



**FARMERSVILLE CITY COUNCIL  
REGULAR SESSION AGENDA**

**October 11, 2022, 6:00 P.M.**

**Council Chambers, City Hall**

**205 S. Main Street**

**WATCH THE LIVE BROADCAST**

This meeting will be broadcast live through the City's website and by telephone. Members of the public who wish to watch this meeting, and not speak or participate in the discussion, may watch the live broadcast by

1. Going to the City's website;
2. Clicking on "GOVERNMENT";
3. Clicking on "AGENDAS AND MINUTES";
4. Clicking on the "[click here](#)" link that is located to the right of "LIVE STREAMING."

**I. PRELIMINARY MATTERS**

- Call to Order, Roll Call, Prayer and Pledge of Allegiance
- Announcements
  - Calendar of upcoming holidays and meetings.

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

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

**III. CITIZEN COMMENTS ON MATTERS NOT ON AGENDA**

If you wish to address the City Council on a matter not posted on this agenda, please fill out a "Speaker Sign-Up" card and present it to the City Secretary

before the meeting begins. Speakers shall have a time limit of three (3) minutes. This meeting segment is limited to a total of thirty (30) minutes.

#### **IV. CONSENT AGENDA**

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 Council members may request prior to a motion and vote on the Consent Agenda that one or more items be withdrawn from the Consent Agenda and considered individually.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the Consent Agenda, excepting the items requested to be removed, the City Council will consider and act on each item so withdrawn individually.

- A. City Council Minutes (09-27-2022)
- B. Public Works Report
- C. City Managers Report

#### **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. Possible Council Liaison Report
- B. Farmersville Community Development Board (Type B)
  - 1. Possible Council Liaison Report.
- C. FEDC Farmersville Economic Development Board (Type A)
  - 1. Possible council Liaison Report.
- D. Main Street Board
  - 1. Possible Council Liaison Report

- E. Parks & Recreation Board
  - 1. Possible council Liaison Report
- F. Planning & Zoning Commission
  - 1. Possible Council Liaison Report.
- G. TIRZ Board
  - 1. Possible Council Liaison Report

**VI. REGULAR AGENDA**

- A. Presentation of a Proclamation naming October as Chiropractic Health Month.
- B. Consider, discuss and act upon a recommendation from the Parks and Recreation Board regarding an Eagle Scout Project presented by Gavin Dillion.
- C. Consider, discuss and act upon a development agreement between the City of Farmersville and Lake Haven MUD.
- D. Consider and discuss Rails to Trails and other park grants discussed in Ben White's, City Manager Report.
- E. Consider, discuss and act upon removing Paula Jackson as an authorized check signer on City of Farmersville bank accounts and add Mike Sullivan as an authorized check signer on City of Farmersville bank accounts.
- F. Consider, discuss and act upon an interlocal agreement with Collin County and the City of Farmersville regarding the Charles J. Rike Memorial Library.
- G. Consider, discuss and act upon the City of Farmersville ERCOT membership renewal application for 2023.
- H. Discussion and possible action regarding the City Council meeting schedule for November and December 2022.

**VII. REQUESTS TO BE PLACED ON FUTURE AGENDAS**

**VIII. ADJOURNMENT**

**Dated this the 6<sup>th</sup> day of October 2022.**

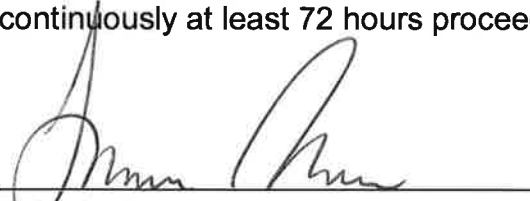


**Bryon Wiebold, Mayor**

*The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any Work Session, Special or Regular Session agenda item requiring confidential, attorney/client advise necessitated by the deliberation or discussion of said items (as needed) listed on the agenda, as authorized by Texas Government code Section 551.071(a) ("Consultation with Attorney, Closed Meeting").*

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

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted in the regular posting place of the City Hall building for Farmersville, Texas, in a place and manner convenient and readily accessible to the general public at all times, and said Notice was posted October 6<sup>th</sup>, 2022, by 5:00 P.M. and remained so posted continuously at least 72 hours proceeding the scheduled time of said meeting.



Tabatha Monk  
City Secretary



## **I. Preliminary Matters**

# OCTOBER 2022

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1 Old Time Saturday
2	3	4	5	6 Parks & Recs Board Meeting 5:00 pm	7	8
9	10 FCDC (4B) Meeting 6:00 pm	11 City Council Meeting 6:00 pm	12	13	14	15
16	17	18 P&Z Meeting 6:00 pm	19	20 FEDC (4A) Meeting 6:00 pm	21	22
23	24	25 City Council Meeting 6:00 pm	26	27 City Amenities Board Meeting 4:00 pm	28	29
30	31					

# NOVEMBER 2022

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1	2	3 Parks & Recs Board Meeting 5:00 pm	4	5 Farmersville Market 9:00 am
6	7	8 City Council Meeting 6:00 pm	9	10	11 City Hall Closed – Veterans Day	12
13	14 Main Street Meeting 4:30 pm FCDC (4B) Meeting 6:00 pm	15 P&Z Meeting 6:00 pm	16	17 FEDC (4A) Meeting 6:00 pm	18	19
20	21	22 City Council Meeting 6:00 pm	23	24 City Hall Closed - Thanksgiving	25 City Hall Closed - Thanksgiving	26
27	28	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	October 11, 2022
Attachment(s)	NA
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	If you wish to address the City Council on a posted item on this agenda, please fill out a "Speaker Sign-Up" card and present it to the City Secretary before the meeting begins. Pursuant to Section 551.007 of the Texas Government Code, any person wishing to address the City Council for items listed as public hearings will be recognized when the public hearing is opened. Speakers wishing to address the City Council regarding any non-public hearing item on this agenda shall have a time limit of three (3) minutes per speaker, per agenda item. The Mayor may reduce the speaker time limit uniformly to accommodate the number of speakers or improve meeting efficiency.
Action	NA

### **III. CITIZENS COMMENTS ON MATTERS NOT ON THE AGENDA**

Agenda Section	CITIZEN COMMENTS ON MATTERS NOT ON THE AGENDA
Section Number	III
Subject	CITIZEN COMMENTS ON MATTERS NOT ON THE AGENDA
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	NA
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
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Action	NA

## **IV. Consent Agenda**

Agenda Section	Consent Agenda
Section Number	IV.A.
Subject	CC minutes from 09-27-22
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	Report
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	City Council discussion as required.
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>



**FARMERSVILLE CITY COUNCIL  
REGULAR SESSION MINUTES  
September 27, 2022, 6:00 P.M.  
Council Chambers, City Hall  
205 S. Main Street**

**I. PRELIMINARY MATTERS**

- Mayor, Bryon Wiebold, called the meeting to order at 6:00 p.m. Council members, Craig Overstreet, Terry Williams, Ted Wagner, and Mike Henry were in attendance. Councilmembers not in attendance were Lance Hudson. City staff members City Manager, Ben White, Assistant City Manager, Mike Sullivan; City Secretary, Tabatha Monk, Assistant to the City Manager, Paula Jackson; Police Chief Marsha Phillips, Warrant Officer Rick Ranspot and City Attorney, Alan Lathrom were present.
- Prayer was led by Councilmember Henry and the pledges to the United States and Texas flags were led by Mayor Wiebold.
- City Calendar for any upcoming closings for holidays and meetings.
- The Mayor announced Old Time Saturday, October 1<sup>st</sup>. The Mayor also acknowledged the new Police Chief, Marsha Phillips.

