

HEWITT TEXAS

CITY COUNCIL MEETING AGENDA

March 15, 2021

Workshop – 6:30 PM
Regular Meeting – 7:00 PM

Hewitt City Hall, 200 PATRIOT COURT
HEWITT, TX 76643

MAYOR AND CITY COUNCIL

Charlie Turner – Mayor, Ward 1

Wilbert Wachtendorf – Mayor Pro Tem, Ward 1

Bill Fuller – Council Member, Ward 2

Bob Potter – Council Member, Ward 2

Steve Fortenberry – Council Member, Ward 3

Erica Bruce – Council Member, Ward 3

Michael S. Bancale – Council Member, At-Large

CITY STAFF

Bo Thomas, City Manager
Michael W. Dixon, City Attorney
Miles Whitney, City Engineer

Lydia Lopez, City Secretary

Jim Devlin, Police Chief

Lee Garcia, Finance Director

Lance Bracco, Fire Chief

Waynette Ditto, Library Director

Tracy Lankford, Community Dev. Director

Kevin Reinke, Utilities Director

Scott Coleman, General Services Director

Tuck Saunders, Assistant Police Chief

Jessica Higgins, HR Manager/Civil Service Director

HEWITT TEXAS

NOTICE OF MEETING OF THE GOVERNING BODY

Notice is hereby given that a **Workshop** meeting of the governing body of the City of Hewitt will be held on the **15th day of March, 2021, at 6:30 PM in Hewitt City Hall, Council Chambers, 200 Patriot Court**, Hewitt, Texas, at which time the following subjects will be discussed:

In accordance with social distancing guidelines, the City Council meeting will not be open to the public. Some council members may attend, while others may call in to participate. The meeting will be streamed live on the city's website at <https://www.cityofhewitt.com/790/Hewitt-TX-TV>.

Citizens who wish to address the Council may submit written comments on any items listed on the agenda or under the hear visitors. Complete a [Public Comment form](#) available online and submit via email to the [City Secretary](#). Comments must be received no later than **noon** on the date of the meeting.

1. Call meeting to order.
2. Presentation and discussion of the FY 2019-2020 Audit Report by Diana L. Ward, CPA Shareholder, Jaynes, Reitmeier, Boyd & Therrell, P.C.
3. Adjourn.

I, the undersigned authority, do hereby certify that the above notice of meeting of the governing body of the City of Hewitt, Texas was posted on the Public Notice Board located in front of City Hall at _____ AM/PM on _____.

CITY OF HEWITT

Lydia Lopez, TRMC/CMC
City Secretary

HEWITT TEXAS

COUNCIL AGENDA ITEM FORM

MEETING DATE: March 15, 2021

AGENDA ITEM #: WS-2

SUBMITTED BY: Lee Garcia, Finance Director

ITEM DESCRIPTION:

Presentation and discussion of the FY 2019-2020 audit report by Diana Ward, Jaynes, Reitmeier, Boyd & Therrell.

STAFF RECOMMENDATION/ITEM SUMMARY:

Diana Ward, of Jaynes, Reitmeier, Boyd & Therrell, P.C. will present the Fiscal Year 2019-2020 Comprehensive Annual Financial Report to the City Council. Council will be provided the opportunity to ask questions and make comments.

FISCAL IMPACT:

Amount Budgeted – N/A
Line Item in Budget – N/A

SUGGESTED MOTION:

No motion at this time.

ATTACHMENTS:

Council has been provided with the 2020 CAFR report.

HEWITT TEXAS

NOTICE OF MEETING OF THE GOVERNING BODY

Notice is hereby given that a **Regular** meeting of the governing body of the City of Hewitt will be held on the **15th day March, 2021, at 7:00 PM** in **Hewitt City Hall, Council Chamber, 200 Patriot Court**, Hewitt, Texas, at which time the following subjects will be discussed and upon which action may be taken:

In accordance with social distancing guidelines, the City Council meeting will not be open to the public. Some council members may attend, while others may call in to participate. The meeting will be streamed live on the city's website at <https://www.cityofhewitt.com/790/Hewitt-TX-TV>.

Citizens who wish to address the Council may submit written comments on any items listed on the agenda or under the hear visitors. Complete a [Public Comment form](#) available online and submit via email to the [City Secretary](#). Comments must be received no later than **noon** on the date of the meeting.

1. Call meeting to order.
2. Pledge of Allegiance to the U.S. Flag
3. Hear visitors on matters pertaining to city business. *Under the Texas Open Meetings Act, the Council is prohibited from discussing, responding, or acting on any comments or items that have not been properly posted on the agenda.*
4. Consider approval of minutes of the City Council Regular Meeting of March 1, 2021.
5. Special presentation to Library Director Waynette Ditto – 2020 Achievement of Excellence in Libraries Award.
6. Motion to accept the Fiscal Year 2019-2020 Comprehensive Annual Financial Report (CAFR).
7. Briefing and discussion concerning Financial Statements ending February 28, 2021.
8. Authorize the City Manager to execute an Interlocal Cooperative Purchasing Agreement with the City of Grand Prairie for the purpose of contracting slurry seal or other street maintenance services.
9. Consider award of bid for water line improvement at Panther Way and Hewitt Drive to Core and Main in the amount of \$33,541.73.
10. Briefing and discussion concerning Coronavirus (COVID-19) measures, protocols, and mitigation efforts.
11. Briefing and discussion concerning proposed Charter Amendments.
12. Briefing and discussion concerning City of Hewitt Strategic Plan 2021-2026.
13. Adjourn.

I, the undersigned authority, do hereby certify that the above notice of meeting of the governing body of the City of Hewitt, Texas was posted on the Public Notice Board located in front of City Hall at 2:00 AM/PM on March 10, 2021.

CITY OF HEWITT



Lydia Lopez, TRMC/CMC
City Secretary

In compliance with the American with Disabilities Act, the City of Hewitt will provide reasonable accommodations for persons attending and/or participating in this Council Meeting. To better serve you, request must be made at least 24 hours prior to the meeting. Contact the City Secretary at 254.666.6171 or by fax at 254.666.6014. The building is wheelchair accessible, with handicap parking available at the front of the building.



AGENDA ITEM #3 – HEARING OF VISITORS

PROCEDURES FOR CITIZEN PARTICIPATION AT MEETINGS

Due to the public health crisis (COVID-19) and social distancing guidelines, all City Council Meetings, will not be opened to the public; however, the meetings will be streamed live on the City of Hewitt's website at <https://www.cityofhewitt.com/790/Hewitt-TX-TV>.

Citizens who wish to address the Council on any item on the agenda or under this hearing of visitors, must complete and submit the [Public Comment Form](#) via email to the [City Secretary](#) or in person at Hewitt City Hall, 200 Patriot Court by **NOON** on the day of the meeting. Your comments will be read into the record during the meeting.

Council may not comment publicly on issues raised during citizen comments that are not listed on the Agenda but may direct the City Manager to resolve or request the matter to be placed on a future agenda. Such public comments shall not include any "deliberation" as defined by Chapter 551 of the Government Code, as now or hereafter amended.

HEWITT TEXAS

COUNCIL AGENDA ITEM FORM

MEETING DATE: March 15, 2021

AGENDA ITEM #: 4

SUBMITTED BY: Lydia Lopez, City Secretary

ITEM DESCRIPTION:

Consider approval of minutes of the City Council Regular Meeting of March 1, 2021.

STAFF RECOMMENDATION/ITEM SUMMARY:

Attached is a draft copy of the meeting minutes. Please review and advise if any corrections are needed.

FISCAL IMPACT:

Amount Budgeted – N/A
Line Item in Budget – N/A

SUGGESTED MOTION:

I move approval of the minutes as presented but to allow for corrections.

ATTACHMENTS:

Draft minutes

HEWITT TEXAS

**MINUTES OF A CITY COUNCIL
REGULAR MEETING
HEWITT CITY HALL – 200 PATRIOT COURT
March 1, 2021 – 7:00 PM**

Attendee Name	Title	Absent	Present	Arrived
Charles D. Turner (presiding)	Mayor, Ward 1	☐	☒	
Wilbert “Walky” Wachtendorf	Mayor Pro Tem, Ward 1	☐	☒	
Bill Fuller	Council Member, Ward 2	☒	☐	
Bob Potter	Council Member, Ward 2	☐	☒	
Michael S. Bancale	Council Member, At-Large	☐	☒	
Steve Fortenberry	Council Member, Ward 3	☐	☒	
Erica Bruce	Council Member, Ward 3	☐	☒	

Staff present:

City Manager Bo Thomas
City Secretary Lydia Lopez
Police Chief Jim Devlin
Library Director Waynette Ditto
Community Development Director Tracy Lankford
City Engineer Miles Whitney
City Attorney Mike Dixon

Note: The meeting was live-streamed for view by the public on the Hewitt TX TV page. Citizens could submit written comments online.

