Duncanville City Council Meeting Agenda

Videoconference via ZOOM
Duncanville City Hall
203 E. Wheatland Road
Duncanville, TX 75116
(972) 780-5017

Tuesday, April 6, 2021
6:00 P.M. - Work Session/Briefing
7:00 P.M. - Regular Session
or immediately following the 6:00 pm Work Session/Briefing

City of Duncanville City Council meetings are available to all persons regardless of disability. The City of Duncanville offers Hearing Assistance Receivers for use during City Council Regular Sessions. If you require special assistance, please contact the City Secretary at (972)780-5017 or write 203 E. Wheatland Road, 75116, or by calling through a T.D.D. (Telecommunication Device for the Deaf) to Relay Texas at 1-800-735-2989 at least 48 hours in advance of the meeting.

As authorized by Section 551.071 of the Texas Government Code, this meeting may be convened into closed Executive Session for the purposes of seeking confidential legal advice from the City Attorney on any item on the agenda at any time during the meeting.

The City of Duncanville reserves the right to reconvene, recess or align the Regular Session or called Executive Session or order of business at any time prior to adjournment.

SUPPLEMENTAL NOTICE OF MEETING BY VIDEO CONFERENCE

In accordance with an Order of the Office of the Governor issued on March 16, 2020, as extended by Office of the Governor on June 12, 2020, the City Council for the City of Duncanville, Texas will conduct a City Council Regular Meeting by video conference at 6:00 pm on Tuesday, April 6, 2021, in order to advance the public health goal of limiting face-to-face meetings (also called "social distancing") in an effort to slow the spread of the Coronavirus (COVID-19) pandemic.

This is an open meeting conducted by video conference. There will be no public access to a physical location.

To speak during Citizen Comments, you must register with the City Secretary before 4pm on Tuesday, April 6, 2021, email citysecretary@duncanville.com and title the email "Public Comment – April 6th". You will need to register with the link below and attend the meeting. During the Citizen Comments period of the agenda, the City Secretary will call your name and allow access to your camera and microphone for you to provide your comments. Feel free to email your comment to the City Secretary for the Mayor to read into the record for any unexpected technological issues that may arise.

Register in advance for this webinar:

https://us02web.zoom.us/webinar/register/WN_LK-QHXYLQNywXd_gTwF4yQ

After registering, you will receive a confirmation email containing information about joining the webinar.

A recording of the video meeting will be made available to the public in accordance with the Open Meetings Act upon written request.

WORK SESSION / BRIEFING

Citizen comments will not be heard during the Work Session/Briefing but will be heard during the Regular Session.

1. DISCUSS AGENDA ITEMS

2. BRIEFINGS / PRESENTATIONS

A. Discussion of Truck Traffic along Frank Keasler Blvd. 6

Frank Keasler Blvd

B. Discussion on Trash Collection by Republic Services during the Winter Storm Event which occurred in February 2021. 7

Winter Storm Trash Collection

C. Discuss Annual City Council Calendar. 8 - 11

Annual City Council Calendar

EXECUTIVE SESSION

1. City Council shall convene into closed executive session pursuant to Section 551.071 and 551.072 to consult with the City Attorney concerning acquisition of real property and eminent domain proceedings filed in cause numbers CC-21-00211-E City of Duncanville, Texas vs. Tommy Winn; Winn Properties and CC-20-03611-A City of Duncanville, Texas vs. Canaan Baptist Church, Dallas County at Law #5 and #1, respectively.

2. City Council shall convene into closed executive session pursuant to Section 551.071 and 551.074 to seek legal advice from City Attorney and deliberate the appointment and duties of the President of the Board of Directors of the Duncanville Community and Economic Development Corporation.

REGULAR SESSION - CONVENE INTO THE COUNCIL CHAMBERS (7:00 P.M. or immediately following the 6:00 pm Work Session/Briefing)

CALL TO ORDER

INVOCATION

PLEDGES - PLEDGE OF ALLEGIANCE; TEXAS PLEDGE OF ALLEGIANCE

1. REPORTS

A. Mayor's Report.

B. Councilmembers' Reports

C. City Manager's Report.

2. PROCLAMATIONS AND PRESENTATIONS

A. Receive a presentation from McConnell & Jones, LLP on the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2020, including the independent auditors' report. 12 - 156

Comprehensive Annual Financial Report

B. A Proclamation recognizing March 2021 as Women's History Month. 157 - 158
Women's History Month

C. A Proclamation Recognizing March 21-27, 2021 as Poison Prevention Week. 159 - 160
Poison Prevention Week

D. Proclamation in recognition of National Library Week, April 4-10, 2021. 161 - 162
National Library Week

E. State of the City Video.

3. CITIZENS' INPUT

"Pursuant to Section 551.007 of the Texas Gov't Code, any member of the public has the opportunity to address the City Council concerning any matter of public business or any posted agenda item; however, the Act prohibits the City Council from deliberating any issues not on the public agenda and such non-agenda issues may be referred to City staff for research and any future action; all persons addressing are subject to council adopted rules and limitations permitted by law"

To speak during Citizen Comments, you must register with the City Secretary before 4pm on Tuesday, April 6, 2021, email citysecretary@duncanville.com and title the email "Public Comment – April 6th. You will need to register with the link below and attend the meeting. During the Citizen Comments period of the agenda, the City Secretary will call your name and allow access to your camera and microphone for you to provide your comments. Feel free to email your comment to the City Secretary for the Mayor to read into the record for any unexpected technological issues that may arise.

The City Secretary will still set a two-minute time limit on the comments as they are read.

4. CONSENT AGENDA

The following may be acted upon in one motion. A City Councilmember may request items be removed from the Consent Agenda for individual consideration.

A. Consider the Minutes for the March 2, 2020 City Council Regular Meeting. 163 - 175
2021-03-02 - City Council - Minutes - UNAPPROVED

B. Consider a Resolution approving the terms and conditions of Professional Engineering Services Contract #21-009 for Engineering Design Services for the Cherry Street and Center Street alley from Alexander Avenue to Cockrell Hill Road Alley Reconstruction Project with IEA, Inc. in the proposed amount of $58,181.25. 176 - 215
Engineering Design Services for the Cherry Street and Center Street Alley

C. Consider a Resolution authorizing the incorporation of Amendment No. 3, Renewal No. 3 to Professional Service Agreement PSA-20-051 to Dalclay Corporation dba Masterplan in the amount of $10,000.00 for 216 - 223

Planning Consultant Services for the revised total contract amount of $59,500.00

Planning Consultant Services

D. Consider a Resolution authorizing the Final Contract Renewal Amendment for Micro-Surfacing Pavement Treatment Services from Viking Construction, Inc., through the City of Grand Prairie IFB #17041 for the unit prices bid, with an estimated expenditure amount of $510,642.59. 224 - 237

Micro-Surfacing from Viking Construction, Inc.

E. Consider a Resolution awarding Invitation to Bid IFB 21-0011 Dual Tube Night Vision Goggles with Helmet Mounts to Tactical Night Vision Company, Inc., through the City's competitive bid process, with an estimated expenditure amount up to $75,000.00. 238 - 258

FY21 Dual Tube Night Vision Goggle

F. Consider a Resolution authorizing a Cooperative Purchase of Athletic Supplies and Equipment from BSN Sports, LLC, using the Buyboard Contract #583-19 and #592-19 in the amount up to $75,000.00. 259 - 369

Athletic Supplies and Equipment

5. ITEMS FOR INDIVIDUAL CONSIDERATION

A. Conduct a Public Hearing (2021-05) and consider an Ordinance to revoke a Special Use Permit for a Dallas County Government Center (Ordinance No. 765) and retain the existing Neighborhood Office "NO" zoning district on Tract 35, Anderson Slayback Survey, Abstract No. 1299, approximately 1.964 acres, more commonly known as 100 E Wheatland Road, Duncanville. 370 - 386

SUP - Dallas County Government Center

B. Conduct a Public Hearing (2021-02) and consider an Ordinance to amend the existing Specific Use "SU" zoning to include a Specific Use Permit "SUP" for auto dealers, used cars only (pre-owned auto dealership) on Central Business Area, Section 3, Lot 5R, Block,1, approximately 5.994 acres, more commonly known as 611 E IH 20, Duncanville. 387 - 416

SUP - 611 E IH 20

C. Consider an Ordinance creating Classified Positions under Civil Service in the Police and Fire Departments; providing for a Pay Scale under Civil Service; repealing all Ordinances in conflict herewith; and, providing a severability clause; providing a repealing clause. 417 - 421

Classified Positions under Civil Service

D. Consider an Ordinance amending the Code of Ordinances by amending Chapter 18, 'Taxation', Article 1 'In General' by adding a new Section 18-4 entitled 'Residence Homestead Exemption' from ad valorem taxation in the minimum amount of three percent (3%) of assessed value in an amount no less than five thousand dollars ($5,000.00) for individuals who are owners of residences; and by reserving for future use Sections 18-5 through 18-10. 422 - 427

Residence Homestead Exemption

E. Consider a Resolution approving the Sign Control Board Grant of a variance allowing a wall sign on the rear wall of Take Out Burgers located at 795 W. Wheatland Road. 428 - 437

Take Out Burger

F. Take any necessary action as a result of the Executive Session.

6. STAFF AND BOARD REPORTS

A. Receive the Monthly Financial Report as of February 28, 2021. 438 - 451

Financial Report

B. Receive the Fire Department Quarterly Report. 452 - 460

Quarterly Report

ADJOURNMENT

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted in accordance with the regulations of the Texas Open Meetings Act on the bulletin board located at the entrance to the City of Duncanville City Hall, a place convenient and readily accessible to the general public, as well as to the City's website www.duncanville.com and said Notice was posted on the following date and time: **Thursday, April 1, 2021 at 5:00 P.M.** and remained posted for at least two hours after said meeting was convened.

Kristin Downs, City Secretary

PURSUANT TO SECTION 30.07, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS MEETING ROOM WITH A HANDGUN THAT IS CARRIED OPENLY.

DE CONFORMIDAD CON LA SECCIÓN 30.07 DEL CÓDIGO PENAL (PREVARICACIÓN POR LICENCIATARIO CON UNA ARMA DE MANO LLEVADA ABIERTAMENTE), UNA PERSONA CON LICENCIA BAJO EL SUBCAPÍTULO H, CAPÍTULO 411, CÓDIGO DE GOBIERNO (LEY DE LICENCIAS PARA PORTAR ARMAS), NO PUEDEN ENTRAR A LA SALA DE REUNIONES CON UNA ARMA DE MANO QUE SE PRACTICA ABIERTAMENTE.

****

"PURSUANT TO SECTION 30.06, PENAL CODE (TRESPASS BY HOLDER OF LICENSE TO CARRY A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUB-CHAPTER H, CHAPTER 411, GOVERNMENT CODE (CONCEALED HANDGUN LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN"

"DE ACUERDO CON LA SECCIÓN 30.06 DEL CÓDIGO PENAL (INGRESO SIN AUTORIZACIÓN DE UN PORTADOR DE UNA LICENCIA PARA LLEVAR UN ARMA CORTA OCULTA), UNA PERSONA CON LICENCIA SEGÚN EL SUBCAPÍTULO H, CAPÍTULO 411 DEL CÓDIGO DEL GOBIERNO (LEY PARA PORTAR ARMAS CORTAS OCULTAS), NO PUEDE INGRESAR A ESTA PROPIEDAD CON UN ARMA CORTA OCULTA"

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Discussion of Truck Traffic along Frank Keasler Blvd.

FY 2019 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

- **2. Create high quality neighborhoods and parks**
  - **Goal 2: Maximize city and community resources to improve quality of life in a sustainable manner.**

STAFF RESPONSIBLE:
Bryan G. Ramey II, P.E.

BACKGROUND/HISTORY:
Councilmember Jameson has requested this item to discuss trucks driving along Frank Keasler Blvd which runs through a residential area. Section 19-165 of the City Ordinance designates twenty-six streets or portions of streets as no-through-truck zones. Frank Keasler Blvd is not currently designated as a no-through-truck zone.

POLICY EXPLANATION:
Council approval is required to add an additional street to the list of no-through-truck zones in Ordinance Section 19-165.

FUNDING SOURCE:
N/A

Contract Log #:
N/A

RECOMMENDATION:
There is no action required at this time. City Staff is requesting only guidance and feedback from Council at this time.

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Discussion on Trash Collection by Republic Services during the Winter Storm Event which occurred in February 2021.

FY 2019 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

- **N/A**
  - **Goal: N/A**

STAFF RESPONSIBLE:
Bryan G. Ramey II, P.E., Director of Public Works

BACKGROUND/HISTORY:
Councilmember Anderson requested a discussion on trash collection by Republic Services during the Winter Storm Event which occurred in February 2021.

POLICY EXPLANATION:
N/A

FUNDING SOURCE:
N/A

Contract Log #:
N/A

RECOMMENDATION:
N/A

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Discuss Annual City Council Calendar.

FY 2019 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

- **1. Most engaged citizens in America**
  - **Goal: N/A**

STAFF RESPONSIBLE:
Kristin Downs, City Secretary

BACKGROUND/HISTORY:
Discussion regarding town hall meeting updates.

POLICY EXPLANATION:
City Council discuss 2021 calendar of events and provide input to staff for planning purposes.

FUNDING SOURCE:
NA

Contract Log #:
NA

RECOMMENDATION:
City Council discussion and input to 2020 calendar of events for City Council.

ATTACHMENTS:
Attachment 1 - City Council Calendar

April 2021

ATTACHMENT 1

April 2021

Su	Mo	Tu	We	Th	Fr	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

May 2021

Su	Mo	Tu	We	Th	Fr	Sa
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9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Mar 28	29	30	31	Apr 1	2	3
4	5	6 2:00pm Memorial - Paul Frederiksen (Senior Center) 6:00pm City Council Meeting (City Council	7	8	9	10
11	12	13 7:00pm Budget Town Hall (ZOOM)	14	15 12:00pm SEATA Meeting - Placeholder (TEAMS)	16	17 duncanSWITCH - Chamber Event [redacted]
18	19 8:00am Early Voting	20 6:00pm City Council Meeting (City Council Briefing Room / Chambers)	21	22	23 5:00pm	24 8:00am Early Voting
25 1:00pm Early Voting	26 7:00am Early Voting	27	28 7:00pm	29 7:00pm Fire Station #1 Public Forum (ZOOM)	30	May 1

May 2021

ATTACHMENT 1

May 2021

Su	Mo	Tu	We	Th	Fr	Sa
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

June 2021

Su	Mo	Tu	We	Th	Fr	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Apr 25	26	27	28	29	30	May 1 7:00am Election Day
2	3	4 6:00pm City Council Meeting (City Council Briefing Room / Chambers)	5	6	7	8
9	10	11	12	13	14 Police Memorial	15 duncanSWITCH - Chamber Event
16	17	18 6:00pm City Council Meeting (City Council Briefing Room / Chambers)	19	20	21	22 Fire Truck Pull
23	24 8:00am Run-Off - Early Voting	25	26	27	28 5:00pm	29 8:00am Run-Off - Early Voting
30 1:00pm Run-Off - Early Voting	31 NO VOTING - Run-Off - MEMORIAL HOLIDAY	Jun 1	2	3	4	5

June 2021

ATTACHMENT 1

June 2021

Su	Mo	Tu	We	Th	Fr	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

July 2021

Su	Mo	Tu	We	Th	Fr	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
May 30	31	Jun 1 7:00am Run-Off - Early Voting 6:00pm City Council Meeting (City Council Briefing Room /	2	3	4	5 7:00am Run-Off if needed
6	7	8	9	10	11	12
13	14	15 6:00pm City Council Meeting (City Council Briefing Room / Chambers)	16	17	18	19 duncanSWITCH - Chamber Event
20	21	22	23	24	25	26
27	28	29	30	Jul 1	2	3

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Receive a presentation from McConnell & Jones, LLP on the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2020, including the independent auditors' report.

FY 2019 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

- **1. Most engaged citizens in America**
  - **Goal 2: Maximize city and community resources to improve quality of life in a sustainable manner.**

STAFF RESPONSIBLE:
Richard Summerlin, Finance Director
Tia Pettis, Assistant Finance Director
Marlon Williams, Audit Partner at McConnell & Jones, LLP

BACKGROUND/HISTORY:
Section 2.18 of the Home Rule Charter requires an annual independent audit and examination of the City's books and accounts. The audit is required to be performed by a certified public accountant. The City engaged the firm of McConnell & Jones, LLP to perform the City's audit for fiscal year end September 30, 2020.

POLICY EXPLANATION:
Following the close of each fiscal year, the City's external independent auditors conduct an audit of the City's financial records including a review of the Comprehensive Annual Financial Report (CAFR) prepared by the finance department. The prime objective of this financial reporting is accountability. The goal of the audit is to provide users of the report reasonable assurance from an independent source that the information presented is reliable.

The CAFR is prepared in accordance with the Governmental Accounting Standards Board (GASB) and is a highly structured document primarily consisting of required elements. The most significant sections, in order of their appearance, include the following:

- **Introductory Section**- Overview by Management, including general information about the City, economic condition and outlook, major initiatives and other issues determined important by Management.
- **Independent Auditors' Report**- The Auditors' "opinion" as to how well the City's financial statements meet generally accepted auditing principles.
- **Management's Discussion and Analysis**- Highly structured report by Management that must include financial highlights, overview of the financial statements, condensed financial data,

including net position, results of operations, capital assets, debt and information on the upcoming year.

- **Financial Statements (Combined and Major Funds)**- Series of financial statements, both at the combined level (organization wide) and individual fund statements.
- **Notes to the Basic Financial Statements**- Highly structured series of notes, including information on the City's financial policies, and individual sections addressing cash and investments, receivables, capital assets, retirement systems, long-term debt, inter-fund transfers, and subsequent events.
- **Financial Statements (Non-major Funds)-** Series of financial statements for minor funds, including net position, changes in net position, and budget results.
- **Statistical Section**- Includes a variety of schedules, tables and statements containing information on financial trends, revenue capacity, debt capacity, operating information, and demographic and economic data.

Key financial highlights from the fiscal year ended September 30, 2020 can be found in the MD&A Section starting on page 5 of the CAFR.

In addition to the CAFR, a Single Audit Report was issued for the year ended September 30, 2020. A Single Audit is required when the City expends federal funds in excess of $750,000 per Title 2 U.S. Code of Federal (CFR) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards.

On February 24, 2021, the City's Audit Committee met with staff and McConnell & Jones, LLP to review the audit, CAFR and Single Audit Report for fiscal year 2020. The Report to Management lists the auditors' findings related to various financial operating procedures and any recommendations for improvements. In addition, the auditors outlined and validated the qualitative aspects of the City's accounting practices, staff's attention to completeness, procedures and controls, and noted ***no comments or material findings.***

Finance is pleased to report that the City has again attained an unmodified audit opinion, (the highest and best opinion) validating the fair and accurate presentation of our financial status for the fiscal year ended September 30, 2020.

FUNDING SOURCE:
N/A

Contract Log #:
N/A

RECOMMENDATION:
There is no City Council action required.

ATTACHMENTS:
Attachment 1 - Comprehensive Annual Financial Report FY20
Attachment 2 - Single Audit Report FY20

Attachment 1

Comprehensive Annual Financial Report

For the Year Ended September 30, 2020

Duncanville
City of Champions

Duncanville, Texas

Concrete Crew rebuilding a neighborhood sidewalk and adding an ADA ramp

Attachment 1

Attachment 1

COMPREHENSIVE ANNUAL FINANCIAL REPORT

OF THE

CITY OF DUNCANVILLE, TEXAS

FOR

FISCAL YEAR ENDED

SEPTEMBER 30, 2020

PREPARED BY:

CITY OF DUNCANVILLE

FINANCE DEPARTMENT

Attachment 1

Attachment 1

CITY OF DUNCANVILLE, TEXAS

COMPREHENSIVE ANNUAL FINANCIAL REPORT
FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2020

TABLE OF CONTENTS

Page

INTRODUCTORY SECTION:

Letter of Transmittal..... i

GFOA Certificate of Achievement..... vii

Organizational Chart..... viii

Principal Officials..... ix

City of Duncanville Area Map..... x

FINANCIAL SECTION:

Independent Auditor's Report..... 1

Management's Discussion and Analysis..... 5

Basic Financial Statements:

Government-wide Financial Statements:
Statement of Net Position.....15
Statement of Activities..... 16

Fund Financial Statements:
Governmental Funds:
Balance Sheet- Governmental Funds.....18
Reconciliation of the Balance Sheet of Governmental Funds to the Statement of Net Position..... 19
Statement of Revenues, Expenditures, and Changes in Fund Balances-Governmental Funds..... 20
Reconciliation of the Statement of Revenues, Expenditures, and Changes in Fund Balances of Governmental Funds to the Statement of Activities..... 21
Statement of Revenues, Expenditures, and Changes in Fund Balance-Budget and Actual-General Fund..... 22

Proprietary Funds:
Statement of Net Position-Proprietary Funds..... 23
Statement of Revenues, Expenses, and Changes in Fund Net Position-Proprietary Funds..... 24
Statement of Cash Flows-Proprietary Funds..... 25

Notes to the Basic Financial Statements.....26

Attachment 1

TABLE OF CONTENTS
(Continued)

Page

Required Supplementary Information:
Texas Municipal Retirement System (TMRS) –
Schedule of Changes in Net Pension Liability and Related Ratios…… 56
Schedule of Contributions…… 58
Schedule of Changes in Total Other Postemployment Benefits Liability and Related Ratios…..... 59

Combining and Individual Fund Statements and Schedules:

General Fund:
Budgetary Comparison Schedule of Revenues…… 61
Budgetary Comparison Schedule of Expenditures…….. 62

Non-Major Governmental Funds:
Description of Individual Non-Major Governmental Funds…… 67
Combining Balance Sheet…… 68
Combining Statement of Revenues, Expenditures and Changes in Fund Balances…….... 69
Non-Major Special Revenue Funds Combining Balance Sheet…… 70
Non-Major Special Revenue Funds Combining Statement of Revenues, Expenditures and Changes in Fund Balances…… 72
Hotel-Motel Tax Fund Schedule of Revenues, Expenditures and Changes in Fund Balance Budget and Actual……..... 74
Drainage Fees Fund Schedule of Revenues Expenditures and Changes in Fund Balance Budget and Actual ……..... 75
Traffic Improvement and Safety Fund Schedule of Revenues, Expenditures, and Changes in Fund Balance Budget and Actual…… 76
Non-Major Capital Projects Funds Combining Balance Sheet…… 77
Non-Major Capital Projects Funds Combining Statement of Revenues, Expenditures and Changes in Fund Balances…… 78
Debt Service Fund Schedule of Revenues and Expenditures Budget and Actual…… 79

Enterprise Funds:
Schedule of Detailed Revenues- Budget and Actual…….... 81
Schedule of Expenditures-Budget and Actual……..……..... 82

Internal Service Funds:
Description of Individual Internal Service Funds…… 84
Combining Statement of Net Position…… 85
Combining Statement of Revenues, Expenses, and Changes in Fund Net Position…… 86
Combining Statement of Cash Flows…….. 87

Component Unit Fund Financial Statements:
Description of Component Unit……..…… 88
Balance Sheet- Fund Level……... 89
Reconciliation of the Balance Sheet of Governmental Funds to the Statement of Net Position…… 90
Statement of Revenues, Expenditures, and Changes in Fund Balances Fund Level…….…… 91
Reconciliation of the Statement of Revenues, Expenditures, and Changes in Fund Balances of Governmental Funds to the Statement of Activities…….. 92

Attachment 1

TABLE OF CONTENTS
(Continued)

	Schedule	Page
STATISTICAL SECTION (Unaudited):		
Net Position by Component - Last Ten Fiscal Years	1	95
Changes in Net Position - Last Ten Fiscal Years	2	96
Fund Balances, Governmental Funds - Last Ten Fiscal Years	3	98
Changes in Fund Balances, Governmental Funds - Last Ten Fiscal Years	4	99
Assessed Value and Estimated Actual Value of Taxable Property - Last Ten Fiscal Years	5	100
Property Tax Rates - Direct and Overlapping Governments - Last Ten Fiscal Years	6	101
Principal Property Taxpayers – Current Year and Nine Years Ago	7	102
Property Tax Levies and Collections – Last Ten Fiscal Years	8	103
Ratios of Outstanding Debt by Type – Last Ten Fiscal Years	9	104
Ratios of General Bonded Debt Outstanding – Last Ten Fiscal Years	10	105
Direct and Overlapping Governmental Activities Debt As of September 30, 2020	11	106
Legal Debt Margin Information As of September 30, 2020	12	107
Pledged-Revenue Coverage - Last Ten Fiscal Years	13	108
Demographic and Economic Statistics – Last Ten Fiscal Years	14	109
Principal Employers – Current Year and Nine Years Ago	15	110
Full-time Equivalent City Government Employees – Last Ten Fiscal Years	16	111
Operating Indicators by Function/Program – Last Ten Fiscal Years	17	112
Capital Asset Statistics by Function/Program – Last Ten Fiscal Years	18	113

Attachment 1

Duncanville
City of Champions

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Attachment 1

Aretha Ferrell-Benavides
City Manager

February 24, 2021

The Honorable Mayor and Members of the City Council
City of Duncanville
Duncanville, Texas

The Finance Department and City Manager's Office are pleased to submit the Comprehensive Annual Financial Report (CAFR) for the City of Duncanville, Texas for the fiscal year ended September 30, 2020.

This report provides the City Council, City staff, our citizens, our bondholders and other interested parties with detailed information concerning the financial position and activities of the City of Duncanville. Responsibility for the accuracy of the presented data and the completeness and fairness of the presentation, including all disclosures, rests with the City.

To the best of our knowledge and belief, the enclosed data is accurate in all material respects, and is organized in a manner designed to fairly present the financial position and results of operations of the City as measured by the financial activity in our various funds. We also believe all disclosures necessary to enable the reader to gain the maximum understanding of the City's financial affairs are included.

McConnel & Jones L.L.P., Certified Public Accountants, have issued an unmodified ("clean") opinion on the City of Duncanville's financial statements for the year ended September 30, 2020. The independent auditor's report is located at the beginning of the financial section of this CAFR.

Management's discussion and analysis (MD&A) immediately follows the independent auditor's report and provides a narrative introduction, overview, and analysis of the basic financial statements. MD&A complement this letter of transmittal and should be read in conjunction with it.

CITY PROFILE

Location

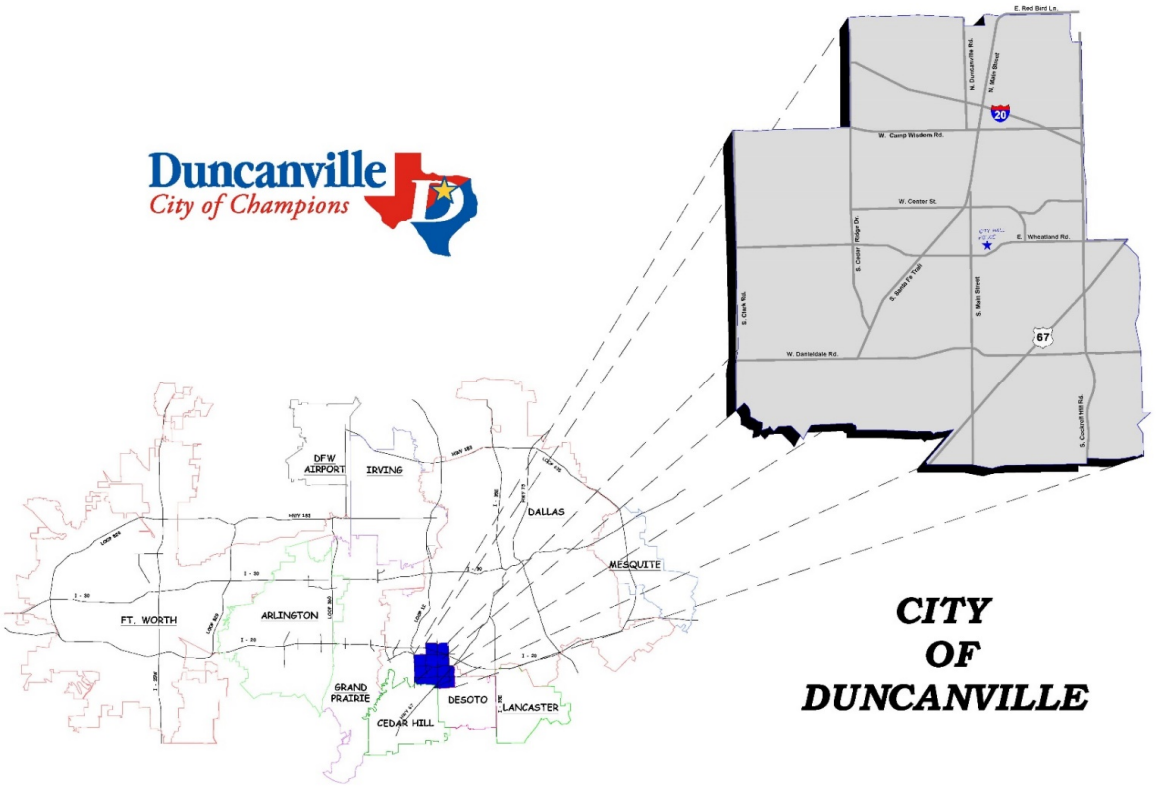
Located in the Best Southwest portion of Dallas County, the City of Duncanville is situated approximately 20 minutes from Fort Worth and just minutes from downtown Dallas. The City covers approximately 12 square miles and is easily accessible from major interstate and highway systems in North Texas, including I-35 (the NAFTA Corridor), I-20, and Highway 67. The 2020 estimated population for the City was 40,739 (Source: ESRI).

The City is a political subdivision and municipal corporation of the State of Texas, duly organized and existing under the laws of the State of Texas, including the City's Home Rule Charter. The City was incorporated in 1949, and first adopted the Home Rule Charter May 5, 1962. The City operates under a Council/Manager form of government with a City Council comprised of the Mayor and six Council members, who enact local laws, determine policies and adopt the annual budget. The term of office is two years with the terms of the Mayor and two of the Council members' terms expiring in even-numbered years and the terms of the remaining four Council members expiring in odd-numbered years. The City Manager, appointed by City Council, is the chief administrative officer for the City and is responsible for the daily management of the City. The basic financial statements of the City include all government activities, organizations, functions and a discreet component unit (Duncanville Community Economic Development Corporation - DCEDC) for which the City is financially accountable as defined by the Governmental Accounting Standards Board (GASB). Based on these criteria, no other governmental organizations are included in this report.

Attachment 1

Services Provided

The City provides necessary services while managing costs to deliver services through a rigorous budget and accounting process. Major services provided under general government and enterprise functions are: public safety (police and fire protection), emergency medical services, highways and streets, water and sanitary sewer utilities, health and social services, culture and recreation, library services, public improvements, planning and zoning, and general administrative services.



ACCOUNTING SYSTEM AND BUDGETARY CONTROL

The City's accounting records for general governmental operations are maintained on a modified accrual basis, with revenues being recorded when available and measurable and expenditures being recorded when services or goods are received, and liabilities are incurred. Accounting records for the City's utility funds, the Duncanville Fieldhouse, and other proprietary activities are maintained on the accrual basis. Individual line items are reviewed and analyzed for budgetary compliance. Personnel expenditures are monitored and controlled at a position level and capital expenditures (items over $5,000 and having a useful life of three or more years) are monitored and controlled item by item. Revenue and expenditure budgets are reviewed monthly and monthly financial reports are presented to City Council.

Management of the City is responsible for establishing and maintaining internal controls that safeguard the assets of the City from loss, theft or misuse and to ensure that adequate accounting data are compiled to allow for the preparation of financial statements in conformity with generally accepted accounting principles (GAAP). The internal control structure is designed to provide reasonable, but not absolute, assurance that these objectives are met. The concept of reasonable assurance recognizes that: (1) the cost of a control should not exceed the benefits likely to be derived; and (2) the valuation of costs and benefits requires estimates and judgements by management. The City also uses a third party to host an anonymous fraud hotline as an additional deterrent against loss and misuse of city assets.

All internal control evaluations occur within the above framework. We believe that the City's internal accounting controls adequately safeguard assets and provide reasonable assurance of proper recording of financial transactions.

The City Charter provides that City Council adopt the annual budget prepared by City Management. This budget is reviewed by the City Council and is formally adopted by the passage of a budget ordinance. The City Manager is authorized to transfer budgeted amounts between line items and departments within any fund; however, any revisions that alter the total expenditures of any fund must be approved by the City Council.

Budgetary control has been established at the individual fund level. Monthly financial reports are produced showing budget and actual expenditures by line item and are available to all City departmental and divisional management. The objective of these budgetary controls is to ensure compliance with legal provisions embodied in the annual appropriation budget approved by the City Council. Budgetary control is maintained using an automated general ledger system that compares actual expenditures to the legally adopted appropriation in each line-item account.

As demonstrated by the statements and schedules included in the financial section of this report, the City maintains sound fiscal management.

ECONOMIC OUTLOOK AND FINANCIAL CONDITION

The information presented in the financial statements is perhaps best understood when it is considered from the broader perspective of the specific environment within which the City operates.

Regional Economy

- The 2019 official estimate according to the U.S. Census Bureau has the Dallas/Fort Worth Metroplex (DFW) at a population of 7,573,136. The Dallas-Fort Worth-Arlington MSA is, by population, the largest metropolitan area in Texas, the largest in the South, and the fourth-largest in the United States. (Wikipedia)

- As of 2019, Dallas–Fort Worth has been a magnet for corporate headquarters and major company operations, attracting 24 Fortune 500 and 43 Fortune 1000 companies. (Dallas Regional Chamber)

- In 2018, the DFW Metropolitan area was the eighth largest export market in the United States. (Dallas Regional Chamber)

- DFW job loss due to the pandemic in 2020 was 2.5% which compares favorably with the 6.0% national decline. (US Bureau of Labor Statistics)

- 97% of businesses in the DFW Region have less than 100 employees; and 17 companies made the Inc. 500 list, and a total of 189 companies were listed in the Inc. 5000 list in 2019. (Dallas Regional Chamber)

- DFW is home to an impressive group of foreign based subsidiaries locating their U.S. headquarters or substantial operations within the region. (Dallas Regional Chamber)

- DFW has the 7th largest concentration of high-tech jobs in the United States for 2019. (Dallas Regional Chamber)

- The Dallas–Fort Worth region offers a variety of public and private schools, with robust programming in life sciences, engineering, and the arts. The University of North Texas at Denton, the University of Texas at Dallas, and the University of Texas at Arlington are among Texas' eight "emerging research" universities and are currently expanding program capabilities and funding to remain at the top end of research institutions. UT Southwestern Medical Center is among the nation's best in biology and biochemistry research, boasting countless clinical breakthroughs and innovations. (Dallas Regional Chamber)

- 82 Acute Care Hospitals and numerous other major medical centers serve the DFW Region. (Dallas Regional Chamber)

Duncanville's Position in the Region

Duncanville is known as a first-tier suburb, meaning it is one of the first suburban cities to have developed on the outer rim of Dallas. The bulk of the development activity took place during the 1960's and 1970's, leaving only a few small vacant tracts available and the City essentially serving as a bedroom community (67% residential).

Attachment 1

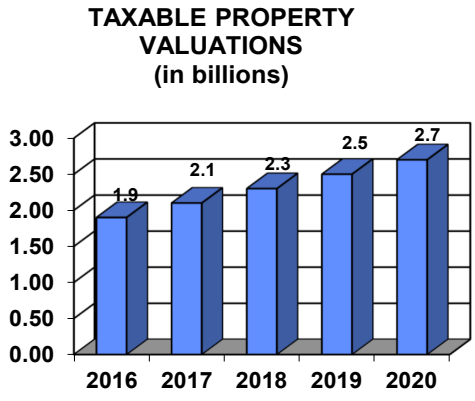
A full study for the revitalization of Main Street has been completed utilizing the concept of New Urbanism, which involves higher density uses to help create a compatible live/work environment. In addition to the Main Street re-development plans, the City has developed a comprehensive plan, Destination Duncanville, which creates a vision for the city over the next 20 to 30 years and provides a framework for strategic and policy related decisions that are necessary to achieve that vision. To assist in managing changes that occur over the years, the comprehensive plan will provide direction on how to prioritize the City's response to the demands brought about by change and how to best allocate the City's resources to deal with growth and redevelopment related issues.
Duncanville has limited land available for new residential and commercial development. However, Duncanville is still home to a diversified group of manufacturing and distribution firms. Major manufacturing industries within the city produce corrugated storage and filing boxes, bakery products, fabricated sheet-metal products, cabinets, doors, and frozen foods.

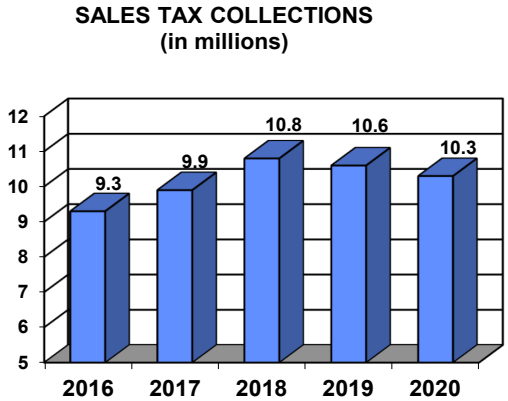
Duncanville's citizens and business community are committed to managed growth and maintaining the level of economic prosperity and quality of life Duncanville currently enjoys.

In addition, the following major initiatives are in place, contributing to the overall health of the City:

- Texas Department of Transportation construction of new east and west bound service roads along I-20 between Main Street and Camp Wisdom Boulevard (construction started in 2019)
- Maintaining an aggressive water and sewer line rehabilitation/replacement program
- Improving access to Duncanville and access to surrounding cities via expansion of U.S. Highway 67 through a Texas Department of Transportation construction project to add a main lane in each direction (construction nearing completion)
- Comprehensive Plan (Destination Duncanville) Study and Parks Master Plan update; zoning ordinance update underway to reflect goals of the Comprehensive Plan
- Completion of Pavement Management Study to more cost effectively program future street maintenance needs, and increased funding for street maintenance to achieve desired level of condition
- Established a Vacant Building Ordinance to mitigate commercial and industrial structure vacancies. The ordinance provisions include registration of vacant property, enhanced conditions and expectations for maintenance, and new requirements to secure structures
- Adopted a Rental Registration Program promoting the health, safety, and general welfare of the City and its residents by adopting and enforcing regulations regarding residential rental properties which are offered for lease, barter, or rent in the City of Duncanville.
- Bonds were sold in 2019 to fund major street and park improvements, upgrade existing city facilities, and construct a new fire station and emergency operations center

Economic Signs





Future Economic Outlook

Duncanville experienced unfavorable economic times in 2008 thru 2013 with the housing market decline and a recessionary economy. Fiscal year 2013-14 indicated a significant reversal as sales tax collections began an upward trend due to economic development and the economic recovery including the housing industry. In 2019, Duncanville lost a major sales tax generator due to the sale of the company and subsequent change of sales origination to company headquarters located outside Duncanville. The COVID-19 pandemic entered the picture in March 2020 and sales tax and general economic activity turned downward again. Housing activity remains relatively robust, and the economic recovery from the pandemic seems promising as vaccines roll out across the nation. The acquisition of the Duncanville Fieldhouse presents a unique opportunity. The DCEDC has agreed to fund the debt service on the building. The debt was refinanced in 2016 to take advantage of lower interest rates which will save $826,645 over the remaining life of the bonds. The debt will be retired in the year 2024. The Fieldhouse is expected to eventually become a contributor to the general fund (for overhead reimbursement for General Government and Finance support) which will provide another source of revenue to support City operations. As the effects of SB1(property tax caps) are experienced over the next few years, this potential new revenue source will be most important.

In November 2018, voters passed an election to issue $21.6 million in general obligation bonds that will be used to enhance streets, parks, existing city buildings, and construct a new firefighting facility that will house Duncanville's Emergency Operations Center.

Relevant Financial Policies

It is the City's policy that all interest-bearing demand deposits and time deposits are secured by pledged collateral with a market value equal to no less than 102% of the deposits less the amount insured by the FDIC (currently $250,000). Evidence of the pledged collateral is maintained by the Finance Department and a third-party financial institution. Pledged collateral is reviewed by the Finance Director or our investment advisors, Valley View Investments. The safekeeping institution, or Custodian, is the Federal Reserve Bank or an institution not affiliated with the firm pledging the collateral. The safekeeping agreement is a three-party contract between the City, the depository bank and the Federal Reserve Bank as custodian. The City also accepts letters of credit drawn on the Federal Home Loan Bank as collateral to protect investments.

Investment reports are presented to the City Council each quarter. These reports summarize all investments of the City and compare returns to benchmarks such as the 90-day Treasury-Bill rates. The reports also describe the portfolio in terms of investment securities, maturities, and risk characteristics. All investments and reports comply with the Public Funds Investment Act.

All investments transacted by the City are purchased using the delivery versus payment method. That is, funds are not wired or paid until verification has been made that the correct security has been received by the Custodian. The security is held in the name of the City or held on behalf of the City. The Custodian's records must assure the notation of the City's ownership or explicit claim on the securities. The original copy of all safekeeping statements is delivered to the City.

The Audit Committee of the Duncanville City Council is chartered to assist the City Council in fulfilling its financial and compliance oversight responsibilities. The Audit Committee is the City Council's principal agent in ensuring the independence of the City's annual financial audit, the integrity of City management, and the adequacy of financial disclosures to the public. The Audit Committee serves as the focal point for communication between the City Council, the independent auditor, and City management. The Audit Committee's primary duties and responsibilities are to: 1) Advise the City Council and management on the selection of the independent auditor. 2) Serve as an independent and objective party to monitor the City's financial and compliance reporting process and internal control system. 3) Review and appraise the audit efforts of the City's independent auditor. 4) Provide an open avenue of communication among the independent auditor, financial and senior management, and the Duncanville City Council.

Long-Term Financial Planning

The City Financial Policy states that the target fund balance of 60 days of operations should be maintained in the general fund. The City elected to target a 75-day fund balance for FY20 to insure against unforeseen changes that might negatively impact revenues or expenditures. The City also maintains 5-year capital improvement budget for streets, parks, water and wastewater, and city buildings. A fleet replacement fund is utilized where each cost center, with capital equipment, pre-funds replacement costs so that no borrowing is required. A similar Information Technology replacement fund is also used to pre-fund computer and server replacements.

Attachment 1

OTHER INFORMATION

Independent Audit

The City Charter requires an independent audit of the City's financial records each year by qualified certified public accountants selected by the City Council. This requirement has been complied with and the independent auditors' report has been included in this report.

GFOA Certificate of Achievement

The Government Finance Officers Association of the United States and Canada (GFOA) awarded a Certificate of Achievement for Excellence in Financial Reporting to the City of Duncanville for its Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2019. The Certificate of Achievement is a prestigious national award recognizing conformance with the highest standards for preparation of state and local government financial reports.

To be awarded a Certificate of Achievement, a government unit must publish an easily readable and efficiently organized comprehensive annual financial report, whose contents conform to program standards. The CAFR must satisfy both generally accepted accounting principles and applicable legal requirements.

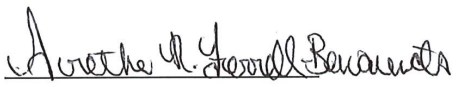
A Certificate of Achievement is valid for a period of one year only. We believe our current report for the year ended September 30, 2020 continues to conform to the Certificate of Achievement program requirements, and we are submitting it to the GFOA for review.

Acknowledgments

The preparation of this report on a timely basis was made possible by the dedicated service of the entire staff of the Finance Department. Our sincere appreciation for the contributions made in the preparation of this report goes out to Tia Pettis, Assistant Finance Director, and each contributing member of the staff.

We would also like to thank the members of the City Council for their support in planning and conducting the financial operations of the City in a responsible and progressive manner.

Sincerely,



Aretha Ferrell-Benavides
City Manager

Richard Summerlin, CPA, CGFO
Finance Director

Attachment 1

Government Finance Officers Association

Certificate of Achievement for Excellence in Financial Reporting

Presented to

City of Duncanville
Texas

For its Comprehensive Annual
Financial Report
For the Fiscal Year Ended

September 30, 2019

Christopher P. Morrill

Executive Director/CEO

Duncanville
City of Champions

City of Duncanville
Organizational Chart
September 30, 2020

Citizens of Duncanville

Mayor & City Council (Elected)

Office of the City Manager

FIRE
- Fire Administration
- Fire Prevention
- Fire Suppression
- Advanced Life Support
- Emergency Management

POLICE
- Police Administration
- Patrol
- Criminal Investigation
- Animal Control
- Crime Prevention
- Communications/Records
- Special Services

ECONOMIC DEVELOPMENT
- Economic Development Administration
- Convention & Visitor Bureau

GENERAL GOVERNMENT
- Administrative Services
- Information Systems
- Community Information
- Library Services
- Human Resources

FINANCE
- Finance Administration
- Purchasing
- Municipal Court
- City Marshal
- Utility Accounting

PUBLIC WORKS
- Public Works Administration
- Engineering & Planning
- Building Inspection
- Code Enforcement
- Street Maintenance
- Water/Wastewater Services
- Equipment Services
- Solid Waste

PARKS AND RECREATION
- Parks and Recreation Administration
- Recreation Programs
- Building Services
- Municipal Grounds
- Senior Center
- Duncanville Fieldhouse

Attachment 1

CITY OF DUNCANVILLE

CITY COUNCIL

Barry L. Gordon, Mayor

Mark D. Cooks, Mayor Pro Tem, District 4

Joe Veracruz, Councilmember District 1

Don McBurnett, Councilmember District 2

Monte Anderson, Councilmember District 3

Johnette Jameson, Councilmember District 5

Patrick Harvey, Councilmember At-Large

★ ★ ★ ★

ADMINISTRATIVE OFFICIALS

Aretha Ferrell-Benavides, City Manager

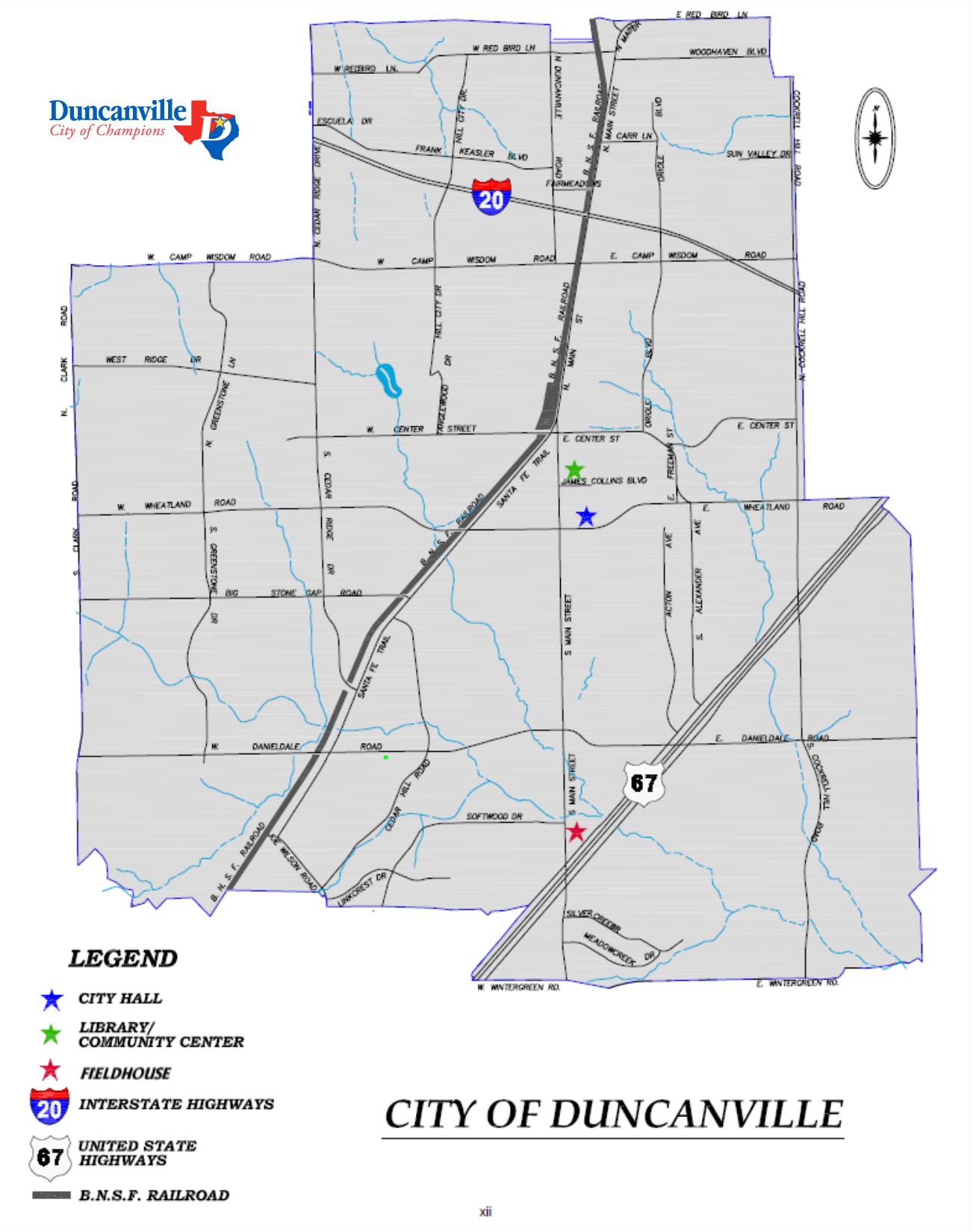
Paul Frederiksen, Assistant City Manager

Richard Summerlin, Finance Director

Tia Pettis, Assistant Finance Director

Kristin Downs, City Secretary

Attachment 1



Attachment 1

McCONNELL & JONES LLP
CERTIFIED PUBLIC ACCOUNTANTS

Independent Auditor's Report

To the City Council
City of Duncanville, Texas

We have audited the accompanying financial statements of the governmental activities, the business-type activities, the aggregate discretely presented component unit, each major fund, and the aggregate remaining fund information of the City of Duncanville, Texas (the City), as of and for the year ended September 30, 2020, and the related notes to the financial statements, which collectively comprise the City's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

4828 Loop Central Dr.
Suite 1000
Houston, TX 77081
Phone: 713.968.1600
Fax: 713.968.1601

WWW.MCCONNELLJONES.COM

Opinions

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, the business-type activities, the aggregate discretely presented component unit, each major fund, and the aggregate remaining fund information of the City of Duncanville, Texas, as of September 30, 2020, and, the respective changes in financial position and, where applicable, cash flows thereof and the respective budgetary comparison for the General Fund for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Other Matters

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis (pages 5 through 13), Schedule of Changes in Net Pension (pages 56 through 58), and Schedule of Changes in Other Postemployment Benefits (page 59), be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Other Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the City's basic financial statements. The introductory section, combining and individual nonmajor fund financial statements, and statistical section are presented for purposes of additional analysis and are not a required part of the basic financial statements.

The combining and individual nonmajor fund financial statements are the responsibility of management and were derived from and relate directly to the underlying accounting and other records used to prepare the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the combining and individual nonmajor fund financial statements are fairly stated, in all material respects, in relation to the basic financial statements as a whole.

The introductory and statistical sections have not been subjected to the auditing procedures applied in the audit of the basic financial statements and, accordingly, we do not express an opinion or provide any assurance on them.

Other Reporting Required by *Government Auditing Standards*

In accordance with *Government Auditing Standards*, we have also issued our report dated February 24, 2021, on our consideration of the City's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters, The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the City's internal control over financial reporting and compliance.

McConnell & Jones

Houston, Texas
February 24, 2021

Attachment 1

Duncanville
City of Champions

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Attachment 1

City of Duncanville, Texas

Management's Discussion and Analysis
for the Fiscal Year Ended September 30, 2020

As management of the City of Duncanville, we offer readers of the City's financial statements this narrative overview and analysis of the financial activities of the City for the fiscal year ended September 30, 2020. We encourage readers to consider the information presented here in conjunction with our letter of transmittal at the front of this report and the financial statements which follow this section.

Financial Highlights

- The assets and deferred outflows of resources of the City exceeded its liabilities and deferred inflows of resources at the close of the most recent fiscal year by $129.4 million (net position). This number must be viewed in the context that the vast majority of the City's net position of $97.2 million are invested in capital assets and that most capital assets in government do not directly generate revenue nor can be sold to generate liquid capital. Net position of $6.6 million is restricted for various purposes such as capital projects, public safety or community programs. The remaining $25.6 million (unrestricted net position) may be used to meet the government's ongoing obligations to citizens and creditors.

- The City's governmental activities total assets and deferred outflows exceeded total liabilities and deferred inflows by $71.6 million (net position). Governmental activities net position increased by $724 thousand.

- As of the close of the current fiscal year, City of Duncanville governmental funds reported combined ending fund balances of $41.5 million, an increase of $564 thousand from the prior year. Of this amount, $11.7 million is unassigned and available for spending subject to the City's self-imposed limitations by management for intended use.

- At year-end, the ending fund balance for the General Fund was $14 million. On a current financial resources basis, total fund balance for the General Fund increased by $1.4 million.

- The City's net bonded debt decreased by $900 thousand during this current fiscal year.

- The effects of the COVID-19 global pandemic impacted the City with demands of responding to the public emergency and revenue loss caused by economic downturn. The United States passed Coronavirus Aid, Relief, and Economic Security Act, also known as CARES Act. In fiscal year 2020, the City received $915 thousand of CARES Act funding passed through from Dallas County's allocation from the US Treasury. The funds were used for responding to the COVID-19 pandemic but could not be used for revenue replacement.

- The City has seen property tax revenue increases for the past seven fiscal years. Sales tax revenue has decreased and is expected to continue on this trend as the economy is affected by the pandemic. The Economic Factors and Next Year's Budget section on the last page of this discussion provides additional information on this subject.

Overview of the Financial Statements

This discussion and analysis is intended to serve as an introduction to the City of Duncanville's basic financial statements. The City's basic financial statements are comprised of three components: 1) government-wide financial statements, 2) fund financial statements and 3) notes to the basic financial statements. This report also contains other supplementary information in addition to the basic financial statements.

Government-wide financial statements. The government-wide financial statements are designed to provide readers with a broad overview of the City's finances, in a manner similar to a private sector business. The main goal is to ascertain whether the City of Duncanville is in a better financial position at the end of the current fiscal year compared to the previous year. The government-wide financial statements

report information about the City as a whole and about its activities in a way that helps to determine this relative position. Other non-financial factors should also be taken into consideration to assess the overall health or financial condition of the City. Examples include but are not limited to changes in the City's property tax base and the condition of the City's streets.

The statement of net position presents information on all of the City's assets, deferred outflows (inflows) and liabilities, with the difference reported as net position. Over time, increases or decreases in net position may serve as a useful indicator of whether the financial position of the City is improving or deteriorating.

The statement of activities presents information showing how the City's net position changed during the fiscal year. All changes in net position are reported when the underlying event giving rise to the change occurs, regardless of the timing of related cash flows. Thus, revenues and expenses are reported in this statement for some items that will only result in cash flows in future fiscal periods (e.g., uncollected taxes and earned but unused vacation leave).

Both of the government-wide financial statements distinguish functions of the City that are principally supported by taxes and intergovernmental revenues (governmental activities) from the functions that are intended to recover all or a significant portion of their costs through user fees and charges (business-type activities). Governmental activities include most of the City's basic services such as police, fire, public works, code compliance, library, parks and recreation, economic development and community services as well as general government activities. The business-type activities of the City include water, sewer, solid waste services and a sports facility.

The government-wide financial statements include not only the City itself (the primary government), but also the Duncanville Community and Economic Development Corporation (DCEDC) (a discretely presented component unit). The government-wide financials can be found on pages 15-17 of this report.

Fund financial statements. A fund is a grouping of related accounts that is used to maintain control over resources that have been segregated for specific activities or objectives. The City, like other state and local governments, uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements. All of the funds of the City can be divided into two categories: governmental funds and proprietary funds.

Governmental funds. Governmental funds are used to account for essentially the same functions reported as governmental activities in the government-wide financial statements. However, unlike the government-wide financial statements, governmental fund financial statements focus on current sources and uses of spendable resources, as well as on balances of spendable resources available at the end of the fiscal year. Such information may be useful in evaluating a government's near-term financing requirements.

Because the focus of governmental funds is narrower than that of the government-wide financial statements, it is useful to compare the information presented for the governmental funds with similar information presented for governmental activities in the government-wide financial statements. By doing so, readers may better understand the long-term impact of the government's near term financing decisions. Both the governmental fund balance sheet and the governmental fund statement of revenues, expenditures and changes in fund balances provide a reconciliation to facilitate this comparison between governmental funds and governmental activities. The basic governmental fund financial statements can be found on pages 18-22 of this report.

The City maintains fifteen governmental funds. Information is presented separately in the governmental funds balance sheet and in the governmental funds statement of revenues, expenditures and changes in fund balances for the General, Debt Service, and Bond Capital Projects, all of which are to be considered major funds. Data from nine non-major special revenue funds and three non-major capital project funds are combined into a single, aggregated presentation. Individual fund data for these non-major governmental funds is provided in the form of combining statements on pages 68-78 of this report.

The City adopts an annual appropriated budget for its General, Debt Service, Hotel Tax, Drainage Fees, and Traffic Improvement and Safety Special Revenue funds. A budgetary comparison statement has been provided for the General fund as part of the basic financial statements.

Proprietary funds. The City maintains two types of proprietary funds. Enterprise funds are used to report the same functions presented as business-type activities in the government-wide financial statements. The City uses enterprise funds to account for its Utility (water and sewer), Solid Waste, and Sports Facility operations. Internal service funds are an accounting device used to accumulate and allocate costs internally among the City's various functions. The City uses internal service funds to account for its group health insurance, general liability insurance programs, and fleet and information technology replacement activities. All of these programs are predominantly governmental activities; however, as they benefit both governmental and business-type activities, current year results have been allocated by function in the government-wide financial statements.

Proprietary funds provide the same type of information as the government-wide financial statements, only in more detail. The proprietary fund financial statements provide separate information for the Utility, Solid Waste and Sports Facility funds since all are considered to be major funds of the City. Conversely, all of the internal service funds are combined into a single, aggregated presentation in the proprietary fund financial statements. The basic proprietary fund financial statements can be found on pages 23-25 of this report. Individual fund data for proprietary funds in the form of budget data and combining statements can be found on pages 81-87 of this report.

Notes to the Basic Financial Statements. The notes provide additional information that is essential to a full understanding of the data provided in the government-wide and fund financial statements. The notes can be found immediately following the basic financial statements on pages 26-55 of this report.

Other Information. In addition to the basic financial statements and accompanying notes, this report also presents certain required supplementary information concerning the City's progress in funding its obligation to provide pension and other postemployment benefits to its employees. Required supplementary information is presented immediately following the notes to the basic financial statements.

The combining and individual fund statements and schedules are presented immediately following the required supplementary information. Included are budgetary schedules of revenues and expenditures for the General fund, non-major governmental fund individual and combining statements, and a schedule of operating revenues and expenses for the Utility, Solid Waste and Sports Facility funds.

Government-Wide Financial Analysis

As noted earlier, net position may serve over time as a useful indicator of a government's financial position. The City of Duncanville's assets and deferred outflows of resources exceeded its liabilities and deferred inflows of resources by $129.4 million as of September 30, 2020.

City of Duncanville's Net Position

	Governmental Activities		Business-Type Activities		Total	
	FY 2020	FY 2019	FY 2020	FY 2019	FY 2020	FY 2019
Current and other assets	$ 48,800,260	$ 48,834,192	$ 18,990,374	$ 21,050,859	$ 67,790,634	$ 69,885,051
Capital assets, net	55,887,416	55,944,710	44,861,798	40,637,066	100,749,214	96,581,776
Total assets	104,687,676	104,778,902	63,852,172	61,687,925	168,539,848	166,466,827
Total deferred outflows of resources	2,649,254	7,844,101	295,889	942,845	2,945,143	8,786,946
Current liabilities	2,328,914	4,046,035	2,683,434	2,676,878	5,012,348	6,722,913
Noncurrent liabilities	30,001,659	37,425,932	3,294,046	4,766,221	33,295,705	42,192,153
Total liabilities	32,330,573	41,471,967	5,977,480	7,443,099	38,308,053	48,915,066
Total deferred inflows of resources	3,402,841	271,191	391,745	34,199	3,794,586	305,390
Net investment in capital assets	54,987,476	34,007,758	42,172,912	37,354,472	97,160,388	71,362,230
Restricted net position	6,599,995	28,118,603	-	-	6,599,995	28,118,603
Unrestricted net position	10,016,045	8,753,484	15,605,924	17,799,000	25,621,969	26,552,484
Total net position	$ 71,603,516	$ 70,879,845	$ 57,778,836	$ 55,153,472	$ 129,382,352	$ 126,033,317

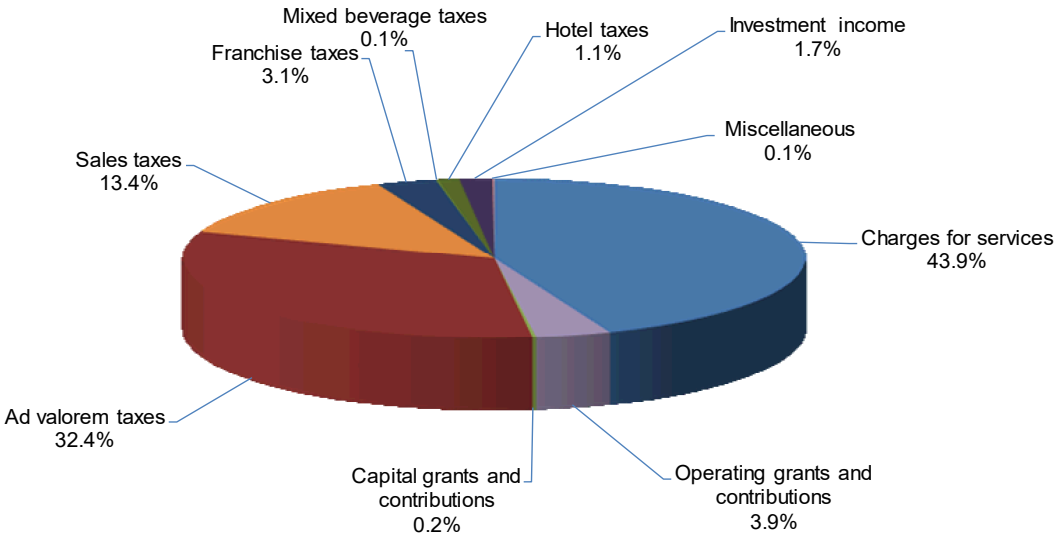
The majority of the City's net position $97.1 million (75.1%) are invested in capital assets (e.g., land, buildings, equipment, improvements, infrastructure and construction in progress). The City uses these capital assets to provide services to citizens and consequently, these assets are not available for spending. Although the City's investment in capital assets is reported net of related debt, it should be noted that resources needed to repay this debt must be provided from other sources, since the capital assets cannot be used to liquidate these liabilities.

The City's balance of restricted net position of $6.6 million (5.1%) is reserved for various purposes such as capital projects, debt service, public safety and court programs.

The City's balance of unrestricted net position of $25.6 million (19.8%) may be used to meet the government's ongoing obligations to citizens and creditors.

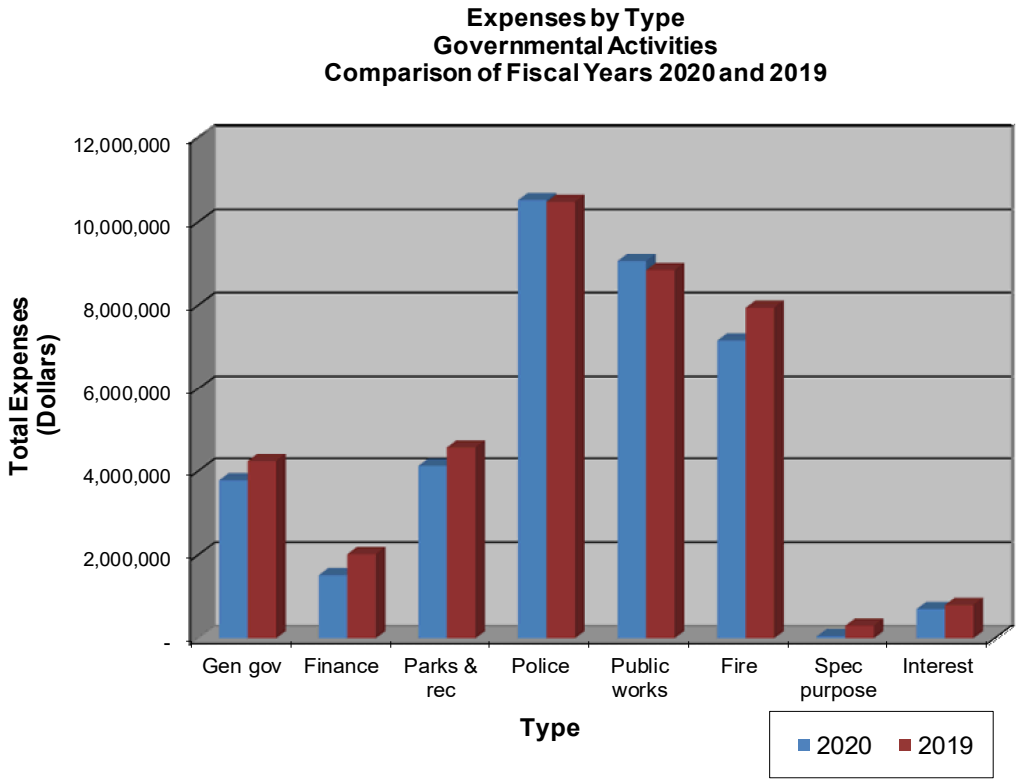
Analysis of the City's Operations- Overall, the City's total net position increased $3.3 million (2.7%) from the prior year.

Changes in Net Position
Revenue by Major Category
Governmental and Business-Type Activities
For the Fiscal Year Ended September 30, 2020



Governmental Activities- Total revenues for governmental activities decreased by $600 thousand. The charges for services category decreased by $1.7 million primarily due to the enactment of HB1631 requiring the elimination of red-light camera fines. Operating grants increased by $1.0 million from federal CARES funding provided in response to COVID-19. Ad valorem tax experienced an increase of $1.5 million due to an increase in assessed valuations, despite a decrease in property tax rate for the second year in a row. The impact of COVID-19 on economic activity caused decreases in sales tax revenue by $275 thousand (3.4%), hotel tax revenue by $141 thousand (17.5%), and investment income by $267 thousand (20.8%). Miscellaneous revenues decreased by $597 thousand (90.2%) due to declines in city service reimbursements and joint venture of Regional Dispatch.

Overall governmental activities expenses declined by $2.3 million caused by a decrease in pension expense from the prior year and decrease in the payment to State for their portion of red-light camera fines.



Attachment 1

Business-type Activities- Net position from business-type activities increased by $2.6 million. Program revenues decreased by $423 thousand. Overall business-type expenses reflected an increase of $666 thousand as sewer and garbage collection costs increased.

The following table provides a summary of the City's operations at fiscal year end 2020:

City of Duncanville's Changes in Net Position
For the Fiscal Years Ending Septemper 30, 2020 and 2019

	Governmental Activities		Business-Type Activities		Total	
	2020	**2019**	**2020**	**2019**	**2020**	**2019**
Revenues:						
Program revenues:						
Charges for services	$ 3,137,142	$ 4,868,293	$ 22,368,143	$ 22,788,370	$ 25,505,285	$ 27,656,663
Operating grants and contributions	1,739,935	737,901	533,850	536,550	2,273,785	1,274,451
Capital grants and contributions	120,370	69,522	-	-	120,370	69,522
General revenues:						
Ad valorem taxes	18,820,530	17,341,616	-	-	18,820,530	17,341,616
Sales taxes	7,756,944	8,032,275	-	-	7,756,944	8,032,275
Franchise taxes	1,779,687	1,949,561	-	-	1,779,687	1,949,561
Mixed beverage taxes	53,991	73,889	-	-	53,991	73,889
Hotel taxes	667,185	808,374	-	-	667,185	808,374
Investment income	849,876	1,049,084	165,310	232,775	1,015,186	1,281,859
Miscellaneous	64,596	660,004	-	1,228	64,596	661,232
Total revenues	34,990,256	35,590,519	23,067,303	23,558,923	58,057,559	59,149,442
Expenses:						
General government	3,784,617	4,238,401	-	-	3,784,617	4,238,401
Finance	1,524,072	2,018,321	-	-	1,524,072	2,018,321
Parks and recreation	4,123,179	4,584,586	-	-	4,123,179	4,584,586
Police	10,525,006	10,484,426	-	-	10,525,006	10,484,426
Public works	9,048,741	8,830,835	-	-	9,048,741	8,830,835
Fire	7,148,111	7,944,523	-	-	7,148,111	7,944,523
Special purposes	50,000	300,000	-	-	50,000	300,000
Interest and fiscal charges	695,379	793,999	-	-	695,379	793,999
Water and sewer	-	-	12,937,433	12,591,492	12,937,433	12,591,492
Solid waste	-	-	3,591,623	2,827,739	3,591,623	2,827,739
Sports facility	-	-	1,280,363	1,724,366	1,280,363	1,724,366
Total expenses	36,899,105	39,195,091	17,809,419	17,143,597	54,708,524	56,338,688
Increase (decrease) in net position before transfers	(1,908,849)	(3,604,572)	5,257,884	6,415,326	3,349,035	2,810,754
Transfers	2,632,520	2,577,723	(2,632,520)	(2,577,723)	-	-
Increase/ (decrease) in net position	723,671	(1,026,849)	2,625,364	3,837,603	3,349,035	2,810,754
Net position—beginning	70,879,845	71,906,694	55,153,472	51,315,869	126,033,317	123,222,563
Net position—ending	$ 71,603,516	$ 70,879,845	$ 57,778,836	$ 55,153,472	$ 129,382,352	$ 126,033,317

Financial Analysis of the City's Funds

Governmental funds including General Fund budgetary highlights. The focus of the City of Duncanville's governmental funds is to provide information on the near-term inflows, outflows and balances of spendable resources. Such information is useful in assessing the City's financing requirements. In particular, unassigned fund balance may serve as a useful measure of a government's net resources available for spending at the end of the fiscal year.

At the end of the current fiscal year, the City's governmental funds reported combined ending fund balances of $41.5 million. Approximately 28.2% of this total amount constitutes unassigned fund balance which is available for any public purpose. Approximately 5.8% of fund balance has been assigned by City management for one-time projects. The total restricted fund balance of $27.4 million is 66.0% of the total fund balance and is constrained by creditors, grantors, contributors or laws or regulations. The remainder of the fund balance is considered non-spendable to indicate that it is not available for new spending because it has already been reserved for prepaid items of $5 thousand. Fund balance for all governmental funds increased by $564 thousand over the previous fiscal year.

In the General Fund, the original budget projected a $615 thousand decrease in fund balance this fiscal year. The final amended budget changed to an expected fund balance decrease of $4.3 million. It is one of the City's financial policies to maintain fund balance in General Fund to equal 60 days of expenditures, but the City opted to target a 75 day fund balance in fiscal year 2020 for unforeseen expenditure or revenue changes. The property tax rate decreased to $.743447 while assessed property valuations increased providing an ad valorem tax revenue increase of 8.5%. All other revenue categories (except licenses, permits, and fees) declined because of COVID-19 related economic and/or legislative changes. The General fund balance ultimately increased by $1.4 million. This variance with the budget is due to higher than anticipated revenues, reduction of operating costs due to the pandemic and CARES funding offsetting COVID-19 related expenditures.

The Debt Service fund balance increased by $19 thousand. The Bond Capital Projects fund balance decreased by $761 thousand as park and building projects began.

Proprietary funds. The City's proprietary fund statements provide detail on the City's individual enterprise funds activities and additionally report the financial results of the internal service funds which have been consolidated in the government-wide statements.

The City has an "inverted block" rate structure, which was meant to be revenue neutral based on same consumption. The Utility proprietary fund net position increased $2.6 million. There were no water and sewer rate increases enacted in fiscal year 2020. The Solid Waste fund net position increased $123 thousand during this fiscal year. Garbage rates were increased to meet the increased cost of garbage collections contractual service. The Fieldhouse Sports Facility ended fiscal year 2020 with a decrease in net position of $52 thousand as COVID-19 caused limited capacity and facility closure throughout the last two quarters of the year.

Pensions and Retiree Healthcare

Governmental Accounting Standards Board (GASB) Statement No. 68, "Accounting and Financial Reporting for Pensions" created specific reporting requirements for pensions that are different than that used for funding purposes. Both valuations are important as the reporting valuation provides a rigorous standard measure that can be used to compare the City's pension liabilities (assets) to other governments from around the nation. The funding valuation is important as the actuarial methods used including strategies for repaying any unfunded actuarial accrued liabilities combined with the City's history of making those contributions provides insights regarding the City's commitment to and the effectiveness of its funding strategy. Information contained in the financial statements themselves including the first schedule of Required Supplementary Information (RSI), Schedule of Changes in Net Pension Liability (Assets) and Related Ratios, is based on the reporting valuation. The second schedule in the RSI, Schedule of Contributions, is based on the funding valuation. On a reporting basis, the City's financial statements reflect a Net Pension Asset as of September 30, 2020 of $504 thousand. The City's plan fiduciary net position is 100.4% of the total pension asset.

The retiree healthcare liability has been calculated in accordance with GASB Statement No. 75, *Accounting and Financial Reporting for Postemployment Benefits Other Than Pensions*, to be $5.1 million as of September 30, 2020.

Capital Assets

Governmental Accounting Standards Board (GASB) Statement No. 34 requires governments to report all capital assets in the Government-Wide Statement of Net Position. All infrastructure assets have been inventoried and reported in previous fiscal years.

At the end of fiscal year 2020, the City had $100.7 million in a broad range of capital assets, including streets and public infrastructure, water and sewer lines, buildings, park and recreation facilities, and police and fire equipment. This amount represents a net increase of $4.2 million which is 4.3% more than the capital assets for the prior fiscal year.

City of Duncanville's Capital Assets
(Net of Depreciation, in Thousands)

	Governmental Activities		Business-Type Activities		Totals	
	2020	2019	2020	2019	2020	2019
Land	$ 20,450	$ 20,214	$ 568	$ 568	$ 21,018	$ 20,782
Construction in progress	2,914	534	4,442	3,478	7,356	4,012
Buildings	6,226	6,476	8,124	8,538	14,350	15,014
Infrastructure	14,654	16,277	26,568	22,614	41,222	38,891
Water rights	-	-	2,497	2,593	2,497	2,593
Improvements	5,757	5,840	1,383	1,408	7,140	7,248
Equipment	5,886	6,604	1,280	1,437	7,166	8,041
Totals	$ 55,887	$ 55,945	$ 44,862	$ 40,636	$ 100,749	$ 96,581

Capital asset events during the current fiscal year include the following:

- Water and wastewater (business -type activities) capital additions for the current fiscal year were $5.7 million including projects at Center Ridge apartments, Irwin Keasler, and Green Briar Estates.
- Bonds were issued in fiscal year 2019 for capital projects. Planning and construction began for parks, streets and municipal buildings in fiscal year 2020 for $1.1 million.
- Vehicle and equipment replacements were made totaling $1.0 million out of the Fleet Replacement fund. The new additions include nine new vehicles and two heavy-duty equipment items.
- More detailed information about the City’s capital assets can be found in Note 5 to the financial statements.

Debt Administration

- At year-end, the City had $22.9 million in bonded debt outstanding. The entire amount is comprised of bonded debt backed by the full faith and credit of the City.

City of Duncanville's Outstanding Debt
General Obligation Bonds (in Thousands)

	Governmental Activities		Business-Type Activities		Totals	
	2020	2019	2020	2019	2020	2019
General Obligation bonds	$ 20,395	$ 20,735	$ 2,495	$ 3,055	$ 22,890	$ 23,790
Totals	$ 20,395	$ 20,735	$ 2,495	$ 3,055	$ 22,890	$ 23,790

The City's general obligation bonds have been assigned the rating of "AA" by the Standard & Poor's Ratings. Additional information on the City's long-term bonded debt can be found in Note 8 to the financial statements.

Economic Factors and Next Year's Budgets and Rates

The following economic factors currently affect the City and were considered in developing the 2020-2021 fiscal year budget:

- Ad valorem tax revenue is determined, in part, by total assessed property value established by the Dallas Central Appraisal District. Property values increased 1.4% on the total tax roll for 2020-21 from 2019-20.
- The second factor in determining ad valorem tax revenue is the tax rate set by City Council. For 2020-21 fiscal year budget, the City tax rate decreased by $.026595 (3.6%), reducing the rate to $.716852 per $100 of assessed valuation.
- Sales tax revenue as of September 30, 2020 realized a decrease from the prior year and this trend is expected to continue into the 2020-21 as economy is still affected by the pandemic. Sales tax is projected to decrease 7.2% from fiscal year 2020 adopted budget.
- Water and sewer rates will stay remain the same while garbage collections rates will increase by 1.5%.
- In the Utility Fund, $5.0 million has been allocated for the implementation of Automated Metering Infrastructure (AMI).
- Funding of $10.8 million has been allocated in capital projects related to water and wastewater line replacement, water and wastewater project construction design, pipe-bursting, alley replacement, drainage improvements and street construction design projects

Fiscal year 2020 ended with an unassigned fund balance in the general fund of $11.7 million, available for spending in the 2020-2021 fiscal year budget.

Contacting the City's Financial Management

The financial report is designed to provide our citizens, customers, investors and creditors with a general overview of the City's finances. If you have questions about this report or need any additional information, contact the Finance Department, at:

City of Duncanville
Attn: Richard Summerlin, Finance Director
P.O. Box 380280
Duncanville, TX 75138-0280
Phone: 972-780-5005
Email: rsummerlin@duncanville.com

City of Duncanville
Attn: Tia Pettis, Assistant Finance Director
P.O. Box 380280
Duncanville, TX 75138-0280
Phone: 972-780-5007
Email: tpettis@duncanville.com

Attachment 1

Duncanville
City of Champions

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Attachment 1

CITY OF DUNCANVILLE, TEXAS

GOVERNMENT-WIDE STATEMENT OF NET POSITION
SEPTEMBER 30, 2020

	Primary Government			
ASSETS	**Governmental Activities**	**Business-type Activities**	**Total**	**Component Unit**
Cash and investments	$ 43,552,636	$ 14,160,216	$ 57,712,852	$ 3,458,677
Receivables (net of allowance for uncollectibles)	3,921,272	3,554,396	7,475,668	460,796
Accrued interest and other	447,046	205,996	653,042	-
Prepaid items	24,646	11,616	36,262	375
Restricted cash and investments	-	793,251	793,251	-
Internal balances	(212,899)	212,899	-	-
Investment in joint ventures	615,870	-	615,870	-
Net pension asset	451,689	52,000	503,689	-
Capital assets:				
Nondepreciable	23,363,898	5,009,170	28,373,068	219,637
Depreciable- net of accumulated depreciation	32,523,518	39,852,628	72,376,146	862,334
Total Assets	104,687,676	63,852,172	168,539,848	5,001,819
DEFERRED OUTFLOWS OF RESOURCES				
Deferred loss on bond refunding	-	11,499	11,499	4,812
Pension related deferred outflows	982,421	113,095	1,095,516	
OPEB related deferred outflows	1,666,833	171,295	1,838,128	-
Total deferred outflows of resources	2,649,254	295,889	2,945,143	4,812
LIABILITIES				
Accounts payable	931,407	1,362,500	2,293,907	201,506
Contracts payable	29,258	138,793	168,051	-
Accrued liabilities	1,229,585	166,344	1,395,929	9,178
Accrued interest payable	52,109	9,356	61,465	636
Unearned revenue	65,528	213,190	278,718	-
Customer performance and escrow deposits	21,027	793,251	814,278	-
Investment in joint ventures	-	-	-	59,174
Noncurrent liabilities				
Due within one year:				
Loan payable	233,979	-	233,979	-
Bonds and certificates of obligation payable	720,000	470,000	1,190,000	485,000
Compensated absences	248,953	8,364	257,317	-
Due in more than one year:				
Loan payable	59,739	-	59,739	-
Bonds and certificates of obligation payable	20,815,049	2,230,134	23,045,183	-
Compensated absences	3,307,521	111,135	3,418,656	-
Other postemployment benefits	4,616,418	474,413	5,090,831	-
Total Liabilities	32,330,573	5,977,480	38,308,053	755,494
DEFERRED INFLOWS OF RESOURCES				
Pension related deferred inflows	3,402,841	391,745	3,794,586	-
Total deferred inflows of resources	3,402,841	391,745	3,794,586	-
NET POSITION				
Net investment in capital assets	54,987,476	42,172,912	97,160,388	596,971
Restricted for:				
Capital projects	1,699,527	-	1,699,527	-
Public safety	921,545	-	921,545	-
Other purposes	2,604,509	-	2,604,509	-
Debt service	1,374,414	-	1,374,414	-
Unrestricted	10,016,045	15,605,924	25,621,969	3,654,166
Total Net Position	$ 71,603,516	$ 57,778,836	$ 129,382,352	$ 4,251,137

The accompanying notes are an integral part of this statement.

Attachment 1

CITY OF DUNCANVILLE, TEXAS

GOVERNMENT-WIDE STATEMENT OF ACTIVITIES
FOR THE YEAR ENDED SEPTEMBER 30, 2020

PROGRAM ACTIVITIES	Expenses	Program Revenues: Fees, Fines and Charges for Services	Program Revenues: Operating Grants and Contributions	Program Revenues: Capital Grants and Contributions
Governmental activities:				
General government	$ 3,784,617	$ 260,285	$ 358,191	$ -
Finance	1,524,072	-	-	-
Parks and recreation	4,123,179	175,717	3,519	-
Police	10,525,006	580,191	1,031,648	-
Public works	9,048,741	1,361,779	104,606	120,370
Fire	7,148,111	759,170	241,971	-
Economic development	50,000	-	-	-
Interest and fiscal charges	695,379	-	-	-
Total governmental activities	36,899,105	3,137,142	1,739,935	120,370
Business-type activities:				
Water	5,318,240	8,233,015	-	-
Sewer	7,619,193	9,380,468	-	-
Solid waste	3,591,623	4,055,491	-	-
Sports facility	1,280,363	699,169	533,850	-
Total business-type activities	17,809,419	22,368,143	533,850	-
Total primary government	$ 54,708,524	$ 25,505,285	$ 2,273,785	$ 120,370
Component unit:				
DCEDC	$ 1,402,854	$ -	$ -	$ -

General revenues:	
Taxes:	
Ad valorem	
Sales	
Franchise	
Mixed beverage	
Hotel occupancy	
Earnings on investments	
Miscellaneous	
Transfers	
Total general revenues and transfers	
Change in net position	
Net position - beginning	
Net position - ending	

The accompanying notes are an integral part of this statement.

Attachment 1

Net (Expense) Revenue and Changes in Net Position			
Governmental Activities	Business-type Activities	Total	Component Unit
$ (3,166,141)	$ -	$ (3,166,141)	
(1,524,072)	-	(1,524,072)	
(3,943,943)	-	(3,943,943)	
(8,913,167)	-	(8,913,167)	
(7,461,986)	-	(7,461,986)	
(6,146,970)	-	(6,146,970)	
(50,000)	-	(50,000)	
(695,379)	-	(695,379)	
(31,901,658)	-	(31,901,658)	
-	2,914,775	2,914,775	
-	1,761,275	1,761,275	
-	463,868	463,868	
-	(47,344)	(47,344)	
-	5,092,574	5,092,574	
(31,901,658)	5,092,574	(26,809,084)	
			(1,402,854)
18,820,530	-	18,820,530	-
7,756,944	-	7,756,944	2,585,648
1,779,687	-	1,779,687	-
53,991	-	53,991	-
667,185	-	667,185	-
849,876	165,310	1,015,186	14,456
64,596	-	64,596	-
2,632,520	(2,632,520)	-	-
32,625,329	(2,467,210)	30,158,119	2,600,104
723,671	2,625,364	3,349,035	1,197,250
70,879,845	55,153,472	126,033,317	3,053,887
$ 71,603,516	$ 57,778,836	$ 129,382,352	$ 4,251,137

Attachment 1

CITY OF DUNCANVILLE, TEXAS

BALANCE SHEET
GOVERNMENTAL FUNDS
SEPTEMBER 30, 2020

	General	Debt Service	Bond Capital Projects	Other Governmental Funds	Total Governmental Funds
ASSETS					
Cash and investments	$ 12,859,264	$ 1,395,871	$ 20,738,990	$ 4,942,149	$ 39,936,274
Receivables -					
Property taxes (net of allowance)	352,982	30,642	-	-	383,624
Trade accounts (net of allowance)	414,412	-	-	173,280	587,692
Other taxes	2,117,900	-	-	99,466	2,217,366
Assessments	-	-	-	51,950	51,950
Intergovernmental	-	-	-	680,640	680,640
Accrued interest and other	176,014	12	270,849	171	447,046
Prepaid items	2,479	-	-	2,167	4,646
Due from other funds	500,000	-	-	-	500,000
Total assets	$ 16,423,051	$ 1,426,525	$ 21,009,839	$ 5,949,823	$ 44,809,238
LIABILITIES					
Accounts payable	$ 574,840	$ -	$ 49,616	$ 300,067	$ 924,523
Customer performance and escrow deposits	21,027	-	-	-	21,027
Accrued liabilities	1,098,241	-	-	25,764	1,124,005
Due to other funds	-	-	-	500,000	500,000
Unearned revenue	-	-	-	65,528	65,528
Total liabilities	1,694,108	-	49,616	891,359	2,635,083
DEFERRED INFLOWS OF RESOURCES					
Unavailable revenue	603,324	26,662	-	51,949	681,935
Total deferred inflows of resources	603,324	26,662	-	51,949	681,935
FUND BALANCES					
Nonspendable:					
Prepaid items	2,479	-	-	2,167	4,646
Restricted for:					
Debt service	-	1,399,863	-	-	1,399,863
Community redevelopment	-	-	-	257,667	257,667
Promotion of tourism, convention and hotel industry	-	-	-	2,246,018	2,246,018
Maintenance and construction of drainage projects	-	-	-	1,055,413	1,055,413
Public safety, cultural and recreational services	-	-	-	214,298	214,298
Court technology and security	-	-	-	71,306	71,306
Juvenile case management	-	-	-	29,518	29,518
Public safety and criminal investigations	-	-	-	707,247	707,247
Park construction	-	-	-	21,043	21,043
Capital improvements	-	-	20,960,223	401,838	21,362,061
Assigned:					
One-time projects	2,410,923	-	-	-	2,410,923
Unassigned	11,712,217	-	-	-	11,712,217
Total fund balances	14,125,619	1,399,863	20,960,223	5,006,515	41,492,220
Total liabilities, deferred inflows of resources and fund balances	$ 16,423,051	$ 1,426,525	$ 21,009,839	$ 5,949,823	$ 44,809,238

The accompanying notes are an integral part of this statement.

Attachment 1

CITY OF DUNCANVILLE, TEXAS

RECONCILIATION OF THE GOVERNMENTAL FUNDS BALANCE SHEET TO THE STATEMENT OF NET POSITION
SEPTEMBER 30, 2020

TOTAL FUND BALANCE- GOVERNMENTAL FUNDS		$ 41,492,220
Amounts reported for governmental activities in the statement of net position are different because:		
Internal service funds are used by management to charge the cost of certain activities, such as health, liability and workers compensation insurance to individual funds. The assets and liabilities of internal service funds are included in governmental activities in the government-wide statement of net position excluding an internal balance of $212,899.		5,755,960
Net pension assets in governmental activities are not current financial resources and therefore not reported in the governmental funds balance sheet.		451,689
Investments in joint ventures represent a financial asset not reported in governmental funds.		615,870
Capital assets used in governmental activities are not current financial resources and therefore not reported in the governmental funds balance sheet, (excluding internal service funds assets of $2,474,219).		53,413,197
Deferred outflows of resources are not reported in the governmental funds:		
Pension related deferred outflows	982,421	
OPEB related deferred outflows	1,666,833	
		2,649,254
Revenue earned but not available within sixty days of the year end are not recognized as revenue in the fund financial statements.		681,935
Interest payable on long-term debt does not require current financial resources. Therefore, interest payable is not reported as a liability in the governmental funds balance sheet.		(52,109)
Long term liabilities are not due and payable in the current period and, therefore, are not reported in the governmental funds balance sheet.		
General obligation bonds payable	(21,535,049)	
Loan payable	(293,718)	
Compensated absences	(3,556,474)	
Other post employment benefits	(4,616,418)	
		(30,001,659)
Deferred inflows of resources are not reported in the governmental funds:		
Pension related deferred inflows		(3,402,841)
NET POSITION OF GOVERNMENTAL ACTIVITIES		$ 71,603,516

The accompanying notes are an integral part of this statement.

Attachment 1

CITY OF DUNCANVILLE, TEXAS

STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES
GOVERNMENTAL FUNDS
YEAR ENDED SEPTEMBER 30, 2020

	General	Debt Service	Bond Capital Projects	Other Governmental Funds	Total Governmental Funds
REVENUES					
Taxes:					
Ad valorem	$ 17,354,228	$ 1,494,584	$ -	$ -	$ 18,848,812
Sales	7,756,944	-	-	-	7,756,944
Franchise	1,779,687	-	-	-	1,779,687
Mixed beverage	53,991	-	-	-	53,991
Hotel	-	-	-	667,185	667,185
Licenses, permits and fees	1,513,622	-	-	783,501	2,297,123
Fines and forfeitures	414,631	-	-	77,171	491,802
Recreational fees	175,697	-	-	-	175,697
Intergovernmental	309,739	-	-	1,214,175	1,523,914
Investment income	400,154	5,927	395,191	13,615	814,887
Rental and other	546,686	-	-	306,217	852,903
Gifts and contributions	-	-	-	2,331	2,331
Total revenues	30,305,379	1,500,511	395,191	3,064,195	35,265,276
EXPENDITURES					
Current:					
General government	2,866,009	-	-	335,407	3,201,416
Finance	1,422,068	-	-	30,904	1,452,972
Parks and recreation	3,260,524	-	-	174,047	3,434,571
Police	9,217,619	-	-	716,155	9,933,774
Public works	6,824,684	-	-	611,886	7,436,570
Fire	6,764,632	-	10,956	1,049	6,776,637
Non-departmental	273,505	-	-	-	273,505
Special purposes - promotional	50,000	-	-	648	50,648
Debt Service:					
Principal retirement	226,288	340,000	-	-	566,288
Interest and fiscal charges	13,940	1,141,142	-	-	1,155,082
Capital outlay:					
General government	102,735	-	-	-	102,735
Parks and recreation	705,155	-	-	-	705,155
Police	-	-	-	34,674	34,674
Public works	64,282	-	834,011	980,339	1,878,632
Fire	-	-	310,807	20,652	331,459
Total expenditures	31,791,441	1,481,142	1,155,774	2,905,761	37,334,118
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES	(1,486,062)	19,369	(760,583)	158,434	(2,068,842)
OTHER FINANCING SOURCES (USES)					
Transfers in	2,955,719	-	-	248,641	3,204,360
Transfers out	(98,641)	-	-	(473,199)	(571,840)
Total other financing sources (uses)	2,857,078	-	-	(224,558)	2,632,520
Net change in fund balances	1,371,016	19,369	(760,583)	(66,124)	563,678
Fund balances, beginning of year	12,754,603	1,380,494	21,720,806	5,072,639	40,928,542
Fund balances, end of year	$ 14,125,619	$ 1,399,863	$ 20,960,223	$ 5,006,515	$ 41,492,220

The accompanying notes are an integral part of this statement.

Attachment 1

CITY OF DUNCANVILLE, TEXAS

RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES OF GOVERNMENTAL FUNDS TO THE STATEMENT OF ACTIVITIES
YEAR ENDED SEPTEMBER 30, 2020

NET CHANGE IN FUND BALANCES- TOTAL GOVERNMENTAL FUNDS	$	563,678
Amounts reported for governmental activities in the statement of activities are different because:		
Governmental funds report capital outlay as expenditures. However, in the government-wide statement of activities the cost of those assets is allocated over their estimated useful lives as depreciation expense, (excluding internal service capital additions of $548,653).		3,052,655
The net change in equity of the joint venture is not reported at the fund level; however, it is reported at the government-wide level.		(182,601)
Depreciation expense on capital assets is reported in the government-wide statement of activities and changes in net position, but it does require the use of current financial resources. Therefore, depreciation expense is not reported as an expenditure in governmental funds.		(2,722,321)
Current year long-term debt principal payments on contractual obligations, bonds payable, and capital leases are expenditures in the fund financial statements but are shown as reductions in long-term debt in the government-wide financial statements.		566,288
Current year changes in the long term liability for compensated absences do not require the use of current financial resources, therefore, are not reported as expenditures in governmental funds.		(256,005)
Certain revenues in the statement of activities that do not provide current financial resources are not reported as revenues in the funds.		(113,971)
Current year changes in the long term liability for OPEB does not require the use of current financial resources, therefore, are not reported as expenditures in governmental funds.		(391,402)
Internal service funds are used by management to charge the costs of certain activities, such as insurance and fleet management, to individual funds. The net revenue of the internal service funds is reported with governmental activities, (including adjustment of $22,249 allocated to business type activities).		178,979
Net pension costs are recognized in the governmental funds when paid are due for items not normally paid with available financial resources. However, the Statement of Activities is presented on a accrual basis and expenses reported when incurred.		(431,319)
Governmental funds report the effect of bond premiums when debt is first issued, whereas the amounts are amortized in the Statement of Activities.		61,903
Current year changes in accrued interest payable do not require the use of current financial resources, therefore, they are not reported as expenditures in governmental funds.		397,787
CHANGE IN NET POSITION OF GOVERNMENTAL ACTIVITIES	$	723,671

The accompanying notes are an integral part of this statement.

Attachment 1

CITY OF DUNCANVILLE, TEXAS

GENERAL FUND
STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE-BUDGET AND ACTUAL
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Original Budget	Final Budget	Actual	Variance with Final Budget - Positive (Negative)
REVENUES				
Taxes:				
Ad valorem	$ 17,530,520	$ 17,530,520	$ 17,354,228	$ (176,292)
Sales	7,881,523	7,389,692	7,756,944	367,252
Franchise	1,840,000	1,751,000	1,779,687	28,687
Other	76,000	55,000	53,991	(1,009)
Licenses, permits and fees	1,153,000	1,189,500	1,513,622	324,122
Fines and forfeitures	508,000	516,000	414,631	(101,369)
Recreation fees	311,000	210,113	175,697	(34,416)
Intergovernmental	171,000	158,000	309,739	151,739
Investment income	315,000	260,000	400,154	140,154
Rental and other	581,493	469,272	546,686	77,414
Total revenues	30,367,536	29,529,097	30,305,379	776,282
EXPENDITURES				
Current:				
General government	3,125,117	3,174,042	2,866,009	308,033
Finance	1,505,201	1,462,783	1,422,068	40,715
Parks and recreation	4,036,383	3,480,428	3,260,524	219,904
Police	9,505,976	9,412,164	9,217,619	194,545
Public works	6,902,192	7,477,090	6,824,684	652,406
Fire	7,009,244	6,931,787	6,764,632	167,155
Non-departmental	309,252	289,252	273,505	15,747
Special purposes	100,000	100,000	50,000	50,000
Debt Service:				
Loan payment	226,304	226,304	226,288	16
Interest and fiscal charges	13,925	13,925	13,940	(15)
Capital outlay:				
General government	105,000	111,336	102,735	8,601
Finance	-	2,482	-	2,482
Parks and recreation	95,000	1,714,956	705,155	1,009,801
Police	-	350,000	-	350,000
Public works	179,593	819,993	64,282	755,711
Total expenditures	33,113,187	35,566,542	31,791,441	3,775,101
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES	(2,745,651)	(6,037,445)	(1,486,062)	4,551,383
OTHER FINANCING SOURCES (USES)				
Transfers in	2,538,822	2,538,822	2,955,719	416,897
Transfers out	(408,400)	(787,148)	(98,641)	688,507
Total other financing sources (uses)	2,130,422	1,751,674	2,857,078	1,105,404
Net change in fund balance	$ (615,229)	$ (4,285,771)	1,371,016	$ 5,656,787
FUND BALANCE, beginning of year			12,754,603	
FUND BALANCE, end of year			$ 14,125,619	

The notes to the financial statements are an integral part of this statement.

Attachment 1

CITY OF DUNCANVILLE, TEXAS

STATEMENT OF NET POSITION
PROPRIETARY FUNDS
SEPTEMBER 30, 2020

	Business-type Activities				Governmental Activities-
	Utility	Solid Waste	Sports Facility	Total	Internal Service Funds
ASSETS					
Current assets:					
Cash and investments	$ 13,732,207	$ 422,869	$ 5,140	$ 14,160,216	$ 3,616,362
Receivables-					
Customers (net of allowance)	1,440,726	440,732	-	1,881,458	-
Unbilled	1,411,609	261,329	-	1,672,938	-
Due from other funds	1,280,000	-	-	1,280,000	-
Accrued interest and other	48,893	-	157,103	205,996	-
Prepaid items	11,503	-	113	11,616	20,000
Total current assets	17,924,938	1,124,930	162,356	19,212,224	3,636,362
Non-current assets:					
Restricted cash-					
Customer deposits	793,251	-	-	793,251	-
Net pension asset	39,993	4,936	7,071	52,000	-
Capital assets-					
Land and construction-in-progress	4,530,734	-	478,436	5,009,170	-
Water rights, net	2,497,231	-	-	2,497,231	-
Buildings and improvements, net	4,721,745	-	4,786,271	9,508,016	-
Distribution lines and equipment, net	27,780,329	251	66,801	27,847,381	2,474,219
Total non-current assets	40,363,283	5,187	5,338,579	45,707,049	2,474,219
TOTAL ASSETS	58,288,221	1,130,117	5,500,935	64,919,273	6,110,581
DEFERRED OUTFLOWS OF RESOURCES					
Deferred loss on bond refunding	-	-	11,499	11,499	-
Pension related deferred outflows	86,986	10,727	15,382	113,095	-
OPEB related deferred outflows	125,177	32,942	13,176	171,295	-
Total deferred outflows of resources	212,163	43,669	40,057	295,889	-
LIABILITIES					
Current liabilities:					
Accounts payable	1,056,809	242,974	62,717	1,362,500	36,142
Contracts payable	138,793	-	-	138,793	-
Accrued liabilities	101,762	40,334	24,248	166,344	105,580
Due to other funds	-	-	1,280,000	1,280,000	-
Accrued interest payable	-	-	9,356	9,356	-
Unearned revenue	-	-	213,190	213,190	-
Bonds payable - current	-	-	470,000	470,000	-
Accrued compensated absences - current	6,304	830	1,230	8,364	-
Total current liabilities	1,303,668	284,138	2,060,741	3,648,547	141,722
Long-term Liabilities:					
Bonds payable	-	-	2,230,134	2,230,134	-
Accrued compensated absences	83,757	11,034	16,344	111,135	-
Other postemployment benefits liability	346,687	91,233	36,493	474,413	-
Payable from restricted assets					
Customer deposits	793,251	-	-	793,251	-
Total long-term liabilities	1,223,695	102,267	2,282,971	3,608,933	-
Total liabilities	2,527,363	386,405	4,343,712	7,257,480	141,722
DEFERRED INFLOWS OF RESOURCES					
Pension related deferred inflows	301,329	37,157	53,259	391,745	-
Total deferred inflows of resources	301,329	37,157	53,259	391,745	-
NET POSITION					
Net investment in capital assets	39,530,039	-	2,642,873	42,172,912	2,474,219
Unrestricted	16,141,653	750,224	(1,498,852)	15,393,025	3,494,640
TOTAL NET POSITION	$ 55,671,692	$ 750,224	$ 1,144,021	57,565,937	$ 5,968,859
Reconciliation to government-wide statement of net position:					
Adjustment to reflect the consolidation of internal service funds activities related to enterprise funds				212,899	
Net position of business-type activities				$ 57,778,836	

The accompanying notes are an integral part of this statement.

