

**FARMERSVILLE CITY COUNCIL
REGULAR SESSION AGENDA
APRIL 24, 2012, 6:00 P.M.
Council Chambers, City Hall
205 S. Main Street**

I. PRELIMINARY MATTERS

- Call to Order, Roll Call, Prayer and Pledge of Allegiance
- Welcome guests and visitors: Anyone wanting to speak on any items that are not the subject of a Public Hearing on this agenda is asked to speak at this time, with an individual time limit of 3 minutes. This forum is limited to a total of 30 minutes. Please note that the City Council cannot comment or take any action on this item.

II. READING OF ORDINANCES

- A. Second Reading – Consider, discuss and act upon Ordinance # O-2012-0424-002 regarding changes to the Master Fee Schedule for the sale of rock and sand
- B. Second Reading – Consider, discuss and act upon Ordinance # O-2012-0424-003 regarding the temporary decrease in prima facie speed limit along a designated section of Highway 380 while Highway 380 undergoes construction
- C. First Reading – Consider, discuss and act upon Ordinance # O-2012-0508-001 regarding the adoption of the Water Management Plan
- D. First Reading – Consider, discuss and act upon Ordinance # O-2012-0508-002 regarding the amendment of the Landscaping and Irrigation Regulations and adopting enforcement for the Water Management Plan

III. REGULAR AGENDA

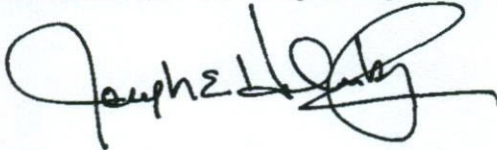
- A. Consider, discuss and act upon awarding the bid for the material used on the Chaparral Trail project
- B. Consider, discuss and act upon giving the City Manager authority to execute the bank contract with First National Bank of Trenton
- C. Consider, discuss and act upon giving the City Manager authority to execute all documents regarding a donation of property from Cassidy Rohde and Adrian Rohde, otherwise known as Block 6, Lot 16, 17C and 17D in the Neathery Marble (CFC) Addition containing 0.2343 acres
- D. Consider, discuss and act upon Interlocal Agreements with the Farmersville Historical Society and the Farmersville Boy Scouts to continue paying utilities for these non-profit organizations
- E. Receive information regarding the upcoming open positions on the Boards and Commissions
- F. Update on the Comprehensive Plan

- G. Consider, discuss and act upon Resolution # R-2012-0424-001 approving a request to the Texas Comptroller of Public Accounts to approve the City of Farmersville's participation in the Texas Comptroller of Public Accounts Cooperative Purchasing Program

IV. ADJOURNMENT

No action may be taken on comments received under "Recognition of Visitors".

Dated this the 19th day of April, 2012.



Joseph E. Helmberger, P.E., Mayor

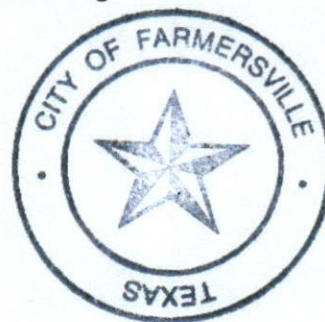
The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any matters listed on the agenda, as authorized by the Texas Government Code, including, but not limited to, Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development), 418.175-183 (Deliberations about Homeland Security Issues) and as authorized by the Texas Tax Code, including, but not limited to, Section 321.3022 (Sales Tax Information).

Persons with disabilities who plan to attend this meeting and who may need assistance should contact the City Secretary at 972-782-6151 or Fax 972-782-6604 at least two (2) working days prior to the meeting so that appropriate arrangements can be made. Handicap Parking is available in the front and rear parking lot of the building.

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted in the regular posting place of the City Hall building for Farmersville, Texas, in a place and manner convenient and readily accessible to the general public at all times, and said Notice was posted April 19, 2012 by 5:00 P.M. and remained so posted continuously at least 72 hours proceeding the scheduled time of said meeting.



Edie Sims, City Secretary





TO: Mayor and Councilmembers

FROM: City Manager Ben White

DATE: April 24, 2012

SUBJECT: SECOND READING – Consider, discuss and act upon Ordinance # O-2012-0424-002 regarding changes to the Master Fee Schedule for the sale of rock and sand

Ordinance # O-2012-0424-002 is attached for review. First Reading was approved on April 10th Council meeting.

ACTION: Approve or disapprove Ordinance # O-2012-0424-002 at second reading.

(II – A)

**CITY OF FARMERSVILLE
ORDINANCE # O-2012-0424-002**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS AMENDING FARMERSVILLE CODE OF ORDINANCES AMENDING APPENDIX A, "MASTER FEE SCHEDULE," ARTICLE VII, "MISCELLANEOUS"; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND SETTING AND PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION I: That Appendix A, Article VII, Master Fee Schedule - Miscellaneous of the Code of Ordinances of the City of Farmersville, Texas, is hereby amended to read as follows:

"Article VII Miscellaneous Fees

.....

A customer may purchase rock or sand from the City of Farmersville by paying a Miscellaneous Fee of \$50.00 per bucket load of rock and \$30.00 per bucket load of sand. A "bucket load" is considered one front end scoop using a backhoe. Each residence shall be limited to three (3) buckets of material per month.

SECTION 2. SEVERABILITY CLAUSE

That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional.

SECTION 3. REPEALER CLAUSE

That all ordinances of the City of Farmersville, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed.

SECTION 4: This Ordinance shall take effect after approval and adoption by City Council and with publication of the caption, as the law in such cases provides.

PASSED on first reading on the 10th day of April, 2012, and second reading on the 24th day of April, 2012 at properly scheduled meetings of the City Council of the City of Farmersville, Texas, there being a quorum present, and approved by the Mayor on the date set out below.

APPROVED THIS 24th DAY OF APRIL, 2012.

APPROVED:

BY: _____
Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary



TO: Mayor and Councilmembers

FROM: City Manager Ben White

DATE: April 24, 2012

SUBJECT: SECOND READING – Consider, discuss and act upon Ordinance # O-2012-0424-003 regarding the temporary decrease in prima facia speed limit along a designated section of Highway 380 while Highway 380 undergoes construction

Ordinance # O-2012-0424-003 is attached for review. First Reading was approved on April 10th Council meeting.

ACTION: Approve or disapprove Ordinance # O-2012-0424-003 at second reading.

(II - B)

**CITY OF FARMERSVILLE, TEXAS
ORDINANCE # O-2012-0424-003**

AN ORDINANCE OF THE CITY OF FARMERSVILLE, TEXAS, ALTERING THE PRIMA FACIE SPEED LIMITS ESTABLISHED FOR VEHICLES UNDER THE PROVISIONS OF TRANSPORTATION CODE, SECTION 545.356 UPON U.S. HIGHWAY NUMBER 380 OR PARTS THEREOF, WITHIN THE INCORPORATED LIMITS OF THE CITY OF FARMERSVILLE, BY TEMPORARILY LOWERING THE SPEED LIMIT FROM 65 MILES PER HOUR TO 55 MILES PER HOUR ON A CERTAIN DESIGNATED SECTION OF THE MAIN LANES OF U.S. HIGHWAY 380; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OR FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, road construction in the area necessitates that the speed limit on U.S. Highway 380 from Floyd Street to the Hunt County Line be temporarily lowered from 65 miles per hour to 55 miles per hour during the construction of U.S. Highway 380.

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

SECTION 1.

That Chapter 71, Section 276 of the Code of Ordinances of the City of Farmersville, Texas, is hereby amended as follows, in all other respects said Code, Chapter and Section to remain in full force and effect.

<i>Street</i>	<i>Extent</i>	<i>Speed (mph)</i>
U.S. Highway 380 - Also known as Audie Murphy Parkway	From Floyd Street to the Hunt County line east of the City	55

SECTION 2.

That all ordinances or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

SECTION 3.

That should any word, sentence, clause, paragraph or provision of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

SECTION 4.

Any person, firm or corporation violating any of the provisions or terms of this Ordinance or of the Code of Ordinances as amended hereby, shall be subject to the same penalty as provided for in the Code of Ordinances of the City of Farmersville, as previously amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Hundred Dollars (\$200.00) for each offense.

SECTION 5.

This Ordinance shall take effect immediately from and after its passage and publication of the caption as required by law and the posting of appropriate signs giving notice of such speed zones.

PASSED on first reading on the 10th day of April, 2012, and second reading on the 24th day of April, 2012 at properly scheduled meetings of the City Council of the City of Farmersville, Texas, there being a quorum present, and approved by the Mayor on the date set out below.

APPROVED THIS 24th DAY OF APRIL, 2012.

APPROVED:

BY: _____
Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary



TO: Mayor and Councilmembers

FROM: City Manager Ben White

DATE: April 24, 2012

SUBJECT: FIRST READING – Consider, discuss and act upon Ordinance # O-2012-0508-001 regarding the adoption of the Water Management Plan

Ordinance # O-2012-0508-001 is attached for review which includes the Water Management Plan.

ACTION: Approve or disapprove first reading of Ordinance # O-2012-0508-001.

(II - C)

**CITY OF FARMERSVILLE
ORDINANCE #O-2012-0508-001**

AN ORDINANCE OF THE CITY OF FARMERSVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF FARMERSVILLE, TEXAS, THROUGH THE AMENDMENT OF CHAPTER 74 OF THE CODE OF ORDINANCES BY DELETING EXISTING SECTION 74-177 AND REPLACING IT WITH A NEW SECTION 74-177 ADOPTING THE WATER MANAGEMENT PLAN ("PLAN") USED BY THE CITY OF FARMERSVILLE TO PROMOTE RESPONSIBLE USE OF WATER BY ITS CUSTOMERS AND TO PROVIDE FOR PENALTIES AND/OR THE DISCONNECTION OF WATER SERVICE FOR NONCOMPLIANCE WITH THE PROVISIONS OF THE PLAN; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING A PENALTY CLAUSE; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

WHEREAS, the City of Farmersville, Texas ("City") recognizes the amount of water available to its water customers is limited; and

WHEREAS, the City recognizes that due to natural limitations, drought conditions, system failure and other acts of God which may occur, the City cannot guarantee an uninterrupted water supply for all purposes at all times; and

WHEREAS, the Water Code and the regulations of the Texas Commission on Environmental Quality (the "Commission") require that the City adopt a Water Management Plan that includes a Drought Contingency and Water Emergency Response Plan; and

WHEREAS, the Texas Administrative Code, Title 30, Section 288.30(6) states that Wholesale Public Water Suppliers provide water distribution provisions for wholesale customers in case of a shortage of water resulting from drought; and

WHEREAS, the City has determined an urgent need in the best interest of the public to adopt a Water Management Plan; and

WHEREAS, pursuant to Chapter 54 of the Local Government Code, the City is authorized to adopt such Ordinances necessary to preserve and conserve its water resources; and

WHEREAS, the City Council of the City of Farmersville desires to adopt the Water Management Plan as official City requirements for the conservation of water.

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

Section 1. Findings Incorporated.

That all the above premises are hereby found to be true and correct legislative and factual findings of the City of Farmersville, and they are hereby approved and incorporated into the body of this Ordinance as if restated herein in their entirety.

Section 2. Deletion and Replacement of Section 11.105.2 of the Code of Ordinances.

That Chapter 74 of the Code of Ordinances of the City of Farmersville, Texas, is hereby amended by deleting existing Section 74-177 and replacing it with a new Section 74-177 to read as follows:

"Sec. 74-177 Adoption of Water Management Plan

The City Council hereby approves and adopts the Water Management Plan (the "Plan"), as if recited verbatim herein. The City commits to implement the requirements and procedures set forth in the adopted Plan."

Section 3. Notice Provided.

The City Council does hereby find and declare that sufficient written notice of the date, hour, place and subject of the meeting adopting this Ordinance was posted at a designated place convenient to the public for the time required by law preceding the meeting, that such place of posting was readily accessible at all times to the general public, and that all of the foregoing was done as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the posting thereof.

Section 4. Severability Clause.

It is hereby declared to be the intention of the City Council that the words, phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable, and if any word, phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of any such unconstitutional word, phrase, clause, sentence, paragraph or section.

Section 5. Savings Clause.

The Code of Ordinances, City of Farmersville, Texas, as amended, shall be and remain in full force and effect save and except as amended by this Ordinance.

Section 6. Repealer Clause.

Any provision of any prior ordinance of the City, whether codified or uncoded, which is in conflict with any provision of this Ordinance, is hereby repealed to the extent of the conflict, but all other provisions of the ordinances of the City, whether codified or uncoded, which are not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section 7. Effective Date.

This Ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law in such cases provides.

Section 8. Filing with Commission.

The City Manager or his designee is hereby directed to file a copy of the Plan and this Ordinance with the Commission in accordance with Title 30, Chapter 288 of the Texas Administrative Code.

PASSED on first reading on the 24th day of April, 2012, and second reading on the 8th day of May, 2012 at properly scheduled meetings of the City Council of the City of Farmersville, Texas, there being a quorum present, and approved by the Mayor on the date set out below.

APPROVED:

Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary

EXHIBIT A



Water Management Plan

City of Farmersville
205 South Main Street
Farmersville, Texas 75442

Release Date: March 2012
Document Revision A

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Water Management Plan

1 INTRODUCTION AND OBJECTIVES

Water supply has always been a key issue in the development of Texas. In recent years, the growing population and economic development of North Central Texas has led to increasing demands for water supplies. At the same time, local and less expensive sources of water supply are largely developed. Additional supplies to meet higher demands will be expensive and difficult to develop. It is therefore important to make the most efficient use of existing supplies. This will delay the need for new supplies, minimize the environmental impacts associated with developing new supplies, and delay the high cost of additional water supply development.

Recognizing the need for efficient use of existing water supplies, the Texas Commission on Environmental Quality (TCEQ) has developed guidelines and requirements governing the development of water conservation and drought contingency plans for public water suppliers.^{1,2} TCEQ guidelines and requirements are included in Appendix B. The best management practices established by the Water Conservation Implementation Task Force³, established pursuant to SB1094 by the 78th Legislature, were also considered in the development of the water conservation measures.

The water conservation sections of this plan include measures that are intended to result in ongoing, long-term water savings. The drought contingency and water emergency response sections of this plan address strategies designed to temporarily reduce water use in response to specific conditions.

¹ Title 30 of the Texas Administrative Code, Part 1, Chapter 288, Subchapter A, Rules 288.1 and 288.5, downloaded from [http://info.sos.state.tx.us/pls/pub/readtac\\$ext.ViewTAC?tac_view=4&ti=30&pt=1&ch=288](http://info.sos.state.tx.us/pls/pub/readtac$ext.ViewTAC?tac_view=4&ti=30&pt=1&ch=288), July 2007.

² Title 30 of the Texas Administrative Code, Part 1, Chapter 288, Subchapter B, Rule 288.20, downloaded from <http://www.tnrcc.state.tx.us/oprd/rules/pdflib/288a.pdf>, July 2007.

³ Water Conservation Implementation Task Force: "Texas Water Development Board Report 362, Water Conservation Best Management Practices Guide," prepared for the Texas Water Development Board, Austin, November 2004.

2 TEXAS COMMISSION ON ENVIRONMENTAL QUALITY RULES

2.1 Conservation Plan Requirements

The elements in the TCEQ water conservation rules covered in this plan are listed below.

TCEQ Requirement Section	TCEQ Requirement Description	WMP Section
Minimum Water Conservation Requirements Covered by this Plan		
288.2(a)(1)(A)	Utility Profile	Section 3 and Appendix C
288.2(a)(1)(C)	Specific, Quantified Goals	Section 4.2
288.2(a)(1)(D)	Accurate Metering	Sections 4.3.1
288.2(a)(1)(E)	Universal Metering	Section 4.3.2
288.2(a)(1)(F)	Determination and Control of Unaccounted Water	Section 4.3.4
288.2(a)(1)(G)	Public Education and Information Program	Section 4.6
288.2(a)(1)(H)	Non-Promotional Water Rate Structure	Section 4.7
288.2(a)(1)(I)	Reservoir System Operation Plan	Section 4.8.1
288.2(a)(1)(J)	Means of Implementation and Enforcement	Section 4.10
288.2(a)(1)(K)	Coordination with Regional Water Planning Group	Section 4.9 and Appendix E
288.2(c)	Review and Update of Plan	Section 4.11
288.2(a)(3)(F)	Considerations for Landscape Water Management Regulations	Section 4.8.4
Optional Water Conservation Requirements Covered By this Plan		
288.2(a)(2)(A)	Leak Detection, Repair, and Water Loss Accounting	Section 4.3.5
288.2(a)(2)(B)	Record Management System	Section 4.3.3
288.2(a)(2)(C)	Requirement for Water Conservation Plans by Wholesale Suppliers	Section 4.8.5
288.2(a)(3)(A)	Conservation Oriented Water Rates	Section 4.7
288.2(a)(3)(B)	Ordinances, Plumbing Codes or Rules on Water-Conserving Fixtures	Section 4.8.3
288.2(a)(3)(C)	Replacement or Retrofit of Water-Conserving Plumbing Fixtures	Section 4.8.3
288.2(a)(3)(D)	Reuse and Recycling of Wastewater	Section 4.8.2
288.2(a)(3)(G)	Monitoring Method	Section 4.4
288.2(a)(3)(H)	Additional Conservation Ordinance Provisions	Section 4.8.35.2

2.2 Drought Contingency Plan Requirements

The elements in the TCEQ drought contingency rules covered in this plan are listed below.

TCEQ Requirement Section	TCEQ Requirement Description	WMP Section
288.20(a)(1)(A)	Public Information and Feedback Program	Section 5.2
288.20(a)(1)(B)	Continuing Public Education	Section 5.3
288.20(a)(1)(C)	Coordination with Regional Water Planning Group	Section 5.8
288.20(a)(1)(D)	Information to be Monitored for Drought Response Stages	Section 5.5
288.20(a)(1)(E)	Implementation of Drought Response Stages	Section 5.5
288.20(a)(1)(F)	Water Supply and Demand Targets	Section 5.5
288.20(a)(1)(G)	Water Supply and Demand Management Measures	Section 5.5
288.20(a)(1)(H)	Variances	Section 5.6
288.20(a)(1)(I)	Enforcement	Section 5.7
288.20(c)	Updates	Section 5.9

2.3 Required Submittals

The TCEQ and North Texas Municipal Water District (NTMWD) submittal requirements relating to water conservation and drought contingency plans are listed below.

TCEQ Requirement Section	Requirement Description	Cut-Off Dates
N/A	Water Conservation Annual Report for the NTMWD (see Appendix D for example)	Due by 31 March each year
N/A	NTMWD Annual Water Conservation Report (see Appendix F for example)	Due by 31 March each year
288.30(1)	TCEQ Water Conservation Plan Original Implementation and Update Requirements	Original: 1 May 2005 1 st Revision: 1 May 2009 Subsequent Revisions: Every 5 Years Revised Plans: Within 90 Days
288.30(2)	TCEQ Implementation Report (Form TCEQ-20159)	Original: 1 May 2010 Subsequent: Annually, 1 May After Revision: Within 90 Days

TCEQ Requirement Section	Requirement Description	Cut-Off Dates
288.30(5)	TCEQ Drought Contingency Plan Original Implementation and Update Requirements	Original: 1 May 2005 1 st Revision: 1 May 2009 Subsequent Revisions: Every 5 Years Revised Plans: Within 90 Days
288.30(10)(B)	Texas Water Development Board (TWDB) Water Conservation Plan Submission	Original: 1 May 2009 Subsequent Revisions: Every 5 Years Revised Plans: Within 90 Days
288.30(10)(C)	TWDB Water Conservation Annual Report Submission (Form WRD-265)	Original: 1 May 2010 Subsequent: Annually, 1 May

A copy of this WMP will be provided to NTMWD for review and comment prior to submission to TCEQ.

3 WATER UTILITY PROFILE

The Water Utility Profile for the City of Farmersville is contained in Appendix C.

4 WATER CONSERVATION PLAN

4.1 Introduction

The objectives of this water conservation plan are as follows:

- To reduce water consumption from the levels that would prevail without conservation efforts.
- To reduce the loss and waste of water.
- To improve the efficiency in the use of water.
- To document the level of recycling and reuse in the water supply.
- To extend the life of the current water supplies by reducing the rate of growth in demand.

4.2 Specification of Water Conservation Goals

The goals for this water conservation plan include the following:

- Maintain the per capita municipal water use below the specified amount for a dry year as shown in Table 1.
- Maintain the level of unaccounted water in the system as discussed in Section 5.4 and as shown in Table 1.
- Implement and maintain a program of universal metering and meter replacement and repair, as discussed in Section 4.3.2.
- Increase efficient water usage through a water conservation ordinance, order or resolution as discussed in Section 4.10.

- Decrease waste in lawn irrigation by implementation and enforcement of landscape water management regulations, as discussed in Section 4.8.4.
- Raise public awareness of water conservation and encourage responsible public behavior by a public education and information program, as discussed in Section 4.6.
- Develop a system specific strategy to conserve water during peak demands, thereby reducing the peak use.

Table 1. Water Conservation Goals

Description	Current	5-Year Goal	10-Year Goal
Water Conservation Goals (gpcd)	145	144	142
Unaccounted Water Maximum (%)	12.00	10.00	8.5

4.3 Metering, Water Use Records, Control of Unaccounted Water, and Leak Detection

One of the key elements of water conservation is tracking water use and controlling losses through illegal diversions and leaks. It is important to carefully meter water use, detect and repair leaks in the distribution system and provide regular monitoring of unaccounted water.

4.3.1 Accurate Metering of Treated Water Deliveries

The water distribution meters shown in Table 2 shall meet the following minimum accuracy requirements.

Table 2. Meter Accuracies

Meter Type	Required Accuracy
Residential	±5%
Commercial	±5%
Industrial	±5%
Public	±5%
Wholesale	±5%

4.3.2 Metering of Customer and Public Uses and Meter Testing, Repair, and Replacement

Water distribution meters shall be calibrated and replaced as shown in Table 3 to meet the system accuracy requirements.

Table 3. Meter Calibration and Replacement

Meter Type	Calibration Period	Replacement Period
Residential	As Needed	Manufacturer Rating
Commercial	As Needed	Manufacturer Rating
Industrial	Yearly	Manufacturer Rating
Public	Yearly	Manufacturer Rating
Wholesale	Yearly	Manufacturer Rating

All uses of water shall be metered including retail, residential, commercial, industrial, wholesale, internal, public, and governmental uses.

