoning Report for 1415 Thornberry.

## EXHIBIT A



# City of Somerville

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## CITY OF SOMERVILLE – PLANNING AND ZONING COMMISSION REPORT

### **Report to City Council regarding a Re-Zoning Request for 1415 Thornberry Dr.**

The Planning and Zoning Commission met on August 18, 2022, to discuss the zoning change request that was submitted by Michael Beisert, property owner. The zoning request would change the property located at 1415 Thornberry Dr. The proposed zoning change would be from Residential (RS-1) to General Business (C-2).

Accordingly, the Planning and Zoning Commission and City Council held a Public Hearing on August 9, 2022 for residents and neighbors to comment on the proposed zoning change.

The Planning and Zoning Commission met on August 18, 2022, regarding the zoning change request. At this time the Planning and Zoning submits its report to City Council with the following recommendation. The Commission is recommending to deny the zoning request based on the following findings;

1. *That the proposed business is next to a proposed residential development.*
2. *There is no separation between the proposed development and adjacent home owners.*
3. *The proposed outside structure wall encroaches on the required 10-foot setback.*
4. *The Commission feels the proposed boat storage location will be a problem in the future with home owners of Reserve at Lake Somerville.*

Respectfully submitted, this 18<sup>th</sup> day of August 2022.

Dick Meyer, Chairman  
Planning and Zoning Commission  
City of Somerville

# **Unfinished Business**

## **Ordinance 22-010 Amendment**

**Agenda Item 9-B**

# AGENDA MEMORANDUM

**MEMO TO:**

Honorable Mayor and City Council Members

**FROM:**

Danny Segundo, City Administrator

**DATE:**

October 6, 2022

**SUBJECT:**

No Through Truck Ordinance Amendment

**BACKGROUND/INFORMATION:**

The No Through Truck Ordinance was approved at the city's September meeting. However, City Attorney David Olson recommended the ordinance be amended to include verbiage related to a truck providing supplies to a school, and residential and commercial property.

The amendment to Ordinance No. 22-010, will allow for the change in Section 5 (A & B). Changes are highlighted in red.

**RECOMMENDED COUNCIL ACTION:** Discuss, consider approve or (disapprove) Amend Ordinance No. 22-010, approving a "No Through Truck" designation for 8<sup>th</sup> Street and Memory Ln.

**ATTACHMENTS:** Exhibit A – Amended Ordinance No. 22-010



## ORDINANCE NO. 22-010

**AN ORDINANCE OF THE CITY SOMERVILLE, TEXAS ESTABLISHING REGULATIONS RELATED TO TRUCK TRAFFIC ON PUBLIC STREETS DESIGNATED AS NO THROUGH TRUCK STREETS; PROVIDING FOR THE INSTALLATION OF SIGNS; PROVIDING A PENALTY FOR VIOLATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Somerville, Texas has the authority to regulate truck traffic on public roadways of the City pursuant to Texas law, including section 311.002 of the Texas Transportation Code; and

**WHEREAS**, the City Council desires to prohibit through truck traffic and finds that the prohibition of through truck traffic on the streets designated herein will help to prolong the operational life of public streets; and

**WHEREAS**, the City Council finds that it is the best interest of the health, safety, and welfare of its citizens to prohibit through truck traffic on certain streets within the City.

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

**Section 1. Findings.** The findings set out herein are found to be true and correct and are hereby adopted by the City Council and made a part of this Ordinance for all purposes.

**Section 2. Definitions.** The following words, terms, and phrases when used in this ordinance shall have the meanings ascribed to them in this section, except where the content clearly indicates a different meaning. Terms not defined herein shall be constructed in accordance with customary usage.

*Authorized emergency vehicle* means fire department trucks, police trucks, public ambulances for which permits have been issued by the State Board of Health, emergency trucks of municipal departments or public service corporations as are designated or authorized by the governing body of an incorporated city, private trucks operated by volunteer firemen or certified emergency medical volunteers while answering a fire alarm or responding to medical emergency, and trucks owned by the state, or by a political subdivision engaged in the emergency utility repair of water, or wastewater services..

*Commercial vehicle* means any vehicle, with a gross weight in excess of 10,000 pounds or carrying capacity exceeding one ton and used for the delivery of passengers, tools, materials, or livestock. A Recreational Vehicle, herein, is not considered a commercial vehicle.

*Light truck* means any truck with a manufacturer's rated carrying capacity of two thousand (2,000) pounds or less, including trucks commonly known as pickup trucks, panel delivery trucks, and carryall trucks.

*No Through Truck Street* means a city street where Truck Traffic is prohibited.

*Proof of route* means a written verification of pickups, deliveries, or destinations, which may include a log book, delivery slip, shipping order, bill or any other document which identifies

and specifies the date, address, and name of the person requesting or directing the pickup or delivery and the destination of the pick up or delivery.

*Recreation vehicle* means personal vehicles such as boats and boat trailers, watercraft and watercraft trailers, travel trailers, pickup campers, or coaches (designated to be mounted on automotive vehicles), and motorized dwellings (RV).

*Truck* means any motor vehicle designed, used or maintained primarily for the transportation of property, including “truck tractors,” “road tractors,” “trailers,” “semi-trailers,” “pole trailers,” and “special mobile equipment,” as those terms are defined in Texas Transportation Code Annotated §541.201 and includes a Commercial Vehicle as defined in this Ordinance.

*Truck Traffic* means the operation of any Commercial Vehicle including but not limited to a Truck, truck tractor or combination of any truck, truck tractor, trailer, or semitrailer that are considered commercial vehicles. The operation of a Recreational Vehicle is not considered to be truck traffic.

### **Section 3. No Through Truck Traffic Streets Designated.**

Through Truck Traffic is prohibited on the following Streets:

1. 8<sup>th</sup> Street – from State Highway 36 until Thornberry Dr.
2. Memory Ln. – from 6<sup>th</sup> Street until 9<sup>th</sup> Street.

### **Section 4. Through Truck Traffic Prohibited.**

No person shall operate a Truck upon any city street designated as a No Through Truck Street. A person commits an offense if the person operates a Truck upon a city street designated as a No Through Truck Street.

### **Section 5. Exemption and Affirmative Defenses.**

A. The provisions of this Ordinance shall not apply to:

1. An authorized emergency vehicle in response to an emergency call;
2. A vehicle operated by a public utility in the assigned area for the purpose of inspecting the facilities of the public utility or providing maintenance service to such facilities;
3. Municipal and county vehicles performing city and county business and services. ~~school buses and church buses.~~
4. A school bus or other Truck providing supplies to a school or other public facility; and
5. A Truck delivering, moving, or otherwise providing a service to residential or commercial property located on a designated No Through Truck Traffic Street.

B. The following is an affirmative defense to prosecution if the Truck:

1. Was being driven to or from a home ~~or business~~ to fulfill a ~~local~~ commercial obligation ~~to a buyer~~ at a given destination, and such destination could not otherwise be reached without driving on a designated No Through Truck Traffic Street. evidenced by a bill of sale, invoice or other proof which shall be displayed immediately upon request.

## **Section 6. Installation of Signs.**

The City Council will authorize and direct the Public Works Department to have signs on the Streets named in Section 3, warning the public that through Truck Traffic is prohibited to drive upon the listed streets.

## **Section 7. Penalty.**

Any person who shall violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not more than Two Thousand Dollars (\$2,000.00) per offense or the maximum amount by law. Each day of violation shall constitute a separate offense.

## **Section 8. Severability**

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of this ordinance of any such invalid phrase, clause, sentence, paragraph or section. If any provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision, and to this end the provisions of this Ordinance are declared to be severable.

## **Section 9. Effective Date**

This ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Tex. Loc. Gov't. Code.

## **Section 10. Open Meetings**

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

**PASSED AND APPROVED** Amended on this 11th day of October, 2022.

\_\_\_\_\_ Ayes          \_\_\_\_\_ Noes          \_\_\_\_\_ Abstentions

ATTEST:

**THE CITY OF SOMERVILLE, TEXAS**

\_\_\_\_\_  
Rose Rosser, City Secretary

\_\_\_\_\_  
Tommy Thompson, Mayor  
Or Debra Coleman, Mayor ProTem

# Executive Session

**Executive Session** (None Scheduled) but;

The City Council may announce that it will adjourn the public meeting and convene in Executive Session pursuant to Chapter 551 of the Texas Government Code, to discuss any matter as specifically listed on this agenda and/or as permitted by Chapter 551 of the Texas Government Code.

**Agenda Item 10**

# **New Business Action Items**

**Entergy Statement of Intent/ Ordinance 22-013**

**Agenda Item 11-A**

# AGENDA MEMORANDUM

**MEMO TO:**

Honorable Mayor and City Council Members

**FROM:**

Danny Segundo, City Administrator

**DATE:**

October 4, 2022

**SUBJECT:**

Entergy Texas

**BACKGROUND/INFORMATION:**

The City of Somerville received notice by Entergy Customer Service Manager Melissa Bochat of Entergy's Statement of Intent for approval of a rate schedule for Utility-Owned Distributed Generation (UODG) tariff related to their "Power Through" program. This is related to a commercial back up generation program Entergy offers as an optional product to their customers.

Entergy is requesting that the City of Somerville approve Ordinance 22-013 declining to approve the change in rates, in order that they may combined all of their cities into one case before the PUCT.

**RECOMMENDED COUNCIL ACTION:** Discuss, consider, approve or disapprove - Ordinance 22-013.

**ATTACHEMENTS:**

- 1) Exhibit A – Ordinance 22-013
- 2) Exhibit B – Entergy Statement of Intent

## **ORDINANCE NO. 22-013**

**AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF SOMERVILLE, TEXAS, (or “City”) declining to approve the change in rates requested in Entergy Texas, Inc.’s (“ETI” or “Company”) Statement of Intent filed with the City on SEPTEMBER 1, 2022, AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS CONSIDERED WAS OPEN TO THE PUBLIC AND IN ACCORDANCE WITH TEXAS LAW.**

**WHEREAS**, ETI notified the City of its intent to file a statement of intent to offer a new optional rate related to back-up electric service for commercial and industrial customers;

**WHEREAS**, ETI filed with the City its *Statement of Intent for Rate Schedule UODG* (“Statement of Intent”);

**WHEREAS**, the City has duly noticed its consideration of the Company’s Statement of Intent and is acting within its authority under applicable law;

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF SOMERVILLE, TEXAS** THAT the City DECLINES to approve any and all changes in rates requested by ETI and included in ETI’s Statement of Intent and that ETI’s proposed new rate should not be made effective.

**PASSED AND APPROVED ON THE FIRST READING THIS 11<sup>th</sup> day of October, 2022.**

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**Tommy Thompson, Mayor or  
Debra Coleman, Mayor ProTem**

**ATTEST:**

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**Rose Rosser, City Secretary**





Entergy Texas, Inc.  
350 Pine Street  
Beaumont, TX 77701  
409-981-2602

Stuart Barrett  
Vice President of Customer Service

August 31, 2022

The Honorable Tommy Thompson  
City of Somerville  
PO Box 159  
Somerville, TX 77879

RE: Entergy Texas, Inc.'s Statement of Intent for Rate Schedule UODG (Related to Back-Up Electric Service)

Dear Mayor Thompson:

At Entergy Texas, Inc. ("ETI"), we are committed to developing solutions that meet our customers' needs in a way that also benefits the communities we serve. We are proposing a new service offering called Power Through that will allow us to offer a new backup electric service to larger commercial and industrial customers to provide them increased reliability while at the same time enhancing the resiliency of the overall grid for the benefit of all customers.

