

# Regular Session Council Agenda Packet June 17, 2021

# CITY OF CROWLEY CITY COUNCIL Council Regular Session June 17, 2021 ATTENDANCE SHEET

		<u>Worksession</u>	<u>Regular</u>
Council Memb	er Johnny Shotwell, Place 1		
Council Memb	er Jerry Beck, Place 2		
Mayor Pro Ter	m Jesse Johnson, Place 3		
Council Memb	oer Jim Hirth, Place 4		
Council Memb	oer Jimmy McDonald, Place 5		
Council Memb	oer Scott Gilbreath, Place 6		
Mayor Billy Da	avis		
Staff:			
Robert Loftin,	City Manager		
Lori Watson, F	Finance Director/Asst City Mgr		
Jack Thompso	on, EDC Director/Asst City Mgr		
Rob Allibon, C	city Attorney		
Carol Konhaus	ser, City Secretary		
Pleasant Broo	ks, Fire Chief		
Kit Long, Chie	f of Police		
Mike Rocamoi	ntes, Public Works Director		
Rachel Robert	ts, Planning & Comm Dev Director		
Cristina Winne	er, Community Services Director		
Lisa Hansen, l	HR Administrator		
Julie Hepler, S	Special Event Coordinator .		
Jay Hinton, Me	edia Relations		



#### AGENDA CROWLEY CITY COUNCIL JUNE 17, 2021 WORKSESSION - 6:30 p.m.

Crowley City Hall 201 E. Main Street Crowley TX 76028

Citizens may address the Council by filling out a blue "Citizen Participation" card to discuss any issue that is on the Agenda. Please turn in cards to the City Secretary. Speakers are limited to three minutes (if using a translator, the time limit will be doubled).

#### WORKSESSION - June 17, 2021 - 6:30 pm

- I. CALL TO ORDER AND ROLL CALL
- II. NON-ACTION ITEMS FOR DISCUSSION
  - 1. None.

#### DISCUSSION OF ITEMS LISTED ON THE AGENDA

#### III. CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

1. Discuss and consider approving the minutes from the regular meeting held June 3, 2021.

#### IV. PUBLIC HEARINGS

- 1. (a) Hold a public hearing on the Fiscal Year 2021-22 Proposed Budget for the City of Crowley Crime Control and Prevention District.
  - (b) Discuss and consider approval/adoption of the Crime Control and Prevention District (CCPD) proposed FY 2021-22 Budget.

#### V. CITY BUSINESS

- 1. Discuss and consider appointing Bonnie Wolf as the new Municipal Court Prosecutor.
- 2. Consideration and approval of Resolution R06-2021-354 by the City Council of the City of Crowley, Texas authorizing and approving publication of Notice of Intention to issue Certificates of Obligation; complying with the requirements contained in Securities and Exchange Commission Rule 15c2-12; and providing an effective date.

#### VI. ADJOURNMENT



#### AGENDA CROWLEY CITY COUNCIL JUNE 17, 2021 REGULAR SESSION - 7:00 p.m.

Crowley City Hall 201 E. Main Street Crowley TX 76028

Citizens may address the Council by filling out a blue "Citizen Participation" card to discuss any issue that is on the Agenda. Please turn in cards to the City Secretary. Speakers are limited to three minutes (if using a translator, the time limit will be doubled).

#### REGULAR SESSION - June 17, 2021 - 7:00 pm

- I. CALL TO ORDER AND ROLL CALL
- II. INVOCATION

#### III. PLEDGE TO ALLEGIANCE TO THE AMERICAN AND TEXAS FLAGS

"I pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one nation, under God, indivisible, with Liberty and Justice for all."

"Honor the Texas flag; I pledge allegiance to thee, Texas, one state, under God, one and indivisible."

#### IV. PRESENTATIONS/PROCLAMATIONS

1. None

#### V. CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

1. Discuss and consider approving the minutes from the regular meeting held June 3, 2021.

#### VI. PUBLIC HEARINGS

- 1. (a) Hold a public hearing on the Fiscal Year 2021-22 Proposed Budget for the City of Crowley Crime Control and Prevention District.
  - (b) Discuss and consider approval/adoption of the Crime Control and Prevention District (CCPD) proposed FY 2021-22 Budget.

#### VII. CITY BUSINESS

- 1. Discuss and consider appointing Bonnie Wolf as the new Municipal Court Prosecutor.
- 2. Consideration and approval of Resolution R06-2021-354 by the City Council of the City of Crowley, Texas authorizing and approving publication of Notice of Intention to issue Certificates of Obligation; complying with the requirements contained in Securities and Exchange Commission Rule 15c2-12; and providing an effective date.

