

# FARMERSVILLE CITY COUNCIL REGULAR SESSION AGENDA October 22, 2019, 6:00 P.M. Council Chambers, City Hall 205 S. Main Street

# I. PRELIMINARY MATTERS

- Call to Order, Roll Call, Prayer and Pledge of Allegiance
- Announcements
  - > Calendar of upcoming holidays and meetings.
  - > Trick it Up Bike Ride will be on Saturday, October 26th.
  - > Scare on the Square will be on Saturday, October 26th.
  - Farmers & Fleas will be held on Saturday, November 2<sup>nd</sup>.
  - City Hall will be closed on Monday, November 11<sup>th</sup> in observance of Veteran's Day.

# II. PUBLIC COMMENT ON AGENDA ITEMS (FOR NON-PUBLIC HEARING AGENDA ITEMS)

If you wish to address the City Council on a posted item on this agenda, please fill out a "Speaker Sign-Up" card and present it to the City Secretary before the meeting begins. Pursuant to Section 551.007 of the Texas Government Code, any person wishing to address the City Council for items listed as public hearings will be recognized when the public hearing is opened. Speakers wishing to address the City Council regarding any non-public hearing item on this agenda shall have a time limit of three (3) minutes per speaker, per agenda item. The Mayor may reduce the speaker time limit uniformly to accommodate the number of speakers or improve meeting efficiency.

# III. <u>CITIZEN COMMENTS ON MATTERS NOT ON AGENDA</u>

If you wish to address the City Council on a matter not posted on this agenda, please fill out a "Speaker Sign-Up" card and present it to the City Secretary before the meeting begins. Speakers shall have a time limit of three (3) minutes. This meeting segment is limited to a total of thirty (30) minutes.

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 Council members may request prior to a motion and vote on the Consent Agenda that one or more items be withdrawn from the Consent Agenda and considered individually.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Consent Agenda, excepting the items requested to be removed, the City Council will consider and act on each item so withdrawn individually.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

# V. INFORMATIONAL ITEMS

These Informational Items are intended solely to keep the City Council appraised of the actions and efforts of the various boards and commissions serving the City of Farmersville. Council members who serve as a liaison to a particular board or commission may report to the City Council regarding that body's most recent and/or upcoming meetings and activities. Council members may also 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. Matters that require City Council action shall be considered and acted on only if an item related thereto is included in the Consent Agenda or the Regular Agenda.

Consideration and discussion regarding the following matters, minutes and reports, which consideration and discussion may also include or pertain to individual items and projects set forth in such matters, minutes and reports, as well as related background information and plans for future completion, performance or resolution as may be necessary to understand such individual items and projects and the City's related operation:

- A. City Amenities Board
  - 1. Possible Council Liaison Report
- B. Farmersville Community Development Board (Type B)
  - 1. Possible Council Liaison Report
- C. FEDC Farmersville Economic Development Board (Type A)
  - 1. Financials
  - 2. Possible Council Liaison Report
- D. Main Street Board
  - 1. Monthly Report
  - 2. Possible Council Liaison Report

- E. Planning & Zoning Commission
  - 1. Minutes
  - 2. Possible Council Liaison Report
- F. TIRZ Board
  - 1. Financials
  - 2. Possible Council Liaison Reportt
- G. City Manager's Verbal Report
  - Camden Park
  - Palladium
  - Hamilton Street
  - Martin Marietta
  - Reliable Concrete

# VI. READING OF ORDINANCES

A. Consider, discuss and act upon the second reading of Ordinance #O-2019-1022-001 regarding changing the name of a portion of County Road 611 to Collin Parkway.

# VII. REGULAR AGENDA

- A. Consider, discuss and act upon the resignation of Glenn Bagwell from the City Amenities Board and the appointment of new member.
- B. Consider, discuss and act upon donations for the Heritage Museum.
- C. Consider, discuss and act upon the appointment of a new member to the Texoma Housing Partners Board.
- D. Consider, discuss and act upon the appointment of a new member to the North East Texas Trails Board.
- E. Consider, discuss and act regarding a contract with Revize to update city's website.
- F. Consider, discuss and act upon Resolution #R-2019-1022-001

# VIII. REQUESTS TO BE PLACED ON FUTURE AGENDAS

# IX. <u>ADJOURNMENT</u>

Dated this the 18th day of October, 2019.

Jack Randall Rice, 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 October 18, 2019 by 5:00 P.M. and remained so posted continuously at least 72 hours proceeding the scheduled time of said meeting.

Paula Jackson, Assistant to the City Manager



I. Preliminary Matters

# October 2019

Saturday	4 5	Farmers & Fleas 9:00 am	Old Time Saturday	1 12		8 19		5 26	Early Voting 7-7	Trick It Up Bike Ride Scare on the Square			
Friday				11		18		25	Early Voting 8-5				
Thursday	e	City Amenities Board Meeting 4:15 pm		10		17	FEDC (4A) Meeting 6:30 pm	24	Early Voting 8-5	Building & Property Standards Meeting 6:00 pm	31	Early Voting 7-7	
Wednesday	2			6		16		23	Early Voting 8-5		30	Early Voling 7-7	
Tuesday	1			00	City Council Meeting 6:00 pm	15		22	Early Voting 8-5	City Council Meeting 6:00 pm	29	Early Voting 7-7	
Monday				7	P&Z Special Meeting 6:30 pm	14	Main Street Meeting 4:30 pm FCDC (4B) Meeting 6:00 pm	21	Early Voting 8-5	P&Z Meeting 6:30 pm	28	Early Voting 7-7	
Sunday				9		13		20			27	Early Voting 1-6	

# www.blank-calendar.com

# November 2019

Saturday	2	Farmers & Fleas 9:00 am	6		16		23		30		
Friday	1	Early Voting 7-7	00		15		22		29	City Offices Closed - Thanksgiving	
Thursday			7	City Amenities Board Meeting 4:15 pm	14		21	FEDC (4A) Meeting 6:30 pm	28	City Offices Closed - Thanksgiving	
Wednesday			9		13		20		27		
Tuesday			5	Election Day 7-7	12	Municipal Court 9:00 a.m. City Council Meeting 6:00 pm	19		26	City Council Meeting 6:00 pm	
Monday			4	Main Street Meeting 4:30 pm FCDC (4B) Meeting 6:00 pm (moved due to Holiday)	11	City Offices Closed – Veteran's Day	18	P&Z Meeting 6:30 pm	25		
Sunday			3		10		17		24		

# www.blank-calendar.com

# December 2019

Saturday	7	Farmers & Fleas 9:00 am	14	Christmas Parade	21		28			
Friday	9		13		20		27			
Thursday	S	City Amenities Board Meeting 4:15 pm	12		19	FEDC (4A) Meeting 6:30 pm	26			
Wednesday	4		11		18		25	City Offices Closed - Christmas		
Tuesday	3		10	City Council Meeting 6:00 pm	17	Municipal Court 9:00 a.m.	24	City Offices Closed - Christmas	31	
Monday	2		6	Main Street Meeting 4:30 pm FCDC (4B) Meeting 6:00 pm	16	P&Z Meeting 6:30 pm	23		30	
Sunday	1		00		15		22		29	

# www.blank-calendar.com

# II. Public Comment on agenda items (FOR NON-PUBLIC HEARING AGENDA ITEMS)

Agenda Section	Public Comment on agenda items (FOR NON-PUBLIC HEARING AGENDA ITEMS)
Section Number	
Subject	Public Comment on agenda items (FOR NON-PUBLIC HEARING AGENDA ITEMS)
То	Mayor and Council Members
From	Ben White, City Manager
Date	October 22, 2019
Attachment(s)	NA
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/city council meetings.php
Consideration and Discussion	If you wish to address the City Council on a posted item on this agenda, please fill out a "Speaker Sign-Up" card and present it to the City Secretary before the meeting begins. Pursuant to Section 551.007 of the Texas Government Code, any person wishing to address the City Council for items listed as public hearings will be recognized when the public hearing is opened. Speakers wishing to address the City Council regarding any non-public hearing item on this agenda shall have a time limit of three (3) minutes per speaker, per agenda item. The Mayor may reduce the speaker time limit uniformly to accommodate the number of speakers or improve meeting efficiency.
Action	NA

III. citizen	COMMENTS	ON MATTE	RS NOT ON	AGENDA

cITIZEN COMMENTS ON MATTERS NOT ON AGENDA
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Mayor and Council Members
Ben White, City Manager
October 22, 2019
NA
http://www.farmersvilletx.com/government/agendas and minutes/cit y council meetings.php
If you wish to address the City Council on a matter not posted on this agenda, please fill out a "Speaker Sign-Up" card and present it to the City Secretary before the meeting begins. Speakers shall have a time limit of three (3) minutes. This meeting segment is limited to a total of thirty (30) minutes.
NA

IV. Consent Agenda

Agenda Section	Consent Agenda					
Section Number	IV.A					
Subject	City Council Minutes					
То	Mayor and Council Members					
From	Ben White, City Manager					
Date	October 22, 2019					
Attachment(s)	Farmersville City Council Meeting Minutes					
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/cit y council meetings.php					
Consideration and Discussion	City Council discussion as required.					
Action	<ul> <li>Motion/second/vote</li> <li>Approve</li> <li>Approve with Updates</li> <li>Disapprove</li> <li>Motion/second/vote to continue to a later date.</li> <li>Approve</li> <li>Disapprove</li> <li>Disapprove</li> <li>Move item to another agenda.</li> <li>No motion, no action</li> </ul>					



# FARMERSVILLE CITY COUNCIL REGULAR SESSION MINUTES For October 8, 2019, 6:00 P.M.

# I. PRELIMINARY MATTERS

- Mayor Rice called the meeting to order at 6:00 p.m. Council members Jim Hemby, Mike Hurst, Craig Overstreet, Dwain Mathers and Donny Mason were all present. City staff members Ben White, Sandra Green, Rick Ranspot, Michael Sullivan, Dana Mingo and City Attorney Alan Lathrom were also present.
- Prayer was led by Rick Ranspot, Warrant Officer for the City of Farmersville, followed by the pledges to the United States and Texas flags.
  - > Calendar of upcoming holidays and meetings.
  - > Trick it Up Bike Ride will be on Saturday, October 26th.
  - > Scare on the Square will be on Saturday, October 26th.
  - Mayor Rice stated that City Hall would be closed on November 11<sup>th</sup> in observance of Veteran's Day.
  - Craig Overstreet stated this week was National Firefighters week and the Council wanted to thank the Firefighters for keeping the city safe.

# II. PUBLIC COMMENT ON AGENA ITEMS (FOR NON-PUBLIC HEARING AGENDA ITEMS

Elise Bobitt who resides at 207 Summit Street addressed Council and stated she
is required to have fire sprinklers in her new building at 107 and 109 Main Street.
She stated since it is a shared infrastructure with the other buildings she is
asking Council to consider installing the waterline to help the businesses. She
feels it is an issue that needs to be addressed even if it is in phases to help with
the revitalization of the downtown area.

# III. <u>CITIZEN COMMENTS ON MATTERS NOT ON AGENDA</u>

No one came forward.

### IV. CONSENT AGENDA

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- A. City Council Minutes
- B. Police Department Report (OpenGov)
- C. Code Enforcement/Animal Control Report (OpenGov)
- D. Fire Department Report (OpenGov)
- E. Municipal Court Report (OpenGov)
- F. Warrant Officer Report (OpenGov)
- G. Public Works Report
- H. Library Report (OpenGov)
- I. City Manager's Report
  - Motion to approve items A-H made by Jim Hemby
  - 2<sup>nd</sup> to approve was Donny Mason
  - All council members voted in favor
  - Mike Hurst wanted to pull the City Manager's Report. He wanted to know
    if anyone had applied for the building inspector position yet.
  - Ben White stated there are a few people interested in the position.
  - Mike Hurst also asked about Martin Marietta and if the city had received the signed Development Agreement with them.
  - Ben White stated the agreement was in Martin Marietta's legal department, but we have not received the agreement signed.
    - Motion to approve the City Manager's Report made by Mike Hurst
    - 2<sup>nd</sup> to approve was Craig Overstreet
    - All council members voted in favor

## V. INFORMATIONAL ITEMS

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upcoming meetings and activities. Council members may also 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. Matters that require City Council action shall be considered and acted on only if an item related thereto is included in the Consent Agenda or the Regular Agenda.

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- A. City Amenities Board
  - 1. Possible Council Liaison Report
    - Jim Hemby stated Glenn Bagwell had resigned and Council would need to fill his seat.
- B. Farmersville Community Development Board (Type B)
  - 1. Possible Council Liaison Report
- C. Farmersville Economic Development Board (Type A)
  - 1. Possible Council Liaison Report
- D. Main Street Board
  - 1. Possible Council Liaison Report
- E. Planning & Zoning Commission
  - 1. Possible Council Liaison Report

# VI. PUBLIC HEARING

A. Public hearing to consider, discuss and act upon a recommendation from the Planning & Zoning Commission regarding requested variances from the City's Subdivision Ordinance that require the proposed Chaparral Trail Estates subdivision to construct certain off-site public improvements as are needed to fully serve the property including (1) water lines and other appurtenant improvements required to provide the water volumes and flows sufficient for both domestic and fire-flow uses, (2) connections and sewer lines together with all other appurtenant improvements to the City's wastewater system required to allow the subdivision to tie in to the City's wastewater system, and/or (3) roadway

improvements; and, consider, discuss, and act upon a recommendation from the Planning & Zoning Commission regarding the preliminary plat for the Chaparral Trail Estates subdivision as well as a proposed ETJ Facilities Agreement addressing the variances requested for the Chaparral Trail Estates subdivision.

- Mayor Rice opened the public hearing at 6:14 p.m. and asked if anyone wanted to speak for or against the item.
- No one came forward so he closed the public hearing at 6:14 p.m.
- Craig Overstreet asked that since the property was in the ETJ and there was not sufficient water for fire flows was there a minimum lot count to where the county would require fire flows.
- Alan Lathrom stated he did not know of any county regulations that prohibit the number of lots that a developer could have. He stated the city's Subdivision Ordinance requires fire flows, but the Caddo Basin infrastructure cannot accommodate that. Under the Texas Administrative Code it allows a city to adopt an ordinance that could require provisions in the ETJ. But, that runs through the Texas Commission for Environmental Quality and would have to be approved by the Executive Director of TCEQ. Then, there would be a reasonable time frame that was established by TCEQ for a district to have those fire flows in place. He stated that could be done to apply to future developments in the ETJ if that was the direction in which the city wanted to go. Under the development agreement proposed, if the uses on the lots or the lots became smaller they would have to come back in to the city and they would have to fulfill the city's current requirements for fire flow.
- Craig Overstreet stated the Planning & Zoning Commission did recommend approval of the plat if the developer signed the ETJ Facilities Agreement.
- Alan Lathrom stated the ETJ Facilities Agreement and the plat are both to be considered by the Council.
- Mike Hurst asked if there was a deadline on the Facilities Agreement.
- Alan Lathrom stated there was no requirement under the Facilities Agreement for the Developer to upgrade Caddo Basin's waterline for fire flows. If they were going to put in a church or a movie theater then at that point the city would want to revisit the agreement and probably want to make them add fire flows with something that could produce water for over two hours.
  - Motion to approve the plat pending the developer signing the development agreement made by Craig Overstreet
  - 2<sup>nd</sup> to approve was Mike Hurst
  - All council members voted in favor
- B. Public hearing to consider, discuss and act upon a recommendation from the Planning & Zoning Commission regarding certain requested variances from the City's Subdivision Ordinance that require the proposed Trevino Addition subdivision to construct such off-site improvements as are needed to fully serve the property including (1) water lines and other appurtenant improvements required to provide the water volumes and flows sufficient for both domestic and

fire-flow uses, (2) connections and sewer lines together with all other appurtenant improvements to the City's wastewater system required to allow the subdivision to tie in to the City's wastewater system, and/or (3) roadway improvements; and, consider, discuss, and act upon a recommendation from the Planning & Zoning Commission regarding the preliminary plat for the Trevino Addition subdivision as well as a proposed ETJ Facilities Agreement addressing the variances requested for the Trevino Addition subdivision.

- Mayor Rice opened the public hearing at 6:24 and asked if anyone wanted to speak for or against the item.
- No one came forward so he closed the public hearing at 6:24 p.m.
- Craig Overstreet asked Sandra Green what was being developed on the property.
- Sandra Green explained that a family owned the property and she assumed they were building houses on them.
- Craig Overstreet explained that it did come with a recommendation from the Planning & Zoning Commission that the plat be approved pending the signing of the development agreement. He also stated that it came with a recommendation letter from DBI Engineering as well.
  - Motion to approve the plat pending the owners signing the development agreement made by Craig Overstreet
  - o 2<sup>nd</sup> to approve was Jim Hemby
  - All council members voted in favor
- C. Public hearing to consider a request for a variance, pursuant to Section 65-9 of the Farmersville Code, seeking relief from the requirements of Section 65-44(a), "Streets and Alleys," of the Farmersville Code as well as the City of Farmersville's Thoroughfare Design Standards and Master Thoroughfare Plan (collectively "Regulations"), to allow the right-of-way, pavement and parkway width for that portion of existing South Main Street in front of and adjacent to the property addressed as 107 and 109 Main Street to remain in its current configuration and condition rather than be increased in size and area as required by the Regulations to a minimum right-of-way of 70 feet with a minimum pavement width of 44 feet and a minimum parkway width of 12.5 feet so as to allow an existing building on an existing tract of land to be replatted from two lots to one lot, and to consider the Planning & Zoning Commission's recommendation regarding both the requested variance and the replat. The property is generally located at 107 and 109 Main Street, Farmersville, Texas 75442.
  - Mayor Rice opened the public hearing at 6:28 and asked if anyone wanted to speak for the item.
  - Elise Bobitt who resides at 207 Summit Street stated the variance was for a 70' right-of-way, four-lane road that is shown on the Master Thoroughfare Plan. She stated it would wipe out all the historic buildings on the street if the roadway was not fixed on the Thoroughfare Plan. She is wanting to put in a

- bakery and a craft mall.
- Mayor Rice asked if anyone else wanted to speak for or against the item.
- No one came forward so he closed the public hearing at 6:29 p.m.
- Ben White stated the Thoroughfare Plan showed the right-of-way to be a fourlane, divided road that would go up through Main Street and he believed that was an error. He explained the update to the Comprehensive Plan would hopefully show the change if the public wanted it to be changed. He said in order to update the Comprehensive Plan it would require public hearings.
- Craig Overstreet stated the replat and the variance needed to be considered and it did come with a recommendation to approve both from DBI Engineering and a recommendation from the Planning & Zoning Commission.
- Dwain Mathers asked if it was just shown on the Thoroughfare Map for Main Street or if it is also included McKinney Street.
- Alan Lathrom stated McKinney Street is not labeled as 4-lane arterial.
- Ben White explained the city was due for an updated Thoroughfare Plan.
  - o Motion to approve the variance and the replat made by Donny Mason
  - o 2<sup>nd</sup> to approve was Dwain Mathers
  - o All council members voted in favor

### VII. Reading of Ordinances

- A. Consider, discuss and act upon the first reading of Ordinance #O-2019-1022-001 regarding changing the name of a portion of County Road 611 to Collin Parkway.
  - Mayor Rice read the caption of the ordinance.
  - Ben White stated that in 2012, prior leadership wanted to change the street name to Collin Parkway when the College started developing the site.
    - o Motion to approve made by Craig Overstreet
    - o 2<sup>nd</sup> to approve was Jim Hemby
    - o All council members voted in favor

# VIII. REGULAR AGENDA

- A. Consider, discuss and act upon a recommendation from the Planning & Zoning Commission regarding the Collin College Farmerville preliminary plat.
  - Craig Overstreet stated the Planning & Zoning Commission reviewed the preliminary plat and they recommended approval. He also stated an approval letter from DBI Engineer was received recommending approval.
    - Motion to approve made by Jim Hemby
    - o 2<sup>nd</sup> to approve was Mike Hurst
    - o All council members voted in favor

- B. Consider, discuss and act upon a recommendation from the Planning & Zoning Commission regarding the Collin College Farmersville site plan.
  - Mayor stated there was originally questions about the number of parking spaces the college was providing when their zoning cases was being reviewed.
  - Craig Overstreet stated he believed the Planning & Zoning Commission did approve 200 spaces without looking back at the minutes for verification. He said that at the Planning & Zoning meeting they pointed out the application stated is was zoned Agriculture, but in fact it was a Planned Development.
  - Alan Lathrom explained they were zoned as a Planned Development and parking was addressed through the PD Ordinance. He stated it was his understanding that the parking on the site plan met the requirements set out in the Ordinance.
  - Craig Overstreet asked if they would have to come back to the Planning & Zoning Commission and City Council for any future buildings.
  - Alan Lathrom stated they were doing the project in phases and they would have to resubmit to the city for any future phases. Those submittals would address parking for those particular structures at that time.
  - Dwain Mathers asked if they presented an overall concept plan of what they were wanting to build.
  - Ben White explained they had submitted a concept plan to the city and it was approved. He indicated the concept plan accommodated their long range plan.
  - Alan Lathrom stated they would have to come back and submit a site plan for any future buildings they want to build.
  - Craig Overstreet stated the site plan did come with a positive recommendation from the Planning & Zoning Commission and from DBI Engineering.
    - Motion to approve made by Donny Mason
    - 2<sup>nd</sup> to approve was Mike Hurst
    - All council members voted in favor
- C. Consider, discuss and act upon a recommendation from the Planning & Zoning Commission regarding the preliminary replat of Aston Estates Phase 2.
  - Mayor Rice and Donny Mason recused themselves due to living within 200' of the property.
  - Ben White stated it was approved at the Planning & Zoning Commission conditionally until they granted utility easements for underground electrical lines. The city has marked-up the plat and forwarded it to the engineer for review.
  - Craig Overstreet asked if there was a walkway through the drainage easement to the southwest of the property.

- Bryan Weisgerber with Cross Engineering addressed Council and explained it was just a drainage easement and not a sidewalk or walkway. He indicated the other neighborhoods in the area do not have sidewalks, but they are required to place them at the front of the lots per the city ordinances.
- Mike Hurst asked if there was only one way in to the subdivision.
- Bryan Weisgerber stated the only entrance was off Jouette Street.
- Ben White asked Bryan Weisgerber if the developer would consider a walkway where the drainage easement was on the southwest corner of the property in between the two lots.
- Bryan Weisgerber stated he could take the request back to his client to see, but he did not know how feasible that would be.
- Ben White explained that even though it was not a requirement in the ordinances the City Council would like to see that.
  - Motion to approve the preliminary replat made by Jim Hemby
- Ben White asked if the Council could make it a conditional approval in order to obtain the utility easements for the underground electric lines.
- Jim Hemby stated yes.
- Mike Hurst asked if it would be conditionally approved to require the walkway as well.
- Alan Lathrom explained the city could not require that area to be a walkway because our subdivision does not allow that to be mandated.
  - o 2<sup>nd</sup> to approve was Craig Overstreet
  - All council members voted in favor.
- Mayor Rice and Donny Mason came back into the room.
- Mike Hurst stated the Council would take a break for a few minutes at 6:53 p.m.
- Mayor Rice reconvened the meeting at 6:54 p.m.
- D. Consider, discuss and act regarding a contract with Revize to update city's website.
  - Ben White stated the contract was for updating the website. He indicated it
    was a four year contract in the amount of \$3,900.00 per year.

- Sandra Green stated it would make the website current and would handle ADA issues and other items for the website.
- Craig Overstreet asked if the City Attorney had reviewed the contract and if the contract had an opt out clause if the city did not like the service.
- Alan Lathrom stated the document did not contain an opt out clause.
- Sandra Green asked if it would have been in the original contract with Revize.
- Alan Lathrom stated he would have to go back and look at the original contract.
- Craig Overstreet asked how long the city has had the contract with Revize for the current website.
- Ben White stated the website was in place before he started as the City Manager. He recommended putting the item on the next agenda to make sure the contract met Councils approval.
- Craig Overstreet and Jim Hemby agreed.
- Mayor Rice indicated the item would be postponed until the next agenda.
- E. Consider, discuss and act upon water line for CA Central Area district buildings.
  - Ben White presented a diagram and stated the city has a 6" waterline along Onion Alley. He indicated his proposition was to tie in to that line and bring it to the back of the buildings. The addition of the waterline would provide fire flows to three buildings. He stated he was looking at the addition of the waterline as a public service to the downtown area. He explained it would be a public waterline and it would replace the galvanized lines that ran to the buildings currently. He stated it would not be just for Pieville.
  - Craig Overstreet asked about the costs of the project.
  - Ben stated he would hope to have the waterline completed by January and city crews would complete the project. He believed it would not be a huge material cost. He explained it would cost more money to saw out the concrete and replace it than installing the waterline.
  - Craig Overstreet asked if adding the waterline would set a precedent for other downtown buildings.
  - Ben White stated it could be setting a precedent.
  - Dwain Mathers asked if Pieville were required to put in a fire sprinkler system.
  - Ben White stated that a fire sprinkler system would be required because the way the building is being developed.
  - Dwain Mathers said if the city is going to require people to have fire sprinklers then the city should run the waterline up to the meter.

- Ben White explained that since the waterline would be serving several properties he believed it was a public need. He said that if the waterline was needed for just one business that would be different.
- Dwain Mathers stated one could argue that all the buildings need to have sprinklers since they were downtown.
- Ben White stated the old recording studio has to install fire sprinklers as well as RSVP Farmersville and Wood and Time.
- Sandra Green stated it was the use of the building that triggered the requirement to have a fire sprinkler as well.
- Ben White stated the city staff and Elise Bobitt met with the Fire Marshal a few times to discuss whether a fire sprinkler system would be required for her use and building.
- Mayor Rice stated the fire sprinklers would be protecting the other buildings so he looked at the waterline as being for the public good.
- Dwain Mathers stated if the city is going to make the requirement of the fire sprinklers then the city needed to have the water assessable.
- Alan Lathrom stated the city is required to adopt the International Fire Code, International Residential Code and International Building Code which addresses the requirements for fire sprinklers. He explained the requirement to have fire sprinklers is not driven by the city. He also stated that it is the use of an existing building that determines or triggers the requirements and whether items have to be brought up to code. He stated it also depended on whether the business had fire rated walls and what the occupancy load would be.
- Craig Overstreet made a motion to table the item because of the way the way the agenda item was written.
- No one 2<sup>nd</sup> the motion.
- Mayor Rice said the motion to table failed.
- Dwain Mathers motioned to approve as Ben White presented.
- Donny Mason 2<sup>nd</sup> the motion.
- Craig Overstreet ask if they would amend the motion to include more specific details as to where the waterline would serve.
  - Motion amended to approve waterline to service 103, 107, 109, and
     111 S. Main Street for fire flows made by Dwain Mathers
  - o 2<sup>nd</sup> to approve amended motion was Donny Mason
  - o All council members voted in favor
- F. Discussion regarding steps to obtaining a building permit for a new business.
  - Craig Overstreet stated he asked for this to be on the agenda because they have had complaints about occupancy permits.
  - Ben White presented a document that showed the permitting process. He also explained that his presentation did not include the platting process if

one was required. He said the platting process is a much more complicated process. He stated the process becomes more complicated when you do not have a developer that understands the permitting processes. He explained that he is going to issue a temporary Certificate of Occupancy to Elise Bobitt for one side of the property until she can finish the other side of the project.

- Craig Overstreet asked how many inspections Elise Bobitt would have to have in order to obtain a Certificate of Occupancy.
- Elise Bobitt stated she was not sure yet. She stated that as a small business owner she did not realize all the requirements needed to develop a business. She explained she felt like none of the steps are transparent to owners. She said she had to go through several steps like asbestos remediation, fire marshal requirements, and eventually will have to go through health inspections. She said you have to look at the architectural requirements, engineering studies, and ADA requirements. She explained all those take time. She feels the city needs a guide for people to follow to help them get through the process.
- Craig Overstreet asked when she had applied for the permit.
- Elise Bobitt stated sometime in March of 2019, but the project had changed in character over the months.
- Craig Overstreet stated it was disheartening that it is taking her so long to get through the process.
- Ben White stated they are looking at least 10 or more inspections and they are all different.
- Elise Bobitt stated that the hardest part of the process was trying to find out what the requirements were for the building.
- Dwain Mathers stated there seems like there are too many middle men in this process. He thinks having our on building inspector in-house would be better for the city. He would like to have an outline for people to be able to follow when going through the process. He thinks the city can simplify the process to make it easier for development.
- Sandra Green stated there is no one fits all for development. She indicated
  that all instances are different. She explained it depended on whether they
  would have to go through planning and zoning first, and then the type of
  use they were trying to open.
- G. Discussion regarding TIRZ approved FY 2019-2020 budget.
  - Craig Overstreet stated he asked for this to be on the agenda. He wanted
    to reiterate that the TIRZ expenditures for the broadband study will have to
    be spent in the TIRZ approved area only. He said it would also be subject
    to the Tax Code.
  - Alan Lathrom stated Ben White and he had already talked about it. The TIRZ limitations will apply to the amount spent. The TIRZ will have to amend the budget and then bring it back to Council for approval.

- Ben White stated he was working on getting the survey out. He indicated
  they have categorized the survey's that could go to the TIRZ district and
  those that will be mailed out to other parts of the city. They are making
  sure they separate the costs and items as set out in law. He stated he is
  working with a company to get the survey on the TIRZ project plan.
- Alan Lathrom stated the project plan would have to come back to Council for approval once it is complete.
- H. Consider, discuss and act upon an interlocal agreement with Collin County and the City of Farmersville regarding the Charles J. Rike Memorial Library.
  - Ben White stated the county is providing funding to the library in the amount of \$31,378.83, and that amount was up from last year. He explained that when one library drops out all the participating cities receive more money. He indicated the other reason we received a little more money was because of a slight increase in the city population.
    - Motion to approve made by Jim Hemby
    - o 2<sup>nd</sup> to approve was Donny Mason
    - All council members voted in favor
- I. Consider, discuss and act upon an interlocal agreement with Collin County for Environmental Services.
  - Ben White stated the state really does not give us health services any longer. He indicated the contract was included in the budget and it is a one year contract that is renewal for five more years. He stated it could be terminated with a 90 day written notice. He said the charges were calculated at \$.80 per inhabitant for our area, so the cost will be \$2,672.00.
    - Motion to approve made by Craig Overstreet
    - o 2<sup>nd</sup> to approve was Mike Hurst
    - o All council members voted in favor

# IX. EXECUTIVE SESSION

 Mayor Rice read the statement below and stated the Council would go into Executive Session at 8:04 p.m.

Discussion of Matters Permitted by Texas Government Code Section 551.071, CONSULTATION WITH ATTORNEY:

- Discussion of matters protected by the attorney-client privilege:
  - Discussion regarding Resolutions including: various uses of Resolutions including the weight, power and authority attributable to Resolutions; and, possible results, impressions, consequences, public perceptions and ramifications regarding Resolutions; the life span of Resolutions; and, the various actions and processes regarding or related to the adoption, amendment, extension, modification and termination of Resolutions.

# X. RECONVENE FROM EXECUTIVE SESSION

• Mayor Rice stated the Council would reconvene from Executive Session at 8:59 p.m. No action was taken.

# XI. REQUESTS TO BE PLACED ON FUTURE AGENDAS

- Ben White wanted to look at appointing members to the Texoma Housing Board and the North East Texas Trails Coalition Board.
- Mayor Rice stated the replacement of Glenn Bagwell on the City Amenities Board needed to be on the next agenda.

# XII. ADJOURNMENT

Meeting was adjourned at 9:01 p.m.

	APPROVE:	
	Jack Randall Rice, Mayor	_
ATTEST:		
Sandra Green, City Secretary		



# **Typical Simplified Process for Commercial Building**

- Complete application for permit and turn into City Hall staff
  - o Three sets of drawings to scale
  - o Drawing review fee (typically \$1000)
  - o Copy of filed plat
- Permit application with associated drawings are logged into the system and assigned a permit number
- Drawings are sent out for review
  - o Two sets of drawings are sent to Bureau Veritas, city copy and customer copy)
  - o One drawing set is sent to the Fire Marshal
- Wait for drawing review comments, usually about one weeks for a non-complex set
- Receive redline drawings
- Customer corrects drawings
- · Corrected drawings are sent out for review
  - o Two sets of drawings are sent to Bureau Veritas
  - o One drawing set is sent to the Fire Marshal
- Receive approved drawings
- Customer contacted
- Customer receives one approved drawing set and pays permit fee
- Permit issued (Green Card)

Agenda Section	Consent Agenda
Section Number	IV.B
Subject	City Financial Report
То	Mayor and Council Members
From	Ben White, City Manager
Date	October 22, 2019
Attachment(s)	City Financial Report
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/city council_meetings.php
Consideration and Discussion	City Council discussion as required.
Action	<ul> <li>Motion/second/vote</li> <li>Approve</li> <li>Approve with Updates</li> <li>Disapprove</li> <li>Motion/second/vote to continue to a later date.</li> <li>Approve</li> <li>Disapprove</li> <li>Disapprove</li> <li>Move item to another agenda.</li> <li>No motion, no action</li> </ul>

# **MEMO**

To:

Benjamin White, City Manager

From:

Daphne Hamlin, City Accountant

Date:

October 10th, 2019

Subject: September 2019 Budget Report (unaudited end of year report)

New Software for Financial Reporting is available for review on the City website.

www.farmersvilletx.com. Press OpenGov button; > Press Stories button at the top under City logo; Press City of Farmersville September 2019 Financial Report.

# Cash Summary

The cash summary is attached.

# **SUMMARY OF CASH BALANCES SEPTEMBER 2019**

ACCOUNT: FNB (0815)		est Earned	Restricted			Assigned	Account Balance		
	Clearing	Accounts			13/14				
General Fund					\$	3,384.00			
Permit Fund					\$	(50,769.65)			
Refuse Fund					\$	15,458.87			
Water Fund					\$	(249,975.87)			
Wastewater Fund					\$	729,365.76			
Electric Fund					\$	(506,246.56)			
CC Child Safety			\$	21,185.47					
2012 Band			\$	30,213.03					
Waterwaste Bond Fund			\$	624.04					
Law Enf Training			\$	1,874.31					
Disbursement Fund			\$	2,143.33					
Library Donation Fund			\$	2,522.79					
Court Tech/Sec			\$	17,268.72					
Civic Ctr/Library Repair			\$	(26,498.35)					
JW Spain Grant			\$	30,304.48					
Rike St. Grant			\$	(101,879.79)					
Radio Note			\$	6,082.79					
Chapparal Grant/Safe Route To School/Sewer/Sidewalk/	Rike Street		\$	(41,383.58)					
CC Bond Farmersville Parkway			\$	180,000.86					
CC Bond Floyd			\$	(49,667.75)					
Equipment Replacement			\$	5,322.29					
Interest Earned	\$	466.04							
TOTAL:	\$	466.04	\$	78,112.64	\$	(58,783.45)	\$	19,329.19	
	Dobt Sand	ce Accounts			15011				
County Tax Deposit (FNB 0807)(Debt Service)	\$	700.67	\$	378,713.39	the said				
Debt Service Reserve (Texpool 0014 ) (2 months rsv )	\$	200.79		113,124.76					
TOTAL:	\$		Ś	491,838.15			Ś	491,838.15	

Appropriate	d Surp	lus Investment	A	counts			N DOOR	
Customer meter deposits (Texpool 0008)	\$	200.46	\$	112,905.93		1000		
Water Dev. Board (Texstar 1110)	\$	3,020.52	\$	1,614,720.05				
2019 C/O Street ( Texstar 0190)	\$	3,060.71	\$	1,771,081.91				
Palladium Wastewater (Texstar 9350)	\$	156.26	\$	90,417.67				
Listcon Escrow(Texstar 0300)	\$	261.45	\$	151,289.98				
Summit Property Sewer Escrow (fnb 231)	\$	28.35	\$	16,571.97				
2012 G/O Bond, streets, water, wastewater (Texstar 0120)	\$	1,973.19	\$	1,141,786.32				
TOTAL:	\$	8,700.94	\$	4,898,773.83	\$	•	\$	4,898,773.83

Unassign	ed Surplu	s Investment	Acc	ounts	20/4		
Gen Fund Acct. (Texpool 0004)( Reso. 90 Day Reserve)	\$	1,541.19	\$	866,700.00			
Water/WW Fund (Texpool 0003)(Operating 90 day)	\$	1,009.73	\$	568,870.15			
Water/WW Fund (Texpool 00017)(Capital)	\$	583.79	\$	328,890.96			
Elec. Fund (Texpool 0005) (Operating)	\$	88.91	\$	50,000.00			
Elec. Fund (Texpool 0016)(Capital)	\$	596.64	\$	336,120.91			
Elec. Surcharge (Texpool 0015)	\$	225.23	\$	126,887.43			
Money Market Acct. (FNB 092)	\$	9.11			\$	73,888.77	
TOTAL:	\$	4,054.60	\$	2,277,469.45	\$	73,888.77	\$ 2,351,358.22

Contractor Ma	naged Accounts Nonsp	endable	SVe S		44
NTMWD Sewer Plant Maint. Fund	\$	18,100.17			
TOTAL APPROPRIATED SURPLUS	\$	18,100.17	\$	•	\$ 18,100.17
TOTAL CASH & INVESTMENT ACCOUNTS	\$	7,764,294.24	\$	15,105.32	\$ 7,779,399.56

Page 1 of 2

10/10/2019

### **SUMMARY OF CASH BALANCES SEPTEMBER 2019**

FEDC 4A/B	oard Investi	nent & Che	cki	ng Account	No only in	
FEDC 4A Checking Account(Independent Bank 7909)	\$	3.36	\$	96,754.53		
FEDC 4A Investment Account (Texpool 0001)	\$	1,885.64	\$	1,062,297.62		
FEDC 4A Certificate of Deposit (Independent Bank)	\$	1,575.34	\$	500,000.00		
TOTAL:	\$	3,464.34	\$	1,659,052.15	\$ -	\$ 1,659,052.15

FCDC 4B	Board Investr	nent & Chec	king	Account	rest o	V	
FCDC 4B Checking Account (Independent Bank 3035)	\$	7.32	\$	191,780.14			
FCDC 4B Investment Account (Texpool 0001)	\$	659.44	\$	343,338.07			
TOTAL:	\$	666.76	\$	535,118.21	\$	•	\$ 535,118.21

	TIRZ	Account	4	403-14-15-24	Salas		
County Tax Deposits (FNB 01276)	\$	503.99	\$	129,598.19			
TIRZ Texpool Account ( )	\$	507.41	\$	315,193.13			•
TOTAL:	\$	1,011.40	\$	444,791.32	\$	-	\$ 444,791.32

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

Note: Standard & Poor's Rating Service assigned A+/long-term stable rating to Farmersville, Texas, 11-2018

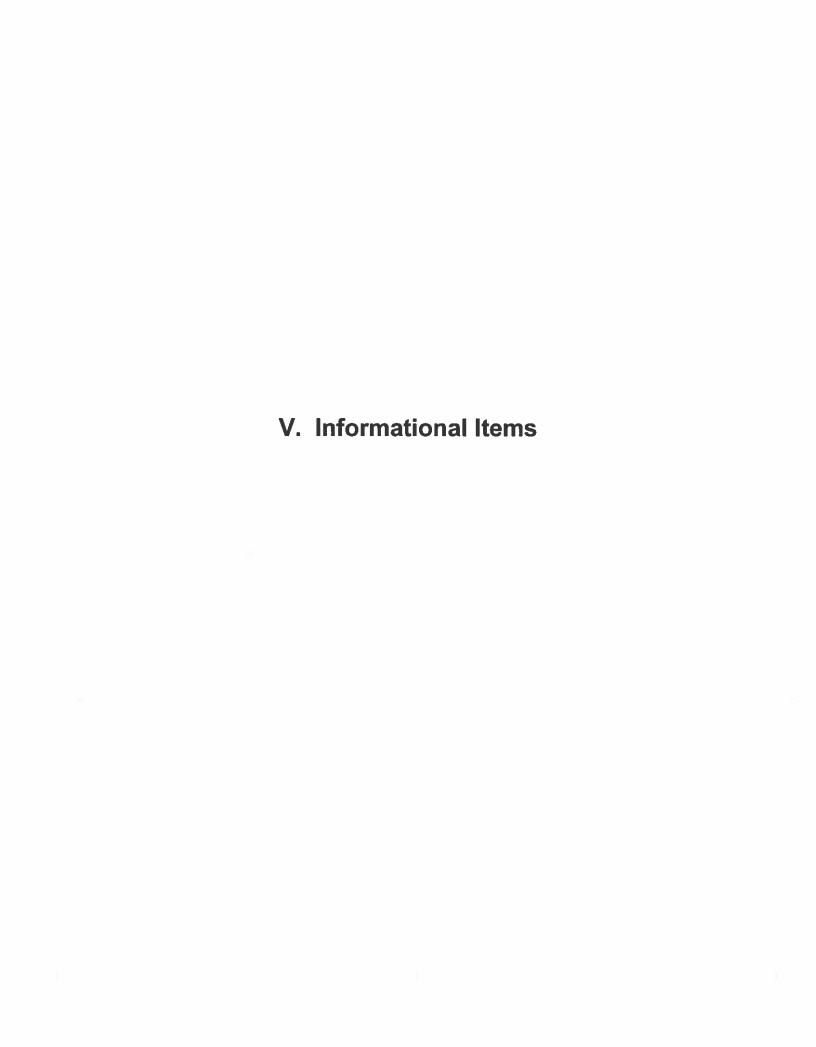
I hereby certify that the City of Farmersville's Investment Portfolio is in compliance with the City's investment strategy as expressed in the City's Investment Policy (Resolution 99-17, and with relevant provisions of the law.

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 completed to satisfy that requirement:

07-2017 NCTCOG - Public Funds Inv Act.

Daphne Hamlin

Daphne Hamlin, City Investment Officer



Agenda Section	Informational Items
Section Number	V.A
Subject	City Amenities Board
То	Mayor and Council Members
From	Ben White, City Manager
Date	October 22, 2019
Attachment(s)	Possible Council Liaison Report
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/cit y_council_meetings.php
Consideration and Discussion	City Council discussion as required.
Action	<ul> <li>Motion/second/vote</li> <li>Approve</li> <li>Approve with Updates</li> <li>Disapprove</li> <li>Motion/second/vote to continue to a later date.</li> <li>Approve</li> <li>Disapprove</li> <li>Move item to another agenda.</li> <li>No motion, no action</li> </ul>

Agenda Section	Informational Items			
Section Number	V.B			
Subject	Farmersville Community Development Board (Type B)			
То	Mayor and Council Members			
From	Ben White, City Manager			
Date	October 22, 2019			
Attachment(s)	Financials     Possible Council Liaison Report			
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/cit y council meetings.php			
Consideration and Discussion	City Council discussion as required.			
Action	<ul> <li>Motion/second/vote</li> <li>□ Approve</li> <li>□ Approve with Updates</li> <li>□ Disapprove</li> <li>• Motion/second/vote to continue to a later date.</li> <li>□ Approve</li> <li>□ Disapprove</li> <li>• Move item to another agenda.</li> <li>• No motion, no action</li> </ul>			

# FARMERSVILLE COMMUNITY DEVELOPMENT CORP 4B SEPTEMBER 2019 FINANCIAL BUDGET REPORT

## Farmersville Community Development Corp 4B September 2019

Statement Balance 9-01-2019	\$170 <sub>1</sub> 459.12
Deposits:	
Sales Tax:	\$21,389.20
New Checking Int05%	\$7.32
Wire Fee	\$(10.00)
Transfer to Texpool	
Checks 2895	\$(65.50)
Balance 09-30-2019	\$191,780.14

#### **Outstanding Transactions**

Sales Tax

Transfer to Texpool

**CD** Interest

Outstanding checks 2881,2894, 2897-2905

\$(26,097.47)

Balance 10-9-2019	\$165,682.67

Farmersville Community Development Corporation Financial Statement For the Fiscal Year Ended September 30, 2019

	FYZO18	B0005	October	November	December		Jamuary	February	È	March	April	May		June	July	August	September	Actival	×
Revenue:	The State of the		l		1														
Sales Tax Colections	\$231,190		\$17,798	\$20,066		\$16,133	\$15,355	\$23	\$23,529	\$16,819	\$18,939	22	\$25,981	\$20,384	\$20,394	\$ 25,516	\$21,	\$242,305	104 85%
Interest Income		47	14 5	14	89	25 82	7	••	4 5	KO.	<b>د</b> ه	<b>~</b>	2			2 2	27.00	\$ 95	
Mac		47	(20)	(10)	\$ (	(20)	(10)	**	(10) \$	(10) \$	(01)	S	(10)	(10) \$	(10)	\$ (10)	-\$10 00	\$ (130)	
Misc. account adj																			
New Check Stock																			
Reimbursement																			
Transfer from TEXPOOL/or cash in bank	A STREET	202				61	(250,000)												
Total Revenue	\$ 231,100 \$		7,862	17,862 \$ 20.070 \$	_	16,128 \$	(234,648) \$		23,523\$	16,814 \$	18,934 \$		25,978 \$	\$ 675,65	\$ 160'02	\$ 25,515	\$21,386.00	\$242,289	104.83%
	FY2018																	Actual	¥
	Budget		October	Movember	December		January	February	ary.	March	April	Шеу		June	July	August	September	OTY OTY	
Expenses		١																	
Main Street Personnel & Supplies	\$ 45,000	-															. •		
Personnal																12,573	17,553	5 30,126	
Supplies		8	571 \$	118	10	27.3 \$	548	v	886	**	604	-	1,288 \$	2,762 \$	595	3,478		\$ 11,876	
Reimburse City for accounting	\$ 1,000	5	1,000													1,000		2,000	200.00%
Chamber of Commerce	\$ 15,000	S	15,000															\$ 15,000	100.00%
May Taxes	\$ 1,000	_										<b>S</b>	666					\$ 993	99.30%
Land Purchasa	\$ 76,624		S	4,998	<b>1</b> 1	33,934 \$	1,749	\$ 1,	1,666	4	24,143							\$ 66,491	86.78%
North Texas Trail Coaldon	5 5,000	_	••	5,000	.=													\$ 5,000	100.00%
Fire Works	\$ 1,500	_								53	8,500							\$ 6,500	100.00%
Sound System	\$ 7,000	_				₩,	2,150		1/0	4,797 \$	46	<b>~</b> >	20 \$	315 \$	50	20	40	\$ 7,408	105.82%
Farmersville Hentage Museum	\$ 8,000	_															5,952	\$ 5,952	99.20%
Farmersville Colin Parkway																			
Farmersville Billboard Promotion	\$ 10,060	8	675 \$	673	**	200 \$	1,150	٧,	725 \$	675 \$	250	<b>~</b>	250 \$	250 \$	1,200	725	1,200	\$ 7,975	79.75%
Police Department Salety Equipment	\$ 15,200	_								**	11,260	<b></b>	495 \$	540 \$	220			5 12,845	84.51%
Music In The Park													<b>47</b>	800				800	
Christmas Lights	\$ 10,000	-																	0.00%
Total Expenses	\$ 188,324	s.	17,246 \$	10,791	2	34,407 \$	5,587	\$ 3,	3,277 \$	5,472 \$	42,803	\$ 3	3.046 \$	4,667 \$	2,385	\$17,796	\$25,497	\$172,965	87.21%
Excess Revenue Over Expenses	32,776		556	9 279		(18,279)	(240.245)		20,246	11.342	(23.869)	Ñ	22,930	15,712	18,026	7,719	(4,111)	60,304	:   

TEXPOOL Balance Interest Income-TEXPOOL Total Available Texpool Funds

Agenda Section	Informational Items
Section Number	V.C
Subject	FEDC Farmersville Economic Development Board (Type A)
То	Mayor and Council Members
From	Ben White, City Manager
Date	October 22, 2019
Attachment(s)	Financials     Possible Council Liaison Report
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/city council meetings.php
Consideration and Discussion	City Council discussion as required.
Action	<ul> <li>Motion/second/vote</li> <li>Approve</li> <li>Approve with Updates</li> <li>Disapprove</li> <li>Motion/second/vote to continue to a later date.</li> <li>Approve</li> <li>Disapprove</li> <li>Move item to another agenda.</li> <li>No motion, no action</li> </ul>

# FARMERSVILLE ECONOMIC DEVELOPMENT CORP 4A SEPTEMBER 2019 FINANCIAL BUDGET REPORT

# Farmersville Economic Development Corp 4A September 2019

Statement Balance 9-1-2019

\$73,786.63

Deposits:

 Sales Tax:
 \$21,389.20

 Cking int .05%
 \$3.36

 CD Interest
 \$1,575.34

**Transfer from Texpool** 

Cleared Checks \$-

Statement balance 9-30-2019 \$96,754.53

#### **Outstanding Transactions**

Sales Tax

Transfer to Texpool

**CD** Interest

**Oustanding checks** 

Balance 10-08-2019 \$96,754.53

Farmersville Economic Development Corporation Cummutative Income Statement For the 12 Months Ended, September 30, 2019

	FY 2019	The second second			3									
	Budget	October	November	December	Jenusry	February	March	April	Mey	June	Auly	August	September	at.
Beginning Bank Balance		\$313,827.04	5327,937,83	\$348,146.25	\$84,386.87	\$79,743.23	\$ 02,776.20	87,639,36	\$106,681.87	\$32,026.41	\$46,798.17	866,184,92	573,786.63	
Deposits														4
Sales Tex Collections	\$225,600 00	\$17,798.01	\$20,066.44	\$16,133.38	\$15,356.25	\$23 529 03	\$16,815.90 \$	18.90	\$25,980.55	\$20,384 54	\$20 394.36	\$25,518.17	\$21 369.20	\$242,306.37
Internal Income ching	\$6,000.00	\$10.02	\$13.58	\$10.27	11.22	\$2.94	\$4.16 \$	3.85	\$2,99	\$1.47	\$2.39	\$3.05	21.36	\$64.50
Transfer to Tempool				\$(300,000,000)					-					
Transfer From Texpool									\$150,000 00					
Purchae CD							1		\$(250,000.00)	-				
Textood Interest		\$1,615.63	\$1,609.59	\$1,943.81	\$2,419.76	\$2,197.36	\$2,458.81 \$	2,400 18	12,300.17	\$2,063.33	\$2,142.05	\$1,952.05	\$1,685.64	\$24,989.38
CD Internst Exmed		\$123.29	\$127.40	\$123.29		-	\$1 541.10			\$1,675.34		-	81 575.34	55 065 76
Total Revenue	\$231,400.00	\$331,761,64	\$348,145.25	\$84,412.17	\$78,749.25	\$103,278.20	589,139,36	\$104,531,67	\$32,508.41	\$57,967.76	\$44,194.92	\$91,710,545	\$96,764.53	\$772,428.10
Expenses			-	-		-		-						
Administration	\$1,000 00											\$1,000.DO		\$1,000.00
Meeting Emerses	\$1,000,00	-							\$40.00	100		\$1,037.38		\$1,077.38
Dues/School/Travel	\$5,200,000	\$1,282.71												\$1,262.71
Office Sucoles	\$200.00	361.12		\$28.30										\$87.42
Legal Service	\$2,500 00			1										A
Marketing/promotton Expenses	pensas													٨
Markeling/Promotion	00 000 000		t-spinone											4
Collin College Sponsorship	\$7,500 00	-	-			57,500 00								\$7,500.00
Smal Business	00 0038								\$500,00	, gilljumpshod,				\$500.00
Tax.31	22 500 00	00 000 63		A		and the same of th								\$2,500.00
Company Onember	\$1,000,00						\$1,000.00			- Code				\$1,000.00
Farmersville Rotary	000053				-	-	8500 00							\$500.00
Total Expenditures	\$33,040.00	\$3,823.83	Commence of the last	\$28.30			81,606.00		\$540.00			\$2,037.38	The Spinsters	\$14,427,81
Directive Business incentives										0.000				ų
Colin College Loop	\$15,000 00									55,189.59				
Planner Land Use Map	836,000,00													
Electrical Substation Loan	\$210,000.00	3	-									\$16,632,13		C1 288 C14
Feçade Grant Program	\$50,000.00					\$25 000 00								\$25,000.00
Total Development Cost	\$311,000,00	Ä			-			-4-0						540,832.13
Total Expenditure	1344,060.00	\$3,621.83	4	\$26.30		\$32,480.00	\$1,500,00		8540.00	\$2,119.59	-	11/12/21		244,310,44
Revenue vs Expenditures	(\$112,464)						1	1						
From Reserves						-	And in concession of the last	-		The second second			September 1	
Total Expenditures		\$1,523,63	å	\$24.30		\$12,600,00	\$1,500.00		2640.00	72,102,50		817,828,61		246,218,6
Ending Bank Balance		\$327,937.63	\$249,145.25	\$64,386,07	\$70,743.23	\$70,776.20	\$47,638,38	\$106,581.87	£32,628.41	\$48,788.17	\$49,194.92	\$73,796.63	\$34,764.63	
CD Investment		\$250,000.00	\$250,000.00	\$260,000.00	\$250,000,00	\$250,000.00	2260,000.00	\$250,000.00	\$600,000.00	\$600,000.00	2500,000,00	\$£50,000.00	\$500,000.00	
Texpoel Balance		\$880,923.07	\$850,533.48	51,192,477.27	\$1,184,897.03	\$1,197,094,39	\$1,199,461,20	81,201,961.38	\$1,064,254.56	\$1,066,317.88		\$1,060,411.96	\$1,062,787,82	
Total Available Funds		81,466,861,70	\$1,448,678.71	\$1,504,863.14	\$1,674,640.26	\$1,617,669,59	81,537,190,56	\$1,642,633.25	51, 644, 280, 96	51,607,110.06	21,624,064,05	57,434,780,61	31,659,062,16	

Agenda Section	Informational Items
Section Number	V.D
Subject	Main Street Board
То	Mayor and Council Members
From	Ben White, City Manager
Date	October 22, 2019
Attachment(s)	Monthly Report     Possible Council Liaison Report
Related Link(s)	http://www.farmersvilletx.com/government/agendas_and_minutes/cit y_council_meetings.php
Consideration and Discussion	City Council discussion as required.
Action	<ul> <li>Motion/second/vote</li> <li>Approve</li> <li>Approve with Updates</li> <li>Disapprove</li> <li>Motion/second/vote to continue to a later date.</li> <li>Approve</li> <li>Disapprove</li> <li>Move item to another agenda.</li> <li>No motion, no action</li> </ul>



#### MONTHLY ACTIVITY REPORT

For the local program, monthly reports are a way to truck and document progress of both the program and the downtown revitalization effort. It is also an effective tool to use for updating the board on the program's overall activities and for communicating your progress to stakeholders, such as City Council and other funding entities. For the state office, monthly reports help us provide more direct and effective services by giving us a way to spot trends, challenges, issues etc. The report should reflect BOTI-1 the work of staff and volunteers. While not all programs use the traditional four-committee structure any longer, the work of all programs should still be able to be reflected in the four-point categories below.

CITY: Farmersville

MONTH/YEAR: September/2019
DATE SUBMITTED: October/10/2019

1. Updates on Projects, Activities for the month.

ORGANIZATION:

Dates	Update on projects or activities
September 3, 2019	Worked on preparing for Farmers and Fleas market upcoming this weekend, contacting vendors to verify attendance. Also placed advertisements with local newspapers and social media to create awareness for the market day and downtown shopping on the square.  Finalized the Main Street & 4B Community Development September Board Minutes to prepare for next week's meeting.  Attended Rotary meeting that afternoon, focusing on budget updates and
restant to the desiration of over over making and analysis gave to pro-	fundraising efforts.
September 4, 2019	Attended weekly office staff meeting.
	Worked on monthly report for submission to THC.
	Conducted Main Street on the square visits to remind owners and merchants to complete the Main Street Stakeholders Survey.
September 6, 2019	Finalized Farmers and Fleas market reservations to prepare for Saturdays market day Emailed Board meeting packets to members of Main Street and 4B Community Development Corporation in preparation for Monday's meeting.
September 7, 2019	Coordinated the Farmers & Fleas Market event held every 1" Saturday of the month at the historic Onion Shed. We had over 30 vendors participating with 410 persons in attendance.
September 9, 2019	Reconciled Farmers and Flea market income and revenue obtained from market day on the past weekend.
	Continued to prep for the Main Street & 4B Community Development September Board meetings to occur that evening.
	Finalized monthly report due to THC for submission on the 10th.

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Prepared by: Dana Mingo, Main Street Manager

Email to: mainstreet-reports@thc.texas.gov

September 10, 2019	Submitted Main Street monthly report to THC.  Continued to update the merchant and building owners contact spreadsheet, along with encouraging them to complete the stakeholder's survey online or by paper submission.
September 12, 2019	Met with the newly higher Farmersville Times reporter, providing an overview of the Main Street Program and upcoming events.  Researched the process of obtaining historical markers for businesses downtown and working with them on completing the application for submission.  Sent 4B Community Development Corporation, grantee recipient's notifications by email of their approved funding for the new budget year, beginning October 1".  Began to advertise on social media the #WeAreMainStreet campaign.
September 13, 2019	Worked on marketing strategies for Main Street events through social media, magazine and newspapers ads.
September 16, 2019	Attended Heritage Museum meeting for further planning to expand historical items for display and building maintenance.  Continued working on marketing strategies for Main Street events through social media, magazine and newspapers ads.  Began to work on September Main Street & 4B Community Development Board Minutes to prepare for next month's meeting.
September 17, 2019	Visited and toured one of our newest merchant food and drink businesses, Boards and Bottles 442. They are in the process of a full opening, to date they have had mini opening times each week.  Attended weekly Rotary Club meeting, our guest speaker was Collin Colleges' President Neil Matkin. Mr. Matkin provided updates on current projects and endeavors of the college.
September 18, 2019	Attended weekly office staff meeting.
September 19, 2019	Attended the Historical Society of Farmersville's outing to the museum in downtown McKinney.
September 20, 2019	Made downtown visits to merchants informing them of the downtown survey being sent out, encouraging them to complete so the Board can use for short term and long term planning.
September 23, 2019	Worked in the downtown square pruning flowers and brushes in preparation for Old Time Saturday event.  Continued to make downtown visits to merchants informing them of the downtown survey being sent out, encouraging them to complete so the Board can use for short term and long term planning.

September 24, 2019	Worked on Main Street Website making updates to merchant info.  The Ville Studios on the square hosted a social media workshop, inviting merchants to attend to learn how to utilize social media to promote their businesses.  Attended weekly Rotary Club meeting, our guest speaker was Katie Huntsman, Consultant with Carter BloodCare.
September 25, 2019	Attended weekly office staff meeting.  Worked with Mayor on testing our Street Sound system downtown in preparation of Old Time Saturday and future needs of the system.  Discussed stakeholder survey information to date with City Manager, reviewing feedback to have an idea of where the consistency needs are and brainstorming for the future.  Visited our prospect merchant, Wood in Time, to determine a timeline of when they plan to open their BBQ restaurant in our downtown district.
September 26, 2019	Worked on Farmers and Fleas market for November, processing vendor applications and assigning booth spaces.  Met with Chamber of Commerce discussing the upcoming Scare on the Square event in October, offering assistance.  Visited with one our merchants in the process of securing permit to open, Pieville to check on any needs they may have prior to their grand opening.
September 30, 2019	Attended Heritage Museum meeting for further planning to expand historical items for display and upcoming Night at the Museum event in November.  Worked on monthly report for submission to THC.

#### PROMOTION:

Dates	Update on projects or activities
June 2018-Present	Doug Laube (business 1" floor & residence 2 <sup>nd</sup> floor)/129 McKinney
January 2019- June	Hibbitts Ice Cream Shop/214 Main Street
2019 (complete)	
Feb. 2019-Present	Mathers Coffee Shop & Gifts/206 McKinney
Feb. 2019- June	The Ville Studios/204 McKinney
2019 (complete)	
April 2019-Present	Pieville/ 107 S. Main St.
May 2019-Present	Brad Hunter (business 1st floor & residence 2nd floor)/111 McKinney
May 2019- Present	Wood in Time BBQ/101 A Candy
June 2019-	Bottles & Boards 442 Shop / 106 McKinney
September 2019	
(complete)	
September 2019-	New Ownership of the downtown Main Street Music Hall, where planning is underway
Present	to preserve the history of the building and prepare to continue offering culture and arts,
	135 S Main St.

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#### DESIGN:

<u>DESIGN</u> :	
Dates	Update on projects or activities
June 2019- Present	Downtown Square- increase signage and navigation for the community and visitors to locate the various services and shops we have to offer, when they visit downtown.
June 2019- Present	Downtown Square- adding our downtown banners with updated pole equipment to add beauty to the area.
June 2019- Present	Tree trimming and landscaping entering on McKinney Street into our downtown area.
June 2019- Present	Main Street Sidewalks updates.
June 2019- Present	Downtown Square- add more seating area for visitors and the community to utilize as they shop and visit downtown.
June 2019- Present	Heritage Museum- restorations for tourism with new signage and painting of the exterior surfaces and staining the entry and exit doors.  Bain Honaker House- window replacement restoration for tourism and safety.
June 2019- Present	Street Sound System- working on ensuring our sound system downtown is working at optimal level.
March 2019- Present	Ramble Park- ADA Compliancy for swings.
October 2019- Present	Carlisle Center- new furnishings for the completed remodeling inside work.
October 2019- Present	Main Street Program- 20 year celebration date in 2020, TBD.
May 2019- June 2019	Carlisle Center- upgrades with the removal of the interior paneled walls, replaced with a fresh coat of paint and replacement of tiled floors with new flooring.
June 2019-June 2019	1 Phase of downtown parking space striping.

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**ECONOMIC RESTRUCTURING:** 

Dates	Update on projects or activities
Jan 2019-Present	Camden Homes and DR Express home construction is well under way. 135 homes permitted, 6 models, Many of the homes have already been sold. Phase 1 & 2 are complete, they are now moving to Phase 3.
Jan 2019- Present	Farmersville Palladium Apartments have already broken ground. Both additions to the city will bring additional traffic to our downtown area and revenue to the city. Complete by December 2019
2018- Present	Farmersville Collin College will break ground in December 2019, with its ribbon cutting the 1st part of November. To include Collin College utilizing Farmersville electricity.
2019- Present	Railroad Quiet Zone
2019- Present	Farmersville Wastewater Treatment Plant- Plants 1 and 2 completed.
2019- Present	Lake Haven MUD bought by TCCI will be building 2,000 homes and plans for more acreage purchase. All the property will be using the future wastewater plant #3, bringing in \$15.5 million to the city. After 20 years they would annex to the city.

2. Program Commentary (list critical issues, problems, and successes/completed projects of the past month):

I will continue to focus on visits with business owners, Board members and the city which tasks are needing priority for completion. I continue to work on updating and processing procedures that will only enhance the program. Those areas include:

> The revision/update of the Farmers and Fleas Manual

Establish our Core Values as documented on the Annual Criteria 10 report

- Continue to clarify roles, responsibilities and document of the Main Street Manager and the Main Street Board members.
- > To develop our Work Plan in collaboration between the Main Street Manager and the Main Street Board.
- Continue to review and enhance the by-laws of the Main Street Board, as necessary.
- Continue to establish positive relationships among the Board and downtown businesses.

> And lastly, identify opportunities for support and collaboration.

- Our overall goal is to ensure that the Main Street Program continues to grow and prosper. I am committed to form and nurture those partnerships as appropriate to help us accomplish all our goals under the Main Street Program, Four Point Approach. Farmersville is a Texas Treasure and we want the Treasure search to start on Main Street.
- 3. Outlook. Goals and challenges; plans for upcoming major projects such as public improvements etc.: Since my onboarding, I have been able to grasp a better understanding of the role of the Main Street Manager. I am a resource for the business owners to assist in carrying out the visionary approach to revitalization for the downtown area of Farmersville, Texas. My set goals are to create more of a presence of what we can offer to our local community and tourist:

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Prepared by: Dana Mingo, Main Street Manager

Email to: mainstreet-reports@thc.texas.gov

- > This will be through the means of social media, advertising and word of mouth.
- > I plan to strategically work with the business owners to ensure their building aesthetic needs are accomplished (if needed), through the assistance of the Board, 4B, the City and the resources available through the Main Street State Program.
- > This also includes the beautification of the downtown area. Such as the appearance and continual cleanliness needed to attract individuals, couples and families to visit more often.
- Overall working to reinforce Farmersville's' uniqueness of being a Texas Treasure and extract what sets us apart from other places advertised across state borders.
- 4. Suggestions for Texas Main Street Center (list suggestions on services or training topics; new resources; questions):
  - Ongoing training: (Volunteer/Team Training, Interpersonal Communication and Conflict Resolution). The training could be completed on line and a Certificate of Completion issued.
  - > Continue to send relevant information to assist in maintaining our program initiatives.
- 5. Main Street in the News. We would love to spotlight your <u>upcoming</u> events in our Main Street Matters e-newsletter, please email <u>mainstreet-reports@thc.texas.gov</u> with the information. We ask that you do not send in events that have already taken place, send in future events for as many months as possible.
  - > Trick it Up Bike Ride & Scare on the Square: Saturday, October 26, 2019. For more information: http://farmersvillechamber.com/chamber-news/
  - Farmers & Fleas Market: First Saturday of each month (excluding October) at the historic Onion Shed. A combination of farmers market and flea market. Staff set-up starts at 6:30am and Vendor set-up starts at 7:00am. Sales hours are 9:00a.m. to 3:00p.m. For information: 972-784-6846 or see Facebook page: <a href="https://www.facebook.com/Farmersville-Farmers-Fleas-Market">https://www.facebook.com/Farmersville-Farmers-Fleas-Market</a>.
  - Night at the Museum Benefit Gala, presented by the Farmersville Heritage Museum: Saturday, November 2, 2019, from 6-9 pm. For more information and tickets https://www.eventbrite.com/e/night-at-the-museum-benefit-gala-tickets-73696108043?ref=enivtefor001&invite=MTc3NTOwNTUvZC5taW5nb0BmYXJtZXJzdmlsbG V0eC5jb20vMA%3D%3D%0A&utm\_source=eb\_email&utm\_medium=email&utm\_campaign=inviteformalv2&utm\_term=attend
  - Farmersville Christmas Parade: Saturday, December 14, 2019 @ 5:00 pm on the Main Street square. For more information,

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Prepared by: Dana Mingo, Main Street Manager

Email to: mainstreet-reports@thc.texas.gov

Agenda Section	Informational Items
Section Number	V.E
Subject	Planning & Zoning Commission
То	Mayor and Council Members
From	Ben White, City Manager
Date	October 22, 2019
Attachment(s)	Minutes     Possible Council Liaison Report
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/city council meetings.php
Consideration and Discussion	City Council discussion as required.
Action	<ul> <li>Motion/second/vote</li> <li>□ Approve</li> <li>□ Approve with Updates</li> <li>□ Disapprove</li> <li>• Motion/second/vote to continue to a later date.</li> <li>□ Approve</li> <li>□ Disapprove</li> <li>• Move item to another agenda.</li> <li>• No motion, no action</li> </ul>



# CITY OF FARMERSVILLE PLANNING AND ZONING COMMISSION MINUTES REGULAR SESSION MEETING SEPTEMBER 16, 2019, 6:30 P.M. COUNCIL CHAMBERS, CITY HALL 205 S. Main Street

#### I. PRELIMINARY MATTERS

- Chairman Michael Hesse presided over the meeting which was called at 6:30 p.m. Commissioners Leaca Caspari, Rachel Crist, John Klostermann and Brian Brazil were in attendance. Luke Ingram and Lance Hudson were not in attendance. Also, in attendance were staff liaison, Sandra Green; Council liaison, Craig Overstreet; and City Attorney, Alan Lathrom.
- Craig Overstreet led the prayer and the pledges to the United States and Texas flags.
- Lance Hudson arrived at the meeting.

### II. PUBLIC COMMENT ON AGENDA ITEMS (FOR NON-PUBLIC HEARING AGENDA ITEMS)

No one came forward.

#### III. PUBLIC HEARING

- A. Consider, discuss and act upon a recommendation to the City Council regarding a Specific Use Permit for a banquet/meeting hall, for the RSVP Farmersville located on Block B, Lot 13a and 13b in the Farmersville Original Donation, which lease space is more commonly known as 101 Candy Street, Suite B.
  - Chairman Hesse opened the public hearing at 6:34 p.m.
  - Elise Bobitt who resides at 207 Summit stated she was speaking for the RSVP Farmersville and was favor of them having a business in town.

- Jodye Svoboda who lives at 311 E. Santa Fe stated she had a successful
  year at RSVP. She indicated she was not aware of any complaints. She
  stated while she welcomed other businesses in town with similar uses, she
  hoped the other businesses would have to go through the same process to
  receive an SUP.
- Craig Williams who owns a business at 103 S. Main Street stated he has never heard a bad word about RSVP Farmersville. Everything he has heard has been complimentary.
- Michael Hesse asked if anyone else wanted to speak for or against the item.
- No one came forward so he closed the public hearing at 6:37 p.m.
- Sandra Green explained that Jodye Svoboda applied last year for the SUP and the stipulation was placed on it that she came back in one year to make sure there were no complaints.
- Rachel Crist asked if the business has had any issues with TABC.
- Jodye Svoboda stated she did not have any issues with TABC because she does not sell or make alcohol. Her business allows for BYOB.
- Leaca Caspari asked what the owner thought the reasonable time frame for the SUP should be.
- Jodye Svodoba stated she would like it to be for as long as she owns the business.
- John Klostermann asked if she thought three years would be sufficient.
- Michael Hesse stated they could set it up like a contract where it was good for three years and then renew it for so many years if no issues or concerns have been brought to their attention.
- Leaca Caspari stated that asking for her to come back after a year was a lot.
   She thinks they could approve five years and that would give her enough time to schedule events.
- Michael Hesse wanted it to where the city could address any issues that may arise. He stated the only problem he has noticed is that people unload in Main Street sometimes and it blocks traffic.
- Brian Brazil stated he has been involved at an event at RSVP Farmersville and he noted that Jodye Svoboda was very cognizant of things going on and where people could park. He stated he had no problem with the SUP being valid for as long as she owned the business.
- Rachel Crist asked if she had to pay the fee every time she renewed her SUP. She asked if the fee could be waived.
- Sandra Green stated the Commission could waive it, but the fee covers the price of the newspaper notice and property owner notifications.
- Rachel Crist asked why the Commission would have to set a time period of three or five years. She indicated to just have it to where the SUP would be good until she no longer owned the business. She explained that she wanted the stipulation of a one year renewal last year because there were citizens that were at the meeting posing concerns.
- Alan Lathrom stated the Commission could recommend to Council to keep the SUP open until the business change hands to a new owner.

- Motion to approve and allow the SUP to be valid until the owner of the business changes made by Brian Brazil
- 2<sup>nd</sup> to approve made by Leaca Caspari
- All members voted in favor

#### IV. <u>ITEMS FOR DISCUSSION AND POSSIBLE ACTION</u>

- A. Consider, discuss and act upon minutes from August 19, 2019.
  - Motion to approve made by John Klostermann
  - 2<sup>nd</sup> to approve made by Leaca Caspari
  - All members voted in favor
- B. Consider, discuss and act upon a concept plan for the Chaparral Trail Estates.
  - Michael Hesse stated the Commission did receive a letter from DBI Engineering recommending approval.
  - Leaca Caspari had some questions regarding septic and water flows. She asked since the property was in the county were those issues for the county.
  - Alan Lathrom stated that was correct. He explained those type of questions are answered with the plat and this was to review the concept plan.
    - Motion to approve the concept plan made by Lance Hudson
    - 2<sup>nd</sup> to approve made by Brian Brazil
    - All members voted in favor
- C. Consider, discuss and act upon a recommendation to the City Council regarding a preliminary plat for the Chaparral Trail Estates.
  - Sandra Green stated she made an error and did not post the plat as a public hearing since the owner was asking for a waiver on fire flows and using septic systems. She recommended the Commission postpone the item to the special October 7<sup>th</sup> Planning & Zoning meeting.
  - Alan Lathrom stated no motion was necessary to move it to the next agenda.

V. ADJOURNMENT

Meeting was adjourned at 6:57 p.m.

ATTEST:

Sandra Green, City Secretary

APPROVE:

haél Hesse. Chairman

Agenda Section	Informational Items
Section Number	V.F
Subject	TIRZ Board
То	Mayor and Council Members
From	Ben White, City Manager
Date	October 22, 2019
Attachment(s)	Financials     Possible Council Liaison Report
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/cit y council meetings.php
Consideration and Discussion	City Council discussion as required.
Action	<ul> <li>Motion/second/vote</li> <li>□ Approve</li> <li>□ Approve with Updates</li> <li>□ Disapprove</li> <li>• Motion/second/vote to continue to a later date.</li> <li>□ Approve</li> <li>□ Disapprove</li> <li>• Move item to another agenda.</li> <li>• No motion, no action</li> </ul>

# TIRZ SEPTEMBER 2019 FINANCIAL BUDGET REPORT

# TIRZ Cummulative kncome Statement For the 12 Months Ended, September 30, 2019

	FY 2019													
	Budget	October	Movember	December	January	February	March	April	May	June	July	August	September	È
Beginning Bank Batance Deposits		MZ.777.34	\$423,533.90	\$424,296.61	\$425,120.76	\$425,983.45	\$428,769.90	427,642,35	\$596,254.32	\$807,692.46	\$699,033.18	\$700,202.77	8578,094.20	
Ad Valorem Tax Collection	\$287,582.00							\$ 267,282.22						
Interest Income ching	\$5,500.00	\$758.56	\$782.71	\$824.15	\$872.69	\$776 45	\$872.45	1,329.75	\$1,438.14	\$1,340.72	\$1,169.59	\$1,035.17	\$503.99	
Transier to Texpool													\$(450,000.00)	
Transfer From Texpool													\$135,314.28	
Texpool Interest	adeal			-						- Hiller			\$507.41	
Total Revenue	\$293,062,00	\$293,062,00 \$423,533.90	1	\$424,296.61 \$425,120,76	\$425,983.45	\$429,769.90	\$427,642.36	5608,254.32	8847,882,44	\$699,033,18	\$700,282,77 \$701,237,84	\$701,237.84	\$24,812.47	
Expenses:	44					-								
Administration	\$2,000.00													
Meeting Expenses	\$2,000.00			angile,		-								İ
Dues/Sthool/Travel	\$2,000.00													
Office Supplies		-0.00												
Legal Service														
Debt Service							_	-						
Interest Payment	\$37,144.00		1000											
Principal Payment	\$85,000.00						_					\$37,143.74	-	
Directive Business Incentives								-				\$65,000.00		
Waterfine	\$299,000.00				-	1				-			\$135,314.28	
Texas A&M broadband study														
Total Expenditures	\$427,144.00	4						100		The second second	2	8122,143,74	\$135,314,28	
Revenue vs Expenditures	(\$134,082)			-	_	rige. 1								
From Reserves	\$134,082													
Ending Bank Balance	ľ	\$423,533.90	\$424,296.61	\$425,120.76	\$425,993.45	\$428,769.90	\$427,542.35	\$496,254,32	\$487,532.46	\$699,033.18	\$700,202.77	\$579,094,20	\$129,598.19	
Terpool Balance	P	-	~				-	_		_		800	\$315,183.13	
Total Avaitable Funds	-	\$423,533.90	\$424,296,61	\$425,120.78	\$425,993.45	\$426,769.90	\$427,642.15	\$496,254.12	\$617,532.46	\$696,033.18	\$700,202,77 \$578,084,20	\$579,064.20	\$444,781.32	

Agenda Section	Informational Items	
Section Number	V.G	
Subject	City Manager's Verbal Report	
То	Mayor and Council Members	
From	Ben White, City Manager	
Date	October 22, 2019	
Attachment(s)	None	
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/cit y_council_meetings.php	
Consideration and Discussion	Ben White to lead discussion regarding:	
Action	<ul> <li>Motion/second/vote</li> <li>□ Approve</li> <li>□ Approve with Updates</li> <li>□ Disapprove</li> <li>• Motion/second/vote to continue to a later date.</li> <li>□ Approve</li> <li>□ Disapprove</li> <li>• Move item to another agenda.</li> <li>• No motion, no action</li> </ul>	

VI. Reading of Ordinances

Agenda Section	Reading of Ordinances
Section Number	VI.A
Subject	Consider, discuss and act upon the second reading of Ordinance #O-2019-1022-001 regarding changing the name of a portion of County Road 611 to Collin Parkway.
То	Mayor and Council Members
From	Ben White, City Manager
Date	October 22, 2019
Attachment(s)	O-2019-1022-001
Related Link(s)	http://www.farmersvilletx.com/government/agendas_and_minutes/cit y_council_meetings.php
Consideration and Discussion	City Council discussion as required.
Action	<ul> <li>Motion/second/vote</li> <li>Approve</li> <li>Approve with Updates</li> <li>Disapprove</li> <li>Motion/second/vote to continue to a later date.</li> <li>Approve</li> <li>Disapprove</li> <li>Move item to another agenda.</li> <li>No motion, no action</li> </ul>

#### CITY OF FARMERSVILLE ORDINANCE # O-2019-1022-001

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, CHANGING THE NAME OF COUNTY ROAD 611 BETWEEN WEST AUDIE MURPHY PARKWAY (U.S. HIGHWAY 380) AND THE EAST-WEST PORTION OF COUNTY ROAD 611 TO COLLIN PARKWAY AS SHOWN ON EXHIBIT "A"; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, County Road 611 extends in a northerly direction from West Audie Murphy Parkway (U.S. Highway 380) a distance of approximately one thousand nine hundred twenty-eight feet (1,928') more or less at which general location it intersects with County Road 610 and County Road 611 turns in an easterly direction to become an east-west roadway that terminates at State Highway 78; and

WHEREAS, Collin College is constructing its Farmersville Campus along the eastern side of County Road 611 between West Audie Murphy Parkway (U.S. Highway 380) along its southern boundary and the east-west section of County Road 611 along its northern boundary; and

WHEREAS, City Staff has requested that the name of the north-south segment of County Road 611 be changed to Collin Parkway to include part of the name of Collin College in the name of the roadway on which Collin College will front; and

WHEREAS, the City Council of the City of Farmersville, Texas has determined it appropriate and in the best interest of the citizens and emergency responders and future students of Collin College to change the name of the north-south segment of County Road 611 to Collin Parkway to tie in the roadway name with Collin College.

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

**SECTION 1.** All of the above premises are hereby found to be true and correct legislative and factual determinations of the City Council of the City of Farmersville and they are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

**SECTION 2.** The name of the north-south segment of County Road 611 extending in a northerly direction a distance of approximately one thousand nine hundred twenty-eight feet (1,928') more or less from West Audie Murphy Parkway (U.S. Highway 380) to the intersection with the north-south section of County Road 610 and the east-west section of County Road 611 as generally shown on Exhibit "A" attached hereto and incorporated herein by reference for all purposes allowed by law is hereby changed to Collin Parkway.

**SECTION 3.** Should any word, sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance, which shall remain in full force and effect.

**SECTION 4.** All ordinances of the City of Farmersville, Collin County, Texas, in conflict with the provisions of this ordinance be, and the same are hereby repealed; provided however, that all other provisions of said ordinances not in conflict with provisions of this ordinance shall remain in full force and effect.

**SECTION 5.** This Ordinance shall take effect immediately upon its adoption and publication in accordance with and as provided by Texas law.

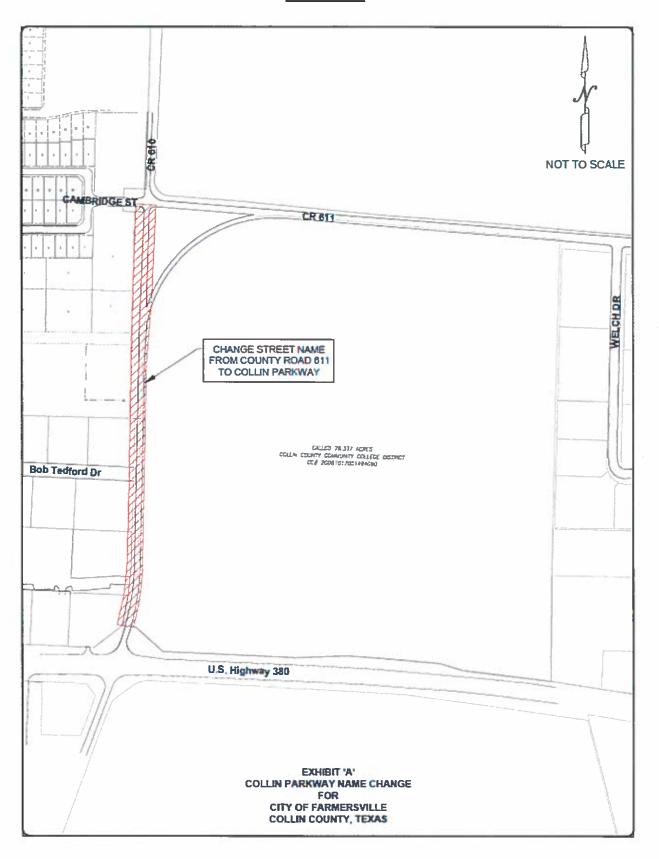
**PASSED** on first reading on the 8<sup>th</sup> day of October, 2019, and second reading on the 22<sup>nd</sup> day of October, 2019 at properly scheduled meetings of the City Council of the City of Farmersville, Texas, there being a quorum present, and approved by the Mayor on the date set out below.

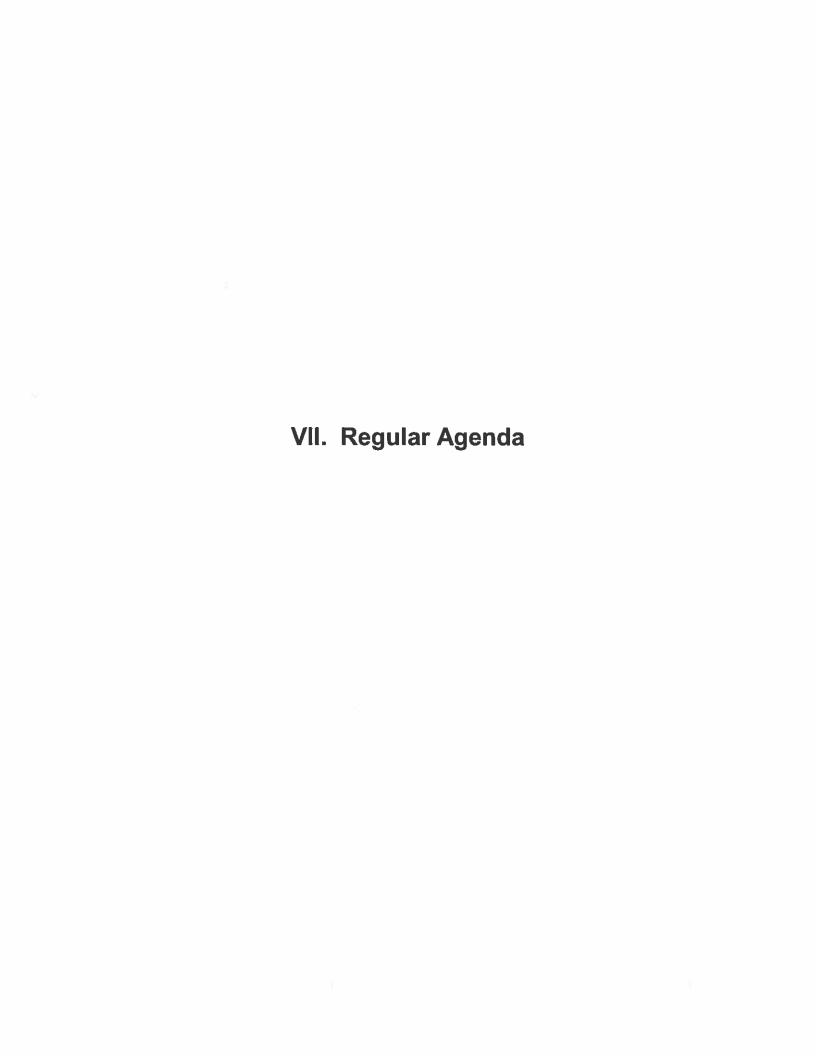
#### APPROVED THIS 22<sup>nd</sup> DAY OF October, 2019.

#### APPROVED:

	BY:
	Jack Randall Rice Mayor
ATTEST:	
Sandra Green City Secretary	

#### **EXHIBIT A**





Agenda Section	Regular Agenda	
Section Number	VII.A	
Subject	Consider, discuss and act upon the resignation of Glenn Bagwell from the City Amenities Board and the appointment of new member.	
То	Mayor and Council Members	
From	Ben White, City Manager	
Date	October 22, 2019	
Attachment(s)	<ul> <li>Glenn Bagwell Resignation Letter</li> <li>Applications for Boards</li> </ul>	
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/cit y council meetings.php	
Consideration and Discussion	City Council discussion as required	
Action	<ul> <li>Motion/second/vote</li> <li>□ Approve</li> <li>□ Approve with Updates</li> <li>□ Disapprove</li> <li>• Motion/second/vote to continue to a later date.</li> <li>□ Approve</li> <li>□ Disapprove</li> <li>• Move item to another agenda.</li> <li>• No motion, no action</li> </ul>	

Mirando First I Just want to give credit to You Guys and Gals String on the Amerities Board, I Believe it's braded in the right direction, Also, Thank you Mr. white For Puthing up with me there last Few Years, I was offered a New Job in Garland and By taking it I will be Longer Br Alle to Altend the mertings, Therefore, I am resigning From the Amenities Board as of 9-5-19, Good Luch to the Future and remember, its Always Bren About the kids. Char Bayell

Please return your application to City Hall

## City of Farmersville APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Please type or print clearly in ink

Name: LINDA FUY	Home Phone: 2/4-435-0324
Home Address: 211 COLLEGE 57	Work Phone:
Cell Phone:	
Mailing Address: 2/1 College S7  Are you a Farmersville resident? Please circle Yes or No	Email Address: _ /radch fou @ a mail.com
Are you a Farmersville resident? Please circle Yes or No	If Yes, how long?
Are you a registered voter? Please circle Yes or No	
Are you in the Farmersville Independent School District? Plea	ise circle. Yes or No
Occupation: RETIRED Empl	oyer:
State details of previous experience on any City Boards or C	commissions (in any City):
List memberships in any civic organizations:  FRANCE HIS TOLICAL SOCIETY FAMED  In Order of Preference from 1 through 9	-SVINLE ONTRENCH ALLINGE
If you do not wish to serve on a particular board please	leave it blank.
Building and Property Standards Commission	
/_ Farmersville Community Development Corporation E	3oard (4B)
Farmersville Economic Development Corporation Bo	pard (4A)
City Amenities Board	FERNIVED
Main Street Board	RECEIVED
Planning and Zoning Commission	MAY 2 8 2019
Texoma Housing Partners Board	BY The
North Texas Municipal Water District (NTMWD) Boa	ard
North East Texas Trails (NETT) Board	
Signature: Link Foy	Date: 5/28/19

Please return your application to City Hall

## City of Farmersville APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Please type or print clearly in ink

Name Mike Goldstein Home Phone: 972-184-810
Home Address: 14535+ Hun 78N Work Phone:
Cell Phone: 214-868 3486
Mailing Address: PO Box 34-8 Email Address PO Shool
Are you a Farmersville resident? Please circle: Yes pr No If Yes, how long?
Are you a registered voter? Please circle: Yes or No
Are you in the Farmersville Independent School District? Please circle Yes or No
Occupation:Employer:
State details of previous experience on any City Boards or Commissions (in any City):
In Order of Preference from 1 through 9  If you do not wish to serve on a particular board please leave it blank.
Building and Property Standards Commission
Farmersville Community Development Corporation Board (4B)
Farmersville Economic Development Corporation Board (4A)  RECEIVED
City Amendian Donat
Main Street Board  MAR 2 8 2019
Planning and Zoning Commission
Texoma Housing Partners Board
North Texas Municipal Water District (NTMWD) Board
North East Texas Trails (NETT) Board
Signature: Mila (Julifi M) Date: 5-28-19

Please return your application to: City of Farmersville, Attention City Secretary, 205 South Main Street, Farmersville, TX 75442.

A copy of the City's Code of Ethics will be mailed to you upon being appointed to a board.

Please return your application to City Hall

## City of Farmersville APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Please type or print clearly in ink

Name: JONI MCNEL Home Phone: 9728320119  Home Address: 422 N, WAS HINGTON Work Phone: Work Phone: 6728320119  Mailing Address: 422 N WAS HINGTON Email Address: MCNEL6@ (Altob.)  Are you a Farmersville resident? Please circle: Yes or No If Yes, how long? 5785  Are you a registered voter? Please circle: Yes or No  Are you in the Farmersville Independent School District? Please circle Yes or No  Occupation: KETIRED Employer:
Employer.
State details of previous experience on any City Boards or Commissions (in any City):
List memberships in any civic organizations:    MITEND EXERCISE, BINGO, & DINNIERS  AT THE SENIOR CITIESNS SENTER
In Order of Preference from 1 through 6
If you do not wish to serve on a particular board please leave it blank.
Building and Property Standards Commission
Farmersville Community Development Corporation Board (4B)
Farmersville Economic Development Corporation Board (4A)  MAY - 2 2019
City Amenities Board  Main Street Board  BY:
Planning and Zoning Commission
3/07/19
Signature: Date:

Please return your application to: City of Farmersville, Attention City Secretary, 205 South Main Street, Farmersville, TX 75442.

A copy of the City's Code of Ethics will be mailed to you upon being appointed to a board.

Please return your application to City Hall

#### City of Farmersville

#### APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Please type or print clearly in ink

Name: Madhe Winteriond Home Phone:
Home Address: /7250 CR 656 Work Phone:
Cell Phone: 469-525-7813
Mailing Address: Email Address:
Are you a Farmersville resident? Please circle: (Ves) or No If Yes, how long?
Are you a registered voter? Please circle: ( es) or No
Are you in the Farmersville Independent School District? Please circle: Yes or No
Occupation: Sygrintendent Employer: Scott and Reid General Con trace
State details of previous experience on any City Boards or Commissions (in any City):  Home Bilder 5 Associations - PM of the Sementian Inn Mcknny
List memberships in any civic organizations:  Past Youth Leader & church, Cub min
In Order of Preference from 1 through 9
If you do not wish to serve on a particular board please leave it blank.
Building and Property Standards Commission
Farmersville Community Development Corporation Board (4B)
Farmersville Economic Development Corporation Board (4A)  JUN - 4,2019
City Amenities Board
Main Street Board
2 Planning and Zoning Commission
Texoma Housing Partners Board
North Texas Municipal Water District (NTMWD) Board
North East Texas Trails (NETT)-Board
Signature:

Please return your application to City Hall

#### City of Farmersville

#### APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Please type or print clearly in ink

Name: James E. Riley II	Home Phone: 972-782-6239
Home Address: 410 Summit FARMERSVILLE TX	Work Phone: 903 575 4/44
Cell Phone: 903 450 3427 410 summit	
Mailing Address: hadasmawing Grant Cont	Email Address: hulas mow. Ng Qyakos - co-
Are you a Farmersville resident? Please circle: Yes or No	If Yes, how long? 45475
Are you a registered voter? Please circle: Yes or No	
Are you in the Farmersville Independent School District? Plea	se circle: (Fes) or No
Occupation: Fire Fighter / Paramedic Emplo	
• •	·
State details of previous experience on any City Boards or C	ommissions (in any City):
Build and property standards - currently	
<u> </u>	
List memberships in any civic organizations:	
TARMOTSVILLE MOSONIC lodge #214, Hella shrine -1	Serland,TX
In Order of Preference from 1 through 9	
If you do not wish to serve on a particular board please	leave it blank.
Building and Property Standards Commission	
2 Farmersville Community Development Corporation E	Board (4B)
Farmersville Economic Development Corporation Bo	pard (4A)
City Amenities Board	RECEIVED
Main Street Board	1111 - A 2010
Planning and Zoning Commission	JUN - 4 2019
Texoma Housing Partners Board	BY:
North Texas Municipal Water District (NTMWD) Boa	ard
North East Texas Trails (NETT) Board	
< 00 ax	1 11 -
Signature:	Date: 6-4-2019

Please return your application to City Hall

# City of Farmersville APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS Please type or print clearly in ink

Home Phone: 472 - 832 - 558 Name: Jonua Mercer Home Address: 3500 N. Hwy 78 Janmeron Book Phone: 972 - 784 - 7800 TX. 75442 Cell Phone: 972-832-5588 Mailing Address: 5Ame AS Above Email Address: tonya mercer@remax Are you a Farmersville resident? Please circle: Yes or No If Yes, how long? Are you a registered voter? Please circle (Yes) or No Are you in the Farmersville Independent School District? Please circle: (Yes) or No. Occupation: Realtor Employer: Remax Country Northcost State details of previous experience on any City Boards or Commissions (in any City): memberships in any civic organizations:

(C. A. F.P)

fary, Chamber of Commerce, CDP-Citizens Assisting Farmersvelle List memberships in any civic organizations: In Order of Preference from 1 through 9 If you do not wish to serve on a particular board please leave it blank. Building and Property Standards Commission Farmersville Community Development Corporation Board (4B) Farmersville Economic Development Corporation Board (4A) RECEIVED City Amenities Board Main Street Board Planning and Zoning Commission Texoma Housing Partners Board North Texas Municipal Water District (NTMWD) Board North East Texas Trails (NETT) Board

Please return your application to City Half Pa

### City of Farmersville APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Please type or print clearly in ink
dame: Kathu William Home Phone:
ome Address: 292 Andrew Dr. 7544 Work Phone:
ell Phone: 972, 7108,4902
lailing Address: String
re you a Farmersville resident? Please circle: Yes or No If Yes, how long?
re you a registered voter? Please circle: Yes or No
re you in the Farmersville Independent School District? Please circle: Yes or No
Occupation:Employer:
State details of previous experience on any City Boards or Commissions (in any City):  Worked as ATU Secretary 10+ years prior to  Potivement.
ist memberships in any civic organizations: Authority Chamber of Commercial C
n Order of Preference from 1 through 6
f you do not wish to serve on a particular board please leave it blank.
Building and Property Standards Commission
Farmersville Community Development Corporation Board (4B)
Farmersville Economic Development Corporation Board (4A)
City Amenities Board
Main Street Board
Planning and Zoning Commission
Signature: 1 Date: 6/11/2018

Please return your application to City Hall

# City of Farmersville APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Please type or print clearly in ink

Name: Marilyn Hoyt	Home Phone: 469.734.4088
Home Address: 3193 Gunsmoke Drive, Farmersville, TX 75442	Work Phone:469.789.3490
Cell Phone: 469.734.4088 3193 Gunsmoke Drive,	
Mailing Address: Farmersville, TX 75442	Email Address:marilyn.nichols0910@gmail.con
Are you a Farmersville resident? Please circle: es or No	If Yes, how long? 5 years
Are you a registered voter? Please circle: Yes or No	
Are you in the Farmersville Independent School District? Plea	se circle: Yes or No
Occupation: Business Owner/Fitness Empl Professional	oyer:Rock Fitness
State details of previous experience on any City Boards or C	Commissions (in any City):
none	
N/A  In Order of Preference from 1 through 9	9:
If you do not wish to serve on a particular board please	leave it blank.
Building and Property Standards Commission	
3 Farmersville Community Development Corporation I	· · ·
Farmersville Economic Development Corporation Bo	pard (4A)
2 City Amenities Board	RECEIVED
1 Main Street Board	JUN 2 7 2019
Planning and Zoning Commission	JUN 2 7 2015
Texoma Housing Partners Board	BY:
North Texas Municipal Water District (NTMWD) Box	ard
North East Texas Trails (NETT) Board	
Signature: Maralun Next	Date: 6/26/2019

Please return your application to City Hall

# City of Farmersville APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Please type or print clearly in ink

Name: MISTADIX OM Home Phone:
Home Address: 4099 FM361 FVIVE Work Phone:
Cell Phone: 903 450 5510
Mailing Address: PO BOX 300 FILL Email Address the MINIOTHOU WEISHILL
Are you a Farmersville resident? Please circle: Yes or (10) If Yes, how long?
Are you a registered voter? Please circle: (res) or No
Are you in the Farmersville Independent School District? Please circle: Yes or (No)
Occupation: WWI Employer: THE HAM LOFF
J
State details of previous experience on any City Boards or Commissions (in any City):
1 - 1 hiri ac Au land 11 (hira to almost 210)
Local business owner here with Savare For almost 3625
Co-Chair OF the MI FULLA COMMUTER FOR the Chamber:
CO-CITALY OF THE INIL SHEET CONTINUED TO THE CHAIN DER!
In Order of Preference from 1 through 9 Maus wents here in Farmorsville
If you do not wish to serve on a particular board please leave it blank.
Building and Property Standards Commission
Farmersville Community Development Corporation Board (4B)
Farmersville Economic Development Corporation Board (4A)
City Amenities Board
Main Street Board  RECEIVED
Planning and Zoning Commission
Texoma Housing Partners Board
Aummonton
North Texas Municipal Water District (NTMWD) Board
North East Texas Trails (NETT) Board
Signature:

Please return your application to City Hall

# City of Farmersville APPLICATION FOR APPOINTMENT TO BOARDS AND COMMISSIONS

Please type or print clearly in ink

Name: Tom GRUBISA Home Phone: 469247-5853
Home Address: 308 54ERRY LAWE Work Phone: N/A
Cell Phone: 469 247-5853
Mailing Address: SAME Email Address: TGRUBISAE LIVE, Com
Are you a Farmersville resident? Please circle: Yes or No If Yes, how long?
Are you a registered voter? Please circle: Yes or No
Are you in the Farmersville Independent School District? Please circle: Yes or No
Occupation: RETIREO (BLBC. BNG.) Employer: NA
State details of previous experience on any City Boards or Commissions (in any City):
List memberships in any civic organizations:  KNIGHS OF COLUMBUS  In Order of Preference from 1 through 9
If you do not wish to serve on a particular board please leave it blank.
Building and Property Standards Commission Farmersville Community Development Corporation Board (4B) Farmersville Economic Development Corporation Board (4A)
Farmersville Community Development Corporation Board (4B)
3 Farmersville Economic Development Corporation Board (4A)
City Amenities Board
Main Street Board  Planning and Zoning Commission
Planning and Zoning Commission  Texoma Housing Partners Board  JUL 1 2 2019
Texoma Housing Partners Board
North Texas Municipal Water District (NTMWD) Board
North East Texas Trails (NETT) Board
Signature: There M. Holin III Date: 7/11/19

Agenda Section	Regular Agenda					
Section Number	VII.B					
Subject	Consider, discuss and act upon donations for the Heritage Museum.					
То	Mayor and Council Members					
From	Ben White, City Manager					
Date	October 22, 2019					
Attachment(s)	Copy of Donation Checks					
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/city council meetings.php					
Consideration and Discussion	City Council discussion as required					
Action	<ul> <li>Motion/second/vote</li> <li>Approve</li> <li>Approve with Updates</li> <li>Disapprove</li> <li>Motion/second/vote to continue to a later date.</li> <li>Approve</li> <li>Disapprove</li> <li>Move item to another agenda.</li> <li>No motion, no action</li> </ul>					

JUNE HEINZE 12351 SAN ANGELO TX 76901 1844 32-61/1110 LEONARD OR NANCY HEINZE ARLINGTON, 1X 76013-5401 NAME AND A RESIDENCE OF THE PROPERTY OF THE PR independent Bank

1600 Redbud Blvd Suite 400 McKinney, TX 75069 972-562-9004 10/2/2019

131645

**EXPENSE CHECK** 

\$100.00

Farmersville Heritage Museum 205 S Main Street Farmersville, TX 75442

\_amy a Flagon\_

B.H. OR JOANNE COLEMAN	7	'508 88-858/1119
FARMERSVILLE, TX 75442	10-01-19 Date	05
Order of June solle Heritage / One handred + 00/100	nuseum \$ 100 5	Socurty Features Parties on Back.
FIRST National Bank PAL RILX 4 TRESTON, TEXAS 78490 (903) 699-2233 With Offices in Leonard, Bonban, Molisea & Fargereville For Man Wild - Ed Ahugut -	John Coleman	→ <u>MP</u>

Agenda Section	Regular Agenda					
Section Number	VII.C					
Subject	Consider, discuss and act upon the appointment of a new member to the Texoma Housing Partners Board.					
То	Mayor and Council Members					
From	Ben White, City Manager					
Date	October 22, 2019					
Attachment(s)	None					
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/cit y council meetings.php					
Consideration and Discussion	City Council discussion as required.					
Action	<ul> <li>Motion/second/vote</li> <li>Approve</li> <li>Disapprove</li> <li>Motion/second/vote to continue to a later date.</li> <li>Approve</li> <li>Disapprove</li> <li>Move item to another agenda.</li> <li>No motion, no action</li> </ul>					

Agenda Section	Regular Agenda					
Section Number	VII.D					
Subject	Consider, discuss and act upon the appointment of a new member to the North East Texas Trails Coalition Board.					
То	Mayor and Council Members					
From	Ben White, City Manager					
Date	October 22, 2019					
Attachment(s)	None					
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/city council meetings.php					
Consideration and Discussion	City Council discussion as required.					
Action	<ul> <li>Motion/second/vote</li> <li>Approve</li> <li>Approve with Updates</li> <li>Disapprove</li> <li>Motion/second/vote to continue to a later date.</li> <li>Approve</li> <li>Disapprove</li> <li>Move item to another agenda.</li> <li>No motion, no action</li> </ul>					

Agenda Section	Regular Agenda					
Section Number	VII.E					
Subject	Consider, discuss and act regarding a contract with Revize to update city's website.					
То	Mayor and Council Members					
From	Ben White, City Manager					
Date	October 22, 2019					
Attachment(s)	Original Contract with Revise     Upgrade of Website Contract					
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/city_council_meetings.php					
Consideration and Discussion	City Council discussion as required.					
Action	<ul> <li>Motion/second/vote</li> <li>Approve</li> <li>Approve with Updates</li> <li>Disapprove</li> <li>Motion/second/vote to continue to a later date.</li> <li>Approve</li> <li>Disapprove</li> <li>Move item to a future agenda.</li> <li>No motion, no action</li> </ul>					



Date:

Please sign and return to:

### **Revize Web Services Sales Agreement**

This Sales Agreement is between City of Farmersville, Texas ("CLIENT") and Revize LLC, aka Revize Software Systems, ("Revize"). Federal Tax ID# 20-5000179 Date: 10/8/2019 **CLIENT INFORMATION: REVIZE LLC: Company Name: Revize Software Systems** City of Farmersville, Texas Company Address: 150 Kirts Blvd, Suite B 205 S Main Company City/State/Zip: Troy, MI 48084 Farmersville, TX 75442 Sandra Green s.green@farmersvilletx.com **Contact Name:** 972-782-6151 248-269-9263 **Client Website Address:** www.farmersvilletx.com The CLIENT agrees to purchase the following products and services from REVIZE Quantity Description WEBGEN Website Design and Development Fee - one-time charge (see pages 3 - 6) 2,250.00 Revize Web Calendar, Document Center and other features on page 2 Training – Revize Content Editing training up to 3 hours for up to 4 people Content port over using existing sitemap included at no charge 1 Revize Annual Tech Support, Software Subscription, and Web Hosting Service, pre-paid: \$ 1,650.00 Revize Web Content Management Software Services Up to 4 Non-Technical Content Editors, and administrative users Technical Support / CMS Software Upgrades / Website Hosting & 5 GB storage, 30 GB Monthly Bandwidth · Four-year agreement **Grand Total:** 3,900.00 Four Year Agreement. Revize requires a payment of \$3,900.00 to start this Initiative. Annual services and website hosting start the day of project kickoff meeting. Terms: Payments: All Invoices are Due Upon Receipt. Work begins upon receiving initial payment. 2. Additional content migration, if requested, is available for \$3 per web page or document. 3. This Sales Agreement is the only legal document governing this sale. 4. Both parties must agree in writing to any changes or additions to this Sales Agreement. 5. This Sales Agreement is subject to the laws of the State of Michigan. 6. Pricing expires in 30 days. AGREED TO BY: CLIENT REVIZE Signature of Authorized Person: Name of Authorized Person: Robert J. Suchomel Title of Authorized Person Account Manager

Robert@revize.com

or

Fax 1-866-346-8880



# Following Applications & Features will be integrated into Your Website Project

Revize provides applications and features specifically designed for government organizations.

The applications and features are categorized into:

- Citizen's Communication Center Apps
- Citizen's Engagement Center Apps
- Staff Productivity Apps
- Site Administration and Security Features
- Mobile Device and Accessibility Features

#### **CITIZEN'S COMMUNCIATION CENTER APPS:**

- Home Page Alert
- Document Center with search bar
- News Center
- Photo Gallery/YouTube Video Upload
- Quick Link Buttons
- Revize Web Calendar Unlimited Calendars

#### **CITIZEN'S ENGAGEMENT CENTER APPS:**

- Social Media Sharing App
- Citizen Request Center
- Online Bill Pay

#### STAFF PRODUCTIVITY APPS:

- Image Manager
- Link Checker
- Menu Manager
- Vendor Registration/RFP Management System via Vendor Registry
- Website Content Archiving

#### SITE ADMIN & SECURITY APPS:

- Audit Trail
- History Log
- Roles and Permission-based Security Mode
- Secure Site Gateway
- Unique Login/Password for each Content Editor

#### **MOBILE DEVICE AND ACCESSIBILITY FEATURES:**

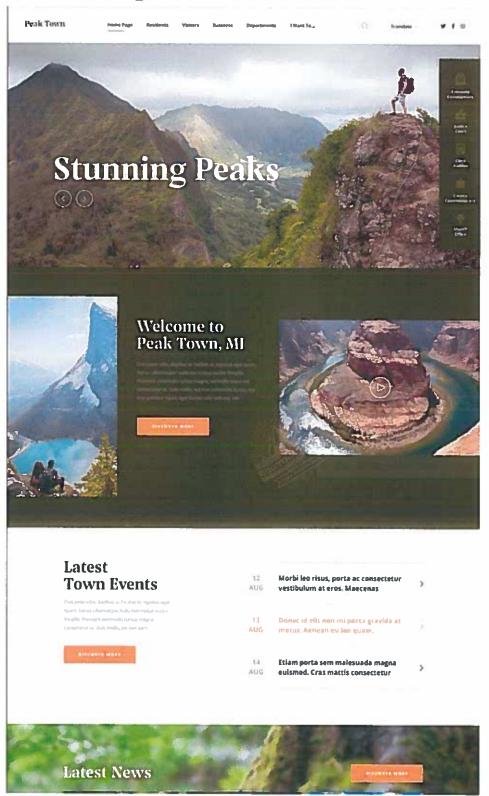
- Alt-Tags
- Responsive Website Design (RWD) for mobile friendly viewing and navigation on smart phones and tablets

Select one of the following Website Designs on the following pages and Revize will create a new custom banner and change the color scheme to reflect your organization's character. The Revize CMS is already built into it saving you the cost of a custom design and CMS technology development. Turnaround time: approximately 4-6 weeks



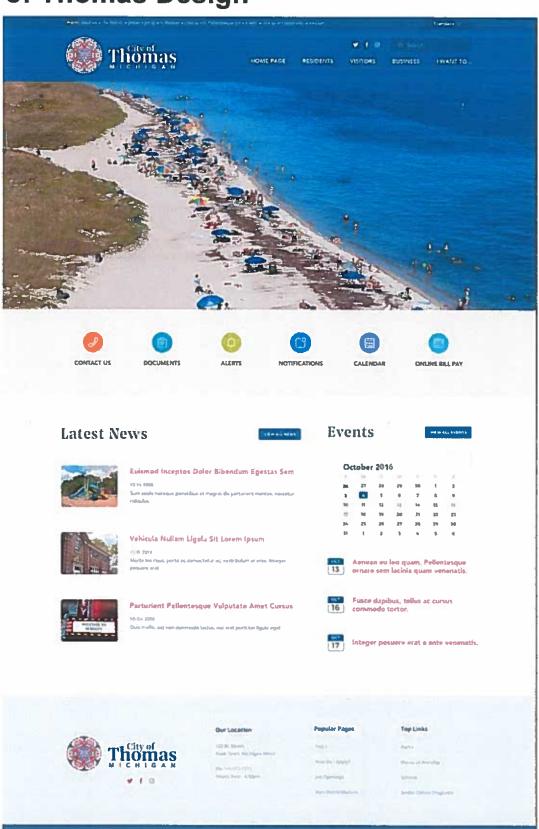
# Revize WEBGEN "Ready-to-Use" Website Designs:

### **Peak Town Design**





### **City of Thomas Design**





### **Rugged Beauty Design**





### **Small City Design**



THE STATE OF TEXAS §
COUNTY OF COLLIN §

Professional Services Contract
with Revize LLC also known as
Revize Software Solutions

THIS CONTRACT is entered into on this 14th day of MAY , 2009, by and between the CITY OF FARMERSVILLE, TEXAS, a municipal corporation located in Collin County, Texas, (hereinafter referred to as "CITY"), acting by and through its City Manager or his designee, and REVIZE LLC also known as REVIZE SOFTWARE SOLUTIONS ("hereinafter referred to as "CONSULTANT") whose address is 1890 Crooks, Suite 340, Troy, MI 48084.

WITNESSETH:

WHEREAS, CITY desires to obtain professional services from CONSULTANT for website hosting, software, and technical support regarding the CITY's internet website; and

WHEREAS, CONSULTANT is qualified to provide such services and is willing to undertake the performance of such services for CITY in exchange for fees hereinafter specified; NOW, THEREFORE,

THAT IN CONSIDERATION of the covenants and agreements hereinafter contained and subject to the terms and conditions hereinafter stated, the parties hereto do mutually agree as follows:

#### I. Employment of Consultant

CONSULTANT will perform as an independent contractor all services under this Contract to the prevailing professional standards consistent with the level of care and skill ordinarily exercised by members of the internet website hosting and information technology systems professions, both public and private, currently practicing in the same locality under similar conditions including but not limited to the exercise of reasonable, informed judgments and prompt, timely action. If CONSULTANT is representing that it has special expertise in one or more areas to be utilized in this Contract, then CONSULTANT agrees to perform those special expertise services to the appropriate local, regional and national professional standards.

#### II. Scope of Services

CONSULTANT shall perform such services as are necessary to host the CITY's website through the installation of Revize's Web Content Management

Solution on an internet server, provision of up to 35 content editors and free software upgrades, and unlimited technical support specifically including, but not necessarily limited to, the tasks enumerated more fully in Attachment "A" hereto entitled "Scope of Work" (hereafter referred to as the "Project"). Attachment "A" is hereby incorporated herein by reference and made a part hereof as if written word for word. However, in case of conflict in the language of Attachment "A" and this Contract, the terms and conditions of this Contract shall be final and binding upon both parties hereto.

### III. Payment for Services

Total payment for services described herein shall be a sum not to exceed Two Thousand Five Hundred and No/100 Dollars (\$2,500.00) for the first year of this Contract. Total payment for services described herein for the second and third years of this Contract, provided it has been extended and not terminated as provided herein, shall be a sum not to exceed One Thousand Five Hundred and No/100 Dollars (\$1,500.00) per year. Thereafter, if this Contract has been extended and not terminated as provided herein, the annual price of the services described herein may be increased by an amount equal to the more than four percent (4%) in any given year with a lifetime maximum cap such that the payments for services under this Contract shall never exceed One Hundred Seventy-Five Dollars (\$175.00) per month or Two Thousand One Hundred Dollars (\$2,100.00) per year. CONSULTANT shall bear all of its own costs and expenses throughout the term of this Contract.

If additional services, trips or expenses are requested, CONSULTANT will not provide such additional services until authorized by CITY in writing to proceed. The scope of services shall be strictly limited. CITY shall not be required to pay any amount in excess of the amount identified in the preceding paragraph unless CITY shall have approved in writing in advance (prior to the performance of additional work) the payment of additional amounts.

CONSULTANT shall bill CITY on an annual basis. Within thirty (30) days of receipt of each such invoice CITY shall make payments in the amount shown by CONSULTANT's approved statements and other documentation submitted.

Nothing contained in this Contract shall require CITY to pay for any work that is unsatisfactory as determined by CITY or which is not submitted in compliance with the terms of this Contract, nor shall failure to withhold payment pursuant to the provisions of this section constitute a waiver of any right, at law or in equity, which CITY may have if CONSULTANT is in default, including the right to bring legal action for damages or for specific performance of this Contract. Waiver of any default under this Contract shall not be deemed a waiver of any subsequent default.

### IV. Revisions of the Scope of Services

CITY reserves the right to revise or expand the scope of services after due approval by CITY as CITY may deem necessary, but in such event CITY shall pay CONSULTANT equitable compensation for such services. In any event, when CONSULTANT is directed to revise or expand the scope of services under this Section of the Contract, CONSULTANT shall provide CITY a written proposal for the entire costs involved in performing such additional services. Prior to CONSULTANT undertaking any revised or expanded services as directed by CITY under this Contract, CITY must authorize in writing the nature and scope of the services and accept the method and amount of compensation and the time involved in all phases of the Project.

It is expressly understood and agreed by CONSULTANT that any compensation not specified in Paragraph III herein above may require Farmersville City Council approval and is subject to the current budget year limitations.



#### V. Term

This Contract shall begin on the date first written above, and shall continue for a period of one year. This Contract shall automatically renew for additional one year periods unless and until terminated by either party at least thirty (30) days prior to the end of the then current one-year term.

### VI. Contract Termination Provision

This Contract may be terminated at any time by CITY for any cause by providing CONSULTANT thirty (30) days written notice of such termination. Upon receipt of such notice, CONSULTANT shall immediately terminate working on, placing orders or entering into contracts for supplies, assistance, facilities or materials in connection with this Contract and shall proceed to promptly cancel all existing contracts insofar as they are related to this Contract. Upon termination of this Contract, CONSULTANT shall refund to CITY a proportionate amount of the annual fee paid in advance by the CITY equal to the fee for the number of months remaining in the then current term.

## VII. Ownership and Use of Software and URL's

CONSULTANT shall be responsible for acquiring all software licenses necessary for the operation and maintenance of the CITY's internet website. All materials and data provided by CITY to populate CONSULTANT's predesigned

templates remain the property of CITY without restriction on future use save and except any applicable copyright protection.

The website address, or Uniform Resource Locator (more specifically the domain name) ("URL"), for the CITY, <a href="www.farmersvilletx.com">www.farmersvilletx.com</a>, shall at all times remain the sole property of the CITY.

#### VIII. Insurançe

A. CONSULTANT shall, at its own expense, purchase, maintain and keep in force during the term of this Contract such insurance as set forth below. CONSULTANT shall not commence work under this Contract until CONSULTANT has obtained all the insurance required under this Contract and such insurance has been approved by CITY, nor shall CONSULTANT allow any subcontractor to commence work on its own subcontract until all similar insurance of the subcontractor has been obtained and approved. All insurance policies provided under this Contract shall be written on an "occurrence" basis. The insurance requirements shall remain in effect throughout the term of this Contract.

The Consultant shall furnish to the City of Farmersville certificates of insurance executed by the insurer or its authorized agent stating coverages, limits, expiration dates and compliance with all applicable required provisions. Certificates shall reference the Project and be addressed as follows:

City Manager 205 S. Main Street Farmersville, Tx 75442

- 1. Worker's Compensation Insurance (as required by law) with the policy endorsed to provide a waiver of subrogation as to CITY; Employers' Liability Insurance of not less than \$100,000.00 for each accident, \$100,000.00 disease-each employee, \$500,000.00 disease-policy limit.
- 2. Commercial General Liability Insurance including, but not limited to, Premises/Operations, Personal & Advertising Injury, Products/Completed Operations, Independent Contractor's and Contractual Liability, covering but not limited to the indemnification provisions of this Contract, fully insuring CONSULTANT's liability for injury to or death of employees of CITY and third parties, extended to include personal injury liability coverage and for damage to property of third parties, with minimum combined single limits of \$1,000,000 per-occurrence, \$1,000,000 Products/Completed Operations Aggregate and \$1,000,000 general aggregate per occurrence. Coverage must be written on an occurrence form. The General Aggregate shall apply on a per project basis.

- 3. Business Automobile Liability Insurance, covering owned, hired and non-owned vehicles, with a minimum combined bodily injury and property damage limit of \$1,000,000.00 per occurrence.
- 4. Professional Liability Insurance: CONSULTANT shall obtain and maintain at all times during the prosecution of the work under this Contract professional liability insurance. Limits of liability shall be \$1.000,000.00 per claim, \$1.000,000.00 annual aggregate. The coverage under this policy shall include a contractual liability endorsement.

If any of the foregoing insurance is written on a claims-made form, coverage shall be continuous (by renewal or extended reporting period) for not less than forty-eight (48) months following completion of the contract and acceptance by the CITY. All such insurance shall be purchased from an insurance company that meets a financial rating of B+VI or better as assigned by A.M. Best Company or equivalent.

- B. Each insurance policy to be furnished by CONSULTANT shall include the following conditions by endorsement to the policy:
  - 1. The CITY shall be named as an additional insured on the Commercial General Liability policy, by using endorsement CG2026 or broader.
  - 2. The CITY shall also be named as an additional insured as to all other applicable coverage save and except the Worker's Compensation Insurance and Professional Liability Insurance;
  - 3. Each policy will <u>require</u> that thirty (30) days prior to the expiration, cancellation, nonrenewal or any material change in coverage, a notice thereof shall be given to CITY by certified mail to:

City Manager 205 S. Main Street Farmersville, Tx 75442

However, if the policy is canceled for nonpayment of premium, only ten (10) days advance written notice to CITY is required;

CONSULTANT shall also notify CITY within twenty-four (24) hours after receipt of any notices of expiration, cancellation, nonrenewal or any material change in coverage it receives from its insurer(s).

4. The term "Owner" or "CITY" shall include all authorities, boards, bureaus, commissions, divisions, departments and offices of CITY and the

individual members, employees and agents thereof in their official capacities, and/or while acting on behalf of CITY;

- 5. The policy phrase "Other Insurance" shall not apply to CITY where CITY is an additional insured on the policy; and
- 6. All provisions of the Contract concerning liability, duty and standards of care together with the indemnification provision shall be underwritten by contractual liability coverage sufficient to include such obligations within applicable policies.
- C. Concerning insurance to be furnished by CONSULTANT, it is a condition precedent to acceptability thereof that:
  - 1. Any policy submitted shall not be subject to limitations, conditions or restrictions deemed inconsistent with the intent of the insurance requirements to be fulfilled by CONSULTANT. The CITY's decision(s) thereon shall be final;
  - -2. All-policies are to be written through companies day approved to transact that class of insurance in the State of Texas; and
  - 3. All liability policies required herein shall be written with an "occurrence" basis coverage trigger.
- D. CONSULTANT agrees to the following:
  - 1. CONSULTANT hereby waives subrogation rights for loss or damage to the extent same are covered by insurance. Insurers shall have no right of recovery or subrogation against CITY, it being the intention that the insurance policies shall protect all parties to this Contract and be primary coverage for all losses covered by the policies;
  - 2. Companies issuing the insurance policies and CONSULTANT shall have no recourse against CITY for payment of any premiums, or assessments for any deductible, as all such premiums are the sole responsibility and risk of CONSULTANT;
  - 3. Approval, disapproval or failure to act by CITY regarding any insurance supplied by CONSULTANT (or any subcontractors) shall not relieve CONSULTANT of full responsibility or liability for damages and accidents as set forth in the Contract documents. Neither shall the insolvency or denial of liability by the insurance company exonerate CONSULTANT from liability; and,

4. No special payments shall be made for any insurance that the CONSULTANT and subcontractors are required to carry; all are included in the contract price and the contract unit prices.

Any of the insurance policies required under this section may be written in combination with any of the others, where legally permitted, but none of the specified limits may be lowered thereby.

### IX. Right to Inspect Records

CONSULTANT agrees that CITY shall have access to and the right to examine any directly pertinent books, documents, papers and records of CONSULTANT involving transactions relating to this Contract. CONSULTANT agrees that CITY shall have access during normal working hours to all necessary CONSULTANT facilities and shall be provided adequate and appropriate work space in order to conduct audits in compliance with the provisions of this section. CITY shall give CONSULTANT reasonable advance notice of intended audits.

CONSULTANT further agrees to include in subcontract(s), if any, a provision that any subcontractor or engineer agrees that CITY shall have access to and the right to examine any directly pertinent books, documents, papers and records of such engineer or sub-contractor involving transactions to the subcontract, and further, that CITY shall have access during normal working hours to all such engineer or sub-contractor facilities and shall be provided adequate and appropriate work space, in order to conduct audits in compliance with the provisions of the paragraph. CITY shall give any such engineer or sub-contractor reasonable advance notice of intended audits.

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### X. Successors and Assigns

CITY and CONSULTANT each bind themselves and their successors, executors, administrators and assigns to the other party to this contract and to the successors, executors, administrators and assigns of such other party in respect to all covenants of this Contract. Neither CITY nor CONSULTANT shall assign or transfer its interest herein without the prior written consent of the other.

### XI. CONSULTANT'S Liability

Acceptance of the final plans by the CITY shall not constitute nor be deemed a release of the responsibility and liability of CONSULTANT, its employees, associates, agents or consultants for the accuracy and competency

of their designs, working drawings, specifications or other documents and work; nor shall such acceptance be deemed an assumption of responsibility by CITY for any defect in the designs, working drawings, specifications or other documents and work; nor shall such acceptance be deemed an assumption of responsibility by CITY for any defect in the designs, working drawings, specifications or other documents and work prepared by said CONSULTANT, its employees, associates, agents or sub-consultants.

#### XII. INDEMNIFICATION

CONSULTANT DOES HEREBY COVENANT AND CONTRACT TO WAIVE ALL CLAIMS, RELEASE, INDEMNIFY AND HOLD HARMLESS CITY AND ALL OF ITS OFFICIALS, OFFICERS, AGENTS, EMPLOYEES AND INVITEES, IN BOTH THEIR PUBLIC AND PRIVATE CAPACITIES, FROM ANY AND ALL LIABILITY, CLAIMS, SUITS, DEMANDS OR CAUSES OF ACTION, INCLUDING ALL EXPENSES OF LITIGATION AND/OR SETTLEMENT, THAT MAY ARISE BY REASON OF DEATH OR INJURY TO PERSONS OR DAMAGE TO OR LOSS OF USE OF PROPERTY OCCASIONED BY ANY WRONGFUL INTENTIONAL ACT OR OMISSION OF CONSULTANT AS WELL AS ANY NEGLIGENT OMISSION, ACT OR ERROR OF CONSULTANT, ITS OFFICIALS, OFFICERS, AGENTS, EMPLOYEES AND INVITEES, OR OTHER PERSONS FOR WHOM CONSULTANT IS LEGALLY LIABLE WITH REGARD TO THE PERFORMANCE OF THIS CONTRACT, AND CONSULTANT WILL, AT ITS OWN COST AND EXPENSE, DEFEND AND PROTECT CITY AGAINST ANY AND ALL SUCH CLAIMS AND DEMANDS.

CONSULTANT'S OBLIGATIONS TO CITY UNDER THIS PROVISION SHALL BE LIMITED TO THE APPLICABLE INSURANCE COVERAGE(S) CONSULTANT IS REQUIRED TO PROVIDE IN ACCORDANCE WITH THE TERMS AND PROVISIONS OF THIS CONTRACT PLUS ANY DEDUCTIBLE AMOUNT(S) TO BE PAID BY CONSULTANT IN CONJUNCTION WITH SAID COVERAGE(S) FOR EACH OCCURRENCE GIVING RISE TO ANY SUCH LIABILITY, CLAIMS, SUITS, DEMANDS OR CAUSES OF ACTION. IF, HOWEVER, CONSULTANT FAILS TO PURCHASE AND/OR MAINTAIN ONE OR MORE TYPES OF INSURANCE COVERAGE IN THE AMOUNT(S) REQUIRED BY THIS CONTRACT, CONSULTANT'S OBLIGATIONS TO CITY UNDER THIS PROVISION SHALL IN NO WAY BE LIMITED.

### XIII. Independent Contractor

CONSULTANT's status shall be that of an Independent Contractor and not an agent, servant, employee or representative of CITY in the performance of this Contract. No term or provision of or act of CONSULTANT or CITY under this Contract shall be construed as changing that status. CONSULTANT will have

exclusive control of and the exclusive right to control the details of the work performed hereunder, and shall be liable for the acts and omissions of its officers, agents, employees, contractors, subcontractors and engineers and the doctrine of respondeat superior shall not apply as between CITY and CONSULTANT, its officers, agents, employees, contractors, subcontractors and engineers, and nothing herein shall be construed as creating a partnership or joint enterprise between CITY and CONSULTANT.

### XIV. <u>Default</u>

If at any time during the term of this Contract, CONSULTANT shall fail to commence the work in accordance with the provisions of this Contract or fail to diligently provide services in an efficient, timely and careful manner and in strict accordance with the provisions of this Contract or fail to use an adequate number or quality of personnel to complete the work or fail to perform any of its obligations under this Contract, then CITY shall have the right, if CONSULTANT shall not cure any such default after thirty (30) days written notice thereof, to terminate this Contract. Any such act by CITY shall not be deemed a waiver of any other right or remedy of CITY. If after exercising any such remedy due to CONSULTANT's nonperformance under this Contract, the cost to CITY to complete the work to be performed under this Contract is in excess of that part of the Contract sum which has not theretofore been paid to CONSULTANT hereunder, CONSULTANT shall be liable for and shall reimburse CITY for such excess. CONSULTANT'S liability under this provision shall be limited to the total dollar amount of this Contract.

CITY's remedies for CONSULTANT's default or breach under this Contract shall be limited to one or more of the following remedies which may be exercised separately or in combination at CITY's sole exclusive choice:

- (a) Specific performance of the Contract;
- (b) Re-performance of this Contract at πο extra charge to CITY; or,
- (c) Monetary damages in an amount not to exceed the greater of:
  - (1) The amount of any applicable insurance coverage CONSULTANT is required to purchase and maintain under this Contract plus any deductible amount to be paid by CONSULTANT in conjunction with said coverage regardless of whether CONSULTANT has actually purchased and maintained said coverage; or,
  - (2) The total dollar amount of this Contract.

The terms of Sections XII entitled <u>Indemnification</u>, and XVII entitled <u>Confidential Information</u> shall survive termination of this Contract.

### XV. Changes

CITY may, from time to time, require changes in the scope of services to be performed under this Contract. Such changes as are mutually agreed upon by and between CITY and CONSULTANT shall be incorporated by written modification to this Contract.

### XVI. Conflict of Interest

CONSULTANT covenants and agrees that CONSULTANT and its associates and employees will have no interest, and will acquire no interest, either direct or indirect, which will conflict in any manner with the performance of the services called for under this Contract. All activities, investigations and other efforts made by CONSULTANT pursuant to this Contract will be conducted by employees, associates or subcombactors of Consultant.

### XVII. Confidential Information

CONSULTANT hereby acknowledges and agrees that its representatives may have access to or otherwise receive information during the furtherance of its obligations in accordance with this Contract, which is of a confidential, nonpublic or proprietary nature. CONSULTANT shall treat any such information received in full confidence and will not disclose or appropriate such Confidential Information for its own use or the use of any third party at any time during or subsequent to this Contract. As used herein, "Confidential Information" means all oral and written information concerning City of Farmersville, its affiliates and subsidiaries, and all oral and written information concerning CITY or its activities, that is of a non-public, proprietary or confidential nature including, without limitation, information pertaining to customer lists, services, methods, processes and operating procedures, together with all analyses, compilation, studies or other documents, whether prepared by CONSULTANT or others, which contain or otherwise reflect such information. The term "Confidential Information" shall not include such materials that are or become generally available to the public other than as a result of disclosure of CONSULTANT, or are required to be disclosed by a governmental authority.

### XVIII. Mailing Address

All notices and communications under this CONTRACT to be mailed to CITY shall be sent to the address of CITY's agent as follows, unless and until CONSULTANT is otherwise notified:

City Manager 205 S. Main Street Farmersville, Tx 75442 (972) 784-6093

Notices and communications to be mailed or delivered to CONSULTANT shall be sent to the address of CONSULTANT as follows, unless and until CITY is otherwise notified:

Revize Software Solutions 1890 Crooks, Suite 340 Troy, Michigan 48084

Any notices and communications required to be given in writing by one party to the other shall be considered as having been given to the addressee on the date the notice or communication is posted, faxed or personally delivered by the sending party.

#### XIX. Applicable Law

The CONTRACT is entered into subject to the ordinances of CITY, as same may be amended from time to time, and is subject to and is to be construed, governed and enforced under all applicable State of Texas and federal laws. CONSULTANT will make any and all reports required per federal, state or local law including, but not limited to, proper reporting to the Internal Revenue Service, as required in accordance with CONSULTANT's income. Situs of this Contract is agreed to be Collin County, Texas, for all purposes, including performance and execution.

#### XX. <u>Severability</u>

If any of the terms, provisions, covenants, conditions or any other part of this Contract are for any reason held to be invalid, void or unenforceable, the remainder of the terms, provisions, covenants, conditions or any other part of this Contract shall remain in full force and effect and shall in no way be affected, impaired or invalidated.

### XXI. Remedies

No right or remedy granted herein or reserved to the parties is exclusive of any other right or remedy herein by law or equity provided or permitted; but each shall be cumulative of every other right or remedy given hereunder. No covenant or condition of this Contract may be waived without written consent of the parties. Forbearance or indulgence by either party shall not constitute a waiver of any covenant or condition to be performed pursuant to this Contract.

#### XXII. Entire Agreement

This Contract embodies the complete agreement of the parties hereto, superseding all oral or written previous and contemporaneous agreements between the parties relating to matters herein, and except as otherwise provided herein cannot be modified without written agreement of the parties.

#### XXIII. <u>Non-Waiver</u>

It is further agreed that one (1) or more instances of forbearance by CITY

### XXIV. <u>Headings</u>

The headings of this Contract are for the convenience of reference only and shall not affect any of the terms and conditions hereof in any manner.

### XXV. Venue

The parties to this Contract agree and covenant that this Contract will be enforceable in Farmersville, Texas; and that if legal action is necessary to enforce this Contract, exclusive venue will lie in Collin County, Texas.

### XXVI. No Third Party Beneficiary

For purposes of this Contract, including its intended operation and effect, the parties (CITY and CONSULTANT) specifically agree and contract that: (1) the Contract only affects matters/disputes between the parties to this Contract, and is in no way intended by the parties to benefit or otherwise affect any third person or entity notwithstanding the fact that such third person or entity may be in contractual relationship with CITY or CONSULTANT or both; and (2) the terms of this Contract are not intended to release, either by contract or operation of

law, any third person or entity from obligations owing by them to either CITY or CONSULTANT.

IN WITNESS WHEREOF, the parties hereto have set their hands by their representatives duly authorized on the day and year first written above.

CITY OF FARMERSVILLE

V: Skelly 1

SHIRLEY HORTON Interim City Manager

Date Signed: <u>5.27.09</u>

ATTEST:

EDIE SIMS, City Secretary

APPROVED AS TO FORM:

ALAN D. LATHROM City Attorney

REVIZE LLC also known as REVIZE SOFTWARE SOLUTIONS

Bv:

Name:

Title:

Date Signed:

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THE STATE OF TEXAS, COUNTY OF COLLIN

BEFORE ME, the undersigned authority, in and for said County, Texas, on this day personally appeared SHIRLEY HORTON, Interim City Manager of the CITY OF FARMERSVILLE, a Texas Municipal Corporation, known to me to be the person who's name is subscribed to the foregoing instrument, and acknowledged to me that he has executed the same on the City's behalf.

GIVEN UNDER MY HA DAY OF	ND AND SEAL OF OFFICE, THIS THE
	Notary Public Collin County, Texas My commission expires
THE STATE OF MICA	MASS _
SOLUTIONS, a CA	acknowledged before me on the 3 day of 09, by AKShoud in his capacity as EVIZE LLC also known as REVIZE SOFTWARE Corporation, known to me to be the person whose the foregoing instrument, and acknowledged that he ehalf of and as the act of REVIZE LLC.
GIVEN UNDER MY HAN DAY OF	ID AND SEAL OF OFFICE, THIS THE 13
	Notary Public Oakland County,  My commission expires 3-1-2073
	DEBRA A. HAGELSTEIN Notary Public, State of Michigan County to State of Michigan

County: Skland
My Commission 1,1 pres Mar. 1, 2013

Acting in the County of



205 South Main Street Farmersville, TX 75442 972-782-6151 Fax: 972-782-6604

# Fax

To: Revize Accounting Departm		nent From: Edie Sims			
K:	734-271-1192		Page	cover	
one:			Date:	05/27/2009	
:	Signature	pages of contract	GC:		
□ Urg	ent :	X For Review	☐ Please Comment	☐ Please Reply	☐ Please Recycle
-	one;	one: Signature	Signature pages of contract	Signature pages of contract CC:	Date: 05/27/2009  Signature pages of contract  CC:

Please find the 2 signature pages of the contract between the City of Farmersville and Revize Software Solutions. Should you need a clean copy of the contract, please email me your email address and I'll send you the non signed document for your records.

**Edie Sims** 

**City Secretary** 

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Agenda Section	Regular Agenda
Section Number	VII.F
Subject	Consider, discuss and act upon Resolution #R-2019-1022-001
То	Mayor and Council Members
From	Ben White, City Manager
Date	October 22, 2019
Attachment(s)	R-2019-1022-001
Related Link(s)	http://www.farmersvilletx.com/government/agendas and minutes/cit y council meetings.php
Consideration and Discussion	City Council discussion as required.
Action	<ul> <li>Motion/second/vote</li> <li>Approve</li> <li>Approve with Updates</li> <li>Disapprove</li> <li>Motion/second/vote to continue to a later date.</li> <li>Approve</li> <li>Disapprove</li> <li>Move item to another agenda.</li> <li>No motion, no action</li> </ul>

#### CITY OF FARMERSVILLE RESOLUTION #R-2019-1022-001

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, ADOPTING A POLICY REGARDING THE DURATION OF CERTAIN CLASSES OF RESOLUTIONS AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, a resolution is used to express City Council policy, direct administrative or legal action, or to make a public statement from the City Council, and may be presented either verbally or in writing; and

WHEREAS, a resolution may be used to make a simple finding as in the case of surplus property or to provide direction for a specific action such as identifying the official newspaper, or calling an election, or approving the execution of a contract; and

WHEREAS, a resolution is generally considered to have a limited duration because it deals with matters of a special or temporary character, and carries no penalties for its violation; and

WHEREAS, an ordinance, on the other hand, is a municipal legislative act that carries the full weight of law and can be enforced through penalty provisions after the ordinance has been properly published; and

WHEREAS, an ordinance is permanent in nature and may only be altered, amended or repealed by and through the adoption of another ordinance; and

WHEREAS, resolutions are not codified and tracked like ordinances; and

WHEREAS, the City Council is not aware of all of the many and varied resolutions that have been adopted by vote of the City of Farmersville's City Councils.

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

<u>Section 1</u>. All of the above premises are found to be true and correct factual and legislative determinations of the City of Farmersville and are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

<u>Section 2</u>. All resolutions heretofore made and adopted by the City of Farmersville's City Councils save and except those resolutions having some separate special legal significance are hereby deemed and determined to have fully satisfied their purpose, to be of no further benefit or value, and to have automatically expired as of this date.

<u>Section 3</u>. All resolutions hereafter made and adopted by the City of Farmersville's City Councils save and except those resolutions having some separate special legal

such resolution, or 120 days following the adoption of such resolution.

Section 4. This resolution shall be effective immediately upon adoption.

DULY PASSED AND RESOLVED, by the City Council of the City of Farmersville, Texas on this \_\_\_\_\_ day of October, 2019.

APPROVED:

Jack Randall Rice, Mayor

ATTEST:

significance shall be deemed and determined to have fully satisfied their purpose, to be of no further benefit or value, and to have automatically expired on the later of the completion of the action directed by such resolution, the expiration date specified in

Sandra Green, City Secretary

VIII. Requests to be Placed on Future Agendas

IX. Adjournment