In July, pursuant to Section 33.024 of the Public Utility Regulatory Act ("PURA"), ETI provided notice of its intent to file a Statement of Intent to initiate a rate proceeding pursuant to Section 36.102 of PURA. Consistent with that notice of intent, Entergy Texas provides the enclosed Statement of Intent for Rate Schedule UODG ("Statement of Intent"). ETI requests you act on this Statement of Intent within 35 days of the date of this letter so the matter can be appealed to the Public Utility Commission of Texas ("PUCT"), if necessary, where a concurrent proceeding is pending. A draft ordinance is enclosed for your convenience.

The Statement of Intent enclosed, and filed with the PUCT proposes approval of a new, voluntary tariff that will support the deployment of natural gas-fired distributed generation (*i.e.*, generators located at the participating customers' premises). ETI's request, if approved, will result in a rate administered only to customers who sign up to host a utility-owned distributed generator. During an outage, the distributed generator will be available to supply backup electric service to the host customers and enable them to continue to provide vital goods and services to the community while service to the larger area is restored. The proposed fleet of distributed generators will supply a portion of ETI's long-term resource needs the rest of the time.

If you have any questions or would like to learn more, please contact Customer Service Manager: Melissa Bochat at (281) 297-2209.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Stuart Barrett', written over a light blue horizontal line.

SB/cp



# **New Business Action Items**

**Contract for Senior Center Operations**

**Agenda Item 11-B**

# AGENDA MEMORANDUM

**MEMO TO:**

Honorable Mayor and City Council Members

**FROM:**

Danny Segundo, City Administrator

**DATE:**

October 4, 2022

**SUBJECT:**

Contract for Senior Center Operations

**BACKGROUND/INFORMATION:**

The Contract between the City of Somerville and the Brazos Valley Council of Governments Area Agency on Aging (BVCOG AAA) for the Senior Center for the upcoming fiscal year 2023 will need to be approved by City Council. On behalf of the State of Texas, the BVCOG AAA agency provides funding for the Senior Center Operations in the amount of \$7,000.00.

The funding allows for the operation of community facilities where persons aged 50 or older meet together to pursue mutual interest, receive services, and/or take part in activities which will enhance their quality of life, support their independence, and encourage their continued involvement in and with the community.

The Contract term is from October 1, 2022, and will end on September 30, 2024.

**RECOMMENDED COUNCIL ACTION:** Discuss, consider approve or (disapprove) Approve Brazos Valley Council of Governments Contract for Senior Center Operations.

**ATTACHMENTS:** Exhibit A – Brazos Valley Council of Governments Contract for Senior Center Operations.

**BRAZOS VALLEY COUNCIL OF GOVERNMENTS  
CONTRACT FOR SENIOR CENTER OPERATIONS  
FOR  
OLDER AMERICANS ACT PROGRAM**

**STATE OF TEXAS  
COUNTY OF BRAZOS**

**I. AUTHORITY TO CONTRACT**

The authority on which this contract is based derives from the Older Americans Act (OAA), as amended, and its regulations; THHSC regulations on Administration of Grants; Title 45 CFR, Part 74; Title 45 CFR, Part 92; Title 45 CFR, Part 1321, et seq.; Title 45 CFR, Part 91; the Uniform Grant Management Standards (UGMS), Governor's Office of Budget and Planning, January 2001; and all applicable Texas Health and Human Services (THHS) and Area Agencies on Aging (AAA) Rules as published in the Texas Administrative Code (TAC) under Chapters 80, 81, 83, and 84 (Title 40 Part 1, Texas Administrative Code); and, all state and local laws as pertains to this contract and its attachments.

**II. CONTRACTING PARTIES**

This contract is between the **Brazos Valley Council of Governments Area Agency on Aging (BVCOG AAA)**, hereinafter referred to as AGENCY and **City of Somerville Senior Center**, hereinafter referred to as CONTRACTOR. Whereas the State of Texas, acting through the Texas Health and Human Services (THHS), has designated the Brazos Valley Council of Governments to act as the area agency on aging (AAA), to be known as the Brazos Valley Agency on Aging; and whereas the AAA is the designated authority under the OAA to administer OAA funds, the AGENCY and the CONTRACTOR hereto have severally and collectively agreed and by execution hereof are bound to the mutual obligations set forth herein and to performance and accomplishment of the tasks hereinafter described.

**SCOPE OF SERVICES:**

**1. SENIOR CENTER OPERATIONS**

**Service Definition:** The operation of community facilities where persons aged 60 or older meet to pursue mutual interests, receive services and/or take part in activities which will enhance their quality of life, support their independence, and encourage their continued involvement in and with the community.

**Unit of Service:** N/A

**Service Area:** Burleson County

**Services & Reimbursement Methodology:**

Service	Fixed Rate (include rate)	Variable Rate (identify range)	Cost Reimbursement
Senior Center of Operations for 2-year period \$7000 per year	N/A	N/A	\$14,000.00

### **III. CONTRACT PERIOD**

This agreement will become binding on the date of the signature by both parties. Notwithstanding this date, the term of the contract will begin on **October 1, 2022, and end on September 30, 2024.**

### **IV. CONTRACT EXTENSIONS**

The parties to this contract may, by mutual agreement, extend this contract for a specified period. Any extension shall be in writing, with specific reference to this contract, and shall be subject to all the terms and conditions of this contract and made a part thereof for all purposes.

### **V. AMENDMENTS TO THE CONTRACT**

This agreement may be amended in writing upon mutual agreement by both parties or when dictated by implementation of laws and rules becoming effective within the contract period as pertains to the scope of this contract and its attachments. Amendment to this contract is also made upon submission to and approval by the AGENCY of an amended budget.

### **VI. SCOPE OF SERVICES**

The CONTRACTOR agrees to provide Senior Center Operations necessary to comply with their approved FY 2023-24 Budget and Service Delivery Plan incorporated by reference into this Agreement as if set forth fully herein. Per the Texas Health and Human Services' service definitions, senior center operations is defined as "the operation of community facilities where older individuals meet together to pursue mutual interest, receive services and/or take part in activities which will enhance their quality of life, support their independence, and encourage their continued involvement in and with the community". Allocation of funds to specific service areas will be identified in the CONTRACTOR budget submitted for AGENCY approval. The last approved budget, whether original or amended, shall be deemed applicable to this contract from the date of approval.

The CONTRACTOR agrees to serve the number of persons and units and substantially meet all the goals and outcomes described in CONTRACTOR Service Delivery/Operational Plan submitted to the Agency.

Allocations to specific service areas will be identified and approved by the AGENCY. The last approved budget, whether original or amended, shall be deemed applicable to this contract from the date of approval. Upon approval of any subsequent budget, a copy shall be attached hereto and made a part hereof for all purposes.

All Texas Administrative Code standards may be accessed at the Texas Secretary of State website: [www.sos.state.tx.us](http://www.sos.state.tx.us)

All Older Americans Act and other required rules and regulations may be accessed at [http://www.aoa.gov/about/legbudg/oa/legbudg\\_oa.asp](http://www.aoa.gov/about/legbudg/oa/legbudg_oa.asp)

Targeting: Services are designed to identify eligible clients, with an emphasis on high-risk clients and serving older individuals with greatest economic and social need, low-income minorities and those residing in rural areas, as identified in the Older Americans Act.

### **VII. TARGETING**

The CONTRACTOR shall, in accordance with 42 U.S.C. Section 3026, and as addressed in the Service Delivery/Operational Plan, assure it will use outreach efforts to identify individuals eligible for assistance under this contract, with special emphasis on: (1) older individuals residing in rural areas; (2) older individuals with greatest economic need (with particular attention to low-income minority and older

individuals residing in rural areas); (3) older individuals who have greatest social need (with particular attention to low-income minority individuals and residing in rural areas); (4) older individuals with severe disabilities; (5) older individuals with limited English proficiency; (6) older individuals with Alzheimer's Disease and related disorders with neurological and organic brain dysfunction and the caretakers of such individuals; and (7) older individuals at risk for institutional placement.

## **VIII. FUNDING OBLIGATIONS**

The CONTRACTOR acknowledges the AGENCY'S obligation hereunder for payment, in consideration of full and satisfactory performance of activities described in this contract, is limited to monies received from the Texas Health and Human Services (THHS), the State of Texas, and any other originating funding source.

The AGENCY shall not be liable to the CONTRACTOR for costs incurred or performance rendered unless such costs and performances are strictly in accordance with the terms of this contract, including but not limited to, terms governing the CONTRACTOR'S promised performance and unit rates and/or reimbursement capitations specified.

The AGENCY shall not be liable to the CONTRACTOR for any expenditures which are not allowable costs as defined in the C.F.R., Title 45, Parts 74 and 92, as amended, or which expenditures have not been made in accordance with the fiscal guidelines and requirements outlined by the AGENCY.

The AGENCY shall not be liable to the CONTRACTOR for expenditures made in violation of regulations promulgated under the OAA, as amended, or in violation of the AGENCY rules, UGMS, or this contract.

## **IX. COMPENSATION**

The AGENCY agrees to make payment to the CONTRACTOR in the amounts and upon the terms and provisions as set forth in this CONTRACT in the amount of **\$7,000.00 each year** for the provision of Senior Center Operations; Participant Assessment; Nutrition Consultation; Nutrition Counseling; and Nutrition Education and all attachments to this contract, and the CONTRACTOR agrees to accept such payments as full compensation for services performed hereunder. All payments shall be based on the performance information reported in this approved CONTRACT, reimbursement requests and quarterly fiscal and programmatic reports.

The AGENCY will pay the CONTRACTOR on a reimbursement basis for services rendered, whether services are provided directly by the CONTRACTOR or through a subcontractor or vendor, for all services provided. The CONTRACTOR may subcontract or may purchase services under an "at risk" unit rate or reimbursement methodology, in accordance with the rules and program instructions of the AGENCY. Reimbursement, using OAA and other THHS funds, for services provided by the CONTRACTOR, whether directly or through a subcontractor or vendor agreement, shall not exceed the available OAA and other THHS funds awarded by the Brazos Valley Area Agency on Aging and shown in this contract.

The CONTRACTOR agrees to and/or understands:

Submit all monthly billings with appropriate documentation as required by the AGENCY by the **close of business** on the **5<sup>th</sup> working day** of each month following the last day of the month in which services were provided. If the **5<sup>th</sup> day** falls on a weekend or holiday, the information shall be delivered by the **close of business** on the preceding business day.

AGENCY cannot guarantee payment of a reimbursement request received for more than **15 days of service delivery**. **No reimbursement** for services provided will be made if CONTRACTOR payment invoices are not submitted to the AGENCY within the **30 days of service delivery**.



CONTRACTOR will encourage client contributions (**program income**) on a voluntary and confidential basis. Such contributions will be properly safeguarded and accurately accounted for as receipts and expenditures on its financial reports if they are not required to be forwarded to the AGENCY. Client contributions (**program income**) will be reported fully, as required, to the AGENCY. CONTRACTOR agrees to expend all program income to expand or enhance the program/service under which it is earned.

***PLEASE NOTE \*\*\* it is very important that the Contractor understands that the BVAAA WILL ONLY reimburse the Contractor 1/12 of the Total Authorized Contracted Amount each month. The BVAAA WILL ONLY reimburse Contractor 1/12 of the annual budgeted amount each month regardless of the Contractor's expenditures for the provision of these services. If the Contractor does not produce adequate documentation of approved expenditures in one month to draw down 1/12 of their annual reimbursement, the un-requested reimbursement can be rolled or carried forward over into future months. If more than 1/12 of the Total Authorized Annual expenditures are produced each month, the additional expenditures are the responsibility of the Contractors, unless there is a balance carried forward from a previous month. The services purchased each month by the BVAAA will be for Title III Senior Center Operations; Participant Assessments; Nutrition Consultation; Nutrition Counseling; and Nutrition Education. The services provided counted toward the monthly reimbursement will not include services purchased with Program Income/Client's contributions; donations; In-Kind; or local funds or required local match. These services will continue to be purchased, assigned, documented and reported each month to the BVAAA by the Contractor.***

## **X. PAYMENT METHODOLOGY**

The AGENCY has no obligation to remit funds under the terms of this contract for services provided on a reimbursement basis, as defined in Section IX, COMPENSATION, until the CONTRACTOR has provided or secured the provision of the service and reported such provision in a request for reimbursement. In the absence of written agreement to the contrary, the AGENCY will remit funds to the CONTRACTOR subject to the appropriate administrative procedures and contingent upon receipt of funds by the AGENCY from HHSC, State of Texas and/or other funding sources.

