



REGULAR CITY COUNCIL MEETING

March 11, 2024 at 6:00 PM

City Council Chambers
1600 Avenue M, Hondo, TX

AGENDA

Notice is hereby given that a Regular City Council Meeting of the governing body of the City of Hondo will be held March 11, 2024 at 6:00 p.m. in the City Council Chambers, City Hall at 1600 Avenue M, Hondo, Texas, for the purpose of discussing matters incident and related to the City of Hondo. The following items will be discussed, to-wit:

The public may also access the meeting remotely through video/conference from your computer, tablet or smart phone at: <https://boxcast.tv/channel/aetaajdf64jalxx20o9a>

Persons may submit questions or comments for items on the agenda by email to: rdolphus@hondo-tx.org. Questions or comments submitted by email must be received by the city at least 1 hour prior to the scheduled start of the meeting in order to be presented to the City Council during the meeting

1. Call to order.
2. Quorum check.
3. Invocation by Pastor Steve Peyton, New Fountain Methodist Church
4. Pledge of Allegiance.
5. Citizens'/Public Comments: *Persons who desire to address the City of Hondo City Council will be received at this time. Those persons wishing to speak should complete a Public Comment Form and submit it to the City Secretary prior to the meeting. If the speaker wishes to comment on a particular agenda item, then the speaker should indicate such item(s) to on the form. Public comment is limited to 3 minutes per speaker. Speakers must conduct themselves in a civil manner. In accordance with the Texas Open Meetings Act, the City of Hondo City Council cannot deliberate or take action on items not listed on the meeting agenda.*

PRESENTATIONS

6. City Manager's Report. (John Naron)
7. Development Services Code Enforcement Update. (Uche Echeozo)

CONSENT

The Consent Agenda is considered self-explanatory and will be enacted by the Council with one motion. There will be no separate discussion of these items unless they are removed from the Consent Agenda upon the request of the Mayor or a Council Member.

8. Consideration and approval of the February 26, 2024 Regular City Council Meeting minutes. (Rebekah Dolphus)
9. Consideration and approval of Resolution 422-24 authorizing the Hondo Police Department to apply for the Operation Lone Star Grant. (Chief Soza)
10. Consider and accept the recommendation to Award Spatz Well Refurbishment and Water Line Replacement Construction project to R.L. Jones. (Rene Saenz, Jeremiah Socarras)

OTHER BUSINESS

11. Discuss and consider authorizing a joint EDC/City comprehensive traffic engineering study to assess the impact on public safety resulting from increased traffic on Hwy 90 and Castro Ave. (Doug Dowler & John Naron)
12. Discuss and consider the most cost-effective and efficient methods for hazardous waste pickup within the city. (John Naron)
13. Discuss and consider Ordinance 1284-03-24 amending the Code of Ordinances Article 5.04 Peddler, Canvassers, Vendors, and Solicitors to provide limited exceptions to certain requirements for charitable food vendor events. (John Naron)
14. Discuss and direct the Planning and Zoning Commission to review Unified Development Code Section 7.3 pertaining to political signs and provide recommendations to the City Council.

EXECUTIVE SESSION

- 15 Executive Session: The City Council of the City of Hondo may convene in Executive Session in accordance with the Texas Open Meetings Act, Texas Government Code:

Section 551.071(1) (A) and (2) (Consultations with Attorney) and Section 551.072 (Deliberations about Real Property), Section 551.074 (Personnel Matters), Section 551.076 (Deliberations about Security Devices), or Section 551.087 (Deliberations Regarding Economic Development Negotiations); Section 551.086 (Meeting concerning municipally owned utility-competitive matters);

- a. Discuss Airport Water Right Leasing
16. Discuss and consider appropriate action on items resulting from Executive Session.
17. Adjourn.

I hereby certify that the above Notice of Regular City Council Meeting of the governing body of the City of Hondo was posted on the bulletin board in City Hall, 1600 Avenue M, Hondo, Texas, at a place convenient and readily accessible to the general public at all times on March 8, 2024 at 1:00 p.m.

ATTEST:



Rebekah Dolphus
City Secretary



The City Council of the City of Hondo reserves the right to convene in Executive Session in accordance with the Texas Open Meetings Act, Texas Government Code: Section 551.071 (Consultations with Attorney), Section 551.072 (Deliberations about Real Property), Section 551.074 (Personnel Matters), Section 551.076 (Deliberations about Security Devices), or Section 551.087 (Deliberations Regarding Economic Development Negotiations) on any of the above items.

NOTICE OF ASSISTANCE AT PUBLIC MEETINGS

The City of Hondo City Council Meetings is available to all persons regardless of disability. If you require special assistance, contact the City Secretary forty-eight (48) hours prior to the meeting time at 830-426-3378.



City Council Communication

Title: City Manager's Report. (John Naron)

Date: March 11, 2024 **From:** John Naron, City Manager

INFORMATION:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

MOTION:

ATTACHMENTS:

None

STAFF CONTACTS:

John Naron



City Council Communication

Title: Development Services Code Enforcement Update. (Uche Echeozo)

Date: March 11, 2024 **From:** Uche Echeozo, Development Services Manager

INFORMATION:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

MOTION:

ATTACHMENTS:

None

STAFF CONTACTS:

Uche Echeozo



City Council Communication

Title: Consideration and approval of the February 26, 2024 Regular City Council Meeting minutes. (Rebekah Dolphus)

Date: March 11, 2024 **From:** Rebekah Dolphus, City Secretary

INFORMATION:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

MOTION:

ATTACHMENTS:

1. Final Minutes

STAFF CONTACTS:

Rebekah Dolphus

MINUTES

REGULAR CITY COUNCIL MEETING

Monday, February 26, 2024 @ 6:00PM

City Council Chambers, 1600 Avenue M Hondo, Texas

1. Call to order.

Mayor McAnelly called the meeting to order at 6:00 p.m.

2. Quorum check.

Mayor John McAnelly Jr., Mayor Pro Tem Jose “Porky” Ytuarte, Councilman Brett Williams, Councilman Bobby Vela, Council Member Rachel Ramirez, Councilman John E. Villa

Absent: None

Staff Present: City Manager John Naron, City Attorney Richard Lindner, City Secretary Rebekah Dolphus, Chief Financial Officer Chris Hill, IT Administrator Josh Rodriguez, Public Relations & Recreation Director Jamie Kindred, Chief of Police Justin Soza, Public Works Director Rene Saenz, Development Services Director Uche Echeozo

3. Invocation by Pastor Beverly Kelling, St. Paul Lutheran Church.

4. Pledge of Allegiance.

5. Citizens’/Public Comments: *Persons who desire to address the City of Hondo City Council will be received at this time. Those persons wishing to speak should complete a Public Comment Form and submit it to the City Secretary prior to the meeting. If the speaker wishes to comment on a particular agenda item, then the speaker should indicate such item(s) to on the form. Public comment is limited to 3 minutes per speaker. Speakers must conduct themselves in a civil manner. In accordance with the Texas Open Meetings Act, the City of Hondo City Council cannot deliberate or take action on items not listed on the meeting agenda.*

Chavel Lopez, 1002 Avenue S, Hondo, TX

- Spring cleanup, biannual bulk pickup, and hazardous items disposal services
- Police training
- Streets

PRESENTATIONS

6. City Manager’s Report. (John Naron)

Mr. Naron recognized the exceptional contributions of our department heads, with special mention to:

- **Chris Hill: Acknowledged for managing finances effectively and securing an S&P A+ Rating.**
- **Elsie Purcell and her Team: Commended for the outstanding job they do.**

Mr. Naron expressed gratitude to all department heads and anticipates great achievements in 2024.

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7. Public Works Report. (Rene Saenz)

Mr. Saenz updated on 3 projects:

1. Avenue V infrastructure overhaul, encompassing the complete replacement of water and sewer lines, services, manholes, and associated components, is estimated to cost approximately \$3.5 million. The bidding process will commence in April and May, with an anticipated completion timeline of 6 to 7 months.

2. Regarding Phase 2 chip seal, Mr. Saenz emphasized the priority of addressing ongoing concerns and the incomplete status of Phase 1 before proceeding further.

- The issue with dusty streets stems from the aggregate's failure to properly adhere to the oil, resulting in crushing and subsequent dust formation. Despite this, testing results have returned within specifications.

- Unfinished work remains on Boerne Avenue

- We've obtained a grant from the Texas Department of Emergency Management specifically for addressing drainage issues, which are major contributors to street problems.

- The Council raised several concerns, and Mr. Saenz has duly acknowledged them, actively pursuing viable solutions. He has pledged to convene with a representative on Wednesday to directly tackle these issues. Furthermore, he plans to deliver a comprehensive proposal to the Council during the upcoming meeting, outlining the precise steps he will implement to address and rectify the situation.

- Phase 2 will commence with Mr. Saenz spearheading the identification of streets in need of attention, as well as addressing any omissions from Phase 1. He will actively seek input from both employees and council members. Once a comprehensive roster of streets requiring attention is assembled, he will present it to the Council for thorough review and consideration.

3. The Spatz Water Well project is poised to be awarded to RL Jones pending approval. However, due to procedural constraints, it cannot be greenlit in this report and must be deferred to the next meeting. It's worth noting that Spatz has experienced a hiatus of roughly six years.

8. Hondo Police Department Annual Report. (Justin Soza)

Chief Soza delivered the PowerPoint presentation as included in the agenda packet.

9. San Antonio Food Bank Report/Update. (Mario Obleda)

The Chief of Government & Public Affairs at San Antonio Food Bank, Mr. Obleda, graciously extends his gratitude to the City of Hondo for its outstanding leadership in facilitating our monthly presence at the Fairplex. Covering 29 counties, from San Angelo to Karnes City, including New Braunfels and all areas in between, your support has been instrumental. In 2019, we were feeding 58,000 individuals per week, a number that surged to 120,000 per week during the challenging times of COVID-19 in 2020. In 2023, our weekly outreach reached 90,000 individuals, and currently, we are serving 107,000 weekly. This

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remarkable progress wouldn't have been possible without the invaluable assistance of Jamie Kindred, Public Relations & Recreation Director for the City of Hondo, whose support at the Fairplex has been exceptional. Mr. Obleda highlighted the urgent need for the passage of the Federal farm bill to further aid food banks. For further information on programs and services provided, please visit safoodbank.org. Additionally, we collaborate closely with the Emergency Operations Center to provide assistance during natural disasters.

