

**FARMERSVILLE CITY COUNCIL
REGULAR SESSION AGENDA
January 8, 2013, 6:00 P.M.
Council Chambers, City Hall
205 S. Main Street**

I. PRELIMINARY MATTERS

- Call to Order, Roll Call, Invocation offered by Pastor Levelle Cheatham of Gallaway Memorial Church 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.
- Pictures of City Council at the next City Council meeting

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 Council members may request prior to a motion and vote on the Consent Agenda that one or more Items be withdrawn from the Consent Agenda and considered individually.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the Consent Agenda, excepting the items requested to be removed, the City Council will consider and act on each item so withdrawn individually.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 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. FEDC (4A) Financial Report

- B. FCDC (4B) Financial Report
- C. Planning & Zoning Minutes
- D. FCDC (4B) Meeting Minutes
- E. FEDC (4A) Meeting Minutes
- F. Parks Board Minutes
- G. Main Street Board Minutes
- H. Main Street Report
- I. Building & Property Standards Minutes
- J. TIRZ Minutes

IV. PUBLIC HEARINGS

- A. Public hearing to consider, discuss and act upon a Specific Use Permit for American Glory Game Room located at 2202 West Audie Murphy Parkway, Farmersville
- B. Public hearing to consider, discuss and act upon a Specific Use Permit for Joker's Wild Game Room located at 812 McKinney Street, Farmersville
- C. Public hearing to consider, discuss and act upon a Specific Use Permit for Paradise Isle's Game Room located at 1055 West Audie Murphy Parkway, Suite 103, Farmersville
- D. Public hearing to consider, discuss and act upon a request for replat in the Aston Estates Subdivision by the Church of Jesus Christ of Latter Day Saints Church located at 513 Sycamore which is at the corner of Jouette and Sycamore Streets

V. READING OF ORDINANCES

- A. Second Reading - Consider, discuss and act upon an ordinance to amend the Master Fee Schedule regarding an electrical surcharge rate for the City of Farmersville's electrical system
- B. First Reading – Consider, discuss and act upon an ordinance regarding the temporary decrease in prima facia speed limit along a designated section of Highway 380 while Highway 380 undergoes construction

VI. REGULAR AGENDA

- A. Consider, discuss and act upon a resolution to call an election on May 11, 2013 to elect three council positions, Place 1, Place 3 and Place 5
- B. Consider, discuss and act upon a letter of agreement for the Texas Main Street Program
- C. Update on Comprehensive Plan
- D. Update on the electrical system
- E. Detailed update of the sidewalk grant
- F. Presentation regarding Collin County Area Regional Transit (CCART) and consider, discuss and act upon an Interlocal Agreement between CCART and the City of Farmersville for transportation services

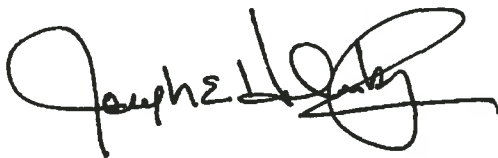
- G. Consider, discuss and act upon making an appointment to the Collin County Rural and Small Urban Transit District
- H. Consider, discuss and act upon information provided regarding the Seaway pipeline
- I. Update regarding TxDOT US Highway 380 Phase 3 project
- J. Consider, discuss and act upon current City regulations regarding home businesses
- K. Consider, discuss and act upon the portion of the Sign Ordinance as it relates to digital signage

VII. REQUEST FOR CONSIDERATION OF PLACING ITEMS ON FUTURE AGENDAS

VIII. ADJOURNMENT

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

Dated this the 4th day of January, 2013.



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 January 4, 2013 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: January 8, 2013
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
DECEMBER 11, 2012

The Farmersville City Council met in a regularly called session on December 11, 2012 at 6:00pm in the Council Chambers at City Hall with the following members present: Mayor Joe Helmberger, Pansy Hundley, Billy Long, Russell Chandler and Jim Foy. Michael Carr was absent. Staff members present were City Manager Ben White, Police Chief Mike Sullivan, Fire Chief Kim Morris, Assistant to the City Manager Paula Jackson, Librarian Trisha Dowell, City Attorney Alan Lathrom 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 Helmberger welcomed all guests and visitors. Pastor Bart Barber of First Baptist Church Farmersville offered the invocation.

Mayor Helmberger offered the guests and visitors to speak on a non-agenda item with Kimberly Trieu, owner of the shopping center located at 701 South Highway 78 came forward. Ms. Trieu requested the Council consider a zoning change or a Specific Use Permit that allows a game room to be located at her shopping center. Ms. Trieu also offered to donate \$15,000 to the City if this request is approved.

Mayor Helmberger announced that Police Chief Mike Sullivan has been appointed as a committee member for the Texas Police Chief's Association Foundation Recognition Program. Chief Sullivan explained that this position will allow him to inspect other police agencies as a board for industry standards. This is quite an honor to have our department participate with this program. Chief Sullivan's term will expire 2015.

Mayor Helmberger acknowledged the Chamber of Commerce for their efforts for the most attended Christmas Parade this past Saturday. The parade was a huge success thanks also to City staff. Pansy Hundley requested better lighting on the vehicles to read the signage.

Item II) CONSENT AGENDA

Mayor Helmberger requested to pull Item A – City Council Minutes. No other items were pulled for discussion. Billy Long motioned to approve the items B, C, D, E, F, G, H, I and J of the Consent Agenda as presented with Pansy Hundley seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

Item A – City Council Minutes: Mayor Helmberger stated on page 121 under Section IV-A, annexation was mentioned twice which is in error. Under Section V-C, Mayor Helmberger questioned the LED lighting in conjunction with the sidewalks being installed at the Bain-Honaker House. City Manager Ben White clarified that the LED lights tied in to the sidewalk grant which will allow lamp posts to be free to be used at the Bain-Honaker House where the sidewalks will be installed. Further down on this same topic the minutes reflected "The operation of LED lights would be approximately \$450 versus the cost of metal halide installation cost which is \$100." City Manager Ben White stated this should be a wattage comparison with LED being equivalent somewhat to 150 watt Metal Halide light, but will check the recording. Further in the section, Mayor Helmberger asked to strike the statement "center median." In section VI-E, Mayor Helmberger requested to strike "per day" in reference to the cost of a package plant.

Item III) INFORMATIONAL ITEMS

Council did not request further information or clarification regarding Informational Items.

Item IV – A) READING OF ORDINANCES – CONSIDER, DISCUSS AND ACT UPON AN ORDINANCE TO ANNEX 5.921 ACRES INTO THE CITY LIMITS OF FARMERSVILLE

Mayor Helmberger announced that the first reading was approved at the last meeting regarding the annexation of property purchased by the Community Development Corporation. With no discussion, Billy Long motioned to approve the second reading of the ordinance to annex 5.921 acres into the City of Farmersville with Russell Chandler seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

Item IV – B) FIRST AND ONLY READING – CONSIDER, DISCUSS AND ACT UPON AN ORDINANCE TO ESTABLISH A SPECIFIC USE PERMIT FOR AMERICAN GLORY GAME ROOM LOCATED AT 2202 W. AUDIE MURPHY PARKWAY

Due to a posting error on the agenda, this topic is not allowed to be discussed as it was to have a Public Hearing prior to discussion. Therefore, City Manager Ben White recommended this topic be delayed to the next meeting.

Item V – A) CONSIDER, DISCUSS AND ACT UPON AN INTERLOCAL AGREEMENT WITH COLLIN COUNTY REGARDING THE COLLIN COUNTY OPEN SPACE GRANT FOR CONSTRUCTION OF THE CHAPARRAL TRAIL, PHASE II

City Manager Ben White discussed the opportunity of continuing phase 2 of the Chaparral Trail project with funding from the Collin County Open Space Grant. With this grant, a total of \$300,000 will be spent on this project with \$150,000 being offered through the grant, \$50,000 being offered through the Farmersville Community Development Corporation and the remaining \$100,000 will be funded through City funds. Billy Long motioned to approve the Interlocal agreement with Jim Foy seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

Item V – B) CONSIDER, DISCUSS AND ACT UPON EXTENDING AN INTERLOCAL AGREEMENT WITH COLLIN COUNTY FOR ANIMAL SHELTERING SERVICES FOR \$9,586.00 FOR FISCAL YEAR 2012-2013

City Manager Ben White indicated that the request presented is for this years' budget item; however the initial contract with Collin County for animal sheltering services expires 2016. The amount proposed is the correct amount the City has in this year's budget. Chief Sullivan also stated that the amount budgeted equals to about 80 animals per year utilizing the sheltering services which is on target with our quantity over the past several years. Pansy Hundley motioned to approve extending the Interlocal agreement for animal sheltering services with Jim Foy seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

Item V – C) CONSIDER, DISCUSS AND ACT UPON EXTENDING THE CONTRACT WITH GAY, MCCALL, ISAACKS, GORDON & ROBERTS, ATTORNEYS FOR THE COLLECTION OF DELINQUENT TAXES FOR THE CITY OF FARMERSVILLE

City Manager Ben White stated that the law firm stated serves several cities and that the contract presented is a standard contract. The firm will make collections on all delinquent property taxes. Jim Foy stated the 15% charge is standard. Russell Chandler motioned to

approve extending the contract with Gay, McCall, Isaacks, Gordon and Roberts for their services to collect delinquent property taxes for the City of Farmersville with Jim Foy seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

Item V – D) CONSIDER, DISCUSS AND ACT UPON RECOMMENDATION FROM CITY ENGINEER FOR THE CONSTRUCTION OF THE TEXAS CAPITAL FUND MAIN STREET SIDEWALK GRANT – PHASE 2 AND ALLOW THE CITY MANAGER TO EXECUTE ALL FUTURE DOCUMENTATION REGARDING THIS GRANT

City Manager Ben White informed the Council that Phase 2 of the Main Street Sidewalk Project will fulfill the grant through the Texas Capital Fund. Daniel and Brown have recommended SFCC, Inc. as the contractor to be awarded the project and proceed with just the sidewalks. The City is working with the Farmersville Historical Society on the fence at the Bain-Honaker House. Mr. White recommended SFCC, Inc. to be approved so the project can move forward. Cycle time for completion is 60 days. Pansy Hundley recommended utilizing Collin County inmates to provide labor for the fence work at the Bain-Honaker House. Mr. White informed the Council of other areas that will have upgrading of the sidewalks and include ramps to meet ADA Compliance that will be transitional changes. Mr. White stated he will provide more details of the project at the next meeting. Russell Chandler motioned to approve SFCC, Inc. as the bid award for the sidewalk grant with Pansy Hundley seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

Item V – E) CONSIDER, DISCUSS AND ACT UPON AN INDIRECT SALES AGREEMENT WITH ITRON FOR SOFTWARE USED WITH THE AUTOMATED METER READING SYSTEMS

City Manager Ben White informed the Council of the automated meter reading systems and the need for the indirect sales agreement with Itron. This sales agreement will protect proprietary software and devices which is a standard form used for these purposes. Mr. White suggested completing the contract by adding the total amount of endpoints which will include all the systems to be installed along with a few extra for the future expansion of water metering devices. By completing the contract with the total amount of endpoints, this will also eliminate the need to return to the Council for a continuing contract for more endpoints. Per Pansy Hundley's question whether this system will be used for water and electric, Mr. White stated the water system will be the only system utilizing the automated meter reading systems. Mr. White reviewed the reasons of prototyping 50 units which will allow the trial of the technology and work out any bugs or flaws before fully investing in a complete system. If the system does not work, we are allowed to return the units. However, all the data will belong to the City of Farmersville. Jim Foy expressed concern of contracting for the full amount and preferred the City contract for 50 endpoints. The Council concurred to contract with Itron for 50 endpoints. Jim Foy motioned to approve an indirect sales agreement with Itron for 50 endpoints with Billy Long seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

Item V – F) CONSIDER, DISCUSS AND ACT UPON A RESOLUTION FOR PUBLICLY OWNED ITEMS TO BE SOLD AT AN AUCTION

Police Chief Mike Sullivan informed the Council that the property to be sold at an auction was awarded to the Police Department through the court system as seized vehicles. Jim Foy motioned to approve the Resolution with Pansy Hundley seconding the motion. A poll of the

Council was taken as follows: Pansy Hundley yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

ITEM V – G) CONSIDER, DISCUSS AND ACT UPON A RESOLUTION TO NAME THE PUBLIC SAFETY BUILDING THE CHARLES R. CURINGTON PUBLIC SAFETY BUILDING

Mayor Helmberger stated he has been approached by several residents of Farmersville to have the Public Safety Building named after Charles Curington. Mayor Helmberger then read an article regarding Mr. Curington when he and his wife were inducted in the Farmersville ISD Hall of Fame. Mr. Curington was also acclaimed for his organization of the gun fighter event at Old Time Saturday by Pansy Hundley. Jim Foy also indicated how Mr. Curington has been extremely active by serving as the President of the Collin County Fire Association from 1984-1999 and is a current member of the Farmersville Ex-Student Association. Having the building named after Charles Curington is very appropriate. Mayor Helmberger read the resolution presented with Russell Chandler making a motion to name the Public Safety Building the "Charles R. Curington Public Safety Building." Jim Foy seconded the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

ITEM V – H) UPDATE ON COMPREHENSIVE PLAN

City Manager Ben White informed the Council that a review of the draft plan including a map review will be accomplished on December 13th with Janet Tharp. At that time, this session will allow the review of the completed product and a briefing prior to the Farmersville Economic Development Corporation Board on December 19th. With minor updates, the plan should be ready for the approval stages through the Planning and Zoning Commission on January 24th and final approval through the Council on February 12th. Public review will be made available on the website as soon as appropriate. Good progress is being made toward the Comprehensive Plan being completed.

ITEM V – I) UPDATE ON THE ELECTRICAL SYSTEM

With the Economic Development Corporation funding the model and inventory of our electrical system, City Manager Ben White indicated that the inventory is 50% complete. The deadline is scheduled for March 2013 to have the entire inventory complete and be ready for suggested improvements to be presented to the City Council for review.

The surcharge rate for the electric bills will be added to the January agenda as the second reading was not on the December agenda. This surcharge will generate the funds needed for the relocation of electrical utilities for the Safe Routes to School grant.

Mayor Helmberger stated the inventory will help assess whose property is located on the light poles and who is responsible for specific lines. The model is complete except for the adjustments from the inventory. The deficiencies will be shown as well.

Jim Foy stated Sharyland is to come before the Council in February for their annual report per our contract.

No action was taken by the Council.

ITEM V – J) CONSIDER, DISCUSS AND ACT UPON A REVOCABLE LICENSE AGREEMENT WITH ONEOK STERLING III PIPELINE, LLC REGARDING THE PERMISSION TO CONSTRUCT AND INSTALL AN UNDERGROUND NATURAL GAS PIPELINE CROSSING THE CHAPARRAL TRAIL

Darlene Tanner, representative for Oneok Sterling III Pipeline, LLC, came before the Council to answer questions surrounding the revocable license agreement. Mayor Helmberger requested a change added under "Installation and Maintenance of Improvements" to include or

other utilities so licensed by the City. The exhibits need to have the word "easement" removed and the detail from Exhibit A needs to reference this agreement.

Ms. Tanner stated that normal crossings, the recipient is offered \$500, but because Oneok wishes to be good neighbors they would like to make an offer of \$2,500 for the revocable license for permission to construct and install an underground natural gas pipeline crossing the Chaparral Trail. Council discussed if the offer on the table covers all the costs incurred by the City. Presently, attorney fees incurred equal \$705. Mayor Helmberger stated he wanted to have the depth checked to ensure that nothing is disturbed or encroached upon. Jim Foy motioned to approve the Revocable License with the changes stated and a payment of \$3,000. Darlene Tanner replied done. Russell Chandler seconded the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

ITEM V – K) UPDATE ON HIGHWAY 380 TXDOT PROJECT

City Manager Ben White gave an update on the Highway 380 TxDOT Project by reading the progress schedule as provided by TxDOT. Jim Foy questioned if the Main Street Bridge will have one lane open at a time. Closings will be from time to time and will be different closures at different times. The Main Street Bridge itself will be down for a period of time after outside lanes are built first. Mr. White stated he will attain clarification and present it at the next meeting. Mr. White stated he will speak with TxDOT to find ways to shorten the time that Main Street will not be accessible.

ITEM VII) REQUEST FOR CONSIDERATION OF PLACING ITEMS ON FUTURE AGENDAS

Pansy Hundley questioned if the Seaway pipeline would have a presentation in January. Jim Foy requested an item for the January 8th meeting to discuss the portion of the Sign Ordinance as it relates to digital signs.

ITEM VIII) ADJOURNMENT

Council adjourned at 7:11pm.

APPROVED

Joseph E. Helmberger, P.E., Mayor

ATTEST

Edie Sims, City Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: CONSENT AGENDA - City Financial Reports

(II - B)

City of Farmersville
Investment and Budget Report

Novvember 2012

Prepared by: Daphne Hamlin

SUMMARY OF CASH BALANCES NOVEMBER 2012

ACCOUNT:	Restricted	Assigned	Account Balance
Clearing Accounts			
General Fund	\$	(68,583.69)	
Refuse Fund	\$	39,095.48	
Water/Wastewater Fund	\$	31,596.68	
Electric Fund	\$	(3,610.41)	
SRO Support ISD	\$ 18,538.35		
CC Child Safety	\$ 9,995.44		
Law Enf. Training	\$ 643.61		
Debt Service Revenue Payment(66.67%, \$228K)	\$ 90,072.86		
2012 Bond	\$ (5,049.00)		
Disbursement Fund	\$ (75,219.01)		
Library Donation Fund	\$ 1,587.36		
Court Tech/Sec	\$ 18,893.51		
Grants	\$ 12,372.09		
2006 C/O	\$ (361.70)		
Farmersville/Floyd CC Bond	\$ 133,818.11		
Equipment Replacement	\$ 113,157.89		
TOTAL:	\$ 318,449.51	\$ (1,501.94)	\$ 316,947.57
Debt Service Accounts			
County Tax Deposit (FNB)(Debt Service)	\$ 166,582.89		
Debt Service Reserve (TXPOOL) (2 months rsv)	\$ 107,628.43		
TOTAL:	\$ 274,211.32		\$ 274,211.32
Appropriated Surplus Investment Accounts			
Customer meter deposits (Texpool)	\$ 107,420.29		
2005 C/O (Texstar)	\$ 4,116.69		
2012 G/O Bond Fire Truck (Texstar)	\$ 248,638.91		
2012 G/O Bond, streets, water, wastewater (Texstar)	\$ 1,476,839.50	-	
TOTAL:	\$ 1,837,015.39	\$ -	\$ 1,837,015.39
Unassigned Surplus Investment Accounts(future allocation)			
Gen Fund Acct. (TXPOOL)(Reso. 90 Day)	\$ 593,236.00	\$ 307,382.34	
Park Improvement (TXPOOL)	\$ 10,000.00		
Water/WW Fund (TXPOOL)(Operating 90 day)	\$ 351,805.00		
Water/WW Fund (TXPOOL)(Capital)	\$ 646,842.56		
Elec. Fund (TXPOOL) (Operating)	\$ 50,000.00		
Elec. Fund (TXPOOL)(Capital)	\$ 11,253.51		
TOTAL:	\$ 1,663,137.07	\$ 307,382.34	\$ 1,970,519.41
Contractor Managed Accounts Nonspendable			
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 **\$ 4,565,219.34** **\$ 305,880.40** **\$ 4,871,099.74**

SUMMARY OF CASH BALANCES NOVEMBER 2012

FEDC 4A Board Investment & Checking Account				
FEDC 4A Checking Account(Independent Bank)	\$	96,421.86		
FEDC 4A Investment Account (Texpool)	\$	366,253.33		
FEDC 4A Certificate of Deposit (Independent Bank)	\$	250,000.00		
TOTAL:	\$	712,675.19	\$	- \$ 712,675.19

FCDC 4B Board Investment & Checking Account				
FCDC 4B Checking Account (Independent Bank)	\$	88,926.17		
FCDC 4B Investment Account (Texpool)	\$	84,751.13		
TOTAL:	\$	173,677.30	\$	- \$ 173,677.30

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

Note: Salmon color used to indicate an item dedicated to a specific project or need

MONTHLY BUDGET REPORT
NOVEMBER 2012 (2/12 MONTHS OR 16.67% OF FISCAL YEAR)
GENERAL FUND

	CURRENT FISCAL YEAR					
	CURRENT BUDGET	CURRENT MONTH	Y-T-D	ACTUAL	Y-T-D ENCUMBRANCE	
REVENUE						% OF BUDGET
PROPERTY TAX	714,483	50,495		74,848	-	639,635
SALES TAX	329,501	28,792		56,354	-	273,147
FRANCHISE FEES	63,097	34,322		35,367	-	27,730
LICENSES/ PERMITS	34,150	2,260		4,940	-	29,210
MUNICIPAL CT FINES	95,000	11,351		22,960	-	72,040
4B SUPPORT/ REIMB	59,340	-		59,207	-	133
FIRE RUN PAYMENTS	109,500	21,619		22,035	-	87,465
LEASES/ RENTALS	42,968	4,475		8,426	-	34,542
MISCELLANEOUS INCOME	42,000	10,057		11,101	-	30,899
INTEREST	1,000	166		309	-	691
TRANSFERS IN	1,069,935	89,160		178,320	-	891,615
TOTAL REVENUE	2,560,974	252,697		473,867	-	2,087,107
18.50%						
EXPENDITURES (BY DEPARTMENT)						
CITY COUNCIL	13,797	845		3,033	-	10,764
ADMINISTRATION	488,087	47,218		74,052		414,035
MUNICIPAL COURT	105,800	10,891		19,373		86,427
LIBRARY	161,094	22,651		33,987		127,107
CIVIC CENTER	12,250	550		1,595		10,655
POLICE	832,955	79,675		165,909		667,046
FIRE	267,430	15,560		37,243		230,187
STREET DEPT	327,284	11,217		40,864		286,420
PUBLIC WORKS BUILDING	111,233	24,436		27,393		83,840
PARKS DEPT	249,302	15,869		35,817		213,485
DEBT SERVICE (LEASES)	76,469	59,495		59,495		16,974
TRANSFERS OUT	11,700					11,700
TOTAL EXPENDITURES	2,657,401	288,407		498,761	-	2,158,640
18.77%						
NET REVENUES OVER (UNDER)	(96,427)	(35,710)		(24,894)		(71,533)
EXPENDITURES						

General Fund Revenue Budget Year 10-01-2012 thru 09-30-2013



MONTHLY BUDGET REPORT

NOVEMBER 2012 (2/12 MONTHS OR 16.67% OF FISCAL YEAR)

INTEREST & SINKING FUND

CURRENT FISCAL YEAR						
	CURRENT BUDGET	CURRENT MONTH	Y-T-D	ACTUAL	BUDGET BALANCE	% OF BUDGET
REVENUE						
PROPERTY TAX	328,335	23,159		34,330	294,005	10.46%
BOND PROCEEDS		6,038		6,038	(6,038)	
INTEREST	600	46		91	509	15.17%
TRANSFERS IN					-	0.00%
TOTAL REVENUE	328,935	29,243		40,459	288,476	12.30%
EXPENDITURES (BY DEPARTMENT)						
DEBT SERVICE PRINCIPAL	186,250	-		-	186,250	0.00%
DEBT SERVICE INTEREST	137,780			-	137,780	0.00%
PAYING AGENT FEES				-	-	0.00%
TOTAL EXPENDITURES	324,030	-		-	324,030	0.00%
NET REVENUES OVER (UNDER)						
EXPENDITURES	4,905	29,243		40,459		

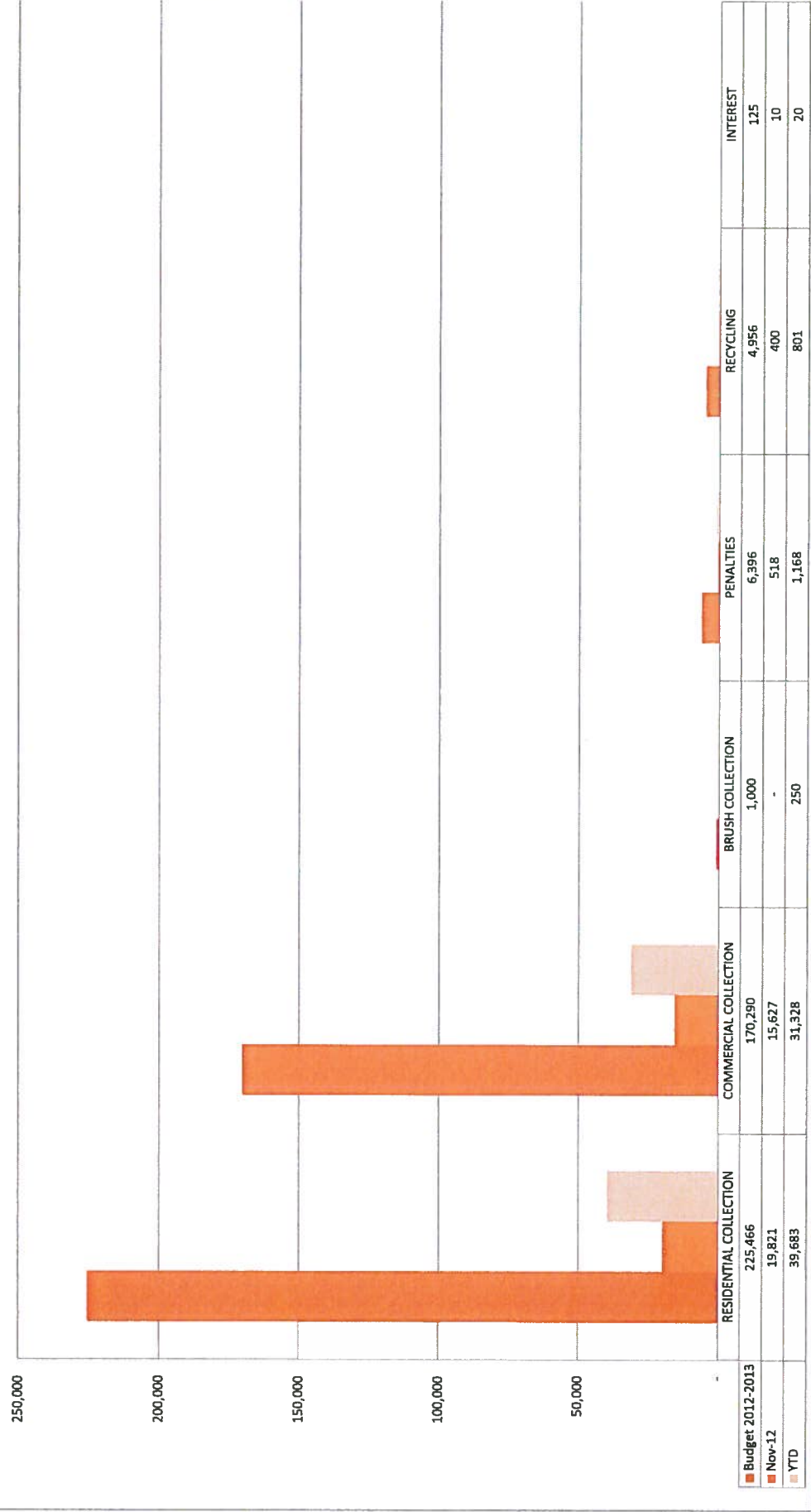
MONTHLY BUDGET REPORT

NOVEMBER 2012 (2/12 MONTHS OR 16.697% 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	225,466	19,821		39,683		185,783
COMMERCIAL COLLECTION	170,290	15,627		31,328		138,962
BRUSH COLLECTION	1,000	-		250		750
PENALTIES	6,396	518		1,168		5,228
RECYCLING	4,956	400		801		4,155
INTEREST	125	10		20		105
TOTAL REVENUE	408,233	36,376		73,250		334,983
						17.94%
EXPENSES						
PERSONNEL	-	-		-		0.00%
PROFESSIONAL SERVICES	-	-		-		0.00%
MAINTENANCE	-	-		-		0.00%
OPERATING EXPENSES	326,603	27,417		27,497		299,106
ADMIN SUPPORT	6,455	538		1,076		5,379
SUPPLIES	75					75
MISCELLANEOUS	-	-		-		0.00%
CAPITAL OUTLAY	-	-		-		0.00%
TRANSFERS OUT	75,100	6,258		12,516		62,584
TOTAL EXPENDITURES	408,233	34,213		41,089		367,144
						10.07%
NET REVENUES OVER (UNDER)		2,163		32,161		(32,161)
EXPENSES						

Refuse Revenue Budget Year 10-01-2012 thru 09-30-2013

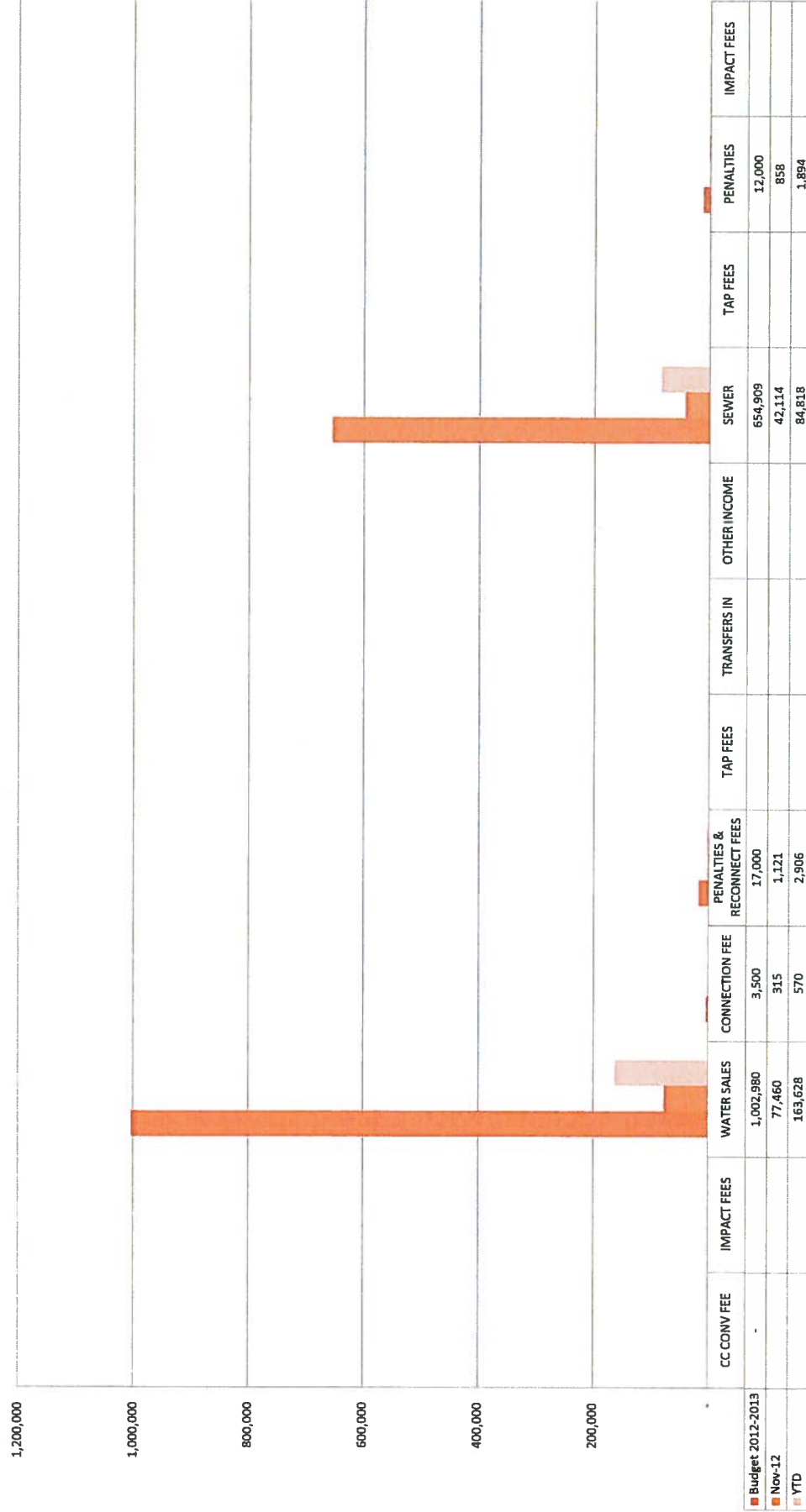


WATER & WASTEWATER UTILITY FUND

WATER & WASTEWATER UTILITY FUND

SUPPLIES	479,598	39,732	74,557	405,041	15.55%
MISCELLANEOUS	4,200	-	1,200	3,000	28.57%
CAPITAL OUTLAY	-	-	-	-	0.00%
EQUIPMENT TRANSFER	-	-	-	-	-
TRANSFERS OUT	121,874	10,156	20,312	101,562	16.67%
TOTAL WATER EXPENSES	1,024,480	111,466	201,152	823,328	19.63%
WASTEWATER EXPENSES					
PERSONNEL	139,812	1,875	7,232	132,580	5.17%
PROFESSIONAL SERVICES	2,000	925	1,966	34	98.30%
MISCELLANEOUS	14,000	-	-	(5,356)	-
MAINTENANCE	248,630	23,293	57,683	190,947	23.20%
OPERATING EXPENSES	-	-	-	-	-
SUPPLIES	-	-	-	-	-
UTILITIES	8,166	480	972	7,194	11.90%
DEBT SERVICE	109,700	-	-	109,700	0.00%
CAPITAL OUTLAY	-	-	-	-	-
EQUIPMENT TRANSFER	-	-	-	-	-
TRANSFERS OUT	144,601	12,050	24,100	120,501	16.67%
TOTAL WASTEWATER EXPENSES	666,909	38,623	91,953	555,600	13.79%
TOTAL ALL EXPENSES	1,691,389	150,089	293,105	1,378,928	17.33%
NET REVENUES OVER (UNDER) EXPENSES					
	-	(28,075)	(38,985)	881,669	-

WATER/SEWER REVENUE BUDGET YEAR 10-01-2012 THRU 09-30-2013



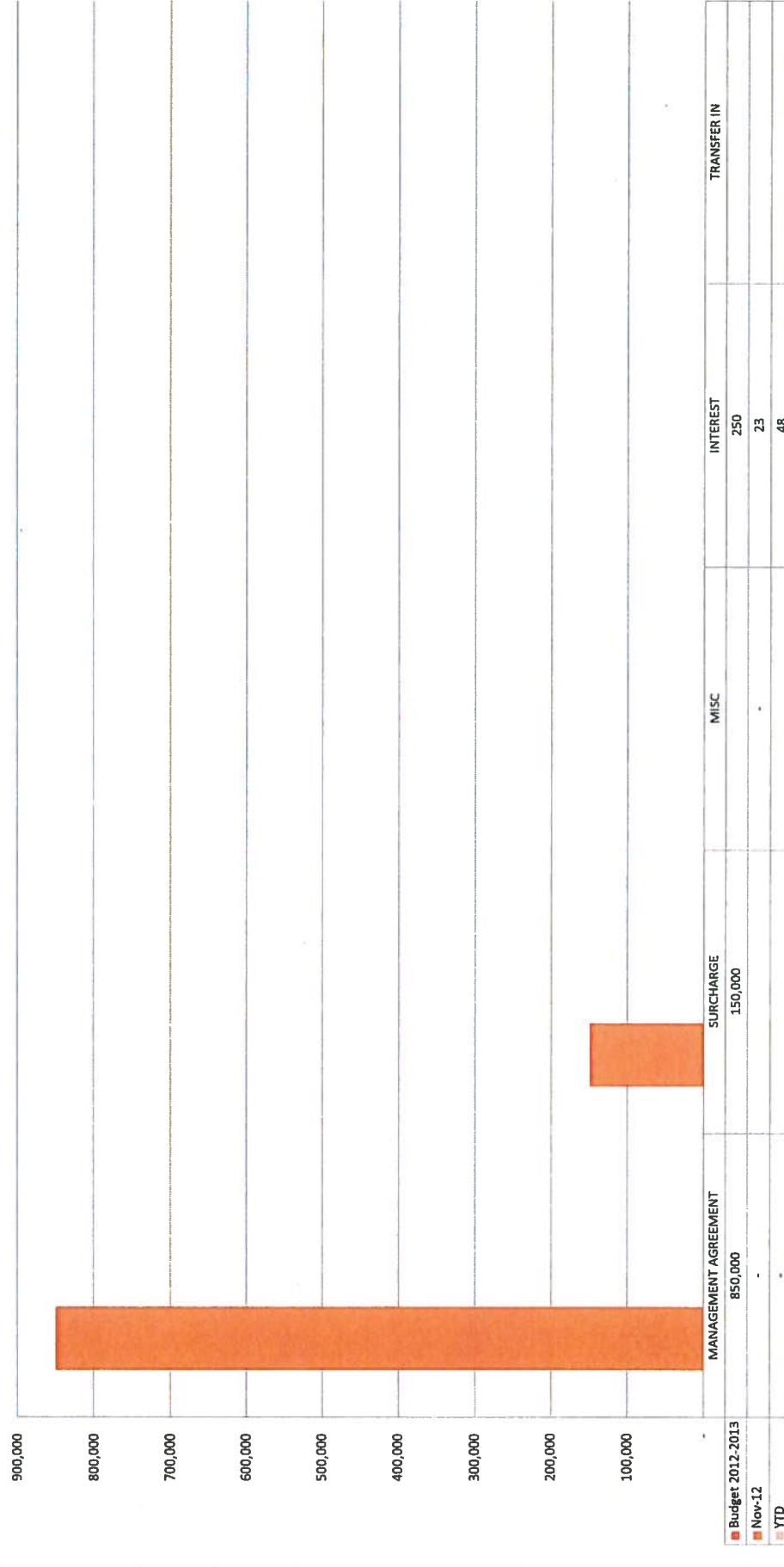
MONTHLY BUDGET REPORT

NOVEMBER 2012 (2/12 MONTHS OR 16.67% OF FISCAL YEAR)

