

PROCLAMATION 1

FLAG DAY AND WEEK PROCLAMATION

WHEREAS, the Second Continental Congress adopted the American Flag on June 14, 1777; and

WHEREAS, June 14, 2023, marks 246 years of displaying our American Flag; and

WHEREAS, it is fitting and proper to officially recognize “Old Glory” as a symbol of hope, inspiration, and pride for the people of the United States and around the world; and

WHEREAS, in order to commemorate the adoption of our flag, on August 3, 1949, the Congress, by joint resolution, designated June 14 of each year as “Flag Day” and requested that the President issue an annual proclamation designating the week in which June 14 occurs as “National Flag Week” and call upon citizens of the United States to display the flag during that week; and

NOW, THEREFORE, I, Rachel Lumpee, by the power vested in me as Mayor of the City of Blanco, and on behalf of the City Council and Citizens of Blanco, do hereby proclaim the week of June 11-17, 2022, as

“NATIONAL FLAG WEEK”

in the City of Blanco, Texas and ask our citizens to reaffirm the ideals of our County by displaying our American Flag at their homes and throughout the Country.

**Given under my hand and seal this 16th day of
May 2023**



Rachel Lumpee, Mayor

PRESENTATION 1

**STAFF
CITY HALL**

**STAFF
POLICE
DEPARTMENT**

BLANCO POLICE DEPARTMENT MONTHLY STATISTICS 2023



January	February	March	April	May	June	July	August	September	October	November	December
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Crime Statistics													YTD
Major Crimes													
Assaults	1	2	2	2									7
Sexual Offenses	0	2	0	4									6
Other	0	0	0	0									0
Burglaries													
Residence	0	0	1	0									1
Vehicle	0	0	0	0									0
Business	1	1	0	0									2
Theft	0	0	1	3									4
Criminal Mischief	2	0	1	1									4
Alcohol Violations	2	4	5	3									14
Narcotics Violations	6	3	2	7									18
Arrests													
Individuals	6	9	10	11									36
Adult	5	6	10	11									32
Juvenile	1	3	0	0									4
Offenses	7	11	12	13									43
Felony	3	4	1	0									8
Misdemeanor	4	7	11	13									35
Filed by CID	3	6	8	0									17
Calls for Service													
Total Calls for Service	306	300	293	301									1200
Assist EMS	9	7	4	7									27
Assist Fire	2	4	2	2									10
Assist Other Agency	12	12	10	23									57
Assist Public	4	14	13	5									36
Accidents	7	7	8	5									27
Disturbances	7	10	11	4									32
Suspicious Activity	32	22	27	30									111
Alarms	3	7	8	8									26
Animal Calls	7	5	3	1									16
City Ordinance Viol.	1	1	0	1									3
Traffic Enforcement													
Citations	64	60	109	117									350
Warnings	194	155	145	221									715
Speeding	35	41	52	57									185
D.L. Violations	17	9	15	14									55
Registration	8	11	18	22									59
Insurance	6	5	7	6									24
Stop Sign/Light	0	1	4	3									8
Equipment	1	1	3	2									7
Other	9	3	16	13									41
Other													
Time Out of City	22	28	27	31									108
Record Requests	10	14	13	11									48
Golf Cart Permits	0	0	0	1									1
Home Watches	150	131	118	152									551

**CANVASSING OF GENERAL ELECTION
CANVASSING OF SPECIAL ELECTION
CITY OF BLANCO**

I, Rachel Lumpee, Mayor of City of Blanco, Texas met with the City of Blanco Council Members sitting as the canvassing board to canvass the general election of May 6, 2023, on Tuesday, May 16, 2023 at 6:00 PM at Byars Building, 308 Pecan Street, Blanco, Texas.

I certify that the figures on the tally sheets correspond with the figures on the returns.

Witness my hand this 16th day of May 2023.

Rachel Lumpee, Mayor
Presiding Officer of the Canvassing Authority

City of Blanco

Statistics

	TOTAL	Absentee	Early Voting	Election Day	Provisional
Registered Voters - Total	1,229				
Ballots Cast - Total	394	2	232	156	4
Ballots Cast - Blank	0	0	0	0	0
Voter Turnout - Total	32.06%				

Mayor Blanco

Vote For 1

	TOTAL	Absentee	Early Voting	Election Day	Provisional
Melissa Blackburn	190	1	101	88	0
Mike Arnold	202	1	131	66	4
Total Votes Cast	392	2	232	154	4
Contest Totals	394	2	232	156	4

Council Member Blanco

Vote For 2

	TOTAL	Absentee	Early Voting	Election Day	Provisional
Ryan Moses	235	1	137	93	4
Alison Lieser	174	0	109	61	4
Laura Swinson	184	1	106	77	0
Total Votes Cast	593	2	352	231	8
Contest Totals	788	4	464	312	8

Council Member Blanco

Vote For 1

	TOTAL	Absentee	Early Voting	Election Day	Provisional
Sarah Krippa	178	1	115	58	4
Keith J. McClellan	192	1	108	83	0
Total Votes Cast	370	2	223	141	4
Contest Totals	394	2	232	156	4

CONSENT
ITEM #1

**REGULAR MEETING AND PUBLIC HEARING
OF THE GOVERNING BODY OF
THE CITY OF BLANCO**

**Meeting Minutes
April 11, 2023**

A regular meeting and public hearing of the City Council, City of Blanco, Texas was held on April 11, 2023, at 6:00 pm at the Byars Building, 308 Pecan Street, Blanco, Texas.

The meeting was called to order at 6:00 pm by Mayor Lumpee, followed by roll call (Laurie Cassidy) announcing a quorum was present. The invocation was led by Pastor Carlos Cloyd, United Methodist Church. The Pledge of Allegiance was led by Mayor Lumpee. Council members present: Mayor Lumpee, Mayor Pro-Tem Barron, and Council Members McClellan, Thrailkill, Smith, and Swinson. .

City staff present: Warren Escovy, Laurie Cassidy, and Police Chief Scott Rubin.

Mayor Lumpee made the following announcements:

- Thank you to all those who participated in the annual Trash-Off event. It was another successful year!
- The City of Blanco remains on Stage 2 water restrictions.

Events around town:

- Live Oak Apartments' open house takes place on April 12 at 4 p.m.
- Old 300's Back 40 will have live music on April 12 from 6-8.
- The City of Blanco Highway 281 Task Force will have a Town Hall on Thur. April 13 which will focus on the historic preservation aspect. It will take place on the courthouse's second floor at 6 p.m. Doors will open at 5:30.
- Blanco Market Days will occur on April 15 from 9 to 4 on the Courthouse lawn. A toy swap will take place inside the courthouse from 9 to 1. The Blanco County Master Gardeners will have their annual plant sale at Market Days.
- Music in the Park at Yett Park will be on April 15 from 6-10, gates open at 5.
- The next reading between the wines will be on April 16 from 5:30 - 7 at GOTH.
- Texas Regional Bank Earth Day Expo takes place on April 21 from 9 to 7.
- Blanco County's Household Waste Collection Day is April 22 from 8 to 2 and is open to ALL Blanco citizens.
- Keep Blanco Beautiful, the Blanco Chamber, and the City will be hosting an Earth Day event on April 22 at Bindseil Park from 10:30- noon.
- Real Ale's 27th-anniversary celebration will be held on April 22 from noon to 6.
- The Buggy Barn's Old Time Gospel Singing event will be held on April 29 from 1-4.
- The Lavender Festival will be held June 9-11.
- On Oct. 14, 2023, there will be an annular solar eclipse. On April 8, 2024, there will be a total eclipse and the majority of Blanco County will be in the area of totality. We are less than a year away from the total solar eclipse! The Blanco County Eclipse Task Force is actively working to help prepare for these eclipses. More information can be found at Blancocountyeclipse.org.
- Lastly, I would like to recognize Mayor Pro Tem Connie Barron for her outstanding service to the community. This will be her last meeting and with that being said I would like to present her with this certificate of appreciation. It reads, "Connie Barron's dedication to the City of Blanco through her personal contributions, including her service as a council member and as Mayor Pro Tem these past two years has greatly benefited the City of Blanco and improved our quality of life." Thank you, Mayor Pro Tem Barron.

Announcement of a Notice of Public Meeting for Linebarger Goggan Blair & Sampson, LLP

Public Comments:

- Marcella Murrah, Blanco resident, spoke regarding item #13, she is against approval of Warren Escovy, City Administrator's contract extension.
- Justin Byars, resident at 63 Elm Street, spoke against item #13, the approval of extension of Warren Escovy, City Administrator's contract extension.
- Ryan Moses, resident at 400 14th Street, spoke on behalf of Historic Preservation Commission, regarding rock wall at Cranberries, bring to council, overlay, comprehensive master plan, agenda going forward, adopt design guidelines, applications for Historic Preservation Commission, open to new applicants, new flyers being printed for distribution.
- Wayne Gosnell, resident at 1374 River Run, spoke regarding Mayor Pro-Tem Connie Barron. He went on to recognize and thank Mrs. Barron for all the hard work she has done in Blanco including lobbying against the closure of Blanco state park, volunteering as President when Gem of the Hills was going to close, she keep it open and thriving, worked with KBB to preserve the city park, thespian area, Wild Woman Weekend, member of Planning & Zoning Commission, City Council, and distributed news of city happenings, Hill Country Alliance member, organized fundraising events.

Proclamations:

- Mayor Lumpee read the Denim Day Proclamation
- Mayor Lumpee read the Public Service Recognition Week Proclamation
- Mayor Lumpee read the National Historic Preservation Month Proclamation
- Mayor Lumpee read the Older Americans Month Proclamation

Presentation:

1. Libbey Aly, Blanco Chamber of Commerce, spoke about the upcoming Lavender Festival road closures at Pecan Street from 4th Street through to 2nd Street and 3rd Street from US Highway 281 to Pecan Street. The Chamber is requesting the roads be closed at 5:00 pm on Thursday, June 8 and remain closed until 4:00 pm on Sunday, June 11, 2023. Secondly, Ms. Aly gave a quarterly update on the Chamber HOT Funds.

Opened Public Hearing at 6:38 pm

Public Hearing:

1. Applicant/Owner First Baptist Church is requesting a Special Use Permit for an electronic sign in a GUI zone at 1200 4th Street, Property ID 17179, Abstract A0001, Survey 24 H. Eggleston.
 - Statement by Heinz Roesch, resident at 1049 Cielo Springs Drive, was read by Laurie Cassidy, City Secretary. Mr. Heinz urged Council to follow Planning & Zoning Commission's recommendation to approve the special use permit to allow First Baptist Church to install an electronic sign.

- Wayne Gosnell, resident at 1374 River Run, spoke regarding new business item #1 the approval of an electronic sign at First Baptist Church. He spoke regarding the history of the sign ordinance and asked does the council want to change the sign ordinance?
- Robby Robinson, resident at 1207 Cottonwood, spoke in favor of approval of the special use permit for an electronic sign at the First Baptist Church. He thanked Council for their service to the community. He raised his boys here, he cares about Blanco, the youth, and First Baptist Church. He is in favor of a good strong community with everyone working together for the common good and making smart, common sense decisions for the safety of all residents.

Closed Public Hearing at 6:45 pm.

Staff Presentations:

- City Hall, Warren Escovy, City Administrator discussed on going storm debris. The City will hire a contractor to complete one final debris pick up on Thursday. Pavement restoration started on Mesquite and is about 75% complete. Many of the streets are 40-50 years old. The Highway 281 Task Force will be holding a Town Hall meeting on April 13 at 5:30 pm to give updates on TxDOT relief route options (five routes for the City to choose from). Financial quarterly reports to be posted online tomorrow. Thank you to the current council.
- Police Department, Chief Rubin presented the March Monthly Report. He said the last two officers hired are in training and doing well.
- Inframark, Damon Berryman presented the annual report which included noteworthy events, discussion of annual Trash-Off, equipment and facilities, wastewater operations YTD, Water Operations, Collection and Distribution, special thanks to the CIAMAC group, Irrigation Operations, Health and Safety, and Community Involvement.

Consent Agenda: *The following items may be acted upon in one motion.* No separate discussion or action is necessary unless requested by the Mayor or a Council Member, in which those items will be pulled for separate consideration.

1. Approval of Minutes from the March 7, 2023, Special Meeting.
2. Approval of Minutes from the March 14, 2023, Regular Meeting and Public Hearing.
3. Approval of Resolution 2023-R-0__TBD Declaring Certain Personal Property Surplus and Authorizing Sale (Police Department).

A motion was made by Council Member Smith to approve the consent agenda items 1-3 as presented, and move item 4 to New Business, seconded by Council Member McClellan, all in favor, motion carried unanimously.

Old Business: Consider, discuss, and take appropriate action on the following:

1. Consideration Discussion and Take Possible Action on Approval of Special Use Permit for a C1 Zoning for 808 Main Street (Owner: Roi Biton). Warren Escovy said Table 4.2 of the UDC requires that a special use permit be approved by City Council to have vehicle sales or rentals in the C-1 district. Planning & Zoning recommended disapproval due to all additional requested information not being provided. Staff recommends following Planning & Zoning's recommendation to disapprove request until additional information is provided. Council Member Smith requested the owner obtain the additional information requested and come back for approval of the special use permit. **A motion was made by Council Member Thraikill to disapprove the Special Use Permit for a C1 Zoning at 808 Main Street, seconded by Mayor Pro-Tem Barron all in favor, motion carried unanimously.**

New Business: Consider, discuss, and take appropriate action on the following:

1. Consideration, Discussion, and Take Possible Action on Approval of Special Use Permit for an electronic sign in a GUI zone for 1200 4th Street (Owner: First Baptist Church). Warren Escovy said staff recommends approval. Planning& Zoning Commission requests approval with diming of light on sign. Eric Car, represents First Baptist Church and supports the Dark Sky ordinance, said the sign has a black background, can control and dim light, no scrolling messages, simple letter messages, no movement. The church is willing to comply with hours limitations and would be using the existing concrete base and structure. Council had large discussion **A motion was made by Council Member Smith to include turning the sign off from sunset to sunrise, no scrolling allowed, change no more than once per day, 50% stays static, brightness requirement by City ordinance be reduced to gray placard and post copy of these conditions, seconded by Council Member Swinson, motion failed, 2-3 with Mayor Pro-Tem Barron, and Council Members Thraikill and McClellan opposed.**
2. Consideration, Discussion, and Take Possible Action on Approval of Resolution 2023-R-0__TBD adding an honorary name to 3rd Street, by the addition of the name "Nelson Way" and directing the City Administrator to take steps to obtain and affix an appropriate honorary sign. Council Member Thraikill said his favorite memory was the pickers circle and Nelson's music. Unique to Blanco.
 - Mike Barnes, spoke in favor of new business item #2. He urged the council to adopt approval of this sign. He went on to say that Mr. Nelson was a fixture in this community.
 - Martha Gosnell spoke concerning the issue with the confusion created by the change of a street name and was reassured that this will just be an honorary sign placed below the street name sign and not a replacement of the actual street name.

A motion was made by Mayor Pro-Tem Barron to adopt Resolution 2023-R-00x adding an honorary name to 3rd Street, by the addition of the name "Nelson Way", seconded by Council Member Smith, all in favor, motion carried unanimously.

3. Consideration, Discussion, and Take Possible action on Approval of a Collection Contract with Linebarger Goggan Blair & Sampson, LLP to Collect Delinquent Municipal Court Fines and Fees Pursuant to Article 103.0031 Texas Code of Criminal Procedure. Attorney Tim Tuggey combined items 3-5 and said they can be approved in one motion.
4. Consideration, Discussion, and Take Possible Action to Adopt Resolution 2023-R-0__TBD Authorizing Municipal Court to Add a 30% Collection Fee Pursuant to Article 103.0031 Texas Code of Criminal Procedure.