Meters shall be replaced if they cannot maintain their stated system accuracy or if they are beyond their stated lifetime rating as determined by the manufacturer. If a meter is beyond its rated lifetime and still operates within the required accuracy, the Public Works Director may extend the life of the meter on a year-by-year basis.

4.3.3 Record Management System

The record management system shall allow for the separation of water sales into the following categories: residential, commercial, public, industrial, and wholesale categories. If the record management system does not allow for such separation then the record management system must comply by the end of 2015.

4.3.4 Determination and Control of Unaccounted Water

Unaccounted water is the difference between water delivered to the City of Farmersville from NTMWD and metered water sales to customers plus authorized but unmetered uses. (Authorized but unmetered uses would include use for fire fighting, releases for flushing of lines, uses associated with new construction, etc.) Unaccounted water can include several categories:

- Inaccuracies in customer meters. (Customer meters tend to run more slowly as they age and under-report actual use.)
- Accounts which are being used but have not yet been added to the billing system.
- Losses due to water main breaks and leaks in the water distribution system.
- Losses due to illegal connections and theft.
- Other.

Unaccounted water shall be calculated and maintained below twelve (12) percent. If unaccounted water exceeds this goal, a more intensive audit to determine the source(s) of and reduce the unaccounted water shall be conducted. The annual conservation report shall be the primary tool to report and monitor unaccounted water.

4.3.5 Leak Detection and Repair

City crews and personnel shall look for and report evidence of leaks in the water distribution system. Areas of the water distribution system exhibiting repeated leaks and line breaks should be targeted for replacement as funds are available.

4.4 Monitoring of Effectiveness and Efficiency - Annual Water Conservation Report

The Annual Water Conservation Report in Appendix D shall be used to monitor the effectiveness and efficiency of the water conservation program and to plan conservation-related activities for the next year. The annual water conservation report shall also be sent to NTMWD by March 31st of each year.

4.5 Water Conservation Implementation Report

Appendix F includes the TCEQ-required water conservation implementation report. The report is due to the TCEQ by May 1st of every year. The TCEQ form number for this report is TCEQ-20159.

4.6 Continuing Public Education and Information Campaign

The continuing public education and information campaign on water conservation includes the following elements:

- Utilize the “Water IQ: Know Your Water” and other public education materials produced by the NTMWD.
- Insert water conservation information with water bills. Inserts will include material developed by Member Cities’ and Customers’ staff and material obtained from the TWDB, the TCEQ, and other sources.
- Encourage local media coverage of water conservation issues and the importance of water conservation.
- Notify local organizations, schools, and civic groups that Member City or Customer staff and staff of the NTMWD are available to make presentations on the importance of water conservation and ways to save water.
- Promote the *Texas Smartscape* web site (www.txsmartscape.com) and provide water conservation brochures and other water conservation materials available to the public at City Hall and other public places.
- Make information on water conservation available on the City of Farmersville website and include links to the “Water IQ: Know Your Water” website, *Texas Smartscape* website and to information on water conservation on the TWDB and TCEQ websites and other resources.

4.7 Water Rate Structure

An increasing block rate water structure shall be installed to encourage water conservation and discourage excessive use and waste of water. The rate structure shall include the following features as a minimum.

4.7.1 Residential Rate Features

- Monthly minimum charge. Up to two thousand (2,000) gallons water use with no additional charge.
- Base charge per thousand (1,000) gallons up to the approximate average residential use.
- 2nd tier (from the average to two (2) times the approximate average) at 1.25 to 2.0 times the base charge.
- 3rd tier (above two (2) times the approximate average) at 1.25 to 2.0 times the 2nd tier.

4.7.2 Commercial/Industrial Rates

Commercial/industrial rates should include at least two (2) tiers, with rates for the 2nd tier at 1.25 to 2.0 times the first tier. Higher water rates for commercial irrigation use are encouraged, but not required.

4.8 Other Water Conservation Measures

4.8.1 Reservoir System Operation Plan

The City of Farmersville purchases all its treated water from NTMWD and does not have surface water supplies to implement a system operation plan. A Reservoir System Operation Plan is not required.

4.8.2 Reuse and Recycling of Wastewater

The City of Farmersville owns its own wastewater treatment facility which is managed by NTMWD. All the treated effluent from this plant is recycled back to Lake Lavon via Elm Creek. The effluent is eventually reused by NTMWD to make-up the treated water supplies for the surrounding cities including Farmersville.

4.8.3 Ordinances, Plumbing Codes, or Rules on Water-Conserving Fixtures

The City of Farmersville has adopted the International Plumbing Code 2006 by ordinance which sets standards for water-conserving fixtures. This standard sets maximum flow rates and consumption for plumbing fixtures and fixture fittings for items such as shower heads, sink faucets, urinals, and water closets. All new plumbing fixtures installed within the City and the City's extra-territorial jurisdiction shall meet these new water-conserving requirements.

4.8.4 Landscape Water Management Measures

The following landscape water management measures shall be implemented and enforced.

- Time of day restrictions prohibiting lawn irrigation watering from 10 AM to 6 PM beginning April 1 and ending October 31 of each year.
- Prohibition of watering of impervious surfaces. (Wind driven water drift will be taken into consideration.)

- Prohibition of use of poorly maintained irrigation systems that waste water.
- Prohibition of outdoor watering during precipitation or freeze events.
- Lawn and landscape irrigation limited to twice per week.
- Requirement that all new irrigation systems be in compliance with state design and installation regulations (TAC Title 30, Part 1, Chapter 344).
- Native, drought-tolerant, or adaptive plants should be encouraged.
- Drip irrigation systems should be promoted.
- Evapotranspiration (ET)/Smart controllers that only allow sprinkler systems to irrigate when necessary should be promoted.
- Prohibiting the use of treated water to fill or refill residential, amenity, and any other natural or manmade ponds during drought conditions. A pond is considered to be a still body of water with a surface area of five hundred (500) square feet or more.
- Rain and freeze sensors and/or ET or smart controllers required on all new irrigation systems. Rain and freeze sensors and/or ET or Smart controllers must be maintained to function properly.
- Rain and freeze sensors and/or ET or smart controllers required on all existing irrigation systems by end of the year 2015.
- “At home” car washing can be done only when using a water hose with a shut-off nozzle.
- Prohibition of watering areas that have been over-seeded with cool season grasses (such as rye grass or other similar grasses), except for golf courses and public athletic fields.

4.8.5 Requirement for Water Conservation Plans by Wholesale Customers

Every contract for the wholesale sale of water that is entered into, renewed, or extended shall include a requirement that the wholesale customer and any wholesale customers of that wholesale customer develop and implement a water conservation plan meeting the requirements of Title 30, Part 1, Chapter 288, Subchapter A, Rule 288.2 of the Texas Administrative Code.¹

4.9 Coordination with Regional Water Planning Group and NTMWD

Appendix E includes an example letter sent to the Chair of the Region C water planning group. A copy of draft ordinance(s) or regulation(s) implementing the plan and the water utility profile shall be sent to NTMWD for review and comment. The adopted ordinance(s) or regulation(s) and the adopted water utility profile will be copied to the Chair of the Region C Water Planning Group and to NTMWD.

4.10 Implementation and Enforcement of the Water Conservation Plan

This plan shall be implemented and enforced by ordinance.

4.11 Review and Update of water conservation plan

This water conservation plan shall be updated at least every five (5) years. The plan will be updated as required and as appropriate based on new or updated information.

5 DROUGHT CONTINGENCY AND WATER EMERGENCY RESPONSE PLAN

5.1 Introduction

The purpose of this drought contingency and water emergency response plan is as follows:

- To conserve the available water supply in times of drought and emergency.
- To maintain supplies for domestic water use, sanitation, and fire protection.
- To protect and preserve public health, welfare, and safety.
- To minimize the adverse impacts of water supply shortages.
- To minimize the adverse impacts of emergency water supply conditions.

A drought is defined as an extended period of time when an area receives insufficient amounts of rainfall to replenish the water supply, causing water supply sources, in this case reservoirs, to be depleted. In the absence of drought response measures, water demands tend to increase during a drought due to the need for additional outdoor irrigation. The severity of a drought depends on the degree of depletion of supplies and on the relationship of demand to available supplies. The NTMWD considers a drought to end when all of its supply reservoirs refill to the conservation storage pool.

5.2 Provisions to Inform the Public and Opportunity for Public Input

The City of Farmersville shall provide opportunity for public input in the development or update of this drought contingency and water emergency response plan by the following means:

- Providing written notice of the proposed plan and the opportunity to comment on the plan.
- Making the draft plan available on the City's website.
- Providing the draft plan to anyone requesting a copy.
- Holding a public meeting.

5.3 Provisions for Continuing Public Education and Information

The City of Farmersville shall inform and educate the public about the drought contingency and water emergency response plan by the following means:

- Preparing a bulletin describing the plan and making it available at city hall and other appropriate locations.
- Making the plan available to the public through the City's website.
- Notifying local organizations, schools, and civic groups that staff are available to make presentations on the drought contingency and water emergency response plan (usually in conjunction with presentations on water conservation programs).

At any time that the drought contingency and water emergency response plan is activated or the drought stage or water emergency response stage changes, the City of Farmersville shall notify local media of the issues, the drought/water emergency response stage (if applicable), and the

specific actions required of the public. This information shall also be publicized on the City's web site. Additionally, billing inserts may also be used as appropriate.

5.4 Initiation and Termination of Drought or Water Emergency Response Stages

5.4.1 Initiation of a Drought or Water Emergency Response Stage

The City Manager or official designee may order the implementation of a drought or water emergency response stage when one or more of the trigger conditions for that stage is met. The following actions will be taken when a drought or water emergency response stage is initiated:

- The public will be notified through local media and the City's web site.
- Wholesale customers and the NTMWD will be notified by e-mail with a follow-up letter or fax that provides details of the reasons for initiation of the drought/water emergency response stage.
- If any mandatory provisions of the drought contingency and water emergency response plan are activated, the City of Farmersville will notify the Executive Director of the TCEQ and the Executive Director of the NTMWD within five (5) business days.

The City Manager or official designee may decide not to order the implementation of a drought response stage or water emergency even though one or more of the trigger criteria for the stage are met. Factors which could influence such a decision include, but are not limited to, the time of the year, weather conditions, the anticipation of replenished water supplies, or the anticipation that additional facilities will become available to meet needs.

5.4.2 Termination of a Drought/Water Emergency Response Stage

The City Manager or official designee may order the termination of a drought or water emergency response stage when the conditions for termination are met or at their discretion. The following actions will be taken when a drought or emergency response stage is terminated:

- The public will be notified through local media and the City's web site.
- Wholesale customers and the NTMWD will be notified by e-mail with a follow-up letter or fax.
- If any mandatory provisions of the drought contingency and water emergency response plan that have been activated are terminated, City of Farmersville will notify the Executive Director of the TCEQ and the Executive Director of the NTMWD within five (5) business days.

The City Manager or official designee may decide not to order the termination of a drought or water emergency response stage even though the conditions for termination of the stage are met. Factors which could influence such a decision include, but are not limited to, the time of the year, weather conditions, or the anticipation of potential changed conditions that warrant the continuation of the drought stage.

5.5 Drought Contingency and Water Emergency Response Stages and Measures

There are five (5) levels indicating different stages of drought contingency and water emergency preparedness. The City of Farmersville, at the direction of the Public Works Director, shall install signs near city limit entrances that indicate the drought contingency and water emergency stages as follows:

Stage Number	Sign Background Color	Sign Text	Text Color
0	Green	Stage 0	White
1	Yellow	Stage 1	Black
2	Orange	Stage 2	White
3	Red	Stage 3	White
4	Black	Stage 4	White

5.5.1 Stage 1

5.5.1.1 Initiation and Termination Conditions for Stage 1

- The NTMWD has initiated Stage 1.
- The City's water demand exceeds ninety (90) percent of the amount that can be delivered to customers for three consecutive days.
- City's water demand for all or part of the delivery system approaches delivery capacity because delivery capacity is inadequate.
- Supply source becomes contaminated.
- City's water supply system is unable to deliver water due to the failure or damage of major water system components.

Stage 1 may terminate when NTMWD terminates its Stage 1 condition or when the circumstances that caused the initiation of Stage 1 no longer prevail.

5.5.1.2 Goal for Use Reduction and Actions Available under Stage 1

Stage 1 is intended to raise public awareness of potential drought or water emergency problems. The goal for water use reduction under Stage 1 is a two (2) percent reduction. The City Manager or official designee may order the implementation of any of the actions listed below, as deemed necessary:

- Request voluntary reductions in water use by the public and by wholesale customers.
- Notify wholesale customers of actions being taken and request implementation of similar procedures.
- Increase public education efforts on ways to reduce water use.

- Review the problems that caused the initiation of Stage 1.
- Intensify efforts on leak detection and repair.
- Reduce non-essential city government water use. (Examples include street cleaning, vehicle washing, operation of ornamental fountains, etc.)
- Notify major water users and work with them to achieve voluntary water use reductions.
- Reduce city water use for landscape irrigation.
- Ask the public to follow voluntary landscape watering schedules.

5.5.2 Stage 2

Initiation and Termination Conditions for Stage 2

- The NTMWD has initiated Stage 2.
- Supplier's water demand exceeds ninety-five (95) percent of the amount that can be delivered to customers for three consecutive days.
- Supplier's water demand for all or part of the delivery system equals delivery capacity because delivery capacity is inadequate.
- Supply source becomes contaminated.
- Supplier's water supply system is unable to deliver water due to the failure or damage of major water system components.

Stage 2 may terminate when NTMWD terminates its Stage 2 condition or when the circumstances that caused the initiation of Stage 2 no longer prevail.

5.5.2.1 Goal for Use Reduction and Actions Available under Stage 2

The goal for water use reduction under Stage 2 is a five (5) percent reduction. The City Manager or official designee may order the implementation of any of the actions listed below, as deemed necessary. Measures described as "requires notification to TCEQ" impose mandatory requirements on customers. The City shall notify TCEQ and NTMWD within five business days if these measures are implemented:

- Continue the following actions set by Stage 1
 - Notify wholesale customers of actions being taken and request implementation of similar procedures.
 - Increase public education efforts on ways to reduce water use.
 - Intensify efforts on leak detection and repair.
 - Notify major water users and work with them to achieve voluntary water use reductions.
- Review the problems that caused the initiation of Stage 2.
- Initiate engineering studies to evaluate alternatives should conditions worsen.
- Halt non-essential city government water use.
 - Street cleaning.
 - Ornamental fountains.
 - Reduce Splash Pad operational time by at least thirty (30) percent.

- Encourage the public to wait until the current drought or emergency situation has passed before establishing new landscaping.
- **** Limit landscape watering with sprinklers or irrigation systems to no more than two (2) days per week. An exception is allowed for landscape associated with new construction that may be watered as necessary for thirty (30) days from the date of the certificate of occupancy. The following exceptions apply:**
 - Foundations, new landscaping, new plantings (first year) of shrubs, and trees may be watered for up to two (2) hours on any day by a hand-held hose, a soaker hose, or a dedicated zone using a drip irrigation system.
 - Golf courses may water greens and tee boxes without restrictions.
 - Locations using other sources of water supply for irrigation may irrigate without restrictions.
 - Registered and properly functioning ET/Smart irrigation systems and drip irrigation systems may irrigate without restrictions.
- **** Restrict landscape and lawn irrigation from 10 AM to 6 PM beginning April 1 through October 31 of each year.**
- **** Prohibit planting of cool season grasses (such as rye grass or other similar grasses) that intensify cool season water requirements.**

(Items identified by ** mandates the City to notify TCEQ of restrictions)

5.5.3 Stage 3

5.5.3.1 Initiation and Termination Conditions for Stage 3

- The NTMWD has initiated Stage 3.
- City's water demand exceeds ninety-eight (98) percent of the amount that can be delivered to customers for three consecutive days.
- City's water demand for all or part of the delivery system exceeds delivery capacity because delivery capacity is inadequate.
- Supply source becomes contaminated.
- City's water supply system is unable to deliver water due to the failure or damage of major water system components.

Stage 3 may terminate when NTMWD terminates its Stage 3 condition or when the circumstances that caused the initiation of Stage 3 no longer prevail.

5.5.3.2 Goals for Use Reduction and Actions Available under Stage 3

The goal for water use reduction under Stage 3 is ten (10) percent.

The City Manager or official designee shall implement any action(s) required by NTMWD. In addition, the City Manager or official designee may order the implementation of any of the actions listed below, as deemed necessary. Measures described as "requires notification to

TCEQ” impose mandatory requirements on customers. The supplier must notify TCEQ and NTMWD within five (5) business days if these measures are implemented:

- Continue the following actions set by Stage 1
 - Notify wholesale customers of actions being taken and request implementation of similar procedures.
 - Increase public education efforts on ways to reduce water use.
 - Intensify efforts on leak detection and repair.
 - Notify major water users and work with them to achieve voluntary water use reductions.
- Continue the following actions set by Stage 2
 - Halt non-essential city government water use.
 - Street cleaning.
 - Initiate engineering studies to evaluate alternatives should conditions worsen.
 - Encourage the public to wait until the current drought or emergency situation has passed before establishing new landscaping.
- Review the problems that caused the initiation of Stage 3.
- Implement viable alternative water supply strategies.
- Halt non-essential city government water use.
 - Reduce Splash Pad operational time by at least fifty (50) percent.
 - Washing of city vehicles.
- ** Initiate mandatory water use restrictions as follows:
 - Prohibit hosing of paved areas, buildings, or windows. (Pressure washing of impervious surfaces is allowed.)
 - Prohibit operation of all ornamental fountains or other amenity impoundments to the extent they use treated water.
 - Prohibit washing or rinsing of vehicles by hose except with a hose end cutoff nozzle.
 - Prohibit using water in such a manner as to allow runoff or other waste.
- ** Limit landscape watering with sprinklers or irrigation systems at each service address to once every seven (7) days. Exceptions are as follows:
 - Between November 1 and March 31 additional limit landscape watering with sprinklers or irrigation systems at each service address to once every fourteen (14) days
 - Foundations, new landscaping, new plantings (first year) of shrubs, and trees may be watered for up to two (2) hours on any day by a hand-held hose, a soaker hose, or a dedicated zone using a drip irrigation system.
 - Golf courses may water greens and tee boxes without restrictions.
 - Public athletic fields used for competition may be watered twice per week.
 - Locations using other sources of water supply for irrigation may irrigate without restrictions. Recommend the use of signs to inform the public that irrigation is provided by other sources.
 - Registered and properly functioning ET/Smart irrigation systems and drip irrigation systems may irrigate without restrictions.
- ** Prohibit hydroseeding, hydromulching, and sprigging.
- ** Existing swimming pools may not be drained and refilled (except to replace normal water loss).
- ** Initiate a rate surcharge as requested by NTMWD.

- ** Initiate a rate surcharge for all water use over a certain level.
- ** If NTMWD has imposed a reduction in water available to Member Cities and Customers, impose the same percent reduction on wholesale customers.
- ** Prohibit watering of golf courses using treated water, except as needed to keep greens and tee boxes alive.

(Items identified by ** mandates the City to notify TCEQ of restrictions)

5.5.4 Stage 4

5.5.4.1 Initiation and Termination Conditions for Stage 4

- The NTMWD has initiated Stage 4.
- City's water demand exceeds the amount that can be delivered to customers.
- City's water demand for all or part of the delivery system seriously exceeds delivery capacity because the delivery capacity is inadequate.
- Supply source becomes contaminated.
- City's water supply system is unable to deliver water due to the failure or damage of major water system components.

Stage 4 may terminate when NTMWD terminates its Stage 4 condition or when the circumstances that caused the initiation of Stage 4 no longer prevail.

5.5.4.2 Goals for Use Reduction and Actions Available under Stage 4

The goal for water use reduction under Stage 4 is a reduction of whatever amount is necessary as established by NTMWD.

The City Manager or official designee must implement any action(s) required by NTMWD. Measures described as "requires notification to TCEQ" impose mandatory requirements on member cities and customers. The supplier must notify TCEQ and NTMWD within five (5) business days if these measures are implemented.

- Continue the following actions set by Stage 1
 - Notify wholesale customers of actions being taken and request implementation of similar procedures.
 - Increase public education efforts on ways to reduce water use.
 - Intensify efforts on leak detection and repair.
 - Notify major water users and work with them to achieve voluntary water use reductions.
- Continue the following actions set by Stage 2
 - Halt non-essential city government water use.
 - Street cleaning.
 - Initiate engineering studies to evaluate alternatives should conditions worsen.
- Continue the following actions set by Stage 3

- Implement viable alternative water supply strategies.
- **** Initiate mandatory water use restrictions as follows:**
 - Prohibit hosing of paved areas, buildings, or windows. (Pressure washing of impervious surfaces is allowed.)
 - Prohibit operation of all ornamental fountains or other amenity impoundments to the extent they use treated water.
 - Prohibit using water in such a manner as to allow runoff or other waste.
 - **** Prohibit hydroseeding, hydromulching, and sprigging.**
 - **** Initiate a rate surcharge as requested by NTMWD.**
 - **** Initiate a rate surcharge for all water use over a certain level.**
 - **** If NTMWD has imposed a reduction in water available to Member Cities and Customers, impose the same percent reduction on wholesale customers.**
 - **** Prohibit watering of golf courses using treated water, except as needed to keep greens and tee boxes alive.**
- Halt the operation of the Splash Pad.
- **** Prohibit the irrigation of new landscaping using treated water.**
- **** – Prohibit washing of vehicles except as necessary for health, sanitation, or safety reasons.**
- **** Prohibit commercial and residential landscape watering, except that foundations and trees may be watered for two (2) hours on any day with a hand-held hose, a soaker hose, or a dedicated zone using a drip irrigation system. ET/Smart irrigation systems are not exempt from this requirement.**
- **** Prohibit golf course watering with treated water except for greens and tee boxes.**
- **** Prohibit the permitting of private pools. Pools already permitted may be completed and filled with water. Existing private and public pools may add water to maintain pool levels but may not be drained and refilled.**
- **** Require all commercial water users to reduce water use by a percentage established by the City Manager or official designee.**
- **** If NTMWD has imposed a reduction in water available to Member Cities and Customers, impose the same percent reduction on wholesale customers.**
- **** Initiate a rate surcharge for all water use over normal rates for all water use.**
- **(Items identified by ** mandates the City to notify TCEQ of restrictions)**

5.6 Procedures for Granting Variances to the Plan

The City Manager may grant temporary variances for existing water uses otherwise prohibited under this drought contingency and water emergency response plan if one or more of the following conditions are met:

- Failure to grant such a variance would cause an emergency condition adversely affecting health, sanitation, or fire safety for the public or the person or entity requesting the variance.
- Compliance with this plan cannot be accomplished due to technical or other limitations.
- Alternative methods that achieve the same level of reduction in water use can be implemented.