ELECTRIC UTILITY FUND

		CURRENT FISCAL YEAR					% OF BUDGET
		CURRENT BUDGET	CURRENT MONTH	Y-T-D	ACTUAL	ENCUMBRAN	
REVENUE							
MANAGEMENT AGREEMENT SURCHARGE		850,000	-	-	-	-	0.00%
MISC			-				
INTEREST		250	23	48		202	19.20%
TRANSFER IN		150,000				150,000	0.00%
TOTAL REVENUE		1,000,250	23	48		1,000,202	0.00%
EXPENSES							
PERSONNEL SERVICES		16,200	3,579	6,406		9,794	39.54%
PROFESSIONAL SERVICES		105,000	100	319		104,681	0.30%
MAINTENANCE						-	#DIV/0!
OPERATING EXPENSES						-	0.00%
UTILITIES						-	0.00%
MISCELLANEOUS		25,000				25,000	0.00%
EQUIPMENT TRANSFER						-	
CAPITAL OUTLAY		150,000				150,000	0.00%
TRANSFERS OUT		704,050	58,670	117,341		586,709	16.67%
TOTAL EXPENSES		1,000,250	62,349	124,066		876,184	12.40%
NET REVENUES OVER (UNDER) EXPENSES		-	(62,326)	(124,018)		124,018	

Electric Revenue Budget Year 10-01-2012 thru 09-30--2013



SUMMARY OF ACTIVITY
IN TEXPOOL INVESTMENT ACCOUNTS
CITY OF FARMERSVILLE

	MONTH ENDING NOVEMBER 2012			
	C/O TAX DEPOSITS	C/O REV RESERVE	CUST DEPOSITS	WATER TOWER RES.
Beginning Market Value for reporting period				
FNB INTEREST	107,614.65	6,617.64	<u>Restricted</u> 107,406.52	4,485.44
Changes in Market Value:				
Deposits				
Withdrawals				
Interest Earned	13.78	0.87	13.77	0.61
Ending Market Value for Period	107,628.43	6,618.51	107,420.29	4,486.05

	TEXSTAR 2005 C/O	2012 Bond GF Fire Truck	GENERAL FND. RES.	REFUSE FUND RES.
Beginning Market Value for reporting period				
Changes in Market Value:				
Deposits		<u>Restricted</u> 248,603.75	<u>Restricted</u> 900,513.45	75,246.84
Withdrawals				
Interest Earned	0.61	35.16	(Cash Dividend)	(Cash Dividend)
Ending Market Value for period	4,116.69	248,638.91	900,513.45	75,246.84

	Parks Improvement	Electric Fund Res.	Water Fund Res.	2012 Bond
Beginning Market Value for reporting period				
Changes to Market Value:				
Deposits	<u>Restricted</u> 2,145.04	179,506.24	801,899.91	<u>Restricted</u> 1,476,630.75
Withdrawals				
Interest Earned	0.30	CASH DIVIDEND	103.07	208.75
Ending Market Value for period	2,145.34	179,506.24	802,002.98	1,476,839.50

--	--	--	--	--

Beginning Market Value for reporting period
Changes to Market Value:
Deposits
Withdrawals
Interest Earned

Ending Market Value for period

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 @ November 30th, 2012

Pledged Securities	Deposit Amount	FDIC	Collateral Pledged	Needed Market Value
(1) FNB Interst & Sinking	\$ 166,583 \$	250,000		
(2) FNB Operating Account	\$ 457,305 \$	250,000 \$		207,305
(3) FNB Money Market	\$ 172,450 \$	250,000		
(3) Certificate of Deposit	\$ - \$	- \$		-
(3) Certificate of Deposit	\$ - \$	- \$		-
Total:	\$ 796,338 \$	750,000 \$	207,305	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



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
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 December-12

Total Calls For Service: **394**

Tier 1 Crimes

Robbery: **0**
Assault: **9**
Theft: **0**
Burglary: **2**
Motor Vehicle Theft: **1**

Tier 2 Crimes

Forgery: **0**
Fraud: **0**
Criminal Mischief: **2**
Weapons: **0**
DWI: **0**
Public Intoxication: **0**
Disorderly Conduct: **0**
Drugs: **0**

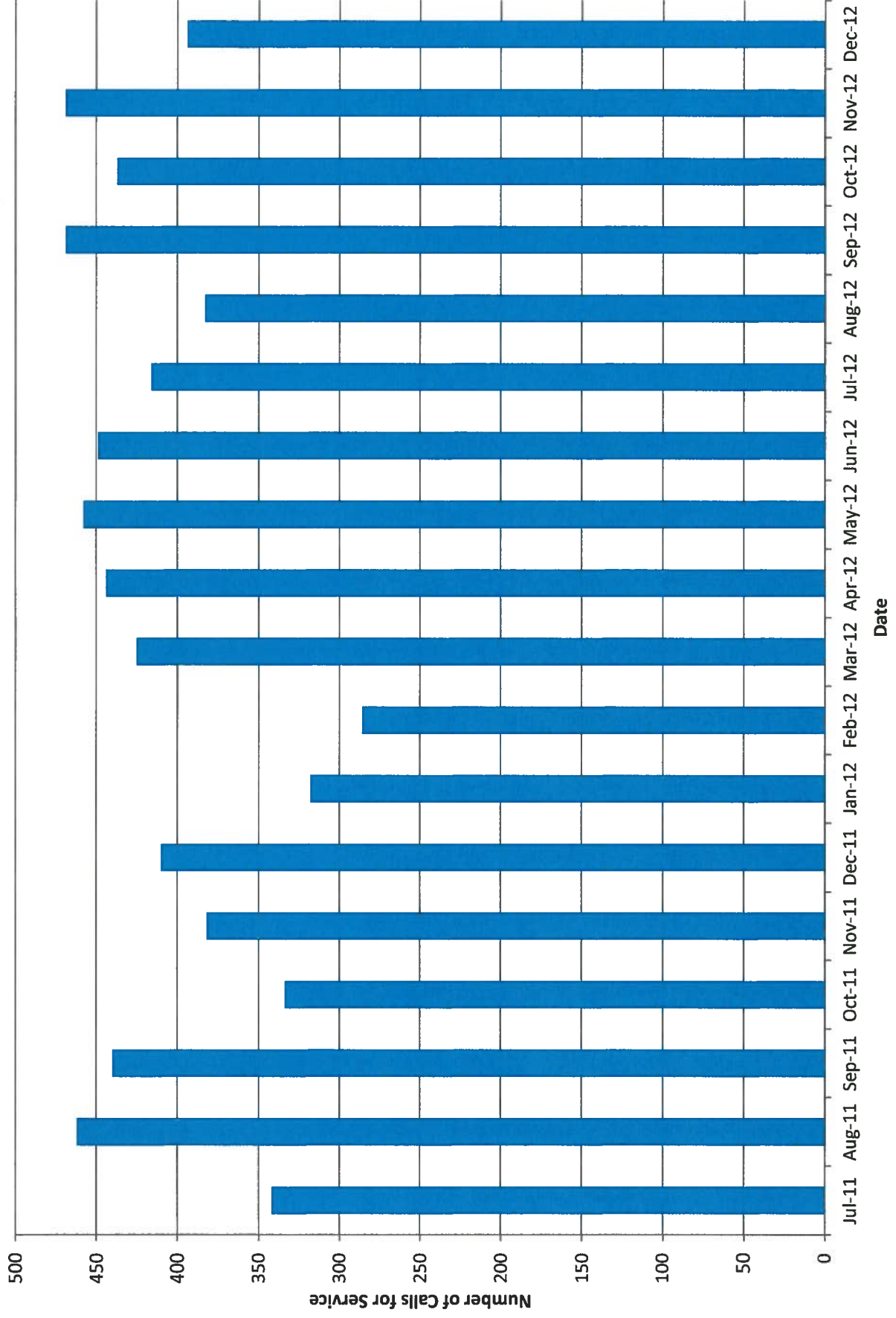
Miscellaneous

Traffic Stops: **130**
Citations: **49 (74 violations)**
Alarms: **9**
Major Accidents: **0**
Minor Accidents: **3**
Agency Assist: **25**

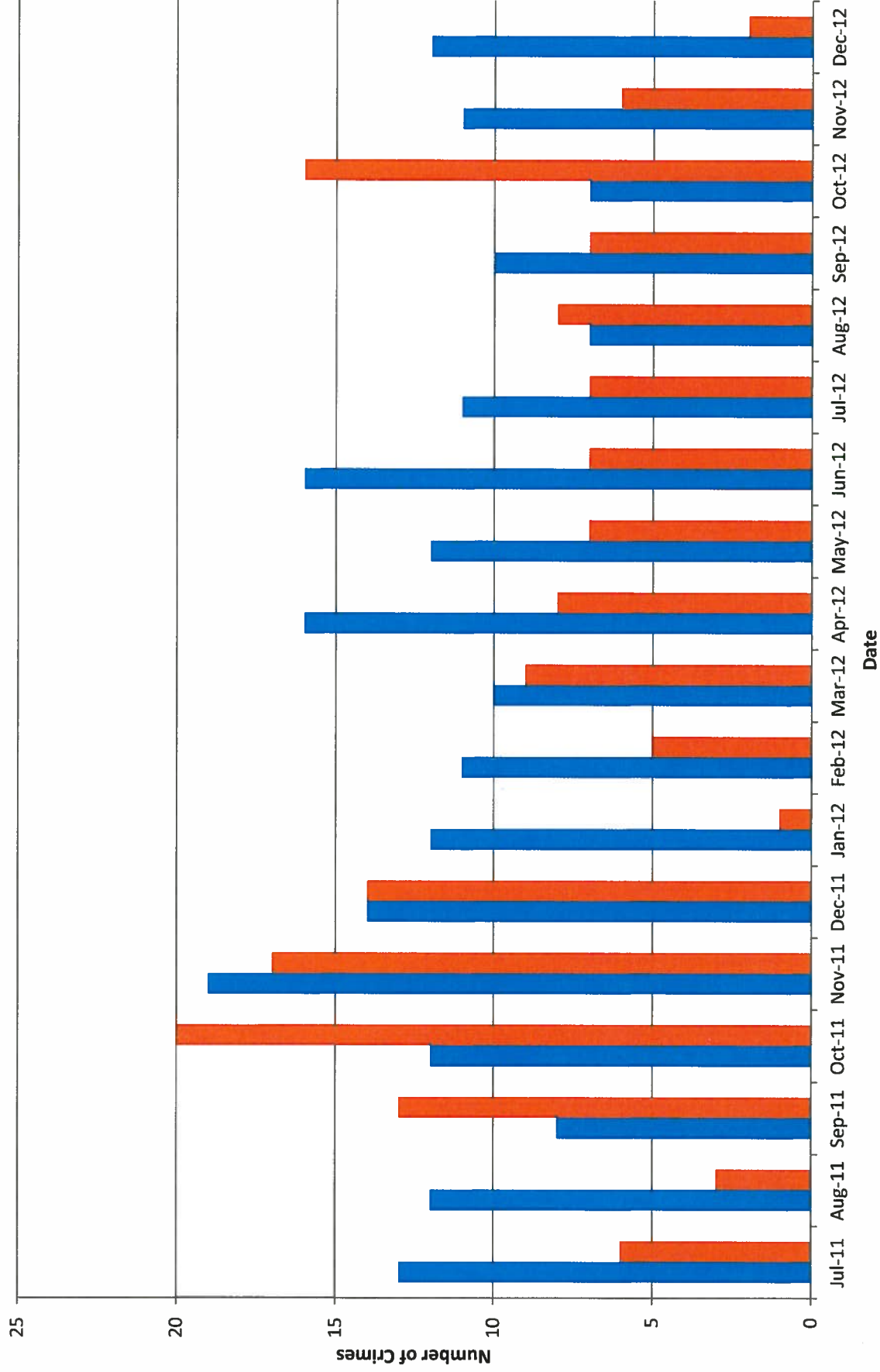
Cases filed with the District Attorney's Office:

Felony: **2**
Misdemeanor: **0**
Exceptionally Cleared: **1**

Police Department Calls for Service

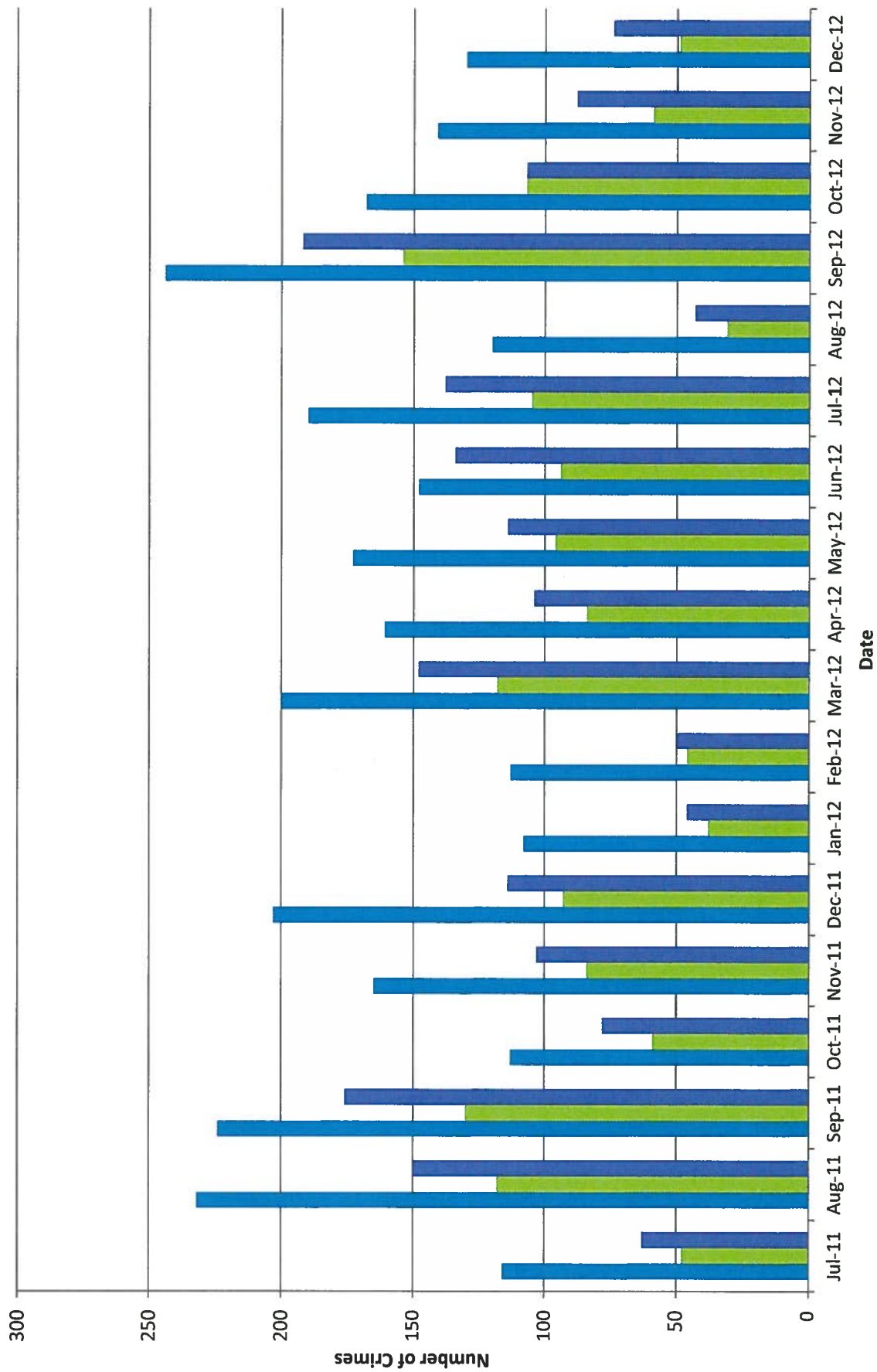


Uniform Crime Reporting



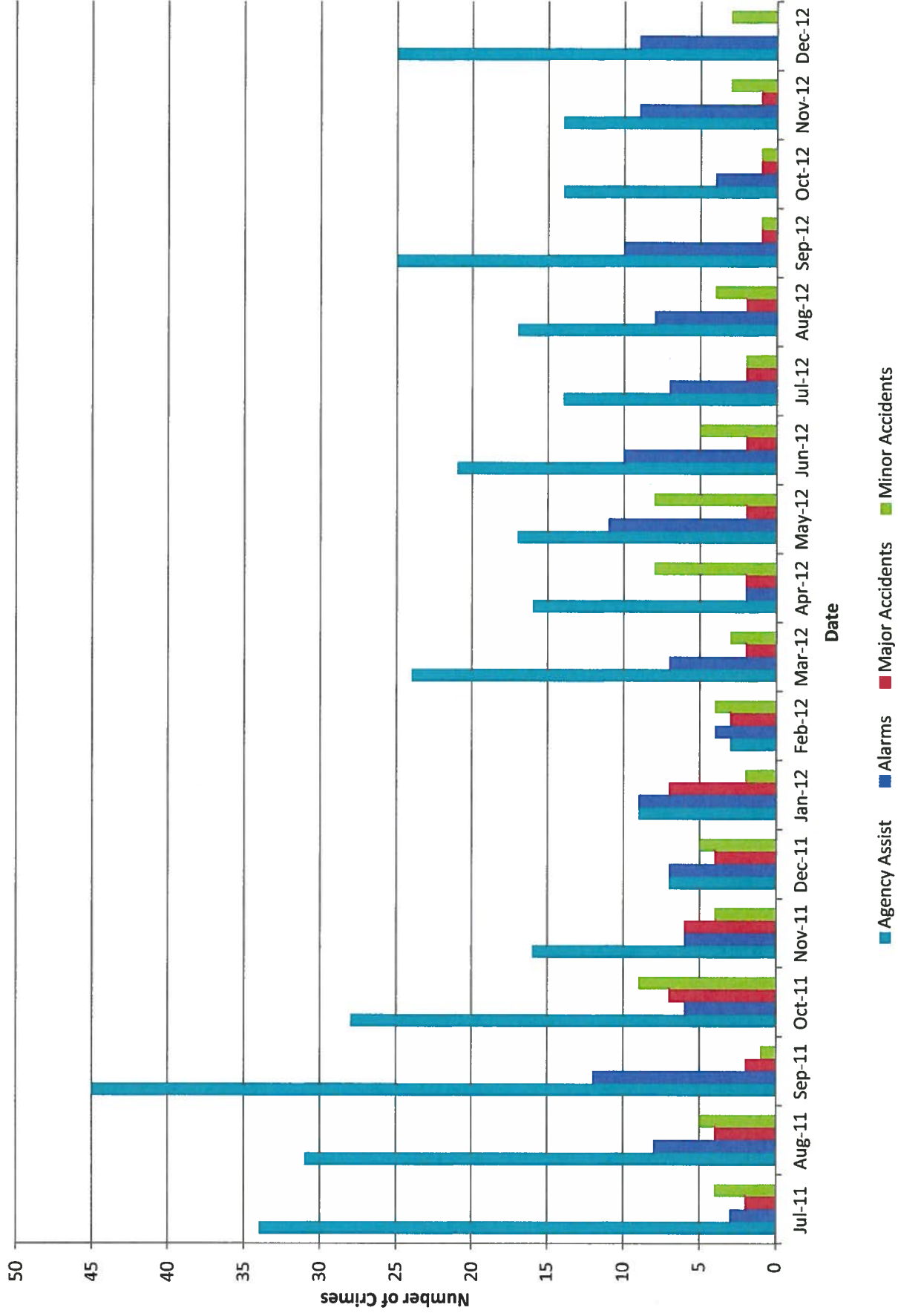
■ Tier 1 Crimes ■ Tier 2 Crimes

Traffic Enforcement



■ Traffic Stops ■ Citations ■ Violations

Police Activity





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

Farmersville Police Department Monthly Report Jan-Dec 2012

Total Calls For Service: **4948**

Tier 1 Crimes

Robbery: **1**
Assault: **48**
Theft: **58**
Burglary: **25**
Motor Vehicle Theft: **3**

Tier 2 Crimes

Forgery: **16**
Fraud: **2**
Criminal Mischief: **26**
Weapons: **0**
DWI: **11**
Public Intoxication: **10**
Disorderly Conduct: **6**
Drugs: **26**

Miscellaneous

Traffic Stops: **1896** Major Accidents: **25**
Citations: **924 (1206 violations)** Minor Accidents: **45**
Alarms: **90** Agency Assist: **199**

Cases filed with the District Attorney's Office:

Felony: **31**
Misdemeanor: **81**
Exceptionally Cleared: **7**



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: CONSENT AGENDA – Code Enforcement/Animal Control Report

(II - D)

Farmersville Police Department

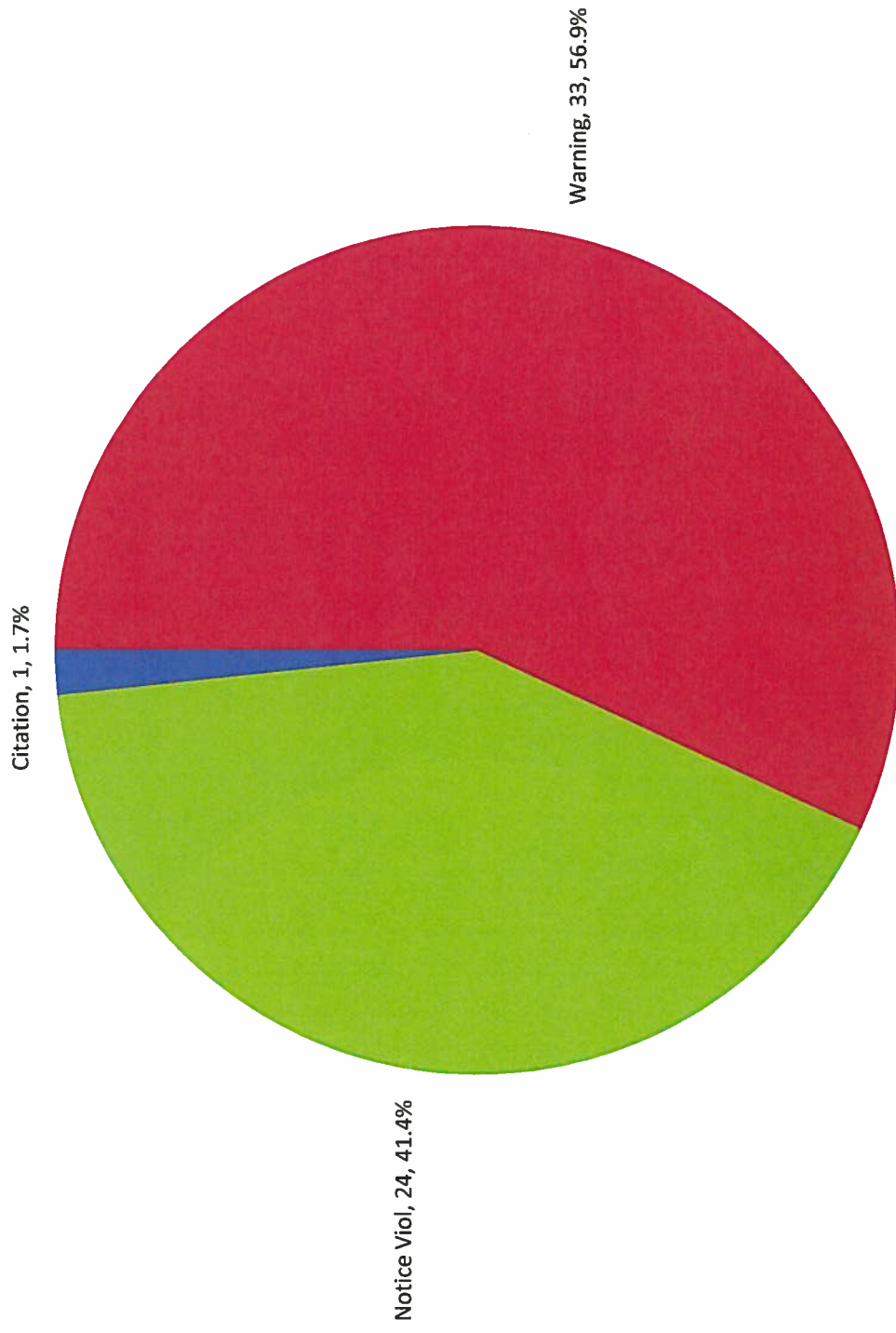
Date	Address	Violation	Inspect	Warn	Notice	Cite	Proactive	Reactive	Closed	Notes/CFS
12/02/2012	210 S. Hamilton-Recheck	Brush	X	X	X		X		12/02/2012	
12/02/2012	715 Pecan Creek-Recheck	Grass	X	X	X		X		12/28/2012	NOV 12/2/2012
12/02/2012	1010 Maple-Recheck	Grass	X	X	X		X		12/02/2012	
12/02/2012	501 Wilcoxson-Recheck	Grass, Brush	X	X			X		12/02/2012	
12/02/2012	515 Windom-Recheck	Grass, Toilet	X	X	X		X			NOV 12/28/2012
12/02/2012	210 Windom-Recheck	Grass	X	X	X		X		12/02/2012	
12/02/2012	1006 S. Main-Recheck	Grass	X		X		X		12/02/2012	
12/02/2012	206 Herron-Recheck	Grass	X	X	X		X		12/02/2012	NOV 12/2/2012
12/02/2012	Harless-380 Recheck	Grass	X		X		X		12/02/2012	
12/02/2012	313 Audie Murphy	Recheck-Brush	X	X	X	X	X		12/02/2012	
12/02/2012	300 S. Hamilton	Fence	X	X			X		12/13/2012	Spoke w/Owner
12/02/2012	309 S. Haislip	Brush, Tree	X		X		X			Turned Over to City
12/02/2012	402 Summit-Recheck	Grass	X		X		X		12/02/2012	
12/02/2012	402 Murchison-Recheck	Shed	X	X	X			X		Last Extension
12/02/2012	402 Murchison	Mattresses	X	X			X			Spoke w/Owner
12/07/2012	116 Houston-Recheck	Brush, Wood	X	X	X		X		12/28/2012	Final Notice Sent 12/4/2012
12/07/2012	214 S. Main	Tall Grass	X	X			X			Spoke w/Owner
12/07/2012	110 S. Santa Fe	Garage Sale	X	X			X		12/07/2012	Spoke w/Owner
12/07/2012	Nesmith-Santa Fe	Recheck-Grass	X		X		X		12/07/2012	
12/07/2012	511 Neathery-Recheck	Debris	X	X	X		X			Extended 12/7/2012
12/07/2012	508 Neathery	Appliances, FX	X	X			X			Spoke w/Owner
12/07/2012	210 S. Hamilton	Fridge, Tires	X				X		12/13/2012	Left Card
12/12/2012	426 N. Washington	Garage Sale	X	X			X		12/07/2012	Spoke w/Owner
12/12/2012	Ford Electric	Tall Grass	X	X			X			Spoke w/Owner
12/12/2012	1017 S. Main	Brush, Limb	X	X	X		X			Extended 12/12/2012
12/12/2012	914 S. Main	Mattresses	X		X		X			Send Letter
12/12/2012	908 S. Main	Tall Grass	X				X			Left Card

12/12/2012	818 S. Main		Debris, Grass	X						X					Letter Sent 12/31/2012
12/12/2012	814 S. Main		Grass	X						X			12/28/2012		Send Letter
12/12/2012	709 S. Main		Grass	X						X					Left Card
12/12/2012	303 Johnson		Tree Down	X					X						Letter Sent 12/31/2012
12/13/2012	First Baptist Church		Brush	X					X						Letter Sent 12/31/2012
12/13/2012	317 College		Tall Grass	X						X					
12/13/2012	411 Houston		Debris, Bed	X			X			X					Spoke w/Owner
12/13/2012	115 Buckskin		Couch, Sink,	X			X			X					Spoke w/Owner
12/13/2012	112 S. Rike		Pile of Debris	X			X			X					Spoke w/Owner
12/13/2012	104 S. Rike		Fridge in Yard	X			X			X					Spoke w/Owner