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

- No one spoke under this item.

**III. CITIZEN COMMENTS ON MATTERS NOT ON AGENDA**

- No one spoke under this item.

**IV. CONSENT AGENDA**

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the items requested to be removed, the City Council will consider and act on each item so withdrawn individually. Councilmember Overstreet asked to withdraw for discussion the Financial Budget Report, Public Works Report and City Manager Report.

A. City Council Minutes (09--13-2022)

B. Finance Report (August 2022)

**Councilmember Overstreet** made a motion to approve the consent agenda.

**Councilmember Henry** seconded the motion to approve.

The motion was approved unanimously (4-0).

## V. INFORMATIONAL ITEMS

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A. City Amenities Board

1. Possible Council Liaison Report: (**Councilmember Wagner** advised they discussed the striping on the parking lot. They discussed the rules and regulations of the Amenities Board. They discussed basic housekeeping needs for the building.)

B. Farmersville Community Development Board (Type B)

1. Possible Council Liaison Report: (**Councilmember Henry** advised nothing to discuss.)

C. FEDC Farmersville Economic Development Board (Type A)

1. Possible Council Liaison Report: (**Councilmember Williams** updated that they met and reviewed their financial statement and budget, approved 4 payments and approved beginning advertising for an Economic Development person.)

- D. Main Street Board
  - 1. Possible Council Liaison Report: (**Councilmember Overstreet** no meeting.)
- E. Parks & Recreation Board
  - 1. Possible Council Liaison Report: (**Councilmember Wagner** advised no meeting.)
- F. Planning & Zoning Commission
  - 1. Possible Council Liaison Report: (**Councilmember Hudson** was not in attendance to give report.)
- G. TIRZ Board
  - 1. Possible Council Liaison Report: (**Councilmember Overstreet** advised no meeting.)

## VI. PUBLIC HEARING

A. "Public hearing to consider, discuss and act upon an amendment to the Code of Ordinances, City of Farmersville, Texas, as heretofore amended, through the amendment of Chapter 77, "Zoning," by adopting Ordinance #O-2022-0927-002 to create a Historic Preservation Overlay Zoning District for the protection and preservation of individual historic structures and properties as well as the protection and preservation of both potential and designated historic districts by and through the adoption of ordinances containing: definitions; design guidelines; the establishment of a historic preservation body; a process through which structures and districts are designated as being historic; minimum maintenance requirements; a certificate of appropriateness process for modifications and renovations of historic and contributing structures; prohibitions against demolition of historic and contributing structures; and, a permitting process for demolition of dangerous and substandard historic and contributing structures. "

Mayor Wiebold opened the public hearing at 6:04 p.m.

Jim Foy came forward to speak on this item.

Mayor Wiebold closed the public hearing at 6:06 p.m.

- Mayor Wiebold came back and reopened this item for discussion.
- **Councilmember Henry** made a motion to approve the Historical Overlay Ordinance, #O-2022-0927-002", with the striking of section 77-121 from the ordinance.
- **Councilmember Williams** seconded the motion to approve.
- The motion passed unanimously (4-0)."

B. "Public hearing to consider, discuss and hear public comments regarding South Lake at South Lake Park situated at 1601 Old Josephine Road, Farmersville, Texas and the impacts being caused by a non-native, invasive aquatic plant named "hydrilla," and the City's consideration under the guidance and assistance of Texas Parks and Wildlife of a low-density stocking of sterile Triploid Grass Carp (White



Amur) into South Lake in the Fall of 2022 as a biological control option to reduce the coverage of hydrilla lake wide.”

Mayor Wiebold opened the public hearing at 6:07 p.m.

No one came forward to speak on this item.

Mayor Wiebold closed the public hearing at 6:07 p.m.

## **VII. READING OF ORDINANCES**

- A. Consider, discuss and act upon Ordinance #O-2022-0927-003 amending the Master Fee Schedule to increase water and wastewater fees and other fees and rates.
- Mr. White updated the City Council on this item.
  - Mr. White and Paula Jackson answered questions from the City Council.
  - **Councilmember Williams** made a motion to approve.
  - **Councilmember Henry** seconded the motion to approve.
  - The motion passed unanimously (4-0).
- B. Consider discuss and act upon Ordinance #O-2022-0927-004 regarding the negotiated settlement between the Atoms Cities Steering Committee (ACSC) and Atmos Energy Corp. Mid Tx Division.
- Mr. White updated the City Council on this item.
  - **Councilmember Williams** made a motion to approve.
  - **Councilmember Henry** seconded the motion to approve.
  - The motion passed unanimously (4-0).

## **VIII. REGULAR AGENDA**

A. “Consider, discuss and act upon a low-density stocking of sterile Triploid Grass Carp (White Amur) into South Lake in the Fall of 2022 as a biological control option to reduce the coverage of hydrilla in South Lake at South Lake Park.”

- City Manager, Mr. White updated the City Council on this item.
- Dan Bennett with Texas Parks and Wildlife updated the City Council and answered questions they had.
- **Councilmember Overstreet** made a motion to approve.
- **Councilmember Wagner** seconded the motion to approve.
- The motion passed unanimously (4-0).”

B. “Consider, discuss and act upon a request from Sanitation Solutions, Inc., to increase its collection rates for city-wide solid waste collection by a percentage equal to exceed eighty percent (80%) of what the DFW CPI-U, All Items has increased over the previous twelve (12) month period as stated in the March-April report (which also results in a proportional increase of their franchise fee).”

- Mr. White updated the City Council on this item.
- Mr. White and Paula Jackson answered questions from the City Council.

- **Councilmember Henry** made a motion to approve.
  - **Councilmember Williams** seconded the motion to approve.
  - The motion was passed unanimously (4-0).
- C. “Consider, discuss and act upon an interlocal agreement with Collin County and the City of Farmersville for Fire Inspection and Fire Plan Review Services.”
- Mr. White updated the Council on this item.
  - **Councilmember Henry** made a motion to approve.
  - **Councilmember Overstreet** seconded the motion to approve.
  - The motion passed unanimously (4-0).
- D. “Consider, discuss and act upon a Minor Replat for Fowler Addition (316 S. Johnson St.).”
- Mr. White updated the Council on this item.
  - **Councilmember Williams** made a motion to approve this minor replat.
  - **Councilmember Overstreet** seconded the motion to approve.
  - The motion passed unanimously (4-0).
- E. “Consider, discuss and act upon a Minor Replat for Gaddy South Addition Lot 1 Block A”.
- Mr. White updated the City Council on this item.
  - **Councilmember Williams** made a motion to approve.
  - **Councilmember Wagner** seconded the motion.
  - The motion passed unanimously (4-0).
- F. “Consider, discuss and act upon Farmersville Economic Development Corporation (4A) regarding projects and budget for FY 2022-2023.”
- Ms. Elise Bobbit, from the EDC Board, updated the City Council on this item.
  - Ms. Bobbit and Mr. Latham answered questions from City Council.
  - **Councilmember Overstreet** made a motion to approve with the striking/removal of the \$30,000.00, (thirty-thousand dollar), contingency under personnel related items.
  - **Councilmember Henry** seconded the motion to approve.
  - The motion passed unanimously (4-0).
- G. “Consider, discuss and act upon Farmersville Community Development Corporation (4B) regarding projects and budget for FY 2022-2023.”
- Mr. Steve Caspari, CDC Board President updated the City Council.
  - Mr. Caspari, Councilmember Henry and Mr. Latham answered questions.
  - **Councilmember Henry** made a motion to approve.
  - **Councilmember Overstreet** seconded the motion.
  - The motion passed unanimously (4-0).