#### VIII. ADVISORY BOARDS AND COMMISSISONS

#### 1. Reports

None

#### 2. Appointments/Reappointments

a. Parks Board - Council Liaison Jerry Beck

Brett Pohoreski	Place 1	New Term ending June 30, 2023
James Hotopp	Place 3	New Term ending June 30, 2023
Anthony Camell Place 5		New Term ending June 30, 2023
Darlene Hornback	Place 7	New Term ending June 30, 2023

b. Planning and Zoning Commission - Council Liaison Jimmy McDonald

Flanning and Zoning	Commission -	Council Liaison Jilliny McDonaid
Gabby Villalovos	Place 1	New Term ending June 30, 2023
Chloe Northrop	Place 3	New Term ending June 30, 2023
David Duman	Place 5	New Term ending June 30, 2023
Lane Beene	Place 7	New Term ending June 30, 2023

<sup>\*\*\*</sup>An agenda information packet is available for public inspection in the Crowley Library and on the City website, under Agenda Packets\*\*\*

#### c. ZBOA - Council Liaison Jesse Johnson

Mike Winterbanks	Place 1	New Term ending June 30, 2023
Lezo Foley	Place 3	New Term ending June 30, 2023
Rene Alford	Place 5	New Term ending June 30, 2023

#### d. Library Board - Council Liaison Jim Hirth

Julie Barton	Place 1	New Term ending June 30, 2023
Katie King	Place 3	New Term ending June 30, 2023
Kara Symes	Place 5	New Term ending June 30, 2023

#### IX. PUBLIC COMMENT

If you wish to make a public comment or discuss subjects not listed on the agenda, please fill out a (yellow) Visitor's Participation card and submit to the City Secretary. There will be no formal actions taken on subjects presented during public comments. Please NOTE council may NOT address or converse with you regarding a NON-AGENDA ITEM. The public comment period will only allow members of the public to present ideas and information to the City Officials and Staff.

#### X. ITEMS OF COMMUNITY INTEREST

Items of community interest include expressions of thanks, congratulations, or condolence; information regarding holiday schedules; honorary recognitions of city officials, employees or citizens; reminders about upcoming events sponsored by the city or other entity that is scheduled to be attended by a city official or employee; and announcements involving imminent threats to the public health and safety

#### XI. EXECUTIVE SESSION

Pursuant to Chapter 551, Texas Government Code, the Council reserves the right to convene in Executive Session(s), from time to time as deemed necessary during this meeting for any posted agenda item to receive advice from its attorney as permitted by law, or to discuss the following as permitted by Government Code:

- 1. Section 551.071 (Consultation with Attorney)
- 2. Section 551.072 (Deliberations about Real Property)
- 3. Section 551.074 (Personnel Matters)
- 4. Section 551.087 (Business Prospect/Economic Development)

#### XII. RECONVENE AND TAKE ACTION FROM EXECUTIVE SESSION

Reconvene into open session and take any necessary action resulting from items posted and legally discussed in Closed Session.

#### XIII. ADJOURNMENT

I, the undersigned authority, do hereby certify that this Agenda of the City C governing body of the City of Crowley is a true and correct copy posted on City Website and at Crowley City Hall, a place convenient and readily acces	, 20	at	am/ pm to the
City of Crowley	•		
Carol C. Konhauser, City Secretary			

THE CITY COUNCIL RESERVES THE RIGHT OF THE FOLLOWING:

- 1. ITEMS DO NOT HAVE TO BE CONSIDERED IN THE SAME ORDER AS SHOWN ON THIS AGENDA;
- 2. THE COUNCIL MAY CONTINUE OR RECESS ITS DELIBERATIONS TO THE NEXT CALENDAR DAY IF IT DEEMS IT NECESSARY. The Crowley City Hall is wheelchair accessible and accessible parking spaces are available. Requests for accommodations must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (817) 297-2201 ext. 4000, or email ckonhauser@ci.crowley.tx.us for further information.

**NOTICE:** A quorum of the Crime Control and Prevention District Board of Directors and the Economic Development Board of Directors will be present at this meeting; however, neither Board will take action on any items on this posted agenda.

<sup>\*\*\*</sup>An agenda information packet is available for public inspection in the Crowley Library and on the City website, under Agenda Packets\*\*\*



**Meeting Date:** 

**Agenda Item:** 

# Crowley City Council AGENDA REPORT

Carol C. Konhauser

**Staff Contact:** City Secretary

E-mail: <u>ckonhauser@ci.crowley.tx.us</u>

**Phone:** 817-297-2201-X 4000

**SUBJECT:** Discuss and consider approving the minutes from the regular meeting held June 3,

2021.

#### **BACKGROUND/DISCUSSION**

Consider approval of minutes as presented.

June 17, 2021

V-1

#### **FINANCIAL IMPACT**

None

#### **RECOMMENDATION**

Staff recommends approval of the minutes as presented; council consideration is respectfully requested.

