

City of *OVILLA* City Council

Rachel Huber, Place One
Larry Stevenson, Place Two
David Griffin, Place Three

Richard Dormier, Mayor

Doug Hunt, Place Four, Mayor Pro Tem
Dean Oberg, Place Five
Dennis Burn, City Manager

NOTICE OF CITY COUNCIL BRIEFING SESSION 105 S. Cockrell Hill Road, Ovilla, TX 75154

Monday, February 08, 2016

6:00 P.M.

Council Chamber Room

AGENDA

I. CALL TO ORDER

PURSUANT TO SECTION 30.06, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN.

CONFORME A LA SECCIÓN 30.06 DEL CÓDIGO PENAL (ENTRADA SIN AUTORIZACIÓN POR TITULAR DE LICENCIA CON UNA PISTOLA OCULTA), UNA PERSONA CON LICENCIA BAJO EL SUBCAPÍTULO H, CAPÍTULO 411 DEL CÓDIGO DE GOBIERNO (LEY DE LICENCIAS DE PISTOLAS), NO PUEDE ENTRAR EN ESTA PROPIEDAD CON UNA PISTOLA OCULTA.

PURSUANT TO SECTION 30.07, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY.

CONFORME A LA SECCIÓN 30.07 DEL CÓDIGO PENAL (ENTRADA SIN AUTORIZACIÓN POR TITULAR DE LICENCIA CON UNA PISTOLA VISIBLE), UNA PERSONA CON LICENCIA BAJO EL SUBCAPÍTULO H, CAPÍTULO 411 DEL CÓDIGO DE GOBIERNO (LEY DE LICENCIAS DE PISTOLAS), NO PUEDE ENTRAR EN ESTA PROPIEDAD CON UNA PISTOLA VISIBLE.

II. CONDUCT A BRIEFING SESSION to review and discuss agenda items for the 6:30 p.m. regular meeting.

III. ADJOURNMENT

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF the February 08, 2016 Briefing Session Agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, www.cityofovilla.org, on the 05th day of February 2016 prior to 6:00 p.m., in compliance with Chapter 551, Texas Government Code.




Pamela Woodall, City Secretary

DATE OF POSTING: 2-5-2016 TIME: 10:00 am/pm
DATE TAKEN DOWN: _____ TIME: _____ am/pm

This facility is ADA compliant. If you plan to attend this public meeting and have a disability that requires special arrangements, please call 972-617-7262 at least 48 hours in advance. Reasonable accommodation will be made to assist your needs. PLEASE SILENCE ALL PAGERS, CELL PHONES & OTHER ELECTRONIC EQUIPMENT WHILE THE CITY COUNCIL MEETING IS IN SESSION.

City of *OVILLA* City Council

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Dennis Burn, City Manager

Monday, February 08, 2016

105 S. Cockrell Hill Road, Ovilla, TX 75154

6:30 P.M.

Council Chamber Room

AGENDA

NOTICE is hereby given of a Regular Meeting of the City Council of the City of Ovilla, to be held on Monday, February 08, 2016 at 6:30 P.M. in the Ovilla Municipal Building, Council Chamber Room, 105 S. Cockrell Hill Road, Ovilla, Texas, 75154, for the purpose of considering the following items:

I. CALL TO ORDER

PURSUANT TO SECTION 30.06, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN.

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- Invocation
- Pledge of Allegiance

II. COMMENTS, PRESENTATIONS & REPORTS

Proclamation: African American History Month

▪ Citizen Comments

The City Council welcomes comments from Citizens. Those wishing to speak must sign in before the meeting begins. Speakers may speak on any topic, whether on the agenda or not. The City Council cannot act upon, discuss issues raised, or make any decisions at this time. Speakers under citizen's comments must observe a three-minute time limit. Inquiries regarding matters not listed on the Agenda may be referred to Staff for research and possible future action.

• Presentations

- Receive presentation of the Annual Financial Audit Report for the year ending September 30, 2015, from Yeldell, Wilson, Wood and Reeve, P.C., from representative, Danny Strunc.

▪ Department Activity Reports / Discussion

- Police Department Police Chief B. Windham
 - Monthly Report
 - ❖ Annual Racial Profiling Report
- Fire Department Fire Chief B. Kennedy
 - Monthly Report
- Public Works Public Works Director B. Piland
 - Monthly Report

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Dennis Burn, City Manager

-
- Finance Department Accountant L. Harding
 - December 2015 Financials
 - Administration City Manager D. Burn
 - Activity Report(s)
 - ❖ Advise Council that all board members have completed Open Meetings training.
 - ❖ Apprise Council the outcome from the January 28, 2016, Comprehensive Land Use Plan Review Committee's Inaugural meeting.
 - Monthly Municipal Court Report City Secretary P. Woodall
 - Monthly Code/Animal Control Reports Code/AC Officer M. Dooly
 - ❖ Permits

III. CONSENT AGENDA

The following items may be acted upon in one motion. No separate discussion or action is necessary unless requested by a Council Member, in which event those items will be pulled from the consent agenda for individual consideration.

- C1. Approval of services from Yeldell, Wilson, Wood & Reeve, P.C., to provide Audit of Financial Statements for the year ending September 30, 2016.
- C2. December 2015 Financial Transactions over \$5,000
- C3. Quarterly Investment Report
- C4. Approval of Field Training Officer (FTO) Compensation
- C5. Approve recommendation from the Ovilla Park Board for contract provided by FunFlicks Outdoor Movies, authorizing the City Manager to execute said contract and authorize payment.
- C6. Authorize payment of new Police vehicle.
- C7. Minutes of the Council Briefing Session and Regular Meeting of January 11, 2016.

IV. REGULAR AGENDA

- ITEM 1. **DISCUSSION/ACTION** – Consider acceptance of the Annual Financial Audit Report for the year ending September 30, 2015, prepared by Yeldell, Wilson, Wood and Reeve, P.C.
- ITEM 2. **DISCUSSION/ACTION** – Consideration of and Action on Resolution R2016-01 of the City Council of the City of Ovilla, Texas, authorizing the Texas Coalition for Affordable Power, Inc. (TCAP) to negotiate an electric supply agreement for five years for deliveries of electricity, effective January 01, 2018; authorizing TCAP to act as an agent on behalf of the City of Ovilla to enter into a contract for electricity; authorizing the Mayor or City Manager or City Secretary to execute an electric supply agreement for deliveries of electricity, effective January 01, 2018, and committing to budget for energy purchases in 2018 through 2022 and to honor the energy purchases in 2018 through 2022 and to honor the City's commitments to purchase power for its electrical needs in 2018 through 2022 through TCAP.
- ITEM 3. **DISCUSSION/ACTION** – Consideration of and Action on an Amendment #1 to the Ellis County Emergency Services District #2 Annual Interlocal Agreement and authorize the Mayor to execute said Amendment.
- ITEM 4. **DISCUSSION/ACTION** – Consideration of and Action on a Lease Agreement by and between the City of Ovilla and the Ellis County Emergency Services District #2, authorizing the Mayor to execute said Agreement.
- ITEM 5. **DISCUSSION/ACTION** – Consideration of and Action on a 50/50 Sidewalk Replacement Program, allowing the City Manager to make this program available as an Administrative Policy.

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ITEM 6. **DISCUSSION/ACTION** – Consideration of and Action on Ordinance 2016-03 of the City Council of the City of Ovilla, Texas, authorizing a general election to be held on May 07, 2016 for the purpose of electing three council members (Places 1, 3 and 5) for expired terms by the qualified voters of Ovilla; providing for the method of voting; providing for the appointment of the Early Voting Clerk; Presiding Election Judge, Early Voting Ballot Board; providing for the lease of election equipment and providing for publication, in accordance with the Texas Election Code {EC §3.004, 3.006, 41001-008, 85.004, 85.007} and providing an effective date.

DISCUSIÓN/ACCIÓN – Consideración de una Acción a partir de la Ordenanza 2016-03 del Gobierno Municipal de la Ciudad de Ovilla, Texas, donde se autoriza la organización de elecciones generales para el día 07 de mayo de 2016 con el objeto de elegir tres miembros del gobierno municipal (cargos 1, 3 y 5) cuyo período ha expirado y por parte de votantes calificados de Ovilla; estipulando el método de votación; estipulando el nombramiento de la Secretaria de Votación Anticipada; el Juez de Elección Anticipada, el Consejo de Boletas de Votación Anticipada; estipulando el arriendo de equipamiento para elecciones y estipulando la publicación, en conformidad con el Código de Elecciones de Texas {EC §3.004, 3.006, 41001-008, 85.004, 85.007} y estipulando una fecha efectiva.

ITEM 7. **DISCUSSION/ACTION** – Consideration of and Action on appointment of a City Council representative to the Board of Best Southwest Partnership.

ITEM 8. **DISCUSSION** – Review status updates of the Strategic Guide.

EXECUTIVE SESSION

The City Council of the City of Ovilla, Texas, reserves the right to meet in a closed session on any item listed on this Agenda should the need arise, pursuant to authorization by Texas Government Code, 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), 418.183 (homeland security).

V. REQUESTS FOR FUTURE AGENDA ITEMS AND/OR ANNOUNCEMENTS BY COUNCIL AND STAFF

VI. ADJOURNMENT

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF the February 08, 2016 Regular City Council Agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, www.cityofovilla.org, on the 5th day of February 2016 prior to 6:00 p.m., in compliance with Chapter 551, Texas Government Code.



Pamela Woodall, City Secretary

DATE OF POSTING: 2-5-2016 TIME: 10:00 am/pm
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Proclamation

Whereas, each February we pause to reflect on the contributions of African Americans to our national identity, noting that history is one of struggle for the recognition of each person's humanity as well as an influence on the broader American culture; and

Whereas, in 1976, Black History Month was formally adopted to honor and affirm the importance of Black History throughout our American experience; and

Whereas, African American History Month recognizes African Americans have played a significant role in history, from the early days of the pioneers to our present day leaders in such industries as aerospace, finance, international trade, and government; and

Whereas, the accomplishments of African Americans in every aspect of our society continue to encourage people to reach as far as their vision and dreams may take them. Working together, Federal, State, and local government, community organizations, and individual citizens will continue to foster hope and build a better tomorrow for all our children.

Now therefore, I, Richard Dormier, by the power vested in me by the State of Texas, Dallas and Ellis Counties, and Mayor of the City of Ovilla, Texas, and on behalf of the City Council, do hereby proclaim the month of February, 2016 as:

AFRICAN AMERICAN HISTORY MONTH

in Ovilla, and do hereby urge all citizens and the global community to observe this month with appropriate programs and activities that honor the significant contributions African Americans have made to our Nation.

In Official Recognition Whereof, I have set my hand and caused the seal of the City of Ovilla, Texas to be affixed this 8th day of February, 2016.

Richard Dormier, Mayor

ATTEST:

Pamela Woodall, City Secretary

02.8.2016

PRESENTATION
Referencing Item 1 on the Regular Agenda

To
Honorable Mayor
and Council

Comments:

From
Dennis Burn, CM
Danny Strunc

Mr. Danny Strunc with Yeldell, Wilson, Wood & Reeve, P.C., will review the attached letters and report:

CC
Administration and
Finance Department

- 1. Preparation of Financial Statements**
- 2. Significant Audit Findings**
- 3. Annual Financial Report for year ending September 30, 2015.**

Re
Annual Financial
Report

City of Ovilla

Tel 972-617-7262

105 S. Cockrell Hill Road
Ovilla, Texas 75154

www.cityofovilla.org
dburn@cityofovilla.org





YELDELL, WILSON, WOOD & REEVE, P.C.

CERTIFIED PUBLIC ACCOUNTANTS

Greer Yeldell, CPA | Glen Wilson, CPA | Tracie Wood, CPA | Joyce Reeve, CPA
Glenda Valek, CPA | Caitlyn Keller, CPA

January 6, 2016

To the Honorable Mayor and City Council
City of Ovilla, Texas

In planning and performing our audit of the financial statements of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of the City of Ovilla, Texas ("City") as of and for the year ended September 30, 2015, in accordance with auditing standards generally accepted in the United States of America, we considered the City of Ovilla, Texas' internal control over financial reporting (internal control) as a basis for designing our auditing procedures for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City of Ovilla, Texas' internal control. Accordingly, we do not express an opinion on the effectiveness of the City of Ovilla, Texas' internal control.

Our consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be material weaknesses significant or deficiencies and therefore material weaknesses or significant deficiencies may exist that were not identified. However, as discussed below, we identified a deficiency in internal control that we consider to be a material weakness.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent or detect misstatements on a timely basis. A material weakness is a deficiency or combination of deficiencies in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. We consider the following deficiency in internal control to be a material weakness:

1. Preparation of Financial Statements – We were requested to draft the audited financial statements and related footnote disclosures as part of our regular audit services. Current auditing standards require auditors to communicate this situation to the Council as an internal control deficiency. Ultimately, it is management's responsibility to provide for the preparation of your statements and footnotes, and the responsibility of the auditor to determine the fairness of presentation of those statements. However, based on current auditing standards, it is our responsibility to inform you that this deficiency could result in a material misstatement to the financial statements that could have been prevented or detected by your management. Essentially, the auditors cannot be part of your internal control process.

From a practical standpoint, we prepare the statements and determine the fairness of the presentation at the same time in connection with our audit. This is not unusual for us to do with municipalities of your size.

Under the circumstances, the most effective controls lie in management's knowledge of the City's financial operations. It is the responsibility of management and those charged with governance to make the decisions whether to accept the degree of risk associated with this condition because of cost and other consideration. Regarding the specific situations listed above, we would offer the following specific recommendations: 1) Utilize a disclosure checklist to ensure all required

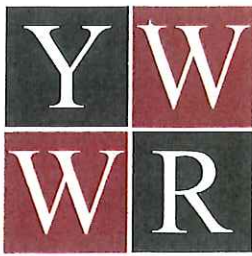
Honorable Mayor and City Council
City of Ovilla, Texas
Page Two

disclosures are present and agree to work papers, and 2) Agree your accounting information to the amounts reported in the financial statements.

This communication is intended solely for the information and use of management, the City of Ovilla, Texas, and others within the organization, and is not intended to be, and should not be, used by anyone other than these specified parties.

Yeldell, Wilson, Wood & Reeve, P.C.

Yeldell, Wilson, Wood & Reeve, P.C.
Certified Public Accountants



YELDELL, WILSON, WOOD & REEVE, P.C.

CERTIFIED PUBLIC ACCOUNTANTS

Greer Yeldell, CPA | Glen Wilson, CPA | Tracie Wood, CPA | Joyce Reeve, CPA
Glenda Valek, CPA | Caitlyn Keller, CPA

January 6, 2016

To the Honorable Mayor and City Council
City of Ovilla, Texas

We have audited the financial statements of the governmental activities, the business-type activities, the discretely presented component units, each major fund, and the aggregate remaining fund information of the City of Ovilla, Texas for the year ended September 30, 2015. Professional standards require that we provide you with information about our responsibilities under generally accepted auditing standards, as well as certain information related to the planned scope and timing of our audit. We have communicated such information in our engagement letter to you dated June 12, 2014. Professional standards also require that we communicate to you the following information related to our audit.

Significant Audit Findings

Qualitative Aspects of Accounting Practices

Management is responsible for the selection and use of appropriate accounting policies. The significant accounting policies used by City of Ovilla, Texas are described in Note 1 to the financial statements. As described in Note 1.I to the financial statements, the City of Ovilla, Texas implemented Statement of Governmental Accounting Standards (GASB Statement) No. 68, *Accounting and Financial Reporting for Pension – an amendment of GASB Statement No. 27*, in 2015. We noted no transactions entered into by City of Ovilla, Texas during the year for which there is a lack of authoritative guidance or consensus. All significant transactions have been recognized in the financial statement in the proper period.

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them may differ significantly from those expected. The most sensitive estimates affecting the City of Ovilla, Texas' financial statements were:

Management's estimate of the allowance for accumulated depreciation is based on the estimated useful life of the capital asset. We evaluated the key factors and assumptions used to develop the allowance for accumulated depreciation in determining that it is reasonable in relation to the financial statements taken as a whole.

Management's estimate of the City's proportionate share of the annual operation, maintenance and debt service costs of the Red Oak Creek Wastewater System is based on the City's estimated wastewater flow into the system along with the flow from all other contracting parties. We evaluated the key factors and assumptions used to develop the City's wastewater treatment cost in determining that it is reasonable in relation to the financial statements taken as a whole.

The financial statement disclosures are neutral, consistent, and clear.

Honorable Mayor and City Council
City of Ovilla, Texas
Page Two

Difficulties Encountered in Performing the Audit

We encountered no significant difficulties in dealing with management in performing and completing our audit.

Corrected and Uncorrected Misstatements

Professional standards require us to accumulate all known and likely misstatements identified during the audit, other than those that are clearly trivial, and communicate them to the appropriate level of management. Attached is a schedule that summarizes material misstatements detected as a result of audit procedures that were corrected by management.

Disagreements with Management

For purposes of this letter, a disagreement with management is a financial accounting, reporting, or auditing matter, whether or not resolved to our satisfaction, that could be significant to the financial statements or the auditor's report. We are pleased to report that no such disagreements arose during the course of our audit.

Management Representations

We have requested certain representations from management that are included in the management representation letter dated January 6, 2016.

Management Consultations with Other Independent Accountants

In some cases, management may decide to consult with other accountants about auditing and accounting matters, similar to obtaining a "second opinion" on certain situations. If a consultation involves application of an accounting principle to the governmental unit's financial statements or a determination of the type of auditor's opinion that may be expressed on those statements, our professional standards require the consulting accountant to check with us to determine that the consultant has all the relevant facts. To our knowledge, there were no such consultations with other accountants.

Other Audit Findings or Issues

We generally discuss a variety of matters, including the application of accounting principles and auditing standards, with management each year prior to retention as the governmental unit's auditors. However, these discussions occurred in the normal course of our professional relationship and our responses were not a condition to our retention.

Other Matters

We applied certain limited procedures to management's discussion and analysis, budgetary comparison information schedule of changes in net pension liability and related ratios, and schedule of contributions, which are required supplementary information (RSI) that supplements the basic financial

Honorable Mayor and City Council
City of Ovilla, Texas
Page Three

statements. Our procedures consisted of inquiries of management regarding the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We did not audit the RSI and do not express an opinion or provide any assurance on the RSI.

We were engaged to report on the combining and individual fund statements and schedules, component unit statements and supplementary financial data, which accompany the financial statements but are not RSI. With respect to this supplementary information, we made certain inquiries of management and evaluated the form, content, and methods of preparing the information to determine that the information complies with accounting principles generally accepted in the United States of America, the method of preparing it has not changed from the prior period, and the information is appropriate and complete in relation to our audit of the financial statements. We compared and reconciled the supplementary information to the underlying accounting records used to prepare the financial statements or to the financial statements themselves.

Restriction on Use

This information is intended solely for the use of the Honorable Mayor and City Council and management of the City of Ovilla, Texas and is not intended to be, and should not be, used by anyone other than these specified parties.

Very truly yours,

Yeldell, Wilson, Wood & Reeve, P.C.

Yeldell, Wilson, Wood & Reeve, P.C.
Certified Public Accountants

OVILLA POLICE DEPARTMENT
105 S Cockrell Hill Rd
Ovilla, TX 75154
(972) 617-7262

To: Mayor Richard Dormier
Ovilla City Council
Dennis Burn City Manager

Subject: Police Department Monthly Activity Report

	JAN 2016	JAN 2016 YTD	JAN 2015	JAN 2015 YTD
Calls For Service				
Accident	5	5	0	0
Alarms	22	22	15	15
Arrest	3	5	5	5
Assault	0	0	0	0
Assists: Agency/Unit:18 EMS/Fire:4 Motorist:2	24	24	35	35
Building / House Security Check	1382	1382	1413	1413
Burgulary	0	0	0	0
Burgulary of Motor Vehicle	0	0	0	0
Criminal Mischief	0	0	1	1
Disturbance	3	3	12	12
Neighborhood Check	1528	1528	1792	1792
Other Calls for Service	94	94	146	146
Suspicious Person	9	9	5	5
Suspicious Vehicle	6	6	18	18
Theft	0	0	1	1
Traffic Assignment	40	40	31	31
TOTAL CALLS FOR SERVICE	3116	3118	3474	3474

Reserve Officer Hours	23	23	20	20
Average Response Time (Minutes)	5.33	5.33	4.1	4.1
Traffic Stop (Warnings)	78	78	72	72
Traffic Stop (Citations)	96	96	42	42
Total Citations & Warnings Combined	174	174	114	114
PERCENT OF STOPS RECEIVING CITATIONS	55.2	55.2	36.8	36.8

OVILLA PD VEHICLE MILEAGE							
January-16							
Unit #	Beginning	Ending	Accrued	February-16	Beginning	Ending	Accrued
100	95612	96275.8	663.8	100			0
102	103886	103888	2	102			0
103	121749	124456	2707	103			0
104	81995	83597.5	1602.5	104			0
105	74127	74965	838	105			0
116	0	464	464	116			0
March-16				April-16			
Unit #	Beginning	Ending	Accrued	Unit #	Beginning	Ending	Accrued
100			0	100			0
102			0	102			0
103			0	103			0
104			0	104			0
105			0	105			0
116			0	116			0
May-16				June-16			
Unit #	Beginning	Ending	Accrued	Unit #	Beginning	Ending	Accrued
100			0	100			0
102			0	102			0
103			0	103			0
104			0	104			0
105			0	105			0
116			0	116			0
July-16				August-16			
Unit #	Beginning	Ending	Accrued	Unit #	Beginning	Ending	Accrued
100			0	100			0
102			0	102			0
103			0	103			0
104			0	104			0
105			0	105			0
116			0	116			0
September-16				October-16			
Unit #	Beginning	Ending	Accrued	Unit #	Beginning	Ending	Accrued
100			0	100			0
102			0	102			0
103			0	103			0
104			0	104			0
105			0	105			0
116			0	116			0
100			0	100			0
102			0	102			0
103			0	103			0
104			0	104			0
105			0	105			0
116			0	116			0
100			0	100			0
102			0	102			0
103			0	103			0
104			0	104			0
105			0	105			0
116			0	116			0



**Partial Exemption Racial Profiling Reporting
(Tier 1)**

Department Name	<u>Ovilla Police Department</u>
Agency Number	<u>TX0575500</u>
Chief Administrator Name	<u>Brian Windham</u>
Reporting Name	<u>Brian Windham</u>
Contact Number	<u>972-617-7262</u>
E-mail Address	<u>bwindham@cityofovilla.org</u>

Certification to Report 2.132 (Tier 1) - Partial Exemption

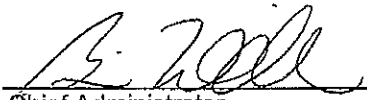
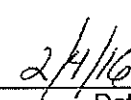
Police Requirements (2.132(b) CCP):

Each law enforcement agency in this state shall adopt a detailed written policy on racial profiling.

The policy must:

- (1) clearly define acts constituting racial profiling;
- (2) strictly prohibit peace officers employed by the agency from engaging in racial profiling;
- (3) implement a process by which an individual may file a complaint with the agency if the individual believes that a peace officer employed by the agency has engaged in racial profiling with respect to the individual;
- (4) provide public education relating to the agency's complaint process;
- (5) require appropriate corrective action to be taken against a peace officer employed by the agency who, after an investigation, is shown to have engaged in racial profiling in violation of the agency's policy adopted under this article;
- (6) require collection of information relating to motor vehicle stops in which a citation is issued and to arrests made as a result of those stops, including information relating to:
 - (A) the race or ethnicity of the individual detained;
 - (B) whether a search was conducted and, if so, whether the individual detained consented to the search; and
 - (C) whether the peace officer knew the race or ethnicity of the individual detained before detaining that individual; and
- (7) require the chief administrator of the agency, regardless of whether the administrator is elected, employed, or appointed, to submit an annual report of the information collected under Subdivision (6) to:
 - (A) the Commission on Law Enforcement Officer Standards and Education; and
 - (B) the governing body of each county or municipality served by the agency, if the agency is an agency of a county, municipality, or other political subdivision of the state.

These policies are in effect

	
Chief Administrator	Date



Partial Exemption Racial Profiling Reporting (Tier 1)

Video and Audio Equipment Exemption

Partial Exemption Claimed by (2.135(a) CCP):

- ☒ all cars regularly used for motor vehicle stops are equipped with video camera and transmitter-activated equipment and each motor stop is recorded and the recording of the stop is retained for at least 90 days after the stop.

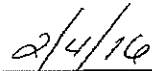
OR

- ☐ In accordance with 2.135(a)(2) the agency has requested and not received funds to install the recording equipment

I claim this exemption



Chief Administrator



Date



**Partial Exemption Racial Profiling Reporting
(Tier 1)**

(This is the TCLEOSE recommended form. The form is not mandatory. The information contained in this form, however, is mandatory. You may use your form, but all information must be provided.)

**If you claim a partial exemption you must submit a report that
contains the following data or use this format to report the data.**

Instructions: Please fill out all boxes. If zero use 0.

- 1. Total on lines 4, 11, 14, and 17 Must be equal**
- 2. Total on line 20 Must equal line 15**

Number of motor vehicle stops:

1. 167 citation only
2. 4 arrest only
3. 7 both

4. 178 Total

Race or Ethnicity:

5. 39 African
6. 1 Asian
7. 121 Caucasian
8. 17 Hispanic
9. 0 Middle Eastern
10. 0 Native American

11. 178 Total

Race or Ethnicity known prior to stop?

12. 0 Yes
13. 178 No

14. 178 Total

Search conducted?

15. 13 Yes
16. 165 No

17. 178 Total

Was search consented?

18. 4 Yes
19. 9 No

20. 13 Total Must equal #15



**Partial Exemption Racial Profiling Reporting
(Tier 1)**

Option to submit required data by utilizing agency report

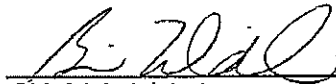
You must submit your report in PDF format

Electronic Submission of data required by 2.132(b)(6) CCP

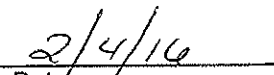
(6) required collection of information relating to motor vehicle stops in which a citation is issued and no arrests made as a result of those stops, including information relating to:

- (A) the race or ethnicity of the individual detained;
- (B) whether a search was conducted and, if so, whether the individual detained consented to the search; and
- (C) whether the peace officer knew the race or ethnicity of the individual detained before detaining the individual; and

This analysis meets the above
requirements



Chief Administrator



Date

Send entire documents electronically to this website

www.tcleose.state.tx.us

Ovilla City Council Monthly Report for Fire Department - January 2016

City of Ovilla Calls for Service		2015 Totals	2016 Totals	
Fire	3	27	Fire	7
EMS	24		EMS	17
ESD #2 Calls for Service		22	ESD #2 Calls for Service	
Fire	10		Fire	5
EMS	12		EMS	5
ESD #4 Calls for Service		3	ESD #4 Calls for Service	
Fire	1		Fire	3
EMS	2		EMS	5
Mutual Aid Provided		12	Mutual Aid Provided	
Fire	11		Fire	8
EMS	1		EMS	1
Total Calls For Service / Month		64	Total Calls For Service / Month	
Total Calls For Service / YTD		714	Total Calls For Service / YTD	

	Time from Notify to Time On Scene		Reaction Times	
	<u>DECEMBER</u>	<u>JANUARY</u>	<u>DECEMBER</u>	<u>JANUARY</u>
Average Response Times for City of Ovilla	5:05	6:08	E-701	1:46
Average Response Times for ESD # 2	5:54	6:45	E-702	2:25
Average Response Times for ESD # 4	9:14	7:05		1:38

From the Deputy Chief / Fire Marshal

New Business Inspection
 Flow Test Hydrants for New School
 Multiple Consults with various Contractors about School
 CQI Reports

Fire Department News For the Month

1. Annual Fire Department Banquet on January 22
2. Hired Jeremy Mehringer as Part Time Firefighter
3. Attended Meeting with NEEDS Center about future radio system
4. C-701 responded to 9 calls this month for Command Support
5. C-702 responded to 5 calls this month for Command Support and Investigation Duties
6. Current staffing, 2-Chiefs, 4-Captains, 25-Part Time Firefighters, 10-Volunteer Firefighters.



Date: February 8, 2016

TO: Honorable Mayor and City Council Members

FROM: Brad Piland Public Works Director

TOPIC: Public Works Monthly Report for January 2016

- Sewer Lift Station Repairs-
 - Removed pump 1 at Highland Meadows Lift Station
 - Removed pump 2 from Cumberland
 - Pulled pump 1 Heritage Lift Station; removed debris and replaced
- Read water meters; serviced disconnects and reconnects
- Replaced meters
- Street Repairs: Shiloh, Johnson Lane, Main Street, Cockrell Hill Road
- Repaired sewer cleanout on Claremont
- Street sign maintenance and repairs
- Daily water maintenance residual and pressure tests
- Tree and grass maintenance:
 - Trim trees along right of ways
 - Heritage Park
 - Silver Spur Park
 - Baseball fields and Cindy Jones Park
- Repaired water leaks
- ❖ Jimmy Bryan – Fleet Maintenance Work:
 - Serviced PD Units: 102,104,105
 - Service 2008 Chev public works truck

****Flushed Hydrants**

- Collect water samples for TCEQ reporting
- Water maintenance – routine flushing mains and hydrant
- Meter box repair and replace lids as needed

Took down Christmas decorations and stored for another year.



DATE: February 8, 2016

TO: Honorable Mayor and Council Members

FROM:
Linda Harding, Accountant

SUBJECT: Financial Statements Through December 2015

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Revenues					
4000100 · Taxes					
4000105 · Ad Valorem, Current	904,470	1,007,859	1,481,056	(473,197)	68%
4000110 · Ad Valorem, Delinquent	221	1,391	12,366	(10,975)	11%
4000113 · Interest/Penalties - Prop Tax	50	258	4,833	(4,575)	5%
4000120 · Sales Tax	12,243	46,743	163,676	(116,933)	29%
4000125 · Sales Tax - Street Improvement	3,061	11,686	40,919	(29,233)	29%
4000130 · Franchise Tax	0	11,758	150,000	(138,242)	8%
Total 4000100 · Taxes	920,046	1,079,695	1,852,850	(773,155)	58%
4000200 · Licenses and Permits					
4000208 · Building Permits					
4000210 · Residential Building Permits	336	2,085	100,000	(97,915)	2%
4000213 · Fire Inspection Permits	0	0	5,250	(5,250)	0%
4000212 · Commercial Building Permits	0	0	12,000	(12,000)	0%
4000214 · Misc Building Permits	1,314	5,550	16,070	(10,520)	35%
Total 4000208 · Building Permits	1,650	7,635	133,320	(125,685)	6%
4000230 · Plan Review Fee	12,538	13,136	65,000	(51,864)	20%
4000260 · Alarm Permits	155	495	2,400	(1,905)	21%
4000270 · Animal Tag Fees	518	986	2,600	(1,614)	38%
4000272 · Impound Fees	550	860	1,400	(540)	61%
4000290 · Misc Licenses and Permits	205	385	1,000	(615)	39%
Total 4000200 · Licenses and Permits	15,616	23,497	205,720	(182,223)	11%
4000400 · Charges for Services					
4000325 · ESD #2	0	2,100	160,000	(157,900)	1%
4000330 · ESD #4	0	0	55,628	(55,628)	0%
4000411 · Copies and Maps	0	23	100	(78)	23%
4000415 · Police Reports	12	18	150	(132)	12%
4000420 · Park Lights	0	0	1,000	(1,000)	0%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
4000440 · Oak Leaf Animal Control	140	670	800	(130)	84%
4000450 · Subdivision Fees	0	0	5,000	(5,000)	0%
4000480 · Solid Waste (Garbage)	18,577	36,324	253,793	(217,469)	14%
4000485 · 50/50 Sidewalk Program	0	0	2,500	(2,500)	0%
4000490 · Misc Charges for Services	207	1,228	2,500	(1,272)	49%
Total 4000400 · Charges for Services	18,936	40,362	481,471	(441,109)	8%
4000500 · Fines and Forfeitures					
4000535 · Omni Warrant Revenue	120	458	500	(42)	92%
4000510 · Fines - Police	4,303	16,273	62,000	(45,727)	26%
4000520 · Fines - Animal Control	0	0	1,000	(1,000)	0%
4000525 · Fines - Code Enforcement	0	3,732	3,330	402	112%
4000550 · Municipal Court Technology	86	256	1,300	(1,044)	20%
4000551 · Municipal Court Security	65	192	1,000	(808)	19%
4000590 · Misc Fines and Forfeitures	0	0	400	(400)	0%
Total 4000500 · Fines and Forfeitures	4,575	20,911	69,530	(48,619)	30%
4000800 · Other Revenue					
4000810 · Heritage Day	0	4,260	19,000	(14,740)	22%
4000818 · Leose Proceeds	0	0	1,165	(1,165)	0%
4000820 · Water Tower Lease	8,907	19,390	100,000	(80,610)	19%
4000840 · Interest Earned	553	1,636	6,000	(4,364)	27%
4000870 · Insurance Proceeds	19,467	19,627	0	19,627	100%
4000885 · Proceeds from Sale of Assets	0	0	20,000	(20,000)	0%
4000887 · HOA Revenue	0	0	1,700	(1,700)	0%
4000890 · Misc Other Revenue	612	612	4,000	(3,388)	15%
Total 4000800 · Other Revenue	29,539	45,526	151,865	(106,339)	30%
4000900 · Transfers In					
4000925 · Admin.Rev. received from 4B-EDC	625	625	2,500	(1,875)	25%
4000930 · Admin. Rev. Rec. From W&S Fund	22,822	22,822	91,287	(68,465)	25%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
4000940 · Admin.Rev. Rec. from MDD Fund	125	125	500	(375)	25%
4000990 · Reduction in Fund Balance	0	0	163,300	(163,300)	0%
Total Revenues	1,012,284	1,233,563	3,019,023	(1,785,460)	41%
Gross Resources	1,012,284	1,233,563	3,019,023	(1,785,460)	41%
Expenditures					
10 · Administration					
5101100 · Salaries & Wages					
5101110 · City Administrator	4,294	16,971	61,800	(44,829)	27%
5101115 · City Secretary	3,273	11,678	39,398	(27,720)	30%
5101117 · City Accountant	3,023	10,858	37,080	(26,222)	29%
5101120 · Admin. Support	1,819	6,533	22,308	(15,775)	29%
5101180 · Merit Raises, Staff	0	0	4,818	(4,818)	0%
Total 5101100 · Salaries & Wages	12,410	46,040	165,404	(119,364)	28%
5101400 · Support Staff					
5101490 · Overtime	0	0	625	(625)	0%
Total 5101400 · Support Staff	0	0	625	(625)	0%
5102100 · Employee Benefits					
5102112 · Affordable Health Care Act Fee	0	0	0	0	0%
5102110 · Group Insurance	5,961	8,610	32,665	(24,055)	26%
5102135 · TMRS	2,295	5,301	19,650	(14,349)	27%
5102160 · Worker's Compensation	0	197	790	(593)	25%
5102170 · Payroll Taxes	350	807	3,198	(2,391)	25%
5102180 · Unemployment Taxes	0	2,790	1,000	1,790	279%
5102196 · Indiv. Membership Dues	362	483	1,800	(1,317)	27%
Total 5102100 · Employee Benefits	8,967	18,188	59,103	(40,915)	31%
5102200 · Special Services					

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5102210 · Tax Assessing & Collecting Fees	0	0	1,570	(1,570)	0%
5102220 · Tax Appraisal Fee	-8	3,742	14,000	(10,258)	27%
5102230 · Legal Fees	2,610	2,640	25,000	(22,360)	11%
5102240 · Audit	0	0	7,920	(7,920)	0%
5102250 · Accounting	6,563	6,563	2,000	4,563	328%
5102260 · Engineering Fees	0	265	5,000	(4,735)	5%
Total 5102200 · Special Services	9,165	13,210	55,490	(42,280)	24%
 5102300 · Contractual Services					
5102310 · Consultant Fees	0	0	20,000	(20,000)	0%
Total 5102300 · Contractual Services	0	0	20,000	(20,000)	0%
 5102500 · Operating Services					
5102530 · Custodial Service Contract	344	1,032	4,500	(3,468)	23%
5102540 · IT - Computer Maintenance	1,533	4,693	22,600	(17,907)	21%
Total 5102500 · Operating Services	1,877	5,725	27,100	(21,375)	21%
 5102600 · Special Expenses					
5102610 · Election - Payroll	0	0	850	(850)	0%
5102620 · Election - Supplies	0	48	2,500	(2,452)	2%
5102630 · Election Meeting Expense	0	0	100	(100)	0%
5102650 · Codification Book Update	1,250	1,250	3,500	(2,250)	36%
Total 5102600 · Special Expenses	1,250	1,298	6,950	(5,652)	19%
 5103100 · General Supplies					
5103110 · Office Supplies	458	1,477	8,000	(6,523)	18%
5103140 · Uniforms	0	0	250	(250)	0%
Total 5103100 · General Supplies	458	1,477	8,250	(6,773)	18%
 5103400 · Maintenance Supplies / Parts					

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5103410 · Supplies - Custodial	365	790	1,000	(210)	79%
5103440 · Maintenance Agreement Expense	0	0	400	(400)	0%
5103460 · Miscellaneous	16	122	100	22	122%
Total 5103400 · Maintenance Supplies / Parts	381	912	1,500	(588)	61%
5104200 · Travel Expenses					
5104210 · Travel - Local	0	0	500	(500)	0%
5104220 · Professional Development	192	637	5,000	(4,363)	13%
5104222 · Professional Develop - Council	0	0	1,200	(1,200)	0%
5104225 · City Council Meal Expense	0	44	1,200	(1,156)	4%
5104230 · Professional Develop - In-House	0	0	500	(500)	0%
Total 5104200 · Travel Expenses	192	681	8,400	(7,719)	8%
5105200 · Data Processing Expenses					
5105230 · Data Proc-Maintenance & Repair	657	1,541	6,000	(4,459)	26%
5105240 · Data Processing - Software	0	3,958	13,300	(9,342)	30%
Total 5105200 · Data Processing Expenses	657	5,500	19,300	(13,800)	28%
5105300 · Printing Expense					
5105310 · Copier Expense	440	1,365	3,300	(1,935)	41%
5105320 · Printing - Newsletters	0	848	6,000	(5,152)	14%
5105330 · Printing - Forms	0	266	1,500	(1,234)	18%
Total 5105300 · Printing Expense	440	2,479	10,800	(8,321)	23%
5105400 · Utilities					
5105410 · Telephone	108	328	1,400	(1,072)	23%
5105415 · Cellular Phone	121	364	2,680	(2,316)	14%
5105417 · Internet	100	303	840	(537)	36%
5105420 · Wireless Cards	76	228	1,100	(872)	21%
5105450 · Electricity	300	931	4,635	(3,704)	20%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Total 5105400 · Utilities	705	2,154	10,655	(8,501)	20%
5105500 · Repairs & Bldg Improvements					
5105520 · Repairs - Buildings	385	2,921	3,000	(79)	97%
5105540 · Repairs - Machinery & Equipment	0	0	500	(500)	0%
5105590 · Repairs - Other	0	0	500	(500)	0%
Total 5105500 · Repairs & Bldg Improvements	385	2,921	4,000	(1,079)	73%
5105600 · Insurance					
5105610 · Insurance - Property	0	277	1,110	(833)	25%
5105620 · Insurance - Liability	0	301	1,205	(904)	25%
5105630 · Insurance - Fidelity Bond	0	0	300	(300)	0%
5105635 · Public Officials Surety Bonds	300	300	1,000	(700)	30%
Total 5105600 · Insurance	300	878	3,615	(2,737)	24%
5105700 · Other Expenses					
5105756 · FM 664	0	23,928	24,000	(72)	100%
5105705 · Postage	390	1,540	7,000	(5,460)	22%
5105710 · Cash - Over/Short	0	0	10	(10)	0%
5105725 · Records Management Expense	0	0	4,000	(4,000)	0%
5105730 · City - Memberships	1,040	1,340	2,500	(1,160)	54%
5105740 · Legal Notices/Advertisement	0	1,518	9,000	(7,482)	17%
5105752 · Employment Screening	42	42	400	(358)	11%
5105760 · Bank Service Charge	0	164	25	139	655%
5105764 · Filing Fees	25	25	500	(475)	5%
5105765 · Miscellaneous	50	147	2,000	(1,853)	7%
Total 5105700 · Other Expenses	1,547	28,704	49,435	(20,731)	58%
5106400 · Minor Capital Outlay					
5106440 · Machinery & Equipment	0	0	2,000	(2,000)	0%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5106465 · Furniture	0	940	1,000	(60)	94%
Total 5109000 · Reserves	0	0	61,212	(61,212)	0%
Total 10 · Administration	38,734	131,106	514,839	(383,733)	25%
20 · Police					
5201100 · Salaries & Wages					
5201120 · Police Chief	8,077	18,846	70,000	(51,154)	27%
5201143 · Command Staff	6,180	14,420	52,000	(37,580)	28%
5201150 · Certification Pay	0	0	2,400	(2,400)	0%
5201180 · Merit Raises - Staff	0	0	3,660	(3,660)	0%
Total 5201100 · Salaries & Wages	14,257	33,266	128,060	(94,794)	26%
5201400 · Support Salaries					
5201405 · Support Staff	3,214	7,498	27,040	(19,542)	28%
5201410 · Patrol	23,936	55,468	289,090	(233,622)	19%
5201415 · Certification Pay	104	242	1,636	(1,394)	15%
5201480 · Merit Raises	0	0	1,281	(1,281)	0%
5201490 · Overtime	2,952	6,346	15,000	(8,654)	42%
Total 5201400 · Support Salaries	30,205	69,555	334,047	(264,492)	21%
5202100 · Employee Benefits					
5202110 · Group Insurance	9,698	14,404	76,313	(61,909)	19%
5202135 · TMRS	3,850	8,964	38,775	(29,811)	23%
5202160 · Worker's Compensation	0	2,781	11,126	(8,345)	25%
5202170 · Payroll Taxes	742	1,650	7,926	(6,276)	21%
5202196 · Membership Dues	0	235	315	(80)	75%
Total 5202100 · Employee Benefits	14,289	28,034	134,455	(106,421)	21%
5202300 · Contractual Services					
5202355 · Contract Labor - Individual	0	0	500	(500)	0%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5202356 · Gingerbread House	0	1,000	1,000	0	100%
5202380 · Dispatch	0	7,263	13,566	(6,304)	54%
5202385 · Jail Expense	0	0	1,000	(1,000)	0%
5202390 · Special Response Team	0	0	1,000	(1,000)	0%
5202395 · Contractual Services Other	0	0	1,000	(1,000)	0%
Total 5202300 · Contractual Services	0	8,263	18,066	(9,804)	46%
5202500 · Operating Services					
5202530 · Custodial Service Contract	235	705	0	705	100%
5202540 · Computer Maintenance	138	138	700	(563)	20%
5202560 · Internet Subscriptions	0	0	1,350	(1,350)	0%
Total 5202500 · Operating Services	373	843	2,050	(1,208)	41%
5202600 · Special Expenses					
5202675 · National Night Out	0	0	500	(500)	0%
Total 5202600 · Special Expenses	0	0	500	(500)	0%
5203100 · General Supplies					
5203110 · Office Supplies	-53	343	2,000	(1,657)	17%
5203140 · Uniforms	901	1,551	9,000	(7,449)	17%
5203170 · Evidence Gathering	9	17	700	(683)	2%
Total 5203100 · General Supplies	857	1,911	11,700	(9,789)	16%
5203400 · Maintenance Supplies & Parts					
5203410 · Supplies - Custodial	99	132	600	(468)	22%
Total 5203400 · Maintenance Supplies & Parts	99	132	600	(468)	22%
5204200 · Travel Expenses					
5204210 · Travel - Local	0	0	1,000	(1,000)	0%
5204220 · Professional Development	0	0	2,500	(2,500)	0%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5204225 · Professional Dev - LEOSE	0	0	2,000	(2,000)	0%
5204270 · Vehicle Expenses	1,148	3,604	24,000	(20,396)	15%
Total 5204200 · Travel Expenses	1,148	3,604	29,500	(25,896)	12%
5205200 · Data Processing Expenses					
5205240 · Data Processing - Software	0	17,851	17,500	351	102%
Total 5205200 · Data Processing Expenses	0	17,851	17,500	351	102%
5205300 · Printing Expenses					
5205310 · Copier Expense	84	253	1,500	(1,247)	17%
5205330 · Printing - Forms	0	150	300	(150)	50%
5205350 · Printing - Other	17	142	400	(258)	36%
Total 5205300 · Printing Expenses	102	546	2,200	(1,654)	25%
5205400 · Utilities					
5205410 · Telephone	108	328	1,600	(1,272)	21%
5205415 · Cellular Phone	106	318	1,350	(1,032)	24%
5205417 · Internet - PD	100	303	1,475	(1,172)	21%
5205420 · Wireless Cards	228	684	2,750	(2,066)	25%
5205450 · Electricity	405	859	4,500	(3,641)	19%
Total 5205400 · Utilities	947	2,492	11,675	(9,183)	21%
5205500 · Repairs & Building Improvements					
5205520 · Repairs - Building	0	19	3,032	(3,013)	1%
5205540 · Repairs- Machinery & Equipment	0	0	1,200	(1,200)	0%
5205550 · Repairs - Vehicles	612	1,714	8,000	(6,286)	21%
Total 5205500 · Repairs & Building Improvements	612	1,733	12,232	(10,499)	14%
5205600 · Insurance					
5205610 · Insurance - Property	0	412	1,650	(1,238)	25%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5205620 · Insurance - Liability	0	1,378	5,515	(4,137)	25%
5205640 · Insurance - Vehicle	0	607	2,430	(1,823)	25%
Total 5205600 · Insurance	0	2,398	9,595	(7,197)	25%
5205700 · Other Expenses					
5205742 · Public Relations	0	87	200	(113)	43%
5205752 · Employment Screeing	125	647	1,000	(353)	65%
5205765 · Miscellaneous	0	0	1,620	(1,620)	0%
Total 5205700 · Other Expenses	125	734	2,820	(2,086)	26%
5206400 · Minor Capital Outlay					
5206440 · Machinery & Equipment	783	1,023	2,000	(977)	51%
5206445 · Personal Protective Equipment	0	0	2,000	(2,000)	0%
5206450 · Vehicles	0	0	40,000	(40,000)	0%
Total 5206400 · Minor Capital Outlay	783	1,023	44,000	(42,977)	2%
Total 20 · Police	63,795	172,382	759,000	(586,618)	23%
25 · Municipal Court					
5251100 · Salaries & Wages					
5251140 · Municipal Judge	585	1,755	7,000	(5,245)	25%
Total 5251100 · Salaries & Wages	585	1,755	7,000	(5,245)	25%
5251400 · Support Staff					
5251405 · Support Staff	3,886	9,066	32,692	(23,626)	28%
5251420 · Jury Fees	0	0	200	(200)	0%
5251425 · City Prosecutor	452	1,023	8,500	(7,477)	12%
5251480 · Merit Raises	0	0	981	(981)	0%
5251490 · Overtime	0	134	1,400	(1,266)	10%
Total 5251400 · Support Staff	4,337	10,223	43,773	(33,550)	23%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5252100 · Employee Benefits					
5252110 · Group Insurance	1,325	1,987	8,166	(6,179)	24%
5252135 · TMRS	347	822	3,000	(2,178)	27%
5252160 · Worker's Compensation	0	46	186	(140)	25%
5252170 · Payroll Taxes	56	133	488	(355)	27%
5252196 · Membership Dues	0	0	25	(25)	0%
Total 5252100 · Employee Benefits	1,728	2,989	11,865	(8,876)	25%
 5252300 · Contractual Services					
5252375 · Traffic Fines	0	0	23,000	(23,000)	0%
Total 5252300 · Contractual Services	0	0	23,000	(23,000)	0%
 5252500 · Operating Services					
5252540 · Computer Maintenance	0	0	75	(75)	0%
Total 5252500 · Operating Services	0	0	75	(75)	0%
 5253100 · General Supplies					
5253110 · Office Supplies	0	43	150	(107)	29%
5253140 · Uniforms	0	0	50	(50)	0%
Total 5253100 · General Supplies	0	43	200	(157)	22%
 5254200 · Travel Expenses					
5254210 · Travel - Local	0	0	25	(25)	0%
Total 5254200 · Travel Expenses	0	0	25	(25)	0%
 5255200 · Data Processing Expenses					
5255240 · Data Processing - SW Maint.	0	1,953	1,955	(2)	100%
Total 5255200 · Data Processing Expenses	0	1,953	1,955	(2)	100%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5255300 · Printing Expense					
5255350 · Printing - Other	0	0	800	(800)	0%
Total 5255300 · Printing Expense	0	0	800	(800)	0%
5255600 · Insurance					
5255620 · Insurance - Liability	0	85	341	(256)	25%
Total 5255600 · Insurance	0	85	341	(256)	25%
5255700 · Other Expenses					
5255765 · Miscellaneous	0	0	100	(100)	0%
5255768 · Collection Agency Fees	1,011	2,326	3,000	(674)	78%
5255770 · Warrant Fee State Comptroller	0	0	900	(900)	0%
5255772 · Warrant Fee - Omni	0	102	1,100	(998)	9%
Total 5255700 · Other Expenses	1,011	2,428	5,100	(2,672)	48%
Total 25 · Municipal Court	7,662	19,476	94,134	(74,658)	21%
30 · Fire					
5301100 · Salaries & Wages					
5301125 · Fire Chief	4,387	10,235	36,909	(26,674)	28%
5301135 · Deputy Chief/Fire Marshall	2,575	5,572	20,000	(14,428)	28%
5301140 · Fire Captains	8,053	19,811	97,246	(77,435)	20%
5301180 · Merit Raises - Staff	0	0	4,624	(4,624)	0%
Total 5301100 · Salaries & Wages	15,015	35,619	158,779	(123,160)	22%
5301400 · Support Salaries					
5301440 · Firefighters	27,672	64,002	230,246	(166,244)	28%
5301480 · Merit Raises	0	0	6,907	(6,907)	0%
5301485 · Volunteer Incentive Program	1,183	3,473	15,600	(12,128)	22%
Total 5301400 · Support Salaries	28,854	67,475	252,753	(185,278)	27%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5302100 · Employee Benefits					
5302135 · TMRS	409	932	3,387	(2,455)	28%
5302137 · Volunteer Retirement	0	108	500	(392)	22%
5302160 · Worker's Compensation	0	2,496	9,984	(7,488)	25%
5302170 · Payroll Taxes	2,982	6,975	28,154	(21,179)	25%
5302196 · Membership Dues	589	1,198	1,900	(702)	63%
Total 5302100 · Employee Benefits	3,980	11,708	43,925	(32,217)	27%
5302300 · Contractual Services					
5302310 · Consultant Fees	0	0	1,500	(1,500)	0%
5302380 · Dispatch	0	7,263	13,566	(6,304)	54%
5302385 · Emergency Transport Service	0	15,890	66,257	(50,367)	24%
Total 5302300 · Contractual Services	0	23,152	81,323	(58,171)	28%
5302500 · Operating Services					
5302510 · Maintenance Agreements	282	282	10,000	(9,718)	3%
5302540 · Computer Maintenance	0	613	2,000	(1,387)	31%
5302570 · Warning System Maintenance	0	780	780	0	100%
5302580 · Generator Maintenance	0	702	2,120	(1,418)	33%
Total 5302500 · Operating Services	282	2,377	14,900	(12,523)	16%
5302600 · Special Expenses					
5302675 · National Night Out	0	0	350	(350)	0%
Total 5302600 · Special Expenses	0	0	350	(350)	0%
5303100 · General Supplies					
5303110 · Office Supplies	168	371	1,600	(1,229)	23%
5303140 · Uniforms	795	925	5,000	(4,075)	19%
5303160 · Medical Supplies	78	556	8,000	(7,444)	7%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5303165 · Medical Support	0	207	1,000	(793)	21%
5303170 · Evidence Gathering	0	0	50	(50)	0%
5303175 · Education Aids	0	0	50	(50)	0%
Total 5303100 · General Supplies	1,042	2,060	15,700	(13,640)	13%
5303400 · Maintenance Supplies & Parts					
5303410 · Supplies - Custodial	0	317	2,500	(2,183)	13%
5303420 · Building Alarm Maintenance	0	0	420	(420)	0%
Total 5303400 · Maintenance Supplies & Parts	0	317	2,920	(2,603)	11%
5304200 · Travel Expenses					
5304220 · Professional Development	293	817	6,300	(5,483)	13%
5304270 · Vehicle Expenses	492	1,788	10,000	(8,212)	18%
Total 5304200 · Travel Expenses	786	2,605	16,300	(13,695)	16%
5305200 · Data Processing Expenses					
5305230 · Data Proc-Maintenance & Repair	0	0	1,000	(1,000)	0%
5305240 · Data Processing - Software	0	1,783	2,850	(1,067)	63%
Total 5305200 · Data Processing Expenses	0	1,783	3,850	(2,067)	46%
5305300 · Printing Expense					
5305310 · Copier Expense	172	561	3,100	(2,539)	18%
5305330 · Printing - Forms	0	0	100	(100)	0%
Total 5305300 · Printing Expense	172	561	3,200	(2,639)	18%
5305400 · Utilities					
5305410 · Telephone	222	669	2,350	(1,681)	28%
5305415 · Cellular Phone	51	154	900	(746)	17%
5305417 · Internet - Fire Dept.	328	987	3,600	(2,613)	27%
5305430 · Natural Gas	278	385	2,400	(2,015)	16%
5305450 · Electricity	392	1,219	5,562	(4,343)	22%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under) Budget	Thru December 25%
Total 5305400 · Utilities	1,271	3,414	14,812	(11,398)	23%
5305500 · Repairs & Bldg Improvements					
5305520 · Repairs - Building	0	278	2,800	(2,522)	10%
5305540 · Repairs - Machinery & Equipment	937	937	19,000	(18,063)	5%
5305545 · Repairs - Apparatus	386	2,735	12,000	(9,265)	23%
5305550 · Repairs - Vehicles	0	50	3,500	(3,450)	1%
Total 5305500 · Repairs & Bldg Improvements	1,324	4,000	37,300	(33,300)	11%
5305600 · Insurance					
5305620 · Insurance - Liability	0	386	5,660	(5,274)	7%
5305640 · Insurance - Vehicle	0	2,367	10,415	(8,048)	23%
Total 5305600 · Insurance	0	2,753	16,075	(13,322)	17%
5305700 · Other Expenses					
5305705 · Postage	0	0	50	(50)	0%
5305752 · Employment Screening	16	184	165	19	112%
5305765 · Flags & Miscellaneous	0	0	100	(100)	0%
Total 5305700 · Other Expenses	16	184	315	(131)	58%
5306400 · Minor Capital Outlay					
5306440 · Machinery & Equipment	2,409	2,409	10,300	(7,891)	23%
5306445 · Personal Protective Equipment	0	243	20,247	(20,004)	1%
Total 5306400 · Minor Capital Outlay	2,409	2,652	30,547	(27,895)	9%
Total 30 · Fire	55,149	160,659	693,049	(532,390)	23%
40 · Community Services					
5401100 · Salaries & Wages					
5401135 · ACO/Code Enforcement Officer	5,283	12,416	45,000	(32,584)	28%
5401180 · Merit Raises - Staff	0		1,350	(1,350)	0%
5401190 · Overtime	1,070	2,458	2,850	(392)	86%
Total 5401100 · Salaries & Wages	6,353	14,873	49,200	(34,327)	30%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5402100 · Employee Benefits					
5402110 · Group Insurance	350	1,050	6,177	(5,127)	17%
5402135 · TMRS	574	1,344	4,011	(2,667)	34%
5402160 · Worker's Compensation	0	77	310	(233)	25%
5402170 · Payroll Taxes	98	233	653	(420)	36%
5402190 · License	0	0	625	(625)	0%
Total 5402100 · Employee Benefits	1,022	2,704	11,776	(9,072)	23%
5402300 · Contractual Services					
5402315 · Contract Building Inspections	1,399	4,463	115,000	(110,537)	4%
5402370 · Impound Fees	150	500	2,300	(1,800)	22%
Total 5402300 · Contractual Services	1,549	4,963	117,300	(112,337)	4%
5402600 · Special Expenses					
5402680 · Environmental Testing	0	0	2,300	(2,300)	0%
5402685 · Clean up Day	0	0	100	(100)	0%
Total 5402600 · Special Expenses	0	0	2,400	(2,400)	0%
5403100 · General Supplies					
5403110 · Office Supplies	0	0	50	(50)	0%
5403120 · Animal Care	0	0	150	(150)	0%
5403122 · Pet Supplies	90	256	500	(244)	51%
5403140 · Uniforms	0	274	450	(176)	61%
Total 5403100 · General Supplies	90	530	1,150	(620)	46%
5403400 · Maintenance Supplies & Parts					
5403460 · Miscellaneous	0	28	200	(172)	14%
Total 5403400 · Maintenance Supplies & Parts	0	28	200	(172)	14%
5404200 · Travel Expenses					