H. "Consider, discuss and act upon a Presentation by City Manager White, regarding Municipal Development District (MDD)."

- Mr. White presented and updated the Council on this item.
- The Council discussed this item.
- Councilmember Williams updated the City Council on this item regarding streets.
- Mr. Latham answered questions from the City Council.
- Councilmember Overstreet requested a workshop to further discuss this item.
- Councilmember Henry request a workshop on this item as well.
- No motion was needed.

IX. **REQUESTS TO BE PLACED ON FUTURE AGENDAS**

**Councilmember Overstreet:** Fiber Optic Study, Presentation of the TIRZ Budget; Food Truck Status;

**Mayor Wiebold:** Discussion on the upcoming holiday schedule for City Council Meetings.

X. **ADJOURNMENT**

**Mayor Wiebold** adjourned the meeting at 7:42 p.m.

APPROVE:

\_\_\_\_\_  
Bryon Wiebold, Mayor

ATTEST:

\_\_\_\_\_  
Tabatha Monk, City Secretary

Agenda Section	Consent Agenda
Section Number	IV.B.
Subject	Public Works Report
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	Report
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
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## 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](http://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 2022-2023: 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. For the last month the following streets received repairs:
    - Maple
    - Washington at Candy
  - b. Stripe curb as no parking along Onion Alley (Backlog)
  - c. Upcoming sign updates:
    - Main Street at McKinney Street
    - Main Street at Candy Street
    - Main Street at Farmersville Parkway
    - South Washington at Farmersville Parkway
  - d. Texas Community Development Block Grant, Community Development Fund
    - Reconstruction and drainage improvements, Davis (Prospect) between Rike and Austin, North Rike: Houston to Davis, Austin: Davis to Houston
    - \$350K grant, \$52.5K match
    - Grant application complete, awaiting award notification. Possible contract Dec 2022.

- e. Texas Community Development Block Grant, Main Street Development Fund
  - Street and accessibility improvements, Farmersville Parkway South Main to Washington
  - \$350K grant, \$52.5K match
  - Engineer has completed design and performing design reviews with affected parties. Next step is to get approval from the State.
- 2. Priority backlog items
  - a. US Economic Development Administration (EDA) Grant
    - Project being defined
    - Monetary grant ceiling defined by project
  - b. Develop thoroughfare impact fees
  - c. Institute railroad silent crossings

### **Water System**

- 1. Currently active projects in priority order
  - a. Replace 2" galvanized waterline on North Rike, south of Murchison to Davis with 8" line
  - b. Disconnect old water line on South Rike Street.
- 2. Large water leak repairs
  - a. Houston 2"
  - b. Rike 2"
  - c. Maple Street 6"
- 3. Priority backlog items
  - a. Recoat/rehab north elevated water tank.
  - b. Increase pumping capacity at underground storage tank to 1500 GPM pumps.
  - c. Update AMI/meter system with Utility Hawk software to display customer usage.
  - d. Replace cast iron/galvanized water lines:
    - Rolling Hills galvanized water lines
    - Windom Street from 7th Street alley to Sycamore
    - Hill Street between Orange and Bois D' Arc
    - Lee Street
  - e. Chlorine injection system.
  - f. Security cameras at water system focal points.

### **Wastewater System**

- 1. Currently active projects in priority order
  - a. Began thorough review of the trickling arm filter operation. Operation of the arm and recirculation pumps associated with the arm has been very inconsistent leading up to this review but has gotten much better over the past month. This has led to a condition that would not allow bacteriological growth to occur crippling the ability of the plant to process correctly. We are continuing to look at procedural improvements that need to be implemented leading to full operational implementation of the plant.
  - b. Remove East Audie Murphy Parkway old lift stations.
  - c. Develop possible financial plans for interceptor line.

2. Large wastewater collection system repairs
  - a. None.
3. Priority backlog items
  - a. Floyd Road lift station reconstruction with force main.
  - b. 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.
  - c. Infiltration project: Point Repair, 1746 Rike Street.
  - d. South side lift station construction
  - e. North side lift station SCADA installation
  - f. Infiltration project: Replace floor and top of MH119. Install bolt-down top. Pipe to south may be bad.

### **Storm Water System**

1. Relocate storm water line between Main Street and City Park drainage ditch. (Backlog)
2. Repair City Park storm water ditch retaining wall. (Backlog)

### **Property and Buildings**

1. Currently active projects in priority order
  - a. Plan of action developed for South Lake Park to control hydrilla and other invasive species of plants by introducing carp. Public hearing required to move forward.
  - b. Stripe library parking lot. (completed)
  - c. Stripe city hall parking lot. (completed)
  - d. Stripe parking lot at Senior Center.
  - e. Strip north downtown parking lot.
  - f. Install Big Bertha emergency siren at Farmersville Heritage Museum. (phase: construction, completion percentage: 35%).
  - g. Chaparral Trail Improvements (Grant: 4 X \$200K grant/\$50K match).
  - h. Rambler Park: ADA swing set and non-ADA swing set installation. Survey is complete. Architect is developing a bid package.
2. Priority backlog items
  - a. Install remaining banner mounts downtown.
  - b. Riding Arena: greeting sign with rules
  - c. Southlake Park: playground equipment repair

### **Electrical System**

1. Currently active projects in priority order
  - a. Pole replacements
    - 100 block of North Hamilton
  - b. Replace burned out ballfield lights.
  - c. High School indoor practice facility.
  - d. High School remodel.
2. Substation and transmission line improvements (phase: concept only, completion percentage: 55%)
3. Priority backlog projects

- a. Complete circuit 1 open wire secondary replacement.

### **Refuse System**

1. No new news.

### **High Speed Internet Service**

1. Feasibility study is complete. Next step is to develop public/private partnership.
2. CARES Act Broadband Grant
  - a. Received final approval!
  - b. \$2.9M grant, \$730K match
3. American Rescue Plan Grant
  - a. \$899.4K total
  - b. Used as match for CARES Act Broadband Grant, \$899.4K total
  - c. Receiving 2 installments, \$449.7K each. First installment received.