Variances shall be granted or denied at the discretion of the City Manager. All petitions for variances should be in writing and should include the following information:

- Name and address of the petitioners.
- Purpose of water use.
- Specific provisions from which relief is requested.
- Detailed statement of the adverse effect of the provision from which relief is requested.
- Description of the relief requested.
- Period of time for which the variance is sought.
- Alternative measures that will be taken to reduce water use.
- Other pertinent information.

5.7 Procedures for Enforcing Mandatory Water Use Restrictions

Mandatory water use restrictions may be imposed in Stage 2, Stage 3 and Stage 4 drought contingency and water emergency response stages. The penalties associated with the mandatory water use restrictions shall be established by ordinance.

5.8 Coordination with the Regional Water Planning Groups

Appendix E includes a copy of a letter sent to the Chair of the Region C water planning group with this model drought contingency and water emergency response plan.

The City shall send a draft of its ordinance(s) or other regulation(s) implementing this plan to NTMWD for their review and comment. The City shall also send the final ordinance(s) or other regulation(s) to NTMWD.

5.9 Review and Update of Drought Contingency and Water Emergency Response Plan

As required by TCEQ rules, the City of Farmersville shall review the drought contingency and water emergency response plan every five (5) years. The plan shall be updated as appropriate based on new or updated information.

Appendix A. Definitions

The following words and terms, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise.

Agricultural or Agriculture: Any of the following activities:

- (A) cultivating the soil to produce crops for human food, animal feed, or planting seed or for the production of fibers;
- (B) the practice of floriculture, viticulture, silviculture, and horticulture, including the cultivation of plants in containers or non-soil media by a nursery grower;
- (C) raising, feeding, or keeping animals for breeding purposes or for the production of food or fiber, leather, pelts, or other tangible products having a commercial value;
- (D) raising or keeping equine animals;
- (E) wildlife management; and
- (F) planting cover crops, including cover crops cultivated for transplantation, or leaving land idle for the purpose of participating in any governmental program or normal crop or livestock rotation procedure.

Agricultural Use: The use of water for businesses involving agriculture, including irrigation.

Commercial Use: The use of water for businesses involving goods or services that do not convert materials of a lower order of value into forms having greater usability and commercial value.

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

Drought Contingency Plan: A strategy or combination of strategies for temporary supply and demand management responses to temporary and potentially recurring water supply shortages and other water supply emergencies. A drought contingency plan may be a separate document identified as such or may be contained within another water management document(s).

Industrial Use: The use of water in processes designed to convert materials of a lower order of value into forms having greater usability and commercial value, commercial fish production, and the development of power by means other than hydroelectric, but does not include agricultural use.

Irrigation: The agricultural use of water for the irrigation of crops, trees, and pastureland, including, but not limited to, golf courses and parks which do not receive water through a municipal distribution system.

Irrigation Water Use Efficiency: The percentage of that amount of irrigation water which is beneficially used by agriculture crops or other vegetation relative to the amount of water diverted from the source(s) of supply. Beneficial uses of water for irrigation purposes

include, but are not limited to, evapotranspiration needs for vegetative maintenance and growth, salinity management, and leaching requirements associated with irrigation.

Mining Use: The use of water for mining processes including hydraulic use, drilling, washing sand and gravel, and oil field repressuring.

Municipal per Capita Water Use: The sum total of water diverted into a water supply system for residential, commercial, and public and institutional uses divided by actual population served.

Municipal Use: The use of potable water within or outside a municipality and its environs whether supplied by a person, privately owned utility, political subdivision, or other entity as well as the use of sewage effluent for certain purposes, including the use of treated water for domestic purposes, fighting fires, sprinkling streets, flushing sewers and drains, watering parks and parkways, and recreational purposes, including public and private swimming pools, the use of potable water in industrial and commercial enterprises supplied by a municipal distribution system without special construction to meet its demands, and for the watering of lawns and family gardens.

Municipal Use in Gallons per Capita per Day: The total average daily amount of water diverted or pumped for treatment for potable use by a public water supply system. The calculation is made by dividing the water diverted or pumped for treatment for potable use by population served. Indirect reuse volumes shall be credited against total diversion volumes for the purpose of calculating gallons per capita per day for targets and goals.

Nursery Grower: A person engaged in the practice of floriculture, viticulture, silviculture, and horticulture, including the cultivation of plants in containers or nonsoil media, who grows more than 50% of the products that the person either sells or leases, regardless of the variety sold, leased, or grown. For the purpose of this definition, grow means the actual cultivation or propagation of the product beyond the mere holding or maintaining of the item prior to sale or lease, and typically includes activities associated with the production or multiplying of stock such as the development of new plants from cuttings, grafts, plugs, or seedlings.

Pollution: The alteration of the physical, thermal, chemical, or biological quality of, or the contamination of, any water in the state that renders the water harmful, detrimental, or injurious to humans, animal life, vegetation, or property, or to the public health, safety, or welfare, or impairs the usefulness or the public enjoyment of the water for any lawful or reasonable purpose.

Public Use: The use of water internally by a public water supplier.

Public Water Supplier: An individual or entity that supplies water to the public for human consumption.

Regional Water Planning Group: A group established by the Texas Water Development Board to prepare a regional water plan under Texas Water Code, §16.053.

Residential Use: The use of water for domicile purposes.

Retail Public Water Supplier: An individual or entity that for compensation supplies water to the public for human consumption. The term does not include an individual or entity that supplies water to itself or its employees or tenants when that water is not resold to or used by others.

Reuse: The authorized use for one or more beneficial purposes of use of water that remains unconsumed after the water is used for the original purpose of use and before that water is either disposed of or discharged or otherwise allowed to flow into a watercourse, lake, or other body of state-owned water.

Water Conservation Plan: A strategy or combination of strategies for reducing the volume of water withdrawn from a water supply source, for reducing the loss or waste of water, for maintaining or improving the efficiency in the use of water, for increasing the recycling and reuse of water, and for preventing the pollution of water. A water conservation plan may be a separate document identified as such or may be contained within another water management document(s).

Wholesale Public Water Supplier: An individual or entity that for compensation supplies water to another for resale to the public for human consumption. The term does not include an individual or entity that supplies water to itself or its employees or tenants as an incident of that employee service or tenancy when that water is not resold to or used by others, or an individual or entity that conveys water to another individual or entity, but does not own the right to the water which is conveyed, whether or not for a delivery fee.

Wholesale Use: The use of water delivered to a wholesale public water supplier.

Appendix B. Texas Commission on Environmental Quality Rules for Municipal Water
Conservation and Drought Contingency Plans

Texas Administrative Code

<u>TITLE 30</u>	ENVIRONMENTAL QUALITY
<u>PART 1</u>	TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
<u>CHAPTER 288</u>	WATER CONSERVATION PLANS, DROUGHT CONTINGENCY PLANS, GUIDELINES AND REQUIREMENTS
<u>SUBCHAPTER A</u>	WATER CONSERVATION PLANS
<u>RULE §288.2</u>	Water Conservation Plans for Municipal Uses by Public Water Suppliers

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- (a) A water conservation plan for municipal water use by public water suppliers shall provide information in response to the following. If the plan does not provide information for each requirement, the public water supplier shall include in the plan an explanation of why the requirement is not applicable.
- (1) Minimum requirements. All water conservation plans for municipal uses by public drinking water suppliers must include the following elements:
- (A) a utility profile including, but not limited to, information regarding population and customer data, water use data, water supply system data, and wastewater system data;
 - (B) until May 1, 2005, specification of conservation goals including, but not limited to, municipal per capita water use goals, the basis for the development of such goals, and a time frame for achieving the specified goals;
 - (C) beginning May 1, 2005, specific, quantified five-year and ten-year targets for water savings to include goals for water loss programs and goals for municipal use, in gallons per capita per day. The goals established by a public water supplier under this subparagraph are not enforceable;
 - (D) metering device(s), within an accuracy of plus or minus 5.0% in order to measure and account for the amount of water diverted from the source of supply;
 - (E) a program for universal metering of both customer and public uses of water, for meter testing and repair, and for periodic meter replacement;
 - (F) measures to determine and control unaccounted-for uses of water (for example, periodic visual inspections along distribution lines; annual or monthly audit of the water system to determine illegal connections; abandoned services; etc.);
 - (G) a program of continuing public education and information regarding water conservation;
 - (H) a water rate structure which is not "promotional," i.e., a rate structure which is cost-based and which does not encourage the excessive use of water;
 - (I) a reservoir systems operations plan, if applicable, providing for the coordinated operation of reservoirs owned by the applicant within a common watershed or river basin in order to optimize available water supplies; and
 - (J) a means of implementation and enforcement which shall be evidenced by:
 - (i) a copy of the ordinance, resolution, or tariff, indicating official adoption of the water conservation plan by the water supplier; and
 - (ii) a description of the authority by which the water supplier will implement and

- enforce the conservation plan; and
 - (K) documentation of coordination with the regional water planning groups for the service area of the public water supplier in order to ensure consistency with the appropriate approved regional water plans.
- (2) Additional content requirements. Water conservation plans for municipal uses by public drinking water suppliers serving a current population of 5,000 or more and/or a projected population of 5,000 or more within the next ten years subsequent to the effective date of the plan must include the following elements:
- (A) a program of leak detection, repair, and water loss accounting for the water transmission, delivery, and distribution system in order to control unaccounted-for uses of water;
 - (B) a record management system to record water pumped, water deliveries, water sales, and water losses which allows for the desegregation of water sales and uses into the following user classes:
 - (i) residential;
 - (ii) commercial;
 - (iii) public and institutional; and
 - (iv) industrial;
 - (C) a requirement in every wholesale water supply contract entered into or renewed after official adoption of the plan (by either ordinance, resolution, or tariff), and including any contract extension, that each successive wholesale customer develop and implement a water conservation plan or water conservation measures using the applicable elements in this chapter. If the customer intends to resell the water, then the contract between the initial supplier and customer must provide that the contract for the resale of the water must have water conservation requirements so that each successive customer in the resale of the water will be required to implement water conservation measures in accordance with the provisions of this chapter.
- (3) Additional conservation strategies. Any combination of the following strategies shall be selected by the water supplier, in addition to the minimum requirements in paragraphs (1) and (2) of this subsection, if they are necessary to achieve the stated water conservation goals of the plan. The commission may require that any of the following strategies be implemented by the water supplier if the commission determines that the strategy is necessary to achieve the goals of the water conservation plan:
- (A) conservation-oriented water rates and water rate structures such as uniform or increasing block rate schedules, and/or seasonal rates, but not flat rate or decreasing block rates;
 - (B) adoption of ordinances, plumbing codes, and/or rules requiring water-conserving plumbing fixtures to be installed in new structures and existing structures undergoing substantial modification or addition;
 - (C) a program for the replacement or retrofit of water-conserving plumbing fixtures in existing structures;
 - (D) reuse and/or recycling of wastewater and/or graywater;
 - (E) a program for pressure control and/or reduction in the distribution system and/or for customer connections;
 - (F) a program and/or ordinance(s) for landscape water management;

- (G) a method for monitoring the effectiveness and efficiency of the water conservation plan; and
 - (H) any other water conservation practice, method, or technique which the water supplier shows to be appropriate for achieving the stated goal or goals of the water conservation plan.
- (b) A water conservation plan prepared in accordance with 31 TAC §363.15 (relating to Required Water Conservation Plan) of the Texas Water Development Board and substantially meeting the requirements of this section and other applicable commission rules may be submitted to meet application requirements in accordance with a memorandum of understanding between the commission and the Texas Water Development Board.
- (c) Beginning May 1, 2005, a public water supplier for municipal use shall review and update its water conservation plan, as appropriate, based on an assessment of previous five-year and ten-year targets and any other new or updated information. The public water supplier for municipal use shall review and update the next revision of its water conservation plan not later than May 1, 2009, and every five years after that date to coincide with the regional water planning group.

Source Note: The provisions of this §288.2 adopted to be effective May 3, 1993, 18 TexReg 2558; amended to be effective February 21, 1999, 24 TexReg 949; amended to be effective April 27, 2000, 25 TexReg 3544; amended to be effective October 7, 2004, 29 TexReg 9384.

Texas Administrative Code

<u>TITLE 30</u>	ENVIRONMENTAL QUALITY
<u>PART 1</u>	TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
<u>CHAPTER 288</u>	WATER CONSERVATION PLANS, DROUGHT CONTINGENCY PLANS, GUIDELINES AND REQUIREMENTS
<u>SUBCHAPTER B</u>	DROUGHT CONTINGENCY PLANS
<u>RULE §288.20</u>	Drought Contingency Plans for Municipal Uses by Public Water Suppliers

-
- (a) A drought contingency plan for a retail public water supplier, where applicable, must include the following minimum elements.
- (1) Minimum requirements. Drought contingency plans must include the following minimum elements.
- (A) Preparation of the plan shall include provisions to actively inform the public and affirmatively provide opportunity for public input. Such acts may include, but are not limited to, having a public meeting at a time and location convenient to the public and providing written notice to the public concerning the proposed plan and meeting.
- (B) Provisions shall be made for a program of continuing public education and information regarding the drought contingency plan.
- (C) The drought contingency plan must document coordination with the regional water planning groups for the service area of the retail public water supplier to ensure consistency with the appropriate approved regional water plans.
- (D) The drought contingency plan must include a description of the information to be monitored by the water supplier, and specific criteria for the initiation and termination of drought response stages, accompanied by an explanation of the rationale or basis for such triggering criteria.
- (E) The drought contingency plan must include drought or emergency response stages providing for the implementation of measures in response to at least the following situations:
- (i) reduction in available water supply up to a repeat of the drought of record;
- (ii) water production or distribution system limitations;
- (iii) supply source contamination; or
- (iv) system outage due to the failure or damage of major water system components (e.g., pumps).
- (F) The drought contingency plan must include the specific, quantified targets for water use reductions to be achieved during periods of water shortage and drought. The entity preparing the plan shall establish the targets. The goals established by the entity under this subparagraph are not enforceable.
- (G) The drought contingency plan must include the specific water supply or water demand management measures to be implemented during each stage of the plan including, but not limited to, the following:
- (i) curtailment of non-essential water uses; and

- (ii) utilization of alternative water sources and/or alternative delivery mechanisms with the prior approval of the executive director as appropriate (e.g., interconnection with another water system, temporary use of a non-municipal water supply, use of reclaimed water for non-potable purposes, etc.).
- (H) The drought contingency plan must include the procedures to be followed for the initiation or termination of each drought response stage, including procedures for notification of the public.
- (I) The drought contingency plan must include procedures for granting variances to the plan.
- (J) The drought contingency plan must include procedures for the enforcement of any mandatory water use restrictions, including specification of penalties (e.g., fines, water rate surcharges, discontinuation of service) for violations of such restrictions.
- (2) Privately-owned water utilities. Privately-owned water utilities shall prepare a drought contingency plan in accordance with this section and incorporate such plan into their tariff.
- (3) Wholesale water customers. Any water supplier that receives all or a portion of its water supply from another water supplier shall consult with that supplier and shall include in the drought contingency plan appropriate provisions for responding to reductions in that water supply.
- (b) A wholesale or retail water supplier shall notify the executive director within five business days of the implementation of any mandatory provisions of the drought contingency plan.
- (c) The retail public water supplier shall review and update, as appropriate, the drought contingency plan, at least every five years, based on new or updated information, such as the adoption or revision of the regional water plan.

Source Note: The provisions of this §288.20 adopted to be effective February 21, 1999, 24 TexReg 949; amended to be effective April 27, 2000, 25 TexReg 3544; amended to be effective October 7, 2004, 29 TexReg 9384.

Appendix C. Water Utility Profile
(TCEQ Form 10218)

Texas Commission on Environmental Quality



**UTILITY PROFILE & WATER CONSERVATION PLAN
REQUIREMENTS
FOR MUNICIPAL WATER USE BY PUBLIC WATER
SUPPLIERS**

This form is provided to assist entities in water conservation plan development for municipal water use by a retail public water supplier. Information from this form should be included within a water conservation plan for municipal use. If you need assistance in completing this form or in developing your plan, please contact the conservation staff of the Resource Protection Team in the Water Supply Division at (512) 239-4691.

GENERAL DATA

Name of Entity	City of Farmersville
Address & Zip	205 South Main Street, Farmersville, Texas, 75442
Telephone Number	972-782-6151
Facsimile Number	972-782-6604
Form Completed By	Benjamin (Ben) L. White
Title	Interim City Manager/Public Works Director
Signature	
Date of Signature	

**RESPONSIBLE PARTY FOR WATER CONSERVATION PROGRAM
IMPLEMENTATION**

Name	Benjamin (Ben) L. White
Phone Number	972-782-6151

UTILITY PROFILE

I. POPULATION AND CUSTOMER DATA

A. Population and Service Area Data

Index	Question or Task Description	Answer
1	Attach a copy of your service-area map and, if applicable, a copy of your Certificate of Convenience and Necessity (CCN).	See service-area map and CCN later in this utility profile.
2	Service area size (square miles)	40 miles
3	Current population of service area	3516
4a	Current water population served	3516

Index	Question or Task Description	Answer	
4b	Current wastewater population served	2,698	
5	Population served by water utility for the previous five years	2007	3,365
		2008	3,375
		2009	3,417
		2010	3,392
		2011	3,393
6	Projected population for service area in the following decades	2010	3,392
		2020	4,072
		2030	4,940
		2040	5,775
		2050	7,040
7	List source/method for the calculation of current and projected population	US Census 2010 City of Farmersville	

B. Active Connections

- Current number of active connections. Check whether multi-family service is counted as Residential ___ or Commercial X

Treated Water Users	Metered	Not-Metered	Total
Residential	1125	0	1125
Commercial	174	0	174
Industrial	30	0	30
Other (Public)	14	0	14

- List the net number of new connections per year for most recent three years:

Year	2009	2010	2011
Residential	-5	-20	-4
Commercial	0	-1	-2
Industrial	0	3	3
Other (Public)	0	0	-4

C. High Volume Customers

List annual water use for the five highest volume customers (indicate if treated or raw water delivery)

Position	Customer	Use (1,000gal./yr.)	Treated/Raw Water
1	Farmersville High School Football Field	5,463	Treated
2	Texas Sterling	4,941	Treated
3	Farmersville High School Baseball Field	3,070	Treated

Position	Customer	Use (1,000gal./yr.)	Treated/Raw Water
4	Texas Sterling	2,820	Treated
5	City of Farmersville, JW Spain Athletic Complex	2,792	Treated

II. WATER USE DATA FOR SERVICE AREA

A. Water Accounting Data

1. Amount of water use for previous five years (in 1,000 gal.):

Please indicate: Diverted Water X Treated Water

Year	2007	2008	2009	2010	2011
January	12,850	16,549	15,973	12,386	16,943
February	13,667	11,421	10,073	11,116	10,132
March	14,132	14,594	14,194	11,885	16,083
April	13,652	13,756	16,752	12,669	16,264
May	13,877	18,002	13,348	17,086	13,615
June	15,663	20,767	28,272	30,285	28,333
July	13,896	36,580	40,766	24,574	41,804
August	22,412	34,130	23,653	41,810	49,938
September	17,833	19,761	18,861	18,767	30,130
October	15,001	19,609	13,706	17,880	24,609
November	14,333	14,819	11,534	13,325	16,749
December	13,339	14,358	13,252	14,347	15,024
Total	180,655	234,346	220,384	226,130	279,624

Indicate how the above figures were determined (e.g., from a master meter located at the point of a diversion from the source or located at a point where raw water enters the treatment plant, or from water sales).

From a master meter located at the point of a diversion.

2. Amount of water (in 1,000 gallons) delivered (sold) as recorded by the following account types for the past five years.

Year Sold	Residential	Commercial	Industrial	Wholesale	Other	Total
2007	87,541	35,509	2,791	45,147	1,574	172,562
2008	98,658	30,243	4,931	76,551	2,860	213,243
2009	83,398	28,039	3,099	67,344	3,425	185,305
2010	82,152	27,620	6,491	97,232	4,655	218,150
2011	96,501	30,714	18,564	106,518	5,802	258,099

3. List previous five years records for water loss (the difference between water diverted (or treated) and water delivered (or sold))

Year	Amount (Gallon)	Percent Loss (%)
2007	8,093	4.48
2008	21,103	9.01
2009	35,079	15.92
2010	7,980	3.53
2011	21,525	7.70

4. Municipal water use for previous five years:

Year Pumped	Population	Total Water Diverted or Pumped for Treatment (1,000 gal.)
2007	3,365	180,655
2008	3,375	234,346
2009	3,417	220,384
2010	3,392	226,130
2011	3,393	279,624

B. Projected Water Demands

If applicable, attach projected water supply demands for the next ten years using information such as population trends, historical water use, and economic growth in the service area over the next ten years and any additional water supply requirement from such growth.

Year	Population	Total Water Diverted or Pumped for Treatment (1,000 gal.)
2012	3,389	278,148
2013	3,429	278,733
2014	3,469	280,535
2015	3,509	281,039
2016	3,593	285,030
2017	3,677	288,970
2018	3,761	291,486
2019	3,845	294,804
2020	3,930	298,065
2021	4,008	301,008

III. WATER SUPPLY SYSTEM DATA

A. Water Supply Sources

List all current water supply sources and the amounts authorized with each:

Type	Source	Amount Authorized
Surface Water	Not applicable	0 acre-feet
Groundwater	Not applicable	0 acre-feet
Contracts	North Texas Municipal Water District	860.72 acre-feet 280,467,000 gallons
Other	Not applicable	0 acre-feet

B. Treatment and Distribution System

Index	Question or Task Description	Answer
1	Design daily capacity of system	792 MGD, normal 2,323 MGD, peak
2a	Elevated Storage Capacity	1,000 MG
2b	Ground Storage Capacity	500 MG
3a	If surface water, do you recycle filter backwash to the head of the plant?	Not Applicable
3b	If yes, approximately how much?	Not Applicable
4	Please attach a description of the water system. Include the number of treatment plants, wells, and storage tanks. If possible, include a sketch of the system layout.	See attachment at the end of this section.

