

KYLE CITY COUNCIL MEETING

MAY 17, 2011



ESTABLISHED 1880

KYLE CITY COUNCIL MEETING

MAY 17, 2011

I. Call Meeting to Order

II. Approval of Minutes

- 1.** City Council Special Meeting - April 28, 2011
~ *Amelia Sanchez, City Secretary*
- 2.** City Council Regular Meeting - May 3, 2011 ~ *Amelia Sanchez, City Secretary*

III. Citizen Comment Period With City Council

KYLE CITY COUNCIL MEETING

MAY 17, 2011

IV. Presentations

4. Presentation of FY 10 Audit by Atchley and Associates
~ *Dan Shaner, CPA, Atchley and Associates*

ESTABLISHED 1880

KYLE CITY COUNCIL MEETING

MAY 17, 2011

IV. Presentations, cont...

4. Presentation of First Runner-up Plaque for the 2009-2010 Miss Kyle Pageant to Ms. Kim Pastrano.
~ *Council Member David Wilson*

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KYLE CITY COUNCIL MEETING

MAY 17, 2011

V. Consent Agenda

5. *(Second Reading) AN ORDINANCE OF THE CITY OF KYLE, TEXAS, AMENDING THE CORE AREA TRANSITION DISTRICT OF THE COMPREHENSIVE PLAN TO ALLOW RETAIL SERVICES DISTRICT 'RS' AS A RECOMMENDED USE; PROVIDING FOR THE AMENDMENT OF THE PLAN; PROVIDING FOR RELATED MATTERS*

~ Shira Rodgers, Director of Planning

Planning and Zoning Commission voted 7-0 to recommend approval of the amendment to the Comprehensive Plan.

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CORE AREA TRANSITION DISTRICT

CHARACTER

The Core Area Transition District currently consists primarily of commercial and light industrial uses, with some residential uses. Key defining features include Old Highway 81, North Burleson Street, I-35 and frontage roads, and the railroad. This District is important as a transitional zone between largely residential areas and the commercial uses along I-35 and as a portion of Kyle that is visually significant to travelers along I-35. The character of the District should reflect its urban and transitional intentions. The land area of this District is relatively small, and there are many physical barriers, so land uses should be compact and aggregated, especially residential uses. Vertically mixed-use development models are well suited to this District, and development should be located close to roadways, with minimal front yards, to maximize available land and visibility from main roads. Adequate land use transitions should be provided to avoid conflict between different land uses (i.e. residential adjacent to industrial).

INTENT

With its highly visible position in the middle of the City, the Core Area Transition District should be an urban environment that serves an identifying function for the

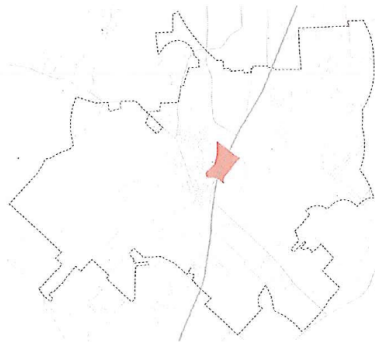


Figure 9: Core Area Transition District Key Map.

City of Kyle. By acting as an area of functional linkage for the City, the District can connect vehicular and pedestrian movement, economic centers, and visually defining elements. The built fabric should display a transition from the small-scale grid pattern of Downtown to the large plate design of the Super Regional Node. As this District develops, it should serve to create a consistent fabric that links Downtown and the Super Regional Node, encouraging the expansion and strengthening of Kyle's core. Additionally, Plum Creek passes west to east through the middle of the Core Area Transition District, and this significant natural feature should be apparent and accessible via trails and open spaces.

JURISDICTION

The Core Area Transition District includes the land between Downtown Kyle and the Super Regional Node around the new hospital on either side of I-35. Figure 9 indicates the location of the Core Area Transition District.



Illustrative Photograph



Illustrative Photograph

AUTHORITY

The following chart defines the appropriateness of various density ranges (residential and non-residential) by tying density to the development approval process. The three levels of development approval are:

- Preferred: No conditions required for approval.
- Conditional: Review by City staff required. Design improvements shall be made to ensure compliance with intent and character objectives of the Core Area Transition District.
- Not Recommended: Development plan is not appropriate for the Core Area Transition District.

	Residential (dwelling units/acre)	Non-Residential (floor to Area Ratio)
Preferred	15 - 25	1.2 - 3.2
Conditional	4 - 14.9; > 25	< 1.2
Not Recommended	< 4	> 3.2

APPLICATION

The following chart displays existing zoning categories and their applicability to the Core Area Transition District.

Zoning Category	Abbreviation	Use Qualification
Agricultural District	A	Not Recommended
Central Business District 1	CBD-1	Recommended
Central Business District 2	CBD-2	Recommended
Construction/Manufacturing	C/M	Not Recommended
Entertainment	E	Conditional
Hospital Services	HS	Conditional
Manufactured Home	M-1	Not Recommended
Manufactured Home Subdivision	M-2	Not Recommended
Manufactured Home Park	M-3	Not Recommended
Single-family Residential 1	R-1-1	Not Recommended
Single-family Residential 2	R-1-2	Not Recommended
Single-family Attached	R-1-A	Conditional
Residential Condominium	R-1-C	Recommended
Residential Townhouse	R-1-T	Recommended
Residential Two-family	R-2	Not Recommended
Multi-family Residential 1	R-3-1	Not Recommended
Multi-family Residential 2	R-3-2	Recommended
Apartments Residential	R-3-3	Recommended
Retail/Service	R/S	Not Recommended
Recreational Vehicle Park	RV	Not Recommended
Transportation/Utilities	T/U	Not Recommended
Urban Estate District	UE	Not Recommended
Warehouse	W	Not Recommended

Proposed Amendment to the Core Area Transition District.

The proposed amendment would allow the Retail Services District to be a Recommended Use within the Core Area Transition District.

When development falls within the Corridor Condition, those uses approved for this District are conditional upon satisfactory implementation of design standards as conveyed in the Urban Design Plan.

land use plan

**PROPOSED AMENDMENT TO THE COMPREHENSIVE PLAN LANDUSE
RECOMMENDATIONS LIST**

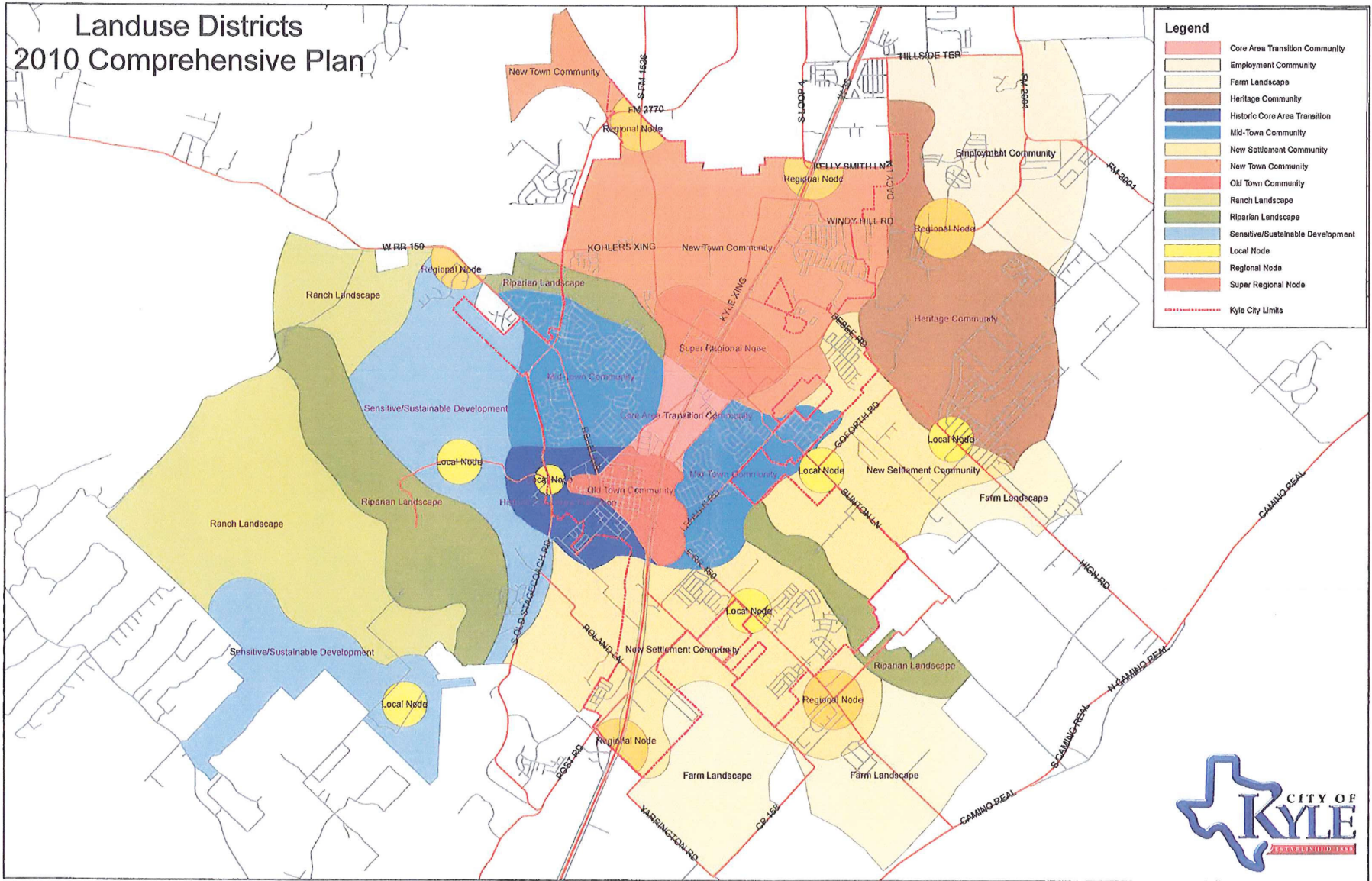
Farm District	Recommended: A, UE Conditional: R-1-1, R/S
Ranch District	Recommended: A, UE Conditional: R-1-1, R/S
Riparian District	Recommended: A, UE Conditional: R-1-1, R/S
Old Town District	Recommended: CBD-1, CBD-2, R-1-T Conditional: E, R-1-A, R-1-C, R-2, R-3-2, R-3-3
Core Area Transition	Recommended: CBD-1, CBD-2, R-1-T, R-1-C, R-3-2, R-3-3, RS Conditional: E, HS, R-1-A
Historic Core Area	Recommended: R-1-1, R-1-2, R-1-T Conditional: A, R-1-A, R-2, R-3-1, R/S, UE
Mid-Town District	Recommended: R-1-2, R-2 Conditional: E, R-1-1, R-1-A, R-1-T, R-3-1, R-3-2, R/S
New Settlement	Recommended: R-1-1, R-1-2 Conditional: A, E, HS, R-1-A, R-1-T, R-2, R-3-1, R-3-2, R/S, T/U, UE
New Town District	Recommended: R-1-1, R-1-2, R-1-C, R-1-T, R-2, R-3-2, R-3-3 Conditional: A, C/M, E, HS, R-1-A, R-3-1, R/S, T/U, UE, W
Employment District	Recommended: A, C/M, R-1-2, R-1-A, R-1-C, R-1-T, R-2, R-3-2, R-3-3, W Conditional: M-2, M-3, R-1-1, R-3-1, R/S, RV, T/U, UE
Sensitive/Sustainable Development	Recommended: A, UE Conditional: C/M, E, R-1-1, R-1-A, R-2, R-1-T, R/S, T/U, W
Heritage District	Recommended: A, R-1-1, R-1-2, UE Conditional: C/M, E, M-2, M-3, R-1-A, R-1-T, R-2, R-3-1, R/S, RV, T/U, W
Local Node	Recommended: R-1-C, R-3-2, R-3-3, R/S Conditional: R-1-T, R-3-1
Regional Node	Recommended: R-1-C, R-3-2, R-3-3 Conditional: CBD-1, CBD-2, E, HS, R-3-1, R/S
Super Regional Node	Recommended: CBD-1, CBD-2, HS, R-1-C, R-3-2, R-3-3 Conditional: E

PROPOSED AMENDMENT SHOWN IN RED

Landuse Districts 2010 Comprehensive Plan

Legend

- Core Area Transition Community
- Employment Community
- Farm Landscape
- Heritage Community
- Historic Core Area Transition
- Mid-Town Community
- New Settlement Community
- New Town Community
- Old Town Community
- Ranch Landscape
- Riparian Landscape
- Sensitive/Sustainable Development
- Local Node
- Regional Node
- Super Regional Node
- Kyle City Limits



KYLE CITY COUNCIL MEETING

MAY 17, 2011

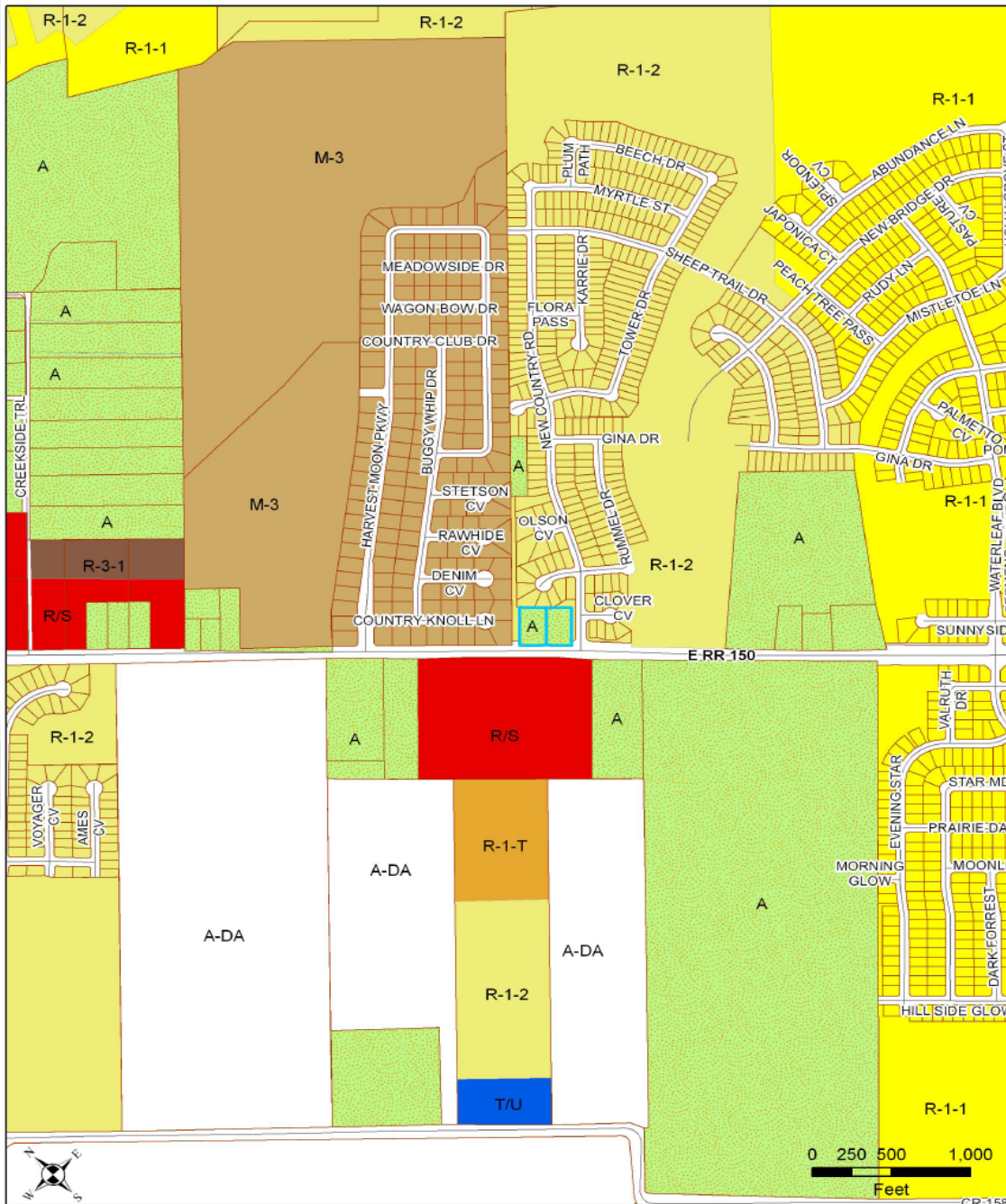
V. Consent Agenda, cont...