Code Enforcement Activity Results

City of Farmersville Police Department

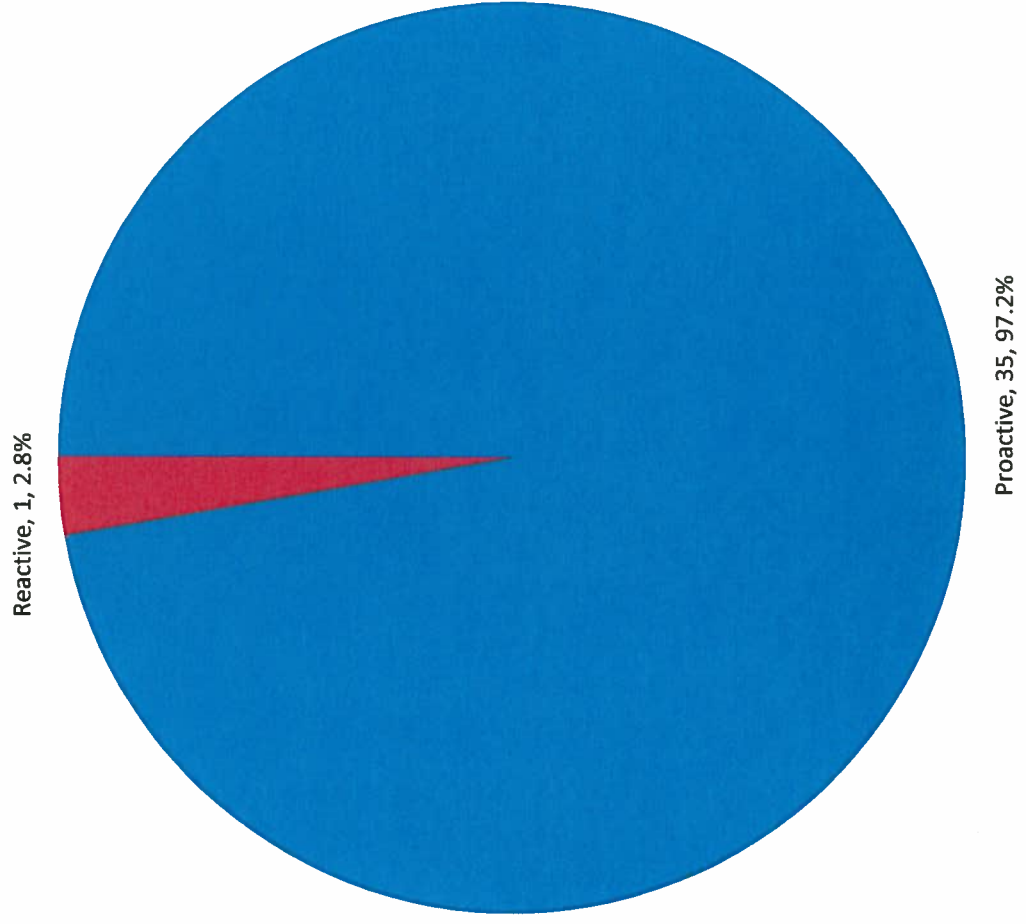
Cumulative, Calendar Year 2012



Code Enforcement Activity Results

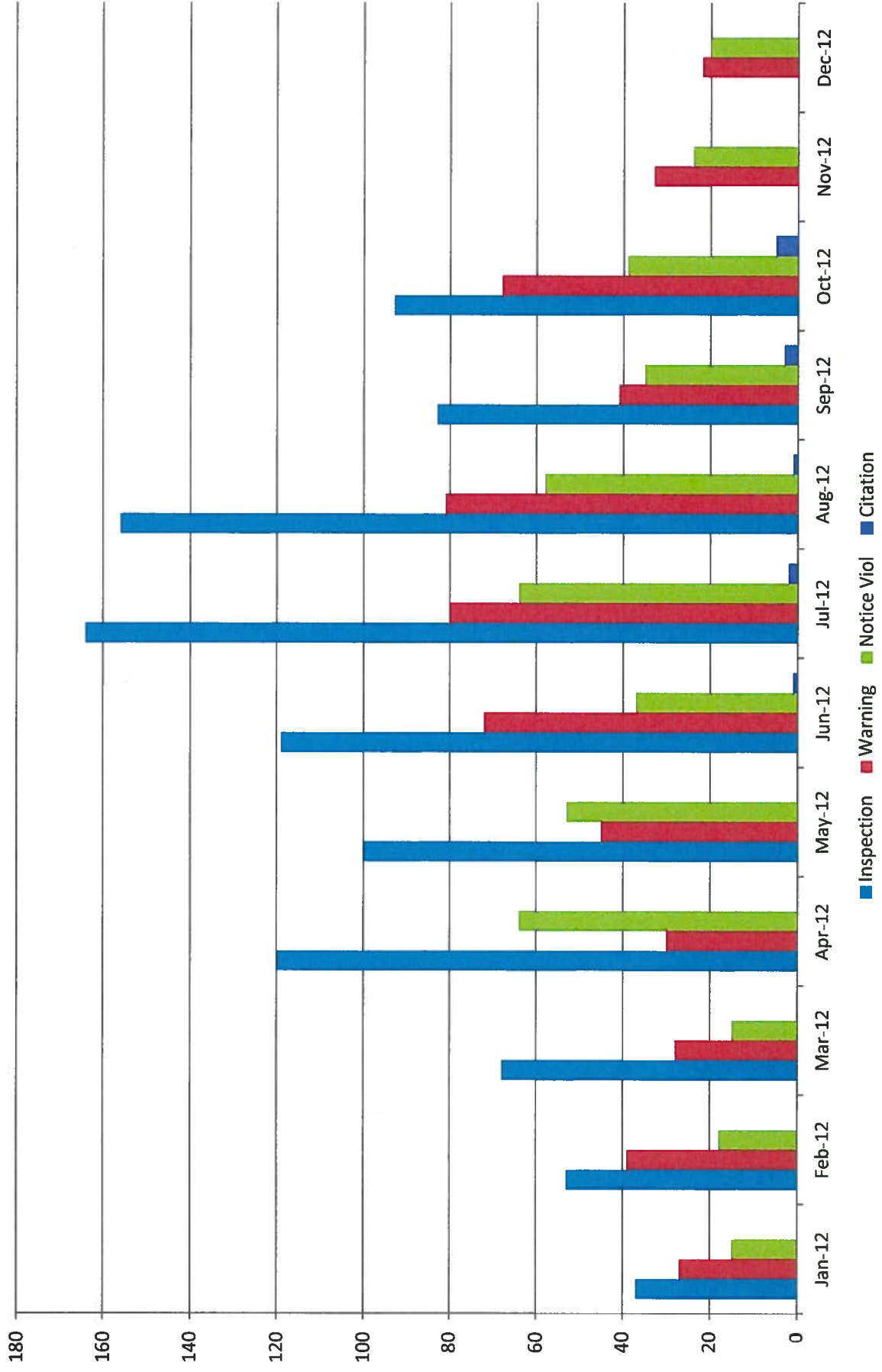
City of Farmersville Police Department

Calendar Year 2012



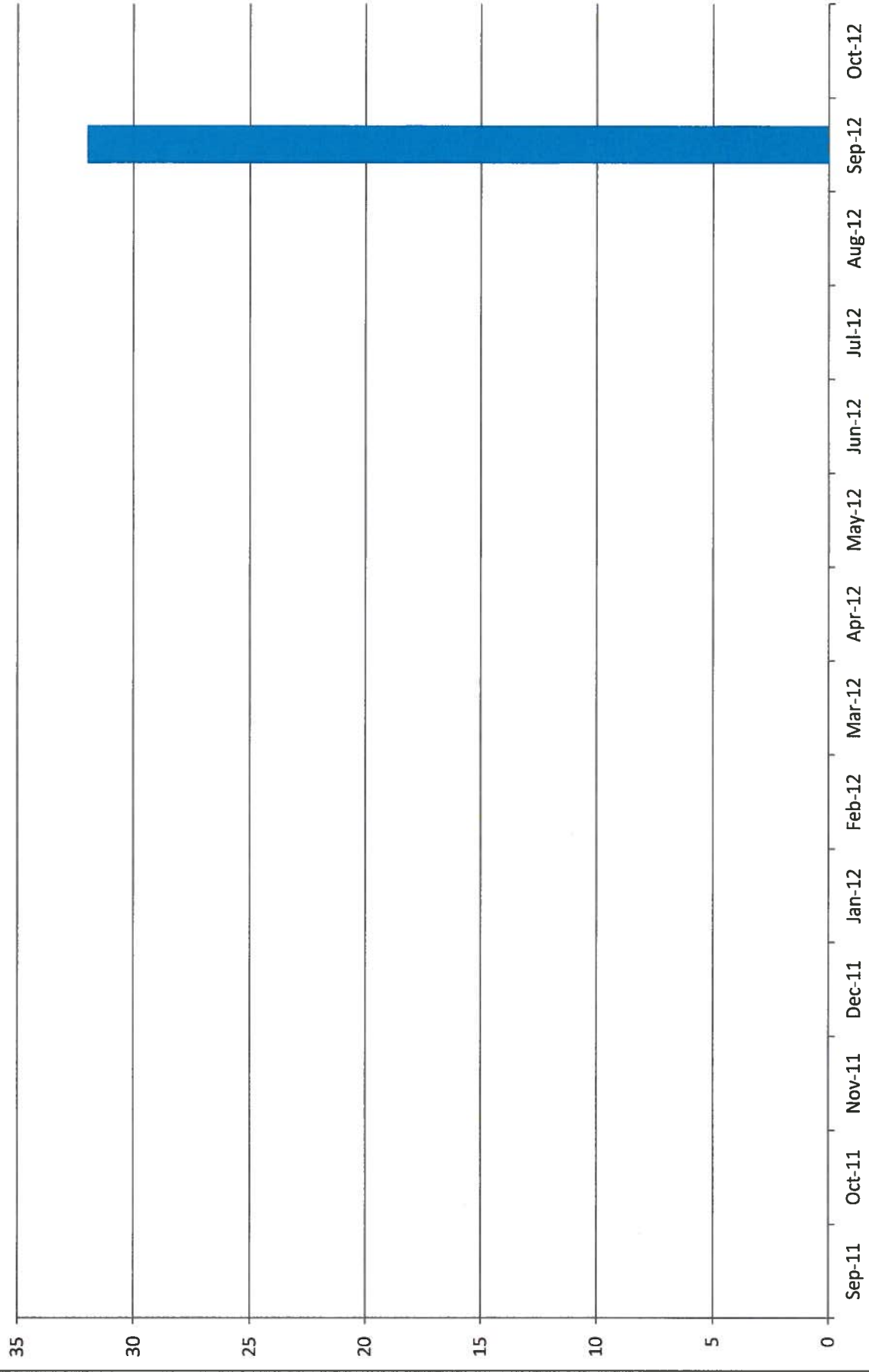
Code Enforcement Activity Results

City of Farmersville Police Department



Code Enforcement Cumulative Backlog

City of Farmersville Police Department



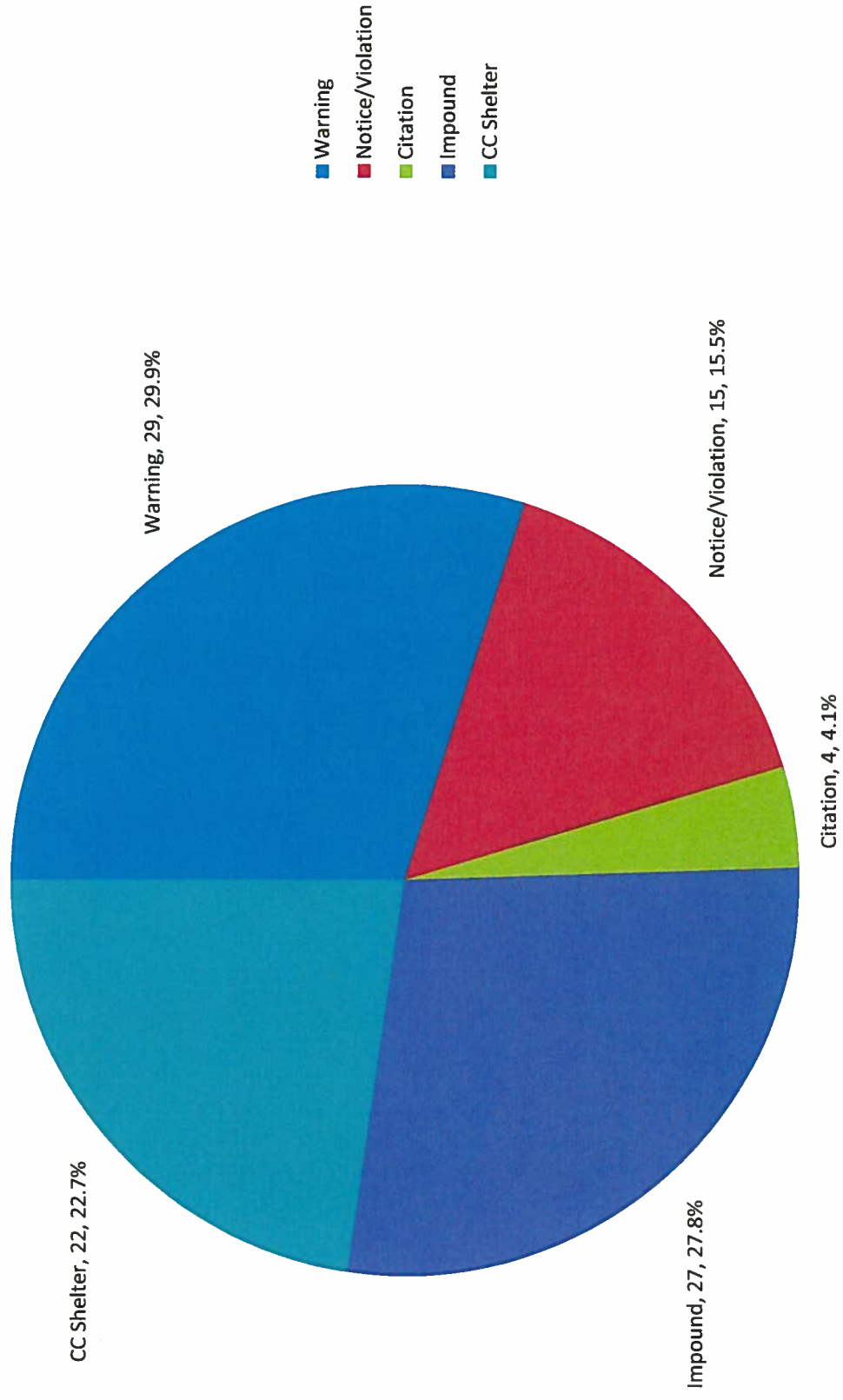
**FARMERSVILLE POLICE DEPARTMENT
PUBLIC SERVICE OFFICER: ANIMAL CONTROL MONTHLY REPORT**

DATE	TYPE OF CALL	ADDRESS	VIOLATION	WARNING	NOTICE/ IOL	CITATION	IMPOUND	CC SHELTER
12/02/2012	Dead Dog	Lee/McKinney	Disposed Of					
12/02/2012	Loose Cow	1408 Pecan	CCAS Took Cow					X
12/02/2012	Tethering/Shots	117 Woodard	Okay					
12/02/2012	Loose Dogs	305 Austin-Complaint	Unable to Locate					
12/02/2012	Improper Thether	308 Austin	Spoke w/Owner	X				
12/04/2012	Loose Dogs	Hill	Unable to Locate					
12/04/2012	Loose Dog	PR 100	Pound				X	
12/05/2012	Dogs in Pasture	702 N. Main	Complaint					
12/05/2012	Loose Dogs	610 N. Washington	Spoke w/Owner	X				
12/05/2012	Dogs Loose	513 Pendleton	Left Card	X				
12/05/2012	Loose Dog	Pendleton	Returned to Owner	X				
12/05/2012	Stray Dog	205 Pendleton	Pound				X	
12/05/2012	Feed Dog	Pound						
12/05/2012	Loose Dog	PR 100 #11	Returned to Owner	X				
12/05/2012	Improper Thether	PR 100 #42	Dog Choking				X	
12/06/2012	Pick Up Dog	Pound	Release to Owner	X				
12/06/2012	Loose Dogs	Park	Unable to Locate					
12/06/2012	Pick Up Dogs	Pound	CCAS Took Cow					X
12/07/2012	Loose Livestock	CR 606	Unable to Locate					
12/11/2012	Loose Dogs	Sycamore/Main	Unable to Locate					
12/12/2012	Fence for Dog	408 S. Washington	Spoke w/Owner					
12/12/2012	Numerous Dogs	213 Hill St	Recheck-OK					
12/13/2012	Loose Dog	112 S. Rike	Pound				X	
12/13/2012	Pick Up Dog	Pound	Release to Owner	X				
12/13/2012	Barking Dogs	307 N. Main-Complaint	Spoke w/Owner	X				
12/14/2012	2 Stray Dogs	Park	CCAS					X
12/14/2012	Barking Dogs	307 N. Main-Complaint	Spoke w/Owner	X				
12/19/2012	Dog Hit byCar	Hwy 380	Pound					
12/19/2012	Stray Dog	Hamilton	Pound				X	
12/20/2012	Pick Up 2 Dogs	Pound	Release to Owner	X				

12/20/2012	Loose Dogs	210 Rolling Hills	Pound						X	
12/21/2012	Pick Up Dogs	Pound	CCAS							
12/21/2012	Miniature Horse	305 College	Left Card							
12/21/2012	Stray Dogs	Jackson	Returned to Owner	X						
12/21/2012	Stray Dog	South Lake	Unable to Catch							
12/29/2012	Hurt Dog	Haughton	Pound						X	
12/30/2012	Loose Dog	Station	Returned to Owner	X						

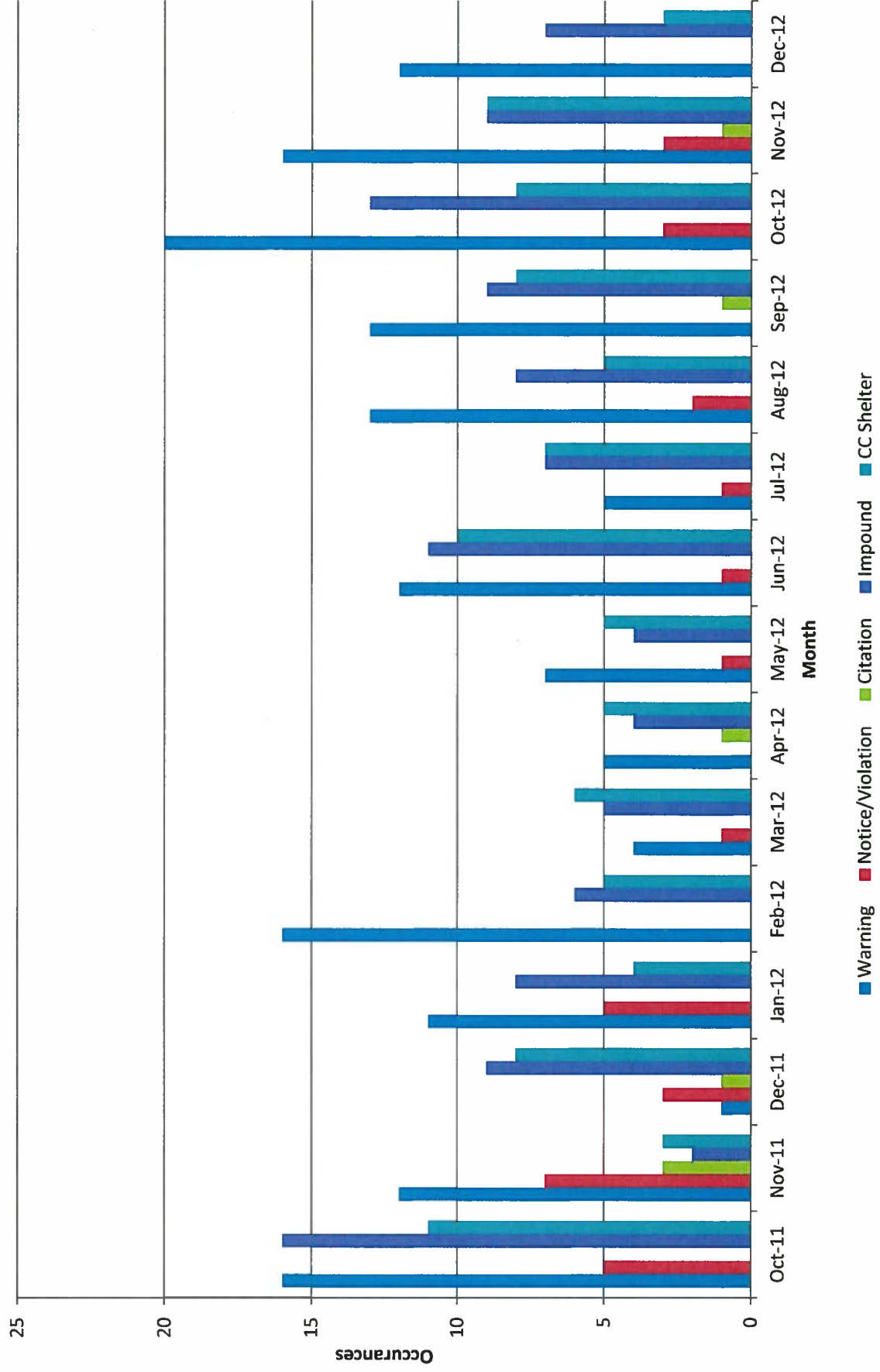
Animal Control Activity Results

Farmersville Police Department
Cumulative, Calendar Year 2012



Animal Control Activity Results

Farmersville Police Department





TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: CONSENT AGENDA – School Resource Officer Report

(II - E)



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: CONSENT AGENDA – Fire Department Report

(II - F)

CITY COUNCIL MONTHLY REPORT
DECEMBER 2012

CITY RUNS: 44

Structure Fires	1
Motor Vehicle Accidents	2
First Responders	20
Public Assists	5
Unauthorized Burns	2
Smoke/Odor	2
Grass Fires	4
Hazardous Conditions	5
Alarms	1
Mobile Fires	0
P.D. Assists	2

COUNTY RUNS: 24

Structure	0
Motor Vehicle Accidents	0
First Responders	17
Public Assists	2
Unauthorized Burns	0
Smoke/Odor	1
Grass Fires	3
Hazardous Conditions	1
Alarms	0
Mobile Fires	0
P.D. Assist	0

MUTUAL AID CALLS: 7

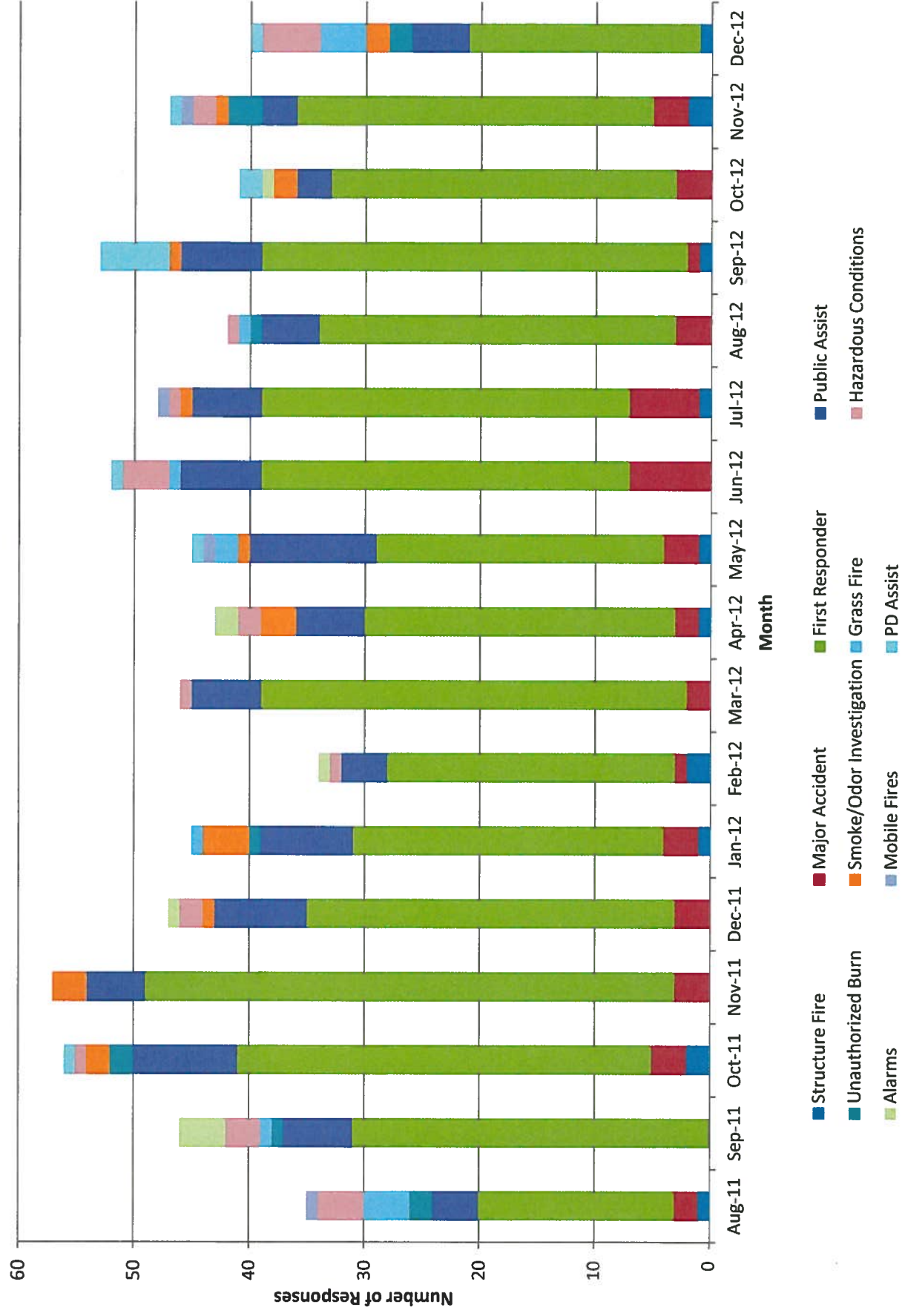
Structure Fires	4
Large Grass Fires	3

OTHER ITEMS OF INTEREST:

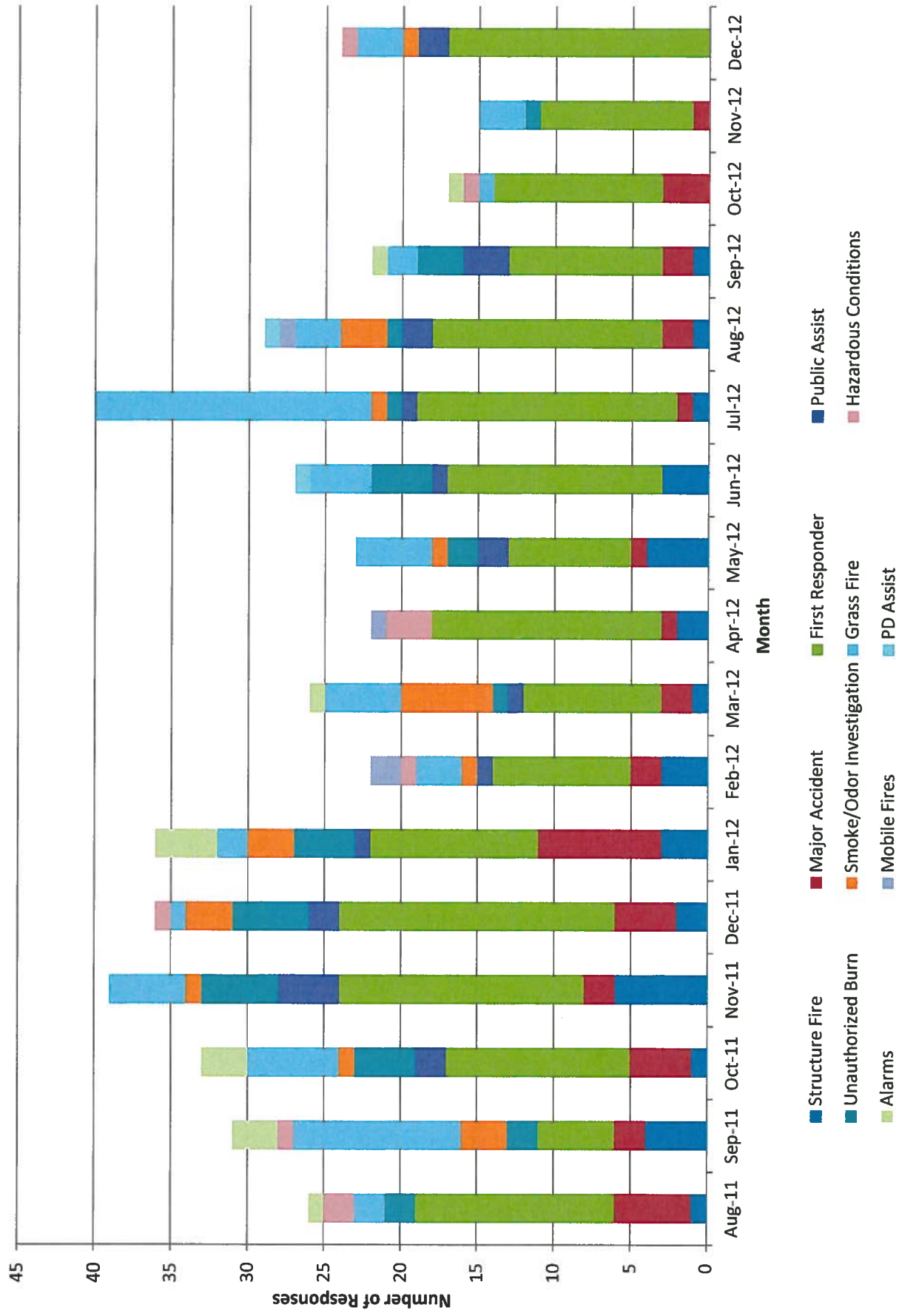
1. Fire Department elections were held again in December for the 2013 officers. Assistant Chief, Kevin Lisman, Lieutenant, Chris Calvarly, Treasurer, Jake Hansen, President, Larry Durbin.
2. Plans for the Spouse Banquet in February are underway and will be announced.
3. Plans for the celebration in naming the Public Safety Building are also being put together.
4. The new 2013 Chevrolet pick-up has here and we are working with Pursuit Safety to put lights, siren, graphics, radio, ect.
5. New Fire Truck should be here sometime in the middle of January 2013.

Chief Kim Morris

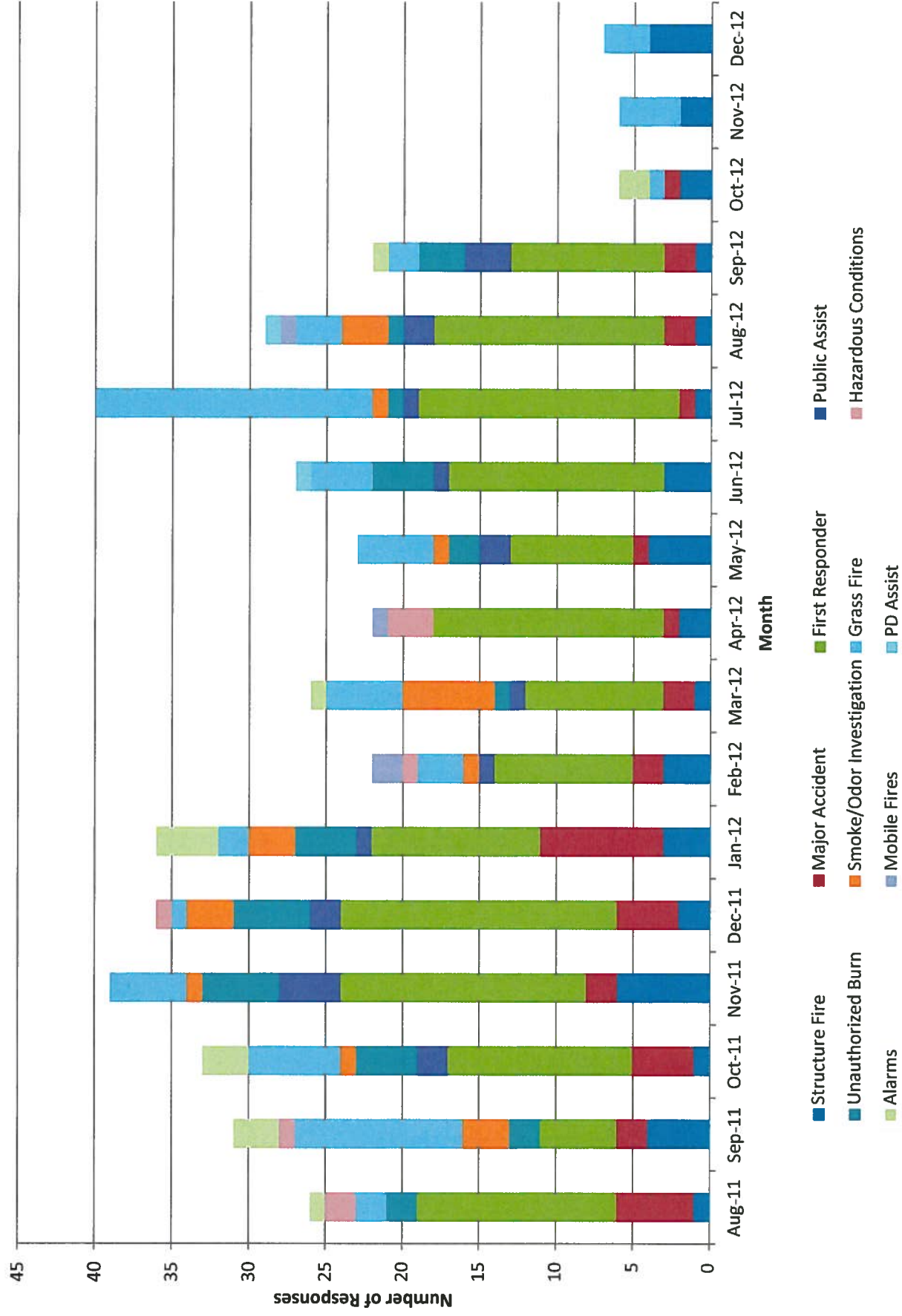
Farmersville Fire Department City Responses



Farmersville Fire Department County Responses



Farmersville Fire Department County Responses





TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: CONSENT AGENDA – Municipal Court Report

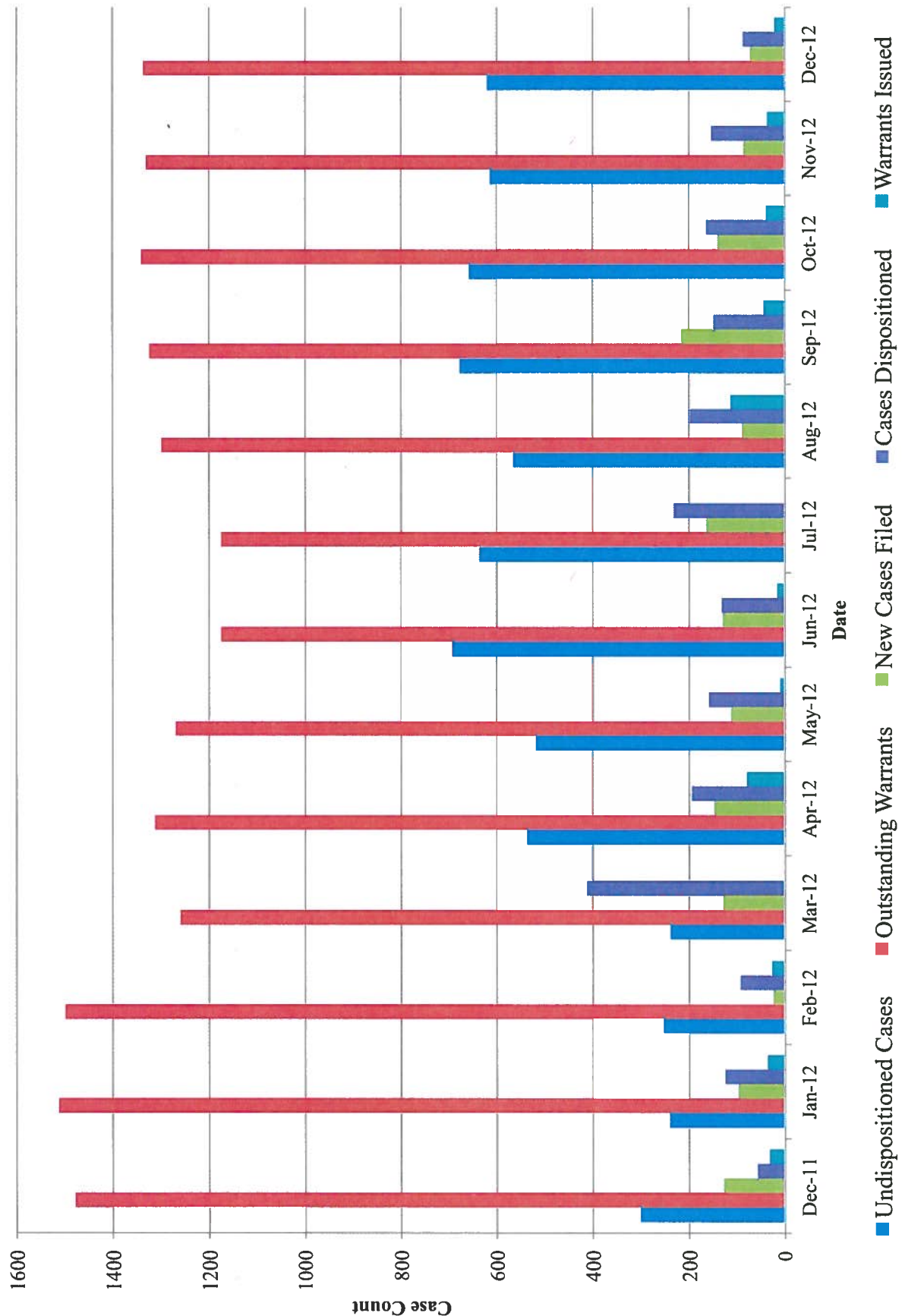
(II - G)

FARMERSVILLE MUNICIPAL COURT

MONTHLY REPORT DECEMBER 2012

Cases Filed	72
Class C Complaints Received	0
Dispositions Prior to Trial	23
Pre-Trial Hearings Held	0
Non-Jury Trials Held	0
Jury Trials Held	0
Cases Dismissed	
After Driving Safety Course	4
After Deferred Disposition	1
After Proof of Financial Responsibility	4
Compliance Dismissal	4
Dismissed at Trial (By Prosecutor)	0
FTA's Issued	9
Warrants Issued	22
Total Outstanding Warrants	1336
Total Due from Outstanding Warrants	\$424,863.55
Warrants Cleared by Court	19
Warrants Sent to Collection Agency	0
Warrants Cleared by Collection Agency	0
Number of Disposed Cases	87
Total Revenue	\$6,487.60
Total Kept by City	\$3,809.61
Total Remitted to State	\$2,677.99

Municipal Court Case and Warrant Rate





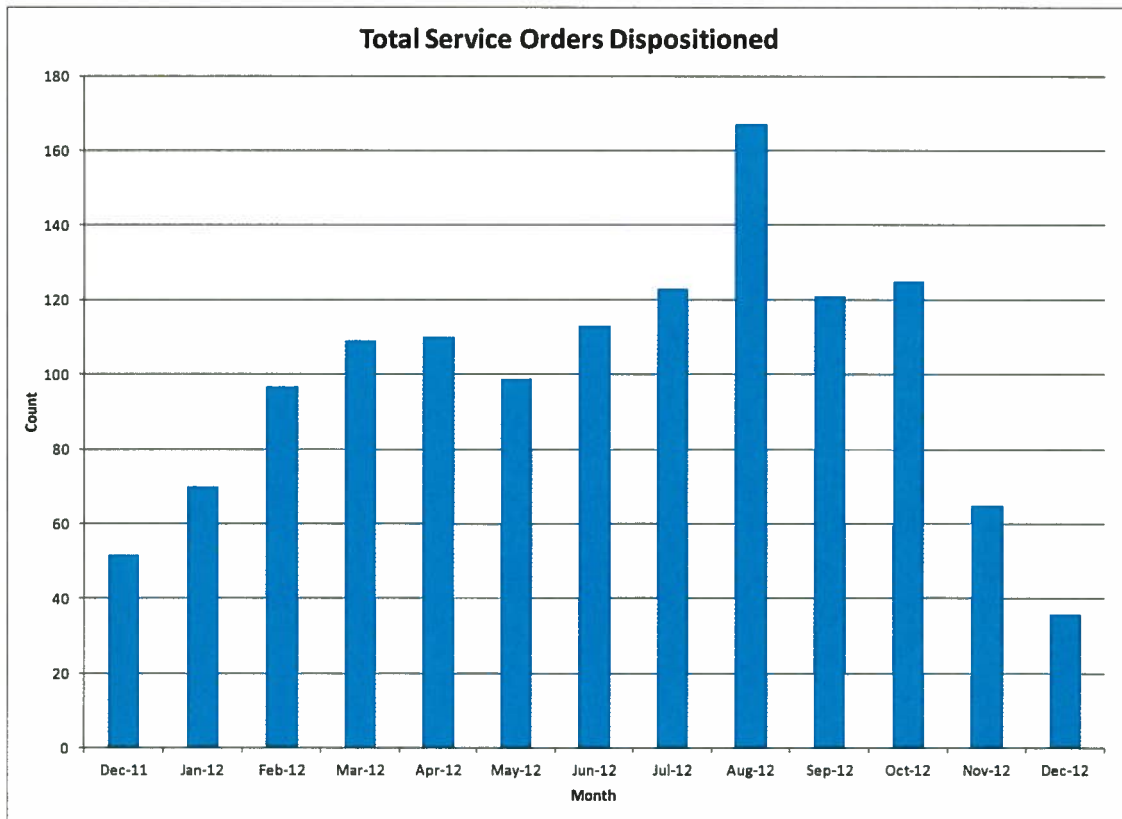
TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: CONSENT AGENDA – Public Works Report

(II - H)



Public Works Monthly Report

Service Order Status



Service Order Group	Dec-11	Jan-12	Feb-12	Mar-12	Apr-12	May-12	Jun-12	Jul-12	Aug-12	Sep-12	Oct-12	Nov-12	Dec-12
Utility Billing	28	32	26	32	20	26	19	21	22	18	25	20	17
Street System	1	3	4	20	16	9	14	5	17	7	7	3	1
Water System	6	3	16	16	17	27	8	29	32	17	13	8	2
Waste Water System	1	8	8	9	11	6	2	3	5	3	3	5	2
Storm Water System	2	1	5	4	8	0	3	0	1	3	3	0	2
Property and Buildings	1	2	14	8	8	5	36	41	42	43	42	12	4
Electrical System	0	0	0	0	0	0	0	0	0	0	0	0	0
Refuse System	10	15	7	16	25	22	14	15	32	23	18	9	6
Projects	0	0	0	0	0	0	0	0	0	0	0	0	0
Vehicles	0	0	0	0	0	0	0	0	0	0	0	0	0
Public Works	0	1	0	1	0	0	0	0	3	1	0	0	0
Miscellaneous	3	5	17	3	5	4	17	9	13	6	14	8	2
Total	52	70	97	109	110	99	113	123	167	121	125	65	36

Note:

1. Number of outstanding service orders, 30 days or older (backlog): 10.
2. Number of elevated service orders: 0 completed, 0 outstanding

Public Works General

1. No increase in lost time accidents for the year.
 - a. Total Number for 2012-2013: 0
 - b. Total lost days for 2012-2013: 0
 - c. Accidents in Month: None
2. ADA transition plan assessment underway.