IV. WASTEWATER SYSTEM DATA

A. Wastewater System Data

Index	Question or Task Description	Answer
1	Design capacity of wastewater treatment plant(s)	Plant No. 1 – 0.225 MGD Plant No. 2 – 0.530 MGD
2a	Is treated effluent used for irrigation on-site, off-site, plant wash-down, or chlorination/dechlorination?	There is no off-site irrigation. The amount of water used for wash down, dewatering and chlorination is negligible and all non-pot water used is recycled back through the plant
2b	If yes, approximately how many gallons per month?	Not applicable

3a	Briefly describe the wastewater system(s) of the area serviced by the water utility.	Farmersville's wastewater collection system transmits flow to the Farmersville WWTP. The plant consists of two permitted plants on a single site. Plant No. 1 is a trickling filter plant with a permitted capacity of 0.225 MGD. Plant No. 2 is an activated sludge plant with a treatment capacity of 0.530 MGD.
3b	Describe how treated wastewater is disposed of. Where applicable, identify treatment plant(s) with the TCEQ name and number, the operator, owner, and, if wastewater is discharged, the receiving stream.	The wastewater is treated and discharged into Elm Creek, a tributary of Lake Lavon. The City of Farmersville WWTP consists of two permitted plants; Plant No. 1 (WQ0010442001) and Plant No. 2 (WQ0010442002). The owner, and permit holder, of the wastewater plant is the City of Farmersville. The plant is operated by NTMWD.
3c	If possible, attach a sketch or map which locates the plant(s) and discharge points or disposal sites.	See attachment at the end of this section.

B. Wastewater Data for Service Area

Index	Question or Task Description	Answer
1	Percent of water service area served by wastewater system	95 %

2. Monthly volume treated for previous three years (in 1,000 gallons):

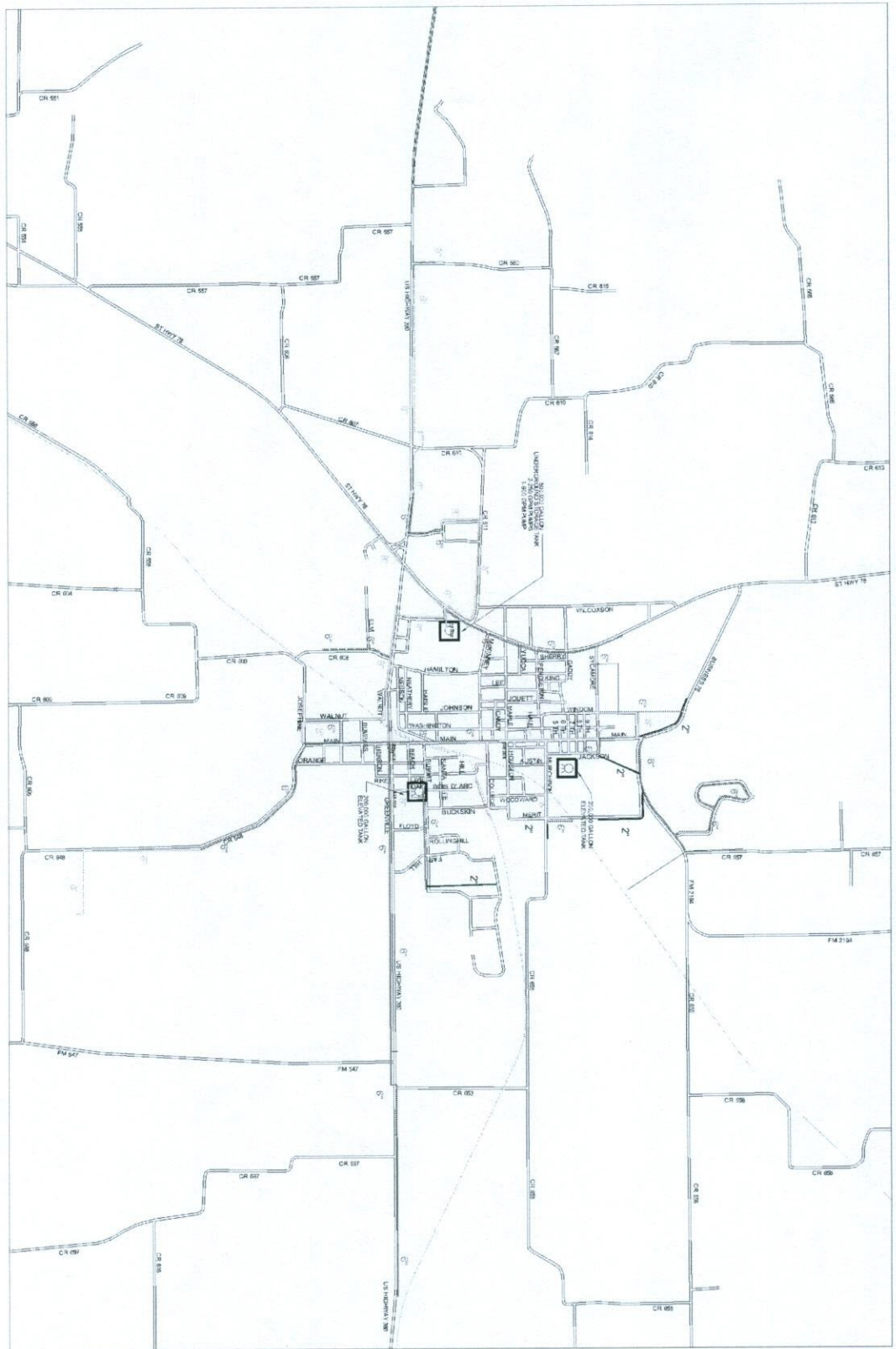
Year	2009	2010	2011
January	6,892	*17,706	11,170
February	6,115	**21,572	12,901
March	10,991	20,331	9,274
April	10,657	10,229	9,763
May	19,479	8,665	15,363
June	6,943	7,759	8,381
July	6,947	8,984	7,769

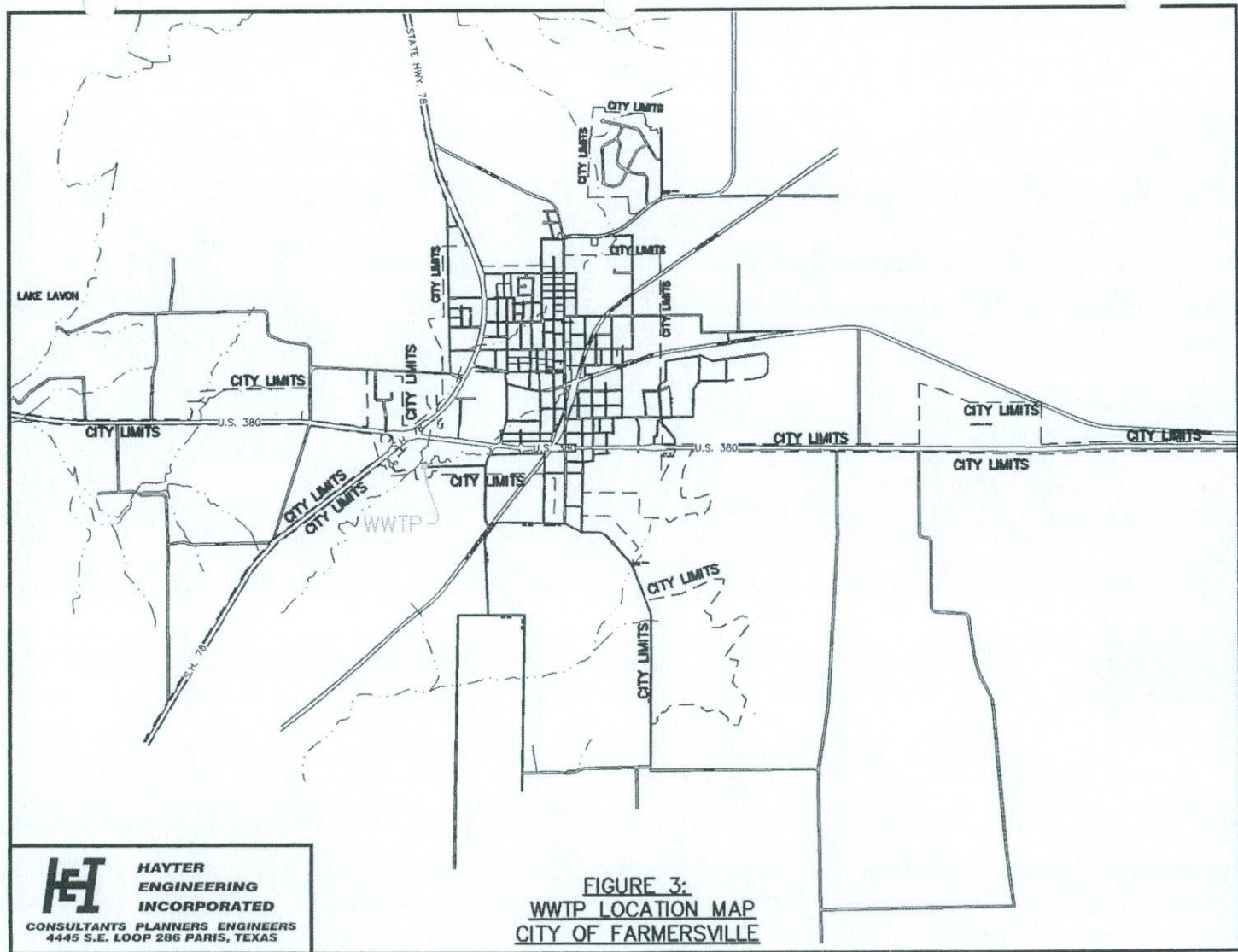
August	6,426	7,215	7,522
September	7,864	8,677	7,386
October	***21,926	7,517	7,960
November	13,805	10,059	8,450
December	16,903	7,600	11,593
Total	134,948	136,314	117,532

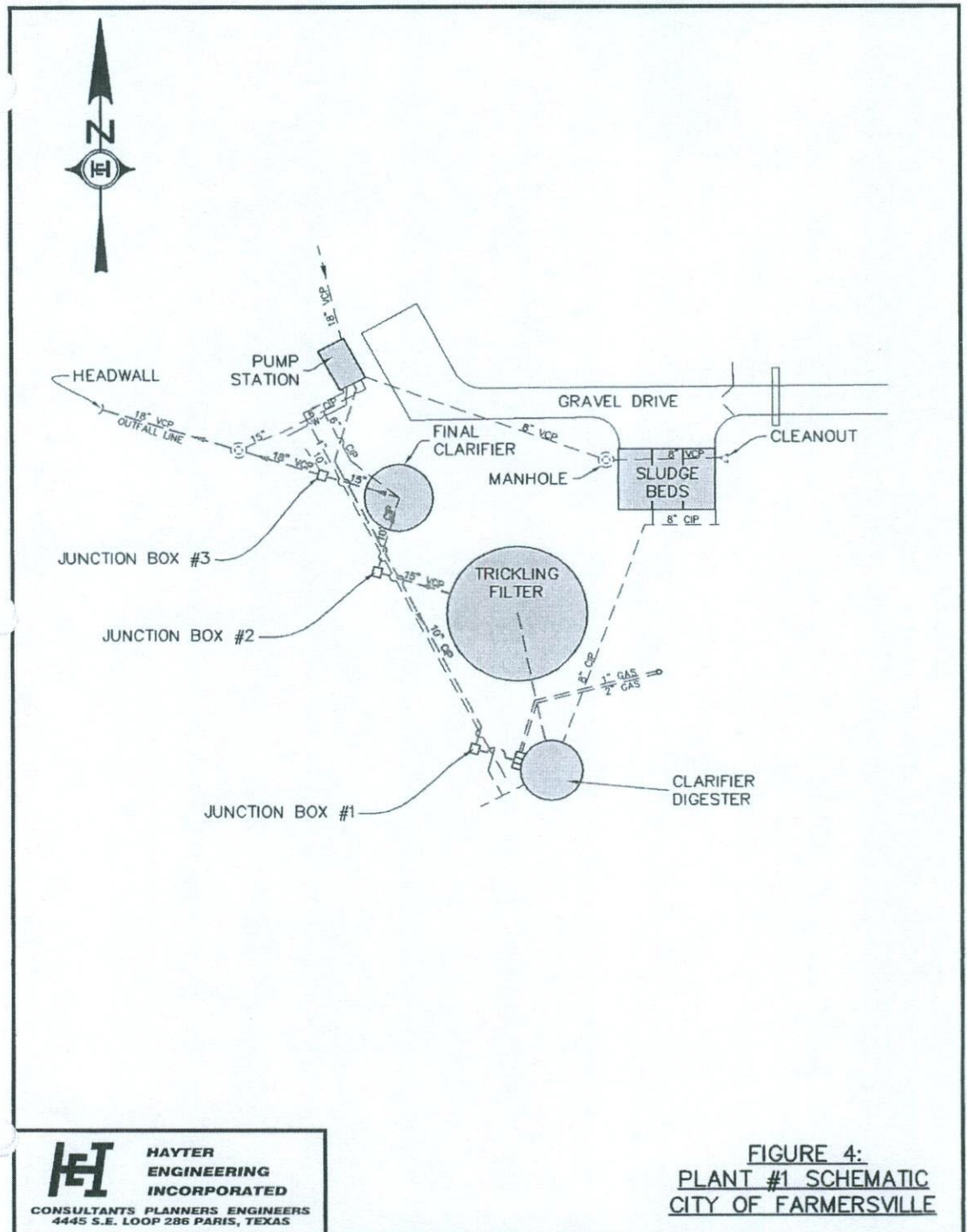
*January 2010, includes 1,021 from Plant No. 1

**February 2010, includes 1,797 from Plant No. 1

***October 2009, includes 1,234 from Plant No. 1







HEI HAYTER
ENGINEERING
INCORPORATED
CONSULTANTS PLANNERS ENGINEERS
4445 S.E. LOOP 286 PARIS, TEXAS

FIGURE 4:
PLANT #1 SCHEMATIC
CITY OF FARMERSVILLE

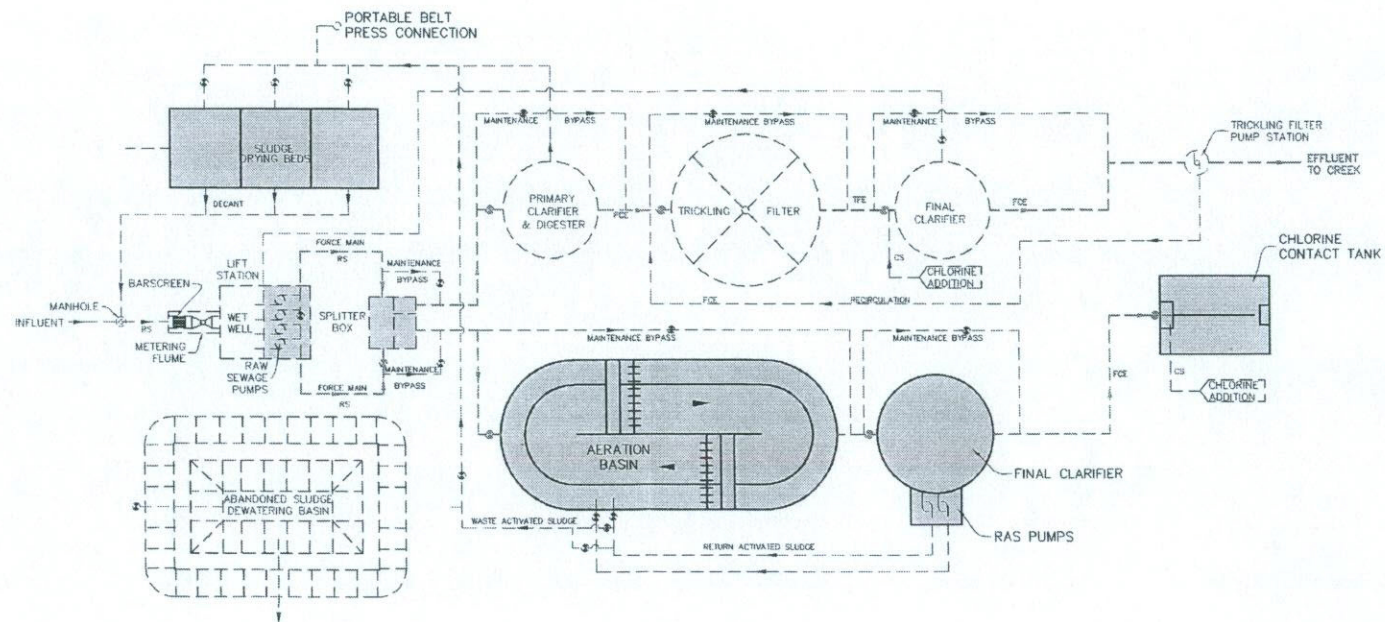


FIGURE 5:
PLANT #2 SCHEMATIC
CITY OF FARMERSVILLE

Appendix D. Water Conservation Annual Report for the North Texas Municipal Water District

Entity Reporting:

Filled Out By:

Date Completed:

Year Covered:

Number of Connections:

Recorded Deliveries and Sales by Month (in Million Gallons)

Month	Deliveries from NTMWD	Other Supplies	Sales by Category					
			Residential	Commercial	Public	Industrial	Wholesale	Total
January								
February								
March								
April								
May								
June								
July								
August								
September								
October								
November								
December								
Total								

Unaccounted Water (Million Gallons):

NTMWD Deliveries

(from table above)

Other Supplies

(from table above)

Total Sales

(from table above)

Estimated Fire Use

estimated from best available data

Estimated Line Flushing

estimated from best available data

Unaccounted Water

Percent Unaccounted

Goal for Percent Unaccounted

Per Capita Municipal Use (Gallons Per Person Per Day)

Municipal Use (MG)

Estimated Population

Per Capita Use (gpcd)

5-Year Per Capita Goal

10-Year Per Capita Goal

from table above (deliveries - industrial sales - municipal sales - other sales

please describe source of population estimate

Recorded Wholesale Sales by Month (in Million Gallons)

Month	Caddo Basin SUD	North Farmersville WSC	Copeville SUD	Total Wholesale Sales
January				
February				
March				
April				
May				
June				
July				
August				
September				
October				
November				
December				
Total				

Information on Wholesale Customers

Caddo Basin SUD Population:

North Farmersville WSC Population:

Copeville SUD Population:

Unusal Circumstances (use additional sheets as necessary):

Progress in Implementation of Conservation Plan (use additioanl sheets as necessary):

Conservation Measures Planned for Next Year (use additional sheets as necessary):

Assistance Requested from North Texas Municipal District (use additional sheets as necessary):

Other (use additional sheets as necessary):

Historical Water Use Data for the City of Farmersville

Year	Connections	Estimated Population	Deliveries from NTMWD (1000 Gal)	Other Supplies (1000 Gal)	Sales by Category (1000 Gal)					
					Residential	Commercial	Public	Industrial	Wholesale	Total
1990										
1991										
1992										
1993										
1994										
1995										
1996										
1997										
1998										
1999										
2000										
2001										
2002										
2003										
2004										
2005										
2006	1,375	3,273	263,011	0	97,365	32,050	1,326	8,575	98,931	238,247
2007	1,377	3,277	180,655	0	87,541	35,509	1,574	2,791	46,147	173,562
2008	1,393	3,315	234,346	0	98,658	30,243	2,860	4,931	76,551	213,243
2009	1,391	3,311	220,384	0	83,398	28,039	3,425	3,099	67,344	185,305
2010	1,395	3,320	226,130	0	82,152	27,620	4,655	6,491	92,214	213,132
2011	1,387	3,301	279,624	0	96,497	30,712	5,800	18,563	103,782	255,354

Historical Per Capita Use Data and Unaccounted Water for the City of Farmersville

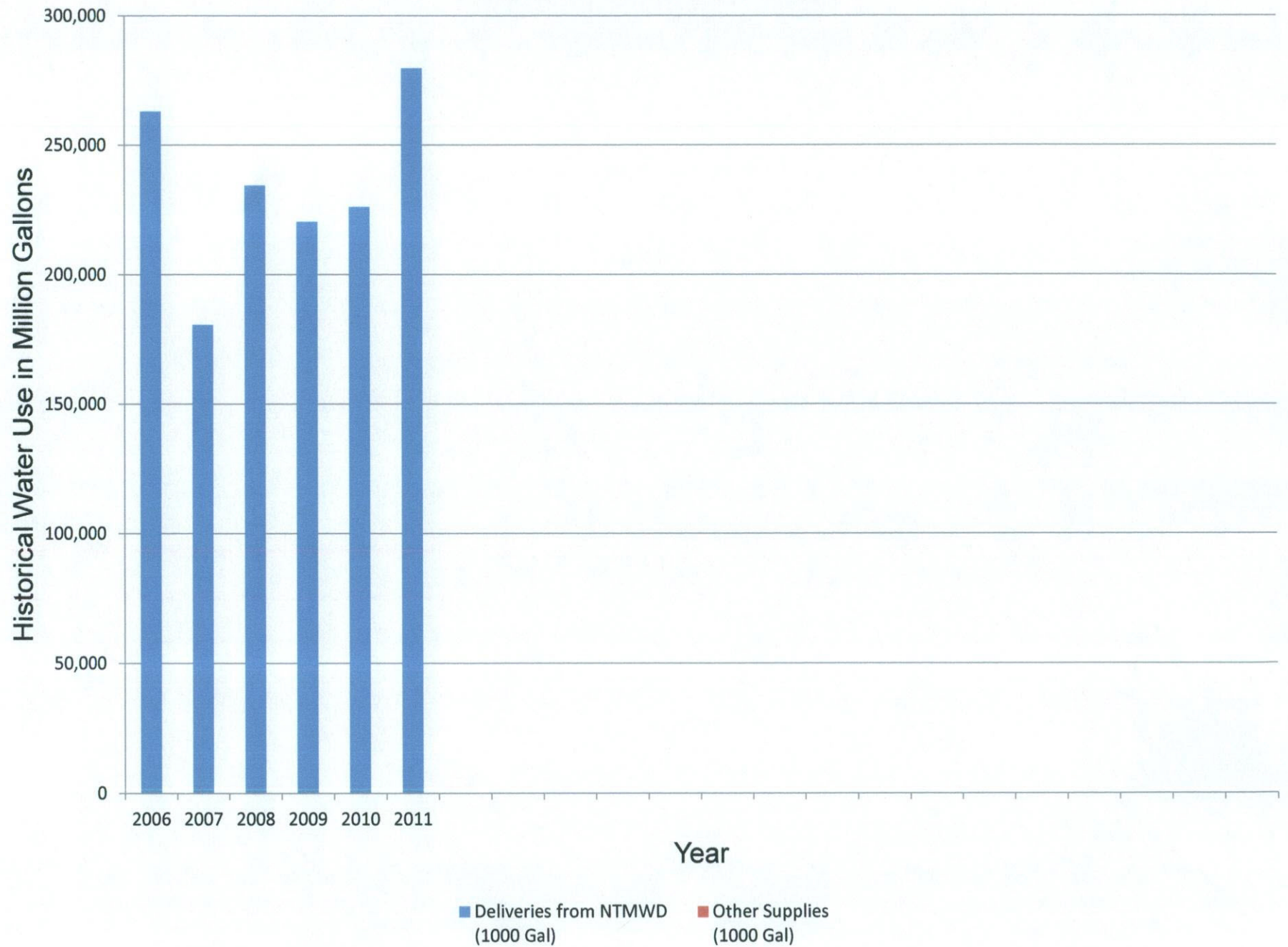
Year	Estimated Population	In-City Municipal Use (1000 Gal)	Per Capita Municipal Use (1000 Gal)	Deliveries from NTMWD (1000 Gal)	Other Supplies (1000 Gal)	Total Metered Sales (1000 Gal)	Estimated Fire Use (1000 Gal)	Estimated Line Flushing (1000 Gal)	Unaccounted Water (1000 Gal)	Percent Unaccounted
1990										
1991										
1992										
1993										
1994										
1995										
1996										
1997										
1998										
1999										
2000										
2001										
2002										
2003										
2004										
2005										
2006	3,273	155,505	130	263,011	0	238,247			24,764	9.42%
2007	3,277	131,717	110	180,655	0	173,562			7,093	3.93%
2008	3,315	152,864	126	234,346	0	213,243			21,103	9.01%
2009	3,311	149,941	124	220,384	0	185,305			35,079	15.92%
2010	3,320	127,425	105	226,130	0	213,132			12,998	5.75%
2011	3,301	157,279	131	279,624	0	255,354			24,270	8.68%