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5404210 · Travel - Local	0	0	25	(25)	0%
5404220 · Professional Development	0	0	200	(200)	0%
5404270 · Vehicle Expenses	57	244	3,000	(2,756)	8%
Total 5404200 · Travel Expenses	57	244	3,225	(2,981)	8%
 5405200 · Data Processing Expenses					
5405230 · Data Proc-Maintenance & Repairs	0	0	1,080	(1,080)	0%
Total 5405200 · Data Processing Expenses	0	0	1,080	(1,080)	0%
 5405300 · Printing Expense					
5405330 · Printing - Forms	0	397	150	247	264%
Total 5405300 · Printing Expense	0	397	150	247	264%
 5405400 · Utilities					
5405415 · Cellular Phone	89	268	950	(682)	28%
Total 5405400 · Utilities	89	268	950	(682)	28%
 5405600 · Insurance					
5405610 · Insurance - Property	0	2	9	(7)	22%
5405620 · Insurance - Liability	0	57	230	(173)	25%
5405640 · Insurance - Vehicle	0	68	230	(162)	29%
Total 5405600 · Insurance	0	127	469	(342)	27%
 5405700 · Other Expenses					
5405765 · Miscellaneous	0	0	100	(100)	0%
Total 5405700 · Other Expenses	0	0	100	(100)	0%
 5406400 · Minor Capital Outlay					
5406440 · Machinery & Equipment	0	67	1,000	(933)	7%
Total 5406400 · Minor Capital Outlay	0	67	1,000	(933)	7%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Total 40 · Community Services	9,161	24,201	189,000	(164,799)	13%
45 · Solid Waste					
5455400 · Utilities					
5455465 · Solidwaste Pickup (Garbage)	18,343	55,029	226,356	(171,327)	24%
Total 5455400 · Utilities	18,343	55,029	226,356	(171,327)	24%
Total 45 · Solid Waste	18,343	55,029	226,356	(171,327)	24%
50 · Streets					
5501400 · Support Staff					
5501415 · Maintenance Crew	2,700	6,300	23,400	(17,100)	27%
5501490 · Overtime	177	447	1,500	(1,053)	30%
5501500 · Streets - On Call	50	100	600	(500)	17%
Total 5501400 · Support Staff	2,927	6,847	25,500	(18,653)	27%
5502100 · Employee Benefits					
5502110 · Group Insurance	1,325	1,987	8,170	(6,183)	24%
5502135 · TMRS	262	612	2,148	(1,536)	28%
5502160 · Worker's Compensation	0	437	1,750	(1,313)	25%
5502170 · Payroll Taxes	41	97	350	(254)	28%
5502190 · License	0	0	122	(122)	0%
Total 5502100 · Employee Benefits	1,628	3,133	12,540	(9,407)	25%
5502200 · Special Services					
5502280 · NCTCOG- SWMP Fees	0	3,353	6,400	(3,047)	52%
Total 5502200 · Special Services	0	3,353	6,400	(3,047)	52%
5502600 · Special Expenses					
5502620 · Emergency Clean Up	0	0	2,250	(2,250)	0%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Total 5502600 · Special Expenses	0	0	2,250	(2,250)	0%
5503100 · General Supplies					
5503110 · Office Supplies	0	0	100	(100)	0%
5503140 · Uniforms	0	0	600	(600)	0%
Total 5503100 · General Supplies	0	0	700	(700)	0%
5503400 · Maintenance Supplies & Parts					
5503405 · Drainage Maintenance	0	0	500	(500)	0%
5503420 · Supplies - Street Signs	162	953	2,500	(1,547)	38%
5503460 · Miscellaneous	0	0	300	(300)	0%
Total 5503400 · Maintenance Supplies & Parts	162	953	3,300	(2,347)	29%
5504200 · Travel Expenses					
5504220 · Professional Development	0	0	500	(500)	0%
5504270 · Vehicle Expenses	356	861	6,500	(5,639)	13%
Total 5504200 · Travel Expenses	356	861	7,000	(6,139)	12%
5505300 · Printing Expense					
5505350 · Printing - Other	0	0	350	(350)	0%
Total 5505300 · Printing Expense	0	0	350	(350)	0%
5505400 · Utilities					
5505450 · Electricity	3,764	11,240	45,000	(33,760)	25%
Total 5505400 · Utilities	3,764	11,240	45,000	(33,760)	25%
5505500 · Repairs & Bldg Improvements					
5405520 · Repairs - Building	0	0	500	(500)	0%
5505540 · Repairs - Machinery & Equipment	0	0	3,000	(3,000)	0%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5505550 · Repairs - Vehicles	195	195	2,500	(2,305)	8%
5505560 · Repairs -Street Maint.& Repairs	701	9,382	50,000	(40,618)	19%
5505565 · Repairs - Infrastruct Drainage	0	0	3,000	(3,000)	0%
5505590 · Repairs - Other	17	17	1,500	(1,483)	1%
Total 5505500 · Repairs & Bldg Improvements	913	9,594	60,500	(50,906)	16%
5505600 · Insurance					
5505620 · Insurance - Liability	0	308	1,235	(927)	25%
5505640 · Insurance - Vehicle	0	888	3,554	(2,666)	25%
Total 5505600 · Insurance	0	1,196	4,789	(3,593)	25%
5505700 · Other Expenses					
5505752 · Employment Screening	0	0	150	(150)	0%
Total 5505700 · Other Expenses	0	0	150	(150)	0%
5506400 · Minor Capital Outlay					
5506440 · Machinery & Equipment	0	800	2,500	(1,700)	32%
5506445 · Personal Protective Equipment	0	0	300	(300)	0%
5506490 · Other	150	150	850	(700)	18%
Total 5506400 · Minor Capital Outlay	150	950	3,650	(2,700)	26%
5507400 · Capitalized Assets					
5507440 · Machinery & Equipment	0	0	6,000	(6,000)	0%
5507460 · Infrastructure	0	385,254	330,500	54,754	117%
Total 5507400 · Capitalized Assets	0	385,254	336,500	48,754	114%
Total 50 · Streets	9,900	423,381	508,629	(85,248)	83%
60 · Parks					
5602400 · Rentals					
5602490 · Rental - Other	210	838	3,000	(2,162)	28%

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over (Under)	% of Budget Thru December
	December 2015	Oct 2015 - Dec 2015	Budget	Budget	25%
Total 5602400 · Rentals	210	838	3,000	(2,162)	28%
5602600 · Special Expenses					
5602680 · Heritage Day	1,211	1,211	8,000	(6,789)	15%
5602690 · Special Events	0	465	4,500	0	10%
Total 5602600 · Special Expenses	1,211	1,675	12,500	(6,789)	13%
5603400 · Maintenance Supplies & Parts					
5603460 · Miscellaneous	150	275	300	(25)	92%
Total 5603400 · Maintenance Supplies & Parts	150	275	300	(25)	92%
5605400 · Utilities					
5605450 · Electricity	552	1,740	8,300	(6,560)	21%
Total 5605400 · Utilities	552	1,740	8,300	(6,560)	21%
5605500 · Repairs & Bldg Improvements					
5605520 · Repairs - Building	0	0	250	(250)	0%
5605530 · REPAIRS-IMP OTHER THAN BLDGS	102	115	1,000	(885)	11%
Total 5605500 · Repairs & Bldg Improvements	102	115	1,250	(1,135)	9%
5605600 · Insurance					
5605610 · Insurance - Property	0	29	115	(86)	25%
5605620 · Insurance - Liability	0	130	521	(391)	25%
5605640 · Insurance - Vehicle	0	57	230	(173)	25%
Total 5605600 · Insurance	0	216	866	(650)	25%
5605700 · Other Expenses					
5605765 · Miscellaneous	38	208	300	(92)	69%
Total 5605700 · Other Expenses	38	208	300	(92)	69%
5606400 · Minor Capital Outlay					

City of Ovilla General Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over (Under)	% of Budget Thru December
	December 2015	Oct 2015 - Dec 2015	Budget	Budget	25%
5606410 · Land Improvements	95	338	6,000	(5,662)	6%
5606440 · Machinery & Equipment	6	215	500	(285)	43%
Total 5606400 · Minor Capital Outlay	100	553	6,500	(5,947)	9%
5607400 · Capitalized Assets					
5607440 · Machinery & Equipment	0	0	1,000	(1,000)	0%
Total 5607400 · Capitalized Assets	0	0	1,000	(1,000)	0%
Total 60 · Parks	2,363	5,620	34,016	(28,396)	17%
Total Expenditures	205,107	991,856	3,019,023	(2,027,167)	33%
Net Change in Fund Balance	807,176	241,707	0	241,707	100%

Ovilla W&S Utility Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Resources					
4000400 · Charges for Services					
4000460 · Water Sales	80,409	332,122	894,932	(562,810)	37%
4000461 · Sewer Service	45,055	97,575	441,770	(344,195)	22%
4000465 · Water & Sewer Penalties	1,641	6,079	19,000	(12,921)	32%
4000471 · Reconnect Fees	367	1,225	5,400	(4,175)	23%
4000472 · Meters	0	0	3,700	(3,700)	0%
4000473 · Connect Fees	350	875	4,400	(3,525)	20%
4000478 · Infrastructure Improvement Fee	6,025	15,627	70,133	(54,506)	22%
4000480-Solid Waste Fees (Garbage)	23,518	23,518	0	23,518	100%
Total 4000400 · Charges for Services	157,366	477,021	1,439,335	(962,314)	33%
4000800 · Other Revenue					
4000880 · Capital Rec Fee	0	1,250	62,500	(61,250)	2%
4000840 · Interest Earned	270	749	3,100	(2,351)	24%
4000890 · Misc Other Revenue	0	0	2,000	(2,000)	0%
Total 4000800 · Other Revenue	270	1,999	67,600	(65,601)	3%
Total Resources	157,635	479,020	1,506,935	(1,027,915)	32%
Expense					
70 · Administration					
5701100 · Salaries & Wages					
5701110 · City Administrator	5,657	5,657	20,600	(14,943)	27%
5701115 · City Secretary	3,031	3,031	13,133	(10,102)	23%
5701117 · Finance Accountant	2,852	2,852	12,360	(9,508)	23%
5701120 · Part Time Admin. Support	1,716	1,716	7,435	(5,719)	23%
5701130 · Public Works Director	6,226	14,528	52,388	(37,860)	28%
5701180 · Merit Raises, Staff	0	0	3,177	(3,177)	0%
Total 5701100 · Salaries & Wages	19,482	27,784	109,093	(81,309)	25%

Ovilla W&S Utility Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5702100 · Employee Benefits					
5702110 · Group Insurance	1,325	1,987	8,166	(6,179)	24%
5702135 · TMRS	563	1,313	4,808	(3,495)	27%
5702170 · Payroll Taxes	90	208	783	(575)	27%
Total 5702100 · Employee Benefits	1,977	3,508	13,757	(10,249)	25%
5702200 · Special Services					
5702230 · Legal Fees	0	0	1,000	(1,000)	0%
5702240 · Audit	6,563	6,563	5,780	783	114%
5702250 · Accounting	0	0	500	(500)	0%
Total 5702200 · Special Services	6,563	6,563	7,280	(718)	90%
5702300 · Contractual Services /Personnel					
5702310 · Consultant Fees	1,101	1,101	3,500	(2,399)	31%
Total 5702300 · Contractual Services /Personnel	1,101	1,101	3,500	(2,399)	31%
5703100 · General Supplies					
5703110 · Office Supplies	0	135	800	(665)	17%
Total 5703100 · General Supplies	0	135	800	(665)	17%
5703400 · Maintenance Supplies / Parts					
5703410 · Supplies - Custodial	0	0	200	(200)	0%
Total 5703400 · Maintenance Supplies / Parts	0	0	200	(200)	0%
5704200 · Travel Expenses					
5704210 · Travel - Local	0	0	200	(200)	0%
5704220 · Professional Development	0	0	750	(750)	0%
Total 5704200 · Travel Expenses	0	0	950	(950)	0%
5705200 · Data Processing Expenses					

Ovilla W&S Utility Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over (Under)	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	Budget	Thru December 25%
5705240 · Data Processing - Software	0	0	400	(400)	0%
Total 5705200 · Data Processing Expenses	0	0	400	(400)	0%
5705300 · Printing Expense					
5705350 · Printing - Other	0	17	250	(233)	7%
Total 5705300 · Printing Expense	0	17	250	(233)	7%
5705400 · Utilities					
5705410 · Telephone	108	328	1,250	(922)	26%
5705415 · Cellular Phone	38	114	850	(736)	13%
5705417 · Internet	100	303	950	(647)	32%
Total 5705400 · Utilities	246	745	3,050	(2,305)	24%
5705700 · Other Expenses					
5705705 · Postage	500	1,500	8,900	(7,400)	17%
5705740 · Advertising	0	0	300	(300)	0%
5705760 · Bank Service Charge	20	90	100	(10)	90%
5705765 · Miscellaneous	0	0	100	(100)	0%
5705775 · Credit Card Transaction Fee	237	804	3,000	(2,196)	27%
Total 5705700 · Other Expenses	757	2,394	12,400	(10,006)	19%
5706400 · Minor Capital Outlay					
5706440 · Machinery & Equipment	0	0	500	(500)	0%
Total 5706400 · Minor Capital Outlay	0	0	500	(500)	0%
5709000 · Reserve					
5708215 · Admin. Exp. to General Fund	22,822	22,822	91,287	(68,465)	25%
5709002 · Capital Improv. Water Reserve	0	0	26,015	(26,015)	0%
5709003 · Capital Improv. Sewer Reserve	0	0	32,685	(32,685)	0%
5709010 · Administrative Reserves	0	0	2,747	(2,747)	0%
Total 5709000 · Reserve	22,822	22,822	152,734	(129,912)	15%

Ovilla W&S Utility Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under) Budget	Thru December 25%
Total 70 - Administration	52,947	65,069	304,914	(239,845)	21%
75 - Water					
5751100 - Salaries & Wages					
5751133 - Superintendent	4,992	11,647	42,000	(30,353)	28%
5751180 - Merit Raises - Staff	0	0	1,260	(1,260)	0%
Total 5751100 - Salaries & Wages	4,992	11,647	43,260	(31,613)	27%
5751400 - Support Salaries					
5751405 - Support Staff	1,758	8,222	30,593	(22,372)	27%
5751415 - Maintenance Crew	9,319	21,745	78,395	(56,650)	28%
5751430 - Seasonal Crew	0	0	3,000	(3,000)	0%
5751450 - Certification Pay	138	323	1,200	(877)	27%
5751480 - Merit Raises	0	0	3,666	(3,666)	0%
5751490 - Overtime	810	1,674	4,000	(2,326)	42%
5751500 - Water - On Call	150	400	1,000	(600)	40%
Total 5751400 - Support Salaries	12,175	32,363	121,854	(89,491)	27%
5752100 - Employee Benefits					
5752110 - Group Insurance	3,349	6,074	41,115	(35,041)	15%
5752135 - TMRS	1,805	4,196	14,792	(10,596)	28%
5752160 - Worker's Compensation	0	846	3,385	(2,539)	25%
5752170 - Payroll Taxes	298	699	2,408	(1,709)	29%
5752190 - Licenses	0	0	222	(222)	0%
Total 5752100 - Employee Benefits	5,452	11,816	61,922	(50,106)	19%
5752300 - Contractual Services/Personnel					
5752350 - Contract Labor - Company	0	0	1,500	(1,500)	0%
5752380 - Dispatch	0	6,225	11,628	(5,403)	54%
Total 5752300 - Contractual Services/Personnel	0	6,225	13,128	(6,903)	47%

Ovilla W&S Utility Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5752400 · Rentals					
5752420 · Rental - Machinery & Equipment	0	236	250	(14)	94%
Total 5752400 · Rentals	0	236	250	(14)	94%
5752500 · Operating Services					
5752580 · Water Testing	272	568	4,000	(3,432)	14%
5752590 · TCEQ Fees	120	2,934	3,500	(566)	84%
Total 5752500 · Operating Services	392	3,503	7,500	(3,997)	47%
5753100 · General Supplies					
5753140 · Uniforms	0	1,099	1,700	(601)	65%
Total 5753100 · General Supplies	0	1,099	1,700	(601)	65%
5753400 · Maintenance Supplies & Parts					
5753460 · Miscellaneous	0	0	300	(300)	0%
Total 5753400 · Maintenance Supplies & Parts	0	0	300	(300)	0%
5754200 · Travel Expenses					
5754220 · Professional Development	0	0	750	(750)	0%
5754270 · Vehicle Expenses	376	1,231	10,000	(8,769)	12%
Total 5754200 · Travel Expenses	376	1,231	10,750	(9,519)	11%
5755200 · Data Processing Expenses					
5755230 · Data Proc-Maintenance & Repairs	371	371	1,300	(929)	29%
5755240 · Data Processing - Software	0	3,700	4,200	(500)	88%
Total 5755200 · Data Processing Expenses	371	4,071	5,500	(1,429)	74%
5755300 · Printing Expenses					
5755310 · Copier Expense	0	0	3,000	(3,000)	0%
5755350 · Printing - Other	0	907	2,000	(1,093)	45%

Ovilla W&S Utility Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Total 5755300 · Printing Expenses	0	907	5,000	(4,093)	18%
5755400 · Utilities					
5755415 · Cellular Phone	64	194	1,500	(1,306)	13%
5755450 · Electricity	1,482	5,647	26,000	(20,353)	22%
5755460 · Water, wholesale	21,988	113,433	391,500	(278,067)	29%
Total 5755400 · Utilities	23,535	119,274	419,000	(299,726)	28%
5755500 · Repairs & Building Improvements					
5755540 · Repairs- Machinery & Equipment	203	840	4,000	(3,160)	21%
5755550 · Repairs - Vehicles	366	760	2,000	(1,240)	38%
5755570 · Inventory Expense	730	3,129	9,000	(5,871)	35%
5755580 · Water Chemical Expense	558	1,380	8,000	(6,620)	17%
5755590 · Repairs - Other	0	0	3,000	(3,000)	0%
Total 5755500 · Repairs & Building Improvements	1,858	6,109	26,000	(19,891)	23%
5755600 · Insurance					
5755610 · Insurance - Property	0	668	2,672	(2,004)	25%
5755620 · Insurance - Liability	0	431	1,724	(1,293)	25%
5755640 · Insurance - Vehicle	0	158	633	(475)	25%
Total 5755600 · Insurance	0	1,257	5,029	(3,772)	25%
5755700 · Other Expenses					
5755752 · Employment Screening	0	0	150	(150)	0%
Total 5755700 · Other Expenses	0	0	150	(150)	0%
5756400 · Minor Capital Outlay					
5756440 · Machinery & Equipment	0	0	1,000	(1,000)	0%
5756490 · Other	0	0	500	(500)	0%
Total 5756400 · Minor Capital Outlay	0	0	1,500	(1,500)	0%

Ovilla W&S Utility Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under) Budget	Thru December 25%
5757400 · Capitalized Assets					
5757440 · Machinery & Equipment	0	0	2,500	(2,500)	0%
5757470 · Infrastructure - Water	0	400	4,000	(3,600)	10%
Total 5757400 · Capitalized Assets	0	400	6,500	(6,100)	6%
5757900 · Long-Term Debt					
5758225 · Admin. Expense to Debt Fund	25,697	25,697	102,786	(77,090)	25%
Total 5757900 · Long-Term Debt	25,697	25,697	102,786	(77,090)	25%
Total 75 · Water	74,846	225,833	832,129	(606,297)	27%
80 · Sewer					
5801400 · Support Salaries					
5801405 · Support Staff	3,091	3,091	10,197	(7,107)	30%
5801415 · Maintenance Crew	3,955	9,229	33,280	(24,051)	28%
5801450 · Certification Pay	138	323	1,210	(887)	27%
5801480 · Merit Raises	0	0	998	(998)	0%
5801490 · Overtime	346	692	3,000	(2,308)	23%
5801500 · Sewer - On Call	100	150	1,150	(1,000)	13%
Total 5801400 · Support Salaries	7,630	13,485	49,835	(36,350)	27%
5802100 · Employee Benefits					
5802110 · Group Insurance	1,325	1,987	8,451	(6,464)	24%
5802135 · TMRS	400	915	3,054	(2,139)	30%
5802160 · Worker's Compensation-Sewer	0	846	3,385	(2,539)	25%
5802170 · Payroll Taxes	64	146	497	(351)	29%
5802190 · Licenses	0	0	150	(150)	0%
Total 5802100 · Employee Benefits	1,788	3,894	15,537	(11,643)	25%
5802300 · Contractual Services/Personnel					

Ovilla W&S Utility Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over (Under)	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	Budget	Thru December 25%
5802350 · Contract Labor - Company	0	0	2,000	(2,000)	0%
Total 5802300 · Contractual Services/Personnel	0	0	2,000	(2,000)	0%
5802500 · Operating Services					
5802515 · Sardis Collection Expense	1,380	2,093	9,618	(7,525)	22%
5802590 · TCEQ Fees - Sewer	0	0	100	(100)	0%
Total 5802500 · Operating Services	1,380	2,093	9,718	(7,625)	22%
5803100 · General Supplies					
5803140 · Uniforms	0	1,083	1,200	(117)	90%
Total 5803100 · General Supplies	0	1,083	1,200	(117)	90%
5803400 · Maintenance Supplies & Parts					
5803460 · Miscellaneous	0	0	500	(500)	0%
Total 5803400 · Maintenance Supplies & Parts	0	0	500	(500)	0%
5804200 · Travel Expenses					
5804220 · Professional Development	0	0	500	(500)	0%
5804270 · Vehicle Expense	87	376	1,200	(824)	31%
Total 5804200 · Travel Expenses	87	376	1,700	(1,324)	22%
5805400 · Utilities					
5805450 · Electricity	413	812	3,000	(2,188)	27%
5805463 · TRA Wastewater Treatment	45,134	73,830	270,806	(196,976)	27%
Total 5805400 · Utilities	45,547	74,642	273,806	(199,164)	27%
5805500 · Repairs & Bldg Improvements					
5805510 · Repairs - Land Improvements	0	0	300	(300)	0%
5805540 · Repairs - Machinery & Equipment	1,480	1,480	6,000	(4,520)	25%
5805570 · Inventory Expense	233	301	2,000	(1,699)	15%
5805590 · Repairs - Other	0	0	600	(600)	0%
Total 5805500 · Repairs & Bldg Improvements	1,713	1,781	8,900	(7,119)	20%

Ovilla W&S Utility Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
5805600 · Insurance					
5805610 · Insurance - Property	0	14	56	(42)	25%
5805620 · Insurance - Liability	0	100	400	(301)	25%
5805640 · Insurance - Vehicle	0	10	40	(30)	24%
Total 5805600 · Insurance	0	123	496	(373)	25%
5805700 · Other Expenses					
5805752 · Employment Screening	0	0	200	(200)	0%
Total 5805700 · Other Expenses	0	0	200	(200)	0%
5807400 · Capitalized Assets					
5807440 · Machinery & Equipment	0	5,542	6,000	(458)	92%
Total 5807400 · Capitalized Assets	0	5,542	6,000	(458)	92%
Total 80 · Sewer	58,146	103,019	369,892	(266,873)	28%
Total Expense	185,939	393,920	1,506,935	(1,113,015)	26%
Net Change in Fund Balance	(28,304)	85,099	0	85,099	100%

Ovilla Debt Service
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Revenues					
4000100 · Taxes					
4000107 · Ad Valorem, Current I & S	285,622	318,271	467,702	(149,431)	68%
4000111 · Ad Valorem, Delinquent I & S	70	442	4,122	(3,680)	11%
4000114 · Interest/Penalties - I & S	16	82	1,611	(1,529)	5%
Total 4000100 · Taxes	285,709	318,795	473,435	(154,640)	67%
4000800 · Other Revenue					
4000840 · Interest Earned	24	32	700	(668)	5%
4000900 · Reduction of Reserve Fund Bal.		-	1,604	(1,604)	0%
4000930 · Admin.Rev.Rec.Fr Water & Sewer	25,697	25,697	102,786	(77,090)	25%
Total 4000800 · Other Revenue	25,720	25,728	105,090	(79,362)	24%
Total Revenues	311,429	344,523	578,525	(234,002)	60%
Expenditures					
5157900 · Long-Term Debt					
5157930 · Paying Agent Fees	-	-	500	(500)	0%
51579349 · 2011 Bond Issue Principle	-	-	375,000	(375,000)	0%
5157940 · 2011 Bond Issue Interest	-	-	203,025	(203,025)	0%
Total 5157900 · Long-Term Debt	-	-	578,525	(578,525)	0%
Total Expenditures	-	-	578,525	(578,525)	0%
Net Change in Fund Balance	311,429	344,523	-	344,523	100%

City of Ovilla Capital Projects Fund

Actual vs Budget Review

October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Revenues					
4000800 · Other Revenue					
4000845 · Interest Earned - Texstar	0	0	1	(1)	39%
4000850 · Interest Earned - Prosperity	22	66	255	(189)	26%
Total 4000800 · Other Revenue	22	66	256	(190)	26%
Total Revenues	22	66	256	(190)	26%
Expense					
5879000 · Reserves					
5879010 · Admin Reserves	0	0	256	(256)	0%
Total 5879000 · Reserves	0	0	256	(256)	0%
Total Expense	0	0	256	(256)	0%
Change in Net Position	22	66	0	66	100%

Ovilla Park Impact Fund
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Revenues					
4000400 · Charges for Services					
4000460 · Park Impact	335	669	16,726	(16,057)	4%
Total 4000400 · Charges for Services	335	669	16,726	(16,057)	4%
4000800 · Other Revenue					
4000840 · Interest Earned	11	32	100	(68)	32%
Total 4000800 · Other Revenue	11	32	100	(68)	32%
Total Revenues	345	701	16,826	(16,125)	4%
Expenditures					
5606400 · Minor Capital Outlay					
5606410 · Land Improvements	0	0	500	(500)	0%
Total 5606400 · Minor Capital Outlay	0	0	500	(500)	0%
5607400 · Capitalized Assets					
5607440 · Capital Machinery & Equipment	0	0	6,000	(6,000)	0%
Total 5607400 · Capitalized Assets	0	0	6,000	(6,000)	0%
5609000 · Reserves					
5609035 · Park Impact Reserves	0	0	10,326	(10,326)	0%
Total 5609000 · Reserves	0	0	10,326	(10,326)	0%
Total Expenditures	0	0	16,826	(16,826)	0%
Net Change in Fund Balance	345	701	0	701	100%

Ovilla W&S Impact Fee Fund
Actual vs Budget Review
October 2014 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Revenues					
4000400 · Charges for Services					
4000476 - Water Impact Fee	0	0	0	0	0%
4000477 · Sewer Impact Fee	0	1,400	70,000	(68,600)	2%
Total 4000400 · Charges for Services	0	1,400	70,000	(68,600)	2%
4000800 · Other Revenue					
4000840 · Interest Earned	14	48	200	(152)	24%
4000880 - Transfer In - Water Impact	0	0	0	0	0%
Total 4000800 · Other Revenue	14	48	200	(152)	24%
Total Revenues	14	1,448	70,200	(68,752)	2%
Expense					
5859000 · Reserves					
5859020 - Water Impact Consultant Fee	0	0	37,500	(37,500)	0%
5859030 · Sewer Impact Fees Reserve	0	0	32,700	(32,700)	0%
Total 5859000 · Reserves	0	0	70,200	(70,200)	0%
Total Expense	0	0	70,200	(70,200)	0%
Change in Net Position	14	1,448	0	1,448	100%

Ovilla 4B Economic Development Corporation

Actual vs Budget Review

October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Revenues					
4000100 · Taxes					
4000120 · Sales tax	6,122	23,372	81,838	(58,466)	29%
Total 4000100 · Taxes	6,122	23,372	81,838	(58,466)	29%
4000800 · Other Revenue					
4000840 · Interest Income	121	368	1,200	(832)	31%
Total 4000800 · Other Revenue	121	368	1,200	(832)	31%
Total Revenues	6,242	23,740	83,038	(59,298)	29%
Expenditures					
8102200 · Special Services					
8102230 · Legal Fees	0	0	500	(500)	0%
8102240 · Audit	0	0	1,600	(1,600)	0%
Total 8102200 · Special Services	0	0	2,100	(2,100)	0%
8102300 · Consultant Services					
8102310 · Consultant Fees	0	0	20,000	(20,000)	0%
Total 8102300 · Consultant Services	0	0	20,000	(20,000)	0%
8103100 · General Supplies					
8103110 · Office Supplies	0	0	100	(100)	0%
Total 8103100 · General Supplies	0	0	100	(100)	0%
8104200 · Travel Expense					
8104210 · Travel Expense	0	0	1,000	(1,000)	0%
8104220 · Professional Development	0	0	2,300	(2,300)	0%
Total 8104200 · Travel Expense	0	0	3,300	(3,300)	0%

Ovilla 4B Economic Development Corporation

Actual vs Budget Review

October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
8105300 - Printing					
8105320 - Printing Expense	0	0	300	(300)	0%
Total 8105300 - Printing	0	0	300	(300)	0%
8105500 - Projects					
8105560 - Sewer Line	0	0	45,000	(45,000)	0%
Total 8105500 - Projects	0	0	45,000	(45,000)	0%
8105600 - Insurance					
8105620 - Insurance - Liability	0	65	261	(196)	25%
Total 8105600 - Insurance	0	65	261	(196)	25%
8105700 - Other Expenses					
8105705 - Postage	0	0	100	(100)	0%
8105730 - Memberships	0	0	165	(165)	0%
8105740 - Advertising	0	0	5,300	(5,300)	0%
8105765 - Business Expense	0	0	1,000	(1,000)	0%
Total 8105700 - Other Expenses	0	0	6,565	(6,565)	0%
8109000 - Reserves					
8109015 - Administrative Reserves	0	0	2,912	(2,912)	0%
8109215 - Admin. Expense to General Fund	625	625	2,500	(1,875)	25%
Total 8109000 - Reserves	625	625	5,412	(4,787)	12%
Total Expenditures	625	690	83,038	(82,348)	1%
Net Change in Fund Balance	5,617	23,050	0	23,050	100%

Ovilla Municipal Development District

Actual vs Budget Review

October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Revenues					
4000100 · Taxes					
4000120 · Sales tax	2,551	8,528	40,919	(32,391)	21%
Total 4000100 · Taxes	2,551	8,528	40,919	(32,391)	21%
4000800 · Other Revenue					
4000840 · Interest Income	39	115	300	(185)	38%
Total 4000800 · Other Revenue	39	115	300	(185)	38%
Total Revenues	2,591	8,643	41,219	(32,576)	21%
Expenditures					
9102200 · Special Services					
9102230 · Legal Fees	0	0	250	(250)	0%
9102240 · Audit	0	0	1,600	(1,600)	0%
9102250 · Accounting	0	0	250	(250)	0%
Total 9102200 · Special Services	0	0	2,100	(2,100)	0%
9102300 · Consultant Services					
9102310 · Consultant Fees	0	0	534	(534)	0%
Total 9102300 · Consultant Services	0	0	534	(534)	0%
9103100 · General Supplies					
9103110 · Office Supplies	0	0	100	(100)	0%
Total 9103100 · General Supplies	0	0	100	(100)	0%
9104200 · Travel Expense					
9104220 · Professional Development	0	0	250	(250)	0%
Total 9104200 · Travel Expense	0	0	250	(250)	0%

Ovilla Municipal Development District

Actual vs Budget Review

October 2015 through December 2015

	Current	Year to Date		\$ Over (Under)	% of Budget Thru December
9105600 · Insurance					
9105620 · Insurance - Liability	0	65	261	(196)	25%
Total 9105600 · Insurance	0	65	261	(196)	25%
9105700 · Other Expenses					
9105705 · Postage	0	0	25	(25)	0%
Total 9105700 · Other Expenses	0	0	25	(25)	0%
9109000 · Reserves					
9109015 · Administrative Reserves	0	0	37,449	(37,449)	0%
9109215 · Admin. Expense to General Fund	125	125	500	(375)	25%
Total 9109000 · Reserves	125	125	37,949	(37,824)	0%
Total Expenditures	125	190	41,219	(41,029)	0%
Net Change in Fund Balance	2,466	8,452	0	8,452	100%

Ovilla Employee Benefit Trust
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Revenues					
4000991 - Insurance Contributions					
4000991 Insurance Contributions	27,478	42,177	0	42,177	100%
Total 4000991 - Insurance Contributions	27,478	42,177	0	42,177	100%
4000800 - Other Income					
4000840 - Interest Income	1	3	0	3	100%
Total Revenues	27,478	42,180	0	42,180	100%
Expenditures					
5902110 - Benefit Premiums					
5902110 - Benefit Premiums	28,142	42,340	0	42,340	100%
Total 5902110 - Insurance	28,142	42,340	0	42,340	100%
Total Expenditures	28,142	42,340	0	42,340	100%
Net Change in Fund Balance	(664)	(160)	0	(160)	100%

Ovilla Fire Department Auxiliary
Actual vs Budget Review
October 2015 through December 2015

	Current	Year to Date		\$ Over	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	(Under)	Thru December
				Budget	25%
Revenues					
4000800 · Other Revenue					
4000815 · Gifts	0	50	0	50	100%
Total 4000800 · Other Revenue	0	50	0	50	100%
Total Revenues	0	50	0	50	100%
Expenditures					
5333400 · Maintenance Supplies and Parts					
5333460 · Supplies - Miscellaneous	0	0	0	0	0%
Total 5333400 · Maintenance Supplies and Parts	0	0	0	0	0%
Total Expenditures	0	0	0	0	0%
Net Change in Fund Balance	0	50	0	50	100%

Ovilla Police Department Special Fund

Actual vs Budget Review

October 2015 through December 2015

	Current	Year to Date		\$ Over (Under)	% of Budget
	December 2015	Oct 2015 - Dec 2015	Budget	\$ Over Budget	Thru December 25%
Revenues					
4000800 · Other Revenue					
4000815 · Gifts	0	170	0	170	100.0%
Total 4000800 · Other Revenue	0	170	0	170	100.0%
Total Revenues	0	170	0	170	100.0%
Expenditures					
5232600 · Special Expenses					
5232690 · Special Expenses - Other	0	159	0	159	100.0%
Total 5232600 · Special Expenses	0	159	0	159	100.0%
Total Expenditures	0	159	0	159	100.0%
Net Income	0	11	0	11	100%



To: Honorable Mayor and Council Members
From: Dennis Burn, City Manager
Subject: Information Report - January 25, 2016 through January 29, 2016

This report is to provide you an overview of City Manager information items for the week ending January 29, 2016.

Comprehensive Land Use Plan (CLUP)

The Comprehensive Land Use Plan Committee met Thursday evening at the Vertical Church. All fifteen appointees of the City Council were in attendance except for one. John Knight was appointed Chairman and Carol Lynch was appointed Vice-Chairman. We discussed the current 2010 CLUP and what updates should be considered. Items that received much attention was the widening of FM 664, the status of the Planned Development along FM 664 and subdivision density. What the committee likes about Ovilla is the small town atmosphere, the rural setting, low housing density and that is a safe place to live. What the committee would like to see is more businesses, a diversified tax base and more green space. There was discussion regarding City Municipal Buildings being relocated from where we are now to the Planned Development area on FM 664. The next meeting will be at the Vertical Church at 6:00 PM on Thursday, February 25. This will be our Town Hall meeting.

Tree Trimming

Ellis County, with the assistance of Public Works, has completed trimming trees on Johnson Lane, Cockrell Hill Road, Red Oak Creek Road and Westmoreland. They will then proceed to East Highland.

Trash Pick Up

We have been researching the utilization of Ellis County Adult Probation community workers to pick up trash along our roadways. We have confirmed that workers (number at this time unknown) will be here on Saturday February, 13 and Saturday March, 19. My priority areas for them will be Cockrell Hill Road from the north City Limits to FM 664 (both sides of the roadway) and FM 664 from the east City Limit sign to Shiloh Road (both sides of the roadway). We will set this up as an on-going operation so that other roadways can be picked up in the future. All we provide are the garbage bags.

Speed Limit Signs

We are reviewing our speed limit signs. We are verifying that roadways are properly posted in accordance with our Ordinance and State Law. 20 MPH posting is never allowed and as low as 25 MPH is only allowed per Ordinance. We have noted that the speed limit signs at the two



entrances at Ashburne Glen, the speed limit sign on Water Street, the speed limit sign on southbound Cockrell Hill Road at Ashburne Glen and the speed limit sign on Thorntree are incorrectly posted. There are others. We will correct the postings.

City Hall Damage

Sometime Tuesday night/Wednesday morning someone hit the north brick column at City Hall. The column was rotated but seems to be stable as the interior support seems to be intact and not damaged. The adjuster with TML (our insurance carrier) is assessing the damage. We will find someone to perform the repair work. My thoughts are that someone making a night deposit hit it. Grey paint was left on the brick from the vehicle. There were three deposits left in our outdoor collection box during that period of time. The Police Department has gone to each residence, talked to the owners, checked their cars and have come away without a match.

Boy Scouts

Dr. Mark Stanfill, on behalf of the Boy Scouts, has requested that we place a message on the outside message board regarding their February 13 food drive. The food will go to a local food bank. I agreed to have the message posted. The message will be in place on February 10, 11 and 12.

Audit

Our auditor has reviewed our financial statements with us. They will make a presentation at the February 8, 2016 City Council meeting.

Police Department

Joey Bennett completed the 30-day School of Police Supervision. He graduated today. This is a really tough school full of written essays, exams, homework and a final exam. He graduated with a 96% which is very impressive. This has just made our Police Department a better Police Department.

Note: Page numbering shows 1 of 3 and 2 of 3. There are only 2 pages.



To: Honorable Mayor and Council Members
From: Dennis Burn, City Manager
Subject: Information Report - January 18, 2016 through January 22, 2016

This report is to provide you an overview of City Manager information items for the week ending January 22, 2016.

Police Department

To keep you up to date regarding our staffing, the following is a list of current personnel:

Chief-Brian Windham, Administrative Assistant-Ashley Thompson, Lieutenant-Joey Bennett, Sergeant-Mario Ortegon, Full Time Patrol-Scott Kretlow, Damien Snavely, Bill Lowden, Connor Denney (training), Seth Geiser (training), Part Time Patrol-Jeff Seif, Reserve-Scott Knight. We have one vacant position that will be filled after our two officers have completed their training.

Fire Department

As a reminder, the Fire Department will be having their annual banquet at 6:30 PM at the Vertical Church on Friday, January 22.

Dispatch Communication

Midlothian is proceeding with securing prices for a 700 MHz radio system. There will be a new antennae placed in Midlothian and another placed in the Red Oak/Ovilla area. This antennae will provide Midlothian Fire/Police with coverage in Ovilla. Ovilla will have 700 MHz radio coverage. Eventually Ovilla may have to purchase new radios for Fire and Police.

Zoning Board of Adjustments

The Zoning Board of Adjustments met on Tuesday, January 19. There were three agenda action items. **Agenda Item No. 1 Ronald DeFord at 800 Hosford Road.** This was for a variance to construct an accessory building prior to the main house being constructed. The variance was denied. **Agenda Item No. 2 Ronald DeFord at 800 Hosford Road.** This was for a variance to construct an accessory building with a square foot area in excess of what is allowed. The applicant requested that the agenda item be pulled since item no. 1 was already denied. The agenda item was pulled. **Agenda Item No. 3 Tom Foster at 1908 Duncanville Road.** This was for a variance to construct an accessory building with a square foot area in excess of the maximum allowed. The variance was denied.



Town Planner

I met with our planner, Kim Dobbs, and we discussed her review of some of ordinances. Notably we discussed clarification to the fence regulation contained in two separate chapters of the Code of Ordinances, some issues regarding accessory buildings and other organizational items. I have invited her to attend our CLUP meetings to listen, observe and advise me. She will not prepare the new CLUP.

Tree Trimming

Ellis County, with the assistance of Public Works, has completed trimming trees on Johnson Lane. They have begun trimming trees on Cockrell Hill Road (Johnson Lane to Greenwood is complete) and then will proceed to Westmoreland, Red Oak Creek Road, Shiloh Road and East Highland.

Outdoor Storm Sirens

I have contacted the Ellis County Emergency Management Coordinator and have requested a map that shows existing sirens in our area and their coverage. Based on the information provided, perhaps our one existing siren (located at 3275 Ovilla Road near the Edward Jones office), with some updating, may provide ample coverage.

Ashburne Glen

I attended the Ashburne Glen Annual HOA meeting. At the meeting the Mayor, Police Chief, Animal Control/Code Enforcement and I made a presentation to the group. We covered a variety of topics that was followed by questions/answers. The group was receptive and appeared pleased with our presentations and our responses to their questions.

Energy Pricing

I met with Margaret Somereve with the Texas Coalition for Affordable Power (TCAP). We have been members of TCAP since 2011. They negotiate on our behalf, and on behalf of the 171 entities in their jurisdiction, energy prices for City owned facilities. It is now time to negotiate a new agreement with TCAP so that they can begin the process of locking in advantageous pricing for us. This new agreement will be on the February 8 City Council agenda for your consideration.

Wedding

Our daughter's wedding was a wonderful event (I did cry but not too much). I appreciate the Council allowing me time off to attend.



Utility Billing

As of Thursday, January 21 our utility billing has been upgraded to enable customers to have visual access to their account balance and history through our website. With this upgrade our customers are now able to set up bank drafting, recurring credit card charges as well as paperless billing. Bank drafting (electronic funds transfer or EFT) carries a \$1.00 fee per transaction. Credit card charges carry a \$3.00 fee per transaction. These are pass along fees as we are being charged the same amount by the company that provides this service to us. Customers can sign up for these services on our website or at City Hall.



To: Honorable Mayor and Council Members
From: Dennis Burn, City Manager
Subject: Information Report - January 11, 2016 through January 15, 2016

This report is to provide you an overview of City Manager information items for the week ending January 15, 2016. This report is being sent to you on Tuesday, January 12.

Wedding

Our oldest daughter is getting married this week. I will be out of the office beginning Wednesday, January 13 and will return Tuesday, January 19. Monday, January 18 is Martin Luther King, Jr. Holiday and the Ovilla offices will be closed. In my absence please direct any major issues and/or concerns to the City Secretary.

Board of Adjustments

A Board of Adjustments meeting is scheduled for Tuesday, January 19 at 7:00 PM in the City Council Chamber Room.

Staff Meeting

At our meeting today we discussed last night's City Council meeting, the agenda items for the February meeting, the pay plan and the complaint policy.

Town Planner

I have contacted our new planner, Kim Dobbs, and informed her that her agreement with Ovilla had been approved. I will meet with her next week to discuss our ordinances and her attendance at our Comprehensive Land Use Plan committee meetings.

Tree Trimming

Ellis County, with the assistance of Public Works, has started trimming trees on Johnson Lane. They will also trim trees on Cockrell Hill Road, Westmoreland, Red Oak Creek Road, Shiloh Road and East Highland.

New Elementary School

We do have construction plans here at City Hall. If you interested, please come by and I will show you the foundation, piers, walls, fasteners and other items.



Outdoor Storm Sirens

We are pricing sirens. A 4,000 foot radius siren costs \$19,450.00 and a 5,000 foot radius siren costs \$21,450.00. This covers all labor, equipment and material for a complete operational system.

December 26, 2015 Tornado

The total labor + labor burden and equipment (cars, trucks, backhoe) expense by the City of Ovilla in response to the tornado is approximately \$6,300.00. This information has been forwarded to Ellis County Emergency Management for our possible reimbursement.



To: Honorable Mayor and Council Members
From: Dennis Burn, City Manager
Subject: Information Report - January 4, 2016 through January 8, 2016

This report is to provide you an overview of City Manager information items for the week ending January 8, 2016.

Wedding

Our oldest daughter is getting married next week. I will be out of the office beginning Wednesday, January 13 and will return Tuesday, January 19. Monday, January 18 is Martin Luther King, Jr. Holiday and the Ovilla offices will be closed. In my absence please direct all issues to the City Secretary.

City Council Meeting

There will be a City Council meeting on Monday, January 11, 2016 beginning at 6:00 PM with the Briefing Session followed by the Regular Session at 6:30 PM.