6. *(Second Reading) AN ORDINANCE AMENDING CHAPTER 53 (ZONING) OF THE CITY OF KYLE, TEXAS, FOR THE PURPOSE OF ASSIGNING ORIGINAL ZONING OF 'RS' RETAIL SERVICES DISTRICT TO APPROXIMATELY 1.00 ACRE, ON PROPERTY LOCATED AT 1501 E.FM 150 IN HAYS COUNTY, TEXAS. (ARTURO AND LINDA GONZALES Z-11-003); AUTHORIZING THE CITY SECRETARY TO AMEND THE ZONING MAP OF THE CITY OF KYLE SO AS TO REFLECT THIS CHANGE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND ORDAINING OTHER PROVISIONS RELATED TO THE SUBJECT MATTER HEREOF; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW*

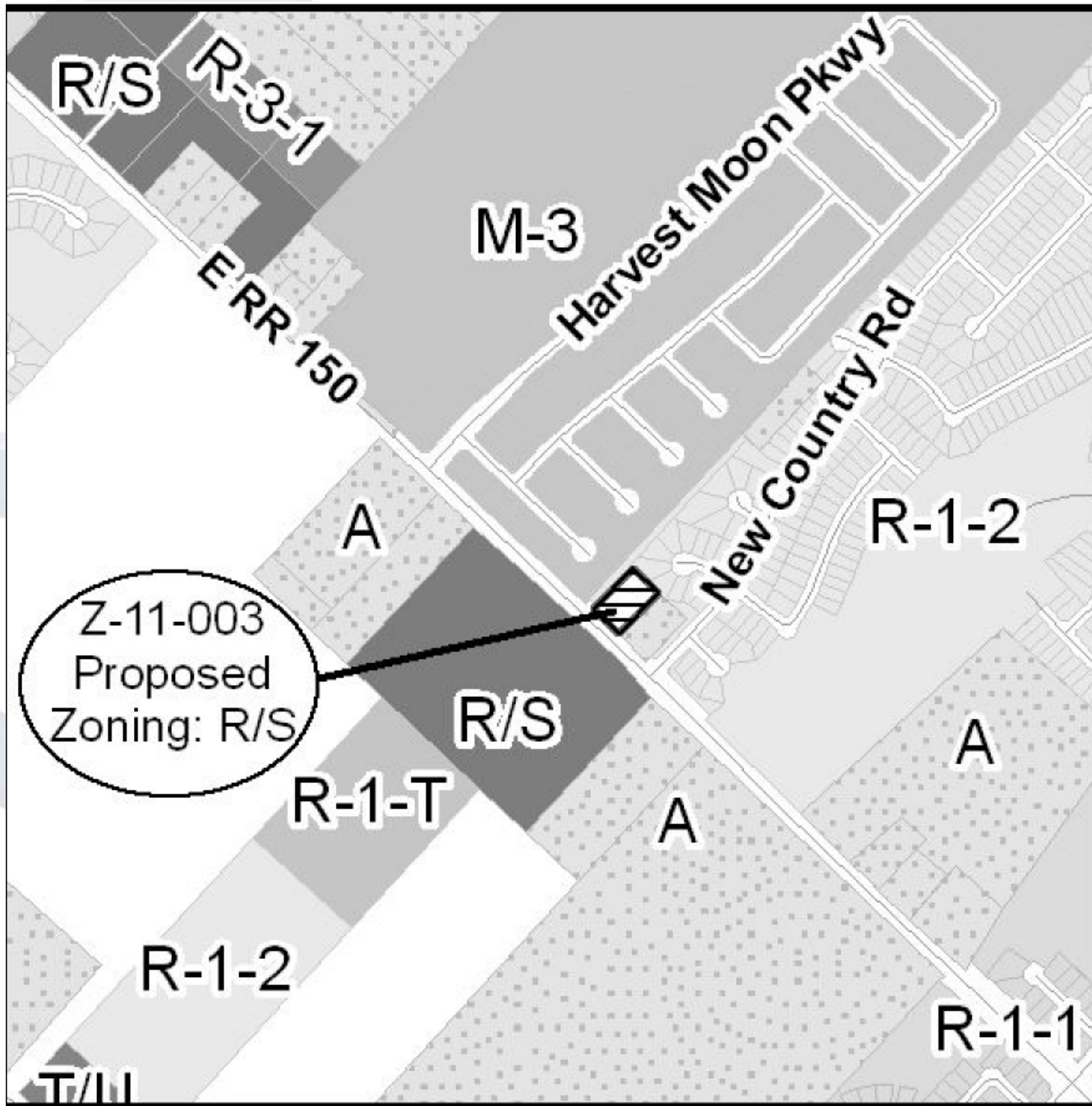
~ Shira Rodgers, Director of Planning

Planning and Zoning Commission voted 7-0 to recommend approval of the zoning request.

ESTABLISHED 1880

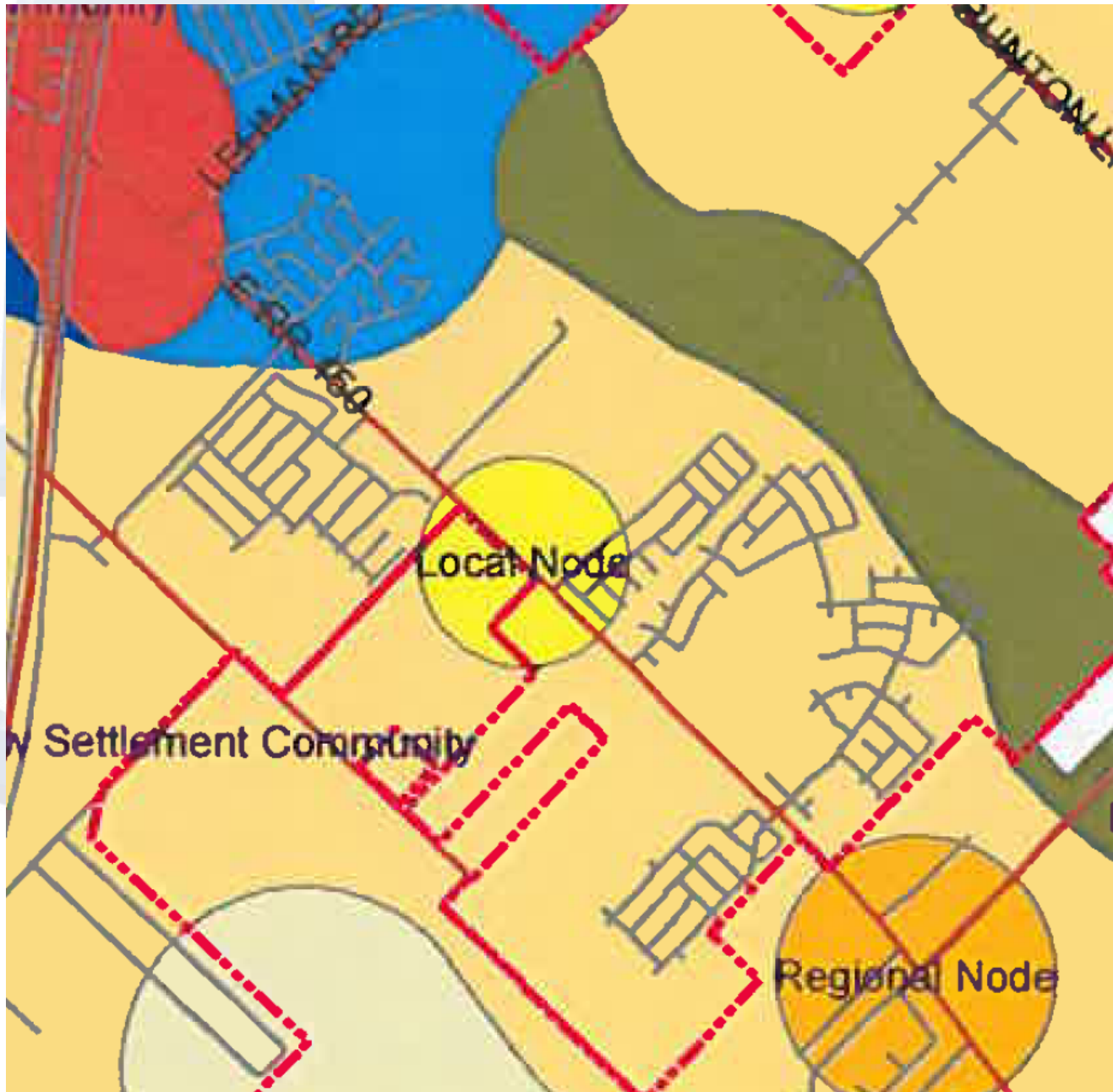


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KYLE CITY COUNCIL MEETING

MAY 17, 2011

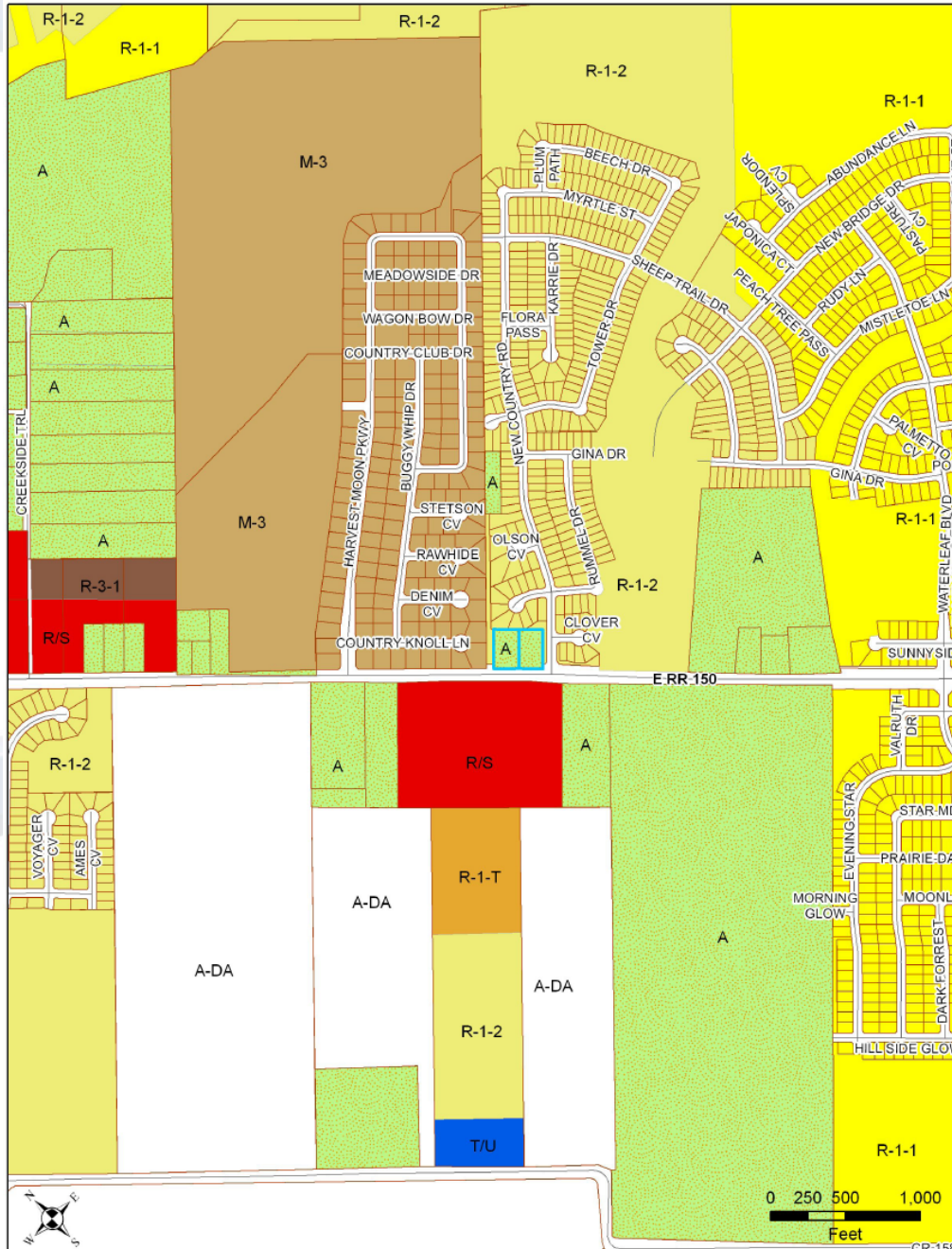
V. Consent Agenda, cont...

7. *(Second Reading) AN ORDINANCE AMENDING CHAPTER 53 (ZONING) OF THE CITY OF KYLE, TEXAS, FOR THE PURPOSE OF ASSIGNING ORIGINAL ZONING OF 'RS' RETAIL SERVICES DISTRICT TO APPROXIMATELY 1.00 ACRE, ON PROPERTY LOCATED AT 1601 E.FM 150 IN HAYS COUNTY, TEXAS. (DANNY AND AMADA PAVLA Z-11-004); AUTHORIZING THE CITY SECRETARY TO AMEND THE ZONING MAP OF THE CITY OF KYLE SO AS TO REFLECT THIS CHANGE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND ORDAINING OTHER PROVISIONS RELATED TO THE SUBJECT MATTER HEREOF; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW*

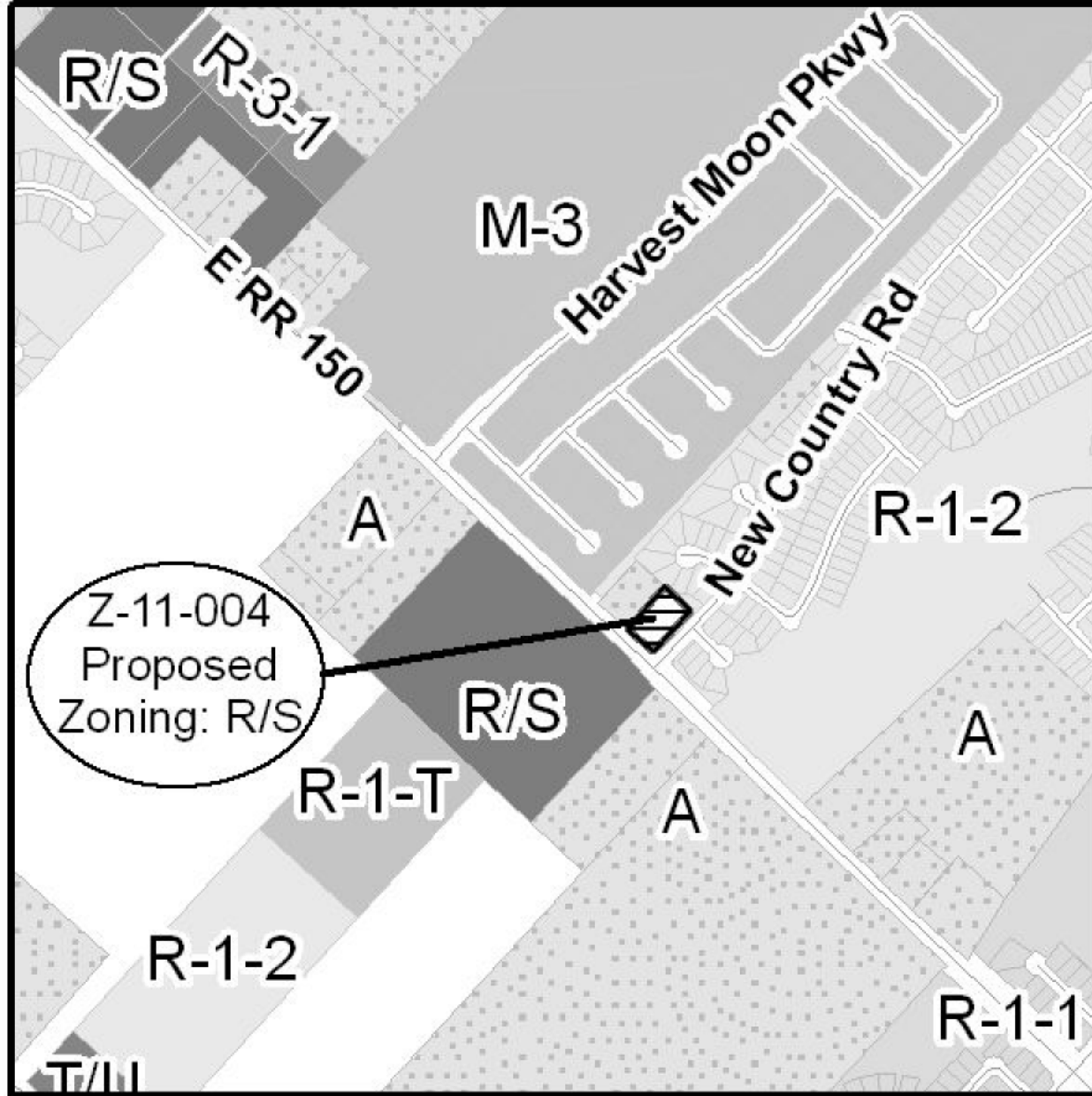
~ Shira Rodgers, Director of Planning

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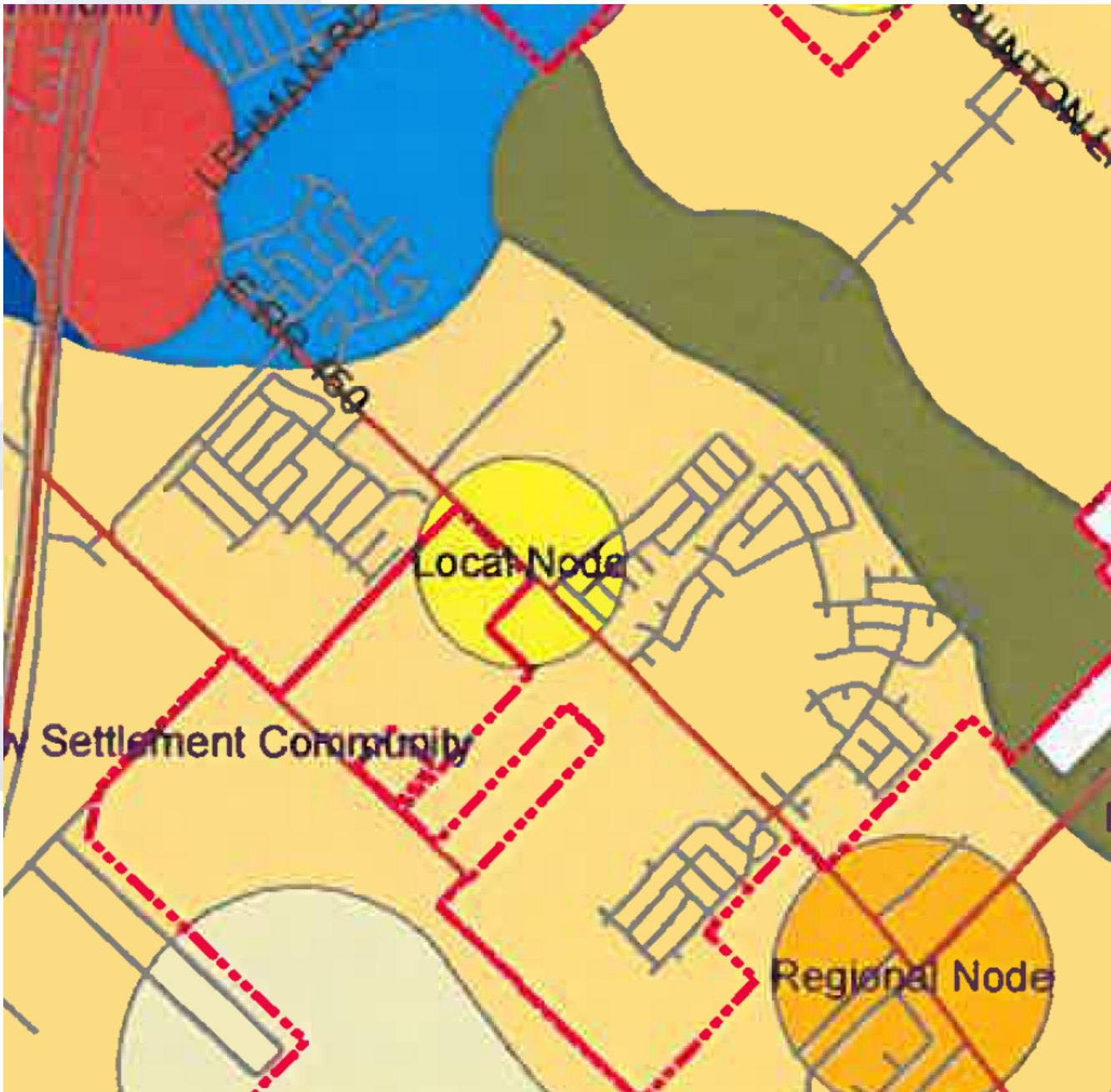
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KYLE CITY COUNCIL MEETING