Note: In-city municipal use = total water supplied less sales to industry and wholesale sales

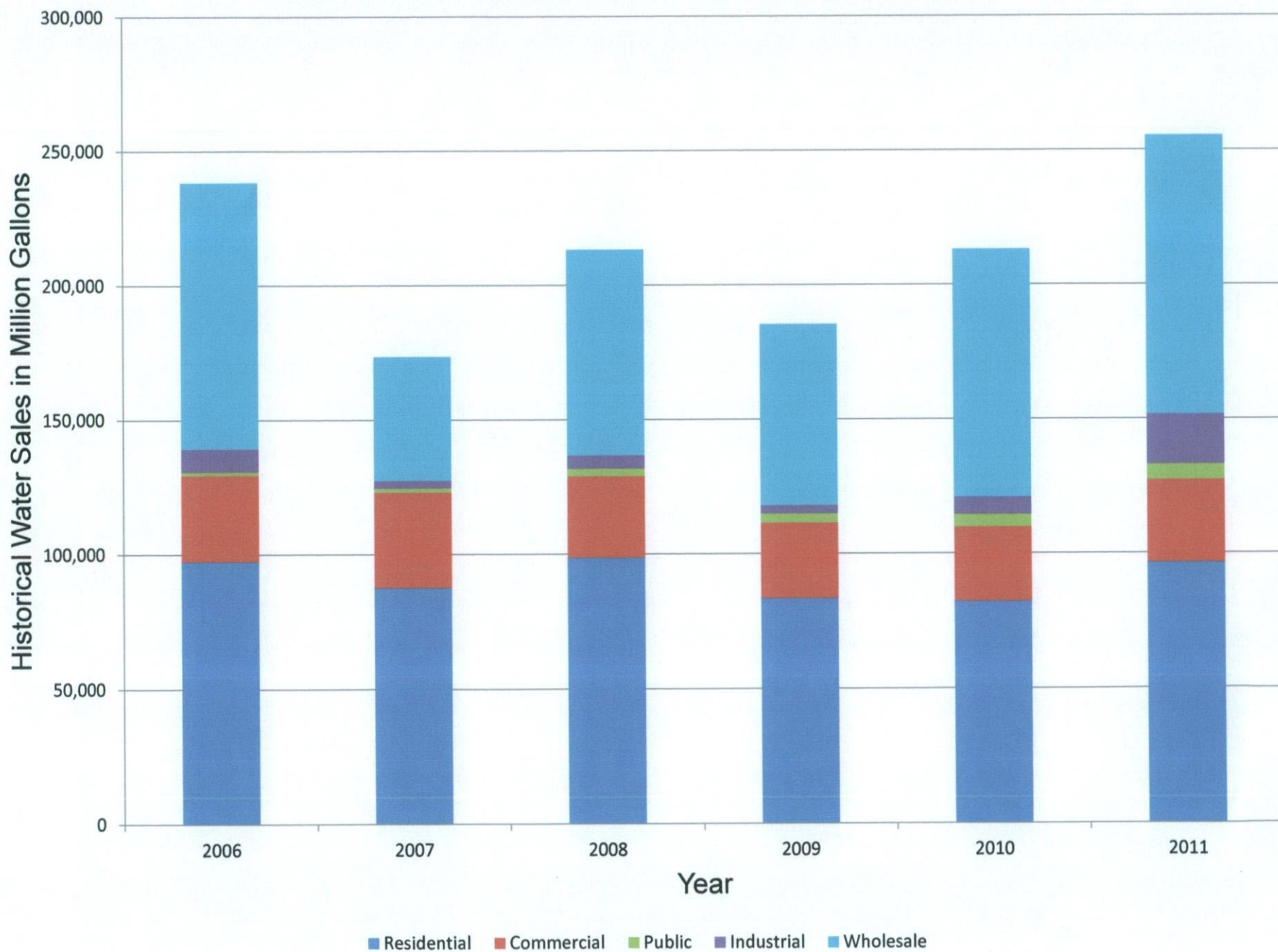
Estimated Historical Population



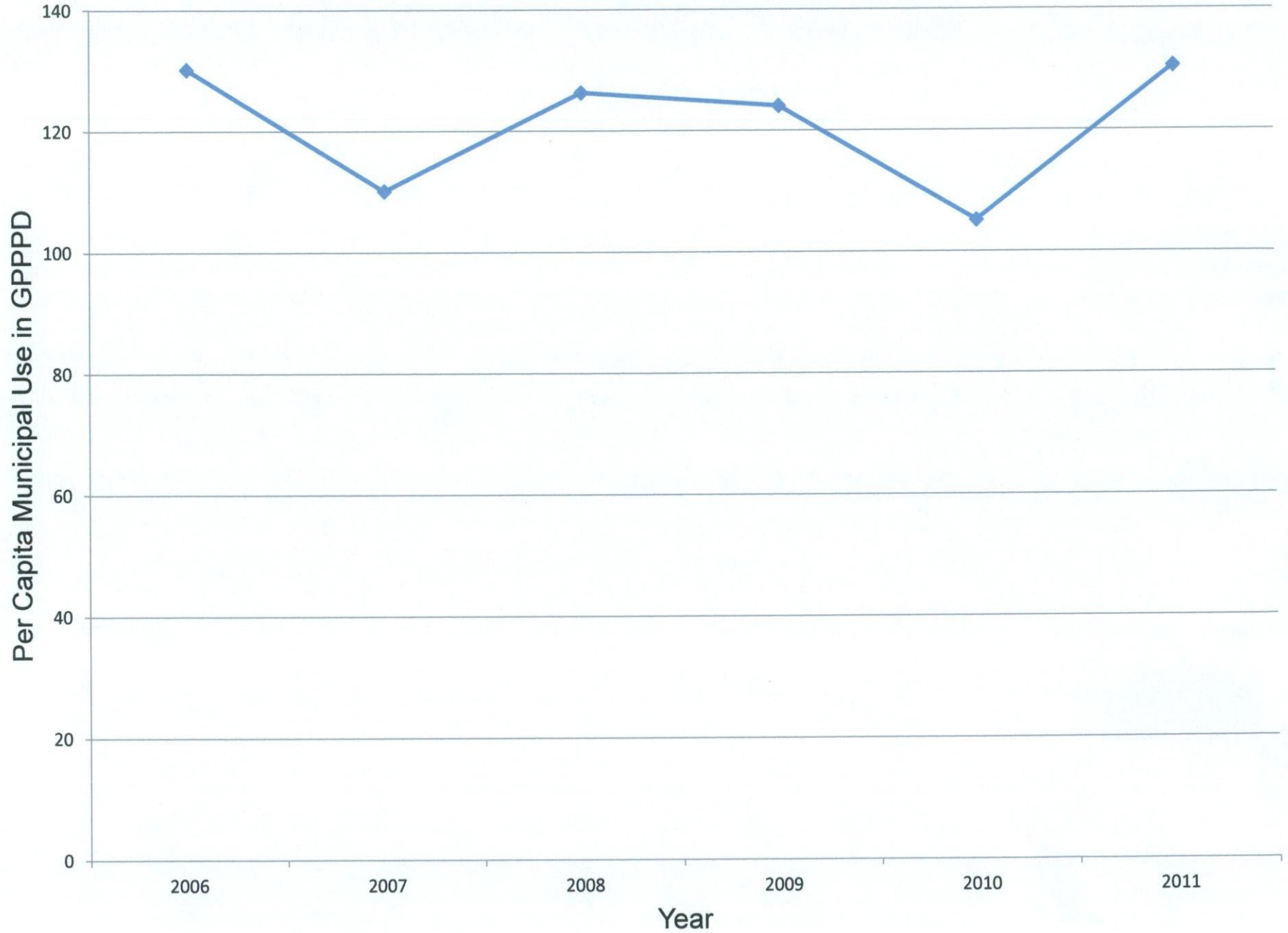
Historical Water Use



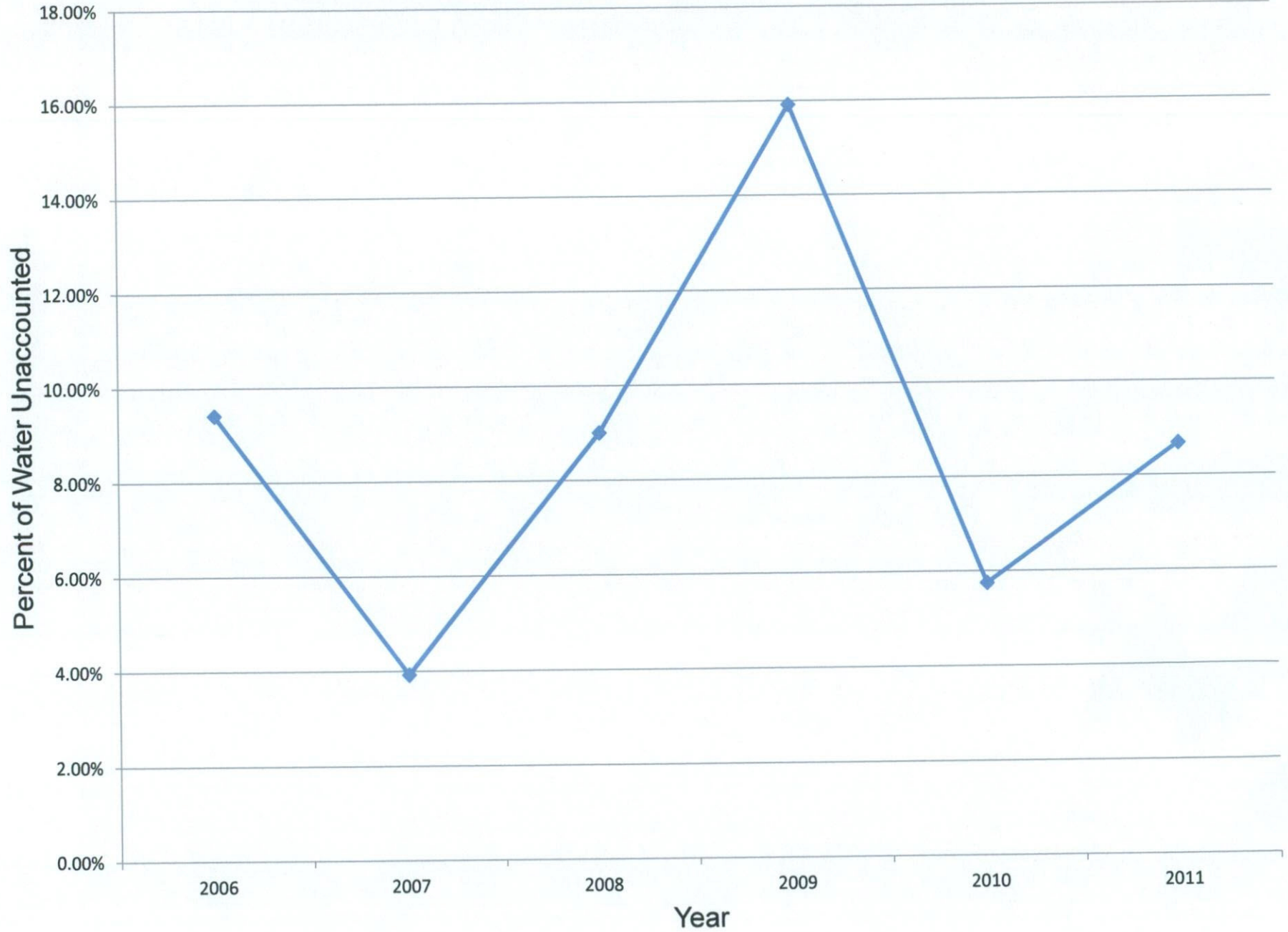
Historical Water Sales by Classification



Historical Per Capita Municipal Use



Historical Percent Unaccounted Water



Appendix E. Example Letters to Region C and Region D Water Planning Groups



14 February 2012

Mr. Jim Parks
Region C Water Planning Group
North Texas Municipal Water District
P.O. Box 2408
Wylie, TX 75098

Subject: City of Farmersville Water Management Plan

Dear Mr. Parks:

Enclosed please find a copy of the recently updated Water Management Plan for the City of Farmersville a member city of the North Texas Municipal Water District. I am submitting a copy of this plan to the Region C Water Planning Group in accordance with the Texas Water Development Board and Texas Commission on Environmental Quality rules.

Sincerely,

Benjamin L. White, P.E.
Interim City Manager/Public Works Director
City of Farmersville
205 South Main Street
Farmersville, Texas 75442
Office Phone: 972-782-6151



14 February 2012

Mr. Bret McCoy
Region D Water Planning Group
700 County Road 3347
Omaha, TX 75571

Subject: City of Farmersville Water Management Plan

Dear Mr. McCoy:

Enclosed please find a copy of the recently updated Water Management Plan for the City of Farmersville a member city of the North Texas Municipal Water District. I am submitting a copy of this plan to the Region D Water Planning Group in accordance with the Texas Water Development Board and Texas Commission on Environmental Quality rules.

Sincerely,

Benjamin L. White, P.E.
Interim City Manager/Public Works Director
City of Farmersville
205 South Main Street
Farmersville, Texas 75442
Office Phone: 972-782-6151

Appendix F. Water Conservation Implementation Report for the Texas Commission on
Environmental Quality
(TCEQ Form 201549)



Texas Commission on Environmental Quality

Water Conservation Implementation Report

This report must be completed by entities that are required to submit a water conservation plan to the TCEQ in accordance with Title 30 Texas Administrative Code, Chapter 288. Please complete this report and submit it to the TCEQ. If you need assistance in completing this form, please contact the Resource Protection Team in the Water Supply Division at (512) 239-4691.

Name: City of Farmersville
Address: 205 South Main Street, Farmersville, Texas, 75442
Telephone Number: 972-782-6151 **Fax:** 972-782-6604
Form Completed By: Benjamin L. White **Title:** Public Works Director
Signature: **Date:** 21 Jan 2012

I. WATER USES

Indicate the type(s) of water uses (example: municipal, industrial, or agricultural).

Residential Use
Commercial Use
Industrial Use
Public Use
Wholesale Use

II. WATER CONSERVATION MEASURES IMPLEMENTED

Provide the water conservation measures and the dates the measures were implemented.

Description of Water Conservation Measure:

Date Implemented:

Description of Water Conservation Measure

Date Implemented:

Description of Water Conservation Measure

Date Implemented:

Description of Water Conservation Measure

Date Implemented:

Description of Water Conservation Measure

Date Implemented:

Description of Water Conservation Measure

Date Implemented:

Description of Water Conservation Measure

Date Implemented:

Description of Water Conservation Measure

Date Implemented:

Description of Water Conservation Measure

Date Implemented:

Description of Water Conservation Measure

Date Implemented:

Description of Water Conservation Measure

Date Implemented:

III. TARGETS

- A. Provide the **specific and quantified five and ten-year targets** as listed in water conservation plan for previous planning period.

5-Year Specific/Quantified Target:

Date to achieve target:

10-Year Specific/Quantified Target:

Date to achieve target:

- B. State if these targets in the water conservation plan are being met.

- C. List the **actual amount of water saved**.

- D. If the targets are not being met, provide an explanation as to why, including any progress on the targets.

If you have any questions on how to fill out this form or about the Water Conservation program, please contact us at 512/239-4691.

Individuals are entitled to request and review their personal information that the agency gathers on its forms. They may also have any errors in their information corrected. To review such information, contact us at 512-239-3282.

Appendix G. Water Conservation Annual Report for the Texas Water Development Board
(Form WRD-265)

UTILITY DATA		
Name of Utility: City of Farmersville		
Public Water Supply Identification Number (PWS ID), WR No.: 0430004		
Address: 205 South Main Street		City: Farmersville
State: Texas	Zip Code: 75442	Email: b.white@ci.farmersville.tx.us
Telephone Number: 972-782-6151		Fax: 972-782-6604
Regional Water Planning Group: C		
Form Completed By: Benjamin L. White		Date: 10/06/2011
Title: Director of Public Works		
Reporting Period (fiscal or calendar year): 01/01/2010 to 12/31/2010		

Total Gallons of Water Produced Treated or Raw (minus wholesale)	Population of Service Area	Total Gallons per Capita per Day (GPCD)*	Residential GPCD**	Total Number of Connections	Water Loss in	
					GPCD**	Percent**
140,790,288	3,301	117	64	1,351	23	20

- * **Total GPCD:** form calculation is made by dividing the total water produced by the population served and then dividing by 365
- ** **Residential GPCD:** user calculation is made by dividing the total single family plus multi-family residential water sales by the population served and then dividing by 365
- *** **Water Loss GPCD:** form calculation is made by dividing the amount you provide in number 7G on page 4 by the population served and then dividing by 365
- **** **Water Loss Percentage:** form calculation is made by dividing the amount you provide in number 7G on page 4 by the total gallons of water produced

Please provide the **specific and quantified five and ten-year targets** as listed in your water conservation plan:

	Total GPCD Target	Water Loss Target in GPCD	Year to Achieve Target
Five-year target	170	34	2012
Ten-year target	165	33	2017

LONG TERM WATER CONSERVATION PROGRAM

1. Approximately how much water in gallons did the utility save during the reporting period due to the overall conservation program?

Water Saved	Water Reused*	Total Water Saved	Dollar Value of Water Saved**
8,000,000	0	8,000,000	\$0

* Form inserts calculated Total from number 14 on page 6

** Based on water savings and the cost of treatment or purchase of your water, and any deferred capital costs due to conservation

2. In your opinion, how you would rank the effectiveness of your utility's conservation program?

Effective	Somewhat Effective	Less Than Effective	Not Effective	Do Not Know
<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Please provide additional information about any successes or problems you may have experienced in implementing your plan.

3. Education and Information Program

Please check the appropriate boxes regarding any educational and information activities your utility has provided during the reporting period:

	Implemented	Total Number
Brochures Distributed	<input type="checkbox"/>	
Messages Provided on Utility Bills	<input checked="" type="checkbox"/>	
Press Releases	<input checked="" type="checkbox"/>	
TV Public Service Announcements	<input type="checkbox"/>	
Radio Public Service Announcements	<input type="checkbox"/>	
School Program	<input type="checkbox"/>	
Displays and Presentations	<input type="checkbox"/>	
Plant Tours	<input type="checkbox"/>	
Other, please describe:		

4. Water Conservation Retrofit and Plumbing Rebate Programs

Please check the appropriate boxes regarding any plumbing fixture programs your utility has provided during the reporting period:

	Give-away	Rebate	Retrofit
Toilets	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Showerheads	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Faucet Aerators	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other, please describe:			

5. Rate Structure

Have your rates or rate structure changed since your last report? Yes ☒ No ☐
If yes, please describe the changes, or attach a copy of the new rate structure.

Please see attached.

6. Universal Metering and Meter Repair

During the reporting period what was the system-wide number of:

	Total Number	Total Tested	Total Repaired	Total Replaced
Production Meters	1,346	8	1	15
Meters larger than 1 ½"	37	3	1	0
Meters 1 ½" or smaller	1,309	5	0	15

Does your system have automated meter reading? Yes ☐ No ☒

7. Water Loss and Leak Detection

Please provide the following data regarding water loss in your utility during the reporting period:

	Total Gallons During the Reporting Period
A. PRODUCTION - Water treated or raw (minus Wholesale)	140,790,288
B. Water sold	112,873,255
C. Water used for line flushing	
D. Water used for fire department use	
E. Water used for flushing and storage tank cleaning	
F. Water used for any un-metered use (facility use, etc.)	
G. WATER LOSS* = A minus B,C,D,E,F	27,917,033

* **WATER LOSS** includes un-accounted-for water, water lost from main line breaks and customer service line breaks, and storage over-flow.

How many leaks were repaired in the system or at service connections during the reporting

period? _____

Please check the appropriate boxes regarding the main cause of water loss in your utility during the reporting period:

Leaks	<input checked="" type="checkbox"/>
Un-metered utility or city uses	<input checked="" type="checkbox"/>
Master meter problems	<input type="checkbox"/>
Customer meter problems	<input checked="" type="checkbox"/>
Record and data problems	<input type="checkbox"/>
Other, please describe:	

Would you like to receive free technical assistance or equipment from the TWDB regarding leak detection and water loss? Yes ☒ No ☐

8. Water Conservation Programs

Please check the appropriate boxes regarding what conservation programs your utility provided during the reporting period:

Landscape Program	<input type="checkbox"/>
Educational and Information Program	<input type="checkbox"/>
School Education Program	<input type="checkbox"/>
Rainwater Harvesting	<input checked="" type="checkbox"/>
Leak Detection	<input type="checkbox"/>
Water Loss	<input checked="" type="checkbox"/>
Reuse	<input type="checkbox"/>
Treated Effluent	<input type="checkbox"/>
Other, please describe:	

9. How often does your utility staff review your water conservation program? Yearly

10. What year did your utility adopt, or revise, their water conservation plan? 2008

11. What might your utility do to improve the effectiveness of your water conservation program?

Implement a program to make all the water related data more accessible via computer. A great deal of our data is currently recorded manually and this makes it very difficult to quickly analyze for detail level trends and to implement a proactive approach to water conservation. Implement a program to track unmetered losses regarding line flushing, fire department uses, etc.