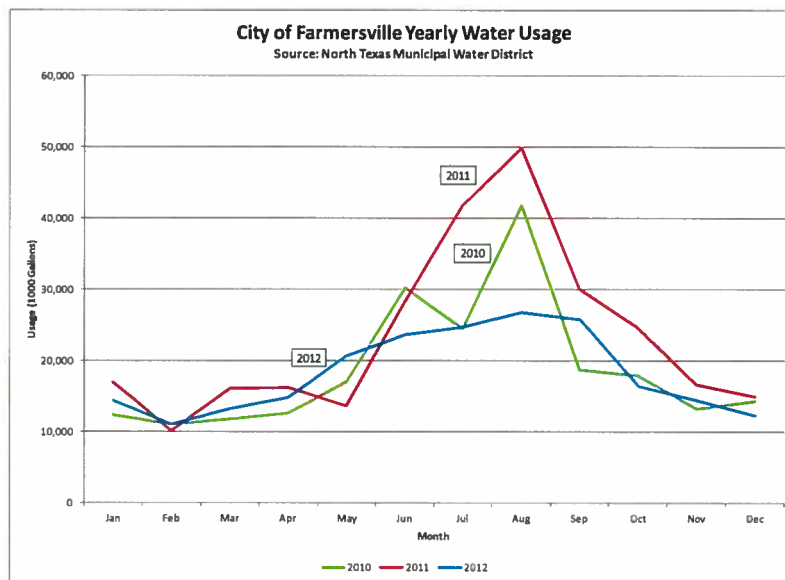
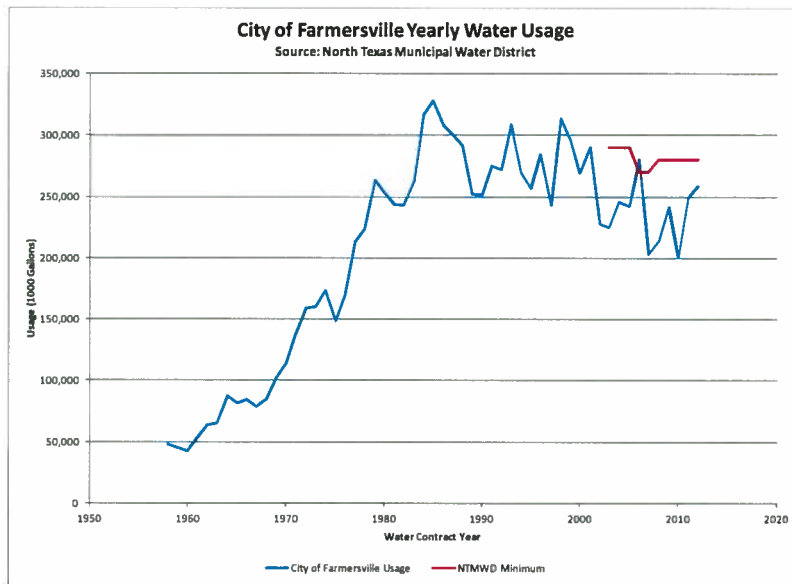
Street System

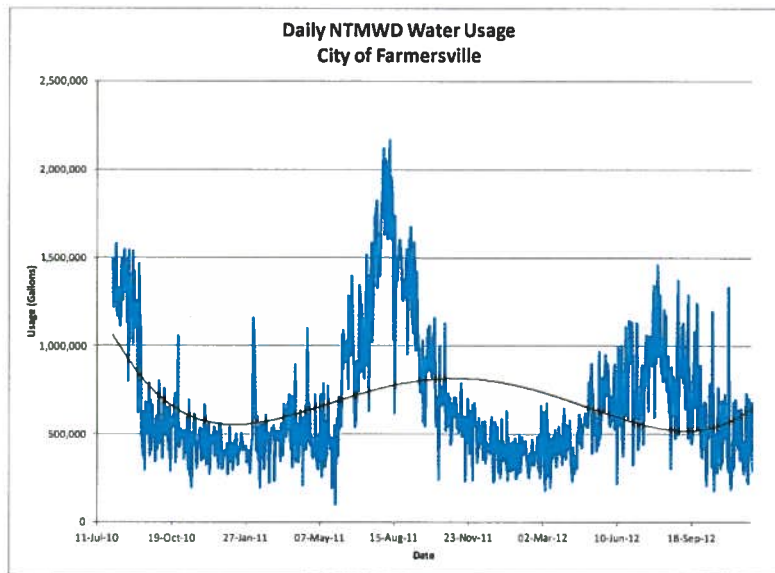
1. Project Backlog
 - a. Maintenance resurfacing and panel replacement.
 - i. Old Josephine Road
 - ii. Summit at Rike Street.
 - iii. West Santa Fe.
 - iv. Houston Street at Main.
 - v. Rike at East Santa Fe.
 - vi. Maple Street panels. (Underway)
 - vii. Main Street panel, south. (Complete)
 - b. Safe Routes to School. See project status below.
 - c. Main Street sidewalks. See project status below.
 - d. Install remainder of school zone signs.
 - e. Parking lot stripes downtown. (Complete)
 - f. GO Bond related engineering. See project status below.
 - g. US 380 Highway Project Status
 - i. 1st Railroad Bridge, Passing Track: Apr 2013 thru Jun 2013
 - ii. 2nd Railroad bridge, Main Track: Oct 2013 thru Feb 2014
 - iii. 380 Roadway, East Bound: Dec 2013 thru Jul 2014
 - iv. 380 Roadway, West Bound: Jul 2014 thru Oct 2014
 - v. Main Street Bridge: Dec 2013 thru Sep 2014. Completely closed during construction. Use alternative paths: Orange, Rike, Hamilton, Mimosa, Beene etc.
 - vi. Hill Street Crossing: Closed Jul 2014
 - vii. Walnut Street Crossing: Closed May 2013 (passing track), Jul 2014 (main track)
 - viii. Main/Summit Street Crossing: Intermittent Closure Apr 2013 thru May 2013

Water System

1. Project backlog
 - a. Waterline extension for Caddo Park.
 - b. Investigate interconnections with customers along Hanna Drive to see that they are properly metered.
 - c. Transfer NTMWD customers to CoF along Hwy 380.
 - d. GO Bond related engineering. See project status below.
2. Meter Report (1358):
 - a. Residential Meters (1128 -3)
 - b. Commercial Meters (179, -1)
 - c. Industrial Meters (30,+1)

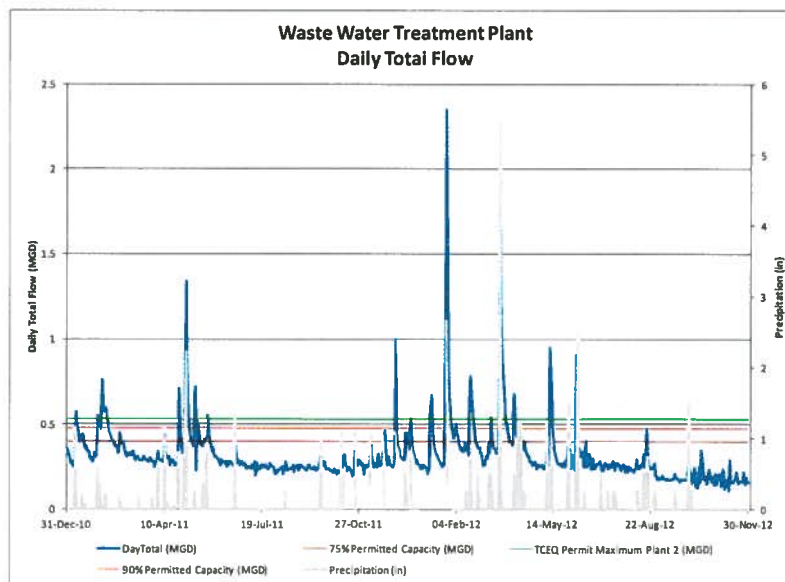
- d. Public Meters (15, -1)
- e. Wholesale Meters (6, +0)
- 3. Consumption Report (Calendar Year Start 23 Dec 2011, Month 21 Nov 2012 thru 17 Dec 2012)
 - a. Inflow (NTMWD), Calendar Year to Date: 213,994,000
 - b. Inflow (NTMWD), Month: 12,311,000
 - c. Usage, Calendar Year to Date 195,337,680 gallons
 - d. Usage, Month: 14,242,300 gallons
 - e. Usage, Average Daily Water Usage for the Month: 459,429 gallons
 - f. Calendar Year Water Loss Percentage (to date): 8.72%
- 4. Stage 2 water restrictions are in place as of 1 June 2012.





Waste Water System

1. Project backlog:
 - a. Community Development Block Grant (CDBG) to fund sewer system project. See project status below.
 - b. GO Bond related engineering. See project status below.
 - c. Orange Street sewer lift station reconfiguration.
 - d. Investigate and resolve sewer gas problems at Windom Street. Dairy Queen sewer gas issues internal to their building were caused by bad vent pipe.
2. New waste water system design options being considered.



Storm Water System

1. Project backlog:
 - a. Drainage issues behind Hurst Antiques.
 - b. Drainage issues behind May Furniture building.

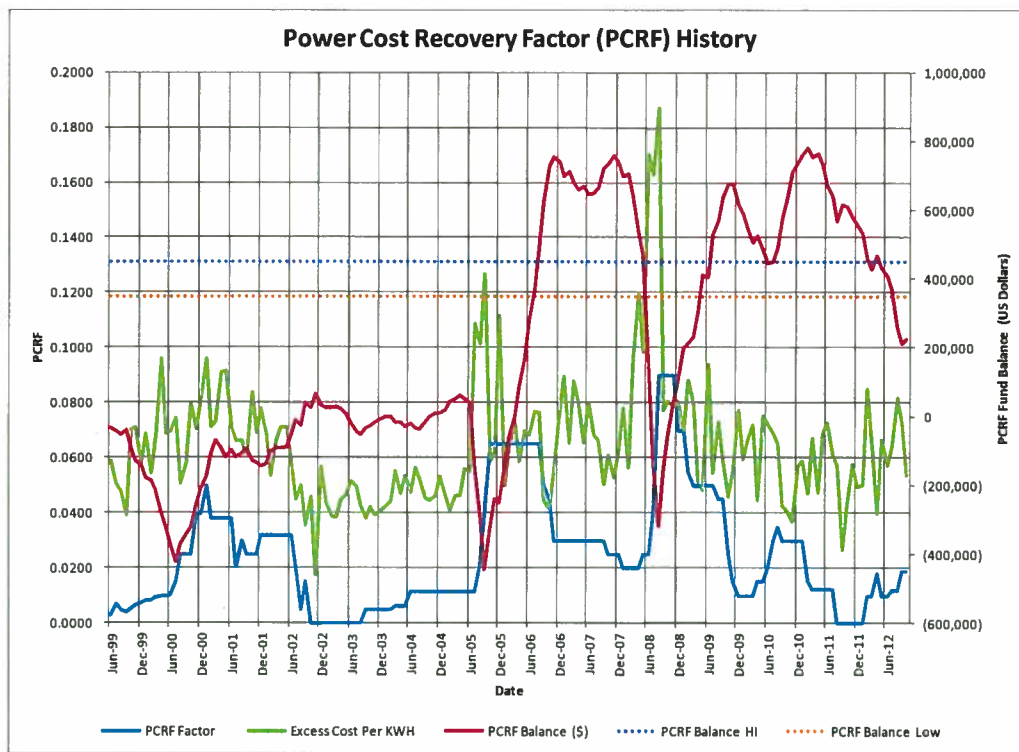
Property and Buildings

1. Project backlog:
 - a. City Hall
 - i. Flag pole project. Refurbished flag poles installed: Public Safety Building, Library, Senior Center. (Complete)
 - ii. Additional window tinting.
 - iii. Council chamber blind replacement.
 - c. JW Spain
 - i. No parking signs.
 - ii. Parking lot conduit replacement.
 - iii. Restroom and concession stand door replacement/upgrade. Place bars over doors.
 - d. Public Safety Building
 - i. Investigating building plaque options.
 - e. Chaparral Trail
 - i. See project status below.
 - f. Rodeo Arena.
 - i. No new activity.
 - g. Public Works maintenance barn.
 - i. Reconfigure and update indoor space.
 - a. Bathroom
 - b. Locker space
 - c. Shower
 - d. Kitchenette/lunchroom
 - e. Office space
 - ii. Shelving
 - iii. Lean-to covered area for parts.
 - h. Rambler Park.
 - i. Water reclamation project.
 - ii. Move gazebo closer to splash pad.
 - iii. Sidewalk connector to the gazebo.
 - iv. Restroom facilities.
 - v. Park survey. (In-work)
 - vi. Replace Rambler's Park sign.
 - vii. Replace Splash Zone sign.
 - viii. New placards indicating park time for watering restriction levels.
 - i. North Lake
 - i. Police shooting range.
 - j. South Lake Park
 - i. The following items are due for replacement/maintenance:
 1. Repair/remove broken portal.
 2. Replace hanging bars, 10.
 3. Replace missing grill, qty 2.
 4. Replace bench at the boat ramp.
 5. Replace weak boards on fishing pier.

- 6. Improve hose bib installation
- k. Civic Center
 - i. Handicap ramp compliance issues.
 - ii. Handicap parking striping and signage.
 - iii. New ice machine.
- l. Best Center
 - i. No projects.
- m. Senior Center
 - i. Concrete for entrance area.
 - ii. Carpet replacement.
- n. City Park
 - i. The following items are due for replacement/maintenance
 - 1. Place sand box around slide.
 - 2. Replace memorial (Eva Stoval) pots and have Garden Club replant flowers.
 - 3. Replace slats on park bench, southwest corner.
 - 4. Remove rock from underneath playground equipment and replace with sand.
- o. Downtown
 - i. Replace planters on the median.
- p. Install historical markers for the following items:
 - i. Old city standpipe location.
 - ii. Ramblers Baseball Park.
 - iii. Old Train Depot site.
 - iv. Downtown square, William Gotcher
 - v. Looney-Dowlin First Public School

Electrical System

- 1. Project Backlog:
 - a. Understand the 5 year maintenance plan.
 - b. **Inventory electrical system and assign value.** (50% complete)
 - c. Model electrical system. (complete except for updates from inventory information)
 - d. Relocate electrical system for the SRTS project.
 - e. Supply electrical service for the 380 project along railroad.



Refuse System

1. No new news.

Inspections, Permits, Plats

1. No new news.

Vehicles

1. No new news.

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	Environmental clearance complete. Working on utility relocation. 90% plan review complete. Letting date Mar 2013.
Main Street Grant Texas Capital Fund	\$150,000	\$15,000 Cash CoF Funded	Mar-12	Feb-13	1 st phase sidewalk complete. 2 nd phase construction underway. Lighting material revision approved for \$40.5K.
Chaparral Trail Grant Texas Parks & Wildlife	\$200,000	\$50,000 4B Funded (In-Kind, City Labor/Equipment possible)	Oct-12	Dec-12	Construction 65% complete.
Chaparral Trail Grant Collin County Open Space	\$300,000	\$150,000 (4B, \$50K)	Feb-12	Jul-13	Grant awarded. CC ILA complete. Bid package in work.
Chaparral Trail Grant TxDOT Enhancement Program Grant	\$250,000	\$48,750 cash match + \$3,500 application fee	Not Awarded Yet	Not Awarded Yet	Application complete. Need cash match in 2013/2014 budget. Awaiting approval in Feb 2013.
Waste Water System Community Development Block Grant (CDBG)	\$275,000	\$41,250 (Cash)	Not Awarded Yet	Not Awarded Yet	Expect award Jun-13
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%

Red indicates change from last council meeting.

General Obligation Bond Projects

Project Number	Project Name	Budget/Cost	Status	Estimated Construction Start Date	Estimated Construction End Date
Street Projects					
1	Sycamore Street Panel Replacement (Hwy 78 to Jackson)	123,000	Engineering	Feb-13	Mar-13
2	Orange Street Overlay (380 to Old Josephine), Partially County Funded)	93,245	Engineering	Aug-13	Feb-14
3	CR557 Overlay (US 380 to SH 78), Majority County Funded	4,583	Construction	Oct-12	Feb-13
4	Hamilton Street Overlay (Yucca to Gaddy)	88,000	Engineering	May-13	Sep-13
5	Street Signs and Installation	95,000	Not Started	May-13	Aug-13
6	Beech Street Overlay (Main to Beene)	137,000	Not Started	Jun-13	Jul-13
7	Windom Overlay (Maple to McKinney)	46,000	Not Started	Jul-13	Aug-13
8	Westgate Overlay (Hwy 78 to Wilcoxson)	94,000	Not Started	Aug-13	Sep-13
9	Central Overlay (College to Prospect)	101,000	Not Started	Sep-13	Oct-13
10	South Washington from Farmersville Parkway to Sid Nelson	88,000	Not Started	Oct-13	Nov-13
11	Sid Nelson from South Washington to Hamilton	88,000	Not Started	Nov-13	Dec-13
12	Hamilton Street from Hwy 380 to Farmersville Parkway	1,384,000	Not Started	Jan-14	Jun-14
13	Santa Fe Reconstruction (Jefferson to Main)	504,000	Not Started	Jun-14	Dec-14
14	Hamilton (McKinney to Yucca)	728,000	Not Started	Jun-14	Dec-14
Street Projects Total		3,573,828			
Street Projects GO Bond Allocation		3,575,000			
Water Projects					
15	North ET/North Main Street	189,000	Not Started	May-13	Aug-13
16	Rike/Houston/Austin Street	163,500	Not Started	May-13	Aug-13
17	Automated Meter Reading System	520,000	Ready for Construction	Feb-13	May-13
18	CR 608/CR 609	63,500	Not Started	Jan-14	Jun-14
19	Sycamore St/Hwy 78	329,000	Not Started	Jan-14	Jun-14
20	Bob Tedford Drive	83,000	Not Started	Jan-14	Jun-14
Wastewater Projects					
21	S Main & Abbey – Gravity Main	52,000	Not Started	Jan-14	Jun-14
22	Hwy 78 & Maple St – Gravity Main	57,000	Not Started	Jan-14	Jun-14
23	Hwy 78 & CR 611 – Gravity Main	172,500	Not Started	Jan-14	Jun-14
24	Floyd St – Lift Station	50,000	Not Started	May-13	Aug-13
25	Sycamore – Gravity Main	23,000	Not Started	May-13	Aug-13
26	Hwy 380 & Welch Dr – Gravity Main	164,500	Not Started	Jan-14	Jun-14
27	Hwy 380 (AFI to Floyd St) – Lift Station & Force Main	445,000	Not Started	Jan-14	Jun-14
28	Locust – Gravity Main	88,500	Not Started	May-13	Aug-13
Water and Wastewater Projects Total		2,400,500			
Water and Wastewater Projects GO Bond Allocation		2,400,000			

Yellow cells indicate supported by bond dispersment (\$1.5M, \$2.0M, \$2.475M)



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
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: December – 2012

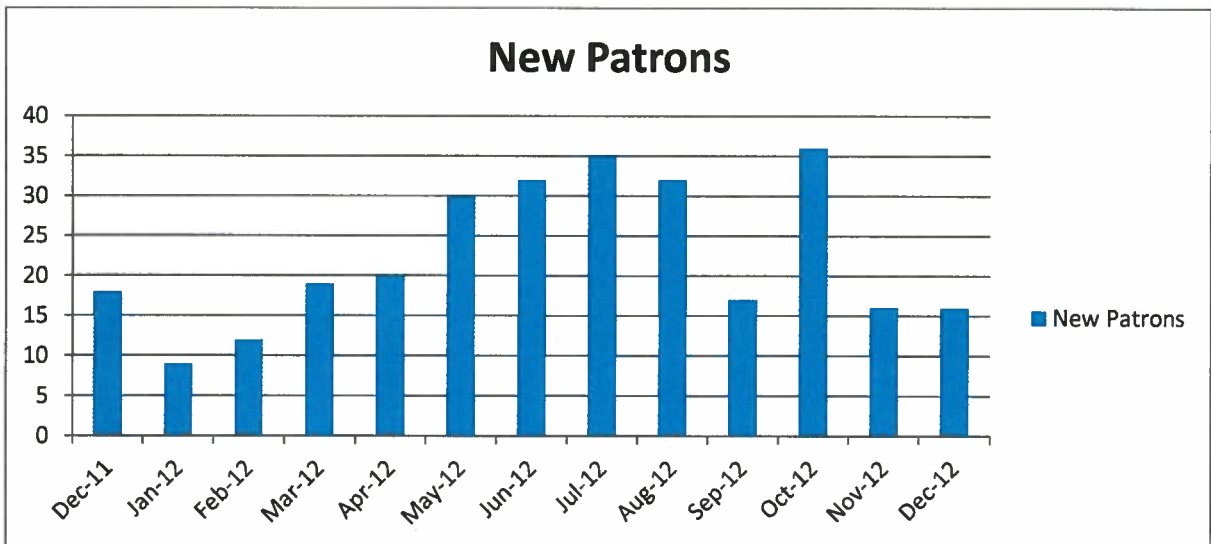
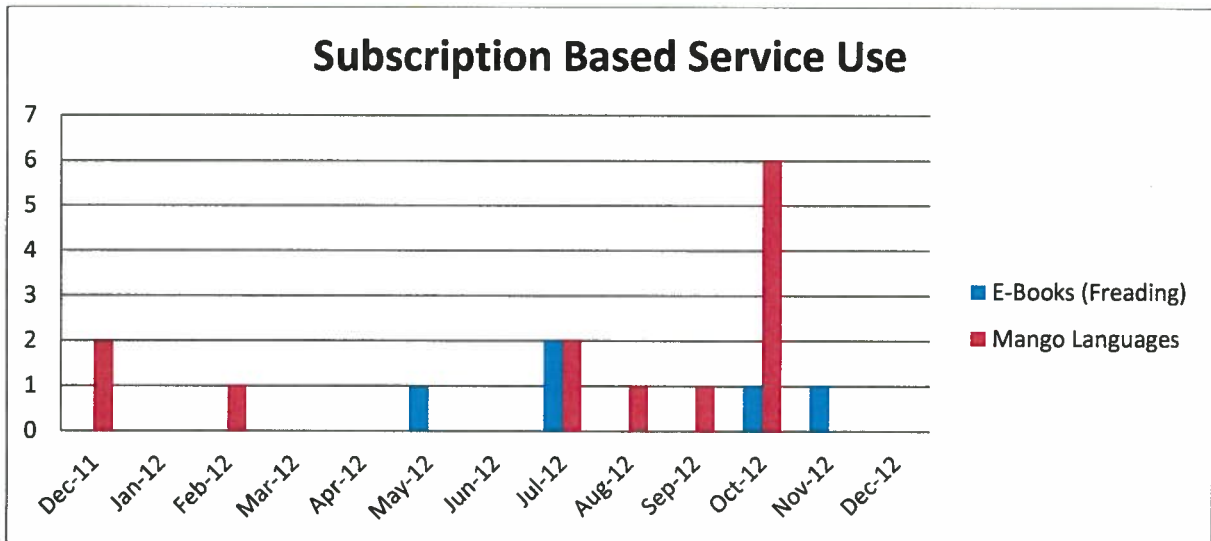
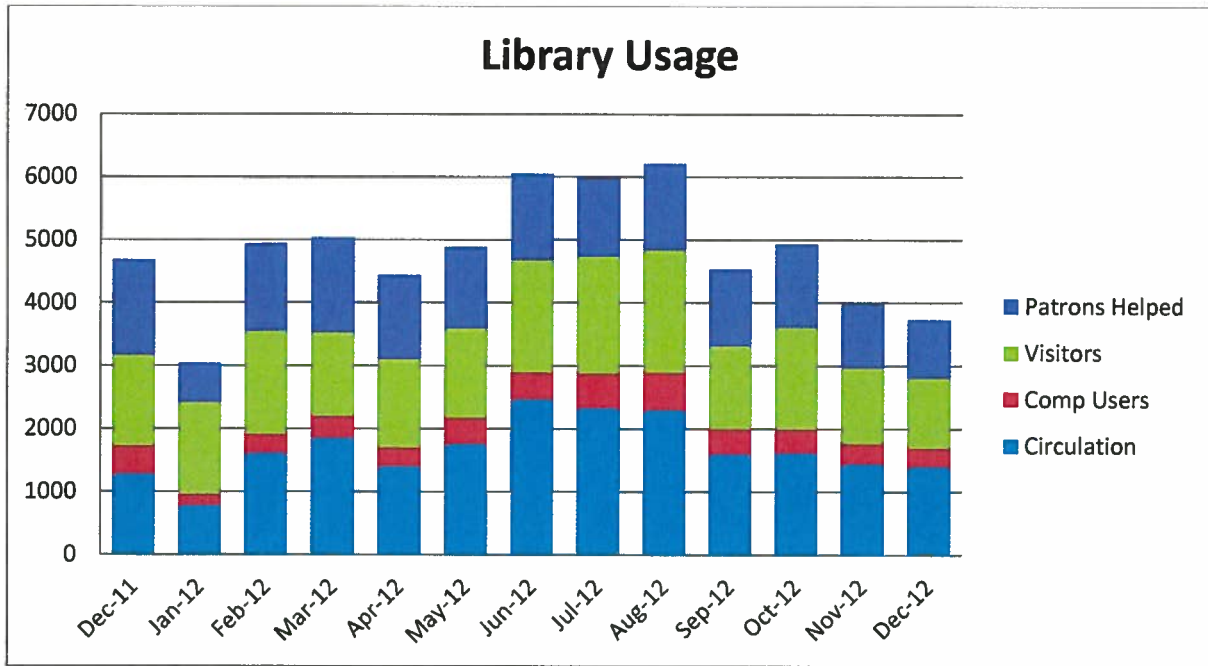
Circulation:	1,405
Computer Users:	284
Visitors:	1,114
Inter-library Loan	
Books loaned to other libraries:	1
Books borrowed for our patrons:	6
Patrons Saved \$ *	\$19,065.57
New Patrons:	16
Volunteer Hours Donated:	57 hours 35 minutes

Other Items of Interest:

The library entered their first ever float in the Christmas Parade. I want to thank everyone who encouraged us to participate and those who helped make it happen, we had a blast!

All of the new computers have been installed in the library. The computers that have been replaced were purchased in 2003 and 2005. The new computers and upgraded software was greatly needed. There have been several nice comments about the upgrades from patrons.

* 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: January 8, 2013
SUBJECT: CONSENT AGENDA – City Manager's Report

(II - J)



City Manager Monthly Report

City Manager General

1. Attended the following meetings:

Meeting Description	Attended
City Council Meeting	1
Farmersville Economic Development Corporation (4A).	1
Farmersville Community Development Corporation (4B).	0
Planning and Zoning Commission	1
Parks and Recreation Board	0
Main Street Board	0
Downtown Merchants Meeting	0
Farmersville Garden Club	0
Chamber of Commerce Board Meeting	0
Chamber of Commerce Networking Meeting	0

Ordinances and Ordinance Changes

1. Backlog

a. New

- i. Painting of fire hydrants. (Underway)
- ii. Electrical customer infrastructure/impact fees.
- iii. Street sign standards. (Underway)
- iv. Comprehensive Plan

b. Change

- i. Standard design details for: water, wastewater, etc. (Underway)
- ii. Fee schedule update for permit and plat retainers.
- iii. Ordinance codification changes are received. Supplement 1 being prepared. (Complete)
- iv. One SUP for Triple Crazy gameroom.

Contracts

1. Backlog
 - a. Wireless tower based contracts (AT&T, Partnership Broadband, T-Mobile). (Underway)
 - b. TIRZ ILA with Collin County Tax Office.
 - c. Placing contract expiration dates on centralized calendar.
 - d. Rodeo arena/Riding Club joint agreement. Due for Parks and Recreation Board approval in January.
 - e. Little League annual renewal.
2. Franchise agreements. Refuse, telephone, gas, etc.

Planning

1. Continued to support the creation of the new Comprehensive Plan. Preliminary revision has been placed on the city website.

Policy Changes

1. Backlog
 - a. Personnel policy updates.
 - i. Time off policy/time bank.
 - b. Information Technology policy.

Personnel Related Matters

1. Performance reviews underway, raises set.

Customer Service Window

1. Fielded a great many complaints regarding new sewer rates.

Budget/Finance

1. Books are closed out for budget year 2011-2012.
2. Yearly audit field work complete.

Information Technology

1. Currently integrating all the City buildings into an enterprise network. This helps with information sharing and data collaboration (sharing calendars, etc.). 80% complete.
2. New library systems are on-line and operational.
3. Website upgrade in-work to improve look and capabilities.

Special Events

1. Supported Christmas parade.



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: INFORMATIONAL ITEM – Farmersville Economic Development Corporation
Financial Report

FEDC Finance Report was not available at time of packet.

(III - A)



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: INFORMATIONAL ITEM – Farmersville Community Development Corporation
Financial Report

FCDC Finance Report was not available at time of packet.

(III - B)



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
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 - C)

FARMERSVILLE PLANNING & ZONING COMMISSION
REGULAR SESSION MINUTES
December 17, 2012

The Farmersville Planning and Zoning Commission met in regular session on December 17, 2012 at 6:30 p.m. at the City of Farmersville Council Chambers with the following members present:, Bill Nerwich, Mark Vincent, Betty Sergent, Lee Warren, Bryce Thompson and Tom Waitschies. Craig Overstreet was absent. Staff members present was City Manager Ben White, Police Chief Mike Sullivan, City Attorney Alan Lathrom and City Secretary Edie Sims. Council Liaison Michael Carr was not present.

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. Mr. Waitschies offered the invocation and the Pledge of Allegiance.

Item II – A) DISCUSS, APPROVE OR DISAPPROVE MINUTES FROM NOVEMBER 15, 2012 PLANNING & ZONING MEETING

On a motion from Bill Nerwich and a second by Betty Sergent, the Commission approved the minutes as presented. Motion carried unanimously.

Item II – B) CONSIDER, DISCUSS AND ACT UPON A SPECIFIC USE PERMIT FOR JOKER'S WILD GAME ROOM LOCATED AT 812 MCKINNEY STREET, FARMERSVILLE

Chairman Waitschies announced that the Specific Use Permit was discussed at the last meeting with a public hearing and the motion died for a lack of a second. The Commission was entreated to give a final vote either to approve or deny the Specific Use Permit for Joker's Wild Game Room.

Commissioner Bill Nerwich held his position that Joker's Wild Game Room has operated with no violations and has operated their business by following the rules. Lee Warren motioned to approve the Specific Use Permit for Joker's Wild Game Room and make corrections to the ordinance before submitting to the City Council. Bill Nerwich seconded the motion. Four voted for, Betty Sergent abstained from voting and Tom Waitschies voted against. Motion passed to recommend to the City Council for approval.

Item II – C) CONSIDER, DISCUSS AND ACT UPON A SPECIFIC USE PERMIT FOR PARADISE ISLE'S GAME ROOM LOCATED AT 1055 WEST AUDIE MURPHY PARKWAY, SUITE 103, FARMERSVILLE

Chairman Waitschies announced that the Specific Use Permit was discussed at the last meeting with a public hearing and the motion died for a lack of a second. The Commission was entreated to give a final vote either to approve or deny the Specific Use Permit for Paradise Isle's Game Room.

Commissioner Bill Nerwich held his position that Paradise Isle's Game Room has operated with no violations and has operated their business by following the rules. Lee Warren motioned to approve the Specific Use Permit for Paradise Isle's Game Room and make corrections to the ordinance before submitting to the City Council. Bill Nerwich seconded the motion. Four voted for, Betty Sergent abstained from voting and

Tom Waitschies voted against. Motion passed to recommend to the City Council for approval.

Item III – A) PUBLIC HEARING TO CONSIDER, DISCUSS AND ACT UPON A REPLAT OF THE LATTER DAY SAINTS CHURCH LOCATED AT SYCAMORE AND JOUETTE STREET IN THE ASTON ESTATES SUBDIVISION

Chairman Waitschies opened the Public Hearing at 6:38pm and asked for those FOR the replat of the LDS Church to come forward. Don Vandiver, architect for the LDS Church project, came before the Commission to express his hopes of having this replat approved. In 2005, a replat was brought to the Commission with a 16,000 square foot building and easements for that size building. Since then, the Church has reconformed the building to have a different footprint and have less parking space. Chairman Waitschies asked for anyone OPPOSING the replat to come forward. With no one coming forth, Chairman Waitschies closed the Public Hearing at 6:41pm.

City Manager Ben White spoke to the Commission regarding this replat and recommended approval contingent upon final corrections prior to Council submittal to include a letter from Atmos Energy that they will serve the property; the Owner's Certificate shall be signed by the owner and notarized; a note indicating the property is located with the City of Farmersville city limits; required building set back lines are to be added; a note indicating the water supply provider for the property; a note indicating the property is located within the Farmersville ISD; and a Notary certificate at the end of the Property Owner's Certificate executed in either Texas or Utah. Mr. White indicated there is nothing to slow this process. Commissioner Lee Warren asked if traffic issues have been reviewed and if any are foreseen. Mr. White stated traffic issues would not be a problem as the church will have specific hours that will be attended. The school traffic would have more affect than the church. Mr. Vandiver stated the church is leasing spaces at Sugar Hill Shopping Center. The new church building is expected to have 3 congregations meet which would have different times on Sunday and would not have an overlap of parking requirements. The maximum people would be 200 people in the sanctuary. Commissioner Mark Vincent asked if the church exceeds the rate of growth to accommodate over 200 people. AT the current rate, Farmersville and Princeton have around 1,200 – 1,500 members with 300 faithful church goers. To exceed the sanctuary capacity, it would probably be 10 – 12 years of growth.

Lee Warren motioned to approve the replat with the 7 conditions as spelled out by the City Engineer with Bryce Thompson seconding the motion. Motion passed with full approval of the Commission.

ADJOURNMENT

Lee Warren motioned to adjourn with Bryce Thompson seconding the motion. P&Z Commission adjourned at 6:49 p.m.

ATTEST:

Tom Waitschies, Chairman

Edie Sims, City Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: INFORMATIONAL ITEM – Farmersville Community Development Corporation Meeting Minutes

Electronic minutes are found at the following link:

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

(III - D)

FARMERSVILLE COMMUNITY DEVELOPMENT CORPORATION
MINUTES November 19, 2012 DRAFT

CALL TO ORDER, ROLL CALL AND RECOGNITION OF VISITORS

The Farmersville Community Development Corporation met on November 19, 2012 at the Best Community Conference Center. President Diane Piwko convened the meeting at 5:47 p.m. and announced that a quorum was present after roll call by Adah Leah Wolf. The following board members were present: Diane Piwko, Leaca Caspari, Jim Dawkins, Phil Weiss, and Dick Seward. Board members absent: David Reynolds and Del Sergeant. President Piwko welcomed Main Street Manager Adah Leah Wolf, City Manager Ben White, Mayor Joe Helmberger, Loydell Seward, Eddy Daniel, Bill Daniel and Janet Tharp.

CONSIDER FOR APPROVAL OCTOBER 8, 2012 MEETING MINUTES

On a motion by Leaca Caspari, and a second by Jim Dawkins, the Board approved the meeting minutes of October 8, 2012 as written.

CONSIDERATION AND POSSIBLE APPROVAL OF ITEMS FOR PAYMENT

A motion was made by Leaca Caspari to accept items presented for payment; motion seconded by Dick Seward and carried. Land payments to be made on a quarterly basis, beginning in January. Balance of marketing money in budget to be paid to city. Jim Dawkins made a motion that reimbursement for budgeted Christmas decoration expenses and food expenses for decorating volunteers be approved; Leaca Caspari seconded the motion, which passed.

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

A motion was made by Leaca Caspari to accept October financial statements as written; motion seconded by Dick Seward and carried.

MAIN STREET MANAGER REPORT

Main Street Manager Adah Leah Wolf provided a written monthly report for October 2012, and highlighted the following: Manager provided building history information for 3 buildings to the Farmersville Historical Society for use on the upcoming historical buildings tour on Dec. 8. Manager met with FHS cross country coach Jennifer Crawford regarding the Dec. 1 fun run. It will begin near City Hall, proceed through the residential area, and finish at the Chaparral Trail trailhead. The Marketing Committee is promoting Christmas events with a postcard to the 75442 zip code area. The Main Street architect has provided façade design assistance for The French Bunny (109 S. Main) and for 117 McKinney (new Jalapenos Restaurant). Main Street provided start up business information to Kris Washam and family, who have opened the Anlyn Coffee Brothers Company at 116 McKinney Street. Downtown decorating will occur tomorrow at 5 pm and volunteers are welcomed. The DFW Toys for Tots Motorcycle run will pass through downtown on December 1 at approximately 11:15 AM, with 800-1000 bikes. On December 7, students from Tatum Elementary will come downtown to decorate a tree on the gazebo, and enjoy hot chocolate and cookies in front of Fiber Circle-volunteers are welcomed to assist.

BRIEFING ON COMPREHENSIVE PLAN FOR CITY

Janet Tharp and Eddy Daniel distributed a handout and briefed the board on the city's comprehensive planning progress. The last comprehensive plan the city had was done in 1996. The current project is a detailed planning effort which will become an important planning document to guide the city in the next 20 years. Board members were encouraged to read over the briefing handout and attend the citywide planning input meeting, which will be held November 29 at 6 PM in the city council chambers.

MUSEUM PLANNING UPDATE

Bill Daniel provided the following museum planning update: The museum board have a design concept, have elected officers, established a bank account, met with city manager and city engineer, have a 501 (c) (3) process in progress, are ready to begin construction plans, and estimate construction to begin in March. In their next report to the 4B board they will discuss cost, fundraising plans, and sustainability plans.

WRAP-UP AND DISCUSSION OF PLACING ITEMS ON FUTURE AGENDAS

Next board meeting to be held January 14, 2013, at 5:45 PM in the Best Center. There will be no board meeting in December. Agenda items to include flagpole progress, and employee review process.

ADJOURN

On a motion to adjourn by Jim Dawkins, seconded by Dick Seward, the meeting adjourned at 6:43 PM.

Signatures:

Diane Piwko, President

Leaca Caspari, Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: INFORMATIONAL ITEM – Farmersville Economic Development Corporation Meeting Minutes

Electronic minutes are found at the following link:

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

(III - E)

FARMERSVILLE ECONOMIC DEVELOPMENT CORPORATION

MEETING MINUTES

November 21st, 2012

The Farmersville EDC met in special session on November 21st, 2012, at 12:00 p.m. at the City of Farmersville Best Center with the following members present: Robbie Tedford, Bob Collins, Kevin McGuire, and Chris Lair. Staff members present were City Manager Ben White and City Accountant Daphne Hamlin.

CALL TO ORDER

Robbie Tedford convened the meeting at 12:00 p.m. and announced that a quorum was present.

RECOGNITION OF CITIZENS/VISITORS

Guest recognized was City Manager Ben White and City Accountant Daphne Hamlin.

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

Ben White updated the EDC 4A Board advising not much has changed since last Meeting. Phase III is under construction, still a few issues with the Railroad. Railroad Bridge construction scheduled for April/May 2013. Main Street Bridge construction scheduled December 2013. Phase III estimated completion date November 2014.

UPDATE REGARDING COMPREHENSIVE PLAN

Robbie Tedford advised EDC 4A Board a review of the Comprehensive Plan is scheduled at the next EDC 4A Board meeting.

UPDATE REGARDING COLLIN COLLEGE

Bob Collins updated the EDC 4A Board on the Proposed Farmersville Collin College Campus. Bob Collins stated strategic plan wording is set for the Farmersville Collin College Campus. Bob Collins voiced his concern in regards to the pipeline plans. Bob Collins stated that the oil pipeline drawings show pipe will be laid in the middle of the property where the Proposed Farmersville Collin College Campus is to be built. Bob Collins said if pipeline is not moved it could eliminate development of that property. Bob Collins asked Ben White if he could find out more information and if North Texas could possibly stay on old route.