Town Planner

As I have previously told you, our current planner (The Town Planner, LLC) has been relieved from their agreement with Ovilla. Ovilla is still in need of a planner to assist us in development review (plats, site plans, subdivision and zoning) to insure that our ordinances are reviewed and implemented. There is also a need for assistance in review of our various ordinances to insure there are no gaps, inconsistencies or overlap between the various provisions.

I have interviewed Ms. Kim Dobbs, based on the recommendation of our Mayor, and have found she is qualified and capable to provide the services we need. She has the educational qualifications and professional experience to be an asset to Ovilla. She will not be an employee of Ovilla but will provide services we need on an on-call basis.

Bureau Veritas (BV)

I met with BV this week to discuss a few issues. BV performs inspections and plan review (code compliance) for Ovilla.

Certificate of Occupancy (CO). Our Ordinances do allow for the issuance of certificates of occupancy when a building is complete, has received final



construction approval from BV and has been inspected by the Fire Marshall. Typically CO's are issued for non-residential structures. We will continue issuing CO's for all non-residential buildings and may begin issuing CO's for all residential structures.

Roof and Chimney Inspection. BV does not inspect roof and chimney construction. No City employee inspects roof and chimney construction. This is a concern that I will address.

New Elementary School. BV is inspecting the construction of the new elementary school. They also reviewed the plans for code compliance. The school was designed using Ovilla ordinances which include the 2009 building codes and the 2008 National Electrical Code (NEC). After talking to BV and the school's general superintendent, I feel that the project was designed correctly and is being constructed properly especially in light of any potential future tornado damage.

New Building Codes. Currently, by ordinance, Ovilla uses the 2009 building codes and the 2008 NEC with NCTCOG amendments and with our local amendments. I will be bringing you an agenda item to update our building codes to the 2012 version (NEC will be the 2011 version). The most significant difference is in the area of energy conservation.

Curtis Garage

Staff met with John Sims and others regarding his building permit application for Curtis Garage. Bureau Veritas (BV) did not approve his submittal. We had the BV employee that did the plan review on the speaker phone during the meeting. There are a few issues remaining before the permit is issued. The applicant must submit a truss system design (signed and sealed by a P.E.), a foundation system design (signed and sealed by a P.E.) and an asbestos abatement report. None of these items are insurmountable. The plans will be modified by the applicant, forwarded to staff and then resubmitted to BV.



North Ellis County NOW Magazine

NOW Magazine came by today and photographed various staff members that were part of the Tornado relief effort. The February issue will feature picture(s) of us but will not have any written article. The written article will be placed in a later edition.

Ovilla Municipal Court Report

FY-2015-2016	Total Traffic Cases Filed	State Law Cases Filed	Parking Cases Filed	Penal Code Cases Filed	City Ordinance Filed	Trials	Total Revenue	Amount Kept by City	Amount sent to State	Warrants Issued	Cases sent to Collections
October	12	0	0	1	0	1	\$6,503.40	\$4,829.79	\$1,673.61	18	18
November	30	0	6	1	1	0	\$6,343.00	\$4,506.02	\$1,836.98	6	6
December	36	1	0	0	0	0	\$4,249.52	\$2,462.16	\$1,787.36	5	5
January	103	1	0	2	6	0	\$8,208.30	\$4,486.94	\$3,721.36	8	8
February											
March											
April											
May											
June											
July											
August											
September											
Totals	181	2	6	4	7	1	\$25,304.22	\$16,284.91	\$9,019.31	37	37

2014-2015 FY

January	32	3	0	0	8	0	\$7,500.62	\$4,371.65	\$3,128.97	11
FY Totals	105	4	0	8	13	2	\$22,853.40	\$13,959.30	\$8,894.10	46

FY-2014-2015	Total # of Warrants	Total Amount of Warrants	Warrants Cleared	Warrants Amount
October	398	\$140,651.01	11	\$2,061.60
November	386	\$135,375.84	18	\$4,541.00
December	386	\$136,131.44	5	\$1,897.07
January	392	\$138,629.21	2	\$1,178.53
February				
March				
April				
May				
June				
July				
August				
September				
Totals			36	\$9,678.20

Code Enforcement Report
 105 S Cockrell Hill Rd
 Ovilla, TX 75154
 (972) 617-7262

To: Mayor Richard Dormier
 Ovilla City Council
 Dennis Burn

Subject: **Code Enforcement Monthly Report**

	Jan 2016	Jan 2016 YTD	Jan 2015	Jan 2015 YTD
Calls For Service				
Complaint (Nuis-12, Permit-13, Parking-10)	35	35	44	
Follow Up (Nuis-15, Permit-18, Parking-16)	36	36	49	
Door Notice (Nui -13, Permit-10, Parking-15)	28	28	37	
Mail Notice (Nuis-10, Parking-10 permit-3)	23	23	28	
Posted Property (Grass, Nuisance-6)	6	6	7	
Court	\$0	0	\$2.00	
Citizen Contacts	41	41	62	
Permits Reviewed	18	18	15	
Permits Issued	14	14	11	
Inspections	22	22	21	
Nuisance Abated by City (Grass)(Mosquito)	0	0	0	
Nuisance Signs (Garage sale-10, lost dog-18)	28	28	33	
Board Of Adjustment - 2 Denied (Foster & Deford)	2	2	3	

OVILLA ANIMAL CONTROL
105 S Cockrell Hill Rd
Ovilla, TX 75154
(972) 617-7262

To: Mayor Richard Dormier
Ovilla City Council

Subject: **Animal Control Monthly Report**

	JAN 2016	JAN 2016 YTD	JAN 2015	JAN 2015 YTD
Calls For Service				
Complaint (Regist-13 At Large-7 Other 10)	30	30	22	22
Followups	30	30	33	33
Door Notice (Regis-12, At Large-3 other-7)	22	22	19	19
Impounded Animal (Dog5)	5	5	9	9
Animal Welfare Check	11	11	18	18
Impound Results (Return-3, Transport-4)	7	7	9	9
Impound fee collected	\$230.00	\$230.00	180	180
Court(1 Nuisance Guilty)	\$266.00	\$266.00	266	266
Citizen Contacts	38	38	13	13
Registration Tags Issued \$372	31	31	29	29
Registration Reminder Mailed	21	21	18	18
Nuisance Letter Mailed	4	4	1	1
Animals released ()	0	0	1	1
Deceased Removed	23	23	22	22
Oak Leaf (dog/ trap)	2	2	0	0
Traps Checked Out	6	6	1	1



To: Honorable Mayor and Council Members
From: Mike Dooly, Community Services
Subject: Monthly and Y-T-D Building permits

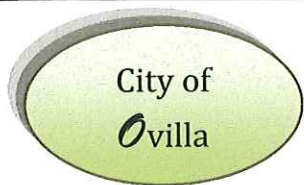
Activity Report:

I. Building permits issued beginning of FY 2015-2016:

Total Homes = 4 and Total Other 91

(Other: plumbing, flatwork, fences, mechanical, swimming pools, etc.)

- January 2016 – New home construction: 0 / Other: 29
- December 2015 – New home construction: 3 / Other: 15
- November 2015 - New home construction: 0 / Other: 27
- October 2015 – New home construction: 1 / Other: 20



CONSENT ITEMS C1 – C7

Meeting Date: February 08, 2016

Department: Administration / Finance

☒ Discussion ☒ Action

Budgeted Expense: ☒ YES ☐ NO ☒ N/A

Submitted by: Staff

Amount: N/A

Attachments:

- C1. Approval of services from Yeldell, Wilson, Wood & Reeve, P.C., to provide audit of financial statements for the year ending September 30, 2016.
- C2. December 2015 Financial Transactions over \$5,000
- C3. Quarterly Investment Report
- C4. Approval of Field Training Officer (FTO) Compensation
- C5. Approve recommendation from the Ovilla Park Board for contract provided by FunFlicks Outdoor Movies, authorizing the City Manager to execute said contract and authorize payment.
- C6. Authorize payment of new Police vehicle.
- C7. Minutes of the Council Briefing Session and Regular Meeting of January 11, 2016.

Discussion / Justification:

See attached documents referencing each consent item.

Recommendation / Staff Comments:

Staff recommends approval.

Sample Motion(s):

I move to approve the consent items as presented.

02.8.2016

Consent Item 1 – Memo and Letter

To
Honorable Mayor
and Council

Comments:

From
Dennis Burn, CM

BACKGROUND AND JUSTIFICATION:

Resolution R2014-024, dated June 23, 2014, approved the terms, conditions and engagement letter between Yeldell, Wilson, Wood & Reeve, P.C., and the City of Ovilla for annual auditing services. These services provided by Yeldell, Wilson, Wood & Reeve, P. C. are to supplement and audit the basic financial statements of the City of Ovilla for year-end 2015 and year-end 2016, with three one-year optional extensions.

CC
Linda Harding, Finance
Department

The attached Letter of Understanding confirms approval of continued auditing services with Yeldell, Wilson, Wood & Reeve, P.C. for the Annual Financial Report for the year ending September 30, 2016.

Re
Annual Financial
Report for year ending
September 30, 2016.

STAFF RECOMMENDATION:

Staff is seeking Council's approval to allow the Mayor's execution of the Letter of Understanding with Yeldell, Wilson, Wood & Reeve, P.C.

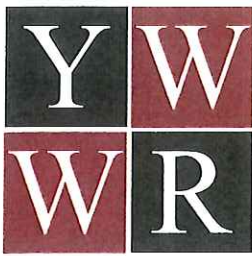
City of Ovilla

Tel 972-617-7262

105 S. Cockrell Hill Road
Ovilla, Texas 75154

www.cityofovilla.org
dburn@cityofovilla.org





YELDELL, WILSON, WOOD & REEVE, P.C.

CERTIFIED PUBLIC ACCOUNTANTS

Greer Yeldell, CPA | Glen Wilson, CPA | Tracie Wood, CPA | Joyce Reeve, CPA
Glenda Valek, CPA | Caitlyn Keller, CPA

January 6, 2016

Honorable Mayor and City Council
City of Ovilla, Texas
105 S. Cockrell Hill Rd.
Ovilla, TX 75154

We are pleased to confirm our understanding of the services we are to provide City of Ovilla, Texas for the year ended September 30, 2016. We will audit the financial statements of the governmental activities, the business-type activities, the discretely presented component units, each major fund, and the aggregate remaining fund information, including the related notes to the financial statements, which collectively comprise the basic financial statements of City of Ovilla, Texas as of and for the year ended September 30, 2016. Accounting standards generally accepted in the United States of America provide for certain required supplementary information (RSI), such as management's discussion and analysis (MD&A), to supplement City of Ovilla, Texas' basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. As part of our engagement, we will apply certain limited procedures to City of Ovilla, Texas' RSI in accordance with auditing standards generally accepted in the United States of America. These limited procedures will consist of inquiries of management regarding the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We will not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance. The following RSI is required by generally accepted accounting principles and will be subjected to certain limited procedures, but will not be audited:

- 1) Management's Discussion and Analysis.
- 2) Budgetary Comparison Information.
- 3) Schedule of Changes in Net Pension Liability and Related Ratios
- 4) Schedule of Contributions

We have also been engaged to report on supplementary information other than RSI that accompanies City of Ovilla, Texas' financial statements. We will subject the following supplementary information to the auditing procedures applied in our audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America and will provide an opinion on it in relation to the financial statements as a whole:

- 1) Combining and Individual Fund Statements and Schedules.
- 2) Component Unit Financial Statements.
- 3) Supplementary Financial Data.

Audit Objective

The objective of our audit is the expression of opinions as to whether your basic financial statements are fairly presented, in all material respects, in conformity with generally accepted accounting principles and to report on the fairness of the supplementary information referred to in the second paragraph when considered in relation to the financial statements as a whole. Our audit will be conducted in accordance with auditing standards generally accepted in the United States of America and will include tests of the accounting records and other procedures we consider necessary to enable us to express such opinions. We cannot provide assurance that unmodified opinions will be expressed. Circumstances may arise in which it is necessary for us to modify our opinions or add emphasis-of-matter or other-matter paragraphs. If our opinions on the financial statements are other than unmodified, we will discuss the reasons with you in advance. If, for any reason, we are unable to complete the audit or are unable to form or have not formed opinions, we may decline to express opinions or to issue a report as a result of this engagement.

Audit Procedures—General

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements. We will plan and perform the audit to obtain reasonable rather than absolute assurance about whether the financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the government or to acts by management or employees acting on behalf of the government.

Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements may exist and not be detected by us, even though the audit is properly planned and performed in accordance with U.S. generally accepted auditing standards. In addition, an audit is not designed to detect immaterial misstatements, or violations of laws or governmental regulations that do not have a direct and material effect on the financial statements. However, we will inform the appropriate level of management of any material errors, any fraudulent financial reporting, or misappropriation of assets that come to our attention. Our responsibility as auditors is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts, and may include tests of the physical existence of inventories, and direct confirmation of receivables and certain other assets and liabilities by correspondence with selected individuals, funding sources, creditors, and financial institutions. We will request written representations from your attorneys as part of the engagement, and they may bill you for responding to this inquiry. At the conclusion of our audit, we will require certain written representations from you about the financial statements and related matters.

Audit Procedures—Internal Control

Our audit will include obtaining an understanding of the entity and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statements and to design the nature, timing, and extent of further audit procedures. An audit is not designed to provide assurance on internal control or to identify deficiencies in internal control. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards.

Audit Procedures—Compliance

As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we will perform tests of City of Ovilla, Texas' compliance with the provisions of applicable laws, regulations, contracts, and agreements. However, the objective of our audit will not be to provide an opinion on overall compliance and we will not express such an opinion.

Other Services

We will assist in preparing the financial statements and budget to accrual conversions of City of Ovilla, Texas in conformity with U.S. generally accepted accounting principles based on information provided by you.

We will also assist with any bookkeeping necessary to generate auditable balances and reconciliations of amounts to supporting documentation as needed.

Management Responsibilities

Management is responsible for establishing and maintaining effective internal controls, including monitoring ongoing activities; for the selection and application of accounting principles; and for the preparation and fair presentation of the financial statements in conformity with U.S. generally accepted accounting principles.

Management is also responsible for making all financial records and related information available to us and for the accuracy and completeness of that information. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the financial statements, (2) additional information that we may request for the purpose of the audit, and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence.

Your responsibilities include adjusting the financial statements to correct material misstatements and confirming to us in the written representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the

Honorable Mayor and City Council
City of Ovilla, Texas
Page Four

fraud could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from employees, former employees, regulators, or others. In addition, you are responsible for identifying and ensuring that the entity complies with applicable laws and regulations.

You are responsible for the preparation of the supplementary information in conformity with U.S. generally accepted accounting principles. You agree to include our report on the supplementary information in any document that contains and indicates that we have reported on the supplementary information. You also agree to include the audited financial statements with any presentation of the supplementary information that includes our report thereon or make the audited financial statements readily available to users of the supplementary information no later than the date the supplementary information is issued with our report thereon. Your responsibilities include acknowledging to us in the representation letter that (1) you are responsible for presentation of the supplementary information in accordance with GAAP; (2) that you believe the supplementary information, including its form and content, is fairly presented in accordance with GAAP; (3) that the methods of measurement or presentation have not changed from those used in the prior period (or, if they have changed, the reasons for such changes); and (4) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of the supplementary information.

You agree to assume all management responsibilities for financial statement preparation services and any other nonattest services we provide; oversee the services by designating an individual, preferably from senior management, with suitable skill, knowledge, or experience; evaluate the adequacy and results of the services; and accept responsibility for them.

Engagement Administration, Fees, and Other

We understand that your employees will prepare all cash or other confirmations we request and will locate any documents selected by us for testing. If such assistance is provided by our audit staff, such services will be billed based on the actual time spent at our standard hourly rates, ranging from \$75 to \$200.

The audit documentation for this engagement is the property of Yeldell, Wilson, Wood & Reeve, P.C. and constitutes confidential information. However, subject to applicable laws and regulations, audit documentation and appropriate individuals will be made available upon request and in a timely manner to various state agencies or its designee. We will notify you of any such request. If requested, access to such documentation will be provided under the supervision of Yeldell, Wilson, Wood & Reeve, P.C. personnel. Furthermore, upon request we may provide copies of selected audit documentation to various state agencies or its designee. The various state agencies or its designee may intend or decide to distribute the copies or information contained therein to others, including other governmental agencies.

Tracie Wood, CPA is the engagement partner and is responsible for supervising the engagement and signing the report or authorizing another individual to sign it.

Our fee for the audit, assistance with preparation of the financial statements and budget to accrual conversions will be at our standard hourly rates plus out-of-pocket costs (such as report reproduction,

Honorable Mayor and City Council
City of Ovilla, Texas
Page Five

word processing, postage, travel, copies, telephone, etc.) and is estimated to be \$18,000. Our fees for bookkeeping time necessary to generate auditable balances and reconciliations of amounts to supporting documentation will be based on the actual time spent at our standard hourly rates. Our standard hourly rates, ranging from \$75 to \$200, vary according to the degree of responsibility involved and the experience level of the personnel assigned to perform the services. Our invoices for these fees will be rendered each month as work progresses and are payable on presentation. In accordance with our firm policies, work may be suspended if your account becomes 60 days or more overdue and may not be resumed until your account is paid in full. If we elect to terminate our services for nonpayment, our engagement will be deemed to have been completed upon written notification of termination, even if we have not completed our report. You will be obligated to compensate us for all time expended and to reimburse us for all out-of-pocket costs through the date of termination. The above fee is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a new fee estimate.

We appreciate the opportunity to be of service to City of Ovilla, Texas and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Very truly yours,

Yeldell, Wilson, Wood & Reeve, P.C.

Yeldell, Wilson, Wood & Reeve, P.C.
Certified Public Accountants

RESPONSE:

This letter correctly sets forth the understanding of City of Ovilla, Texas.

Management signature: _____

Title: _____

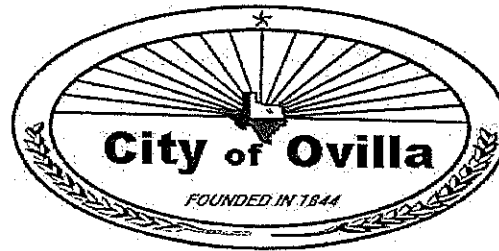
Date: _____

Governance signature: _____

Title: _____

Date: _____





DATE: February 8, 2016

TO: Honorable Mayor and Council Members

FROM:
Linda Harding, Accountant

SUBJECT: Expenditures over \$5,000.00 for the Month of December 2016

**City of Ovilla Expenditures Over \$5,000
for the Month of December 2015**

General Fund				
Date	Check#	Payee	Description	Amount
12/1/2015	44468	Blue Cross Blue Shield of Texas	Health Insurance	\$8,013.82
12/3/2015	ACH	Quick Books Payroll Service	Payroll	\$40,168.61
12/4/2015	44475	US Treasury	Payroll Taxes	\$7,392.72
12/11/2015	44517	Progressive Waste Solutions	Garbage	\$18,343.00
12/11/2015	44496	T.M.R.S.	Retirement	\$11,839.07
12/17/2015	ACH	Quick Books Payroll Service	Payroll	\$42,817.03
12/18/2015	44551	Ellis County Precinct #4	Reclaim Make Ready 2 Course Chip Seal-Oak Creek Ln	\$9,700.00
12/18/2015	44529	US Treasury	Payroll Taxes	\$7,221.98
12/21/2015	44554	OldCastle Pavement Solutions	Ovilla Oaks	\$323,904.00
12/31/2015	44575	Blue Cross Blue Shield of Texas	Health Insurance	\$10,000.72
12/31/2015	ACH	Quick Books Payroll Service	Payroll	\$42,923.18
12/31/2015	44573	EDC	Sales Tax	\$16,113.21
12/31/2015	44579	EDC	Quarterly Cost and sales tax	\$51,734.60
12/31/2015	44559	US Treasury	Payroll Taxes	\$7,789.34

Total General Fund Transactions \$5,000 and Over

\$597,961.28

Water & Sewer Fund				
Date	Check#	Payee	Description	Amount
12/4/2015	16110	C&P Pump Services Inc	Repair to Myers Pump	\$5,542.00
12/4/2015	16113	City of Ovilla General Fund	payroll 12/4/2015	\$11,399.62
12/18/2015	16117	City of Dallas	Water	\$21,988.45
12/18/2015	16123	Trinity River Authority	Sewer	\$45,134.00
12/18/2015	16135	City of Ovilla General Fund	Payroll 12/18/2015	\$12,100.69
12/31/2015	16133	City of Ovilla General Fund	Quarterly Debt Service Payment	\$31,232.50
12/31/2015	16134	City of Ovilla General Fund	Payroll 12/31/2015	\$11,441.23
12/31/2015	16136	City of Ovilla General Fund	due to GF	\$41,548.46

Total Water & Sewer Fund Transactions \$5,000 and Over

\$180,386.95



DATE: February 8, 2016

TO: Honorable Mayor and Council Members

FROM:
Linda Harding, Accountant

SUBJECT: Investment Report for Quarter Ending 12/31/2015

City of Ovilla
Investment Report
For Quarter Ending December 31, 2015

Fund	Bank	Investment Type	Description	Bank Account Number	Quick Books Account #	Inception Date	Maturity Date	Rate	Beginning Market Value 9-30-2015	Activity During Quarter	Ending Market Value 12/31/2015	Book Value 12/31/2015	Difference
GENERAL FUND													
GF	Prosperity Bank	Operating	General	6602109437	1012500	N/A	N/A	0.3500%	\$ 1,521,276.55	Interest Earned	\$ 1,238.66		
										Net Deposit	\$ 1,406,164.21		
										Net Withdrawals	\$ 1,218,162.27		
										Ending Balance		\$1,710,517.15	\$1,710,517.15 \$0.00
GF	Texstar Investment		Pool	701711110	1012525	N/A	N/A	0.1868%	\$ 3,727.03	Interest Earned	\$ 1.23		
										Withdrawal	\$ -		
										Ending Balance		\$ 3,728.26	\$3,728.26 \$0.00
GF	Prosperity Bank		Money Market	9307605	1012520	3/2/11	N/A	0.2000%	\$229,503.36	Interest Earned	\$ 115.71		
										Withdrawal	\$ -		
										Ending Balance		\$229,619.07	\$229,619.07 (\$0.00)
GF	Texstar Investment		Pool	701711120	1011525	N/A	N/A	0.1868%	\$ 929.07	Interest Earned	\$0.25	\$929.32	\$929.32 \$0.00
GF	Prosperity Bank		Money Market	9307583	1012250	N/A	N/A	0.2000%	\$ 127,617.56	Interest Earned	\$ 64.34		
			\$240,000 Moved to Citizens National Bank On 8/18/11							Net Deposit	\$ -		
										Net Withdrawals	\$ -		
										Ending Balance		\$ 127,681.90	\$127,681.90 \$0.00
GF	Prosperity Bank		CD	670010694	1012260	2/25/14	2/25/15	0.0350%	\$ 245,278.04	Interest Earned	\$ 216.38		
			2/25/14 Transferred 243997.77 to Prosperity Bank account 670010694							Net Deposit	\$ -		
										Net Withdrawals	\$ -		
										Ending Balance		\$ 245,494.42	\$245,494.42 \$0.00
GF	Prosperity Bank		CD	670010608	1012290	10/17/12	10/17/13	0.3000%	\$ 55,748.72	Interest Earned	\$ 42.16	\$55,790.88	\$55,790.88 \$0.00
GF	Prosperity Bank			216188662	1012295	6/25/15	n/a	0.3500%	\$ 196,563.50	Interest Earned	\$ 173.45	\$196,736.95	\$196,736.95 \$0.00
Total General Fund										Total General Fund Balance		\$2,570,497.95	\$2,570,497.95 (\$0.00)
DEBT SERVICE													
Debt	Prosperity Bank	Savings Account	Sinking Fund	6606020291	1010000	N/A	N/A	0.1900%	\$ 28,124.31	Interest Earned	\$ 31.75		
										Deposits	\$ 367,499.21		
										Deductions	\$ 17,871.82		
										Ending Balance		\$377,783.45	\$377,783.45 \$0.00
Water & Sewer Utility Fund													
W&S	Prosperity Bank	Operating	Utility	6602109445	1021500	N/A	N/A	0.3500%	\$ 596,961.38	Interest Earned	\$ 653.70		
										Net Deposit	\$ 541,274.49		
										Net Withdrawals	\$ 445,381.13		
												\$693,508.44	\$693,508.44 (\$0.00)

City of Ovilla
Investment Report
For Quarter Ending December 31, 2015

Fund	Bank	Investment Type	Description	Bank Account Number	Quick Books Account #	Inception Date	Maturity Date	Rate	Beginning Market Value 9-30-2015	Activity During Quarter		Ending Market Value 12/31/2015	Book Value 12/31/2015	Difference
W&S	Texstar Investment		Pool	701705350	1021525	N/A	N/A	0.1868%	\$ 1,145.13	Interest Earned	\$ 0.28			
										Net Deposit	\$ -			
										Withdrawals	\$ -			
										Ending Balance		\$1,145.41	\$1,145.41	\$0.00
W&S	Prosperity Bank		Utility	4547531	1021800	N/A	N/A	0.3400%	\$ 138.54	Interest Earned	\$ 0.12			
										Net Deposit	\$ -			
										Net Withdrawals	\$ -	\$138.66	\$138.66	\$0.00
W&S	Prosperity Bank		Money Mkt.	18004323	1020500	N/A	N/A	0.2000%	\$ 188,418.76	Interest Earned	\$ 95.01			
										Net Deposit	\$ -			
										Net Withdrawals	\$ -	\$ 188,513.77	\$188,513.77	\$0.00
Total W&S Utility Fund										Total W&S Fund		\$883,306.28	\$883,306.28	(\$0.00)
CAPITAL PROJECTS														
		Construction Funds												
CP	Texpool Investment		Pool	78761 11878	1023000	N/A	N/A	0.0000%	\$ 308.16	Interest Earned	\$ -			
										Deposits	\$ -			
										Withdrawals	\$ -			
										Ending Balance		\$308.16	\$308.16	\$0.00
CP	Texstar Investment		Pool	701705340	1023500	N/A	N/A	0.1868%	\$ 1,395.85	Interest Earned	\$ 0.39			
										Deposits	\$ -			
										Withdrawals	\$ -			
										Ending Balance		\$1,396.24	\$1,396.24	\$0.00
CP	Prosperity Bank		Money Market	9307648	1024000	N/A	N/A	0.2000%	\$130,053.68	Interest Earned	\$ 65.57			
										Deposits	\$ -			
										Withdrawals	\$ -			
										Ending Balance		\$130,119.25	\$130,119.25	\$0.00
Total Capital Projects												\$131,823.65	\$131,823.65	\$0.00
W&S IMPACT FEE														
W&S Impact	Prosperity Bank		Water Impact	6604032322	8510100	N/A	N/A	0.2000%	\$ 76,827.44	Interest Earned	\$ 38.72			
		Money Market								Net Deposit	\$ 9,800.00			
										Net Withdrawals	\$ 12,140.85			
										Ending Balance		\$ 74,525.31	\$74,525.31	\$0.00
W&S Impact	Texstar Investment		Sewer Impact	701713540	8520155	N/A	N/A	0.1868%	\$ 3,153.69	Interest Earned	\$ 1.10			
										Net Deposits	\$ -			
										Net Withdrawals	\$ -			
										Ending Balance		\$3,154.79	\$3,154.79	\$0.00
W&S Impact	Prosperity Bank		Sewer Impact	301668699	8520160	N/A	N/A	0.2000%	\$16,213.64	Interest Earned	\$ 8.18			
		Money Market								Net Deposit	\$ -			
										Net Withdrawals	\$ -			
										Ending Balance		\$16,221.82	\$16,221.82	\$0.00
Total W&S Impact Fund												\$93,901.92	\$93,901.92	\$0.00

**City of Ovilla
Investment Report
For Quarter Ending December 31, 2015**

[illegible]

02.8.2016

Consent Item 4 - Memo

To
Honorable Mayor,
Council and City
Manager Dennis Burn

From
Chief B. Windham

CC
Linda Harding, Finance
Department

Re
FTO Compensation

Comments:

Field Training is a program of training that last up to 16 weeks for new and experienced officers. It provides experienced officers the opportunity to learn how the police department functions in Ovilla. For new officers, it provides a rigorous training program designed to bring academy training to the streets. We stress safety and community. The program utilizes senior officers as Field Training Officers or FTOs. These FTOs are responsible for the actions of the recruit officers under their supervision. Their purpose is to facilitate learning while protecting the community, the officer, the department and the city. FTOs are required to complete daily observation reports (DORs) and end of phase reports offering recommendations on the recruit and their ability to function as a lone officer. These documents are kept on file and can be subpoenaed to court in the event an officers actions are called into question. This position is one of leadership and responsibility. Unlike other positions of leadership and responsibility, the FTO position does not receive an increase in compensation for the increase in responsibility.

It is common in the law enforcement profession to compensate officers that are FTOs. Some pay officers while they are training and some pay year round due to the department using the increased knowledge of the FTO all year.

I am requesting a one-time payment for two FTOs of \$500 each for the current training efforts.

****The money will come from the personnel savings (in payroll) of not being fully staffed this fiscal year.**

City of Ovilla Police Department

Tel 972-617-7262

105 S. Cockrell Hill Road
Ovilla, Texas 75154

www.cityofovilla.org
bwindham@cityofovilla.org



02.8.2016

Consent Item 5 and Contract

To
Honorable Mayor
and Council

Comments:

From
Dennis Burn, CM

PARK BOARD RECOMMENDATION

CC
Administration and
Finance Department

At their February 01, 2016 Park Board Meeting, the Board selected FunFlicks Outdoor Movie Company from a variety of researched movie companies. Confirmation for the equipment (set-up/play/take down) and popcorn requires a signed contract. The proposal and contract are both attached.

Re
Movie in the Park event

Staff has secured the licensing from Swank Motion Pictures, Inc. for public performance of a movie.

The Park Board voted on the movie "Inside Out" and scheduled this event on Saturday, April 30, 8:00 p.m., at Heritage Park.

Although, this is within the Purchasing Policy's permitted staff expenditures, it includes contractual obligations. Staff is seeking Council's approval to permit the City Manager to execute the necessary documents for this event. This was included in the FY 2015-2016 Budget and is within the budgeted line-item allowance.

City of Ovilla Park Board

Tel 972-617-7262

105 S. Cockrell Hill Road
Ovilla, Texas 75154

www.cityofovilla.org
dburn@cityofovilla.org





Invoice

If printing and mailing your contract to us, please mail to:
9600 Great Hills Trail, Suite 150W Austin, TX, 78759
FAX: 888-891-0535

Billing Information

City of Ovilla
Pam Woodall
105 S. Cockrell Hill Road
Ovilla, TX 75154

Home Phone:
Cell Phone: (972) 617-7262
Office Phone:

Order No: 1275200
Order Date: 2/4/2016
Rep: Michael W

Screen Rental Date: 4/30/2016
Arrival Time: 6:45pm
Movie Start Time: 8:15pm
Movie End Time: 10:45pm

Delivery Location

Ovilla Heritage Park
Pam Woodall
665 W. Main Street
Ovilla, TX 75154

Delivery Method: Fully Hosted
Surface Type: Grass - Allow Stakes

Name	Qty	Total
18-ft (12x9 Viewable) Backyard Movie Screen	1	\$349.00
200 Servings of Popcorn (\$175)	1	\$175.00
All Projection, Sound & Cables	1	\$0.00
Popcorn Machine (\$69)	1	\$69.00
Tip Your Host for Great Service!	1	\$0.00
Weather Assurance Plan (Sun-Thu)	1	\$0.00
Order subtotal		\$593.00
Discount		\$0.00
Surcharge*	8.25%	\$52.53
Delivery		\$43.69
Staffing		\$0.00
Total		\$689.22
Amount Paid		\$0.00
Balance Due		\$689.22

*8.25% is added to all reservations. This surcharge is not a tax, it is a royalty percentage payable to the owner of the registration trademark.

Please Note: Final Balances are due 14 days prior to your event date.

Your reservation is not confirmed in our system until you have signed your contract (either online, or sent via fax or mail)

Equipment Rental Agreement

Our goal is to provide you with friendly, professional & quality service. We prefer not to provide you a list of legal terminology, however there are factors beyond both our control and your control, such as weather and emergencies that may arise before or during your event. We also understand emotions may come into play since this may be a special day. If factors arise and we can't mutually agree on a fair outcome, then the terms and conditions written here are the only acceptable terms of negotiation. **By making your deposit or payment in full, you are agreeing to these terms and conditions described on the invoice above and Rental Agreement below.** Please read the following and feel free to call anytime with questions or concerns.

Deposits & Final Payments

DEPOSITS: An initial deposit in the amount of 50% of your rental total is required to confirm your event date along with a signed copy of this Rental Agreement. This deposit is non-refundable inside 29 days from your event date. The final balance for your equipment rental is due 14 days prior to event date. For reservations made inside 14 days, the full payment is due to confirm the reservation. Your date is NOT CONFIRMED unless we have received your deposit and signed Rental Agreement.

FINAL PAYMENTS: Your equipment rental is subject to cancellation if we have not received your final payment 14 days prior to your event. If you cannot make the final payment at least 14 days prior to your event date, please notify us so that we can make alternate acceptable payment arrangements, or cancel your reservation in our system. **There is a \$35 charge for all returned checks.**

☐ Agree

CANCELLATION FEE POLICY

We always give you 6 full months to reschedule your event date instead of forfeiting funds

Cancellation Inside 14 Days from Event Date	No Refund or Must Pay 100% of Rental
Cancellations 15-29 Days from Event Date	Forfeit 50% of RentalTotal
Cancellations 30+ Days from Event Date	Full Refund, Less a \$39 Fee

☐ Agree**RESCHEDULING FEE POLICY**

We sell out quickly and often months in advance. We do not "overbook" our screens or dates. When you reserve with us, you are holding a date and screen that we cannot sell to someone else. This fee policy does not apply to weather related rescheduling. Weather related rescheduling can only be done the day of your event, not several days in advance (see Weather Policy below)	
Rescheduling Inside 14 Days from Event Date	\$199 Fee
Rescheduling 15-29 Days from Event Date	\$99 Fee
Rescheduling 30+ Days from Event Date	\$39 Fee

INFORMATION & TERMS

Your equipment rental package consists of a complete outdoor theater, including delivery, set-up & removal, and liability insurance covering our equipment and services. A friendly FunFlicks Technical Host will provide you with everything you see listed here:

- Giant Inflatable Movie Screen
- LCD High Definition (HD) Projection
- Amplified Concert Grade Speakers
- Blu-ray Player
- Sound Mixer, Including Microphone
- Standard Rental Time is 2 1/2 Hours (ask about our Double Feature to make it 5 hours!)

Screen Sizes and Projection Distances

12-foot screen: 11' Tall x 12' Wide x 4' Deep + Add 10' for Projector Table (16:9 Widescreen) (9x5 Viewable area)
 18-foot screen: 16' Tall x 16' Wide x 12' Deep + Add 12' for Projector Table (4:3 Full Screen) (12x9 or 12x7 Viewable area)
 25-foot screen: 16' Tall x 22' Wide x 16' Deep + Add 15' for Projector Table (16:9 Wide Screen) (16x9 Viewable area)
 33-foot screen: 22' Tall x 30' Wide x 21' Deep + Add 25' for Projector Table (16:9 Wide Screen) (20x12 Viewable area)
 38-foot screen: 25' Tall x 34' Wide x 25' Deep + Add 30' for Projector Table (16:9 Wide Screen) (25x16 Viewable area)
 45-foot screen: 28' Tall x 40' Wide x 28' Deep + Add 35' for Projector Table (16:9 Wide Screen) (30x17 Viewable area)
 60-foot screen: 34' Tall x 50' Wide x 10' Deep + Add 50' for Projector Table (16:9 Wide Screen) (40x20 Viewable area)
 75-foot screen: 40' Tall x 65' Wide x 10' Deep + Add 75' for Projector Table (16:9 Wide Screen) (52x26 Viewable area)

We place a large tarp on the ground that is equal to the above dimensions. The inflated screen will sit on the tarp. The sound system sits just in front of the screen at the corners. The projector will sit on our projection table approximately 10-75 feet in front of, or behind the screen (for rear projection), depending on screen size. The projector table is not tall and your guests can sit in front of, behind or beside the projector table. The screen **will NOT** fit under most awnings, pavilions or many trees due to the height.

PLEASE NOTE: If we offer a screen upgrade due to equipment availability and your event is rescheduled for any reason, you may not receive the screen upgrade at your rescheduled event.

EVENT DAY RESPONSIBILITIES

☐ Agree **1. RENTAL PERIOD:** Please verify the Movie Start Time on your invoice. This is when we start the movie or entertainment you provide. If you desire to start later, please inform us when we call you the morning of your event. Your Host is expecting a 2 - 2.5 hour event (not including setup/breakdown time). **If you start late, and your show runs late, you are agreeing to an extension of your rental agreement starting with the 15th minute after your scheduled end time at a rate of \$50 per 1/2 hour, with a 30 minute minimum, no pro-rating.**

☐ Agree **2. EVENT DAY CONFIRMATION CALL:** You must be available to take our call between 11:00 AM - 1:00 PM so that we can confirm your event with you verbally. This call ensures you that we have not forgotten your rental. We will also discuss details about your event Host and weather. **We are not able to dispatch our FunFlicks Host, unless we speak with you and confirm your event for that day.** You can agree to receive a text message confirmation from us in lieu of a phone call, if weather is "nice" for the day of your event (less than 20% chance of rain and winds forecasted less than 15 MPH).

☐ Agree **3. FUNFLICKS HOST ARRIVAL:** Your FunFlicks Host will arrive at a time based on your Movie Start Time indicated at the top of this Rental Agreement. Your FunFlicks Host will call you approximately 30 minutes-2 hours before this arrival time to introduce himself/herself and review driving directions. Sometimes a Host may be delayed due to traffic and other circumstances. **We don't consider a Host late unless the movie did not start on time.** If your Host is running behind, he/she will call you en-route to keep you informed of arrival time. Understand, this equipment can be set up in as little as 30 minutes. We tell the Hosts to arrive early enough prior to show time to allow for any emergencies or problems with your set-up location, etc. There is buffer room to allow the Host to have a complete set-up ready by the official Movie Start Time indicated at the top of this Rental Agreement.

☐ **Agree** **3. FUNFLICKS HOST RESPONSIBILITIES:** Fully hosted events are subject to host availability and are not guaranteed for screen sizes 18-ft and smaller. This means that we reserve the right to have our host deliver, setup and break down your equipment as scheduled, but not stay on-site during the entire event. Your FunFlicks host is provided to deliver & setup equipment, change media, connect gaming consoles & serve popcorn (where applicable), make adjustments and breakdown equipment at the end of your rental period. Our hosts love to help and will do just about anything to make your event great (and earn a tip!), but please refrain from asking them to be a referee, janitor, MC, babysitter, timekeeper, lifeguard, waiter or other activities outside their primary duties listed here.

☐ **Agree** **4. PARKING & UNLOADING:** Customer must provide an area for parking and unloading within a reasonable distance from equipment setup location, including any permits or passes needed. We are not responsible for a late start time if our host is required to unload from a far distance.

☐ **Agree** **5. SETUP & BREAKDOWN OF EQUIPMENT:** Fully hosted events are subject to host availability and are not guaranteed. We reserve the right to drop off equipment at your location. If we must drop off equipment for your event, it is agreed that a FunFlicks representative is the only person to deliver, setup, breakdown and put away equipment. Customer is not to move the equipment in any fashion other than inserting media into DVD/Blu-ray player, pushing play/stop buttons, turning projector on/off or adjusting volume. Customer assumes the risk and responsibility for damage for all other actions. In the event of rain however, we would ask that the customer move and/or cover equipment to protect it from water damage.

☐ **Agree** **6. SCREEN LOCATION, SIZE & SURFACE TYPE:** You are responsible for ensuring our screen will fit at your location. Please refer to the Screen Sizes & Projection Distances above. We normally secure our screens by placing stakes in the ground and securing ropes to the screen. If your event is held on concrete or other surface that will not accept stakes, **you will need to provide weighted items to tie off to.** Examples would be 35-50 gallon trash cans filled with water, large concrete cinder blocks, anything that weighs 100+lbs. We would require 4-8 weighted items depending on wind that night. If there are sprinkler systems in the area, please ensure they are turned off for the duration of your rental period.

☐ **Agree** **7. LIGHTING:** Make sure there is the least amount of light possible in the area where the screen will be located. Because our screens are capable of both front & rear projection, any lights behind the screen will be seen through the screen during your film. Please keep this in mind when selecting a location for your screen rental.

☐ **Agree** **8. ELECTRICAL REQUIREMENTS:** You must provide 1 standard 110volt/20amp electric outlets on separate circuits/breakers. We provide extension cords for distances up to 100-ft. For distance over 100-ft from screen setup location, you must provide 12 gauge extension cords to reach your electrical outlets. Screen location can be no farther than 300 ft from an electrical outlet since your breaker will likely trip due to such a long cord run. If you provide a generator, a model with 5000+ watts and 2 separate breaker/circuits is required. We are not responsible for power issues arising from tripped breakers or if customer provided generator will not power our equipment. Generators are available from us at an additional charge.

☐ **Agree** **9. CUSTOMER PROVIDED MEDIA:** You are responsible for providing a commercial DVD or Blu-ray disc.

- a. We are not responsible for custom burned media that does not work in our equipment.
- b. Any public performance licenses associated with any movie or media to be played or any other permits required by any regulation are the sole responsibility of the customer.

☐ **Agree** **10. NON-MOVIE EVENTS:** If you are using our equipment for something other than a movie, please note:

- a. **Live TV Events:** Customer is responsible for providing a fully functional cable or satellite box extended to the location where our projection table will be setup. Live TV Events require an additional \$99 charge as part of your reservation.
- b. **Video Gaming Events:** Customer is responsible for providing all video game consoles, games, controllers and any other equipment needed to play. FunFlicks is providing the adapters needed to connect your gaming console to our projection and sound system. The use of video gaming on our system any time during your event requires the purchase of the Video Game Option as part of your reservation.
NOTE: HDMI connections are only available in some markets. Please verify what connectors/adapters are needed prior to your event date.
- c. **Laptop/PC Connections & Presentations:** Our projection systems support VGA connections for video. Customer is responsible for providing a working laptop/PC with a VGA connection. We are not responsible for incompatibility with your system, software or connection types.

☐ **Agree** **11. CUSTOMER RESPONSIBILITY:** It is the customer's FULL RESPONSIBILITY to ensure the safety of our host & equipment, and will be held 100% liable for damage due to recklessness, vandalism, neglect, accident, sprinkler systems, or for whatever reason will be the responsibility of individual/company listed on our invoice as Customer. Full payment for damage to equipment or labor for cleanup will be expected within 7 days of your event. You will be charged a minimum fee of \$150 should sprinkler systems come on and get our equipment wet. This covers our time for cleaning and drying all equipment. Your actual charge may be higher once we determine actual damage to our equipment.

WEATHER POLICY:

☐ **Agree** **We DO NOT cancel your event for weather related reasons until the day of your event.**

Weather predictions change (often!) --- we want to give you the opportunity to have the event, so we do not allow weather related cancellations or rescheduling until the day of your event. If you do cancel/reschedule your event prior to the day of your rental, you will be required to pay a rescheduling or cancellation fee (see Fee Schedule).

50%+ CHANCE OF RAIN: If there is a 50%+ chance of rain or if winds are forecasted to be 20+ MPH for the period starting two hours before, during and two hours after your event, we reserve to the right to cancel your rental for that date in order protect our equipment, the safety of our hosts and your guests. We also reserve the right to setup our screen parallel to the wind regardless of where customer would like placement, in order to minimize possible wind damage to our screens.

LESS THAN 50% CHANCE OF RAIN: We will mutually discuss and agree to proceed or postpone using the Proceed/Postpone Weather Options listed below.

☐ Agree **PROCEED/POSTPONE WEATHER OPTIONS:** It is agreed by both parties that www.weather.com (<http://www.weather.com/>) is the tool used to verify weather percentages. Simply visit www.weather.com (<http://www.weather.com/>) the morning of your screen rental. Put in your zip code and click hour-by-hour. This is the only tool we use to predict the weather. You have until 2:00 PM on the day of the event to make a final decision, using the following four options:

1. **Move your event indoors:** (keep in mind our screens are very tall and will not fit in most residences). If you move your event indoors and you need to move down in screen size in order to fit your available location, there are no refunds or discounts for changing screen sizes due to weather and indoor requirements, and smaller screens are subject to availability.
2. **Postpone/Reschedule:** You can reschedule your screen rental in accordance with the Weather Assurance Plan that comes with your rental (Weekday or Weekend). Please keep in mind that screens 18-ft screens & smaller are limited to Sun-Thu rescheduling unless you have purchased the weekend upgrade.
3. **Take Your Chances:** If you choose to have our host dispatched to your location and we cannot complete your event due to poor weather conditions, you will not receive a refund and another event will not be scheduled. This would constitute your event!
4. **Proceed With Backup Plan:** We will dispatch our host to your location at your request, with the following agreement in place. Should your event be cut short (less than 1/2 way through movie) due to weather once our host has been dispatched, you agree to pay a host fee of \$149 along with your original mileage charge, and we will reschedule your event in accordance with the Weather Assurance Plan that was provided with your equipment rental.

☐ Agree **FunFlicks does not refund event payments in case of weather related cancellations.** You will have 6 months to reschedule your equipment rental in the case of inclement weather. Your options for reschedule dates are governed by the Weather Assurance Plan that was provided with your equipment rental. **FOR 10', 12' AND 18' SCREENS, RESCHEDULE DATES ARE LIMITED TO SUNDAY-THURSDAY** unless you purchased an upgrade to the weekend Weather Assurance Plan at the time you made your reservation. All other screen sizes will have a Weather Plan commensurate with the day of the week originally booked.

ADVERTISING, PHOTOGRAPHS & PROMOTION: The customer gives their full consent and permission to FunFlicks Outdoor Movies of Texas its local affiliates and contractors, their sponsors and/corporate sponsors, their successors, licensees, and assigns the irrevocable right to use, for any purpose whatsoever and without compensation, any photographs, videotapes, audiotapes, or other recordings of people and activities that are made during the course of this Event. In addition, FunFlicks may show logos, commercials, public service announcements and limited advertising on the screen before or after your entertainment period.

MALFUNCTIONING EQUIPMENT: If the equipment malfunctions or fails as a result of normal use during an event, FunFlicks will attempt to replace the equipment with similar equipment in good working order, if available, as soon as possible. FunFlicks is not responsible for any incidental, consequential or emotional damages caused by delays, equipment malfunction or otherwise. FunFlicks will make every attempt to provide a successful equipment rental for your function. All equipment is new and under warranty for your assurance - however there is always a risk of malfunctioning equipment. FunFlicks will not be held responsible for a cancelled or incomplete function, other than a rescheduled event (subject to availability) should our equipment fail and you do not get an event on your scheduled date.

COMPLETE AGREEMENT: This signed Agreement contains the entire agreement between the Lessor and the Lessee. No amendment, whether from previous or subsequent negotiations between the Lessee and the Lessor, shall be valid or enforceable unless in writing and signed by all parties to this contract. The invalidity or unenforceability of any particular provision of this Agreement shall not affect the other provisions hereof.

This Rental Agreement, after signing, is a legal and binding contract. To cancel or reschedule, sufficient notice must be given in accordance with the terms outlined in this Rental Agreement. Any rescheduled event is subject to availability at the time of cancellation or postponement.

I HAVE READ THIS CONTRACT AND AGREE & UNDERSTAND THE CONTENT.

Signature

Date

Pam Woodall

Printed Name

02.8.2016

Consent Item 6 – Memo and Invoice

To
Honorable Mayor
and Council

Comments:

From
Dennis Burn, CM

BACKGROUND:

The new 2016 Police Ford Interceptor is here and in use by the Police Department. The invoice price is \$46,979.81. The budget line item for this expenditure is \$40,000.00. At the time the budget was prepared the \$40,000.00 amount was our best estimate. The difference in price and the budget estimate (\$6,979.81) is due to outfitting and modifications to the vehicle.

CC
Linda Harding, Finance
Department

STAFF RECOMMENDATION:

Staff is seeking Council's approval to make payment of the invoice and create documentation for a line-item revision during the Mid-Year Budget process.

Re
Invoice 1227, New
Police Vehicle

City of Ovilla

Tel 972-617-7262

105 S. Cockrell Hill Road
Ovilla, Texas 75154

www.cityofovilla.org
dburn@cityofovilla.org



INVOICE

Holiday Chevrolet
1009 Hwy 82 West
Whitesboro, Texas 76273
903-564-1500

Date - 1/21/2016

Invoice No. 1227

Deal No. - 60648

Invoice Total	\$46,979.81
Invoice Total To Be Paid Before	2/21/2016
Total If Paid After Due Date	\$47,684.51

Additional Interest For each 30 Day Period

Sold To -
City of Ovilla
105 Cockrell Hill Road
Ovilla, TX 75154

Delivered To-

P.O. No. 800

Req. No. - N/A

Item

2016 Ford Interceptor VIN # 1FM5K8AR0GGB54880

\$46,979.81
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00
\$0.00

Total Due \$46,979.81

Received By _____ Date _____
Please forward funds to above address. Bank funds transfer information available upon request.

PAID

5206450
40,000 -

CITY OF OVILLA MINUTES
Monday, January 11, 2016
City Council Briefing Session
105 S. Cockrell Hill Road, Ovilla, TX 75154

Mayor Dormier called the Council Briefing Session of the Ovilla City Council to order at 6:01 p.m., with notice of the meeting duly posted. Mayor Dormier made the following public announcements: **(1)** Pursuant to section 30.06, penal code (trespass by holder of license to carry a concealed handgun), a person licensed under subchapter h, chapter 411, government code (concealed handgun law), may not enter this property with a concealed handgun. **(2)** Pursuant to Section 30.07 Penal Code (Trespass by License Holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.

The following City Council Members were present:

Rachel Huber	Council Member, Place 1
Larry Stevenson	Council Member, Place 2
David Griffin	Council Member, Place 3
Doug Hunt	Mayor Pro Tem, Place 4
Dean Oberg	Council Member, Place 5

Mayor Dormier announced present Council members, thus constituting a quorum. Various department directors and staff were also present. Staff presented Council with future agenda items and pending items still under staff review.

CALL TO ORDER

CONDUCT A BRIEFING SESSION to review and discuss agenda items on the 6:30 p.m. regular meeting.

City Manager Dennis Burn and Council reviewed each item on the 6:30 p.m. regular agenda. Under the city manager's administration reports, Council had no issue with the removal of the tree in the front of the building at Cockrell Hill Road. Council conveyed acceptance for future discussion on the placement of a monument sign at the city hall.