Agenda Section	Consent Agenda
Section Number	IV.C.
Subject	City Manager Report
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
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Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	City Council discussion as required.
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>



## City Manager 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](http://www.farmersvilletx.com)
2. Select <OPENGOV> button
3. Navigate within OpenGOV menu to select the metric of choice

### City Manager General

1. Top priority items:
  - a. Economic Development
    - i. Hire Economic Development Director.
    - ii. Fiber
    - iii. New sources of ad valorem/sales tax
  - b. Code enforcement
  - c. Streets
  - d. Water/Sewer lines
  - e. Municipal Development District (MDD)
  - f. Employee compensation and benefits
  - g. Farmersville Electric rates

### Ordinances, Resolutions, and Public Hearings (In Priority Order)

1. Food Truck/Pop-up vendors ordinance. (in-progress)
2. No platting requirement exception for properties over 5 acres. (in-progress)
3. City limit modification and annexation for the following properties: (in-progress)
  - a. North end of South Lake Park including riding arena
  - b. FEDC property next to JW Spain
  - c. Northern section of Chaparral Trail
4. Adopt new ETJ boundary and related map. (in-progress)
5. Impact fee study and related ordinances. (in-progress)
6. Tax rate and budget ordinances. (complete)
7. Create preservation/historical overlay ordinance. (complete)
8. Master fee schedule ordinance. (complete)
9. South Lake grass carp public hearing. (complete)
10. New ATMOS rate ordinance. (complete)
11. Consider dedication of FCDC park property next to JW Spain to the city. (complete)
12. Hotel Occupancy Tax (HOT) to incorporate AirB&B and other types of dwellings. (complete)
13. MDD election ordinance. (backlog)
14. Calling wet/dry election. (backlog)
15. VFW SUP Ordinance. (backlog)

16. SH 78 speed study resolution. (backlog)
17. Modify zoning ordinance to achieve the following (backlog):
  - a. Consider deleting SF3 category
  - b. Enhance remaining SF categories to promote quality neighborhoods
18. Truck weight capacity ordinance. (backlog)
19. Subdivision ordinance change to accommodate increased park land dedication and when a plat is required concerning five acres or less. (backlog)
20. Water design manual change to accommodate rural water pipe designs. (backlog)

#### **Contracts/Agreements/Grants**

1. Lakehaven Development Agreement revision.
2. Research developer agreements and disposition as necessary:
  - a. Steenson
  - b. Camden Park
  - c. Nelson Brothers
  - d. Caddo Park
3. Collin County Open Space grant applications are pending. (in-progress)
4. CDBG Community Development Fund Grant. \$350K grant/\$52.5K match. Applied for in May 2021. Awaiting award which will likely be Fall 2022. Contract expected in December 2022. (in-progress)
5. CDBG Main Street Development Fund Grant. \$350K grant/\$52.5K match. Applied for in May 2021. (in-progress)
  - a. Engineer has completed design and performing design reviews with affected parties. Next step is to get approval from the State.
6. EDA Planning Grant. (backlog)
7. TP&W Small Communities Parks Grant 50% grant/50% match. (backlog)
8. TP&W Outdoor Recreation Grant. (backlog)
9. State of Texas Historical Preservation Grant. (backlog)

#### **Planning/Plats/Site Plans/Zoning/Variances**

1. Tatum Elementary School Site Plan. (in-progress)
2. Fowler addition replat. (complete)
3. Frank Moore minor plat. (in-progress)
4. Nelson Brothers SUP renewal for new site plan. (in-progress)
5. The Loop at Farmersville apartments development concept plan. (in-progress)
6. Windmill 380 (Bates) property preliminary plat. (in-progress)
7. 500 block of Gaddy Street plat. (complete)
8. Lake Haven preliminary plat revision. (backlog)
9. Update comprehensive plan. (backlog)

#### **Policy/Procedural Changes**

1. No new news.

#### **Customer Service Window**

1. No new news.

**Personnel Related Matters**

1. Filled two Police Department openings.
2. Two open requisitions for police officers remaining.
3. Swore in Marsha Phillips as new Police Chief.
4. Mike Sullivan officially transferred to Assistant City Manager.
5. Continued effort to hire new Fire Chief. Interviews are scheduled the 11<sup>th</sup> and 13<sup>th</sup> of October.

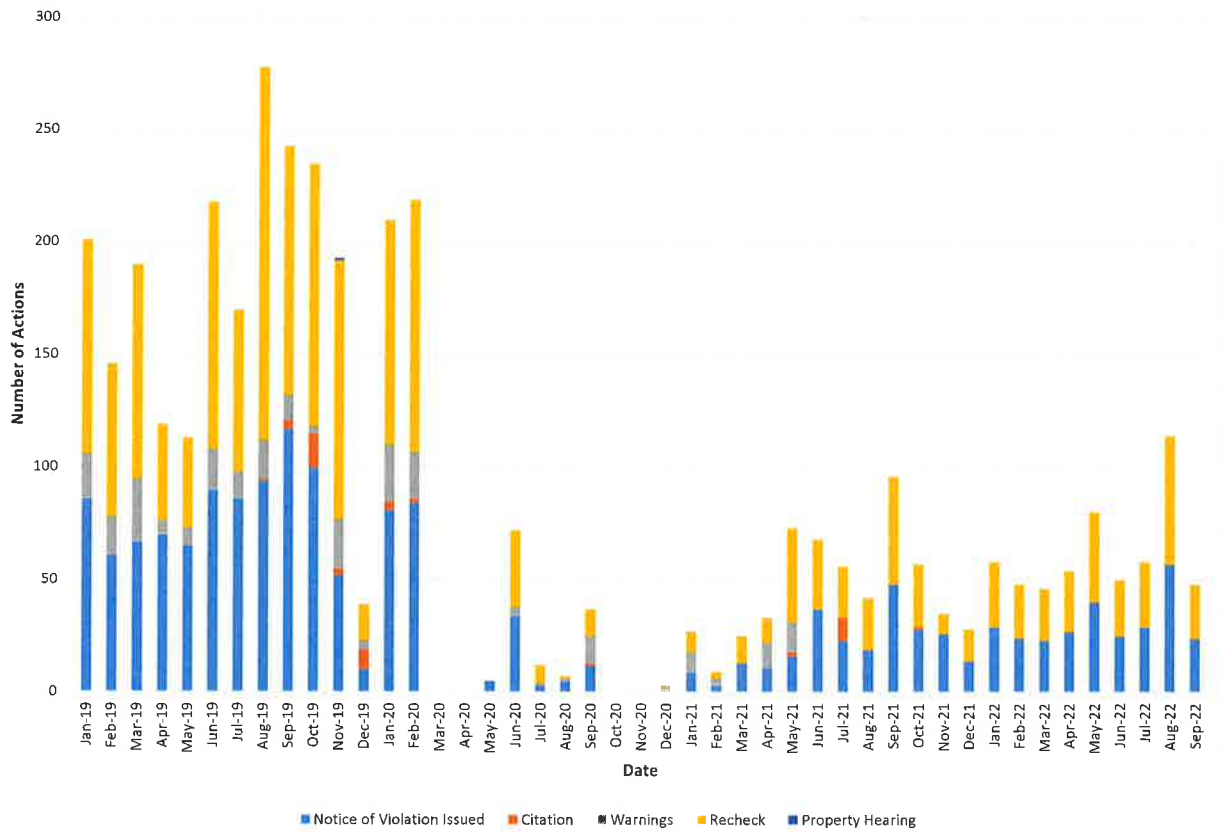
**Budget/Finance**

1. Working on closing out the 2021-2022 financial year. Closely working with Scott Singleton Fincher and Company.

**Development Services**

1. FISC
  - a. High School 2<sup>nd</sup> Floor addition
  - b. High School multipurpose building with practice field
  - c. High School remodel
2. Farmersville Loop Apartments
  - a. Approximately 350 units
  - b. Site Plan is approved, working on concept plan
3. Fountainview Apartments
  - a. 357 apartment units, 7 buildings in phase 1, 3 buildings in phase 2
  - b. Preliminary platting approved, awaiting infrastructure construction
4. Camden Park
  - a. Phase IV infrastructure, 110 total
    - Preliminary platting approved, awaiting infrastructure construction
    - Retire development agreement
5. Code Compliance Update