REGULAR MEETING – 7:00 PM

- 1. CALL MEETING TO ORDER.** Mayor Charlie Turner called the meeting to order at 7:00 PM. City Secretary Lydia Lopez polled the Council for attendance.
PRESENT: Bancale, Potter, Fortenberry, Bruce, Wachtendorf, and Turner
ABSENT: Fuller
- 2. PLEDGE OF ALLEGIANCE TO THE U.S. FLAG.** Mayor Charlie Turner asked Council Member Michael Bancale to lead the Pledge of Allegiance.

3. **HEAR VISITORS ON MATTERS PERTAINING TO CITY BUSINESS.** Under the Texas Open Meetings Act, the Council is prohibited from discussing, responding, or acting on any comments or items that have not been properly posted on the agenda. **NOTE:** The public was offered the opportunity to submit written comments on items listed on the agenda or under the hear visitors via the city's website. Mayor Charlie Turner inquired if any comments were received. **City Secretary responded no public comment forms were submitted via the city's website.**
4. **CONSIDER APPROVAL OF MINUTES OF THE CITY COUNCIL REGULAR MEETING OF FEBRUARY 1, 2021.**
MOTION: Council Member Michael Bancale moved approval of the minutes as presented but allow for corrections.
SECOND: Council Member Bob Potter
AYES: Potter, Bancale, Fortenberry, Bruce, Wachtendorf, and Turner
NAYES: None
ABSENT: Fuller
MOTION PASSED.
5. **PUBLIC HEARING AND ACTION ON ORDINANCE NO. 2021-04 REZONING THE FUTURE SUBDIVISION OF MOONLIGHT PARK PHASE 4, A 20.398-ACRE TRACT OF CARLOS O'CAMPO A-32 BEING A REMAINING PORTION OF THAT CALLED 106.408-ACRE TRACT OF LAND FROM R-1 SINGLE FAMILY RESIDENTIAL TO R-1-G SINGLE FAMILY RESIDENTIAL GARDEN HOMES.** Mayor Charlie Turner opened the public hearing. He called for those wishing to speak in favor. He called for those speaking in opposition. No one appeared. Mayor Turner inquired whether public comments were received via the website. City Secretary responded that no public comment forms were received. City Manager Bo Thomas presented the rezone request and stated that Community Development Director Tracy Lankford was also present to respond to Council's questions. General inquiries were made concerning set back requirements, traffic flow, and the ability to service the area with water. City Engineer Miles Whitney advised that the network was in place to provide the water supply.
MOTION: Council Member Steve Fortenberry moved approval of Ordinance No. 2021-04 rezoning property known as a 20.398-acre tract of Carlos O'Campo A-32 being a remaining portion of that called 106.408-acre tract of land from R-1 Single Family Residential to R-1-G Single Family Residential Garden Homes.
SECOND: Council Member Erica Bruce
AYES: Potter, Fortenberry, Bruce, Wachtendorf, and Turner
NAYES: Bancale
ABSENT: Fuller
MOTION PASSED.

6. **PUBLIC HEARING ON STORM WATER MITIGATION AS REQUIRED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ).**
City Manager Bo Thomas presented. Mayor Charlie Turner opened the public hearing. No one appeared. Mayor Turner inquired whether public comments were received via the website. City Secretary responded that no public comment forms were received. Public hearing was closed. **No action was required.**
7. **PRESENTATION OF HEWITT POLICE DEPARTMENT'S 2019-2020 RACIAL PROFILING.** Police Chief Jim Devlin presented. **No action was required.**
8. **Presentation of report from City Engineer Miles Whitney, P.E.**
 - **Update on pending utility projects.**
 - **Update on pending street projects.**
 - **Update on pending drainage projects.**
9. **BRIEFING AND DISCUSSION CONCERNING FINANCIAL STATEMENTS ENDING JANUARY 31, 2021.** City Manager Bo Thomas advised that Finance Director Lee Garcia previously sent the January Financial Statements electronically on February 10, 2021, and inquired if Council had any questions. There were no questions or concerns raised. **No action required.**
10. **AUTHORIZE THE PURCHASE OF VEGETATION MANAGEMENT SERVICES FROM LANDMARK ES FOR THE CITY OF HEWITT IN THE AMOUNT OF \$6,694.** City Manager Bo Thomas presented.
MOTION: Council Member Michael Bancalé moved to authorize Weed Control Services from Landmark ES for a total amount of \$6,694.
SECOND: Council Member Steve Fortenberry
AYES: Potter, Bancalé, Fortenberry, Bruce, Wachtendorf, and Turner
NAYES: None
ABSENT: Fuller
MOTION PASSED.
11. **CONSIDER AWARD OF BID FOR 208/212 CROSS COUNTRY DR. DRAINAGE IMPROVEMENTS TO HCS INC. COMMERCIAL GENERAL CONTRACTORS IN THE AMOUNT OF \$57,611.** City Engineer Miles Whitney presented.
MOTION: Council Member Bob Potter moved to bid for 208/212 Cross Country Dr. Drainage Improvements to HCS Inc. Commercial General Contractors in the total amount of \$57,611.
SECOND: Council Member Michael Bancalé
AYES: Potter, Bancalé, Fortenberry, Bruce, Wachtendorf, and Turner
NAYES: None
ABSENT: Fuller
MOTION PASSED.

- 12. CONSIDERATION AND ACTION ON ACCEPTANCE OF “CERTIFICATE OF UNOPPOSED CANDIDATES” AND ON ORDINANCE NO. 2021-05, DECLARING UNOPPOSED CANDIDATES IN THE MAY 1, 2021 GENERAL ELECTION TO BE ELECTED TO OFFICE AND CANCELLING THE GENERAL ELECTION AS PRESCRIBED IN THE TEXAS ELECTION CODE.** City Manager Bo Thomas presented and advised that this cancellation does not affect the Special Election on the proposed Charter Amendments. Mayor Charlie Turner inquired whether any of the council members elected needed to abstain on this ordinance. Mr. Thomas responded negatively. **MOTION:** Council Member Steve Fortenberry moved to approve Ordinance No. 2021-05 cancelling the City’s General Election and declaring unopposed candidates elected to office.
SECOND: Council Member Erica Bruce
AYES: Potter, Bancale, Fortenberry, Bruce, Wachtendorf, and Turner
NAYES: None
ABSENT: Fuller
MOTION PASSED.
- 13. DISCUSSION AND BRIEFING CONCERNING THE CORONAVIRUS (COVID-19) AND ANY ACTIONS NECESSARY THERETO.** City Manager Bo Thomas presented.
MOTION: Council Member Michael Bancale moved to approve the Order dated January 19, 2021.
SECOND: Council Member Erica Bruce
AYES: Potter, Bancale, Fortenberry, Bruce, Wachtendorf, and Turner
NAYES: None
ABSENT: Fuller
MOTION PASSED.
- 14. ADJOURN.**
MOTION: Council Member Steve Fortenberry moved to adjourn the meeting at 7:37 PM.
SECOND: Council Member Erica Bruce
AYES: Potter, Bancale, Fortenberry, Bruce, Wachtendorf, and Turner
NAYES: None
ABSENT: Fuller
MOTION PASSED.

Approved: _____

ATTEST:

Lydia Lopez, City Secretary

Charles D. Turner, Mayor



COUNCIL AGENDA ITEM FORM

MEETING DATE: March 15, 2021

AGENDA ITEM #: 6

SUBMITTED BY: Lee Garcia, Finance Director

ITEM DESCRIPTION:

Motion to accept the Fiscal Year 2019-2020 Comprehensive Annual Financial Report (CAFR).

STAFF RECOMMENDATION/ITEM SUMMARY:

Having had the presentation by Diana Ward, JRB&T, of the FY 2019-2020 audit report, the audit is now being submitted to the City Council for formal acceptance.

The CAFR will then be posted on the city's website and submitted to the Municipal Securities Rulemaking Board, Electronic Municipal Market Access dataport along with required Continuing Disclosure data. This is a website used by the public and investors to research bond information.

We will also be applying once more to the Government Finance Officer's Association for award consideration.