CONDUCT A BRIEFING SESSION to review and discuss future agenda items.

- a. 50/50 Sidewalk policy - City Manager Dennis Burn advised Council that this item would be on the February agenda for consideration.

ADJOURNMENT

Mayor Dormier adjourned the Briefing Session of the Ovilla City Council at 6:15 p.m.

ATTEST:

Richard A. Dormier, Mayor

Pamela Woodall, City Secretary

Approved February 08, 2016

CITY OF OVILLA MINUTES
Monday, January 11, 2016
Regular City Council Meeting
105 S. Cockrell Hill Road, Ovilla, TX 75154

Mayor Dormier called the Regular Council Meeting of the Ovilla City Council to order at 6:30 p.m., with notice of the meeting duly posted. The following City Council Members were present:

Rachel Huber	Council Member, Place 1
Larry Stevenson	Council Member, Place 2
David Griffin	Council Member, Place 3
Doug Hunt	Mayor Pro Tem, Place 4
Dean Oberg	Council Member, Place 5

Mayor Dormier announced present Council members, thus constituting a quorum. City Manager Dennis Burn, various department directors and staff were also present. Mayor Dormier made the following public announcements: **(1)** Pursuant to section 30.06, penal code (trespass by holder of license to carry a concealed handgun), a person licensed under subchapter h, chapter 411, government code (concealed handgun law), may not enter this property with a concealed handgun. **(2)** Pursuant to Section 30.07 Penal Code (Trespass by License Holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.

Mayor Dormier gave the Invocation and led the recitation of the Pledge of Allegiance.

COMMENTS, PRESENTATIONS, REPORTS AND/OR APPOINTMENTS

Mayor Dormier opened discussion with Council regarding the recent tornado event, stating relief that Ovilla did not sustain any more damage than occurred and that no lives were lost. Ellis County emergency management went in operation immediately with the formation of a Command Post. Mayor, City Manager and Chief Windham were there for support and assistance. PL1 Huber voiced concern that the siren's audible was weak. City Manager Dennis Burn advised that staff would look into the need or possibility of placing another siren in town. Council and the City Manager commended all departments, Public Works, Police, Fire Department and Neighborhood Services for their immediate and professional responses – helping remove debris. PL3 Griffin recognized Chief Windham for curtailing his holiday and returning to Ovilla to assist.

• **Citizen Comments**

- MS Juanita Porter, 417 Shadowwood Trail:
 - Offered appreciation for the following City services:
 - Safety markers placed on Cockrell Hill Road
 - Pole light at Brookwood
 - Quick responses of the Police and Fire Departments
- MS Beverly Thompson, 108 Winding Way voiced disappointment that the siren was not heard when the tornado came through Ovilla on December 26 and shared a petition signed by neighboring residents for a new siren.
- Mr. Phil Lynch signed up to speak when Council addressed Agenda Item 1.

• **Department Activity Reports / Discussion** – staff presented their reports.

- Police Department Police Chief B. Windham
 - Monthly Report was reviewed and discussed.
- Fire Department Fire Chief B. Kennedy
 - Monthly Report was reviewed and discussed.
 - Praised Fire Marshal Kevin Lindsey for his participation and quick response providing emergency services in the aftermath of the tornado.

- Public Works Public Works Supervisor D. Durham
 - Monthly Report was reviewed and discussed.
- Finance Department Accountant L. Harding
 - November 2015 Financials were reviewed.
- Administration City Manager D. Burn
 - Reviewed Activity Report(s)
 - Monthly Municipal Court Report reviewed. City Secretary P. Woodall
 - Monthly Code/Animal Control Reports reviewed. Code/AC Officer M. Dooly
 - Monthly building permits were reviewed.

CONSENT AGENDA

- C1.** November 2015 Financial Transactions over \$5,000
- C2.** Committed Fund Balance General Fund Report for quarter ending 12/31/2015
- C3.** Minutes of the Council Briefing Session and Regular Meeting of December 14, 2015.

Mayor Pro Tem Hunt moved to approve the consent items as presented, seconded by PL2 Stevenson.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0.

REGULAR AGENDA

- ITEM 1. DISCUSSION/ACTION** – Consideration of and Action on Ordinance 2016-001, of the City of Ovilla, TX, repealing Article 8.02 of the Ovilla Code of Ordinances and adopting new provisions in place thereof; prohibiting the creation or existences of nuisances; providing for enforcement; providing appeal procedures; providing for penalties; providing a savings clause; providing a severance clause; providing for incorporation into the Ovilla Code of Ordinances; providing for immediate effect; and providing for publication.

Mayor Dormier allowed one resident that signed up to speak to address the Council.

Mr. Phil Lynch spoke in favor the ordinance.

During the December 14, 2015 City Council meeting a new Chapter 8, Article 8.02 related to nuisances was presented to the City Council as a discussion item. The City Council responded favorably to the new ordinance, offered no revisions/modifications and directed staff to place the item on the January 11, 2016 City Council meeting. City Attorney Ron MacFarlane reviewed and approved the ordinance to form. Council discussed the need to inform the public of this new ordinance and enforcement once in place.

PL5 Oberg moved that Council approve Ordinance 2016-001, of the City of Ovilla, TX, repealing Article 8.02 of the Ovilla Code of Ordinances and adopting new provisions in place thereof; prohibiting the creation or existences of nuisances; providing for enforcement; providing appeal procedures; providing for penalties; providing a savings clause; providing a severance clause; providing for incorporation into the Ovilla Code of Ordinances; providing for immediate effect; and providing for publication, seconded by PL1 Huber.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0

- ITEM 2. DISCUSSION/ACTION** – Consideration of and Action on Ordinance 2016-002, amending Chapter 3, Article 3.06 Division 1, Section 3.06.003(f), of the Code of Ordinances of the City of Ovilla, Texas, providing restrictions on the placement of signs; providing for exceptions to the restrictions on placement of signs; providing a savings clause; providing a severance

clause, providing for incorporation into the Code of Ordinances; providing for an effective date; and providing for publication.

City Manager Dennis Burn advised Council that at their December 14, 2015 City Council meeting, an amendment to Chapter 3, Article 3.06 Division 1, Section 3.06.003 (f) was presented for discussion. The amendment allowed for the posting of political signs during a voting period on the premises of a public building being used as a polling place or early voting polling place if posted outside the area of 100 feet from an outside door through which a voter may enter a polling place.

The City Council requested staff to bring this ordinance back with a map that showed Ovilla property ownership, demonstrating where signs may be placed. Ovilla's legal counsel prepared the ordinance for Council's consideration. Mayor Dormier created the map (Exhibit A).

Mayor Pro Tem Hunt moved that Council approve Ordinance 2016-002, amending Chapter 3, Article 3.06 Division 1, Section 3.06.003(f), of the Code of Ordinances of the City of Ovilla, Texas, providing restrictions on the placement of signs; providing for exceptions to the restrictions on placement of signs; providing a savings clause; providing a severance clause, providing for incorporation into the Code of Ordinances; providing for an effective date; and providing for publication, seconded by PL5 Oberg.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0.

ITEM 3. *DISCUSSION/ACTION* – Consideration of and Action on an Interlocal Agreement by and between the City of Frisco, Texas and the City of Ovilla, Texas, for the purchase of goods and services, effective upon execution and authorizing the City Manager to execute said agreement.

The City of Frisco developed an Interlocal Agreement that may allow other municipalities to participate in purchasing various items, utilizing cooperative purchasing power. Ovilla Police and Fire Departments requested to enter into this agreement with Frisco for the purchase of uniforms as Frisco wears the same uniforms therefore, Ovilla would receive the same beneficial costs as Frisco. If approved, this agreement would allow Ovilla to purchase uniforms at reduced prices thus stretching budgeted dollars farther. The agreement was reviewed and approved by Ovilla's legal counsel and prepared for the City Manager's signature.

PL3 Griffin moved that Council approve an Interlocal Agreement by and between the City of Frisco, Texas and the City of Ovilla, Texas, for the purchase of goods and services, effective upon execution and authorizing City Manager to execute said agreement, seconded by PL1 Huber.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0.

ITEM 4. *DISCUSSION/ACTION* – Consideration of and Action on an Agreement by and between the City of Ovilla and Kim Dobbs, Consultant, to provide professional urban planning services to the City of Ovilla, effective upon execution and authorizing the Mayor to execute said agreement.

The City Manager gave Council his recommendation to hire Ms. Kim Dobbs on a contractual basis, to assist staff in development reviews and serve as the City's planner. Mr. Burn stressed that there was also a need for assistance in review of our various ordinances to insure there are no gaps, inconsistencies or overlap between the various provisions. The presented agreement was approved by Ovilla's legal counsel. PL3 suggested adding language to the contract revising the term of the agreement (page 3) adding a specific date (September 30, 2016).

Richard Dormier, Mayor
Rachel Huber, Place One
Larry Stevenson, Place Two

PL4 Hunt moved that Council approve an Agreement by and between the City of Ovilla and Kim Dobbs, Consultant, to provide professional urban planning services to the City of Ovilla, adding language in the section related to the Term of Agreement to state "*beyond September 30, 2016*", effective upon execution and authorizing the Mayor to execute said agreement, seconded by PL3 Griffin.

No oppositions, no abstentions.

VOTE: The motion to approve carried unanimously: 5-0.

REQUESTS FOR FUTURE AGENDA ITEMS AND/OR ANNOUNCEMENTS

- | | |
|-----------------------|--|
| 1. PL1 Huber | Sidewalk program |
| 2. PL2 Stevenson | None |
| 3. PL3 Griffin | Status and implementation of the Strategic Guide |
| 4. Mayor Pro Tem Hunt | None |
| 5. PL5 Oberg | None |
| 6. Mayor | None |
| 7. City Manager | Will be bringing an ordinance to update the IBC and NEC. |

ADJOURNMENT

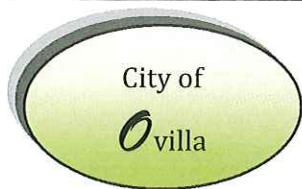
There being no further business, Mayor Dormier adjourned the meeting at 7:40 p.m.

ATTEST:

Richard A. Dormier, Mayor

Pamela Woodall, City Secretary

Approved February 08, 2016



Ovilla City Council

AGENDA ITEM REPORT

Item: **1**

Meeting Date: February 08, 2015

Department: Administration/Finance

☒ Discussion ☒ Action

Budgeted Expense: ☒ YES ☐ NO ☐ N/A

Submitted By: Dennis Burn

Amount: \$N/A

Reviewed By: ☒ City Manager ☐ City Secretary ☐ City Attorney
☒ Accountant ☐ Other: Staff

Attachments:

1. Annual Financial Report FY 2014-2015

Agenda Item / Topic:

ITEM 1. ***DISCUSSION/ACTION – Consider*** acceptance of the Annual Financial Audit Report for the year ending September 30, 2015, prepared by Yeldell, Wilson, Wood and Reeve, P.C.

Discussion / Justification:

Danny Strunc, with Yeldell, Wilson, Wood and Reeve, P.C., will present, review and answer questions on the Annual Financial Report for the City's fiscal year ending September 30, 2015.

Recommendation / Staff Comments:

Sample Motion(s):

I move that Council ACCEPT the Annual Financial Audit Report for the year ending September 30, 2015, prepared by Yeldell, Wilson, Wood and Reeve, P.C.

CITY OF OVILLA, TEXAS

ANNUAL FINANCIAL REPORT

For the Fiscal Year Ended September 30, 2015

CITY OF OVILLA, TEXAS
ANNUAL FINANCIAL REPORT
For the Fiscal Year Ended September 30, 2015

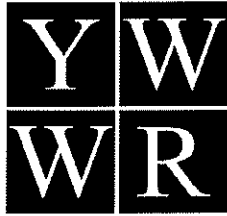
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CITY OF OVILLA, TEXAS
ANNUAL FINANCIAL REPORT
For the Fiscal Year Ended September 30, 2015

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YELDELL, WILSON, WOOD & REEVE, P.C

CERTIFIED PUBLIC ACCOUNTANTS

Greer Yeldell, CPA | Glen Wilson, CPA | Tracie Wood, CPA | Joyce Reeve, CPA
Glenda Valek, CPA | Caitlyn Keller, CPA

INDEPENDENT AUDITOR'S REPORT

To the Honorable Mayor and Members of the City Council
City of Ovilla, Texas

We have audited the accompanying financial statements of the governmental activities, the business-type activities, the aggregate discretely presented components units, each major fund, and the aggregate remaining fund information of City of Ovilla, Texas, as of and for the year ended September 30, 2015, and the related notes to the financial statements, which collectively comprise the City's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Opinions

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of the City of Ovilla, Texas, as of September 30, 2015, and the respective changes in financial position and, where applicable, cash flows thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Opinions

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, the business-type activities, the discretely presented component units, each major fund, and the aggregate remaining fund information of the City of Ovilla, Texas, as of September 30, 2015, and the respective changes in financial position and, where applicable, cash flows thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Change in Accounting Principle

As discussed in Note 1.1 to the financial statements, in 2015 the City adopted new accounting guidance, *GASB Statement No. 68, Accounting and Financial Reporting for Pensions – an amendment of GASB Statement No. 27*. Our opinion is not modified with respect to this matter.

Other Matters

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis, budgetary comparison information and net pension liability information on pages 4-12 and 52-54 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Other Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the City of Ovilla, Texas' basic financial statements. The combining and individual fund financial statements and schedules, the component unit financial statements and the supplementary financial data are presented for purposes of additional analysis and are not a required part of the basic financial statements.

Honorable Mayor and Members of the City Council
City of Ovilla, Texas
Page Three

The combining and individual fund financial statements and schedules, the component unit financial statements and the supplementary financial data are the responsibility of management and were derived from and relate directly to the underlying accounting and other records used to prepare the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the combining and individual fund financial statements and schedules, the component unit financial statements and the supplementary financial data are fairly stated, in all material respects, in relation to the basic financial statements as a whole.

Yeldell, Wilson, Wood & Reeve, P.C.

Yeldell, Wilson, Wood & Reeve, P.C.
Certified Public Accountants

Ennis, Texas
January 7, 2016

CITY OF OVILLA, TEXAS

105 South Cockrell Hill Road · Ovilla, Texas 75154 · (972) 617-7262 · FAX (972) 515-3221

MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED)

As management of the City of Ovilla, Texas, we offer readers of the City's financial statements this narrative overview and analysis of the financial activities of the City for the fiscal year ended September 30, 2015.

Financial Highlights

- The assets of the City exceeded its liabilities at the close of the most recent fiscal year by \$1,772,337 (net position). Of this amount, \$3,235,025 represents unrestricted net position, which may be used to meet the City's ongoing obligations to citizens and creditors.
- The City's total net position increased by \$758,013.
- As of the close of the current fiscal year, the City's governmental funds reported combined fund balances of \$2,376,276, an increase of \$608,768 in comparison with the prior year. Approximately 89% of this amount (\$2,113,435) is available for spending at the City's discretion (unassigned fund balance).
- At the end of the current fiscal year, unassigned fund balance for the general fund was \$2,113,435, or approximately 96% of the total general fund expenditures.

Overview of the Financial Statements

The discussion and analysis provided here are intended to serve as an introduction to the City's basic financial statements. The City's basic financial statements consist of three components: 1) government-wide financial statements, 2) fund financial statements, and 3) the notes to financial statements. This report also includes supplementary information intended to furnish additional detail to support the basic financial statements themselves.

Government-wide Financial Statements. The *government-wide financial statements* are designed to provide readers with a broad overview of the City's finances, in a manner similar to a private-sector business.

The *statement of net position* presents financial information on all of the City's assets, deferred outflows of resources and liabilities, with the difference reported as net position. Over time, increases or decreases in net position may serve as a useful indicator of whether the financial position of the City is improving or deteriorating.

The *statement of activities* presents information showing how the City's net position changed during the most recent fiscal year. All changes in net position are reported as soon as the underlying event giving rise to the change occurs, *regardless of the timing of related cash flows*. Thus, revenues and expenses are reported for some items that will only result in cash flows in future fiscal periods (e.g., uncollected taxes and earned but unused compensated absences).

Both of the government-wide financial statements distinguish functions of the City that are principally supported by taxes and intergovernmental revenues (*governmental activities*) from other functions that are intended to recover all or a significant portion of their costs through user fees and charges (*business-type activities*). The governmental activities of the City include general government, public safety, streets, cultural and recreational, and solid waste. The business-type activities of the City include water and sewer operations.

The government-wide financial statements include not only the City itself (known as the *primary government*), but also legally separate economic development corporation and municipal development district for which the City is financially accountable. Financial information for these component units are reported separately from the financial information presented for the primary government itself.

The government-wide financial statements can be found on pages 13-14 of this report.

Fund Financial Statements. A *fund* is a grouping of related accounts that is used to maintain control over resources that have been segregated for specific activities or objectives. The City, like other state and local governments, uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements. All of the funds of the City can be divided into three categories: governmental funds, proprietary funds and fiduciary funds.

Governmental Funds. *Governmental funds* are used to account for essentially the same functions reported as *governmental activities* in the government-wide financial statements. However, unlike the government-wide financial statements, governmental fund financial statements focus on *near-term inflows and outflows of spendable resources*, as well as on *balances of spendable resources* available at the end of the fiscal year. Such information may be useful in assessing a government's near-term financing requirements.

Because the focus of governmental funds is narrower than that of the government-wide financial statements, it is useful to compare the information presented for *governmental funds* with similar information presented for *governmental activities* in the government-wide financial statements. By doing so, readers may better understand the long-term impact of the government's near-term financing decisions. Both the governmental fund balance sheet and the governmental fund statement of revenues, expenditures, and changes in fund balances provide a reconciliation to facilitate this comparison between *governmental funds* and *governmental activities*.

The City maintains five individual governmental funds. Information is presented separately in the governmental fund balance sheet and in the governmental fund statement of revenues, expenditures, and changes in fund balances for the General Fund and Debt Service Fund, which are considered to be major funds. Data from the other three governmental funds are combined into a single aggregated presentation. Individual fund data for each of these nonmajor governmental funds is provided in the form of combining statements in the combining and individual fund statements and schedules section of this report.

The basic governmental fund financial statements can be found on pages 15-17 of this report.

Proprietary Funds. The City maintains one type of proprietary fund. The *enterprise fund* is used to report the same functions presented as *business-type activities* in the government-wide financial statements. The City uses the enterprises fund to account for its water and sewer operations.

Proprietary funds provide the same type of information as the government-wide financial statements, only in more detail. The proprietary fund financial statements provide separate information for the Water and Sewer fund, which is considered to be major fund of the City.

The basic proprietary fund financial statements can be found on pages 18-20 of this report.

Fiduciary Funds. The City maintains one fiduciary fund. The *fiduciary fund* is used to account for resources held for the benefit of parties outside the government. The *fiduciary fund* is not reflected in the government-wide financial statement because the resources of this fund are not available to support the City's own programs. The accounting used for the *fiduciary fund* is much like that used for the proprietary fund.

The basic fiduciary fund financial statements can be found on pages 21-22 of this report.

Notes to the Financial Statements. The notes provide additional information that is necessary to acquire a full understanding of the data provided in the government-wide and fund financial statements. The notes to the financial statements can be found on pages 23-50 of this report.

Other Information. In addition to the basic financial statements and accompanying notes, this report also presents *required supplementary information* concerning the City's Schedule of Revenues and Expenditures - Budget and Actual - Major Governmental Funds, the Schedule of Changes in Net Pension Liability and Related Ratios, and the Schedule of Contributions. Required supplementary information can be found on pages 51-54 of this report.

This report also presents combining and individual fund financial statements and schedules in connection with the nonmajor governmental funds, debt service fund and water and sewer fund. These combining and individual fund financial statements and schedules can be found on pages 55-61 of this report.

In addition, this report presents fund financial statements in connection with the Ovilla 4B Economic Development Corporation and Ovilla Municipal Development District. The individual fund financial statements can be found on pages 62-64 of this report.

Government-wide Overall Financial Analysis

As noted earlier, net position over time, may serve as a useful indicator of a government's financial position. In the case of the City, assets and deferred outflows of resources exceeded liabilities by \$1,772,337, at the close of the most recent fiscal year.

CITY OF OVILLA'S NET POSITION

	Governmental Activities		Business-Type Activities		Total	
	2015	2014	2015	2014	2015	2014
Current and other assets	\$ 2,649,838	\$ 1,936,640	\$ 1,337,022	\$ 1,346,727	\$ 3,986,860	\$ 3,283,367
Capital assets	1,447,912	1,639,478	2,626,811	2,693,775	4,074,723	4,333,253
Total assets	4,097,750	3,576,118	3,963,833	4,040,502	8,061,583	7,616,620
Total deferred outflows of resources	76,083	29,284	28,168	10,842	104,251	40,126
Long term liabilities	4,793,036	5,102,022	1,178,823	1,247,902	5,971,859	6,349,924
Other liabilities	281,668	152,500	139,970	195,997	421,638	348,497
Total liabilities	5,074,704	5,254,522	1,318,793	1,443,899	6,393,497	6,698,421
Net position:						
Net investment in capital assets	(3,314,672)	(3,422,855)	1,594,590	1,587,982	(1,720,082)	(1,834,873)
Restricted	161,199	177,005	96,195	115,077	257,394	292,082
Unrestricted	2,252,602	1,596,730	982,423	904,386	3,235,025	2,501,116
Total net position (deficit)	\$ (900,871)	\$ (1,649,120)	\$ 2,673,208	\$ 2,607,445	\$ 1,772,337	\$ 958,325

Certain reclassifications have been made to the prior year data to conform with the current year presentation.

By far, the largest portion of the City's net position reflects its investment in capital assets (e.g., land, construction in progress, buildings, improvements, machinery and equipment, and infrastructure), less any related outstanding debt that was used to acquire those assets. The City uses these capital assets to provide a variety of services to its citizens. Accordingly, these assets are not available for future spending. Although the City's investment in capital assets is reported net of related debt, it should be noted that the resources used to repay this debt must be provided from other sources, since the capital assets themselves cannot be used to liquidate these liabilities.

An additional portion of the City's net position (\$257,394) represents resources that are subject to external restrictions on how they may be used. The remaining balance of \$3,235,025 is unrestricted and may be used to meet the City's ongoing obligations to its citizens and creditors.

The City's overall net position increased \$758,013 from the prior fiscal year. The reasons for this overall increase are discussed in the following sections for governmental activities and business-type activities.

CITY OF OVILLA'S CHANGES IN NET POSITION

	Governmental Activities		Business-Type Activities		Total	
	2015	2014	2015	2014	2015	2014
Revenues:						
Program revenues:						
Charges for services	\$ 670,426	\$ 670,723	\$ 1,327,451	\$ 1,267,882	\$ 1,997,877	\$ 1,938,605
Operating grants and contributions	7,624	12,388	-	-	7,624	12,388
Capital grants and contributions	117,699	2,310	148,496	20,732	266,195	23,042
General revenues:						
Property tax	1,761,585	1,664,265	-	-	1,761,585	1,664,265
Sales tax	221,241	221,125	-	-	221,241	221,125
Franchise tax	159,972	153,077	-	-	159,972	153,077
Investment earnings	7,290	6,175	3,465	3,322	10,755	9,497
Gain on sale of capital assets	71,294	7,678	-	-	71,294	7,678
Miscellaneous	123,538	127,768	-	-	123,538	127,768
Total revenues	3,140,669	2,865,509	1,479,412	1,291,936	4,620,081	4,157,445
Expenses:						
General government	419,232	353,835	-	-	419,232	353,835
Public safety	1,526,255	1,575,569	-	-	1,526,255	1,575,569
Streets	177,466	402,904	-	-	177,466	402,904
Cultural and recreational	29,213	27,221	-	-	29,213	27,221
Solid waste	198,260	200,910	-	-	198,260	200,910
Interest on long-term debt	162,321	168,048	-	-	162,321	168,048
Water and sewer	-	-	1,349,321	1,298,677	1,349,321	1,298,677
Total expenses	2,512,747	2,728,487	1,349,321	1,298,677	3,862,068	4,027,164
Increase in net position before transfers	627,922	137,022	130,091	(6,741)	758,013	130,281
Transfers	120,327	129,891	(120,327)	(129,891)	-	-
Increase in net position	748,249	266,913	9,764	(136,632)	758,013	130,281
Net position - beginning, as restated	(1,649,120)	(1,916,033)	2,607,445	2,744,077	958,325	828,044
Net position - ending	\$ (900,871)	\$ (1,649,120)	\$ 2,617,209	\$ 2,607,445	\$ 1,716,338	\$ 958,325

Certain reclassifications have been made to the prior year data to conform with the current year presentation and reflect adjustments to prior year data.

- The majority of the increase in revenue resulted from a increase in charges for services and capital grants and contributions of about \$59,000 and \$243,000, respectively.

Financial Analysis of Governmental Funds

As noted earlier, the City uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements.

Governmental Funds. The focus of the City's *governmental funds* is to provide information on near-term inflows, outflows, and balances of spendable resources. Such information is useful in assessing the City's financing requirements. In particular, unassigned fund balance may serve as a useful measure of a government's net resources available for discretionary use as it represents the portion of fund balance which has not yet been limited to use for a particular purpose by either an external party, the City itself, or a group or individual that has been delegated authority to assign resources for use for particular purposes by the City's Council.

As of the end of the current fiscal year, the City's governmental funds reported combined ending fund balances of \$2,376,276, an increase of \$608,768 in comparison with the prior year. Approximately 89% of this total amount (\$2,113,435) constitutes *unassigned fund balance*, which is available for spending at the City's discretion. The remainder of the fund balance is either *restricted* or *committed* to indicate that it is 1) restricted for particular purposes (\$161,199) or committed for particular purposes (\$101,642).

The general fund is the chief operating fund of the City. At the end of the current fiscal year, unassigned fund balance of the general fund was \$2,113,435 while total fund balance reached \$2,255,160. As a measure of the general fund's liquidity, it may be useful to compare both unassigned fund balance and total fund balance to total fund expenditures. Unassigned fund balance represents 96% of total general fund expenditures, while total fund balance represents 102% of that same amount.

The fund balance of the City's general fund increased \$631,739 during the current fiscal year.

The debt service fund has a total fund balance of \$59,219. The net decrease in fund balance during the current year in the debt service fund was \$24,199.

Proprietary Funds. The City's proprietary fund statements provide the same type of information found in the government-wide financial statements, but in more detail.

Unrestricted net position of the Water and Sewer fund at the end of the year amounted to \$982,423. Net position increased in 2015 by \$9,764. Other factors concerning the finances of this fund have already been addressed in the analysis of the City's operations.

General Fund Budgetary Highlights

Original budget compared to final budget. During the year, the City increased the original estimated revenue by \$52,325. This was offset with an increase in expenditures of \$56,185. The main components of the difference between original budget and final amended budget can be briefly summarized as follows:

- \$20,550 increase in license and permit revenue
- \$25,375 increase in charges for services revenue
- \$33,673 increase in general government expenditures
- \$19,501 increase in public safety expenditures

Final budget compared to actual results. General fund actual revenues of \$2,486,024 exceeded budgeted revenues of \$2,459,120 by \$26,904.

Budgeted general fund expenditures of \$2,751,641 exceeded actual expenditures of \$2,183,336. This \$568,305 positive variance in expenditures was achieved through a series of expenditure restrictions imposed during the year.

Capital Assets and Debt Administration

Capital assets. The City's investment in capital assets for its governmental and business-type activities as of September 30, 2015, amounts to \$4,074,723 (net of accumulated depreciation). This investment in capital assets includes land, construction in progress, buildings, improvements, machinery and equipment, and infrastructure.

City of Ovilla's Capital Assets (net of depreciation)

	Governmental Activities		Business-Type Activities		Total	
	2015	2014	2015	2014	2015	2014
Land	\$ 147,035	\$ 147,035	\$ 86,700	\$ 86,700	\$ 233,735	\$ 233,735
Construction in progress	-	-	-	14,740	-	14,740
Buildings	153,247	163,841	57,457	59,788	210,704	223,629
Improvements	-	-	2,380,852	2,440,511	2,380,852	2,440,511
Machinery and equipment	347,339	492,637	101,802	92,036	449,141	584,673
Infrastructure	800,291	835,965	-	-	800,291	835,965
Total	\$ 1,447,912	\$ 1,639,478	\$ 2,626,811	\$ 2,693,775	\$ 4,074,723	\$ 4,333,253

Major capital asset events during the current fiscal year included the following:

- Machinery and equipment additions of approximately \$49,000.
- Infrastructure improvements of approximately \$100,000.
- Machinery and equipment disposals of approximately \$117,000.

Additional information on the City of Ovilla's capital assets can be found in note 2.E on pages 36-37 of this report.

Long-term Debt. At the end of the current fiscal year, the City had a total bonded debt of \$5,810,000, all of which comprises bonded debt backed by the full faith and credit of the government.

City of Ovilla's Outstanding Debt

	Governmental Activities		Business-Type Activities		Total	
	2015	2014	2015	2014	2015	2014
General obligation refunding	\$ 4,669,656	\$ 4,963,016	\$ 1,140,344	\$ 1,211,984	\$ 5,810,000	\$ 6,175,000
Total	\$ 4,669,656	\$ 4,963,016	\$ 1,140,344	\$ 1,211,984	\$ 5,810,000	\$ 6,175,000

The City's General Obligation Refunding Bonds ratings are listed below.

	<u>Standard's & Poor's</u>
General Obligation Refunding	AA

Additional information on the City of Ovilla's long term-debt can be found in note 2.H on pages 39-41 of this report.

Economic Factors and Next Year's Budgets and Rates

The FY2014-15 Budget calls for adopting the Effective Tax Rate (ETR) of \$0.6719 per \$100 of assessed property valuation. The operating tax rate is projected to increase from \$0.5019 to \$0.5101 and the debt rate will decrease from \$0.1700 to \$0.1618. The adopted tax rate of \$0.6719 is the same tax rate as fiscal year 2013-2014. The total combined budget of \$4,938,006 represents a decrease of \$27,120 less than the FY2013-14 Amended Budget of \$4,965,126, and an increase of \$371,512, or 7.5% over FY2013-2014 Adopted Budget.

According to both Ellis County and Dallas County Appraisal Districts, the total assessed property value for 2014 equals \$261,857,352. Additionally, existing property values increased \$13,696,611 and includes \$5,171,120 of new property coming on-line. Total exemptions account for \$49,555,985 in assessed property value, which equates to \$332,967 in lost property tax revenue.

Other revenues are projected to increase slightly in FY2014-2015. Sales tax collections are projected up by 9% over FY2013-2014 and building permits and related fees are projected to rise based on an estimated thirty (30) new housing permits for the remaining lots in Ovilla Parc and Ovilla Creek Estates subdivisions.

The City's annual debt service, including principal of \$365,000 and interest of \$210,325 is \$575,325. The outstanding debt reflects \$5,810,000 in General Obligation Refunding Bonds payable through 2029.

The Five-Year Strategic Guide adopted in March 2014 provides the focus of this year's budget. The City will continue to pursue its mission of adopting policies that reflect the values of the citizens. Staff will continue their focus on providing quality services to our citizens. The main emphasis will be on road and street improvements including Ellis County portion of Cockrell Hill Road, and neighborhood streets Silverwood Drive, Westlawn, and East Highland. This budget includes funding to revise the Comprehensive Land Plan, install the Water Street waterline and the road repair on Water Street after construction, as well as funding for the City's estimated portion for right-of-way acquisition and utility relocation for the expansion of FM664, revisions to the zoning maps, four quarterly newsletters, the purchase of a used truck for Public Works, salary and wage adjustments, and a merit increase based on performance of up to 3%. There was one part-time position authorized in this budget for public safety.

The budget includes cost increases from the Trinity River Authority for wastewater treatment and from Dallas Water Utilities for wholesale water. The water rate increase will impact the City's water customer base rate by \$0.77 per month. There was a 5% increase to the cost of employee health insurance premiums and a 3.23% increase to the City's portion of Texas Municipal Retirement System.

Funding from Emergency Services District #2 for fire protection services was increased from \$145,000 to \$165,000 to cover the cost of additional staffing hours between 4 p.m. - 8 p.m. Monday through Friday, and to compensate the volunteer firefighters on Saturday and Sunday. Funding from Emergency Services District #4 increased from \$18,000 to \$18,745 with the intent of the District to hold an election in 2015 to increase the District's tax rate.

Requests for Information

This financial report is designed to provide a general overview of the City's finances for all those with an interest in the government's finances. Questions concerning any of the information provided in this report or requests for additional financial information should be addressed to the Office of the City Secretary, 105 South Cockrell Hill Rd., Ovilla, Texas 75154.

CITY OF OVILLA, TEXAS
STATEMENT OF NET POSITION
September 30, 2015

	Primary Government			Component Units	
	Governmental Activities	Business-type Activities	Total	Ovilla 4B Economic Development Corporation	Ovilla Municipal Development District
ASSETS					
Cash and cash equivalents	\$ 2,167,591	\$ 786,119	\$2,953,710	\$ 431,464	\$ 126,351
Investments	305,683	1,145	306,828	-	-
Receivables (net of allowance for uncollectibles)	106,521	340,859	447,380	-	5,976
Due from component unit	2,122	-	2,122	-	-
Due from primary government	-	-	-	22,321	-
Internal balances	64,415	(64,415)	-	-	-
Inventories	-	15,367	15,367	-	-
Prepaid items	-	28,696	28,696	-	-
Restricted assets:					
Cash and cash equivalents	-	223,095	223,095	-	-
Investments	-	4,858	4,858	-	-
Net pension asset	3,506	1,298	4,804	-	-
Capital assets:					
Non-depreciable	147,035	86,700	233,735	-	-
Depreciable (net of accumulated depreciation)	1,300,877	2,540,111	3,840,988	-	-
Total Assets	<u>4,097,750</u>	<u>3,963,833</u>	<u>8,061,583</u>	<u>453,785</u>	<u>132,327</u>
DEFERRED OUTFLOWS OF RESOURCES					
Deferred outflows - contributions	46,333	17,154	63,487	-	-
Deferred outflows - investment experience	14,014	5,188	19,202	-	-
Deferred outflows - actuarial experience	15,736	5,826	21,562	-	-
Total deferred outflows of resources	<u>76,083</u>	<u>28,168</u>	<u>104,251</u>	<u>-</u>	<u>-</u>
LIABILITIES					
Accounts payable and other current liabilities	200,200	55,403	255,603	-	-
Accrued payroll payable	38,750	11,816	50,566	-	-
Accrued interest payable	20,397	4,981	25,378	-	-
Due to component unit	22,321	-	22,321	-	-
Due to primary government	-	-	-	-	2,122
Customer deposits payable	-	67,770	67,770	-	-
Noncurrent liabilities:					
Due within one year	331,850	88,446	420,296	-	-
Due in more than one year	4,461,186	1,090,377	5,551,563	-	-
Total Liabilities	<u>5,074,704</u>	<u>1,318,793</u>	<u>6,393,497</u>	<u>-</u>	<u>2,122</u>
NET POSITION					
Net investment in capital assets	(3,314,672)	1,594,590	(1,720,082)	-	-
Restricted for:					
Cultural and recreational	91,457	-	91,457	-	-
Debt service	59,219	-	59,219	-	-
Economic development	-	-	-	453,785	-
Infrastructure improvements	-	96,195	96,195	-	-
Municipal development	-	-	-	-	130,205
Public safety	10,523	-	10,523	-	-
Unrestricted	2,252,602	982,423	3,235,025	-	-
Total Net Position	<u>\$ (900,871)</u>	<u>\$ 2,673,208</u>	<u>\$1,772,337</u>	<u>\$ 453,785</u>	<u>\$ 130,205</u>

The notes to the financial statements are an integral part of this statement.

CITY OF OVILLA, TEXAS
STATEMENT OF ACTIVITIES
For the Fiscal Year Ended September 30, 2015

Function/Program Activities	Net (Expense) Revenue and Changes in Net Position									
	Program Revenues					Component Units				
	Charges for Services	Operating Grants and Contributions	Capital Grants and Contributions	Governmental Activities	Primary Government Business-type Activities	Total	Ovilla 4B Economic Corporation	Ovilla Municipal Development District		
Expenses										
\$ 419,232	\$ 198,046	\$ 3,000	\$ 101,642	\$ (116,544)	\$ -	\$ (116,544)	\$ -	\$ -		
1,526,255	228,565	4,624	-	(1,293,066)	-	(1,293,066)	-	-		
177,466	-	-	-	(177,466)	-	(177,466)	-	-		
29,213	-	-	16,057	(13,156)	-	(13,156)	-	-		
198,260	243,815	-	-	45,555	-	45,555	-	-		
162,321	-	-	-	(162,321)	-	(162,321)	-	-		
<u>2,512,747</u>	<u>670,426</u>	<u>7,624</u>	<u>117,699</u>	<u>(1,716,998)</u>	<u>-</u>	<u>(1,716,998)</u>	<u>-</u>	<u>-</u>		
Business-type activities:										
Water and sewer	1,349,321	-	-	-	126,626	126,626	-	-		
Total business-type activities	<u>1,349,321</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>126,626</u>	<u>126,626</u>	<u>-</u>	<u>-</u>		
Total primary government	<u>\$ 3,862,068</u>	<u>\$ 1,997,877</u>	<u>\$ 266,195</u>	<u>(1,716,998)</u>	<u>126,626</u>	<u>(1,590,372)</u>	<u>-</u>	<u>-</u>		
Component Units:										
Economic development	19,166	-	-	-	-	-	(19,166)	-		
Municipal development	2,393	-	-	-	-	-	-	(2,393)		
Total component units	<u>\$ 21,559</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>-</u>	<u>-</u>	<u>(19,166)</u>	<u>(2,393)</u>		
General revenues:										
Property taxes				1,761,585	-	1,761,585	-	-		
Sales taxes				221,241	-	221,241	88,496	32,908		
Franchise taxes				159,972	-	159,972	-	-		
Investment earnings				7,290	3,465	10,755	1,336	363		
Gain on sale of capital assets				71,294	-	71,294	-	-		
Miscellaneous				123,538	-	123,538	-	-		
Transfers				120,327	(120,327)	-	-	-		
Total general revenues and transfers				<u>2,465,247</u>	<u>(116,862)</u>	<u>2,348,385</u>	<u>89,832</u>	<u>33,271</u>		
Change in net position				748,249	9,764	758,013	70,666	30,878		
Net position - beginning, as restated				(1,849,120)	2,663,444	1,014,324	383,119	99,327		
Net position - ending				<u>\$ (900,871)</u>	<u>\$ 2,673,208</u>	<u>\$ 1,772,337</u>	<u>\$ 453,785</u>	<u>\$ 130,205</u>		

The notes to the financial statements are an integral part of this statement.

CITY OF OVILLA, TEXAS
BALANCE SHEET
GOVERNMENTAL FUNDS
September 30, 2015

	<u>General</u>	<u>Debt Service</u>	<u>Other Governmental Funds</u>	<u>Total Governmental Funds</u>
ASSETS				
Cash and cash equivalents	\$ 2,075,861	\$ 28,124	\$ 63,606	\$ 2,167,591
Investments	305,683	-	-	305,683
Receivables (net of allowance for uncollectibles)	104,036	2,485	-	106,521
Due from component unit	2,122	-	-	2,122
Due from other funds	34,571	31,233	-	65,804
Total assets	<u>\$ 2,522,273</u>	<u>\$ 61,842</u>	<u>\$ 63,606</u>	<u>\$ 2,647,721</u>
LIABILITIES				
Accounts payable and other current liabilities	\$ 199,480	\$ -	\$ 720	\$ 200,200
Accrued payroll payable	38,750	-	-	38,750
Due to other funds	-	400	989	1,389
Due to component unit	22,321	-	-	22,321
Total liabilities	<u>260,551</u>	<u>400</u>	<u>1,709</u>	<u>262,660</u>
DEFERRED INFLOWS OF RESOURCES				
Unavailable revenue-property tax	6,562	2,223	-	8,785
FUND BALANCES				
Restricted for:				
Cultural and recreational	29,560	-	61,897	91,457
Debt service	-	59,219	-	59,219
Public safety	10,523	-	-	10,523
Committed for:				
Infrastructure improvements	101,642	-	-	101,642
Unassigned	<u>2,113,435</u>	<u>-</u>	<u>-</u>	<u>2,113,435</u>
Total fund balances	<u>2,255,160</u>	<u>59,219</u>	<u>61,897</u>	<u>2,376,276</u>
Total liabilities, deferred inflows of resources, and fund balances	<u>\$ 2,522,273</u>	<u>\$ 61,842</u>	<u>\$ 63,606</u>	

Amounts reported for governmental activities in the statement of net position are different because:

Capital assets used in governmental activities are not financial resources and, therefore, are not reported in the funds. 1,447,912

Other long-term assets are not available to pay for current period expenditures and, therefore, are reported as unavailable revenue in the funds. 8,785

Net pension asset and related deferred items are not financial resources and, therefore, are not reported in the funds.

Net pension asset	\$ 3,506	
Deferred outflows - contributions	46,333	
Deferred outflows - investment experience	14,014	
Deferred outflows - actuarial experience	<u>15,736</u>	79,589

Long-term liabilities, including bonds payable, are not due and payable in the current period and, therefore, are not reported in the funds.

Accrued interest payable	(20,397)	
Due within one year	(331,850)	
Due in more than one year	<u>(4,461,186)</u>	<u>(4,813,433)</u>
Net position of governmental activities		<u>\$ (900,871)</u>

The notes to the financial statements are an integral part of this statement.

CITY OF OVILLA, TEXAS
STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES
GOVERNMENTAL FUNDS
For the Fiscal Year Ended September 30, 2015

	General	Debt Service	Other Governmental Funds	Total Governmental Funds
REVENUES				
Property taxes	\$ 1,340,068	\$ 426,047	\$ -	\$ 1,766,115
Sales taxes	221,241	-	-	221,241
Franchise taxes	159,972	-	-	159,972
Licenses and permits	183,232	-	-	183,232
Fines and forfeitures	47,767	-	-	47,767
Charges for current services	439,423	-	-	439,423
Revenues from use of money and property	6,629	549	112	7,290
Special assessment	-	-	16,057	16,057
Miscellaneous	123,538	-	-	123,538
Intergovernmental	1,164	-	-	1,164
Contributions and donations	104,642	-	3,460	108,102
Total revenues	<u>2,627,676</u>	<u>426,596</u>	<u>19,629</u>	<u>3,073,901</u>
EXPENDITURES				
Current:				
General government	417,421	-	-	417,421
Public safety	1,431,557	-	14,401	1,445,958
Streets	126,479	-	-	126,479
Cultural and recreational	27,320	-	4,000	31,320
Solid waste	198,260	-	-	198,260
Debt service:				
Principal retirement	-	293,360	-	293,360
Interest and fiscal charges	-	169,444	-	169,444
Total expenditures	<u>2,201,037</u>	<u>462,804</u>	<u>18,401</u>	<u>2,682,242</u>
Excess (deficiency) of revenues over (under) expenditures	<u>426,639</u>	<u>(36,208)</u>	<u>1,228</u>	<u>391,659</u>
OTHER FINANCING SOURCES (USES)				
Sale of capital assets	96,782	-	-	96,782
Transfers in	108,318	12,009	-	120,327
Total other financing sources (uses)	<u>205,100</u>	<u>12,009</u>	<u>-</u>	<u>217,109</u>
Net change in fund balances	631,739	(24,199)	1,228	608,768
Fund balances-beginning of year	<u>1,623,421</u>	<u>83,418</u>	<u>60,669</u>	<u>1,767,508</u>
Fund balances-end of year	<u>\$ 2,255,160</u>	<u>\$ 59,219</u>	<u>\$ 61,897</u>	<u>\$ 2,376,276</u>

The notes to the financial statements are an integral part of this statement.

CITY OF OVILLA, TEXAS
RECONCILIATION OF THE STATEMENT OF REVENUES,
EXPENDITURES, AND CHANGES IN FUND BALANCES OF GOVERNMENTAL FUNDS
TO THE STATEMENT OF ACTIVITIES
For the Fiscal Year Ended September 30, 2015

Amounts reported for governmental activities in the statement of activities (page 14) are different because:

Net Change in Fund Balances - total governmental funds (page 16)	\$ 608,768
--	------------

Governmental funds report capital outlay as expenditures. However, in the government-wide statement of activities and changes in net position, the cost of those assets is allocated over their estimated useful lives as depreciation expense. This is the amount of capital outlay recorded as capital assets in the current period.	23,543
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The net effect of various transactions involving capital assets (i.e., asset retirements/disposals) is to decrease net position.	(19,118)
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Depreciation expense on capital assets is reported in the government-wide statement of activities and changes in net position, but they do not require the use of current financial resources. Therefore, depreciation expense is not reported as expenditure in governmental funds.	(195,991)
--	-----------

The issuance of long-term debt (e.g. bonds) provides current financial resources to governmental funds, while the repayment of the principal of long-term debt consumes the current financial resources of governmental funds. Neither transaction, however, has any effect on net position. Also, governmental funds report the effect of premiums, discounts, and similar items when debt is first issued, whereas these amounts are deferred and amortized in the statement of activities. This amount is the net effect of these differences in the treatment of long-term debt and related items.

Bond principal repayments	\$ 293,360		
Amortization of bond discount	(773)		
Amortization of bond premium	7,162		299,749

Accrued interest expense on long-term debt is reported in the government-wide statement of activities and changes in net position, but does not require the use of current financial resources; therefore, accrued interest expense is not reported as expenditures in governmental funds. Change in accrued interest.	734
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Some property tax will not be collected for several months after the City's fiscal year end. These are not considered "available" revenues in the governmental funds until received. Change in unavailable revenue on fund statements.	(4,530)
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Pension contributions are recorded as expenditures in the governmental funds. However, in the statement of activities, these contributions are converted to the full accrual GASBS 68 pension amounts.

Deferred outflows - contributions	17,049		
Deferred outflows - investment experience	14,014		
Deferred outflows - actuarial experience	15,736		46,799

Some expenses reported in the statement of activities do not require the use of current financial resources and, therefore, are not reported as expenditures in the governmental funds.

Compensated absences	9,237		
Net pension asset	(20,942)		(11,705)

Change in net position of governmental activities (page 14)	\$ 748,249
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The notes to the financial statements are an integral part of this statement.

CITY OF OVILLA, TEXAS
STATEMENT OF NET POSITION
PROPRIETARY FUND
September 30, 2014

	Business-type Activities - Enterprise (Water and Sewer) Fund
ASSETS	
Current assets:	
Cash and cash equivalents	\$ 786,119
Investments	1,145
Receivables (net of allowance for uncollectibles)	340,859
Inventories	15,367
Prepaid items	28,696
Total current assets	<u>1,172,186</u>
Noncurrent assets:	
Restricted assets:	
Cash and cash equivalents	223,095
Investments	4,858
Total restricted assets	<u>227,953</u>
Net pension asset	1,298
Capital assets (net, where applicable of accumulated depreciation)	2,626,811
Total noncurrent assets	<u>2,856,062</u>
Total assets	<u>4,028,248</u>
DEFERRED OUTFLOWS OF RESOURCES	
Deferred outflows - contributions	17,154
Deferred outflows - investment experience	5,188
Deferred outflows - actuarial experience	5,826
Total deferred outflows of resources	<u>28,168</u>
LIABILITIES	
Current liabilities:	
Accounts payable and other current liabilities	55,403
Accrued payroll payable	11,816
Due to other funds	64,415
Accrued interest payable	4,981
Compensated absences	14,844
Customer deposits payable	67,770
Bonds payable	73,602
Total current liabilities	<u>292,831</u>
Noncurrent liabilities:	
Bonds payable	1,090,377
Total noncurrent liabilities	<u>1,090,377</u>
Total liabilities	<u>1,383,208</u>
NET POSITION	
Net investment in capital assets	1,594,590
Restricted for infrastructure improvements	96,195
Unrestricted	982,423
Total net position	<u>\$ 2,673,208</u>

The notes to the financial statements are an integral part of this statement.

CITY OF OVILLA, TEXAS
STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN FUND NET POSITION
PROPRIETARY FUND
For the Fiscal Year Ended September 30, 2015

	Business-type Activities - Enterprise (Water and Sewer) Fund
OPERATING REVENUES	
Water sales	\$ 900,264
Sewer service charge	394,755
Miscellaneous	32,432
Total operating revenues	<u>1,327,451</u>
OPERATING EXPENSES	
Water administration	145,761
Water	596,040
Sewer	390,566
Depreciation	177,524
Total operating expenses	<u>1,309,891</u>
Operating income	<u>17,560</u>
NONOPERATING REVENUES (EXPENSES)	
Investment earnings	3,465
Interest and fiscal charges	(39,430)
Total nonoperating revenue (expenses)	<u>(35,965)</u>
Income before contributions and transfers	(18,405)
Capital contributions	148,496
Transfer out	<u>(120,327)</u>
Change in net position	9,764
Net position - beginning, as restated	2,663,444
Net position - ending	<u><u>\$ 2,673,208</u></u>

The notes to the financial statements are an integral part of this statement.

CITY OF OVILLA, TEXAS
STATEMENT OF CASH FLOWS
PROPRIETARY FUND
For the Fiscal Year Ended September 30, 2015

	Business-type Activities - Enterprise (Water and Sewer) Fund
CASH FLOWS FROM OPERATING ACTIVITIES	
Receipts from customers and users	\$ 1,267,200
Payments to suppliers	(871,431)
Payments to employees	(296,117)
Net cash provided by (used for) operating activities	<u>99,652</u>
CASH FLOWS FROM NONCAPITAL FINANCING ACTIVITIES	
Repayment of advances from other funds	(102,045)
Transfers to other funds	(120,327)
Increase in net pension asset	(9,572)
Net cash provided by (used for) noncapital financing activities	<u>(231,944)</u>
CASH FLOWS FROM CAPITAL AND RELATED FINANCING ACTIVITIES	
Capital contribution	148,496
Acquisition and construction of capital assets	(110,560)
Principal paid on bond maturities	(71,640)
Interest and fiscal charges paid on bonds	(41,281)
Net cash provided by (used for) capital and related financing activities	<u>(74,985)</u>
CASH FLOWS FROM INVESTING ACTIVITIES	
Interest on investments	<u>3,465</u>
Net cash provided by investing activities	<u>3,465</u>
Net decrease in cash and cash equivalents	(203,812)
Cash and cash equivalents October 1 (including \$246,575 reported in restricted accounts)	<u>1,219,029</u>
Cash and cash equivalents September 30 (including \$227,953 reported in restricted accounts)	<u>\$ 1,015,217</u>
Reconciliation of operating income to net cash provided by (used for) operating activities:	
Operating income	\$ 17,560
Adjustments to reconcile operating income to net cash provided by (used for) operating activities:	
Depreciation	177,524
(Increase) decrease in accounts receivable	(72,951)
(Increase) decrease in inventory	1,831
(Increase) decrease in prepaid items	27,303
Increase (decrease) in accounts payable and accrued expenses	(64,315)
Increase (decrease) in customer deposits	12,700
Total adjustments	<u>82,092</u>
Net cash provided by (used for) operating activities	<u>\$ 99,652</u>

The notes to the financial statements are an integral part of this statement.

