



**FARMERSVILLE CITY COUNCIL
REGULAR SESSION AGENDA**

April 14, 2020, 6:00 P.M.

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Dial-in Phone Number: (646) 769-9101

Meeting ID: 199-136-34

****You can call the number above, but the best form to use is the mobile app and is available by iPhone or android by downloading TeamViewer Blizz****

I. PRELIMINARY MATTERS

- Call to Order, Roll Call, Prayer and Pledge of Allegiance
- Announcements
 - Calendar of upcoming holidays and meetings.
 - Applications for Boards and Commissions are now being accepted. An application can be download on the website or picked up at City Hall via drive-thru window.

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

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. CITIZEN COMMENTS ON MATTERS NOT ON AGENDA

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 Council members may request prior to a motion and vote on the Consent Agenda that one or more items be withdrawn from the Consent Agenda and considered individually.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the Consent Agenda, excepting the items requested to be removed, the City Council will consider and act on each item so withdrawn individually.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 for March 10, 2020
- B. City Council Minutes for March 24, 2020
- C. City Council Minutes for March 30, 2020
- D. Police Department Report (OpenGov)
- E. Code Enforcement/Animal Control Report (OpenGov)
- F. Fire Department Report (OpenGov)
- G. Municipal Court Report (OpenGov)
- H. Warrant Officer Report (OpenGov)
- I. Public Works Report
- J. Library Report (OpenGov)
- K. City Financial Report
- L. City Manager’s Report

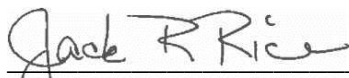
V. REGULAR AGENDA

- A. Consider, discuss and act upon Ordinance #O-2020-0414-001 extending the Mayoral Declaration of Local State of Disaster Due to Public Health Emergency in accordance with state law.
- B. Consider, discuss and act upon proposed Hunt County Emergency Services District No. 1.

VI. REQUESTS TO BE PLACED ON FUTURE AGENDAS

VII. ADJOURNMENT

Dated this the 9th day of April, 2020.



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 April 9, 2020 by 5:00 P.M. and remained so posted continuously at least 72 hours proceeding the scheduled time of said meeting.



Sandra Green, City Secretary



I. Preliminary Matters

April 2020

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1	2 City Amenities Board Meeting 4:15 pm (Cancelled)	3	4 Farmers & Fleas 9:00 am (Cancelled)
5	6	7	8	9	10 City Hall Closed – Good Friday	11
12	13 Main Street Meeting 4:30 pm (Cancelled) FCDC (4B) Meeting 6:00 pm (Cancelled)	14 City Council Meeting 6:00 pm	15	16 FEDC (4A) Meeting 6:30 pm (Cancelled)	17	18
19	20 P&Z Meeting 6:30 pm	21	22	23	24	25
26	27	28 City Council Meeting 6:00 pm	29	30		

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	II
Subject	Public Comment on agenda items (FOR NON-PUBLIC HEARING AGENDA ITEMS)
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
Attachment(s)	NA
Related Link(s)	http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php
Consideration and Discussion	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 MATTERS NOT ON AGENDA

Agenda Section	ciTIZEN COMMENTS ON MATTERS NOT ON AGENDA
Section Number	III
Subject	ciTIZEN COMMENTS ON MATTERS NOT ON AGENDA
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
Attachment(s)	NA
Related Link(s)	http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php
Consideration and Discussion	Speakers shall have a time limit of three (3) minutes. This meeting segment is limited to a total of thirty (30) minutes.
Action	NA

IV. Consent Agenda

Agenda Section	Consent Agenda
Section Number	IV.A
Subject	City Council Minutes for March 10, 2020
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
Attachment(s)	City Council Meeting Minutes for March 10, 2020
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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action



**FARMERSVILLE CITY COUNCIL
REGULAR SESSION MINUTES
For
March 10, 2020, 6:00 P.M.**

I. PRELIMINARY MATTERS

- Mayor Rice called the meeting to order at 6:00 p.m. Council members, Mike Hurst, Craig Overstreet, Dwain Mathers and Donny Mason were all present. Jim Hemby was not in attendance. City staff members Ben White, Sandra Green, Kim Morris, Rick Ranspot, Mike Sullivan and City Attorney Alan Lathrom were also present.
- Prayer was led by Craig Overstreet followed by the pledges to the United States and Texas flags.
 - Calendar of upcoming holidays and meetings.
 - Applications for Boards and Commissions are now being accepted. An application can be download on the website or picked up at City Hall.
 - March 2nd through March 31st citizens may notice a change in their water due to NTMWD's annual water disinfection.
 - Ben White stated the Rails to Trails is having a celebration on the 18th of April and John Klostermann, the city's North East Texas Trails (NETT) Representative has more information.
 - John Klostermann stated April 18th is the National Rails to Trails opening day for trails across the United States and a lot of people hold a celebration with activities. He explained it is a way to get people interested in the trails.

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

- No one came forward.

III. CITIZEN COMMENTS ON MATTERS NOT ON AGENDA

- No one came forward.

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. 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

- Donny Mason pulled the City Manager’s Report
 - Motion to approve items A – H made by Donny Mason
 - 2nd to approve was Dwain Mathers
 - All council members voted in favor
- Donny Mason asked for an update on the Hamilton Street Reconstruction Project.
- Eddy Daniel from DBI Engineering stated they had a preconstruction meeting and the contractor should have already started the project, but the rain has held them up. He said he believed they would start this week with the demolition of trees.
 - Motion to approve the City Manager’s Report made by Donny Mason
 - 2nd to approve was Mike Hurst
 - All council members voted in favor

V. INFORMATIONAL ITEMS

These Informational Items are intended solely to keep the City Council apprised of the actions and efforts of the various boards and commissions serving the City of

Farmersville. Council members 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. Minutes
2. Possible Council Liaison Report
 - Ben White stated they had an update on the Senior Citizen's Center and the Library. John Klostermann gave a debrief on the Chaparral Trail. He said they are laying the groundwork for the concert in the park. He explained that he gave an update on J.W. Spain regarding the parking lot. He stated one of the swing sets for Rambler Park was in, but the ADA swing was not here yet.

B. Farmersville Community Development Board (Type B)

1. Financials
2. Possible Council Liaison Report
 - Dwain Mathers stated they discussed the new wraps for the billboards and coordinated with the Main Street Board.

C. Farmersville Economic Development Board (Type A)

1. Financials
2. Possible Council Liaison Report

D. Main Street Board

1. Possible Council Liaison Report
 - Donny Mason stated they gave an update on the upcoming celebration and the subcommittee planning. They discussed their downtown merchant assignments and how they are going to go around and find out how they can help the business owners. He said they also discussed the billboards.

E. Planning & Zoning Commission

1. Minutes
2. Possible Council Liaison Report

VI. REGULAR AGENDA

- A. Consider, discuss, and act upon Resolution #R-2020-0310-001 supporting a grant application for the Police Cruiser Project.
- Chief Sullivan stated the Resolution was supporting a grant application that would be 100% funded and they are hoping to buy a police car with the grant if it is awarded to them.
 - Motion to approve made by Mike Hurst
 - 2nd to approve was Craig Overstreet
 - All council members voted in favor
- B. Consider, discuss and act upon how other cities handle building of streets and street repairs
- Craig Overstreet stated he wanted information related to impact fees, what we charge and how road repairs are handled.
 - Ben White explained that our current budget is low and only allows us to repair potholes and other various items. He said the budget would need to increase to build or rebuild any streets. He indicated the TIRZ board is looking at possibly rebuilding some streets that are in the TIRZ area. He stated Welch Drive and Raymond Street would be examples of roads they could repair. He explained the other sources of funding could be 4A or 4B.
 - Eddy Daniel from DBI Engineering stated that cities can use grants to repair streets and Hamilton Street was being built by a bond. He said developers put in roadways when they develop a piece of property. He explained the city does not have roadway impact fees at this time.
 - Ben White stated we have impact fees for water and sewer only.
 - Eddy Daniel stated he sees a lot of small cities not charge roadway impact fees because they have to justify the fees being charged. He said it also tends to send developers elsewhere if they feel the fees are too high.
 - Ben White explained that he has been told it would cost approximately \$200,000 to have a study completed to determine the amount of roadway impact fees that could be charged.
 - Eddy Daniel stated we would probably not charge all that we could for those fees because it would price the city out. He said the roads would have to follow the Thoroughfare Plan and other complicated factors like drainage come in to play. He stated new developments that are coming in do have to construct the roads they will utilize.
 - Mike Hurst asked when it would be feasible for the city to charge roadway impact fees.
 - Alan Lathrom stated the cost to perform the study and set up the roadway impact fee program could be included in the amount of

roadway impact fees that are charged. The roadway impact fees cannot be used for repair or replacement of existing roads. They are typically not used on the residential roads that are in subdivisions because they are built by the developer when they come in. He said cities are capped on the amount of roadway impact fees they can collect. He explained you can only collect up to 50% of the actual costs unless you do an additional study that spells out what benefits, in the way of ad valorem taxes and property taxes, the city would receive off the development.

- Ben White asked if most cities provide the upfront cost and then are paid back by the impact fees over time.
- Alan Lathrom stated that is usually what happens and the whole thought process is that new developments help foot the bill for the cost they put on the city for coming in to the city.
- Eddy Daniel said water and sewer impact fees are easier to charge and it is hard to justify roadway impact fees.
- Alan Lathrom stated the water impact fees and sewer impact fees can be city wide. He said roadway impact fees are limited to a three mile diameter and you have to break up the city into smaller areas and look at the cost of sharing roadway improvements to serve that particular roadway district. He said you have to break it out into different districts and charge different rates in different areas of town depending on the roads that are already constructed versus the roads that are necessary to serve future development.
- Mike Hurst explained his concern was the older roads getting left behind.
- Eddy Daniel stated that original Farmersville would not be touched by any roadway impact fees.
- Alan Lathrom stated roadway impact fees can only be used for new development, it cannot be used for redevelopment, repairs or maintenance.
- Mike Hurst wanted to know the solution to solve the street repairs.
- Eddy Daniel stated money needed to be in the budget for roads and road repairs and potentially a bond issue could be passed for street repairs. He said that is why the city utilized the Community Block Grants to help with street repairs. He explained you can only apply for those grants every two years and we just finished completing Rike Street.
- Ben White stated there could be a future discussion about when other cities starting charging roadway impact fees.
- No action taken.

C. Update regarding the construction of County Road 699.

- Ben White stated he had a meeting with Reliable Concrete to discuss the items that still needed to be completed in regards to the development agreement. He said DBI Engineering would be starting the design work fairly quickly on the roadway.
- Eddy Daniel stated they have started the field work for County Road 699 and Welch, but they would be bidding Farmersville Parkway before the end of month.
- Ben White stated some of the roadway is in Hunt County and the other is in Collin County so that might be a little tricky. He said Reliable understands they will pay for the materials and the city will provide the labor for the street.
- Mayor Rice stated since the Council was already discussing streets he said they would go ahead and discuss Item E. Consider, discuss and act upon Farmersville Parkway possible grant.
- Ben White stated he had no new news regarding the grant. He did say he thought the county placed it on the upcoming County Commissioner's agenda.
- Craig Overstreet asked what the backup plan would be if the city did not receive the grant.
- Ben White stated he did not have a backup plan. He said it would have to be placed on the city's long-term plan and complete it as cash becomes available. He explained that Collin College is not requiring that section of the roadway to be completed as a part of the Development Agreement, but he figured it would be a good project if the County would fund it.
- Dwain Mathers asked if the County bailed out on the project.
- Ben White stated different cities filled out an application and the County will select the projects they want to move forward with. They have not funded any yet. He believes the decisions would be made in the next few months.
- Craig Overstreet explained that Commissioner Hale did say the projects that showed characteristics of having safety issues would receive a higher score, as well as, volume of traffic. He does not feel that optimistic about getting the funds.

D. Update on the city's contract with the North Texas Municipal Water District (NTMWD).

- Ben White stated the larger cities of Garland, Mesquite, Plano and Richardson were the petitioners in the suit and they believe that the rates being charged to them by the North Texas Municipal Water District are unfair. He said the City of Farmersville has taken the position that it is fair. The petitioner's have been through their heavy growth periods and it is a take or pay system. He explained that the petitioner's believe the cost does not consider conservation. There was a drought and the petitioning cities felt that through those years they were penalized. With take or pay, you pay for the amount that is set whether you use that much water or not. He stated that we are getting closer to our take or pay and our position of what is fair has been in

place since 1959. He explained that Art Rodriguez is our attorney in Austin that is handling our case with the Public Utility Commission.

- Craig Overstreet asked if it had to be a unanimous decision between all the 13 member cities before something could be passed.
- Ben White stated yes and they have all been working on it for approximately 2 ½ years. He said on February 27, 2020, the Commission determined that the rates protested by petitioners are adverse to the public interest determination. He said he would sum it up by saying that they found the rates to be unfair.
- Eddy Daniel stated that the public interest determination was huge because that is what gives them jurisdiction to determine if the rates are fair or not. He stated the petitioning cities want to lower their take or pay.
- Ben White stated that Tom Kula, Executive Director for NTMWD said in an email that hey encourage all 13 member cities to continue to meet and solve the issue regionally. He said the best strategy is to get together with the other member cities and discuss.

E. Consider, discuss and act upon Farmersville Parkway possible grant.

- This item was discussed earlier in the agenda.