Attachment 1

CITY OF DUNCANVILLE, TEXAS

STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN FUND NET POSITION
PROPRIETARY FUNDS
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Business-type Activities				Governmental Activities-
	Utility	Solid Waste	Fieldhouse Sports Facility	Total	Internal Service Funds
OPERATING REVENUES					
Water	$ 8,008,654	$ -	$ -	$ 8,008,654	$ -
Sewer	9,380,468	-	-	9,380,468	-
Solid waste	-	4,055,491	-	4,055,491	-
Sports facility	-	-	627,664	627,664	-
Penalties	106,728	-	-	106,728	-
Premiums, charges for services and other	117,633	-	71,505	189,138	5,268,463
Total operating revenues	17,613,483	4,055,491	699,169	22,368,143	5,268,463
OPERATING EXPENSES					
Water services	4,036,472	-	-	4,036,472	-
Sewer	5,820,033	-	-	5,820,033	-
Solid waste	-	3,596,195	-	3,596,195	-
Sports facility	-	-	908,620	908,620	-
Claims and provision	-	-	-	-	3,804,719
Equipment	-	-	-	-	89,737
Administrative and fiscal	1,736,601	-	-	1,736,601	320,479
Depreciation and amortization	1,312,292	4	294,372	1,606,668	936,281
Total operating expenses	12,905,398	3,596,199	1,202,992	17,704,589	5,151,216
OPERATING INCOME (LOSS)	4,708,085	459,292	(503,823)	4,663,554	117,247
NON-OPERATING REVENUES (EXPENSES)					
Intergovernmental	-	-	533,850	533,850	-
Investment income	159,501	5,809	-	165,310	34,989
Interest and fiscal charges	(531)	-	(82,050)	(82,581)	-
Miscellaneous	-	-	-	-	4,494
Total non-operating revenues (expenses)	158,970	5,809	451,800	616,579	39,483
INCOME (LOSS) BEFORE TRANSFERS	4,867,055	465,101	(52,023)	5,280,133	156,730
Transfers out	(2,290,223)	(342,297)	-	(2,632,520)	-
CHANGES IN NET POSITION	2,576,832	122,804	(52,023)	2,647,613	156,730
TOTAL NET POSITION - BEGINNING	53,094,860	627,420	1,196,044		5,812,129
TOTAL NET POSITION - ENDING	$ 55,671,692	$ 750,224	$ 1,144,021		$ 5,968,859
Adjustment to reflect the consolidation of internal service funds activities related to enterprise funds				(22,249)	
Change in net position of business-type activities				$ 2,625,364	

The accompanying notes are an integral part of this statement.

Attachment 1

CITY OF DUNCANVILLE, TEXAS

STATEMENT OF CASH FLOWS
PROPRIETARY FUNDS
YEAR ENDED SEPTEMBER 30, 2020

	Business-type Activities				Governmental Activities-
	Utility Fund	Solid Waste Fund	Fieldhouse Sports Facility	Total	Internal Service Funds
CASH FLOWS FROM OPERATING ACTIVITIES					
Receipts from customers	$ 18,070,656	$ 3,953,729	$ 551,720	$ 22,576,105	$ -
Receipts from insured	-	-	-	-	4,031,478
Payments to suppliers	(9,659,798)	(3,455,181)	(749,739)	(13,864,718)	(4,360,817)
Payments to employees	(1,915,882)	(234,329)	(15,466)	(2,165,677)	-
Internal activity - receipts from other funds	-	-	-	-	1,218,172
Other receipts	151,887	-	-	151,887	20,715
Net cash provided by (used in) operating activities	6,646,863	264,219	(213,485)	6,697,597	909,548
CASH FLOWS FROM NONCAPITAL FINANCING ACTIVITIES					
Transfers out to other funds	(2,290,223)	(342,297)	-	(2,632,520)	-
Receipts from interfund borrowings	975,000	-	1,280,000	2,255,000	-
Payments for interfund borrowings	(1,280,000)	-	(975,000)	(2,255,000)	-
Other contributions	-	-	533,850	533,850	-
Net cash provided (used in) by noncapital financing activities	(2,595,223)	(342,297)	838,850	(2,098,670)	-
CASH FLOWS FROM CAPITAL AND RELATED FINANCING ACTIVITIES					
Acquisition and construction of capital assets	(5,783,855)	(251)	(47,293)	(5,831,399)	(517,699)
Proceeds from sale of capital assets	-	-	-	-	4,494
Principal paid on bond maturities	(110,000)	-	(491,722)	(601,722)	-
Interest paid on bond maturities	(716)	-	(84,300)	(85,016)	-
Net cash used in capital and related financing activities	(5,894,571)	(251)	(623,315)	(6,518,137)	(513,205)
CASH FLOWS FROM INVESTING ACTIVITIES					
Interest on investments	146,001	18,620	-	164,621	66,632
Net cash provided by investing activities	146,001	18,620	-	164,621	66,632
Net increase (decrease) in cash and cash equivalents	(1,696,930)	(59,709)	2,050	(1,754,589)	462,975
CASH AND INVESTMENTS, beginning of year	16,222,388	482,578	3,090	16,708,056	3,153,387
CASH AND INVESTMENTS, end of year	$ 14,525,458	$ 422,869	$ 5,140	$ 14,953,467	$ 3,616,362
RECONCILIATION OF OPERATING INCOME (LOSS) TO NET CASH PROVIDED BY (USED IN) OPERATING ACTIVITIES:					
Operating income (loss)	$ 4,708,085	$ 459,292	$ (503,823)	$ 4,663,554	$ 117,247
Adjustments to reconcile operating income (loss) to net cash provided by (used in) operating activities:					
Depreciation	1,216,245	4	294,372	1,510,621	936,281
Amortization of water rights	96,047	-	-	96,047	-
Change in assets and liabilities:					
Accounts receivable	597,076	(101,758)	(147,449)	347,869	-
Accrued compensated absences	17,609	497	682	18,788	-
Other postemployment benefits liability	27,950	23,911	(25,080)	26,781	-
Pension liability	(728,060)	(80,589)	(159,373)	(968,022)	-
Deferred outflows and inflows	753,672	81,449	169,381	1,004,502	-
Prepaid items	(11,420)	-	(113)	(11,533)	(18,098)
Accounts payable and accrued liabilities	(42,325)	(118,587)	157,918	(2,994)	(125,882)
Customer deposits	11,984	-	-	11,984	-
Total adjustments	1,938,778	(195,073)	290,338	2,034,043	792,301
Net cash provided by (used in) operating activities	$ 6,646,863	$ 264,219	$ (213,485)	$ 6,697,597	$ 909,548
RECONCILIATION OF TOTAL CASH TO THE STATEMENT OF NET POSITION					
Unrestricted cash and investments				14,160,216	3,616,362
Restricted cash				793,251	-
Total cash and investments				$ 14,953,467	$ 3,616,362

The accompanying notes are an integral part of this statement.

CITY OF DUNCANVILLE, TEXAS

NOTES TO BASIC FINANCIAL STATEMENTS
FOR THE YEAR ENDED SEPTEMBER 30, 2020

Index

Note		Page
1	Summary of Significant Accounting Policies	27
2	Deposits and Investments	34
3	Ad Valorem Taxes	36
4	Receivables	36
5	Capital Assets	37
6	Interfund Balances and Transfers	40
7	Budgetary Compliance	41
8	Long-Term Debt	41
9	Defined Benefit Pension Plan	44
10	Regional Systems for Water Supply and Wastewater Treatment	49
11	Self-insurance	50
12	Postemployment Benefits	50
13	Contingent Liabilities	53
14	Regional Dispatch Center	54
15	Regional Animal Control Center	54
16	Main Station Property	54
17	EON Reality Duncanville Entrepreneur School	54
18	Tax Abatements	55
19	Commitments	55
20	Subsequent Events	55

CITY OF DUNCANVILLE, TEXAS

NOTES TO BASIC FINANCIAL STATEMENTS
FOR THE YEAR ENDED SEPTEMBER 30, 2020

1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES & NEW GASB PRONOUNCEMENTS

The City of Duncanville, Texas (the "City") was incorporated on August 2, 1947. It has been a home rule charter city since May 5, 1962, pursuant to Article XI, Section 5 of the State Constitution. The City operates under a Council-Manager form of government and provides the following services as authorized by its charter: community services, police, fire and public works.

The financial statements of the City have been prepared to conform to accounting principles generally accepted in the United States of America ("GAAP") as applicable to state and local governments. The Governmental Accounting Standards Board ("GASB") is the accepted standard- setting body for establishing governmental accounting and financial reporting principles. The more significant accounting and reporting policies and practices used by the City are described below:

Reporting Entity—The City is a municipal corporation governed by an elected mayor and six-member Council. Five Council Members are elected from single-member districts with the Mayor and one Council Member elected at large. As required by GAAP, these financial statements present information about the City (the primary government) and its component unit, the Duncanville Community and Economic Development Corporation ("DCEDC"), an entity for which the City is financially and operationally responsible for.

The DCEDC was incorporated on April 28, 1995 as a nonprofit industrial development corporation under the Development Corporation Act of 1979 ("Act"). The Corporation is organized exclusively for benefiting and accomplishing public purposes of, and to act on behalf of, the City, and the specific purposes for which the Corporation is organized. These purposes include the construction, renovation and operation of municipal buildings; the acquisition and improvement of parks, as well as the promotion and expansion of manufacturing and industrial facilities; and other economic development purposes. The DCEDC also provides services directly to the citizens of Duncanville. The DCEDC meets all three requirements sufficient to be considered a component unit (direct benefit, access to resources, and significance to the primary government). The DCEDC operates under a seven member Board of Directors, all appointed by the City Council. The Board is substantially separate from the City Council, classifying the DCEDC as a discretely presented component unit. Discretely presented component units are reported in a separate column in the government-wide statements to emphasize it is legally separate from the City. Separate financial statements are not issued for the DCEDC.

Government-Wide Financial Statements—Government-wide financial statements (i.e., the statement of net position and the statement of activities) report information on all activities of the reporting entity. These statements are designed to provide readers with a broad overview of the City's finances, in a manner similar to a private-sector business. Governmental activities, which are partially supported by taxes and intergovernmental revenues, are reported separately from business-type activities, which rely to a significant extent on fees and charges for support.

The statement of net position presents information on all of the City's assets, deferred outflows (inflows) and liabilities, with the difference reported as "net position." Over time, increases or decreases in net position may serve as a useful indicator of whether the financial position of the City is improving or deteriorating.

As a general rule, the effect of inter-fund activity has been eliminated from the government-wide financial statements. Exceptions to this general rule are charges between the City's water and sewer function and various other functions of the City. Elimination of these charges would distort the direct costs and program revenues reported for the various functions concerned.

The statement of activities presents information showing how the City's net position changed during the fiscal year. This statement also demonstrates the degree to which the direct expenses of a given activity are offset by program revenues. Direct expenses are those that are clearly identifiable with a specific function or activity. Program revenues include (1) charges to customers or applicants who purchase, use, or directly benefit from goods, services, or privileges provided by a given function or activity and (2) grants and contributions that are restricted to meeting the operational or capital requirements of a particular function. Taxes and other items not properly included among program revenues are reported as general revenues.

Fund Financial Statements—Fund financial statements are provided for governmental funds and proprietary funds. Major individual governmental funds and major individual enterprise funds are reported as separate columns in the fund financial statements. All non-major funds are aggregated and presented in a single column. A fund is a grouping of related accounts that is used to maintain control over resources that have been segregated for specific activities or objectives. The City of Duncanville, like other local governments, uses fund accounting to aid financial management and demonstrate legal compliance.

Governmental funds are used to account for essentially the same functions reported as governmental activities in the government-wide financial statements. However, unlike the government-wide financial statements, governmental fund financial statements focus on near-term inflows and outflows of resources available for spending, as well as on balances of expendable resources available at the end of the fiscal year. Such information may be useful in evaluating a government's near-term financing requirements.

The City of Duncanville maintains fifteen individual governmental funds. Information is presented separately in the governmental fund balance sheet and in the governmental fund statement of revenues, expenditures, and changes in fund balances for the General, Debt Service, and Bond Capital Projects which are all considered to be major funds. A budgetary comparison statement has also been provided for the General fund. Individual fund data for all non-major governmental funds is provided in the form of combining statements elsewhere in this report.

Proprietary funds are maintained for enterprise and internal service operations of the City. Enterprise funds are used to report functions presented as business-type activities in the government-wide financial statements. The Utility, Solid Waste and Fieldhouse Sports Facility funds are all considered to be major enterprise funds. Internal service funds are used to accumulate and allocate costs internally among the City's various functions. The City uses internal service funds to account for medical insurance, general liability operations, fleet/heavy equipment capital replacement, and information technology equipment. The internal service funds predominately benefit governmental rather than business-type functions, so they have been included within governmental activities in the government-wide financial statements. All internal service funds are combined into a single, aggregated presentation in the proprietary fund financial statements. Individual fund data for the internal service funds is provided in the form of combining statements in the Combining and Individual Fund Statements and Schedules section of this report. When both restricted and unrestricted resources are available for use, it is the City's policy to use restricted resources first, then unrestricted resources as they are needed.

Measurement Focus and Basis of Accounting—Government-wide financial statements are reported using the economic resources measurement focus and the accrual basis of accounting, as are the proprietary fund statements. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of related cash flows. Property taxes are recognized as revenues in the year for which they are levied. Grants and similar items are recognized as revenue as soon as all eligibility requirements imposed by the provider have been met. With the economic resources measurement focus, all assets and liabilities (whether current or non-current) are reported on the statement of net position.

Governmental fund financial statements are reported using the current financial resources measurement focus and the modified accrual basis of accounting. Revenues are recognized as soon as they are both measurable and available. “Measurable” means the amount of the transaction can be determined and “available” means collectible within the current period or soon enough thereafter to be used to pay liabilities of the current period. For this purpose, the City considers revenues to be available if they are collected within 60 days of the fiscal year-end, except investment income which is recorded as earned. Expenditures are generally recorded when a liability is incurred, as under accrual accounting. However, accrued interest on long-term debt, and expenditures related to compensated absences are recorded only when payment is due.

Revenues susceptible to accrual in governmental funds include ad valorem taxes, franchise taxes, sales taxes, interest earned, certain charges for services and intergovernmental revenues, if such revenues are both measurable and available as previously defined. Licenses, permits and municipal court fines are recognized when payment is received. The deferred inflows account is utilized in governmental funds to record earned amounts which are unavailable to liquidate liabilities of the current period (i.e., not collectible within 60 days).

Proprietary funds distinguish operating revenues and expenses from non-operating items. Operating revenues and expenses generally result from providing services and producing and delivering goods in connection with a proprietary fund’s principal ongoing operations. The principal operating revenues of the City’s water, sewer and other proprietary operations are charges to customers for sales and services. Operating expenses for the enterprise funds and internal service funds include cost of sales and services, administrative expenses and depreciation on capital assets. All revenues and expenses not meeting this definition are reported as non-operating revenues and expenses.

The City of Duncanville reports the following major governmental funds:

- The General fund is the primary operating fund of the City. It is used to account for all financial resources except those required to be accounted for in another fund.
- The Debt Service fund accounts for the accumulation of resources for, and the payment of, general long-term debt principal and interest. Resources for this fund are generated by a tax levy based upon property values. Payments for principal and interest are made from this fund for general obligation bonds, certificates of obligation bonds, and contractual obligation debt when due throughout the year.
- The Bond Capital Projects fund is a capital project fund to account for the projects in parks and recreation, streets and sidewalks, and municipal buildings improvements funded by bond proceeds.

The City of Duncanville reports the following major proprietary funds:

- The Utility enterprise fund is used to account for the rendering of water and sewer services to the residents and businesses of the City.
- The Solid Waste enterprise fund is used to account for the rendering of sanitation services to the residents and businesses of the City.
- The Fieldhouse Sports Facility enterprise fund is used to account for the rendering of sporting league, tournament, and event services for the residents and non-residents.

All proprietary fund activities necessary to provide such services are accounted for in each individual fund, including administration, operation, maintenance, debt service, and billing and collection.

Encumbrances—An encumbrance system is maintained in governmental funds to account for commitments resulting from approved purchase orders, contracts, or other forms of legal commitments. Under the City’s budgetary process, appropriations lapse at fiscal year-end.

Encumbrances do not constitute expenditures or liabilities. Accordingly, no differences exist between actual results and the applicable budgetary data presented in the accompanying financial statements. There were no encumbrances for the City at fiscal year-end.

Pooled Cash and Investments—Cash balances of all City funds are pooled into one bank account in order to maximize investment opportunities. Negative balances, if applicable, incurred in pooled cash at year-end are treated as inter-fund receivables of a surplus fund and inter-fund payables of the deficit fund.

Investments purchased with pooled cash are treated as pooled cash and investments. Earnings from these investments are allocated monthly to each fund based on that fund's relative month-end cash and investment balance. Investments are recorded at cost; however, fiscal year-end investments with maturities greater than one year are reflected at fair value on the accompanying statement of net position.

The relationship of an individual fund to the pooled cash and investments account is essentially that of a demand deposit account. Individual funds can withdraw cash from the account as needed, and therefore all equity which the fund has in the pooled cash and investments account is highly liquid. For purposes of the accompanying statement of cash flows, the City has chosen to reconcile to "pooled cash and investments."

Restricted Assets—Certain cash and investment balances are restricted by various legal and contractual obligations. The Utility Fund is used to report those proceeds of revenue bond issuances that are restricted for use in construction. Also included in the Utility enterprise fund are customer deposits received for water and wastewater service, which are, by law, considered restricted assets.

Inter-fund Receivables and Payables—Short-term amounts owed between funds are classified as "Due to/from other funds" in the fund financial statements. On the government-wide statement of net position, payables and receivables within governmental and business-type activities are eliminated and balances between these activities are reported on a single line entitled "internal balances".

Prepaid Items—Payments made to vendors for services that will benefit periods beyond September 30, 2020, are recorded as prepaid items in both the government-wide and fund financial statements. Prepaid items are accounted for on the consumption basis in governmental funds.

Capital Assets—Capital assets, which include land, buildings, infrastructure, improvements, equipment and construction in progress, are reported in the applicable governmental or business-type activities columns in the government-wide financial statements and in the fund financial statements for proprietary funds. All capital assets are recorded at historical cost or estimated historical cost. Donated capital assets are valued at acquisition cost, which is the price that would be paid to acquire an asset with equivalent service potential at the donation date. Repairs and maintenance are recorded as expenses. The costs of normal maintenance and repairs that do not add to the value of the asset or materially extend assets lives are not capitalized. Interest has not been capitalized for business-type activity assets during the construction period as such amounts are not material.

Assets capitalized have an original cost of $5,000 or more and a useful life of at least two years. Depreciation has been calculated on each class of depreciable property using the straight-line method. Estimated useful lives are as follows:

Buildings	25 to 50 years
Infrastructure/improvements	7 to 50 years
Equipment	2 to 20 years
Water rights	50 years

Estimated Claims Payable—Property, general liability, and workers' compensation insurance coverage is accounted for in the Comprehensive Self Insurance Fund, an internal service fund. At year-end, the estimated settlement value of claims reported and of claims incurred but not reported in excess of liability insurance limits is classified as estimated claims payable. Group health insurance is accounted for in the Medical Self-Insurance Fund, another internal service fund. At year-end, an estimate of unpaid claims that were incurred prior to September 30, 2020 is accrued based on past claims experience.

Accrued Compensated Absences—Full-time city employees earn sick leave at a rate of 8.00 hours per month. City employees earn vacation based on length of service. Full-time employees earn vacation leave as outlined below:

Hire	6.66 hours per month	Maximum 160 hours balance
4 yrs of continuous employment	10.0 hours per month	Maximum 240 hours balance
9 yrs of continuous employment	13.32 hours per month	Maximum 320 hours balance

Employees reaching the maximum vacation hour balance shall cease to accrue time until the balance has been reduced below the maximum. Full-time employees receive 32 hours of Bonus Vacation if the employee uses no sick leave during his/her anniversary year. Full-time employees receive 16 hours of Bonus Vacation if the employee uses eight (8) or less hours of sick leave during his/her anniversary year. Full-time employees using more than eight (8) hours of sick leave during his/her anniversary year are not eligible to receive bonus vacation. Any employee leaving the City in good standing is paid for accumulated vacation leave at their current pay rate. Sick leave may be accumulated from year to year, but only civil service employees are eligible to receive payment (for up to 90 day's accumulation) upon retirement or termination. Accordingly, no liability has been recorded for the accumulated sick leave of non-civil service employees. The measurement of the liability for compensated absences was determined by applying a vesting method approach to accumulated vacation and sick leave balances at fiscal year-end and includes additional salary related payments for Social Security, Medicare and retirement contributions, in accordance with GASB Statement No. 16, Accounting for Compensated Absences. No liability is recorded in the governmental fund statements as payment of this liability will not be made with expendable available financial resources. Compensated absences are only reported in the governmental funds statements if they have matured (i.e., unused reimbursable leave still outstanding following an employee's resignation or retirement). In the government-wide financial statements and proprietary fund statements, the liability for employees with over 20 years of service is recorded as a current liability as these employees are eligible for retirement regardless of their age. The General fund has been the primary funding source for payment of compensated absences to retiring or terminated employees.

Long-Term Debt—In the government-wide financial statements and the fund level proprietary financial statements, long-term debt is reported as a liability in the applicable governmental activities, business-type activities, or proprietary fund type statement of net position. Bond premiums and discounts are deferred and amortized over the life of the bonds if material in amount.

In the governmental fund financial statements, bond premiums and discounts are recognized during the current period. The face amount of debt is recorded as other financing sources. Bond premiums and discounts are recorded as other financing sources and other financing uses.

Pensions—For purposes of measuring the net pension liability (asset), pension related deferred outflows and inflows of resources, and pension expense, City specific information about its Fiduciary Net Position in the Texas Municipal Retirement System (TMRS) and additions to/deductions from the City's Fiduciary Net Position have been determined on the same basis as they are reported by TMRS. For this purpose, plan contributions are recognized in the period that compensation is reported for the employee, which is when contributions are legally due. Benefit payments and refunds are recognized when due and payable in accordance with the benefit terms. Investments are reported at fair value. Information

regarding the City's Total Pension Liability (Asset) is obtained from TMRS through a report prepared for the City by TMRS consulting actuary, Gabriel Roeder Smith & Company, in compliance with Governmental Accounting Standards Board (GASB) Statement No. 68, Accounting and Financial Reporting for Pensions.

Post-Employment Benefits Other Than Pensions (OPEB)—For purposes of measuring the total OPEB liability, OPEB related deferred outflows and inflows of resources, and OPEB expense, benefit payments and refunds are recognized when due and payable in accordance with the benefit terms. Contributions are not required but are measured as payments by the City for benefits due and payable that are not reimbursed by plan assets. Information regarding the City's total OPEB liability is obtained from a report prepared by a consulting actuary, Gabriel Roeder Smith & Company.

Deferred Outflows/Inflows of Resources—In addition to assets, the statement of financial position and/or balance sheet will sometimes report a separate section for deferred outflows of resources. This separate financial statement element, deferred outflows of resources, represents a consumption of net position that applies to a future period(s) and so will not be recognized as an outflow of resources (expense/expenditure) until then. The City has the following items that qualify for reporting in this category.

- Deferred charges on refundings – A deferred charge on refunding results from the difference in the carrying value of refunded debt and its reacquisition price. This amount is deferred and amortized over the shorter of the life of the refunded or refunding debt.
- Pension and OPEB contributions after measurement date – These contributions are deferred and recognized in the following fiscal year.
- Difference in projected and actual earnings on pension assets – This difference is deferred and amortized over a closed five year period.
- Changes in actuarial assumptions used to determine pension and OPEB liabilities – This difference is deferred and amortized over the estimated average remaining lives of all members determined as of the measurement date.
- The difference in expected and actual pension and OPEB experience is deferred and recognized over the estimated average remaining lives of all members determined as of the measurement date.

In addition to liabilities, the statement of financial position and/or balance sheet will sometimes report a separate section for deferred inflows of resources. This separate financial statement element, deferred inflows of resources, represents an acquisition of net position that applies to a future period(s) and so will not be recognized as an inflow of resources (revenue) until that time. The City has two types of items that qualify for reporting in this category.

- The first type arises only under the modified accrual basis of accounting. Accordingly, the item (unavailable revenue), is reported only in the governmental funds balance sheet. The governmental funds report unavailable revenues if they are not collected within 60 days of the fiscal year-end. These amounts are deferred and recognized as an inflow of resources in the period that the amounts become available.
- The difference in expected and actual pension experience is deferred and recognized over the estimated average remaining lives of all members determined as of the measurement date.

Fund Equity—The City has adopted GASB Statement No. 54, Fund Balance Reporting and Government Fund Type Definitions, to enhance the usefulness of fund balance information by providing clearer fund balance classifications and clarification of existing government fund type definitions. The fund balance classifications under GASB No. 54 are Nonspendable, Restricted, Committed, Assigned, and Unassigned.

Nonspendable fund balance represents fund balance that is (a) not in a spendable form such as prepaid items or (b) legally or contractually required to be maintained intact such as an endowment.

Restricted fund balance consists of amounts that can be spent only on the specific purposes stipulated by law or by the external providers of those resources.

Committed fund balances are self-imposed limitations set in place prior to the end of the fiscal period used only for the specific purposes determined and approved by formal action (resolution) of the City Council majority vote, which is the highest level of decision-making authority for the City. The same level of action is required to modify or rescind a fund balance commitment.

Assigned fund balance consists of amounts that are subject to a purpose constraint that represents an intended use established by the City Council, the City Manager or Finance Director by fund balance policy.

Unassigned fund balance represents the residual classification of fund balance and includes all spendable amounts not contained within the other classifications. The general fund is the only fund that reports a positive unassigned fund balance amount. In other governmental funds it is not appropriate to report a positive unassigned fund balance; however, if expenditures incurred for specific purposes exceed the amounts that are restricted, committed, or assigned to those purposes, it may be necessary to report a negative unassigned fund balance for that fund.

When multiple categories of fund balance are available for expenditure, the City will start with the most restricted category and spend those funds first before moving down to the next category with available funds.

The City will maintain a minimum fund balance equal to sixty days of the total operating expenditures of the General Fund.

Additionally, the implementation of GASB No. 54 required the City to evaluate the classification of Special Revenue Funds. In accordance with GASB No. 54, Special Revenue Funds are used only to account for specific revenue sources that are externally restricted or committed by the government's highest level of decision making authority for specific purposes other than debt service or capital projects.

Net Position— Net position represents the difference between assets, deferred outflows (inflows) and liabilities. Net investment in capital assets consists of capital assets, net of accumulated depreciation, reduced by the outstanding balances of any borrowing used for the acquisition, construction or improvements of those assets, and adding back unspent proceeds. Net position is reported as restricted when there are limitations imposed on the use either through the enabling legislations adopted by the City or through external restrictions imposed by creditors, grantors or laws or regulations of other governments. Sometimes the City will fund outlays for a particular purpose from both restricted (e.g., restricted bond or grant proceeds) and unrestricted resources. In order to calculate the amounts to report as restricted – net position and unrestricted – net position in the government-wide and proprietary fund financial statements, a flow assumption must be made about the order in which the resources are considered to be applied. It is the City's policy to consider restricted – net position to have been depleted before unrestricted – net position is applied.

New Accounting Standards/Pronouncements-

The GASB has issued the following potentially significant statements which the City has not yet adopted and which require adoption subsequent to September 30, 2020.

No.	GASB Statement	Adoption Required
84	Fiduciary Activities	September 30, 2021
87	Leases	September 30, 2022
89	Accounting for Interest Cost Incurred Before End of Construction Period	September 30, 2021
90	Majority Equity Interests	September 30, 2021
92	Omnibus 2020	September 30, 2022
93	Replacement of Interbank Offered Rates	September 30, 2022
94	Public-Private and Public-Public Partnerships and Availability	September 30, 2023
96	Subscription-Based Information Technology Arrangements	September 30, 2023
97	Certain Component Unit Criteria, and Accounting and Financial Reporting for Internal Revenue Code Section 457 Deferred Compensation Plans	September 30, 2022

2. DEPOSITS AND INVESTMENTS

DEPOSITS: The City maintains a cash and investment pool that combines cash of the various funds in order to maximize investment opportunities. State statutes require that all deposits in financial institutions be insured by the FDIC or fully collateralized per the Public Funds Collateral Act. The City holds collateral limited to U. S. government obligations or obligations of the state of Texas and its agencies that have a fair value of not less than 102% of the principal amount of the deposits. The City's demand deposits were fully collateralized at September 30, 2020, in full compliance with state statute and City policy. At year-end, the reconciled balance of the City's cash was $775,961. The combined bank balances of the City were $1,838,319. Of the bank balance, $250,000 was covered by Federal Depository Insurance and the remainder by covered by collateral held by the Federal Reserve Bank in the City's name under a joint safekeeping agreement with Wells Fargo Bank, N.A.

***INVESTMENTS*:** The City participates in the Texas Local Government Investment Pool (TexPool) and the Local Government Investment Cooperative (LOGIC). TexPool is organized in conformity with the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, and the Public Funds Investment Act, Chapter 2256 of the Texas Government Code. TexPool is governed by an Advisory Board composed equally of participants in the Pool and other persons who do not have a business relationship with the Pool who are qualified to advise the Pool. LOGIC is a public funds investment pool managed by First Southwest Management Company. LOGIC investments are not categorized in accordance with GASB Statement No. 3 disclosure requirements since the City is not issued securities, but rather owns an individual beneficial interest in the assets of the related investment pools. Investments in external investment pools are measured at the net asset value (NAV) per share (or its equivalent) determined by the pool. These investments and deposits are fully insured by the Federal Depository Insurance Corporation or collateralized by securities held in the name of Texas Treasury Safekeeping Trust Company. Authorized investments include obligations of the United States of America or its agencies, direct obligations of the State of Texas or its agencies, certificates of deposit and repurchase agreements.

The City's investments as of September 30, 2020 are as follows:

	9/30/2020	Percent of Total Portfolio	Weighted Average Maturity (Days)
Primary Government			
Money Market Funds	$ 20,370,086	34.26%	1
Investment pools measured at net asset value per share			
LOGIC (AAA/MR1+)	5,579,827	9.38%	54
Texpool (AAAm)	5,034	0.01%	38
Certificates of deposit measured at amortized cost	33,500,000	56.35%	174
Total primary government investments	$ 59,454,947		267
DCEDC			
Investment pools measured at net asset value per share			
LOGIC (AAA/MR1+)	929,865	100.00%	54
Total DCEDC investments	$ 929,865		54

***INTEREST RATE RISK*:** The strategy of the City is to maintain sufficient liquidity in its portfolio so that it does not need to sell a security prior to maturity. Should it become necessary to sell a security prior to maturity, the prior written consent of the City Manager must be obtained.

CREDIT RISK: The Public Funds Investment Act (PFIA) governs investment strategies and policies, training for investment officers, reporting requirements and types of investments allowed. The City has adopted an investment policy in compliance with PFIA.

State statutes, city bond ordinances and city resolutions authorize the City's investments. Such investments include: (1) obligations of the United States or its agencies; (2) direct obligations of the State of Texas or its agencies; (3) other obligations, the principal on which are unconditionally guaranteed by the State of Texas or the United States or their respective agencies; (4) collateralized certificates of deposit; (5) eligible local government investment pools which are continuously rated no lower than "AAA" or an equivalent rating by at least one nationally recognized rating service and; (6) repurchase agreements, reverse repurchase agreements, bankers acceptances, and commercial paper to the extent that they are contained in the portfolios of approved public funds investment pools in which the City invests.

***CONCENTRATION OF CREDIT RISK*:** The City's investment policy does not provide for specific limits on investment in any one single instrument. The allocation of assets is set with the objective of optimizing the investment return within framework of acceptable risk and diversification.

3. AD VALOREM TAXES

Property tax is levied October 1 of each year on the assessed value listed as of the prior January 1 for all real and personal property located in the City. Assessed value represents the appraised value less applicable exemptions authorized by the City Council. Appraised values are established by the Dallas Central Appraisal District at 100% of estimated market value. The assessed value for the tax roll of January 1, 2019, upon which the 2020 fiscal year levy was based, was $2,504,450,854.

Taxes are due on October 1, immediately following the January 1 lien date and are delinquent after the following January 31. Penalty and interest is charged at 7% on delinquent taxes beginning February 1, and increases to 18% on July 1, additional interest accrues at the rate of 1% each month thereafter. As of July 1, a 20% collection cost may be added to all delinquent accounts. Total current tax collections for the year ended September 30, 2020 were 99.2% of the tax levy.

In Texas, countywide central appraisal districts are required under the Property Tax Code to assess all property within the appraisal district on the basis of 100% of its appraised value and are prohibited from applying any assessment ratios. The value of property within the appraisal district must be reviewed every three years; however, the City may, at its own expense, require annual reviews of appraised values. The City may challenge appraised values established by the appraisal district through various appeals and, if necessary, legal action. Under this legislation, the City continues to set tax rates on City property. However, if the effective tax rate, excluding tax rates for bonds and other contractual obligations, adjusted for new improvements, exceeds the rate for the previous year by more than 8%, qualified voters of the City may petition for an election to determine whether to limit the tax rate to no more than 8% above the tax rate of the previous year.

4. RECEIVABLES

Receivables at September 30, 2020, for the government's individual major, non-major and internal service funds in the aggregate, including the applicable allowances for uncollectible accounts, are as follows:

	General	Debt Service	Nonmajor Governmental	Utility Fund	Solid Waste Fund	Total
Receivables						
Accounts	$ 631,670	$ -	$ 223,098	$ 3,581,965	$ 816,992	$ 5,253,725
Ad valorem taxes	924,351	105,468	-	-	-	1,029,819
Other taxes	2,117,900	-	99,466	-	-	2,217,366
Assessments	-	-	51,950	-	-	51,950
Intergovernmental	-	-	680,640	-	-	680,640
Gross receivables	3,673,921	105,468	1,055,154	3,581,965	816,992	9,233,500
Less allowance for uncollectibles	(788,627)	(74,826)	(49,818)	(729,630)	(114,931)	(1,757,832)
Net total receivables	$ 2,885,294	$ 30,642	$ 1,005,336	$ 2,852,335	$ 702,061	$ 7,475,668

5. CAPITAL ASSETS

The following is a summary of the changes in capital assets for the fiscal year ended September 30, 2020:

Governmental activities:

	Beginning Balance	Increases	Transfers	Ending Balance
Capital assets not being depreciated:				
Land	$ 20,213,916	$ 236,337	$ -	$ 20,450,253
Construction in progress	534,347	2,402,798	(23,500)	2,913,645
Total capital assets, not being depreciated	20,748,263	2,639,135	(23,500)	23,363,898
Capital assets being depreciated:				-
Buildings	12,600,719	-	-	12,600,719
Infrastructure	62,482,706	-	(133,982)	62,348,724
Improvements	9,124,866	-	133,982	9,258,848
Equipment	23,277,066	985,673	-	24,262,739
Total capital assets being depreciate	107,485,357	985,673	-	108,471,030
Less accumulated depreciation for:				
Buildings	(6,124,955)	(249,611)	-	(6,374,566)
Infrastructure	(46,205,565)	(1,506,266)	17,486	(47,694,345)
Improvements	(3,284,445)	(200,285)	(17,486)	(3,502,216)
Equipment	(16,673,945)	(1,702,440)	-	(18,376,385)
Total accumulated depreciation	(72,288,910)	(3,658,602)	-	(75,947,512)
Total capital assets being depreciated, net	35,196,447	(2,672,929)	-	32,523,518
Governmental activities capital assets, net	$ 55,944,710	$ (33,794)	$ (23,500)	$ 55,887,416

Business-type activities:

	Beginning Balance	Increases	Transfers	Ending Balance
Capital assets not being depreciated:				
Land	$ 567,630	$ -	$ -	$ 567,630
Construction in progress	3,478,449	3,192,251	(2,229,160)	4,441,540
Total capital assets, not being depreciated	4,046,079	3,192,251	(2,229,160)	5,009,170
Capital assets being depreciated:				
Buildings	14,043,642	-	-	14,043,642
Infrastructure	46,035,721	4,804,751	-	50,840,472
Water rights	4,802,361	-	-	4,802,361
Improvements	1,505,771	13,874	-	1,519,645
Equipment	3,320,452	49,684	-	3,370,136
Total capital assets being depreciated	69,707,947	4,868,309	-	74,576,256
Less accumulated depreciation for:				
Buildings	(5,505,839)	(413,360)	-	(5,919,199)
Infrastructure	(23,421,571)	(851,168)	-	(24,272,739)
Water rights	(2,209,083)	(96,047)	-	(2,305,130)
Improvements	(97,332)	(38,740)	-	(136,072)
Equipment	(1,883,135)	(207,353)	-	(2,090,488)
Total accumulated depreciation	(33,116,960)	(1,606,668)	-	(34,723,628)
Total capital assets being depreciated, net	36,590,987	3,261,641	-	39,852,628
Business-type activities capital assets, net	$ 40,637,066	$ 6,453,892	$ (2,229,160)	$ 44,861,798

Depreciation expense was charged to functions/programs of the City as follows:

General Government	$	306,200
Finance		5,220
Community services		626,837
Police		149,466
Public works		1,511,820
Fire		122,778
Total governmental activities		2,722,321
Internal service activity:		
Fleet rotation		936,281
Total government & internal service activities	$	3,658,602
Business-like activities:		
Water and sewer	$	1,216,245
Water rights amortization		96,047
Fieldhouse		294,372
Solid Waste		4
Total business-like activities	$	1,606,668

Discretely presented component unit:

	Beginning Balance	Increases	Ending Balance
Capital assets-not being depreciated			
Land	$ 219,637	$ -	$ 219,637
Total capital assets - not being depreciated	219,637	-	219,637
Capital assets-being depreciated			
Buildings	906,133	-	906,133
Equipment	-	-	-
Total capital assets-being depreciated	906,133	-	906,133
Less accumulated depreciation for:			
Buildings	(25,676)	(18,123)	(43,799)
Total accumulated depreciation	(25,676)	(18,123)	(43,799)
Total capital assets-being depreciated, net	880,457	(18,123)	862,334
Capital assets - net	$ 1,100,094	$ (18,123)	$ 1,081,971

The City has active construction projects as of September 30, 2020. Total accumulated commitments for ongoing capital projects are composed of the following:

Governmental activities	
General Fund	$ 476,000
Bond Capital Projects Fund	2,104,852
Drainage Fund	365,071
Capital Improvements Fund	332,333
Total governmental activities	$ 3,278,256
Business-type activities:	
Utility Fund	$ 3,025,800
Total business-type activities	$ 3,025,800

6. INTERFUND BALANCES AND TRANSFERS

Interfund balances as of September 30, 2020 are as follows:

Receivable Fund	Payable Fund	Amount
Utility (enterprise fund)	Sports Facility (enterprise fund)	1,280,000
General (governmental fund)	Grants (non- major governmental fund)	500,000
	Total	$ 1,780,000

All receivables listed are to reclassify negative cash balances at fiscal year-end.

Transfers were as follows for the fiscal year ended September 30, 2020:

Transfer from	Transfer to	Amount	Purpose
General	Non-major governmental	$ 25,851	Matching funds for grant, TIF projects
General	Street Construction	72,790	To fund construction project
Non-major governmental	General	473,199	Administrative and overhead charges, to fund public safety
Utillity	General	2,290,223	Administrative and overhead charges, PILOT
Solid waste	General	192,297	Administrative and overhead charges
Solid waste	Non-major governmental	150,000	To fund alley repairs
	Total	$ 3,204,360	

7. BUDGETARY COMPLIANCE

Budgets are legally adopted at the fund level of control for the General, Debt Service, Traffic Safety and Improvement, Hotel Tax, and Drainage funds on a basis consistent with GAAP using the modified accrual basis of accounting. Budgetary comparison statements or schedules are presented for these funds which include actual expenditures on a basis consistent with the legally adopted budget as amended. Capital project funds are budgeted over the life of the projects and not on an annual basis. For the year ended September 30, 2020, all expenditures fell within appropriations (the legal level of budgetary control).

8. LONG-TERM DEBT

Various types of long-term debt have been issued by the City for the acquisition and construction of major capital facilities and equipment as follows:

- General obligation bonds are issued pursuant to voter authorization for infrastructure and facility projects accounted for in the governmental capital project funds. General obligation bonds are also issued to refund prior debt issues. The City intends to retire this debt, plus interest, from ad valorem taxes.

- Certificate of obligation debt is similar to general obligation bonds in their usage and retirement but do not require voter authorization and are not used for refunding debt.

Annual debt service requirements to maturity for long-term bonded debt are as follows:

Year Ending September 30	Governmental Activities		Business-type Activities		DCEDC	
	Principal	Interest	Principal	Interest	Principal	Interest
2021	720,000	763,631	470,000	67,800	485,000	2,546
2022	755,000	726,756	485,000	53,475	-	-
2023	795,000	688,006	495,000	38,775	-	-
2024	825,000	655,756	515,000	23,625	-	-
2025	855,000	630,556	530,000	7,950	-	-
2026-2039	16,445,000	4,312,753	-	-	-	-
Total	$ 20,395,000	$ 7,777,458	$ 2,495,000	$ 191,625	$ 485,000	$ 2,546

CITY OF DUNCANVILLE, TEXAS

NOTES TO BASIC FINANCIAL STATEMENTS
FOR THE YEAR ENDED SEPTEMBER 30, 2020

Long-term bonded debt at September 30, 2020, includes the following individual issues:

	Interest Rate (%)	Maturity Date	Amount Outstanding	Due Within One Year
Governmental Activities				
General Obligation Bonds: Series 2019	3.120	2/15/2039	$ 20,395,000	$ 720,000
Total governmental activities long-term bonded debt			$ 20,395,000	$ 720,000
Business-type Activities				
G.O. Refunding Series 2016	3.000-4.000	2/15/2025	$ 2,495,000	$ 470,000
Total business-type activities long-term debt			$ 2,495,000	$ 470,000
Total long-term bonded debt (primary government)			$ 22,890,000	$ 1,190,000
DCEDC (Component Unit)				
G.O. Refunding Series 2016A	1.050	2/15/2021	485,000	485,000
Total DCEDC			$ 485,000	$ 485,000

CITY OF DUNCANVILLE, TEXAS

NOTES TO BASIC FINANCIAL STATEMENTS
FOR THE YEAR ENDED SEPTEMBER 30, 2020

Long-term liability activity for the year ended September 30, 2020, was as follows:

	Beginning Balance	Additions	Reductions	Ending Balance	Due Within One Year
Governmental activities:					
Bonds payable:					
General Obligation, Series 2019	$ 20,735,000	$ -	$ 340,000	$ 20,395,000	$ 720,000
Deferred premium on bonds	1,201,952	-	61,903	1,140,049	-
Total bonds payable	21,936,952	-	401,903	21,535,049	720,000
Loan payable	520,006	-	226,288	293,718	233,979
Net pension liability	7,345,752	-	7,345,752	-	-
Accrued compensated absences	3,300,469	1,413,172	1,157,167	3,556,474	248,953
Other postemployment benefits	4,322,753	293,665	-	4,616,418	-
Total governmental activities	$ 37,425,932	$ 1,706,837	$ 9,131,110	$ 30,001,659	$ 1,202,932
Business-type activities:					
Bonds payable:					
General Obligation Refunding Series 2013	$ 110,000	$ -	$ 110,000	$ -	$ -
General Obligation Refunding Series 2016	2,945,000	-	450,000	2,495,000	470,000
Deferred premium on bonds	246,856	-	41,722	205,134	-
Total bonds payable	3,301,856	-	601,722	2,700,134	470,000
Net pension liability	916,022	-	916,022	-	-
Accrued compensated absences	100,711	99,840	81,052	119,499	8,364
Other postemployment benefits	447,632	26,781	-	474,413	-
Total business-type activities	4,766,221	126,621	1,598,796	3,294,046	478,364
Total long-term liabilities (primary government)	$ 42,192,153	$ 1,833,458	$ 10,729,906	$ 33,295,705	$ 1,681,296
DCEDC (Component unit):					
General Obligation Refunding Series 2016A	$ 965,000	$ -	$ 480,000	$ 485,000	$ 485,000
Total DCEDC long-term liabilities	$ 965,000	$ -	$ 480,000	$ 485,000	$ 485,000

The long-term liabilities other than debt, such as compensated absences and other postemployment benefits, are paid from the General, Enterprise, and Internal Service funds based on the assignment of the employee at termination.

For fiscal year 2020, the City recognized a net pension asset; therefore, the liability has been removed from the long-term liability schedule.

The General fund secured a loan for $1,483,374 in January 2016 to fund an economic incentive grant paid to EON Reality Duncanville Entrepreneur School. The loan terms are 3.34% rate with 84 monthly payments ending December 15, 2021. Annual loan payments to maturity are as follows:

Year Ending September 30	Principal	Interest
2021	233,979	6,249
2022	59,739	333
Total	$ 293,718	$ 6,582

9. DEFINED BENEFIT PENSION PLAN

Plan Descriptions. The City participates as one of 888 plans in the nontraditional, joint contributory, hybrid defined benefit pension plan administered by the Texas Municipal Retirement System (TMRS). TMRS is an agency created by the State of Texas and administered in accordance with the TMRS Act, Subtitle G, Title 8, Texas Government Code (the TMRS Act) as an agency multiple-employer retirement system for municipal employees in the State of Texas. The TMRS Act places the general administration and management of the System with a six-member Board of Trustees. Although the Governor, with the advice and consent of the Senate, appoints the Board, TMRS is not fiscally dependent on the State of Texas. TMRS's defined benefit pension plan is a tax-qualified plan under Sections 401(a) of the Internal Revenue Code. TMRS issues a publicly available comprehensive annual financial report (CAFR) that can be obtained at *www.tmrs.org*.

All eligible employees of the City are required to participate in TMRS.

Benefits Provided. TMRS provides retirement, disability, and death benefits. Benefit provisions are adopted by the governing body of the City, within the options available in the state statutes governing TMRS.

At retirement, the benefit is calculated as if the sum of the employee's contributions, with interest, and the City-financed monetary credits with interest were used to purchase an annuity. Members may choose to receive their retirement benefit in over of seven payments options. Members may also choose to receive a portion of their benefit as a Partial Lump Sum Distribution in an amount equal to 12, 24, or 36 monthly payments, which cannot exceed 75% of the member's deposits and interest.

A summary of the plan provisions for the City are as follows:

Employee deposit rate	**7%**
Matching ratio (city to employee)	**2 to 1**
Years required for vesting	**5**
Service retirement eligibility (age/yrs service)	**60/5, 0/20**
Updated Service Credit	**0%**
Annuity Increase (to retirees)	**0% of CPI**

Employees covered by benefit terms

At the December 31, 2019 valuation and measurement date, the following employees were covered by the benefit terms:

Inactive employees or beneficiaries currently receiving benefits	237
Inactive employees entitled to but not yet receiving benefits	197
Active employees	263
	697

Contributions. The contribution rates for employees in TMRS are either 5%, 6%, or 7% of employee gross earnings, and the City matching percentages are with 100%, 150%, or 200%, both as adopted by the governing body of the city. Under the state law governing TMRS, the contributions rate for each city is determined annually by the actuary, using the Entry Age Normal (EAN) actuarial cost method. The actuarially determined rate is the estimated amount necessary to finance the cost of benefits earned by employees during the year, with an additional amount to finance any unfunded accrued liability.

Employees for the City were required to contribute 7% of their annual gross earnings during the fiscal year. The contribution rates for the City were 7.65% and 7.67% in calendar years 2019 and 2020, respectively. The city's contributions to TMRS for the year ended September 30, 2020, were $1,377,995 and were equal to the required contributions.

Net Pension Liability. The City's Net Pension Liability was measured as of December 31, 2019, and the Total Pension Liability (TPL) used to calculate the Net Pension Liability was determined by an actuarial valuation as of that date.

Actuarial assumptions:

The Total Pension Liability in the December 31, 2019 actuarial valuation was determined using the following actuarial assumptions:

Inflation	2.50 % per year
Overall payroll growth	2.75 % per year
Investment Rate of Return	6.75%, net of pension plan investment expense, including inflation

Salary increases were based on a service-related table. Mortality rates for active members are based on the PUB (10) mortality tables with the Public Safety table used for males and the General Employee table used for females. Mortality rates for healthy retirees and beneficiaries were based on the gender-distinct 2019 Municipal Retirees of Texas mortality tables. The rates for actives, health retirees and beneficiaries are projected on a fully generational basis by Scale UMP to account for future mortality improvements. For disabled annuitants, the same mortality tables for healthy retirees is used with a 4-year set forward for males and a 3-year set forward for females. In addition, a 3.5% and 3.0% minimum mortality rate is applied, for males and females respectively, to reflect the impairment for younger members who become disabled. The rates are projected on a fully generational basis by Scale UMP to account for future mortality improvements subject to the floor.

The actuarial assumptions were developed primarily from the actuarial investigation of the experience of TMRS over the four-year period from December 31, 2014 to December 31, 2018. They were adopted in 2019 and first used in the December 31, 2019 actuarial valuation. The post-retirement mortality assumption for Annuity Purchase Rates (APRs) is based on the Mortality Experience Investigation Study covering 2009-2011 and dated December 31, 2013. Plan assets are managed on a total return basis with an emphasis on both capital appreciation as well as the production of income. In order to satisfy the short-term and long-term funding needs of TMRS.

The long-term expected rate of return in pension plan investments was determined using a building-block method in which best estimate ranges of expected future real rates of return (expected returns, net of pension plan investment expense, and inflation) are developed for each major asset class. These ranges are combined to produce the long-term expected rate of return by weighting the expected future real rates of return by the target asset allocation percentage and by adding expected inflation. In determining their best estimate of a recommended investment return assumption under the various alternative asset allocation portfolios, the actuary focused on the area between (1) arithmetic mean (aggressive) without an adjustment for time (conservative) and (2) the geometric mean (conservative) with an adjustment for time (aggressive). The target allocation and best estimates for real rates of return for each major asset class are summarized in the following table:

Asset Class	Target Allocation	Long-Term Expected Real Rate of Return (Arithmetic)
Global Equities	30.0%	5.30%
Core Fixed Income	10.0%	1.25%
Non-Core Fixed Income	20.0%	4.14%
Real Estate	10.0%	4.00%
Real Return	10.0%	3.85%
Absolute Return	10.0%	3.48%
Private Equity	10.0%	7.75%
Total	100.0%	

Discount Rate

The discount rate used to measure the Total Pension Liability was 6.75%. The projection of cash flows used to determine the discount rate assumed that employee and employer contributions will remain at the current 7%, as specified in statue. Based on that assumption, the pension plan's Fiduciary Net Position was projected to be available to make all projected future benefit payments of current active and inactive employees. Therefore, the long-term expected rate of return on pension plan investments was applied to all period of projected benefit payments to determine the Total Pension Liability.

Changes in the Net Pension Liability (Asset)

	Increase (Decrease)		
	Total Pension Liability (a)	Plan Fiduciary Net Position (b)	Net Pension Liability (Asset) (a) - (b)
Changes for the year:			
Service cost	$ 2,209,499	$ -	$ 2,209,499
Interest	7,374,742	-	7,374,742
Difference between expected and actual experience	129,524	-	129,524
Changes of Assumptions	(42,112)		
Contributions - employer	-	1,334,433	(1,334,433)
Contributions - employee	-	1,221,682	(1,221,682)
Net investment income	-	15,974,106	(15,974,106)
Benefit payments, including refunds of employee contributions	(7,173,166)	(7,173,166)	-
Administrative expense	-	(90,391)	90,391
Other changes	-	(2,714)	2,714
Net changes	2,498,487	11,263,950	(8,765,463)
Beginning Balance at 12/31/2018	$111,737,271	$ 103,475,497	$ 8,261,774
Ending Balance at 12/31/2019	$114,235,758	$ 114,739,447	$ (503,689)

The following presents the net pension liability (asset) of the City, calculated using the discount rate of 6.75%, as well as what the City's net pension liability (asset) would be if it were calculated using a discount rate that is 1-percentage-point lower (5.75%) of 1-percentage-higher (7.75%) than the current rate:

	1% Decrease in Discount Rate (5.75%)	Current Discount Rate (6.75%)	1% Increase in Discount Rate (7.75%)
City's net pension liability (asset)	$ 13,470,574	$ (503,689)	$ (12,129,738)

Pension Plan Fiduciary Net Position

Detailed information about the pension plan's Fiduciary Net Position is available in a separately-issued TMRS financial report. The report may be obtained on the Internet at *www.tmrs.org*.

Pension Expense and Deferred Outflows of Resources and Deferred Inflows of Resources Related to Pensions. For the year ended September 30, 2020, the City recognized pension expense of $431,341.

At September 30, 2020, the City reported deferred outflows of resources and deferred inflows of resources related to pensions from the following sources:

	Deferred Outflows of Resources	Deferred Inflows of Resources
Differences between expected and actual economic experience	$ 92,832	$ (184,904)
Difference between projected and actual investment earnings	-	(3,579,500)
Difference in assumption changes	-	(30,182)
Contributions subsequent to the measurement date	1,002,684	-
Total	$ 1,095,516	$ (3,794,586)

Deferred outflows of resources related to pension resulting from contributions subsequent to the measurement date of $1,002,684 will be recognized as an addition to the net pension asset for the measurement year ending December 31, 2020 (i.e. recognized in the City's financial statements in the year ended September 30, 2021). Other amounts reported as deferred outflows and inflows of resources related to pensions will be recognized in pension expenses as follows:

Year ended Dec 31	
2021	$ (1,165,418)
2022	(1,117,487)
2023	379,057
2024	(1,797,906)
2025	-
Thereafter	-
Total	$ (3,701,754)

10. REGIONAL SYSTEMS FOR WATER SUPPLY AND WASTEWATER TREATMENT

City of Dallas Water Purchase Agreement - In 2014, the City entered into a thirty-year agreement to purchase treated water from the City of Dallas. The rate during fiscal 2020 was $0.3766 per 1,000 gallons plus an annual demand charge of $278,529 for each million gallons per day as established by the rate of flow controller setting (currently 9.5 million gallons at $2,646,026 annually).

Trinity River Authority Sewage Disposal Agreement - The City, along with the cities of Cedar Hill, DeSoto, Ferris and Lancaster, is a member of the Trinity River Authority (TRA) of Texas Ten Mile Creek Regional Wastewater System ("the System"). Under the contract dated December 1, 1983, the System provides for and operates a regional wastewater treatment plant and conveyance facility for the benefit of the parties. The City is required to deliver all of its wastewater from within the Ten-Mile Creek basin to the System's conveyance system for treatment. The City is then charged monthly based upon the percentage of its flow to the total flow received by the System and the System's cost of operation and maintenance, including debt service on bonds issued to construct the System. The contract will remain in force and effect until all bonds have been paid in full and thereafter for a period of fifty years from the date of the contract. The City paid $4.6 million for services through Ten-Mile Creek this fiscal year.

Additionally, the City is a member of the Trinity River Authority of the Texas Regional Wastewater System (the "Regional System") through a contract with TRA dated June 27, 1984. The contract will remain in force and effect until all bonds have been paid in full and thereafter for a period of fifty years from the date of the contract. The City's wastewater is treated by the Regional System at its Ten Mile Creek Regional Plant and its Central Regional Plant. The City's payments to the Regional System have been deemed to be an operation and maintenance expense of the City's waterworks and sewer system and are payable monthly. The City's payments are based upon its percentage of the total of all contracting parties in the Regional System applied to total operation and maintenance expenses of the Regional System, including debt service. The Regional System is obligated to treat all of the City's sewage flow. The City paid $196 thousand for services through Central Regional this fiscal year.

Lakeview Regional Water Supply Contract - The City and the Cities of Grand Prairie and Cedar Hill entered into a contract with TRA, dated February 27, 1985, in effect for the useful life of the project, whereby TRA would sell its revenue bonds and construct and operate a water treatment plant, transmission and storage facilities necessary to supply treated water from Joe Pool Lake to the cities. Water intake facilities were financed and constructed in 1986 but the treatment plant and transportation facilities have not been constructed. There are no current plans to construct the treatment plant and transportation facilities for the City necessary to use the raw water from Joe Pool Lake. Under the contract, the City is required to pay its proportionate share (based on a percentage of water usage) of maintenance and operation costs. The City's current payments under the contract, which include debt service on bonds issued by TRA to construct the intake facilities and other costs associated with the facility, were $6 thousand this fiscal year.

Dallas Wastewater Treatment Contract – In 2014, the City entered into a thirty-year contract with the City of Dallas to transport and treat wastewater from an area in the northeastern part of the City. Under the contract, the City is required to pay a transportation charge (based on cost of service) and a treatment charge (at the same rate as Dallas is charged by TRA for treatment of the wastewater). The City's current payments for fiscal year 2020 were $375 thousand.

11. SELF-INSURANCE

The City previously maintained a medical self-insurance plan for City employees and their covered dependents. Due to cost of high claims for several years, the City opted to change from self-insured to a fully insured medical plan in fiscal year 2019. All self-insured claims have been processed and paid leaving no medical claim liability as of fiscal year 2019. The Medical Self-Insurance fund was closed out as of September 30, 2020.

The City established a comprehensive self-insurance plan for workers' compensation, property and casualty, and general liability coverage. The self-insurance plan encompasses workers' compensation benefits, fire, law enforcement, auto fleet, computer hardware and software, other property, public officials' liability and general liability coverage. A third-party insurance company coinsures with the City for individual claim retention levels and corresponding policy limits as follows: $75,000/$1,000,000 for workers' compensation; $25,000/$62,755,356 for real and personal property; and $25,000/$2,000,000 for liability claims. All claims and maximums are calculated for a plan year ending each September 30. Settled claims have not exceeded the aggregate policy limits in any of the past three fiscal years.

The claim liability of $105,580 reported in the comprehensive self-insurance fund is based on the requirements of GASB 10, "Accounting and Financial Reporting for Risk Financing and Related Insurance Issues," which requires that a liability be reported if information prior to the issuance of the financial statements indicates that it is probable that a liability has been incurred at the date of the financial statements and the amount of the loss can be reasonably estimated.

Changes in the funds' claims liability amount in fiscal years 2019 and 2020 were:

	Beginning of Fiscal Year Liability	Claims and Changes in Estimates	Claim Payments	Balance at Fiscal Year-End
Medical Self-Insurance Fund				
2019	362,198	-	(362,198)	-
Comprehensive Self-Insurance Fund				
2019	104,252	342,512	(259,299)	187,465
2020	187,465	31,600	(113,485)	105,580

Accrued liabilities include provisions for claims reported and claims incurred but not reported. The provision for reported claims is determined by estimating the amount which will ultimately be paid for each claimant. The provision for claims incurred but not yet reported is estimated based on City experience since the inception of the program. All claims are expected to be paid within one year. Premium payments are reported as inter-fund services provided and used; accordingly, they are treated as operating revenues of the Self-Insurance Internal Service Fund and operating expenditures/expenses of the participating funds.

12. POSTEMPLOYMENT BENEFITS

Plan Description- The City offers its retired employees health insurance benefits through a single-employer defined benefit OPEB plan, under City policy. This plan is administered by the City and it has the authority to establish and amend the benefit terms and financing arrangements. There are no assets accumulated in a trust that meets the criteria in paragraph 4 of GASB Statement No. 75.

Benefits and Contributions- In addition to the pension benefits described in Note 9, the City makes postretirement health care benefits available to all employees who retire from the City and who qualify to receive pension disbursements from Texas Municipal Retirement System (TMRS) through a single-employer defined benefit healthcare plan. The benefits are provided to the retired employee and dependents under the same plan as active employees in accordance with State law. The retiree pays premiums for the retiree and dependents monthly. The City's contributions to the OPEB for the year ended September 30, 2020, were $248,017, which equal benefit payments for retirees.

As of September 30, 2020, the number of employees currently covered by the benefit terms is as follows:

Inactive employees or beneficiaries currently receiving benefits	20
Active members	236
Total	256

Actuarial Methods and Assumptions

Significant methods and assumptions were as follows:

Actuarial Valuation Date	December 31, 2018
Actuarial Cost Method	Individual Entry-Age Normal
Discount Rate	2.75% as of December 31, 2019
Inflation Rate	2.50%
Salary Increases	3.50% to 11.50%, including inflation
Demographic Assumptions	Based on the experience study covering the four year period ending December 31, 2018 as conducted for the Texas Municipal Retirement System (TMRS).
Mortality	For healthy retirees, the gender-distinct 2019 Municipal Retirees of Texas mortality tables are used. The rates are projected on a fully generational basis using the ultimate mortality improvement rates in the MP tables to account for future mortality improvements.
Health care trend rates	Initial rate of 7.20% declining to an ultimate rate of 4.25% after 15 years
Participation rates	35% for eligible retirees at least age 50 at retirement; 20% for eligible retirees under age 50 at retirement
Other Information:	
Notes	The discount rate changed from 3.71% as of December 31, 2018 to 2.75% as of December 31, 2019. Additionally, the demographic assumptions were updated to reflect the 2019 TMRS Experience Study and the health care trend rates were updated to reflect the repeal of the excise tax on high-cost employer health plans.

Projections of health benefits are based on the plan as understood by the City and include the types of benefits in force at the valuation date and the pattern of sharing benefit costs between the City and its employees to that point. Actuarial calculations reflect a long-term perspective and employ methods and assumptions that are designed to reduce short-term volatility in actuarial accrued liabilities and the actuarial value of assets.

A Single Discount Rate of 2.75% was used to measure the total OPEB liability. This Single Discount Rate was based on the municipal bond rates as of the measurement date. The source of the municipal bond rate was Fixed-income municipal bonds with 20 years to maturity that include only federally tax-exempt municipal bonds as reported in Fidelity Index's "20-year Municipal GO AA Index" as of December 31, 2019.

Changes in the Total OPEB Liability

The City's total OPEB liability of $5,090,831 was measured as of December 31, 2019 and was determined by an actuarial valuation as of December 31, 2019.

	Total OPEB Liability
Balance at 12/31/2018	$ 4,770,385
Changes for the year:	
Service cost	228,789
Interest on the total liability	175,478
Difference between expected and actual experience	49,296
Changes in assumptions and other inputs	176,692
Benefit payments	(309,809)
Net changes	320,446
Balance at 12/31/2019	$ 5,090,831

Changes in assumptions and other inputs reflect a change in the discount rate from 3.71% to 2.75%.

Discount Rate Sensitivity Analysis

The following schedule shows the impact of the total OPEB liability if the discount rate used was 1% less than and 1% greater than the discount rate that was used (%) in measuring the total OPEB liability.

	1% Decrease in Discount Rate (1.75%)	Discount Rate (2.75%)	1% Increase in Discount Rate (3.75%)
City's Total OPEB Liability	$ 5,559,360	$ 5,090,833	$ 4,663,216

Healthcare Cost Trend Rate Sensitivity Analysis

The following schedule shows the impact of the total OPEB liability if the Healthcare Cost Trend Rate used was 1% less than and 1% greater than what was used in measuring the total OPEB liability.

	1% Decrease	Current Healthcare Cost Trend Rate Assumption	1% Increase
City's Total OPEB Liability	$ 4,481,893	$ 5,090,833	$ 5,820,691

OPEB Expense and Deferred Outflows of Resources Related to OPEB

For the year ended September 30, 2020, the City recognized OPEB expense of $411,950. At September 30, 2020, the City reported deferred outflows of resources related to OPEB from the following sources:

	Deferred Outflows of Resources
Differences between expected and actual experience	$ 1,278,025
Changes in actuarial assumptions	390,045
Contributions subsequent to the measurement date	170,056
Total	$ 1,838,126

Deferred outflows of resources of $170,056 related to OPEB resulting from contributions subsequent to the measurement date but before the end of fiscal year 2020 will be recognized as a reduction of the OPEB liability for the measurement year ending December 31, 2020 (i.e. recognized in the City's financial statements in the fiscal year ending September 30, 2021 rather than the current fiscal year). Other amounts reported as deferred outflows of resources related to OPEB will be recognized in OPEB expense as follows:

For the Year Ended September 30,	
2021	$ 255,700
2022	255,700
2023	255,700
2024	255,700
2025	255,700
Thereafter	389,570
Total	**$ 1,668,070**

13. CONTINGENT LIABILITIES

Pending Litigation—In the opinion of the City's management, no pending litigation exists at September 30, 2020.

Arbitrage Rebate Requirement—The Tax Reform Act of 1986 imposes a rebate requirement with respect to certain bonds issued by the City. Under this requirement, an amount equal to the sum of (a) the excess of the aggregate amount earned on all investments over the amount that would have been earned if all investments were invested at a rate equal to the yield on the bonds and (b) any income earned on the excess described in (a) is required to be rebated to the United States Treasury, in order for the interest on the bonds to be excluded from federal taxation. Regulations implementing the rebate requirement were released by the Internal Revenue Service on May 12, 1989.

Grant Audit—The City receives federal and state grants for specific purposes that are subject to review and audit by federal and state agencies. Such audits could result in a request for reimbursement by the federal and state agencies for expenditures disallowed under the terms and conditions of the appropriate agency. In the opinion of City management, such disallowances, if any, will not be significant to the City's financial statements.

Risk and Uncertainties—On March 13, 2020 the U.S. declared the outbreak of COVID-19 a national public emergency. The impact of COVID-19 is expected to continue to have a negative financial impact on local, state and national economies in a manner that could adversely affect the amount of property and sales taxes, franchise charges and fees, and other general revenues received by the City. While the City's sales tax and other revenues declined, significant reductions in expenditures for

fiscal year 2020 were made by utilizing the aid from the US Treasury via the Coronavirus Aid Relief & Economic Security (CARES) Act to recover costs related to the public health emergency. The City received $915 thousand of CARES Act funding in fiscal year 2020. At this time, the City cannot predict with any certainty the actual impact COVID19 may have on revenues in the coming fiscal year and will continuing monitoring and will address, as necessary.

14. REGIONAL DISPATCH CENTER

The City entered into an annually renewable Interlocal Cooperation Agreement with the Cities of DeSoto and Cedar Hill ("participating cities") on August 10, 1999 to establish a Regional Public Safety Dispatch and Alarm Monitoring Facility ("the Center"). The Center provides police, fire and emergency medical service communications to participating cities. The Center's Management Committee is comprised of each of the participating cities' City Manager or their designee. The City has a one-third (1/3) share in the equity of the Center, which qualifies as a joint venture and is accounted for in the government-wide statement of net position. The value of the City's share in the equity of the facility as of September 30, 2020, is estimated at $87,692. The financial statements of the Center can be obtained by contacting: City of DeSoto Finance Department, 211 E. Pleasant Run Rd., DeSoto, TX 75115.

15. REGIONAL ANIMAL CONTROL SHELTER

The City entered into an annually renewable Interlocal Cooperation Agreement with the Cities of DeSoto and Cedar Hill on September 3, 1991 to establish a Regional Animal Control Shelter facility ("the facility"). The facility's Management Committee is comprised of each of the participating cities' City Manager or their designee. The City has a one-third (1/3) share in the equity of the facility, which qualifies as a joint venture and is accounted for in the government-wide statement of net position. In January 2008, the City of Cedar Hill issued $2,040,000 of bonds to finance the construction of a new animal control shelter. The bonds were refunded in August 2016. The City's remaining debt obligation to pay at fiscal year-end is $312,500. The value of the City's share in the equity of the facility net of the debt is $528,178 as of September 30, 2020. The financial statements of the facility can be obtained by contacting: City of Cedar Hill Finance Department, P.O. Box 96, Cedar Hill, TX 75106-0096.

16. MAIN STATION PROPERTY

On April 25, 2003, MARA, as the General Partner, and the Andersons and the Duncanville Community Economic Development Corporation (DCEDC), as the Limited Partners, entered into the Main Station Agreement under and in accordance with the Texas Revised Limited Partnership Act, Article 6132a-1, of the Texas Revised Civil Statutes. Main Station houses retail and restaurant spaces in Duncanville. The DCEDC has a 32% share in the equity of Main Station, which qualifies as a joint venture and is accounted for in the government-wide statement of net position. The value of the DCEDC's share in Main Station as of September 30, 2020 is at a negative ($59,174). The financial statements can be obtained by contacting: Main Station, 111 E. Davis Street, Suite 101, Duncanville, Texas 75116.

17. EON REALITY DUNCANVILLE ENTREPRENEUR SCHOOL

The City entered into a ten-year lease agreement with EON Reality, Inc. on October 23, 2014 for a City building to be used for the EON Reality Duncanville Entrepreneur School. In October of 2019 EON Reality ceased paying rent and abandoned the premises, defaulting on the lease agreement with the City, which was set to expire on March 31, 2025. The City sent notice of default and termination to EON on July 31, 2020 and terminated the lease on September 15, 2020.

18. TAX ABATEMENTS

The City enters into economic development agreements designed to promote development and redevelopment within the City, stimulate commercial activity, generate additional sales tax and enhance the property tax base and economic vitality of the City. This program rebates property, sales and hotel occupancy taxes as authorized under Chapter 380 of the Texas Local Government Code.

For fiscal year 2020, the City did not rebate any property, sales and hotel occupancy taxes.

19. COMMITMENTS

City of Duncanville (City) Incentive Agreement with Deford Lumber Company, Ltd.:

The City agreed to pay an economic development retention grant to Deford Lumber Company up to $1.5 million to be paid in 60 monthly payments, which is $25,000 per month, beginning February 2015. As a condition of the agreement, Deford Lumber Company must generate local sales tax at a minimum of $645,000 annually for the preceding calendar year. The City paid the final payments totaling $50,000 on this incentive in fiscal year 2020.

20. SUBSEQUENT EVENTS

CARES Act Funding

As September 30, 2020, the City has received $915 thousand in CARES Act funding from Dallas County passed through from the US Treasury. Since the fiscal year ended, the City has received an additional $1.26 million for continued response to the COVID-19 pandemic.

End of Notes to Basic Financial Statements

Attachment 1

CITY OF DUNCANVILLE, TEXAS

REQUIRED SUPPLEMENTARY INFORMATION
TEXAS MUNICIPAL RETIREMENT SYSTEM
(TMRS)
SCHEDULE OF CHANGES IN NET PENSION
LIABILITY (ASSET) AND RELATED RATIOS
LAST SIX FISCAL YEARS (PREVIOUS YEARS ARE NOT AVAILABLE)
(UNAUDITED)

Measurement Year	**2014**	**2015**	**2016**
A. Total pension liability			
Service Cost	$ 1,535,331	$ 1,737,352	$ 1,968,819
Interest (on the Total Pension Liability)	6,300,383	6,476,370	6,840,894
Changes of benefit items	-	-	3,051,493
Difference between expected and actual experience	(121,074)	11,193	454,847
Change of assumptions	-	2,777,068	-
Benefit payments, including refunds of employee contributions	(5,255,637)	(5,347,455)	(5,336,944)
Net change in total pension liability	2,459,003	5,654,528	6,979,109
Total pension liability - beginning	91,865,620	94,324,623	99,979,151
Total pension liability - ending (a)	$ 94,324,623	$ 99,979,151	$ 106,958,260
B. Plan fiduciary net position			
Contributions - Employer	$ 788,439	$ 584,156	$ 531,144
Contributions - Employee	992,641	1,047,974	1,090,327
Net Investment Income	5,716,291	150,672	6,651,413
Benefit payments, including refunds of employee contributions	(5,255,637)	(5,347,455)	(5,336,944)
Administrative Expenses	(59,693)	(91,784)	(75,151)
Other	(4,908)	(4,535)	(4,049)
Net change in plan fiduciary net position	2,177,133	(3,660,972)	2,856,740
Plan fiduciary net position - beginning	99,945,206	102,122,339	98,461,367
Plan fiduciary net position - ending (b)	$ 102,122,339	$ 98,461,367	$ 101,318,107
C. Net pension liability (asset) - ending (a) - (b)	$ (7,797,716)	$ 1,517,784	$ 5,640,153
D. Plan fiduciary net position as a percentage of total pension liability (asset)	108.27%	98.48%	94.73%
E. Covered payroll	$ 14,180,579	$ 14,861,868	$ 15,576,098
F. Net pension liability (asset) as a percentage of covered payroll	(54.99%)	10.21%	36.21%

As of December 31

Note: This schedule is intended to present information for ten years. However, previous years' information is not available.

Attachment 1

2017	2018	2019
$ 2,056,646	$ 2,144,947	$ 2,209,499
7,067,274	7,232,501	7,374,742
-	-	-
(82,975)	(364,794)	129,524
-	-	(42,112)
(6,572,445)	(6,702,143)	(7,173,166)
2,468,500	2,310,511	2,498,487
106,958,260	109,426,760	111,737,271
$ 109,426,760	$ 111,737,271	$ 114,235,758
$ 1,209,633	$ 1,333,573	$ 1,334,433
1,138,065	1,183,186	1,221,682
14,034,805	(3,323,175)	15,974,107
(6,572,445)	(6,702,143)	(7,173,166)
(72,773)	(64,291)	(90,391)
(3,687)	(3,359)	(2,714)
9,733,598	(7,576,209)	11,263,951
101,318,107	111,051,705	103,475,496
$ 111,051,705	$ 103,475,496	$ 114,739,447
$ (1,624,945)	$ 8,261,775	$ (503,689)
101.48%	92.61%	100.44%
$ 16,258,070	$ 16,902,658	$ 17,452,598
(9.99%)	48.88%	(2.89%)

Attachment 1

CITY OF DUNCANVILLE, TEXAS

REQUIRED SUPPLEMENTARY INFORMATION
TEXAS MUNICIPAL RETIREMENT SYSTEM (TMRS)
SCHEDULE OF CONTRIBUTIONS
LAST SEVEN FISCAL YEARS (PREVIOUS YEARS ARE NOT AVAILABLE)
(UNAUDITED)

Fiscal Year	(1) Actuarially determined contribution	(2) Contribution in relation to the actuarially determined contribution	(3) Contribution excess (deficiency) (2) - (1)	(4) Covered payroll	(5) Actuarially determined contribution as a percentage of covered payroll (1) / (4)	(6) Contributions as a percentage of covered payroll (2) / (4)
2014	$ 766,572	$ 745,409	$ (21,163)	$ 13,726,284	5.58%	5.43%
2015	632,759	615,462	(17,297)	14,685,372	4.31%	4.19%
2016	539,816	518,334	(21,482)	15,295,736	3.53%	3.39%
2017	784,260	971,262	187,002	16,076,166	4.88%	6.04%
2018	1,201,932	1,237,718	35,786	16,646,529	7.22%	7.44%
2019	1,336,121	1,336,121	-	17,316,010	7.72%	7.72%
2020	1,377,995	1,377,995	-	17,978,835	7.66%	7.66%

Notes to Schedule of Contributions:

Valuation Date:

Notes	Actuarially determined contribution rates are calculated as of December 31 and become effective in January, 12 months and 1

Methods and Assumptions Used to Determine Contribution Rates:

Actuarial Cost Method	Entry Age Normal
Amortization Method	Level Percentage of Payroll, Closed
Remaining Amortization Period	24 years
Asset Valuation Method	10 Year smoothed market; 12% soft corridor
Inflation	2.50%
Salary Increases	3.50% to 11.5% including inflation
Investment Rate of Return	6.75%
Retirement Age	Experience-based table of rates that are specific to the City's plan of benefits. Last updated for the 2019 valuation pursuant to an experience study of the period 2014-2018.
Mortality	Post-retirement: 2019 Municipal Retirees of Texas Mortality Tables. The rates are projected on a fully generational basis with scale UMP. Pre-retirement: PUB(10) mortality tables, with the Public Safety table used for males and the General Employee table used for females. The rates are projected on a fully generational basis with scale UMP.

Other Information:

Notes

1) This schedule is intended to present information for ten years. However, previous years' information is not available.

2) There were no benefit changes during the year.

Attachment 1

CITY OF DUNCANVILLE OTHER POSTEMPLOYMENT BENEFITS PLAN
SCHEDULE OF CHANGES IN TOTAL OPEB LIABILITY AND RELATED RATIOS
LAST THREE FISCAL YEAR (YEARS PRIOR TO 2017 ARE NOT AVAILABLE)
(UNAUDITED)

Measurement Date December 31,	**2017**	**2018**	**2019**
A. Total OPEB liability			
Service Cost	$ 134,815	$ 154,311	$ 228,789
Interest on the total OPEB liability	110,240	104,255	175,478
Difference between expected and actual experience	215,993	1,426,385	49,296
Changes of assumptions and other inputs	139,792	187,140	176,692
Benefit payments	(360,209)	(348,468)	(309,809)
Net change in total OPEB liability	240,631	1,523,623	320,446
Total OPEB liability - beginning	3,006,131	3,246,762	4,770,385
Total OPEB liability - ending	$ 3,246,762	$ 4,770,385	$ 5,090,831
B. Covered-employee payroll	$ 15,767,076	$ 16,409,275	$ 17,380,147
C. Total OPEB liability as a percentage of covered-employee payroll	20.59%	29.07%	29.29%

Notes to Schedule:

FYE20- The demographic assumptions were updated to reflect the 2019 TMRS Experience Study and the health care trend rates were updated to reflect the repeal of the excise tax on high-cost employer health plans.

FYE19 - The healthcare trend assumption was modified.
Changes of assumptions reflect the effects of changes in the discount rate each period.
The following are the discount rates used in each period:

2020 2.75%
2019 3.71%
2018 3.31%
2017 3.81%

- This schedule is required to have 10 years of information, but the information prior to 2017 is not available.

Attachment 1

Duncanville
City of Champions

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Attachment 1

CITY OF DUNCANVILLE, TEXAS

GENERAL FUND
BUDGETARY COMPARISON SCHEDULE-REVENUES
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Original Budget	Final Budget	Actual	Variance with Final Budget - Positive (Negative)
PROPERTY TAXES:				
Current Taxes	17,270,520	$ 17,270,520	$ 17,025,247	$ (245,273)
Prior rolls	140,000	140,000	175,637	35,637
Penalties	120,000	120,000	153,344	33,344
Total	17,530,520	17,530,520	17,354,228	(176,292)
SALES TAXES:				
General	5,254,349	4,926,462	5,171,296	244,834
Property tax relief	2,627,174	2,463,230	2,585,648	122,418
Total	7,881,523	7,389,692	7,756,944	367,252
FRANCHISE TAXES:				
TXU Electric	1,200,000	1,100,000	1,153,437	53,437
Atmos Energy	330,000	313,000	298,438	(14,562)
Telephone	180,000	177,000	131,970	(45,030)
Charter Cable Television	130,000	130,000	164,272	34,272
Telephone Video Services	-	31,000	31,570	570
Total	1,840,000	1,751,000	1,779,687	28,687
MIXED BEVERAGE TAXES	76,000	55,000	53,991	(1,009)
Total taxes	27,328,043	26,726,212	26,944,850	218,638
LICENSES, PERMITS AND FEES:				
Building permits	200,000	210,000	355,743	145,743
Zoning and special use permits	8,500	8,500	4,725	(3,775)
Electrical permits	12,000	11,000	19,583	8,583
Plumbing permits	34,000	40,000	59,030	19,030
Alarm permits	60,000	60,000	54,924	(5,076)
Solicitor licenses	2,000	500	2,900	2,400
Emergency medical service	700,000	750,000	844,861	94,861
Sign & other permits	66,000	57,500	72,425	14,925
Health food inspection fees	64,500	46,000	94,831	48,831
Pool inspection fees	3,000	3,000	4,600	1,600
Wrecker & storage fees	3,000	3,000	-	(3,000)
Total	1,153,000	1,189,500	1,513,622	324,122
MUNICIPAL COURT AND LIBRARY:				
Municipal court	473,000	493,000	396,957	(96,043)
False alarm fees	15,000	15,000	11,690	(3,310)
Library	20,000	8,000	5,984	(2,016)
Total	508,000	516,000	414,631	(101,369)
INTERGOVERNMENTAL	171,000	158,000	309,739	151,739
INTEREST	315,000	260,000	400,154	140,154
RECREATIONAL FEES	311,000	210,113	175,697	(34,416)
OTHER SALES AND SERVICES:				
Sale of capital assets/auction proceeds	5,000	5,000	-	(5,000)
Miscellaneous	232,493	257,772	306,997	49,225
Rentals	344,000	206,500	239,689	33,189
Total	581,493	469,272	546,686	77,414
Total revenues	$ 30,367,536	$ 29,529,097	$ 30,305,379	$ 776,282

Attachment 1

CITY OF DUNCANVILLE, TEXAS

GENERAL FUND
BUDGETARY COMPARISON SCHEDULE-EXPENDITURES
FOR THE YEAR ENDED SEPTEMBER 30, 2020

(Continued on following page)

	Salaries and Benefits	Supplies	Other Services	Maintenance
DEPARTMENTS:				
General government-				
Mayor and council	$ -	$ 3,990	$ 99,690	$ -
City manager	583,801	2,433	96,948	-
Personnel services	210,127	6,627	100,527	-
Information systems	368,967	111,967	311,402	-
Community information	98,348	3,065	49,694	-
Library services	706,396	11,366	62,258	-
One-time projects	-	2,088	36,315	-
Total	1,967,639	141,536	756,834	-
Finance-				
Administration	660,856	3,285	113,201	-
Municipal court	293,663	9,953	148,579	-
Purchasing	106,967	742	1,892	-
City Marshall	68,437	2,462	12,031	-
Total	1,129,923	16,442	275,703	-
Parks and recreation-				
Administration	214,647	213	44,314	-
Recreational programming	283,191	19,645	48,769	-
Special events	12,589	5,620	40,839	-
Athletic programming	191,468	36,621	113,449	2,381
Park grounds maintenance	454,639	65,640	597,322	22,942
Building services	363,043	26,878	355,239	38,885
Senior center	107,923	15,167	28,638	-
Horticulture	155,909	11,066	1,487	2,000
One-time projects	-	-	-	-
Total	1,783,409	180,850	1,230,057	66,208
Police-				
Administration	402,911	25,094	114,498	-
Patrol	4,443,710	63,549	213,758	5,369
Criminal investigation	1,332,441	30,990	56,655	-
Animal control	123,060	762	335,604	-
School guards	42,482	320	5,975	-
Crime prevention	128,396	3,788	4,676	-
Communication/Records	315,026	2,230	907,531	-
Special services	251,199	50,401	44,688	-
Detention	295,478	10,155	6,873	-
One-time projects	-	-	-	-
Total	7,334,703	187,289	1,690,258	5,369

Attachment 1

Capital	Total Expenditures	Original Budget	Final Budget	Variance with Final Budget Positive (Negative)
$ -	$ 103,680	$ 136,759	$ 134,859	$ 31,179
-	683,182	703,335	744,589	61,407
-	317,281	336,316	317,000	(281)
-	792,336	790,621	814,031	21,695
-	151,107	187,339	171,329	20,222
100,921	880,941	941,562	943,049	62,108
1,814	40,217	134,185	160,521	120,304
102,735	2,968,744	3,230,117	3,285,378	316,634
-	777,342	778,218	773,323	(4,019)
-	452,195	502,610	493,092	40,897
-	109,601	101,913	109,582	(19)
-	82,930	122,460	89,268	6,338
-	1,422,068	1,505,201	1,465,265	43,197
-	259,174	273,434	273,813	14,639
-	351,605	395,876	379,871	28,266
-	59,048	198,781	69,190	10,142
-	343,919	443,574	380,574	36,655
-	1,140,543	1,370,697	1,171,194	30,651
-	784,045	890,663	856,793	72,748
-	151,728	240,823	174,427	22,699
-	170,462	177,566	174,566	4,104
705,155	705,155	139,969	1,714,956	1,009,801
705,155	3,965,679	4,131,383	5,195,384	1,229,705
-	542,503	554,676	549,302	6,799
-	4,726,386	4,889,289	4,826,063	99,677
-	1,420,086	1,480,829	1,443,230	23,144
-	459,426	435,034	460,352	926
-	48,777	84,550	64,000	15,223
-	136,860	149,868	146,446	9,586
-	1,224,787	1,211,652	1,232,048	7,261
-	346,288	380,341	371,061	24,773
-	312,506	319,737	319,662	7,156
-	-	-	350,000	350,000
-	9,217,619	9,505,976	9,762,164	544,545

Attachment 1

CITY OF DUNCANVILLE, TEXAS

GENERAL FUND
BUDGETARY COMPARISON SCHEDULE OF EXPENDITURES
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Salaries and Benefits	Supplies	Other Services	Maintenance
DEPARTMENTS (Continued):				
Public works-				
Engineering	325,243	2,042	60,993	-
Building inspection	451,440	3,997	92,205	-
Streets	891,710	146,902	2,365,130	-
Traffic operations	319,941	173,178	399,710	5,529
Planning	117,640	1,542	60,561	-
Code services	192,415	8,255	37,725	-
Equipment services	332,540	208,021	278,519	99,048
One-time projects	-	177,512	72,886	-
Total	2,630,929	721,449	3,367,729	104,577
Fire-				
Administration	418,710	5,599	170,142	120
Prevention	280,338	6,347	14,978	93
Suppression	3,916,069	79,956	195,463	9,597
Advanced life support	1,256,941	84,419	236,759	1,915
Emergency Management Administrator	74,249	7,077	5,860	-
Total	5,946,307	183,398	623,202	11,725
NON-DEPARTMENTAL	-	7,492	266,013	-
ECONOMIC DEVELOPMENT	-	-	50,000	-
LOAN PAYMENT	-	-	226,288	-
INTEREST AND FISCAL CHARGES	-	-	13,940	-
Total expenditures	$ 20,792,910	$ 1,438,456	$ 8,500,024	$ 187,879

Attachment 1

Capital	Total Expenditures	Original Budget	Final Budget	Variance with Final Budget Positive (Negative)
-	388,278	403,059	420,435	32,157
-	547,642	480,171	572,501	24,859
-	3,403,742	3,550,038	3,602,415	198,673
38,085	936,443	872,783	1,032,663	96,220
-	179,743	217,006	193,015	13,272
-	238,395	268,553	286,168	47,773
-	918,128	1,138,667	1,073,323	155,195
26,197	276,595	151,508	1,116,563	839,968
64,282	6,888,966	7,081,785	8,297,083	1,408,117
-	594,571	634,624	629,285	34,714
-	301,756	243,476	292,542	(9,214)
-	4,201,085	4,294,258	4,215,508	14,423
-	1,580,034	1,700,744	1,658,310	78,276
-	87,186	136,142	136,142	48,956
-	6,764,632	7,009,244	6,931,787	167,155
-	273,505	309,252	289,252	15,747
-	50,000	100,000	100,000	50,000
-	226,288	226,304	226,304	16
-	13,940	13,925	13,925	(15)
$ 872,172	$ 31,791,441	$ 33,113,187	$ 35,566,542	$ 3,775,101

Attachment 1

Duncanville
City of Champions

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Attachment 1

CITY OF DUNCANVILLE

NON-MAJOR GOVERNMENTAL FUNDS

SPECIAL REVENUE FUNDS:

Special Revenue Funds account for the proceeds of special revenue sources that are legally or administratively restricted to expenditures for specified purposes. Individual Special Revenue Funds maintained are as follows:

Hotel/Motel Tax Fund-to account for monies received from a tax upon the cost of occupancy in hotels and motels, the revenues of which may be expended to promote tourism and the convention and hotel industry.

Drainage Fees Fund-to account for funds received from user fees for major storm water drainage improvement projects throughout the City. The Drainage Fees fund was created to reduce flooding, reduce creek erosion, and comply with EPA mandates regarding storm water management.

Traffic Improvement and Safety Fund- account for funds received from red light ticket fines used for improving traffic safety.

Grants Fund-to account for funds granted to the City by state and federal governments to be used for public safety, and cultural and recreational purposes.

Court Technology Fund-to account for funds received from Municipal court fines to be used for upgrading technology.

Court Security Fund-to account for funds received from Municipal court fines to be used for providing security to Municipal Court.

Juvenile Case Manager Fund-to account for funds received from Municipal court fines to be used only to finance the salary and benefits of a juvenile case manager.

Asset Forfeiture Fund-to account for awards of money by the courts to the Police Department.

Tax Incremental Financing Fund- to account for monies received from property tax increment funds to facilitate development or redevelopment of economically distressed areas of the City.

CAPITAL PROJECTS FUNDS:

Capital Projects Funds account for resources used for the acquisition and/or construction of capital facilities and improvements, except those financed by the Proprietary Fund types. Resources are derived primarily from sales of general obligation bonds and certificates of obligation. Individual funds maintained are as follows:

Park Construction Fund – to account for various improvements made in the City's parks and recreational facilities.

Capital Improvements Fund – to account for the expenditures of various one-time capital improvements.

Street Construction Fund- to account for construction of major thoroughfares and petition paving projects.

Attachment 1

CITY OF DUNCANVILLE, TEXAS

COMBINING BALANCE SHEET
NON-MAJOR GOVERNMENTAL FUNDS
SEPTEMBER 30, 2020

	Special Revenue	Capital Projects	Total Nonmajor Funds
ASSETS			
Cash and investments	$ 4,457,735	$ 484,414	$ 4,942,149
Receivables:			
Taxes	99,466	-	99,466
Trade accounts	173,280	-	173,280
Assessments	-	51,950	51,950
Intergovernmental	680,640	-	680,640
Accrued interest and other	171	-	171
Prepaid items	2,167	-	2,167
Total assets	$ 5,413,459	$ 536,364	$ 5,949,823
LIABILITIES			
Accounts payable	$ 238,533	$ 61,534	$ 300,067
Accrued liabilities	25,764	-	25,764
Due to other funds	500,000	-	500,000
Unearned revenue	65,528	-	65,528
Total liabilities	829,825	61,534	891,359
DEFERRED INFLOWS OF RESOURCES			
Unavailable revenue	-	51,949	51,949
Total deferred inflows of resources	-	51,949	51,949
FUND BALANCES			
Restricted:	4,583,634	422,881	5,006,515
Total fund balances	4,583,634	422,881	5,006,515
Total liabilities, deferred inflows of resources and fund balances	$ 5,413,459	$ 536,364	$ 5,949,823

Attachment 1

CITY OF DUNCANVILLE, TEXAS

COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES
NON-MAJOR GOVERNMENTAL FUNDS
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Special Revenue	Capital Projects	Total Nonmajor Funds
REVENUES			
Hotel taxes	$ 667,185	$ -	$ 667,185
Licenses, permits and fees	783,501	-	783,501
Fines and forfeitures	77,171	-	77,171
Intergovernmental	1,214,175	-	1,214,175
Investment income	13,615	-	13,615
Rental and other	306,217	-	306,217
Gifts and contributions	2,331	-	2,331
Total revenues	3,064,195	-	3,064,195
EXPENDITURES			
Current:			
General government	335,407	-	335,407
Finance	30,904	-	30,904
Parks and recreation	174,047	-	174,047
Police	716,155	-	716,155
Public works	587,790	24,096	611,886
Fire	1,049	-	1,049
Special purposes - promotional	648	-	648
Capital outlay:			
Police	34,674	-	34,674
Public works	869,001	111,338	980,339
Fire	20,652	-	20,652
Total expenditures	2,770,327	135,434	2,905,761
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES	293,868	(135,434)	158,434
OTHER FINANCING SOURCES (USES):			
Transfers in	25,851	222,790	248,641
Transfers out	(473,199)	-	(473,199)
Total other financing sources (uses)	(447,348)	222,790	(224,558)
NET CHANGE IN FUND BALANCES	(153,480)	87,356	(66,124)
FUND BALANCES, beginning of year	4,737,114	335,525	5,072,639
FUND BALANCES, end of year	$ 4,583,634	$ 422,881	$ 5,006,515

Attachment 1

CITY OF DUNCANVILLE, TEXAS

NON-MAJOR SPECIAL REVENUE FUNDS
COMBINING BALANCE SHEET
SEPTEMBER 30, 2020

	Hotel Motel Tax	Drainage Fees	Traffic I &S	Grants
ASSETS				
Cash and investments	$ 2,229,979	$ 899,418	$ 452,857	$ 146,411
Receivables:				
Taxes	99,466	-	-	-
Trade accounts (net of allowance)	-	173,280	-	-
Intergovernmental	-	-	-	680,640
Accrued interest and other	-	-	-	-
Prepaid items	-	112	-	-
Total assets	$ 2,329,445	$ 1,072,810	$ 452,857	$ 827,051
LIABILITIES				
Accounts payable	$ 81,809	$ 6,446	44,885	$ 100,904
Accrued liabilities	1,618	10,839	-	11,849
Due to other funds	-	-	-	500,000
Unearned revenue	-	-	-	-
Total liabilities	83,427	17,285	44,885	612,753
FUND BALANCES				
Nonspendable:				
Prepaids	-	112	-	-
Restricted for:				
Promotion of tourism and hotel industry	2,246,018	-	-	-
Maintenance/construction of drainage projects	-	1,055,413	-	-
Public safety, cultural and recreational services	-	-	-	214,298
Court technology and security	-	-	-	-
Juvenile case management	-	-	-	-
Public safety and criminal investigations	-	-	407,972	-
Community redevelopment	-	-	-	-
Total fund balances	2,246,018	1,055,525	407,972	214,298
Total liabilities & fund balances	$ 2,329,445	$ 1,072,810	$ 452,857	$ 827,051

Attachment 1

Court Technology	Court Security	Juvenile Case Manager	Asset Forfeiture	Tax Incremental Financing Fund	Total
$ 33,746	$ 37,744	$ 30,813	$ 369,100	$ 257,667	$ 4,457,735
-	-	-	-	-	99,466
-	-	-	-	-	173,280
-	-	-	-	-	680,640
-	-	-	171	-	171
-	-	-	2,055	-	2,167
$ 33,746	$ 37,744	$ 30,813	$ 371,326	$ 257,667	$ 5,413,459
$ -	$ -	$ 21	$ 4,468	$ -	$ 238,533
184	-	1,274	-	-	25,764
-	-	-	-	-	500,000
-	-	-	65,528	-	65,528
184	-	1,295	69,996	-	829,825
-	-	-	2,055	-	2,167
-	-	-	-	-	2,246,018
-	-	-	-	-	1,055,413
-	-	-	-	-	214,298
33,562	37,744	-	-	-	71,306
-	-	29,518	-	-	29,518
-	-	-	299,275	-	707,247
-	-	-	-	257,667	257,667
33,562	37,744	29,518	301,330	257,667	4,583,634
$ 33,746	$ 37,744	$ 30,813	$ 371,326	$ 257,667	$ 5,413,459

Attachment 1

CITY OF DUNCANVILLE, TEXAS

NON-MAJOR SPECIAL REVENUE FUNDS
COMBINING STATEMENT OF REVENUES, EXPENDITURES
AND CHANGES IN FUND BALANCES
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Hotel Motel Tax	Drainage Fees	Traffic I&S	Grants
REVENUES				
Hotel taxes	$ 667,185	$ -	$ -	$ -
Licenses, permits and fees	-	774,542	8,959	-
Fines and forfeitures	-	-	-	-
Intergovernmental	-	-	120,370	1,093,805
Investment income	1,610	1,284	2,073	-
Rental and other	9	23,630	-	282,578
Gifts and contributions	-	-	-	2,331
Total revenues	668,804	799,456	131,402	1,378,714
EXPENDITURES				
Current:				
General government	274,623	-	-	60,784
Finance	-	-	4,166	-
Community services	-	-	-	174,047
Police	-	-	13,489	566,055
Public works	-	340,038	186,123	61,629
Fire	-	-	-	1,049
Special purposes - promotional	-	-	-	-
Capital outlay:				
Police	-	-	-	34,674
Public works	-	461,094	407,907	-
Fire	-	-	-	20,652
Total expenditures	274,623	801,132	611,685	918,890
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES	394,181	(1,676)	(480,283)	459,824
OTHER FINANCING SOURCES (USES)				
Transfers in	-	-	-	4,403
Transfers out	(56,302)	-	-	(416,897)
Total other financing sources (uses)	(56,302)	-	-	(412,494)
NET CHANGE IN FUND BALANCES	337,879	(1,676)	(480,283)	47,330
FUND BALANCES, beginning of year	1,908,139	1,057,201	888,255	166,968
FUND BALANCES, end of year	$ 2,246,018	$ 1,055,525	$ 407,972	$ 214,298

Attachment 1

Court Technology	Court Security	Juvenile Case Manager	Asset Forfeiture	Tax Incremental Financing	Total
$ -	$ -	$ -	$ -	$ -	$ 667,185
-	-	-	-	-	783,501
10,155	9,028	14,351	43,637	-	77,171
-	-	-	-	-	1,214,175
1,255	5,086	2,307	-	-	13,615
-	-	-	-	-	306,217
-	-	-	-	-	2,331
11,410	14,114	16,658	43,637	-	3,064,195
-	-	-	-	-	335,407
852	1,294	24,592	-	-	30,904
-	-	-	-	-	174,047
-	-	-	136,611	-	716,155
-	-	-	-	-	587,790
-	-	-	-	-	1,049
-	-	-	-	648	648
-	-	-	-	-	34,674
-	-	-	-	-	869,001
-	-	-	-	-	20,652
852	1,294	24,592	136,611	648	2,770,327
10,558	12,820	(7,934)	(92,974)	(648)	293,868
-	-	-	-	21,448	25,851
-	-	-	-	-	(473,199)
-	-	-	-	21,448	(447,348)
10,558	12,820	(7,934)	(92,974)	20,800	(153,480)
23,004	24,924	37,452	394,304	236,867	4,737,114
$ 33,562	$ 37,744	$ 29,518	$ 301,330	$ 257,667	$ 4,583,634

Attachment 1

CITY OF DUNCANVILLE, TEXAS

HOTEL-MOTEL TAX FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE BUDGET AND ACTUAL
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Original Budget	Final Budget	Actual	Variance with Final Budget - Positive (Negative)
REVENUES				
Hotel, motel taxes	$ 904,600	$ 595,482	$ 667,185	$ 71,703
Interest on investments	3,500	2,400	1,610	(790)
Other	-	-	9	9
Total revenues	908,100	597,882	668,804	70,922
EXPENDITURES				
General government	631,727	455,182	274,623	180,559
Total expenditures	631,727	455,182	274,623	180,559
EXCESS OF REVENUES OVER EXPENDITURES	276,373	142,700	394,181	251,481
OTHER FINANCING USES:				
Transfers out	(56,302)	(56,667)	(56,302)	365
NET CHANGE IN FUND BALANCES	220,071	86,033	337,879	251,846
FUND BALANCE, beginning of year			1,908,139	
FUND BALANCE, end of year			$ 2,246,018	

Attachment 1

CITY OF DUNCANVILLE, TEXAS

DRAINAGE FEES FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE BUDGET AND ACTUAL
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Original Budget	Final Budget	Actual	Variance with Final Budget - Positive (Negative)
REVENUES				
Drainage fees	$ 737,000	$ 743,000	$ 774,542	$ 31,542
Interest on investments	-	1,200	1,284	84
City services reimbursement	10,000	21,423	23,630	2,207
Total revenues	747,000	765,623	799,456	33,833
EXPENDITURES				
Public works	389,960	391,157	340,038	51,119
Capital outlay	732,344	640,236	461,094	179,142
Total expenditures	1,122,304	1,031,393	801,132	230,261
EXCESS OF REVENUES OVER EXPENDITURES	(375,304)	(265,770)	(1,676)	264,094
OTHER FINANCING USES:				
Transfers out	(6,400)	(8,983)	-	8,983
NET CHANGE IN FUND BALANCES	(381,704)	(274,753)	(1,676)	273,077
FUND BALANCE, beginning of year			1,057,201	
FUND BALANCE, end of year			$ 1,055,525	

Attachment 1

CITY OF DUNCANVILLE, TEXAS

TRAFFIC IMPROVEMENT & SAFETY FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE BUDGET AND ACTUAL
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Original Budget	Final Budget	Actual	Variance with Final Budget - Positive (Negative)
REVENUES				
Traffic enforcement fees	-	-	8,959	$ 8,959
Intergovernmental	-	-	120,370	120,370
Interest on investments	-	-	2,073	2,073
Total revenues	-	-	131,402	131,402
EXPENDITURES				
Police	8,600	8,790	13,489	(4,699)
Public works	147,128	218,193	186,123	32,070
Finance	-	-	4,166	(4,166)
Capital Outlay- Public works	221,757	576,882	407,907	168,975
Total expenditures	377,485	803,865	611,685	192,180
EXCESS OF REVENUES OVER EXPENDITURES	(377,485)	(803,865)	(480,283)	323,582
NET CHANGE IN FUND BALANCE	(377,485)	(803,865)	(480,283)	323,582
FUND BALANCE, beginning of year			888,255	
FUND BALANCE, end of year			$ 407,972	

The accompanying notes are an integral part of this statement.