12. What might the TWDB do to assist you in improving the effectiveness of your water conservation program?

--

13. If known, how much expense has your utility incurred in implementing your water conservation program during the reporting period (literature, materials, staff time, etc.)? _____ (dollars/year)

14. Recycling and Reuse of Water or Wastewater Effluent

Please provide the following data regarding what types of water recycling or reuse activities were practiced by your utility during the reporting period, and what volume:

Use	Total Annual Volume (in gallons)
On-site irrigation	0
Plant wash down	0
Chlorination/de-chlorination	0
Industrial	0
Landscape irrigation (parks, golf courses)	0
Agricultural	0
Other, please describe:	0
Total	0

Could treated effluent be substituted for certain potable water now being used? Yes ☐ No ☒

15. Drought Contingency and Emergency Water Demand Management

During the reporting period, did your utility activate its Drought Contingency Plan?

Yes ☐ Number of Days _____

No ☒

If yes, please check all the appropriate boxes for the reason why:

Reason	
Water Shortage	<input type="checkbox"/>
High Demand	<input type="checkbox"/>
Capacity Issues	<input type="checkbox"/>
Equipment Failure	<input type="checkbox"/>
Other, please describe:	



TO: Mayor and Councilmembers

FROM: City Manager Ben White

DATE: April 24, 2012

SUBJECT: FIRST READING – Consider, discuss and act upon Ordinance # O-2012-0508-002 regarding the amendment of the Landscaping and Irrigation Regulations and adopting enforcement for the Water Management Plan

Ordinance # O-2012-0508-002 is attached for review

ACTION: Approve or disapprove first reading of Ordinance # O-2012-0508-002.

(II - D)

**CITY OF FARMERSVILLE
ORDINANCE # 2012-0508-002**

AN ORDINANCE OF THE CITY OF FARMERSVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING SECTION 74-188 TO ADOPT LANDSCAPING AND IRRIGATION REGULATIONS; AND AMENDING SECTION 74-160 TO ADOPT ENFORCEMENT FOR THE WATER MANAGEMENT PLAN; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED TH SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Farmersville, Texas (the "City") recognizes its Water Management Plan as the official policy for the conservation of water;

WHEREAS, the City has determined that the adoption of its Water Management Plan should allow for the repeal of any preceding Plans;

WHEREAS, the City has determined the need to modify the existing ordinances regarding landscaping and irrigation regulations which will be effective with the Water Management Plan; and

WHEREAS, the City has determined the need to provide a fine per each offense.

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

SECTION 1. That Chapter 74, Section 177 is hereby amended to read as follows:

That there is hereby approved and adopted by reference, the same as if fully copied herein, the Water Management Plan dated March 2012. The City of Farmersville commits to implement the requirements and procedures set forth in the adopted plan. Any provision of this Code of Ordinances in conflict with the Plan is hereby repealed."

SECTION 2. The City and all City water connection users will adhere to the regulations as stipulated in the Water Management Plan regarding landscape water management measures under Section 4.8.4, Section 5.5.2, Section 5.5.3 and Section 5.5.4 of the Water Management Plan under each stage of drought contingency and water emergency preparedness.

SECTION 3. That Chapter 74, Section 160 is hereby supplemented by adding the additional statements as follows:

- a. Chapter 74, Section 160 is hereby amended to read as follows:
"No person shall knowingly allow the use of water from the city for residential, commercial, industrial, public, wholesale or any other purpose in a manner

contrary to any provision of this plan, or in an amount in excess of that permitted by the water emergency response stage in effect at the time, pursuant to action taken by the city manager, or his designee, in accordance with provisions of this plan.

- b. Mandatory water use restrictions shall be imposed in stage 2, stage 3 and stage 4 drought contingency and water emergency response stages as defined in the Water Management Plan. The penalties associated with the mandatory water use restrictions will be determined by the City Manager the City of Farmersville dependent upon the severity of violation and the stage of drought contingency and water emergency response stage.
- c. When Water Emergency Response Stage 4 has been implemented, irrigation of new landscaping using treated water is prohibited. As such, new construction where a Landscape Plan has been approved will be placed on hold until such time that Stage 4 restrictions have been lifted. The City shall agree to accept escrow deposits in lieu of landscaping construction due to Stage 4 drought conditions. The property owner or developer shall deposit in escrow with the City an amount equal to 120 percent of the costs of design, construction, permits, reviews and approvals, inspections, insurance, and any additional costs incurred for the installation of landscaping. The escrow deposit shall be a non-interest bearing line item within the City's accounting. Once the escrow has been successfully arranged, the property owner/developer may proceed with attaining the Certificate of Occupancy. Once Water Emergency Response Stage 4 has been lifted, landscaping that was placed on hold may then be installed. Any remaining funds after the landscaping has been installed and inspected shall be returned to the property owner/developer.

SECTION 4. Severability Clause.

It is hereby declared to be the intention of the City Council that the words, phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable, and if any word, phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of any such unconstitutional word, phrase, clause, sentence, paragraph or section.

SECTION 5. Savings Clause.

The Code of Ordinances, City of Farmersville, Texas, as amended, shall be and remain in full force and effect save and except as amended by this Ordinance.

SECTION 6. Repealer Clause.

Any provision of any prior ordinance of the City, whether codified or uncoded, which is in conflict with any provision of this Ordinance, is hereby repealed to the extent of the conflict, but all other provisions of the ordinances of the City, whether codified or uncoded, which are not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 7. Penalty Clause.

Any customer, defined pursuant to 30 Tex. Admin. Code Chapter 291, failing to comply with the provisions of the Plan shall be subject to a fine of up to two thousand dollars (\$2,000.00) per day and/or discontinuance of water service by the City. Proof of a culpable mental state is not required for a conviction of an offense under this section. Each day a customer fails to comply with the Plan is a separate violation. The City's authority to seek injunctive or other civil relief available under the law is not limited by this section.

SECTION 8. Effective Date.

This Ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law in such cases provides.

PASSED on first reading on the 24th day of April, 2012, and second reading on the 8th day of May, 2012 at properly scheduled meetings of the City Council of the City of Farmersville, Texas, there being a quorum present, and approved by the Mayor on the date set out below.

APPROVED:

Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary



TO: Mayor and Councilmembers

FROM: City Manager Ben White

DATE: April 24, 2012

SUBJECT: Consider, discuss and act upon awarding the bid for the material used on the Chaparral Trail project

The bid tabulation from the bid opening is attached for review and a letter of recommendation.

ACTION: Award bid for the material used on the Chaparral Trail project.

(III - A)



19 April 2012

City of Farmersville
City Council
205 South Main Street
Farmersville, Texas 75442

Subject: Chaparral Trail Material Bid

To Whom It May Concern,

I have attached a bid tabulation form for the Chaparral Trail Material Bid to serve the City of Farmersville that was bid on Friday, March 30, 2012 at 3:00 p.m. There were three (3) bidders on the project. Derrick Tarrant Trucking was the lowest qualified bidder with a bid of \$46,798.80.

It is the recommendation of the City of Farmersville that the Chaparral Trail Material Bid be awarded to Derrick Tarrant Trucking. Derrick Tarrant Trucking has more than 20 years experience in the trucking industry and has the equipment to perform the job. We have confirmed the material they are providing meets the requirements of the contract.

There were three bidders for the project. There were two qualified bids submitted.

Copies of the Notice of Award are included as a convenience should the council elect to go forward with the award of the contract. Derrick Tarrant Trucking is located in Farmersville, Texas with the following mailing address: 18830 Johnson Lane, Farmersville, Texas 75442. Their phone number is 903-658-7671.

If you should have any questions or need additional information, please feel free to contact me.

Sincerely,

Benjamin L. White, P.E.
City Manager/Public Works Director
City of Farmersville
205 South Main Street
Farmersville, Texas 75442

City of Farmersville

Bid Tabulation Form for Decomposed Granite Materials Proposal - Chapparral Trail

Bid Date: Friday, March 30, 2012 @ 3:00 pm

ITEM #	ITEM DESCRIPTION	Derrick Tarrant Trucking Farmersville, TX			David Copeland Sand & Gravel Princeton, TX			Oak Grove Landscape & Irrigation Farmersville, TX		
		Qty	Unit	Total	Qty	Unit	Total	Qty	Unit	Total
1	Decomposed Granite Material meeting the gradation requirements delivered.	1,322	\$35.40	\$46,798.80	1,322	\$32.50	\$42,965.00	1,322	\$58.00	\$76,676.00
	TOTAL OF ALL BID ITEMS (1)			\$46,798.80		*	\$42,965.00			\$76,676.00
	CALENDAR DAYS	90			90			90		

DISQUALIFIED DUE TO LACK
OF BID BOND OR BID SECURITY

* Bid submitted by David Copeland Sand & Gravel was submitted on incorrect proposal form without bid security.

NOTICE OF AWARD

DATE: April 24, 2011

TO: Derrick Tarrant – Tarrant Trucking

ADDRESS: 18830 Johnson Lane, Farmersville, TX 75442

OWNER: City of Farmersville

PROJECT: CHAPPARAL TRAIL - DECOMPOSED GRANITE MATERIALS
PROPOSAL

You are hereby notified that your bid dated March 30, 2012 for the above project has been considered. You are the apparent successful Bidder and have been awarded the contract for:

CHAPPARAL TRAIL - DECOMPOSED GRANITE MATERIALS PROPOSAL

The contract price of your contract is Forty Six Thousand Seven Hundred Ninety Eight & 80/100 Dollars (\$46,798.80).

Four (4) copies of the proposed Contract Documents will follow this Notice of Award. You are required to execute and return the four (4) copies of the Contract Agreement within ten (10) calendar days from the date of this Notice of Award to you.

Failure to comply with these conditions within the time specified will entitle the **Owner** to consider your bid abandoned, to annul this Notice of Award and to declare your Bid Security forfeited.

Tarrant Trucking

City of Farmersville

By: _____

By: _____

Title: _____

Title: _____

Date: _____

Date: _____



TO: Mayor and Councilmembers

FROM: City Manager Ben White

DATE: April 24, 2012

SUBJECT: Consider, discuss and act upon giving the City Manager authority to execute the bank contract with First National Bank of Trenton

The contract between the City of Farmersville and First National Bank of Trenton is attached for review

ACTION: Approve or disapprove giving the authority to the City Manager to execute the bank contract.

(III - B)

BANK DEPOSITORY AGREEMENT

This Bank Depository Agreement ("Agreement") is made and entered into this _____ day of April, 2012 by and between the City of Farmersville ("City") and First National Bank of Trenton ("Bank") a bank chartered by the State of Texas.

Section I: Designation as Depository

The City, through action of its Governing Body, hereby designates the Bank as its depository for banking services for a five-year period commencing May 1, 2012 through May 1, 2017.

Section II: Designation of Custodian

The City and Bank hereby designates the Texas Independent Bank (TIB)("Custodian") to hold in trust, according to the terms and conditions of the City Request for Proposal, RFP dated, ("RFP") and pursuant to a separate Safekeeping Agreement, attached as Exhibit A, all securities pledged as depository collateral in accordance with the City's Investment Policy.

Any and all fees from the Custodian associated with the safekeeping of securities pledged to the benefit of the City shall be borne by the Bank.

Section III: Collateral

City time and demand deposits, inclusive of interest, in excess of the Federal Deposit Insurance Corporation insurance shall be secured at all times by collateral, acceptable to the City and in accordance with the Public Funds Collateral Act (Texas Government Code 2257), pledged by the Bank and held in trust by the Custodian in an amount equal to at least 102% of the total of those funds. Custodian will provide a monthly report of the collateral directly to the city.

Such pledged securities shall be subject only to the joint written instructions of both (a) authorized representatives of the City and (b) specifically authorized representatives of the Bank. The Bank shall have the right, with the prior written consent of the City, to substitute or replace any or all of the pledged securities with collateral acceptable to the City.

Section IV: Financial Position

The Bank will provide a statement of its financial position on at least a quarterly basis. The Bank will provide an annual statement audited by its independent auditors including a letter as to its "fair representation".

Section V: Authorized City Representative

For the term of this contract, the City and Bank designate the individuals as listed in Exhibit B as authorized to represent and act for the City in any and all matters including collateral assignment and substitution, execution of agreements and transfer of funds. Any change in these representatives will be made in writing.

Section VI: Scope of Services

The Bank's response to the City's RFP, dated March 23, 2012 ("Response") is incorporated into this Agreement for all purposes, including service charges, time deposit, demand deposit and loan rates, and attached as Exhibit C. If any

provisions of the Response and this Agreement are in conflict, this Agreement will control.

The Bank shall faithfully perform all of its duties and obligations required by the laws of the State to Texas for public fund depositories and shall upon presentation pay all checks drawn on it against collected funds on demand deposits, and shall at the expiration of the Agreement, turn over to its successor all funds, City-owned securities, property and things of value held as depository.

The City shall have the power to determine and designate the character and amount of the fund to be deposited in the Bank. The City may arrange for time deposits and Bank may accept such deposits subject to the terms of the Bank's Response.

This Agreement, along with all Exhibits and other incorporated documents shall constitute the entire Agreement between the parties.

Section VII: Bank Compensation

Bank will be compensated for any and all services rendered to City under this Agreement. Bank agrees to offset monthly service fees against its customary earnings credit for balances in City's on-interest bearing accounts. Net insufficiencies in earnings credits will be charged on an annual basis.

FEE BASIS LANGUAGE

Bank will be compensated for any and all services rendered to City under this Agreement on a cost per item or monthly charge basis as set forth in the service charges of the Bank's Response.

Section VIII: Default

The Bank shall be in default if it fails to pay all or part of a demand deposit, a matured time deposit, or a matured certificate of deposit, including accrued but unpaid interest, at a specific maturity date. The Bank shall also be in default if ruled "bankrupt", "insolvent" or "failed" by a federal or state banking regulator, or if a receiver is appointed for the Bank.

In the event of a default, failure or insolvency of the Bank, the City shall be deemed to have vested full title to all securities pledged under this Agreement. The City is empowered to take possession of and transfer and or sell any and all securities. If the security is liquidated, any proceeds over the defaulted amount, plus expenses related to liquidation, shall be returned to the Bank. This power is in addition to other remedies which the City may have under this Agreement and without prejudice to its rights to maintain any suit in any court for redress of injuries sustained by the City under this Agreement.

Section IX: Non-Assignability

This Agreement is not assignable in whole or in part but is binding on the parties, their successors and assigns.

Section X: Termination

This Agreement may be terminated by either the City or the Bank by giving sixty (60) days prior written notice to the parties.

Section IX: Law Governing

All applicable provisions and requirements of the laws of the State of Texas governing depositories for the City shall be a part of this Agreement.

Section XII: Bank Authorization

The Bank represents and warrants that this Agreement is made pursuant to and is duly authorized by the Board of Directors of the Bank and recorded in the official records of the Bank.

CITY OF FARMERSVILLE

**FIRST NATIONAL BANK OF
TRENTON**

Benjamin L. White, City Manager

Authorized Signature

Title

ATTEST:

ATTEST:

Edie Sims, City Secretary

CUSTODIAN BANK

Authorized Signature

Title

ATTEST:

EXHIBIT "A"

CITY OF FARMERSVILLE REQUEST FOR PROPOSAL FOR BANKING SERVICES

I. INTRODUCTION

The City of Farmersville is requesting proposals for a banking services contract to be awarded March 27, 2012 with service to begin May 1, 2012 and extend through May 1, 2017. Through this contract the City intends to minimize banking costs, improve operational efficiency, and maximize investment capabilities. This Request for Proposal (RFP) represents the cash management goals, specifies all banks' required qualifications, the banking services required, the estimated activity volumes on all accounts, the method and terms of compensation, submission instructions and the contract award provisions.

II. PROPOSAL INSTRUCTIONS AND QUALIFICATIONS

A. MINIMUM QUALIFICATIONS

To assure a close working relationship, to facilitate available services, and to support local business, the City may give priority to those banks with full service capabilities within the City limits. Any required statement regarding equal opportunity and affirmative action should be included. The proposal submitted will become part of the final contract.

B. PROPOSAL SUBMISSION INSTRUCTIONS

1. Proposal Format

In order to fully and equitably evaluate each bank's ability to meet the banking services needs of the City, a standard reply format is required. Each proposal must include a response to each item in the RFP in the order given. Only proposals submitted in the prescribed format and using the exhibit forms provided will be evaluated for contract award.

2. Submission Requirements

The City of Farmersville is soliciting separate, sealed proposals for banking services. It is the City's intent to provide the best possible pricing and service for the citizens of Farmersville. The bidders shall provide, in a good workmanlike manner, the services called for and described herein. The RFP shall be received in a sealed envelope to include all material regarding the services as described herein. The RFP shall be submitted to:

Daphne Hamlin, Finance Director
City of Farmersville
205 S. Main Street
Farmersville, TX 75442

RFP Questions

Questions regarding this RFP or the service requested will be accepted in written form at the address below on or before 5:00 pm, March 23, 2012. Responses to all material questions submitted will be communicated to each prospective bidder.

Daphne Hamlin, Finance Director
City of Farmersville
205 S. Main Street

Farmersville, TX 75442
Office: (972) 972-6151
Fax: (972) 972-6604
E-mail: d.hamlin@ci.farmersville.tx.us

3. Request for Proposal Amendments

Modifications or additions may be made as a result of questions submitted. Written notification of any such change will be made in writing to all known bidders.

4. Selection Criteria

Evaluation of proposals will be made on the basis of the following objectives:

- Time deposit interest rates
- Cost of Service
- Service availability
- Safety and creditworthiness of bank

5. Award of Bid and Service Initiation

The contract is to be awarded by City Council at its meeting March 27, 2012 .

III. REQUIRED FINANCIAL INSTITUTION INFORMATION

All banks must provide, as part of the proposal:

- audited financial statements for the most recent fiscal year,
- a copy of the current call report, and
- a statement regarding any recent or foreseen merger or acquisition.

IV. REQUIRED BANKING SERVICES

This section lists all the services to be provided by the bank under this agreement. Attachment A lists each of these services. The bank should use this Attachment to provide the specific price for each service.

A. Consolidated Account Structure

The bank is to provide a master consolidation account and zero balance accounts from which daily balance and detail reporting is available. The City's current account structure contains the following accounts:

Account Title

B. Wire Transfer Services

The City currently generates approximately unlimited incoming and unlimited outgoing wires each month. A standard wire transfer agreement will be executed with the bank. This proposal should include a copy of your standard transfer procedures and wire transfer agreement. The City requires adequate security provisions and procedures. If the wire transfer requests are available on line, full information should be submitted detailing the use.

C. Automated Daily Balance Reporting

The City requires an automated PC-based reporting system for access to the closing ledger and available balances. Stipulate the time at which the access is available and describe the system to be used. Reporting should include balance and detail reporting. Samples of the reports are to be included in the proposal.

D. Investment of Idle Funds and Safekeeping of City Securities

All certificates of deposit bought by the City will be bought on a competitive basis. The City has no obligation to invest its funds with or through the bank. If the bank is proposing overnight repurchase agreements, an executed Master Repurchase Agreement is required. In order to fulfill GASB III requirements for reporting, if a repurchase agreement is executed with the bank itself, the collateral must be held in the trust department of the bank in a separate account.

All securities will be handled on a delivery versus payment (DVP) basis as they are cleared into and out of the account. There will be approximately ten securities in safekeeping at any time. All clearing and safekeeping will be in the bank or its correspondent. All correspondent and safekeeping arrangement will be stipulated in the proposal.

E. Standard Disbursing Services

Standard disbursing services for all accounts are required to include the payment of all checks upon presentation.

F. Standard Deposit Services

The bank must guarantee immediate credit on all incoming wire transfers and U.S. Treasury checks upon receipt and all other checks based on the bank's published availability schedule. The Bank should specify in their proposal their deposit requirements and commercial and retail deposit locations, including night deposit services and procedures.

G. Reporting and Account Analysis

Monthly account analysis reports must be provided by the bank on a timely basis for each account and on a total account basis. A sample account analysis format must be provided as part of the proposal. Samples of monthly statements should also be provided. The monthly statements are to be received within ten business days of the next month. Included with the monthly statements will be images of both front and back of all checks written.

H. Account Executive

An account executive must be assigned to the account to coordinate the account services and expedite the solution of any problem. A trained and competent backup for the account executive, familiar with the account, should be assigned in the proposal. Stipulate the name and a brief biography of the account executive to be assigned to the City's account.

I. Direct Deposit

Describe the requirements and deadlines for computer tap for ACH transactions. The proposal should indicate when funds will be available in participating banks.

Daylight Overdraft Provisions: Every effort will be made to eliminate daylight overdraft situations on the account. However, in case this situation does arise, the proposal should include any and all bank policies regarding daylight overdrafts charges or handling procedures.

J. Stop Payments

The proposal must include a statement on the proposed stop payment process on an automated or manual basis.

K. Collateralization of Deposits

The bank must agree to obtain and maintain acceptable collateral sufficient to cover all anticipated time and demand deposits, above the FDIC insured limit. Securities used to pledge against time and demand deposits must be held in an independent third-party safekeeping institution outside the bank's holding company. The bank will execute a tri-party safekeeping agreement with the City and the Safekeeping bank for safekeeping of these securities. Collateral will be maintained at a minimum of 102% and marked to market at least once a month. Control will be shared jointly between the bank and the City. Substitution will be approved by the City and not unduly withheld. Substitutions of collateral will be requested in writing and new collateral will be received before the existing collateral is released. The proposal will name the safekeeping bank for collateral.

L. Additional Services

If new services become available and are provided during the period of this contract, they will be charged at the bank's then published rate.

M. Online Services

The City prefers the ability and availability to manage all accounts and bank services through internet connection. The proposal will include what services are available to use the online capabilities.

V. OTHER SERVICES

The City is interested in obtaining service and cost information on additional services for possible use during the contract period. These services are not required but will be evaluated in terms of availability, feasibility, service levels, service providers and cost. The City will make its determination after receipt of proposals as to whether a service will be used. If the service is accepted later in the contract period the services and charges stipulated in the proposal will be applied.

