

**FARMERSVILLE CITY COUNCIL
REGULAR SESSION AGENDA
June 12, 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.
- Announcements relating to items of public interest: Announcements regarding local or regional civic and charitable events, staff recognition, commendation of citizens, traffic issues, upcoming meetings, awards, acknowledgement of meeting attendees, birthdays, and condolences.
 - » **Council training on Open Meetings, expectations of Council and Budget Training will be held on June 16, 2012 (expect all day training)**
 - » **Comprehensive Plan Meeting Dates are June 11, June 14 and June 18. Meetings will be held at 6:00pm in the Council Chambers at City Hall. Please RSVP with Edie.**
 - » **Audie Murphy Day is June 23rd. Events include Fly Over, Parade and Veteran's Program**
 - » **Budget Workshop will be held at the next scheduled Council Meeting on June 26th**
 - » **"Sparks of Freedom" fireworks display will be on July 4th sponsored by the Farmersville Fire Department**

II. CONSENT AGENDA

Items in the Consent Agenda consist of non-controversial or "housekeeping" items required by law. Council members may request prior to a motion and vote on the Consent Agenda that one or more Items be withdrawn from the Consent Agenda and considered individually. Following approval of the Consent Agenda, excepting the items requested to be removed, the City Council will consider and act on each item so withdrawn individually.

- A. City Council Minutes
- B. City Financial Reports
- C. Police Department Report
- D. Code Enforcement/Animal Control Report
- E. School Resource Officer Report
- F. Fire Department Report

- G. Municipal Court Report
- H. Public Works and Customer Service Report
- I. Library Report
- J. City Manager's Report

III. INFORMATIONAL ITEMS

These Informational Items are intended solely to keep the City Council apprised of the actions and efforts of the various boards and commissions serving the City of Farmersville. Council members may deliberate and/or request further information or clarification regarding any one or more of the items contained in this provision. City Council approval of, or action on, these items is not required or requested.

- A. Update regarding status of grants applied for and/or received by the City
- B. FEDC (4A) Financial Report
- C. FCDC (4B) Financial Report
- D. Planning & Zoning Minutes
- E. FCDC (4B) Meeting Minutes
- F. FEDC (4A) Meeting Minutes
- G. Parks Board Minutes
- H. Main Street Board Minutes
- I. Main Street Report
- J. Building & Property Standards Minutes
- K. TIRZ Minutes

IV. READING OF ORDINANCES

- A. Second Reading – Consider, discuss and act upon Ordinance # O-2012-0612-001 to amend the Master Fee Schedule regarding changes to Commercial Recycling Fees; Civic Center deposit and rental fees; and Miscellaneous Fees for copies and faxes
- B. Second Reading – Consider, discuss and act upon Ordinance # O-2012-0612-002 amending the Exhibits regarding the Tax Increment Reinvestment Zone
- C. First Reading – Consider, discuss and act upon Ordinance # O-2012-0626-001 regarding the amendment to the Landscaping and Irrigation Regulations and adopting enforcement for the Water Management Plan
- D. First Reading – Consider, discuss and act upon Ordinance # O-2012-0626-002 regarding rescinding and repealing Ordinance # O-2011-0125-001 regarding the duties and office of the Municipal Court Judge

- E. First Reading – Consider, discuss and act upon Ordinance # O-2012-0626-003 regarding the removal of stop signs on Farmersville Parkway at Hamilton Street and Johnson Street
- F. First Reading – Consider, discuss and act upon Ordinance # O-2012-0626-004 regarding rescinding and repealing Ordinance # 2009-29 regarding the Credit Card Processing Fee

V. REGULAR AGENDA

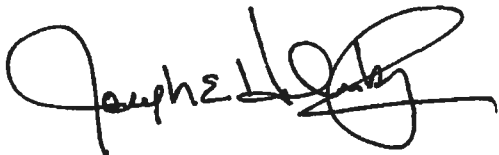
- A. Consider, discuss and act upon Resolution # R-2012-0612-001 regarding Municipal Judge appointment
- B. Consider, discuss and act upon authorizing the City Manager to implement Stage 2 of the Water Management Plan
- C. Consider, discuss and act upon authorizing the City Manager to expend \$9,000 from the Electrical Fund for determining the requirements and estimated costs concerning the electric system and to consider a surcharge to support the electrical system improvements and maintenance
- D. Consider, discuss and act upon bids for the construction of the Chaparral Trail and authorizing the City Manager to negotiate a contract with bidder
- E. Consider, discuss and act upon the implementation of the next water and sewer rate increase per the rate increase schedule according to the Rate Study as adopted by Ordinance # O-2011-0426-002
- F. Consider, discuss and act upon commercial recycling rates
- G. Interconnect contracts update
- H. Comprehensive Plan update
- I. Consider, discuss and act upon a reappointment to the 4B Community Development Corporation Board

VI. REQUEST FOR CONSIDERATION OF PLACING ITEMS ON FUTURE AGENDAS

VII. ADJOURNMENT

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

Dated this the 8th day of June, 2012.

A handwritten signature in black ink, appearing to read "Joseph E. Helmberger". The signature is stylized with a large, looping initial "J" and a long, sweeping underline.

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 June 8, 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: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: CONSENT AGENDA - City Council Minutes

Electronic minutes are found at the following link:

http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.jsp

(II - A)

FARMERSVILLE CITY COUNCIL
MEETING MINUTES
May 8, 2012

The Farmersville City Council met in a regularly called session on May 8, 2012 at 6:00pm in the Council Chambers at City Hall with the following members present: Pansy Hundley, Paul Kelly and Jim Foy. Russell Chandler was not present. Staff members present were City Manager Ben White, Police Chief Mike Sullivan, City Attorney Alan Lathrom, Fire Chief Kim Morris, Finance Director Daphne Hamlin, and City Secretary Edie Sims.

Item I) CALL MEETING TO ORDER, ROLL CALL

Mayor Helmberger called the meeting to order. Edie Sims called the roll and announced a quorum was present. Mayor Pro Tem Kelly welcomed all guests and visitors.

Mayor Helmberger announced the Annual Fire Department Fish Fry on May 19th at the Farmersville Cafetorium at the High School.

Edie Sims informed the audience of the Election dates including Saturday May 12th being the City's Election Day from 7am -7pm. Primary election early voting will begin May 14th in the Council Chambers. Primary Election Day will be at the First Baptist Church Warehouse on Farmersville Parkway.

Paul Kelly informed everyone that his last uncle on his Father's side passed away.

Item II) CONSENT AGENDA

Jim Foy requested Item H – Public Works and Customer Service Report be pulled for discussion. Paul Kelly motioned to approve the Consent Agenda with exception of Item H. Jim Foy seconded the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes and Jim Foy yes. Motion passed with full Council approval.

Item H – Under the Street Systems, Mr. Foy questioned if a schedule is in place for the striping of the parking areas downtown. City Manager Ben White indicated that the striping project would be hand-in-hand with the bond issue. Mr. White stated he will attain costs of the project to either fund through the bond or to plan for the future budget. Currently there are no funds in the Street Maintenance Fund for striping.

Mr. Foy requested a water usage comparison chart from last year to see if we are meeting the water conservation needs.

Mr. Foy asked when the EMS portion of the Public Safety Building would be complete and ready to resume their living requirements. Mr. White indicated that cabinets are 1 week away from being received and installed. A new dishwasher, vent-a-hood and a self-cleaning range has been installed. The completion of their project should be very soon.

Billy Long motioned to approve Item H with Paul Kelly seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes and Jim Foy yes. Motion passed with full Council approval

Item III) INFORMATIONAL ITEMS

Paul Kelly announced the Planning and Zoning Commission chose to stay on their original decision regarding the living quarters on the first floor in the CA District which allowed residential living on the first floor and removing the owner/occupant restriction.

All other Informational Items were presented to the Council. Council did not request further information or clarification regarding Informational Items.

Item IV – A) READING OF ORDINANCES – SECOND READING: CONSIDER, DISCUSS AND ACT UPON ORDINANCE # O-2012-0508-001 REGARDING THE ADOPTION OF THE WATER MANAGEMENT PLAN

First reading of Ordinance # O-2012-0508-001 was passed on April 24, 2012. Mayor Helmberger declared a job well done by City Manager Ben White on this project. All the revisions requested have been interjected into the Plan. Paul Kelly motioned to approve the second reading of Ordinance # O-2012-0508-001 with Jim Foy seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes and Jim Foy yes. Motion passed with full Council approval.

Item V – A) CONSIDER, DISCUSS AND ACT UPON RESOLUTION # R-2012-0508-001 DENYING ATMOS ENERGY CORP., MID-TEX DIVISIONS'S REQUESTED RATE CHANGE

Jeanette Moser, representative for Atmos Energy, came before the Council expressing the need to deny the requested rate change by Atmos through the Atmos Cities Steering Committee's recommendation. The rate file case was originally filed January 31, 2012 and was suspended until June 4, 2012 to allow negotiations between the cities and Atmos. Negotiations have not been successful and another rate request denial is being requested to allow another 90 days for negotiations. Jim Foy motioned to approve Resolution # R-2012-0508-001 with Billy Long seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes and Jim Foy yes. Motion passed with full Council approval.

Item V – B) CONSIDER, DISCUSS AND ACT UPON CHANGES TO THE CIVIC CENTER FEES

City Manager Ben White presented the Council with a recommendation from the Library/Civic Center Board who recommends increasing the deposit and rental fees for the Civic Center usage. Pansy Hundley expressed great aversion to increasing the fees. Ms. Hundley also was very displeased with the need for cleaning services. According to the detailed expenditures, the City has lost \$2,803.66 for the continued upkeep of the Civic Center. Those expenses included cleaning and utility costs. Mayor Helmberger stated he would like to keep the Civic Center as a facility used by civic organizations which promote Farmersville, yet the decision whether the facility's use is a party barn or civic use is the question. Mayor Helmberger stated he feels the Civic Center projects our image and we should be extremely proud of our facilities. Mr. White stated a party facility located off Highway 380 charges around \$700 rental which could be used as a data point. Mr. White also indicated that the current expenses are not being met with the deposits and rental fees. Most of the rentals are not citizens of Farmersville that utilize the facility. Ms. Hundley stated maybe we should not rent to those who are consistent problems. Ms. Hundley stated the originating use of the facility was for the public and was not meant to be a money making venture. Billy Long interjected that the facility does need to pay for itself and not have the taxpayers pay for subsidizing this facility. Jim Foy stated he thought the operation costs of the facility are reasonable. Someone must pay for the facility, either the end users or taxpayers. Mr. White suggested a monitoring time to see if the new charges meet or exceed the cost of operation. Another change recommended by the Library/Civic Center Board was to charge the civic group if cleaning is required after their use. Their rent will still be at no cost, but they will be held responsible for cleanup after their use of the facility.

Jim Foy motioned to approve the rates as recommended and adopt the additional rules by City Staff with Billy Long seconding the motion. A poll of the Council was taken as follows:

Pansy Hundley no, Paul Kelly yes, Billy Long yes and Jim Foy yes. Motion passed with the vote 3 to 1 approval.

Item V – C) CONSIDER AND DISCUSS CITYWIDE NOISE LIMITS. DIRECT CITY STAFF REGARDING POSSIBLE ACTIONS

Police Chief Mike Sullivan came before the Council and informed them of an ordinance that only addresses vehicular noise but not in regard to use at the Onion Shed other events where live music is conducted. Mayor Helmberger stated he understands the concern; however we must be careful as to not prohibit activities such as the Concert in the Park series where live music is amplified. Chief Sullivan stated he will research and work with City Staff to have an ordinance presented to assist with this issue. Mayor and Council concurred for Chief Sullivan to proceed.

Item V – D) CONSIDER, DISCUSS AND ACT UPON ITEMS RELATED TO THE ELECTRICAL SYSTEM DESIGN AND MAINTENANCE

City Manager Ben White stated he has been in contact with McCord Engineering to assist with information about our electrical system. This engineering firm will provide answers as to the cost of keeping our system and operating it thru the City versus hiring a company such as Sharyland. What type of equipment must be purchased, the increase of manpower for linemen, utility clerks, et cetera will be researched. The research is significant at this time to give the Council an understanding of the magnitude of our electrical utility. Mayor Helmberger stated it is imperative to treat the electrical system as a utility and a revenue generator. Mr. White indicated it provides significant revenue to the City, well above our other utilities. Future information will be provided to the Council.

Item V – E) CONSIDER, DISCUSS AND ACT UPON THE REMOVAL OF STOP SIGNS ON FARMERSVILLE PARKWAY

City Manager Ben White stated he had a discussion with First Baptist Church's pastor, Bart Barber, who encouraged the City to keep the stop sign located at Washington and Farmersville Parkway due to the heavy foot traffic utilized by the Church. Mr. White stated the other two stop signs also have dips at the sign areas which will help keep the speeds lower, yet will not impede the Thoroughfare Plan. Jim Foy stated it made sense to remove the stop signs at Hamilton and Johnson Street intersections allowing thru traffic on Farmersville Parkway. Paul Kelly stated he is for keeping two stop signs at Hamilton due to the Splash Pad and park area and the second at Washington. Mr. Kelly is not opposed to removing the stop signs on Johnson Street. Mayor Helmberger also recalled the Council to the median and sidewalks that are available to pedestrian traffic along Farmersville Parkway.

Jim Foy motioned to eliminate the stop signs on Farmersville Parkway at Hamilton and Johnson Streets. Billy Long seconded the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly no, Billy Long yes and Jim Foy yes. Motion passed with the vote 3 to 1 approval. For clarity, the signs will be removed on Farmersville Parkway only, the intersecting streets will still stop to thru traffic on Farmersville Parkway.

Item V – F) CONSIDER, APPROVE AND ACT UPON RESOLUTION # R-2012-0508-002 REGARDING PROPOSED CHANGES TO THE SEAWAY PIPELINE THAT RUNS THROUGH FARMERSVILLE

Jim Foy introduced Resolution # R-2012-0508-002 as a mechanism for the City to ensure safety for the citizens of Farmersville regarding the type of materials being transported through a pipe which travels behind Mike Goldstein's property on Wilcoxson Street, crosses

County Road 611, is adjacent to Crossroad Terrace Apartments and travels by Shady Oaks Apartments, goes under Highway 380 and runs adjacent to the City's sewer plant. The pipe was installed 36 years ago as a natural gas pipe. Companies are wanted to convert the pipe into a transporting pipe which reverses the flow from Oklahoma to the coast. The concern is the increased amount of pressure from 200-400 psi increasing up to 1200 psi. The chemicals proposed to be transported is corrosive, acidic and hot with temperatures of 150-165 degrees. This material is very heavy and sinks and hardens. It is not like oil that floats, thereby making a cleanup difficult and very costly. Rupturing pipes is a great concern. There pipes run past scores of residences and the safety of our citizens is of utmost concern. Mayor Helmberger stated the pipes are a necessary evil and many types of pipes are being repurposed. He continued that energy companies are trying to help with the energy crisis, yet are met with challenges and battles. This Resolution is not that purpose.

A recess was called by Mayor Helmberger at 6:55pm to allow the closing of the Early Voting Polls for the City's General/Bond Election.

Council resumed their meeting at 7:21pm.

Jim Foy stated the Resolution is a mechanism to delay until all issues can be properly addressed. Paul Kelly seconded the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes and Jim Foy yes. Motion passed with full Council approval.

Item V – G) INTERCONNECT CONTRACTS UPDATE

City Manager Ben White indicated that all wholesale water providers are involved with final negotiations for the interconnect contracts. North Farmersville Water Supply is closer to being completed along with Copeville SUD following closely behind. Caddo Basin will take extra negotiations; however all contracts are expected by the end of the month. No action was taken on this item.

Item V – H) COMPREHENSIVE PLAN UPDATE

Per City Manager Ben White, nothing has changed since the last meeting regarding the Comprehensive Plan. A kick-off meeting has been scheduled for May 9, 2012 at City Hall from 1pm – 4pm to include Daniel and Brown, Inc. and Kimley-Horn, Inc. All Council members are invited to come and a meeting notice has been posted to cover the Open Meetings Act requirement. No action by the Council was required.

Item V – I) CHAPARRAL TRAIL PROJECT UPDATE

Per City Manager Ben White, Derrick Tarrant Trucking was awarded the bid for the crushed granite to be used on the Chaparral Trail project. A bid package has been sent out for contractors with the bid opening set for May 25th. The Council will receive the bidding information to award the bid at the June 12th Council meeting. The project will then be set to move forward well within the timeline of the grant requirements. No action by the Council was required.

Item VI) REQUEST FOR CONSIDERATION OF PLACING ITEMS ON FUTURE AGENDAS

- Billy Long presented concerns of the safety at the City Park with play equipment. The swing seats need to be replaced and the slide needs to be securely attached for safety of the children. City Manager Ben White stated he will report this completed on his City Manager's report rather than an action item for the Council.

- Jim Foy stated he would like to have the "Request for Consideration of Placing Items on Future Agendas" returned to the second meeting of the Council's agenda.

Item VII) ADJOURNMENT

Council adjourned at 7:28pm.

APPROVED

Joseph E. Helmberger, P.E., Mayor

ATTEST

Edie Sims, City Secretary

FARMERSVILLE CITY COUNCIL
MEETING MINUTES
May 15, 2012

The Farmersville City Council met in a special called session on May 15, 2012 at 6:00pm in the Council Chambers at City Hall with the following members present: Pansy Hundley, Paul Kelly, Billy Long and Russell Chandler. Jim Foy was not present. Staff members present were City Manager Ben White, Police Chief Mike Sullivan, Fire Chief Kim Morris and City Secretary Edie Sims.

Item I) CALL MEETING TO ORDER, ROLL CALL

Mayor Helmberger called the meeting to order. Edie Sims called the roll and announced a quorum was present.

Item II - A) CONSIDER, DISCUSS AND ACT UPON ORDINANCE # O-2012-0515-001 CANVASSING RETURNS AND DECLARING THE RESULTS OF THE MAY 12, 2012 CITY OF FARMERSVILLE GENERAL ELECTION

Mayor Helmberger announced the results from the May 12, 2012 General Election as follows:

MAYOR

Candidate	Early Voting	Election Day	Total Percentage
Joe Helmberger	78	85	100 %

COUNCILMEMBER, PLACE 2

Candidate	Early Voting	Election Day	Total Percentage
Michael Carr	54	69	62.76 %
Diane Piwko	30	43	37.24 %

COUNCILMEMBER, PLACE 4

Candidate	Early Voting	Election Day	Total Percentage
Jim Foy	58	80	70.05 %
Glenn Rose "Buzzard"	27	32	29.95 %

Billy Long motioned to approve Ordinance # O-2012-0515-001 to canvas the returns and declaring the results for the May 12, 2012 General Election with Paul Kelly seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes and Russell Chandler yes. Motion passed with full Council approval.

Item II - B) SWEARING IN ELECTED MAYOR AND COUNCIL MEMBERS

Mayor Helmberger recognized Paul Kelly for his service as Councilman and Mayor Pro-Tem and presented him with a plaque of appreciation. We truly thank Mr. Kelly for his years of service.

Judge Terry Douglas performed the swearing in ceremony for Mayor Joe Helmberger and Councilman Michael Carr. Mr. Foy was absent for the ceremony and will sworn in at a later time.

Item II – C) REORGANIZE THE CITY COUNCIL BY ELECTING A MAYOR PRO-TEM AND A TREASURER

Russell Chandler nominated and motioned to appoint Jim Foy as Mayor Pro-Tem with Billy Long seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Billy Long yes and Russell Chandler yes. Motion passed with full Council approval.

Russell Chandler nominated and motioned to appoint Billy Long as Treasurer with Pansy Hundley seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Billy Long yes and Russell Chandler yes. Motion passed with full Council approval.

Item II – D) CONSIDER, DISCUSS AND ACT UPON RESOLUTION # R-2012-0515-001 CANVASSING RETURNS AND DECLARING THE RESULTS OF THE MAY 12, 2012 CITY OF FARMERSVILLE BOND ELECTION

Mayor Helmberger announced the results of the City of Farmersville Bond Election as follows:

<u>PROPOSITION NUMBER 1</u>	The issuance of \$3,575,000 General Obligation Bonds for street improvements	For = 127 Votes Against = 71 votes
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<u>PROPOSITION NUMBER 2</u>	The issuance of \$2,400,000 General Obligation Bonds for water and sewer system properties and facilities	For = 129 Votes Against = 67 Votes
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Billy Long motioned to approve Resolution # R-2012-0515-001 canvassing returns and declaring the results for the May 12, 2012 Bond Election with Russell Chandler seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Billy Long yes and Russell Chandler yes. Motion passed with full Council approval.

Item III) ADJOURNMENT

Council adjourned at 6:30pm.

APPROVED

Joseph E. Helmberger, P.E., Mayor

ATTEST

Edie Sims, City Secretary

FARMERSVILLE CITY COUNCIL
MEETING MINUTES
May 22, 2012

The Farmersville City Council met in a regular called session on May 22, 2012 at 6:00pm at the Civic Center with the following members present: Pansy Hundley, Michael Carr, Russell Chandler and Jim Foy. Billy Long was not present. Staff members present were City Manager Ben White and City Secretary Edie Sims.

Item I) CALL MEETING TO ORDER, ROLL CALL

Mayor Helmberger called the meeting to order. Edie Sims called the roll and announced a quorum was present.

Doug Laube, residing at 13162 CR 550, came before the Council to express concerns regarding the Lakehaven MUD contract. Mr. Laube encouraged the Council to study this contract and be very diligent as to the long term affects including the costs for the increased 1600 anticipated homes. Growth pressures, including the proposed density, will set the bar of how the demographics attract and detract people to Farmersville. Previous administrations have encouraged responsible growth. School capacity and traffic issues must also be investigated. The City should look at all aspects other than the wastewater treatment facility which will be attained from this development. Growth not in harmony with the current plan of the City could be detrimental.

Item II - A) PUBLIC HEARING TO CONSIDER, DISCUSS AND ACT ON AN AMENDMENT TO THE COMPREHENSIVE ZONING ORDINANCE BY AMENDING SECTION 77-91 TO ALLOW RESIDENTIAL LIVING QUARTERS ON THE FIRST FLOOR IN THE CENTRAL AREA DISTRICT WITH ACCOMPANYING ORDINANCE # O-2012-0522-001

Mayor Helmberger opened the Public Hearing at 6:04pm and asked the audience to come forth and speak for the zoning amendment.

Jack Alexander, owner of 1001 Bargains located at 110 McKinney Street, came before the Council with a petition that was passed to the business owners, building/property owners and people that worked in the downtown area. The question on the petition asked their opinion of the 40% area space allowance for living quarters on the first floor in the downtown area. 42 people signed the petition agreeing with this proposal whereas 2 did not want to get involved and 1 stated the method was not correct in getting this proposal accomplished. Mr. Alexander stated he respectfully believes he should have the right to live on the first floor of his building as long as he meets the requirements as set by the Zoning Ordinances. Downtown would greatly benefit from having people living on the first floor which would promote more activity.

Donna Williams, residing at 1985 State Highway 78 and owner of Red Door Antiques, stated previously she and her husband were trying to buy the old Candy Kitchen; however that deal fell through. Mrs. Williams indicated that she no longer is in need specifically for this ordinance to pass; however she loves downtown and Farmersville and would like to see it be more vibrant and effective for Farmersville. She sees no problems with having renters on the first floor as long as the Planning and Zoning requirements are met. Having people live on the first floor will bring more eyes and ears to help with potential vandalism and could be a

great deterrent. Also having the restriction of living at the back of the building still promotes businesses for downtown.

Mayor Helmberger asked for anyone from the audience to speak in opposition of the zoning change for living quarters on the first floor of the downtown area. No one else came before the Council to speak. The Public Hearing was closed by Mayor Helmberger at 6:11pm.

Jim Foy stated the Council asked the Planning and Zoning to pursue this request and was sent back to P&Z to reconsider the owner/occupancy and living quarter size. The P&Z minutes reflect a very thorough discussion and gave good arguments for their stand to return the ordinance as originally presented. Farmersville's Main Street Director had reported other cities posed the same question of living quarters on the first floor of the downtown district did not have problems. Therefore, Jim Foy motioned to approve Ordinance # O-2012-0522-001 as presented. Russell Chandler seconded the motion. Russell Chandler indicated the Council has gone back and forth on this issue including asking other cities to make the best decision possible. Overall the indicators show the positive outweighs the negative. Mayor Helmberger also indicated the square footage of living space is in our Zoning Ordinance and that requirement has not changed. If the building does not allow the correct living square footage, then the building owner would not fall under this ordinance's condition as they cannot have a living space smaller than the required square footage. City Manager Ben White informed the Council that Planning and Zoning Chairman Tom Waitschies was present in support of the ordinance presented. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

Item II - B) PUBLIC HEARING TO CONSIDER, DISCUSS AND ACT UPON AN AMENDMENT TO THE COMPREHENSIVE ZONING ORDINANCE BY AMENDING CHAPTER 62, ENTITLED "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES," AND CHAPTER 65 ENTITLED "SUBDIVISIONS" TO AMEND THE SIDEWALK REQUIREMENTS BY ORDINANCE # O-2012-0522-002

Mayor Helmberger opened the Public Hearing at 6:13pm after identifying to the audience that the sidewalk amendments are specific widths and for newly developed locations. No one came before the Council to speak for or against the amendment regarding sidewalks. Mayor Helmberger closed the Public Hearing at 6:13:30pm.

Mayor Helmberger announced that the current ordinance calls for 5' wide sidewalks throughout the City. The proposed ordinance reduces the width to 4' in residential areas. Jim Foy expressed concern of the 4' width which does not account for mailboxes and light poles that are placed in the right of way. Mr. Foy stated he would like to see the word "unimpeded width" to address the placement of other utilities or mailboxes where the sidewalks are installed. Mayor Helmberger indicated that the right-of-way line has been moved back leaving 1' for power poles, mailboxes and other utilities. The sidewalks will no longer be allowed to be adjacent to the curb as is currently done. Mayor Helmberger also requested to have the word "sewer" removed from the Exhibits. City Manager Ben White stated the proposed requirements are consistent with current designs and would be unimpeded. Russell Chandler motioned to approve Ordinance # O-2012-0522-002 with the changes requested with Pansy

Hundley seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

Item III – A) FIRST READING – CONSIDER, DISCUSS AND ACT UPON ORDINANCE # O-2012-0612-001 TO AMEND THE MASTER FEE SCHEDULE REGARDING COMMERCIAL CURBSIDE RECYCLING FEES

City Manager Ben White informed the Council that under Section 1, a commercial recycling rate is being added. The Contract with CWD allows them to bill us \$9.96 less 30%; however the City needed the official rate structure in our Master Fee Schedule. Mr. White indicated he will be negotiating with CWD to establish a commercial rate all the while trying to reduce the charge to be in the \$6 range. The contention is that Farmersville's commercial customers are not wide spread thereby not making significant route requirements.

Section 2 is in regard to the Civic Center facility rentals discussed at the last Council meeting. Section 3 opens changes for public copies and faxing. The Library now has a color copier which has more capabilities for the public to take advantage of. Due to the pricing projections and supply and demand, we will be watching over the next few months to ensure the pricing is on target. If not, then prices can be reduced.

Russell Chandler motioned to approve Ordinance # O-2012-0612-001 on first reading with Jim Foy seconding the motion. Jim Foy stated he was glad to see the City Manager working to reduce the commercial recycling rate. Pansy Hundley questioned the purpose of the vote and stated she could not encourage the increase of Civic Center charges. A poll of the Council was taken as follows: Pansy Hundley no, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion passed with a vote of 3 to 1.

Item III – B) FIRST READING - CONSIDER, DISCUSS AND ACT UPON ORDINANCE # O-2012-0612-002 AMENDING THE EXHIBITS REGARDING THE TAX INCREMENT REINVESTMENT ZONE

City Manager Ben White informed the Council that after the TIRZ District was developed, 5 properties had been given two tax bills because the metes and bounds separated the properties. The Tax Office found the error and the TIRZ consultant has made the necessary corrections which will allow the entire parcels of the 5 properties to be included in the TIRZ District. The Council has received an ordinance to amend the zone with corrected metes and bounds and a corrected map. Jim Foy motioned to approve Ordinance # O-2012-0612-002 with Russell Chandler seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

Item III – C) FIRST READING – CONSIDER, DISCUSS AND ACT UPON ORDINANCE # O-2012-0612-003 REGARDING THE AMENDMENT OF THE LANDSCAPING AND IRRIGATION REGULATIONS AND ADOPTING ENFORCEMENT FOR THE WATER MANAGEMENT PLAN

City Manager Ben White introduced Section 3 to the Council which is a rate structure for penalties that includes 2 warnings. Mr. White stated he wanted to stay consistent with the other types of code violations with our Code Enforcement Officer. Mr. White also stated by

having 2 warnings his expectations of modifying customers watering behavior would be encouraged.

Jim Foy expressed concern of having a customer receive two warnings, pay an offense fine and then have the opportunity to restart the process again with receiving two warnings. This cycle is not productive nor does it accomplish the goal of conserving water. Mr. Foy stated he would rather see only one warning and start the offense fining process and not be able to have another warning for at least a year. City Manager Ben White stated the way the ordinance is presented, it would fall to interpretation. Jim Foy recommended one warning within one year; or if a lifetime then have two warnings. City Manager Ben White clarified so that the adjustment could be made with one warning during a calendar year and monetary penalties will ratchet up until the problem is solved. If during the calendar year the issue continues, the penalty will begin where left off. Mayor Helmberger stated the Council would take no action and allow the changes to be made and brought back for first reading at the June 12th meeting.

Item IV – A) CONSIDER, DISCUSS AND ACT UPON ACCEPTING A DONATION OF \$600

In 2010, City Secretary Edie Sims informed the Council that an unknown donor submitted \$600 cash to be used as a reward for vandalism that occurred on the square. Two years later, no one was convicted or prosecuted for this crime. The cash needs to be accepted into the General Fund and processed correctly. Russell Chandler motioned to accept the donation and properly process the funds with Jim Foy seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion carried with full Council approval.

Item IV – B) CONSIDER, DISCUSS AND ACT UPON AN INTERLOCAL AGREEMENT WITH COLLIN COUNTY FOR JAIL SERVICES

City Manager Ben White recommended the Council approve the Interlocal Agreement with Collin County for Jail Services as this is a routine document that is accomplished each year for jail services. The charge per inmate per day is \$69.79 which has not changed from last year's agreement. Pansy Hundley did not have any idea regarding this charge and wondered if the City could utilize a building to have a jail locally. All aspects were shared with Ms. Hundley that that venture would not be advantageous for the City and would be too costly to even think of.

Russell Chandler motioned to approve the Interlocal Agreement for Jail Services with Michael Carr seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion carried with full Council approval.