CITY OF OVILLA, TEXAS
STATEMENT OF FIDUCIARY NET POSITION
FIDUCIARY FUND
September 30, 2015

	Insurance Trust Fund
ASSETS	
Current assets:	
Cash and cash equivalents	\$ 177
Total assets	<u>177</u>
LIABILITIES	-
NET POSITION	
Restricted for employee benefits	177
Total net position	<u>\$ 177</u>

The notes to the financial statements are an integral part of this statement.

CITY OF OVILLA, TEXAS
STATEMENT OF CHANGES IN FIDUCIARY NET POSITION
FIDUCIARY FUND
For the Fiscal Year Ended September 30, 2015

	<u>Insurance Trust Fund</u>
ADDITIONS	
Contributions	
Employer	\$ 161,586
Revenues from use of money	10
Total contributions	<u>161,596</u>
Total additions	
DEDUCTIONS	
Benefits	<u>172,685</u>
Total deductions	<u>172,685</u>
Change in net position	(11,089)
Net position - beginning	11,266
Net position - ending	<u><u>\$ 177</u></u>

The notes to the financial statements are an integral part of this statement.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

A. Description of government-wide financial statements

The government-wide financial statements (i.e., the statement of net position and the statement of activities) report information on all of the nonfiduciary activities of the primary government and its component units. *Governmental activities*, which normally are supported by taxes, intergovernmental revenues, and other nonexchange transactions, are reported separately from *business-type activities*, which rely to a significant extent on fees and charges to external customers for support. Likewise, the *primary government* is reported separately from certain legally separate *component units* for which the primary government is financially accountable.

B. Reporting entity

The City of Ovilla, Texas (the "City") is a general law municipality and was incorporated in 1963. The accompanying financial statements present the City and its component units, entities for which the government is considered financially accountable. The Corporations described below are included in the City's reporting entity because the City appoints the governing body and the Corporations are fiscally dependent on the City. The Corporations are reported as discretely presented component units since their governing bodies are not substantively the same as the governing body of the City, and they provide services to the citizens of Ovilla and the surrounding area as opposed to only the primary government. To emphasize that they are legally separate from the City, they are reported in separate columns in the financial statements. Fund information for the component units may be found in the supplementary information in this report.

Discretely presented component units. The *Ovilla 4B Economic Development Corporation* was created under Section 4B of the Development Corporation Act of 1979, as amended, Article 5190.6, Vernon's Texas civil statutes, as amended, and is responsible for collecting and disbursing the one-half percent sales tax to be used for economic development within the City. The members of the Corporation's board are appointed by the City. The City can impose its will on the Corporation by significantly influencing the program, projects, activities, or level of service performed by the Corporation. The Corporation is presented as a governmental fund type and has a September 30 year-end.

The *Ovilla Municipal Development District* was created in accordance with Chapter 377 of the Texas Local Government Code and is responsible for collecting and disbursing the one-quarter percent sales tax to be used for municipal development within the City. The members of the District's board are appointed by the City. The City can impose its will on the District by significantly influencing the program, projects, activities, or level of service performed by the District. The District is presented as a governmental fund type and has a September 30 year-end.

Separate financial statements for the Corporation and District are not issued.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

C. Basis of presentation - government-wide financial statements

While separate government-wide and fund financial statements are presented, they are interrelated. The governmental activities column incorporates data from governmental funds, while business-type activities incorporate data from the government's enterprise funds. Separate financial statements are provided for governmental funds, proprietary funds and fiduciary funds, even though the latter are excluded from the government-wide financial statements. The statement of net position reports all financial and capital resources. The statement of activities demonstrates the degree to which the direct expenses of a given function or segment are offset by program revenues. Direct expenses are those that are clearly identifiable with a specific function or segment.

As discussed earlier, the City has two discretely presented component units. The Ovilla 4B Economic Development Corporation and Ovilla Municipal Development District are considered to be major component units and are shown in separate columns in the government-wide financial statements.

As a general rule, the effect of interfund activity has been eliminated from the government-wide financial statements. Exceptions to this general rule are charges between the City's water and sewer function and various other functions of the City. Elimination of these charges would distort the direct costs and program revenues reported for the various functions concerned.

D. Basis of presentation - fund financial statements

The fund financial statements provide information about the City's funds, including its fiduciary funds. Separate statements for each fund category—governmental, proprietary and fiduciary—are presented. The emphasis of fund financial statements is on major governmental and enterprise funds, each displayed in a separate column. All remaining governmental and enterprise funds are aggregated and reported as nonmajor funds. Major individual governmental and enterprise funds are reported as separate columns in the fund financial statements.

The City reports the following major governmental funds:

The *general fund* is the City's primary operating fund. It accounts for all financial resources of the general government, except those required to be accounted for in another fund.

The *debt service fund* accounts for the resources accumulated and payments made for principal and interest and related costs on long-term general obligation debt of governmental funds.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

D. Basis of presentation - fund financial statements (continued)

The City reports the following major proprietary fund:

The *water and sewer fund* accounts for the activities of the sewage pumping stations and collection systems, and the water distribution system.

The City reports the following fiduciary fund:

The *insurance trust fund* is used to account for the receipt, investment, and distribution of contributions used to pay premiums on insured employee welfare benefit plans.

During the course of operations the City has activity between funds for various purposes. Any residual balances outstanding at year end are reported as due from/to other funds and advances to/from other funds. While these balances are reported in fund financial statements, certain eliminations are made in the preparation of the government-wide financial statements. Balances between the funds included in governmental activities (i.e., the governmental funds) are eliminated so that only the net amount is included as internal balances in the governmental activities column.

Further, certain activity occurs during the year involving transfers of resources between funds. In fund financial statements these amounts are reported at gross amounts as transfers in/out. While reported in fund financial statements, certain eliminations are made in the preparation of the government-wide financial statements. Transfers between the funds included in governmental activities are eliminated so that only the net amount is included as transfers in the governmental activities column.

E. Measurement focus and basis of accounting

The accounting and financial reporting treatment is determined by the applicable measurement focus and basis of accounting. Measurement focus indicates the type of resources being measured such as *current financial resources* or *economic resources*. The basis of accounting indicates the timing of transactions or events for recognition in the financial statements.

The government-wide financial statements are reported using the *economic resources measurement focus* and the *accrual basis of accounting*. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of related cash flows. Property taxes are recognized as revenues in the year for which they are levied. Grants and similar items are recognized as revenue as soon as all eligibility requirements imposed by the provider have been met.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

E. Measurement focus and basis of accounting (continued)

The governmental fund financial statements are reported using the *current financial resources measurement focus* and the *modified accrual basis of accounting*. Revenues are recognized as soon as they are both measurable and available. Revenues are considered to be available when they are collectible within the current period or soon enough thereafter to pay liabilities of the current period. For this purpose, the City considers revenues to be available if they are collected within 60 days of the end of the current fiscal period. Expenditures generally are recorded when a liability is incurred, as under accrual accounting. However, debt service expenditures, as well as expenditures related to compensated absences, are recorded only when payment is due. General capital asset acquisitions are reported as expenditures in governmental funds. Issuance of long-term debt and acquisitions under capital leases are reported as other financing sources.

Property taxes, sales taxes, franchise taxes, licenses and permits, charges for services, and interest associated with the current fiscal period are all considered to be susceptible to accrual and so have been recognized as revenues of the current fiscal period, if available. Expenditure-driven grants are recognized as revenue when the qualifying expenditures have been incurred and all other eligibility requirements have been met, and the amount is received during the period or within the availability period for this revenue source (within 60 days of year end). All other revenue items are considered to be measurable and available only when cash is received by the City.

The proprietary and insurance trust fund are reported using the economic resources measurement focus and the accrual basis of accounting.

F. Budgetary information

1. Budgetary basis of accounting

Annual budgets for the general, debt service and water and sewer funds are adopted on the budgetary basis of accounting. All annual appropriations lapse at fiscal year end. The legal level of budgetary control is the fund level.

2. Compliance with finance related legal and contractual provisions

The City has no material violations of finance related legal and contractual provisions, including the Texas Public Funds Investment Act.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

G. Assets, liabilities, deferred inflows of resources, and net position/fund balance

1. Cash and cash equivalents

For purposes of the statement of cash flows the City's cash and cash equivalents are considered to be cash on hand, demand deposits, certificates of deposit, and short-term investments with a maturity of three months or less from the date of acquisition.

2. Investments

Investments for the City are reported at fair value (generally based on quoted market prices) except for the position in TexPool and TexSTAR.

In accordance with state law, TexPool operates in conformity with all of the requirements of the Securities and Exchange Commission's (SEC) Rule 2a7 as promulgated under the Investment Company Act of 1940, as amended. Accordingly, TexPool qualifies as a 2a7-like pool and is reported at the net asset value per share (which approximates fair value) even though it is calculated using the amortized cost method. TexPool is subject to regulatory oversight by the State Treasurer, although it is not registered with the SEC.

The State Comptroller of Public Accounts oversees TexPool. Federated Investors is the full service provider to the pools managing the assets, providing participant services, and arranging for all custody and other functions in support of the pools operations under a contract with the Comptroller.

TexPool is managed conservatively to provide a safe, efficient, and liquid investment alternative to Texas governments. The pools seek to maintain a \$1.00 value per share as required by the Texas Public Funds Investment Act. TexPool investments consist exclusively of U.S. Government securities, repurchase agreements collateralized by U.S. Government securities, and AAA-rated no-load money market mutual funds. TexPool is rated AAAm by Standard & Poor's, the highest rating a local government investment pool can achieve. The weighted average maturities of the pools cannot exceed 60 days, with the maximum maturity of any investment limited to 13 months. TexPool, like its participants, is governed by the Texas Public Funds Investment Act, and is in full compliance with the Act.

TexSTAR is a local government investment pool created under the Interlocal Cooperation Act specifically tailored to meet Texas state and local government investment objectives of preservation of principal, daily liquidity and competitive yield. The fund is rated AAAm by Standard & Poor's and maintains a maturity of 60 days or less, with a maximum maturity of 13 months for any individual security. The fund seeks to maintain a constant dollar objective and fulfills all requirements of the Texas Public Fund Investment Act for local government investment pools.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

G. Assets, liabilities, deferred inflows of resources, and net position/fund balance (continued)

J.P. Morgan Investment Management Inc. ("JPMIM" or the "investment manager") and First Southwest Company ("FSC") serve as co-administrators for TexSTAR. JPMIM provides investment management services, and FSC provides participant services and marketing. Custodial, fund accounting and depository services are provided by JPMorgan Chase Bank, N.A. and/or its subsidiary J.P. Morgan Investor Services Co. Transfer agency services are provided by Boston Financial Data Services, Inc. ("BFDS" or the "Transfer Agent"). Each of JPMIM, FSC, BFDS and JPMorgan Chase Bank, N.A. may provide certain services, including those described herein, through the use of subcontractors and/or delegates.

3. *Restricted assets*

Certain proceeds of the City's enterprise fund bonds are classified as restricted assets on the statement of net position because they are maintained in separate bank accounts and their use is limited by applicable bond covenants. The "bond construction" account is used to report those proceeds of bond issuances that are restricted for use in construction. The "infrastructure impact fees" account is used to segregate resources accumulated for infrastructure improvements.

4. *Receivables and allowances for doubtful accounts*

All trade and property tax receivables are shown net of an allowance for uncollectibles. Trade accounts receivable in excess of 90 days comprise the trade accounts receivable allowance for uncollectibles. The property tax receivable allowance is the lesser of .2 percent of the tax levy for each fiscal year or the outstanding property taxes for each fiscal year at year end.

5. *Inventories*

Inventories are valued at cost using the first-in/first-out (FIFO) method and consist of expendable supplies. The cost of such inventories is recorded as expenditures/expenses when consumed rather than when purchased.

6. *Prepaid items*

Certain payments to vendors reflect costs applicable to future accounting periods and are recorded as prepaid items in both the government-wide and fund financial statements. The cost of prepaid items is recorded as expenditures/expenses when consumed rather than when purchased.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

G. Assets, liabilities, deferred inflows of resources, and net position/fund balance (continued)

7. Capital assets

Capital assets, which include property, plant, equipment and infrastructure assets (e.g., roads, bridges, curbs and gutters, streets and sidewalks, drainage systems, lighting systems and similar items), are reported in the applicable governmental or business-type activities columns in the government-wide financial statements. Capital assets are defined by the City as assets with an initial, individual cost of more than \$2,000 and an estimated useful life in excess of one year.

As the City constructs or acquires additional capital assets each period, they are capitalized and reported at historical cost. The reported value excludes normal maintenance and repairs which are essentially amounts spent in relation to capital assets that do not increase the capacity or efficiency of the item or increase its estimated useful life. Donated capital assets are recorded at their estimated fair value at the date of donation.

Interest incurred during the construction phase of capital assets of enterprise funds is included as part of the capitalized value of the assets constructed. The amount of interest capitalized depends on the specific circumstances. No interest was capitalized during 2015.

Land and construction in progress are not depreciated. The other property, plant, equipment, and infrastructure of the primary government are depreciated using the straight line method over the following estimated useful lives:

<u>Capital asset classes</u>	<u>Lives</u>
Buildings	30-40
Improvements	5-40
Machinery and equipment	3-15
Infrastructure	10-40

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

G. Assets, liabilities, deferred inflows of resources, and net position/fund balance (continued)

8. Deferred outflows/inflows of resources

In addition to assets, the statement of financial position will sometimes report a separate section for deferred outflows of resources. This separate financial statement element, deferred outflows of resources, represents a consumption of net position that applies to a future period(s) and so will not be recognized as an outflow of resources (expense/expenditure) until then. Deferred outflows of resources reported in this year's financial statements include (1) a deferred outflow of resources for contributions made to the City's defined benefit pension plan between the measurement date of the net pension liabilities from that plan and the end of the City's fiscal year, (2) deferred outflows of resources related to the differences between the projected and actual investment earnings for the City's multiple-employer defined benefit fund and (3) deferred outflows of resources related to the difference between expected and actual experience data used by the actuary. Deferred outflows for pension contributions will be recognized in the subsequent fiscal year. The differences between the projected and actual investment earnings are attributed to pension expense over a total of 5 years, including the current year. Deferred outflow of resources is attributed to pension expense over a total of 3.68 years, including the current year. No deferred outflows of resources affect the governmental funds financial statements in the current year.

In addition to liabilities, the statement of financial position will sometimes report a separate section for deferred inflows of resources. This separate financial statement element, deferred inflows of resources, represents an acquisition of net position that applies to a future period(s) and so will not be recognized as an inflow of resources (revenue) until that time. In its governmental funds, the only deferred inflow of resources is for revenues that are not considered available. The City will not recognize the related revenues until they are available (collected not later than 60 days after the end of the City's fiscal year) under the modified accrual basis of accounting. Accordingly, unavailable revenue from property taxes is reported in the governmental funds balance sheet.

9. Net position flow assumption

Sometimes the City will fund outlays for a particular purpose from both restricted (e.g., restricted bond or grant proceeds) and unrestricted resources. In order to calculate the amounts to report as restricted – net position and unrestricted – net position in the government-wide and proprietary fund financial statements, a flow assumption must be made about the order in which the resources are considered to be applied. It is the City's policy to consider restricted – net position to have been depleted before unrestricted – net position is applied.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

G. Assets, liabilities, deferred inflows of resources, and net position/fund balance (continued)

Net positions are classified in the following categories:

Net investment in capital assets —This amount consists of capital assets net of accumulated depreciation and reduced by outstanding debt that is attributed to the acquisition, construction, or improvement of the assets.

Restricted net position —This amount is restricted by creditors, grantors, contributors, or laws or regulations of other governments.

Unrestricted net position —This amount is the net position that does not meet the definition of “net investment in capital assets” or “restricted net position”.

10. Fund balance flow assumption

Sometimes the government will fund outlays for a particular purpose from both restricted and unrestricted resources (the total of committed, assigned, and unassigned fund balance). In order to calculate the amounts to report as restricted, committed, assigned, and unassigned fund balance in the governmental fund financial statements a flow assumption must be made about the order in which the resources are considered to be applied. It is the City's policy to consider restricted fund balance to have been depleted before using any of the components of unrestricted fund balance. Further, when the components of unrestricted fund balance can be used for the same purpose, committed fund balance is depleted first, followed by assigned fund balance. Unassigned fund balance is applied last.

11. Fund balance policies

The governmental fund financial statement present fund balance categorized based on the nature and extent of the constraints placed on the specific purposes for which a government's funds may be spent. The following classifications describe the relative strength of the spending constraints:

Nonspendable fund balance—amounts that are not in spendable form (such as inventories) are required to be maintained intact.

Restricted fund balance—amounts constrained to specific purposes by their providers (such as grantors, bondholders, and higher levels of government), through constitutional provisions, or by enabling legislation.

Committed fund balance—amounts constrained to specific purposes by the City itself, using its highest level of decision-making authority (i.e., City Council). To be reported as committed, amounts cannot be used for any other purpose unless the City takes the same highest level action to remove or change the constraint.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

G. Assets, liabilities, deferred inflows of resources, and net position/fund balance (continued)

Assigned fund balance—amounts the City intends to use for a specific purpose. Intent can be expressed by the City Council or by an official or body to which the City Council delegates the authority.

Unassigned fund balance—amounts that represent fund balance that has not been assigned to other funds and that has not been restricted, committed, or assigned to specific purposes within the general fund. Other governmental funds might report a negative balance in this classification, as the result of overspending for specific purposes for which amounts had been restricted, committed, or assigned. Positive balances are reported only in the general fund.

The City's goal is to maintain an unassigned fund balance in the general fund equal to twenty-five percent of budgeted expenditures less budgeted capital equipment items and any amounts budgeted as reserves.

H. Revenues and expenditures/expenses

1. Program revenues

Amounts reported as *program revenues* include 1) charges to customers or applicants who purchase, use, or directly benefit from goods, services, or privileges provided by a given function or segment and 2) grants and contributions (including special assessments) that are restricted to meeting the operational or capital requirements of a particular function or segment. All taxes, including those dedicated for specific purposes, and other internally dedicated resources are reported as general revenues rather than as program revenues.

2. Property taxes

Property taxes attach as an enforceable lien on real property and are levied as of October 1st on the assessed value listed as of the prior January 1st for all real and personal property. Appraised values are established by the Ellis Appraisal District as market value and assessed at 100% of appraised value. The Ellis County Tax Assessor/Collector bills and collects the City's property taxes, which are due October 1. Full payment can be made prior to the next January 31 to avoid penalty and interest charges. Over time substantially all property taxes are collected.

3. Compensated absences

The City's policy permits employees to accumulate earned but unused vacation pay benefits. The liability for such unused vacation is reported as incurred in the government-wide and proprietary fund financial statements. A liability for those amounts is recorded in the governmental funds only if the liability has matured as a result of employee resignations or retirements. The liability for compensated absences includes salary-related benefits, where applicable. Unused vacation shall be taken during the year following its accumulation.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

H. Revenues and expenditures/expenses (continued)

4. Proprietary funds operating and nonoperating revenues and expenses

Proprietary funds distinguish *operating* revenues and expenses from *nonoperating* items. Operating revenues and expenses generally result from providing services and producing and delivering goods in connection with a proprietary fund's principal ongoing operations. The principal operating revenues of the water and sewer fund are charges to customers for sales and services. Operating expenses for the water and sewer fund includes the cost of sales and services, administrative expenses, and depreciation on capital assets. All revenues and expenses not meeting this definition are reported as nonoperating revenues and expenses.

5. Long-term obligations

In the government-wide financial statements, and proprietary fund types in the fund financial statements, long-term debt and other long-term obligations are reported as liabilities in the applicable governmental activities, business-type activities, or proprietary fund type statement of net position. Bond premiums and discounts are deferred and amortized over the life of the bonds using the effective interest method. Bonds payable are reported net of the applicable bond premium or discount.

In the fund financial statements, governmental fund types recognize bond premiums and discounts during the current period. The face amount of debt issued is reported as other financing sources. Premiums received on debt issuances are reported as other financing sources while discounts on debt issuances are reported as other financing uses.

6. Pensions

For purposes of measuring the net pension asset, deferred outflows of resources and deferred inflows of resources related to pensions, and pension expense, information about the Fiduciary Net Position of the Texas Municipal Retirement System (TMRS) and additions to/deductions from TMRS's Fiduciary Net Position have been determined on the same basis as they are reported by TMRS. For this purpose, plan contributions are recognized in the period that compensation is reported for the employee, which is when contributions are legally due. Benefit payments and refunds are recognized when due and payable in accordance with the benefit terms. Investments are reported at fair value.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

H. Revenues and expenditures/expenses (continued)

I. New GASB pronouncement

The Governmental Accounting Standards Board has issued a new pronouncement that the City has reviewed for application to their accounting and reporting.

GASB Statement No. 68, *Accounting and Financial Reporting for Pensions – an amendment of GASB Statement No. 27*, effective for periods beginning after June 15, 2014, replaces the requirements of GASB Statements No. 27 as it relates to pensions that are provided through pension plans administered as trusts or equivalent arrangements that meet certain criteria. The standard requires government employers to recognize as a liability, for the first time, their long-term obligation for pension benefits. The employer liability is to be measured as the difference between the present value of projected benefit payments to be provided through the pension plan for past periods of service less the amount of the pension plan's fiduciary net position. Obligations for employers with cost sharing plans will be based on their proportionate share of contributions to the pension plan. The standard also requires more immediate recognition of annual service cost, interest and changes in benefits for pension expense; specifies requirements for discount rates, attribution methods; and changes disclosure requirements.

NOTE 2 – DETAILED NOTES ON ALL ACTIVITIES AND FUNDS

A. Cash deposits with financial institutions

Custodial credit risk-deposits. In the case of deposits, this is the risk that in the event of a bank failure, the City's deposits may not be returned to it. State statutes require that all deposits in financial institutions be fully insured or collateralized by U.S. Government obligations or obligations of Texas and its agencies that have a market value of not less than the principal amount of the deposits. At year-end, the City's bank balance was \$3,508,625. Of the bank balance, \$716,539 was covered by federal depository insurance and the remaining balance, \$2,792,086 was covered by collateral pledged in the City's name. The collateral was held in the City's name by the safekeeping departments of the pledging bank's agent and had a fair value of approximately \$4,273,000.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 2 – DETAILED NOTES ON ALL ACTIVITIES AND FUNDS (continued)

B. Investments

Public funds of the City of Ovilla may be invested in the following obligations: (1) obligations of the United States or its agencies and instrumentalities, excluding mortgage-backed securities and including or any obligation fully guaranteed or insured by the FDIC, (2) direct obligations of the State of Texas, or its agencies and instrumentalities, (3) other obligations which are unconditionally guaranteed or insured by, or backed by the full faith and credit of, the State of Texas or the United States or their respective agencies and instrumentalities, excluding mortgage-related securities, (4) fully insured or collateralized certificates of deposits at a national or state bank with FDIC membership, domiciled within the State of Texas, (5) investment pools meeting the criteria established by section 2256.016 of the Texas Government Code, (6) repurchase agreements, reverse repurchase agreements, bankers' acceptances, and commercial paper provided these instruments are authorized for the City to the extent that they are contained in the portfolios of approved public funds investment pools in which the City invests, and (7) regulated no-load money market mutual funds.

The State Treasurer's Investment Pools (TexPool and TexSTAR) operate in accordance with state law, which requires it to meet all of the requirements of Rule 2a-7 of the Securities and Exchange Commission. See note 1.G.2, Investments, for a discussion of how the shares in the Pool are valued. The Pools have a credit rating of AAA from Standard & Poor's Financial Services. Local government investment pools in this rating category meet the highest standards for credit quality, conservative investment policies, and safety of principal. TexPool and TexSTAR invest in a high quality portfolio of debt securities investments legally permissible for municipalities and school districts in the state.

<u>Investment Type</u>	<u>Fair Value</u>
TexPool	\$ 308
TexSTAR	10,351
Certificates of deposit	301,027
	<u>\$ 311,686</u>

Generally, *credit risk* is the risk that an issuer of an investment will not fulfill its obligation to the holder of the investment. This is measured by the assignment of a rating by a nationally recognized statistical rating organization. As of September 30, 2015, the City's investment in both TexPool and TexSTAR are rated AAAM by Standard & Poor's.

Concentration of credit risk. The City's investment policy contains no limitations on the amount that can be invested in authorized local government investment pools.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 2 - DETAILED NOTES ON ALL ACTIVITIES AND FUNDS (continued)

C. Restricted assets

The balances of the restricted asset accounts in the proprietary fund are as follows:

Bond construction account	\$ 131,758
Infrastructure impact fees	96,195
	<u>\$ 227,953</u>

D. Receivables

Amounts are aggregated into a single accounts receivable (net of allowance for uncollectibles) line for certain funds and aggregated columns. Below is the detail of receivables for the general, debt service, and water and sewer funds, including the applicable allowances for uncollectible accounts:

<u>Receivables:</u>	General	Debt Service	Water and Sewer	Total
Taxes	\$ 91,167	\$ 7,587	\$ -	\$ 98,754
Accounts	26,565	-	349,860	376,425
Gross receivables	117,732	7,587	349,860	475,179
Less: allowance for uncollectibles	(13,696)	(5,102)	(9,001)	(27,799)
Net total receivables	<u>\$ 104,036</u>	<u>\$ 2,485</u>	<u>\$ 340,859</u>	<u>\$ 447,380</u>

E. Capital assets

Capital asset activity for the year ended September 30, 2015, was as follows:

Governmental activities:

	Beginning Balance	Increases	Decreases	Ending Balance
Capital assets not being depreciated:				
Land	\$ 147,035	\$ -	\$ -	\$ 147,035
Total capital assets not being depreciated	147,035	-	-	147,035
Capital assets being depreciated:				
Buildings	317,819	-	-	317,819
Machinery and equipment	2,708,760	23,543	(116,604)	2,615,699
Infrastructure	1,122,134	-	-	1,122,134
Totals capital assets being depreciated	4,148,713	23,543	(116,604)	4,055,652
Less accumulated depreciation for:				
Buildings	(153,978)	(10,594)	-	(164,572)
Machinery and equipment	(2,216,123)	(149,723)	97,486	(2,268,360)
Infrastructure	(286,169)	(35,674)	-	(321,843)
Total accumulated depreciation	(2,656,270)	(195,991)	97,486	(2,754,775)
Total capital assets, being depreciated, net	1,492,443	(172,448)	(19,118)	1,300,877
Governmental activities capital assets, net	<u>\$ 1,639,478</u>	<u>\$ (172,448)</u>	<u>\$ (19,118)</u>	<u>\$ 1,447,912</u>

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 2 - DETAILED NOTES ON ALL ACTIVITIES AND FUNDS (continued)

E. Capital assets (continued)

Depreciation expense was charged to the functions/programs of the governmental activities of the primary government as follows:

Governmental activities:

General government	\$ 10,685
Public safety	128,832
Streets	54,582
Cultural and recreational	1,892
Total depreciation expense - governmental activities	<u>\$ 195,991</u>

Business-type activities:

	Beginning Balance	Increases	Decreases	Ending Balance
Capital assets not being depreciated:				
Land	\$ 86,700	\$ -	\$ -	\$ 86,700
Construction in progress	14,740	-	(14,740)	-
Total capital assets not being depreciated	101,440	-	(14,740)	86,700
Capital assets being depreciated:				
Buildings	85,084	-	-	85,084
Improvements	4,885,025	99,530	-	4,984,555
Machinery and equipment	255,476	25,770	-	281,246
Total capital assets being depreciated	5,225,585	125,300	-	5,350,885
Less accumulated depreciation for:				
Buildings	(25,296)	(2,331)	-	(27,627)
Improvements	(2,444,514)	(159,189)	-	(2,603,703)
Machinery and equipment	(163,440)	(16,004)	-	(179,444)
Total accumulated depreciation	(2,633,250)	(177,524)	-	(2,810,774)
Total capital assets being depreciated, net	2,592,335	(52,224)	-	2,540,111
Business-type capital assets, net	<u>\$ 2,693,775</u>	<u>\$ (52,224)</u>	<u>\$ (14,740)</u>	<u>\$ 2,626,811</u>

F. Significant commitments

The City has entered into a memorandum of agreement with the City of Dallas, Texas to purchase treated water for a term of thirty years, expiring in 2039. The City pays for water based on the volume received at a flat rate as determined under the contract. The City of Dallas agrees to provide potable water to meet volume and demand requirements of the City. Delivery of potable water are subject to and limited to available system supply and system deliverability, as determined by the Director of Water Utilities of Dallas. If the City ceases to take water from the City of Dallas because other surface water supplies have been developed or acquired, the City shall for five years or the balance of this contract, whichever is less, remain liable for demand charges at the billing level in effect at such cessation.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 2 - DETAILED NOTES ON ALL ACTIVITIES AND FUNDS (continued)

F. Significant commitments (continued)

Expenses incurred for the year ended September 30, 2015 were \$355,262.

The City has entered into a contract with the Trinity River Authority of Texas - Red Oak Creek Regional Wastewater System to obtain wastewater treatment services, expiring in 2017. In the contract, the Authority agreed to acquire and construct a regional wastewater treatment system to serve the City and other contractual parties, in the area of the watershed or drainage basin of Red Oak Creek, being a tributary of the Trinity River, and located in Ellis and Dallas Counties, Texas. The Trinity River Authority (TRA) is a governmental agency, which is controlled by directors appointed by the governor.

The City is responsible for a proportionate share of the system's annual operation, maintenance and debt service costs for the term of the contract. These costs are determined annually and are payable in monthly installments. A current schedule of estimated future contractual payments due to the Authority is shown below:

<u>Year Ending</u> <u>September 30</u>	<u>Amount</u>
2016	\$ 270,806
2017	22,567
	<u>\$ 293,373</u>

Expenses incurred for the year ended September 30, 2015 were \$257,941.

The payments to be received from the City of Ovilla, Texas are used as collateral for the bonds issued by TRA to construct the facility.

Complete separate financial statements for the Trinity River Authority may be obtained at Trinity River Authority of Texas, 5300 South Collins, P.O. Box 60, Arlington, Texas 76004.

The City has entered into a contract with Progressive Waste Solutions of TX, Inc. that grants the exclusive right to operate and maintain the collection, transportation and recycling or disposal of municipal solid waste, expiring in 2018. At which time there is an option for a one-year renewal for each of the two following years.

Expenses incurred for the year ended September 30, 2015 were \$203,600.

The City has entered into an agreement with the Texas Department of Transportation for the City's contribution of right-of-away funds for the improvement of FM664 in the amount of \$77,855 due in three incremental payments. The City made a payment of \$30,000 during 2015 and has a remaining commitment of \$23,928 due in 2016 and 2017, respectively.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 2 - DETAILED NOTES ON ALL ACTIVITIES AND FUNDS (continued)

G. Risk management

The City is exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; injuries to employees; and natural disasters. The City maintains commercial insurance coverage covering each of those risks of loss. Management believes such coverage is sufficient to preclude any significant uninsured losses to the City. Settled claims have not exceeded this commercial coverage in any of the past three fiscal years.

H. Long-term liabilities

General Obligation Bonds

The City issues general obligation bonds to provide funds for the acquisition, construction and maintenance of major capital facilities. General obligation bonds have been issued for both governmental and business-type activities. General obligation bonds are direct obligations and pledge the full faith and credit of the government. General obligation bonds outstanding at September 30, 2015 are as follows:

Governmental Activities:

<u>Series</u>	<u>Maturity Issue Amount</u>	<u>Interest Date</u>	<u>Year-end Rate</u>	<u>Balances</u>
2011 - Refunding	\$ 5,959,638	8/15/2029	2%-4%	<u>\$ 4,669,656</u>

Business-type Activities:

<u>Series</u>	<u>Maturity Issue Amount</u>	<u>Interest Date</u>	<u>Year-end Rate</u>	<u>Balances</u>
2011 - Refunding	\$ 1,455,362	8/15/2029	2%-4%	<u>\$ 1,140,344</u>

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 2 - DETAILED NOTES ON ALL ACTIVITIES AND FUNDS (continued)

H. Long-term liabilities (continued)

Changes in long-term liabilities

Changes in the City's long-term liabilities for the year ended September 30, 2015 are as follows:

	Beginning Balance	Additions	Reductions	Ending Balance	Due Within One Year
Governmental activities:					
Bonds payable:					
General obligation refunding bonds	\$ 4,963,016	\$ -	\$ (293,360)	\$ 4,669,656	\$ 301,398
Less deferred amounts:					
For issuance discount	(8,119)	-	773	(7,346)	-
For issuance premium	107,436	-	(7,162)	100,274	-
Total bonds payable	5,062,333	-	(299,749)	4,762,584	301,398
Compensated absences	39,689	23,561	(32,798)	30,452	30,452
Governmental activity Long-term liabilities	<u>\$ 5,102,022</u>	<u>\$ 23,561</u>	<u>\$ (332,547)</u>	<u>\$ 4,793,036</u>	<u>\$ 331,850</u>

General obligation refunding bonds issued for governmental activity purposes are liquidated by the debt service fund. Governmental compensated absences will be liquidated by the general fund.

	Beginning Balance	Additions	Reductions	Ending Balance	Due Within One Year
Business-type activities:					
Bonds payable:					
General obligation refunding bonds	\$ 1,211,984	\$ -	\$ (71,640)	\$ 1,140,344	\$ 73,602
Less deferred amounts:					
For issuance discount	(929)	-	77	(852)	-
For issuance premium	26,236	-	(1,749)	24,487	-
Total bonds payable	1,237,291	-	(73,312)	1,163,979	73,602
Compensated absences	10,611	15,476	(11,243)	14,844	14,844
Business-type activity Long-term liabilities	<u>\$ 1,247,902</u>	<u>\$ 15,476</u>	<u>\$ (84,555)</u>	<u>\$ 1,178,823</u>	<u>\$ 88,446</u>

General obligation refunding bonds issued for business-type activities are repaid from those activities. Business-type compensated absences will be liquidated by those activities.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 2 - DETAILED NOTES ON ALL ACTIVITIES AND FUNDS (continued)

H. Long-term liabilities (continued)

The debt service requirements for the City's bonds payable are as follows:

Year Ending September 30	Governmental Activities		Business-type Activities	
	General Obligation Refunding Bonds		General Obligation Refunding Bonds	
	Principal	Interest	Principal	Interest
2016	\$ 301,398	\$ 163,178	\$ 73,602	\$ 39,848
2017	301,398	157,150	73,602	38,376
2018	313,454	149,614	76,546	38,536
2019	321,491	140,210	78,509	32,240
2020	333,547	130,566	81,453	31,885
2021-2025	1,812,405	477,253	442,595	116,547
2026-2029	1,285,963	104,645	314,037	25,555
	<u>\$ 4,669,656</u>	<u>\$ 1,322,616</u>	<u>\$ 1,140,344</u>	<u>\$ 322,987</u>

I. Interfund receivables and payables

The composition of interfund balances as of September 30, 2015 is as follows:

<u>Receivable Fund</u>	<u>Payable Fund</u>	<u>Amount</u>
General	Debt service	\$ 400
General	Nonmajor governmental funds	989
General	Water and sewer	33,182
Debt service	Water and sewer	31,233
		<u>\$ 65,804</u>

The outstanding balances between funds result mainly from the time lag between the dates that (1) interfund goods and services are provided or reimbursable expenditures occur, (2) transactions are recorded in the accounting system, and (3) payments between funds are made.

J. Interfund transfers

The composition of interfund transfers as of September 30, 2015 is as follows:

Transfer out:	Transfer In:		
	General	Debt Service	Total
Water and Sewer	\$ 108,318	\$ 12,009	\$ 120,327
	<u>\$ 108,318</u>	<u>\$ 12,009</u>	<u>\$ 120,327</u>

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 2 - DETAILED NOTES ON ALL ACTIVITIES AND FUNDS (continued)

J. Interfund transfers (continued)

Transfers were primarily used to move funds from the Water and Sewer Fund to the Debt Service Fund for the payment of bonds and from the Water and Sewer Fund to the General Fund for operations.

K. Discretely presented component units

1. Ovilla 4B Economic Development Corporation

Custodial credit risk-deposits. In the case of deposits, this is the risk that in the event of a bank failure, the governmental entity's deposits may not be returned to it. State statutes require that all deposits in financial institutions be fully insured or collateralized by U.S. Government obligations or obligations of Texas and its agencies that have a market value of not less than the principal amount of the deposits. At year end the bank balance of Ovilla 4B Economic Development Corporation's deposits at year end was \$431,463. Of the bank balance, \$250,000 was covered by federal depository insurance and the remaining balance of \$181,463 was covered by collateral pledged in the Corporation's name. The collateral was held in the Corporation's name by the safekeeping departments of the pledging bank's agent and had a fair value of approximately \$352,000.

2. Ovilla Municipal Development District

Custodial credit risk-deposits. In the case of deposits, this is the risk that in the event of a bank failure, the governmental entity's deposits may not be returned to it. State statutes require that all deposits in financial institutions be fully insured or collateralized by U.S. Government obligations or obligations of Texas and its agencies that have a market value of not less than the principal amount of the deposits. At year end the bank balance of Ovilla Municipal Development District's deposits was \$126,351. Of the bank balance, \$126,351 was covered by federal depository insurance.

L. Contingencies

Amounts received or receivable from grantor agencies are subject to audit and adjustment by grantor agencies. Any disallowed claims, including amounts already collected, may constitute a liability of the applicable funds. The amount, if any, of expenditures which may be disallowed by the grantor, cannot be determined at this time although the City expects such amounts, if any, to be immaterial.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 2 - DETAILED NOTES ON ALL ACTIVITIES AND FUNDS (continued)

M. Subsequent events

Subsequent to year end, the City approved the following items:

- Infrastructure improvements of approximately \$324,000.
- Interlocal agreement with Midlothian ISD for infrastructure improvements of approximately \$95,000.

N. Prior period adjustment

Corrections have been made to the governmental activities and business-type activities beginning net position in the government-wide financial statements and to the net position in the fund financial statements due to the implementation of GASB Statement No. 68 discussed in note 1.I. resulting in an understatement of assets and deferred outflows of resources, and an understatement of net position. Corrections have been made to the business-type activities beginning net position to account for an understatement of prepaid items in the prior period. The changes to the beginning net position as of October 1, 2014 are summarized as follows:

	Government-wide Financial Statements		Fund Financial Statements
	Governmental Activities	Business-type Activities	Utility Fund
As previously reported, October 1, 2014	\$ (1,702,852)	\$ 2,587,551	\$ 2,587,551
Correct understatement of net pension asset	24,448	9,052	9,052
Correct understatement of prepaid items	-	55,999	55,999
Correct understatement of deferred outflows of resources	29,284	10,842	10,842
Restated, October 1, 2014	<u>\$ (1,649,120)</u>	<u>\$ 2,663,444</u>	<u>\$ 2,663,444</u>
Effect of restatement on operations for the year ended September 30, 2014		<u>\$ 55,999</u>	<u>\$ 55,999</u>

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 3 – DEFINED BENEFIT PENSION PLANS

A. Plan description

The City of Ovilla, Texas participates as one of 860 plans in the nontraditional, joint contributory, hybrid defined benefit pension plan administered by the Texas Municipal Retirement System (TMRS). TMRS is an agency created by the State of Texas and administered in accordance with the TMRS Act, Subtitle G, Title 8, Texas Government Code (the TMRS Act) as an agent multiple-employer retirement system for municipal employees in the State of Texas. The TMRS Act places the general administration and management of the System with a six-member Board of Trustees. Although the Governor, with the advice and consent of the Senate, appoints the Board, TMRS is not fiscally dependent on the State of Texas. TMRS's defined benefit pension plan is a tax-qualified plan under Section 401 (a) of the Internal Revenue Code. TMRS issues a publicly available comprehensive annual financial report (CAFR) that can be obtained at www.tmr.com.

All eligible employees of the City are required to participate in TMRS.

B. Benefits provided

TMRS provides retirement, disability, and death benefits. Benefit provisions are adopted by the governing body of the City, within the options available in the state statutes governing TMRS.

At retirement, the benefit is calculated as if the sum of the employee's contributions, with interest, and the City-financed monetary credits with interest were used to purchase an annuity. Members may choose to receive their retirement benefit in one of seven payments options. Members may also choose to receive a portion of their benefit as a Partial Lump Sum Distribution in an amount equal to 12, 24, or 36 monthly payments, which cannot exceed 75% of the member's deposits and interest.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 3 – DEFINED BENEFIT PENSION PLANS (continued)

B. Benefits provided (continued)

	Plan Provisions
Employee deposit rate	7%
Municipal current matching ratio	2 - 1
Updated service credits:	
Rate (%)	100 T
Year effective	2012R
Buyback effective date	11-12-07
Vesting	5 yrs
Service retirement eligibilities	5 yrs/age 60, 20 yrs/any age
Restricted prior service credit effective date	1-92
Supplemental death benefits:	
Employees	Yes
Retirees	Yes
Statutory maximum (%)	13.50%

T — Includes Transfer Credits.

R — Annually Repeating. Ordinance automatically renews effective January 1 of each successive year.

Employees covered by benefit terms

At the December 31, 2014 valuation and measurement date, the following employees were covered by the benefit terms:

Inactive employees or beneficiaries currently receiving benefits	11
Inactive employees entitled to but not yet receiving benefits	34
Active employees	25
	70

C. Contributions

The contribution rates for employees in TMRS are either 5%, 6%, or 7% of employee gross earnings, and the City matching percentages are either 100%, 150%, or 200%, both as adopted by the governing body of the City. Under the state law governing TMRS, the contribution rate for each City is determined annually by the actuary, using the Entry Age Normal (EAN) actuarial cost method. The actuarially determined rate is the estimated amount necessary to finance the cost of benefits earned by employees during the year, with an additional amount to finance any unfunded accrued liability.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 3 – DEFINED BENEFIT PENSION PLANS (continued)

C. Contributions (continued)

Employees for the City of Ovilla, Texas were required to contribute 7% of their annual gross earnings during the fiscal year. The contribution rates for the City of Ovilla, Texas were 5.54% and 8.77% in calendar years 2014 and 2015, respectively. The City's contributions to TMRS for the year ended September 30, 2015, were \$76,327, and were equal to the required contributions.

D. Net pension (asset) liability

The City's Net Pension (Asset) Liability (NPL) was measured as of December 31, 2014, and the Total Pension Liability (TPL) used to calculate the Net Pension (Asset) Liability was determined by an actuarial valuation as of that date.

Actuarial assumptions

The Total Pension Liability in the December 31, 2014 actuarial valuation was determined using the following actuarial assumptions:

Inflation	3.0% per year
Overall payroll growth	3.0% per year
Investment Rate of Return	7.0%, net of pension plan investment expense, including inflation

Salary increases were based on a service-related table. Mortality rates for active members, retirees, and beneficiaries were based on the gender-distinct RP2000 Combined Healthy Mortality Table, with male rates multiplied by 109% and female rates multiplied by 103%. The rates are projected on a fully generational basis by scale BB to account for future mortality improvements. For disabled annuitants, the gender-distinct RP2000 Disabled Retiree Mortality Table is used, with slight adjustments.

Actuarial assumptions used in the December 31, 2014, valuation were based on the results of actuarial experience studies. The experience study in TMRS was for the period January 1, 2006 through December 31, 2009, first used in the December 31, 2010 valuation. Healthy post-retirement mortality rates and annuity purchase rates were updated based on a Mortality Experience Investigation Study covering 2009 through 2011, and dated December 31, 2013. These assumptions were first used in the December 31, 2013 valuation, along with a change to the Entry Age Normal (EAN) actuarial cost method. Assumptions are reviewed annually. No additional changes were made for the 2014 valuation.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 3 – DEFINED BENEFIT PENSION PLANS (continued)

D. Net pension (asset) liability (continued)

The long-term expected rate of return on pension plan investments is 7.0%. The pension plan's policy in regard to the allocation of invested assets is established and may be amended by the TMRS Board of Trustees. Plan assets are managed on a total return basis with an emphasis on both capital appreciation as well as the production of income, in order to satisfy the short-term and long-term funding needs of TMRS.

The long-term expected rate of return on pension plan investments was determined using a building-block method in which best estimate ranges of expected future real rates of return (expected returns, net of pension plan investment expense and inflation) are developed for each major asset class. These ranges are combined to produce the long-term expected rate of return by weighting the expected future real rates of return by the target asset allocation percentage and by adding expected inflation. The target allocation and best estimates of arithmetic real rates of return for each major asset class are summarized in the following table:

Asset Class	Target Allocation	Long-Term Expected Real Rate of Return (Arithmetic)
Domestic Equity	17.5%	4.80%
International Equity	17.5%	6.05%
Core Fixed Income	30.0%	1.50%
Non-Core Fixed Income	10.0%	3.50%
Real Return	5.0%	1.75%
Real Estate	10.0%	5.25%
Absolute Return	5.0%	4.25%
Private Equity	5.0%	8.5%
Total	100%	

Discount Rate

The discount rate used to measure the Total Pension Liability was 7.0%. The projection of cash flows used to determine the discount rate assumed that employee and employer contributions will be made at the rates specified in statute. Based on that assumption, the pension plan's Fiduciary Net Position was projected to be available to make all projected future benefit payments of current active and inactive employees. Therefore, the long-term expected rate of return on pension plan investments was applied to all periods of projected benefit payments to determine the Total Pension Liability.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 3 – DEFINED BENEFIT PENSION PLANS (continued)

D. Net pension (asset) liability (continued)

Changes in the Net Pension (Asset) Liability

	Increase (Decrease)		
	Total Pension Liability (a)	Plan Fiduciary Net Position (b)	Net Pension (Asset) Liability (a) - (b)
Balance at 12/31/2013	\$ 1,843,952	\$ 1,877,452	\$ (33,500)
Changes for the year:			
Service cost	133,126	-	133,126
Interest	131,163	-	131,163
Difference between expected and actual experience	30,618	-	30,618
Contributions - employer	-	65,545	(65,545)
Contributions - employee	-	94,459	(94,459)
Net investment income	-	107,420	(107,420)
Benefit payments, including refunds of employee contributions	(73,514)	(73,514)	-
Administrative expense	-	(1,121)	1,121
Other changes	-	(92)	92
Net Changes	221,393	192,697	28,696
Balance at 12/31/2014	<u>\$ 2,065,345</u>	<u>\$ 2,070,149</u>	<u>\$ (4,804)</u>

Sensitivity of the net pension asset to changes in the discount rate -

The following presents the net pension (asset) liability of the City, calculated using the discount rate of 7.0%, as well as what the City's net pension (asset) liability would be if it were calculated using a discount rate that is 1-percentage-point lower (6.0%) or 1-percentage-point higher (8.0%) than the current rate:

	1.0% Decrease in Discount Rate (6.0%)	Discount Rate (7.0%)	1.0% Increase in Discount Rate (8.0%)
City's net pension (asset) liability	\$ 321,942	\$ (4,804)	\$ (269,296)

Pension Plan Fiduciary Net Position

Detailed information about the pension plan's Fiduciary Net Position is available in a separately-issued TMRS financial report. That report may be obtained on the Internet at www.tmrs.com.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 3 – DEFINED BENEFIT PENSION PLANS (continued)

E. Pension expense and deferred outflows of resources and deferred inflows of resources related to pensions

For the year ended September 30, 2015, the City recognized pension expense of \$70,608.

At September 30, 2015, the City reported deferred outflows of resources related to pensions from the following sources:

	<u>Deferred Outflow of Resources</u>
Differences between expected and actual economic experience	\$ 21,562
Difference between projected and actual investment earnings	19,202
Contributions subsequent to the measurement date	63,487
Total	<u>\$ 104,251</u>

\$63,487 reported as deferred outflows of resources related to pensions resulting from contributions subsequent to the measurement date will be recognized as a reduction of the net pension liability for the year ending September 30, 2015. Other amounts reported as deferred outflows and inflows of resources related to pensions will be recognized in pension expense as follows:

<u>Year Ended December 31</u>	
2016	\$ 13,856
2017	8,250
2018	4,802
Total	<u>\$ 26,908</u>

NOTE 4 – OTHER POSTEMPLOYMENT BENEFIT (OPEB) OBLIGATIONS

The City also participates in the cost sharing multiple-employer defined benefit group-term life insurance plan operated by the Texas Municipal Retirement System (TMRS) known as the Supplemental Death Benefits Fund (SDBF). The City elected, by ordinance, to provide group-term life insurance coverage to both current and retired employees. The City may terminate coverage under and discontinue participation in the SDBF by adopting an ordinance before November 1 of any year to be effective the following January 1.

TMRS issues a publicly available comprehensive annual financial report (CAFR) that can be obtained at www.tmrs.com.

CITY OF OVILLA, TEXAS
NOTES TO THE FINANCIAL STATEMENTS
September 30, 2015

NOTE 4 – OTHER POSTEMPLOYMENT BENEFIT (OPEB) OBLIGATIONS (continued)

The death benefit for active employees provides a lump-sum payment approximately equal to the employee's annual salary (calculated based on the employee's actual earnings, for the 12-month period preceding the month of death); retired employees are insured for \$7,500; this coverage is an "other postemployment benefit," or OPEB.

The City contributes to the SDBF at a contractually required rate as determined by an annual actuarial valuation. The rate is equal to the cost of providing one-year term life insurance. The funding policy for the SDBF program is to assure that adequate resources are available to meet all death benefit payments for the upcoming year; the intent is not to pre-fund retiree term life insurance during employees' entire careers.

The City's contributions to the TMRS SDBF for the years ended 2015, 2014 and 2013 were \$395, \$382 and \$358, respectively, which equaled the required contributions each year.

REQUIRED SUPPLEMENTARY INFORMATION

These supplementary schedules are included to supplement the basic financial statements as required by the Governmental Accounting Standards Board.