A. Lockbox Services

The City may choose to utilize lockbox services for certain revenue collections. Describe the service including the lockbox location and a full description of the service.

Bank Compensation

Any net settlement on compensating balances will be made annually. If fees are chosen as the payment methodology, fees will be paid monthly after receipt of the account analysis.

ATTACHMENT A - BANKING SERVICES CHARGES

Any and all anticipated service charges must be shown on this form to be applicable under the agreement. Add additional lines as required.

Service Unit	Unit Charge	Cost of Service
Account Maintenance	Per month	
Daily Balance Reporting	Per month	
Zero Balanced Accounts		
Master Account	Per month	
Subsidiary Accounts	Per month	
Credits Posted	Per transaction	
Debits Posted	Per transaction	
Encoding charge	Per transaction	
ACH Processing	Per transaction	
Origination of file	Per tape	
ACH deletions	Per transaction	
ACH entries	Per transaction	
Returned checks	Per transaction	
Controlled Disbursement	Per account/per month	
Reconciliation	Per month	
Sort list tape	Per transaction	
Sort and list	Per transaction	
Items Deposited		
Deposits	Per transaction	
Commercial deposits	Per transaction	
Group I items	Per transaction	
Group II items	Per transaction	
Group I11 items	Per transaction	
Group IV items	Per transaction	
Stop payments	Per transaction	
Wire Transfers		
Incoming	Per transaction	
Outgoing	Per transaction	
Investment Safekeeping		
Sikeeping interest/credit	Per transaction	
S/keeping receipt deposit	Per transaction	
Sikeeping outgoing	Per transaction	
Securities DVP FRB	Per transaction	
Securities DVP NY	Per transaction	
Check Printing	Per transaction	
Extra Statements	Per transaction	
Disposable Bank Bags	Per Item	
Lockbox	Per month	
Cutbacks	Per transaction	
Special handling		

EXHIBIT B

AUTHORIZED REPRESENTATIVES

The following individuals are authorized representatives of the City empowered to direct the Bank and the Custodian for the Bank, in regard to collateral pledges, releases and substitutions in the joint safekeeping account as well as authorized to represent and act for the City in any and all matters including execution of agreements and transfer of funds.

City Representatives Signature

Name and Title

Joseph E. Helmberger, P.E., Mayor

Jim Foy, Council Treasurer

Edie Sims, City Secretary

Paula Jackson, Assistant to the City Manager

Bank representatives

Name and Title

EXHIBIT C

RESPONSE FOR CITY OF FARMERSVILLE REQUEST FOR BID



March 20, 2012

Daphne Hamlin
Finance Director
City of Farmersville
205 S. Main Street
Farmersville, TX 75442

Dear Ms. Hamlin:

Thank you very much for giving our Bank the opportunity to present a bid to provide the City of Farmersville with its banking services. The bank's 2011 audited financial statements are not yet complete. However, the bank's 2010 audited financial statements are enclosed. We can also provide the City with a copy of the 2011 audited financial statements when received, which should be by the end of March. In addition, the bank's most recent call report as of December 31, 2011 is enclosed with the bid. The bank has no plans to engage in a merger or acquisition in the foreseen future.

REQUIRED BANKING SERVICES:

- A. **Consolidated Account Structure:** Available free of charge.
- B. **Wire Transfer Services:** A standard Wire Transfer Agreement is on file with the City of Farmersville. Since the bank is the current depository for the City, the standard transfer procedures are already being followed by the City. Wire transfers are available in person, via telephone, via facsimile, and via on-line and are free of charge.
- C. **Automated Daily Balance Reporting:** The Bank has both PC-based internet reporting, as well as telephone reporting. Both systems are available 24 hours a day, 7 days a week. Both are free of charge. Again, since the bank is the current depository of the City, the City is aware of the types of reporting available with both the PC-based internet reporting and the telephone reporting.
- D. **Investment of Idle Funds and Safekeeping of City Securities:** The Bank does not offer overnight repurchase agreements. The Bank does not have a trust department however, uses TIB for its safekeeping needs. TIB has been contacted, and it will not be a problem for the Bank to safe keep the City's securities there. The safekeeping receipts will be in the Bank's name in care of the City of Farmersville. The Bank will receive all the necessary correspondence for the City and will make the necessary entries as needed. This service is provided free of charge.
- E. **Standard Disbursing Services:** Standard disbursing services for all accounts will include the payment of all checks upon presentation. This service is provided free of charge.
- F. **Standard Deposit Services:** Enclosed is a copy of the Bank's Funds Availability Policy. The Bank has a full-service branch located in Farmersville at 201 South

Highway 78. The bank's drive-thru hours are as follows: Monday-Thursday 8:00 a.m. to 5:30 p.m., Friday 8:00 a.m. to 6:00 p.m., and Saturday 8:30 a.m. to 12:00 p.m. The bank's lobby is open Monday-Thursday 9:00 a.m. to 5:00 p.m. and Friday 9:00 a.m. to 6:00 p.m. Terri Lowe is the branch supervisor and will be in charge of servicing the City's accounts. The phone number is 972-782-7054. The Bank does have night deposit services, which are accessible each night after the Bank closes until it opens the next morning. All night deposit transactions are processed under dual control. Locked bags are available. A Night Deposit Services Agreement must be signed to receive keys. Any item larger than a normal envelope size will require a key to deposit. These services are free of charge.

- G. **Reporting and Account Analysis:** The Bank has monthly account analysis statements available for each account and on a total account basis if service charges are assessed. However, the Bank is not charging the City for any services rendered. Therefore, there is no need for a monthly account analysis statement. However, the normal monthly statements will be sent on a timely basis and will include images of both front and back of all checks written.

- H. **Account Executive:** Terri Lowe will be the assigned account executive for the City's accounts. She will coordinate the account services and expedite solutions to any problems. She is an Assistant Vice President of the bank. She has been with the bank since 2006. The bank was originally awarded the City of Farmersville depository contract in November of 2007. Terri is very familiar with the City and their account services. Jennifer Spencer will be the backup for Terri. She has been with the bank since 2008 and is also very familiar with the City and their account services. Both Terri and Jennifer can be reached at the Farmersville location, phone number 972-782-7054. Bill White, President of First National Bank of Trenton, can also assist with any needs of the City, including expediting solutions to any problems that may arise. Bill offices at the Farmersville branch on Tuesdays and at the Trenton location the rest of the week, phone number 903-989-2235. Last, Angela Sadler will be the contact for the request for proposal for banking services and if awarded, the depository contract. In addition, Angela will be the contact for any questions regarding safekeeping of the City's securities or pledging for the City's deposits. Angela is the CFO for the Bank and can be reached at the Trenton location, phone number 903-989-2235.

- I. **Direct Deposit:** Direct deposit is available through the Bank and requires you to be set up to generate ACH transactions over the computer. This service is provided at no charge. ACH files must be received by noon to be processed on the same day.

Daylight Overdraft Provision: The Bank does not allow daylight overdrafts.

- J. **Stop Payments:** This service is provided on an automated and manual basis and is provided free of charge.

- K. **Collateralization of Deposits:** The Bank agrees to obtain and maintain acceptable collateral sufficient to cover all anticipated time and demand deposits, above the FDIC insured limit. Currently, securities are used to pledge against time and demand deposits of the City. These securities are held in an independent, third party safekeeping institution outside the bank's holding company. The bank uses TIB for its safekeeping needs. The bank executes a tri-party safekeeping agreement with the City and TIB for safekeeping these securities. All requirements of the City related to this collateral will be maintained. In addition, the bank would like approval from the City to use a letter of credit from the Federal Home Loan Bank of Dallas as sufficient collateral to cover the City's deposits. The bank plans to continue to use pledged securities as long as the securities are available to pledge. Receiving approval from

the City for this alternative method just gives the bank more flexibility if securities are not available to pledge.

- L. **Additional Services:** New services will be addressed at the time they become needed or available and will be charged at the bank' s then published rate.
- M. **Online Services:** Online services available include: Account Listing, Account Detail, Account History, Transaction Search, Check Images, Account Statements, Internal Transfers, Wire Transfers, Stop Payments, ACH Origination (Payroll Processing), Order Money, Order Checks (through main website not Internet Banking product), Order Official Checks, Calculator Features, and Reminders and Alerts.

Other Services

Other services not requested in this proposal will be addressed at the time they become needed or available and will be charged at the bank' s then published rate if applicable.

- A. **Lockbox Services:** The Bank does have lockbox services, which are accessible each night after the Bank closes until it opens the next morning. All lockbox transactions are processed under dual control. Locked bags are available. A Lockbox Services Agreement must be signed to receive keys. Any item larger than a normal envelope size will require a key to deposit. These services are free of charge.

Bank Compensation

The bank will not require net settlement on compensating balances nor will fees need to be paid monthly after receipt of the account analysis. The bank will not charge the City for its depository services.

Bank Deposit Account Structure and Rates

The bank offers two interest bearing checking accounts for the Depository: the NOW account and the Money Market account. The Depository recommends that the District use the NOW account for its operating accounts, as the transactions are unlimited, and use the Money Market account for its investment funds, as these transactions are limited to six withdrawals each statement cycle. Sweep accounts are available so that the District can sweep its excess funds from the NOW accounts into the Money Market accounts daily if needed. The current, posted **NOW account rate is 0.05%**. The current, posted Money Market account rates are based on average daily balances and are as follows: **\$0.01 thru \$9,999.99 is 0.20%, \$10,000.00 thru \$24,999.99 is 0.20%, \$25,000.00 thru \$199,999.99 is 0.25%, and \$200,000.00 and over is 0.35%**. The City' s rates will be based on the current posted rates and changed during the contract as posted rates change. Attached is the complete rate sheet for the bank' s current deposit rates, including CD rates and savings account rates.

If awarded, the depository contract between the First National Bank of Trenton and the City of Farmersville will become null and void if, at any time, the bank is required to become a municipal advisor, which would require licensing and oversight by the SEC, in order to maintain the City' s depository contract.

If you have any questions or need additional information, please do not hesitate to contact me. I can be reached by phone at 903-989-2235 or by email at asadler@fntrenton.com. Thank you again for allowing First National Bank of Trenton – Farmersville Branch the opportunity to bid on the City' s banking services.

Angela Sadler
CFO

Terri Lowe
AVP/Branch Supervisor

ATTACHMENT A - BANKING SERVICES CHARGES *

Any and all anticipated service charges must be shown on this form to be applicable under the agreement. Add additional lines as required.

Service Unit	Unit Charge	Cost of Service
Account Maintenance	Per month	
Daily Balance Reporting	Per month	
Zero Balanced Accounts		
Master Account	Per month	
Subsidiary Accounts	Per month	
Credits Posted	Per transaction	
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Securities DVP NY	Per transaction	
Check Printing	Per transaction	
Extra Statements	Per transaction	
Disposable Bank Bags	Per Item	
Lockbox	Per month	
Cutbacks	Per transaction	
Special handling		

* The bank will not charge the City for its depository services.

First National Bank of Trenton Rate Sheet

12-Mar-12

Account Product Name	Minimum Opening Deposit	Interest Rate	Annual Percentage Yield
03 Month Certificate of Deposit	\$1,000.00	0.20%	0.20%
06 Month Certificate of Deposit	\$1,000.00	0.30%	0.30%
12 Month Certificate of Deposit	\$1,000.00	0.55%	0.55%
18 Month Certificate of Deposit	\$1,000.00	0.60%	0.60%
24 Month Certificate of Deposit	\$1,000.00	0.90%	0.90%
36 Month Certificate of Deposit	\$1,000.00	1.20%	1.21%
48 Month Certificate of Deposit	\$1,000.00	1.45%	1.46%
60 Month Certificate of Deposit	\$1,000.00	1.65%	1.66%
18 Month Variable Rate CD	\$500.00	0.70%	0.70%

Minimum opening deposit of \$1,000 required. Special Rate applicable to initial term only. At maturity, CD will automatically renew for the Renewal Term stated above, at the interest rate and APY in effect for CDs not subject to a Special Rate, unless the Bank has notified you otherwise.

The balance tiers for the accounts listed on this page are as follows: \$0 - \$9,999.99; \$10,000-\$24,999.99; \$25,000-\$199,999.99; \$200,000-and up.

Annual Percentage Yields offered within two or more consecutive tiers may be the same. When this is the case, this screen will show those multiple tiers as a single tier. Each tier shown reflects the current minimum balance required to obtain the applicable Annual Percentage Yield.

Rates subject to change at any time and are not guaranteed until CD is opened.

Penalty may be imposed for early withdrawal. Fees may reduce earning on the account.

Interest cannot remain on deposit and must be paid out when the following conditions are met:

- 1) the account has a maturity greater than 1 year
- 2) interest is not compounded at least annually
- 3) interest must be withdrawn at least annually, and
- 4) the APY disclosed is equal to the interest rate

Savings Account	\$100.00	0.15%	0.15%
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The Annual Percentage Yields (APY) and Interest Rates shown are offered on accounts accepted by the Bank and effective for the date shown above, unless otherwise noted. Rates are subject to change without notice.

Interest Rate vs. APY: The APY (Annual Percentage Yield) is a percentage rate that reflects the total amount of interest paid on the account, based on the interest rate and the frequency of compounding for a 365-day period. If you receive a periodic statement, that statement will include the APY earned on your account for the period covered by the statement.

Penalty may be imposed for early withdrawal. Fees may reduce earning on the account.

Member FDIC

NOW Account	\$1,500.00	0.05%	0.05%
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Money Market Account

Average Daily Balances of:	\$2,500.00	\$.00 - \$ 9,999.99	0.20%	0.20%
		\$10,000.00 - \$ 24,999.99	0.20%	0.20%
		\$25,000.00 - \$199,999.99	0.25%	0.25%
		\$200,000.00 and up	0.35%	0.35%

The Annual Percentage Yields (APY) and Interest Rates shown are offered on accounts accepted by the Bank and effective for the date shown above, unless otherwise noted. Rates are subject to change without notice.

Interest Rate vs. APY: The APY (Annual Percentage Yield) is a percentage rate that reflects the total amount of interest paid on the account, based on the interest rate and the frequency of compounding for a 365-day period. If you receive a periodic statement, that statement will include the APY earned on your account for the period covered by the statement.

The balance tiers for the accounts listed above are as follows: \$0-\$20,000.00; \$20,000.01-and up. Rates and Annual Percentage Yields offered within two or more consecutive tiers may be the same. When this is the case, this screen will show those multiple tiers as a single tier. Each tier shown reflects the current minimum balance required to obtain the applicable Annual Percentage Yield.

Penalty may be imposed for early withdrawal. Fees may reduce earning on the account.

Member FDIC

For current rate information call (903)989-2235.





TO: Mayor and Councilmembers

FROM: City Manager Ben White

DATE: April 24, 2012

SUBJECT: Consider, discuss and act upon giving the City Manager authority to execute all documents regarding a donation of property from Cassidy Rohde and Adrian Rohde, otherwise known as Block 6, Lot 16, 17C and 17D in the Neathery Marble (CFC) Addition containing 0.2343 acres

Information is attached showing where Cassidy Rohde requested to donate the property to the City of Farmersville along with Appraisal District information and a map pointing to the property's location.

ACTION: Consider, approve or disapprove authorizing the City Manager to execute all documents related to the donation of property.

Edie Sims

From: Cassidy Rohde [crohde@docunav.com]
Sent: Wednesday, November 30, 2011 9:37 AM
To: Edie Sims
Subject: RE: donation

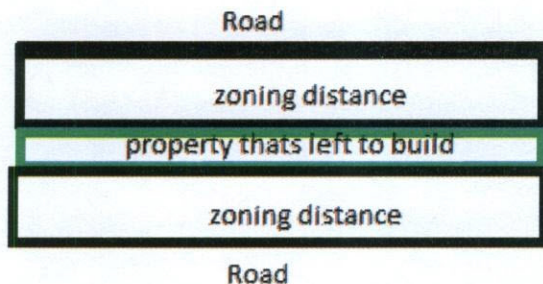
Thank you Edie!

NEATHERY MARBLE (CFC), BLK 6, LOT 16 17C & 17D, 0.2343 ACRES

I tried donating it to the church that it backs up on but the paperwork was extensive. They don't accept property donations valued less than 10K which this is only valued at 15K. The gentlemen I spoke with said it still is not guaranteed. I own the land with my sister and we never plan to use it. We do not want to continue paying the taxes or go through the hassle of trying to sell the land when we feel is not worth the value. It was part of a larger piece which Tx Dot purchased to widen 380. During the purchase we tried to convince them to take the whole lot but they were only allowed to take what was needed.

If you take a look at it and you don't want it either can you please tell me the zoning laws for the city. I ask this because some parts the property get narrow. There is usually a zoning regulation that states nothing can be built in areas that are within x amount of distance from a road. From what I have been told this might be the case in some areas. I have spoken with the Collin County Appraisal district and his suggestion was to contact the City of Farmersville. Two things can happen either the city accepts my donation or based upon the zoning regulations he will go back and reappraise the value of the land to lower my taxes. Hopefully substantially. We do not owe anything on the land other than our upcoming taxes. The property was awarded to us in our parents' divorce. Please let me know what you think.

In this drawing I am trying to create a picture of what Tx Dot explained might be the case with a portion of the property that was left after the sale.



Thank you,
Cassidy Rohde

From: Edie Sims [mailto:e.sims@ci.farmersville.tx.us]
Sent: Tuesday, November 29, 2011 8:52 PM
To: Cassidy Rohde
Subject: Re: donation

Hello Ms. Rohde,

I will be glad to assist you. Where is the property located of which you speak?

Thank you for your generosity.
Edie Sims
City Secretary

On Nov 29, 2011 11:12 AM, "Cassidy Rohde" <crohde@docunav.com> wrote:

Good Morning,

I am interested in donating some land to the City of Farmersville. Would you be the man to speak with?

Kind Regards,

Cassidy Rohde

COLLIN CAD Property Details

Prop ID: 2668410 / Geo ID: R-1062-006-0160-1

CURRENT PROPERTY INFORMATION

Owner's Name and Mailing Address	ROHDE CASSIDY RAYLE & ROHDE ADRIAN LUISA PO BOX 215 TRENTON, TX 75490-0215		
Location	W AUDIE MURPHY PKWY FARMERSVILLE, TX 75442		
Legal Description	NEATHERY MARBLE (CFC), BLK 6, LOT 16 17C & 17D, 0.2343 ACRES		
Agent			
Exemptions	Code	Description	
Taxing Entities	Code	Name	2011 Tax Rate
	CFC	FARMERSVILLE CITY	0.642901000
	GCN	COLLIN COUNTY	0.240000000
	JCN	COLLIN CO COMMUNITY COLLEGE	0.086300000
	SFC	FARMERSVILLE ISD	1.340000000

Data above as of 2012-04-16.

Data below 2011 certified, as of 2012-03-12.

MAPS and FORMS

[Plat Map Image \(TIFF format\)](#)

[New! Plat Map \(PDF format\)](#)

[GIS Digital Map](#)

[Homestead, Over 65, or Disabled Person Exemption Application](#)

[Agricultural \(1D1\) Application](#)

[New! 2011 Notice of Appraised Value](#)

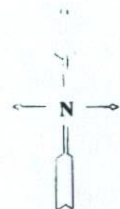
2011 CERTIFIED VALUE INFORMATION

Improvement Homesite	\$0
Improvement Non-Homesite	\$0
Total Improvement Market Value	\$0
Land Homesite	\$0
Land Non-Homesite	\$15,309
Land Agricultural Market Value	\$0
Total Land Market Value	\$15,309
Total Market Value	\$15,309
Agricultural Productivity Loss	\$0
Total Appraised Value	\$15,309
Homestead Cap Loss	\$0
Total Assessed Value	\$15,309