Item IV – C) ACCEPT RESIGNATION FROM JOHN POLITZ WHO SERVED ON THE PLANNING AND ZONING COMMISSION

Mr. Politz has submitted his resignation from the Planning & Zoning Commission as he has been deployed to Afghanistan through the Army National Guard. Mr. Politz is greatly appreciated for his service to the City and our Country. Jim Foy motioned to approve Mr. Politz's resignation with Michael Carr seconding the motion. A poll of the Council was taken

as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion carried with full Council approval.

Item IV – D) CONSIDER, NOMINATE AND APPOINT NEW MEMBERS AND COUNCIL LIAISONS TO BOARDS AND COMMISSIONS

Mayor Helmberger recommended leaving all Council Liaisons to specified boards with the exception of Michael Carr who will take Paul Kelly's place. Russell Chandler motioned to leaving existing Council Liaisons and appointing Michael Carr to P&Z and the Building and Property Standards Commission with Jim Foy seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion carried with full Council approval.

Jim Foy motioned to replace Eddy Daniel on the 4A Economic Development Corporation Board with Kevin Meguire and renew Robbie Tedford. Russell Chandler seconded the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion carried with full Council approval.

Jim Foy motioned to replace Bill Daniel and Loydell Seward with Leaca Caspari and Jeanna Towns on the 4B Community Development Corporation Board and renew Charlie Whitaker. Michael Carr seconded the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion carried with full Council approval.

Jim Foy motioned to renew Bill Nerwich to the Building and Property Standards Commission with Russell Chandler seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion carried with full Council approval.

Russell Chandler motioned to replace Alicia Wisdom and Jim Dawkins on the Library/Civic Center Board with Sarah Odom and Stanley Treadwell. Pansy Hundley seconded the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion carried with full Council approval.

Russell Chandler motioned to renew Marianne Politz and Mark Vincent to the Parks and Recreation Board and to replace Alicia Wisdom with Glenn Bagwell. Pansy Hundley seconded the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion carried with full Council approval.

Jim Foy motioned to replace John Politz on the Planning and Zoning Commission with Stanley Treadwell and renew Bill Nerwich. Michael Carr seconded the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion carried with full Council approval.

Mayor Helmberger excused himself from the meeting at 6:54pm to attend his twin daughter's awards ceremony. Jim Foy, the newly appointed Mayor Pro-Tem assumed the remainder of the meeting.

Item IV – E) CONSIDER, DISCUSS AND ACT UPON BOND RELATED BUSINESS

City Manager Ben White stated that since the Bond Election has passed, First Southwest had a kickoff meeting with the City Manager and staff to discuss the next steps for utilizing the bond funds. After some discussion, \$1.5 million was the conclusion for the first draw. The projects placed in this grouping included the first 4 projects on the project list for Street System Improvements, the first 3 projects on the list for Water System Improvements and the first 4 projects on the project list for Waste Water System Improvements. None of these projects have included engineering costs. Mr. White also indicated that more bonds sold at one time a higher interest and cost factor will need to be addressed. Mr. White also wanted to ensure the projects are laid out well for this first round of bond acquisition. The funds do not go into effect until the bonds are sold and executed. A separate account will be set up for the bookkeeping of the General Obligation Bond. It is anticipated that construction could begin as early as August. There are some soft costs, according to Mr. White, including engineering and planning that will be allowed prior to the bonds being sold. This method of pre-planning will allow us to use our time more effectively as this is a very low risk while waiting for the bonds to sell.

Jim Foy expressed he is still unclear regarding the need to enhance Orange Street at this time as it doesn't have the traffic as some of the other streets noted in the project list of the bond. City Manager Ben White informed the Council that this street is next on the County's list of streets to enhance with their plan of upgrading all dirt/rock streets to asphalt streets. Collin County's Public Works Official Jon Kleinheksel came to the City of Farmersville and stated the City could either pay their portion through the existing bond for the Farmersville Parkway and have the amount reduced OR pay their portion by another means. City Manager Ben White indicated he felt the best solution since the road is shared by Collin County and the City was to go through the City's recent bond; this would allow the use of Orange Street during the construction period for the South Main bridge removal/installation. Orange Street would then become a viable connector between Highway 380 and the southern section of the City. However, the other issue would be the time it would take before the Main Street bridge is demolished which could be over a year. Jim Foy stated he is not committed to Orange Street overlay and requests the City Manager make efforts to have this project removed from the City's list of projects. Mr. White indicated he will negotiate with Collin County and at the very least try to delay the project if it is not dismissed and allow us to provide the funds at a later date.

Russell Chandler motioned to authorize the City Manager to proceed with Phase 1 of the bond with \$1.5 million dollars to expend on proposed projects with Pansy Hundley seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Michael Carr yes, Russell Chandler yes and Jim Foy yes. Motion carried with full Council approval.

Mr. White also indicated that the bond topic will be on the agenda for the future agendas.

Item IV – F) CONSIDER, DISCUSS AND ACT ON STAFF'S RECOMMENDATION TO PLANTING TREES AND BRICKS FOR PAST COUNCIL MEMBERS AND MAYORS RECOGNIZING SERVICE

Mayor Pro-Tem Jim Foy indicated that in 2010 the Council discussed working with 4B to fund planting trees and installing commemorative bricks along the Chaparral Trail. Mayor Helmberger had asked that this program be reactivated. City Manager Ben White stated 4B Community Development may be a source of funding, but we are now in catch up mode back to approximately 2005. As we start to build this policy, Mr. White recommended bringing back an actual policy and working around that. Mr. White also indicated that a tree list probably needs to grow according to the species of trees. Mr. White also indicated the staff's recommendations to include Crepe Myrtles and a garden designed by City Staff. Council concurred to proceed with creating a policy.

Item IV – G) INTERCONNECT CONTRACTS UPDATE

City Manager Ben White informed the Council that of the three contracts being considered, Caddo Basin SUD is opting out and will be supplied water at a set rate of 135% which is not the same deal as contracting customers. By working with Caddo Basin SUD, an excessive pumping limit will be placed on them to include an addition 18% charge to keep pressure off our system. Caddo Basin SUD has reviewed the opt out terms and has agreed.

North Farmersville WSC is satisfied with the contract and it should be signed before the end of May. Copeville SUD is still under negotiations since their lawyer is involved. Mr. White has requested the contract be signed by the end of May.

Jim Foy asked for clarification that the contracts are not take-or-pay, with Mr. White indicating that they are take-or-pay customers. The limits for each interconnector are well below our take-or-pay from North Texas Municipal Water District.

Item IV – H) COMPREHENSIVE PLAN UPDATE

City Manager Ben White stated a Kick-Off Meeting was held on May 9th with Mayor Helmberger, Daniel and Brown, Kimley-Horn and City Manager Ben White. At that time, the project overview and schedule was identified. Mr. White stated that group meetings will be planned with various groups to share information and help identify issues to help with the continued planning for the City. The goal is to have the completed Comprehensive Plan by March of next year. All information should be available by the end of this year.

Item IV – I) CHAPARRAL TRAIL PROJECT UPDATE

City Manager Ben White has received many flattering comments regarding the Chaparral Trail including an email included in the Council packet. Presently, a bid opening for the contractor to build the extension of the trail is slated for May 25th. This contractor will be responsible for preparing the surface, appurtenances, any painting required, et cetera. The funding for this project is through the Texas Parks and Wildlife Grant of \$200,000 and \$50,000 matching funds from 4B Community Development Corporation.

Item V) REQUEST FOR CONSIDERATION OF PLACING ITEMS ON FUTURE AGENDAS

- Russell Chandler requested the water violation fee schedule be on the next agenda.

- Pansy Hundley stated the noise issue at the Onion Shed has not been readdressed. Ms. Hundley was informed that the Police Chief is working on this policy and will have it addressed with the Council.

Item VI) ADJOURNMENT

Council adjourned at 7:25pm.

APPROVED

Joseph E. Helmberger, P.E., Mayor

ATTEST

Edie Sims, City Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: CONSENT AGENDA - City Financial Reports

(II - B)

**City of Farmersville
Investment and Budget Report**

April 2012

Prepared by: Daphne Hamlin

MONTHLY BUDGET REPORT

APRIL 2012 (7/12 MONTHS OR 58.33% OF FISCAL YEAR)

GENERAL FUND

CURRENT FISCAL YEAR							
	CURRENT BUDGET	CURRENT MONTH	Y-T-D	ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
REVENUE							
PROPERTY TAX	725,214	9,401		684,026	-	41,188	94.32%
SALES TAX	264,000	175,490		330,682	-	(66,682)	125.26%
FRANCHISE FEES	66,300	1,050		58,128	-	8,172	87.67%
LICENSES/ PERMITS	24,200	1,652		23,376	-	824	96.60%
MUNICIPAL CT FINES	85,000	8,648		66,157	-	18,843	77.83%
4B SUPPORT/ REIMB	45,000	2,818		21,125	-	23,875	46.94%
FIRE RUN PAYMENTS	107,500	21,899		90,187	-	17,313	83.89%
LEASES/ RENTALS	44,968	4,388		22,947	-	22,021	51.03%
MISCELLANEOUS INCOME	118,728	6,828		86,051	-	32,677	72.48%
INTEREST	1,800	93		529	-	1,271	29.39%
TRANSFERS IN	1,113,030	87,182		610,284	-	502,746	54.83%
TOTAL REVENUE	2,595,740	319,449		1,993,492	-	602,248	76.80%
EXPENDITURES (BY DEPARTMENT)							
CITY COUNCIL	9,240	170		6,351	-	2,889	68.73%
ADMINISTRATION	537,557	42,519		344,273	86	193,198	64.04%
MUNICIPAL COURT	95,994	8,414		60,017	-	35,977	62.52%
LIBRARY/ CIVIC CENTER	124,820	9,663		68,329	1,156	55,335	54.74%
POLICE	902,096	85,523		545,995	172	355,929	60.53%
FIRE	215,152	23,541		137,024	-	78,128	63.69%
PUBLIC WORKS	553,049	45,399		335,475	525	217,049	60.66%
DEBT SERVICE (LEASES)	68,393	11,571		68,393	-	-	100.00%
TRANSFERS OUT	109,750			109,750	-	-	100.00%
TOTAL EXPENDITURES	2,616,051	226,800		1,675,607	1,939	938,505	64.05%
NET REVENUES OVER (UNDER)							
EXPENDITURES	(20,311)	92,649		317,885		(336,257)	

APRIL 2012 (7/12 MONTHS OR 58.33% OF FISCAL YEAR)

CURRENT FISCAL YEAR

	CURRENT BUDGET	CURRENT MONTH	Y-T-D	ACTUAL	BUDGET BALANCE	% OF BUDGET
REVENUE						
PROPERTY TAX	238,597	2,993	214,214		24,383	89.78%
INTEREST	500	38	252		248	50.40%
TRANSFERS IN					-	0.00%
TOTAL REVENUE	239,097	3,031	214,466		24,631	89.70%
EXPENDITURES (BY DEPARTMENT)						
DEBT SERVICE PRINCIPAL	123,340	-	123,340		-	100.00%
DEBT SERVICE INTEREST	104,515	-	53,731		50,784	51.41%
PAYING AGENT FEES	1,000				1,000	0.00%
TOTAL EXPENDITURES	228,855	-	177,071		51,784	77.37%
NET REVENUES OVER (UNDER)						
EXPENDITURES	10,242	3,031	37,395			

MONTHLY BUDGET REPORT

APRIL 2012 (7/12 MONTHS OR 58.33% OF FISCAL YEAR)

REFUSE UTILITY FUND

CURRENT FISCAL YEAR						
	CURRENT BUDGET	CURRENT MONTH	Y-T-D	ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE
REVENUE						% OF BUDGET
RESIDENTIAL COLLECTION	219,016	18,882		131,534		87,482
COMMERCIAL COLLECTION	165,855	14,181		98,357		67,498
BRUSH COLLECTION	4,000	-		450		3,550
PENALTIES	7,000	521		3,846		3,154
RECYCLING	5,220	447		2,864		2,356
INTEREST	125	7		37		88
TOTAL REVENUE	401,216	34,038		237,088	-	164,128
						59.09%
EXPENSES						
PERSONNEL	-	-		52		(52)
PROFESSIONAL SERVICES				12,600		(12,600)
MAINTENANCE						-
OPERATING EXPENSES	310,766	27,025		187,934		122,832
ADMIN SUPPORT	4,055	338		2,365		1,690
SUPPLIES		-		245		(245)
MISCELLANEOUS				(69)		69
CAPITAL OUTLAY						-
TRANSFERS OUT	86,395	7,199		50,397		35,998
TOTAL EXPENDITURES	401,216	34,562		253,524	-	147,692
						63.19%

NET REVENUES OVER (UNDER)
EXPENSES

(524)

(16,436)

MONTHLY BUDGET REPORT
FEBRUARY 2012 (5/12 MONTHS OR 41.65% OF FISCAL YEAR)
WATER/WASTEWATER REVENUES

	CURRENT FISCAL YEAR					
	CURRENT BUDGET	CURRENT MONTH	Y-T-D ACTUAL	Y-T-D ENCUMBR ANCE	BUDGET BALANCE	% OF BUDGET
WATER REVENUE						
CC CONV FEE	1,400		626		774	44.71%
IMPACT FEES						
WATER SALES	880,293	70,426	450,263		430,030	51.15%
CONNECTION FEE	2,999	225	1,638		1,361	54.62%
PENALTIES & RECONNECT FEES	8,397	1,167	10,243		(1,846)	121.98%
TAP FEES						0.00%
TRANSFERS IN						
OTHER INCOME			1,666		(1,666)	0.00%
TOTAL WATER REVENUE	893,089	71,818	464,436	-	428,653	52.00%
WASTEWATER REVENUE						
SEWER	435,304	41,956	196,708		238,596	45.19%
TAP FEES						0.00%
PENALTIES	7,861	903	4,512		3,349	57.40%
IMPACT FEES						0.00%
TOTAL WASTEWATER REVENUE	443,165	42,859	201,220	-	241,945	45.41%
OTHER INCOME						
INTEREST	2,000	65	361		1,639	18.05%
TRANSFERS IN	-	-	-		-	0.00%
TOTAL WATER/WASTEWATER	1,338,254	114,742	666,017	-	672,237	49.77%

MONTHLY BUDGET REPORT
FEBRUARY 2012 (5/12 MONTHS OR 41.65% OF FISCAL YEAR)
WATER EXPENSES

	CURRENT FISCAL YEAR					% OF BUDGET
	CURRENT BUDGET	CURRENT MONTH	Y-T-D ACTUAL	Y-T-D ENCUMBR ANCE	BUDGET BALANCE	
WATER EXPENSES						
PERSONNEL	147,919	38,510	82,952		-	56.08%
PROFESSIONAL SERVICES	16,000	1,097	3,374		12,626	21.09%
MAINTENANCE	6,500	-	1,099		5,401	16.91%
CONTRACTS & PROF	2,500	-	10		2,490	0.40%
SUPPLIES	750	150	150		600	20.00%
MISCELLANEOUS	2,000	47	192		1,808	9.60%
WATER EXPENSES						
PERSONNEL	141,977	12,797	67,939		74,038	47.85%
PROFESSIONAL SERVICES	79,155	1,556	53,666		25,489	67.80%
MAINTENANCE	5,500	643	6,687		(1,187)	121.58%
OPERATING EXPENSES	26,700	2,038	10,955		15,745	41.03%
SUPPLIES	420,714	34,824	139,494		281,220	33.16%
MISCELLANEOUS	106,142	2,331	19,460		86,682	18.33%
UTILITIES			3,134		(3,134)	
CAPITAL OUTLAY	2,000				2,000	0.00%
EQUIPMENT TRANSFER	39,200	-	39,200		-	100.00%
TRANSFERS OUT	220,446	18,370	91,852		128,594	41.67%
TOTAL WATER EXPENSES	1,217,503	112,363	520,164	-	697,339	42.72%

MONTHLY BUDGET REPORT
FEBRUARY 2012 (5/12 MONTHS OR 41.65% OF FISCAL YEAR)
WASTEWATER EXPENSES

	CURRENT FISCAL YEAR					
	CURRENT BUDGET	CURRENT MONTH	Y-T-D ACTUAL	Y-T-D ENCUMBR ANCE	BUDGET BALANCE	% OF BUDGET
WASTEWATER EXPENSES						
PERSONNEL	82,659	7,698	40,857		-	
PROFESSIONAL SERVICES	31,500	58	1,082		41,802	49.43%
MISCELLANEOUS		1,298	5,356		30,418	3.43%
MAINTENANCE	227,000	13,947	74,289		(5,356)	
OPERATING EXPENSES	-				152,711	32.73%
SUPPLIES			(67)		-	
UTILITIES	7,200	1,397	3,363		67	
DEBT SERVICE	116,859	88,522	88,522		3,837	46.71%
CAPITAL OUTLAY	2,000				28,337	75.75%
EQUIPMENT TRANSFER	32,950	-	32,950		2,000	0.00%
TRANSFERS OUT	43,451	3,620	18,104		-	100.00%
TOTAL WASTEWATER EXPENSES	543,619	116,540	264,456		25,347	41.67%
					279,163	48.65%
TOTAL WATER/WASTEWATER	1,761,122	228,903	784,620		976,502	44.55%
NET REVENUES OVER (UNDER)						
EXPENDITURES	(422,868)	(114,161)	(118,603)		(304,265)	

MONTHLY BUDGET REPORT

APRIL 2012 (7/12 MONTHS OR 58.33% OF FISCAL YEAR)

ELECTRIC UTILITY FUND

	CURRENT FISCAL YEAR					
	CURRENT BUDGET	CURRENT MONTH	Y-T-D	ACTUAL	ENCUMBRAN	BUDGET BALANCE
REVENUE						
MANAGEMENT AGREEMENT	810,000	218,384	387,972			422,028
MISC		-	(85)			85
INTEREST	500	22	94			406
TRANSFER IN						
TOTAL REVENUE	810,500	218,406	387,981	-		422,519
EXPENSES						
PERSONNEL SERVICES	38,288	2,418	24,898			13,390
PROFESSIONAL SERVICES	75,000		19,750			55,250
MAINTENANCE	25,000	-	1,729			23,271
OPERATING EXPENSES						-
UTILITIES			726			(726)
MISCELLANEOUS			1,900			(1,900)
EQUIPMENT TRANSFER	1,200	-	1,200			-
CAPITAL OUTLAY	2,000					2,000
TRANSFERS OUT	674,000	56,166	393,166			280,834
TOTAL EXPENSES	815,488	58,584	443,369	-		372,119
NET REVENUES OVER (UNDER)						
EXPENSES	(4,988)	159,822	(55,388)	-		

48 -EQUIPMENT REPLACEMENT
FINANCIAL SUMMARY

% OF YEAR COMPLETED: 58.33

	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBERED	BUDGET BALANCE	% YTD BUDGET
<u>REVENUE SUMMARY</u>						
00-REVENUE	213,035	6,820.12	189,920.12	0.00	23,114.88	89.15
TOTAL REVENUES	213,035	6,820.12	189,920.12	0.00	23,114.88	89.15
<u>EXPENDITURE SUMMARY</u>						
12-ADMINISTRATION						
CAPITAL EXPENDITURES	7,000	1,836.97	1,836.97	0.00	5,163.03	26.24
TOTAL 12-ADMINISTRATION	7,000	1,836.97	1,836.97	0.00	5,163.03	26.24
21-POLICE DEPT.						
CAPITAL EXPENDITURES	41,000	0.00	55,940.20	0.00	(14,940.20)	136.44
TOTAL 21-POLICE DEPT.	41,000	0.00	55,940.20	0.00	(14,940.20)	136.44
22-FIRE DEPT.						
CAPITAL EXPENDITURES	23,115	18,130.00	19,780.00	0.00	3,335.00	85.57
TOTAL 22-FIRE DEPT.	23,115	18,130.00	19,780.00	0.00	3,335.00	85.57
31-GENERAL						
CAPITAL EXPENDITURES	35,000	32,096.55	32,096.55	0.00	2,903.45	91.70
TOTAL 31-GENERAL	35,000	32,096.55	32,096.55	0.00	2,903.45	91.70
35-WATER DEPT.						
CAPITAL EXPENDITURES	0	0.00	0.00	0.00	0.00	0.00
TOTAL 35-WATER DEPT.	0	0.00	0.00	0.00	0.00	0.00
36-WASTEWATER SYSTEM						
CAPITAL EXPENDITURES	0	0.00	0.00	0.00	0.00	0.00
TOTAL 36-WASTEWATER SYSTEM	0	0.00	0.00	0.00	0.00	0.00
37-ELECTRIC DEPT.						
CAPITAL EXPENDITURES	0	0.00	0.00	0.00	0.00	0.00
TOTAL 37-ELECTRIC DEPT.	0	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	106,115	52,063.52	109,653.72	0.00	(3,538.72)	103.33
REVENUE OVER/(UNDER) EXPENDITURES	106,920	(45,243.40)	80,266.40	0.00	26,653.60	75.07

CITY OF FARMERSVILLE
REVENUE & EXPENSE REPORT (UNAUDITED)
AS OF: APRIL 30TH, 2012

48 -EQUIPMENT REPLACEMENT

% OF YEAR COMPLETED: 58.33

REVENUES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBERED	BUDGET BALANCE	% YTD BUDGET
00-REVENUE						
48.00.5912 TRF FROM GF ADMIN	14,700	0.00	14,700.00	0.00	0.00	100.00
48.00.5915 TRF FROM GF LIBRARY	0	0.00	0.00	0.00	0.00	0.00
48.00.5921 TRF FROM GF POLICE	86,720	6,820.12	86,720.12	0.00	0.12)	100.00
48.00.5922 TRF FROM GF FIRE	32,815	0.00	9,700.00	0.00	23,115.00	29.56
48.00.5931 TRF FROM GF PARK/STREETS	5,450	0.00	5,450.00	0.00	0.00	100.00
48.00.5932 TRF FROM SANITATION	0	0.00	0.00	0.00	0.00	0.00
48.00.5935 TRF FROM WATER	39,200	0.00	39,200.00	0.00	0.00	100.00
48.00.5936 TRF FROM SEWER	32,950	0.00	32,950.00	0.00	0.00	100.00
48.00.5937 TRF FROM ELECTRIC	1,200	0.00	1,200.00	0.00	0.00	100.00
48.00.5991 TRANSFER IN OTHER FUNDS	0	0.00	0.00	0.00	0.00	0.00
TOTAL 00-REVENUE	213,035	6,820.12	189,920.12	0.00	23,114.88	89.15
TOTAL REVENUE	213,035	6,820.12	189,920.12	0.00	23,114.88	89.15

CITY OF FARMERSVILLE
REVENUE & EXPENSE REPORT (UNAUDITED)
AS OF: APRIL 30TH, 2012

48 -EQUIPMENT REPLACEMENT

% OF YEAR COMPLETED: 58.33

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBERED	BUDGET BALANCE	% YTD BUDGET
12-ADMINISTRATION						
CAPITAL EXPENDITURES						
48.12.6833 INFO TECH EQUIPMENT	7,000	1,836.97	1,836.97	0.00	5,163.03	26.24
TOTAL CAPITAL EXPENDITURES	7,000	1,836.97	1,836.97	0.00	5,163.03	26.24
TOTAL 12-ADMINISTRATION	7,000	1,836.97	1,836.97	0.00	5,163.03	26.24
21-POLICE DEPT.						
CAPITAL EXPENDITURES						
48.21.6832 PATROL VEHICLES	41,000	0.00	45,164.89	0.00 (	4,164.89)	110.16
48.21.6833 INFO TECH EQUIPMENT	0	0.00	0.00	0.00	0.00	0.00
48.21.6834 PORTABLE RADIOS	0	0.00	10,775.31	0.00 (	10,775.31)	0.00
TOTAL CAPITAL EXPENDITURES	41,000	0.00	55,940.20	0.00 (	14,940.20)	136.44
TOTAL 21-POLICE DEPT.	41,000	0.00	55,940.20	0.00 (	14,940.20)	136.44
22-FIRE DEPT.						
CAPITAL EXPENDITURES						
48.22.6835 FIRE EQUIPMENT	23,115	18,130.00	19,780.00	0.00	3,335.00	85.57
TOTAL CAPITAL EXPENDITURES	23,115	18,130.00	19,780.00	0.00	3,335.00	85.57
TOTAL 22-FIRE DEPT.	23,115	18,130.00	19,780.00	0.00	3,335.00	85.57
31-GENERAL						
CAPITAL EXPENDITURES						
48.31.6833 INFO TECH EQUIPMENT	0	0.00	0.00	0.00	0.00	0.00
48.31.6835 PUBLIC WORKS EQUIPMENT	35,000	32,096.55	32,096.55	0.00	2,903.45	91.70
TOTAL CAPITAL EXPENDITURES	35,000	32,096.55	32,096.55	0.00	2,903.45	91.70
TOTAL 31-GENERAL	35,000	32,096.55	32,096.55	0.00	2,903.45	91.70

CITY OF FARMERSVILLE
REVENUE & EXPENSE REPORT (UNAUDITED)
AS OF: APRIL 30TH, 2012

48 -EQUIPMENT REPLACEMENT

% OF YEAR COMPLETED: 58.33

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	TOTAL ENCUMBERED	BUDGET BALANCE	% YTD BUDGET
35-WATER DEPT. =====						
CAPITAL EXPENDITURES						
48.35.6833 INFO TECH EQUIPMENT	0	0.00	0.00	0.00	0.00	0.00
TOTAL CAPITAL EXPENDITURES	0	0.00	0.00	0.00	0.00	0.00
TOTAL 35-WATER DEPT.	0	0.00	0.00	0.00	0.00	0.00
36-WASTEWATER SYSTEM =====						
CAPITAL EXPENDITURES						
48.36.6833 INFO TECH EQUIPMENT	0	0.00	0.00	0.00	0.00	0.00
TOTAL CAPITAL EXPENDITURES	0	0.00	0.00	0.00	0.00	0.00
TOTAL 36-WASTEWATER SYSTEM	0	0.00	0.00	0.00	0.00	0.00
37-ELECTRIC DEPT. =====						
CAPITAL EXPENDITURES						
48.37.6833 INFO TECH EQUIPMENT	0	0.00	0.00	0.00	0.00	0.00
TOTAL CAPITAL EXPENDITURES	0	0.00	0.00	0.00	0.00	0.00
TOTAL 37-ELECTRIC DEPT.	0	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	106,115	52,063.52	109,653.72	0.00 (	3,538.72)	103.33
REVENUE OVER/(UNDER) EXPENDITURES	106,920 (	45,243.40)	80,266.40	0.00	26,653.60	75.07

SUMMARY OF ACTIVITY
IN TEXPOOL INVESTMENT ACCOUNTS
CITY OF FARMERSVILLE

MONTH ENDING APRIL 2012

	C/O TAX DEPOSITS	C/O REV RESERVE	CUST DEPOSITS	WATER TOWER RES.
Beginning Market Value for reporting period				
FNB INTEREST	107,528.03	6,612.53	<u>Restricted</u> 107,319.64	4,481.66
Changes in Market Value:				
Deposits				
Withdrawals				
Interest Earned	9.81	0.54	9.80	0.41
Ending Market Value for Period	<u>107,537.84</u>	<u>6,613.07</u>	<u>107,329.44</u>	<u>4,482.07</u>

	TEXSTAR 2005 C/O	TEXSTAR 2006 C/O	GENERAL FND. RES.	REFUSE FUND RES.
Beginning Market Value for reporting period				
Changes in Market Value:				
Deposits	4,112.66	<u>Restricted</u> 96,193.89	<u>Restricted</u> 799,602.74	75,246.84
Withdrawals			350,910.71	
Interest Earned	0.37	13.94	(Cash Dividend)	(Cash Dividend)
Ending Market Value for period	<u>4,113.03</u>	<u>96,207.83</u>	<u>1,150,513.45</u>	<u>75,246.84</u>

	Parks Improvement	Electric Fund Res.	Water Fund Res.
Beginning Market Value for reporting period			
Changes to Market Value:			
Deposits	<u>Restricted</u> 2,142.96	179,506.24	801,254.66
Withdrawals			
Interest Earned	0.24	CASH DIVIDEND	73.12
Ending Market Value for period	<u>2,143.20</u>	<u>179,506.24</u>	<u>801,327.78</u>

Weighted average maturity = 45 days

The Public Funds Investment Act (Sec.2256.008) requires the City's Investment Officer to obtain 10 hrs. of continuing education each period from a source approved by the governing body. Listed below are courses Daphne Hamlin will complete to satisfy that requirement:

I hereby certify that the City of Farmersville's Investment Portfolio is in compliance with the City's investment strategy as expressed in the City's Investment Policy (Resolution 99-17, and with relevant p of the law.


