



Regular Session
Council Agenda Packet
June 1, 2023

CITY OF CROWLEY
CITY COUNCIL
Council Regular Session
June 1, 2023
ATTENDANCE SHEET

	<u>Worksession</u>	<u>Regular</u>
Council Member Johnny Shotwell, Place 1	_____	_____
Council Member Jerry Beck, Place 2	_____	_____
Council Member Jesse Johnson, Place 3	_____	_____
Council Member Jim Hirth, Place 4	_____	_____
Mayor Pro Tem Jimmy McDonald, Place 5	_____	_____
Council Member Scott Gilbreath, Place 6	_____	_____
Mayor Billy Davis	_____	_____
Staff:		
Robert Loftin, City Manager	_____	_____
Lori Watson, Finance Director/Deputy City Mgr	_____	_____
Jack Thompson, EDC Director/Asst City Mgr	_____	_____
Rob Allibon, City Attorney	_____	_____
Carol Konhauser, City Secretary	_____	_____
Pleasant Brooks, Fire Chief	_____	_____
Kit Long, Chief of Police	_____	_____
Mike Rocamontes, Public Works Director	_____	_____
Matt Elgin, Direct of Projects & Utilities	_____	_____
Rachel Roberts, Planning & Comm Dev Director	_____	_____
Cristina Winner, Community Services Director	_____	_____
Lisa Hansen, HR Administrator	_____	_____
Julie Hepler, Special Event Coordinator .	_____	_____
Jay Hinton, Media Relations	_____	_____



**AGENDA
CROWLEY CITY COUNCIL
JUNE 1, 2023
WORK SESSION - 6:30 p.m.**

Crowley City Hall
201 E. Main Street
Crowley TX 76036

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).

WORK SESSION - June 1, 2023 - 6:30 pm

I. CALL TO ORDER AND ROLL CALL

II. NON-ACTION ITEMS FOR DISCUSSION

1. Discuss Eagle Dr. Relocation and closing a portion of Peach St.
2. Discuss and provide guidance to city staff on accessory building regulations.

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 May 18, 2023.

IV. PUBLIC HEARINGS

1. None

V. CITY BUSINESS

1. Discuss and consider the adoption of Resolution R06-2023-387 a resolution of the City Council of the City of Crowley, Texas, amending Resolution R05-2023-385, the Advance Funding Agreement for the landscape improvements on FM 731, TxDOT Green Ribbon Project, to correct the minute order number and add detailed project responsibilities in Section 1.

VI. ADJOURNMENT



**AGENDA
CROWLEY CITY COUNCIL
JUNE 1, 2023
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 1, 2023 - 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 May 18, 2023.

VI. PUBLIC HEARINGS

1. None

VII. CITY BUSINESS

1. Discuss and consider the adoption of Resolution R06-2023-387 a resolution of the City Council of the City of Crowley, Texas, amending Resolution R05-2023-385, the Advance Funding Agreement for the landscape improvements on FM 731, TxDOT Green Ribbon Project, to correct the minute order number and add detailed project responsibilities in Section 1.

VIII. ADVISORY BOARDS AND COMMISSIONS

1. Reports

None

2. Appointments/Reappointments

None

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

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

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 Council Meeting to be held on Thursday, June 1, 2023, of the governing body of the City of Crowley is a true and correct copy posted on _____, 20__ at _____ am/ pm to the City Website and at Crowley City Hall, a place convenient and readily accessible to the public at all times.

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.



Crowley City Council

WORK SESSION REPORT

Meeting Date: June 1, 2023

Agenda Item: II-1

Staff Contact: Jack Thompson
ACM/EDC Director

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

Phone: 817-297-2201-X 4300

SUBJECT: Discuss Eagle Dr. Relocation and closing a portion of Peach St.

BACKGROUND/DISCUSSION

Voters in the Crowley ISD (CISD) approved a bond package that includes the construction of a new Crowley High School. CISD is exploring options where to locate the new school on the campus. One of the options includes the relocation of Eagle Dr to the west and extending Main St. Staff is seeking Council's opinion about the possibility of relocating Eagle Dr. and extending Main St.

CISD is interested in closing the portion of Peach St. that runs in front of their old Administration Building and turning it into a private drive. Staff would like Council's comments on the possibility of closing Peach St. from S. Oak St. to S. Midway St.