FISCAL IMPACT:

Amount Budgeted – NA
Line Item in Budget – NA

SUGGESTED MOTION:

I move to accept the Fiscal Year 2019-2020 Comprehensive Annual Financial Report as presented.

ATTACHMENTS:

None



COUNCIL AGENDA ITEM FORM

MEETING DATE: March 15, 2021

AGENDA ITEM #: 7

SUBMITTED BY: Lee Garcia, Finance Director

ITEM DESCRIPTION:

Briefing and discussion concerning Financial Statements ending February 28, 2021.

STAFF RECOMMENDATION/ITEM SUMMARY:

The financial statements ending February 28, 2021, were sent electronically to city council on 3/5/2021. This is an opportunity for the council to ask any questions or make comments.

FISCAL IMPACT:

Amount Budgeted – N/A

Line Item in Budget – N/A

SUGGESTED MOTION:

No action required.

ATTACHMENTS:

None

HEWITT TEXAS

COUNCIL AGENDA ITEM FORM

MEETING DATE: March 15, 2021

AGENDA ITEM #: 8

SUBMITTED BY: Scott Coleman, General Services Director

ITEM DESCRIPTION:

Authorize the City Manager to execute an Interlocal Cooperative Purchasing Agreement with the City of Grand Prairie for the purpose of contracting slurry seal or other street maintenance services.

STAFF RECOMMENDATION/ITEM SUMMARY:

The purpose of the proposed interlocal agreement is to join with Grand Prairie on a contract with Viking Construction for street slurry seal services. Piggy backing with them on their contract will provide significant cost savings. The City of Grand Prairie costs are lower because they have ability to purchase the service in much higher volumes.

Grand Prairie 2021 cost per square yard = \$3.05

City of Hewitt 2020 (last year) cost per SY = \$3.34

City of Hewitt 2021 (expected) cost per SY = \$3.45

Example of savings:

100,000 SY slurry at Grand Prairie cost = \$305,000.00

100,000 SY slurry at Expected Hewitt Cost=\$345,000.00

FISCAL IMPACT:

Amount Budgeted – NA

Line Item in Budget – NA

SUGGESTED MOTION:

I move to authorize the City Manager to enter into an interlocal agreement with the City of Grand Prairie for the purpose of contracting slurry seal services from Viking Construction.

ATTACHMENTS:

Interlocal Agreement

**MASTER INTERLOCAL COOPERATIVE PURCHASING AGREEMENT
BETWEEN THE CITY OF GRAND PRAIRIE
AND THE CITY OF HEWITT**

WHEREAS, Chapter 791 of the Texas Government Code, also known as the Interlocal Cooperation Act, and Chapter 271.102 of the Texas Local Government Code authorize all local governments to contract with each other to perform governmental functions or services including administrative functions normally associated with the operation of government such as purchasing of necessary equipment, supplies and services;

WHEREAS, The City of Grand Prairie (the “City”) and The City of Hewitt (“The City of Hewitt”) desire to enter into this Agreement for the purpose of fulfilling and implementing their respective public and governmental purposes, needs, objectives, programs and services;

WHEREAS, The City and The City of Hewitt represent that each are independently authorized to perform the functions or services contemplated by this Agreement;

WHEREAS, it is deemed in the best interest of all participating governments that said governments do enter into a mutually satisfactory agreement for the purchase of necessary equipment, supplies, and services;

WHEREAS, the participating governments are of the opinion that cooperation in the purchasing of equipment, supplies, services and auctions will be beneficial to the taxpayers of the governments through the efficiencies and potential savings to be realized; and

WHEREAS, each party has sufficient resources to perform the functions contemplated by this Agreement;

NOW THEREFORE, the parties hereto, in consideration of the mutual covenants and conditions contained herein, promise and agree as to each of the other as follows:

1. The City and The City of Hewitt are authorized to participate in each other’s current and/or future contracts for goods and services. Said contracts shall have been established in accordance with all appropriate procedures governing competitive bids and competitive proposals, if required.
2. The City and The City of Hewitt agree that the ordering of goods and services is the responsibility of the local government seeking to obtain such goods and services under the established contract, and that participating government shall deal directly with the vendor in obtaining the goods and services and payment therefore. The participating government shall be liable to the vendor only for goods and services ordered and received by it, and shall not, by the execution of this Agreement, assume any additional liability. Neither the City nor The City of Hewitt warrants, or is responsible for, the quality or delivery of goods or services from the vendor under contract. Should a dispute arise between a participating government and a vendor, the same shall be handled by and between that participating government and the vendor.

3. Each government shall pay invoices directly to the providers of goods and services that are invoiced and delivered directly to each respective government.
4. Participation of either government in any cooperative purchasing activity is strictly voluntary. Nothing in this Agreement shall prevent either governments from purchasing and/or accepting and awarding bids, proposals and contracts subject to this Agreement on its own behalf.
5. Each government shall ensure that all applicable laws and ordinances have been satisfied.
6. **Effective Date and Term.** This Agreement shall be effective when the last party signing causes the Agreement to be fully executed and will remain in full force and effect indefinitely. Any party may modify and/or terminate this Agreement in accordance with Paragraphs 7 and 8, respectively.
7. **Modification.** The terms and conditions of this Agreement may be modified upon the mutual consent of all parties. Mutual consent will be demonstrated by approval of the governing body of each party hereto. No modification to this Agreement shall be effective and binding unless and until it is reduced to writing and signed by duly authorized representatives of all parties.
8. **Termination.** This Agreement may be terminated at any time by the City or The City of Hewitt, with or without cause, upon thirty (30) days written notice to the other party in accordance with Paragraph 11 herein.
9. **Hold Harmless.** To the extent allowed by law, the City and The City of Hewitt agree to hold each other harmless from and against any and all claims, losses, damages, causes of action, suits and liabilities of every kind, including all expenses of litigation, court costs and attorney's fees, for injury or death of any person, for damage to any property, or for any breach of contract, arising out of or in connection with the work done under this Agreement.
10. **Invalidity.** If any provision of this Agreement shall be held to be invalid, illegal, or unenforceable by a court or other tribunal of competent jurisdiction, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby. The parties shall use their best efforts to replace the respective provision or provisions of this Agreement with legal terms and conditions approximating the original intent of the parties.
11. **Written Notice.** Unless otherwise specified, written notice shall be deemed to have been duly served if delivered in person, sent by email, by fax with successful send confirmation, or by certified mail to the last business address as listed herein.

City of Grand Prairie:

Purchasing Division
Attn: Purchasing Manager
City of Grand Prairie
300 W. Main St.
PO Box 534045
Grand Prairie, TX 75050
Phone: (972) 237-8269
Fax: (972) 237-8265
purchasingfax@gptx.org

The City of Hewitt:

City Manager
Attn: Bo Thomas
City of Hewitt
200 Patriot Court
Hewitt, TX 76643
Phone: 254-666-6171
Fax: 254-666-6014
bthomas@cityofhewitt.com

12. **Entire Agreement.** It is understood that this Agreement contains the entire agreement between the parties and supercedes any and all prior agreements, arrangements, or understandings between the parties relating to the subject matter. No oral understandings, statements, promises, or inducements contrary to the terms of this Agreement exist. This Agreement cannot be changed or terminated orally. No verbal agreement or conversation with any officer, agent, or employee of any party before or after the execution of this Agreement shall affect or modify any of the terms or obligations hereunder.
13. **Amendment.** No Amendment to this Agreement shall be effective and binding unless and until it is reduced to writing and signed by duly authorized representatives of both parties.
14. **Texas Law.** This Agreement has been made under and shall be governed by the laws of the State of Texas.
15. **Place of Performance.** Performance and all matters related thereto shall be in the County of the government originating the bid. This shall be McLennan County, Texas, United States of America for The City of Hewitt and shall be Dallas County, Texas, United States of America for the City.
16. **Authority to Enter Contract.** Each party has the full power and authority to enter into and perform this Agreement and the person signing this Agreement on behalf of each party has been properly authorized and empowered to enter into this Agreement. The persons executing this Agreement hereby represent that they have authorization to sign on behalf of their respective Government.

17. **Waiver.** Failure of any party, at any time, to enforce a provision of this Agreement, shall in no way constitute a waiver of that provision, nor in anyway affect the validity of this Agreement, any part hereof, or the right of either party thereafter to enforce each and every provision hereof. No term of this Agreement shall be deemed waived or breach excused unless the waiver shall be in writing and signed by the party claimed to have waived. Furthermore, any consent to or waiver of a breach will not constitute consent to or waiver of or excuse of any other different or subsequent breach.
18. **Agreement Read.** The parties acknowledge that they understand and intend to be bound by the terms and conditions of this Agreement.
19. **Multiple Originals.** It is understood and agreed that this Agreement may be executed in multiple counterparts, each of which shall be deemed an original for all purposes.