RECEIVE REPORTS FROM EDC BOARD MEMBERS FOR BOARD MEETINGS OF COLLIN COLLEGE, NTMWD, COLLIN COUNTY AREA REALTORS AND COLLIN COUNTY COMMISSIONER'S COURT

No update provided

CONSIDERATION AND POSSIBLE APPROVAL OF ITEMS FOR PAYMENT

On a motion by Bob Collins and second by Kevin McGuire the Board approved the invoices listed for payment, Motion carried unanimously.

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

On a motion by Chris Lair and second by Bob Collins the Board approved the October 2012 Finances, Motion carried unanimously.

CONSIDERATION AND POSSIBLE APPROVAL OF THE MINUTES OF THE OCTOBER 17TH, 2012 MEETING

On a motion by Chris Lair and a second by Kevin McGuire the Board approved the October 17th, 2012 minutes, Motion carried unanimously.

DISCUSSION TO CONSIDER CHANGING FARMERSVILLE ECONOMIC DEVELOPMENT CORPORATION 4A BOARD MEETING TIME

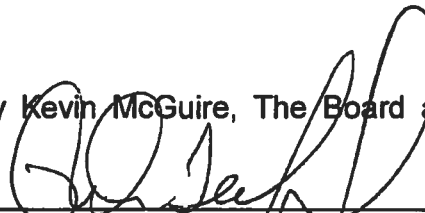
On a trial bases the EDC 4A Board has elected to change meeting schedule from every 3rd Wednesday of the month at noon to every 2nd Monday of the month at 7:00 p.m. First scheduled meeting with changes is January 14th, 2013

DISCUSSION IN CONTEMPLATION OF PLACING ITEMS ON FUTURE AGENDA

Pipeline

ADJOURNMENT

On a motion by Bob Collins and a second by Kevin McGuire, The Board adjourned at 1:05p.m.



Robbie Tedford, President

ATTEST:



Chris Lair, Secretary



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: INFORMATIONAL ITEM – Parks Board Minutes

The Parks and Recreation Board did not meet during the month of December. The Board will not meet until January.

Electronic minutes are found at the following link:

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

(III - F)



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: INFORMATIONAL ITEM – Main Street Board Minutes

The Main Street Board has not met since October 2012. Future meetings are planned.

Electronic minutes are found at the following link:

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

(III - G)



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: INFORMATIONAL ITEM – Main Street Report

Main Street Report is attached.

(III - H)

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



ORGANIZATION:

5,12,19	City Staff Meeting
	No 4B Board meeting was held this month.
	No Main Street Board meeting this month.
27	Museum planning meeting held. Renderings by Chase Daniel were considered and will be fleshed out later.
21	Manager takes vacation leave

PROMOTION:

1	First annual holiday run/fundraiser held downtown, planned by FHS cross country coach Jennifer Crawford. Successful first time event, which added to the day's Market activities.
1	Farmers & Fleas Market. 2013 calendar fliers have been printed.
1	DFW Toys for Tots Motorcycle Run passes through Farmersville around 11:30 AM, with over 800 motorcycles! Marketing Committee has been communicating with organizer David Marks, about beginning the run in Farmersville next year. City had an information booth at the registration area in McKinney, with volunteers to greet participants.
6	Holiday communications sent via Constant Contact
7	Kindergarten, first and second graders from Tatum Elementary walk downtown to decorate a tree on the gazebo. Afterward they are treated to hot chocolate and cookies. Many volunteers assisted with this all day event.
8	Christmas activities included Tamara's Dance studio recitals, gunfight skit, photos with Santa, tour of 3 downtown buildings and Bain Honaker House, and annual Christmas parade of lights with over 100 entries. Very good attendance!
	Volunteer Jack Smith provides photos of Christmas activities
	City website updated
	Year in review comments submitted to The Farmersville Times for annual article.
19	Conference call meeting with Dave Ciminelli from Revize and Edie Sims regarding update of city website. Many photos sent to James Meyers at Revize for updating website.

DESIGN:

	Interior renovations continue on 100 McKinney Street (old Foy building), owned by Bryan and Donna Williams. 2 ADA accessible bathrooms planned. Contractor is Bill Nerwich.
	City restripes downtown parking areas and parking lots: Main Street office notifies business and building owners
	Construction of sidewalk extension from Bain Honaker House to Onion Shed has begun.
	4B provided wooden snowmen to decorate to business owners, resulting in a festive downtown!
	Jalapenos Restaurant is nearing completion (117 McKinney St.)

ECONOMIC RESTRUCTURING:

	Downtown Merchants meeting was not held this month. FDMA paid for hot chocolate and snakes for the K-2 nd graders when they had their field trip downtown to decorate the tree on the gazebo.
13	Met with Matthew and Tammy Bole: they may be interested in purchasing a downtown building.
	Current leasers of the Classic Vintage Shop (135 S. Main) cannot be reached

Volunteers: Approximately 2400 volunteer hours were provided this month!





TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: INFORMATIONAL ITEM – Building & Property Standards Minutes

The Building and Property Standards Board did not meeting during the month of December. Presently, there are no cases to be presented to the Board at this time.

Electronic minutes are found at the following link:

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



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: INFORMATIONAL ITEM – TIRZ Minutes

The TIRZ Board did not meet during the month of December.

Electronic minutes are found at the following link:

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

- Kenneth Maun's Office is working on an Interlocal Agreement regarding the collection of taxes within the TIRZ. It will also go before Commissioner's Court in the near future.

(III - J)



TO: Mayor and Councilmembers
FROM: Ben White, City Manager
DATE: January 8, 2013
SUBJECT: Public Hearing to consider, discuss and act upon a Specific Use Permit for American Glory Game Room located at 2202 West Audie Murphy Parkway, Farmersville

- Ordinance is attached for review.
- Appeal request to reconsider P&Z's denial of the SUP
- SUP Application
- Account with City of Farmersville showing outstanding balance for water bill
- Inspection information
- Information/Recommendation from Police Chief

ACTION: ACTION:

- a) Open the Public Hearing and call the time.
- b) Ask for anyone to come forward and speak who is FOR the SUP.
- c) Ask for anyone to come forward and speak who OPPOSES the SUP.
- d) Close the Public Hearing and call the time.
- e) Council to discuss the matter and approve or disapprove the SUP with the only reading of the ordinance.

**CITY OF FARMERSVILLE
ORDINANCE # O-2013-0108-001**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, AMENDING COMPREHENSIVE ZONING ORDINANCE AND ESTABLISHING A SPECIAL USE PERMIT; PROVIDING FOR THE OPERATION OF A GAME ROOM ON PROPERTY DESCRIBED HEREIN; PROVIDING FOR RESTRICTIONS; AMENDING THE OFFICIAL ZONING MAP; AND PROVIDING FOR PENALTY, SEVERABILITY AND AN EFFECTIVE DATE.

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

SECTION I: PERMIT

A Special Use Permit is hereby established for American Glory Game Room, located at 2202 West Audie Murphy Parkway, Farmersville, TX 75442 providing for the following use:

Game Room

SECTION II: RESTRICTIONS

The development shall be in accordance with the following special restrictions, conditions, and regulations:

1. No one under the age of 18 years allowed in building at any time
2. Sign stating under 18 not allowed, clearly posted on the entrance of said business.
3. A maximum of 50 Machines
4. Hours set for the Game Room are as follows:

Monday-Thursday, Open 8:30 a.m.; Close at 11:00 p.m.
Friday and Saturday, Open 8:30 a.m.; Close at 12:00 a.m.
Sunday, Open 12:00 p.m.; Close at 11:00 p.m.
5. Permit re-evaluation in **1 year** from the date the Ordinance is approved by Council, at no cost to applicant
6. **The Special Use Permit granted herein is specific to American Glory Game Room (Chris Ball), 2202 West Audie Murphy Parkway and shall not be transferred to any other person or entity or any other location without the approval of the City of Farmersville**

SECTION III: PENALTY

Any person, firm or corporation violating a provision of this Ordinance, upon conviction, is guilty of an offense punishable by a fine not to exceed two thousand dollars (\$2000); and each day or portion thereof during which the violation is committed, continued or permitted shall be a separate offense.

SECTION IV: SEVERABILITY

If any section, paragraph, clause, phrase, or provision of this Ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provision hereof, other than the part so decided to be invalid or unconstitutional, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

SECTION V: EFFECTIVE DATE

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

DULY PASSED by the City Council of the City of Farmersville, Texas on the 8th day of January, 2013.

APPROVED:

Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary

To: City of Farmersville

November 19, 2012

Attention: Edie Sims, City Secretary

American Glory is formally requesting to appeal the City of Farmersville Planning and Development's decision on November 15th, 2012 regarding the special use Permit for American Glory located at 2202 West Audey Murphy Parkway in Farmersville, TX.

American Glory has operated under the Special Use permit rules and regulations as specified.

American Glory would like the opportunity to address the City Council regarding the following:

- Reconsideration of the Special Use Permit for American Glory
- Number of games in use at American Glory
- License through the state of Texas, which is under For Amusement Only LLC (32039502631), formally known as World Wide Gaming LLC (32015307484).

Thank you,

American Glory

2012 NOV 19 PM 12:20



**CITY OF FARMERSVILLE
SPECIFIC USE PERMIT APPLICATION**

APPLICANT'S NAME: Chris Ball

APPLICANT'S ADDRESS: 4316 MAILLARD LN SACHSE TX 75048

APPLICANT'S CONTACT NUMBERS: 469-585-4549

NAME OF OWNER: CHRIS BALL

ADDRESS OF OWNER: 4316 MAILLARD LN SACHSE TX 75048

LOCATION OF PROPERTY: 2202 West Audie Murphy Parkway

LEGAL DESCRIPTION OF PROPERTY:

LOT NO. 2 TRACT _____ BLOCK NO. —

PLAT — ADDITION: —

SURVEY: Farmersville West (CFC) NUMBER OF ACRES: 1.9368

For properties not in a recorded subdivision, submit a copy of a current survey or plat showing the properties proposed to be changed, and a complete legal field note description.

PROPOSED USE: GARAGE ROOM

ATTACH A LETTER describing all processes and activities involved with the proposed uses.

ATTACH A SITE PLAN drawn to scale with the information listed on the back of this sheet.

THE EIGHT CONDITIONS listed on the back of this sheet **MUST** be met before City Council can grant a Specific Use Permit.

ATTACH THE APPROPRIATE FEE:

LESS THAN ½ ACRE	\$100.00
½ ACRE OR MORE AND LESS THAN 5 ACRES	\$250.00
5 ACRES OR MORE	\$500.00
PUBLIC HEARING FEE (PER HEARING).....	\$ 12.50

I, being the undersigned applicant, understand that all of the conditions, dimensions, building sizes, landscaping and parking areas depicted on the site plan shall be adhered to as amended and approved by the City Council.

SIGNATURE OF APPLICANT: Chris Ball Date: 11-6-12

SIGNATURE OF OWNER: Chris Ball Date: 11-6-12
(If not applicant)

INCLUDE THE FOLLOWING INFORMATION ON A SITE PLAN. THE PLAN MUST BE DRAWN TO SCALE.

- Boundaries of the area covered by the site plan.
- The location of each existing and proposed building and structure in the area covered by the site plan and the number of stories, height, roof line, gross floor area and location of building entrances and exits.
- The location of existing drainage ways and significant natural features.
- Proposed landscaping and screening buffers.
- The location and dimensions of all curb cuts, public and private streets, parking and loading areas, pedestrian walks, lighting facilities, and outside trash storage facilities.
- The location, height and type of each wall, fence, and all other types of screening.
- The location, height and size of all proposed signs.

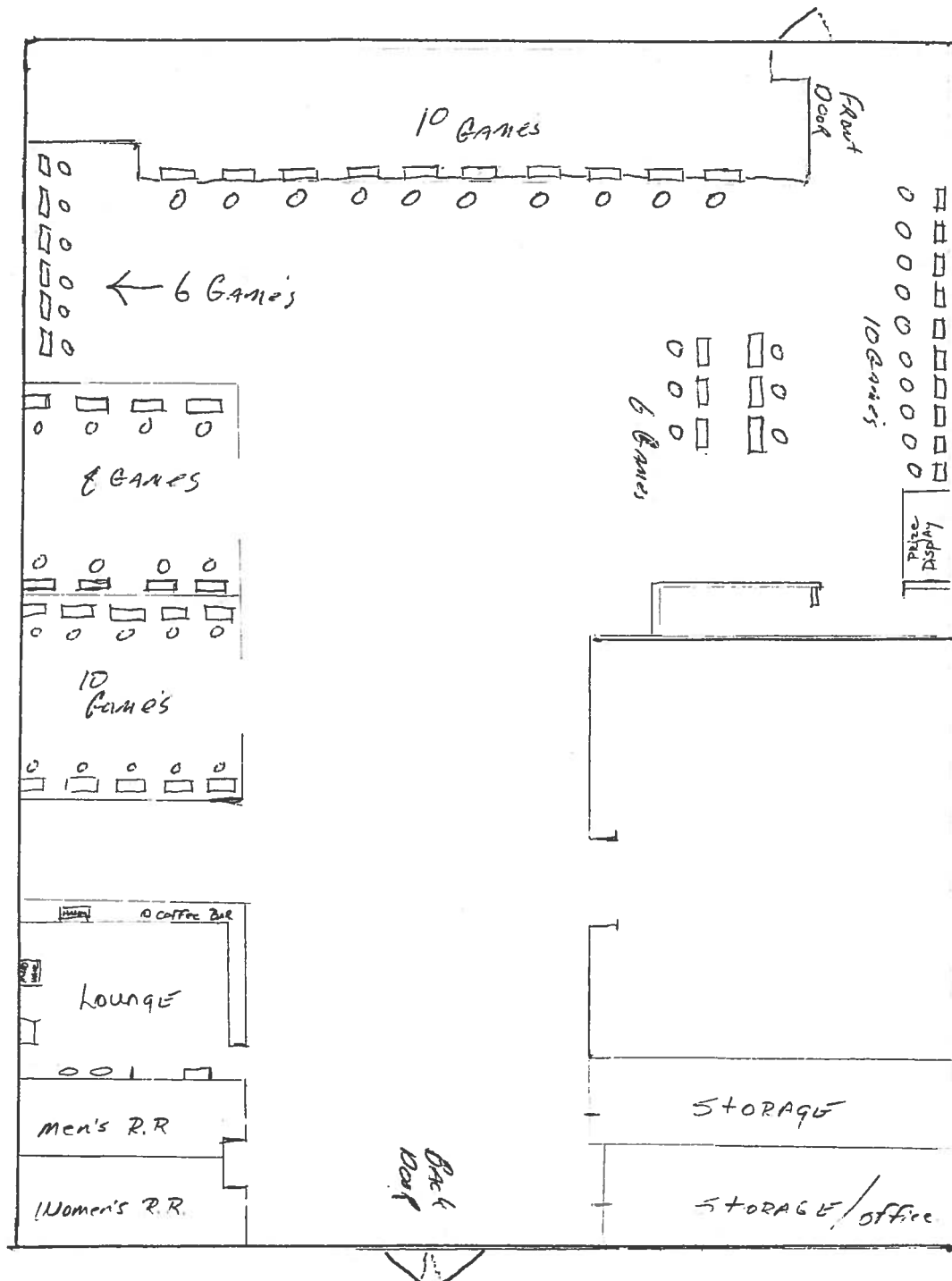
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THE ZONING ORDINANCE REQUIRES THAT THESE EIGHT CONDITIONS MUST BE MET BEFORE A SPECIFIC USE PERMIT CAN BE ISSUED:

- That the specific use will be compatible with and not injurious to the use and enjoyment of other property, nor significantly diminish or impair property values within the immediate vicinity; and
- That the establishment of the specific use will not impede the normal and orderly development and improvement of surrounding vacant property.
- That adequate utility, access roads, drainage and other necessary supporting facilities have been or will be provided.
- The design, location and arrangement of all driveways and parking spaces provide for the safe and convenient movement of vehicular and pedestrian traffic without adversely affecting the general public or adjacent development.
- That adequate nuisance prevention measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration.
- That directional lighting will be provided so as not to disturb or adversely affect neighboring properties.
- That there are sufficient landscaping and screening to insure harmony and compatibility with adjacent property
- That the proposed use is in accordance with the Comprehensive Plan.



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# COLLIN CAD Property Details

Prop ID: 2595283 / Geo ID: R-8976-000-0020-1

## CURRENT PROPERTY INFORMATION

|                                  |                                                                          |                             |               |
|----------------------------------|--------------------------------------------------------------------------|-----------------------------|---------------|
| Owner's Name and Mailing Address | P R E AND COMPANY LLC<br>18530 MEGANS WAY<br>FARMERSVILLE, TX 75442-5791 |                             |               |
| Location                         | 2202 AUDIE MURPHY PKWY W<br>FARMERSVILLE, TX 75442                       |                             |               |
| Legal Description                | FARMERSVILLE WEST (CFC), LOT 2, 1.9368 ACRES                             |                             |               |
| Agent                            |                                                                          |                             |               |
| Exemptions                       | Code                                                                     | Description                 |               |
|                                  |                                                                          |                             |               |
| Taxing Entities                  | Code                                                                     | Name                        | 2011 Tax Rate |
|                                  | CFC                                                                      | FARMERSVILLE CITY           | 0.642901000   |
|                                  | GCN                                                                      | COLLIN COUNTY               | 0.240000000   |
|                                  | JCN                                                                      | COLLIN CO COMMUNITY COLLEGE | 0.086300000   |
|                                  | SFC                                                                      | FARMERSVILLE ISD            | 1.340000000   |

Data above as of 2012-10-28.

Data below 2012 Certified, as of 2012-09-02.


## MAPS and FORMS


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

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

 [GIS Digital Map](#)

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

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

 [New! 2012 Notice of Appraised Value](#)

## 2012 CERTIFIED VALUE INFORMATION

|                                |           |
|--------------------------------|-----------|
| Improvement Homesite           | \$0       |
| Improvement Non-Homesite       | \$186,163 |
| Total Improvement Market Value | \$186,163 |
|                                |           |
| Land Homesite                  | \$0       |
| Land Non-Homesite              | \$295,285 |
| Land Agricultural Market Value | \$0       |
| Total Land Market Value        | \$295,285 |
|                                |           |
| Total Market Value             | \$481,448 |
| Agricultural Productivity Loss | \$0       |
| Total Appraised Value          | \$481,448 |
| Homestead Cap Loss             | \$0       |
| Total Assessed Value           | \$481,448 |

Note: A value of 0 may indicate that the notice of value has not yet been sent.

## 2012 CERTIFIED EXEMPTION INFORMATION

| Exemption Code | Exemption Description |
|----------------|-----------------------|
|----------------|-----------------------|

## 2012 CERTIFIED VALUE BY TAXING JURISDICTION

| Entity Code | Entity Name       | Market Value | Appraised Value | Assessed Value | Taxable Value | 2011 Tax Rate |
|-------------|-------------------|--------------|-----------------|----------------|---------------|---------------|
| CFC         | FARMERSVILLE CITY | \$481,448.00 | \$481,448.00    | \$481,448.00   | \$481,448.00  | 0.642901000   |
| GCN         | COLLIN COUNTY     | \$481,448.00 | \$481,448.00    | \$481,448.00   | \$481,448.00  | 0.240000000   |
| JCN         | COLLIN COLLEGE    | \$481,448.00 | \$481,448.00    | \$481,448.00   | \$481,448.00  | 0.086300000   |
| SFC         | FARMERSVILLE ISD  | \$481,448.00 | \$481,448.00    | \$481,448.00   | \$481,448.00  | 1.340000000   |

## 2012 CERTIFIED IMPROVEMENT INFORMATION

| Imp. ID | State Category and Description |
|---------|--------------------------------|
| 1626003 | F2 - REAL INDUSTRIAL           |

## 2012 CERTIFIED IMPROVEMENT SEGMENT INFORMATION

| Imp ID            | Seg ID  | Description    | Year Built | Sq Ft   |
|-------------------|---------|----------------|------------|---------|
| 1626003           | 1105676 | MA - MAIN AREA | 1996       | 6,250.0 |
| 1626003           | 1105677 | CAN - CANOPY   | 1996       | 1,620.0 |
| Total Living Area |         |                |            | 6,250.0 |

## 2012 CERTIFIED LAND INFORMATION

| Land ID | State Category | Size-Acres | Size-Sqft |
|---------|----------------|------------|-----------|
| 1826475 | INDUSTRIAL     | 1.936800   | 0         |

## VALUE HISTORY

| Year | Imprv   | Land    | Market  | Appraised | Assessed | Entities           | Exemptions |
|------|---------|---------|---------|-----------|----------|--------------------|------------|
| 2011 | 110,831 | 295,285 | 406,116 | 406,116   | 406,116  | CFC, GCN, JCN, SFC |            |
| 2010 | 112,092 | 295,285 | 407,377 | 407,377   | 407,377  | CFC, GCN, JCN, SFC |            |
| 2009 | 138,827 | 295,285 | 434,112 | 434,112   | 434,112  | CFC, GCN, JCN, SFC |            |
| 2008 | 145,926 | 295,285 | 441,211 | 441,211   | 441,211  | CFC, GCN, JCN, SFC |            |
| 2007 | 280,535 | 168,734 | 449,269 | 449,269   | 449,269  | CFC, GCN, JCN, SFC |            |
| 2006 | 71,515  | 126,551 | 198,066 | 198,066   | 198,066  | CFC, GCN, JCN, SFC |            |
|      | 0       | 0       | 0       | 0         | 0        |                    |            |

For prior years' history, please click [here](#)

## DEED HISTORY

| Seller Name          | Buyer Name            | Deed Date   | Instrument | Deed Vol | Deed Page |
|----------------------|-----------------------|-------------|------------|----------|-----------|
| HINES LUCIEN         | P R E AND COMPANY LLC | May 17 2006 | 838120     |          |           |
| HINES LUCIEN & WANDA | HINES LUCIEN          | Oct 18 2004 | 0151885    | 5776     | 2600      |

SB 541, effective September 1, 2005, provides that appraisal district websites cannot display photographs, sketches, or floor plans of an improvement to real property that is designed primarily for use as a human residence. Likewise, aerial photography of residential property will also be unavailable unless the photo depicts five or more separately owned buildings.



# Property Tax Record

Kenneth L. Maun  
Collin County Tax Assessor Collector  
2300 Bloomdale Rd. Ste 2324  
McKinney, TX 75071  
Ph: 972-547-5020

 [Print Friendly Version](#)

[New Search](#)

**Account:** R897600000201

**APD:** 2595283

**Location:** 0002202AUDIE MURPHY PKWY W

**Legal:** FARMERSVILLE WEST (CFC), LOT 2,  
1.9368 ACRES

**Owner:** P R E AND COMPANY LLC

18530 MEGANS WAY

FARMERSVILLE TX 75442--579

**Acres:** 1.937

**Yr Built:** 0

**Sq Ft:** 0

**Def. Start:** NONE

**Def. End:** NONE

**Roll:** R

## 2012 Values

Improvement Non-Home Site 186,163

Land Non-Home Site 295,285

## 2012 Exemptions

Click on the e-Statement button to view Total Tax Due.

Click on the e-Payment button to make a credit card or eCheck payment.

[Current status](#)

[All years](#)

[Tax Estimator](#)

[e-Payment](#)

[e-Statement](#)

| Year Unit          | Levy Amount      | Levy Paid   | Levy Due         | Penalty     | Interest    | Col Penalty | Total Due        | Receipt Date |
|--------------------|------------------|-------------|------------------|-------------|-------------|-------------|------------------|--------------|
| 2012 01            | 1,155.48         | 0.00        | 1,155.48         | 0.00        | 0.00        | 0.00        | 1,155.48         |              |
| 2012 11            | 3,358.10         | 0.00        | 3,358.10         | 0.00        | 0.00        | 0.00        | 3,358.10         |              |
| 2012 55            | 6,595.84         | 0.00        | 6,595.84         | 0.00        | 0.00        | 0.00        | 6,595.84         |              |
| 2012 60            | 415.48           | 0.00        | 415.48           | 0.00        | 0.00        | 0.00        | 415.48           |              |
| <b>2012 Totals</b> | <b>11,524.90</b> | <b>0.00</b> | <b>11,524.90</b> | <b>0.00</b> | <b>0.00</b> | <b>0.00</b> | <b>11,524.90</b> |              |

Attn: City of Farmersville

This is a letter stating that all of the eight conditions have been met as per Zoning Ordinance.

All measures have been taken to ensure that we completed all the measures to acquire the specific use permit.

If you have any questions or concerns, please feel free to contact me: Chris Ball at 469-585-4549.

Thank you,  
American Glory

Chris Ball



Account Number

04-4890-01



New Occupant

Address

2202 W AUDIE MURPHY PKWY



Zone

01



Name

AMERICAN GLORY



General | Metered | Non-Metered | Financial | Information | Comments | History | Consumption History | Service Orders | Devices

Pending Activity

0.00

Balance

214.61

Filter



Drag a column header here to group by that column

| Date       | Packet | Type        | Receipt # | Reference           | Debits | Credits | Balance |
|------------|--------|-------------|-----------|---------------------|--------|---------|---------|
| 01/01/2013 | 007030 | Bill        |           | 11/21-12/14 01/10   | 103.49 |         | 214.61  |
| 12/13/2012 | 007014 | Late Charge |           |                     | 9.61   |         | 111.12  |
| 12/04/2012 | 006984 | Payment     | 92995     |                     |        | 163.33  | 101.51  |
| 12/04/2012 | 000000 | Memo        | 92995     | Ex CUT-PMT 163.33CR |        |         | 264.84  |
| 12/01/2012 | 006967 | Bill        |           | 10/22-11/21 12/10   | 101.51 |         | 264.84  |
| 11/14/2012 | 006941 | Late Charge |           |                     | 14.36  |         | 163.33  |
| 11/01/2012 | 006904 | Payment     | 91526     |                     |        | 155.23  | 148.97  |
| 11/01/2012 | 000000 | Memo        | 91526     | Ex CUT-PMT 155.23CR |        |         | 304.20  |
| 11/01/2012 | 006886 | Bill        |           | 9/18-10/22 11/10    | 148.97 |         | 304.20  |
| 10/12/2012 | 006853 | Late Charge |           |                     | 13.63  |         | 155.23  |
| 10/03/2012 | 006821 | Payment     | 90278     |                     |        | 156.00  | 141.60  |
| 10/03/2012 | 000000 | Memo        | 90278     | Ex CUT-PMT 156.00CR |        |         | 297.60  |
| 10/01/2012 | 006796 | Bill        |           | 8/19-9/18 10/10     | 142.28 |         | 297.60  |
| 09/12/2012 | 006757 | Late Charge |           |                     | 13.63  |         | 155.32  |
| 08/28/2012 | 006713 | Payment     | 88715     |                     |        | 142.37  | 141.69  |

☐ Edit This Record

View

edie.sims





## Specific Use Permit Routing Sheet

File Name Description: W AUDIE MURPHY PARKWAY, 2202

| Initials/Date Completed                                                     | Description of Activity                                                                                                                                                                                                                                                     | Responsible Party     |
|-----------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|
| 11/06/12 E                                                                  | Receipt of plat documentation. Verify complete.                                                                                                                                                                                                                             | City Secretary        |
| 11/09/12 E                                                                  | Verify original tax certificate indicates no delinquent taxes                                                                                                                                                                                                               | City Secretary        |
| 11/09/12 E                                                                  | Verify no delinquent assessments, fees, or debts to the City <u>OUTSTANDING WATER BILL AS OF 11/09/12</u>                                                                                                                                                                   | City Secretary        |
| 11/06/12 E                                                                  | Receipt of retainer and fees                                                                                                                                                                                                                                                | City Secretary        |
| 11/06/12 DH                                                                 | Assign PO to project. Use proposed name of subdivision.                                                                                                                                                                                                                     | Finance Manager       |
|                                                                             | File original office copy of plat documentation street name<space>name of subdivision                                                                                                                                                                                       | Public Works          |
|                                                                             | File electronic version of plat documentation                                                                                                                                                                                                                               | Public Works          |
|                                                                             | Create routing documentation set using copies, attach checklist                                                                                                                                                                                                             | Public Works          |
|                                                                             | Fire Chief review                                                                                                                                                                                                                                                           | Fire Chief            |
|                                                                             | Police Chief review                                                                                                                                                                                                                                                         | Police Chief          |
|                                                                             | Engineering review using checklist                                                                                                                                                                                                                                          | City Engineer         |
|                                                                             | Request electronic and paper documentation (as required)<br>15 copies of plat, final version<br>1 mylar of plat, final version<br>3 sets AS-BUILT drawings<br>1 CD of plat, as-builts<br>Letter of satisfactory completion (public improvements)<br>2-year maintenance bond | City Engineer         |
|                                                                             | Receive electronic and paper documentation updates (as required)                                                                                                                                                                                                            | City Engineer         |
|                                                                             | Engineer review of updates with spell check                                                                                                                                                                                                                                 | City Engineer         |
|                                                                             | Engineer's approval letter with stamp                                                                                                                                                                                                                                       | City Engineer         |
| <b>Technically Complete (6 Working Days Prior to P&amp;Z Board Meeting)</b> |                                                                                                                                                                                                                                                                             |                       |
|                                                                             | Public Works Director recommendation letter                                                                                                                                                                                                                                 | Public Works Director |

|            |                                                                                                                                 |                |
|------------|---------------------------------------------------------------------------------------------------------------------------------|----------------|
|            | City Manager review                                                                                                             | City Manager   |
| 10/25/12 ⑤ | Public Hearing Advertisement (minimum 30 days)                                                                                  | City Secretary |
| 10/25/12 ⑤ | Add item to P&Z agenda with public hearing                                                                                      | City Secretary |
|            | P&Z approval                                                                                                                    | P&Z Board      |
| 10/25/12 ⑤ | Public Hearing Advertisement (minimum 30 days)                                                                                  | City Secretary |
| 10/25/12 ⑤ | Add item to City Council agenda with public hearing                                                                             | City Secretary |
|            | City Council approval                                                                                                           | City Council   |
|            | City Manager signature                                                                                                          | City Manager   |
|            | P&Z Chairman signature                                                                                                          | P&Z Chairman   |
| 11/06/12 ⑤ | Owner signature (Notarized)                                                                                                     | Owner          |
|            | Mayor signature                                                                                                                 | Mayor          |
|            | Surveyor signature (Notarized)                                                                                                  | Surveyor       |
|            | City Engineer signature                                                                                                         | City Engineer  |
|            | City Secretary signature                                                                                                        | City Secretary |
|            | File plat with county, 1 mylar                                                                                                  | City Secretary |
|            | Engineer marks documentation set approved                                                                                       | City Engineer  |
|            | Distribute owner copy                                                                                                           | City Secretary |
|            | File City copy, 1 paper copy                                                                                                    | City Secretary |
|            | File final electronic version of plat documentation including routing sheet. Including scanned copy of filed plat (PDF format). | City Secretary |
|            | Place file on City Secretary's desk awaiting address assignment from the county                                                 | City Secretary |
|            | Change filing system identifiers to reflect address street name<space>address number                                            | City Secretary |

| NAME               | ADDRESS                                   | # OF MACHINES<br>KNOWN/APPROVED | EXPIRATION<br>DATE OF PERMIT |              |
|--------------------|-------------------------------------------|---------------------------------|------------------------------|--------------|
|                    |                                           |                                 | Insp 9/17/12                 | Insp 11/6/12 |
| American Glory     | 2202 W. Audie Murphy<br>Parkway           | 50                              | 53                           | 53           |
| Jokers Wild        | 812 McKinney                              | 40                              | 39                           | 39           |
| Paradise Isles     | 1055 W. Audie Murphy<br>Parkway Suite 103 | 40                              | 38                           | 39           |
| Triple Crazy       | 865 W. Audie Murphy<br>Parkway            | 40                              | 60                           | 57           |
| Stop N Buy         | 316 N. Main                               | 1                               | 3                            | 3            |
| Farmersville Shell | 304 E. Audie Murphy<br>Parkway            | 1                               | 1                            | 1            |
| Quick Check        | 815 McKinney                              | ?                               | 0                            | 0            |
| K-Mart             | S Hwy 78                                  |                                 | 4                            | 1            |



## FARMERSVILLE POLICE DEPARTMENT

134 North Washington Street  
Farmersville, Texas 75442  
972-782-6141  
Fax 972-782-7693

11/15/2012

To: City of Farmersville/Planning & Zoning Board

Pursuant to Ordinance No. 0-2010-1109-002, 10-D Specific Use Permit Application Requirements for Game Rooms; specific to: Renewal of current pending SUP's of "Game Room's" as described in said ordinance; and in anticipation of future Planning and Zoning hearings set for re-application of said SUP's this report is provided.

The City of Farmersville Code Enforcement Division, operated and managed out of the police department, conducted said inspections pursuant to said ordinance and in anticipation of the aforementioned P&Z SUP hearings. Inspections were conducted of all establishments known to have and/or believed to have a "coin-operated machine(s) or device(s) as defined in said ordinance under Section 2. 57. (A) Game Room.

Two separate inspections were conducted by Code Enforcement Officer K. Dixon on 09/17/2012 and 11/06/2012 (Please see attached report). Specific to the 4 Game Rooms as defined in said ordinance and operating on current SUP's; two (2) were found to have more machines than originally reported on their current permit/SUP and two (2) were found to be operating within their current permit/SUP as it pertains to machines. In regards to area and the required physical game room requirements, all seemed to be in compliance.

Upon review of the aforementioned game room permits a check was conducted through the Texas State Comptroller's Office in regards to compliance with the State Tax Code pertaining to Amusement-Coin operated Machines. This check was made based on Owner information provided by the applicant's permit on file with the city.

**Reference:** OCCUPATIONS CODE, TITLE 13. SPORTS, AMUSEMENTS, AND ENTERTAINMENT, SUBTITLE D. OTHER AMUSEMENTS AND ENTERTAINMENT, CHAPTER 2153. COIN-OPERATED MACHINES, SUBCHAPTER A. GENERAL PROVISIONS.

Sec. 2153. 151. LICENSE OR REGISTRATION REQUIRED. Except as otherwise provided by this chapter, a person may not engage in the business of manufacturing, owning, buying, selling, renting, leasing, trading, lending, furnishing to another, maintaining, transporting within this state, storing, or importing a music or skill or pleasure coin-operated machine unless the person holds a license or registration certificate issued under this subchapter.

Pursuant to the aforementioned statute and permit applications the city has on file, the following was discovered: **Paradise Isles** and **Jokers Wild** were found to be licensed and registered with the State Comptroller's office.

The Texas State Comptroller's office was not able to find any record of "**American Glory**". Previously, this location where American Glory is today was named "Game Palace". According to the State Comptroller's office records, Game Palace hasn't been active since 2010. The owners listed at that time were co-owner, Chris Filline and co-owner Linda Story.

Our current permit for **American Glory** shows that Chris Ball is the owner/applicant. According to the Texas State Comptroller's office, Mr. Ball had an amusement license from 2000, 2001, and 2002 for an address at 11648A N. Central Expressway but it hasn't been active since 2002. Beyond the aforementioned record for Mr. Ball, there's no record of **American Glory** listed with State Comptroller's office, either by business name or owner's name.

The Texas State Comptroller's office advised that **Triple Crazy** has an inactive-file. According to the Comptroller's office, Linda Story applied for an amusement license on 01/27/2010 for Triple Crazy Game Room, located at 865 W. Audie Murphy Parkway. According to the Amusement Division of the Comptroller's office, there have been no taxes or fees paid under this account since it was applied for. Beyond the aforementioned record for Mrs. Story, there's no record of **Triple Crazy** listed with State Comptroller's office, either by business name or owner's name.

**Conclusion:** I cannot verify with any degree of certainty who actually owns said game rooms **American Glory & Triple Crazy**. Our State statutes cover these type of businesses and the requirements, protocols, and taxes that they're regulated to comply with. The aforementioned game rooms (American Glory & Triple Crazy) may be owned and/or operated under another name, LLC, or corporation? To date, I've not been able to find such a record.

With that said, I refer the board back to the ordinance Section 4. "10D. Specific Use Permit Application Requirements for Game Rooms, numbers 15 & 16.

*(15) The grant of an SUP shall not relieve the applicant, owner and/or operator of a game room or the subject coin-operated machines or devices from any other and further obligations under the Farmersville City Code; and,*

*(16) Nothing herein shall be construed or have the effect to license, permit, authorize or legalize any machine, device, table, or gaming machine, the keeping, exhibition, operation, display or maintenance of which is illegal or in violation of any ordinance of the city, any section of the penal code of this state, or the constitution of this state.*



It is my recommendation, as the police chief and manager of code enforcement services for the city that we verify who owns the aforementioned game rooms. Secondly, I would recommend to the board that said businesses comply with the city's permit requirements as well as, verify if said business are complying with state regulations as it pertains to amusement coin-operated game rooms. Third, I cannot recommend Triple Crazy or American Glory for granting an SUP until the aforementioned verifications can be made.

Respectfully,

Michael P Sullivan  
Chief of Police



TO: Mayor and Councilmembers  
FROM: Ben White, City Manager  
DATE: January 8, 2013  
SUBJECT: Public Hearing to consider, discuss and act upon a Specific Use Permit for Joker's Wild Game Room located at 812 McKinney Street, Farmersville

- Ordinance is attached for review.
- SUP Application
- Account with City of Farmersville showing current balance for water bill. Customer stays current with their monthly bill
- Inspection information
- Information/Recommendation from Police Chief
- P&Z recommended approval of the SUP

**ACTION: ACTION:**

- f) Open the Public Hearing and call the time.
- g) Ask for anyone to come forward and speak who is FOR the SUP.
- h) Ask for anyone to come forward and speak who OPPOSES the SUP.
- i) Close the Public Hearing and call the time.
- j) Council to discuss the matter and approve or disapprove the SUP with the only reading of the ordinance.