The CONTRACTOR shall report eligible units of service and actual allowable expenses to the AGENCY in the frequency and in such manner, using all prescribed forms, as may be prescribed by the AGENCY.

Final payment shall be based on the information contained in the reimbursement system 60 days following termination of this contract. This payment provision shall apply to final payment whether at completion of the contract period or in the event of early contract termination

## **XI. REPORTING REQUIREMENTS**

The CONTRACTOR agrees to submit all required fiscal and programmatic reports in accordance with the report due dates established by the AGENCY. The CONTRACTOR agrees to maintain fiscal records to support reimbursement in conformity with the procedures established by the AGENCY. All fiscal and programmatic reports shall continue to be due throughout the entire contract period even though no additional services may be reimbursable under this contract.

The CONTRACTOR shall complete and submit to the AGENCY, all requests for funds on an AGENCY-prescribed form in accordance with the rules and policies of the AGENCY. A final program report shall be submitted to the AGENCY on or before the date established by the AGENCY with not less than 45 days advance notice to the CONTRACTOR. The total of all program reports including the final program report shall support and be reconciled to all funds received during the contract period. Under no circumstances shall requests for funds be submitted later than October 31, for the previous fiscal year, or after the final program report is submitted unless indicated otherwise by a funding source.

## **XII. MATCH REQUIREMENTS**

The CONTRACTOR shall provide a minimum match for administrative activities (10%), as required by the OAA, as amended, and shall assure total match for services is sufficient to meet the requirements of the OAA, as amended, and AGENCY and THHS rules.

Match shall be in accordance with 40 TAC §83.2 (k). All match contributions shall be expended for goods and services necessary for and specifically identifiable in the CONTRACTOR'S Service Delivery /Operational Plan.

Match shall conform to the OAA regulations, Code of Federal Regulations, Title 45, Part 74 and Part 92 and AGENCY and THHS rules regarding match requirements or as required in requests for proposals issued by the AGENCY.

## **XIII. PROGRAM INCOME**

Program income shall be administered in accordance with 40 TAC §83.2 (l), UGMS Subpart C \_\_. 25 and all applicable THHS rules. The CONTRACTOR shall use all program income and participant contributions collected to further eligible program outcomes. All program income and participant contributions collected and expended shall be documented and managed according to THHS Rules and Regulations.

Program income received as contributions will be accounted for and deposited in accordance with the written policies and procedures established by the CONTRACTOR in accordance with AGENCY and THHS rules and regulations.

Program income collected by service vendors shall be handled in accordance with AGENCY and THHS rules and regulations.

Program income collected by service vendors shall consist only of those funds specifically provided by, or on behalf of, a program participant and directly attributable to the service provided.

## **XIV. CONTRIBUTION POLICY**

The CONTRACTOR shall provide a voluntary opportunity for each eligible participant to contribute to the cost of services while protecting the individual's privacy. The CONTRACTOR shall safeguard and account for such contributions and use such contributions to expand and/or enhance program outcomes.

## **XV. MAINTENANCE OF RECORDS**

The CONTRACTOR shall retain all financial records, supporting documents, statistical records, and all other records relating to its performance of this contract. The CONTRACTOR shall use all standard forms promulgated by the AGENCY, as applicable. The CONTRACTOR shall require the use of all such forms for all subcontractors and/or vendors, as applicable.

All of the aforesaid records shall be made available, with reasonable notice, at the CONTRACTOR'S office, and shall be maintained for at least five (5) years after the termination of this agreement, or five years after any audit findings and other disputes or litigation relating to this agreement, if any, have been resolved. Multi-site CONTRACTORS may maintain all records at a designated central location (i.e., administrative headquarters) for purposes of this section.

## **XVI. ACCESSIBILITY OF RECORDS**

The CONTRACTOR shall give the AGENCY, the HHSC, the ACL, the Comptroller General of the United States, and the State of Texas, through any authorized representatives, the access to and right to examine all records, books, papers, contracts, or other documents related to this contract. Such right of access shall continue as long as such records, or any of them, are in existence, but shall not be less than five (5) years following the end of this contract term or the resolution of any disputes relating to this contract, whichever is later. The CONTRACTOR shall include the substance of this provision in all subcontracts.

The CONTRACTOR agrees the state auditor may conduct an audit or investigation of any entity receiving funds from the state directly under the contract or indirectly through a subcontract under the contract. The CONTRACTOR understands acceptance of funds directly under the contract or indirectly through a subcontract under the contract acts as acceptance of the authority of the state auditor, under the direction of the legislative audit committee, to conduct an audit or investigation in connection with those funds. The CONTRACTOR understands under the direction of the legislative audit committee, an entity that is the subject of an audit or investigation by the state auditor must provide the state auditor with access to any information the state auditor considers relevant to: (1) evaluating the entity's performance under the contract or subcontract; (2) determining the state's rights or remedies under the contract; or (3) evaluating whether the entity has acted in the best interest of the state.

## **XVII. SERVICE PROVIDER REVIEW**

In accordance with the AGENCY rules, the CONTRACTOR shall conduct reviews of service provider programmatic and fiscal activities on a regular and systematic basis to ensure compliance with established policies and regulations.

## **XVIII. AUDIT REQUIREMENTS**

The CONTRACTOR shall submit a copy of an annual audit of the CONTRACTOR, performed by an independent certified public accounting firm within nine months after the end of the CONTRACTOR'S fiscal year, to the AGENCY. The audit shall cover the CONTRACTOR'S entire organization and be conducted in accordance with generally accepted auditing standards. Audits performed under this Section are subject to review and resolution by the AGENCY or its authorized representative.

The audit shall be conducted and submitted in accordance with the standards for financial and compliance audits contained in the Standards for Audits of Governmental Organizations, Programs, Activities and Functions, issued by the U.S. General Accounting Office; the Single Audit Act of 1984; Office of Management and Budget (OMB) Circular A-133 Audits of States, Local Governments, and Nonprofit Organizations; and UGMS.

The CONTRACTOR understands and agrees the CONTRACTOR shall be liable to the AGENCY for any costs disallowed as a result of unresolved questioned costs revealed during the audit. All questioned costs relating to an AGENCY'S program shall be resolved within one hundred eighty (180) days following receipt of the CONTRACTOR'S audit by the AGENCY, otherwise disallowance of questioned costs shall be implemented, and the CONTRACTOR shall be liable to the AGENCY for such disallowed costs.



The CONTRACTOR shall have the right to appeal any such disallowance of costs in accordance with 40 TAC §81.15, Appeal Procedures for Area Agency on Aging Contractors.

The CONTRACTOR shall procure audit services no less frequently than every five years. In the event the same audit firm is utilized for more than five consecutive years, the CONTRACTOR shall request the audit firm assign a different audit manager to the project. The ability to assign a different audit manager shall be a consideration in the procurement for audit services.

#### **IXX. INDIRECT COSTS ALLOCATION PLANS**

The CONTRACTOR shall have an Indirect Costs Allocation Plan approved in accordance with UGMS. Documentation of compliance with the above shall be submitted to the AGENCY for the period covered under this contract.

#### **XX. IDENTIFICATION OF HIGH RISK**

The AGENCY may identify a contractor as high risk in accordance with the UGMS, Grant Administration, Section III, Subpart B, paragraph .12, Office of Budget and Management Circular A-110, Subpart B, paragraph .14, and THHS policies. The AGENCY may inform the CONTRACTOR of the identification as high risk in writing. The AGENCY may state the effective date of the identification as high risk, the nature of the issues that led to the identification as high risk, and any special conditions or restrictions. The identification as high risk may remain in effect until the AGENCY determines the CONTRACTOR has taken corrective action sufficient to resolve the issues that led to the identification as high risk.

#### **XXI. PAYMENT SUSPENSION, PENALTIES AND CONTRACT TERMINATION**

In the event monitoring/evaluation activities by the AGENCY or its agents disclose deficiencies in the operation of the CONTRACTOR, or its subcontractors supported under provisions of this contract, the AGENCY shall take appropriate remedial steps that may include the issuance of sanctions and/or penalties in accordance with 40 TAC §81.13.

The AGENCY or CONTRACTOR may elect to terminate this contract upon ten (10) days written notice from the terminating party to the other party. The CONTRACTOR, upon notification of termination, shall have the right to appeal such termination following procedures outlined in the AGENCY rules.

This contract also may be terminated upon the occurrence of any of the following events:

- a. Discontinuance of funding to the AGENCY from the THHS and/or the AoA or the State of Texas;
- b. Failure of the CONTRACTOR to comply with any or all the terms and conditions of this contract and any attachments thereto; or
- c. Mutual agreement between the AGENCY and the CONTRACTOR.

In the event of termination, the CONTRACTOR shall submit final billings for units of service delivered pursuant to the contract. Final billings will be submitted to the AGENCY within fifteen calendar days after date of termination. The AGENCY shall reimburse those units of service, delivered in accordance with the contract, prior to termination.

At the date of termination, the AGENCY may require the CONTRACTOR to transfer title and deliver to the AGENCY or to another authorized contractor any property acquired by Federal or state funds or assigned to the CONTRACTOR by the AGENCY for the purposes of this contract.

The CONTRACTOR may dispose of property having a current value, at the time of termination, of less than \$500, in any manner, and the AGENCY shall make no recovery. The AGENCY shall provide instructions to the CONTRACTOR regarding disposition of all property having a current value, at the time of termination, of \$500 or more, within fifteen (15) days following notice of termination.

## **XXII. RECAPTURE OF PAYMENTS**

If the CONTRACTOR has failed to comply with the terms of this contract that govern the use of monies pursuant to this contract, or if the CONTRACTOR has received funds in excess of those actually earned, the AGENCY may take appropriate action including the recapture of payment and/or withholding of funds.

## **XXIII. ASSURANCES & CERTIFICATIONS (Attachment A)**

The CONTRACTOR hereby provides all assurances required by law as set forth in Attachment A of this contract. All assurances and certifications contained in Attachment A are hereby incorporated by reference into this contract for all purposes as if set forth fully herein. The CONTRACTOR must certify compliance with assurances and certifications will be accomplished.

The CONTRACTOR shall use due diligence to ensure reasonable steps have been taken to meet the criteria or standards stated within each assurance. Failure to comply with an assurance shall subject the CONTRACTOR to penalties, disallowance of funds, and other action, up to and including termination.

## **XXIV. DEBARMENT & SUSPENSION (Attachment B)**

As required by Federal Executive Order 12549, Debarment and Suspension and implemented at 45 CFR Part 92.35, for prospective participants in Federal assistance programs:

The CONTRACTOR certifies Attachment B to the best of his or her knowledge and belief, on behalf of the organization, defined as the primary participant in accordance with 45 CFR Part 76, and its principals.

The CONTRACTOR also agrees by signing and submitting Attachment B, that it will include, without modification, the clause titled "Certification Regarding Debarment, Suspension, in eligibility, and Voluntary Exclusion--Lower Tier Covered Transactions" in all lower tier covered transactions (i.e., transactions with sub-grantees and/or contractors) and in all solicitations for lower tier covered transactions in accordance with 45 CFR Part 76.