MAY 17, 2011

VI. Consent Agenda, cont...

8. Authorize the dedication of City-owned land as public right-of-way and authorize the Mayor to execute the donation instrument

~ Shira Rodgers, Director of Planning

ESTABLISHED 1880

DEDICATION OF PUBLIC RIGHT-OF-WAY

THE STATE OF TEXAS §

COUNTY OF HAYS §

The City of Kyle, Texas is authorized to dedicate, and does hereby dedicate, to the use of the public as public right-of-way for streets, drives, roads, public ingress and egress, drainage, utility service, and other related public purpose, subject to the continuing and future control and regulation of the use of such public right-of-way by the City of Kyle, Texas, the following tracts and parcels of land:

- a. All that certain tract or parcel of land being 0.04 acres, more or less, located in Hays County, Texas, being more particularly described in Volume 1871, Page 241, Official Public Records of Hays County, Texas and Exhibit "A", attached hereto and incorporated herein for all purposes.
- b. All that certain tract or parcel of land being 22.83 acres, more or less, located in Hays County, Texas, being more particularly described in Volume 1871, Page 232, Official Public Records of Hays County, Texas, by Correction Deed filed of record in Volume 1904, Page 813, Official Public Records of Hays County, Texas, and Exhibit "B" attached hereto and incorporated herein for all purposes.
- c. All that certain tract or parcel of land being 28.91 acres, more or less, located in Hays County, Texas, being more particularly described in Volume 1871, Page 236, Official Public Records of Hays County, Texas and Exhibit "C" attached hereto and incorporated herein for all purposes.

The Property shall be used only as public right-of-way for streets, drives, roads, public ingress and egress, drainage and utility service, and other related public purposes.

When the context requires, singular nouns and pronouns include the plural.

Executed this the ____ day of _____ 2011.

GRANTOR:

CITY OF KYLE

By: Lucy Johnson
Title: Mayor

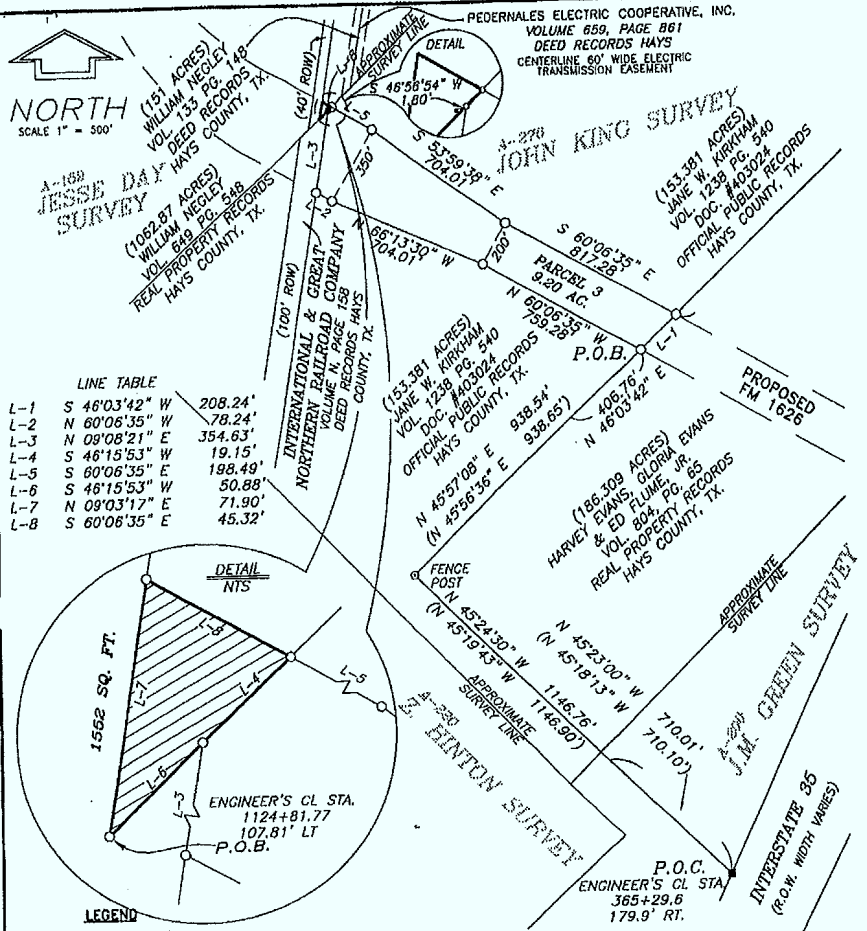
THE STATE OF TEXAS §

COUNTY OF HAYS §

BEFORE ME, the undersigned authority, a Notary Public in and for said County and State, on this day personally appeared Lucy Johnson, Mayor, of the City of Kyle, Grantor herein, known to me to be the person whose name is subscribed to the foregoing instrument, and

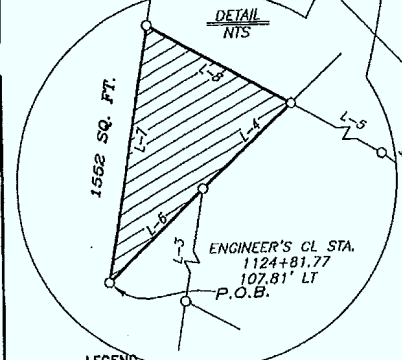


NORTH
SCALE 1" = 300'



LINE TABLE

L-1	S 46°03'42" W	208.24'
L-2	N 60°06'35" W	78.24'
L-3	N 09°08'21" E	354.63'
L-4	S 46°15'53" W	19.15'
L-5	S 60°06'35" E	198.49'
L-6	S 46°15'53" W	50.88'
L-7	N 09°03'17" E	71.90'
L-8	S 60°06'35" E	45.32'



- LEGEND**
- 1/2" IRON ROD FOUND
 - TXDOT TYPE I CONIC. MONUMENT FOUND
 - 1/2" IRON ROD W/ PLASTIC CAP SET STAMPED "LAT"
 - () RECORD INFORMATION (PER VOL. 609, PG. 848, D.R.H.C.TX.)
 - P.O.B. POINT OF BEGINNING
 - P.O.C. POINT OF COMMENCEMENT

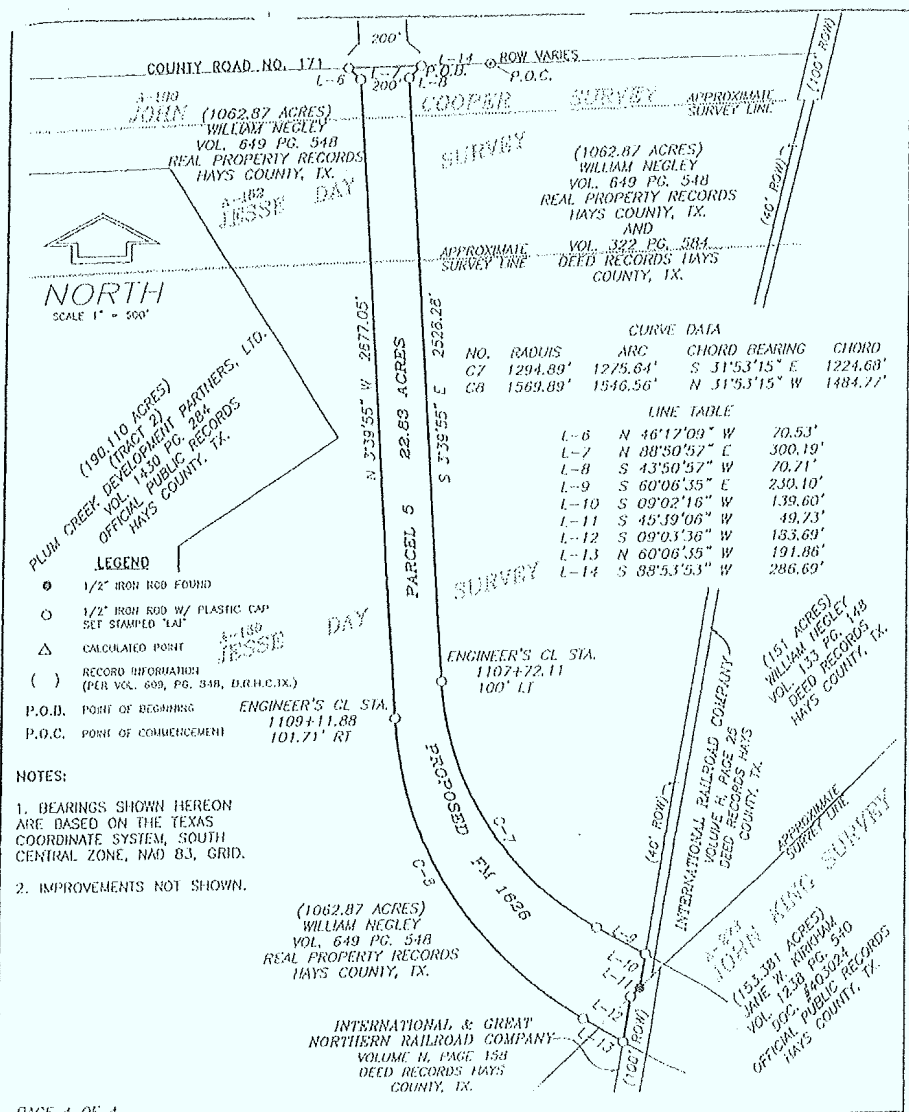
- NOTES:**
- 1) BEARINGS SHOWN HEREON ARE GRID, BASED ON THE TEXAS STATE PLANE SYSTEM, SOUTH CENTRAL ZONE, NAD 83.
 - 2) IMPROVEMENTS NOT SHOWN

PAGE 3 OF 3

LOOMIS AUSTIN LAND • WATER • PROPERTY
 3103 Dea Caves Road, Suite 225, Austin Texas 78748
 Phone: (512) 327-1180; Fax: (512) 327-4052; www.loomisatx.com

SURVEY PLAT
PARCEL 6
TO ACCOMPANY FIELD NOTE
DESCRIPTION FNO129

ALL A.P.C.S



FAGE 4 OF 4

LOOMIS LAND • WATER • PROPERTY
AUSTIN 3103 Ben Caves Road, Suite 225, Austin Texas 78746
 Phone: (512) 321-1180; Fax: (512) 321-4062; www.loomis-austin.com

SURVEY FLAT
 PARCEL 5
 TO ACCOMPANY FIELD NOTE
 DESCRIPTION FN0121(1626S3)

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NORTH
SCALE 1" = 500'

LAURA BURLESON NEGLEY
(SECOND TRACT)
VOL. 117, PG. 288
DEED RECORDS HAYS COUNTY, TX.
TRACT FOUR

CURVE DATA

NO.	RADIUS	ARC	CHORD BEARING	CHORD
C1	2764.79'	899.20'	S 12°13'49" E	895.24'
C2	2964.79'	1306.85'	S 8°55'11" E	1296.30'
C3	2764.78'	355.80'	S 0°01'17" W	355.55'
C4	2964.78'	381.54'	N 0°01'17" E	381.27'
C5	2764.79'	1218.69'	N 8°55'11" W	1208.85'
C6	2964.79'	967.91'	N 12°11'41" W	963.62'

LINE TABLE

L-1	S 3°39'55" E	355.99'
L-2	S 47°23'20" E	72.34'
L-3	S 88°51'11" W	300.29'
L-4	N 42°46'53" E	68.99'
L-5	N 3°39'55" W	347.54'

APPROXIMATE
SURVEY LINE

COUNTY ROAD NO. 171

APPROXIMATE SURVEY LINE

JOHN COOPER (1062.87 ACRES)
WILLIAM NEGLEY
VOL. 649 PG. 548
REAL PROPERTY RECORDS
HAYS COUNTY, TX.

APPROXIMATE SURVEY LINE

(190.110 ACRES)
(TRACT 2)
PLUM CREEK DEVELOPMENT PARTNERS, LTD.
VOL. 1430 PG. 284
OFFICIAL PUBLIC RECORDS
HAYS COUNTY, TX.

APPROXIMATE SURVEY LINE

PROXIMALS ELECTRIC COOPERATIVE, INC.
ELECTRIC UTILITY EASEMENT
VOL. 558 PG. 807
R.P.C.T.X.

APPROXIMATE SURVEY LINE

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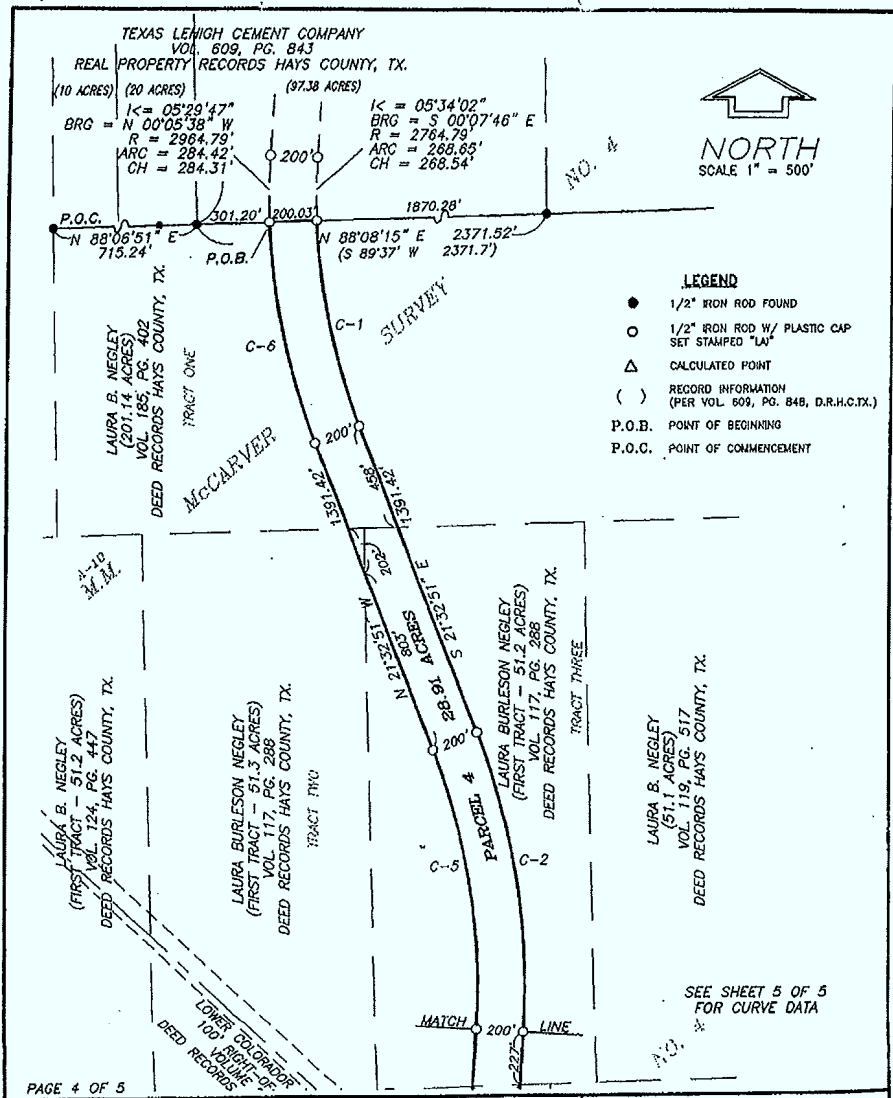
APPROXIMATE SURVEY LINE

- NOTES:
1. BEARINGS SHOWN HEREON ARE BASED ON THE TEXAS COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD 83, GRID.
 2. ONLY THOSE EASEMENTS LISTED IN TITLE COMMITMENT CASE NO. 215338-X WERE EVALUATED FOR THIS SURVEY. NO OTHER EASEMENT RECORD RESEARCH WAS PERFORMED BY LOOMIS AUSTIN, INC.
 3. IMPROVEMENTS NOT SHOWN.