## Code Enforcement Activity



Case number	Date	Address	Violation	Open/ Close	Revisit
090722-1	09/07/2022	218 N Main St	Permit	Open	Obtain permit
090922-1	09/09/2022	300 Gothcher	Grass	Closed	Cut grass last warning ticket for next warning
091222-1	09/12/2022	1706 Princeton	Grass	Open	Cut grass
091222-2	09/12/2022	1710 Princeton	Grass	Open	Cut grass
091522-1	09/15/2022	106 Cornell	Grass	Open	Cut grass
091522-2	09/15/2022	108 Cornell	Grass	Open	Cut grass
091522-3	09/15/2022	101 Cornell	Grass	Open	Cut grass
091522-4	09/15/2022	1705 Crimson	Grass	Open	Cut grass
091522-5	09/15/2022	110 Columbia	Grass	Open	Cut grass
092022-1	09/20/2022	500 Pendleton	Grass	Open	Cut grass
092822-1	09/28/2022	421 N Main St	Grass	Open	Cut grass
092822-2	09/28/2022	414 N Main St	Grass	Open	Cut grass
092822-3	09/28/2022	420 N Main St	Grass	Open	Cut grass and remove debris
092822-4	09/28/2022	307 N Main St	Grass	Open	Cut grass
092822-5	09/28/2022	302 N Main St	Grass	Open	Cut grass
092822-6	09/28/2022	213 N Main St	Grass	Open	Cut grass
092822-7	09/28/2022	312 Orange St	Grass	Open	Cut grass
092822-8	09/28/2022	308 Orange St	Grass	Open	Cut grass and remove debris
092822-9	09/28/2022	300 McKinney St	Grass	Open	Cut high grass
092822-10	09/28/2022	411 McKinney St	Grass	Open	Cut grass prune trees
092822-11	09/28/2022	909 Westgate	Grass	Open	Remove vegetation from fence and cut grass
092822-12	09/28/2022	207 Wilcoxson	Grass	Open	Cut grass in drainage ditch
093022-1	09/30/2022	208 Sycamore St	Grass	Open	Cut grass
093022-2	09/30/2022	502 Park	Grass	Open	Cut grass remove debris and signs on property

## Information Technology

1. Continuing forward with major overhaul of our IT infrastructure especially around aging servers, switch gear, and software. Public Safety building is complete and they are now concentrating on City Hall. The project will have a spending ceiling of less than \$186K.

## Special Events/Projects

1. Completed city-related preparations for Old Time Saturday.

## **V. INFORMATIONAL ITEMS**

Agenda Section	Informational Item
Section Number	V.A
Subject	City Amenities Board
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	1. Possible Council Liaison Report
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	City Council discussion as required.
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

Agenda Section	Informational Item
Section Number	V.B
Subject	Farmersville Community Development Board (Type B)
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	1. Possible Council Liaison Report t
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	City Council discussion as required.
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>



Agenda Section	Informational Item
Section Number	V.C
Subject	FEDC Farmersville Economic Development Board (Type A)
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	1. Possible Council Liaison Report
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	City Council discussion as required.
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

Agenda Section	Informational Item
Section Number	V.D
Subject	Main Street Board
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	1. Possible Council Liaison Report
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	City Council discussion as required.
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

Agenda Section	Informational Item
Section Number	V.E
Subject	Parks & Recreation Board
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	1. Possible Council Liaison Report
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	City Council discussion as required.
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

Agenda Section	Informational Item
Section Number	V.F
Subject	Planning & Zoning Commission
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	1. Possible Council Liaison Report
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	City Council discussion as required.
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

Agenda Section	Informational Item
Section Number	V.G
Subject	TIRZ Board
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	1. Possible Council Liaison Report
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	City Council discussion as required.
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

## **VI. REGULAR AGENDA**

Agenda Section	Regular Agenda
Section Number	VI. A.
Subject	Presentation of a Proclamation (Chiropractic Health Month)
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	Proclamation
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	<ul style="list-style-type: none"> <li>• City Council discussion as required</li> </ul>
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

**Proclamation  
for  
Chiropractic Health Month 2022**

**Whereas,** The opioid crisis continues to take a toll on the health and lives of millions of Americans, and has worsened in some communities during the COVID-19 pandemic;

**Whereas,** According to the Centers for Disease Control and Prevention (CDC), as many as one in four patients who receive prescription opioids long term for non-cancer pain struggles with addiction and, from 1999-2000, more than 260,000 people died in the U.S. from overdoses involving prescription opioids;

**Whereas,** The interest in and need for greater access to safe and effective non-drug, noninvasive approaches to pain management has increased;

**Whereas,** The American College of Physicians (ACP) released updated low-back pain treatment guidelines in 2017 that promote the use of noninvasive, non-drug approaches such as spinal manipulation as a first line of defense against back pain, before the use of pain medications and surgery;

**Whereas,** The CDC in its draft 2022 prescribing guidelines also promotes diverse approaches and varied pain management solutions and specifically encourages use of non-drug therapies as a first line of treatment for subacute and chronic pain and even some types of acute pain.

**Whereas** Doctors of chiropractic, who focus on the whole person with their non-drug, noninvasive treatments for pain management – most notably spinal manipulation – can play an important role in helping patients lessen their reliance on pain medications;

**Whereas** There is a growing body of research supporting the early use of chiropractic spinal manipulation in helping patients with chronic low-back pain to reduce or eliminate their need later for prescription opioid pain medications and surgery;

**Whereas,** With the theme “Chiropractic: On the Frontline for Pain,” Chiropractic Health Month 2022 serves as a reminder to citizens of Farmersville Texas that non-drug treatments for low-back such as spinal manipulation provided by doctors of chiropractic can help to lessen or eliminate the need for riskier, potentially addictive treatments and should be utilized where appropriate before starting prescription opioid pain medications.

**THEREFORE, BE IT RESOLVED,** that the City of Farmersville officially joins with the Texas Chiropractic Association (TCA) and the American Chiropractic Association (ACA) in proclaiming the month of October 2022 as Chiropractic Health Month.

In witness hereof, I have hereunto set my hand and caused the Seal of the City of Farmersville, Texas, this the 11<sup>th</sup> day of October 2022.

