

City of *OVILLA* City Council Agenda

Ralph G. Hall, Place One
Larry Stevenson, Place Two
David Griffin, Place Three

Tom Leverentz, Mayor

Doug Hunt, Place Four
Richard Dormier, Mayor Pro-Tem/Place Five
Vacant, City Administrator

105 S. Cockrell Hill Road, Ovilla, TX 75154

Monday, January 28, 2013

7:00 P.M.

Council Chamber Room

Pursuant to the provisions of Chapter 551 VTCA Government Code, NOTICE is hereby given of a Regular Meeting of the City Council of the City of Ovilla, to be held on Monday, January 28, 2013 at 7:00 P.M. in the City Hall Council Chamber Room, 105 S. Cockrell Hill Road, Ovilla, Texas, 75154, for the purpose of considering the following items.

I. CALL TO ORDER

- ◆ Invocation
- ◆ Pledge of Allegiance

II. COMMENTS, PRESENTATIONS, ANNOUNCEMENTS & REPORTS

• 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.

• Department Activity Reports / Discussion

- Finance Department City Accountant S. Jungman
 - Monthly Financials, December 2012
 - Reserve Fund Balance Calculation for quarter ending 12-31-2012
- Administration Mayor ProTem R. Dormier
 - Update: Recent EDC meeting regarding TIF, TIRZ & PID options
 - Update: City Manager search
- Committees

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.

- Quarterly Investment Report

IV. REGULAR AGENDA

ITEM 1. DISCUSSION/ACTION – Consider proposed Ordinance 2013-003, repealing Chapter 4, Article 4.02, Section 4.02.001(C), amending Chapter 4, Article 4.02, Sections 4.02.001(A) and (B) of the Ovilla Code of Ordinances by the addition of Article 4.10 Providing Mobile Food Vending Regulations.

ITEM 2. DISCUSSION ONLY – Review and consider an optional contract extension with Community Waste Disposal (CWD) and discuss the option to include a household hazardous waste disposal day as a modification to the contract.

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- ITEM 3. DISCUSSION/ACTION** – Consider and set the date and times for the annual Ovilla Clean-Up Day.
- ITEM 4. DISCUSSION/ACTION** – Consider proposed Ordinance 2013-004 of the City Council of the City of Ovilla, TX, authorizing a General Election to be held on May 11, 2013 for the purpose of electing a Mayor and Two Council Members, (Places 2 & 4) 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 TX Election Code.
- ITEM 5. DISCUSSION/ACTION** – Consider proposed Joint Election Agreement between the Midlothian Independent School District and the City of Ovilla to hold joint elections served by a common polling place.

V. 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).

VI. ADJOURNMENT

This is to certify that a copy of the Notice of the Regular City Council Meeting for January 28, 2013, was posted on the bulletin board at City Hall, 105 S. Cockrell Hill Road, Ovilla, on the 25th day of January 2013 prior to 6:00 p.m.



Pamela Woodall, City Secretary

I, Pam Woodall, City Secretary, do hereby certify that a copy of the January 28, 2013, 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, in compliance with Chapter 551, Texas Government Code.

DATE/TIME OF POSTING: _____

DATE/TIME TAKEN DOWN: _____

_____, Pamela Woodall

IF YOU OR YOUR REPRESENTATIVE HAVE A DISABILITY THAT REQUIRES SPECIAL ARRANGEMENTS AND YOU PLAN TO ATTEND THIS PUBLIC MEETING, PLEASE CALL THE CITY SECRETARY AT 972-617-7262 WITHIN 24 HOURS OF THE MEETING. REASONABLE ACCOMMODATIONS WILL BE MADE TO MEET YOUR NEEDS AT THE MEETING. PLEASE SILENCE ALL PAGERS, CELL PHONES & OTHER ELECTRONIC EQUIPMENT WHILE THE CITY COUNCIL MEETING IS IN SESSION.



DATE: 01-28-13

TO: Honorable Mayor and Council Members

FROM: Sharon Jungman

**SUBJECT: Financial Statements
For October thru December 31, 2012**

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|--|----------------|------------------|------------------|------------------------------|
| Income | | | | |
| 4000100 · Taxes | | | | |
| 4000105 · Ad Valorem, Current | 770,307 | 1,235,000 | (464,693) | 62% |
| 4000110 · Ad Valorem, Delinquent | 1,419 | 20,000 | (18,581) | 7% |
| 4000113 · Interest/Penalties - Prop Tax | 580 | 10,000 | (9,420) | 6% |
| 4000120 · Sales Tax | 40,497 | 155,000 | (114,503) | 26% |
| 4000125 · Sales Tax - Street Improvement | 10,124 | 32,500 | (22,376) | 31% |
| 4000130 · Franchise Tax | 9,075 | 150,000 | (140,925) | 6% |
| Total 4000100 · Taxes | 832,002 | 1,602,500 | (770,498) | 52% |
| 4000200 · Licenses and Permits | | | | |
| 4000208 · Building Permits | | | | |
| 4000210 · Residential Building Permits | 3,052 | 6,500 | (3,448) | 47% |
| 4000213 · Fire Inspection Permits | 300 | 1,000 | (700) | 30% |
| 4000214 · Misc Building Permits | 2,645 | 10,000 | (7,355) | 26% |
| Total 4000208 · Building Permits | 5,997 | 17,500 | (11,503) | 34% |
| 4000230 · Plan Review Fee | 1,068 | 3,000 | (1,932) | 36% |
| 4000260 · Alarm Permits | 155 | 2,000 | (1,845) | 8% |
| 4000270 · Animal Tag Fees | 312 | 3,000 | (2,688) | 10% |
| 4000272 · Impound Fees | 330 | 1,550 | (1,220) | 21% |
| 4000290 · Misc Licenses and Permits | 290 | 1,000 | (710) | 29% |
| Total 4000200 · Licenses and Permits | 8,152 | 28,050 | (19,898) | 29% |
| 4000400 · Charges for Services | | | | |
| 4000325 · ESD #2 | 0 | 145,000 | (145,000) | 0% |
| 4000330 · ESD #4 | 0 | 39,000 | (39,000) | 0% |
| 4000411 · Copies and Maps | 7 | 75 | (68) | 9% |
| 4000415 · Police Reports | 48 | 100 | (52) | 48% |
| 4000440 · Oak Leaf Animal Control | 0 | 2,000 | (2,000) | 0% |
| 4000450 · Subdivision Fees | 3,750 | 1,000 | 2,750 | 375% |
| 4000480 · Solid Waste (Garbage) | 52,635 | 196,000 | (143,365) | 27% |
| 4000490 · Misc Charges for Services | 393 | 2,500 | (2,107) | 16% |
| Total 4000400 · Charges for Services | 56,833 | 385,675 | (328,842) | 15% |
| 4000500 · Fines and Forfeitures | | | | |
| 4000510 · Fines - Police | 17,047 | 85,000 | (67,953) | 20% |
| 4000520 · Fines - Animal Control | 728 | 1,000 | (272) | 73% |
| 4000525 · Fines - Code Enforcement | 164 | 2,000 | (1,836) | 8% |
| 4000590 · Misc Fines and Forfeitures | 25 | 150 | (125) | 17% |
| Total 4000500 · Fines and Forfeitures | 17,964 | 88,150 | (70,186) | 20% |
| 4000800 · Other Revenue | | | | |
| 4000810 · Heritage Day | 1,318 | 5,500 | (4,182) | 24% |
| 4000820 · Water Tower Lease | 17,228 | 82,000 | (64,772) | 21% |
| 4000840 · Interest Earned | 626 | 4,000 | (3,374) | 16% |
| 4000867 · HB3667 TX.Forest Service Grant | 0 | 3,840 | (3,840) | 0% |
| 4000870 · Insurance Proceeds | 1,856 | | | |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|----------------|------------------|--------------------|------------------------------|
| 4000887 · HOA Revenue | 0 | 1,015 | (1,015) | 0% |
| 4000890 · Misc Other Revenue | 810 | 4,500 | (3,690) | 18% |
| Total 4000800 · Other Revenue | 21,838 | 100,855 | (79,017) | 22% |
| 4000900 · Transfers In | | | | |
| 4000925 · Transfer In - 4B-EDC | 0 | 2,500 | (2,500) | 0% |
| 4000930 · Transfer In From W&S Fund | 29,075 | 116,301 | (87,226) | 25% |
| 4000940 · Transfer in MDD Fund | 0 | 500 | (500) | 0% |
| Total 4000900 · Transfers In | 29,075 | 119,301 | (90,226) | 24% |
| Total Income | 965,864 | 2,324,531 | (1,358,667) | 42% |
| Gross Profit | 965,864 | 2,324,531 | (1,358,667) | 42% |
| Expense | | | | |
| 10 · Administration | | | | |
| 5101100 · Salaries & Wages | | | | |
| 5101110 · City Administrator | 14,667 | 63,225 | (48,558) | 23% |
| 5101115 · City Secretary | 8,143 | 36,375 | (28,232) | 22% |
| 5101117 · City Accountant | 8,391 | 37,500 | (29,109) | 22% |
| 5101120 · Part Time- Admin. Support | 1,112 | 7,700 | (6,588) | 14% |
| Total 5101100 · Salaries & Wages | 32,313 | 144,800 | (112,487) | 22% |
| 5102100 · Employee Benefits | | | | |
| 5102110 · Group Insurance | 3,663 | 16,350 | (12,687) | 22% |
| 5102135 · TMRS | 2,169 | 7,550 | (5,381) | 29% |
| 5102160 · Worker's Compensation | 108 | 440 | (332) | 25% |
| 5102170 · Payroll Taxes | 742 | 3,250 | (2,508) | 23% |
| 5102180 · Unemployment Taxes | 0 | 1,000 | (1,000) | 0% |
| 5102196 · Indiv. Membership Dues | 230 | 700 | (470) | 33% |
| Total 5102100 · Employee Benefits | 6,912 | 29,290 | (22,378) | 24% |
| 5102200 · Special Services | | | | |
| 5102210 · Tax Assessing & Collecting Fees | 1,553 | 1,800 | (247) | 86% |
| 5102220 · Tax Appraisal Fee | 3,407 | 14,000 | (10,593) | 24% |
| 5102230 · Legal Fees | 1,583 | 40,000 | (38,417) | 4% |
| 5102240 · Audit | 4,392 | 7,155 | (2,763) | 61% |
| 5102250 · Accounting | 0 | 2,000 | (2,000) | 0% |
| 5102260 · Engineering Fees | 11 | 1,000 | (989) | 1% |
| Total 5102200 · Special Services | 10,946 | 65,955 | (55,009) | 17% |
| 5102300 · Contractual Services | | | | |
| 5102310 · Consultant Fees | 3,379 | 30,000 | (26,621) | 11% |
| Total 5102300 · Contractual Services | 3,379 | 30,000 | (26,621) | 11% |
| 5102500 · Operating Services | | | | |
| 5102530 · Custodial Service Contract | 795 | 3,600 | (2,805) | 22% |
| Total 5102500 · Operating Services | 795 | 3,600 | (2,805) | 22% |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|--------------|---------------|-----------------|------------------------------|
| 5102600 · Special Expenses | | | | |
| 5102610 · Election - Payroll | 0 | 850 | (850) | 0% |
| 5102620 · Election - Supplies | 0 | 2,725 | (2,725) | 0% |
| 5102630 · Election Meeting Expense | 0 | 100 | (100) | 0% |
| 5102650 · Codification Book Update | 0 | 2,000 | (2,000) | 0% |
| Total 5102600 · Special Expenses | 0 | 5,675 | (5,675) | 0% |
| 5103100 · General Supplies | | | | |
| 5103110 · Office Supplies | 1,420 | 6,000 | (4,580) | 24% |
| 5103140 · Uniforms | 0 | 300 | (300) | 0% |
| Total 5103100 · General Supplies | 1,420 | 6,300 | (4,880) | 23% |
| 5103400 · Maintenance Supplies / Parts | | | | |
| 5103410 · Supplies - Custodial | 13 | 1,916 | (1,903) | 1% |
| 5103440 · Maintenance Agreement Expense | 235 | 900 | (665) | 26% |
| 5103460 · Miscellaneous | 0 | 200 | (200) | 0% |
| Total 5103400 · Maintenance Supplies / Parts | 248 | 3,016 | (2,768) | 8% |
| 5104200 · Travel Expenses | | | | |
| 5104210 · Travel - Local | 63 | 500 | (437) | 13% |
| 5104220 · Professional Development | 662 | 5,000 | (4,338) | 13% |
| 5104222 · Professional Develop - Council | 260 | 1,500 | (1,240) | 17% |
| 5104225 · City Council Meal Expense | 674 | 800 | (126) | 84% |
| 5104230 · Professional Develop - In-House | 0 | 100 | (100) | 0% |
| Total 5104200 · Travel Expenses | 1,659 | 7,900 | (6,241) | 21% |
| 5105200 · Data Processing Expenses | | | | |
| 5105230 · Data Proc-Maintenance & Repair | 868 | 4,500 | (3,632) | 19% |
| 5105240 · Data Processing - Software | 3,740 | 10,000 | (6,260) | 37% |
| Total 5105200 · Data Processing Expenses | 4,608 | 14,500 | (9,892) | 32% |
| 5105300 · Printing Expense | | | | |
| 5105310 · Copier Expense | 766 | 4,800 | (4,034) | 16% |
| 5105320 · Printing - Newsletters | 0 | 4,800 | (4,800) | 0% |
| 5105330 · Printing - Forms | 320 | 2,000 | (1,680) | 16% |
| 5105350 · Printing - Other | 0 | 500 | (500) | 0% |
| Total 5105300 · Printing Expense | 1,086 | 12,100 | (11,014) | 9% |
| 5105400 · Utilities | | | | |
| 5105410 · Telephone | 311 | 1,200 | (889) | 26% |
| 5105415 · Cellular Phone | 165 | 1,100 | (935) | 15% |
| 5105417 · Internet | 192 | 775 | (583) | 25% |
| 5105450 · Electricity | 602 | 6,500 | (5,898) | 9% |
| Total 5105400 · Utilities | 1,270 | 9,575 | (8,305) | 13% |
| 5105500 · Repairs & Bldg Improvements | | | | |
| 5105520 · Repairs - Buildings | 988 | 7,000 | (6,012) | 14% |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