5. Consideration, Discussion, and Take Possible Action to Adopt Memorandum Approving Contract with Linebarger Goggan Blair & Sampson LLP, i.e., Adopt the “Action Approving Contract” 2019 TX Gov code requirements so we are all in compliance. **A motion was made by Council Member Thraikill to approve New Business items 3, 4, and 5, seconded by Council Member Smith, all in favor motion carried unanimously.**
6. Consideration, Discussion, and Take Possible Action on Approval of an Ordinance Authorizing the Issuance of City of Blanco, Texas Limited Tax Note, Series 2023; Approving a Paying Agent/Registrar Agreement; Prescribing the Form of the Note; Levying an Ad Valorem Tax to Pay the Note; Awarding the Sale Thereof; and Enacting Other Provisions Relating Thereto. Warren Escovy, City Administrator introduced Craig Cunningham, city financial advisor spoke and explained the need for the tax note is to provide capital to fund the design and construction of a new wastewater lift station. City received three bids and Amegy Bank is recommended to be awarded the contract. This is a seven year note with no payments being due the first year and interest only the second year. Note can be refinanced later to finance for the life of the lift station. Council discussed **A motion was made by Council Member Thraikill to approve Ordinance Authorizing the Issuance of City of Blanco, Texas Limited Tax Note, Series 2023; Approving a Paying Agent/Registrar Agreement; Prescribing the Form of the Note; Levying an Ad Valorem Tax to Pay the Note; Awarding the Sale Thereof; and Enacting Other Provisions Relating Thereto, seconded by Mayor Pro-Tem Barron, motion carried 4-0 with Council Member Smith abstained from the vote.**
7. Consideration, Discussion, and Take Possible Action On Amendment To City of Blanco Code of Ordinances Section 2.10.001, to provide for additions to future City Council meeting agenda(s) by written and joint request of any two City Council members. Attorney Tuggey said this is a standard operating procedure, recommends approval. **A motion was made by Mayor Pro-Tem Barron to approve amendment to City of Blanco Code of Ordinances Section 2.10.001, to provide for additions to future City Council meeting agenda(s) by written and joint request of any two City Council members, seconded by Council Member McClellan, all in favor motion carried unanimously.**
8. Consideration, Discussion, and Take Possible Action on Approval of HR Green Work Order for Project GIS Water Utility Mapping at a cost Not to Exceed \$19,650. Warren Escovy said the CIAMAC has been working on updating our GIS system to better improve our city and this is the last piece needed to continue work of CIAMAC committee. **A motion was made by Council Member Thraikill to approve the HR Green Work Order for Project GIS Water Utility Mapping at a cost Not to Exceed \$19,650, seconded by Mayor Pro-Tem Barron, all in favor, motion carried unanimously.**
9. Consideration, Discussion, and Take Possible Action on Approval of New Commissioner, to fill Unexpired Term on the Planning & Zoning Commission. The council discussed three applicants which included Andrew Forsberg, Dan Murrah, and Barnaby Cox. They thanked all the applicants who applied. **A motion was made by Council Member Thraikill to appoint Andrew Forsberg to fill the unexpired, vacant position on the Planning & Zoning Commission until June 30, 2023, seconded by Council member Smith, motion carried 3-2 with Council Members Swinson and McClellan opposed.**

10. Consideration, Discussion, and Take Possible Action on Approval of WWTP Agriculture Land Lease Agreement between the City of Blanco and Buddy R. Guinn. Warren Escovy, City Administrator spoke in favor of approval of renewal of three year contract. Mr. Guinn has worked with the City to meet our goals and has changed his planting to meet city goals. **A motion was made by Mayor Pro-Tem Barron to approve WWTP Agriculture Land Lease Agreement between the City of Blanco and Buddy R. Guinn, seconded by Council Member Smith, all in favor, motion carried unanimously.**
11. Consideration, Discussion, and Take Possible Action on Approval of Street Closures and use of Byars Building for Lavender Festival (June 9-11, 2023), Chamber of Commerce. Only need approval of street closures, not the use of the Byars Building. The street closures requested include Pecan Street; from 4th Street thru to 2nd Street and 3rd Street from US 281 to Pecan Street effective at 5:00 pm on Thursday, June 8 and remain closed until 4:00 pm on Sunday, June 11, 2023. **A motion was made by Council Member Smith to approve the Blanco Chamber's street closure requests for Lavender Fest, for the dates June 9-11, 2023 seconded by Council Member Swinson, all in favor motion carried unanimously.**
12. Consideration, Discussion, and Take Possible Action on Approval of Resolution 2023-R-0___ supporting City of Blanco's application to the Texas Department of Transportation's 2023 Transportation Alternatives Set-Aside (TA) Call For Projects (Council Member Laura Swinson). Warren Escovy said the city has discovered that in order to be approved for these grants we need a transportation development plan and they usually come at a great expense. Council Member Swinson added that usually TxDOT only funds construction grants but since there is money from the federal government for infrastructure this year they are funding plans. Usually there is a 20% match by the city but we qualify for a transportation credit so this grant will be at no cost to city as long as we don't go over our proposed budget. **A motion was made by Council Member Swinson to approve Resolution 2023-R-005 supporting City of Blanco's application to the Texas Department of Transportation's 2023 Transportation Alternatives Set-Aside (TA) Call For Projects, seconded by Mayor Pro-Tem Barron, all in favor, motion carried unanimously.**
13. Consideration, Discussion and Take Possible Action on Amendment, Modification or Extension of Existing Employment Contract with City Administrator. **Table for discussion in executive session – No Action Taken.**
14. Approval of Contract between the City of Blanco and Texas Regional Bank to Secure Interest Rate of 3.15% on all Accounts Through December 31, 2023. Bank is asking for commitment until December 31, 2022 on item. **A motion was made by Council Member Smith to Table item, seconded by Mayor Pro-Tem Barron, all in favor, motion carried unanimously.**

Closed regular meeting at 8:15 pm and convened into executive session.

Executive Session in accordance with Texas Government Code: in accordance with the authority contained in the Texas Government Code, Sections 551.071, 551.072, and 551.074.

1. Texas Government Code Section 551.074 (Personnel Matters) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of City Administrator.
2. Texas Government Code Sections 551.071 (Consultation with City Attorney), 551.072 (Real Estate) and Section 1.05, Texas Disciplinary Rules of Professional Conduct; Confer with City Attorney regarding Pharr Paradise Utility Easement Agreement.
3. Texas Government Code Section 551.071 (Consultation with City Attorney) and Section 1.05, Texas Disciplinary Rules of Professional Conduct. Confer with City Attorney regarding legal issues associated with the Water Treatment Plant Project; Bids, Contract. Award, and Notice to Proceed.
4. Texas Government Code Section 551.071 (Consultation with City Attorney), and Section 1.05, Texas Disciplinary Rules of Professional Conduct; Confer with City Attorney regarding TCEQ TPDES Permit and related issues.
5. Texas Government Code Section 551.071 (Consultation with City Attorney), and Section 1.05, Texas Disciplinary Rules of Professional Conduct; Confer with City Attorney regarding Titan Milling Contract Discussion.

Closed executive session at 10:02 pm and convened into regular meeting.

Items 1-5: No Action Taken

Adjournment:

A motion was made by Council Member Smith to adjourn the meeting, seconded by Mayor Pro-Tem Barron, all in favor.

The meeting was adjourned at 10:03 pm.

Respectfully submitted,

Rachel Lumpee, Mayor

ATTEST:

Laurie A. Cassidy, City Secretary

These minutes were approved on the _____ day of _____, 2023.

CONSENT
ITEM #2

**SPECIAL MEETING
OF THE GOVERNING BODY OF
THE CITY OF BLANCO**

**Meeting Minutes
April 26, 2023**

A special meeting of the City Council, City of Blanco, Texas was held on April 26, 2023, at 10:00 am at the Byars Building, 308 Pecan Street, Blanco, Texas.

The meeting was called to order at 10:00 am by Mayor Lumpee, followed by roll call (Laurie Cassidy) announcing a quorum was present. The Pledge of Allegiance was led by Mayor Lumpee. Council members present: Mayor Lumpee, and Council Members Thrailkill, Smith, and Swinson. . Mayor Pro-Tem Barron and Council Member McClellan were absent.

City staff present: Warren Escovy, Laurie Cassidy, and Police Chief Scott Rubin.

Mayor Lumpee made the following announcements:

- Last full meeting as Mayor, thank you to everyone!

Public Comments:

- Alison Lieser, resident at 1519 Mesquite, spoke asking why a special meeting and why the draft drought contingency plan was not part of the agenda packet. The community does not know what the changes are, special meeting not clear, the community has questions.
- Retta Martin, resident at 302 4th Street read a message from Ryan Moses regarding the rock wall. Thank you and please vote in support of this item. Regarding the agenda item, water conservation plan, think deeply of what we are trying to accomplish. Ms. Martin commented on rock wall sharing that lots of studies on the flooding have been done and asked if we need another study?
- Candy Cargill, resident at 1605 Pany, spoke regarding rushed special meeting. Stated that complete information was not distributed online. Corp of Engineers is a want not a need. Needs are water, sewer, streets. Thank you for the water conservation plan, UDC needs to be updated as well.
- John Benham, resident at 518 3rd Street, spoke regarding streets, potholes, third street, interest in Uptown Blanco, and said waste of water needs to be addressed. Entire city streets and infrastructure are a disaster. Sidewalks have been installed but are not highly utilized. He also expressed his frustration at not being able to get a hold of anyone at city hall.

New Business: Consider, discuss, and take appropriate action on the following:

1. Consideration, Discussion, and Take Possible Action Regarding Hot Funds Distribution to the Chamber of Commerce. The HOT funds committee has been working on this for the past few months. The current council is reviewing this because they are the ones who have been working on this. There is about \$100,000 in funds that the committee is trying to distribute. Need a plan to spend current funds. Mayor suggested spending \$22,000 to go toward way finder signs, kiosk, events and HPO. This is the third party funds.

Requester can apply for funds two times per year. There is a process to apply, make sure request meets the code, and once the funds are approved and spent, lastly need receipt of amount spent. The Chamber in the past has had town hall to explain the process. It is important to know what you can and cannot do with the funds. Important to plan ahead for all events. Council Member Swinson was concerned with denial of request and recourse back to Council for appeal. Libbey Aly with the Blanco Chamber said 90% of requests are approved, it is based on the law. **A motion was made by Council Member Smith to approve \$22,000 of the non-allocated funds, does not want the City to allocate the funds, keep that duty with the Blanco Chamber, seconded by Council Member Thrailkill, all in favor, motion carried unanimously.**

2. Consideration, Discussion and Take Possible Action to Authorize the Mayor to Submit Request for Feasibility Study and Related Assistance from the US Army Corps of Engineers, relating to Flood and Erosion Control. Warren spoke, saying all that is being requested at this time is to move forward with the grant request. The project will come back to Council before any funds are spent. The Corp will review the plans. Swinson said this is an important issue to be reviewed. **A motion was made by Council Member Thrailkill to submit Request for Feasibility Study and Related Assistance from the US Army Corps of Engineers, relating to Flood and Erosion Control, seconded by Council Member Swinson, all in favor, motion carried unanimously.**
3. Consideration, Discussion, and Take Possible Action on Approval of Ordinance 2023-O-006 Water Conservation Plan. Warren explained the citizens why's. This is an updated plan to the 2017 plan. We have a water PIF that requires an update. We have a new engineer. Bill M said he can push the Class C Mis. Does not need a \$\$ amount, cap at \$500. The City Engineer requested this item but did not provide it. **A motion was made by Council Member Smith to table item, approval of Ordinance 2023-O-006 Water Conservation plan, seconded by Council Member Swinson, all in favor, motion carried unanimously.**

4. Adjournment:

A motion was made by Council Member Thrailkill to adjourn the meeting, seconded by Council Member Smith, all in favor.

The meeting was adjourned at 10:38 am.

Respectfully submitted,

Rachel Lumpee, Mayor

ATTEST:

Laurie A. Cassidy, TRMC
City Secretary

These minutes were approved on the _____ day of _____, 2023.

CONSENT
ITEM #3

CITY OF BLANCO, TEXAS

GENERAL ELECTION CANVASS OF RETURNS

ORDINANCE NO. 2023-O-007

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLANCO, TEXAS, CANVASSING RETURNS AND DECLARING RESULTS OF THE GENERAL ELECTION, HELD ON MAY 6, 2023, FOR THE PURPOSE OF ELECTING ONE MAYOR AND TWO (2) CITY COUNCIL MEMBERS.

WHEREAS, On February 7, 2023, the City Council ordered that a General Election, , be held on the 6th day of May 2023, for the purpose of electing one Mayor and two (2) City Council Members; and

WHEREAS, Notice of this election was duly published in the Blanco County News on April 12, 2023, and a copy of the notice was posted at City Hall; and

WHEREAS, This election was duly and legally held on May 6, 2023, in conformity with the election laws of the State of Texas, and the results of the election have been certified and returned by the proper judges and clerks; and

WHEREAS, It appears to the Council, and the Council finds, that the election was in all aspects lawfully held; and

WHEREAS, It appears to the Council, and the Council finds, that the tabulation of the results of the election is correct.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLANCO, TEXAS THAT:

SECTION 1. The General Election of May 6, 2023, was duly called, notice of the said election was given and was held in accordance with the law.

SECTION 2. The tabulation of votes cast in the General Election held on May 6, 2023, for the purpose of electing one Mayor and two (2) City Council Members, a copy of which is attached to and made a part of this ordinance is adopted as the official tabulation of the votes cast at the election, and the tabulation will be filed and recorded in the official records of the City of Blanco, as the official canvass of the election.

SECTION 3. The official canvass of the returns of the election reflects the following:

A. For the position of one (1) Mayor, the following candidates received votes as follows:

	<u>Votes Cast</u>
Melissa Blackburn	190
Mike Arnold	202

B. From said returns, duly and legally made, that there were 392 votes cast, which are valid legal votes and 394 ballots cast.

C. For the positions of two (2) City Council Members, the following candidates received votes as follows:

	<u>Votes Cast</u>
Ryan Moses	235
Alison Lieser	174
Laura Swinson	184

D. From said returns, duly and legally made, that there were 593 votes cast, which are valid legal votes and 394 ballots cast.

SECTION 4. From said returns, the candidate receiving the top highest votes cast in said election, the following candidate is duly elected as Mayor for the City of Blanco, Texas:

MIKE ARNOLD

The candidates receiving the top highest votes cast in said election, the following candidates are duly elected as Council Members for the City of Blanco, Texas

RYAN MOSES
LAURA SWINSON

The above-named persons hereby are duly elected at said election shall take their respective offices upon their qualification therefore, as provided by the laws of the State of Texas.

SECTION 5. The Mayor of the City of Blanco is authorized to execute, and the City Secretary is authorized to attest this Ordinance on behalf of the City Council. The Mayor is further authorized to do all other things legal and necessary in connection with the holding and consummation of the Election.

SECTION 6. This Ordinance is effective immediately upon its passage and approval.

SECTION 7. A quorum of the City Council was present at the meeting at which this Ordinance was adopted. The meeting was open to the public and public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED & APPROVED this, the ____ day of May, 2023, by a vote of ____ *ayes*, ____ *nays*, ____ *abstentions* of the City Council of the City of Blanco, Texas.

Rachel Lumpee, Mayor

ATTEST:

Laurie Cassidy, City Secretary

CONSENT

ITEM #4

CITY OF BLANCO, TEXAS

SPECIAL ELECTION CANVASS OF RETURNS

ORDINANCE NO. 2023-O-008

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLANCO, TEXAS, CANVASSING RETURNS AND DECLARING RESULTS OF THE SPECIAL ELECTION, HELD ON MAY 6, 2023, FOR THE PURPOSE OF ELECTING ONE (1) CITY COUNCIL MEMBER TO FILL UNEXPIRED TERM.

WHEREAS, On February 14, 2023, the City Council ordered that a Special Election, , be held on the 6th day of May 2023, for the purpose of electing one (1) City Council Member to fill unexpired term; and

WHEREAS, Notice of this election was duly published in the Blanco County News on April 12, 2023, and a copy of the notice was posted at City Hall; and

WHEREAS, This election was duly and legally held on May 6, 2023, in conformity with the election laws of the State of Texas, and the results of the election have been certified and returned by the proper judges and clerks; and

WHEREAS, It appears to the Council, and the Council finds, that the election was in all aspects lawfully held; and

WHEREAS, It appears to the Council, and the Council finds, that the tabulation of the results of the election is correct.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLANCO, TEXAS THAT:

SECTION 1. The Special Election of May 6, 2023, was duly called, notice of the said election was given and was held in accordance with the law.

SECTION 2. The tabulation of votes cast in the Special Election held on May 6, 2023, for the purpose of electing one (1) City Council Member to fill unexpired term, a copy of which is attached to and made a part of this ordinance is adopted as the official tabulation of the votes cast at the election, and the tabulation will be filed and recorded in the official records of the City of Blanco, as the official canvass of the election.

SECTION 3. The official canvass of the returns of the election reflects the following:

A. For the position of one (1) City Council Member, the following candidates received votes as follows:

	<u>Votes Cast</u>
Sarah Knippa	178
Keith J. McClellan	192

B. From said returns, duly and legally made, there were 370 votes cast, which are valid legal votes and 394 ballots cast.

SECTION 4. From said returns, the candidate receiving the top highest votes cast in said election, the following candidate is duly elected as Council Member for the City of Blanco, Texas:

KEITH J. MCCLELLAN

The above-named person hereby is duly elected at said election shall take his respective office upon his qualification therefore, as provided by the laws of the State of Texas.

SECTION 5. The Mayor of the City of Blanco is authorized to execute, and the City Secretary is authorized to attest this Ordinance on behalf of the City Council. The Mayor is further authorized to do all other things legal and necessary in connection with the holding and consummation of the Election.

SECTION 6. This Ordinance is effective immediately upon its passage and approval.

SECTION 7. A quorum of the City Council was present at the meeting at which this Ordinance was adopted. The meeting was open to the public and public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED & APPROVED this, the ___ day of May, 2023, by a vote of ___ *ayes*, ___ *nays*, ___ *abstentions* of the City Council of the City of Blanco, Texas.

Rachel Lumpee, Mayor

ATTEST:

Laurie Cassidy, City Secretary

CONSENT

ITEM #5



APPOINTMENT FORM - GENERAL ASSEMBLY REPRESENTATIVE CAPITAL AREA COUNCIL OF GOVERNMENTS

The governing bodies of CAPCOG's members designate General Assembly representatives.

Counties: Official appointments are made at Commissioners Court.
Cities, Towns, Villages: Official appointments are made at City Council meetings.
Organizations: Official appointments are made by the Board or other governing body.

PLEASE COMPLETE THE FOLLOWING SECTION

Governing Body:

- County Commissioners Court (e.g., Travis County Commissioners Court)
- OR-
- City Council (e.g., Austin City Council)
- OR-
- Other (Board or other governing body)

City, County, or Organization being represented

City of Blanco

Mayor

Name of Representative

Position

Mike Arnold

Address

P.O. Box 750, Blanco, Texas 78606

City, Zip Code

830-833-4525

830-833-4121

Telephone Number

Fax Number

mayor@cityofblancotx.gov

Email address (*General Assembly Reps. will be subscribed to the CAPCOG Connections, Training, & Data Points email lists*)

Check One:

- Reappointment
- Filling Vacancy
- Changing Representative

Mayor Rachel Lumpee

Name of Previous Representative

I confirm our governing body appointed the above individual to serve as a CAPCOG General Assembly Representative for the above entity on May 16, 2023.

Date of Meeting

Signature of Chief Elected Official/Chair of Governing Board

Date

Please fax this form to 512-916-6001 or email it to dbrea@capcog.org. For questions about completing this form, call Deborah Brea at 512-916-6018.

CONSENT

ITEM #6

RESOLUTION NO. 2023-R-006

**A RESOLUTION RENEWING THE APPOINTMENT OF
THE PRESIDING JUDGE OF THE BLANCO MUNICIPAL
COURT OF THE CITY OF BLANCO, TEXAS.**

WHEREAS, the City of Blanco, Texas ("City") is a General Law municipality located in Blanco County, and created in accordance with State Law;

WHEREAS, the City of Blanco has established a Municipal Court governed by Government Code Chapter 29;

WHEREAS, the current Presiding Municipal Court Judge's term expired on June 11, 2023; and

WHEREAS, the City Council of the City of Blanco desires to re-appoint the Presiding Judge of the Municipal Court of Blanco, Texas;

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLANCO,
BLANCO COUNTY, TEXAS AS FOLLOWS:**

The City Council specifically finds and determines that Matt Burns is qualified to serve as the Blanco Municipal Court Presiding Judge.