## **XXV. LIABILITY TO THIRD PARTIES**

The AGENCY does not assume any liability to third persons, nor will the AGENCY reimburse the CONTRACTOR for its liability to third persons, with respect to loss due to death, bodily injury, or damage to property resulting in any way from the performance of this contract or any subcontract hereunder.

The CONTRACTOR shall give the AGENCY or its representative immediate notice of any suit or action filed, or prompt notice of any claim made against the CONTRACTOR arising out of the performance of this contract.

The CONTRACTOR shall furnish immediately to the AGENCY copies of all pertinent papers received by the CONTRACTOR in connection with any such suit, action, or claim. The AGENCY shall have the option to intervene in such actions to represent the AGENCY'S interest.

## **XXVI. CODE OF CONDUCT**

The CONTRACTOR shall maintain a written code or standards of conduct, which shall govern the

performance of its officers, employees or agents engaged in the award and administration of this contract supported by Federal funds if a conflict of interest, real or apparent, arises. Such a conflict would arise when: the employee, officer or agent; any member of his immediate family; his/her partner; or an organization which employs, or is about to employ any of the above, has a financial or other interest in the entity selected for award.

The CONTRACTOR'S officers, employees or agents shall neither solicit nor accept gratuities, favors or anything of monetary value for any purpose that is or gives appearance of being motivated by a desire for private gain or favorable treatment for themselves or others, particularly those with whom they have family, business, or other personal ties.

No officer or member of the CONTRACTOR and no other public official or officer or member of the Board of the CONTRACTOR who exercises any functions or responsibilities in the review or approval of the undertaking or carrying out of this project, shall participate in any decision relating to this Contract which affects his personal or pecuniary interest, direct or indirect, in the Contract or the proceeds thereof.

## **XXVII. GOVERNANCE**

### **A. CRITERION**

The CONTRACTOR shall be an eligible organization and shall be governed by a board, which represents the planning and service area (PSA) served. The board, if not otherwise covered in Statutes, law, or regulations, shall consist of members pursuant to rules established by the AGENCY and THHS regarding such matters. The board shall function fully and effectively in its fiduciary role.

### **B. REQUIREMENTS**

#### **1. ELIGIBILITY**

The CONTRACTOR will be designated by the AGENCY in accordance with the requirements of the OAA, as amended. If the CONTRACTOR is a private nonprofit entity, it shall apply for and maintain exemption from tax under §501(c)(3) or 501(c)(4) of the U.S. Tax Code.

#### **2. GOVERNING BODY**

##### **a. FUNCTIONS AND RESPONSIBILITIES**

The CONTRACTOR'S board shall describe its functions in bylaws and carry them out as indicated so as to respond to the overall environment, the planning and service area, and intervention for problems.

##### **- MEETINGS, RECORDS AND ACTIVITY**

The board shall hold regular meetings and keep adequate records that indicate active participation by all or most members in the full range of functions and a fair and equitable decision-making process.

##### **- GENERAL POLICIES**

The board shall establish general policies, including personnel and fiscal policies, for the conduct of the CONTRACTOR.

- COMMITTEE STRUCTURE

The board shall establish an advisory council and describe its functions in bylaws to carry out the responsibilities stated in the OAA, as amended.

- PLANNING AND PRIORITY SETTING

The CONTRACTOR'S advisory council shall review the needs assessment, determine the priority of needs to be met and recommend approval of the annual budget and the annual application for federal funds to the CONTRACTOR'S board. The CONTRACTOR'S board shall take action on the advisory council's recommendation and thus have final authority for the activities of the service delivery/operational plan of the CONTRACTOR.

- FINANCIAL VIABILITY

The board or its appropriate committee shall control major resource decisions and monitor financial viability by requiring regularly submitted financial reports that also indicate whether there exists a variance from revenue and expenditure projections.

- RETENTION, RECRUITMENT AND PLAN UPDATE

The board shall establish a long-term plan to ensure a high quality CONTRACTOR staff. The Board shall also ensure that there exists a process for monitoring and updating the plan.

b. SELECTION OF MEMBERSHIP

The CONTRACTOR'S bylaws shall specify, and the CONTRACTOR'S advisory council and board shall carry out, a process for council and board member appointments and a process that provides for turnover among members yet maintains sufficient continuity to ensure familiarity with issues and effective participation. The bylaws shall also provide for regular changes in leadership positions.

c. CONFLICT OF INTEREST

The bylaws or written corporate policies shall implement provisions that prohibit conflict of interest or the appearance of conflict of interest by personnel, advisory council members, board members, consultants and those who provide services or furnish goods to the CONTRACTOR. No board member or advisory council member shall be an employee of the CONTRACTOR or a subcontractor or be an immediate family member of an employee.

d. FISCAL MANAGEMENT

The CONTRACTOR shall have appropriate leadership and management structure to enable it to operate efficiently and effectively. The CONTRACTOR shall also have financial systems to maintain internal controls, ensure proper management of federal funds, maximize non-federal resources, and maintain solvency.

The CONTRACTOR shall have accounting and internal control systems appropriate to the size of the organization. The accounting system should consist of source

documents, a chart of accounts, journals, ledgers, and routine financial reports. The internal controls system shall safeguard the CONTRACTOR'S assets, produce accurate accounting data, promote efficient operations, and encourage adherence to prescribed accounting policies and procedures. Effective internal control shall involve a division of responsibility among different employees for a sequence of related functions, clear establishment of each employee's responsibilities and duties, and use of standards such as procurement policies, proofs, checks and other security measures.

e. MANAGEMENT PROCESS

The CONTRACTOR shall have procedures in place to ensure communication internally between the Executive Director, other key staff, and the governing Board and externally with local, regional, and state leaders and public officials. Management shall establish and implement a process for decision-making and priority setting, efficient and effective oversight of operations and evaluation of staff and programs administered and correction of deficiencies in both areas.

f. DATA SYSTEMS

The CONTRACTOR shall be supported by data systems that provide adequate information for operational efficiency and decision-making. The CONTRACTOR shall have financial data systems and appropriate software capable of producing expenditure reports, cost center analyses, budget formats and automated reports as required by, and without additional support from, the AGENCY. The data system shall be able to provide program performance and financial information to reflect the operation and status of the organization to assist the CONTRACTOR in conducting regular data assessment and analysis to determine if the CONTRACTOR is meeting its performance as required under this contract. The CONTRACTOR shall have in place adequate electronic back-up systems, back-up schedules, back-up procedures, and continually updated virus protection software to prevent the loss or corruption of any and all client, program, and financial data. The CONTRACTOR shall implement the security features of all existing software.

The CONTRACTOR shall develop and implement security systems and procedures to safeguard the privacy of all clients. The CONTRACTOR shall provide the necessary computer hardware and/or software to carry out the provisions of this contract.

g. HANDLING INDIVIDUALLY IDENTIFIABLE HEALTH INFORMATION

1. BACKGROUND

Under this contract, the AGENCY may provide or make available to the CONTRACTOR, or the CONTRACTOR may create or receive on behalf of the AGENCY certain information that is confidential and must be afforded special treatment and protection under the Health Insurance Portability and Accountability Act of 1996 (HIPAA). The CONTRACTOR will have access to or receive from the AGENCY or create or receive on behalf of the AGENCY certain individually identifiable health information that can be used or disclosed only in accordance with this Agreement and the security and privacy rules adopted by the U.S. Department of Texas Health and Human Services (THHS) under HIPAA, 45 CFR §§164.302-.318; 164.500-.534. The CONTRACTOR is a Business Associate as that term is defined for purposes of the HIPAA security and privacy rules, 45 CFR §160.103.

## 2. MUTUAL AGREEMENTS BETWEEN THE PARTIES

- a. The AGENCY will provide or make available to the CONTRACTOR, or the CONTRACTOR will create or receive on behalf of the AGENCY individually identifiable health information regarding clients applying for or receiving services from both the AGENCY and the CONTRACTOR.
- b. The CONTRACTOR is prohibited from using or disclosing the individually identifiable health information provided by, made available by, or created or received on behalf of the AGENCY for any purpose other than as expressly permitted or required by this contract.
- c. The CONTRACTOR is permitted to use or disclose individually identifiable health information to accomplish the purposes of the contract. To be permissible, the use or disclosure may not violate the HIPAA privacy rules and must be limited to the minimum necessary to accomplish the purpose of the use or disclosure.
- d. Additional purposes for which the CONTRACTOR may use or disclose individually identifiable health information:
  - i. The CONTRACTOR may use the information for proper management and administration or to carry out the CONTRACTOR'S legal responsibilities.
  - ii. The CONTRACTOR may disclose the information for proper management and administration or to carry out the CONTRACTOR'S legal responsibilities if;
    - A. the disclosure is required by law; or
    - B. the CONTRACTOR obtains the following assurances from the person to whom the information is disclosed:
      - (I) that the person will maintain the confidentiality of the information.
      - (II) that the person will use or further disclose the information only as required by law or for the purpose it was disclosed to the person; and
      - (III) that the person will notify the CONTRACTOR of any breaches of confidentiality.

## 3. AGREEMENTS BY THE CONTRACTOR

- a. The CONTRACTOR will establish and maintain appropriate safeguards to prevent any use or disclosure of individually identifiable health information, other than as provided for by this contract.
- b. The CONTRACTOR will implement administrative, physical, and technical



safeguards that reasonably and appropriately protect the confidentiality, integrity, and availability of the electronic protected health information that it creates, receives, maintains, or transmits on behalf of the AGENCY as required by 45 CFR §§164.302-.308.

- c. The CONTRACTOR will immediately report to the AGENCY any use or disclosure of individually identifiable health information not provided for or allowed by this contract and any security incident of which it becomes aware.
- d. Anytime the CONTRACTOR provides or makes available individually identifiable health information to any subcontractors or vendors, the CONTRACTOR must enter into an agreement with the subcontractor or vendor that contains the same terms, conditions, and restrictions on the use, disclosure, and security of the information as contained in this agreement.
- e. The CONTRACTOR will make information in a designated records set available to the AGENCY or, as directed by THHS, to the subject of the information to comply with the requirements under 45 CFR §164.524.
- f. The CONTRACTOR will make information in a designated records set available for amendment and incorporate any amendments to this information in accordance with 45 CFR §164.526.
- g. The CONTRACTOR will document and make available to the AGENCY the information required to provide an accounting of disclosures in accordance with 45 CFR §164.528.
- h. The CONTRACTOR will make internal practices, books, and records relating to the use, disclosure, or security of individually identifiable health information received from the AGENCY or created or received by the CONTRACTOR on behalf of the AGENCY available to the Secretary of Health and Human Services or the Secretary's designee for purposes of determining compliance with the privacy or security rules.
- i. Once the CONTRACTOR finishes providing goods or services under this contract or an extension of this contract, it will return, destroy, or continue to maintain appropriate safeguards for all individually identifiable health information received from the AGENCY or created or received on behalf of the AGENCY. If the CONTRACTOR destroys this information, it must certify to the AGENCY that the information has been destroyed. The CONTRACTOR may not elect to destroy information that must be retained under federal or state law. The CONTRACTOR must maintain appropriate safeguards for the information as long as the CONTRACTOR has it.
- j. The CONTRACTOR will have procedures in place for mitigating, to the maximum extent practicable, any deleterious effect from the use or disclosure of individually identifiable health information in a manner contrary to the contract or the privacy rules.
- k. The CONTRACTOR will develop and implement a system of sanctions for any employee, subcontractor or vendor who violates this contract or the privacy or security rules.

#### 4. INJUNCTIVE RELIEF

Notwithstanding any rights or remedies provided for in this agreement, THHS retains all rights to seek injunctive relief to prevent or stop the unauthorized use or disclosure of individually identifiable health information or a violation of the security rules by the CONTRACTOR or any subcontractor, vendor or third party that received information from the CONTRACTOR.