---

Bryon Wiebold  
Mayor of the City of Farmersville



Agenda Section	Regular Agenda
Section Number	VI.B.
Subject	Eagle Scout Project Presentation
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	City Council discussion as required
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

Agenda Section	Regular Agenda
Section Number	VI.C.
Subject	DA between City of Farmersville and Lake Haven MUD
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	none
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

Agenda Section	Regular Agenda
Section Number	VI.D
Subject	Rails to Trails and other grant updates
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	none
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

Agenda Section	Regular Agenda
Section Number	VI.E
Subject	Updating bank signer names
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	none
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

Agenda Section	Regular Agenda
Section Number	VI.F
Subject	ILA with Collin County regarding Charles J Rike Memorial Library
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	Contract
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

**THE STATE OF TEXAS**

**COUNTY OF COLLIN**

**INTERLOCAL AGREEMENT BETWEEN  
THE COUNTY OF COLLIN  
AND THE CITY OF FARMERSVILLE  
REGARDING THE CHARLES J. RIKE MEMORIAL LIBRARY**

**I.**

This agreement is made and entered by and between Collin County, a political subdivision of the State of Texas, hereinafter referred to as the "**COUNTY**" and the City of Farmersville, a political subdivision of the State of Texas; hereinafter referred to as the "**CITY**".

**II.**

The **COUNTY** and the **CITY** agree as follows:

The **COUNTY** is a duly organized political subdivision of the State of Texas engaged in the administration of County Government and related services for the benefit of the citizens and residents of Collin County.

The **CITY** is a duly organized political subdivision of the State of Texas engaged in the administration of City government and related services for the benefit of the citizens and residents of the City of Farmersville.

The Charles J. Rike Memorial Library, hereinafter referred to as the "**LIBRARY**", is a department of the City established by the City Council for administering and providing library services for the general public in Farmersville and Collin County, Texas.

The undersigned officers or agents of the **COUNTY** and the **CITY** are properly authorized officials and agents and each has the necessary authority to execute this agreement on behalf of the **COUNTY** and **CITY** and that any necessary resolutions or orders extending said authority has been duly passed and are now in full force and effect.

The **COUNTY** agrees to fund the **CITY** for the benefit of the **LIBRARY** in the amount of \$34,340.00 for the 2023 fiscal year (October 1, 2022 through September 30, 2023) of the **COUNTY**, under the conditions and terms set out herein.

In exchange for said funds provided by the **COUNTY**, the **CITY** will provide the following services to the citizens of Collin County for the year of 2023:

The **LIBRARY** shall continue to provide full library services for residents of Collin County, Texas, without distinction between those who reside within or without an incorporated area of the county. "Full library services" shall mean access to all library materials made available to Farmersville residents. Notwithstanding the foregoing, City reserves the right to adopt and enforce rules and regulations regarding the use of the library facilities which make reasonable distinctions between Farmersville residents and non-residents. City may promulgate rules regarding general access to library materials, including internet access, in its sole discretion.

The **LIBRARY** shall perform such other functions and duties as may be required of it by law or by lawful authority.

All benefits and services provided by the **LIBRARY** and the administration of its program or programs shall be done in conformity with all State and Federal Laws and without regard to race, religion, gender or ethnic background of the persons being served, and without regard to the immigration status of the persons being served.

All funds provided to the **CITY** by the **COUNTY** under the terms of this agreement shall be used solely for library services to the public.

The **CITY** shall diligently prepare and keep accurate and current records of its board meetings, official actions and expenditures related to the **LIBRARY** and shall permit inspection and copying of said records by authorized agents of the Commissioners' Court, District Attorney and County Auditor of Collin County, Texas from 8:00 A.M. to 5:00 P.M. Monday through Friday of each week (except officially recognized holidays).

The **CITY** shall comply with the Texas Open Records Act and the Texas Open Meetings Act, provided that matters and records deemed confidential by law shall not be compromised.

For the aforementioned services provided by the **CITY**, the **COUNTY** agrees to pay to the **CITY** for the full performance of this agreement the annual amount of \$34,340.00, in four quarterly installments of \$ 8,585.00 during the term hereof. The **CITY** understands and agrees that payment by the **COUNTY** to the **CITY** shall be made in accordance with the normal and customary processes and business procedures of the **COUNTY**, and in conformance with applicable state law.

Neither of the parties to this agreement waives or shall be deemed hereby to waive any immunity or defense that would otherwise be available to it against claims arising from the exercise of governmental powers and functions. The **CITY** is not given authority by this contract to place the **COUNTY** under any manner of legal obligation to any third party, person, entity or agency, and is not hereby made an agent of the **COUNTY** for the purpose of incurring liability. The **CITY** does not have under this

agreement authority or legal capacity to admit or confess error or liability on behalf of the  
**COUNTY.**

The effective date of this agreement shall be the day that it is signed by both parties.

This agreement and any of its terms and provisions, as well as the rights and duties of the parties hereto, shall be governed by the laws of the State of Texas.

In the event that any portion of this agreement shall be found to be contrary to law, it is the intent of the parties hereto that the remaining portions shall remain valid and in full force and effect to the extent possible.

**COLLIN COUNTY**

SIGNATURE: \_\_\_\_\_  
Chris Hill, Collin County Judge Date \_\_\_\_\_

**CITY OF FARMERSVILLE**

SIGNATURE: \_\_\_\_\_  
Date \_\_\_\_\_  
PRINT NAME: \_\_\_\_\_  
TITLE: \_\_\_\_\_



<b>FY 2023 Libraries</b>	<b>Exact Amounts for each Quarterly Report</b>				
<b>City</b>	<b>Q1</b>	<b>Q2</b>	<b>Q3</b>	<b>Q4</b>	<b>FY Total</b>
<b>Celina</b>	\$ 5,365.50	\$ 5,365.50	\$ 5,365.50	\$ 5,365.50	\$ 21,462.00
<b>Farmersville</b>	\$ 8,585.00	\$ 8,585.00	\$ 8,585.00	\$ 8,585.00	\$ 34,340.00
<b>Princeton</b>	\$ 7,512.00	\$ 7,512.00	\$ 7,512.00	\$ 7,512.00	\$ 30,048.00
<b>Total:</b>	\$ 21,462.50	\$ 21,462.50	\$ 21,462.50	\$ 21,462.50	\$ 85,850.00

FY 2023 Libraries	Exact Amounts for each Quarterly Report				
City	Q1	Q2	Q3	Q4	FY Total
Celina	\$ 5,365.50	\$ 5,365.50	\$ 5,365.50	\$ 5,365.50	\$ 21,462.00
Farmersville	\$ 8,585.00	\$ 8,585.00	\$ 8,585.00	\$ 8,585.00	\$ 34,340.00
Princeton	\$ 7,512.00	\$ 7,512.00	\$ 7,512.00	\$ 7,512.00	\$ 30,048.00
Total:	\$ 21,462.50	\$ 21,462.50	\$ 21,462.50	\$ 21,462.50	\$ 85,850.00

Agenda Section	Regular Agenda
Section Number	VI.G
Subject	ERCOT membership renewal contract
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	Contract
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>



**ELECTRIC RELIABILITY COUNCIL OF TEXAS, INC.  
MEMBERSHIP APPLICATION AND AGREEMENT FOR MEMBERSHIP YEAR 2023**

This Membership Application and Agreement for Membership Year 2023 (Agreement) is made and entered into by and between Electric Reliability Council of Texas, Inc. (ERCOT) and (Applicant). In consideration of the mutual covenants contained herein Applicant hereby submits its application for ERCOT Membership (Membership) and agrees to be bound by the obligations of Membership as further described herein and the ERCOT Bylaws. ERCOT will review this application and will provide Member services and benefits described herein, subject to the terms and conditions of this Agreement and the ERCOT Bylaws, provided that Applicant meets the requirements to become an ERCOT Member (Member). This Agreement shall be effective as of the date that ERCOT provides written notice approving this application for Membership Year 2023 (Effective Date). Please note that being registered as a Market Participant is independent from being a Member. Membership is completely optional and does not interfere with your Market Participant status.