The Mayor extended heartfelt appreciation to the San Antonio Food Bank for their collaboration and consistent monthly presence in our city. We look forward to continuing this partnership and making a positive impact on the lives of our citizens each month.

PROCLAMATIONS

10. Proclamation for Hondo Public Library Day 2024 & Texas Municipal Library Director Association Award for 2023. (Mayor McAnelly)

Mayor McAnelly issued a proclamation to Elsie and her dedicated team, acknowledging their outstanding service to the library. Stressing the significance of community engagement, the Mayor urged citizens to join in the celebrations commemorating this significant milestone. Elsie and her four-member staff graciously accepted the proclamation, embodying the commitment to excellence in library services.

CONSENT

The Consent Agenda is considered self-explanatory and will be enacted by the Council with one motion. There will be no separate discussion of these items unless they are removed from the Consent Agenda upon the request of the Mayor or a Council member.

Mayor McAnelly requested to pull item #11 for discussion, following the recommendation of the attorney.

Councilman Vela made a motion to approve items 12, 13, and 14; seconded by Council Member Ramirez. Motion passes unanimously.

12. Police Racial Profile report for January – December 2023 (Justin Soza)

13. Consideration and approval of the 1st Quarter Investment Report for FY 2024. (Chris Hill)

14. Consideration and approval of the 1st Quarter Financial Report for FY 2024. (Chris Hill)

END OF CONSENT AGENDA

11. Consideration and approval of the January 22, 2024 & February 12, 2024 Regular City Council meeting minutes. (Rebekah Dolphus)

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Mayor McAnelly recommends the following changes to January 22, 2024 minutes:

- Page 55 of agenda packet, in the first paragraph on the page, the record vote on motion to table should reflect that Mr. Williams voted NAY.
- Page 58 of agenda packet on Item # 14, all references to Mayor need to be corrected to use masculine pronouns.
- Page 61 of agenda packet on Item # 14, all references to Mayor need to be corrected to use masculine pronouns.

Councilman Villa made a motion to approve Item # 11 with corrections stated above; seconded by Councilman Vela. Motion Passes unanimously.

OTHER BUSINESS

15. Discuss and consider possible approval of Ordinance 1283-02-24 authorizing the issuance of the City's Combination Tax and Revenue Certificates of Obligation, Series 2024 in an amount not to exceed \$11,300,000; providing payment thereof by the levy of an Ad Valorem Tax and further secured by a lien of the pledged revenues of the system; and other matters in connection therewith (John Naron and Chris Hill)

Mr. Naron Introduced Andrew Friedman, Senior Managing Director at SAMCO Capital Markets, to address any inquiries.

Councilman Ytuarte made a motion to approve the Certificate of Obligation Ordinance 1283-02-24; seconded by Council Member Ramirez. Motion Passes unanimously.

The City Council of the City of Hondo convened into Executive Session at 7:12 p.m.

16. Executive Session: The City Council of the City of Hondo may convene in Executive Session in accordance with the Texas Open Meetings Act, Texas Government Code:

Section 551.071(1) (A) and (2) (Consultations with Attorney) and Section 551.072 (Deliberations about Real Property), Section 551.074 (Personnel Matters), Section 551.076 (Deliberations about Security Devices), or Section 551.087 (Deliberations Regarding Economic Development Negotiations); Section 551.086 (Meeting concerning municipally owned utility-competitive matters);

- a. Review and Consideration of payment dispute regarding Withum Consulting.

The City Council of the City of Hondo reconvened into regular session at 7:36 p.m.

17. Discuss and consider appropriate action on the items resulting from Executive Session.

No action taken.

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18. Adjourn.

Councilman Villa made a motion to adjourn; seconded by Councilman Vela. Motion passes unanimously.

Meeting adjourned at 7:36 p.m.

PASSED AND APPROVED THIS 11TH DAY OF MARCH 2024.

John McAnelly, Jr., Mayor

ATTEST:

Rebekah Dolphus
City Secretary



City Council Communication

Title: Consideration and approval of Resolution 422-24 authorizing the Hondo Police Department to apply for the Operation Lone Star Grant. (Chief Soza)

Date: March 11, 2024 **From:** Justin Soza

INFORMATION:

The Hondo Police Department is requesting authorization to apply for grant funding from the State of Texas formally named, Operation Lone Star. Staff is asking the council to issue a resolution authorizing the same. Staff is also requesting authorization for Mayor McAnelly and Chief Soza to execute the Office of the Governor's Public Safety Office-CEO/Law Enforcement Certifications and Assurance form. This grant does not require any matching funds if approved.

FINANCIAL IMPACT:

None

STAFF RECOMMENDATION:

Authorize staff to apply for Operation Lone Star, issue a resolution of the same, and to allow Mayor McAnelly and Chief Soza to execute the Office of the Governor Public Safety Office-CEO/Law Enforcement Certifications and Assurance form.

MOTION:

I make a motion to approve resolution 422-24 authorizing the Hondo Police Department to apply for grant funding from the State of Texas formally named, Operation Lone Star, designating Chief Soza as the grant authorized official and to authorize Mayor McAnelly and Chief Soza to execute the Office of the Governor's Public Safety Office-CEO/Law Enforcement Certifications and Assurance form.

ATTACHMENTS:

1. 2024 CEO-LE_Cert-Assurances_Form-Blank (2)
2. 422-24 Operation Lone Star Resolution (2)

STAFF CONTACTS:

Chief Soza



**Office of the Governor
Public Safety Office –CEO/Law Enforcement Certifications and Assurances Form**

Entity Name: City of Hondo	Date: March 11, 2024
Agency/Department Name: Hondo Police Department	
Name of Chief Executive Officer: John McAnelly, Mayor	
Name of Head of Law Enforcement Agency: Justin Soza, Chief of Police	

Certification Required by CEO and Head of Law Enforcement Agency

In our respective capacities as chief executive officer of City of Hondo (“Grantee”) and as head of Hondo Police Department (“Agency”), we hereby each certify that Grantee and Agency participate fully, and will continue to participate fully from the date of this certification until the later of August 31, 2024 or the end of the grant project period, in all aspects of the programs and procedures utilized by the U.S. Department of Homeland Security (“DHS”) to: (1) notify DHS of all information requested by DHS related to illegal aliens in Agency’s custody; and (2) detain such illegal aliens in accordance with requests by DHS.

We further certify that Grantee and Agency do not have, and will continue not to have until the later of August 31, 2024 or the end of the grant project period, any policy, procedure, or agreement (written or unwritten) that in any way limits or impedes Agency’s receipt or DHS’s issuance of detainer requests, or in any way limits or restricts Grantee’s and Agency’s full participation in all aspects of the programs and procedures utilized by DHS to: (1) notify DHS of all information requested by DHS related to illegal aliens in Agency’s custody; and (2) detain such illegal aliens in accordance with requests by DHS.

Additionally, we certify that neither Grantee nor Agency have in effect, purport to have in effect, or are subject to or bound by any law, rule, policy, or practice (written or unwritten) that would: (1) require or authorize the public disclosure of federal law enforcement information in order to conceal, harbor, or shield from detection fugitives from justice or aliens illegally in the United States; or (2) impede federal officers from exercising authority under 8 U.S.C. § 1226(a), § 1226(c), § 1231(a), § 1357(a), § 1366(1), or § 1366(3).

Lastly, we certify that Grantee and Agency will comply with all provisions, policies, and penalties found in Chapter 752, Subchapter C of the Texas Government Code.

We acknowledge that failure to comply with this certification may result in OOG, in its sole discretion, terminating any grant made by OOG to Grantee, and that Grantee must return all funds received from OOG for any grant terminated under this certification. We further acknowledge that Grantee will remain ineligible for OOG funding until it provides satisfactory evidence that the jurisdiction has complied with this certification for at least one year.

Signature
Chief Executive Officer for Grantee

Signature
Head of Agency

RESOLUTION NO. 422-24

WHEREAS, The City Council of the City of Hondo, Texas finds it in the best interest of the citizens of Hondo, Texas, that the Operation Lone Star be operated from September 1, 2024 to August 31, 2025; and

WHEREAS, The City Council of the City of Hondo agrees that in the event of loss or misuse of the Office of the Governor funds, the City of Hondo assures that the funds will be returned to the Office of the Governor in full.

WHEREAS, The City Council of the City of Hondo, designates Justin Soza, Chief of Police, as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

NOW THEREFORE, BE IT RESOLVED that City Council of the City of Hondo, Texas approves submission of the grant application for Operation Lone Star to the Office of the Governor.

Signed by:

Passed and approved this 11th day of March 2024.

John McAnelly, Mayor

Attest:

Rebekah Dolphus, City Secretary

Grant Number: 5201201



City Council Communication

Title: Consider and accept the recommendation to Award Spatz Well Refurbishment and Water Line Replacement Construction project to R.L. Jones. (Rene Saenz, Jeremiah Socarras)

Date: March 11, 2024

From: Rene Saenz, Public Works Director, Jeremiah Socarras

INFORMATION:

The Texas Water Development Board (TWDB) has reviewed and approved funding with City Participation, to the City of Hondo. The funding will be from the Drinking Water State Revolving Fund (DWSRF). Work includes refurbishment of Spatz Well and Pump, installation of Pump Building with electrical upgrades, demolition of existing Pump House Foundation and existing Ground Storage Tank. Will also included the construction of approximately 3,000 Linear Feet of 12" Waterline along with associated valves and instruments.

FINANCIAL IMPACT:

Approximately \$80,000.00 will be the City's contribution from general fund.

STAFF RECOMMENDATION:

Staff recommendation is to approve the awarding of the construction project contract (Spatz Well Rehab and water line extension), to the lowest bidder: R.L. Jones LP.

MOTION:

Motion to approve the awarding of the construction project contract (Spatz Well Rehab and water line extension), to the lowest bidder: R.L. Jones LP.