Therefore, the City Council hereby reappoints Matt Burns as the Presiding Judge of the Municipal Court of the City of Blanco for a two-year term which commences on June 10, 2023 and for so long thereafter until his reappointment or until his successor is appointed and qualified.

PASSED, APPROVED, AND ADOPTED on this the ____ day of _____, 2023, by a vote of ___ Ayes, ___ Nays, and ___ Abstentions of the City Council of the City of Blanco, Texas.

CITY OF BLANCO, TEXAS

Rachel Lumpee, Mayor

ATTEST:

Laurie Cassidy, City Secretary

CONSENT

ITEM #7

Application Filing and Authorized Representative Resolution

A RESOLUTION by the City Council of the City of Blanco, Texas requesting financial assistance from the Texas Water Development Board; authorizing the filing of an application for assistance; and making certain findings in connection therewith.

BE IT RESOLVED BY THE City Council OF THE City of Blanco, Texas :

SECTION 1: That an application is hereby approved and authorized to be filed with the Texas Water Development Board seeking financial assistance in an amount not to exceed \$ \$ 3,915,000.00 to provide for the costs of City of Blanco Water System Improvements.

SECTION 2: That Warren Escovy, Blanco City Administrator be and is hereby designated the authorized representative of the City of Blanco, Texas for purposes of furnishing such information and executing such documents as may be required in connection with the preparation and filing of such application for financial assistance and the rules of the Texas Water Development Board.

SECTION 3: That the following firms and individuals are hereby authorized and directed to aid and assist in the preparation and submission of such application and appear on behalf of and represent the City of Blanco, Texas before any hearing held by the Texas Water Development Board on such application, to wit:

Financial Advisor: Craig R. Cunningham
D.A. Davidson & Co.

Engineer: William B. Moriarty P.E.
Moriarty & Assoc. LLC.

Bond Counsel: _____

PASSED AND APPROVED, this the _____ day of _____, 20____.

ATTEST: _____

By: _____

(Seal)

CONSENT

ITEM #8

Application Resolution - Certificate of Secretary

THE STATE OF TEXAS §
COUNTY OF Blanco §
APPLICANT City of Blanco §

I, the undersigned, Secretary of the City of Blanco Texas,
DO HEREBY CERTIFY as follows:

1. That on the 16 day of May, 2023, a regular special meeting of the City of Blanco City Council was held; the duly constituted members of the City Council being as follows:

_____ all of whom were present at the meeting, except the following:

_____ Among other business considered at the meeting, the attached resolution entitled:

"A RESOLUTION by the City Council of the City of Blanco requesting financial participation from the Texas Water Development Board; authorizing the filing of an application for financial participation; and making certain findings in connection therewith."

was introduced and submitted to the Blanco City Council for passage and adoption. After presentation and consideration of the resolution, and upon a motion made by _____ and seconded by _____, the resolution was passed and adopted by the _____ by the following vote:

_____ voted "For" _____ voted "Against" _____ abstained

all as shown in the official minutes of the _____ for this meeting.

2. That the attached resolution is a true and correct copy of the original on file in the official records of the City of Blanco; the qualified and acting members of the Blanco City Council on the date of this meeting are those persons shown above and, according to the records of my office, advance notice of the time, place, and purpose of meeting was given to each member of the Blanco City Council; and that the meeting, and the deliberations of the public business described above, was open to the public and written notice of the meeting, including the subject of the resolution described above, was posted and given in advance of the meeting in compliance with the provisions of Chapter 551 of the Texas Government Code.

IN WITNESS WHEREOF, I have signed my name and affixed the seal of the _____, this the _____ day of _____, 20____.

Secretary

(SEAL)

OLD BUSINESS

ITEM #1



City of Blanco

P.O. Box 750 Blanco, Texas 78606
Office 830-833-4525 Fax 830-833-4121

Consent

Request to be placed on City Council Agenda:

I, Sasha Ricks request to be placed on the Agenda of the City Council Regular Meeting of April 11th 2023 (insert date of meeting).

Agenda Topic/Concern:

Texas Regional Bank gave us an interest of 3.15% on our accounts until the end of the year and would like us to sign a contract.

Introduction/Background:

Currently we were not receiving a good interest rate, but I negotiated and got us 3.15% until the end of the year

Policy Analysis/Benefit(s) To Citizens:

We are getting a great rate on interest for 3.15% until the end of the year.

Long Term Financial & Budget Impact:

We will receive 3.15% over the next 10 months on our accounts in Texas Regional.

Recommendation/Proposed Motion:

I recommend we sign the contract with Texas Regional to help get more money from interest in our accounts.

I agree that the information must be submitted to the City Secretary no later than 5:00 pm Tuesday before the meeting date.



TEXAS REGIONAL BANK

DEPOSITORY CONTRACT

WHEREAS, **Texas Regional Bank** (BANK) has submitted its application to the **City of Blanco** (CITY) to serve as DEPOSITORY and CITY wishes and desires BANK to serve as its DEPOSITORY.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS: That, each of the Parties hereto, for and in consideration of the mutual covenants herein by each of said Parties to be performed, hereby agree as follows:

I. GENERAL OBLIGATIONS

1.01 BANK shall act as CITY'S DEPOSITORY beginning January 3, 2020 ("Commencement Date") Until December 31,2023 Upon request to CITY, the BANK may allow CITY the option to extend this Depository Contract for three (3) additional one (1) year term, and thereafter, until such time as either party at its sole discretion desires to terminate this Depository Contract. CITY shall give BANK written notice of the CITY'S desire to exercise such option to extend this Depository Contract no later than sixty (60) days prior to what would otherwise be the expiration of this Depository Contract. The BANK will respond to the CITY'S request within 5 business days.

1.02 BANK agrees to act as CITY DEPOSITORY and to keep and disburse all funds coming into its hands as such DEPOSITORY and to faithfully perform its duties thereunder and as required by law for such DEPOSITORY.

1.03 CITY hereby obligates itself during the period of this Contract, or any extensions hereof, to deposit with BANK transaction account funds and monies of the CITY, held by CITY to the extent such funds are guaranteed by the Federal Deposit Insurance Corporation or are secured by BANK in accordance with Paragraph (2.01) hereof. CITY reserves the right to deposit its funds in such amounts as it sees fit in either demand accounts or time accounts. CITY further reserves the right to invest the proceeds of any CITY monies from tax levy or federal funds during the term hereof in any banking facility of BANK or account offered by BANK as determined in the sole discretion of CITY.

II. SECURITY FOR DEPOSITS

2.01 All deposits made by CITY in BANK except to the extent said deposits are guaranteed by the Federal Deposit Insurance Corporation, shall be secured and guaranteed by a pledge to CITY of the securities authorized and, in the manner, required therein and according to the Resolution adopted by CITY approving this Contract and with a market value equal to one hundred (102%) of the amount of such deposits, plus accrued interest thereon as follows:

- (A) Direct obligations of the US Treasury:
- (B) Government sponsored agency securities or obligations, such as FNMA, FHLB, FHLMC, FFCB, or SLMA, or
- (C) General or special obligations issued by a public agency (approved by the Attorney General of Texas) or a political subdivision; and payable from taxes, revenue or both; provided however, any such obligation shall have an "A" rating or better as issued by Moody's Investment Services, Inc. or an equivalent rating equal to or better from Standard and Poor's Rating Service.
- (D) Federal Home Loan Bank of Dallas Letter of Credit (LOC) for public entity deposit, pledged and acceptable to CITY.

2.02 The Pledge Securities and/or LOC are pledged against deposits plus interest accrued at BANK and ownership shall be retained by BANK unless and until the following events occur:

- (A) The Banking Commissioner for the State of Texas declares BANK to be insolvent or otherwise to be in default so as to prevent CITY from withdrawing any or all of its deposits.
- (B) The Administrator of the Federal Deposit Insurance Corporation or his duly authorized representative declares formal action against BANK declaring such BANK insolvent or otherwise under default so as to prevent CITY from withdrawing any or all of its deposits.

Upon either of such events, the securities shall become property of CITY without further action in the amounts equal to such deposits plus accrued interest only. The securities shall be deposited at a Federal Reserve Bank, a Federal Home Loan Bank or BANK's correspondent bank as evidenced by joint safekeeping receipt.

If the Bank shall desire to sell or otherwise dispose of any one or more of said securities so deposited with the BANK's current Safekeeping Agent, Federal Home Loan Bank, Dallas, with the advance written approval of the CITY it may substitute for any one or more of such securities other securities of the same market value and of the character authorized herein. Such right of substitution shall remain in full force and may be exercised by the BANK as often as it may desire; provided however, that the aggregate market value of all collateral pledged hereunder, shall be at least equal to the amount of collateral required hereunder. BANK will be responsible for maintaining the collateral and the required margin at all times and will provide monthly report to CITY of the collateral including security description, par amount, CUSIP, and market value.

2.03 CITY and BANK agree to comply with the provisions of TEXAS GOVERNMENT CODE Chapters 2256 and 2257. This Contract and the payment of interest as herein provided shall be subject to the rules and regulations promulgated by the Board of Governors of the Federal Reserve System and the Board of Directors of the Federal Deposit Insurance Corporation, as now in existence or may hereinafter be amended or supplemented.

III. Accounts

3.01 Transaction Accounts. BANK will maintain custody of CITY designated funds in Transaction (Checking) Accounts on behalf of CITY. The type of Transaction Account available is Regular Business Checking Account. At the CITY'S sole discretion, the number of accounts required may change throughout the term of the contract. Temporary overdrafts of less than **24** hours, or one business day, in individual accounts may occur without penalty or service charge to CITY as long as the aggregate funds in all other non-restricted accounts are in amounts sufficient to meet the overdraft and BANK's minimum compensating balance. Any overdrafts beyond existing non-restricted balances will be billed monthly at the per item fee amount.

Texas Regional Bank will pay an interest equal to 3.15% Fixed on all interest bearing accounts.

3.02 Money Market Accounts. BANK will maintain custody of CITY designated Funds in Money Market Accounts on behalf of CITY and agrees to abide by the Transaction Restrictions imposed by Federal Regulations on these types of Accounts. The interest rate to be paid by BANK to CITY will be as follows:

Money Market Accounts earn a rate of interest based upon account average daily balance. The prevailing rate of interest offered by BANK to all public funds customers utilizing this type of account will be offered to CITY. The rate of interest is bank managed and is subject to change without notice. Interest will be paid monthly.

3.03 Certificates of Deposit. Subject to the foregoing conditions, limitations, statutes, and regulations, BANK agrees to pay interest at maturity or quarterly on Certificates of Deposits as follows:

At the prevailing rate of interest offered by BANK to all public funds customers who utilize this type of account. Jumbo CD's, with a balance of \$100,000 or more, usually earn a higher rate of interest. Interest on certificates of deposits will compound quarterly or be payable quarterly by direct deposit to bank account designated by CITY.

IV. SERVICES

4.01 Service Charges and Fees. Texas Regional Bank will provide the bank services, listed below, to the (CITY) at the negotiated charge beginning on the commencement date of Agreement.

Bank will provide bank supplies to the City of up to \$1,000.00 per year over the term of the contract.

BANK reserves the right to adjust the monthly base charge should the required minimum aggregate balance not be maintained.

- Account Maintenance
- Business On-Line Banking
- Bank Statements (in image format)
- Deposit Services
- Remote Deposit Capture (RDC) (equipment and software provided for RDC will remain the property of the Bank)
- Return Items
- Bill Pay (Disbursement Services) via Business Online Banking
- Electronic Funds Transfers
- Wire Transfers
- ACH Transactions
- ACH Debit Blocking
- Stop Payments
- Check Cashing (for the CITY) (Additionally, employees will not be charged a fee for cashing CITY checks drawn on Bank.)
- Collateral/Security Pledges and releases
- Overdrafts (CITY accounts will not be considered in an “overdraft” status as long as there are collected funds in other CITY deposit accounts, other than the CITY Payroll Account, sufficient enough to cover the account balance deficit.)
- Direct Deposit
- Night Depository Services

4.02 Other Services. Other Services listed below, and not previously referenced, will be provided at no cost: Deposits/Credits Posted, Items Deposited, Debits/Checks Paid, Cash Deposit Processing, Coin Counting, Mail Advices, Transfers between accounts, Insufficient Funds Items, CPA confirmations, Cashier’s Checks, FDIC Insurance, Research/Reproduction services, Collateral Fee, Collateral Report, Safekeeping, Telebank (24 hr. voice response system)

4.03 Merchant Card Services. Merchant Card Services (Credit & Debit card processing), Stored Value Cards (payroll, gift cards, etc.), account reconciliation, positive pay. Fees for these services will be negotiated separately.

4.04 Checks, Deposit Slips and Endorsement Stamps. Bank will provide endorsement stamps associated with checking accounts at no charge. Costs associated with the purchase of Checks and Deposit books through Bank’s vendor will be provided on request.

V. LOANS

5.01 Loans Texas Regional Bank provides secured, unsecured and collateral required loans. CITY must meet the Bank’s requirements for credit approval. There may be charges, costs, fees and interest cost related to credit transactions.

VI. GENERAL

6.01 This contract sets out the term and conditions and represents the entire agreement by and between the parties except as otherwise provided in this contract. In no event shall this contract

or any part thereof be changed without written agreement of the two parties. Other services or items not mentioned in this contract will be negotiated as needed.

6.02 By the execution hereof, BANK acknowledges receipt of the Resolution of the CITY authorizing the execution of this Contract by CITY.

6.03 The depository agreement shall be subject to the statutes of the State of Texas, and of the United States of America, the rules, and regulations promulgated by the Comptroller of the Currency of the United States of America, the Board of Governors of the Federal Reserve System, and the Board of Directors of the Federal Insurance Corporation as now in existence or as may be amended.

6.04 Any and all notices or other communications required or permitted to be given pursuant to this agreement shall be in writing and shall be considered as properly given if sent by hand delivery or mailed through U.S. Postal Service Certified Mail Return Receipt Requested and addressed to name and address set forth below:

(CITY) City of Blanco
Attn: Mayor Rachel Lumpee
300 Pecan St
Blanco, Tx 78606

(Bank) Texas Regional Bank
Attn: Lincoln Talbert, CFO
1801 S. McColl Rd.
McAllen, TX 78503

6.05 Exclusive venue and jurisdiction for any action arising hereunder or in connection herewith shall allow mediation prior to litigation in state courts located in Hidalgo County, Texas.

Texas Regional Bank
Name of Bank

City of Blanco
Name of City

Authorized Representative Signature:

Authorized Representative Signature:

Name: Lincoln Talbert
Title: CFO

Name: Rachel Lumpee
Title: Mayor

Date: _____

Date: _____



TEXAS REGIONAL BANK

CERTIFICATION

This certification is executed on behalf of **City of Blanco** (CITY/Depositor) and **Texas Regional Bank** (Bank/CITY Depository) pursuant to the Public Funds Investment Act, Chapter 2256, Texas Government Code (the "Act") in connection with investing transactions conducted between the CITY and the BANK.

1. The undersigned is a Qualified Representative of the Bank offering to enter into an investment transaction with the CITY as such terms are used in the Act and
2. The Qualified Representative of the Bank has implemented reasonable procedures and controls to fulfill those objectives and conditions in connection with investing transactions conducted between CITY and BANK described in Depository Contract, Paragraph 2.01. Transactions between our BANK and the CITY will be directed towards precluding imprudent investment activities and protecting the CITY from credit or market risk.
3. The BANK will pledge due diligence in informing the CITY of any foreseeable risk associated with financial transactions connected to the BANK.

Texas Regional Bank

BANK

Authorized Representative Signature

Lincoln Talbert, CFO

Name and Title

Date

OLD BUSINESS

ITEM #2

ORDINANCE No. 2023-0- 006

AN ORDINANCE DOPTING A WATER CONSERVATION PLAN AND A DROUGHT CONTINGENCY PLAN FOR THE CITY OF BLANCO, TO PROMOTE THE RESPONSIBLE USE OF WATER AND ESTABLISHING CRITERIA FOR THE INITIATION AND TERMINATION OF DROUGHT RESPONSE STAGES, INCLUDING RESTRICTIONS, PROVIDING FOR PENALTIES, PROVIDING SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Blanco, Texas, recognizes that the amount of water available to its citizens and customers is limited; and

WHEREAS, the City recognizes that drought, system failures, and other acts of God may occur and that the City cannot guarantee uninterrupted water supply for all purposes at all times; and

WHEREAS, the City desires to conserve water resources and prepare for drought; and

WHEREAS, the City desires to comply with Section 11.1271 of the Texas Water Code and applicable rules of the Texas Commission on Environmental Quality which require these plans for all public water supply systems; and

WHEREAS, pursuant to Chapter 54 of the Local Government Code and in the best interest of its citizens, the City is authorized to adopt ordinances it deems are necessary and expedient to preserve and conserve its water resources and prepare for drought;

NOW, THEREFORE, BE IT ORDAINED by the CITY COUNCIL of the CITY OF BLANCO, TEXAS, THAT:

SECTION I

The City Council does hereby find and declare that sufficient and timely written notice of place and subject matter of this meeting adopting this ordinance was posted. The City Council further ratifies, approves, and confirms such written notice and the posting thereof.

SECTION II

The City Council adopts the Water Conservation Plan and Drought Contingency Plan attached to this ordinance. For all ordinances that are in conflict with the provisions of this ordinance, the conflicting passages are hereby superseded.

SECTION III

Any person, individual, company or corporation that violates the provisions of the Water Conservation Plan and Drought Contingency Plan may be subject to and charged with civil or criminal offenses and related fines or penalties, to include but not limited to violation of Chapter 8 of the City’s Unified Development Code regarding Health and Safety.

SECTION IV

Should any sentence, paragraph, clause, phrase, or word of this ordinance be declared unconstitutional or invalid for any reason, the remainder of the ordinance shall not be affected.

SECTION V

The City Secretary is hereby directed and authorized to publish the caption and penalty clause of this ordinance.

SECTION VI

The Mayor or their designee is hereby directed to file a copy of the Plans and Ordinance with the Texas Water Development Board in accordance with Title 31, Chapter 363 of the Texas Administrative Code.

SECTION VII

This ordinance shall take effect following passage and publication.