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|--|---------------|----------------|------------------|------------------------------|
| 5105540 · Repairs - Machinery & Equipment | 208 | 1,000 | (792) | 21% |
| 5105590 · Repairs - Other | 0 | 500 | (500) | 0% |
| Total 5105500 · Repairs & Bldg Improvements | 1,196 | 8,500 | (7,304) | 14% |
| 5105600 · Insurance | | | | |
| 5105610 · Insurance - Property | 281 | 1,250 | (969) | 22% |
| 5105620 · Insurance - Liability | 346 | 1,385 | (1,039) | 25% |
| 5105630 · Insurance - Fidelity Bond | 250 | 500 | (250) | 50% |
| 5105635 · Public Officials Surety Bonds | 0 | 900 | (900) | 0% |
| Total 5105600 · Insurance | 877 | 4,035 | (3,158) | 22% |
| 5105700 · Other Expenses | | | | |
| 5105705 · Postage | 50 | 6,000 | (5,950) | 1% |
| 5105710 · Cash - Over/Short | 0 | 10 | (10) | 0% |
| 5105725 · Records Management Expense | 100 | 1,000 | (900) | 10% |
| 5105730 · City - Memberships | 1,340 | 2,100 | (760) | 64% |
| 5105740 · Legal Notices/Advertisement | 119 | 6,000 | (5,881) | 2% |
| 5105752 · Employment Screening | 65 | 300 | (235) | 22% |
| 5105760 · Bank Service Charge | 6 | 25 | (19) | 24% |
| 5105764 · Filing Fees | 248 | 250 | (2) | 99% |
| 5105765 · Miscellaneous | 133 | 2,000 | (1,867) | 7% |
| Total 5105700 · Other Expenses | 2,061 | 17,685 | (15,624) | 12% |
| 5106400 · Minor Capital Outlay | | | | |
| 5106440 · Machinery & Equipment | 1,615 | 2,500 | (885) | 65% |
| 5106465 · Furniture | 0 | 1,375 | (1,375) | 0% |
| 5106470 · Audio & Visual Equipment | 0 | 2,000 | (2,000) | 0% |
| Total 5106400 · Minor Capital Outlay | 1,615 | 5,875 | (4,260) | 27% |
| 5109000 · Reserves | | | | |
| 5109001 · Reserve for Contingency | 0 | 44,644 | (44,644) | 0% |
| Total 5109000 · Reserves | 0 | 44,644 | (44,644) | 0% |
| Total 10 · Administration | 70,385 | 413,450 | (343,065) | 17% |
| 20 · Police | | | | |
| 5201100 · Salaries & Wages | | | | |
| 5201120 · Police Chief | 14,191 | 59,995 | (45,804) | 24% |
| 5201143 · Command Staff | 11,102 | 46,950 | (35,848) | 24% |
| 5201150 · Certification Pay | 554 | 2,400 | (1,846) | 23% |
| 5201180 · Merit Raises - Staff | 0 | 3,208 | (3,208) | 0% |
| Total 5201100 · Salaries & Wages | 25,847 | 112,553 | (86,706) | 23% |
| 5201400 · Support Salaries | | | | |
| 5201405 · Support Staff | 4,973 | 21,029 | (16,056) | 24% |
| 5201410 · Patrol | 52,510 | 236,392 | (183,882) | 22% |
| 5201415 · Certification Pay | 485 | 5,100 | (4,615) | 10% |
| 5201480 · Merit Raises | 0 | 7,092 | (7,092) | 0% |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|---------------|----------------|------------------|------------------------------|
| 5201490 · Overtime | 1,586 | 6,600 | (5,014) | 24% |
| Total 5201400 · Support Salaries | 59,554 | 276,213 | (216,659) | 22% |
| 5202100 · Employee Benefits | | | | |
| 5202110 · Group Insurance | 12,449 | 54,360 | (41,911) | 23% |
| 5202135 · TMRS | 4,415 | 21,405 | (16,990) | 21% |
| 5202160 · Worker's Compensation | 2,139 | 8,550 | (6,411) | 25% |
| 5202170 · Payroll Taxes | 1,294 | 5,445 | (4,151) | 24% |
| 5202196 · Membership Dues | 30 | 315 | (285) | 10% |
| Total 5202100 · Employee Benefits | 20,327 | 90,075 | (69,748) | 23% |
| 5202300 · Contractual Services | | | | |
| 5202355 · Contract Labor - Individual | 0 | 500 | (500) | 0% |
| 5202356 · Gingerbread House | 1,000 | 1,000 | 0 | 100% |
| 5202380 · Dispatch | 6,198 | 13,135 | (6,937) | 47% |
| 5202385 · Jail Expense | 1,000 | 2,000 | (1,000) | 50% |
| Total 5202300 · Contractual Services | 8,198 | 16,635 | (8,437) | 49% |
| 5202500 · Operating Services | | | | |
| 5202540 · Computer Maintenance | 600 | 500 | 100 | 120% |
| 5202560 · Internet Subscriptions | 0 | 1,450 | (1,450) | 0% |
| Total 5202500 · Operating Services | 600 | 1,950 | (1,350) | 31% |
| 5202600 · Special Expenses | | | | |
| 5202675 · National Night Out | 306 | 500 | (194) | 61% |
| Total 5202600 · Special Expenses | 306 | 500 | (194) | 61% |
| 5203100 · General Supplies | | | | |
| 5203110 · Office Supplies | 335 | 1,500 | (1,165) | 22% |
| 5203140 · Uniforms | 555 | 1,400 | (845) | 40% |
| 5203170 · Evidence Gathering | 31 | 300 | (269) | 10% |
| Total 5203100 · General Supplies | 921 | 3,200 | (2,279) | 29% |
| 5203400 · Maintenance Supplies & Parts | | | | |
| 5203410 · Supplies - Custodial | 0 | 600 | (600) | 0% |
| Total 5203400 · Maintenance Supplies & Parts | 0 | 600 | (600) | 0% |
| 5204200 · Travel Expenses | | | | |
| 5204210 · Travel - Local | 0 | 300 | (300) | 0% |
| 5204220 · Professional Development | 0 | 2,000 | (2,000) | 0% |
| 5204270 · Vehicle Expenses | 5,367 | 24,000 | (18,633) | 22% |
| Total 5204200 · Travel Expenses | 5,367 | 26,300 | (20,933) | 20% |
| 5205200 · Data Processing Expenses | | | | |
| 5205220 · Data Proc - Equipment Rental | 0 | 400 | (400) | 0% |
| 5205240 · Data Processing - Software | 18,326 | 17,500 | 826 | 105% |
| Total 5205200 · Data Processing Expenses | 18,326 | 17,900 | 426 | 102% |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|--|----------------|----------------|------------------|------------------------------|
| 5205300 · Printing Expenses | | | | |
| 5205310 · Copier Expense | 331 | 1,500 | (1,169) | 22% |
| 5205330 · Printing - Forms | 0 | 600 | (600) | 0% |
| 5205350 · Printing - Other | 25 | 600 | (575) | 4% |
| Total 5205300 · Printing Expenses | 356 | 2,700 | (2,344) | 13% |
| 5205400 · Utilities | | | | |
| 5205410 · Telephone | 335 | 1,300 | (965) | 26% |
| 5205415 · Cellular Phone | 212 | 1,550 | (1,338) | 14% |
| 5205417 · Internet - PD | 316 | 950 | (634) | 33% |
| 5205420 · Wireless Cards | 380 | 2,350 | (1,970) | 16% |
| 5205450 · Electricity | 511 | 4,000 | (3,489) | 13% |
| Total 5205400 · Utilities | 1,754 | 10,150 | (8,396) | 17% |
| 5205500 · Repairs & Building Improvements | | | | |
| 5205520 · Repairs - Building | 0 | 300 | (300) | 0% |
| 5205540 · Repairs- Machinery & Equipment | 0 | 700 | (700) | 0% |
| 5205550 · Repairs - Vehicles | 980 | 7,500 | (6,520) | 13% |
| Total 5205500 · Repairs & Building Improvements | 980 | 8,500 | (7,520) | 12% |
| 5205600 · Insurance | | | | |
| 5205610 · Insurance - Property | 400 | 1,600 | (1,200) | 25% |
| 5205620 · Insurance - Liability | 1,286 | 5,200 | (3,914) | 25% |
| 5205640 · Insurance - Vehicle | 555 | 2,600 | (2,045) | 21% |
| Total 5205600 · Insurance | 2,241 | 9,400 | (7,159) | 24% |
| 5205700 · Other Expenses | | | | |
| 5205752 · Employment Screening | 65 | 600 | (535) | 11% |
| 5205742 · Public Relations | 0 | 100 | (100) | 0% |
| 5205765 · Miscellaneous | 297 | 1,800 | (1,503) | 17% |
| Total 5205700 · Other Expenses | 362 | 2,500 | (2,138) | 14% |
| 5206400 · Minor Capital Outlay | | | | |
| 5206440 · Machinery & Equipment | 0 | 1,150 | (1,150) | 0% |
| 5206445 · Personal Protective Equipment | 0 | 2,000 | (2,000) | 0% |
| Total 5206400 · Minor Capital Outlay | 0 | 3,150 | (3,150) | 0% |
| Total 20 · Police | 145,139 | 582,326 | (437,187) | 25% |
| 25 · Municipal Court | | | | |
| 5251100 · Salaries & Wages | | | | |
| 5251140 · Municipal Judge | 1,320 | 6,000 | (4,680) | 22% |
| Total 5251100 · Salaries & Wages | 1,320 | 6,000 | (4,680) | 22% |
| 5251400 · Support Staff | | | | |
| 5251405 · Support Staff | 6,611 | 27,975 | (21,364) | 24% |
| 5251420 · Jury Fees | 0 | 200 | (200) | 0% |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|---------------|---------------|-----------------|------------------------------|
| 5251425 · City Prosecutor | 1,397 | 8,500 | (7,103) | 16% |
| 5251480 · Merit Raises | 0 | 850 | (850) | 0% |
| 5251490 · Overtime | 151 | 1,000 | (849) | 15% |
| Total 5251400 · Support Staff | 8,159 | 38,525 | (30,366) | 21% |
| 5252100 · Employee Benefits | | | | |
| 5252110 · Group Insurance | 1,358 | 5,440 | (4,082) | 25% |
| 5252135 · TMRS | 346 | 1,600 | (1,254) | 22% |
| 5252160 · Worker's Compensation | 27 | 110 | (83) | 25% |
| 5252170 · Payroll Taxes | 97 | 425 | (328) | 23% |
| 5252196 · Membership Dues | 0 | 80 | (80) | 0% |
| Total 5252100 · Employee Benefits | 1,828 | 7,655 | (5,827) | 24% |
| 5252300 · Contractual Services | | | | |
| 5252375 · Traffic Fines | 15,226 | 38,000 | (22,774) | 40% |
| Total 5252300 · Contractual Services | 15,226 | 38,000 | (22,774) | 40% |
| 5252500 · Operating Services | | | | |
| 5252540 · Computer Maintenance | 0 | 150 | (150) | 0% |
| Total 5252500 · Operating Services | 0 | 150 | (150) | 0% |
| 5253100 · General Supplies | | | | |
| 5253110 · Office Supplies | 17 | 75 | (58) | 23% |
| 5253140 · Uniforms | 0 | 75 | (75) | 0% |
| Total 5253100 · General Supplies | 17 | 150 | (133) | 11% |
| 5254200 · Travel Expenses | | | | |
| 5254210 · Travel - Local | 0 | 25 | (25) | 0% |
| 5254220 · Professional Development | 24 | 100 | (76) | 24% |
| Total 5254200 · Travel Expenses | 24 | 125 | (101) | 19% |
| 5255200 · Data Processing Expenses | | | | |
| 5255240 · Data Processing - SW Maint. | 1,687 | 1,735 | (48) | 97% |
| Total 5255200 · Data Processing Expenses | 1,687 | 1,735 | (48) | 97% |
| 5255300 · Printing Expense | | | | |
| 5255350 · Printing - Other | 0 | 150 | (150) | 0% |
| Total 5255300 · Printing Expense | 0 | 150 | (150) | 0% |
| 5255600 · Insurance | | | | |
| 5255620 · Insurance - Liability | 43 | 250 | (207) | 17% |
| 5255630 · Insurance - Fidelity Bond | 0 | 50 | (50) | 0% |
| Total 5255600 · Insurance | 43 | 300 | (257) | 14% |
| 5255700 · Other Expenses | | | | |
| 5255752 · Employment Screening | 0 | 35 | (35) | 0% |
| 5255765 · Miscellaneous | 0 | 75 | (75) | 0% |
| Total 5255700 · Other Expenses | 0 | 110 | (110) | 0% |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---------------------------------------|--------------|---------|----------------|------------------------------|
| Total 25 · Municipal Court | 28,304 | 92,900 | (64,596) | 30% |
| 30 · Fire | | | | |
| 5301100 · Salaries & Wages | | | | |
| 5301130 · Asst. Fire Chief | 9,000 | 39,000 | (30,000) | 23% |
| 5301140 · Fire Captains | 18,206 | 93,600 | (75,394) | 19% |
| 5301180 · Merit Raises - Staff | 0 | 2,000 | (2,000) | 0% |
| Total 5301100 · Salaries & Wages | 27,206 | 134,600 | (107,394) | 20% |
| 5301400 · Support Salaries | | | | |
| 5301440 · Firefighters | 46,458 | 196,200 | (149,742) | 24% |
| 5301480 · Merit Raises | 0 | 5,800 | (5,800) | 0% |
| 5301485 · Volunteer Incentive Program | 3,223 | 13,000 | (9,777) | 25% |
| Total 5301400 · Support Salaries | 49,681 | 215,000 | (165,319) | 23% |
| 5302100 · Employee Benefits | | | | |
| 5302135 · TMRS | 465 | 2,300 | (1,835) | 20% |
| 5302137 · Volunteer Retirement | 756 | 2,500 | (1,744) | 30% |
| 5302160 · Worker's Compensation | 2,959 | 12,500 | (9,541) | 24% |
| 5302170 · Payroll Taxes | 5,077 | 23,500 | (18,423) | 22% |
| 5302196 · Membership Dues | 1,230 | 2,000 | (770) | 62% |
| Total 5302100 · Employee Benefits | 10,487 | 42,800 | (32,313) | 25% |
| 5302300 · Contractual Services | | | | |
| 5302310 · Consultant Fees | 0 | 1,600 | (1,600) | 0% |
| 5302380 · Dispatch | 6,198 | 12,500 | (6,302) | 50% |
| 5302385 · Emergency Transport Service | 15,343 | 61,400 | (46,057) | 25% |
| Total 5302300 · Contractual Services | 21,541 | 75,500 | (53,959) | 29% |
| 5302500 · Operating Services | | | | |
| 5302510 · Maintenance Agreements | 140 | 10,505 | (10,365) | 1% |
| 5302540 · Computer Maintenance | 225 | 2,000 | (1,775) | 11% |
| 5302570 · Warning System Maintenance | 780 | 780 | 0 | 100% |
| 5302580 · Generator Maintenance | 0 | 1,380 | (1,380) | 0% |
| Total 5302500 · Operating Services | 1,145 | 14,665 | (13,520) | 8% |
| 5302600 · Special Expenses | | | | |
| 5302675 · National Night Out | 0 | 500 | (500) | 0% |
| Total 5302600 · Special Expenses | 0 | 500 | (500) | 0% |
| 5303100 · General Supplies | | | | |
| 5303110 · Office Supplies | 293 | 1,400 | (1,107) | 21% |
| 5303140 · Uniforms | 1,714 | 4,000 | (2,286) | 43% |
| 5303160 · Medical Supplies | 1,756 | 5,000 | (3,244) | 35% |
| 5303165 · Medical Support | 149 | 500 | (351) | 30% |
| 5303170 · Evidence Gathering | 0 | 50 | (50) | 0% |
| 5303175 · Education Aids | 0 | 50 | (50) | 0% |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|--------------|--------|----------------|------------------------------|
| Total 5303100 · General Supplies | 3,912 | 11,000 | (7,088) | 36% |
| 5303400 · Maintenance Supplies & Parts | | | | |
| 5303410 · Supplies - Custodial | 349 | 2,400 | (2,051) | 15% |
| 5303420 · Building Alarm Maintenance | 420 | 420 | 0 | 100% |
| Total 5303400 · Maintenance Supplies & Parts | 769 | 2,820 | (2,051) | 27% |
| 5304200 · Travel Expenses | | | | |
| 5304220 · Professional Development | 530 | 1,000 | (470) | 53% |
| 5304270 · Vehicle Expenses | 2,243 | 10,000 | (7,757) | 22% |
| Total 5304200 · Travel Expenses | 2,773 | 11,000 | (8,227) | 25% |
| 5305200 · Data Processing Expenses | | | | |
| 5305230 · Data Proc-Maintenance & Repair | 94 | 500 | (406) | 19% |
| 5305240 · Data Processing - Software | 1,783 | 2,850 | (1,067) | 63% |
| Total 5305200 · Data Processing Expenses | 1,877 | 3,350 | (1,473) | 56% |
| 5305300 · Printing Expense | | | | |
| 5305310 · Copier Expense | 655 | 3,100 | (2,445) | 21% |
| 5305330 · Printing - Forms | 0 | 100 | (100) | 0% |
| Total 5305300 · Printing Expense | 655 | 3,200 | (2,545) | 20% |
| 5305400 · Utilities | | | | |
| 5305410 · Telephone | 525 | 2,100 | (1,575) | 25% |
| 5305415 · Cellular Phone | 136 | 1,200 | (1,064) | 11% |
| 5305417 · Internet - Fire Dept. | 811 | 3,600 | (2,789) | 23% |
| 5305430 · Natural Gas | 196 | 1,200 | (1,004) | 16% |
| 5305450 · Electricity | 789 | 8,000 | (7,211) | 10% |
| Total 5305400 · Utilities | 2,457 | 16,100 | (13,643) | 15% |
| 5305500 · Repairs & Bldg Improvements | | | | |
| 5305520 · Repairs - Building | 729 | 4,500 | (3,771) | 16% |
| 5305540 · Repairs - Machinery & Equipment | 1,448 | 19,000 | (17,552) | 8% |
| 5305545 · Repairs - Apparatus | 1,755 | 12,000 | (10,245) | 15% |
| 5305550 · Repairs - Vehicles | 73 | 3,500 | (3,427) | 2% |
| Total 5305500 · Repairs & Bldg Improvements | 4,005 | 39,000 | (34,995) | 10% |
| 5305600 · Insurance | | | | |
| 5305610 · Insurance - Property | 0 | 60 | (60) | 0% |
| 5305620 · Insurance - Liability | 4,419 | 6,500 | (2,081) | 68% |
| 5305640 · Insurance - Vehicle | 2,442 | 10,000 | (7,558) | 24% |
| Total 5305600 · Insurance | 6,861 | 16,560 | (9,699) | 41% |
| 5305700 · Other Expenses | | | | |
| 5305705 · Postage | 0 | 200 | (200) | 0% |
| 5305752 · Employment Screening | 75 | 700 | (625) | 11% |
| 5305770 · Matching Fire Grant Expense | 0 | 50 | (50) | 0% |
| Total 5305700 · Other Expenses | 75 | 950 | (875) | 8% |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|----------------|----------------|------------------|------------------------------|
| 5306400 · Minor Capital Outlay | | | | |
| 5306440 · Machinery & Equipment | 0 | 10,800 | (10,800) | 0% |
| 5306445 · Personal Protective Equipment | 8,619 | 20,500 | (11,881) | 42% |
| Total 5306400 · Minor Capital Outlay | 8,619 | 31,300 | (22,681) | 28% |
| Total 30 · Fire | 142,063 | 618,345 | (476,282) | 23% |
| 40 · Community Services | | | | |
| 5401100 · Salaries & Wages | | | | |
| 5401135 · ACO/Code Enforcement Officer | 8,057 | 34,200 | (26,143) | 24% |
| 5401180 · Merit Raises - Staff | 0 | 1,025 | (1,025) | 0% |
| 5401190 · Overtime | 0 | 150 | (150) | 0% |
| Total 5401100 · Salaries & Wages | 8,057 | 35,375 | (27,318) | 23% |
| 5402100 · Employee Benefits | | | | |
| 5402110 · Group Insurance | 1,400 | 5,440 | (4,040) | 26% |
| 5402135 · TMRS | 422 | 2,000 | (1,578) | 21% |
| 5402160 · Worker's Compensation | 55 | 275 | (220) | 20% |
| 5402170 · Payroll Taxes | 139 | 550 | (411) | 25% |
| 5402190 · License | 0 | 200 | (200) | 0% |
| Total 5402100 · Employee Benefits | 2,016 | 8,465 | (6,449) | 24% |
| 5402300 · Contractual Services | | | | |
| 5402315 · Contract Building Inspections | 4,077 | 10,000 | (5,923) | 41% |
| 5402325 · Fire Inspections | 0 | 600 | (600) | 0% |
| 5402370 · Impound Fees | 225 | 2,000 | (1,775) | 11% |
| Total 5402300 · Contractual Services | 4,302 | 12,600 | (8,298) | 34% |
| 5402500 · Operating Services | | | | |
| 5402540 · Computer Maintenance | 0 | 100 | (100) | 0% |
| Total 5402500 · Operating Services | 0 | 100 | (100) | 0% |
| 5402600 · Special Expenses | | | | |
| 5402685 · Clean up Day | 0 | 100 | (100) | 0% |
| Total 5402600 · Special Expenses | 0 | 100 | (100) | 0% |
| 5403100 · General Supplies | | | | |
| 5403110 · Office Supplies | 0 | 125 | (125) | 0% |
| 5403120 · Animal Care | 0 | 150 | (150) | 0% |
| 5403122 · Pet Supplies | 70 | 200 | (130) | 35% |
| 5403140 · Uniforms | 116 | 350 | (234) | 33% |
| Total 5403100 · General Supplies | 186 | 825 | (639) | 23% |
| 5403400 · Maintenance Supplies & Parts | | | | |
| 5403460 · Miscellaneous | 0 | 100 | (100) | 0% |
| Total 5403400 · Maintenance Supplies & Parts | 0 | 100 | (100) | 0% |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|---------------|----------------|------------------|------------------------------|
| 5404200 · Travel Expenses | | | | |
| 5404210 · Travel - Local | 0 | 25 | (25) | 0% |
| 5404220 · Professional Development | 0 | 200 | (200) | 0% |
| 5404270 · Vehicle Expenses | 372 | 1,800 | (1,428) | 21% |
| Total 5404200 · Travel Expenses | 372 | 2,025 | (1,653) | 18% |
| 5405200 · Data Processing Expenses | | | | |
| 5405230 · Data Proc-Maintenance & Repairs | 0 | 100 | (100) | 0% |
| Total 5405200 · Data Processing Expenses | 0 | 100 | (100) | 0% |
| 5405300 · Printing Expense | | | | |
| 5405330 · Printing - Forms | 0 | 150 | (150) | 0% |
| Total 5405300 · Printing Expense | 0 | 150 | (150) | 0% |
| 5405400 · Utilities | | | | |
| 5405415 · Cellular Phone | 83 | 700 | (617) | 12% |
| Total 5405400 · Utilities | 83 | 700 | (617) | 12% |
| 5405600 · Insurance | | | | |
| 5405610 · Insurance - Property | 2 | 8 | (6) | 25% |
| 5405620 · Insurance - Liability | 51 | 205 | (154) | 25% |
| 5405640 · Insurance - Vehicle | 131 | 525 | (394) | 25% |
| Total 5405600 · Insurance | 184 | 738 | (554) | 25% |
| 5405700 · Other Expenses | | | | |
| 5405765 · Miscellaneous | 65 | 100 | (35) | 65% |
| Total 5405700 · Other Expenses | 65 | 100 | (35) | 65% |
| 5406400 · Minor Capital Outlay | | | | |
| 5406440 · Machinery & Equipment | 0 | 826 | (826) | 0% |
| Total 5406400 · Minor Capital Outlay | 0 | 826 | (826) | 0% |
| Total 40 · Community Services | 15,265 | 62,204 | (46,939) | 25% |
| 45 · Solid Waste | | | | |
| 5455400 · Utilities | | | | |
| 5455465 · Solidwaste Pickup (Garbage) | 33,045 | 198,000 | (164,955) | 17% |
| Total 5455400 · Utilities | 33,045 | 198,000 | (164,955) | 17% |
| Total 45 · Solid Waste | 33,045 | 198,000 | (164,955) | 17% |
| 50 · Streets | | | | |
| 5501400 · Support Staff | | | | |
| 5501415 · Maintenance Crew | 4,018 | 22,500 | (18,482) | 18% |
| 5501480 · Merit Raises | 0 | 700 | (700) | 0% |
| 5501490 · Overtime | 77 | 1,500 | (1,423) | 5% |
| 5501500 · Streets - On Call | 0 | 750 | (750) | 0% |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|--------------|--------|----------------|------------------------------|
| Total 5501400 · Support Staff | 4,095 | 25,450 | (21,355) | 16% |
| 5502100 · Employee Benefits | | | | |
| 5502110 · Group Insurance | 905 | 5,440 | (4,535) | 17% |
| 5502135 · TMRS | 212 | 1,350 | (1,138) | 16% |
| 5502160 · Worker's Compensation | 436 | 1,745 | (1,309) | 25% |
| 5502170 · Payroll Taxes | 59 | 375 | (316) | 16% |
| 5502190 · License | 0 | 122 | (122) | 0% |
| Total 5502100 · Employee Benefits | 1,612 | 9,032 | (7,420) | 18% |
| 5502200 · Special Services | | | | |
| 5502280 · NCTCOG- SWMP Fees | 2,425 | 6,250 | (3,825) | 39% |
| Total 5502200 · Special Services | 2,425 | 6,250 | (3,825) | 39% |
| 5502600 · Special Expenses | | | | |
| 5502620 · Emergency Clean Up | 0 | 2,500 | (2,500) | 0% |
| Total 5502600 · Special Expenses | 0 | 2,500 | (2,500) | 0% |
| 5503100 · General Supplies | | | | |
| 5503110 · Office Supplies | 0 | 100 | (100) | 0% |
| 5503140 · Uniforms | 224 | 400 | (176) | 56% |
| Total 5503100 · General Supplies | 224 | 500 | (276) | 45% |
| 5503400 · Maintenance Supplies & Parts | | | | |
| 5503405 · Drainage Maintenance | 0 | 500 | (500) | 0% |
| 5503420 · Supplies - Street Signs | 380 | 2,000 | (1,620) | 19% |
| 5503460 · Miscellaneous | 16 | 214 | (198) | 7% |
| Total 5503400 · Maintenance Supplies & Parts | 396 | 2,714 | (2,318) | 15% |
| 5504200 · Travel Expenses | | | | |
| 5504220 · Professional Development | 0 | 500 | (500) | 0% |
| 5504270 · Vehicle Expenses | 844 | 6,000 | (5,156) | 14% |
| Total 5504200 · Travel Expenses | 844 | 6,500 | (5,656) | 13% |
| 5505300 · Printing Expense | | | | |
| 5505350 · Printing - Other | 0 | 300 | (300) | 0% |
| Total 5505300 · Printing Expense | 0 | 300 | (300) | 0% |
| 5505400 · Utilities | | | | |
| 5505450 · Electricity | 7,305 | 45,500 | (38,195) | 16% |
| Total 5505400 · Utilities | 7,305 | 45,500 | (38,195) | 16% |
| 5505500 · Repairs & Bldg Improvements | | | | |
| 5405520 · Repairs - Building | 0 | 1,000 | (1,000) | 0% |
| 5505540 · Repairs - Machinery & Equipment | 162 | 3,000 | (2,838) | 5% |
| 5505550 · Repairs - Vehicles | 1,007 | 2,500 | (1,493) | 40% |
| 5505560 · Repairs -Street Maint.& Repairs | 10,682 | 50,000 | (39,318) | 21% |
| 5505565 · Repairs - Infrastruct Drainage | 1,851 | 5,000 | (3,149) | 37% |

