

**NOTICE OF A SPECIAL CALLED MEETING
OF THE GOVERNING BODY OF THE
CITY OF HUNTINGTON
HUNTINGTON MUNICIPAL BUILDING
802 HWY 69 SOUTH
Monday – May 1, 2017 at 6:00 PM**

Call the meeting to order and welcome guests.
Invocation.

PUBLIC FORUM

ACTION ITEMS

1. Discussion with possible action to adopt a resolution authorizing submission of an application to the Texas Department of Agriculture for a 2017 Texas Community Development Block Grant Program – Texas Capital Fund grant of up to \$750,000 to construct drainage, natural gas, water, sewer, and street improvements to benefit Denny Oil Company and which designates the Mayor as the City's authorized signatory.
2. Discussion with possible action to rescind prior Council action requiring that City credit cards remain locked in the City's safe and authorizing the issuance of two (2) additional cards.
3. Discussion with possible action to approve a settlement agreement with Sheryl Wallace regarding a utility easement on her property located at 989 S US Highway 69.
4. Discussion with possible action to approve a settlement agreement with Sandra Gafford regarding a utility easement on her property located at 953 S US Highway 69.

EXECUTIVE SESSION

The Council intends to enter closed session under exception code §551.072 for deliberations regarding real property.

The City Council reserves the right to meet in closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code, and Section 418.183(f) of the Texas Government Code (Texas Disaster Act).

I, the undersigned authority, do hereby certify that the Notice of Meeting was posted on the front entrance of City Hall of the City of Huntington, the bulletin board at the public Post Office, and on the City of Huntington's website, places convenient and readily accessible to the general public at all times. Said notice was posted on April 28, 2017 and remained so posted continuously for at least 72 hours prior to the scheduled time of said meeting.



Julie Davis, City Secretary

The City of Huntington encourages all citizens to participate in its governing body meetings. If anyone requires any special accommodation in order to participate due to a disability, please provide notice to the City Secretary at (936) 422-4195 at least 48 hours in advance of the meeting.

City Council

City of Huntington, Texas

Agenda Action Form

AGENDA DATE:	5/1/17	AGENDA ITEM NUMBER	1
AGENDA SUBJECT:	Discussion with possible action to adopt a resolution authorizing submission of an application to the Texas Department of Agriculture for a 2017 Texas Community Development Block Grant Program – Texas Capital Fund grant of up to \$750,000 to construct drainage, natural gas, water, sewer, and street improvements to benefit Denny Oil Company and which designates the Mayor as the City’s authorized signatory.		
PREPARED BY:	Julie Davis	Date	4/28/17
EXHIBITS:	Draft resolution and budget		
BUDGET IMPACT:	Amount Budgeted:		\$00.00
	Required Expenditure:		\$00.00
	Appropriation Required (If Necessary):		\$00.00

DESCRIPTION/JUSTIFICATION OF REQUESTED ACTION:

If approved for this grant, the City will be able to fund all the relocation of water, sewer and gas lines to accommodate the new Denny Oil development at the corner of Main Street and Highway 69, as well as upgrade drainage and perform other street improvements at this site.

CITY ADMINISTRATOR APPROVAL:

RECOMMENDED COUNCIL ACTION:

It is recommended that council approve the resolution authorizing submission of an application to the TxCDBG Texas Capital Fund grant for up to \$750,000 to construct drainage, natural gas, water, sewer, and street improvements to benefit Denny Oil Company and which designates the Mayor as the City’s authorized signatory.

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR FUNDING THROUGH THE TEXAS CAPITAL FUND FOR INFRASTRUCTURE IMPROVEMENTS.

BE IT RESOLVED by the City Council of the City of Huntington, Texas, as follows:

SECTION 1.

The City Council has reviewed and hereby approves an application for:

Item	Benefiting business	Use of funds	Amount
1.	Denny Oil Company	Public infrastructure: drainage, natural gas, water, sewer, and street improvements	
2.	Schaumburg & Polk, Inc.	Engineering Services	
3.	GrantWorks, Inc.	Administration Services	\$50,000
TOTAL GRANT REQUEST:			\$750,000

SECTION 2.

The City Council has reviewed and hereby agrees to comply with all assurances executed in connection with the application and, if funded, the award.

SECTION 3.

All funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, real property acquisition, and civil rights requirements.

SECTION 4.

The Mayor is hereby authorized and directed to act on the City's behalf in all matters pertaining to this application and, if funded, the award.

SECTION 5.

The City Council understands that there is no requirement of repayment for infrastructure funds in this award and, therefore, will not require the benefiting business (Denny Oil Company) to repay any Texas Capital Fund monies received for infrastructure activities in this project unless an agreement between the benefiting business and the City of Huntington provides otherwise.

PASSED AND ADOPTED at a meeting of the City Council of the City of Huntington, Angelina County, Texas, held on May 1, 2017.