Attachment 1

CITY OF DUNCANVILLE, TEXAS

NON-MAJOR CAPITAL PROJECTS FUNDS
COMBINING BALANCE SHEET
SEPTEMBER 30, 2020

	Park Construction	Capital Improvements	Street Construction	Total
ASSETS				
Cash and investments	$ 21,043	$ 381,553	$ 81,818	$ 484,414
Receivables- assessments	-	-	51,950	51,950
Total assets	21,043	381,553	133,768	536,364
LIABILITIES				
Accounts payable	-	867	60,667	61,534
Total liabilities	-	867	60,667	61,534
DEFERRED INFLOWS OF RESOURCES				
Unavailable revenue	-	-	51,949	51,949
Total deferred inflows of resources	-	-	51,949	51,949
FUND BALANCES				
Restricted for:				
Park construction	21,043	-	-	21,043
Capital improvements	-	380,686	21,152	401,838
Total fund balances	21,043	380,686	21,152	422,881
Total liabilities, deferred inflows of resources and fund balances	$ 21,043	$ 381,553	$ 133,768	$ 536,364

Attachment 1

CITY OF DUNCANVILLE, TEXAS

NON-MAJOR CAPITAL PROJECTS FUNDS
COMBINING STATEMENT OF REVENUES, EXPENDITURES
AND CHANGES IN FUND BALANCES
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Park Construction	Capital Improvements	Street Construction	Total
EXPENDITURES				
Public works	$ -	$ -	$ 24,096	$ 24,096
Capital outlay				
Public works	-	15,222	96,116	111,338
Total expenditures	-	15,222	120,212	135,434
DEFICIENCY OF REVENUES OVER EXPENDITURES	-	(15,222)	(120,212)	(135,434)
OTHER FINANCING SOURCES				
Transfers in	-	150,000	72,790	222,790
Total other financing sources	-	150,000	72,790	222,790
NET CHANGE IN FUND BALANCES	-	134,778	(47,422)	87,356
FUND BALANCES, beginning of year	21,043	245,908	68,574	335,525
FUND BALANCES, end of year	$ 21,043	$ 380,686	$ 21,152	$ 422,881

Attachment 1

CITY OF DUNCANVILLE, TEXAS

DEBT SERVICE FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
BUDGET AND ACTUAL
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Original Budget	Final Budget	Actual	Variance with Final Budget - Positive (Negative)
REVENUES				
Ad valorem taxes	$ 1,383,157	$ 1,383,157	$ 1,458,032	$ 74,875
Delinquent taxes	15,000	15,000	18,602	3,602
Penalties and interest	12,000	12,000	17,950	5,950
Interest on investments	18,000	18,000	5,927	(12,073)
Total revenues	1,428,157	1,428,157	1,500,511	72,354
EXPENDITURES				
Principal retirement	340,000	340,000	340,000	-
Interest on debt	1,141,242	1,141,242	1,141,142	100
Total expenditures	1,481,242	1,481,242	1,481,142	100
DEFICIENCY OF REVENUES OVER EXPENDITURES	(53,085)	(53,085)	19,369	72,454
NET CHANGE IN FUND BALANCES	(53,085)	(53,085)	19,369	72,454
FUND BALANCES, beginning of year			1,380,494	
FUND BALANCES, end of year			$ 1,399,863	

Attachment 1

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Duncanville
City of Champions

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Attachment 1

CITY OF DUNCANVILLE, TEXAS

ENTERPRISE FUNDS
SCHEDULE OF DETAILED REVENUES – BUDGET AND ACTUAL (NON-GAAP BUDGETARY BASIS)
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Original Budget	Final Budget	Actual	Variance with Final Budget - Positive (Negative)
UTILITY FUND				
WATER:				
Sale of water	$ 8,030,000	$ 8,176,000	$ 7,997,624	$ (178,376)
Water taps	10,000	10,000	11,030	1,030
Total	8,040,000	8,186,000	8,008,654	(177,346)
SEWER:				
Sewer charges	9,180,000	9,522,000	9,377,840	(144,160)
Sewer taps	3,600	3,600	2,628	(972)
Total	9,183,600	9,525,600	9,380,468	(145,132)
PENALTIES	130,000	130,000	106,728	(23,272)
OTHER:				
Service charges	130,000	89,000	87,806	(1,194)
City services reimbursement	-	26,000	21,365	(4,635)
Miscellaneous	13,500	13,500	8,462	(5,038)
Total	143,500	128,500	117,633	(10,867)
INTEREST INCOME	124,500	122,400	159,501	37,101
Total revenues - Utility Fund	$ 17,621,600	$ 18,092,500	$ 17,772,984	$ (319,516)
SOLID WASTE FUND				
SOLID WASTE CHARGES	$ 3,839,934	$ 4,077,973	$ 4,055,491	$ (22,482)
INTEREST INCOME	6,000	6,000	5,809	(191)
Total revenues - Solid Waste Fund	$ 3,845,934	$ 4,083,973	$ 4,061,300	$ (22,673)
FIELDHOUSE SPORTS FACILITY				
SPORTS FACILITY	$ 1,387,471	$ 765,152	$ 699,169	$ (65,983)
INTERGOVERNMENTAL	533,850	533,850	533,850	-
Total revenues - Sports Facility Fund	$ 1,921,321	$ 1,299,002	$ 1,233,019	$ (65,983)
Total revenues - Enterprise Funds	$ 23,388,855	$ 23,475,475	$ 23,067,303	$ (408,172)

Attachment 1

CITY OF DUNCANVILLE, TEXAS

ENTERPRISE FUNDS
SCHEDULE OF DETAILED EXPENDITURES– BUDGET AND ACTUAL (NON-GAAP BUDGETARY BASIS)
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Salaries and Benefits	Supplies	Other Services	Maintenance
UTILITY FUND				
WATER SERVICES	$ 452,484	$ 152,222	$ 3,340,058	$ 91,708
WASTEWATER TREATMENT	615,058	42,457	5,142,689	19,829
ADMINISTRATION AND FISCAL				
Utility administration	303,543	10,223	72,331	-
Utility accounting	629,523	144,048	522,048	1,321
	2,000,608	348,950	9,077,126	112,858
INTEREST AND FISCAL CHARGES	-	-	5,957	-
PRINCIPAL RETIREMENT	-	-	110,000	-
TRANSFERS OUT	-	-	2,290,223	-
Total Utility Fund expenditures	$ 2,000,608	$ 348,950	$ 11,483,306	$ 112,858
SOLID WASTE FUND				
SOLID WASTE	$ 268,537	$ 13,623	$ 3,286,806	$ 2,458
TRANSFERS OUT	-	-	342,297	-
Total Solid Waste Fund expenditures	268,537	13,623	3,629,103	2,458
FIELDHOUSE SPORTS FACILITY				
SPORTS FACILITY	$ 475,972	$ 9,118	$ 454,316	$ 26,007
INTEREST AND FISCAL CHARGES	-	-	82,050	-
PRINCIPAL RETIREMENT	-	-	450,000	-
TRANSFERS OUT	-	-	-	-
Total Sports Facilty Fund expenditures	475,972	9,118	986,366	26,007
Total Enterprise Fund expenditures	$ 2,745,117	$ 371,691	$ 16,098,775	$ 141,323

Attachment 1

Capital	Total	Original Budget	Final Budget	Variance with Final Budget Positive (Negative)
4,031,273	$ 8,067,745	$ 11,034,660	$ 8,762,019	$ 694,274
1,752,104	7,572,137	9,003,030	8,284,590	712,453
-	386,097	391,728	403,725	17,628
478	1,297,418	1,169,419	1,274,620	(22,798)
5,783,855	17,323,397	21,598,837	18,724,954	1,401,557
-	5,957	1,352	1,352	(4,605)
-	110,000	110,000	110,000	-
-	2,290,223	2,331,423	2,369,737	79,514
$ 5,783,855	$ 19,729,577	$ 24,041,612	$ 21,206,043	$ 1,476,466
$ 256	$ 3,571,680	$ 3,668,356	$ 3,751,414	$ 179,734
-	342,297	400,697	355,887	13,590
256	3,913,977	4,069,053	4,107,301	193,324
$ 47,292	$ 1,012,705	$ 1,381,537	$ 1,126,100	$ 113,395
-	82,050	84,350	84,350	2,300
-	450,000	450,000	450,000	-
-	-	2,640	6,330	6,330
47,292	1,544,755	1,918,527	1,666,780	122,025
$ 5,831,403	$ 25,188,309	$ 30,029,192	$ 26,980,124	$ 1,791,815

Reconciliation from budgetary basis (modified accrual) to full accrual:	
Total modified accrual expenditures	$ 25,188,309
Reconciling Items:	
Capital outlay	(5,831,403)
Principal retirement	(560,000)
Depreciation and amortization	1,606,668
Expenses not requiring current resources	21,542
Interest expense	(88,007)
Transfers	(2,632,520)
Total full accrual operating expenses	$ 17,704,589

Attachment 1

CITY OF DUNCANVILLE

INTERNAL SERVICE FUNDS

Internal Service Funds are used to account for financing of services provided by one department to other departments of the City on a cost-reimbursement basis. The Internal Service Funds are members of the proprietary fund category, and as such, are accounted for on the accrual basis of accounting. There are four funds within the Internal Service Funds:

Fleet Replacement Fund – To account for the financing and expenses related to the purchase of fleet and equipment.

Information Technology Replacement Fund – To account for the financing and expenses related to the purchase of computers, servers and other information technology equipment.

Medical Insurance Fund – This fund is used to account for the costs associated with the medical, dental and life insurance program established for City employees and their covered dependents.

Comprehensive Self-Insurance Fund – This fund is used to account for the costs associated with the general liability, property and casualty, and workers' compensation self-insurance program established by the City.

Attachment 1

CITY OF DUNCANVILLE, TEXAS

INTERNAL SERVICE FUNDS
COMBINING STATEMENT OF NET POSITION
SEPTEMBER 30, 2020

	Fleet Replacement	Info Tech Replacement	Comprehensive Self-Insurance	Total
ASSETS				
Cash and investments	$ 2,489,027	$ 150,364	$ 976,971	$ 3,616,362
Accrued interest and other	-	-	-	-
Due from other funds	-	-	-	-
Prepaid items	-	-	20,000	20,000
Total current assets	2,489,027	150,364	996,971	3,636,362
Capital assets - equipment net of depreciation	412,721	-	-	412,721
Capital assets - vehicles net of depreciation	2,061,498	-	-	2,061,498
Total non-current assets	2,474,219	-	-	2,474,219
Total assets	4,963,246	150,364	996,971	6,110,581
LIABILITIES				
Accounts payable	30,954	3,632	1,556	36,142
Due to other funds	-	-	-	-
Accrued liabilities	-	-	105,580	105,580
Total liabilities	30,954	3,632	107,136	141,722
NET POSITION				
Net investment in capital assets	2,474,219	-	-	2,474,219
Unrestricted	2,458,073	146,732	889,835	3,494,640
Total net position	$ 4,932,292	$ 146,732	$ 889,835	$ 5,968,859

Attachment 1

CITY OF DUNCANVILLE, TEXAS

INTERNAL SERVICE FUNDS
COMBINING STATEMENT OF REVENUES, EXPENSES
AND CHANGES IN FUND NET POSITION
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Fleet Replacement	Info Tech Replacement	Medical Self-Insurance	Comprehensive Self-Insurance	Total
OPERATING REVENUES					
Premiums and charges for services	$ 686,164	$ 49,566	$ 4,029,576	$ 482,442	$ 5,247,748
Other	-	-	20,715	-	20,715
Total operating revenues	686,164	49,566	4,050,291	482,442	5,268,463
OPERATING EXPENSES					
Claims and provision	-	-	3,773,119	31,600	3,804,719
Equipment	-	89,737	-	-	89,737
Administrative and fiscal	-	-	42,494	277,985	320,479
Depreciation	936,281	-	-	-	936,281
Total operating expenses	936,281	89,737	3,815,613	309,585	5,151,216
OPERATING INCOME	(250,117)	(40,171)	234,678	172,857	117,247
NON-OPERATING REVENUES					
Miscellaneous	4,494	-	-	-	4,494
Interest income	13,387	-	16,063	5,539	34,989
Total non-operating revenues	17,881	-	16,063	5,539	39,483
CHANGE IN NET POSITION	(232,236)	(40,171)	250,741	178,396	156,730
TOTAL NET POSITION- BEGINNING	5,164,528	186,903	(250,741)	711,439	5,812,129
TOTAL NET POSITION- ENDING	$ 4,932,292	$ 146,732	$ -	$ 889,835	$ 5,968,859

Attachment 1

CITY OF DUNCANVILLE, TEXAS

INTERNAL SERVICE FUNDS
COMBINING STATEMENT OF CASH FLOWS
FOR THE YEAR ENDED SEPTEMBER 30, 2020

	Fleet Replacement	Info Tech Replacement	Medical Self-Insurance	Comprehensive Self-Insurance	Total
CASH FLOWS FROM OPERATING ACTIVITIES:					
Internal activity-receipts from other funds	$ 686,164	$ 49,566	$ -	$ 482,442	$ 1,218,172
Receipts from insured	-	-	4,031,478	-	4,031,478
Payments to suppliers	-	(93,632)	(3,828,920)	(438,265)	(4,360,817)
Other receipts	-	-	20,715	-	20,715
Net cash provided by operating activities	686,164	(44,066)	223,273	44,177	909,548
CASH FLOWS FROM NONCAPITAL FINANCING ACTIVITIES					
Receipts from interfund borrowings	275,000	-	-	-	275,000
Payments from interfund borrowings	-	-	(275,000)	-	(275,000)
Net cash provided by (used in) noncapital activities	275,000	-	(275,000)	-	-
CASH FLOWS FROM CAPITAL AND RELATED FINANCING ACTIVITIES					
Purchase of capital assets	(517,699)	-	-	-	(517,699)
Receipts from insurance recovery of capital asse	4,494	-	-	-	4,494
Net cash used in capital financing and related financing activities	(513,205)	-	-	-	(513,205)
CASH FLOWS FROM INVESTING ACTIVITIES					
Interest received on investments	13,387	-	47,706	5,539	66,632
Net cash provided by investing activities	13,387	-	47,706	5,539	66,632
Net increase (decrease) in cash and cash equivalents	461,346	(44,066)	(4,021)	49,716	462,975
CASH AND INVESTMENTS, beginning of year	2,027,681	194,430	4,021	927,255	3,153,387
CASH AND INVESTMENTS, end of year	2,489,027	150,364	-	976,971	3,616,362
Reconciliation of operating income to net cash provided by operating activities:					
Operating income (loss)	(250,117)	(40,171)	234,678	172,857	117,247
Adjustments to reconcile operating income (loss) to net cash provided by operating activities					
Depreciation	936,281	-	-	-	936,281
Change in assets and liabilities-					
Prepaid items	-	-	1,902	(20,000)	(18,098)
Accounts and other payables	-	(3,895)	(13,307)	(108,680)	(125,882)
Total adjustments	936,281	(3,895)	(11,405)	(128,680)	792,301
Net cash provided by operating activities	$ 686,164	$ (44,066)	$ 223,273	$ 44,177	$ 909,548

Attachment 1

CITY OF DUNCANVILLE

COMPONENT UNIT FUND FINANCIAL STATEMENTS

The only component unit of the City is the Duncanville Community and Economic Development Corporation (DCEDC). On January 21, 1995, a special election was held and voters approved two separate sales tax provisions, one of which was the adoption of an additional sales and use tax at the rate of ½% to be used for construction, renovation and operation of municipal buildings, acquisition and improvement of parks, promotion and expansion of manufacturing and industrial facilities, and other economic development purposes. As a result, the City created the DCEDC to administer these funds. The DCEDC was incorporated on April 28, 1995 as a nonprofit industrial development corporation under the Development Corporation Act of 1979 (Act). The DCEDC operates under a seven member Board of Directors appointed by the City Council. Each of the directors should be a resident of the City. No more than four members can be members of the City Council, officials of the City, or City employees. The Corporation is organized exclusively for benefiting and accomplishing public purposes of and to act on behalf of, the City of Duncanville

Attachment 1

CITY OF DUNCANVILLE, TEXAS

DUNCANVILLE COMMUNITY ECONOMIC DEVELOPMENT CORPORATION
BALANCE SHEET – FUND LEVEL
FOR THE YEAR ENDED SEPTEMBER 30, 2020

ASSETS		
Cash and investments	$	3,458,677
Receivables		460,796
Prepaid items		375
Total assets	$	3,919,848
LIABILITIES AND FUND BALANCE		
LIABILITIES:		
Accounts payable		201,506
Accrued liabilities		9,178
Total liabilities		210,684
EQUITY:		
Nonspendable- prepaid items		375
Restricted for economic development		3,708,789
Total fund balances		3,709,164
Total liabilities & fund balances	$	3,919,848

Attachment 1

CITY OF DUNCANVILLE, TEXAS

**RECONCILIATION OF THE GOVERNMENTAL FUNDS BALANCE SHEET TO STATEMENT OF NET POSITION-
DUNCANVILLE COMMUNITY ECONOMIC DEVELOPMENT CORPORATION
FOR THE YEAR ENDED SEPTEMBER 30, 2020**

TOTAL FUND BALANCE- GOVERNMENTAL FUNDS	$ 3,709,164
Amounts reported for governmental activities in the statement of net position are different because:	
Capital assets used in governmental activities are not current financial resources and therefore not reported in the governmental funds balance sheet.	1,081,971
Deferred charges on refunding are not reported in the governmental funds	4,812
Interest payable on long-term debt does not require current financial resources. Therefore, interest payable is not reported as a liability in the governmental funds balance sheet.	(636)
Investments in joint ventures represent a financial asset not reported in governmental funds.	(59,174)
Long term liabilities are not due and payable in the current period and, therefore, are not reported in the governmental funds balance sheet.	(485,000)
NET POSITION OF GOVERNMENTAL ACTIVITIES	$ 4,251,137

Attachment 1

CITY OF DUNCANVILLE, TEXAS

DUNCANVILLE COMMUNITY ECONOMIC DEVELOPMENT CORPORATION
STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES
FOR THE YEAR ENDED SEPTEMBER 30, 2020

REVENUES		
Sales tax	$	2,585,648
Investment income		14,456
Total revenues		2,600,104
EXPENDITURES		
General government		294,058
Special purposes - promotional		1,095,263
Debt service-		
Principal bond retirement		480,000
Interest and fiscal charges		7,599
Total expenditures		1,876,920
NET CHANGE IN FUND BALANCES		723,184
FUND BALANCES, beginning of year		2,985,980
FUND BALANCES, end of year	$	3,709,164

Attachment 1

CITY OF DUNCANVILLE, TEXAS

RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES OF GOVERNMENTAL FUNDS TO THE STATEMENT OF ACTIVITIES-
DUNCANVILLE COMMUNITY ECONOMIC DEVELOPMENT CORPORATION
FOR THE YEAR ENDED SEPTEMBER 30, 2020

NET CHANGE IN FUND BALANCES- TOTAL GOVERNMENTAL FUNDS	$	723,184
Amounts reported for governmental activities in the statement of activities are different because:		
The net change in equity of the joint venture is not reported at the fund level; however it is reported at the government-wide level.		17,333
Depreciation expense on capital assets is reported in the government-wide statement of activities and changes in net assets, but it does require the use of current financial resources. Therefore, depreciation expense is not reported as expenditure in governmental funds.		(18,123)
Current year long-term debt principal payments on contractual obligations, bonds payable, and capital leases are expenditures in the fund financial statements but are shown as reductions in long-term debt in the government-wide financial statements.		480,000
Loss on early retirement of debt are expenditures in the fund financial statements when debt is issued, but is amortized over the term of the bond in the government-wide financial statements.		(5,774)
Current year changes in accrued interest payable do not require the use of current financial resources, therefore, they are not reported as expenditures in governmental funds.		630
CHANGE IN NET POSITION OF GOVERNMENTAL ACTIVITIES	$	1,197,250

Attachment 1

STATISTICAL SECTION (UNAUDITED)

Tables in the statistical section present detailed information as a context for understanding what the information in the financial statements, note disclosures, and required supplementary information says about the overall financial health of the City of Duncanville.

	Page
Financial Trends - These schedules contain trend information to help the reader understand how the City's financial performance and well-being have changed over time.	
Schedule 1 - Net Position by Component	95
Schedule 2 - Changes in Net Position	96
Schedule 3 - Fund Balances, Governmental Funds	98
Schedule 4 - Changes in Fund Balances, Governmental Funds	99
Revenue Capacity - These schedules contain information to help the reader assess the City's most significant local revenue source, the property tax.	
Schedule 5 - Assessed Value and Estimated Actual Value of Taxable Property	100
Schedule 6 - Property Tax Rates - Direct and Overlapping Governments	101
Schedule 7 - Principal Property Taxpayers	102
Schedule 8 - Property Tax Levies and Collections	103
Debt Capacity - These schedules present information to help the reader assess the affordability of the City's current levels of outstanding debt and the City's ability to issue additional debt in the future.	
Schedule 9 - Ratios of Outstanding Debt by Type	104
Schedule 10 - Ratios of General Bonded Debt Outstanding	105
Schedule 11 - Direct and Overlapping Governmental Activities Debt	106
Schedule 12 - Legal Debt Margin Information	107
Schedule 13 - Pledged - Revenue Coverage	108
Demographic and Economic Information - These schedules contain service and infrastructure data to help the reader understand how the information in the City's financial report relates to the services the City provides and the activities it performs.	
Schedule 14 - Demographics and Economic Statistics	109
Schedule 15 - Principal Employers	110
Operating Information - These schedules contain service and infrastructure data to help the reader understand how the information in the City's financial report relates to the services the City provides and the activities it performs.	
Schedule 16 - Full-time Equivalent City Government Employees	111
Schedule 17 - Operating Indicators by Function/Program	112
Schedule 18 - Capital Asset Statistics by Function/Program	113

Sources: Unless otherwise noted, the information in these schedules is derived from the comprehensive annual financial reports for the relevant year.

Attachment 1

Duncanville
City of Champions

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City of Duncanville **Schedule 1**

Net Position by Component
Last Ten Fiscal Years
(accrual basis of accounting)
(Unaudited)

Fiscal Year	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Governmental activities										
Net investment in capital assets	$ 52,495,944	$ 59,809,237	$ 59,230,613	$ 59,060,297	$ 60,853,814	$ 59,937,098	$ 59,603,623	$ 57,250,105	$ 34,007,758	$ 54,987,476
Restricted	-	1,515,702	1,595,501	1,921,073	2,022,810	2,766,937	3,619,861	4,478,493	28,118,603	6,599,995
Unrestricted	4,806,821	4,964,969	6,254,783	8,351,034	15,631,437	14,828,820	9,869,375	10,178,096	8,753,484	10,016,045
Total governmental activities net position	$ 57,302,765	$ 66,289,908	$ 67,080,897	$ 69,332,404	$ 78,508,061	$ 77,532,855	$ 73,092,859	$ 71,906,694	$ 70,879,845	$ 71,603,516
Business-type activities										
Net investment in capital assets	$ 26,950,315	$ 27,278,483	$ 27,099,050	$ 27,375,652	$ 28,576,505	$ 30,923,909	$ 35,548,641	$ 35,605,438	$ 37,354,472	$ 42,172,912
Unrestricted	4,943,839	4,898,380	5,290,431	5,524,627	7,071,561	7,819,164	10,658,338	15,710,431	17,799,000	15,605,924
Total business-type activities net position	$ 31,894,154	$ 32,176,863	$ 32,389,481	$ 32,900,279	$ 35,648,066	$ 38,743,073	$ 46,206,979	$ 51,315,869	$ 55,153,472	$ 57,778,836
Primary government										
Net investment in capital assets	$ 79,446,259	$ 87,087,720	$ 86,329,663	$ 86,435,949	$ 89,430,319	$ 90,861,007	$ 95,152,264	$ 92,855,543	$ 71,362,230	$ 97,160,388
Restricted	-	1,515,702	1,595,501	1,921,073	2,022,810	2,766,937	3,619,861	4,478,493	28,118,603	6,599,995
Unrestricted	9,750,660	9,863,349	11,545,214	13,875,661	22,702,998	22,647,984	20,527,713	25,888,527	26,552,484	25,621,969
Total primary government net position	$ 89,196,919	$ 98,466,771	$ 99,470,378	$102,232,683	$114,156,127	$116,275,928	$119,299,838	$123,222,563	$126,033,317	$129,382,352

Source: City of Duncanville, Texas Comprehensive Annual Financial Reports

City of Duncanville **Schedule 2**

Changes in Net Position
Last Ten Fiscal Years
(accrual basis of accounting)
(Unaudited)

Fiscal Year	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Expenses										
Governmental activities										
General government	$ 2,798,564	$ 2,795,748	$ 2,823,031	$ 3,131,175	$ 3,623,458	$ 3,606,949	$ 4,102,626	$ 4,317,744	$ 4,238,401	$ 3,784,617
Finance	1,241,303	1,126,940	1,124,285	1,973,904	1,785,134	2,313,589	2,514,951	2,189,441	2,018,321	1,524,072
Community services	3,263,161	3,069,011	3,085,333	3,444,064	3,993,745	4,638,475	4,903,571	4,703,219	4,584,586	4,123,179
Police	8,552,574	8,198,206	7,860,277	8,206,843	8,510,868	9,072,992	10,664,821	9,583,619	10,484,426	10,525,006
Public works	5,893,424	5,685,500	5,771,096	5,913,817	6,229,076	7,380,159	8,496,495	8,669,083	8,830,835	9,048,741
Fire	5,436,865	5,192,134	5,142,744	5,420,014	5,414,580	6,437,830	8,126,333	7,094,174	7,944,523	7,148,111
Economic development	-	994,421	1,200,096	1,087,047	1,683,374	300,000	300,000	300,000	300,000	50,000
Interest and fiscal charges	273,901	236,244	171,408	108,426	10,183	42,189	35,472	28,529	793,999	695,379
Total governmental activities expenses	27,459,792	27,298,204	27,178,270	29,285,290	31,250,418	33,792,183	39,144,269	36,885,809	39,195,091	36,899,105
Business-type activities										
Water	5,416,191	5,322,287	5,326,081	5,062,745	4,944,384	4,354,012	4,757,302	5,712,209	3,652,341	5,318,240
Wastewater	4,862,977	4,832,019	5,079,846	5,403,659	5,505,377	6,401,637	6,984,523	6,293,354	8,939,151	7,619,193
Solid waste	2,024,938	2,143,944	2,150,278	2,241,624	2,481,911	2,488,966	2,633,707	2,682,991	2,827,739	3,591,623
Sports facility	1,003,941	1,352,511	1,472,276	1,533,713	1,883,422	1,662,127	1,578,544	1,626,129	1,724,366	1,280,363
Total business-type activities expenses	13,308,047	13,650,761	14,028,481	14,241,741	14,815,094	14,906,742	15,954,076	16,314,683	17,143,597	17,809,419
Total primary government expenses	$ 40,767,839	$ 40,948,965	$ 41,206,751	$ 43,527,031	$ 46,065,512	$ 48,698,925	$ 55,098,345	$ 53,200,492	$ 56,338,688	$ 54,708,524
Program Revenues										
Governmental activities										
Charges for services										
General government	$ 459,084	$ 378,816	$ 375,464	$ 347,798	$ 330,306	$ 430,729	$ 359,955	$ 388,993	$ 371,518	$ 260,285
Community services	293,952	297,470	304,827	352,124	311,493	356,552	361,389	302,750	282,689	175,717
Police	1,799,592	1,808,357	1,560,386	2,990,850	3,059,268	3,241,775	3,249,015	2,989,143	2,400,204	580,191
Public works	1,783,792	1,803,462	1,654,026	1,056,842	1,053,115	967,758	1,196,582	1,058,873	1,152,973	1,361,779
Fire	(834,974)	793,561	448,258	663,756	1,036,582	994,287	668,762	609,942	660,909	759,170
Operating grants and contributions	399,930	418,470	305,858	332,777	838,435	392,198	1,317,404	792,205	737,901	1,739,935
Capital grants and contributions	404,913	709,483	276,132	120,370	32,770	-	-	30,000	69,522	120,370
Total governmental activities program revenues	4,306,289	6,209,619	4,924,951	5,864,517	6,661,969	6,383,299	7,153,107	6,171,906	5,675,716	4,997,447
Business-type activities										
Charges for services										
Water	7,559,917	6,815,956	6,626,079	7,196,268	7,355,794	7,481,511	8,850,933	9,024,571	8,418,787	8,233,015
Wastewater	4,756,780	4,828,861	4,850,198	5,845,767	6,953,623	8,453,828	9,513,439	9,967,610	9,827,083	9,380,468
Solid waste	2,418,321	2,505,455	2,505,516	2,549,226	2,695,374	2,778,684	2,768,875	3,174,451	3,199,130	4,055,491
Sports facility	376,544	546,285	695,758	837,532	1,025,216	1,002,465	1,099,703	1,245,091	1,343,370	699,169
Grants and contributions	967,165	533,850	-	533,850	630,284	631,171	2,874,738	538,650	536,550	533,850
Total business-type activities program revenues	16,078,727	15,230,407	14,677,551	16,962,643	18,660,291	20,347,659	25,107,688	23,950,373	23,324,920	22,901,993
Total primary government program revenues	$ 20,385,016	$ 21,440,026	$ 19,602,502	$ 22,827,160	$ 25,322,260	$ 26,730,958	$ 32,260,795	$ 30,122,279	$ 29,000,636	$ 27,899,440

City of Duncanville **Schedule 2**

Changes in Net Position
Last Ten Fiscal Years
(accrual basis of accounting)
(Unaudited)

Fiscal Year	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Net (Expense)/Revenue										
Governmental activities	$(23,153,503)	$ (21,088,585)	$ (22,253,319)	$ (23,541,143)	$ (24,588,449)	$ (27,408,884)	$ (31,991,162)	$ (30,713,903)	$ (33,519,375)	$ (31,901,658)
Business-type activities	2,770,680	1,579,646	649,070	2,187,052	3,845,197	5,440,917	9,153,612	7,635,690	6,181,323	5,092,574
Total primary government net expense	$(20,382,823)	$ (19,508,939)	$ (21,604,249)	$ (21,354,091)	$ (20,743,252)	$ (21,967,967)	$ (22,837,550)	$ (23,078,213)	$ (27,338,052)	$ (26,809,084)
General Revenues and Other Changes in Net Position										
Governmental activities										
Taxes										
Ad valorem	12,699,136	12,470,739	12,091,581	12,496,952	13,133,399	13,852,373	14,950,153	15,950,016	17,341,616	18,820,530
Sales	5,048,659	7,303,949	7,781,695	8,921,000	6,708,126	7,018,201	7,496,586	8,131,839	8,032,275	7,756,944
Franchise	2,153,122	2,007,859	2,029,578	2,201,667	2,154,478	2,035,117	1,992,154	2,046,553	1,949,561	1,779,687
Mixed beverage	59,671	49,266	55,699	69,427	76,814	76,364	78,991	76,312	73,889	53,991
Hotel occupancy	445,385	458,744	470,710	542,191	626,022	779,253	742,865	752,063	808,374	667,185
Earnings on investments	39,971	45,695	41,495	34,171	36,008	71,906	155,386	400,917	1,049,084	849,876
Rentals and miscellaneous	221,430	228,377	127,578	89,362	505,479	230,398	380,867	418,247	660,004	64,596
Transfers	1,690,476	771,284	445,972	1,519,188	2,035,859	2,370,066	1,754,164	2,597,840	2,577,723	2,632,520
Total governmental activities	22,357,850	23,335,913	23,044,308	25,873,958	25,276,185	26,433,678	27,551,166	30,373,787	32,492,526	32,625,329
Business-type activities										
Earnings on investments	6,821	8,197	9,520	8,714	11,281	24,156	64,458	136,107	232,775	165,310
Rentals and miscellaneous	-	-	-	-	-	-	-	-	1,228	-
Transfers	(1,690,476)	(771,284)	(445,972)	(1,519,188)	(2,035,859)	(2,370,066)	(1,754,164)	(2,597,840)	(2,577,723)	(2,632,520)
Total business-type activities	(1,683,655)	(763,087)	(436,452)	(1,510,474)	(2,024,578)	(2,345,910)	(1,689,706)	(2,461,733)	(2,343,720)	(2,467,210)
Total primary government	$ 20,674,195	$ 22,572,826	$ 22,607,856	$ 24,363,484	$ 23,251,607	$ 24,087,768	$ 25,861,460	$ 27,912,054	$ 30,148,806	$ 30,158,119
Change in Net Position										
Governmental activities	$ (795,653)	$ 9,854,877	$ 790,989	$ 2,332,815	$ 687,736	$ (975,206)	$ (4,439,996)	$ (340,116)	$ (1,026,849)	$ 723,671
Business-type activities	1,087,025	816,559	212,618	676,578	1,820,619	3,095,007	7,463,906	5,173,957	3,837,603	2,625,364
Total primary government	$ 291,372	$ 10,671,436	$ 1,003,607	$ 3,009,393	$ 2,508,355	$ 2,119,801	$ 3,023,910	$ 4,833,841	$ 2,810,754	$ 3,349,035

Source: City of Duncanville, Texas Comprehensive Annual Financial Reports

City of Duncanville **Schedule 3**

Fund Balances, Governmental Funds
Last Ten Fiscal Years
(modified accrual basis of accounting)
(Unaudited)

Fiscal Year	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
General Fund										
Nonspendable	$ 24,151	$ 91,476	$ 57,301	$ 46,500	$ 17,881	$ 17,693	$ 18,189	$ 38,937	$ 14,127	$ 2,479
Assigned	70,459	112,770	211,403	2,601,859	890,836	762,361	1,505,544	2,151,559	2,924,454	2,410,923
Unassigned	4,567,918	5,619,154	6,647,447	5,611,888	6,423,539	7,672,447	8,447,281	9,035,392	9,816,022	11,712,217
Total general Fund	4,662,528	5,823,400	6,916,151	8,260,247	7,332,256	8,452,501	9,971,014	11,225,888	12,754,603	14,125,619
All Other Governmental Funds										
Nonspendable	-	-	-	-	-	10,375	10,000	10,000	25,000	2,167
Restricted for:										
Debt Service	76,363	26,773	15,711	18,437	11,777	55,632	741	-	1,380,494	1,399,863
Street Construction	202,162	23,886	400,535	395,536	323,940	261,087	15,970	64,734	-	-
Traffic Improvement and Safety	73,693	172,463	133,317	371,641	718,311	774,147	978,533	948,949	878,255	-
Community redevelopment	-	455,358	59,491	221,617	-	214,298	150,000	196,642	236,867	257,667
Promotion of Tourism and Convention and Hotel Industry	53,174	97,448	143,671	206,187	260,930	692,936	1,143,355	1,405,330	1,908,138	2,246,018
Maintenance and Construction of Drainage Projects	45,783	51,808	167,217	211,118	206,204	551,340	701,048	980,820	1,057,200	1,055,413
Public Safety, Cultural and Recreational Services	135,734	127,860	90,892	84,053	108,579	104,314	94,517	197,416	166,967	214,298
Court Technology and Security	63,985	66,673	50,031	42,323	42,414	41,613	10,519	25,023	47,929	71,306
Juvenile Case Management	50,286	81,362	106,530	26,169	30,460	34,817	33,612	33,025	37,453	29,518
Public Safety and Criminal Investigations	249,647	292,930	372,925	225,953	119,849	114,545	352,378	304,764	379,304	707,247
Park Construction	41,527	25,228	25,228	21,043	21,042	21,042	21,043	21,043	21,043	21,043
Capital Improvements	212,261	120,686	45,664	115,433	191,081	171,096	118,145	300,747	22,035,287	21,362,061
Unassigned	-	-	-	-	(5,753)	(7,625)	-	(9,292)	-	-
Total all other governmental funds	$ 1,204,615	$ 1,542,475	$ 1,611,212	$ 1,939,510	$ 2,028,834	$ 3,039,617	$ 3,629,861	$ 4,479,201	$ 28,173,937	$ 27,366,601

Source: City of Duncanville, Texas Comprehensive Annual Financial Reports

$ 5,867,143	$ 7,365,875	$ 8,527,363	$ 10,199,757	$ 9,361,090	$ 11,492,118	$ 13,600,875	$ 15,705,089	$ 40,928,540	$ 41,492,220

City of Duncanville **Schedule 4**

Changes in Fund Balances, Governmental Funds
Last Ten Fiscal Years
(Unaudited)

Fiscal Year	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Revenues										
Taxes -										
Ad valorem	$ 12,665,474	$ 12,490,182	$ 12,106,610	$ 12,543,053	$ 13,072,527	$ 13,855,551	$ 14,955,408	$ 15,945,254	$ 17,321,566	$ 18,848,812
Sales	5,048,659	7,303,949	7,781,695	8,921,000	6,708,126	7,018,201	7,496,586	8,131,839	8,032,275	7,756,944
Franchise	2,153,122	2,007,859	2,029,578	2,201,667	2,154,478	2,035,117	1,992,154	2,046,553	1,949,561	1,779,687
Mixed beverage	59,671	49,266	55,699	69,427	76,814	76,364	78,991	76,312	73,889	53,991
Hotel	445,385	458,744	470,710	542,191	626,022	779,253	742,865	752,063	808,374	667,185
Licenses, permits and fees	2,777,712	2,716,873	2,857,356	3,772,542	4,091,744	4,328,804	4,241,962	4,018,615	3,344,032	2,297,123
Fines and forfeitures	1,160,339	1,182,418	992,086	806,923	902,852	786,919	899,601	658,169	927,697	491,802
Recreation fees	293,872	297,410	304,747	351,804	311,423	356,522	361,369	302,730	282,639	175,697
Intergovernmental	931,100	1,303,413	768,770	492,774	788,229	343,306	1,088,303	701,493	586,596	1,523,914
Investment income	34,059	37,838	34,494	29,702	31,211	62,851	140,113	359,326	943,193	814,887
Rental and other	814,772	643,278	529,044	495,436	670,591	847,873	896,257	869,069	1,107,770	855,234
Total revenues	$ 26,384,165	$ 28,491,230	$ 27,930,789	$ 30,226,519	$ 29,434,017	$ 30,490,761	$ 32,893,609	$ 33,861,423	$ 35,377,592	$ 35,265,276
Expenditures										
General government/ finance/ non-departmental	3,582,050	4,008,312	4,047,063	4,882,164	4,800,190	5,115,379	5,326,751	5,948,949	5,448,719	4,927,893
Police	8,336,089	8,146,411	8,073,234	8,532,830	8,835,565	8,284,538	8,793,884	9,243,825	9,418,926	9,933,774
Fire	5,178,309	5,266,727	5,188,988	5,579,037	5,796,381	5,815,818	6,398,771	6,682,207	6,950,805	6,776,637
Public works	4,133,585	4,081,264	4,040,216	4,335,905	4,722,458	5,533,241	6,185,787	6,972,155	6,837,409	7,436,570
Parks and recreation	2,767,743	2,713,411	2,740,534	3,135,435	3,562,965	3,879,442	3,871,097	4,023,086	3,731,638	3,434,571
Special purposes - promotional	290,107	440,157	567,107	811,333	2,037,870	412,331	300,000	331,388	333,376	50,648
Capital outlay	1,575,723	1,527,369	513,789	956,712	2,317,717	1,673,066	1,208,201	913,210	1,384,951	3,052,655
Debt service										
Principal retirement	1,122,685	1,985,622	1,408,474	1,181,546	888,574	198,034	204,742	211,700	218,869	566,288
Interest and fiscal charges	482,073	642,497	635,868	658,349	598,580	42,194	35,486	28,529	380,237	1,155,082
Total expenditures	$ 27,468,364	$ 28,811,770	$ 27,215,273	$ 30,073,311	$ 33,560,300	$ 30,954,043	$ 32,324,719	$ 34,355,049	$ 34,704,930	$ 37,334,118
Excess of revenues over (under) expenditures	(1,084,199)	(320,540)	715,516	153,208	(4,126,283)	(463,282)	568,890	(493,626)	672,662	(2,068,842)
Other Financing Sources (Uses)										
Transfers in	2,206,549	1,844,815	1,881,116	2,649,638	2,871,257	3,880,497	4,078,393	4,417,079	2,860,724	3,204,360
Issuance of debt	-	-	-	-	1,483,374	-	-	-	21,973,063	-
Transfers out	(516,073)	(1,073,531)	(1,435,144)	(1,130,450)	(835,398)	(1,510,431)	(2,324,229)	(1,819,239)	(283,001)	(571,840)
Total other financing sources (uses)	1,690,476	771,284	445,972	1,519,188	3,519,233	2,370,066	1,754,164	2,597,840	24,550,786	2,632,520
Net change in fund balances	$ 606,277	$ 450,744	$ 1,161,488	$ 1,672,396	$ (607,050)	$ 1,906,784	$ 2,323,054	$ 2,104,214	$ 25,223,448	$ 563,678
Total capital outlay capitalized per the government wide statement of net position	$ 1,575,723	$ 1,527,369	$ 513,789	$ 956,712	$ 2,317,717	$ 1,673,066	$ 1,208,201	$ 913,210	$ 1,384,951	$ 3,052,655
Debt service as a percentage of noncapital expenditures	6.2%	9.6%	7.7%	6.3%	4.8%	0.8%	0.8%	0.7%	1.8%	5.0%

Source: City of Duncanville, Texas Comprehensive Annual Financial Reports

City of Duncanville **Schedule 5**

Assessed Value and Estimated Actual Value of Taxable Property
Last Ten Fiscal Years
(Unaudited)

	Assessed and Actual Value of Property (1)						
Fiscal Year Ended Sept. 30,	Residential Property	Commercial Property	Business Personal Property	Total Assessed Value	Less: Tax-Exempt Property (2)	Total Taxable Assessed Value	Total City Tax Rate (3)
2011	1,242,060,340	507,608,570	167,026,190	1,916,695,100	196,187,462	1,720,507,638	0.738
2012	1,212,618,690	499,612,540	164,697,890	1,876,929,120	189,403,075	1,687,526,045	0.738
2013	1,180,335,930	503,244,490	148,117,410	1,831,697,830	204,976,176	1,626,721,654	0.738
2014	1,161,200,140	518,946,930	174,909,740	1,855,056,810	214,082,393	1,640,974,417	0.758
2015	1,208,839,210	552,356,490	190,548,470	1,951,744,170	227,421,681	1,724,332,489	0.758
2016	1,274,901,700	576,576,230	198,059,230	2,049,537,160	236,996,376	1,812,540,784	0.758
2017	1,429,782,470	631,961,430	204,417,790	2,266,161,690	296,234,097	1,969,927,593	0.758
2018	1,524,996,300	678,101,340	204,853,370	2,407,951,010	330,979,046	2,076,971,964	0.758
2019	1,811,814,750	708,815,350	215,328,700	2,735,958,800	437,110,153	2,298,848,647	0.749
2020	1,997,661,970	752,873,520	241,266,170	2,991,801,660	437,110,153	2,504,450,854	0.743

Source: Dallas Central Appraisal District

Notes:

(1) Assessed value is 100% of estimated actual value for all years as determined by the Dallas Central Appraisal District. Values are as of January 1 of the calendar year prior to the fiscal year-end date.

(2) Exemptions are granted by the City within the constraints of Texas Constitutional law.

(3) Tax Rate is per $100 assessed valuation.

City of Duncanville **Schedule 6**

Property Tax Rates -
Direct and Overlapping Governments
(Per $100 Assessed Valuation)
Last Ten Fiscal Years
(Unaudited)

	City of Duncanville			Overlapping Rates (1)				
Fiscal Year Ended Sept. 30,	General(2)	Debt Service(2)	Total (2)	Duncanville I.S.D.(2)	Dallas County(2)	Dallas County School Equalization(2)	Dallas County Hospital(2)	Dallas County Community College(2)
2011	0.653578	0.084114	0.737692	1.418000	0.243100	0.010000	0.271000	0.099230
2012	0.658737	0.078955	0.737692	1.418000	0.243100	0.010000	0.271000	0.099670
2013	0.658269	0.079423	0.737692	1.430000	0.243100	0.009937	0.271000	0.119375
2014	0.691189	0.067258	0.758447	1.410000	0.243100	0.010000	0.276000	0.124700
2015	0.691189	0.067258	0.758447	1.410000	0.243100	0.010000	0.286000	0.124775
2016	0.684584	0.073863	0.758447	1.529500	0.243100	0.010000	0.286000	0.123650
2017	0.691295	0.067152	0.758447	1.521480	0.243100	0.009271	0.279400	0.122933
2018	0.693519	0.064928	0.758447	1.521480	0.243100	0.010000	0.279400	0.124238
2019	0.690208	0.058239	0.748447	1.520000	0.243100	0.010000	0.279400	0.124000
2020	0.684801	0.058646	0.743447	1.418300	0.243100	0.010000	0.269500	0.124000

Notes:
(1) Overlapping rates are those of local and county governments that apply to property owners within the city.
(2) Tax rates are per $100 of assessed value.

Source: Dallas Central Appraisal District

Attachment 1

City of Duncanville **Schedule 7**

Principal Property Taxpayers
Current Year and Nine Years Ago
(Unaudited)

	2020			2011		
Taxpayer / Company Name	Taxable Assessed Value	Rank	Percent of Total Taxable Assessed Valuation (a)	Taxable Assessed Value	Rank	Percent of Total Taxable Assessed Valuation (a)
Masco Builder Cabinet Group	$ 49,852,078	1	1.99%	$ 40,712,318	1	2.37%
TMIF 800 Link LP (800 Link Dr. Apts)	37,000,000	2	1.48%			
G & E Apartment Reit - Bella Ruscello	22,105,560	3	0.88%	12,777,680	4	0.74%
C H Guenther & Son Inc. (Pioneer Frozen Foods)	21,484,840	4	0.86%	15,502,720	3	0.90%
Costco Wholesale Corp	20,211,450	5	0.81%	19,975,380	2	1.16%
WR Senior Living (Champions Cove)	16,000,000	6	0.64%	9,868,890	7	0.57%
AGM Main Park LP	14,400,000	7	0.57%	7,162,000	9	0.42%
AT&T Mobility LLC	14,226,270	8	0.57%			
La Mexicana Tortilla Factory I	13,867,040	9	0.55%			
Atmos Energy	13,017,730	10	0.52%			
Duncanville Village Multi				10,156,250	5	0.59%
Southwestern Bell/Cingular SBC Communications Inc.				10,088,230	6	0.59%
Oncor Electric Delivery				9,185,580	8	0.53%
Frankel Family Trust - Wimberly Apts LP				6,856,600	10	0.40%
Total	$ 222,164,968		8.87%	$ 142,285,648		8.27%

Note:

(a) Total Taxable Value as of Oct. 1 $ 2,504,450,854 $ 1,720,507,638

Attachment 1

City of Duncanville **Schedule 8**

Property Tax Levies and Collections
Last Ten Fiscal Years
(Unaudited)

	Collected within the Fiscal Year of the Levy				Total Collections to Date	
Fiscal Year Ended Sept. 30,	Adjusted Taxes Levied for the Fiscal Year	Amount	Percentage of Levy	Collections in Subsequent Years (1)	Amount	Percentage of Levy
2011	12,706,127	12,381,341	97.4%	177,475	12,558,816	98.8%
2012	12,458,343	12,191,719	97.9%	154,643	12,346,362	99.1%
2013	12,008,805	11,865,772	98.8%	143,033	12,008,805	100.0%
2014	12,455,448	12,190,388	97.9%	175,837	12,366,225	99.3%
2015	13,095,679	12,804,150	97.8%	140,582	12,944,732	98.8%
2016	13,762,665	13,606,997	98.9%	122,349	13,729,346	99.8%
2017	14,953,790	14,675,275	98.1%	145,809	14,821,084	99.1%
2018	15,767,037	15,637,061	99.2%	121,191	15,758,252	99.9%
2019	17,221,055	16,993,053	98.7%	64,196	17,057,249	99.0%
2020	18,632,220	18,483,867	99.2%	-	18,483,867	99.2%

Note:

(1) Collections do not include penalty and interest on delinquent accounts.

Source: Dallas County Tax Assessor / Collector

Attachment 1

City of Duncanville **Schedule 9**

Ratios of Outstanding Debt by Type
Last Ten Fiscal Years
(Unaudited)

Fiscal Year Ended Sept. 30,	Governmental Activities			Business-type Activities				
	General Obligation Bonds (d)	Certificate of Obligation Bonds	Loan Payable	Water and Sewer Revenue Bonds	General Obligation Bonds (d)	Total Primary Government	Percentage of Personal Income (a)	Per Capita (b)
2011	385,000	4,806,226	-	9,130,000	-	14,321,226	(c)	372
2012	195,000	7,545,376	-	8,475,000	-	16,215,376	1.70%	412
2013	-	6,002,966	-	7,845,000	-	13,847,966	1.43%	358
2014	-	4,400,602	-	5,317,861	1,795,000	11,513,463	1.22%	291
2015	-	-	1,353,381	4,930,000	1,470,000	7,753,381	0.66%	163
2016	-	-	1,155,342	-	5,712,023	6,867,365	0.55%	136
2017	-	-	950,586	-	4,930,301	5,880,887	0.60%	145
2018	-	-	738,886	-	4,123,579	4,862,465	0.46%	120
2019	21,936,952	-	520,006	-	3,301,856	25,758,814	2.45%	629
2020	21,535,049	-	293,718	-	2,700,134	24,528,901	2.30%	602

Note 1: Details regarding the City's outstanding debt can be found in the notes to the financial statements.

(a) See Schedule 14 for personal income data.

(b) See Schedule 14 for population data.

(c) Information not available.

(d) Amount includes deferred premium on bonds

Source: City of Duncanville, Texas Comprehensive Annual Financial Reports

Attachment 1

City of Duncanville **Schedule 10**

Ratios of General Bonded Debt Outstanding
Last Ten Fiscal Years
(Unaudited)

Fiscal Year Ended Sept. 30,	General Bonded Debt Outstanding			Percentage of Actual Taxable Value of Property (a)	Per Capita (b)
	General Obligation Bonds (c)	Certificate of Obligation Bonds	Total		
2011	385,000	4,806,226	5,191,226	0.29%	135
2012	195,000	7,545,376	7,740,376	0.45%	197
2013	-	6,002,966	6,002,966	0.37%	155
2014	1,795,000	4,400,602	6,195,602	0.38%	156
2015	1,470,000	-	1,470,000	0.09%	37
2016	5,712,023	-	5,712,023	0.32%	146
2017	4,930,301	-	4,930,301	0.25%	121
2018	4,123,579	-	4,123,579	0.20%	102
2019	25,238,808	-	25,238,808	1.10%	616
2020	24,235,183	-	24,235,183	0.97%	595

Note 1: Details regarding the City's outstanding debt can be found in the notes to the financial statements.

(a) See Schedule 5 for property value data.

(b) See Schedule 14 for personal income and population data.

(c) Amount includes deferred premium on bonds

Source: City of Duncanville, Texas Comprehensive Annual Financial Reports

Attachment 1

City of Duncanville **Schedule 11**

Direct and Overlapping Governmental Activities Debt
As of September 30, 2019
(Unaudited)

Governmental Unit	Debt Outstanding	Estimated Percentage Applicable	Estimated Share of Overlapping Debt
Debt repaid with property taxes			
Duncanville Independent School District	$ 197,615,000	44.63%	$ 88,195,575
Dallas County	13,044,500	0.84%	1,095,738
Dallas County Community College District	135,375,000	0.84%	1,137,150
Dallas County School	27,204,352	0.84%	228,517
Dallas County Hospital District	622,000,000	0.84%	5,224,800
Cedar Hill Independent School District	102,472,591	0.22%	225,440
Subtotal, overlapping debt			$ 96,107,220
City direct debt			21,828,767
Total direct and overlapping debt			$ 117,935,987

Note: The percentage of overlapping debt applicable is estimated using taxable assessed property values. Applicable percentages were estimated by determining the portion of another governmental unit's taxable assessed value that is within the city's boundaries.

Source: Municipal Advisory of Texas (Texas MAC)

Attachment 1

City of Duncanville **Schedule 12**

Legal Debt Margin Information
As of September 30, 2019
(Unaudited)

As a home rule city, the City of Duncanville is not limited by law in the amount of debt it may issue. The City's charter (Article 5, Section 1) states:

> "In keeping with the Constitution of the State of Texas and not contrary thereto, the City of Duncanville shall have the power to borrow money on the credit of the City for any public purpose not now or hereafter prohibited by the Constitution and laws of the State of Texas, and shall have the right to issue all tax bonds, revenue bonds, funding and refunding bonds, time warrants and other evidence of indebtedness as now authorized or as may hereafter be authorized to be issued by cities and towns by the laws of the State of Texas."

Article 11, Section 5 of the State of Texas Constitution States in part:

> "but no tax for any purpose shall ever be lawful for any one year, which shall exceed two and one-half percent of the taxable property of such city"

The tax rate at September 30, 2020 is $.743447 per $100 of assessed valuation with assessed valuation being 100% of market value.

Sources: City of Duncanville, Texas City Charter
State of Texas Constitution

Attachment 1

City of Duncanville **Schedule 13**

Pledged-Revenue Coverage
Last Ten Fiscal Years
(Unaudited)

Fiscal Year Ended Sept. 30,	Operating Revenue and Other (a)	Less: Operating Expense (b)	Net Available Revenue	Debt Service (c) Principal	Debt Service (c) Interest	Coverage
			Water and Sewer Bonds			
2011	12,316,697	9,193,510	3,123,187	270,000	124,923	7.9
2012	11,652,529	9,127,277	2,525,252	280,000	110,344	6.5
2013	11,485,273	9,408,360	2,076,913	320,000	57,941	5.5
2014	13,050,607	9,609,547	3,441,060	325,000	37,044	9.5
2015	14,287,844	9,528,883	4,758,961	330,000	22,331	13.5
2016	15,958,306	9,654,940	6,303,366	-	-	-
2017	18,426,170	10,456,628	7,969,542	-	-	-
2018	19,123,952	10,714,635	8,409,317	-	-	-
2019	18,459,220	11,218,994	7,240,226	-	-	-
2020	17,772,984	11,593,106	6,179,878	-	-	-

Notes:
(a) Includes operating and nonoperating revenues.
(b) Includes operating expenses exclusive of depreciation and amortization.
(c) Includes principal and interest of revenue bonds only. Principal and interest amounts are the amounts due within one year of fiscal year end.

Source: City of Duncanville, Texas Comprehensive Annual Financial Reports

Attachment 1

City of Duncanville **Schedule 14**

Demographic and Economic Statistics
Last Ten Fiscal Years
(Unaudited)

Fiscal Year Ended Sept. 30,	Population (a)	Personal Income	Per Capita Income (a)	Median Household Income (a)	Number of Households (a)	School Enrollment (b)	Unemployment Rate (c)
2011	38,524	(d)	(d)	(d)	(d)	12,600	9.60%
2012	39,360	953,220,390	24,053	52,637	13,242	12,880	6.80%
2013	38,628	968,288,076	25,067	52,795	13,249	12,600	7.20%
2014	39,605	941,846,505	23,781	56,818	13,132	12,600	4.60%
2015	39,221	972,543,662	24,822	56,002	13,434	13,074	3.90%
2016	39,224	973,618,128	24,822	56,002	13,434	12,945	3.90%
2017	40,594	1,051,262,818	25,897	56,993	13,791	12,889	4.00%
2018	40,565	1,065,561,420	26,268	57,695	13,651	12,761	4.10%
2019	40,948	1,047,286,048	25,576	58,631	13,753	12,460	6.40%
2020	40,739	1,067,361,800	26,200	59,405	13,616	12,674	7.10%

Sources:
(a) 2010 Census, 2011 NCTCOG.org population estimate, all other years ESRI estimates
(b) Duncanville Independent School District
(c) Texas Workforce Commission 2005-2014
(d) Information is not available
(e) Texas Workforce Commission as of November 2020 for DFW

City of Duncanville **Schedule 15**

Principal Employers
Current Year and Nine Years Ago
(Unaudited)

	2020			2011		
Employer	Employees (2)	Rank	Percent of Total Employment (a)	Employees (2)	Rank	Percent of Total Employment (a)
Duncanville Independent School District	1696	1	8.64%	1,690	1	9.54%
Masco(Formerly Texwood/Quality Cabinets and Doors)	615	2	3.13%	706	2	3.98%
City of Duncanville	332	3	1.69%	291	3	1.64%
Costco Wholesale	200	4	1.02%	136	6	0.77%
Pioneer Frozen Foods	180	5	0.92%	169	4	0.95%
Pappadeaux	148	6	0.75%	145	5	0.82%
DeFords	146	7	0.74%	130	7	0.73%
Tom Thumb Food & Pharmacy	145	8	0.74%			
Freedom Dodge Chrysler Jeep	130	9	0.66%			
Kroger	110	10	0.56%			
Brittle-Brittle				80	8	0.45%
Personalized Communications				70	9	0.39%
Hilton Garden Inn				53	10	0.30%
Total	3,702		18.85%	3,470		19.58%

Note:

(a) Total City Employment (1)	19,636		17,724

Sources:
(1) ESRI BIS
(2) Duncanville Community Economic Development Corporation

City of Duncanville **Schedule 16**

Full-time Equivalent City Government Employees
Current Year and Nine Years Ago
(Unaudited)

Fiscal Year	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
By Functions										
General Government	30.20	32.50	31.50	34.10	35.69	36.13	37.00	37.32	37.14	37.64
Fire Services	52.00	52.00	51.30	52.30	54.33	54.33	54.30	54.25	55.00	55.00
Police Services (Civil)	59.00	59.00	58.00	57.99	59.98	60.00	60.00	60.00	60.00	60.00
Police Services (Non-Civil)	18.80	18.80	19.00	18.90	18.90	19.07	18.70	18.91	18.74	18.00
Public Works	32.00	33.00	35.50	36.50	39.50	34.50	35.50	41.00	44.00	43.00
Library Services	12.00	11.50	12.00	12.00	12.00	12.00	11.70	11.97	11.35	12.00
Parks and Recreation	34.80	41.20	41.60	43.66	55.65	60.25	58.60	58.66	54.54	53.92
Community Services	-	-	-	-	-	-				
Water and Wastewater	17.50	16.50	19.50	21.50	20.50	23.50	23.50	23.00	22.00	23.00
Total Employees by Function	256.30	264.50	268.40	276.95	296.55	299.78	299.30	305.11	302.77	302.56
By Departments										
General Government	17.00	18.80	18.50	20.00	20.50	21.00	21.70	21.15	21.99	23.64
Finance	24.00	24.00	24.00	25.10	25.19	25.13	25.00	24.50	24.50	24.00
Community Services	34.80	41.20	41.60	43.20	55.65	60.25	58.60	59.48	54.54	53.92
Police (Civil)	59.00	59.00	58.00	58.00	59.98	60.00	60.00	60.00	60.00	60.00
Police (Non-Civil)	18.77	18.80	19.00	18.90	18.90	19.07	18.70	18.91	18.74	18.00
Public Works	25.50	27.00	27.00	27.50	34.50	34.50	31.50	41.00	43.00	43.00
Utilities	24.00	22.50	28.00	30.50	25.50	23.50	27.50	23.00	23.00	23.00
Fire (Civil Service)	52.00	52.00	51.30	49.00	51.00	51.00	51.00	51.00	51.00	51.00
Fire (Non Civil)	-	-	-	3.30	3.33	3.33	3.25	3.25	4.00	4.00
Economic Development	1.20	1.20	1.00	1.50	2.00	2.00	2.00	2.82	2.00	2.00
Total Employees by Department	256.27	264.50	268.40	277.00	296.55	299.78	299.25	305.11	302.77	302.56
By Fund										
General	210.40	214.60	214.90	230.39	232.35	232.93	231.30	239.35	240.58	244.54
Utility	30.50	29.50	32.50	24.50	33.50	33.50	33.50	33.00	32.00	32.00
Hotel/Motel	-	-	-	-	-	-	-	0.30	0.30	0.30
Economic Development	1.20	1.20	1.00	1.50	3.42	3.38	3.80	2.82	2.54	2.32
Grant	2.10	2.10	2.10	2.10	2.10	2.10	4.10	3.42	2.04	1.40
Drainage	3.50	3.50	3.50	4.00	4.00	4.00	4.00	4.00	3.50	3.50
Solid Waste	2.00	2.00	2.00	2.00	4.00	4.00	4.00	4.00	5.00	5.00
Traffic Administration	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	0	0
Juvenile Case Manager	-	0.10	-	-	0.50	0.50	0.50	0.50	0.50	0.50
Fieldhouse	5.60	10.50	11.40	11.50	15.68	18.37	17.10	16.72	16.31	13.00
Total Employees by Fund	256.30	264.50	268.40	276.99	296.55	299.78	299.30	305.11	302.77	302.56

Source: City of Duncanville, Texas Annual Budgets

City of Duncanville **Schedule 17**

Operating Indicators By Function/Program
Last Ten Fiscal Years
(Unaudited)

Fiscal Years	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Function/Program										
General Government										
Building Permits Issued	350	367	225	938	725	388	445	1,349	1,667	2,083
Police										
Criminal Arrests	2,235	1,900	1,828	1,880	1,845	1,964	1,465	1,173	1,281	650
Index Crimes per 1,000 Population	46	47	48	49	47	50	33	38	33	28
Fire										
Total Calls for Service (Fire & EMS)	6,700	6,475	5,660	4,783	5,400	5,904	6,671	6,688	6,887	7,295
Total Structural Inspections	742	737	1,465	1,264	1,370	1,200	1,153	1,008	977	811
Public Services										
Utility Cuts Repaired	125	175	230	202	235	320	320	191	164	115
Sidewalk Repaired (Square Feet)	9,000	7,800	750	6121	7,500	7,500	3,740	8,320	33,297	29,702
Parks and Recreation										
Program Participation Hours	14,843	15,000	15,000	15,000	15,000	15,000	2,979	6,893	4,693	637
Number of Annual Passes Sold	1,900	2,900	863	900	1,000	1,000	2,477	1,926	686	1,338
Library										
Volumes in Collection	111,018	107,924	108,401	107,117	108,000	118,553	97,126	98,551	100,000	107,331
Total Volumes Borrowed	171,000	145,746	140,692	130,296	142,000	110,000	101,969	121,118	102,578	45,223
Water/Wastewater										
Water Main Breaks	30	25	30	20	15	31	32	17	27	45
Number of Gallons of Water Pumped (000	1,900,000	1,825,000	1,943,000	1,998,292	1,746,000	1,745,900	1,500,643	1,500,643	1,592,391	1,613,147
Average Daily Consumption (MGD)	6	5	6	5	6	6	4	4	4	4
Miles of Sewer Mains Cleaned	15	12	28	2.11	65	110	138	144	52	1

Source: City of Duncanville, Texas Annual Budgets

City of Duncanville **Schedule 18**

Capital Asset Statistics by Function/Program
Last Ten Fiscal Years
(Unaudited)

Fiscal Year	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Function/Program										
Public Safety										
Emergency Vehicles (Police & Fire)	31	31	31	31	31	31	33	33	34	34
Public Works										
Streets - Paved (Miles)	156	156	156	156	156	156	156	156	156	156
Alleys - Paved (Miles)	36	36	36	37	37	37	37	36	36	36
Traffic Signals	34	34	34	34	36	36	36	36	36	36
Street Signs	1,966	1,966	1,966	1,966	1,966	1,966	1,966	1,966	1,966	1,966
Regulatory & Non-regulatory Signs	9,929	10,085	10,014	10,034	10,044	10,059	10,096	10,029	10,059	10,080
Non-Emergency Vehicles	82	82	82	82	87	89	112	103	107	107
Parks and Recreation										
Park Acres	239	239	239	239	244	244	244	244	244	244
Playgrounds	12	13	13	13	13	13	13	13	13	13
Total Athletic Facilities Maintained	54	54	54	54	55	55	55	55	55	55
Water/Wastewater										
Miles of Water Mains	190	189	190	190	189	198	198	198	191	191
Fire Hydrants	1,366	1,372	1,373	1,373	1,386	1,386	1,386	1,363	1,363	1,425
Sanitary Sewer Lines (Miles)	154	154	154	154	154	155	155	155	155	155
Sanitary Sewer Laterals (Miles)	77	77	77	77	77	77	77	77	77	77

Source: City of Duncanville, Texas Annual Budgets

Attachment 2

CITY OF DUNCANVILLE, TEXAS

SINGLE AUDIT REPORT

Years Ended September 30, 2020

Attachment 2

CITY OF DUNCANVILLE, TEXAS
SINGLE AUDIT REPORT

TABLE OF CONTENTS

For the Year Ended September 30, 2020

	Page Number
Independent Auditor's Report On Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance With *Government Auditing Standards*	1-2
Independent Auditor's Report on Compliance for Each Major Program and on Internal Control Over Compliance and Report on Schedule of Expenditures of Federal Awards required by the Uniform Guidance	3-5
Schedule of Expenditures of Federal Awards	6
Notes to Schedule of Expenditures of Federal Awards	7
Schedule of Findings and Questioned Costs	8
Summary Schedule of Prior Audit Findings	10

Attachment 2

McCONNELL & JONES LLP
CERTIFIED PUBLIC ACCOUNTANTS

Independent Auditor's Report on Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with *Government Auditing Standards*

To the City Council
City of Duncanville, Texas

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the governmental activities, the business-type activities, the aggregate discretely presented component unit, each major fund, and the aggregate remaining fund information of the City of Duncanville (the "City"), Texas, as of and for the year ended September 30, 2020, and the related notes to the financial statements, which collectively comprise the City's basic financial statements, and have issued our report thereon dated February 24, 2021.

Internal Control over Financial Reporting

In planning and performing our audit of the financial statements, we considered the City's internal control over financial reporting (internal control) to determine the audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, we do not express an opinion on the effectiveness of the City's internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected, on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether the City's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of

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noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

McConnell & Jones

Houston, Texas
February 24, 2021

Attachment 2

McConnell & Jones LLP
CERTIFIED PUBLIC ACCOUNTANTS

INDEPENDENT AUDITOR'S REPORT ON COMPLIANCE FOR EACH MAJOR FEDERAL PROGRAM AND ON INTERNAL CONTROL OVER COMPLIANCE AND REPORT ON SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS REQUIRED BY THE UNIFORM GUIDANCE

To the City Council
City of Duncanville, Texas

Report on compliance for each major program

We have audited the compliance of City of Duncanville, Texas, (the "City") with the types of compliance requirements described in the U.S. Office of Management and Budget's *OMB Compliance Supplement* that could have a direct and material effect on each of its major federal programs for the year ended September 30, 2020. The City's major federal program are identified in the summary of auditor's results section of the accompanying schedule of findings and questioned costs.

Management's responsibility

Management is responsible for compliance with federal statutes, regulations, and the terms and conditions of its federal awards applicable to the City's federal programs.

Auditor's responsibility

Our responsibility is to express an opinion on compliance for each of the City's major federal programs based on our audit of the types of compliance requirements referred to above. We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States; and the audit requirements of Title 2 U.S. Code of *Federal Regulations* Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance). Those standards and the Uniform Guidance, require that we plan and perform the audit to obtain reasonable assurance about whether noncompliance with the types of compliance requirements referred to above that could have a direct and material effect on a major federal or state program occurred. An audit includes examining, on a test basis, evidence about the City's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances.

We believe that our audit provides a reasonable basis for our opinion on compliance for each major federal program. However, our audit does not provide a legal determination of the City's compliance.

Opinion on each major federal program

In our opinion, the City complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on each of its major

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federal program identified in the summary of auditor's results section of the accompanying schedule of findings and questioned costs for the year ended September 30, 2020.

Report on Internal control over Compliance

Management of the City is responsible for establishing and maintaining effective internal control over compliance with the types of compliance requirements referred to above. In planning and performing our audit of compliance, we considered the City's internal control over compliance with the types of compliance requirements that could have a direct and material effect on each major federal program to design audit procedures that are appropriate in the circumstances for the purpose of expressing an opinion on compliance for each major federal program and to test and report on internal control over compliance in accordance with the Uniform Guidance, but not for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, we do not express an opinion on the effectiveness of the City's internal control over compliance.

A deficiency in internal control over compliance exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal or state program on a timely basis. A material weakness in internal control over compliance is a deficiency, or a combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal or state program will not be prevented, or detected and corrected, on a timely basis. A significant deficiency in internal control over compliance is a deficiency, or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a federal or state program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over compliance that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in the City's internal control over compliance that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

The purpose of this Report on Internal Control Over Compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of the Uniform Guidance. Accordingly, this report is not suitable for any other purpose.

Report on Schedule of Expenditures of Federal Awards Required by the Uniform Guidance

We have audited the financial statements of City as of and for the year ended September 30, 2020, and have issued our report thereon dated February 24, 2021, which contained an unmodified opinion on those financial statements as a whole. Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the City's basic financial statements. The accompanying schedule of expenditures of federal awards for the year ended September 30, 2020, as required by Title 2 U.S. Code of Federal (CFR) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, is presented for purposes of additional analysis and are not a

required part of the financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the basic financial statements. The information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures. These additional procedures included comparing and reconciling the information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the schedule of expenditures of federal awards is fairly stated, in all material respects, in relation to the basic financial statements as a whole.

Houston, Texas
February 24, 2021

Attachment 2

CITY OF DUNCANVILLE, TEXAS

SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS

For the Year Ended September 30, 2020

Federal Grantor/Pass-through Grantor/Program or Cluster Title	Pass-through Entity Identifying Number	Federal CFDA Number	Total Federal Expenditures	Passed Through to Subrecipients
FEDERAL AWARDS				
U.S. Department of Housing and Urban Development				
Passed through Dallas County:				
Community Development Block Grant (CDBG)	N/A	14.218	$ 59,297	$ –
Community Development Block Grant (CDBG)	N/A	14.218	120,370	–
Total Passed through Dallas County			179,667	–
Total U.S. Department of Housing and Urban Development			179,667	–
U.S. Department of Justice				
Passed through the State of Texas Governor's Office:				
Coronavirus Emergency Supplemental Funding Program		16.034	42,811	–
Bulletproof Vest Partnership Program (BVP)		16.607	3,654	–
Edward Byrne Memorial Justice Assistance Grant (JAG) Program	2017-DJ-BX-0834	16.738	7,287	–
Equitable Sharing Program (Federal Assest Forfeiture)	TX0570900	16.922	105,817	–
Total Passed through the State of Texas Governor's Office			159,569	–
Total U.S. Department of Justice			159,569	–
U.S. Department of the Treasury				
Passed through Dallas County:				
Coronavirus Aid, Relief and Economic Security (CARES) Act		21.019	914,821	–
Total Passed through Dallas County			914,821	–
Total U.S. Department of the Treasury			914,821	–
Institute of Museum and Library Services				
Passed through Texas State Library and Archives Commission:				
Grants to States	LS-00-19-0044-19	45.31	826	–
Total Passed through Dallas County			826	–
Total Institute of Museum and Library Services			826	–
U.S. Department of Health and Human Services				
Passed through Dallas Arca Agency on Aging:				
Special Programs for the Aging, Title Ill, Part C, Nutrition Services		93.045	226,774	–
Provider Relief Fund		93.498	22,492	–
Medical Assistance Program Ambulance Services Supplemental Payment Program	86377101	93.778	176,412	–
Total Passed through the Texas Health and Human Services Commission:			425,678	–
Total U.S. Department of Health and Human Services			425,678	
U.S. Department of Homeland Security				
Passed through Texas Division of Emergency Management:				
Emergency Management Perfonnance Grants	EMT-2019-EP-00005	97.042	22,217	–
Passed through Dallas County:				
Assistance to Firefighters Grant (AFG)	EMW-2018-FO-02243	97.044	18,580	–
Homeland Security Grant Program		97.067	26,728	–
Total U.S. Department of Homeland Security			67,525	–
Total Federal Award Expenditures			**$ 1,748,086**	**$ –**

The accompanying notes are an integral part of this schedule.

Attachment 2

CITY OF DUNCANVILLE, TEXAS

NOTES TO SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS

For the Year Ended September 30, 2020

Basis of Accounting

The Schedule of Expenditures of Federal Awards is presented using the modified accrual basis of accounting. The modified accrual basis of accounting is described in Note 1 of the basic financial statements. The information in this schedule is presented in accordance with the requirements of *Title 2 U.S. Code of Federal Regulations (CFR) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance).* Therefore, some of the amounts presented in this schedule may differ from amounts presented in, or used in the preparation of, the financial statements.

Basis of Presentation

The Schedule of Expenditures of Federal Awards presents the activity of all applicable federal awards programs of the City. The City's reporting entity is defined in Note 1 of the basic financial statements. Federal awards received directly from federal agencies, as well as awards passed through other government agencies, are included on the Schedule of Expenditures of Federal Awards.

Indirect Costs

The City has elected not to use the 10% de minimis indirect cost rate as allowed in the *Uniform Guidance*.

Attachment 2

CITY OF DUNCANVILLE, TEXAS

SCHEDULE OF FINDINGS AND QUESTIONED COSTS

For the Year Ended September 30, 2020

SECTION I - SUMMARY OF AUDITOR'S RESULTS

Financial Statements

Type of auditor's report issued:	Unmodified
Internal control over financial reporting:	
• Material weakness identified?	No
• Significant deficiencies identified that are not considered to be material weaknesses?	None reported
Noncompliance material to financial statements noted?	No

Federal Awards

Internal control over major programs:	
• Material weakness identified?	No
• Significant deficiencies identified that are not considered to be material weaknesses?	No
Type of auditor's report issued on compliance for major programs:	Unmodified
Any audit findings disclosed that are required to be reported in accordance with Uniform Guidance?	No
Identification of major programs:	
CFDA/Grant Numbers/State Identifying Number	Name of Federal Programs or Cluster
Major Federal Programs:	
21.019	Coronavirus Aid, Relief and Security (CARES) Act
Dollar threshold used to distinguish between	$750,000
Auditee qualified as low-risk auditee for federal programs?	No

Attachment 2

CITY OF DUNCANVILLE, TEXAS

SCHEDULE OF FINDINGS AND QUESTIONED COSTS

For the Year Ended September 30, 2020

SECTION II - FINANCIAL STATEMENT FINDINGS

The audit disclosed no findings required to be reported for the year ended September 30, 2020.

SECTION III - FINDINGS AND QUESTIONED COSTS

None noted.

Attachment 2

CITY OF DUNCANVILLE, TEXAS

SCHEDULE OF PRIOR YEAR FINDINGS AND QUESTIONED COSTS

For the Year Ended September 30, 2020

Not applicable.

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
A Proclamation recognizing March 2021 as Women's History Month.

FY 2020 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

STAFF RESPONSIBLE:
Kristin Downs, City Secretary

BACKGROUND/HISTORY:
March is Women's History Month, which commemorates and encourages the study, observance and celebration of the vital role of women in American history. Women's History Month has been observed annually during the month of March in the United States since 1987. Throughout our history, women have influenced every facet of American life and culture. Women have been pioneers in the fields of science, medicine, engineering, education, finance, arts, journalism, business, government and more.

The 2021 theme, #ChoosetoChallenge, is a call to action for people of all gender identities to raise their hands in support and solidarity, sharing images on social media using the #ChoosetoChallenge and #IWD2021 to encourage others to stand for a more inclusive world. During the month of March, we celebrate the contributions women have made to our country, states, regions and cities, and recognize the outstanding achievements women have made over the course of American history.

POLICY EXPLANATION:
There is no policy decision associated with this item.

FUNDING SOURCE:
There is no funding associated with this item.

Contract Log #:
N/A

RECOMMENDATION:
This item is a presentation only and no action is required.

ATTACHMENTS:
Attachment 1 - March 2021 Women's Month Proclamation

OFFICE OF THE MAYOR

Duncanville
City of Champions

Proclamation

WHEREAS, March is Women's History Month, which commemorates and encourages the study, observance and celebration of the vital role of women in American history.

WHEREAS, Women's History Month has been observed annually during the month of March in the United States since 1987.

WHEREAS, Throughout our history, women have influenced every facet of American life and culture.

WHEREAS, Women have been pioneers in the fields of science, medicine, engineering, education, finance, arts, journalism, business, government and more.

WHEREAS, The 2021 theme, #ChoosetoChallenge, is a call to action for people of all gender identities to raise their hands in support and solidarity, sharing images on social media using the #ChoosetoChallenge and #IWD2021 to encourage others to stand for a more inclusive world.

WHEREAS, During the month of March, we celebrate the contributions women have made to our country, states, regions and cities, and recognize the outstanding achievements women have made over the course of American history.

NOW, THEREFORE, I, Barry L. Gordon, Mayor of the City of Duncanville, Texas do hereby proclaim March 2021 as

WOMEN'S HISTORY MONTH

I call upon all Duncanville citizens to observe this month and celebrate women with appropriate programs, ceremonies, and activities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Duncanville, Texas to be affixed this 16th day of March, 2021.

Mayor, The City of Duncanville

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
A Proclamation Recognizing March 21-27, 2021 as Poison Prevention Week.

FY 2020 CITY COUNCIL ORGANIZATIONAL WORKPLAN:
- **1. Most engaged citizens in America**

STAFF RESPONSIBLE:
Kristin Downs, City Secretary

BACKGROUND/HISTORY:
Over the past 60 years, the nation has observed Poison Prevention Week, March 21-27, 2021, to call attention to the hazards created by the misuse of household chemicals and medicines, particularly if children gain access to them. Teaching proper handling and disposal methods of these substances helps to reduce accidental poisoning. Efforts of community organizations complemented by the North Texas Poison Center located at Parkland Health and Hospital System, have reduced childhood poisonings in Duncanville.

POLICY EXPLANATION:
There is no policy decision associated with this item.

FUNDING SOURCE:
There is no funding associated with this item.

Contract Log #:
N/A

RECOMMENDATION:
This item is a presentation only and no action is required.

ATTACHMENTS:
Attachment 1 - Poison Prevention Week

OFFICE OF THE MAYOR

Duncanville
City of Champions

Proclamation

WHEREAS, our society has become increasingly dependent on household chemicals to perform labor-saving, time-saving miracles; and on medicine to provide health-giving, life-sustaining benefits; and,

WHEREAS, these products, when not used as intended or directed, may be hazardous, particularly if children gain access to them; and,

WHEREAS, over the past 60 years, the nation has been observing Poison Prevention Week to call attention to these hazards and how proper handling and disposal of these substances and proper use of safety packaging can help eliminate them; and,

WHEREAS, the efforts of our community organizations, complemented by the efforts of the North Texas Poison Center, have reduced childhood poisonings in Duncanville, Texas; and,

WHEREAS, the North Texas Poison Center, a regional poison center, located at Parkland Health & Hospital System, provides the ultimate in human service programming and immediate, accessible emergency information to save lives of victim of poison-related emergencies; and,

WHEREAS, these programs should continue as long as even one child swallows a household product or medicine by mistake.

NOW, THEREFORE, I, Barry Gordon, Mayor of the City of Duncanville, Texas do hereby proclaim March 21-27, 2021 as

POISON PREVENTION WEEK

in the City of Duncanville. Further, I direct the appropriate agencies in our local government to continue their cooperation with concerned citizens and community organizations, including our schools, to develop programs which will alert people to the continued danger of misusing medicines and household products and to promote effective safeguards against accidental poisonings among young children.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Duncanville, Texas to be affixed this 16th day of March, 2021.

Mayor, The City of Duncanville

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Proclamation in recognition of National Library Week, April 4-10, 2021.

FY 2020 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

STAFF RESPONSIBLE:
Julio Velasquez, Library Director

BACKGROUND/HISTORY:
First sponsored in 1958, National Library Week is a national observance sponsored by the American Library Association (ALA) and libraries across the country each April. It is a time to celebrate the contributions of our nation's libraries and librarians and to promote library use and support.

The Duncanville Public Library supports the educational, economic, and cultural interests of the community. It provides a forum for the discovery and sharing of ideas, as well as access to information and resources that have helped many citizens find jobs, build businesses, further their education, and gain citizenship, to name but a few successes.

POLICY EXPLANATION:
There is no policy decision associated with this item.

FUNDING SOURCE:
There is no funding associated with this item.

Contract Log #:
N/A

RECOMMENDATION:
This item is a proclamation only, and no action is required.

ATTACHMENTS:
Attachment 1 - Library Week Proclamation

OFFICE OF THE MAYOR

Duncanville
City of Champions

Proclamation

WHEREAS, libraries have long served as trusted and treasured institutions, fueling efforts to better their communities, campuses and schools; and

WHEREAS, librarians are organizers and information experts who guide people to the best information resources, providing not only the facts, but also the expertise and services that add meaning to those facts; and

WHEREAS, librarians continue to fulfill their role in leveling the playing field for all who seek information and access to technologies, especially as our society is at a critical juncture regarding the changing information landscape and the skills needed to thrive in our digital world; and

WHEREAS, libraries support democracy and effect social change through their commitment to providing equitable access to information for all; and

WHEREAS, libraries work to serve all community members, offering services and educational resources that transform communities, open minds and promote inclusion and diversity; and

WHEREAS, libraries provide forums for diverse ideas and points of view that help us better understand each other and ourselves; and

WHEREAS, libraries are looking beyond their traditional roles, providing more opportunities for community engagement and delivering new and innovative services that connect closely with the needs of those they serve; and

WHEREAS, the Duncanville Public Library and its personnel have supported the educational, economic, and cultural interests of our community in these ways, and more, since 1955; and

WHEREAS, libraries, library workers, and library supporters across America are celebrating National Library Week;

NOW, THEREFORE, I, Barry L. Gordon, Mayor of the City of Duncanville, Texas, do hereby proclaim National Library Week, April 4-10, 2021, and urge all citizens to visit their public library this week, engage with their librarians, and explore the world of possibilities that awaits them there.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Duncanville, Texas to be affixed this 6th day of April, 2021.

Mayor, The City of Duncanville

Duncanville City Council Meeting Minutes
Regular Meeting
Tuesday, March 2, 2021

CALL TO ORDER
A regular meeting of the Duncanville City Council was called to order on Tuesday, March 2, 2021, at 6:00 p.m. via videoconference with a quorum to wit:

COUNCIL VIA VIDEO CONFERENCING:	Mayor Barry L. Gordon Councilmember At-Large Patrick Harvey Councilmember Joe Veracruz Councilmember Don McBurnett Councilmember Monte Anderson Mayor Pro Tem Mark D. Cooks Councilmember Johnette Jameson
STAFF VIA VIDEO CONFERENCING	IT Director Tracy Beekman Library Director Julio Velasquez Chief Robert D. Brown Jr. Assistant Finance Director Tia Pettis Finance Director Richard Summerlin Public Works Director Bryan Greg Ramey City Secretary Kristin Downs Assistant City Manager Paul Frederiksen City Manager Aretha R. Ferrell-Benavides City Attorney Robert E. Hager

SUPPLEMENTAL NOTICE OF MEETING BY VIDEO CONFERENCE

In accordance with an Order of the Office of the Governor issued on March 16, 2020, as extended by Office of the Governor on June 12, 2020, the City Council for the City of Duncanville, Texas will conduct a City Council Regular Meeting by video conference at 6:00 pm on Tuesday, March 2, 2021, in order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) in an effort to slow the spread of the Coronavirus (COVID-19) pandemic.

This is an open meeting conducted by video conference. There will be no public access to a physical location.

To speak during Citizen Comments, you must register with the City Secretary before 4pm on Tuesday, March 2, 2021, email citysecretary@duncanville.com and title the email “Public Comment – March 2nd”. You will need to register with the link below and attend the meeting. During the Citizen Comments period of the agenda, the City Secretary will call your name and allow access to your camera and microphone for you to provide your comments. Feel free to email your comment to the City Secretary for the Mayor to read into the record for any unexpected technological issues that may arise.

Register in advance for this webinar:
https://us02web.zoom.us/webinar/register/WN_gWHdhkhQSQW2hPL0K3WwZw

After registering, you will receive a confirmation email containing information about joining the webinar.

A recording of the video meeting will be made available to the public in accordance with the Open Meetings Act upon written request.

I. WORK SESSION / BRIEFING

I.1. DISCUSS AGENDA ITEMS

Mayor Gordon read the item into record, and Assistant City Manager Frederiksen reviewed each item. Item 4B - authorizing the award of bid IFB 21-009 to Anderson Asphalt & Concrete Paving, LLC for Mill and Overlay in an amount up to $766,623.60. To include 15 road improvements for FY21. Item 4E - authorizing the first renewal option of IFB-19-005 Janitorial Services for Duncanville Fieldhouse, and a contract increase in the amount of $24,000.00 for a new annual amount up to $93,500.00 with D&A Building Services. Allowing the Fieldhouse to stay active and clean during the COVID-19 pandemic.

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I.2. BRIEFINGS / PRESENTATIONS

I.2.A. *Receive Presentation on CARES Act Funding 2020.*

Assistant Finance Director Pettis presented the item. On March 13, 2020 the United States declared the outbreak of Coronavirus a national public emergency.

- March 2020 - US passes Coronavirus Aid, Relief, & Economic Security Act (CARES Act)
- April 2020 - Texas received $11.24B
  $3.2B to jurisdictions w/ population >500,000
  $1.85B to smaller jurisdictions
- May 2020 - $72.5M to Dallas County to pass thru to cities
  Allocated based on $55 per capita
- June 2020 - Duncanville City Council approved interlocal agreement (ILA) with Dallas County to receive up to $2.173M

Per the US Treasury Coronavirus Relief Fund (CRF) Guidance, the CARES Act funding may only be used to cover costs that:

1. Are necessary expenditures incurred due to the public health emergency (COVID–19)
2. Were not accounted for in the budget most recently approved as of March 27, 2020 (Duncanville FY20 Adopted Budget)
3. Were incurred during the period that begins on March 1, 2020 and ends on December 31, 2020*
4. All City's expenses were all incurred by November 30, 2020
5. Final report submitted to the County on December 15, 2020

*These are the end dates CRF originally provided. In December 2020, the period incurred was extended to December 2021.

The County allocated $35M to Emergency Business Assistance Program (EBAP) in May 2020

- On July 21, 2020, the Duncanville City Council approved to allocate $1.47M towards County's EBAP for Duncanville businesses
- County's funds to pay out first, then City funds
- After 3 rounds of accepting applications (last round in Aug), the County's funding was not exhausted
- On September 4, 2020, the County released the $1.47M back to City to use on other eligible costs

Dallas County CARES–EBAP Results

September 18, 2020 - Initial figures provided to Council included businesses who were pre-eligible, but still in application process.

As of 9/11/2020	Population[1]	Total # Applicants	# Applicants Funded/In Process	Total $ Amount Funded/In Process
Duncanville	39,510	97	77	$2,221,978
Dallas County[2]	1,319,748	1,429	1,140	$27,439,518
Duncanville % of Total	**3.0%**	**6.8%**	**6.8%**	**8.1%**

February 12, 2021- Actual amounts funded is lower than expected primarily due to many applicants becoming non-responsive after the initial application process.

As of 02/12/2021	Population[1]	Total # Applicants	# Applicants Funded	Total $ Amount Funded
Duncanville	39,510	97	22	$322,500
Dallas County[2]	1,319,748	1,627	498	$8,489,300
Duncanville % of Total	**3.0%**	**6.0%**	**4.4%**	**3.8%**

[1]Popluation Estimate Per CARES Act Allocation (NCTCOG 2019 Estimates)
[2]Does not include City of Dallas

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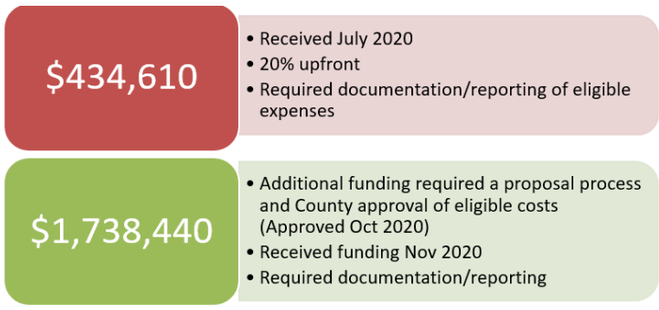
The City of Duncanville received the full amount of CARES Act funding available of $2,173,050.00.



All funding was expended by November 30, 2020.

Improve Telework Capabilities $929,515:

- Virtual Meetings Platforms (Zoom, Go To Meeting, Meeting Owl)
- Conference room upgrades
- Cloud Phone system
- Virtual Desktop Solution
- Laptops to replace desktops
- Police sealed Toughbooks
- Outdoor Digital Signage
- Library Hotspots & Carrels to support distance learning for the community

Public Health/Compliance- $336,500:

- Personal Protective Equipment
- Backpack/handheld Sanitation Sprayers
- Air purifiers
- Desk Shields/ Sneeze Guards
- Bulk Collection Site at Service Center (Apr-Jun)
- Thermal Temperature Scanners
- Power Washer for cleaning outdoor parks/facilities
- Fieldhouse Safe Pass Disinfectant Station

Other Payroll Related - $231,162:

- COVID Emergency Leave
  - Families First Coronavirus Response Act (FFCRA) provided up to an additional 80 hours emergency leave time for employees
  - State & local governments were not eligible to be reimbursed through the FFCRA program (tax credits), but eligible for recovery through CARES Funding
- COVID Related Unemployment Costs
  - 50% eligible through City's CARES funding
  - 50% refunded through Texas Workforce Commission's CARES Funds

Public Safety Payroll- $675,873:

- Police Security at Ellis-Davis FH COVID Testing Center (Mar- Jul 2020)
- Emergency Medical Services- COVID Squad
- Public Safety Payroll (Police, Fire, EMS)
  - Overtime, backfill due to staff out with COVID or quarantined
  - CRF Guidance continued to evolve/provide more clarification in September 2020
  - Although public safety payroll costs were budgeted, cost could be recovered through CARES if it is *substantially different* from expected use
  - All public safety payroll was deemed *substantially dedicated* to COVID-19 response

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- Remaining balance of CARES funding available was recovered in this category

Accounting & Audit:

- Accounting

Activated separate emergency fund for tracking expenses
Ensure proper forms/ procedures for documenting payroll time and purchases
Weekly calls with Dallas County CARES Team to ensure compliance with CRF Guidance and ILA
Monthly reporting/documentation to Dallas County

- Subject to Single Audit- Federal award expense >$750,000

FY20 CARES funding has been reviewed by City's external auditors with no comments or findings
Single audit will be required again in FY21

Mayor Gordon thanked staff for all their hard work and stated a formal audit was done and the Auditors had no findings or comments which is beyond exceptional and unheard of.

I.2.B. ***Discuss appointments to boards and commissions to fill existing vacancies on the Zoning Board of Adjustment and the Sign Control Board.***

City Secretary Downs presented the item. During its regular board and commission appointment process, the Zoning Board of Adjustment and Sign Control Board, had one vacancy each remaining. City Council directed staff to continue to advertise for board vacancies. The Zoning Board of Adjustment currently has one (1) vacancy to fill (Alternate #2) and the Sign Control Board currently has one (1) vacancy to fill.

Council concluded to make appointments to fill the vacancy on the Zoning Board of Adjustment and Sign Control Board during Individual Consideration.

Councilmember Jameson would like to see more appointees represent all districts in the City.

Mayor Gordon recessed the Briefing Session at 6:48 p.m. for City Council to convene into Executive Session.

II. EXECUTIVE SESSION

The Executive Session was called into session at 6:52 p.m. and City Attorney Hager read the item into record.

II.1 ***City Council shall convene into closed executive session pursuant to Section 551.074, Texas Government to deliberate personnel matters concerning the appointment, employment evaluation, duties of a public officer (s), to wit: Municipal court chief judge and associate municipal judges.***

II.2 ***The City Council may convene into closed executive session under Section 551.071 and 551.074 to seek legal advice from the City Attorney or to deliberate a personnel matter concerning the hiring, assignment, duties and/or conduct interviews, and/or contract of a City personnel employee to wit: City Manager position.***

The Council closed the Executive Session at 7:06 p.m.

III. REGULAR SESSION - CONVENE INTO THE COUNCIL CHAMBERS (7:00 P.M. or immediately following the 6:00 pm Work Session/Briefing)

The City Council convened into Regular Session in the Council Chambers at 7:09 p.m. with Mayor Gordon presiding.

The Invocation was delivered by Councilmember Jameson.

The Pledge of Allegiance and Texas Pledge were led by Mayor Gordon.

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III.1. REPORTS

III.1.A. ***Mayor's Report.***

Mayor Gordon welcomed new City Manager Aretha Ferrell-Benavides and thanked staff for their hard work during the Winter Storm of Covid-19.

III.1.B. ***Councilmembers' Reports***

Councilmember McBurnett welcomed new City Manager Aretha Ferrell-Benavides and thanked staff for their hard work during the Winter Storm of Covid-19. Councilmember McBurnett recognized Mr. Chrietzberg and commented on the Softball Stadium being named after him.

Councilmember At-Large Harvey welcomed new City Manager Aretha Ferrell-Benavides and thanked staff for their hard work during the Winter Storm of Covid-19.

Mayor Pro Tem Cooks welcomed new City Manager Aretha Ferrell-Benavides and thanked staff for their hard work during the Winter Storm of Covid-19. Mayor Pro Tem Cooks encouraged citizens to donate and to Duncanville Outreach Ministries.

Councilmember Jameson welcomed new City Manager Aretha Ferrell-Benavides and thanked staff for their hard work during the Winter Storm of Covid-19. Councilmember Jameson spoke on Women's History Month and recognized City Manager Ferrell-Benavides as the first female City Manager for the City of Duncanville.

III.1.C. ***City Manager's Report.***

Assistant City Manager Frederiksen thanked staff for all their hard work and stepping up during the Winter Storm and thanked Council for being supportive during his Interim term.

City Manager Ferrell-Benavides thanked Mayor Gordon and Council on allowing her to serve the citizens of Duncanville. City Manager Ferrell-Benavides thanked Assistant City Manager Frederiksen and staff for making her transition run smoothly and looks forward to working with everyone.

III.2. PROCLAMATIONS AND PRESENTATIONS

None.

III.3. CITIZENS' INPUT

"Pursuant to Section 551.007 of the Texas Gov't Code, any member of the public has the opportunity to address the City Council concerning any matter of public business or any posted agenda item; however, the Act prohibits the City Council from deliberating any issues not on the public agenda and such non-agenda issues may be referred to City staff for research and any future action; all persons addressing are subject to council adopted rules and limitations permitted by law"

To speak during Citizen Comments, you must register with the City Secretary before 4pm on Tuesday, March 2, 2021, email citysecretary@duncanville.com and title the email "Public Comment – March 2nd. You will need to register with the link below and attend the meeting. During the Citizen Comments period of the agenda, the City Secretary will call your name and allow access to your camera and microphone for you to provide your comments. Feel free to email your comment to the City Secretary for the Mayor to read into the record for any unexpected technological issues that may arise.

The City Secretary will still set a two-minute time limit on the comments as they are read.

Mayor Gordon read the item into record. The following provided the following comments during the Citizens Input Period:

Gilbert Cavello – submitted a comment on homeless and drug addicted people on the Dallas side of Cockrell Hill Road.

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Gary Bennett – submitted a comment on litter and issuing tickets for litter and the Police Chief not required to live in the City of Duncanville.

Charles Robertson – submitted a comment on the Winter Storm and trash pick up not being provided by Republic.

III.4. CONSENT AGENDA

Mayor Gordon requested that City Secretary Kristin Downs read the Consent Agenda Items.

III.4.A. ***Consider the Minutes for the February 2, 2021 City Council Regular Meeting.***

III.4.B. ***Consider a Resolution authorizing the award of bid IFB 21-009 to Anderson Asphalt & Concrete Paving, LLC for Mill and Overlay in an amount up to $766,623.60***

III.4.C. ***Consider a Resolution to enter into a Joint Election Agreement and Election Services contract between Dallas County and other jurisdictions holding election on May 1, 2021, to be administered by the Dallas County Elections Administrator in accordance with Subchapter D of Chapter 31 and Chapter 271 of the Texas Election Code.***

III.4.D. ***Consider a Resolution authorizing an amendment to an existing purchase agreement for a new annual purchase amount up to $125,000.00 with Olson Electric, Inc. for electrical installation, maintenance, repair services, and parts for various City departments.***

III.4.E. ***Consider a Resolution authorizing the first renewal option of IFB-19-005 Janitorial Services for Duncanville Fieldhouse, and a contract increase in the amount of $24,000.00 for a new annual amount up to $93,500.00 with D&A Building Services, Inc.***

III.4.F. ***Consider a Resolution authorizing the receipt of a grant from the Texas Office of the Governor, Criminal Justice Division, BG21 Rifle-Resistant Body Armor Grant Program, to provide funding for the Police Department, to purchase nine sets of rifle-resistant body armor for Police Officers, with a total grant value of $16,650.00.***

III.4.G. ***Consider a Resolution authorizing the receipt of a grant from the Texas Office of the Governor, Criminal Justice Division, BG22 Rifle-Resistant Body Armor Grant Program, to provide funding for the Police Department, to purchase eighteen (18) sets of rifle-resistant body armor for Police Officers, with a total grant value of $33,300.00.***

III.4.H. ***Consider a Resolution authorizing the application acceptance for and receipt of a grant from the Texas Office of the Governor, Criminal Justice Division, Justice Assistance Grant Program, to provide funding for the Police Department, to purchase one Roboteam Individual Robotic Intelligence System – Long Range (IRIS LR) that will be used and in support of the Police Department's Special Operations Unit, with a total grant value of $39,000.00.***

III.4.I. ***Consider a Resolution authorizing the acceptance of the North Central Texas Council of Governments and FY20 Homeland Security Grant-State Homeland Security Program (SHSP) for night vision units that will be used for an in support of the police department's special operations unit, to provide funding for the police department to purchase ten-night vision units, with a total grant value of $15,272.09.***

Mayor Pro Tem Don McBurnett made a motion to approve the item as stated, Councilmember Joe Veracruz seconded the motion. The vote was cast 7 for, 0 against. Items passed.

III.5. ITEMS FOR INDIVIDUAL CONSIDERATION

III.5.C. ***Consider an Ordinance providing for the appointment and contract for a Presiding Municipal Court Judge and Associate Municipal Court Judges for the Municipal Court of Duncanville; and, authorizing the Mayor to sign.***

Mayor Gordon moved Item 5C to be discussed before Item 5A.

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Councilmember Jameson made a motion to reappoint the following:

- Judge John B. Rizo Sr.;
- Judge Anthony P. Eiland; and
- Judge Kathy A. Austin.

Councilmember Mark D. Cooks seconded the motion. The vote was cast 7 for, 0 against. Item passed.

III.5.A. ***Conduct a Public Hearing and consider an Ordinance repealing and replacing the Zoning Ordinance and Zoning Map.***
Daniel Harrison, Freese and Nichols presented the item.