**City of Ovilla General Fund
Profit & Loss Budget vs. Actual
October through December 2012**

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|---------------|----------------|------------------|------------------------------|
| 5505590 · Repairs - Other | 180 | 1,500 | (1,320) | 12% |
| Total 5505500 · Repairs & Bldg Improvements | 13,882 | 63,000 | (49,118) | 22% |
| 5505600 · Insurance | | | | |
| 5505610 · Insurance - Property | 40 | 100 | (60) | 40% |
| 5505620 · Insurance - Liability | 245 | 1,000 | (755) | 25% |
| 5505640 · Insurance - Vehicle | 795 | 3,400 | (2,605) | 23% |
| Total 5505600 · Insurance | 1,080 | 4,500 | (3,420) | 24% |
| 5505700 · Other Expenses | | | | |
| 5505752 · Employment Screening | 90 | 100 | (10) | 90% |
| Total 5505700 · Other Expenses | 90 | 100 | (10) | 90% |
| 5506400 · Minor Capital Outlay | | | | |
| 5506440 · Machinery & Equipment | 0 | 8,100 | (8,100) | 0% |
| 5506445 · Personal Protective Equipment | 0 | 300 | (300) | 0% |
| 5506490 · Other | 0 | 500 | (500) | 0% |
| Total 5506400 · Minor Capital Outlay | 0 | 8,900 | (8,900) | 0% |
| 5507400 · Capitalized Assets | | | | |
| 5507440 · Machinery & Equipment | 0 | 8,000 | (8,000) | 0% |
| 5507460 · Infrastructure | 0 | 148,000 | (148,000) | 0% |
| Total 5507400 · Capitalized Assets | 0 | 156,000 | (156,000) | 0% |
| Total 50 · Streets | 31,953 | 331,246 | (299,293) | 10% |
| 60 · Parks | | | | |
| 5602400 · Rentals | | | | |
| 5602490 · Rental - Other | 629 | 2,900 | (2,271) | 22% |
| Total 5602400 · Rentals | 629 | 2,900 | (2,271) | 22% |
| 5602600 · Special Expenses | | | | |
| 5602680 · Heritage Day | 0 | 8,000 | (8,000) | 0% |
| Total 5602600 · Special Expenses | 0 | 8,000 | (8,000) | 0% |
| 5603400 · Maintenance Supplies & Parts | | | | |
| 5603460 · Miscellaneous | 0 | 250 | (250) | 0% |
| Total 5603400 · Maintenance Supplies & Parts | 0 | 250 | (250) | 0% |
| 5605400 · Utilities | | | | |
| 5605450 · Electricity | 1,444 | 9,000 | (7,556) | 16% |
| Total 5605400 · Utilities | 1,444 | 9,000 | (7,556) | 16% |
| 5605500 · Repairs & Bldg Improvements | | | | |
| 5605530 · REPAIRS-IMP OTHER THAN BLDGS | 200 | 1,500 | (1,300) | 13% |
| Total 5605500 · Repairs & Bldg Improvements | 200 | 1,500 | (1,300) | 13% |
| 5605600 · Insurance | | | | |