#### **ATTACHMENTS**

Minutes

MINUTES OF THE CITY COUNCIL WORK SESSION HELD June 3, 2021. The City Council of the City of Crowley, Texas met in Work Session on Thursday, June 3, 2021, at 6:30 pm in the City Council Chambers, 201 East Main Street, Crowley City Hall, Crowley, Texas.

Present were Mayor Billy P. Davis

Council Member Johnny Shotwell, City Council Place 1 Council Member Jerry Beck, City Council Place 2 Mayor Pro-Tem Jesse Johnson, City Council Place 3 Council Member Jim Hirth, City Council Place 4 Council Member Jimmy McDonald, City Council Place

Council Member Jimmy McDonald, City Council Place 5 Council Member Scott Gilbreath, City Council Place 6

City staff included: City Manager Robert Loftin

Asst City Mngr/Finance Director, Lori Watson Asst City Mngr/EDC Director, Jack Thompson

City Attorney, Rob Allibon City Secretary, Carol Konhauser Fire Chief, Pleasant Brooks Police Chief, Kit Long

Asst Public Works Director, Matt Elgin

Planning and Comm Devel Director, Rachel Roberts Community Services Director, Cristina Winner

HR Administrator, Lisa Hansen Media Relations, Jay Hinton

Absent: None

#### CALL TO ORDER/ ROLL CALL

Mayor Billy Davis called the Work Session to order at 6:30 p.m. City Secretary Carol Konhauser called roll and noted a quorum was present.

#### **DISCUSSION OF NON-ACTION ITEMS**

1. Discuss assigning Council Liaisons to all the City Boards and Commissions which include: Animal Control Board, Library Board, Parks and Recreation Board, Planning and Zoning Commission, and Zoning Board of Adjustments. These are not voting positions.

Council members discussed the various boards and assigned the following members as liaisons.

Animal Control Board - Council Member Johnny Shotwell

Library Board - Council Member Jim Hirth

Parks and Recreation Board - Council Member Jerry Beck

Planning and Zoning Commission - Council Member Jimmy McDonald

Zoning Board of Adjustments - Council Member Jesse Johnson

#### **CONSENT AGENDA**

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1. Discuss and consider approving the minutes from the regular meeting held May 20, 2021. No discussion.

#### **PUBLIC HEARING**

1. None.

#### **CITY BUSINESS**

1. Discuss and consider approval of Ordinance 06-2021-430, and ordinance adjusting the boundary between the City of Crowley and the City of Fort Worth near the eastern Crowley city limits at Main St and FM 1187.

No discussion.

2. Discuss and consider canceling the Regular scheduled meeting of the Crowley City Council for July 1, 2021.

No discussion.

#### **ADJOURNMENT**

As there was no further business to discuss, the work session was adjourned at 6:34 pm.

MINUTES OF THE CITY COUNCIL REGULAR SESSION HELD June 3, 2021. The City Council of the City of Crowley, Texas met in Regular Session on Thursday, June 3, 2021, at 7:00 pm in the City Council Chambers, 201 East Main Street, Crowley City Hall, Crowley, Texas.

Present were Mayor Billy P. Davis

Council Member Johnny Shotwell, City Council Place 1 Council Member Jerry Beck, City Council Place 2 Mayor Pro-Tem Jesse Johnson, City Council Place 3 Council Member Jim Hirth, City Council Place 4

Council Member Jimmy McDonald, City Council Place 5 Council Member Scott Gilbreath, City Council Place 6

City staff included: City Manager Robert Loftin

Asst City Mngr/Finance Director, Lori Watson Asst City Mngr/EDC Director, Jack Thompson

City Attorney, Rob Allibon City Secretary, Carol Konhauser Fire Chief, Pleasant Brooks Police Chief, Kit Long

Asst Public Works Director, Matt Elgin

Planning and Comm Devel Director, Rachel Roberts Community Services Director, Cristina Winner

HR Administrator, Lisa Hansen Media Relations, Jay Hinton

Absent: None

#### CALL TO ORDER/ ROLL CALL

Mayor Billy Davis called the Regular Session to order at 7:00 p.m. City Secretary Carol Konhauser called roll and noted a quorum was present.

#### INVOCATION/PLEDGE OF ALLEGIANCE

Invocation was given by Council Member Jesse Johnson followed by the Pledge of Allegiance to the American and Texas Flags.

#### PRESENTATIONS/PROCLAMATIONS

1. None.

#### **CONSENT AGENDA**

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

1. Discuss and consider approving the minutes from the regular meeting held June 6, 2021.

Council Member Jim Hirth made the motion to approve the Consent Agenda item(s), second by Council Member Jimmy McDonald; council voted unanimously to approve the motion as presented. Motion carried 7-0.

#### **PUBLIC HEARING**

1. None.

#### **CITY BUSINESS**

1. Discuss and consider approval of Ordinance 06-2021-430, and ordinance adjusting the boundary between the City of Crowley and the City of Fort Worth near the eastern Crowley city limits at Main St and FM 1187.