#### XXVIII. FORCE MAJEURE

To the extent that either party to this contract shall be wholly or partially prevented from the performance within the terms of any obligation or duty placed on such party by reason of or through strikes, stoppage of labor, riot, fire, flood, invasion, insurrection, accident, order of court, judge, or civil authority, an act of God, or any cause reasonably beyond the party's control and not attributable to its neglect, that in such event the time for the performance of such obligations or duty shall be suspended until such disability to perform is removed.

#### XXIX. CONTRACT NOTICES

Any notice required to be given pursuant to the provisions of this contract shall be sent by certified mail, postage prepaid, to the addresses of the parties hereto as set out below until due notice has been given of a change of address.

For AGENCY:

Stacey Urbanczyk  
AAA Program Manager  
  
Michael Parks  
Executive Director  
  
P.O. Drawer 4128  
Address  
Bryan, Texas 77805-4128  
City, State, Zip

For CONTRACTOR:

City of Somerville Senior Center  
Name  
  
17510 SH 36 South, P.O. Box 159  
Address  
  
Somerville, TX 77879  
City, State, Zip

#### XXX. POLITICAL ACTIVITY

No funds provided under this Agreement may be used in any way to attempt to influence in any manner a member of Congress to favor or oppose any legislation or appropriation by Congress, or for lobbying with State or local legislators. The CONTRACTOR, if a recipient of Federal assistance exceeding \$100,000 through the AGENCY, will comply with 31 U.S.C. Section 1352.

#### XXXI. SECTARIAN INVOLVEMENT

The CONTRACTOR shall ensure that no funds under this contract are used, either directly or indirectly, in the support of any religious or anti-religious activity, worship, or instruction. This clause shall be interpreted in light of THHS rule 40 TAC §69.16 and 45 CFR Chapter 87.

#### XXXII. RIGHT TO APPEAL



Any applicant to provide services whose application is denied or whose contract is terminated or not renewed (except as provided in 45 CFR Part 74, Subpart M) has a right to appeal such action. The applicant shall give notice of appeal to the AGENCY within 10 days after it receives the AGENCY'S action letter. Appeals Procedures adopted by the AGENCY and codified at 40 TAC §81.15 will be used as the appeals process.

### **XXXIII. INDEPENDENT CONTRACTOR**

In performance of obligations under this contract, the CONTRACTOR shall act as an independent contractor and not as an agent, representative or employee of the AGENCY. No employee, agent, or representative of the CONTRACTOR shall be considered an employee of the AGENCY nor be eligible for any benefits, rights or privileges afforded to the AGENCY employees.

### **XXXIV. ORAL AND WRITTEN AGREEMENT**

All oral or written agreements made prior to this contract have been reduced to writing and are contained herein by the execution of this contract including any proposals submitted by the CONTRACTOR. The CONTRACTOR evidences its understanding and agrees that any prior agreement is terminated as of the effective date of this contract. Both parties agree that the AGENCY shall not be liable for any costs incurred by the CONTRACTOR except to the extent provided in this contract. When 45 CFR, or its appendices, provide that a cost is allowable only when authorized in writing, the cost will not be allowable unless written approval from the AGENCY is obtained prior to the expenditure.

### **XXXV. SEVERABILITY**

The invalidity or unenforceability of any provision of this contract will not affect the validity or enforceability of any other provision of this contract.

### **XXXVI. ALTERNATIVE DISPUTE RESOLUTION**

- A. The dispute resolution process provided for in Chapter 2260 of the Government Code shall be used, as further described herein, by the AGENCY and the CONTRACTOR to attempt to resolve any claim for breach of contract made by the CONTRACTOR.
1. The CONTRACTOR'S claim for breach of this contract that the parties cannot resolve in the ordinary course of business shall be submitted to the negotiation process provided in Chapter 2260, Subchapter B, of the Government Code. To initiate the process, the CONTRACTOR shall submit written notice, as required by Subchapter B, to Michael Parks, Executive Director, Brazos Valley Council of Governments, P. O. Drawer 4128, Bryan, Texas 77805-4128.
  2. The contested case process provided in Chapter 2260, Subchapter C, of the Government Code is the CONTRACTOR'S sole and exclusive process for seeking a remedy for all alleged breaches of contract by the AGENCY if the parties are unable to resolve their disputes under subparagraph.
  3. Compliance with the contested case process provided in Subchapter C is a condition precedent to seeking consent to sue from the Legislature under Chapter 107 of the Civil Practices and Remedies Code. Neither the execution of this contract by the AGENCY nor any other conduct of any representative of the AGENCY relating to the contract shall be considered a waiver of sovereign immunity to suit.
- B. The submission, processing and resolution of the CONTRACTOR'S claim is governed by the

published rules adopted by the Attorney General pursuant to Chapter 2260, as currently effective, hereinafter enacted, or subsequently amended.

- C. Neither the occurrence of an event nor the pendency of a claim constitutes grounds for the suspension of performance by the CONTRACTOR, in whole or in part.

#### **XXXVII. APPLICATION OF LAW & VENUE**

This contract is governed by and shall be construed in accordance with the laws of the State of Texas. All claims against the AGENCY by the CONTRACTOR seeking, as a legal right, the payment of money, adjustment or interpretation of contract terms, or other relief, arising under or relating to the contract shall be filed in Brazos County, Texas. If any legal action is brought for the enforcement of this contract or because of an alleged dispute, breach, default, misrepresentation in connection with any of the provisions of this contract, each party will bear its own legal expenses and other costs incurred in the action.

#### **XXXVIII. SURVIVAL OF TERMS**

The following portions of this Agreement shall survive termination: X, XI, XV, XVI, XVIII, XXI, XXII, XXV, XXIX, XXXIV to XXXVII, and XXXIX.

#### **XXXIX. ACCEPTANCE OF CONTRACT**

I, the undersigned, certify that I have read and understand the terms of this contract and that this agency will abide by them. I further certify that I am authorized to sign for the CONTRACTOR agency.

#### **FOR CONTRACTOR:**

**City of Somerville Senior Center**

Name of Contracting Agency

\_\_\_\_\_  
Typed Name and Title of  
Authorized Official

\_\_\_\_\_  
Signature of Official

\_\_\_\_\_  
Date

#### **FOR THE BRAZOS VALLEY COUNCIL OF GOVERNMENTS AREA AGENCY ON AGING:**

Stacey Urbanczyk  
Program Manager

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Michael Parks  
Executive Director

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

## **ATTACHMENT "A"**

### **Focal Points in the Brazos Valley Region**

**Brazos Valley Area Agency on Aging  
3991 East 29<sup>th</sup> Street  
Bryan, TX 77802  
979/595-2806**

**Buffalo Senior Center  
941 Hill Street  
Buffalo, TX 75831  
903/322-4704**

**Caldwell Senior Center Citizens Center  
210 West Buck Street  
Caldwell, TX 77836  
979/567-4759**

**Centerville Senior Citizens Center  
513 Lassiter Street  
Centerville, TX 75833  
903/536-3004**

**Somerville Senior Citizens Center  
307 Avenue B (Hwy. 36 South)  
Somerville, TX 77879  
979/596-1822**

**Washington Healthy Living Association  
1210 South Market Street  
Brenham, TX 77833  
9971836-6552**

**CERTIFICATION  
REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY  
AND VOLUNTARY EXCLUSION FOR COVERED CONTRACTS AND GRANTS**

Federal Executive Order 12549 requires the Texas Health and Human Services (THHS) to screen each covered potential contractor/grantee to determine whether each has a right to obtain a contract/grant in accordance with federal regulations on debarment, suspension, ineligibility, and voluntary exclusion. Each covered contractor/grantee must also screen each of its covered subcontractors/providers.

In this certification "contractor/grantee" refers to both contractor/grantee and subcontractor/subgrantee; "contract/grant" refers to both contract/grant and subcontract/subgrant.

**By signing and submitting this certification the potential contractor/grantee accepts the following terms:**

1. The certification herein below is a material representation of fact upon which reliance was placed when this contract/grant was entered into. If it is later determined that the potential contractor/grantee knowingly rendered an erroneous certification, in addition to other remedies available to the federal government, the Department of Texas Health and Human Services, United States Department of Agriculture or other federal department or agency, or the Texas Health and Human Services may pursue available remedies, including suspension and/or debarment.
2. The potential contractor/grantee shall provide immediate written notice to the person to which this certification is submitted if at any time the potential contractor/grantee learns that the certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
3. The words "covered contract," "debarred," "suspended," "ineligible," "participant," "person," "principal," "proposal," and "voluntarily excluded," as used in this certification have meanings based upon materials in the Definitions and Coverage sections of federal rules implementing Executive Order 12549. Usage is as defined in the attachment.
4. The potential contractor/grantee agrees by submitting this certification that, should the proposed covered contract/grant be entered into, it shall not knowingly enter into any subcontract with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the Department of Health and Human Services, United States Department of Agriculture or other federal department or agency, and/or the Texas Health and Human Services, as applicable.  
**Do you have or do you anticipate having subcontractors/subgrantees under this proposed contract? \_\_\_\_ YES \_\_\_\_ NO**
5. The potential contractor/grantee further agrees by submitting this certification that it will include this certification titled "Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion for Covered Contracts and Grants" without modification, in all covered subcontracts and in solicitations for all covered subcontracts.
6. A contractor/grantee may rely upon a certification of a potential subcontractor/subgrantee that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered contract/grant, unless it knows that the certification is erroneous. A contractor/grantee must, at a minimum, obtain certifications from its covered subcontractors/subgrantees upon each subcontract's/subgrant's initiation and upon each renewal.
7. Nothing contained in all the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this certification document. The knowledge and information of a contractor/grantee is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
8. Except for contracts/grants authorized under paragraph 4 of these terms, if a contractor/grantee in a covered contract/grant knowingly enters into a covered subcontract/subgrant with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in the transaction, in addition to other remedies available to the federal government, Department of Health and Human Services, United State Department of Agriculture, or other federal department or agency, as applicable, and/or the Texas Health and Human Services may pursue available remedies, including suspension and/or debarment.

**CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION FOR COVERED CONTRACTS AND GRANTS**

Indicate which statement applies to the covered potential contractor/grantee:

- \_\_\_\_\_ The potential contractor/grantee certifies, by submission of this certification, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this contract/grant by any federal department or agency or by the State of Texas.
- \_\_\_\_\_ The potential contractor/grantee is unable to certify to one or more of the terms in this certification. In this instance, the potential contractor/grantee must attach an explanation for each of the above terms to which he is unable to make certification. Attach the explanation(s) to this certification.

NAME OF POTENTIAL CONTRACTOR/GRANTEE \_\_\_\_\_

VENDOR ID NO./FEDERAL EMPLOYER'S ID NO. \_\_\_\_\_

\_\_\_\_\_  
Signature of Authorized Representative

\_\_\_\_\_  
Printed/Typed Name of Authorized Representative

\_\_\_\_\_  
Date

\_\_\_\_\_  
Title of Authorized Representative

THIS CERTIFICATION IS FOR FFY 20223-24, PERIOD BEGINNING October 1, 2022 and ENDING September 30, 2024.

## INSTRUCTIONS FOR CERTIFICATION

- 2 -

1. By signing and submitting this proposal, the prospective contractor/grantee is providing the certification set out below.
2. The inability of a contractor/grantee to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective contractor/grantee shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective contractor/grantee to furnish a certification or an explanation shall disqualify such contractor/grantee from participation in this transaction.
3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective contractor/grantee knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.
4. The prospective contractor/grantee shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective contractor/grantee learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
5. The terms "covered transaction," "debarred," "suspended," "ineligible," "lower tier covered transaction," "participant," "person," "primary covered transaction," "principal," "proposal," and "voluntarily excluded," as used in this clause, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. You may contact the department or agency to which this proposal is submitted for assistance in obtaining a copy of those regulations (13 CFR Part 145).
6. The prospective contractor/grantee agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.
7. The prospective contractor/grantee further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion--Lower Tier Covered Transactions," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the ineligibility of its principals. Each participant may, but is not required to, check the Nonprocurement List.
9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

# **New Business Action Items**

**Planning & Zoning Report / 16251 SH 36**

**Agenda Item 11-C**

# AGENDA MEMORANDUM

**MEMO TO:**

Honorable Mayor and City Council Members

**FROM:**

Danny Segundo, City Administrator

**DATE:**

October 4, 2022

**SUBJECT:**

Receive Planning and Zoning Preliminary Report regarding a Zoning Request for 16251 SH 36.