Proposed Zoning Ordinance Highlights:

Contents

Contents

Chapter 22. Zoning

Article 1. General Provisions 1
Section 1.01. Enacting Clause 1
Section 1.02. Purpose 1
Section 1.03. Effective Date 1
Section 1.04. Compliance Required 1
Section 1.05. Zoning District Map 2
Section 1.06. Zoning Upon Annexation 3
Section 1.07. Interpretation 3
Section 1.08. Penalties 3
Section 1.09. Fees 3
Section 1.10. Severability 3

Article 2. Zoning Districts 4
Section 2.01. Zoning Districts Established 4
Section 2.02. Zoning District Equivalency 4
Section 2.03. Residential Zoning Districts 5
Section 2.04. Nonresidential Zoning Districts 12
Section 2.05. Special Zoning Districts 17

Article 3. Land Uses 19
Section 3.01. Uses Permitted by District 19
Section 3.02. Classification of New and Unlisted Uses 19
Section 3.03. Permitted Use Chart 20
Section 3.04. Additional Use Regulations 27

Article 4. Development Standards 34
Section 4.01. Additional Regulations in the Code of Ordinances 34
Section 4.02. Modified Dimensional Standards 34
Section 4.03. Design Standards 35
Section 4.04. Off-Street Parking and Loading Requirements 36
Section 4.05. Lighting Requirements 41
Section 4.06. Accessory Building Requirements 44
Section 4.07. Screening and Buffering Requirements 45
Section 4.08. Landscape Requirements 49
Section 4.09. Residential Proximity Slope 52
Section 4.10. Intersection Visibility Triangle 54
Section 4.11. DD, Downtown Duncanville District Requirements 56
Section 4.12. Wireless Telecommunication Regulations 70
Section 4.13. Exterior Wall Covering Requirements 76

Article 5. Development Review Bodies 81
Section 5.01. City Council 81
Section 5.02. Planning & Zoning Commission 81
Section 5.03. Zoning Board of Adjustment 82
Section 5.04. City Planner 83

Article 6. Zoning Procedures 84
Section 6.01. Applicability, Completeness, and Expiration 84
Section 6.02. Zoning Map and Text Amendments 86
Section 6.03. Nonconformities 87
Section 6.04. Site Plans 92
Section 6.05. Specific Use Permits 94
Section 6.06. Planned Developments 96
Section 6.07. Alternative Compliance 99
Section 6.08. Appeal of an Administrative Decision 100
Section 6.09. Variances 101
Section 6.10. Special Exceptions 102

Article 7. Definitions 103
Section 7.01. General 103
Section 7.02. Land Use Terms 103
Section 7.03. Key Terms 121

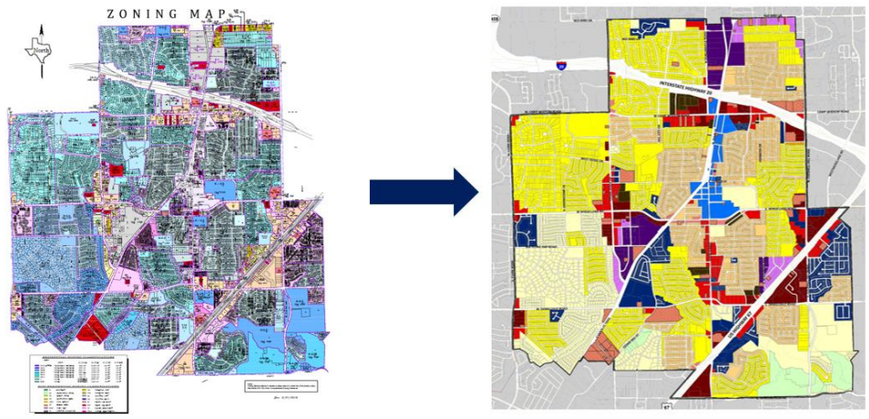
ZONING DISTRICTS

Existing Zoning District	Proposed Zoning District	
Residential Zoning Districts		
"R-3.0 Estate" Single-Family Dwelling District	SF-43 Estate Single-Family Residential District	Renamed according to lot size
"R-3.0" Single-Family Dwelling District	SF-13 Single-Family Residential District	Same lot size, 2,600 sqft dwelling
"R-2.6" Single-Family Dwelling District		
"R-2.2" Single-Family Dwelling District	SF-10 Single-Family Residential District	Reduced from 13,000 sqft lot, 1,800 sqft dwelling
"R-1.8" Single-Family Dwelling District		
"R-1.4" Single-Family Dwelling District	SF-7 Single-Family Residential District	Reduced from 10,500 sqft lot, 1,400 sqft dwelling
"D" Duplex Dwelling District	TF-7 Duplex Residential District	Very similar and rarely used
"D-I A" Duplex Dwelling District		
"D-1B" Duplex Dwelling District		
"A-2" Apartment-2 District	MF-14 Multi-Family Residential District	Renamed according to density
"A" Apartment Dwelling District	MF-21 Multi-Family Residential District	Renamed according to density

Existing Zoning District	Proposed Zoning District	
Residential Zoning Districts		
"R-3.0 Estate" Single-Family Dwelling District	SF-43 Estate Single-Family Residential District	Renamed according to lot size
"R-3.0" Single-Family Dwelling District	SF-13 Single-Family Residential District	Same lot size, 2,600 sqft dwelling
"R-2.6" Single-Family Dwelling District		
"R-2.2" Single-Family Dwelling District	SF-10 Single-Family Residential District	Reduced from 13,000 sqft lot, 1,800 sqft dwelling
"R-1.8" Single-Family Dwelling District		
"R-1.4" Single-Family Dwelling District	SF-7 Single-Family Residential District	Reduced from 10,500 sqft lot, 1,400 sqft dwelling
"D" Duplex Dwelling District	TF-7 Duplex Residential District	Very similar and rarely used
"D-I A" Duplex Dwelling District		
"D-1B" Duplex Dwelling District		
"A-2" Apartment-2 District	MF-14 Multi-Family Residential District	Renamed according to density
"A" Apartment Dwelling District	MF-21 Multi-Family Residential District	Renamed according to density

Existing Zoning District	Proposed Zoning District	
Special Zoning Districts		
"PD" Planned Development	PD, Planned Development District	Merged to streamline
"PD-2" Planned Development-2		
"MU-1" Mixed Use District	LOR Local Office/Retail District	Mixed-Use development is now addressed as a use classification, not a district
"MU-2" Mixed Use District		
"DD" Downtown Duncanville District	DD, Downtown Duncanville District	

UPDATED ZONING MAP



PERMITTED USE CHART

Districts

Uses Grouped by Category	Land Use	SF-43	SF-13	SF-10	SF-7	TF-7	MF-14	MF-21	NOR	LOR	GOR	C	I	DD CMS	DD GMS	DD UL	Add'l Regs. #	Parking
	Residential Uses																	
	Assisted Living Facility						●	●			●							1 : 2 beds
	Boarding House						○	○	○	○	○	○	○	○	○		Section 4.1	1 : 1 bedroom
	Child Care Home (≤6 Children)	●	●	●	●	●	●	●										Based on dwelling
	Child Care Home (≥7 Children)	○	○	○	○	○	○	○										Based on dwelling
	Community Home for Persons with Disabilities	●	●	●	●	●	●	●									Section 4.2	1 : bedroom
	Halfway House						○	○				○						1 : bedroom
	HUD-Code Manufactured Home	○																See Article IV.Section 3.2.C
	Industrialized Home	●	●	●	●	●											Section 4.3	See Article IV.Section 3.2.C
	Live-Work Unit						●	●	●	●	●			●	●	●		See Article IV.Section 3.2.C
	Mixed-Use Development						○	○		●	●			●	●	●	Section 4.4	Based on individual uses

● = Permitted by Right ○ = Permitted with SUP

PARKING

- Single-family homes and townhomes
  - 2 unenclosed spaces plus a 1- or 2-car garage or porte cochere (or carport by SUP)
- Duplexes
  - 2 unenclosed spaces

Porte Cochere

Carport

SHORT TERM RENTALS

- Allowed by-right in Downtown and by SUP in most other districts
- Must obtain permit from the City, must own residence
- No outstanding issues
- Annual report of rentals, proof of HOT payments, proof of insurance
- City reserves the right to remove a property from the registry
  - Reasons including (but not limited to) providing false information, violating terms, failing to pay HOT, or receiving 3 complaints during a 2-year period

ACCESSORY BUILDINGS

- No permit required if less than 120 sq. ft. and 13' in height
- Accessory buildings are prohibited in easements
- Exemption for any accessory building associated with agricultural uses
  - If the accessory building contains livestock, must be 15' from an existing dwelling on neighboring property
- Number and size of buildings depends on lot size

Standard	Residential Lots (Lots zoned/used as residential)			Nonresidential Lots (Lots zoned/used as nonresidential)
	Lots up to 10,000 S.F.	Lots 10,000 S.F. up to 19,999 S.F.	Lots 20,000 S.F. and greater	
Maximum Floor Area of All Accessory Buildings Combined	400 sq. ft.	1,000 sq. ft.	25% of the lot area	30% of the lot area
Maximum Height of Accessory Buildings	16'	16'	Not to exceed the height of the Main Building	Not to exceed the height of the Main Building
Maximum Number of Accessory Buildings	2	3	4 (excluding agricultural barns)	3
Maximum Building Area Coverage	Main Buildings and Accessory Buildings shall not exceed the allowable coverage percentage of the zoning district in which they are located.			
Minimum Front Setback	Behind Façade of the Main Building			
Minimum Side Setback	5'	5'	5'	Same standards as the Main Building
Minimum Rear Setback	5'	5'	5'	Same standards as the Main Building

SUNDRY STORES

- 5,000' separation between stores
- 10% minimum floor area dedicated to fresh produce, meat, and dairy products, designated as such by the SUP

OUTSIDE COMMERCIAL STORAGE SCREENING

- Screening is required for ALL outside storage
  - Includes cars stored for more than 24 hours that are not for sale
  - Must be a 6' solid screening wall/fence or landscaping, except open fence allowed in I Industrial district
  - No wood or chain link
  - No screening required if shielded by the building from all ROW or adjacent properties

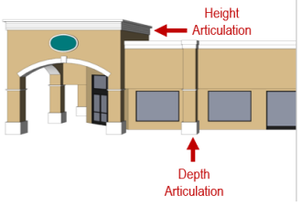
Note: Open fencing for screening purposes is allowed only in the I Industrial District.

IN THE ZON

NONRES AND MULTIFAMILY DESIGN

Height articulation for flat roofs of at least five (5) feet shall be required for every fifty (50) feet of building façade length. Pitched roofs do not require height articulation.

Depth articulation of at least three (3) feet shall be required for every thirty (30) feet of building façade length. Depth articulation applies only below the roofline.



MULTIFAMILY DESIGN

Articulation requirement, plus Recreation Space:

1) All multifamily developments with 20+ dwelling units shall devote not less than 8% of the gross development area to recreational facilities, generally in a central location. In large developments (2+ acres), these may be decentralized.
2) Recreation areas include space for community buildings and community uses, such as:

Adult recreation Child play areas Dog parks Picnic areas Swimming pools	Does not include vehicle parking, commercial, maintenance, and utilities areas

Mayor Gordon read Legislative House Bills HB1960 and HB1961 for Short Term Rentals. City Attorney Hager recommended City Council pass the Ordinance as is until HB1960 and HB1961 are passed. There may be an opportunity to grandfather some of these regulations if Council moves forward.

The Public Hearing was opened at 8:12 p.m.

No comments.

Mayor Pro Tem Mark D. Cooks made a motion to close the Public Hearing, Councilmember Don McBurnett seconded the motion. The vote was cast 7 for, 0 against.

The Public Hearing was closed at 8:13 p.m.

Council thanked Freese and Nichols, Staff, and the Planning and Zoning Committee for all their hard work and time.

City Attorney Hager thanked Freese and Nichols, Staff, and the Planning and Zoning Committee and stated the Zoning Ordinance is user friendly, with easy to read graphics; one of the best Zoning Ordinances he has seen.

Councilmember Don McBurnett made a motion to approve the item as stated, Councilmember Joe Veracruz seconded the motion. The vote was cast 7 for, 0 against. Item passed.

III.5.B. ***Consider an Ordinance amending Sec. 19-107 of the City of Duncanville Ordinance to declare a portion of Oriole Blvd as a No Parking Zone.***

Public Works Director Ramey presented the item. On January 19, 2021, Chief Brown briefed Council on Oriole Blvd Parking at the request of Councilmember Jameson. Complaints were received from residents of Deerchase Condos about parking and speeding. Only Council can regulate parking on roads > 30' wide. Council requested Staff prepared an amendment to the No Parking Ordinance (Sec. 19-107) to prohibit parking on west side of Oriole Blvd.

Councilmember At-Large Harvey and Councilmember McBurnett voiced their support on the Ordinance and recommended Deerchase Condos Management cut the hedges back that sit at the front of the property.

Councilmember Jameson spoke on the parking along Oriole.

Councilmember Johnette Jameson made a motion to approve the item as stated, Councilmember At-Large Patrick Harvey seconded the motion. The vote was cast 6 for, 1 against (Councilmember Monte Anderson). Item passed.

III.5.C. ***Consider an Ordinance providing for the appointment and contract for a Presiding Municipal Court Judge and Associate Municipal Court Judges for the Municipal Court of Duncanville; and, authorizing the Mayor to sign.***

Item moved before Item 5A.

III.5.D. ***Consider a Resolution approving the terms and conditions of an agreement by and between the City of Duncanville and Wells Fargo Bank N.A. as a Merchant Processing Services provider for an initial term of a three (3) year period with the option to extend the contract for three (3) additional two-year periods under the same terms and conditions***

Finance Director Summerlin presented the item. Duncanville currently contracts with Chase Paymentech for Merchant Processing Services (MPS). Unresolved issues with credit card terminal performance coupled with City-wide changes moving to Tyler Technology Software prompted the desire for RFP (Request for Proposals). The RFP was advertised in the Focus Daily Newspaper. The RFP was emailed to 14 banks; 6 of the 14 banks were minority banks. Valley View Consulting assisted staff in obtaining and evaluating proposals.

<u>Evaluation of Proposals</u>

- Cost of services
- Ability to perform required/requested services
- Reputation of MPS to provide services based on references
- Financial strength and stability of the entity
- Strength of operating rules and PCI compliance
- Completeness of proposal

<u>Fee Overview</u>

- Estimates for interchange and association fees were based on the most recent rates published by Mastercard, Visa, and Discover at the volume the City used for the one-year period from August 2019 to July 2020. These rates are set by the card providers and therefore the same for all MPS vendors.
- The vendor and other fees are unique to the individual MPS vendors.

UNAPPROVED

- All fees shown are based on transaction volume as noted above and subject to change based on transaction volume or if card providers change rates
- In addition to the fees the estimated cost to replace credit card terminals is $7,500 to $16,000 depending on the equipment selection in each department

Estimated Annual Costs

	Certified Merchant Services	PayZang	The Independent Bank	Impact PaySystem	Valli Info Systems	Wells Fargo	BBVA Fiserv
VENDOR	$ 31,283	$ 20,515	$ 23,033	$ 22,720	$ 21,316	$ 14,640	$ 7,950
INTERCHANGE	$158,883	$158,883	$ 158,883	$158,883	$158,883	$158,883	$158,883
ASSOCIATION	$ 14,753	$ 14,753	$ 14,753	$ 14,753	$ 14,753	$ 14,753	$ 14,753
OTHER FEES	$ 6,857	$ 8,113	$ 4,349	$ 4,059	$ 1,320	$ 3,300	$ 3,498
GRAND TOTAL	**$211,776**	**$202,264**	**$ 201,018**	**$200,415**	**$196,272**	**$191,576**	**$185,084**

Based on the strengths of the proposals, BBVA and Wells Fargo were invited to provide online demonstrations of their proposals and explain the services they would provide. Representatives from the Purchasing, Finance and the IT departments evaluated the demonstrations from BBVA and Wells Fargo. Wells Fargo, though slightly higher ($6,492 per year) than BBVA, was deemed the clear winner and best value.

Councilmember Jameson spoke on the incidents that happened in 2017 by Wells Fargo with how they treated their customers and would like the City to move away from using Wells Fargo.

Mayor Pro Tem Don McBurnett made a motion to approve the item as stated, Councilmember At-Large Patrick Harvey seconded the motion. The vote was cast 6 for, 1 against (Councilmember Johnette Jameson). Item passed.

III.5.E. ***Consider appointments to boards and commissions, being appointments to fill existing vacancies on the Zoning Board of Adjustment and the Sign Control Board.***

City Secretary Downs presented the item. During its regular board and commission appointment process, the Zoning Board of Adjustment and Sign Control Board, had one vacancy each remaining. City Council directed staff to continue to advertise for board vacancies. We now have applications from three (3) citizens specifically interested in serving on the Sign Control Board or the Zoning Board of Adjustment. The Zoning Board of Adjustment currently has one (1) vacancy to fill (Alternate #2). The Sign Control Board currently has one (1) vacancy to fill.

Councilmember At-Large made a motion to appoint the following:

- Edward Stith, Zoning Board of Adjustment; and
- Javar Avery, Sign Control Board.
-

Councilmember Joe Veracruz seconded the motion. The vote was cast 7 for, 0 against. Item passed.

III.5.F. ***Take any necessary action as a result of the Executive Session.***

No action taken.

III.6. STAFF AND BOARD REPORTS

III.6.A. ***Receive the Fiscal Year 2021 First Quarter Investment Report as of December 31, 2020.***

Finance Director Summerlin presented the item.

III.6.B. ***Receive Police Department 2020 Racial Profiling Report.***

Assistant Police Chief LiVigni presented the item.

III.6.C. ***Receive the Monthly Financial Report as of January 31, 2021.***

Finance Director Summerlin presented the item.

III.6.D. ***Library Quarterly Report.***
Library Director Velasquez presented the item.

III.6.E. ***Receive the Public Works Department Quarterly Report.***
Public Works Director Ramey presented the item.

Mayor Gordon and City Council thanked Assistant City Manager Frederiksen for all his work during his Interim period as City Manager.

City Attorney Hager stated the Executive Session item was carried over from the last Council meeting that was canceled due to the pandemic when Assistant City Manager Frederiksen was the Interim City Manager. The City Manager is a sole employee to the City Council.

IV. **ADJOURNMENT**

The meeting was adjourned at 9:25 p.m.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY SECRETARY

UNAPPROVED

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Consider a Resolution approving the terms and conditions of Professional Engineering Services Contract #21-009 for Engineering Design Services for the Cherry Street and Center Street alley from Alexander Avenue to Cockrell Hill Road Alley Reconstruction Project with IEA, Inc. in the proposed amount of $58,181.25.

FY 2020 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

- **2. Create high quality neighborhoods and parks**
  - **Goal 2: Maximize city and community resources to improve quality of life in a sustainable manner.**

STAFF RESPONSIBLE:
Bryan G. Ramey, II, P.E., Director of Public Works
Jacqueline R. Culton, P.E., Assistant Director of Public Works
Sheila Baker, Purchasing Manager

BACKGROUND/HISTORY:
The proposed project consists of the design of approximately 1,200 linear feet of alley pavement reconstruction and drainage improvements in the alley between Cherry Street and Center Street, from Alexander Avenue and Cockrell Hill Road (Attachment 1). The alley was built in the 1970s and is over 40 years old. The alley is in poor condition and in need of rehabilitation. The existing asphalt alley will be replaced with a concrete alley. In addition, drainage improvements will be designed in conjunction with the alley improvements. The engineering consultant, IEA Inc., will examine the existing alley pavement and drainage infrastructure in the specified area and prepare full designs and specifications reflecting the recommended alley reconstruction and drainage improvements.

Engineering services to be provided under the Professional Services Contract include preliminary and final alley and drainage design, field investigation, surveying, geotechnical investigation and base mapping, bid phase services to support the City's contracting process and construction phase services. The design will comply with the City's standards for construction as well as all regional, state and federal requirements. The design should be completed in approximately nine months. The proposed cost of engineering and surveying for this project is $58,181.25.

The alley reconstruction and drainage improvements are scheduled for construction during Fiscal Year 2022.

POLICY EXPLANATION:
The City relies on consulting engineering firms for specialty design work. In accordance with Texas statutes, engineering work is not bid, but rather engineering firms are selected based on

qualifications. In January 2018, the Public Works Department solicited Statements of Qualifications (SOQs) from engineering firms with ultimate goal to select five, highly qualified engineering firms to provide engineering design work over the next five years. As a result of the City's process, the following five engineering firms were selected: Burgess & Niple, Dunaway Associates, RJN Group, Criado & Associates, and IEA, Inc.

IEA, Inc., was founded in 2007 and is a professional engineering firm headquartered in Dallas that provides diversified services, including civil and structural engineering, asset management and project and construction management. IEA, Inc., is currently preparing engineering designs of water pipeline replacement improvements along High Ridge Drive, Green Tree Lane, Greenbriar Lane, and Knob Hill Drive in the Greenbriar Estates Subdivision for the City under a contract awarded on September 18, 2018. They have extensive experience in performing the type of work specified in the Contract.

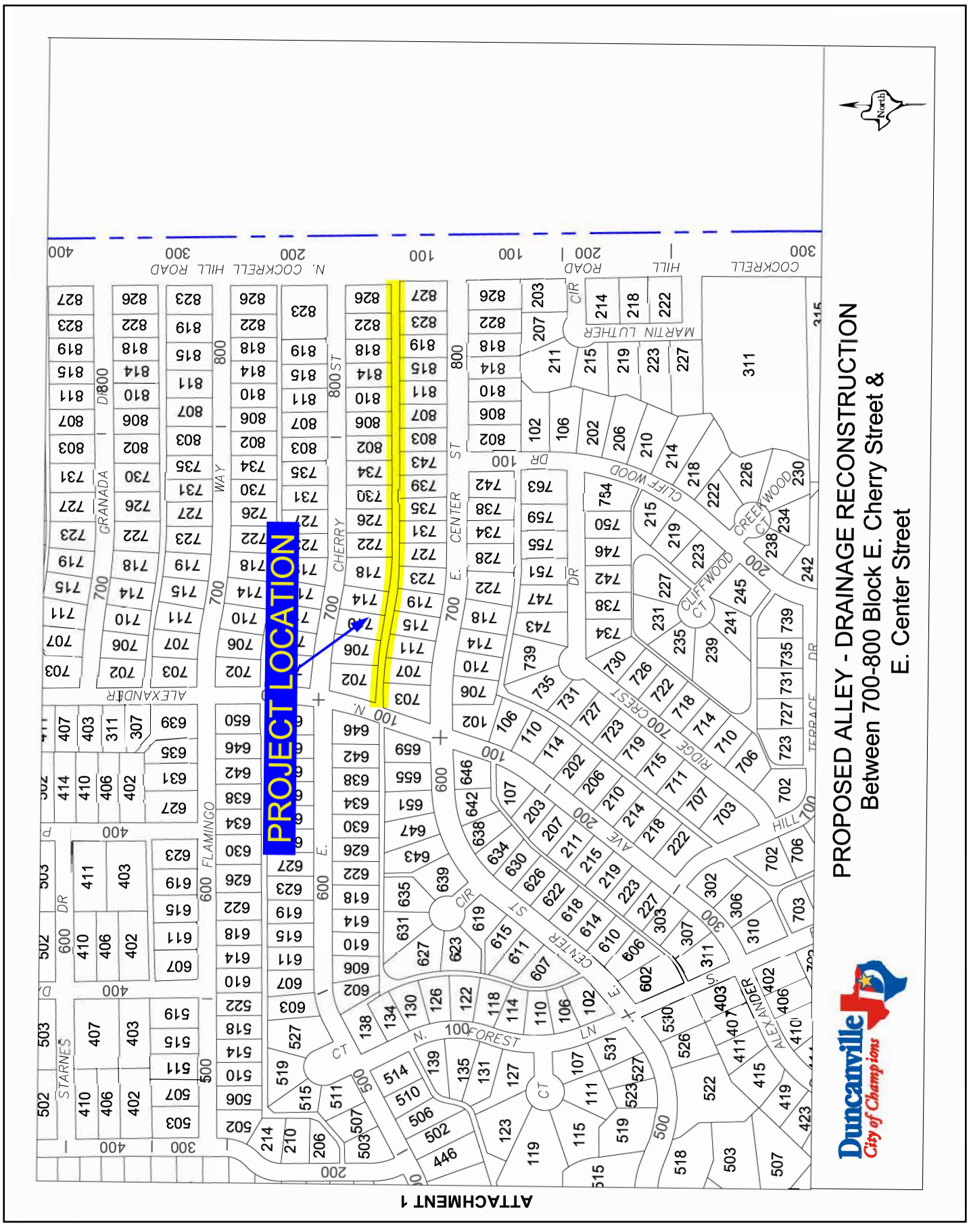
By entering into this contract, the City is continuing its commitment to ensure the provision of adequate infrastructure to its citizens and to design and construct infrastructure improvements as needed.

FUNDING SOURCE:
Funds for this project have been budgeted in the FY2021 Alley Capital Improvements Fund ($53,181.25) and Drainage Capital Improvements Fund ($5,000.00).

Contract Log #:
1501

RECOMMENDATION:
Staff recommends approval of a Resolution approving the terms and conditions of Professional Engineering Services Contract #21-009 for Engineering Design Services for the Cherry Street and Center Street alley from Alexander Avenue to Cockrell Hill Road Alley Reconstruction Project with IEA, Inc. in the proposed amount of $58,181.25.

ATTACHMENTS:
Attachment 1 - Alley Reconstruction Map
Resolution No. - 2021-008 - Engineering Design Services for the Cherry Street and Center Street, from Alexander Avenue to Cockrell Hill Road Alley Reconstruction Project - Pdf
SAMS-IEA, Inc.-2021


PROJECT LOCATION
PROPOSED ALLEY - DRAINAGE RECONSTRUCTION
Between 700-800 Block E. Cherry Street &
E. Center Street
Duncanville
City of Champions
North
ATTACHMENT 1

RESOLUTION NO. 2021-008

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUNCANVILLE, TEXAS, APPROVING THE TERMS AND CONDITIONS OF PROFESSIONAL ENGINEERING SERVICES CONTRACT #21-009 FOR ENGINEERING DESIGN SERVICES FOR THE CHERRY STREET AND CENTER STREET ALLEY FROM ALEXANDER AVENUE TO COCKRELL HILL ROAD ALLEY RECONSTRUCTION PROJECT, ATTACHED HERETO AND INCORPORATED HEREIN AS EXHIBIT "A", WITH IEA INC., IN THE PROPOSED AMOUNT OF $58,181.25; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS; AND, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Duncanville desires to continue its commitment to make infrastructure improvements to the quality and capacity of the overall alley and drainage infrastructure; and

WHEREAS, the alley pavement between Cherry Street and Center Street, from Alexander Avenue to Cockrell Hill Road, has deteriorated beyond the point of repair and is in need of total reconstruction; and

WHEREAS, the City of Duncanville desires to enter into a contract for the design of drainage improvements, and alley pavement reconstruction of the alley between Cherry Street and Center Street, from Alexander Avenue to Cockrell Hill Road; and

WHEREAS, the City of Duncanville has $53,181.25 available in the Alley Reconstruction Capital Improvement Program to fund the pavement reconstruction portion of the project; and

WHEREAS, the City of Duncanville has $5,000.00 available in the Drainage Capital Improvement Program to fund the drainage improvements portion of the project; and

WHEREAS, the City of Duncanville City Council desires to use these funds for alley improvements to benefit the citizens and of Duncanville.

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

SECTION 1. The City Council hereby authorizes, approves, and accepts the terms and conditions of professional engineering services contract #21-009 for design services of alley pavement reconstruction and drainage improvements in the alley between Cherry Street and Center Street, from Alexander Avenue to Cockrell Hill Road,

attached hereto and incorporated herein as Exhibit “A”, with IEA Inc., in the proposed amount of $58,181.25.

SECTION 2. That the City Council of the City of Duncanville hereby authorizes the City Manager to execute the necessary documents to conform to this Resolution as appropriate.

SECTION 3. That this Resolution shall take effect immediately from and after its passage.

DULY RESOLVED AND ADOPTED by the City Council of the City of Duncanville, Texas, on the 6th day of April, 2021.

APPROVED:

_____

Barry L. Gordon, Mayor

ATTEST:

_____

Kristin Downs, City Secretary

APPROVED AS TO FORM:

_____

Robert E. Hager, City Attorney

EXHIBIT A

PSA-21-009
CHERRY ST. - CENTER ST. ALLEY RECONSTRUCTION
PHASE 1 DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES
PROFESSIONAL SERVICES CONTRACT

This services agreement ("Contract") is made as of the Effective Date by and between

IEA, Inc.
18383 Preston Road, Ste 500
Dallas, TX 75252
214.884.4253
Attn: Tom Morris
tmorris@ieaworld.com

hereinafter called "**CONTRACTOR**", and the **City of Duncanville, Texas**, hereinafter called "OWNER".

RECITALS

WHEREAS, OWNER desires CONTRACTOR to perform certain work and services set forth in Section 1, Scope of Services; and

WHEREAS, CONTRACTOR has expressed a willingness to perform said work and services, hereinafter referred to only as "services", specified in said Scope of Services, and enumerated under Section 1, of this Agreement; and

NOW, THEREFORE, for and in consideration of the covenants and promises made one to the other herein, OWNER and CONTRACTOR agree as follows:

Section 1. Scope of Services

Upon execution of this Contract by OWNER, CONTRACTOR agrees to provide to OWNER the necessary items, as set forth in the Scope of Services attached hereto as Exhibit "A" and incorporated herein by reference ("the Scope of Services").

Section 2. Term of Contract

The term of this Contract shall begin on the last date of execution hereof (the "Effective Date") by the Parties and shall continue until completion of services outlines in this agreement ,unless sooner terminated as provided herein.

Section 3. Contractor Obligations

A. CONTRACTOR shall devote such time as reasonably necessary for the satisfactory performance of the work under this Contract, as described in the Scope of Services, attached and incorporated herein as Exhibit A. Should OWNER require additional services not included under this Contract, CONTRACTOR shall make reasonable effort to provide such additional services at mutually agreed charges or rates, and within the time schedule prescribed by OWNER; and without decreasing the effectiveness of the performance of services required under this Contract.

B. To the extent reasonably necessary for CONTRACTOR to perform the services under this Contract, CONTRACTOR shall be authorized to engage the services of any agents, assistants, persons, or corporations that CONTRACTOR may deem proper to aid or assist in the performance of the services under this Contract with the prior written approval of OWNER. The cost of such personnel and

assistance shall be a reimbursable expense to CONTRACTOR only if authorized in writing in advance by OWNER.

C. CONTRACTOR shall furnish and pay for all labor, tools, materials, equipment, supplies, transportation and management necessary to perform all services set forth in the Scope of Services.

Section 4. Payment

OWNER agrees to pay CONTRACTOR for all services authorized in writing and properly performed by CONTRACTOR in accordance with the Payment Schedule set forth in Exhibit A, attached hereto and incorporated herein by reference, subject to additions or deletions for changes or extras agreed upon in writing. All fees paid to CONTRACTOR, by OWNER, shall be based on invoices submitted by CONTRACTOR for work performed monthly by OWNER, less any previous payments. Payments shall be made within 30 days of receipt of invoice by OWNER.OWNER reserves the right to delay, without penalty, any partial payment when, in the opinion of OWNER, CONTRACTOR has not made performed in a satisfactory manner based on the Scope of Services.

The total CONTRACTOR fee shall be as specified in Exhibit "A". which shall not exceed **FIFTY-EIGHT THOUSAND ONE HUNDRED EIGHTY-ONE DOLLARS AND TWENTY-FIVE CENTS ($58,181.25)** OWNER may deduct from any amounts due or to become due to CONTRACTOR any sum or sums owing by CONTRACTOR to OWNER. In the event of any breach by CONTRACTOR of any provision or obligation of this Contract, or in the event of the assertion by other parties of any claim or lien against OWNER, or the OWNER's premises, arising out of CONTRACTOR's performance of this Contract, OWNER shall have the right to retain out of any payments due or to become due to CONTRACTOR an amount sufficient to completely protect the OWNER from any and all loss, damage or expense therefrom, until the breach, claim or lien has been satisfactorily remedied or adjusted by CONTRACTOR.

Section 5. Responsibilities

A. CONTRACTOR shall be responsible for the quality for goods and services furnished by CONTRACTOR under this Contract. CONTRACTOR shall complete the work with the professional skill and care ordinarily provided by similarly situated professionals in the same or similar locality and under the same or similar circumstances and professional license. CONTRACTOR shall, without additional compensation, correct or revise any errors or deficiencies in the services.

B. Neither OWNER's review, approval or acceptance of, nor payment for any of the services required under this Contract, shall be construed to operate as a waiver of any rights under this Contract or of any cause of action arising out of the performance of this Contract, and CONTRACTOR shall be and remain liable to OWNER in accordance with applicable law for all damages to OWNER caused by CONTRACTOR's negligent performance of any of the services furnished under this Contract.

C. The rights and remedies of OWNER under this Contract are as provided by law.

Section 6. Time for Performance

A. CONTRACTOR shall perform all services as provided for under this Contract in a proper, efficient and professional manner in accordance with OWNER's requirements. As time is of the essence of this Contract, such services shall be completed on date as specified in Exhibit "A", after receiving a Notification to Proceed from OWNER to CONTRACTOR.

B. In the event CONTRACTOR's performance of this Contract is delayed or interfered with by acts of the OWNER or others, CONTRACTOR may request an extension of time for the performance of same as hereinafter provided, but shall not be entitled to any increase in fee or price, or to damages or

additional compensation as a consequence of such delays.

C. No allowance of any extension of time, for any cause whatever, shall be claimed or made to CONTRACTOR, unless CONTRACTOR shall have made written request upon OWNER for such extension within forty-eight (48) hours after the cause for such extension occurred, and unless OWNER and CONTRACTOR have agreed in writing upon the allowance of additional time to be made.

Section 7. Documents

A. OWNER shall own, have, keep and retain all rights, title and interest in and to all documents, including all ownership, common law, statutory, and other reserved rights, including copyrights (except copyrights held by the CONTRACTOR) in and to all project documents, whether in draft form or final form, which are produced at OWNER's request and in furtherance of this Contract. OWNER shall have the right to publish, disclose, distribute and otherwise use such deliverables, materials and reports for those purposes for which they were intended.

Section 8. Termination

A. OWNER may suspend or terminate this Contract for cause or without cause at any time by giving written notice to CONTRACTOR. Upon receipt of such notice, CONTRACTOR shall immediately discontinue all services, and CONTRACTOR will immediately terminate placing orders or entering into contracts for assistance, supplies, facilities or material in connection with this contract and shall proceed to cancel promptly all existing contracts insofar as they are related to this contract. In the event suspension or termination is without cause, payment to CONTRACTOR, in accordance with the terms of this Contract, will be made on the basis of goods or services reasonably determined by OWNER to be satisfactorily performed to the date of suspension or termination. Such payment will be due upon delivery of all goods or services to OWNER.

B. Should OWNER require a modification of this Contract with CONTRACTOR, and in the event OWNER and CONTRACTOR fail to agree upon a modification to this Contract, OWNER shall have the option of terminating this Contract and CONTRACTOR's services hereunder at no additional cost other than the payment to CONTRACTOR, in accordance with the terms of this Contract, for the goods or services reasonably determined by OWNER to be properly performed by CONTRACTOR prior to such termination date.

Section 9. Assignment

CONTRACTOR shall not assign or sublet this Contract, or any part thereof, without the prior written consent of OWNER.

Section 10. Applicable Laws

CONTRACTOR shall comply with all Federal, State, County and Municipal laws, ordinances, regulations, safety orders, resolutions and building codes relating or applicable to services to be performed under this Contract. The laws of the State of Texas shall govern this Contract; and venue for any action concerning this Contract shall be in the State District Court of Dallas County, Texas. The parties agree to submit to the personal and subject matter jurisdiction of said court.

Section 11. Execution becomes Effective

This Contract will be effective upon execution of the Contract by and between CONTRACTOR and OWNER.

Section 12. Contract Amendments

This Contract contains the entire understanding of the parties with respect to the subject matter hereof and there are no oral understandings, statements or stipulations bearing upon the meaning or effect of this Contract which have not been incorporated herein. This Contract may only be modified,

amended, supplemented or waived by a written instrument executed by the parties except as may be otherwise provided therein.

Section 13. Severability

In the event any one or more of the provisions contained in this Contract shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provisions, and the Contract shall be construed as if such invalid, illegal, or unenforceable provision had never been contained in it.

Section 14. Independent Contractor

It is understood and agreed by and between the parties that CONTRACTOR in satisfying the conditions of this Contract, is acting independently, and that the OWNER assumes no responsibility or liabilities to any third party in connection with CONTRACTOR's actions. All services to be performed by CONTRACTOR pursuant to this Contract shall be in the capacity of an independent CONTRACTOR, and not as an agent or employee of OWNER. CONTRACTOR shall supervise the performance of its services and shall be entitled to control the manner and means by which its services are to be performed, subject to the terms of this Contract. There is no intended third-party beneficiary to this Contract.

Section 15. Notice

Any notice required or permitted to be delivered hereunder may be sent by first class mail, email, overnight courier or by confirmed telefax or facsimile to the address specified below, or to such other party or address as either party may designate in writing, and shall be deemed received three (3) days after delivery set forth herein:

If to OWNER:

City of Duncanville
Attn: Purchasing Department
P.O. Box 380280
Duncanville, TX 75138
(972) 780-5058
sbaker@duncanville.com

If to CONTRACTOR, send to Address on Page 1 of this Agreement.

Section 16. Exhibits

The exhibits attached hereto are incorporated herein and made a part hereof for all purposes.

Section 17. Survival of Obligations

Any of the representations and obligations of the parties, as well as any rights and benefits of the parties pertaining to a period of time following the termination of this Contract shall survive termination.

Section 18. Prohibition of Boycott of Israel

By executing this contract, CONTRACTOR verifies that it does not Boycott Israel, and agrees that during the term of this Contract will not Boycott Israel as that term is defined in Texas Government Code Section 808.001, as amended.

Section 19. Business Prohibitions

By executing this contract, CONTRACTOR verifies that, pursuant to Texas Government Code, Chapter 2252, Section 2252.152 and Section 2252.153, it does not appear on the Comptroller of the State of Texas listing of companies which do business with Iran, Sudan or any Foreign Terrorist

Organization, as identified under Section 806.051, Section 807.051 or Section 2253.253, listing of companies.

Section 20. Insurance

A. CONTRACTOR shall provide and maintain Workman's Compensation and Employer's Liability Insurance for the protection of CONTRACTOR's employees, as required by law. CONTRACTOR shall also provide and maintain in full force and effect during the term of this Contract, insurance (including, but not limited to, insurance covering the operation of automobiles, trucks and other vehicles) protecting CONTRACTOR and OWNER against liability from damages because of injuries, including death, suffered by any person or persons other than employees of CONTRACTOR, and liability for damages to property, arising from or growing out of CONTRACTOR's operations in connection with the performance of this Contract.

B. Such insurance covering personal and bodily injuries or death shall be in the sum of not less than One Million Dollars ($1,000,000.00) for one (1) person, and not less than One Million Dollars ($1,000,000.00) for any one (1) occurrence. Insurance covering damages to property shall be in the sum of not less than One Million Dollars ($1,000,000.00) for any one (1) occurrence, and One Million Dollars ($1,000,000.00) aggregate.

C. CONTRACTOR shall also provide and maintain Professional Liability Insurance coverage to protect CONTRACTOR and OWNER from liability arising out of the performance of professional services, if any, under this Contract. Such coverage shall be in the sum of not less than One Million Dollars ($1,000,000.00).

D. A signed Certificate of Insurance, satisfactory to OWNER, showing compliance with the requirements of this Section shall be furnished to OWNER before any services are performed under this Contract to:

City of Duncanville
Attn: Purchasing Office
P.O. Box 380280
Duncanville, TX 75138
(972) 780-5058

and shall further indicate that each and every policy for liability insurance coverage as required herein includes a "Contractual Liability Coverage" endorsement covering the Contract under Section 10, hereof. Such Certificate of Insurance shall provide for thirty (30) days written notice to OWNER prior to the cancellation or modification of any insurance referred to therein. On every date of renewal of the required insurance policies, the CONTRACTOR shall cause a certificate of insurance and policy endorsements to be issued evidencing the required insurance herein and delivered to the Owner. In addition, the CONTRACTOR shall within ten (10) business days after written request provide the Owner with certificates of insurance and policy endorsements for the insurance required herein. The delivery of the certificates of insurance and policy endorsements to the Owner is a condition precedent to the payment of any amounts due to CONTRACTOR by the Owner. The failure to provide valid certificates of insurance and policy endorsements shall be deemed a default and/or breach of this Agreement.

E. All insurance companies providing the required insurance shall be authorized to transact business in Texas and rated at least "A" by AM Best or other equivalent rating service. All policies must be written on a primary basis, non-contributory with any other insurance coverage and/or self-insurance maintained by the Owner.

Section 21. Indemnification for Injury and Performance

CONTRACTOR hereby agrees to protect, defend, indemnify and hold harmless the OWNER, its officers, agents, servants and employees (hereinafter individually and collectively referred to as "Indemnitees"), from and against suits, actions, claims, losses, liability or damage of any character, and from and against costs and expenses, including, in part, attorney fees incidental to the defense of such suits, actions, claims, losses, damages or liability on account of injury, disease, sickness, including death, to any person or damage to property including, in part, the loss of use resulting therefrom, arising from any negligent act, error, omission or neglect of CONTRACTOR, its officers, employees, servants, agents or subcontractors, or anyone else under CONTRACTOR's direction and control, and arising out of, occurring in connection with, resulting from or caused by the performance or failure of performance of any work or services called for by this Contract, or from conditions created by the performance or non-performance of said work or services. In the event one or more of the Indemnitees is determined by a court of law to be jointly or derivatively negligent or liable for such damage or injury, CONTRACTOR shall be obligated to indemnify OWNER as provided herein on a proportionate basis in accordance with the final judgment, after all appeals are exhausted, determining such joint or derivative negligence or liability.

The CONTRACTOR's obligations under this section shall not be limited to the limits of coverage of insurance maintained or required to be maintained by CONTRACTOR under this agreement. This provision shall survive the termination of this agreement.

Section 22. Indemnification for Unemployment Compensation

CONTRACTOR agrees that it is an independent CONTRACTOR and not an agent of the OWNER, and that CONTRACTOR is subject, as an employer, to all applicable Unemployment Compensation Statutes, so as to relieve OWNER of any responsibility or liability from treating CONTRACTOR's employees as employees of OWNER for the purpose of keeping records, making reports or payments of Unemployment Compensation taxes or contributions. CONTRACTOR further agrees to indemnify and hold OWNER harmless and reimburse it for any expenses or liability incurred under said Statutes in connection with employees of CONTRACTOR.

Section 23. Indemnification for Performance

CONTRACTOR shall defend and indemnify OWNER against and hold OWNER and the premises harmless from any and all claims, suits or liens based upon or alleged to be based upon the non-payment of labor, tools, materials, equipment, supplies, transportation and management costs incurred by CONTRACTOR in performing this Contract.

Section 24. Funding and Non-Appropriation Clause

CONTRACTOR recognizes that the continuation of any contract after the close of, or during, any given fiscal year of the City of Duncanville, which fiscal year ends on September 30 of each year, shall be subject to Council budget approval of the City of Duncanville providing for or covering such contract item as an expenditure therein. The OWNER does not represent that said budget item will actually be adopted as this determination is within the sole discretion of the City Council. Should funding not be approved by the City Council for any given budget year during the contract term, the contract will terminate and become null and void; however, any work performed to date shall be paid.

Section 25. Revisions of Scope of Work and Workplan

In response to changes in needs of the project, OWNER reserves the right to direct substantial revision to the scope of work initially agreed, including changes to the drawings, specifications or other project documents after due approval by OWNER, as OWNER may deem necessary. In

such event, OWNER shall pay CONTRACTOR its regular compensation for services rendered in making such revisions, provided such compensation is customarily reasonable. When CONTRACTOR is directed to make substantial revisions under this section of the contract, CONTRACTOR shall provide to OWNER a written proposal for the entire costs involved and the completion time involved in providing the revisions. OWNER shall not knowingly require any revision that is illegal or that violates the professional ethics of CONTRACTOR. Prior to CONTRACTOR undertaking any substantial revision as directed by OWNER, OWNER must authorize in writing the nature and scope of the revisions and accept the method and amount of compensation and the time involved in all phases of the work.

Section 26. Right to Inspect Records

CONTRACTOR agrees that OWNER shall, until the expiration of one (1) years after final payment under this contract, have access to and the right to examine any directly pertinent books, documents, papers and records of CONTRACTOR involving transactions relating to this contract. CONTRACTOR agrees that OWNER shall have access during normal working hours to all necessary CONTRACTOR facilities and shall be provided adequate and appropriate work space in order to conduct audits in compliance with the provisions of this section. OWNER shall give CONTRACTOR reasonable advance notice of intended audits no less than 3 business days. CONTRACTOR further agrees to include in subcontract(s), if any, a provision that any subcontractor or subcontractor agrees that OWNER shall, until the expiration of one (1) years after final payment under any subcontract, have access to and the right to examine any directly pertinent books, documents, papers and records of such subcontractor or subcontractor involving transactions to the subcontract and further, that OWNER shall have access during normal working hours to all subcontractors or subcontractor facilities, and shall be provided adequate and appropriate work space, in order to conduct audits in compliance with the provisions of this paragraph. OWNER shall give the subcontractors or subcontractor reasonable advance notice of intended audits no less than 3 business days.

Section 27. Successors and Assigns

OWNER and CONTRACTOR each binds itself and its successors, executors, administrators and assigns to the other party of this contract and to the successor, executors, administrators and assigns of such other party in respect to all covenants of this contract. Neither OWNER nor CONTRACTOR shall assign or transfer its interest herein without the prior written consent of the other.

Section 28. Disclosure

By signing this contract, CONTRACTOR acknowledges to OWNER that it has made full disclosure in writing of any existing conflicts of interest or potential conflicts of interest, including personal financial interests, direct or indirect, in property abutting the proposed project and business relationships with abutting property owners. CONTRACTOR further agrees that it will make disclosure in writing of any conflicts of interest which develop subsequent to the signing of this contract and prior to final payment under the contract.

Section 29. Employment Verification

Employment eligibility verification: The Immigration Reform and Control Act of 1986 (IRCA)makes it illegal for employers to knowingly hire or recruit immigrants who do not possess lawful work authorization and requires employers to verify their employees' work eligibility on a U.S. Department of Justice Form I-9. **THE CONTRACTOR/VENDOR WARRANTS THAT CONTRACTOR/VENDOR IS IN COMPLIANCE WITH IRCA AND WILL MAINTAIN COMPLIANCE WITH IRCA DURING THE TERM OF THE CONTRACT WITH THE OWNER. CONTRACTOR/VENDOR WARRANTS THAT CONTRACTOR/VENDOR HAS INCLUDED OR WILL INCLUDE A SIMILAR PROVISION IN ALL WRITTEN CONTRACTS WITH ANY SUBCONTRACTORS ENGAGED TO PERFORM SERVICES**

UNDER THIS CONTRACT.

Section 30. Default

OWNER reserves the right to terminate this contract immediately upon breach of any term or provision of this contract by CONTRACTOR; or if at any time during the term of this contract, CONTRACTOR shall fail to commence the work in accordance with the provisions of this contract or fail to diligently provide services in an efficient, timely and careful manner and in strict accordance with the provisions of this contract or fail to use an adequate number or quality of personnel or equipment to complete the work or fail to perform any of its obligations under this contract, then OWNER shall have the right, if CONTRACTOR shall not cure any such default after thirty (30) days' written notice thereof, to terminate this contract and complete the work in any manner it deems desirable, including engaging the services of other parties therefore. Any such act by OWNER shall not be deemed a waiver of any other right or remedy of OWNER.

Section 31. Headings

The headings of this Contract are for the convenience of reference only and shall not affect in any manner any of the terms and conditions hereof.

Section 32. Equal Employment Opportunity

CONTRACTOR shall not discriminate against any employee or applicant for employment because of race, age, color, religion, sex, ancestry, national origin, place of birth or disability. CONTRACTOR shall take affirmative action to ensure that applicants are employed, and that employees are treated during their employment, without regard to their race, age, color, religion, sex, ancestry, national origin, place of birth or disability. This action shall include but not be limited to employment, upgrading, demotion, transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation and selection of training, including apprenticeship.

Section 33. Entire Contract

This contract embodies the complete contract of the parties hereto, superseding all oral or written previous and contemporary contracts between the parties relating to matters herein; and except as otherwise provided herein, cannot be modified without written contract of the parties.

EXHIBIT A

(Signature page to follow)

Page blank intentionally, please do not delete this page.

EXHIBIT A

IN WITNESS WHEREOF, the parties hereto have executed this Contract on this the

_____day of _____, 2021.

City of Duncanville, Texas
Owner

_____
Signature
Aretha Ferrell-Benavides
City Manager

IEA, Inc
CONTRACTOR

_____
Signature

Larry G Redden
Printed Name

Vice President
Title

EXHIBIT A & B

EXHIBIT A

IEA Inc.
HEADQUARTERS 18383 Preston Road, Suite 500, Dallas, TX 75252
214-884-4253 | F: 844-888-4989

February 11, 2021

Ms. Jacqueline Culton, P.E.
Assistant Director of Public Works
City of Duncanville
203 E. Wheatland Rd.
Duncanville, TX 75116

Re: Cherry St. – Center St. Alley Reconstruction – Phase 1 Design and Construction Administration Services

Dear Ms. Culton:

IEA, Inc. (IEA) is pleased for the opportunity to be of service to the City of Duncanville, by providing the design and bid documents and construction administrative services for alley reconstruction of Cherry St. – Center St. alley from Alexander Avenue to Cockrell Hill Road.

Cherry St. – Center St. Alley from Alexander Ave. to Cockrell Hill Rd.:

Basic Services:

• Project Set-up, Planning and Preliminary (30%) Design and Submittal	$21,810.00
• 60% Design Phase and 60% Submittal	$8,920.00
• Final Design Phase - 90% and Final Submittals	$8,560.00
Basic Services Subtotal:	*$39,290.00*

Special Services:

• Field Survey and Base Mapping	$14,600.00
• Geotech Bores, Testing and Reporting	$1951.25
• Construction Administrative Services	$2,340.00
Special Services Subtotal:	*$18,891.25*
Phase 1 Total:	**$58,181.25**

IEA will perform services for the project in accordance with the Scope of Work contained in **Exhibit A**, attached. The Fee Schedule **(Exhibits B-1)** for this work is also attached.

The Preliminary Estimate of Probable Construction Cost **(Exhibit C-1)** for the proposed improvements is $372,863.33

Final plans and specifications shall be submitted no later than 9 months after a “Notice to Proceed” has been initiated. Contract Documents will be produced and delivered to meet the City's schedule.

IEA Inc.
HEADQUARTERS 18383 Preston Road, Suite 500, Dallas, TX 75252
214-884-4253 | F: 844-888-4989

The basis of cost estimating has been performed utilizing comparable recent bids for the Madrid alley reconstruction project in the City of Duncanville. The basis of costs for the proposed engineering fees were derived from a detailed breakdown of tasks with estimated level of effort of various positions and current billing rates. Fees for Surveying and Geotech services were provided by sub-consultants.

Please call me at 214-789-2487 or email me, if you have any questions or comments.

Sincerely,

Tom Morris, PE
Project Manager

Attachments:	**Exhibit A – Scope of Work**
	Exhibit B – IEA Fee Schedule
	Exhibit C – Preliminary OPCC
	Exhibit D – Project Location Map

IEA Inc.

Cherry St. - Center St. Alley Reconstruction – Phase 1

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EXHIBIT A
SCOPE OF WORK

A. GENERAL

Provide Engineering Services required for developing construction plans and specifications for alley reconstruction of Cherry St. - Center St. alley from Forest Lane to Cockrell Hill Road in the City of Duncanville. This includes, but is not limited to the following:

- Preliminary Investigation
- Geotechnical Investigation and Report
- Surveying and Base Mapping
- Design and Plan Preparation
- Preparation of Bid Documents

All design services shall be completed within 9-months of the notice to proceed.

B. PROJECT DESCRIPTION

Design and Survey for Cherry St. - Center St. alley.

Phase 1: from Alexander Avenue to Cockrell Hill Road in the City of Duncanville

C. GENERAL REQUIREMENTS

1. Provide all personnel, equipment, supplies, software, transportation, services, deliveries and incidentals, etc. necessary to accomplish the Scope of Work.
2. Develop a Project Task Schedule and provide monthly progress reports sufficient to support monthly billings. Monthly status reports will be consistent with billing period.
3. Attend meetings with the Project Manager and other City Staff for information transfer, gaining input, project status, site visits and product reviews. Conduct Executive Briefings as required.
4. The CONSULTANT shall maximize the use of existing City of Duncanville information, such as reports, surveys, and available operational data. The CONSULTANT shall confirm existing City of Duncanville information and data, as necessary.
5. The design and construction of the proposed projects shall be coordinated with the Project Manager, other City of Duncanville consultants and other City of Duncanville Construction Managers. Coordination shall include, but not be limited to, making allowances for other construction and maintenance activities within the City of Duncanville distribution and collection system, ongoing and proposed plans as identified by the City of Duncanville Public Works or other Departments within the City of Duncanville, including private development, and other construction or planning activities that may come up from time to time.
6. Designs shall be compatible with the final alignments, grades and known requirements of facilities occupying public Rights-of-Ways. If modifications to public Rights-of-Ways are deemed necessary, the CONSULTANT shall provide plans, specifications, field notes, etc., as may be required to obtain such Rights-of-Ways.
7. Assist the City of Duncanville at public meetings and hearings when requested to do so by the Project Manager.

8. The CONSULTANT, when directed to do so by the Project Manager, shall prepare a report listing "Opinions of Probable Costs" on various alternatives to aid in determining the most cost-effective solutions. In addition, from time to time, the Project Manager may direct the CONSULTANT to produce an engineer's opinion of various alternatives that may be presented. This report shall take into consideration such intangibles as quality of workmanship, life-cycle costs, availability, suitability for the intended purpose, overall compatibility of the alternatives within the City of Duncanville systems, etc. and such tangible considerations as initial costs and maintenance costs.
9. The CONSULTANT shall prepare all necessary plans, specifications, reports, technical memorandums, status papers, etc., that may be required for this project and submit them to the City for review. After each item has been reviews by the City, the CONSULTANT shall make all necessary corrections and re-submit to the City for final review.
10. The CONSULTANT shall produce all design drawings in the latest version of Bentley System, Inc's. MicroStation Computer Aided Design and Drafting system. All design drawings shall be created electronically and shall meet the requirements of the City of Duncanville. In addition, the CONSULTANT shall submit all electronic data in the form and format listed herein.

D. PROJECT SCOPE

1. Preliminary Investigation

Review existing materials and reports obtained from the City of Duncanville that are relevant to this project and perform field investigations necessary to evaluate proposed improvements. Coordinate with franchise utility companies and the City of Duncanville to obtain information on existing and proposed facilities in the project area. The information and the data obtained are to be used in the development of design plans and specifications for this project, and include, but are not limited to the following:

a) Existing survey data.
b) Existing paving, drainage and water and wastewater data.
c) Latest Edition of North Central Texas Council of Governments (NCTCOG) *Public Works Construction Standards, North Central Texas.*

2. Vertical and Horizontal Survey

Obtain the following survey data and apply them in the development of construction plans:

a) Establish baseline control, locate and tie existing above ground utility appurtenances, structures, trees, curbs, pavements, fences, etc. to the baseline.
b) Existing depth and elevations of drainage, water and wastewater mains (Level C and D SUE).
c) Identify existing manhole diameters, invert(s) and rim elevation(s).
d) Identify existing pavement types and thicknesses.
e) Locate and establish control from two (2) City benchmarks.

3. Geotechnical and Environmental Evaluation

Geotechnical investigation will be provided and included incorporated into the design and contract documents. This scope includes 2 borings in Cherry St. - Center St. Alley, Testing and a Geotechnical Report.

4. ***Easements***
The purchasing of easements is not anticipated on this project. If easements are necessary, a supplemental Scope of Work shall be developed for those specific services.

5. ***Design Services***
The following must be included at a minimum:

a) Design and coordinate with other utility companies to ensure proper clearance for the proposed improvements. Upon request, provide a list of all contacted utility representatives to the Project Manager that includes names of people contacted, phone numbers, email addresses, physical location, etc.
b) Create presentations for one (1) public meeting and assist the City of Duncanville at these meetings as requested.
c) Prepare construction drawings and technical specifications required for the proposed improvements, in accordance with the applicable local, state and federal regulations, requirements and guidelines.

6. ***Final Design Deliverables***
The CONSULTANT shall prepare construction plans as required for the Alley Reconstruction and handling of the Storm Drainage. The plans shall be in conformance with all applicable Standards, Policies, Criteria, etc. Plans shall be created in a professional manner and be adequate to advertise for construction bids. Final deliverables shall include the following:

a) Prepare final design plan and profile sheets as required for the design Contracts.
b) Prepare project layout control showing pertinent survey data on the plan and profile sheets and all pertinent construction notes.
c) Prepare final drainage plans.
d) Finalize horizontal and vertical utility locations on the plan and profile sheets.
e) Finalize special design considerations and applicable construction details
f) Provide one (1) set of 24”x36” final plans, specifications and bid item take-offs for the Contract Bid Package Development in PDF format.
g) Upon request, provide up to five (5) sets of 24”x36” final plans, specifications and bid item take-offs for the Contract Bid Package Development.
h) Provide three (3) copies of original signed, sealed and notarized (if necessary) copies of City approved easements, field notes and all pertinent documentation to the Project Manager, if necessary.
i) Upon request, provide five (5) sets of 24”x36” construction plans (reproductions) and corresponding Bid Specifications as directed by the Project Manager.

7. ***Contract Services***
Provide the following contract services:

a) Prepare Contract Documents, Specifications and Special Provisions for use in the Bid Documents.
b) Prepare Engineer’s Opinion of Probable Costs and Bid Item tabulations.
c) Deliver original drawings and specifications to the Project Manager.

8. Plan Drawings

Submit all original CADD Drawings to City of Duncanville, including any special appurtenance and detail sheets, with the following stipulations:

a) Upon Request, all submitted Preliminary CADD Drawings shall be in ink on 20-lb bond paper.
b) Upon request, final CADD Drawings shall be in ink on four-mil thick double matte Mylar.
c) All design and plan drawings shall be produced in an electronic file format created by a CADD system completely compatible with the latest version of Bentley System Inc.'s MicroStation.
d) Each final design sheet must be in its own computer file format completely compatible with the latest version of Bentley System Inc.'s MicroStation and each final design sheet will incorporate the computer file extension "dgn" as the last characters in the file's name. No reference files, no special or proprietary cell libraries, no special or proprietary font files and no proprietary data files for applications such as InRoads or InRoads Survey, no other proprietary files may be included.
e) Each individual design sheet shall be provided in a "Tagged Image File Format" (TIFF), latest version (this extension may be abbreviated to "tif").
f) Additionally, each individual design sheet shall be provided in the latest version in the Public Domain of the "Portable Document Format" (PDF) file type.
g) Should the CONSULTANT desire to supply electronic files is some other format or created by some other program, prior approval from the Project Manager shall be required.

9. CADD Deliverables

a) All reference files and cell libraries used to create the design sheets shall be included. If proprietary files for fonts, line styles, aerial photographs, or other such attachments are included, legal and binding permanent licenses for the use of such files shall be included.
b) Detail sheets, special appurtenances and any other such design should be supplied as outlined above. Any proprietary or copyrighted details shall include a release from the copyright holder allowing the City of Duncanville to make unlimited numbers of copies of the submitted special details.

10. Specification Documents

The CONSULTANT shall furnish all computer specification files, including all word processor or spreadsheet files in latest version of Microsoft Office for Windows. Specification Document files shall be furnished on Compact Disc or other agreed upon media as approved by the Project Manager.

Scanned images, photographs, reports, analysis and all other project data shall be submitted in file formats compatible with software and computers owned by the City of Duncanville. All such specification documents shall be furnished on Compact Disc or other agreed up media as approved by the Project Manager.

11. Record Drawings & Specifications

At the completion of construction, the CONSULTANT shall prepare construction record drawings and specifications based on certified red-up drawings made by the City of Duncanville inspectors. The CONSULTANT shall deliver the record drawings, modified design drawings and specifications to the Project

Manager. Submittal of record drawings shall be in PDF and/or TIFF format and written on a Compact Disc or other agreed upon media as approved by the Project Manager.

12. Media Submittal

If requested, submittals must be on a Compact Disc, "Write Once" (CD-R) media. The CD-R must be "closed" (formatted for use on any computer and write protected so that no additional data can be added). Note: The requirement for CD-R media is driven by the need to maintain an archival record of the actual file submitted in a means that CANNOT be modified.

Each CD-R shall have written in permanent ink or on the label side the name of the consultant company submitting the plans, the contract number, project name, date, location description, the correct drawing number and data type contained, (i.e. CADD or GIS, etc.).

Should the CONSULTANT desire to furnish and of the required submittals in another type of media, (i.e. thumb drive, dropbox, sharefile, etc.) the CONSULTANT shall seek the approval of the Project Manager.

13. Digital Drawing File Information

a) The CD-R shall contain an electronic copy of the digital drawing file in MicroStation dgn format. A compressed and self-extracting file type (zip) of these is acceptable.
    1. These submittals must follow the specifications listed above.
    2. All digital drawings must be "stand-alone" without the necessity of attaching external references or modifying levels.

b) The CD-R shall also contain a copy of the transmittal letter accompanying the submittal in PDF format.

14. Digital Drawing Registration and Survey Control

a) Digital drawing file data shall be in U.S. Survey Feet for distances, and degrees, minutes, seconds for bearings and angles.

b) Northing, Easting and Elevation State Plane Grid Coordinates for water and wastewater features shall be provided in a format that may be incorporated into the City of Duncanville's GIS system. The Project Manager will provide more information concerning formats and expectations on request.

c) The data provided shall be referenced to the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983, U.S. Survey Feet. For the horizontal coordinate system, the projected coordinate system name is: NAD_1983_StatePlane_Texas_North_Central_FIPS_4202Feet, the geographic coordinate system name is: GCS_North_American_1988.

d) The accuracy will be at a minimum 1 in (horizontal).

EXHIBIT A

IEA Inc.

Cherry St. - Center St. Alley Reconstruction – Construction Administrative Services Scope

A. General

IEA will aid the City during the bid, construction and contract close out phases for the Cherry St. - Center St. Alley Reconstruction project. This scope will include attendance and participation in the pre-bid, pre-construction and site meetings, reviewing and approval of RFIs, assistance with resolving construction and or contract issues and preparing final as-built drawings based on City and Contractors as-built notes during construction.

The construction administrative services shall be considered not-to-exceed fees as tabulated in the fee schedule and shall be billed for actual hours charged to the job, but not to exceed $2,340.00 for Phase 1 and $980.00 for Phase 2.

PRELIMINARY ESTIMATE OF PROJECTED MAN HOUR/COSTS

Paving and Drainage Design Services (Public Works)

1. Basic Services

Exhibit B, Fee Schedule
Phase 1 Cherry St - Center St Alley Reconstruction

A. Project Set-up and Planning (5% Milestone)	Principal		Project Manager		Design Engineer		CADD Tech		Admin Asst.		TOTAL	
IEA Fee, Civil and Project Management	Rate $ 225.00		Rate $ 190.00		Rate $ 150.00		Rate $ 115.00		Rate $ 85.00			
	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost
Site Visits		$ -	4	$ 760.00	4	$ 600.00		$ -		$ -	8	$ 1,360.00
Research, coordination & meeting with Subconsultants		$ -	2	$ 380.00	2	$ 300.00		$ -		$ -	4	$ 680.00
Project Setup Organization & Scheduling		$ -	6	$ 1,140.00		$ -		$ -	2	$ 170.00	8	$ 1,310.00
Utility Coordination		$ -		$ -	2	$ 300.00	2	$ 230.00		$ -	4	$ 530.00
SUBTOTAL:	**0**	**$ -**	**12**	**$ 2,280.00**	**8**	**$ 1,200.00**	**2**	**$ 230.00**	**2**	**$ 170.00**	**24**	**$ 3,880.00**

B. Preliminary Design 30% Milestone	Principal		Project Manager		Design Engineer		CADD Tech		Admin Asst.		TOTAL	
IEA Fee, Civil and Project Management	Rate $ 225.00		Rate $ 190.00		Rate $ 150.00		Rate $ 115.00		Rate $ 85.00			
	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost
Project Kick-off Meeting-Kick off Subconsultants Scopes		$ -	2	$ 380.00	2	$ 300.00		$ -		$ -	4	$ 680.00
Gather Data, Exist Plans, Coordinate Survey, design schedule		$ -		$ -	2	$ 300.00		$ -		$ -	2	$ 300.00
Label all lines including R.O.W. and show 2 B.M. on each sheet		$ -		$ -	4	$ 600.00	12	$ 1,380.00		$ -	16	$ 1,980.00
Prepare cover sheet, conceptual plans setting profile		$ -	1	$ 190.00	8	$ 1,200.00	12	$ 1,380.00		$ -	21	$ 2,770.00
Prepare profiles at 34 drives		$ -	1	$ 190.00	20	$ 3,000.00	16	$ 1,840.00		$ -	37	$ 5,030.00
Prepare preliminary drainage area map with calculations & analysis		$ -	1	$ 190.00	20	$ 3,000.00	20	$ 2,300.00		$ -	41	$ 5,490.00
Admin and QC		$ -	4	$ 760.00	4	$ 600.00		$ -	2	$ 170.00	10	$ 1,530.00
Submit 2 sets of plans for review with cross-sections, participate in meeting		$ -		$ -	1	$ 150.00		$ -		$ -	1	$ 150.00
SUBTOTAL:	**0**	**$ -**	**9**	**$ 1,710.00**	**61**	**$ 9,150.00**	**60**	**$ 6,900.00**	**2**	**$ 170.00**	**132**	**$ 17,930.00**

C. 60% Design Milestone	Principal		Project Manager		Design Engineer		CADD Tech		Admin Asst.		TOTAL	
IEA Fee, Civil and Project Management	Rate $ 225.00		Rate $ 190.00		Rate $ 150.00		Rate $ 115.00		Rate $ 85.00			
	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost
Respond to all previous comments		$ -	1	$ 190.00	4	$ 600.00	4	$ 460.00		$ -	9	$ 1,250.00
Revise plan and profile sheets for paving and Drainage		$ -		$ -	4	$ 600.00	6	$ 690.00		$ -	10	$ 1,290.00
Revise cross sections (show cut/fill for each x-xec.in CY)		$ -	1	$ 190.00	4	$ 600.00	6	$ 690.00		$ -	11	$ 1,480.00
Submit Cross Sections & Street T/C or Alley Invert Grades		$ -		$ -	2	$ 300.00	2	$ 230.00		$ -	4	$ 530.00
Complete drainage area map with calculations & analysis		$ -	1	$ 190.00	4	$ 600.00	4	$ 460.00		$ -	9	$ 1,250.00
Show all alignment data		$ -		$ -	2	$ 300.00	4	$ 460.00		$ -	6	$ 760.00
Field check preliminary plans for accuracy and compliance		$ -	4	$ 760.00	4	$ 600.00		$ -		$ -	8	$ 1,360.00
Admin and QC		$ -	2	$ 380.00		$ -		$ -	2	$ 170.00	4	$ 550.00
Submit plans (2 sets) for review with cross-sections		$ -		$ -	1	$ 150.00		$ -		$ -	1	$ 150.00
Release plans for utilities coordination and relocation		$ -		$ -	2	$ 300.00		$ -		$ -	2	$ 300.00
SUBTOTAL:	**0**	**$ -**	**9**	**$ 1,710.00**	**27**	**$ 4,050.00**	**26**	**$ 2,990.00**	**2**	**$ 170.00**	**64**	**$ 8,920.00**

PRELIMINARY ESTIMATE OF PROJECTED MAN HOUR/COSTS

Paving and Drainage Design Services (Public Works)

Exhibit B, Fee Schedule
Phase 1 Cherry St - Center St Alley Reconstruction

Page 22 of 198

D. Final Design 90% submittal & 100% Milestone	Principal		Project Manager		Design Engineer		CADD Tech		Admin Asst.		TOTAL	
IEA Fee, Civil and Project Management	Rate $ 225.00		Rate $ 190.00		Rate $ 150.00		Rate $ 115.00		Rate $ 85.00			
	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost
Respond to all previous comments		$ -	1	$ 190.00	2	$ 300.00	4	$ 460.00		$ -	7	$ 950.00
Review all item numbers identified and labeled		$ -	1	$ 190.00	2	$ 300.00	4	$ 460.00		$ -	7	$ 950.00
Final complete quantity summary sheet for all construction items		$ -		$ -	2	$ 300.00	2	$ 230.00		$ -	4	$ 530.00
Prepare final project cost estimate		$ -	2	$ 380.00	2	$ 300.00		$ -		$ -	4	$ 680.00
Prepare final project specifications		$ -	1	$ 190.00	12	$ 1,800.00		$ -		$ -	13	$ 1,990.00
Resolve any utility conflicts		$ -		$ -	2	$ 300.00		$ -		$ -	2	$ 300.00
Admin and QC		$ -	2	$ 380.00	4	$ 600.00		$ -	2	$ 170.00	8	$ 1,150.00
Submit 1 set of final plans with x-sect & any special provisions for Review		$ -		$ -	1	$ 150.00		$ -		$ -	1	$ 150.00
Incorporate final design comments			1	$ 190.00	4	$ 600.00	8	$ 920.00		$ -	13	$ 1,710.00
Submit Sealed plans & electronic Archived Files		$ -		$ -	1	$ 150.00		$ -		$ -	1	$ 150.00
SUBTOTAL:	**0**	**$ -**	**8**	**$ 1,520.00**	**32**	**$ 4,800.00**	**18**	**$ 2,070.00**	**2**	**$ 170.00**	**60**	**$ 8,560.00**
											SUBTOTAL (BASIC SERVICES)	**$ 39,290.00**

2. SPECIAL SERVICES

A. Field Survey and Base Mapping	RPLS		Survey Tech		2 Man Crew		CADD Tech		Admin Asst.		TOTAL	
	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost
	0	0		0		0	0	0	0	0		**$ 14,600.00**

B. Geotechnical Investigation	Principal		Project Manager		Design Engineer		CADD Tech		Admin Asst.		TOTAL	
	Rate		Rate		Rate		Rate		Rate			
	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost
Conduct Field Investigation-2 5-10' deep borings and provide Geotechnical Report of existing conditions and pavement design												**$ 1,951.25**

C. Construction Administrative Services	Principal		Project Manager		Design Engineer		CADD Tech		Admin Asst.		TOTAL	
IEA Fee, Civil and Project Management	Rate $ 225.00		Rate $ 190.00		Rate $ 150.00		Rate $ 115.00		Rate $ 85.00			
	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost	Hrs.	Cost
Attend Pre-bid, pre-construction meetings and site meetings, 4 meetings		$ -	4	$ 760.00	4	$ 600.00		$ -		$ -	8	$ 1,360.00
Assist with RFIs, Construction or Contract Issues		$ -	1	$ 190.00	2	$ 300.00		$ -		$ -	3	$ 490.00
Final As-Built Drawings		$ -	1	$ 190.00	2	$ 300.00		$ -		$ -	3	$ 490.00
SUBTOTAL:	**0**	**$ -**	**6**	**$ 1,140.00**	**8**	**$ 1,200.00**	**0**	**$ -**	**0**	**$ -**	**14**	**$ 2,340.00**
											SUBTOTAL (SPECIAL SERVICES)	**$ 18,891.25**
											PHASE 1 TOTAL PAVING AND DRAINAGE DESIGN COST	**$ 58,181.25**

Exhibit C, OPC
Cherry St - Center St Alley Reconstruction

Opinion of Probable Construction Costs

ROW WIDTH	15	CROSS ALYs	0
LENGTH OF ROW (Excluding Alley & intersecting Street Width):	1200	CROSSING ALLEY PVMT LTH	0
TOTAL PAVEMENT LENGTH (including Cross Streets)	1200	CROSS ST's	0
WIDTH OF PAVEMENT(B-B) =	11	CROSSING STREET LENGTH	0
EXISTING DRIVEWAYS (SF)	2040		
PROP DRIVEWAYS (SF) =	2040	No of Prop. Driveways	34

PAVING IMPROVEMENTS					
101	ROW PREPARATION (CLEARING AND GRUBBING)	1	$15,000.00	LS	$15,000.00
102	UNCLASSIFIED ALLEY EXCAVATION	580	$40.00	CY	$23,200.00
103	REMOVING DRAINAGE PIPE	180	$37.00	LF	$6,660.00
201A	REMOVING CONCRETE DRIVEWAY	227	$18.00	SY	$4,080.00
201B	REMOVING SIDEWALK	400	$5.00	SF	$2,000.00
201C	REMOVING CURB AND GUTTER	200	$12.00	LF	$2,400.00
202	REMOVING EXISTING ALLEY PAVING	1600	$14.00	SY	$22,400.00
204	INSTALL CURB AND GUTTER	100	$25.00	LF	$2,500.00
357	INSTALL SIDEWALK	150	$10.00	SF	$1,500.00
358	INSTALL BARRIER FREE RAMP	4	$2,000.00	EA	$8,000.00
432	INSTALL CONCRETE DRIVEWAY	227	$80.00	SY	$18,133.33
433	INSTALL ASPHALT ALLEY TRANSITION	170	$32.00	SF	$5,440.00
454	INSTALL CONCRETE ALLEY PAVEMENT	1470	$85.00	SY	$124,950.00
455	INSTALL 10-INCH CONCRETE PAVEMENT	10	$130.00	SY	$1,300.00
608	INSTALL AUGUSTINE / BERMUDA GRASS BLOCK SOD	6000	$13.00	SY	$78,000.00
680	STORM WATER POLLUTION PREVENTION PLAN	1	$4,000.00	LS	$4,000.00
20100	PROJECT SIGN	2	$800.00	EA	$1,600.00
20200	BARRICADES, SIGNS AND TRAFFIC HANDLING	4	$2,000.00	MO	$8,000.00
				PAVING SUBTOTAL:	$329,163.33
DRAINAGE IMPROVEMENTS					
1002A	INSTALL 18-INCH RCP	200	$120.00	LF	$24,000.00
1217	INSTALL 2-GRATE INLET	2	$5,800.00	EA	$11,600.00
1246	CONNECT TO EXISTING RCP	1	$1,800.00	EA	$1,800.00
1505	REMOVE EXISTING STORM INLET	3	$1,700.00	EA	$5,100.00
2200	TRENCH SAFETY DESIGN & PROGRAM	1	$1,200.00	LS	$1,200.00
				DRAINAGE SUBTOTAL:	$43,700.00
				PAVING AND DRAINAGE SUBTOTAL:	$372,863.33

Exhibit D

IEA, Inc.
18333 Preston Rd., Suite 205
Dallas, TX 75252
214-884-4253

Exhibit D - Project Location Map

Duncanville
City of Champions

EXHIBIT A

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY): 2/25/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER IBTX Risk Services 5057 Keller Springs Road Suite 200 Addison TX 75001	**CONTACT NAME:** Alba Enamorado **PHONE (A/C, No, Ext):** 214-989-7100 **FAX (A/C, No):** 210-696-8414 **E-MAIL ADDRESS:** service@ib-tx.com
INSURED IEAINC0-01 IEA, Inc. 18383 Preston Road Suite 500 Dallas TX 75252	**INSURER(S) AFFORDING COVERAGE** / **NAIC #** **INSURER A :** Hartford Fire Insurance Company — 19682 **INSURER B :** Trumbull Insurance Company — 27120 **INSURER C :** Hartford Casualty Insurance Company — 29424 **INSURER D :** Sentinel Insurance Company, Ltd — 11000 **INSURER E :** Columbia Casualty Company — 31127 **INSURER F :**

COVERAGES **CERTIFICATE NUMBER:** 162132339 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	X **COMMERCIAL GENERAL LIABILITY** CLAIMS-MADE X OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: POLICY X PRO-JECT LOC OTHER:			46UUNIQ4292	4/1/2020	4/1/2021	EACH OCCURRENCE DAMAGE TO RENTED PREMISES (Ea occurrence) MED EXP (Any one person) PERSONAL & ADV INJURY GENERAL AGGREGATE PRODUCTS - COMP/OP AGG $	$ 1,000,000 $ 300,000 $ 10,000 $ 1,000,000 $ 2,000,000 $ 2,000,000 $
B	**AUTOMOBILE LIABILITY** X ANY AUTO OWNED AUTOS ONLY / SCHEDULED AUTOS X HIRED AUTOS ONLY / X NON-OWNED AUTOS ONLY			46UUNIQ4292	4/1/2020	4/1/2021	COMBINED SINGLE LIMIT (Ea accident) BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident) $	$ 1,000,000 $ $ $ $
C	X **UMBRELLA LIAB** X OCCUR **EXCESS LIAB** CLAIMS-MADE DED X RETENTION $ 10,000			46XHUIC5168	4/1/2020	4/1/2021	EACH OCCURRENCE AGGREGATE $	$ 10,000,000 $ 10,000,000 $
D	**WORKERS COMPENSATION AND EMPLOYERS' LIABILITY** Y / N ANYPROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? N **(Mandatory in NH)** If yes, describe under DESCRIPTION OF OPERATIONS below	N / A		46WBAD0C4U	4/1/2020	4/1/2021	X PER STATUTE / OTH-ER E.L. EACH ACCIDENT E.L. DISEASE - EA EMPLOYEE E.L. DISEASE - POLICY LIMIT	 $ 1,000,000 $ 1,000,000 $ 1,000,000
E	PROFESSIONAL LIABILITY RETRO DATE: 09/17/2007			6057006779	4/1/2020	4/1/2021	EACH CLAIM/AGGREGATE RETENTION(EACH CLAIM)	5,000,000 50,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

The General Liability and Automobile policies include a blanket automatic additional insured endorsement [HS2483 07/13, HA9916 03/12] as required in a written contract with the named insured. The General Liability, Automobile and Workers' Compensation policies includes a blanket waiver of subrogation endorsement [CG2404 05/09, HA9916 03/12, WC420304B & WC000313] as required in a written contract with the named insured. Primary Non-Contributory wording included per [HS2483 07/13]. Cancellation per attached [IH03070611].
RE: Contract #PSA-21-009 -- Professional Services for Cherry ST.- Center ST, Alley Reconstruction, Phase 1 Design & Construction Administration Services (IEA project #2194)

CERTIFICATE HOLDER

City Of Duncanville
Attn: Purchasing Office
P.O. Box 380280
Duncanville TX 75138

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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NAMED INSURED: IEA, INC.
POLICY NUMBER: 46UUNIQ4292

EXHIBIT A

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED - OWNERS, LESSEES OR CONTRACTORS - OPTION IV

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s):	Designated Project(s) Or Location(s) Of Covered Operations:
ALL, EXCEPT ADDITIONAL INSUREDS THAT ARE INSURED UNDER A SEPARATE ADDITIONAL INSURED ENDORSEMENT ON THIS POLICY.	
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.	

A. With respect to those person(s) or organization(s) shown in the Schedule above when you have agreed in a written contract or written agreement to provide insurance such as is afforded under this policy to them, Subparagraph **f.**, **Any Other Party**, under the **Additional Insureds When Required By Written Contract, Written Agreement Or Permit** Paragraph of **Section II – Who Is An Insured** is replaced with the following:

f. Any Other Party

Any other person or organization who is not an insured under Paragraphs **a.** through **e.** above, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" arising out of:

(1) Your ongoing operations performed for such additional insured at the project(s) or location(s) designated in the Schedule;

(2) Premises owned by or rented to you and shown in the Schedule; or

(3) "Your work" for the additional insured at the project(s) or location(s) designated in the Schedule and included within the "products-completed operations hazard", but only if:

(a) The written contract or written agreement requires you to provide such coverage to such additional insured at the project(s) or location(s) designated in the Schedule; and

(b) This Coverage Part provides coverage for "bodily injury" or "property damage" included within the "products-completed operations hazard".

The insurance afforded to the additional insured shown in the Schedule applies:

(1) Only if the "bodily injury" or "property damage" occurs, or the "personal and advertising injury" offense is committed:

(a) During the policy period; and

(b) Subsequent to the execution of such written contract or written agreement; and

(c) Prior to the expiration of the period of time that the written contract or written agreement requires such insurance be provided to the additional insured.

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(2) Only to the extent permitted by law; and

(3) Will not be broader than that which you are required by the written contract or written agreement to provide for such additional insured.

With respect to the insurance afforded to the person(s) or organization(s) that are additional insureds under this endorsement, the following additional exclusion applies:

This insurance does not apply to "bodily injury", "property damage" or "personal and advertising injury" arising out of the rendering of, or the failure to render, any professional architectural, engineering or surveying services, including:

(1) The preparing, approving, or failing to prepare or approve maps, shop drawings, opinions, reports, surveys, field orders, change orders, designs or specifications; or

(2) Supervisory, inspection, architectural or engineering activities.

The limits of insurance that apply to the additional insured shown in the Schedule are described in the Limits Of Insurance section.

How this insurance applies when other insurance is available to the additional insured is described in the Other Insurance Condition in **Section IV – Commercial General Liability Conditions**, except as otherwise amended below.

B. With respect to insurance provided to the person(s) or organization(s) that are additional insureds under this endorsement, the **When You Add Others As An Additional Insured To This Insurance** subparagraph, under the **Other Insurance** Condition of **Section IV – Commercial General Liability Conditions** is replaced with the following:

When You Add Others As An Additional Insured To This Insurance

(a) Primary Insurance When Required By Contract

This insurance is primary if you have agreed in a written contract or written agreement that this insurance be primary. If other insurance is also primary, we will share with all that other insurance by the method described in Paragraph **(c)** below. This insurance does not apply to other insurance to which the additional insured in the Schedule has been added as an additional insured.

(b) Primary And Non-Contributory To Other Insurance When Required By Contract

This insurance is primary to and will not seek contribution from any other insurance available to an additional insured under your policy provided that:

(i) The additional insured in the Schedule is a Named Insured under such other insurance; and

(ii) You have agreed in a written contract or written agreement that this insurance would be primary and would not seek contribution from any other insurance available to the additional insured in the Schedule.

(c) Method Of Sharing

If all of the other insurance permits contribution by equal shares, we will follow this method also. Under this approach, each insurer contributes equal amounts until it has paid its applicable limit of insurance or none of the loss remains, whichever comes first.

If any of the other insurance does not permit contribution by equal shares, we will contribute by limits. Under this method, each insurer's share is based on the ratio of its applicable limit of insurance to the total applicable limits of insurance of all insurers.

All other terms and conditions in the policy remain unchanged.

NAMED INSURED: IEA, INC.
POLICY NUMBER: 46UUNIQ4292

EXHIBIT A

COMMERCIAL GENERAL LIABILITY
CG 24 04 05 09

WAIVER OF TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART
PRODUCTS/COMPLETED OPERATIONS LIABILITY COVERAGE PART

SCHEDULE

Name Of Person Or Organization:
BLANKET AS REQUIRED BY WRITTEN CONTRACT OR AGREEMENT
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

The following is added to Paragraph **8. Transfer Of Rights Of Recovery Against Others To Us** of **Section IV – Conditions:**

We waive any right of recovery we may have against the person or organization shown in the Schedule above because of payments we make for injury or damage arising out of your ongoing operations or "your work" done under a contract with that person or organization and included in the "products-completed operations hazard". This waiver applies only to the person or organization shown in the Schedule above.

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NAMED INSURED: IEA, INC.
POLICY NUMBER: 46UUNIQ4292

EXHIBIT A

COMMERCIAL AUTOMOBILE
HA 99 16 03 12

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

COMMERCIAL AUTOMOBILE BROAD FORM ENDORSEMENT

This endorsement modifies insurance provided under the following:

BUSINESS AUTO COVERAGE FORM

To the extent that the provisions of this endorsement provide broader benefits to the "insured" than other provisions of the Coverage Form, the provisions of this endorsement apply.

1. BROAD FORM INSURED

A. Subsidiaries and Newly Acquired or Formed Organizations

The Named Insured shown in the Declarations is amended to include:

(1) Any legal business entity other than a partnership or joint venture, formed as a subsidiary in which you have an ownership interest of more than 50% on the effective date of the Coverage Form. However, the Named Insured does not include any subsidiary that is an "insured" under any other automobile policy or would be an "insured" under such a policy but for its termination or the exhaustion of its Limit of Insurance.

(2) Any organization that is acquired or formed by you and over which you maintain majority ownership. However, the Named Insured does not include any newly formed or acquired organization:

(a) That is a partnership or joint venture,

(b) That is an "insured" under any other policy,

(c) That has exhausted its Limit of Insurance under any other policy, or

(d) 180 days or more after its acquisition or formation by you, unless you have given us notice of the acquisition or formation.

Coverage does not apply to "bodily injury" or "property damage" that results from an "accident" that occurred before you formed or acquired the organization.

B. Employees as Insureds

Paragraph A.1. - WHO IS AN INSURED - of SECTION II - LIABILITY COVERAGE is amended to add:

d. Any "employee" of yours while using a covered "auto" you don't own, hire or borrow in your business or your personal affairs.

C. Lessors as Insureds

Paragraph A.1. - WHO IS AN INSURED - of Section II - Liability Coverage is amended to add:

e. The lessor of a covered "auto" while the "auto" is leased to you under a written agreement if:

(1) The agreement requires you to provide direct primary insurance for the lessor and

(2) The "auto" is leased without a driver.

Such a leased "auto" will be considered a covered "auto" you own and not a covered "auto" you hire.

D. Additional Insured if Required by Contract

(1) Paragraph A.1. - WHO IS AN INSURED - of Section II - Liability Coverage is amended to add:

f. When you have agreed, in a written contract or written agreement, that a person or organization be added as an additional insured on your business auto policy, such person or organization is an "insured", but only to the extent such person or organization is liable for "bodily injury" or "property damage" caused by the conduct of an "insured" under paragraphs a. or b. of Who Is An Insured with regard to the ownership, maintenance or use of a covered "auto."

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The insurance afforded to any such additional insured applies only if the "bodily injury" or "property damage" occurs:

(1) During the policy period, and

(2) Subsequent to the execution of such written contract, and

(3) Prior to the expiration of the period of time that the written contract requires such insurance be provided to the additional insured.

(2) How Limits Apply

If you have agreed in a written contract or written agreement that another person or organization be added as an additional insured on your policy, the most we will pay on behalf of such additional insured is the lesser of:

(a) The limits of insurance specified in the written contract or written agreement; or

(b) The Limits of Insurance shown in the Declarations.

Such amount shall be a part of and not in addition to Limits of Insurance shown in the Declarations and described in this Section.

(3) Additional Insureds Other Insurance

If we cover a claim or "suit" under this Coverage Part that may also be covered by other insurance available to an additional insured, such additional insured must submit such claim or "suit" to the other insurer for defense and indemnity.

However, this provision does not apply to the extent that you have agreed in a written contract or written agreement that this insurance is primary and non-contributory with the additional insured's own insurance.

(4) Duties in The Event Of Accident, Claim, Suit or Loss

If you have agreed in a written contract or written agreement that another person or organization be added as an additional insured on your policy, the additional insured shall be required to comply with the provisions in LOSS CONDITIONS 2. - DUTIES IN THE EVENT OF ACCIDENT, CLAIM , SUIT OR LOSS – OF SECTION IV – BUSINESS AUTO CONDITIONS, in the same manner as the Named Insured.

E. Primary and Non-Contributory if Required by Contract

Only with respect to insurance provided to an additional insured in 1.D. - Additional Insured If Required by Contract, the following provisions apply:

(3) Primary Insurance When Required By Contract

This insurance is primary if you have agreed in a written contract or written agreement that this insurance be primary. If other insurance is also primary, we will share with all that other insurance by the method described in Other Insurance 5.d.

(4) Primary And Non-Contributory To Other Insurance When Required By Contract

If you have agreed in a written contract or written agreement that this insurance is primary and non-contributory with the additional insured's own insurance, this insurance is primary and we will not seek contribution from that other insurance.

Paragraphs **(3)** and **(4)** do not apply to other insurance to which the additional insured has been added as an additional insured.

When this insurance is excess, we will have no duty to defend the insured against any "suit" if any other insurer has a duty to defend the insured against that "suit". If no other insurer defends, we will undertake to do so, but we will be entitled to the insured's rights against all those other insurers.

When this insurance is excess over other insurance, we will pay only our share of the amount of the loss, if any, that exceeds the sum of:

(1) The total amount that all such other insurance would pay for the loss in the absence of this insurance; and

(2) The total of all deductible and self-insured amounts under all that other insurance.

We will share the remaining loss, if any, by the method described in Other Insurance 5.d.

2. AUTOS RENTED BY EMPLOYEES

Any "auto" hired or rented by your "employee" on your behalf and at your direction will be considered an "auto" you hire.

The OTHER INSURANCE Condition is amended by adding the following:

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If an "employee's" personal insurance also applies on an excess basis to a covered "auto" hired or rented by your "employee" on your behalf and at your direction, this insurance will be primary to the "employee's" personal insurance.

3. AMENDED FELLOW EMPLOYEE EXCLUSION

EXCLUSION 5. - FELLOW EMPLOYEE - of SECTION II - LIABILITY COVERAGE does not apply if you have workers' compensation insurance in-force covering all of your "employees".

Coverage is excess over any other collectible insurance.

4. HIRED AUTO PHYSICAL DAMAGE COVERAGE

If hired "autos" are covered "autos" for Liability Coverage and if Comprehensive, Specified Causes of Loss, or Collision coverages are provided under this Coverage Form for any "auto" you own, then the Physical Damage Coverages provided are extended to "autos" you hire or borrow, subject to the following limit.

The most we will pay for "loss" to any hired "auto" is:

(1) $100,000;

(2) The actual cash value of the damaged or stolen property at the time of the "loss"; or

(3) The cost of repairing or replacing the damaged or stolen property,

whichever is smallest, minus a deductible. The deductible will be equal to the largest deductible applicable to any owned "auto" for that coverage. No deductible applies to "loss" caused by fire or lightning. Hired Auto Physical Damage coverage is excess over any other collectible insurance. Subject to the above limit, deductible and excess provisions, we will provide coverage equal to the broadest coverage applicable to any covered "auto" you own.

We will also cover loss of use of the hired "auto" if it results from an "accident", you are legally liable and the lessor incurs an actual financial loss, subject to a maximum of $1000 per "accident".

This extension of coverage does not apply to any "auto" you hire or borrow from any of your "employees", partners (if you are a partnership), members (if you are a limited liability company), or members of their households.

5. PHYSICAL DAMAGE - ADDITIONAL TEMPORARY TRANSPORTATION EXPENSE COVERAGE

Paragraph A.4.a. of SECTION III - PHYSICAL DAMAGE COVERAGE is amended to provide a limit of $50 per day and a maximum limit of $1,000.

6. LOAN/LEASE GAP COVERAGE

Under SECTION III - PHYSICAL DAMAGE COVERAGE, in the event of a total "loss" to a covered "auto", we will pay your additional legal obligation for any difference between the actual cash value of the "auto" at the time of the "loss" and the "outstanding balance" of the loan/lease.

"Outstanding balance" means the amount you owe on the loan/lease at the time of "loss" less any amounts representing taxes; overdue payments; penalties, interest or charges resulting from overdue payments; additional mileage charges; excess wear and tear charges; lease termination fees; security deposits not returned by the lessor; costs for extended warranties, credit life Insurance, health, accident or disability insurance purchased with the loan or lease; and carry-over balances from previous loans or leases.

7. AIRBAG COVERAGE

Under Paragraph B. EXCLUSIONS - of SECTION III - PHYSICAL DAMAGE COVERAGE, the following is added:

The exclusion relating to mechanical breakdown does not apply to the accidental discharge of an airbag.

8. ELECTRONIC EQUIPMENT - BROADENED COVERAGE

a. The exceptions to Paragraphs B.4 - EXCLUSIONS - of SECTION III - PHYSICAL DAMAGE COVERAGE are replaced by the following:

Exclusions **4.c.** and **4.d.** do not apply to equipment designed to be operated solely by use of the power from the "auto's" electrical system that, at the time of "loss", is:

(1) Permanently installed in or upon the covered "auto";

(2) Removable from a housing unit which is permanently installed in or upon the covered "auto";

(3) An integral part of the same unit housing any electronic equipment described in Paragraphs (1) and (2) above; or

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(4) Necessary for the normal operation of the covered "auto" or the monitoring of the covered "auto's" operating system.

b. Section III – Version CA 00 01 03 10 of the Business Auto Coverage Form, Physical Damage Coverage, Limit of Insurance, Paragraph C.2 and Version CA 00 01 10 01 of the Business Auto Coverage Form, Physical Damage Coverage, Limit of Insurance, Paragraph C are each amended to add the following:

$1,500 is the most we will pay for "loss" in any one "accident" to all electronic equipment (other than equipment designed solely for the reproduction of sound, and accessories used with such equipment) that reproduces, receives or transmits audio, visual or data signals which, at the time of "loss", is:

(1) Permanently installed in or upon the covered "auto" in a housing, opening or other location that is not normally used by the "auto" manufacturer for the installation of such equipment;

(2) Removable from a permanently installed housing unit as described in Paragraph 2.a. above or is an integral part of that equipment; or

(3) An integral part of such equipment.

c. For each covered "auto", should loss be limited to electronic equipment only, our obligation to pay for, repair, return or replace damaged or stolen electronic equipment will be reduced by the applicable deductible shown in the Declarations, or $250, whichever deductible is less.

9. EXTRA EXPENSE - BROADENED COVERAGE

Under Paragraph A. - COVERAGE - of SECTION III - PHYSICAL DAMAGE COVERAGE, we will pay for the expense of returning a stolen covered "auto" to you.

10. GLASS REPAIR - WAIVER OF DEDUCTIBLE

Under Paragraph D. - DEDUCTIBLE - of SECTION III - PHYSICAL DAMAGE COVERAGE, the following is added:

No deductible applies to glass damage if the glass is repaired rather than replaced.

11. TWO OR MORE DEDUCTIBLES

Under Paragraph D. - DEDUCTIBLE - of SECTION III - PHYSICAL DAMAGE COVERAGE, the following is added:

If another Hartford Financial Services Group, Inc. company policy or coverage form that is not an automobile policy or coverage form applies to the same "accident", the following applies:

(1) If the deductible under this Business Auto Coverage Form is the smaller (or smallest) deductible, it will be waived;

(2) If the deductible under this Business Auto Coverage Form is not the smaller (or smallest) deductible, it will be reduced by the amount of the smaller (or smallest) deductible.

12. AMENDED DUTIES IN THE EVENT OF ACCIDENT, CLAIM, SUIT OR LOSS

The requirement in LOSS CONDITIONS 2.a. - DUTIES IN THE EVENT OF ACCIDENT,CLAIM, SUIT OR LOSS - of SECTION IV - BUSINESS AUTO CONDITIONS that you must notify us of an "accident" applies only when the "accident" is known to:

(1) You, if you are an individual;

(2) A partner, if you are a partnership;

(3) A member, if you are a limited liability company; or

(4) An executive officer or insurance manager, if you are a corporation.

13. UNINTENTIONAL FAILURE TO DISCLOSE HAZARDS

If you unintentionally fail to disclose any hazards existing at the inception date of your policy, we will not deny coverage under this Coverage Form because of such failure.

14. HIRED AUTO - COVERAGE TERRITORY

Paragraph e. of GENERAL CONDITIONS 7. - POLICY PERIOD, COVERAGE TERRITORY - of SECTION IV - BUSINESS AUTO CONDITIONS is replaced by the following:

e. For short-term hired "autos", the coverage territory with respect to Liability Coverage is anywhere in the world provided that if the "insured's" responsibility to pay damages for "bodily injury" or "property damage" is determined in a "suit," the "suit" is brought in the United States of America, the territories and possessions of the United States of America, Puerto Rico or Canada or in a settlement we agree to.

15. WAIVER OF SUBROGATION

TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US - of SECTION IV - BUSINESS AUTO CONDITIONS is amended by adding the following:

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We waive any right of recovery we may have against any person or organization with whom you have a written contract that requires such waiver because of payments we make for damages under this Coverage Form.

16. RESULTANT MENTAL ANGUISH COVERAGE

The definition of "bodily injury" in SECTION V-DEFINITIONS is replaced by the following:

"Bodily injury" means bodily injury, sickness or disease sustained by any person, including mental anguish or death resulting from any of these.

17. EXTENDED CANCELLATION CONDITION

Paragraph 2. of the COMMON POLICY CONDITIONS - CANCELLATION - applies except as follows:

If we cancel for any reason other than nonpayment of premium, we will mail or deliver to the first Named Insured written notice of cancellation at least 60 days before the effective date of cancellation.

18. HYBRID, ELECTRIC, OR NATURAL GAS VEHICLE PAYMENT COVERAGE

In the event of a total loss to a "non-hybrid" auto for which Comprehensive, Specified Causes of Loss, or Collision coverages are provided under this Coverage Form, then such Physical Damage Coverages are amended as follows:

a. If the auto is replaced with a "hybrid" auto or an auto powered solely by electricity or natural gas, we will pay an additional 10%, to a maximum of $2,500, of the "non-hybrid" auto's actual cash value or replacement cost, whichever is less,

b. The auto must be replaced and a copy of a bill of sale or new lease agreement received by us within 60 calendar days of the date of "loss,"

c. Regardless of the number of autos deemed a total loss, the most we will pay under this Hybrid, Electric, or Natural Gas Vehicle Payment Coverage provision for any one "loss" is $10,000.

For the purposes of the coverage provision,

a. A "non-hybrid" auto is defined as an auto that uses only an internal combustion engine to move the auto but does not include autos powered solely by electricity or natural gas.

b. A "hybrid" auto is defined as an auto with an internal combustion engine and one or more electric motors; and that uses the internal combustion engine and one or more electric motors to move the auto, or the internal combustion engine to charge one or more electric motors, which move the auto.

19. VEHICLE WRAP COVERAGE

In the event of a total loss to an "auto" for which Comprehensive, Specified Causes of Loss, or Collision coverages are provided under this Coverage Form, then such Physical Damage Coverages are amended to add the following:

In addition to the actual cash value of the "auto", we will pay up to $1,000 for vinyl vehicle wraps which are displayed on the covered "auto" at the time of total loss. Regardless of the number of autos deemed a total loss, the most we will pay under this Vehicle Wrap Coverage provision for any one "loss" is $5,000. For purposes of this coverage provision, signs or other graphics painted or magnetically affixed to the vehicle are not considered vehicle wraps.

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NAMED INSURED: IEA, INC.
POLICY NUMBER: 46UUNIQ4292
POLICY NUMBER: 0001285013

EXHIBIT A

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

NOTICE OF CANCELLATION TO CERTIFICATE HOLDER(S)

This policy is subject to the following additional Conditions:

A. If this policy is cancelled by the Company, other than for nonpayment of premium, notice of such cancellation will be provided at least thirty (30) days in advance of the cancellation effective date to the certificate holder(s) with mailing addresses on file with the agent of record or the Company.

B. If this policy is cancelled by the Company for nonpayment of premium, or by the insured, notice of such cancellation will be provided within (10) days of the cancellation effective date to the certificate holder(s) with mailing addresses on file with the agent of record or the Company.

If notice is mailed, proof of mailing to the last known mailing address of the certificate holder(s) on file with the agent of record or the Company will be sufficient proof of notice.

Any notification rights provided by this endorsement apply only to active certificate holder(s) who were issued a certificate of insurance applicable to this policy's term.

Form IH 03 07 06 11

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EXHIBIT A

TexasMutual®
WORKERS' COMPENSATION INSURANCE

WORKERS' COMPENSATION AND EMPLOYERS LIABILITY POLICY

WC 42 03 04 B
Insured Copy

TEXAS WAIVER OF OUR RIGHT TO RECOVER FROM OTHERS ENDORSEMENT

This endorsement applies only to the insurance provided by the policy because Texas is shown in Item 3.A. of the Information Page.

We have the right to recover our payments from anyone liable for an injury covered by this policy. We will not enforce our right against the person or organization named in the Schedule, but this waiver applies only with respect to bodily injury arising out of the operations described in the Schedule where you are required by a written contract to obtain this waiver from us.

This endorsement shall not operate directly or indirectly to benefit anyone not named in the Schedule.

The premium for this endorsement is shown in the Schedule.

Schedule

1. ( ) Specific Waiver
   Name of person or organization

   (X) Blanket Waiver
   Any person or organization for whom the Named Insured has agreed by written contract to furnish this waiver.

2. Operations: ALL TEXAS OPERATIONS

3. Premium:

   The premium charge for this endorsement shall be **2.00** percent of the premium developed on payroll in connection with work performed for the above person(s) or organization(s) arising out of the operations described.

4. Advance Premium: INCLUDED, SEE INFORMATION PAGE.

This endorsement changes the policy to which it is attached effective on the inception date of the policy unless a different date is indicated below.
(The following "attaching clause" need be completed only when this endorsement is issued subsequent to preparation of the policy.)
This endorsement, effective 4/01/2020 **at 12:01 a.m.** standard time, forms a part of:

Policy No. 0001285013 of Texas Mutual Insurance Company effective on 04/01/2019

Issued to: IEA INC

Authorized Representative

03/29/2017

NCCI Carrier Code: 21938

PO Box 12058, Austin, TX 78711-2058
(800) 859-5995 | Fax (800) 359-0650 | texasmutual.com

WORKERS COMPENSATION AND EMPLOYERS LIABILITY INSURANCE POLICY EXHIBIT A **WC 00 03 13**

(Ed. 4-84)

WAIVER OF OUR RIGHT TO RECOVER FROM OTHERS ENDORSEMENT

We have the right to recover our payments from anyone liable for an injury covered by this policy. We will not enforce our right against the person or organization named in the Schedule. (This agreement applies only to the extent that you perform work under a written contract that requires you to obtain this agreement from us.)

This agreement shall not operate directly or indirectly to benefit anyone not named in the Schedule.

Schedule

This endorsement changes the policy to which it is attached and is effective on the date issued unless otherwise stated.

(The information below is required only when this endorsement is issued subsequent to preparation of the policy.)