Council Member Jesse Johnson made the motion to approve Ordinance 06-2021-430 adjusting the boundary between the City of Crowley and the City of Fort Worth, second by Council Member Jerry Beck; council voted unanimously to approve the motion as presented. Motion carried 7-0.

#### 2. Discuss and consider canceling the Regular scheduled meeting of the Crowley City Council for July 1, 2021.

Council Member Jimmy McDonald made to cancel the July 1, 2021 City Council Meeting, second by Council Member Scott Gilbreath; council voted unanimously to approve the motion as presented. Motion carried 7-0.

#### ADVISORY BOARDS AND COMMISSIONS

Reports/appointments or reappointments.

1. Reports:

None

#### 2. Appointments/Reappointments:

#### a. Economic Development Corporation Board of Directors

Council Member Jesse Johnson made the motion to nominate the below individual for the term listed to the Economic Development Corporation Board of Directors; second by Council Member Jim Hirth; council voted unanimously to approve the motion as presented. Motion carried 7-0.

**Billy Davis** 

Place 7

Remainder of term expiring Sep 30, 2021

#### b. Crime Control and Prevention District

Council Member Jesse Johnson made the motion to nominate the below individual for the term listed to the Crime Control and Prevention District; second by Council Member Jerry Beck; council voted unanimously to approve the motion as presented. Motion carried 7-0.

Scott Gilbreath

Place 6

Remainder of term expiring Sep 30, 2022

#### c. Tax Increment and Financing District Board of Directors

Council Member Jim Hirth made the motion to nominate the below individual for the term listed to the Tax Increment and Financing District Board Directors; second by Council Member Johnny Shotwell; council voted unanimously to approve the motion as presented. Motion carried 7-0.

Jimmy McDonald

Place 1

Remainder of term expiring Dec 30, 2021

#### **PUBLIC COMMENT**

Mayor Davis asked if there were any citizens or visitors wishing to speak. There was nobody that stepped up to speak.

#### ITEMS OF COMMUNITY INTEREST

Mayor Billy Davis then asked if there were any community interest items.

Council Member Johnny Shotwell announced that the base commander would be having a Civic Leaders Tour on Jun 11, 2021.

As there was no further business, Mayor Davis adjourned the meeting at 7:05 p.m.

	ATTEST:
Billy Davis, Mayor	Carol C. Konhauser, City Secretary



# Crowley City Council AGENDA REPORT

Kit Long

Meeting Date: June 17, 2021 Staff Contact: Chief of Police

Agenda Item: VI-1 (a) & (b) E-mail: klong@ci.crowley.tx.us

**Phone:** 817-297-2276

**SUBJECT:** (a) Hold a public hearing on the Fiscal Year 2021-22 Proposed Budget for the

City of Crowley Crime Control and Prevention District.

(b) Discuss and consider approval/adoption of the Crime Control and Prevention

District (CCPD) proposed FY 2021-22 Budget.

#### **BACKGROUND/DISCUSSION**

Pursuant to the Texas Local Government Code Section 363.205, the governing body of the political subdivision that created the district shall hold a public hearing on the budget adopted by the CCPD Board of Directors 45 days prior to the fiscal year beginning. Section (d) states not later than the 30th day before the date the fiscal year begins, the governing body shall approve or reject the budget submitted by the board.

The Crowley Crime Control and Prevention District Board of Directors held the required public hearing and adopted the FY2021-2022 budget on June 3, 2021 at 6:15 pm.

#### FINANCIAL IMPACT

See proposed FY2021-2022 Budget for proposed expenditures.

#### RECOMMENDATION

The Crowley CCPD Board of Directors, along with staff recommends approval of the CCPD FY 2021-2022 Budget.