PASSED & APPROVED this, the 16TH day of MAY, 2023, by a vote of ___*ayes*, ___*nays*, ___*abstentions* of the City Council of the City of Blanco, Texas.

CITY of BLANCO:

Mayor

Attest:

City Secretary

City of Blanco Water Conservation and Drought Contingency Plan

May 2023

*Prepared For:
City of Blanco
300 Pecan Street
P.O. Box 750
Blanco, Texas 78606
(830) 833-4525*

Compiled By:



ARDURRA

COLLABORATE. INNOVATE. CREATE.

TBPE FIRM NO. F-10053

8918 Tesoro Drive, Suite 401

San Antonio, Texas 78217

Ph: (210) 822-2232

Fax: (210) 822-4032

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ATTACHMENTS

ATTACHMENT A: ORDINANCE ADOPTING A WATER CONSERVATION PLAN AND DROUGHT CONTINGENCY PLAN

ATTACHMENT B: WATER SERVICE AREA MAP

ATTACHMENT C: UTILITY PROFILE WORKSHEET

ATTACHMENT D: WATER RATE SCHEDULE

ATTACHMENT E: DROUGHT CONTINGENCY PLAN

ATTACHMENT F: CORRESPONDENCE WITH TWDB REGIONAL WATER PLANNING GROUP

WATER CONSERVATION PLAN

I. Planning Area

The City of Blanco (City) is located in Blanco County, Texas on US Highway 281. Blanco's 2020 US Census population was 1,694 people, down from 2010 US Census population was 1,739 people. The current population within the service area is approximately 3,192 based on best available information. The American Community Survey estimates do not track cities with a population less than 5,000. The City's water system service area is shown in Attachment B.

II. Water and Wastewater Systems

The City's public water supply system currently serves approximately 1,118 connections. The City's raw water supplies include an adjudicated water right on the Blanco River (600 acre-feet/year) as well as a contracted annual supply from the Guadalupe-Blanco River Authority (GBRA) in Canyon Lake (600 acre-feet/year). The City's combined raw water supplies are capable of serving upwards of 3,000 connections.

Treated water supplies include a 1.0 mgd surface water treatment plant on the Blanco River which is owned and operated by the City of Blanco as well as a 0.5 mgd water treatment and delivery contract with Canyon Lake Water Supply Company (CLWSC) for treatment of the GBRA Canyon Lake supply. Detailed water system data is provided in the Utility Profile Worksheet in Attachment C.

The City's drinking water distribution system includes high service pump stations and ground storage tanks at each of the treated water entry points, for a combined ground storage volume of 750,000 gallons and high service pump capacity of 2,000 gpm. The City owns a booster pump station along the Canyon Lake treated water delivery pipeline that includes 200,000 gallons of ground storage and two 500 gpm booster pumps. A 200,000 gallon standpipe provides elevated storage capacity for the City's central pressure plane, and a 100,000 gallon elevated storage tank and transfer pump station serves the north pressure plane. In addition, the City operates a small booster pump station with a 20,000 gallon ground storage tank and a 1,600 gallon hydro pneumatic pressure tank, which serves approximately 60 customers in its southern pressure plane.

The City's wastewater system generally includes a system of gravity collection mains that convey wastewater to a main lift station. The main lift station pumps the wastewater to a 0.225 mgd wastewater treatment plant owned and operated by the City. After treatment, the majority of wastewater effluent is being used to irrigate adjacent agricultural fields under a 210 TPDES permit. Excess effluent is discharged to an unnamed tributary which flows to the Blanco River. Detailed wastewater system data is provided in the Utility Profile Worksheet in Attachment C.

III. Specific, Quantified 5 and 10-Year Targets and Goals

The City recognizes the importance of developing effective water conservation and emergency water demand management plans. Proper planning will allow all users in the system to conserve water and ensure a supply during shortages due to system constraints or drought. The Texas Water Development Board 2021 Regional Water Plan water management strategies includes water conservation. The City will establish an overall goal of 1% reduction per year over 10 years. The City will attempt to eventually reduce total per capita water consumption to below 100 gallons per capita, per day. The City has established the following combination of goals to meet state and regional goals for its water conservation plan.

- A. Reduce per capita consumption. The City's 5-year average annual per capita treated water use for 2018-2022 was 134 gallons per day. The City's goals are to reduce the gallons consumed per capita per day in the next five years to 126 gallons per day, and in the next ten years to 120 gallons per day.
- B. Reduce residential per capita consumption. The City's 5-year average annual per capita treated water use for residential use from 2018-2022 was 97 gallons per day. The City's goals are to reduce the gallons consumed per capita per day for residential uses in the next five years to 91 gallons per day, and in the next ten years to 86 gallons per day.
- C. Reduce total water loss. The City's 5-year average per capita water loss for 2018-2022 was 30 gallons per day. The City's goals are to reduce the water losses in the next five years to 26 gallons consumed per capita per day, and

in the next ten years to 24 gallons consumed per capita per day.

IV. Master Metering Devices

The City uses master meters at the treated water system entry points to measure the amount of water pumped into the system. The City will have its water meters tested and calibrated annually to maintain its accuracy to within plus or minus 5%.

V. Universal Metering

The water conservation plan must include a program for universal metering of both customer and public uses of water, for meter testing and repair, and periodic meter replacement.

All customer service connections and municipal connections are currently metered. The City has established a plan to replace broken or otherwise malfunctioning meters. Production meters larger than 1 inch will be tested annually, and meters 1 inch and smaller will be tested once every ten years. Residential meters recording greater than 1,000,000 gallons will be replaced, and suspicious meters that record abnormally low usage will be tested or replaced immediately.

VI. Record Management Program

The City maintains a database of all water customers. City personnel use this database to record water sales and to determine the amount of water loss in the system (by comparison to the amount of treated water pumped into the system).

VII. Metering/Leak-Detection and Repair Program

Universal metering of all retail customers is already in place in the water system. The City's current leak detection system consists of the following:

- A. Comparing treated water pumped into the system to potable water metered to customers on a monthly basis.

- B. Visual surveillance by all City employees, daily monitoring of system usage, and tank levels.
- C. Review of water bills to inform users of large increases in water usage.

VIII. Capturing Water Losses

Several methods are used to find and control water losses. City personnel continuously survey along distribution lines for leaks, abandoned services, and illegal connections. A monthly review of water pumped into the system versus water sold to customers is also performed to monitor for excessive losses. Further, the City strives to estimate the amount of unmetered water used for flushing or fire-fighting as accurately as possible.

IX. Continuing Public Education and Information

Through education and information dissemination, the City will continue to inform its water customers of the benefits of water conservation. The City will accomplish this by implementing the following steps:

- A. The City will provide public educational material developed by its staff, materials obtained from the Texas Water Development Board, Texas Commission on Environmental Quality, or other sources annually to its customers. The information will be made available on the City's website and at City Hall.
- B. The City will report annually on the effectiveness of the City's water conservation measures, to include the per capita water usage and the annual water loss. If the Water Conservation Plan is not effective, City staff will make recommendations for modifying the plan to increase its effectiveness. The City will send a copy of an annual report to the executive administrator of the Texas Water Development Board.
- C. The City is committed to partnering with local non-profits and school districts to promote water conservation and water reuse opportunities. The City will host informational tours of the water and wastewater facilities. Facility tours and public education learning opportunities will be managed by the City Secretary and Public Works Director.

X. Non-Promotional Water and Wastewater Rate Structure

The City has adopted a rate structure that does not encourage the excessive use of water. A schedule of the current water rates is provided in Attachment D.

XI. Enforcement Procedure and Plan Adoption

This water conservation plan has been implemented through the passage of an ordinance by the City. A copy of this ordinance is included as Attachment A.

XII. Contract Requirements for Successive Customer Conservation

The City will require all wholesale public utility, private utility, political subdivision, or private business customers to adopt and implement the City's water conservation plan. As part of any new wholesale customer contract or renewal of an existing wholesale customer contract to purchase water from the City, the City will require that the water conservation plan be adopted.

XIII. Record Management System

The plan must include a record management system to record water pumped, water deliveries, water sales, and water losses which allows for the desegregation of water sales and uses into the following user classes: residential; commercial; public and institutional; and industrial.

The City currently maintains records of water pumped, water sold, and water losses. The accounting system allows for the segregation of water sales and use in categories of residential, commercial, industrial, and public/institutional.

XIV. Plumbing Codes

The City has adopted the 2015 International Building Codes as published by the International Code Council (ICC) as its standard for new construction and remodeling.

XV. Implementation Schedule

- Master meters will be tested and calibrated annually.

- Meters 1 inch and smaller will be monitored for accuracy and replaced on a 10 year cycle.
- Water audits are conducted annually to identify water losses.
- Known water losses are corrected immediately and deteriorating water mains are replaced on an on-going basis.
- Educational materials will be made available on the City's website and at City Hall annually.
- Visual leak detection inspections are performed on an on-going basis.

XVI. Tracking the Implementation and Effectiveness

The City will track the established targets and goals by utilizing the following procedures:

- Logs shall be maintained for meter calibration, meter testing, and meter replacement program.
- Annual water audits shall be documented and kept in the utility department files.
- Ordinance will document all changes in water rates.
- A record of the location of leaks repaired will be maintained in order to identify lines needing replacement.

ATTACHMENT A

**ORDINANCE ADOPTING A WATER CONSERVATION PLAN
AND DROUGHT CONTINGENCY PLAN**

ORDINANCE No. 2023-0-TBD

AN ORDINANCE DOPTING A WATER CONSERVATION PLAN AND A DROUGHT CONTINGENCY PLAN FOR THE CITY OF BLANCO, TO PROMOTE THE RESPONSIBLE USE OF WATER AND ESTABLISHING CRITERIA FOR THE INITIATION AND TERMINATION OF DROUGHT RESPONSE STAGES, INCLUDING RESTRICTIONS, PROVIDING FOR PENALTIES, PROVIDING SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Blanco, Texas, recognizes that the amount of water available to its citizens and customers is limited; and

WHEREAS, the City recognizes that drought, system failures, and other acts of God may occur and that the City cannot guarantee uninterrupted water supply for all purposes at all times; and

WHEREAS, the City desires to conserve water resources and prepare for drought; and

WHEREAS, the City desires to comply with Section 11.1271 of the Texas Water Code and applicable rules of the Texas Commission on Environmental Quality which require these plans for all public water supply systems; and

WHEREAS, pursuant to Chapter 54 of the Local Government Code and in the best interest of its citizens, the City is authorized to adopt ordinances it deems are necessary and expedient to preserve and conserve its water resources and prepare for drought;

NOW, THEREFORE, BE IT ORDAINED by the CITY COUNCIL of the CITY OF BLANCO, TEXAS, THAT:

SECTION I

The City Council does hereby find and declare that sufficient and timely written notice of place and subject matter of this meeting adopting this ordinance was posted. The City Council further ratifies, approves, and confirms such written notice and the posting thereof.

SECTION II

The City Council adopts the Water Conservation Plan and Drought Contingency Plan attached to this ordinance. For all ordinances that are in conflict with the provisions of this ordinance, the conflicting passages are hereby superseded.

SECTION III

Any person, individual, company or corporation that violates the provisions of the Water Conservation Plan and Drought Contingency Plan may be subject to and charged with civil or criminal offenses and related fines or penalties, to include but not limited to violation of Chapter 8 of the City's Unified Development Code regarding Health and Safety.

SECTION IV

Should any sentence, paragraph, clause, phrase, or word of this ordinance be declared unconstitutional or invalid for any reason, the remainder of the ordinance shall not be affected.

SECTION V

The City Secretary is hereby directed and authorized to publish the caption and penalty clause of this ordinance.

SECTION VI

The Mayor or their designee is hereby directed to file a copy of the Plans and Ordinance with the Texas Water Development Board in accordance with Title 31, Chapter 363 of the Texas Administrative Code.

SECTION VII

This ordinance shall take effect following passage and publication.

PASSED & APPROVED this, the 16TH day of MAY, 2023, by a vote of ___*ayes*, ___*nays*, ___*abstentions* of the City Council of the City of Blanco, Texas.

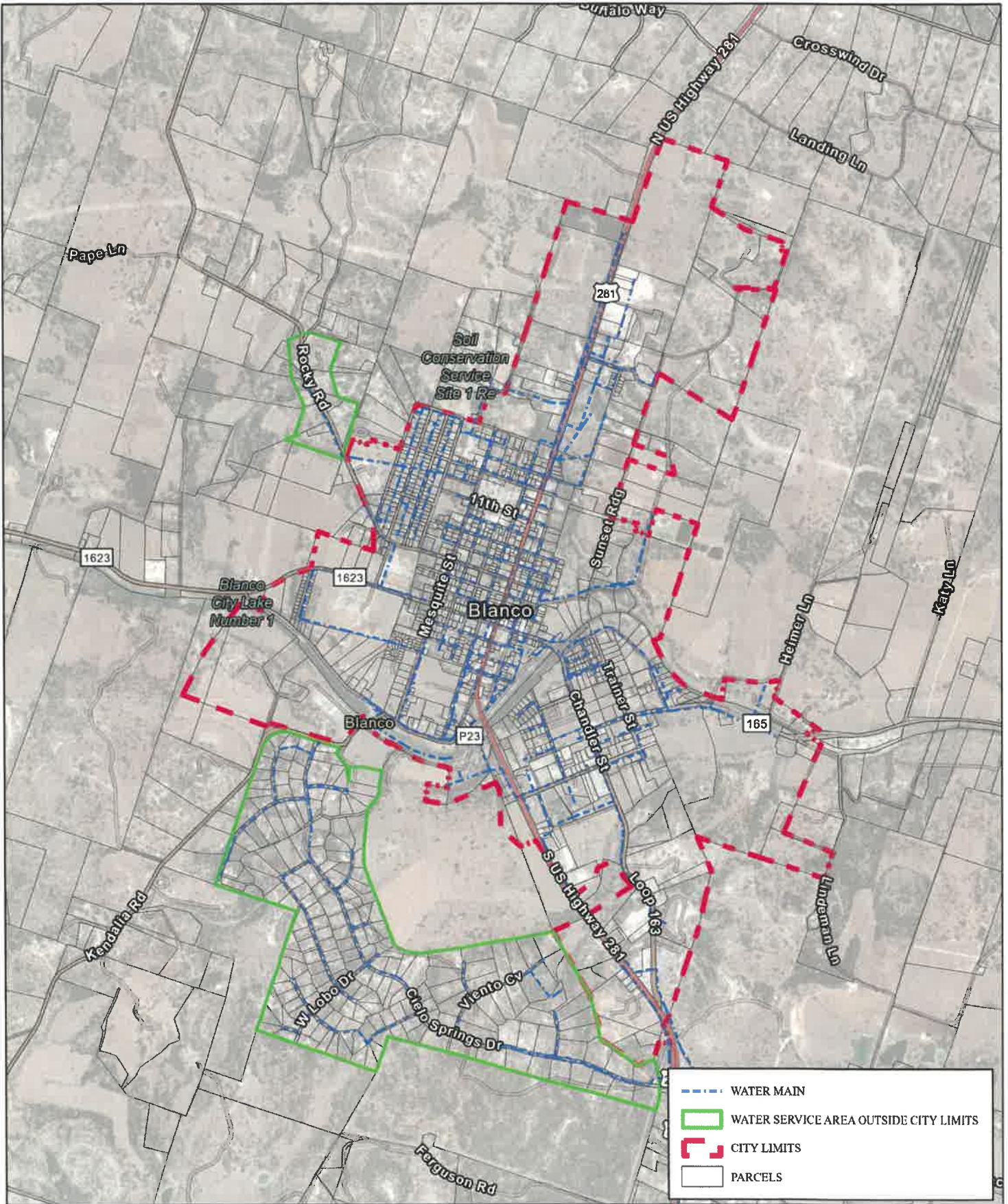
CITY of BLANCO:

Mayor

Attest:

City Secretary

ATTACHMENT B
WATER SERVICE AREA MAP



- WATER MAIN
- WATER SERVICE AREA OUTSIDE CITY LIMITS
- CITY LIMITS
- PARCELS

WATER SERVICE AREA CITY OF BLANCO



Disclaimer: This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.



ATTACHMENT C
UTILITY PROFILE WORKSHEET

UTILITY PROFILE FOR RETAIL WATER SUPPLIER

CONTACT INFORMATION

Name of Utility: CITY OF BLANCO

Public Water Supply Identification Number (PWS ID): TX0160002

Certificate of Convenience and Necessity (CCN) Number:

Surface Water Right ID Number: 3877

Wastewater ID Number: TX0054623; RN101721504

Contact: First Name: Teafatiller Last Name: Jonathan

Title: City Engineer (Ardunda)

Address: 8918 Tesoro Drive, Ste 401 City: San Antonio State: TX

Zip Code: 78217 Zip+4: Email: jteafatiller@ardurra.com

Telephone Number: 2108222232 Date:

Is this person the designated Conservation Coordinator? Yes No

Regional Water Planning Group: K

Groundwater Conservation District:

Our records indicate that you:

- Received financial assistance of \$500,000 or more from TWDB
- Have 3,300 or more retail connections
- Have a surface water right with TCEQ

A. Population and Service Area Data

1. Current service area size in square miles: 4.9

UTILITY PROFILE FOR RETAIL WATER SUPPLIER

2. Historical service area population for the previous five years, starting with the most current year.

Year	Historical Population Served By Retail Water Service	Historical Population Served By Wholesale Water Service	Historical Population Served By Wastewater Water Service
2022	3,192	0	2,438
2021	3,192		2,438
2020	3,211	0	2,474
2019	1,739	0	1,370
2018	1,739	0	1,370

3. Projected service area population for the following decades.

Year	Projected Population Served By Retail Water Service	Projected Population Served By Wholesale Water Service	Projected Population Served By Wastewater Water Service
2030	3,496		2,902
2040	3,876		3,217
2050	4,256		3,532
2060	4,636		3,847
2070	5,016		4,163

4. Described source(s)/method(s) for estimating current and projected populations.

Using historical data data for water services added to the system, 15 connections per year at 2.5 persons per connection was used to estimate the population growth to 2030. The Region K Water Plan growth rate was used to project future populations served by the retail water service. Wastewater service populations was estimated to be 83% of the water service population based on historical information.