**BACKGROUND/INFORMATION:**

The Planning and Zoning Commission held a meeting on September 21<sup>st</sup>, to discuss a request for a Zoning Request change that was submitted by Sandor Lister, for his property at 16251 SH 36.

Mr. Lister would like to have his property re-zoned from Residential (RS-1) to General Business (C-2). Mr. Lister intends to provide air conditioning maintenance services at this location.

The preliminary report recommends to call for a public hearing so that the public and nearby property owners have an opportunity to comment on the re-zoning request.

**RECOMMENDED COUNCIL ACTION:** Discuss, consider, approve or (disapprove) to receive and approve the Planning and Zoning preliminary report related to the zoning request for 16251 SH 36.

**ATTACHEMENTS:**

- 1) Exhibit A – Planning & Zoning Preliminary Report for 16251 SH36.

## EXHIBIT A



# City of Somerville

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## **CITY OF SOMERVILLE – PLANNING AND ZONING COMMISSION REPORT**

### **Report to City Council regarding a Re-Zoning Request for 16251 State Highway 36**

The Planning and Zoning Commission met on September 21, 2022, to discuss the zoning change request that was submitted by Sandor Lister, property owner. The zoning request would change the property located at 16251 State Highway 36. The proposed zoning change would be from Residential (RS-1) to General Business (C-2).

At this time the Planning and Zoning submits its preliminary report to City Council with the following recommendation. The Commission is recommending to call a joint public hearing for the purpose of receiving oral comments from any person(s) concerning the proposal to amend the City of Somerville Zoning Ordinance.

Respectfully submitted, this 21<sup>th</sup> day of September 2022.

Dick Meyer, Chairman  
Planning and Zoning Commission  
City of Somerville



## NOTICE OF JOINT PUBLIC HEARING

NOTICE is hereby given that the City of Somerville City Council and the Planning and Zoning Commission of the City of Somerville, Texas will conduct a joint public hearing at 6:15 p.m., Tuesday, October 11, 2022 at the Somerville Senior Center, 17510 State Highway 36, Somerville, Texas.

The purpose of the joint public hearing is to receive oral comments from any interested person(s) concerning the proposals to:

- (1) Request to re-zone the property S21726 Paul Taylor BLK 5, 1.0 Acres, from RS-1 Residential to C-2 General Business.**

Interested parties may submit a statement to be read during the hearing, or may attend the hearing and sign up to make a statement in support of, or in opposition to, the request. Written statements must be submitted to the City Secretary no later than 10:00 A.M., October 3, 2022. Contact City Administrator Danny Segundo for additional information at (979) 596-1122.

# **New Business Action Items**

**Burleson County Appraisal District Board**

**Agenda Item 11-D**

# AGENDA MEMORANDUM

**MEMO TO:**

Honorable Mayor and City Council Members

**FROM:**

Danny Segundo, City Administrator

**DATE:**

October 4, 2022

**SUBJECT:**

Burleson County Appraisal District

**BACKGROUND/INFORMATION:**

The Burleson County Appraisal District has notified the City of Somerville that the term for our member Angela Beene will end on December 31, 2022. City Council selected Angela Beene to fill the position that was vacated on the appraisal board when Johnny "Bo" Brewer resigned his position in June 2020. Angelia Beene has expressed her interest to continue to represent our area on the Burleson County Appraisal District.

The appraisal district needs to be advised of City Council's selection for the next term which begins January 1, 2023. Resolution R22-012 has been prepared and asks that the City Council of Somerville make its reappointment to the Board of Directors by official action and provide the appraisal district with a copy of the Resolution by December 15, 2022.

**RECOMMENDED COUNCIL ACTION:** Discuss, Consider, approve or (disapprove) Resolution appointing or reappointing a representative to the Burleson County Appraisal District Board of Directors.

**ATTACHEMENTS:**

1) Exhibit A – Resolution R22-012

**RESOLUTION NO. R22-012**

**A RESOLUTION NOMINATING CANDIDATES TO THE BURLESON COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS.**

**WHEREAS, the Burleson County Appraisal District is responsible for local property tax appraisal and exemption administration;**

**WHEREAS, the City's representatives' term will end on December 31, 2022; and,**

**WHEREAS, the City of Somerville, Texas is entitled to nominate candidates to the serve on the Board of Directors of the Burleson County Appraisal District.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERVILLE, TEXAS:**

**SECTION 1. That the findings above are found to be true and correct and are incorporated herein in their entirety.**

**SECTION 2. That the City of Somerville nominates the following person(s) for appointment to the position of Director of the Burleson County Appraisal District:**

- 1. Angelia Beene**

**PRESENTED AND PASSED this 11th day of October 2022, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Somerville, Texas.**

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Tommy Thompson, Mayor or  
Debra Coleman, Mayor ProTem

**ATTEST:**

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Rose Rosser, City Secretary

# **New Business Action Items**

**Change Order # 3 / 8<sup>th</sup> Street Project & Switchback  
Road water line tie-end**

**Agenda Item 11-E**

# AGENDA MEMORANDUM

**MEMO TO:**

Honorable Mayor and City Council Members

**FROM:**

Danny Segundo, City Administrator

**DATE:**

October 4, 2022

**SUBJECT:**

8<sup>th</sup> Street - Change Order No.3

**BACKGROUND/INFORMATION:**

There are two (2) items in this change order for City Council consideration. The first change order for consideration is for the reconciliation of the contract, where quantities of asphalt, base materials, and utilities items are adjusted per actual amounts used during the project. Per the proposal an additional 589 tons of asphalt was used in the project to ensure proper drainage in certain areas. Plus, additional drainage work for Avenue M. Deductions were seen in the extent of base materials, stabilize cement mix, and utility services. The reconciliation change order will be in the sum of \$41, 230.46.

Also, included in the change order is the cost for the Post Oak Savannah Groundwater Conservation District project. The Switchback Road water line tie-end, is a project that has been on our Capital Improvement Plan since fiscal year 2019. The project involves tying in (2) two 6" water lines together at the corner of Switchback Road that goes under the railroad. Kieschnick Contractors will perform the work in approximately 21 days. Cost of the water tie-end is \$75,250.00.

**RECOMMENDED COUNCIL ACTION:** Discuss, Consider approve or (disapprove) Change Order No. 3 for reconciliation of the 8<sup>th</sup> Street project and Switchback Road water line tie-end.

**ATTACHEMENTS:**

- 1) Exhibit A – Change Order Request
- 2) Exhibit B – Reconciliation Cost
- 2) Exhibit C – Map

October 3, 2022

CHANGE ORDER NO. 3

PROJECT: 2021 Street, Water, and Sanitary Sewer Bond Improvements  
OWNER: City of Somerville, Texas  
CONTRACT: 1-2021  
CONTRACTOR: Kieschnick General Contractors, Inc.

**Description of Change**

Street Improvements

3a	2-inch hot mix asphaltic concrete Type D Texas Department of Transportation. Increase the bid item quantity from 2,533 tons to 2,923 tons.	ADD	\$42,120.00
3b	6-inch Type A or D Grade 1 to 2 limestone flex base. Decrease the bid item quantity from 15,064 square yards (sy) to 14,566 sy.	(DEDUCT)	(\$5,976.00)
3c	Cement treatment (2 percent by weight; 6- and 8-inch depths). Decrease the bid item quantity from 155 tons to 152 tons.	(DEDUCT)	(\$570.00)
3d	Mix and cement stabilize 6 inches of subgrade. Decrease the bid item quantity from 15,409 sy to 14,911 sy.	(DEDUCT)	(\$1,992.00)
3e	Excavation, grading, and disposal of excess material. Decrease the bid item quantity from 4,581 cubic yards (cy) to 4,471 cy.	(DEDUCT)	(\$330.00)

Memory Lane Changes

3f	Install a 3- by 3-foot junction box. Increase the bid item quantity from 1 lump sum (LS) to 2 LS.	ADD	\$3,100.00
3g	Adjust the elevation of the existing water main. Decrease the bid item quantity from 1 LS to 0 LS.	(DEDUCT)	(\$5,000.00)
3h	Relocate the existing water service. Decrease the bid item quantity from 1 LS to 0 LS.	(DEDUCT)	(\$3,000.00)
3i	Relocate the electrical allowance. Decrease the bid item quantity from 1 LS to 0 LS.	(DEDUCT)	(\$2,000.00)

Avenue M Changes

3j	Install 2 inches of asphalt pavement. Increase the bid item quantity from 113 tons to 126 tons.	ADD	\$2,078.46
3k	Demolish and remove the existing reinforced concrete pipe (RCP). The new bid item amount is \$10.00, and the quantity is 40 linear feet (LF).	ADD	\$400.00

3l	Install 15 inches of RCP. The new bid item amount is \$70.00, and the quantity is 70 LF.	ADD	\$4,900.00
3m	Adjust the manholes. The new bid item is \$500.00, and the quantity is 2 each (EA).	ADD	\$1,000.00
3n	Additional earthwork at Avenue M. The new bid item amount is \$3,000.00, and the quantity is 1 LS.	ADD	\$3,000.00

New Changes

3o	Install pavers at City Hall. The new bid item amount is \$3,500.00, and the quantity is 1 LS.	ADD	\$3,500.00
3p	Add 21 days to the Final Completion date, making the new Final Completion date September 30, 2022.	ADD	\$0.00

Switchback Road Water Tie-In

3q	Wet connection to the existing 6-inch gate valve. The new bid item amount is \$1,500.00, and the quantity is 1 EA.	ADD	\$1,500.00
3r	Install 6-inch 45-degree bends. The new bid item amount is \$700.00, and the quantity is 4 EA.	ADD	\$2,800.00
3s	Cut in a 6-inch tee to the existing water line with valves. The new bid item amount is \$7,500.00, and the quantity is 2 EA.	ADD	\$15,000.00
3t	Install a 6-inch C-900 water line. The new bid item is \$50.00, and the quantity is 860 LF.	ADD	\$43,000.00
3u	Install a 1-inch long water service. The new bid item amount is \$3,300.00, and the quantity is 2 EA.	ADD	\$6,600.00
3v	Pavement repair (3 feet wide). The new bid item amount is \$10.00, and the quantity is 485 LF.	ADD	\$4,850.00
3w	Site restoration and seeding. The new bid item amount is \$500.00, and the quantity is 1 LS.	ADD	\$500.00
3x	Traffic control. The new bid item amount is \$1,000.00, and the quantity is 1 LS.	ADD	\$1,000.00

TOTAL VALUE OF THIS CHANGE ORDER:	ADD	\$116,480.46
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**Contract Price Adjustment**

Original Contract Price	\$1,521,461.00
Previous Change Order Adjustments	\$194,272.50
Adjustment in Contract Price this Change Order	\$116,480.46
Current Contract Price including this Change Order	\$1,832,213.96

**Contract Final Completion Date Adjustment**

Original Contract Final Completion Date	June 18, 2022
Contract Final Completion Date Adjustments due to previous Change Orders	83 Days
Contract Final Completion Date Adjustments due to this Change Order	21 Days
Current Final Contract Completion Dates including all Change Orders	September 30, 2022



City of Somerville–Kieschnick General Contractors, Inc.  
Contract 1-2021, Change Order No. 3  
Page 3  
October 3, 2022

This document shall become a supplement to the Contract and all provisions will apply hereto.