PAGE 5 OF 5 REVISED 8/14/01, ADDED 10' ELECTRIC EASEMENT

LOOMIS AUSTIN LAND • WATER • PROPERTY
3103 Bee Coves Road, Suite 225, Austin Texas 78748
Phone: (512) 327-1180; Fax: (512) 327-0822; www.loomisatx.com

SURVEY PLAT
PARCEL 4
TO ACCOMPANY FIELD NOTE
DESCRIPTION FN0120(1628N2)



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Phone: (512) 327-1180; Fax: (512) 327-4082; www.loomisaustrin.com

SURVEY PLAT
PARCEL 4
TO ACCOMPANY FIELD NOTE
DESCRIPTION FN0120(1826N2)

18 SURVEY 1820 (WORK) M1826N2.DWG
DATE 8/11/01

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KYLE CITY COUNCIL MEETING

MAY 17, 2011

VI. Consent Agenda, cont...

9. Authorize the Mayor to accept the conveyance of land by Special Warranty Deed to the City from Plum Creek Development Partners, Ltd.
~ *Shira Rodgers, Director of Planning*

ESTABLISHED 1880

KYLE CITY COUNCIL MEETING

MAY 17, 2011

VI. Consent Agenda, cont...

10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, ACCEPTING IH-35 CORRIDOR CORNER SUBDIVISION IMPROVEMENTS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

~ Shira Rodgers, Director of Planning

ESTABLISHED 1880

RESOLUTION NO. ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, ACCEPTING IH-35 CORRIDOR CORNER SUBDIVISION IMPROVEMENTS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the developer of this subdivision has completed construction of the improvements in general accordance with plans approved by the City of Kyle; and

WHEREAS, the subdivision improvements are defined as water, wastewater, street and drainage systems installed within public rights-of-way and any dedicated drainage or public utility easements within the subdivision; and

WHEREAS, the contractor has also provided the City a two (2) year maintenance bond in an amount of thirty five percent (35%) of the cost of the construction for any repairs that may be necessary during a one-year period from the date of acceptance by City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS hereby accepts the public improvements and certifies completion of the improvements for the IH-35 Corridor Corner Subdivision. The current maintenance surety is hereby \$55,000 being thirty five percent of the total cost of required improvements, to be held for two years from this date.

SECTION 1. That the subdivision improvements within the Corridor Corner Subdivision are hereby accepted for operation and maintenance.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the ____ day of _____, 2011.

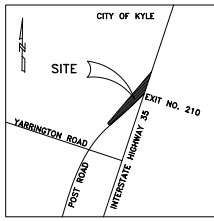
CITY OF KYLE, TEXAS

Lucy Johnson, Mayor

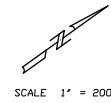
ATTEST:

Amelia Sanchez, City Secretary

TOTAL NUMBER OF LOTS	6
TOTAL ACREAGE	11.03 ACRES
PROPOSED LAND USE	COMMERCIAL
AVERAGE LOT AREA	1.83833 ACRES
LOTS LARGER THAN 2 ACRES	0
LOTS SMALLER THAN 2 ACRES	6
LOTS LARGER THAN 1 ACRE	2
LOTS SMALLER THAN 1 ACRE	4
ELECTRICITY SERVICE	FIDELIALES ELECTRIC COOPERATIVE, INC.
TELEPHONE SERVICE	CENTURYTEL
WATER	CITY OF KYLE
WASTEWATER	ON-SITE SEWAGE FACILITIES



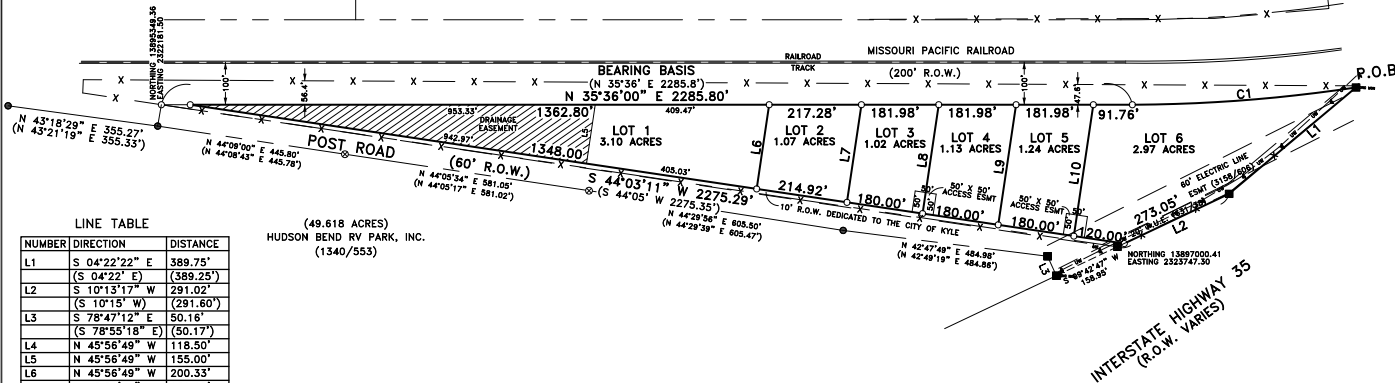
IH 35 CORRIDOR CORNER LOTS 1-6



- LEGEND**
- CALCULATED POINT
 - CONCRETE MONUMENT
 - IRON ROD FOUND
 - IRON ROD SET
 - ▲ PK FOUND
 - X — WIRE FENCE
 - P.U.E. PUBLIC UTILITY EASEMENT
 - D.E. DRAINAGE ESMT.
 - S.L. BUILDING LINE
 - (BRG-DIST.) RECORD CALL
 - P.O.B. POINT OF BEGINNING

OWNERS: KOTEL INVESTMENTS
 ADDRESS: P.O. BOX 6394
 WOODLAND HILLS, CA 91368
 PHONE: 818 358-3222 FAX: 866 858-1391
 ACREAGE: 11.03 ACRES
 SURVEY: JAMES W. WILLIAMS 1/3 LEAGUE
 NUMBER OF LOTS AND PROPOSED USE (IF MORE THAN ONE USE IS PLANNED FOR THE LOTS, PROVIDE LAND USE SUMMARY SHOWING # OF LOTS ARE PLANNED FOR EACH USE): 6 LOTS COMMERCIAL
 DATE: 02/10/2010
 SURVEYOR: ASH & ASSOCIATES
 PHONE: 512 392-1718 FAX: 512 392-1928
 ENGINEER: GALLUP ENGINEERING
 PHONE: 512 392-3818

(37.9529 ACRES)
 AZTEC VILLAGE/OAKHILL COMMUNITY L.L.C.
 (DOC. 9918124 & 9924508)



LINE TABLE

NUMBER	DIRECTION	DISTANCE
L1	S 04°22'22" E	389.75'
	(S 04°22' E)	(389.25')
L2	S 10°13'17" W	291.02'
	(S 10°13' W)	(291.60')
L3	S 78°47'12" E	50.18'
	(S 78°55'18" E)	(50.17')
L4	N 45°56'49" W	118.50'
L5	N 45°56'49" W	155.00'
L6	N 45°56'49" W	200.33'
L7	N 45°56'49" W	232.27'
L8	N 45°56'49" W	259.02'
L9	N 45°56'49" W	285.77'
L10	N 45°56'49" W	312.52'

CURVE TABLE

NUMBER	CHORD DIRECTION	RADIUS	ARC LENGTH	CHORD LENGTH
C1	N 31°11'05" E	3604.25'	528.42'	527.95'
	(N 31°24' E)	(3604.25')	(528.41')	(527.95')

NOTES:

- NO PORTION OF THIS SUBDIVISION LIES WITHIN THE BOUNDARIES OF THE EDWARDS AQUIFER RECHARGE ZONE.
- NO PORTION OF THIS SUBDIVISION LIES WITHIN THE BOUNDARIES CONTRIBUTING ZONE OF THE BARTON SPRINGS SEGMENT OF THE EDWARDS AQUIFER.
- THIS SUBDIVISION LIES WITHIN THE CITY LIMITS OF THE CITY OF KYLE, TEXAS.
- NO PORTION OF THIS SUBDIVISION LIES WITHIN THE BOUNDARIES OF THE 100 YEAR FLOOD PLAIN AS DELINEATED ON HAYS COUNTY COMMUNITY PLAN NUMBER 48200C0385F, DATED SEPTEMBER 2, 2005.
- THIS SUBDIVISION IS WITHIN THE BOUNDARIES OF THE HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT.
- IN ORDER TO PROMOTE SAFE USE OF ROADWAYS AND PRESERVE THE CONDITIONS OF PUBLIC ROADWAYS, NO DRIVEWAY CONSTRUCTED ON ANY LOT WITHIN THIS SUBDIVISION SHALL BE PERMITTED ACCESS TO A PUBLICLY DEDICATED ROADWAY UNLESS A DRIVEWAY PERMIT HAS BEEN ISSUED BY THE CITY OF KYLE.
- DRIVEWAY CARVEATS: AT A MINIMUM, SHALL BE DESIGNED TO TRANSPORT THE 25-YEAR STORM WATER DISCHARGE RATE.
- A 25 FOOT PUBLIC UTILITY, DRAINAGE AND EXCAVATION/EMBANKMENT ADJOINING POST ROAD AND A 20 FOOT PUBLIC UTILITY EASEMENT AND DRAINAGE EASEMENT LOCATED ALONG REAR LOT LINES.
- THE REQUIREMENT CONCERNING CONSTRUCTION STANDARDS FOR MAILBOXES INSTALLED WITHIN THE RIGHT-OF-WAY OF STREETS AND HIGHWAYS AND REQUIRING ALL SUCH MAILBOXES TO BE MADE OF COLLAPSIBLE MATERIALS, AS DEFINED IN THE ORDINANCE.
- DIRECT ACCESS FROM INTERSTATE HIGHWAY 35 TO LOT 6 IS PROHIBITED UNLESS PERMITTED BY THE TEXAS DEPARTMENT OF TRANSPORTATION.
- SIDEWALKS SHALL BE INSTALLED ON THE SUBDIVISION SIDE OF POST ROAD. THOSE SIDEWALKS NOT ADJACENT TO A RESIDENTIAL, COMMERCIAL OR INDUSTRIAL LOT SHALL BE INSTALLED WHEN THE ADJOINING STREET IS CONSTRUCTED. WHERE THERE ARE DOUBLE FRONTAGE LOTS, SIDEWALKS ON THE STREET TO WHICH ACCESS IS PROHIBITED ARE ALSO REQUIRED TO BE INSTALLED WHEN THE STREETS IN THE SUBDIVISION ARE CONSTRUCTED.

A DESCRIPTION OF A 11.03 ACRE TRACT SITUATED IN THE JAMES W. WILLIAMS 1/3 LEAGUE, HAYS COUNTY, TEXAS, BEING THE SAME CALLED 11.08 ACRE TRACT CONVEYED TO TEXAS PROPERTIES IN VOLUME 3276, PAGE 744, THE OFFICIAL PUBLIC RECORDS OF HAYS COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a concrete monument found at the intersection of the northeast right-of-way line of Interstate Highway 35 (R.O.W. Varies), and the southeast right-of-way line of Missouri Pacific Railroad (200' R.O.W.), and for the north corner of the herein described tract;

THENCE with said west right-of-way line of Interstate Highway 35 the following two (2) courses:

- South 04°22'22" East, a distance of 389.75 feet, (called South 04°22' East, 389.25 feet), to a concrete monument found,
- South 10°13'17" West, a distance of 291.02 feet, (called South 10°13' West, 291.60 feet), to a concrete monument found at the intersection of the northeast right-of-way line of Post Road (50' R.O.W.) and said west right-of-way line of Interstate Highway 35 and for the east corner of the herein described tract;

THENCE with said northwest right-of-way line of Post Road, South 44°03'11" West, a distance of 2275.29 feet, (called South 44°03' West, 2275.35 feet), to a ½ inch iron rod with cap set, to the intersection of said southeast right-of-way line of Missouri Pacific Railroad and said northwest right-of-way line of Post Road and for the south corner of the herein described tract;

THENCE with said southeast right-of-way line of Missouri Pacific Railroad the following two (2) courses:

- North 35°36'00" East, a distance of 2285.80 feet, (called North 35°36' East, 2285.8 feet), being the BEARING BASIS herein, to a ½ inch iron rod with cap set,
- With a curve to the left having a radius of 3604.25 feet and a chord bearing of North 31°11'05" East, a distance of 527.95 feet, (called North 31°24' East, 527.95 feet), to the POINT OF BEGINNING, and containing 11.03 acres of land.

STATE OF TEXAS
 COUNTY OF HAYS
 KNOW ALL MEN BY THESE PRESENTS
 That I, Romi Kotel, Vice President of Kotel Investments, Inc., owner of said 11.03 acre tract as conveyed to us in Volume 3351, Page 370, The Official Public Records of Hays County, Texas, DO HEREBY SUBDIVIDE said 11.03 acre tract into Lots 1 - 6, IH 35 Corridor Corner, in accordance with the plat shown herein, subject to any and all easements or restrictions hereinafter granted, and do hereby dedicate to the public shown herein for use of the streets and easements shown herein.

TO CERTIFY WHICH, WITNESS by my hand this ____ day of _____, 2010.

Romi Kotel - Vice President of Kotel Investments
 P.O. Box 6394
 Woodland Hills, CA 91365

STATE OF TEXAS
 COUNTY OF HAYS
 KNOW ALL MEN BY THESE PRESENTS
 Before me, the undersigned authority, on this day personally appeared Andy Thompson known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that they executed the same for the purposes and considerations therein expressed, in capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS ____ day of _____, 2010 A.D.

Notary Public in and for the State of Texas

CITY OF KYLE NOTES
 I, the undersigned, City Engineer of the City of Kyle, hereby certify that this subdivision plat conforms to the requirements of the subdivision ordinance and hereby recommend approval.

I, the undersigned, director of public works of the City of Kyle, hereby certify that this subdivision plat conforms to the requirements of the City of Kyle Subdivision Ordinance and hereby recommend approval.

This final plat has been submitted to and considered by the Planning and Zoning Commission of the City of Kyle, Texas, and is hereby approved by such Planning and Zoning Commission.

Dated this ____ day of _____, 2010

I hereby certify that the above and foregoing plat of IH35 Corridor Corner, Addition to the City of Kyle, was approved by the City Council of the City of Kyle on the ____ day of _____, 2010. Said addition shall be subject to all the requirements of the subdivision ordinance of the City of Kyle, Texas.

Witness my hand this ____ day of _____, 2010.

STATE OF TEXAS
 COUNTY OF HAYS

I, Shawn T. Ash, a Registered Professional Land Surveyor in the State of Texas, hereby certify that this plat is true and correctly made and is prepared from an actual survey on the property under my supervision on the ground and that corner monuments were properly placed under my supervision.

Shown T. Ash
 Registered Professional Land Surveyor
 State of Texas, No. 5687

STATE OF TEXAS
 COUNTY OF HAYS

I, Linda Fritsche, County Clerk of Hays County, Texas, certify that this plat was filed for record in my office on the ____ day of _____, 2010, at ____ o'clock ____ M., and recorded on the ____ day of _____, 2010, at ____ o'clock ____ M., in the Plat Records of Hays County, Texas, in Volume _____ Pages, _____.

LINDA FRITSCH
 COUNTY CLERK
 HAYS COUNTY, TEXAS

REVISIONS

NO.	REVISION	DATE

ASH & ASSOCIATES
 surveying and mapping
 14000 W. WILSON BLVD.
 SUITE 100
 SAN MARCO, TEXAS 78666
 (512) 392-1719
 FAX (512) 392-1928

DRAWING INFORMATION

REVISION BY	DATE	PROJECT NO.	PLAT NO.

FINAL PLAT OF
 LOTS 1 - 6,
 IH 35 CORRIDOR CORNER
 HAYS COUNTY, TEXAS

DRAWING
 PLAT
 SHEET: 1
 OF 1

KYLE CITY COUNCIL MEETING

MAY 17, 2011

VI. Consent Agenda, cont...

- 11.** A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS AUTHORIZING THE MAYOR TO SIGN A RELEASE AND TERMINATION OF A WASTEWATER LINE UTILITY EASEMENT (PLUM CREEK PHASE I SECTION 6A); PROVIDING FOR OPEN MEETINGS AND RELATED MATTERS

~ Shira Rodgers, Director of Planning

ESTABLISHED 1880

RESOLUTION NO. _____

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS
AUTHORIZING THE MAYOR TO SIGN A RELEASE AND TERMINATION OF A
WASTEWATER LINE UTILITY EASEMENT (PLUM CREEK PHASE I SECTION
6A); PROVIDING FOR OPEN MEETINGS AND RELATED MATTERS.**

WHEREAS, the City of Kyle, Texas (the "City"), holds a Wastewater Line Utility Easement, recorded as Volume 976, Page 355 in the Official Records of Hays County, over and across all or a portion of that real property, more particularly described on the attached Exhibit A, located in Kyle, Hays County, Texas;

WHEREAS, the City has determined that the Wastewater Line Utility Easement is no longer necessary as it relates to the property and desires to terminate and grant a release of the Wastewater Line Utility Easement;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS;

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Release of Wastewater Line Utility Authorized. The Mayor and the City Secretary be and are hereby authorized, empowered, instructed and directed to execute a full release of the Wastewater Line Utility Easement over and across all or a portion of that certain real property located in Kyle, Hays County, Texas, as more particularly shown in Exhibit "A". Upon the execution of such release and termination, the Wastewater Line Utility Easement shall be and become a valid and binding act and deed of the City.