#### **ATTACHMENTS**

• CCPD FY 2021-2022 Budget

		.,.	- D' :	• •			
	Crime Control & Preve			ıct			
	Proposed Budget	2021	L-22				
Reve	nue: Sales Tax Revenue			\$	1,010,000		
	Interest Income			7	10,000		
	Total Income					\$	1,020,000
Expe							
	Bond Payments Principal			\$	250,000		
	Interest			Υ.	17,192		
_						\$	267,192
<u>Recu</u>	<u>rring Costs:</u> Full Time Salaries	\$	219,539				
	Overtime	Υ	8,190				
	Fica		14,119				
	Medicare		3,302				
	TMRS		27,305				
	Insurance	-	28,000				
	Total Personnel Costs			\$	300,455		
1	Service Contracts  Motorola Solutions Software		14,736				
2	License Plate Reader annual contract		2,500				
3	Johnson County Broadband contract		45,211				
4	Axon Five Year maintenance/license contract		36,294				
5	VistaCom Voice Logger maintenance contract		4,578				
6	Spectrum Internet		17,000				
7	Mentalix (fingerprint machine)		4,590				
8	Motorola contract (renews 2021-22)		399				
9	Acronis (every 2 years)  Total Service Contracts		429		125 727		
	Materials and Supplies				125,737		
10	CCPC Admin Materials		2,500				
11	Recruiting/Selection Process Exams		1,650				
	Total Materials & Supplies				4,150		
42	AA LIL DI		4 200				
12	Mobile Phones Dues and Memberships		1,200				
13 14	Training and Travel		75 5,300				
15	Ammunition (for Training)		16,184				
16	City Event OverTime (includes COF)		21,000				
17	Office of Community Outreach Programs		14,551				
	Total Other				58,310		
East.	Subtotal Programs 8	& Recur	ring Costs	-		\$	488,651
Equip	<u>ment and One Time Costs:</u> 2 Patrol Units				135,276		
	Flooring Replacement				34,425		
	Axon Fleet System	(5)			10,659		
	TPCA Accreditation				2,800		
	Report Writing Cabintry				21,175		
	Subtotal Equipment and On	e Time F	Purchases			\$	204,335
						27	
	Total Expenses					\$	960,178
	Re	evenue	s over (ui	nder	) expenses	\$	59,822
						Ė	
	Detail of Programs:					_	2021-22
1	Citizens On Patrol Program						4,000
2	Youth Activity Center Programs  Crowley Area Teen Community Helpers/Adult Supervision						1,200
4	Crowley Area Teen Community Helpers/Adult Supervision Citizens Police Academy						250 55
5	National Night Out						2,846
6 7	Crime Prevention Materials Bicycle/Skateboard Safety Program						1,500 1,000
8	Bike/ATV Patrol						500
9	Alliance for Children						3,200
	Total Programs					\$	14,551



# Crowley City Council AGENDA REPORT

Meeting Date: June 17, 2021 Staff Contact: Kristi White

Agenda Item: VII-1 E-mail: kwhite@ci.crowley.tx.us

**Phone:** 817-297-2201

SUBJECT: Discuss and consider appointing Bonnie Wolf as the new Municipal Court

Prosecutor.

#### **BACKGROUND/DISCUSSION**

Crowley Municipal Court has selected Bonnie Wolf as our new Prosecutor. Bonnie is in private practice and has roughly 14 years' experience representing clients in Tarrant and Johnson County Municipal Courts. Bonnie is also the Prosecutor for Blue Mound Municipal Court for the past 7 years.

#### FINANCIAL IMPACT

\$2200.00 per month will be the flat rate for the services of Bonnie Wolf. The cost of \$26,400.00 for her services has already been budgeted for 20/21 fiscal year. She will attend 4 court dockets a month.

#### **RECOMMENDATION**

Court personnel knows Ms. Wolf to be a fair, honest person of integrity who we've had the pleasure of working with over the years. We recommend that Bonnie Wolf be appointed to the position of Municipal Court Prosecutor.

#### **ATTACHMENTS**

- Contract
- Resume

#### CONTRACTUAL AGREEMENT FOR LEGAL SERVICES

CITY OF CROWLEY MUNICIPAL COURT, the undersigned, hereinafter called "Client" by execution of this Agreement has this day employed Bonnie Wolf, hereinafter called "Attorney," to represent Client as the Municipal Court Prosecutor for the City of Crowley.

By execution of this agreement, Client also appoints Attorney as its agent and lawful attorney-in-fact in connection with this matter.

Client agrees to pay Attorney the flat fee of \$2200.00 per month for services performed as Municipal Prosecutor.

Client has read this Agreement and agrees to each of the terms and conditions stated in it.

### **BONNIE WOLF**

#### **ATTORNEY AT LAW** & CITY PROSECUTOR

#### + EMPLOYMENT

2014-Now CITY PROSECUTOR City of Blue Mound Attended and prepared for monthly pre-trial, bench trial and jury dockets. Created a system to alleviate clerk frustration and provide quick and efficient dockets. a 2010-Now LAW OFFICE OF BONNIE WOLF **Owner & Attorney** Maintained a successful practice managing both staff and client concerns. 2007-2010 LEGAL INTERN -ATTORNEY CASS CALLAWAY

clients, and other staff members.

Kept attorney on track and managed the calendar,

#### + EDUCATION

1	
2017-Now	Texas Municipal Courts Education Center Continued Education
	2017 - Current - Legislative Update
	2018 - Current - Prosecutor's Conference
2009	JURIS DOCTORATE (JD)  Texas Wesleyan University (Now A&M)
	Specialized in Texas Criminal Procedure and law practice management
2002-2006	BACHELOR OF ARTS SOUTHERN METHODIST UNIVERSITY
I	Double Major: History and Psychology



Website

www.bonniewolflaw.com



Mobile (817) -937-2019



Email

Bonnie@BonnieWolfLaw.com

#### PROFESSIONAL SKILLS

	average good skilled
Client Management	
Court Correspondence	
Court Appearances	
Microsoft Office	
Microsoft Excel	
Microsoft Outlook	
QuickBooks	

#### PERSONAL SKILLS

average	good skilled
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#### WORK/PLAY BALANCE

INTERACTING SOCIALIZING Networker Friendly, but Assertive THINKING Critical Thinker, Traveling, Painting & Logical & Gardening DOWNTIME DEVELOPING Reading, Netflix Binging & Spending time Innovative solutions to save with family. time and money.