FINANCIAL IMPACT

There is no financial impact

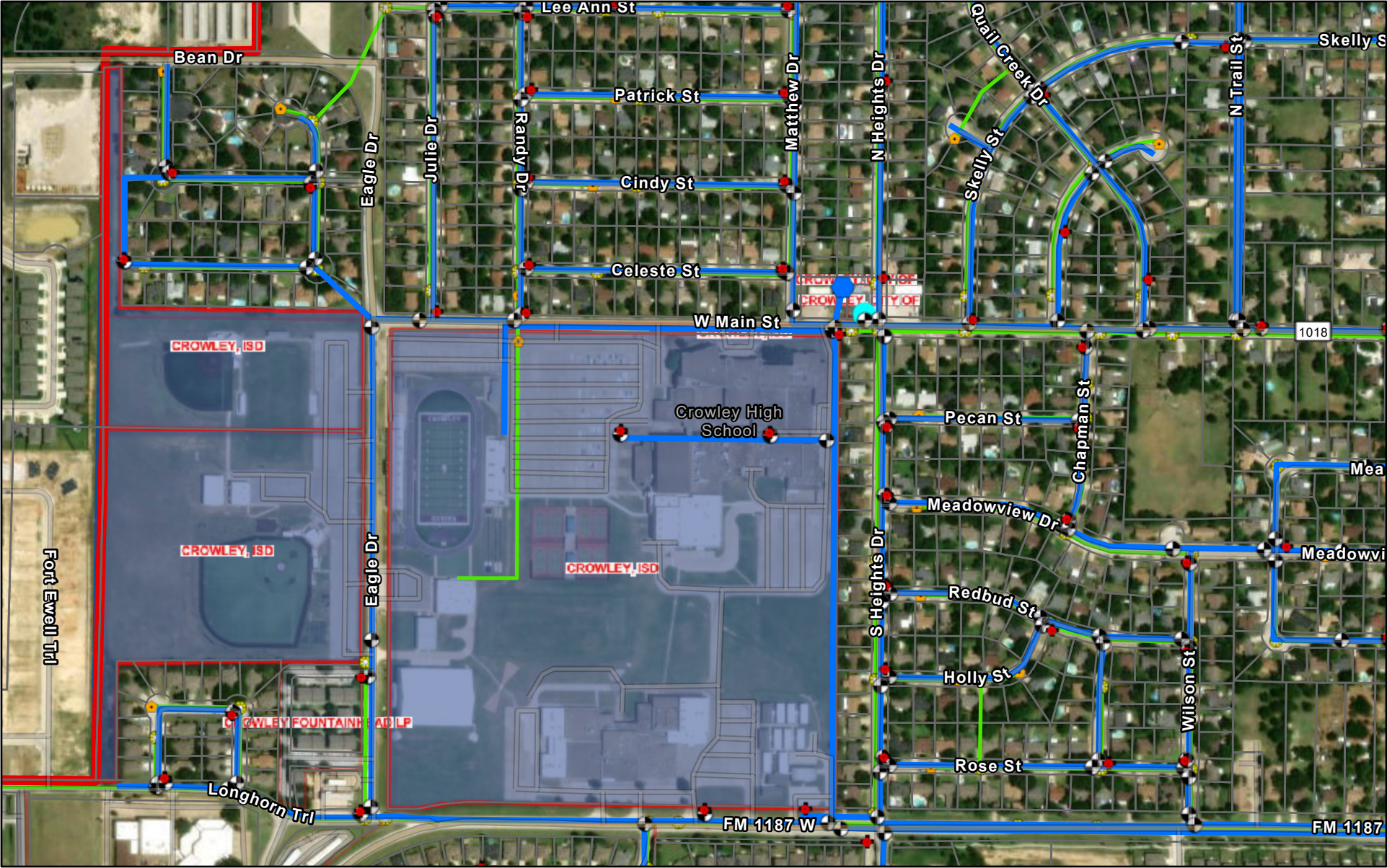
RECOMMENDATION

Staff seeking Council guidance.

ATTACHMENTS

- Map of Eagle Dr. relocation
- Map of Peach St. closure

CISD Eagle Drive Discussion



5/26/2023

- | | | | |
|--------------|---------------|-------------|-----------|
| FIREHYDRANTS | STORAGE TANKS | MANHOLES | CityLimit |
| VALVES | WATER LINES | SEWER LINES | FireBox |
| WELLS | CLEANOUTS | TADParcels | Crowley |