Section 3. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't. Code*.

PASSED AND APPROVED this ____ day of _____, 2011.

ATTEST

CITY OF KYLE, TEXAS

Amelia Sanchez, City Secretary

Lucy Johnson, Mayor



RELEASE AND TERMINATION OF WASTEWATER LINE UTILITY EASEMENT

THE STATE OF TEXAS §
§
COUNTY OF HAYS §

WHEREAS, by Wastewater Line Utility Easement, recorded as Volume 976, Page 355 of the Official Public Records of Hays County, Texas, conveyed a Wastewater Line Utility Easement (“Easement”) over and across all or a portion of that certain real property, more particularly described on the attached Exhibit “A” (the “Property”), to the City of Kyle, Texas (the “City”) for the Wastewater Line Utility Easement over and across the Property; and

WHEREAS, the City has determined that the Easement is no longer necessary as it relates to the Property; and

WHEREAS, the City desires to terminate and grant a release of the Easement;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and for the benefit of all present and future owners of the Property, or any portion thereof, the City has **RELEASED AND TERMINATED** and, by these presents, does **RELEASE AND TERMINATE** the Easement. By execution hereof, the City confirms and acknowledges the Easement will be of no further force or effect.

EXECUTED TO BE EFFECTIVE the ____ day of February, 2011.

ATTEST: **THE CITY OF KYLE, TEXAS**

_____, City Secretary

THE STATE OF TEXAS §
COUNTY OF HAYS §

BEFORE ME, the undersigned authority, a Notary Public in and for said County and State, on this day personally appeared _____, _____ of the City of Kyle, Texas, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the __ day of _____, 2011.

[Seal]

Notary Public in and for the State of Texas
My Commission Expires: _____





13276 Research Blvd Ste 208
 Austin, Texas 78750
 Ph: (512) 506-9335
 Fax: (512) 506-9377
 www.axiomtexas.com
 Texas P.E. Firm No. F-43

WASTEWATER EASEMENT
 VACATION / REDEDICATION MAP

30
PLUM CREEK
 KYLE, TEXAS

KYLE CITY COUNCIL MEETING

MAY 17, 2011

VI. Consent Agenda, cont...

12. *(Second Reading) AN ORDINANCE OF THE CITY OF KYLE, TEXAS AMENDING CHAPTER 26 OF THE CITY CODE PERTAINING TO PARKS AND RECREATION; ESTABLISHING RULES FOR LAKE KYLE PARK; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING A PENALTY CLAUSE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW*
~ Kerry Urbanowicz, Director of Parks, Recreation & Facilities

ESTABLISHED 1880

KYLE CITY COUNCIL MEETING

MAY 17, 2011

VI. Consent Agenda, cont...

13. Authorizing City Staff to Execute Agreement with Broadcast Music Inc (BMI) for License Agreement to permit music in public parks and facilities
~ *Kerry Urbanowicz, Director of Parks, Recreation & Facilities*

ESTABLISHED 1880



www.bmi.com/lge
Username: 2166413
Password: 695282

April 25, 2011

Kent LaFlair
Kyle
PO BOX 40
Kyle TX 78640

Visit Us On The Web About Your Licensing Needs: www.bmi.com/lge
Call BMI: (888) 689-5264
Email: licensing@bmi.com

Dear Mr. LaFlair:

Thank you for taking the time to speak with me on the phone today. As we discussed, please sign and return the enclosed BMI Music License to this office promptly.

By returning the license and remitting your fee as specified in the terms of your agreement, you will ensure that your business or organization has legal access to the more than 6.5 million musical works in BMI's award-winning repertoire. You will also help ensure that the creators of the BMI music you play will be compensated.

Again, thank you for your time and cooperation. If you have any questions, please feel free to call me at (888) 689-5264.

Sincerely,

Tom Tiberi
Support Associate
General Licensing

Encl: LGE1 MPA 01/11, BRE
2166413//Premise State: TX

P.S. You can also license online. Just go to the web address in the upper right hand corner, click "Apply for a License" and enter your Username & Password. Many trade associations have discount programs with BMI. Contact your association to see if you qualify for a discount.



2011 RATE SCHEDULE FOR LOCAL GOVERNMENTS

SCHEDULE A			
Check Population Range (√)	LICENSEE's Population	Base License Fee	Enter Fee Based Upon Population
<input checked="" type="checkbox"/>	1 - 50,000	\$309	\$309
<input type="checkbox"/>	50,001 - 75,000	\$615	
<input type="checkbox"/>	75,001 - 100,000	\$740	
<input type="checkbox"/>	100,001 - 125,000	\$986	
<input type="checkbox"/>	125,001 - 150,000	\$1,233	
<input type="checkbox"/>	150,001 - 200,000	\$1,603	
<input type="checkbox"/>	200,001 - 250,000	\$1,972	
<input type="checkbox"/>	250,001 - 300,000	\$2,344	
<input type="checkbox"/>	300,001 - 350,000	\$2,713	
<input type="checkbox"/>	350,001 - 400,000	\$3,085	
<input type="checkbox"/>	400,001 - 450,000	\$3,454	
<input type="checkbox"/>	450,001 - 500,000	\$3,824	
<input type="checkbox"/>	500,001 - plus	\$5,187 plus \$500 for every 100,000 population increment or portion thereof above 500,000 up to a maximum annual fee of \$61,663	
	If 500,001 or more, enter population _____		
		SCHEDULE A FEE	\$ 309.00

SCHEDULE B Special Events Fee (to be reported 90 days after each event*, see Par. 13(d))	
The rate for Special Events shall be 1% of Gross Revenue.	
<ul style="list-style-type: none"> ▪ "Special Events" means musical events, concerts, shows, pageants, sporting events, festivals, competitions, and other events of limited duration presented by LICENSEE for which the "Gross Revenue" of such Special Events exceeds \$25,000.00 ▪ "Gross Revenue" means all monies received by LICENSEE or on LICENSEE's behalf from the sale of tickets for each Special Event. If there are no monies from the sale of tickets, "Gross Revenue" shall mean contributions from the sponsors or other payments received by LICENSEE for each Special Event. 	
SCHEDULE B FEE	<i>BMI will provide a report form to report your events*</i>

SCHEDULE C State Municipal and/or County Leagues or State Associations of Attorneys (to be completed if you are a State Municipal and/or County Leagues or State Associations of Attorneys)	
The annual license fee for LICENSEES who are legally organized as state municipal and/or county leagues, or state associations of municipal and/or county attorneys shall be \$309.00. No Special Events fee applies to LICENSEES qualifying under this schedule.	
SCHEDULE C FEE	\$

13. REPORTING

- (a) Upon the execution of this Agreement, LICENSEE shall submit:
- (i) a report stating LICENSEE's population based on the most recent published U.S. Census data. The population set forth in the report shall be used to calculate the Base License Fee under this Agreement; and
 - (ii) a report containing the information set forth in Paragraph 13 (d) below for all Special Events that were presented between the effective date of this Agreement and the execution of this Agreement.
- (b) The Base License Fee for the first year of this Agreement and any license fees due for Special Events that were presented between the effective date of this Agreement and the execution of this Agreement shall be payable upon the execution of this Agreement.
- (c) Base License Fees for subsequent years shall be due and payable within 30 days of the renewal date of this Agreement and shall be accompanied by a statement confirming whether any Special Events were presented during the previous calendar year.
- (d) Ninety (90) days after the conclusion of each Special Event, LICENSEE shall submit to BMI payment for such Special Event and a report in printed or computer readable form stating:
- (i) the date presented;
 - (ii) the name of the attraction(s) appearing;
 - (iii) the "Gross Revenue" of the event (as defined above);
 - (iv) the license fee due for each Special Event.

KYLE CITY COUNCIL MEETING

MAY 17, 2011

VI. Consent Agenda, cont...

14. Authorize Kyle Area Senior Zone (KASZ) to Execute an Agreement with Time Warner Cable to install and provide cable TV service and internet to Historic Kyle City Hall

~ Kerry Urbanowicz, Director of Parks, Recreation & Facilities

ESTABLISHED 1880

Time Warner Cable and Kyle Area Senior Zone Incorporated
Partnership Agreement 2011-2012

Time Warner Cable will provide one cable outlet with Standard Basic Cable service and one modem for Road Runner High-Speed Online to the following club for two years as of the date of installation:

Kyle Area Senior Zone
101 South Burleson
Kyle, TX 78640

Kyle Area Senior Zone will provide the following:

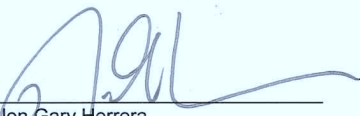
1. Router and computers for computer lab
2. Television for cable service
3. Opportunity to Time Warner Cable (TWC) to provide signage on or near television set (ex: Powered by Time Warner Cable or TWC logo)
4. Opportunity to TWC to provide signage over the computers for the length of the contract (ex: "Connect a Million Minds (logo) Technology Center" w/ web address on sign).
5. Opportunity to TWC to display additional signage on or by computers (ex: computer stickers "High-Speed Online provided by Time Warner Cable", CAMM mouse pads) at facility.
6. Any additional signage and/or recognition available through the Kyle Area Senior Zone. Time Warner Cable name and/or logo in any print material produced by Club regarding the televisions, computers and/or Internet at facility.

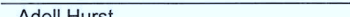
<u>Partnership Summary (In Kind)</u>	<u>In-kind Value</u>
Standard Cable one outlet	\$109.95 per month
Road Runner High-Speed Online	\$149.95 per month
Total in-kind value two years	\$6,237.60

Agreed to this 17 day of February, 2011

Time Warner Cable

Kyle Area Senior Zone


Jon Gary Herrera
Regional Vice President of Communications
Time Warner Cable


Adell Hurst
Public Relations
Kyle Area Senior Zone

CITY OF
KYLE
ESTABLISHED 1880

KYLE CITY COUNCIL MEETING

MAY 17, 2011

VI. Consent Agenda, cont...

15. *(Second Reading) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, (“CITY”) APPROVING IMPLEMENTATION OF THE FEBRUARY 10, 2011 INTERIM RATE ADJUSTMENT FILING PURSUANT TO THE TEXAS UTILITIES CODE § 104.301 OF TEXAS GAS SERVICE COMPANY, A DIVISION OF ONEOK, INC. (“TGS” OR “COMPANY”); AND DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; AND DECLARING AN EFFECTIVE DATE*

~ Jerry Hendrix, Acting Assistant City Manager

ESTABLISHED 1880

ORDINANCE: _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, (“CITY”) APPROVING IMPLEMENTATION OF THE FEBRUARY 10, 2011, INTERIM RATE ADJUSTMENT FILING PURSUANT TO THE TEXAS UTILITIES CODE § 104.301 OF TEXAS GAS SERVICE COMPANY, A DIVISION OF ONEOK, INC. (“TGS” OR “COMPANY”); AND DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, on February 10, 2011, TGS made an interim rate adjustment filing pursuant to the Texas Utilities Code §104.301 with the City; and,

WHEREAS, in accordance with the Texas Utilities Code §104.301, the proposed interim rate adjustment will go into effect for meters read on or after May 27, 2011, with no action by the City; and,

WHEREAS, in accordance with the Texas Utilities §104.301, the proposed interim rate adjustment is subject to full review and, if appropriate, refund at the time of the next general rate case; and,

WHEREAS, taking no action to oppose the interim rate adjustment is in the public interest;

WHEREAS, the City Council finds that it is reasonable to allow the Company to defer recovery of expenses incurred by the City and the Company in connection with this proceeding until the next general rate case,

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

Section 1. That the findings set forth in this Ordinance are hereby in all things approved.

Section 2. That the City Council finds that it is in the public interest not to oppose the Company’s interim rate adjustment filing and attached Rate Schedules, which are attached hereto and incorporated herein as Exhibit “A,” and to allow the Rate Schedules to take effect on the proposed effective date of May 27, 2011.

Section 3. That Texas Gas Service is authorized to recover reasonable and necessary rate case expenses in the next general rate case.

Section 4. That to the extent any resolution or ordinance previously adopted by the Council is inconsistent with this Ordinance, it is hereby repealed.

Section 5. That the meeting at which this Ordinance was approved was in all things conducted in strict compliance with Texas Open Meetings Act, Texas Government Code, Chapter 551.

Section 6. That this Ordinance shall become effective from and after its passage.

PASSED AND APPROVED this _____ day of May, 2011

CITY OF KYLE

Mayor

ATTEST:

City Secretary

APPROVED AS TO FORM:

City Attorney

INTERIM RATE ADJUSTMENT

A. APPLICABILITY

This Interim Rate Adjustment (IRA) applies to all general service rate schedules of Texas Gas Service Company (Company) currently in force in the incorporated areas of Austin, Cedar Park, Kyle, Rollingwood, Sunset Valley, and West Lake Hills, Texas. Applicable rate schedules include 10, 20, 22, 30, 32, 40, 42, 48, CNG-1, and T-1.

B. PURPOSE

Section 104.301, Subchapter G of the Texas Utility Code, effective on September 1, 2003, provides for an interim adjustment in a gas utility's monthly customer charge or initial block usage rate to recover the cost of changes in the utility's infrastructure investment and related expenses and revenues for providing gas utility service. The filing date of the utility's most recent rate case establishing rates for the area in which the interim rate adjustment will apply shall be no more than two years prior to the date the utility files its initial interim rate adjustment application for that area. The interim adjustment shall be recalculated on an annual basis, unless the utility files a written request and obtains approval from the regulatory authority to suspend the operation of the interim adjustment rate schedule for any year. This rate schedule establishes the interim adjustment provisions consistent with Section 104.301, Subchapter G of the Texas Utility Code.

C. BILLING

The following Interim Rate Adjustments will be added to the applicable Rate Schedule Customer Charge for each monthly billing period:

Rate Schedule	Customer Class	Current Customer Charge	Interim Rate Adjustment	Total Customer Charge
10	Residential	\$9.75	\$0.46	\$10.21
20	Commercial	\$12.75	\$1.61	\$14.36
22	Lg. Commercial	\$80.00	\$17.84	\$97.84
30	Industrial	\$40.00	\$6.26	\$46.26
32	Lg. Industrial	\$80.00	\$25.10	\$105.10
40	Public Authority	\$20.00	\$2.22	\$22.22
42	Lg. Public Authority	\$80.00	\$31.13	\$111.13
48	Public Schools Space Heating	\$40.00	\$6.86	\$46.86
CNG-1	Compressed Natural Gas	\$25.00	\$4.27	\$29.27

All applicable fees and taxes will be added to the above rate.

INTERIM RATE ADJUSTMENT
(Continued)

Rate Schedule	Customer Class	Current Customer Charge	Interim Rate Adjustment	Total Customer Charge
T-1	Commercial	\$75.00	\$11.38	\$86.38
T-1	Lg. Commercial	\$150.00	\$37.03	\$187.03
T-1	Industrial	\$80.00	\$17.61	\$97.61
T-1	Lg. Industrial	\$150.00	\$74.19	\$224.19
T-1	Public Authority	\$25.00	\$3.16	\$28.16
T-1	Lg. Pub Auth	\$100.00	\$41.64	\$141.64
T-1	Public Schools Space Heating	\$60.00	\$7.03	\$67.03
T-1	CNG	\$40.00	\$1.57	\$41.57

All applicable fees and taxes will be added to the above rate.

D. COMPUTATION OF IRA RATE

The amount the Company shall adjust its utility rates upward or downward under this rate schedule each calendar year is based on the difference between the value of the invested capital for the preceding calendar year and the value of the invested capital for the calendar year preceding that calendar year. The value of the invested capital is equal to the original cost of the investment at the time the investment was first dedicated to public use minus the accumulated depreciation related to that investment.

Based on the difference between the values of the invested capital amounts as determined above, the Company may adjust only the following related components of its revenue requirement: return on investment, depreciation expense, ad valorem taxes, revenue related taxes and incremental federal income taxes. The factors for these components shall be the same as those established in the Company's most recent rate case for the service area in which this interim rate adjustment is to be implemented.

The revenue requirement calculated pursuant to this rate schedule shall be allocated among the Company's customer classes for this service area in the same manner as the cost of service was allocated among customer classes in the Company's latest effective rates for this area.

E. FILING WITH THE REGULATORY AUTHORITY

1. The Company shall file either the initial interim adjustment or the annual interim adjustment with the regulatory authority at least 60 days before the proposed implementation date. During the 60-day period, the regulatory authority may act to suspend implementation of the adjustment.
2. The Company shall provide notice to customers by bill insert or direct mail not later than the 45th day after the date of filing the interim adjustment.

Initial Rate Schedule

Meters Read On and After
May 27, 2011

INTERIM RATE ADJUSTMENT
(Continued)

E. FILING WITH THE REGULATORY AUTHORITY (cont.)

3. The Company shall file with the regulatory authority an annual report describing the investment projects completed and placed in service during the preceding calendar year and the investments retired or abandoned during the preceding calendar year. The annual report shall also state the cost, need, and customers benefited by the change in investment.
4. In addition, the Company shall file with the regulatory authority an annual earnings monitoring report demonstrating the Company's earnings during the preceding calendar year. Should the Company earn a return of more than 75 basis points above the return established in the latest effective rates implemented under this rate schedule, the Company shall file a statement stating the reasons why the rates are not unreasonable or in violation of the law.
5. After the issuance of a final order or decision by a regulatory authority in a rate case that is filed after the implementation of a tariff or rate schedule under this section, any change in investment that has been included in an approved interim adjustment shall no longer be subject to subsequent review for reasonableness or prudence. All amounts collected under this rate schedule are subject to refund until the issuance of a final decision in the next rate case filing for this service area.
6. The Company shall file a rate case no later than the 180th day after the fifth anniversary date its initial interim rate adjustment for this service area became effective.
7. The provisions under Section 104.301, Subchapter G of the Texas Utility Code for this interim adjustment do not limit the power of the regulatory authority under Section 104.151.