Daphne Hamlin, City Investment Officer

Collateralization of Bank Deposits @ April 30th, 2012

Pledged Securities	Deposit Amount	FDIC	Collateral Pledged	Needed Market Value
(1) FNB Interst & Sinking	\$ 165,156 \$	250,000		
(2) FNB Operating Account	\$ 127,432 \$	250,000 \$		-
(3) FNB Money Market	\$ 172,257 \$	250,000		
(3) Certificate of Deposit	\$ - \$	- \$		-
(3) Certificate of Deposit	\$ - \$	- \$		-
Total:	\$ 464,845 \$	750,000 \$		Needed Pledged per Bank

Summary of Pledge Securities:

(1) First National Bank Interest & Sinking Account has 100% coverage thru FDIC at \$250,000

(2) First National Bank City of Farmersville Operating Account has 100% coverage thru FDIC (unlimited) for municipalities

SUMMARY OF CASH BALANCES APRIL 2012

ACCOUNT:	Restricted	Unrestricted	Account Balance
Clearing Accounts			
General Fund		\$ (61,320.93)	
Refuse Fund		\$ 34,736.44	
Water/Wastewater Fund		\$ (31,562.36)	
Electric Fund		\$ (40,300.09)	
SRO Support ISD	\$ 6,550.77		
CC Child Safety	\$ 6,823.49		
Law Enf. Training	\$ 643.61		
Debt Service Revenue Payment(66.67%, \$228K)	\$ 97,179.23		
Disbursement Fund	\$ (72,631.17)		
Library Donation Fund	\$ 1,411.36		
Court Tech/Sec	\$ 12,533.28		
Grants	\$ (9,014.43)		
2006 C/O	\$ (825.00)		
Farmersville/Floyd CC Bond	\$ 133,818.11		
Equipment Replacement	\$ 148,982.02		
TOTAL:	\$ 325,471.27	\$ (98,446.94)	\$ 227,024.33
Debt Service Accounts			
County Tax Deposit (FNB)(Debt Service (33.33%, \$114K)	\$ 165,156.77		
Debt Service Reserve (TXPOOL) (2 months rsv)	\$ 107,537.80		
TOTAL:	\$ 272,694.57		\$ 272,694.57
Appropriated Surplus Investment Accounts			
Customer meter deposits (Texpool)	\$ 107,329.87		
2006 C/O Texstar(\$59K)	\$ 100,320.90		
TOTAL:	\$ 207,650.77	\$ -	\$ 207,650.77
Unappropriate Surplus Investment Accounts(future allocation)			
Gen Fund Rsv Acct. (TXPOOL)(Reso. 90 Day)	\$ 593,236.00	\$ 729,609.19	
Park Improvement (TXPOOL)	\$ 10,000.00		
Water/WW Fund Rsv (TXPOOL)(Operating 90 day)	\$ 351,805.00		
Water/WW Fund Rsv (TXPOOL)(Capital)	\$ 646,727.84		
Elec. Fund Rsv (TXPOOL) (Operating)	\$ 50,000.00		
Elec. Fund Rsv (TXPOOL)(Capital)	\$ 10,711.62		
TOTAL:	\$ 1,662,480.46	\$ 729,609.19	\$ 2,392,089.65
Contractor Managed Accounts			
NTMWD Sewer Plant Maint. Fund	\$ 11,324.54		
Sharyland PCRF Fund	\$ 461,081.51		
TOTAL APPROPRIATED SURPLUS	\$ 472,406.05	\$ -	\$ 472,406.05
TOTAL CASH & INVESTMENT ACCOUNTS	\$ 2,940,703.12	\$ 631,162.25	\$ 3,571,865.37

SUMMARY OF CASH BALANCES APRIL 2012

FEDC 4A Board Investment & Checking Account				
FEDC 4A Checking Account(Independent Bank)	\$	85,727.67		
FEDC 4A Investment Account (Texpool)	\$	365,944.90		
FEDC 4A Certificate of Deposit (Independent Bank)	\$	250,000.00		
TOTAL:	\$	701,672.57	\$	- \$ 701,672.57

FCDC 4B Board Investment & Checking Account				
FCDC 4B Checking Account (Independent Bank)	\$	150,366.31		
FCDC 4B Investment Account (Texpool)	\$	134,593.95		
TOTAL:	\$	284,960.26	\$	- \$ 284,960.26

TIRZ Account				
County Tax Deposits				
TOTAL:	\$	-	\$	- \$ -



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: CONSENT AGENDA - Police Department Report

(II - C)



Farmersville Police Department
134 North Washington Street
Farmersville, TX 75442
972-782-6141

Farmersville Police Department Monthly Report May-12

Total Calls For Service:

458

Tier 1 Crimes

Robbery:

0

Assault:

4

Theft:

4

Burglary:

3

Motor Vehicle Theft:

1

Tier 2 Crimes

Forgery:

0

Fraud:

0

Criminal Mischief:

3

Weapons:

0

DWI:

2

Public Intoxication:

0

Disorderly Conduct:

1

Drugs:

1

Miscellaneous

Traffic Stops:

173

Citations:

89/106 Violations

Alarms:

11

Major Accidents:

2

Minor Accidents:

8

Agency Assist:

17

Cases filed with the District Attorney's Office:

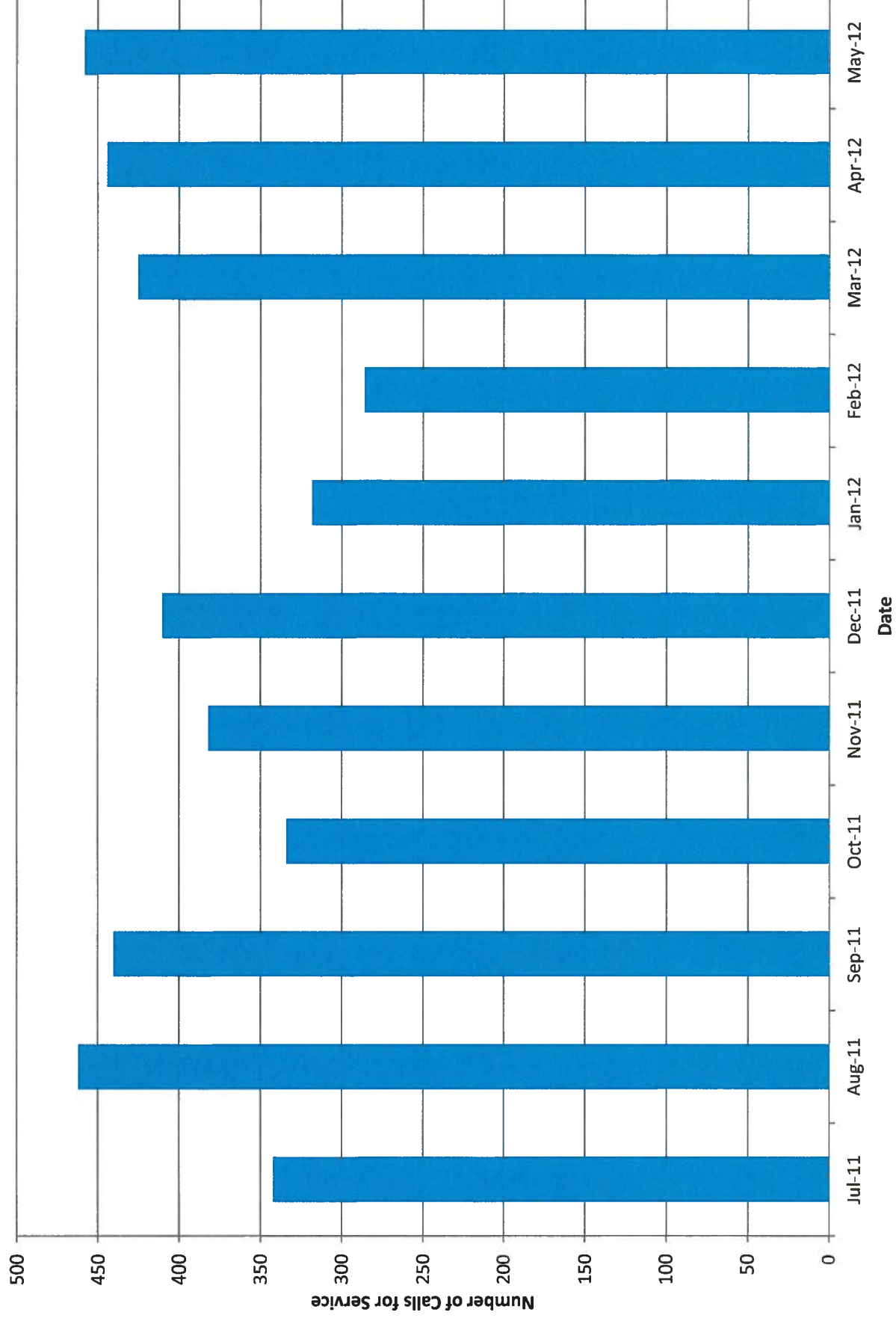
Felony:

1

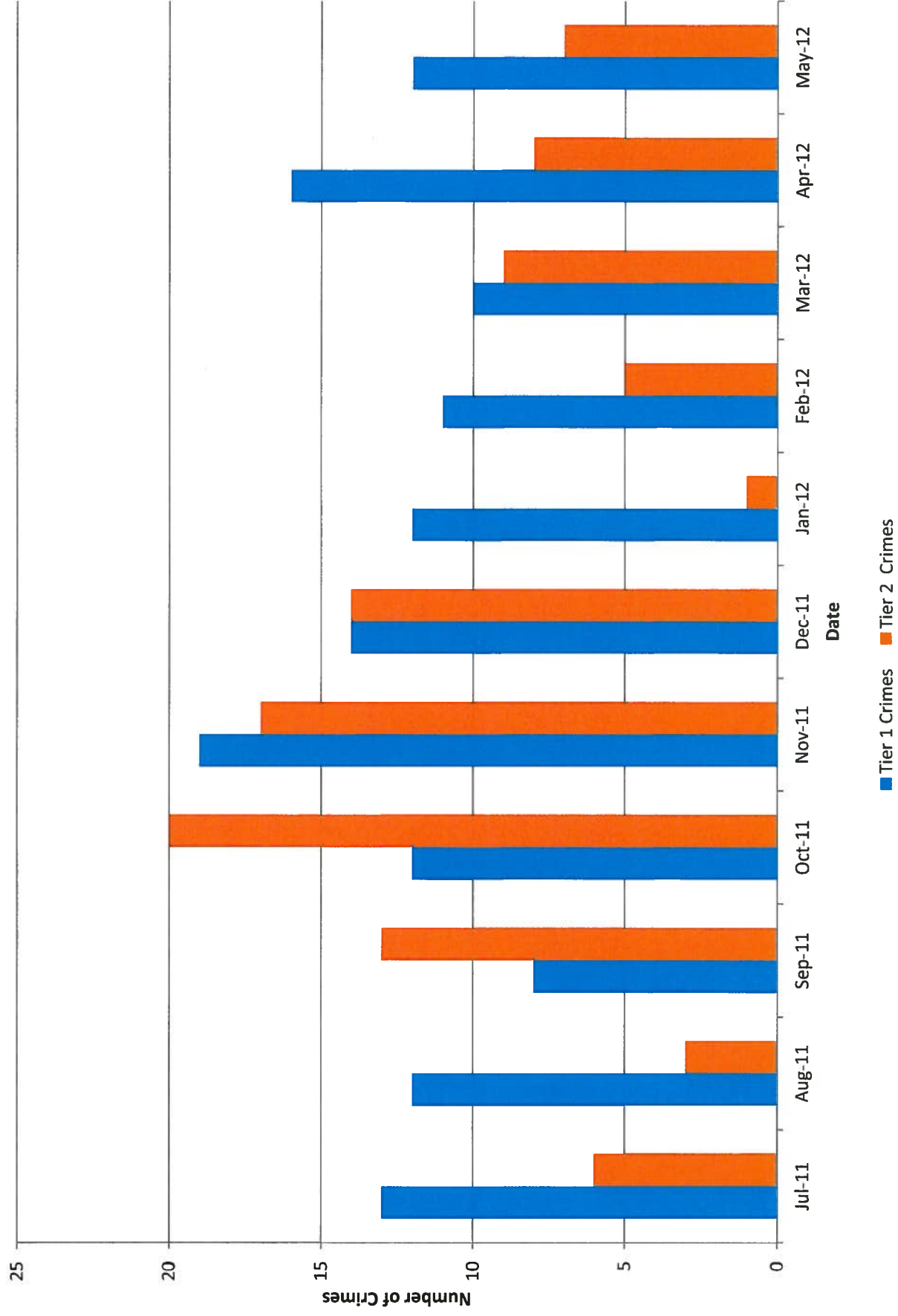
Misdemeanor:

20

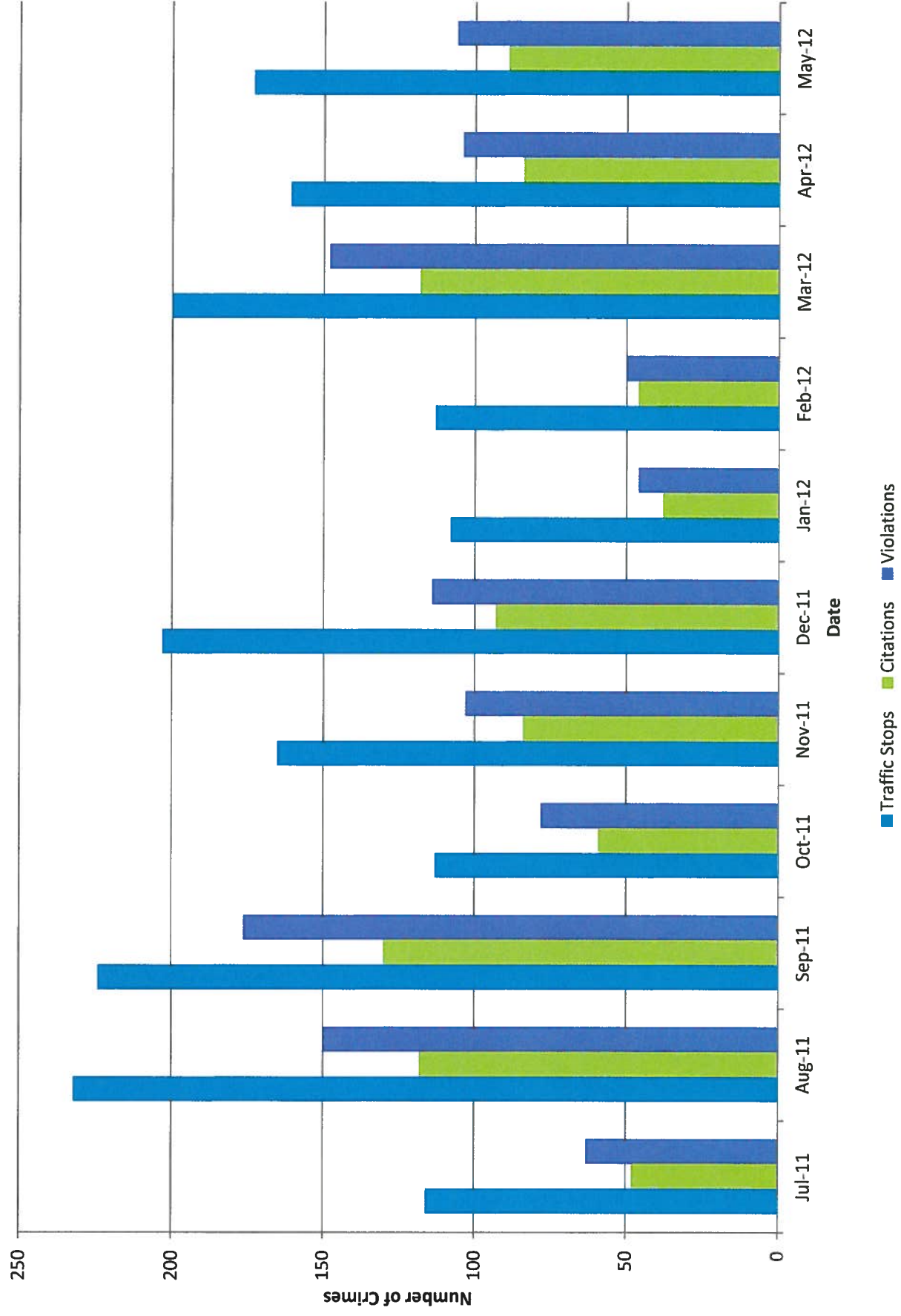
Police Department Calls for Service



Uniform Crime Reporting



Traffic Enforcement





TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: CONSENT AGENDA – Code Enforcement/Animal Control Report

(II - D)

FARMERSVILLE POLICE DEPARTMENT				CODE ENFORCEMENT				MAY 2012	
DATE	ADDRESS	VIOLATION	INSPECTION	WARNING	NOTICE VIOL	CITATION	CLOSED DATE	NOTES/CFS	
05/01/2012	116 Woodard	Numerous	X		X			Extended 5/31/2012	
05/01/2012	407 Jackson	Tall Grass-Recheck	X		X		05/01/2012		
05/01/2012	507 Pendleton-Recheck	Grass, Debris	X	X	X		05/31/2012	NOV5/14/2012	
05/01/2012	305 Austin-Recheck	Tall Grass	X		X		05/01/2012		
05/01/2012	304 Austin-Recheck	Tall Grass	X		X		05/15/2012	Extended 5/1/2012	
05/01/2012	214 Woodard-Recheck	Tall Grass	X		X		05/01/2012		
05/01/2012	112 S. Rike-Recheck	Tall Grass	X		X		05/23/2012	Letter Sent to Agent 5/15/2012	
05/01/2012	205 Abbey-Recheck	Tall Grass	X		X		05/01/2012		
05/01/2012	209 Abbey-Recheck	Furniture, Appliance	X	X			05/01/2012		
05/01/2012	311 Sid Nelson	Tall Grass	X		X			Extended 5/14/2012	
05/01/2012	Sisco Welding	Debris	X	X	X		06/04/2012	Final Notice 5/21/2012	
05/01/2012	206 Herron	Tall Grass	X	X			05/01/2012		
05/01/2012	Harless-380-Recheck	Tall Grass	X		X		05/01/2012		
05/01/2012	303 Windom-Recheck	Tall Grass	X	X	X		06/04/2012	Extended 5/15/2012	
05/01/2012	607 Waterford-Recheck	Fence	X		X		05/31/2012	Working w/Paula	
05/01/2012	605 Waterford-Recheck	Fence	X	X	X			Working w/Paula	
05/01/2012	1000 Westgate-Recheck	Shrubs, Pool	X		X			Final Notice 5/24/2012	
05/01/2012	504 Waterford-Recheck	Tall Grass	X	X	X		05/01/2012		
05/01/2012	Celebration Station	Tall Grass-Recheck	X		X		05/01/2012		
05/01/2012	Hwy 78/Old Mckinney	Tall Grass-Recheck	X		X		05/01/2012		
05/01/2012	108 Wilcoxson-Recheck	Tall Grass	X		X		05/01/2012		
05/01/2012	400 Sherry-Recheck	Tall Grass	X	X	X		05/01/2012		
05/01/2012	203 Murchison-Recheck	Car Front Yard	X		X		05/01/2012		
05/01/2012	122 Houston-Recheck	Numerous	X	X	X			Final Notice 5/24/2012	
05/01/2012	308 Austin-Recheck	Pile Debris Back Yard	X	X				Spoke w/Owner 5/22/2012	

05/01/2012	Neathery-Beech		Tall Grass/Weeds	X				X				Final Notice 5/24/2012
05/01/2012	115 Beech-Recheck		Grass, Carport	X		X					05/15/2012	Grass Cut, Extended 5/1/2012
05/01/2012	307 E. Audie Murphy		Recheck-Numerous	X		X		X				Extended 5/31/2012
05/01/2012	310 Summit-Recheck		Tall Grass	X							05/01/2012	
05/02/2012	315 Prospect-Complaint		Bad Smell on Woodard	X							05/02/2012	Didn't Smell Anything
05/03/2012	Family Dollar-Mr Marks		Complaint-Dumping								05/03/2012	
05/03/2012	509 Clairmont		Dumping on Lot	X		X					05/03/2012	Pick up Bricks
05/07/2012	300 Gotcher		Tall Grass, Tree Down	X				X				Extended 5/25/2012
05/07/2012	421 Audie Murphy		Complaint-Tall Grass	X				X			05/25/2012	Letter Sent 5/8/2012
05/07/2012	202 Farr Hill		Tall Grass	X		X					05/21/2012	Spoke w/Owner
05/07/2012	316 Farr Hill		Tall Grass	X				X				Extended 5/25/2012
05/07/2012	Johnson-Floyd		Recheck-Tall Grass	X				X			05/07/2012	
05/07/2012	401 Audie Murphy		Tall Grass	X				X			05/25/2012	Letter Sent 5/8/2012
05/07/2012	501 S. Rike		Tall Grass	X							05/21/2012	Left Card
05/07/2012	505 S. Rike		Tall Grass	X				X			05/25/2012	Letter Sent 5/8/2012
05/07/2012	PR 100 #42-Recheck		Tall Grass	X		X					05/07/2012	
05/07/2012	PR 100-Recheck		Tall Grass	X		X					05/07/2012	
05/08/2012	606 S. Main-Recheck		Numerous	X		X		X			05/08/2012	
05/08/2012	818 S. Main-Recheck		Tall Grass	X		X		X			05/08/2012	City Mowed
05/08/2012	913 S. Main-Recheck		Grass, Tire, Debris	X		X						Extended 5/22/2012
05/08/2012	551 E. Audie Murphy		Recheck-Tall Grass	X				X			05/31/2012	Final Notice 5/24/2012
05/08/2012	411 McKinney		Recheck-Numerous	X		X						Give 60 Days
05/08/2012	507 Beene		Car Front Yard	X		X					05/22/2012	Spoke w/Owner
05/08/2012	110 W. Santa Fe		Car Front Yard	X				X			05/22/2012	3rd Time Car Parked in Yard
05/08/2012	319 Johnson		Appliance on Porch	X		X					05/22/2012	Spoke w/Owner
05/08/2012	402 Neathery		Recheck-Limbs	X		X					05/08/2012	
05/09/2012	Hendricks-380-Complaint		Trees									Trees being Chopped Down
05/09/2012	148 S. Main		Brick Repair	X		X		X			05/09/2012	5/29/2012 Getting Bids this week

05/08/2012	202 Farr Hill		Tall Grass	X					05/21/2012	Spoke w/Owner
05/08/2012	206 Farr Hill		Tall Grass	X	X				05/21/2012	Spoke w/Owner
05/14/2012	202 Farr Hill		Truck Front Yard	X	X				05/21/2012	Spoke w/Owner
05/14/2012	206 Rolling Hill		Tall Grass	X			X		05/31/2012	Letter Sent 5/14/2012
05/14/2012	314 Rolling Hill		Tall Grass	X			X		05/21/2012	Letter Sent 5/14/2012
05/14/2012	136 S. Main		Bricks Falling	X	X					5/29/2012 Should start work withi so
05/14/2012	Best Donuts-Complaint		Trash not in Dumpster	X	X					Spoke w/Owner
05/14/2012	Charlie's/Mr Jims		Trash not in Dumpster	X	X					
05/14/2012	Chinese Eatery		Trash not in Dumpster	X	X					
05/14/2012	1024 Pecan Creek		Tall Grass	X					05/31/2012	Spoke w/Owner
05/14/2012	709 Pecan Creek		Tall Grass	X					05/22/2012	Letter Sent 5/15/2012
05/14/2012	508 Neathery		Numerous	X	X		X		05/31/2012	Extended 5/14/2012
05/14/2012	551 W. Audie Murphy		Recheck-Good	X			X		05/14/2012	
05/14/2012	914 S. Main-Recheck		Tall Grass-Good	X			X		05/14/2012	
05/14/2012	1041 Old Josephine Rd		Recheck-Good	X			X		05/14/2012	
05/14/2012	1027 Old Josephine Rd		Recheck-Good	X			X		05/14/2012	
05/14/2012	Stevenson-Hwy 380		Recheck-Good	X			X		05/14/2012	
05/14/2012	111 Buckskin-Recheck		Numerous	X			X			Improving Extended 5/31/2012
05/14/2012	315 N. Main-Recheck		Tall Grass	X			X			Send Certified Letter 5/31/2012
05/14/2012	608 Meadowview-Recheck		Tall Grass-Good	X			X		05/14/2012	
05/14/2012	502 Waterford-Recheck		Tall Grass-Good	X			X		05/14/2012	
05/14/2012	Hwy 78/Maple-Recheck		Tall Grass-Good	X			X		05/14/2012	
05/14/2012	Revival- Hwy 78		Permit Ran Out	X	X				05/14/2012	Told to get Permit Renewed
05/15/2012	316 Summit		Tall Grass	X	X				05/22/2012	Spoke w/Owner
05/15/2012	314 Summit		Tall Grass	X	X		X			NOV 5/31/2012
05/15/2012	317 College		Tall Grass	X	X				05/21/2012	Spoke w/Owner
05/15/2012	504 Orange		Tall Grass	X	X				05/21/2012	Spoke w/Owner

05/15/2012	416 Orange		Tall Grass	X	X					05/21/2012	Spoke w/Owner
05/21/2012	601 S. Main		Tall Grass	X	X						Letter Sent 5/24/2012
05/21/2012	Grace Fellowship		Tall Grass	X	X		X			06/04/2012	Letter sent 5/24/2012
05/21/2012	Martin-McKinney		Tall Grass	X	X						Letter sent 5/24/2012
05/22/2012	301 Locust		Permit for Bldg	X	X						Send Certified Letter 6/4/2012
05/22/2012	306 S. Rike		Tall Grass	X	X						Letter sent 5/24/2012
05/22/2012	307 S. Rike		Tall Grass	X	X						Letter sent 5/24/2012
05/22/2012	202 S. Rike		Tall Grass	X	X						Letter sent 5/24/2012
05/23/2012	105 Johnson		Truck Yard	X	X			X		05/23/2012	Moving Items
05/23/2012	PR 100 #44		Tall Grass, Skirting	X	X					06/05/2012	Spoke w/Owner
05/23/2012	PR 100 #27		Numerous	X	X		X				NOV 5/31/2012
05/23/2012	PR 100 #16		Piles of Debris etc	X	X		X				NOV 5/31/2012
			Mattress, Wood, Skirt	X	X						
05/23/2012	PR 100 #23		Tall Grass, Skirting	X	X					05/31/2012	Spoke w/Owner
05/23/2012	PR 100 #12		Tall Grass	X	X					05/31/2012	Spoke w/Owner
05/23/2012	PR 100 #10		Furniture Back Yard	X	X					05/31/2012	Spoke w/Owner
05/23/2012	314 College		Garage Sale Signs	X	X					05/23/2012	Spoke w/Owner about where sign
05/23/2012	300 Woodard		Tall Grass	X	X						Letter sent 5/24/2012
05/25/2012	121 Lincoln		House Not Secured	X	X						Spoke W/Owner
05/25/2012	426 N. Washington		Garage Sale Signs	X	X					05/25/2012	Discussed where signs can be post
05/31/2012	311 Sid Nelson		Tall Grass	X	X		X				Extended 5/31/2012

FARMERSVILLE POLICE DEPARTMENT
PUBLIC SERVICE OFFICER: ANIMAL CONTROL MONTHLY REPORT
MONTH: MAY 2012

DATE	TYPE OF CALL	ADDRESS	VIOLATION	WARNING	NOTICE/VIOL	CITATION	IMPOUND	CC SHELTER	CFS#
05/01/2012	Loose Dog	513 N. Main	Put in Yard						
05/01/2012	Loose Dog	302 Austin	Returned to Owner						
05/01/2012	Stray Dog	Intermediate School	Unable to Locate						
05/01/2012	Stray Puppy	Onion Shed	Pound				X		
05/02/2012	Pick Up Puppies	Pound	CCAS					X	
05/02/2012	Stray Dog	208 Murchison	Pound				X		
05/03/2012	Pick Up Dog	Pound	CCAS					X	
05/04/2012	Stray Dog	Santa Fe	Unable to Locate						
05/10/2012	Stray Dog	401 Summit	CCAD					X	
05/10/2012	Stray Dog	304 N. Washington	Unable to Locate						
05/10/2012	Parrot	Chamber of Commerce	Returned to Owner						
05/11/2012	Pick Up Dog	Pound	CCAS					X	
05/11/2012	Ape	304 Gotcher	Joke						CCAS Called
05/11/2012	Stray Dog	Farr Hill	Unable to Locate						
05/13/2012	Complaint-Barking Dog	406 Summit	No Dogs Barking						
05/14/2012	Loose Dog	S. Rike	Unable to Locate						
05/14/2012	Complaint-Dog Loose	213 Farr Hill	Spoke w/Owner	X					
05/14/2012	104 S Rike-Recheck	Dog Tethering/Chickens	Good						
05/14/2012	Loose Sheep	108 Beech	Returned to Owner						
05/15/2012	Stray Cat	411 S. Rike	Pound						
05/15/2012	Pick Up Trap	Pound	402 Summit						Didn't Want
05/15/2012	Dog on Dog Bite	410 Hamilton	Owner Cited						
05/19/2012	Complaint	406 Summit	Dog Barking	X					
05/21/2012	Dangerous Dog	513 Pendleton	Spoke w/Owner						



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: CONSENT AGENDA – School Resource Officer Report

(II - E)

Month of:

May

Officer: Huggins

	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	TOTAL	
FTA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Curfew Viol	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Trespassing	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Drug Para	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
MIP Tobacco	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	
MIP Alcohol	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Assault M/C	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
D/C Language	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	
D/C Fighting	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Class Disrupt	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Disrup Trans	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
LETS Hours	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Presentation	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Events Worked	0	0	0	1	0	0	0	0	0	0	2	0	0	0	0	0	0	1	0	0	0	0	0	1	1	0	0	0	0	0	0	1	7
Off/Inc Reports	0	0	0	0	0	0	1	0	0	0	1	0	0	0	0	0	1	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	4
Arrest	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Extra Patrols	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Student Contact	0	0	1	0	0	0	0	0	0	0	1	0	0	0	0	1	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	4
PTA Meetings	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Counsel Forms	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Safety Drills	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Parent Contacts	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	1	2	0	0	0	1	0	0	0	0	0	6
Res Chks	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	3
Traffic Stops	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	2
TOTAL	0	0	2	3	0	0	1	0	0	0	4	0	0	0	0	2	5	1	0	0	0	2	4	1	1	1	0	0	0	0	1	28	



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: CONSENT AGENDA – Fire Department Report

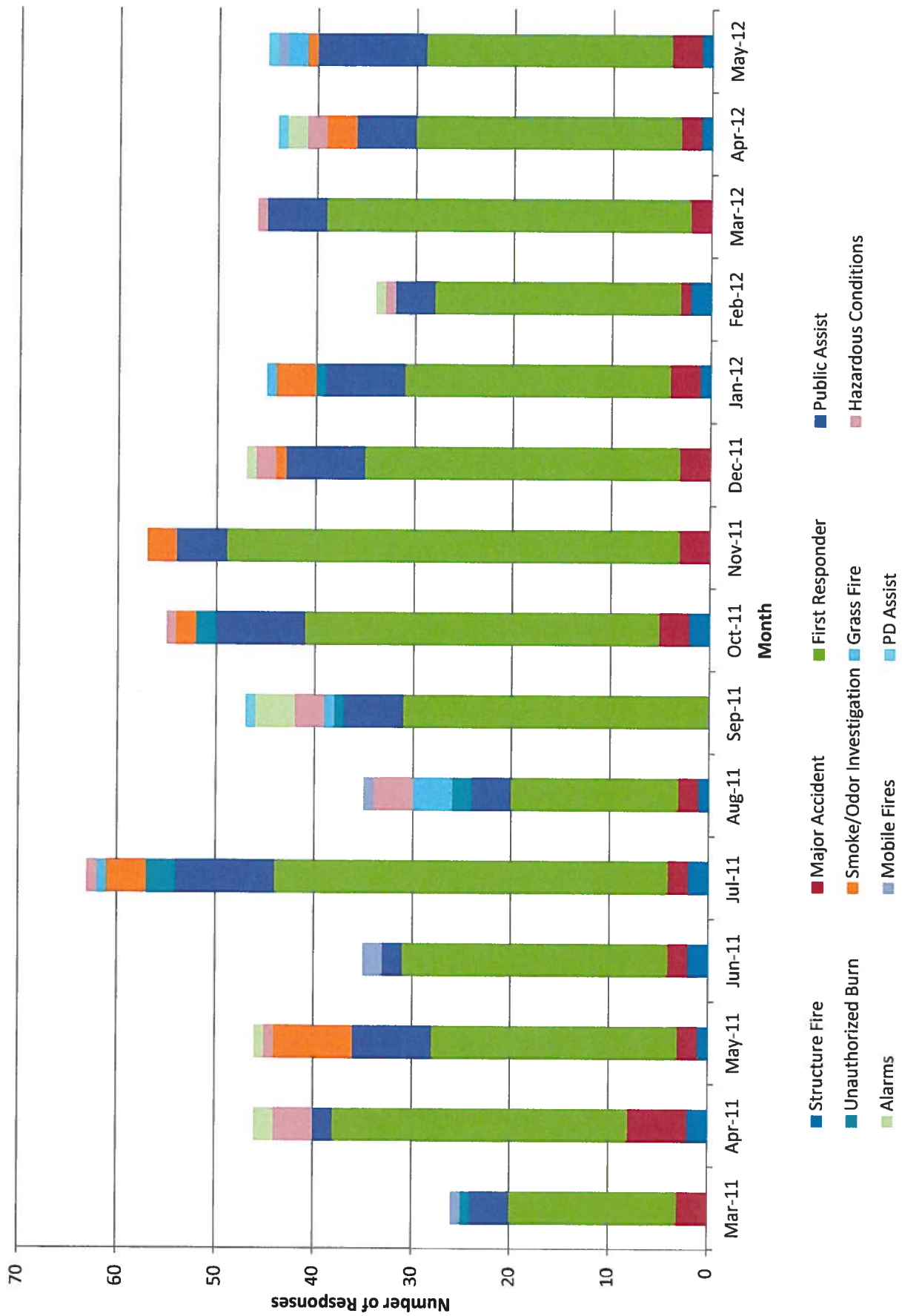
(II - F)