UTILITY PROFILE FOR RETAIL WATER SUPPLIER

B. System Input

System input data for the previous five years.

Total System Input = Self-supplied + Imported – Exported

Year	Water Produced in Gallons	Purchased/Imported Water in Gallons	Exported Water in Gallons	Total System Input	Total
2022	0	116,610,000	0	116,610,000	
2021		113,000,000		113,000,000	
2020	102,184,600	29,462,083	0	131,646,683	
2019	100,929,293	12,471,717	0	113,401,010	
2018	30,220,907	84,012,121	0	114,233,028	
Historic Average	58,333,700	71,111,184	0	117,778,144	

C. Water Supply System

Attached file(s):

File Name	File Description
Blanco Water System.jpeg	

1. Designed daily capacity of system in gallons
2. Storage Capacity
 - 2a. Elevated storage in gallons:
 - 2b. Ground storage in gallons:

UTILITY PROFILE FOR RETAIL WATER SUPPLIER

D. Projected Demands

1. The estimated water supply requirements for the next ten years using population trends, historical water use, economic growth, etc.

Year	Population	Water Demand (gallons)
2024	3,268	424,840
2025	3,306	429,780
2026	3,344	434,720
2027	3,382	439,660
2028	3,420	444,600
2029	3,458	449,540
2030	3,496	454,480
2031	3,534	459,420
2032	3,572	464,360
2033	3,610	469,300

2. Description of source data and how projected water demands were determined.

Historical data yields 15 connections per year for the water system. using TCEQ water design criteria of 130 gallons per capita and the census information of approximately 2.5 persons per household, the projections were calculated to produce the above data.

E. High Volume Customers

F. Utility Data Comment Section

Additional comments about utility data.

UTILITY PROFILE FOR RETAIL WATER SUPPLIER

Section II: System Data

A. Retail Water Supplier Connections

- List of active retail connections by major water use category.

Water Use Category Type	Total Retail Connections (Active + Inactive)	Percent of Total Connections
Residential - Single Family	856	78.53 %
Residential - Multi-Family	54	4.95 %
Industrial	4	0.37 %
Commercial	176	16.15 %
Institutional	0	0.00 %
Agricultural	0	0.00 %
Total	1,090	100.00 %

- Net number of new retail connections by water use category for the previous five years.

Year	Net Number of New Retail Connections						Total
	Residential - Single Family	Residential - Multi-Family	Industrial	Commercial	Institutional	Agricultural	
2022	856	54	4	176			1,090
2021	822	44	1	175	44		1,086
2020	827	90	4	174			1,095
2019	801	50	3	202			1,056
2018	1,062	1	1				1,064



UTILITY PROFILE FOR RETAIL WATER SUPPLIER

B. Accounting Data

The previous five years' gallons of RETAIL water provided in each major water use category.

Year	Residential - Single Family	Residential - Multi-Family	Industrial	Commercial	Institutional	Agricultural	
2022	29,963,000	10,194,300	3,185,800	25,501,900	0	0	
2021	35,637,700	942,200	3,201,500	27,240,800	5,178,100		
2020	118,566,000	1,987,000	2,626,000	3,090,000	6,382,000		1
2019	67,289,100	1,900,000	12,460,000	18,607,000			1
2018	75,572,000	1,024,700	8,436,000				

C. Residential Water Use

The previous five years residential GPCD for single family and multi-family units.

Year	Total Residential GPCD
2022	34
2021	31
2020	189
2019	109
2018	120
Historic Average	97

UTILITY PROFILE FOR RETAIL WATER SUPPLIER

D. Annual and Seasonal Water Use

1. The previous five years' gallons of treated water provided to RETAIL customers.

Month	Total Gallons of Treated Water				
	2022	2021	2020	2019	2018
January		5,549,200	7,395,400		
February		8,011,200	5,513,000		
March		3,415,600	6,681,300		
April		6,440,600	7,520,200		
May		7,253,600	7,760,000		
June		6,184,700	11,929,300		
July		6,810,700	11,532,100		
August		7,598,000	11,093,800		
September		7,469,200	10,704,100		
October		6,535,000	8,914,700		
November		6,401,400	10,172,100		
December		6,041,600	6,305,000		
Total		77,710,800	105,521,000		

UTILITY PROFILE FOR RETAIL WATER SUPPLIER

2. The previous five years' gallons of raw water provided to RETAIL customers.

Month	Total Gallons of Raw Water				
	2022	2021	2020	2019	2018
January					
February					
March					
April					
May					
June					
July					
August					
September					
October					
November					
December					
Total					

3. Summary of seasonal and annual water use.

	Summer RETAIL (Treated + Raw)	Total RETAIL (Treated + Raw)
2022	0	
2021	20,593,400	77,710,800
2020	34,555,200	105,521,000
2019	0	
2018	0	
Average in Gallons	11,029,720.00	36,646,360.00

UTILITY PROFILE FOR RETAIL WATER SUPPLIER

E. Water Loss

Water Loss data for the previous five years.

Year	Total Water Loss in Gallons	Water Loss in GPCD	Water Loss as a Percentage
2022	47,592,887	41	40.81 %
2021	32,158,200	28	27.80 %
2020	-2,649,901	-2	20.00 %
2019	7,727,397	12	27.00 %
2018	24,322,328	38	21.29 %
Average	21,830,182	23	27.38 %

F. Peak Day Use

Average Daily Water Use and Peak Day Water Use for the previous five years.

Year	Average Daily Use (gal)	Peak Day Use (gal)	Ratio (peak/avg)
2022	0	0	0.0000
2021	212,906	223841	1.0514
2020	289,098	375600	1.2992
2019	0	0	0.0000
2018	0	0	0.0000

G. Summary of Historic Water Use

Water Use Category	Historic Average	Percent of Connections	Percent of Water Use
Residential - Single Family	65,405,560	78.53 %	71.25 %
Residential - Multi-Family	3,209,640	4.95 %	3.50 %
Industrial	5,981,860	0.37 %	6.52 %
Commercial	14,887,940	16.15 %	16.22 %

UTILITY PROFILE FOR RETAIL WATER SUPPLIER

H. System Data Comment Section

Section III: Wastewater System Data

A. Wastewater System Data

1. Design capacity of wastewater treatment plant(s) in gallons per day: 225,000

2. List of active wastewater connections by major water use category.

Water Use Category	Metered	Unmetered	Total Connections	Percent of Total Connections
Municipal	844		844	100.00 %
Industrial			0	0.00 %
Commercial			0	0.00 %
Institutional			0	0.00 %
Agricultural			0	0.00 %
Total	844		844	100.00 %

3. Percentage of water serviced by the wastewater system: 83.00 %

UTILITY PROFILE FOR RETAIL WATER SUPPLIER

4. Number of gallons of wastewater that was treated by the utility for the previous five years.

Month	Total Gallons of Treated Water				
	2022	2021	2020	2019	2018
January	2,908,000	4,185,000	4,226,000	6,016,000	
February	2,908,000	2,127,000	4,324,000	4,192,000	
March	2,908,000	4,393,000	4,278,000	4,739,000	
April	2,908,000	4,281,000	4,368,000	4,713,000	
May	3,462,000	5,076,000	4,958,000	7,308,000	
June	2,630,000	4,783,000	4,443,000	4,652,000	
July	2,880,000	5,146,000	4,336,000	4,309,000	
August	3,477,000	3,719,000	4,088,000	4,392,000	
September	3,029,000	3,368,000	4,134,000	4,055,000	
October	2,068,000	3,981,000	4,142,000	4,325,000	
November	2,013,000	3,218,000	3,888,000	4,360,000	
December	2,226,000	3,785,000	4,127,000	4,179,000	
Total	33,417,000	48,062,000	51,312,000	57,240,000	

5. Could treated wastewater be substituted for potable water?

Yes
 No

B. Reuse Data

1. Data by type of recycling and reuse activities implemented during the current reporting period.

Type of Reuse	Total Annual Volume (in gallons)
On-site Irrigation	23,570,000
Plant wash down	
Chlorination/de-chlorination	
Industrial	
Landscape irrigation (park,golf courses)	0
Agricultural	

UTILITY PROFILE FOR RETAIL WATER SUPPLIER

C. Wastewater System Data Comment

Additional comments and files to support or explain wastewater system data listed below.

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ATTACHMENT D
WATER RATE SCHEDULE

CITY OF BLANCO
ORDINANCE NO. 2020-O-006
WATER AND SEWER RATES

AN ORDINANCE AMENDING ORDINANCE NO.269 OF THE CITY OF BLANCO, TEXAS, AS ENACTED ON APRIL 13, 1987, AMENDED ON AUGUST 14, 2001 AND AGAIN AMENDED AUGUST 14, 2012, AND AGAIN AMENDED MAY 9, 2017; WHICH PROVIDES RULES AND REGULATIONS FOR FURNISHING CITY UTILITIES AND SETTING RATES FOR CHARGES THEREFORE FOR THE CITY OF BLANCO, TEXAS AND FURTHER PROVIDES RULES AND REGULATIONS FOR FURNISHING CITY UTILITIES AND SETTING RATES FOR CHARGES THEREFORE OUTSIDE THE CITY OF BLANCO, TEXAS; PROVIDING A SAVINGS CLAUSE; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; RULES; STANDARDS; PROCEDURES; SEVERABILITY; SAVINGS; PUBLICATION AND EFFECTIVE DATE

- WHEREAS,** the City of Blanco, Texas is a Type A general-law municipality located in Blanco County, Texas was created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and
- WHEREAS,** the City Council has published notice of the consideration of this Ordinance more than 72 hours prior to the City Council meeting to consider this ordinance; and
- WHEREAS,** upon consideration of all the information presented, the City Council finds that in order to promote a clean, healthy, safe and attractive environment for the citizens of the City of Blanco; and
- WHEREAS,** the City Council finds that this Ordinance is necessary to promote and to encourage the conservation and preservation of its water resources; and
- WHEREAS,** the City Council finds that the attached schedule of fees, is reasonable and prudent in light of the municipal effort and resources that must be expended to operate a regulatory program and provide utility services; and
- WHEREAS,** pursuant to Texas Local Government Code Section 51.001, the City has general authority to adopt an ordinance or police regulation that is for the good of the government, peace or order of the City and is necessary for proper carrying out a power granted by the City; and
- WHEREAS,** the fees approved and instituted by this ordinance are consistent with, and in accordance with, the annual budget for the City.

WHEREAS, it is deemed necessary to promulgate rules and regulations in order to provide water, sewer and refuse services to all citizens of the City of Blanco, Texas and to other areas approved by the City Council;

WHEREAS, it is necessary to prescribe rates for utility services and institute rules for the collection of revenues for these services;

NOW, THEREFORE, BE IT ORDAINED by the Blanco City Council:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

2. SEVERABILITY CLAUSE

That is any section, subsection, paragraph, clause, phrase, or provision of this Ordinance shall be judged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or provision thereof, other than the part so decided to be invalid or unconstitutional.

3. SAVINGS CLAUSE

That all and any previous fee ordinances shall remain in full force and effect, save and except as amended by this Ordinance.

4. PUBLICATION CLAUSE

The City Secretary of the City of Blanco, Texas, is hereby directed to place the information above on the City's Website and provide all other notice as required by law.

5. EFFECTIVE DATE

This Ordinance shall be effective immediately upon passage and publication.

6. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED & APPROVED this, the 9th day of June 2020 by City Council of Blanco.

CITY OF BLANCO:

Martin Saucedo

- Martin Saucedo, Mayor Pro Tem

ATTEST:

Laurie Cassidy

Laurie Cassidy, City Secretary

WATER AND SEWER RATES:

SECTION 1. ENACTMENT PROVISIONS

1.1. Popular Name

This Ordinance shall be commonly cited as the "Water and Sewer Rates Ordinance."

1.2. Purpose

This Ordinance establishes the fees the City is authorized to collect for providing certain services or processing certain requests for approval. Certain fees shall be imposed by other ordinances or state law. The absence of any certain fee from this Ordinance shall not be interpreted to preclude assessment and collection by the City.

SECTION 2. WATER AND SEWER RATES

2.1 Trash

2.1.1. Garbage:

Residential: 2% Increase + tax

Commercial Tote: 2% Increase + tax

2.1.2. Trash Only Deposit: \$150.00

2.2 Bulk Water Rates – No Change Proposed

2.3 Residential, Commercial, Industrial, Irrigation meters, Multifamily, Exempt and Special Condition

(Fee Schedule Attached)

2.3.1 Special Conditions (Industrial Waste Permit) will provide contractual negotiations for water and sewer rates for 3 years as permit allows.

2.4 Other Services

Bulk Reclaim Wastewater: \$10.00 per 1000 gallons

Brush Disposal: \$25.00 per load

Water/Sewer Rate Implementation
--

9-Jun	City Council Approval	
Immediate	Sewer Rate Increase Applied	
1-Jul	Reinstate Late fees and Disconnects	
1-Oct	Commercial Rates Applied	
1-Oct	Industrial Rates Applied	
1-Dec	Residential Rates Applied	

Immediate Negotiation	Special Condition accounts will begin immediate identification/negotiation with a contract implemented October 1 for annual review, per contract terms.
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Hydrant Meter	Bulk Rate (No Proposed Increase)
	\$1500 Deposit
	\$350 Meter Fee
	\$7 per 1000 gallons

Water/Sewer Rate			
	Monthly	Annually	
Residential	\$72,620.00	\$871,440.00	Median Avg. 30% of water Bill
Commercial	\$20,023.50	\$240,282.00	
Industrial	\$10,689.30	\$128,271.60	
Sewer + \$12	\$10,092.00	\$121,104.00	
Total	\$113,424.80	\$1,361,097.60	
Increase	\$13,310.90	\$159,730.80	

Residential	Base Meter Fee/Water Rate unchanged. Graduated rate increase based on water usage. 0 - 5000 unchanged (\$7 per 1000 gallons) 5001 - 10000 = \$8 per 1000 gallons 10001 - 15000 = \$9 per 1000 gallons Over 15000 = \$10 per 1000 gallons
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Commercial	\$30 Meter Fee/\$7 per 1000 gallon rate C1 \$50 Meter Fee/\$8 per 1000 gallon rate C2 Graduated rate increase based on water usage. 0 - 2000 = \$7 per 1000 gallons 2001 - 10000 = \$8 per 1000 gallons 10001 - 20000 = \$9 per 1000 gallons Over 20000 - \$10 per 1000 gallons
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Industrial	\$75 Meter Fee/\$8 per 1000 gallons Graduated rate increase based on water usage. 0 - 10000 \$8 per 1000 gallons 10001 - 20000 \$9 per 1000 gallons Over 20000 \$10 per 1000 gallons
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Irrigation Meters \$50 Meter Fee
0-10,000 \$8 per 1000 gallons
10,001-20,000 \$9 per 1000 gallons
Over 20,000 \$10 per 1000 gallons

Multifamily	\$35 Meter Fee/\$7 per 1000 gallons
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Based on the new TCEQ Permit. Contracts should be negotiated for Industrial Waster Permits with water & sewer rates effective October 2020. Industrial Waste Permits to be reviewed annually.	Exempt	\$30 Meter Fee/\$7 per 1000 gallons G1 Church, School, Non-profit
	Special Conditions:	Industrial Waste Permit
		Water Rate: Contract Negotiated 3 year
		Sewer Rate: Contract Negotiated 3 year

LIST OF RATES

RATE CODE	RATE ID	MINIMUM Water	MINIMUM Sewage	Garbage	Infrastructure Fee	Brush Disposal	Load Fees	Other 4 Charge
1	RESIDENTIAL	\$30.90	\$28.00	\$14.51				
2	RESIDENTIAL OSCL	\$46.35	\$28.00	\$14.51				
3	RESIDENTIAL OSCLI	\$46.35	\$28.00	\$14.51	\$20.00			
4	GARBAGE ONLY			\$14.51				
5	COMMERCIAL 1	\$30.90	\$32.00	\$19.35				
6	COMMERCIAL 2	\$51.50	\$32.00	\$19.35				
7	COMMERCIAL OSCL	\$77.25	\$32.00					
8	INDUSTRIAL	\$77.25	\$28.00					
9	INDUSTRIAL OSCL	\$115.88	\$28.00					
10	MULTI-FAMILY	\$36.05	\$28.00	\$14.51				
11	CITY METERS							
12	INACTIVE							
13	HYDRANT METER	\$360.50						
14	BRUSH					\$25.00	\$25.00	
15	BULK WATER	\$25.00						
16	RECLAIM WATER	\$25.00						
17	SEPTAGE		\$25.00				\$15.00	
18	IRRIGATION	\$51.50						
19	GOV 1	\$30.90	\$28.00	\$19.35				
20	IWP 1							
21	IWP 2							
22	IWP 3							
23	IWP 5							
24	13							
25	COMMERICAL OSL FIXED	\$40.00	\$32.00					

City of Blanco

25- 42 on 32 RU Park

$$40.00 \times 114 = 4560.00$$

ATTACHMENT E
DROUGHT CONTINGENCY PLAN



Texas Commission on Environmental Quality

Water Availability Division
MC-160, P.O. Box 13087 Austin, Texas 78711-3087
Telephone (512) 239-4600, FAX (512) 239-2214

Drought Contingency Plan for a Retail Public Water Supplier

This form is provided as a model of a drought contingency plan for a retail public water supplier. If you need assistance in completing this form or in developing your plan, please contact the Conservation Staff of the Resource Protection Team in the Water Availability Division at (512) 239-4600.

Drought Contingency Plans must be formally adopted by the governing body of the water provider and documentation of adoption must be submitted with the plan. For municipal water systems, adoption would be by the city council as an ordinance. For other types of publicly owned water systems (example: utility districts), plan adoption would be by resolution of the entity's board of directors adopting the plan as administrative rules. For private investor-owned utilities, the drought contingency plan is to be incorporated into the utility's rate tariff. Each water supplier shall provide documentation of the formal adoption of their drought contingency plan.