**CITY OF FARMERSVILLE  
ORDINANCE # O-2013-0108-002**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, AMENDING COMPREHENSIVE ZONING ORDINANCE AND ESTABLISHING A SPECIAL USE PERMIT; PROVIDING FOR THE OPERATION OF A GAME ROOM ON PROPERTY DESCRIBED HEREIN; PROVIDING FOR RESTRICTIONS; AMENDING THE OFFICIAL ZONING MAP; AND PROVIDING FOR PENALTY, SEVERABILITY AND AN EFFECTIVE DATE.**

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

**SECTION I: PERMIT**

A Special Use Permit is hereby established for Joker's Wild Game Room, located at 812 McKinney Street, Farmersville, TX 75442 providing for the following use:

Game Room

**SECTION II: RESTRICTIONS**

The development shall be in accordance with the following special restrictions, conditions, and regulations:

1. No one under the age of 18 years allowed in building at any time
2. Sign stating under 18 not allowed, clearly posted on the entrance of said business.
3. A maximum of 40 Machines
4. Hours set for the Game Room are as follows:

Monday-Thursday, Open 8:30 a.m.; Close at 11:00 p.m.

Friday and Saturday, Open 8:30 a.m.; Close at 12:00 a.m.

Sunday, Open 12:00 p.m.; Close at 11:00 p.m.
5. Permit re-evaluation in **1 year** from the date the Ordinance is approved by Council, at no cost to applicant
6. **The Special Use Permit granted herein is specific to Joker's Wild Game Room (David Sears), 812 McKinney Street and shall not be transferred to any other person or entity or any other location without the approval of the City of Farmersville**

**SECTION III: PENALTY**

Any person, firm or corporation violating a provision of this Ordinance, upon conviction, is guilty of an offense punishable by a fine not to exceed two thousand dollars (\$2000); and each day or portion thereof during which the violation is committed, continued or permitted shall be a separate offense.

**SECTION IV: SEVERABILITY**

If any section, paragraph, clause, phrase, or provision of this Ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provision hereof, other than the part so decided to be invalid or unconstitutional, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

**SECTION V: EFFECTIVE DATE**

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

**DULY PASSED** by the City Council of the City of Farmersville, Texas on the 8<sup>th</sup> day of January, 2013.

APPROVED:

\_\_\_\_\_  
Joseph E. Helmberger, P.E., Mayor

ATTEST:

\_\_\_\_\_  
Edie Sims, City Secretary



CITY OF FARMERSVILLE  
SPECIFIC USE PERMIT APPLICATION

APPLICANT'S NAME: David A. Sears

APPLICANT'S ADDRESS: 1578 HWY. 547 Farmersville, TX. 75442

APPLICANT'S CONTACT NUMBERS: 469-964-4259 or 469-964-0565

NAME OF OWNER: David A. Sears  
P.O. Box 47

ADDRESS OF OWNER: 1578 HWY. 547, Farmersville, TX. 75442

LOCATION OF PROPERTY: 812 McKinney ST. Farmersville, TX. 75442

**LEGAL DESCRIPTION OF PROPERTY:**

LOT NO. A0952 TRACT 130 BLOCK NO. 4

PLAT        ADDITION: W. B. Williams

SURVEY: W. B. Williams NUMBER OF ACRES: .337

For properties not in a recorded subdivision, submit a copy of a current survey or plat showing the properties proposed to be changed, and a complete legal field note description.

PROPOSED USE: Game Room

ATTACH A LETTER describing all processes and activities involved with the proposed uses.

ATTACH A SITE PLAN drawn to scale with the information listed on the back of this sheet.

THE EIGHT CONDITIONS listed on the back of this sheet **MUST** be met before City Council can grant a Specific Use Permit.

**ATTACH THE APPROPRIATE FEE:**

|                                            |          |
|--------------------------------------------|----------|
| LESS THAN ½ ACRE .....                     | \$100.00 |
| ½ ACRE OR MORE AND LESS THAN 5 ACRES ..... | \$250.00 |
| 5 ACRES OR MORE .....                      | \$500.00 |
| PUBLIC HEARING FEE (PER HEARING).....      | \$ 12.50 |

I, being the undersigned applicant, understand that all of the conditions, dimensions, building sizes, landscaping and parking areas depicted on the site plan shall be adhered to as amended and approved by the City Council.

SIGNATURE OF APPLICANT: David A. Sean Date: 11-07-12

SIGNATURE OF OWNER: \_\_\_\_\_ Date: \_\_\_\_\_  
(If not applicant)

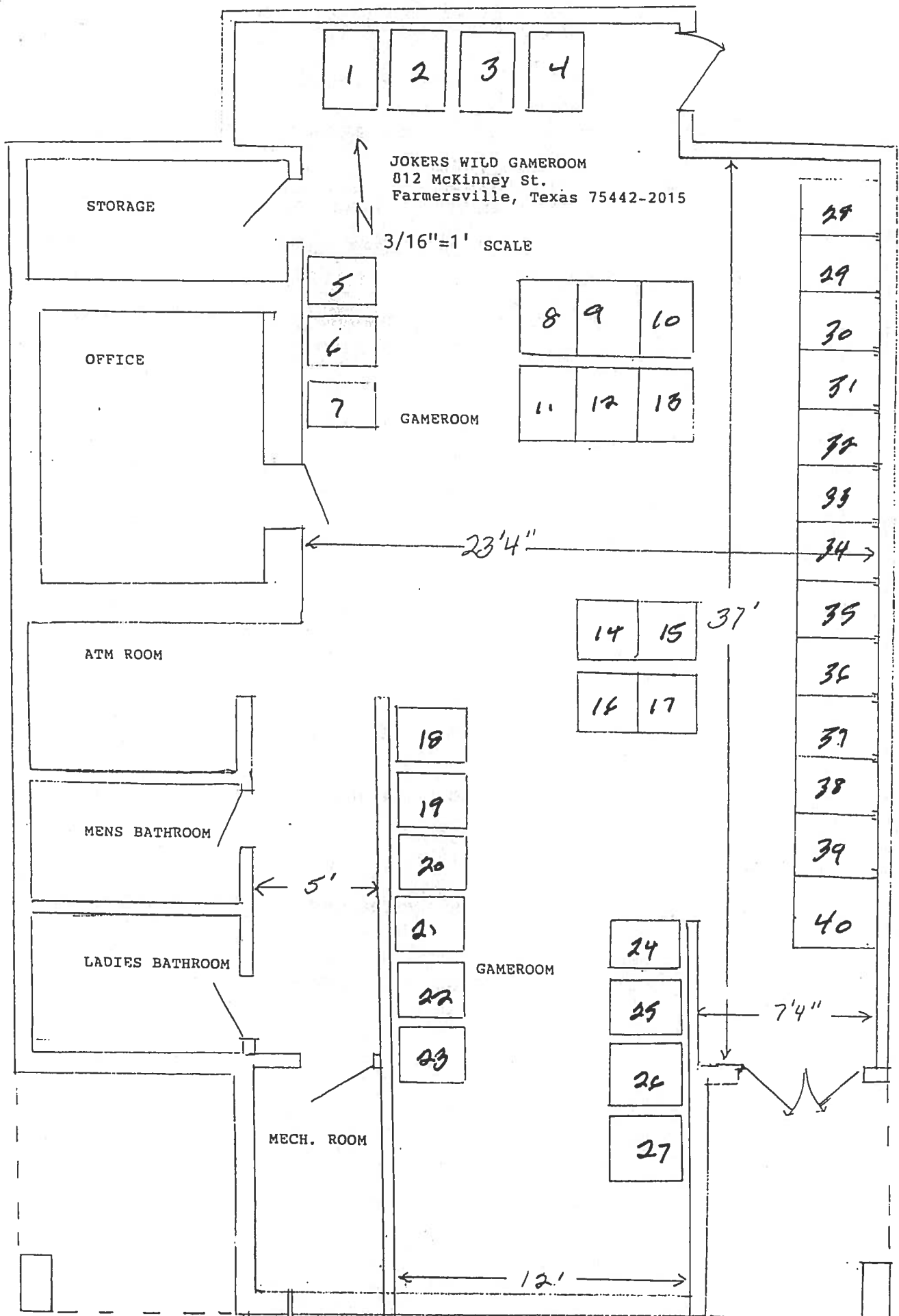
INCLUDE THE FOLLOWING INFORMATION ON A SITE PLAN. THE PLAN MUST BE DRAWN TO SCALE.

- Boundaries of the area covered by the site plan.
- The location of each existing and proposed building and structure in the area covered by the site plan and the number of stories, height, roof line, gross floor area and location of building entrances and exits.
- The location of existing drainage ways and significant natural features.
- Proposed landscaping and screening buffers.
- The location and dimensions of all curb cuts, public and private streets, parking and loading areas, pedestrian walks, lighting facilities, and outside trash storage facilities.
- The location, height and type of each wall, fence, and all other types of screening.
- The location, height and size of all proposed signs.

~~~~~ • ~~~~~

THE ZONING ORDINANCE REQUIRES THAT THESE EIGHT CONDITIONS MUST BE MET BEFORE A SPECIFIC USE PERMIT CAN BE ISSUED:

- That the specific use will be compatible with and not injurious to the use and enjoyment of other property, nor significantly diminish or impair property values within the immediate vicinity; and
- That the establishment of the specific use will not impede the normal and orderly development and improvement of surrounding vacant property.
- That adequate utility, access roads, drainage and other necessary supporting facilities have been or will be provided.
- The design, location and arrangement of all driveways and parking spaces provide for the safe and convenient movement of vehicular and pedestrian traffic without adversely affecting the general public or adjacent development.
- That adequate nuisance prevention measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration.
- That directional lighting will be provided so as not to disturb or adversely affect neighboring properties.
- That there are sufficient landscaping and screening to insure harmony and compatibility with adjacent property
- That the proposed use is in accordance with the Comprehensive Plan.



COLLIN CAD Property Details

Prop ID: 1221788 / Geo ID: R-6952-004-1300-1

CURRENT PROPERTY INFORMATION


| | | | |
|----------------------------------|---|-----------------------------|---------------|
| Owner's Name and Mailing Address | FEAGIN WELDON RAY JR
PO BOX 392
FARMERSVILLE, TX 75442-0392 | | |
| Location | 812 MCKINNEY ST
FARMERSVILLE, TX 75442 | | |
| Legal Description | ABS A0952 W B WILLIAMS SURVEY, BLK 4, TRACT 130, .337 ACRES | | |
| Agent | | | |
| Exemptions | Code | Description | |
| | | | |
| Taxing Entities | Code | Name | 2011 Tax Rate |
| | CFC | FARMERSVILLE CITY | 0.642901000 |
| | GCN | COLLIN COUNTY | 0.240000000 |
| | JCN | COLLIN CO COMMUNITY COLLEGE | 0.086300000 |
| | SFC | FARMERSVILLE ISD | 1.340000000 |

Data above as of 2012-11-04.

Data below 2012 Certified, as of 2012-09-02.


MAPS and FORMS


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

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

 [GIS Digital Map](#)

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

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

 [New! 2012 Notice of Appraised Value](#)

2012 CERTIFIED VALUE INFORMATION

| | |
|--------------------------------|----------|
| Improvement Homesite | \$0 |
| Improvement Non-Homesite | \$42,240 |
| Total Improvement Market Value | \$42,240 |
| | |
| Land Homesite | \$0 |
| Land Non-Homesite | \$29,360 |
| Land Agricultural Market Value | \$0 |
| Total Land Market Value | \$29,360 |
| | |
| Total Market Value | \$71,600 |
| Agricultural Productivity Loss | \$0 |
| Total Appraised Value | \$71,600 |
| Homestead Cap Loss | \$0 |
| Total Assessed Value | \$71,600 |

Note: A value of 0 may indicate that the notice of value has not yet been sent.

2012 CERTIFIED EXEMPTION INFORMATION

| Exemption Code | Exemption Description |
|----------------|-----------------------|
|----------------|-----------------------|

2012 CERTIFIED VALUE BY TAXING JURISDICTION

| Entity Code | Entity Name | Market Value | Appraised Value | Assessed Value | Taxable Value | 2011 Tax Rate |
|-------------|-------------------|--------------|-----------------|----------------|---------------|---------------|
| CFC | FARMERSVILLE CITY | \$71,600.00 | \$71,600.00 | \$71,600.00 | \$71,600.00 | 0.642901000 |
| GCN | COLLIN COUNTY | \$71,600.00 | \$71,600.00 | \$71,600.00 | \$71,600.00 | 0.240000000 |
| JCN | COLLIN COLLEGE | \$71,600.00 | \$71,600.00 | \$71,600.00 | \$71,600.00 | 0.086300000 |
| SFC | FARMERSVILLE ISD | \$71,600.00 | \$71,600.00 | \$71,600.00 | \$71,600.00 | 1.340000000 |

2012 CERTIFIED IMPROVEMENT INFORMATION

| Imp. ID | State Category and Description |
|---------|--------------------------------|
| 22875 | F3 - OFFICE COMMERCIAL REAL |
| 22876 | F3 - OFFICE COMMERCIAL REAL |

2012 CERTIFIED IMPROVEMENT SEGMENT INFORMATION

| Imp ID | Seg ID | Description | Year Built | Sq Ft |
|-------------------|--------|-----------------------|------------|---------|
| 22875 | 46607 | MA - MAIN AREA | 1980 | 1,684.0 |
| 22876 | 46608 | CON - CONCRETE PAVING | 1982 | 7,095.0 |
| Total Living Area | | | | 1,684.0 |

2012 CERTIFIED LAND INFORMATION

| Land ID | State Category | Size-Acres | Size-Sqft |
|---------|----------------|------------|-----------|
| 20014 | OFFICE | 0.337000 | 0 |

VALUE HISTORY

| Year | Imprv | Land | Market | Appraised | Assessed | Entities | Exemptions |
|------|--------|--------|--------|-----------|----------|--------------------|------------|
| 2011 | 42,610 | 29,360 | 71,970 | 71,970 | 71,970 | CFC, GCN, JCN, SFC | |
| 2010 | 54,016 | 29,360 | 83,376 | 83,376 | 83,376 | CFC, GCN, JCN, SFC | |
| 2009 | 32,322 | 29,360 | 61,682 | 61,682 | 61,682 | CFC, GCN, JCN, SFC | |
| 2008 | 34,454 | 29,360 | 63,814 | 63,814 | 63,814 | CFC, GCN, JCN, SFC | |
| 2007 | 36,364 | 29,360 | 65,724 | 65,724 | 65,724 | CFC, GCN, JCN, SFC | |
| 2006 | 37,284 | 29,360 | 66,644 | 66,644 | 66,644 | CFC, GCN, JCN, SFC | |
| 2005 | 35,152 | 19,084 | 54,236 | 54,236 | 54,236 | CFC, GCN, JCN, SFC | |

For prior years' history, please click [here](#)

DEED HISTORY

| Seller Name | Buyer Name | Deed Date | Instrument | Deed Vol | Deed Page |
|-----------------------------|-------------------------|-------------|------------|----------|-----------|
| TOWN & COUNTRY SAV ASSN | FEAGIN WELDON RAY JR | Feb 26 1992 | 92-0020210 | | |
| TOWN & COUNTRY SAVINGS ASSN | TOWN & COUNTRY SAV ASSN | | 0 | | |

SB 541, effective September 1, 2005, provides that appraisal district websites cannot display photographs, sketches, or floor plans of an improvement to real property that is designed primarily for use as a human residence. Likewise, aerial photography of residential property will also be unavailable unless the photo depicts five or more separately owned buildings.

Property Tax Record

Kenneth L. Maun
Collin County Tax Assessor Collector
2300 Bloomdale Rd. Ste 2324
McKinney, TX 75071
Ph: 972-547-5020

 [Print Friendly Version](#)

[New Search](#)

Account: R695200413001
APD: 1221788
Location: 0000B12MCKINNEY ST
Legal: ABS A0952 W B WILLIAMS SURVEY, BLK 4, TRACT 130, .337 ACRES
Owner: FEAGIN WELDON RAY JR
PO BOX 392
FARMERSVILLE TX 75442--039

Acres: 0.337
Yr Built: 0
Sq Ft: 0
Def. Start: NONE
Def. End: NONE
Roll: R

2012 Values
Improvement Non-Home Site 42,240
Land Non-Home Site 29,360
2012 Exemptions

Click on the e-Statement button to view Total Tax Due.

Click on the e-Payment button to make a credit card or eCheck payment.

[Current status](#)

[All years](#)

[Tax Estimator](#)

[e-Payment](#)

[e-Statement](#)

| Year | Unit | Levy Amount | Levy Paid | Levy Due | Penalty | Interest | Col Penalty | Total Due | Receipt Date |
|--------------------|------|-----------------|-------------|-----------------|-------------|-------------|-------------|-----------------|--------------|
| 2012 | 01 | 171.84 | 0.00 | 171.84 | 0.00 | 0.00 | 0.00 | 171.84 | |
| 2012 | 11 | 499.41 | 0.00 | 499.41 | 0.00 | 0.00 | 0.00 | 499.41 | |
| 2012 | 55 | 980.92 | 0.00 | 980.92 | 0.00 | 0.00 | 0.00 | 980.92 | |
| 2012 | 60 | 61.79 | 0.00 | 61.79 | 0.00 | 0.00 | 0.00 | 61.79 | |
| 2012 Totals | | 1,713.96 | 0.00 | 1,713.96 | 0.00 | 0.00 | 0.00 | 1,713.96 | |

Account Management (New)

File Edit Options Functions Consoles Help

Account Number 02-0250-07 New Occupant Address 812 MCKINNEY ST

Zone 01 Outstanding Miscellaneous S/O Name JOKER'S WILD

General Metered Non-Metered Financial Information Comments History Consumption History Service Orders Devices

Pending Activity 0.00 Balance 132.95 Filter

Drag a column header here to group by that column

| Date | Packet | Type | Receipt # | Reference | Debits | Credits | Balance |
|------------|--------|---------|-----------|-------------------|--------|---------|---------|
| 01/01/2013 | 007030 | Bill | | 11/21-12/14 01/10 | 132.95 | | 132.95 |
| 12/10/2012 | 006996 | Payment | 93385 | | | 125.17 | 0.00 |
| 12/01/2012 | 006967 | Bill | | 10/22-11/21 12/10 | 125.17 | | 125.17 |
| 11/08/2012 | 006923 | Payment | 91998 | | | 132.26 | 0.00 |
| 11/01/2012 | 006886 | Bill | | 9/18-10/22 11/10 | 132.26 | | 132.26 |
| 10/09/2012 | 006832 | Payment | 90642 | | | 134.59 | 0.00 |
| 10/01/2012 | 006796 | Bill | | 8/19- 9/18 10/10 | 134.59 | | 134.59 |
| 09/10/2012 | 006748 | Payment | 89396 | | | 121.96 | 0.00 |
| 09/01/2012 | 006705 | Bill | | 7/20- 8/19 09/10 | 121.96 | | 121.96 |
| 08/10/2012 | 006663 | Payment | 88236 | | | 144.02 | 0.00 |
| 08/01/2012 | 006614 | Bill | | 6/17- 7/20 08/10 | 144.02 | | 144.02 |
| 06/29/2012 | 006543 | Payment | 85949 | | | 121.25 | 0.00 |
| 07/01/2012 | 006527 | Bill | | 5/18- 6/17 07/10 | 125.79 | | 121.25 |
| 06/12/2012 | 006501 | Payment | 85476 | | | 49.93 | 4.54CR |
| 06/01/2012 | 006447 | Bill | | 4/19- 5/18 06/10 | 45.99 | | 45.99 |

Edit This Record Clear

View edie.sims



Specific Use Permit Routing Sheet

File Name Description: McKINNEY ST, 812

| Initials/Date Completed | Description of Activity | Responsible Party |
|---|---|-----------------------|
| 11/07/12 ⑤ | Receipt of plat documentation. Verify complete. | City Secretary |
| 11/09/12 ⑤ | Verify original tax certificate indicates no delinquent taxes | City Secretary |
| 11/09/12 ⑤ | Verify no delinquent assessments, fees, or debts to the City | City Secretary |
| 11/07/12 ⑤ | Receipt of retainer and fees | City Secretary |
| 11/07/12 D H | Assign PO to project. Use proposed name of subdivision. | Finance Manager |
| | File original office copy of plat documentation
street name<space>name of subdivision | Public Works |
| | File electronic version of plat documentation | Public Works |
| | Create routing documentation set using copies, attach checklist | Public Works |
| | Fire Chief review | Fire Chief |
| | Police Chief review | Police Chief |
| | Engineering review using checklist | City Engineer |
| | Request electronic and paper documentation (as required)
15 copies of plat, final version
1 mylar of plat, final version
3 sets AS-BUILT drawings
1 CD of plat, as-builts
Letter of satisfactory completion (public improvements)
2-year maintenance bond | City Engineer |
| | Receive electronic and paper documentation updates (as required) | City Engineer |
| | Engineer review of updates with spell check | City Engineer |
| | Engineer's approval letter with stamp | City Engineer |
| Technically Complete (6 Working Days Prior to P&Z Board Meeting) | | |
| | Public Works Director recommendation letter | Public Works Director |

| | | |
|------------|---|----------------|
| | City Manager review | City Manager |
| 10/25/12 ☺ | Public Hearing Advertisement (minimum 30 days) | City Secretary |
| 10/25/12 ☺ | Add item to P&Z agenda with public hearing | City Secretary |
| | P&Z approval | P&Z Board |
| 10/25/12 ☺ | Public Hearing Advertisement (minimum 30 days) | City Secretary |
| 10/25/12 ☺ | Add item to City Council agenda with public hearing | City Secretary |
| | City Council approval | City Council |
| | City Manager signature | City Manager |
| | P&Z Chairman signature | P&Z Chairman |
| 11/07/12 ☺ | Owner signature (Notarized) | Owner |
| | Mayor signature | Mayor |
| | Surveyor signature (Notarized) | Surveyor |
| | City Engineer signature | City Engineer |
| | City Secretary signature | City Secretary |
| | File plat with county, 1 mylar | City Secretary |
| | Engineer marks documentation set approved | City Engineer |
| | Distribute owner copy | City Secretary |
| | File City copy, 1 paper copy | City Secretary |
| | File final electronic version of plat documentation including routing sheet. Including scanned copy of filed plat (PDF format). | City Secretary |
| | Place file on City Secretary's desk awaiting address assignment from the county | City Secretary |
| | Change filing system identifiers to reflect address street name<space>address number | City Secretary |



FARMERSVILLE POLICE DEPARTMENT

134 North Washington Street
Farmersville, Texas 75442
972-782-6141
Fax 972-782-7693

11/15/2012

To: City of Farmersville/Planning & Zoning Board

Pursuant to Ordinance No. 0-2010-1109-002, 10-D Specific Use Permit Application Requirements for Game Rooms; specific to: Renewal of current pending SUP's of "Game Room's" as described in said ordinance; and in anticipation of future Planning and Zoning hearings set for re-application of said SUP's this report is provided.

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Sec. 2153. 151. LICENSE OR REGISTRATION REQUIRED. Except as otherwise provided by this chapter, a person may not engage in the business of manufacturing, owning, buying, selling, renting, leasing, trading, lending, furnishing to another, maintaining, transporting within this state, storing, or importing a music or skill or pleasure coin-operated machine unless the person holds a license or registration certificate issued under this subchapter.

Pursuant to the aforementioned statute and permit applications the city has on file, the following was discovered: **Paradise Isles and Jokers Wild were to found to be licensed and registered with the State Comptroller's office.**

The Texas State Comptroller's office was not able to find any record of "**American Glory**". Previously, this location where American Glory is today was named "Game Palace". According to the State Comptroller's office records, Game Palace hasn't been active since 2010. The owners listed at that time were co-owner, Chris Filline and co-owner Linda Story.

Our current permit for **American Glory** shows that Chris Ball is the owner/applicant. According to the Texas State Comptroller's office, Mr. Ball had an amusement license from 2000, 2001, and 2002 for an address at 11648A N. Central Expressway but it hasn't been active since 2002. Beyond the aforementioned record for Mr. Ball, there's no record of **American Glory** listed with State Comptroller's office, either by business name or owner's name.

The Texas State Comptroller's office advised that **Triple Crazy** has an inactive-file. According to the Comptroller's office, Linda Story applied for an amusement license on 01/27/2010 for Triple Crazy Game Room, located at 865 W. Audie Murphy Parkway. According to the Amusement Division of the Comptroller's office, there have been no taxes or fees paid under this account since it was applied for. Beyond the aforementioned record for Mrs. Story, there's no record of **Triple Crazy** listed with State Comptroller's office, either by business name or owner's name.

Conclusion: I cannot verify with any degree of certainty who actually owns said game rooms **American Glory & Triple Crazy**. Our State statutes cover these type of businesses and the requirements, protocols, and taxes that they're regulated to comply with. The aforementioned game rooms (American Glory & Triple Crazy) may be owned and/or operated under another name, LLC, or corporation? To date, I've not been able to find such a record.

With that said, I refer the board back to the ordinance Section 4. "10D. Specific Use Permit Application Requirements for Game Rooms, numbers 15 & 16.

(15) The grant of an SUP shall not relieve the applicant, owner and/or operator of a game room or the subject coin-operated machines or devices from any other and further obligations under the Farmersville City Code; and,

(16) Nothing herein shall be construed or have the effect to license, permit, authorize or legalize any machine, device, table, or gaming machine, the keeping, exhibition, operation, display or maintenance of which is illegal or in violation of any ordinance of the city, any section of the penal code of this state, or the constitution of this state.

It is my recommendation, as the police chief and manager of code enforcement services for the city that we verify who owns the aforementioned game rooms. Secondly, I would recommend to the board that said businesses comply with the city's permit requirements as well as, verify if said business are complying with state regulations as it pertains to amusement coin-operated game rooms. Third, I cannot recommend Triple Crazy or American Glory for granting an SUP until the aforementioned verifications can be made.

Respectfully,

Michael P Sullivan
Chief of Police

| NAME | ADDRESS | # OF MACHINES
KNOWN/APPROVED | EXPIRATION
DATE OF PERMIT | | Insp 9/17/12 | Insp 11/6/12 |
|--------------------|---|---------------------------------|------------------------------|--|--------------|--------------|
| | | | | | | |
| American Glory | 2202 W. Audie Murphy
Parkway | 50 | 01/01/2013 | | 53 | 53 |
| Jokers Wild | 812 McKinney | 40 | 01/01/2013 | | 39 | 39 |
| Paradise Isles | 1055 W. Audie Murphy
Parkway Suite 103 | 40 | 01/01/2013 | | 38 | 39 |
| Triple Crazy | 865 W. Audie Murphy
Parkway | 40 | 01/01/2013 | | 60 | 57 |
| Stop N Buy | 316 N. Main | 1 | | | 3 | 3 |
| Farmersville Shell | 304 E. Audie Murphy
Parkway | 1 | | | 1 | 1 |
| Quick Check | 815 McKinney | ? | | | 0 | 0 |
| K-Mart | S Hwy 78 | | | | 4 | 1 |



TO: Mayor and Councilmembers

FROM: Ben White, City Manager

DATE: January 8, 2013

SUBJECT: Public hearing to consider, discuss and act upon a Specific Use Permit for Paradise Isle's Game Room located at 1055 West Audie Murphy Parkway, Suite 103, Farmersville

- Ordinance is attached for review.
- SUP Application
- Account with City of Farmersville showing current balance for water bill. Customer stays current with their monthly bill
- Inspection information
- Information/Recommendation from Police Chief
- P&Z recommended approval of the SUP

ACTION: ACTION:

- a) Open the Public Hearing and call the time.
- b) Ask for anyone to come forward and speak who is FOR the SUP.
- c) Ask for anyone to come forward and speak who OPPOSES the SUP.
- d) Close the Public Hearing and call the time.
- e) Council to discuss the matter and approve or disapprove the SUP with the only reading of the ordinance.

(IV – C)

**CITY OF FARMERSVILLE
ORDINANCE # O-2013-0108-003**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, AMENDING COMPREHENSIVE ZONING ORDINANCE AND ESTABLISHING A SPECIAL USE PERMIT; PROVIDING FOR THE OPERATION OF A GAME ROOM ON PROPERTY DESCRIBED HEREIN; PROVIDING FOR RESTRICTIONS; AMENDING THE OFFICIAL ZONING MAP; AND PROVIDING FOR PENALTY, SEVERABILITY AND AN EFFECTIVE DATE.

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

SECTION I: PERMIT

A Special Use Permit is hereby established for Paradise Isles Game Room, located at 1055 West Audie Murphy Parkway, Suite 103, Farmersville, TX 75442 providing for the following use:

Game Room

SECTION II: RESTRICTIONS

The development shall be in accordance with the following special restrictions, conditions, and regulations:

1. No one under the age of 18 years allowed in building at any time
2. Sign stating under 18 not allowed, clearly posted on the entrance of said business.
3. A maximum of 40 Machines
4. Hours set for the Game Room are as follows:
 - Monday-Thursday, Open 8:30 a.m.; Close at 11:00 p.m.
 - Friday and Saturday, Open 8:30 a.m.; Close at 12:00 a.m.
 - Sunday, Open 12:00 p.m.; Close at 11:00 p.m.
5. Permit re-evaluation in **1 year** from the date the Ordinance is approved by Council, at no cost to applicant
6. **The Special Use Permit granted herein is specific to Paradise Isles Game Room (Donald Dunavan), 1055 West Audie Murphy Parkway, Suite 103 and shall not be transferred to any other person or entity or any other location without the approval of the City of Farmersville**

SECTION III: PENALTY

Any person, firm or corporation violating a provision of this Ordinance, upon conviction, is guilty of an offense punishable by a fine not to exceed two

thousand dollars (\$2000); and each day or portion thereof during which the violation is committed, continued or permitted shall be a separate offense.

SECTION IV: SEVERABILITY

If any section, paragraph, clause, phrase, or provision of this Ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provision hereof, other than the part so decided to be invalid or unconstitutional, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

SECTION V: EFFECTIVE DATE

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

DULY PASSED by the City Council of the City of Farmersville, Texas on the 8th day of January, 2013.

APPROVED:

Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary



Farmersville

FARMERSVILLE
MUNICIPAL COURT

CITY OF FARMERSVILLE SPECIFIC USE PERMIT APPLICATION

| | |
|--|----------|
| LESS THAN ½ ACRE | \$100.00 |
| ½ ACRE OR MORE AND LESS THAN 5 ACRES | \$250.00 |
| 5 ACRES OR MORE | \$500.00 |
| PUBLIC HEARING FEE (PER HEARING)..... | \$ 12.50 |

I, being the undersigned applicant, understand that all of the conditions, dimensions, building sizes, landscaping and parking areas depicted on the site plan shall be adhered to as amended and approved by the City Council.

SIGNATURE OF APPLICANT: Don Dunavan Date: 10-29-12

SIGNATURE OF OWNER: _____ Date: _____
(If not applicant)

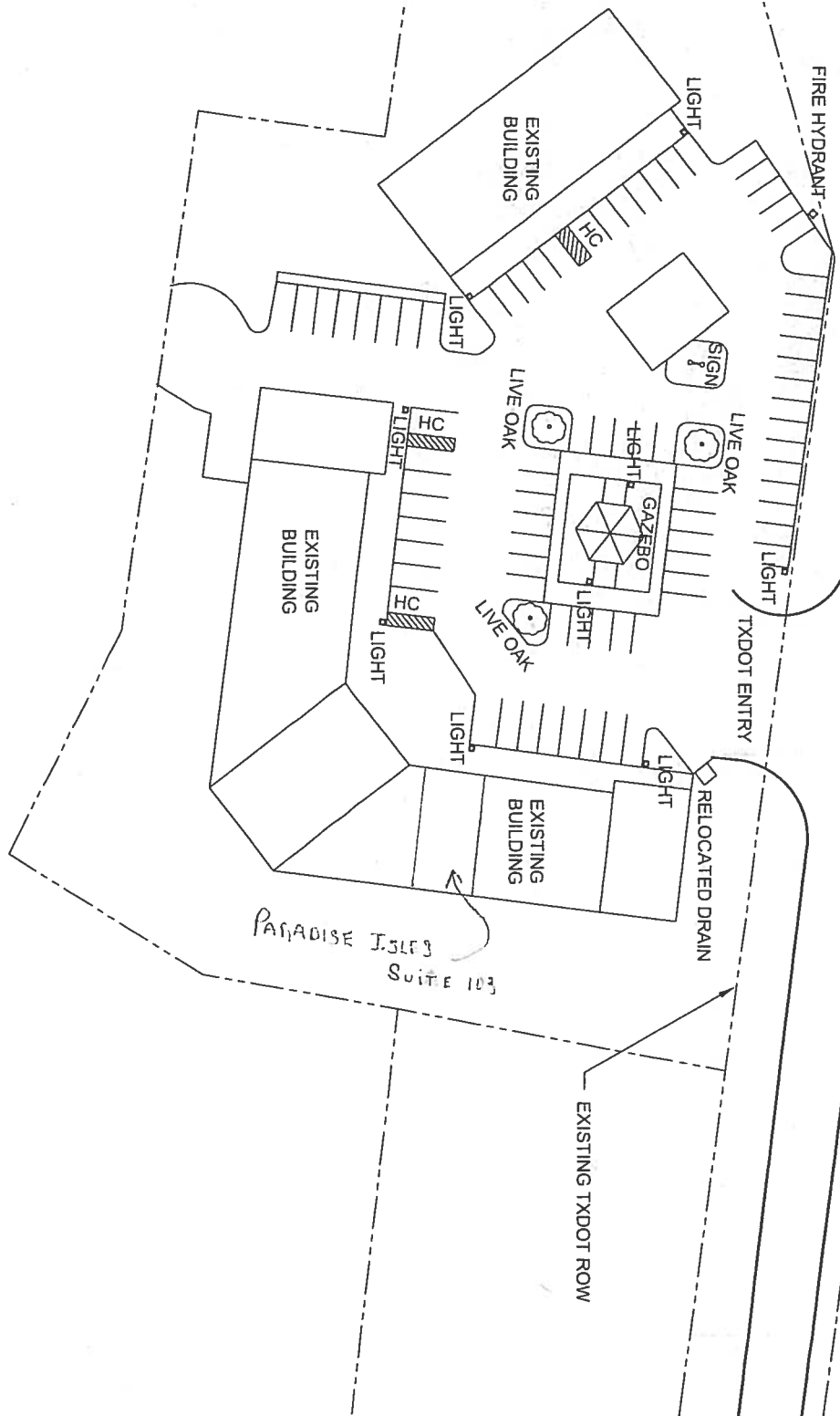
INCLUDE THE FOLLOWING INFORMATION ON A SITE PLAN. THE PLAN MUST BE DRAWN TO SCALE.

- Boundaries of the area covered by the site plan.
- The location of each existing and proposed building and structure in the area covered by the site plan and the number of stories, height, roof line, gross floor area and location of building entrances and exits.
- The location of existing drainage ways and significant natural features.
- Proposed landscaping and screening buffers.
- The location and dimensions of all curb cuts, public and private streets, parking and loading areas, pedestrian walks, lighting facilities, and outside trash storage facilities.
- The location, height and type of each wall, fence, and all other types of screening.
- The location, height and size of all proposed signs.

~~~~~ • ~~~~~

THE ZONING ORDINANCE REQUIRES THAT THESE EIGHT CONDITIONS MUST BE MET BEFORE A SPECIFIC USE PERMIT CAN BE ISSUED:

- That the specific use will be compatible with and not injurious to the use and enjoyment of other property, nor significantly diminish or impair property values within the immediate vicinity; and
- That the establishment of the specific use will not impede the normal and orderly development and improvement of surrounding vacant property.
- That adequate utility, access roads, drainage and other necessary supporting facilities have been or will be provided.
- The design, location and arrangement of all driveways and parking spaces provide for the safe and convenient movement of vehicular and pedestrian traffic without adversely affecting the general public or adjacent development.
- That adequate nuisance prevention measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration.
- That directional lighting will be provided so as not to disturb or adversely affect neighboring properties.
- That there are sufficient landscaping and screening to insure harmony and compatibility with adjacent property
- That the proposed use is in accordance with the Comprehensive Plan.