HOBBIES



## **BONNIE WOLF**

#### ATTORNEY AT LAW

#### + REFERENCES

Mr. Cass Callaway

Attorney, City Prosecutor and now Judge

P 214-808-8958

Mr. Kyle Knapp

Attorney & City Judge

**P** 940-382-1300

Mr. James Mallory

**Defense Attorney** 

**P** 817-924-3236







**Meeting Date:** 

Agenda Item:

## Crowley City Council AGENDA REPORT

Lori Watson,

**Staff Contact:** Asst City Mgr/Finance Dir

E-mail: lwatson@ci.crowley.tx.us

**Phone:** 817-297-2100 ext. 4900

**SUBJECT:** Consideration and approval of Resolution R06-2021-354 by the City Council of

the City of Crowley, Texas authorizing and approving publication of Notice of Intention to issue Certificates of Obligation; complying with the requirements contained in Securities and Exchange Commission Rule 15c2-12; and providing

an effective date.

June 17, 2020

VII-2

#### **BACKGROUND/DISCUSSION**

The City is anticipating the need for various public improvements, to include (1) designing, acquiring, constructing, renovating, improving, and equipping various City street improvements and sidewalks, including necessary utilities relocation, streetlights, drainage, and median curb gutter improvements, and landscaping (2) acquiring, purchasing, improving, constructing, renovating, enlarging, expanding, extending, equipping, and/or repairing City buildings, facilities, and infrastructure (including City Hall, the Police Department, the Library, and Fire Station), and City parks, trails, and recreation facilities (including equipping, developing, and enhancing existing parks and new parks, as well as related seating and park benches in such parks, and improvements to the Downtown Plaza); (3) acquiring and installing public safety and public works equipment, including software and hardware, necessary to support City operations and service; (4) the purchase of materials, supplies, equipment, public safety and public works vehicles, machinery, landscaping, land, and rights-of-way; and (5) the payment of professional services relating to the design, construction, project management, and financing of the above mentioned capital improvements

#### **FINANCIAL IMPACT**

The estimated bond amount is \$14,000,000.

#### **RECOMMENDATION**

Staff recommends adopting the Notice of Intention Resolution R06-2021-354. Please make the motion as follows: "I move to adopt the Notice of Intention Resolution R06-2021-354".

#### **ATTACHMENTS**

- Timetable for Crowley CO 2021
- Resolution R06-2021-354

# \$14,000,000\* CITY OF CROWLEY, TEXAS (THE "CITY") COMBINATION TAX AND LIMITED PLEDGE REVENUE CERTIFICATES OF OBLIGATION, SERIES 2021 (THE "OBLIGATIONS")

June	July	August	September
S M T W T F S	S M T W T F S	S M T W T F S	S M T W T F S
1 2 3 4 5	1 2 3	1 2 3 4 5 6 7	1 2 3 4
6 7 8 9 10 11 12	4 5 6 7 8 9 10	8 9 10 11 12 13 14	5 6 7 8 9 10 11
13 14 15 16 17 18 19	11 12 13 14 15 16 17	15 16 17 18 19 20 21	12 13 14 15 16 17 18
20 21 22 23 24 25 26	18 19 20 21 22 23 24	22 23 24 25 26 27 28	19 20 21 22 23 24 25
27 28 29 30	25 26 27 28 29 30 31	29 30 31	26 27 28 29 30