**RECOMMENDED**

\_\_\_\_\_  
ENGINEER–Strand Associates, Inc.®

\_\_\_\_\_  
Date

**APPROVED**

\_\_\_\_\_  
CONTRACTOR–Kieschnick General Contractors, Inc.

\_\_\_\_\_  
Date

**APPROVED**

\_\_\_\_\_  
OWNER–City of Somerville, Texas

\_\_\_\_\_  
Date

**CHANGE ORDER PROPOSAL**

DATE: 8/19/2022

**PROJECT:** 2021 Street, Water and Sanitary Sewer Bond Improvements**OWNER/GC:**City of Somerville  
150 8th Street  
Somerville, TX 77879**CONTRACTOR:**Kieschnick General Contractors  
P.O. Box 200  
Wellborn, TX 77882**PURPOSE OF THIS CHANGE ORDER:**

Contract Reconciliation

390 T

\$42,120.00

ITEM NO	UNIT	DESCRIPTION	UNIT PRICE	ORIGINAL QUANTITY	Quantity to Add/Deduct	ADDED COST
53	T	2" Hot mix asphaltic concrete (Incl Ded due to CO2)	\$108.00	2533	589	\$63,612.00
55	SY	6" Flex Base	\$12.00	15064	-498	(\$5,976.00)
58	T	Cement Treatment	\$190.00	155	-3	(\$570.00)
59	SY	Mix & Cement Stabilize 6" of Subgrade	\$4.00	15409	-498	(\$1,992.00)
61	CY	Excavation, Grading & Disposal of Ecess mat	\$3.00	4581	-110	(\$330.00)
1g	LS	Install additional 3x3 J-Box	\$3,100.00	1	1	\$3,100.00
1h	LS	Adjust elev. at existing water main	\$5,000.00	1	-1	(\$5,000.00)
1i	LS	Relocate existing water service	\$3,000.00	1	-1	(\$3,000.00)
1j	LS	Relocate electrical allowance	\$2,000.00	1	-1	(\$2,000.00)
2b	LS	Install 2" asphalt pavement \$162/113T	\$162.00	113	12.83	\$2,078.46
New	LS	Install Pavers at City Hall	\$3,500.00		1	\$3,500.00
		<b>EXTRA WORK AVE M</b>				\$0.00
	LF	Demo & Remove Existing RCP	\$10.00		40	\$400.00
	LF	Install 15" RCP	\$70.00		70	\$4,900.00
	EA	Adjust two Manholes	\$500.00		2	\$1,000.00
	LS	Additional Earthwork at Ave. M	\$3,000.00		1	\$3,000.00
						<b>\$62,722.46</b>

THE NET AFFECT OF THIS CHANGE IS 0.4% INCREASE

\$41,230.46

**ORIGINAL CONTRACT AMOUNT**

\$1,521,461.00

Change Orders To Date

\$194,272.50

This Proposal

\$41,230.46

REVISED CONTRACT AMOUNT

\$1,756,963.96

Change

Change

**TOTAL CHANGE****ORIGINAL CONTRACT TIME****APPROVED:**

A/E CONTRACTOR

Date

PROJECT MANAGER

Date

GENERAL CONTRACTOR

Date

SUBCONTRACTOR

Date

**COMMENTS:**







# **New Business Action Items**

**CDBG MIT-COG MOD Funds / Resolution R22-013**

**Agenda Item 11-F**

**Memo To:** Honorable Mayor and City Council Members  
**From:** Kathy Pollock, Code Enforcement Officer/ Assistant City Administrator  
**Date:** October 5, 2022  
**Subject:** CDBG MIT – COG MOD funds



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### Background/Information

- A. Another round of federal funding for mitigation and disaster prevention has been authorized by the federal government and having worked its way through the various state and federal agencies it is now at the level of the COG's who are required to determine the method by which these funds will be distributed to the various eligible entities in their respective regions. BVCOG's allotment was \$25,041,000.00.
- B. According to the MOD (Method of Distribution) on the BVCOG site (which is a preliminary method, not yet approved by GLO) the City is eligible for funding of **\$780,500.00**. Other sources have indicated slightly lower amounts but within 5% of this number.
- C. Unlike many of the grant programs the City utilizes (POSGCD, CDBG, CDBG-DR) where there is a competitive process to determine which entities are funded, these funds constitute an allotment – in effect, we are assigned a certain amount of funding, regardless of the qualifications of other entities in comparison with ours. That said, we still have to prove that we will utilize the funds for eligible types of projects and that a certain percentage of the awarded funds are used for projects directly benefitting low to moderate income citizen. The range of permitted activities is quite broad and includes very generally: flood control and drainage improvement, infrastructure, natural or green infrastructure, etc.
- D. The program will be managed at the state level by the GLO. And, like all of our typical grant programs all of the federal and state requirements related to procurement, appointment of executive officer(s), projects, reporting, monitoring, and auditing etc. etc. have to be complied with along the way.
- E. This is the very first step and it is just a resolution stating that the city council wants to try to obtain and utilize these funds, and making sure that we have the proper signatories in place and authorizing staff to start procurement actions. It is our understanding that once the MOD has been approved by GLO (end of October soonest) the time to complete the preliminary scoping and action plan will be very short so we need to be prepared to move as fast as possible.

**Funding Needed:** None anticipated at this time.

**Action Requested:** Discuss/Consider/Approve (Disapprove) the Appointment of Signatories and the Procurement of Administrative (via RFP) and Engineering (via RFQ) Services for the Community Development Block Grant Regional Mitigation Program, COG Method of Distribution (CDBG MIT COG MOD) administered through the Texas General Land Office (GLO).

### Attachments:

1. Resolution
2. Funding amounts from the CDBG MIT – COG MOD

## RESOLUTION 22-013

A RESOLUTION OF THE CITY COUNCIL OF SOMERVILLE, TEXAS, AUTHORIZING THE SUBMISSION OF A COMMUNITY DEVELOPMENT BLOCK GRANT REGIONAL MITIGATION PROGRAM, COG METHOD OF DISTRIBUTION (CDBG-MIT COG MOD) APPLICATION TO THE TEXAS GENERAL LAND OFFICE (GLO); AUTHORIZING THE MAYOR AND/OR CITY MANAGER TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT REGIONAL MITIGATION PROGRAM; AND AUTHORIZING STAFF TO PROCEED WITH PROCUREMENT ACTIONS ASSOCIATED WITH THIS PROGRAM

WHEREAS, the City Council of the City of Somerville desires to develop a viable, resilient community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low-to-moderate income; and

WHEREAS, certain conditions exist which represent a threat to the public health and safety; and

WHEREAS, the City of Somerville is eligible for an allotment through the CDBG-MIT program under the COG Method of Distribution, subject to certain program requirements which necessitate preparation of an application, program administration and engineering services; and

WHEREAS, it is necessary and in the best interests of the City of Somerville to apply for funding under the Community Development Block Grant Regional Mitigation Program COG Method of Distribution (CDBG MIT COG MOD) administered through the Texas General Land Office (GLO);

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

1. That a Texas Community Development Block Grant Regional Mitigation Program application for the allotment authorized through the COG MOD is hereby authorized to be filed on behalf of the City with the Texas General Land Office.
2. That the application be for the maximum available program funds to provide hazard mitigation and prevention in the City as per the approved MOD. Per the current preliminary COG MOD, the eligible amount is \$780,500.00.
3. That the City Council directs and designates the Mayor and/or City Manager as the City's Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the City's participation in the Texas Community Development Block Grant Regional Mitigation Program.
4. That City staff initiate procurement activities for administrative services by RFP and engineering services by RFQ for this program.
5. That all funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, real property acquisition, and civil rights requirements.

Passed and approved this 11<sup>th</sup> day of October, 2022.

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Tommy Thompson, Mayor/ Debra Coleman, Mayor Pro-tem

Attest:

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Rose Rosser, City Secretary

COG: <b>Brazos Valley</b>				
Total Allocation:		<b>\$25,041,000</b>		
Entity	Allocation	Percentage of Total Allocation	LMI Portion	LMI Percentage
<b>Burleson County</b>	\$ 752,600.00	3.01%	\$ -	0.00%
Caldwell	\$ 644,000.00	2.57%	\$ -	0.00%
Snook	\$ 662,200.00	2.64%	\$ 264,880.00	40.00%
<b>Somerville</b>	<b>\$ 780,500.00</b>	<b>3.12%</b>	<b>\$ 156,100.00</b>	<b>20.00%</b>
<b>Grimes County</b>	\$ 656,900.00	2.62%	\$ 131,380.00	20.00%
Anderson	\$ 543,600.00	2.17%	\$ -	0.00%
Iola	\$ 500,000.00	2.00%	\$ -	0.00%
Bedias	\$ 889,000.00	3.55%	\$ 889,000.00	100.00%
Navasota	\$ 709,200.00	2.83%	\$ -	0.00%
Plantersville	\$ 500,000.00	2.00%	\$ -	0.00%
Todd Mission	\$ 930,400.00	3.72%	\$ 930,400.00	100.00%
<b>Madison County</b>	\$ 626,100.00	2.50%	\$ 125,220.00	20.00%
Madisonville	\$ 741,800.00	2.96%	\$ 741,800.00	100.00%
Midway	\$ 708,600.00	2.83%	\$ 708,600.00	100.00%
<b>Washington County</b>	\$ 733,100.00	2.93%	\$ 146,620.00	20.00%
Brenham	\$ 719,200.00	2.87%	\$ 287,680.00	40.00%
Burton	\$ 500,000.00	2.00%	\$ -	0.00%
<b>Brazos County</b>	\$ 941,200.00	3.76%	\$ 941,200.00	100.00%
Bryan	\$ 833,400.00	3.33%	\$ 833,400.00	100.00%
College Station	\$ 757,800.00	3.03%	\$ 757,800.00	100.00%
Kurten	\$ 569,700.00	2.28%	\$ -	0.00%
Wixon Valley	\$ 500,000.00	2.00%	\$ 500,000.00	100.00%
<b>Robertson County</b>	\$ 686,300.00	2.74%	\$ 137,260.00	20.00%
Bremond	\$ 847,700.00	3.39%	\$ 847,700.00	100.00%
Calvert	\$ 904,900.00	3.61%	\$ 904,900.00	100.00%
Franklin	\$ 778,400.00	3.11%	\$ 778,400.00	100.00%
Hearne	\$ 630,200.00	2.52%	\$ 126,040.00	20.00%
<b>Leon County</b>	\$ 657,600.00	2.63%	\$ -	0.00%
Centerville	\$ 785,000.00	3.13%	\$ 314,000.00	40.00%
Jewett	\$ 771,400.00	3.08%	\$ 771,400.00	100.00%
Leona	\$ 633,100.00	2.53%	\$ -	0.00%
Marquez	\$ 595,500.00	2.38%	\$ 119,100.00	20.00%
Normangee	\$ 913,000.00	3.65%	\$ 913,000.00	100.00%
Oakwood	\$ 732,200.00	2.92%	\$ 146,440.00	20.00%
Buffalo	\$ 906,400.00	3.62%	\$ 906,400.00	100.00%
<b>Total</b>	<b>\$ 25,041,000.00</b>	<b>100.00%</b>	<b>\$ 13,378,720.00</b>	<b>53.43%</b>







# **New Business Action Items**

**Utility Rate Increase / Ordinance No. 22-014**

**Agenda Item 11-G**

# AGENDA MEMORANDUM

**MEMO TO:**

Honorable Mayor and City Council Members

**FROM:**

Danny Segundo, City Administrator

**DATE:**

October 4, 2022

**SUBJECT:**

Utility Rate Increase

**BACKGROUND/INFORMATION:**

During our recent budgeting process, we recommended to City Council that a utility rate of ten percent was needed to help maintain the ability of the city's water and wastewater departments to be self-sufficient.