Endorsement Effective Policy No. 0001285013 Endorsement No.
Insured IEA, INC. Premium

Insurance Company Countersigned by_____

WC 00 03 13
(Ed. 4-84)

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SAM Search Results
List of records matching your search for :

Search Term : IEA, Inc.*
Record Status: Active

ENTITY IEA INC. Status: Active

DUNS: 079194067 +4: CAGE Code: 7CUT1 DoDAAC:

Expiration Date: 08/19/2021 Has Active Exclusion?: No Debt Subject to Offset?: No

Address: 1225 N Loop W Ste 320
City: HOUSTON State/Province: TEXAS
ZIP Code: 77008-1986 Country: UNITED STATES

ENTITY IEA Inc. Status: Active

DUNS: 824641018 +4: CAGE Code: 50ZC3 DoDAAC:

Expiration Date: 08/04/2021 Has Active Exclusion?: No Debt Subject to Offset?: No

Address: 18383 PRESTON RD STE 500
City: DALLAS State/Province: TEXAS
ZIP Code: 75252-5490 Country: UNITED STATES

Duncanville
City of Champions

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Consider a Resolution authorizing the incorporation of Amendment No. 3, Renewal No. 3 to Professional Service Agreement PSA-20-051 to Dalclay Corporation dba Masterplan in the amount of $10,000.00 for Planning Consultant Services for the revised total contract amount of $59,500.00

FY 2020 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

- **N/A**
  - **Goal: N/A**

STAFF RESPONSIBLE:
Bryan G. Ramey II, P.E., Director of Public Works
Sheila Baker, Procurement Manager

BACKGROUND/HISTORY:
With the departure of the previous City Planner in February 2020, the City contracted with Dalclay Corporation dba Masterplan to provide an Interim City Planner, Andrew Ruegg. In FY2020, the City contracted with Dalclay Corporation dba Masterplan for planning services 01 March - 30 September 2020 in the amount of $49,500.00 and (PSA 20-051-R2A2) in the amount of $49,500.00. PSA 20-051-R3A3 for services 01 April 2021 - 30 June 2021 requesting a contract increase in the amount of $10,000.00 to make the total contract amount $59,500.00.

Based on the Interim City Planner's current workload, the existing contract funds are projected to be expended by 12 March 2021. This action is to amend the Dalclay Corporation dba Masterplan contract will also extend the contract thru June 30, 2021. This will provide the funds and period of performance to allow the Interim City Planner to perform planning services integrate the new City Planner, and to prepare and present an overview to City Staff on Dalclay Corporation dba Masterplan's observations of City processes over the last year and provide recommendations to improve City processes and make Duncanville more business-friendly. The Interim City Planner invoices based on hours worked each month.

POLICY EXPLANATION:
This contract is for professional services which is exempt from competitive bidding per Texas Government Code Chapter 2254. This contract is compliant with Texas Purchasing statutes.

FUNDING SOURCE:
$10,000.00 is available in the FY21 Planning Budget to cover this increase.

Contract Log #:
1503

RECOMMENDATION:
Staff recommends approval of the incorporation of Amendment No. 3 and Renewal No. 3 to Professional Service Agreement PSA-20-051 to Dalclay Corporation dba Masterplan in the amount of $10,000.00 for Planning Consultant Services for the revised total contract amount of $59,500.00

ATTACHMENTS:
Resolution No. - 2021-020 Third Amendment to Masterplan dba Dalclay PSA - Pdf
SAMS-DALCLAY CORPORATION-2021

RESOLUTION NO. 2021-020

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUNCANVILLE, TEXAS, APPROVING THE INCORPORATION OF AMENDMENT NO. 3 AND RENEWAL NO. 3 TO PROFESSIONAL SERVICE AGREEMENT PSA 20-051, TO DALCLAY CORPORATION dba MASTERPLAN IN THE AMOUNT OF $10,000.00 FOR PLANNING CONSULTANT SERVICES FOR THE REVISED CONTRACT AMOUNT OF $59,500.00, ATTACHED HERETO AND INCORPORATED HEREIN AS EXHIBIT "A"; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Duncanville, Texas, hereinafter called "City", and Dalclay Corporation dba Masterplan, hereinafter called "Contractor", desire to enter into a Third Amendment to the Project Specific Agreement (PSA), City Planning Consultant Services as, "the Interim Planner"; and

WHEREAS, the City of Duncanville desires to move forward with the Interim Planner in the best interests of the City; and

WHEREAS, the City and County both mutually agree to amend the PSA with the attached Third Amendment to the Project Specific Agreement; and

WHEREAS, Chapter 791 of The Texas Government Code and Texas Transportation Code Section 472.001 provides authorization for local governments to contract with each other for the performance of governmental functions and services; and

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

SECTION 1. The Third Amendment to the Project Specific Agreement, PSA 20-051-R3A2, to the Dalclay Corporation dba Masterplan Services Agreement, which is attached hereto and incorporated herein as Exhibit "A" is hereby approved; and the City Manager is hereby authorized to execute the same for the purpose recited therein; and

SECTION 2. That the City of Duncanville approves the amended provisions of the Agreement in conformance with the Incorporated Documents to said Agreement; and

SECTION 3. That the City of Duncanville has allocated funds for this Agreement in conformance with the Agreement approved herein.

DULY RESOLVED AND ADOPTED by the City Council of the City of Duncanville, Texas, on the 6th day of April, 2021.

APPROVED:

_____

Barry L. Gordon, Mayor

ATTEST:

_____

Kristin Downs, City Secretary

APPROVED AS TO FORM:

_____

Robert E. Hager, City Attorney

EXHIBIT A

CONTRACT NO. PSA- 20-051-R3A3

SECOND AMENDMENT TO
CITY PLANNING CONSULTING SERVICES
CONTRACT NO. PSA-20-051

This First Amendment to Engineering Consulting Services is entered into by and between the City of Duncanville (hereafter "City"), a Texas home-rule municipal corporation, acting by and through Aretha Ferrell-Benavides, its duly authorized City Manager, and Dalclay Corporation dba Masterplan (hereafter "Contractor"), an individual, each individually referred to herein as a "party" and collectively referred to as the "parties."

WHEREAS, the parties have previously agreed to the terms and conditions as set forth in City of Duncanville Professional Service Contract No. 20-051 (the "Contract") effective February 28, 2020 and expiring May 28, 2020; and

WHEREAS, the Contract is for the purposes of providing planning consulting for on-site office support services within the City; and

WHEREAS, the parties have previously agreed to the terms and conditions as set forth in City of Duncanville Professional Service Contract No. 20-051 (the "Contract") effective June 1, 2020 and expiring September 30, 2020; and

WHEREAS, the parties previously amended the Contract No.20-051-A2 Section 2, Term of Contract, effective October 1, 2020 ending March 31, 2021 unless terminated earlier as provided in Section 8; and

WHEREAS, the City and Contractor now wish to amend the Contract, Section 2, Term of Contract, effective April 1, 2021 ending July 31, 2021 unless terminated earlier as provided in Section 8; and

WHEREAS, the parties previously amended the Contract No.20-051-A2, Section 4, Payment, The Total CONTRACTOR Fee shall be as specified in Exhibit "A," which shall not exceed **Forty-Nine Thousand Five-Hundred and Fifty Dollars ($49,500.00**; and

WHEREAS, the City and Contractor now wish to amend the Contract, Section 4, Payment, The Total CONTRACTOR Fee shall be as specified in Exhibit "A," which shall not exceed **Fifty-Nine Thousand Five-Hundred and Fifty Dollars ($59,500.00)**.; and

WHEREAS, the City and Contractor now wish to evidence the party's intention to renew the Contract for its third renewal term; and

NOW, THEREFORE, City and Contractor, acting herein by the through their duly authorized representatives, enter into the following agreement to renew and amend the contract:

EXHIBIT A

1. RENEWAL

This Amendment shall serve as notice that the City and Contractor agree to renew the Contract, which will expire on March 31, 2021 and renew by amending Section 2, Term of Contract, of the Contract, thereafter as provided herein and shall hereinafter read as follows:

"**Section 2. Term of Contract**

The term of this Contract shall begin upon execution by the Parties and shall continue until July 31, 2021 and unless terminated earlier as provided in Section 8; thereafter upon notice by the City."

All other provisions of the Contract which are not expressly amended herein shall remain in full force and effect as agreed and executed on June 1, 2020.

EXHIBIT A

ACCEPTED AND AGREED:

IN WITNESS WHEREOF, the parties hereto have executed this Contract on this the 4th day of March, 2021.

CITY OF DUNCANVILLE, TEXAS Owner	**Dalclay Corporation dba Masterplan** Contractor
_____ Signature	Tammy Weir Signature
_____ Printed Name	Tammy Weir Printed Name
_____ Title	Controller Title

TM 111395

SAM Search Results
List of records matching your search for :

Search Term : DALCLAY CORP*
Record Status: Active

No Search Results

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Consider a Resolution authorizing the Final Contract Renewal Amendment for Micro-Surfacing Pavement Treatment Services from Viking Construction, Inc., through the City of Grand Prairie IFB #17041 for the unit prices bid, with an estimated expenditure amount of $510,642.59.

FY 2020 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

- **2. Create high quality neighborhoods and parks**
  - **Goal 2: Maximize city and community resources to improve quality of life in a sustainable manner.**

STAFF RESPONSIBLE:
Bryan G. Ramey II, P.E. Director of Public Works
Kelly McChessney, Streets Superintendent
Sheila Baker, MPA, CPM, Purchasing Manager

BACKGROUND/HISTORY:
The Public Works Department has developed a comprehensive FY21 street maintenance plan for Duncanville. The plan utilizes various methods of roadway maintenance to ensure the best use of funds given the specific roadway condition. The plan includes crack sealing, pavement lifting, micro-surfacing, and mill and overlay street surface treatments to repair and rejuvenate road surfaces.

Micro-surfacing consists of the application of a mixture of water, asphalt emulsion, aggregate (very small crushed rock), and chemical additives to an existing asphalt concrete pavement surface. Polymer is commonly added to the asphalt emulsion to provide better mixture properties. Mixing and spreading are accomplished in one continuous operation, with the applied surface being ready for traffic within hours of application. Micro-surfacing is applied to help preserve and protect the underlying pavement structure and provide a new driving surface and is typically applied on a project-specific basis. Micro-surfacing is viewed as a cost-effective strategy to prolong the life of certain streets in Duncanville.

Location, weather, traffic loading, and pavement conditions are factors used to determine if a micro-surfacing application is appropriate for street surfacing renewal. Roadways selected for micro-surfacing treatment are commonly those with moderate to high traffic volume which have slight to moderate distress, no rutting, generally narrow crack widths, and in which a micro-surfacing treatment would extend the pavement life until resurfacing becomes necessary.

This purchase of micro-surfacing consists of treating approximately 141,452.24 square yards of pavement located in various areas of Duncanville. Roadways chosen for cyclical micro-surfacing applications will typically be treated every five to seven years.

POLICY EXPLANATION:
Micro-surfacing pavement treatment is available from Viking Construction, Inc. through a City of Grand Prairie cooperative agreement valid through February 28, 2022. The contract covers the material and labor for a contracted unit price of $3.61 per square yard of material applied to the street surface, an increase from $3.51 per square yard in 2020. Viking Construction, Inc., of Georgetown, Texas, satisfactorily provided this service to Duncanville in FY18, FY19 and FY20.

Staff researched the availability of pavement micro-surfacing services in the City of Duncanville, and none could be located on either the Better Business Bureau website or Duncanville Chamber of Commerce websites.

This authorization would cover the purchase of this service on an as-needed basis through September 30, 2021. The estimated expenditure amount for this authorization is $510,642.59.

Texas Local Government Code Section 271.102 provides for the voluntary participation in cooperative purchasing programs with another local government or a local cooperative and satisfies any state law requiring competitive bids.

FUNDING SOURCE:
Funding exists in the FY21 General Budget (Street Maintenance) for this service.

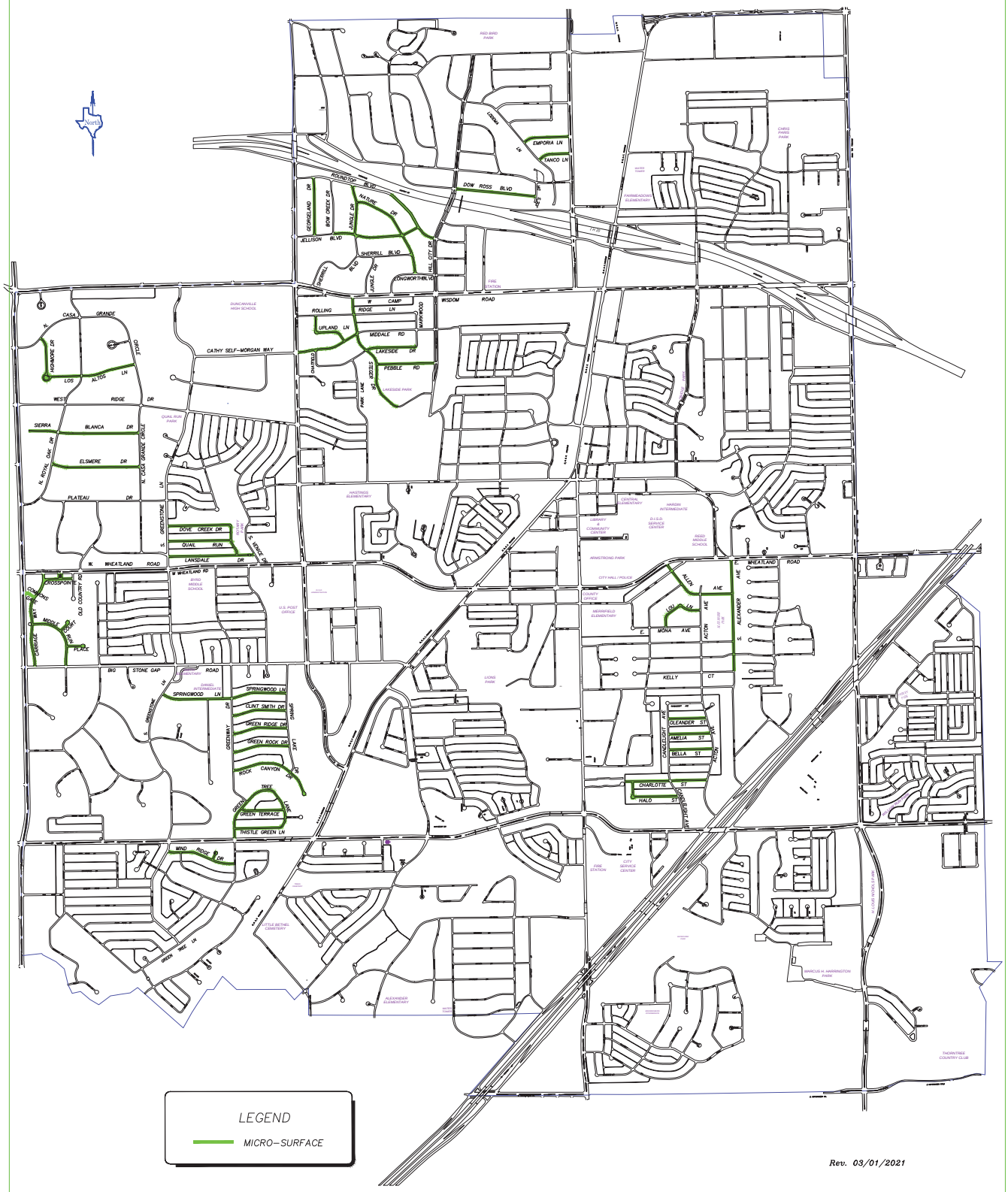
Contract Log #:
1452

RECOMMENDATION:
Staff recommends approval of a Resolution authorizing the Final Contract Renewal Amendment for Micro-Surfacing Pavement Treatment Services from Viking Construction, Inc., through the City of Grand Prairie IFB #17041, for the unit prices bid, with an estimated expenditure amount of $510,642.59.

ATTACHMENTS:
Attachment 1 - FY21 Street_Maint_Micro_Surface Map
Attachment 2 - FY21 Microsurfacing street list for Council
Attachment 3 - Resolution No. 2020-021 - Micro-Surfacing from Viking Construction, Inc. - Pdf
Attachment 4 - SAMS-VIKING CONSTRUCTION-2021

ATTACHMENT 1

Street Maintenance



MICRO-SURFACING			
STREETS		FROM	TO
ALEXANDER		WHEATLAND	KELLY
LANSDALE		VENICE	GREENSTONE
EMPORIA		DUNCANVILLE RD	LODEMA
JUNGLE		JELLISON	ROUNDTOP
ROUNDTOP		HILL CITY	CONCRETE
OLEANDER		CANDLELIGHT	ACTON
AMELIA		CANDLELIGHT	ACTON
BELLA		CANDLELIGHT	ACTON
HALO		CHARLOTTE	CANDLELIGHT
HALO CDS			
CHARLOTTE		DEAD END	ACTON
LOU		MONA	ACTON
Lou eyebrow			
ALLEN		WHEATLAND	ALEXANDER
TANCO		DUNCANVILLE RD	LODEMA
DOW ROSS		JOE'S	HILL CITY
GEORGELAND		JELLISON	ROUNDTOP
JELLISON		BOW CREEK	ROUNDTOP
NATURE		LONGWORTH	JUNGLE
ELSEMERE		ROYAL OAK	CASA GRANDE
SIERRA BLANCA		CASA GRANDE	CUL-DE-SAC
SIERRA BLANCA CDS		DEAD END	
HIGHMORE		CASA GRANDE	LOS ALTOS
LOS ALTOS		CASA GRANDE	HIGHMORE
LANSDALE		GREENSTONE	VENICE

DOVE CREEK		GREENSTONE	LANSDALE
QUAIL RUN		DOVE CREEK	GREENSTONE
STEGER		CAMP WISDOM	LAKESIDE PARK ENTRANCE
UPLAND		MIDDALE	ROLLING RIDGE
Upland eyebrow			
PEBBLE		HILL CITY	STEGER
LAKESIDE		STEGER	PARK
MIDDALE		CEDAR RIDGE	STEGER
WINDRIDGE DR		GREENSTONE	GREEN TREE
WINDRIDGE CT		WINDRIDGE DR	CUL-DE-SAC
Windridge Ct CDS			
CARRIAGE WAY		COMMONS GATE	WHEATLAND
CARRIAGE WAY		COMMONS GATE	BIG STONE GAP
MIDDLE RUN		CARRIAGE WAY	BIG STONE GAP
MIDDLE RUN PL.		MIDDLE RUN	CUL-DE-SAC
Middlerun pl. CDS			
MIDDLE RUN CT.		MIDDLE RUN	CUL-DE-SAC
Middle Run Ct. CDS			
CROSSPOINTE		CARRIAGE WAY	OLD COUNTRY RD.
CROSSPOINTE		widening at	carriage
CROSSPOINTE		Entrance from	Wheatland
COMMON GATE		CLARK	CARRIAGE WAY
GREEN TREE		DANIELDALE	GREEN TREE CT.
THISTLE GREEN		GREEN TREE	GREEN TREE CT.
GREEN TERRACE		GREEN TREE	GREEN TREE

GREEN ROCK		GREENWAY	SPRING LAKE
GREEN RIDGE		GREENWAY	SPRING LAKE
CLINT SMITH		GREENWAY	SPRING LAKE
SPRING WOOD		GREENSTONE	SPRING LAKE
ROCK CANYON		GREENWAY	CUL-DE-SAC
Rock Canyon CDS			

RESOLUTION NO. 2021-021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUNCANVILLE, TEXAS, AUTHORIZING THE FINAL CONTRACT RENEWAL AMENDMENT FOR MICRO-SURFACING PAVEMENT TREATMENT SERVICES FROM VIKING CONSTRUCTION, INC., THROUGH CITY OF GRAND PRAIRIE IFB #17041, AMENDMENT NO. 3, IN THE UNIT PRICES BID, ATTACHED HERETO AND INCORPORATED HEREIN AS EXHIBIT A, WITH AN ESTIMATED EXPENDITURE AMOUNT OF $510,642.59; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS; AND, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, it is necessary to purchase micro-surfacing pavement treatment services to preserve City streets in the City of Duncanville; and

WHEREAS, the City of Duncanville has entered into a cooperative purchasing agreement with the City of Grand Prairie for products and services; and

WHEREAS, the City of Grand Prairie has taken competitive sealed bids and awarded IFB #17041 for micro-surfacing pavement treatment services to Viking Construction, Inc.; and

WHEREAS, the City of Grand Prairie IFB #17041 has been renewed for a third time, resulting in Amendment No. 3 valid through February 28, 2021; and

WHEREAS, the City of Duncanville estimates that its purchases through the contract term will exceed $50,000.00 and thus purchases through this contract require approval by the City Council.

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

SECTION 1. The City awards a bid and approves a Micro-Surfacing Pavement Treatment Services through the City of Grand Prairie IFB #17041, Amendment No. 3, to Viking Construction, Inc. in accordance with the unit prices bid as set forth in the attached Exhibit A with an estimated contract term expenditure amount of $510,642.59.

SECTION 2. That purchases authorized beyond the current fiscal year are subject to availability of funds and any non-appropriation by Council. Failure to budget for such expenses for FY21 shall terminate this authorization.

SECTION 3. That the City Council of the City of Duncanville hereby authorizes the City Manager, or his designee, to execute the appropriate and necessary documents.

SECTION 4. That this Resolution shall become effective immediately upon its passage.

DULY RESOLVED AND ADOPTED by the City Council of the City of Duncanville, Texas, on the 6th day of April, 2021.

APPROVED:

_____

Barry L. Gordon, Mayor

ATTEST:

_____

Kristin Downs, City Secretary

APPROVED AS TO FORM:

_____

Robert E. Hager, City Attorney

EXHIBIT A

Contract Coversheet

Dept:* Purchasing

Contract ID: 7120 R4

For: Public Works

Bid Number: 17041

Contact Name: Angi Mize

Contact Phone:* 8262

Contact Email:* amize@gptx.org

Vendor Name: Viking Construction, Inc.

Vendor Email: dan@vciss.com

Project Name: Micro Surfacing & Slurry Seal Treatment Services

Summary final renewal

Permanent Retention*

○ Yes ◉ No

Contract Amount
$ 500,000.00

Total Contract Amount over all terms
$ 2,500,000.00

Account #

Work Order #

Implementation Date
3/1/2021

Termination Date
2/28/2022

Council Approval Date
2/21/2017

Contract Approvals

Department Manager:

Kathleen Mercer

Date 1/8/2021

City Attorney Signature

CHUONG Q. PHUNG

Date 1/11/2021

City Manager Signature

WILLIAM A. HILLS

Date 1/11/2021

City Secretary Signature

MGalicia

Date 1/13/2021

EXHIBIT A

AMENDMENT TO PRICE AGREEMENT
CITY OF GRAND PRAIRIE

STATE OF TEXAS §
§ KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF DALLAS §

THIS AMENDMENT is made and entered into this date by and between the **CITY OF GRAND PRAIRIE,** a Texas municipal corporation (hereinafter referred to as the "CITY," and **VIKING CONSTRUCTION, INC.** (hereinafter referred to as "VENDOR").

WHEREAS, the CITY and VENDOR have entered into a price agreement to provide micro-surfacing & slurry seal treatment services per bid award resulting from vendor's response to RFB #17041, submitted by Dan Welsh on January 30, 2017; and

WHEREAS, the above referenced contract was written for the not to exceed amount of $500,000.00 at the unit prices quoted. This Contract was effective as of February 22, 2017, and was to terminate at midnight on February 28, 2018, unless the parties mutually agreed in writing to extend the term of the Contract through an allowable renewal option, or, unless otherwise terminated as provided in provided in paragraph XVI of the original contract; and

WHEREAS, the first of four available renewal options was executed on January 20, 2018 included a price redetermination and extended the term of the contract through February 28, 2019; and the second of four available renewal options was executed on January 14, 2019 included a price redetermination and extended the term of the contract through February 28, 2020; and the third of four available renewal options was executed on January 22, 2020 included a price redetermination and extended the term of the contract through February 28, 2021; and

WHEREAS, the above referenced agreement provides that VENDOR may request a price increase through a price redetermination request, substantiated in writing, to become effective on the anniversary date of the contract to cover verifiable increases in cost to the applicable industry; and

NOW, THEREFORE, for and in consideration of the mutual acts and covenants set out herein, the CITY and VENDOR agree as follows:

1. The CITY agrees that the price redetermination is acceptable and in the best interest of the CITY and such price increase, which is attached hereto and incorporated herein as Exhibit A; and

2. The parties mutually agree to extend the term of the contract and execute the final of the four available renewal options and extend the contract expiration to midnight on February 28, 2022, at which time all of the work called for under this Contract must be completed unless the parties mutually agree in writing to extend the term of the Contract through an additional allowable renewal option, or, unless otherwise terminated as provided in provided in paragraph XVI of the original contract; and

3. The estimated annual amount to be paid to VENDOR under such contract shall remain the sum of $500,000.00; The total estimated amount to be paid to VENDOR if all allowable contract renewals are executed shall not exceed $2,500,000.00; and

4. VENDOR shall obtain and shall continue to maintain at no cost to the CITY, in full force and effect during the term of this Contract, a comprehensive liability insurance policy with a company licensed to do business in the State of Texas and rated not less than "A" in the current Best Key Rating Guide, which shall include bodily injury, death, automobile liability, worker's compensation, and property damage coverage, in accordance with any CITY ordinance or directive. The minimum limits for this coverage shall be $1,000,000.00 per occurrence / $2,000,000 aggregate for general liability and for property damage, and $1,000,000 combined single limit for automobile liability unless modified in accordance with any ordinance or directive. Insurance obtained by VENDOR shall be primary and noncontributory, and CITY shall be named as an additional insured under the general liability and automobile policies. A provision shall be incorporated in the policies whereby CITY shall be given at least thirty (30) days prior notice of any material change in coverage or of cancellation of such policies, and Vendor shall provide the City with a copy of any such notice of material change in coverage or cancellation of any such policies, within three (3) business days of its receipt of such a notice. For purposes of this section, a material change in coverage includes, but is not limited to, a reduction in coverage below the amounts required under this agreement. VENDOR shall provide a waiver of subrogation in favor of the CITY on all coverages, and represents that it has taken all actions necessary under the policy or policies for the City to have the status of additional insured and to effectuate any required waiver of subrogation. VENDOR shall furnish the CITY with original copies of the policies or certificates evidencing such coverage prior to commencement of any work under this Contract; and

5. This shall constitute an authorization for extension of the Agreement as set out in the agreement between the parties, and an amendment to such Agreement. All of the terms and conditions of the original Agreement shall remain in full force and effect, as amended hereto, unless set out otherwise herein.

6. NOTICES

All notices, requests, or other communications (excluding invoices) hereunder must be in writing and transmitted via overnight courier, email, hand delivery, or certified or registered mail, postage prepaid and return receipt requested to the CITY and VENDOR as follows:

CITY:
City of Grand Prairie
ATTN: Angi Mize, Sr. Buyer | Purchasing
300 W. Main St, Grand Prairie, TX 75050
PO Box 534045, Grand Prairie, TX 75053-4045
Phone 972-237-8262| Email amize@gptx.org

VENDOR:
Viking Construction, Inc.
ATTN: Dan Welsh, Project Manager
2592 Shell Rd., Georgetown, TX, 78628
Phone 512-930-5777| Email dan@vciss.com

Any notice required or desired to be given to either party hereto shall be deemed to be delivered: (i) on the date of delivery, if hand delivered or emailed; (ii) one (1) day after

sending, if sent by overnight courier; or (iii) three (3) days after the same is deposited in an official depository under the regular care and custody of the United States Postal Service located within the confines of the United States of America and sent by registered or certified mail, return receipt requested, and addressed to such party at the address hereinafter specified. Either party hereto may change such party's address for notice to another address within the United States of America, but until written notice of such change is actually received by the other party, the last address of such party designated for notice shall remain such party's address for notice.

EXECUTED this the _____day of 1/13/2021 ,20__.

CITY OF GRAND PRAIRIE, TEXAS

By: _____
Deputy City Manager

ATTEST:

Mona Lisa Galicia, City Secretary

APPROVED AS TO FORM:

Megan Mahan, City Attorney

VIKING CONSTRUCTION INC.

By: Dan Welsh

Printed Name: DAN Welsh

Title: Project Manager

Exhibit A

EXHIBIT A

VIKING
Construction, Inc.

2592 Shell Road
Georgetown, TX 78628
Office 1(512)930-5777 ▼ Facsimile 1(512) 868-1955

Preserving Texas roads with pride and integrity.

Specializing in Micro-Surfacing and
Slurry Seal Pavement Maintenance

City of Grand Prairie
Ms. Angi Mize
Senior Buyer, Purchasing

RE: RFB #17041
Micro-Surfacing & Slurry Seal Services

Ms. Mize,

Thank you for the e-mail I received on Jan. 5 asking for a renewal of our Micro-Surfacing & Slurry Seal contract. Viking would like to extend this contract another year but will need to ask for a small increase to cover our labor and Insurance cost increases. We would like to ask for a 10 cent per square yard increase on all four line items. That would make our costs as follows:

Slurry Seal smaller than 49,999 SY = $3.22
Slurry Seal larger than 49,999 SY = $3.05
Micro-Surfacing smaller than 49,999 SY = $3.81
Micro-Surfacing larger than 49,999 SY = $3.61

Please let me know what else you need from me.

Thank you for your consideration of this matter.

Viking Construction Inc.

Dan Welsh

Dan Welsh
Project Manager
Office 512-930-5777
Cell 512-966-9106
dan@vciss.com

SAM Search Results
List of records matching your search for :

Search Term : VIKING CONSTRUCTION COMPANY*
Record Status: Active

ENTITY	VIKING CONSTRUCTION COMPANY, INC.	Status: Active
DUNS: 009520292	+4:	CAGE Code: 36GM2 DoDAAC:
Expiration Date: 08/17/2021	Has Active Exclusion?: No	Debt Subject to Offset?: No
Address: 11315 SUNRISE GOLD CIR STE A		
City: RANCHO CORDOVA		State/Province: CALIFORNIA
ZIP Code: 95742-6534		Country: UNITED STATES

Duncanville
City of Champions

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Consider a Resolution awarding Invitation to Bid IFB 21-0011 Dual Tube Night Vision Goggles with Helmet Mounts to Tactical Night Vision Company, Inc., through the City's competitive bid process, with an estimated expenditure amount up to $75,000.00.

FY 2019 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

STAFF RESPONSIBLE:
Mark LiVigni, Interim Chief of Police
Lieutenant Matthew Stogner, SWAT Commander
Sheila Baker, Purchasing Manager, MPA, CPM

BACKGROUND/HISTORY:
The State Homeland Security Program (SHSP) is administered by the Office of the Governor to equip law enforcement funds to build capabilities at the local level to enhance national resilience to absorb disruptions and rapidly recover from incidents both natural and manmade. Activities implemented under SHSP must support terrorism preparedness by building or enhancing capabilities that relate to the prevention of, protection from, mitigation of, response to, and recovery from terrorism. This grant is a reimbursement grant.

In 2019, City Council approved a Resolution (2019-001) for this grant in the amount of $42,000.00. In 2020, we received partial funding in the amount of $26,727.91. Those funds along with asset forfeiture funds were used to purchase four-night vision units. In 2020, the police department completed the SHSP grant for the remaining funds of $15,272.09 and was approved. The police department will use the $15,272.09 plus funds from asset forfeiture to order ten additional night vision units, which will finalize this order and provide each officer on the SWAT team a night vision unit.

On March 2, 2021, Council approved Resolution 2019-001R for the acceptance of the North Central Texas Council of Governments and FY20 Homeland Security Grant.

Resolution 2019-001R1 is to approve the expenditure up to $75,000.00 for ten-night vision goggles and mounts to equip the officers on the SWAT team.

The Invitation to Bid IFB-21-0011 was advertised in the Focus Daily News on Friday, February 26, 2021, and Friday, March 5, 2021. The bid request was also advertised through the bidding notification system for Public Purchase, Black Chamber of Commerce, Hispanic Chamber of Commerce, Regional Hispanic Contractors, Black Contractors Association, North Texas Regional Certification Agency, 74 Historically Utilized Business (HUB) vendors from the State of Texas Centralized Master List, were notified via email. The city received seven completed bids and two alternate bids prior to

bidding closing on March 15, 2021. Tactical Night Vision (TNVC), was the lowest responsive responsible bidder. Staff reviewed the proposed pricing and certified that the prices offered by the recommended vendor are fair and reasonable.

POLICY EXPLANATION:
Funds will be budgeted in the Fiscal Year 2021 if the grant is received. The Special Weapons and Tactics (SWAT) team currently has fourteen (14) sworn officers. The funds would allow the Duncanville Police Department to be reimbursed for the purchase of ten (10) sets of night vision goggles and mounts to equip the officers in our SWAT team; providing increased officer safety while operating in a low-light or nighttime environment.

The lowest responsive responsible bid was received from Tactical Night Vision (TNVC) in the amount of $99,764.00. This project was bid in compliance with Texas municipal purchasing statutes.

FUNDING SOURCE:
The Duncanville Police Department was awarded partial funding from the FY20 SHSP grant in the amount of $15,272.09. The remaining funding of $55,987.91 will come from asset forfeiture.

Contract Log #:
1497

RECOMMENDATION:
Staff recommends approval of a Resolution awarding IFB #21-0011 Dual Tube Night Vision Goggles with Helmet Mounts from Tactical Night Vision Company, Inc., through the City's competitive bid process, with an estimated expenditure amount up to $75,000.00.

ATTACHMENTS:
Attachment 1 - Invitation to Bid - Night Vision
Attachment 2 - Resolution No. - 2019-001R1 - FY21 Dual Tube Night Vision Goggles w/Helmet Mounts

ATTACHMENT 1

CITY OF DUNCANVLLE PURCHASING DIVISION
INVITATION TO BID NO. 21-0011
DUALTUBE NIGHT VISION GOGGLES WITH HELMET MOUNTS
BID CLOSINGS DATE; MARCH 11, 2021
For further information contact: Sheila Baker, Purchasing Manager
FAX (972)780-5077 sbaker@duncanville.com

INSTRUCTIONS TO BIDDERS

Bids are solicited for furnishing the merchandise, supplies, services and/or equipment set forth in this solicitation. **Completed Bids including (one (1) executed original and one(1) USB and (0) copy) must be received in the Purchasing Office by 2:00 PM., March 11, 2021**, and then publicly opened and read aloud at 2:15 P.M. in the Council Briefing Room in City Hall East. Bids must be in a sealed envelope, addresses to the Purchasing Manager, City of Duncanville and have the bid number, closing date, and company name clearly marked on the outside envelope. **YOUR BID MUST BE RECEIVED BY THE PURCHASING OFFICE AND TIME STAMPED PRIOR TO THE 2:00 PM DEADLINE IN ORDER TO BE CONSIDERED. Bids shall be mailed, or hand delivered to the following address:**

City of Duncanville, Sealed Bid Box, PO Box 380280, Duncanville, Texas 75138
City of Duncanville, Sealed Bid 203 E Wheatland Road, Duncanville, Texas 75116

Bids delivered by special courier (i.e. Federal Express, Special Delivery etc.) are to be marked on the outside of the courier's shipping envelope "**BID No. *IFB-21-0011*, " Dual Tube Night Vision Goggles" AND MUST BE RECEIVED BY THE PURCHASING OFFICE AND TIME STAMPED PRIOR TO THE 2:00 PM DEADLINE IN ORDER TO BE CONSIDERED**

Late bids will be returned; they will not be opened nor considered in the evaluation of the bid(s). Bids may be withdrawn at any time prior to the official opening. Bids may not be altered, amended or withdrawn after the official opening. The undersigned agrees, if the bid is accepted, to furnish any and all items upon which prices are offered, at the Price(s) and upon the terms and conditions contained in the specifications. The period for acceptance of this bid will be 90 calendar days after the bid opening date.

By Signing below, I have read and agreed with the attached Terms and Conditions, Instructions to Bidders and the Invitations to Bid requirements. Failure to complete the requested information below may result in rejections of your bid. Principal Place of Business (Defined as at least having on permanent active business office and employee located in Texas).

Company Name and Address	TNVC
	1050 Nevada St. Redlands, CA 92374
Company's Authorized Agent Name and Title	
	CHRIS HUBER Director of Sales
Signature	
Federal ID Number (TIN)	26-2997841
Telephone Number/Fax Number and Email address	909-796-7200 Fax: 909-353-1960
	chris@tnvc.com

Cooperative Purchasing: Should other Governmental Entities decide to participate in this contact, would you, the vendor, agree that all terms, conditions, specifications, and pricing would apply? (see section11) Yes ✓ No____

Sheila Baker, MPA, CPM
Purchasing Manager

ATTACHMENT 1

ADDENDUM RECEIPT ACKNOWLEDGMENT

Offeror acknowledges receipt of the following Addenda:

Addendum #1 Dated _____ Received _____

Addendum #2 Dated _____ Received _____

Addendum #3 Dated _____ Received _____

Addendum #4 Dated _____ Received _____

SIGNATURE

The undersigned:

- Declares that the only person or parties interested in this proposal as principals are those named herein, that this proposal is made without collusion with any other person, firm or corporation.
- Agrees, upon written acceptance of this proposal, mailed or otherwise, furnished within one hundred and ninety (90) days after date of opening of proposals, will, within ten (10) calendar days after receipt of the prescribed forms, execute and agree to the terms and conditions of the final award.
- Proposes and agrees to perform all work of whatever nature required, in strict accordance with the specifications for the pricing/fee submitted in the attached proposal.
- Declares that in the event of the award of a contract to the undersigned will comply with the Immigration Reform & Control Act of 1986.
- Declares that the company verifies that it (1) does not boycott Israel; and (2) that it will not boycott Israel during the term of the contract, in compliance with Chapter 2270 of the Texas Government Code.
- Declares that the company does not have contracts or provide supplies or services to any foreign terrorist organization as made known on a list provided by the Comptroller of the State of Texas.
- Shall be able to perform the services or provide the goods as specified in this solicitation. The Offeror is to prepare a proposal that describes all goods and services that offeror desires to make available and the appropriate pricing structure for each.
- If the offeror desires to exclude an item(s) that would ordinarily be considered a part of a proposal category, then that item(s) must be clearly identified as "Not Offered" in your proposal.

_____ 3/11/2021

Authorized Signature Date

ATTACHMENT 1

IFB#21-0011

BID SOLICITATION

BID OPENING DATE AND TIME
03/11/2021 2:00 pm

DATE: 03-11-2021

Vendor Name:
Street Address
City, ST ZIP Code
Phone

QUANITY	DESCRIPTION	UNIT PRICE	LINE TOTAL
	The City of Duncanville (City) requests bids on Dual Tube Night Vision Binoculars as specified in this Invitation for Bid (IFB). All equipment bid and delivered shall be new, unused and of the manufacturer's current production model or newer. *The units shall meet all applicable local, state, and* federal regulations. Bidders shall complete and submit Bids including (1) executed original bid, (1) copy of all bid documents and (1) USB flash drive containing electronic versions of all bid document		
14	Generation 3 Binocular Night Vision Device-LA# OMNI VIII, Black with CR123 Battery power, Auxiliary power port.	6676.00	93,464.00
14	L4 G24 Mount w/Low Profile Breakaway Base-Black	450.00	6300.00
	STATE MAKE MODEL BID: TNVC-RNV5 OMNI 8		
	Black with CR123 and Aux power Port - Wilcox L4 G24 Mount		
		SUBTOTAL	99,764.00
		TOTAL	99,764.00

ATTACHMENT 1

Term of Payment Net30 Company: TNVC

Signature [signature]

Name and Title Chris Huber Director of Sales

IFB-20-0011

RESOLUTION NO. 2019-001R1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUNCANVILLE, TEXAS, AWARDING BID IFB 21-0011 FOR DUAL TUBE NIGHT VISION GOGGLES WITH HELMET MOUNTS TO THE TACTICAL NIGHT VISION COMPANY, INC., THROUGH THE CITY'S COMPETITIVE BID PROCESS, WITH AN ESTIMATED EXPENDITURE AMOUNT UP TO $75,000.00; AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO ISSUE AND EXECUTE THE APPROPRIATE PURCHASE AND/OR PAYMENT; AND, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, it is desired to provide the police department's special operations unit with night vision goggles to service the citizens of Duncanville; and

WHEREAS, the night vision goggles will provide greater officer safety while operating in a low-light or nighttime environment for the police department's special operations unit; and

WHEREAS, the City Council of the City of Duncanville, Texas desires to approve payment to Tactical Night Vision Company, Inc. for purchase of dual tube night vision goggles and helmet mounts.

WHEREAS, the City Council for the City of Duncanville wishes to designate the City Manager as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter, or terminate the grant on behalf of the applicant agency.

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

SECTION 1. That the City Council for the City of Duncanville, Texas hereby award BID IFB 21-0011 to Tactical Night Vision Company, Inc. approves payment to Tactical Night Vision Company, Inc. in the amount up to $75,000.00.

SECTION 2. That the City Council for the City of Duncanville, Texas hereby authorizes the City Manager to authorize payment and execution of any necessary documents and/or payment.

SECTION 3. That this Resolution shall become effective immediately upon its passage.

DULY RESOLVED AND ADOPTED by the City Council of the City of Duncanville, Texas, on the 6th day of April, 2021.

APPROVED:

_____

Barry L. Gordon, Mayor

ATTEST:

_____

Kristin Downs, City Secretary

APPROVED AS TO FORM:

_____

Robert E. Hager, City Attorney

EXHIBIT A

CITY OF DUNCANVLLLE PURCHASING DIVISION
INVITATION TO BID NO. 21-0011
DUALTUBE NIGHT VISION GOGGLES WITH HELMET MOUNTS
BID CLOSINGS DATE; MARCH 11, 2021
For further information contact: Sheila Baker, Purchasing Manager
FAX (972)780-5077 sbaker@duncanville.com

INSTRUCTIONS TO BIDDERS

Bids are solicited for furnishing the merchandise, supplies, services and/or equipment set forth in this solicitation. **Completed Bids including (one (1) executed original and one(1) USB and (0) copy) must be received in the Purchasing Office by 2:00 PM., March 11, 2021**, and then publicly opened and read aloud at 2:15 P.M. in the Council Briefing Room in City Hall East. Bids must be in a sealed envelope, addresses to the Purchasing Manager, City of Duncanville and have the bid number, closing date, and company name clearly marked on the outside envelope. **YOUR BID MUST BE RECEIVED BY THE PURCHASING OFFICE AND TIME STAMPED PRIOR TO THE 2:00 PM DEADLINE IN ORDER TO BE CONSIDERED. Bids shall be mailed, or hand delivered to the following address:**

City of Duncanville, Sealed Bid Box, PO Box 380280, Duncanville, Texas 75138
City of Duncanville, Sealed Bid 203 E Wheatland Road, Duncanville, Texas 75116

Bids delivered by special courier (i.e. Federal Express, Special Delivery etc.) are to be marked on the outside of the courier's shipping envelope **"BID No. *IFB-21-0011*, " Dual Tube Night Vision Goggles" AND MUST BE RECEIVED BY THE PURCHASING OFFICE AND TIME STAMPED PRIOR TO THE 2:00 PM DEADLINE IN ORDER TO BE CONSIDERED**

Late bids will be returned; they will not be opened nor considered in the evaluation of the bid(s). Bids may be withdrawn at any time prior to the official opening. Bids may not be altered, amended or withdrawn after the official opening. The undersigned agrees, if the bid is accepted, to furnish any and all items upon which prices are offered, at the Price(s) and upon the terms and conditions contained in the specifications. The period for acceptance of this bid will be 90 calendar days after the bid opening date.

By Signing below, I have read and agreed with the attached Terms and Conditions, Instructions to Bidders and the Invitations to Bid requirements. Failure to complete the requested information below may result in rejections of your bid. Principal Place of Business (Defined as at least having on permanent active business office and employee located in Texas).

Company Name and Address	Night Fighter Tactical Incorporated 340 Valley Road Unit 1, Cos Cob, CT 06807
Company's Authorized Agent Name and Title	Robert F. Robben - Vice President
Signature	
Federal ID Number (TIN)	[redacted]
Telephone Number/Fax Number and Email address	203·637·5466 robben@nightfightertactical.com

Cooperative Purchasing: Should other Governmental Entities decide to participate in this contact, would you, the vendor, agree that all terms, conditions, specifications, and pricing would apply? (see section11) Yes ✓ No____

Sheila Baker, MPA, CPM
Purchasing Manager

EXHIBIT A

ADDENDUM RECEIPT ACKNOWLEDGMENT

Offeror acknowledges receipt of the following Addenda:

Addendum #1 Dated	March 11, 2021	Received	March 12, 2021
Addendum #2 Dated	N/A	Received	N/A
Addendum #3 Dated	N/A	Received	N/A
Addendum #4 Dated	N/A	Received	N/A

SIGNATURE

The undersigned:

- Declares that the only person or parties interested in this proposal as principals are those named herein, that this proposal is made without collusion with any other person, firm or corporation.
- Agrees, upon written acceptance of this proposal, mailed or otherwise, furnished within one hundred and ninety (90) days after date of opening of proposals, will, within ten (10) calendar days after receipt of the prescribed forms, execute and agree to the terms and conditions of the final award.
- Proposes and agrees to perform all work of whatever nature required, in strict accordance with the specifications for the pricing/fee submitted in the attached proposal.
- Declares that in the event of the award of a contract to the undersigned will comply with the Immigration Reform & Control Act of 1986.
- Declares that the company verifies that it (1) does not boycott Israel; and (2) that it will not boycott Israel during the term of the contract, in compliance with Chapter 2270 of the Texas Government Code.
- Declares that the company does not have contracts or provide supplies or services to any foreign terrorist organization as made known on a list provided by the Comptroller of the State of Texas.
- Shall be able to perform the services or provide the goods as specified in this solicitation. The Offeror is to prepare a proposal that describes all goods and services that offeror desires to make available and the appropriate pricing structure for each.
- If the offeror desires to exclude an item(s) that would ordinarily be considered a part of a proposal category, then that item(s) must be clearly identified as "Not Offered" in your proposal.

Authorized Signature	March 12, 2021 Date

EXHIBIT A

IFB#21-0011

BID SOLICITATION

BID OPENING DATE AND TIME
03/11/2021 2:00 pm

DATE: 03-11-2021

Vendor Name:
Street Address
City, ST ZIP Code
Phone

QUANITY	DESCRIPTION	UNIT PRICE	LINE TOTAL
	The City of Duncanville (City) requests bids on Dual Tube Night Vision Binoculars as specified in this Invitation for Bid (IFB). All equipment bid and delivered shall be new, unused and of the manufacturer's current production model or newer. The units shall meet all applicable local, state, and federal regulations. Bidders shall complete and submit Bids including (1) executed original bid, (1) copy of all bid documents and (1) USB flash drive containing electronic versions of all bid document		
14	Generation 3 Binocular Night Vision Device-LA# OMNI VIII, Black with CR123 Battery power, Auxiliary power port.	$8900	$124,600
14	L4 G24 Mount w/Low Profile Breakaway Base-Black	$ 550	$7,700
	STATE MAKE MODEL BID: Elbit Night Vision	NE5032 (see attached)	
	Wilcox Industries	G24	
	SUBTOTAL		$132,300
	TOTAL		$132,300

RFP

EXHIBIT A

Term of Payment 30 Company: Night Fighter Tactical Inc.

Signature

Name and Title Robert F. Robben, Vice President

IFB-20-0011

EXHIBIT A

CONFLICT OF INTEREST QUESTIONNAIRE — FORM CIQ

For vendor doing business with local governmental entity

OFFICE USE ONLY
Date Received

This questionnaire reflects changes made to the law by H.B. 23, 84th Leg., Regular Session.

This questionnaire is being filed in accordance with Chapter 176, Local Government Code, by a vendor who has a business relationship as defined by Section 176.001(1-a) with a local governmental entity and the vendor meets requirements under Section 176.006(a).

By law this questionnaire must be filed with the records administrator of the local governmental entity not later than the 7th business day after the date the vendor becomes aware of facts that require the statement to be filed. *See* Section 176.006(a-1), Local Government Code.

A vendor commits an offense if the vendor knowingly violates Section 176.006, Local Government Code. An offense under this section is a misdemeanor.

1 **Name of vendor who has a business relationship with local governmental entity.**

N/A

2 ☐ **Check this box if you are filing an update to a previously filed questionnaire.**

N/A (The law requires that you file an updated completed questionnaire with the appropriate filing authority not later than the 7th business day after the date on which you became aware that the originally filed questionnaire was incomplete or inaccurate.)

3 **Name of local government officer about whom the information in this section is being disclosed.**

N/A

Name of Officer

This section (item 3 including subparts A, B, C, & D) must be completed for each officer with whom the vendor has an employment or other business relationship as defined by Section 176.001(1-a), Local Government Code. Attach additional pages to this Form CIQ as necessary.

A. Is the local government officer named in this section receiving or likely to receive taxable income, other than investment income, from the vendor?

N/A ☐ Yes ☐ No

B. Is the vendor receiving or likely to receive taxable income, other than investment income, from or at the direction of the local government officer named in this section AND the taxable income is not received from the local governmental entity?

N/A ☐ Yes ☐ No

C. Is the filer of this questionnaire employed by a corporation or other business entity with respect to which the local government officer serves as an officer or director, or holds an ownership interest of one percent or more?

N/A ☐ Yes ☐ No

D. Describe each employment or business and family relationship with the local government officer named in this section.

N/A

4

Signature of vendor doing business with the governmental entity

March 12, 2021

Date

Adopted 8/7/2015

EXHIBIT A

ATTACHMENT #1

DETAILED SPECIFICATIONS

DIMENSIONS	4.7"(L) x 4.2"(W) x 2.8"(H) ✓
WEIGHT	20.1 oz. w/ Battery ✓
FINISH	Anodized Matte Black (Coyote or FDE ✓ Cerekote)
POWER	One (1) CR123 Battery, External Battery Pack Single AA
BATTERY LIFE (CR123)	Approx. 30 Hours at Room Temp. w/ Standard CR123 24 hours-alkaline 30 hours-lithium
WATERPROOF	66' Submersible ✓
WARRANTY	5 Year Warranty ✓
OPTICAL	
GENERATION	U.S. Gen3 L-3 OMNI VIII Green Thin-Filmed or Gen3 Unfilmed White Phosphor ✓ (*) Same price for green or white phosphor
INTENSIFIER TUBES	L-3 MX10160 Infinity (x2) ✓
RESOLUTION	64 lp/mm (Typical) ✓
FILM	Thin Film or Filmless
GATE	Auto ✓
GAIN	Automatic Brightness Control ✓
MAGNIFICATION	1X ✓
FOV	40° ✓

EXHIBIT A

OBJECTIVE LENS	**F/1.2**
OCULAR LENS	**+2 to -6**
FOCUS	**9.8" to Infinity**
	Tube/System Factory Data Sheets, Soft Carry Case, Daylight Filter Covers (x2)

EXHIBIT A

ATTACHMENT B – VENDOR CONTACT INFORMATION

Vendor's Name: Night Fighter Tactical Incorporated
Vendor's Local Address: 340 Valley Road Unit 1, Cos Cob, CT 06807
Phone: 203·637·5466 Fax: _____
Email: robben@nightfightertactical.com

Name of persons to contact when placing an order or billing questions:
Name/Title Robert Robben Vice President
Phone: 203·637·5466 Fax: _____
Email: rdobben@nightfightertactical.com

Name/Title _____
Phone: _____ Fax: _____
Email: _____

Name/Title _____
Phone: _____ Fax: _____
Email: _____

Signature | Robert F. Robben (Printed Name) | 3/12/21 (Date)

EXHIBIT A

ATTACHMENT C - REFERENCE SHEET

Please complete and return this form with your bid.

The Vendor shall furnish references for at least three (3) recent customers to whom products and/or services have been provided that are similar to those required by this solicitation. The City will be the sole judge of references. Please use additional sheets.

1. Company's Name: Stamford Police Department
   Name of Contact: LT Chris Baker
   Title of Contact: Lieutenant
   Present Address: 713 Bedford Street
   City, State, Zip Code: Stamford, CT 06901
   Telephone Number: (203) 6726 11 Fax Number ( )
   Email: cbaker@stamfordct.gov

2. Company's Name: Connecticut State Police
   Name of Contact: Chad Gomez
   Title of Contact: Sergeant
   Present Address: 1111 Country Club Road
   City, State, Zip Code: Middletown, CT 06457
   Telephone Number: ( ) 8603070237 Fax Number ( )
   Email: chad.gomez@ct.gov

3. Company's Name: Maine State Police
   Name of Contact: Greg Ray
   Title of Contact: Detective
   Present Address: 45 Commerce Drive
   City, State, Zip Code: Augusta, ME
   Telephone Number: ( ) 2076247076 Fax Number ( )
   Email: gregory.r.roy@maine.gov

EXHIBIT A

City of Duncanville
Purchasing Office
203 E. Wheatland Road, Duncanville, Texas 75116
P.O. Box 380280, Duncanville, Texas 75138-0280
(972) 780-5058

Duncanville
City of Champions

ADDENDUM TO THE INVITATION FOR BID
MUNICIPAL SERVICE CENTER RENOVATION AND EXPANSION
CITY OF DUNCANVILLE
PURCHASING DIVISION

ADDENDUM NO. 1. **DATE ISSUED: March 11, 2021**
INVITATION FOR BID (IFB):IFB-21-011
ORGINIAL BID SUBMITTAL DATE: March 11, 2020 (Changed) March 15, 2021

Addendum No. 1, dated March 11, 2021 is hereby amended to incorporate in full text the following provisions:

1. Original Bid Submittal Date: March 11, 2021 (Changed) to **March 15, 2021**

2. **BID-OPENING FOR IFB-21-0011-DUALTUBE NIGHT VISION GOGGLES WITH HELMET MOUNTS**
Mon, Mar 15, 2021 2:00 PM - 3:00 PM (CDT)

Please join my meeting from your computer, tablet or smartphone.
https://global.gotomeeting.com/join/305066421

You can also dial in using your phone.
States: +1 (646) 749-3112

Access Code: 305-066-421

Regards,
Sheila Baker
Sheila Baker, MPA, CPM
Purchasing Manager

COMPANY NAME: Night Fighter Tactical Incorporated

SIGNATURE: _____ March 12, 2021

NOTE: Company name and signature must be the same as on the bid document

EXHIBIT A

Duncanville
City of Champions

City of Duncanville
P.O. Box 380280
Duncanville, TX 75138-0280
(972) 780-5058
www.duncanville.com

City of Duncanville Vendor Packet

Vendor Information

In order to provide vital vendor information and to ensure prompt payment, please complete the following:

Official Company Name Night Fighter Tactical Incorporated

Pay/RemittanceAddress 340 Valley Road Unit 1

City Cos Cob State CT Zip Code 06807

Point of Contact Robert F. Robben

Phone Number 2036375466 Fax Number _____

Email Address robben@nightfightertactical.com

I will accept Mastercard for payment of any invoice: Yes___ No (X)

Payment Terms – Net 30 ✓

Prohibition of Boycott of Israel By signing this application, vendor verifies that it does not Boycott Israel, and agrees it will not boycott Israel as that term is defined in Texas Government Code Section 808.001, as amended.

Business Prohibitions By signing this application, vendor verifies that, pursuant to Texas Government Code, Chapter 2252, Section 2252.152 and Section 2252.153, it does not appear on the Comptroller of the State of Texas listing of companies which do business with Iran, Sudan or any Foreign Terrorist Organization, as identified under Section 806.051, Section 807.051 or Section 2253.253, listing of companies

March 12, 2021

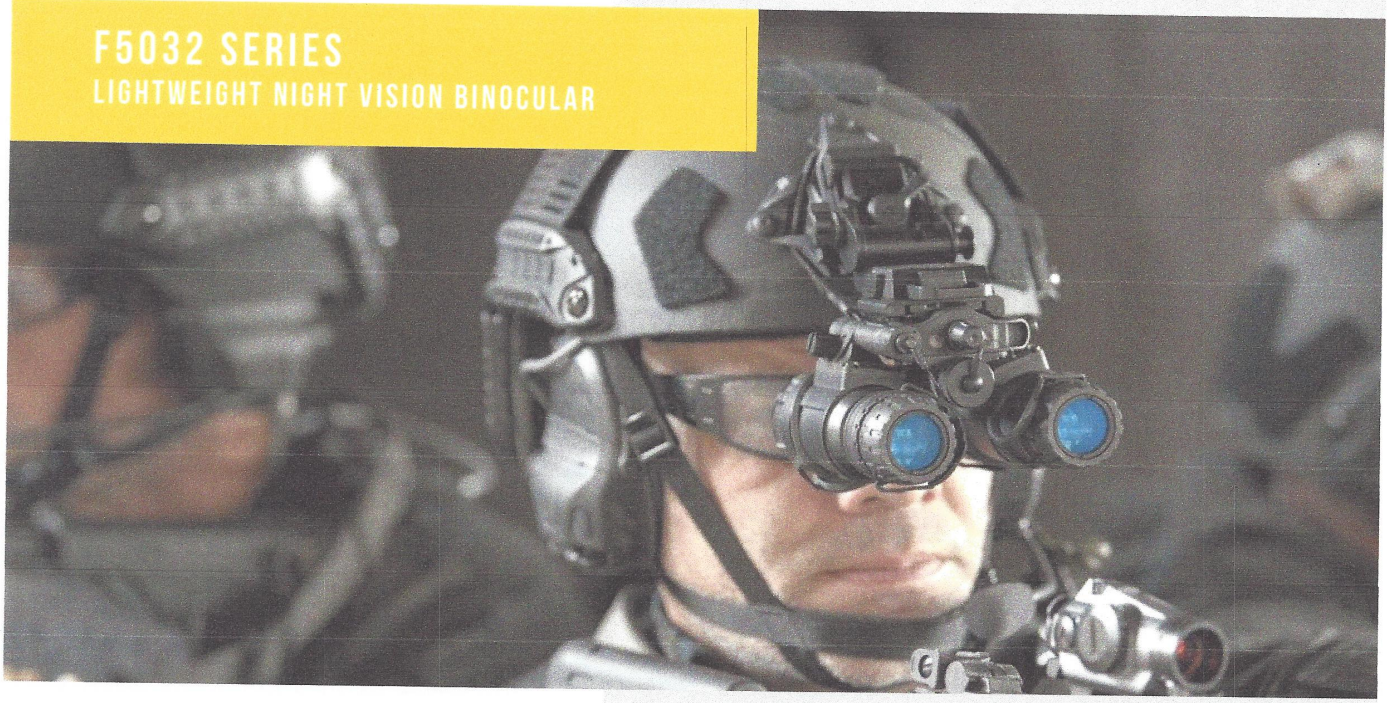
Vendor Authorized Signature Date

EXHIBIT A

Elbit Systems of America

GROUND SOLUTIONS

F5032 SERIES
LIGHTWEIGHT NIGHT VISION BINOCULAR



KEY BENEFITS

- Industry-leading, close-focus technology for intricate, mission-critical tasks
- Image intensifier tubes serviceable at the unit level
- Vertical viewing ability prevents shut off when user tilts head
- Available in fixed or adjustable diopter lenses
- Integrated IR illuminator brightens zero-light areas
- Manual brightness adjustment available
- Submersible up to 20 meters
- Gen 3 Gated Pinnacle® tubes providing the highest performance and reliability available under all light levels.

For more than 60 years, Elbit Systems of America - Night Vision (ESA - NV) has provided the military with premier vision-enhancing solutions. The ESA - NV F5032 lightweight night vision binocular provides special operations forces a tactical advantage in the most challenging environments. Whether reading printed map details, administering medical support, repairing weapons or re-configuring a radio, the F5032 provides essential visual ability while still maintaining cover under darkness. The F5032 is also configurable with fixed or adjustable diopter lenses to accommodate individual user optical requirements. An intuitive vertical viewing capability recognizes when the binocular is in use and prevents shut-off from activating when a user looks up, such as when climbing a ladder. An auto shut-off engages only when the goggles are in the stowed position. The F5032 also includes an integrated IR illuminator, so the user does not have to carry extra equipment.

SEP 2019 | REV -

ElbitAmerica.com nightvision@elbitsystems-us.com 4700 Marine Creek Parkway Fort Worth, TX 76179

MDS-F5032

EXHIBIT A

Elbit Systems of America

GROUND SOLUTIONS

F5032 SERIES
LIGHTWEIGHT NIGHT VISION BINOCULAR

STANDARD ACCESSORIES

- Carrying case
- Eye cups, lens caps
- Demist shields
- Operator kit (manual, quick reference card, lens paper)
- G24 helmet mount

OPTIONAL ACCESSORIES (FOR EXAMPLE)

- Magnifier lens
- Shipping and storage case
- External battery pack w/ cable
- Amber filters
- Counterweights
- G22 Helmet Mount

SYSTEM SPECIFICATIONS

OPTICAL SPECIFICATIONS	
• Field of View	• 40° nominal
• Magnification	• 1X
• Submersibility	• 66 ft. for 2 hours
PHYSICAL SPECIFICATIONS	
• Weight	• ≤ 500 grams
• Dimensions	• 2.8 x 4.2 x 4.1 in (7.2 x 10.6 x 10.4 cm)
ELECTRICAL SPECIFICATIONS	
• Battery Life	• > 30 hours with AA lithium / > 21 hours with AA alkaline
• Battery Type	• One AA size battery (lithium or alkaline)
• Integrated IR Illuminator	• Yes
MECHANICAL SPECIFICATIONS	
• Diopter Adjustment, Fixed Configuration	• +2 to -2.5 diopters *
• Diopter Adjustment, Adjustable Configuration	• +2 to -6 diopters
• Focus Range	• 25 cm to infinity

* a wider range of lenses can be made available upon request

nightvision@elbitsystems-us.com
4700 Marine Creek Parkway
Fort Worth, TX 76179

Duncanville
City of Champions

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Consider a Resolution authorizing a Cooperative Purchase of Athletic Supplies and Equipment from BSN Sports, LLC, using the Buyboard Contract #583-19 and #592-19 in the amount up to $75,000.00.

FY 2020 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

- **2. Create high quality neighborhoods and parks**
  - **Goal 2: Maximize city and community resources to improve quality of life in a sustainable manner.**

STAFF RESPONSIBLE:
Bart Stevenson, Director of Parks and Recreation
Sheila Baker, Purchasing Manager

BACKGROUND/HISTORY:
In recent years, the Parks and Recreation Department has been purchasing various athletic program supplies and equipment through BSN Sports, LLC. The supplies purchased include items such as soccer goals & nets, bleachers, baseball bases, tennis nets, basketball goals & nets; PE supplies & equipment; fitness equipment; gym spectator seating; gym dividers, wall pads, floor mats & covers, netting; volleyball systems; indoor scoreboards; service/repair & installation. The items are purchased on an as-needed basis. However, this has resulted in expenditures reaching the $50,000.00 threshold at which point Council authorizes the purchases. Previous purchase authorizations were not required as expenditures from this vendor during the contract term were less than $50,000.00.

POLICY EXPLANATION:
The Purchasing Division will use BuyBoard Contract No. 583-19 and 592-19 to acquire the products and services necessary to implement this new system. State law provides that a local government purchasing an item under a Cooperative Purchasing Agreement satisfies state laws requiring that the local government seek competitive bids for purchase of the items. BuyBoard contracts have been competitively bid to increase and simplify the purchasing power of government entities.

Athletic supplies and equipment are available from BSN Sports, LLC, of Dallas, TX through Buyboard contracts #583-19 and #592-19. The contracts cover a variety of items with suppliers with various levels of discounted pricing. Staff is requesting authorization to make purchases for contract #583-19 that runs April 1, 2021 through March 31, 2022 and contract #592-19 that runs October 1, 2020 through September 30, 2021 for a total estimated expenditure of $75,000.00.

State law provides that a local government purchasing an item under a cooperative purchasing agreement satisfies any State law requiring that the local government seek competitive bids for the purchase of the item. Buyboard are competitively bid to increase and simplify the purchasing power of entities across the State of Texas. The Texas Local Government Code Chapters 271 and 791 allows for government agencies to voluntarily participate in these cooperative arrangements.

FUNDING SOURCE:
Funds are available in the FY21 budget in the applicable line item.

Contract Log #:
1505

RECOMMENDATION:
Staff recommends approving a Resolution authorizing Cooperative Purchase of Athletic Supplies and Equipment from BSN Sports, LLC, using the Buyboard Contract #583-19 and #592-19 in the amount up to $75,000.00.

ATTACHMENTS:
Attachment 1 - Resolution No. - 2019-111R - Athletic Supplies and Equipment
SAMS-BSN SPORTS-2021

RESOLUTION NO. 2019-111R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUNCANVILLE, TEXAS, HEREBY AWARDS A BID TO BSN SPORTS, LLC FOR PURCHASE OF ATHLETIC SUPPLIES AND EQUIPMENT THROUGH BUYBOARD CONTRACT #583-19 AND #592-19 IN THE AMOUNT OF NOT TO EXCEED $75,000.00 THROUGH MARCH 31, 2022; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS AND, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City desires to provide recreation facilities for the enjoyment of its residents; and

WHEREAS, these facilities require athletic supplies and equipment to be utilized safely and appropriately; and

WHEREAS, the City of Duncanville has entered into an interlocal cooperative purchasing agreement with BuyBoard for products and services; and

WHEREAS, Buyboard has taken competitive sealed proposals and awarded contract #583-19 and #592-19 for athletic supplies and equipment to BSN Sports, LLC; and

WHEREAS, the City of Duncanville estimates that its aggregate purchases through this contract will exceed $50,000.00 during the contract term and thus the purchases require approval by the City Council.

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

SECTION 1. The City Council of the City of Duncanville hereby awards and bid to BSN Sports LLC for purchase of athletic supplies and equipment through Buyboard contract #583-19 and #592-19 in the amount of not to exceed Seventy-Five Thousand Dollars ($75,000.00) through March 31, 2022.

SECTION 2. The City Council of the City of Duncanville hereby authorizes the City Manager, or his designee, to execute the appropriate and necessary documents and/or purchase orders.

SECTION 3. This Resolution shall become effective immediately upon its passage.

DULY RESOLVED AND ADOPTED by the City Council of the City of Duncanville, Texas, on the 6th day of April, 2021.

APPROVED:

_____

Barry L. Gordon, Mayor

ATTEST:

_____

Kristin Downs, City Secretary

APPROVED AS TO FORM:

_____

Robert E. Hager, City Attorney

EXHIBIT "A"

P.O. Box 400, Austin, Texas 78767
800.695.2919 • info@buyboard.com • buyboard.com

March 1, 2021

Sent via email to: bsnbid@bsnsports.com

John Stafford
BSN Sports
P.O. Box 7726
Dallas, TX 72509

Re: Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories
BuyBoard Contract 583-19

The Local Government Purchasing Cooperative (BuyBoard) awarded your company a contract under Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories, Contract 583-19, for which the current term is set to expire March 31, 2021. At this time, the BuyBoard is renewing your contract through March 31, 2022. This will be the final renewal of this contract.

All discounts, terms, and conditions of your contract will remain the same. If you agree to this renewal, there is nothing you need to do. However, if you do not agree to this renewal, you must notify me via email at lisa.maraden@tasb.org prior to the start of the renewal term.

If you have questions or comments concerning this renewal, please contact me as soon as possible at lisa.maraden@tasb.org. We appreciate your interest in The Local Government Purchasing Cooperative.

Sincerely,

Lisa Maraden
Contract Administrator

final renewal v.02.13.2020

Endorsed by TASB TASA TML TEXAS

EXHIBIT "A"

P.O. Box 400
Austin, TX 78767-0400
800.695.2919 | 512.467.0222 | Fax: 800.211.5454
buyboard.com

February 6, 2019

Sent Via Email: bsnbid@bsnsports.com

Chris Bloomfield
BSN Sports, LLC
P.O. Box 7726
Dallas, TX 75209

Welcome to BuyBoard!

Re: *Notice of The Local Government Purchasing Cooperative Award*
Proposal Name and Number: Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories, Proposal No. 583-19

Congratulations, The Local Government Purchasing Cooperative (Cooperative) has awarded your company a BuyBoard® contract based on the above-referenced Proposal. The contract is effective 4/1/2019 through 3/31/2020, with two possible one-year renewals. The contract documents are those identified in Section 3 of the General Terms and Conditions of the specifications.

To view the items your company has been awarded, please review the proposal tabulation No. 583-19 on the following web-site: www.buyboard.com/vendor. Only items marked as awarded to your company can be sold through the BuyBoard contract. In addition, on this website you will find the membership list which will provide you with the names of all entities with membership in our purchasing cooperative.

Enclosed with this letter you will find the following documents:

1. Vendor Quick Reference Guide 2. BuyBoard License and Identity Standards

You are advised that receipt of a purchase order directly from a Cooperative member is not within the guidelines of the Cooperative. Accepting purchase orders directly from Cooperative members may result in a violation of the State of Texas competitive bid statute and termination of this Cooperative BuyBoard contract. **Therefore, all purchase orders must be processed through the BuyBoard in order to comply**. Please forward by email to info@buyboard.com any order received directly from a Cooperative member. If you inadvertently process a purchase order sent directly to you by a Cooperative member, please fax the order to the above number and note it as **RECORD ONLY** to prevent duplication.

As an awarded vendor a BuyBoard user id and password will be sent via e-mail 2 to 3 business days prior to the start of your contract.

On behalf of the Texas Association of School Boards, we appreciate your interest in the Cooperative and we are looking forward to your participation in the program. If you have any questions, please contact **Cooperative Procurement Staff** at 800-695-2919.

Sincerely,

Arturo Salinas
Department Director, Cooperative Procurement

The Local Government Purchasing Cooperative is endorsed by the Texas Association of School Boards, Texas Municipal League, Texas Association of Counties, and the Texas Association of School Administrators.

EXHIBIT "A"

BuyBoard® National Purchasing Cooperative

Endorsed by NSBA National School Boards Association

February 6, 2019

Sent Via Email: bsnbid@bsnsports.com

Chris Bloomfield
BSN Sports, LLC
P.O. Box 7726
Dallas, TX 75209

Welcome to BuyBoard!

Re: *Notice of National Purchasing Cooperative Piggy-Back Award*
Proposal Name and Number: Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories, Proposal No. 583-19

Congratulations, The National Purchasing Cooperative (National Cooperative) has awarded your company a BuyBoard® contract based on the above-referenced Proposal. As provided for in the Proposal and your National Purchasing Cooperative Vendor Award Agreement, you are authorized to sell the goods and services awarded under the Proposal to National Cooperative members in states other than Texas through the BuyBoard. The contract is effective 4/1/2019 through 3/31/2020, with two possible one-year renewals.

The National Cooperative membership list is available at our website www.buyboard.com/vendor. The list identifies the current members that may purchase awarded goods and services under your National Cooperative BuyBoard contract.

You are advised that receipt of a purchase order directly from a National Cooperative member is not within BuyBoard guidelines. Accepting purchase orders directly from Cooperative members may result in a violation of applicable competitive procurement law and termination of this National Cooperative BuyBoard contract. **Therefore, all purchase orders from National Cooperative members must be processed through the BuyBoard**. Please forward by e-mail to info@buyboard.com any order received directly from a National Cooperative member. If you inadvertently process a purchase order sent directly to you by a National Cooperative member, please fax the order to the above number and note it as **RECORD ONLY** to prevent duplication.

As an awarded vendor a BuyBoard user id and password will be sent via e-mail 2 to 3 business days prior to the start of your contract.

On behalf of the National Cooperative, we are looking forward to your participation in the program. If you have any questions, please contact **Cooperative Procurement Staff at 800-695-2919**.

Sincerely,

Arturo Salinas
Department Director, Cooperative Procurement
v.6.5

P.O. Box 400, Austin, Texas 78767-0400
800.695.2919 • buyboard.com

EXHIBIT "A"

12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-695-2919 • FAX: 800-211-5454 • buyboard.com

PROPOSER'S AGREEMENT AND SIGNATURE

Proposal Name: Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories

Proposal Due Date/Opening Date and Time:
August 30, 2018 at 4:00 PM

Location of Proposal Opening:
Texas Association of School Boards, Inc.
BuyBoard Department
12007 Research Blvd.
Austin, TX 78759

Proposal Number: 583-19

Contract Time Period: April 1, 2019 through March 31, 2020 with two (2) possible one-year renewals.

Anticipated Cooperative Board Meeting Date:
January 2019

Bsn Sports LLC	8/20/2018
Name of Proposing Company	Date
P.O. BOX 7726	
Street Address	Signature of Authorized Company Official
Dallas, TX 75209	Chris Bloomfield
City, State, Zip	Printed Name of Authorized Company Official
800-527-7510 x7324	National Bid Director
Telephone Number of Authorized Company Official	Position or Title of Authorized Company Official
800-365-7653	47-2460272
Fax Number of Authorized Company Official	Federal ID Number

EXHIBIT "A"

BuyBoard® Cooperative Purchasing

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VENDOR CONTACT INFORMATION

Company: BSN Sports LLC

Vendor Contact Name and Mailing Address for Notices: Chris Bloomfield- same as above

Company Website: WWW.BSNSPORTS.COM

Purchase Orders: All purchase orders from Cooperative members will be available through the Internet. Vendors need Internet access and at least one e-mail address so that notification of new orders can be sent to the Internet contact when a new purchase order arrives. An information guide will be provided to vendors to assist them with retrieving their orders.

Please select options below for receipt of purchase orders and provide the requested information:

☑ I will use the internet to receive purchase orders at the following address:

E-mail Address: bsnbid@bsnsports.com

Internet Contact: Chris Bloomfield Phone: 800-527-7510x7324

Alternate E-mail Address: bids@bsnsports.com

Alternate Internet Contact: _____ Phone: _____

☐ Purchase orders may be received by the Designated Dealer(s) identified on my company's Dealer Designation form as provided to the Cooperative administrator. I understand that my company shall remain responsible for the Contract and the performance of all Designated Dealers under and in accordance with the Contract.

Request for Quotes ("RFQ"): Cooperative members will send RFQs to you by e-mail. Please provide e-mail addresses for the receipt of RFQs:

E-mail Address: bsnbid@bsnsports.com

Alternate E-mail Address: bids@bsnsports.com

Invoices: Your company will be billed monthly for the service fee due under a contract awarded under this Proposal Invitation. **All invoices are available on the BuyBoard website and e-mail notifications will be sent when they are ready to be retrieved.** Please provide the following address, contact and e-mail information for receipt of service fee invoices and related communications:

Please choose only one (1) of the following options for receipt of invoices and provide the requested information:

EXHIBIT "A"

BuyBoard® Cooperative Purchasing

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☐ Service fee invoices and related communications should be provided directly to my company at:

Mailing address: BSN Sports LLC **Department:** BID Department

City: Dallas **State:** Texas **Zip Code:** 75209-0726

Contact Name: Chris Bloomfield **Phone:** 800-527-7510 x7324

Fax: 800-365-7653 **E-mail Address:** bsnbid@bsnsports.com

Alternative E-mail Address: bids@bsnsports.com

☐ In lieu of my company, I request and authorize all service fee invoices to be provided directly to the following billing agent**:

Mailing address: _____ **Department:** _____

City: _____ **State:** _____ **Zip Code:** _____

Contact Name: _____ **Phone:** _____

Fax: _____ **E-mail Address:** _____

Alternative E-mail Address: _____

☐ In lieu of my company, I request and authorize service fee invoices to be provided to the Designated Dealer(s) receiving the purchase order(s) to which the invoiced service fees relate at the address and contact information designated on my company's Dealer Designation form as provided to the Cooperative administrator.**

***** If Vendor authorizes a billing agent or Designated Dealer(s) to receive and process service fee invoices, in accordance with the General Terms and Conditions of the Contract, Vendor specifically acknowledges and agrees that nothing in that designation shall relieve Vendor of its responsibilities and obligations under the Contract including, but not limited to, payment of all service fees under any Contract awarded Vendor.***

EXHIBIT "A"

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FELONY CONVICTION DISCLOSURE AND DEBARMENT CERTIFICATION

FELONY CONVICTION DISCLOSURE

Subsection (a) of Section 44.034 of the Texas Education Code (Notification of Criminal History of Contractor) states: "A person or business entity that enters into a contract with a school district must give advance notice to the district if the person or an owner or operator has been convicted of a felony. The notice must include a general description of the conduct resulting in the conviction of a felony."

Section 44.034 further states in Subsection (b): "A school district may terminate a contract with a person or business entity if the district determines that the person or business entity failed to give notice as required by Subsection (a) or misrepresented the conduct resulting in the conviction. The district must compensate the person or business entity for services performed before the termination of the contract."

Please check (√) one of the following:

☑ My company is a publicly-held corporation. (Advance notice requirement does not apply to publicly-held corporation.)
☐ My company is not owned or operated by anyone who has been convicted of a felony.
☐ My company is owned/operated by the following individual(s) who has/have been convicted of a felony:

Name of Felon(s): _____

Details of Conviction(s): _____

_____

By signature below, I certify that the above information is true, complete and accurate and that I am authorized by my company to make this certification.

BSN SPORTS LLC
Company Name

Signature of Authorized Company Official

Chris Bloomfield
Printed Name

DEBARMENT CERTIFICATION

Neither my company nor an owner or principal of my company has been debarred, suspended or otherwise made ineligible for participation in Federal Assistance programs under Executive Order 12549, "Debarment and Suspension," as described in the Federal Register and Rules and Regulations. Neither my company nor an owner or principal of my company is currently listed on the government-wide exclusions in SAM, debarred, suspended, or otherwise excluded by agencies or declared ineligible under any statutory or regulatory authority. My company agrees to immediately notify the Cooperative and all Cooperative members with pending purchases or seeking to purchase from my company if my company or an owner or principal is later listed on the government-wide exclusions in SAM, or is debarred, suspended, or otherwise excluded by agencies or declared ineligible under any statutory or regulatory authority.

By signature below, I certify that the above is true, complete and accurate and that I am authorized by my company to make this certification.

BSN SPORTS LLC
Company Name

Signature of Authorized Company Official

Chris Bloomfield
Printed Name

EXHIBIT "A"

BuyBoard® Cooperative Purchasing

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RESIDENT/NONRESIDENT CERTIFICATION

Chapter 2252, Subchapter A, of the Texas Government Code establishes certain requirements applicable to proposers who are not Texas residents. Under the statute, a "resident" proposer is a person whose principal place of business is in Texas, including a contractor whose ultimate parent company or majority owner has its principal place of business in Texas. A "nonresident" proposer is a person who is not a Texas resident. Please indicate the status of your company as a "resident" proposer or a "nonresident" proposer under these definitions.

Please check (√) one of the following:

☑ I certify that my company is a **Resident Proposer.**

☐ I certify that my company is a **Nonresident Proposer.**

If your company is a Nonresident Proposer, you must provide the following information for your resident state (the state in which your company's principal place of business is located):

BSN Sports LLC	P.O Box 7726	
Company Name	Address	
Dallas	Texas	75209
City	State	Zip Code

A. Does your resident state require a proposer whose principal place of business is in Texas to under-price proposers whose resident state is the same as yours by a prescribed amount or percentage to receive a comparable contract?
☐ Yes ☐ No

B. What is the prescribed amount or percentage? $N/A or _____%

VENDOR EMPLOYMENT CERTIFICATION

Section 44.031(b) of the Texas Education Code establishes certain criteria that a school district must consider when determining to whom to award a contract. Among the criteria for certain contracts is whether the vendor or the vendor's ultimate parent or majority owner (i) has its principal place of business in Texas; or (ii) employs at least 500 people in Texas.

If neither your company nor the ultimate parent company or majority owner has its principal place of business in Texas, does your company, ultimate parent company, or majority owner employ at least 500 people in Texas?

Please check (√) one of the following:

☑ Yes ☐ No

By signature below, I certify that the information in Sections 1 (*Resident/Nonresident Certification)* and 2 *(Vendor Employment Certification)* above is true, complete and accurate and that I am authorized by my company to make this certification.

BSN Sports LLC
Company Name

Signature of Authorized Company Official

Chris Bloomfield
Printed Name

EXHIBIT "A"

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NO ISRAEL BOYCOTT CERTIFICATION

Effective September 1, 2017, a Texas governmental entity may not enter into a contract with a company for goods or services unless the contract contains a written verification from the company that it: (1) does not boycott Israel; and (2) will not boycott Israel during the term of the contract. (TEX. GOV'T CODE Ch. 2270)

"Boycott Israel" means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes. TEX. GOV'T CODE §808.001(1).

By signature below, I certify and verify that Vendor does not boycott Israel and will not boycott Israel during the term of any contract awarded under this Proposal Invitation, that this certification is true, complete and accurate, and that I am authorized by my company to make this certification.

BSN Sports LLC
Company Name

Signature of Authorized Company Official

Chris Bloomfield
Printed Name

NO EXCLUDED NATION OR FOREIGN TERRORIST ORGANIZATION CERTIFICATION

Effective September 1, 2017, Chapter 2252 of the Texas Government Code provides that a Texas governmental entity may not enter into a contract with a company engaged in active business operations with Sudan, Iran, or a foreign terrorist organization – specifically, any company identified on a list prepared and maintained by the Texas Comptroller under Texas Government Code §§806.051, 807.051, or 2252.153. (A company that the U.S. Government affirmatively declares to be excluded from its federal sanctions regime relating to Sudan, Iran, or any federal sanctions regime relating to a foreign terrorist organization is not subject to the contract prohibition.)

By signature below, I certify and verify that Vendor is not on the Texas Comptroller's list identified above; that this certification is true, complete and accurate; and that I am authorized by my company to make this certification.

BSN Sports LLC
Company Name

Signature of Authorized Company Official

Chris Bloomfield
Printed Name

EXHIBIT "A"

12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-695-2919 • FAX: 800-211-5454 • buyboard.com

HISTORICALLY UNDERUTILIZED BUSINESS CERTIFICATION

A proposer that has been certified as a Historically Underutilized Business (also known as a Minority/Women Business Enterprise or "MWBE" and all referred to in this form as a "HUB") is encouraged to indicate its HUB certification status when responding to this Proposal Invitation. The electronic catalogs will indicate HUB certifications for vendors that properly indicate and document their HUB certification on this form.

Please check (√) all that apply:

☐ I certify that my company has been certified as a HUB in the following categories:

☐ **Minority Owned Business**

☐ **Women Owned Business**

☐ **Service-Disabled Veteran Owned Business (veteran defined by 38 U.S.C. §101(2), who has a service-connected disability as defined by 38 U.S.C. § 101(16), and who has a disability rating of 20% or more as determined by the U. S. Department of Veterans Affairs or Department of Defense)**

N/A

Certification Number:

_____

Name of Certifying Agency:

_____

☑ My company has **NOT** been certified as a HUB.

By signature below, I certify that the above is true, complete and accurate and that I am authorized by my company to make this certification.

BSN Sports LLC
Company Name

Chris Bloomfield
Printed Name

Signature of Authorized Company Official

EXHIBIT "A"

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CONSTRUCTION-RELATED GOODS AND SERVICES AFFIRMATION

A contract awarded under this Proposal Invitation covers only the specific goods and services awarded by the BuyBoard. As explained in the BuyBoard Procurement and Construction Related Goods and Services Advisory for Texas Members ("Advisory"), **Texas law prohibits the procurement of architecture or engineering services through a purchasing cooperative. This BuyBoard contract does not include such services. Architecture or engineering services must be procured by a Cooperative member separately, in accordance with the Professional Services Procurement Act (Chapter 2254 of the Texas Government Code) and other applicable law and local policy.**

The Advisory, available at buyboard.com/Vendor/Resources.aspx, provides an overview of certain legal requirements that are potentially relevant to a Cooperative member's procurement of construction or construction-related goods and services, including those for projects that may involve or require architecture, engineering or independent testing services. A copy of the Advisory can also be provided upon request.

By signature below, the undersigned affirms that Proposer has obtained a copy of the Advisory, has read and understands the Advisory, and is authorized by Proposer to make this affirmation. If Proposer sells construction-related goods or services to a Cooperative member under a BuyBoard contract awarded under this Proposal Invitation, Proposer will comply with the Advisory and applicable legal requirements, make a good faith effort to make its Cooperative member customers or potential Cooperative member customers aware of such requirements, and provide a Cooperative member with a copy of the Advisory before executing a Member Construction Contract with the member or accepting the member's purchase order for construction-related goods or services, whichever comes first.

BSN Sports LLC

Company Name

Signature of Authorized Company Official

Chris Bloomfield

Printed Name

8/20/2018

Date

EXHIBIT "A"

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DEVIATION AND COMPLIANCE

If your company intends to deviate from the General Terms and Conditions, Proposal Specifications or other requirements associated with this Proposal Invitation, you MUST list all such deviations on this form, and provide complete and detailed information regarding the deviations on this form or an attachment to this form. The Cooperative will consider any deviations in its contract award decision, and reserves the right to accept or reject a proposal based upon any submitted deviation.

In the absence of any deviation identified and described in accordance with the above, your company must fully comply with the General Terms and Conditions, Proposal Specifications and all other requirements associated with this Proposal Invitation if awarded a contract under this Proposal Invitation. A deviation will not be effective unless accepted by the Cooperative. The Cooperative may, in its sole discretion, seek clarification from and/or communicate with Proposer(s) regarding any submitted deviation, consistent with general procurement principles of fair competition. The Cooperative reserves the right to accept or reject a proposal based upon any submitted deviation.

Please check (√) one of the following:

☐ **No**; Deviations
☒ **Yes**; Deviations

List and fully explain any deviations you are submitting:

Please see attached paperwork

Deviations presented by the vendor, but not accepted by BuyBoard, have been retracted by the vendor.

Deviations presented by the vendor, and accepted by BuyBoard, are shown on the following page(s).

Connie W Burkett, *CTSBS*
BuyBoard Contract Administrator

PLEASE PROVIDE THE FOLLOWING INFORMATION:

1. Shipping Via: ☒ Common Carrier ☐ Company Truck ☐ Prepaid and Add to Invoice ☐ Other:
Fed Ex or a Freight carrier like Old Dominion, SMT, etc

2. Payment Terms: ☒ Net 30 days ☐ 1% in 10/Net 30 days ☐ Other:

3. Number of Days for Delivery: 2-10 ARO * ON MOST ITEMS IN STOCK BUT NOT ALL

4. Vendor Reference/Quote Number: 18-53901

5. State your return policy: Please see attached policy

6. Are electronic payments acceptable? ☒ Yes ☐ No

7. Are credit card payments acceptable? ☒ Yes ☐ No

BSN Sports LLC
Company Name

Signature of Authorized Company Official

Chris Bloomfield
Printed Name

EXHIBIT "A"

Web: www.BSNSPORTS.com

BSN SPORTS

TERMS & CONDITIONS 5

Satisfaction Guarantee
We guarantee 100% satisfaction with your purchase! Products may be returned for a refund within 30 days of the date the product was shipped to you, when returned in accordance with our Return Policy set forth below.

Return Policy
All returns must be authorized by us and require a return authorization number. Call our Customer Care Team at 1-800-774-6972 for a return authorization number. Returns must be postmarked within 30 days of date the product was shipped to you; otherwise the return will not be eligible for credit. Items must be returned in their original condition, including all tags, packaging and accessories (if applicable). A restocking fee may apply and shipping charges will not be refunded unless the merchandise is defective or it was shipped incorrectly.

Custom orders may not be returned unless the merchandise is defective or we made an error when making the custom order product. The return authorization number must be included in all correspondence and returns. We are not responsible for misuse, customer installation, freight damage or improper storage.

24 Hour Quick Ship
Highlighted Products will ship within 24 hours upon verification of order and credit release.

Actual arrival time at your location depends on the method of shipment and distance from our warehouse. Standard freight rules apply.

Pricing and Specification
We will make every effort to honor catalog prices through December 31, 2013. We reserve the right to change prices due to increased costs, or to correct catalog errors in pricing and/or specification. When you send us your order request, we will begin processing it as quickly as possible. Despite our best efforts, a small number of items in our catalog may be mispriced. If an item's correct price is higher than our stated price, we will, at our discretion, either contact you for instruction before shipping or cancel your order and notify you of such cancellation. We will make every effort to send you only one invoice after all items on your order have shipped.

Sales Tax
~~Unless your~~ organization is a branch of the federal government, you must provide to us for each state where you are not subject to sales tax either a resale certificate or state exempt organization certificate, as appropriate. Otherwise, state and local sales taxes will be added in the states of AL, AR, AZ, CA, CO, CT, FL, GA, HI, ID, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, NC, NJ, NY, NV, OH, OK, PA, SC, SD, TN, TX, VA, WA, WI and WV. This list of sales tax states is subject to change at any time without further notice. If you are a new customer, your resale certificate or state exempt organization certificate must be sent with the Customer Information Sheet (CIS), or otherwise received by us with or before your first order, to document your status as not subject to sale tax. If we do not have on file a resale certificate or state exempt organization certificate, sales taxes will be added for orders shipped to any state where we are required to charge sales tax.

Custom Orders
~~Custom orders require~~ a customer signed order specification confirmation before any custom order is processed. If you decide to change a custom order after it has been placed, please call us immediately. We will contact the manufacturing facility to determine if the order has already been processed or if the change can be made. If the order has been processed, we will not be able to change it and you will be responsible for paying for the order. If a change can be made, there may be a delay in delivery and/or an additional charge. Please be certain of your ordering needs prior to submission. We may require that you prepay for custom orders.

Substitutions
We strive to continually improve our products to give you the best value possible. On occasion, we may ship you a product that differs from the one pictured and described in our catalog. However, we will always substitute with a product of equal or better quality and value. If your requirements prohibit substitution, please let us know when you place the order.

Fast Service
We process orders the same day they are received and generally ship items that are in our inventory within 2-3 business days. If delivery is required by a specific date, please notify us when placing your order. Please call for information on express delivery. To ensure rapid processing of your order, be sure to complete all necessary information on the Order Form.

Easy Payment Terms
We offer net 30 day terms on approved credit, honor most major credit cards and accept prepaid orders. We accept VISA, MasterCard, American Express and Discover. We can also accept your check by phone. We require a written purchase order (or valid purchase order number, subject to verification, if ordering via the Internet). We may require that you prepay for custom orders. Orders received from outside the United States require prepayment before shipment. New customers requesting credit terms are required to complete a Customer Information Sheet (CIS) and require credit investigation and approval prior to order release. Customers agree to pay invoices within set terms. It is understood and agreed that payment in full is due upon receipt of the merchandise. Past due balances will be charged interest at the rate of eighteen percent (18%) per annum, or the highest rate permitted by applicable law, whichever is lower. Customers also agree to pay any and all fees, including attorney fees, incurred by us to collect past due invoices.

Freight Damage and Shipment Shortages
We will gladly assist you with your freight claim. If a shipment is short or damaged, the shortage or damage must be noted on the freight delivery document at the time the product is delivered to you. Please notify us immediately if you need assistance with your claim. Please call 1-800-719-3056 same day.

Duplicate Orders
To avoid accidental duplication of your Internet or phone order, DO NOT send written confirmation unless you are asked to do so by a member of our team. If you must send confirmation, you must mark the order as "Confirming Order, Do Not Duplicate." Unless your confirming order is marked clearly, you will be responsible for return freight charges and a restocking fee of up to 25% if the duplicate order is returned.

Off-Shore Destinations and APO/FPO Addresses
Sometimes the weight and size of items preclude postal shipment. Always provide alternative shipping instructions and addresses (allowing us to ship other than by postal service).

[redacted]

EXHIBIT "A"

BuyBoard® Cooperative Purchasing
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LOCATION/AUTHORIZED SELLER LISTINGS

If you have more than one location/authorized seller that will service a contract awarded under this Proposal Invitation, please list each location/authorized seller below. If additional sheets are required, please duplicate this form as necessary. NOTE: Awarded Vendors shall remain responsible for all aspects of the Contract, including processing of Purchase Orders, and shall be responsible for the performance of all locations and authorized sellers under and in accordance with the Contract. If you are a product manufacturer and wish to designate Designated Dealers as defined in the General Terms and Conditions to receive Cooperative member Purchase Orders on your behalf, you must complete the Manufacturer Designated Dealer form.

BSN SPORTS LLC
Company Name

P.O.Box 7726
Address

Dallas | TEXAS | 75209
City | State | Zip

800-527-7510 x7324 | 800-365-7653
Phone Number | Fax Number

Chris Bloomfield
Contact Person

Company Name

Address

City | State | Zip

Phone Number | Fax Number

Contact Person

EXHIBIT "A"

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MANUFACTURER DEALER DESIGNATION

If Vendor is a manufacturer that sells products through a dealer network and wishes to designate a dealer or multiple dealers ("Designated Dealers") to receive Cooperative member Purchase Orders on Vendor's behalf, you must complete this form for each dealer you wish to designate.

Regardless of any Designated Dealers submitted by Vendor, Vendor specifically agrees and acknowledges that any such designations are for Vendor's convenience only and shall not, if Vendor is awarded a Contract, relieve Vendor of any obligations under the Contract, including payment of Cooperative service fees on all Purchase Orders submitted to Vendor or any Designated Dealer. In accordance with the General Terms and Conditions, an awarded Vendor shall remain responsible and liable for all of its obligations under the Contract and the performance of both Vendor and any of Vendor's Designated Dealers under and in accordance with the Contract and remain subject to all remedies for default thereunder, including, but not limited to suspension and termination of Vendor's Contract for nonpayment of service fees.

If awarded, Vendor authorizes the Cooperative, in its sole discretion, to list any Vendor Designated Dealers in the BuyBoard system and to receive Purchase Orders directly from Cooperative members on behalf of Vendor. To the extent a Vendor with Designated Dealers receives a Purchase Order directly, it shall be the responsibility of Vendor to appropriately process such Purchase Order in accordance with the Contract, including but not limited to timely forwarding such Purchase Order to a Designated Dealer for processing.

The Cooperative reserves the right, in its sole discretion, to refuse addition of, or request removal of, any Designated Dealer, and Vendor agrees to immediately require such Designated Dealer to cease accepting Purchase Orders or otherwise acting on Vendor's behalf under the Contract. Further, the Cooperative's administrator shall be authorized to remove or suspend any or all Designated Dealers from the BuyBoard at any time in its sole discretion.

If you wish to designate a dealer to service a contract awarded under this Proposal Invitation, please list the Designated Dealer below and have this form signed by an official of your company authorized to make such designation. If you wish to designate multiple dealers, please duplicate this form as necessary.

N/A
Designated Dealer Name

Designated Dealer Address

City | State | Zip

Phone Number | Fax Number

Email address | Designated Dealer Tax ID Number* **(*attach W-9)**

Designated Dealer Contact Person

Your Company Name | Signature of Authorized Company Official

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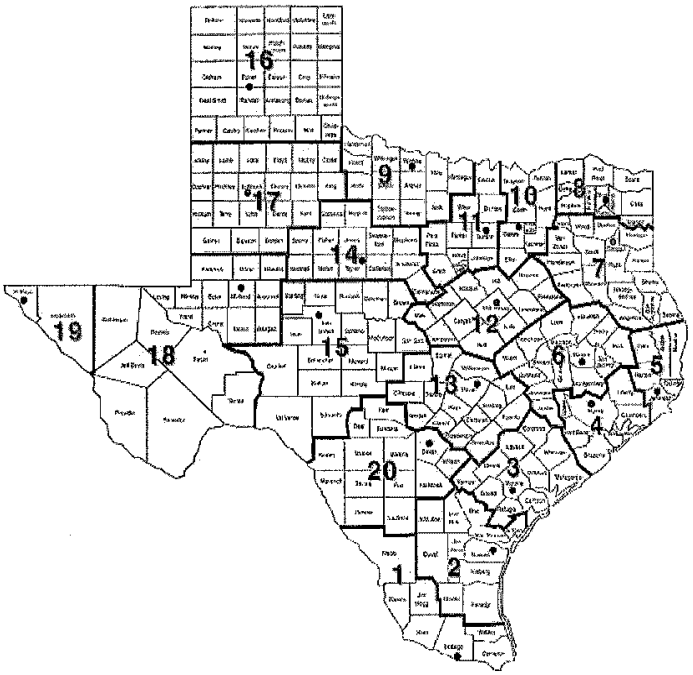
TEXAS REGIONAL SERVICE DESIGNATION

The Cooperative (referred to as "Texas Cooperative" in this form and in the State Service Designation form) offers vendors the opportunity to service its members throughout the entire State of Texas. If you do not plan to service all Texas Cooperative members statewide, you **must** indicate the specific regions you will service on this form. ***If you propose to serve different regions for different products or services included in your proposal, you must complete and submit a separate Texas Regional Service Designation form for each group of products and clearly indicate the products or services to which the designation applies in the space provided at the end of this form. By designating a region or regions, you are certifying that you are authorized and willing to provide the proposed products and services in those regions. Designating regions in which you are either unable or unwilling to provide the specified products and services shall be grounds for either rejection of your proposal or, if awarded, termination of your Contract.*** Additionally, if you do not plan to service Texas Cooperative members (i.e., if you will service only states other than Texas), you must so indicate on this form.

Regional Education Service Centers



BSN SPORTS LLC

Company Name

Signature of Authorized Company Official

Chris Bloomfield

Printed Name

■ **I will service Texas Cooperative members statewide.**

❒ **I will not service Texas Cooperative members statewide. I will only service members in the regions checked below:**

	Region	Headquarters
❒	1	Edinburg
❒	2	Corpus Christi
❒	3	Victoria
❒	4	Houston
❒	5	Beaumont
❒	6	Huntsville
❒	7	Kilgore
❒	8	Mount Pleasant
❒	9	Wichita Falls
❒	10	Richardson
❒	11	Fort Worth
❒	12	Waco
❒	13	Austin
❒	14	Abilene
❒	15	San Angelo
❒	16	Amarillo
❒	17	Lubbock
❒	18	Midland
❒	19	El Paso
❒	20	San Antonio

❒ I will not service members of the Texas Cooperative.

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If this Texas Regional Service Designation form applies to only one or some of the products and services proposed by Vendor, list the products and services to which this form applies here:

_____

_____

_____

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STATE SERVICE DESIGNATION

The Cooperative offers vendors the opportunity to service other governmental entities in the United States, including intergovernmental purchasing cooperatives such as the National Purchasing Cooperative BuyBoard. You must complete this form if you plan to service the entire United States, or will service only the specific states indicated. *(Note: If you plan to service Texas Cooperative members, be sure that you complete the Texas Regional Service Designation form.)*

If you serve different states for different products or services included in your proposal, you must complete and submit a separate State Service Designation form for each group of products and clearly indicate the products or services to which the designation applies in the space provided at the end of this form. By designating a state or states, you are certifying that you are authorized and willing to provide the proposed products and services in those states. Designating states in which you are either unable or unwilling to provide the specified products and services shall be grounds for either rejection of your proposal or, if awarded, termination of your Contract.

Please check (√) all that apply:

☑ I will service all states in the United States.

☐ I will not service all states in the United States. I will service only the states checked below:

☐ Alabama		☐ Nebraska
* ☐ Alaska		☐ Nevada
☐ Arizona		☐ New Hampshire
☐ Arkansas		☐ New Jersey
☐ California (Public Contract Code 20118 & 20652)		☐ New Mexico
☐ Colorado		☐ New York
☐ Connecticut		☐ North Carolina
☐ Delaware		☐ North Dakota
☐ District of Columbia		☐ Ohio
☐ Florida		☐ Oklahoma
☐ Georgia		☐ Oregon
* ☐ Hawaii		☐ Pennsylvania
☐ Idaho		☐ Rhode Island
☐ Illinois		☐ South Carolina
☐ Indiana		☐ South Dakota
☐ Iowa		☐ Tennessee
☐ Kansas		☐ Texas
☐ Kentucky		☐ Utah
☐ Louisiana		☐ Vermont
☐ Maine		☐ Virginia
☐ Maryland		☐ Washington
☐ Massachusetts		☐ West Virginia
☐ Michigan		☐ Wisconsin
☐ Minnesota		☐ Wyoming
☐ Mississippi		
☐ Missouri		
☐ Montana		

* ALASKA
* HAWAII
> THESE STATES WILL REQUIRE ACTUAL SHIPPING AND HANDLING CHARGES.

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This form will be used to ensure that you can service other governmental entities throughout the United States as indicated. Your signature below confirms that you understand your service commitments during the term of a contract awarded under this proposal.

BSN SPORTS LLC
Company Name

Signature of Authorized Company Official

Chris Bloomfield
Printed Name

If this State Service Designation form applies to only one or some of the products and services proposed by Vendor, list the products and services to which this form applies here:

All Alaska And Hawaii orders are subject to shipping and handling charges.

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NATIONAL PURCHASING COOPERATIVE VENDOR AWARD AGREEMENT

In accordance with the Terms and Conditions associated with this Proposal Invitation, a contract awarded under this Proposal Invitation may be "piggy-backed" by another governmental entity. The National Purchasing Cooperative is an intergovernmental purchasing cooperative formed by certain school districts outside of Texas to serve its members throughout the United States. If you agree to be considered for a piggy-back award by the National Purchasing Cooperative, you agree to the following terms and agree to serve National Purchasing Cooperative members in the states you have indicated on the State Service Designation form, in your Proposal.