#### **Proposed Timetable**

	Proposed filletable
Wednesday, June 16, 2021	SAMCO Capital Markets Inc. ("SAMCO") sends the City the Request for Information ("RFI")
Thursday, June 17, 2021	City Council meets to authorize the Notice of Intention Resolution ("NOI") to issue the Obligations
Friday, June 18, 2021	City posts NOI to the City's formal internet website (at least 45 days prior to ordinance adoption)
Thursday, June 24, 2021	First publication of the NOI in City's paper of record (at least 46 days prior to ordinance adoption)
Thursday, July 1, 2021	Second publication of the NOI in City's paper of record
Friday, July 2, 2021	City returns the RFI to SAMCO
Wednesday, July 7, 2021	First draft of the Notice of Sale ("NOS") and the Preliminary Official Statement ("POS") sent to Bond Counsel to the City, for review and comments
Wednesday, July 14, 2021	Comments due on the first draft of the NOS/POS
Tuesday, July 20, 2021	Second draft of NOS/POS sent to City, Bond Counsel and Rating Agency
Week of July 26, 2021	Hold Rating Call with the City and Rating Agency
Tuesday, July 27, 2021	City staff informs SAMCO of the final borrowing amount
Thursday, August 5, 2021	Post NOS/POS to the Municipal Advisory Council and Parity
Monday, August 9, 2021	Comments due on the second draft of the NOS/POS
Thursday, August 12, 2021	Post the NOS/POS to SAMCO website and email link to potential purchasers
Friday, August 13, 2021	Rating due back
Thursday, August 19, 2021	Bids due at 12 noon (Central Time)
Thursday, August 19, 2021	<ul> <li>Bids due at 12 noon (Central Time)</li> <li>6p.m. City Council authorizes the issuance of the Obligations at a competitive sale.</li> </ul>
Thursday, August 19, 2021 Thursday, August 26, 2021	6p.m. City Council authorizes the issuance of the Obligations at a
	<ul> <li>6p.m. City Council authorizes the issuance of the Obligations at a competitive sale.</li> </ul>

<sup>\*</sup>Preliminary; subject to change.



#### **RESOLUTION NO. R06-2021-354**

RESOLUTION AUTHORIZING AND APPROVING PUBLICATION AND POSTING OF A NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION TO FINANCE VARIOUS PUBLIC IMPROVEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Council of the CITY OF CROWLEY, TEXAS (the City) has determined that it is necessary and desirable issue certificates of obligation for the purposes of (1) designing, acquiring, constructing, renovating, improving, and equipping various City street improvements and sidewalks, including necessary utilities relocation, streetlights, drainage, and median curb gutter improvements, and landscaping necessary or incidental thereto; (2) acquiring, purchasing, improving, constructing, renovating, enlarging, expanding, extending, equipping, and/or repairing City buildings, facilities, and infrastructure (including City Hall, the Police Department, the Library, and Fire Station), and City parks, trails, and recreation facilities (including equipping, developing, and enhancing existing parks and new parks, as well as related seating and park benches in such parks, and improvements to the Downtown Plaza); (3) acquiring and installing public safety and public works equipment, including software and hardware, necessary to support City operations and service; (4) the purchase of materials, supplies, equipment, public safety and public works vehicles, machinery, landscaping, land, and rights-ofway for authorized needs and purposes relating to the aforementioned capital improvements; and (5) the payment of professional services relating to the design, construction, project management, and financing of the aforementioned capital improvements (collectively, the *Projects*); and

**WHEREAS**, the City Council of the City intends to finance the Projects from proceeds derived from the sale of one or more series of Combination Tax and Limited Pledge Revenue Certificates of Obligation issued by the City pursuant to Sections 271.041 through 271.064, as amended, Texas Local Government Code; and

WHEREAS, pursuant to Section 271.049, as amended, Texas Local Government Code, the City Council deems it advisable to give notice of intention to issue certificates of obligation in an amount not to exceed an aggregate principal amount of \$14,000,000 for the purpose of paying, in whole or in part, the costs of the Projects, to pay all or a portion of the legal, fiscal and engineering fees in connection with the Projects, and to pay the costs of issuance related to the certificates of obligation; and

**WHEREAS**, the City Council hereby finds and determines that the adoption of this Resolution is in the best interests of the residents of the City; now, therefore,

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

**SECTION 1.** <u>APPROVAL OF NOTICE OF INTENTION</u>. Attached hereto as *Exhibit A* is a form of the Notice of Intention to Issue Combination Tax and Limited Pledge Revenue

Certificates of Obligation (the *Notice*), the form and substance of which is hereby adopted and approved. The City Manager, the Assistant City Manager, and the City Secretary of the City, or their designee, are each authorized to make changes to the Notice as necessary prior to its publication and posting as described in Sections 3 and 4 below.

- SECTION 2. <u>PUBLICATION OF NOTICE OF INTENTION IN NEWSPAPER</u>. The City Secretary shall cause the Notice to be published in substantially the form attached hereto in the *Fort Worth Star-Telegram*, being a newspaper (as defined by Subchapter C of Chapter 2051, as amended, Government Code) that is hereby found and determined to be of general circulation in the area of the City, on the same day in each of two consecutive weeks, the date of the first publication thereof to be at least 46 days before the date tentatively set for the passage of the ordinance authorizing the issuance of such certificates of obligation as shown in the Notice (the *Authorizing Ordinance*).
- SECTION 3. <u>POSTING OF NOTICE OF INTENTION ON CITY'S WEBSITE</u>. The City Secretary shall further cause the Notice to be posted on the City's Internet website beginning at least 45 days before, and continuing through, the date tentatively set for the passage of the Authorizing Ordinance, as shown in the Notice.
- **SECTION 4. REVOCATION OF CONLICTING ACTION**. All ordinances and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.
- **SECTION 5. GOVERNING LAW**. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.
- **SECTION 6. SEVEABILITY**. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.
- **SECTION 7.** <u>COMPLIANCE WITH OPEN MEETINGS ACT</u>. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, as amended, Texas Government Code.
- **SECTION 8.** <u>INCORPORATION OF RECITALS</u>. The City Council hereby finds that the statements set forth in the recitals of this Resolution are true and correct, and the City Council hereby incorporates such recitals as a part of this Resolution.
- **SECTION 9. EFFECTIVE DATE.** This Resolution shall become effective immediately upon passage.