SCALE : 1" = 50'-0"

SUGAR HILL SHOPPING CENTER  
US HWY 380 WIDENING PROJECT  
FARMERSVILLE, TEXAS

**SITE PLAN**

|          |              |
|----------|--------------|
| JOB NO.  |              |
| FILE     | SITEPLAN.dwg |
| DATE     | 09/13/07     |
| DESIGNED | E.W.D.       |
| DRAWN    | M.K.W.       |
| REVISED  |              |
| CHECKED  | E.W.D.       |

48 FT

48 FT

OFFICE

BACK WALL  
33 FT

6584 SQ. FT.  
1/4" SCALE



## COLLIN CAD Property Details

**Prop ID: 1247412 / Geo ID: R-1069-007-0250-1**

### CURRENT PROPERTY INFORMATION

|                                         |                                                                      |                             |                      |
|-----------------------------------------|----------------------------------------------------------------------|-----------------------------|----------------------|
| <b>Owner's Name and Mailing Address</b> | CASSITY EDDIE<br>310 ROLLING HILLS LN<br>FARMERSVILLE, TX 75442-2423 |                             |                      |
| <b>Location</b>                         | 601 S MAIN ST<br>FARMERSVILLE, TX 75442                              |                             |                      |
| <b>Legal Description</b>                | WILEY (CFC), BLK 7, LOT 25 26                                        |                             |                      |
| <b>Agent</b>                            |                                                                      |                             |                      |
| <b>Exemptions</b>                       | <b>Code</b>                                                          | <b>Description</b>          |                      |
|                                         |                                                                      |                             |                      |
| <b>Taxing Entities</b>                  | <b>Code</b>                                                          | <b>Name</b>                 | <b>2011 Tax Rate</b> |
|                                         | CFC                                                                  | FARMERSVILLE CITY           | 0.642901000          |
|                                         | GCN                                                                  | COLLIN COUNTY               | 0.240000000          |
|                                         | JCN                                                                  | COLLIN CO COMMUNITY COLLEGE | 0.086300000          |
|                                         | SFC                                                                  | FARMERSVILLE ISD            | 1.340000000          |

**Data above as of 2011-12-19.**

**Data below 2011 certified, as of 2011-11-07.**

### MAPS and FORMS

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

☐ New! [Plat Map \(PDF format\)](#)

[GIS Digital Map](#)

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

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

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

### 2011 CERTIFIED VALUE INFORMATION

|                                       |          |
|---------------------------------------|----------|
| <b>Improvement Homesite</b>           | \$0      |
| <b>Improvement Non-Homesite</b>       | \$0      |
| <b>Total Improvement Market Value</b> | \$0      |
|                                       |          |
| <b>Land Homesite</b>                  | \$30,000 |
| <b>Land Non-Homesite</b>              | \$0      |
| <b>Land Agricultural Market Value</b> | \$0      |
| <b>Total Land Market Value</b>        | \$30,000 |
|                                       |          |
| <b>Total Market Value</b>             | \$30,000 |
| <b>Agricultural Productivity Loss</b> | \$0      |
| <b>Total Appraised Value</b>          | \$30,000 |
| <b>Homestead Cap Loss</b>             | \$0      |
| <b>Total Assessed Value</b>           | \$30,000 |

### 2011 CERTIFIED EXEMPTION INFORMATION

|                       |                              |
|-----------------------|------------------------------|
| <b>Exemption Code</b> | <b>Exemption Description</b> |
|-----------------------|------------------------------|

## COLLIN CAD Property Details

**Prop ID: 1739060 / Geo ID: R-6471-001-0920-1**

### CURRENT PROPERTY INFORMATION

|                                         |                                                                                                          |                             |                      |
|-----------------------------------------|----------------------------------------------------------------------------------------------------------|-----------------------------|----------------------|
| <b>Owner's Name and Mailing Address</b> | TEDFORD SANDRA C & ROBERT A TEDFORD JR & W R FEAGIN JR<br>615 CATTLE BARON RD<br>FAIRVIEW, TX 75069-1981 |                             |                      |
| <b>Location</b>                         | 1055 AUDIE MURPHY PKWY W<br>FARMERSVILLE, TX 75442                                                       |                             |                      |
| <b>Legal Description</b>                | ABS A0471 D J JAYNES SURVEY, BLK 1, TRACT 92, 2.7578 ACRES                                               |                             |                      |
| <b>Agent</b>                            |                                                                                                          |                             |                      |
| <b>Exemptions</b>                       | <b>Code</b>                                                                                              | <b>Description</b>          |                      |
|                                         |                                                                                                          |                             |                      |
| <b>Taxing Entities</b>                  | <b>Code</b>                                                                                              | <b>Name</b>                 | <b>2011 Tax Rate</b> |
|                                         | CFC                                                                                                      | FARMERSVILLE CITY           | 0.642901000          |
|                                         | GCN                                                                                                      | COLLIN COUNTY               | 0.240000000          |
|                                         | JCN                                                                                                      | COLLIN CO COMMUNITY COLLEGE | 0.086300000          |
|                                         | SFC                                                                                                      | FARMERSVILLE ISD            | 1.340000000          |

**Data above as of 2011-12-19.**

**Data below 2011 certified, as of 2011-11-07.**

### MAPS and FORMS

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

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

[GIS Digital Map](#)

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

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

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

### 2011 CERTIFIED VALUE INFORMATION

|                                       |                    |
|---------------------------------------|--------------------|
| <b>Improvement Homesite</b>           | <b>\$0</b>         |
| <b>Improvement Non-Homesite</b>       | <b>\$709,929</b>   |
| <b>Total Improvement Market Value</b> | <b>\$709,929</b>   |
|                                       |                    |
| <b>Land Homesite</b>                  | <b>\$0</b>         |
| <b>Land Non-Homesite</b>              | <b>\$300,324</b>   |
| <b>Land Agricultural Market Value</b> | <b>\$0</b>         |
| <b>Total Land Market Value</b>        | <b>\$300,324</b>   |
|                                       |                    |
| <b>Total Market Value</b>             | <b>\$1,010,253</b> |
| <b>Agricultural Productivity Loss</b> | <b>\$0</b>         |
| <b>Total Appraised Value</b>          | <b>\$1,010,253</b> |
| <b>Homestead Cap Loss</b>             | <b>\$0</b>         |
| <b>Total Assessed Value</b>           | <b>\$1,010,253</b> |

### 2011 CERTIFIED EXEMPTION INFORMATION

| Exemption Code | Exemption Description |
|----------------|-----------------------|
|----------------|-----------------------|

**Property Tax Record**

Kenneth L. Maun  
 Collin County Tax Assessor Collector  
 2300 Bloomdale Rd. Ste 2324  
 McKinney, TX 75071  
 Ph: 972-547-5020

 [Print Friendly Version](#)
[New Search](#)
**Account:** R647100109201**APD:** 1739060**Location:** 0001055AUDIE MURPHY PKWY W**Legal:** ABS A0471 D J JAYNES SURVEY, BLK  
1, TRACT 92, 2.7578 ACRES**Owner:** TEDFORD SANDRA C & ROBERT A

TEDFORD JR &amp; W R FEAGI

615 CATTLE BARON RD

FAIRVIEW TX 75069--198

**Acres:** 2.758**Yr Built:** 0**Sq Ft:** 0**Def. Start:** NONE**Def. End:** NONE**Roll:** R**2012 Values**

Improvement Non-Home Site 766,054

Land Non-Home Site 300,324

**2012 Exemptions**

Click on the e-Statement button to view Total Tax Due.

Click on the e-Payment button to make a credit card or eCheck payment.

[Current status](#)[All years](#)[Tax Estimator](#)[e-Payment](#)[e-Statement](#)

| Year                   | Unit | Levy<br>Amount   | Levy<br>Paid     | Levy<br>Due | Penalty     | Interest    | Col<br>Penalty | Total<br>Due | Receipt<br>Date |
|------------------------|------|------------------|------------------|-------------|-------------|-------------|----------------|--------------|-----------------|
| 2012                   | 01   | 2,559.31         | 2,559.31         | 0.00        | 0.00        | 0.00        | 0.00           | 0.00         | 11/9/2012       |
| 2012                   | 11   | 7,437.99         | 7,437.99         | 0.00        | 0.00        | 0.00        | 0.00           | 0.00         | 11/9/2012       |
| 2012                   | 55   | 14,609.38        | 14,609.38        | 0.00        | 0.00        | 0.00        | 0.00           | 0.00         | 11/9/2012       |
| 2012                   | 60   | 920.27           | 920.27           | 0.00        | 0.00        | 0.00        | 0.00           | 0.00         | 11/9/2012       |
| <b>2012<br/>Totals</b> |      | <b>25,526.95</b> | <b>25,526.95</b> | <b>0.00</b> | <b>0.00</b> | <b>0.00</b> | <b>0.00</b>    | <b>0.00</b>  |                 |

Account Management - (view)

File Edit Options Functions Consoles Help

Account Number
04-2301-01
New Occupant

Zone
01

Address
1055 W AUDIE MURPHY PKWY #103

Name
PARADISE ISLES

General Metered Non-Metered Financial Information Comments History Consumption History Service Orders Devices

Pending Activity
40.60CR
Balance
40.60
Filter

Drag a column header here to group by that column

| Date       | Packet | Type        | Receipt # | Reference          | Debits | Credits | Balance |
|------------|--------|-------------|-----------|--------------------|--------|---------|---------|
| 01/01/2013 | 007030 | Bill        |           | 11/21-12/14 01/10  | 40.60  |         | 40.60   |
| 12/06/2012 | 006992 | Payment     | 93188     |                    |        | 36.82   | 0.00    |
| 12/01/2012 | 006967 | Bill        |           | 10/22-11/21 12/10  | 36.82  |         | 36.82   |
| 11/07/2012 | 006919 | Payment     | 91950     |                    |        | 40.87   | 0.00    |
| 11/01/2012 | 006886 | Bill        |           | 9/18-10/22 11/10   | 40.87  |         | 40.87   |
| 10/03/2012 | 006821 | Payment     | 90315     |                    |        | 33.44   | 0.00    |
| 10/01/2012 | 006796 | Bill        |           | 8/19- 9/18 10/10   | 33.44  |         | 33.44   |
| 09/13/2012 | 006765 | Payment     | 89707     |                    |        | 40.44   | 0.00    |
| 09/13/2012 | 000000 | Memo        | 89707     | Ex CUT-PMT 40.44CR |        |         | 40.44   |
| 09/12/2012 | 006757 | Late Charge |           |                    | 3.68   |         | 40.44   |
| 09/01/2012 | 006705 | Bill        |           | 7/20- 8/19 09/10   | 36.76  |         | 36.76   |
| 08/02/2012 | 006633 | Payment     | 87581     |                    |        | 35.80   | 0.00    |
| 08/01/2012 | 006614 | Bill        |           | 6/17- 7/20 08/10   | 35.80  |         | 35.80   |
| 07/05/2012 | 006556 | Payment     | 86310     |                    |        | 35.80   | 0.00    |
| 07/01/2012 | 006527 | Bill        |           | 5/18- 6/17 07/10   | 35.80  |         | 35.80   |

☐ Edit This Record

View
edie.sims



## Specific Use Permit Routing Sheet

File Name Description: W Audie Murphy Pkwy, 1055 Suite 103

| Initials/Date Completed                                                     | Description of Activity                                                                                                                                                                                                                                                     | Responsible Party     |
|-----------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|
| 11/5/2012 (E)                                                               | Receipt of plat documentation. Verify complete.                                                                                                                                                                                                                             | City Secretary        |
| 11/09/2012 (E)                                                              | Verify original tax certificate indicates no delinquent taxes                                                                                                                                                                                                               | City Secretary        |
| 11/09/2012 (E)                                                              | Verify no delinquent assessments, fees, or debts to the City                                                                                                                                                                                                                | City Secretary        |
| 11/5/2012 (E)                                                               | Receipt of retainer and fees                                                                                                                                                                                                                                                | City Secretary        |
| 11/09/2012 (D)                                                              | Assign PO to project. Use proposed name of subdivision.                                                                                                                                                                                                                     | Finance Manager       |
|                                                                             | File original office copy of plat documentation<br>street name<space>name of subdivision                                                                                                                                                                                    | Public Works          |
|                                                                             | File electronic version of plat documentation                                                                                                                                                                                                                               | Public Works          |
|                                                                             | Create routing documentation set using copies, attach checklist                                                                                                                                                                                                             | Public Works          |
|                                                                             | Fire Chief review                                                                                                                                                                                                                                                           | Fire Chief            |
|                                                                             | Police Chief review                                                                                                                                                                                                                                                         | Police Chief          |
|                                                                             | Engineering review using checklist                                                                                                                                                                                                                                          | City Engineer         |
|                                                                             | Request electronic and paper documentation (as required)<br>15 copies of plat, final version<br>1 mylar of plat, final version<br>3 sets AS-BUILT drawings<br>1 CD of plat, as-builts<br>Letter of satisfactory completion (public improvements)<br>2-year maintenance bond | City Engineer         |
|                                                                             | Receive electronic and paper documentation updates (as required)                                                                                                                                                                                                            | City Engineer         |
|                                                                             | Engineer review of updates with spell check                                                                                                                                                                                                                                 | City Engineer         |
|                                                                             | Engineer's approval letter with stamp                                                                                                                                                                                                                                       | City Engineer         |
| <b>Technically Complete (6 Working Days Prior to P&amp;Z Board Meeting)</b> |                                                                                                                                                                                                                                                                             |                       |
|                                                                             | Public Works Director recommendation letter                                                                                                                                                                                                                                 | Public Works Director |

|            |                                                                                                                                 |                |
|------------|---------------------------------------------------------------------------------------------------------------------------------|----------------|
|            | City Manager review                                                                                                             | City Manager   |
| 10/25/12 ⑥ | Public Hearing Advertisement (minimum 30 days)                                                                                  | City Secretary |
| 10/25/12 ⑤ | Add item to P&Z agenda with public hearing                                                                                      | City Secretary |
|            | P&Z approval                                                                                                                    | P&Z Board      |
| 10/25/12 ⑥ | Public Hearing Advertisement (minimum 30 days)                                                                                  | City Secretary |
| 10/25/12 ⑤ | Add item to City Council agenda with public hearing                                                                             | City Secretary |
|            | City Council approval                                                                                                           | City Council   |
|            | City Manager signature                                                                                                          | City Manager   |
|            | P&Z Chairman signature                                                                                                          | P&Z Chairman   |
| 11/05/12 ⑤ | Owner signature (Notarized)                                                                                                     | Owner          |
|            | Mayor signature                                                                                                                 | Mayor          |
|            | Surveyor signature (Notarized)                                                                                                  | Surveyor       |
|            | City Engineer signature                                                                                                         | City Engineer  |
|            | City Secretary signature                                                                                                        | City Secretary |
|            | File plat with county, 1 mylar                                                                                                  | City Secretary |
|            | Engineer marks documentation set approved                                                                                       | City Engineer  |
|            | Distribute owner copy                                                                                                           | City Secretary |
|            | File City copy, 1 paper copy                                                                                                    | City Secretary |
|            | File final electronic version of plat documentation including routing sheet. Including scanned copy of filed plat (PDF format). | City Secretary |
|            | Place file on City Secretary's desk awaiting address assignment from the county                                                 | City Secretary |
|            | Change filing system identifiers to reflect address street name<space>address number                                            | City Secretary |



## **FARMERSVILLE POLICE DEPARTMENT**

134 North Washington Street  
Farmersville, Texas 75442  
972-782-6141  
Fax 972-782-7693

11/15/2012

To: City of Farmersville/Planning & Zoning Board

Pursuant to Ordinance No. 0-2010-1109-002, 10-D Specific Use Permit Application Requirements for Game Rooms; specific to: Renewal of current pending SUP's of "Game Room's" as described in said ordinance; and in anticipation of future Planning and Zoning hearings set for re-application of said SUP's this report is provided.

The City of Farmersville Code Enforcement Division, operated and managed out of the police department, conducted said inspections pursuant to said ordinance and in anticipation of the aforementioned P&Z SUP hearings. Inspections were conducted of all establishments known to have and/or believed to have a "coin-operated machine(s) or device(s) as defined in said ordinance under Section 2. 57. (A) Game Room.

Two separate inspections were conducted by Code Enforcement Officer K. Dixon on 09/17/2012 and 11/06/2012 (Please see attached report). Specific to the 4 Game Rooms as defined in said ordinance and operating on current SUP's; two (2) were found to have more machines than originally reported on their current permit/SUP and two (2) were found to be operating within their current permit/SUP as it pertains to machines. In regards to area and the required physical game room requirements, all seemed to be in compliance.

Upon review of the aforementioned game room permits a check was conducted through the Texas State Comptroller's Office in regards to compliance with the State Tax Code pertaining to Amusement-Coin operated Machines. This check was made based on Owner information provided by the applicant's permit on file with the city.

**Reference:** OCCUPATIONS CODE, TITLE 13. SPORTS, AMUSEMENTS, AND ENTERTAINMENT, SUBTITLE D. OTHER AMUSEMENTS AND ENTERTAINMENT, CHAPTER 2153. COIN-OPERATED MACHINES, SUBCHAPTER A. GENERAL PROVISIONS.

Sec. 2153. 151. LICENSE OR REGISTRATION REQUIRED. Except as otherwise provided by this chapter, a person may not engage in the business of manufacturing, owning, buying, selling, renting, leasing, trading, lending, furnishing to another, maintaining, transporting within this state, storing, or importing a music or skill or pleasure coin-operated machine unless the person holds a license or registration certificate issued under this subchapter.

Pursuant to the aforementioned statute and permit applications the city has on file, the following was discovered: **Paradise Isles** and **Jokers Wild** were to found to be licensed and registered with the State Comptroller's office.

The Texas State Comptroller's office was not able to find any record of "**American Glory**". Previously, this location where American Glory is today was named "Game Palace". According to the State Comptroller's office records, Game Palace hasn't been active since 2010. The owners listed at that time were co-owner, Chris Filline and co-owner Linda Story.

Our current permit for **American Glory** shows that Chris Ball is the owner/applicant. According to the Texas State Comptroller's office, Mr. Ball had an amusement license from 2000, 2001, and 2002 for an address at 11648A N. Central Expressway but it hasn't been active since 2002. Beyond the aforementioned record for Mr. Ball, there's no record of **American Glory** listed with State Comptroller's office, either by business name or owner's name.

The Texas State Comptroller's office advised that **Triple Crazy** has an inactive-file. According to the Comptroller's office, Linda Story applied for an amusement license on 01/27/2010 for Triple Crazy Game Room, located at 865 W. Audie Murphy Parkway. According to the Amusement Division of the Comptroller's office, there have been no taxes or fees paid under this account since it was applied for. Beyond the aforementioned record for Mrs. Story, there's no record of **Triple Crazy** listed with State Comptroller's office, either by business name or owner's name.

Conclusion: I cannot verify with any degree of certainty who actually owns said game rooms **American Glory & Triple Crazy**. Our State statutes cover these type of businesses and the requirements, protocols, and taxes that they're regulated to comply with. The aforementioned game rooms (American Glory & Triple Crazy) may be owned and/or operated under another name, LLC, or corporation? To date, I've not been able to find such a record.

With that said, I refer the board back to the ordinance Section 4. "10D. Specific Use Permit Application Requirements for Game Rooms, numbers 15 & 16.

*(15) The grant of an SUP shall not relieve the applicant, owner and/or operator of a game room or the subject coin-operated machines or devices from any other and further obligations under the Farmersville City Code; and,*

*(16) Nothing herein shall be construed or have the effect to license, permit, authorize or legalize any machine, device, table, or gaming machine, the keeping, exhibition, operation, display or maintenance of which is illegal or in violation of any ordinance of the city, any section of the penal code of this state, or the constitution of this state.*



It is my recommendation, as the police chief and manager of code enforcement services for the city that we verify who owns the aforementioned game rooms. Secondly, I would recommend to the board that said businesses comply with the city's permit requirements as well as, verify if said business are complying with state regulations as it pertains to amusement coin-operated game rooms. Third, I cannot recommend Triple Crazy or American Glory for granting an SUP until the aforementioned verifications can be made.

Respectfully,

Michael P Sullivan  
Chief of Police

| NAME               | ADDRESS                                   | # OF MACHINES<br>KNOWN/APPROVED | EXPIRATION<br>DATE OF PERMIT |  | Insp 9/17/12 | Insp 11/6/12 |
|--------------------|-------------------------------------------|---------------------------------|------------------------------|--|--------------|--------------|
|                    |                                           |                                 |                              |  |              |              |
| American Glory     | 2202 W. Audie Murphy<br>Parkway           | 50                              | 01/01/2013                   |  | 53           | 53           |
| Jokers Wild        | 812 McKinney                              | 40                              | 01/01/2013                   |  | 39           | 39           |
| Paradisle Isles    | 1055 W. Audie Murphy<br>Parkway Suite 103 | 40                              | 01/01/2013                   |  | 38           | 39           |
| Triple Crazy       | 865 W. Audie Murphy<br>Parkway            | 40                              | 01/01/2013                   |  | 60           | 57           |
| Stop N Buy         | 316 N. Main                               | 1                               |                              |  | 3            | 3            |
| Farmersville Shell | 304 E. Audie Murphy<br>Parkway            | 1                               |                              |  | 1            | 1            |
| Quick Check        | 815 McKinney                              | ?                               |                              |  | 0            | 0            |
| K-Mart             | S Hwy 78                                  |                                 |                              |  | 4            | 1            |



**TO:** Mayor and Councilmembers

**FROM:** Ben White, City Manager

**DATE:** January 8, 2013

**SUBJECT:** Public hearing to consider, discuss and act upon a request for replat in the Aston Estates Subdivision by the Church of Jesus Christ of Latter Day Saints Church located at 513 Sycamore which is at the corner of Jouette and Sycamore Streets

- The replat will be delivered to Council due to the size of the document. All related documents are available in the City Secretary's Office for public view.
- A recommendation letter addressed to the P&Z dated 12/17/2012 from the City Engineer is attached for review.
- A recommendation letter addressed to the P&Z dated 12/17/2012 from the City Manager is attached for review.
- A follow-up email from the City Engineer addressing the setbacks is attached for review.

**ACTION: ACTION:**

- a) Open the Public Hearing and call the time.
- b) Ask for anyone to come forward and speak who is FOR the replat.
- c) Ask for anyone to come forward and speak who OPPOSES the replat.
- d) Close the Public Hearing and call the time.
- e) Council to discuss the matter and approve or disapprove the replat.

(IV – D)



**DANIEL & BROWN INC.**  
ENGINEERS/CONSULTANTS/PLANNERS

17 December 2012

Mr. Tom Waitschies, Chairman  
Planning & Zoning Commission  
City of Farmersville  
205 S Main Street  
Farmersville, Texas 75442

RE: Sycamore Street Church Addition  
Replat

Mr. Waitschies:

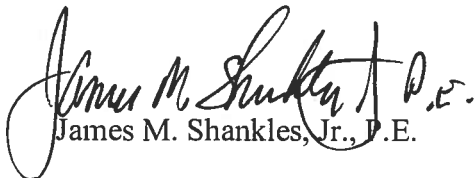
The replat for the Sycamore Street Church Addition has been reviewed according to the Farmersville subdivision regulations.

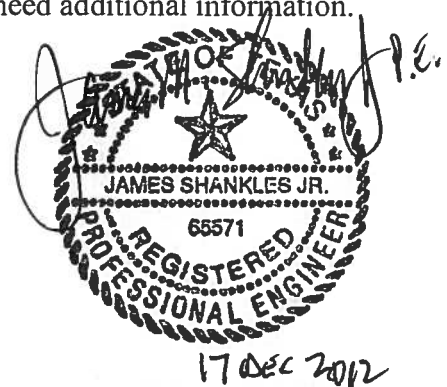
It is recommended that the replat be approved by the City of Farmersville Planning & Zoning Commission subject to the following:

1. A letter shall be provided by Atmos Energy that the addition can be served if desired by the owner.
2. The Owner's Certificate shall be signed by the owner and notarized.
3. A note shall be added indicating that the property is located within the City of Farmersville city limits.
4. Required building set back lines shall be added.
5. A note shall be added indicating that the property is located within the Farmersville ISD.
6. A note shall be added indicating that the water supply provider is the City of Farmersville, CCN # 13009.
7. The Notary certificate at the end of the Property Owner's Certificate shall be executed by a Notary in Texas or Utah. The certificate shall indicate one or the other.

Please contact me if you should have any questions or need additional information.

Sincerely,

  
James M. Shankles, Jr., P.E.





17 December 2012

Mr. Tom Waitschies, Chairman  
Planning and Zoning Commission  
City of Farmersville  
205 South Main Street  
Farmersville, Texas 75442

Subject: Sycamore Street Church Addition Replat Recommendation Letter

Dear Mr. Waitschies,

The replat documentation for Sycamore Street Church Addition is complete and ready for submission to the City of Farmersville Planning and Zoning Board. The documentation meets the required submission standards along with any exceptions as noted below:

1. The documentation set is technically complete.
  - a. A signed application is on file.
  - b. Required supporting documentation has been provided by the owner such as tax certificates and other technical documentation.
  - c. Fees have been paid.
  - d. The owner is not indebted to the City of Farmersville.
  - e. The City of Farmersville Engineer has reviewed and approved the replat via the approved checklist.
  - f. The City of Farmersville Police Chief has reviewed and approved the plat.
  - g. The City of Farmersville Fire Chief has reviewed and approved the plat.
  - h. Exceptions are noted in the City of Farmersville Engineer replat letter (attached) and shall be rectified prior to signature.
2. The City of Farmersville Public Works Director has verified the package has followed the correct process steps.
3. The documentation set has the correct number of copies.

The addition can be served by the following City of Farmersville utilities: water, sanitary sewer, electricity.

Along with this approval I recommend the granting of two (2) driveway access points along Sycamore Street with a width of approximately twenty-seven (27) feet.

I recommend the Sycamore Street Church Addition be approved and move forward contingent upon all exceptions being corrected prior to City Manager signature, Planning and Zoning Board signature and subsequent City Council approval.

Sincerely,

A handwritten signature in black ink, appearing to read 'Benjamin L. White', with a large, sweeping loop at the end.

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

## Edie Sims

---

**From:** James [James@dbiconsultants.com]  
**Sent:** Thursday, January 03, 2013 1:50 PM  
**To:** 'Edie Sims'  
**Subject:** RE: LDS Church Project

Edie,

I agree with the setbacks on the drawing.

Front=25'  
Side=10'  
Rear=10'

Have a great day!

James M. Shankles, Jr., P.E.

***Daniel & Brown, Inc.***

118 McKinney Street  
P.O. Box 606  
Farmersville, Texas 75442  
972-784-7777  
972-782-7721 (fax)  
903-815-8111 (mobile)  
[james@dbiconsultants.com](mailto:james@dbiconsultants.com)

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**From:** Edie Sims [<mailto:e.sims@ci.farmersville.tx.us>]  
**Sent:** Friday, December 21, 2012 1:59 PM  
**To:** 'James'  
**Subject:** FW: LDS Church Project

Did you get a chance to review the setbacks? Mr. Vandiver has called requesting if this was meeting the needs.

---

**From:** Don Vandiver [<mailto:don@vancousa.com>]  
**Sent:** Tuesday, December 18, 2012 11:47 AM  
**To:** 'Edie Sims'  
**Subject:** LDS Church Project

Edie,

Please look at these setbacks and confirm that they are correct. Since this is a PD I wasn't sure. I used the residential setbacks in the rest of Ashton Est. as the model.

Thanks,

Don V



**TO:** Mayor and Councilmembers  
**FROM:** Ben White, City Manager  
**DATE:** January 8, 2013  
**SUBJECT:** Second Reading - Consider, discuss and act upon an ordinance to amend the Master Fee Schedule regarding an electrical surcharge rate for the City of Farmersville's electrical system

- Ordinance is attached for review
- First reading was approved on November 13, 2012

**ACTION:** Approve or disapprove the ordinance as presented.

(V – A)



**CITY OF FARMERSVILLE  
ORDINANCE # O-2013-0108-004**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS AMENDING FARMERSVILLE CODE OF ORDINANCES AMENDING "MASTER FEE SCHEDULE," CHAPTER 74 ARTICLE 79, "ELECTRIC SERVICE" BY ADDING ITEM 8 "ELECTRICAL SURCHARGE RATE"; 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 Chapter 74, Article 79, Section 8, Master Fee Schedule – Electric Service of the Code of Ordinances of the City of Farmersville, Texas, is hereby amended to read as follows:

**"Section 8    Electrical Surcharge Rate**

.....

- a) \$.005 per kilowatt hour for any rate customer

**SECTION 2. PAYMENTS AND COMPENSATION**

Customers shall be billed the electrical surcharge rate on a monthly basis and the funds collected from this surcharge shall be paid to the City of Farmersville's Electric Surcharge Fund on monthly basis.

**SECTION 3. 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 4. 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 5:** This Ordinance shall take effect January 1, 2013, as the law in such cases provides and with the immediate publication of the caption.

**PASSED** on first reading on the 13<sup>th</sup> day of November, 2012, and second reading on the 8<sup>th</sup> day of January, 2013 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 8<sup>th</sup> DAY OF JANUARY, 2013.**

**APPROVED:**

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

**ATTEST:**

\_\_\_\_\_  
Edie Sims, City Secretary



TO: Mayor and Councilmembers  
FROM: Ben White, City Manager  
DATE: January 8, 2013  
SUBJECT: First Reading - Consider, discuss and act upon an ordinance regarding the temporary decrease in prima facia speed limit along a designated section of Highway 380 while Highway 380 undergoes construction

- Ordinance is attached for review

**ACTION: Approve or disapprove the ordinance as presented.**

(V – B)

**CITY OF FARMERSVILLE, TEXAS  
ORDINANCE # O-2013-0122-001**

**AN ORDINANCE OF THE CITY OF FARMERSVILLE, TEXAS, ALTERING THE PRIMA FACIE SPEED LIMITS ESTABLISHED FOR VEHICLES UNDER THE PROVISIONS OF TRANSPORTATION CODE, SECTION 545.356 UPON U.S. HIGHWAY NUMBER 380 OR PARTS THEREOF, WITHIN THE INCORPORATED LIMITS OF THE CITY OF FARMERSVILLE, BY TEMPORARILY LOWERING THE SPEED LIMIT FROM 50 MILES PER HOUR TO 35 MILES PER HOUR ON A CERTAIN DESIGNATED SECTION OF THE MAIN LANES OF U.S. HIGHWAY 380; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OR FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, road construction in the area necessitates that the speed limit on U.S. Highway 380 from Floyd Street to Raymond Street be temporarily lowered from 50 miles per hour to 35 miles per hour during the construction of U.S. Highway 380.

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

**SECTION 1.**

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

| <i>Street</i>                                               | <i>Extent</i>                          | <i>Speed (mph)</i> |
|-------------------------------------------------------------|----------------------------------------|--------------------|
| U.S. Highway 380 -<br>Also known as Audie<br>Murphy Parkway | From Floyd Street to Raymond<br>Street | 35                 |

**SECTION 2.**

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

**SECTION 3.**

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

**SECTION 4.**

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

**SECTION 5.**

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

**PASSED** on first reading on the 8<sup>th</sup> day of January, 2013, and second reading on the 22<sup>nd</sup> day of January, 2013 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 22<sup>nd</sup> DAY OF JANUARY, 2013.**

**APPROVED:**

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

**ATTEST:**

\_\_\_\_\_  
Edie Sims, City Secretary



**TO:** Mayor and Councilmembers

**FROM:** Ben White, City Manager

**DATE:** January 8, 2013

**SUBJECT:** Consider, discuss and act upon a resolution to call an election on May 11, 2013 to elect three council positions, Place 1, Place 3 and Place 5

- A resolution is attached to call the election on May 11, 2013.
- A notice of General Election is attached
- An Order of General Election is attached

**ACTION:** Approve or disapprove the resolution as presented.

(VI – A)

**CITY OF FARMERSVILLE  
RESOLUTION #R-2013-0108-001**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, CALLING A GENERAL ELECTION FOR MAY 11, 2013 TO ELECT COUNCILMEMBER PLACE 1, COUNCILMEMBER PLACE 3 AND COUNCILMEMBER PLACE 5, PROVIDING FOR NOTICE OF SAID ELECTION; PROVIDING FOR THE USE OF DIRECT RECORDING ELECTRONIC VOTING MACHINES; PROVIDING FOR EARLY VOTING; ESTABLISHING EXTENDED BUSINESS HOURS OF THE CITY SECRETARY'S OFFICE FOR EARLY VOTING BY PERSONAL APPEARANCE; APPOINTING AN EARLY VOTING CLERK, AN EARLY VOTING DEPUTY CLERK, AN ELECTION JUDGE AND AN ALTERNATE ELECTION JUDGE; ESTABLISHING PAY RATES FOR ELECTION WORKERS; APPROVING THE ORDER OF GENERAL ELECTION FOR SAID ELECTION; PROVIDING FOR OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

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

**Section 1:** That a General Election is hereby ordered and shall be held on Saturday, May 1, 2013, to elect the following officials for the City of Farmersville ("City"): Councilmember Place 1; Councilmember Place 3; and, Councilmember Place 5. The Order of General Election attached hereto as Exhibit A is hereby approved and adopted by the City Council of the City of Farmersville as the Order for the General Election to be held on May 11, 2013.

**Section 2:** All independent candidates for the General Election to be held on May 11, 2013, for the above mentioned offices shall file their applications with the City Secretary at City Hall, 205 South Main Street, between 8:00 a.m. and 5:00 p.m. Monday through Friday, beginning January 30, 2013 and ending March 1, 2013. All applications shall be on a form as prescribed by Section 141.031 of the Texas Election Code. All applications shall become public information immediately upon filing.

**Section 3:** The order in which the names of the candidates are to be printed on the ballot shall be determined by a drawing by the City Secretary as provided in Section 52.094 of the Texas Election Code.

**Section 4:** Should all candidates for a particular office in the General Election fail to receive a plurality vote, in that event it shall be the duty of the City Council to order a runoff election for every office in the regular municipal election to which no one was elected.

**Section 5:** **Peggy James** is hereby appointed the presiding Election Judge; **Judy Brandon** is hereby appointed the Alternate Presiding Election Judge. Said judges shall designate not less than two (2) nor more than six (6) clerks to assist as shall be necessary and advisable, to be paid an hourly rate of eight dollars (\$8) per hour on

election day, with the judge who delivers the election returns to be paid twenty-five dollars (\$25) for that service.

**Section 6:** The polling place for **Election Day, May 11, 2013**, shall be as follows:

**Farmersville City Hall  
205 S. Main Street  
Farmersville, TX 75442**

**Section 7:** The poll at the above designated polling place shall be open from 7:00 a.m. to 7:00 p.m. on Election Day.

**Section 8:** The polling place for **Early Voting, April 29, 2013 through May 7, 2013**, shall be in the Council Chambers in Farmersville City Hall, 205 S. Main St. Farmersville, TX, and will be conducted by the Office of the City Secretary. The **City Secretary** is hereby appointed Clerk for Early Voting and **Peggy James** is hereby appointed Deputy Early Voting Clerk. Said clerks shall designate not less than two (2) nor more than six (6) clerks to assist as shall be necessary and advisable, to be paid an hourly rate of ten dollars (\$10) per hour during the designated early voting period.

**Section 9:** Early Voting by personal appearance for the election shall commence on April 29, 2013, at 8:00 a.m. and end at 7:00 p.m. on May 7, 2013. Early voting by personal appearance shall be conducted during regular business hours from 8:00 a.m. until 5:00 p.m., except for the final two days of the early voting period. On the final two days of early voting by personal appearance, the hours are hereby designated as 7:00 a.m. until 7:00 p.m.

**Section 10:** The above described place for early voting is also the Early Voting Clerk's mailing address to which ballot applications and ballots voting by mail may be sent. Early voting, by mail, shall be by paper ballots and shall be canvassed by an Early Voting Ballot Board.

**Section 11:** Direct recording electronic voting machines shall be used for voting at the foregoing election polling places and electronic counting devices and equipment shall be used for counting the ballots at said election.

**Section 12:** The City Secretary is expressly authorized to obtain election supplies and equipment required by law and necessary to conduct said election.

**Section 13:** The office of the City Secretary shall give notice of the election and prepare the official ballots as required by law. Election materials as outlined in Section 272.005 of the Texas Election Code shall be printed in both English and Spanish for use at the polling places and for early voting for said election.

**Section 14:** Said election shall be held in accordance with the Texas Election Code and only resident qualified voters of the City shall be eligible to vote at said election for Councilmember Place 1, Councilmember Place 3, and Councilmember Place 5.

**Section 15:** The City Council shall give notice of this election in accordance with the terms and provisions of Chapter 4 of the Texas Election Code, and the City Council shall issue all necessary orders and writs for said election.



**Section 16:** The Collin County Elections Administrator shall be responsible for establishing and operating the Central Counting Station to receive and tabulate the electronic voted ballots in accordance with Section 127.001 of the Texas Election Code. Counting Station Manager and Central Count Judge shall be Sharon Rowe.

**Section 17:** Notice of Election shall be published in both English and Spanish in accordance with the Texas Election Code. Returns of said election shall be made to the Council immediately after closing of the polls.

**Section 18:** Should any part, section, subsection, paragraph, sentence, clause or phrase contained in this resolution be held to be unconstitutional or of no force and effect, such holding shall not affect the validity of the remaining portion of this resolution, but in all respect said remaining portion shall be and remain in full force and effect.

**Section 19:** This resolution shall be effective immediately upon adoption.

**APPROVED AND ADOPTED** by the City Council of the City of Farmersville this 8<sup>th</sup> day of January, 2013.

City of Farmersville:

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Joseph E. Helmberger, P.E., Mayor

ATTEST:

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Edie Sims, City Secretary

**NOTICE OF GENERAL ELECTION**  
*(AVISO DE ELECCION GENERAL)*

**TO THE REGISTERED VOTERS OF THE CITY OF FARMERSVILLE, TEXAS:**

*(a los votantes registrados del Condado de Farmersville, Texas:)*

Notice is hereby given that the polling places listed below will be open from 7:00 a.m. to 7:00 p.m., on May 11, 2013, for voting in a general election to elect: Councilmember Place 1, Councilmember Place 3, and Councilmember Place 5.