F. Consider, discuss and act upon boundary agreement with the City of Blue Ridge.

- Ben White showed an Ordinance from the City of Blue Ridge where they strip annexed some areas on June 11, 1987 and then showed the City of Farmersville's Ordinance where we strip annexed on State Highway 78 in 1975. He stated the Blue Ridge Ordinance was done prior to September of 1987 so the annexation would be valid. He said when he met with the Mayor of Blue Ridge she indicated they did not agree with our suggested boundary lines. He said his strategy with Blue Ridge would be to let it ride and to see which city would grow to that area first.

VII. EXECUTIVE SESSION

- Mayor Rice read the information below and stated the Council would go into Executive Session at 7:25 p.m.

Discussion of matters permitted by Texas Government Code Chapter 551 as follows:

A. Discussion of Matters Permitted by Texas Government Code Section 551.071, "**Consultation With Attorney**":

1. Consultation with City Attorney regarding mediation or contemplated litigation with United States Department of Justice concerning ADA complaint.

- B. Discussion of Matters Permitted by Texas Government Code Section 551.086, “**Deliberation Regarding Public Power Utility Competitive Matters**,” as “competitive matters” is defined by Texas Government Code Section 552.133:

1. Collin College Power Agreement Proposal.

VIII. RECONVENE FROM EXECUTIVE SESSION AND DISCUSS/CONSIDER/ACT ON MATTERS DISCUSSED IN EXECUTIVE SESSION

- A. Mediation or contemplated litigation with United States Department of Justice concerning ADA complaint.
- B. Collin College Power Agreement Proposal.
- Mayor Rice stated the Council would reconvene at 8:16 p.m. and no actions would be taken on matters discussed in Executive Session.

VIII. REQUESTS TO BE PLACED ON FUTURE AGENDAS

- Ben White wanted an item that showed when other cities started collecting roadway impact fees.
- Mayor Rice suggested taking photos of the Council at the next meeting.
- Craig Overstreet wanted an update on the review of the scope of work for the \$1 million sewer plant.
- Craig Overstreet stated he wanted a status report on Martin Marietta.
- Craig Overstreet wanted a discussion on how the city would meet and react to the coronavirus.
- Craig Overstreet wanted an update on Reliable Concrete.
- Craig Overstreet wanted to see where the city is at on the Capital Improvements Plan.
- Mike Hurst wanted an update on Palladium.

IX. ADJOURNMENT

Meeting was adjourned at 8:18 p.m.

APPROVE:

Jack Randall Rice, Mayor

ATTEST:

Sandra Green, City Secretary

Agenda Section	Consent Agenda
Section Number	IV.D
Subject	City Council Minutes for March 24, 2020
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
Attachment(s)	City Council Minutes for March 24, 2020
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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action



FARMERSVILLE CITY COUNCIL REGULAR SESSION MINUTES

**For
March 24, 2020, 6:00 P.M.**

I. PRELIMINARY MATTERS

- Mayor Rice called the meeting to order at 6:03 p.m. Council members, Mike Hurst, Craig Overstreet, Dwain Mathers (via teleconference) and Jim Hemby (via teleconference) were all present. Donny Mason was not in attendance. City staff members Ben White, Sandra Green, Mike Sullivan and City Attorney Alan Lathrom were also present.
- Prayer was led by Craig Overstreet followed by the pledges to the United States and Texas flags.
 - Mayor Rice stated everyone was working under different circumstances due to emergency measures put in place by the federal government, state government and local governments due to the outbreak of the Coronavirus (Covid-19).
- Calendar of upcoming holidays and meetings.
- City Hall Lobby will be closed to citizens, but payments can still be made at the drive-thru window. Any other business can be conducted by calling the office at (972) 782-6151.
- The Library and Center Citizen's Center will be closed to the public until further notice.
 - Mayor Rice read a Proclamation for Medal of Honor Day.
- Comments from City Manager, Ben White
 - Ben White stated the times we are living in are unprecedented. The city's overall strategy is to keep critical city services vital to the health and safety of the citizens running. He stated the critical services are police, fire, EMS, electrical, water, sewer, information technology, and streets. He indicated other city services may be diminished in the interest of public health and safety to ensure the critical services are maintained. He has asked Chief Sullivan as the Emergency Manager to lead the way to ensure this strategy is successful. He explained that he and Chief Sullivan meet twice a day to go over events of the day and make appropriate course

corrections as they are faced with new challenges. He and Chief are also meeting with the Mayor on an as needed basis to get the latest information and react to his leadership. He stated as of today, there were 38 confirmed cases in Collin County and they are tracking the number to see how it is changing over time. In order to implement the strategy some city buildings and parks have been closed to the public and appointments have been moved. Some of the closures include the Best Center, Senior Citizen's Center, Civic Center, the Library and J.W. Spain, as far as Little League. City business can still be conducted through the drive-thru window, but the lobby has been closed. He explained that appointments can be made on a case by case basis by contacting City Hall. He indicated the Library is closed to the public, but they can conduct curb side service on a case by case basis. He said that certain functions like Municipal Court, Finance, Human Resources, City Secretary, Main Street, Development Services, and the City Manager will remain available by appointment only. He stated the City Manager and the Emergency Manager will remain in close contact with public health officials and closely monitor updates provided by official federal, state and county agencies. Updates will be provided through our Nixle public alert system, social media platforms and the city website. City staff not considered part of the critical chain has been asked to work at home when possible, this includes the Main Street Manager, Code Enforcement, Animal Control, Police and Fire Administrative Secretary and Court personnel. He said that Information Technology staff has been asked to put systems in place to allow work at home, if necessary. Building office areas are being wiped down daily, including restrooms. He explained staff dealing with outside customers are using gloves and people are washing their hands often. He indicated that staff is monitoring temperatures with non-contact thermometers twice a day. He said the Emergency Manager is providing daily situation reports. The Emergency Manager has been asked to stay current with conditions as they exist in communities such as Rockwall, Wylie, Greenville and Princeton. He indicated that all other board meetings with the exception of Planning & Zoning, as required by law, have been cancelled until further notice.

- Chief Sullivan stated we took some initial steps and our first Declaration came out on March 16th and then an Addendum on March 19th. He said every Thursday they conduct meetings with the Collin County Emergency Management Office. He said they continue to monitor what the state is doing and he receives daily situation reports from the state. He indicated they have been strict with police and fire personnel about checking their temperature

when they come on duty and go off duty. He had told the employees that if they feel ill or if they are running a temperature they are not to come to work. He explained they are decontaminating the workstations, squad cars and fire trucks.

- Mike Hurst asked a question in regard to funeral homes and how people will handle that if they are limited to ten people in a group. He wanted to know how that would be enforced.
 - Chief Sullivan stated it would be hard, but everyone has a social responsibility to act within the guidelines that have been set out. He would rely on the funeral home to enforce those guidelines. He said if there was a big funeral maybe they can do some pre-managing ahead of time.
 - Ben White wanted to share his appreciation of Chief Sullivan through this time.
- Comments from Mayor, Randy Rice
- Mayor Rice stated he received a note from the sanitation company and they are wanting to make sure people completely bag their trash so nothing will fall out. Also, they are asking that people sanitize the handle when they pull the trash bins to the street and then sanitize it after the trash is picked up. He hopes that people are taking the federal, state and local orders seriously and understand that when they say groups of ten that means even gatherings in their home. He asked the City Attorney if that was enforceable.
 - Alan Lathrom stated it was enforceable.

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

- Due to the pandemic of Covid-19, no citizens were allowed in the Council Chambers. No one came forward on the teleconference to speak.

III. CITIZEN COMMENTS ON MATTERS NOT ON AGENDA

- Due to the pandemic of Covid-19, no citizens were allowed in the Council Chambers. No one came forward on the teleconference to speak.

IV. REGULAR AGENDA

- A. Consider, discuss and act upon extending the Mayoral Declaration of Local State of Disaster Due to Public Health Emergency in accordance with state law.
- Alan Lathrom stated the Mayoral Declaration was originally issued on March 16th, taking effect on March 17th. That was amended on March 19th after recommendations from Governor Abbot. He said that

declaration was good for seven days and was extended for another seven days on March 23rd, which was allowed under Section 418 of the Texas Local Government Code. He stated that Governor Abbott wanted to leave it up to the counties and cities to adopt stricter guidelines if they chose to do so. He indicated areas such as Dallas County, Fort Worth, and Richardson have all put in stricter orders that require people to “shelter in place”. He said that Collin County Judge Chris Hill issued an order that was not as strict as the guidelines in other locations. He stated the city has the ability to adopt the guidelines they believe are in the best interest of the health and safety of the citizens. He indicated right now the Mayoral Declaration limits the gathering of people to ten. It does not matter if it is indoors, outside, public events or private events. He stated the declaration limits City Council meetings to only those people that are required to facilitate the meeting. He indicated Planning & Zoning would only be held with the required people to facilitate that meeting when required by law. We have also limited all restaurant dining, as recommended by Governor Abbot. They can only do curbside pickup or drive-thru services. He said it does require that the restaurants maintain the “social distancing” of six feet (6’) in between people. He provided three sample ordinances for the Council members to review and see which direction they wanted to take. He stated he added in provisions that would incorporate Judge Hill’s order. One of the sample ordinances included a stay at home provision that was not as strict as Dallas County or the City of Richardson’s orders. He also included a penalty clause in the ordinances that could allow for a fine of up to \$1,000.00 or jail confinement up to 180 days. He explained they could choose how they wanted the penalty to read in the ordinance.

- Mayor Rice stated he liked the direction the Council took with the Revised Mayoral Declaration. He wanted to add something in the ordinance that would cover end of life care and relatives visiting someone in a nursing home that would not be abused.
- Alan Lathrom stated it could be worked in to the ordinance, but it could be abused. He said people are not allowed to visit nursing homes because of all the other people that live there.
- Chief Sullivan said that facilities in Farmersville are not allowing visitors, and it is spelled out in the Governor’s order that no one can visit nursing homes.
- Mayor Rice was concerned that people would not be worried about paying a fine for noncompliance. He indicated he would like to keep the jail time in the ordinance.
- Mike Hurst asked Chief Sullivan about the jail situation as it related to the Covid-19 pandemic.
- Chief Sullivan stated the county has asked that cities refrain from bringing people to jail for Class C misdemeanors. They were asked to

write a citation or file the case at-large. As far as felony or greater, the county has stated they will segregate inmates.

- Craig Overstreet asked about the three different options of the ordinances and what makes them different.
- Alan Lathrom stated that one of the ordinances had a work from home clause and a fine of \$1,000.00 or confinement in jail for a term of up to 180 days. He said the second ordinance had a work from home clause and a fine of \$500.00 per day. The third ordinance had no work restrictions and a fine of \$500.00 per day. He explained that everything else in the ordinances was the same.
- Craig Overstreet thought the ordinance should spell out what is essential if they chose the ordinance that states you should work from home.
- Alan Lathrom stated those could be added in the ordinance.
- Craig Overstreet said the area that talks about working from home was ambiguous and he assumed it was that way for a reason.
- Alan Lathrom stated it was a compromise position between saying there should be a “shelter in place” and you have free rein to do whatever you want to do.
- Mayor Rice stated he reads it to mean if you go in to work you have to follow the social guidelines as outlined by the CDC.
- Alan Lathrom stated it allows people to work from home, but it does not require them to work from home. That would enable people to work from home unless their employer had a predominant reason for them to come in to the work place. He said the list of essential services is long and it would be difficult to list all of them.
- Craig Overstreet stated he was not in favor of jail time. He said he was ok with increasing the fine to \$1,000.00.
- Mike Hurst agreed with Craig Overstreet.
- Dwain Mathers stated that he wanted an ordinance that was very clear as to what people could and could not do. He asked if the ordinance would allow people to still go outside and walk on the trail.
- Alan Lathrom stated the ordinance would not prohibit it as long as the people were abiding by the “social distancing” requirements.
- Ben White stated there is obviously more than ten people at a time in a retail store. He said that in regards to the limitations on gatherings, it uses the term “common endeavor” and he wanted Alan Lathrom to explain that.
- Alan Lathrom explained that it meant that people could not intentionally meet up at a location to where it would create ten or more people. For example, if a husband and wife go to the grocery store they are there getting their groceries and not there to congregate intentionally with others. He explained a gathering has to be a scheduled event or a

group of people that are engaged in a common endeavor, which means they are working together to accomplish a certain meeting.

- Mayor Rice asked Dwain Mathers about the penalty clause and how he felt about it.
- Dwain Mathers stated he would fine the violators and not have the jail time in the ordinance.
- Alan Lathrom explained they could make the ordinance expire on a specific date.
- Council agreed to have a special meeting on the following Monday to consider the ordinance.
- Alan Lathrom asked Council for direction on how they wanted to structure the ordinance. He wanted to know if they would like it to be more strict like the Dallas County and Richardson orders.
- Craig Overstreet stated he was not in favor of changing the ambiguity of the work at home provision. He explained the ordinance has some specifics that can be enforced and he was not in favor of tightening the work from home provision.
- Alan Lathrom explained he would leave it that way with a fine up to \$1,000.00.

B. Consider, discuss and act regarding utility billing.

- Ben White stated the city is about to conduct billing and people have been impacted by the Covid-19 virus and their jobs. He was wanting direction from Council as to whether they wanted to go forward with shutting off utilities for nonpayment. He said there are some cities that are not requiring payment. He suggested having the customer pay at least half of the bill and then the next month pay the other half, plus half of the new bill.
- Craig Overstreet explained that other cities are requiring payment, but they are just deferring the payment until a later date.
- Alan Lathrom stated that Governor Abbott addressed the issue of utilities and that people could not be shut off for nonpayment. He said he could add this provision in the ordinance as well.
- Ben White stated that he would suggest waiving late fees during this time as well.
- Council agreed to roll the information into the ordinance.