Initial Rate Schedule

Meters Read On and After
May 27, 2011

KYLE CITY COUNCIL MEETING

MAY 17, 2011

VII. CONSIDER AND POSSIBLE ACTION

16. INTERLOCAL AGREEMENT AMONG HAYS COUNTY, CALDWELL COUNTY, CITY OF LULING, CITY OF KYLE, CITY OF BUDA, CITY OF LOCKHART, GUADALUPE-BLANCO RIVER AUTHORITY, PLUM CREEK CONSERVATION DISTRICT, CALDWELL-TRAVIS SOIL AND WATER CONSERVATION DISTRICT #304, AND HAYS COUNTY SOIL AND WATER CONSERVATION DISTRICT #351, REGARDING IMPLEMENTATION OF THE PLUM CREEK WATERSHED PROTECTION PLAN

~ Jerry Hendrix, Acting Assistant City Manager

ESTABLISHED 1880

**INTERLOCAL AGREEMENT AMONG
HAYS COUNTY, CALDWELL COUNTY, CITY OF LULING, CITY OF KYLE,
CITY OF BUDA, CITY OF LOCKHART, GUADALUPE-BLANCO RIVER AUTHORITY,
PLUM CREEK CONSERVATION DISTRICT, CALDWELL-TRAVIS SOIL AND
WATER CONSERVATION DISTRICT #304, AND HAYS COUNTY SOIL AND WATER
CONSERVATION DISTRICT #351, REGARDING IMPLEMENTATION OF
THE PLUM CREEK WATERSHED PROTECTION PLAN**

This Interlocal Agreement is made and entered into, effective the ____ day of _____, 2011 (“Effective Date”) by and among Hays County Texas (“Hays County”), Caldwell County Texas (“Caldwell County”), City of Luling (“Luling”), City of Kyle (“Kyle”), City of Buda (“Buda”), City of Lockhart (“Lockhart”), Guadalupe-Blanco River Authority (“GBRA”), Plum Creek Conservation District (“PCCD”), Caldwell-Travis Soil and Water Conservation District #304 (“Caldwell-Travis SWCD”), and Hays County Soil and Water Conservation District #351 (“Hays County SWCD”), jointly known as the “Parties.” This Interlocal Agreement is entered into by the Parties pursuant to the authority granted and in compliance with, the provisions of the “Interlocal Cooperation Act,” as amended, Texas Government Code, Chapter 791. This Interlocal Agreement is intended to further the purpose of the Interlocal Cooperation Act, which is to increase the efficiency and effectiveness of local governments.

WHEREAS in 2006, the Plum Creek Watershed Partnership (“PCWP”) was established to restore and protect the water quality in Plum Creek and each Party named above has representatives on the PCWP Steering Committee, as described in the PCWP Ground Rules dated May 5, 2006 (“Ground Rules”), throughout that time; and

WHEREAS since that time over two (2) million dollars have been dedicated to the development and implementation of the highly recognized Plum Creek Watershed Protection Plan (“WPP”); and

WHEREAS, the Plum Creek WPP is a roadmap to restore water quality in Plum Creek and includes data collection and water quality monitoring, implementation of best management practices to address pollution from agriculture and urban sources, and outreach and education; and

WHEREAS, the Plum Creek WPP satisfies the US Environmental Protection Agency’s (“EPA”) guidelines and expectations for a WPP; and

WHEREAS the Plum Creek Watershed Coordinator, currently Texas AgriLife Extension Service, through an existing grant from the Texas State Soil and Water Conservation Board (“TSSWCB”) and EPA, facilitates the PCWP; secures funding through writing grants, tracks the progress of implementing the Plum Creek WPP; and reports water quality trends resulting from implementation of the Plum Creek WPP; and

WHEREAS, in September 2011, current federal funding for the Plum Creek Watershed Coordinator will end; and

ATTACHMENT D

Entities	2009 Population	Area Acres	Area (sq. Miles)	Cost Portion for \$120,000			Cost Portion for \$48,000		
				Population portion (50%)	Land Portion (50%)	TOTAL	Population Portion (50%)	Land portion (50%)	TOTAL
Caldwell County	36899	350080	547						
Caldwell County (In Watershed)	17488	189709	311 296.42	\$7,798	\$15,332	\$23,130	\$3,119	\$6,133	\$9,252
Hays County	151664	434559	679						
Hays County (In Watershed)	8,622	38628	72 60.3	\$3,845	\$3,122	\$6,967	\$1,538	\$1,249	\$2,787
Kyle	28,700	6000	9.38	\$12,798	\$485	\$13,283	\$5,119	\$194	\$5,313
Lockhart	14238	7,210	11.26	\$6,349	\$583	\$6,932	\$2,540	\$233	\$2,773
Luling	5502	2120	3.31	\$2,453	\$171	\$2,625	\$981	\$69	\$1,050
Buda	7784	1451	2.27	\$3,471	\$117	\$3,588	\$1,388	\$47	\$1,435
GBRA	26110	248637	388	\$11,643	\$20,095	\$31,738	\$4,657	\$8,038	\$12,695
PCCD	26110	248637	388	\$11,643	\$20,095	\$31,738	\$4,657	\$8,038	\$12,695
Watershed	82334	248637	388						
TOTAL	134,554	742,392		\$60,000	\$60,000	\$120,000	\$24,000	\$24,000	\$48,000

TOTAL ESTIMATED BUDGET = 120000
 ANTICIPATED GRANT AWARD 60% OF BUDGET = 72000
 ESTIMATED BUDGET BALANCE AFTER GRANT = 48000

Caldwell County	15356	2008 Outside of City in the County Estimation
Caldwell County	17488	Population estimated by people per square mile for the county

Note: SWCDs do not have tax-generating authority and only receive limited grants from TSSWCB and USDA-NRCS, as such, no \$ commitment is in this table but as non-federal funds are available, the SWCDs will explore a contribution to this three (3) year pilot program.

KYLE CITY COUNCIL MEETING

MAY 17, 2011

VII. CONSIDER AND POSSIBLE ACTION

17. Consideration and Possible Action for Approval of Contract for New City Attorney Services with Davidson & Troilo of San Antonio, Texas

~ Council Member Diane Herval

ESTABLISHED 1880

STATE OF TEXAS §
 §
COUNTY OF BEXAR §

AGREEMENT FOR LEGAL SERVICES

The Law offices of Davidson & Troilo, P.C. (Law Firm) is hereby employed to perform all necessary legal and related services in connection with the following matter, including providing legal advice and opinions, prosecuting, defending, or drafting documents on behalf of the CITY OF KYLE, TEXAS (City).

1. The City engages the Law Firm as City Attorney. The individual attorney assigned as City Attorney is Frank J. Garza. Other attorneys in the Law Firm, including but not limited to the ones listed in Section 3, shall be designated Assistant City Attorneys.
2. This Agreement shall be effective on June 1, 2011 after being duly approved by the City Council. Agreement shall terminate on September 30, 2012. This Agreement may be extended for additional one (1) year terms with concurrence of both parties on the same terms and conditions.
3. Fees for professional services rendered will be at the following rates:

General Representation:

Monthly Retainer – to include twenty-five (25) hours per month
consultation, plus two (2) City Council meetings \$5,000 /month

Special Projects:

Frank J. Garza	\$190.00/Hour
Richard D. O’Neil	\$190.00/Hour
Lea Ream	\$190.00/Hour
Steven M. Pena	\$170.00/Hour
Paul M. Gonzalez	\$170.00/Hour

Water Rights

Patrick Lindner	\$225.00/Hour
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Litigation:

Preparation Time – Attorneys	\$200.00/Hour
Court Room Time – Attorneys	\$225.00/Hour

Municipal Court Prosecution:

Monthly Retainer – to include ten (10) hours per month,
plus one (1) Municipal Court Appearances \$1,400 /month

Lisa Gonzalez	\$140.00/Hour
Steven M. Pena	\$140.00/Hour
Paul M. Gonzalez	\$140.00/Hour

Support:

Paralegal/Law Clerk	\$ 65.00/Hour
Copies	.10/per copy
Clerical staff	No Cost
Delivery Expenses	At Cost
Travel Time	½ Hourly Rate
Mileage to Meetings	IRS Cost
Electronic Research	No Cost

4. The City agrees to pay all disbursements reasonably necessary for the proper performance of the legal service, including without limitation: investigations, expert and other witness fees, photographs, court costs, court reporter transcripts and services, courier or messenger services, recording and certifying documents, computer research, long distance telephone charges, fax charges, postage expenses, and copying costs. The City gives the Law Firm a continuing lien on any claim/cause of action on any and all property (including personal papers and legal documents of the City in Law Firm's possession, and on all funds realized by a settlement or recovered by a judgment as security for the payment of said compensation and out-of-pocket expenses advanced by law firm until Law Firm is fully paid. The City shall not pay for the attendance of more than one attorney of the firm at any meeting or negotiation session, unless approved in advance by the City Manager. Phone calls to the Law Firm from designated City officials will be billed at a tenth of an hour for every six (6) minutes
5. The City may, if unsatisfied with the services for any reason, discharge the Law Firm at any time with thirty (30) days written notice; however, it is understood and agreed that the City will pay Law Firm at time of discharge all fees and expenses then due, calculated at hourly rates set forth. Discharge or withdrawal requires written notice mailed or delivered to the contact address contained herein.
6. All invoices for professional services shall be submitted on Law Firm's letterhead and should describe in reasonable detail, the services performed, the time spent, the applicable billing rate and the attorney or legal assistant performing said services. The City will make payment to the firm within thirty (30) days of its receipt of each invoice. If additional time is needed to make payment, City shall contact principal attorney and notify him of expected date of payment.
7. It is agreed and understood that all files, reports, including documents, legal memoranda and correspondence produced under this Agreement are the property of the City, and upon termination, shall be forwarded to the City, at no expense to the City, as directed by the Mayor or City Manager. A copy of the information may be retained by Law Firm at Law Firm's own expense.
8. All notices or other communications between the parties shall be sent to the following contacts:

City:
Mayor
City Manager
City of Kyle, Texas
100 W. Center, PO Box 40
City of Kyle, Texas 78640
Tel: (512) 262-1010

Law Firm:
Frank J. Garza
Law Offices of Davidson & Troilo, P.C.
7500 West IH-10, Suite 800
San Antonio, Texas 78229
Tel: (210) 349-6484

9. It is agreed and understood that Law Firm neither makes nor shall make any guarantee as to the outcome of any litigation or proceeding in court or otherwise. The parties acknowledge reading and reviewing this Agreement and receipt of a signed copy. The parties understand, agree, and accept all of the terms.
10. It is further agreed that the Law Firm shall continue to practice in full accordance with the Texas Rules of Disciplinary Conduct. The Law Firm advises the City that in the event of a conflict of interest in representation of the City and another party, the Law Firm has always interpreted the Rules to require the Law Firm to refrain from representing either party, and has universally followed that interpretation. This Agreement is subject to this interpretation of the requirements of the Rules.
11. Law Firm acknowledges that it is informed that Texas law prohibits contracts between the City and any local public official, and that that prohibition extends to an officer or employee of City boards and commissions and to contracts involving a business entity in which the official has a substantial interest, as defined by Texas law, it is reasonably foreseeable that an action on the matter would confer an economic benefit on a business entity. Law Firm certifies that neither it, its individual officers, employees or agents, nor any person having a substantial interest in this contract is any officer or employee of City or any of its agencies

DATED this ____ day of May, 2011.

Mayor Lucy Johnson
City of Kyle, Texas

Frank J. Garza, Partner
Law Offices of Davidson & Troilo, P.C.

ATTEST:

City Secretary

KYLE CITY COUNCIL MEETING

MAY 17, 2011

VII. CONSIDER AND POSSIBLE ACTION, cont...

18. *(First Reading) AN ORDINANCE OF THE CITY OF KYLE, TEXAS, AMENDING ORDINANCE NO. 633 ADOPTED ON SEPTEMBER 7, 2010 MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY FOR FISCAL YEAR BEGINNING OCTOBER 1, 2010 AND ENDING SEPTEMBER 30, 2011; BY AMENDING THE AMOUNT OF APPROPRIATIONS FOR THE GENERAL FUND AS WELL AS OTHER FUNDS THAT PROVIDE FOR THE PAYMENT OF OPERATING AND CAPITAL EXPENDITURES AND BY CHANGING THE AMOUNT APPROPRIATED FOR VARIOUS DEPARTMENTS OF THE CITY*

~ Perwez Moheet, Director of Finance

ESTABLISHED 1880



City of Kyle, Texas

Proposed Budget Amendment
Fiscal Year 2010-11

May 17, 2011

ORDINANCE NO. _____

AN ORDINANCE OF THE OF THE CITY OF KYLE, TEXAS, AMENDING ORDINANCE NO. 633 ADOPTED ON SEPTEMBER 7, 2010 MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY FOR FISCAL YEAR BEGINNING OCTOBER 1, 2010 AND ENDING SEPTEMBER 30, 2011; BY AMENDING THE AMOUNT OF APPROPRIATIONS FOR THE GENERAL FUND AS WELL AS OTHER FUNDS THAT PROVIDE FOR THE PAYMENT OF OPERATING AND CAPITAL EXPENDITURES AND BY CHANGING THE AMOUNT APPROPRIATED FOR VARIOUS DEPARTMENTS OF THE CITY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KYLE:

Section 1.0 Amendment to Current Budget. That the appropriations for the Fiscal Year beginning October 1, 2010 and ending September 30, 2011, for the support of the general government of the City of Kyle, Texas, be amended for said term in accordance with the change in expenditures shown in the attached Exhibits A, B, and C.

Section 2.0 Approval of Amendment. That the amendment, as shown in words and figures in Exhibits A, B, and C, are hereby approved in all aspects and adopted as an amendment to the City budget for the Fiscal Year beginning October 1, 2010 and ending September 30, 2011.

Section 3.0 Conflict. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 4.0 Open Meetings. That it is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Ch. 551, LGC.

Section 5.0 Effective Date. This Ordinance shall be in full force and effect from and after the date of its final passage and adoption in accordance with the provisions of applicable state law and the City Charter.

PASSED AND APPROVED on First Reading this ____ day of _____, 2011.

FINALLY PASSED AND APPROVED on this the ____ day of _____, 2011.

THE CITY OF KYLE, TEXAS

Lucy Johnson, Mayor

ATTEST:

Amelia Sanchez, City Secretary



ATTACHMENT A:

City of Kyle, Texas

Proposed Budget Amendment
Summary of Line Item Changes By Fund & Department

Fiscal Year 2010-11

City of Kyle, Texas
 Summary of Budget Amendment (Line Item Changes) by Fund/Department
 For Fiscal Year 2010-11

EXHIBIT A

	Department/Description	Fund	Amendment Category	Increase (Decrease)
1.	Mayor & Council	General Fund	Expenditure	\$ 9,400
2.	Administration	General Fund	Expenditure	16,851
3.	Information Technology	General Fund	Expenditure	22,889
4.	Financial Services	General Fund	Expenditure	36,162
5.	Municipal Court	General Fund	Expenditure	54,699
6.	Parks Maintenance & Operations	General Fund	Expenditure	44,894
7.	Police	General Fund	Expenditure	33,000
8.	Public Safety - Kyle Fire Dept.	General Fund	Expenditure	5,000
9.	Public Works - Street Maintenance	General Fund	Expenditure	52,317
	Net Increase/(Decrease):			<u>\$ 275,212</u>
10.	Transfers-in from General Fund	Community Dev.	Revenue	\$ 461,853
11.	Building Inspection	Community Dev.	Expenditure	13,000
12.	Economic Development	Community Dev.	Expenditure	419,000
	Net Increase/(Decrease):			<u>\$ (29,853)</u>
13.	Recreation Program Revenue	Recreation Fund	Revenue	\$ 11,000
14.	Special Events Revenue	Recreation Fund	Revenue	11,035
15.	Aquatics Program Revenue	Recreation Fund	Revenue	4,000
16.	Recreation Program Expenditures	Recreation Fund	Expenditure	24,950
	Net Increase/(Decrease):			<u>\$ (1,085)</u>
17.	Utility Billing	Utility Fund	Expenditure	\$ 59,330
18.	Water Operating	Utility Fund	Expenditure	254,844
19.	Water Supply	Utility Fund	Expenditure	323,498
20.	Sewer Operating	Utility Fund	Expenditure	41,633
	Net Increase/(Decrease):			<u>\$ 679,305</u>
21.	Technology Expenditure	Court Special Rev.	Expenditure	\$ 5,000
	Net Increase/(Decrease):			<u>\$ 5,000</u>
22.	Transfers-in	Debt Service	Revenue	\$ 37,462
23.	Principal & Interest	Debt Service	Expenditure	(415,005)
	Net Increase/(Decrease):			<u>\$ (452,467)</u>
24.	Transfers-in	TIRZ Debt Service	Revenue	(89,375)
25.	Principal & Interest	TIRZ Debt Service	Expenditure	109,921
	Net Increase/(Decrease):			<u>\$ 199,296</u>
26.	Bond Proceeds 2010 CO	CO 2010 Fund	Revenue	\$ 4,290,000
27.	New City Library Projects	CO 2010 Fund	Expenditure	4,290,000
	Net Increase/(Decrease):			<u>\$ -</u>
28.	Total Net Increase/(Decrease) All Funds:			<u>\$ 675,408</u>