CITY OF OVILLA, TEXAS
SCHEDULE OF REVENUES AND EXPENDITURES - BUDGET AND ACTUAL
MAJOR GOVERNMENTAL FUNDS - GENERAL FUND
For the Fiscal Year Ended September 30, 2015

	Budget Amounts		Actual	Adjustments	Actual	
	Original	Final	GAAP	Budget	Budget	Variance with
			Basis	Basis	Basis	Final Budget-
REVENUES						
Property taxes	\$ 1,323,820	\$ 1,323,820	\$ 1,340,068	\$ (230)	\$ 1,339,838	\$ 16,018
Sales taxes	247,300	247,300	221,241	(9,118)	212,123	(35,177)
Franchise taxes	150,000	150,000	159,972	(8,366)	151,606	1,606
Licenses and permits	98,050	118,600	183,232	-	183,232	64,632
Fines and forfeitures	89,300	91,200	47,767	-	47,767	(43,433)
Charges for current services	382,645	408,020	439,423	(15,753)	423,670	15,650
Revenues from use of money and property	5,500	5,500	6,629	-	6,629	1,129
Miscellaneous	106,015	110,515	123,538	(6,543)	116,995	6,480
Intergovernmental	1,165	1,165	1,164	-	1,164	(1)
Contributions and donations	3,000	3,000	104,642	(101,642)	3,000	-
Total revenues	2,406,795	2,459,120	2,627,676	(141,652)	2,486,024	26,904
EXPENDITURES						
Current:						
General government	433,171	466,844	417,421	(1,014)	416,407	(50,437)
Public safety:						
Fire protection	662,662	666,522	630,610	(15,541)	615,069	(51,453)
Police protection	668,440	665,804	613,497	(4,541)	608,956	(56,848)
Municipal court	96,637	99,306	63,467	(807)	62,660	(36,646)
Code enforcement	114,558	130,166	123,983	(1,087)	122,896	(7,270)
Total public safety	1,542,297	1,561,798	1,431,557	(21,976)	1,409,581	(152,217)
Streets	491,922	492,841	126,479	(57)	126,422	(366,419)
Cultural and recreational	23,405	25,497	27,320	-	27,320	1,823
Solid waste	204,661	204,661	198,260	5,346	203,606	(1,055)
Total expenditures	2,695,456	2,751,641	2,201,037	(17,701)	2,183,336	(568,305)
Excess (deficiency) of revenues over (under) expenditures	(288,661)	(292,521)	426,639	(123,951)	302,688	595,209
OTHER FINANCING SOURCES (USES)						
Sale of capital assets	-	3,860	96,782	(6,370)	90,412	86,552
Transfers in	125,361	125,361	108,318	17,043	125,361	-
Total other financing sources and uses	125,361	129,221	205,100	10,673	215,773	86,552
Net change in fund balance	\$ (163,300)	\$ (163,300)	\$ 631,739	\$ (113,278)	\$ 518,461	\$ 681,761

CITY OF OVILLA, TEXAS
SCHEDULE OF CHANGES IN NET PENSION LIABILITY AND RELATED RATIOS
Last 10 Calendar Years (will ultimately be displayed)

	2014
Total Pension Liability	
Service Cost	\$ 133,126
Interest (on the Total Pension Liability)	131,163
Difference between expected and actual experience	30,618
Benefit payments, including refunds of employee contributions	(73,514)
Net Change in Total Pension Liability	<u>221,393</u>
Total Pension Liability - Beginning	1,843,952
Total Pension Liability - Ending (a)	<u><u>\$ 2,065,345</u></u>
 Plan Fiduciary Net Position	
Contributions - Employer	\$ 65,545
Contributions - Employee	94,459
Net Investment Income	107,420
Benefit payments, including refunds of employee contributions	(73,514)
Administrative Expense	(1,121)
Other	(92)
Net Change in Plan Fiduciary Net Position	<u>192,697</u>
Plan Fiduciary Net Position - Beginning	1,877,452
Plan Fiduciary Net Position - Ending (b)	<u><u>\$ 2,070,149</u></u>
 Net Pension (Asset) Liability - Ending (a) - (b)	 \$ (4,804)
 Plan Fiduciary Net Position as a Percentage of Total Pension Liability	 100.23%
 Covered Employee Payroll	 955,646
 Net Pension (Asset) Liability as a Percentage of Covered Employee Payroll	 (0.50%)

Notes to Schedule:

N/A

CITY OF OVILLA, TEXAS
SCHEDULE OF CONTRIBUTIONS
Last 10 Fiscal Years (will ultimately be displayed)

	<u>2015</u>
Actuarially Determined Contribution	\$ 76,327
Contributions in relation to the actuarially determined contribution	<u>76,327</u>
Contribution deficiency (excess)	-
Covered employee payroll	955,673
Contributions as a percentage of covered employee payroll	7.99%

NOTES TO SCHEDULE OF CONTRIBUTIONS

Valuation Date:

Notes Actuarially determined contribution rates are calculated as of December 31 and become effective in January 13 months later.

Methods and Assumptions Used to Determine Contribution Rates:

Actuarial Cost Method	Entry Age Normal
Amortization Method	Level Percentage of Payroll, Closed
Remaining Amortization Period	28 years
Asset Valuation Method	10 Year smoothed market; 15% soft corridor
Inflation	3.00%
Salary Increases	3.50% to 12.00% including inflation
Investment Rate of Return	7.00%
Retirement Age	Experience-based table of rates that are specific to the City's plan of benefits. Last updated for the 2010 valuation pursuant to an experience study of the period 2005 - 2009.

Mortality RP2000 Combined Mortality Table with Blue Collar Adjustment with male rates multiplied by 109% and female rates multiplied by 103% and projected on a fully generational basis with scale BB.

Other Information:

Notes There were no benefit changes during the year.

NONMAJOR GOVERNMENTAL FUNDS

SPECIAL REVENUE FUNDS

Special revenue funds are used to account for the proceeds of specific revenue sources that are restricted by law or administrative action to be used for specified purposes.

Fire Department Auxiliary - This fund is used to account for donations to the Fire Department which in turn are spent on education, firefighter awards banquet and community services such as National Night Out and Heritage Day.

Park Impact Fees - This fund is used to account for funds received from an impact fee assessed through new building permits and is used to purchase new park equipment and make improvements to our parks.

Police Department Special - This fund is used to account for donations to the Police Department which in turn are spent on education, protective equipment, police awards and community services such as National Night Out and Heritage Day.

CITY OF OVILLA, TEXAS
COMBINING BALANCE SHEET
NONMAJOR GOVERNMENTAL FUNDS
For the Fiscal Year Ended September 30, 2015

	Fire Department Auxiliary	Park Impact Fees	Police Department Special	Total Nonmajor Governmental Funds
ASSETS				
Cash and cash equivalents	\$ 720	\$ 62,886	\$ -	\$ 63,606
Total assets	<u>\$ 720</u>	<u>\$ 62,886</u>	<u>\$ -</u>	<u>\$ 63,606</u>
LIABILITIES				
Accounts payable	\$ 720	\$ -	\$ -	\$ 720
Due to other funds	-	989	-	989
Total liabilities	<u>720</u>	<u>989</u>	<u>-</u>	<u>1,709</u>
FUND BALANCES				
Restricted for:				
Cultural and recreational	-	61,897	-	61,897
Total fund balances	<u>-</u>	<u>61,897</u>	<u>-</u>	<u>61,897</u>
Total liabilities and fund balances	<u>\$ 720</u>	<u>\$ 62,886</u>	<u>\$ -</u>	<u>\$ 63,606</u>

CITY OF OVILLA, TEXAS
COMBINING STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
NONMAJOR GOVERNMENTAL FUNDS
For the Fiscal Year Ended September 30, 2015

	Fire Department Auxiliary	Park Impact Fees	Police Department Special	Total Nonmajor Governmental Funds
REVENUES				
Revenues from use of money	\$ -	\$ 112	\$ -	\$ 112
Special assessment	-	16,057	-	16,057
Contributions and donations	2,660	-	800	3,460
Total revenues	<u>2,660</u>	<u>16,169</u>	<u>800</u>	<u>19,629</u>
EXPENDITURES				
Current:				
Public safety	6,444	-	7,957	14,401
Cultural and recreational	-	4,000	-	4,000
Total expenditures	<u>6,444</u>	<u>4,000</u>	<u>7,957</u>	<u>18,401</u>
Net change in fund balances	(3,784)	12,169	(7,157)	1,228
Fund balances - beginning	<u>3,784</u>	<u>49,728</u>	<u>7,157</u>	<u>60,669</u>
Fund balances - ending	<u>\$ -</u>	<u>\$ 61,897</u>	<u>\$ -</u>	<u>\$ 61,897</u>

DEBT SERVICE FUND

The *debt service fund* is used to account for the accumulation of resources for the payment of principal and interest on general long-term debt.

CITY OF OVILLA, TEXAS
SCHEDULE OF REVENUES AND EXPENDITURES - BUDGET AND ACTUAL
DEBT SERVICE FUND

For the Fiscal Year Ended September 30, 2015

	Original and Final Budgeted Amounts	Actual GAAP Amounts	Adjustments Budget Basis	Actual Budget Basis	Variance with Final Budget-
REVENUES					
Property tax	\$ 421,625	\$ 426,047	\$ 97	\$ 426,144	\$ (4,519)
Revenues from use of money	770	549	-	549	221
Total revenues	<u>422,395</u>	<u>426,596</u>	<u>97</u>	<u>426,693</u>	<u>(4,298)</u>
EXPENDITURES					
Debt service:					
Principal on bonds	365,000	293,360	71,640	365,000	-
Interest and fiscal charges	<u>210,825</u>	<u>169,444</u>	<u>41,281</u>	<u>210,725</u>	<u>100</u>
Total expenditures	<u>575,825</u>	<u>462,804</u>	<u>112,921</u>	<u>575,725</u>	<u>100</u>
Excess (deficiency) of revenues over expenditures	<u>(153,430)</u>	<u>(36,208)</u>	<u>(112,824)</u>	<u>(149,032)</u>	<u>(4,398)</u>
OTHER FINANCING SOURCES (USES)					
Transfers in	124,930	12,009	112,921	124,930	-
Total other financing sources (uses)	<u>124,930</u>	<u>12,009</u>	<u>112,921</u>	<u>124,930</u>	<u>-</u>
Net change in fund balance	<u>\$ (28,500)</u>	<u>\$ (24,199)</u>	<u>\$ 97</u>	<u>\$ (24,102)</u>	<u>\$ (4,398)</u>

PROPRIETARY FUND

ENTERPRISE FUND

Water and Sewer Fund - The City's water and sewer operations are accounted for in this fund.

CITY OF OVILLA, TEXAS
SCHEDULE OF OPERATING REVENUES AND EXPENSES - BUDGET AND ACTUAL
ENTERPRISE FUND - WATER AND SEWER
For the Fiscal Year Ended September 30, 2015

	Budget Amounts		Actual	Adjustments	Actual	Variance with
	Original	Final	GAAP	Budget	Budget	Final Budget
			Basis	Basis	Basis	
OPERATING REVENUES						
Water sales	\$ 930,000	\$ 930,000	\$ 900,264	\$ (53,931)	\$ 846,333	\$ (83,667)
Sewer service charge	391,569	374,849	394,755	(7,483)	387,272	12,423
Miscellaneous	27,000	28,700	32,432	(485)	31,947	3,247
Total operating revenues	<u>\$1,348,569</u>	<u>\$1,333,549</u>	<u>\$1,327,451</u>	<u>\$ (61,899)</u>	<u>\$1,265,552</u>	<u>\$ (67,997)</u>
OPERATING EXPENSES						
Water administration	\$ 143,758	\$ 147,174	\$ 145,761	\$ 752	\$ 146,513	\$ (661)
Water	719,759	747,567	596,040	103,303	699,343	(48,224)
Sewer	336,961	330,440	390,566	(24,473)	366,093	35,653
Depreciation	-	-	177,524	(177,524)	-	-
Total operating expenses	<u>\$1,200,478</u>	<u>\$1,225,181</u>	<u>\$1,309,891</u>	<u>\$ (97,942)</u>	<u>\$1,211,949</u>	<u>\$ (13,232)</u>

COMPONENT UNITS FINANCIAL STATEMENTS

Ovilla 4B Economic Development Corporation - This fund is used to account for the Ovilla 4B Economic Development Corporation created under Section 4B of the Development Corporation Act of 1979, as amended, Article 5190.6, Vernon's Texas civil statutes, as amended. The Ovilla 4B Economic Development Corporation initiative is to promote economic development in Ovilla and is currently accumulating funds to spend on future projects.

Ovilla Municipal Development District - This fund is used to account for the Ovilla Municipal Development District, a political subdivision of the State of Texas and the City, created in accordance with Chapter 377 of the Texas Local Government Code (the "Act"). The Ovilla Municipal Development District was established for the purpose of developing and financing all permissible projects prescribed by the Act.

CITY OF OVILLA, TEXAS
BALANCE SHEET
COMPONENT UNITS
September 30, 2015

	Ovilla 4B Economic Development Corporation	Ovilla Municipal Development District
ASSETS		
Cash and cash equivalents	\$ 431,464	\$ 126,351
Receivables	-	5,976
Due from primary government	22,321	-
Total assets	<u>\$ 453,785</u>	<u>\$ 132,327</u>
LIABILITIES		
Due to primary government	\$ -	\$ 2,122
Total liabilities	<u>-</u>	<u>2,122</u>
FUND BALANCES		
Restricted for:		
Economic development	453,785	-
Municipal development	-	130,205
Total fund balances	<u>453,785</u>	<u>130,205</u>
Total liabilities and fund balances	<u>\$ 453,785</u>	<u>\$ 132,327</u>

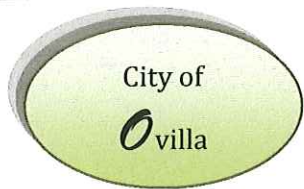
CITY OF OVILLA, TEXAS
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
COMPONENT UNITS
For the Fiscal Year Ended September 30, 2015

	Ovilla 4B Economic Development Corporation	Ovilla Municipal Development District
REVENUES		
Sales tax	\$ 88,496	\$ 32,908
Revenues from use of money	1,336	363
Total revenues	<u>89,832</u>	<u>33,271</u>
EXPENDITURES		
Current:		
Economic development	19,166	-
Municipal development	-	2,393
Total expenditures	<u>19,166</u>	<u>2,393</u>
Net change in fund balances	70,666	30,878
Fund balances - beginning	<u>383,119</u>	<u>99,327</u>
Fund balances - ending	<u><u>\$ 453,785</u></u>	<u><u>\$ 130,205</u></u>

SUPPLEMENTARY FINANCIAL DATA

CITY OF OVILLA, TEXAS
MISCELLANEOUS STATISTICAL FACTS
September 30, 2015

Estimated gallons billed (in thousands)	193,505
Estimated gallons purchased (in thousands)	204,892
Percent billed to purchased	94.44%



Ovilla City Council

AGENDA ITEM REPORT

Item: 2

Meeting Date: February 08, 2015

Department: Administration/Finance

☒ Discussion ☒ Action

Budgeted Expense: ☒ YES ☐ NO ☐ N/A

Submitted By: Dennis Burn

Amount: \$N/A

Reviewed By: ☒ City Manager ☐ City Secretary ☒ City Attorney

☐ Accountant

☐ Other: Staff

Attachments:

1. Resolution R2016-01

Agenda Item / Topic:

ITEM 2. **DISCUSSION/ACTION** – Consideration of and Action on Resolution R2016-01 of the City Council of the City of Ovilla, Texas, authorizing the Texas Coalition for Affordable Power, Inc. (TCAP) to negotiate an electric supply agreement for five years for deliveries of electricity, effective January 01, 2018; authorizing TCAP to act as an agent on behalf of the City of Ovilla to enter into a contract for electricity; authorizing the Mayor or City Manager or City Secretary to execute an electric supply agreement for deliveries of electricity, effective January 01, 2018, and committing to budget for energy purchases in 2018 through 2022 and to honor the energy purchases in 2018 through 2022 and to honor the City's commitments to purchase power for its electrical needs in 2018 through 2022 through TCAP.

Discussion / Justification:

The City of Ovilla has been a member of the Texas Coalition for Affordable Power (TCAP) since May, 2011. Our current pricing agreement expires December 31, 2017. Though this is almost two years in advance, it is now time to provide ample opportunity to lock a fixed-price benchmark.

TCAP is a non-profit, political subdivision corporation, owned and controlled by its 171 political subdivision members. TCAP, as a political subdivision corporation, can go directly to the wholesale market. There is no legal requirement that Ovilla engage in a competitive bidding process prior to contracting for electricity.

By picking option 1, Ovilla is guaranteed a price not to exceed \$0.041 per kWh. We are currently paying \$0.06850 per kWh. The new price will save Ovilla \$15,487.00 based on our 2013 usage of 545,323 kWh per year and based on the future indicative price of \$0.0401 per kWh.

As a reminder, this resolution is for the energy needs of City of Ovilla owned facilities only. The City attorney has reviewed and approved the resolution.

Recommendation / Staff Comments:

Sample Motion(s):

I move that Council APPROVE/DENY Resolution R2016-01 of the City Council of the City of Ovilla,

Texas, authorizing the Texas Coalition for Affordable Power, Inc. (TCAP) to negotiate an electric supply agreement for five years for deliveries of electricity, effective January 01, 2018; authorizing TCAP to act as an agent on behalf of the City of Ovilla to enter into a contract for electricity; authorizing the Mayor or City Manager or City Secretary to execute an electric supply agreement for deliveries of electricity, effective January 01, 2018, and committing to budget for energy purchases in 2018 through 2022 and to honor the energy purchases in 2018 through 2022 and to honor the City's commitments to purchase power for its electrical needs in 2018 through 2022 through TCAP.

RESOLUTION NO. R2016-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OVILLA, TEXAS, AUTHORIZING THE TEXAS COALITION FOR AFFORDABLE POWER, INC. ("TCAP") TO NEGOTIATE AN ELECTRIC SUPPLY AGREEMENT FOR FIVE YEARS FOR DELIVERIES OF ELECTRICITY, EFFECTIVE JANUARY 1, 2018; AUTHORIZING TCAP TO ACT AS AN AGENT ON BEHALF OF THE CITY OF OVILLA TO ENTER INTO A CONTRACT FOR ELECTRICITY; AUTHORIZING THE MAYOR OR CITY MANAGER OR CITY SECRETARY TO EXECUTE AN ELECTRIC SUPPLY AGREEMENT FOR DELIVERIES OF ELECTRICITY, EFFECTIVE JANUARY 1, 2018, AND COMMITTING TO BUDGET FOR ENERGY PURCHASES IN 2018 THROUGH 2022 AND TO HONOR THE CITY'S COMMITMENTS TO PURCHASE POWER FOR ITS ELECTRICAL NEEDS IN 2018 THROUGH 2022 THROUGH TCAP

WHEREAS, the City of Ovilla, Texas (City), is a member of the Texas Coalition For Affordable Power, Inc. (TCAP), a non-profit, political subdivision corporation dedicated to securing electric power for its more than 170 members in the competitive retail market; and

WHEREAS, TCAP has unique rights under Texas law to negotiate directly in the wholesale market and arrange separate contracts for power supply and retail services which provides TCAP leverage to achieve contract provisions that single city negotiations with a Retail Electric Provider (REP) would be unlikely to produce; and

WHEREAS, TCAP's geographic diversity across all four ERCOT zones produces an aggregated peak load that is lower than the total of individual peak loads of the individual TCAP members, allowing price benefits in the wholesale market that are not likely to be available to any given TCAP member alone; and

WHEREAS, TCAP and its predecessor organizations, Cities Aggregation Power Project, Inc. (CAPP) and South Texas Aggregation Project, Inc. (STAP), negotiated favorable contract terms that resulted in rebates from wholesale supplier and reasonable prices for delivered electricity since 2002 resulting in stable budgets for electricity for members; and

WHEREAS, commodity prices for electricity experienced significant volatility between 2002 and 2009, with prices ranging from 4 cents to over 13 cents per kWh, causing CAPP and STAP members to welcome a five year contractual commitment that came close to cutting the 2008 prices in half, with that contract being extended until December 31, 2017, with a negotiated price reduction of about 1 cent per kWh; and

WHEREAS, TCAP has become a forceful voice for consumer protections and market reform to benefit the public and well as cities and other political subdivisions; and

WHEREAS, TCAP is owned by its members and distributes monetary and other resources according to relative load size of members and is controlled by a 15 member Board of Directors, all of whom must be city employees of members who represent diversity in size and geography; and

WHEREAS, wholesale power prices within the deregulated Texas market are largely determined by the NYMEX gas futures prices for natural gas which are currently low and relatively stable, but which change daily; and

WHEREAS, daily price changes require retail customers to execute a contract immediately upon receipt of a favorable offer; and

WHEREAS, pursuant to Texas Local Government Code Section 252.022(a)(15) expenditures for electricity are exempt from competitive bidding requirements; and

WHEREAS, on any given day, TCAP is able to capture a favorable wholesale price for any period of time, comparable to or better than any given REP or broker; and

WHEREAS, TCAP intends to continue to contract with its current wholesale supplier, NextEra, because the relationship with NextEra is such that NextEra is willing, after it knows the size of a given load, to execute a contract at or below prescribed price and terms; and

WHEREAS, the City desires to execute a contract for electricity for the period beyond the expiration of its current contract on December 31, 2017, that locks-in favorable wholesale prices under one of three different supply options:

Option 1- fixed-price, full-requirements at a price not to exceed 4.1 cents per kWh for the North and West zones or 4.25 cents per kWh for the South and Houston zones;

Option 2 - fixed price for on-peak hours and variable spot market prices for off-peak hours;

Option 3 - block energy at a fixed price to cover the base load hours, a fixed price for solar energy to cover mid-day peak hours (approximately 10% of total load) and variable spot market prices for all remaining consumption; and

WHEREAS, TCAP will allow members six weeks from receipt of this resolution to consider whether to participate in this second opportunity to contract for post-2017 electrical supply, and thereafter allow NextEra until June 30, 2016 to contract for power for five years at a price not to exceed 4.1 cents per kWh in the North and West zones and a price not to exceed 4.25 cents per kWh in the South and Houston zones for Option 1, so long as the aggregated load for any of the three supply options reaches at least 50 megawatts; and

WHEREAS, wholesale suppliers demand assurance that TCAP will pay for all contracted load; and

WHEREAS, the City needs to assure TCAP that it will sign a Commercial Electric Supply Agreement (CESA) reflecting the contract extension and budget for energy purchases for the post-2017 period and honor its commitment to purchase power for its electrical needs for 2018 through 2022 through TCAP.

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

Section 1. The TCAP Board of Directors and its consultants and advisors are agents authorized to negotiate for the City's electricity needs as a member of TCAP for the period 2018 through 2022 at a price not to exceed 4.1 cents per kWh for the North and West zones and a price not to exceed 4.25 cents per kWh in the Houston and South zones for supply Option 1.

Section 2. The City prefers to participate in supply Option 1 with the following understanding: a) while supply Option 1 is a full-requirements, fixed-price option, Options 2 (fixed price on-peak, variable spot prices for off-peak usage) and 3 (fixed price for base load, fixed price for a portion of peak load, and variable spot market for remainder) have variable

RESOLUTION NO. R2016-01

price components and savings over Option 1 cannot be guaranteed, and b) if there is insufficient desire among members to achieve a 50 MW threshold for either Option 2 or 3, the member selecting the inadequately subscribed option will be placed in the Option 1 category. If no option is selected, TCAP will assume that a passed Resolution approves of Option 1.

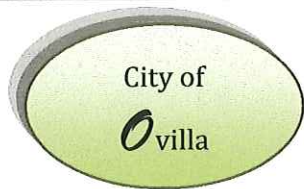
- Section 3. Assuming this resolution is passed before February 25, 2016 and the combined load of TCAP members passing this resolution exceeds 50 megawatts for the preferred Option and NextEra is able to provide TCAP an opportunity prior to June 30, 2016 to contract for power to be delivered to members at a price not to exceed 4.1 cents per kWh for the North and West zones and not to exceed 4.25 cents per kWh in the Houston and South zones for supply Option 1 for the period January 1, 2018 through December 31, 2022, any one of the following individuals is hereby authorized to sign an electric supply agreement for the City within 24 hours of receipt of a contract that has been approved and recommended by the TCAP Board of Directors: the Mayor or City Manager or City Secretary.
- Section 4. The City will commit to purchase power to meet all of its electricity needs eligible for competition pursuant to the TCAP approved supply agreement and approve funds necessary to pay electricity costs proportionate to the City's load under the supply agreement (whether wholesale or retail) arranged by TCAP and signed by TCAP's Executive Director or President or other TCAP representative authorized by the TCAP Board.
- Section 5. A copy of this Resolution shall be sent to Jay Doegey, Executive Director, TCAP, 15455 Dallas Parkway, Suite 600, Addison, Texas 75001 and Geoffrey M. Gay, legal counsel to TCAP at 816 Congress Avenue, Suite 1900, Austin, Texas 78701.

RESOLVED, PASSED and APPROVED the 8th day of February, 2016.

Richard Dormier, Mayor

ATTEST:

Pamela Woodall, City Secretary



Ovilla City Council

AGENDA ITEM REPORT

Item: 3

Meeting Date: February 08, 2015

Department: Administration/Fire

☒ Discussion ☒ Action

Budgeted Expense: ☐ YES ☐ NO ☒ N/A

Submitted By: Dennis Burn

Amount: \$N/A

Reviewed By: ☒ City Manager ☐ City Secretary ☒ City Attorney

☐ Accountant

☒ Other: Fire Chief Kennedy

Attachments:

1. Original Agreement and Amendment #1

Agenda Item / Topic:

ITEM 3. *DISCUSSION/ACTION* – Consideration of and Action on an Amendment #1 to the Ellis County Emergency Services District #2 Annual Interlocal Agreement and authorize the Mayor to execute said Amendment.

Discussion / Justification:

The City of Ovilla and Ellis County Emergency Service District No. 2 (ESD No. 2) entered into an Interlocal Agreement for Providing Emergency Services in September 2015 (the City Council approved the agreement at their September 2015 meeting though the agreement carries an August 17, 2015 signature date). ESD No. 2 has submitted Amendment No. 1 to that agreement. The amendment modifies the existing Interlocal Agreement by (1) defining “facilities”, (2) stating that the “facilities” are the sole ownership of ESD No. 2, (3) maintenance and use of the “facilities”, (4) stating that ESD No. 2 can use the “facilities”, and (5) that the City must insure the facilities.

Our attorney has reviewed and approved this Amendment No.1.

Recommendation / Staff Comments:

Sample Motion(s):

I move that Council APPROVE/DENY the Amendment #1 to the Ellis County Emergency Services District #2 Annual Interlocal Agreement and authorize the Mayor to execute said Amendment.

FILE COPY

**INTERLOCAL AGREEMENT FOR PROVIDING
EMERGENCY SERVICES**

STATE OF TEXAS

§

§

COUNTY OF ELLIS

§

This Interlocal Agreement for Providing **EMERGENCY SERVICES** ("Agreement"), effective as of October 1, 2015, by and between **ELLIS COUNTY EMERGENCY SERVICES DISTRICT NO. 2** ("District"), a political subdivision of the State of Texas, organized and operating pursuant to the provisions of Section 48-e, Article III of the Texas Constitution and Chapter 775 of the Health and Safety Code, as amended ("H&S Code") and the **CITY OF OVILLA** ("City"), a general law city duly organized and operating under the laws of the State of Texas.

WITNESSETH

WHEREAS, the District is a duly organized emergency services district, created to protect life and health, and for such other purposes as determined by the District under Chapter 775 of the H&S Code, with full authority to carry out the objects of its creation; and

WHEREAS, City is a general law city of the State of Texas; and

WHEREAS, District and City are authorized to enter into an agreement pursuant to the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code; and

WHEREAS, District and City desire to enter into an agreement, whereby City will perform certain government functions and services for District, which functions and services will be limited to providing certain emergency services ("Emergency Services," as hereinafter defined) within the entire response area of the District ("Service Area," as hereinafter defined); and

WHEREAS, District and City agree that it is desirable, and District has determined that it is in the best interest of the residents and property owners of the District, to enter into an agreement for Emergency Services whereby the City will provide Emergency Services within the Service Area;

NOW, THEREFORE, for and in consideration of the premises and mutual covenants hereinafter contained, the parties hereto agree each with the other as follows:

ARTICLE I.
DEFINITIONS

Section 1.01 Definitions.

In addition to other terms defined herein, the following terms shall have the meanings assigned to them in this Article I whenever they are used in this Agreement.

A. Board. The Board of Commissioners for the District.

B. Service Area. The geographic area of the District as it exists from time to time, the current boundaries of which are reflected in the Ellis Central Appraisal District records. City acknowledges that the Service Area boundaries are subject to change from time to time as a result of District annexations or de-annexations.

C. Emergency Services. All fire protection and suppression services, rescue, emergency medical and other services to be made available to the District pursuant to this Agreement. Emergency Services include:

1. Fire protection and suppression to protect people and property;
2. fire prevention education; and
3. emergency medical service as a first responder organization, including, but not limited to, providing advanced life support and emergency medical treatment on scene, including the use of certain techniques such as automatic external defibrillators; and
4. Other services, as may be mutually agreed upon in writing by the District and Department.

D. Equipment. All apparatus and related equipment provided by District for use by City in providing the Emergency Services under this Agreement.

E. Fiscal Year. The period from October 1 through September 30.

ARTICLE II.

REPRESENTATIONS AND WARRANTIES

Section 2.01 District's Representations and Warranties.

The District represents and warrants that it is a political subdivision of the State of Texas created and operating pursuant to the H&S Code and has the authority to enter into this Agreement and the transactions contemplated hereby, and to carry out its obligations.

Section 2.02 City's Representations and Warranties.

A. City is a general law city, a political subdivision of the State of Texas, created and operating pursuant to the Texas Constitution and the Texas Local Government Code, and has the authority to enter into this Agreement and the transactions contemplated hereby and to carry out its obligations.

B. Neither the execution or delivery of this Agreement nor the consummation of the transactions or fulfillment of the obligations contemplated hereby conflicts with or results in a breach of the terms, conditions, or provisions of any corporate restriction or any agreement or instrument to which City is now a party or by which it is bound, or constitutes a default under any of the foregoing, or results in the creation or imposition of any prohibited lien, charge or encumbrance whatsoever on any property or assets of City.

C. City is familiar with the boundaries of the Service Area.

ARTICLE III.

SERVICE TO BE PROVIDED

Section 3.01 General.

A. During the term of this Agreement, City will provide Emergency Services to the Service Area on a 24-hour-per-day, seven-day-a-week basis. The Emergency Services shall be performed in accordance with City's SOPs as they exist on the effective date of this Agreement (or as subsequently modified, provided that such modified version is approved in writing by the District), and shall be at least equal to the Emergency Services provided by City within its corporate boundaries. City may, and it is anticipated that it will, call upon its mutual aid agreements with other Emergency Services providers in the event of a need for additional Emergency Services capability in the Service Area.

B. City agrees that in the event City receives official notice of an alleged material breach of compliance with state, local, or federal laws, regulations, or ordinances related to the City's obligations under this Agreement, City will notify the District within 10 working days of such alleged breach. City will notify the District of the final disposition of such allegations within 10 working days of receipt of written notice.

C. City's Fire Chief or his/her designated representative agrees to attend the District's regular or special meetings when requested by the Board.

Section 3.02 Personnel.

A. City shall only utilize responsible, competent, and well-trained personnel in delivering the Emergency Services and must conduct regularly scheduled training sessions to ensure fulfillment of this duty, in accordance with the City's SOPs and the regulations promulgated by the Texas Commission on Fire Protection and the Texas Department of State Health Services.

B. City shall maintain a minimum on-duty staffing at the Ovilla Fire Station of: (1) at least two individuals who are licensed as Paramedics and certified as firefighters by the Texas Commission on Fire Protection ("TCFP") at all times; and (2) at least once TCFP certified firefighter each Monday through Friday during daytime hours ("City Staffing Requirement"). The City shall supplement this staffing with at least one volunteer firefighter during the non-daytime hours on weekdays. On Weekends, the City will seek to have at least one compensated volunteer firefighter on duty between 7am and 7pm, provided that the District compensates the City \$50 for each Weekend shift that is staffed by a compensate volunteer.

C. City shall retain at least six Captain positions for Emergency Services personnel.

D. City will maintain a personnel policy for all Emergency Services employees, which must include policies addressing discrimination, sexual harassment, and chain of command. The policy must be made available to the District upon request.

Section 3.03 Equipment.

A. District will provide certain Equipment, as set forth on Exhibit "A", for use by City in providing the Emergency Services to the Service area, as well as for use by City in providing emergency services within its own geographical boundaries and in providing mutual or automatic aid, as set forth in 3.06. City may also use any other District facilities or equipment not referenced on Exhibit "A" in order to provide Emergency Services. District may, in its reasonable discretion and from time to time, make substitutions and additions to the Equipment listed on Exhibit "A".

B. The parties agree that all Equipment belonging to the District used in the provision of the Emergency Services are and will remain under the sole ownership, management and budgetary authority of the District, and that any equipment and personnel of the City used in the provision of the Emergency Services are and will remain under the sole ownership, management and budgetary authority of the City.

C. Maintenance:

1) City agrees to use the Equipment only in a manner contemplated by any and all applicable guidelines, warranties and NFPA Codes. City shall maintain all Equipment in good condition and repair, save for normal wear and tear. City agrees and acknowledges that it is responsible for all costs of operation and maintenance of the Equipment, including, but not limited to, fuel, repairs, preventative maintenance, tire replacement, insurance coverage (as provided in Article IV), daily cleaning, and general upkeep of the Equipment.

2) City is responsible for supplying any equipment not included on Exhibit "A" or otherwise provided by the District in accordance with Section 3.03.A.

D. Damage to or Removal of Equipment or Facilities:

1) Any damage to Equipment arising out of misuse, abuse, or negligence on the part of City personnel will be the sole responsibility of City. In the event of a dispute as to the existence of misuse, abuse or negligence, the parties will each select a representative and will agree upon and neutral third-party to act as arbitrator and will submit to binding arbitration.

2) City shall not remove any Equipment for use in other locations without the District's prior written approval.

Section 3.04 Dispatch Services

The City acknowledges that the City of Midlothian will dispatch all responses to calls for Emergency Services originating within the Service Area. District responses shall be in accordance with the response criteria and dispatch procedures established under that certain agreement regarding the Northern Ellis Emergency Dispatch center between the City and the City of Midlothian. The City shall respond to all calls to which it is dispatched by the City of Midlothian.

Section 3.05 Reporting to District.

A. Reports

The City shall provide reports in a timeframe and format as agreed to by the District Board and the City's Fire Chief.

B. Other Information

The City shall provide or cause to be provided to the District, or to any agent of the District, such reports or information concerning the Emergency Services provided by the City as the District may reasonably request. Such reports may include, at the District's discretion, response times for the various calls made by the Department, types of calls, and any other information reasonably requested by the District.

Section 3.06 Non-Exclusive Agreement and Mutual Aid.

City hereby acknowledges and agrees that it has a responsibility to the Service Area under this agreement as well as to the City. The District hereby acknowledges that the City also serves and will continue to serve the City.

Section 3.07 Approvals and Permits.

City must obtain and maintain all necessary licenses, permits, and approvals, as the case may be, that are necessary from any governmental bodies or agencies having jurisdiction in connection therewith for the provision of Emergency Services to the Service Area as called for by this Agreement.

Section 3.08 District Office and Meeting Location.

The District has a current Lease with the City for property where the Larry C. Marlow Fire Annex building ("Fire Annex") is located. The City has a currently Sub-Lease with the District for use of the Fire Annex, which the District constructed upon the property leased by the City. The City shall provide at no cost and the District will designate the as the District's office as required by Section 775.036 (f) of the Texas Health and Safety Code. The City shall also provide, at no cost, the District with use of a computer workstation in the Fire Annex, computer server hard drive space for District's accounting software and documents, and area for a District filing cabinet. The City's Fire Chief will determine what constitutes reasonable access to the Fire Annex and use of a computer workstation by District Emergency Commissioners

The District may use the Fire Annex training room for District meetings, CERT training, or other events as agreed upon in advance by the Fire Chief at no cost.



ARTICLE IV.
INSURANCE AND INDEMNIFICATION

Section 4.01 Insurance.

A. City facilities and equipment: The City must insure all of the City's facilities and equipment, or cause them to be insured, for loss or damage of such kind usually insured against by entities similarly situated. The City shall designate the District as an additional insured on any liability insurance or liability risk pool coverage that covers any Emergency Services offered by the City.

B. Equipment. City shall insure the Equipment, and shall designate the District as a loss payee and additional insured on the policy or policies covering the Equipment. City shall secure a letter from the insurer's underwriter indicating that any District personnel who may occasionally use the Equipment are covered by the policy or policies.

C. Workers Compensation: At all times during the term of this Agreement, City must maintain Worker's Compensation Insurance with respect to all paid employees, and volunteer members that volunteer directly for the City.

Section 4.02 Indemnification.

To the fullest extent permitted by law, each party shall and does hereby agree to indemnify, protect, defend, and hold harmless the other party, its officers, agents and employees, for, from and against all claims, demands, liabilities, damages, costs, suits, losses, liens, expenses, causes of action, judgments, and fees (including court costs, attorney's fees, and costs of investigation), of any nature, kind, or description by, through, or of any person or entity whomsoever arising out of, or alleged to have arisen out of, (in whole or in part) the work to be performed, or in any way whatsoever in connection therewith.

Section 4.03 Liability

Specifically citing Texas Government Code Section 791.006 (a-1), the parties agree that, for purposes of determining civil liability for non-party claims, the act of any person or persons while fighting fires, providing rescue services, providing first response EMS services, traveling to or from any type of emergency call or emergency scene, or in any manner furnishing services in accordance with this Agreement, is the act of the party performing such act. The payment of any and all civil or other liability, including negligence, resulting from the furnishing of services under this Agreement is the responsibility of the individual party performing such acts. This specifically includes, but is not limited to, the payment of court costs, expenses, and attorneys' fees resulting from any such claim or lawsuit. The parties agree that the assignment of liability described in this Article IV is intended to be different than liability otherwise assigned under Section 791.006 (a) of the Texas Government Code.

It is expressly understood and agreed that a Party will not be held liable for the actions of any of the other Party's employees or volunteer members while in any manner furnishing services under this Agreement.

ARTICLE V.
PAYMENTS

Section 5.01 Preparation of Budget.

A. The City agrees to submit, for review by the District, a preliminary draft of the portion of the City's proposed budget that relates to the provision of Emergency Services. The City agrees to submit the updated budgetary information to the District at least 30 days before final adoption by the City Council.

B. The City's budget must include all operation, maintenance and capital expenses proposed by the City for Emergency Services.

Section 5.02 Payments to City.

A. In consideration of City providing the Emergency Services under this Agreement, District will pay to City a sum, based on a contract price of \$160,000 per year to be paid as follows:

- 1) Initial payment of \$110,000 due in April 2016; and
- 2) A Final payment of \$50,000 due September 30, 2016.

B. Expenses incurred during the term may be paid only with funds from the Fiscal Year's budget associated with the term.

Section 5.03 Payments from Current Revenues.

All payments made by either party under this Agreement shall be from current revenues.

ARTICLE VI.
MISCELLANEOUS

Section 6.01 Acquisition, Title to and Ownership of Assets

A. Pursuant to State law, all assets provided to the City or assets purchased or leased at any time using District funds, whether such funds were used to acquire or lease the asset in whole or in part, shall remain the property of the District regardless of title, and regardless of how or by whom the asset is used. If the District provides less than 100% of the funds required to purchase or lease an asset, the District's ownership in that asset shall be equal to the proportionate share of the funds provided.

B. From the Effective Date of the Agreement forward and notwithstanding any other provision in this Agreement, the District retains an ownership interest in all assets acquired or leased using District funds, whether funded by the District in whole or in part, in proportion to the amount of the acquisition price or lease expense paid by the District. The District agrees to make such assets fully available to, and to place such assets in the possession of, the City, to be used by the City in accordance with this Agreement and the protocols adopted by the City from time to time.



C. The City may not sell, trade, assign or convey to another person or entity any asset provided to the City by the District or acquired or leased in whole or in part using District funds without prior written approval of the District.

Section 6.02 Independent Contractor.

Nothing in this Agreement may be construed to make either party the partner or joint venturer of or with the other party. It is further agreed that in the performance of all obligations of City under this Agreement, City is an independent contractor with the right to supervise, manage, control, and direct the performance of the Emergency Services required under this Agreement. The District will look to City for results only and the District will not direct or oversee City or its agents, members, employees or volunteers in the delivery of such Emergency Services, or the manner, means, or methods by which the Emergency Services are performed or the manner in which City conducts its internal operations, except with regard to financial and fiscal matters.

Section 6.03 Governmental Immunity

The fact that District and City accept certain responsibilities relating to the rendition of Emergency Services under this Agreement as a part of their responsibility for providing protection for the public health, makes it imperative that the performance of these vital services be recognized as a governmental function and that the doctrine of governmental immunity shall be and it is hereby invoked to the extent possible under the law. Neither District nor City waives nor shall be deemed hereby to waive, any immunity or defense that would otherwise be available to it against claims arising from the exercise of government powers and functions.

Section 6.04 Term of Agreement.

This Agreement is for the period of October 1, 2015 to September 30, 2016, after which time this Agreement shall terminate unless otherwise agreed to by the parties. Under no circumstances has the District agreed to pay funds to City or adopt a budget for certain levels of expenditures except upon the adoption, from time to time, of the referenced annual budgets, nor beyond any one year at a time under the term of this Agreement. The parties may, upon mutual agreement and consideration, renew the Agreement for successive one-year terms.

Section 6.05 Termination of Agreement.

If either Party desires to terminate this Agreement without cause prior to the expiration of the term, such Party must provide at least 60 days' written notice to the other Party. In addition, a Party may terminate this Agreement for cause as a result of a material breach of this Agreement. If the termination of this Agreement is for cause, the non-breaching Party must provide the breaching Party written notice clearly identifying the specific breach and providing a minimum 30-day cure period prior to terminating this Agreement under this provision. This Agreement may only be terminated for a material breach after a right to cure period has been exhausted. In the event of termination by either party, the District shall compensate the City pro-rata for all Emergency Services performed through the termination date, together with any reimbursable expenses then due pursuant to this Agreement.

Section 6.06 Notices.

All notices, certificates or other communications hereunder shall be deemed given when delivered by regular mail, hand delivery, or facsimile addressed as follows:

If to District, at: President
 Ellis County Emergency Services District No. 2
 3271 Katy Ct.
 Midlothian, Texas 76065
 Facsimile: _____

With a copy to: John J. Carlton
 The Carlton Law Firm, P.L.L.C.
 2705 Bee Cave Road, Suite 200
 Austin, Texas 78746
 Facsimile: (512) 990-2855

If to City, at: City Manager
 City of Ovilla
 105 S. Cockrell Hill
 Ovilla, Texas 76065
 Facsimile: _____

The District or City may by notice hereunder designate any further or different address to which subsequent notices, certificates or other communications shall be sent.

Section 6.07 Binding Effect.

This Agreement inures to the benefit of and is binding upon the District and City.

Section 6.08 Severability.

In the event any provision of this Agreement is held invalid or unenforceable by any court of competent jurisdiction, such holding will not invalidate or render unenforceable any other provision hereof. Such invalid or unenforceable provision shall be severed from all other provisions while all other provisions remain in full force and effect.

Section 6.09 Execution and Counterparts.

This Agreement may be simultaneously executed in several counterparts, each of which shall be considered an original and all of which shall constitute one and the same instrument.

Section 6.10 Captions.

The captions or headings in this Agreement are for convenience only and in no way define, limit, or otherwise describe the scope or intent of any provision or section of this Agreement.



Section 6.11 Governing Law.

The validity, interpretation, and performance of this Agreement shall be governed by the laws of the State of Texas.

Section 6.12 Venue.

This Agreement is fully performable and enforceable in Ellis County, Texas, wherein venue hereunder shall lie.

Section 6.13 Entirety of the Agreement.

This Agreement constitutes the entire Agreement and understanding between the parties and supersedes all previous agreements, understandings, discussions, or representations concerning its subject matter, save and except that certain Lease Agreement between the City and the District dated April 28, 2008, to be effective May 1, 2008, and that certain Sub-Lease Agreement between the District and the City dated April 28, 2008.

Section 6.14 Assignment and Modification

City may not assign this Agreement, in whole or in part, without obtaining the prior written consent of the District. Further, this Agreement may be modified only by written mutual agreement and signed by both parties.

IN WITNESS WHEREOF the District and City have caused this Agreement to be executed in their respective corporate names and their respective corporate seal to be hereunto affixed and attested by the duly authorized officers.

Signed this 17 day of August, 2015.

ATTEST: By: <u>[Signature]</u> Tom Manning Secretary, Board of Commissioners	ELLIS COUNTY EMERGENCY SERVICES DISTRICT NO. 2 By: <u>[Signature]</u> Ray Reed President, Board of Commissioners
ATTEST: By: <u>[Signature]</u> Printed Name: <u>PAMELA WOODALL</u> Title: <u>CITY SECRETARY</u>	CITY OF OVILLA By: <u>[Signature]</u> Printed Name: <u>Richard Dornier</u> Title: <u>Mayor</u>

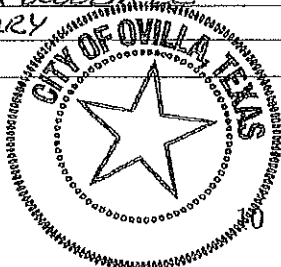


EXHIBIT "A"

EQUIPMENT

The following is installed or stored at: 105 S COCKRELL HILL RD OVILLA, TX 75154 County: DALLAS
ONE (1) 99576 000024 LUCAS 2, 2.1 CHEST COMPRESSION SYSTEM

AMENDMENT NO. 1
TO INTERLOCAL AGREEMENT FOR PROVIDING
EMERGENCY SERVICES

STATE OF TEXAS

§

§

COUNTY OF ELLIS

§

This Amendment No. 1 ("Amendment") to the Interlocal Agreement for Providing **EMERGENCY SERVICES** ("Agreement"), effective as of _____, 2016, by and between **ELLIS COUNTY EMERGENCY SERVICES DISTRICT NO. 2** ("District"), a political subdivision of the State of Texas, organized and operating pursuant to the provisions of Section 48-e, Article III of the Texas Constitution and Chapter 775 of the Health and Safety Code, as amended ("H&S Code") and the **CITY OF OVILLA** ("City"), a general law city duly organized and operating under the laws of the State of Texas.

WITNESSETH

WHEREAS, the District is a duly organized emergency services district, created to protect life and health, and for such other purposes as determined by the District under Chapter 775 of the H&S Code, with full authority to carry out the objects of its creation; and

WHEREAS, City is a general law city of the State of Texas; and

WHEREAS, District and City are authorized to enter into an agreement pursuant to the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code; and

WHEREAS, District and City desire to amend the Agreement to reflect recent changes to the real property lease between the parties and the addition of additional personal property to Exhibit "A" of the Agreement;

NOW, THEREFORE, for and in consideration of the premises and mutual covenants hereinafter contained, the parties agree each with the other as follows:

AMENDMENTS

I. Section 1.01 is amended to add the following definition:

F. Facilities. The Larry C. Marlow Fire Station Annex ("Fire Annex"), located at 105 S. Cockrell Hill Road, Ovilla, Texas 75154.

II. Section 3.03 is amended as follows:

Section 3.03 Equipment and Facilities.

A. District will provide certain Equipment and Facilities, as set forth on Exhibit "A", for use by City in providing the Emergency Services to the Service area, as well as for use by City in providing emergency services within its own geographical boundaries and in providing mutual or automatic aid, as set forth in Section 3.06. City may also use any other District facilities or Equipment not referenced on Exhibit "A" in order to provide Emergency Services.

District may, in its reasonable discretion and from time to time, make substitutions and additions to the Equipment listed on Exhibit "A" without further amendment to this Agreement.

B. The parties agree that all Facilities and Equipment belonging to the District and/or paid for by the District in whole or in part, and used in the provision of the Emergency Services, are and will remain under the sole ownership, management and budgetary authority of the District, and that any equipment and personnel of the City used in the provision of the Emergency Services are and will remain under the sole ownership, management and budgetary authority of the City.

C. Maintenance:

1) City agrees to use the Equipment only in a manner contemplated by any and all applicable guidelines, warranties and NFPA Codes. City shall maintain all Equipment in good condition and repair, save for normal wear and tear. City agrees and acknowledges that it is responsible for all costs of operation and maintenance of the Equipment, including, but not limited to, fuel, repairs, preventative maintenance, tire replacement, insurance coverage (as provided in Article IV), daily cleaning, and general upkeep of the Equipment.

2) City is responsible for supplying any equipment not included on Exhibit "A" or otherwise provided by the District in accordance with Section 3.03.A.

D. Damage to or Removal of Equipment or Facilities:

1) Any damage to Equipment or Facilities arising out of misuse, abuse, or negligence on the part of City personnel will be the sole responsibility of City. In the event of a dispute as to the existence of misuse, abuse or negligence, the parties will each select a representative and will agree upon and neutral third-party to act as arbitrator and will submit to binding arbitration.

2) City shall not remove any Equipment for use in other locations without the District's prior written approval.

E. Facilities:

1) City shall have exclusive right to occupy the Fire Annex and to use the Fire Annex for governmental uses and purposes, including using the Fire Annex as a fire station.

2) City shall have the sole responsibility to keep, maintain, repair and operate the Facilities and all the improvements to the Facilities at City's sole cost and expense. City shall maintain the Facilities and the improvements and appurtenances thereto, in a presentable condition consistent with good business practice and in a safe, neat and good physical condition.

3) City agrees that in the event it shall become necessary to make changes to the plumbing, wiring or similar installations of the Facilities, City will make such changes and installations at its sole cost and expense.

4) City shall assume and pay for all costs or charges for utility services furnished to the Facilities during the term of this Agreement.

5) City shall provide for the adequate sanitary handling and disposal away from the Facilities of all trash, garbage and other refuse caused or created as a result of the operation of its governmental business.

III. Section 3.08 is amended to read as follows:

3.08 District Office and Meeting Location.

A. The District has entered into a new Lease Agreement with the City for property where the Fire Annex is located, effective _____, 2016. The previous Lease and Sublease between the parties were terminated by mutual agreement.

2. The District will continue to designate the Fire Annex as the District's office as required by Section 775.036 (f) of the Texas Health and Safety Code. The City shall provide this office for the District at no cost to the District. The City shall also provide the District with use of a computer workstation in the Fire Annex, computer server hard drive space for District's accounting software and documents, and a climate-controlled area for a District filing cabinet, all at no cost to the District. The City's Fire Chief will determine what constitutes reasonable access to the Fire Annex and use of a computer workstation by District Commissioners, but in no event shall "reasonable access" be less than seven, 24-hour periods per month.

3. Additionally, the District may use the Fire Annex training room for District meetings, CERT training, or other events as agreed upon in advance by the Fire Chief at no cost to the District.

IV. Section 4.01 is amended to read as follows:

Section 4.01 Insurance.