By signing this form, Proposer (referred to in this Agreement as "Vendor") agrees as follows:

1. Vendor acknowledges that if The Local Government Purchasing Cooperative ("Texas Cooperative") awards Vendor a contract under this Proposal Invitation ("Underlying Award"), the National Purchasing Cooperative ("National Cooperative") may - but is not required to - "piggy-back" on or re-award all or a portion of that Underlying Award ("Piggy-Back Award"). By signing this National Cooperative Vendor Award Agreement ("Agreement"), Vendor accepts and agrees to be bound by any such Piggy-Back Award as provided for herein.

2. In the event National Cooperative awards Vendor a Piggy-Back Award, the National Cooperative Administrator ("BuyBoard Administrator") will notify Vendor in writing of such Piggy-Back Award, which award shall commence on the effective date stated in the Notice and end on the expiration date of the Underlying Award, subject to annual renewals as authorized in writing by the BuyBoard Administrator. Vendor agrees that no further signature or other action is required of Vendor in order for the Piggy-Back Award and this Agreement to be binding upon Vendor. Vendor further agrees that no interlineations or changes to this Agreement by Vendor will be binding on National Cooperative, unless such changes are agreed to by its BuyBoard Administrator in writing.

3. Vendor agrees that it shall offer its goods and services to National Cooperative members at the same unit pricing and same general terms and conditions, subject to applicable state laws in the state of purchase, as required by the Underlying Award. However, nothing in this Agreement prevents Vendor from offering National Cooperative members better (i.e., lower) competitive pricing and more favorable terms and conditions than those in the Underlying Award.

4. Vendor hereby agrees and confirms that it will serve those states it has designated on the State Service Designation Form of this Proposal Invitation. Any changes to the states designated on the State Service Designation Form must be approved in writing by the BuyBoard Administrator.

5. Vendor agrees to pay National Cooperative the service fee provided for in the Underlying Award based on the amount of purchases generated from National Cooperative members through the Piggy-Back Award. Vendor shall remit payment to National Cooperative on such schedule as it specifies (which shall not be more often than monthly). Further, upon request, Vendor shall provide National Cooperative with copies of all purchase orders generated from National Cooperative members for purposes of reviewing and verifying purchase activity. Vendor further agrees that National Cooperative shall have the right, upon reasonable written notice, to review Vendor's records pertaining to purchases made by National Cooperative members in order to verify the accuracy of service fees.

6. Vendor agrees that the Underlying Award, including its General Terms and Conditions, are adopted by reference to the fullest extent such provisions can reasonably apply to the post-proposal/contract award phase. The rights and responsibilities that would ordinarily inure to the Texas Cooperative pursuant to the Underlying Award shall inure to National Cooperative; and, conversely, the rights and responsibilities that would ordinarily inure to Vendor in the Underlying Award shall inure to Vendor in this Agreement. Vendor recognizes and agrees that Vendor and National Cooperative are the only parties to this Agreement, and that nothing in this Agreement has application to other third parties, including the Texas Cooperative. In the event of conflict between this Agreement and the terms of the Underlying Award, the terms of this Agreement shall control, and then only to the extent necessary to reconcile the conflict.

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7. This Agreement shall be governed and construed in accordance with the laws of the State of Rhode Island and venue for any dispute shall lie in the federal district court of Alexandria, Virginia.

8. Vendor acknowledges and agrees that the award of a Piggy-Back Award is within the sole discretion of National Cooperative, and that this Agreement does not take effect unless and until National Cooperative awards Vendor a Piggy-Back Award and the BuyBoard Administrator notifies Vendor in writing of such Piggy-Back Award as provided for herein.

WHEREFORE, by signing below Vendor agrees to the foregoing and warrants that it has the authority to enter into this Agreement.

BSN Sports LLC	583-19
Name of Vendor	Proposal Invitation Number
Signature of Authorized Company Official	Chris Bloomfield
	Printed Name of Authorized Company Official

8/20/2018

Date

EXHIBIT "A"

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FEDERAL AND STATE/PURCHASING COOPERATIVE EXPERIENCE

The Cooperative strives to provide its members with the best services and products at the best prices available from vendors with the technical resources and ability to serve Cooperative members. Please respond to the following questions.

1. Provide the dollar value of sales to or through purchasing cooperatives at or based on an established catalog or market price during the previous 12-month period or the last fiscal year: $_____. (The period of the 12 month period is _____/_____). In the event that a dollar value is not an appropriate measure of the sales, provide and describe your own measure of the sales of the item(s).

2. By submitting a proposal, you agree that, based on your written discounting policies, the discounts you offer the Cooperative are equal to or better than the best price you offer other purchasing cooperatives for the same items under equivalent circumstances.

3. Provide the information requested below for other purchasing cooperatives for which Proposer currently serves, or in the past has served, as an awarded vendor. Rows should be added to accommodate as many purchasing cooperatives as required.

PURCHASING GROUP	CURRENT VENDOR? (Y/N)	FORMER VENDOR (Y/N)? – IF YES, LIST YEARS AS VENDOR	AWARDED COMMODITY CATEGORY(IES)
1. Federal General Services Administration	N		
2. T-PASS (State of Texas)	N		
3. U.S. Communities Purchasing Alliance	N	Yes (2010/2015)	ATH./PE Supplies and Equipment
4. National IPA/TCPN	Y	No	ATH/PE Supplies and Equipment
5. Houston-Galveston Area Council (HGAC)	N		
6. National Joint Powers Alliance (NJPA)	N		
7. E&I Cooperative	N		
8. The Interlocal Purchasing System (TIPS)	N		
9. Other			

☐ **MY COMPANY DOES NOT CURRENTLY HAVE ANY OF THE ABOVE OR SIMILAR TYPE CONTRACTS.**

CURRENT BUYBOARD VENDORS

If you are a current BuyBoard vendor in the same contract category as proposed in this Proposal Invitation, indicate the discount for your current BuyBoard contract and the proposed discount in this Proposal. Explain any difference between your current and proposed discounts.

Current Discount (%): 8-22 **Proposed Discount (%):** 8-18

Explanation: items will now have a drop ship and truck shipped designation and shipping charges. This will now address non standard products and specific items previously excluded

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By signature below, I certify that the above is true, complete and accurate and that I am authorized by my company to make this certification.

BSN SPORTS LLC
Company Name

Signature of Authorized Company Official

Chris Bloomfield
Printed Name

EXHIBIT "A"

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GOVERNMENTAL REFERENCES

For your Proposal to be considered, you must supply a minimum of five (5) individual governmental entity references. The Cooperative may contact any and all references provided as part of the Proposal evaluation. Provide the information requested below, including the existing price/discounts you offer each customer. The Cooperative may determine whether prices/discounts are fair and reasonable by comparing prices/discounts stated in your Proposal with the prices/discounts you offer other governmental customers. Attach additional pages if necessary.

	Entity Name	Contact	Phone#	Email Address	Discount	Quantity/ Volume
1.	Dallas ISD	Kimi Tate	972-925-3545	ktate@dallasisd.org	10% off	over $50,000.
2.	Plano ISD	Ray Weaver	469-752-0285	ray.weaver@pisd.edu	10%off	over $50,000
3.	Grand Prairie ISD	Becky White	972-237-5309	becky.white@gpisd.org	10% off	over $30,000
4.	Waco ISD	Judy Monroe	254-755-9458	jmonroe@wacoisd.org	10%off	over $ 30,000
5.	Lewisville ISD	Shari Miller	972-350-4749	Millers@lisd.net	10% off	over $50,000

Do you ever modify your written policies or standard governmental sales practices as identified in the above chart to give better discounts (lower prices) than indicated? **YES** ☐ **NO** ■ If YES, please explain:

By signature below, I certify that the above is true and correct and that I am authorized by my company to make this certification.

BSN Sports LLC
Company Name

Signature of Authorized Company Official

Chris Bloomfield
Printed Name

EXHIBIT "A"

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MARKETING STRATEGY

For your Proposal to be considered, you must submit the Marketing Strategy you will use if the Cooperative accepts all or part of your Proposal. *(Example: Explain how your company will initially inform Cooperative members of your BuyBoard contract, and how you will continue to support the BuyBoard for the duration of the contract period.)*

Attach additional pages if necessary.

Upon request BSN Sports will send out The most current catalogs directly to your customers, we can also send the contract discounts with exceptions list if you so desire.

- please send a list of location that may request the BSN Sports catalogs

BSN Sports Sales pro's can work along with the BuyBoard Sales Reps in helping secure new participants in developing territoiries, thus allowing the customer to have a wider breath and scope of products and manufactueres than ever before.

BSN Sports LLC
Company Name

Signature of Authorized Company Official

Chris Bloomfield
Printed Name

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CONFIDENTIAL/PROPRIETARY INFORMATION

A. Public Disclosure Laws

All Proposals, forms, documentation, or other materials submitted by Vendor to the Cooperative in response to this Proposal Invitation, including catalogs and pricelists, may be subject to the disclosure requirements of the Texas Public Information Act (Texas Government Code chapter 552.001, *et. seq.*) or similar disclosure law. Proposer must clearly identify on this form any information in its Proposal (including forms, documentation, or other materials submitted with the Proposal) that Proposer considers proprietary or confidential. If Proposer fails to properly identify the information, the Cooperative shall have no obligation to notify Vendor or seek protection of such information from public disclosure should a member of the public or other third party request access to the information under the Texas Public Information Act or similar disclosure law. Proposer will be notified of any third party request for information in a Proposal that Proposer has identified in this form as proprietary or confidential.

Does your Proposal (including forms, documentation, or other materials submitted with the Proposal) contain information which Vendor considers proprietary or confidential?

Please check (√) one of the following:

☒ **NO**, I certify that none of the information included with this Proposal is considered confidential or proprietary.

☐ **YES**, I certify that this Proposal contains information considered confidential or proprietary and all such information is specifically identified on this form.

If you responded "YES", you must identify below the specific information you consider confidential or proprietary. List each page number, form number, or other information sufficient to make the information readily identifiable. The Cooperative and its Administrator will not be responsible for a Proposer's failure to clearly identify information considered confidential or proprietary. Further, by submitting a Proposal, Proposer acknowledges that the Cooperative and its Administrator will disclose information when required by law, even if such information has been identified herein as information the vendor considers confidential or proprietary.

Confidential / Proprietary Information:

_____

_____

_____

_____

_____

(Attach additional sheets if needed.)

EXHIBIT "A"

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B. Copyright Information
Does your Proposal (including forms, documentation, or other materials submitted with the Proposal) contain copyright information?

Please check (√) one of the following:

☒ **NO,** Proposal (including forms, documentation, or other materials submitted with the Proposal) does not contain copyright information.

☐ **YES,** Proposal (including forms, documentation, or other materials submitted with the Proposal) does contain copyright information.

If you responded "YES", identify below the specific documents or pages containing copyright information.

Copyright Information: _____

_____

_____

(Attach additional sheets if needed.)

C. Consent to Release Confidential/Proprietary/Copyright Information to BuyBoard Members
BuyBoard members (Cooperative and nonprofit members) seeking to make purchases through the BuyBoard may wish to view information included in the Proposals of awarded Vendors. If you identified information on this form as confidential, proprietary, or subject to copyright, and you are awarded a BuyBoard contract, your acceptance of the BuyBoard contract award constitutes your consent to the disclosure of such information to BuyBoard members, including posting of such information on the secure BuyBoard website for members. Note: Neither the Cooperative nor its Administrator will be responsible for the use or distribution of information by BuyBoard members or any other party.

D. Consent to Release Proposal Tabulation
Notwithstanding anything in this Confidential/Proprietary Information form to the contrary, by submitting a Proposal, Vendor consents and agrees that, upon Contract award, the Cooperative may publically release, including posting on the public BuyBoard website, a copy of the proposal tabulation for the Contract including Vendor name; proposed catalog/pricelist name(s); proposed percentage discount(s), hourly labor rate(s), or other specified pricing; and Vendor award or non-award information.

By signature below, I certify that the information in this form is true, complete, and accurate and that I am authorized by my company to make this certification and all consents and agreements contained herein.

BSN SPORTS LLC
Company Name

Signature of Authorized Company Official

Chris Bloomfield
Printed Name

8/20/2018
Date

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VENDOR BUSINESS NAME

By submitting a Proposal, Proposer is seeking to enter into a legal contract with the Cooperative. As such, a Proposer must be an individual or legal business entity capable of entering into a binding contract. Proposers, must completely and accurately provide the information requested below or your Proposal may be deemed non-responsive.

Name of Proposing Company: Varsity Brands Holding Company Inc, dba BSN sports LLC

*(List the **legal** name of the company seeking to contract with the Cooperative. Do NOT list an assumed name, dba, aka, etc. here. Such information may be provided below. If you are submitting a joint proposal with another entity to provide the same proposed goods or services, each submitting entity should complete a separate vendor information form. Separately operating legal business entities, even if affiliated entities, which propose to provide goods or services separately must submit their own Proposals.)*

Please check (√) one of the following:

Type of Business:

Individual/Sole Proprietor		
Corporation	X	
Limited Liability Company		
Partnership		
Other		If other, identify

State of Incorporation (if applicable): Delaware

Federal Employer Identification Number: 47-2460272

(Vendor must include a completed IRS W-9 form with their proposal)

List the Name(s) by which Vendor, if awarded, wishes to be identified on the BuyBoard: *(Note: If different than the Name of Proposing Company listed above, only valid trade names (dba, aka, etc.) of the Proposing Company may be used and a copy of your Assumed Name Certificate(s), if applicable, must be attached.)*

BSN Sports LLC

US Games

EXHIBIT "A"

Form **W-9**
(Rev. November 2017)
Department of the Treasury
Internal Revenue Service

Request for Taxpayer Identification Number and Certification

▶ Go to *www.irs.gov/FormW9* for instructions and the latest information.

Give Form to the requester. Do not send to the IRS.

Print or type. See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
Varsity Brands Holding Co., Inc

2 Business name/disregarded entity name, if different from above
BSN Sports LLC

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only **one** of the following seven boxes.

☐ Individual/sole proprietor or single-member LLC ☑ C Corporation ☐ S Corporation ☐ Partnership ☐ Trust/estate

☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is **not** disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

☐ Other (see instructions) ▶

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) _____

Exemption from FATCA reporting code (if any) _____

(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.
P.O. BOX 7726

Requester's name and address (optional)

6 City, state, and ZIP code
Dallas, TX 75209

7 List account number(s) here (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number
			-			-				

or

Employer identification number
4	7	-	2	4	6	0	2	7	2

Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
3. I am a U.S. citizen or other U.S. person (defined below); and
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here Signature of U.S. person ▶ CHRIS BLOOMFIELD National Bid Director bsnbid@bsnsports.com Date ▶ 8-15-18

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to *www.irs.gov/FormW9.*

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, *later.*

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EDGAR VENDOR CERTIFICATION

(2 CFR Part 200 and Appendix II)

When a Cooperative member seeks to procure goods and services using funds under a federal grant or contract, specific federal laws, regulations, and requirements may apply in addition to those under state law. This includes, but is not limited to, the procurement standards of the Uniform Administrative Requirements, Cost Principles and Audit Requirements for Federal Awards, 2 CFR 200 (sometimes referred to as the "Uniform Guidance" or new "EDGAR"). All Vendors submitting proposals must complete this EDGAR Certification Form regarding Vendor's willingness and ability to comply with certain requirements which ***may*** be applicable to specific Cooperative member purchases using federal grant funds. This completed form will be made available to Cooperative members for their use while considering their purchasing options when using federal grant funds. Cooperative members may also require Vendors to enter into ancillary agreements, in addition to the BuyBoard contract's general terms and conditions, to address the member's specific contractual needs, including contract requirements for a procurement using federal grants or contracts.

For <u>each</u> of the items below, Vendor should certify Vendor's agreement and ability to comply, where applicable, by having Vendor's authorized representative complete and initial the applicable boxes and sign the acknowledgment at the end of this form. If you fail to complete any item in this form, the Cooperative will consider and may list the Vendor's response on the BuyBoard as "NO," the Vendor is unable or unwilling to comply. A "NO" response to any of the items may, if applicable, impact the ability of a Cooperative member to purchase from the Vendor using federal funds.

1. Vendor Violation or Breach of Contract Terms:

Contracts for more than the simplified acquisition threshold currently set at $150,000, which is the inflation adjusted amount determined by the Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council (Councils) as authorized by 41 USC 1908, must address administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as appropriate.

Provisions regarding Vendor default are included in the BuyBoard General Terms and Conditions, including Section E.18, Remedies for Default and Termination of Contract. Any Contract award will be subject to such BuyBoard General Terms and Conditions, as well as any additional terms and conditions in any Purchase Order, Cooperative member ancillary contract, or Member Construction Contract agreed upon by Vendor and the Cooperative member which must be consistent with and protect the Cooperative member at least to the same extent as the BuyBoard Terms and Conditions.

The remedies under the Contract are in addition to any other remedies that may be available under law or in equity. By submitting a Proposal, you agree to these Vendor violation and breach of contract terms.

2. Termination for Cause or Convenience:

For any Cooperative member purchase or contract in excess of $10,000 made using federal funds, you agree that the following term and condition shall apply:

The Cooperative member may terminate or cancel any purchase order under this Contract at any time, with or without cause, by providing seven (7) business days advance written notice to the Vendor. If this Agreement is terminated in accordance with this Paragraph, the Cooperative member shall only be required to pay Vendor for goods or services delivered to the Cooperative member prior to the termination and not otherwise returned in accordance with Vendor's return policy. If the Cooperative member has paid Vendor for goods or services not yet provided as of the date of termination, Vendor shall immediately refund such payment(s).

If an alternate provision for termination of a Cooperative member purchase for cause and convenience, including the manner by which it will be effected and the basis for settlement, is included in the Cooperative member's purchase order, ancillary agreement, or Member Construction Contract agreed to by the Vendor, the Cooperative member's provision shall control.

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3. Equal Employment Opportunity:
Except as otherwise provided under 41 CFR Part 60, all Cooperative member purchases or contracts that meet the definition of "federally assisted construction contract" in 41 CFR Part 60-1.3 shall be deemed to include the equal opportunity clause provided under 41 CFR 60-1.4(b), in accordance with Executive Order 11246, "Equal Employment Opportunity" (30 FR 12319, 12935, 3 CFR Part, 1964-1965 Comp., p. 339), as amended by Executive Order 11375, "Amending Executive Order 11246 Relating to Equal Employment Opportunity," and implementing regulations at 41 CFR Part 60, "Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor."

The equal opportunity clause provided under 41 CFR 60-1.4(b) is hereby incorporated by reference. Vendor agrees that such provision applies to any Cooperative member purchase or contract that meets the definition of "federally assisted construction contract" in 41 CFR Part 60-1.3 and Vendor agrees that it shall comply with such provision.

4. Davis-Bacon Act:
When required by Federal program legislation, Vendor agrees that, for all Cooperative member prime construction contracts/purchases in excess of $2,000, Vendor shall comply with the Davis-Bacon Act (40 USC 3141-3144, and 3146-3148) as supplemented by Department of Labor regulations (29 CFR Part 5, "Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction"). In accordance with the statute, Vendor is required to pay wages to laborers and mechanics at a rate not less than the prevailing wages specified in a wage determinate made by the Secretary of Labor. In addition, Vendor shall pay wages not less than once a week.

Current prevailing wage determinations issued by the Department of Labor are available at wdol.gov. Vendor agrees that, for any purchase to which this requirement applies, the award of the purchase to the Vendor is conditioned upon Vendor's acceptance of the wage determination.

Vendor further agrees that it shall also comply with the Copeland "Anti-Kickback" Act (40 USC 3145), as supplemented by Department of Labor regulations (29 CFR Part 3, "Contractors and Subcontractors on Public Building or Public Work Financed in Whole or in Part by Loans or Grants from the United States"). The Act provides that each contractor or subrecipient must be prohibited from inducing, by any means, any person employed in the construction, completion, or repair of public work, to give up any part of the compensation to which he or she is otherwise entitled.

5. Contract Work Hours and Safety Standards Act:
Where applicable, for all Cooperative member contracts or purchases in excess of $100,000 that involve the employment of mechanics or laborers, Vendor agrees to comply with 40 USC 3702 and 3704, as supplemented by Department of Labor regulations (29 CFR Part 5). Under 40 USC 3702 of the Act, Vendor is required to compute the wages of every mechanic and laborer on the basis of a standard work week of 40 hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of 40 hours in the work week. The requirements of 40 USC 3704 are applicable to construction work and provide that no laborer or mechanic must be required to work in surroundings or under working conditions which are unsanitary, hazardous or dangerous. These requirements do not apply to the purchases of supplies or materials or articles ordinarily available on the open market, or contracts for transportation or transmission of intelligence.

6. Right to Inventions Made Under a Contract or Agreement:
If the Cooperative member's Federal award meets the definition of "funding agreement" under 37 CFR 401.2(a) and the recipient or subrecipient wishes to enter into a contract with a small business firm or nonprofit organization regarding the substitution of parties, assignment or performance or experimental, developmental, or research work under that "funding agreement," the recipient or subrecipient must comply with the requirements of 37 CFR Part 401, "Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts and Cooperative Agreements," and any implementing regulations issued by the awarding agency.

Vendor agrees to comply with the above requirements when applicable.

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7. Clean Air Act and Federal Water Pollution Control Act:
Clean Air Act (42 USC 7401-7671q.) and the Federal Water Pollution Control Act (33 USC 1251-1387), as amended – Contracts and subgrants of amounts in excess of $150,000 must contain a provision that requires the non-Federal award to agree to comply with all applicable standards, orders, or regulations issued pursuant to the Clean Air Act (42 USC 7401-7671q.) and the Federal Water Pollution Control Act, as amended (33 USC 1251-1387). Violations must be reported to the Federal awarding agency and the Regional Office of the Environmental Protection Agency (EPA).

When required, Vendor agrees to comply with all applicable standards, orders, or regulations issued pursuant to the Clean Air Act and the Federal Water Pollution Control Act.

8. Debarment and Suspension:
Debarment and Suspension (Executive Orders 12549 and 12689) – A contract award (see 2 CFR 180.220) must not be made to parties listed on the government-wide exclusions in the System for Award Management (SAM), in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR Part 1966 Comp. p. 189) and 12689 (3 CFR Part 1989 Comp. p. 235), "Debarment and Suspension." SAM Exclusions contains the names of parties debarred, suspended, or otherwise excluded by agencies, as well as parties declared ineligible under statutory or regulatory authority other than Executive Order 12549.

Vendor certifies that Vendor is not currently listed on the government-wide exclusions in SAM, is not debarred, suspended, or otherwise excluded by agencies or declared ineligible under statutory or regulatory authority other than Executive Order 12549. Vendor further agrees to immediately notify the Cooperative and all Cooperative members with pending purchases or seeking to purchase from Vendor if Vendor is later listed on the government-wide exclusions in SAM, or is debarred, suspended, or otherwise excluded by agencies or declared ineligible under statutory or regulatory authority other than Executive Order 12549.

9. Byrd Anti-Lobbying Amendment:
Byrd Anti-Lobbying Amendment (31 USC 1352) -- Vendors that apply or bid for an award exceeding $100,000 must file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant or any other award covered by 31 USC 1352. Each tier must also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the non-Federal award. As applicable, Vendor agrees to file all certifications and disclosures required by, and otherwise comply with, the Byrd Anti-Lobbying Amendment (31 USC 1352).

10. Procurement of Recovered Materials:
For Cooperative member purchases utilizing Federal funds, Vendor agrees to comply with Section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act where applicable and provide such information and certifications as a Cooperative member may require to confirm estimates and otherwise comply. The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 CFR Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition, where the purchase price of the item exceeds $10,000 or the value of the quantity acquired during the preceding fiscal year exceeded $10,000; procuring solid waste management services in a manner that maximizes energy and resource recovery, and establishing an affirmative procurement program for procurement of recovered materials identified in the EPA guidelines.

11. Profit as a Separate Element of Price:
For purchases using federal funds in excess of $150,000, a Cooperative member may be required to negotiate profit as a separate element of the price. See, 2 CFR 200.323(b). When required by a Cooperative member, Vendor agrees to provide information and negotiate with the Cooperative member regarding profit as a separate element of the price for a particular purchase. However, Vendor agrees that the total price, including profit, charged by Vendor to the Cooperative member shall not exceed the awarded pricing, including any applicable discount, under Vendor's Cooperative Contract.

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12. General Compliance and Cooperation with Cooperative Members:
In addition to the foregoing specific requirements, Vendor agrees, in accepting any Purchase Order from a Cooperative member, it shall make a good faith effort to work with Cooperative members to provide such information and to satisfy such requirements as may apply to a particular Cooperative member purchase or purchases including, but not limited to, applicable recordkeeping and record retention requirements.

Vendor Certification Item No.	Vendor Certification: **YES**, I agree or **NO**, I do NOT agree	Initial
1. Vendor Violation or Breach of Contract Terms	YES	CB
2. Termination for Cause or Convenience	YES	CB
3. Equal Employment Opportunity	YES	CB
4. Davis-Bacon Act	YES	CB
5. Contract Work Hours and Safety Standards Act	YES	CB
6. Right to Inventions Made Under a Contract or Agreement	YES	CB
7. Clean Air Act and Federal Water Pollution Control Act	YES	CB
8. Debarment and Suspension	YES	CB
9. Byrd Anti-Lobbying Amendment	YES	CB
10. Procurement of Recovered Materials	YES	CB
11. Profit as a Separate Element of Price	YES	CB
12. General Compliance and Cooperation with Cooperative Members	YES	CB

By signature below, I certify that the information in this form is true, complete, and accurate and that I am authorized by my company to make this certification and all consents and agreements contained herein.

BSN SPORTS
PO BOX 7726
DALLAS, TX 75209-0726
Company Name

Signature of Authorized Company Official

CHRIS BLOOMFIELD
National Bid Director
bsnbid@bsnsports.com
Printed Name

EXHIBIT "A"

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PROPOSAL INVITATION QUESTIONNAIRE

The Cooperative will use your responses to the questions below in evaluating your Proposal and technical and financial resources to provide the goods and perform the services ("Work") under the BuyBoard contract contemplated by this Proposal Invitation ("Contract"). Proposers must fully answer each question, numbering your responses to correspond to the questions/numbers below. Proposers must complete below or attach your responses to this questionnaire, sign where indicated below, and submit the signed questionnaire and your responses to all questions in one document with your Proposal. **You must submit the signed questionnaire and responses with your Proposal or the Proposal will not be considered.**

1. List the number of years Proposer has been in business and former business names (if applicable). Note whether your company is currently for sale or involved in any transaction that would significantly alter its business or result in acquisition by another entity.

BSN HAS BEEN IN BUSINESS SINCE APRIL 21ST, 1982
BSN SPORTS INC, SPORTS SUPPLY GROUP., BSN CORP. AND COLLEGIATE PACIFIC
BSN SPORTS LLC IS NOT FOR SALE, AND WE ARE NOT INVOLVED
IN ANY TRANSACTION TO ALTER OR ACQUISITION BY ANOTHER ENTITY

2. Describe the resources Proposer has to manage staff and successfully perform the Work contemplated under this Contract. State the number and summarize the experience of company personnel who may be utilized for the Work, including those who will be available to Cooperative members for assistance with project development, technical issues, and product selection for Work associated with this Contract.

- PLEASE SEE PAPERWORK ATTACHED IN REFERENCE TO THIS QUESTION
CONTACT AND EXPERIENCE:
CHRIS BLOOMFIELD - NATIONAL BID DIRECTOR - 30+ YEARS WITH BSN SPORTS
JOHN CRAIN - SALES OPERATIONS MGR - 11+ YEARS WITH BSN SPORTS.

3. Describe Proposer's financial capability to perform the Contract. State or describe the firm's financial strength and rating, bonding capacity, and insurance coverage limits. State whether the firm, or any of the firm's past or present owners, principal shareholders or stockholders, or officers, have been a debtor party to a bankruptcy, receivership, or insolvency proceeding in the last 7 years, and identify any such debtor party by name and relationship to or position with your firm.

DUNN & BRADSTREET # 176-33-2310, RATING # 1R4
BANK INFORMATION: BANK of AMERICA, NA, 901 MAIN ST, DALLAS TX 75202
CONTACT: TERSHEA GREEN, PHONE # 214-209-4772
EMAIL: TERSHEA.L.GREEN@BSML.COM.

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4. Does your company have any outstanding financial judgments and/or is it currently in default on any loan or financing agreement? If so, provide detailed information on the nature of such items and prospects for resolution.

- NONE -

5. List all contracts, if any, in the last 10 years on which Proposer has defaulted, failed to complete or deliver the work, or that have been terminated for any reason. For each such contract, provide the project name, scope, value and date and the name of the procuring entity. Fully explain the circumstances of the default, failure to complete or deliver the work, or termination.

- NONE -

6. List all litigation or other legal proceedings (including arbitration proceedings), if any, in the last 10 years brought against your firm, or any of the firm's past or present owners, principal shareholders or stockholders, officers, agents or employees, that relates to or arises from a contract similar to this Contract or the work contemplated under this Contract. Provide the style of the lawsuit or proceeding (name of parties and court or tribunal in which filed), nature of the claim, and resolution or current status.

AS WITH ANY COMPANY THE SIZE OF BSN SPORTS., THERE IS ALWAY SOME LITIGATION GOING ON. NONE OF THESE LITIGATIONS WILL OR HAS AN IMPACT ON THIS CONTRACT, NOW OR IN THE FUTURE.

By signature below, I certify that the information contained in and/or attached to this Proposal Invitation Questionnaire in response to the above questions is true and correct and that I am authorized by my company to make this certification.

BSN SPORTS LLC
PO BOX 7726
DALLAS, TX 75209-0726

Company Name

Signature of Authorized Company Official

EXHIBIT "A"

BSN SPORTS
P.O. Box 7726, Dallas, TX 75209

Proposal Invitation Questionnaire

2. Key Reasons to Contract with BSN Sports (BuyBoard) :

- Critical Mass: at over $800 million in sales for our last fiscal year, BSN is the largest marketer, manufacturer and direct distributer in the sporting goods market. With size comes the strongest domestic and international buying power in our industry, allowing us to keep costs down by leveraging our buying power in negotiations.
- Value: With critical mass and our factory direct sales model comes the ability to pass savings on to the end user and provide customers with pricing that is 10-30% less than other suppliers on comparable products.
- Quality, Proprietary Product: BSN offers its customers a vast array of "in-house" names, coupled with major brand names which we also distribute. These "in-house" brands, which include MacGregor and Voit, make up about 1/3 of our product mix and play an intergral role in our marketing strategy of providing both choice and value to our customers.
- Speed: A major difference between BSN and competitors is the speed with which we can deliver large quantities of products. BSN carries over $80 million in on-hand inventory and is the only company in the industry capable of fulfilling large orders to schools, parks and recreation departments and even the federal government within tight timelines- particularly on hard to stock items like bleachers, backstops, field goals and other capital goods. BSN guarantees 24 hour quick shipment on any quantity of goods in its warehouse and marks over one thousand SKU's in its catalogs as quick-ship ready. Speed of shipments has been an important part of our success.
- Diversification: BSN sells nearly 22,000 products through its customer-type specific catalogs, sales pros, phone teams, internet sites and distribution partners. Our various warehouses totaling over 500,000 square feet of space act as the backbone for this product distribution effort. In addition to offering virtually every equipment item an institution may need, BSN also offers a host of uniform and shoe brands making BSN a true one stop shop for their customers.
- Technology: BSN runs SAP and has used this software to separate itself from competitors since 1999. Our job is to make it easier and faster for our customers to purchase products 24/7. SAP gives employees instant access to the information customers need; product availability, pricing and order status. It gives our customers power to process and track their own orders online with ease. In addition, each of our sales pros is equipped with an iPad that is loaded with electronic catalogs and which provides instant access to inventory and order entry while on the road.

CHRIS BLOOMFIELD
National Bid Director
bsnbid@bsnsports.com

EXHIBIT "A"

E-Verify

Company ID Number: 491633

To be accepted as a participant in E-Verify, you should only sign the Employer's Section of the signature page. If you have any questions, contact E-Verify at 888-464-4218.

Employer BSN Sports	
Mechell Gotelli	
Name (Please Type or Print)	Title
Electronically Signed	**01/18/2012**
Signature	Date
Department of Homeland Security – Verification Division	
USCIS Verification Division	
Name (Please Type or Print)	Title
Electronically Signed	**01/18/2012**
Signature	Date

Information Required for the E-Verify Program	
Information relating to your Company:	
Company Name:	**BSN Sports**
Company Facility Address:	**1901 Diplomat Dr**
	Farmers Branch, TX 75234
Company Alternate Address:	
County or Parish:	**DALLAS**
Employer Identification Number:	**222795073**

EXHIBIT "A"

E-Verify

Company ID Number: 491633

North American Industry Classification Systems Code:	339
Administrator:	BSN Sports, Inc.
Number of Employees:	500 to 999
Number of Sites Verified for:	12

Are you verifying for more than 1 site? If yes, please provide the number of sites verified for in each State:

- TEXAS 12 site(s)

Information relating to the Program Administrator(s) for your Company on policy questions or operational problems:

Name:	**Mechell Gotelli**		
Telephone Number:	**(972) 406 - 7187**	Fax Number:	**(972) 406 - 3467**
E-mail Address:	**Mgotelli@sportsupplygroup.com**		
Name:	**Kyla Edmonds**		
Telephone Number:	**(972) 406 - 7184**	Fax Number:	**(972) 406 - 3467**
E-mail Address:	**kedmonds@sportsupplygroup.com**		
Name:	**Lisa Pierce**		
Telephone Number:	**(972) 884 - 7230**	Fax Number:	**(972) 406 - 3467**
E-mail Address:	**lpierce@bsnsports.com**		

EXHIBIT "A"

Affirmative Action Rider Program

BSN SPORTS™

Affirmative Action and Equal Employment Opportunity Policy

41 C.F.R § 60-2.13(b)-2.21 (a)

It is the policy of BSN SPORTS, LLC to pursue, affirmatively. Equal Employment opportunity for all its qualified applicants and employees. The company will recruit, hire, train, transfer and promote without regard to age, race, color, religion, sex(gender), national origin, disability (if the person is otherwise qualified) or status as veteran. All decisions on employment will be based only on the individual's ability as related to the requirements of the job for which he or she is being considered.

Management will assist in assuring that personnel actions, such as compensation, transfers, dismissals, company-sponsored training and education will be administered without regard to age, race, color, religion, sex(gender), national origin, disability (if the person is otherwise qualified) or status as a veteran. It is the responsibility of each executive, manager, supervisor and employee to cooperate in this effort.

I have appointed the Human Resources Director as the Corporation's director of Equal Opportunity Programs. In addition, the Human Resources Director will be our Corporate Direct of Affirmative Action programs for individuals with disability and for protected veterans. He/She will establish and monitor the implementation of personnel procedures to guide the Corporation's Affirmative Action programs. This official is charged with designing and implementing review and reporting systems that will keep management informed on a yearly basis of the status of Equal Employment Opportunities.

Inquiries about the Corporation's Affirmative Action policy and/or employee complaints should be directed to the Human Resources Director. BSN SPORTS, LLC, 1901 Diplomat Drive, Farmers Branch, TX 75234.

Terrence M. Babilla
BSN SPORTS, LLC
President, Chief Operating Officer and
General Counsel

EXHIBIT "A"

BSN SPORTS™
FEEL THE STRENGTH
PO BOX 7726, DALLAS, TX 75209 – PHONE: 800-527-7510 – FAX: 800-365-7653

August 21, 2013

To Whom It May Concern:

The following people have authority to sign bids for BSN Sports:

Chris Bloomfield	Bid Director
Craig Mostaffa	Bid Specialist
John Stafford	Bid Specialist
Sherry Iqbal	Bid Specialist

Sincerely,

Terrence M. Babilla, Chief Operating Officer
BSN Sports, Inc.

EXHIBIT "A"

PRE-EMPLOYMENT CRIMINAL HISTORY CHECK AND DRUG TESTING

After an offer has been made to an applicant entering a designated job category, a mandatory criminal history check, drug test and/or medical examination will be performed by a background research professional service company and health professional referred by BSN Sports, Inc. The offer of employment and assignment to duties is contingent upon satisfactory completion of the test. The examination will be performed at the company's expense in accordance with the policies explained in this Handbook and the applicable provisions of law.

CRIMINAL CONVICTIONS OR OFFENSES

The initiation of legal charges or a civil lawsuit against an employee may affect the licensure or bond ability of the employee and/or the Company, as well as the Company's ability to service and maintain the trust of its customers and other members of the community, and to provide for the protection of the Company's ability to safeguard its ability to properly service its clients. Consequently, to the extent permitted by law, employees shall be required to notify the Company if convicted or charged with the commission of a crime or offense. Employees also are required to notify the Company of any commencement of an investigation or disciplinary action relating to licensure or professional certifications.

Additionally, except as otherwise prohibited by applicable law, any employee who is convicted, pleads guilty to or is sentenced for the commission of any crimes or offenses is subject to discipline, up to and including separation of employment without prior warning if the Company determines that the act, crime or offense:

- Affects continued ability to perform duties for the Company
- Indicates unfitness for continued employment
- Involves theft or moral turpitude
- Tends to bring the Company or any of its products into disrepute, or would affect employee morals or morale if employment continued
- Indicates that the employee could present a danger to other employees or our customers; or
- Would tend to indicate that the employee could present a danger to our customers or other employees.

Except as otherwise prohibited by applicable law, the Company may discipline or separate an employee for engaging in off-duty conduct that the Company determines to be detrimental to the interests of the Company.

Now offering online billing!
BSNBilling.com
24/7 account access
Receive invoices and statements online
Secure and convenient payments
Manage multiple accounts
Review account history and status
GO
PAPERLESS
Need help?
Contact us at bsnbilling@bsnsports.com
or call 1 (800) 527-7510
BSN SPORTS

EXHIBIT "A"

BuyBoard® Cooperative Purchasing
12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-695-2919 • FAX: 800-211-5454 • buyboard.com

REQUIRED FORMS CHECKLIST

(Please check (√) the following)

- [x] Completed: **Proposer's Agreement and Signature**
- [x] Completed: **Vendor Contact Information**
- [x] Completed: **Felony Conviction Disclosure and Debarment Certification**
- [x] Completed: **Resident/Nonresident Certification**
- [x] Completed: **No Israel Boycott Certification**
- [x] Completed: **No Excluded Nation or Foreign Terrorist Organization Certification**
- [x] Completed: **Historically Underutilized Business (HUB) Certification)**
- [x] Completed: **Construction Related Goods and Services Affirmation**
- [x] Completed: **Deviation/Compliance**
- [x] Completed: **Location/Authorized Seller Listings**
- [x] Completed: **Manufacturer Dealer Designation**
- [x] Completed: **Texas Regional Service Designation**
- [x] Completed: **State Service Designation**
- [x] Completed: **National Purchasing Cooperative Vendor Award Agreement**
- [x] Completed: **Federal and State/Purchasing Cooperative Experience**
- [x] Completed: **Governmental References**
- [x] Completed: **Marketing Strategy**
- [x] Completed: **Confidential/Proprietary Information**
- [x] Completed: **Vendor Business Name with IRS Form W-9**
- [x] Completed: **EDGAR Vendor Certification**
- [x] Completed: **Proposal Invitation Questionnaire**
- [x] Completed: **Required Forms Checklist**
- [ ] Completed: **Evaluation Items**
- [ ] Completed: **Proposal Specification Form with Catalogs/Pricelists**

*Catalogs/Pricelists must be submitted with proposal response or response will not be considered.

EXHIBIT "A"

BuyBoard Cooperative Purchasing

Proposal No. 583-19-Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories

EVALUATION ITEMS: This information will be used only for purposes of assisting in the evaluation of Vendor's price competitiveness. These items will not be individually awarded. THE FOLLOWING EVALUATION ITEMS MUST BE COMPLETED FOR EITHER THE AS SPECIFIED OR ALTERNATE PRODUCT. Equal alternates may be submitted in the proper columns only if you do not sell the specific product listed. This form must be fully completed and returned or PROPOSAL RESPONSE WILL NOT BE CONSIDERED. Vendors that do not offer any of the evaluation or alternate items listed below shall submit a written explanation to request exemption from this requirement. The Cooperative may determine, in its sole discretion, whether or not to exempt a vendor from this requirement based on all information provided with the proposal response.

Item No.	Specified Brand	Short Description	Full Description and Unit of Measure	Unit of Measure	AS SPECIFIED Indicate Unit Price as stated in your company's catalog/pricelist	AS SPECIFIED Indicate Discount (as stated in your company's proposal response)	AS SPECIFIED Calculated Buyboard Price (catalog/pricelist price less discount stated = Buyboard Price)	EQUAL ALTERNATE Indicate Brand and Model Number and Catalog Page No.	EQUAL ALTERNATE Indicate Unit Price as stated in your company's catalog/pricelist	EQUAL ALTERNATE Indicate Discount (as stated in your company's proposal response)	ALTERNATE Calculated Buyboard Price (catalog/pricelist price less discount stated = Buyboard Price)
1	Wilson	3F1003	FOOTBALL - GST Leather Series; Official Size: Each.	EA	92.88	18%	76.16				
2	Tachikara	20011575	VOLLEYBALL - Volly-Lite; Color: White; Regulation Size; Each.	EA	37.99	18%	31.16				
3	Spalding	LBTF1000WC	BASKETBALL TF-1000 CALSSIC - Official Size: 29.5"; Each.	EA				SPALDING # 1336016	54.99	18%	45.10
4	Rawlings	ROLB1XBUCK30	BASEBALL ROLB1X - Bucket of 30 Practice Balls; Each.	EA	169.99	18%	139.39				
5	Olympia Sports	PC143P	REVERSIBLE SCRIMMAGE VEST - Color: Blue/Green; Size: 8 x 6 x 0.25; Each.	EA				BSN/USG # 1262711	78.99 DZ	18%	64.77
6	Russell	F2FPFMF	MEN'S FOOTBALL PANTS - Color: White; Size: Large.	EA	NO BID						
7	Nike	NK653483	BASKETBALL SHOES - Color: White/Black; Size: Men's 11; Each. * DISCONTINUED	EA							
8	Under Armour	3020924	FOOTBALL SHOES - Color: White; Size: Men's 11; Each. * DISCONTINUED	EA							
9	Riddell	Varsity	FOOTBALL VARSITY HELMET - Attached S2BD-LW-V Face Maskmask; Size LG 22-23 1/2; Each.	EA				SCHUTT # 1395337	239.95	18%	196.76
10	Bison	5153XXXX	BASKETBALL FAN SHAPED BACKBOARD - Size: 39" x 54" heavy cushioned tempered glass, aluminum framework, shooter's square and border fired into glass; Each.	EA	1499.99	18%	1230.00				

CHRIS BLOOMFIELD
National Bid Director
bsnbid@bsnsports.com

EVALUATION ITEMS

BuyBoard® Cooperative Purchasing

Proposal Invitation No. 583-19-Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories

(Catalogs/Pricelists must be submitted with Proposal or Proposal will not be considered[1].)

NOTE: Vendors proposing various manufacturer product lines per line item on the Proposal Specification Form must submit the information as follows or proposal may not be considered:
· Manufacturers shall be listed in alphabetical order
· Vendor's must list one specific percentage discount for each Manufacturer listed.
If a vendor's response to Proposal Specification Form states "please see attachment sheet," all manufacturers listed on the attachment sheet must indicate per manufacturer the line item that correlates to Proposal Specification Form or Vendor's proposal may not be considered.

Section I: Athletic and Physical Education Products

Item No.	Short Description	Full Description	State Percent (%) of Discount off Catalog/Pricelist[1]	State Name of Catalog/Pricelist[1]	Exceptions to Discount
1	Discount (%) Off Catalog/Pricelist for All Athletic Supplies	Please state the discount (%) off catalog/pricelist for **All Athletic Supplies**. **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
2	Discount (%) Off Catalog/Pricelist for All Athletic Equipment	Please state the discount (%) off catalog/pricelist for **All Athletic Equipment. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
3	Discount (%) Off Catalog/Pricelist for All Athletic Clothing and Shoes	Please state the discount (%) off catalog/pricelist for **All Athletic Clothing and Shoes. Catalog/Pricelist MUST be included or proposal will not be considered.**	30-35%	BSN SPORTS 2018 Fall Catalog+ Teamwear Catalog	Custom apparel bookings due to limited availability
4	Discount (%) Off Catalog/Pricelist for All Football Helmets	Please state the discount (%) off catalog/pricelist for **All Football Helmets** (new and reconditioned)**. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
5	Discount (%) Off Catalog/Pricelist for All Physical Education Supplies	Please state the discount (%) off catalog/pricelist for **All Physical Education Supplies. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List

PROPOSAL NOTE
1. Catalogs/Pricelists are required to be submitted with Proposal

Proposal Invitation No. 583-19-Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories

Item No.	Short Description	Full Description	State Percent (%) of Discount off Catalog/Pricelist[1]	State Name of Catalog/Pricelist[1]	Exceptions to Discount
6	Discount (%) Off Catalog/Pricelist for All Physical Education Equipment	Please state the discount (%) off catalog/pricelist for **All Physical Education Equipment. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
Section II: Commercial Grade/Heavy Duty Exercise Equipment					
7	Discount (%) Off Catalog/Pricelist for All Commercial Grade Treadmills	Please state the discount (%) off catalog/pricelist for **All Commercial Grade Treadmills. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
8	Discount (%) Off Catalog/Pricelist for All Commercial Grade Exercise Bicycles	Please state the discount (%) off catalog/pricelist for **All Commercial Grade Exercise Bicycles. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
9	Discount (%) Off Catalog/Pricelist for All Commercial Grade Elliptical Cross-Trainers	Please state the discount (%) off catalog/pricelist for **All Commercial Grade Elliptical Cross-Trainers. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
10	Discount (%) Off Catalog/Pricelist for All Commercial Grade Stair Climbers	Please state the discount (%) off catalog/pricelist for **All Commercial Grade Stair Climbers. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
11	Discount (%) Off Catalog/Pricelist for All Commercial Grade Selectorized Strength Training Equipment	Please state the discount (%) off catalog/pricelist for **All Commercial Grade Selectorized Strength Training Equipment. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

Proposal Invitation No. 583-19-Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories

Item No.	Short Description	Full Description	State Percent (%) of Discount off Catalog/Pricelist[1]	State Name of Catalog/Pricelist[1]	Exceptions to Discount
12	Discount (%) Off Catalog/Pricelist for All Commercial Grade Computerized Strength Training Equipment	Please state the discount (%) off catalog/pricelist for **All Commercial Grade Computerized Strength Training Equipment.** . **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
13	Discount (%) Off Catalog/Pricelist for All Commercial Grade Plate Loaded Strength Training Equipmment	Please state the discount (%) off catalog/pricelist for **All Commercial Grade Plate Loaded Strength Training Equipmment.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
14	Discount (%) Off Catalog/Pricelist for All Commercial Grade Free Weights	Please state the discount (%) off catalog/pricelist for **All Commercial Grade Free Weights.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
15	Discount (%) Off Catalog/Pricelist for All Outdoor Commercial Grade Exercise Equipment	Please state the discount (%) off catalog/pricelist for **All Outdoor Commercial Grade Exercise Equipment.** Catalog/Pricelist MUST be included or proposal will not be considered.	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
16	Discount (%) Off Catalog/Pricelist for All Other Commercial Grade Heavy Duty Exercise Equipment and Accessories	Please state the discount (%) off catalog/pricelist for **All Other Commercial Grade Heavy Duty Exercise Equipment and Accessories.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
17	Discount (%) Off Catalog/Pricelist for Rental of All Types of Commercial Grade Exercise Equipment	Please state the discount (%) off catalog/pricelist for **Rental of All Types of Commercial Grade Exercise Equipment (Indoor/Outdoor).** **Catalog/Pricelist MUST be included or proposal will not be considered.**	NO BID		

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

Proposal Invitation No. 583-19-Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories

Item No.	Short Description	Full Description	State Percent (%) of Discount off Catalog/Pricelist[1]	State Name of Catalog/Pricelist[1]	Exceptions to Discount
Section III: Gymnasium and Outdoor Field Equipment and Supplies					
18	Discount (%) Off Catalog/Pricelist for Gymnasium Spectator Seating and Accessories	Please state the discount (%) off catalog/pricelist for **Gymnasium Spectator Seating and Accessories** (all types including but not limited to fixed, telescoping, portable, and related items)**. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
19	Discount (%) Off Catalog/Pricelist for Basketball Backstops, Backboards, Goals and Accessories	Please state the discount (%) off catalog/pricelist for **Basketball Backstops, Backboards, Goals and Accessories** (all types including but not limited to wall mount, ceiling mount, folding, stationary, and related items)**. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
20	Discount (%) Off Catalog/Pricelist for Gymnasium Divider Curtains and Accessories	Please state the discount (%) off catalog/pricelist for **Gymnasium Divider Curtains and Accessories** (all types including but not limited to motorized, manual, and related items)**. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
21	Discount (%) Off Catalog/Pricelist for Gymnasium Wall Pads and Accessories	Please state the discount (%) off catalog/pricelist for **Gymnasium Wall Pads and Accessories** (all types)**. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
22	Discount (%) Off Catalog/Pricelist for Gymnasium Floor Mats and Accessories	Please state the discount (%) off catalog/pricelist for **Gymnasium Floor Mats and Accessories** (all types)**. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

BuyBoard® Cooperative Purchasing

Proposal Invitation No. 583-19-Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories

Item No.	Short Description	Full Description	State Percent (%) of Discount off Catalog/Pricelist[1]	State Name of Catalog/Pricelist[1]	Exceptions to Discount
23	Discount (%) Off Catalog/Pricelist for Gymnasium Volleyball Systems and Accessories	Please state the discount (%) off catalog/pricelist for **Gymnasium Volleyball Systems and Accessories** (all types including but not limited to standards, nets, rope tensioners, boundary markers, antennae, floor plates, floor sleeves, floor anchors, judges stands, center standard center, transporters, wall storage hooks, protective pads, and related items). **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
24	Discount (%) Off Catalog/Pricelist for Gymnasium Scoreboards and Accessories	Please state the discount (%) off catalog/pricelist for **Gymnasium (Indoor) Scoreboards and Accessories** (all types including but not limited to basketball, hockey, swimming, volleyball, wrestling, related items). **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
25	Discount (%) Off Catalog/Pricelist for Gymnasium Floor Covers and Accessories	Discount (%) Off Catalog/Pricelist for **Gymnasium Floor Covers, Rubberized Tile and Accessories** (all types)**.** Please state the discount (%) off catalog/pricelist. **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
26	Discount (%) Off Catalog/Pricelist for Repair Parts	Please state the discount (%) off catalog/pricelist for **Repair Parts** (for all types of gymansium equipment)**. Catalog/Pricelist MUST be included or proposal will not be considered.**	NO BID		
27	Discount (%) Off Catalog/Pricelist for Outdoor Sports Barrier Netting Products	Please state the discount (%) off catalog/pricelist for **Outdoor Sports Barrier Netting Products. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List
28	Discount (%) Off Catalog/Pricelist for All Other Gymnasium and Outdoor Field Equipment and Accessories	Please state the discount (%) off catalog/pricelist for **All Other Gymnasium and Outdoor Field Equipment and Accessories. Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18%	BSN SPORTS 2018 Fall Catalog	* Please See Attached Exception List

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

Proposal Invitation No. 583-19-Athletic, Physical Education, Gymnasium Supplies and Equipment and Heavy Duty Exercise Equipment and Related Accessories

Section IV: Installation and Repair Service			Not to Exceed Hourly Labor Rate	Detailed Information on Hourly Labor Rate	Exceptions to Hourly Labor Rate
29	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Athletic and Gymnasium Equipment, Heavy Duty Exercise Equipment	**Hourly Labor Rate for Installation/Repair Service of Athletic and Gymnasium Equipment, Heavy Duty Exercise Equipment and Related Products** -- State the Not to Exceed hourly labor rate for Athletic and Gymnasium Equipment and Related Products.	$ NO BID/Hour		

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

EXHIBIT "A"

BSN SPORTS

Buyboard Bid #583-19
Athletic, PE, Gymnasium Supplies & Equipment & Heavy Duty Exercise Equipment & Related Accessories

Product Discount Schedule

Product Category	Discount
Athletic & PE Equipment & Supplies (In Stock) yellow hi-lighted in catalog	**18%**
Athletic & PE Equipment & Supplies (In Stock Drop Ship) not hi-lighted in catalog	**8%**
Key Product Categories: Athletic & Physical Education Supplies & Equipment & Football Helmets	
Athletic Clothing	**35%**
Athletic Shoes	**30%**
Key Product Categories: Nike, Under Armour, Alleson & Rawlings team uniforms and staff apparel. Apparel custom booking (special price based) orders are excluded due to limited time availability & order deadlines.	
Commercial Grade/Heavy Duty Exercise Equipment (In Stock) yellow hi-lighted in catalog	**15%**
Commercial Grade/Heavy Duty Exercise Equipment (In Stock Drop Ship) not hi-lighted in catalog	**10%**
Key Product Categories: Treadmills, Exercise Bikes, Elliptical Cross-Trainers, Stair Climbers, Selectorized Strength Training Equipment, Computerized Strength Training Equipment, Plate Loaded Strength Training Equipment, Free Weights, & All Other Outdoor Exercise Equipment & Accessories.	
Gymnasium & Outdoor Field Equipment & Supplies (In Stock) yellow hi-lighted in catalog	**15%**
Gymnasium & Outdoor Field Equipment & Supplies (In Stock Drop Ship) not hi-lighted in catalog	**10%**
Key Product Categories: Gym Spectator Seating, Basketball Backstops, Backboards, Goals & Accessories, Gym Divider Curtains, Gym Wall Pads, Floor Mats, Volleyball Systems, Scoreboards, Floor Covers, Rubberized Tile, Barrier Netting, & All Other Outdoor Field Equipment & Accessories.	

All Small Carrier Items shipping FedEx or UPS will be shipped FOB Destination within the continental US. Freight will apply for any truck shipments as indicated by the words "Ships Truck" on our website & by the truck symbol in our catalog. S&H

Shipping charges of 20% will apply for orders to Alaska & Hawaii
Actual shipping charges apply to all shipments outside of the US.
Discounts will apply to our most current published catalog & cannot be combined with other discounts/promotions.

Detailed Price List/Catalog is Attached
See Attached 1 page list of items excluded from discounts

EXHIBIT "A"

BSN SPORTS

BSN SPORTS EXCEPTIONS TO PERCENTAGE OFF BID
FALL 2018 CATALOG – CATALOG PRICES VALID THRU 12/31/2018

PAGE	ITEM	DISCOUNT
	All ATEC & Jugs Products – Entire Catalog	As Listed
ALL	"While Supplies Last", Price Drop Limited Time Only Specials, & Closeout Items – Entire Catalog	As Listed
13	All First Class Bleachers	Call for Pricing
23	All Poly-Cap Fence Guard & Fence Crown Protective Fence Guard	Call for Pricing
26	Foul Poles – In Ground & Surface Mount, 24', 32' & 40'	Call for Pricing
32	BP Zone BasicTurf Protector – 1273908	As Listed
34	All Action 35, Action Plus 35, Elite 45 & Elite Plus 45 DiamondTurf	Call for Pricing
35	DiamondTurf Halo Mat, 10' Halo Kit with wings – 1347104	Call for Pricing
37	All Diamond Pro Products – Entire Page	Call for Pricing
41	Sifting Scoop Shovel – 1273922	As Listed
47	All SoftTouch Progressive Release Bases & All Synthetic Turf Bases	As Listed
51	All True Pitch & ProMounds Portable Game Mounds – Entire Page	Call for Pricing
52	Pocket Radar Ball Coach – 1385511	As Listed
53	Deluxe Iron Mike w/Hopper (MP6) complete unit – 1273939	Call for Pricing
54-57	All ATEC & Jugs Pitching Machines & Products & Accessories – Entire Pages	As Listed
57	All Hack Attack Machines & Feeders	As Listed
63	Rawlings Ultimate Practice Ball – RWR100UPY	As Listed
83	Oakley Sunglasses – Entire Page	As Listed
93	Schutt Striker II Hitting Trainer – STRIKER2	As Listed
95	Bow Net Soft Toss Screen & Big Mouth BMX Screen – 1347203 & 1397413	As Listed
109	Hot Shot Basketball Shooting Machine – 1399645	Call for Pricing
114	All Bison T-Rex Adjustable/Portable Systems – 895444XX & 20026189	Call for Pricing
125	All Digital Scorer's Tables – 1390141/1390142/1390143/1390144	Call for Pricing
133	Spalding Alpha Footballs – WC726758 & WC726888 & J5V Advance – WC628999	As Listed
134	All Jugs & Snap Attack Football Passing Machines	As Listed
145	EDown Digital Down Marker – 1453100	As Listed
151	All 20' & 30' Alumagoal HS Gooseneck Goalposts – 1399644/1399646/1399647/1399649	Call for Pricing
153-57	All Razor Shoulder Pads & Back Plates & All Gear Pro-Tec Shoulder Pads	As Listed
162-63	All Schutt Youth Football Helmets – Entire Pages	As Listed
169	All Porta Phone Equipment – Entire Page	As Listed
191	Revenant Protective Elbow Guard – 1450954	As Listed
229	All Sports Tutor Tennis Cube & Tennis Tutor Machines – Entire Page	As Listed
273	All EZ Flex Wrestling Mats – Entire Page	Call for Pricing
324	Polar A370 Wrist Heart Rate Monitor - 1399690	As Listed

***Due to federal/local/departmental regulations in regard to conflict of interest, gratuities and kickbacks involving sealed bids: Internet & Catalog Promotional Offers and certificates cannot be used in conjunction with bid prices or bid awards.**

EXHIBIT "A"

BuyBoard® Cooperative Purchasing
12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-695-2919 • FAX: 800-211-5454 • www.buyboard.com

THE LOCAL GOVERNMENT PURCHASING COOPERATIVE
ADDENDUM NO. 1

Proposal No. 583-19
Athletic, Physical Education, Gymnasium Supplies and Equipment
and Heavy Duty Exercise Equipment and Related Accessories

The following information becomes a permanent part of the Proposal Invitation document.

PROPOSAL DUE DATE
The correct deadline date for this proposal is August 30, 2018, at 4:00 P.M.

Please sign and return one copy of the addendum with proposal as verification of receipt and compliance with addendum information.

Company Name: BSN SPORTS LLC

Address: P.O. BOX 7726, DALLAS, TX 75209

Signature of Authorized Company Official: _____ Title: National Bid Director

Telephone Number: 800-527-7510 x7324 Date: 8/20/2018

EXHIBIT "B"

P.O. Box 400, Austin, Texas 78767
800.695.2919 • info@buyboard.com • buyboard.com

August 28, 2020

Sent via email to: bsnbid@bsnsports.com

John Stafford
BSN Sports
P.O. Box 7726
Dallas TX 72509

Re: Parks and Recreation Equipment and Field Lighting Products
BuyBoard Contract 592-19

The Local Government Purchasing Cooperative (BuyBoard) awarded your company a contract under Parks and Recreation Equipment and Field Lighting Products, Contract 592-19 effective October 1, 2019 through September 30, 2020, with two possible one-year renewals. At this time, the BuyBoard is renewing your contract through September 30, 2021.

All discounts, terms, and conditions of your contract will remain the same. If you agree to this renewal, there is nothing you need to do. However, if you do not agree to this renewal, you must notify me via email at connie.burkett@tasb.org prior to the start of the renewal term.

Reminder: Once a BuyBoard contract is awarded, vendors must generate a minimum of $15,000 annually or they may not be offered a contract renewal.

If you have questions or comments concerning this renewal, please contact me as soon as possible at connie.burkett@tasb.org. We appreciate your interest in The Local Government Purchasing Cooperative.

Sincerely,

Connie W. Burkett

Connie W Burkett, *CTSBO*
Contract Administrator

1st renewal v.02.13.2020

Endorsed by TASB TASA TML TEXAS

EXHIBIT "B"

P.O. Box 400
Austin, TX 78767-0400
800.695.2919 | 512.467.0222 | Fax: 800.211.5454
buyboard.com

July 18, 2019

Sent Via Email: bsnbid@bsnsports.com

John Stafford
BSN Sports, LLC
P.O. Box 7726
Dallas, TX 75209

Welcome to BuyBoard!

Re: *Notice of The Local Government Purchasing Cooperative Award*
Proposal Name and Number: Parks and Recreation Equipment and Field Lighting Products and Installation, Proposal No. 592-19

Congratulations, The Local Government Purchasing Cooperative (Cooperative) has awarded your company a BuyBoard® contract based on the above-referenced Proposal. The contract is effective 10/1/2019 through 9/30/2020, with two possible one-year renewals. The contract documents are those identified in Section 3 of the General Terms and Conditions of the specifications.

To view the items your company has been awarded, please review the proposal tabulation No. 592-19 on the following web-site: www.buyboard.com/vendor. Only items marked as awarded to your company can be sold through the BuyBoard contract. In addition, on this website you will find the membership list which will provide you with the names of all entities with membership in our purchasing cooperative.

Enclosed with this letter you will find the following documents:

1. Vendor Quick Reference Guide 2. BuyBoard License and Identity Standards

You are advised that receipt of a purchase order directly from a Cooperative member is not within the guidelines of the Cooperative. Accepting purchase orders directly from Cooperative members may result in a violation of the State of Texas competitive bid statute and termination of this Cooperative BuyBoard contract. **Therefore, all purchase orders must be processed through the BuyBoard in order to comply**. Please forward by email to info@buyboard.com any order received directly from a Cooperative member. If you inadvertently process a purchase order sent directly to you by a Cooperative member, please email the order info@buyboard.com and note it as **RECORD ONLY** to prevent duplication.

As an awarded vendor a BuyBoard user id and password will be sent via e-mail 2 to 3 business days prior to the start of your contract.

On behalf of the Texas Association of School Boards, we appreciate your interest in the Cooperative and we are looking forward to your participation in the program. If you have any questions, please contact **Cooperative Procurement Staff** at 800-695-2919.

Sincerely,

Arturo Salinas
Department Director, Cooperative Procurement

v.6.5

The Local Government Purchasing Cooperative is endorsed by the Texas Association of School Boards, Texas Municipal League, Texas Association of Counties, and the Texas Association of School Administrators.

EXHIBIT "B"

BuyBoard® National Purchasing Cooperative

Endorsed by NSBA National School Boards Association

September 4, 2019

Sent Via Email: bsnbid@bsnsports.com

John Stafford
BSN Sports, LLC
P.O. Box 7726
Dallas, TX 75209

Welcome to BuyBoard!

Re: *Notice of National Purchasing Cooperative Piggy-Back Award*
Proposal Name and Number: Parks and Recreation Equipment and Field Lighting Products and Installation, Proposal No. 592-19

Congratulations, The National Purchasing Cooperative (National Cooperative) has awarded your company a BuyBoard® contract based on the above-referenced Proposal. As provided for in the Proposal and your National Purchasing Cooperative Vendor Award Agreement, you are authorized to sell the goods and services awarded under the Proposal to National Cooperative members in states other than Texas through the BuyBoard. The contract is effective 10/1/2019 through 9/30/2020, with two possible one-year renewals.

The National Cooperative membership list is available at our website www.buyboard.com/vendor. The list identifies the current members that may purchase awarded goods and services under your National Cooperative BuyBoard contract.

You are advised that receipt of a purchase order directly from a National Cooperative member is not within BuyBoard guidelines. Accepting purchase orders directly from Cooperative members may result in a violation of applicable competitive procurement law and termination of this National Cooperative BuyBoard contract. **Therefore, all purchase orders from National Cooperative members must be processed through the BuyBoard**. Please forward by e-mail to info@buyboard.com any order received directly from a National Cooperative member. If you inadvertently process a purchase order sent directly to you by a National Cooperative member, please fax the order to the above number and note it as **RECORD ONLY** to prevent duplication.

As an awarded vendor a BuyBoard user id and password will be sent via e-mail 2 to 3 business days prior to the start of your contract.

On behalf of the National Cooperative, we are looking forward to your participation in the program. If you have any questions, please contact **Cooperative Procurement Staff at 800-695-2919**.

Sincerely,

Arturo Salinas
Department Director, Cooperative Procurement
v.6.5

P.O. Box 400, Austin, Texas 78767-0400
800.695.2919 • buyboard.com

EXHIBIT "B"

BuyBoard® Cooperative Purchasing

12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-695-2919 • FAX: 800-211-5454 • buyboard.com

PROPOSER'S AGREEMENT AND SIGNATURE

Proposal Name: Parks and Recreation Equipment and Field Lighting Products

Proposal Number: 592-19

Contract Time Period: October 1, 2019 through September 30, 2020 with two (2) possible one-year renewals.

Proposal Due Date/Opening Date and Time:
January 24, 2019 at 4:00 PM

Location of Proposal Opening:
Texas Association of School Boards, Inc.
BuyBoard Department
12007 Research Blvd.
Austin, TX 78759

Anticipated Cooperative Board Meeting Date:
July 2019

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
Name of Proposing Company

1/18/19
Date

BSN SPORTS
PO BOX 7726
DALLAS, TX 75209-0726
Street Address

John Stafford
Signature of Authorized Company Official

City, State, Zip

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Printed Name of Authorized Company Official

1-800-527-7510
Telephone Number of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Position or Title of Authorized Company Official

1-800-365-7653
Fax Number of Authorized Company Official

47-2460272
Federal ID Number

EXHIBIT "B"

BuyBoard® Cooperative Purchasing
12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-695-2919 • FAX: 800-211-5454 • buyboard.com

The proposing company ("you" or "your") hereby acknowledges and agrees as follows:

1. You have carefully examined and understand all Cooperative information and documentation associated with this Proposal Invitation, including the Instructions to Proposers, General Terms and Conditions, attachments/forms, item specifications, and line items (collectively "Requirements");

2. By your response ("Proposal") to this Proposal Invitation, you propose to supply the products or services submitted at the prices quoted in your Proposal and in strict compliance with the Requirements, unless specific deviations or exceptions are noted in the Proposal;

3. Any and all deviations and exceptions to the Requirements have been noted in your Proposal and no others will be claimed;

4. If the Cooperative accepts any part of your Proposal and awards you a contract, you will furnish all awarded products or services at the prices quoted and in strict compliance with the Requirements (unless specific exceptions are noted in the Proposal and accepted by the Cooperative), including without limitation the Requirements related to:
   a. conducting business with Cooperative members, including offering pricing to members that is the best you offer compared to similar customers;
   b. payment of a service fee in the amount specified and as provided for in this Proposal Invitation;
   c. the **possible** award of a piggy-back contract by another governmental entity or nonprofit entity, in which event you will offer the awarded goods and services in accordance with the Requirements; and
   d. submitting price sheets or catalogs in the proper format as required by the Cooperative as a prerequisite to activation of your contract;

5. You have clearly identified on the included form any information in your Proposal that you believe to be confidential or proprietary or that you do not consider to be public information subject to public disclosure under a Texas Public Information Act request or similar public information law;

6. The individual signing this Agreement is duly authorized to enter into the contractual relationship represented by this Proposal Invitation on your behalf and bind you to the Requirements, and such individual (and any individual signing a form) is authorized and has the requisite knowledge to provide the information and make the representations and certifications required in the Requirements;

7. You have carefully reviewed your Proposal, and certify that all information provided is true, complete and accurate, and you authorize the Cooperative to take such action as it deems appropriate to verify such information; and

8. Any misstatement, falsification, or omission in your Proposal, whenever or however discovered, may disqualify you from consideration for a contract award under this Proposal Invitation or result in termination of an award or any other remedy or action provided for in the General Terms and Conditions or by law.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

BuyBoard® Cooperative Purchasing

12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-695-2919 • FAX: 800-211-5454 • buyboard.com

VENDOR CONTACT INFORMATION

Company: BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

Vendor Contact Name and Mailing Address for Notices: BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
John Stafford

Company Website: www.BSNSports.com

Purchase Orders: All purchase orders from Cooperative members will be available through the Internet.

Vendors need Internet access and at least one e-mail address so that notification of new orders can be sent to the Internet contact when a new purchase order arrives. An information guide will be provided to vendors to assist them with retrieving their orders.

Please select options below for receipt of purchase orders and provide the requested information:

☑ I will use the internet to receive purchase orders at the following address.

E-mail Address: BSNBID@bsnsports.com

Internet Contact: John Stafford Phone: 1-800-527-7510

Alternate E-mail Address: bids@bsnsports.com

Alternate Internet Contact: _____ Phone: _____

☐ Purchase orders may be received by the Designated Dealer(s) identified on my company's Dealer Designation form as provided to the Cooperative administrator. I understand that my company shall remain responsible for the Contract and the performance of all Designated Dealers under and in accordance with the Contract.

Request for Quotes ("RFQ"): Cooperative members will send RFQs to you by e-mail. Please provide e-mail addresses for the receipt of RFQs:

E-mail Address: BSNBID@BSNSports.com

Alternate E-mail Address: bids@bsnsports.com

Invoices: Your company will be billed monthly for the service fee due under a contract awarded under this Proposal Invitation. **All invoices are available on the BuyBoard website and e-mail notifications will be sent when they are ready to be retrieved.** Please provide the following address, contact and e-mail information for receipt of service fee invoices and related communications:

EXHIBIT "B"

BuyBoard® Cooperative Purchasing

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Please choose only one (1) of the following options for receipt of invoices and provide the requested information:

☑ Service fee invoices and related communications should be provided directly to my company at:

Mailing address: P.O. Box 7726 **Department:** Bid Department

City: Dallas **State:** TX **Zip Code:** 75209

Contact Name: _____ **Phone:** 1-800-527-7510

Fax: 1-800-365 7653 **E-mail Address:** BSNBID@BSNSPORTS.com

Alternative E-mail Address: bids@bsnsports.com

☐ In lieu of my company, I request and authorize all service fee invoices to be provided directly to the following billing agent**:

Mailing address: _____ **Department:** _____

City: _____ **State:** _____ **Zip Code:** _____

Contact Name: _____ **Phone:** _____

Fax: _____ **E-mail Address:** _____

Alternative E-mail Address: _____

☐ In lieu of my company, I request and authorize service fee invoices to be provided to the Designated Dealer(s) receiving the purchase order(s) to which the invoiced service fees relate at the address and contact information designated on my company's Dealer Designation form as provided to the Cooperative administrator.**

*** If Vendor authorizes a billing agent or Designated Dealer(s) to receive and process service fee invoices, in accordance with the General Terms and Conditions of the Contract, Vendor specifically acknowledges and agrees that nothing in that designation shall relieve Vendor of its responsibilities and obligations under the Contract including, but not limited to, payment of all service fees under any Contract awarded Vendor.*

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

BuyBoard® Cooperative Purchasing

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FELONY CONVICTION DISCLOSURE AND DEBARMENT CERTIFICATION

FELONY CONVICTION DISCLOSURE

Subsection (a) of Section 44.034 of the Texas Education Code (Notification of Criminal History of Contractor) states: "A person or business entity that enters into a contract with a school district must give advance notice to the district if the person or an owner or operator has been convicted of a felony. The notice must include a general description of the conduct resulting in the conviction of a felony."

Section 44.034 further states in Subsection (b): "A school district may terminate a contract with a person or business entity if the district determines that the person or business entity failed to give notice as required by Subsection (a) or misrepresented the conduct resulting in the conviction. The district must compensate the person or business entity for services performed before the termination of the contract."

Please check (√) one of the following:

☑ My company is a publicly-held corporation. (Advance notice requirement does not apply to publicly-held corporation.)
☐ My company is not owned or operated by anyone who has been convicted of a felony.
☐ My company is owned/operated by the following individual(s) who has/have been convicted of a felony:

Name of Felon(s): _____

Details of Conviction(s): _____

_____

By signature below, I certify that the above information is true, complete and accurate and that I am authorized by my company to make this certification.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Printed Name

DEBARMENT CERTIFICATION

Neither my company nor an owner or principal of my company has been debarred, suspended or otherwise made ineligible for participation in Federal Assistance programs under Executive Order 12549, "Debarment and Suspension," as described in the Federal Register and Rules and Regulations. Neither my company nor an owner or principal of my company is currently listed on the government-wide exclusions in SAM, debarred, suspended, or otherwise excluded by agencies or declared ineligible under any statutory or regulatory authority. My company agrees to immediately notify the Cooperative and all Cooperative members with pending purchases or seeking to purchase from my company if my company or an owner or principal is later listed on the government-wide exclusions in SAM, or is debarred, suspended, or otherwise excluded by agencies or declared ineligible under any statutory or regulatory authority.

By signature below, I certify that the above is true, complete and accurate and that I am authorized by my company to make this certification.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Printed Name

EXHIBIT "B"

BuyBoard® Cooperative Purchasing

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RESIDENT/NONRESIDENT CERTIFICATION

Chapter 2252, Subchapter A, of the Texas Government Code establishes certain requirements applicable to proposers who are not Texas residents. Under the statute, a "resident" proposer is a person whose principal place of business is in Texas, including a contractor whose ultimate parent company or majority owner has its principal place of business in Texas. A "nonresident" proposer is a person who is not a Texas resident. Please indicate the status of your company as a "resident" proposer or a "nonresident" proposer under these definitions.

Please check (√) one of the following:

☑ I certify that my company is a **Resident Proposer.**

☐ I certify that my company is a **Nonresident Proposer.**

If your company is a Nonresident Proposer, you must provide the following information for your resident state (the state in which your company's principal place of business is located):

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

Company Name | Address

City | State | Zip Code

A. Does your resident state require a proposer whose principal place of business is in Texas to under-price proposers whose resident state is the same as yours by a prescribed amount or percentage to receive a comparable contract?
☐ Yes ☐ No

B. What is the prescribed amount or percentage? $ N/A or _____%

VENDOR EMPLOYMENT CERTIFICATION

Section 44.031(b) of the Texas Education Code establishes certain criteria that a school district must consider when determining to whom to award a contract. Among the criteria for certain contracts is whether the vendor or the vendor's ultimate parent or majority owner (i) has its principal place of business in Texas; or (ii) employs at least 500 people in Texas.

If neither your company nor the ultimate parent company or majority owner has its principal place of business in Texas, does your company, ultimate parent company, or majority owner employ at least 500 people in Texas?

Please check (√) one of the following:

☑ Yes ☐ No

By signature below, I certify that the information in Sections 1 (*Resident/Nonresident Certification)* and 2 *(Vendor Employment Certification)* above is true, complete and accurate and that I am authorized by my company to make this certification.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Printed Name

EXHIBIT "B"

BuyBoard® Cooperative Purchasing
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NO ISRAEL BOYCOTT CERTIFICATION

Effective September 1, 2017, a Texas governmental entity may not enter into a contract with a company for goods or services unless the contract contains a written verification from the company that it: (1) does not boycott Israel; and (2) will not boycott Israel during the term of the contract. (TEX. GOV'T CODE Ch. 2270)

"Boycott Israel" means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes. TEX. GOV'T CODE §808.001(1).

By signature below, I certify and verify that Vendor does not boycott Israel and will not boycott Israel during the term of any contract awarded under this Proposal Invitation, that this certification is true, complete and accurate, and that I am authorized by my company to make this certification.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Printed Name

NO EXCLUDED NATION OR FOREIGN TERRORIST ORGANIZATION CERTIFICATION

Effective September 1, 2017, Chapter 2252 of the Texas Government Code provides that a Texas governmental entity may not enter into a contract with a company engaged in active business operations with Sudan, Iran, or a foreign terrorist organization – specifically, any company identified on a list prepared and maintained by the Texas Comptroller under Texas Government Code §§806.051, 807.051, or 2252.153. (A company that the U.S. Government affirmatively declares to be excluded from its federal sanctions regime relating to Sudan, Iran, or any federal sanctions regime relating to a foreign terrorist organization is not subject to the contract prohibition.)

By signature below, I certify and verify that Vendor is not on the Texas Comptroller's list identified above; that this certification is true, complete and accurate; and that I am authorized by my company to make this certification.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Printed Name

EXHIBIT "B"

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HISTORICALLY UNDERUTILIZED BUSINESS CERTIFICATION

A proposer that has been certified as a Historically Underutilized Business (also known as a Minority/Women Business Enterprise or "MWBE" and all referred to in this form as a "HUB") is encouraged to indicate its HUB certification status when responding to this Proposal Invitation. The electronic catalogs will indicate HUB certifications for vendors that properly indicate and document their HUB certification on this form.

Please check (√) all that apply: N/A

☐ I certify that my company has been certified as a HUB in the following categories:

- ☐ **Minority Owned Business**
- ☐ **Women Owned Business**
- ☐ **Service-Disabled Veteran Owned Business (veteran defined by 38 U.S.C. §101(2), who has a service-connected disability as defined by 38 U.S.C. § 101(16), and who has a disability rating of 20% or more as determined by the U. S. Department of Veterans Affairs or Department of Defense)**

Certification Number:

_____

Name of Certifying Agency:

_____

☑ My company has **NOT** been certified as a HUB.

By signature below, I certify that the above is true, complete and accurate and that I am authorized by my company to make this certification.

BSN SPORTS, LLC
PO BOX 7726
Company Name DALLAS, TX 75209-0726

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Printed Name

John Stafford
Signature of Authorized Company Official

EXHIBIT "B"

12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-695-2919 • FAX: 800-211-5454 • buyboard.com

CONSTRUCTION-RELATED GOODS AND SERVICES AFFIRMATION

A contract awarded under this Proposal Invitation covers only the specific goods and services awarded by the BuyBoard. As explained in the BuyBoard Procurement and Construction Related Goods and Services Advisory for Texas Members ("Advisory"), **Texas law prohibits the procurement of architecture or engineering services through a purchasing cooperative. This BuyBoard contract does not include such services. Architecture or engineering services must be procured by a Cooperative member separately, in accordance with the Professional Services Procurement Act (Chapter 2254 of the Texas Government Code) and other applicable law and local policy.**

The Advisory, available at buyboard.com/Vendor/Resources.aspx, provides an overview of certain legal requirements that are potentially relevant to a Cooperative member's procurement of construction or construction-related goods and services, including those for projects that may involve or require architecture, engineering or independent testing services. A copy of the Advisory can also be provided upon request.

By signature below, the undersigned affirms that Proposer has obtained a copy of the Advisory, has read and understands the Advisory, and is authorized by Proposer to make this affirmation. If Proposer sells construction-related goods or services to a Cooperative member under a BuyBoard contract awarded under this Proposal Invitation, Proposer will comply with the Advisory and applicable legal requirements, make a good faith effort to make its Cooperative member customers or potential Cooperative member customers aware of such requirements, and provide a Cooperative member with a copy of the Advisory before executing a Member Construction Contract with the member or accepting the member's purchase order for construction-related goods or services, whichever comes first.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com

Printed Name

1/18/19

Date

EXHIBIT "B"

BuyBoard® Cooperative Purchasing

12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-695-2919 • FAX: 800-211-5454 • buyboard.com

DEVIATION AND COMPLIANCE

If your company intends to deviate from the General Terms and Conditions, Proposal Specifications or other requirements associated with this Proposal Invitation, you MUST list all such deviations on this form, and provide complete and detailed information regarding the deviations on this form or an attachment to this form. The Cooperative will consider any deviations in its contract award decision, and reserves the right to accept or reject a proposal based upon any submitted deviation.

In the absence of any deviation identified and described in accordance with the above, your company must fully comply with the General Terms and Conditions, Proposal Specifications and all other requirements associated with this Proposal Invitation if awarded a contract under this Proposal Invitation. A deviation will not be effective unless accepted by the Cooperative. The Cooperative may, in its sole discretion, seek clarification from and/or communicate with Proposer(s) regarding any submitted deviation, consistent with general procurement principles of fair competition. The Cooperative reserves the right to accept or reject a proposal based upon any submitted deviation.

Please check (√) one of the following:

☐ **No**; Deviations
☑ **Yes**; Deviations

Deviations presented by vendor have been accepted by BuyBoard.

Connie W Burkett, CTSBO
BuyBoard Contract Administrator

List and fully explain any deviations you are submitting:

Please see attached paperwork.
No installation. No repair service.

PLEASE PROVIDE THE FOLLOWING INFORMATION:

1. Shipping Via: ☑ Common Carrier ☐ Company Truck ☐ Prepaid and Add to Invoice ☐ Other:
FedEx or a Freight Carrier like Old Dominion, SMT, etc...

2. Payment Terms: ☑ Net 30 days ☐ 1% in 10/Net 30 days ☐ Other:

3. Number of Days for Delivery: 2-10 ARO on most items in stock, but not all.

4. Vendor Reference/Quote Number: 18-54203

5. State your return policy: See attached policy.

6. Are electronic payments acceptable? ☑ Yes ☐ No

7. Are credit card payments acceptable? ☑ Yes ☐ No

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com

Printed Name

EXHIBIT "B"

BSN SPORTS

BSN SPORTS EXCEPTIONS TO PERCENTAGE OFF BID
SPRING 2019 CATALOG – CATALOG PRICES VALID THRU 07/31/2019

PAGE	ITEM	DISCOUNT
	All ATEC & Jugs Products – Entire Catalog	As Listed
ALL	"While Supplies Last", Price Drop Limited Time Only Specials, & Closeout Items – Entire Catalog	As Listed
13	All First Class Bleachers	Call for Pricing
23	All Poly-Cap Fence Guard & Fence Crown Protective Fence Guard	Call for Pricing
26	Foul Poles – In Ground & Surface Mount, 24', 32' & 40'	Call for Pricing
32	BP Zone BasicTurf Protector – 1273908	As Listed
34	All Action 35, Action Plus 35, Elite 45 & Elite Plus 45 DiamondTurf	Call for Pricing
35	DiamondTurf Halo Mat, 10' Halo Kit with wings – 1347104	Call for Pricing
37	All Diamond Pro Products – Entire Page	Call for Pricing
41	Sifting Scoop Shovel – 1273922	As Listed
47	All Hollywood Impact Quick Release, SoftTouch Progressive Release & Synthetic Turf Bases	As Listed
51	All True Pitch & ProMounds Portable Game Mounds – Entire Page	Call for Pricing
54-56	All ATEC & Jugs Pitching Machines & Products & Accessories – Entire Pages	As Listed
57	All Hack Attack Machines & Feeders	As Listed
63	Rawlings Ultimate Practice Ball – RWR100-UPY	As Listed
68	Easton 11" & 12" Softstich & Softouch incrediballs	As Listed
83	Oakley Sunglasses – Entire Page	As Listed
93	Schutt Striker II Hitting Trainer – STRIKER2	As Listed
95	Bow Net Soft Toss Screen & Big Mouth BMX Screen – 1347203 & 1397413	As Listed
109	Hot Shot Basketball Shooting Machine – 1399645	Call for Pricing
114	All Bison T-Rex Adjustable/Portable Systems – 895444XX & 20026189	Call for Pricing
125	All Digital Scorer's Tables – 1390141/1390142/1390143/1390144	Call for Pricing
134	All Jugs & Snap Attack Football Passing Machines	As Listed
144	All Shadowman Sports Blocking & Tackling Products – Entire Page	As Listed
149	EDown Digital Down Marker – 1453100	As Listed
151	All 20' & 30' Alumagoal HS Gooseneck Goalposts – 1399644/1399646/1399647/1399649	Call for Pricing
153-57	All Razor Shoulder Pads & Back Plates & All Gear Pro-Tec Shoulder Pads – Entire Pages	As Listed
160-63	All Schutt Football Helmets – Entire Pages	As Listed
169	All Porta Phone Equipment – Entire Page	As Listed
191	Revenant Protective Elbow Guard – 1450954	As Listed
229	All Sports Tutor Tennis Cube & Tennis Tutor Machines – Entire Page	As Listed
270	Skill Attack Volleyball Machine – 1455136	As Listed
273	All EZ Flex Wrestling Mats – Entire Page	Call for Pricing
393	All Traverse Wall Climbing Packages	Call for Pricing

***Due to federal/local/departmental regulations in regard to conflict of interest, gratuities and kickbacks involving sealed bids: Internet & Catalog Promotional Offers and certificates cannot be used in conjunction with bid prices or bid awards.**

EXHIBIT "B"

RETURNS

SATISFACTION GUARANTEE

We guarantee 100% satisfaction with your purchase! Products may be returned for a refund within 30 days of receipt when returned in accordance with our Return Policy set forth below.

RETURN POLICY

All returns must be authorized by us and require return authorization. Call our Customer Care Team at our 1-800 number for a return authorization number. Returns must be postmarked within 30 days of return authorization issue date; otherwise the return will not be eligible for credit. Items must be returned in their original condition, including all tags, packaging and accessories (if applicable). Shipping charges will not be refunded unless the merchandise is defective or it was shipped incorrectly. Items will be subject to return shipping charges. Items may also be subject to a restocking fee of up to 25%. Custom orders may not be returned unless the merchandise is defective or we made an error when making the custom order product. The return authorization number must be included in all correspondence and returns. We are not responsible for misuse, customer installation or improper storage.

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

BuyBoard® Cooperative Purchasing

12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-695-2919 • FAX: 800-211-5454 • buyboard.com

LOCATION/AUTHORIZED SELLER LISTINGS

Only 1 location.

If you have more than one location/authorized seller that will service a contract awarded under this Proposal Invitation, please list each location/authorized seller below. If additional sheets are required, please duplicate this form as necessary. NOTE: Awarded Vendors shall remain responsible for all aspects of the Contract, including processing of Purchase Orders, and shall be responsible for the performance of all locations and authorized sellers under and in accordance with the Contract. If you are a product manufacturer and wish to designate Designated Dealers as defined in the General Terms and Conditions to receive Cooperative member Purchase Orders on your behalf, you must complete the Manufacturer Designated Dealer form.

Company Name: BSN SPORTS, LLC

Address: PO BOX 7726

City: DALLAS State: TX Zip: 75209-0726

Phone Number: 1-800-527-7540 Fax Number: 1-800-365-7653

Contact Person: John Stafford

Company Name

Address

City State Zip

Phone Number Fax Number

Contact Person

John Stafford

EXHIBIT "B"

12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-695-2919 • FAX: 800-211-5454 • buyboard.com

MANUFACTURER DEALER DESIGNATION

If Vendor is a manufacturer that sells products through a dealer network and wishes to designate a dealer or multiple dealers ("Designated Dealers") to receive Cooperative member Purchase Orders on Vendor's behalf, you must complete this form for each dealer you wish to designate.

Regardless of any Designated Dealers submitted by Vendor, Vendor specifically agrees and acknowledges that any such designations are for Vendor's convenience only and shall not, if Vendor is awarded a Contract, relieve Vendor of any obligations under the Contract, including payment of Cooperative service fees on all Purchase Orders submitted to Vendor or any Designated Dealer. In accordance with the General Terms and Conditions, an awarded Vendor shall remain responsible and liable for all of its obligations under the Contract and the performance of both Vendor and any of Vendor's Designated Dealers under and in accordance with the Contract and remain subject to all remedies for default thereunder, including, but not limited to suspension and termination of Vendor's Contract for nonpayment of service fees.

If awarded, Vendor authorizes the Cooperative, in its sole discretion, to list any Vendor Designated Dealers in the BuyBoard system and to receive Purchase Orders directly from Cooperative members on behalf of Vendor. To the extent a Vendor with Designated Dealers receives a Purchase Order directly, it shall be the responsibility of Vendor to appropriately process such Purchase Order in accordance with the Contract, including but not limited to timely forwarding such Purchase Order to a Designated Dealer for processing.

The Cooperative reserves the right, in its sole discretion, to refuse addition of, or request removal of, any Designated Dealer, and Vendor agrees to immediately require such Designated Dealer to cease accepting Purchase Orders or otherwise acting on Vendor's behalf under the Contract. Further, the Cooperative's administrator shall be authorized to remove or suspend any or all Designated Dealers from the BuyBoard at any time in its sole discretion.

If you wish to designate a dealer to service a contract awarded under this Proposal Invitation, please list the Designated Dealer below and have this form signed by an official of your company authorized to make such designation. If you wish to designate multiple dealers, please duplicate this form as necessary.

N/A

Designated Dealer Name

Designated Dealer Address

City | State | Zip

Phone Number | Fax Number

Email address | Designated Dealer Tax ID Number* **(*attach W-9)**

Designated Dealer Contact Person

Your Company Name | Signature of Authorized Company Official

EXHIBIT "B"

BuyBoard® Cooperative Purchasing

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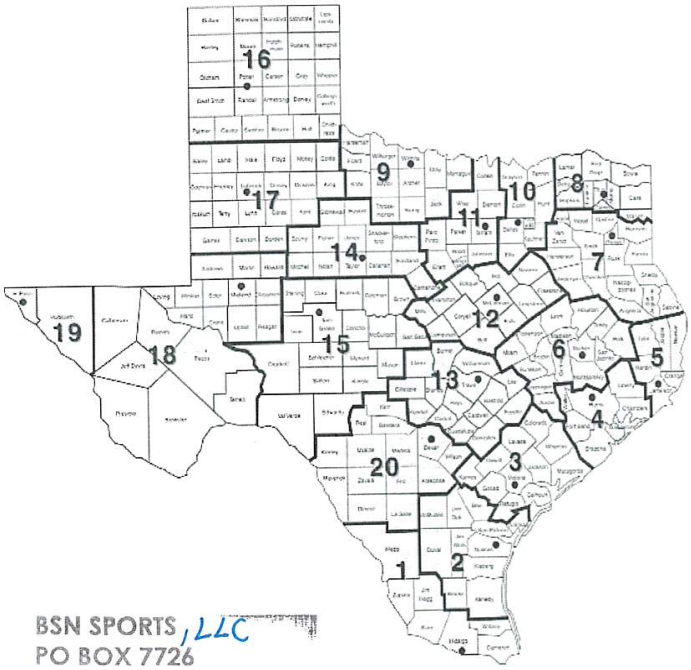
TEXAS REGIONAL SERVICE DESIGNATION

The Cooperative (referred to as "Texas Cooperative" in this form and in the State Service Designation form) offers vendors the opportunity to service its members throughout the entire State of Texas. If you do not plan to service all Texas Cooperative members statewide, you **must** indicate the specific regions you will service on this form. ***If you propose to serve different regions for different products or services included in your proposal, you must complete and submit a separate Texas Regional Service Designation form for each group of products and clearly indicate the products or services to which the designation applies in the space provided at the end of this form. By designating a region or regions, you are certifying that you are authorized and willing to provide the proposed products and services in those regions. Designating regions in which you are either unable or unwilling to provide the specified products and services shall be grounds for either rejection of your proposal or, if awarded, termination of your Contract.*** Additionally, if you do not plan to service Texas Cooperative members (i.e., if you will service only states other than Texas), you must so indicate on this form.

Regional Education Service Centers



BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com

Printed Name

☑ **I will service Texas Cooperative members statewide.**

☐ **I will not service Texas Cooperative members statewide. I will only service members in the regions checked below:**

	Region	Headquarters
☐	1	Edinburg
☐	2	Corpus Christi
☐	3	Victoria
☐	4	Houston
☐	5	Beaumont
☐	6	Huntsville
☐	7	Kilgore
☐	8	Mount Pleasant
☐	9	Wichita Falls
☐	10	Richardson
☐	11	Fort Worth
☐	12	Waco
☐	13	Austin
☐	14	Abilene
☐	15	San Angelo
☐	16	Amarillo
☐	17	Lubbock
☐	18	Midland
☐	19	El Paso
☐	20	San Antonio

☐ I will not service members of the Texas Cooperative.

EXHIBIT "B"

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If this Texas Regional Service Designation form applies to only one or some of the products and services proposed by Vendor, list the products and services to which this form applies here:

_____

_____

_____

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

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STATE SERVICE DESIGNATION

The Cooperative offers vendors the opportunity to service other governmental entities in the United States, including intergovernmental purchasing cooperatives such as the National Purchasing Cooperative BuyBoard. You must complete this form if you plan to service the entire United States, or will service only the specific states indicated. *(Note: If you plan to service Texas Cooperative members, be sure that you complete the Texas Regional Service Designation form.)*

If you serve different states for different products or services included in your proposal, you must complete and submit a separate State Service Designation form for each group of products and clearly indicate the products or services to which the designation applies in the space provided at the end of this form. By designating a state or states, you are certifying that you are authorized and willing to provide the proposed products and services in those states. Designating states in which you are either unable or unwilling to provide the specified products and services shall be grounds for either rejection of your proposal or, if awarded, termination of your Contract.

Please check (√) all that apply:

☑ I will service all states in the United States.

☐ I will not service all states in the United States. I will service only the states checked below:

- ☐ Alabama
- ✱ ☑ Alaska
- ☐ Arizona
- ☐ Arkansas
- ☐ California (Public Contract Code 20118 & 20652)
- ☐ Colorado
- ☐ Connecticut
- ☐ Delaware
- ☐ District of Columbia
- ☐ Florida
- ☐ Georgia
- ✱ ☑ Hawaii
- ☐ Idaho
- ☐ Illinois
- ☐ Indiana
- ☐ Iowa
- ☐ Kansas
- ☐ Kentucky
- ☐ Louisiana
- ☐ Maine
- ☐ Maryland
- ☐ Massachusetts
- ☐ Michigan
- ☐ Minnesota
- ☐ Mississippi
- ☐ Missouri
- ☐ Montana
- ☐ Nebraska
- ☐ Nevada
- ☐ New Hampshire
- ☐ New Jersey
- ☐ New Mexico
- ☐ New York
- ☐ North Carolina
- ☐ North Dakota
- ☐ Ohio
- ☐ Oklahoma
- ☐ Oregon
- ☐ Pennsylvania
- ☐ Rhode Island
- ☐ South Carolina
- ☐ South Dakota
- ☐ Tennessee
- ☐ Texas
- ☐ Utah
- ☐ Vermont
- ☐ Virginia
- ☐ Washington
- ☐ West Virginia
- ☐ Wisconsin
- ☐ Wyoming

✱ - Alaska + Hawaii - These two states will require actual shipping + handling charges.

BSN SPORTS
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

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This form will be used to ensure that you can service other governmental entities throughout the United States as indicated. Your signature below confirms that you understand your service commitments during the term of a contract awarded under this proposal.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Printed Name

If this State Service Designation form applies to only one or some of the products and services proposed by Vendor, list the products and services to which this form applies here:

All Alaska + Hawaii orders are subject to shipping + handling charges.

EXHIBIT "B"

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NATIONAL PURCHASING COOPERATIVE VENDOR AWARD AGREEMENT

In accordance with the Terms and Conditions associated with this Proposal Invitation, a contract awarded under this Proposal Invitation may be "piggy-backed" by another governmental entity. The National Purchasing Cooperative is an intergovernmental purchasing cooperative formed by certain school districts outside of Texas to serve its members throughout the United States. If you agree to be considered for a piggy-back award by the National Purchasing Cooperative, you agree to the following terms and agree to serve National Purchasing Cooperative members in the states you have indicated on the State Service Designation form, in your Proposal.

By signing this form, Proposer (referred to in this Agreement as "Vendor") agrees as follows:

1. Vendor acknowledges that if The Local Government Purchasing Cooperative ("Texas Cooperative") awards Vendor a contract under this Proposal Invitation ("Underlying Award"), the National Purchasing Cooperative ("National Cooperative") may - but is not required to - "piggy-back" on or re-award all or a portion of that Underlying Award ("Piggy-Back Award"). By signing this National Cooperative Vendor Award Agreement ("Agreement"), Vendor accepts and agrees to be bound by any such Piggy-Back Award as provided for herein.

2. In the event National Cooperative awards Vendor a Piggy-Back Award, the National Cooperative Administrator ("BuyBoard Administrator") will notify Vendor in writing of such Piggy-Back Award, which award shall commence on the effective date stated in the Notice and end on the expiration date of the Underlying Award, subject to annual renewals as authorized in writing by the BuyBoard Administrator. Vendor agrees that no further signature or other action is required of Vendor in order for the Piggy-Back Award and this Agreement to be binding upon Vendor. Vendor further agrees that no interlineations or changes to this Agreement by Vendor will be binding on National Cooperative, unless such changes are agreed to by its BuyBoard Administrator in writing.

3. Vendor agrees that it shall offer its goods and services to National Cooperative members at the same unit pricing and same general terms and conditions, subject to applicable state laws in the state of purchase, as required by the Underlying Award. However, nothing in this Agreement prevents Vendor from offering National Cooperative members better (i.e., lower) competitive pricing and more favorable terms and conditions than those in the Underlying Award.

4. Vendor hereby agrees and confirms that it will serve those states it has designated on the State Service Designation Form of this Proposal Invitation. Any changes to the states designated on the State Service Designation Form must be approved in writing by the BuyBoard Administrator.

5. Vendor agrees to pay National Cooperative the service fee provided for in the Underlying Award based on the amount of purchases generated from National Cooperative members through the Piggy-Back Award. Vendor shall remit payment to National Cooperative on such schedule as it specifies (which shall not be more often than monthly). Further, upon request, Vendor shall provide National Cooperative with copies of all purchase orders generated from National Cooperative members for purposes of reviewing and verifying purchase activity. Vendor further agrees that National Cooperative shall have the right, upon reasonable written notice, to review Vendor's records pertaining to purchases made by National Cooperative members in order to verify the accuracy of service fees.

6. Vendor agrees that the Underlying Award, including its General Terms and Conditions, are adopted by reference to the fullest extent such provisions can reasonably apply to the post-proposal/contract award phase. The rights and responsibilities that would ordinarily inure to the Texas Cooperative pursuant to the Underlying Award shall inure to National Cooperative; and, conversely, the rights and responsibilities that would ordinarily inure to Vendor in the Underlying Award shall inure to Vendor in this Agreement. Vendor recognizes and agrees that Vendor and National Cooperative are the only parties to this Agreement, and that nothing in this Agreement has application to other third parties, including the Texas Cooperative. In the event of conflict between this Agreement and the terms of the Underlying Award, the terms of this Agreement shall control, and then only to the extent necessary to reconcile the conflict.

BSN SPORTS
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

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7. This Agreement shall be governed and construed in accordance with the laws of the State of Rhode Island and venue for any dispute shall lie in the federal district court of Alexandria, Virginia.

8. Vendor acknowledges and agrees that the award of a Piggy-Back Award is within the sole discretion of National Cooperative, and that this Agreement does not take effect unless and until National Cooperative awards Vendor a Piggy-Back Award and the BuyBoard Administrator notifies Vendor in writing of such Piggy-Back Award as provided for herein.

WHEREFORE, by signing below Vendor agrees to the foregoing and warrants that it has the authority to enter into this Agreement.

BSN SPORTS
PO BOX 7726
DALLAS, TX 75209-0726
Name of Vendor

592-19
Proposal Invitation Number

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Printed Name of Authorized Company Official

1/18/19
Date

EXHIBIT "B"

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FEDERAL AND STATE/PURCHASING COOPERATIVE EXPERIENCE

The Cooperative strives to provide its members with the best services and products at the best prices available from vendors with the technical resources and ability to serve Cooperative members. Please respond to the following questions.

1. Provide the dollar value of sales to or through purchasing cooperatives at or based on an established catalog or market price during the previous 12-month period or the last fiscal year: $_____. (The period of the 12 month period is _____/_____). In the event that a dollar value is not an appropriate measure of the sales, provide and describe your own measure of the sales of the item(s).

2. By submitting a proposal, you agree that, based on your written discounting policies, the discounts you offer the Cooperative are equal to or better than the best price you offer other purchasing cooperatives for the same items under equivalent circumstances.

3. Provide the information requested below for other purchasing cooperatives for which Proposer currently serves, or in the past has served, as an awarded vendor. Rows should be added to accommodate as many purchasing cooperatives as required.

PURCHASING GROUP	CURRENT VENDOR? (Y/N)	FORMER VENDOR (Y/N)? – IF YES, LIST YEARS AS VENDOR	AWARDED COMMODITY CATEGORY(IES)
1. Federal General Services Administration	N		
2. T-PASS (State of Texas)	N		
3. U.S. Communities Purchasing Alliance	N	Yes 2010-2015	Athletic + PE Supplies and equipment
4. National IPA/TCPN	Y/N	no	Athletic + PE Supplies + equipment
5. Houston-Galveston Area Council (HGAC)	N		
6. National Joint Powers Alliance (NJPA)	N		
7. E&I Cooperative	N		
8. The Interlocal Purchasing System (TIPS)	N		
9. Other			

☐ **MY COMPANY DOES NOT CURRENTLY HAVE ANY OF THE ABOVE OR SIMILAR TYPE CONTRACTS.**

CURRENT BUYBOARD VENDORS

If you are a current BuyBoard vendor in the same contract category as proposed in this Proposal Invitation, indicate the discount for your current BuyBoard contract and the proposed discount in this Proposal. Explain any difference between your current and proposed discounts.