FARMERSVILLE FIRE DEPARTMENT
CITY COUNCIL MONTHLY REPORT
MAY 2012

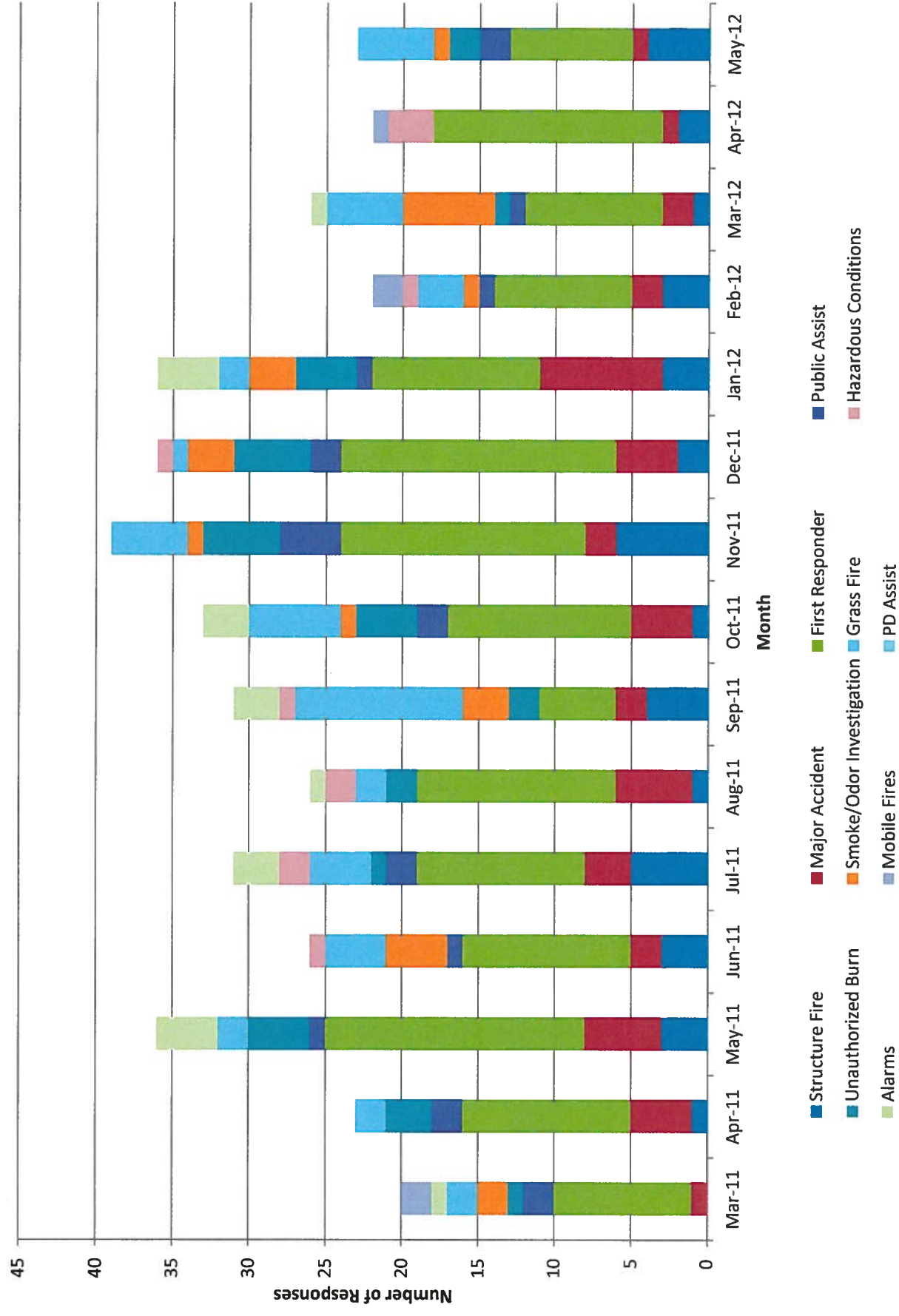
1. The Annual Fish Fry was a great success and the department would like to thank the Council for its support especially the Mayor for his dedication in helping to sell raffle tickets. As was reported in the paper, even though the actual attendance numbers were down due to the playoffs, and some other items going on, we still were able to clear over \$8,000.00.
2. We are now going to shift towards the July 4th "Sparks of Freedom" that will be held at Southlake Park. This is going to be simplified the first year so we will have a free fireworks show beginning at approximately 9:00p.m. along with a barbeque and snow cone machine. The fire department will assist in parking cars and post trucks while fireworks are being shot by Mr. Charlie Peters. This should be quite a show and bring people out who really have never utilized Southlake Park in the past.
3. The grass fire season seems to be starting early this year even though we are not in a drought as we were this time last year. The County Fire Marshal has not given a burn ban yet but has advised should the index continue to rise he will seek avenues to do so.
4. The department is continuing to work towards our upcoming pre-ISO inspection August 30th. We have met with the City Manager and made plans towards getting all fire hydrants flow tested and color coded has been achieved and will be implemented shortly. Fire Department records are also being gone over to discover any discrepancies.

KIM R. MORRIS
Farmersville Fire Chief

Farmersville Fire Department City Responses



Farmersville Fire Department County Responses





TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: CONSENT AGENDA – Municipal Court Report

(II - G)

FARMERSVILLE MUNICIPAL COURT

MONTHLY REPORT MAY 2012

Cases Filed	112
Class C Complaints Received	0
Dispositions Prior to Trial	55
Pre-Trial Hearings Held	0
Non-Jury Trials Held	0
Jury Trials Held	0
Cases Dismissed	
After Driving Safety Course	6
After Deferred Disposition	23
After Proof of Financial Responsibility	4
Compliance Dismissal	3
Dismissed at Trial (By Prosecutor)	0
FTA's Issued	0
Warrants Issued	10
Total Outstanding Warrants	1268
Total Due from Outstanding Warrants	\$408,577.00
Warrants Cleared by Court	58
Warrants Sent to Collection Agency	0
Warrants Cleared by Collection Agency	2
Warrants Sent to Omnibase	0
Warrants Cleared by Omnibase	0
Number of Disposed Cases	158
Total Revenue	\$13,404.00
Total Kept by City	\$8,632.91
Total Remitted to State	\$4,771.09

FARMERSVILLE MUNICIPAL COURT

MONTHLY REPORT MAY 2012

WARRANT STATUS REPORT

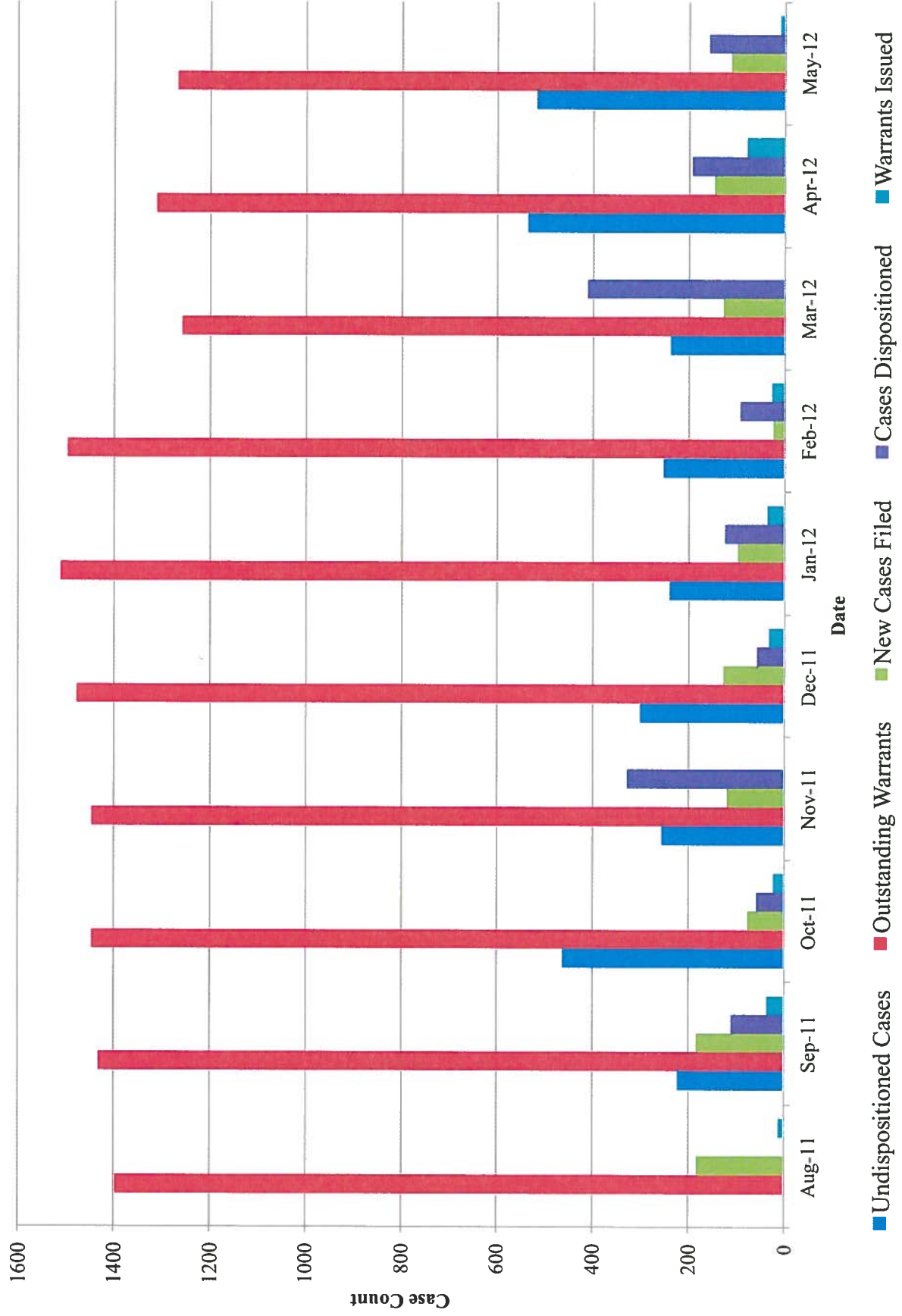
For the past several months, the Municipal Court has been conducting an internal warrant audit. The Court now has many defendants on payment plans, and we are working continuously to attempt to collect on our outstanding warrants.

On May 14, 2012 a local warrant service day was held with the Farmersville Police Department arresting 7 local defendants. The total dollar amount of warrants cleared was \$9,278.00 with \$2,350 in cash payments and the remainder in jail time credit.

On July 14, 2012 a warrant roundup has been scheduled which will be a combination effort with several agencies participating. The Collin County Sheriff's Office, Collin County Constables, Justice Court Precinct 2, Municipal Court and Farmersville Police Department will all be participating in this large-scale warrant roundup. The warrant roundup will begin at 4 p.m. and end at approximately 12 or 1 a.m. This is not for publication at this time, but news media will be there to cover the event.

Farmersville
DISCOVER A TEXAS TREASURE

Municipal Court Case and Warrant Rate





TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: CONSENT AGENDA – Public Works and Customer Service Report

(II - H)



Public Works Monthly Report

Service Order Status



Service Order Group	Apr-11	May-11	Jun-11	Jul-11	Aug-11	Sep-11	Oct-11	Nov-11	Dec-11	Jan-12	Feb-12	Mar-12	Apr-12	May-12
Utility Billing	20	30	41	17	35	45	44	29	28	32	26	32	20	26
Street System	7	3	8	2	5	5	0	2	1	3	4	20	16	9
Water System	8	11	5	17	17	30	23	14	6	3	16	16	17	27
Waste Water System	11	5	6	2	2	4	1	1	1	8	8	9	11	6
Storm Water System	0	4	0	1	2	3	1	0	2	1	5	4	8	0
Property and Buildings	18	16	13	7	6	4	3	3	1	2	14	8	8	5
Electrical System	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Refuse System	30	25	26	17	7	9	4	20	10	15	7	16	25	22
Projects	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Vehides	0	0	2	0	0	0	0	0	0	0	0	0	0	0
Public Works	0	3	3	0	1	5	0	0	0	1	0	1	0	0
Miscellaneous	1	6	13	15	30	18	11	9	3	5	17	3	5	4
Total	95	104	117	78	105	123	87	78	52	70	97	109	110	99

Note:

1. Number of outstanding service orders, 30 days or older (backlog): 22.
2. Number of elevated service orders: 8 completed, 2 outstanding
3. Adjusted/corrected March figures.

Public Works General

1. One staff meeting conducted.

2. No increase in lost time accidents for the year.
 - a. Total Number for 2011-2012: 1
 - b. Total lost days for 2011-2012: 6
 - c. Accidents in Month: None

Street System

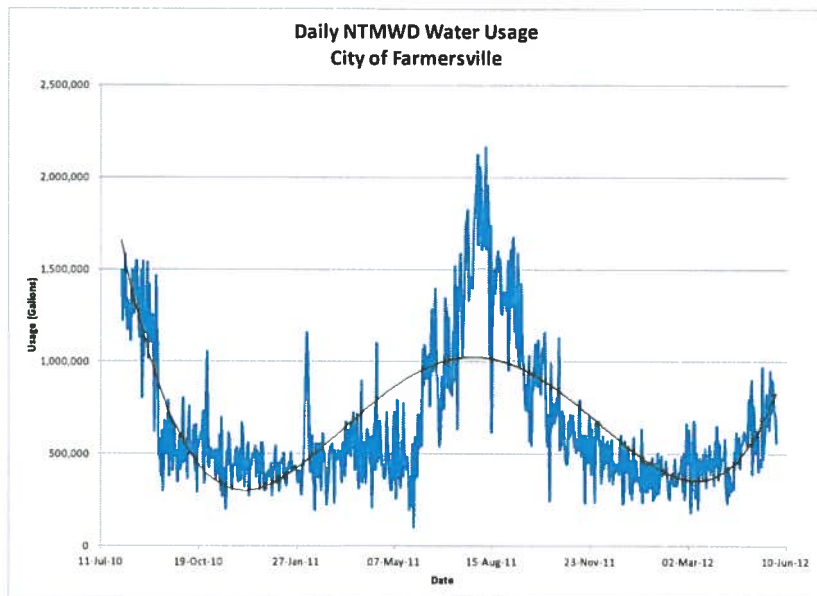
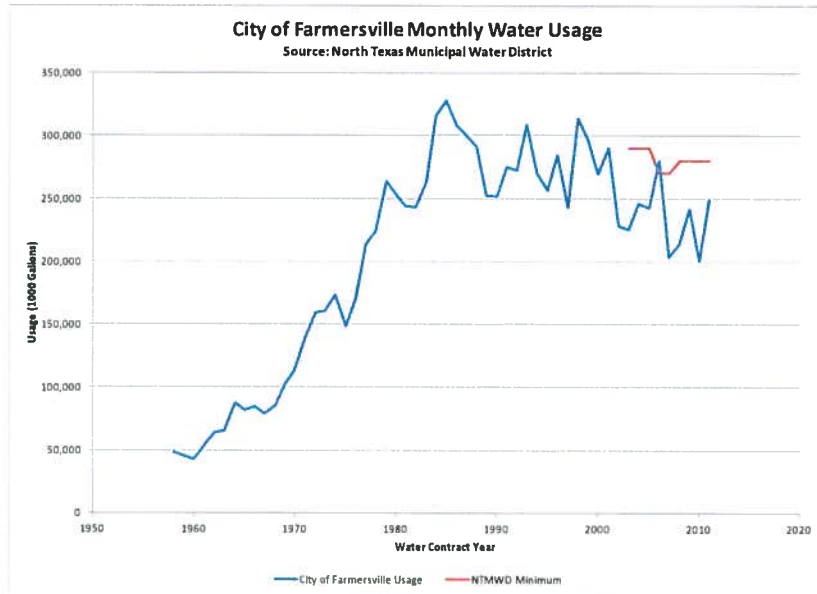
1. Project Backlog
 - a. Maintenance resurfacing.
 - i. Old Josephine Road
 - ii. Summit at Rike Street.
 - iii. West Santa Fe.
 - iv. Houston Street at Main.
 - v. Rike at East Santa Fe.
 - b. Safe Routes to School. See project status below.
 - c. Main Street sidewalks. In-Work, see project status below.
 - d. Install remainder of school zone signs.
 - e. Parking lot stripes downtown.
 - f. School crossing stripes.
 - g. GO Bond related engineering.
 - i. Sycamore Street Panel Replacement (Hwy 78 to Jackson)
 - ii. CR557 (US 380 to SH 78) Overlay
 - iii. Hamilton Street (Yucca to Gaddy) Overlay

Water System

1. Project backlog
 - a. US 380 utility relocation. See project status below.
 - b. Fire hydrant painting. Complete, awaiting bonnet color coding and fire hydrant testing.
 - c. Waterline extension for Caddo Park.
 - d. ISO level 3 certification.
 - i. ISO consultant, Mike Pietsch of Consulting Services, Inc. on board and working with Chief Morris.
 - ii. Buy remaining equipment.
 - iii. Perform fire hydrant flow testing.
 - e. Transfer NTMWD customers to CoF along Hwy 380.
 - f. GO Bond related engineering.
 - i. Automated Meter Reading System
 - ii. North ET/North Main Street
 - iii. Rike/Houston/Austin Street
2. Meter Report (1354):
 - a. Residential Meters (1130, -7)
 - b. Commercial Meters (178, +6)
 - c. Industrial Meters (30, -1)
 - d. Public Meters (16, +0)
 - e. Wholesale Meters (6, +0)

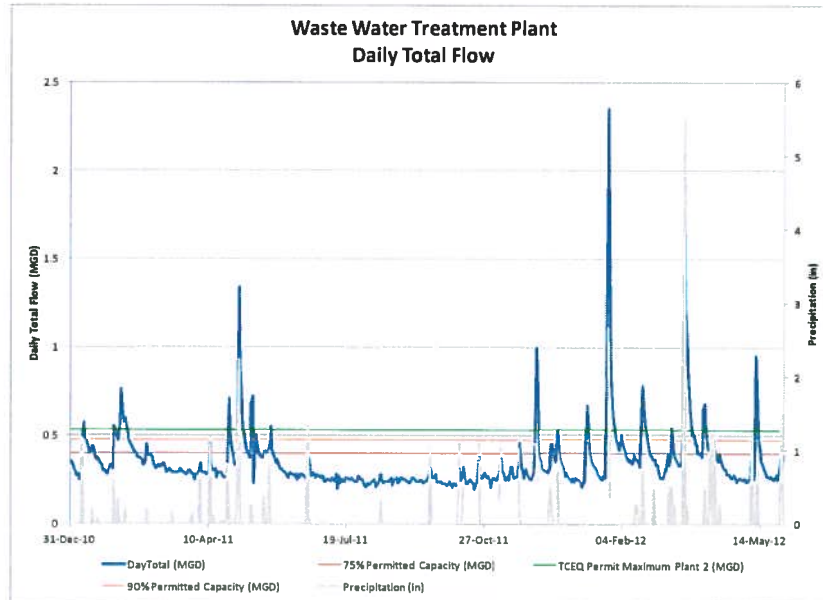
3. Consumption Report

- a. Inflow (NTMWD), Calendar Year to Date: 71,525,000
 - b. Inflow (NTMWD), Month: 20,495,000
 - c. Usage, Calendar Year to Date: 63,786,970 gallons
 - d. Usage, Month: 15,855,610 gallons
 - e. Usage, Average Daily Water Usage for the Month: 301,025 gallons
 - f. Calendar Year Water Loss Percentage (to date): 10.82%
4. Stage 2 water restrictions are in place as of 1 June 2012.



Waste Water System

1. Project backlog:
 - a. GO Bond related engineering.
 - i. South Main & Abbey – Gravity Main
 - ii. Hwy 78 & Maple Street – Gravity Main
 - iii. Hwy 78 & CR 611 – Gravity Main
 - iv. Floyd Street Lift Station



Storm Water System

1. No new news.

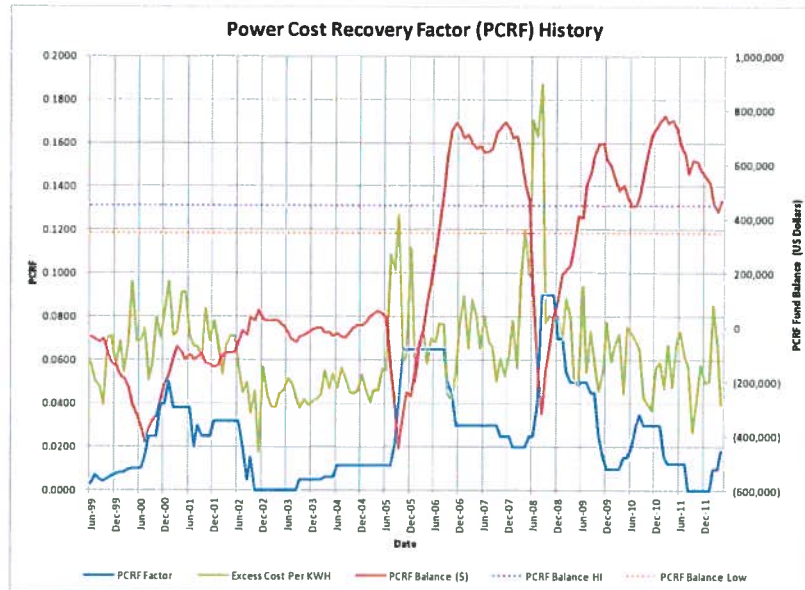
Property and Buildings

1. Project backlog:
 - a. Public Safety Building
 - i. EMS Cabinet backslash.
 - ii. Sofas, recliner, and desk chair.
 - iii. Punch list items.
 - iv. No parking signs.
 - b. Public awareness/tornado sirens (Complete)
 - c. City of Farmersville emergency radio system
 - i. Contractor: American Communications.
 - ii. Scheduled for installation by end of June 2012.
 - d. JW Spain
 - i. Install signs that prohibit unauthorized vehicles on the fields
 - ii. Fix shorting problem on field 3. Fix remaining lighting problems (Complete).
 - e. Chaparral Trail
 - i. See project status below.

- f. Old Country Club Building demolition. (Complete)
 - g. Public Works maintenance barn updates.
 - i. Reconfigure and update indoor space
 - 1. Bathroom
 - 2. Locker space
 - 3. Shower
 - 4. Kitchenette/lunchroom
 - 5. Office space
 - ii. Shelving
 - iii. Lean-to covered area for parts
 - h. Splash Pad.
 - i. Water reclamation project.
 - ii. Sidewalk connector to the gazebo.
 - iii. Restroom facilities.
 - i. Police shooting range.
2. Inspected City Park playground equipment. The following items are due for replacement/maintenance:
- a. Swing Set: paint, 6 sets of swing assemblies, playground sand.
 - b. Slide: paint, build sand box, remove clay protrusion, end cap.
 - c. Trim low hanging trees
 - d. Grind up stump by Onion Shed
 - e. Fix 2 park tables: east side, west side.
 - f. Clean up graffiti from plastic park playground equipment.
 - g. Replace memorial (Eva Stoval) pots and have Garden Club replant flowers.
 - h. Replace slats on park bench, southwest corner.
 - i. Add rock under plastic slide.
3. Inspected Southlake Park playground equipment. The following items are due for replacement/maintenance:
- a. Repair/remove broken portal.
 - b. Replace hanging bars, 10.
 - c. Replace missing grill, qty 2.
 - d. Replace bench at the boat ramp.
 - e. Replace weak boards on fishing pier.
 - f. Improve hose bib installation.
4. Inspected Rambler's Park playground equipment. The following items are due for replacement/maintenance:
- a. Replace Rambler's Park sign.
 - b. Replace Splash Zone sign.
 - c. New placards indicating park time for watering restriction levels.
5. Made decision to move mowing during summer months to part-time person.
6. Removed diesel storage tank from maintenance barn area.
7. Removed old stored chemical from maintenance barn area.
8. Replaced outdated oil reclamation drums with modern facility.

Electrical System

1. Project Backlog:
 - a. Understand the 5 year maintenance plan.
 - b. Investigate the costs involved for the City to take over the electrical system maintenance. (In work)
2. Created PCRf tracking and management chart.



Refuse System

1. CWD agreed to set commercial rate equal to the current residential rate.
2. Completed IESI refuse container audit.

Inspections, Permits, Plats

1. O'Reilly's construction complete. Certificate of occupancy issued.

Vehicles

1. No new news.



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: CONSENT AGENDA – Library Report

(II - I)



Charles J. Rike Memorial Library

203 Orange Street - Farmersville, Texas

www.rikelibrary.com

972-782-6681

Monthly Report: May – 2012

Circulation:	1,760
Computer Users:	407
Visitors:	1,421
Inter-library Loan	
Books loaned to other libraries:	2
Books borrowed for our patrons:	7
Patrons Saved \$ *	\$24,872.61
New Patrons:	30
Volunteer Hours Donated:	26 hours 25 minutes

Other Items of Interest:

On May 23, Trisha Dowell along with the directors of McKinney and Allen libraries attended a meeting with Collin County Judge Self to discuss the county's funding for libraries. This year we are changing the way we request money from the commissioners. During the last budget sessions they were focusing on the unincorporated population of the county. The formula for this upcoming year is the county's unincorporated population and the minimum Texas State Library's accreditation funding per capita for that level of population. This ends up being \$80,926 less than prior years funding requests. Below are the past, current and future proposed funding amounts for Farmersville. Please keep in mind that for FY2012, we received more than originally requested due to Plano pulling out of the Collin County agreement. The new funding formula is approx. a \$2,720 decrease in funding for Farmersville for the upcoming fiscal year.