ATTACHMENTS:

1. HON059 Bid Tab Sealed
2. TWDB Spatz Recommendation

STAFF CONTACTS:

Rene Saenz
Jeremiah Socarras
Public Works Department

				ARGO UTILITIES LLC PO BOX 304 SCHERTZ TX 78154 210-232-7455 FAX: (NONE)		RL JONES LP 18946 REDLAND RD SAN ANTONIO TX 78259 210-496-6223 FAX: 210-495-7535	
BID NO.	DESCRIPTION (with unit price in words)	UNIT	QTY	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
Bid Schedule 1.00 TWDB FUNDED BID ITEMS:							
1.01	Mobilization, Insurance and Bonding	LS	1	\$ 147,000.00	\$ 147,000.00	\$ 105,000.00	\$ 105,000.00
1.02	Maintenance and Protection of Traffic	LS	1	\$ 6,500.00	\$ 6,500.00	\$ 24,000.00	\$ 24,000.00
1.03	Trench and Excavaton Safety	LF	2,760	\$ 4.00	\$ 11,040.00	\$ 2.00	\$ 5,520.00
1.04	Stormwater Pollution Prevention	LS	1	\$ 9,000.00	\$ 9,000.00	\$ 1,000.00	\$ 1,000.00
1.05	Care of Water During Construction	LS	1	\$ 7,000.00	\$ 7,000.00	\$ 1,000.00	\$ 1,000.00
1.06	Asphalt Pavement Repair	SY	107	\$ 160.00	\$ 17,120.00	\$ 185.00	\$ 19,795.00
1.07	Cut, Plug, and Abandon Existing Pipe	LS	1	\$ 47,000.00	\$ 47,000.00	\$ 9,500.00	\$ 9,500.00
1.08	12" C-900 PVC Water Line	LF	2,620	\$ 193.00	\$ 505,660.00	\$ 165.00	\$ 432,300.00
1.09	12" ANSI/AWWA C150 Ductile Iron Pipe	LF	60	\$ 400.00	\$ 24,000.00	\$ 195.00	\$ 11,700.00
1.10	10" ANSI/AWWA C150 Ductile Iron Pipe	LS	80	\$ 300.00	\$ 24,000.00	\$ 175.00	\$ 14,000.00
1.11	8" ANSI/AWWA C110 DIP Gate Valve	EA	1	\$ 2,960.00	\$ 2,960.00	\$ 8,500.00	\$ 8,500.00
1.12	12" ANSI/AWWA C110 DIP Gate Valve	EA	3	\$ 5,250.00	\$ 15,750.00	\$ 18,750.00	\$ 56,250.00
1.13	12" ANSI/AWWA C110 DIP Tee	EA	1	\$ 2,470.00	\$ 2,470.00	\$ 9,500.00	\$ 9,500.00
1.14	8" ANSI/AWWA C110 DIP Check Valve	EA	2	\$ 4,150.00	\$ 8,300.00	\$ 15,000.00	\$ 30,000.00
1.15	8" ANSI/AWWA C110 DIP Tee	EA	1	\$ 1,360.00	\$ 1,360.00	\$ 6,500.00	\$ 6,500.00
1.16	8" Flow Meter	EA	2	\$ 16,000.00	\$ 32,000.00	\$ 24,000.00	\$ 48,000.00
1.17	Air release valves, vault and pressure gauges	EA	2	\$ 22,800.00	\$ 45,600.00	\$ 5,500.00	\$ 11,000.00
1.18	Connect New Watermain to Existing	EA	3	\$ 44,700.00	\$ 134,100.00	\$ 8,500.00	\$ 25,500.00
1.19	Demo Spatz GST	LS	1	\$ 60,000.00	\$ 60,000.00	\$ 132,450.00	\$ 132,450.00
1.20	Pump Replacement	LS	1	\$ 120,000.00	\$ 120,000.00	\$ 114,250.00	\$ 114,250.00
Total Bid Schedule 1.00 Amount					\$ 1,220,860.00		\$ 1,065,765.00
Bid Schedule 2.00 ALLOWANCES FOR TWDB FUNDED ITEMS:							
2.01	Well Rehabilitation	LS	1	\$ 26,200.00	\$ 26,200.00	\$ 26,200.00	\$ 26,200.00
Total Bid Schedule 2.00 Amount					\$ 26,200.00		\$ 26,200.00
Bid Schedule 3.00 CITY FUNDED ITEMS:							
3.01	Demo of Existing Well House Foundation	LS	1	\$ 75,000.00	\$ 75,000.00	\$ 23,500.00	\$ 23,500.00
3.02	New Pump Shed Foundation	LS	1	\$ 22,000.00	\$ 22,000.00	\$ 25,500.00	\$ 25,500.00
3.03	New Pump Shed	LS	1	\$ 57,000.00	\$ 57,000.00	\$ 64,000.00	\$ 64,000.00
3.04	Instrumentation and Electrical components including	LS	1	\$ 280,000.00	\$ 280,000.00	\$ 74,850.00	\$ 74,850.00
Total Bid Schedule 3.00 Amount					\$ 434,000.00		\$ 187,850.00

*Denotes correction by Engineer

SUMMARY OF BIDS

SUBTOTAL OF TWDB FUNDED ITEMS (SCHEDULES 1 & 2)	\$	1,247,060.00	\$	1,091,965.00
SUBTOTAL OF CITY FUNDED ITEMS (SCHEDULE 3)	\$	434,000.00	\$	187,850.00
PROJECT TOTAL	\$	1,681,060.00	\$	1,279,815.00

Salvatore Pellittieri, P.E.
 Project Manager

11/15/23



From: Jane Martinez <Jane.Martinez@twdb.texas.gov>

Sent: Wednesday, January 24, 2024 3:43 PM

To: Salvatore Pellittieri <spellittieri@ksaeng.com>; Christopher Hill <chill@hondo-tx.org>

Cc: Dain Larsen <Dain.Larsen@twdb.texas.gov>; Jo Bradshaw <Jo.Bradshaw@twdb.texas.gov>; Alan Phillips <aphillips@ksaeng.com>

Subject: Hondo (62537,CID 04)- Concurrence to Award

Good Afternoon,

On December 19, 2023, we received bid documents for the City Hondo TWDB DWSRF– funded project no. 62537, construction contract CID 04- Spatz Well Refurbishment and Waterline, including your request for authorization to contingently award the project. The bid document submittal consists of the following:

- Certified copy of advertisements for bids;
- Tabulation of bids;
- Proposal of lowest responsible bidder with Bid Bond;
- Debarment/Suspension Certification (SRF-404) for Contractor and Sub-Contractors;
- Disadvantaged Business Enterprise documentation;
- Site Certificate (ED-101) with documents;
- Consulting Engineer's recommendation to award;
- Construction inspection proposal; and
- Davis Bacon wage rates.

We note that the lowest responsive bidder is R.L. Jones LP, in the amount of \$1,279,815.00 for the Base Bid Items. The City is hereby authorized to contingently award the construction contract to R.L. Jones LP.

Please provide the fully executed and bound construction contract documents to the TWDB as soon as possible after awarding the contract. Upon our review of the documents, we would authorize the issuance of the Notice to Proceed.

Executed contract documents include the following:

- Contract Agreement;
- TWDB form TWDB-1109-A, SRF Project Public Awareness Certification – See guidance TWDB-1109;
- TWDB form ED-103, Contractor's Act of Assurance;
- TWDB form ED-104, Contractor's Act of Assurance Resolution;
- Performance Bond (the Bond must be dated on or after the date of the contract and it must remain in effect for one year beyond the date of approval by the consulting engineer);
- Payment Bond (one-year requirement also applies);
- Proof of Insurance (Workman's Compensation, liability (public and automobile) and other appropriate coverage (builder's risk, and property) with appropriate dollar amount coverage);
- DOL Wage Rates submitted by contractor;
- TWDB form WRD-255, Bidder's Certifications - EEO requirements;
- Sufficiency of Funds Statement (letter) describing the revised/current budget and all sources and uses of funds;
- Updated schedule milestone dates (received, advertise, bid open, start construction, finish construction); and

TWDB forms are located on our web site:

<http://www.twdb.texas.gov/financial/instructions/index.asp>.

Feel free to contact me if you have any questions.

Regards,

Jane Martinez, Ph.D.
Project Manager
Texas Water Development Board | Regional Water Project Development
Central Region| Team 5
512.475.1900 | jane.martinez@twdb.texas.gov





City Council Communication

Title: Discuss and consider authorizing a joint EDC/City comprehensive traffic engineering study to assess the impact on public safety resulting from increased traffic on Hwy 90 and Castro Ave. (Doug Dowler & John Naron)

Date: March 11, 2024

From: John Naron, City Manager, Doug Dowler, EDC Executive Director

INFORMATION:

The purpose of this study is to determine the impact on public safety in relation to the increased traffic on Hwy 90 and Castro Ave from the approved development with regard to Boise Cascade and other potential industrial projects proposed in Hondo around the Airport and Hondo Rail yard. Proposed partnership with EDC and COH cost sharing on the study.

FINANCIAL IMPACT:

Budget Amendment to EDC and City of Hondo in the amount of \$38,838 (EDC - \$19,419 & COH - 19,419)

STAFF RECOMMENDATION:

Staff recommends discussing and considering KSA's proposal for a traffic study and cost sharing with the EDC & COH

MOTION:

Motion to approve KSA's proposal in the total amount of \$38,838 with a cost sharing from EDC & COH for the traffic study to determine impact on safety around the Hwy 90/Castro Corridor.

ATTACHMENTS:

1. ITEM 11

STAFF CONTACTS:

John Naron / Sean Patty

March 3, 2024

via email only ddowler@hondo-tx.org

Mr. Douglas R. Dowler
Executive Director
Hondo EDC
700 Vandenberg Rd
Hondo, TX 78861

**RE: Proposal for Hondo Traffic Engineering Study
KSA Project No. 102798**

Dear Mr. Dowler,

KSA Engineers, Inc. (KSA) is pleased to present this letter to serve as our proposal for providing professional traffic engineering services to prepare a Traffic Engineering Study (TES) involving various intersections in the City of Hondo, Texas where future development growth is anticipated.

The TES will evaluate traffic impacts due to future development growth at the following locations:

- Carter Street at Castro Avenue
- US 90 at Castro Avenue
- CR 462 at Castro Avenue
- Carter Street at Gate Intersection

The TES will be based on standard industry practice following procedures recommended by the Institute of Transportation Engineers (ITE) and requirements of the City of Hondo.

Scope of Services

KSA, along with its subconsultant Alliance Transportation Group, LLC (ATG), proposes to provide the following Scope of Services:

Task 1 – Project Management

KSA will coordinate with the City of Hondo and ATG to manage and coordinate the delivery of the TES as described in Tasks 2, 3 and 4. Project files will be maintained throughout all phases of the project including documentation of QC/QA reviews and correspondence including meeting notes, telephone calls, emails and other documentation. Invoices and progress reports will be submitted on a monthly basis. Quality Assurance review of project deliverables.

Deliverables: Project correspondence (as required), progress reports and invoices.