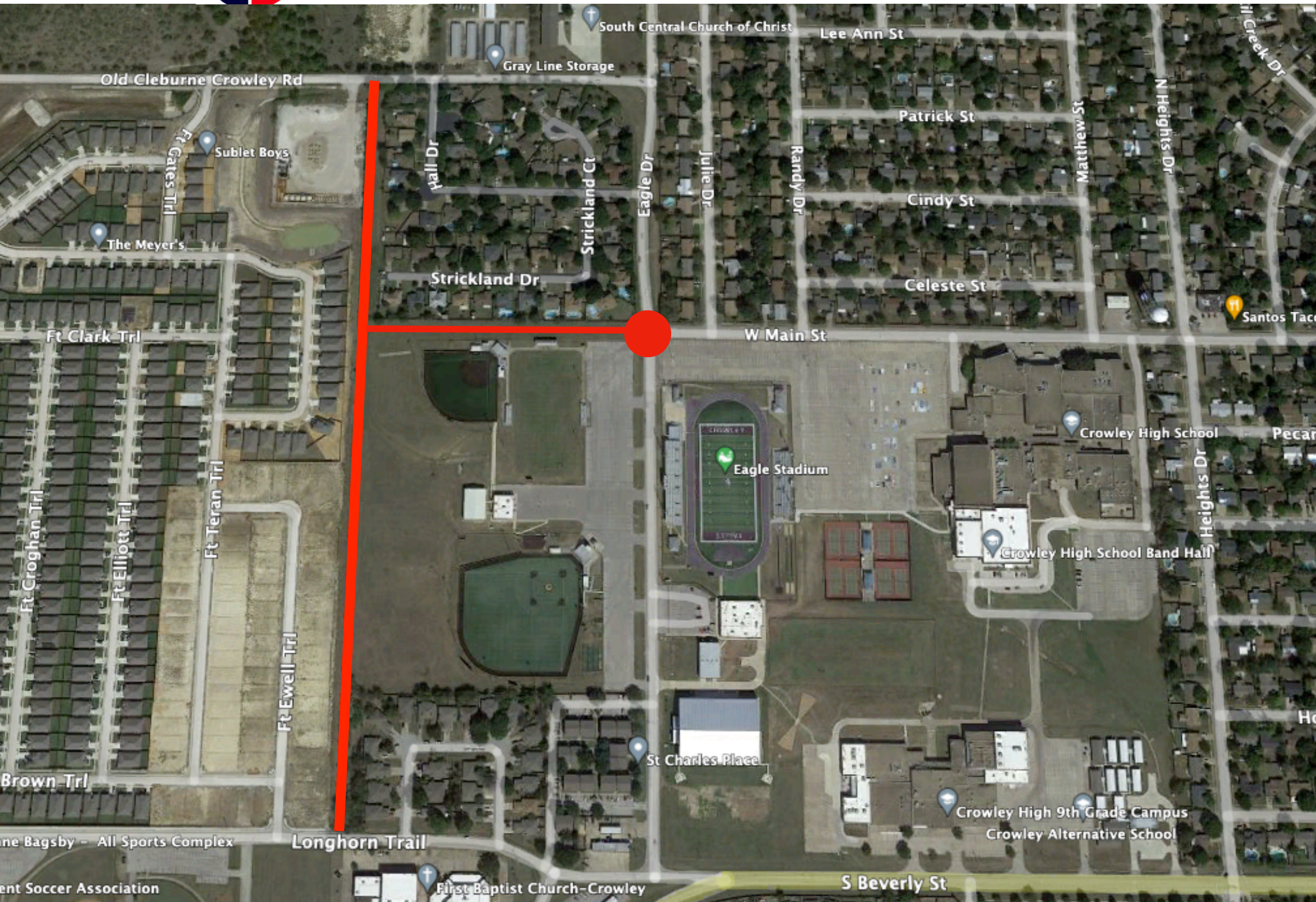
World Imagery
Low Resolution 15m Imagery
High Resolution 60cm Imagery

0 0.04 0.09 0.18 mi

0 0.07 0.15 0.3 km

1:6,553

Esri Community Maps Contributors, Baylor University, City of Fort Worth, Texas Parks & Wildlife, © OpenStreetMap, Microsoft, CONANP, Esri, HERE, M. Elgin







Crowley City Council

AGENDA REPORT

Meeting Date: June 1, 2023

Agenda Item: II-2

Staff

Contact: Rachel Roberts

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

Phone: 817/297-2201 x 3030

SUBJECT: Discuss and provide guidance to city staff on accessory building regulations.