# Mayor City of Crowley Attest:

City of Crowley

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF CROWLEY, TEXAS AT A REGULAR MEETING HELD ON THE  $17^{th}$  DAY OF JUNE, 2021.

#### **EXHIBIT A**

#### CITY OF CROWLEY, TEXAS NOTICE OF INTENTION TO ISSUE COMBINATION TAX AND LIMITED PLEDGE REVENUE CERTIFICATES OF OBLIGATION

The City Council of the City of Crowley, Texas (the "City") does hereby give notice of intention to issue one or more series of City of Crowley, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation (the "Certificates") in the maximum aggregate principal amount not to exceed \$14,000,000 for the purpose of paying, in whole or in part, contractual obligations for (1) designing, acquiring, constructing, renovating, improving, and equipping various City street improvements and sidewalks, including necessary utilities relocation, streetlights, drainage, and median curb gutter improvements, and landscaping necessary or incidental thereto; (2) acquiring, purchasing, improving, constructing, renovating, enlarging, expanding, extending, equipping, and/or repairing City buildings, facilities, and infrastructure (including City Hall, the Police Department, the Library, and Fire Station), and City parks, trails, and recreation facilities (including equipping, developing, and enhancing existing parks and new parks, as well as related seating and park benches in such parks, and improvements to the Downtown Plaza); (3) acquiring and installing public safety and public works equipment, including software and hardware, necessary to support City operations and service; (4) the purchase of materials, supplies, equipment, public safety and public works vehicles, machinery, landscaping, land, and rights-of-way for authorized needs and purposes relating to the aforementioned capital improvements; and (5) the payment of professional services relating to the design, construction, project management, and financing of the aforementioned capital improvements (collectively, the "Projects"), and the costs of issuance related to such Certificates. The City proposes to provide for the payment of such Certificates from the levy and collection of ad valorem taxes in the City as provided by law and from a lien on and pledge of certain revenues received by the City from the ownership and operation of the City's utility system. The current principal of all currently outstanding debt obligations of the City is \$ the combined principal and interest required to pay all currently outstanding debt obligations of the , the estimated combined principal and interest required City on time and in full is \$ to pay the proposed Certificates on time and in full is \$ \_\_\_\_\_, the estimated interest rate for the Certificates is \_\_\_\_\_% per annum, and the maximum maturity date of the proposed , 20 . (The prior statements regarding currently outstanding debt Certificates is obligations of the City do not include debt that the City has designated as self-supporting and payable from revenues other than ad valorem taxes. For more information regarding the debt designated as self-supporting, please contact the City Manager or Assistant City Manager.) The City Council proposes to authorize the issuance of such Certificates at 7:00 p.m. on Thursday, August 19, 2021, at a Regular Meeting to be held at City Hall located at 201 E. Main Street, Crowley, Texas. The Certificates are to be issued, and this notice is given, under and pursuant to the provisions of the Certificate of Obligation Act of 1971 (Sections 271.041 through 271.064, as amended Texas Local Government Code), Chapter 1502, as amended, Texas Government Code, and the City's Home Rule Charter.

/s/ Carol Konhauser
City Secretary
City of Crowley, Texas

#### **EXHIBIT B**

	Outstanding
<u>Title of Obligation</u>	Principal Amount (\$)
Combination Tax and Limited Pledge Revenue	3,050,000
Certificates of Obligation, Series 2012	
General Obligation Refunding Bonds, Series 2012	95,000
General Obligation Refunding Bonds, Series	585,000
2012A	
General Obligation Refunding Bonds, Series 2013	1,725,000
Combination Tax and Limited Pledge Revenue	4,855,000
Certificates of Obligation, Series 2016	
General Obligation Refunding Bonds, Series 2017	5,355,000
Combination Tax and Limited Pledge Revenue	10,615,000
Certificates of Obligation, Series 2018	
Combination Tax and Limited Pledge Revenue	7,215,000
Certificates of Obligation, Series 2019	
Combination Tax and Limited Pledge Revenue	2,950,000
Certificates of Obligation, Series 2020	
General Obligation Refunding Bonds, Series 2020	1,405,000
TOTALS	<u>\$37,850,000</u>