Name:	<u>City of Blanco</u>	
Address:	<u>300 Pecan Street, P.O. Box 750, Blanco, Texas 78606</u>	
Telephone Number:	<u>(830) 833-4525</u>	<u>Fax: (830) 8334121</u>
Water Right No.(s):	<u>3877</u>	<u>PWS No. 0160002</u>
Regional Water Planning Group:	<u>K</u>	
Form Completed by:	<u>Ardurra Group, Inc.</u>	
Title:	<u>City Engineer</u>	
Person responsible for implementation:	<u>City Administrator</u>	<u>Phone: (830) 833-4525</u>
Signature:	<u>Date:5/16/2023</u>	

Section I: Declaration of Policy, Purpose, and Intent

In order to conserve the available water supply and protect the integrity of water supply facilities, with particular regard for domestic water use, sanitation, and fire protection, and to protect and preserve public health, welfare, and safety and minimize the adverse impacts of water supply shortage or other water supply emergency conditions, the City of Blanco hereby adopts the following regulations and restrictions on the delivery and consumption of water.

Water uses regulated or prohibited under this Drought Contingency Plan (the Plan) are considered to be non-essential and continuation of such uses during times of water shortage or other

emergency water supply condition are deemed to constitute a waste of water which subjects the offender(s) to penalties as defined in Section X of this Plan.

Section II: Public Involvement

Opportunity for the public to provide input into the preparation of the Plan was provided by the City of Blanco by means of scheduling and providing public notice of a public meeting to accept input on the plan.

Section III: Public Education

The City of Blanco will periodically provide the public with information about the Plan, including information about the conditions under which each stage of the Plan is to be initiated or terminated and the drought response measures to be implemented in each stage. This information will be provided by means of press releases, utility bill inserts, or website posting.

Section IV: Coordination with Regional Water Planning Groups

The service area of the City of Blanco is located within Region K and City of Blanco has provided a copy of this Plan to the Region K Water Planning Group.

Section V: Authorization

The City Administrator, or his/her designee is hereby authorized and directed to implement the applicable provisions of this Plan upon determination that such implementation is necessary to protect public health, safety, and welfare. The City Administrator or his/her designee shall have the authority to initiate or terminate drought or other water supply emergency response measures as described in this Plan.

Section VI: Application

The provisions of this Plan shall apply to all persons, customers, and property utilizing water provided by the City of Blanco. The terms "person" and "customer" as used in the Plan include individuals, corporations, partnerships, associations, and all other legal entities.

Section VII: Definitions

For the purposes of this Plan, the following definitions shall apply:

Aesthetic water use: water use for ornamental or decorative purposes such as fountains, reflecting pools, and water gardens.

Commercial and institutional water use: water use which is integral to the operations of commercial and non-profit establishments and governmental entities such as retail establishments, hotels and motels, restaurants, and office buildings.

Conservation: those practices, techniques, and technologies that reduce the consumption of water, reduce the loss or waste of water, improve the efficiency in the use of water or increase the recycling and reuse of water so that a supply is conserved and made available for future or alternative uses.

Customer: any person, company, or organization using water supplied by the City of Blanco.

Domestic water use: water use for personal needs or for household or sanitary purposes such as drinking, bathing, heating, cooking, sanitation, or for cleaning a residence, business, industry, or institution.

Even number address: street addresses, box numbers, or rural postal route numbers ending in 0, 2, 4, 6, or 8 and locations without addresses.

Industrial water use: the use of water in processes designed to convert materials of lower value into forms having greater usability and value.

Landscape irrigation use: water used for the irrigation and maintenance of landscaped areas, whether publicly or privately owned, including residential and commercial lawns, gardens, golf courses, parks, and rights-of-way and medians.

Non-essential water use: water uses that are not essential nor required for the protection of public, health, safety, and welfare, including:

- (a) irrigation of landscape areas, including parks, athletic fields, and golf courses, except otherwise provided under this Plan;
- (b) use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle;
- (c) use of water to wash down any sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surfaced areas;
- (d) use of water to wash down buildings or structures for purposes other than immediate fire protection;
- (e) flushing gutters or permitting water to run or accumulate in any gutter or street;
- (f) use of water to fill, refill, or add to any indoor or outdoor swimming pools or Jacuzzi-type pools;
- (g) use of water in a fountain or pond for aesthetic or scenic purposes except where necessary to support aquatic life;
- (h) failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s); and
- (i) use of water from hydrants for construction purposes or any other purposes other than firefighting.

Odd numbered address: street addresses, box numbers, or rural postal route numbers ending in 1, 3, 5, 7, or 9.

Section VIII: Criteria for Initiation and Termination of Drought Response Stages

The City Administrator or his/her designee shall monitor water supply and/or demand conditions on a weekly basis and shall determine when conditions warrant initiation or termination of each stage of the Plan, that is, when the specified “triggers” are reached.

The triggering criteria described below are based on triggering criteria / trigger levels based on a statistical analysis of the vulnerability of the water source under drought of record conditions, or based on known system capacity limits.

Utilization of alternative water sources and/or alternative delivery mechanisms:

Alternative water source(s) for the City of Blanco is Canyon Lake Water Supply Corporation Canyon Lake Shores and the Guadalupe-Blanco River Authority Western Canyon Water Supply.

Stage 1 Triggers – MILD Water Shortage Conditions

Requirements for initiation

Customers shall be requested to voluntarily conserve water and adhere to the prescribed restrictions on certain water uses, defined in Section VII Definitions, when formal notification is provided to the public by the City Administrator through news media based on a determination made by the Director of Public Works. Residents should voluntarily reduce water usage by 10%-20% when the City has been without appreciable rainfall and forecasts predict more dry weather in the foreseeable future. During Stage 1, no penalties will be imposed on the users that do not abide by the reduced water usage. Reminders will be placed in the local newspaper and posted on the City's website each week.

Requirements for termination

Stage 1 of the Plan may be rescinded when all the conditions listed as triggering events have ceased to exist for a period of 3 consecutive days.

Stage 2 Triggers – MODERATE Water Shortage Conditions

Requirements for initiation

Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses provided in Section IX of this Plan when the water system demand has reached 75% of the available water supply capacity for 3 consecutive days.

Requirements for termination

Stage 2 of the Plan may be rescinded when all the conditions listed as triggering events have ceased to exist for a period of 2 consecutive weeks. Upon termination of Stage 2, Stage 1, or the applicable drought response stage based on the triggering criteria, becomes operative.

Stage 3 Triggers – SEVERE Water Shortage Conditions

Requirements for initiation

Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses for Stage 3 of this Plan when the water system demand has reached 85% of the available water supply capacity for 3 consecutive days.

Requirements for termination

Stage 3 of the Plan may be rescinded when all the conditions listed as triggering events have ceased to exist for a period of 3 consecutive days. Upon termination of Stage 3, Stage 2, or the applicable drought response stage based on the triggering criteria, becomes operative.

Stage 4 Triggers – CRITICAL Water Shortage Conditions

Requirements for initiation

Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses for Stage 4 of this Plan when the water system demand has reached 95% of the available water supply capacity for 3 consecutive days; or if less than 90 days of storage exists in the city's Blanco River Reservoirs.

Requirements for termination

Stage 4 of the Plan may be rescinded when all the conditions listed as triggering events have ceased to exist for a period of 3 consecutive days. Upon termination of Stage 4, Stage 3, or the applicable drought response stage based on the triggering criteria, becomes operative.

Stage 5 Triggers – EMERGENCY Water Shortage Conditions

Requirements for initiation

Customers shall be required to comply with the requirements and restrictions for Stage 5 of this Plan when City Administrator, or his/her designee, determines that a water supply emergency exists based on:

1. Major water line breaks, or pump or system failures occur, which cause unprecedented loss of capability to provide water service; **or**
2. Natural or man-made contamination of the water supply source(s).

Requirements for termination

Stage 5 of the Plan may be rescinded when all the conditions listed as triggering events have ceased to exist as determined by the Director of Public Works.

Section IX: Drought Response Stages

The City Administrator, or his/her designee, shall monitor water supply and/or demand conditions on a daily basis and, in accordance with the triggering criteria set forth in Section VIII of this Plan, shall determine that a mild, moderate, severe, critical, emergency or water shortage condition exists and shall implement the following notification procedures:

Notification

Notification of the Public:

The City Administrator or his/ her designee shall notify the public by means of:

- publication in a newspaper of general circulation,
- direct mail to each customer,
- public service announcements,
- signs posted in public places
- take-home fliers at schools.
- City website posting
- Take-home fliers at schools

Additional Notification:

The City Administrator or his/ her designee shall notify directly, or cause to be notified directly, the following individuals and entities:

- Mayor / Chairman and members of the City Council / Utility Board
- Fire Chief(s)
- City and/or County Emergency Management Coordinator(s)
- County Judge & Commissioner(s)
- State Disaster District / Department of Public Safety
- TCEQ (required when mandatory restrictions are imposed)
- Major water users
- Critical water users, i.e. hospitals
- Parks / street superintendents & public facilities managers

Stage 1 Response – MILD Water Shortage Conditions

Target: Achieve a voluntary 10% percent reduction in total water use or daily water demand.

Best Management Practices for Supply Management:

The City of Blanco will reduce or discontinue the flushing of water mains, activation and use of an alternate supply source and promote the use of reclaimed water for non-potable purposes.

Voluntary Water Use Restrictions for Reducing Demand:

- (a) Water customers are requested to voluntarily limit the irrigation of landscaped areas to Sundays and Thursdays for customers with a street address ending in an even number (0, 2, 4, 6 or 8), and Saturdays and Wednesdays for water customers with a street address ending in an odd number (1, 3, 5, 7 or 9), and to irrigate landscapes only between the hours of midnight and 10:00 a.m. and 8:00 p.m. to midnight on designated watering days.
- (b) All operations of the City of Blanco shall adhere to water use restrictions prescribed for Stage 1 of the Plan.
- (c) Water customers are requested to practice water conservation and to minimize or discontinue water use for non-essential purposes.

Stage 2 Response – MODERATE Water Shortage Conditions

Target: Achieve a 20% percent reduction in total water use, daily water demand.

Best Management Practices for Supply Management:

The City of Blanco will manage limited water supplies and/or reduce water demand by reduced or discontinued flushing of water mains, reduced or discontinued irrigation of public areas; use of an alternate supply source(s); and use of reclaimed water for non-potable purposes.

Water Use Restrictions for Demand Reduction:

Under threat of penalty for violation, the following water use restrictions shall apply to all persons:

- (a) Irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems shall be limited to Sundays and Thursdays for customers with a street address ending in an even number (0, 2, 4, 6 or 8), and Saturdays and Wednesdays for water customers with a street address ending in an odd number (1, 3, 5, 7 or 9), and irrigation of landscaped areas is further limited to the hours of 12:00 midnight until 10:00 a.m. and between 8:00 p.m. and 12:00 midnight on designated watering days. However, irrigation of landscaped areas is permitted at any time if it is by means of a hand-held hose, a faucet filled bucket or watering can of five (5) gallons or less, or drip irrigation system.

- (b) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane, or other vehicle is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight. Such washing, when allowed, shall be done with a hand-held bucket or a hand-held hose equipped with a positive shutoff nozzle for quick rises. Vehicle washing may be done at any time on the immediate premises of a commercial car wash or commercial service station. Further, such washing may be exempted from these regulations if the health, safety, and welfare of the public is contingent upon frequent vehicle cleansing, such as garbage trucks and vehicles used to transport food and perishables.
- (c) Use of water to fill, refill, or add to any indoor or outdoor swimming pools, wading pools, or Jacuzzi-type pools is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8 p.m. and 12:00 midnight.
- (d) Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.
- (e) Use of water from hydrants shall be limited to firefighting, related activities, or other activities necessary to maintain public health, safety, and welfare, except that use of water from designated fire hydrants for construction purposes may be allowed under special permit from the City of Blanco.
- (f) Use of water for the irrigation of golf course greens, tees, and fairways is prohibited except on designated watering days between the hours 12:00 midnight and 10:00 a.m. and between 8 p.m. and 12:00 midnight. However, if the golf course utilizes a water source other than that provided by the City of Blanco, the facility shall not be subject to these regulations.
- (g) All restaurants are prohibited from serving water to patrons except upon request of the patron.
- (h) The following uses of water are defined as non-essential and are prohibited:
 - 1. wash down of any sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surfaced areas.
 - 2. use of water to wash down buildings or structures for purposes other than immediate fire protection.
 - 3. use of water for dust control.
 - 4. flushing gutters or permitting water to run or accumulate in any gutter or street; and
 - 5. failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s).

Stage 3 Response – SEVERE Water Shortage Conditions

Target: Achieve a 30% percent reduction in total water use, daily water demand.

Best Management Practices for Supply Management:

The City of Blanco will manage limited water supplies and/or reduce water demand by reduced or discontinued flushing of water mains, reduced or discontinued irrigation of public areas; use of an alternate supply source(s); and use of reclaimed water for non-potable purposes.

Water Use Restrictions for Demand Reduction:

All requirements of Stage 2 shall remain in effect during Stage 3 except:

- (a) Irrigation of landscaped areas shall be limited to designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8 p.m. and 12:00 midnight and shall be by means of hand-held hoses, hand-held buckets, drip irrigation, or permanently installed automatic sprinkler system only. The use of hose-end sprinklers is prohibited at all times.
- (b) The watering of golf course tees is prohibited unless the golf course utilizes a water source other than that provided by the City of Blanco.
- (c) The use of water for construction purposes from designated fire hydrants under special permit is to be discontinued.

Stage 4 Response – CRITICAL Water Shortage Conditions

Target: Achieve a 40% percent reduction in total water use, daily water demand.

Best Management Practices for Supply Management:

The City of Blanco will manage limited water supplies and/or reduce water demand by reduced or discontinued flushing of water mains, reduced or discontinued irrigation of public areas; use of an alternate supply source(s); and use of reclaimed water for non-potable purposes.

Water Use Restrictions for Reducing Demand:

All requirements of Stage 2 and 3 shall remain in effect during Stage 4 except:

- (a) Irrigation of landscaped areas shall be limited to designated watering days between the hours of 6:00 a.m. and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight and shall be by means of hand-held hoses, hand-held buckets, or drip irrigation only. The use of hose-end sprinklers or permanently installed automatic sprinkler systems are prohibited at all times.
- (b) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane, or other vehicle not occurring on the premises of a commercial car wash and commercial service stations and not in the immediate interest of public health, safety, and welfare is prohibited. Further, such vehicle washing at commercial car washes and

commercial service stations shall occur only between the hours of 6:00 a.m. and 10:00 a.m. and between 6:00 p.m. and 10 p.m.

- (c) The filling, refilling, or adding of water to swimming pools, wading pools, and Jacuzzi-type pools is prohibited.
- (d) Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.
- (e) No application for new, additional, expanded, or increased-in-size water service connections, meters, service lines, pipeline extensions, mains, or water service facilities of any kind shall be approved, and time limits for approval of such applications are hereby suspended for such time as this drought response stage or a higher-numbered stage shall be in effect.

Stage 5 Response – EMERGENCY Water Shortage Conditions

Target: Achieve a 50% percent reduction in total water use, daily water demand.

Best Management Practices for Supply Management:

The City of Blanco will manage limited water supplies and/or reduce water demand by reduced or discontinued flushing of water mains, reduced or discontinued irrigation of public areas; use of an alternate supply source(s); and use of reclaimed water for non-potable purposes.

Water Use Restrictions for Reducing Demand:

All requirements of Stage 2, 3, and 4 shall remain in effect during Stage 5 except:

- (a) Irrigation of landscaped areas is absolutely prohibited.
- (b) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane, or other vehicle is absolutely prohibited.

Stage 6 Response – WATER ALLOCATION

In the event that water shortage conditions threaten public health, safety, and welfare, the City Administrator, upon recommendation of the Director of Public Works, may order water rationing and/or terminate service to selected users of the system in accordance with the following sequence:

1. Recreational users
2. Commercial users
3. School users
4. Residential users
5. Hospitals, public health and safety facilities

Section X: Enforcement

(a) No person shall knowingly or intentionally allow the use of water from the City of Blanco for residential, commercial, industrial, agricultural, governmental, or any other purpose in a manner contrary to any provision of this Plan, or in an amount in excess of that permitted by the drought response stage in effect at the time pursuant to action taken by City Administrator, or his/her designee, in accordance with provisions of this Plan.

(b) Any person who violates this Plan is guilty of a misdemeanor and, upon conviction shall be punished by a fine of not less than two hundred dollars (\$200.00) and not more than two thousand dollars (\$2,000.00). Each day that one or more of the provisions in this Plan is violated shall constitute a separate offense. If a person is convicted of three or more distinct violations of this Plan, the City Administrator shall, upon due notice to the customer, be authorized to discontinue water service to the premises where such violations occur. Services discontinued under such circumstances shall be restored only upon payment of a re-connection charge, hereby established at \$ 60.00, and any other costs incurred by the City of Blanco in discontinuing service. In addition, suitable assurance must be given to the City Administrator that the same action shall not be repeated while the Plan is in effect. Compliance with this plan may also be sought through injunctive relief in the district court.

(c) Any person, including a person classified as a water customer of the City of Blanco, in apparent control of the property where a violation occurs or originates shall be presumed to be the violator, and proof that the violation occurred on the person's property shall constitute a rebuttable presumption that the person in apparent control of the property committed the violation, but any such person shall have the right to show that he/she did not commit the violation. Parents shall be presumed to be responsible for violations of their minor children and proof that a violation, committed by a child, occurred on property within the parents' control shall constitute a rebuttable presumption that the parent committed the violation, but any such parent may be excused if he/she proves that he/she had previously directed the child not to use the water as it was used in violation of this Plan and that the parent could not have reasonably known of the violation.

(d) Any employee of the City of Blanco, police officer, or other City employee designated by the City Administrator, may issue a citation to a person he/she reasonably believes to be in violation of this Ordinance. The citation shall be prepared in duplicate and shall contain the name and address of the alleged violator, if known, the offense charged, and shall direct him/her to appear in the municipal court on the date shown on the citation for which the date shall not be less than 3 days nor more than 5 days from the date the citation was issued. The alleged violator shall be served a copy of the citation. Service of the citation shall be complete upon delivery of the citation to the alleged violator, to an agent or employee of a violator, or to a person over 14 years of age who is a member of the violator's immediate family or is a resident of the violator's residence. The alleged violator shall appear in municipal court to enter a plea of guilty or not guilty for the violation of this Plan. If the alleged violator fails to appear in municipal court, a warrant for his/her arrest may be issued. A summons to appear may be issued in lieu of an arrest warrant. These cases shall be expedited and given preferential setting in municipal court before all other cases.