Last year, the city updated the accessory building regulations as part of the overall zoning code update. The new regulations state that the size of an accessory building cannot be larger than 30 percent of the floor area of the primary structure. This is a common type of regulation because accessory buildings are supposed to support the primary use and not replace or compete with it; accessory buildings should be clear subordinate to primary structures. Accessory buildings typically have lower design standards (in terms of both zoning and building codes) than primary structures, and accessory buildings that are too large may not be compatible with the overall development in the neighborhood. For example, these days we're seeing more permit applications for metal accessory buildings, which may not fit the design and look of the neighborhoods where they're located.

Cities typically ensure that accessory buildings are clearly subordinate to the primary structure by limiting their size, either by a percentage of the primary structure's floor area or by limits on total square footage. The current zoning code uses the percentage approach. The previous zoning code had a square footage limit of 320 square feet (detached garages and barns could be larger depending on the zoning district/lot size, but a regular accessory buildings could not be larger than 320 square feet).

The newer approach allows for larger accessory buildings for most of the homes in Crowley; 320 square feet is 30% of 1,066, so any home larger than 1,066 square feet is now allowed a larger accessory building than before, provided the total area of both the house and the accessory building still fall under the maximum lot coverage. Recently, we heard from a resident who is unhappy with the size limit. She would like to install an accessory building with a floor area of around 750 square feet, but because her house is small (around 1,250 square feet), that size is 60% of the floor area of the house.

Staff would like direction from Council on whether you would like to see changes to the ordinance regarding accessory buildings. Specifically, does the Council think the percentage requirement should be adjusted to allow for larger accessory buildings for smaller homes? Would you like to see the regulations changed but through a different approach? Or would you prefer the regulations to remain as written?

- (1) All accessory uses and structures shall be subject to the general standards in this section, as well as any applicable additional standards in Section 106.67(E), Additional Standards for Certain Accessory Uses and all standards applicable to the associated primary use as set forth in Section 106.66, Supplemental Use Standards.
- (2) Size: All accessory uses and structures shall:
 - a. Be clearly subordinate in area, extent, and purpose to the primary use or structure.
 - b. Not violate the bulk, density, parking, landscaping, or open space standards of this Chapter when taken together with the primary use or structure.
 - c. The floor area of any detached accessory structure shall not exceed 30 percent of the floor area of the primary structure. The total combined floor area of all structures shall not exceed the maximum lot coverage for the zoning district in which it is located. The Administrator may authorize a structure to exceed this percentage if the structure is used for a permitted agricultural use.
- (3) Function: All accessory uses and structures shall directly serve the primary use or structure, and be accessory and clearly incidental to the primary use or structure.
- (4) Timing: Accessory uses and structures shall not be constructed or established prior to the start of construction of the primary use or structure. An accessory structure shall not be used until the construction of the primary structure is complete.
- (5) Height: Accessory structures shall be limited to a maximum height of the existing principal structure on the lot or the maximum height permitted in the corresponding residential zoning district for residential accessory structures or 25 feet for all other zoning districts.
- (6) Location: Accessory uses or structures shall be located on the same lot as the primary use or structure and shall comply with setback standards in Section 106.67(E), Additional Standards for Certain Accessory Uses.
 - a. Accessory structures shall not be located within platted or recorded easements.
 - b. The Administrator may authorize an accessory structure on a vacant lot if the structure is used for animal or crop production associated with an agricultural use, or used in conjunction with a park/open space or community garden.
- (7) Design Compatibility:
 - a. Except where exempted, all accessory structures shall be designed to be aesthetically compatible with the primary structure. Compatibility shall be evaluated in terms of building materials, building orientation, building placement, building articulations, and building mass. Non-enclosed stables, gazebos, greenhouses, and carports 10 feet or less in height with a roofed area of 120 square feet or less are exempt from this compatibility requirement.
 - b. Applicants for accessory structures not exempted in accordance with this subsection who request exceptions from the design compatibility requirements shall demonstrate screening methods or design features that will be used to minimize any potential adverse effects on neighboring properties.
- (8) Ownership: Accessory uses or structures shall be owned or operated by the same person as the primary use or structure.

E. ADDITIONAL STANDARDS FOR CERTAIN ACCESSORY USES



Crowley City Council

AGENDA REPORT

Meeting Date: June 1, 2023

Agenda Item: V-1

Staff Contact: Carol C. Konhauser
City Secretary
E-mail: ckonhauser@ci.crowley.tx.us
Phone: 817-297-2201-X 4000

SUBJECT: Discuss and consider approving the minutes from the regular meeting held May 18, 2023.

BACKGROUND/DISCUSSION

Consider approval of minutes as presented.