ATTACHMENT B:

City of Kyle, Texas

Proposed Budget Amendment
Specific Line Item Changes By Fund/Department

Fiscal Year 2010-11

City of Kyle, Texas
Specific Line Item Changes - GENERAL FUND
Fiscal Year 2010-11

Budget Line Item Description	Actual FY 2008-09	Actual FY 2009-10	Approved Budget FY 2010-11	Year to Date Expenditures 3/31/2011	Proposed Budget Amendment FY 2010-11	Increase (Decrease)	Explanation/Comments
<u>Mayor & Council</u>							
1. Professional Conferences	\$ 1,320	\$ 295	\$ 3,000	\$ 1,845	\$ 11,000	\$ 8,000	ICSC Conference in Las Vegas
2. Other Contract Services	-	-	1,000	2,400	2,400	1,400	Background Check for CM Candidates
Total Mayor & Council:	<u>\$ 1,320</u>	<u>\$ 295</u>	<u>\$ 4,000</u>	<u>\$ 4,245</u>	<u>\$ 13,400</u>	<u>\$ 9,400</u>	
<u>Administration</u>							
1. Legal Services	\$ 39,992	\$ 36,210	\$ 23,500	\$ 10,375	\$ 35,000	\$ 11,500	Increase in Legal costs
2. Other Professional Services	-	1,600	-	38	5,351	5,351	Contribution to Plum Creek Conservation District
Total Administration:	<u>\$ 39,992</u>	<u>\$ 37,810</u>	<u>\$ 23,500</u>	<u>\$ 10,413</u>	<u>\$ 40,351</u>	<u>\$ 16,851</u>	
<u>Information Technology</u>							
1. Trunk Telephone System	\$ 857	\$ 1,137	\$ -	\$ 463	\$ 917	\$ 917	Verizon charges - Unbudgeted
2. IT Service Maint/License Fee	8,198	6,145	120,729	115,091	142,701	21,972	Software Licenses & Maintenance - Unbudgeted (e.g. Code Red \$10,000)
Total Information Technology:	<u>\$ 9,055</u>	<u>\$ 7,282</u>	<u>\$ 120,729</u>	<u>\$ 115,554</u>	<u>\$ 143,618</u>	<u>\$ 22,889</u>	
<u>Financial Services</u>							
1. Other Professional Services	\$ -	\$ -	\$ -	\$ -	\$ 5,000	\$ 5,000	PEC Franchise Fees Audit - Unbudgeted
2. Appraisal Service - HCAD	51,387	56,661	52,000	29,913	59,827	7,827	Appraisal Service Fee - Under Budgeted
3. Tax Collection Services	1,588	1,644	-	-	1,715	1,715	Tax Collection Services - Unbudgeted
4. Bank Charges	-	10,452	-	9,874	12,500	12,500	Bank Charges-Unbudgeted (Wells Fargo & Broadway)
5. Insurance & Bonds	2,376	3,296	-	3,120	3,120	3,120	\$2720 - Liability, \$400 - Bond F/Director
6. Other Contract Services	5,970	25,713	10,000	10,780	16,000	6,000	Brinks, Safesite, TimeClock, Temp.
Total Financial Services:	<u>\$ 61,321</u>	<u>\$ 97,766</u>	<u>\$ 62,000</u>	<u>\$ 53,687</u>	<u>\$ 98,162</u>	<u>\$ 36,162</u>	
<u>Municipal Court</u>							
1. Regular Part-Time	\$ 24,080	\$ 23,446	\$ 15,000	\$ 16,313	\$ 38,395	\$ 23,395	Municipal Court Judge - Unbudgeted
2. FICA/Social Security	8,383	9,237	9,607	5,009	11,396	1,789	Municipal Court Judge - Unbudgeted
3. Workers Compensation	581	388	603	398	1,070	467	Municipal Court Judge - Unbudgeted
4. State Unemployment Taxes	37	553	1,080	30	1,267	187	Municipal Court Judge - Unbudgeted
5. Health Insurance	16,287	16,030	13,218	8,379	18,379	5,161	Municipal Court Judge - Unbudgeted
6. Legal Services	40,720	45,230	30,000	11,389	50,000	20,000	Prosecuting Attorney - Under Budgeted
7. Credit Card Fees	830	3,639	1,500	2,573	5,200	3,700	Credit Card Fees for Payments made by Defendants - Under Budgeted
Total Municipal Court:	<u>\$ 90,918</u>	<u>\$ 98,523</u>	<u>\$ 71,008</u>	<u>\$ 44,091</u>	<u>\$ 125,707</u>	<u>\$ 54,699</u>	

City of Kyle, Texas
Specific Line Item Changes - GENERAL FUND
Fiscal Year 2010-11

Budget Line Item Description	Actual FY 2008-09	Actual FY 2009-10	Approved Budget FY 2010-11	Year to Date Expenditures 3/31/2011	Proposed Budget Amendment FY 2010-11	Increase (Decrease)	Explanation/Comments
<u>Parks Maintenance & Operations</u>							
1. Cell Phones (Push to Talk)	\$ 3,433	\$ 4,706	\$ -	\$ 1,644	\$ 4,032	\$ 4,032	Push to Talk Phone Charges - Unbudgeted
2. Water/Sewer	2,129	14,365	6,000	9,712	24,902	18,902	City Parks & Park Facilities Under Budgeted
3. Fuel	16,921	28,042	17,750	8,742	35,000	17,250	Increase in Fuel Costs
4. Light Equipment	15,200	14,754	-	4,710	4,710	4,710	Picnic Tables - Unbudgeted in Current Fiscal Year - City Invoiced 12/23/10
Total Parks Maint. & Operations	<u>\$ 37,683</u>	<u>\$ 61,867</u>	<u>\$ 23,750</u>	<u>\$ 24,808</u>	<u>\$ 68,644</u>	<u>\$ 44,894</u>	
<u>Police Department</u>							
1. Other Contract Services	\$ 6,134	\$ 11,911	\$ 7,000	\$ 3,022	\$ 40,000	\$ 33,000	Brinkley Sargent Architects for KPD Needs Assesment - Unbudgeted
Total Public Safety:	<u>\$ 6,134</u>	<u>\$ 11,911</u>	<u>\$ 7,000</u>	<u>\$ 3,022</u>	<u>\$ 40,000</u>	<u>\$ 33,000</u>	
<u>Public Safety</u>							
1. Kyle Fire Department	\$ 5,000	\$ 5,000	\$ -	\$ -	\$ 5,000	\$ 5,000	City's Annual Contribution - Unbudgeted
Total Public Safety:	<u>\$ 5,000</u>	<u>\$ 5,000</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 5,000</u>	<u>\$ 5,000</u>	
<u>Public Works - Street Maintenance</u>							
1. Other Professional Services	\$ 83	\$ 32,906	\$ 10,000	\$ 34,782	\$ 37,317	\$ 27,317	\$9,293 Klotz for Sidewalk Inventory, \$26,149 (43.9%) LAN for Downtown Infrastructure Analysis, \$1,875 KAB for Standard Construction Details
2. Streets/Drains/Sidewalks	1,721	5,398	5,000	-	30,000	25,000	Barton Property Sidewalk, Parking & Alley Improvements
Total Public Works - Street Maint.	<u>\$ 1,804</u>	<u>\$ 38,304</u>	<u>\$ 15,000</u>	<u>\$ 34,782</u>	<u>\$ 67,317</u>	<u>\$ 52,317</u>	
Total General Fund:	<u><u>\$ 253,227</u></u>	<u><u>\$ 358,758</u></u>	<u><u>\$ 326,987</u></u>	<u><u>\$ 290,602</u></u>	<u><u>\$ 602,199</u></u>	<u><u>\$ 275,212</u></u>	

City of Kyle, Texas
Specific Line Item Changes - COMMUNITY DEVELOPMENT
Fiscal Year 2010-11

Budget Line Item Description	Actual FY 2008-09	Actual FY 2009-10	Approved Budget FY 2010-11	Year to Date Expenditures 3/31/2011	Proposed Budget Amendment FY 2010-11	Increase (Decrease)	Explanation/Comments
<u>Revenue & Transfers-In</u>							
1. Transfers-In from General Fund	\$ 157,552	\$ 645,993	\$ -	\$ 230,927	\$ 461,853	\$ 461,853	Transfer In From General Fund Unbudgeted. Transfer Out was Budgeted in General Fund
Total Revenue & Transfers-In	<u>\$ 157,552</u>	<u>\$ 645,993</u>	<u>\$ -</u>	<u>\$ 230,927</u>	<u>\$ 461,853</u>	<u>\$ 461,853</u>	
<u>Building Inspection</u>							
1. Other Contract Services	\$ 1,940	\$ 1,761	\$ 7,000	\$ 1,035	\$ 20,000	\$ 13,000	Demolition of Unsafe Structures within City Limits - Unbudgeted
Total Building Inspection:	<u>\$ 1,940</u>	<u>\$ 1,761</u>	<u>\$ 7,000</u>	<u>\$ 1,035</u>	<u>\$ 20,000</u>	<u>\$ 13,000</u>	
<u>Economic Development</u>							
1. Econ Dev Consultant Services	\$ -	\$ 240	\$ 15,000	\$ 15,000	\$ 19,000	\$ 4,000	ETR Development Services for 380 Agreement Monitoring & Administration
2. Seton TIRZ 380 Agreement	-	98,429	-	48,998	215,000	215,000	Econ Dev Sales Tax Rebate Payments - Unbudgeted
3. DBR DB380 Agreement	-	78,579	-	76,779	200,000	200,000	Econ Dev Sales Tax Rebate Payments - Unbudgeted
Total Economic Development:	<u>\$ -</u>	<u>\$ 177,248</u>	<u>\$ 15,000</u>	<u>\$ 140,777</u>	<u>\$ 434,000</u>	<u>\$ 419,000</u>	
Total Community Dev. Fund:	<u>\$ 1,940</u>	<u>\$ 179,009</u>	<u>\$ 22,000</u>	<u>\$ 141,812</u>	<u>\$ (7,853)</u>	<u>\$ (29,853)</u>	

City of Kyle, Texas
Specific Line Item Changes - RECREATION
Fiscal Year 2010-11

Budget Line Item Description	Actual FY 2008-09	Actual FY 2009-10	Approved Budget FY 2010-11	Year to Date Expenditures 3/31/2011	Proposed Budget Amendment FY 2010-11	Increase (Decrease)	Explanation/Comments
<u>Revenue - Recreation Program</u>							
1. Recreation Program Fees	\$ 21,240	\$ 10,144	\$ 6,000	\$ 5,244	\$ 10,000	\$ 4,000	Revenue Under Budgeted
2. Recreation Sport Leagues	18,090	30,217	26,500	18,027	33,500	7,000	Revenue Under Budgeted
Total Recreation Program:	<u>\$ 39,330</u>	<u>\$ 40,361</u>	<u>\$ 32,500</u>	<u>\$ 23,271</u>	<u>\$ 43,500</u>	<u>\$ 11,000</u>	
<u>Revenue - Special Events</u>							
1. July 4th	\$ 5,100	\$ 5,020	\$ -	\$ -	\$ 5,000	\$ 5,000	Revenue Unbudgeted
2. Movies/Festivals	2,525	2,660	-	-	3,000	3,000	Revenue Unbudgeted
3. Halloween	3,006	517	250	942	942	692	Revenue Under Budgeted
4. Market Days	2,908	6,770	4,500	4,150	6,000	1,500	Revenue Under Budgeted
5. Polar Bear Revenue	530	675	-	843	843	843	Revenue Unbudgeted
Total Special Events:	<u>\$ 14,069</u>	<u>\$ 15,642</u>	<u>\$ 4,750</u>	<u>\$ 5,935</u>	<u>\$ 15,785</u>	<u>\$ 11,035</u>	
<u>Revenue - Swimming Pool</u>							
1. Red Cross Classes	\$ 3,915	\$ 2,230	\$ 1,900	\$ 1,050	\$ 3,900	\$ 2,000	Revenue Under Budgeted
2. Swim Lessons	19,604	18,487	12,665	-	14,665	2,000	Revenue Under Budgeted
Total Swimming Pool:	<u>\$ 23,519</u>	<u>\$ 20,717</u>	<u>\$ 14,565</u>	<u>\$ 1,050</u>	<u>\$ 18,565</u>	<u>\$ 4,000</u>	
Total Recreation Program Revenue:	<u>\$ 76,918</u>	<u>\$ 76,720</u>	<u>\$ 51,815</u>	<u>\$ 30,256</u>	<u>\$ 77,850</u>	<u>\$ 26,035</u>	
<u>Expenditures - Recreation Programs</u>							
1. Recreation Program	\$ 807	\$ 5,680	\$ 4,640	\$ 1,387	\$ 8,640	\$ 4,000	Expenditures Under Budgeted
2. Light & Power	-	-	5,000	3,492	16,250	11,250	Expenditures Under Budgeted
3. Credit Card Fees	-	2,579	-	403	2,700	2,700	Expenditures Under Budgeted
4. Recreation Classes	18,785	25,324	17,352	11,173	24,352	7,000	Expenditures Under Budgeted
Total Recreation Expenditures:	<u>\$ 19,592</u>	<u>\$ 33,583</u>	<u>\$ 26,992</u>	<u>\$ 16,455</u>	<u>\$ 51,942</u>	<u>\$ 24,950</u>	
Total Recreation Fund:	<u>\$ 19,592</u>	<u>\$ 33,583</u>	<u>\$ 26,992</u>	<u>\$ 16,455</u>	<u>\$ (25,908)</u>	<u>\$ (1,085)</u>	

City of Kyle, Texas
Specific Line Item Changes - UTILITY
Fiscal Year 2010-11

Budget Line Item Description	Actual FY 2008-09	Actual FY 2009-10	Approved Budget FY 2010-11	Year to Date Expenditures 3/31/2011	Proposed Budget Amendment FY 2010-11	Increase (Decrease)	Explanation/Comments
<u>Expenditures - Utility Billing</u>							
1. Postage	\$ -	\$ 36,890	\$ 28,800	\$ 28,872	\$ 37,300	\$ 8,500	Postage Costs for Mailing Monthly Utility Bills - Under Budgeted
2. Credit Card Fees	-	70,036	45,000	30,355	78,000	33,000	Credit Card Fees for Payments made by Customers. Increase in Usage - Under Budgeted
3. Other Contract Services	-	36,656	20,000	19,666	37,830	17,830	Cost of Calculating and Preparing Utility Bills each Month & Software Maint. Fee
Total Utility Billing:	<u>\$ -</u>	<u>\$ 143,582</u>	<u>\$ 93,800</u>	<u>\$ 78,893</u>	<u>\$ 153,130</u>	<u>\$ 59,330</u>	
<u>Expenditures - Water Operating</u>							
1. Electrical/Plumbing Supplies	\$ 6,817	\$ 15,130	\$ 4,635	\$ 2,472	\$ 13,000	\$ 8,365	Needed for Water Opns-Under Budgeted
2. Chemicals/Pool Supplies	6,515	15,198	13,905	12,663	20,000	6,095	Needed for Water Opns-Under Budgeted
3. Water Valves/Meters	56,377	45,537	27,810	23,825	55,447	27,637	Needed for Water Opns-Under Budgeted
4. Light & Power	133,774	137,059	105,000	52,543	140,000	35,000	Needed for Water Opns-Under Budgeted
5. Water System Maint.	96,254	63,100	35,000	25,369	55,000	20,000	Needed for Water Opns-Under Budgeted
6. Electric Motor Repair	1,796	5,252	6,000	4,574	30,000	24,000	Needed for Water Opns-Under Budgeted
7. Fuel	9,910	18,025	20,000	13,620	40,000	20,000	Increase in Fuel Costs
Other Professional Services	188	130	200	12,085	16,500	16,300	LAN \$16,468 (27.6%) for Downtown Infrastructure Analysis
8.							
9. Testing/Certification	-	34,839	20,000	18,838	40,000	20,000	
10. TCEQ Water Permit	3,610	14,887	2,500	14,887	15,000	12,500	Annual TCEQ Permit Fee - Unbudgeted
11. Water Mains/Sewer Lines	-	-	193,350	-	-	(193,350)	Reducing Expenditure - Budgeted in CIP
12. Transfer Out - CIP	15,000	86,327	-	159,175	318,350	318,350	Transfer Out Unbudgeted
13. Transfer Out - Debt Service	-	836,125	838,398	554,400	778,345	(60,053)	Reducing Expenditure - Over Budgeted
Total Water Operating:	<u>\$ 330,241</u>	<u>\$ 1,271,609</u>	<u>\$ 1,266,798</u>	<u>\$ 894,451</u>	<u>\$ 1,521,642</u>	<u>\$ 254,844</u>	