ATTEST:

FRANK HARRIS, MAYOR

JULIE DAVIS, CITY SECRETARY

2017 Texas Capital Fund Program Project Information Sheet

- Program: Texas Capital Fund (Source of funds: Federal HUD dollars passed down through the Texas Department of Agriculture's Rural Economic Development division.) Awards of up to \$750,000 available all year. In addition, one \$1.5 million and two \$1 million "jumbo" awards also are available each year.
- Infrastructure: 100% grant to the City to extend utilities, drainage, or public access to a new development site to defray the cost a developer may be required to pay for access to services.
- Business Partner: **Denny Oil Company** will develop a new travel center with affiliated Whataburger restaurant.
- Grant Amount Request Determined by Number of Jobs That Business Will Create (Cost Per Job): **The application will request up to \$750,000 based on a request of an estimated \$18,750 per job for 40 full-time equivalent positions.** Jobs working 35 or more hours per week are considered full-time. Jobs working 20-34.9 hours per week are considered part-time. Two part-time positions can be combined to create one full-time equivalent.
- Match Requirement: Awards of \$750,000 or less require a dollar-for-dollar investment. The business is not required to contribute to the cost of the infrastructure, but must show investment in its operation. **Denny Oil Company will document the cost of acquiring its development site plus additional working capital expenditures for furnishings/figures/equipment and/or construction costs.**
- At least 51% of all "jobs" created must be filled by individuals who are of low to moderate income when they are hired. New **Denny Oil Company and Whataburger**, employees will be required to report their pre-hire total household income to determine low/mod status. 2017 income limits are shown below. These are adjusted annually.

<u>1 person</u>	<u>2 persons</u>	<u>3 persons</u>	<u>4 persons</u>	<u>5 persons</u>	<u>6 persons</u>	<u>7 persons</u>	<u>8 persons</u>
\$30,350	\$34,700	\$39,050	\$43,350	\$46,850	\$50,300	\$53,800	\$57,250

- Grant contract period is up to three years (36 months) during which (1) infrastructure will be installed, (2) business will commence operations, and (3) committed number of positions will be filled and/or retained. Project may be closed in fewer than 36 months if all three goals have been met.
- TCF Program recommends the benefitting business to provide a guarantee (liability guarantee) to cover any penalties resulting in business failure to create the required number of jobs and/or spend required cash match. The liability level is the cost per job amount (estimated at \$18,750). This guarantee will remain in place for the term of the contract.
- Immediate benefits to the City will be the creation of new full-time equivalent jobs as well as a new source of utility revenue and additional property and sales revenues.

City Council

City of Huntington, Texas

Agenda Action Form

AGENDA DATE:	5/1/17	AGENDA ITEM NUMBER	2
AGENDA SUBJECT:	Discussion with possible action to rescind prior Council action requiring that City credit cards remain locked in the City's safe and authorizing the issuance of two (2) additional cards.		
PREPARED BY:	Julie Davis	Date	4/28/17
EXHIBITS:	None		
BUDGET IMPACT:	Amount Budgeted:		\$00.00
	Required Expenditure:		\$00.00
	Appropriation Required (If Necessary):		\$00.00

DESCRIPTION/JUSTIFICATION OF REQUESTED ACTION:

In 2013 the City Council decreed that all City credit cards were to be taken from City personnel and kept locked in the City's safe to be checked out at the direction of the City secretary for approved use and returned with a receipt as soon as the single use was completed. This has created operational difficulties. Mr. Stewart is requesting that this action be rescinded and that he, along with the City Secretary, Police Chief and Public Works Director be allowed to keep a credit card in their possession for use in appropriate and necessary City business. Receipts will be returned on a daily basis to the City Secretary for use in tracking expenditures. This will require the issuance of two additional cards as the City presently has only three so that all four previously mentioned employees have a card at all times along with an additional card to be kept in the safe for use by other City employees on an as needed basis. Such card will be given out by the City Secretary and returned to her/him upon the completion of the transaction, along with a receipt of purchase.

CITY ADMINISTRATOR APPROVAL:

RECOMMENDED COUNCIL ACTION:

It is recommended that Council vote to rescind this previous action and authorize the issuance of two additional credit cards on the City's existing account with Texas State Bank.

City Council

City of Huntington, Texas

Agenda Action Form

AGENDA DATE:	5/1/17	AGENDA ITEM NUMBER	3
AGENDA SUBJECT:	Discussion with possible action to approve a settlement agreement with Sheryl Wallace regarding a utility easement on her property located at 989 S US Highway 69.		
PREPARED BY:	Julie Davis	Date	4/28/17
EXHIBITS:	None		
BUDGET IMPACT:	Amount Budgeted:		\$00.00
	Required Expenditure:		\$00.00
	Appropriation Required (If Necessary):		\$00.00

DESCRIPTION/JUSTIFICATION OF REQUESTED ACTION:

CITY ADMINISTRATOR APPROVAL: _____

RECOMMENDED COUNCIL ACTION:

City Council

City of Huntington, Texas

Agenda Action Form

AGENDA DATE:	5/1/17	AGENDA ITEM NUMBER	4
AGENDA SUBJECT:	Discussion with possible action to approve a settlement agreement with Sandra Gafford regarding a utility easement on her property located at 953 S US Highway 69.		
PREPARED BY:	Julie Davis	Date	4/28/17
EXHIBITS:	None		
BUDGET IMPACT:	Amount Budgeted:		\$00.00
	Required Expenditure:		\$00.00
	Appropriation Required (If Necessary):		\$00.00

DESCRIPTION/JUSTIFICATION OF REQUESTED ACTION:	
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CITY ADMINISTRATOR APPROVAL:	
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RECOMMENDED COUNCIL ACTION:	
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