FY 2011 - \$ 15,730

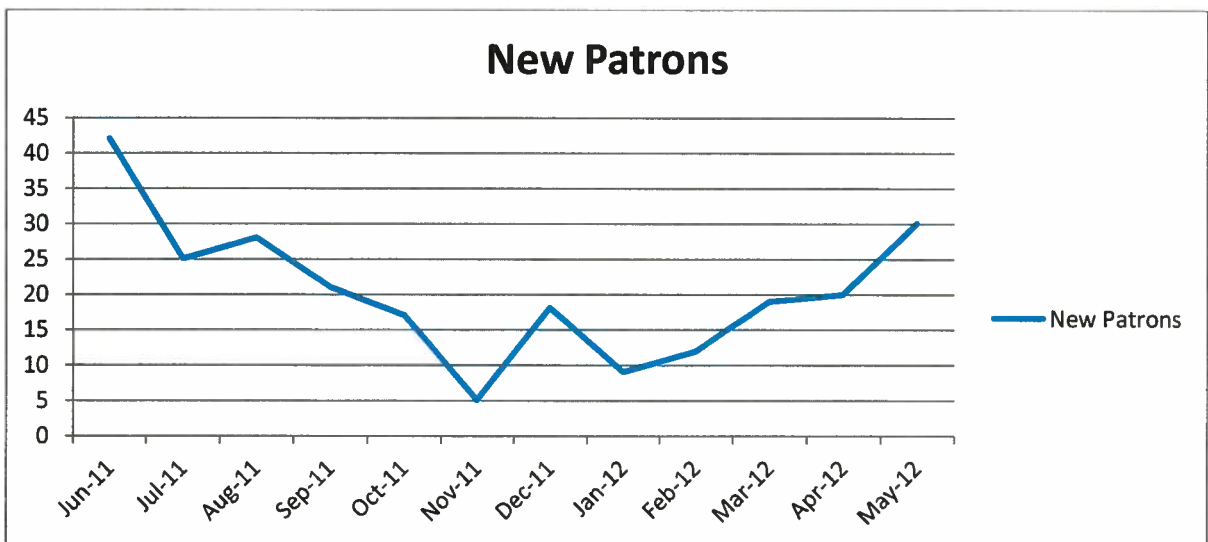
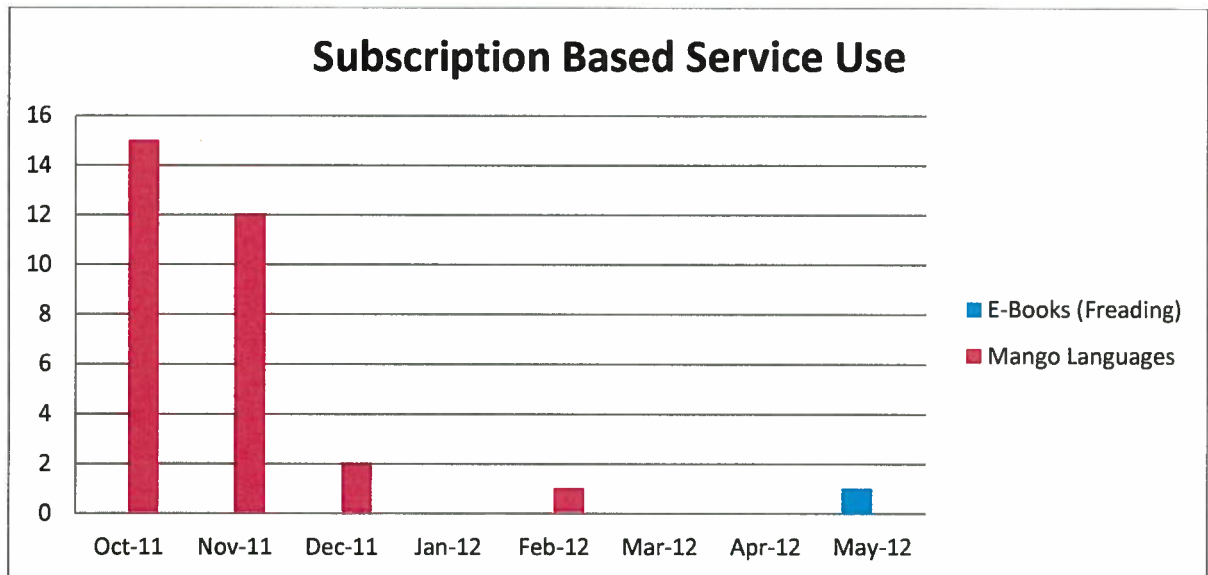
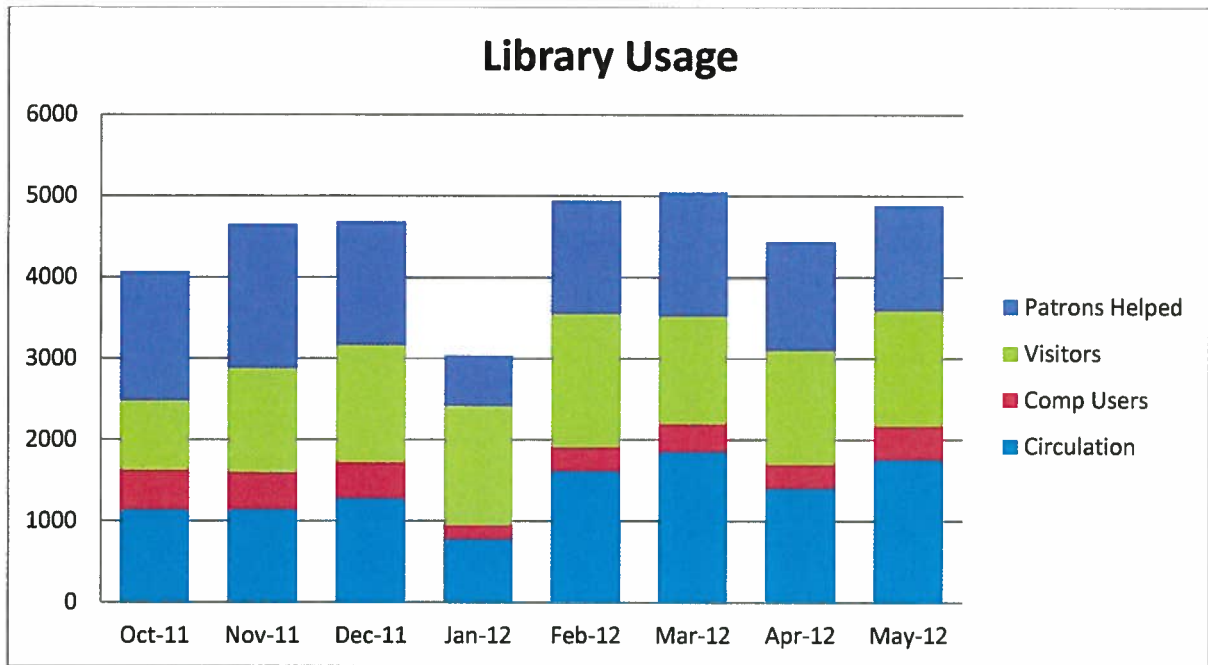
FY 2012 - \$ 15,694 →(actually received \$ 17,822)

FY 2013 - \$ 12,975

Planning and setting up events for June at the library:

- **Summer Reading Club** – Wednesdays, June 6 through August 15 at 2:00 – 2:45 pm.
 - *Special Bonus Days for Summer Reading Club:*
 - Friday, June 22: we will have a special program with a very special guest.
 - Tuesday, July 3: we will have Kelly the clown, the Ambassador of Laughter from Ringling Bros. Circus at 11:00 – 11:30 am.
- **Audie Murphy Day** – Saturday, June 23 at 2:00 pm we will host the author, Henry Bodden, who will give a short talk about Audie Murphy before a book signing of his book "In the footsteps of valor".

* Patron Saved \$ Amount: This amount is how much our patrons save by borrowing books and videos from the Library versus buying them from a bookstore. It is a number that our automation system tracks when there is a price attached to a material.





TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: CONSENT AGENDA – City Manager's Report

(II - J)



City Manager Monthly Report

City Manager General

1. Attended the following community meetings:
 - a. Farmersville Economic Development Corporation (4A).
 - b. Farmersville Community Development Corporation (4B).
 - c. City Council Meeting qty 2.
 - d. Planning and Zoning.
 - e. Audie Murphy Day.
2. 613 Maple Street: building demolished by property owner. Still some debris to pick-up.
3. 136 South Main Street: building experiencing brick veneer deterioration and is a safety hazard. Owner is currently fixing and expects to be complete by 15 June 2012.
4. 148 South Main Street: building experiencing brick veneer deterioration and is a safety hazard. Owner is currently securing a contractor. City staff meeting with owner on Monday, 11 June 2012.
5. County run-off election moved to Civic Center on 31 July 2012.
6. November election early voting moved to Civic Center.
7. Reviewed definitive agreement document for Lakehaven MUD and suggested changes. Lakehaven MUD is currently modifying document to incorporate changes.

Ordinances and Ordinance Changes

1. Backlog
 - a. New
 - i. Painting of fire hydrants.
 - ii. Electrical customer infrastructure/impact fees.
 - iii. Sidewalk standards (Complete).
 - iv. Street sign standards.
 - v. Resolution for new Emergency Management Plan.
 - vi. Noise ordinance (Started).
 - vii. Landscaping and penalty ordinance.
 - b. Change
 - i. Credit card processing fees for credit card payments. (Complete)
 - ii. Standard design details for: water, wastewater, etc.
 - iii. Fee schedule update for permit and plat retainers.
 - iv. After review of existing ordinances the current firework ordinance allows the 4th of July Sparks of Freedom event. (Complete)

- v. Stop sign change on Farmersville Parkway at Hamilton and Johnson. (Complete)
- vi. Rescind municipal court judge ordinance from 2011. (Complete)
- vii. Commercial recycling rate change to match residential rate.
- viii. Revision to the ordinance codification.

Contracts

- 1. Backlog
 - a. None at this time.
- 2. Water wholesale contracts under review by water wholesale entities.
 - a. North Farmersville WSC: signed.
 - b. Copeville SUD: sign on Thursday, 14 June 2012
 - c. Caddo Basin SUD: does not desire contract.
- 3. Franchise agreements under a detailed review. Refuse, telephone, gas, etc.

Planning

- 1. Continued to support the creation of a new Comprehensive Plan. Initial group meetings set up.

Policy Changes

- 1. Backlog
 - a. Financial policies.
 - b. Personnel policy updates.

Personnel Related Matters

- 1. Paula Jackson hit twenty (20) year employment anniversary!!!
- 2. One opening in Public Works filled. The replacement for Gene Foster is Nick Miller.
- 3. One opening in police department. Replacement for Randle Flowers.
- 4. Police department considering a personnel replacement program that involves local talent trained by the department via the Police Academy.

Customer Service Window

- 1. No new news.

Budget/Finance

- 1. Continued work on the revised budget. Budget workshop planned for 26 June 2012.
- 2. Completed detailed review of franchise fees and agreements. The following items need attention:
 - a. AT&T broadband
 - b. T-Mobile

3. Held kick-off meeting with First Southwest regarding the GO Bond. Earliest funds will become available is August 2012. First allocation will be for \$1.5M.

Information Technology

1. New leased copiers are installed.
2. Currently integrating all the City buildings into an enterprise network. This helps with information sharing and data collaboration (sharing calendars, etc.).
3. Police department now using Verizon air cards.
4. Started FY2012/2013 budget.

Special Events

1. Budget and Council training, 16 June 2012, 9:00 am.
2. Audie Murphy Day upcoming, 23 June 2012. Attended organizational meetings.
3. July 4th fireworks, Sparks of Freedom – Farmersville upcoming.



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: INFORMATION ITEM - Update regarding status of grants applied for and/or received by the City including bonds

(III - A)

Special Projects/Grants

Description	Total Project Estimate	City's Share	Estimated Construction Begin Date	Estimated Construction Completion Date	Comments and Status
Safe Routes to School Grant Funded by TxDOT	\$674,000	\$5,000 CoF Funded	Jan-13	Aug-13	Survey complete. Design work underway. Coordination work with TxDOT complete. In-process Detailed Design Review next step. TxDOT project funds will become available in Oct 2012.
Main Street Grant Texas Capital Fund	\$150,000	\$15,000 Cash CoF Funded	Mar-12	Aug-12	Projected started April 2012. Funds remaining for additional work, \$90K. Reserving \$40K for lighting. Sidewalk complete.
Chaparral Trail Grant Texas Parks & Wildlife	\$200,000	\$50,000 4B Funded (In-Kind, City Labor/Equipment possible)	Jun-12	Jul-14	Decomposed granite subcontractor selected. Design documents complete. Awaiting construction award.
US 380 Utility Relocation Phase III – Certificate of Obligation	\$500,000		Jul-11	Jun-12	System operational. Only a few minor punch list items remain.
Farmersville Parkway Phase III Collin County Bond	\$3,800,000	\$1,900,000	On-Hold	On-Hold	Design complete, some ROW acquired, On hold waiting matching funds, 50%.
Floyd Street Extension Collin County Bond	\$200,000	\$100,000	On-Hold	On-Hold	We have received and spent funding for design and some Right-of-Way only. On hold awaiting matching funding, 50%



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: INFORMATIONAL ITEM – FEDC (4A) Financial Report

(III - B)

Farmersville Economic Development Corp (4A)
Investment and Budget Report

May 2012

Prepared by: Daphne Hamlin

Farmersville Economic Development Corp 4A
May 2012

Statement Balance 5-1-2012	\$85,968.43
Deposits:	
Sales Tax:	\$17,644.64
Sales Tax:	\$-
Cking Int .10%	\$4.01
CD Interest	\$123.29
Transfer to Texpool	
Transfer from Texpool	\$-
Checks 1044, 1051 n 1052	<u>\$(2,789.25)</u>
Statement balance 5-31-2012	\$100,951.12

Outstanding Transactions

Sales Tax
Transfer to Texpool
CD Interest

Balance 05-31-2012	<u>\$100,951.12</u>
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Farmersville Economic Development Corporation
Cumulative Income Statement
For the 12 Months Ended, September 30, 2012

	FY 2012 Budget	October	November	December	January	February	March	April	May
Beginning Bank Balance		\$39,956.89	\$53,157.44	\$17,516.02	\$13,217.72	\$15,080.69	\$16,381.86	\$7,504.21	\$85,468.41
Deposits									
Sales Tax Collections	\$125,000.00	\$13,092.88	\$14,209.49	\$10,531.49	\$13,829.65	\$13,757.73	\$12,009.73	\$87,727.67	\$17,644.64
Interest Income cking	\$2,200.00	\$2.91	\$2.19	\$1.96	\$0.37	\$0.50	\$0.82	\$1.37	\$4.01
Misc (accts rec)(JD Russell loan)									
Transfer from T to First Bank									
Transfer funds to CD				\$20,000.00				\$30,000.00	
Transfer to Texpool									
CD Interest Earned		\$184.93	\$228.09	\$123.39	\$127.40	\$127.40	\$119.18	\$127.40	\$123.29
Total Revenue	\$127,200.00	\$53,237.61	\$17,597.21	\$48,172.86	\$27,175.14	\$28,966.22	\$28,511.58	\$125,360.65	\$103,240.35
Expenses:									
Administration	\$5,000.00								
Profession Fee(PR Specialist)	\$2,000.00								
Meeting Expenses	\$1,000.00	\$80.17	\$81.19	\$140.12	\$75.00	\$84.37	\$84.37	\$107.44	\$60.00
Dues/School/Travel	\$500.00								
Office Supplies	\$200.00								
Marketing/promotion Expenses									
Marketing/Promotion Expenses/Advertising	\$15,000.00							\$4,462.50	
NCCLP	\$500.00								
Collin College Sponsorship	\$7,500.00						\$7,500.00		
Legal Service	\$2,500.00						\$1,000.00		
Farmersville Chamber							\$500.00		
Farmersville Rotary									
Total Expenditures	\$34,200.00	\$80.17	\$81.19	\$140.12	\$75.00	\$84.37	\$9,084.37	\$4,569.94	\$60.00
Directive Business Incentives									
Highway 380/STATE Highway 78	\$50,000.00								
Collin College Project(sewer/street/electric)	\$100,000.00								
NTMWD Regional WW Treatment	\$150,000.00								
Planning	\$100,000.00			\$27,000.00					
TIRZ Planning Analysis	\$25,000.00			\$7,815.02	\$12,019.55			\$10,322.30	\$2,229.25
Facade Grant Program	\$50,000.00					\$12,500.00	\$11,923.00	\$25,000.00	
Total Development Cost	\$475,000.00			\$34,815.02	\$12,019.55	\$12,500.00	\$11,923.00	\$35,322.30	\$2,229.25
Total Expenditures	\$509,200.00	\$80.17	\$81.19	\$34,955.14	\$12,094.55	\$12,584.37	\$21,007.37	\$39,892.24	
Revenue vs Expenditures	(\$382,000)								
From Reserves	\$382,000.00								
Balance Budget	\$-								
Total Expenditures		\$80.17	\$81.19	\$34,955.14	\$12,094.55	\$12,584.37	\$21,007.37	\$39,892.24	\$2,289.25
Ending Bank Balance		\$53,157.44	\$17,516.02	\$13,217.72	\$15,080.69	\$16,381.86	\$7,504.21	\$85,468.41	\$109,510.10
CD Investment		\$250,000.00	\$250,000.00	\$250,000.00	\$250,000.00	\$250,000.00	\$250,000.00	\$250,000.00	\$250,000.00
Texpool Balance		\$365,755.31	\$415,787.82	\$395,813.58	\$395,942.99	\$395,871.37	\$395,910.04	\$365,944.94	\$365,983.67
Interest Earned		\$26.08	\$32.51	\$25.76	\$29.41	\$28.38	\$38.67	\$34.90	\$38.73
Total Available Funds		\$668,912.75	\$683,303.84	\$659,031.30	\$660,923.58	\$662,253.22	\$653,414.25	\$701,413.35	\$725,493.77

Farmersville Economic Development Corporation
Cumulative Income Statement
For the 12 Months Ended, September 30, 2012

June	July	August	September	YTD
				\$182,803.28
				\$14.13
				\$-
				\$50,000.00
				\$-
				\$(50,000.00)
				\$1,161.08
\$0.00	\$-	\$-	\$-	\$183,978.49
				\$-
				\$-
				\$632.49
				\$-
				\$-
				\$-
				\$-
				\$4,462.50
				\$-
				\$7,500.00
				\$-
				\$1,000.00
				\$500.00
\$-	\$-	\$-	\$-	\$14,094.99
				\$-
				\$-
				\$-
				\$-
				\$27,000.00
				\$32,386.12
				\$49,423.00
\$-	\$-	\$-	\$-	\$108,809.12
				\$122,904.11
				\$-
				\$-
\$-	\$-	\$-	\$-	\$122,904.11
				\$61,074.38
				\$254.44
				\$-

SUMMARY OF ACTIVITY IN TEXPOOL INVESTMENT ACCOUNTS ECONOMIC DEVELOPMENT

6/7/2012

4A INVESTMENT ACCT	4A Certificate of Deposit
--------------------	---------------------------

Beginning Market Value for reporting period

\$365,944.94

Changes in Market Value:

Deposits

Withdrawals

Interest Earned

\$38.73

Ending Market Value for Period

\$365,983.67

\$250,000.00

Weighted average maturity = 48 days

The Public Funds Investment Act (Sec.2256.008) requires the City's Investment Officer to obtain 10 hrs. of continuing education each period from a source approved by the governing body. Listed below are courses Daphne Hamlin will complete to satisfy that requirements.

06-2010 NCTCOG - Public Funds Investment Act Part 1 6 hrs.

06-2010 NCTCOG - Public Funds Investment Act Part 11 6 hrs.

I hereby certify that the City of Farmersville's Investment Portfolio is in compliance with the City's investment strategy as expressed in the City's Investment Policy (Resolution 99-17, and with relevant provisions of the law.



Daphne Hamlin, City Investment Officer



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: INFORMATIONAL ITEM – FCDC (4B) Financial Report

(III - C)

Farmersville Community Development Corp (4B)
Investment and Budget Report

May 2012

Prepared by: Daphne Hamlin

Farmersville Community Development Corporation
Financial Statement
For the Fiscal Year Ended September 30, 2012

	October	November	December	January	February	March	April	May	June	July	August	September
Beginning Bank Balance	29,097.38	\$32,935.42	\$41,910.11	\$44,542.31	\$50,873.34	\$54,341.72	\$59,732.65	\$47,547.32				
Deposits:												
Sales tax deposits	13,092.88	14,209.49	\$10,531.49	13,829.65	13,757.76	\$12,009.73	\$87,727.67	\$17,644.64				
Interest income-bank	2.59	1.63	\$1.70	2.03	2.52	\$2.86	\$3.52	\$3.31				
Transfer to TexPool												
Transfer From Texpool to First Bank								-\$100,000.00				
Check Stock												
Reimbursement for Marketing								\$4,462.50				
Reimbursement for Main Street Mgr.												
Adjusting Entry	(13.39)											
Total Revenues	42,179.46	47,146.54	\$62,443.30	\$6,373.99	\$4,633.62	\$66,354.31	\$51,926.34	\$66,195.27	\$0.00	\$ -	\$ -	\$ -
Disbursements:												
Main Street	2,815.16	2,815.18	4800.19	3,232.08	3,868.23	\$3,484.44	\$2,904.02	\$2,926.82				
Miscellaneous	1,511.15	1,003.77				\$379.77		\$20.00				
Maintain Downtown Irrigation System	50.00											
Branding Marketing Commitment	1,333.35	\$ 1,417.50	\$ 1,889.00	\$ 1,554.22	875.00	\$1,575.00	\$475.00	\$675.00				
Reimburse city for accounting												
Electric Project South Lake Park	304.38			\$ 1,109.37	2,318.67			\$871.17				
Chaparral Trail Improvements												
FCDC 48 Training												
Collin College Scholarship sponsorship												
Support Parks & Recreation Plan												
Chamber of Commerce				\$ 1,500.00								
May Taxes						\$802.45						
Bain Honaker House Restoration								\$3,500.00				
Downtown Museum seed money	1,000.00						\$1,000.00					
Visitor's Center awning replacement	750.00											
Wildflower Planting	1,480.00											
Christmas Activities			\$ 1,211.80									
Splashpad water reclamation Project												
Splashpad Restrooms												
Fire Works								\$2,000.00				
Historical Marker for Post Office Bldg												
Property Purchase												
Total Expenses	9,244.04	\$ 5,236.43	\$ 7,900.99	\$ 7,500.85	\$10,291.90	\$6,821.88	\$4,378.02	\$25,887.54	\$0.00	\$ -	\$ -	\$ -
Ending Bank Balance	32,935.42	\$ 41,910.11	\$ 44,542.31	\$ 50,873.34	\$54,341.72	\$59,732.65	\$47,547.32	\$29,204.74	\$0.00	\$ -	\$ -	\$ -
TEXPOOL Balance	134,527.68	\$134,538.63	\$134,548.86	\$134,558.86	\$134,568.51	\$134,581.55	\$234,593.95	\$234,616.18				
Interest Income-TEXPOL	9.58	11.95	9.23	10.00	9.65	\$13.14	\$12.30	\$22.23				
Total Available Funds	167,463.10	\$176,449.74	\$179,091.17	\$185,432.20	\$188,910.23	\$194,314.30	\$282,141.27	\$263,820.92				

Signed:

Farmersville Community Development Corporation
Financial Statement
For the Fiscal Year Ended September 30, 2012

6/7/2012



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: INFORMATIONAL ITEM – Planning & Zoning Minutes

Electronic minutes are found at the following link:

http://www.farmersvilletx.com/government/agendas_and_minutes/planning_and_zoning/index.jsp

(III - D)

FARMERSVILLE PLANNING & ZONING COMMISSION
REGULAR SESSION MINUTES
MAY 21, 2012

The Farmersville Planning and Zoning Commission met in regular session on May 21, 2012 at 6:30 p.m. at the City of Farmersville Council Chambers with the following members present: Bill Nerwich, Craig Overstreet, Betty Sergent, Lee Warren, Tom Waitschies. Doug Dann was absent. Staff members present was City Manager Ben White, City Attorney Alan Lathrom and City Secretary Edie Sims.

CALL TO ORDER AND RECOGNITION OF CITIZENS/VISITORS

Chairman Tom Waitschies called the meeting to order at 6:30pm. Edie Sims called roll and announced that a quorum was present.

DISCUSS, APPROVE OR DISAPPROVE MINUTES FROM APRIL 16, 2012

Craig Overstreet motioned to approve the minutes as presented from April 16, 2012 with Betty Sergent seconding the motion. Motion carried unanimously.

PUBLIC HEARING – CONSIDER, DISCUSS AND ACT UPON AN AMENDMENT TO THE COMPREHENSIVE ZONING ORDINANCE BY AMENDING CHAPTER 62, ENTITLED “STREETS, SIDEWALKS AND OTHER PUBLIC PLACES,” AND CHAPTER 65 ENTITLED “SUBDIVISIONS” TO AMEND THE SIDEWALK REQUIREMENTS BY ORDINANCE # O-2012-0522-002

Chairman Waitschies opened the Public Hearing at 6:33pm and asked for those to speak for the zoning ordinance changes regarding sidewalks. City Attorney Alan Lathrom indicated that Section 65-576 was not addressed and would conflict in the original ordinance presented with the Thoroughfare Plan. Chairman Waitschies asked for anyone to speak in opposition of the zoning changes regarding sidewalks. No one came before the Board to speak. Chairman Waitschies closed the public hearing at 6:36pm.

Bill Nerwich questioned if a Planned Development would follow the same rules with the answer returning yes. A Planned Development, however, can alter or vary the stated requirements through the zoning process.

City Attorney Alan Lathrom indicated the change will only affect newly constructed subdivisions and will avoid having sidewalks that go nowhere then having an area without sidewalks. Lee Warren motioned to approve the amended Ordinance and recommend approval to City Council with Craig Overstreet seconding the motion. Motion carried unanimously.

ADJOURNMENT

Lee Warren motioned to adjourn with Bill Nerwich seconding the motion. P&Z Commission adjourned at 6:43 p.m.

ATTEST:

Tom Waitschies, Chairman

Edie Sims, City Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: INFORMATIONAL ITEM – FCDC (4B) Meeting Minutes

Electronic minutes are found at the following link:

http://www.farmersvilletx.com/government/agendas_and_minutes/community_development/index.jsp

(III - E)

FARMERSVILLE COMMUNITY DEVELOPMENT CORPORATION
MINUTES April 9, 2012

The Farmersville Community Development Corporation met on April 9, 2012 at the Best Community Conference Center with the following board members present: Jim Dawkins, Charlie Whitaker, Bill Daniel, Diane Piwko, Del Sergent, and Loydell Seward..

RECOGNITION OF CITIZENS/VISITORS

Chairman Dawkins welcomed Main Street Manager Adah Leah Wolf and City Manager Ben White.

CALL TO ORDER

Chairman Dawkins convened the meeting at 5:45 p.m. and announced that a quorum was present after roll call by Adah Leah Wolf.

CONSIDER FOR APPROVAL MARCH 22, 2012 MEETING MINUTES

On a motion by Charlie Whitaker, and a second by Bill Daniel, the Board approved the meeting minutes of March 22, 2012 as written.

CONSIDER FOR APPROVAL MARCH FINANCIAL STATEMENTS AND EXPENSES

Adah Leah Wolf explained that there has been a change in the way bills are handled. Previously the city paid the 4B bills and 4B reimbursed the city. Now 4B will pay their own bills directly from their account. This will save paperwork and will speed up the process. 4A will be reimbursing a portion of the marketing expenses. Bill Daniel made a motion to approve the financials as written, seconded by Charlie Whitaker; motion passed unanimously.

UPDATE FROM CITY MANAGER BEN WHITE

White reported that the land purchase can be completed 60 days after the city council resolution was passed; this is a legal requirement of the transaction. No other city action is required. Work on the sidewalk grant project is scheduled to begin soon. The city engineer has completed final design plans for the Chaparral Trail. White will ask city council to place money in next year's budget for the Parks board.

UPDATE FROM MAIN STREET MANAGER ADAH LEAH WOLF

Main Street Manager Adah Leah Wolf provided a written monthly report for March 2012, and highlighted the following: She will be on vacation April 11-25. The Texas Tech/Texas Dept of Agriculture rural intern was approved; he is a graduate student and will be helping Main Street and the city from May 31-June 28. Main Street architect Howard Langner was in town for onsite visits with 9 building owners. Clay Potter auctioneer hosted the last downtown merchants meeting. Robyn Menard and Ginger McNeill of the French Bunny will host the next downtown merchants meeting.

WRAP-UP AND DISCUSSION OF PLACING ITEMS ON FUTURE AGENDAS

Agenda items for next board meeting: Budget amendment; invite Parks Board members to visit. Wolf noted that a list of training opportunities was placed in the packets for review.

ADJOURN

On a motion to adjourn by Bill Daniel, seconded by Del Sergent, the meeting adjourned at 6:35 PM.

Jim Dawkins, Chairman

Loydell Seward, Secretary

FARMERSVILLE COMMUNITY DEVELOPMENT CORPORATION
MINUTES May 14, 2012

The Farmersville Community Development Corporation met on May 14, 2012 at the Best Community Conference Center with the following board members present: Jim Dawkins, Charlie Whitaker, Bill Daniel, Diane Piwko, Del Sergent, and Loydell Seward. Absent: David Reynolds.

RECOGNITION OF CITIZENS/VISITORS

Chairman Dawkins welcomed Main Street Manager Adah Leah Wolf, City Manager Ben White, city councilman Billy Long, Mayor Joe Helmberger, Bettye Petree from the Farmersville Historical Society, and Mark Vincent from the Parks Board.

CALL TO ORDER

Chairman Dawkins convened the meeting at 5:45 p.m. and announced that a quorum was present after roll call by Adah Leah Wolf.

CONSIDER FOR APPROVAL APRIL 9, 2012 MEETING MINUTES

On a motion by Bill Daniel, and a second by Loydell Seward, the Board approved the meeting minutes of April 9, 2012 as written.

CONSIDERATION AND POSSIBLE APPROVAL OF ITEMS FOR PAYMENT

After discussion, motion made by Loydell Seward to approve all items presented for payment. Motion seconded by Charlie Whitaker and passed unanimously.

CONSIDERATION AND POSSIBLE ACTION REGARDING FINANCIAL STATEMENTS FOR APRIL 2012 AND REQUIRED BUDGET AMENDMENTS

There was discussion of the large amount of tax revenue received this month, which city manager Ben White explained as being a result of a state comptroller's audit. There were tax revenues that were due to the city but had been coded wrong and had gone astray. Now that this is fixed, our revenues will see a substantial increase. Charlie Whitaker motioned to accept the financial statements as written; motion seconded by Del Sergent and passed unanimously.

UPDATE ON PARKS BOARD - MARK VINCENT

Parks Board president Mark Vincent reported that the board had met and has proposed the purchase of a drinking fountain for the Chaparral Trail trailhead. The parks board researched different manufacturers and presented their best choice. Del Sergent made a motion to approve the requested purchase; motion was seconded by Bill Daniel. There was discussion about the exact location, and whether a less expensive way could be found to install the fountain, perhaps allowing for several at the same price. There was also discussion of possible landscaping near the fountain, and cost of installation. Bill Daniel withdrew the motion. Agenda item to be placed on agenda next month, with more detailed information to be provided on costs, etc.

LAND PURCHASE UPDATE- JIM DAWKINS

Chairman Jim Dawkins reported that all legal requirements have been covered by both parties, and the closing date will be at the end of this month.

UPDATE FROM CITY MANAGER BEN WHITE

White reported that electrical wiring has been replaced on field 3 at the Spain Complex. Zoyza grass by the Onion Shed is doing well. We are in the process of replanting potted plants downtown. The sidewalk ADA improvements project is nearly complete. Chaparral Trail construction work to begin June through August

2012. Geocachers cleaned the Chaparral Trail in April; it will be cleaned next by the local churches on May 19. New Civic Center fees have been established. The bond election passed.

UPDATE FROM MAIN STREET MANAGER ADAH LEAH WOLF

Main Street Manager Adah Leah Wolf provided a written monthly report for April 2012, and highlighted the following: Intern Travis Pecht will be here May 31. Loydell and Dick Seward and Lee Warren are providing housing for him. The museum planning committee received city council approval for the use of the onion shed "II" as a museum. The museum planning committee gave a presentation to the Farmersville Historical Society. The historical society does not want to include the new museum under their non-profit auspices, although members are supportive of the new museum. Last downtown merchants meeting hosted by The French Bunny owners, Ginger McNeill and Robyn Menard. Pete Campbell was encouraged to retain the grain silo on the side of his building. Lamp post downtown was hit by a driver and has been removed. Main Street architect Howard Langner has completed a design report for 101 Candy Street and for 106 McKinney Street. Greg Barber will be the speaker at Audie Murphy Day and the theme will be "welcome home Iraq veterans."

WRAP-UP AND DISCUSSION OF PLACING ITEMS ON FUTURE AGENDAS

Agenda items for next board meeting: Parks Board update on water fountain

ADJOURN

On a motion to adjourn by Del Sergent, seconded by Charlie Whitaker, the meeting adjourned at 6:40 PM.

Jim Dawkins, Chairman

Loydell Seward, Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: INFORMATIONAL ITEM – FEDC (4A) Meeting Minutes

Electronic minutes are found at the following link:

http://www.farmersvilletx.com/government/agendas_and_minutes/economic_development/index.jsp

(III - F)

FARMERSVILLE ECONOMIC DEVELOPMENT CORPORATION

MEETING MINUTES

April 18th, 2012

The Farmersville EDC met in regular session on April 18th, 2012, at 12:00 p.m. at the City Hall Council Chamber with the following members present: Eddy Daniel, Stefanie Hurst, Chris Lair, Bob Collins and Robbie Tedford. Staff members present were City Manager Ben White, and City Service Coordinator Paula Jackson.

CALL TO ORDER

Eddy Daniel convened the meeting at 12:05 p.m. and announced that a quorum was present.

RECOGNITION OF CITIZENS/VISITORS

Guests recognized were Mayor Joe Helmberger and Kevin McGuire

RECEIVE REPORT ON STATUS OF U.S HIGHWAY 380 RECONSTRUCTION PROJECT FROM LAKE LAVON TO THE COLLIN/HUNT COUNTY LINE.