City of Kyle, Texas
Specific Line Item Changes - UTILITY
Fiscal Year 2010-11

Budget Line Item Description	Actual FY 2008-09	Actual FY 2009-10	Approved Budget FY 2010-11	Year to Date Expenditures 3/31/2011	Proposed Budget Amendment FY 2010-11	Increase (Decrease)	Explanation/Comments
<u>Expenditures - Water Supply</u>							
1. Litigation/Mediation	\$ -	\$ 28,107	\$ -	\$ 24,629	\$ 60,000	\$ 60,000	Attorney Fees for BSEACD Appeal
2. Barton Springs EAC District	78,864	126,848	29,500	28,878	153,000	123,500	Water Supply Cost - Under Budgeted
3. GBRA - Canyon Lake Reserve	284,611	310,485	280,000	162,635	325,300	45,300	Water Supply Cost - Under Budgeted
4. Transport - City of San Marcos	79,920	79,954	57,302	33,767	80,000	22,698	Water Supply Cost - Under Budgeted
5. GBRA - Treated Water	469,898	432,322	400,000	155,228	432,000	32,000	Water Supply Cost - Under Budgeted
6. Miscellaneous Water Supply	3,020	43,577	-	17,448	40,000	40,000	Water Supply Cost - Under Budgeted
Total Water Supply:	<u>\$ 916,313</u>	<u>\$ 1,021,293</u>	<u>\$ 766,802</u>	<u>\$ 422,585</u>	<u>\$ 1,090,300</u>	<u>\$ 323,498</u>	
<u>Expenditures - Sewer Operating</u>							
1. Fuel	\$ 8,321	\$ 11,932	\$ 15,000	\$ 5,545	\$ 20,000	\$ 5,000	Increase in Fuel Costs
2. Other Professional Services	75	-	-	12,615	17,000	17,000	LAN \$16,998 (28.5%) for Downtown Infrastructure Analysis
3. Water Mains/Sewer Lines	-	-	295,000	-	-	(295,000)	Reducing Expenditure - Budgeted in CIP
4. Transfer Out - CIP	105,000	-	-	162,500	325,000	325,000	Transfer Out Unbudgeted
5. Transfer Out - Debt Service	-	144,823	144,823	95,770	134,456	(10,367)	Reducing Expenditure - Over Budgeted
Total Sewer Operating:	<u>\$ 113,396</u>	<u>\$ 156,755</u>	<u>\$ 454,823</u>	<u>\$ 276,430</u>	<u>\$ 496,456</u>	<u>\$ 41,633</u>	
Total Utility Expenditures	<u>\$ 1,359,950</u>	<u>\$ 2,593,239</u>	<u>\$ 2,582,223</u>	<u>\$ 1,672,359</u>	<u>\$ 3,261,528</u>	<u>\$ 679,305</u>	
Total Utility Fund:	<u>\$ 1,359,950</u>	<u>\$ 2,593,239</u>	<u>\$ 2,582,223</u>	<u>\$ 1,672,359</u>	<u>\$ 3,261,528</u>	<u>\$ 679,305</u>	

City of Kyle, Texas
 Specific Line Item Changes - Court Special Revenue
 Fiscal Year 2010-11

Budget Line Item Description	Actual FY 2008-09	Actual FY 2009-10	Approved Budget FY 2010-11	Year to Date Expenditures 3/31/2011	Proposed Budget Amendment FY 2010-11	Increase (Decrease)	Explanation/Comments
<u>Technology Expense</u>							
1. IT Service Maint/License Fees	\$ -	\$ -	\$ -	\$ 5,000	\$ 5,000	\$ 5,000	Court System Interface with Cop Sync. for KPD Citations to be Entered in Court Records Instead of Manually.
Total Technology Expense:	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 5,000</u>	<u>\$ 5,000</u>	<u>\$ 5,000</u>	
Total Court Special Revenue Fund:	<u><u>\$ -</u></u>	<u><u>\$ -</u></u>	<u><u>\$ -</u></u>	<u><u>\$ 5,000</u></u>	<u><u>\$ 5,000</u></u>	<u><u>\$ 5,000</u></u>	

City of Kyle, Texas
Specific Line Item Changes - Debt Services
Fiscal Year 2010-11

Budget Line Item Description	Actual FY 2008-09	Actual FY 2009-10	Approved Budget FY 2010-11	Year to Date Expenditures 3/31/2011	Proposed Budget Amendment FY 2010-11	Increase (Decrease)	Explanation/Comments
<u>Transfer In</u>							
1. Transfer - Utility Operating	\$ -	\$ 980,948	\$ 1,300,339	\$ 650,170	\$ 912,801	\$ (387,538)	Reducing Transfers in From the Utility Fund - Over Budgeted Transfer from 2008 Bond Fund - Council's 4-Year Debt Service Reduction Plan - Unbudgeted
2. Transfer - 2008 CO's	-	-	-	425,000	425,000	425,000	
Total Transfers In:	<u>\$ -</u>	<u>\$ 980,948</u>	<u>\$ 1,300,339</u>	<u>\$ 1,075,170</u>	<u>\$ 1,337,801</u>	<u>\$ 37,462</u>	
<u>Expenditures</u>							
1. 2009 GO Refunding Interest	\$ -	\$ 27,788	\$ 118,816	\$ 21,101	\$ 42,020	\$ (76,796)	Reducing Principal & Interest - Budgeted in Wrong Fund Reducing Principal & Interest - Payment Not Due Until 2012 Reducing Principal & Interest - Budgeted in Wrong Fund Reducing Principal & Interest - Payment Not Due Until 2012
2. 2010 Series CO Interest	-	-	165,084	-	-	(165,084)	
3. 2009 GO Refunding Principal	-	25,000	51,250	18,125	18,125	(33,125)	
4. 2010 Series CO Principal	-	-	140,000	-	-	(140,000)	
Total Debt Services Expenditures:	<u>\$ -</u>	<u>\$ 52,788</u>	<u>\$ 475,150</u>	<u>\$ 39,226</u>	<u>\$ 60,145</u>	<u>\$ (415,005)</u>	
Total Debt Services Fund:	<u>\$ -</u>	<u>\$ 52,788</u>	<u>\$ 475,150</u>	<u>\$ 39,226</u>	<u>\$ (1,277,656)</u>	<u>\$ (452,467)</u>	



City of Kyle, Texas

Proposed Budget Amendment
Fiscal Year 2010-11

May 17, 2011

City of Kyle, Texas
Specific Line Item Changes - CO 2010
Fiscal Year 2010-11

Budget Line Item Description	Actual FY 2008-09	Actual FY 2009-10	Approved Budget FY 2010-11	Year to Date Expenditures 3/31/2011	Proposed Budget Amendment FY 2010-11	Increase (Decrease)	Explanation/Comments
<u>Revenue:</u>							
1. 2010 CO Proceeds	\$ -	\$ -	\$ -	\$ 4,290,000	\$ 4,290,000	\$ 4,290,000	Budget for the New City Library Project
Total Revenue:	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 4,290,000</u>	<u>\$ 4,290,000</u>	<u>\$ 4,290,000</u>	
<u>Expenditures:</u>							
1. PW - Utility Improvements	\$ -	\$ -	\$ -	\$ 54,739	\$ 54,740	\$ 54,740	Budget for the New City Library Project
2. PW - Sidewalk Improvements	-	-	-	2,379	30,150	30,150	Budget for the New City Library Project
3. PW - City Engineer	-	-	-	7,040	25,000	25,000	Budget for the New City Library Project
4. Construction - Building	-	-	-	3,567,000	3,567,000	3,567,000	Budget for the New City Library Project
5. PSI Testing & Inspection	-	-	-	11,361	11,361	11,361	Budget for the New City Library Project
6. Furniture, Fixtures & Equipment	-	-	-	-	500,000	500,000	Budget for the New City Library Project
7. Cost of Issuance	-	-	-	62,756	62,756	62,756	Budget for the New City Library Project
8. Contingency (City's)	-	-	-	-	38,993	38,993	Budget for the New City Library Project
Total Expenditures:	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 3,705,275</u>	<u>\$ 4,290,000</u>	<u>\$ 4,290,000</u>	
Total CO 2010 Fund:	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 584,725</u>	<u>\$ -</u>	<u>\$ -</u>	



ATTACHMENT C:

City of Kyle, Texas

Proposed Amended Budget
Complete Detail Line Item Budget (After Budget Amendment)
For All Fund/Department

Fiscal Year 2010-11

KYLE CITY COUNCIL MEETING

MAY 3, 2011

IX. City Manager's Report

19. Update on Various Capital Improvement Projects, Road Projects, Building Program, and/or General Operational Activities

~ *Lanny Lambert, City Manager*

- *Update on Bond Funded Capital Improvement Projects*

ESTABLISHED 1880

City of Kyle, Texas
 Summary Capital Projects Budget Status Report - By Fund
 for the Period Ended February 28, 2011

Project Management Fund 182 (2007 CO Bond Fund - \$9,910,000.00)

Project Name	Approved Project Budget	Expenditures Year to Date	Expenditures Inception To Date	Encumbrances	Total Funds Obligated	% Obligated	Funds Available	% Budget/ Funds Available
Cost of Issuance	\$ 267,060.65	\$ -	\$ 267,060.65	\$ -	\$ 267,060.65	100.00%	\$ -	0.00%
Kohlers Crossing	7,853,730.41	-	7,853,730.41	-	7,853,730.41	100.00%	-	0.00%
Kohlers Crossing-Hays Co Reimbursement	(1,868,000.00)	-	(1,868,000.00)	-	(1,868,000.00)	100.00%	-	0.00%
TXDOT Reimb - Hometown Kyle	448,116.17	-	448,116.17	-	448,116.17	100.00%	-	0.00%
TXDOT Reimb-FM2770/Kohlers to FM150	750,000.00	-	849,601.44	-	849,601.44	113.28%	(99,601.44)	-13.28%
Lehman HS-Safety Improv-Sidewalk	15,381.51	-	15,381.51	-	15,381.51	100.00%	-	0.00%
SCC/Seton - Engineering	-	-	12,897.08	-	12,897.08	-	(12,897.08)	-
Dry Hole Rd	492,410.00	-	492,410.00	-	492,410.00	100.00%	-	0.00%
Downtown Streetscape/Employee Parking Lot	1,664,932.00	-	1,867,344.13	-	1,867,344.13	112.16%	(202,412.13)	-12.16%
Spring Branch Dr-Corridor Study	-	-	16,826.94	-	16,826.94	-	(16,826.94)	-
Annual St Maint - Bunton Rd & I35 Frontage	-	-	13,010.00	-	13,010.00	-	(13,010.00)	-
Transfer to Debt Service	251,287.22	-	251,287.22	-	251,287.22	100.00%	-	0.00%
Transferred 2002 CO into 2007	(250,577.40)	-	(250,577.40)	-	(250,577.40)	100.00%	-	0.00%
Center St/FM150 Extension	-	1,410.00	14,969.22	-	14,969.22	-	(14,969.22)	-
TXDOT Improv - Aesthetics	285,659.44	-	11,400.00	-	11,400.00	3.99%	274,259.44	96.01%
Total All Projects in Fund 182	\$ 9,910,000.00	\$ 1,410.00	\$ 9,995,457.37	\$ -	\$ 9,995,457.37	100.86%	\$ (85,457.37)	-0.86%

City of Kyle, Texas
 Summary Capital Projects Budget Status Report - By Fund
 for the Period Ended February 28, 2011

Project Management Fund 184 (2008 CO Bond Fund - \$22,800,000.00)

Project Name	Approved Project Budget	Expenditures Year to Date	Expenditures Inception To Date	Encumbrances	Total Funds Obligated	% Obligated	Funds Available	% Budget/ Funds Available
Bank Building	\$ 1,500,000.00	\$ -	\$ 1,062,614.38	\$ 437,385.62	\$ 1,500,000.00	100.00%	\$ -	0.00%
Public Works Facility Development	1,500,000.00	(32.62)	2,666,390.04	-	2,666,390.04	177.76%	(1,166,390.04)	-43.74%
Park Land Purchase & Improvements	460,000.00	-	526,504.00	-	526,504.00	114.46%	(66,504.00)	-12.63%
Dacy Lane Engr & Const	-	724.07	73,088.99	2,001,911.01	2,075,000.00	-	(2,075,000.00)	-100.00%
Tenorio Addition Ph1A - WW line	-	246,864.36	338,564.46	-	338,564.46	-	(338,564.46)	-100.00%
IT Improvements	471,000.00	-	656,470.58	-	656,470.58	139.38%	(185,470.58)	-28.25%
Traffic Signals	550,000.00	-	-	-	-	0.00%	550,000.00	0.00%
Extension of FM1626 (Seton)	9,500,000.00	-	9,079,117.88	-	9,079,117.88	95.57%	420,882.12	4.64%
Eco Dev Industrial Park Road	2,300,000.00	-	27,599.62	-	27,599.62	1.20%	2,272,400.38	8233.45%
HCPUA O&M Expenses	-	-	191,774.00	-	191,774.00	-	(191,774.00)	-100.00%
Water Well #5	500,000.00	-	484,495.00	-	484,495.00	96.90%	15,505.00	3.20%
Sewer Imprv-Thiele & Front @ RR	550,000.00	6,018.20	153,531.49	-	153,531.49	27.91%	396,468.51	258.23%
HCPUA Expenses	-	-	383,487.00	-	383,487.00	-	(383,487.00)	-100.00%
Asset Valuation	-	-	87,240.52	-	87,240.52	-	(87,240.52)	-100.00%
SIB II Suppl-I35 & FM150 Improv	3,000,000.00	-	-	1,000,000.00	1,000,000.00	33.33%	2,000,000.00	200.00%
Tenorio Addition Ph1B	-	-	-	57,904.05	57,904.05	-	(57,904.05)	-100.00%
Cost of Issuance	769,000.00	-	880,867.07	-	880,867.07	114.55%	(111,867.07)	-12.70%
Transfer to SIB Loan (Incode 275-530-310)	-	-	14,475.00	-	14,475.00	-	(14,475.00)	-100.00%
Post Oak .75MG EST	-	-	915,030.92	-	915,030.92	-	(915,030.92)	-100.00%
Old Stagecoach Rd GST	-	-	49,335.18	-	49,335.18	-	(49,335.18)	-100.00%
Yarrington Rd GST	-	-	58,347.75	-	58,347.75	-	(58,347.75)	-100.00%
Plum Creek 16" WL	-	-	99,155.65	-	99,155.65	-	(99,155.65)	-100.00%
Transfer to I&S to pay down debt	1,700,000.00	425,000.00	425,000.00	1,275,000.00	1,700,000.00	-	-	0.00%
Total All Projects in Fund 184	\$ 22,800,000.00	\$ 678,574.01	\$ 18,173,089.53	\$ 4,772,200.68	\$ 22,945,290.21	100.00%	\$ (145,290.21)	-0.63%

City of Kyle, Texas
 Summary Capital Projects Budget Status Report - By Fund
 for the Period Ended February 28, 2011

Project Management Fund 185 (2009 Tax Notes Fund - \$5,600,000.00)

Project Name	Approved Project Budget	Expenditures Year to Date	Expenditures Inception To Date	Encumbrances	Total Funds Obligated	% Obligated	Funds Available	% Budget/ Funds Available
Cost of Issuance	\$ 78,000.00	\$ -	\$ 74,275.68	\$ -	\$ 74,275.68	95.23%	\$ 3,724.32	4.77%
Historic City Hall	900,000.00	-	816,844.06	-	816,844.06	90.76%	-	0.00%
Equipment Purchases	643,763.00	-	637,561.73	-	637,561.73	99.04%	-	0.00%
SCADA System	393,000.00	67,603.05	451,032.05	10,310.76	461,342.81	117.39%	(19,722.81)	-5.02%
Recreation Center - Architect/Engr Fees	1,177,237.00	-	1,254,839.48	-	1,254,839.48	106.59%	-	0.00%
Police Records Mgmt System	503,000.00	228,123.00	259,116.40	190,883.60	450,000.00	89.46%	-	0.00%
Flex-Net Meter Reading System	870,000.00	2,400.04	50,880.46	818,301.29	869,181.75	99.91%	818.25	0.09%
Building Permits/Planning Software-Edgesoft	163,000.00	-	169,858.40	-	169,858.40	104.21%	-	0.00%
Comprehensive Plan Consultant Svcs	272,000.00	-	299,253.93	-	299,253.93	110.02%	-	0.00%
Train Depot Renovation	250,000.00	84.91	19,169.52	230,858.14	250,027.66	100.01%	(27.66)	-0.01%
Library Land Purchase	350,000.00	105.00	342,853.27	-	342,853.27	97.96%	(105.00)	-0.03%
Total All Projects in Fund 185	\$ 5,600,000.00	\$ 298,316.00	\$ 4,375,684.98	\$ 1,250,353.79	\$ 5,626,038.77	100.46%	\$ (15,312.90)	-0.27%

City of Kyle, Texas
 Summary Capital Projects Budget Status Report - By Fund
 for the Period Ended February 28, 2011

Project Management Fund 187 (2010 CO Bond Fund - \$4,290,000.00)

Project Name	Approved Project Budget	Expenditures Year to Date	Expenditures Inception To Date	Encumbrances	Total Funds Obligated	% Obligated	Funds Available	% Budget/ Funds Available
Cost of Issuance	\$ 64,600.00	\$ 62,756.13	\$ 62,756.13	\$ -	\$ 62,756.13	97.15%	\$ 1,843.87	2.85%
Library Construction	3,567,000.00	134,502.33	419,800.70	3,147,199.30	3,567,000.00	100.00%	-	0.00%
Library FF&E	500,000.00	-	-	500,000.00	500,000.00	100.00%	-	0.00%
PW Utility Improvements	85,000.00	59,622.31	59,622.31	41,555.69	101,178.00	119.03%	(16,178.00)	-19.03%
PW Sidewalk Improvements	15,000.00	-	-	37,064.00	37,064.00	247.09%	(22,064.00)	-147.09%
Other : Contingency	58,400.00	-	-	22,001.87	22,001.87	37.67%	36,398.13	62.33%
Total All Projects in Fund 187	\$ 4,290,000.00	\$ 256,880.77	\$ 542,179.14	\$ 3,747,820.86	\$ 4,290,000.00	100.00%	\$ -	0.00%

KYLE CITY COUNCIL MEETING

MAY 17, 2011

X. Adjourn

CITY OF
KYLE

ESTABLISHED 1880