*(Notifíquese, por las presente, que las casillas electorales sitados abajo se abrirán desde las 7:00 a.m. hasta las 7:00 p.m. el 11 del Mayo, 2013 para votar en la Elección General para elegir miembros del concejo para y Puesto 1 y Puesto 3 y Puesto 5.)*

**LOCATION(S) OF POLLING PLACES *(DIRECCION(ES) DE LAS CASILLAS ELECTORALES)***

Farmersville City Hall, 205 S. Main Street, Farmersville, TX 75442

Early voting by personal appearance will be conducted each weekday at City Hall, 205 South Main Street, Farmersville, Texas between the hours of 8:00 a.m. and 5:00 p.m. beginning on April 29, 2013 and ending on May 7, 2013. *(La votación adelantada en persona se llevará a cabo de lunes a viernes en edificio municipal, calle 205 S. Main, Farmersville, Texas entra las 8:00 a.m. de la mañana y las 5:00 p.m. de la tarde empezando el 29 de abril, 2013 y terminado el 7 de mayo, 2013.)*

Polls are open 7:00 a.m. to 7:00 p.m. May 6, 2013 and May 7, 2013. *(Las encuestas son abiertos 7: 00 a.m. a 7: 00 p.m., 6 de mayo de 2013 y, el 7 de mayo de 2013.)*

Applications for ballot by mail shall be mailed to Edie Sims, 205 South Main Street, Farmersville, TX 75442. *(Las solicitudes para boletas que se votarán adelantada por correo deberán enviarse a Edie Sims, 205 S. Main, Farmersville, TX 75442.)*

Application for ballot by mail must be received no later than the close of business on May 3, 2013. *(Las solicitudes para boletas que se votarán adelantada por correo deberán recibirse para el fin de las horas de negocio el 3 de mayo, 2013.)*

Issued this the 8<sup>th</sup> day of January, 2013  
*(Emitada este día 8 de enero, 2013.)*

\_\_\_\_\_  
Mayor

**ORDER OF GENERAL ELECTION**  
(ORDEN DE ELECCION GENERAL)

An election is hereby ordered to be held on May 11, 2013, in Farmersville, Collin County, Texas for the purpose of electing the following city officers as required by Article XVI, Section 65 of the Texas Constitution.

*(Por la presente se ordena que se lleve a cabo una elección el día 11 de mayo, 2013, en el Condado de Farmersville, Collin County, Texas, con el propósito de elegir los siguientes oficiales del condado y del precinto como requerido por el Artículo XVI, Sección 65, de la Constitución de Texas.)*

Councilmember Place 1; Councilmember Place 3; and Councilmember Place 5

Early voting by personal appearance will be conducted each weekday at:

*(La votación adelantada en persona se llevará a cabo de lunes a viernes en:)*

Location (sitio): City Hall, 205 S. Main Street, Farmersville, Texas

Between the hours of 8:00am and 5:00pm beginning on April 29, 2013 and ending on May 3, 2013. May 6 and May 7, 2013, between the hours of 7:00am and 7:00pm.

*(entre las 8:00 de la mañana y las 5:00 de la tarde empezando el abril 29, 2013 y terminando el 3 mayo, 2013. 6 mayo un 7 mayo, 2013 entre las 7:00 de la mañana y las 7:00pm de la tarde empezando).*

Applications for ballot by mail shall be mailed to:

*(Las solicitudes para boletas que se votarán adelantada por correo deberán enviarse a:)*

**Edie Sims**

(Name of Early Voting Clerk) *(Nombre del Secretario de la Votación Adelantada)*

**205 S. Main Street**

(Address) *(Dirección)*

**Farmersville, Texas 75442**

(City) *(Ciudad)* (Zip Code) *(Zona Postal)*

Applications for ballots by mail must be received no later than the close of business on: May 3, 2013.

*(Las solicitudes para boletas que se votarán adelantada por correo deberán recibirse para el fin de las horas de negocio el: 3 mayo, 2013.)*

Issued this the 8th day of January, 2013.

*(Emitada este día 8 de enero, 2013.)*

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Joseph E. Helmberger, P.E., Mayor



TO: Mayor and Councilmembers  
FROM: Ben White, City Manager  
DATE: January 8, 2013  
SUBJECT: Consider, discuss and act upon a letter of agreement for the Texas Main Street Program

- Letter of Agreement with Texas Main Street Program
- Recommendation from Adah Leah Wolf, Main Street Manager
- Note: All fees are paid through the Main Street Budget

**ACTION: Consider, approve or disapprove the agreement as presented.**

(VI – B)

## TEXAS HISTORICAL COMMISSION

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### Texas Main Street Letter of Agreement

This 2013 Letter of Agreement outlines participation as an official Texas Main Street program for the city of **Farmersville**.

I. The Texas Main Street Program (TMSP) will provide the following:

A. **Training.** The Main Street manager will attend two Main Street/preservation-specific trainings in their entirety per year from the list below. Training is a scored category in the annual report (see related section II.H, I.).

1. TMSP Basic Training (Jan. 19–30, 2013, Llano). New managers only.
2. TMSP Annual Meeting/Winter training (Jan. 30–Feb. 1, 2013, Llano).
3. TMSP Summer Workshop (June 5–7, 2013, La Grange).
4. Texas Downtown Development and Revitalization Conference, Texas Downtown Association/Texas Main Street Annual Conference (Nov. 5–8, 2013, Bastrop).
5. National Main Street Conference (Apr. 14–17, 2013, New Orleans, LA).
6. National Preservation Conference of the National Trust for Historic Preservation (Oct. 29–Nov. 2, 2013, Indianapolis, IN)

Relevant professional development that is not Main Street specific can be substituted for one of the above trainings with prior approval of the TMSP office. Approval can be based upon manager experience, program stability under the Main Street model and past attendance at Main Street trainings.

If a replacement manager is hired who has not previously attended Main Street training, the manager will be required to attend Basic Training and the Annual Meeting (1. and 2.). A stipend of \$500 will be charged to the sustaining city for this training.

To help ensure an effectively-functioning local program, board and committee members are also encouraged to attend training. No stipend is charged for their participation.

- B. **Brand and Network.** This Letter of Agreement (LOA) constitutes recognition of your city as an official Texas Main Street program and allows use of the National Main Street Center brand (see “Name Use Policy” at [www.mainstreet.org](http://www.mainstreet.org)). If participation ceases, the local program may no longer use the term ‘Main Street’ to describe the program. The TMSP provides access to the Texas Main Street manager electronic listserv and the monthly *Main Street Matters* publication.
- C. **On-site visits/technical expertise.** By request, TMSP site visits address design, economic development and organizational issues. Services may include, but are not limited to: façade renderings, preservation and historic building expertise by licensed architects; business development and funding advice, board training and strategic planning.
- D. **Securing a Main Street Manager.** Should a replacement manager be needed, the TMSP should be contacted to advise on the job description, assist with the job posting, provide resumes when available and participate in the interview process.

II. The city of **Farmersville** agrees to adopt and commit to the national Main Street strategy consisting of the following ten criteria:

1. **Broad-based support for the downtown revitalization process.** The goal is for public and private sectors to understand, be philosophically committed to and commit the maximum resources possible to achieve commercial district revitalization.
2. **Be vision and mission driven.** The vision crystallizes the organization's long-term hopes and the mission provides purpose and direction.
3. **Work Plan.** The program shall operate under a comprehensive work plan that provides a blueprint for activities, reinforces accountability and measures success.
4. **Historic preservation ethic.** Historic preservation includes processes for rehabilitating, renovating and restoring older commercial buildings in addition to land use and planning policies that encourage full use of the existing commercial centers and which removes barriers to revitalizing the historic Main Street district. Effective local programs keep abreast of potential and existing activity impacting the physical character of the district involving historic buildings, new construction, public spaces and infrastructure. Local programs should seek the advice of the TMSP design staff for projects in the Main Street district.
5. **Active board of directors and committees.** Direct involvement of an active board and volunteers is critical to a successful revitalization program. Board and volunteers should also understand and abide by the Main Street organizational model that differentiates between the roles of volunteers and the program manager.
6. **Adequate operating budget.** To be successful and achieve sustainability, a Main Street Program must have the financial resources necessary to carry out its work plan. The size of a program's budget will change as the program matures, and is likely to vary according to regional economic differences and community size.
7. **Paid, professional program manager.** Coordinating a successful program requires a trained, professional, full-time staff member. A full-time Main Street position is required for the first three years in the program. If necessary, a small-city program may split the position after the first three years so that the manager may also have specific economic development, tourism or other relevant duties. The position must still remain full time. The local program should move forward in an efficient manner to fill a manager vacancy and the state coordinator should be kept apprised of progress in filling vacancies.
8. **Ongoing training for staff and volunteers.** Outlined in section I.A.
9. **Reporting.** Tracking statistics such as reinvestment, job/business creation provides a tangible measurement of program progress. Monthly reports, which track specific goal-based activities, are to be submitted to the TMSP office by the 10th of the following month, and quarterly reinvestment reports are to be submitted the 10th of the month following the end of each calendar quarter. Even if there has not been activity in a month or quarter, the local program must still submit a report noting such. Submission of a Ten Criteria annual report is also required.

A local program can be placed on probation, which can result in the suspension of TMSP services, for any of the following reasons:

1. Failure to submit an annual Ten Criteria report;
2. Failure to achieve Ten Criteria objectives more than two years in a row;
3. Failure to submit monthly reports for more than four consecutive months;
4. Failure to submit reinvestment reports for more than two consecutive quarters;
5. Failure to abide by this Letter of Agreement.

The local program must work with the state coordinator or delegate to overcome these deficiencies. Program termination via decision of a committee comprised of at least two TMSP staff and the division director of the Texas Historical Commission's Community Heritage Development Division is possible if a local program does not exhibit a reasonable attempt toward overcoming deficiencies.

10. **National Main Street membership.** To achieve National Recognition status as attained through a successful Ten Criteria report, a local program must budget for and maintain an active membership in the National Main Street Center.

The term for this Letter of Agreement for the **Farmersville Main Street Program** is Jan. 1, 2013 to Dec. 31, 2013. The appropriate stipend (attached invoice) is due Jan. 31, 2013.

\_\_\_\_\_  
Authorized Signature  
(City Manager, Mayor, or Board Chair)

Date: \_\_\_\_\_

Signer title: \_\_\_\_\_

Signer printed name: \_\_\_\_\_

\_\_\_\_\_  
Debra Farst, State Coordinator  
Texas Main Street Program

Date: \_\_\_\_\_

\_\_\_\_\_  
Mark Wolfe, Executive Director  
Texas Historical Commission

Date: \_\_\_\_\_

## **Edie Sims**

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**From:** Adah Leah Wolf [a.wolf@ci.farmersville.tx.us]  
**Sent:** Friday, January 04, 2013 8:45 AM  
**To:** 'Edie Sims'  
**Subject:** Renewal of Texas Main Street Program Letter of Agreement for 2013

I recommend we sign this agreement. It is an annual renewal of our participation in the Texas Main Street Program. The fee is \$400 and covers all Manager training. This money has been budgeted as part of the Main Street program's operating costs, as funded through 4B.

Thanks,  
Adah Leah

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**Adah Leah Wolf**  
**Farmersville Main Street Manager**  
205 S. Main, Farmersville, TX 75442  
972-784-6846 FAX 972-782-6604  
[a.wolf@ci.farmersville.tx.us](mailto:a.wolf@ci.farmersville.tx.us)  
[www.farmersvilletx.com](http://www.farmersvilletx.com)





TO: Mayor and Councilmembers  
FROM: Ben White, City Manager  
DATE: January 8, 2013  
SUBJECT: Update on Comprehensive Plan

- The Preliminary Plan has been posted to the City's website:  
[http://71.6.142.67/revize/farmersville/government/comprehensive\\_planning/index.jsp](http://71.6.142.67/revize/farmersville/government/comprehensive_planning/index.jsp)
- The adoption schedule is attached for review

**ACTION: No action is required from the Council. Informational Only.**

(VI – C)

## ***Farmersville Comprehensive Plan Schedule***

| <b>What</b>                                                      | <b>Date</b>         | <b>Time</b> | <b>Place</b>     | <b>Who</b>                     |
|------------------------------------------------------------------|---------------------|-------------|------------------|--------------------------------|
| Land Use Map edits complete                                      | 19 Oct 2012         |             |                  | Eddy Daniel                    |
| Partial draft of chapters in Word to city with accompanying maps | 26 Oct 2012         |             |                  | KHA/Tharp                      |
| Work session with city staff on draft chapters                   | 8 Nov 2012          |             |                  |                                |
| Revised draft chapters in Word to city                           | 14 Nov 2012         |             |                  | KHA/Tharp                      |
| 4B Briefing                                                      | 19 Nov 2012         | 5:45 pm     | Council Chambers | City to set up/Janet to attend |
| Public Meeting to present summary of plan                        | 29 Nov 2012         | 6:00 pm     | Council Chambers | City to set up/Janet to attend |
| Staff work session                                               | 13 Dec 2012         | 2 PM        | Daniel & Brown   | Janet, Staff, Eddy             |
| Brief 4A                                                         | 19 Dec 2012         |             | Council Chambers | City to set up/Janet to attend |
| Detailed Engineering Review                                      | 19/20 Dec 2012      | 2 PM        | City Hall        |                                |
| Post plan on website                                             | 29 Dec 2012         |             |                  | Edie Sims                      |
| Planning & Zoning Commission                                     | 24 Jan 2013         | 6:30 pm     | Council Chambers | City to set up/Janet to attend |
| City Council hearing                                             | 12 Feb 2013         | 6:00 pm     | Council Chambers | City to set up/Janet to attend |
| City Council adoption                                            | 26 Feb 2013         | 6:00 pm     | Council          | City to set up/Janet to attend |
| Impact Fee update                                                | Jan 2012 – Apr 2013 |             |                  | KHA/Eddy Daniel                |



TO: Mayor and Councilmembers  
FROM: Ben White, City Manager  
DATE: January 8, 2013  
SUBJECT: Update on the electrical system

**ACTION: No action is required from the Council. Informational Only.**

(VI – D)

# **Electrical System Update**

1. The Economic Development Corporation has funded the following:
  - a. Electric System Model
  - b. Electric System Inventory
2. Requested that McCord activity be complete by March 2013.
  - a. Inventory activity 100% complete
  - b. Appraisal activity 10% complete.
  - c. Electrical system model complete except for updates involving inventory cross-checks.
3. Electrical surcharge rate of \$0.005 per kilowatt-hour awaiting council final approval. Planned start, January 2013 electric bill.
4. The safe routes to school program will require relocation of utilities including major changes to our power pole locations along the route. These improvements will start taking place once the electrical system surcharge is approved.



TO: Mayor and Councilmembers  
FROM: Ben White, City Manager  
DATE: January 8, 2013  
SUBJECT: Detailed update of the sidewalk grant

- Letter from Texas Department of Agriculture modifying the allowed budget to include the lighting project on the square
- Map of the proposed sidewalk improvements is attached

**ACTION: No action is required from the Council. Informational Only.**

(VI – E)

# TEXAS DEPARTMENT OF AGRICULTURE

**TODD STAPLES**  
COMMISSIONER

December 20, 2012

The Honorable Joe Helmberger , P.E.  
Mayor  
City of Farmersville  
205 S. Main St.  
Farmersville, TX 75442-2209

Re: Texas Community Development Block Grant Program (TxCDBG) Contract No. 710232,  
Budget Modification No. 1

Dear Mayor Helmberger:

We are in receipt of your request to modify Exhibit B, Budget, of your Texas Community Development Block Grant Program (TxCDBG) Contract No. 710232. Modifications to the Budget are as follows:

| Program Activities        | Original Budget | Current Budget | Present +/- \$<br>Change | Revised Budget |
|---------------------------|-----------------|----------------|--------------------------|----------------|
| Sidewalk Activities       | \$135,000.00    | \$135,000.00   | -\$40,500.00             | \$94,500.00    |
| Lighting Activities       | \$0.00          | \$0.00         | +\$40,500.00             | \$40,500.00    |
| Administration Activities | \$15,000.00     | \$15,000.00    | \$0.00                   | \$15,000.00    |
| Engineering Activities    | \$0.00          | \$0.00         | \$0.00                   | \$0.00         |
| TOTALS                    | \$150,000.00    | \$150,000.00   | \$0.00                   | \$150,000.00   |

After a review of your file, we have verified that the cumulative dollar amount of all transfers among direct budget categories is equal to or less than ten percent (10%) of the total amount of the contract. Therefore, as specified in Section 16 (D) (1) (2) and (3) of your contract, your modification request has been approved and an amendment is not necessary at this time. Except as modified herein, this contract remains unchanged, including all prior modifications.



P.O. Box 12847 Austin, Texas 78711 (512) 463-7476 Fax: (888) 223-8861

[www.TexasAgriculture.gov](http://www.TexasAgriculture.gov)

The Honorable Joe Helmberger, P.E.  
December 20, 2012  
Page 2

Thank you for your prompt notification concerning this matter. If you have any questions or require any additional information, please contact your Contract Specialist, Theresa Llano, at 512-936-0286 or [Theresa.Llano@TexasAgriculture.gov](mailto:Theresa.Llano@TexasAgriculture.gov).

Sincerely yours,



Chad Hinds  
TxCDBG Contract Technician

CH/VS/ch

cc: Contract File







**TO:** Mayor and Councilmembers

**FROM:** Ben White, City Manager

**DATE:** January 8, 2013

**SUBJECT:** Presentation regarding Collin County Area Regional Transit (CCART) and consider, discuss and act upon an Interlocal Agreement between CCART and the City of Farmersville for transportation services

- Interlocal Agreement between the City of Farmersville and Collin County Area Regional Transit (CCART)

**ACTION:** Approve or disapprove the agreement as presented.

(VI – F)

## INTERLOCAL AGREEMENT

This Inter-local Agreement (the "Agreement") is being made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2012, by and between Collin County Area Regional Transit (CCART) and the Local Governments delineated in Appendix A as attached.

### Preamble

WHEREAS, CCART is seeking inter-local agreements for urban transportation services in several of the municipalities within Collin County, identified in Exhibit A attached hereto, and hereinafter referred to as the "Local Governments"; and

WHEREAS, CCART desires to establish an urban transportation agreement with the Local Governments for transit services in the incorporated areas of Collin County, and

WHEREAS, CCART represents that it is validly formed and lawfully operating Urban and Rural Transit District, in accordance with Chapter 458 of the Texas Transportation Code; and

WHEREAS, CCART, its officers and supervisory employees are trained and experienced in the operation and management of public transportation and will provide public transportation services to the transit dependents of Collin County; and,

WHEREAS, CCART seeks to be designated by the Local Governments as the Urban Transit District serving the incorporated areas of Collin County; and

WHEREAS, CCART, upon being appointed by Local Governments to provide urban transportation service, further represents and warrants the CCART will take every reasonable step, and specifically those set forth below, to hold the Local Governments harmless from the operations of CCART within any portion of Collin County, both rural and urban;

NOW, THEREFORE, for and in consideration of the mutual promises and covenants contained herein, it is agreed that:

### Purpose

The purpose of this Agreement is to show that the Local Governments have approved CCART to operate and manage a public transportation system to be operated within the incorporated portions of Collin County, as a part of the overall purpose of CCART to serve the urban areas of Collin County, as well as the rural areas by separate interlocal agreements.

### Designation

CCART is designated to perform this Interlocal Agreement and to operate public transportation services for the transit dependent within the Local Government's jurisdictions and subdivisions, and CCART agrees to do so.

### Governance

CCART is governed by a board of directors, selected in accordance with Chapter 458 of the Texas Transportation Code. CCART is managed and operated by its board of directors and is solely responsible for its actions, or inaction, in carrying out the terms of this agreement. CCART agrees the Local Government is not responsible for the acts, or failures to act of CCART's directors, officers, employees or agents with regard to CCART's performance pursuant to this agreement.

### Rights and Duties

1. Management and Operation of System. The Local Government appoint CCART to provide management services and to operate a public transportation system at CCCVAT's expense. CCART may use such properties, equipment, facilities, routes, and services now or hereafter existing for such purposes. CCART shall, employee, furnish and supervise the personnel necessary for the operation of this public transportation system. CCART shall provide the active direction of the transportation system, including transportation maintenance, schedule preparation, accounting, public relations, and shall administer employment policies including employee selection, training, and wages. It is the intention of the parties in the execution of this agreement, that CCART shall provide full and complete management services for public transportation systems owned by the Local Government during the term of this agreement.  
CCART further agrees to furnish for the active management and direction of the system such general managerial, administrative technical services and guidance, including but not limited to payroll, accounts payable, purchasing and general accounting, as necessary for the proper operation of the system. These services may be provided at the principal office of CCART, in McKinney, Texas, or at such other place, or places, as CCART shall determine.
2. Routes, Schedules, Fares. CCART agrees to manage, supervise, and operate the Local Government's public transportation in an efficient and economical manner. The public transportation system shall be operated on the schedule and at the rate of fare designated by CCART and approved by the Local Government. CCART shall have the authority to make modifications to any routes without the necessity of obtaining the Local Government's approval.
3. Grants in compliance with the Laws. CCART will pursue and apply for all grant funding programs to support the system. CCART will be responsible for executing grant agreements and receiving and managing grant funding. CCART will also be responsible for complying with the obligations and responsibilities under all grants and all accompanying certifications, assurances, and agreements made or given by the Local Government to the Federal Transit Administration, or Texas Department of Transportation, or any other applicable entity. CCART shall be responsible for complying with all applicable laws, rules, regulations, and guidelines, including, but not limited to, the Davis Bacon Act, Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, and all United States Department of Transportation requirements.

4. *Conflict of Interests.* CCART covenants and agrees that it presently has no interest and will not acquire, direct or indirect which conflicts with its efficient, diligent, faithful performance of the terms of this contract and agreement. This agreement shall not be assigned or transferred by CCART without prior written consent of the Local Government.
5. *Payments to CCART.* The Local Government and CCART understand and agree that a payment for the local share contribution may be requested from the Local Governments each year for transit services provided to the Local Governments. Each Local Government paying for CCART's services must make those payments with current revenues available and the local Government hereby affirm that funds to pay said payments to CCART are available for the current fiscal year.
6. *Specifice Powers.* CCART has all the powers of its member Local Governments necessary to operate it services. By way of illustration, but not for limitation, CCART has the power: to contract, to acquire and own real and personal property, and to expend grants from government, legal entities and individuals. CCART does not have the power: to obligate its member Local Governments, to assess its member Local Governments, or to adopt ordinances or other laws.
7. *Legal Liability.* As a designated political subdivision of the Local Governments, CCART is a "government unit" as that term is defined in Chapter 101 of the Texas Civil Practice and Remedies Code. Therefore, the extent of CCART's liability for actions arising out of the operation of a public transportation system shall be governed by Chapter 101 of the Texas Civil Practice and Remedies Code.
8. *Interruption of Service.* CCART shall not be liable to the Local Government for any failure, delay, or interruption of service, nor for any failure or delay in the performance of any duties and obligations under this Agreement or similar acts beyond the control of CCART.
9. *Captions.* The descriptive captions of this agreement are for informational purposes only and shall in no way limit or effect the terms or conditions of the paragraphs.
10. *Serverability.* The sections, paragraphs, sentences, clauses, and phrases of this Agreement are severable and, if any phrase, clause, sentence paragraph, or section of this Agreement should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Agreement.

#### Addition of Members

Additional Local Governments may join as member of CCART if CCART approves the Local Government. If approval is given, a Local Government shall join CCART by adopting and executing this agreement.

#### Withdrawal of Member

A Local Government may withdrawal from this agreement if it adopts a resolution of withdrawal and delivers it to CCART. Withdrawal is effective on the thirtieth (30<sup>th</sup>) day after the date the resolution is adopted.

## Dissolution

CCART, as a governmental unit, may be dissolved by unanimous vote by the Board of Directors or withdrawal of all member Local Governments. Board of Directors shall dispose of the net assets as required by law.

## Effective Date and Term

This Agreement shall take affect when adopted by the local Government.

IN WITNESS WHEREOF, the parties hereto have executed this agreement by their duly authorized agents and officers.

SIGNED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2013.

## **LOCAL GOVERNMENTS**

\_\_\_\_\_  
Official of the City of Farmersville

\_\_\_\_\_  
Official of Collin County

\_\_\_\_\_  
Official of the City of \_\_\_\_\_

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\_\_\_\_\_  
Official of the City of \_\_\_\_\_

APPENDIX "A"  
LOCAL GOVERNMENTS

Collin County Judge and Commissioners

Cities of UZA McKinney

McKinney

Melissa

Lowry Crossing

New Hope

Celina

Proper

Princeton

Cities of the UZA Dallas Fort Worth (DFW)

Allen

Fairview

Lucas

Murphy

Frisco

Parker

Plano

Wylie

Saint Paul

Sachse

Cities of Rural Collin County

Anna

Blue Ridge

Weston

Nevada

Josephine

Farmersville



TO: Mayor and Councilmembers  
FROM: Ben White, City Manager  
DATE: January 8, 2013  
SUBJECT: Consider, discuss and act upon making an appointment to the Collin County Rural and Small Urban Transit District

**ACTION: Approve or disapprove making an appointment to the Transportation Board.**

(VI – G)



TO: Mayor and Councilmembers  
FROM: Ben White, City Manager  
DATE: January 8, 2013  
SUBJECT: Consider, discuss and act upon information provided regarding the Seaway pipeline

- A question and answer document is attached for review
- A representative for Seaway Crude Pipeline Company will be present to answer questions

**ACTION: Action as required by Council.**

(VI – H)





## **Seaway Pipeline Q & A**

### **City of Farmersville Counsel Meeting**

**Whereas Enbridge and Enterprise are repurposing this pipeline by reversing the flow, increasing the flow from 150,000 BPD (barrels per day) of light crude to 400,000 BPD of a mix of crude and diluted tar sands crude under dramatically higher pressure, and have announced plans to increase flow to 850,000 BPD by 2014**

*Maximum Operating Pressure (MOP) on the existing Seaway Pipeline is limited to 700 psi, in accordance with Department of Transportation requirements. Regardless of the type of crude oil being transported, the MOP remains the same. The only variable is the amount of volume that can be transported; basically, lighter grades can move faster than heavier grades at the same pressure. The increase in capacity from 150,000 BPD, currently to 400,000 BPD in early 2013, reflects the restart of existing pump stations and the addition of new pumping capacity at Cushing; however, the MOP will continue to be 700 psi. The Seaway expansion, or twin, will be designed with thicker pipe and use the most advanced construction techniques.*

**What will be the operating pressure on the proposed Seaway Loop expansion pipeline?**

*The Maximum Operating Pressure on the proposed Seaway expansion pipeline is 1440 PSI.*

**What is the pipe wall thickness on the proposed Seaway Loop expansion pipeline?**

*The pipe wall thickness on the proposed Seaway expansion pipeline will be .429". The pipe wall thickness at road crossings will be .618".*

**Will the Main Line Block Valve's (MLV) be automated on the Seaway Loop Expansion pipeline?**

*Yes, the Main Line Block Valve's will be automated in the City of Farmersville area.*

**Whereas this diluted tar sands crude slated for transportation through the Seaway Crude Pipeline is highly toxic, acidic and corrosive, containing benzene, hydrogen sulfide, toluene, and much higher heavy metal content than conventional crude; and**

*Diluted bitumen is a heavy oil extracted from the oil sands of Western Canada that has been separated from sands and other major contaminants (clay, water, metals and salts) and diluted using light petroleum liquids, generally natural gas condensates or naphtha.*

*Diluted bitumen has been transported through pipelines for decades and does not pose an increased risk, nor is it more corrosive to transmission pipelines than other heavy crudes. The characteristics of Canadian heavy crude oil differ very little from the Venezuelan and Mexican production that has been transported safely through the Seaway system for more than 20 years.*

*In transmission pipelines, diluted bitumen is lighter than water with a viscosity that is comparable to heavy conventional crudes. The existing Seaway pipeline operates at temperatures ranging from 41-75° F, contrary to claims of more than 150° F. Naphthenic acid, sulfur, and chloride salt concentrations can result in corrosion at temperatures greater than 200° C (392° F) at refineries, where mitigation is addressed through upgrading of materials and the use of inhibitors. At the much lower pipeline transportation temperatures, the compounds are too stable to be corrosive and some may even decrease the corrosion rate.*

*The condensate added to oil sands crude allowing it to meet pipeline specifications is a light-end hydrocarbon produced from natural gas and has been safely transported through a national network of pipelines for many years. From a materials safety data (MSDS) standpoint, there is no discernible difference between Canadian oil sands production containing diluent and comparable heavy grades of crude oil.*

**Does Canadian oil sands production pose a greater threat to pipelines because it is more corrosive than conventional crude oil?**

*Facts: Diluted bitumen has been transported through pipelines for decades and does not pose an increased risk, nor is it more corrosive to transmission pipelines than other heavy crudes. The characteristics of Canadian heavy crude oil are very similar to the Venezuelan and Mexican production that has been transported through the Seaway system since 1995 and no additional modifications or operational changes will required to continue operating safely and reliably. All grades of crude oil transported on the Seaway system are required to meet certain specifications, such as limits on water, sulfur and sediment content, to protect the integrity of the infrastructure and to meet refinery requirements. Those same specifications will not be changing and will continue to apply to all shippers.*

**Is Tar Sand 70 times more viscous than conventional crude oil, resulting in higher pipeline temperatures due to friction?**

*Facts: Seaway will not be transporting tar sand, but pipeline quality crude oil with a gravity that is lighter than water and a viscosity that is comparable to heavy conventional crudes. The existing Seaway pipeline operates at temperatures ranging from 41-75° F, contrary to claims of more than 150° F. Naphthenic acid, sulfur, and chloride salt concentrations can result in corrosion at temperatures greater than 200° C (392° F) at refineries, where mitigation is addressed through upgrading of materials and the use of inhibitors. At the much lower pipeline transportation temperatures, the compounds are too stable to be corrosive and some may even decrease the corrosion risk.*

**Since Seaway is an aging pipeline that has been in service for 36 years and transporting tar sands, does that make it more susceptible to failure?**

*Facts: Age is not the primary factor in determining the condition of a pipeline. Provided that they are properly inspected and maintained, pipelines can remain in service indefinitely. A comprehensive safety and integrity management program is in place that is designed to help promote reliable operation of the Seaway system, as well as protection of the public, employees, contractors and the environment. State-of-the-art electronic systems that provide 24/7 monitoring, coatings and cathodic protection of pipelines to prevent corrosion, active efforts to assure excavators dig safely to avoid damage, periodic internal integrity testing, routine ground and air surveillance, and public outreach programs, are among the proactive steps that are taken.*

**Is the diluent that is added to tar sand crude make it far more toxic than conventional crude oil?**

*Facts: The condensate added to oil sands crude allowing it to meet pipeline specifications is a light-end hydrocarbon produced from natural gas and has been safely transported through a national network of pipelines for many years. From a materials safety data (MSDS) standpoint, there is no discernible difference between Canadian oil sands production containing diluent and comparable heavy grades of crude oil.*

**Will Diluted bitumen contaminate sources of drinking water in North Texas?**

*Facts: A number of precautions and safety features have been designed into the Seaway Pipeline system to protect sensitive areas such as public water sources. Specifically, valves are typically installed on either side of rivers and lakes so the pipeline can be quickly isolated in case of an emergency. Since it began operations, Seaway has not experienced an incident that affected community water supplies. Federal regulations require pipeline operators, including Seaway, to have comprehensive plans for emergency preparedness, pipeline shutdown, and swift containment and cleanup in the*

*unlikely event of a pipeline incident. These plans are reviewed with local emergency responders and must be submitted to and approved by federal regulators.*



TO: Mayor and Councilmembers  
FROM: Ben White, City Manager  
DATE: January 8, 2013  
SUBJECT: Update regarding TxDOT US Highway 380 Phase 3 project

**ACTION: No action required by Council.**

(VI – I)

# US 380 Highway Project Status

## 1. Schedule

- a. 1<sup>st</sup> Railroad Bridge, Passing Track: Apr 2013 thru Jun 2013
- b. 2<sup>nd</sup> Railroad bridge, Main Track: Oct 2013 thru Feb 2014
- c. 380 Roadway, East Bound: Dec 2013 thru Jul 2014
- d. 380 Roadway, West Bound: Jul 2014 thru Oct 2014
- e. Main Street Bridge: Dec 2013 thru Sep 2014. Completely closed during construction. Use alternative paths: Orange, Rike, Hamilton, Mimosa, Beene etc.
- f. Hill Street Crossing: Closed Jul 2014
- g. Walnut Street Crossing: Closed May 2013 (passing track), Jul 2014 (main track)
- h. Main/Summit Street Crossing: Intermittent Closure Apr 2013 thru May 2013

## 2. Farmersville signage design under the Main Street Bridge is being considered

- a. Theme: Farmersville logo with Farmersville underneath. Will not include "Discover a Texas Treasure"..
- b. Possible size: 5' X 10', may be bigger.
- c. Laser cut sheet metal with backlit colored acrylic.
- d. Working with TxDOT to supply conduit in wall for lighting power.
- e. Will keep Council abreast of signage design before implementation.



TO: Mayor and Councilmembers  
FROM: Ben White, City Manager  
DATE: January 8, 2013  
SUBJECT: Consider, discuss and act upon current City regulations regarding home businesses

- Zoning Ordinance synopsis regarding businesses from home or outbuildings

**ACTION: Action as required by Council.**

(VI – J)

***1. What restrictions do we have in the Zoning Ordinance (or other ordinance) to restrict people running businesses from homes or outbuildings in single family residentially zoned areas of town?***

Section 77-58 of the City Code requires that all land, buildings, structures or appurtenances thereon be used in accordance with the City's ZO. The ZO recognizes that there are primary uses of land and accessory uses of land. You are generally allowed one primary use per lot or tract of land. An accessory use may also be permitted. An accessory use is defined in Section 77-1 to mean:

a use that is subordinate to, serves, and is customarily incidental to the primary use of the main building or to the primary use of the premises; is located on the same lot or tract of land; and, which otherwise meets all requirements of this zoning ordinance and all applicable building and fire codes, as each of the foregoing may be amended.

In addition to this definition, the ZO also identifies a number of accessory uses in Section 77-94 of the ZO that are permitted by right or with an SUP including an "accessory building", "farm accessory building", "home occupation", "off-street parking", private stable, private swimming pool and "temporary field office or construction office". An "accessory building" is defined in Section 77-1 to mean:

a building for a subordinate use incidental to the principal building and use located on the same lot. Accessory buildings shall include, but not be limited to, parking garages, farm structures, garages for automobile storage, carports, tool houses, greenhouses, home workshops, children's playhouses, storage houses or garden shelters.

But accessory buildings may not be used to run or operate a home occupation as defined and explained below. A "home occupation" is defined in Section 77-1 to mean:

an occupation carried on in the home by a member of the occupant's family without the employment of additional persons, [without] use of a sign to advertise the occupation, [without] offering any commodity or service for sale on the premises, [without] use of equipment other than that customarily found in a household and which does not create obnoxious noise or other obnoxious conditions to abutting residential property, such as emission of odor, increased traffic or generation of light or smoke, and where the use is carried on in the main structure only and there is not a separate entrance for the use. The term "home occupation" shall specifically exclude the operation of a repair garage, plumbing shop or similar activity.

Based on the foregoing provisions and definitions, a permissible accessory use in a residential zoning district is a use that is subordinate to, serves and is customarily incidental to the primary use of the structure. A second permissible accessory use in a residential zoning district is a home occupation that:

- (1) Is carried on inside the home by a member of the family living in that home
  - a. without the employment of additional persons,



- b. without the use of a sign to advertise the occupation,
  - c. without offering any commodity or service for sale on the premises,
  - d. without using any equipment not customarily found in a household, and
- (2) does not create obnoxious noise or other obnoxious conditions to abutting residential property, such as
- a. emission of odor,
  - b. increased traffic or
  - c. generation of light or smoke, and
- (3) is carried on in the main structure only
- (4) does not have a separate entrance for the use,
- (5) is not a repair garage, plumbing shop or similar activity.

Any violations can be issued a citation pursuant to Section 77-58, which would then be prosecuted in the Municipal Court. Violations are punishable by a fine not to exceed \$2,000 per offense with each day or part of a day such violation continues being a separate offenses. See City Code Section 77-2(a). Violations can also be the subject of civil actions at the county courthouse.

We may, in some instances, need to go back in the City's records to try to determine whether any of the perceived violating uses lawfully existed prior to the date of the zoning ordinance defining "accessory uses" and "home occupations." That is whether the use is a lawful nonconforming use rather than an unlawful use.



TO: Mayor and Councilmembers  
FROM: Ben White, City Manager  
DATE: January 8, 2013  
SUBJECT: Consider, discuss and act upon the portion of the Sign Ordinance as it relates to digital signage

- The electronic message center section of the Code of Ordinances is attached for review

**ACTION: Action as required by Council.**

(VI – K)

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***Electronic Message Center.*** Any sign composed of lights, LEDs, or other form of illumination that displays a message or picture. An Electronic Message Center is usually secondary to and part of the sign area of a larger freestanding sign for which a sign permit is required.

- (A) The displayed message or picture of an Electronic Message Center shall remain static for not less than two hours per message or picture.
- (B) An Electronic Message Center shall not scroll, fade, blink, flash, travel, or any other means that does not provide at least two hours of constant illumination.
- (C) If the Electronic Message Center is to be the primary sign then it must meet the sign requirements as outlined in this code. *Refer to Monument Sign, Pylon Sign or Wall Sign.*