Our current water and wastewater rate for a 1000-gallon minimum charge for both residential and commercial is \$22.00, this rate will change to \$24.00.

We also recommend to update the City's Schedule A and Schedule B fees and charges to reflect today's cost of materials and fuel. Exhibits A and B have highlighted line items for city council to consider.

**RECOMMENDED COUNCIL ACTION:** Discuss, consider, approve or disapprove - Ordinance 22-014, allowing a utility rate increase and fee adjustment for services.

**ATTACHEMENTS:**

1) Exhibit A – Ordinance 22-014

Exhibit A

Schedule A

WATER SERVICE FEES AND CHARGES

**Deposits**

	Current	Proposed
<b>Residential Customers</b>		
Water/Wastewater/Garage (Pick-Up)	\$100.00	\$100.00
Water Only (if Wastewater Service is Unavailable)	\$75.00	\$100.00
Rental Unit Without Good Payment History	\$200.00	\$500.00
<b>Commercial Customers</b>		
Any Combination of Utilities	\$100.00	\$100.00
Fire Hydrant Meter Rental	\$250.00	\$850.00
<b>Irrigation Meter Deposit</b>		
At Service address with Domestic Service	\$50.00	\$100.00
Approved Master Meter	\$300.00	Cost + 15%

**Temporary Service Deposits**

Rental Properties (Clean and Show)	\$50.00	\$100.00
Contractor Rental	TBD	TBD
Multiple Rental Properties / Deposits (Minimum)	\$150.00	NA
Deposits may be increased for poor payment record, prior abandonment, or other reason permitted by City Ordinance.		

**Water Rates**

**Residential**

1000 Gallons / Minimum Charge	\$22.00	\$24.00
Over 1000 Gallons per 1000 Gallon or Fraction	\$2.75	\$3.00

**Commercial**

1000 Gallons / Minimum Charge	\$22.00	\$24.00
Over 1000 Gallons per 1000 Gallon or Fraction	\$2.75	\$3.00
Fire Hydrant, or Bulk		
Per 1000 Gallon (\$30.00 Minimum Charge / Month)	\$7.50	
Per 1000 Gallon (\$50.00 Minimum Charge / Month)		\$24.00

**New Service Fees - Tap and Meter**

Meter Size	Meter Only		Tap and Meter	
3/4"	\$175.00	\$350.00	\$500.00	\$1,000.00
1"	\$325.00	\$600.00	\$700.00	\$1,300.00
1 1/2"	\$625.00	\$1,000.00	\$900.00	\$1,700.00
2"	\$900.00	\$1,500.00	\$1,025.00	\$2,200.00
3"	\$1,350.00	Cost + 15%	\$3,025.00	Cost + 15%
4"	\$2,350.00	Cost + 15%	\$6,975.00	Cost + 15%

6"	\$5,200.00	Cost + 15%	Cost + 15%
<b>Miscellaneous Fees and Charges</b>			
Service Call - Business		\$35.00	\$35.00
Service Call - After Hours		\$50.00	\$50.00
Reconnection Fee		\$50.00	\$50.00
Meter Re-Read (2nd and Subsequent)		\$25.00	\$25.00
Meter Testing Fee		\$125.00	\$175.00
Late Fee (On Balance Due)		10%	10%
Return Check Fee		\$25.00	\$25.00

Exhibit B

Schedule B

WASTEWATER SERVICE FEES AND CHARGES

			Current	Proposed
<b>Deposits</b>				
Industrial Customers			\$500.00	\$500.00
Wastewater Meter (Upon Approved Request)			\$200.00	\$500.00
Potential Hazardous Discharge (in Addition to Normal Deposit)			TBD	TBD
<b>Wastewater Rates</b>				
Residential				
	1000 Gallons / Minimum			
	Charge		\$22.00	\$24.00
	Over 1000 Gallons per 1000 Gallon or Fraction		\$2.75	\$3.00
Commercial				
	1000 Gallons / Minimum			
	Charge		\$22.00	\$24.00
	Over 1000 Gallons per 1000 Gallon or Fraction		\$2.75	\$3.00
Established Utility Customers - Winter Averaging Rate Based on Above Rates				
New Service Fees - Tap And Meter				
Meter Size	Meter Only		Tap Only	
4	\$2,900.00	\$4,000.00	\$400.00	\$800.00
6	\$6,475.00	\$8,000.00	\$500.00	\$1,000.00
Other sizes and non-standard locations as per Ordinance No. 14-001				
<b>Miscellaneous Fees and Charges</b>				
<b>Miscellaneous fees are listed on both Schedule A and Schedule B, but a customer will not be charged more than one fee per incident, unless additional services are required, of the actual cost of a service is chargeable.</b>				
Service Call - Business			\$35.00	\$35.00
Service Call - After Hours			\$50.00	\$50.00
Reconnection Fee			\$50.00	\$50.00
Meter Re-Read (2nd and Subsequent)			\$25.00	\$25.00
Meter Testing Fee			\$125.00	\$175.00
Late Fee (On Balance Due)			10%	10%
Return Check Fee			\$25.00	\$25.00
Surcharge for Toxic or Hazardous Waste (see Ordinance)			TBD	TBD
Road Cut - Minimum Charge or Actual Cost			\$200.00	\$1,500.00

**ORDINANCE NO. 22-014**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOMERVILLE, TEXAS, ADOPTING A REVISED FEE SCHEULDE FOR WATER AND WASTEWATER SERVICES, PROVIDING FOR SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Somerville, Texas ("City") is a general law municipality incorporated and operating under the laws of the State of Texas; and

**WHEREAS**, Section 51.001, Texas Local Government Code; authorizes the City Council of the City of Somerville, Texas to adopt ordinances to provide for good government, peace, and order of the municipality; and

**WHEREAS**, it is the intention of City Council for water and wastewater customers to pay rates reflected in the attached schedule pursuant to this Ordinance, until such time as it determines that a rate revision is required; and

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERVILLE:**

**SECTION 1. Adoption of Fees.** The City Council of the City of Somerville hereby adopts the fee schedules attached hereto under Exhibit A and Exhibit B for water and wastewater customers, respectfully, pursuant to this Ordinance 22-014, said rates to become effective on November 1, 2022

**SECTION 2. Water Service Fees and Charges, Water Rates, New Service Fees,** the following rates will be charged within the City of Somerville service area: Exhibit A.

**SECTION 3. Wastewater Service Fees and Charges, Wastewater Rates, New Service Fees,** the following rates will be charged within the City of Somerville service area: Exhibit B.

**SECTION 4. Severability.** If any section, paragraph, subdivision, clause, phrase, or provision of this Ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provisions thereof other than the part so decided to be invalid or unconstitutional.

**SECTION 5. Effective Date.** This ordinance shall take effect on November 1, 2022.

**SECTION 6. Open Meetings.** It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, of the Local Texas Government Code.

PASSED AND APPROVED this 14<sup>th</sup> day of October, 2022.

\_\_\_\_\_  
Tommy Thompson, Mayor

ATTEST:

\_\_\_\_\_  
Rose Rosser, City Secretary

# **New Business Action Items**

**Somerville Police Dept. / Purchase of Drone**

**Agenda Item 11-H**

# AGENDA MEMORANDUM

**MEMO TO:**

Honorable Mayor and City Council Members

**FROM:**

Danny Segundo, City Administrator

**DATE:**

November 4, 2022

**SUBJECT:**

Purchase of New Equipment for Police Department

**BACKGROUND/INFORMATION:**

The City of Somerville Public Police Department is requesting to purchase a drone. The purchase will provide the department with a critical tool for situational awareness, better scene documentation, and provide surveillance of areas of the city such as Lake Somerville.

The purchase requires City Council approval as it exceeds our authority for purchases. Also, the drone purchase exceeds the budgeted amount for equipment in the police department.

**RECOMMENDED COUNCIL ACTION:** Discuss, consider approve or (disapprove) the purchase of a drone for the Somerville Police Department.

**ATTACHMENTS:** Exhibit A – Quote



# INVOICE

**Invoice No.:** 35746  
**Invoice Date:** 09/20/22  
**Due Date:** 10/20/22  
**Customer No.:** SOM001  
**Page No.:** Page 1 of 2

BILL TO
<b>Somerville Police Department</b> 17442 Avenue B (S.H.36) Somerville TX 77879 USA

SHIP TO
<b>Somerville Police Department</b> 600 Memory Lane Somerville TX 77879 USA

TOTAL DUE
<b>7,247.99 \$</b> by 10/20/22

**Sales Employee:** Chad Walker  
**Contact Name:** Jake Sullivan  
**Terms:** Net 30

**Customer Ref. No.:** 22-006

**Ship Via:**

Item No.	Description	Quantity	Discount %	Unit Price	Qty Shipped	Total
DJI-MAVIC2-ADV	DJI Mavic 2 Enterprise Advanced	0.00	0.00	6,500.00 \$	1.00	6,500.00 \$
DJI-MAVIC2-ENT-FLY MORE	DJI Mavic 2 Enterprise Fly More Kit	0.00	0.00	469.00 \$	1.00	469.00 \$
RMUS-HSC	Hoodman Aviator HSC Sunshade Hood For DJI Smart Controller	0.00	0.00	39.99 \$	1.00	39.99 \$
RMUS-4UASHELP-YR	RMUS TechConnect Help Center (1 year)	0.00	100.00		1.00	
RMUS-SD_Holder	RMUS micro SD Card Holder	0.00	100.00		1.00	
RMUS-DJI-CERT1	DJI Enterprise Authorized Dealer Certificate	0.00	100.00		1.00	
RMUS-PILOT-PACK-SM	RMUS UAS Pilot Safety Package - Small Aircraft	0.00	100.00		1.00	
RMUS-config-sm	RMUS System Calibration and Inspection by Manufacturer Certified Technician - Small Aircraft	0.00	100.00		1.00	
RMUS-TRD-MV2ENT	RMUS DJI Mavic 2 Enterprise Ready to Deploy Video	0.00	100.00		1.00	
DJI-MAVIC2-ENT-BATTERY	DJI Mavic 2 Enterprise Part 2 battery	0.00	0.00	189.00 \$	1.00	189.00 \$

Thanks for sending us your payment promptly. We appreciate your business!

Subtotal 7,197.99 \$

Shipping Tax 50.00 \$

Total 7,247.99 \$

Deposit

Balance Due **7,247.99 \$**

**Remarks:** Based On Deliveries 8620, 9168.

**PLEASE REMIT THIS AMOUNT**

**Click Link to Pay:**



595 North 1250 West Suite 3  
Centerville UT 84014  
USA

801-316-3250  
800-793-3548

sales@rmus.com  
techsupport@rmus.com

accounting@rmus.com  
training@rmus.com

# **Public Hearing Request to Rezone**

**Agenda Item 12**

## NOTICE OF JOINT PUBLIC HEARING

NOTICE is hereby given that the City of Somerville City Council and the Planning and Zoning Commission of the City of Somerville, Texas will conduct a joint public hearing at 6:15 p.m., Tuesday, October 11, 2022 at the Somerville Senior Center, 17510 State Highway 36, Somerville, Texas.

The purpose of the joint public hearing is to receive oral comments from any interested person(s) concerning the proposals to:

- (1) Request to re-zone the property S21726 Paul Taylor BLK 5, 1.0 Acres, from RS-1 Residential to C-2 General Business.**

Interested parties may submit a statement to be read during the hearing, or may attend the hearing and sign up to make a statement in support of, or in opposition to, the request. Written statements must be submitted to the City Secretary no later than 10:00 A.M., October 3, 2022. Contact City Administrator Danny Segundo for additional information at (979) 596-1122.