Current Discount (%): 8-22 **Proposed Discount (%):** 8-18

Explanation: Items will now have a drop ship and truck shipped designation and shipping charges. This will now address non standard products and specific items previously excluded.

Proposal Forms CONST v.06.14.2018

BSN SPORTS, LLC
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DALLAS, TX 75209-0726

EXHIBIT "B"

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By signature below, I certify that the above is true, complete and accurate and that I am authorized by my company to make this certification.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Printed Name

EXHIBIT "B"

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GOVERNMENTAL REFERENCES

For your Proposal to be considered, you must supply a minimum of five (5) individual governmental entity references. The Cooperative may contact any and all references provided as part of the Proposal evaluation. Provide the information requested below, including the existing price/discounts you offer each customer. The Cooperative may determine whether prices/discounts are fair and reasonable by comparing prices/discounts stated in your Proposal with the prices/discounts you offer other governmental customers. Attach additional pages if necessary.

	Entity Name	Contact	Phone#	Email Address	Discount	Quantity/ Volume
1.	Dallas ISD	Kimi Tate	9729253545	Ktate@dallasisd.org	10% off	over $50,000
2.	Plano ISD	Ray Weaver	469 752 0285	ray.weaver@pisd.edu	10% off	over $50,000
3.	Grand Prairie ISD	Becky White	972 2375309	Becky.white@gpisd.org	10% off	over $30,000
4.	Waco ISD	Judy Monroe	254 755 9458	jmonroe@wacoisd.org	10% off	over $30,000
5.	Lewisville ISD.	Shari Miller	972 350 4749	Millers@lisd.net	10% off	over $50,000

Do you ever modify your written policies or standard governmental sales practices as identified in the above chart to give better discounts (lower prices) than indicated? **YES** ☐ **NO** ☒ If YES, please explain:

By signature below, I certify that the above is true and correct and that I am authorized by my company to make this certification.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
Printed Name jstafford@bsnsports.com

EXHIBIT "B"

BuyBoard® Cooperative Purchasing
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MARKETING STRATEGY

For your Proposal to be considered, you must submit the Marketing Strategy you will use if the Cooperative accepts all or part of your Proposal. *(Example: Explain how your company will initially inform Cooperative members of your BuyBoard contract, and how you will continue to support the BuyBoard for the duration of the contract period.)*

Attach additional pages if necessary.

Upon request BSN Sports, LLC will send out the most current catalogs directly to your customers, we can also send the contract discounts w/exceptions list if you so desire. Please send a list of location that may request the BSN Sports catalogs. BSN Sports Sales Pro's can work along with the BuyBoard Sales Reps in helping secure new participants in developing territories, thus allowing the customer to have a wider breath and scope of products and manufactures than ever before.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com

Printed Name

EXHIBIT "B"

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CONFIDENTIAL/PROPRIETARY INFORMATION

A. Public Disclosure Laws

All Proposals, forms, documentation, or other materials submitted by Vendor to the Cooperative in response to this Proposal Invitation, including catalogs and pricelists, may be subject to the disclosure requirements of the Texas Public Information Act (Texas Government Code chapter 552.001, *et. seq.*) or similar disclosure law. Proposer must clearly identify on this form any information in its Proposal (including forms, documentation, or other materials submitted with the Proposal) that Proposer considers proprietary or confidential. If Proposer fails to properly identify the information, the Cooperative shall have no obligation to notify Vendor or seek protection of such information from public disclosure should a member of the public or other third party request access to the information under the Texas Public Information Act or similar disclosure law. Proposer will be notified of any third party request for information in a Proposal that Proposer has identified in this form as proprietary or confidential.

Does your Proposal (including forms, documentation, or other materials submitted with the Proposal) contain information which Vendor considers proprietary or confidential?

Please check (√) one of the following:

☒ **NO**, I certify that none of the information included with this Proposal is considered confidential or proprietary.

☐ **YES**, I certify that this Proposal contains information considered confidential or proprietary and all such information is specifically identified on this form.

If you responded "YES", you must identify below the specific information you consider confidential or proprietary. List each page number, form number, or other information sufficient to make the information readily identifiable. The Cooperative and its Administrator will not be responsible for a Proposer's failure to clearly identify information considered confidential or proprietary. Further, by submitting a Proposal, Proposer acknowledges that the Cooperative and its Administrator will disclose information when required by law, even if such information has been identified herein as information the vendor considers confidential or proprietary.

Confidential / Proprietary Information:

_____

_____

_____

_____

_____

(Attach additional sheets if needed.)

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

BuyBoard® Cooperative Purchasing
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B. Copyright Information
Does your Proposal (including forms, documentation, or other materials submitted with the Proposal) contain copyright information?

Please check (√) one of the following:

- [x] **NO,** Proposal (including forms, documentation, or other materials submitted with the Proposal) does not contain copyright information.
- [ ] **YES,** Proposal (including forms, documentation, or other materials submitted with the Proposal) does contain copyright information.

If you responded "YES", identify below the specific documents or pages containing copyright information.

Copyright Information: _____

_____

_____

(Attach additional sheets if needed.)

C. Consent to Release Confidential/Proprietary/Copyright Information to BuyBoard Members
BuyBoard members (Cooperative and nonprofit members) seeking to make purchases through the BuyBoard may wish to view information included in the Proposals of awarded Vendors. If you identified information on this form as confidential, proprietary, or subject to copyright, and you are awarded a BuyBoard contract, your acceptance of the BuyBoard contract award constitutes your consent to the disclosure of such information to BuyBoard members, including posting of such information on the secure BuyBoard website for members. Note: Neither the Cooperative nor its Administrator will be responsible for the use or distribution of information by BuyBoard members or any other party.

D. Consent to Release Proposal Tabulation
Notwithstanding anything in this Confidential/Proprietary Information form to the contrary, by submitting a Proposal, Vendor consents and agrees that, upon Contract award, the Cooperative may publically release, including posting on the public BuyBoard website, a copy of the proposal tabulation for the Contract including Vendor name; proposed catalog/pricelist name(s); proposed percentage discount(s), hourly labor rate(s), or other specified pricing; and Vendor award or non-award information.

By signature below, I certify that the information in this form is true, complete, and accurate and that I am authorized by my company to make this certification and all consents and agreements contained herein.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com
Printed Name

1/18/19
Date

EXHIBIT "B"

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VENDOR BUSINESS NAME

By submitting a Proposal, Proposer is seeking to enter into a legal contract with the Cooperative. As such, a Proposer must be an individual or legal business entity capable of entering into a binding contract. Proposers, must completely and accurately provide the information requested below or your Proposal may be deemed non-responsive.

Name of Proposing Company: Varsity Brands Holding Co., Inc DBA: BSN Sports, LLC.
*(List the **legal** name of the company seeking to contract with the Cooperative. Do NOT list an assumed name, dba, aka, etc. here. Such information may be provided below. If you are submitting a joint proposal with another entity to provide the same proposed goods or services, each submitting entity should complete a separate vendor information form. Separately operating legal business entities, even if affiliated entities, which propose to provide goods or services separately must submit their own Proposals.)*

Please check (√) one of the following:

Type of Business:

Individual/Sole Proprietor	___
Corporation	X
Limited Liability Company	___
Partnership	___
Other	___

If other, identify ___

State of Incorporation (if applicable): Delaware

Federal Employer Identification Number: 47-2460272
(Vendor must include a completed IRS W-9 form with their proposal)

List the Name(s) by which Vendor, if awarded, wishes to be identified on the BuyBoard: *(Note: If different than the Name of Proposing Company listed above, only valid trade names (dba, aka, etc.) of the Proposing Company may be used and a copy of your Assumed Name Certificate(s), if applicable, must be attached.)*

BSN Sports, LLC

BSN SPORTS
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

Form **W-9**
(Rev. October 2018)
Department of the Treasury
Internal Revenue Service

Request for Taxpayer Identification Number and Certification

▶ Go to *www.irs.gov/FormW9* for instructions and the latest information.

Give Form to the requester. Do not send to the IRS.

Print or type. See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
Varsity Brands Holding Co., Inc

2 Business name/disregarded entity name, if different from above
DBA: BSN Sports, LLC

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only **one** of the following seven boxes.

☐ Individual/sole proprietor or single-member LLC ☑ C Corporation ☐ S Corporation ☐ Partnership ☐ Trust/estate

☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is **not** disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

☐ Other (see instructions) ▶

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) _____

Exemption from FATCA reporting code (if any) _____

(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.
BSN SPORTS
PO BOX 7726

Requester's name and address (optional)

6 City, state, and ZIP code
DALLAS, TX 75209-0726

7 List account number(s) here (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number
[ ][ ][ ] - [ ][ ] - [ ][ ][ ][ ]

or

Employer identification number
47 - 2460272

Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
3. I am a U.S. citizen or other U.S. person (defined below); and
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here Signature of U.S. person ▶ John Stafford Date ▶ 1/18/19

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to *www.irs.gov/FormW9*.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, *later.*

EXHIBIT "B"

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EDGAR VENDOR CERTIFICATION

(2 CFR Part 200 and Appendix II)

When a Cooperative member seeks to procure goods and services using funds under a federal grant or contract, specific federal laws, regulations, and requirements may apply in addition to those under state law. This includes, but is not limited to, the procurement standards of the Uniform Administrative Requirements, Cost Principles and Audit Requirements for Federal Awards, 2 CFR 200 (sometimes referred to as the "Uniform Guidance" or new "EDGAR"). All Vendors submitting proposals must complete this EDGAR Certification Form regarding Vendor's willingness and ability to comply with certain requirements which ***may*** be applicable to specific Cooperative member purchases using federal grant funds. This completed form will be made available to Cooperative members for their use while considering their purchasing options when using federal grant funds. Cooperative members may also require Vendors to enter into ancillary agreements, in addition to the BuyBoard contract's general terms and conditions, to address the member's specific contractual needs, including contract requirements for a procurement using federal grants or contracts.

For <u>each</u> of the items below, Vendor should certify Vendor's agreement and ability to comply, where applicable, by having Vendor's authorized representative complete and initial the applicable boxes and sign the acknowledgment at the end of this form. If you fail to complete any item in this form, the Cooperative will consider and may list the Vendor's response on the BuyBoard as "NO," the Vendor is unable or unwilling to comply. A "NO" response to any of the items may, if applicable, impact the ability of a Cooperative member to purchase from the Vendor using federal funds.

1. Vendor Violation or Breach of Contract Terms:

Contracts for more than the simplified acquisition threshold currently set at $150,000, which is the inflation adjusted amount determined by the Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council (Councils) as authorized by 41 USC 1908, must address administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as appropriate.

Provisions regarding Vendor default are included in the BuyBoard General Terms and Conditions, including Section E.18, Remedies for Default and Termination of Contract. Any Contract award will be subject to such BuyBoard General Terms and Conditions, as well as any additional terms and conditions in any Purchase Order, Cooperative member ancillary contract, or Member Construction Contract agreed upon by Vendor and the Cooperative member which must be consistent with and protect the Cooperative member at least to the same extent as the BuyBoard Terms and Conditions.

The remedies under the Contract are in addition to any other remedies that may be available under law or in equity. By submitting a Proposal, you agree to these Vendor violation and breach of contract terms.

2. Termination for Cause or Convenience:

For any Cooperative member purchase or contract in excess of $10,000 made using federal funds, you agree that the following term and condition shall apply:

The Cooperative member may terminate or cancel any purchase order under this Contract at any time, with or without cause, by providing seven (7) business days advance written notice to the Vendor. If this Agreement is terminated in accordance with this Paragraph, the Cooperative member shall only be required to pay Vendor for goods or services delivered to the Cooperative member prior to the termination and not otherwise returned in accordance with Vendor's return policy. If the Cooperative member has paid Vendor for goods or services not yet provided as of the date of termination, Vendor shall immediately refund such payment(s).

If an alternate provision for termination of a Cooperative member purchase for cause and convenience, including the manner by which it will be effected and the basis for settlement, is included in the Cooperative member's purchase order, ancillary agreement, or Member Construction Contract agreed to by the Vendor, the Cooperative member's provision shall control.

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3. Equal Employment Opportunity:
Except as otherwise provided under 41 CFR Part 60, all Cooperative member purchases or contracts that meet the definition of "federally assisted construction contract" in 41 CFR Part 60-1.3 shall be deemed to include the equal opportunity clause provided under 41 CFR 60-1.4(b), in accordance with Executive Order 11246, "Equal Employment Opportunity" (30 FR 12319, 12935, 3 CFR Part, 1964-1965 Comp., p. 339), as amended by Executive Order 11375, "Amending Executive Order 11246 Relating to Equal Employment Opportunity," and implementing regulations at 41 CFR Part 60, "Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor."

The equal opportunity clause provided under 41 CFR 60-1.4(b) is hereby incorporated by reference. Vendor agrees that such provision applies to any Cooperative member purchase or contract that meets the definition of "federally assisted construction contract" in 41 CFR Part 60-1.3 and Vendor agrees that it shall comply with such provision.

4. Davis-Bacon Act:
When required by Federal program legislation, Vendor agrees that, for all Cooperative member prime construction contracts/purchases in excess of $2,000, Vendor shall comply with the Davis-Bacon Act (40 USC 3141-3144, and 3146-3148) as supplemented by Department of Labor regulations (29 CFR Part 5, "Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction"). In accordance with the statute, Vendor is required to pay wages to laborers and mechanics at a rate not less than the prevailing wages specified in a wage determinate made by the Secretary of Labor. In addition, Vendor shall pay wages not less than once a week.

Current prevailing wage determinations issued by the Department of Labor are available at wdol.gov. Vendor agrees that, for any purchase to which this requirement applies, the award of the purchase to the Vendor is conditioned upon Vendor's acceptance of the wage determination.

Vendor further agrees that it shall also comply with the Copeland "Anti-Kickback" Act (40 USC 3145), as supplemented by Department of Labor regulations (29 CFR Part 3, "Contractors and Subcontractors on Public Building or Public Work Financed in Whole or in Part by Loans or Grants from the United States"). The Act provides that each contractor or subrecipient must be prohibited from inducing, by any means, any person employed in the construction, completion, or repair of public work, to give up any part of the compensation to which he or she is otherwise entitled.

5. Contract Work Hours and Safety Standards Act:
Where applicable, for all Cooperative member contracts or purchases in excess of $100,000 that involve the employment of mechanics or laborers, Vendor agrees to comply with 40 USC 3702 and 3704, as supplemented by Department of Labor regulations (29 CFR Part 5). Under 40 USC 3702 of the Act, Vendor is required to compute the wages of every mechanic and laborer on the basis of a standard work week of 40 hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of 40 hours in the work week. The requirements of 40 USC 3704 are applicable to construction work and provide that no laborer or mechanic must be required to work in surroundings or under working conditions which are unsanitary, hazardous or dangerous. These requirements do not apply to the purchases of supplies or materials or articles ordinarily available on the open market, or contracts for transportation or transmission of intelligence.

6. Right to Inventions Made Under a Contract or Agreement:
If the Cooperative member's Federal award meets the definition of "funding agreement" under 37 CFR 401.2(a) and the recipient or subrecipient wishes to enter into a contract with a small business firm or nonprofit organization regarding the substitution of parties, assignment or performance or experimental, developmental, or research work under that "funding agreement," the recipient or subrecipient must comply with the requirements of 37 CFR Part 401, "Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts and Cooperative Agreements," and any implementing regulations issued by the awarding agency.

Vendor agrees to comply with the above requirements when applicable.

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EXHIBIT "B"

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7. Clean Air Act and Federal Water Pollution Control Act:
Clean Air Act (42 USC 7401-7671q.) and the Federal Water Pollution Control Act (33 USC 1251-1387), as amended – Contracts and subgrants of amounts in excess of $150,000 must contain a provision that requires the non-Federal award to agree to comply with all applicable standards, orders, or regulations issued pursuant to the Clean Air Act (42 USC 7401-7671q.) and the Federal Water Pollution Control Act, as amended (33 USC 1251-1387). Violations must be reported to the Federal awarding agency and the Regional Office of the Environmental Protection Agency (EPA).

When required, Vendor agrees to comply with all applicable standards, orders, or regulations issued pursuant to the Clean Air Act and the Federal Water Pollution Control Act.

8. Debarment and Suspension:
Debarment and Suspension (Executive Orders 12549 and 12689) – A contract award (see 2 CFR 180.220) must not be made to parties listed on the government-wide exclusions in the System for Award Management (SAM), in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR Part 1966 Comp. p. 189) and 12689 (3 CFR Part 1989 Comp. p. 235), "Debarment and Suspension." SAM Exclusions contains the names of parties debarred, suspended, or otherwise excluded by agencies, as well as parties declared ineligible under statutory or regulatory authority other than Executive Order 12549.

Vendor certifies that Vendor is not currently listed on the government-wide exclusions in SAM, is not debarred, suspended, or otherwise excluded by agencies or declared ineligible under statutory or regulatory authority other than Executive Order 12549. Vendor further agrees to immediately notify the Cooperative and all Cooperative members with pending purchases or seeking to purchase from Vendor if Vendor is later listed on the government-wide exclusions in SAM, or is debarred, suspended, or otherwise excluded by agencies or declared ineligible under statutory or regulatory authority other than Executive Order 12549.

9. Byrd Anti-Lobbying Amendment:
Byrd Anti-Lobbying Amendment (31 USC 1352) -- Vendors that apply or bid for an award exceeding $100,000 must file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant or any other award covered by 31 USC 1352. Each tier must also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the non-Federal award. As applicable, Vendor agrees to file all certifications and disclosures required by, and otherwise comply with, the Byrd Anti-Lobbying Amendment (31 USC 1352).

10. Procurement of Recovered Materials:
For Cooperative member purchases utilizing Federal funds, Vendor agrees to comply with Section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act where applicable and provide such information and certifications as a Cooperative member may require to confirm estimates and otherwise comply. The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 CFR Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition, where the purchase price of the item exceeds $10,000 or the value of the quantity acquired during the preceding fiscal year exceeded $10,000; procuring solid waste management services in a manner that maximizes energy and resource recovery, and establishing an affirmative procurement program for procurement of recovered materials identified in the EPA guidelines.

11. Profit as a Separate Element of Price:
For purchases using federal funds in excess of $150,000, a Cooperative member may be required to negotiate profit as a separate element of the price. See, 2 CFR 200.323(b). When required by a Cooperative member, Vendor agrees to provide information and negotiate with the Cooperative member regarding profit as a separate element of the price for a particular purchase. However, Vendor agrees that the total price, including profit, charged by Vendor to the Cooperative member shall not exceed the awarded pricing, including any applicable discount, under Vendor's Cooperative Contract.

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EXHIBIT "B"

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12. General Compliance and Cooperation with Cooperative Members:
In addition to the foregoing specific requirements, Vendor agrees, in accepting any Purchase Order from a Cooperative member, it shall make a good faith effort to work with Cooperative members to provide such information and to satisfy such requirements as may apply to a particular Cooperative member purchase or purchases including, but not limited to, applicable recordkeeping and record retention requirements.

Vendor Certification Item No.	Vendor Certification: **YES**, I agree or **NO**, I do NOT agree	Initial
1. Vendor Violation or Breach of Contract Terms	Yes	JS
2. Termination for Cause or Convenience	yes	JS
3. Equal Employment Opportunity	yes	JS
4. Davis-Bacon Act	yes	JS
5. Contract Work Hours and Safety Standards Act	yes	JS
6. Right to Inventions Made Under a Contract or Agreement	yes	JS
7. Clean Air Act and Federal Water Pollution Control Act	yes	JS
8. Debarment and Suspension	yes	JS
9. Byrd Anti-Lobbying Amendment	yes	JS
10. Procurement of Recovered Materials	yes	JS
11. Profit as a Separate Element of Price	yes	JS
12. General Compliance and Cooperation with Cooperative Members	yes	JS

By signature below, I certify that the information in this form is true, complete, and accurate and that I am authorized by my company to make this certification and all consents and agreements contained herein.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726
Company Name

Signature of Authorized Company Official

JOHN STAFFORD
Bid Specialist
Printed Name jstafford@bsnsports.com

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EXHIBIT "B"

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PROPOSAL INVITATION QUESTIONNAIRE

The Cooperative will use your responses to the questions below in evaluating your Proposal and technical and financial resources to provide the goods and perform the services ("Work") under the BuyBoard contract contemplated by this Proposal Invitation ("Contract"). Proposers must fully answer each question, numbering your responses to correspond to the questions/numbers below. Proposers must complete below or attach your responses to this questionnaire, sign where indicated below, and submit the signed questionnaire and your responses to all questions in one document with your Proposal. **You must submit the signed questionnaire and responses with your Proposal or the Proposal will not be considered.**

1. List the number of years Proposer has been in business and former business names (if applicable). Note whether your company is currently for sale or involved in any transaction that would significantly alter its business or result in acquisition by another entity.

BSN has been in business since April 21st 1982
BSN Sports LLC is not for sale and we are not involved in any transaction to alter a acquisition by another entity.
Former Names: BSN Sports Inc, Sport Supply Group, BSNCorp + Collegiate Pacific.

2. Describe Proposer's direct experience (not as a subcontractor) performing the work proposed under this contract. Include a brief description of the projects you have completed for Texas governmental entities in the last 5 years, and include for each the project name, scope, value, and date, and the name of the procuring government entity and entity contact person. Identify the contracts that best represent Proposer's capabilities relative to this contract.

(JS)
Dallas ISD - Kimi Tate - catalog discount bid. $50,000+ - current + on going
Grand Prairie ISD - Becky White - catalog discount bid $30,000 - current + on going
Lewisville ISD - Shari Miller - catalog discount bid - $50,000 - current + on going.
We, at BSN has also been a long time proven vendor of Buy Board.

3. Describe the resources Proposer has to manage staff and successfully perform the Work contemplated under this Contract. State the number and summarize the experience of company personnel who may be utilized for the Work, including those who will be available to Cooperative members for assistance with project development, technical issues, and product selection for Work associated with this Contract.

Please see paperwork attached in reference to this question.
Contact + Experience: John Stafford - Bid Specialist 17+ years w/BSN
Chris Bloomfield - National Bid Director - 30+ years w/BSN
John Crain - Sales Operation Mgr - 11+ years w/ BSN

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EXHIBIT "B"

BSN SPORTS

P.O. Box 7726, Dallas, TX 75209

Proposal Invitation Questionnaire

3. Key Reasons to Contract with BSN Sports (BuyBoard)

- Critical Mass: at over $800 million in sales for our last fiscal year, US Games is the largest marketer, manufacturer and direct distributer in the sporting goods market. With size comes the strongest domestic and international buying power in our industry, allowing us to keep costs down by leveraging our buying power in negotiations.
- Value: With critical mass and our factory direct sales model comes the ability to pass savings on to the end user and provide customers with pricing that is 10-30% less than other suppliers on comparable products.
- Quality, Proprietary Product: US Games offers its customers a vast array of "in-house" names, coupled with major brand names which we also distribute. These "in-house" brands, which include MacGregor and Voit, make up about 1/3 of our product mix and play an intergral role in our marketing strategy of providing both choice and value to our customers.
- Speed: A major difference between US Games and competitors is the speed with which we can deliver large quantities of products. US Games carries over $80 million in on-hand inventory and is the only company in the industry capable of fulfilling large orders to schools, parks and recreation departments and even the federal government within tight timelines- particularly on hard to stock items like bleachers, backstops, field goals and other capital goods. US Games guarantees 24 hour quick shipment on any quantity of goods in its warehouse and marks over one thousand SKU's in its catalogs as quick-ship ready. Speed of shipments has been an important part of our success.
- Diversification: US Games sells nearly 22,000 products through its customer-type specific catalogs, sales pros, phone teams, internet sites and distribution partners. Our various warehouses totaling over 500,000 square feet of space act as the backbone for this product distribution effort. In addition to offering virtually every equipment item an institution may need, US Games also offers a host of uniform and shoe brands making US Games a true one stop shop for their customers.
- Technology: US Games runs SAP and has used this software to separate itself from competitors since 1999. Our job is to make it easier and faster for our customers to purchase products 24/7. SAP gives employees instant access to the information customers need: product availability, pricing and order status. It gives our customers power to process and track their own orders online with ease. In addition, each of our sales pros is equipped with an iPad that is loaded with electronic catalogs and which provides instant access to inventory and order entry while on the road.

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DALLAS, TX 75209-0726

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com

EXHIBIT "B"

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4. The Contract does not include architectural or engineering services, which must be procured separately, outside of the Cooperative, in accordance with Chapter 2254 of the Texas Government Code (Professional Services Procurement Act). If you are performing work under the contract on a project that requires the services of an architect or professional engineer, how will you work with a Cooperative member and its designated architect or engineer with respect to services that must be procured outside the contract?

N/A - We are not performing any repairs or installations.

5. Describe the tasks and functions that can be completed by Proposer in-house without the use of a subcontractor or other third party.

We can process purchase orders, and ship product to your location.

6. Describe Proposer's financial capability to perform the Contract. State or describe the firm's financial strength and rating, bonding capacity, and insurance coverage limits. State whether the firm, or any of the firm's past or present owners, principal shareholders or stockholders, or officers, have been a debtor party to a bankruptcy, receivership, or insolvency proceeding in the last 7 years, and identify any such debtor party by name and relationship to or position with your firm.

Dunn + Bradstreet # 176-33-2310 Rating # 1R4
Bank Information: Bank of America, NA 901 Main St. Dallas, TX 75202
Contact: Tershea Green phone # 214 209 4772
email: Tershea.L.Green@BSML.com

7. Does your company have any outstanding financial judgments and/or is it currently in default on any loan or financing agreement? If so, provide detailed information on the nature of such items and prospects for resolution.

None

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DALLAS, TX 75209-0726

EXHIBIT "B"

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8. List all contracts, if any, in the last 10 years on which Proposer has defaulted, failed to complete or deliver the work, or that have been terminated for any reason. Include any contract for which the surety was notified of a potential claim in regards to a payment or performance bond. For each such contract, provide the project name, scope, value and date and the name of the procuring entity. Fully explain the circumstances of the default, notice to surety, failure to complete or deliver the work, or termination.

None

9. List all litigation or other legal proceedings (including arbitration proceedings and/or claims filed with a surety in regards to a payment or performance bond), if any, in the last 10 years brought against your firm, or any of the firm's past or present owners, principal shareholders or stockholders, officers, agents or employees, that relates to or arises from a contract similar to this Contract or the work contemplated under this Contract. Provide the style of the lawsuit or proceeding (name of parties and court or tribunal in which filed), if applicable, nature of the claim, and resolution or current status.

AS with any company the size of BSN Sports there is always some litigation going on. None of these litigations will or has an impact on this contract, now or in the future.

10. Describe in detail the quality control system Proposer will use, including third party auditing certification, to support the long-term performance and structural strength of the products to be used in a project under the Contract.

AS the largest marketer, manufacturer and direct distributor in the sporting goods Market we only align ourselves with names of the top of the line brand names like Schutt, Nike, National Rec Bleacher, Playcore outdoor tables, Volt, Macgregor Wilson, Dramond, All American Scoreboards, Alumagoal, etc...

11. If the work will require Proposer to tender performance or payment bonds, provide the name of the bonding company or surety that will issue such bonds.

We are not bidding on any repair or installation sections/services.
We use USI Insurance Services in Toledo, OH.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

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12. Describe in detail all documented safety issues, if any, that have involved Proposer in the last three (3) years related to the type of work contemplated under this contract. Provide a 3-year history of your firm's workers compensation experience modifier.

No safety issues.
2018 Exp mod 0.86
2017 Exp mod 0.90
2017 Exp mod 0.79

By signature below, I certify that the information contained in and/or attached to this Proposal Invitation Questionnaire in response to the above questions is true and correct and that I am authorized by my company to make this certification.

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

Company Name

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com

Signature of Authorized Company Official

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EXHIBIT "B"

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REQUIRED FORMS CHECKLIST

(Please check (√) the following)

- [x] Completed: **Proposer's Agreement and Signature**
- [x] Completed: **Vendor Contact Information**
- [x] Completed: **Felony Conviction Disclosure and Debarment Certification**
- [x] Completed: **Resident/Nonresident Certification**
- [x] Completed: **No Israel Boycott Certification**
- [x] Completed: **No Excluded Nation or Foreign Terrorist Organization Certification**
- [x] Completed: **Historically Underutilized Business (HUB) Certification**)
- [x] Completed: **Construction Related Goods and Services Affirmation**
- [x] Completed: **Deviation/Compliance**
- [x] Completed: **Location/Authorized Seller Listings**
- [x] Completed: **Manufacturer Dealer Designation**
- [x] Completed: **Texas Regional Service Designation**
- [x] Completed: **State Service Designation**
- [x] Completed: **National Purchasing Cooperative Vendor Award Agreement**
- [x] Completed: **Federal and State/Purchasing Cooperative Experience**
- [x] Completed: **Governmental References**
- [x] Completed: **Marketing Strategy**
- [x] Completed: **Confidential/Proprietary Information**
- [x] Completed: **Vendor Business Name with IRS Form W-9**
- [x] Completed: **EDGAR Vendor Certification**
- [x] Completed: **Proposal Invitation Questionnaire**
- [x] Completed: **Required Forms Checklist**
- [x] Completed: **Proposal Specification Form with Catalogs/Pricelists and Manufacturer Authorization Letters**
  **Catalogs/Pricelists must be submitted with proposal response or response will not be considered.*

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BuyBoard® Cooperative Purchasing

Proposal Invitation No. 592-19-Parks and Recreation Equipment and Field Lighting Products

(Catalogs/Pricelists must be submitted with Proposal or Proposal will not be considered[1].)

NOTE 1: Vendors proposing various manufacturer product lines per line item on the Proposal Specification Form must submit the information as follows or proposal may not be considered:
☐Manufacturers shall be listed in alphabetical order
☐Vendor's must list one specific percentage discount for each Manufacturer listed.
If a vendor's response to Proposal Specification Form states "please see attachment sheet," all manufacturers listed on the attachment sheet must indicate per manufacturer the line item that correlates to Proposal Specification Form or Vendor's proposal may not be considered.

NOTE 2: Vendors proposing must be approved by the manufacturer to sell, install, and service the brand of equipment submitted. Proposer's responding to this Proposal Invitation should submit an approval letter from each manufacturer. Manufacturer authorization letters must include the regions in which equipment may be sold.

Section I: Park Equipment, Products, and Supplies * see attached Product Discount Schedule *

Item No.	Short Description	Full Description	State Percent (%) of Discount off Catalog/Pricelist[1]	State Name of Catalog/Pricelist[1]	Exceptions to Discount
1	Discount (%) Off Catalog/Pricelist for Park and Playground Equipment	Please state the discount (%) off catalog/pricelist for **Park and Playground Equipment, Attachments, and Accessories.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	10-15 %	BSN Sports 2019 Spring Equipment Catalog	See attached exception List
2	Discount (%) Off Catalog/Pricelist for Park and Playground Sports Equipment	Please state the discount (%) off catalog/pricelist for **Park and Playground Sports Equipment.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18 %	BSN Sports 2019 Spring Equipment Catalog	See attached exception List
3	Discount (%) Off Catalog/Pricelist for Park and Playground Amenities	Please state the discount (%) off catalog/pricelist for **Park and Playground Amenities** (tables, benches, litter receptacles and similar related equipment). **Catalog/Pricelist MUST be included or proposal will not be considered.**	10-15 %	BSN Sports 2019 Spring Equipment Catalog	See attached exception List.
4	Discount (%) Off Catalog/Pricelist for Park and Playground Drinking Fountains	Please state the discount (%) off catalog/pricelist for **Park and Playground Drinking Fountains, Attachments, and Accessories.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	No Bid %		
5	Discount (%) Off Catalog/Pricelist for Park and Playground Safety Surfacing	Please state the discount (%) off catalog/pricelist for **Park and Playground Safety Surfacing Products.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	%		

PROPOSAL NOTE
1. Catalogs/Pricelists are required to be submitted with Proposal (35)

PROPOSAL SPECIFICATION FORM

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

You can view our catalog online at:
https://www.bsnsports.com/catalogs_bsn/equip-spring/mobile/index.html

EXHIBIT "B"

BuyBoard Cooperative Purchasing

Proposal Invitation No. 592-19-Parks and Recreation Equipment and Field Lighting Products

(Catalogs/Pricelists must be submitted with Proposal or Proposal will not be considered[1].)

Item No.	Short Description	Full Description	State Percent (%) of Discount off Catalog/Pricelist[1]	State Name of Catalog/Pricelist[1]	Exceptions to Discount
6	Discount (%) Off Catalog/Pricelist for Park and Playground Bikes	Please state the discount (%) off catalog/pricelist for **Park and Playground Bikes.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	No Bid %		
7	Discount (%) Off Catalog/Pricelist for Park and Playground Animal Washing Stations	Please state the discount (%) off catalog/pricelist for **Park and Playground Animal Washing Stations.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	↓ %		
8	Discount (%) Off Catalog/Pricelist for Shade Canopies and Structures	Please state the discount (%) off catalog/pricelist for **Shade Canopies and Structures, Attachments, and Accessories.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	10-15 %	BSN Sports 2019 Spring Equipment Catalog	see attached exception List paperwork
9	Discount (%) Off Catalog/Pricelist for Portable Restrooms, Portable Park Buildings and Shelters	Please state the discount (%) off catalog/pricelist for **Portable Restrooms, Pre-fabricated Portable Park Buildings and Shelters** (picnic shelters, cabins, pavilions and similar related portable buildings). **Catalog/Pricelist MUST be included or proposal will not be considered.**	No Bid %		
10	Discount (%) Off Catalog/Pricelist for Aquatic Playground and Pool Equipment	Please state the discount (%) off catalog/pricelist for **Aquatic Playground and Pool Equipment, Attachments, and Accessories.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18 %	BSN Sports 2019 Spring Equipment Catalog	See attached exception List
11	Discount (%) Off Catalog/Pricelist for Skate Parks	Please state the discount (%) off catalog/pricelist for **Skate Park Products, Attachments, and Accessories.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	No Bid %		
12	Discount (%) Off Catalog/Pricelist for Water Parks	Please state the discount (%) off catalog/pricelist for **Water Park Products, Attachments, and Accessories.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	↓ %		

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

PROPOSAL SPECIFICATION FORM

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

BuyBoard® Cooperative Purchasing

Proposal Invitation No. 592-19-Parks and Recreation Equipment and Field Lighting Products

(Catalogs/Pricelists must be submitted with Proposal or Proposal will not be considered[1].)

Item No.	Short Description	Full Description	State Percent (%) of Discount off Catalog/Pricelist[1]	State Name of Catalog/Pricelist[1]	Exceptions to Discount
13	Discount (%) Off Catalog/Pricelist for Lake, River and Waterway Equipment	Please state the discount (%) off catalog/pricelist for **Lake, River and Waterway Equipment** (dock floats, decking, waterway barriers, buoys, markers, and similar related equipment). **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18 %	BSN Sports 2019 Spring Equipment Catalog	see attached exception List
14	Discount (%) Off Catalog/Pricelist for Outdoor Bleacher and Seating Systems	Please state the discount (%) off catalog/pricelist for **Outdoor Bleacher and Seating Systems, Attachments, and Accessories.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	10-15 %	BSN Sports 2019 Spring Equipment Catalog	see attached exception List.
15	Discount (%) Off Catalog/Pricelist for Outdoor Scoreboards	Please state the discount (%) off catalog/pricelist for **Outdoor Scoreboards, Attachments, and Accessories.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	10-15 %	BSN Sports 2019 Spring Equipment Catalog	see attached exception List.
16	Discount (%) Off Catalog/Pricelist for Signage and Marquees	Please state the discount (%) off catalog/pricelist for **Signage and Marquees, Attachments, and Accessories.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	No Bid %		
17	Discount (%) Off Catalog/Pricelist for Fireworks Display Services	Please state the discount (%) off catalog/pricelist for **Fireworks Display Services** (services shall include the products, labor, licenses and resources necessary to coordinate and perform such displays for Cooperative members). **Catalog/Pricelist MUST be included or proposal will not be considered.**	↓ %		
18	Discount (%) Off Catalog/Pricelist for All Other Parks and Recreation Equipment/Products	Please state the discount (%) off catalog/pricelist for **All Other Parks and Recreation Equipment/Products, Attachments, and Accessories.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	8-18 %	BSN Sports 2019 Spring Equipment Catalog	See attached exception List

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

PROPOSAL SPECIFICATION FORM

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

BuyBoard® Cooperative Purchasing

Proposal Invitation No. 592-19-Parks and Recreation Equipment and Field Lighting Products

(Catalogs/Pricelists must be submitted with Proposal or Proposal will not be considered[1].)

Section II: Field Lighting Products - Vendors shall provide a catalog/pricelist that includes the manufacturer design number, light system fixtures, equipment and pricing associated with all types of field lighting products for various pole setbacks, base paths and foot candle ranges. Prices for lighting system equipment shall be based on various wind speeds (i.e. 90 MPH, 110 MPH, 130 MPH) and shall include delivery and meet the most recent IBC building code requirements.

An awarded Vendor must be approved by the manufacturer to sell, install, and service the brand of equipment submitted. Proposer's responding to this Proposal Invitation should submit an approval letter from each manufacturer. Manufacturer authorization letters must include the regions in which equipment may be sold.

Item No.	Short Description	Full Description	State Percent (%) of Discount off Catalog/Pricelist[1]	State Name of Catalog/Pricelist[1]	Exceptions to Discount
19	Discount (%) Off Catalog/Pricelist for Football Field Lighting Products	Please state the discount (%) off catalog/pricelist for **Football Field Lighting Products, Equipment and related items.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	No Bid %		
20	Discount (%) Off Catalog/Pricelist for Baseball Field Lighting Products	Please state the discount (%) off catalog/pricelist for **Baseball Field Lighting Products, Equipment and related items.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	%		
21	Discount (%) Off Catalog/Pricelist for Softball Field Lighting Products	Please state the discount (%) off catalog/pricelist for **Softball Field Lighting Products, Equipment and related items.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	%		
22	Discount (%) Off Catalog/Pricelist for Soccer Field Lighting Products	Please state the discount (%) off catalog/pricelist for **Soccer Field Lighting Products, Equipment and related items.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	%		
23	Discount (%) Off Catalog/Pricelist for Tennis Court Lighting Products	Please state the discount (%) off catalog/pricelist for **Tennis Court Lighting Products, Equipment and related items.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	%		
24	Discount (%) Off Catalog/Pricelist for All Other Field Lighting Products	Please state the discount (%) off catalog/pricelist for **All Other Lighting Products, Equipment and related items.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	%		

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

PROPOSAL SPECIFICATION FORM

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

BuyBoard Cooperative Purchasing

Proposal Invitation No. 592-19-Parks and Recreation Equipment and Field Lighting Products

(Catalogs/Pricelists must be submitted with Proposal or Proposal will not be considered[1].)

Section III: Repair/Replacement Parts					
Item No.	**Short Description**	**Full Description**	**State Percent (%) of Discount off Catalog/Pricelist[1]**	**State Name of Catalog/Pricelist[1]**	**Exceptions to Discount**
25	Discount (%) Off Catalog/Pricelist for Repair/Replacement Parts on Parks and Recreation Products	Please state the discount (%) off catalog/pricelist for **Repair/Replacement Parts on Parks and Recreation Products.** **Catalog/Pricelist MUST be included or proposal will not be considered.**	No Bid %		

Section IV: Installation and Repair Service for Park and Playground Equipment and Products - Vendors charging for installation and repair on a hourly basis must provide the not to exceed hourly labor rate in Item 26. Vendors charging for installation as a percentage of the total cost of equipment/products must complete Item 27 and provide both Vendor's detailed installation rate and the proposed percent discount off Vendor's installation rate.

Item No.	**Short Description**	**Full Description**	**Not to Exceed Hourly Labor Rate**	**Detailed Information on Hourly Labor Rate**	**Exceptions to Hourly Labor Rate**
26	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Park and Playground Equipment and Products	**Hourly Labor Rate for Installation/Repair Service of Park and Playground Equipment and Products** - State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ No Bid /Hour		

Item No.	**Short Description**	**Full Description**	**State Percent (%) of Discount off Installation Rate**	**Detailed Information on Installation Rate**	**Exceptions to Discount**
27	Discount (%) Off the Installation Rate for Park and Playground Equipment and Products	Please state the discount (%) off from the **Installation Rate ONLY of Park and Playground Equipment and Products** (for labor as a percent (%) of the total cost of equipment/products to be installed).	%		

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

BuyBoard Cooperative Purchasing

Proposal Invitation No. 592-19-Parks and Recreation Equipment and Field Lighting Products

(Catalogs/Pricelists must be submitted with Proposal or Proposal will not be considered[1].)

Section V: Installation and Repair Service for Other Parks and Recreation Equipment and Products

Item No	Short Description	Full Description	Not to Exceed Hourly Labor Rate	Detailed Information on Hourly Labor Rate	Exceptions to Hourly Labor Rate
28	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Shade Canopies	**Hourly Labor Rate for Installation/Repair Service of Shade Canopies, Equipment and Products** - State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ No Bid /Hour		
29	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Portable Restrooms, Park Buildings and Shelters	**Hourly Labor Rate for Installation/Repair Service of Portable Restrooms, Park Buildings and Shelters -** State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ _____/Hour		
30	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Aquatic Playground Equipment and Products	**Hourly Labor Rate for Installation/Repair Service of Aquatic Playground Equipment and Products** - State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ _____/Hour		
31	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Skate Park Equipment and Products	**Hourly Labor Rate for Installation/Repair Service of Skate Park Equipment and Products** - State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ _____/Hour		
32	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Water Park Equipment and Products	**Hourly Labor Rate for Installation/Repair Service of Water Park Equipment and Products** - State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ _____/Hour		

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

PROPOSAL SPECIFICATION FORM

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

BuyBoard® Cooperative Purchasing

Proposal Invitation No. 592-19-Parks and Recreation Equipment and Field Lighting Products

(Catalogs/Pricelists must be submitted with Proposal or Proposal will not be considered[1].)

Item No.	Short Description	Full Description	Not to Exceed Hourly Labor Rate	Detailed Information on Hourly Labor Rate	Exceptions to Hourly Labor Rate
33	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Lake, River and Waterway Equipment	**Hourly Labor Rate for Installation/Repair Service of Lake, River and Waterway Equipment** (dock floats, decking, waterway barriers, buoys and markers, similar related equipment.) - State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ No Bid /Hour		
34	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Outdoor Bleachers and Seating Systems	**Hourly Labor Rate for Installation/Repair Service of Outdoor Bleachers and Seating Systems** - State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ _____/Hour		
35	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Outdoor Scoreboards	**Hourly Labor Rate for Installation/Repair Service of Outdoor Scoreboards** - State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ _____/Hour		
36	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Signage Products, Marquees, Similar Related Equipment	**Hourly Labor Rate for Installation/Repair Service of Signage Products, Marquees, Similar Related Equipment** - State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ _____/Hour		
37	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Natural Grass Turf Removal, Tilling or Grading related to Parks and Recreation	**Hourly Labor Rate for Installation/Repair Service of Natural Grass Turf Removal, Tilling or Grading related to Parks and Recreation -** State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ _____/Hour		

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

PROPOSAL SPECIFICATION FORM

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

BuyBoard® Cooperative Purchasing

Proposal Invitation No. 592-19-Parks and Recreation Equipment and Field Lighting Products

(Catalogs/Pricelists must be submitted with Proposal or Proposal will not be considered[1].)

Item No.	Short Description	Full Description	Not to Exceed Hourly Labor Rate	Detailed Information on Hourly Labor Rate	Exceptions to Hourly Labor Rate
38	Not to Exceed Hourly Labor Rate for Installation/Repair Service of All Other Park and Recreation Related Equipment and Products	**Hourly Labor Rate for Installation/Repair Service of All Other Park and Recreation Related Equipment and Products** - State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ No Bid /Hour		

Section VI: Installation and Repair Service for Field Lighting Products - Vendors proposing to provide Installation and Repair Service for Field Lighting Products may propose either a not-to-exceed hourly labor rate or a coefficient from the RSMeans Unit Price Book, or both. A coefficient proposed should be the price multiplier that vendor proposes to be applied to the unit price book(s) identified in the Proposal specifications. Coefficients shall be "net" (e.g. 1.0) or a percentage "decrease from" (e.g. 0.95) or "increase from" (e.g. 1.21) the unit prices listed in the unit price book. Coefficient factors are to be carried no further than two (2) decimal places.

Item No.	Short Description	Full Description	Not to Exceed Hourly Labor Rate	Detailed Information on Hourly Labor Rate	Exceptions to Hourly Labor Rate
39	Not to Exceed Hourly Labor Rate for Installation/Repair Service of Field Lighting Products	**Hourly Labor Rate for Installation/Repair Service of Field Lighting Products** - State the **Not to Exceed** hourly labor rate for Installation/Repair Service of Equipment and Products.	$ No Bid /Hour		

Item No.	Short Description	Full Description	Proposer's Coefficient (RSMeans)	DEFINE SERVICES Clearly define the services that are proposed to be provided and attach detailed information. (NOTE: IF DETAILED INFORMATION IS NOT SUBMITTED, PROPOSAL WILL NOT BE CONSIDERED!!)
40	Coefficient for Standard Hours (RSMeans)	**Coefficient for Standard Hours as listed in RSMeans Cost Data Book** -- RSMeans Cost Data from the Total INCL O&P column (most current edition).	No Bid	
41	Coefficient for Non-Standard Hours (RSMeans)	**Coefficient for Non-Standard Hours as listed in RSMeans Cost Data Book** -- RSMeans Cost Data from the Total INCL O&P column (most current edition).		

PROPOSAL NOTE

1. Catalogs/Pricelists are required to be submitted with Proposal

PROPOSAL SPECIFICATION FORM

BSN SPORTS, LLC
PO BOX 7726
DALLAS, TX 75209-0726

EXHIBIT "B"

BSN SPORTS

Buyboard Bid #592-19

Parks & Recreational Equipment & Field Lighting Products

Product Discount Schedule

Product Category	Discount
Athletic & PE Equipment & Supplies (In Stock) yellow hi-lighted in catalog	**18%**
Athletic & PE Equipment & Supplies (In Stock Drop Ship) not hi-lighted in catalog	**8%**
Key Product Categories: Athletic & Physical Education Supplies & Equipment & Football Helmets	
Commercial Grade/Heavy Duty Exercise Equipment (In Stock) yellow hi-lighted in catalog	**15%**
Commercial Grade/Heavy Duty Exercise Equipment (In Stock Drop Ship) not hi-lighted in catalog	**10%**
Key Product Categories: Treadmills, Exercise Bikes, Elliptical Cross-Trainers, Stair Climbers, Selectorized Strength Training	
Gymnasium & Outdoor Field Equipment & Supplies (In Stock) yellow hi-lighted in catalog	**15%**
Gymnasium & Outdoor Field Equipment & Supplies (In Stock Drop Ship) not hi-lighted in catalog	**10%**
Key Product Categories: Gym Spectator Seating, Basketball Backstops, Backboards, Goals & Accessories, Gym Divider Curtains, Gym Wall Pads, Floor Mats, Volleyball Systems, Scoreboards, Floor Covers, Rubberized Tile, Barrier Netting, & All Other Outdoor Field Equipment & Accessories.	

All Small Carrier Items shipping FedEx or UPS will be shipped FOB Destination within the continental US. Freight will apply for any truck shipments as indicated by the words "Ships Truck" on our website & by the truck symbol in our catalog.

Shipping charges of 20% will apply for orders to Alaska & Hawaii
Actual shipping charges apply to all shipments outside of the US.
Discounts will apply to our most current published catalog & cannot be combined with other discounts/promotions.

Detailed Price List/Catalog is Attached
See Attached 1 page list of items excluded from discounts

EXHIBIT "B"

BSN SPORTS

BSN SPORTS EXCEPTIONS TO PERCENTAGE OFF BID
SPRING 2019 CATALOG – CATALOG PRICES VALID THRU 07/31/2019

PAGE	ITEM	DISCOUNT
	All ATEC & Jugs Products – Entire Catalog	As Listed
ALL	"While Supplies Last", Price Drop Limited Time Only Specials, & Closeout Items – Entire Catalog	As Listed
13	All First Class Bleachers	Call for Pricing
23	All Poly-Cap Fence Guard & Fence Crown Protective Fence Guard	Call for Pricing
26	Foul Poles – In Ground & Surface Mount, 24', 32' & 40'	Call for Pricing
32	BP Zone BasicTurf Protector – 1273908	As Listed
34	All Action 35, Action Plus 35, Elite 45 & Elite Plus 45 DiamondTurf	Call for Pricing
35	DiamondTurf Halo Mat, 10' Halo Kit with wings – 1347104	Call for Pricing
37	All Diamond Pro Products – Entire Page	Call for Pricing
41	Sifting Scoop Shovel – 1273922	As Listed
47	All Hollywood Impact Quick Release, SoftTouch Progressive Release & Synthetic Turf Bases	As Listed
51	All True Pitch & ProMounds Portable Game Mounds – Entire Page	Call for Pricing
54-56	All ATEC & Jugs Pitching Machines & Products & Accessories – Entire Pages	As Listed
57	All Hack Attack Machines & Feeders	As Listed
63	Rawlings Ultimate Practice Ball – RWR100-UPY	As Listed
68	Easton 11" & 12" Softstich & Softouch incrediballs	As Listed
83	Oakley Sunglasses – Entire Page	As Listed
93	Schutt Striker II Hitting Trainer – STRIKER2	As Listed
95	Bow Net Soft Toss Screen & Big Mouth BMX Screen – 1347203 & 1397413	As Listed
109	Hot Shot Basketball Shooting Machine – 1399645	Call for Pricing
114	All Bison T-Rex Adjustable/Portable Systems – 895444XX & 20026189	Call for Pricing
125	All Digital Scorer's Tables – 1390141/1390142/1390143/1390144	Call for Pricing
134	All Jugs & Snap Attack Football Passing Machines	As Listed
144	All Shadowman Sports Blocking & Tackling Products – Entire Page	As Listed
149	EDown Digital Down Marker – 1453100	As Listed
151	All 20' & 30' Alumagoal HS Gooseneck Goalposts – 1399644/1399646/1399647/1399649	Call for Pricing
153-57	All Razor Shoulder Pads & Back Plates & All Gear Pro-Tec Shoulder Pads – Entire Pages	As Listed
160-63	All Schutt Football Helmets – Entire Pages	As Listed
169	All Porta Phone Equipment – Entire Page	As Listed
191	Revenant Protective Elbow Guard – 1450954	As Listed
229	All Sports Tutor Tennis Cube & Tennis Tutor Machines – Entire Page	As Listed
270	Skill Attack Volleyball Machine – 1455136	As Listed
273	All EZ Flex Wrestling Mats – Entire Page	Call for Pricing
393	All Traverse Wall Climbing Packages	Call for Pricing

***Due to federal/local/departmental regulations in regard to conflict of interest, gratuities and kickbacks involving sealed bids: Internet & Catalog Promotional Offers and certificates cannot be used in conjunction with bid prices or bid awards.**

EXHIBIT "B"

1675 Locust Street A PLAYCORE Company
Red Bud, Illinois 62278

January 5, 2018

To Whom It May Concern:

BSN Sports is an authorized UltraPlay Systems Inc. dealer and has the authority to bid and enter into contracts. BSN Sports can sell and distribute our entire product offering which includes but is not limited to UltraSite and UltraPlay products.

Please feel free to contact me if you have any questions.

Sincerely,

Pam Steibel
Account Development Mgr
UltraPlay Systems Inc.
Phone: 618-282-8200 x 2412

Ultra play provides the park bicycles, trash receptacles, picnic tables in the parks pdf attached to the bid. - John Stafford

JOHN STAFFORD
Bid Specialist
jstafford@bsnsports.com

EXHIBIT "B"

BSN SPORTS
P.O. BOX 7726, Dallas TX 75209

Due to the lack of space and the fact that we could only enter one PDF per line on the response attachment sections, I could only upload a few sections of our catalog.

The entire catalog at can viewed at our website at the following link:
https://www.bsnsports.com/catalogs_bsn/equip-spring/mobile/index.html

Also due to time constraints and the fact that our catalog contains an immense amount of products from a wide variety of vendors across the nation, we cannot obtain and upload a manufacturer authorization letter from all of our vendors.

Rest assured that we are a distributor for every company/item that is represented in our catalog. If we at BSN were not an authorized dealer of the products submitted they would not be in our catalog.

BSN Sports has been an approved Buyboard vendor for several years and the products from vendors that are on this bid have been utilized in past bids submitted to Buyboard.

Thank you,

John Stafford
Bid Specialist
PH# 800 527 7510 Ext#47315
jstafford@bsnsports.com
Fax# 800 365 7653
BSN SPORTS
A Varsity SPORT Brand

SAM Search Results
List of records matching your search for :

Search Term : BSN Sports, LLC*
Record Status: Active

ENTITY	BSN Sports, LLC	Status: Active
DUNS: 176332310	+4:	CAGE Code: 1HQN7 DoDAAC:
Expiration Date: 03/15/2022	Has Active Exclusion?: No	Debt Subject to Offset?: No
Address: 1901 Diplomat Dr		
City: Farmers Branch	State/Province: TEXAS	
ZIP Code: 75234-8914	Country: UNITED STATES	

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Conduct a Public Hearing (2021-05) and consider an Ordinance to revoke a Special Use Permit for a Dallas County Government Center (Ordinance No. 765) and retain the existing Neighborhood Office "NO" zoning district on Tract 35, Anderson Slayback Survey, Abstract No. 1299, approximately 1.964 acres, more commonly known as 100 E Wheatland Road, Duncanville.

FY 2019 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

- **2. Create high quality neighborhoods and parks**
  - **Goal 2: Maximize city and community resources to improve quality of life in a sustainable manner.**

STAFF RESPONSIBLE:
Andrew Ruegg, Interim City Planner
Bryan G. Ramey, II, P.E., Director of Public Works

BACKGROUND/HISTORY:
This request is to rescind Ordinance No. 765, "SUP" Special Use Permit (Dallas County Government Center) on Tract 35, Anderson Slayback Survey, Abstract No. 1299, approximately 1.964 acres, more commonly known as 100 E Wheatland Road.

The aforementioned property was conveyed to the City of Duncanville from Dallas County through a court order determining the applicability of existing deed restrictions on the site. The deed restrictions required the County to convey the property back to the City of Duncanville if the County determined that they have no future use of the site. In December 2020, upon relocation of the County Tax Office space, the determination was made that the property was no longer needed for the purposes of the County, and the property was conveyed back to the City of Duncanville. The applicant, the City of Duncanville requests to rescind the "SUP" as the use of Dallas County Government Center will no longer be used for the property.

The property has a base zoning of "NO" Neighborhood Office District (Ordinance No. 1715). This zoning would remain in place and only uses permitted within the "NO" Neighborhood Office District shall be allowed. The "SUP" overlay for the Dallas County Government Center use would be removed from the zoning map if, ultimately, approved by the City Council.

Due to the recent adoption of the Duncanville Zoning Ordinance, the "NO" Neighborhood Office District would transition to the "NOR" Neighborhood Office/Retail District per Table II-2-1. Zoning District Equivalency of the adopted Duncanville Zoning Ordinance Update.

Planning and Zoning Commission

After discussion, a motion was made to recommend approval of the request to the City Council.

POLICY EXPLANATION:
Following discussion, the Planning & Zoning Commission voted 6-0 for, per the attached minutes (Attachment 3).

Twelve (12) notices (Attachment 4) were sent to properties within a 200-foot radius (Attachment 5) for this public hearing. As of this writing, two responses in favor have been received. Per the City's zoning ordinance, written survey responses will continue to be received until the close of business Wednesday, March 31, 2021.

FUNDING SOURCE:
N/A

Contract Log #:
N/A

RECOMMENDATION:
The Planning & Zoning Commission recommends approval of revocation of a Special Use Permit for a Dallas County Government Center (Ordinance No. 765) and retaining the existing Neighborhood Office "NO" zoning district, on Tract 35, Anderson Slayback Survey, Abstract No. 1299, approximately 1.964 acres, more commonly known as 100 E Wheatland Road, City of Duncanville, Dallas County, Texas.

ATTACHMENTS:
Attachment 1 Legal Advertisement for Public Hearing
Attachment 2 Area of Request Maps
Attachment 3 Unapproved Minutes from PZ Meeting
Attachment 4 Letter to Property owners within 200'
Attachment 5 List of Property owners within 200'
Attachment 6 Ordinance No. - 765R - SUP - Dallas County Government Center

ATTACHMENT 1

Advertise 1 time - By February 28

NOTICE OF A PUBLIC HEARING BEFORE THE
PLANNING AND ZONING COMMISSION AND CITY COUNCIL
ZONING FILE #2021-05

A public hearing will be held before the Planning & Zoning Commission on Monday, March 8, 2021, at 7:00 p.m., in a virtual conference and before the City Council on Tuesday, April 6, 2021, at 7:00 p.m., in a virtual conference projected from the Council Chambers, City Hall, 203 E. Wheatland Road, Duncanville, Texas, to hear a request of the City of Duncanville to revoke a Special Use Permit for a Dallas County Government Center (Ordinance No. 765) and retain the existing Neighborhood Office "NO" zoning district on Tract 35, Anderson Slayback Survey, Abstract No. 1299, approximately 1.964 acres, more commonly known as 100 E Wheatland Road, Duncanville.

The City Council of the City of Duncanville will hold a public hearing on Tuesday, April 6, 2021, at 7:00 p.m. in a virtual conference projected from the Council Chambers, City Hall, 203 E. Wheatland Road, Duncanville, Texas to consider the recommendations of the Planning and Zoning Commission regarding this request.

As an interested citizen, you may submit public comments to either the City Secretary or to Athena Seaton, Interim Secretary of the Planning and Zoning Commission, P.O. Box 380280, Duncanville, Texas, 75138-0280 or email aseaton@duncanville.com stating your position.

CITY OF DUNCANVILLE
Kristin Downs
City Secretary

Athena Seaton
Interim Secretary, Planning and Zoning Commission

ATTACHMENT 2

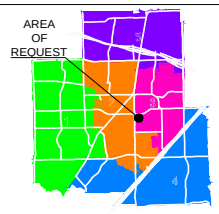
Duncanville
City of Champions

Proposed Zoning Change

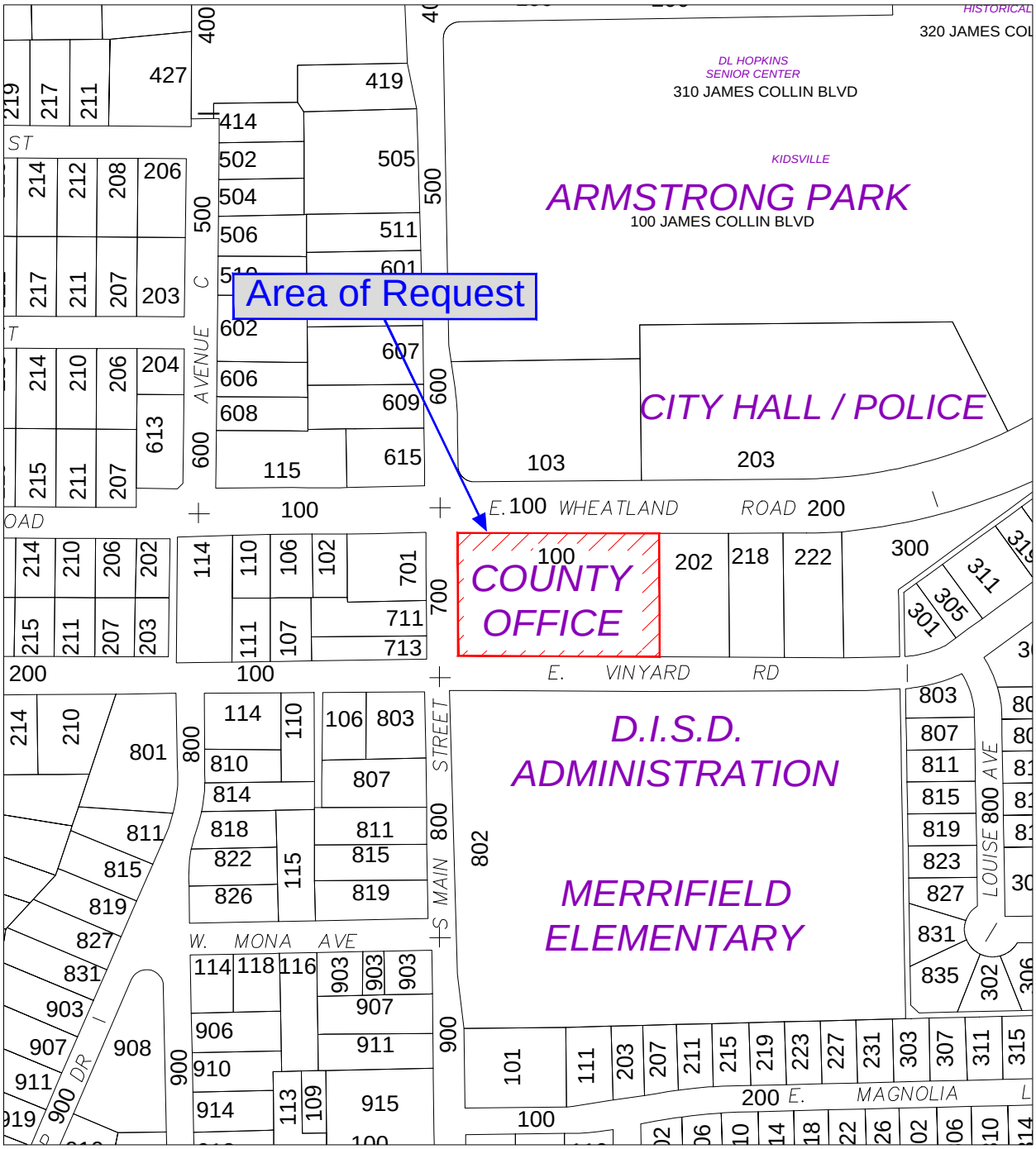
Case # 2021-05

Aerial Location

100 E. Wheatland Road



ATTACHMENT 2



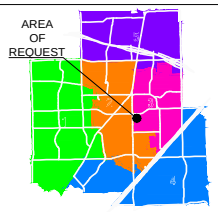
Proposed Zoning Change

Case # 2021-05

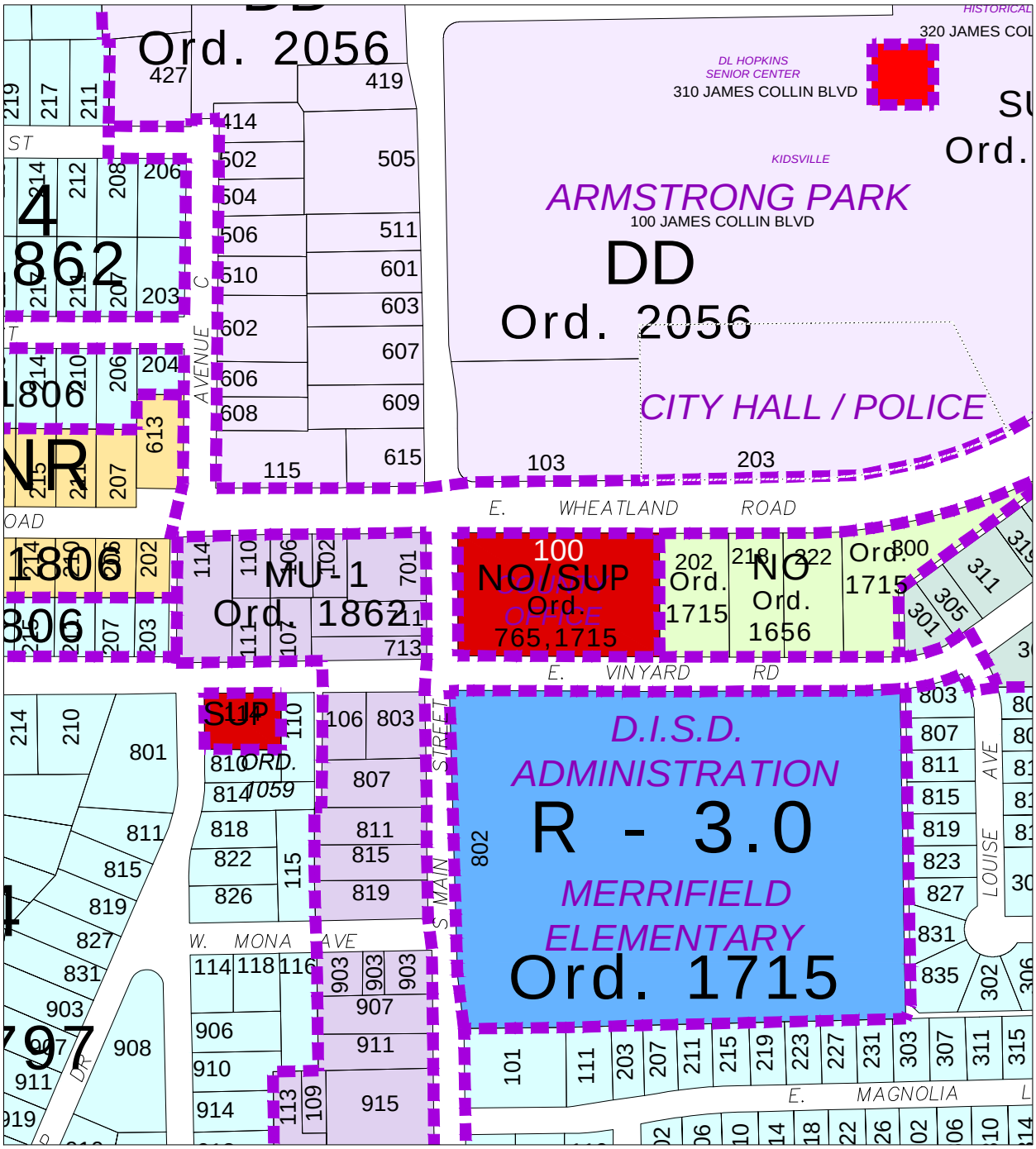
Area of Request

100 E. Wheatland Road

Duncanville
City of Champions



ATTACHMENT 2



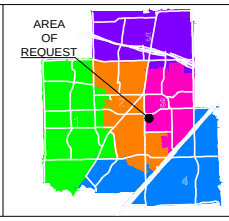
Duncanville
City of Champions

Proposed Zoning Change

Case # 2021-05

Current Zoning Area

100 E. Wheatland Road



ATTACHMENT 3

PLANNING AND ZONING COMMISSION
VIRTUAL MEETING
CITY HALL
203 E WHEATLAND ROAD
MONDAY, MARCH 8, 2021 @ 7:00 P.M.

A meeting for the Planning and Zoning Commission was held on Monday, March 8, 2021, at 7:00 p.m. via videoconferencing with the following present:

Planning and Zoning Commission Members:

Greg Zylka	Chairman	
Betty Culbreath	Vice-Chairman	
Eric Pena	Commissioner	
Jana McBroom	Commissioner	
George Turner	Commissioner	Excused absence
Elias Rodriguez	Commissioner	
Richard Shaw	Commissioner	

Also present:
Andrew Ruegg, Interim City Planner

SUPPLEMENTAL NOTICE OF MEETING BY VIDEO CONFERENCE

In accordance with an Order of the Office of the Governor issued on March 16, 2020, the Planning and Zoning Commission for the City of Duncanville, Texas will conduct the Planning and Zoning Commission Regular Meeting by video conference at 7:00 pm on Monday, March 8, 2021, in order to advance the public health goal of limiting face-to-face meetings (also called "social distancing") in an effort to slow the spread of the Coronavirus (COVID19) pandemic.

This is an open meeting conducted by video conference. There will be no public access to a physical location.

To submit public comments, email aseaton@duncanville.com and title the email "Public Comment - March 8". All public comments submitted by **4pm on Monday, March 8, 2021** will be provided to the Planning and Zoning commissioners and entered into the record for the March 8, 2021 Planning and Zoning Commission Regular Meeting.

Please register for Duncanville Planning & Zoning Commission - Meeting 3/8/2021 on March 8, 2021 at 7:00 PM CDT at:

Unapproved

ATTACHMENT 3

Register in advance for this webinar:
https://us02web.zoom.us/webinar/register/WN_cpt9xNbGTIWzyEX-zE_kzA

After registering, you will receive a confirmation email containing info1mation about joining the webinar. The registration email will provide you with a telephone number to call in if needed.

A recording of the meeting will be made available to the public in accordance with the Open Meetings Act upon written request.

The meeting convened via videoconferencing and was called to order at 7:01 p.m. by Chairman Zylka.

Item No. 1 – Receive Public Comments
Due to recent changes in state legislation, public comments have been added to the agendas of all boards and commissions subject to the Open Meetings Act, with time allocated at the beginning of each meeting. Comments are limited to two minutes per speaker.

No comments were received.

Item No. 2 – Approval of meeting minutes for a regular meeting on February 8, 2021

Commissioner McBroom made a motion as seconded by Commissioner Culbreath to approve the minutes. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Item No. 3 – Conduct a public hearing (2021-04) and consider approval of a plat request of Stephen Dial, Applicant, representing the City of Duncanville, owner, to replat Service Center Addition, Lot 2A and 3A, City of Duncanville, Dallas County, Texas, approximately 9.417 acres, more commonly known as 330 Shady Trail Drive and 310 E Danieldale Road, Duncanville.

Andrew Ruegg presented background information regarding the plat of the property.

The public hearing opened at 7:08pm.
No comments were presented.

Commissioner Culbreath made a motion to close the public hearing at 7:10 pm with motion seconded by Commissioner Shaw. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Discussion followed regarding the existing structures and property address.

Commissioner McBroom made a motion, seconded by Commissioner Rodriguez to approve the plat. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Item No. 4 – Conduct a public hearing (2021-06) and consider approval of a plat request of Zulema Benavides and Ladislau Bruno Wambembe, applicant and owner to replat Thoroughbred Hills Addition Replat, Lot CG1 and 37A, Block A, City of Duncanville, Dallas County, Texas,

Unapproved

ATTACHMENT 3

approximately 0.55 acres, more commonly known as 1 & 2 Belmont Place, Duncanville.

Andrew Ruegg presented background information regarding the plat of the property.

The public hearing opened at 7:15pm.
No comments were presented.

Commissioner Culbreath made a motion to close the public hearing at 7:20 pm with motion seconded by Commissioner Rodriguez. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Discussion followed regarding easements on property and intention for replat.

Commissioner Culbreath made a motion, seconded by Commissioner Pena to approve the plat. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Item No. 5 – Conduct a public hearing (2021-02) for consideration and action regarding the request of Jim Hardin, Jacobs & Associates, applicant, representing Duncanville L, LLC, owner, to amend the existing Specific Use "SU" zoning to include a Specific Use Permit "SUP" for Auto dealers, used cars only (Pre-owned auto dealership) on Central Business Area, Section 3, Lot SR, Block 1, approximately 5.994 acres, more commonly known as 611 E IH 20, Duncanville.

Andrew Ruegg presented background information regarding the SUP request.

Jim Hardin, applicant, spoke in favor of the request.

Public hearing opened at 7:25 pm.

Rich Jackson, 2023 S Highway 625W, Woodcross, UT 84087, spoke in favor of the request.

Hank Wright, 403 Seminole, Richardson, TX 75080, spoke in favor of the request.

Commissioner Culbreath made a motion to close the public hearing at 7:40 pm, with motion seconded by Commissioner Shaw. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Discussion followed regarding hours of operation, parking for employees and guests, security for residents behind the property, lighting, landscaping including fencing, the Zoning Ordinance update change, amending Ordinance No. 2189, types of vehicles sold for the proposed use, and site cleanup of easement and along fence between residents and dealership.

Commissioner Culbreath made a motion, seconded by Commissioner Pena to approve the Specific Use Permit with the conditions provided in the staff report and added a condition that the SUP would expire upon business closure or change of the use. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Unapproved

ATTACHMENT 3

Item No. 6 – Conducted a public hearing (2021-05) for consideration and action regarding the request of the City of Duncanville to revoke a Special Use Permit for a Dallas County Government Center (Ordinance No. 765) and retain the existing neighborhood office "NO" Zoning District on Tract 35, Anderson Slayback Survey, Abstract No. 1299, approximately 1.964 acres, more commonly known as 100 E Wheatland Road, Duncanville.

Andrew Ruegg presented background information regarding the proposed rescinding of the SUP.

Public hearing opened at 8:10 pm.

No comments were presented.

Commissioner Culbreath made a motion to close the public hearing at 8:15 pm, with motion seconded by Commissioner McBroom. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

No discussion followed.

Commissioner Culbreath made a motion, seconded by Commissioner Pena to approve the rescinding of the Specific Use Permit. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Item No. 6 – Adjourn
Being no further business, the meeting adjourned at 8:30 p.m.

_____ _____

Athena Seaton, Interim Secretary Greg Zylka, Chairman

Unapproved

ATTACHMENT 4

City of Duncanville Planning Division
Public Works Department
203 E. Wheatland Road
P. O. Box 380280
Duncanville, TX 75138-0280
(p) 972-707-3878; (f) 972-780-6426
(e) aseaton@duncanville.com

Duncanville
City of Champions

February 19, 2021

Zoning File: 2021-05

Dear Property Owner:

The City of Duncanville is requesting to revoke a Special Use Permit for a Dallas County Government Center (Ordinance No. 765) and retain the existing Neighborhood Office "NO" zoning district on Tract 35, Anderson Slayback Survey, Abstract No. 1299, approximately 1.964 acres, more commonly known as 100 E Wheatland Road, Duncanville. This is the first of two public hearings that have been scheduled to receive further input on the requested zoning change.

Your property is NOT being rezoned. You have been sent this notice because you are within the required 200-foot notification area of property that is being considered for rezoning for this particular public hearing. Please refer to the enclosed map that indicates which property is being rezoned.

The Planning and Zoning Commission will hold a virtual public hearing on Monday, March 8, 2021, at 7:00 p.m., and a virtual City Council public hearing will be held on Tuesday, April 6, 2021, at 7:00 p.m., both projected virtually from the City of Duncanville Council Chambers, 203 E. Wheatland Road. Public hearings are held to allow interested persons the opportunity to state their opinion directly to the Planning & Zoning Commission either for or against the proposed zoning change. If you oppose the zoning change, however, the attached survey must be completed and returned by March 31, 2021, to fulfill legal requirements for a written formal protest.

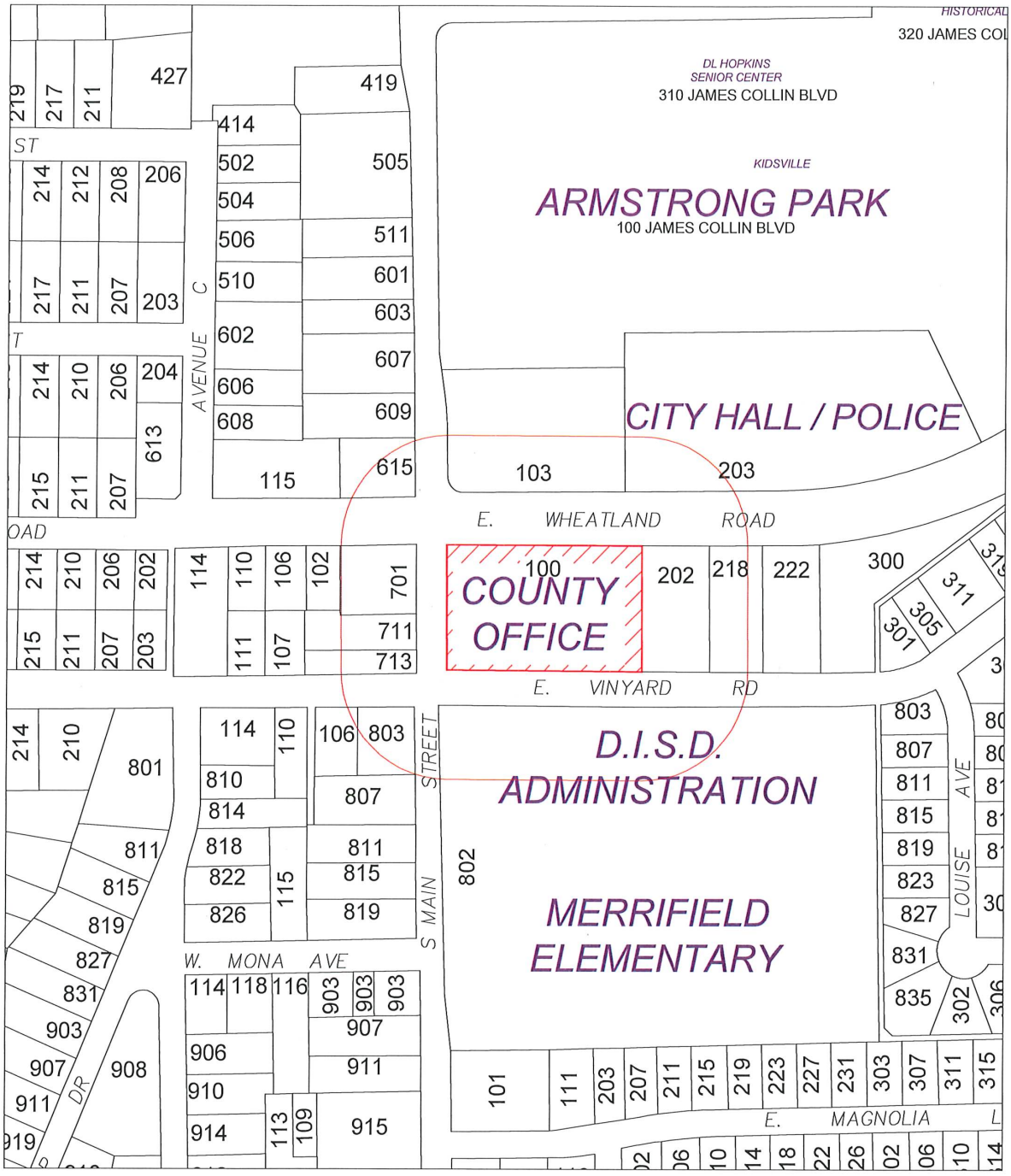
As an interested citizen, you may submit public comments to either the City Secretary or to Athena Seaton, Interim Secretary of the Planning and Zoning Commission, P.O. Box 380280, Duncanville, Texas, 75138-0280 or email aseaton@duncanville.com stating your position. You are encouraged to participate in the public hearing and offer comments.

Sincerely,

Athena Seaton, CPM
Interim Secretary, Planning and Zoning Commission

Enclosures

ATTACHMENT 4



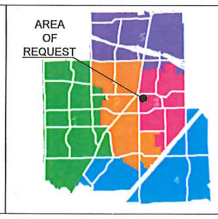
Duncanville
City of Champions

Proposed Zoning Change

Case # 2021-05

200 Foot Buffer

100 E. Wheatland Road



ATTACHMENT 4

The following form may be filled out and mailed to:

Planning and Zoning Commission
City of Duncanville
Attn: Public Works Department
P.O. Box 380280
Duncanville, TX 75138-0280

Case No. 2021-05 The City of Duncanville is requesting to revoke a Special Use Permit for a Dallas County Government Center (Ordinance No. 765) and retain the existing Neighborhood Office "NO" zoning district on Tract 35, Anderson Slayback Survey, Abstract No. 1299, approximately 1.964 acres, more commonly known as 100 E Wheatland Road, Duncanville. This is the first of two public hearings that have been scheduled to receive further input on the requested zoning change.

NOTE: The purpose of the request is to amend the zoning to revoke an existing Special Use Permit for a Dallas County Government Center on the subject property. The property is no longer used for a Dallas County Government Center and revoking the SUP will only permit uses allowed within the Neighborhood Office "NO" zoning district on the subject property.

You have been sent this notice since your property is within the 200-foot notification area of the property being requested for a zoning change. **Your property is not being rezoned.**

The Planning and Zoning Commission will hold a virtual public hearing on Monday, March 8, 2021, at 7:00 p.m., and a virtual City Council public hearing will be held on Tuesday, April 6, 2021, at 7:00 p.m., both projected virtually from the City of Duncanville Council Chambers, 203 E. Wheatland Road. Public hearings are held to allow interested persons the opportunity to state their opinion directly to the Planning & Zoning Commission either for or against the proposed zoning change.

If you oppose the zoning change, however, the attached survey must be completed and returned by March 31, 2021, to fulfill legal requirements for a written formal protest.

Please check one:

_____ ***In favor*** *of granting the zoning request.*

_____ ***Not in favor*** *of granting the zoning request.*

My reasons are as follows:

1).

2).

3).

Printed Name: _____ Address: _____

Signature: _____ Date: _____

ATTACHMENT 5

LESLIE BROCK
601 N STATE HIGHWAY 342
RED OAK TEXAS 751544607

RUBY CONSTRUCTION & GENERAL REPAIR LLC
1015 CEDAR TRAIL DR
CEDAR HILL TEXAS 751043017

DUNCANVILLE I S D
710 S CEDAR RIDGE DR
DUNCANVILLE TEXAS 751372204

DALLAS COUNTY OF
500 ELM ST
DALLAS TEXAS 752023304

901 UNIVERSITY AVE ASSOC
2255 CONTRA COSTA BLVD STE 305
PLEASANT HILL CALIFORNIA 945233784

PWH PROPERTIES LLC
914 WELLINGTON DR
DUNCANVILLE TEXAS 751372141

DUNCANVILLE CITY OF
PO BOX 380280
DUNCANVILLE TEXAS 751380280

DUNCANVILLE CITY OF
PO BOX 380280
DUNCANVILLE TEXAS 751380280

MIRAMAR BRANDS HOLDINGS LLC
3304 ESSEX DR
RICHARDSON TEXAS 750829708

BROCK LESLIE
601 N STATE HIGHWAY 342
RED OAK TEXAS 751544607

ENDERLE DWAYNE
6133 RICHMOND AVE
DALLAS TEXAS 752143635

YOUSIF SHWANI INC
803 S MAIN ST
DUNCANVILLE TEXAS 751372315

Property Owners with 200'

ORDINANCE NO. 765R

AN ORDINANCE OF THE CITY OF DUNCANVILLE, TEXAS, RECINDING THE COMPREHENSIVE ZONING ORDINANCE AND MAP, AS HERETOFORE AMENDED, BE AND THE SAME HARE HEREBY REVOKE A SPECIAL USE PERMIT "SUP" FOR A DALLAS COUNTY GOVERNMENT CENTER (ORDINANCE NO. 765) AND REAFFIRM THE EXISTING NEIGHBORHOOD OFFICE "NO" [NOR NEIGHBORHOOD OFFICE/RETAIL DISTRICT] DISTRICT ZONING CLASSIFICATION FOR PROPERTY LOCATED AT 100 E WHEATLAND RD, DUNCANVILLE, TEXAS AND MORE PARTICULARLY IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF; PROVIDING SPECIAL CONDITIONS; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND ($2,000.00) DOLLARS FOR EACH OFFENSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission and City Council of the City of Duncanville, in compliance with state laws with reference to amending the Comprehensive Zoning Ordinance, have given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all property owners generally, the City Council is of the opinion and finds that the Comprehensive Zoning Ordinance and Map should be amended as provided herein.

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

SECTION 1. That the Comprehensive Zoning Ordinance and Map of the City of Duncanville, Texas, as heretofore amended, be and the same are hereby revoke a Special Use Permit for a Dallas County Government Center (Ordinance No. 765) and refrain existing Neighborhood Office District "NO" [NOR Neighborhood Office/Retail District] zoning classification, for property located at 100 E Wheatland Rd, Duncanville, Texas more particularly described in Exhibit "A" attached hereto and made a part hereof for all purposes.

SECTION 2. That the above-described Property shall be used only in the manner and for the purposes provided in NO District as provided for by the Comprehensive Zoning Ordinance of the City of Duncanville.

SECTION 3. That all provisions of the ordinances of the City of Duncanville in conflict with the provisions of this ordinance be and the same are hereby repealed and all ordinances not so in conflict shall remain in full force and effect.

SECTION 4. That an offense committed before the effective date of this ordinance is governed by the prior law and the provisions of the Code of Ordinances, as amended,

in effect when the offense was committed and the former law is continued in effect for this purpose.

SECTION 5. That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision hereof other than the part so decided to be unconstitutional, illegal or invalid, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

SECTION 6. That any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a fine not to exceed the sum of two thousand dollars ($2,000.00) for each offense; and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 7. That this Ordinance shall take effect immediately from and after its passage and the publication of the caption of said Ordinance, as the law in such cases provides.

DULY ORDAINED AND ADOPTED by the City Council of the City of Duncanville, Texas, on the 6th day of April, 2021.

APPROVED:

_____

Barry L. Gordon, Mayor

ATTEST:

_____

Kristin Downs, City Secretary

APPROVED AS TO FORM:

_____

Robert E. Hager, City Attorney

EXHIBIT "A"

LEGAL DESCRIPTION

Being all of an approximately 1.964-acre lot, tract, or parcel of land recorded as Tract 35, Anderson Slayback Survey Abstract No. 1299, more commonly known 100 E Wheatland Rd, Duncanville.

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Conduct a Public Hearing (2021-02) and consider an Ordinance to amend the existing Specific Use "SU" zoning to include a Specific Use Permit "SUP" for auto dealers, used cars only (pre-owned auto dealership) on Central Business Area, Section 3, Lot 5R, Block,1, approximately 5.994 acres, more commonly known as 611 E IH 20, Duncanville.

FY 2019 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

- **2. Create high quality neighborhoods and parks**
  - **Goal 2: Maximize city and community resources to improve quality of life in a sustainable manner.**

STAFF RESPONSIBLE:
Andrew Ruegg, Interim City Planner
Bryan G. Ramey, II, P.E., Director of Public Works

BACKGROUND/HISTORY:
Comprehensive Plan
The subject property is reflected as part of Opportunity Area No. 7 on the Future Land Use Map of the Comprehensive Plan. The comprehensive plan recognizes that remaining interstate frontage in Duncanville is limited, making it imperative that development and redevelopment injects high impact uses. Aesthetics are also important, as Opportunity Area No. 7 is a key gateway into the City. Opportunity Area No. 7 is envisioned as having two primary land use components: high quality interstate/highway commercial development and mixed-use neighborhood retail/commercial development, to transition between the existing neighborhood to the north and the freeway commercial area fronting Interstate Highway-20.

Project Scope
The applicant is seeking approval to amend the existing "SUP" Specific Use Permit for auto dealers, used cars only (pre-owned auto dealership) to occupy and improve two of the three existing structures for auto showroom and display, office, and service bays in conjunction with the auto dealership. The applicant also intends to remove one of the existing structures to be replaced with additional parking and outdoor display areas.

The proposed dealership intends to operate Monday through Friday from 10 a.m. to 7 p.m. and Saturday from 9 a.m. to 7 p.m. and will employ between sixteen (16) to twenty (20) employees at full operation.

The original SUP for auto dealers, used cars only (pre-owned auto dealership) was granted in January 2013 as a Nissan branded facility selling certified pre-owned vehicles. The property has been vacant since 2019. If the SUP is approved, the property must comply with all non-residential requirements including utilities, parking standards, access drives, landscaping and meet applicable building and fire code modifications to the building. These requirements must be met prior to occupancy of the building.

Parking

The Zoning Ordinance requires one (1) off-street parking space for each 500 square feet of sales floor for indoor uses and one (1) off-street parking space for each 1,000 square feet of lot area for storage, sales, and parking area. The required parking based on the proposed site plan equals 290 required parking spaces. The applicant proposes to provide 576 parking spaces.

Building Design and Improvements

The applicant is proposing repair and renovations to two of the existing structures, the parking area, and existing marquis sign.

Landscaping and Screening

The applicant has not submitted a landscape plan with the Specific Use Permit request. However, the site is subject to comply with all provisions of Section 8. Landscape Requirements of the Zoning Ordinance. The site is also subject to comply with Chapter 12. Article XVII. Tree Preservation Ordinance.

Signage

The site must comply with Chapter 16A Sign Guidelines of the Code of Ordinances regarding attached and freestanding signage.

Surrounding Land Use

The subject property is immediately adjacent to single family uses to the north, a hotel use to the east, and Interstate-Highway 20 to the south and west. Also in the vicinity of the subject property is an auto dealership, new car sales with incidental used car sales to the east.

Zoning and Land Use

The SUP is being requested to comply with Article XIII of the Zoning Ordinance to allow an amendment to the existing SUP to allow for auto dealers, used cars only (pre-owned auto dealership) in the “GR” General Retail zoning district referenced in Ordinance No. 2189. Due to the recent adoption of the Duncanville Zoning Ordinance, the “GR” General Retail District would transition to the “GOR” General Office/Retail District per Table II-2-1. Zoning District Equivalency of the adopted Duncanville Zoning Ordinance Update. However, this request is based on the regulations of the previous Zoning Ordinance which was in effect at the time this application was submitted.

Every SUP granted under the provisions of the Zoning Ordinance shall be considered an amendment to the zoning district applicable to such property and shall authorize the specific use in addition to the uses permitted by right in the district. The purpose of a SUP is to allow certain uses in districts that under most circumstances would not be compatible or have not been allowed with other permitted uses, but with certain conditions and development restrictions may be allowed.

Per Article XIII-B, Section 2(1) of the Zoning Ordinance, in considering an application for a SUP, Planning and Zoning Commission and the City Council shall consider that the proposed use is:

- consistent and compatible with the adjacent land use and zoning.
- consistent with the architecture and characteristics of the adjacent properties.
- may promote innovative use of modern development concepts, without having an adverse impact on adjacent properties.
- consistent with the goals and objectives of the City of Duncanville.
- an enhancement or improvement beyond the minimum standards set forth by the Zoning Ordinance.
- will not be detrimental to the general health, safety, and welfare of the community.
- would stabilize and improve property values within the City of Duncanville.
- would protect and enhance the city's attractiveness to residents, businesses, tourists, and visitors.
- would strengthen and help diversify the economy of the City of Duncanville.

The appropriateness of the use for the subject property must also be evaluated on whether the site can accommodate all the requirements of the Zoning Ordinance.

Planning and Zoning Commission
After discussion, a motion was made to recommend approval of the request to the City Council with the following conditions on the Specific Use permit including, but not limited to:

1. Property shall be developed in accordance with the site plan and be incorporated into the ordinance.
2. Property shall meet all city, state, and federal regulations for building and fire codes, and accessibility.
3. Civil plans shall be designed and submitted by a licensed engineer and approved by the City Engineer per the City of Duncanville standards.
4. Hours of operation shall be Monday through Friday from 10:00 a.m. to 7:00 p.m. and Saturday from 9:00 a.m. to 7:00 p.m.
5. SUP shall terminate upon closure of operation or change of use.

The vote was 6-0 in favor, with Commissioner Turner in absence.

POLICY EXPLANATION:
Following discussion, the Planning & Zoning Commission voted 6-0 for, subject to aforementioned conditions, per the attached minutes (Attachment 9).

Thirty-nine (39) notices (Attachment 7) were sent to properties within a 200-foot radius (Attachments 8) for this public hearing. As of this writing, one response in support and one response in opposition has been received. Per the City's zoning ordinance, written survey responses will continue to be received until the close of business Wednesday, March 31, 2021.

FUNDING SOURCE:
N/A

Contract Log #:
N/A

RECOMMENDATION:

The Planning & Zoning Commission recommends approval of an ordinance to amend the existing specific use “SU” zoning to include a specific use permit “SUP” for auto dealers, used cars only (pre-owned auto dealership) on Central Business Area, Section 3, Lot 5R, Block 1, approximately 5.994 acres, more commonly known as 611 E IH 20, Duncanville, subject to conditions.

ATTACHMENTS:

Attachment 1 Legal Advertisement
Attachment 2 Area Request Maps
Attachment 3 Site Plan and Floor Plan
Attachment 4 Proposed Renovation Schedule
Attachment 5 Conceptual Elevation
Attachment 6 Letter from Applicant
Attachment 7 Letter to Property owners 200' and responses
Attachment 8 List of Property Owners within 200'
Attachment 9 Unapproved Minutes from PZ Meeting
Attachment 10 Ordinance No. - 2189R - SUP - Auto Dealers

ATTACHMENT 1

Advertise 1 time - By February 28

NOTICE OF A PUBLIC HEARING BEFORE THE
PLANNING AND ZONING COMMISSION AND CITY COUNCIL
ZONING FILE #2021-02

A public hearing will be held before the Planning & Zoning Commission on Monday, March 8, 2021, at 7:00 p.m., in a virtual conference and before the City Council on Tuesday, April 6, 2021, at 7:00 p.m., in a virtual conference projected from the Council Chambers, City Hall, 203 E. Wheatland Road, Duncanville, Texas, to hear a request of Jim Hardin, Jacobs & Associates, applicant, representing Duncanville L, LLC., owner, to amend the existing Specific Use "SU" zoning to include a Specific Use Permit "SUP" for Auto Dealers, Used Cars Only (Pre-Owned Auto Dealership) on Central Business Area, Section 3, Lot 5R, Block 1, approximately 5.994 acres, more commonly known as 611 E IH 20, Duncanville.

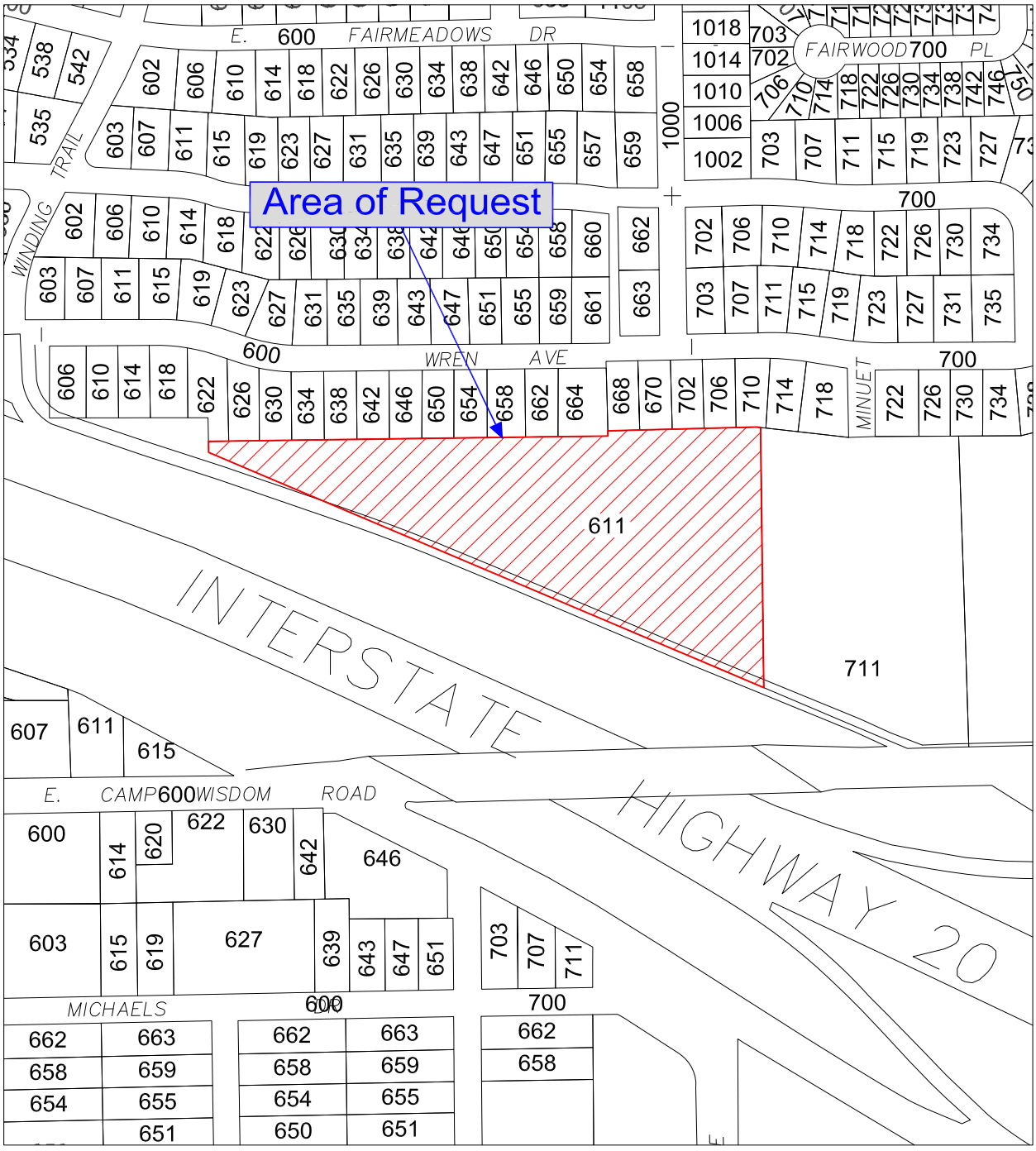
The City Council of the City of Duncanville will hold a public hearing on Tuesday, April 6, 2021, at 7:00 p.m. in a virtual conference projected from the Council Chambers, City Hall, 203 E. Wheatland Road, Duncanville, Texas to consider the recommendations of the Planning and Zoning Commission regarding this request.

As an interested citizen, you may submit public comments to either the City Secretary or to Athena Seaton, Interim Secretary of the Planning and Zoning Commission, P.O. Box 380280, Duncanville, Texas, 75138-0280 or email aseaton@duncanville.com stating your position.