A. City facilities and equipment: The City must insure all of the City's facilities and equipment, or cause them to be insured, for loss or damage of such kind usually insured against by entities similarly situated. The City shall designate the District as an additional insured on any liability insurance or liability risk pool coverage that covers any Emergency Services offered by the City.

B. Equipment. City shall insure the Equipment, and shall designate the District as a loss payee and additional insured on the policy or policies covering the Equipment. City shall secure a letter from the insurer's underwriter indicating that any District personnel who may occasionally use the Equipment are covered by the policy or policies, and provide a copy of that letter to the District within 10 days of annual policy renewal during each year this Agreement is in place.

C. Facilities. Beginning January 1, 2017, City shall insure the Facilities for all risks and in an amount agreeable to the District that will fully cover the total value of the Facilities. Such insurance shall list District as a loss payee and additional insured. The City shall provide a

copy of the certificate of insurance on the Facilities to the District within 10 days of annual policy renewal during each year this Agreement is in place.

D. Workers' Compensation Insurance. At all times during the term of this Agreement, City must maintain Worker's Compensation Insurance with respect to all paid employees and volunteer members that volunteer directly for the City.

IV. Other Sections Not Affected

A. Any Sections of the Agreement not amended by this Amendment remain in full force and effect.

IN WITNESS WHEREOF, the District and City have caused this Amendment to be executed in their respective names and their respective seals to be affixed and attested by the duly authorized officers.

Signed this _____ day of _____, 2016.

City:

District:

CITY OF OVILLA, TEXAS, a political
subdivision of the State of Texas

ELLIS COUNTY ESD NO. 2, a political
subdivision of the State of Texas

By: _____
_____, Mayor

By: _____
Ray Reed, Board President

ATTEST:

ATTEST:

Title: City Secretary

Tom Manning
Title: Board Secretary

Address for Notice:
Attn: City Administrator
105 S. Cockrell Hill Road
Suite 2
Ovilla, Texas 75154

Address for Notice:
105 S. Cockrell Hill Road
Ovilla, Texas 75154

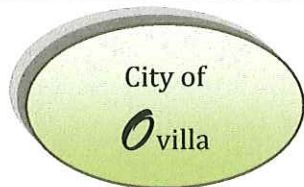
EXHIBIT "A"

The following Facility is part of the Agreement:

1. The Larry C. Marlow Fire Annex, located at 105 S. Cockrell Hill Rd., Ovilla, Texas 75154.

The following Equipment is part of the Agreement:

1. One 99576 000024 Lucas 2, 2.1 Chest Compression System;
2. One 2016 300205-497 Pierce Dash CF Pumper; and
3. Any additional Equipment purchased in whole or in part with District funds and placed in the service of the City under this Agreement.



Ovilla City Council

AGENDA ITEM REPORT

Item: 4

Meeting Date: February 08, 2015

Department: Administration/Fire

☒ Discussion ☒ Action

Budgeted Expense: ☐ YES ☐ NO ☒ N/A

Submitted By: Dennis Burn

Amount: \$N/A

Reviewed By: ☒ City Manager ☐ City Secretary ☒ City Attorney

☐ Accountant

☒ Other: Fire Chief Kennedy

Attachments:

1. New Lease Agreement
2. Existing Lease and Sublease Agreements

Agenda Item / Topic:

ITEM 4. **DISCUSSION/ACTION** – Consideration of and Action on a Lease Agreement by and between the City of Ovilla and the Ellis County Emergency Services District #2, authorizing the Mayor to execute said Agreement.

Discussion / Justification:

The City of Ovilla entered into a Lease Agreement and a Sub-Lease Agreement with Ellis County Emergency Services District No. 2 (ESD No. 2) in May 2008 and April 2008 respectively. The 2008 Lease Agreement was for all buildings and other improvements. The Sub-Lease Agreement was for the fire station annex building. ESD No. 2 has forwarded a new Lease Agreement that will supersede the existing Lease Agreement and Sub-Lease Agreement.

Significant items of this new lease agreement are: (1) The Annex is the sole property of ESD No. 2, (2) The Lease does not address the Annex itself but rather addresses the ground upon which the Annex sits as well as any improvements added by the City, (3) The Lease term is 99 years, (4) the previous lease agreement and sublease agreement are terminated and (5) in the event that all territory of ESD No. 2 is annexed by cities within the ESD No. 2 boundary, other than Ovilla territory, resulting in ESD No. 2 remaining territory lying wholly within the ETJ of Ovilla, then ESD No. 2 will transfer title to the annex to Ovilla.

The City Attorney has reviewed and approved this new lease agreement.

Recommendation / Staff Comments:

Sample Motion(s):

I move that Council APPROVE/DENY the Lease Agreement by and between the City of Ovilla and the Ellis County Emergency Services District #2, authorizing the Mayor to execute said Agreement.

LEASE AGREEMENT

THIS LEASE AGREEMENT ("Lease" or "Lease Agreement") is made and entered into effective the ____ day of _____, 2016 (the "Effective Date"), by and between **The City of Ovilla, Texas**, a political subdivision of the State of Texas (the "City"), Lessor, and **Ellis County Emergency Services District Number 2**, a political subdivision of the State of Texas (the "District"), Lessee.

ARTICLE I. LEASE OF REAL PROPERTY

1.01. City, for and in consideration of the rents, covenants, and promises herein contained, does hereby lease, rent and deliver to District, and District does hereby lease, rent and accept from City, all of that certain real property located in Ellis County, Texas, more particularly described and set forth in Exhibit "A" attached hereto and incorporated herein. The term "Leased Premises" as used in this Lease Agreement shall include the ground, as well as all buildings and other improvements added by the City to the real property at the City's sole expense, and all fixtures, and other property, real and personal, now or hereafter permanently installed on or affixed to the real property by the City and at the City's sole expense. The term "Leased Premises" does not include the Larry C. Marlow Fire Station Annex ("Annex").

1.02. District, solely using its own funds, built the Annex upon the Leased Premises during the previous lease term between the parties. The Annex is owned solely by the District according to State law.

ARTICLE II. LEASE TERM AND TERMINATION OF PRIOR LEASE AND SUBLEASE

2.01. This Lease shall be for a term of 99 years, referred to as the "Lease Term," beginning _____, 2016 and ending at 11:59 p.m. on December 31, 2115, subject, however, to earlier termination as provided in Article XII, below.

2.02. The previous lease agreement between the parties, dated May 1, 2008, is hereby terminated by mutual agreement of the parties.

2.03. The previous Sublease Agreement between the parties, dated April 28, 2008, is hereby terminated by mutual agreement of the parties.

ARTICLE III. RENT

3.01. District agrees to pay to City as rental for the use and occupancy of the Leased Premises under this Lease the sum of ONE AND NO/100 (\$1.00) DOLLAR per year, due and payable in advance, on the Effective Date of this Agreement.

ARTICLE IV. TAXES

4.01. City is a municipal corporation. No property owned by City is subject to the imposition of taxes, dues, assessments or liens. District, therefore, agrees to pay any and all taxes, assessments or charges which may arise by virtue of District's use of the Leased Premises

and further agrees to keep the Leased Premises free and clear of any and all such liens or encumbrances.

ARTICLE V. UTILITIES

5.01. City, as user of the Annex, shall pay or cause to be paid, all charges, including any connection fees, for electricity, gas and any and all other utilities used on the Leased Premises throughout the Lease Term. District shall have the right to connect to any and all storm and sanitary sewers and all water and public utilities at its own cost and expense, and District shall pay for any and all service charges incurred therefore, including, but not limited to, water tap fees, impact fees, and meter set fees that are imposed during the Lease Term.

ARTICLE VI. USE OF REAL PROPERTY

6.01. It is understood and agreed between the parties that the Leased Premises currently are, and will continue to be, used for the location of the Annex and operation of a fire station by the District and/or City. Neither party shall have the right to alter or change such use, except with the written consent of the other.

ARTICLE VII. MAINTENANCE

7.01. The District shall at all times and at its sole cost and expense, keep and maintain the Leased Premises in good order and repair.

ARTICLE VIII. ASSIGNMENT AND SUBLEASE

8.01. District shall not sell or assign its leasehold estate or other rights under this Lease, in whole or in part, for any portion of the unexpired Lease Term, nor shall it sublet the Leased Premises or any portion thereof, except with the written consent of City.

ARTICLE IX. WARRANTIES

9.01. City hereby represents and warrants that it is the owner in fee simple absolute of the Leased Premises, subject only to recorded covenants, conditions, restrictions, mortgages, easements, and other matters of record. City warrants and represents that it has full authority to execute the Lease Agreement and to grant the leasehold set forth herein.

9.02. District warrants it has the authority to execute this Lease and that the signer below, by executing this Lease Agreement, binds District to this Lease Agreement.

ARTICLE X. INSURANCE

10.01 District shall obtain and maintain insurance on all improvements situated on or affixed to the Leased Premises that are owned solely by the City, if any. This insurance shall protect against all hazards pursuant to policies issued by an insurance company licensed and authorized to do business in Texas, and in an amount not less than the full replacement value of all improvements situated on or affixed to the Leased Premises that are owned solely by the City,

if any. All such insurance policies shall contain loss payable clauses in favor of the City on the Leased Premises.

10.02 Copies of all applicable insurance policies and policy renewals on the Leased Premises shall be delivered to City within seven days of issuance, together with receipts showing payment of all premiums. Each insurance policy covering the Leased Premises shall provide that it is primary coverage and non-contributory as to the City. Further, each policy covering the Leased Premises shall provide that the policy may not be canceled except upon thirty (30) days' notice to City. Further, the District shall furnish a certificate of insurance showing coverage on the Leased Premises on each anniversary date of the commencement date of this Lease Agreement.

10.03 Because the District owns the Annex, the District may choose to insure the Annex in an amount acceptable to the District.

ARTICLE XI. GENERAL PROVISIONS

11.01 Entry. District shall permit City or City's agents, representatives, or employees to enter on the Leased Premises for the purpose of inspecting the premises and any structure situated thereon.

11.02 Landlord/Tenant Relationship. The relationship between City and District at all times shall remain solely that of landlord and tenant and not be deemed a partnership or joint venture.

11.03 No Waiver. No waiver by the parties of any default or breach of any covenant, condition, or stipulation herein contained shall be treated as a waiver of any subsequent default or breach of the same or any other covenant, condition, or stipulation hereof.

11.04 Use for Valid Purposes. District agrees not to use the Leased Premises for any use or purpose in violation of any valid and applicable law, regulation, or ordinance of the United States, the State of Texas, the City, or Ellis County, Texas, or other lawful authority having jurisdiction over the Leased Premises.

11.05 Notice. All notices, demands, or requests from one party to another may be personally delivered or sent by certified mail, return receipt requested, postage prepaid, to the addresses set forth below the signature lines in this document and shall be deemed to have been given at the time of mailing.

11.06 Applicable Law. This Lease Agreement shall be construed under and in accordance with the laws of the State of Texas, and all obligations of the parties created hereunder are performed in Ellis County, Texas. Venue in any proceeding relating to this Agreement shall be in Ellis County.

11.07 Provisions Valid. In case any one or more of the provisions contained in this Lease Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provision thereof

and this Lease Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.

11.08 Sole Agreement. This Lease Agreement constitutes the sole and only agreement of the parties related to a real property lease, and supersedes any prior lease agreement, sub-lease agreement, understanding, or written or oral agreements between the parties related to the Leased Premises and the District's Annex.

11.09 Amendment. No amendment, modification, or alternation of the terms of this Lease Agreement shall be binding unless the same be in writing, dated subsequent to the Effective Date of this Lease Agreement, and duly executed by the City and the District or the District's assigns.

11.10 Rights Cumulative. The rights and remedies provided by this Lease Agreement are cumulative and the use of any one right or remedy by either party shall not preclude or waive its right to use any or all other remedies. These rights and remedies are given in addition to any other rights the parties may have by law, statute, ordinance, or otherwise.

11.11 Attorney's Fees. In the event that an action is brought by any party to this Lease Agreement to protect or enforce its rights hereunder, then the non-prevailing party shall pay the reasonable attorney's fees of the prevailing party in addition to any other or further relief obtained. The prevailing party in the adjudication of any proceeding relating to this Lease Agreement shall be authorized to recover its reasonable and necessary attorney's fees pursuant to Section 271.153 of the Texas Local Government Code.

11.12 Independent Contractor. It is expressly understood and agreed: (a) that District shall operate as an independent contractor as to all rights and privileges granted in this Lease Agreement and not as an agent, representative or employee of City; (b) that District shall have exclusive control of and the exclusive right to control the details of its operations on the Leased Premises and shall be solely responsible for the acts and omissions of its officers, agents, employees, contractors, or subcontractors; (c) that the doctrine of respondent superior shall not apply as between City and District, its officers, agents, employees, contractors and subcontractors; and (d) that nothing herein shall be construed as creating a partnership or joint enterprise between City and District.

11.13 Construed Equally. This Agreement shall not be construed against the drafter.

11.14 Time of Essence. Time is of the essence in this Agreement.

11.15 Multiple Originals. Multiple originals of this Lease Agreement may be executed, and each fully-executed copy shall be treated with equal dignity.

ARTICLE XII. DEFAULT, SALE AND TERMINATION

12.01 An event of default shall occur if either party fails to comply with any provision or term in this Lease Agreement.

12.02 In the event of an occurrence of default by District, City shall give District 30 days' notice and opportunity to cure. In the event District fails to cure, the City may terminate this Agreement to become effective upon written notice. In the event of such termination, City shall be entitled to all remedies available at law or in equity.

12.03 In the event of an occurrence of default by City, District shall give City 30 days' notice and opportunity to cure. In the event City fails to cure, the District may terminate this Lease Agreement to become effective upon written notice. In the event of such termination, District shall be entitled to all remedies available at law or in equity.

12.04 Should City decide to sell the Leased Premises, in whole or in part, the District shall have the right of first refusal to purchase the Leased Premises for fair market value as determined by an independent appraiser. The District must consent in writing to any sale of the Leased Premises contemplated by City during the Lease Term.

12.05 In the event that all the territory of the District is annexed by cities within the District's boundaries other than the City, resulting in the District's remaining territory lying wholly within the City's extra-territorial jurisdiction ("ETJ"), the District shall then transfer title to the Annex to the City. The District is under no obligation to transfer title to the Annex to the City in advance of annexation of all District territory outside the City's ETJ.

(Remainder of Page Intentionally Blank.)

THIS LEASE AGREEMENT is executed by the parties on this _____ day of _____, 2016.

City:

CITY OF OVILLA, TEXAS, a political
subdivision of the State of Texas

District:

ELLIS COUNTY ESD NO. 2, a political
subdivision of the State of Texas

By: _____
_____, Mayor

By: _____
Ray Reed, Board President

ATTEST:

ATTEST:

Title: City Secretary

Tom Manning
Title: Board Secretary

Address for Notice:
Attn: City Administrator
105 S. Cockrell Hill Road
Suite 2
Ovilla, Texas 75154

Address for Notice:
105 S. Cockrell Hill Road
Ovilla, Texas 75154

EXHIBIT "A"
PROPERTY DESCRIPTION

FIELD NOTES

0.4878 Acre Lease Area

BEING all that certain lot, tract or parcel of land situated in the JAMES McNAMARA SURVEY, ABSTRACT NO. 693 in the City of Ovilla, Ellis County, Texas, and being a portion of Lot 12 in Block 1 of WOODLAWN ACRES ADDITION, FIRST SECTION, an addition as recorded in Cabinet A, Slide 479 of the Plat Records of Ellis County, Texas, as conveyed to the City of Ovilla, and a portion of the residual of a called 7.227 acre City Park Tract as conveyed to Ovilla Community Center by deed as recorded in Volume 544, Page 327 of the Deed Records of Ellis County, Texas (DIRECT), and being more particularly described as follows:

BEGINNING at a 3/8" steel rod found for the southwest corner of said Lot 12 and the northwest corner of a called 1.60 acre tract of land conveyed to William Koval, et ux by deed as recorded in Volume 1775, Page 2367 of the Official Public Records of Ellis County, Texas (OPRECT) in the east line of said City Park Tract and being in the south line of this tract;

THENCE through said City Park Tract as follows:

N 88°40'15" W, 28.66 feet to a fence corner for the southwest corner of this tract;

N 05°23'04" E, 193.86 feet with a fence to the northwest corner of this tract in the north line of said City Park Tract and in the south line of Lot 11 in Block 1 of said WOODLAWN ACRES as conveyed to the City of Ovilla by deed as recorded in Volume 850, Page 161 DIRECT;

THENCE along the north line of this tract and the south line of said Lot 11 as follows:

S 83°10'16" E, 14.34 feet to the northeast corner of said City Park Tract and the northwest corner of said Lot 12;

S 88°40'16" E, 90.71 feet to the northeast corner of this tract;

THENCE S 02°22'52" W, 194.17 feet through said Lot 12 to the southeast corner of this tract in the south line of said Lot 12 and the north line of said 1.60 acre tract;

THENCE N 87°15'04" W, 86.50 feet along the south line of said Lot 12 and same for this tract and the north line of said 1.60 acre tract to the POINT OF BEGINNING and containing approximately 21,248 square feet or 0.4878 acre of land.

LEASE AGREEMENT

THIS **LEASE AGREEMENT** is made and entered into effective this 1st day of May, 2008, by and between **THE CITY OF OVILLA, TEXAS**, a political subdivision of the State of Texas (the "City"), at times hereinafter referred to as "Lessor", and the Ellis County Emergency Services District Number 2, a political subdivision of the State of Texas (the "Lessee").

ARTICLE I. LEASE OF REAL PROPERTY

1.01 Lessor for and in consideration of the rents, covenants, and promises herein contained does hereby lease, rent and deliver to Lessee, and Lessee does hereby lease, rent and accept from Lessor, all of that certain real property located in Ellis County, Texas, more particularly described and set forth in Exhibit "A" attached hereto and incorporated herein. The term "Leased Premises" as used in this Lease Agreement shall include all buildings and other improvements thereon and hereafter placed thereon, and all fixtures, and other property, real and personal, now or hereafter permanently installed on or affixed to the real property.

ARTICLE II. LEASE TERM

2.01 This Lease shall be for a term of twelve (12) years, referred to as the "Lease Term", commencing May 1, 2008 and ending at 11:59 p.m. on April 30, 2020 subject, however, to earlier termination as hereinafter provided.

ARTICLE III. RENT

3.01 Lessee agrees to pay to Lessor as rental for the use and occupancy of the Leased Premises under this Lease the sum of ONE AND NO/100 (\$1.00) DOLLAR per year, due and payable in advance on the initial commencement date hereof.

3.02 As further consideration for the making by the City of this Lease Agreement with Lessee, the Lessee agrees and covenants to construct, furnish and equip a fire station annex building in conformance with the plans and description of furnishings attached hereto as Exhibit "B". Lessee agrees to commence construction of the fire station annex building not later than July 1 2008, Lessee agrees to complete construction of the fire station building not later than January 1, 2009.

3.03 Lessee shall not execute any change orders to the contract for construction of the building without first obtaining Lessor's written consent.

ARTICLE IV. TAXES

4.01 Lessor is a municipal corporation. No property owned by Lessor is subject to the imposition of taxes, dues, assessments or liens. Lessee, therefore, agrees to pay any and all taxes, assessments or charges which may arise by virtue of Lessee's use of the

Leased Premises and further agrees to keep the Leased Premises free and clear of any and all such liens or encumbrances.

ARTICLE V. UTILITIES

5.01 Lessee shall pay or cause to be paid, all charges, including any connection fees, for electricity, gas and any and all other utilities used on the Leased Premises throughout the Lease Term. Lessee shall have the right to connect to any and all storm and sanitary sewers and all water and public utilities at its own cost and expense, and Lessee shall pay for any and all service charges incurred therefore, including, but not limited to, water tap fees, impact fees, and meter set fees.

ARTICLE VI. USE OF REAL PROPERTY

6.01 It is understood and agreed between the parties hereto that the intended use of the Leased Premises will be for the operation of a fire station. Neither party shall have the right to alter or change such use, except with the written consent of the other.

ARTICLE VII. REPAIRS, MAINTENANCE AND RESTORATION

7.01 The Lessee shall at all times keep and maintain, at its sole cost and expense, the Leased Premises and all buildings and improvements now or hereafter built or placed thereon, including all exterior entrances, roof, bays, parking area, all glass and windows, all floors, and all partitions, doors, fixtures, equipment and appurtenances thereof, including lighting, electrical equipment, plumbing fixtures and equipment, and heating, ventilating and air conditioning equipment in good order and repair. Risk of loss for damages to any structure until a certificate of occupancy is issued for any structure on the Leased Premises shall also be borne by Lessee. The Lessee shall pay all costs associated with disposal of any garbage at the Leased Premises, including, but not limited to, costs of pick-up, containers and deposits.

7.02 Lessee shall not cause or permit any Mechanics' Liens or other liens to be filed against the Leased Premises nor against Lessee's leasehold interest in the land nor any buildings or improvements on the Leased Premises by reason of any work, labor, services, or materials supplied or claimed to have been supplied to Lessee or to anyone holding the Leased Premises or any part thereof through or under Lessee. Lessee agrees to indemnify and hold Lessor harmless from any such liens.

ARTICLE VIII. ASSIGNMENT AND SUBLEASE

8.01 Lessee shall not sell or assign its leasehold estate or other rights under this Lease in whole or in part for any portion of the unexpired Lease Term, nor shall it sublet the Leased Premises or any portion thereof or any portion of any building now or later erected on said Leased Premises, except upon the written consent of Lessor.

ARTICLE IX. WARRANTIES

9.01 Lessor hereby represents and warrants that it is the owner in fee simple absolute of the Leased Premises, subject only to recorded covenants, conditions, restrictions, mortgages, easements, and other matters of record. Lessor warrants and represents that it has full authority to execute the Lease Agreement and to grant the leasehold set forth herein.

9.02 Lessee warrants it has the authority to execute this Lease and that the signer below, by executing this Lease Agreement, binds Lessee to this Lease Agreement.

ARTICLE X. GENERAL PROTECTIVE PROVISIONS

10.01 Lessee shall permit Lessor or Lessor's agents, representatives, or employees to enter on the Leased Premises for the purpose of inspecting the premises and any structure situated thereon.

10.02 The relationship between Lessor and Lessee at all times shall remain solely that of landlord and tenant and not be deemed a partnership or joint venture.

10.03 No waiver by the parties of any default or breach of any covenant, condition, or stipulation herein contained shall be treated as a waiver of any subsequent default or breach of the same or any other covenant, condition, or stipulation hereof.

10.04 Lessee agrees not to use the Leased Premises or any structure placed upon said premises or any part thereof, for any use or purpose in violation of any valid and applicable law, regulation or ordinance of the United States, the State of Texas, the City of Ovilla or Ellis County, Texas, or other lawful authority having jurisdiction over the Leased Premises.

10.05 All notices, demands, or requests from one party to another may be personally delivered or sent by certified mail, return receipt requested, postage prepaid, to the addresses set forth below the signature lines in this document and shall be deemed to have been given at the time of mailing.

10.06 Prior to commencement of any construction on the Lease Premises, and continuing through the date of retirement of any debt issued to secure funding to construct the fire station annex, Lessee shall obtain and maintain insurance against all hazards pursuant to policies issued by insurance companies licensed and authorized to do business in Texas, and in amounts not less than the full replacement value of all the buildings and improvements situated or later to become situated upon or affixed to the Leased Premises. All such insurance policies shall contain loss payable clauses in favor of Lessor, Lessee as their respective interests may appear.

10.07 All insurance policies and renewals thereof shall be delivered to Lessor immediately upon issuance thereof, together with receipts showing payment of all

premiums thereon. Each insurance policy shall provide that it is primary coverage and non-contributory as to the City. Further, each policy shall provide that the policy may not be canceled except upon thirty (30) days notice to Lessor. Further, the Lessee shall furnish a certificate of insurance in compliance herewith on each anniversary date of the commencement date of this Lease Agreement.

10.08 Lessee shall purchase and maintain or require its contractor to obtain and maintain property insurance upon the work at the Leased Premises on a replacement cost basis with a limit not less than 100% of the building's replacement value thereof. The limit should include "soft cost," or expenses relating to the construction project(s) over and above those costs which would have been incurred if there had been no loss. These soft costs should include, but not be limited to, interest, additional taxes, advertising/promotional expenses, additional commissions, loss of rents, architects or engineering fees. This insurance shall:

1. include the interests of Lessor, Lessee, the contractor, and their officers and employees, each of whom shall have an insurable interest and shall be listed as an additional insured;
2. be written on a Builder's Risk "all risk" or open peril or special causes of loss policy form that shall at least include insurance for physical loss and damage to the Work, temporary buildings, false work and Work in transit and shall insure against at least the following perils; fire, lightning, extended coverage, theft, vandalism and malicious mischief, earthquake, collapse, debris removal, demolition occasioned by enforcement of laws and regulations, and water damage;
3. include expenses incurred in the repair or replacement of any insured property (including but not limited to fees and charges of engineers and architects);
4. cover materials and equipment in transit to the Leased Premises, and materials that the contractor has taken possession of whether stored at the Leased Premises, or
5. allow for Partial Utilization of the Work by Lessee or Lessor;
6. include testing and startup; and
7. be maintained in effect until final payment is made to the contractor unless otherwise agreed to in writing by Lessee and Lessor with thirty days written notice to each other additional insured to whom a certificate of insurance has been issued.

10.09 Until a certificate of occupancy is issued for the fire administration building, Lessee shall maintain public liability insurance on the Leased Premises and on any

structure placed on the Leased Premises in an amount not less than \$500,000.00 per person and \$1,000,000.00 per occurrence. The issuance of such insurance to the Lessee, listing the Lessor as additional insured or co-insureds, shall satisfy this requirement.

10.10 Lessee agrees to require the contractor for the fire administration building to obtain performance and payment bonds as required by the Texas Government Code and a maintenance bond, in an amount not less than 100 per cent of the contract price to construct the fire administration building, for a period of two years from the date the Lessee accepts the building and makes final payment. The form of the bonds shall be subject to the approval of the City Attorney of Lessor.

10.11 This Lease Agreement shall be construed under and in accordance with the laws of the State of Texas, and all obligations of the parties created hereunder are performed in Ellis County, Texas. Venue in any proceeding relating to this Agreement shall be in Ellis County.

10.12 In case any one or more of the provisions contained in this Lease Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provision thereof and this Note shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.

10.13 This Lease Agreement constitutes the sole and only agreement of the parties hereto and supersedes any prior understanding or written or oral agreements between the parties respecting the within subject matter.

10.14 No amendment, modification, or alternation of the terms hereof shall be binding unless the same be in writing, dated subsequent to the date hereof and duly executed by the Lessor and Lessee or its assigns.

10.15 The rights and remedies provided by this Lease Agreement are cumulative and the use of any one right or remedy by either party shall not preclude or waive its right to use any or all other remedies. Said rights and remedies are given in addition to any other rights the parties may have by law, statute, ordinance, or otherwise.

10.16 In the event that an action is brought by any party to this Lease to protect or enforce its rights hereunder, then the non-prevailing party shall pay the reasonable attorney's fees of the prevailing party in addition to any other or further relief obtained. The prevailing party in the adjudication of any proceeding relating to this Agreement shall be authorized to recover its reasonable and necessary attorney's fees pursuant to Section 271.159 of the Texas Local Government Code.

10.17 It is expressly understood and agreed: (a) that Lessee shall operate hereunder as an independent contractor as to all rights and privileges granted herein and not as an agent, representative or employee of Lessor; (b) that Lessee shall have exclusive control of and the exclusive right to control the details of its operations on the

Property/Premises and shall be solely responsible for the acts and omissions of its officers, agents, employees, contractors, or subcontractors; (c) that the doctrine of respondent superior shall not apply as between Lessor and Lessee, its officers, agents, employees, contractors and subcontractors; and (d) that nothing herein shall be construed as creating a partnership or joint enterprise between Lessor and Lessee.

10.18 This Agreement shall not be construed against the drafter.

10.19 Time is of the essence in this Agreement.

ARTICLE XI. DEFAULT AND TERMINATION

11.01 The Lessee shall be in default and this lease shall terminate upon written notice from Lessor if construction of the fire station annex building has not commenced on or before July 1, 2008.

11.02 The Lessee shall be in default of this Lease Agreement and this lease shall terminate upon written notice from Lessor if Lessee fails to execute a sublease in the form attached hereto as Exhibit C.

11.03 An event of default shall occur in the event of any one or more of the following:

1. if either party fails to comply with any provision or term herein;
2. if Lessee fails approve and execute the Sublease Agreement, Exhibit C, by May 31, 2008;
3. failure of Lessee to comply with any applicable law, including City's ordinances; or
4. default of Lessee in the payment of any required payment to fund this note.

11.04 In the event of an occurrence of default, Lessor shall give Lessee 30 days notice and opportunity to cure. In the event Lessee fails to cure, the Lessor may terminate this Agreement to become effective upon written notice. In the event of such termination, Lessor shall be entitled to all remedies available at law or in equity.

11.05 This Lease shall terminate upon the date that Lessee pays in full any debt issued to provide funds for the construction and furnishing of the Fire Station Annex.

11.06 Upon termination of this Lease for any reason, title to the Fire Station Annex building, furnishings and equipment situated thereon shall become vested in the City of Ovilla, Texas.

THIS LEASE AGREEMENT has been executed by the parties on this 28th day of APRIL, 2008, effective the date and year first above written.

Lessor:

THE CITY OF OVILLA, TEXAS, a
political subdivision of the State of
Texas

By: William A "Bill" Turner
William Turner, Mayor

ATTEST:

Pamela Woodall-Higgins
Pamela Woodall-Higgins
Title: City Secretary

Address for Notices:

105 S. COOPER HILL RD
OVILLA, TX 75154

Lessee:

Ellis County ESD #2
A political subdivision of the State
of Texas

By: David L. Green
, President

ATTEST:

Tom Manning
Printed Name: Tom Manning
Title: Secretary/Treasurer

Address for Notices:

P.O. Box 628
Midlothian, TX 76065

EXHIBIT "A"
PROPERTY DESCRIPTION

FIELD NOTES

0.4878 Acre Lease Area

BEING all that certain lot, tract or parcel of land situated in the JAMES McNAMARA SURVEY, ABSTRACT NO. 693 in the City of Ovilla, Ellis County, Texas, and being a portion of Lot 12 in Block 1 of WOODLAWN ACRES ADDITION, FIRST SECTION, an addition as recorded in Cabinet A, Slide 479 of the Plat Records of Ellis County, Texas, as conveyed to the City of Ovilla, and a portion of the residual of a called 7.227 acre City Park Tract as conveyed to Ovilla Community Center by deed as recorded in Volume 544, Page 327 of the Deed Records of Ellis County, Texas (DRECT), and being more particularly described as follows:

BEGINNING at a 3/8" steel rod found for the southwest corner of said Lot 12 and the northwest corner of a called 1.60 acre tract of land conveyed to William Koval, et ux by deed as recorded in Volume 1775, Page 2367 of the Official Public Records of Ellis County, Texas (OPRECT) in the east line of said City Park Tract and being in the south line of this tract;

THENCE through said City Park Tract as follows:

N 88°40'15" W, 28.66 feet to a fence corner for the southwest corner of this tract;

N 05°23'04" E, 193.86 feet with a fence to the northwest corner of this tract in the north line of said City Park Tract and in the south line of Lot 11 in Block 1 of said WOODLAWN ACRES as conveyed to the City of Ovilla by deed as recorded in Volume 850, Page 161 DRECT;

THENCE along the north line of this tract and the south line of said Lot 11 as follows:

S 83°10'16" E, 14.34 feet to the northeast corner of said City Park Tract and the northwest corner of said Lot 12;

S 88°40'16" E, 90.71 feet to the northeast corner of this tract;

THENCE S 02°22'52" W, 194.17 feet through said Lot 12 to the southeast corner of this tract in the south line of said Lot 12 and the north line of said 1.60 acre tract;

THENCE N 87°15'04" W, 86.50 feet along the south line of said Lot 12 and same for this tract and the north line of said 1.60 acre tract to the POINT OF BEGINNING and containing approximately 21,248 square feet or 0.4878 acre of land.

EXHIBIT "B"
PLANS AND DESCRIPTION OF FURNISHINGS

SUBLEASE AGREEMENT

This Sub-Lease Agreement ("Agreement") is hereby made and entered into effective this 28th day of April, 2008 by and between Ellis County Emergency Services District Number 2 ("Lessor") and the City of Ovilla, Texas ("Lessee"). For convenience, Lessor and Lessee shall sometimes be referred to herein individually as a "party" and collectively as "parties."

WITNESSETH

WHEREAS, Lessee having leased real property described in Exhibit "A" to Lessor to construct a fire station annex thereon by Lease Agreement, the form of which is attached hereto as Exhibit "B" (the "Ground Lease Agreement"); and

WHEREAS, Lessor desires to sub-lease such property to Lessee in accordance with the terms and conditions expressed in this Agreement.

NOW, THEREFORE, for and in consideration of the mutual agreements and covenants of the parties as expressed in this Agreement, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby mutually agree as follows:

I.

1. Lessor hereby leases unto Lessee and Lessee hereby leases from Lessor for the term and subject to the provisions hereof, the fire station annex building which is more particularly described in Exhibit "A" attached hereto and incorporated herein for all purposes ("Property").

2. The term of this Agreement shall commence on the date a final certificate of occupancy is issued by the City for the building or October 1, 2008, whichever is last to occur, and ending on the date of termination of the Ground Lease Agreement.

3. As consideration for the lease of the Property, Lessee promises and agrees to pay to Lessor a rental amount calculated at a rate of \$1.00 per year with the first payment being due on or before February 1, 2009, and a like payment being due on or before the first day of May thereafter throughout the term of this Agreement.

4. Lessee covenants and agrees that it will use the Property solely for governmental related purposes. Lessee shall have exclusive right to occupy the Property and to use the Property for the uses and purposes described in this paragraph as long as Lessee is not in default of this Agreement.

5. It shall be the sole responsibility of Lessee to keep, maintain, repair and operate the entirety of the Property and all the improvements and facilities thereon at Lessee's sole cost and expense. Lessee shall maintain the Property and the improvements and appurtenances

thereto, in a presentable condition consistent with good business practice and in a safe, neat, sightly and good physical condition.

6. Lessee agrees that in the event it shall become necessary to make changes to the plumbing, wiring or similar installations on the Property, Lessee will make such changes and installations at its sole cost and expense.

7. Lessee shall assume and pay for all costs or charges for utility services furnished to Lessee during the term of this Agreement.

8. Lessee shall provide for the adequate sanitary handling and disposal away from the Fire Station Annex of all trash, garbage and other refuse caused or created as a result of the operation of its business.

9. Lessee further agrees and covenants that it will, at the end of the term of this Agreement or upon the termination of this Agreement, peaceably deliver up unto Lessor the Property and all appurtenances or improvements thereon in good condition. The parties agree that pursuant to the Ground Lease Agreement between the parties, at the termination of this Agreement, which shall occur as provided in Section 11.01 of the Ground Lease Agreement, title to the Fire Station Annex and furnishings shall vest in the City of Ovilla, Texas.

10. Any notice required by this Agreement to be sent to Lessor shall be sufficient if sent by registered mail, postage prepaid, addressed to: Ellis County Emergency Services District Number 2, Attention: Mr. Tom Manning, 105 S. Cockrell Hill Road, Ovilla, TX 75154. Any notice required by this Agreement to be sent to Lessee shall be sufficient if sent by registered mail, postage prepaid, addressed to the City of Ovilla, Attention: City Administrator, 105 S. Cockrell Hill Road, Suite 2, Ovilla, Texas 75154 or to such other address as the parties may designate to each other in writing from time to time.

11. Lessee shall be responsible for the payment of any federal, state, or local taxes which may be assessed against Lessor by reason of this Agreement or the improvements to the Property. Lessor will provide any tax notice to Lessee, and Lessee shall provide proof of payment within 10 days of Lessee's receipt of such notice.

12. This Agreement shall be enforceable and construed under the laws of the State of Texas and venue for any relating to this Agreement shall lie in Ellis County, Texas.

13. This Agreement and any attachments or Exhibits hereto constitute the entire agreement by the parties hereto concerning the Property. Any prior or contemporaneous oral or written agreements which purport to vary from the terms hereof shall be void.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the 28th day of April, 2008.

CITY OF OVILLA, TEXAS

By: William A. "Bill" Turner
William Turner, Mayor

ATTEST:

Pamela Woodall-Higgins
Pamela Woodall-Higgins
City Secretary

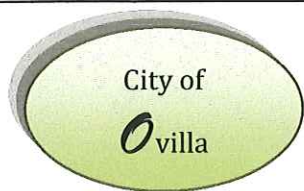
ELLIS COUNTY EMERGENCY SERVICES
DISTRICT NUMBER 2

By: Daniel F. Green

ATTEST:

Dana C. [Signature]

EXHIBIT "A"
PROPERTY DESCRIPTION



Villa City Council

AGENDA ITEM REPORT

Item: 5

Meeting Date: February 08, 2015

Department: Administration/Finance

☒ Discussion ☒ Action

Budgeted Expense: ☒ YES ☐ NO ☐ N/A

Submitted By: Dennis Burn

Amount: \$N/A

Reviewed By: ☒ City Manager ☐ City Secretary ☒ City Attorney

☒ Accountant ☐ Other: Staff

Attachments:

1. FAQ's for program

Agenda Item / Topic:

ITEM 5. **DISCUSSION/ACTION** – Consideration of and Action on a 50/50 Sidewalk Replacement Program, allowing the City Manager to make this program available as an Administrative Policy.

Discussion / Justification:

At the January 11, 2016 City Council meeting I presented the 50/50 Sidewalk Replacement Program. I was directed to bring the Program back to the City Council at their February 8, 2016 meeting for consideration.

This program is neither in the form of a Resolution nor an Ordinance. This program will exist as an administrative policy. This program will be made available to any interested parties through the City Web-Site. New applications will accompany the policy for interested individuals.

I contacted our City Attorney regarding this issue to insure we could require property owner's to participate in this program. Our attorney said we could and provided the following from Section 311.03 of the Texas Transportation Code.

§ 311.003. Additional Authority Of Type A General-Law Municipality

The governing body of a Type A general-law municipality may:

- (1) prevent an encroachment or obstruction on a sidewalk in the municipality;
- (2) abate an encroachment or obstruction on a bridge, culvert, sidewalk, or crossway in the municipality;
- (3) construct, regulate, or maintain a bridge, culvert, sidewalk, or crossway in the municipality;
- (4) regulate the construction of a bridge, culvert, sewer, sidewalk, or crossway in the municipality;
- (5) require a person to keep weeds, unclean matter, or trash from the street, sidewalk, or gutter in front of the person's premises; or
- (6) require the owner of land to improve the sidewalk in front of the person's land.

Recommendation / Staff Comments:

Sample Motion(s):

I move that Council APPROVE/DENY the 50/50 Sidewalk Replacement Program, allowing the City Manager to make this program available as an Administrative Policy.



50/50 SIDEWALK REPLACEMENT PROGRAM

The City of Ovilla offers property owners the opportunity to improve the appearance and safety of their homes and neighborhoods with the 50/50 Sidewalk Replacement Program.

SIDEWALK CONSTRUCTION STANDARD

Sidewalks in subdivision developments shall be a minimum of forty-eight inches wide with 4-inch-thick concrete and be constructed with NCTCOG class A concrete with 3/8-inch reinforcing bars on 24-inch centers each way. Sidewalks along thoroughfares shall be 60 inches wide.

HOW DOES THE PROGRAM WORK?

Under the 50/50 Sidewalk Replacement Program the City pays half the cost of replacing the eligible sidewalk with the property owner(s) paying the other 50 percent. The program covers all public sidewalks in the City including those in front of homes, businesses, churches and schools.

WHO IS ELIGIBLE FOR THE PROGRAM?

Any private property in the City of Ovilla, residential or business, is eligible for the program. The City is now accepting applications for sidewalk repairs and will assist you with your questions. Please contact us by calling 972-617-7262.

WHAT SIDEWALK IS COVERED?

Main sidewalk that is deteriorated and unsafe is eligible for the 50/50 cost sharing. Private lead walks extending from the street curb to the main sidewalk and private service walks extending from the main walk to the home or business are the sole responsibility of the owner. The City assumes the total cost for ADA wheel chair ramps at intersecting streets.

WHAT WILL IT COST ME?

The total cost for sidewalk removal and replacement is approximately \$10.00 per square foot. The City and the applicant will each be responsible for one-half of the cost. For instance, a 4-foot wide by 100-foot long sidewalk is 400 square feet. 400 square feet times \$10.00 per square foot equals \$4,000.00. The City and the applicant will each pay \$2,000.00.

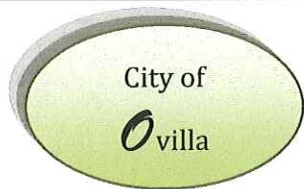
The cost will be reviewed and revised (as needed) each year based on competitive bids received by the City.

WHAT IS THE PROCEDURE FOR PARTICIPATION?

- 1) Register to be placed on the 50/50 Sidewalk Program list by contacting Ovilla City Hall.
- 2) City staff will visit the site(s) to take measurements and determine eligibility for inclusion in a project list.
- 3) Once a project list is established, it is bid, a contractor is selected, and unit costs are finalized. Property owner(s) are contacted with any additional instructions including a final estimate of costs.
- 4) After the property owner(s) has/have agreed to a quantity for replacement, the property owner(s) is/are invoiced by the City. Payment can be made at City Hall which accepts a variety of payment forms.

WHO DOES THE WORK AND WHEN?

The contractor selected by the City, through competitive bidding, will perform the work when weather conditions are acceptable and in consideration of the contractor's schedule. The City will inspect and approve all replacement work after it is completed before paying the contractor for the project.



Ovilla City Council

AGENDA ITEM REPORT

Item 6

Meeting Date: February 08, 2016

Department: Administration

☒ Discussion ☒ Action

Budgeted Expense: ☒ YES ☐ NO ☐ N/A

Submitted By: Pam Woodall, City Secretary Amount: N/A

Reviewed By: ☒ City Manager ☒ City Secretary ☒ City Attorney
☐ Accountant ☐ Other: Staff

Attachments:

1. Ordinance 2016-03 and Order

Agenda Item / Topic:

ITEM 6. ***DISCUSSION/ACTION*** – Consideration of and Action on Ordinance 2016-03 of the City Council of the City of Ovilla, Texas, authorizing a general election to be held on May 07, 2016 for the purpose of electing three council members (Places 1, 3 and 5) for expired terms by the qualified voters of Ovilla; providing for the method of voting; providing for the appointment of the Early Voting Clerk; Presiding Election Judge, Early Voting Ballot Board; providing for the lease of election equipment and providing for publication, in accordance with the Texas Election Code {EC §3.004, 3.006, 41001-008, 85.004, 85.007} and providing an effective date.

ITEM 6. ***DISCUSIÓN/ACCIÓN*** – Consideración de una Acción a partir de la Ordenanza 2016-03 del Gobierno Municipal de la Ciudad de Ovilla, Texas, donde se autoriza la organización de elecciones generales para el día 07 de mayo de 2016 con el objeto de elegir tres miembros del gobierno municipal (cargos 1, 3 y 5) cuyo período ha expirado y por parte de votantes calificados de Ovilla; estipulando el método de votación; estipulando el nombramiento de la Secretaria de Votación Anticipada; el Juez de Elección Anticipada, el Consejo de Boletas de Votación Anticipada; estipulando el arriendo de equipamiento para elecciones y estipulando la publicación, en conformidad con el Código de Elecciones de Texas {EC §3.004, 3.006, 41001-008, 85.004, 85.007} y estipulando una fecha efectiva.

Discussion / Justification:

State Law requires the City Council to authorize the Order of General Election.

May 07, 2016 is uniform Election Day. The prepared ordinance calls the election and outlines procedures consistent with the TX Election Code; designating the polling place for early voting and Election Day, the method of voting, appointment of the early voting clerk, appointment of the Ballot Board and Presiding Election Judge and the lease of election equipment.

Early Voting takes place from April 25, 2016, through May 03, 2016 at the Ovilla Municipal Building, same location as in past years. Election Day voting will be held in the Council Chamber Room.

Method of Voting: Paper ballots

Early Voting Clerk: City Secretary

Presiding Election Judge: Charlie Morton

Alt. Presiding Election Judge: Helen Morton

Ballot Board: Presiding Judge and his designated election clerks
Lease of Equipment: Ellis County Elections Administrator

A lease agreement from Ellis County for the Auto Mark (election equipment) will be presented to Council at their March 2016 regular meeting.

Law requires that two of those days during early voting by personal appearance have extended hours from 7:00 A.M. to 7:00 P.M., on designated dates. The recommended two days for 12-hour early voting for the May 07, 2016 General Election are Monday, May 02, 2016 and Tuesday, May 03, 2016.

Recommendation / Staff Comments:

Staff recommends approval.

Sample Motion(s):

I move that Council approve Ordinance 2016-03 of the City Council of the City of Ovilla, Texas, authorizing a general election to be held on May 07, 2016 for the purpose of electing three council members (Places 1, 3 and 5) for expired terms by the qualified voters of Ovilla; providing for the method of voting; providing for the appointment of the Early Voting Clerk; Presiding Election Judge, Early Voting Ballot Board; providing for the lease of election equipment and providing for publication, in accordance with the Texas Election Code {EC §3.004, 3.006, 41001-008, 85.004, 85.007} and providing an effective date.



ORDINANCE 2016-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OVILLA, TEXAS, AUTHORIZING A GENERAL ELECTION TO BE HELD ON MAY 07, 2016 FOR THE PURPOSE OF ELECTING THREE COUNCIL MEMBERS, (PLACES 1, 3, AND 5) FOR EXPIRED TERMS BY THE QUALIFIED VOTERS OF OVILLA; PROVIDING FOR THE METHOD OF VOTING; PROVIDING FOR THE APPOINTMENT OF THE EARLY VOTING CLERK, PRESIDING ELECTION JUDGE, EARLY VOTING BALLOT BOARD; PROVIDING FOR THE LEASE OF ELECTION EQUIPMENT AND PROVIDING FOR PUBLICATION, IN ACCORDANCE WITH THE TEXAS ELECTION CODE {EC §3.004, §3.006, §4.001-008, §85.004, §85.007} AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, by this Ordinance, it is the intention of the City Council of Ovilla to call the General Election in accordance with state law, to declare the Texas Election Code is applicable to said election, and this Ordinance establishes procedures consistent with the Code, and designates the Election Day and main early voting polling place for the General Election; and

WHEREAS, May 07, 2016 is a uniform election date; and

WHEREAS, the City Council calls to Order the General Election of May 07, 2016 to elect Place One, Place Three and Place Five of the City Council as required by the Texas Election Code:

WHEREAS, the Order of Election must be written in English and Spanish as required by the Texas Election Code:

WHEREAS, the City intends to enter into a contract with Ellis County to lease voting equipment.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OVILLA, TEXAS;

Section One

General Election Called. That a General Election is hereby called by the City Council to elect City Council Places 1, 3 and 5, to serve until May 2018 or until their successors are duly elected and qualified. Such election shall take place on the 7th day of May 2016, between the hours of 7:00 a.m. and 7:00 p.m.



ORDINANCE 2016-03

Section Two

Candidates for General Election. Qualified persons may file as candidates for the General Election by filing an application with the City Secretary at City Hall, 105 S. Cockrell Hill Road, Ovilla, TX 75154, between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, beginning January 20, 2016 through February 19, 2016. The City Secretary's office will remain open on February 19, 2016 until 5:00 p.m. as required by the TX Election Code. All applications for candidacy shall be on a form as prescribed by the Texas Election Code.

Section Three

Method of Voting. The City Secretary is hereby authorized and instructed to provide and furnish all necessary election supplies to conduct the General Election in accordance with this ordinance. Voting at the General Election shall be by paper ballot. The official ballot for the General Election shall be prepared in accordance with the Texas Election Code and the ballots shall include such provisions, markings and language as required by law.

Section Four

Election Day Polling Place. The Election Day polling place for the General Election is designated pursuant to Section 271.002 of the Texas Election Code, and the Council finds that the following location can most adequately and conveniently serve the voters in this election, and that this location will facilitate the orderly conduct of the election:

Ovilla City Hall
105 S. Cockrell Hill Road, Ovilla, Texas 75154
between the hours of 7:00 a.m. and 7:00 p.m.

Section Five

Early Voting. The City Secretary, City of Ovilla, 105 S. Cockrell Hill Road, Ovilla, Texas 75154, is hereby appointed as Early Voting Clerk and she may appoint the necessary deputy clerks as required for early voting. Early voting by personal appearance will be conducted each weekday, which is not a Saturday or Sunday or an official State Holiday, at City Hall, 105 S. Cockrell Hill Road, Texas, to be held between the hours of 8:00 a.m. and 4:30 p.m., beginning on Monday, April 25, 2016 and ending on Tuesday, May 3, 2016.

Extended hours for early voting by personal appearance will be conducted at City Hall at the same location, on Monday, May 2, 2016 and Tuesday, May 3, 2016, between the hours of 7:00 a.m. and 7:00 p.m. as required in the Texas Election Code. Last day to receive applications by mail for a ballot to be voted by mail, including an FPCA, delivered to the Early Voting Clerk at 105 S. Cockrell Hill Road, Ovilla, Texas 75154, is April 26, 2016 at the close of the business day. Early voting, both



ORDINANCE 2016-03

by personal appearance and by mail, shall be by the paper ballot method and shall be canvassed by the Early Voting Ballot Board, which is hereby created.

Section Six

Appointment of Presiding Election Judge and Alternate Election Judge and Early Voting Ballot Board. The following named individuals are hereby appointed to serve as Presiding Election Judge and Alternate Presiding Judge, respectively, at the election.

Presiding Election Judge: Charlie Morton
Alternate Presiding Judge: Helen Morton

The Presiding Election Judge and Alternate Presiding Judge shall be qualified voters of the City. The City Secretary shall, in accordance with Section 32.009 of the Texas Election Code, deliver to the Presiding Election Judge and the Alternate Presiding Judge notice of their appointments not later than twenty (20) days from the effective date of this Ordinance. The Presiding Election Judge and the Alternate Presiding Judge appointed herein shall serve as the presiding officer and the alternate presiding officer, respectively, of the Early Voting Ballot Board. The other election officers serving at the election shall serve as the other members of the Early Voting Ballot Board for the election.

Section Seven

Appointment of Clerks. The Presiding Election Judge for the polling place shall appoint Election Clerks and as many additional Clerks as are necessary for the proper conduct of the election. Provided, however, four (4) clerks shall be the maximum number of Clerks which may be appointed to serve at the polling place.