City of Ovilla General Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|----------------|------------------|--------------------|------------------------------|
| 5605610 · Insurance - Property | 0 | 160 | (160) | 0% |
| 5605620 · Insurance - Liability | 12 | 50 | (38) | 24% |
| Total 5605600 · Insurance | 12 | 210 | (198) | 6% |
| 5605700 · Other Expenses | | | | |
| 5605765 · Miscellaneous | 130 | 200 | (70) | 65% |
| Total 5605700 · Other Expenses | 130 | 200 | (70) | 65% |
| 5606400 · Minor Capital Outlay | | | | |
| 5606410 · Land Improvements | 96 | 500 | (404) | 19% |
| 5606440 · Machinery & Equipment | 241 | 500 | (259) | 48% |
| Total 5606400 · Minor Capital Outlay | 337 | 1,000 | (663) | 34% |
| 5607400 · Capitalized Assets | | | | |
| 5607440 · Machinery & Equipment | 0 | 3,000 | (3,000) | 0% |
| Total 5607400 · Capitalized Assets | 0 | 3,000 | (3,000) | 0% |
| Total 60 · Parks | 2,752 | 26,060 | (23,308) | 11% |
| Total Expense | 468,906 | 2,324,531 | (1,855,625) | 20% |
| Net Income | 496,958 | 0 | 496,958 | 100% |

Ovilla W&S Utility Fund
Profit & Loss Budget vs. Actual
October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|--|----------------|------------------|-----------------|------------------------------|
| Income | | | | |
| 4000400 · Charges for Services | | | | |
| 4000460 · Water Sales | 289,226 | 1,100,000 | -810,774 | 26% |
| 4000461 · Sewer Service | 42,037 | 150,000 | -107,963 | 28% |
| 4000465 · Water & Sewer Penalties | 5,731 | 19,000 | -13,269 | 30% |
| 4000471 · Reconnect Fees | 1,443 | 5,000 | -3,557 | 29% |
| 4000473 · Connect Fees | 475 | 2,000 | -1,525 | 24% |
| 4000478 · Infrastructure Improvement Fee | 15,029 | 55,000 | -39,971 | 27% |
| 4000480 · Solid Waste Fees (Garbage) | 1,167 | | | |
| Total 4000400 · Charges for Services | 355,108 | 1,331,000 | -975,892 | 27% |
| 4000800 · Other Revenue | | | | |
| 4000840 · Interest Earned | 699 | 2,500 | -1,801 | 28% |
| 4000890 · Misc Other Revenue | 1,250 | 5,000 | -3,750 | 25% |
| Total 4000800 · Other Revenue | 1,949 | 7,500 | -5,551 | 26% |
| Total Income | 357,057 | 1,338,500 | -981,443 | 27% |
| Gross Profit | 357,057 | 1,338,500 | -981,443 | 27% |
| Expense | | | | |
| 70 · Administration | | | | |
| 5701100 · Salaries & Wages | | | | |
| 5701120 · Part Time Admin. Support | 371 | 2,550 | -2,179 | 15% |
| 5701110 · City Administrator | 4,889 | 21,220 | -16,331 | 23% |
| 5701115 · City Secretary | 2,714 | 12,225 | -9,511 | 22% |
| 5701117 · Finance Accountant | 3,147 | 12,500 | -9,353 | 25% |
| 5701130 · Public Works Director | 10,894 | 46,150 | -35,256 | 24% |
| 5701180 · Merit Raises, Staff | 0 | 2,100 | -2,100 | 0% |
| Total 5701100 · Salaries & Wages | 22,015 | 96,745 | -74,730 | 23% |
| 5702100 · Employee Benefits | | | | |
| 5702110 · Group Insurance | 1,358 | 5,440 | -4,082 | 25% |
| 5702135 · TMRS | 569 | 2,700 | -2,131 | 21% |
| 5702170 · Payroll Taxes | 160 | 800 | -640 | 20% |
| Total 5702100 · Employee Benefits | 2,087 | 8,940 | -6,853 | 23% |
| 5702200 · Special Services | | | | |
| 5702230 · Legal Fees | 0 | 1,382 | -1,382 | 0% |
| 5702240 · Audit | 2,928 | 5,600 | -2,672 | 52% |
| 5702250 · Accounting | 0 | 1,500 | -1,500 | 0% |
| Total 5702200 · Special Services | 2,928 | 8,482 | -5,554 | 35% |
| 5702300 · Contractual Services /Personnel | | | | |
| 5702310 · Consultant Fees | 0 | 5,000 | -5,000 | 0% |
| Total 5702300 · Contractual Services /Personnel | 0 | 5,000 | -5,000 | 0% |
| 5703100 · General Supplies | | | | |

Ovilla W&S Utility Fund
Profit & Loss Budget vs. Actual
October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|---------------|----------------|-----------------|------------------------------|
| 5703110 · Office Supplies | 157 | 800 | -643 | 20% |
| Total 5703100 · General Supplies | 157 | 800 | -643 | 20% |
| 5703400 · Maintenance Supplies / Parts | | | | |
| 5703410 · Supplies - Custodial | 0 | 200 | -200 | 0% |
| Total 5703400 · Maintenance Supplies / Parts | 0 | 200 | -200 | 0% |
| 5704200 · Travel Expenses | | | | |
| 5704210 · Travel - Local | 0 | 200 | -200 | 0% |
| 5704220 · Professional Development | 0 | 750 | -750 | 0% |
| Total 5704200 · Travel Expenses | 0 | 950 | -950 | 0% |
| 5705200 · Data Processing Expenses | | | | |
| 5705240 · Data Processing - Software | 0 | 1,000 | -1,000 | 0% |
| Total 5705200 · Data Processing Expenses | 0 | 1,000 | -1,000 | 0% |
| 5705300 · Printing Expense | | | | |
| 5705350 · Printing - Other | 0 | 250 | -250 | 0% |
| Total 5705300 · Printing Expense | 0 | 250 | -250 | 0% |
| 5705400 · Utilities | | | | |
| 5705410 · Telephone | 311 | 1,300 | -989 | 24% |
| 5705415 · Cellular Phone | 74 | 1,100 | -1,026 | 7% |
| 5705417 · Internet | 192 | 800 | -608 | 24% |
| Total 5705400 · Utilities | 577 | 3,200 | -2,623 | 18% |
| 5705700 · Other Expenses | | | | |
| 5705705 · Postage | 1,198 | 6,000 | -4,802 | 20% |
| 5705740 · Advertising | 0 | 500 | -500 | 0% |
| 5705760 · Bank Service Charge | 42 | 250 | -208 | 17% |
| 5705765 · Miscellaneous | 0 | 100 | -100 | 0% |
| 5705775 · Credit Card Transaction Fee | 800 | 3,400 | -2,600 | 24% |
| Total 5705700 · Other Expenses | 2,040 | 10,250 | -8,210 | 20% |
| 5706400 · Minor Capital Outlay | | | | |
| 5706440 · Machinery & Equipment | 0 | 500 | -500 | 0% |
| Total 5706400 · Minor Capital Outlay | 0 | 500 | -500 | 0% |
| 5709000 · Reserve | | | | |
| 5708215 · Transfer Out - General Fund | 29,075 | 116,301 | -87,226 | 25% |
| 5709002 · Capital Improv. Water Reserve | 0 | 84,000 | -84,000 | 0% |
| 5709003 · Capital Improv. Sewer Reserve | 0 | 18,659 | -18,659 | 0% |
| 5709010 · Administrative Reserves | 0 | 10,000 | -10,000 | 0% |
| Total 5709000 · Reserve | 29,075 | 228,960 | -199,885 | 13% |
| Total 70 · Administration | 58,879 | 365,277 | -306,398 | 16% |
| 75 · Water | | | | |

Ovilla W&S Utility Fund
Profit & Loss Budget vs. Actual
October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|---------------|---------------|----------------|------------------------------|
| 5751100 · Salaries & Wages | | | | |
| 5751133 · Superintendent | 10,020 | 44,000 | -33,980 | 23% |
| 5751180 · Merit Raises - Staff | 0 | 1,350 | -1,350 | 0% |
| Total 5751100 · Salaries & Wages | 10,020 | 45,350 | -35,330 | 22% |
| 5751400 · Support Salaries | | | | |
| 5751405 · Support Staff | 5,974 | 27,000 | -21,026 | 22% |
| 5751415 · Maintenance Crew | 11,531 | 49,000 | -37,469 | 24% |
| 5751430 · Seasonal Crew | 0 | 2,000 | -2,000 | 0% |
| 5751450 · Certification Pay | 173 | 1,200 | -1,027 | 14% |
| 5751480 · Merit Raises | 0 | 2,250 | -2,250 | 0% |
| 5751490 · Overtime | 557 | 4,000 | -3,443 | 14% |
| 5751500 · Water - On Call | 100 | 1,000 | -900 | 10% |
| Total 5751400 · Support Salaries | 18,335 | 86,450 | -68,115 | 21% |
| 5752100 · Employee Benefits | | | | |
| 5752110 · Group Insurance | 5,558 | 22,000 | -16,442 | 25% |
| 5752135 · TMRS | 1,591 | 7,000 | -5,409 | 23% |
| 5752160 · Worker's Compensation | 696 | 2,800 | -2,104 | 25% |
| 5752170 · Payroll Taxes | 507 | 2,000 | -1,493 | 25% |
| 5752190 · Licenses | 0 | 222 | -222 | 0% |
| Total 5752100 · Employee Benefits | 8,352 | 34,022 | -25,670 | 25% |
| 5752300 · Contractual Services/Personnel | | | | |
| 5752350 · Contract Labor - Company | 0 | 1,500 | -1,500 | 0% |
| 5752380 · Dispatch | 4,355 | 9,230 | -4,875 | 47% |
| Total 5752300 · Contractual Services/Personnel | 4,355 | 10,730 | -6,375 | 41% |
| 5752400 · Rentals | | | | |
| 5752420 · Rental - Machinery & Equipment | 99 | 500 | -401 | 20% |
| 5752490 · Rental - Other | 0 | 200 | -200 | 0% |
| Total 5752400 · Rentals | 99 | 700 | -601 | 14% |
| 5752500 · Operating Services | | | | |
| 5752580 · Water Testing | 1,366 | 4,000 | -2,634 | 34% |
| 5752590 · TCEQ Fees | 2,690 | 3,000 | -310 | 90% |
| Total 5752500 · Operating Services | 4,056 | 7,000 | -2,944 | 58% |
| 5753100 · General Supplies | | | | |
| 5753140 · Uniforms | 1,413 | 1,500 | -87 | 94% |
| Total 5753100 · General Supplies | 1,413 | 1,500 | -87 | 94% |
| 5753400 · Maintenance Supplies & Parts | | | | |
| 5753460 · Miscellaneous | 97 | 250 | -153 | 39% |
| Total 5753400 · Maintenance Supplies & Parts | 97 | 250 | -153 | 39% |
| 5754200 · Travel Expenses | | | | |
| 5754220 · Professional Development | 0 | 1,000 | -1,000 | 0% |

Ovilla W&S Utility Fund
Profit & Loss Budget vs. Actual
October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|--|---------------|----------------|-----------------|------------------------------|
| 5754270 · Vehicle Expenses | 1,329 | 9,000 | -7,671 | 15% |
| Total 5754200 · Travel Expenses | 1,329 | 10,000 | -8,671 | 13% |
| 5755200 · Data Processing Expenses | | | | |
| 5755230 · Data Proc-Maintenance & Repairs | 3,434 | 4,500 | -1,066 | 76% |
| 5755240 · Data Processing - Software | 0 | 500 | -500 | 0% |
| 5755250 · Data Proc - Computer Repair | 0 | 500 | -500 | 0% |
| 5755200 · Data Processing Expenses - Other | 371 | | | |
| Total 5755200 · Data Processing Expenses | 3,805 | 5,500 | -1,695 | 69% |
| 5755300 · Printing Expenses | | | | |
| 5755310 · Copier Expense | 657 | 2,700 | -2,043 | 24% |
| 5755350 · Printing - Other | 0 | 1,500 | -1,500 | 0% |
| Total 5755300 · Printing Expenses | 657 | 4,200 | -3,543 | 16% |
| 5755400 · Utilities | | | | |
| 5755415 · Cellular Phone | 228 | 900 | -672 | 25% |
| 5755450 · Electricity | 3,374 | 28,370 | -24,996 | 12% |
| 5755460 · Water, wholesale | 48,847 | 375,000 | -326,153 | 13% |
| Total 5755400 · Utilities | 52,449 | 404,270 | -351,821 | 13% |
| 5755500 · Repairs & Building Improvements | | | | |
| 5755540 · Repairs- Machinery & Equipment | 385 | 8,000 | -7,615 | 5% |
| 5755550 · Repairs - Vehicles | 299 | 2,000 | -1,701 | 15% |
| 5755570 · Inventory Expense | 4,344 | 18,705 | -14,361 | 23% |
| 5755590 · Repairs - Other | 224 | 4,601 | -4,377 | 5% |
| Total 5755500 · Repairs & Building Improvements | 5,252 | 33,306 | -28,054 | 16% |
| 5755600 · Insurance | | | | |
| 5755610 · Insurance - Property | 648 | 2,600 | -1,952 | 25% |
| 5755620 · Insurance - Liability | 432 | 1,750 | -1,318 | 25% |
| 5755640 · Insurance - Vehicle | 459 | 2,000 | -1,541 | 23% |
| Total 5755600 · Insurance | 1,539 | 6,350 | -4,811 | 24% |
| 5755700 · Other Expenses | | | | |
| 5755752 · Employment Screening | 0 | 300 | -300 | 0% |
| Total 5755700 · Other Expenses | 0 | 300 | -300 | 0% |
| 5756400 · Minor Capital Outlay | | | | |
| 5756440 · Machinery & Equipment | 270 | 1,000 | -730 | 27% |
| 5756490 · Other | 30 | 500 | -470 | 6% |
| Total 5756400 · Minor Capital Outlay | 300 | 1,500 | -1,200 | 20% |
| 5757400 · Capitalized Assets | | | | |
| 5757470 · Infrastructure - Water | 0 | 6,000 | -6,000 | 0% |
| Total 5757400 · Capitalized Assets | 0 | 6,000 | -6,000 | 0% |
| 5757900 · Long-Term Debt | | | | |