Capitalized terms that are not defined in this Agreement shall have the meaning as defined in the ERCOT Bylaws, as amended from time to time.

**A. Membership Application Information.**

**1. Legal Name of Applicant.**

Provide full corporate name and, if applicable, assumed "doing business as" name, of Applicant applying for Membership.

**2. Type of Membership.**

Select **ONE** of three available types of Membership below (that is, Corporate, Associate or Adjunct).

Members who are Affiliates (as defined in the ERCOT Bylaws) may hold only one Corporate Membership among such Members.

Other applicants applying for additional ERCOT Memberships, such as an Associate Membership, must use a separate Agreement for each Membership.

The applicable Annual Member Dues listed below for each Membership type provide Corporate Members with rights pursuant to the ERCOT Bylaws and entitle Members to services ERCOT provides such as hosting ERCOT meetings, providing Members with necessary information and such other Member services as ERCOT may from time-to-time offer.

**Corporate.** Voting. \$2,000 per Membership Year (except Residential and Commercial Consumer Members' Annual Member Dues are \$100 per Membership Year). Corporate Membership includes the right to vote on matters submitted to the general Membership, such as election of Technical Advisory Committee (TAC) Representatives and TAC subcommittee representatives.

**Associate.** Non-voting. \$500 per Membership Year (except Residential and Commercial Consumer Members' Annual Member Dues are \$50 per year). Associate Membership does not provide any voting rights for matters submitted to the general Membership. However, an Associate Member may be elected by Corporate Members to serve as a voting member of TAC or a TAC subcommittee.

**Adjunct.** Non-voting. \$500 per Membership Year. Applicants not meeting the Segment requirements for Membership may join as Adjunct Members upon Board of Directors approval. Adjunct Membership does not provide any voting rights for matters submitted to the general Membership nor any right to be elected or appointed to TAC or a TAC subcommittee. Adjunct Members shall be bound by the same obligations as other Members.

### 3. **Payment of Annual Member Dues.**

The applicable Annual Member Dues must be paid and received by ERCOT by the Record Date, as determined pursuant to the ERCOT Bylaws and defined in Section B.3. below, in order for the Member to participate in the elections for the Membership Year 2023. **ERCOT has reduced staff available onsite to receive, distribute, and manage incoming postal mail, deliveries, faxes on a daily basis. As such, all Annual Member Dues shall be submitted by wire transfer. Please contact ERCOT at [membership@ercot.com](mailto:membership@ercot.com) for electronic funds transfer instructions.**

4. **Segment Eligibility.**

Check **ONE** Segment designation, as further described in the ERCOT Bylaws, for which Applicant believes in good faith that Applicant is eligible.

**Consumer.** Any entity meeting the definition for Residential Consumers, Commercial Consumers or Industrial Consumers as set forth in the ERCOT Bylaws.

Check **ONE** Subsegment designation:

**Residential Consumer.** The appointed Board Director representing residential consumer interests, an organization or agency representing the interests of residential consumers in the ERCOT Region, or the Residential Consumer TAC Representative.

**Small Commercial Consumer.** A commercial consumer having a peak demand of 1000 KW or less (or an organization representing such consumers).

**Large Commercial Consumer** A commercial consumer having a peak demand greater than 1000 KW.

**Industrial Consumer.** An industrial consumer with at least one meter with average monthly demand greater than 1 megawatt consumed within the ERCOT Region engaged in an industrial process.

An entity applying for ERCOT membership as a Residential Consumer, Small Commercial Consumer or Large Commercial Consumer is ineligible if that entity has interests in the electric industry in any other capacity than as an end-use consumer or represents the interests of another entity that has interests in the electric industry in any other capacity than as an end-use consumer.

**Cooperative.** An Entity operating in the ERCOT Region that is:

- (i) A corporation organized under Chapter 161 of the Texas Utilities Code or a predecessor statute to Chapter 161 and operating under that chapter;
- (ii) A corporation organized as an electric cooperative in a state other than Texas that has obtained a certificate of authority to conduct affairs in the State of Texas;
- (iii) A cooperative association organized under Chapter 251 of the Texas Business Organizations Code or a predecessor to that statute and operating under that statute; or
- (iv) A River Authority as defined in Tex. Water Code §30.003.

**Independent Generator.** Any entity that is not a Transmission and Distribution Entity (T&D Entity) or an Affiliate of a T&D Entity and that (i) owns or controls generation of at least 10 MW in the ERCOT Region; or (ii) is preparing to operate and control generation of at least 10 MW in the ERCOT Region, and has approval of the appropriate governmental authority, has any necessary real property rights, has given the connecting transmission provider written authorization to proceed with construction and has provided security to the connecting transmission provider.

If Applicant is a Member in the Independent Generator segment for the current Membership Year, check this box to confirm that as of the date of this Application, Applicant and/or one or more Affiliates is registered as a Power Generation Company (PGC) with the Public Utility Commission of Texas (PUCT) with respect to generation of at least 10 MW in the ERCOT Region.

If Applicant is **not** a Member in the Independent Generator segment for the current Membership Year, please include with this Application a copy of PGC registration(s) with the PUCT for Applicant and/or its Affiliates for generation of at least 10 MW in the ERCOT Region.

**Independent Power Marketer.** Any entity that is not a T&D Entity or an Affiliate of a T&D Entity and is registered at the PUCT as a Power Marketer to serve in the ERCOT Region.

**Independent Retail Electric Provider (REP).** Any entity that is certified by the PUCT to serve in the ERCOT Region as a Retail Electric Provider under PURA §39.352 and that is not an Affiliate of a T&D Entity.

**Aggregator.** For purposes of Segment classification, an aggregator may register to participate in this Segment if unable to qualify in any other Segment.

**Investor-Owned Utility.**

- (i) An investor-held, for-profit “electric utility” as defined in PURA §31.002(6) that:
  - (a) Operates within the ERCOT Region;
  - (b) Owns 345 kV interconnected transmission facilities in the ERCOT Region;
  - (c) Owns more than 500 pole miles of transmission facilities in the ERCOT Region; or
  - (d) Is an Affiliate of an entity described in (a), (b) or (c); or
- (ii) A public utility holding company of any such electric utility.