Ben White updated the board on the status of the Highway 380 project. Ben stated that he has been in contact with TxDot regarding the speed zones along Highway 380 East and West. Ben stated that speed zone through Farmersville will be 50 mph. and 60 mph on each end of town.

Ben stated that he has met with Commissioner Joe Jaynes. Commissioner Joe Jaynes informed Ben that the County is looking for Projects that need funding. Ben stated the City desires to complete the CR 611 upgrade.

CONSIDERATION AND POSSIBLE ACTION REGARDING REVISED FAÇADE GRANT APPLICANTS

No new applicants to review. Current outstanding Façade Grant applicants are Dairy Queen and Tony's Mexican Restaurant. Tedford Chevrolet just completed their Façade Grant and a reimbursement check will be issued.

Tony's Mexican Restaurant building owner Randy Clark has not begun construction nor indicated whether he no longer wishes to utilize the grant. The Board President will formalize a deadline for Mr. Clark to begin construction or request an extension.

Chris Lair advised the board he has been in contact with downtown building owner Doug Lobby of the possibility of applying for a façade grant.

CONSIDERATION AND POSSIBLE ACTION REGARDING REQUEST FOR FINANCIAL AID TO EXTEND UTIILITIES FOR A NEW MURPHY'S CROSSING BUSINESS.

A formal request is needed and has not yet been provided. No Action

CONSIDERATION AND POSSIBLE ACTION REGARDING INDEPENDENT AUDIT FOR THE EDC.

Eddy requested competitive bidding in regards to independent audit for EDC. Daphne will submit bid request and update the board. No action taken.

DISCUSS AND APPOINT ECONOMIC DEVELOPMENT MEMBERS FOR BOARD MEETINGS OF COLLIN COLLEGE, NTMWD, COLLIN COUNTY AREA REALTORS AND THE COMMISSIONER'S COURT

The Board's schedule of the meetings for members to volunteer as follows:

NTMWD – Stefanie Hurst

Collin College – Bob Collins

Commission's Court – Eddy Daniel

Collin Co Area Realtor Meeting – Robbie Tedford

The Board will continue to review the schedule on a monthly basis.

CONSIDERATION AND POSSIBLE APPROVAL OF ITEMS FOR PAYMENT

On a motion by Stefanie Hurst and second by Chris Lair, the Board approved the invoices listed for payment. Motion carried unanimously.

CONSIDERATION AND POSSIBLE ACTION REGARDING FINANCIAL STATEMENTS FOR MARCH 2012 AND REQUIRED BUDGET AMENDMENTS.

On a motion by Chris Lair and a second by Stefanie Hurst, the Board approved the financials for March 2012, Motion carried unanimously.

CONSIDERATION AND POSSIBLE APPROVAL OF THE MINUTES OF THE MARCH 21ST, 2012 MEETING.

On a motion by Stefanie Hurst and a second by Chris Lair, the Board approved the meeting minutes of the March 21st, 2012 meeting. Motion carried unanimously.

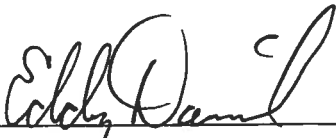
DISCUSSION IN CONTEMPLATION OF PLACING ITEMS ON FUTURE AGENDA

Comprehensive Plan

TIRZ

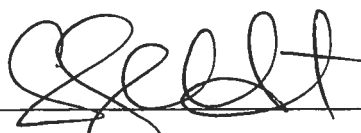
ADJOURNMENT

On a motion by Stefanie Hurst and a second by Chris Lair, The Board adjourned at 12:58 p.m.



Eddy Daniel, President

ATTEST:



Stefanie Hurst, Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: INFORMATIONAL ITEM – Parks Board Minutes

Electronic minutes are found at the following link:

http://www.farmersvilletx.com/government/agendas_and_minutes/parks_and_recreation_board_meetings.jsp

(III - G)

**CITY OF FARMERSVILLE
PARKS AND RECREATION BOARD
MINUTES
MAY 10, 2012**

The Farmersville Parks and Recreation Board met in regular session on May 10, 2012 at 6:00 p.m. at City Hall with the following members present: Susan Dann, Marianne Politz, Del Sergent and Chairman Mark Vincent. Staff members present were City Manager Ben White and Christi Dowdy.

CALL TO ORDER

Mark Vincent called the meeting to order at 6:02 pm, and roll was called by Christi Dowdy who announced that a quorum was present.

OUTDOOR WATER FOUNTAIN AT TRAIL HEAD

A motion was made by Del Sergent to purchase the water fountain for the Chaparral Rails to Trails Trail Head and was seconded by Marianne Politz. The motion passed all in favor. Chairman Mark Vincent will meet with the 4A Board Monday, May 14, 2012 to secure funds for the purchase.

VOLUNTEER WORK AT THE CHAPARRAL RAILS TO TRAILS

The Board plans to volunteer at the Chaparral Rails to Trails one Saturday per month during the months of April through October to clean up litter and pull weeds. The first clean-up day is scheduled for June 16th at 9 a.m.

DISCUSSION OF PLACING ITEMS ON FUTURE AGENDAS

City Manager Ben White spoke to board members regarding the City's' Comprehensive Plan which will include Parks and Recreation projects. He advised that in the future he would like to see a budget set aside for the Parks Board.

The Board discussed focusing on future projects and implementing short-term as well as long-term goals.

Marianne Politz asked if the Parks Board has a mission statement and thought it would help with the board's vision for the future.

Other items discussed for future agendas included developing Field 4 & 5 at the J.W. Spain Athletic Complex for T-Ball games; utilizing Southlake Park for soccer games, and also utilizing the Riding Club Arena for more events.

ADJOURNMENT

On a motion by Del Sergent and a second by Marianne Politz, the Board adjourned at 6:59 p.m. Motion carried unanimously.

Mark Vincent, Chairperson



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: INFORMATIONAL ITEM – Main Street Board Minutes

Electronic minutes are found at the following link:

http://www.farmersvilletx.com/government/agendas_and_minutes/main_street_board/index.jsp

(III - H)

**Farmersville Main Street Board
Meeting Minutes March 27, 2012
5:00 p.m., Best Center**

The meeting was brought to order at 5:00 p.m. Present were Main Street Manager, Adah Leah Wolf, and board members Jim Dawkins, Matthew Busby, and Marianne Politz.

Visitors: Linda Dawkins

Minutes from February 21, 2012: Matthew Busby made a motion that the February 21, 2012 minutes be accepted as printed; Marianne Politz seconded the motion. The motion passed.

Consider for approval February 2012 Financial Statements: Matthew Busby made a motion to approve the February 2012 financial statements as printed; Marianne Politz seconded the motion, which passed.

Nominations for Main Street Board Member: Board members whose first terms will be expiring are Marianne Politz and Matthew Busby. Board members were given city board application forms and encouraged to seek qualified applicants.

Museum Plans Update – Linda Dawkins: Dawkins reported that the Museum Committee has purchased a computer and has obtained artifact cataloguing software (freeware). On April 10, the committee will update City Council on plans and ask for their permission to pursue the use of the Onion Shed “II” as the location. On April 16 the committee will meet with the Farmersville Historical Society and discuss ways the groups might work together on the project.

Main Street Manager Report: Main Street Manager Adah Leah Wolf provided a written report for February, and highlighted the following: Randal Shinn and City Manager Ben White attended a Main Street training session which was hosted by Greenville Main Street. Manager will take vacation from April 11-25. The 4B board is in the process of purchasing land adjacent to the Chaparral Trail. Howard Langner, Main Street architect, will be in town all day tomorrow to meet with several building owners. McKinney is hosting a free wood window repair workshop on April 21. Downtown planters will be replanted soon. Clay Potter hosted last month’s Downtown Merchant’s meeting. The next Downtown Merchant’s meeting will be hosted by Ginger McNeill and Robyn Menard at The French Bunny; Charlie Whitaker will give a presentation on the upcoming city bond election. The April Farmers & Fleas Market will include the Rotary blood drive, as well as the Southwest Arlington Geocache Club, whose members will be cleaning the Chaparral Trail. The new Texas Lakes Trail maps are now available-the city of Farmersville has placed an ad inside. The Audie Murphy Day planning committee is in full swing. The parade route has been changed slightly to end at the east end of the Onion Shed, where the Veterans can be seated for the program.

Adjournment: With no further business to discuss, motion to adjourn was made by Matthew Busby and seconded by Marianne Politz. Meeting adjourned at 5:45 pm.



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: INFORMATIONAL ITEM – Main Street Report

Main Street Report is attached.

(III - I)

Main Street Monthly Report
May 2012
Reported by Adah Leah Wolf, Manager



ORGANIZATION:

14	4B Board meeting: preparation of agenda, handouts and associated meeting materials
21	Museum Planning Committee meets with architect and discussed first steps for creating measured drawings and illustrations. Committee takes first steps to create nonprofit organization.
30	4B closes on land purchase of approx. 21 acres near Chaparral Trail and Spain Athletic Complex
31	Travis Pecht, summer intern, begins his internship. He will be assisting Main Street as well as various city offices in the month of June. Richard and Loydell Seward, and Lee Warren are providing housing for Travis.

PROMOTION:

2	Bertie Neu is working on organizing holiday tour of downtown buildings.
3	May calendar and newsletter sent using Constant Contact
5	Farmers & Fleas Market. Garden Club's annual craft and plant sale was held today. 5,000 additional market fliers printed.
	Photographer Jack Smith provides photos of Farmers & Fleas Market and the Chaparral Trail.
	website updates
16	Marketing meeting. State travel guide listing updated, ad placed in In and Around publication
	Responded to request for possible film locations from Texas Film Commission.
17	Audie Murphy Day Committee meeting. Sponsor donation letters mailed, letters to veterans mailed, fliers printed for direct mail. Author Henry Bodden will sell his book during reception. Art teacher Chuck Marosek provides patriotic art work from his high school art students. Donations are coming in.

DESIGN:

	City places street sign at McKinney Street and Hwy 78 Street
	Tammy Fording continues to work on interior modifications to 106 McKinney Street. Main Street architect design advice received, and façade rendering in progress.
	Sidewalk improvements (Capital Fund Grant) are complete.
	May building on South Main is undergoing façade repairs.
	Façade of Building at 148 S Main, owned by American Acrylic, is dangerously close to collapse. Street has been partially blocked off for safety reasons.
26	Main Street volunteers and Rotary volunteers replant the 25 downtown planters, with flowers donated by Homegrown Plants. The city will water the plants on a regular basis.
	Independent Bank is currently renovating the interior, and will create rental office space on the North side.

ECONOMIC RESTRUCTURING:

9	Chamber luncheon, Postmaster Vonne Hayes is the speaker
16	Downtown Merchants meeting.
17, 23	Meeting with Rick Matthews to discuss potential uses for his building, and possible improvements to rear of building.
	Shoppers Guide revised
	Wayne and Janis May have moved into their downtown loft apartment.

Volunteers: Approximately 170 volunteer hours were provided this month.





TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: INFORMATIONAL ITEM – Building & Property Standards Minutes

Electronic minutes are found at the following link:

http://www.farmersvilletx.com/government/agendas_and_minutes/building_and_property_standards_meetings.jsp

(III - J)

FARMERSVILLE BUILDING AND PROPERTY STANDARDS COMMISSION
MEETING MINUTES
MAY 17, 2012

The Farmersville Building and Property Standards Commission met in a regular called session on May 17, 2012 at 6:00 p.m. in the Council Chambers at City Hall with the following members present: Michael Zilk, Del Sergent, Patti Ford and Leaca Caspari. Staff members present was City Secretary Edie Sims.

CALL TO ORDER, ROLL CALL

City Secretary Edie Sims called the meeting to order, called the roll and announced a quorum was present. Edie Sims presented the prayer and pledge.

DISCUSS, APPROVE OR DISAPPROVE MINUTES FROM MARCH 8, 2012

Del Sergent motioned to approve the minutes as presented with Michael Zilk seconding the motion. Motion carried unanimously.

CONSIDER, DISCUSS AND ACT UPON A VIOLATIONS OF CHAPTER 4, SECTION 4.110 OF THE CITY'S CODE OF ORDINANCES REGARDING THE PROPERTY AND STRUCTURE(S) SITUATED AT 613 MAPLE STREET, BLOCK 1, LOT 4B, GRAHAM (CFR) [FARMERSVILLE ORIGINAL], PROPERTY ID 123392 – COLLIN DEED RECORDS 20100303000204900

After opening remarks from Chairman Caspari, Patti Ford stated that this property has been in turmoil since August 2011 and it was time to make a decision. Chairman Caspari offered that if the decision was to have the structures on the property demolished, the demolition needs to be clear to bring completely to the dirt removing all forms of foundation and that all utilities be capped off.

Owners of the property were not present at the call of the meeting. Edie Sims stated that the owner, Minerva Aguilar, called the date of the meeting to state that the cost for rehabilitation of the structure was more than demolishing the structure and rebuilding on the lot. Ms. Aguilar indicated on the phone that she would like to demolish all structures on the lot and build a house with the same floor plan as the existing structure.

Chairman Caspari stated that demolition of the structure would be beneficial; however building another structure on this lot would be up to the Board of Adjustment as it is a non-conforming lot.

Michael Zilk motioned to find a nuisance and a danger existing at 613 Maple Street. The findings are that the property is substandard, including but not limited to, the foundation, the roof, the electrical condition and the plumbing condition of the structure is not safe for human habitation and therefore motioned that an order of demolition be made. Mr. Zilk continued that a copy of the report with detailed findings along with any and all pictures and video of the property be included with the order to demolish. Complete demolition should be accomplished in 30 days. Demolition will include disconnection of all electrical, water and gas from the property and include the removal of debris. The Board concurred and included that the demolition clock will begin from the date a certified return receipt letter of notification is received by the owner. Del Sergent seconded the motion. Motion carried unanimously.

Property owner Minerva Aguilar arrived at 6:14pm after the motions had been made.

DISCUSSION OF PLACING ITEMS ON FUTURE AGENDAS

- No items are presented for future agendas.

ADJOURNMENT

The Building and Property Standards Commission adjourned at 6:15pm.

APPROVED

Leaca Caspari, Chairman

ATTEST

Patti Ford, Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: INFORMATIONAL ITEM – TIRZ Minutes

Electronic minutes are found at the following link:

http://www.farmersvilletx.com/government/agendas_and_minutes/building_and_property_standards_meetings.jsp

(III - K)

CITY OF FARMERSVILLE
TAX INCREMENT FINANCING REINVESTMENT ZONE NO. 1

MEETING MINUTES

March 21st, 2012

The City of Farmersville TIRZ Board met in regular session on March 21st, 2012, at 1:00 p.m. at the City Hall Council Chamber with the following members present: Chair Joe Helmberger, Stefanie Hurst, Robbie Tedford and Commissioner Joe Jaynes. Staff members present were City Manager Ben White, and Finance Director Daphne Hamlin. Guests recognized were Eddy Daniel 4A Board Chair, Chris Lair 4A Board member and Representative with Freese and Nichols Larry Kline.

CALL TO ORDER

Joe Helmberger convened the meeting at 1:00 p.m. and announced that a quorum was present.

RECOGNITION OF CITIZENS/VISITORS

Guests recognized were Eddy Daniel 4A Board Chair, Chris Lair 4A Board member and Representative with Freese and Nichols Larry Kline.

CONSIDERATION AND POSSIBLE ACTION OF BOARD DUTIES

On a motion by Joe Jaynes and a second by Stefanie Hurst, the board approved the Board Duties as written, motion carried unanimously

CONSIDERATION AND POSSIBLE ACTION REGARDING BOARD BYLAWS

Joe Helmberger suggested using the numeral one in all instances or word one in all instances. Decision was made to use numeral one on all documents. Article II Section 6. Change wording to read ,within (5) five days of approval of the minutes of each regular session or emergency meeting a copy of approved minutes of the meeting shall be submitted to the City Secretary.

Larry Kline advised the board Article II Section 3. Of the Bylaws Until the last legislature the annual report must be submitted within (3) months after end of physical year. The legislature has changed it is no longer required to hold a meeting in December. Larry suggested removing (in the month of December) from the Bylaws.

Under Article III Section 1. Joe Helmberger wanted clarification on term of chair. Larry said that it is in the statues, chair must be appointed annually, board members are appointed every two years no term limit.

On a motion by Stefanie Hurst and a second by Robbie Tedford, the board approved Bylaws with recommended changes. Motion carried unanimously

CONSIDERATION AND POSSIBLE ACTION ON PRELIMINARY PROJECT PLAN

Larry said this is just a formal document that both City Council and County Commissioners Court have already reviewed with no changes.

Joe Helmberger said that he was approached by developers interested in the City participating in construction of (3) three roadways on subdivision. If those roadways are not in the approved project plan does the board just modify the project plan? Larry said the board would modify the project plan for City Council approval, not necessary to take before Commissioners Court.

Larry said if funds are added you would then go to the Commissioners Court to add funds to project plan then to City Council for Approval.

Larry said you would prepare a developers agreement to specify on what the TIRZ would be used for. Joe Helmberger asked Larry for a developer agreement sample contract.

On a motion by Joe Jaynes and a second by Stefanie Hurst, the board approved the Project Plan as written. Motion carried unanimously

CONSIDERATION AND POSSIBLE ACTION ON FINANCE PLAN

On a motion by Robbie Tedford and a second by Stefanie Hurst, the board approved the Finance Plan as written, Motion carried unanimously

CONSIDERATION AND POSSIBLE ACTION OF FEASIBILITY ANALYSIS

On a motion by Stefanie Hurst and a second by Joe Jaynes, the board approved the Feasibility Analysis as written. Motion carried unanimously

CONSIDERATION AND POSSIBLE ACTION REGARDING INTERLOCAL AGREEMENT

Larry asked the board to review Section A. explaining the County participation is limited to a maximum of \$6,385,000 or thirty (30) years, whichever is reached first. In addition, the use of County funds is limited to roadways and associated storm sewer projects. Joe Helmberger said the increment from the County and the increment from the City will go into the same account to the City. Robbie said that it would even include land value. Joe Helmberger asked what is the funding mechanism with the State of Texas. Larry said it would be thru the County. Ben asked Daphne to get with the County to set-up TIRZ account. Larry said the appraisal district already has the TIRZ map. Stefanie asked about the audit. Joe Helmberger said that would be a part of the City wide audit.


Joe Helmberger asked on page (7) remove County Judge Keith Self and replace with County Judge, keep it consistent with other titles.

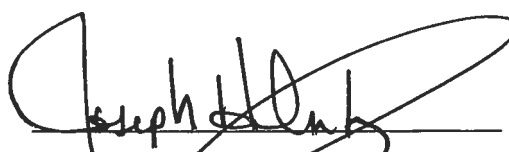
On a motion by Stefanie Hurst and second by Robbie Tedford, the board approved the Interlocal Agreement with recommended changes. Motion carried unanimously

DISCUSSION IN CONTEMPLATION OF PLACING ITEMS ON FUTURE AGENDA
funding mechanism with County and State

ADJOURNMENT

The Board adjourned at 1:45 p.m

ATTEST: 
Stefanie Hurst, Secretary


Joseph Heimberger, Chair



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: SECOND READING – Consider, discuss and act upon Ordinance # O-2012-0612-001 to amend the Master Fee Schedule regarding changes to Commercial Recycling Fees; Civic Center deposit and rental fees; and Miscellaneous Fees for copies and faxes

Ordinance # 2012-0612-001 is attached

ACTION: Approve or disapprove Ordinance # O-2012-0612-001

(IV – A)

**CITY OF FARMERSVILLE
ORDINANCE # O-2012-0612-001**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS AMENDING FARMERSVILLE CODE OF ORDINANCES AMENDING APPENDIX A, "MASTER FEE SCHEDULE," AMENDING ARTICLE II, "ELECTRICITY, WATER, SEWER AND REFUSE," SECTION 2-7 RECYCLING FEES; ARTICLE IV, SECTION 4-2, "FACILITY RENTALS"; AMENDING ARTICLE VII, SECTION 7-1, "MISCELLANEOUS FEES" REGARDING FAXING AND COPY FEES; 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 1: That Appendix A, Article II, Master Fee Schedule - Miscellaneous of the Code of Ordinances of the City of Farmersville, Texas, is hereby amended to read as follows:

"Article II Recycling Fees, Section 2-7, to add:

.....

- Commercial Curbside recycling, \$9.96 per month

SECTION 2: 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 IV Facility Rentals – Civic Center

.....

- \$37.50 per hour up to 4 hours, \$50 refundable deposit
- \$300.00 for greater than 4 hours, \$200 refundable deposit
- Civic organizations rent the Civic Center for free; however they are responsible for any additional costs associated with post-rental clean-up efforts paid for by the City should they be necessary
- Full rent and deposit is due at the time of the reservation
- Deposits are not refundable if post-rental clean-up efforts are required

SECTION 3. That Appendix A, Article VII, Section 7-1 Master Fee Schedule – Miscellaneous fees of the Code of Ordinances of the City of Farmersville, Texas, is hereby amended to read as follows:

"Article VII Miscellaneous Fees – Copy or fax of customer's personal document

.....

- Letter size or smaller for copies, black and white \$.10, color \$.50
- Legal size for copies, black and white \$.20, color \$1.00

- 11x17 size for copies, black and white \$.50, color \$2.50

Faxing \$1.25 per side

SECTION 4. 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 5. 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 6: 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 22nd day of May, 2012, and second reading on the 12th day of June, 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 12th DAY OF JUNE, 2012.

APPROVED:

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

ATTEST:

Edie Sims, City Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: Second Reading – Consider, discuss and act upon Ordinance # O-2012-0612-002 amending the Exhibits regarding the Tax Increment Reinvestment Zone

Ordinance # 2012-0612-002 is attached

ACTION: Approve or disapprove second reading of Ordinance # O-2012-0612-002

(IV – B)

**CITY OF FARMERSVILLE
ORDINANCE # O-2012-0612-002**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, AMENDING ORDINANCE # O-2011-1219-00 TO AMEND THE REINVESTMENT ZONE BY BOUNDARY DESCRIPTION AND THE REINVESTMENT ZONE MAP AS PREVIOUSLY ADOPTED; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL CONFLICTING ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on December 19, 2011, the City Council of the City of Farmersville adopted Ordinance # O-2011-1219-002; and

WHEREAS, it was has been determined that certain adjustments are required regarding the metes and bounds description of the Reinvestment Zone as described in said ordinance; and

WHEREAS, the adjustments to the metes and bounds description in said ordinance also require the amendment of themap depicting the Reinvestment Zone;

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

Section 1. Findings and Determinations. The findings and determinations set forth above are found to be true and correct and are hereby incorporated into the body of this Ordinance and made a part hereof for all purposes as if fully set forth herein.

Section 2. Adoption of New Metes and Bounds Description and Map. Ordinance # O-2011-1219-002 is hereby amended by replacing the metes and bounds description and depiction of the Reinvestment Zone attached thereto as Exhibit "A" and Exhibit "B" with the metes and bounds description and depiction of the Reinvestment Zone attached hereto and incorporated herein by reference for all purposes allowed by law.

Section 3. That it is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any 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 phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

Section 4. That from and after the effective date of this Ordinance, all previously adopted ordinances, orders or resolutions heretofore passed and adopted by the City Council of the City of Farmersville, Texas, in conflict with the provisions of this

Ordinance shall be, and the same are hereby repealed to the extent of any such conflict.

Section 5. That this ordinance shall take effect immediately from and after its passage and publication of the caption, as the law in such cases provides.

PASSED on first reading on the 22nd day of May, 2012, and second reading on the 12th day of June, 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 12th DAY OF JUNE, 2012.

Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary

CITY OF FARMERSVILLE

TAX INCREMENT FINANCING REINVESTMENT ZONE NUMBER ONE

BOUNDARY DESCRIPTION (CORRECTED)

OBJECTID	Direction	Distance	COGO_Start Point of Beginning
6	N 1-29-59 E	366.63	
7	S 89-31-48 W	846.67	
8	N 1-8-17 E	240.3	
9	S 83-9-28 W	18.374	
10	S 4-23-15 E	31.38	
11	S 25-34-4 W	84.3	
12	N 57-59-45 W	63.4	
13	S 68-38-20 W	43.41	
14	S 82-20-26 W	152.07	
15	N 2-15-31 E	64.66	
16	N 73-25-47 W	113.14	
17	S 17-19-50 W	136.62	
18	N 89-17-53 W	112.991	
19	N 25-19-30 W	49.007	
20	N 82-33-1 W	144.831	
21	N 35-9-3 W	153.284	
22	S 88-44-51 W	91.522	
23	S 83-42-38 W	31.942	
24	S 47-33-47 W	23.712	
25	S 35-32-13 W	21.506	
26	S 70-20-49 W	14.867	
27	S 45-0-3 W	17.677	
28	S 75-57-46 W	14.431	
29	S 83-34-16 W	17.862	
30	S 72-38-47 W	16.763	
31	S 47-5-56 W	33.787	
32	S 41-54-20 W	26.201	
33	S 33-41-21 W	12.62	
34	S 0-0-0 W	30	
35	S 22-37-8 W	9.75	
36	S 68-11-54 W	18.849	
37	S 72-19-46 W	29.649	
38	S 86-45-32 W	26.543	
39	N 75-51-48 W	34.804	
40	N 48-22-2 W	21.073	
41	N 55-42-39 W	13.314	
42	N 63-26-14 W	14.535	

43 N 74-58-49 W	21.224
44 N 86-25-30 W	16.031
45 S 81-52-15 W	21.213
46 S 71-57-49 W	11.305
47 S 63-52-13 W	14.758
48 N 3-41-8 E	38.079
49 N 19-9-35 W	57.93
50 N 42-47-22 E	155.14
51 N 34-53-36 W	135.62
52 N 47-1-25 E	72.494
53 N 66-41-29 W	58.51
54 N 24-58-37 E	26.52
55 N 54-22-40 E	57.036
56 N 81-11-14 W	223.205
57 N 8-4-3 E	79.96
58 N 82-41-42 W	108.354
59 S 8-2-23 W	313.345
60 S 73-39-45 W	110
61 N 8-1-24 E	429.925
62 N 16-0-12 W	20.49
63 S 73-52-58 W	52.1
64 S 52-21-41 W	792.686
65 S 43-25-12 W	20.184
66 S 35-32-15 E	110.005
67 S 53-14-27 W	177.278
68 N 33-33-50 W	113.182
69 S 51-55-52 W	545.657
70 S 52-28-19 W	2028.594
71 S 40-9-21 W	109.034
72 S 60-43-44 W	156.233
73 S 53-16-35 W	92.069
74 S 51-57-57 W	906.967
75 S 51-24-48 W	184.017
76 N 89-29-11 W	302.191
77 N 72-15-0 W	44.88
78 S 88-54-22 W	100.825
79 N 89-29-18 W	228.423
80 N 13-25-0 W	703.978
81 N 71-58-2 E	310.459
82 N 0-30-13 W	438.006
83 N 22-23-43 W	371.244
84 N 26-53-46 W	153.57
85 N 42-13-10 W	187.44
86 N 30-28-10 W	244.2
87 N 61-20-40 W	114.058
88 N 45-15-18 W	204.752
89 N 29-0-13 W	495.599

90 S 84-54-40 W	757.312
91 N 89-57-9 W	443.04
92 S 32-34-31 W	245.672
93 S 32-6-54 E	516.115
94 S 61-16-11 W	555.082
95 S 63-3-46 W	272.135
96 N 46-23-12 W	98.091
97 N 78-12-4 W	259.741
98 S 72-3-35 W	238.604
99 N 89-54-19 W	334.268
100 S 32-30-23 W	38.627
101 S 89-40-8 W	365.023
102 N 85-0-23 W	13.181
103 N 83-0-31 W	13.181
104 N 80-30-30 W	19.77
105 N 77-30-22 W	19.77
106 N 74-30-27 W	19.77
107 N 71-30-31 W	19.77
108 N 68-10-23 W	100.917
109 N 59-38-58 W	23.109
110 N 65-38-56 W	16.51
111 N 70-39-1 W	16.511
112 N 76-8-49 W	19.81
113 N 81-27-50 W	15.28
114 N 89-34-5 W	489.649
115 N 74-35-33 W	10.957
116 N 67-5-40 W	12.519
117 N 57-35-36 W	17.202
118 N 45-30-46 W	20.559
119 S 88-37-11 W	315.684
120 S 75-8-46 W	366.013
121 S 86-51-49 W	126.996
122 N 22-24-41 W	340.597
123 N 22-24-41 W	962.477
124 N 37-45-40 W	1025.66
125 N 11-25-40 E	219.706
126 S 79-29-49 E	300.14
127 S 83-5-56 E	656.74
128 N 1-29-4 E	806.514
129 N 2-38-24 E	1160.816
130 S 88-51-2 E	554.22
131 N 89-55-10 E	1585.103
132 N 0-29-3 E	32.539
133 N 89-18-3 E	1600.723
134 N 0-19-9 W	411.304
135 N 89-51-17 E	27.418
136 N 0-6-7 W	66.151

388 S 90-0-0 E	294.208
389 N 0-32-35 E	1179.513
390 N 89-35-21 E	62.375
391 S 1-4-35 W	1180.115
392 N 90-0-0 E	258.585
393 S 85-52-12 E	131.162
394 N 87-35-19 E	224.523
395 N 90-0-0 E	1055.271
396 N 1-1-46 E	99.972
397 S 89-50-59 E	1308.464
398 N 77-26-11 E	72.506
399 S 89-48-30 E	903.513
400 N 0-49-28 W	456.523
401 N 90-0-0 E	1365.836
402 N 0-48-56 W	334.187
403 N 2-26-28 E	1831.892
404 S 89-35-8 E	1106.182
405 N 89-35-15 E	303.095
406 S 0-58-16 E	264.078
407 S 24-34-53 E	154.2
408 S 0-20-41 E	922.171
409 N 89-16-26 E	349.13
410 S 1-31-15 W	131.916
411 N 87-23-20 E	119.261
412 S 0-33-43 E	237.762
413 S 82-26-4 W	694.53
414 S 0-46-5 E	1467.406
415 S 88-0-11 E	585.11
416 S 0-12-53 W	428.815
417 S 86-34-35 E	203.481
418 S 86-21-47 E	30.521
419 N 0-3-0 E	22.983
420 S 75-49-59 E	405.839
421 N 69-46-17 E	60.017
422 N 23-53-48 E	407.175
423 N 30-49-19 E	238.234
424 N 24-23-7 E	217.218
425 N 21-41-29 E	30.135
426 S 89-32-49 E	666.713
427 S 0-0-0 W	222.67
428 S 89-36-56 E	194.985
429 N 89-13-5 E	192.403
430 S 0-46-7 E	30.526
431 N 90-0-0 E	747.008
432 N 0-0-0 E	249.003
433 N 90-0-0 E	460.022
434 N 0-0-0 E	122.391