Task 2 – Data Collection:

The list of traffic data and locations to be collected has been estimated based on typical TESs of this type and is shown below. A final list of traffic data and locations will be determined during the scoping process. If the final TES scope approved by the City contains additional intersections to those provided in this proposal, an additional services scope and budget reflecting the additional requirements will be prepared and submitted for review and approval. All data collection is anticipated to occur on a single typical weekday.

Intersection Turning Movement Counts

Conduct 14-hour (4 AM-6 PM) weekday (Tuesday, Wednesday, or Thursday) vehicle turning movement counts at the following intersections:

- Carter Street at Castro Avenue
- US 90 at Castro Avenue
- CR 462 at Castro Avenue
- Carter Street at Gate Intersection

Railroad Crossing

Conduct 24-hour video survey at Railroad crossing to determine when the crossing is active, direction of train travel and the duration of the crossing at the following location:

- Railroad Crossing north of US 90 along Castro Avenue

Task 3 – Traffic Engineering Study:

Traffic data will be collected in support of the proposed analyses to be performed in the TES and includes traffic counts as shown under Task 2. Up to four (4) potential development projects identified by the City of Hondo will be included in the background traffic for the future conditions analysis. The City of Hondo will provide an anticipated development build-out year for future conditions analysis. ATG will review and summarize the collected train crossing data to determine if additional analysis is needed regarding the impact caused by train traffic in conjunction with the planned development. ATG will perform intersection analysis for existing conditions, one (1) build-out year analysis, and one (1) build-out plus 5-year analysis, identifying necessary infrastructure and traffic control to accommodate the proposed development.

Deliverable: A draft report will be prepared documenting the results of the study, including recommendation(s) for any additional roadway and/or traffic control which would be required to mitigate the impacts of the proposed developments. One (1) electronic copy will be submitted of the draft report. Following the City's review (One week anticipated), a final report, incorporating comments and signed and sealed by a professional engineer licensed in the State of Texas will be submitted to the Client in electronic format.

Task 4 – Support

It is anticipated that this project may require support in addressing issues related to comments and requests from the City of Hondo. An Hourly Not-to-Exceed Budget is included for attending meetings and providing support on any issues which may arise. Support provided under this task or any additional meetings not included in this support task or any other tasks of this proposal (including attendance at public meetings) will be at the direction of the City of Hondo and will be tracked and invoiced on an hourly basis in accordance with Attachments A & B. Should the support services approach the Not-to-Exceed limit reflected in this proposal, the City of Hondo will be provided with a request for a revised Not to Exceed amount as an additional services request.

Exclusions

The following services are excluded from this proposal, if required and upon agreement from the Client, will be performed as an additional service.

- Revisions to the Traffic Engineering Study report due to changes in land use plans, and traffic patterns, which were different than the original data provided
- Any addendums to the Traffic Engineering Study report after final issuance
- Any additional intersection manual turning movement counts or 24-hour counts that may be required by City or any other jurisdictional entities
- Any additional analysis required for additional counts collected
- Signal or stop warrant studies

- Public involvement and additional meetings beyond those specifically noted in this scope
- Design services beyond those specifically stated in this scope
- Revisions to plans and/or report after final submittal and approval
- Reimbursable expenses associated with any additional services provided
- Any tasks not explicitly defined within the scope of services

Compensation

We propose to perform the services described for the above outlined scope for the following fees:

Task 1 – Project Management (Lump Sum):	\$ 10,128
Task 2 – Data Collection (Lump Sum):	\$ 4,019
Task 3 – Traffic Engineering Study (Lump Sum):	\$ 17,538
Total Lump Sum Cost:	\$ 31,685
Task 4 – Support (Hourly Not-to-Exceed (NTE) Budget):	\$ 7,153
Total Estimated Cost (Lump Sum + Hourly NTE):	\$ 38,838

The hourly rates for labor classifications used to perform services on a time and material basis as well as any additional services are provided in ***Attachments A & B***.

Schedule

KSA and ATG will commence work on the project upon receipt of signed authorization. It is expected that data collection can begin within two weeks of receiving written notice to proceed. The schedule for completing the traffic study is 90 calendar days from receipt of processed traffic count data. KSA and ATG will respond to any comments from the City of Hondo in a timely manner after receipt of said comments and prepare documents for re-submittal.

Proposal Acceptance

If this scope of services and proposed fees are acceptable, KSA will prepare a Task Order for review and execution. KSA appreciates the opportunity to provide professional services for the City of Hondo on this important project. If you have any questions, please do not hesitate to call me at 512.342.6868.

Sincerely,

KSA



Ryan S. Thomas, P.E., VMA
Project Manager



2024 SCHEDULE OF HOURLY FEES

Principal	\$280.00/hour
Senior Aviation Planner	\$225.00/hour
Aviation Planner	\$185.00/hour
Electrical Engineer	\$190.00/hour
Electrical Design Engineer	\$155.00/hour
Senior Project Manager	\$250.00/hour
Project Manager	\$185.00/hour
Senior Project Engineer	\$180.00/hour
Project Engineer	\$160.00/hour
Senior Design Engineer	\$140.00/hour
Design Engineer	\$120.00/hour
Senior Project Architect	\$240.00/hour
Project Architect	\$145.00/hour
Design Architect	\$105.00/hour
Senior Engineering Technician	\$210.00/hour
Engineering Technician	\$115.00/hour
Senior Design Technician	\$135.00/hour
Design Technician	\$ 95.00/hour
Safety Manager	\$135.00/hour
Safety Specialist	\$100.00/hour
Regulation Compliance Specialist	\$120.00/hour
Project Assistant	\$ 90.00/hour
Senior CAD Technician	\$ 90.00/hour
CAD Technician	\$ 85.00/hour
Senior Project Representative	\$120.00/hour
Project Representative	\$105.00/hour
Graphic Designer	\$ 80.00/hour
Administrative Assistant	\$ 85.00/hour
Secretary	\$ 55.00/hour
Three-Man Survey Crew	\$210.00/hour
Two-Man Survey Crew	\$180.00/hour
Senior Registered Surveyor	\$180.00/hour
Registered Surveyor	\$155.00/hour
Senior Survey Technician	\$120.00/hour
Survey Technician	\$100.00/hour
Mileage	\$ 0.66/mile
ATV (4-Wheeler)	\$100.00/day
GPS	\$100.00/day
Reimbursable Expenses (Travel, Lodging, Copies, Printing)	Actual Cost
Outside Consultants	Cost + 15%

NOTE: The Standard Hourly Rates and Reimbursable Expenses Schedule shall be adjusted annually to reflect equitable changes in the compensation payable to Engineer.



Attachment B

Alliance Transportation Group

2024 Billing Rate Schedule

Classification	Hourly Rate
Principal	\$394.00
Senior Manager/Director	\$356.00
Senior Engineer	\$287.00
Project Engineer	\$276.00
Traffic Engineer	\$238.00
Engineer	\$203.00
Engineer-in-Training	\$170.00
Engineering Technician	\$144.00
Senior Planner	\$281.00
Senior Modeler	\$304.00
Modeler	\$199.00
Planner	\$223.00
Junior Planner	\$151.00
Transportation Analyst	\$95.00
Controller	\$287.00
Senior Administrative Support	\$269.00
Administrative Support	\$151.00
Admin/Clerical	\$113.00
Reimbursable	Cost + 12%
Mileage	Current IRS Rate

Note: Rates are effective through December 31, 2024



City Council Communication

Title: Discuss and consider the most cost-effective and efficient methods for hazardous waste pickup within the city. (John Naron)

Date: March 11, 2024 **From:** John Naron, City Manager

INFORMATION:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

MOTION:

ATTACHMENTS:

1. ITEM 12

STAFF CONTACTS:

Household Hazardous Waste: A Guide for Texans

What is household hazardous waste (HHW), what can you do with it, and who can accept it?

What is Household Hazardous Waste (HHW)?

Some leftover or used household products contain chemicals that can present safety concerns if not managed properly. These products are often called household hazardous waste (HHW) and can include items like:

- Corrosive cleaners (such as drain cleaner and lye-based oven cleaner)
- Fluorescent light bulbs (including CFLs)
- Fuels (gasoline, propane, diesel)
- Mercury
- Paints (oil-based or some anti-mildew latex)
- Pesticides
- Pool chlorine and acid
- Wood stains or varnishes

If generated by a household, these materials are not required to be handled as hazardous waste and can often be placed in your regular trash. However, residents often seek to dispose of their HHW in a more protective manner.

What do I do with my HHW?

Many communities in Texas either have HHW drop-off facilities or hold HHW collection events for their residents. The TCEQ maintains a list of ongoing programs and individually scheduled events posted on our [HHW Program Contacts](#) page.

To protect both yourself and the workers who accept your HHW at a collection site, follow some basic guidelines and tips for storage, transportation, and care of your material:

- Keep products in their original container and make sure labels are readable. This ensures you know which products you have and so do the workers who accept and sort your HHW.
- Store and transport your chemicals upright, not on their sides. Make sure if you are taking HHW to a facility or event, that you have secured it in your vehicle and it is not leaking – it can be dangerous if leaking containers of incompatible chemicals mix.
- **NEVER** mix products together. This can be dangerous, even deadly.
- Keep chemicals in a cool, dry place out of reach of children and pets.

BOPA Collections

The TCEQ does not maintain a list of collections of any combination of the following:

- Batteries
- Used Oil
- Latex Paint
- Antifreeze

These "BOPA" materials are generally nonhazardous or are regulated under other programs, so collections of only these materials are exempt from state HHW requirements.

Alkaline batteries (AA, AAA, C, D)

Most of the heavy metal has been removed from alkaline batteries, so it is ok to dispose of them in your regular household garbage.

What can I do with...?

Antifreeze:

Antifreeze is nonhazardous, however many programs that collect HHW and/or used oil will also accept antifreeze. Some automotive shops also take used antifreeze for recycling.

Empty bottles (cleaners):

Empty plastic containers that held cleaners or chemicals can be recycled as other similar plastics. Before recycling, first triple rinse your empty container.

Mercury:

Mercury-containing household products are often accepted by household hazardous waste collection programs.

The following is a list of household products that contain, or may contain, mercury. Also listed are alternative recycling options for these products.