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 MAY 18, 2023. The City Council of the City of Crowley, Texas met in Work Session on Thursday, May 18, 2023, at 6:30 pm in the City Council Chambers, 201 East Main Street, Crowley City Hall, Crowley, Texas.

Present were Mayor Billy P. Davis
Mayor Pro-Tem Johnny Shotwell, City Council Place 1
Council Member Jerry Beck, City Council Place 2
Council Member 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
Deputy 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
Public Works Director, Mike Rocamontes
Director of Projects & Utilities, Matt Elgin
Planning and Comm Dev Director, Rachel Roberts

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. Presentation on the Building Code updates was provided by Planning and Community Development Director Rachel Roberts.**

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 May 4, 2023.**
No discussion.

PUBLIC HEARING

- 1. Hold a public hearing to discuss and consider approval of Ordinance 05-2023-486, amending Chapters 14 and 38 of the code of ordinances to adopt updated versions of the 2021 International Building Code, 2021 International Residential Code, 2021 International Plumbing Code, 2021 International Mechanical Code, 2020 National Electric Code, 2021 International Energy Conservation Code, 2021 International Fuel Gas Code, 2021 International Swimming Pool and Spa Code, 2021 International Existing Building Code, and 2021 International Fire Code as the official municipal codes of the city and adopting local amendments to such codes.**

No discussion

CITY BUSINESS

- 1. Discuss and elect a Mayor Pro-Tempore pursuant to the City of Crowley Home Rule Charter, Section 3.03.**

Mayor Billy Davis stated the next in line for Mayor Pro Tem would be Jimmy McDonald.

2. **Discuss and consider a special event permit application submitted by Turning Point Church to hold a summer worship series in Bicentennial Park on one (1) Saturday each month for May, Jun, July, August, and September 2023.**

City Secretary Carol Konhauser explained the requestor had not reserved the pavilion, did not provide insurance and informed council it was a violation of city ordinance to sell anything in the park.

3. **Discuss and consider adoption of Resolution R05-2023-386 a resolution of the City Council of the City of Crowley, supporting the submission of two grant applications to the Texas Department of Transportation's 2023 Transportation Alternatives set-aside (TA) call for projects.**

No discussion

4. **Discuss and consider approval of Ordinance 05-2023-487, amending Appendix A: Schedule of Rates, Fees and Charges of the Crowley City Code, to update the references to the city's adopted building codes.**

No discussion

ADJOURNMENT

As there was no further business to discuss, the work session was adjourned at 6:38 pm.

MINUTES OF THE CITY COUNCIL REGULAR SESSION HELD MAY 18, 2023. The City Council of the City of Crowley, Texas met in Regular Session on Thursday, May 18, 2023, at 7:00 pm in the City Council Chambers, 201 East Main Street, Crowley City Hall, Crowley, Texas.

Present were Mayor Billy P. Davis
Mayor Pro-Tem Johnny Shotwell, City Council Place 1
Council Member Jerry Beck, City Council Place 2
Council Member 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
Deputy 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
Public Works Director, Mike Rocamontes
Director of Projects & Utilities, Matt Elgin
Planning and Comm Dev Director, Rachel Roberts

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 Media Relations Coordinator Jay Hinton 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 May 4, 2023.**

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. **Hold a public hearing to discuss and consider approval of Ordinance 05-2023-486, amending Chapters 14 and 38 of the code of ordinances to adopt updated versions of the 2021 International Building Code, 2021 International Residential Code, 2021 International Plumbing Code, 2021 International Mechanical Code, 2020 National Electric Code, 2021 International Energy Conservation Code, 2021 International Fuel Gas Code, 2021 International Swimming Pool and Spa Code, 2021 International Existing Building Code, and 2021 International Fire Code as the official municipal codes of the city and adopting local amendments to such codes.**

Mayor Billy Davis opened the public hearing at 7:03 p.m. for anyone wishing to speak in favor of or against the changes to the building codes. As nobody stepped up to speak, the Mayor closed the public hearing at 7:03 p.m.

Council Member Jesse Johnson made the motion to approve Ordinance 05-2023-486; second by Council Member Scott Gilbreath, council voted unanimously to approve the motion as presented. Motion carried 7-0.

CITY BUSINESS

- 1. Discuss and elect a Mayor Pro-Tempore pursuant to the City of Crowley Home Rule Charter, Section 3.03.**

Council Member Jesse Johnson made the motion to nominate Jimmy McDonald as Mayor Pro Tem; second by Council Member Jim Hirth, council voted unanimously to approve the motion as presented. Motion carried 7-0.