435 S 89-47-25 E	333.882
436 S 88-59-46 E	324.41
437 S 1-14-43 W	106.768
438 S 88-58-50 E	669.854
439 S 19-17-56 W	542.392
440 N 88-12-56 E	90.512
441 N 15-59-8 E	221.822
442 N 19-51-56 E	125.153
443 N 24-30-26 E	194.187
444 S 89-7-39 E	250.257
445 S 0-35-34 E	529.889
446 N 88-45-1 E	27.275
447 S 3-0-33 E	289.898
448 S 71-42-55 W	193.349
449 S 0-17-45 E	926.912
450 S 89-29-18 W	868.222
451 S 1-4-44 E	458.028
452 N 87-38-47 E	156.476
453 S 3-14-30 W	203.776
454 N 88-14-39 E	39.606
455 S 0-22-40 W	154.189
456 S 88-51-43 W	75.515
457 S 1-28-12 E	75.027
458 S 90-0-0 W	22.985
459 S 0-25-4 W	92.106
460 N 89-14-55 E	8.881
461 S 0-43-35 E	58.58
462 N 86-56-54 E	49.865
463 S 0-30-51 E	76.652
464 N 88-22-35 E	268.823
465 N 0-25-45 W	72.913
466 N 89-12-45 E	115.387
467 S 0-52-29 W	73.741
468 N 89-36-53 E	346.443
469 S 0-35-53 W	91.384
470 N 89-40-32 E	231.669
471 N 0-0-0 E	140.464
472 N 90-0-0 E	224.742
473 S 0-0-0 W	35.755
474 N 89-23-16 E	209.578
475 N 0-12-58 E	254.486
476 S 87-43-17 E	16.182
477 N 0-2-52 W	418.955
478 N 89-41-34 E	656.26
479 S 0-0-34 W	760.442
480 S 89-39-58 E	187.41
481 S 0-18-37 E	74.274

482 S 89-22-24 E	354.078
483 N 82-44-12 E	93.384
484 N 0-0-0 E	269.932
485 N 90-0-0 E	322
486 N 0-20-32 E	572.91
487 N 89-26-16 E	1181.9
488 N 0-41-25 E	891.065
489 S 89-21-45 E	691.89
490 S 89-39-29 E	971.921
491 S 89-36-28 E	949.272
492 N 1-28-31 E	1731.342
493 N 87-44-59 E	101.862
494 S 89-38-14 E	675.272
495 S 87-25-15 E	94.892
496 S 85-39-15 E	94.89
497 S 83-53-14 E	94.891
498 S 82-24-22 E	74.449
499 S 80-42-43 E	74.448
500 S 79-1-11 E	74.45
501 S 77-19-43 E	74.448
502 S 75-38-4 E	74.448
503 S 74-7-42 E	87.93
504 S 72-12-17 E	87.933
505 S 70-16-54 E	87.93
506 S 68-21-33 E	87.931
507 S 66-45-54 E	116.25
508 S 65-39-19 E	116.249
509 S 64-32-44 E	116.249
510 S 64-12-45 E	647.158
511 S 64-18-11 E	2071.707
512 S 64-16-17 E	1118.377
513 S 64-31-40 E	58.426
514 N 89-52-51 E	76.993
515 S 89-52-29 E	3056.239
516 S 0-14-3 W	1022.662
517 S 89-30-2 E	1925.931
518 S 89-18-49 E	2048.406
519 S 0-26-31 W	871.828
520 S 14-4-21 W	109.754
521 S 0-2-56 W	1545.715
522 S 81-18-5 W	2405.409
523 S 29-17-10 E	340.45
524 S 14-3-43 E	116.249
525 S 25-9-25 E	119.142
526 S 2-3-58 W	71.659
527 S 25-9-12 E	963.927
528 S 28-3-49 E	24.339

529 S 23-3-44 E	36.498
530 S 18-33-52 E	18.256
531 S 14-33-45 E	30.419
532 S 9-33-48 E	30.42
533 S 5-2-39 E	37.852
534 N 89-43-54 W	1252.016
535 S 0-53-35 W	95.338
536 N 89-29-0 W	3082.276
537 N 0-38-13 E	1225.311
538 S 89-30-50 W	218.038
539 S 89-30-50 W	1548.478
540 N 89-41-17 W	400.156
541 N 1-0-0 E	1428.42
542 N 89-57-4 W	1290.553
543 N 89-58-11 W	792.793
544 N 0-35-44 W	280.594
545 S 90-0-0 W	53.48
546 N 0-0-0 E	513.794
547 S 90-0-0 W	463.267
548 N 0-12-38 E	610.058
549 S 87-52-41 W	144.165
550 N 89-47-59 W	546.87
551 N 87-3-51 W	200.45
552 S 89-23-18 W	248.93
553 N 89-45-4 W	541.68
554 S 0-30-15 W	410.967
555 S 89-38-6 E	272.575
556 S 0-31-28 W	1281.56
557 S 89-57-40 W	2798.98
558 N 1-16-36 E	238.987
559 S 71-46-30 W	229.825
560 N 87-45-19 W	696.686
561 N 27-4-20 W	201.805
562 N 10-38-15 E	1320.909
563 N 89-43-29 W	396.983
564 N 27-38-59 E	45.753
565 N 89-43-45 W	132.059
566 S 86-16-25 W	501.22
567 N 85-56-43 W	74.222
568 S 0-2-10 W	217.699
569 N 89-2-14 W	242.26
570 N 0-1-2 W	235.537
571 N 83-4-5 W	84.179
572 N 89-19-38 W	386.617
573 S 1-34-25 W	77.402
574 S 86-47-53 W	637.533
575 S 89-36-20 W	196.554

576 S 86-46-11 W	346.05	
577 S 88-41-54 W	71.618	
578 S 70-20-43 W	37.847	
579 S 89-24-40 W	315.454	
580 S 61-47-28 W	36.635	
581 S 89-30-54 W	209.413	
582 N 0-34-19 W	90.803	
583 N 88-29-34 W	305.089	
584 S 42-38-52 W	65.069	
585 S 89-41-16 W	276.351	
586 S 5-8-11 W	268.376	
587 S 89-57-18 W	364.448	
588 N 1-25-54 E	137.306	
589 S 37-25-35 W	627.425	
590 S 67-15-30 W	147.302	
591 S 87-38-44 W	1382.771	3113.87 Acres
592 N 89-16-16 W	50	To the point of beginning

April 2012 (Corrected)

TIRZ = 3,113.87 Acres
Window = 43.83 Acres
Total = 3,070.04 Acres





TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: First Reading – Consider, discuss and act upon Ordinance # O-2012-0626-001 regarding the amendment to the Landscaping and Irrigation Regulations and adopting enforcement for the Water Management Plan

Ordinance # O-2012-0626-001 is attached for review

ACTION: Approve or disapprove Ordinance # O-2012-0626-001.

(IV – C)

**CITY OF FARMERSVILLE
ORDINANCE # 2012-0626-001**

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 THE 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 are stated below:

1 st Issue	Warning
1 st Offense per calendar year	\$50.00
2 nd Offense per calendar year	\$100.00
3 rd Offense per calendar year	\$200.00
4 th Offense per calendar year	\$400.00

Fines will be applied to the next occurring water bill and made part of the water bill which will include late fees and can require service to be disconnected.

- 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 12th day of June, 2012, and second reading on the 26th day of June, 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 26th DAY OF JUNE, 2012.

APPROVED:

Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary

A proposal for water restriction dates:

When water restrictions are set at Stage 2, watering dates shall be scheduled for Wednesday and Sunday.

When water restrictions are set at Stage 3, the watering date shall be scheduled for Sundays only.



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: First Reading – Consider, discuss and act upon Ordinance # O-2012-0626-002 regarding rescinding and repealing Ordinance # O-2011-0125-001 regarding the duties and office of the Municipal Court Judge

Ordinance # O-2012-0626-002 is attached for review

ACTION: Approve or disapprove Ordinance # O-2012-0626-002.

(IV – D)

**CITY OF FARMERSVILLE
ORDINANCE # O-2012-0626-002**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, REPEALING AND RESCINDING ORDINANCE # O-2011-0125-001, RESCINDING THE JURISDICTION, LAW GOVERNING PROCEDURES, APPEALS, CONTRACT, DEVOTION TO OFFICE AND GENERAL DUTIES OF THE MUNICIPAL JUDGE AS PREVIOUSLY ADOPTED

WHEREAS, on January 25, 2011, the City Council of the City of Farmersville adopted Ordinance # O-2011-0125-001; and

WHEREAS, after the conclusion of findings, the City Council has concluded to repeal and rescind Ordinance # O-2011-0125-001; and

WHEREAS, in addition to the repeal and rescission of Ordinance # O-2011-0125-001, the City also desires to terminate the Municipal Judge Agreement (the "Agreement") executed by and between the City and Terry Douglas, executed by the City on January 25, 2011, as such agreement relates to the duties and terms of office as Municipal Judge which are being rescinded and released herein;

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

Section 1. Findings and Determinations. The findings and determinations set forth in the preambles are hereby incorporated by reference for all purposes as Exhibit "A".

Section 2. Repeal and Rescission. Ordinance # O-2011-0125-001 and the Municipal Judge Agreement is hereby repealed and rescinded in their entirety.

Section 3. Effective Date

(a) The repeal and rescission of Ordinance # O-2011-0125-001 and the Municipal Judge Agreement shall be effective without any further action by the City upon adoption of this Ordinance.

(b) The City Manager and City Attorney are hereby authorized to take all reasonable and necessary action to comply with the intent of this ordinance.

PRESENTED AND GIVEN FIRST READING on the 12th day of June, 2012, at a regular meeting of the City Council of the City of Farmersville, Texas; and **GIVEN**

SECOND READING, passed and approved on the 26th day of June, 2012, by a vote of _____ ayes and _____ nays at a regular meeting of the City Council of the City of Farmersville, Texas.

Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary

**CITY OF FARMERSVILLE
ORDINANCE #2011-0125-001**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF FARMERSVILLE, TEXAS BY DELETING EXISTING SECTION 8.134 IN ITS ENTIRETY, INCLUDING SUBSECTIONS 8.134.1 THROUGH 8.134.4, AND ADOPTING A NEW SECTION 8.134, ENTITLED "MUNICIPAL COURT, MUNICIPAL COURT JUDGE AND COURT CLERK" PROVIDING FOR THE MUNICIPAL COURT, MUNICIPAL JUDGE AND COURT CLERK; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PUBLICATION; PROVIDING ENGROSSMENT AND ENROLLMENT; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Farmersville, Texas is a Type A General – Law Municipality located in Collin County having a population of less than 5,000 persons as determined by the most recent federal census, created in accordance with the provisions of Chapter 6 of the Local Government Code, and operating pursuant to the enabling legislation of the State of Texas;

WHEREAS, the City has previously adopted Ordinance No. 83-3 on or about March 8, 1983 creating a "Recorder" or "Municipal Judge";

WHEREAS, the City Council of the City of Farmersville, Texas, desires to amend its ordinances regarding the operation of the municipal court in the best interest and public health, safety, and welfare of the citizens of the City of Farmersville, Texas.

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

SECTION 1. INCORPORATION OF FINDINGS

The findings set forth above are found to be true and correct and are hereby incorporated into the body of this Ordinance and made a part hereof for all purposes as if fully set forth herein.

SECTION 2. AMENDMENT OF SECTION 8.134

From and after the effective date of this Ordinance, Section 8.134 of the Code of Ordinances, City of Farmersville, Texas, including Subsections 8.134.1 through 8.134.4, is hereby deleted in its entirety and replaced with a new Section 8.134, entitled "Municipal Court, Municipal Court Judge and Court Clerk" to read as follows:

Sec. 8.134 Municipal Court, Municipal Court Judge and Court Clerk

Sec. 8.134.1 Municipal Court – Creation

There is hereby created and established a court to be held in the City of Farmersville that shall be known as the Municipal Court of the City of Farmersville ("Court"), which Court shall have jurisdiction within the territorial limits of the City of all criminal cases arising under the ordinances of such City and shall have concurrent jurisdiction with the

Justice of the Peace of the precincts in which the City is or may be situated of all criminal cases arising under the criminal laws of the State of Texas where the offense is committed within the territorial limits of said City, and the punishment is by fine only, and the maximum of said fine under the laws of this state may not exceed the maximum as set out in state law.

Sec. 8.134.2 Municipal Court – Jurisdiction

Pursuant to Texas Government Code § 29.003, as amended, the Court shall have jurisdiction as provided by general law for municipal courts. The Court shall have jurisdiction over criminal cases arising under city ordinances authorized by Texas Government Code §§ 215.072, 217.042, 341.903 and 401.002, as amended. The Court shall have no civil jurisdiction, except for the forfeiture and collection of bonds given in proceedings pending therein. It shall also have jurisdiction of the violation of any ordinance prohibiting the maintenance of any nuisance within five thousand (5,000) feet of the corporate lines of this City, outside the City limits, as well as jurisdiction regarding violations of any ordinance of the City that apply to and within the City's extraterritorial jurisdiction. The Court shall also have jurisdiction in cases where a person is required by the provisions of any ordinance adopted by the City to obtain a license for any calling, occupation, business or vocation upon complaint before said Court to adjudge said person guilty of violation of any rule, regulation or ordinance of the City in relation thereto, and in addition to the punishment to be imposed therefor, may suspend or revoke the license so granted.

Sec. 8.134.3 Municipal Court – Law governing procedures

All complaints, prosecutions, service of process, commitment of those convicted of offenses, the collection and payment of fines, the attendance and service of witnesses and juries, punishment for contempt, bail and the taking of bonds shall be governed by the provisions of the Texas Code of Criminal Procedure applicable to municipal courts.

Sec. 8.134.4 Municipal Court – Appeals

Appeals from matters decided by the Court shall lie to the appropriate court of Collin County, Texas, and such appeals shall be governed by the same rules of practice and procedure as are provided by law in cases of appeal from Justice Court to said courts, as far as said rules are applicable.

Sec. 8.134.5 Municipal Judge – Appointment and qualifications

The Court shall be presided over by a Judge selected by the City Council, who shall be known as the Municipal Judge. He shall have such qualifications as may be determined by the City Council.

Sec. 8.134.6 Municipal Judge – Term

An individual appointed to serve as Municipal Judge for the Court will be appointed for a term of two (2) years. The Municipal Judge will generally be appointed during the month of June in even years.

Sec. 8.134.7 Municipal Judge – Salary and Contract

The Municipal Judge is entitled to a salary, the amount of which shall be determined and fixed by contract by the City Council. Said contract will also include, by way of illustration and not limitation, terms outlining the City Council's expectations regarding the Municipal Judge's term of office, duties and responsibilities, termination or resignation, limitations regarding other employment, if any, performance evaluation(s) and such other terms and provisions as may be necessary and approved by the City Council to assure conformity to these ordinances. The amount of the Municipal Judge's salary shall not be based directly or indirectly on fines, fees or costs collected by the Court.

Sec. 8.134.8 Municipal Judge – Devotion to office; notice of law

The Municipal Judge shall devote as much time to the office as necessary and shall take judicial notice of state law, the City's ordinances and the corporate limits and extraterritorial jurisdiction of the City.

Sec. 8.134.9 Municipal Judge – Powers

The Municipal Judge shall have all powers assigned to such office by state law.

Sec. 8.134.10 Municipal Judge – Duties generally

The Municipal Judge shall perform all services and duties normally devolving upon and customarily performed by a Judge of a municipal court in the State of Texas including, but not limited to, the following:

- (1) Prepare a court calendar in coordination with the court clerk, the municipal prosecutor and/or the City Attorney, and approved by the City Manager;
- (2) Timely perform all duties, including, but not limited to, the dockets set forth in the approved court calendar;
- (3) Perform his duties consistent with the policies and procedures of the City and the Municipal Court;
- (4) Keep abreast of state law and local ordinances, including state mandated fees and, although a recognized function of judicial discretion, the Municipal Judge should endeavor to enforce the law consistently and within suggested state guidelines;
- (5) Preside over the permanent, regularly set court dockets (trials, hearings and pre-trials);

- (6) Keep the City Manager informed of any issues such as equipment failure, scheduling conflicts and staffing issues, and coordinate his court calendar with the City Manager to allow for the assignment of a substitute Judge to preside over dockets on those occasions when the Municipal Judge is on vacation or otherwise unavailable to preside due to illness or other cause;
- (7) Request the jurors needed for cases that are set for trial by jury;
- (8) Supervise and control the operation of the Court during the proceedings of the Court;
- (9) Promptly and properly complete all court documents including, but not limited to: disposition sheets, judgment forms, court orders and bond forfeitures; and,
- (10) Ensure that no information is omitted on judgments, warrants and probable cause affidavits and further ensure that all Court documents are properly completed to ensure the enforceability of same.

Sec. 8.134.11 Municipal Judge – Filling vacancy in office

If a vacancy occurs in the office of Municipal Judge, the City Council shall appoint a qualified individual, as provided in Section 8.134.5, to fill the office for the remainder of the unexpired term. The City Council may appoint one or more qualified individuals to serve for a Municipal Judge who is temporarily absent due to illness, family death, continuing legal or judicial education programs, or any other reason. The substitute Judge, while serving as the Municipal Judge, shall have all of the powers and shall discharge all of the duties of the Municipal Judge.

Sec. 8.134.12 Municipal Judge – Removal

The Municipal Judge may be removed from office by the City Council as provided by Texas Government Code § 30.000085, as amended.

Sec. 8.134.13 Court Clerk -- Creation and duties

There is hereby created the Office of Court Clerk ("Court Clerk"). The City Manager shall appoint a qualified individual to serve as the Court Clerk of the Municipal Court after consultation with the Municipal Judge. The Court Clerk shall serve at the will and pleasure of the City Manager and receive such salary as may be approved by the City Council. The Court Clerk shall keep the records of the Court, issue process and generally perform the duties that a clerk of a county court at law exercising criminal jurisdiction performs for that court. In addition, the Court Clerk shall maintain an index of all court judgments in the same manner as county clerks are required by law to prepare for criminal cases arising in county courts. The Court Clerk shall perform his duties under the direction and control of the presiding judge during times when Court is in session. At all times, however, the Court Clerk shall remain under the supervision of the

City Manager. The City Manager may require the Court Clerk to perform such other duties as may be prescribed, in addition to the duties of such Court Clerk, without extra compensation.

Sec. 8.134.14 Court Clerk -- Removal

The Court Clerk may be removed by the City Manager pursuant to the City's Personnel Policy Manual, as amended or replaced.

Sec. 8.134.15 Other Court personnel

The City Manager may provide deputy clerks, warrant officers and other personnel, as needed, to address staffing issues for the proper operation of the Court subject to funding of such positions by the City Council. Such individuals shall perform their duties under the direction and control of the Municipal Judge during times when Court is in session. Such individuals, however, shall at all times remain under the supervision of the City Manager.

SECTION 3. SEVERABILITY

It is hereby declared to be the intention of the City Council that the several provisions of this Ordinance are severable, and if any court of competent jurisdiction shall judge any provisions of this Ordinance to be illegal, invalid, or unenforceable, such judgment shall not affect any other provisions of this Ordinance which are not specifically designated as being illegal, invalid or unenforceable.

SECTION 4. REPEALER

This Ordinance shall be cumulative of all other Ordinances, resolutions, and/or policies of the City, whether written or otherwise, and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those ordinances are in direct conflict with the provisions of this Ordinance. Any and all ordinances, resolutions, and/or policies of the City, whether written or otherwise, which are in any manner in conflict with or inconsistent with this Ordinance shall be and are hereby repealed to the extent of such conflict and/or inconsistency.

SECTION 5. PUBLICATION

The City Secretary of the City of Farmersville is hereby directed to publish in the Official Newspaper of the City of Farmersville the Caption, Penalty and Effective Date Clause of this Ordinance as required by Section 52.011 of the Local Government Code.

SECTION 6. ENGROSSMENT AND ENROLLMENT

The City Secretary of the City of Farmersville is hereby directed to engross and enroll this Ordinance by copying the exact Caption and the Effective Date clause in the minutes of the City Council of the City of Farmersville and by filing this Ordinance in the Ordinance records of the City.

APPROVED THIS 25th DAY OF January, 2011.

APPROVED:

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

ATTEST:

Eddie Sims
Eddie Sims, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Alan D. Lathrom
Alan D. Lathrom, City Attorney





TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: First Reading – Consider, discuss and act upon Ordinance # O-2012-0626-003 regarding the removal of stop signs on Farmersville Parkway at Hamilton Street and Johnson Street

Ordinance # O-2012-0626-003 is attached for review

ACTION: Approve or disapprove Ordinance # O-2012-0626-003.

(IV – E)

**CITY OF FARMERSVILLE
ORDINANCE # O-2012-0626-003**

AN ORDINANCE OF THE CITY OF FARMERSVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES, CITY OF FARMERSVILLE, TEXAS, AS HERETOFORE AMENDED, THROUGH THE AMENDMENT OF ARTICLE VII, "TRAFFIC CONTROL," BY AMENDING SECTION 71-218, ENTITLED "STOP AND YIELD INTERSECTIONS," BY DELETING SECTION 10.128.5, ENTITLED "FOUR WAY STOPS AT THE INTERSECTIONS ON FARMERSVILLE PARKWAY" IN ITS ENTIRETY AND ADOPTING A NEW SECTION 10.128.5 ALSO ENTITLED "FARMERSVILLE CODE OF ORDINANCES TRAFFIC CONTROL" DESIGNATING CERTAIN STREETS TO BE THROUGH TRAFFIC AND THE REMOVAL OF STOP SIGNS TO ALLOW THROUGH TRAFFIC; REPEALING ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING FOR GOVERNMENTAL IMMUNITY; PROVIDING FOR INJUNCTIONS; 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, the Texas Transportation Code establishes the proper methods of stopping and turning at an intersection within an urban area of the State of Texas; and

WHEREAS, the Texas Transportation Code grants to and recognizes the authority of Type A General Law Cities, such as the City of Farmersville, to regulate and control the streets and roadways within their corporate limits, to establish stop signs at intersections on numbered highways that are a part of the Texas highway system and unnumbered roadways that are not a part of the Texas highway system; and

WHEREAS, the City of Farmersville has previously established certain intersections, regulated the direction, flow of traffic by motor vehicles on such streets for the protection of the public health, safety and welfare; and

WHEREAS, the City Council now desires to modify and amend those previously adopted regulations to better protect the residents of the City of Farmersville within the corporate limits of the City; and

WHEREAS, the City Council of the City of Farmersville, Texas finds that all prerequisites to the adoption of this Ordinance have been met; and

WHEREAS, the City Council of the City of Farmersville, Texas finds that it is in the best interest of the public health, safety and welfare to modify and amend the previously adopted regulations relating to intersections on Farmersville Parkway within the City of Farmersville;

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

SECTION 1. Findings Incorporated

All of the above premises are hereby found to be true and correct legislative and factual determinations of the City of Farmersville and they are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2. Amendment of Article VII, "Traffic Control," by amending Section 71-218, entitled "Stop and Yield Intersections," by deleting Section 10.128.5, entitled "Four Way Stops at the Intersections on Farmersville Parkway" in its entirety and adopting a new Section 10.128.5 also entitled "Farmersville Code of Ordinances Traffic Control" designating certain streets to be through traffic and the removal of stop signs to allow through traffic to read as follows:

From and after the effective date of this Ordinance, Article VII, Section 10.128.5 of the Code of Ordinances, City of Farmersville, Texas, entitled, "Four Way Stops at the Intersections on Farmersville Parkway," is hereby deleted in its entirety and a new Section 10.128.5 also entitled "Four Way Stops at the Intersections on Farmersville Parkway" is hereby adopted to read as follows:

"Sec. 10.128.5. Four Way Stops at the Intersections on Farmersville Parkway

Four way stop signs shall be erected at the following intersections stopping eastbound and westbound, and northbound and southbound traffic at the following intersections on Farmersville Parkway at South Washington Street.

Two way stop signs shall be erected stopping northbound and southbound traffic at the following intersections on Farmersville Parkway at South Johnson Street and South Hamilton Street. Stop signs shall be erected stopping eastbound traffic at South Main Street. Through traffic shall remain on Farmersville Parkway from South Washington Street westbound to State Highway 78 and eastbound from State Highway 78 to South Washington Street.

The City Manager or his designee is hereby authorized to cause to be erected, appropriate signs indicating four way and two way traffic patterns."

SECTION 3. Cumulative Repealer

This Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated shall continue to be governed by the provisions of such Ordinance and for that purpose the Ordinance shall remain in full force and effect.

SECTION 4. Savings

All rights and remedies of the City of Farmersville are expressly saved as to any and all violations of the provisions of any Ordinances which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such Ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION 5. Severability

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

SECTION 6. Governmental Immunity

All of the regulations provided in this ordinance are hereby declared to be governmental and for the health, safety and welfare of the general public. Any member of the City Council or any City official or employee charged with the enforcement of this ordinance, acting for the City of Farmersville in the discharge of his/her duties, shall not thereby render himself/herself personally liable; and he/she is hereby relieved from all personal liability for any damage that might accrue to persons or property as a result of any act required or permitted in the discharge of his/her said duties.

SECTION 7. Injunctions

Any violation of this ordinance can be enjoined by a suit filed in the name of the City of Farmersville in a court of competent jurisdiction, and this remedy shall be in addition to any penal provision in this ordinance or in the Code of the City of Farmersville.

SECTION 8. Engrossment and Enrollment

The City Secretary of the City of Farmersville is hereby directed to engross and enroll this Ordinance by copying the exact Caption and the Effective Date clause in the minutes of the City Council of the City of Farmersville and by filing this Ordinance in the Ordinance records of the City.

SECTION 9. Penalty

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 10. Effective Date

The change in intersection signage adopted by this Ordinance shall take effect upon the _____ day of _____, 2012.

PASSED on first reading on the 12th day of June, 2012, and second reading on the 26th day of June, 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 26th DAY OF JUNE, 2012.

APPROVED:

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

ATTEST:

Edie Sims, City Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: First Reading – Consider, discuss and act upon Ordinance # O-2012-0626-004 regarding rescinding and repealing Ordinance # 2009-29 regarding the Credit Card Processing Fee

Ordinance # O-2012-0626-004 is attached for review

ACTION: Approve or disapprove Ordinance # O-2012-0626-004.

(IV – F)

**CITY OF FARMERSVILLE
ORDINANCE # O-2012-0626-004**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, REPEALING AND RESCINDING ORDINANCE # 2009-29, RESCINDING THE CREDIT CARD PROCESSING FEE AND OTHER PROVISIONS RELATED TO THE SUBJECT MATTER HEREOF.

WHEREAS, on October 13, 2009, the City Council of the City of Farmersville adopted Ordinance # 2009-29; and

WHEREAS, after the conclusion of findings, the City Council has concluded to repeal and rescind Ordinance # 2009-29; and

WHEREAS, the City has found that the processing fee inhibits customers from utilizing a service provided to pay their utility bill, permit fees, deposits, facility rental fees, or Municipal Court fines in a timely manner;

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

Section 1. Findings and Determinations. The findings and determinations set forth in the preambles are hereby declared true and correct.

Section 2. Repeal and Rescission. Ordinance # 2009-29 is hereby repealed and rescinded in its entirety.

Section 3. Effective Date.

(a) The repeal and rescission of Ordinance # 2009-29 shall be effective without any further action by the City upon adoption of this Ordinance.

(b) The City Manager are hereby authorized to take all reasonable and necessary action to comply with the intent of this ordinance.

PRESENTED AND GIVEN FIRST READING on the 12th day of June, 2012, at a regular meeting of the City Council of the City of Farmersville, Texas; and GIVEN

SECOND READING, passed and approved on the 26th day of June, 2012, by a vote of _____ ayes and _____ nays at a regular meeting of the City Council of the City of Farmersville, Texas.

Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: Consider, discuss and act upon Resolution # R-2012-0612-001 regarding Municipal Judge Appointment

Resolution # R-2012-0612-001 is attached.

- 1) Terry L. Douglas has been the City of Farmersville's Municipal Judge from 1998 to present.
- 2) Judge Douglas is in good standing with the City and the Municipal Court including the Office of Court Administration
- 3) Staff recommendation is to reappoint Judge Douglas for another term as Municipal Court Judge.

ACTION: Appoint Judge and consider approval of Resolution # R-2012-0612-001.

(V – A)

**CITY OF FARMERSVILLE
RESOLUTION # R-2012-0612-001**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, AUTHORIZING THE APPOINTMENT OF _____ AS CITY OF FARMERSVILLE MUNICIPAL COURT JUDGE.

WHEREAS, the City of Farmersville has determined that a Municipal Judge is necessary to perform the judicial functions of the Municipal Court of the City of Farmersville; and

WHEREAS, the City desires to appoint _____ as the Municipal Court Judge for the City of Farmersville; and

WHEREAS, the effective term of service for the Municipal Court Judge shall be from June 1, 2012 through May 31, 2014 with subsequent two year term; and

WHEREAS, reimbursable services of the Municipal Court Judge by the City of Farmersville shall constitute all time spent on any matters assigned including conference, telephone calls, investigation, drafting of documents, correspondence, negotiations, legal research and travel to conduct City of Farmersville municipal court business; and

WHEREAS, a monthly stipend of \$ _____ will be provided by the City of Farmersville for such services;

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

Section 1: That the City Council authorizes the appointment of _____ as City of Farmersville Municipal Court Judge for a two year term effective June 1, 2012 through May 31, 2014 with a monthly stipend of \$ _____ for services as the City of Farmersville Municipal Court Judge with subsequent two year terms provided.

DULY PASSED AND ADOPTED by the City Council of the City of Farmersville, Texas this the 12th day of June, 2012.

Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: Consider, discuss and act upon authorizing the City Manager to implement Stage 2 of the Water Management Plan

News Release and other information from North Texas Municipal Water District is attached.

ACTION: Approve or disapprove authorizing the City Manager to implement Stage 2 of the Water Management Plan

(V – B)



NEWS RELEASE

North Texas
Municipal Water District

For Immediate Release
Media Contact:
Rick Ericson- 214.706.6000

North Texas Municipal Water District returns to Stage 2 water restrictions
***Landscape watering limited to no more than two days per week beginning June 1st,
but conservation still a priority***

(Wylie, Texas- May 24, 2012) The North Texas Municipal Water District (NTMWD) Board of Directors voted today to return to Stage 2 of the *NTMWD Water Conservation and Drought Contingency and Water Emergency Response Plan, March 2008, (Plan)*. Beginning June 1, 2012, and continuing through the months of June, July, August, and September, consumers with sprinkler or irrigation systems may water their lawns and landscapes no more than two days per week, as needed.

Under the Stage 2 water restrictions, sprinkler or irrigation systems are prohibited from operating between the hours of 10 am and 6 pm, however consumers are allowed to use soaker hoses and drip irrigation systems for up to two hours on any day for foundations and trees. Consumers should check with their city for specific restrictions and watering guidelines for your community. Also included in the Stage 2 provisions, the NTMWD Member Cities and Customers must continue to meet or exceed the 10% water use reduction goal.