CITY OF GRAND PRAIRIE

THE CITY OF HEWITT

BY:

Deputy City Manager

BY:

Bo Thomas, City Manager

DATE:

DATE:

ATTEST:

Mona Lisa Galicia, City Secretary

ATTEST:

Lydia Lopez, City Secretary

DATE:

DATE:

APPROVED AS TO FORM:

Megan Mahan, City Attorney

HEWITT TEXAS

COUNCIL AGENDA ITEM FORM

MEETING DATE: March 15, 2021

AGENDA ITEM #: 9

SUBMITTED BY: Kevin Reinke, Utilities Director

ITEM DESCRIPTION:

Consider award of bid for water line improvement at Panther Way and Hewitt Drive to Core and Main in the amount of \$33,541.73.

STAFF RECOMMENDATION/ITEM SUMMARY:

The provided quotes are for upgrading the existing 8" line to a 12" line to help aid future developments and to help with fire flow ratings. Three quotes were received and the lowest bid goes to Core and Main in the amount of \$33,541.73.

FISCAL IMPACT:

Amount Budgeted – \$85,000.00
Line Item in Budget – 20-50360-91-00

SUGGESTED MOTION:

I move to authorize the city manager to accept the bid proposal from Core and Main in the amount of \$33,541.73 for utility improvements at Panther Way and Hewitt Dr.

ATTACHMENTS:

Quotes attached from:
Core and Main
ACT pipe and supply
Fortiline waterworks



Bid Proposal for City of Hewitt Rosa Utility Upgrades

Bid #: 1693995

Seq#	Qty	Description	Units	Price	Ext Price
340		*****			
350		WATER MATERIAL			
360		*****			
390		C900 WATER LINE			
400	20	6 PVC C900 DR18 PIPE (G) 20' PC235	FT	4.77	95.40
410	40	8 PVC C900 DR18 PIPE (G) 20' PC235	FT	8.25	330.00
420	800	12 PVC C900 DR18 PIPE (G) 20' PC235	FT	14.42	11,536.00
		SUBTOTAL			11,961.40
440		WATER FITTINGS			
450	2	12 MJ TEE C153 IMP	EA	209.62	419.24
460	1	6 MJ TEE C153 IMP	EA	80.66	80.66
470	4	12X8 MJ RED C153 IMP	EA	78.22	312.88
480	3	12 MJ 45 C153 IMP	EA	136.37	409.11
490	7	8 MJ 45 C153 IMP	EA	70.73	495.11
500	8	12 AFC 2512MM MJ RW GV OL L/A DI BODY	EA	1,367.72	10,941.76
510	32	12 PVC 4012P "I" STARGRIP JNT (JOINT) RESTRAINT W/ACC. (IMPORT)	EA	102.76	3,288.32
520	18	8 PVC 4008P "I" STARGRIP JOINT RESTRAINT W/ACC. (IMPORT)	EA	56.23	1,012.14
530	3	6 PVC 4006P "I" STARGRIP JOINT RESTRAINT W/ACC. (IMPORT)	EA	41.69	125.07
		SUBTOTAL			17,084.29
550		FIRE HYDRANT ASSEMBLY			
560	4	12X6 MJ ANCH TEE C153 IMP	EA	161.48	645.92
570	4	6 AFC 2506MM MJ RW GV OL L/ACC DI BODY	EA	541.40	2,165.60
580	4	562-S VALVE BOX W/2" SKIRTED LID IMP	EA	55.12	220.48
590	4	6X13 MJ ANCH CPLG C153 IMP	EA	104.00	416.00
600	8	12 PVC 4012P "I" STARGRIP JNT (JOINT) RESTRAINT W/ACC. (IMPORT)	EA	102.76	822.08
610	12	6 MJ REGULAR ACC SET	EA	18.83	225.96
		WATER MATERIAL TOTAL			4,496.04
		WATER MATERIAL TOTAL			33,541.73
		Sub Total			33,541.73
		Tax			0.00
		Total			33,541.73

Branch Terms:

UNLESS OTHERWISE SPECIFIED HEREIN, PRICES QUOTED ARE VALID IF ACCEPTED BY CUSTOMER AND PRODUCTS ARE RELEASED BY CUSTOMER FOR MANUFACTURE WITHIN THIRTY (30) CALENDAR DAYS FROM THE DATE OF THIS QUOTATION. CORE & MAIN LP RESERVES THE RIGHT TO INCREASE PRICES UPON THIRTY (30) CALENDAR DAYS' NOTICE TO ADDRESS FACTORS, INCLUDING BUT NOT LIMITED TO, GOVERNMENT REGULATIONS, TARIFFS, TRANSPORTATION, FUEL AND RAW MATERIAL COSTS. DELIVERY WILL COMMENCE BASED UPON MANUFACTURER LEAD TIMES. ANY MATERIAL DELIVERIES DELAYED BEYOND MANUFACTURER LEAD TIMES MAY BE SUBJECT TO PRICE INCREASES AND/OR APPLICABLE STORAGE FEES. THIS BID PROPOSAL IS CONTINGENT UPON BUYER'S ACCEPTANCE OF SELLER'S TERMS AND CONDITIONS OF SALE, AS MODIFIED FROM TIME TO TIME, WHICH CAN BE FOUND AT: <https://coreandmain.com/TandC/>



ACT PIPE & SUPPLY
 ACT PIPE AND SUPPLY, INC.
 7709 BAGBY AVE
 HEWITT, TX 76643
 254-666-6204
 Fax 254-666-6232



Quotation

EXPIRATION DATE	QUOTE NUMBER
03/26/2021	S100634373
ACT PIPE AND SUPPLY, INC. 7709 BAGBY AVE HEWITT, TX 76643 254-666-6204 Fax 254-666-6232	
PAGE NO. 1 of 3	

QUOTE TO:

SHIP TO:

CITY OF HEWITT
 200 PATRIOT COURT
 HEWITT, TX 76643

SHOP
 200 PATRIOT COURT
 HEWITT, TX 76643

CUSTOMER NUMBER	CUSTOMER PO NUMBER	JOB NAME / RELEASE NUMBER	SALESPERSON		
25392			JON MURRAY		
WRITER		SHIP VIA	TERMS	SHIP DATE	ORDERED BY
TOMMY ROBERSON			NET 30 DAYS	04/25/2021	Ryan
ORDER QTY	DESCRIPTION			UNIT PRICE	EXT PRICE
	Rosa Utility Upgrade				
4ea	22381206F 12" X 6" DI COMPACT MJ SWIVEL TEE C153 FOREIGN			165.920/ea	663.68
2ea	22011212F 12" X 12" DI COMPACT MJ TEE C153 FOREIGN			238.790/ea	477.58
1ea	22010606F 6" X 6" DI COMPACT MJ TEE C153 FOREIGN			80.740/ea	80.74
4ea	22061208F 12" X 8" DI COMPACT MJ REDUCER C153 FOREIGN			81.900/ea	327.60
3ea	22031200F 12" DI COMPACT MJ 45 BEND C153 FOREIGN			142.350/ea	427.05
7ea	22030800F 8" DI COMPACT MJ 45 BEND C153 FOREIGN			65.890/ea	461.23
8ea	12W11200CL 12" CLOW AWWA R/W MJ GATE VALVE			1303.330/ea	10426.64
20ft	502180600 6" DR18 CL150/PR 235 C900 PVC PIPE - 20' LENGTHS			6.140/ft	122.80
40ft	502180800 8" DR18 CL150/PR235 C900 PVC PIPE - 20' LENGTHS			10.590/ft	423.60
800ft	502181200 12" DR18 CLASS 150 C900 PVC PIPE - 20' LENGTHS			18.040/ft	14432.00
4ea	22470600F 6" DI MJ BOLT & GASKET SET C153 FOREIGN			10.800/ea	43.20
40ea	29111200F 12" MEGA-LUG KIT FOR PVC FOREIGN			122.550/ea	4902.00
18ea	29110800F 8" MEGA-LUG KIT FOR PVC FOREIGN			47.600/ea	856.80
3ea	29110600F 6" MEGA-LUG KIT FOR PVC			35.710/ea	107.13