Section XI: Variances

The City Administrator, or his/her designee, may, in writing, grant temporary variance for existing water uses otherwise prohibited under this Plan if it is determined that failure to grant such variance would cause an emergency condition adversely affecting the health, sanitation, or fire protection for

the public or the person requesting such variance and if one or more of the following conditions are met:

- (a) Compliance with this Plan cannot be technically accomplished during the duration of the water supply shortage or other condition for which the Plan is in effect.
- (b) Alternative methods can be implemented which will achieve the same level of reduction in water use.

Persons requesting an exemption from the provisions of this Ordinance shall file a petition for variance with the City of Blanco within 5 days after the Plan or a particular drought response stage has been invoked. All petitions for variances shall be reviewed by the City Administrator, or his/her designee, and shall include the following:

- (a) Name and address of the petitioner(s).
- (b) Purpose of water use.
- (c) Specific provision(s) of the Plan from which the petitioner is requesting relief.
- (d) Detailed statement as to how the specific provision of the Plan adversely affects the petitioner or what damage or harm will occur to the petitioner or others if petitioner complies with this Ordinance.
- (e) Description of the relief requested.
- (f) Period of time for which the variance is sought.
- (g) Alternative water use restrictions or other measures the petitioner is taking or proposes to take to meet the intent of this Plan and the compliance date.
- (h) Other pertinent information.

ATTACHMENT F

**CORRESPONDENCE WITH TWDB REGIONAL WATER
PLANNING GROUP**

**NOTE: TO BE COMPLETED UPON COUNCIL
APPROVAL**

NEW BUSINESS

ITEM #1

NEW BUSINESS

ITEM #2

CITY OF BLANCO

RESOLUTION NO. 2023-R-007

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLANCO, TEXAS, AMENDING RESOLUTION 2021-R-009 DESIGNATING PERSONS AUTHORIZED TO SIGN ON THE CITY'S DEPOSITORY ACCOUNTS AS THE OFFICIAL SIGNATORIES OF THE CITY OF BLANCO, TEXAS.

WHEREAS, it is required that signatories be designated as the authorized signatories on depository accounts for the funds of the City of Blanco, Texas;

WHEREAS, the City Council shall require that all checks, withdrawals, or official actions be signed by two parties, being the Mayor Mike Arnold, Mayor Pro-Tem _____ or City Councilmember Keith McClellan designated by resolution of the City Council.

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

Section 1. Texas Regional Bank at which the City of Blanco has a depository account, is authorized to recognize the signatures of the currently elected Mayor Arnold, Mayor Pro-_____, or City Councilmember Keith McClellan.

Section 2. The City Council shall by resolution designate the parties authorized for withdrawals or checks, or other negotiable instruments on behalf of the City of Blanco, Texas, and such resolution shall be provided to the official depository within 48 hours of any changes of designated parties. Any modifications, addendums or additions thereto shall be recognized by the official depository only upon duly signed resolution in a form similar to the current resolution fully executed by the Mayor and attested to by the City Secretary.

Section 3. Mayor Mike Arnold and Mayor Pro-Tem _____, are authorized to sign on behalf of Borrower: The City of Blanco to establish a loan relationship with Texas Regional Bank for the Loan Application or Councilmember Keith McClellan are hereby designated as the signatories for the City of Blanco; and that such designations be effective immediately and continue until another is so designated.

SEVERABILITY: If any clause, or portion of a clause, in this resolution is considered invalid under state or other law, it shall be regarded as stricken while the remainder of this resolution shall continue to be in full effect.

PASSED, APPROVED, AND ADOPTED on this the ____ day of _____, 2023, by a vote of ___ Ayes, ___ Nays, and ___ Abstentions at a regular meeting of the City Council of the City of Blanco, Texas.

CITY OF BLANCO, TEXAS

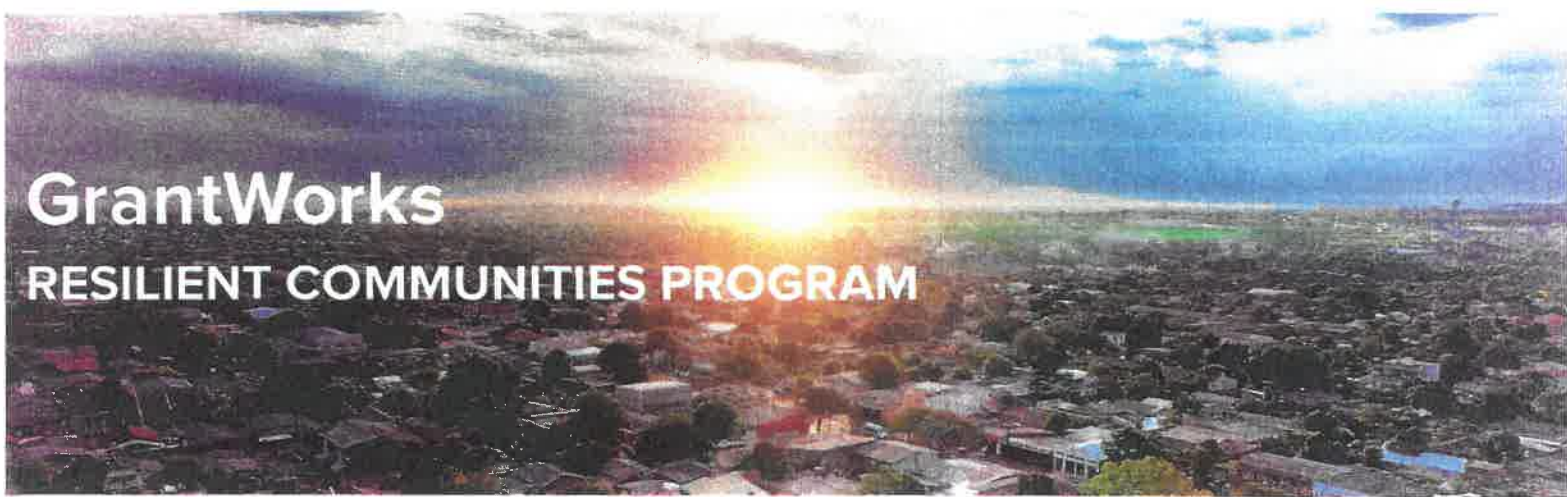
Mike Arnold, Mayor

ATTEST:

Laurie Cassidy, City Secretary

NEW BUSINESS

ITEM #3



GrantWorks

RESILIENT COMMUNITIES PROGRAM

Developing Meaningful Partnerships for Resilient Communities

GrantWorks delivers highly specialized grant administration and management services to help public and private sector clients achieve wide-ranging infrastructure resilience and modernization goals. Today, with a national workforce of over 370+ professionals, we continue our mission to develop meaningful partnerships to solve complex infrastructure challenges, improve public service, foster community development, and build stronger, smarter, and more resilient communities. The **General Land Office's Resilient Communities Program (RCP)** is now available to cities and counties affected by the 2015 and 2016 Floods and Hurricane Harvey. There is no match for the program but it requires plan and ordinance adoption. GrantWorks is unrivaled in Texas as a grant administration and planning firm and would be honored to develop a plan for you that consolidates community needs into an effective tool to **help foster a sustainable and thriving community.**

GRANTWORKS KEY METRICS

- 370+ Nationwide Employees
- 43+ Years of Grant Management & Planning Experience
- \$8B Grant Funded Projects Secured & Managed
- 1,159 Infrastructure Grants Secured & Administered
- 1000+ Customers Served

Comprehensive Planning

GrantWorks is prepared to assist cities with application preparation, development of the planning process and associated planning documents, and grant contract compliance for the RCP. The Comprehensive Plan must meet the following Performance Requirements:

- The plan must be forward-looking and integrated with a Hazard Mitigation Plan, if one exists.
- It must identify local hazard risks and explain how it mitigates against those risks.
- The plan must include:
 - Population Study
 - Housing Study
 - Land Use Study/Plan
 - Zoning Ordinance
 - Infrastructure Study
 - Capital Improvement Plan

KEY LEADERS



Carlos Beceiro
Vice President of Planning
Email



Danielle Rojas
Director of Planning
Email



GLO RCP Additional Details

- Program participants receive professionally researched and produced planning reports uniquely tailored to local conditions and needs.
- The grant limit is \$300,000 and activities include the development of a Comprehensive Plan and Zoning Ordinance.
- Each study is accompanied by full color mapping in both paper and digital formats.
- Adoption of approved Comprehensive Plan and Zoning Ordinance will be complete within 24 months of grant award.

ABOUT GRANTWORKS

Founded in 1979, GrantWorks' nationwide workforce of 370+ professionals have successfully assisted over 450 government entities in the design and delivery of a wide range of critical projects and programs in the areas of Infrastructure, Transportation, Utilities, Broadband, Community and Economic Development, Disaster Recovery, Mitigation, and Resilience. With over 43 years of industry service, the Texas-based company understands the challenges faced by state and local government and remains committed to **building stronger, smarter, and more resilient communities.**

FOR MORE INFORMATION

855.420.4444 | into@grantworks.net | GrantWorks.net



NEW BUSINESS

ITEM #4

RESOLUTION 2023-R-008

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLANCO, TEXAS AUTHORIZING CITY REPRESENTATIVES IN MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

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

WHEREAS, it is necessary and in the best interests of the City of Blanco to participate in the Texas Community Development Block Grant Program; and

WHEREAS, the City Council of the City of Blanco is committed to compliance with federal, state, and program rules, including the current TxCDBG Project Implementation Manual; and

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

That the City Council directs and designates the following to act in all matters in connection with any grant application and the City's participation in the Texas Community Development Block Grant Program:

- The **Mayor, Mayor Pro-tem, City Administrator** shall serve as the City's Chief Executive Officer and Authorized Representative to
 - o execute a grant application and any subsequent contractual documents,
 - o certify environmental review documents between the Texas Department of Agriculture and the City, and
 - o certify the Payment Request form and/or other forms required for requesting funds to reimburse project costs, and
 - o be assigned the role of Authorized Official in the TDA-GO grant management system.
- In addition to the above-designated officials, should any grant be funded the **City Secretary, Finance Director and City Council Members** are authorized to
 - o certify the Payment Request form and/or other forms required for requesting funds to reimburse project costs,
 - o prepare and submit other financial documentation, and
 - o be assigned the role of Project Director or Payment Processor in the TDA-GO grant management system.

Passed and approved this _____ day of May 2023.

Mike Arnold, Mayor
City of Blanco, Texas

Laurie Cassidy, City Secretary
City of Blanco, Texas

NEW BUSINESS

ITEM #5



City of Blanco

P.O. Box 750 Blanco, Texas 78606
Office 830-833-4525 Fax 830-833-4121

STAFF REPORT: 5-16-23

DESCRIPTION: Consideration, Discussion, and Take Possible Action on Vapor Genius dba The Hill Country Vape &; Smoke Appeal of Administrative Denial of Exterior Signage Plan.

ANALYSIS: On February 14th 2022 the City Council passed an ordinance restricting vape sales within the City but allowing in under certain conditions. The owner/Applicant Vapor Genius LLC. Subsequently requested a vested rights determination from City Council claiming their application was submitted before said ordinance was passed and took effect.

Resolution of a consent agreement was passed in October of 2022 spelled out the terms at which the applicant could operate his store. (it set aside the ordinance as long as the terms are adhered to). The first sign application that was submitted to the City had been rejected by the City Administrator but the newest sign (attached) meets both the intent of the sign ordinance and the consent agreement.

City Administrator has the right and responsibility to review the front façade of the building to determine that Vapor Genius (VG) deemphasize the marketing of Nicotine products at the retail store. A slight opaque or slight window tinting on the roll-up window side is being requested by the City Administrator to obscure the sight of the product from street view. Applicant is proposing clear glass.

FISCAL IMPACT:

RECOMMENDATION: Approve the sign as requested by the City Administrator. Provide guidance to staff on if you require a slightly opaque window on the roll-up window side or if clear glass will be allowed.

May 10, 2023

Via Email: cityadmin@cityofblancotx.gov

City of Blanco
Attn: Warren Escovy, City Administrator
300 Pecan St.
Blanco, TX 78606

RE: Amended Sign Application for Vapor Genius, LLC

Dear Mr. Escovy:

Vapor Genius, LLC (“VG”), who operates the Texas Hill Country Vape & Smoke retail store at 48 Main St., is submitting for the City’s consideration an updated schematic for VG’s pending signage application. Please accept this schematic as a formal application amendment. The scope of this amendment is limited to the sign only. The pending application for the store’s façade is intended to remain as originally submitted. Moreover, VG is presenting this amendment without waiving any rights and claims that VG may have to the use of the originally submitted signage including, but not limited to, any verbiage it contained.

As you can see from the enclosed **Exhibit A**, the amended signage been significantly updated from the initial submission. Specifically, the signage should now be compliant with the size and height requirements of Code Section 9.03.002. Two exhibits are included with this letter. VG is unsure whether it will be proceeding with the “Arial” font as shown in **Exhibit A**, or with the more rounded lettering as seen in **Exhibit B**. All of other aspects of the sign, as shown in **Exhibit A**, will remain the same, and the City will be informed as soon as possible once that font determination is made.

If there is anything more that you need at this time regarding the proposed sign, please let me know.

Sincerely,



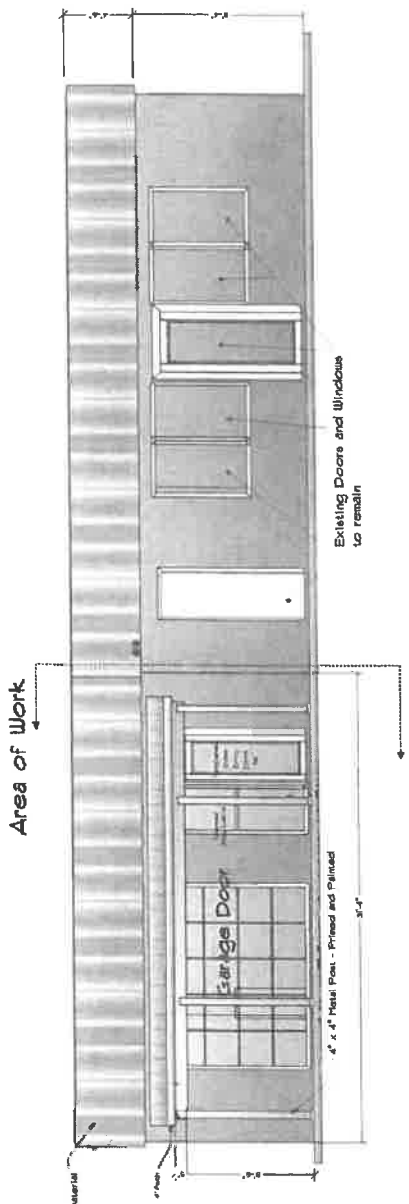
Eric L. Gomez
Attorney for Vapor Genius, LLC

Enclosures: Exhibits A and B

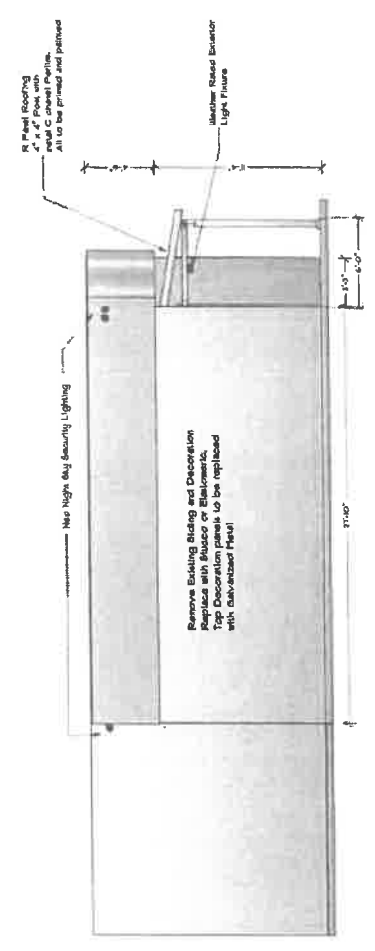
Proposed by Applicant
Clear Glass

Deb Auiler
"Petri"
512.284.4757
debpetri2@gmail.com

Revision Date: 11/25/21
Elevations



Front Elevation - Facing 281 Main Street



Side Elevation

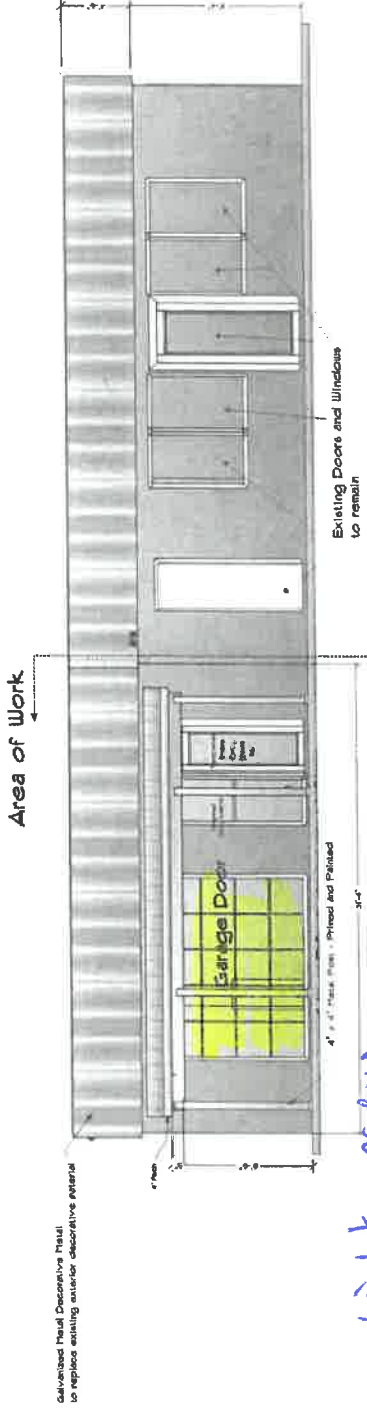
Requested by Administration

Deb Auiler
"Petri"
512.264.4757
debpetri@earthlink.net

Revision Date:

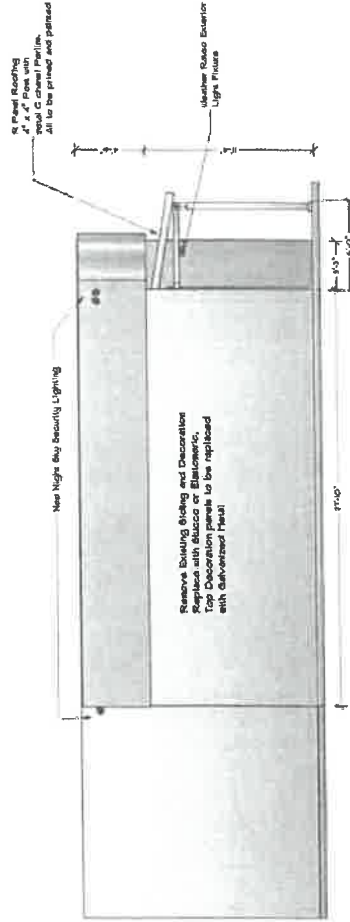
11/25/21

Elevations



Light opaque
or light tinting

Front Elevation - Facing 281 Main Street



Side Elevation

OPT. 3 - Wood Lettering - Gooseneck Lights

Updated Design 5.01.2023



WOOD SIGN WITH ROUTED OUT WOOD LETTERS WITH THREE TOP GOOSE NECK LIGHTING.