“We are very thankful that Lavon Lake has return to its normal conservation pool elevation from abundant winter and early spring rains, and Lakes Jim Chapman and Tawakoni are near full elevation. This increase in water supply, the water supply model projections, and the NTMWD Member Cities and Customers meeting the 10% water use reduction goals is allowing us to return to Stage 2,” said Jim Parks, Executive Director of NTMWD. “While we can’t predict what the summer weather will be, the months of June, July, and August are traditionally the hottest and driest months of the year so it’s important to continue conservation efforts and efficient use of our water supply. The water supply from Lake Texoma, 28% of the total NTMWD water supply, remains offline due to the infestation of an invasive species, the zebra mussel.”

NTMWD does not expect to resume pumping water from Texoma until the pipeline extension project is complete after the summer of 2013. Extending the NTMWD’s water supply during Stage 2 through the efficient use of existing water resources is crucial to meeting the long-term water needs of the more than 1.5 million people served in the NTMWD’s service area.

More information and tips on water conservation can be found at www.wateriq.org and www.ntmwd.com.

- 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



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: Consider, discuss and act upon authorizing the City Manager to expend \$9,000 from the Electrical Fund for determining the requirements and estimated costs concerning the electric system and to consider a surcharge to support the electrical system improvements and maintenance

An informative email from McCord Engineering is attached for review.

ACTION: Approve or disapprove authorizing expenditure for the Electric Fund by the City Manager and to approve or disapprove a surcharge to support the electrical system improvements and maintenance.

(V – C)

CITY OF FARMERSVILLE

ESTIMATED ENGINEERING FEES TO PERFORM THE FOLLOWING SCOPE OF WORK

<u>Scope of Work</u>	Estimated Cost (\$)
1. Determine the requirements and estimated costs for the City of Farmersville to set up Electric Utility Operations and Maintenance department.	5,000 ✕
2. Use the existing Milsoft model electric system model and apply peak load to determine an initial list of required system improvements. Work will be required to tie the model line sections to the City's actual billing data.	12,000-13,000
3. Determine the average consulting engineering fees required to support the City of Farmersville on an as-needed basis, this would be a yearly amount.	1,000 ✕
4. Perform a pole by pole inventory* of your Electric System using Global Positioning System (GPS) and an Appraisal of the Current Electric Distribution System.	16,000-20,000
5. Provide a list of the Typical Annual Maintenance Costs (Pole Replacement, Transformer Replacement, Etc.).	3,000 ✕
Estimated total engineering for the five items listed above:	37,000-42,000

***The pole by pole inventory is required prior to doing the appraisal.**

From: Ricky Kimberlin [<mailto:rkimberlin@mccordeng.com>]
Sent: Friday, May 11, 2012 10:46 AM
To: b.white@ci.farmersville.tx.us
Cc: 'Rex Woods'; jdmccord@mccordeng.com
Subject: FA-1 Engineering Estimates

Dear Mr. Ben White:

Per your request, via a phone conversation with Mr. Rex Woods last week, attached is an estimate of engineering fees to perform the 5 tasks you mentioned:

1. **Determine the requirements and estimated costs for the City of Farmersville to set up Electric Utility Operations and Maintenance department.**
2. **Use the existing Milsoft model electric system model and apply peak load to determine an initial list of required system improvements. Work will be required to tie the model line sections to the City's actual billing data.**
3. **Determine the average consulting engineering fees required to support the City of Farmersville on an as-needed basis, this would be a yearly amount.**
4. **Perform a pole by pole inventory* of your Electric System using Global Positioning System (GPS) and an Appraisal of the Current Electric Distribution System.**
5. **Provide a list of the Typical Annual Maintenance Costs (Pole Replacement, Transformer Replacement, Etc.).**

Please note there are no engineering dollars included for a study to determining the direction the City will choose for its Electric Department, since it is our understanding that your City plans to do the evaluation of alternatives in-house.

Sharyland does have a Milsoft model of your electric system, therefore, the City will need to request a copy of the model for your City's use. If you have any questions or need more information, please feel free to call Rex Woods or myself at (979) 764-8356.

Rick Kimberlin

Ricky D. (Rick) Kimberlin
McCord Engineering, Inc.
916 Southwest Parkway East
College Station, Texas 77840
Phone: (979) 764-8356
Fax: (979) 764-9644
E-mail: rkimberlin@mccordeng.com

Edie Sims

From: Ben White [b.white@ci.farmersville.tx.us]
Sent: Thursday, May 31, 2012 1:48 PM
To: Edie Sims
Subject: FW: FA-1 Engineering Estimates

Okay.

Edie please put placeholders for items below. We will close in on exact wording later.

Sincerely,

Benjamin (Ben) L. White, P.E.
City Manager/Public Works Director
City of Farmersville

205 South Main Street, Farmersville, Texas 75442
Work: 972-782-6151, Mobile: 972-822-7044, Facsimile: 972-782-6604
Email: b.white@ci.farmersville.tx.us, Website: www.farmersvilletx.com

From: Joe Helmberger [<mailto:JoeHelmberger@verizon.net>]
Sent: Thursday, May 31, 2012 1:43 PM
To: 'Ben White'
Subject: RE: FA-1 Engineering Estimates

Get it on the agenda for the next meeting as well as a discussion regarding the bids for the Chaparral Trail.

Thanks.

Joe

From: Ben White [<mailto:b.white@ci.farmersville.tx.us>]
Sent: Thursday, May 31, 2012 1:22 PM
Cc: 'Paula Jackson'
Subject: FW: FA-1 Engineering Estimates

Info from McCord Engineering attached. My suggestion is to move money to handle items 1, 3, and 5 for \$9K to start with and get McCord moving forward.

Sincerely,

Benjamin (Ben) L. White, P.E.
City Manager/Public Works Director
City of Farmersville

205 South Main Street, Farmersville, Texas 75442
Work: 972-782-6151, Mobile: 972-822-7044, Facsimile: 972-782-6604
Email: b.white@ci.farmersville.tx.us, Website: www.farmersvilletx.com



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: Consider, discuss and act upon bids for the construction of the Chaparral Trail and authorizing the City Manager to negotiate a contract with bidder

A recommendation letter is attached from our City Engineer

ACTION: Action as deemed by the Council.

(V – D)



DANIEL & BROWN INC.
ENGINEERS/CONSULTANTS/PLANNERS

June 7, 2012

Mr. Benjamin White, P.E., City Manager
City of Farmersville
205 South Main Street
Farmersville, Texas 75442

RE: Chaparral Trail Project
Texas Parks & Wildlife Recreation Grant
Bid Tabulation & Recommendation

Dear Ben:

I have attached a bid tabulation form for the Texas Parks & Wildlife Grant Project to improve the Chaparral Trail for the City of Farmersville which was bid on Friday, May 25, 2012 at 2:00 p.m. There were two bidders on the project. Cole Construction, Inc., Keller, TX was the low bidder with a total bid amount of \$508,918.00 for the project. The previous decomposed granite material bid amount was \$46,798.80. The combined construction and material price of \$555,716.80 exceeds the available funds. I have indicated below the available construction and material funds for this project:

TP&W Grant Funds	\$200,000.00
Local match (CDC 4B)	<u>\$50,000.00</u>
Total Available Funds	\$250,000.00
Less Engr. & Inspection	\$20,000.00
Less Architect, Surveying, etc.	<u>\$8,571.17</u>
Total Funds Available for Construction	\$221,428.83

The trail construction project and the trail materials were bid with unit prices to enable the project to be down-sized to fall within the available construction funds. In order to maximize the use of available funds a matrix has been compiled indicating the trail sections and associated material and construction bid prices (see attached).

It is the recommendation of Daniel & Brown Inc. that the City of Farmersville award the bid for the Chaparral Trail Project to Cole Construction, Inc. Following contract award and execution, it is also recommended that a change order be approved and executed for unit price reductions for the construction and materials in accordance with the matrix to bring the total construction and material cost to no more than \$221,428.83. The reduced project will accomplish the addition of approximately one (1) mile of new trail construction with clearing, one (1) picnic area, associated signage, bollard replacement and decomposed granite material. Our firm believes Cole Construction, Inc. has the experience to successfully complete the project.

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

Sincerely,

Eddy W. Daniel, P.E.

City of Farmersville

Bid Tabulation Form for Construction of the Chaparral Trail located in Farmersville, Texas

Bid Date: Friday, May 25, 2012 @ 2:00 pm

ITEM #	ITEM DESCRIPTION	Cole Construction Inc. Keller, TX			The Fain Group Fort Worth, TX		
		Qty	Unit	Total	Qty	Unit	Total
1	Furnish and install decomposed granite trail with appurtenances	13,728	21.50	\$295,152.00	13,728	28.65	\$393,307.20
2	Provide site preparation, clearing, and grading	13,728	3.25	\$44,616.00	13,728	6.00	\$82,368.00
3	Furnish and install mile marker signs	10	440.00	\$4,400.00	10	370.00	\$3,700.00
4	Furnish and install street sign with appurtenances	7	550.00	\$3,850.00	7	370.00	\$2,590.00
5	Furnish and install trail head sign with appurtenances	1	8,640.00	\$8,640.00	1	11,756.00	\$11,756.00
6	Furnish and install trail identification signs with appurtenances	4	1,400.00	\$5,600.00	4	370.00	\$1,480.00
7	Furnish and install standard pipe bollards with appurtenances	30	900.00	\$27,000.00	30	1,184.00	\$35,520.00
8	Furnish and install trail s-curve section with appurtenances	3	19,620.00	\$58,860.00	3	13,525.00	\$40,575.00
9	Furnish and install picnic area with appurtenances	2	18,000.00	\$36,000.00	2	13,328.00	\$26,656.00
10	Furnish and install Temporary Construction Sign	1	400.00	\$400.00	1	555.00	\$555.00
11	Furnish and install Permanent TPWD Acknowledgement Sign	1	1,600.00	\$1,600.00	1	1,777.00	\$1,777.00
12	Furnish and install TxDOT transition and culvert with appurtenances	2	5,700.00	\$11,400.00	2	3,668.00	\$7,336.00
13	Furnish and install County Road transition and culvert with appurtenances	2	5,700.00	\$11,400.00	2	3,668.00	\$7,336.00
	TOTAL OF ALL BID ITEMS (1 THRU 13)			\$508,918.00			\$614,956.20
	CALENDAR DAYS	148 / 163					

Chaparral Trail Grant Project

City of Farmersville

Item Description	City Park to CR 658		CR 658 to PR 5101		PR 5101 to FM 2194		FM 2194 to End of Trail		Total
	Qty	Price	Qty	Price	Qty	Price	Qty	Price	
Furnish and install Temporary Construction Sign	1	\$400.00							\$400.00
Furnish and install Permanent TPWD Acknowledgement Sign	1	\$1,600.00							\$1,600.00
Length of new trail installed with granite	3,110	\$66,865.00	3,410	\$73,315.00	6,308	\$135,622.00	900	\$19,350.00	\$295,152.00
Install trail clearing	3,110	\$10,107.50	3,410	\$11,082.50	6,308	\$20,501.00	900	\$2,925.00	\$44,616.00
Mile marker signs	6	\$2,640.00	1	\$440.00	2	\$880.00	1	\$440.00	\$4,400.00
Street sign	6	\$3,300.00					1	\$550.00	\$3,850.00
Trail head sign	1	\$8,640.00							\$8,640.00
Trail identification signs	2	\$2,800.00	1	\$1,400.00	1	\$1,400.00			\$5,600.00
Standard pipe bollards	15	\$13,500.00	8	\$7,200.00	4	\$3,600.00	3	\$2,700.00	\$27,000.00
Trail S-curve section			1	\$19,620.00	2	\$39,240.00			\$58,860.00
Picnic area	1	\$18,000.00			1	\$18,000.00			\$36,000.00
TxDOT transition and culvert					1	\$5,700.00	1	\$5,700.00	\$11,400.00
CR transition and culvert	2	\$11,400.00							\$11,400.00
TOTAL CONSTRUCTION COST		\$139,252.50		\$113,057.50		\$224,943.00		\$31,665.00	\$508,918.00
Decomposed Granite Material	309	\$10,938.60	326	\$11,540.40	600	\$21,240.00	87	\$3,079.80	\$46,798.80
TOTAL MATERIAL & CONSTRUCTION COST		\$150,191.10		\$124,597.90		\$246,183.00		\$34,744.80	\$555,716.80
PROGRESSIVE TOTAL		\$150,191.10		\$274,789.00		\$520,972.00		\$555,716.80	
PROGRESSIVE TOTAL (WITH REDUCTIONS)		\$138,791.10		\$221,428.83		Eliminates CR transition & culvert, S-curve and 1,040 LF of trail installation			



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: Consider, discuss and act upon the implementation of the next water and sewer rate increase per the rate increase schedule according to the Rate Study as adopted by Ordinance # O-2011-0426-002

Ordinance # O-2011-0426-002 is attached with the rate increase schedule as Exhibit A

Staff recommendation: The second installment of the water and sewer rate increased be placed after the high usage of the summer season effective September 2012.

ACTION: Action as deemed by the Council

(V – E)

**CITY OF FARMERSVILLE
ORDINANCE # O-2011-0426-002**

AN ORDINANCE OF THE CITY OF FARMERSVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF FARMERSVILLE, TEXAS, AS HERETOFORE AMENDED, THROUGH THE AMENDMENT OF THE MASTER FEE SCHEDULE BY AMENDING THE WATER SERVICE FEES ADOPTED THROUGH SECTION 11.122.4, ENTITLED "WATER SERVICE FEES," AND BY AMENDING THE SEWER SERVICE FEES ADOPTED THROUGH SECTION 11.122.6, ENTITLED "SEWER SERVICE FEES; REQUIRING ANNUAL EVALUATIONS OF THE WATER AND SEWER SERVICE FEES; 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"), conducted a Water and Sewer Rate Study in March, 2011 (the "Study") and found the current charges for water and sewer service to be insufficient to recover the cost of providing water and sewer service; and

WHEREAS, based on the Study, the City's consultant J. Stowe & Co. recommended that the fees and charges for water and sewer service be increased each year for the next five years, as set forth in Exhibit "A" attached hereto and incorporated herein by reference for all purposes allowed by law, to account for anticipated infrastructure improvements and make the provision of water and sewer services to the City's residents and customers self-supporting; and

WHEREAS, the City Council has determined that the fees and charges for water and sewer service need to be increased, as recommended in Exhibit "A," but desires to retain the ability to implement any rate increases when such increases are necessary thereby avoiding the imposition of an undue burden on the City's residents and customers for future water and sewer infrastructure improvements the exact timing of which such improvements is not yet known; and

WHEREAS, the City desires to modify the Master Fee Schedule related to the cost of water and sewer service provided by the City to adopt the first step recommended by the Study to move the provision of water and sewer services in the direction of becoming self-supporting; and

WHEREAS, the City Council of the City of Farmersville, Texas, finds that all prerequisites to the adoption of this Ordinance have been met;

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

Section 1. FINDINGS INCORPORATED

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. MASTER FEE SCHEDULE FOR WATER SERVICE AMENDED

From and after the effective date of this Ordinance, the Master Fee Schedule is hereby amended in part by deleting the current Water Service Fee charges and replacing said fees with new Water Service Fees in accordance with Section 11.122.4 of the Code of Ordinances to read as follows:

WATER SERVICE	MONTHLY FEE
Inside City Limits:	
Meter Charge (Includes 1,000 gallons)	
3/4 inch or less	\$ 10.15
1 inch	16.92
1 1/2 inch	33.83
2 inch	54.13
3 inch	60.90
4 inch	169.17
6 inch	338.33
Volumetric Charges (per 1,000 gallons)	
1,001 to 10,000 gallons	\$ 4.00
10,001 to 20,000 gallons	5.36
In excess of 20,000 gallons	6.70
Outside City Limits:	
Residential or Commercial Customers of Record Prior to 1985	
First 1,000 gallons	\$ 15.23
1,001 to 10,000 gallons	5.34
10,001 to 20,000 gallons	7.16
In excess of 20,000 gallons	8.76
Residential or Commercial Customers of Record Since 1985	
First 1,000 gallons	\$ 20.30
1,001 to 10,000 gallons	7.12
10,001 to 20,000 gallons	9.54
In excess of 20,000 gallons	11.68

Section 3. MASTER FEE SCHEDULE FOR SEWER SERVICE AMENDED

From and after the effective date of this Ordinance, the Master Fee Schedule is hereby amended in part by deleting the current Sewer Service Fee charges and replacing said fees with new Sewer Service Fees in accordance with Section 11.122.6 of the Code of Ordinances to read as follows:

[See Table on following page.]

SEWER SERVICE	MONTHLY FEE
Inside City Single Family Customers:	
Minimum monthly charge based on first 1,000 gallons water consumption	\$ 13.58
Water consumption over 1,000 gallons for customers with an annually computer average winter water consumption for Dec/Jan/Feb to a maximum of 15,000 gallons	Based on the lesser of actual consumption or the average winter water consumption at \$4.23 per 1,000 gallons
For new customers without a winter average	Based on actual consumption to a maximum of 7,000 gallons at \$4.23 per 1,000 gallons
Inside City Customers Other Than Single Family	
Minimum monthly charge based on first 1,000 gallons water consumption	\$ 13.58
In excess of 1,000 gallons	\$ 4.23 per 1,000 gallons
Outside City Limits:	
Residential Customers of Record Prior to 1985	
Minimum monthly charge based on first 1,000 gallons water consumption	\$ 16.56
Water consumption over 1,000 gallons for customers with an annually computer average winter water consumption for Dec/Jan/Feb to a maximum of 15,000 gallons	Based on the lesser of actual consumption or the average winter water consumption at \$5.16 per 1,000 gallons
For new customers without a winter average	Based on actual consumption to a maximum of 7,000 gallons at \$5.16 per 1,000 gallons
Residential Customers of Record Since 1985	
Minimum monthly charge based on first 1,000 gallons water consumption	\$ 22.08
Water consumption over 1,000 gallons for customers with an annually computer average winter water consumption for Dec/Jan/Feb to a maximum of 15,000 gallons	Based on the lesser of actual consumption or the average winter water consumption at \$6.88 per 1,000 gallons
For new customers without a winter average	Based on actual consumption to a maximum of 7,000 gallons at \$6.88 per 1,000 gallons
Commercial Customers of Record Prior to 1985	
Minimum monthly charge based on first 1,000 gallons water consumption	\$ 16.56
Next 49,000 gallons	\$ 5.16 per 1,000 gallons
In excess of 50,000 gallons	\$ 4.86 per 1,000 gallons
Commercial Customers of Record Since 1985	
Minimum monthly charge based on first 1,000 gallons water consumption	\$ 22.08
Next 49,000 gallons	\$ 6.88 per 1,000 gallons
In excess of 50,000 gallons	\$ 4.86 per 1,000 gallons

Section 4. ANNUAL EVALUATION

A. The City Manager shall at least annually in conjunction with the preparation of the City's annual budget, and more frequently when necessary, direct the City's consultant to perform an analysis of the then-current performance status of the water and sewer utilities, required infrastructure improvements, and the costs and expenses anticipated for the proposed budget year to determine whether the next proposed rate increase identified in Exhibit "A" should be implemented as projected or whether such proposed rate change should be modified to move water and sewer services in the direction of becoming self-supporting. Thereafter, the City Manager shall provide the City Council with an update regarding the status of the water and sewer utilities and the consultant's recommendation regarding the implementation of the next step in the rate increases as recommended by the Study or as may be otherwise recommended by consultant to make water and sewer services self-supporting.

B. City Council shall at least annually in conjunction with the adoption of the City's annual budget, and more frequently when necessary, evaluate the current and projected performance status of the water and sewer utilities and the recommendation of the City Manager and the City's consultant. City Council shall then determine whether the next step in the rate increases in the water and sewer service fees recommended by the Study, or as modified by the consultant, should be adopted to move water and sewer services in the direction of becoming self-supporting.

Section 5. 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 6. 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 7. 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 8. PENALTY CLAUSE

Any person, firm, or corporation violating any of the provisions or terms of this Ordinance shall be guilty of a misdemeanor and upon conviction, shall be fined a sum not to exceed \$2,000.00 for each offense, and each and every violation or day such violation shall continue or exist, shall be deemed a separate offense.

Section 9. 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 10th day of May, 2011, and second reading on the 14th day of JUNE, 2011 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.

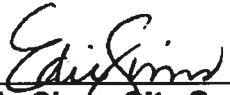
APPROVED THIS 14th DAY OF JUNE, 2011.

APPROVED:

BY:


Joseph E. Helmberger, P.E., Mayor

ATTEST:


Edie Sims, City Secretary



APPROVED AS TO FORM AND LEGALITY:


Alan D. Lathrom, City Attorney

Exhibit A

City of Farmersville, Texas Water and Sewer Rate Study Final Inside-City Customer Water and Sewer Rates ⁽¹⁾
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Water Rates							
	Current	FY 2011	FY 2012	FY 2012	FY 2013	FY 2014	

Meter Charge:							
3/4 inch or less	\$ 10.15	\$ 10.15	\$ 10.47	\$ 10.78	\$ 11.53	\$ 12.31	
1 inch	10.15	16.92	17.44	17.97	19.21	20.51	
1 1/2 inch	10.15	33.83	34.89	35.94	38.42	41.03	
2 inch	10.15	54.13	55.82	57.50	61.47	65.64	
3 inch	10.15	60.90	62.79	64.69	69.16	73.85	
4 inch	10.15	169.17	174.43	179.69	192.11	205.14	
6 inch	10.15	338.33	348.86	359.39	384.21	410.28	

Volumetric Rate (Per 1,000 gallons)							
0 - 1,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
1,001 - 10,000	3.56	4.00	4.39	4.73	5.08	5.45	
10,001 - 20,000	4.77	5.36	5.88	6.33	6.80	7.30	
20,001 +	5.84	6.70	7.35	7.91	8.50	9.13	

Estimated Residential Monthly Water Bills ⁽²⁾							
5,000 gallons	\$ 24.39	\$ 26.15	\$ 28.03	\$ 29.70	\$ 31.85	\$ 34.11	
Monthly Increase (\$)		1.76	1.88	1.67	2.15	2.26	
10,000 gallons	\$ 42.19	\$ 46.15	\$ 49.98	\$ 53.35	\$ 57.25	\$ 61.36	
Monthly Increase (\$)		3.96	3.83	3.37	3.90	4.11	

Sewer Rates							
	Current	FY 2011	FY 2012	FY 2012	FY 2013	FY 2014	

Minimum Charge (Includes 1,000 gallons)	\$ 11.04	\$ 13.58	\$ 16.70	\$ 20.54	\$ 25.26	\$ 31.07	
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Volumetric Rate (per 1,000 gallons)							
Residential ⁽³⁾							
1,001 - 15,000	\$ 3.44	\$ 4.23	\$ 5.20	\$ 6.40	\$ 7.87	\$ 9.68	
Commercial ⁽⁴⁾							
1,001 +	\$ 3.44	\$ 4.23	\$ 5.20	\$ 6.40	\$ 7.87	\$ 9.68	

Estimated Residential Monthly Sewer Bills							
5,000 gallons	\$ 24.80	\$ 30.50	\$ 37.50	\$ 46.14	\$ 56.74	\$ 69.79	
Monthly Increase (\$)		5.70	7.00	8.64	10.60	13.05	
10,000 gallons	\$ 42.00	\$ 51.65	\$ 63.50	\$ 78.14	\$ 96.09	\$ 118.19	
Monthly Increase (\$)		9.65	11.85	14.64	17.95	22.10	

Total Estimated Monthly Bill Impact							
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Estimated Residential Total Monthly Bills							
5,000 gallons	\$ 49.19	\$ 56.65	\$ 65.53	\$ 75.84	\$ 88.59	\$ 103.90	
Monthly Increase (\$)		7.46	8.88	10.31	12.75	15.31	
10,000 gallons	\$ 84.19	\$ 97.80	\$ 113.48	\$ 131.49	\$ 153.34	\$ 179.55	
Monthly Increase (\$)		13.61	15.68	18.01	21.85	26.21	

Notes:

- (1) Recommend that amended rates apply to Inside-City Limit Customers Only until such time as current outside-city rates are 1.15x inside-city rates
- (2) Assumes 3/4" meter in Residential Bill Calculation
- (3) Residential sewer flow based on the lesser of actual consumption of the average winter water consumption to a maximum of 15,000 gal.
- (4) Commercial sewer flow based on actual water consumption



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: Consider, approve and act upon commercial recycling rates

An informative email from Casey Zandt, representative for CWD, is attached for review

ACTION: Action as deemed by the Council

(V – F)

Edie Sims

From: Ben White [b.white@ci.farmersville.tx.us]
Sent: Wednesday, June 06, 2012 7:47 AM
To: 'Edie Sims'
Cc: 'Paula Jackson'
Subject: FW: Commercial Recycling Containers

Sincerely,

Benjamin (Ben) L. White, P.E.
City Manager/Public Works Director
City of Farmersville

205 South Main Street, Farmersville, Texas 75442
Work: 972-782-6151, Mobile: 972-822-7044, Facsimile: 972-782-6604
Email: b.white@ci.farmersville.tx.us, Website: www.farmersvilletx.com

From: Zandt, Casey [<mailto:czandt@communitywastedisposal.com>]
Sent: Thursday, May 24, 2012 3:32 PM
To: Ben White
Subject: RE: Commercial Recycling Containers

Hi Ben,

I brought your request to management. They have agreed to use the same rate for commercial as the residential due to the low number of current commercial accounts. I will mention that if we see an increase in the number of commercial recycling customers, we may have to re-address the rate and increase if necessary. The commercial service will be the same as residential (every other week pickup). Please let me know if you have any questions.

Thank you.

Casey Zandt
Commercial Sales Manager
Community Waste Disposal
2010 California Crossing
Dallas, TX 75220
972-392-9300 ext. 218
Cell 214-212-0584
www.communitywastedisposal.com

From: Ben White [<mailto:b.white@ci.farmersville.tx.us>]
Sent: Thursday, May 24, 2012 9:17 AM
To: Zandt, Casey
Subject: RE: Commercial Recycling Containers

Thanks Casey.

We talked at council about this issue. I understand some of the reasons y'all wanted to increase the rate above the residential rate but when you

look at our community it does not make as much sense. Our commercial customers are densely packed with our residential customers and our city limits are not that big. Not sure the logic for our city applies to the logic used for a large town like McKinney say. Could you ask your management to sharpen their pencils one more time? Right now we only have a few commercial customers. Perhaps we could start at the residential rate and raise the rates later once we see that things are taking off.

Sincerely,

Benjamin (Ben) L. White, P.E.
City Manager/Public Works Director
City of Farmersville

205 South Main Street, Farmersville, Texas 75442
Work: 972-782-6151, Mobile: 972-822-7044, Facsimile: 972-782-6604
Email: b.white@ci.farmersville.tx.us, Website: www.farmersvilletx.com

From: Zandt, Casey [<mailto:czandt@communitywastedisposal.com>]
Sent: Wednesday, May 23, 2012 9:56 AM
To: b.white@ci.farmersville.tx.us
Subject: Commercial Recycling Containers

Hi Ben,

After speaking with management, it looks like we could go as low as \$6.25 per container on the commercial recycling. If you have any questions, please feel free to call my cell anytime.

Thanks.

Casey Zandt
Commercial Sales Manager
Community Waste Disposal
2010 California Crossing
Dallas, TX 75220
972-392-9300 ext. 218
Cell 214-212-0584
www.communitywastedisposal.com



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: Interconnect contracts update

See attached update from City Manager Ben White

ACTION: Action as deemed by Council.

(V – G)

Water Interconnect Contracts Update

Three (3) water interconnect contracts under consideration:

Caddo Basin Special Utility District
Copeville Special Utility District
North Farmersville Water Supply Corporation

Notes:

1. Contracts created and distributed to each entity in March.
2. Caddo Basin SUD has opted out of a contract. An uncontracted rate will be set initially to 135% of the NTMWD rate.
3. The North Farmersville WSC contract is signed. Rate is 127% of the NTMWD rate.
4. Copeville SUD contract is due to be signed during a board meeting on 14 June 2012. Rate is 127% of the NTMWD rate.



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: Comprehensive Plan update

A meeting schedule is attached.

ACTION: Action as deemed by Council.

(V – H)

Comprehensive Plan Meeting Dates have been scheduled for the following dates:

June 11, 2012

June 14, 2012

June 18, 2012

Each meeting will be at 6:00 p.m. located at City Hall in the Council Chambers. Currently 74 leaders and people within the community have been personally invited and requested an RSVP for one or more of the chosen dates.

Janet Tharp with Kimley-Horn will be making a presentation and receiving information from the audience at these scheduled meetings.

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 completed.
4. Workshop meeting schedule established:
 - a. Planning Workshop Meeting #1, Monday, June 11, 2012, 6 pm
 - b. Planning Workshop Meeting #2, Thursday, June 14, 2012, 6 pm
 - c. Planning Workshop Meeting #3, Monday, June 18, 2012, 6 pm
 - d. Public Planning Workshop/Open House during City Council meeting, Tuesday, July 24, 2012, 6 pm
 - e. Council Planning Workshop, Tuesday, August 28, 2012, 6 pm



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: June 12, 2012
SUBJECT: Consider, discuss and act upon a reappointment to the 4B Community Development Corporation Board

At the last meeting, Jeanne Towns was appointed to the 4B Community Development Corporation Board. Ms. Towns has moved and will not be available to serve on this board. A schedule of candidates is attached.

ACTION: Action as deemed by Council.

(V – I)

FARMERSVILLE COMMUNITY DEVELOPMENT CORP. (4B)

Term: Two years - Two Terms Max
Residency Requirements: Live in Fisd

Name
Jim Dawkins 2 nd Term Began 5/11 – Term ends 5/13
Leaca Caspari 1 st Term Began 5/12 – Term ends 5/14
Diane Piwko 2 nd Term Began 5/11 – Term ends 5/13
Del Sergent 1 st Term Began 5/11 – Term ends 5/13
Charlie Whitaker 1 st Term Began 5/12 – Term ends 5/14
David Reynolds 1 st Term Began 5/11 – Term ends 5/13
Jeanna Towns REPLACEMENT - MOVED 1 st Term Began 5/12 – Term ends 5/14

MEETS: 2nd Monday of the month, 5:45 p.m.

STAFF LIAISON: Main Street Manager, Adah Leah Wolf

COUNCIL LIAISON: **Billy Long**

Board Candidates

Preferred Order of Board

Del Sergent (on another board)	2 nd Choice
Leaca Caspari (on another board)	3 rd Choice
Stanley Treadwell (on another board)	6 th Choice