** Continued on Next Page **



EXPIRATION DATE	QUOTE NUMBER	PAGE NO.
03/26/2021	S100634373	2 of 3

Printed By: TOMMY on 2/24/2021 3:09:44 PM

**Pricing for some of the products included in this quote may be impacted by Section 301 List 3; the proposed China tariff. In the event that the tariff is implemented, we will be forced to pass it on to the market. The actual price of these items may increase up to the rate of the tariff that is imposed. **

CUSTOMER NO	QUOTING BRANCH	QUOTE NO	QUOTE DATE	PAGE
224732	FORTILINE WACO	6047298	2/24/21	1

CUSTOMER	PROJECT INFORMATION
CITY OF HEWITT 200 PATRIOT COURT HEWITT, TX 76643	ROSA'S UTILITY UPGRADE

LINE	QTY	UOM	DESCRIPTION	UNIT PRICE	TOTAL PRICE
***** DUE TO THE PVC ENVIRONMENT: ALL PVC PIPE WILL BE PRICED AT TIME OF SHIPMENT. *****					
HYDRANT ASSEMBLYS					
30	4	EA	12"X6" MJ HYD TEE C153	196.4700	785.88
40	4	EA	6"X12" GRADELOK MJXSWIVEL	342.4900	1,369.96
50	4	EA	6" MJ GV O/L A2361-23 L/ACC	542.1900	2,168.76
60	4	EA	562S SCREW VB COMP IMPORT	59.0000	236.00
FITTINGS					
70	2	EA	12" MJ TEE C153	282.6500	565.30
80	1	EA	6" MJ TEE C153	94.8400	94.84
90	4	EA	12"X8" MJ REDUCER C153	96.3500	385.40
100	3	EA	12" MJ 45 C153	168.2400	504.72
110	7	EA	8" MJ 45 C153	77.9100	545.37
120	8	EA	12" MJ GV O/L A2361-23 L/ACC	1,626.2800	13,010.24
250	8	EA	562S SCREW VB COMP IMPORT	59.0000	472.00
130	20	FT	6" C900 DR18 PIPE BLUE	6.9100	138.20
140	40	FT	8" C900 DR18 PIPE BLUE	11.9200	476.80
150	800	FT	12" C900 DR18 PIPE BLUE	25.2500	20,200.00
190	28	EA	12" STARGRIP MJ REST PVC 4000	77.1400	2,159.92
			F/C900 13.20 OD		
200	28	EA	12 MJ ACC SET W/UNIVERSAL GSKT	17.1400	479.92
210	18	EA	8" STARGRIP MJ REST PVC 4000	38.7600	697.68
			F/C900 9.05 OD		
220	18	EA	8" MJ ACC SET W/UNIVERSAL GSKT	12.4000	223.20
230	3	EA	6" STARGRIP MJ REST PVC 4000	26.2200	78.66
			F/C900 6.90 OD		
240	3	EA	6" MJ ACC SET W/UNIVERSAL GSKT	10.9400	32.82
PLEASE SEE ATTACHED LETTER IN E-MAIL REF PIPE PRICING AND PRODUCT AVAIL.					
Subtotal:					44,625.67
Tax:					.00
Bid Total:					44,625.67

ALL STOCK DELIVERIES ARE SUBJECT TO SHIPPING CHARGES

All PVC and HDPE material is quoted for shipment within 7 days of quote/bid date. All other material is quoted for shipment within 30 days of quote/bid date. After 7 days for PVC and HDPE or 30 days for all other material. ALL quoted prices are subject to review based on current market conditions.

Ent By DAD 2/25/21 11:27:29

HEWITT TEXAS

COUNCIL AGENDA ITEM FORM

MEETING DATE: March 15, 2021

AGENDA ITEM #: 10

SUBMITTED BY: Bo Thomas, City Manager

ITEM DESCRIPTION:

Briefing and discussion concerning Coronavirus (COVID 19) measures, protocols and mitigation efforts.

STAFF RECOMMENDATION/ITEM SUMMARY:

Based upon the Governor's most recent Executive Order, the mandatory wearing of face coverings or masks was lifted effective March 10, 2021. Since that has become effective, the City of Hewitt has required employees to continue wearing masks in the workplace and on duty. We have suggested masking or mask use for entry into facilities and require mask use in secured areas not necessarily open to the public. In addition, we are operating the Library at only 50% occupancy and limit the number of people into the Community Services lobby to three at any one time.

FISCAL IMPACT:

Amount Budgeted – NA
Line Item in Budget – NA

SUGGESTED MOTION:

None unless Council believes changes are needed to these protocols.

ATTACHMENTS:

HEWITT TEXAS

COUNCIL AGENDA ITEM FORM

MEETING DATE: March 15, 2021

AGENDA ITEM #: 11

SUBMITTED BY: Bo Thomas, City Manager

ITEM DESCRIPTION:

Briefing and discussion concerning proposed Charter Amendments.

STAFF RECOMMENDATION/ITEM SUMMARY:

The attached Voter's Information Guide is intended to serve as a helpful tool for Hewitt voters in the upcoming Special Election on May 1, 2021. This guide provides a short impact statement on each proposition to explain the proposed amendment.

The plan is to distribute the guide through an insert in the water bills along with sharing election information through the city's website and other social media sites.

FISCAL IMPACT:

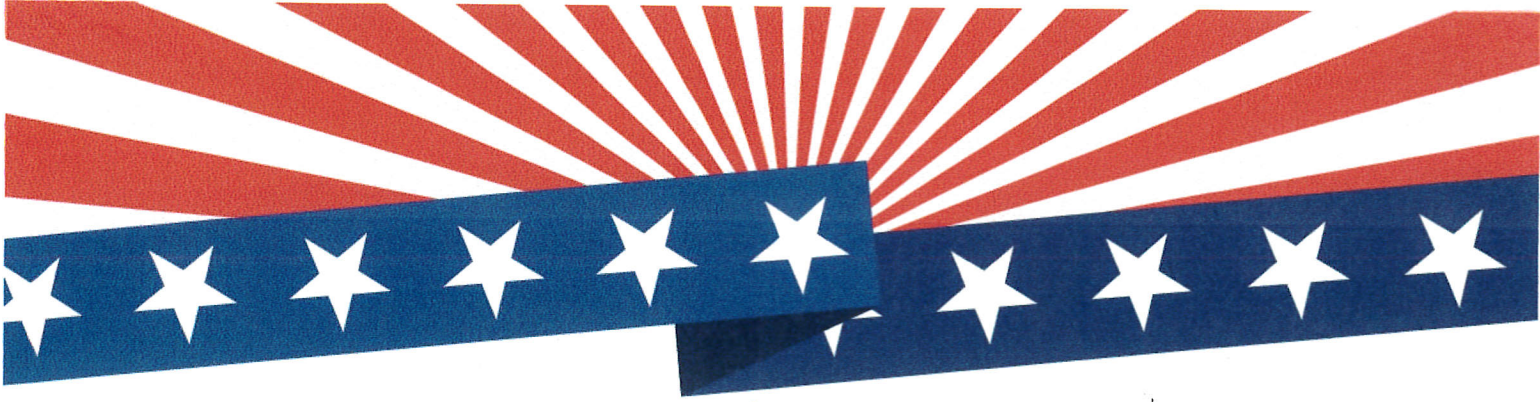
Amount Budgeted – NA
Line Item in Budget – NA

SUGGESTED MOTION:

No action required

ATTACHMENTS:

Voter's Information Guide



HEWITT TEXAS

--- May 1, 2021 ---
**SPECIAL ELECTION
CHARTER AMENDMENTS**

VOTERS' INFORMATION GUIDE

SPECIAL ELECTION CALENDAR:

Last day to register to vote: April 1, 2021

Early Voting: Monday, April 19 – April 27, 2021

Election Day: Saturday, May 1, 2021

***See last page for times, dates, location.**

What is a Charter?

The Charter is a document that establishes the city's governmental structure and provides for the distribution of powers and duties. The City of Hewitt was incorporated on June 25, 1960, and held an election to become a home rule city on April 3, 1982. The Charter can only be amended by a majority vote of its citizens. The charter is available online at www.cityofhewitt.com.