CITY OF DUNCANVILLE
Kristin Downs
City Secretary

Athena Seaton
Interim Secretary, Planning and Zoning Commission

ATTACHMENT 2

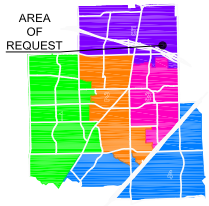


Proposed Zoning Change

Case # 2021-02

Area of Request

611 E. IH 20



ATTACHMENT 2

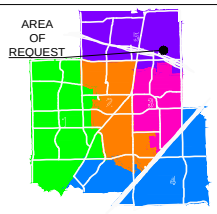
Duncanville
City of Champions

Proposed Zoning Change

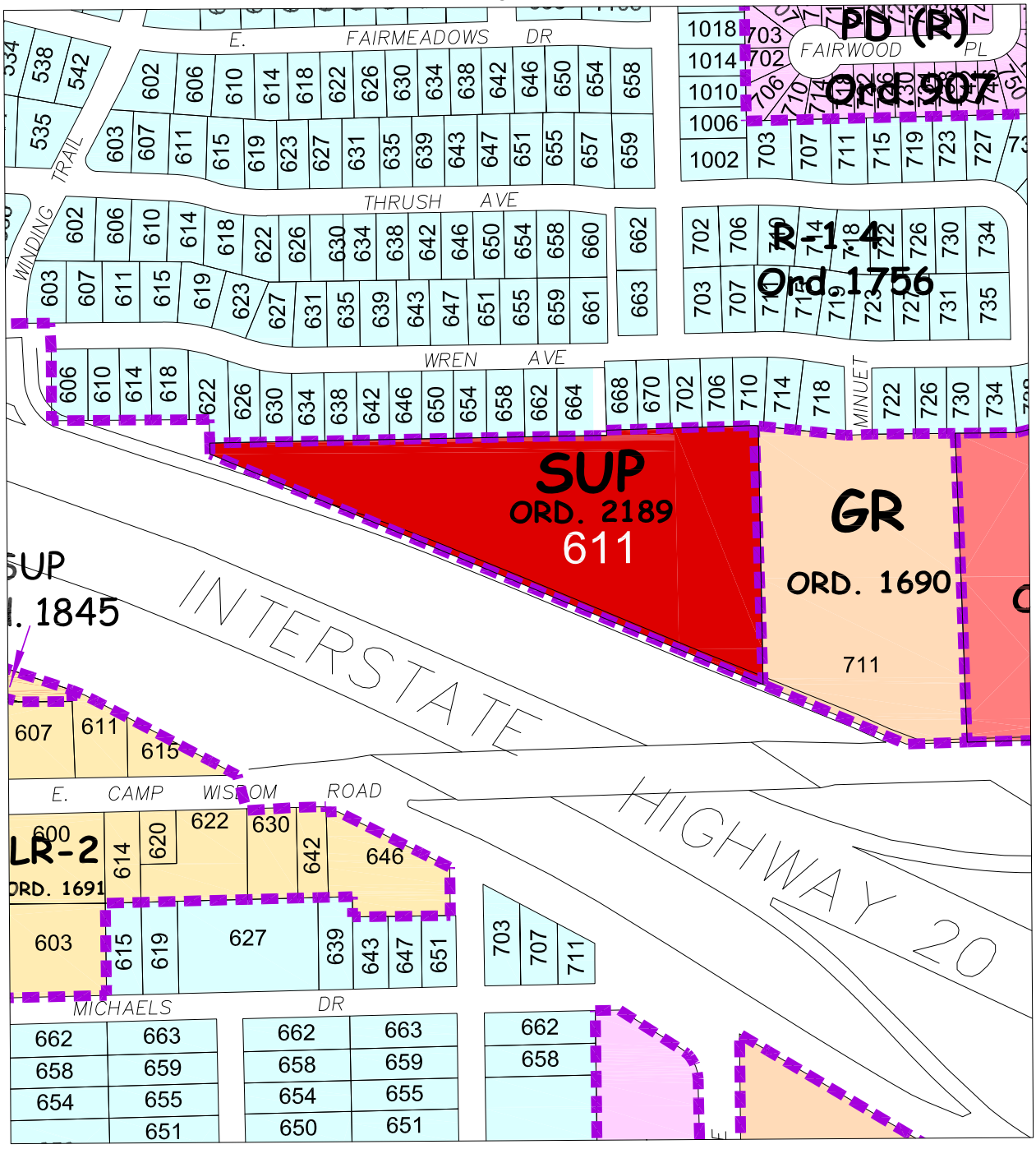
Case # 2021-02

Aerial Location

611 E. IH 20



ATTACHMENT 2



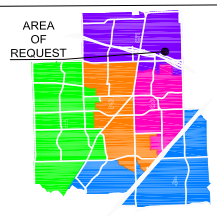
Duncanville
City of Champions

Proposed Zoning Change

Case # 2021-02

Current Zoning Area

611 E IH 20



ATTACHMENT 3

SITE TABULATIONS	
Site Area:	6.00 AC
Building Area:	29,504 SF
Parking Provided:	576 Spaces
F.A.R.:	0.11 to 1

1 SITE PLAN

SCALE1" = 40'

February 3, 2021

0 25 50 150

AutoSource Colors

EXISTING MAIN BUILDING

VICINTY MAP

A DEVELOPMENT OF

Duncanville L, LLC

10849 COMPOSITE DRIVE
DALLAS, TX 75220

AutoSource

611 I-20
DUNCANVILLE, TX 75244

ATTACHMENT 3

2 SECOND FLOOR PLAN
SCALE1/16" = 1'-0"
February 3, 2021

1 FIRST FLOOR PLAN
SCALE1/16" = 1'-0"
February 3, 2021

A DEVELOPMENT OF
Duncanville L, LLC
10849 COMPOSITE DRIVE
DALLAS, TX 75220

AutoSource
611 I-20
DUNCANVILLE, TX 75244

ATTACHMENT 4

611 I-20 Duncanville, TX – Remodel/Demo
Main BLDG / Site

General Conditions - 4 Months
- General Conditions - Added scope of work will increase duration of project completion

General Liability Insurance
Misc. Requirements
Surveyor (Allowance)
Demolition - Demo of Bldg 1
Excavation
Flex Base - Compaction layer at old Bldg 1 location
Asphalt - Paving of old bldg 1 location
Asphalt - Mill + 2" and 2"over-lay in designated areas
- Asphalt - Added areas depicted on page 3 requested to be repaired

Striping - Stripe new asphalt
Landscape - Kill/Remove over-grown weeds
Fencing - Repair existing fence + Add chain link w/gate
- Fencing - Repair existing fence and gate / Add new chain link & gate behind main bldg

Stucco/Plaster - Repair main bldg facade
- Stucco/Plaster - Make 'Used Car' bldg public eye presentable (Repair exterior soffit)

Glass/Storefront/Storefront Doors & Hardware
- Glass/Storefront - Make 'Used Car' bldg public eye presentable (Replace broken window)

Doors/Frames/Hardware
Overhead Doors - Make (2) shop OHD operational
- Overhead doors - Make shop OHDs functional

Framing/Drywall/Ceilings
Flooring - Carpet & Base- 2nd Floor
Flooring - Tile
Flooring - Carpet - 1st Floor
Paint - Re-paint the interior/exterior of main building
- Paint - Paint Interior sales offices & 2nd floor / Paint exterior of main bldg / Paint site light poles

Paint - Diamond grind & re-epoxy concrete entry
- Paint - Diamond grind & re-epoxy concrete entry of main bldg - Sand blasting would leave concrete smooth and slick - tenant does not want to worry about slipping hazard - grind and epoxy w/grit is best option

Fire Sprinkler
Plumbing (Allowance)*
- Plumbing - Make restrooms in small service writers building operational - provide water in shop for techs
- *Plumbing is simply an estimated allowance - NO accurate price can be provided until work begins and full extent of damage and pipe replacement has been determined

HVAC - Service Check Only** (See ADD 1 & 2 Below)
- HVAC - Make shop Tech Staff ready - provide Exhaust System (Current system runs underground and is no longer functional) - Price provided to perform service check on (10) radiant tube heaters (See ADD 2 if replacement required
    - **ADD #2 - Replace existing radiant tube heaters in shop (10)** ***If heaters found to be non-operational and must be replaced***
- **HVAC cost above is for a service check to all units and duct work only - if determined that units are damaged and nonoperational, please see ADD 1 cost below to replace all RTUs

ATTACHMENT 4

- **ADD #1 - Replace existing RTUs (12 total Split System Units)** ***If RTUs found to be non-operational and must be replaced***

Electrical

- Electrical - Vandals got into the main tranformer box and cut all wiring and ripped conduit out of ground / Vandals got into building and cut all main panel wires and stole wiring

Qualifications and Exclusions

Permits and Impact fees by Owner
Testing by Owner

ATTACHMENT 5

ATTACHMENT 6

3/1/2021

Rich Jackson

AutoSource Motors LLC

2023 S 625 W

Woods Cross, UT 84087

RE: Request for Special Use Permit at 611 E Interstate 20, Duncanville, TX 75116 – Additional Information

City of Duncanville

Public Works Department

Planning Division

203 E Wheatland Road

P.O. Box 380280

Duncanville, TX 75138

(972) 780-5015

Dear City of Duncanville,

This letter serves to provide additional information and clarification regarding the current application for a Special Use Permit at 611 E Interstate 20, Duncanville, TX 75116 for the purpose of operating a pre-owned auto dealership, operated by AutoSource Motors LLC (Soon to be AutoSavvy Motors LLC).

Each of our eleven (11) dealerships is currently owned by the parent company, AutoSource Holdings, Inc. The management company for these entities is AutoSource Motors LLC. In our previous communications with the City of Duncanville, we have referred to this new location as AutoSource Motors. In accordance with current re-branding efforts across our organization, we would like to amend any previous reference to AutoSource Motors to AutoSavvy Motors.

We appreciate your consideration of this Special Use Permit application.

ATTACHMENT 6

Sincerely,

Rick Jackson 03/02/2021

Richard Jackson Date

Chief Operating Officer/President

AutoSource Motors, LLC

2023 S 625 W

Woods Cross, UT 84087

(801)677-1165

rich@myautosource.com

ATTACHMENT 7

City of Duncanville Planning Division
Public Works Department
203 E. Wheatland Road
P. O. Box 380280
Duncanville, TX 75138-0280
(p) 972-707-3878; (f) 972-780-6426
(e) aseaton@duncanville.com

February 19, 2021

Zoning File: 2021-02

Dear Property Owner:

Jim Hardin, Jacobs & Associates, applicant, representing Duncanville L, LLC., owner, are requesting to amend the existing Specific Use "SU" zoning to include a Specific Use Permit "SUP" for Auto Dealers, Used Cars Only (Pre-Owned Auto Dealership) on Central Business Area, Section 3, Lot 5R, Block 1, approximately 5.994 acres, more commonly known as 611 E IH 20, Duncanville. This is the first of two public hearings that have been scheduled to receive further input on the requested zoning change.

Your property is NOT being rezoned. You have been sent this notice because you are within the required 200-foot notification area of property that is being considered for rezoning for this particular public hearing. Please refer to the enclosed map that indicates which property is being rezoned.

The Planning and Zoning Commission will hold a virtual public hearing on Monday, March 8, 2021, at 7:00 p.m., and a virtual City Council public hearing will be held on Tuesday, April 6, 2021, at 7:00 p.m., both projected virtually from the City of Duncanville Council Chambers, 203 E. Wheatland Road. Public hearings are held to allow interested persons the opportunity to state their opinion directly to the Planning & Zoning Commission either for or against the proposed zoning change. If you oppose the zoning change, however, the attached survey must be completed and returned by March 31, 2021, to fulfill legal requirements for a written formal protest.

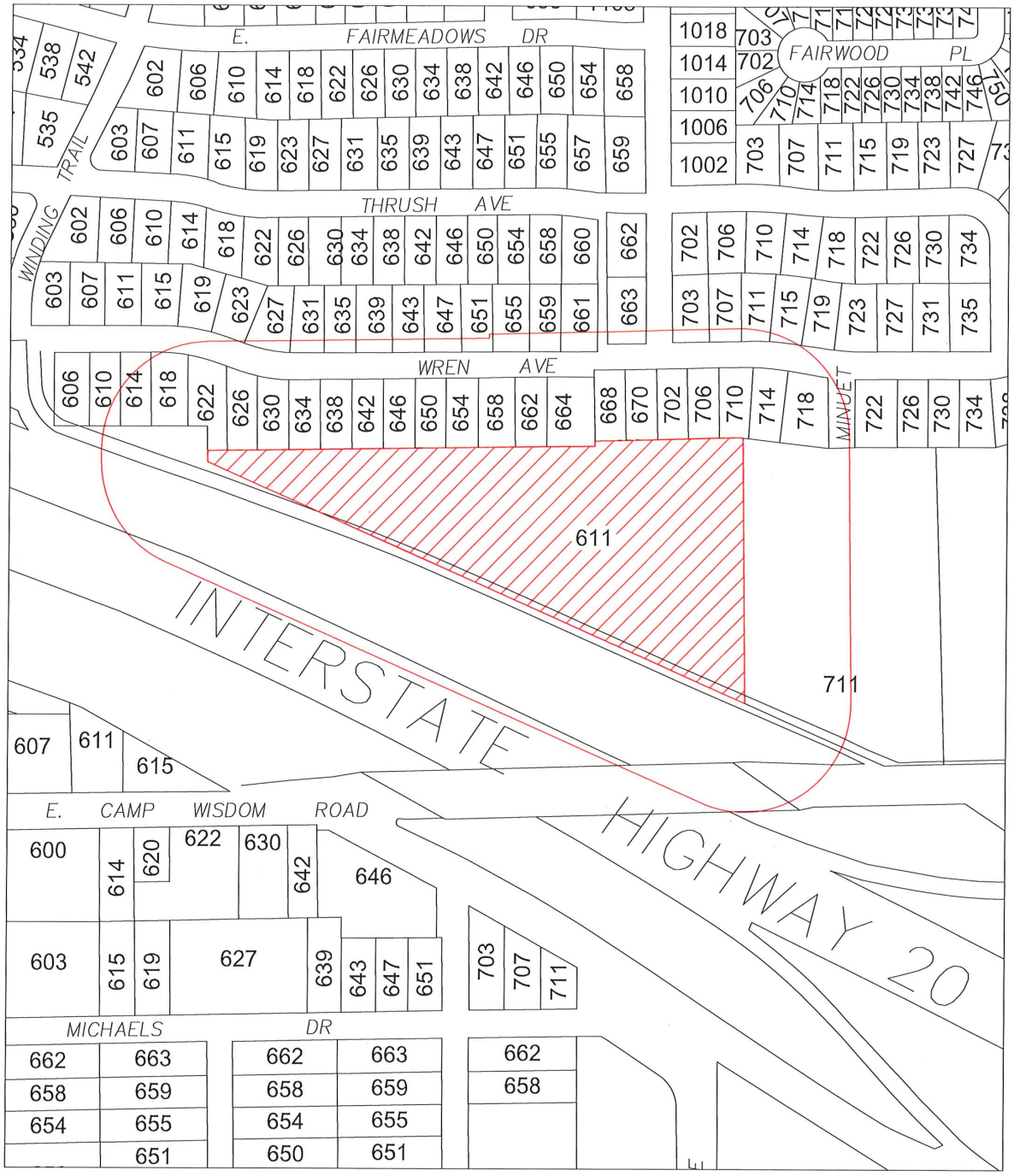
As an interested citizen, you may submit public comments to either the City Secretary or to Athena Seaton, Interim Secretary of the Planning and Zoning Commission, P.O. Box 380280, Duncanville, Texas, 75138-0280 or email aseaton@duncanville.com stating your position. You are encouraged to participate in the public hearing and offer comments.

Sincerely,

Athena Seaton, CPM
Interim Secretary, Planning and Zoning Commission

Enclosures

ATTACHMENT 7



ATTACHMENT 7

The following form may be filled out and mailed to:

Planning and Zoning Commission
City of Duncanville
Attn: Public Works Department
P.O. Box 380280
Duncanville, TX 75138-0280

Case No. 2021-02 A request of Jim Hardin, Jacobs & Associates, applicant, representing Duncanville L, LLC., owner, to amend the existing Specific Use "SU" zoning to include a Specific Use Permit "SUP" for Auto Dealers, Used Cars Only (Pre-Owned Auto Dealership) on Central Business Area, Section 3, Lot 5R, Block 1, approximately 5.994 acres, more commonly known as 611 E IH 20, Duncanville. This is the first of two public hearings that have been scheduled to receive further input on the requested zoning change.

You have been sent this notice since your property is within the 200-foot notification area of the property being requested for a zoning change. **Your property is not being rezoned.**

The Planning and Zoning Commission will hold a virtual public hearing on Monday, March 8, 2021, at 7:00 p.m., and a virtual City Council public hearing will be held on Tuesday, April 6, 2021, at 7:00 p.m., both projected virtually from the City of Duncanville Council Chambers, 203 E. Wheatland Road. Public hearings are held to allow interested persons the opportunity to state their opinion directly to the Planning & Zoning Commission either for or against the proposed zoning change.

If you oppose the zoning change, however, the attached survey must be completed and returned by March 31, 2021, to fulfill legal requirements for a written formal protest.

Please check one:

_____ ***In favor*** *of granting the zoning request.*

_____ ***Not in favor*** *of granting the zoning request.*

My reasons are as follows:

1).

2).

3).

Printed Name: _____ Address: _____

Signature: _____ Date: _____

ATTACHMENT 7

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Planning and Zoning Commission
City of Duncanville
Attn: Public Works Department
P.O. Box 380280
Duncanville, TX 75138-0280

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If you oppose the zoning change, however, the attached survey must be completed and returned by March 31, 2021, to fulfill legal requirements for a written formal protest.

Please check one:

__V__ ***In favor*** *of granting the zoning request.*

_____ ***Not in favor*** *of granting the zoning request.*

My reasons are as follows:

1). Eye Sore

2). Street people breaking in

3). No more QUICK RIP Stores

Printed Name: Richard Parks Address: 642 Wren ave Duncanville Texas 75116

Signature: Richard Parks Date: 2/26/21

RECEIVED
MAR 03 2021
CITY OF DUNCANVILLE
PUBLIC WORKS DEPT.

ATTACHMENT 7

The following form may be filled out and mailed to:

Planning and Zoning Commission
City of Duncanville
Attn: Public Works Department
P.O. Box 380280
Duncanville, TX 75138-0280

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If you oppose the zoning change, however, the attached survey must be completed and returned by March 31, 2021, to fulfill legal requirements for a written formal protest.

Please check one:

____ ***In favor*** *of granting the zoning request.*

__✓__ ***Not in favor*** *of granting the zoning request.*

My reasons are as follows:

1). Too much traffic on Wren Ave already! TRAFFIC!! & getting worse with new service road SMELLS!

2). Dealers use Wren Ave. for test Drives all the time. NOISE!!

3). Way too many ugly cars in Fairmeadows neighborhood & noise,

Printed Name: Sylvia Valdez Address: 6161 Wren Ave

Signature: Sylvia Valdez Date: 3-10-21

RECEIVED
MAR 18 2021
CITY OF DUNCANVILLE
PUBLIC WORKS DEPT

ATTACHMENT 8

KHALEEL MOHAMED & JASMINE
664 WREN AVE
DUNCANVILLE TEXAS 751162814

SALAZAR ARNOLD & LENORA
655 WREN AVE
DUNCANVILLE TEXAS 751162813

LOPEZ ROMALDO & ISIDRA
618 WREN AVE
DUNCANVILLE TEXAS 751162814

FULLEN JOHNNY
7053 PORTOBELLO DR
PLANO TEXAS 750247570

JOHNSON CANDICE
647 WREN AVE
DUNCANVILLE TEXAS 751162813

RAMIREZ GABRIEL &
NAVARRO GRISELDA
706 WREN AVE
DUNCANVILLE TEXAS 751162816

COBB JOHNNY R
631 WREN AVE
DUNCANVILLE TEXAS 751162813

VALDEZ SYLVIA
661 WREN AVE
DUNCANVILLE TEXAS 751162813

RANGEL JUAN CARLOS ESCALANTE &
JESSENIA CHAVEZ LOPEZ
710 WREN AVE
DUNCANVILLE TEXAS 751162816

ROMAN RUBY
711 WREN AVE
DUNCANVILLE TEXAS 751162815

MANDUJANO BENJAMIN &
CHAVEZ ANA LAURA
623 WREN AVE
DUNCANVILLE TEXAS 751162813

ANDRADE JOSE
654 WREN AVE
DUNCANVILLE TEXAS 751162814

RODSONS PROPERTY
MANAGEMENT INC
920 SHADY BROOK LN
CEDAR HILL TEXAS 751044770

OLIVERIO GLENDA K
627 MEADOWBROOKE PL
DUNCANVILLE TEXAS 751373821

OVIEDO CRISTINA
AKA CHRISTINA OVIEDO
610 WREN AVE
DUNCANVILLE TEXAS 751162814

RODSONS PROPERTY MANAGEMENT INC
920 SHADYBROOK LN
CEDAR HILL TEXAS 751044770

VEGA ADELA
627 WREN AVE
DUNCANVILLE TEXAS 751162813

JJS HOMES LLC
1805 VATICAN
DALLAS TEXAS 752244830

SOTO RODOLFO M & HILDA
651 WREN AVE
DUNCANVILLE TEXAS 751162813

RAMIREZ RICHARD SR
718 WREN AVE
DUNCANVILLE TEXAS 751162816

VAZQUEZ MARIO & YESICA
707 WREN AVE
DUNCANVILLE TEXAS 751162815

DYER DEWEY
817 COCKRELL HILL RD
OVILLA TEXAS 751548731

PARKS RICHARD EUGENE
642 WREN AVE
DUNCANVILLE TEXAS 751162814

ARREDONDO EDGAR
639 WREN AVE
DUNCANVILLE TEXAS 751162813

MACHADO REYNALDO
614 WREN AVE
DUNCANVILLE TEXAS 751162814

LOPEZ IRAZEMA
670 WREN AVE
DUNCANVILLE TEXAS 751162814

GALVAN RITO & MARIA J
666 WREN AVE
DUNCANVILLE TEXAS 751162814

643 WREN AVENUE TRUST
SCOTT ROYAL SMITH TRUSTEE
PO BOX 381077
DUNCANVILLE TEXAS 751381077

BARRIENTOS JOSEFINA
634 WREN AVE
DUNCANVILLE TEXAS 751162814

GRASSO GEORGIA & WILLIAMS
650 WREN AVE
DUNCANVILLE TEXAS 751162814

Property owners 200' of property 2021-02

ATTACHMENT 8

CASTILLO SABINO & MARY
714 WREN AVE
DUNCANVILLE TEXAS 751162816

CARTER NORMA J
659 WREN AVE
DUNCANVILLE TEXAS 751162813

HUBBARD JOSEPH &
BETTY GOODWYN
638 WREN AVE
DUNCANVILLE TEXAS 751162814

PARKS RICHARD EUGENE
642 WREN AVE
DUNCANVILLE TEXAS 751162814

WILLIAMS DAVID A &
CHERYLE LYNN
635 WREN AVE
DUNCANVILLE TEXAS 751162813

RAMIREZ VALENTINA N &
RICARDO LARA
703 WREN AVE
DUNCANVILLE TEXAS 751162815

HERNANDEZ JOSE F &
ANA ISABEL
646 WREN AVE
DUNCANVILLE TEXAS 751162814

ZOOT HOTEL GROUP LLC
711 E CAMP WISDOM RD
DUNCANVILLE TEXAS 751162829

DUNCANVILLE L LLC
ATTN: CLAY E COOLEY MANAGER
10849 COMPOSITE DR
DALLAS TEXAS 752201209

RAMIREZ JUAN GARZA &
ANGUIANO MARIA DEJESUS RAMOS
662 WREN AVE
DUNCANVILLE TEXAS 751162814

2021-02 Property Owners 200' of Property

ATTACHMENT 9

PLANNING AND ZONING COMMISSION
VIRTUAL MEETING
CITY HALL
203 E WHEATLAND ROAD
MONDAY, MARCH 8, 2021 @ 7:00 P.M.

A meeting for the Planning and Zoning Commission was held on Monday, March 8, 2021, at 7:00 p.m. via videoconferencing with the following present:

Planning and Zoning Commission Members:

Greg Zylka	Chairman	
Betty Culbreath	Vice-Chairman	
Eric Pena	Commissioner	
Jana McBroom	Commissioner	
George Turner	Commissioner	Excused absence
Elias Rodriguez	Commissioner	
Richard Shaw	Commissioner	

Also present:
Andrew Ruegg, Interim City Planner

SUPPLEMENTAL NOTICE OF MEETING BY VIDEO CONFERENCE

In accordance with an Order of the Office of the Governor issued on March 16, 2020, the Planning and Zoning Commission for the City of Duncanville, Texas will conduct the Planning and Zoning Commission Regular Meeting by video conference at 7:00 pm on Monday, March 8, 2021, in order to advance the public health goal of limiting face-to-face meetings (also called "social distancing") in an effort to slow the spread of the Coronavirus (COVID19) pandemic.

This is an open meeting conducted by video conference. There will be no public access to a physical location.

To submit public comments, email aseaton@duncanville.com and title the email "Public Comment - March 8". All public comments submitted by **4pm on Monday, March 8, 2021** will be provided to the Planning and Zoning commissioners and entered into the record for the March 8, 2021 Planning and Zoning Commission Regular Meeting.

Please register for Duncanville Planning & Zoning Commission - Meeting 3/8/2021 on March 8, 2021 at 7:00 PM CDT at:

Unapproved

ATTACHMENT 9

Register in advance for this webinar:
https://us02web.zoom.us/webinar/register/WN_cpt9xNbGTIWzyEX-zE_kzA

After registering, you will receive a confirmation email containing info1mation about joining the webinar. The registration email will provide you with a telephone number to call in if needed.

A recording of the meeting will be made available to the public in accordance with the Open Meetings Act upon written request.

The meeting convened via videoconferencing and was called to order at 7:01 p.m. by Chairman Zylka.

Item No. 1 – Receive Public Comments
Due to recent changes in state legislation, public comments have been added to the agendas of all boards and commissions subject to the Open Meetings Act, with time allocated at the beginning of each meeting. Comments are limited to two minutes per speaker.

No comments were received.

Item No. 2 – Approval of meeting minutes for a regular meeting on February 8, 2021

Commissioner McBroom made a motion as seconded by Commissioner Culbreath to approve the minutes. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Item No. 3 – Conduct a public hearing (2021-04) and consider approval of a plat request of Stephen Dial, Applicant, representing the City of Duncanville, owner, to replat Service Center Addition, Lot 2A and 3A, City of Duncanville, Dallas County, Texas, approximately 9.417 acres, more commonly known as 330 Shady Trail Drive and 310 E Danieldale Road, Duncanville.

Andrew Ruegg presented background information regarding the plat of the property.

The public hearing opened at 7:08pm.
No comments were presented.

Commissioner Culbreath made a motion to close the public hearing at 7:10 pm with motion seconded by Commissioner Shaw. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Discussion followed regarding the existing structures and property address.

Commissioner McBroom made a motion, seconded by Commissioner Rodriguez to approve the plat. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Item No. 4 – Conduct a public hearing (2021-06) and consider approval of a plat request of Zulema Benavides and Ladislau Bruno Wambembe, applicant and owner to replat Thoroughbred Hills Addition Replat, Lot CG1 and 37A, Block A, City of Duncanville, Dallas County, Texas,

Unapproved

ATTACHMENT 9

approximately 0.55 acres, more commonly known as 1 & 2 Belmont Place, Duncanville.

Andrew Ruegg presented background information regarding the plat of the property.

The public hearing opened at 7:15pm.
No comments were presented.

Commissioner Culbreath made a motion to close the public hearing at 7:20 pm with motion seconded by Commissioner Rodriguez. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Discussion followed regarding easements on property and intention for replat.

Commissioner Culbreath made a motion, seconded by Commissioner Pena to approve the plat. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Item No. 5 – Conduct a public hearing (2021-02) for consideration and action regarding the request of Jim Hardin, Jacobs & Associates, applicant, representing Duncanville L, LLC, owner, to amend the existing Specific Use "SU" zoning to include a Specific Use Permit "SUP" for Auto dealers, used cars only (Pre-owned auto dealership) on Central Business Area, Section 3, Lot SR, Block 1, approximately 5.994 acres, more commonly known as 611 E IH 20, Duncanville.

Andrew Ruegg presented background information regarding the SUP request.

Jim Hardin, applicant, spoke in favor of the request.

Public hearing opened at 7:25 pm.

Rich Jackson, 2023 S Highway 625W, Woodcross, UT 84087, spoke in favor of the request.

Hank Wright, 403 Seminole, Richardson, TX 75080, spoke in favor of the request.

Commissioner Culbreath made a motion to close the public hearing at 7:40 pm, with motion seconded by Commissioner Shaw. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Discussion followed regarding hours of operation, parking for employees and guests, security for residents behind the property, lighting, landscaping including fencing, the Zoning Ordinance update change, amending Ordinance No. 2189, types of vehicles sold for the proposed use, and site cleanup of easement and along fence between residents and dealership.

Commissioner Culbreath made a motion, seconded by Commissioner Pena to approve the Specific Use Permit with the conditions provided in the staff report and added a condition that the SUP would expire upon business closure or change of the use. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Unapproved

ATTACHMENT 9

Item No. 6 – Conducted a public hearing (2021-05) for consideration and action regarding the request of the City of Duncanville to revoke a Special Use Permit for a Dallas County Government Center (Ordinance No. 765) and retain the existing neighborhood office "NO" Zoning District on Tract 35, Anderson Slayback Survey, Abstract No. 1299, approximately 1.964 acres, more commonly known as 100 E Wheatland Road, Duncanville.

Andrew Ruegg presented background information regarding the proposed rescinding of the SUP.

Public hearing opened at 8:10 pm.

No comments were presented.

Commissioner Culbreath made a motion to close the public hearing at 8:15 pm, with motion seconded by Commissioner McBroom. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

No discussion followed.

Commissioner Culbreath made a motion, seconded by Commissioner Pena to approve the rescinding of the Specific Use Permit. The vote was unanimous 6-0 in favor with Commissioner Turner absent.

Item No. 6 – Adjourn
Being no further business, the meeting adjourned at 8:30 p.m.

_____ _____

Athena Seaton, Interim Secretary Greg Zylka, Chairman

Unapproved

ORDINANCE NO. 2189R

AN ORDINANCE OF THE CITY OF DUNCANVILLE, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE AND MAP, AS HERETOFORE AMENDED, BY AMENDING ORDINANCE NO. 2189, WHICH ESTABLISHED A SPECIFIC USE PERMIT "SUP" FOR AUTO DEALERS, USED CARS ONLY (PRE-OWNED AUTO DEALERSHIP) WITH SPECIAL CONDITIONS AND AMENDING THE SITE PLAN TO REMOVE THE WESTERNMOST EXISTING STRCUTURE AND CONVERTING TO PARKING AS A PART OF THE ATTACHED EXHIBIT "B"; AND, REPLACE WITH AN AMENDED SITE PLAN, FOR REAL PROPERTY DESCRIBED AS LOT 5R, BLOCK 1, CENTRAL BUSINESS AREA, SECTION 3, MORE COMONLY KNOWN AS 611 E IH 20, DUNCANVILLE, DALLAS COUNTY, TEXAS, EXHIBIT A; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS ($2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission and City Council of the City of Duncanville, in compliance with state laws with reference to amending the Comprehensive Zoning Ordinance, have given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all property owners generally, the City Council is of the opinion and finds that the Comprehensive Zoning Ordinance and Map should be amended as provided herein.

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

SECTION 1. That the Comprehensive Zoning Ordinance and Map of the City of Duncanville, Texas, as heretofore amended, be, and the same are hereby amended by amending Ordinance No. 2189, which established a Specific Use Permit for an auto dealers, used cars only (pre-owned auto dealership) with special conditions, and replacing with an amended Site Plan and conditions, for real property described as Lot 5R, Block 1, Central Business Area, Section 3, more commonly known as 611 E IH 20, Duncanville, Dallas County, Texas (the "Property"). Exhibit 'A'.

SECTION 2. That said Property shall be used, developed, and maintained only in the manner and for the purposes provided for by the Comprehensive Zoning Ordinance of the City of Duncanville, as heretofore amended, and in conformance with this Ordinance and the amended Site Plan, Exhibit B, as special conditions and subject to the following additional special conditions:

1. Property shall be developed in accordance with the amended site plan and be incorporated herein as Exhibit B, which is attached hereto and incorporated herein into the ordinance.
2. Property shall be constructed and maintained to meet or exceed all city, state, and federal regulations for building and fire codes, and accessibility.

3. Civil plans shall be designed and submitted by a licensed engineer and approved by the City Engineer in accordance with the City of Duncanville subdivision regulations and standards.
4. Retail hours of operation shall be Monday through Friday from 10:00 a.m. to 7:00 p.m. and Saturday from 9:00 a.m. to 7:00 p.m.
5. SUP shall terminate upon cessation of operation or abandonment of use.

SECTION 3. That should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

SECTION 4. That all provisions of the Ordinance of the City of Duncanville in conflict with provisions of this Ordinance be, and same are hereby repealed, and all other provisions of the ordinances of the City of Duncanville not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 5. That the above described property shall be used only in the manner and for the purposes provided for in the Comprehensive Zoning Ordinance of the City of Duncanville, as amended herein by the granting of this special use permit.

SECTION 6. That any person, firm or corporation violating any of the provisions or terms of this Ordinance or of the Comprehensive Zoning Ordinance as amended hereby shall be deemed guilty of a misdemeanor, and subject to the same penalty as provided for in the Comprehensive Zoning Ordinance, and upon conviction shall be punished by fine not to exceed the sum of Two Thousand Dollars ($2,000.00) for each offense, and each and every day such violation shall continue shall constitute a separate offense.

SECTION 7. That this Ordinance shall take effect immediately from and after its passage and the publication of the caption of said Ordinance, as the law in such cases provides.

DULY RESOLVED AND ADOPTED by the City Council of the City of Duncanville, Texas, on the 6th day of April, 2021.

APPROVED:

_____

Barry L. Gordon, Mayor

ATTEST:

_____

Kristin Downs, City Secretary

APPROVED AS TO FORM:

_____

Robert E. Hager, City Attorney

EXHIBIT "A"

LEGAL DESCRIPTION

Being all of an approximately 5.994 acre lot of land recorded as Lot 5R, Block 1, Central Business Area, Section 3, City of Duncanville, Dallas County, Texas, more commonly known as 611 E IH 20.

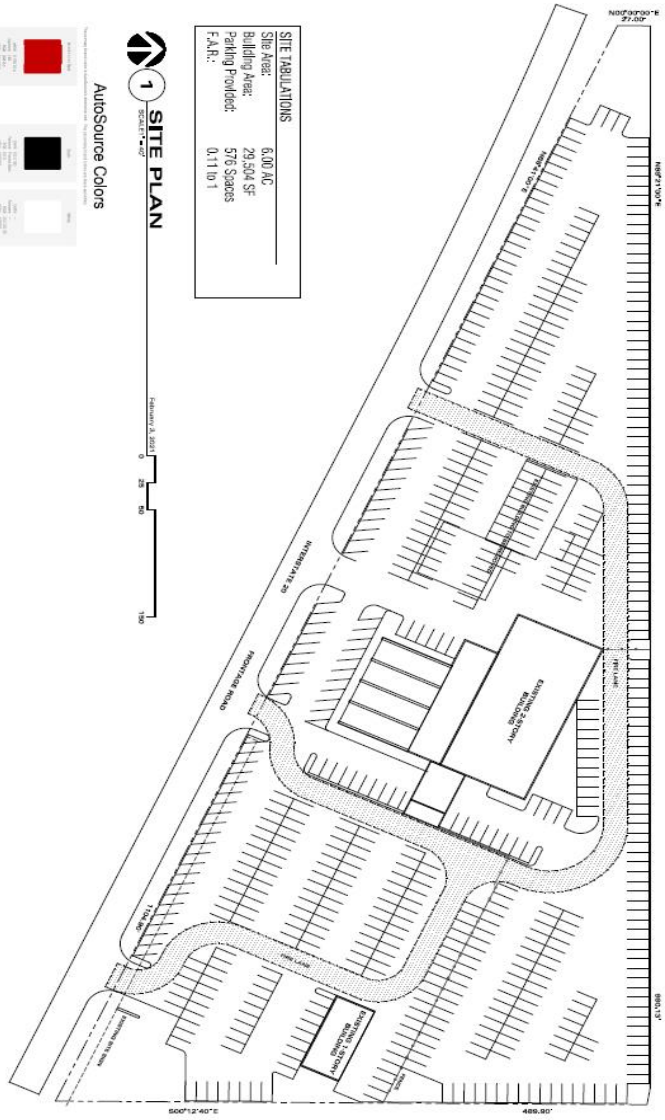
EXHIBIT B
SITE PLAN

EXISTING MAIN BUILDING

AutoSource Colors

SITE PLAN

SITE TABULATIONS	
Site Area:	6.00 AC
Building Area:	29,504 SF
Parking Provided:	576 Spaces
F.A.R.:	0.11 to 1



VICINITY MAP

A DEVELOPMENT OF

AutoSource
611 I-20
DUNCANVILLE, TX 75244

Duncanville L, LLC
10849 COMPOSITE DRIVE
DALLAS, TX 75220

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Consider an Ordinance creating Classified Positions under Civil Service in the Police and Fire Departments; providing for a Pay Scale under Civil Service; repealing all Ordinances in conflict herewith; and, providing a severability clause; providing a repealing clause.

FY 2020 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

STAFF RESPONSIBLE:
Todd Siegel, Human Resources Director

BACKGROUND/HISTORY:
Any changes made to Civil Service classifications, position numbers, etc. must be approved by ordinance by City Council per §143.021 of the Texas Local Government Code.

Change # 1: The step pay plan has been adjusted, as proposed in the FY 21 budget.

POLICY EXPLANATION:
Per Texas Local Government Code §143.021, the commission shall provide for the classification of all fire fighters and police officers. However, the municipality's governing body shall establish the classifications by ordinance. The governing body by ordinance shall prescribe the number of positions in each classification. There are no proposed classification changes. The only proposed change is to the step pay plan.

FUNDING SOURCE:
Police and Fire Salaries have been adjusted to reflect the new pay scales, within the FY 21 proposed budget.

Contract Log #:
N/A

RECOMMENDATION:
Staff recommends approval of the Ordinance creating Classified Positions under Civil Service in the Police and Fire Departments; providing for a Pay Scale under Civil Service; repealing all Ordinances in conflict herewith; and, providing a severability clause; providing a repealing clause.

ATTACHMENTS:
Ordinance No. - 2396 - Civil Service Pay - Pdf

AN ORDINANCE OF THE CITY OF DUNCANVILLE, TEXAS

ORDINANCE NO. 2396

AN ORDINANCE OF THE CITY OF DUNCANVILLE, TEXAS, CREATING CLASSIFIED POSITIONS UNDER CIVIL SERVICE IN THE POLICE AND FIRE DEPARTMENTS; PROVIDING FOR A PAY SCALE UNDER CIVIL SERVICE; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND, PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALING CLAUSE, AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DUNCANVILLE, TEXAS:

Section 1. The classified positions under Civil Service in the Police Department shall be as follows:

P1	Assistant Chief (appointed)	1
P2	Police Lieutenant	5
P3	Police Sergeant	6
P4	Police Patrol Officer	48

Section 2. The classified positions under Civil Service in the Fire Department shall be as follows:

F1	Assistant Fire Chief (appointed)	1
F2	Division Chief – EMS	1
F3	Battalion Chief	3
F3	Fire Marshal/Battalion Chief	1
F4	Fire Captain	6
F5	Fire Engineer	6
F6	Fire Fighter	33

Section 3. The annual pay scale for each of the above-captioned classified positions shall be as follows:

POLICE DEPARTMENT

Time in Position with Duncanville

		START	1 YR	2 YR	3 YR	4 YR	5 YR	6 YR
P1	Assistant Police Chief	$ 117,562	$ 122,463	$ 127,364	$ 132,264			
P2	Police Lieutenant	$ 95,922	$ 99,626	$ 103,332	$ 107,037			
P3	Police Sergeant	$ 83,806	$ 86,644	$ 89,483	$ 92,320			
P4	Police Officer (No Previous Experience)	$ 59,783	$ 62,198	$ 64,608	$ 67,020	$ 69,430	$ 71,841	$ 76,493
P4	Police Officer (1 year Credited Previous Experience)	$ 62,198	$ 62,198	$ 64,608	$ 67,020	$ 69,430	$ 71,841	$ 76,493
P4	Police Officer (2 year Credited Previous Experience)	$ 64,608	$ 64,608	$ 64,608	$ 67,020	$ 69,430	$ 71,841	$ 76,493
P4	Police Officer (3 year Credited Previous Experience)	$ 67,020	$ 67,020	$ 67,020	$ 67,020	$ 69,430	$ 71,841	$ 76,493
P4	Police Officer (4 year Credited Previous Experience)	$ 69,430	$ 69,430	$ 69,430	$ 69,430	$ 69,430	$ 71,841	$ 76,493
P4	Police Officer (5 year Credited Previous Experience)	$ 71,841	$ 71,841	$ 71,841	$ 71,841	$ 71,841	$ 71,841	$ 76,493

Credited Previous Experience shall be defined as one year of credited experience for every full year actively employed as a full-time law enforcement officer in a municipality with a population of 30,000 or more, a county with a population of 125,000 or more or a state law enforcement agency, not to exceed five years of Credited Previous Experience.

Credited Previous Experience shall also be defined as one year of credited experience for every two full years actively employed as a full-time law enforcement officer in a municipality with a population of less than 30,000 or a county with a population of less than 125,000, not to exceed five years of Credited Previous Experience.

Credited Previous Experience shall also be defined as one year of credited experience for every two full years actively employed as a full-time law enforcement officer with any TCOLE certified organization other than a municipal police organization or a county sheriff's office

Police applicants with a minimum of one year full-time prior service as a police officer must possess a TCOLE license and/or have taken and passed the TCOLE state licensing exam to qualify for Credited Previous Experience and be placed in the current pay grade of the Duncanville Police Department compensation plan.

Credited Previous Experience will not apply if more than three years have passed since the most recent qualifying employment.

Population figures shall be based on current information from the UTSA Texas State Data Center or the latest United States census information if outside Texas.

FIRE DEPARTMENT

Time in Position with Duncanville

		START	1 YR	2 YR	3 YR	4 YR	5 YR	6 YR
F1	Assistant Fire Chief	$ 119,407	$ 123,560	$ 127,713	$ 132,264			
F2	Division Chief - EMS	$ 111,471	$ 115,930					
F3	Battalion Chief	$ 97,613	$ 101,149	$ 104,687	$ 108,223			
F3	Fire Marshal/Battalion Chief	$ 97,613	$ 101,149	$ 104,687	$ 108,223			
F4	Fire Captain	$ 85,398	$ 88,498	$ 91,596	$ 94,696			
F5	Fire Engineer	$ 77,013	$ 78,890	$ 80,767	$ 82,658			
F6	Firefighter (No Previous Experience)	$ 59,818	$ 61,709	$ 63,601	$ 65,494	$ 67,386	$ 69,278	$ 74,410
F6	Firefighter (1 year Credited Previous Experience)	$ 61,709	$ 61,709	$ 63,601	$ 65,494	$ 67,386	$ 69,278	$ 74,410
F6	Firefighter (2 year Credited Previous Experience)	$ 63,601	$ 63,601	$ 63,601	$ 65,494	$ 67,386	$ 69,278	$ 74,410
F6	Firefighter (3 year Credited Previous Experience)	$ 65,494	$ 65,494	$ 65,494	$ 65,494	$ 67,386	$ 69,278	$ 74,410
F6	Firefighter (4 year Credited Previous Experience)	$ 67,386	$ 67,386	$ 67,386	$ 67,386	$ 67,386	$ 69,278	$ 74,410
F6	Firefighter (5 year Credited Previous Experience)	$ 69,278	$ 69,278	$ 69,278	$ 69,278	$ 69,278	$ 69,278	$ 74,410

Credited Previous Experience shall be defined as one year of credited experience for every full year actively employed as a full-time Fire Fighter or Paramedic in a municipality or an Emergency Services District (ESD) with a population of 30,000 or more or a county with a population of 125,000 or more, not to exceed five years of Credited Previous Experience.

Credited Previous Experience shall also be defined as one year of credited experience for every two full years actively employed as a full-time Fire Fighter or Paramedic in a municipality or an Emergency Services District (ESD) with a population of less than 30,000 or a county with a population of less than 125,000, not to exceed five years of Credited Previous Experience.

Fire applicants with a minimum of one year full-time prior service as a Fire Fighter or Paramedic must be certified as a Fire Fighter with the Texas Commission on Fire Protection and/or be certified or have the ability to be certified as an EMT-Paramedic with the Texas Department of State Health Services to qualify for Credited Previous Experience and be placed in the current pay grade of the Duncanville Fire Department compensation plan.

Credited Previous Experience will not apply if more than three years have passed since the most recent qualifying employment.

Population figures shall be based on current information from the UTSA Texas State Data Center or the latest United States Census information if outside Texas.

Section 4. That should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole."

Section 5. That all Ordinances of the City of Duncanville heretofore adopted which are in conflict with the provisions of the Ordinance be, and the same are hereby repealed.

Section 6. That this Ordinance shall take effect on the 1st day of April, 2021.

DULY PASSED by the City Council of the City of Duncanville, Texas, on the 16th day of March 2021.

APPROVED:

_____

MAYOR

ATTEST:

_____

CITY SECRETARY

Duncanville
City of Champions

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Consider an Ordinance amending the Code of Ordinances by amending Chapter 18, 'Taxation', Article 1 'In General' by adding a new Section 18-4 entitled 'Residence Homestead Exemption' from ad valorem taxation in the minimum amount of three percent (3%) of assessed value in an amount no less than five thousand dollars ($5,000.00) for individuals who are owners of residences; and by reserving for future use Sections 18-5 through 18-10.

STAFF RESPONSIBLE:
Richard Summerlin, CPA, CGFO, Finance Director

BACKGROUND/HISTORY:
This item was requested by Councilmember Johnette Jameson.

A homestead exemption was discussed at the City Council retreat on October 30, 2018 and again in a workshop on January 14, 2019. The homestead exemption was an agenda item on February 2, 2019 at which time council voted to table the item pending final legislative action regarding property tax caps. The agenda item was brought back on June 18, 2019 at which time council voted to not grant a homestead exemption.

Staff presented the cost to adopt a 1%, 2%, or 3% Homestead Exemption with a mandated $5,000.00 minimum exemption per residential homesteaded parcel. The $5,000 minimum makes the 1% and 2% impacts almost identical with only an slight increase at 3%. The impacts are as follows:

Homestead Exemption %	General Fund Revenue Reduction	Tax Impact (Relief) Per Parcel
1 %	$320,581	$41.23
2 %	$323,823	$41.65
3 %	$345,110	$44.39

The required timeline to enact an exemption for the current tax year;

- March 11 to appear on the appraisal notice
- April 26 to be included in the 1st Preliminary EVR (Estimated Values Report)
- July 1 to be included in the certified EVR

SB 2 was passed which caps property tax increases at 3.5% with no carve out for public safety. SB 2 also triggers an automatic tax rate election should a city decide to pursue a tax rate above the voter approval rate with the 3.5% cap.

The General Fund was impacted negatively by the passage of HB 1631, eliminating red light cameras. The Traffic Safety and Improvement Fund, which received revenue from red light camera violations, funded traffic safety and signal maintenance and operations ($238,233 annually) and various capital improvement projects related to traffic safety (annual average of $600,000).

The Texas Legislature also passed SB 1152 which reduces franchise fees paid by certain telecom entities. The estimated reduction in General Fund revenue from this bill is an additional $120,000.

A 3% Homestead Exemption which includes a $5,000.00 per residential homestead parcel minimum exemption which will reduce General Fund revenue by an estimated $345,110.

The 3.5% property tax cap ultimately results in more revenue in a fiscal year if taxable valuations increase. However, as previously noted, the General Fund will now be impacted negatively by:

1. Increased annual expenditure for signal maintenance and operations due to necessity to transfer those expenditures from the red light fund to General Fund ($233,174 annually);
2. Decreased General Fund revenue due to decrease in franchise fees (estimated to be $120,000 annually);
3. Increased expenditure for civil service pay step increases required for police and fire ($100,406 annually); and
4. Normal annual inflationary cost increases in goods and services (varies based on inflation) .

A 3.5% property tax revenue increase at the current tax rate would approximate $516,170 and would be almost entirely absorbed by the above factors.

Furthermore, DCAD estimates property values to be flat or slightly lower for tax year 2021. This seems ironic seeing articles indicating housing costs are rising and a shortage of available housing. Per DCAD, business property valuations have declined due to the impact of COVID-19 and the valuation of residential housing is hampered due to few sales comparisons as a result of the housing shortage. The current valuations per DCAD align with a flat or slightly downward tax roll for 2021 (affecting our FY22 budget).

POLICY EXPLANATION:

Budget Impacts:

The budget impact of a 3% Homestead Exemption with a $5,000 minimum exemption results in a loss of General Fund revenues each year the Homestead Exemption is in effect.

- 3% Homestead Exemption; $5,000 minimum equates to an estimated reduction in General Fund revenue of $345,110.

As noted above in the background/history section, unfavorable legislation reduces estimated future General Fund revenue and increases General Fund expenses without the homestead exemption.

FUNDING SOURCE:

General Fund Revenues

Contract Log #:

N/A

RECOMMENDATION:

At this time, staff does not recommend approval of an Ordinance amending the Code of Ordinances by amending Chapter 18, ‘Taxation’, Article 1 ‘In General’ by adding a new Section 18-4 entitled

'Residence Homestead Exemption' from ad valorem taxation in the minimum amount of three percent (3%) of assessed value in an amount no less than five thousand dollars ($5,000.00) for individuals who are owners of residences; and by reserving for future use Sections 18-5 through 18-10. Consideration of a homestead exemption should be tabled until post COVID-19 economic recovery.

ATTACHMENTS:
Attachment 1 - Ordinance No. - 2361 - Homestead Exemption - 2021

AN ORDINANCE OF THE CITY OF DUNCANVILLE,

TEXAS ORDINANCE NO. 2361

AN ORDINANCE OF THE CITY OF DUNCANVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 18, 'TAXATION', ARTICLE 1 'IN GENERAL' BY ADDING A NEW SECTION 18-4 ENTITLED 'RESIDENCE HOMESTEAD EXEMPTION' FROM AD VALOREM TAXATION IN THE MINIMUM AMOUNT OF FIVE PERCENT (5%) OF ASSESSED VALUE IN AN AMOUNT NO LESS THAN FIVE THOUSAND DOLLARS ($5,000.00) FOR INDIVIDUALS WHO ARE OWNERS OF RESIDENCES; AND BY RESERVING FOR FUTURE USE SECTIONS 18-5 THROUGH 18-10; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council desires to provide tax relief to residential homeowners from ad valorem taxation; and

WHEREAS, the City Council desires to provide the minimum amount of five percent (5%) in an amount no less than five thousand dollars ($5,000.00) exemption.

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

SECTION 1. That the Code of Ordinance of the City of Duncanville, Texas be, and the same is hereby amended by amending Chapter 18, 'Taxation', Article I 'In General' by adding a new Section 18-4 'Residence Homestead Exception', by increasing five percent (5%) in an amount no less than five thousand dollars ($5,000.00), which shall read as follows:

"CHAPTER 18 – TAXATION

ARTICLE I. – IN GENERAL

. . . . .

Sec. 18-4. - Residence Homestead Exemption.

Pursuant to Article 8, Section 1-b of the Texas Constitution and Section l 1.13(n) of the Texas Tax Code, an individual is entitled to an exemption of at least five (5%) percent of the appraised value, in

an amount not less than five thousand dollars ($5,000.00), from ad valorem taxation; and, such amount shall be exempt from ad valorem taxation beginning with the tax year 2019 and continuing thereafter, provided, however, such individual qualifies and makes application for such exemption in accordance with the Texas Tax Code, as amended.

Sec. 18-5 to 18-10 Reserved"

SECTION 2. That all provisions of the ordinances and resolutions of the City of Duncanville, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That should any word, phrase, paragraph, section or phrase of this ordinance or of the Code of Ordinances, as amended hereby, be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be unconstitutional, illegal or invalid, and shall not affect the validity of the Code of Ordinances as a whole.

SECTION 4. That this ordinance shall take effect immediately from and after its passage, as the law and charter in such cases provide, provided however the increase in the amount of appraised value of a residence homestead exempt from ad valorem taxation herein shall take effect beginning with tax year 2021.

DULY PASSED by the City Council of the City of Duncanville, Texas this 6th day of April, 2021

APPROVED:

_____
Barry L. Gordon, Mayor

ATTEST:

_____
Kristin Downs, City Secretary

APPROVED AS TO FORM:

_____
Robert E. Hager, City Attorney

TM 105476

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Consider a Resolution approving the Sign Control Board Grant of a variance allowing a wall sign on the rear wall of Take Out Burgers located at 795 W. Wheatland Road.

- **N/A**
  - **Goal: N/A**

STAFF RESPONSIBLE:
Bryan G. Ramey, II, P.E., Director of Public Works
Randolph Goucher, Building Official

BACKGROUND/HISTORY:
Tracy Shook, applicant, representing Take Out Burgers located at 795 W. Wheatland Rd, Duncanville, Texas, is requesting a variance to allow for placement of a wall sign on the rear wall of the structure as depicted in Exhibit A.

POLICY EXPLANATION:
Per Sec. 16A-22 (f)(6) of the Sign Ordinance, no signs of any type are permitted on the rear wall of any structure.

The Sign Control Board held a Public Hearing on February 11, 2021 to consider the request of Tracy Shook, representing Take Out Burger, requesting a variance to Section 16A-22 of the Sign Ordinance to allow for an a sign to be placed on the rear wall of the structure at 795 W. Wheatland Rd.

No one spoke in opposition.

After some discussion, the Sign Control Board voted unanimously to grant the sign variance request for Take Out Burger.

Council approval is required to allow Take Out Burger to place a sign on the rear of the structure at 795 W Wheatland Rd.

FUNDING SOURCE:
N/A

Contract Log #:
NA

RECOMMENDATION:

Staff recommends approval of a Resolution approving the Sign Control Board Grant of a variance allowing a wall sign on the rear wall of Take Out Burgers located at 795 W. Wheatland Road.

ATTACHMENTS:
Attachment 1 - Sign Control Worksheet-795 Wheatland
Attachment 2 - Application for Hearing with Sign Control Board
Attachment 3 - SCB Unapproved Minutes 2.11.21
Attachment 4 - Resolution No. - 2021-022 - Take Out Burger Sign Control Board w/Exhibit - Pdf

ATTACHMENT 1

DUNCANVILLE SIGN CONTROL BOARD
COUNCIL CHAMBERS, CITY HALL
203 EAST WHEATLAND ROAD
THURSDAY, SEPTEMBER 12, 2019 @ 7:00 P.M.

SIGN CONTROL WORK SHEET

Hearing Date: February 11, 2021	***File No.:*** 2021-01-23-1
Address of Property:	795 W Wheatland Rd., Duncanville, TX
Applicant's Name:	Take Out Burger Tracy Shook
Applicant's Address:	3450 Country Club Dr Grand Prairie
Variance Requested: Allow for the placement of a wall sign on the rear wall of the structure	
Code Section and Requirements:	Section 16A-22 (f) (6)
Number of Letters mailed to Adjacent Property Owners:	30
Number of Letters Returned, Not Received:	0
Number of Responses: 2	
In Opposition: 0	
In Favor: 2	
Staff Recommendation/Comments Staff: Staff Recommends approval	

ATTACHMENT 2

Duncanville
City of Champions

APPLICATION FOR HEARING BEFORE THE SIGN CONTROL BOARD FOR THE CITY OF DUNCANVILLE

Date 10-14-2020

Name of Applicant: Take out Burgers

Address of site where sign is to be located: 795 West Wheatland Rd

Variance requested: To put Channel letter Sign on The North Elev Back of Store To match The Same As The Front

Reason for variance request: Two Entrances To Propetty so Customers can find us. We are a Building in Tom Thumb Paiking Lot

PLEASE ATTACH A DRAWING OF THE SIGN ON WHICH THE VARIANCE IS BEING REQUESTED, INCLUDING THE DIMENSIONS OF THE SIGN AND A SITE PLAN SHOWING WHERE THE SIGN IS TO BE LOCATED.

TShook1823@gmail.com

Applicant's signature

Tracy Shook

Applicant's Printed Name

3450 Country Club Dr Grand Prairie TX 75052

Mailing address of applicant

214-794-2575

Applicant's telephone number

TO BE FILLED IN BY CITY STAFF:

Date of meeting: _____

VARIANCE FEE $100.00

ATTACHMENT 2

ARTICLE VII. - PROHIBITIONS

Sec. 16A-22. - Prohibited signs and activities.

(6) No signs of any type are permitted on the rear wall of any structure.

Exceptions:

a. One wall sign which displays the name and telephone number of the business may be displayed on the rear wall of a business located on a property adjacent to the right-of-way of Interstate Highway 20 or US Highway 67.

b. One wall sign used as a menu board may be displayed on the rear wall of a structure.

ATTACHMENT 3

Sign Control Board
Regular Meeting Minutes
Via Zoom videoconference
Thursday, February 11, 2021 @ 7 PM

A regular meeting of the Duncanville Sign Control Board was held on Thursday, February 11, 2021 at 7:00 pm with a quorum present to wit:

Patricia Fields	Commissioner	Present
Leslie Bruce	Commissioner	Present
Amy Durant	Commissioner	Absent
Gerald Hill	Commissioner	Absent
Kim Malone	Commissioner	Present
Stephanie Rutherford	Commissioner	present

The meeting convened via zoom videoconference and was called to order at 7:04 pm by Randy Goucher.

Receive public comments
No public comments were received.

Approval of Minutes:
Commissioner Kim Malone mate a motion to table the meeting minutes from the regular Duncanville Sign Control Board meeting held September 12, 2019; Commissioner Stephanie Rutherford seconded the motion. Approval was by unanimous consent.

Public Hearing:
Public hearing to consider the request of Tracy Shook, 795 W. Wheatland Rd. Duncanville TX, representing Take Out Burger, requesting a variance to allow for the placement of a wall sign on the rear wall of the structure. Commissioner Patricia Fields made the motion; Commissioner Kim Malone seconded the motion. Approval was by unanimous consent.

UNAPPROVED

Being there was no further business, the meeting adjourned at 7:23 pm by Patricia Fields.

_____
Randy Goucher, Staff Liaison

RESOLUTION NO. 2021-022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DUNCANVILLE, TEXAS, APPROVING THE SIGN CONTROL BOARD GRANT OF A VARIANCE ALLOWING A WALL SIGN ON THE REAR WALL OF TAKE OUT BURGERS LOCATED AT 795 W. WHEATLAND RD., DUNCANVILLE, TEXAS, WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ISSUE THE REQUIRED PERMITS UPON COMPLIANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the placement of a wall sign on the rear wall of the structure is not allowed by ordinance; and

WHEREAS, Tracy Shook, is a tenant at property located at 795 W. Wheatland Rd, Duncanville, Texas and applied for a variance to Section 16A-22(f)(6) of the Code of Ordinances appeared at a public hearing before the City's Sign Control Board to request a variance to allow a rear wall sign; and

WHEREAS, after the public hearing the Sign Control Board granted a variance to allow a 12.5-foot X 2-foot rear wall as request by tenant which is depicted on Exhibit A, attached hereto and incorporated herein during the occupancy of the applicant's business.

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

SECTION 1. The City Council having reviewed the grant of variance hereby consents to the Duncanville Sign Control Board grant variance of a wall sign on the rear wall of the structure for Take Out Burgers, located at 795 W. Wheatland, Duncanville, Texas in the dimensions, color and style and/or font of lettering as conditions of this variance.

SECTION 2. Applicant will install said wall sign on the western elevation as the 12.5 foot x 2 feet wall sign as depicted on Exhibit A; said variance shall continue during the term of the applicants certificate of occupancy and said sign be maintained in a good and presentable condition during the applicant's occupancy of the business located at 795 W. Wheatland.

SECTION 3. The Applicant upon submittal of the required application and remittance of the appropriate fees may be issued a sign permit in conformity with this resolution and compliance with the Code of Ordinances.

SECTION 4. The Resolution shall become effective immediately upon its passage.

DULY RESOLVED AND ADOPTED by the City Council of the City of Duncanville, Texas, on the 6th day of April, 2021.

APPROVED:

_____

Barry L. Gordon, Mayor

ATTEST:

_____

Kristin Downs, City Secretary

APPROVED AS TO FORM:

_____

Robert E. Hager, City Attorney

EXHIBIT A

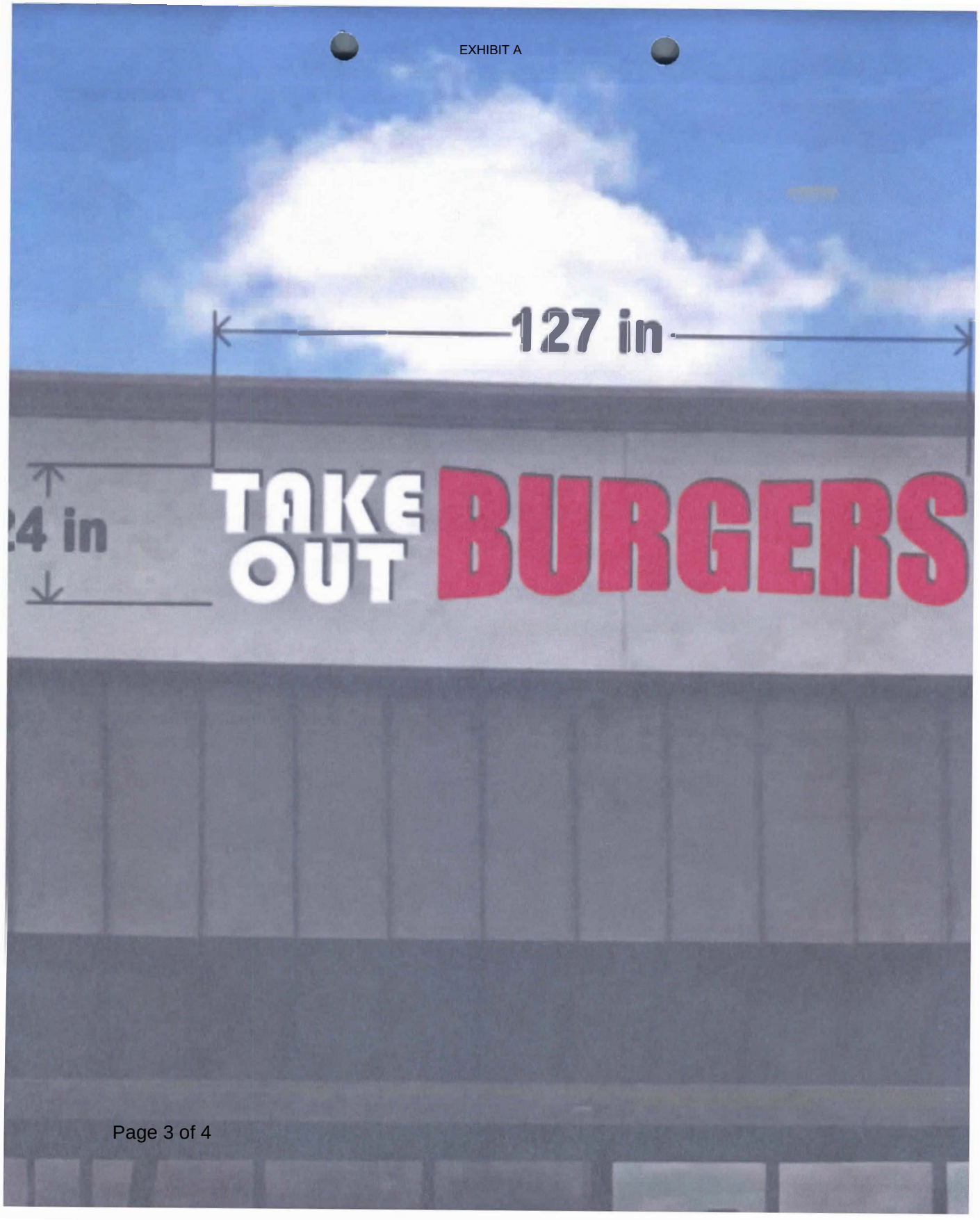


EXHIBIT A

24 IN ↕ ← 127 IN →

Length of Building 21 ft Back

STAFF REPORT

MEETING: City Council - 06 Apr 2021

TITLE:
Receive the Monthly Financial Report as of February 28, 2021.

FY 2019 CITY COUNCIL ORGANIZATIONAL WORKPLAN:

- **1. Most engaged citizens in America**
  - **Goal 2: Maximize city and community resources to improve quality of life in a sustainable manner.**

STAFF RESPONSIBLE:
Richard Summerlin, Finance Director

BACKGROUND/HISTORY:
The Financial Report is presented to provide actual revenues and expenditures in comparison to the budget. The report provides financial data on key funds including the General, Utility, Sanitation, Economic Development, Fieldhouse, and Comprehensive Self-Insurance.

POLICY EXPLANATION:
February 2021 is the fifth month in fiscal year 2021 and we would expect revenues and expenditures to be at about 41.7% of their budgets. Below are financial highlights as of the February 2021 Financial Report.

General Fund:

- General Fund ending fund balance is $23.2 million, which is approximately 265 days of operations based on the adopted budget.
  - Fiscal year 2021 beginning fund balance is greater than expected due to final fiscal year 2020 transactions including:
    - A transfer in from the Emergency Fund for $417 thousand. A portion of CARES Act funding was allocated to offset eligible General Fund public safety payroll.
    - A transfer in (offsetting expenditures) from the closure of the Medical Insurance fund for $340 thousand.
- Overall General Fund revenues and transfers in are at 67.8% of the budget.
  - Current property tax payments are at 97.7% of the budget. This is $973 thousand (6.0%) higher than the same time last year. Property taxes are due by the end of January.
  - Sales tax revenue is $83 thousand (-3.9%) lower than the same time last year primarily due to the continued effect of the COVID-19 pandemic on local businesses. The data here reflects three months of revenue (December sales tax is received in February).
  - Franchise fee revenues reflect the first quarter payments.

  - Revenues that have also declined from prior year due to COVID-19's impact include court fines (-40.5%), interest revenue (-68.5%), and recreation fees (-38.4%).
- Overall General Fund operating expenditures and transfers out are at 31.0% of the budget. All expenditure categories are within budget for the current period.

Other Funds:

- The Utility Fund ending fund balance is $2.2 million (after the reserved fund balance deduction of $5.0 million for AMI), which is approximately 40 days of operations based on the budget.
  - Total utility revenues are at 32.4% of the budget. Water and sewer revenues run one month in the arrears, so this report reflects four months (October-January) of revenue. Water revenues are -4.3% lower than the same time last year, and sewer revenues are down by -2.6%.
  - Total expenditures are at 37.2% of the budget. This includes four months of payments to Dallas Water Utilities (water services) and five months of payments to Trinity River Authority (wastewater services).
  - Expenditures in the Utility fund non-org category include a transfer out to General fund for the cost of administrative activities performed by general fund staff such as accounting, city management, IT, human resources, etc.
- The Sanitation Fund has an ending fund balance of $766 thousand, which is approximately 68 days of operations.
- Fieldhouse operating revenues are down by -8.4% from the same time as last year, and operating expenditures are also down by -29.8%.
- A financial update on one-time projects is included as the last page of the financial report.

FUNDING SOURCE:
N/a

Contract Log #:
N/a

RECOMMENDATION:
There is no City Council action required.

ATTACHMENTS:
Attachment 1 - Monthly Financial Report February 2021

Attachment 1

CITY OF DUNCANVILLE
MONTHLY FINANCIAL REPORT

Fiscal Year 2020-2021

YEAR-TO-DATE OPERATIONS

AS OF FEBRUARY 28, 2021

OCTOBER 1, 2020 TO FEBRUARY 28, 2021

Prepared by
FINANCE DEPARTMENT
3/18/2021

Attachment 1

CITY OF DUNCANVILLE

FUND BALANCES AT FEBRUARY 28, 2021

FUND	BEGINNING BALANCE (OCT 1)	REVENUES	EXPENDITURES	RESERVED FOR ONE TIME PROJECTS [1]	ENDING BALANCE YTD
GENERAL FUND[2]	$11,714,696	$22,108,237	($10,647,184)	$0	**$23,175,749**
UTILITY FUND	$8,451,077	$5,901,295	($7,187,056)	($5,000,000)	**$2,165,317**
SANITATION FUND	$847,903	$1,350,652	($1,432,538)	$0	**$766,017**
ECONOMIC DEVELOPMENT	$3,709,167	$677,541	($1,308,137)	$0	**$3,078,571**
FIELDHOUSE	($1,430,436)	$875,052	($805,820)	$0	**($1,361,205)**
COMPREHENSIVE SELF INS	$889,834	$195,016	($367,705)	$0	**$717,144**

DAYS OF OPERATIONS AT FEBRUARY 28, 2021

FUND	YTD FUND BALANCE	BUDGETED OPERATING RESERVE # DAYS	BUDGETED OPERATING RESERVE ($)	YTD ACTUAL # DAYS OF OPERATIONS
GENERAL FUND	$23,175,749	75	$6,551,562	**265**
UTILITY FUND	$2,165,317	60	$3,274,700	**40**
SANITATION FUND	$766,017	60	$675,173	**68**

Note 1 - Utility Fund reserved balance has been earmarked for future AMI project.
Note 2- One Time Project funds are accounted for in a separate fund and not included in General fund balance available for operations calculation.

Attachment 1

CITY OF DUNCANVILLE

GENERAL FUND REVENUES AT FEBRUARY 28, 2021

REVENUES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
51 - TAXES	**$19,898,406**	**$27,094,091**	**$27,094,091**	**$7,195,685**	**73.4%**
501101 - CURRENT TAXES	$17,314,814	$17,717,398	$17,717,398	$402,584	97.7%
501102 - DELINQUENT TAXES	$106,604	$140,000	$140,000	$33,396	76.1%
501103 - PENALTIES AND INTEREST	$39,356	$140,000	$140,000	$100,644	28.1%
501201 - STATE SALES TAX CITY PORTION	$1,354,488	$4,876,462	$4,876,462	$3,521,974	27.8%
501202 - SALES TAX PROPERTY TAX RELIEF	$677,244	$2,438,231	$2,438,231	$1,760,987	27.8%
501204 - ALCOHOLIC BEVERAGE TAX	$17,718	$69,000	$69,000	$51,282	25.7%
501301 - FRANCHISE FEE ELECTRIC	$238,001	$1,100,000	$1,100,000	$861,999	21.6%
501302 - FRANCHISE FEE GAS	$78,109	$313,000	$313,000	$234,891	25.0%
501303 - FRANCHISE FEE TELEPHONE	$25,338	$175,000	$175,000	$149,662	14.5%
501304 - FRANCHISE FEE CABLE TV	$46,734	$125,000	$125,000	$78,266	37.4%
52 - PERMITS & FEES	**$670,396**	**$1,237,500**	**$1,237,500**	**$567,104**	**54.2%**
502101 - BUILDING PERMITS	$232,810	$250,000	$250,000	$17,190	93.1%
502102 - ELECTRICAL PERMITS	$11,922	$13,000	$13,000	$1,078	91.7%
502103 - SOLICITOR LICENSES	($0)	$1,500	$1,500	$1,500	0.0%
502105 - EMERGENCY MEDICAL SERVICE	$306,869	$750,000	$750,000	$443,131	40.9%
502106 - SIGN PERMITS	$7,875	$12,000	$12,000	$4,125	65.6%
502107 - WRECKER AND STORAGE FEES	($0)	$3,000	$3,000	$3,000	0.0%
502108 - HEALTH FOOD INSPECTION FEES	$20,108	$46,000	$46,000	$25,892	43.7%
502109 - PLUMBING AND AC PERMITS	$33,135	$40,000	$40,000	$6,865	82.8%
502111 - ZONING & SPEC USE PERMIT	$4,850	$8,500	$8,500	$3,650	57.1%
502112 - EMS SVCS COST SETTLEMENT	($0)	($0)	($0)	($0)	
502113 - SMALL CELL/ NETWORK NODE FEES	$250	$500	$500	$250	50.0%
502114 - RENTAL PROPERTY REGISTRATION	$30,925	$50,000	$50,000	$19,075	61.9%
502120 - ALARM PERMITS	$21,053	$60,000	$60,000	$38,947	35.1%
502122 - POOL OR SPA INSPECTION FEE	$600	$3,000	$3,000	$2,400	20.0%
53 - FINES	**$118,643**	**$557,000**	**$557,000**	**$438,357**	**21.3%**
503101 - MUNICIPAL COURT FINES	$88,158	$400,000	$400,000	$311,842	22.0%
503102 - COURT RELATED FEES	$20,571	$130,000	$130,000	$109,429	15.8%
503103 - SCHOOL CROSSING FEES	$2,632	$3,000	$3,000	$368	87.7%
503201 - LIBRARY FINES	$2,230	$9,000	$9,000	$6,770	24.8%
503301 - FALSE ALARM FINES	$5,051	$15,000	$15,000	$9,949	33.7%
54 - INTERGOVERNMENTAL	**$21,040**	**$175,490**	**$175,490**	**$154,450**	**12.0%**
504102 - DISD SCHOOL CROSSING GUARDS	$9,592	$35,000	$35,000	$25,408	27.4%
504103 - DALLAS COUNTY CROSSING GUARD	$11,448	$36,000	$36,000	$24,552	31.8%
504109 - REIMB FOR REG EMERG MANAGER	($0)	$104,490	$104,490	$104,490	0.0%
55 - INTEREST	**$52,250**	**$290,000**	**$290,000**	**$237,750**	**18.0%**
505101 - INTEREST ON GOVT POOL INVEST	$2,209	$55,000	$55,000	$52,791	4.0%
505103 - CERT OF DEPOSIT INTEREST	$36,898	$100,000	$100,000	$63,102	36.9%
505106 - MONEY MARKET INTEREST	$13,144	$135,000	$135,000	$121,856	9.7%
57 - RECREATIONAL FEES	**$76,692**	**$266,000**	**$266,000**	**$189,308**	**28.8%**
507102 - RECREATION FEES	$69,834	$240,000	$240,000	$170,166	29.1%
507104 - SENIOR CENTER ANNUAL USER FEE	$88	$4,000	$4,000	$3,913	2.2%
507107 - RECREATION CENTER CLASSES	$4,557	$8,000	$8,000	$3,443	57.0%
507108 - RECREATION CENTER SPECIAL EVEN	$2,214	$8,000	$8,000	$5,786	27.7%
507109 - SENIOR CLASS/TRIPS	($0)	-$6,000	$6,000	$6,000	0.0%

Attachment 1

CITY OF DUNCANVILLE

GENERAL FUND REVENUES AT FEBRUARY 28, 2021

REVENUES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
59 - OTHER REVENUES	**$174,394**	**$367,880**	**$367,880**	**$193,486**	**47.4%**
509101 - SALE OF FIXED ASSETS	($0)	($0)	($0)	($0)	
509102 - GAIN/ LOSS ON SALE FIXED ASSET	($0)	$0	($0)	($0)	
509105 - SALE OF MATERIALS	$1,182	$1,000	$1,000	($182)	118.2%
509201 - INSURANCE RECOVERY	($0)	($0)	($0)	($0)	
509501 - COLLECTION OF BAD DEBTS	($0)	$2,000	$2,000	$2,000	0.0%
509502 - MISCELLANEOUS W/O	$37	$100	$100	$63	37.4%
509601 - MISCELLANEOUS	$45,264	$65,000	$65,000	$19,736	69.6%
509602 - CASH OVER AND SHORT	$106	$0	($0)	($106)	
509603 - COPIES	$2,576	$18,000	$18,000	$15,424	14.3%
509604 - POLICE ACCIDENT REPORTS	$1,358	$4,500	$4,500	$3,142	30.2%
509606 - AUCTION PROCEEDS	($0)	$5,000	$5,000	$5,000	0.0%
509607 - ANIMAL PERMITS	$10	$50	$50	$40	20.0%
509609 - RETURN CHECK FEES	$70	$230	$230	$160	30.4%
509611 - SCRAP METAL SALES	($0)	($0)	($0)	($0)	
509612 - CITY SERVICES REIMBURSEMENT	$14,648	$58,000	$58,000	$43,352	25.3%
509613 - WORKERS COMP REIMBURSEMENT	$27,707	$20,000	$20,000	($7,707)	138.5%
509614 - RENTAL OF TOWER	$79,395	$194,000	$194,000	$114,605	40.9%
509617 - LEASE INCOME	($0)	($0)	($0)	($0)	
509618 - GAS WELL OIL REVENUE	$2,042	$0	($0)	($2,042)	
81 - OTHER FINANCE SOURCE	**$1,096,416**	**$2,631,399**	**$2,631,399**	**$1,534,983**	**41.7%**
801102 - TRANSF IN UTILITY FUND WATER	$734,046	$1,761,710	$1,761,710	$1,027,664	41.7%
801104 - TRANSF IN UTIL FUND SANITATION	$80,124	$192,297	$192,297	$112,173	41.7%
801108 - TRANSF IN EDC SALES TAX	$38,434	$92,242	$92,242	$53,808	41.7%
801110 - TRANSF IN HOTEL TAX FUND	$23,599	$56,637	$56,637	$33,038	41.7%
801150 - TRANSF IN PILOT FRANCHISE TAX	$220,214	$528,513	$528,513	$308,299	41.7%
Grand Total	**$22,108,237**	**$32,619,360**	**$32,619,360**	**$10,511,123**	**67.8%**

Attachment 1

CITY OF DUNCANVILLE

GENERAL FUND EXPENDITURES AT FEBRUARY 28, 2021

EXPENDITURES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
0000 - OTHER	**$210,512**	**$1,511,250**	**$1,511,250**	**$1,300,739**	**13.9%**
001 - GENERAL FUND NON-ORG	$210,512	$1,511,250	$1,511,250	$1,300,739	13.9%
0101 - GENERAL GOVERNMENT	**$1,115,495**	**$3,118,795**	**$3,154,277**	**$2,038,781**	**35.4%**
01011000 - MAYOR AND COUNCIL	$38,134	$140,897	$140,897	$102,763	27.1%
01011100 - CITY ADMINISTRATION	$204,925	$705,922	$705,922	$500,997	29.0%
01011300 - HUMAN RESOURCES	$109,164	$348,242	$348,242	$239,078	31.3%
01011400 - INFO TECHNOLOGY	$393,285	$820,205	$855,687	$462,401	46.0%
01011500 - PUBLIC INFORMATION OFFICE	$56,487	$168,533	$168,533	$112,046	33.5%
01011600 - PUBLIC LIBRARY	$313,500	$934,996	$934,996	$621,496	33.5%
0102 - FINANCE	**$531,227**	**$1,519,742**	**$1,519,742**	**$988,515**	**35.0%**
01022000 - FINANCE ADMINISTRATION	$309,701	$792,642	$792,642	$482,941	39.1%
01022300 - MUNICIPAL COURT	$148,943	$482,262	$482,262	$333,319	30.9%
01022500 - PURCHASING	$40,374	$113,731	$113,731	$73,357	35.5%
01022700 - CITY MARSHAL	$32,208	$131,107	$131,107	$98,898	24.6%
0104 - PARK AND RECREATION	**$1,135,406**	**$3,884,640**	**$3,884,640**	**$2,749,235**	**29.2%**
01044000 - PARK & REC ADMINISTRATION	$94,501	$254,663	$254,663	$160,162	37.1%
01044100 - REC PROGRAM ADMIN	$146,347	$396,028	$396,028	$249,681	37.0%
01044101 - REC PROGRAM CLASSES	$443	$5,682	$5,682	$5,239	7.8%
01044200 - SPECIAL EVENTS ADMIN	$32,255	$208,183	$208,183	$175,928	15.5%
01044300 - ATHLETIC PROGRAMMING	$118,898	$425,373	$425,373	$306,475	28.0%
01044500 - HORTICULTURE	$60,954	$176,298	$176,298	$115,344	34.6%
01044600 - PARK GROUNDS MAINTENANCE	$334,003	$1,327,185	$1,327,185	$993,182	25.2%
01044800 - BUILDING MAINTENANCE	$308,828	$881,280	$881,280	$572,452	35.0%
01044900 - SENIOR CENTER	$39,177	$204,749	$204,749	$165,573	19.1%
01044901 - SENIOR CENTER CLASSES	$0	$4,600	$4,600	$4,600	0.0%
01044911 - SENIOR CENTER TRIPS	$0	$600	$600	$600	0.0%
0105 - POLICE	**$3,474,104**	**$9,694,511**	**$9,694,511**	**$6,220,407**	**35.8%**
01055000 - POLICE ADMINISTRATION	$200,062	$552,907	$552,907	$352,844	36.2%
01055100 - PATROL	$1,761,914	$4,832,383	$4,832,383	$3,070,469	36.5%
01055200 - CRIMINAL INVESTIGATION	$526,427	$1,492,834	$1,492,834	$966,408	35.3%
01055300 - ANIMAL CONTROL	$188,161	$477,758	$477,758	$289,597	39.4%
01055400 - SCHOOL GUARDS	$31,745	$85,211	$85,211	$53,466	37.3%
01055500 - CRIME PREVENTION	$51,938	$151,748	$151,748	$99,810	34.2%
01055700 - RECORDS	$435,775	$1,319,716	$1,319,716	$883,941	33.0%
01055800 - DETENTION SERVICES	$108,946	$270,000	$270,000	$161,054	40.4%
01055900 - POLICE SPECIAL SERVICES	$169,135	$511,954	$511,954	$342,818	33.0%
0106 - PUBLIC WORKS	**$1,638,783**	**$6,874,523**	**$6,939,916**	**$5,301,132**	**23.6%**
01066000 - ENGINEERING	$141,990	$387,903	$387,903	$245,914	36.6%
01066100 - BUILDING INSPECTION	$196,973	$507,481	$549,773	$352,799	35.8%
01066200 - STREET MAINTENANCE	$698,613	$3,543,590	$3,543,590	$2,844,977	19.7%
01066300 - TRAFFIC OPERATIONS	$169,397	$926,743	$926,743	$757,346	18.3%
01066400 - PLANNING	$60,964	$159,358	$159,358	$98,394	38.3%
01066500 - CODE SERVICES	$104,725	$266,308	$289,409	$184,684	36.2%
01066700 - EQUIPMENT SERVICES	$266,121	$1,083,139	$1,083,139	$817,019	24.6%

Attachment 1

CITY OF DUNCANVILLE

GENERAL FUND EXPENDITURES AT FEBRUARY 28, 2021

EXPENDITURES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
0107 - FIRE	**$2,390,008**	**$7,072,886**	**$7,072,886**	**$4,682,878**	**33.8%**
01077000 - FIRE ADMINISTRATION	$223,332	$649,945	$649,945	$426,614	34.4%
01077100 - FIRE PREVENTION	$88,711	$254,258	$254,258	$165,547	34.9%
01077200 - FIRE SUPPRESSION	$1,491,016	$4,330,457	$4,330,457	$2,839,440	34.4%
01077300 - ADVANCED LIFE SUPPORT	$572,200	$1,697,817	$1,697,817	$1,125,617	33.7%
01077500 - EMERGENCY MANAGEMENT ADMIN	$14,749	$140,409	$140,409	$125,661	10.5%
0108 - NON DEPARTMENTAL	**$151,649**	**$589,792**	**$594,792**	**$443,143**	**25.5%**
01088000 - GENERAL NON DEPARTMENTAL	$151,649	$589,792	$594,792	$443,143	25.5%
Total Operating Expenses & Transfers Out	**$10,647,184**	**$34,266,139**	**$34,372,014**	**$23,724,830**	**31.0%**

Attachment 1

CITY OF DUNCANVILLE

UTILITY FUND AT FEBRUARY 28, 2021

REVENUES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
41 - WATER	**$2,534,552**	**$8,216,000**	**$8,216,000**	**$5,681,448**	**30.8%**
510101 - WATER SALES	$1,664,920	$5,400,000	$5,400,000	$3,735,081	30.8%
510102 - WATER TAPS	$9,807	$10,000	$10,000	$193	98.1%
510104 - MULTI-FAMILY WATER SALES	$266,836	$770,000	$770,000	$503,164	34.7%
510105 - COMMERCIAL WATER SALES	$407,698	$1,360,000	$1,360,000	$952,302	30.0%
510106 - WATER SALES OTHER	$311	$1,000	$1,000	$690	31.1%
510107 - WATER SALES IRRIGATION	$143,246	$510,000	$510,000	$366,754	28.1%
510108 - SCHOOL WATER SALES	$41,734	$165,000	$165,000	$123,266	25.3%
42 - SEWER	**$3,219,722**	**$9,551,600**	**$9,551,600**	**$6,331,878**	**33.7%**
511101 - SEWER SERVICE	$2,236,145	$6,500,000	$6,500,000	$4,263,855	34.4%
511102 - SEWER TAPS	$200	$3,600	$3,600	$3,400	5.6%
511105 - MULTI-FAMILY SEWER SERVICE	$498,715	$1,455,000	$1,455,000	$956,285	34.3%
511106 - COMMERCIAL SEWER SERVICE	$452,160	$1,470,000	$1,470,000	$1,017,840	30.8%
511108 - SCHOOL WASTEWATER SALES	$32,502	$123,000	$123,000	$90,498	26.4%
45 - PENALTIES	**$67,346**	**$165,000**	**$165,000**	**$97,654**	**40.8%**
513101 - PENALTIES	$67,346	$165,000	$165,000	$97,654	40.8%
54 - INTERGOVERNMENTAL	**($0)**	**$600**	**$600**	**$600**	**0.0%**
504111 - REIMB FOR SUMMIT TANK FROM CH	($0)	$600	$600	$600	0.0%
55 - INTEREST	**$18,740**	**$120,000**	**$120,000**	**$101,260**	**15.6%**
505101 - INTEREST ON GOVT POOL INVEST	$756	$120,000	$120,000	$119,244	0.6%
505103 - CERT OF DEPOSIT INTEREST	$10,658	($0)	($0)	($10,658)	
505106 - MONEY MARKET INTEREST	$7,326	($0)	($0)	($7,326)	
59 - OTHER REVENUES	**$60,935**	**$169,500**	**$169,500**	**$108,565**	**35.9%**
509101 - SALE OF FIXED ASSETS	($0)	($0)	($0)	($0)	
509301 - REFUNDS FROM TRA	($0)	($0)	($0)	($0)	
509401 - SERVICE CHARGES	$50,670	$130,000	$130,000	$79,330	39.0%
509601 - MISCELLANEOUS	$300	$5,000	$5,000	$4,700	6.0%
509602 - CASH OVER AND SHORT	$7	($0)	($0)	($7)	
509609 - RETURN CHECK FEES	$2,520	$5,000	$5,000	$2,480	50.4%
509611 - SCRAP METAL SALES	($0)	$3,500	$3,500	$3,500	0.0%
509612 - CITY SERVICES REIMBURSEMENT	$7,438	$26,000	$26,000	$18,562	28.6%
Grand Total	**$5,901,295**	**$18,222,700**	**$18,222,700**	**$12,321,405**	**32.4%**

EXPENDITURES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
002 - UTILITY FUND NON-ORG	$3,037,593	$7,290,223	$7,290,223	$4,252,630	41.7%
02311000 - UTILITIES ADMINISTRATION	$125,413	$384,747	$384,747	$259,334	32.6%
02312000 - WATER SERVICES	$1,323,470	$4,643,674	$4,643,924	$3,320,454	28.5%
02313000 - WASTEWATER SERVICES	$2,283,206	$5,796,452	$5,796,202	$3,512,996	39.4%
02411000 - UTILITIES ACCOUNTING	$417,373	$1,091,798	$1,191,648	$774,275	35.0%
Grand Total	**$7,187,056**	**$19,206,894**	**$19,306,743**	**$12,119,688**	**37.2%**

Attachment 1

CITY OF DUNCANVILLE

SANITATION FUND AT FEBRUARY 28, 2021

REVENUES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
43 - GARBAGE	**$1,350,421**	**$4,168,000**	**$4,168,000**	**$2,817,579**	**32.4%**
512101 - RESIDENTIAL GARBAGE	$1,192,554	$3,420,000	$3,420,000	$2,227,446	34.9%
512104 - LANDFILL COMMERCIAL	$67,219	$430,000	$430,000	$362,781	15.6%
512105 - COMMERCIAL COLLECT FRANCHISE	$56,226	$220,000	$220,000	$163,774	25.6%
512106 - COMMERCIAL GARBAGE	$34,422	$98,000	$98,000	$63,578	35.1%
55 - INTEREST	**$231**	**$6,000**	**$6,000**	**$5,769**	**3.9%**
505101 - INTEREST ON GOVT POOL INVEST	$231	$6,000	$6,000	$5,769	3.9%
505103 - CERT OF DEPOSIT INTEREST	($0)	($0)	($0)	($0)	
Grand Total	**$1,350,652**	**$4,174,000**	**$4,174,000**	**$2,823,348**	**32.4%**

EXPENDITURES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
019 - SANITATION NON-ORG	$142,624	$342,297	$342,297	$199,673	41.7%
19011000 - SANITATION ADMIN	$1,207,149	$3,796,084	$3,796,084	$2,588,935	31.8%
19012000 - LITTER CONTROL CREW	$82,766	$249,188	$249,188	$166,423	33.2%
Grand Total	**$1,432,538**	**$4,387,569**	**$4,387,569**	**$2,955,031**	**32.6%**

Attachment 1

CITY OF DUNCANVILLE

ECONOMIC DEVELOPMENT AT FEBRUARY 28, 2021

REVENUES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
51 - TAXES	**$677,244**	**$2,438,231**	**$2,438,231**	**$1,760,987**	**27.8%**
501203 - ECONOMIC DEVELOPMENT SALES TAX	$677,244	$2,438,231	$2,438,231	$1,760,987	27.8%
55 - INTEREST	**$296**	**$20,000**	**$20,000**	**$19,704**	**1.5%**
505101 - INTEREST ON GOVT POOL INVEST	$296	$20,000	$20,000	$19,704	1.5%
505103 - CERT OF DEPOSIT INTEREST	($0)	($0)	($0)	($0)	
Grand Total	**$677,541**	**$2,458,231**	**$2,458,231**	**$1,780,690**	**27.6%**

EXPENDITURES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
012 - ECONOMIC DEVELOP NON-ORG	$545,859	$630,042	$630,042	$84,183	86.6%
12011000 - ECONOMIC DEVELOPMENT ADMIN	$81,609	$335,478	$335,478	$253,869	24.3%
12011100 - KEEP DUNCANVILLE BEAUTIFUL	$883	$12,000	$12,000	$11,117	7.4%
12011600 - DEBT SERVICE EDC	$487,546	$488,346	$488,346	$800	99.8%
12011700 - SUSTAINABLE BEAUTIFICATION	$0	$15,000	$15,000	$15,000	0.0%
12011800 - BEAUTIFICATION	$16,712	$126,777	$126,777	$110,066	13.2%
12051000 - DESIGN INCENTIVES	$0	$190,000	$190,000	$190,000	0.0%
12051100 - FAÇADE INCENTIVES	$0	$60,000	$60,000	$60,000	0.0%
12051200 - GRANTS/REBATE INCENTIVES	$0	$0	$0	$0	
12052000 - EDC SPECIAL PROJECTS	$175,528	$0	$204,075	$28,547	86.0%
Grand Total	**$1,308,137**	**$1,857,644**	**$2,061,719**	**$753,582**	**63.4%**

Attachment 1

CITY OF DUNCANVILLE

FIELDHOUSE FUND AT FEBRUARY 28, 2021

REVENUES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
48 - SPORTS FACILITY	**$151,498**	**$616,000**	**$616,000**	**$464,502**	**24.6%**
520101 - SPONSORSHIP REVENUE	$24,903	$50,000	$50,000	$25,097	49.8%
520120 - FOOD SALES	$44,231	$157,000	$157,000	$112,769	28.2%
520130 - BEVERAGE SALES	$35,296	$80,000	$80,000	$44,704	44.1%
520140 - MERCHANDISE REVENUE	$93	$5,000	$5,000	$4,907	1.9%
520170 - OTHER SPORTS ACTIVITY REV	$31,550	$68,000	$68,000	$36,450	46.4%
520180 - CAMP/AFTERSCHOOL PROG REV	($0)	$226,000	$226,000	$226,000	0.0%
520190 - CLASS REVENUE	$15,425	$30,000	$30,000	$14,575	51.4%
59 - OTHER REVENUES	**$216,128**	**$469,390**	**$469,390**	**$253,262**	**46.0%**
509601 - MISCELLANEOUS	$56,054	$80,390	$80,390	$24,336	69.7%
509602 - CASH OVER AND SHORT	$172	($0)	($0)	($172)	
509606 - AUCTION PROCEEDS	($0)	($0)	($0)	($0)	
509615 - RENTAL	$7,106	$34,000	$34,000	$26,894	20.9%
509620 - RENTALS- BASKETBALL	$119,228	$325,000	$325,000	$205,772	36.7%
509621 - RENTALS- VOLLEYBALL	$33,569	$30,000	$30,000	($3,569)	111.9%
81 - OTHER FINANCE SOURCE	**$507,425**	**$537,800**	**$537,800**	**$30,375**	**94.4%**
801129 - TRANSF IN DCEDC	$507,425	$537,800	$537,800	$30,375	94.4%
Grand Total	**$875,052**	**$1,623,190**	**$1,623,190**	**$748,139**	**53.9%**

EXPENDITURES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
456 - FIELDHOUSE NON-ORG	$507,425	$538,300	$538,300	$30,875	94.3%
45601000 - FH ADMIN/OPS	$255,795	$924,580	$924,580	$668,784	27.7%
45602000 - FH CAFÉ/ FOOD COURT	$41,178	$131,740	$131,740	$90,562	31.3%
45602500 - FH GENERAL STORE	$314	$3,750	$3,750	$3,437	8.4%
45651100 - FIELDHOUSE CAMPS	$0	$83,500	$83,500	$83,500	0.0%
45651200 - FIELDHOUSE CLASSES	$0	$0	$0	$0	
45651300 - FIELDHOUSE OTHER ACTIVITIES	$1,108	$9,550	$9,550	$8,442	11.6%
Grand Total	**$805,820**	**$1,691,420**	**$1,691,420**	**$885,599**	**47.6%**

Attachment 1

CITY OF DUNCANVILLE

COMPREHENSIVE SELF-INSURANCE FUND AT FEBRUARY 28, 2021

REVENUES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
46 - PREMIUMS AND OTHER	**$194,845**	**$468,205**	**$468,205**	**$273,360**	**41.6%**
514107 - GENERAL FUND CONTRIBUTIONS	$158,297	$380,489	$380,489	$222,192	41.6%
514108 - UTILITY FUND CONTRIBUTIONS	$21,609	$51,861	$51,861	$30,252	41.7%
514109 - HOTEL TAX FUND CONTRIBUTIONS	$1,482	$3,557	$3,557	$2,075	41.7%
514110 - EDC FUND CONTRIBUTIONS	$4,845	$11,628	$11,628	$6,783	41.7%
514111 - SANITATION FUND CONTRIBUTIONS	$3,672	$8,812	$8,812	$5,140	41.7%
514112 - DRAINAGE FUND CONTRIBUTIONS	$1,976	$4,743	$4,743	$2,767	41.7%
514113 - FIELDHOUSE FUND CONTRIBUTIONS	$2,965	$7,115	$7,115	$4,150	41.7%
55 - INTEREST	**$170**	**$6,000**	**$6,000**	**$5,830**	**2.8%**
505101 - INTEREST ON GOVT POOL INVEST	$170	$6,000	$6,000	$5,830	2.8%
Grand Total	**$195,016**	**$474,205**	**$474,205**	**$279,189**	**41.1%**

EXPENDITURES	YTD ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	YTD LEFT IN BUDGET	% OF ANNUAL BUDGET YTD
008 - COMPREHENSIVE INSURANCE NONORG					
700446 - INSURANCE PREMIUMS TML	$322,156	$365,141	$365,141	$42,985	88.2%
700455 - WORKERS COMPENSATION CLAIMS	$33,285	$280,000	$280,000	$246,715	11.9%
700456 - LIABILITY CLAIMS	$12,264	$61,200	$61,200	$48,936	20.0%
Grand Total	**$367,705**	**$706,341**	**$706,341**	**$338,636**	**52.1%**

Attachment 1

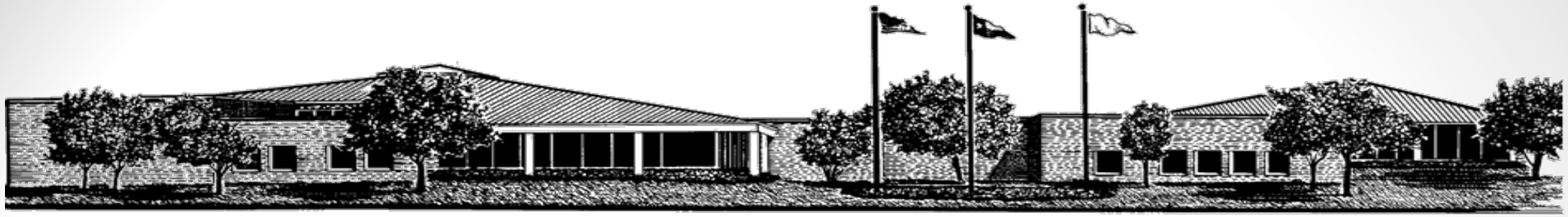
CITY OF DUNCANVILLE

ONE-TIME PROJECTS AT FEBRUARY 28, 2021

	DESCRIPTION	DEPT	PROJECT TO DATE ACTUAL	TOTAL PROJECT BUDGET	TOTAL REMAINING BUDGET	PROJECT FINANCIAL STATUS
1	FY18 ZONING ORDINANCE UPDATE	PW	145,848	150,000	4,152	
2	FY19 ROOF REPLACEMENT	PARKS	759,225	1,637,250	878,025	
3	FY19 PUBLIC WORKS ERP SYSTEM	PW	195,816	226,000	30,184	
4	FY19 US 67 GATEWAY SIGNAGE	PW	24,000	500,000	476,000	
5	MAIN ST CORRIDOR STUDY	PW	143,277	150,000	6,723	
6	FY 20 SECURITY UPGRADES (CAMERAS)	GEN GOV	-	115,000	115,000	ON HOLD
7	FY 20 PYBURN PARK FITNESS EQUIPMENT	PARKS	44,462	50,000	5,538	
8	FY 20 BI LASERFICHE	PW	-	10,000	10,000	
9	FY 20 FUEL TANKS	PW	11,797	141,508	129,711	
10	FY 20 LED LIGHTING AMPHITHEATRE	PARKS	-	20,000	20,000	ON HOLD
11	FY20 & FY21 RESERVED FOR P-25 COMPLIANT RADIOS	POL/FIRE	-	1,188,003	1,188,003	
	TOTAL ONE TIME PROJECT BUDGET		**$1,324,425**	**$4,187,761**	**$2,863,336**	

Unallocated Budget - Savings/(Overages) from Completed Projects $83,113

Note: Completed projects are highlighted in yellow.



City of Duncanville

FIRE DEPARTMENT QUARTERLY UPDATE

APRIL 6, 2021

SAM ROHDE, FIRE CHIEF

We are building a vibrant, inclusive community, driven by a commitment to democratic principles and service above self

Staffing

- **New Hires**
  - (3) New Hires

Lauren Sanchez
Regional Emergency Management
Operations Coordinator

Benjamin “Case” Harper
Firefighter / EMT

Peyton Southard
Firefighter / EMT

City of Duncanville

Staffing

- **Vacancies**
  - (2) Vacancies
- **Civil Service Entrance Exam**
  - Held Physical Agility Test for remaining applicants on March 6, 2021.
  - Interviews will be scheduled for first full week of April.
- **Paramedic School**
  - (4) Firefighters currently in Paramedic School at El Centro.

Accomplishments

- **COVID-19 Vaccination Site**
  - Regional Emergency Management Operations Coordinator, Lauren Sanchez, continues working every Friday at the Vaccination Site at Fair Park.

Accomplishments:

- **Mobile Vaccinations**
  - Chief Ryan coordinated with the National Guard and assisted in administering COVID vaccinations to homebound residents of Duncanville.

City of Duncanville

Accomplishments:

- **Winter Storm Uri**
  - The City's Winter Weather Response Plan was activated for Winter Storm Uri.
  - Fire Department assisted the Water Department with emergency water shut offs during the storm.
  - Fought Three Alarm Fire during Winter Storm Uri.
    - An After-Action Review (AAR) for the fire was held on March 18, 2021.
  - An AAR to discuss the City's response during Winter Storm Uri was held on February 24, 2021.

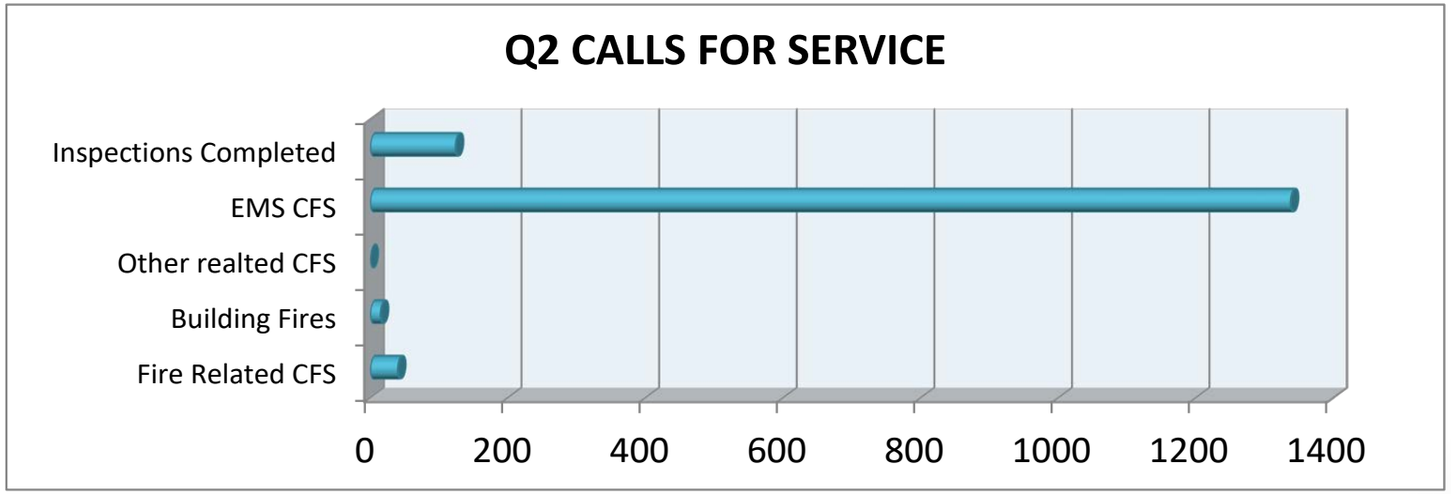
Accomplishments:

- **FY 2021 EMPG Grant**
  - FY21 EMPG Grant was submitted and approved by the State.

City of Duncanville

Performance Indicators

- **Total Calls for Service (Q2) 1,893**
  - Fire Related CFS: 40
  - Building Fires: 15
  - Other related CFS: 500
  - EMS CFS: 1,338
  - Inspections Completed: 115



City of Duncanville

Questions?