Ovilla W&S Utility Fund
Profit & Loss Budget vs. Actual
October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|----------------|----------------|-----------------|------------------------------|
| 5758225 · Transfer out to Debt Fund | 40,653 | 162,610 | -121,957 | 25% |
| Total 5757900 · Long-Term Debt | 40,653 | 162,610 | -121,957 | 25% |
| Total 75 · Water | 152,711 | 820,038 | -667,327 | 19% |
| 80 · Sewer | | | | |
| 5801400 · Support Salaries | | | | |
| 5801405 · Support Staff | 2,390 | 8,800 | -6,410 | 27% |
| 5801415 · Maintenance Crew | 12,018 | 52,000 | -39,982 | 23% |
| 5801450 · Certification Pay | 92 | 1,200 | -1,108 | 8% |
| 5801480 · Merit Raises | 0 | 2,000 | -2,000 | 0% |
| 5801490 · Overtime | 614 | 1,800 | -1,186 | 34% |
| 5801500 · Sewer - On Call | 250 | 850 | -600 | 29% |
| Total 5801400 · Support Salaries | 15,364 | 66,650 | -51,286 | 23% |
| 5802100 · Employee Benefits | | | | |
| 5802110 · Group Insurance | 2,715 | 10,900 | -8,185 | 25% |
| 5802135 · TMRS | 662 | 3,500 | -2,838 | 19% |
| 5802160 · Worker's Compensation-Sewer | 669 | 2,700 | -2,031 | 25% |
| 5802170 · Payroll Taxes | 186 | 875 | -689 | 21% |
| 5802190 · Licenses | 0 | 222 | -222 | 0% |
| Total 5802100 · Employee Benefits | 4,232 | 18,197 | -13,965 | 23% |
| 5802300 · Contractual Services/Personnel | | | | |
| 5802350 · Contract Labor - Company | 205 | 2,400 | -2,195 | 9% |
| Total 5802300 · Contractual Services/Personnel | 205 | 2,400 | -2,195 | 9% |
| 5802500 · Operating Services | | | | |
| 5802515 · Sardis Collection Expense | 515 | 2,400 | -1,885 | 21% |
| 5802590 · TCEQ Fees - Sewer | 0 | 60 | -60 | 0% |
| Total 5802500 · Operating Services | 515 | 2,460 | -1,945 | 21% |
| 5803100 · General Supplies | | | | |
| 5803140 · Uniforms | 835 | 1,000 | -165 | 84% |
| Total 5803100 · General Supplies | 835 | 1,000 | -165 | 84% |
| 5803400 · Maintenance Supplies & Parts | | | | |
| 5803460 · Miscellaneous | 0 | 343 | -343 | 0% |
| Total 5803400 · Maintenance Supplies & Parts | 0 | 343 | -343 | 0% |
| 5804200 · Travel Expenses | | | | |
| 5804220 · Professional Development | 0 | 500 | -500 | 0% |
| 5804270 · Vehicle Expense | 182 | 1,600 | -1,418 | 11% |
| Total 5804200 · Travel Expenses | 182 | 2,100 | -1,918 | 9% |
| 5805400 · Utilities | | | | |
| 5805450 · Electricity | 679 | 3,300 | -2,621 | 21% |
| 5805463 · TRA Wastewater Treatment | 9,010 | 41,000 | -31,990 | 22% |

Ovilla W&S Utility Fund
Profit & Loss Budget vs. Actual
October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|--|--------------|-----------|----------------|------------------------------|
| Total 5805400 · Utilities | 9,689 | 44,300 | -34,611 | 22% |
| 5805500 · Repairs & Bldg Improvements | | | | |
| 5805510 · Repairs - Land Improvements | 0 | 300 | -300 | 0% |
| 5805540 · Repairs - Machinery & Equipment | 0 | 6,000 | -6,000 | 0% |
| 5805570 · Inventory Expense | 0 | 750 | -750 | 0% |
| 5805590 · Repairs - Other | 1,601 | 5,000 | -3,399 | 32% |
| Total 5805500 · Repairs & Bldg Improvements | 1,601 | 12,050 | -10,449 | 13% |
| 5805600 · Insurance | | | | |
| 5805610 · Insurance - Property | 14 | 100 | -86 | 14% |
| 5805620 · Insurance - Liability | 84 | 335 | -251 | 25% |
| 5805640 · Insurance - Vehicle | 10 | 50 | -40 | 20% |
| Total 5805600 · Insurance | 108 | 485 | -377 | 22% |
| 5805700 · Other Expenses | | | | |
| 5805752 · Employment Screening | 0 | 200 | -200 | 0% |
| Total 5805700 · Other Expenses | 0 | 200 | -200 | 0% |
| 5807400 · Capitalized Assets | | | | |
| 5807440 · Machinery & Equipment | 0 | 3,000 | -3,000 | 0% |
| Total 5807400 · Capitalized Assets | 0 | 3,000 | -3,000 | 0% |
| Total 80 · Sewer | 32,731 | 153,185 | -120,454 | 21% |
| Total Expense | 244,321 | 1,338,500 | -1,094,179 | 18% |
| Net Income | 112,736 | 0 | 112,736 | 100% |

Ovilla Debt Service
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|--|----------------|----------------|------------------|---------------------------------|
| Income | | | | |
| 4000100 · Taxes | | | | |
| 4000107 · Ad Valorem, Current I & S | 263,220 | 425,942 | (162,722) | 62% |
| 4000111 · Ad Valorem, Delinquent I & S | 589 | 7,000 | (6,411) | 8% |
| 4000114 · Interest/Penalties - I & S | 244 | 4,000 | (3,756) | 6% |
| Total 4000100 · Taxes | 264,053 | 436,942 | (172,889) | 60% |
| 4000800 · Other Revenue | | | | |
| 4000840 · Interest Earned | 84 | 1,000 | (916) | 8% |
| 4000900 · Reduction of Reserve Fund Bal. | 0 | 36,873 | (36,873) | 0% |
| 4000930 · Transfer In - Water & Sewer | 40,653 | 162,610 | (121,957) | 25% |
| Total 4000800 · Other Revenue | 40,737 | 200,483 | (159,746) | 20% |
| Total Income | 304,790 | 637,425 | (332,635) | 48% |
| Expense | | | | |
| 5157900 · Long-Term Debt | | | | |
| 5157930 · Paying Agent Fees | 0 | 500 | (500) | 0% |
| 5157935 · 2011 Bond Issue Principle | 0 | 400,000 | (400,000) | 0% |
| 5157940 · 2011 Bond Issue Interest | 0 | 225,425 | (225,425) | 0% |
| Total 5157900 · Long-Term Debt | 0 | 625,925 | (625,925) | 0% |
| 5159000 · Reserves | | | | |
| 5159015 · Debt Reserves | 0 | 11,500 | (11,500) | 0% |
| Total 5159000 · Reserves | 0 | 11,500 | (11,500) | 0% |
| Total Expense | 0 | 637,425 | (637,425) | 0% |
| Net Income | 304,790 | 0 | 304,790 | 100% |

City of Ovilla Capital Projects Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|--|--------------|------------|----------------|---------------------------------|
| Income | | | | |
| 4000800 · Other Revenue | | | | |
| 4000845 · Interest Earned - Texstar | 1 | 2 | -1 | 50% |
| 4000850 · Interest Earned - Prosperity | 65 | 250 | -185 | 26% |
| Total 4000800 · Other Revenue | 66 | 252 | -186 | 26% |
| Total Income | 66 | 252 | -186 | 26% |
| Expense | | | | |
| 5879000 · Reserves | | | | |
| 5879010 · Admin Reserves | 0 | 252 | -252 | 0% |
| Total 5879000 · Reserves | 0 | 252 | -252 | 0% |
| Total Expense | 0 | 252 | -252 | 0% |
| Net Income | 66 | 0 | 66 | 100% |

City of Ovilla - Park Impact Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|--------------|--------------|----------------|---------------------------------|
| Income | | | | |
| 4000400 · Charges for Services | | | | |
| 4000460 · Park Impact | 669 | 1,300 | (631) | 51% |
| Total 4000400 · Charges for Services | 669 | 1,300 | (631) | 51% |
| 4000800 · Other Revenue | | | | |
| 4000840 · Interest Earned | 3 | 15 | (12) | 20% |
| 4000900 · Reduction of Fund Balance | 0 | 2,185 | (2,185) | 0% |
| Total 4000800 · Other Revenue | 3 | 2,200 | (2,197) | 0% |
| Total Income | 672 | 3,500 | (2,828) | 19% |
| Expense | | | | |
| 5606400 · Minor Capital Outlay | | | | |
| 5606410 · Land Improvements | 0 | 500 | (500) | 0% |
| 5606440 · Machinery and Equipment | 0 | 3,000 | (3,000) | 0% |
| Total 5606400 · Minor Capital Outlay | 0 | 3,500 | (3,500) | 0% |
| Total Expense | 0 | 3,500 | (3,500) | 0% |
| Net Income | 672 | 0 | 672 | 100% |

Ovilla W&S Impact Fee Fund
Profit & Loss Budget vs. Actual
October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|--------------|--------------|----------------|---------------------------------|
| Income | | | | |
| 4000400 · Charges for Services | | | | |
| 4000476 · Water Impact Fee | 0 | 1,105 | (1,105) | 0% |
| 4000477 · Sewer Impact Fee | 87 | 0 | 87 | 100% |
| Total 4000400 · Charges for Services | 87 | 1,105 | (1,018) | 8% |
| | | | | |
| 4000800 · Other Revenue | | | | |
| 4000840 · Interest Earned | 46 | 150 | (104) | 31% |
| Total 4000800 · Other Revenue | 46 | 150 | (104) | 31% |
| | | | | |
| Total Income | 133 | 1,255 | (1,122) | 11% |
| | | | | |
| Expense | | | | |
| 5859000 · Reserves | | | | |
| 5859020 · Water Impact Fees Reserve | 0 | 1,205 | (1,205) | 0% |
| 5859030 · Sewer Impact Fees Reserve | 0 | 50 | (50) | 0% |
| Total 5859000 · Reserves | 0 | 1,255 | (1,255) | 0% |
| | | | | |
| Total Expense | 0 | 1,255 | (1,255) | 0% |
| | | | | |
| Net Income | 133 | 0 | 133 | 100% |

Ovilla 4B Economic Development Corporation
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|--|---------------|---------------|-----------------|---------------------------------|
| Income | | | | |
| 4000100 · Taxes | | | | |
| 4000120 · Sales tax | 20,248 | 75,000 | (54,752) | 27% |
| Total 4000100 · Taxes | 20,248 | 75,000 | (54,752) | 27% |
| 4000800 · Other Revenue | | | | |
| 4000840 · Interest Income | 197 | 650 | (453) | 30% |
| Total 4000800 · Other Revenue | 197 | 650 | (453) | 30% |
| Total Income | 20,445 | 75,650 | (55,205) | 27% |
| Expense | | | | |
| 8102200 · Special Services | | | | |
| 8102220 · Website Support & Maintenance | 0 | 1,000 | (1,000) | 0% |
| 8102230 · Legal Fees | 0 | 500 | (500) | 0% |
| 8102240 · Audit | 0 | 1,590 | (1,590) | 0% |
| Total 8102200 · Special Services | 0 | 3,090 | (3,090) | 0% |
| 8102300 · Consultant Services | | | | |
| 8102310 · Consultant Fees | 0 | 2,500 | (2,500) | 0% |
| 8102350 · Contract Labor | 0 | 45,000 | (45,000) | 0% |
| Total 8102300 · Consultant Services | 0 | 47,500 | (47,500) | 0% |
| 8103100 · General Supplies | | | | |
| 8103110 · Office Supplies | 0 | 100 | (100) | 0% |
| Total 8103100 · General Supplies | 0 | 100 | (100) | 0% |
| 8104200 · Travel Expense | | | | |
| 8104210 · Travel Expense | 10 | 1,500 | (1,490) | 1% |
| 8104220 · Professional Development | 270 | 1,500 | (1,230) | 18% |
| Total 8104200 · Travel Expense | 280 | 3,000 | (2,720) | 9% |
| 8105600 · Insurance | | | | |
| 8105620 · Insurance - Liability | 72 | 285 | (213) | 25% |
| Total 8105600 · Insurance | 72 | 285 | (213) | 25% |
| 8105700 · Other Expenses | | | | |
| 8105705 · Postage | 0 | 90 | (90) | 0% |
| 8105730 · Memberships | 100 | 2,000 | (1,900) | 5% |
| 8105765 · Miscellaneous | 0 | 1,000 | (1,000) | 0% |

Ovilla 4B Economic Development Corporation
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---------------------------------------|---------------|----------|----------------|---------------------------------|
| Total 8105700 · Other Expenses | 100 | 3,090 | (2,990) | 3% |
| 8109000 · Reserves | | | | |
| 8109015 · Administrative Reserves | 0 | 16,085 | (16,085) | 0% |
| 8109215 · Transfer Out - General Fund | 0 | 2,500 | (2,500) | 0% |
| Total 8109000 · Reserves | 0 | 18,585 | (18,585) | 0% |
| Total Expense | 452 | 75,650 | (75,198) | 1% |
| Net Income | 19,993 | 0 | 19,993 | 100% |

Ovilla Municipal Development District
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|--|--------------|---------------|----------------|---------------------------------|
| Income | | | | |
| 4000100 · Taxes | | | | |
| 4000120 · Sales tax | 5,088 | 20,000 | -14,912 | 25% |
| Total 4000100 · Taxes | 5,088 | 20,000 | -14,912 | 25% |
| 4000800 · Other Revenue | | | | |
| 4000840 · Interest Income | 8 | 20 | -12 | 40% |
| Total 4000800 · Other Revenue | 8 | 20 | -12 | 40% |
| Total Income | 5,096 | 20,020 | -14,924 | 25% |
| Expense | | | | |
| 9102200 · Special Services | | | | |
| 9102230 · Legal Fees | 0 | 250 | -250 | 0% |
| 9102240 · Audit | 0 | 1,600 | -1,600 | 0% |
| 9102250 · Accounting | 0 | 250 | -250 | 0% |
| Total 9102200 · Special Services | 0 | 2,100 | -2,100 | 0% |
| 9102300 · Consultant Services | | | | |
| 9102310 · Consultant Fees | 0 | 500 | -500 | 0% |
| Total 9102300 · Consultant Services | 0 | 500 | -500 | 0% |
| 9103100 · General Supplies | | | | |
| 9103110 · Office Supplies | 0 | 100 | -100 | 0% |
| Total 9103100 · General Supplies | 0 | 100 | -100 | 0% |
| 9104200 · Travel Expense | | | | |
| 9104220 · Professional Development | 0 | 250 | -250 | 0% |
| Total 9104200 · Travel Expense | 0 | 250 | -250 | 0% |
| 9105600 · Insurance | | | | |
| 9105620 · Insurance - Liability | 72 | 200 | -128 | 36% |
| Total 9105600 · Insurance | 72 | 200 | -128 | 36% |
| 9105700 · Other Expenses | | | | |
| 9105705 · Postage | 0 | 25 | -25 | 0% |
| Total 9105700 · Other Expenses | 0 | 25 | -25 | 0% |
| 9109000 · Reserves | | | | |
| 9109015 · Administrative Reserves | 0 | 16,345 | -16,345 | 0% |
| 9109215 · Transfer Out - General Fund | 0 | 500 | -500 | 0% |
| Total 9109000 · Reserves | 0 | 16,845 | -16,845 | 0% |

Ovilla Municipal Development District

Profit & Loss Budget vs. Actual

October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---------------|--------------|--------|----------------|---------------------------------|
| Total Expense | 72 | 20,020 | -19,948 | 0% |
| Net Income | 5,024 | 0 | 5,024 | 100% |

Ovilla Police Department Special Fund
Profit & Loss Budget vs. Actual
 October through December 2012

| | Oct - Dec 12 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|--|--------------|--------------|----------------|---------------------------------|
| Income | | | | |
| 4000800 · Other Revenue | | | | |
| 4000815 · Gifts | 501 | 8,000 | (7,499) | 6% |
| Total 4000800 · Other Revenue | 501 | 8,000 | (7,499) | 6% |
| Total Income | 501 | 8,000 | (7,499) | 6% |
| Expense | | | | |
| 5232600 · Special Expenses | | | | |
| 5232690 · Special Expenses - Other | 454 | 2,265 | (1,811) | 20% |
| Total 5232600 · Special Expenses | 454 | 2,265 | (1,811) | 20% |
| 5235500 · Repairs and Bldg Improvements | | | | |
| 5235540 · Repairs - Machinery & Equipment | 0 | 100 | (100) | 0% |
| Total 5235500 · Repairs and Bldg Improvements | 0 | 100 | (100) | 0% |
| 5235700 · Other Expense | | | | |
| 5235735 · Official Functions | 0 | 500 | (500) | 0% |
| Total 5235700 · Other Expense | 0 | 500 | (500) | 0% |
| 5236400 · Minor Capital Outlay | | | | |
| 5236440 · Machinery and Equipment | 620 | 1,800 | (1,180) | 34% |
| Total 5236400 · Minor Capital Outlay | 620 | 1,800 | (1,180) | 34% |
| 5239000 · Reserves | | | | |
| 5239010 · Administrative Reserves | 0 | 3,335 | (3,335) | 0% |
| Total 5239000 · Reserves | 0 | 3,335 | (3,335) | 0% |
| Total Expense | 1,074 | 8,000 | (6,926) | 13% |
| Net Income | (573) | 0 | (573) | 100% |

Ovilla Fire Department Auxiliary
Profit & Loss Budget vs. Actual
 October 2012 through September 2013

| | Oct '12 - Sep 13 | Budget | \$ Over Budget | % of Budget Thru Dec. 25% |
|---|------------------|--------------|----------------|---------------------------------|
| Income | | | | |
| 4000800 · Other Revenue | | | | |
| 4000815 · Gifts | 0 | 1,500 | (1,500) | 0% |
| 4000830 · Vending Machines | 57 | 1,000 | (943) | 6% |
| 4000880 · Reduction in Fund Balance | 0 | 5,750 | (5,750) | 0% |
| Total 4000800 · Other Revenue | 57 | 8,250 | (8,193) | 1% |
| Total Income | 57 | 8,250 | (8,193) | 1% |
| Expense | | | | |
| 5332100 · Employee Benefits | | | | |
| 5332196 · Membership Dues | 0 | 100 | (100) | 0% |
| Total 5332100 · Employee Benefits | 0 | 100 | (100) | 0% |
| 5333400 · Maintenance Supplies and Parts | | | | |
| 5333460 · Supplies - Miscellaneous | 68 | 3,000 | (2,932) | 2% |
| Total 5333400 · Maintenance Supplies and Parts | 68 | 3,000 | (2,932) | 2% |
| 5334200 · Travel Expenses | | | | |
| 5334220 · Professional Development | 0 | 150 | (150) | 0% |
| Total 5334200 · Travel Expenses | 0 | 150 | (150) | 0% |
| 5335700 · Other Expense | | | | |
| 5335735 · Official Functions | 0 | 3,000 | (3,000) | 0% |
| 5335765 · Miscellaneous | 714 | 2,000 | (1,286) | 36% |
| Total 5335700 · Other Expense | 714 | 5,000 | (4,286) | 14% |
| Total Expense | 782 | 8,250 | (7,468) | 9% |
| Net Income | (725) | 0 | (725) | 100% |



DATE: 01-28-13

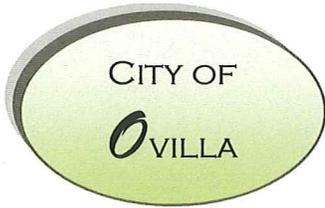
TO: Honorable Mayor and Council Members

FROM: Sharon Jungman

**SUBJECT: Reserve Fund Balance Calculation for
Quarter Ending 12-31-12**

City of Ovilla
Reserve Fund Balance Calculation
12/31/2012

| Description | Account Number | 2012-2013 Budget Amount |
|--|-----------------|-------------------------|
| Total General Fund 2012-2013 Budget | | 2,324,531 |
| Capital Outlay - Machinery and Equipment | 5106440 | (2,500) |
| Capital Outlay - Furniture | 5106465 | (1,375) |
| Capital Outlay- Audio Visual | 5106470 | (2,000) |
| Capital Outlay - Machinery and Equipment | 5107440 | 0 |
| Capital Outlay - Reserves for Contingency | 5109001 | (44,644) |
| Capital Outlay - Machinery and Equipment | 5206440 | (1,150) |
| Capital Outlay - Personal Protective Equipment | 5206445 | (2,000) |
| Capital Outlay - Vehicles | 5207450 | 0 |
| Capital Outlay - Other | 5207490 | 0 |
| Capital Outlay - Machinery and Equipment | 5306440 | (10,800) |
| Capital Outlay - Personal Protective Equipment | 5306445 | (20,500) |
| Capital Outlay - Machinery and Equipment | 5406440 | (826) |
| Capital Outlay - Vehicles | 5407450 | 0 |
| Capital Outlay - Machinery and Equipment | 5506440 | (8,100) |
| Capital Outlay - Personal Protective Equipment | 5506445 | (300) |
| Capital Outlay - Other | 5506490 | (500) |
| Capital Outlay - Building | 5507420 | 0 |
| Capital Outlay - Machinery and Equipment | 5507440 | (8,000) |
| Capital Outlay - Vehicles | 5507450 | 0 |
| Capital Outlay - Infrastructure | 5507460 | (148,000) |
| Capital Outlay - Land Improvements | 5606410 | (500) |
| Capital Outlay - Machinery and Equipment | 5606440 | (500) |
| Capital Outlay - Machinery and Equipment | 5607440 | (3,000) |
| Total Budget Less Capital or one time Expenditures | | 2,069,836 |
| Total Reserve Bank Value Accounts | | |
| Prosperity Money Market Reserve (Acct. #14039009) | 1011500 | \$ 29,385.03 |
| Prosperity Bank (Acct. #670010608) | 1012290 | \$ 55,291.30 |
| Prosperity Money Market Reserve (Acct. #9307583) | 1012250 | \$ 97,534.44 |
| Citizen's National Bankd (Acct. #11383583) | 1012255 | \$ 241,195.89 |
| Texstar Reserves (Acct.#07017-1112) | 1011525 | \$ 928.59 |
| Total Reserve Cash | | \$ 424,335.25 |
| Total undesignated cash reserves (Acct. #9307605) | 1012520 | \$ 90,000.00 |
| Total Reserve Cash & Designated Cash | | \$ 514,335.25 |
| Number of Days in Current Reserve | \$ 5,670.78 | <u>90.70</u> |



Ovilla City Council

CONSENT REPORT

Meeting Date : January 28, 2013

Department: Administration

Discussion Action

Budgeted Expense: YES NO N/A

Submitted By: Staff

| |
|--|
| Attachments: |
| ◆ Quarterly Investment Report |
| Discussion / Justification: |
| |
| Recommendation / Staff Comments: |
| Staff recommends approval. |
| Sample Motion(s): |
| <i>"I MAKE A MOTION THAT COUNCIL APPROVES THE CONSENT ITEM AS PRESENTED."</i> |



DATE: 01-28-2013

TO: Honorable Mayor and Council Members

FROM: Sharon Jungman

**SUBJECT: Quarterly Investment Report for
Quarter Ending 12-31-12**

City of Ovilla
 Fiscal Year 2012-2013
 Investment Report
 For Quarter Ending December 31, 2012

| Fund | Account Number | Quick Books Account # | Inception Date | Maturity Date | Rate | Value 9/30/2012 | Activity | Value 12/31/2012 | Value 12/31/2012 | Difference |
|------------------------|----------------|-----------------------|----------------|---------------|---------|-----------------|--|--|--|------------|
| CAPITAL PROJECTS | | | | | | | | | | |
| CP | 78761 | 1023000 | N/A | N/A | 0.1458% | \$ 308.16 | Interest Earned Deposits Withdrawals Ending Balance | \$ - \$ - \$ 308.16 | \$ - \$ - \$ 308.16 | \$0.00 |
| CP | 07017-0534 | 1023500 | N/A | N/A | 0.1647% | \$ 1,394.19 | Interest Earned Deposits Withdrawals Ending Balance | \$ 0.77 \$ - \$ - \$ 1,394.96 | \$ 0.77 \$ - \$ - \$ 1,394.96 | \$0.00 |
| CP | 9307648 | 1024000 | N/A | N/A | 0.2000% | \$129,275.93 | Interest Earned Deposits Withdrawals Ending Balance | \$ 65.01 \$ - \$ - \$ 129,340.94 | \$ 65.01 \$ - \$ - \$ 129,340.94 | (\$0.00) |
| Total Capital Projects | | | | | | | | \$131,044.06 | \$131,044.06 | (\$0.00) |
| W&S IMPACT FEE | | | | | | | | | | |
| W&S Impact | 660612546 | 8520150 | N/A | N/A | 0.0500% | \$ 6,806.38 | Interest Earned Deposits Withdrawals Ending Balance | \$ 0.86 \$ 87.00 \$ - \$ 6,894.24 | \$ 0.86 \$ 87.00 \$ - \$ 6,894.24 | \$0.00 |
| W&S Impact | 6604032322 | 8510100 | N/A | N/A | 0.1500% | \$ 89,228.68 | Interest Earned Net Deposit Net Withdrawals Ending Balance | \$ 33.65 \$ - \$ - \$ 89,262.33 | \$ 33.65 \$ - \$ - \$ 89,262.33 | (\$0.00) |
| W&S Impact | 07017-1354 | 8520155 | N/A | N/A | 0.1647% | \$ 3,148.04 | Interest Earned Net Deposits Net Withdrawals Ending Balance | \$ 1.34 \$ - \$ - \$ 3,149.38 | \$ 1.34 \$ - \$ - \$ 3,149.38 | \$0.00 |
| W&S Impact | 301668699 | 8520160 | N/A | N/A | 0.2000% | \$20,565.25 | Interest Earned Net Deposit | \$ 10.34 \$ - | \$ 10.34 \$ - | \$0.00 |

City of Ovilla
 Fiscal Year 2012-2013
 Investment Report
 For Quarter Ending December 31, 2012

| Fund | Account Number | Quick Books Account # | Inception Date | Maturity Date | Rate | Value 9/30/2012 | Activity | Value 12/31/2012 | Value 12/31/2012 | Difference |
|-------------|----------------|-----------------------|----------------|---------------|---------|-----------------|--|------------------|------------------|----------------|
| Fire Auxil. | 11003909 | 1010000 | N/A | N/A | 0.0000% | \$ 11,674.10 | Interest Earned \$ 57.00 Net Deposit \$ 1,428.63 Net Withdrawals Ending Balance | \$10,302.47 | \$6,546.73 | \$3,755.74 |
| | | | | | | | Total Investments | \$3,037,821.73 | \$3,664,594.21 | (\$626,772.48) |

This report is prepared in accordance with Chapter 2256 of the Public Funds Investment Act (PFIA). Section 2256.023(a) of the PFIA states that " not less than quarterly, the investment officer shall prepare and submit to the governing body of the entity

Richard Dormier 1-23-13

Richard Dormier
 Interim City Administrator



AGENDA ITEM REPORT

REGULAR AGENDA

Item(s): 1 (City Secretary use only)

Meeting Date: January 28, 2013

Department: Administration

Discussion Action

Budgeted Expense: YES NO N/A

Submitted by: Staff

Amount: _____

| Attachments: | |
|---|---|
| 1. Proposed Ordinance | |
| Agenda Item / Topic: | |
| ITEM 1. | DISCUSSION/ACTION – Consider proposed Ordinance 2013-003, repealing Chapter 4, Article 4.02, Section 4.02.001(C), amending Chapter 4, Article 4.02, Sections 4.02.001(A) and (B) of the Ovilla Code of Ordinances by the addition of Article 4.10 Providing Mobile Food Vending Regulations. |
| Discussion / Justification: | |
| In review of Chapter 4, Section 4, Peddler and/or Solicitor, it was discovered that mobile food vendors were not defined or properly accounted. Council asked legal counsel to draft an ordinance designed to insure that the Mobile Food Vendors are sufficiently regulated and operate in a safe and nonintrusive manner within the City of Ovilla. | |
| Recommendation / Staff Comments: | |
| | |
| Sample Motion(s): | |
| “I MAKE A MOTION THAT COUNCIL APPROVES AND ADOPTS ORDINANCE 2013-003 AMENDING CHAPTER 4 OF THE OVILLA CODE OF ORDINANCES BY THE ADDITION OF ARTICLE 4.10 PROVIDING MOBILE FOOD VENDING REGULATIONS AS PRESENTED.” | |

ORDINANCE NO. 2013-003

AN ORDINANCE OF THE CITY OF OVILLA, TEXAS, REPEALING CHAPTER 4, ARTICLE 4.02, SECTION 4.02.001(C), AMENDING CHAPTER 4, ARTICLE 4.02, SECTIONS 4.02.001(A) AND (B), AND AMENDING CHAPTER 4 OF THE OVILLA CODE OF ORDINANCES BY THE ADDITION OF ARTILCE 4.10 PROVIDING MOBILE FOOD VENDING REGULATIONS; PROVIDING A PENALY CLAUSE; 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.

WHEREAS, the City Council of the City of Ovilla, Texas, does find and determine that it is in the best interest of the safety, health and welfare of the citizens of the City of Ovilla, Texas, to adopt regulations pertaining to the operation of mobile food vending operations within the city limits.

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

SECTION 1. REPEAL OF CHAPTER 4, ARTCILE 4.02, SECTION 4.02.001, SUBSECTION (C), OF THE OVILLA CODE OF ORDINANCES

Chapter 4, Article 4.02, Section 4.02.001(c) of the Ovilla Code of Ordinances is hereby repealed.

SECTION 2. AMENDMENT OF CHAPTER 4, ARTCILE 4.02, SECTION 4.02.001, SUBSECTIONS (A) and (B), OF THE OVILLA CODE OF ORDINANCES

Chapter 4, Article 4.02, Section 4.02.001(a) and (b), of the Ovilla Code of Ordinances is hereby amended to read as follows:

(a) As used in this article, "canvasser" or "solicitor" shall mean any individual, whether a resident of the city or not, traveling either by foot, wagon, automobile, motor truck, or any other type of conveyance, from place to place, from house to house, or from street to street, taking or attempting to take orders for sale of goods, wares, merchandise, or personal property of any nature whatsoever, for future delivery, or for services to be furnished or performed in the future, whether or not such individual has, carries, or exposes for sale a sample of the subject of such sale or whether he is collecting advance payments on such sales or not; provided that such definition shall include any person who, for himself/herself or any other person, hires, leases, uses, or occupies any building or any other place within the city for the sole purpose of exhibiting samples or taking orders for future delivery. The definition of "canvasser" and "solicitor" do not include mobile food vendors. Mobile food vendors are defined in and subject to Article 4.10 of this Code.

(b) As used in this article, "peddler" shall include any person, whether a resident of the city or not, traveling by foot, wagon, automobile, garden truck, or any other type of conveyance, from house to house, or from street to street, carrying, conveying, or transporting goods, wares, merchandise, meats, fish, vegetables, fruits, farm products, provisions, milk or milk products, offering and exposing the same for sale, or making sales and delivering articles to purchasers, or who, without traveling from place to place, shall sell or offer the same for sale from a wagon, automotive vehicle, other vehicle, or conveyance; and further provided that such definition shall

include any person who solicits orders and as a separate transaction makes deliveries to purchasers as a part of a scheme or design to evade the provisions of this article. The word "peddler" shall include the words "hawker" and "huckster." The definition of "peddler" does not include mobile food vendors. Mobile food vendors are defined in and subject to Article 4.10 of this Code.

SECTION 3. AMEDNMENT OF CHAPTER 4, OF THE OVILLA CODE OF ORDINANCES

Chapter 4 of the Ovilla Code of Ordinances is hereby amended by the addition of Article 4.10 to read as follows:

ARTICLE 4.10 MOBILE FOOD VENDORS

Sec. 4.10.001 Definitions

A "mobile food vendor" means any person, persons or entity that operates or sells prepared food from an automobile, cart, truck, trailer or similar vehicle, capable of being moved, for a period of 15 days or more per year. This definition shall not include canvassers, solicitors or peddlers as defined in Section 4.02.001 of this Code.

Sec. 4.10.002 Operations and Regulations

- (a) A valid health permit is required for all mobile food vendors.
- (b) All mobile food vendors shall maintain proof of current automobile insurance.
- (c) Hours of operation shall be 7:00 a.m. until sunset.
- (d) The operation of a mobile food vendor is prohibited in the following locations:
 - (1) Within one block of a school, one (1) hour before or after school hours.
 - (2) Within one hundred (100) feet of an intersection.
 - (3) Being stationary at one location for more than fifteen (15) minutes or locating at any one location more than four (4) times per day (with less than 30 minutes between setups). A "location" for purposes of this ordinance means on or in front of the entire premises of each tract of land or property address within the city limits.
 - (4) Any Commercial Restricted ("CR") zoning district that does not have a Special Use Permit for food sales.
 - (5) Any City park other than Heritage Park.
- (e) Mobile food vendors may remain stationary at Heritage Park with written permission of the City and payment of a fee. Permission from the City to conduct business at city parks will be granted for periods up to six (6) months (January 1 to June 30 or July 1 to December 31) and will be limited to four (4) mobile food vendors at Heritage Park. Permission will be granted on a first come, first served basis. Hours of operation allowed will be 7:00 a.m. to 8:00 p.m. any day of the week. A location will be assigned in the parking lot next to Main Street. No signage other than allowed as part of a mobile food vendor unit will be allowed.
- (f) All automobiles, carts, trucks, trailers or other vehicles used in the operation of the mobile food vendor's business shall have the following:
 - (1) Sign on front and back of truck that states in three-inch lettering "Watch for Children".

- (2) The mobile food vendor's business name and phone number.
- (3) Serving window shall be located on curbside only.
- (4) Sound equipment must comply with the following:
 - (i) Sound equipment shall be limited to music or human speech.
 - (ii) Sound shall not be audible more than one hundred (100) yards from the truck. Sound shall be no louder than 80 dBA.
 - (iii) Sound shall be turned off while the vehicle is stopped for vending.
- (g) Mobile food vendors who conduct business on any private property shall provide the City with written and signed permission of the property owner and may operate at such location only during the business hours of the property owner and subject to the provisions of Section 4.10.002(d) above.
- (h) Temporary connections to potable water are prohibited. Water shall be from an internal tank or other suitable reservoir, and all required electricity shall be supplied by the vehicle, portable generator or an electrical outlet with use of a portable power cord that is in conformance with the Electrical Code adopted by the City.

Sec. 4.10.003 Application

- (a) Applicants for a permit under this article must file with the city secretary a sworn application in writing setting forth the following information:
 - (1) Name and description of the applicant;
 - (2) Address, legal and local;
 - (3) A description of the foods to be sold;
 - (4) A copy of the mobile food vendor's current retail food operation permit issued by the Texas Department of State Health Services;
 - (5) A copy of the mobile food vendor's most recent retail food establishment inspection report issued by the Texas Department of State Health Services;
 - (6) If employed, the name and address of the employer, together with credentials establishing the exact relationship;
 - (7) Proof of automobile insurance if food sales are to be made through use of a motor vehicle;
 - (8) The license plate number of the automobile, cart, truck, trailer or other vehicle from which food will be sold, if a license plate is required by the State of Texas.
 - (9) A photograph of the applicant, taken within sixty (60) days immediately prior to the date of filing of the application, which picture shall be two inches (2") by two inches (2") showing the head and shoulders of the applicant in a clear and distinguishing manner;
 - (10) A statement as to whether or not the applicant has been convicted of a felony or misdemeanor, the nature thereof, and the penalty assessed.

- (b) At the time of the filing of the application, a non-refundable fee in the amount of \$100.00 shall be paid to the city secretary to cover the cost of investigation of the facts stated therein. If parking at Heritage Park is desired (January 1 to June 30 or July 1 to December 31), an additional fee of \$300.00 will be assessed at the time of application. If the mobile food-vending permit is not granted, the \$300.00 fee for parking at Heritage Park will be refunded. If locations are available, the parking at Heritage Park may be added to a valid mobile food-vending permit at any time but will expire on either June 30 or December 31 of the year.

Sec. 4.10.004 Investigation and Denial or Issuance

(a) Upon receipt of a correct and complete application, it shall be referred to the Mayor or his designee, who shall cause an investigation to be conducted of the applicant's business and moral character for the protection of the public good.

(b) If as a result of the such investigation, the applicant's character or business responsibility is found to be unsatisfactory, the mayor or his designee may deny the permit and shall endorse on the application his or her disapproval the reasons for the denial. The application shall then be returned to the city secretary, who shall notify the applicant that his/her application is denied and that no permit will be issued.

(c) If, as a result of such investigation, the character and business responsibility of the applicant are found to be satisfactory, the mayor or his or her designee shall endorse on the application his or her approval, execute a permit addressed to the applicant for a mobile food vendor operation, and return the permit along with the application to the city secretary, who shall deliver to the applicant his or her permit. The city secretary shall keep a permanent record of all permits licenses issued.

Sec. 4.10.005 Appeal of Denial

Any person or entity denied a permit under this article shall have the right to appeal to the city council. Such appeal shall be taken by filing with the council, within fourteen (14) days after the date of the denial, a written statement setting forth fully the grounds for the appeal. The council shall set a time and place for a hearing on such appeal, and notice of such hearing shall be given in the manner as provided in section 4.02.008 for a notice of hearing on revocation. The decision and order of the council on such appeal shall be final and conclusive.

Sec. 4.10.006 Transfer

No permit issued under the provisions of this article shall be used by any person or entity other than the one to whom it was issued.

Sec. 4.10.007 Exhibition

All permits issued under this article shall be displayed within clear view of the public at all times during the operation of the mobile food vendor.

Sec. 4.02.008 Revocation

(a) Permits issued under the provisions of this article may be revoked by the city council, after notice and hearing, for any of the following causes:

- (1) Fraud, misrepresentation, or false statement contained in the application for license;

- (2) Fraud, misrepresentation, or false statement made in the course of carrying on the business of peddler, canvasser, or solicitor;
 - (3) Any violation of this article;
 - (4) Conviction for any felony or a misdemeanor involving violence or crime of moral turpitude;
 - (5) Conducting the business of mobile food vending in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety, or general welfare of the public.
- (b) Notice of the hearing for revocation of a license shall be given in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed, postage prepaid, to the licensee at his or her known address at least ten (10) days prior to the date set for the hearing.

Sec. 4.02.009 Expiration

All annual permits issued under the provisions of this article shall expire on the thirty-first (31st) of December in the year for which issued. Permits other than annual permits shall expire on the date specified on the permit. The full amount of fees will be collected regardless of expiration date.

SECTION 4. PENALTY CLAUSE

Any person, firm, partnership, association or corporation who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor, which shall be punishable by a fine in an amount not to exceed Five Hundred Dollars (\$500). Each and every instance of the violation of this Ordinance constitutes a separate offense and shall be punishable by separate fine for each offense.

SECTION 5. SAVINGS CLAUSE

In the event that any other Ordinance of the City of Ovilla, Texas, heretofore enacted is found to conflict with the provisions of the Ordinance, this Ordinance shall prevail.

SECTION 6. SEVERANCE CLAUSE

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 7. INCORPORATION INTO THE CODE OF ORDINANCES

The provisions of this ordinance shall be included and incorporated in the City of Ovilla Code of Ordinances and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

SECTION 8. EFFECTIVE DATE

Because of the nature of interest and safeguard sought to be protected by this Ordinance and in the interest of the citizens of the City of Ovilla, Texas, this Ordinance shall take effect immediately after passage, approval and publication, as required by law.

SECTION 9. PUBLICATION

The City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

PASSED, ADOPTED AND APPROVED by the City Council of Ovilla, Texas on this the

_____ Day of _____, 2013.

Tom Leverentz, Mayor

ATTEST:

Pamela Woodall, City Secretary

APPROVED AS TO FORM:

Ron G. MacFarlane, Jr., City Attorney



AGENDA ITEM REPORT

REGULAR AGENDA

Item(s): 2 (City Secretary use only)

Meeting Date: January 28, 2013

Department: Administration

Discussion Action

Budgeted Expense: YES NO N/A

Submitted by: Staff

Amount: _____

Attachments:

- 1. Page 9 of current contract
- 2. CWD proposal and exhibit

Agenda Item / Topic:

ITEM 2. DISCUSSION ONLY – Review and consider an optional contract extension with Community Waste Disposal (CWD) and discuss the option to include a household hazardous waste disposal day as a modification to the contract.

Discussion / Justification:

Ovilla’s 5-year solid waste contract with Community Waste Disposal expires in December 2013. The expiring contract has provisions for two one-year extensions. CWD representative Robert Medigovich met with staff and Mayor Pro-Tem Dormier on Friday, January 25. Mr. Medigovich presented a proposal offering the city an option to modify the contract to include a household hazardous waste day and to extend the contract 5 years.

Recommendation / Staff Comments:

Sample Motion(s):

DISCUSSION ONLY.

any other person or entity. The provisions of this Section and Section 7 shall survive the term of this Contract.

6.00 TERM

The term of this Contract shall be five (5) years, with two (2) one-year renewal options pending agreement of both parties. Should either the City or Contractor elect not to renew and extend the contract for an additional one year period, notice must be given to the other party in writing not less than 180 days prior to the expiration of the Contract.

7.00 INSURANCE

Contractor shall procure and maintain for the duration of the Contract insurance against claims for injuries to persons or damage to property which may arise from or in conjunction with the performance of the work hereunder by the Contractor, its agents, servants, representatives, employees, or subcontractors. The cost of such insurance shall be borne by the Contractor and Contractor shall submit to the City evidence that the required insurance coverage evidencing that such insurance has been procured and is in force will be forwarded to the City before commencement of work hereunder.

7.01 Minimum Limits of Insurance: The Contractor shall procure and maintain the following minimum types of coverage's:

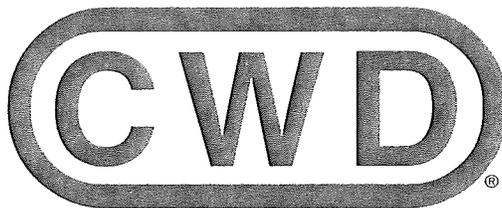
| Type Coverage | Per Occurrence Minimum | Aggregate minimum |
|---|---|---------------------|
| Workers Compensation | As required by law and shall cover all employees including drivers. | As required by law. |
| Comprehensive & General Public Liability | \$1,000,000 | \$2,000,000 |
| Property Damage | \$1,000,000 | \$2,000,000 |
| Comprehensive Auto Liability Bodily Injury | \$1,000,000 | \$2,000,000 |
| Comprehensive Auto Liability-Property Damage | \$500,000 | \$1,000,000 |
| Environmental Impairment/ Impact-sufficiently broad to cover disposal liability on an occurrence basis. | \$1,000,000 | \$2,000,000 |

The City reserves the right to review the insurance requirements of this section during the effective period of the contract and any extension or renewal period.

7.02 Additional Requirements for Insurance:

Each insurance policy to be furnished by Contractor shall include the following conditions by endorsement to the policy:

1. The liability insurance policy shall name City as an additional insured using endorsement GC 2010 or broader;
2. The policy phrase "other insurance" shall not apply to the City where the City is an additional insured; the policy shall specify that it is primary and non-contributory with any of the City's policies and will state that each insured is provided coverage as though a separate policy had been issued to each, except that the insurer's liability will not be increased beyond the amount for which the insurer would have been liable had only one insured been covered.



CommunityWasteDisposal.com
Since 1984

January 14, 2013

Ms. Pamela Woodall, City Secretary
City of Ovilla
105 S. Cockrell Hill Road
Ovilla, TX 75154

RE: Contract Renewal Offer

Dear Ms. Woodall:

As you may be aware, our current five (5) year contract is set to expire on December 1, 2013. By way of this letter, I would like to extend the current contract for five (5) years.

Offer Outline:

1. No rate adjustment on December 1, 2013. Rates will be guaranteed at current charges up to December 1, 2014. This applies to both residential and commercial charges.
2. CWD will implement X-Green Events for the following per home, per month charge:

1x per year
\$.57

2x per year
\$.99

(See attached Exhibit "A" for more details)

3. All other contract terms and conditions remain the same.

At CWD, we are proud of our public/private partnership with the City of Ovilla and hope you feel the same.

Should you have any questions, please contact me at (972) 392-9300, ext. 208.

Sincerely,

Greg A. Roemer
President
groemer@cwd.to

cc:

Richard Dormier, Mayor Pro Tem

Exhibit A

Community Waste Disposal.com

Since 1984

City of Ovilla



One or Two times per year, in the city limits of Ovilla licensed and trained CWD professionals set up, collect, manage and disassemble a “one stop” disposal site.

- Household Hazardous Waste
- Used Electronic Waste, Including CRTs
- Metal Appliances
- Tires
- On Site Document Shredding

CWD personnel will handle all TECQ permits, transportation and disposal. Site will be open to town residents from 8:00am to 1:00pm.

**Charge Per
Home Per Month**

**Events Per
Year**

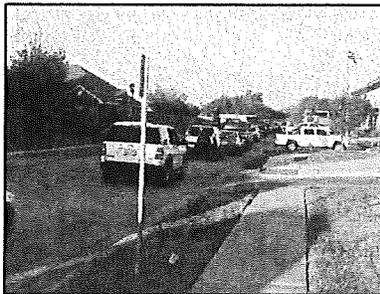
\$.57

\$.99

One

Two

*Easy access
encourages
resident participation
at a recent city
sponsored event*

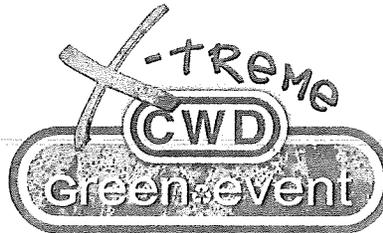


*CWD X-treme Green
Event trailer, collecting
and processing an
assortment of HHW
materials*



Community Waste Disposal.com

Since 1984



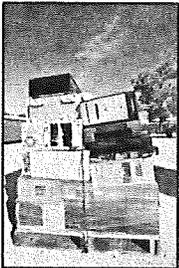
Household Hazardous Waste



Aerosols
Corrosive (acids, bases)
Toxic (pesticides, herbicides, etc.)
Flammables
Oil Base Paint
Latex Paint
Gasoline
Antifreeze
Non-hazardous solid (caulk, joint compound, etc.)

RCRA Empty
Lead Acid Batteries
Oxidizers
Organic Peroxides
Organic Compounds
Lighting Ballast (assume PCB content)
MNiMH & NiCAD Batteries
Lithium & Li-ion Batteries

E-Waste



Analog Computer
Mainframe Computer
Cable TV transmitting or receiving equipment
Media Storage Devices
CD Rom Drive
Microcomputer
Computer Disk Drives
Minicomputer
Computer Terminal
Desktop Computer

Computer Router
Personal Computer (handheld, laptop)
Flatbed Scanner
Satellite TV transmitting equipment
Telephone (cellular, cordless, wireless)
Computer Mouse
Printer
TV (CRT, LCD, Plasma, Flat Screens)
Computer Keyboard

Household Metal Appliances



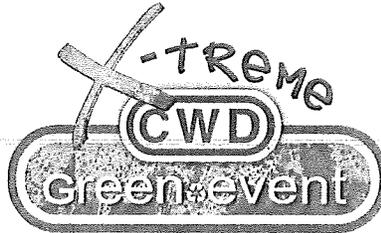
Refrigerator
Washer
Microwave

Freezer
Dryer
Stove/Oven



Community Waste Disposal.com

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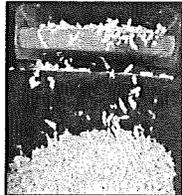
Automotive Tires



Standard Passenger and SUV Tires
Standard Light Duty Truck Tires

ATV Tires
Lawnmower Tires

On Site Document Shredding



Bank Statements
Confidential Information

Old Bills

Individuals that appear to be delivering these items from a business, whether run out of a residence or not, will be rejected or charged a separate special handling fee.

City and/or Contractor may reject unusual volumes of Hazardous Waste, Electronics, Household Metal Appliances, Automotive Tires or Documents for shredding. Unusual Volumes will be determined by:

1. Any one material whereas the accumulated weight exceeds 500 pounds.
2. Any one material whereas the accumulated volumes exceed 1 cubic yard.
3. Any multiple items that accumulated volume exceeds 4 cubic yards.





Ovilla City Council

AGENDA ITEM REPORT

REGULAR AGENDA

Item(s): 3 (City Secretary use only)

Meeting Date: January 28, 2013

Department: Administration

Discussion Action

Budgeted Expense: YES NO N/A

Submitted by: Staff

Amount: _____

Attachments:

- 1. Calendar

Agenda Item / Topic:

ITEM 3. DISCUSSION/ACTION – Consider and set the date and times for the annual Ovilla Clean-Up Day.

Discussion / Justification:

In conjunction with CWD, the City’s solid waste disposal contractor, the Council sets the date for the annual Saturday cleanup.

Recommendation / Staff Comments:

Sample Motion(s):

“I MAKE A MOTION THAT COUNCIL APPROVES AND SETS APRIL ____, 2013, FROM ____AM TO ____ NOON (pm), FOR THE ANNUAL OVILLA CLEAN-UP DAY.”

Keep & Share
 Friends | Groups | Import | Backups | Customize & Share | Email This
 365 Today Go To April 2013

| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
|--------------------|--------------------|----------------------|-----------------------|----------|--------|----------|
| 31 Easter Sunday | 1 April Fool's Day | 2 Last Quarter Moon | 3 | 4 | 5 | 6 |
| 7 | 8 | 9 New Moon | 10 | 11 | 12 | 13 |
| 14 Tax returns due | 15 | 16 | 17 First Quarter Moon | 18 | 19 | 20 |
| 21 Earth Day | 22 | 23 | 24 Full Moon | 25 | 26 | 27 |
| 28 | 29 | 30 Last Quarter Moon | 1 | 2 | 3 | 4 |



AGENDA ITEM REPORT

REGULAR AGENDA

Item(s): 4 (City Secretary use only)

Meeting Date: January 28, 2013

Department: Administration

Discussion Action

Budgeted Expense: YES NO N/A

Submitted by: Staff

Amount: _____

Attachments:

- 1. Proposed Ordinance

Agenda Item / Topic:

ITEM 4. **DISCUSSION/ACTION** – Consider proposed Ordinance 2013-004 of the City Council of the City of Ovilla, TX, authorizing a General Election to be held on May 11, 2013 for the purpose of electing a Mayor and Two Council Members, (Places 2 & 4) 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 TX Election Code.

Discussion / Justification:

State Law requires the City Council to authorize the Order of General Election. May 11, 2013 is uniform Election Day. The proposed 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 Presiding Election Judge and the lease of election equipment.

Early Voting takes place from April 29, 2013, through May 07, 2013 at City Hall.

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 11, 2013 General Election are Monday, May 06, 2013 and Tuesday, May 07, 2013.

Recommendation / Staff Comments:

Staff recommends approval.

Sample Motion(s):

I MAKE A MOTION THAT COUNCIL APPROVES ORDINANCE 2013-004 AUTHORIZING THE ORDER OF GENERAL ELECTION FOR MAY 11, 2013 AS PRESENTED.”

ORDINANCE 2013-004

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OVILLA, TEXAS, AUTHORIZING A GENERAL ELECTION TO BE HELD ON MAY 11, 2013 FOR THE PURPOSE OF ELECTING A MAYOR AND TWO COUNCIL MEMBERS, (PLACES 2 & 4 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 11, 2013 is a uniform election date; and

WHEREAS, the City Council will have the Mayor's positions and two expired positions of the Council in 2013.

WHEREAS, the City Council calls to Order the General Election of May 11, 2013 to elect a Mayor, Place Two and Place Four 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 Ovilla city Council to elect a Mayor and City Council Places 2 and 4 serve until May 2015, or until their successors are duly elected and qualified. Such election shall take place on the 11th day of May 2013, between the hours of 7:00 a.m. and 7:00 p.m.

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 30, 2013 through March 1, 2013. The City Secretary's office will remain open on March 1, 2013 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.

ORDINANCE 2013-004

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 29, 2013 and ending on Tuesday, May 07, 2013.

Extended hours for early voting by personal appearance will be conducted at City Hall at the same location, on May 06, 2013 and May 07, 2013, between the hours of 7:00 a.m. and 7:00 p.m. as required in the Texas Election Code. Applications for voting by mail shall be delivered to the Early Voting Clerk at 105 S. Cockrell Hill Road, Ovilla, Texas 75154, no later than May 3, 2013 at the close of the business day. Early voting, both 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

ORDINANCE 2013-004

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.

Section Ten

Submission to the United States Justice Department. The City Secretary of the City of Ovilla is authorized to prepare a submission to the United States Justice Department to seek pre-clearance as required by law.

Section Eleven

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 Twelve

Lease of Election Equipment Authorized. The City Administrator or his designee is hereby authorized and directed to enter into an election services agreement for said elections with Ellis

ORDINANCE 2013-004

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 Thirteen

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 Fourteen

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

PASSED, ADOPTED AND APPROVED on this the 28th day of January 2013.

Tom Leverentz, Mayor Pro-Tem

Attest:

Pam Woodall, City Secretary



ORDER OF ELECTION FOR THE CITY OF OVILLA

An election is hereby ordered to be held on MAY 11, 2013 for the purpose of:

Mayor
City Council Seat, Place 2
City Council Seat, Place 4

Early voting by personal appearance will be conducted each weekday at

105 S. Cockrell Hill Road, Ovilla, TX 75154 (City Hall)

Between the hours of **8:00 a.m.** and **4:30 p.m.** beginning on Monday, **April 29, 2013**

And ending on **Tuesday, May 07, 2013.**

Additional early voting hours will be held as follows:

Monday, May 06, 2013 and **Tuesday, May 07, 2013**
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
Friday, May 03, 2013. (Received, not Postmarked)

Issued this the **28th** day of **January, 2013.**

Signature of Mayor Leverentz

Signature of Mayor Pro-Tem Dormier

Signature of Councilperson Hall

Signature of Councilperson Stevenson

Signature of Councilperson Griffin

Signature of Councilperson Hunt

*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.2013.004.Attachment A



ORDEN DE ELECCION PARA OVILLA

Por la presente se ordena que se llevará a cabo una elección el **11 mayo 2013** con el propósito de:

Firma del Alcalde
Firma del la Persona del Concilio 2
Firma del la Persona del Concilio 4

La votación adelantada en persona se llevará a cabo de lunes a viernes en

105 S. Cockrell Hill Road, Ovilla, TX

sitio

Entre las **8:00 a.m.** de la mañana y las **4:30 p.m.** de la tarde empezando el lunes, **abril 29, 2013** y terminado el martes, **mayo 07, 2013.**

06 de mayo 2013 y 07 de mayo 2013 las horas de 7:00 AM a 7:00 PM.

Las solicitudes para boletas que se votarán en ausencia por correo deberán enviarse a:

Pamela Woodall, City Secretary

Nombre del Secretaria de Votacion Adelantada

105 South Cockrell Hill Road

Direccion

Ovilla, Texas 75154

Cuidad Zona Postal

Las solicitudes para boletas que se votarán en ausencia por correo deberán recibirse para el fin de las horas de negocio el **viernes, 03 de mayo 2013.**

Emitida este dia 28 de January, 2013.

Firma del Alcalde Leverentz

Firma de la Persona del Concilio Dormier

Firma de la Persona del Concilio Hall

Firma de la Persona del Concilio Stevenson

Firma de la Persona del Concilio Griffin

Firma de la Persona del Concilio Hunt

Nota de instrucción: Se deberá entregar una copia de esta orden de elección al/a la Secretario(a) del Condado/Administrador(a) de Elecciones y el/la Registrador(a) de Votantes a más tardar 60 días antes del día de elección.



AGENDA ITEM REPORT

REGULAR AGENDA

Item(s): 5 (City Secretary use only)

Meeting Date: January 28, 2013

Department: Administration

Discussion Action

Budgeted Expense: YES NO N/A

Submitted by: Staff

Amount: _____

| | |
|---|---|
| Attachments: | |
| 1. Proposed Election Agreement | |
| Agenda Item / Topic: | |
| ITEM 5. | DISCUSSION/ACTION – Consider proposed Joint Election Agreement between the Midlothian Independent School District and the City of Ovilla to hold joint elections served by a common polling place. |
| Discussion / Justification: | |
| The City of Ovilla and Midlothian Independent School District hold their elections on the same day and have successfully shared a common polling place (Ovilla City Hall) on Election Day for many years. Both the MISD and the City share the cost of the state required election equipment. | |
| Recommendation / Staff Comments: | |
| Staff recommends approval. | |
| Sample Motion(s): | |
| I MAKE A MOTION THAT COUNCIL APPROVES THE JOINT ELECTION AGREEMENT BETWEEN THE MIDLOTHIAN INDEPENDENT SCHOOL DISTRICT AND THE CITY OF OVILLA AS PRESENTED.” | |

**JOINT ELECTION AGREEMENT BETWEEN THE MIDLOTHIAN
INDEPENDENT SCHOOL DISTRICT AND THE CITY OF
OVILLA, TEXAS**

This joint election agreement is made this 21st day of January, 2013, by and between the Midlothian Independent School District (“Midlothian ISD”) and the City of Ovilla, Texas (“the City”).

WHEREAS, Midlothian ISD plans to hold a Board of Trustees Election on May 11, 2013, for the purpose of electing Place 4 and Place 5.

WHEREAS, the City plans to hold a City Council Election on May 11, 2013 for the purpose of Mayor and Council Member Place 4 and Place 5.

WHEREAS, Texas Election Code section 271.002 authorizes the governing bodies of political subdivisions to enter into an agreement to hold joint elections in election precincts that can be served by common polling places;

WHEREAS, Midlothian ISD and the City will hold elections on the same day; and

WHEREAS, it would be to the benefit of the City, Midlothian ISD, and the citizens and voters thereof to hold the elections jointly.

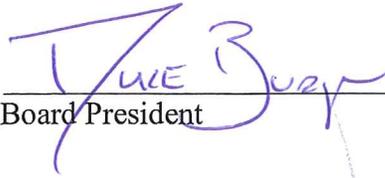
NOW, THEREFORE, IT IS AGREED that a joint election will be held by Midlothian ISD and the City under the following terms and conditions:

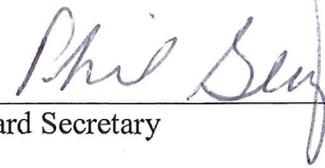
1. Ballots. The entities will be using separate ballots, and each entity will be solely responsible for printing and securing its own ballots, and for getting the necessary software and/or programming from ES&S for use on the ES&S Automark equipment.
2. Use of voting equipment. The entities will be sharing the ES&S Automark equipment on Election Day, and will share the cost of operating this equipment jointly on election day.
3. Election forms and records. Each entity will be responsible for the production, safekeeping and detention of its own election forms and records.
4. Tabulation of precinct results and canvassing. Each entity will be responsible for the tabulation and canvassing of its own elections results.
5. Notice of election and order of election. Each entity will be responsible for ordering its own election. Notice of the election will be published separately, and each entity is responsible for fulfilling its own notice and publication requirements.

6. Appointment of Chief Election Official, Early Voting Clerk. Each entity will be responsible for appointing its own chief election official and early voting clerk.
7. Early voting. Early voting will be conducted separately as MISD has contracted with the City of Midlothian for Early Voting of all precincts at the Midlothian Conference Center for Midlothian ISD. The City of Ovilla will conduct early voting at Ovilla City Hall.
8. Polling places. The entities will share the City's polling location on Election Day, which is the Ovilla City Hall, 105 S. Cockrell Hill Road, Ovilla, Texas.
9. Management of election. Except as set forth herein, each entity will be responsible for preparing for and running its own election, including but not limited to the following duties and responsibilities:
 - Securing qualified individuals to serve as election judges for the polling place.
 - Securing the facility where the election is to be conducted.
 - Securing election materials and supplies, including programming and preparation of an accessible voting system to be used in the election.
 - Management of early voting by personal appearance and by mail.
10. Costs. Each entity will be responsible for all of its own costs, except that the entities will share the costs of operation and use of the ES&S Automark on Election Day.
11. US. Department of Justice preclearance submission. Each entity will submit a letter to the Department of Justice on its own behalf, if necessary.
12. Contract withdrawal – cancellation of election. If either entity cancels its election, the other entity will be entitled to use the Ovilla City Hall to conduct its election as scheduled.

The undersigned are the duly authorized representatives of the parties' governing bodies, and their signatures represent adoption and acceptance of the terms and conditions of this agreement.

APPROVED, this 21st day of January, 2013, by the Board of Trustees of the Midlothian Independent School District.


Board President


Board Secretary

APPROVED, this _____ day of _____, 2013, by the City Council of the City of Ovilla, Texas.

City of Ovilla Mayor

ATTEST:

City Secretary