Background

The Hewitt City Council appointed a Charter Review Committee consisting of six residents on May 4, 2020. The purpose of the committee was to review potential changes to the City Charter that needed amendment. Sixteen charter amendments were proposed and approved by the Charter Review Commission. On January 18, 2021, the Council approved the form of the proposed propositions for amendment of the City Charter. The propositions as they will read on the May 1, 2021 ballot follow:

PROPOSITIONS/PROPOSICIONES

PROPOSITION 1 / PROPOSICIÓN 1

Shall the Charter of the City of Hewitt, Texas be amended to remove language included in the original charter or its prior amendment that is no longer needed [Examples: Section 2.2 (second paragraph) relating to procedures after first and second elections following adoption of charter, 2.12 Existing Ordinances, 2.14 Interim Government, 12.15 Effect on Existing Laws, 12.16 Continuance of Contracts, 12.18 Submission of Charter to Voters on April 3, 1982]?

¿Deberá emendarse el estatuto de la Ciudad de Hewitt, Texas para eliminar el lenguaje incluido en el estatuto original o en su enmienda anterior que ya no sea necesario [Ejemplos: Sección 2.2 (segundo párrafo) relacionado con los procedimientos después de la primera y segunda elección después de la adopción del estatuto, 2.12 Ordenanzas en Existencia, 2.14 Gobierno Interino, 12.15 Efecto Sobre las Leyes Vigentes, 12.16 Continuidad de Contratos, 12.18 Presentación del Estatuto a los Votantes el 3 de abril de 1982]?

Impact: Removes language from original charter that is no longer relevant or relates to matters that have already occurred. This proposition would have no significant impact on the Charter.

Impacto: Elimina el lenguaje del estatuto original que ya no es relevante o se relaciona con asuntos que ya han ocurrido. Esta propuesta no tendría un impacto significativo en el Estatuto.

PROPOSITION 2 / PROPOSICIÓN 2

Shall the city charter of the City of Hewitt, Texas be amended to change provisions of the charter which conflict with state law so that they comply with state law, or if a provision is incapable of being changed so that it is compliant with state law, to remove the provision [Examples: 1.7 Annexation, 2.4 (30 day residency requirement for ward conflicts with state law filing period), 3.2 "Filing for Office" (filing period for a candidate is governed by the Texas Election Code), 3.2 "Filing for Office" (30 day filing period where 45 days required by state law), 6.2 Municipal Judge- - change to two (2) year term and removal for good cause to comply with state law, 10.1 Planning and Zoning Commission, illegal requirement of property ownership]?

¿Deberá emendarse el estatuto de la Ciudad de Hewitt, Texas para cambiar las disposiciones del estatuto que conflictan con la ley del estado para que cumplan con la ley del estado, o si una disposición no se puede cambiar para que cumpla con la ley del estado, para eliminar la disposición [Ejemplos: 1.7 Anexión, 2.4 (requisito de residencia de 30 días para conflictos del distrito electoral en el periodo de presentación de la ley del estado), 3.2 "Presentación Para el Cargo" (el periodo de presentación de un candidato se rige por el Código Electoral de Texas), 3.2 "Solicitud Para el Cargo" (Periodo de presentación de 30 días donde la ley del estado requiere 45 días), 6.2 Juez Municipal-- cambio a un periodo de dos (2) años y remoción por una buena causa para cumplir con la ley del estado, 10.1 Comisión de Planificación y Zonificación, requisito ilegal de propiedad]?

Impact: Where the city charter conflicts with state law, state law controls. This proposition is intended to amend or remove provisions of the existing charter which conflict with state law so that it is compliant with state law.

Impacto: Cuando los estatutos de la ciudad entran en conflicto con la ley del estado, la ley del estado controla. Esta propuesta tiene objetivo enmendar o eliminar las disposiciones en existente del estatuto que entran en conflicto con la ley del estado para que cumpla con la ley del estado.

PROPOSITION 3 / PROPOSICIÓN 3

Shall the city charter of the City of Hewitt, Texas be amended to make other sections of the charter consistent with a change to a section of the charter made by this election so as to be uniform in the effect or meaning of the change, to re-number provisions as necessary, correct grammatical errors, and to substitute gender-neutral or gender-inclusive language for gender-specific language?

¿Deberá emendarse el estatuto de la Ciudad de Hewitt, Texas para hacer que otras secciones del estatuto sean consistentes con un cambio en una sección del estatuto hecho por esta elección para que sea uniforme en el efecto o significado del cambio, para re -numerar las disposiciones según sea necesario, corregir errores gramaticales y sustituir el lenguaje de género neutro o inclusivo por un lenguaje específico de género?

Impact: Allows changes to the Charter to make provisions consistent with the amendment(s) made by this election and provides for correction of errors and outdated language contained in the charter.

Impacto: Permite cambios al Estatuto para hacer provisiones consistentes con las enmiendas hechas por esta elección y proporciona la corrección de errores y lenguaje desactualizado contenido en el estatuto.

PROPOSITION 4 / PROPOSICIÓN 4

Shall Article II “City Council”, Section 2.4 of the charter of the City of Hewitt, Texas entitled “Qualifications” be amended to require a person running for a council position tied to a ward to have resided in that ward for at least six (6) months prior to filing for office?

¿Deberá emendarse el Artículo II “Consejo de la Ciudad”, Sección 2.4 del estatuto de la Ciudad de Hewitt, Texas titulado “Calificaciones” para requerir que una persona que se postule para un cargo en el Concejo vinculado a un distrito donde resida en ese distrito durante al menos seis (6) meses antes de solicitar el cargo?

Impact: The current city charter only requires a person to reside in a ward for 30 days to be eligible to run for a council position tied to that ward. The proposition would change the ward residency requirement to six (6) months.

Impacto: El estatuto actual de la ciudad solo requiere que una persona resida en un barrio durante 30 días para ser elegible a postularse para un puesto en el consejo vinculado a ese barrio. La propuesta cambiaría el requisito de residencia del barrio a seis (6) meses.

PROPOSITION 5 / PROPOSICIÓN 5

Shall Article III “Elections” Section 3.1 “General Elections” of the city charter of the City of Hewitt, Texas be repealed and replaced by amendment to comply with state law as to the General Election date and provide for flexibility should election dates change by state law (or where approved by state law, by ordinance) in the future?

¿Deberá emendarse el Artículo III "Elecciones" Sección 3.1 "Elecciones General" del estatuto de la Ciudad de Hewitt, Texas ser derogado y reemplazado por una enmienda para cumplir con la ley del estado en cuanto a la fecha de la elección general y proporcionar flexibilidad en caso de que las fechas de las elecciones cambien por la ley del estado (o donde sea aprobado por la ley del estado, por ordenanza) en el futuro?

Impact: The current charter provision provides for an election date which is not a uniform election date and is not the actual election date observed by the city. This change makes the charter comply with the Texas Election Code and actual practice; and allows for changes to the General Election date as required or allowed by law.

Impacto: La disposición del estatuto actual establece una fecha de elección que no es una fecha de elección uniforme y no es la fecha de elección real observada por la ciudad. Este cambio hace que el estatuto cumpla con el Código Electoral de Texas y la práctica actual; y permite cambios en la fecha de las elecciones generales según lo requiera o permita la ley.

PROPOSITION 6 / PROPOSICIÓN 6

Shall Article III “Elections” Section 3.1 “General Elections” of the city charter of the City of Hewitt, Texas be repealed and replaced by amendment to recognize current practices which include contracting with the McLennan County Elections Administrator for conducting elections, and to provide for compliance with the Texas Election Code in non-contracted elections?

¿Deberá emendarse el Artículo III " Elecciones " Sección 3.1 "Elecciones Generales" del estatuto de la Ciudad de Hewitt, Texas ser derogados y reemplazados por una enmienda para reconocer las prácticas actuales que incluyen la contratación con el Administrador de Elecciones del Condado de McLennan para suministrar a cabo elecciones, y para garantizar el cumplimiento del Código Electoral de Texas en las elecciones no contratadas?

Impact: This proposition would acknowledge the current actual practice of contracting with the McLennan County Elections Administrator to administer city elections, while providing that if the City were to hold its own election it must comply with the Texas Election Code.

Impacto: Esta propuesta reconocería la práctica actual de contratar al Administrador de Elecciones del Condado de McLennan para administrar las elecciones de la ciudad, al tiempo que establece que si la Ciudad celebrara sus propias elecciones, debe cumplir con el Código Electoral de Texas.

PROPOSITION 7 / PROPOSICIÓN 7

Shall Article III “Elections” Section 3.2 “Filing for Office” of the city charter of the City of Hewitt, Texas be amended to provide that the candidate application process, qualification and disqualification are governed by the Texas Elections Code?

¿Deberá emendarse el Artículo III “Elecciones” Sección 3.2 “Solicitud Para Un Cargo” del estatuto de la Ciudad de Hewitt, Texas para disponer que el proceso de solicitud de candidatos, la calificación y la descalificación se rigen por el Código de Electoral de Texas?