ESTIMATE

SUBTOTAL	\$
TAX	\$
SERVICE	
TOTAL	\$
DEPOSIT	
BALANCE	

SPECIFICATIONS:

4'X12' WOOD PANEL WITH METAL FRAME
1" Thickness Routed out lettering - NON LIT

Texas Hill Lettering - Painted Black Finish
Vape & Smoke Lettering - Wood color.

Wood Stain - Dark Walnut Finish.

3 Gooseneck lighting attached to the building wall.

APPROXIMATE LOOK



SIGNS LLC
SAN ANTONIO, TX 78209
WWW.SIGNSLLC.COM
DESK 210-757-3445
INFO 210-887-2753
WWW.SIGNSLLC.COM

CLIENT:	Texas Hill Country	DATE:	4.18.2023	NOTES:	
ADDRESS:	48 Main St,	CITY:	Blanco, TX 78606		
FILE #:		SALES BY:	FABANDAZ		
EMAIL:		DESIGNER:	D.	CLIENT SIGNATURE:	
		MANAGER:	R.	LANDLORD SIGNATURE:	

FOR ELECTRONIC UPDATES PLEASE MAKE EMAIL AVAILABLE OR EMAIL US AT SIGNSLLCTX@GMAIL.COM

2023 SIGN RENDERING

PLEASE CHECK THIS PROOF CAREFULLY FOR ERRORS.
YOUR EMAIL APPROVAL OR SIGNATURE CONSTITUTES ACCEPTANCE OF SIGNS LLC POLICIES OF RESPONSIBILITY. ALL FABRICATION DOES NOT START UNTIL CITY PERMIT IS APPROVED IF NECESSARY AND 75% DOWNPAYMENT HAS BEEN PAID. THE UNPAID BALANCE REMAINS PROPERTY OF SIGNS LLC AND IS SUBMITTED FOR YOUR APPROVAL ONLY & CONNECTION WE ARE PLANNING TO DO WITH YOU ALL DOWNPAYMENTS ARE TAKEN AS APPROVAL OF THE CONTRACT & PROPOSAL.

WE DO NOT RETURN ANY DOWNPAYMENT FOR MATERIAL AS THE LOCATED ON THE JOB.
*THE SIGN IS NOT PICK UP AFTER INSTALLATION ARE PROPERTY OF SIGNS LLC AND THEREFORE MAY BE REPOSESSED AT CUSTOMERS EXPENSE.
*WE ARE NOT RESPONSIBLE FOR DAMAGES TO ROOF OR BALCONY.
*CUSTOMER TAKES FULL RESPONSIBILITY BEFORE & AFTER INSTALLATION. ALL RESPONSIBILITIES TO MAKE CONNECTIONS AVAILABLE FOR SERVICE.
*ANY QUESTIONS OR HOW TO CALL SUPPORT FEEL FREE TO CALL OUR MAIN OFFICES: 210-887-3180

Texas Hill Country

V a p e & S m o k e

RESOLUTION NO. 2022-R-008

**RESOLUTION APPROVING THE TERMS OF A CERTAIN CONSENT AGREEMENT
RELATING TO AN APPEAL OF A VESTED RIGHTS DETERMINATION UNDER
CHAPTER 245 OF THE TEXAS LOCAL GOVERNMENT CODE AND AUTHORIZING
THE CITY ADMINISTRATOR OF THE CITY OF BLANCO TO EXECUTE A FINAL
AGREEMENT CONSISTENT WITH SUCH TERMS**

WHEREAS, the City of Blanco (the "City") and Vapor Genius, LLC, doing business as Texas Hill Country Vape & Smoke ("VG") are parties to a contested and disputed appeal of vested rights claimed by VG arising under Chapter 245 of the Texas Local Government Code;

WHEREAS, notwithstanding their existing contest and dispute, and without any admission of any liability or other rights or obligations, the City and VG have determined to enter into a consent agreement pursuant the City's Uniform Development Code Section 4.13(3), in accordance with the terms and conditions stated in the attached Exhibit "A"; and

WHEREAS, the City Council of the City finds that the proposed consent agreement terms are consistent with and support the public welfare and safety of the City of Blanco and its residents;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Blanco, as follows:

1. The terms and conditions of a proposed consent agreement (the "Terms"), which are attached hereto and incorporated herein as if set forth verbatim, at Exhibit "A", are approved;
2. The City Administrator is hereby authorized to execute a final consent agreement consistent with the Terms, and to take any and all additional actions and steps necessary to fully implement and execute such Agreement.

RESOLVED AND ADOPTED this 4 day of October 2022.

Rachel Lumpee

Rachel Lumpee, Mayor

ATTEST:

Laurie Cassidy
Laurie Cassidy, City Secretary



Consent Agreement between City of Blanco and Vapor Genius LLC

This Consent Agreement (the "Agreement") is made by and between the City of Blanco, a municipality in the state of Texas (the "City") and Vapor Genius, LLC doing business as Texas Hill Country Vape & Smoke ("VG") (the City and/or VG may be referred to as a "Party" or the "Parties"), to be effective upon the last date stated hereinbelow, as follows:

The City and VG are parties to a pending and contested request for determination of vested rights filed by VG, which the Parties have now determined to resolve and settle pursuant to a consent agreement, as permitted under Section 4.13(3) of the City's Unified Development Code;

Now therefore, for good and valuable consideration, the Parties agree as follows:

1. The pending appeal of determination of vested rights by VG is suspended and tabled without prejudice to VG and the City, so long as this consent agreement remains in force and is not revoked. This consent agreement is a compromise of disputed claims with no admission by either Party. All claims and defenses of VG and the City, and any related deadlines relating to the appeal, are suspended and tolled so long as this Agreement is in force and has not been revoked.
2. This Agreement will cover only the use and operation of a business on the property located at Suite B, 48 Main Street, Blanco, Texas (the "Location"), and not any other location, including by interior interconnection or other possible expansion into the adjacent suite at 48 Main Street, Blanco, Texas.
3. This Agreement will remain in place so long as the Location or any part thereof is used in operation of a VG retail store. This Agreement may be revoked by either Party for substantial non-compliance with its terms, in accordance with other provisions of the Agreement.
4. The Location or any part thereof may be used in operation of a vape & smoke retail store; provided,
 - i. In accordance with City Ordinance 2022-O-003, the Location will not be used primarily and substantially for the sale of nicotine-

based cigarettes, nicotine-based e-cigarettes or tobacco products (“Nicotine Products”), as defined upon the following terms:

1. VG will deemphasize the marketing of Nicotine Products during the life of the VG retail store at the Location;
2. VG will implement a marketing and advertising plan (including but not limited to limited floor space placement, limited exterior signage and other limited visible exterior advertising), and such that a reasonable person would not view the Location as primarily a Nicotine Products retail store or operation;
3. VG will post “No Loitering” signage or similar signage at the Location and take good faith reasonable efforts to enforce the restriction, but will not be penalized for any good faith oversight or mistake;
4. VG shall submit for approval by the City (by the City Admin) an exterior signage and exterior plan, prior to the commencement of the VG retail store operation. The City Admin may approve or disapprove such plan, with any appeal of a denial is to be submitted for consideration and approval or denial by the entire City Council within 30 days of any such denial;
5. VG shall age restrict entry at the Location to “18 and up, unless accompanied by a parent or guardian” and post signage on entry door(s), and take good faith reasonable efforts to enforce the restriction, but will not be penalized for any good faith oversight or mistake; and
 - ii. No sales financial data or other financial data shall be requested or exchanged between VG and the City for the purpose of determining whether VG is operating in accordance with the provisions of City Ordinance 2022-O-003.
5. The City shall provide water utility service to the property and other general City services generally provided to all citizens or businesses resident in the CITY.
6. No property is dedicated for public purpose under this agreement.

- 7. Upon execution of this Agreement, the City shall issue a certificate of occupancy to the Location, provided all other applicable legal and regulatory requirements are met.**
- 8. The foregoing limitations and conditions on use of the Location shall in no way limit the application and requirement of compliance with other applicable legal or regulatory requirements for operation of the property.**
- 9. The operation of a VG retail store at the Location may commence at any time after execution of this Agreement and the issuance of a certificate of occupancy.**
- 10. City staff and City attorney shall review the status of and compliance with this Agreement at least once, but no more than twice, every twelve (12) months to determine if there has been good faith compliance with the terms of the Agreement.**
- 11. If the City Council finds based on substantial competent evidence that VG or its operator has failed to comply with the terms of this Agreement, the Agreement may be revoked or modified by the City Council after public hearing which has been noticed at least fifteen (15) days in advance by publication and online, and for which written notice has been expressly provided to VG and any of its designated representatives.**
- 12. If this Agreement is revoked by action of the City, VG may reinstitute its appeal of the determination of vested rights, and the City may act thereupon. In such case, VG may reinstitute its appeal by written submission and notice to the City at any time but not later than thirty (30) days after the relevant revocation; and thereafter, the City Council shall approve or deny such appeal within thirty (30) days of its submission.**
- 13. The Parties represent that they each have the legal authority to enter into this Agreement.**
- 14. This Agreement shall be governed and interpreted under the law of the state of Texas, and exclusive jurisdiction for any dispute hereunder shall be in Blanco County, Texas.**
- 15. Any notices required or permitted under this Agreement shall be sent via first class mail and email to each Party as follows:**

- i. If to the City: City of Blanco, ATTN: City Administrator, 300 Pecan St., Blanco, TX 78606, and cityadmin@cityofblancotx.gov; and Tim Tuggey at tnt@timtuggeylaw.com;
- ii. If to VG: Vapor Genius, LLC, ATTN: Paul Dunn, 225 Onion Creek Ranch Rd., Driftwood, TX 78619, and dunnbrandt@gmail.com; and Eric Gomez, at Braun & Gresham, P.O. Box 1148, Dripping Springs, TX 78620, and egomez@braungresham.com.


16. The Parties agree that they may execute multiple counterpart originals of this Agreement, and any such original document, or a true and correct copy thereof, shall be binding upon and enforceable by either Party.

This Agreement is executed and made effective the last date stated hereinbelow.

City of Blanco

Vapor Genius, LLC

By: 
Warren Escovy
City Administrator

By: 
Paul Dunn
Manager

Date: Oct 11, 2022

Date: 10/11/22

NEW BUSINESS

ITEM #6

NEW BUSINESS

ITEM #7

Memorandum of Understanding

Between
Texas State University
And
City of Blanco, TX

This Memorandum of Understanding (MOU) is hereby entered into by **Texas State University** (hereafter referred to as “Texas State”), a governmental body of the state whose primary place of business is located at 601 University Dr., San Marcos, TX 78666, by and through its duly authorized representative, and the **City of Blanco**, Texas, a type A general law municipal corporation (hereafter referred to as “City”) whose primary place of business is located at 300 Pecan St., Blanco, TX 78606, by and through its duly authorized Mayor. Texas State and City may be referred to herein individually as a “Party” or collectively as the “Parties.”

PREAMBLE

WHEREAS, the governing bodies of each party find that the subject of this MOU is necessary for the benefit of the public and that the performance of this MOU is in the common interest of both parties; and

WHEREAS, Texas State and the City find that collaboration to identify sustainable water management solutions for the City may have far reaching impacts across the Texas Hill Country; and

WHEREAS, Texas State and the City find that the development of an effective organizing framework to enhance cooperation and coordination among regional stakeholders is in the common interest of both parties; and

WHEREAS, Texas State’s University Center called “The Meadows Center for Water and Environment” (Meadows Center) shall be the lead in the activities of Texas State; and

WHEREAS, Texas State and the City find that the efforts undertaken through this MOU will serve to fulfill the four pillars of The Meadows Center’s mission of “Inspiring research and leadership that ensures clean, abundant water for the environment and all humanity.”

NOW THEREFORE, Texas State and the City, hereby mutually agree to:

I. TEXAS STATE RESPONSIBILITIES

1. Texas State, through its Meadows Center, will coordinate directly with the City to review planning, governing and permitting documents related to water and wastewater management as mutually agreed to by Texas State and the City.
2. Texas State, through its Meadows Center, will provide technical assistance to identify opportunities for sustainable water management solutions for the City as mutually agreed to by Texas State and the City.
3. Texas State, through its Meadows Center, will host meetings and/or conference calls among Texas State staff, the City and regional stakeholders at times and locations mutually agreed to by Texas State and the City.
4. Texas State, through its Meadows Center, will deliver workshops and/or presentations to the City at times and locations mutually agreed to by Texas State and the City.
5. Texas State, through its Meadows Center, will seek to engage outside partners with expertise in sustainable water management solutions as mutually agreed to by Texas State and the City.

II. CITY RESPONSIBILITIES

1. The city will host one or more water/wastewater planning sessions with Texas State (Meadows) and City of Blanco staff and/or council over a 12-month period at times mutually agreed to by Texas State and the City and as the City budget allows.
2. The city will provide publicly available water/wastewater related materials that will aid in the evaluation or development of future water or wastewater projects, upon request.
3. City will evaluate existing funding measures that the City could leverage to enhance water/wastewater infrastructure, water conservation, and/or water quality protection.
4. City will evaluate water/wastewater management strategies for future development, including One Water concepts such as rainwater harvesting, green stormwater infrastructure, onsite treatment and reuse systems as City funding permits.

III. MISCELLANEOUS

1. Amendments. This MOU may be amended by mutual written agreement signed by the parties hereto.
2. The Parties agree that they may engage in exchanges of activities of mutual interest and benefit including but not limited to the following:
 - a) sharing research project ideas and data for research purposes;

- b) sharing of tools, techniques, and methodologies developed for research purposes;
 - c) undertaking specific, parallel funded research projects; and
 - d) undertaking staff or student research exchange programs.
3. The Parties agree to cooperate to the extent mutually convenient in identifying potential collaborative projects of mutual benefit and in finding appropriate resources and funding for such projects.
 4. Each party shall make reasonable efforts to respect the objectives of the other Party and to accommodate such objectives in the design of any collaborative project.
 5. Neither Party shall be required to collaborate with the other on any specific project.
 6. Relationship of Parties. Nothing contained in this MOU shall be deemed to create a partnership, joint venture, or relationship of employment between the Parties. Neither Party shall have the authority to act on behalf of the other Party, or to commit any other Party in any manner or cause whatsoever, or to use any other Party's name in any way not specifically authorized by this MOU.
 7. Liability. Neither Party shall be liable for any act, omission, representation, obligation or debt of the other Party.
 8. Legal Effect of MOU. Texas State and City understand and agree that this MOU constitutes only an expression of intent and shall have no legal or binding effect on the parties.
 9. Information and Confidentiality
 - 9.1. Before commencing any research, project or exchanging any data, the Parties will seek all necessary approvals for the sharing of information, complete a research agreement and, where applicable, execute a mutual non-disclosure agreement for the sharing of confidential information.
 - 9.2. Research agreements between the Parties will also stipulate, on a project by project basis, the terms and conditions pertaining to timelines, funding agreements, resource arrangements, intellectual property rights, copyright and the publication of research findings associated with each collaborative research project.
 10. Term and Termination
 - 10.1 This MOU is effective upon signatures by both parties and shall terminate on December 31, 2024.
 - 10.2 Either party may terminate this agreement upon 30 days' written notice to the other party.

10.3 In the event of termination the Parties shall take the following steps:

- a) Any ongoing projects shall be completed or terminated in accordance with the terms and conditions stipulated in the research agreement; and,
- b) Any equipment, software, data, or materials acquired in connection with collaborative projects or activities shall be distributed between the Parties in accordance with the terms and conditions of the research agreement.

11. Contact information

Notices and correspondence concerning this MOU shall be sent to

For Texas State:

Jenna Walker
Director of Watershed Services, The Meadows Center
601 University Dr.
San Marcos, TX 78666
Phone: 512-245-9148
Fax: 512-245-7371
jjwalker@txstate.edu

With copy to:

Dr. Reddy Venumbaka
Director, Office of Technology Commercialization
601 University Dr., JCK 489
San Marcos, TX 78666
Phone: 512-245-2314
Fax: 512-245-3847
reddy@txstate.edu

For City of Blanco, TX:

Mike Arnold
Mayor
P.O. Box 750
Blanco, TX 78606
Phone : 830-833-4525
Fax : 830-833-4121
mayor@cityofblanco.com

With copy to:

Tim Tuggey
City Attorney
Tim Tuggey Law
3267 Bee Caves Rd.
Austin, TX, USA tnt@timtuggeelaw.com

IN WITNESS WHEREOF, the Parties hereto have executed this Memorandum of Understanding to be effective as of the Effective Date.

Texas State University

City of Blanco, TX

By: _____
Dr. Shreekanth Mandayam
Chief Research Officer

By: _____
Mike Arnold
Mayor

Date: _____

Date: _____