Mercury-Containing Product	Alternative Recycling Options
Button Cell Batteries	Certain battery retailers and mail-in recycling programs accept button-cell batteries for recycling.
Mercury Thermometers	
Thermostats	Mail-in options and drop-off locations for used mercury thermostats can be found on the Thermostat Recycling Corporation website . Other organizations also offer mail-in recycling services for mercury thermostats.
Fluorescent lamps and bulbs (CFLs)	Certain lamp and bulb retailers and mail-in programs accept fluorescent bulbs and lamps for recycling.
High-intensity discharge (HID) lamps and bulbs	Certain mail-in programs accept HID bulbs and lamps for recycling.
Dental Fillings	Your dentist may be able to help you recycle used dental fillings .
Switches & Relays	

The Environmental Protection Agency has provided guidance on [what to do if you have mercury in your home](#) .

Paint (partially full or usable):

If stored properly, partially used paint can last for years! Consider using leftover paint on future projects or for touchup later on. Increase the life of your leftover paint by doing the following:

1. Cover the opening with plastic wrap.
2. Put the lid over the plastic wrap and make sure it is on securely.
3. Turn the can upside down. The paint creates a seal around the secure lid, keeping it fresh until you need it again.

Paint (empty or mostly empty):

If your can is less than 1/4 full, remove the lid and place the can in a well-ventilated area. The paint will dry in a few days. Once dry, the can may be thrown in your trash.

Smoke detectors:

Certain smoke detectors contain very small amounts of radioactive material. Some smoke detector manufacturers have take-back programs for used smoke detectors containing radioactive material. Local governments also sometimes have programs in place to take back smoke detectors. The [United States Postal Service website](#) contains helpful guidance on smoke detector disposal.

Syringes:

Please see our publication [Disposing of Syringes from Households: Do's and Don'ts \(GI-418\)](#) for information on safe disposal of the needles after use.

Used Oil and Oil Filters:

You can take your used oil and filters to used oil collection centers. In addition, while used oil cannot go in the landfill, it is accepted by many HHW collection programs.

Most retailers that sell motor oil – including many auto parts stores like Autozone, Advanced Auto, O'Reilly Auto, and even Walmart – will accept your used motor oil



City Council Communication

Title: Discuss and consider Ordinance 1284-03-24 amending the Code of Ordinances Article 5.04 Peddler, Canvassers, Vendors, and Solicitors to provide limited exceptions to certain requirements for charitable food vendor events. (John Naron)

Date: March 11, 2024 **From:** John Naron, City Manager

INFORMATION:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

MOTION:

ATTACHMENTS:

1. ITEM 13 ORD 1284 03 24

STAFF CONTACTS:

ORDINANCE NO. 1284-03-24

AN ORDINANCE OF THE CITY OF HONDO, TEXAS AMENDING CHAPTER 5 “BUSINESS REGULATIONS”, ARTICLE 5.04 “PEDDLERS, CANVASSERS, VENDORS AND SOLICITORS” OF THE CITY CODE OF ORDINANCES TO ESTABLISH PROCEDURES FOR THE PERMITTING OF LOCAL CHARITABLE FOOD VENDOR EVENTS; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; SETTING AN EFFECTIVE DATE; AND PROVIDING FOR CODIFICATION OF ORDINANCE.

WHEREAS, Chapter 5 “Business Regulations”, Article 5.04 “Peddlers, Canvassers, Vendors and Solicitors” of the City of Hondo, Texas’s (“City”) Code of Ordinances sets forth the City’s permitting process for food vendors; and

WHEREAS, the City Council of the City of Hondo (“City Council”) hereby desires to establish procedures to provide administrative relief to individuals desiring to engage in activities as peddlers, solicitors or vendors within the City on a temporary basis for the purpose of fund-raising for independent local charitable purposes; and

WHEREAS, the City Council finds that it is in the interest of the City and necessary to promote the general welfare of the citizens of the City of Hondo to establish procedures for the permitting of temporary food vendor events that benefit independent local charitable causes.

NOW, THEREFORE, be it ordained by the City Council of the City of Hondo, Texas that:

Section 1. Amendments. Chapter 5 “Business Regulations”, Article 5.04 “Peddlers, Canvassers, Vendors and Solicitors” of the City’s Code of Ordinances shall hereinafter be amended as follows [deletions marked with strike-through and additions underlined]:

Chapter 5 – Business Regulations

ARTICLE 5.04 – PEDDLERS, CANVASSERS, VENDORS AND SOLICITORS

...

§ 5.04.006. Use of city parks.

A peddler, solicitor or vendor shall not engage in business in city parks without approval from the city secretary. Individuals younger than 18 years of age are not required to obtain the city secretary’s approval to engage in the occasional sale of lemonade or other nonalcoholic beverages in city parks.

...

§ 5.04.042. Application.

(a) Any person desiring to engage in activities as a peddler, solicitor or vendor within the city must complete and file a written application for permit with the city secretary or his/her duly authorized representative:

- (1) Applicant's name, telephone number, address, birth date, physical description, and either:
 - (A) Copy of driver's license number and state; or
 - (B) Copy of social security number and an official, government-issued picture identification card.
 - (2) If the applicant is peddling or making solicitations for any commercial, charitable or political organization, the full legal name, telephone number and address of such organization.
 - (3) Full and complete list of goods or merchandise to be sold and/or services to be delivered.
 - (4) For each person involved in the peddling, vending or solicitation campaign: full legal name, telephone number, address, birth date, physical description of the stand and/or mobile food vehicle, if any, and either:
 - (A) Copy of driver's license number and state; or
 - (B) Copy of government-issued picture identification card.
 - (5) Description (year, make, type) and license plate number and state of registration of all vehicles to be used in soliciting, vending and peddling and a copy of the vehicle's current proof of liability insurance.
 - (6) A copy of the applicant's valid state sales and use tax permit.
 - (7) Applicants engaged in the sale or distribution of food or beverages must submit a copy of the vendor's current mobile food vendor license or roadside vendor license issued by the county health office.
 - (8) The applicant must provide original identifying documents to the city secretary upon request.
- (b) It is the intent of the city to provide administrative relief for local individuals desiring to engage in activities as a peddler, solicitor or vendor within the city on a temporary basis for the purpose of fund-raising for an independent charitable purpose. Individuals, not acting on behalf of a corporation, association or partnership whether for-profit or non-profit, may apply for a one-day temporary food vendor permit under this subsection. An applicant shall be limited to a maximum of two (2) permits per year for up to two (2) events per calendar year, and a property owner who sponsors a temporary food vendor under this subsection shall have no more than four (4) events per year upon the property. Applicants issued a permit under this subsection are required to adhere to the general provisions set forth in this article and must complete and file a written application for a permit with the city secretary or his/her duly authorized representative, including the following:
- (1) Applicant's name, telephone number, address, birth date, physical description, and either:
 - (A) Copy of driver's license number and state; or
 - (B) Copy of social security number and an official, government-issued picture identification card.
 - (C) Document showing the applicant's residence within the city limits of Hondo Texas, including a drivers license, recent utility bill, or similar.
 - (2) A written statement certifying that the purpose of engaging in activities as a peddler, solicitor or vendor within the city are for an independent local charitable purpose.

- (3) Written affirmation that greater than 80% of the net proceeds of the event will be donated directly to the designated charitable purpose.
- (4) Written affirmation that each person involved in the peddling, vending or solicitation campaign is a volunteer and will not be paid for participation in the event.
- (5) For each person involved in the peddling, vending or solicitation campaign: full legal name, telephone number, address, birth date, physical description of the stand and/or mobile food vehicle, if any, and either:
 - (A) Copy of driver's license number and state; or
 - (B) Copy of government-issued picture identification card.
- (6) Full and complete list of goods or merchandise to be sold and/or services to be delivered.
- (7) Description (year, make, type) and license plate number and state of registration of all vehicles to be used in soliciting, vending and peddling and a copy of the vehicle's current proof of liability insurance.
- (8) A written acknowledgement of the state sales and use tax permit requirements applicable to applicant.
- (9) A written acknowledgement of the mobile food vendor license or roadside vendor license requirements applicable to applicant and issued by the county health office.
- (10) A written statement that the applicant is personally familiar with all the matters of facts stated in the application, and swears to them being true and correct, and that the statements are being made for the purpose having the city grant a permit under this subsection.
- (12) The applicant must provide original identifying documents to the city secretary upon request.

...

§ 5.04.044. Fee.

- (a) Prior to issuance of a permit as required herein, the applicant shall pay a fee as provided for in the fee schedule found in appendix A of this code, said fee to be used to offset administrative costs involved in administering this article. If the applicant shall have additional agents to be working in the city, an additional fee, in accordance with the fee schedule found in appendix A of this code, per agent shall be required.
- (b) Should a vendor lose his or her permit, a replacement shall be issued for the remainder of the term of the original permit only upon payment of an additional fee as provided for in the fee schedule found in appendix A of this code, said fee to offset the administrative costs involved.
- (c) Persons duly engaging in interstate commerce are specifically exempted from the fee requirements herein, but shall comply with all other registration and licensing requirements.
- (d) No fee is required for permits issued under section 5.04.042(b) of this article.

Section 2. Remainder Unchanged. All other provisions of the City Code shall remain unchanged by this Ordinance and the amendments herein.

Section 3. Incorporation of Recitals. The City Council hereby finds the recitals in the preamble of this Ordinance to be true and correct, and incorporates them as findings of fact.

Section 4. Repealer. All ordinances, parts of ordinances, or resolutions in conflict herewith are hereby repealed to the extent of such conflict with all remaining portions not conflicting being saved from repeal herein.

Section 5. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or illegal, such decision shall not affect the validity of the remaining sections of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared void.

Section 6. Effective Date. This Ordinance shall become effective immediately following passage by City Council.

Section 7. Code of Ordinances. It is the intention of the City Council of the City of Hondo that this Ordinance shall become a part of the Code of Ordinances of the City of Hondo and may be renumbered and codified therein accordingly.

PASSED and APPROVED this, the 11th day of March, 2024.

By: _____
John McAnelly, Mayor

ATTEST:

Rebekah Dolphus, City Secretary



THIS IS GOD'S COUNTRY

City Council Communication

Title: Discuss and direct the Planning and Zoning Commission to review Unified Development Code Section 7.3 pertaining to political signs and provide recommendations to the City Council.

Date: March 11, 2024

From: John Naron, City Manager

INFORMATION:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

MOTION:

ATTACHMENTS:

1. Ordinance re Political Signs 890 01 08
2. POLITICAL SIGNS FOR AGENDA PACKET
3. 1170 05 18

STAFF CONTACTS:

ORDINANCE NO. 890-01-08

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HONDO, TEXAS, AMENDING ARTICLE 25.1600, SPECIAL AREA AND USE REGULATIONS BY CONFORMING THE USE AND PLACEMENT OF POLITICAL SIGNS IN ACCORDANCE WITH THE TEXAS LOCAL GOVERNMENT CODE.