Section Eight

Governing Law and Qualified Voters. The General Election shall be held in accordance with the Constitution of the State of Texas and the Texas Election Code, and all resident qualified voters of the City shall be eligible to vote at the election.

Section Nine

Publication and Posting of Notice of Election. Notice of the election shall be given by posting a substantial copy of this Ordinance ordering an election in English and Spanish translations at City Hall on the official bulletin board used for posting notices of the meeting of the City Council. A copy of this Ordinance's caption shall also be published in English and in Spanish in the City's official newspaper of general circulation published in the City.



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Section Ten

Delivery of Returns. In accordance with the Code, immediately after the closing of the polls on the day of the election, the election officers named in this ordinance shall make and deliver the returns of the election in triplicate as follows: one copy shall be retained by the Presiding Election Judge; one copy shall be delivered to the Mayor of the City; and one copy of the returns, together with the ballot boxes and all election supplies, shall be delivered to the City Secretary. All election records and supplies shall be preserved by the City Secretary in accordance with the Code.

Section Eleven

Lease of Election Equipment Authorized. The City Secretary or his/her designee is hereby authorized and directed to enter into an election services agreement for said election with Ellis County, and to execute such agreement. The agreement will provide for the voting equipment to be used for the General Election during early voting and on Election Day, as well as the compensation for lease of the voting equipment.

Section Twelve

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

Section Thirteen

Effective Date. This ordinance shall be in full force and effect after its passage, and it is so ordained.

The ***Order of Election*** shall be posted to read as shown on Exhibit "A" attached:
(Headings only)

**ORDER OF ELECTION FOR THE CITY OF OVILLA
ORDEN DE ELECCION PARA OVILLA**



ORDINANCE 2016-03

PASSED, ADOPTED AND APPROVED on this the 08th day of February 2016.

Attest:

Richard Dormier, Mayor

Pam Woodall, City Secretary

APPROVED AS TO FORM:

Ron G. MacFarlane, Jr., City Attorney

Attachments Exhibit A: Order of Election / Orden De Eleccion

ORDER OF ELECTION FOR THE CITY OF OVILLA



An election is hereby ordered to be held on MAY 7, 2016 for the purpose of:

City Council Place 1
City Council, Place 3
City Council, Place 5

Early voting by personal appearance will be conducted each weekday at
105 S. Cockrell Hill Road, Ovilla, TX 75154

Between the hours of 8:00 a.m. and 4:30 p.m. beginning on Monday, April 25, 2016
And ending on Tuesday, May 03, 2016.

Additional early voting hours will be held as follows:

Monday, May 02, 2016 and Tuesday, May 03, 2016
7:00 AM until 7:00 PM at the same location.

Applications for ballot by mail shall be mailed to:

Pamela Woodall, City Secretary
105 South Cockrell Hill Road
Ovilla, Texas 75154

Applications for ballots by mail must be received no later than the close of business on
Tuesday, April 26, 2016. (Received application by mail)

Issued this the 08th day of February, 2016.

Signature of Mayor Dormier

Signature of Mayor Pro-Tem PL 4 Hunt

Signature of Councilperson PL 1 Huber

Signature of Councilperson PL 2 Stevenson

Signature of Councilperson PL 3 Griffin

Signature of Councilperson PL 5 Oberg

*Instruction Note: A copy of this election order must be delivered to the County Clerk/Elections Administrator and Voter Registrar not later than 60 days before Election Day. AWI-2 --Prescribed by Secretary of State
Sections 3.004, 3.006, 4.008, 85.004, 85.007 Texas Election Code*

ORD.2016.03.Attachment A

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Sections 3.004, 3.006, 4.008, 85.004, 85.007 Texas Election Code*

ORD.2016.03.Attachment A



ORDENANZA 2016-03

UNA ORDENANZA DEL GOBIERNO MUNICIPAL DE LA CIUDAD DE OVILLA, TEXAS, DONDE SE AUTORIZA LA ORGANIZACIÓN DE ELECCIONES GENERALES PARA EL 07 DE MAYO DE 2016 CON EL OBJETO DE ELEGIR TRES MIEMBROS DEL GOBIERNO MUNICIPAL (CARGOS 1, 3 Y 5) POR HABER EXPIRADO EL PERÍODO Y POR PARTE DE LOS VOTANTES CALIFICADOS DE OVILLA; ESTIPULANDO EL MÉTODO DE VOTACIÓN; ESTIPULANDO EL NOMBRAMIENTO DE LA SECRETARIA DE VOTACIÓN ANTICIPADA, EL JUEZ DE ELECCIONES PRESIDENTE, EL CONSEJO DE BOLETAS DE VOTACIÓN ANTICIPADA; ESTIPULANDO EL ARRIENDO DE EQUIPAMIENTO PARA ELECCIONES Y ESTIPULANDO LA PUBLICACIÓN, EN CONFORMIDAD CON EL CÓDIGO DE ELECCIONES DE TEXAS {EC §3.004, §3.006, §4.001-008, §85.004, §85.007} Y ESTIPULANDO UNA FECHA EFECTIVA.

CONSIDERANDO, que con esta Ordenanza, la intención del Gobierno Municipal de Ovilla es convocar a Elecciones Generales en conformidad con la ley estatal, declarar que el Código de Elecciones de Texas es aplicable a dichas elecciones, y que esta Ordenanza establece prodedimientos coherentes con el Código, y designa el Día de las Elecciones y principal centro de votación anticipada para las Elecciones Generales; y

CONSIDERANDO, que el 07 de mayo de 2016 es una fecha de elecciones uniforme; y

CONSIDERANDO, que el Gobierno Municipal llama a Ordenar las Elecciones Generales del 07 de mayo de 2016 para elegir el Cargo Uno, el Cargo Tres y el Cargo Cinco del Gobierno Municipal como lo requiere el Código de Elecciones de Texas:

CONSIDERANDO, que la Orden de Elección debe estar escrita en inglés y español según lo exige el Código de Elecciones de Texas:

CONSIDERANDO, que la Ciudad pretende establecer un contrato con el Condado de Ellis para arrendar equipo de votación.

EN CONSECUENCIA, EL GOBIERNO MUNICIPAL DE LA CIUDAD DE OVILLA, TEXAS, ORDENA LO SIGUIENTE;

Sección Uno

Convocatoria a Elecciones Generales. Que mediante el presente documento el Gobierno Municipal convoca a Elecciones Generales para elegir los Cargos 1, 3 y 5 del Gobierno de la Ciudad, para prestar servicio hasta mayo de 2018 o hasta que sus sucesores sean debidamente elegidos y calificados. Dicha elección tendrá lugar el día 7 de mayo de 2016, entre las 7:00 a.m. y las 7:00 p.m.



ORDENANZA 2016-03

Sección Dos

Candidatos para Elecciones Generales. Personas calificadas pueden presentarse como candidatos para las Elecciones Generales presentando su postulación ante la Secretaria de la Ciudad en el Ayuntamiento, 105 S. Cockrell Hill Road, Ovilla, TX 75154, entre las 8:00 a.m. y las 4:30 p.m., de lunes a viernes, a partir del 20 de enero de 2016 y hasta el 19 de febrero de 2016. La oficina de la Secretaria de la Ciudad se mantendrá abierta el 19 de febrero de 2016 hasta las 5:00 p.m. como lo exige el Código de Elecciones de TX. Todas las postulaciones a candidato se harán en un formulario prescrito por el Código de Elecciones de Texas.

Sección Tres

Método de Votación. Mediante el presente documento la Secretaria de la Ciudad queda autorizada e instruida para entregar y proporcionar todos los insumos necesarios para elecciones a fin de que se realicen las Elecciones Generales en conformidad con esta ordenanza. La votación en las Elecciones Generales se hará el boleto de papel. La boleta oficial para las Elecciones Generales se preparará en conformidad con el Código de Elecciones de Texas y las boletas incluirán aquellas provisiones, marcas e idioma que exija la ley.

Sección Cuatro

Centro de Votación en Día de Elecciones. El centro de votación para el Día de Elecciones se designa en conformidad con la Sección 271.002 del Código de Elecciones de Texas, y el Gobierno encuentra que la siguiente ubicación puede servir de manera más adecuada y conveniente a los votantes en esta elección, y que esa ubicación facilitará el desarrollo ordenado de las elecciones:

Ayuntamiento de Ovilla
105 S. Cockrell Hill Road, Ovilla, Texas 75154
en el siguiente horario: de 7:00 a.m. a 7:00 p.m.

Sección Cinco

Votación Anticipada. Mediante el presente documento, se designa a la Secretaria de la Ciudad, domiciliada en la Ciudad de Ovilla, 105 S. Cockrell Hill Road, Ovilla, Texas 75154, como Secretaria de Votación Anticipada y ella puede nombrar a los funcionarios subrogantes necesarios según la situación para votación anticipada. La votación anticipada en persona se realizará cada día de la semana, que no sea sábado o domingo ni un feriado estatal oficial, en el Ayuntamiento, 105 S. Cockrell Hill Road, Texas, entre las 8:00 a.m. y las 4:30 p.m., a partir del lunes 25 de abril de 2016 y hasta el martes 3 de mayo de 2016.



ORDENANZA 2016-03

El horario extendido para votación anticipada en persona se realizará en el Ayuntamiento en la misma ubicación, el lunes 2 de mayo de 2016 y el martes 3 de mayo de 2016, entre las 7:00 a.m. y las 7:00 p.m. según lo requiere el Código de Elecciones de Texas. El último día para recibir postulaciones por correo postal para emitir un voto por correo, incluida una Solicitud de Tarjeta Federal Postal (FPCA, por su sigla en inglés), entregada a la Secretaria de Votación Anticipada en 105 S. Cockrell Hill Road, Ovilla, Texas 75154, es el 26 de abril de 2016 al cierre del horario hábil. La votación anticipada, tanto compareciendo personalmente como a través de correo postal, será con el método de boleta de papel y será presentada para consideración del Consejo de Boletas de Votación Anticipada, que queda creado por el presente documento.

Sección Seis

Designación del Juez de Elecciones Presidente y Juez de Elecciones Alternativo y Consejo de Boletas de Votación Anticipada. Los individuos nombrados a continuación por el presente documento quedan designados como Juez de Elecciones Presidente y Juez de Elecciones Alternativo, respectivamente, en la elección.

Juez de Elecciones Presidente: Charlie Morton
Juez de Elecciones Alternativo: Helen Morton

El Juez de Elecciones Presidente y el Juez de Elecciones Alternativo serán votantes calificados de la Ciudad.

La Secretaria de la Ciudad, en conformidad con la Sección 32.009 del Código de Elecciones de Texas, dará aviso al Juez de Elecciones Presidente y al Juez Presidente Alternativo de sus nombramientos máximo dentro de los veinte (20) días inmediatamente posteriores a la fecha efectiva de esta Ordenanza. El Juez de Elecciones Presidente y el Juez Presidente Alternativo aquí designados servirán como oficial presidente y oficial presidente alternativo, respectivamente, del Consejo de Boletas de Votación Anticipada. Los otros oficiales de elecciones que presten servicio en las elecciones actuarán como los otros miembros del Consejo de Boletas de Votación Anticipada para las elecciones.

Sección Siete

Nombramiento de Oficiales de Registro. El Juez de Elecciones Presidente para el local de votación nombrará Oficiales de Registro y tantos Oficiales de Registro como sea necesario para la correcta realización de las elecciones. Queda entendido que, sin embargo, cuatro (4) oficiales de registro será el número máximo de Oficiales de Registro que pueden ser designados para servir en el local de votación.



ORDENANZA 2016-03

Sección Ocho

Legislación Aplicable y Votantes Calificados. Las Elecciones Generales tendrán lugar en conformidad con la Constitución del Estado de Texas y el Código de Elecciones de Texas, y todos los votantes calificados residentes de la Ciudad serán elegibles para votar en las elecciones.

Sección Nueve

Publicación y Anuncio del Aviso de Elecciones. Se dará aviso de las elecciones publicando una copia sustancial de esta Ordenanza que instruye una elección en inglés y con traducción al español en el Ayuntamiento en el diario mural oficial utilizado para publicar avisos de la reunión del Gobierno Municipal. Una copia de esta Ordenanza también será publicada en inglés y en español en el diario oficial de la Ciudad de circulación general que se publica en la Ciudad.

Sección Diez

Entrega de Devoluciones. En conformidad con el Código, inmediatamente después del cierre de las votaciones en el día de las elecciones, los oficiales de elecciones nombrados en esta Ordenanza completarán y entregarán los resultados de la elección por triplicado como se indica a continuación: una copia será retenida por el Juez de Elecciones Presidente; una copia será entregada al Alcalde de la Ciudad; y una copia de los resultados, junto con las urnas con votos y todos los insumos de elecciones, serán entregados a la Secretaria de la Ciudad. Todos los registros e insumos de las elecciones serán preservados por el Secretario de la Ciudad en conformidad con el Código.

Sección Once

Arriendo de Equipo de Elecciones Autorizado. El Secretario de la Ciudad o quien él/ella designe queda mediante el presente documento autorizado e instruido para celebrar un acuerdo de servicios para elecciones para dicha elección con el Condado de Ellis, y para formalizar dicho acuerdo. El acuerdo estipulará el equipo de votación a usar para las Elecciones Generales durante la votación anticipada y en el Día de Elecciones, así como la compensación por arriendo del equipo de votación.

Sección Doce

Cláusula de Divisibilidad. Mediante el presente documento se declara que la intención del Gobierno Municipal es que las frases, cláusulas, oraciones, párrafos y secciones de esta Ordenanza son divisibles, y que si alguna frase, cláusula, oración, párrafo o sección de esta Ordenanza fuera declarada inconstitucional por sentencia o decreto válido de cualquier tribunal de jurisdicción competente, dicha inconstitucionalidad no afectará ninguna de las frases, cláusulas, oraciones, párrafos y secciones de esta Ordenanza, dado que el mismo habría sido



ORDENANZA 2016-03

promulgado por el Consejo Municipal sin la incorporación en esta Ordenanza de aquella frase, cláusula, oración, párrafo o sección inconstitucional.

Sección Trece

Fecha Efectiva. Esta Ordenanza tendrá plena vigencia a partir de su promulgación, y así queda ordenado.

La ***Orden de Elección*** será publicada para su lectura como se muestra en el Documento "A" adjunto:

(Encabezados solamente)

ORDER OF ELECTION FOR THE CITY OF OVILLA ORDEN DE ELECCIÓN PARA OVILLA

PROMULGADO, ADOPTADO Y APROBADO el día 8 de febrero de 2016.

—
Atestigua:

Richard Dormier, Alcalde

Pam Woodall, Secretaria de la Ciudad

APROBADO EN SU FORMA:

Ron G. MacFarlane, Jr., Fiscal de la Ciudad



ORDENANZA 2016-03

Adjuntos Documento A: Order of Election / Orden De Eleccion

ORDEN DE ELECCIÓN PARA LA CIUDAD DE OVILLA



Por la presente se ordena que se llevará a cabo una elección el 7 DE MAYO DE 2016 con la finalidad de elegir a:

Miembro del Consejo, Posición 1
Miembro del Consejo, Posición 3
Miembro del Consejo, Posición 5

Las votaciones anticipadas en persona se llevarán a cabo de lunes a viernes en
105 S. Cockrell Hill Road, Ovilla, TX 75154

Entre las 8:00 a.m. y 4:30 p.m. comenzando el lunes, 25 de abril de 2016
y finalizando el martes, 3 de mayo de 2016.

Horas de votación anticipada adicionales:

Lunes, 2 de mayo de 2016 y martes, 3 de mayo de 2016
de 7:00am a 7:00 pm en el mismo lugar.

Las solicitudes para obtener boletas deberán enviarse por correo a:

Pamela Woodall, Secretaria de la ciudad
105 South Cockrell Hill Road
Ovilla, Texas 75154

Las solicitudes para obtener boletas deberán recibirse a más tardar al final del día hábil el
martes, 26 del abril 2016. (Solicitudes recibidas para obtener boletas)

Emitida a los 8 días del mes de febrero de 2016

Firma del alcalde Dormier

Firma del alcalde Pro-Tem PL 4 Hunt

Firma del concejal PL 1 Huber

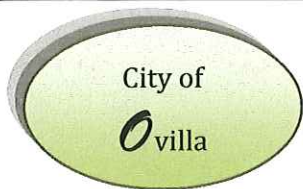
Firma del concejal PL 2 Stevenson

Firma del concejal PL 3 Griffin

Firma del concejal PL 5 Oberg

Instrucciones: Se debe entregar una copia de la presente orden de elección al Secretario del Condado/Administrador de Elecciones y al Registrador de Votantes 60 días antes de la jornada electoral. AWI-2 --Estipulado por el Secretario de Estado Secciones 3.004, 3.006, 4.008, 85.004, 85.007 del Código Electoral de Texas

ORD.2016.03. Anexo A



AGENDA ITEM REPORT

Item: 7

Meeting Date: February 08, 2015

Department: Administration

☒ Discussion ☒ Action

Budgeted Expense: ☐ YES ☐ NO ☒ N/A

Submitted By: Dennis Burn

Amount: \$N/A

Reviewed By: ☒ City Manager ☒ City Secretary ☐ City Attorney

☐ Accountant

☐ Other: Staff

Attachments:

1. 2016 Calendar
2. 2016 BSW Board Officers, Chairs & Partners

Agenda Item / Topic:

ITEM 7. **DISCUSSION/ACTION** – Consideration of and Action on appointment of a City Council representative to the Board of Best Southwest Partnership.

Discussion / Justification:

Membership to the Best Southwest Partnership Board is important as well as having representation at their functions. The 2016 Calendar and membership is attached.

Recommendation / Staff Comments:

Sample Motion(s):

I move to appoint _____ to serve as the City Council representative to the Best Southwest Partnership Board.



2016 BSW Combined Calendar

Cedar Hill * De Soto * Duncanville * Lancaster
Balch Springs-Ferris-Glenn Heights-Hutchins-Midlothian-Ovilla-Red Oak-Wilmer

Mission: To Join Communities Under Shared **Economic** Growth Objectives, Uplifting the Region TOGETHER.

January	February	March
14 - State of the City Luncheon Lancaster CoC 15 - BSW Executive Committee Cedar Hill 15 - BSW Board Meeting Cedar Hill <i>Annual Meeting in conjunction w/ Board Meeting</i> 28 - State of the City Luncheon DeSoto CoC 28 - Annual Mtg Luncheon Cedar Hill CoC	04 - BSW Insider Roundtable DeSoto CoC 08 - State of the City & Ceremony Balch Springs 19 - BSW Executive Committee Cedar Hill CoC 21 - Pancake Breakfast Cedar Hill Lion's 28- Las Vegas Night Duncanville Lion's	03 - DeSoto Living! Business Expo DeSoto CoC 09 thru 13 - ISD's Spring Break 17 - Taste of Duncanville D'ville CoC 14 - Marketplace Midlothian 16 - EcoDev Business Summit Balch Springs CoC 18 - BSW Executive Committee Cedar Hill CoC 24 - BSW RED Showcase Hilton GI <i>Topic - Regional Economic Development</i>
April	May	June
02 - Marketplace Midlothian 09 - Education Foundation Gala DeSoto 15 - BSW Executive Committee Midlothian Conf Ctr 15 - BSW Board Meeting Midlothian Conf Ctr 16 - Readers Choice Awards DeSoto CoC 22 - Candidate Forum Lancaster 25 - Annual Gala & Auction Lancaster CoC 25 - Brick Festival Ferris	16 - Golf Classic Duncanville CoC 20 - BSW Executive Committee Lancaster 26 - BSW Scholars Luncheon DeSoto <i>Topic: Education Luncheon-Hilton Garden Inn</i> 26 - Golf Tourney Midlothian CoC 27 - Annual Gala & Auction Cedar Hill CoC	13 - Golf Classic DeSoto CoC 17 - BSW Executive Committee. Red Oak 20 - Juneteenth Celebration Cedar Hill
July	August	September
04 - Fireworks DeSoto (odd) Lancaster (even) <i>School ISD's Off</i> <i>No Executive Committee Meeting</i> 15 - BSW Board Meeting (probably XCLD) DeSoto	05 - BSW TGIF Leg. Breakfast Series MCMC 12 - BSW TGIF Leg. Breakfast Series MCMC 19 - BSW TGIF Leg. Breakfast Series MCMC <i>Executive Committee Immediately Following</i> 26 - BSW TGIF Leg. Breakfast Series MCMC	15 - Taste & Business Expo Cedar Hill CoC 17 - Annual Auction Midlothian CoC 23 - Executive Committee Balch Springs 23 - BSW Board Meeting Balch Springs 26 - Heritage Day Ovilla 24 - Big City Music Review & Auction Duncanville 22 - Education Foundation Golf DeSoto ISD 29 - Taste of DeSoto DeSoto CoC
October	November	December
03 - Pioneer Day Ferris 10 - Country Day on the Hill Cedar Hill 12- Duffer's Derby Golf Lancaster CoC 21 - BSW Exec Cmte Duncanville 21 - BSW Board Meeting Duncanville 17 - Harvest Festival Hutchins 17- Fall Festival Midlothian 27 - BSW 30th Anniversary Banquet TBA	06 - BSW Exec. Cmte PACE School - Dville 07 - Annual Gala - Auction DeSoto CoC 07 - CardioShack Open Cedar Hill CoC 18 - BSW Exec Cmte & Board Mtg. 21 - Pancake Breakfast Duncanville Lion's	05 - Christmas Parade & Village DeSoto CoC 05 - Christmas on the Square Ferris 12 - 62nd Christmas Parade of Lights Lancaster 12 - Tree Lighting & Christmas Parade Hutchins 16- BSW Christmas Luncheon Duncanville 16 - BSW Exec Cmte. & Board Mtg. Afterward 19 Annual Auction Midlothian 28-30 - Sandra Meadows Tourn. D'ville Lion's
Chamber Monthly Luncheons	Chamber Networking - A.M.	Chamber Networking Events - P.M.
Wed - 2nd - 11:30 am Duncanville Wed - 2nd - 11:30 am Midlothian Wed - 4th - 11:30 am DeSoto Wed - 4th - 12:00 pm Red Oak Thu - 2nd - 11:30 am Lancaster Thu - 4th 11:30 am Cedar Hill	Tue - 1st - Good Morning DeSoto DeSoto Wed - 1st - Midlothian Business Breakfast Midlothian 3rd - Business Interchange Duncanville Thu - 2nd - Business on the Hill Cedar Hill Fri - Last - Better Business Breakfast Lancaster Sat - 3rd - DuncanSwitch Street Market Duncanville	Thu - 1st - N@N and NCA5 Lancaster 2nd - Chamber Night Out Cedar Hill 3rd - Fun After Five Duncanville 4th - Business After Hours DeSoto
Chamber Board Meetings	City Council Meetings	School Board Meetings
Mon - 4th - 5:30 pm Duncanville Chamber Tue - 2nd - 10:00 am Red Oak Area Chamber Tue - 4th - 7:30 am DeSoto Chamber Wed - 2nd - 7:30 am Lancaster Thu - 2nd - 11:30 am Midlothian 3rd - 7:30 am Cedar Hill Chamber	Mon - 2nd/4th - 7 pm Lancaster City Hall 1st/3rd - 7 pm Hutchins City Hall 1st/3rd - 6 pm Ferris City Hall 2nd/4th - 7pm Ovilla City Hall 2nd - 7pm Red Oak City Hall 2nd/4th - 7pm Balch Springs City Hall 2nd/4th - 7pm Duncanville City Hall Tue - 1st/3rd - 7pm DeSoto City Hall 2nd/4th - 7pm Cedar Hill Govt. Center 2nd/4th - 6pm Midlothian City Hall 1st/3rd - 7pm Glenn Heights City Hall Thu - 1st/3rd - 7pm Wilmer City Hall	Mon - 2nd - 6:30 pm Cedar Hill Govt. Center 2nd - 6:30 pm DeSoto ISD Central Admin 2nd - 7 pm Duncanville ISD Education Plaza 3rd - 6:30 pm Midlothian ISD L.A. Mills Admin 3rd - 7 pm Lancaster ISD Central Admin 3rd - 7 pm Red Oak ISD Admin Annex Bldg Tue - 3rd - 7 pm Ferris Central Admin Bldg Thu - 4th - 5:30 pm Wilmer/Hutchins - Dallas ISD Admin

2016 BSW Board Officers, Chairs & Partners - Jan. 15, 2016

Level	Representative Name	Partner Name	Voting /		Phone	E-Mail
			Non	Position		
	Hon. Cliff Boyd	City of Duncanville	V	Chairman	214-869-0741	cboyd63@gmail.com
	Dr. Alfred Ray	City of Duncanville	V	Immed. Past Chair	972-708-2000	alfredray@duncanvilleisd.org
	Maranda Auzenne	Hillside Village	V	Chair Elect	469-865-9267	mauzenne@trademarkproperty.com
FOUNDATION PARTNERS	Allison Thompson	City of Cedar Hill	V		972-291-5132	allison.thompson@cedarhilltx.com
	Amanda Skinner	City of Cedar Hill	V	Treasurer	972-754-8124	amanda@cedarhillchamber.org
	Hon. Jami McCain	City of Cedar Hill	V		972-293-1612	jami.mccain@cedarhilltx.com
	Hon. Carl Sherman	City of DeSoto	V		214-406-7397	carl.sherman@desototx.gov
	Laura Terhune	City of DeSoto	V		325-642-3344	president@desotochamber.org
	Jeremiah Quarles	City of DeSoto	V		972-230-9611	jquarles@dedc.org
	Hon. David Green	City of Duncanville	V		214-533-4797	dgreen@ci.duncanville.tx.us
	Steve Martin	City of Duncanville	V		214-977-0060	stevem@duncanvillechamber.org
	Jessica James	City of Duncanville	V		972-780-4997	jjames@ci.duncanville.tx.us
	Hon. Marcus Knight	City of Lancaster	V	Chair - Legislative	214-587-9660	Marcus@KnightWaste.com
	Opal Mauldin-Robertson	City of Lancaster	V	Chair - Transportation	972-218-1300	orobertson@lancaster-tx.com
	Dr. Michael McFarland	City of Lancaster	V		972-218-1400	michaelmcfarland@lancasterisd.org
ALLIED PARTNER	Preston Miller	Methodist Charlton Medical Center	V		214-947-7351	PrestonMiller@mhd.com
	Dr. Cynthia Mickens Ross	Methodist Charlton Medical Center	V	Chair - Healthcare	972-979-1408	cynthiamickens@mhd.com
ASSOCIATE PARTNERS	Aretha Ferrell-Benavides	City of Glenn Heights	V		972-757-9769	aretha.ferrell-benavides@glennheightstx.gov
	Hon. Doug Hunt	City of Ovilla	V		214-236-7474	doug@omcdfw.com
	Maranda Auzenne	Hillside Village	V	Chair Elect	469-865-9267	mauzenne@trademarkproperty.com
	David Hunt	Access Self Storage	V		214-236-2273	david@omcdfw.com
	Kenneth Govan	Oncor	V		972-768-3815	kenneth.govan@oncor.com
	Hon. Carrie Marshall	City of Balch Springs	V		469-387-8714	cmarshall@cityofbalchsprings.com
	Tim Maiden	Frost Bank	V		214-515-4058	tim.maiden@frostbank.com
	Dr. Jennifer Wimbish	Cedar Valley College	V		972-860-8251	jwimbish@dcccd.edu
COMMUNITY PARTNERS	Hon. Carl Sherman	City of Ferris	NV		972-544-2110	carlsherman@ferristexas.gov
	Hon. Mario Vasquez	City of Hutchins	NV		469-569-6589	mayor@cityofhutchins.com
	Hon. Bill Houston	City of Midlothian	NV	Community Rep	817-319-5006	bill.houston@midlothian.tx.us
	Lee McCleary	City of Red Oak	NV	Community Rep	972-935-3197	lmccleary@redoaktx.org
	Hon. Casey Burgess	City of Wilmer	NV		214-406-5726	cburgess@cityofwilmer.net
	Corey Green	Almos Energy	NV		469-394-8372	corey.green@almosenergy.com
	Patricia Coleman	Bank of DeSoto	NV		972-780-7777	pcoleman@bankofdesoto.com
	Kimberly Hilley	TXU Energy	NV		817-291-9287	kimberly.hilley@energyfutureholdings.com
	Marcus Balch	TSTC	NV		972-617-4726	marcus.balch@tstc.edu
	Opal Mauldin Robertson	City of Lancaster	NV	Transportation Chair	972-218-1300	orobertson@lancaster-tx.com
CHAIRS	Dr. David Harris	DeSoto ISD	NV	Education Chair	214-236-6742	david.harris@desotoisd.org
	Dr. Cynthia Mickens Ross	Methodist Charl Med	NV	Health Care Chair	214-947-5204	cynthiamickens@mhd.com
	Hon. Marcus Knight	City of Lancaster	NV	Legislative Team Chr	214-587-9660	marcus@KnightWaste.com
	Jerry White	WTC Perf. Group	NV	Mktg/EcoDev Tm Chai	972-293-0548	jerry@wtcperformancegroup.com
	Joe Johnson	BSW Partnership	NV	Exec Director	214-535-1883	director@bestsouthwest.org

01/29/16
Cash Basis

Best Southwest Partnership Profit Loss Budget vs. Actual

Proposed 2016 Budget

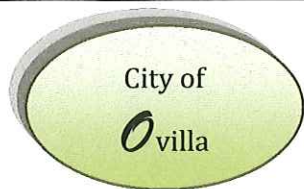
	Actual 2015	Budget 2015	Proposed 2016	Notes
Income				
Event / Program of Work				
Legislative Events - Feb	3,362.18	\$ 7,000.00	\$ -	Austin Trip not to happen in 2016
RED Showcase - Mar 24	20,685.20	\$ 18,000.00	\$ 8,000.00	
Scholars Luncheon - May 26			\$ 8,000.00	
Scholarship Sponsorships - May	3,000.00	\$ 3,000.00	\$ 18,000.00	
TGIF Legislative Breakfast - Aug	3,050.00	\$ 4,000.00	\$ 3,000.00	
30th Anniversary Celebration - Oct		\$ -	\$ 6,000.00	
Health Expo - Nov	3,850.00		\$ 4,000.00	
Video Sponsorships	-	\$ 3,000.00	\$ -	
Total Event / Program of Work	33,947.38	\$ 35,000.00	\$ 47,000.00	
Interest	138.20	\$ 60.00	\$ 100.00	
Membership				
Allied Partner Investment				
Associate Partner Investment	9,000.00	\$ 6,000.00	\$ 24,000.00	8 Members at \$3,000
Community Partner Investment	9,600.00	\$ 8,400.00	\$ 10,800.00	9 Members at \$1,200
Foundation Partner Investment	50,000.00	\$ 50,000.00	\$ 50,000.00	4 Members at \$12,500
Total Membership	68,600.00	\$ 64,400.00	\$ 84,800.00	
Misc. Income	2,043.76			Was LSW Portion of Austin Trip
Total Income	104,729.34	\$ 99,460.00	\$ 131,900.00	
Expense				
Accounting				
Financial Review / Tax Prep	520.00	\$ 1,500.00	\$ 3,000.00	Review of 2015 Books & 990 Prep
Total Accounting	520.00	\$ 1,500.00	\$ 3,000.00	
Board Expenses				
Board Planning Session	1,029.72	\$ 500.00	\$ 1,500.00	Possible Facilitator and Expenses
Board of Directors Materials	210.10	\$ 300.00	\$ 300.00	Monthly Board Expenses
Total Board Expenses	1,239.82	\$ 800.00	\$ 1,800.00	
Contract Labor				
Executive Director	40,000.00	\$ 40,000.00	\$ 40,000.00	
Executive Director - Expenses			\$ 1,200.00	Cell Phone Usage and Gas
Executive Director - Bonus	1,500.00	\$ 1,500.00	\$ 1,500.00	
Executive Director - Commission	6,000.00	\$ 4,000.00	\$ 4,000.00	25% New Investor \$
Administrative Asst	100.00	\$ 6,000.00	\$ 10,000.00	
Total Contract Labor	47,600.00	\$ 51,500.00	\$ 56,700.00	
Corporation Expenses				
Bank Charges / CC Fees	204.76		\$ 500.00	BSW should run all CC charges

01/29/16
Cash Basis

Best Southwest Partnership Profit Loss Budget vs. Actual

Proposed 2016 Budget

	Actual 2015	Budget 2015	Proposed 2016	Notes
Computer / Software	324.28	\$ 1,000.00	\$ 500.00	Purchase new QB
D&O/General Liability/Bond Ins	1,958.00	\$ 1,000.00	\$ 1,000.00	Actually paid 2015 & 2016
Dues & Subscriptions	36.34	\$ 400.00	\$ 400.00	Want to Join TAB
Business Meetings			\$ 300.00	
Office Rent	1,614.00	\$ 1,200.00	\$ 1,640.00	Office & Storage Rental
Office Supplies	936.39	\$ 500.00	\$ 700.00	
Stationery/Print/Copy/Postage	0.00	\$ 100.00	\$ 100.00	
Web Site	8,152.03	\$ 1,200.00	\$ 7,552.00	\$7402 - Website & 150 hosting
Total Corporation Expenses	13,225.80	\$ 5,400.00	\$ 12,692.00	
Event / Program of Work Exp				
Legislative Events	3,624.36	\$ 6,000.00	\$ -	Legislative Send off - Dec
RED Showcase	8,534.98	\$ 7,500.00	\$ 7,500.00	
Scholars Luncheon	7,488.98	\$ 7,500.00	\$ 5,000.00	
Scholars Sponsorships	12,000.00	\$ 9,000.00	\$ 18,000.00	
TGIF Legislative Breakfasts				
30th Anniversary Celebration - Oct			\$ 4,400.00	
Health Expo	1,046.00		\$ 1,000.00	
Regional Sponsorships	0.00	\$ 500.00	\$ 500.00	
Total Event / Program of Work Exp	32,694.32	\$ 30,500.00	\$ 36,400.00	
Marketing				
Promotional Materials	6,278.75	\$ 6,500.00	\$ 6,500.00	2016 Video & Publication Ad
Public Relations	429.58	\$ 500.00	\$ 300.00	
Speaker / Thank You Gifts	60.00	\$ 500.00	\$ 250.00	
Total Marketing	6,768.33	\$ 7,500.00	\$ 7,050.00	
Misc Expense	0.00	\$ 2,000.00		
Total Expense	102,048.27	\$ 95,200.00	\$ 117,642.00	
Net Income	2,681.07	\$ 4,260.00	\$ 14,258.00	



AGENDA ITEM REPORT

Item: **8**

Meeting Date: February 08, 2015

Department: Administration

☒ Discussion ☒ Action

Budgeted Expense: ☐ YES ☐ NO ☒ N/A

Submitted By: Dennis Burn

Amount: \$N/A

Reviewed By: ☒ City Manager ☒ City Secretary ☐ City Attorney

☐ Accountant

☐ Other: Staff

Attachments:

1. Strategic Guide 2013-2018

Agenda Item / Topic:

ITEM 8. *DISCUSSION* – Review status updates of the Strategic Guide.

Discussion / Justification:

This agenda item includes the 2013-2018 Strategic Guide. In the margin are dates and comments relative to the individual steps. At the meeting I will review updates with the Council.

Recommendation / Staff Comments:

Sample Motion(s):

Discussion only.



OVILLA, TEXAS STRATEGIC GUIDE 2013-2018

City Council

Richard Dormier, Mayor
David Griffin, Mayor Pro Tem, Place 3
Rachel Huber, Place 1
Larry Stevenson, Place 2
Doug Hunt, Place 4
Dean Oberg, Place 5

Updated ~~December 2014~~
February 2016

Adopted by Resolution R2014-005
March 2014

Goal Statement I: Ensure future planning continues to enhance the characteristics of the City of Ovilla by December 2018

	Action Steps	Target Date	Who	Completion Date
1	Invite the community to validate the Vision, Mission, and Values on regular basis decided by the council.			
	Task 1. Hold Town Hall Meetings for Citizen Input.	November 09, 2013 and March 24, 2014.	Citizens, Boards, Commissions, Council, and staff. Recommend a State of the City Town Hall Meeting in future.	November 09, 2013 and March 24, 2014.
	Task 2. Present Quarterly Update to Council at a Regular Meeting.	June 2014, September, December, March	Make presentation during budget meeting. Update in September, December and March.	June 2014, Sept. 2014
	Task 3. Publish Strategic Guide as updated on the City's web site.	Quarterly	Staff provides updated Strategic Guide quarterly for Council review and publishes on the city's web site.	June 2014, Sept. 2014, Dec. 2014
2	Attract high end residential development. Minimum 2,400 sq.ft. homes. Maintain our high standards for house and lot minimums.			
	Task 1. Bryson Manor, MISD Parcel, Hosford Tracts, Cole Tracts		Working with Developers of the Bryson Manor Subdivision, MISD parcel, and Hosford Tracts.	Ongoing
	Task 2. Ovilla Parc		near completion	Ongoing
	Task 3. Hidden Valley Estates	2016	Under review with engineers	Ongoing
3	Develop Entry Way Signage. Under discussion with EDC 12/2015			
	Task 1. Partner with the Economic Development Corporation to design entry signage for the major gateways into the City.	July 2014	EDC has submitted design specifications to TxDOT for review; intent is to have signage incorporated into the engineering design of FM664.	
	Task 2. Consider Design and Cost Options for Entry Way Signage.	June 2015	EDC Board will go through a Branding exercise in 2015 and present the Council; this process and outcome will help in the designing of the entry signage.	
	Task 3. Consider Installation timeframe for each entry way sign.	June 2015	There are several entry ways to the City; Council and EDC will evaluate the options, costs, and timeline for purchase/ installation.	
4	Review ordinances to ensure property values are maintained and/or increased.			
	Task 1. Contract with Sherry Sefko to review and revise ordinances. Hired Kim Dobbs for review and assist with development	February 2015 01/2016	Sherry has been reviewing Subdivision and Zoning Code for compliance and conflict and will present proposed revisions at a future Council Meeting. Kim attended CLUP meeting in 01/2016	Ended 2016 w/Sefco Ongoing w/Kim
	Task 2. Adopt updated residential building codes by Ordinance. Updates again in 2015-2016 FY	October 2014 03/2016	Council adopted 2009 IRB codes. Staff to present updates to Council soon.	Oct-14

CLUP Town Mtg
set for 02/25/16

	Task 3. Compare historic district ordinance to existing city code.		Texas Downtown Association recommended we compare historic district ordinance to existing city code; resolve conflicts and relax downtown design codes for compatible structures with existing structures.	
5	Create opportunities for Citizen Involvement.			
	Task 1. Find Chairman for Committees.	December 2014	Citizen volunteers have been appointed to the Parks Board, Municipal Services Advisory Committee, and Heritage Day Committee.	December 2014
	Task 2. Promote Committee/Board volunteer opportunities and Recruit citizens for Committee board member positions.	Ongoing	Municipal Development District awaits Council appointments. MDD began meeting again in April 2015.	occurring
	Task 3. Establish objectives for committees.	Ongoing	Parks Board met in December 2014 and MSAC will meet in January 2015. Both new committees will begin work on action items to support the strategic guide.	occurring
6	Continue to Implement strategies that keep our community safe.			
	Task 1. Revitalize Neighborhood Crime Watch program. Hiring and new police chief and officers 09/2015	Occuring	Include information in Winter Newsletter; add a link on the Police Department web page for neighborhoods to sign up for Crime Watch Committee; PD will speak at the HOA meetings and Crime Watch meetings.	
	Task 2. Fill part-time officer positions for optimal coverage on Thursdays and Fridays.	Occuring	One position was filled; City continues to accept applications.	Dec 2014
	Task 3. Law Enf Regional Task Force	Occurring	Pending funds	
7	Educate Community on Ovilla's Emergency Preparedness Plan.			
	Task 1. Hold Emergency Preparedness Training for Elected Officials and City staff bi-annually.	February 2014	Training was held in February 2014, plan to hold in February 2016 and invite Citizens.	February 2016
	Task 2. Participate In Jurisdictional Emergency Preparedness Training Opportunities. Ellis County Emergency Basic Mgmt Plan	Ongoing as available 11/15	Police and Fire will be participating in a joint full-scale multi-jurisdictional/ multi-discipline mock disaster exercise hosted by the City of Red Oak and the Red Oak ISD. Council adopted	October 2014 November 2015
	Task 3. Hazard Mitigation Planning with Ellis County.	Occurring	The Police and Fire Departments continue to participate in the development of the Harzard Mitigation Plan for Ellis County. Approved.	November 2015

Value of accomplishing this goal:

- Decisions made will be consistent with Vision, Mission, and Values.
- Provides a clear focus on the characteristics of the community.
- The community identified the characteristics in the strengths and values of this document.

**Goal Statement II: Create a Master Parks Plan that connects the community by
December 2018**

	Action Steps	Target Date	Who	Completion Date
1	Develop current Park. Master Parks Plan pending CLUP & Strategic Plan			
	Task 1. Evaluate needs of Heritage Park and develop improvement plan and budget.	occurring	PWorks has been working on Heritage Park	
	Task 2. Hold <i>Music in the Park</i> summer concert event.	June 2015	Texas Downtown Association suggested the City host a family friendly music event in Heritage Park for the community to bring attention to Downtown. The Board is making plans for Friday, June 05, 2015.	June 2015
	Task 3. <i>Movie in the Park</i>	occurring	Park Board and staff are planning this event	or April 2016
2	Create satellite recreation areas around town.			
	Task 1. Consider Developer's Dedication of Parkland and the fit with the Strategic Guide.			
	Task 2. Evaluate needs of existing satellite parks and develop improvement plan and budget.			
	Task 3.			
3	Work with ORCS to develop park plan.			
	Task 1.			
	Task 2.			
	Task 3.			
4	Establish ordinances that promote park/recreation areas in new developments.			
	Task 1. Establish Parks Board Ordinance.	July 2014	Board established in July, members appointed by November, first meeting held December.	July 2014, December 2014
	Task 2. Review and Revise Parkland Dedication Fee.	Occurring	Staff is evaluating the fees and will present a recommendation for the Board's consideration at a future meeting.	
	Task 3. Revise Parks Ordinance	February 2015	Board reviewed and revised Parks Ordinance and recommended staff present to Council for consideration at a future meeting.	January 2015
5	Develop City Park Maintenance Plan.			

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Task 1. Revisit Existing Maintenance Plan.	September 2014	Parks and play equipment are inspected twice monthly when servicing and maintaining parks to make sure safety standards are met. Each year funds are budgeted to replace equipment with age specific equipment in playground areas.	September 2014
Task 2.			
Task 3.			
Explore developing partnerships with other community entities for parks and recreation opportunities (churches).			
Task 1.			
Task 2.			
Task 3.			

Value of accomplishing this goal:

- Attracts families to the community.
- Encourages the citizens to participate in different activities.
- It supports the characteristics of Ovilla.

Goal Statement III: Create a Capital Improvement Plan by December 2018

	Action Steps	Target Date	Who	Completion Date
1	Need to identify challenges and potential shortfalls with additional development and current revenue rate.			
	Task 1. Establish Municipal Services Advisory Committee (MSAC) to develop Plan.	July 2014	Board positions filled in December 2014, first meeting in January 2015.	December 2014
	Task 2. Establish vehicle/equipment replacement program	Ongoing	Review annually as funds allow	Ongoing
	Task 3. Paving	Ongoing	Review annually as funds allow	Ongoing
2	Need to assess potential current and future water problems.			
	Task 1.			
	Task 2.			
	Task 3.			
3	Need to assess the level of city services.			
	Task 1. Send a Citizen Survey.			
	Task 2.			
	Task 3.			
4	Develop strategy of how to increase water pressure.			
	Task 1. Determine and evaluate problem area(s).			
	Task 2. Waterline on Water Street	07/2015	installed new waterline	08/2015
	Task 3.			
5	Establish fund for major street/water/sewer repairs and capital equipment (such as fire engines).			
	Task 1. Needs assessment and timeline.			
	Task 2. Evaluate funding options.			
	Task 3. Develop strategy and timeline.			

Value of accomplishing this goal:

- Provides a needs assessment of current status.
- Provides plan to move forward.
- funding options to be discussed and decided by Community.

• Identifies

Goal Statement IV: Create a Strategic Plan for Economic Development by 2014

	Action Steps	Target Date	Who	Completion Date
1	The Economic Development Plan must support Ovilla's Vision, Mission, Values, and Goals.			
	Task 1. Revise Vision: The Ovilla EDC envisions an expanded business and commercial sector that will enable every citizen to realize their full potential.	March 2014	OEDC Board ORASI hired	March 17, 2014 08/2015
	Task 2. Revise Mission: To create an economic environment that is diverse and strong by demonstrating our commitment to business retention and expansion by initiating a proactive approach toward business recruitment that meets or exceeds the expectations of our community.	March 2014	OEDC Board	March 17, 2014
	Task 3. Revise Goals and Objectives and incorporate into City-wide plan.	March 2014	OEDC Board	March 17, 2014
	Task 4. Maintain the quality of life enjoyed by Ovilla's citizens by protecting and enhancing its natural beauty and preserving and enhancing its historical heritage.	Ongoing	policy driven	
	Task 5. Work with the Parks Board to develop a parks master plan.	Summer 2015	EDC can participate in certain features of community park development.	
2	The plan needs to identify businesses that are desired and sustained by the economy.			
	Task 1. Retain and/or create additional, well paying, jobs with benefits.	Ongoing	Staff to seek medical (dialysis, physicians), retail (small-medium national chains, restaurants, consumer goods/services), mom & pop's, business park-identify tracts that can support small corporate headquarters, 25K sqft building with 40 employees.	
	Task 2. Assist and support our existing businesses.	Occurring	Staff to develop and publish a list of businesses on the web site, including home-based, to promote "What Ovilla offers close to home".	
	Task 3. Effectively market our community both internally and externally.	Promotions July-September 2014. Branding RFP 2015, Phase 1 FY2014-15 and Phase 2 in FY2015-16 budget.	Promote the community through Heritage Day advertising in regional publications, TML's festival listings, Texas Highways, Texas Downtown Association; create web page to promote the event and email address to respond to inquiries. Evaluate Branding agencies and short range plan to implement.	Promotion accomplished July 2014.
	Task 4. Update business profile created by Retail Coach.	Spring 2015	Utilize work completed by Retail Coach, revising demographics to update business profile and utilize at ICSC.	
	The plan needs to address viable businesses for FM664/Ovilla Road development.			
3	Task 1. Monitor progress of TxDOT Plans for expansion of FM664 and partner where possible for entrance signage.	July 2014, follow up and monitor status of project	TxDOT suggested preliminary sign design be submitted to their engineers to determine feasibility with plans.	July 2014, follow up
	Task 2. Participate in Best Southwest Partnership and area Chambers.	Ongoing-renewed membership to Associate Level	Membership and participation will provide exposure to businesses looking at the region.	

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Identify what the City's responsibility will be in supporting the infrastructure when FM664 to Westmoreland is completed.			
Task 1. Assess and evaluate infrastructure needs and develop plan to address those needs and return on investment.	Work with MSAC once board is established	Utilize water and sewer study to support future development plans. Review CIP plan.	
Task 2. Create economic development guidelines and toolbox for incentivizing economic development.	January 2016	Guidelines for tax abatement and infrastructure support. Use separate policy for commercial and retail.	
Task 3. Leverage the assets of the city, including infrastructure, services, and funds with State and Federal programs to attract new businesses to Ovilla.	Ongoing	Guidelines for 380 agreements.	
The plan should explore business opportunities for the Downtown Improvement Plan.			
Task 1. Receive assessment from Texas Downtown Association (TDA) regarding similar small cities' successful downtown revitalization programs.	August 2014	Invited the community and downtown property owners to hear ideas of successful downtown revitalization projects.	September 2014
Task 2. Develop a matching grant program to incentivize restoration and facade improvements.	January 2015	Develop policy and criteria for a matching grant program.	
Task 3. Develop a vision and long-range plan with the property owners for Historic Downtown.	June - September 2014	Utilizing guidance from Texas Downtown Association's onsite Assessment of Historic Downtown and Report, EDC established these goals to support redevelopment downtown. Short-term goals: • Develop community events for Downtown and Heritage Park -- semi-annual and quarterly in future, events such as movie night, food trucks, picnics, music or jazz in the park. • Expand Heritage Day festivities with Carnival rides through an outside sponsor. • Close Water Street. • Develop "Ovilla's Story" to market the City and Historic Downtown. Mid-term goals: • Restrooms in Heritage Park - Get estimates in 2015 for construction, installation, maintenance, life span to consider project in 2016. • The EDC will revisit investing in improvements for Downtown for street repaving, streetlights, sidewalks, seating, and signage as redevelopment progresses. • Compare historic district ordinance to existing city code; resolve conflicts and relax downtown design codes for compatible structures with existing structures. • Recommended the newly formed Parks Board review the recommendation for hike and bike trails.	September 2014
Task 4. Restrooms for Heritage Park to support hosting downtown events to draw the community downtown.	May 2015	Obtain costs for installation of restrooms in Heritage Park, project for future budget.	

Value of accomplishing this goal:

- Diversifies the tax base.
- Identifies economic opportunities.
- Will support the goals of the community.
- Will bring services to the citizens.

**Goal Statement V: Showcase the City of Ovilla During the Heritage Day Festival by
December 2018**

	Action Steps	Target Date	Who	Completion Date
1	Create different marketing tools to attract high-end residential developers.			
	Task 1. Create a brand for the City.	July 2014 -Dec 2016	Economic Development has budgeted phase 1 for FY15 and anticipates phase 2 in FY16 for Branding. RFP issued December 2014.	
	Task 2.			
	Task 3.			
2	Create different marketing tools to attract desired businesses.			
	Task 1. Promote Heritage Day by advertising in regional publications, TML's festival listings, Texas Highways, Texas Downtown Association.	July - September 2014	Increased advertising in NOW Magazines, EDC assisted with cost. Promoted through regional listings in state publications, continue annually.	July -September 2014
	Task 2. Create web page to promote the event and email address to respond to inquiries.	July 2014	Created web page and flyer to promote the event and a Heritage Day email address to respond to inquiries.	July 2014
	Task 3.			
3	Create large map of Ovilla that identifies properties available for residential/commercial development.			
	Task 1. OEDC budget for aerial maps.	August 2014	Ordered aerial contours map for delivery summer 2015.	
	Task 2. Display BSW Map at Heritage Day, next year utilize parcel mapping with developer/broker identifications, acreage, etc.	September 2014	Map showcasing available properties is being created.	
	Task 3.			

Value of accomplishing this goal:

- Creates Community.
- Reinforces the values of the community.
- Gives the residents the opportunity to meet each other.