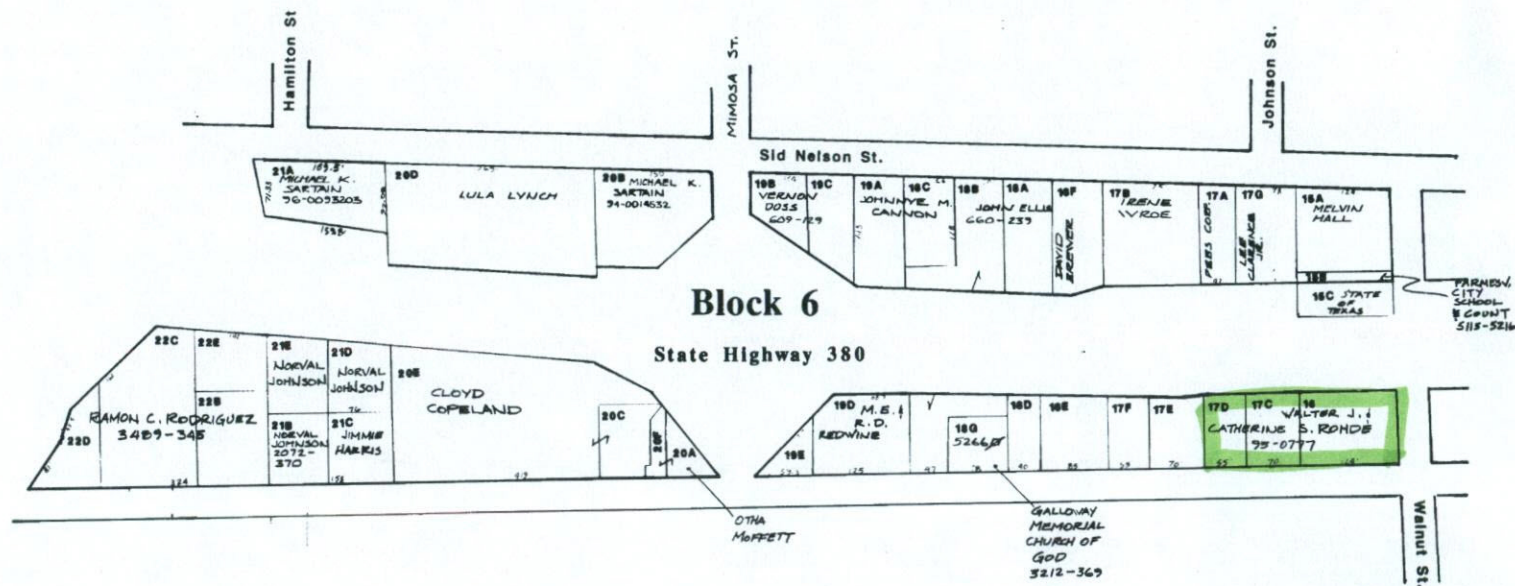
2011 CERTIFIED EXEMPTION INFORMATION

Exemption Code	Exemption Description
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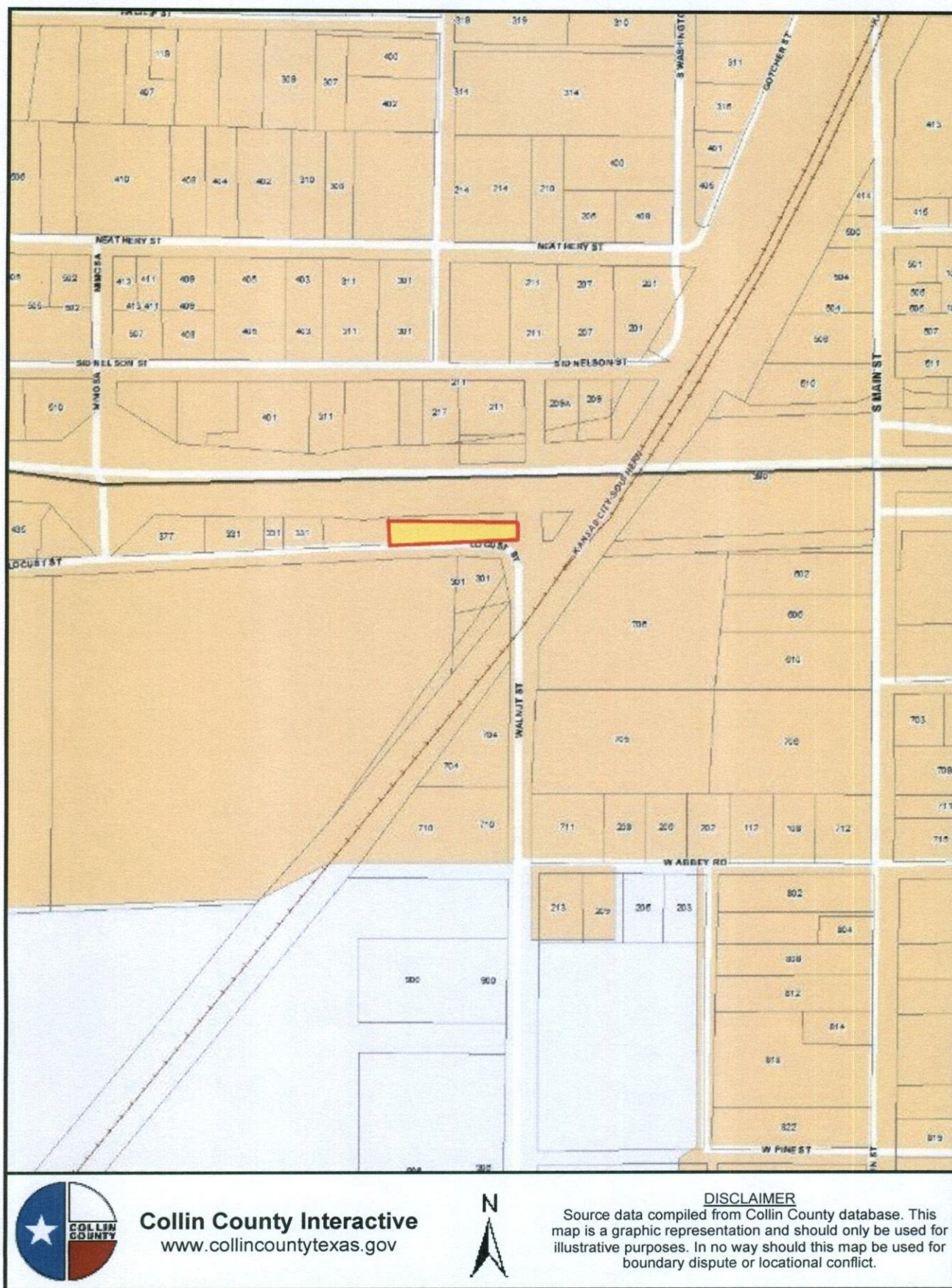
Neathery & Marble Addition Of Farmersville



Scale 1"=100 feet



ACCT* 1062





TO: Mayor and Councilmembers

FROM: City Manager Ben White

DATE: April 24, 2012

SUBJECT: Consider, discuss and act upon Interlocal Agreements with the Farmersville Historical Society and the Farmersville Boy Scouts to continue paying utilities for these non-profit organizations

A signed agreement by the Farmersville Historical Society is attached agreeing to the Agreement as presented.

The Boy Scouts have the Agreement and have submitted it to their organization for final signature, but have agreed to the Agreement as presented.

ACTION: Council to discuss, approve or disapprove the Interlocal Agreements as presented.

(III – D)

**AGREEMENT BY AND BETWEEN
THE FARMERSVILLE HISTORICAL SOCIETY
AND THE CITY OF FARMERSVILLE – (BAIN-HONAKER HOUSE)**

This Agreement ("Agreement") is entered into by and between the CITY OF FARMERSVILLE, TEXAS ("City") and the FARMERSVILLE HISTORICAL SOCIETY ("Society") acting by and through their respective duly authorized representatives.

WITNESSETH:

WHEREAS, the Society is dedicated to the preservation and restoration of the historic Bain-Honaker House built in 1865 on College Street in Farmersville, Texas; and

WHEREAS, the Society participates in local Historic Marker Programs including area cemetery markers, city markers, and assists local property owners with historic marker applications seeking to preserve historic properties in the Farmersville area; and

WHEREAS, the Society provides a variety of programs for the public benefit including, but not limited to, exhibits, publications, lectures, oral history interviews, and educational programs; and

WHEREAS, the Society owns the Bain-Honaker House and supports major City-wide events including Old Time Saturday, the Christmas Tour of Homes and Audie Murphy Day by opening the Bain-Honaker House during such events for public tours; and

WHEREAS, the City Council of the City of Farmersville, Texas, finds that the Society provides a valuable public service and benefit to the citizens of the City of Farmersville, Texas; and

WHEREAS, the City Council of the City of Farmersville, Texas, further finds that supporting the work and efforts of the Society is in the best interest of the citizens of the City of Farmersville, Texas and serves a vital public purpose;

WHEREAS, the Society desires to have water and electricity provided to the Bain-Honaker House so it may continue to be opened to the public for tours during City-wide events, and the Society can continue to provide the community services it currently provides to the citizens of the City of Farmersville, Texas; and

WHEREAS, the City desires to provide continued access to the Bain-Honaker House for the enjoyment of the public during City-wide events and to support the historic preservation efforts of the Society to the citizens of the City of Farmersville, Texas.

NOW, THEREFORE, in consideration of the promises, covenants and agreements contained herein, the parties hereto mutually agree as follows:

Section 1. The foregoing recitals are hereby incorporated into the body of this Agreement and shall be considered part of the mutual covenants, consideration and promises that bind the parties.

Section 2. Society hereby agrees to allow residents of the City, and their guests, to visit the Bain-Honaker House during, and in conjunction with, major City-wide events such as Old Time Saturday, the Christmas Tour of Homes and Audie Murphy Day and on such other times and occasions throughout the year when tours of the Bain-Honaker House may be available through the Society.

Section 3. City hereby agrees to provide electrical and water service to the meter on the property occupied by the Bain-Honaker House and to bear the cost of providing such electrical and water service.

Section 4. Society shall remain responsible for the maintenance and upkeep of the Bain-Honaker House specifically including, but not necessarily limited to, the electrical system as well as the water and sanitary sewer systems serving the Bain-Honaker House together with winterizing the structure and repairing any and all leaks and other maintenance issues that may arise.

Section 5. The laws of the State of Texas shall govern the interpretation, validity, performance and enforcement of this agreement. The parties agree that this agreement is performable in Collin County, Texas and that exclusive venue shall lie in Collin County, Texas.

Section 6. The provisions of this agreement are severable. If any paragraph, section, subdivision, sentence, clause, or phrase of this agreement is for any reason held by a court of competent jurisdiction to be contrary to law or contrary to any rule or regulation having the force and effect of the law, the remaining portions of the agreement shall be enforced as if the invalid provision had never been included.

Section 7. This agreement embodies the entire agreement between the parties and may only be modified in writing executed by both parties.

Section 8. This agreement shall be binding upon the parties hereto, their successors, heirs, personal representatives and assigns. Neither party will assign or transfer an interest in this agreement without the written consent of the other party.

Section 9. It is expressly understood and agreed that, in the execution of this agreement, the City does not waive, nor shall it be deemed hereby to have waived any immunity or defense that would otherwise be available to it against claims arising in the exercise of governmental powers and functions. By entering into this agreement, the parties do not create any obligations, express or implied other than those set forth herein, and this agreement shall not create any rights in parties not signatories hereto.

Section 10. This agreement shall be effective for a period of one year from the date of execution by both parties. This agreement shall thereafter automatically renew from year to year for an additional one-year term without the necessity of any action by the parties, unless terminated in accordance with this Agreement.

Section 11. This agreement may be terminated by any party hereto upon thirty (30) days written notice to the other party.

Section 12. Each person signing this Agreement hereby confirms that he or she is duly authorized to execute this Agreement on behalf of that party.

ATTEST:

By: Betsy Pitree
Name: _____
Title: President
Date: 4/12/12

**FARMERSVILLE HISTORICAL
SOCIETY**

By: Marty Shelton
Name: _____
Title: Secretary
Date: 4/12/12

ATTEST:

By: _____
Name: Edie Sims, City Secretary
Date: _____

CITY OF FARMERSVILLE

By: _____
Joseph E. Helmberger, P.E.
Mayor
Date: _____

**AGREEMENT BY AND BETWEEN
FARMERSVILLE BOY SCOUT TROOP NO. _____
AND THE CITY OF FARMERSVILLE – (SCOUT HOUSE)**

This Agreement ("Agreement") is entered into by and between the CITY OF FARMERSVILLE, TEXAS ("City") and the FARMERSVILLE BOY SCOUT TROOP NO. _____ ("Scouts") acting by and through their respective duly authorized representatives.

WITNESSETH:

WHEREAS, the Scouts are affiliated with the Boy Scouts of America ("BSA"); and

WHEREAS, the City recognizes that the Scouts are a vital part of Farmersville as their requirements offer and teach the skills and values they will obtain through their years in scouting to help shape their growth and development as young men, and Scouts display an extraordinary commitment to promoting personal excellence, respect for outdoor life and nature, and responsible citizenship; and

WHEREAS, the Scouts support major City-wide events including Old Time Saturday, the Christmas Parade and Audie Murphy Day by participating in such events and performing civic services in support of the community; and

WHEREAS, the City Council of the City of Farmersville, Texas, finds that the Scouts provide a valuable public service and benefit to the citizens of the City of Farmersville, Texas; and

WHEREAS, the City Council of the City of Farmersville, Texas, further finds that supporting the work and efforts of the Scouts is in the best interest of the citizens of the City of Farmersville, Texas and serves a vital public purpose;

WHEREAS, the Scouts desire to have water and electricity provided to the Scout House, located at 303 Orange Street, a privately owned property, so the BSA may continue to serve the youth of the City of Farmersville and continue to provide the community services being provided to the citizens of the City of Farmersville; and

WHEREAS, the City desires to support the efforts of the Scouts and the benefits that scouting provides to the citizens of the City of Farmersville, Texas.

NOW, THEREFORE, in consideration of the promises, covenants and agreements contained herein, the parties hereto mutually agree as follows:

Section 1. The foregoing recitals are hereby incorporated into the body of this Agreement and shall be considered part of the mutual covenants, consideration and promises that bind the parties.

Section 2. Scouts hereby agree to allow residents of the City, and their guests, use of the Scout House when scouting sessions are available after proper training by the BSA has been accomplished.

Section 3. City hereby agrees to provide electrical and water service to the meter on the property occupied by the Scout House at 303 Orange Street, Farmersville, Texas and to bear the cost of providing such electrical and water service.

Section 4. Scouts shall remain responsible for the maintenance and upkeep of the Scout House specifically including, but not necessarily limited to, the electrical system as well as the water and sanitary sewer systems serving the Scout House together with winterizing the building and repairing any and all leaks and other maintenance issues.

Section 5. The laws of the State of Texas shall govern the interpretation, validity, performance and enforcement of this agreement. The parties agree that this agreement is performable in Collin County, Texas and that exclusive venue shall lie in Collin County, Texas.

Section 6. The provisions of this agreement are severable. If any paragraph, section, subdivision, sentence, clause, or phrase of this agreement is for any reason held by a court of competent jurisdiction to be contrary to law or contrary to any rule or regulation having the force and effect of the law, the remaining portions of the agreement shall be enforced as if the invalid provision had never been included.

Section 7. This agreement embodies the entire agreement between the parties and may only be modified in writing executed by both parties.

Section 8. This agreement shall be binding upon the parties hereto, their successors, heirs, personal representatives and assigns. Neither party will assign or transfer an interest in this agreement without the written consent of the other party.

Section 9. It is expressly understood and agreed that, in the execution of this agreement, the City does not waive, nor shall it be deemed hereby to have waived any immunity or defense that would otherwise be available to it against claims arising in the exercise of governmental powers and functions. By entering into this agreement, the parties do not create any obligations, express or implied other than those set forth herein, and this agreement shall not create any rights in parties not signatories hereto.

Section 10. This agreement shall be effective for a period of one year from the date of execution by both parties. This agreement shall thereafter automatically renew from year to year without the necessity of any action by the parties, unless terminated in accordance with this Agreement.

Section 11. This agreement may be terminated by any party hereto upon thirty (30) days written notice to the other party.

Section 12. Each person signing this Agreement hereby confirms that he or she is duly authorized to execute this Agreement on behalf of that party.

ATTEST:

**FARMERSVILLE BOY SCOUT TROOP
NO. _____**

By: _____
Farmersville Boy Scouts Secretary

By: _____
President

Date: _____

Date: _____

ATTEST:

CITY OF FARMERSVILLE

By: _____
Name: Edie Sims, City Secretary

By: _____
Joseph E. Helmberger, P.E.,
Mayor

Date: _____

Date: _____



TO: Mayor and Councilmembers

FROM: City Manager Ben White

DATE: April 24, 2012

SUBJECT: Receive information regarding the upcoming open positions on the Boards and Commissions

Board positions due for Reappointment/Replacement is attached. The Board reappointment/replacements will be brought to the Council for action on May 8th.

ACTION: Council to take action as deemed necessary. Promotion of volunteers to serve on these boards/commissions is greatly encouraged.

(III - E)

Name	Board/Commission	1st or 2nd Term	End Date	
Robbie Tedford	4A	1st	May-12	need application to reappoint
Eddy Daniel	4A	2nd	May-12	must have replacement
Bill Daniel	4B	2nd	May-12	must have replacement
Loydell Seward	4B	2nd	May-12	must have replacement
Charlie Whitaker	4B	1st	May-12	need application to reappoint
Bill Nerwich	Building & Property Standards; Capital Improvement; Planning & Zoning	1st	May-12	HAVE application for reappointment
Jim Dawkins	Library/Civic Center	1st	May-12	need application to reappoint
Alicia Wisdom	Library/Civic Center	2nd	May-12	must have replacement
Marianne Politz	Parks & Recreation	1st	May-12	HAVE application for reappointment
Mark Vincent	Parks & Recreation	1st	May-12	HAVE application for reappointment

.....

Received Applications:

<u>Name</u>	<u>Requested Board</u>
Marty Shelton	Parks & Recreation
Kevin Meguire	4A
Jeanna Towns	1. Parks & Rec 2. Senior Citizens 3. Library/Civic Center 4. 4B 5. Main Street 6. 4A 7. Building & Property 8. P&Z

	Must Have Replacement
	Need application for reappoint
	Have application and ready for reappointment



TO: Mayor and Councilmembers

FROM: City Manager Ben White

DATE: April 24, 2012

SUBJECT: Update on the Comprehensive Plan

ACTION: Council to discuss and take action as deemed necessary

(III - F)

Comprehensive Plan Update

1. Comprehensive Plan contract executed between City of Farmersville and DBI
2. Comprehensive Plan subcontract executed between DBI and Kimley-Horn
3. Kick-Off meeting scheduled
 - a. Wednesday, 9 May 2012, 9:00 am to 12:00 pm
 - b. Attendees
 - i. City of Farmersville
 1. Ben White
 2. Joe Helmberger
 3. Other council members are welcome to attend
 - ii. DBI: Eddy Daniel
 - iii. Kimley-Horn: Janet Tharp
 - c. Project overview and schedule
 - d. Identify groups to meet with for initial interviews/issue identification/schedule as possible
 - e. Work session to identify issues (we will have aerial maps to mark up)
 - f. Collect plans and data
 - g. Group tour of city



TO: Mayor and Councilmembers

FROM: City Manager Ben White

DATE: April 24, 2012

SUBJECT: Consider, discuss and act upon Resolution # R-2012-0424-001 approving a request to the Texas Comptroller of Public Accounts to approve the City of Farmersville's participation in the Texas Comptroller of Public Accounts Cooperative Purchasing Program

Resolution # R-2012-0424-001 is attached with information regarding the State of Texas CO-OP Program

ACTION: Approve or disapprove Resolution # R-2012-0424-001

(III - G)



RESOLUTION

State of Texas

County of Collin

Whereas, the Texas Comptroller of Public Accounts is authorized to provide purchasing services for local governments pursuant to §§ 271.082 and 271.083 of the Local Government Code;

and WHEREAS, the City Council
(e.g., Commissioner's Court, City Council, School Board, Board of Directors)

of City of Farmersville is a: (Check one of the following.)
(Name of Qualified Entity)

- | | |
|--|---|
| <input type="radio"/> County | <input type="radio"/> Independent School District |
| <input checked="" type="radio"/> Municipality | <input type="radio"/> Junior College District |
| <input type="radio"/> Political Subdivision (Special Districts, Other) | <input type="radio"/> Mental Health and Mental Retardation Community Center |
| <input type="radio"/> Assistance Organization | <input type="radio"/> Texas Rising Star Provider
(certified by the Texas Workforce Commission) |

defined as an entity qualified to participate in the Cooperative Purchasing Program of the Texas Comptroller of Public Accounts pursuant to § 271.081 of the Local Government Code; and

WHEREAS, in accordance with the requirements of 34 TAC §20.85 administrative rules, the Agent(s) of Record,

(Name of Person) (Title)

(and _____)
(Name of Person) (Title) is/are authorized to execute

any and all documentation for _____ pertaining to its participation in the Texas Comptroller of Public Accounts Cooperative Purchasing Program; and

WHEREAS, City of Farmersville
(Entity Name) acknowledges its obligation to pay participation fees established

by the Texas Comptroller of Public Accounts.

NOW, THEREFORE BE IT RESOLVED, that request be made to the Texas Comptroller of Public Accounts to approve City of Farmersville
(Entity Name) for participation in the Texas Comptroller of Public Accounts Cooperative Purchasing Program.

Adopted this _____ day of _____, _____ by _____
(Entity Name)

By: _____
(Signature of Chair)

(Printed Name)

(Title of Chair)

(Signature of Agent of Record)

(Name/Title of Agent of Record)

(Signature of Agent of Record)

(Name/Title of Agent of Record)



State of Texas CO-OP Program

Documents required for proof of eligibility

Submit all documentation required as proof of eligibility at the time you apply for membership in the State of Texas CO-OP. All documentation must be on file at the State of Texas CO-OP BEFORE a determination of eligibility can be made.

Local Governments

County, Independent School District, Municipality, Jr. College District, Volunteer Fire Department

Documents required:

- ✓ Board approved resolution

MHMR Community Centers

Documents required:

- ✓ Board approved resolution

Special Districts or Other Legally Constituted Political Subdivisions of the State

Documents required:

- ✓ Board approved resolution
- ✓ Documentation evidencing creation of entity including statutory citation.
This can be in the form of:
 - a. Legislation in which the entity was created by name
 - b. A resolution passed by a city or a county stating that there is a need for the entity to exist and actually creating the entity

Assistance Organizations

Non-profit organizations that receive state funds and provide educational, health, or human services or provide assistance to homeless individuals

Documents required:

- ✓ Board approved resolution
- ✓ Articles of Incorporation and Certificate of Incorporation. A letter from the Secretary of State with the entity's charter number evidencing that the entity filed for incorporation will be accepted in lieu of a Certificate of Incorporation. **The State of Texas CO-OP cannot accept by-laws in lieu of Articles of Incorporation**
- ✓ Current contract or grant from a State agency to prove State funding. This document must show beginning and end dates for the current State of Texas Fiscal Year, and these dates must be valid at the time the application is reviewed.

Texas Rising Star Providers

Childcare providers certified as Texas Rising Star Providers by Texas Workforce Commission

Documents required:

- ✓ Board Approved Resolution



State of Texas CO-OP Program

What is the State of Texas CO-OP Program?

Created by legislation in 1979, the Texas Comptroller of Public Accounts (CPA) State of Texas CO-OP Program offers members a unique opportunity to make the most of their purchasing dollars and efforts by using the State of Texas volume buying power.

Who can join?

- Local governments
- MHMR community centers
- Assistance organizations
- Texas Rising Star Providers (certified by the Texas Workforce Commission)

Sections 271.081-271.083, Local Government Code, and Sections 2155.202 and 2175.001(1), Government Code, provide the legal authority for the CO-OP Program:

Why should you join the State of Texas CO-OP?

- **Get Best Value for Your Purchases** – Our purchasers competitively bid and award hundreds of contracts in accordance with state purchasing statutes and competitive bidding requirements. You reap the savings for your organization and ultimately for the citizens of Texas.
- **Save Valuable Time and Effort** – No bidding, just order from hundreds of established state contracts.
- **Search Thousands of Vendors** – Looking for something not on one of our negotiated contracts? Use our Centralized Master Bidder's List to identify vendors from our database of over 12,000 companies (including HUB). <http://www2.CPA.state.tx.us/cmb/cmbhub.html>
- **Post Bid and Award Notices on the Electronic State Business Daily** – As a CO-OP member, set up FREE password access to the Electronic State Business Daily (ESBD) where you can post your entity's solicitations to increase vendor participation and provide public notice of awards. <http://esbd.CPA.state.tx.us/>
- **Save Money on Travel** – Qualified CO-OP members may use the State Travel Management Program for discounted rates on rental cars and over 1,000 hotels.

If you have any questions or need more information about our program please feel free to e-mail coop@cpa.state.tx.us or call (512) 463-3368.