WHEREAS, Section 25.1604.2 of the Hondo Code of Ordinances establishes regulations for political signs inside the Hondo city limits; and

WHEREAS, Section 216.903 of Local Government Code establishes regulations of political signs by municipalities; and

WHEREAS, Section 216.903 of Local Government Code specifically prohibits a municipality from regulating the placement of political signs on private property before an election; and

WHEREAS, after review of Section 25.1604.2 of the Hondo Code of Ordinances, it has been determined that it needs to be amended in order to comply with the Local Government Code;

NOW, THEREFORE, be it ordained by the City Council of the City of Hondo, Texas that:

Section 1. Section 25.1604.2 of the Hondo Code of Ordinances should be amended as follows:

Section 25.1604.2 Political Signs:

Temporary, unlighted political signs supporting an announced candidate, a party or an issue shall be allowed in any district subject to the following:

- (1) Private Property:
 - a. May be placed in any yard but only with the permission of the owner.
 - b. There shall be no restrictions on the number of political signs on each zoning lot.
 - c. In developed districts zoned "RE", "R1", "R2", or "R3", no such signs shall exceed eight (8) feet in height and thirty-six (36) square feet gross surface area.

Section 2. This ordinance shall take effect upon passage.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF HONDO, TEXAS, THIS 22nd DAY OF JANUARY, 2008.

JAMES W. DANNER, MAYOR

ATTEST:

YOLANDA C. BENITEZ
CITY SECRETARY

ORDINANCE NO. 1148-01-18

AN ORDINANCE ADOPTING AND ENACTING A UNIFIED DEVELOPMENT CODE THAT INCORPORATES ZONING, SUBDIVISION, SIGNS, LANDSCAPING PERMITTING AND DEVELOPMENT ORDINANCES AND PROVIDES A PENALTY FOR VIOLATIONS OF THE ORDINANCE; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

WHEREAS, the City of Hondo ("City") has adopted a comprehensive plan to promote health, safety, good morals, and general welfare of the community; and

WHEREAS, the City desires to make available to all those who are concerned with land use and development to have access to the regulation thereof in one convenient ordinance which is capable of being published and distributed as a separate and comprehensive segment of the City Code as a whole; and

WHEREAS, these regulations have been designed to lessen congestion in the streets, to secure safety from fire, panic, and other dangers; and

WHEREAS, these regulations have been adopted to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to conserve energy; to facilitate the adequate provisions of transportation, water, sewerage, schools, parks, and other public interests; and

WHEREAS, the City desires to achieve orderly urban development through land subdivision; to promote and develop land to attain the best possible community environment in accordance with the comprehensive plan; and to provide for adequate municipal services and safe streets; and

WHEREAS, City staff and consultants have reviewed and developed the Hondo Unified Development Code ("UDC") and conducted a public hearing in order to get public input regarding the UDC; and

WHEREAS, the City has this day adopted the Hondo Unified Development Code, which is a comprehensive Code that establishes the City's Zoning regulations and completely supersedes the existing Subdivision Ordinance, Sign Ordinance, Site Development Ordinance and other development ordinances in conflict with the UDC.

NOW, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF HONDO, TEXAS, AS FOLLOWS:

Section 1. There is hereby adopted the Hondo Unified Development Code, attached hereto as Exhibit A.

Section 2. All ordinances enacted on or before the effective date of this ordinance that are in conflict with the UDC, and not included in the UDC or recognized and continued in force by reference therein, are repealed.

Section 3. The repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

Section 4. Unless another penalty is expressly provided, every person convicted of a violation of any provision of the UDC or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be punished by a fine not to exceed \$2,000.00. The penalty imposed for a violation of the UDC shall not exceed or be less than the penalty prescribed by state law for the same or a similar offense. Except as otherwise provided by law or ordinance: (1) With respect to violations of this Code that are continuous with respect to time, each day that the violation continues is a separate offense, (2) With respect to other violations, each violation constitutes a separate offense.. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any UDC section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the city may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

Section 5. Additions or amendments to the UDC when passed in such form as to indicate an intention to make the same a part of the UDC shall be deemed to be incorporated in the UDC, so that reference to the UDC includes the additions and amendments.

Section 6. Ordinances adopted after this effective date that amend or refer to ordinances that have been codified in the UDC shall be construed as if they amend or refer to like provisions of the UDC.

Section 7. The Hondo Unified Development Code is declared to be prima facie evidence of the law of the city and shall be received in evidence as provided by Texas Statutes by the courts of the State of Texas.

Section 8. That this Ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the *Tex. Loc. Gov't. Code*.

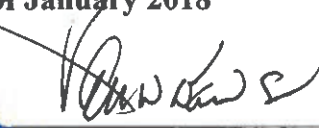
PASSED, APPROVED AND ADOPTED THIS 8th day of January 2018

ATTEST:



Miguel Cantu, City Secretary




JAMES W. DANNER, SR., MAYOR

CHAPTER 7

84,001 to 156,000	3
156,001 to 236,000	4
Each 100,000 additional	1 additional

7.3 Signs

Signage regulations shall be in conformance to those general regulations as contained in Section 25.1604 Sign Regulations of this ordinance. It shall be unlawful to construct or install or permit to be constructed or installed any sign or billboard within the City limits of the City of Hondo, Texas, except as is expressly permitted herein.

7.3.1 Real Estate Signs

- a. One (1) temporary sign announcing the offering for sale or rental of individually platted residential or commercial property on which it is placed shall be allowed in any district and may be placed in any yard. Such sign shall not exceed eight (8) square feet in area; it shall be removed within one (1) week following the close of sale or lease.
- b. On nonresidential commercial property where there is a business building, a temporary unlighted sign offering all or a portion of the same for sale or rental shall be allowed flat against any wall of the business building. Such sign shall be no taller than the wall and shall have an area no larger than one hundred (100) square feet. Such sign shall be removed within one (1) week following the close of sale or lease.
- c. On undeveloped property, temporary unlighted signs offering the same for sale shall be allowed. Such signs shall be located at least twenty (20) feet behind any curb or ten (10) feet behind any property line, whichever is greater, and shall not exceed fifteen (15) feet in height. The total area of all sign message surfaces of all such signs shall not exceed one (1) square foot per one (1) lineal foot of street frontage of the property for sale, or one hundred (100) square feet.

7.3.2 Political Signs

Temporary, unlighted political signs supporting an announced candidate, a party or an issue shall be allowed in any district subject to the following:

Private property

- a. May be placed in any yard but only with the permission of the owner.
- b. There shall be no restrictions on the number of political signs on each zoning lot.
- c. In developed districts zoned "RE", "R1", "R2", or "R3", no such signs shall exceed eight (8) feet in height and thirty-six (36) square feet gross surface area.

7.3.3 Public Right-Of-Way

- a. There shall be no limit on the permitted number of temporary political signs displayed.
- b. Such signs shall not exceed an aggregate gross surface area of two (2) square feet.
- c. Subject to the determination of the Chief of Police in accordance with public safety requirements, temporary political signs may be located in public right-of-ways but not across, over, or extending onto the paved portion of any public roadway.
- d. Such signs shall be erected or installed in such a manner so as to not interfere with or obstruct access, activity or vision along any such public right-of-way. Such signs shall not be attached to or placed on traffic signals, utility poles, trees and other similar vegetation.
- e. Temporary political signs may be erected or maintained for a period not to exceed thirty (30) days prior to the date of the election to which such signs are applicable is scheduled to occur and shall be removed within ten (10) days following such election.
- f. While no permit fee shall be required, the permittee of such signs to be located in the public right-of-way shall deposit with the City Secretary the sum of Fifty Dollars (\$50.00). Along with this deposit, a signed agreement stating that, in the event that such temporary

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political signs are not removed within ten (10) days following the date of the election to which the signs are applicable, the monies so deposited shall be used to reimburse the City for the cost incurred by it in removing the signs. Such signs shall become the property of the City and shall be destroyed accordingly.

- g. No temporary political sign shall be placed on the area known as the Highway 90 Parkway (north side of Highway 90, between Highway 90 and the Southern Pacific Railroad tracks) between the intersections of Highway 90 and Ave. E and Highway 90 and Castro Ave.
- h. City employees, acting under the direction of the Development Officer, are hereby authorized to remove temporary political signs from public right-of-ways if it is determined that the provisions of Section 25.1604.2(2) have not been met.

7.3.4 Garage Sale Signs

Temporary, unlighted signs announcing the holding of a sale of household possessions, displayed for not more than thirty (30) days in any one (1) year, shall be allowed in any district and may be placed in any yard. Total sign area shall not exceed eight (8) square feet. Signs may be posted for a period of five (5) days prior to the first day of sale, and shall be removed within twenty-four (24) hours following the last day of the sale. Signs may not be posted on public property. The City has the right to remove all signs without notification as is deemed necessary by the City.

7.3.5 Charity and Civic Event Signs

Temporary, unlighted signs announcing special events, bazaars, rallies and similar activities of charity, religious, civic and philanthropic associations shall be allowed in any district and may be placed in any yard. Such sign shall not exceed thirty-two (32) square feet in area; it may be posted for a period of thirty (30) days prior to the first day of the event, and shall be removed within seventy-two (72) hours following the last day of the event, but no such sign shall be allowed to remain for a period in excess of thirty (30) days.