Impact: This proposition would change the section’s description of the candidate application process, qualification and disqualification, to provide that such matters are governed by the Texas Election Code.

Impacto: Esta propuesta cambiaría la descripción de la sección del proceso de solicitud de candidatos, calificación y descalificación, para establecer que tales asuntos se rigen por el Código Electoral de Texas.

PROPOSITION 8 / PROPOSICIÓN 8

Shall Article VII, Section 7.13 of the charter of the City of Hewitt, Texas regarding purchasing procedures be amended to update the three (\$3,000) thousand dollar limit on budgeted items that the city council may authorize the city manager to purchase without prior city council approval and to give the city council authority to provide by ordinance that budgeted items not exceeding an amount set by the ordinance may be purchased by the city manager without further approval of the city council?

¿Deberá emendarse el Artículo VII, Sección 7.13 del estatuto de la Ciudad de Hewitt, Texas con respecto a los procedimientos de compra para actualizar el límite de tres (\$3,000) mil dólares en artículos presupuestados que el ayuntamiento puede autorizar al administrador de la ciudad a comprar sin la aprobación previa del ayuntamiento y otorgar autoridad al concejo municipal para que disponga por ordenanza que el administrador de la ciudad pueda comprar artículos presupuestados que no excedan la cantidad establecida por la ordenanza sin la aprobación adicional del concejo municipal?

Impact: This proposition would allow the city council by ordinance to set a limit on the amount of a budgeted purchase the city manager may make without city council approval instead of referencing an amount placed in the charter at its adoption.

Impacto: Esta propuesta permitiría al concejo de la ciudad por ordenanza establecer un límite en la cantidad de una compra presupuestada que el administrador de la ciudad puede realizar sin la aprobación del concejo de la ciudad en lugar de hacer referencia a una cantidad colocada en el estatuto en su adopción.

PROPOSITION 9 / PROPOSICIÓN 9

Shall Article VII, Section 7.13 of the charter of the City of Hewitt, Texas regarding purchasing procedures be amended to update the reference to competitive bidding being required for contracts or purchases involving the expenditure of more than \$1,000 and replace that language with “competitive bidding shall be required for purchases or contracts as provided by applicable state law”?

¿Deberá emendarse el Artículo VII, Sección 7.13 del estatuto de la Ciudad de Hewitt, Texas con respecto a los procedimientos de compra para actualizar la referencia a la licitación competitiva que se requiere para contratos o compras que involucren un gasto de más de \$1,000 y reemplazar ese lenguaje con “licitación competitiva deberá ser requerido para compras o contratos según lo dispuesto por la ley del estado aplicable”?

Impact: The purpose of this proposition is to tie competitive bidding to state law requirements instead of referencing an amount placed in the charter at its adoption. In addition, state law allows the city council to override its charter by ordinance to adopt the state competitive bidding laws, which the city council has done. Therefore, this change would make the charter consistent with actual practice.

Impacto: El propósito de esta propuesta es vincular la licitación competitiva a los requisitos de la ley del estado en lugar de hacer referencia a una cantidad colocada en el estatuto en el momento de su adopción. Además, la ley del estado permite que el consejo de la ciudad anule su estatuto por ordenanza para adoptar las leyes del estado de licitación pública, lo que ha hecho el consejo de la ciudad. Por lo tanto, este cambio haría que la carta sea coherente con la práctica real.

PROPOSITION 10 / PROPOSICIÓN 10

Shall Article VII, Section 7.13 of the charter of the City of Hewitt, Texas regarding purchasing procedures be amended and updated to provide that only when the expenditure is necessary to protect the city’s property, prevent the imminent disruption of city services, or to protect the public health and safety from an imminent threat, the city manager shall have authority to make an unbudgeted emergency expenditure or an emergency expenditure exceeding the city manager’s purchase amount limit imposed by ordinance without prior city council approval where funds are available to do so, with the limitation that the city manager cannot borrow money to cover the expenditure?

¿Deberá emendarse y actualizarse el Artículo VII, Sección 7.13 del estatuto de la Ciudad de Hewitt, Texas con respecto a los procedimientos de compra para disponer que solo cuando el gasto sea necesario para proteger la propiedad de la ciudad, prevenir la interrupción inminente de los servicios de la ciudad o para proteger la salud pública y la seguridad de una amenaza inminente, el administrador de la ciudad tendrá autoridad para realizar un gasto de emergencia no presupuestado o un gasto de compra del administrador de la ciudad impuesto por ordenanza sin la aprobación previa del ayuntamiento cuando hay fondos disponibles para hacerlo, con la limitación de que el administrador de la ciudad no puede pedir prestado para cubrir los gastos?

Impact: This change would allow for unbudgeted emergency expenditures to be made without prior city council approval where the expenditures are necessary to protect the city’s property, prevent the imminent disruption of city services, or to protect the public health and safety from an imminent threat. Expenditures would be limited to available funds with no borrowing.

Impacto: Este cambio permitiría realizar gastos de emergencia no presupuestados sin la aprobación previa del ayuntamiento cuando los gastos sean necesarios para proteger la propiedad de la ciudad, evitar la interrupción inminente de los servicios de la ciudad o para proteger la salud y la seguridad públicas de una amenaza inminente. Los gastos se limitarían a los fondos disponibles sin endeudamiento.

PROPOSITION 11 / PROPOSICIÓN 11

Shall Article IX “Taxation” Section 9.1 of the city charter of the City of Hewitt, Texas entitled “Department of Taxation” be amended to match the modern practice of the City contracting with the McLennan County Appraisal District and the McLennan County Tax Assessor-Collector for the valuation, assessment, and collection of property taxes, with there being no city Department of Taxation?

¿Deberá emendarse el Artículo IX "Impuestos" Sección 9.1 del estatuto de la Ciudad de Hewitt, Texas, titulado "Departamento de Impuestos" para que coincida con la práctica moderna de la Ciudad contratando con el Distrito de

Tasación del Condado de McLennan y el Asesor-Recaudador de Impuestos del Condado de McLennan para la valoración, tasación y recaudación de impuestos a la propiedad, sin que exista un Departamento de Impuestos de la ciudad?

Impact: There is no city department of taxation, and the city contracts for the appraisal, assessment and collection of property taxes. Therefore, this change would make the charter reflect actual practice.

Impacto: No existe un departamento de impuestos de la ciudad, y la ciudad contrata para la tasación, evaluación y recaudación de impuestos a la propiedad. Por lo tanto, este cambio haría que el estatuto refleje la práctica real.

PROPOSITION 12 / PROPOSICIÓN 12

Shall Article 10 “Planning and Zoning Commission and Board of Adjustment”, Section 10.1 of the city charter of the City of Hewitt, Texas entitled “The Planning and Zoning Commission” be repealed and replaced with a new Section 10.1 requiring the City Council by ordinance to appoint a planning and zoning commission and to provide by ordinance for the number of members of the commission not to be less than five (5) nor more than nine (9) members and two (2) alternates to serve for two (2) year terms with vacancies to be filled by the City Council?

¿Deberá derogarse el Artículo 10 “Comisión de Planificación y Zonificación y Junta de Ajuste”, Sección 10.1 del estatuto de la Ciudad de Hewitt, Texas, titulada “La Comisión de Planificación y Zonificación” y reemplazarse por una nueva Sección 10.1 que requiera que el Concejo de la Ciudad por ordenanza nombrar una comisión de planificación y zonificación y disponer por ordenanza que el número de miembros de la comisión no sea menor de cinco (5) ni mayor de nueve (9) miembros y dos (2) suplentes para servir por dos (2) términos anuales con vacantes a cubrir por el consejo de la ciudad?

Impact: This proposed change provides for the city council by ordinance to expand the size of the planning and zoning commission and provide for alternates, all having two year terms.

Impacto: Este cambio propuesto prevé que el consejo de la ciudad por ordenanza amplíe el tamaño de la comisión de planificación y zonificación y proporcione suplentes, todos con términos de dos (2) años.

PROPOSITION 13 / PROPOSICIÓN 13

Shall Article 10 “Planning and Zoning Commission and Board of Adjustment”, Section 10.2 of the city charter of the City of Hewitt, Texas entitled “The Planning and Zoning Commission--- Powers and Duties” be repealed and replaced with a new Section 10.2 “The Planning and Zoning Commission---Organization, Meetings, and Powers and Duties” requiring the City Council to provide by ordinance or ordinances for the organization of the commission, the frequency and conduct of commission meetings, and any powers and duties of the commission beyond those expressly provided for by state law?

¿Deberá derogarse el Artículo 10 “Comisión de Planificación y Zonificación y Junta de Ajuste”, Sección 10.2 del estatuto de la Ciudad de Hewitt, Texas, titulada “La Comisión de Planificación y Zonificación --- Poderes y Deberes” y reemplazarse por una nueva Sección 10.2 “La Comisión de Planificación y Zonificación --- Organización, Reuniones y Poderes y Deberes” requiriendo que el consejo de la ciudad provea por ordenanza u ordenanzas para la organización de la comisión, la frecuencia y conducción de las reuniones de la comisión, y cualquier poder y deberes de la comisión más allá de las previstas expresamente por la ley del estado?

Impact: This proposed change requires the city council by ordinance or ordinances to provide for the organization of the commission, how often it meets, and gives the city council ability to provide for any powers and duties of the planning and zoning commission beyond those expressly provided for by state law.

Impacto: Este cambio propuesto requiere que el consejo de la ciudad, por ordenanza u ordenanzas, proporcione la organización de la comisión, la frecuencia con la que se reúne, y le da al ayuntamiento la capacidad de proporcionar poderes y deberes de la comisión de planificación y zonificación más allá de los expresamente proporcionados por la ley del estado.

PROPOSITION 14 / PROPOSICIÓN 14

Shall Article 10 “Planning and Zoning Commission and Board of Adjustment”, Section 10.3 of the city charter of the City of Hewitt, Texas entitled “Board of Adjustment” and “Board of Adjustment—Duties and powers” be repealed and replaced with a new Section 10.3 entitled “Board of Adjustment” requiring the City Council by ordinance to appoint a board of adjustment having the powers given to it by state law and city ordinance, and to provide by ordinance for the number of

members of the board not to be less than five (5) nor more than seven (7) members and two (2) alternates to serve for two (2) year terms with vacancies to be filled by the City Council?

¿Deberá derogarse el Artículo 10 “Comisión de Planificación y Zonificación y Junta de Ajuste”, Sección 10.3 del estatuto de la Ciudad de Hewitt, Texas, titulada “Junta de Ajuste” y “Junta de Ajuste — Deberes y poderes” y reemplazarse por una nueva Sección 10.3 titulada “Junta de Ajuste” que requiere que el Consejo de la Ciudad por ordenanza designe una junta de ajuste que tenga los poderes que le otorgan la ley del estado y la ordenanza de la ciudad, y que disponga por ordenanza que el número de miembros de la junta no sea menor de cinco (5) ni más de siete (7) miembros y dos (2) suplentes para servir por términos de dos (2) años con las vacantes que cubrirá el Consejo de la Ciudad?

Impact: This proposed change provides for the city council by ordinance to expand the size of the board of adjustment and provide for alternates, all having two year terms.

Impacto: Este cambio propuesto prevé que el consejo de la ciudad por ordenanza amplíe el tamaño de la junta de ajuste y proporcione suplentes, todos con términos de dos (2) años.

PROPOSITION 15 / PROPOSICIÓN 15

Shall Article XI “Franchises; Utilities; Use of Streets” of the charter of the City of Hewitt, Texas be amended to contain a single section, being section 11.01, which reads, “Based on its control of its streets and rights-of-way the city has the power to confer franchises to public utilities on terms set by ordinance except as otherwise provided by state law,” thereby reducing Article XI from 16 sections to 1 section?

¿Deberá modificarse el Artículo XI “Franquicias; Utilidades; Uso de Las Calles” del estatuto de la Ciudad de Hewitt, Texas, se modifique para que contenga una sola sección, siendo la sección 11.01, que lea: “Basado en el control de sus calles y derechos de paso, la ciudad tiene el poder de conferir franquicias a servicios públicos en los términos establecidos por ordenanza, excepto que la ley del estado disponga lo contrario, ”reduciendo así el Artículo XI de 16 secciones a 1 (una) sección?

Impact: This proposed change removes voluminous provisions from the Charter while recognizing the statutory right of the city council to confer franchises by ordinance.

Impacto: Este cambio propuesto elimina disposiciones voluminosas del Estatuto al tiempo que reconoce el derecho estatutario del ayuntamiento de otorgar franquicias por ordenanza.

PROPOSITION 16 / PROPOSICIÓN 16

Shall Article XII “General Provisions” Section 12.8 of the city charter of the City of Hewitt, Texas be repealed and amended to update its provisions to meet modern practices and law by removing the \$3,000 amount at which performance and payment bonds are required for City contracts for public works and replacing the same by requiring performance and payment bonds where such are required by state statute, but still retaining the authority of the council to require bonds at a lesser threshold?

¿Deberá derogarse y enmendarse el Artículo XII “Disposiciones Generales” Sección 12.8 del estatuto de la Ciudad de Hewitt, Texas para actualizar sus disposiciones para cumplir con las prácticas y leyes modernas mediante la eliminación de la cantidad de \$3,000 en la que se requieren bonos de cumplimiento y pago para los contratos de la Ciudad para obras públicas y reemplazar las mismas exigiendo bonos de cumplimiento y pago cuando así lo exija el estatuto del estado, pero aún conservando la autoridad del consejo para exigir bonos a un umbral menor?

Impact: The purpose of this proposition is to tie required bonding for public projects to state law requirements instead of referencing an amount placed in the charter at its adoption. The provision would still allow the city council to require bonds at a lower threshold than state law.

Impacto: El propósito de esta proposición es vincular la unión requerida para proyectos públicos con los requisitos de la ley del estado en lugar de hacer referencia a una cantidad colocada en el estatuto en su adopción. La disposición aún permitiría al consejo de la ciudad exigir bonos a un umbral más bajo que la ley del estado

**LOCATION(S) OF POLLING PLACES
(DIRECCIÓN(ES) DE LAS CASILLAS ELECTORALES)**

Early Voting by personal appearance will be conducted at:
(La votación adelantada en persona se llevará a cabo todos los días en:)

**Early Voting Sites:
(Lugares de votación adelantada)**

McLennan County Elections Administration Office
Records Building (Basement)
214 North 4th Street, Suite 300
Waco, TX 76701

Robinson Community Center
106 W. Lyndale Avenue
Robinson, TX 76706

Waco Multi-Purpose Community Center
1020 Elm Avenue
Waco, TX 76704

West Waco Library
5301 Bosque Boulevard
Waco, TX 76710

Hewitt City Hall/Library
200 Patriot Court
Hewitt, TX 76643

The dates and times of Early Voting are:
(Los días y horas de votación adelantada son:)

Monday, April 19, 2021 – Friday, April 23, 2021
lunes, 19 de abril de 2021 – viernes, 23 de abril de 2021

8:00 AM - 5:00 PM

Saturday, April 24, 2021
sabado, 24 de abril de 2021

7:00 AM - 7:00 PM

Monday, April 26, 2021 – Tuesday, April 27, 2021
lunes, 26 de abril de 2021 – martes, 27 de abril de 2021

7:00 AM - 7:00 PM

Applications to vote by mail should be mailed to:
(Las solicitudes para poder votar por deben ser enviadas a:)

**McLennan County Elections Administration
P.O. Box 2450
Waco, Texas 76703-2450
ballotbymail@co.mclennan.tx.us**

Applications for ballot by mail must be received no later than the close of business on April 20, 2021:
(Las solicitudes para votar por correo tendrán que ser recibidas antes del fin del día laboral el 20 de abril 2021:)

Election Day: Saturday, May 1, 2021 – 7:00 AM – 7:00 PM
***For Election Day Vote Centers, please visit www.cityofhewitt.com/Elections.**



COUNCIL AGENDA ITEM FORM

MEETING DATE: March 15, 2021

AGENDA ITEM #: 12

SUBMITTED BY: Bo Thomas, City Manager

ITEM DESCRIPTION:

Briefing and discussion concerning City of Hewitt Strategic Plan 2021-2026.

STAFF RECOMMENDATION/ITEM SUMMARY:

Based upon previous discussions at Council meetings regarding future planning, we are formally presenting Council with this five (5) year Strategic Plan. After Council has had time to review, Department Heads will begin providing presentations at the next three (3) Council meetings.

FISCAL IMPACT:

Amount Budgeted – NA
Line Item in Budget – NA

SUGGESTED MOTION:

None at this time.

ATTACHMENTS:

City of Hewitt Strategic Plan 2021-2026