- 2. Discuss and consider a special event permit application submitted by Turning Point Church to hold a summer worship series in Bicentennial Park on one (1) Saturday each month for May, Jun, July, August, and September 2023.**

Council Member Jimmy McDonald made the motion to deny the Special Event Application Request by Turning Point Church; second by Council Member Jim Hirth, council voted unanimously to deny the request. Motion carried 7-0.

- 3. Discuss and consider adoption of Resolution R05-2023-386 a resolution of the City Council of the City of Crowley, supporting the submission of two grant applications to the Texas Department of Transportation's 2023 Transportation Alternatives set-aside (TA) call for projects.**

Council Member Jim Hirth made the motion to approve Resolution R05-2023-386; second by Council Member Jimmy McDonald, council voted unanimously to approve the motion as presented. Motion carried 7-0.

- 4. Discuss and consider approval of Ordinance 05-2023-487, amending Appendix A: Schedule of Rates, Fees and Charges of the Crowley City Code, to update the references to the city's adopted building codes**

Council Member Jimmy McDonald made the motion to approve Ordinance 05-2023-487; 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:
None.

PUBLIC COMMENT

Mayor Davis asked if there were any citizens or visitors wishing to speak.

Terri Horn, Crowley Area Chamber of Commerce, informed council that the skeet shoot fundraiser was a success and that she planned to hold another one soon.

Public Works Director Mike Rocamontes introduced Mr Bill Bateman, the City's new Assistant Public Works Director.

ITEMS OF COMMUNITY INTEREST

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

As there was no further business, Mayor Billy Davis adjourned the meeting at 7:10 p.m.

ATTEST:

Billy Davis, Mayor

Carol C. Konhauser, City Secretary



Crowley City Council

AGENDA REPORT

Meeting Date: June 1, 2023

Agenda Item: VII-1

Staff Contact: Matt Elgin, Director of
Utilities/Projects

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

Phone: 817-297-2201 x3240

SUBJECT: Discuss and consider the adoption of Resolution R06-2023-387 a resolution of the City Council of the City of Crowley, Texas, amending Resolution R05-2023-385, the Advance Funding Agreement for the landscape improvements on FM 731, TxDOT Green Ribbon Project, to correct the minute order number and add detailed project responsibilities in Section 1.

BACKGROUND/DISCUSSION

On May 6, 2023, Council approved the AFA with TxDOT for the 2023 Green Ribbon Landscape Project along FM731 between South Hampton Road to Deer Creek Drive. After submitting the approved Resolution to TxDOT, their staff request the City correct the Minute Order Number and include detailed project responsibilities in Section 1.

FINANCIAL IMPACT

None

RECOMMENDATION

City Staff recommends approving the amended Resolution.

ATTACHMENTS

- Amended Resolution

RESOLUTION NO. R06-2023-387

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CROWLEY, TEXAS APPROVING AN ADVANCE FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE DESIGN AND INSTALLATION OF THE GREEN RIBBON LANDSCAPE IMPROVEMENTS ON FM731 FROM SOUTH HAMPTON ROAD TO DEER CREEK DRIVE AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNATED REPRESENTATIVE TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Crowley (the “City” or “Local Government”) is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5, of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the Texas Transportation Commission passed Minute Order 116292 that provides for the development of, and funding for, the landscape project described herein; and

WHEREAS, on September 16, 2022, the Texas Department of Transportation (the “State”) approved the City of Crowley's proposed Green Ribbon Landscape improvement project on FM731 between South Hampton Road and Deer Creek Drive; and

WHEREAS, the City Council desires to enter into an Advance Funding Agreement with the Texas Department of Transportation for the design and installation of the Green Ribbon Landscape Improvements on FM731 from South Hampton Road to Deer Creek Drive, and to authorize the City Manager or his designated representative to execute the Advance Funding Agreement.

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

SECTION 1.

The City Manager or his designated representative is hereby authorized to execute the Advance Funding Agreement with the Texas Department of Transportation for the design and installation of the Green Ribbon Landscape Improvements on FM731 between South Hampton Road and Deer Creek Drive with the Local Government 100% responsible for environmental and engineering overruns and the State 100% responsible for any construction overruns.”

SECTION 2.

This resolution shall take effect from and after its passage, and it is so resolved.

PASSED AND APPROVED at a regular meeting of the City Council of Crowley, Texas, on this the _____ day of _____, 2023.

Billy Davis, Mayor

ATTEST:

Carol Konhauser, City Secretary