7.3.6 Special Event Signs

Temporary special event signs announcing a campaign, drive, activity, or event of a civic, philanthropic, educational, or religious organization for noncommercial purposes shall be subject to the following:

- a. Number, Area, Height, Location
 - i The permitted number, area, height, location and construction of temporary event signs shall be determined by the Development Officer with consideration given to the public safety and the signage reasonably necessary and appropriate for the intended purpose.
 - ii Any temporary event sign which is permitted by the Development Officer to extend over or onto a public right-of-way shall be erected and maintained in such a manner as to not interfere or obstruct access, activity, or vision along any such public right-of-way.
- b. Special Conditions
 - i Timing. Temporary event signs may be erected and maintained for a period not to exceed thirty (30) days prior to the date of which the campaign, drive, activity, or event advertised is scheduled to occur and shall be removed within three (3) days of the termination of such campaign, drive, activity or event.
 - ii No temporary event sign shall be placed on the area known as the Highway 90 parkway (north side of Highway 90, between Highway 90 and S.P.R.R. tracks) between the intersection of Highway 90 and Ave. E and Highway 90 and Castro Ave. Exceptions to the above restrictions are Highway 90 and Ave. M and Highway 90 and Ave. Y.
 - iii No temporary event sign may be placed on traffic signals, utility poles, trees, or other similar vegetation.
- c. Signs Requiring Permits

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Upon application to the Code Enforcement Department, permits may be granted for erection and alteration of signs as a matter of right in each district according to the standards set forth for each zoning district and subject to the additional regulations set forth in this section.

d. Off-Premise Signs

No new construction permits shall be issued for off-premise signs except for relocation of existing signs which meet the provisions of this Section, including the following spacing requirements within the corporate limits of the City:

- i No off-premise sign shall be erected closer than three hundred (300) feet along one side of any roadway within the corporate limits of the City.
- ii No off-premise sign shall be relocated closer than seven hundred and fifty (750) feet to any other legally erected off-premise sign.
- iii Off-premise signs may be erected, with an approved permit from the City of Hondo and the Texas Department of Transportation, on Highway 90, west of Castro Avenue to the city limits and east of Avenue B to the city limits.

e. Portable Signs

No portable sign shall be placed or displayed or be caused to be placed or displayed on any premise located within the corporate limits of the City, other than a properly zoned storage area.

f. Obsolete Signs

Any sign, whether existing on or erected after the effective date of this ordinance, which advertises a business no longer being conducted or a product no longer being offered for sale in or from the premises on which the sign is located, shall be removed within ninety (90) days upon the cessation of such business or sale of such product by the owner, agent or person having the beneficial interest in the building or premises on which the sign is located.

Building Inspector shall give written notice to the owner, agent or person having the beneficial interest in the building or the premises on which such sign is located notifying them of the new ordinance and required removal within ninety (90) days.

If the Building Inspector shall find that any such sign advertising a business no longer being conducted or a product no longer being offered for sale in or from the premises on which the sign is located has not been removed within ninety (90) days upon the cessation of such business or sale of such products, he/she shall give written notice to the owner, agent or person having the beneficial interest in the building or the premises on which such sign is located. Removal of the sign shall be effected within ten (10) days after receipt of the notice from the Building Inspector. If such sign is not removed after the conclusion of such ten (10) days period, the Building Inspector is hereby authorized to cause the sign to be removed at the expense of the owner, agent or person having the beneficial interest in the building or premises on which the sign is located.

g. Exception for Municipal Off-Premises Signs

Municipal off-premises signs are exempt from the Off-Premises Sign requirements of this code. This exemption applies to information and directions to City services, buildings, economic development areas, airport, intermodal parks, establishments, recreational areas, municipal parks, city property, convention and visitor centers, and events.

- i Municipal off-premises signs will be subject to the sign space and height requirements set forth in each zoned district, except that applicable municipal off-premises signs shall be granted nonconforming use status.
- ii Municipal off-premises signs will not require the City to obtain a sign permit.

h. Existing Signs

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Any sign installed and in use prior to the enactment of this ordinance will not be restricted by this ordinance so long as significant characteristics remain unchanged. Any sign in any zoning district which is rebuilt, relocated, modified, enlarged, extended, altered or changed in any manner, other than by normal maintenance, from the configuration existing at the time of enactment of this ordinance shall be regulated by this ordinance.

- i. Signs located in "RE" Residential Estate, "R1" Residential One, "R2" Residential Two, "R3" Residential Three and "MMH" Mobile/Manufactured Home
 - i. Building Sign: Each family may install or permit to be installed an unilluminated nameplate, not exceeding two (2) square feet in area containing the name and if applicable, permitted home occupation of the occupant of the premises. There shall be no change in the outside appearance of the building or premises, other than one sign, not exceeding two (2) square feet in area, nonilluminated and mounted flat against the wall of the principal building.
 - ii. Ground Sign: Not allowed (except for churches and schools).
 - iii. Pole Sign: Not allowed (except for churches and schools).
 - iv. Special Provisions: Temporary signs pertaining to garage sales and nameplates not exceeding one square foot in area may be permitted.
- j. Signs Located in "MF" Multi-Family District

Signs shall be permitted to identify the use or uses of the property upon which it is displayed as follows:

 - i. Building Sign: Maximum total area of eighty square feet (80 sq. ft.), maximum height of twenty (20) feet.
 - ii. Ground Sign: Maximum total area of eighty square feet (80 sq. ft.), maximum height of six (6) feet.
 - iii. Pole Sign: Not allowed.
 - iv. Maximum allowable is one (1) per street frontage.
 - v. Special Provisions: Signs may be illuminated, but the source of light shall not be visible to traveled ways and shall not be intermittent or flashing. Revolving signs will not be permitted in this district. Sign area limitations can be used with ground or building signs or in combination.
- k. Signs Located in the "C" Commercial District

Signs shall be permitted to identify the use or uses of the property upon which they are displayed as follows:

 - i. Building Sign: Signs on buildings shall not extend beyond the building. The total area of a building sign shall not exceed two hundred (200) square feet.
 - ii. Ground Sign: Not allowed except on sites of one hundred (100) feet or more of street frontage. Maximum total area of eighty square feet (80 sq. ft.), maximum height of six (6) feet.
 - iii. Pole Sign: Allowed only for those businesses having two hundred (200) linear feet of street frontage. Pole signs may be located in the front yard or the side yard provided such pole signs comply with the following:

Every portion of such sign extending over the required yard shall have a minimum clearance of eleven (11) feet. Each sign shall be supported by a single or dual freestanding pole without guy wires and braces. Not more than one (1) pole sign shall be erected in the required front yard for each one hundred feet (100') of street frontage, or one (1) for each yard required because of reverse frontage. The maximum area permitted is the total area of all tenants or services advertised on one (1) sign structure. The combined area of a ground and/or pole sign shall not exceed two hundred eighty (280) square feet. Upon approval by the Planning and Zoning Commission and the City Council, signs may be allowed to exceed the above stated square footage for groups of

CHAPTER 7

- six (6) or more businesses on sites greater than two (2) acres which use a common sign. The maximum height, of sign and pole inclusive, shall not exceed fifty (50) feet.
 - iv Special Provisions: Signs may be illuminated, but the source of light shall not be visible to traveled ways and shall not be intermittent or flashing. However, marquee type signs may be allowed upon approval by the Planning and Zoning Commission and the City Council. Revolving signs will not be permitted in this district. Sign area limitations can be used with ground or building signs or in combination.
 - v Subject to the space and height requirements set forth in this subsection, property where a business activity is located is limited to two (2) off-premises signs, either pole or building signs, located on property other than the one where the business activity is conducted, sold or offered.
 - vi A business with an illuminated digital sign that can function as an off-premises sign is limited to include two (2) other businesses, professions, activities, commodities, services or other entertainment industries other than the one conducted, sold, or offered on the property.
1. Signs Located in the "CBD" Central Business District
- Signs shall be permitted to identify the use or uses of the property upon which they are displayed as follows:
- i Building Sign: Signs on buildings shall not exceed one hundred (100) square feet.
 - ii Ground Sign: Maximum total area of eighty square feet (80 sq. ft.), maximum height of six (6) feet.
 - iii Pole Sign: Pole signs shall comply with the following:

Every portion of such sign extending over the required yard shall have a minimum clearance of eleven (11) feet. Each sign shall be supported by a single or dual freestanding pole without guy wires and braces. Not more than one (1) pole sign shall be erected in the required front yard for each one hundred feet (100') of street frontage, or one (1) for each yard required because of reverse frontage. The maximum height shall not exceed thirty-five (35) feet and the maximum area of sign surface shall not exceed eighty (80) feet.
 - iv Special Provisions: Signs attached to the canopy, and signs projecting from the buildings shall be permitted. In addition, signs may be illuminated, but the source of light shall not be visible to traveled ways and shall not be intermittent or flashing. However, marquee type signs may be allowed upon approval by the Planning and Zoning Commission and the City Council. Revolving signs will not be permitted in this district.
 - v Subject to the space and height requirements set forth in this subsection, property where a business activity is located is limited to two (2) off-premises signs, either pole or building signs, located on property other than the one where the business activity is conducted, sold or offered.
 - vi A business with an illuminated digital sign that can function as an off-premises sign is limited to include two (2) other businesses, professions, activities, commodities, services or other entertainment industries other than the one conducted, sold, or offered on the property.
- m. Signs Located in "LI" Light Industrial and "HI" Heavy Industrial Districts
- Signs shall be permitted to identify the use or uses of the property upon which they are displayed as follows:
- i Building Sign: Signs on buildings shall not extend beyond the building. The total area of a building sign shall not exceed two hundred (200) square feet.

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- ii Ground Sign: May be located in the front or the side yard; but must not interfere with the operation of vehicular traffic. Maximum total area of one hundred (100) square feet, maximum height of ten (10) feet.
- iii Pole Sign: Pole signs may be located in the front yard or the side yard provided such pole signs comply with the following:
Every portion of such sign extending over the required yard shall have a minimum clearance of eleven (11) feet. Each such sign shall be supported by a single or dual freestanding pole without guy wires or braces. The area of sign shall not exceed four hundred (400) square feet and fifty (50) feet high. Pole signs shall be located not less than fifty (50) feet from Districts "RE", "R1", "R2", "R3", "MH", and "MF". Not more than one (1) pole sign shall be erected in the required front yard, or one (1) for each side yard required because of reversed frontage. The maximum area is the total area of all tenants or services advertised on one (1) sign structure. The combined area of a ground and/or pole sign shall not exceed five hundred (500) square feet.
- n. Symbols
Symbols which are designed as an integral part of the building structure and symbols and signs which are not visible or readable from the public street shall not be limited by the sign regulations of the zoning district.
- o. Traffic-Control Conflicts
No sign or lighting permitted under these regulations shall be erected, placed or allowed to remain whereby such creates confusion, impairs hearing or vision, or otherwise distracts the automotive driver using any public street.
- p. Residential Area Nuisance
No sign shall be authorized whereby such sign, by reason of placement, lack of shielding, noise generation or character of operation, would be adverse to the normal sensibilities of a person residing on adjacent property or would interfere with the reasonable use, enjoyment or right of privacy on his property. Specifically:
The noise level of signs, when measured within the adjacent dwelling unit, shall not be greater than the noise levels of equipment customarily in operation in the home including air conditioning and kitchen refrigerators.
- q. Signs In Or Over Right-Of-Way Prohibited
With the exception of some areas within the CBD, no sign, whether requiring a permit or not, shall be located within or project over any public right-of-way. This provision shall not be applicable to official traffic-control signs, or entrance and exit signs less than thirty (30) inches above grade placed with permission of the City.
- r. Maintenance
All signs for which a permit is required, together with all supports, braces, guys and anchors, shall be kept in a state of repair that is aesthetically acceptable and does not present a safety hazard to the community. The enforcement officer may order the removal of any sign that is not maintained in accordance with this section or other building codes as adopted by the City. Such removal shall be accomplished at the expense of the owner or person in charge of the premises. Failure to comply with such order shall constitute a misdemeanor.
- s. Maintenance by Sign Owner or Person in Charge
The owner of the sign or the person in charge or in possession of the premises shall be responsible for the maintenance of the sign(s) as described in Subsection 25.1604.19 and as set forth below:
 - i Sign owner or person in charge or in possession of the premises shall maintain the sign(s) in a structurally safe condition, freshly painted and/or in good repair and shall replace repair, repaint, restore damaged sign(s) as promptly as possible.