V. **ADJOURNMENT**

Meeting was adjourned at 7:58 p.m.

APPROVE:

Jack Randall Rice, Mayor

ATTEST:

Sandra Green, City Secretary

Agenda Section	Consent Agenda
Section Number	IV.E
Subject	City Council Minutes for March 30, 2020
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
Attachment(s)	City Council Minutes for March 30, 2020
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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action



**FARMERSVILLE CITY COUNCIL
SPECIAL SESSION MINUTES
For
March 30, 2020, 6:00 P.M.**

I. PRELIMINARY MATTERS

- Mayor Rice called the meeting to order at 6:00 p.m. Council members, Mike Hurst, Craig Overstreet, Dwain Mathers (via teleconference) and Jim Hemby (via teleconference) were all present. Donny Mason was not in attendance. City staff members Ben White, Sandra Green, Mike Sullivan and City Attorney Alan Lathrom were also present.
- Prayer was led by Craig Overstreet followed by the pledges to the United States and Texas flags.
 - Calendar of upcoming holidays and meetings.

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

- Due to the pandemic of Covid-19, no citizens were allowed in the Council Chambers. No one came forward on the teleconference to speak.

III. CITIZEN COMMENTS ON MATTERS NOT ON AGENDA

- Due to the pandemic of Covid-19, no citizens were allowed in the Council Chambers. No one came forward on the teleconference to speak.

IV. REGULAR AGENDA

- A. Consider, discuss and act upon Ordinance #O-2020-0330-01 extending the Mayoral Declaration of Local State of Disaster Due to Public Health Emergency in accordance with state law.
- Mayor Rice stated we are in the midst of a very serious health issue and people need to take it very serious.
 - Alan Lathrom stated he changed the ordinance to where most of the work at home provisions and exceptions were altered from the last meeting in an effort to clarify the ordinance. We tried to identify those areas that are essential as identified by the Department of Homeland

Security's department of Cybersecurity Infrastructure Security Agency (CISA). He explained the list was expanded on March 28th. He said there were additions to some that were already listed and then they added new sections. He indicated that the additions included people who are working in residential and commercial construction.

- Mayor Rice indicated they could approve the ordinance with the new additions that were made as of March 28th since the ordinance attached to the agenda did not show those changes. He also wanted to make sure that residential and commercial construction was included as essential jobs.
- Alan Lathrom read from the CISA forms that stated they are classified as essential. He said he did not add a provision dealing with utility billing in the ordinance, because there was an order issued by the Public Utility Commission that prohibits all utilities from being shut off during the time of the Covid-19 crisis.
- Mike Hurst asked why the date only extended to April 20th.
- Alan Lathrom stated the date could be extended if the Council wanted it extended.
- Mayor Rice said the April 20th was chosen because it was close to the date after the next Council meeting where it could be extended.
- Dwain Mathers asked if the ordinance was going to be posted on the website.
- Ben White stated it would be.
- Alan Lathrom also explained that any business owners are encouraged to have a copy of the ordinance in case any questions are raised regarding applicability.
- Chief Sullivan stated he would post it on social media as well.
- Craig Overstreet stated he would like to leave the date as the 20th of April right now.
- Mayor Rice read the caption of the ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, RATIFYING, CONTINUING AND RENEWING THE FIRST REVISED MAYORAL DECLARATION OF A LOCAL STATE OF DISASTER DUE TO A PUBLIC HEALTH EMERGENCY IN RESPONSE TO THE COVID-19 VIRUS OUTBREAK, PURSUANT TO THE TEXAS DISASTER ACT OF 1975, CHAPTER 418, TEXAS GOVERNMENT CODE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING A PENALTY; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

- Motion to approve the ordinance with updates of occupations from CISA as of March 28, 2020 made by Craig Overstreet
- 2nd to approve was Mike Hurst
- All council members voted in favor

V. ADJOURNMENT

Meeting was adjourned at 6:25 p.m.

APPROVE:

Jack Randall Rice, Mayor

ATTEST:

Sandra Green, City Secretary

Agenda Section	Consent Agenda
Section Number	IV.D
Subject	Police Department Report (OpenGov)
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ <p>No motion, no action</p>

Agenda Section	Consent Agenda
Section Number	IV.E
Subject	Code Enforcement/Animal Control Report (OpenGov)
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action

Agenda Section	Consent Agenda
Section Number	IV.F
Subject	Fire Department Report (OpenGov)
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
Attachment(s)	Fire Summary
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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action

FARMERSVILLE FIRE DEPARTMENT
MONTHLY CITY COUNCIL REPORT
MARCH 2020

1. Due to the COVID-19 State, County, and City declarations, the following classes have been either cancelled or postponed:
 - a. The Emergency Medical Technician Class
 - b. The Gear Inspection Class
 - c. TEEX Safety Officer Class
2. The departments Retiree/Spouse Banquet as well as the Annual Fish Fry have both been postponed right now.
3. The departments annual pump test were given were performed on the engine, quint, and the tender in Princeton.
4. We had one new member added to the department, Bowen McClure lives in the city limits and will be trained as a firefighter and first responder.
5. All department meetings have been postponed until the COVID-19 restrictions have been lifted.

KIM R. MORRIS
Farmersville Fire Chief

Agenda Section	Consent Agenda
Section Number	IV.G
Subject	Municipal Court Report (OpenGov)
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action

Agenda Section	Consent Agenda
Section Number	IV.H
Subject	Warrant Officer Report (OpenGov)
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action

Agenda Section	Consent Agenda
Section Number	IV.I
Subject	Public Works Report
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
Attachment(s)	Pubic Works 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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action



Public Works Monthly Report

Metrics

For metrics associated with this report go online to the City of Farmersville website using the following steps:

1. Navigate to: www.farmersvilletx.com
2. Select <OPENGOV> button
3. Navigate within OpenGOV menu to select the metric of choice

Public Works General

1. Lost time accidents for the year.
 - a. Total Number for 2019-2020: 0
 - b. Accidents in Month: 0
2. Project progress below uses the following terminology in order of maturity: concept, engineering, preconstruction, construction, completed. Completion percentages shown are tracking overall project progress through all phases.

Street System

1. Currently active projects in priority order
 - a. Farmersville Parkway, 4 lane divided (phase: engineering, completion percentage: 9%)
 - b. Hamilton Street reconstruction (phase: preconstruction, completion percentage: 18%)
 1. Utility work and grade work has started!
 - c. Collin County 2018 80/20 grant match street project: Farmersville Parkway northeast corner of Collin College to SH 78.
 1. An award was not granted to the City of Farmersville.
 - d. Main Street area/bad and faded signs
 1. Upcoming sign updates:
 2. Washington Street at Candy Street
 3. Washington Street at McKinney Street
 4. Main Street at Candy Street
 5. Main Street at Farmersville Parkway
2. Priority backlog items
 - a. Institute railroad silent crossings
 - b. Maintenance resurfacing and panel replacement
 - i. Farmersville Parkway at South Washington Street intersection
 - ii. North Washington Street by intermediate school

iii. Beene Street

Water System

1. Currently active projects in priority order
 - a. Install waterline for Pieville/Sugar Hill/Main Street Antiques fire suppression systems (phase: preconstruction, completion percentage: 40%)
2. Priority backlog items
 - a. Replace cast iron/galvanized water lines:
 - i. Rolling Hills subdivision
 - ii. Windom Street from 7th Street alley to Sycamore
 - iii. Hill Street between Orange and Bois D' Arc
 - iv. Lee Street
 - b. Chlorine injection system.
 - c. Recoat/rehab north elevated water tank.

Waste Water System

1. Currently active projects in priority order
 - a. WWTP #1 trickling filter arm redesign. (phase: engineering, completion percentage: 1%)
 - b. Reconfiguring of CR 611 lift station and gravity main. Includes sewer line extension in front of Home Grown Plants. (phase: construction, completion percentage: 95%)
 - c. WWTP #3 collector line design (phase: engineering only, completion percentage: 85%)
 - d. East side lift station with gravity main and force main (phase: construction, completion percentage: 92%)
 - e. Wastewater line reconstruction Houston to College. (phase: preconstruction, completion percentage: 7%)
 - f. 10" waste water line pipe bursting project to increase line size east of Collin College manhole on Audie Murphy Parkway (US 380). (phase: construction, completion percentage: 20%)
 - g. Floyd Road lift station reconstruction with force main. (phase: engineering, completion percentage: 5%)
2. Priority backlog items
 - a. Infiltration project: North of WWTP #1/#2, Replace crushed clay tile line between MH119 and MH129. Downstream of MH129, between 150 and 200 feet. Recommend replacing 200 feet of line downstream of MH129. This is a 15" line.
 - b. Infiltration project: Point Repair, 1746 Rike Street.
 - c. South side lift station construction
 - d. North side lift station SCADA installation
 - e. Infiltration project: Replace floor and top of MH119. Install bolt-down top. Pipe to south may be bad.

Storm Water System

1. No new news.

Property and Buildings

1. Currently active projects in priority order
 - a. JW Spain west parking lot construction (phase: construction, completion percentage: 35%)
 - b. Remodel Civic Center kitchen. This item will be funded by the Centennial Committee. (phase: construction only, completion percentage: 10%)
2. Priority backlog items
 - a. Downtown: repair/paint gazebo
 - b. Install remaining banner mounts downtown.
 - c. City Hall: sidewalk replacement where old generator was housed
 - d. Riding Arena: greeting sign with rules
 - e. Southlake Park: playground equipment repair
 - f. Rambler Park: gazebo relocation

Electrical System

1. Currently active projects in priority order
 - a. Replace broken re-closer at substation. 80% complete
 - Hardware received and installed. Cable interconnections complete. Software and SCADA installation remaining.
 - b. Substation and transmission line improvements (phase: concept only, completion percentage: 40%)
 - c. Collin College line extension (phase: engineering, completion percentage: 65%).
2. Priority backlog projects
 - a. Tree Trimming (active intermittently)
 - b. Open wire secondary removal (active intermittently)

Refuse System

1. No new news.

High Speed Internet Service

1. Completed first draft of business case spreadsheet.

Agenda Section	Consent Agenda
Section Number	IV.J
Subject	Library Report (OpenGov)
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action

Agenda Section	Consent Agenda
Section Number	IV.K
Subject	City Financial Report
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
Attachment(s)	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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action

MEMO

To: Benjamin White, City Manager
From: Daphne Hamlin, City Accountant
Date: March 18th, 2020
Subject: February 2020 Budget 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 February 2020 Financial Report.*

Cash Summary

The cash summary is attached.

SUMMARY OF CASH BALANCES FEBRUARY 2020

ACCOUNT: FNB (0815)

	Interest Earned	Restricted	Assigned	Account Balance
Clearing Accounts				
General Fund			\$ 592,617.23	
Permit Fund			\$ (45,793.40)	
Refuse Fund			\$ 18,208.05	
Water Fund			\$ (280,048.29)	
Wastewater Fund			\$ 601,666.62	
Electric Fund			\$ (692,081.71)	
CC Child Safety		\$ 20,216.83		
2012 Bond		\$ (4,805.12)		
Waterwaste Bond Fund		\$ -		
Law Enf Training		\$ 1,874.31		
Disbursement Fund		\$ 2,143.33		
Library Donation Fund		\$ 2,522.79		
Court Tech/Sec		\$ 17,995.07		
Civic Ctr/Library Repair		\$ (26,498.35)		
JW Spain Grant		\$ 43,646.66		
Rike St. Grant		\$ (111,436.37)		
Radio Note		\$ 6,082.79		
Chapparal Grant/Safe Route To School/Sewer/Sidewalk		\$ (41,383.58)		
CC Bond Farmersville Parkway		\$ 180,000.86		
CC Bond Floyd		\$ (49,667.75)		
Equipment Replacement		\$ 5,322.29		
Interest Earned	\$ 362.56			
TOTAL:	\$ 362.56	\$ 46,013.76	\$ 194,568.50	\$ 240,582.26
Debt Service Accounts				
County Tax Deposit (FNB 0807)(Debt Service)	\$ 332.85	\$ 175,485.64		
Debt Service Reserve (Texpool 0014) (2 months rsv)	\$ 651.38	\$ 516,011.05		
TOTAL:	\$ 984.23	\$ 691,496.69		\$ 691,496.69
Appropriated Surplus Investment Accounts				
Customer meter deposits (Texpool 0008)	\$ 143.52	\$ 113,698.09		
Water Dev. Board (Texstar 1110)	\$ 1,467.26	\$ 1,182,296.09		
2019 C/O Street (Texstar 0190)	\$ 2,212.96	\$ 1,783,170.79		
Listcon Escrow(Texstar 0300)	\$ 189.01	\$ 152,320.06		
Summit Property Sewer Escrow (fnb 231)	\$ 20.60	\$ 16,683.29		
2012 G/O Bond, streets, water, wastewater (Texstar 0120)	\$ 1,426.66	\$ 1,149,560.50		
TOTAL:	\$ 5,460.01	\$ 4,397,728.82	\$ -	\$ 4,397,728.82
Unassigned Surplus Investment Accounts				
Gen Fund Acct. (Texpool 0004)(Reso. 90 Day Reserve)	\$ 1,557.49	\$ 1,016,700.00		
Water/WW Fund (Texpool 0003)(Operating 90 day)	\$ 499.96	\$ 396,068.87		
Water/WW Fund (Texpool 00017)(Capital)	\$ 418.05	\$ 331,198.55		
Elec. Fund (Texpool 0005) (Operating)	\$ 63.21	\$ 50,000.00		
Elec. Fund (Texpool 0016)(Capital)	\$ 427.22	\$ 338,479.17		
Elec. Surcharge (Texpool 0015)	\$ 161.26	\$ 127,777.69		
Money Market Acct. (FNB 092)	\$ 8.79		\$ 73,993.45	
TOTAL:	\$ 3,135.98	\$ 2,260,224.28	\$ 73,993.45	\$ 2,334,217.73
Contractor Managed Accounts Nonspendable				
NTMWD Sewer Plant Maint. Fund	\$ -	\$ -		
TOTAL APPROPRIATED SURPLUS	\$ -	\$ -	\$ -	\$ -
TOTAL CASH & INVESTMENT ACCOUNTS		\$ 7,395,463.55	\$ 268,561.95	\$ 7,664,025.50

SUMMARY OF CASH BALANCES FEBRUARY 2020

FEDC 4A Board Investment & Checking Account					
FEDC 4A Checking Account (Independent Bank 7909)	\$	5.40	\$	162,490.94	
FEDC 4A Investment Account (Texpool 0001)	\$	1,350.35	\$	1,069,750.99	
FEDC 4A Certificate of Deposit (Independent Bank)	\$	530.82	\$	500,000.00	
TOTAL:	\$	1,886.57	\$	1,732,241.93	\$ - \$ 1,732,241.93

FCDC 4B Board Investment & Checking Account					
FCDC 4B Checking Account (Independent Bank 3035)	\$	8.36	\$	216,611.73	
FCDC 4B Investment Account (Texpool 0001)	\$	436.48	\$	345,747.06	
TOTAL:	\$	444.84	\$	562,358.79	\$ - \$ 562,358.79

TIRZ Account					
County Tax Deposits (FNB 01276)	\$	135.75	\$	99,568.83	
TIRZ Texpool Account ()	\$	400.72	\$	317,455.37	
TOTAL:	\$	536.47	\$	417,024.20	\$ - \$ 417,024.20

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:

Daphne Hamlin
Daphne Hamlin, City Investment Officer

10-2019 NCTCOG - Public Funds Inv Act.

Agenda Section	Consent Agenda
Section Number	IV.L
Subject	City Manager's Report
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
Attachment(s)	City Manager's 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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action



City Manager Monthly Report

Metrics

For metrics associated with this report go online to the City of Farmersville website using the following steps:

4. Navigate to: www.farmersvilletx.com
5. Select <OPENGOV> button
6. Navigate within OpenGOV menu to select the metric of choice

City Manager General

3. Top priority items:
 - a. Make Collin College successful.
 - b. Complete Hamilton Street.
 - c. Be ready for and promote growth.
 - i. Thoroughfare Map planning
 - ii. Land Use Map Planning
 - iii. Comprehensive Plan Update
 - iv. New Waste Water Treatment Plant
 - d. Fiber optic network business case decision.
 - e. Keep the Police and Fire Department running optimally.
 - f. Electrical system substation relocation.

Ordinances and Ordinance Changes

3. New
 - a. Created and approved Disaster Declaration related to COVID-19.
 - b. Create preservation ordinance. Preliminary version complete and first pass P&Z review complete. Due for second pass P&Z review. (in-progress)
4. Change
 - a. Zoning ordinance, accessory building requirements. (backlog)
 - b. Zoning ordinance, zoning map. (backlog)
 - c. Thoroughfare design manual. (backlog)
 - d. Storm water design manual. (backlog)
 - e. Water and Sewer design manual. (backlog)

Contracts/Agreements

1. Boundary agreements with the Josephine and Caddo Mills. (in-progress)
2. Collin College facilities agreement. (in-progress)
3. Review and make changes as necessary to the Riding Club ILA. (backlog)

Planning

3. Update comprehensive plan. A great deal of emphasis is being placed on reconfiguring the Land Use Map and the Thoroughfare Map. (in-progress)
 - a. Board/Committee review complete: August 2018
 - b. Land Use Map and Thoroughfare Map redevelopment: May 2020
 - c. Interim rewrite: August 2020
 - d. Planning and Zoning review and Public Workshop: October 2020
 - e. City Council review: December 2020
 - f. Planning and Zoning Public Hearing: January 2021
 - g. Public hearing and Council approval: February 2021

Policy/Procedural Changes

1. Employee attendance policy. Rough draft generated and in review. (in-progress)
2. Employee Records Policy. (in-progress)
3. Website development and maintenance policy. (backlog)

Customer Service Window

1. Please see COVID-19 Activity Statement 8 April 2020 attached below.

Personnel Related Matters

1. Please see COVID-19 Activity Statement 8 April 2020 attached below.

Budget/Finance

3. Working on application for financial transparency award through the State Comptroller's office. Target is second quarter 2020.
4. Awaiting auditor's annual report. Usually available in May timeframe.
5. Continued work on OpenGov budget book. Initial version is complete and on the City website.
6. Started on the 2020/2021 proposed budget.

Development Services

1. Collin College
 - a. Construction continues.
 - b. DBI has completed engineering changes to the 4 lane street supporting the college. The bid package is being created. Anticipate bids will be returned by May 2020 and project will start June of 2020.
 - c. Underground conduit complete. Project on hold awaiting College subcontractors to install transformer pad.
2. Reliable Concrete
 - a. Certificate of occupancy for office building has been issued.
 - b. Worked with Reliable staff to identify remaining gaps regarding their development agreement. Below is list of remaining items that need to be finished:
 - Issue CO for operations building
 - Complete platting of property
 - Improvements to CR 699
 - Pay applicable tap fees and impact fees
 - Complete screening wall
 - Complete planting of trees and grass on perimeter. Install irrigation system.
 - Complete internal driveways
 - Execute paperwork so materials sold are FOB Farmersville
 - Meet capacity requirements of performance criteria

3. Martin Marietta
 - a. Permit has been received to operate batch plant their batch plant facility.
4. Camden Park
 - a. Phase III infrastructure continues construction.
 - b. Housing construction continues.
 - Camden
 - Permitted: 52
 - Models: 2
 - Completed: 43
 - Sold: 43
 - Under Construction: 7
 - DR Horton
 - Permitted: 88
 - Models: 2
 - Completed: 76
 - Sold: 76
 - Under Construction: 10
5. Palladium Apartment Development
 - a. Project is complete. Building 3 certificate of occupancy issued in March.
6. Pieville
 - a. 107 South Main Street is under construction.
 - b. Water line for fire suppression system is currently under construction.

Information Technology

1. Installed Blizz videoconferencing software for council meetings.
2. Installed systems and software to allow remote access for City staff during COVID-19 pandemic.

Special Events/Projects

1. No new news.

COVID-19 Activity Statement 8 April 2020

Our overall strategy is to keep services critical to the health and safety of every Farmersville citizen viable. These critical services are: Police, Fire, EMS, electrical, water, sewer, information technology, meals on wheels, and streets. Other City services may be diminished in the interest of public health and safety to make sure the critical services are maintained. I have asked Chief Sullivan as our Emergency Manager to lead the way in making sure this strategy is successful. Chief and I meet twice a day to go over the events of the day and make appropriate course corrections as we are faced with new challenges. Chief and I are also meeting with the Mayor on an as needed basis to get the latest information and react to his leadership.

In order to implement the strategy the following actions have been taken:

1. Non-critical City buildings and some parks have been closed to the public and appointments have been moved. This includes the following buildings: Best Center, Library, Civic Center, Spain Complex, Farmersville Historical Museum, Senior Citizens Center.
2. Playground equipment has been rendered inoperable at the following parks: Rambler Park, City Park, South Lake Park. The parks however remain open.
3. City Hall is closed to normal patron traffic except via the drive thru window. Business may be conducted by telephone, mail, drive-thru, or email. Appointments may be granted on a limited basis by contacting City Hall via phone.
4. Library operations are currently closed to the public. No curbside service is being offered at this time.
5. The following city operations are being conducted remotely by personnel via computer/telephone at their home to the maximum extent possible: Municipal Court, Finance, Human Resources, City Secretary, Main Street, Library, Code Compliance, Animal Control, Police/Fire Department Administration.
6. The following city operations continued to be offered at City Hall using the drive-thru window, mail, email, and telephone: General Customer Support, Utility Billing, Development Services, City Manager, Municipal Court (to the extent possible), Information Technology.
7. Only one Customer Service Associate is attending Customer Service operations and the drive-thru window each day. The other Customer Service Associate is on-call at their residence. On a daily basis the only personnel conducting business at City Hall is: City Manager, Assistant to the City Manager, one Customer Service Associate.
8. Inspection services will be conducted by personnel on an "as needed" basis only. Otherwise personnel associated with this task are operating from home.
9. Public Works coverage shall be conducted by two-person teams on a rotating basis for both Farmersville Electric and the rest of Public Works. Personnel not covering a two-person team for that day shall be on call if needed for emergency operations.
10. The City Manager and the Emergency Manager will continue to be in close contact with public health officials and closely monitor updates provided by official Federal, State, and County agencies.
11. Updates will be provided through our Nixel public alert system, social media platforms, and the city website.
12. Information Technology personnel have been asked to put systems in place to allow work at home.
13. Building office areas are being wiped down daily including restrooms.

14. Staff dealing with outside customers and money are asked to wear gloves and disinfect as necessary. Washing hands often is encouraged.
15. Staff is monitoring temperature with a non-contact thermometer twice a day.
16. The Emergency Manager is providing daily situation reports.
17. The Emergency Manager has been asked to stay current with situations as they exist in close-by communities such as Wylie, Rockwall, Greenville, and Princeton.
18. Develop and install emergency declarations and ordinances as necessary.
19. All boards are cancelled except for Planning and Zoning when required by law.
20. All special events have been cancelled.
21. Expenses are being tracked related to the disaster for possible reimbursement:
 - a. Late fees
 - b. Reconnect Fees
 - c. Unpaid revenue
 - d. Sales Tax
 - e. Employees not working at their normal station
 - f. Coronavirus related expenses

V. Regular Agenda

Agenda Section	Regular Agenda
Section Number	V.A
Subject	Consider, discuss and act upon Ordinance #O-2020-0414-001 extending the Mayoral Declaration of Local State of Disaster Due to Public Health Emergency in accordance with state law.
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
Attachment(s)	Ordinance #O-2020-0414-001
Related Link(s)	http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php
Consideration and Discussion	<ul style="list-style-type: none"> • City Council discussion as required
Action	<ul style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action

**CITY OF FARMERSVILLE
ORDINANCE #O-2020-0414-001**

FIRST AMENDED AND RESTATED ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, RATIFYING, CONTINUING AND RENEWING THE FIRST REVISED MAYORAL DECLARATION OF A LOCAL STATE OF DISASTER DUE TO A PUBLIC HEALTH EMERGENCY IN RESPONSE TO THE COVID-19 VIRUS OUTBREAK, PURSUANT TO THE TEXAS DISASTER ACT OF 1975, CHAPTER 418, TEXAS GOVERNMENT CODE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING A PENALTY; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF

WHEREAS, beginning in or about December 2019, a novel coronavirus, now designated COVID-19, spread through the world and has now been declared a global pandemic by the World Health Organization; and

WHEREAS, symptoms of COVID-19 can range from mild to severe illness including fever, coughing, and shortness of breath and, in some cases, the virus has caused death; and

WHEREAS, the COVID-19 virus appears to spread mainly between people who are in close contact with one another; and

WHEREAS, the City of Farmersville has established emergency protective measures, mitigation procedures, and emergency response plans for this type of health emergency; and

WHEREAS, on January 31, 2020, the United States Secretary of Health and Human Services declared a public health emergency in response to COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States declared the COVID-19 outbreak a national health emergency beginning on March 1, 2020; and

WHEREAS, on March 13, 2020, Texas Governor Greg Abbott declared a state of disaster in all Texas counties, and thereafter Collin County Judge Chris Hill declared a local state of disaster due to a public health emergency; and

WHEREAS, on Monday, March 16, 2020, Mayor Jack Randall Rice issued a Declaration of Local State of Disaster Due to Public Health Emergency for the City of Farmersville pursuant to the Texas Disaster Act of 1975 relating to Emergency Management and Public Health as set forth in Texas Government Code Chapter 418 commencing on March 17, 2020 (the "Mayoral Disaster Declaration"); and

WHEREAS, on March 19, 2020, Texas Governor Greg Abbott issued Executive Order No. GA-08 relating to COVID-19 preparedness and mitigation; and

WHEREAS, on March 19, 2020, the Commissioner of the State Health Services issued a Declaration of a Public Health Disaster in the State of Texas in response to the rapid spread of COVID-19; and

WHEREAS, on March 19, 2020, the Mayor later issued a First Revised Declaration of Local State of Disaster Due to Public Health Emergency (the “First Revised Mayoral Disaster Declaration”) incorporating Texas Governor Greg Abbott’s Executive Order No. GA-08 prohibiting all dine-in service at restaurants and bars, while encouraging drive-thru, delivery, pick-up, or carry-out services, and further closing all bars, indoor recreation facilities, and public venues; and

WHEREAS, on Monday, March 23, 2020, Mayor Jack Randall Rice extended and continued the March 16 Declaration for another seven (7) day period; however, such Extension of Declaration provided that “in the event the City Council of the City of Farmersville shall declare a local state of disaster, this Extension of Declaration shall expire on its own terms upon the effective date of any Declaration of the City Council of the City of Farmersville”; and

WHEREAS, on March 24, 2020, Collin County Judge Chris Hill issued his Order regarding COVID-19 to protect the citizens of Collin County; and

WHEREAS, the Texas Disaster Act authorizes the governing body of the City of Farmersville to continue or renew a declared local state of emergency for a period of more than seven (7) days; and

WHEREAS, prudence dictates that extraordinary measures must continue to be taken to contain COVID-19 and prevent its spread throughout the City of Farmersville; and

WHEREAS, on March 30, 2020, the City Council of the City of Farmersville (“City Council”) adopted Ordinance #O-2020-0330-001 ratifying, amending, and extending the First Revised Mayoral Disaster Declaration.

WHEREAS, on March 31, 2020, Texas Governor Greg Abbott issued Executive Order No. GA-14 superseding Executive Order No. GA-08 relating to COVID-19 to, among other things, require that every person in Texas, except where necessary to provide or obtain essential services, minimize social gatherings and minimize in-person contact with people who are not in the same household; and

WHEREAS, Governor Abbott’s Executive Order No. GA-14 adopts and incorporates the list of “Essential services” identified by the U.S. Department of Homeland Security in its Guidance on the Essential Critical Infrastructure Workforce, Version 2.0, that were adopted by the City Council in Ordinance #O-2020-0330-001 plus religious services conducted in churches, congregations, and houses of worship; and extends such restrictions through at least April 30, 2020; and

WHEREAS, on March 31, 2020, Collin County Judge Chris Hill rescinded his Order of March 24, 2020; and

WHEREAS, the City Council finds that it is in the best interest of the City of Farmersville to amend, restate and extend the Declaration of Local State of Disaster Due to Public Health Emergency to continue the protections set forth in the Extension of Declaration by Ordinance #O-2020-0330-001 as set forth herein below.

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

Section 1: FINDINGS INCORPORATED

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

Section 2: DECLARING A LOCAL STATE OF DISASTER

On March 16, 2020, the Mayor of the City of Farmersville, Texas declared a local state of disaster due to a public health emergency in response to the COVID-19 outbreak for the City of Farmersville, Texas effective on March 17, 2020 (the "Mayoral Disaster Declaration"), and was later amended on March 19, 2020 (the "First Revised Mayoral Disaster Declaration") pursuant to section 418.108(a) of the Texas Government Code. The First Revised Mayoral Disaster Declaration was declared for a period not to exceed seven (7) days from the effective date of the declaration pursuant to section 418.108(a) of the Texas Government Code.

Section 3: PROMPT AND GENERAL PUBLICITY

Pursuant to Section 418.108(c) of the Texas Government Code, the First Revised Mayoral Disaster Declaration was given prompt and general publicity and filed promptly with the City Secretary of the City of Farmersville.

Section 4: MAYORAL DECLARATIONS MAY BE EXTENDED

Pursuant to section 418.108(a) of the Texas Government Code, the First Revised Mayoral Disaster Declaration may be continued or renewed for a period of more than seven (7) days from the effective date by the City Council of the City of Farmersville, Texas.

Section 5: ACTIVATION OF EMERGENCY MANAGEMENT PLAN

Pursuant to Section 418.108(d) of the Texas Government Code, **the First Revised Mayoral Disaster Declaration** activated the City of Farmersville's Emergency Management Plan under Farmersville Ordinance 83-11-2, and conditions are being constantly monitored by emergency personnel.

Section 6: CITY COUNCIL HEREBY CONTINUES AND RENEWS DECLARATION

The City Council hereby amends, restates and extends Ordinance #O-2020-0330-001 authorizing the City to take any actions necessary to promote health and suppress the virus, including, but not limited to the quarantine of persons and occupied structures, examining and regulating hospitals, regulating ingress and egress from the City, regulating ingress and egress to occupied structures, and insuring compliance for those who do not comply with the City's rules, pursuant to section 122.006 of the Texas Health and Safety Code.

Section 7: PROVISION OF ESSENTIAL AND NON-ESSENTIAL CITY SERVICES

Pursuant to Section 418.108(d) of the Texas Government Code, this COVID-19 virus outbreak and the efforts to stem the spread thereof has resulted in the following:

- A. All non-essential operations, specifically including the following, have been postponed until further notice:
 - 1. Library;
 - 2. Court (official Court dates only; fines and pleas will be accepted at City Hall as noted below);
 - 3. Public events;
 - 4. Main Street events;
 - 5. Special Events including "Farmers and Fleas";
 - 6. Heritage Museum;
 - 7. Senior Center events; and
 - 8. Meetings in/on City owned facilities:
 - i. Best Center;
 - ii. Civic Center;
 - iii. Onion Shed;
 - iv. Senior Center as it relates to non-essential activity; and
 - v. Parks;
- B. The following essential operations will continue:
 - 1. Public Works: water, sewer, electric, streets, buildings, parks, front office etc.;
 - 2. Public Safety: police, fire, emergency services, etc.;

3. Information Technology; and

4. Meals on Wheels operations;

C. Until further notice the following conditions shall be applied:

1. City Hall will remain open during normal business hours via the drive thru window only. Any other business is conducted via appointment by calling 972-782-6151
2. Certain operations such as Municipal Court Clerk, Finance, Human Resources, City Secretary, Main Street, Development Services, City Manager will remain available by appointment only.
3. City Council meetings may revert to one meeting per month on the second Tuesday of the month only.
4. Planning and Zoning Commission meetings will be limited to only those meetings “required by law” for the approval of site plans and subdivisions in the platting process only.
5. The monthly meetings of all City Boards and Commissions not required by law to hold face-to-face meetings are hereby cancelled, and includes:
 - i. Farmersville Economic Development Corporation (4A);
 - ii. Farmersville Community Development Corporation (4B);
 - iii. City Amenities Board;
 - iv. Tax Increment Reinvestment Zone (TIRZ);
 - v. Texoma Housing Partners;
 - vi. Farmersville Volunteer Fire Department Board;
 - vii. Main Street; and
 - viii. Northeast Texas Trail (NETT); and

D. All of the foregoing closures and cancellations will be reassessed and modified as conditions change.

Section 8: AUTHORITY TO EXTEND, MODIFY OR REVOKE CLOSURES AND CANCELLATIONS

Closures and cancellations referenced in Section 7, above, may be extended, modified or revoked until the threat posed by COVID-19 has passed, as determined by the City Manager in consultation with the Mayor. The City Manager in consultation with the Mayor may add further restrictions, closures and cancellations related to the provision of essential and non-essential city services. Notwithstanding the foregoing, nothing

contained in this Ordinance is intended to alter, eliminate, reduce or restrict the right and ability of the City Manager to allocate the City's resources specifically including by way of example personnel, labor, equipment, and facility usage in the manner the City Manager deems most efficient and beneficial for the City.

Section 9: NON-EMERGENCY CITY PERSONNEL

The City Manager is hereby granted the authority to direct non-emergency City personnel to work from home or to otherwise telecommute, as may be required, to mitigate community spread of COVID-19.

Section 10: LIMITATION ON GATHERINGS

This Ordinance adopts and continues the First Revised Mayoral Disaster Declaration and hereby limits the size of gatherings to not more than 10 people and mandates the cancellation of all such gatherings until further notice. A "gathering" refers generally to a scheduled event or common endeavor where people are present and will generally be located within six-feet (6') or less of one another for one or more extended periods of time such as, by way of illustration only, in a confined space, room, or area, such as an auditorium, theatre, stadium (indoor or outdoor), arena or event center, basketball court, playground area, swimming pool, splash pad, meeting hall, conference center, large cafeteria, or any other confined indoor or "confined outdoor space". For purposes of this Ordinance an outdoor space does not have to be enclosed by walls or fences to be considered a "confined outdoor space". A "confined outdoor space" may be established by the boundaries of the area within which the outdoor activity occurs if those boundaries, real or perceived, result in people being within six-feet (6') or less from one another for one or more extended periods of time.

Section 11: EXCEPTION TO LIMITATION ON GATHERINGS

The City Council of the City of Farmersville, and its necessary attendees **only** shall be exempt from the restriction set out in Section 10 for scheduled public meetings, whether a regular, work session, special or, emergency meeting. In addition, the Planning and Zoning Commission, when required by law to act, and its necessary attendees **only** shall also be exempt from the restriction set out in Section 9 for scheduled public meetings, whether a regular, work session, or special meeting. The stated exempt entities shall use best efforts to provide adequate social distancing for members and necessary attendees during any scheduled meetings, including their closed sessions.

Alternatively, and in addition, members of the City Council or the Planning and Zoning Commission will be allowed to hold such meetings through videoconferencing and teleconferencing rather than in-person meetings as declared by Governor Greg Abbott. While members of the public will not be allowed to physically attend such meetings in an effort to avoid contact with COVID-19, members of the public will be entitled to observe and address the City Council or the Planning and Zoning Commission during such meetings through alternative methods of telephonic or videoconference technologies in accordance with guidelines provided by and through the Office of the Texas Governor and the Office of the Texas Attorney General.

Section 12: WORK AT HOME; EXCEPTIONS

Beginning upon the passage of this Ordinance all persons living within Farmersville shall work at home unless their employer has a predominant need for their presence at the workplace; however, such employers as require employees to be present in the workplace shall take all necessary health precautions and shall to the greatest extent possible comply with the Social Distancing Guidelines attached, including maintaining six-foot social distancing for both employees and the general public.

A. For purposes of this Ordinance, individuals may leave their home to perform any of the following essential activities:

- (1) To engage in activities or perform tasks essential to their health and safety, or to the health and safety of their family or household members (for example, obtaining medical supplies or medication or visiting a health care professional).
- (2) To obtain necessary services or supplies for themselves and their family or household members, or to deliver those services or supplies to others (for example, food, pet supply, and any other household consumer products, and products necessary to maintain the safety, sanitation, and essential operation of residences).
- (3) To engage in outdoor activities, provided the individuals comply with social distancing requirements of six feet (for example, walking, biking, hiking, running, and other exercise activities). Children (of all ages) shall not use playground equipment or any other public recreational structures.
- (4) To perform work for their employer who has a predominant need for their presence at the workplace to the extent permitted in this Ordinance.
- (5) To care for a family member or pet in another household.

B. In this regard, the President of the United States in his March 16, 2020 Declaration, referenced above, directed that persons who work in a “critical infrastructure industry” as defined by the U.S. Department of Homeland Security have a special responsibility to maintain their normal work schedules. The National Cybersecurity and Infrastructure Agency (“CISA”) executes the Secretary of Homeland Security’s responsibilities as assigned under the Homeland Security Act of 2002, and has acted upon the President’s mandate to identify the following list of “Essential Critical Infrastructure Workers” to help state and local officials as they work to protect their communities while ensuring continuity of functions critical to public health and safety as well as economic and national security.

C. Accordingly, for purposes of this Ordinance, it is hereby deemed that a predominant need exists for the following groups of persons, identified by industry, to be present at their respective workplace:

- (1) Healthcare / Public Health

- Workers who perform critical clinical research, development, and testing needed for COVID-19 response.
- Healthcare providers and Caregivers including physicians, dentists, psychologists, mid-level practitioners, nurses and assistants, infection control and quality assurance personnel, pharmacists, physical and occupational therapists and assistants, social workers, optometrists, speech pathologists, chiropractors, and diagnostic and therapeutic technicians and technologists.
- Hospital and laboratory personnel (including accounting, administrative, admitting and discharge, engineering, epidemiological, source plasma and blood donation, food service, housekeeping, medical records, information technology and operational technology, nutritionists, sanitarians, respiratory therapists, etc.).
- Workers in other medical and biomedical facilities (including Ambulatory Health and Surgical, Blood Banks, Clinics, Community Mental Health, Comprehensive Outpatient rehabilitation, End Stage Renal Disease, Health Departments, Home Health care, Hospices, Hospitals, Long Term Care, Nursing Care Facilities, Organ Pharmacies, Procurement Organizations, Psychiatric Residential, Rural Health Clinics and Federally Qualified Health Centers, and retail facilities specializing in medical good and supplies).
- Manufacturer workers for health manufacturing (including biotechnology companies), materials and parts suppliers, logistics and warehouse operators, distributors of medical equipment (including those who test and repair), personal protective equipment (PPE), isolation barriers, medical gases, pharmaceuticals (including materials used in radioactive drugs), dietary supplements, blood and blood products, vaccines, testing materials, laboratory supplies, cleaning, sanitizing, disinfecting or sterilization supplies, and tissue and paper towel products.
- Public health / community health workers, including those who compile, model, analyze and communicate public health information.
- Blood and plasma donors and the employees of the organizations that operate and manage related activities.
- Workers who manage health plans, billing, and health information, who cannot practically work remotely.
- Workers who conduct community-based public health functions, conducting epidemiologic surveillance, compiling, analyzing and communicating public health information, who cannot practically work remotely.

- Workers performing information technology and cybersecurity functions at healthcare and public health facilities, who cannot practically work remotely.

- Workers performing security, incident management, and emergency operations functions at or on behalf of healthcare entities including healthcare coalitions, who cannot practically work remotely.

- Pharmacy employees necessary to maintain uninterrupted prescription filling.

- Workers performing mortuary funeral, cremation, burial, cemetery, and related services, including funeral homes, crematoriums, cemetery workers, and coffin makers.

- Workers who coordinate with other organizations to ensure the proper recovery, handling, identification, transportation, tracking, storage, and disposal of human remains and personal effects; certify cause of death; and facilitate access to mental/behavioral health services to the family members, responders, and survivors of an incident

(2) Law Enforcement, Public Safety, First Responders

- Public, private, and voluntary personnel (front line and management) in emergency management, law enforcement, fire and rescue services, emergency medical services, and private security, to include public and private hazardous material responders, air medical service providers (pilots and supporting technicians), corrections, and search and rescue personnel.

- 911 call center employees and Public Safety Answering Points who can't perform their duties remotely.

- Fusion Center employees.

- Workers – including contracted vendors -- who maintain, manufacture, or supply equipment and services supporting law enforcement emergency service and response operations (to include electronic security and life safety security personnel).

- Workers supporting the manufacturing of safety equipment and uniforms for law enforcement, public safety personnel, and first responder.

- Workers supporting the operation of firearm or ammunition product manufacturers, retailers, importers, distributors, and shooting ranges.

- Public agency workers responding to abuse and neglect of children, elders, and dependent adults.
- Workers who support weather disaster / natural hazard mitigation and prevention activities.
- Security staff to maintain building access control and physical security measures.

(3) Food and Agriculture

- Workers supporting groceries, pharmacies, convenience stores, and other retail (including unattended and vending) that sells human food, animal/pet food and pet supply, and beverage products, including retail customer support service and information technology support staff necessary for online orders, pickup and delivery.
- Restaurant carry-out and quick serve food operations, including dark kitchen and food prep centers, and carry-out and delivery food employees.
- Food manufacturer employees and their supplier employees—to include those employed in food ingredient production and processing facilities; livestock, poultry, seafood slaughter facilities; pet and animal feed processing facilities; human food facilities producing by-products for animal food; beverage production facilities; and the production of food packaging.
- Farmers, farm workers, and agribusiness support services to include those employed in auction and sales: grain and oilseed handling, processing and distribution; animal food, feed, and ingredient production, packaging, and distribution; manufacturing, packaging, and distribution of veterinary drugs; truck delivery and transport; farm and fishery labor needed to produce our food supply domestically and for export.
- Farmers, farm workers, support service workers, and their supplier employees to include those engaged in producing and harvesting field crops; commodity inspection; fuel ethanol facilities; biodiesel and renewable diesel facilities; storage facilities; and other agricultural inputs.
- Employees and firms supporting the distribution of food, feed, and beverage and ingredients used in these products, including warehouse workers, vendor-managed inventory controllers and blockchain managers.
- Workers supporting the sanitation and pest control of all food manufacturing processes and operations from wholesale to retail.

- Employees in cafeterias used to feed employees, particularly employee populations sheltered against COVID-19.
- Workers in animal diagnostic and food testing laboratories in private industries and in institutions of higher education.
- Government, private, and non-governmental organizations' workers essential for food assistance programs (including school lunch programs) and government payments.
- Employees of companies engaged in the production, storage, transport, and distribution of chemicals, medicines, vaccines, and other substances used by the food and agriculture industry, including seeds, pesticides, herbicides, fertilizers, minerals, enrichments, and other agricultural production aids.
- Animal agriculture workers to include those employed in veterinary health (including those involved in supporting emergency veterinary or livestock services); raising of animals for food; animal production operations; livestock markets; slaughter and packing plants, manufacturers, renderers, and associated regulatory and government workforce.
- Transportation supporting animal agricultural industries, including movement of animal medical and reproductive supplies and materials, animal vaccines, animal drugs, feed ingredients, feed, and bedding, live animals, animal by-products, and deceased animals for disposal.
- Workers who support sawmills and the manufacture and distribution of fiber and forest products, including, but not limited to timber, paper, and other wood and fiber products.
- Employees engaged in the manufacture and maintenance of equipment and other infrastructure necessary for agricultural production and distribution.

(4) Energy

- Workers supporting the energy sector, regardless of the energy source (including but not limited to nuclear, fossil, hydroelectric, or renewable), segment of the system, or infrastructure the worker is involved in, or who are needed to monitor, operate, engineer, and maintain the reliability, safety, environmental health, and physical and cyber security of the energy system.
- Energy/commodity trading/scheduling/marketing functions, who can't perform their duties remotely.

- IT and OT technology for essential energy sector operations including support workers, customer service operations; energy management systems, control systems, and Supervisory Control and Data Acquisition SCADA systems, and energy sector entity data centers; cybersecurity engineers; and cybersecurity risk management.
- Workers supporting the energy sector through renewable energy infrastructure (including, but not limited to wind, solar, biomass, hydrogen, ocean, geothermal, and/or hydroelectric), including those supporting construction, manufacturing, transportation, permitting, operation/maintenance, monitoring, and logistics.
- Workers and security staff involved in nuclear re-fueling operations.

Electricity industry:

- Workers who maintain, ensure, or restore, or are involved in the development, transportation, fuel procurement, expansion, or operation of the generation, transmission, and distribution of electric power, including call centers, utility workers, reliability engineers, retail electricity, constraint maintenance, and fleet maintenance technicians- who cannot perform their duties remotely.
- Workers at coal mines, production facilities, and those involved in manufacturing, transportation, permitting, operation/maintenance and monitoring at coal sites which is critical to ensuring the reliability of the electrical system.
- Workers who produce, process, ship and handle coal used for power generation and manufacturing.
- Workers needed for safe and secure operations at nuclear generation to include but not limited to, the broader nuclear supply chain, parts to maintain nuclear equipment, fuel manufacturers and fuel components used in the manufacturing of fuel.
- Workers at renewable energy infrastructure (including, but not limited to wind, solar, biomass, hydrogen, geothermal, and/or hydroelectric), including those supporting construction, manufacturing, transportation, permitting, operation/maintenance, monitoring, and logistics.
- Workers at generation, transmission, and electric black start facilities.
- Workers at Reliability Coordinator, Balancing Authorities, and primary and backup Control Centers, including but not limited to independent system operators, regional transmission organizations, and balancing authorities.
- Mutual assistance personnel.
- Vegetation management and traffic control for supporting those crews.

- Environmental remediation/monitoring workers limited to immediate critical needs technicians.
- Instrumentation, protection, and control technicians.
- Essential support personnel for electricity operations.
- Generator set support workers such as diesel engineers used in power generation.

Petroleum industry:

- Employees for petroleum drilling (onshore and offshore), completion, stimulation, well intervention, monitoring, automation and control, extraction, production, processing, refining as well as associated security or emergency-response operations.
- Employees for petroleum and petroleum product storage and transportation, including pipeline, marine transport, terminals, rail transport, and road transport for use as end-use fuels or feedstocks for chemical manufacturing.
- Petroleum security operations center employees and workers who support maintenance and emergency response services.
- Petroleum operations control rooms/centers.
- Retail fuel centers such as gas stations and truck stops, and the distribution systems that support them.

Natural Gas, Natural Gas Liquids (NGL), Propane, and other liquid fuels

- Workers who support onshore and offshore drilling operations, platform and drilling construction and maintenance; transportation (including helicopter operations); maritime transportation, supply, and dredging operations; maritime navigation; natural gas and natural gas liquid production, processing, extraction, storage and transportation; well intervention, monitoring, automation and control; waste disposal, and maintenance, construction, and operations.
- Natural gas transmission and distribution pipeline workers, including compressor stations and any other required, operations maintenance, construction, and support for natural gas, natural gas liquid, propane, and other liquid fuels Workers who support underground natural gas, propane, natural gas liquids, and other liquid fuel storage facilities and operations.
- Natural gas processing plants workers, and those that deal with natural gas liquids.
- Workers who staff natural gas, propane, natural gas liquids, and other liquid fuel security operations centers, operations dispatch and control

rooms/centers, and emergency response and customer emergencies (including leak calls) operations.

- Drilling, production, processing, refining, and transporting natural gas for use as end-use fuels, feedstocks for chemical manufacturing, or use in electricity generation.
- Propane gas dispatch and control rooms and emergency response and customer emergencies, including propane leak calls.
- Propane gas service maintenance and restoration, including call centers.
- Processing, refining, and transporting natural liquids, including propane gas, for use as end-use fuels or feedstocks for chemical manufacturing.
- Propane gas storage, transmission, and distribution centers.
- Ethanol and biofuel production, refining, and distribution.
- Workers in fuel sectors (including, but not limited to nuclear, coal, and gas) supporting the mining, manufacturing, logistics, transportation, permitting, operation/maintenance, and monitoring of support for resources.

(5) Water and Wastewater

Employees needed to operate and maintain drinking water and wastewater/drainage infrastructure, including:

- Operational staff at water authorities.
- Operational staff at community water systems.
- Operational staff at wastewater treatment facilities.
- Workers repairing water and wastewater conveyances and performing required sampling or monitoring, including field staff.
- Operational staff for water distribution and testing.
- Operational staff at wastewater collection facilities.
- Operational staff and technical support for SCADA Control systems.
- Chemical and equipment suppliers to water and wastewater systems and personnel protection.
- Workers who maintain digital systems infrastructure supporting water and wastewater operations.

(6) Transportation and Logistics

- Employees supporting or enabling transportation functions, including truck drivers, bus drivers, dispatchers, maintenance and repair technicians, warehouse workers, truck stop and rest area workers, Department of Motor Vehicle (DMV) employees, towing/recovery services, roadside assistance workers, intermodal transportation personnel, and workers who maintain and inspect infrastructure (including those that require cross-jurisdiction travel).
- Workers supporting the distribution of food, pharmaceuticals (including materials used in radioactive drugs) and other medical materials, fuels, chemicals needed for water or water treatment and energy Maintenance and operation of essential highway infrastructure, including roads, bridges, and tunnels (e.g., traffic operations centers and moveable bridge operators).
- Employees of firms providing services, supplies, and equipment that enable warehouse and operations, including cooling, storing, packaging, and distributing products for wholesale or retail sale or use. Includes cold- and frozen-chain logistics for food and critical biologic products.
- Mass transit workers and providing critical transit services and/or performing critical or routine maintenance to mass transit infrastructure or equipment.
- Employees supporting personal and commercial transportation services – including taxis, delivery services, vehicle rental services, bicycle maintenance and car-sharing services, and transportation network providers.
- Workers responsible for operating and dispatching passenger, commuter and freight trains and maintaining rail infrastructure and equipment.
- Maritime transportation workers, including dredgers, port workers, mariners, ship crewmembers, ship pilots and tug boat operators, equipment operators (to include maintenance and repair, and maritime-specific medical providers), ship supply, Chandler, and repair companies.
- Workers including truck drivers, railroad employees and contractors, maintenance crew, and cleaners supporting transportation of chemicals, hazardous, medical, and waste materials to support critical infrastructure, capabilities, functions, and services, including specialized carriers, crane and rigging industry workers.
- Bus drivers and workers who provide or support intercity, commuter and charter bus service in support of other essential services or functions.
- Automotive repair, maintenance, and transportation equipment manufacturing and distribution facilities (including those who repair and maintain electric vehicle charging stations).
- Transportation safety inspectors, including hazardous material inspectors and accident investigator inspectors.

- Manufacturers and distributors (to include service centers and related operations) of packaging materials, pallets, crates, containers, and other supplies needed to support manufacturing, packaging staging and distribution operations.

- Postal, parcel, courier, last-mile delivery, and shipping and related workers, to include private companies.

- Employees who repair and maintain vehicles, aircraft, rail equipment, marine vessels, bicycles, and the equipment and infrastructure that enables operations that encompass movement of cargo and passengers.

- Air transportation employees, including air traffic controllers and maintenance personnel, ramp workers, aviation and aerospace safety, security, and operations personnel and accident investigations.

- Workers who support the operation, distribution, maintenance, and sanitation, of air transportation for cargo and passengers, including flight crews, maintenance, airport operations, those responsible for cleaning and disinfection, and other on- and off- airport facilities workers.

- Workers supporting transportation via inland waterways such as barge crew, dredging, river port workers for essential goods.

- Workers critical to rental and leasing of vehicles and equipment that facilitate continuity of operations for essential workforces and other essential travel.

- Warehouse operators, including vendors and support personnel critical for business continuity (including HVAC & electrical engineers; security personnel; and janitorial staff) and customer service for essential functions.

(7) Public Works and Infrastructure Support Services

- Workers who support the operation, inspection, and maintenance of essential public works facilities and operations, including bridges, water and sewer main breaks, fleet maintenance personnel, construction of critical or strategic infrastructure, traffic signal maintenance, emergency location services for buried utilities, maintenance of digital systems infrastructure supporting public works operations, and other emergent issues.

- Workers such as plumbers, electricians, exterminators, builders, contractors, HVAC Technicians, landscapers, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, businesses and buildings such as hospitals, senior living facilities, any temporary construction required to support COVID-19 response.

- Workers who support, such as road and line clearing, to ensure the availability of and access to needed facilities, transportation, energy and communications.

- Support to ensure the effective removal, storage, and disposal of residential and commercial solid waste and hazardous waste, including landfill operations.

- Workers who support the operation, inspection, and maintenance of essential dams, locks and levees.

- Workers who support the inspection and maintenance of aids to navigation, and other government provided services that ensure continued maritime commerce.

(8) Communications and Information Technology

Communications:

- Maintenance of communications infrastructure- including privately owned and maintained communication systems- supported by technicians, operators, call centers, wireline and wireless providers, cable service providers, satellite operations, Internet Exchange Points, Points of Presence, Network Access Points, back haul and front haul facilities, and manufacturers and distributors of communications equipment.

- Government and private sector employees (including government contractors) with work related to undersea cable infrastructure and support facilities, including cable landing sites, beach manhole vaults and covers, submarine cable depots and submarine cable ship facilities.

- Government and private sector employees (including government contractors) supporting Department of Defense internet and communications facilities.

- Workers who support radio, television, and media service, including, but not limited to front-line news reporters, studio, and technicians for newsgathering, and reporting, and publishing news.

- Network Operations staff, engineers and/or technicians to include IT managers and staff, HVAC & electrical engineers, security personnel, software and hardware engineers, and database administrators that manage the network or operate facilities.

- Engineers, technicians and associated personnel responsible for infrastructure construction and restoration, including contractors for construction and engineering of fiber optic cables, buried conduit, small cells, other wireless facilities, and other communications sector-related infrastructure. This includes construction of new facilities and deployment of new technology as these are required to address congestion or customer usage due to unprecedented use of remote services.

- Installation, maintenance and repair technicians that establish, support or repair service as needed.

- Central office personnel to maintain and operate central office, data centers, and other network office facilities, critical support personnel assisting front line employees.
- Customer service and support staff, including managed and professional services as well as remote providers of support to transitioning employees to set up and maintain home offices, who interface with customers to manage or support service environments and security issues, including payroll, billing, fraud, logistics, and trouble shooting.
- Workers providing electronic security, fire, monitoring and life safety services, and to ensure physical security, cleanliness and safety of facilities and personnel, including temporary licensing waivers for security personnel to work in other States of Municipalities.
- Dispatchers involved with service repair and restoration.
- Retail customer service personnel at critical service center locations for onboarding customers, distributing and repairing equipment and addressing customer issues in order to support individuals' remote emergency communications needs, supply chain and logistics personnel to ensure goods and products are on-boarded to provision these front-line employees.
- External Affairs personnel to assist in coordinating with local, state and federal officials to address communications needs supporting COVID-19 response, public safety, and national security.

Information Technology:

- Workers who support command centers, including, but not limited to Network Operations Command Centers, Broadcast Operations Control Centers and Security Operations Command Centers.
- Data center operators, including system administrators, HVAC & electrical engineers, security personnel, IT managers and purchasers, data transfer solutions engineers, software and hardware engineers, and database administrators, for all industries (including financial services).
- Workers who support client service centers, field engineers, and other technicians and workers supporting critical infrastructure, as well as manufacturers and supply chain vendors that provide hardware and software, support services, research and development, and information technology equipment (to include microelectronics and semiconductors), and HVAC and electrical equipment for critical infrastructure, and test labs and certification agencies that qualify such equipment(to include microelectronics, optoelectronics, and semiconductors) for critical infrastructure, including data centers.
- Workers needed to preempt and respond to cyber incidents involving critical infrastructure, including medical facilities, SLTT governments and federal facilities, energy and utilities, and banks and financial institutions,

securities/other exchanges, other entities that support the functioning of capital markets, public works, critical manufacturing, food & agricultural production, transportation, and other critical infrastructure categories and personnel, in addition to all cyber defense workers (who can't perform their duties remotely).

- Suppliers, designers, transporters and other workers supporting the manufacture, distribution and provision and construction of essential global, national and local infrastructure for computing services (including cloud computing services and telework capabilities), business infrastructure, financial transactions/services, web-based services, and critical manufacturing.

- Workers supporting communications systems and information technology- and work from home solutions- used by law enforcement, public safety, medical, energy, public works, critical manufacturing, food & agricultural production, financial services, education, and other critical industries and businesses.

- Employees required in person to support Software as a Service businesses that enable remote working, performance of business operations, distance learning, media services, and digital health offerings, or required for technical support crucial for business continuity and connectivity.

(9) Other Community- or Government-Based Operations and Essential Functions

- Workers to ensure continuity of building functions, including but not limited to security and environmental controls (e.g., HVAC), the manufacturing and distribution of the products required for these functions, and the permits and inspections for construction supporting essential infrastructure.

- Elections personnel to include both public and private sector elections support.

- Workers supporting the operations of the judicial system.

- Federal, State, and Local, Tribal, and Territorial employees who support Mission Essential Functions and communications networks.

- Trade Officials (FTA negotiators; international data flow administrators).

- Employees necessary to maintain news and media operations across various media.

- Employees supporting Census 2020.

- Weather forecasters.

- Clergy for essential support.

- Workers who maintain digital systems infrastructure supporting other critical government operations.
- Workers who support necessary credentialing, vetting and licensing operations for critical infrastructure workers.
- Customs and immigration workers who are critical to facilitating trade in support of the national emergency response supply chain.
- Educators supporting public and private K-12 schools, colleges, and universities for purposes of facilitating distance learning or performing other essential functions.
- Staff at government offices who perform title search, notary, and recording services in support of mortgage and real estate services and transactions.
- Residential and commercial real estate services, including settlement services.
- Workers supporting essential maintenance, manufacturing, design, operation, inspection, security, and construction for essential products, services, and supply chain and COVID 19 relief efforts.

(10) Critical Manufacturing

- Workers necessary for the manufacturing of metals (including steel and aluminum), industrial minerals, semiconductors, materials and products needed for medical supply chains, and for supply chains associated with transportation, energy, communications, information technology, food and agriculture, chemical manufacturing, nuclear facilities, wood products, commodities used as fuel for power generation facilities, the operation of dams, water and wastewater treatment, processing and reprocessing of solid waste, emergency services, and the defense industrial base. Additionally, workers needed to maintain the continuity of these manufacturing functions and associated supply chains, and workers necessary to maintain a manufacturing operation in warm standby.
- Workers necessary for the manufacturing of materials and products needed to manufacture medical equipment and personal protective equipment (PPE).
- Workers necessary for mining and production of critical minerals, materials and associated essential supply chains, and workers engaged in the

manufacture and maintenance of equipment and other infrastructure necessary for mining production and distribution.

- Workers who produce or manufacture parts or equipment that supports continued operations for any essential services and increase in remote workforce (including computing and communication devices, semiconductors, and equipment such as security tools for Security Operations Centers (SOCs) or datacenters).

(11) Hazardous Materials

- Workers who manage hazardous materials associated with any other essential activity, including but not limited to healthcare waste (medical, pharmaceuticals, medical material production), testing operations (laboratories processing test kits), and energy (nuclear facilities) Workers at nuclear facilities, workers managing medical waste, workers managing waste from pharmaceuticals and medical material production, and workers at laboratories processing tests Workers who support hazardous materials response and cleanup.
- Workers who maintain digital systems infrastructure supporting hazardous materials management operations.

(12) Financial Services

- Workers who are needed to provide, process and maintain systems for processing, verification, and recording of financial transactions and services, including payment, clearing, and settlement; wholesale funding; insurance services; consumer and commercial lending; and capital markets activities).
- Workers who are needed to maintain orderly market operations to ensure the continuity of financial transactions and services.
- Workers who are needed to provide business, commercial, and consumer access to bank and non-bank financial services and lending services, including ATMs, lending and money transmission, and to move currency, checks, securities, and payments (e.g., armored cash carriers).
- Workers who support financial operations and those staffing call centers, such as those staffing data and security operations centers, managing physical security, or providing accounting services.
- Workers supporting production and distribution of debit and credit cards.
- Workers providing electronic point of sale support personnel for essential businesses and workers.

(13) Chemical

- Workers supporting the chemical and industrial gas supply chains, including workers at chemical manufacturing plants, workers in laboratories, workers at distribution facilities, workers who transport basic raw chemical materials to the producers of industrial and consumer goods, including hand sanitizers, food and food additives, pharmaceuticals, paintings and coatings, textiles, building materials, plumbing, electrical, and paper products.
- Workers supporting the safe transportation of chemicals, including those supporting tank truck cleaning facilities and workers who manufacture packaging items.
- Workers supporting the production of protective cleaning and medical solutions, personal protective equipment, disinfectants, fragrances, and packaging that prevents the contamination of food, water, medicine, among others essential.
- Workers supporting the operation and maintenance of facilities (particularly those with high risk chemicals and/ or sites that cannot be shut down) whose work cannot be done remotely and requires the presence of highly trained personnel to ensure safe operations, including plant contract workers who provide inspections.
- Workers who support the production and transportation of chlorine and alkali manufacturing, single-use plastics, and packaging that prevents the contamination or supports the continued manufacture of food, water, medicine, and other essential products, including glass container manufacturing.

(14) Defense Industrial Base

- Workers who support the essential services required to meet national security commitments to the federal government and U.S. Military. These individuals include, but are not limited to, space and aerospace; mechanical and software engineers (various disciplines), manufacturing/production workers; IT support; security staff; security personnel; intelligence support, aircraft and weapon system mechanics and maintainers; and sanitary workers who maintain the hygienic viability of necessary facilities.
- Personnel working for companies, and their subcontractors, who perform under contract or sub-contract to the Department of Defense, as well as personnel at government-owned/contractor- operated and government-owned/government-operated facilities, and who provide materials and services

to the Department of Defense, including support for weapon systems, software systems and cybersecurity, defense and intelligence communications and surveillance, space systems and other activities in support of our military, intelligence and space forces.

(15) Commercial Facilities

- Workers who support the supply chain of building materials from production through application/installation, including cabinetry, fixtures, doors, cement, hardware, plumbing, electrical, heating/cooling, refrigeration, appliances, paint/coatings, and employees who provide services that enable repair materials and equipment for essential functions.
- Workers supporting ecommerce through distribution, warehouse, call center facilities, and other essential operational support functions.
- Workers in hardware and building materials stores, consumer electronics, technology and appliances retail, and related merchant wholesalers and distributors - with reduced staff to ensure continued operations.
- Workers distributing, servicing, repairing, installing residential and commercial HVAC systems, boilers, furnaces and other heating, cooling, refrigeration, and ventilation equipment.

(16) Residential/Shelter Facilities and Services

- Workers in dependent care services, in support of workers in other essential products and services.
- Workers who support food, shelter, and social services, and other necessities of life for needy groups and individuals, including in-need populations and COVID-19 responders (including travelling medical staff).
- Workers in animal shelters.
- Workers responsible for the leasing of residential properties to provide individuals and families with ready access to available housing.
- Workers responsible for handling property management, maintenance, and related service calls who can coordinate the response to emergency “at-home” situations requiring immediate attention, as well as facilitate the reception of deliveries, mail, and other necessary services.

- Workers performing housing construction related activities to ensure additional units can be made available to combat the nation's existing housing supply shortage.
- Workers performing services in support of the elderly and disabled populations who coordinate a variety of services, including health care appointments and activities of daily living.
- Workers supporting the construction of housing, including those supporting government functions related to the building and development process, such as inspections, permitting and plan review services that can be modified to protect the public health, but fundamentally should continue and serve the construction of housing (e.g., allow qualified private third-party inspections in case of government shutdown).

(17) Hygiene Products and Services

- Workers who produce hygiene products.
- Workers in laundromats, laundry services, and dry cleaners.
- Workers providing personal and household goods repair and maintenance.
- Workers providing disinfection services, for all essential facilities and modes of transportation, and supporting the sanitation of all food manufacturing processes and operations from wholesale to retail.
- Workers necessary for the installation, maintenance, distribution, and manufacturing of water and space heating equipment and its components.
- Support required for continuity of services, including commercial disinfectant services, janitorial/cleaning personnel, and support personnel functions that need freedom of movement to access facilities in support of front-line employees.

A rebuttable presumption is hereby established that a predominant need does not exist for the presence of a person at their workplace if that person is performing work or providing a service in an area, position, job or industry that is not identified in, or which has been omitted from, the "Memorandum on Identification of Essential Critical Infrastructure Workers During COVID-19 Response," dated March 19, 2020, issued by Christopher C. Krebs, Director, of CISA.

- D. This Ordinance does not prohibit people from accessing essential services or engaging in essential daily activities, such as going to the grocery store or gas station, providing or obtaining other essential services, visiting parks, hunting or fishing, or engaging in physical activity like jogging or bicycling, so long as the necessary

precautions are maintained to reduce the transmission of COVID-19 and to minimize in-person contact with people who are not in the same household.

- E. In providing or obtaining essential services, people and businesses should follow the Guidelines from the President and the Centers for Disease Control and Prevention ("CDC") by practicing good hygiene, environmental cleanliness, and sanitation, implementing social distancing, and working from home if possible. In particular, all services should be provided through remote telework from home unless they are essential services that cannot be provided through remote telework. If religious services cannot be conducted from home or through remote services, they should be conducted consistent with the Guidelines from the President and the CDC by practicing good hygiene, environmental cleanliness, and sanitation, and by implementing social distancing to prevent the spread of COVID-19.

Section 13: RESTRICTION ON DINE-IN SERVICE

This Ordinance adopts and continues the First Revised Mayoral Disaster Declaration and hereby prohibits all dine-in service at restaurants, private clubs, and bars. This restriction does not affect drive-thru, delivery, pick-up, or carry-out services with the exception that lines for pick-up and carry-out service shall be restricted to no more than ten (10) patrons inside an establishment at any one (1) given time and that social distancing of not less than six-feet (6') between such patrons shall continue to be observed. It is the intent of this Section, in part at least, that restaurants, private clubs, and bars are able to invoke business interruption insurance coverage due to the enactment of this restriction.

Section 14: CLOSURE OF BARS, INDOOR RECREATION FACILITIES, AND PUBLIC VENUES

This Ordinance adopts and continues the First Revised Mayoral Disaster Declaration and hereby requires that all bars, indoor recreation facilities, and public venues shall close beginning at 11:59 p.m. on Friday, March 20, 2020. It is the intent of this Section, in part at least, that restaurants and bars are able to invoke business interruption insurance coverage due to the enactment of this restriction.

Section 15: FUNERALS

Funerals are allowed with appropriate social distancing.

Section 16: IMPACT OF HOUSEHOLD MEMBER TESTING POSITIVE

If someone in a household has tested positive for coronavirus, the household is ordered to isolate at home. Members of the household cannot go to work, school, or any other community function.

Section 17: NURSING HOMES, RETIREMENT, AND LONG-TERM CARE FACILITIES

Nursing homes, retirement, and long-term care facilities are instructed by this order to prohibit non-essential visitors from accessing their facilities unless to provide critical assistance or for end-of-life visitation.

Section 18: PUBLIC AND PRIVATE SCHOOLS AND INSTITUTIONS OF HIGHER EDUCATION

Public and private schools and institutions of higher education are instructed by this Ordinance to provide a safety plan to the appropriate Office of Homeland Security and Emergency Management 72 hours before students return to a classroom setting.

Section 19: STAY HOME WHEN SICK

Additionally, this Ordinance instructs all employees to remain at home if sick.

Section 20: POSTING OF THIS ORDINANCE

The owner, manager, or operator of any facility that is likely to be impacted by this Ordinance is strongly encouraged to post a copy of this Ordinance onsite and to provide a copy to any member of the public asking for a copy. If any subsection, sentence, clause, phrase, or word of this Ordinance or any application of it to any person, structure, gathering, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions or applications of this Ordinance.

Section 21: AUTHORITY TO TAKE ALL REQUIRED ACTIONS

This Ordinance authorizes the City to take any actions necessary to promote health and suppress the COVID-19 virus, including the quarantine of persons and occupied structures, examining and regulating hospitals, regulating ingress and egress from the City, regulating ingress and egress to occupied structures, and insuring compliance for those who do not comply with the City's rules, pursuant to section 122.006 of the Texas Health and Safety Code.

Section 22: INCORPORATION OF EXECUTIVE ORDERS OR SIMILAR DIRECTIVES

This Ordinance hereby incorporates by reference the provisions of any Executive Order or similar directive issued by the President of the United States or the Governor of the State of Texas.

More particularly, the City Council hereby incorporates and enacts the following regulations from Governor Abbott's Executive Order No. GA-14 regarding the conduct of persons/people and schools:

1. Every person shall avoid social gatherings of more than 10 people.
2. People shall avoid eating or drinking at bars, restaurants, and food courts, or visiting gyms or massage parlors; provided, however, that the use of drive-thru, pickup, or delivery options is allowed and highly encouraged.
3. People shall not visit nursing homes or retirement or long-term care facilities unless to provide critical assistance.
4. Schools shall remain temporarily closed to in-person classroom attendance.

Section 23: PENALTY

Any person, firm or corporation violating any of the provisions of this Ordinance commits an offense, punishable by a fine up to \$ 1,000.00 per day, and each and every day such violation shall continue shall be deemed to constitute a separate offense.

Section 24: SEVERABILITY CLAUSE

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

Section 25: REPEALER CLAUSE

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

Section 26: EFFECTIVE DATE

This Ordinance shall take effect immediately from and after its passage and shall remain in effect until 12:00, midnight, May 15, 2020, unless terminated earlier by action of the City Council.

[Remainder of page intentionally left blank.]

DULY PASSED, APPROVED, AND ADOPTED on first reading and only reading on the 14th day of March, 2020 at a properly scheduled meeting of the City Council of the City of Farmersville, Texas, there being a quorum present, and approved by the Mayor on the date set out below.

APPROVED THIS 14th DAY OF APRIL, 2020.

CITY OF FARMERSVILLE, TEXAS

JACK RANDALL RICE
Mayor

ATTEST:

SANDRA GREEN
City Secretary

APPROVED AS TO FORM:

ALAN D. LATHROM
City Attorney

Agenda Section	Regular Agenda
Section Number	V.B
Subject	Consider, discuss and act upon proposed Hunt County Emergency Services District No. 1.
To	Mayor and Council Members
From	Ben White, City Manager
Date	April 14, 2020
Attachment(s)	Paperwork from Attorney's Office
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 style="list-style-type: none"> • Motion/second/vote <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Approve with Updates <input type="checkbox"/> Disapprove • Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <input type="checkbox"/> Approve <input type="checkbox"/> Disapprove • Move item to another agenda. _____ • No motion, no action

BURNS ANDERSON JURY & BRENNER, L.L.P.

Attorneys and Counselors of Law
A Limited Liability Partnership which includes Professional Corporations

Telephone: 512/338-5322
Facsimile: 512/338-5363

From the Desk of:
KEN CAMPBELL
kcampbell@bajb.com

March 3, 2020

VIA CMRRR 7019 0700 0000 0649 9761
AND VIA EMAIL: s.green@farmersvilletx.com

The Honorable Jack Randall "Randy" Rice
Mayor
City of Farmersville
205 South Main Street
Farmersville, Texas 75442

RE: Proposed Hunt County Emergency Services District No. 1
Our File No.: 019.23450

Dear Mayor:

I represent the Hunt County Fire Association in relation to the above matter. The citizens of the area served by the various Hunt County fire departments have filed a petition with the County Judge of Hunt County, Texas for the formation of an emergency services district, a political subdivision of the State of Texas, pursuant to Chapter 775, Texas Health & Safety Code. The entire proposed district would be located wholly within Hunt County and contain the territorial limits and extraterritorial jurisdictions of all incorporated cities in Hunt County, with the exception of the territorial limits of the City of Commerce, the City of Greenville, the City of Josephine, and the City of Royse City. It is anticipated that the issue of the creation of this district will be presented to the voters at the November 2020 uniform election date.

I am enclosing a copy of a map of the proposed district and a copy of the petition form filed with the Hunt County Judge for your reference. According to our records, portions of the proposed district contain territory within your municipality's territorial limits and/or extraterritorial jurisdiction. If you need a copy of the actual, signed petition filed with the County, please let me know.

Pursuant to § 775.014, before a district may be created that contains territory in a municipality's territorial limits or extraterritorial jurisdiction, a written request for that territory to be included in the district must be presented to the municipality's governing body after the petition has is filed under Section 775.015, Health & Safety Code.

P.O. Box 26300, Austin, TX 78755-6300
7804 Bell Mountain Drive #100
Austin, Texas 78730

This correspondence is to advise you of the filing of this petition with Hunt County and to request the written consent to include the territorial limits and/or extraterritorial jurisdiction of your municipality within the proposed district (only in Hunt County) as outlined on the enclosed map.

While I believe you are aware of this situation, a public hearing on this matter will be held by the Hunt County Commissioners Court on March 16, 2020 at 6:00 p.m. at the Fletcher Warren Civic Center, 5501 Business Highway 69 South, Greenville, Texas, if you desire to attend and obtain more information.

Your municipality's consent for the inclusion or exclusion of your territorial limits or extraterritorial jurisdiction is required on or before the 60th day after the date of your receipt of this letter. I would appreciate if you would place this matter on the council's docket for consideration and respond with your city's consent or denial of consent prior to this deadline so the election may proceed in a timely manner.

If you have any questions, or require additional information, please do not hesitate to contact Ryan Biggers, president of the Hunt County Fire Association and Fire Chief of Cash Volunteer Fire Department, 972/467-1173, or me at 512/338-5322.

Sincerely,

BURNS ANDERSON JURY & BRENNER, L.L.P.



Ken Campbell
KPC

cc: **VIA EMAIL: bstovall@huntcounty.net**
The Honorable Bobby W. Stovall
County Judge
Hunt County
2507 Lee Street, Second Floor
Greenville, Texas 75401

VIA EMAIL: heather@scottraylaw.com
Daniel W. Ray
Heather McNew Carter
Scott, Ray & Sullivan
2608 Stonewall Street
Greenville, Texas 75401

[ON CITY LETTERHEAD]

[DATE]

The Honorable Bobby W. Stovall
County Judge
Hunt County
2507 Lee Street, Second Floor
Greenville, Texas 75401

RE: Consent of the City of Farmersville, Hunt County, Texas for the Inclusion of the Territorial Limits and Extraterritorial Jurisdiction of the City in the Proposed Hunt County Emergency Services District No. 1, Pursuant to Chapter 775, Texas Health & Safety Code.

Dear Judge Stovall:

This correspondence is to certify that at a meeting of the City Council of the City of Farmersville, Texas, called and conducted in accordance with all applicable law, the Council approved the following motion by a vote of ____ "ayes" and ____ "nays:"

Pursuant to Section 775.014 of the Texas Health & Safety Code, the City of Farmersville, Texas hereby consents to the inclusion of its territorial limits and extraterritorial jurisdiction within the proposed Hunt County Emergency Services District No. 1 as located in Hunt County, Texas.

Sincerely,

[NAME]
Mayor

ATTEST:

[NAME]

City Secretary

cc: Ken Campbell
BURNS ANDERSON JURY & BRENNER, L.L.P.
P. O. Box 26300
Austin, Texas 78755-6300

Daniel W. Ray
Heather McNew Carter
Scott, Ray & Sullivan
2608 Stonewall Street
Greenville, Texas 75401

**PETITION FOR THE CREATION OF HUNT COUNTY EMERGENCY
SERVICES DISTRICT NO. 1**

Pursuant to Texas Health and Safety Code, Chapter 775, the undersigned petitioners hereby petition for the creation of an emergency services district whose territorial boundaries would be those as further described in the attached Exhibit A, attached hereto and incorporated herein for all purposes. The proposed Hunt County Emergency Services District No. 1 is to be created and is to operate under Article III, Section 48-e, Texas Constitution, and Chapter 775, Texas Health & Safety Code, and will provide the emergency services set forth in Article III, Section 48-e, Texas Constitution, except for and specifically excluding emergency ambulance services. The creation of the proposed Hunt County Emergency Services District No. 1 complies with Sections 775.020 and 775.0205, Health and Safety Code.

The following are municipalities from which consent must be obtained under Section 775.014: Wolfe City, Commerce, Campbell, Neylandville, Lone Oak, West Tawakoni, Hawk Cove, Quinlan, Union Valley, Royse City, Caddo Mills, Celeste, Leonard, Cumby, Josephine, Ladonia, Farmersville, and Greenville.

The undersigned two petitioners obligate themselves to pay not more than \$150 of the costs incident to the formation of the proposed district, including the costs of publishing notices, election costs, and other necessary and incidental expenses.

OBLIGOR NO. 1

OBLIGOR NO. 2

Signature

Signature

Printed Name

Printed Name

Mailing Address

Mailing Address

City, State, Zip Code

City, State, Zip Code

Residence Address

Residence Address

Date of Birth

Date of Birth

Date of Signing

Date of Signing

Voter Registration No.

Voter Registration No.

SWORN TO AND SUBSCRIBED before me, the undersigned authority, by
_____, as Obligor No. 1, on this the ____ day of
_____, 2019.

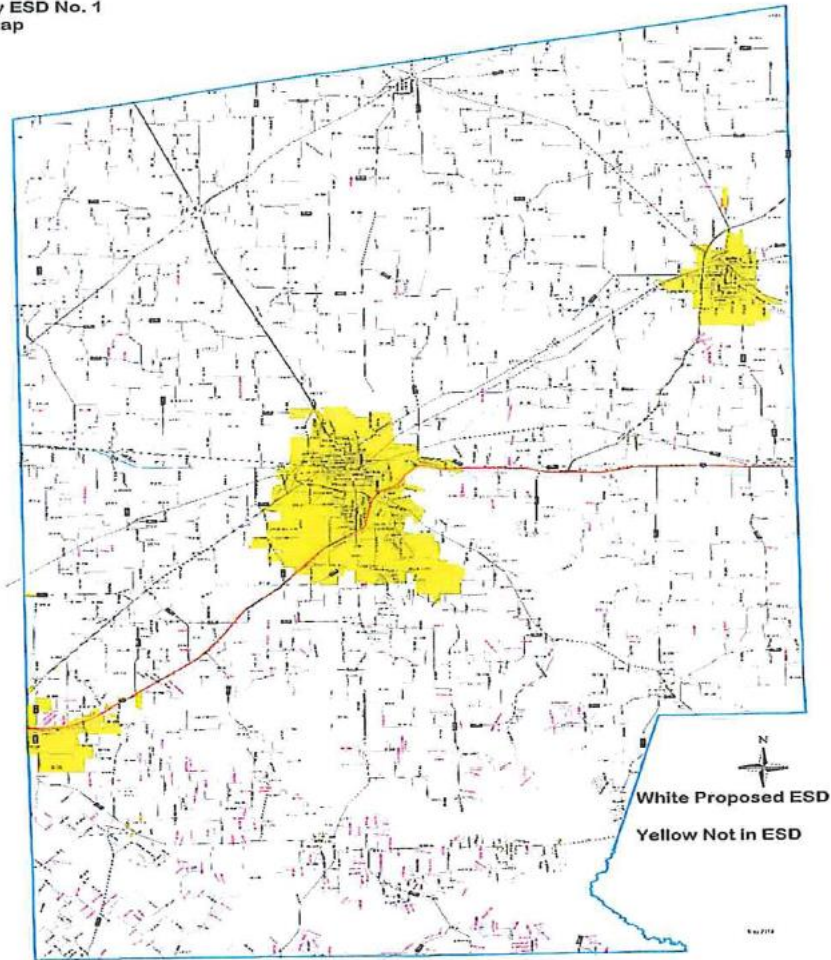
NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

SWORN TO AND SUBSCRIBED before me, the undersigned authority, by
_____, as Obligor No. 1, on this the ____ day of
_____, 2019.

NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

EXHIBIT A

Proposed
Hunt County ESD No. 1
Boundary Map



Description of the boundaries of the proposed Hunt County Emergency Services District No. 1: The entire territorial limits Hunt County, Texas, save and except for the territorial limits of the City of Commerce, the City of Greenville, the City of Josephine, and the City of Royse City, Texas as such existed as of July 1, 2019.

VI. Requests to be Placed on Future Agendas

VII. Adjournment