**Municipal.** An entity operating in the ERCOT Region that owns or controls transmission or distribution facilities, owns or controls dispatchable generating facilities, or provides retail electric service and is either:

- (i) A municipally owned utility as defined in PURA §11.003 or
- (ii) A River Authority as defined in Tex. Water Code §30.003.

**5. Identification of Applicant's Designated Representative and Designated Representative Alternate.**

**a. Designated Representative.**

ERCOT requires Applicant to designate an official representative in order for ERCOT to conduct ERCOT's corporate business (that is, for ERCOT to provide notice to each of its Members and for Members to participate and/or vote at Membership meetings, as applicable). Applicant identifies its designated representative for required notices to ERCOT Members, participation in meetings of the Corporate Members and voting issues, as applicable, as follows:

Name:  
Title:  
Address:  
City, State, Zip:  
Phone:  
Email:

**b. Designated Representative Alternate.**

In the event that ERCOT is unable to contact Applicant's designated representative for any reason after reasonable attempts, Applicant identifies a designated representative alternate to receive required notices to ERCOT Members and to participate in meetings of the Corporate Members and voting issues, as applicable, as follows:

Name:  
Title:  
Address:  
City, State, Zip:  
Phone:  
Email:



6. **Identification of Other Members who are Affiliates of Applicant.**

Applicant identifies other ERCOT Memberships held by Applicant or Affiliates of Applicant, if any (attach extra pages if necessary) as:

(a) Member name:

Segment:

(b) Member name:

Segment:

(c) Member name:

Segment:

**B. Membership Agreement.**

1. **Membership.** Any entity that qualifies for any of the Segment definitions set forth in the ERCOT Bylaws is eligible for Membership. Members must be an organization that either operates in the ERCOT Region or represents consumers within the ERCOT Region as provided in the ERCOT Bylaws. Members may join as a Corporate, Associate or Adjunct Member subject to the criteria set forth in the ERCOT Bylaws. Applicants must apply for Membership through an authorized officer or agent.

2. **Term.** The Membership Year 2023 begins on January 1, 2023, and ends on December 31, 2023. The term of this Agreement begins on the Effective Date and ends on December 31, 2023.

3. **Record Date.** The record date for Membership Year 2023 is Friday, November 18, 2022 (Record Date). Only applicants who have been approved as Corporate Members for Membership Year 2023 as of the Record Date shall be provided notice of the Annual Membership Meeting on December 20, 2022.

4. **Membership Dues.** Annual Member Dues are provided in the ERCOT Bylaws. Any change in or waiver of Annual Member Dues must be approved pursuant to the procedures set forth in the ERCOT Bylaws. Any change in Member Dues for a particular category of Members shall automatically become effective as to all ERCOT Members without the necessity of amending this Agreement.

All Memberships must be renewed annually. Annual Member Dues renewals shall be due by the Record Date for the Annual Membership Meeting. Annual Member Dues will not be prorated.

Any Applicant may request that the Member's Annual Member Dues be waived for good cause shown.

5. **Application for Membership.** Applicant must submit the following items in order to apply for Membership:

- (i) Payment of the applicable Annual Member Dues;
- (ii) A copy of this Agreement, signed by an authorized representative of Applicant; and
- (iii) For Independent Generator segment applicants that are not Members in the Independent Generator segment for the current Membership Year, a copy of PGC registration(s) with the PUCT for Applicant and/or its Affiliates for generation of at least 10 MW in the ERCOT Region.

**For the reasons stated in Paragraph 3, all Annual Member Dues shall be submitted by wire transfer and all signed Applications for Membership shall be submitted by email to [membership@ercot.com](mailto:membership@ercot.com).**

Upon receipt of payment and a signed copy of this Agreement, ERCOT will promptly notify Applicant of Membership status in writing, whether approved or not.

6. **Change of Designated Representative or Designated Representative Alternate.** All ERCOT Members shall maintain current contact information on file with ERCOT for their designated representative and designated representative alternate. An ERCOT Member may change its designated representative or designated representative alternate at any time by written request of a duly authorized representative of the ERCOT Member submitted to the ERCOT Legal Department at [membership@ercot.com](mailto:membership@ercot.com).

7. **Changes in Affiliates.** All ERCOT Members are required to notify ERCOT of any changes in their Affiliates in accordance with the ERCOT Bylaws.

8. **Suspension and Expulsion.** All ERCOT Members shall abide by the ERCOT Bylaws, as they may be amended from time to time, and any other rule or regulation duly adopted by the Board of Directors. Any ERCOT Member who violates any provision of this Agreement, the ERCOT Bylaws, or any other rule or regulation duly adopted by the Board of Directors may be reprimanded, suspended, and/or expelled in accordance with procedures adopted by the Board of Directors or set forth in the ERCOT Bylaws. Such action will affect all entities deriving Membership privileges through such ERCOT Member. Suspension and expulsion are cumulative and non-exclusive remedies that may be pursued against Applicant or any other ERCOT Member in addition to any other remedy available under the Standard Form Market Participant Agreement, any other agreement executed by the ERCOT Member, or any other applicable statutes, laws, rules, or regulations.

9. **Amendment.** This Agreement may be amended, modified, superseded, canceled, renewed, or extended and the terms and conditions hereof may be

waived only by a written instrument executed by both parties hereto or, in the case of a waiver, by the party waiving compliance.

10. **Governing Law.** This Agreement shall be governed by and construed and interpreted in accordance with the laws of the State of Texas that apply to contracts executed in and performed entirely within the State of Texas, without reference to any rules of conflict of laws. Parties consent to the exclusive jurisdiction of Texas.

IN WITNESS WHEREOF, Applicant certifies that:

- (i) Applicant meets the requirements for ERCOT Membership in the Segment designated herein;
- (ii) All information provided herein is true and correct to the best of Applicant's knowledge;
- (iii) The signatory for Applicant is a representative authorized by Applicant with authority to bind Applicant contractually; and
- (iv) Through the signature of its authorized representative below, Applicant agrees to be bound by the terms of this Agreement, the ERCOT Bylaws, applicable ERCOT Protocols, and any other requirements duly adopted by the Board of Directors or required by the PUCT or applicable law.

## APPLICANT

By: \_\_\_\_\_

Printed Name:

Title:

Date:

Agenda Section	Regular Agenda
Section Number	VI.H.
Subject	Council Meeting Schedule
To	Mayor and Council Members
From	Ben White, City Manager
Date	October 11, 2022
Attachment(s)	
Related Link(s)	<a href="http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php">http://www.farmersvilletx.com/government/agendas_and_minutes/city_council_meetings.php</a>
Consideration and Discussion	Consider cancelation of November 22 <sup>nd</sup> CC Meeting Consider Cancellation of December 27 <sup>th</sup> CC Meeting
Action	<ul style="list-style-type: none"> <li>• Motion/second/vote <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Approve with Updates</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Motion/second/vote to continue to a later date. _____ <ul style="list-style-type: none"> <li><input type="checkbox"/> Approve</li> <li><input type="checkbox"/> Disapprove</li> </ul> </li> <li>• Move item to another agenda. _____</li> <li>• No motion, no action</li> </ul>

## **VII. REQUEST TO BE PLACED ON FUTURE AGENDAS**

## **VIII. ADJOURNMENT**