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- ii Sign owner or person in charge or in possession of the premises shall repair or replace all damaged sign(s) within ten (10) business days of the receipt of the City's written request for repair or replacement.
- iii Sign owner or person in charge or in possession of the premises shall routinely check that the sign(s) are kept in a state of repair that is aesthetically acceptable and does not present a safety hazard to the community.
- iv Sign owner or person in charge or in possession of the premises shall maintain all sign(s) in compliance with the requirements prescribed this Section.
- t. Removal When Unsafe or Unlawful: Authority of Development Officer:
The owner of any sign regulated by this section, including supporting structures, shall keep the same in safe condition at all times. If the Building Inspector shall find that any sign regulated herein is unsafe or insecure, or is a menace to the public, he shall give written notice to the sign owner and the property owner. If such owner fails to remove or alter the sign so as to comply with the standards set forth in this section, or other applicable building codes and regulations as adopted by the City, within thirty (30) days after such notice, the building inspector may cause such sign to be removed or altered to comply at the expense of the sign owner or owner of the property upon which it is located. The Building Inspector may cause any sign which is an immediate peril to persons or property to be removed summarily and without notice.
- u. Prohibitions
The following signs are absolutely prohibited within the corporate limits of the City of Hondo, Texas:
 - i Signs which imitate or resemble "any official traffic sign, signal or device" or using a revolving beam or beacon resembling any "emergency vehicle".
 - ii Signs which are erected or maintained upon trees or which are painted or drawn upon rocks or other natural features.
 - iii Portable signs.
 - iv No sign shall be placed on or attached to any utility pole or pedestal, except by a utility company owning the pole or pedestal or on operating facilities mounted on the pole or in the pedestal.
 - v No sign shall be placed or kept in use to advertise an activity, business or service no longer conducted on the premises or for a business which has been terminated.
 - vi No sign or part of a sign, including mounting fixtures and supporting structures, shall be located on or above any public land or public right-of-way, except as regulated by other provisions of this Code.
 - vii No sign may be located or placed on any sidewalk or in any unpaved walkway intended for public use, except as regulated by other provisions of this Code.
 - viii No signals will be permitted in a residential zoned district.
 - ix No sign or part of a sign frame shall be located between two (2) feet and ten (10) feet above the established ground level within the area of a clear site triangle for traffic extending twenty-five (25) feet in each direction from the point of a street intersection.
 - x No sign or part of a sign, including mounting fixtures and supporting structures, which is mounted above or projects over any sidewalk, street, drive or parking area, whether on public or private land, shall be hung with less than seven (7) feet of vertical clearance above the sidewalk or less than twelve (12) feet of vertical clearance above the street, drive or parking area.
 - xi No sign shall be located closer than six (6) feet laterally to a secondary power line or closer than fifteen (15) feet laterally to a primary power line.
 - xii No lighted sign, and no permanent sign shall be mounted or placed on or extend above the side wall or rear wall of any building, or be located in the side yard or rear yard of

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any lot or tract of land, when such sign faces upon and is visible from a contiguous residential area not separated from the building, lot or tract containing the sign by a public street or alley.

v. Holiday Greeting Cards

Temporary holiday greeting cards:

- i Shall be authorized by the City of Hondo, or a designated representative, prior to placement.
- ii Shall be placed on Highway 90 Parkway between Avenue E and Avenue U. Spaces are assigned by the designated representative.
- iii Shall be erected no earlier than the week prior to Christmas in God's Country event or at the discretion of the Development Officer.
- iv Shall be removed no later than ten (10) days after January 1 or at the discretion of the Development Officer.
- v May be illuminated but lights shall not be flashing or strobe type.
- vi Shall display a holiday greeting message.
- vii Shall not list the sponsor's phone number or address.

w. Design Guidelines

It is the policy of the city to encourage signage which is appropriate to Hondo's commercial, cultural, historical and residential areas; the rural scale of the city; and to discourage signs which are in conflict with the established character of the community. To this end, all sign owners are encouraged to conform to the following guidelines for sign location, configuration, design and materials:

- i Signs should be located with sensitivity to preserving the natural landscape and environment. Signs should be incidental complements to the principal use of a site, and should never be allowed to visually dominate a site.
- ii The height, width and area of a sign should all be in proportion to the dimensions of a building to which the sign is attached and in architectural harmony with surrounding structures. Sign dimensions should respect the size, scale and mass of a building facade, the height of the building, and the rhythms and sizes of window and door openings.
- iii No sign should be placed upon a building or structure in any manner which would disfigure, damage or conceal any window opening, door, or significant architectural feature or detail of the building.
- iv Sign materials should be predominantly natural, such as native stone, rough cedar, pine or other types of wood, metal, or materials that simulate natural materials that are designed, intended or used to advertise or inform.
- v No additions, tag sign streamer(s), attention-getting device(s) or other appurtenances shall be attached to any sign(s).

x. Signs Located in "MUD" Mixed Use Districts

No off-premises signs shall be permitted in a Mixed Use District, unless a variance is requested and approved in accordance with the provisions of the City of Hondo Code of Ordinances.

7.4 Landscaping and Tree Protection (Reserved)

7.5 Accessory Structures

7.5.1 Residential Districts

Accessory buildings including garages, tool sheds and other utility structures shall be permitted behind the front setback line, except that carports may be located at a minimum of five (5) feet from the front property line. Accessory buildings shall not be used for commercial purposes. The following restrictions shall apply to Accessory Buildings:

ORDINANCE NO 1170-05-18

AN ORDINANCE OF THE CITY OF HONDO CHAPTER 15 OF CITY CODE OF ORDINANCES AMENDING UNIFIED DEVELOPMENT CODE, CHAPTER 5, SECTION 7.3.6(k)(iv) and SECTION 7.3(l)(iv) TO ALLOW INTERMITTENT, FLASHING OR MARQUEE TYPE SIGNS IN "CBD" CENTRAL BUSINESS DISTRICTS AND "C" COMMERCIAL DISTRICTS WITH APPROVAL OF DEVELOPMENT OFFICER; AND PROVIDING AN EFFECTIVE DATE OF THE ORDINANCE.

WHEREAS, the City of Hondo ("City") has adopted a comprehensive plan to promote health, safety, good morals, and general welfare of the community; and

WHEREAS, City adopted the Hondo Unified Development Code ("UDC") on January 8, 2018, by Ordinance No. 1148-01-18; and

WHEREAS, on January 24, 2011, the city council granted authorization to the City's Code Compliance staff to authorize the installation of intermittent, flashing or marquee type signs within "CBD" Central Business Districts and "C" Commercial Zoned Districts; and

WHEREAS, the Planning & Zoning Commission have reviewed the UDC regulation of intermittent, flashing or marquee type signs within "CBD" Central Business Districts and "C" Commercial Zoned Districts and now recommends that the UDC be revised to reflect the city council's January 24th action.

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

1. **Findings of Fact.** The above and foregoing recitals are hereby found to be true and correct and are incorporated herein as findings of fact.

2. **Amendment.**

A. UDC Section 7.3.6(k)(iv) and Section 7.3(l)(iv) are deleted in their entirety and replaced with the following:

Signs may be illuminated, but the source of light shall not be visible to traveled ways. Intermittent, flashing or marquee type signs may be allowed upon review and approval by the Development Officer. Revolving signs will not be permitted in this district.

3. **Effective Date.** This ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the *Tex. Loc. Gov't. Code*.

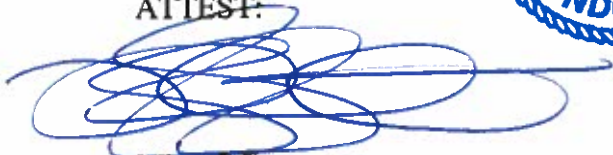
4. **Open Meetings.** It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.
5. **Severability.** If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance

PASSED AND APPROVED this 14th day of May, 2018.




James W. Danner, Sr.
Mayor

ATTEST:

A blue ink signature, appearing to be "Miguel Cantu", is written over the "ATTEST:" text.

Miguel Cantu
City Secretary



City Council Communication

Title: Executive Session: The City Council of the City of Hondo may convene in Executive Session in accordance with the Texas Open Meetings Act, Texas Government Code: Section 551.071(1) (A) and (2) (Consultations with Attorney) and Section 551.072 (Deliberations about Real Property), Section 551.074 (Personnel Matters), Section 551.076 (Deliberations about Security Devices), or Section 551.087 (Deliberations Regarding Economic Development Negotiations);Section 551.086 (Meeting concerning municipally owned utility-competitive matters);

Date: March 11, 2024 **From:**

INFORMATION:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

MOTION:

ATTACHMENTS:

None

STAFF CONTACTS:



City Council Communication

Title: Discuss Airport Water Right Leasing

Date: March 11, 2024 **From:** Ryan Elder, Director of Aviation

INFORMATION:

Discuss Airport Water Rights for CY 2024

FINANCIAL IMPACT:

TBD

STAFF RECOMMENDATION:

Recommend discussing Airport water rights

MOTION:

TBD

ATTACHMENTS:

None

STAFF CONTACTS:

Ryan Elder



City Council Communication

Title: Discuss and consider appropriate action on items resulting from Executive Session.

Date: March 11, 2024 **From:**

INFORMATION:

FINANCIAL IMPACT:

STAFF RECOMMENDATION:

MOTION:

ATTACHMENTS:

None

STAFF CONTACTS: